

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
March 3, 2009
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: Danny Knight; Julie Suggs; John Weaver; Anne Wright; Paul Whitten; Janet Carter; and Westley Sawyer.

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 6:03 p.m.

INVOCATION: Chairman Gilland gave the invocation.

PLEDGE: Mr. Worley led the pledge.

PUBLIC INPUT:

1. Jimmy Randall was to speak on the North Myrtle Beach Dragstrip but was absent.
2. Joseph Olsen was to speak on the Animal Shelter but was absent.
3. Tommy Woodard was to speak on Gore Road but was absent. Mr. Knight spoke briefly on Gore Road stating that the road was on the paving list but had been put on the penny list. The road was up to pave and the community needed to help obtain the easements if possible.

Chairman Gilland closed public input at 6:08 p.m.

CHANGES TO THE AGENDA:

Mr. P. Prince moved to add Resolution R-32-09 and Resolution R-33-09 to the agenda, seconded by Mr. Loftus. The motion passed unanimously.

Mr. Grabowski moved to add to the Consent Agenda the Appointment of Charles Morrow to the Open Space Board for District Six, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Mr. Worley referred to proposed Resolution R-34-09 which dealt with temporary vending permits that had been distributed to Council for their review. He requested that

Council review the resolution in the next two weeks and make any suggestions to Chairman Gilland and hopefully they could get it passed in two weeks.

Mr. Frazier moved to defer to the next meeting the Presentation on the Horry County Strategic Plan for Economic Development, seconded by Mr. Loftus. The motion passed unanimously.

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

APPROVAL OF MINUTES: Regular Meeting February 17, 2009 and Workshop on Flow Control January 20, 2009: Mr. Allen moved to approve the minutes as submitted, seconded by Mr. Frazier. The motion passed unanimously.

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

Bertha M. Floyd
Patricia Linder
Jean McDowell
Deacon Hickman, Jr.
Carl Manning
George Skipper
Jean Funk
Genevieve Squires

CHARACTERISTIC OF THE MONTH: Sincerity: Eagerness to do what is right with transparent motives.

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 25-09** to adopt Zoning Appendix B, Article VII, Section 723.13 of the Horry County Code of Ordinances pertaining to the adoption of the Restaurant Row Overlay Zone.

First reading of **Ordinance 27-09** authorizing the (refinancing) of the hospitality obligation bonds in the amount of \$19,905,000.

Resolutions accepting dedication of roads and drainage in the county system at the following locations: **R-23-09** Farm Phase 9 (Carolina Farms Blvd, Scarecrow Way, Picket Fence Ln); **R-24-09** Farm Phase 11 (Picket Fence Ln); **R-25-09** Farm Phase 12 (Carolina Farms Blvd); **R-26-09** Farm Phase 13 (Carolina Farms Blvd, Windmill Way, Farm Lake Dr); **R-27-09** Farm Phase 17A (Carolina Farms Blvd, Pumpkin Patch Ln) and **R-28-09** Forest Village Subdivision (Carolina Forest Blvd.)

Resolution R-29-09 to approve the reallocation of District 7 funds to improve No Name Road off Millberry Lane and Lucas Bay Road with recycled asphalt with the balance of funds currently allocated to Gary Road.

Resolution R-30-09 to approve the reallocation of District 7 funds to improve Moses Lane with coquina utilizing funds allocated to Waccamaw Bend.

Appointment of John Hartwell and Reappointment of existing board members of the Vereen Memorial Historical Gardens Committee. Reappointments are: Craig Hill; Kenneth Thompson; Jericha Kissel; Phillis Newman; Jack Crowley; Betty Vejevich; Vic Gillespie and Bob Weldon.

Appointment of Charles Morrow to the Open Space Board for District Six.

The motion passed unanimously with Mr. Barnard and Mr. Loftus voting nay on Resolutions R-23-09, R-24-09; R-25-09; R-26-09; R-27-09 and R-28-09 and Mr. Foxworth voting nay on Ordinance 25-09.

RESOLUTIONS/PRESENTATIONS:

Resolution R-32-09 proclaiming the Month of March 2009 as American Red Cross Month. **Mr. Foxworth moved to approve, seconded by Mr. Loftus.** Mr. Foxworth presented the resolution to Angela Nicholas and Amy King. Ms. Nicholas thanked Council. **The motion passed unanimously.**

Resolution R-33-09 authorizing revision and extension of the Air Service Development Program at Myrtle Beach International Airport. **Mr. Worley moved to approve, seconded by Mr. Allen. The motion passed unanimously.**

Resolution R-31-09 accepting the final report and recommendations of the Affordable Workforce Housing Committee of Horry County. **Mr. Foxworth moved to approve, seconded by Mr. Schwartzkopf.** Roy Taylor, Planning Department, gave a presentation on the final report. **The motion passed unanimously.**

READING OF ORDINANCES:

