

**MINUTES  
HORRY COUNTY COUNCIL  
REGULAR MEETING  
October 7, 2008  
6:00 p.m.**

**MEMBERS PRESENT:** Liz Gilland, Chairman; Harold Worley; Brent Schulz; Marion Foxworth (arrived at 6:20 p.m.); Mike Ryan; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; Kevin Hardee; and Al Allen.

**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 6:02 p.m.

**INVOCATION:** Mr. Prince gave the invocation.

**PLEDGE:** Mr. Schwartzkopf led the pledge.

**PUBLIC INPUT:**

1. Mr. Shelby Smith spoke on Dogwood Lake in Surfside.
2. Frank Yalinko was to speak but was absent.
3. Alex Garland spoke on the Airport Expansion.
4. Woody Crosby spoke on the Airport Expansion.
5. Brant Branham spoke on the Airport Expansion.

Chairman Gilland closed public input at 6:27 p.m.

**CHANGES TO AGENDA:**

**Mr. Barnard moved to defer Ordinance 107-08 and send it to the Stormwater Committee, seconded by Mr. Allen.** Chairman Gilland stated there were openings on the Stormwater Committee and she would like to fill those slots at the next meeting. **There was no vote taken.**

Chairman Gilland requested to add a two-minute commercial on behalf of the School Board. **Mr. Grabowski moved to add to the agenda, seconded by Mr. Worley. The motion passed unanimously.**

**APPROVAL OF AGENDA CONTENTS:**

**Mr. Frazier moved to approve the agenda as amended, seconded by Mr. Hardee. The motion passed unanimously.**

**APPROVAL OF MINUTES: Regular Meeting September 16, 2008: Mr. Barnard 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:

Betty Jane Hamilton Dew  
Robert L. Godbolt, Jr.  
Leitha Carroll Gilmore  
James F. Lee  
Geneva T. Graham  
Wallace E. Gore  
Sandy A. Stroud, Jr.  
Maxine H. French  
Thomas H. Owens, Jr.  
Jon G. Taylor, Jr.  
Naomi Anderson  
Martha A. Bellamy  
Simmie Bessant  
Mary Lee Taylor  
Ruth M. Hemingway  
Geraldine B. Burroughs  
John Kenneth Boggs, Sr.  
Staff Sgt. Ronald Phillips, Jr.  
Vera Alford  
Janie Mae Folk  
Fred J. Johnson  
Hermon Long  
L.D. Graham

**CHARACTERISTIC OF THE MONTH:** Obedience: quickly and cheerfully carrying out the direction of those who are responsible for me.

Chairman Gilland spoke briefly on the upcoming referendum for a penny sales tax for schools on the November 4<sup>th</sup> ballot.

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

Third reading of **Ordinance 99-08** authorizing the issuance and sale of a not-to-exceed \$5 million general obligation bond anticipation note for the purpose of providing emergency funding.

Third reading of the following ordinances to approve the request to amend the official zoning maps: **100-08** Felix Pitts, agent for Myrtle Beach Farms Co. and **101-08** Jake Serrano, agent for JJ Detweiler Enterprises.

Third reading of **Ordinance 102-08** to amend the County Code, Land Development Regulations, pertaining to shared private driveways.

Third reading of **Ordinance 103-08** to amend the County Code pertaining to the definition of a corner lot.

Third reading of **Ordinance 104-08** to amend the County Code pertaining to the designation of historic cemeteries.

Third reading of **Ordinance 105-08** to amend the County Code pertaining to flood damage prevention and control.

Third reading of **Ordinance 106-08** approving and authorizing the administrator to execute an amendment to the concession and lease agreement with Airport Management Services LLC for the purpose of enlarging the lease term.

First reading of **Ordinance 116-08** to amend the County Employee Guidelines by deleting two holidays and revising the hazardous weather and emergency leave section.

First reading of **Ordinance 117-08** repealing Ordinance 19-96 relating to the county's credit card policy and authorizing development of new procedures.

**Resolution R-160-08** to approve dirt roads in District 10 to be constructed and paved during Years 15 & 16 of the Road Improvement Plan.

**Resolution R-161-08** to adopt the public service programs of the CDBG program for FY 2008-09.

**Resolution R-162-08** incorporating certain changes in the Capital Improvement Program policies.

Board Appointments: Reappointment of Caroline Ewing to the Library Board of Trustees, District 9 and Appointment of Michael Poulin to the Mt. Gilead Special Tax District Board of Directors to replace Brant Branham.

