

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
June 15, 2010
6:00 p.m.**

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

MEMBERS ABSENT: Brent Schulz.

OTHERS PRESENT: Pat Hartley; Anne Wright; Steve Gosnell; Paul Whitten; Arrigo Carotti; 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. Foxworth gave the invocation.

PLEDGE: Mr. Schwartzkopf led the pledge.

Chairman Gilland recognized Tom Rice, Republican Nominee and Vincent Lehotski, Democratic Nominee for Council Chairman in the November General Election. She congratulated Mr. Allen and Mr. Schwartzkopf on their win in the Primary Election.

PUBLIC INPUT:

1. Bill Felder spoke regarding Resolution R-64-10.
2. Jim Easley spoke regarding Resolution R-64-10.
3. Frances Laban spoke regarding Resolution R-64-10.

Chairman Gilland closed public input at 6:18 p.m.

Ms. Gilland stated that Mr. Weaver, County Administrator, was attending a meeting at the MBAFB Redevelopment Authority.

CHANGES TO AGENDA:

Mr. Schwartzkopf moved to add under Announcements a \$2000 recreation distribution to the Racepath Summer Camp. There was no second. A vote was taken that passed unanimously. (Mr. Foxworth was absent.)

Mr. P. Prince moved to remand Ordinance 45-10 back to the I&R Committee, seconded by Mr. Allen. The motion passed unanimously. (Mr. Foxworth was absent.)

Mr. Grabowski moved to table indefinitely Resolution R-64-10, seconded by Mr. Allen. The motion passed with Mr. Loftus voting nay. (Mr. Foxworth was absent.)

Mr. Frazier moved to remand Resolution R-63-10 back to the Planning Commission, seconded by Mr. Worley. The motion passed unanimously. (Mr. Foxworth was absent.)

Mr. Carotti stated that if Council wanted to have a referendum at the General Election in November regarding Coast RTA, a resolution to that effect would need to be added to the agenda and adopted that evening. Resolution R-65-10 had been distributed to Council for their consideration. **Mr. Barnard moved to add Resolution R-65-10 to the agenda, seconded by Mr. Frazier. The motion failed in that unanimous consent was needed to add it to the agenda. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Foxworth	Worley	Schulz
Loftus	Grabowski	
Barnard		
Frazier		
Schwartzkopf		
P. Prince		
J. Prince		
Allen		
Gilland		

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

Mr. Loftus moved to reconsider and add Resolution R-52-10 as part of the budget regarding funding for Myrtle Beach Regional Economic Development Corporation, seconded by Mr. Schwartzkopf. The motion passed unanimously.

APPROVAL OF MINUTES: Regular Meeting, June 1, 2010: There was no motion nor a second but a vote was taken that passed unanimously.

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

Connie Stroud
Thales Brantley
Robert Marshall, Sr.
Sam Rizzolino
Tammy Coats
Donny Gerald

Bert Todd
Robert Byerly, Jr.

CHARACTERISTIC OF THE MONTH: Endurance: the inward strength to withstand stress and do my best.

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

Third reading of the following ordinances to approve the request to amend the official zoning maps: **38-10** James Richardson, agent for BillMil of SC LLC; **39-10** Jackie Livingston, agent for Anthony Livingston; **40-10** Terri Sebring, agent for Sebring, Derr, Kniffen & Follin; and **41-10** Wayside Holdings LLC.

Third reading of **Ordinance 42-10** to add certain properties to the Horry County Historic Property Register as individual historic properties.

First reading of **Ordinance 44-10** to authorize the administrator to execute a partnership agreement and lease with the YMCA of Coastal Carolina for the development of soccer fields at Carolina Forest II Recreation Site.

First reading to approve the request to amend the official zoning maps: **32-10** Weaver Engineering, agent for Jubilee Beach Partners LLC; **46-10** Ransom Jenerette, agent for Holliday Associates LLC; and **47-10** Cecil S. Brown.

Resolutions to accept roads and drainage into the county maintenance system at the following locations: **R-54-10** Tuscany PH2 (Livorn Loop, Carra Ln, Umbria Dr, Capri Ln) and **55-10** Grier Crossing Subdiv (Grier Crossing Dr, Maple Oak Dr, Basswood Ct.)

Resolution R-56-10 to approve intersection improvement projects for submittal to the Rural Technical Committee, part of the Waccamaw Regional COG for inclusion in their 2010-2012 Transportation Improvement Plan.

Resolution R-57-10 expressing sincere appreciation to the United States Army Golden Knights for agreeing to perform at the Grand Strand Sports & Fishing Festival scheduled to take place June 11-13, 2010.

Resolution R-58-10 to adopt the budget revision for FY2008/09 Annual Action Plan for the Myrtle Beach projects.

Resolution R-59-10 to adopt the budget revision for FY2009/10 Annual Action Plan for Myrtle Beach projects.

Resolution R-62-10 to revise the Horry County Parks & Open Space Plan to include additional maps and text.

District Board/Commission Appointments: Dean Belowich to the Planning Commission; Ashlei White to the Planning Commission and Mickey Howell to the Planning Commission.

The motion passed with Mr. Allen, Mr. Barnard, and Mr. Loftus voting nay on Resolution R-55-10.

