

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
April 6, 2010
6:00 p.m.**

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Brent Schulz; Marion Foxworth; Gary Loftus; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; Jody Prince; and Al Allen.

MEMBERS ABSENT:

OTHERS PRESENT: Pat Hartley; John Weaver; Anne Wright; Steve Gosnell; Paul Whitten; Janet Carter; Westley Sawyer; and Lisa Bourcier.

In accordance with the FOIA, notices of the meeting were provided to the press stating the time, date, and place of the meeting.

CALL TO ORDER: Chairman Gilland called the meeting to order at approximately 6:01 p.m.

INVOCATION: Mr. J. Prince gave the invocation.

PLEDGE: Mr. Grabowski led the pledge.

PUBLIC INPUT:

1. Carolyn Cole was to speak about support for the Interim Administrator but was absent.
2. Wanda Squires gave an update on the Juvenile Justice Department.
3. James Millward spoke on the SELL Project.
4. Jo Dollar spoke on personal issues.
5. James Sheflin was to speak on Green Environment but was absent.
6. Bo Ives spoke on a proposed mine on Gardner Lacy Road.

Ms. Gilland closed public input at 6:31 p.m.

CHANGES TO THE AGENDA:

Mr. Allen moved to defer Resolution R-37-10 until the April 20th meeting, seconded by Mr. Worley. The motion passed unanimously.

Mr. P. Prince moved to defer Resolution R-29-10 until a later date, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Mr. Schulz moved to defer Resolution R-36-10 to the April 20th meeting, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Mr. Frazier moved to add at the end of the meeting discussion on a legislative matter, seconded by Mr. Barnard. The motion passed unanimously.

Mr. Allen announced a recreation disbursement in the amount of \$750 to the Senior Citizens trip for Parks and Recreation.

APPROVAL OF AGENDA CONTENTS: Mr. Frazier moved to approve the agenda as amended, seconded by Mr. P. Prince. The motion passed unanimously.

APPROVAL OF MINUTES: Regular Meeting March 16, 2010: Mr. Barnard moved to approve the minutes as submitted, seconded by Mr. Frazier. The motion passed unanimously.

MEMORIAL DEDICATION:

Maurice Jones
Virginia Ervin Campbell
Allie Louise McCutchen Boulineau
Juanita M. Goff
Montroes Johnson
Alma Lee Richardson
Kevan F. Chappell
Elizabeth Heins Kay
Will Cannon
Thomas Kelly Joyner
Kaylee Virginia Anderson
Bernice Grayson Herriott
William Carter
Mary Hope Callaway Miller
Frances "Marilyn" Huggins Lewis
Mr. Postella Goff
James Von Johnson
Mary Lue Weaver
Jermaine Davis
Lula Dozier
Leila Belle Cox
Bertha Cooper Garrett
Robert Moore
Marvin Jacobs
Glennie Earl Cox
Wiley Earl Causey
Robert Akil Nelson
Leona Harrelson Capps
Norman Saunders
Blanche P. Altman
Dorothy J. Mintz
Norman Eugene Fowler

Eloise Elliott Spivey
Lynn Spivey
Margaret Floyd

CHARACTERISTIC OF THE MONTH: Creativity: Approaching a need, task, or an idea from a new perspective.

APPROVAL OF CONSENT AGENDA: Mr. Schwartzkopf moved to approve the Consent Agenda, seconded by Mr. J. Prince. The Consent Agenda consisted of the following:

First reading of **Ordinance 14-10** to approve the request of Castles Engineering, agent for RCEE Corporation, to amend the official zoning maps.

Resolution R-35-10 to recognize the week of April 12, 2010 as Hospitality Front-Line Employees Week.

District Appointments to Boards: David Parker to the Board of Assessment Appeals and Rev. Richard McLawhorn to the Affordable/Workforce Housing Commission.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Resolution R-38-10 and Public Hearing to approve a telecommunications tower on property located on Hwy. 707 near Big Block Road in the Socastee Community. **Mr. Grabowski moved to approve, seconded by Mr. Barnard.** No one came forward to speak during the public hearing. **The motion passed unanimously.**

South Carolina House Bill S735. Mr. Frazier spoke briefly on the bill requesting that Council members contact the legislative delegation. Mr. Weaver said the bill dealt with the likely decrease in local government funding by as much as twenty percent this year.

