

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
March 16, 2010
6:00 p.m.**

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Brent Schulz; Gary Loftus; Marion Foxworth (arrived at 6:08 p.m.); 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; 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 6:04 p.m.

INVOCATION: Mr. Worley gave the invocation.

PLEDGE: Mr. Frazier led the pledge.

PUBLIC INPUT:

1. John Bonsignor spoke on Save-R-Cats upcoming Eighth Annual Cat Ball and requested that Mr. Loftus prepare a resolution for them. He also spoke briefly regarding Coast RTA.
2. Nancy Cave spoke regarding the SELL project.
3. Coupe DeVille spoke regarding the SELL project.
4. Sel Hemingway spoke regarding the SELL project.

Chairman Gilland closed public input at 6:23 p.m.

Ms. Gilland commented on new air service from Myrtle Beach to Toronto, Canada. She also commented on her recent trip to Europe and London stating that in the Fall of 2011, one hundred of the highest selling tour operators in Germany will visit Myrtle Beach in groups of 20 to tour different parts of the Myrtle Beach area and South Carolina.

CHANGES TO AGENDA:

Mr. Frazier requested to add under Announcements the distribution of \$2,000 in recreation funds to the City of Conway and \$5,000 in recreation funds to Smith Jones Recreation.

Ms. Gilland requested to add under Announcements the distribution of \$1,000 to the City of Conway project from her recreation funds.

Mr. Barnard moved to add Resolution R-28-10 in support of the advancement of the Southern Evacuation Lifeline (SELL) Project and to add under Old/New Business a letter of appreciation that he would like to read into the record, seconded by Mr. Frazier. The motion passed unanimously. (Mr. Foxworth was absent.)

Mr. Grabowski moved to add Resolution R-33-10 declaring April as Autism Awareness Month, seconded by Mr. Allen. The motion passed unanimously. (Mr. Foxworth was absent.)

Mr. Schulz recused himself from Ordinance 17-10 and Ordinance 18-10.

Mr. Loftus moved to defer Ordinance 13-10 to the April 6th meeting, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Mr. Schwartzkopf requested to add a \$1,000 distribution in recreation funds to the City of Conway.

Mr. P. Prince moved to defer Resolution R-29-10 to the April 6th meeting, seconded by Mr. Schulz. The motion passed unanimously.

Mr. P. Prince moved to remove Ordinance 20-10 from the Consent Agenda.

Mr. P. Prince moved to add under the Consent Agenda the appointment of Mr. Henry Nichols to the Affordable Housing Committee, seconded by Mr. Allen. The motion passed unanimously.

Mr. Barnard moved to remove Ordinance 22-10 from the Consent Agenda, seconded by Mr. Allen. The motion passed unanimously.

Mr. Schulz moved to add Resolution R-34-10 voicing this Council's ongoing support of Horry County's "Flow Control" ordinance and its opposition to the political effort pending in the South Carolina Statehouse to circumvent and defeat this public health local legislation, seconded by Mr. Frazier. The motion passed unanimously.

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

APPROVAL OF MINUTES: Regular Meeting, March 2, 2010: Mr. Barnard moved to approve the minutes as submitted, seconded by Mr. Grabowski. The motion passed unanimously.

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

John Morris Urban
David Leroy Mosley
Carl David Prince

Edward Carlyle Strickland
William Bell "W.B." Hardee
Ralph Julian Hardee
Dr. Peter Brooks Shaffer
Linda Williams
Mabel Stephens Dew

CHARACTERISTIC OF THE MONTH: Tolerance- Realizing that everyone is at varying levels of character development.

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

Third reading of **Ordinance 10-10** authorizing the county administrator to quit claim two drainage easements back to Earl Glenn Holmes as located off Davis Road.

Third reading of **Ordinance 11-10** authorizing the issuance and sale of not-to-exceed \$350,000 general obligation bonds, fixing the form and details of the bonds, authorizing the interim county administrator to determine certain matters relating to the bond, providing for the payment of the bond and the disposition of the proceeds thereof.

Third reading of **Ordinance 12-10** to amend the FY 2010 budget so as to recognize bond proceeds and expenditure for land acquisition in the amount of \$350,000.