**The motion passed. Mr. Barnard voted nay on Ordinance 99-08. Mr. Foxworth was absent.**

#### **RESOLUTIONS/PRESENTATIONS:**

**Presentation on the Airport Terminal Expansion Project.** Mr. Rick Ott, MB Kahn, outlined the terminal options, cost, schedules and funding eligibility. Dennis Wiehl, The LPA Group, provided a summary of forecasts and program; Debbie Harwell, Adobe Palm Communications, spoke on community involvement and meetings; Robert Castles, Castles Engineering, reviewed Harrelson Boulevard options; Larry Timbes, Inform Studio, presented conceptual views of the terminal

building; Ken Cushine, Frasca & Associates, spoke on affordability and Bill Golden, Myrtle Beach Golf Holiday, spoke on the economic impact.

Mr. Ott presented three terminal options: Alternative 1- South Pier and Renovation; Alternative 2- New Remote Terminal; and Alternative 3- South Terminal. He stated that the Airport Advisory Committee unanimously voted to recommend Alternative 3- South Terminal. **Mr. Grabowski moved to have first reading authorizing moving forward with the terminal expansion project, design Alternative #3 and that construction not exceed \$129.8 million, seconded by Mr. Hardee.**

**Mr. Barnard moved to direct Mr. Knight to get with the City of Myrtle Beach and to go to the Redevelopment Authority and ask for the \$12 million to fund Harrelson Boulevard, seconded by Mr. Frazier.**

**Mr. Foxworth called point of order.** He stated they had two motions on the floor, both properly seconded and neither of them was in order because they were not added to the agenda.

**Mr. Barnard moved to suspend the rules, seconded by Mr. Hardee. The motion passed unanimously.**

**Chairman Gilland stated there were two motions and she would take the Harrelson Boulevard motion first. There was no discussion. The motion passed with Mr. Worley voting nay.**

**Mr. Worley moved to suspend the rules to add Ordinance 98-08 (An ordinance to amend the FY 2009 Budget so as to authorize and provide funding for additional special services related to program management services for east side terminal development.) to the agenda, seconded by Mr. Schulz.**

Mr. Ott asked for a unanimous vote on whatever action was taken so that when he went to the Congressional and Legislative Delegation to secure funding they clearly knew where everybody stood. He thought the issue of who was going to own and manage the Airport needed to be resolved because he didn't want Council to take third reading on a commitment that his firm made to the citizens of Horry County. If management or ownership of the Airport changed, the numbers would have to change. The conclusion of the process really needed to take place by the first or second week in November.

Mr. Weaver stated the task of the Rankin/Clemmons Committee was to determine what type of governing body could most effectively and efficiently run the Department of Airports, whether that be leave it like it was, whether that meant an authority or somewhere in between. The first task they had was to make that decision. It may be that there should be a regional authority. They couldn't have a state mandated local authority that would be a violation of Article 8 of the Constitution. It would have to be Georgetown and Horry County, Horry County or Marion County. It had to be at least two counties. That was the first step. The next thing they had to do if they made that decision was to then go back to the Legislature and issue their report as to what they believed to be the best and then the Legislature would have to adopt that recommendation and then the appropriate state law would have to be drafted to put it into affect. He said what that state law would say, he could

tell them there was still a real question as to whether or not condemnation and fair compensation would be required. He further stated if that were to happen, more likely it would be in the spring of next year before the law could be properly drafted and considered by the legislature to do anything. That was the timetable they were talking about. The committee could decide at the next meeting to call for a vote and that vote would be the recommendation of that body but they were still required to report that to the legislature on the 15<sup>th</sup> of January or thereabout.

Chairman Gilland stated on October 21<sup>st</sup> they could have first reading, a special called meeting on October 28<sup>th</sup> for second reading and another special meeting on November 5<sup>th</sup>. Mr. Ott stated that would work. He needed to get the \$250,000 to get some minimal contracts in place to get engineering work done. He stated if they could make the final third reading by mid November they could make the project go.

Chairman Gilland suggested that Mr. Grabowski withdraw his motion and do it at the next meeting and also that Mr. Barnard withdraw his motion on Harrelson Boulevard since they had to go together. Mr. Barnard said he didn't see any reason why they kept waiting on Harrelson. Chairman Gilland instructed Mr. Ott to request to get on the Redevelopment Authority's agenda as soon as possible.

Mr. Ott stated a first reading on Harrelson Boulevard would be greatly appreciated and would give them an opportunity to stand firm with the Redevelopment Authority saying this was what they wanted to do. Ultimately, Harrelson Boulevard would not go forward without the main terminal project going forward. Mr. Barnard stated they had voted on Harrelson Boulevard and to leave it the way it was. Chairman Gilland said they didn't. Mr. Barnard said they did and to leave that alone.

Mr. Weaver stated at one time they had three motions before Council. He understood the one on Harrelson Boulevard had been withdrawn. Mr. Schwartzkopf said they voted on it and it passed.