Third reading of **Ordinance 16-09** to postpone one year the implementation of Horry County's real property reassessment. **Mr. Worley moved to approve, seconded by Mr. Loftus.** Rendel Mincey, Assessor, spoke briefly on the postponement. **The motion passed unanimously.**

Third reading and public review of **Ordinance 129-08** to approve the request of Gail Olive, agent for Habitat for Humanity, to amend the official zoning maps. **Mr. J. Prince moved to approve, seconded by Mr. Grabowski.** There was no public review. **Mr. J. Prince moved to amend from 25 ft. to 50 ft. PDD buffer and remove included in the 50 ft. rear setback, seconded by Mr. Grabowski. The motion to amend passed unanimously. The main motion as amended passed unanimously.**

Second reading of **Ordinance 138-08** approving the conveyance of 66' right-of-way of Mancini Drive, beginning at 10th Avenue North, to the City of Myrtle Beach and authorizing the county administrator to execute a quit claim deed. **Mr. P. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed unanimously.**

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **18-09** Queens Harbour, Tract 5A, PDD; **19-09** Sheila & Milton Wayne Goff; **20-09** Jerry Boyd, agent for James Earl Todd; **21-09** Richard McNamara; **22-09** Steve Powell, agent for Jack Martin and **23-09** Galloway Minor PDD. **Mr. Schwartzkopf moved to approve, seconded by Mr. Grabowski. There was no public review. The motion passed unanimously.**

Second reading and public review of **Ordinance 02-09** regulating the county-wide collection and disposal of solid waste generated within Horry County and for the prohibition of the disposal of solid waste materials in any manner except as set forth herein, and providing penalties for violation thereof. **Mr. Grabowski moved to approve, seconded by Mr. Schwartzkopf. Mr. Grabowski moved to accept the proposed amended version, seconded by Mr. Loftus. The motion passed unanimously.** The following people spoke at public review: Gen. James Vaught; Maxine Gatling; Frank Parker; George Dennis; Birgit Darby; Teddy Hucks; Chris Burroughs; John Abercrombie; Dee Huggins Wolfe; Karen Sauls; Mike Gibbs; Pam Creech; Raymond Ford; Tim Lee and Amelia Wood. Mr. Weaver referred to resolutions that had been passed by Conway, North Myrtle Beach, Aynor and the SWA Board in support of flow control. There were also resolutions from Surfside Beach, Loris and Atlantic Beach. The City of Myrtle Beach had deferred their vote on the issue but Mr. Leath and Mr. Andrews had voiced their support. He also referred to resumes from three gentlemen that would speak as well. They had brought them in to speak to them and were not there to speak to them in support of flow control. They were not hired guns who had been chosen because they would say -flow control was the way. Flow control was a policy decision that the twelve of them were vested with making. The gentlemen were there to present to them certain facts and information that was important to them in their considerations. In addition to that there were two additional sheets, one from Mr. Hodges, dated February 24th and one from Mr. Braswell likewise dated February 24th that generally was a summary of what they were going to say to them. One of the most important things they had attached to each of those letters was a lengthy index of the documents that were available to them for their review between now and third reading to support their decision as to what to do about flow control. The documents were available in the Clerk to Council office continuously during normal business hours. Mr. Weaver requested that the recording secretary note that the documents from Mr. Hodges and Mr. Braswell should be made a part of the record and should be of consideration to them when they made their decision.

Mr. Weaver spoke briefly on the amended version and stated that the ordinance would be on the County's website. He further stated that the amendment was a change in that it would be enforced by Code Enforcement and funded by the SWA. He also stated that the committee of the SWA would be recommending to the SWA Board that the \$26.50 be reduced by approximately \$10 per ton, somewhere between \$15 and \$19, for DHEC certified recyclers who recycle. Mr. J. Prince inquired on the implementation and enforcement and requested that

Mr. Weaver check into it before the next meeting. **The main motion as amended passed with Mr. J. Prince voting nay.**

Second reading and public review of **Ordinance 17-09** to modify the list of qualifying public infrastructure to be funded through the intergovernmental agreement with the SC Jobs-Economic Development Authority. **Mr. Schwartzkopf moved to approve, seconded by Mr. Foxworth.** There was no public review. **The motion passed unanimously.**

First reading of **Ordinance 24-09** to amend the index map of the official map ordinances for Horry County adding the realigned and widened right-of-way for SC Hwy 707 from SC Highway 544 south to the Horry County line. **Mr. Schulz moved to approve, seconded by Mr. Allen.** **The motion passed unanimously.**

First reading of **Ordinance 26-09** to amend the Zoning Ordinance, Appendix B, Article V, Section 526.2 pertaining to temporary use permits for adult entertainment. **Mr. Barnard moved to approve, seconded by Mr. Schulz.** **The motion passed unanimously.**

OLD NEW BUSINESS:

ANNOUNCEMENTS:

ADJOURNMENT: The meeting adjourned at 8:58 p.m. in memorial of Bertha Floyd; Patricia Linder; Jean McDowell; Deacon Hickman, Jr.; Carl Manning; Jean Funk; and Genevieve Squires.