

MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
November 28, 2006
6:00 p.m.

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Mike Ryan; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; and Kevin Hardee.

MEMBERS ABSENT:

OTHERS PRESENT: Danny Knight; 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 6:00 p.m.

INVOCATION: Mr. Foxworth gave the invocation.

PLEDGE: Mr. Grabowski led in the pledge.

PUBLIC INPUT:

1. Birgit Darby spoke on County Volunteers and requested that Council begin working on a manual for volunteers.
2. Linda Keeler spoke on good healthcare for all and requested support of Resolution R-157-06.
3. Lee Matlashewski spoke on Traffic and Speeding on Stonebridge Drive. Mr. Grabowski requested that Mr. Weaver look into the possibility of putting up a gate.
4. Meyers Rollins, CEO of COAST RTA spoke on Coats for Kids Campaign taking place December 9-12. Chairman Gilland requested that staff have a collection box located in the atrium of the Government and Justice Building for collection.

Chairman Gilland closed public input at 6:30 p.m.

CHANGES TO AGENDA:

Mr. Barnard moved to reconsider Third Reading of Ordinance 195-06, seconded by Mr. Frazier. The motion failed. The vote was as follows:

In favor

**Barnard
Grabowski
Frazier
Schwartzkopf
Gilland**

Opposed

**Worley
Lazarus
Foxworth
Ryan
Prince
Hardee**

Mr. Schwartzkopf moved to add to the Consent Agenda Ordinance 246-06; Ordinance 247-06; Resolution R-157-06 and Resolution R-159-06, seconded by Mr. Hardee. The motion passed.

Mr. Ryan moved to add under Old/New Business discussion on Staff Reporting. There was no second but a vote was taken that passed.

Mr. Hardee moved to add to the Consent Agenda Resolution R-158-06, seconded by Mr. Lazarus. The motion passed.

Mr. Hardee moved to add an Announcement of recreation fund distribution to Green Sea Floyds Booster Club. There was no second but a vote was taken that passed.

Mr. Barnard requested to remove Ordinance 223-06 from the Consent Agenda.

Mr. Grabowski moved to remove Resolution R-153-06 from the table and send back to the Planning Commission, seconded by Mr. Lazarus. The motion passed.

APPROVAL OF AGENDA CONTENTS: Mr. Barnard moved to approve the agenda as amended, seconded by Mr. Schwartzkopf. The motion passed.

APPROVAL OF MINUTES: Regular Meeting November 14, 2006: Mr. Barnard moved to amend the minutes regarding Ordinance 205-06 so that it read as follows: *Mr. Barnard stated they voted incorrectly on Ordinance 205-06. Chairman Gilland ruled the last vote out of order. The motion failed. The vote was as follows:*

In favor

Opposed

Worley	Schwartzkopf
Lazarus	Prince
Foxworth	Hardee
Ryan	Gilland
Barnard	
Grabowski	

There was no second to the amendment but a vote was taken that passed.

MEMORIAL DEDICATION: It was requested that upon adjournment, Council adjourn in memorial of the following individuals:

Ella M. McCray (Mr. Frazier)
Woodrow Brantley (Mr. Frazier)
Gerald Lynn Boyce (Mr. Foxworth)
Charles Price McQueen (Mr. Prince)
Lynwood K. Watson (Mr. Prince)
Estaleen Jacobs Prince (Mr. Prince)
Judy Gerald (Mr. Hardee)
Kevin David Todd (Mr. Foxworth)

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

- Third reading of **Ordinance 197-06** to amend the 2007 budget so as to provide additional funding for a criminal domestic violence prosecutor, an administrative assistant and two additional positions associated therewith.
- Third reading of the following ordinances to approve the request to amend the official zoning maps: **198-06** Louis Barnaba, agent for Amanda Rafool; **199-06** Grover Rabon, agent for Deborah Thomas; **200-06** Steve Vereen, agent for American Dream Homes, Baron's Bluff PDD; **201-06** Steve Powell, agent for Stuart Landing Inc.; **202-06** Victor Terrero, agent for Charles Murphy; **203-06** Michael Ammons, agent for Roosevelt & Marilyn Bellamy; **204-06** Chris Burroughs, agent for Celia & Carl Bohler; **206-06** James Threlkel, agent for Warran Crawford; **207-06** Jeffrey King/George Redman, agents for Squires Tract PDD; **208-06** James Smith, agent for Elizabeth Singleton; **209-06** Dover & Mary Alice Stacey; **211-06** Joel Carter, agent for Jack & Linda Medlin & Ray Skidmore; **212-06** Rob Wilfong, agent for Nations Land Development LLC; **213-06** Amie Drucker, agent for Paddy-Son Development Co., Inc.; **217-06** Scott Mishoe, agent for Sonya Mishoe & Mark Samborski; and **218-06** Roger Cox, agent for Larry & Joni Sharpe.
- Third reading of **Ordinance 220-06** to amend the county code pertaining to administrative procedures for rezoning.
- Third reading of **Ordinance 222-06** to amend the county code to cap the maximum number of rezoning applications accepted monthly.
- First reading of **Ordinance 246-06** to provide for the lease of office space to the US Army Corps of Engineers.
- First reading of **Ordinance 247-06** to approve the request of James Barfield, agent for River of Life Church of God, to amend the official zoning maps.