Third reading of **Ordinance 15-10** to approve the request of Bob Weaver, agent for Farrar Family LTD Partnership, to amend the official zoning maps.

First reading 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.

First reading of **Ordinance 17-10** to approve the request of James Wooten and Mike Hogan, to amend the official zoning maps.

First reading of **Ordinance 18-10** to approve the request of James M. Wooten, agent for Jeffrey S. Rogers, Jr., Tidewater Rd Recycling Center Minor PDD, to amend the official zoning maps.

First reading of **Ordinance 19-10** to approve the request of Felix Pitts, agent for Sandhills Bank, Bridgeway Park II PDD, to amend the official zoning maps.

First reading of **Ordinance 21-10** authorizing the transfer of right-of-way property located along Highway 707 to the South Carolina Department of Transportation (SCDOT).

Appointment of Mr. Henry Nichols to the Affordable Housing Committee.

The motion passed unanimously. (Mr. Schulz recused himself from voting on Ordinance 17-10 and Ordinance 18-10.

RESOLUTIONS/PRESENTATIONS:

Resolution R-33-10 declaring April as Autism Awareness Month. Mr. Whitten read the resolution. **Mr. Grabowski moved to approve, seconded by Mr. Schulz.** The following people spoke on the resolution: Gordon Harris, Amy Garrett, Executive Director of the Autism Advocate Foundation and Monique Clemet, Board Member. Mr. Harris said they would be having their second annual fundraiser at Jersey Mike's in April. May 1st would be the jamboree in Conway at Jersey Mikes.

Presentation on County Council Webstreaming Update. Shelia Butler gave an update on webstreaming. The meeting was being recorded and intended to be webstreamed to the internet. The Council webpage had been refreshed and would look different. The webstreaming would be live beginning with the meeting on April 6th and would be available to the public Thursday at 5:00 p.m. for playback. Mr. Grabowski stated they would like to see the committee meetings webstreamed as well.

Presentation on Coast RTA Operations & Federal Funding Update. Myers Rollins spoke introducing some of the board members and staff that were present. He gave a presentation and update on the operations and federal funding update and presented an overview of their finances and a projection of the out years. Ms. Gilland spoke briefly stating there needed to be a dedicated millage every year to keep bus service ongoing.

Resolution R-30-10 authorizing the County Administrator to transfer funds from Road Maintenance Fee Account 34-471-0331 "Little Hill Drive; Mahalia Drive; Mosdell Road; No Name off Millberry Lane; Sherman Road; & Winburn Road; and from Account 34-700-1331 Beth Road; Little Hill Drive and Mt. Triumph Road to Account 34-471-0331 to West Homewood Road. **Mr. Allen moved to approve, seconded by Mr. Schwartzkopf. The motion passed unanimously.**

Resolution R-31-10 to approve the replacement of the .38 miles of roadways approved in the Local Road Improvement Plan that will now be paved as a portion of the second 20 miles paved with Local Option Sales Tax Fees. **Mr. Barnard moved to approve, seconded by Mr. P. Prince. The motion passed unanimously.**

Resolution R-34-10 voicing this Council's ongoing support of Horry County's "Flow Control" Ordinance and its opposition to the political effort pending in the South Carolina Statehouse to circumvent and defeat this public health local legislation. **Mr. Schulz moved to approve, seconded by Mr. Frazier. The motion passed unanimously.**

Resolution R-32-10 to disapprove the request of Robbie J. Teaste, et al, to amend the official zoning maps. **Mr. P. Prince moved to approve the disapproval, seconded by Mr. Loftus. The motion passed unanimously.**

Resolution R-28-10 in support of the advancement of the Southern Evacuation Life Line. **Mr. Barnard moved to approve, seconded by Mr. Loftus.** Mr. Rocque Kneece, CECS, gave a presentation on the project and requested permission to move forward on behalf of the County to look for funding at no cost to the County. **Mr. P. Prince moved to amend that NO PORTION OF THE RESOLUTION WOULD IN ANY WAY IMPACT THE GENERAL TAX DOLLAR FUNDS OF HORRY COUNTY CITIZENS,** seconded by Mr. Schwartzkopf. **The motion passed unanimously.** **Mr. Foxworth moved to amend TO INDEMNIFY THE COUNTY AGAINST SPENDING ANY MONEY TO ALSO INDEMNIFY THE COUNTY AGAINST LAWSUITS BROUGHT BY POTENTIALLY BUILDING THE ROAD,** seconded by Mr. Schwartzkopf. Ms. Gilland suggested that they send the issue to committee and have a workshop. Mr. Weaver spoke on Mr. Foxworth's amendment stating there was no contract in place. Mr. Foxworth stated he would take the word "indemnify" out and requested that Mr. Weaver put it in the right terminology so that they were not held on the hook down the road. **Mr. Weaver stated from a legal perspective the motion was out of order.**