**Mr. Prince called point of order.** He stated that Mr. Grabowski couldn't take his motion off unless the second was taken off. Mr. Weaver stated that was correct and it had not been taken off.

Mr. Grabowski stated he didn't want to take it off and requested that they vote. **Chairman Gilland stated they were voting on first reading of the ordinance for Option #3.** Mr. Weaver stated it was a motion for first reading of an ordinance by title only of which they did not have. It was a budget amendment and required nine in total. **The motion failed. The vote was as follows:**

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

**Mr. Worley moved to reconsider the vote and allow the \$250,000 expenditure to go forward to keep the construction project moving forward, seconded by Mr. Grabowski.**

Mr. Weaver stated if the previous vote was not reconsidered now or at the next meeting before the minutes were approved, then there would be no funding for the Airport. They could consider Mr. Worley's request for \$250,000 and that likewise required nine votes. If that passed they would have \$250,000 in the pot and that was it unless they reconsidered it now or at the next meeting. Mr. Weaver stated they needed to vote on Mr. Worley's \$250,000 motion, which was second reading of Ordinance 98-08. This would be an amendment to amend the budget to add \$250,000 in addition to the \$750,000 that had been made available previously.

Chairman Gilland called for Second reading of **Ordinance 98-08** to amend the FY09 budget ordinance so as to authorize and provide funding for additional special services related to program services for east side terminal development at Myrtle Beach International Airport. **Mr. Worley moved to approve, seconded by Mr. Grabowski.** Mr. Ott stated he wanted to reiterate what Mr. Weaver had said which was the fact that they had taken a vote on first reading on the Airport terminal project. They had to reconsider that at the next meeting or as Mr. Weaver had said, the project was dead. He couldn't build it for \$250,000. **The motion passed. The vote was as follows:**

**In favor**

**Worley  
Schulz  
Foxworth  
Ryan  
Barnard  
Grabowski  
Schwartzkopf  
Hardee  
Gilland**

**Opposed**

**Allen  
Frazier  
Prince**

Chairman Gilland called a recess at 8:50 p.m. The meeting reconvened at 9:00 p.m.

**Resolution R-158-08** approving a Special Events Permit for William Strickland. **Mr. Worley moved to approve, seconded by Mr. Prince. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

**Resolution R-159-08** recognizing Horry County employees for donating 690 units of blood to the American Red Cross in 2007. **Mr. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

**Resolution R-162-08** authorizing the extension of the investment period under the fee agreement by and between Horry County and New South Companies, Inc. **Mr. Frazier moved to approve, seconded by Mr. Prince. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

## **READING OF ORDINANCES:**

Second reading and public review of **Ordinance 109-08** approving and authorizing the administrator to execute an amendment to the lease agreement with General Services Administration of property located at Myrtle Beach Int'l Airport to provide continued on-site facilities for the Transportation Security Administration. **Mr. Prince moved to approve, seconded by Mr. Hardee. There was no public review. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

Second reading and public review of **Ordinance 110-08** approving and authorizing the administrator to execute a lease agreement with Huffman Helicopters, Inc. of property at Myrtle Beach Int'l Airport for the operation of aviation activities. **Mr. Grabowski moved to approve, seconded by Mr. Allen. There was no public review. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **111-08** Roderick Glenn, agent for Calvin Glenn; **112-08** Steve Powell, agent for Pekkin Properties LLC; **113-08** James Britt et al; **114-08** Larry Lynn, agent for Nixon Realty & Development LLC and **115-08** Joey Richardson, agent for Phillip & Kendra Jordan. **Mr. Grabowski moved to approve, seconded by Mr. Prince. There was no public review. The motion passed unanimously. (Mr. Schulz, Mr. Ryan and Mr. Foxworth were absent.)**

## **OLD/NEW BUSINESS:**

**ANNOUNCEMENTS:** Chairman Gilland announced the following: Alternative Energy Forum- October 8, 9:00 a.m., Myrtle Beach Convention Center, sponsored by the Myrtle Beach Area Chamber of Commerce.

**ADJOURNMENT:** The meeting adjourned at 9:05 p.m. in memorial of Betty Jane Hamilton Dew; Robert L. Godbolt, Jr.; Leitha Carroll Gilmore; James F. Lee; Geneva T. Graham; Wallace E. Gore; Sandy A. Stroud, Jr.; Maxine H. French; Thomas H. Owens, Jr.; Jon G. Taylor, Jr.; Naomi Anderson; Martha A. Bellamy; Simmie Bessant; Mary Lee Taylor; Ruth M. Hemingway; Geraldine B. Burroughs; John Kenneth Boggs, Sr.; Staff Sgt. Ronald Phillips, Jr.; Vera Alford; Janie Mae Folk; Fred J. Johnson; Hermon Long and L.D. Graham.