- Resolution R-157-06 on Good Health Care for All.
- Resolution R-158-06 granting a permanent encroachment permit in the Bridge Creek Subdivision.
- Resolution R-159-06 endorsement of Edgar Lee Dyer as President of Coastal Carolina University.

The motion passed. Mr. Worley voted “yea” on Ordinance 197-06 and Ordinance 199-06 and “nay” on all the other items.

RESOLUTIONS/PRESENTATIONS:

Presentation by Leadership Grand Strand on results of a recent legislative phone survey. Thomas Lindsey explained the process for the survey. Tim Fortune gave a powerpoint presentation on the results of the phone survey.

Explanation of county tax notice and review of investments. Roddy Dickinson, County Treasurer, gave a review of the County’s investments and an explanation of changes to the tax notice statement.

READING OF ORDINANCES:

Third reading of **Ordinance 196-06** to provide for the extension of a lease of 2.40-acre tract at the Grand Strand Airport to Lazarus Real Estate Holding Company. Mr. Weaver briefed Council on the ordinance. **Mr. Worley moved to approve, seconded by Mr. Ryan. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Schwartzkopf	Lazarus
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		
Frazier		

Third reading and public review of **Ordinance 216-06** to approve the request of Wynn Housel, agent for Ascott Valley Commerce Center PDD, to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Barnard. There was no public review. Mr. Hardee moved to amend to add language to not allow any new telecommunication towers, seconded by Mr. Prince. The motion to amend passed unanimously. The main motion as amended passed unanimously.**

Third reading and public review of **Ordinance 243-06** to approve the request of Carrie McKoy and Elmenta Butler to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Worley. There was no public review. The motion passed unanimously.**

Third reading of **Ordinance 210-06** to approve the request of James Wooten, agent for The Villages at Waterside PDD, to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Barnard. Mr. Worley moved to suspend the rules to allow Bob Cavanaugh, North Myrtle Beach City Council, to speak, seconded by Mr. Lazarus. The motion passed unanimously.**

Bob Cavanaugh spoke on transportation matters and cooperative efforts between the County and North Myrtle Beach. **Mr. Worley moved to refer Ordinance 210-06 to the I&R Committee, seconded by Mr. Hardee. The motion to refer failed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>
Worley	Foxworth Frazier
Ryan	Lazarus Schwartzkopf
Hardee	Barnard Prince
	Grabowski Gilland

The motion to approve second reading of Ordinance 210-06 passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>
Lazarus	Worley
Foxworth	Ryan
Barnard	Hardee
Grabowski	
Frazier	
Schwartzkopf	
Prince	
Gilland	

Chairman Gilland called a recess at 7:45 p.m. The meeting reconvened at 8:05 p.m.

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **227-06** Steve English, agent for R-Little River II LLC; **230-06** Steve Fournier, agent for GLB Properties LLC; **231-06** Ed Jackson, agent for HQ LLC; **232-06** Ed Jackson, Cooper Minor PDD Amendment; **233-06** Gene Smith, agent for Payton Place LLC; **234-06** Annette Mishoe; **235-06** George Redman, agent for The Vaught/Pegram PDD; **236-06** John Haynes; **237-06** James Wooten, agent for Mallard Creek LLC; **238-06** James Wooten, agent for Aberdeen PDD; **239-06** Clifton Roberts, agent for Princefield LLC; **240-06** Oleander Funding, agent for Clauson Properties LLC; **241-06** Michelle Edge, agent for Two Seas LLC; and **215-06** Derrick Blanton, agent for Mountain Flower LLC & Julaan Derrick. **Mr. Hardee moved to approve, seconded by Mr. Schwartzkopf.**

Mr. Worley requested to take Ordinance 227-06 separately. Mr. Hardee requested to take Ordinance 241-06 separately. Mr. Grabowski requested to take Ordinance 231-06 separately. Mr. Prince stated there was a revised version of Ordinance 235-06.

There was no public review on the remaining ordinances.