READING OF ORDINANCES:

Second reading and public review of **Ordinance 16-10** approving and authorizing the administrator to execute a lease amendment with Huffman Helicopters, Inc. of property located at Myrtle Beach International Airport, for the enlargement of a currently existing leasehold, for the purpose of anticipated expanded operation of aviation activities related to the maintenance, repair, and operation of general aviation aircraft, to include flight training, aircraft charter, and aerial tours. **Mr. Worley moved to approve, seconded by Mr. Allen.** There was no public review. **The motion passed unanimously.**

Second reading and public review of **Ordinance 21-10** authorizing the transfer of right-of-way property located along Highway 707 to the South Carolina Department of Transportation (SCDOT). **Mr. P. Prince moved to approve, seconded by Mr. Schwartzkopf.** There was no public review. **The motion passed unanimously.**

Second reading and public review of **Ordinance 22-10** approving a lease agreement with Horry Telephone Cooperative (HTC) for the construction of a telecommunications tower at the J. Reuben Long Detention Center. **Mr. Grabowski moved to approve, seconded by Mr. Schwartzkopf.** There was no public review. **The motion passed unanimously.**

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **Ordinance 13-10** Adam Parness, agent for Robert & Teresa Farrar; **Ordinance 17-10** James Wooten and Mike Hogan, Glen's Bay Rd; **Ordinance 18-10** James M. Wooten, agent for Jeffrey S. Rogers, Jr., Tidewater Rd Recycling Center-Minor PDD; and **Ordinance 19-10** Felix Pitts, agent for Sandhills Bank, Bridgeway Park II PDD. **Mr. P. Prince moved to approve, seconded by Mr. Schwartzkopf.** There was no public review. **Mr. Loftus moved to amend Ordinance 13-10 from RE3 to RE2, seconded by Mr. Schwartzkopf. The motion to amend passed unanimously. The motion passed unanimously on all the ordinances with Mr. Schulz recusing himself from Ordinance 17-10 and Ordinance 18-10.**

OLD/NEW BUSINESS:

Mr. Weaver introduced Sanford Graves, a new attorney in the County Attorney's office.

Mr. Weaver spoke briefly on a \$25,000 contribution that had been presented to the County from South Carolina Electric and Gas for use at the technology park at the air park.

Update on Casino Boats. Mr. Weaver stated a new boat was returning from Florida which would operate under the name of Sun Cruise but wasn't the same boat that was here before. The former company had filed Chapter 7 Bankruptcy. The business had been bought back. The old Sun Cruise left the County owing a month and a half of obligations. It was a bankrupt situation where the County couldn't collect the money. The owner having been involved in the first one, and now involved in the second one, had voluntarily made a \$100,000 contribution to the County for the casino fund to show his good faith. On the next agenda there would be an ordinance that would allow Council to amend the prior one that substituted names. The new Sun Cruise would be bound by the same requirements and obligations as the old Sun Cruise.

Change in Council Meeting Dates in Month of June. Mr. Weaver spoke briefly on the upcoming election and second reading of the budget ordinance. The first meeting was scheduled for June 1st and the second one on June 15th. So as to avoid the primary night and second reading prior to the primary, it might be a consideration of Council to move the first meeting to June 15th and the second meeting to June 29th. **Mr. Worley moved to approve, seconded by Mr. Barnard. No vote was taken. Discussion took place and it was decided that the meeting dates for June would not be changed but would remain the same.** Mr. Weaver stated they would anticipate having second reading of the budget on June 1st.

July & August Meeting Schedule. Mr. Weaver said that a vote was required to approve the meeting dates for July and August- one meeting each month. **Mr. P. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed unanimously.** The meeting dates would be July 13th and August 17th.