Ms. Gilland called a recess at 8:16 p.m. The meeting reconvened at 8:30 p.m.

Continuation of Resolution R-28-10: **Mr. Grabowski moved to have a workshop prior to passage of the resolution. The motion died for lack of a second.** Mr. Schwartzkopf stated he would add it to the I&R agenda for the Thursday, April 7th meeting and invite all Council members to attend. **Mr. Barnard called the question. The motion to approve Resolution R-28-10 as amended passed with Mr. Foxworth voting nay.**

READING OF ORDINANCES:

Third reading and public review of **Ordinance 09-10** to approve the request of Karen L. Tidik, to amend the official zoning maps. **Mr. Schwartzkopf moved to approve, seconded by Mr. Frazier. There was no public review. The motion passed unanimously.**

First reading of **Ordinance 20-10** to approve the request for Bobby & Jan Livingston, Livingston Carpet Cleaning Minor PDD, to amend the official zoning maps. **Mr. Barnard moved to approve, seconded by Mr. Allen.** Ms. Carter spoke briefly and presented aerial information of the location. Mr. Worley requested that they have a public hearing in the community on either March 29th, 30th or 31st before it came back to Council for second reading and public hearing. **The motion passed unanimously.** Mr. Gosnell stated staff would set it up. Mr. Worley requested to make sure the community was aware of when the meeting would be.

First reading 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. Schwartzkopf moved to approve, seconded by Mr. P. Prince.** Mr. Weaver stated Council had before them a memorandum from Ms. Carter dated March 15th that addressed four issues in the lease that required minor modifications. It had no material impact on the ordinance or the terms of the lease. **Mr. Barnard moved to amend to accept the modifications, seconded by Mr. Schulz. The motion passed unanimously. The main motion as amended passed unanimously.** Mr. P. Prince spoke briefly stating that Horry Telephone Cooperative needed to talk to the community before it came before Council. Ms. Carter spoke briefly on the notification process. Ms. Gilland

said they could talk to HTC and also requested that Ms. Carter let the district representative know of any problems as soon as she got a heads up. She felt that was sufficient.

OLD/NEW BUSINESS:

ANNOUNCEMENTS: Mr. Barnard read a letter of appreciation into the record. He said last week the Surfside Beach Club that had over 300 homes went to CTC and got \$200,000 to fix their intersection on Bypass 17. They wrote a letter to Mr. Weaver stating that Mr. Gosnell and Mr. Andrew Markunas did outstanding work and appreciated it. He requested that Mr. Weaver reflect that in their record.

Ms. Gilland announced the following recreation disbursements: \$2,000 to the City of Conway from Mr. Frazier; \$1,000 to the City of Conway from Mr. Schwartzkopf and \$1,000 to the City of Conway from Ms. Gilland. The funds were for a film group that was traveling around the state called "Life in the Carolinas" that featured small towns and they had stumbled on Conway and they were going to do a feature on Conway. Ms. Gilland announced the disbursement of \$5,000 in recreation funds from Mr. Frazier for Smith Jones Recreation Center.

Ms. Gilland stated she was going to ask staff to start putting the disbursements on the websites so folks could see how the money was being spent unless there was any objection or concern from Council.

Ms. Gilland spoke briefly on the upcoming election and stated that she would not be seeking re-election for Chairman of Horry County Council at this time.

ADJOURNMENT: The meeting adjourned at 8:55 p.m. in memorial of John Morris Urban; David Leroy Mosley; Carl David Prince; Edward Carlyle Strickland; William Bell "W.B." Hardee; Ralph Julian Hardee; Dr. Peter Brooks Shaffer; Linda Williams; and Mabel Stephens Dew.