Mr. Prince moved to accept the revised version of Ordinance 235-06, seconded by Mr. Hardee. The motion to accept the revised version passed. The vote was as follows:

<u>In favor</u>		<u>Opposed</u>
Lazarus	Schwartzkopf	Worley
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		
Frazier		

Mr. Foxworth requested to take Ordinance 238-06 separately.

Mr. Worley moved to remand Ordinance 227-06 to the Planning Commission for a PDD, seconded by Mr. Barnard. The motion to remand passed unanimously.

Chairman Gilland said there were several concerns about R-3 and R-4 zoning designations and suggested sending those back to the I&R Committee.

Mr. Grabowski moved to defer Ordinance 231-06, seconded by Mr. Barnard. The motion to defer passed unanimously.

The motion to approve Ordinance 238-06 passed. The vote was as follows:

<u>In favor</u>		<u>Opposed</u>
Lazarus	Prince	Worley
Ryan	Hardee	Foxworth
Barnard	Gilland	
Grabowski		
Frazier		
Schwartzkopf		

Mr. Hardee moved to disapprove Ordinance 241-06, seconded by Mr. Ryan. Michelle Edge spoke in favor of the ordinance. The motion to disapprove passed. The vote was as follows:

<u>In favor</u>		<u>Opposed</u>
Worley	Schwartzkopf	Prince
Lazarus	Hardee	Gilland
Foxworth		Grabowski
Ryan		
Barnard		
Frazier		

The main motion passed on the remaining ordinances with Mr. Worley voting nay.

Second reading and public review of **Ordinance 224-06** to amend several prior ordinances associated with Time Warner-Advance/Newhouse Partnership's ownership and operation of various cable television franchises in Horry County. **Mr. Lazarus moved to approve, seconded by Mr. Worley. Kathy Babson, Time Warner, spoke briefly. Mr. Lazarus requested that Time Warner look into adding a channel for the School District. The motion passed unanimously.**

Second reading and public review of **Ordinance 225-06** to amend Ordinance 20-85 associated with Horry Telephone Cooperative's ownership and operation of a cable television franchise in Horry County. **Mr. Worley moved to approve, seconded by Mr. Prince. There was no public review. Mr. Worley moved to amend to add in Paragraph Six the following wording: "Nothing in this section shall be construed to obligate the service provider to provide free service to a school or college facility that may be serving as a dormitory", seconded by Mr. Lazarus. The motion to amend passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>
Worley	Schwartzkopf
Lazarus	Prince
Ryan	Hardee
Barnard	Gilland
Grabowski	
Frazier	

The main motion as amended passed unanimously.

Second reading and public review of **Ordinance 226-06** to authorize the extension of the South Carolina Code so as to include boats subject to county ad valorem property tax. **Mr. Grabowski moved to approve, seconded by Mr. Schwartzkopf.** Paul Soucy spoke in favor of the ordinance. Jeff Buckner spoke in favor of the ordinance. Chairman Gilland suggested that the Administration Committee discuss an amendment to exclude boats that were being repaired. **The motion passed unanimously.**

Second reading of **Ordinance 244-06** to approve the request of Tom Cecala, agent for Jerry Ausband/JoEllen Hardwick to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Grabowski. The motion passed unanimously.**

Second reading of **Ordinance 245-06** to authorize the administrator to execute a partnership agreement and lease with the YMCA of Coastal Carolina to develop and promote soccer in the Carolina Forest area. **Mr. Foxworth moved to approve, seconded by Mr. Lazarus. Steve Alger spoke on the lease. The motion passed unanimously.**

Third reading of **Ordinance 223-06** to amend the county code pertaining to storage yard screening in manufacturing and industrial districts. **Mr. Foxworth moved to approve, seconded by Mr. Lazarus. The motion passed. The vote was as follows:**

<u>In favor</u>		<u>Opposed</u>	<u>Absent</u>
Lazarus	Schwartzkopf	Barnard	
Foxworth	Prince	Worley	
Ryan	Hardee		
Grabowski	Gilland		
Frazier			

OLD/NEW BUSINESS:

Staff Reporting. Mr. Ryan requested a chart be included in the packet that would include one item of interest per district with actions taken by staff.

ANNOUNCEMENTS:

Mr. Hardee announced a \$2,000 distribution of recreation funds to Green Sea Floyds Booster Club.

ADJOURNMENT: The meeting adjourned at 8:45 p.m. in memorial of Ella M. McCray; Woodrow Brantley; Jerry Boyce; Charles P. McQueen; Lynwood K. Watson; Estaleen J. Prince; Judy Gerald; and Kevin Todd.