Discussion on Disbursements. Mr. Weaver stated that Council would be required to vote on disbursements of recreation funds or district funds because a recent State Supreme Court ruling that expenditures by Council members must have approval of the majority of Council.

Selection of County Administrator. Ms. Gilland stated that interviews had been held with two candidates, John Weaver and Dale Surrent. She asked how Council wanted to vote- either by a motion or by ballot. **Mr. Worley moved for a roll call vote, seconded by Mr. Schulz. Mr. Worley moved to appoint Mr. Weaver as the next permanent administrator, seconded by Mr. Schulz. The vote began as follows:**

Mr. Barnard- Mr. Weaver
Mr. Frazier- Mr. Weaver

Mr. Allen moved to amend for a committee to be formed and to put together a contract for Mr. Weaver's employment and to be brought back to Council for approval beforehand. Mr. Worley called for a point of order and stated the motion was out of order. Mr. Carotti stated the motion was out of order because there was a standing Resolution that required a vote that night.

The vote continued as follows:

Mr. Allen-	No for Mr. Weaver
Mr. Schulz-	Yes for Mr. Weaver
Mr. Worley-	Yes for Mr. Weaver
Mr. J. Prince-	No for Mr. Weaver
Mr. Loftus-	Yes for Mr. Weaver
Mr. P. Prince-	Yes for Mr. Weaver
Mr. Grabowski-	No for Mr. Weaver
Mr. Schwartzkopf-	No for Mr. Weaver
Mr. Foxworth-	No for Mr. Weaver
Ms. Gilland-	No for Mr. Weaver

Ms. Gilland stated the motion to appoint Mr. Weaver failed due to a 6/6 tie.

Mr. J. Prince motioned to enter into contractual negotiations with Mr. Weaver and that an ad hoc committee be appointed to bring to full Council at least a bare-bone skeletal contract that would be negotiated and approved by the majority of Council which would then be offered to Mr. Weaver, seconded by Mr. Grabowski. The motion passed unanimously.

ANNOUNCEMENTS:

Ms. Gilland reminded everyone to complete their Census form.

Ms. Gilland reminded everyone of the Budget Retreat on April 8th and 9th at Vereen Memorial Gardens.

Ms. Gilland announced that National Start Walking Day was April 7th at 2:00 p.m. at Margaritaville.

Distribution of Recreation Funds: District 8, \$1,000 to Conway Riverfront Music & Arts Festival (Mr. Schwartzkopf); Districts 4 & 5, \$5,000 each, to Burgess Community Center (Messrs. Loftus and Barnard) and District 11 \$750 for Senior Citizens Trip for Parks and Recreation (Mr. Allen) **Mr. Foxworth moved to approve the disbursements, seconded by Mr. Allen. The motion passed unanimously.**

Appointment of Ad Hoc Committee for Administrator Contract. Ms. Gilland stated that she, Mr. P. Prince, Mr. Loftus and Mr. Schwartzkopf would serve on the committee. The committee would meet and then they would meet with full Council in Executive Session on the contractual issue and would offer the contract to Mr. Weaver.

ADJOURNMENT: The meeting adjourned at 7:32 p.m. in memorial of Maurice Jones; Virginia Ervin Campbell; Allie Louis McCutchen Boulineau; Juanita M. Goff; Montroes Johnson; Alma Lee Richardson; Kevan F. Chappel; Elizabeth Heins Kay; Will Cannon; Thomas Kelly Joyner; Kaylee Virginia Anderson; Bernice Grayson Herriott; William Carter; Mary Hope Callaway Miller; Frances “Marilyn” Huggins Lewis; Mr. Postella Goff; Mary Lue Weaver; James Von Johnson; Jermaine Davis; Lula Dozier; Leila Belle Cox; Bertha Cooper Garrett; Robert Moore; Marvin Jacobs; Glennie Earl Cox; Wiley Earl Causey; Robert Akil Nelson; Leona Harrelson Capps; Norman J. Saunders; Blanche P. Altman; Dorothy J. Mintz; Norman Eugene Fowler; Eloise Elliott Spivey; Lynn Spivey and Margaret Floyd.