RESOLUTIONS/PRESENTATIONS:

Resolution R-66-10 recognizing the winners of the 2010 Soil and Water Conservation Essay contest. **Mr. P. Prince moved to approve, seconded by Mr. Foxworth.** Tom Garigen, Stormwater, presented the resolutions to the winners. **The motion passed unanimously.**

Resolution R-67-10 recognizing Needham Todd and O'Bryan Cox for 48 years of service to the Simpson Creek Watershed Conservation District. **Mr. P. Prince moved to approve, seconded by Mr. Loftus. The motion passed unanimously.** Tom Garigen, Stormwater, presented the resolutions to Mr. Todd and Mr. Cox. Mr. Todd and Mr. Cox thanked Council.

Resolution R-60-10 to designate funds from the 5% restricted portion of the accommodations tax monies held by the Myrtle Beach Chamber of Commerce for promotion of tourism in the Grand Strand area. **Mr. Frazier moved to approve, seconded by Mr. Loftus. The motion passed unanimously.**

Resolution R-61-10 approving FY 2011 local accommodations tax distribution. **Mr. Worley moved to approve, seconded by Mr. Frazier. The motion passed with Mr. Foxworth voting nay.**

Resolution R-53-10 authorizing and approving accommodations tax funding. **Mr. Worley moved to approve the revised version which included the Administration Committee's recommendations, seconded by Mr. Frazier. The motion passed with Mr. P. Prince and Mr. Foxworth voting nay.**

Resolution R-52-10 to define and specify the terms and conditions recommended by and acceptable to Horry County Council for continued FY2011 funding of the Myrtle Beach Regional Economic Development Corporation. **Mr. Loftus moved to approve the revised version, seconded by Mr. Foxworth. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Foxworth	Schulz
Loftus	P. Prince	
Barnard	J. Prince	
Grabowski	Allen	
Frazier		
Schwartzkopf		
Gilland		

Mr. Frazier moved to adopt Resolution R-52-10 as amended, seconded by Mr. Loftus. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Foxworth	Schulz
Loftus	P. Prince	
Barnard	J. Prince	
Grabowski	Allen	
Frazier		
Schwartzkopf		
Gilland		

READING OF ORDINANCES:

Third reading and public review of **Ordinance 24-10** to raise revenue, make appropriations and adopt a budget for Horry County for FY ending June 30, 2011. **Mr. Worley moved to approve, seconded by Mr. Loftus.** The following people spoke at public review: Vincent Lehotski; Pam Creech; and Elizabeth Weims.

Mr. Allen asked why Resolution R-65-10 (Advisory Referendum on Coast RTA) was not on the agenda. Ms. Gilland said that Mr. Weaver didn't put it in by Monday which was when the packet closed. Mr. Carotti stated the resolution would have to be done that evening in order to meet the Department of Justice and the Election Commission deadlines. It would have to be adopted that evening and mailed overnight to the Department of Justice in order to meet the deadline. **Mr. Worley and Mr. Grabowski withdrew their objection to adding Resolution R-65-10 to the agenda.**

Mr. Foxworth moved to table Ordinance 24-10, seconded by Mr. Grabowski. The motion passed unanimously.

Mr. Grabowski moved to reconsider the agenda contents, seconded by Mr. Loftus. The motion passed unanimously.

Mr. Barnard moved to add Resolution R-65-10, seconded by Mr. Loftus. The motion passed unanimously. Mr. Loftus moved to approve the agenda as amended, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Resolution R-65-10 calling for the Horry County Election Commission to conduct an advisory referendum to be placed on the 2010 general election ballot in November to determine the wishes of the electors as to the question of whether Horry County should continue funding for a regional mass public transportation system. **Mr. Schwartzkopf moved to approve, seconded by Mr. Barnard. The motion passed with Mr. Worley voting nay.** Ms. Gilland suggested they add the wording "our bus service" to the referendum question. She further stated that it should include "not to exceed one mil." Mr. Carotti stated part of the delay of getting the resolution on the agenda was that there were legal issues being addressed between Coast RTA and Mr. Weaver. He further stated the question of whether the County could fund it using millage, property tax, or whether they would

have to come up with some other funding. There was some state law that may indicate that might be an impediment and that a road maintenance fee may be the preferred method of funding. He said that could be addressed in November and was why the referendum was written the way it was to afford Council the greatest flexibility in deciding the funding mechanism if they decided to do so. He further stated they had no idea what a mil would be worth next year. Mr. Sawyer stated a mil was worth around \$1.8 million and the value was expected to go up and would be worth around \$1.8 million to \$2 million. The issue of the limit or the millage cap still applied and didn't know what the cap was going to be next year. Mr. Carotti stated that Coast RTA could not expend any funds in promoting the referendum. He further suggested that Coast RTA obtain a legal opinion from their counsel on that issue. **Mr. Loftus moved not to exceed .6 mils. Mr. Barnard moved to amend that the question on the ballot read as follows: Do you favor the funding by Horry County in an amount not to exceed six tenths of a mil (\$1.08 million) annually for the operations of a regional public mass transportation service provider such as Coast RTA. Mr. Loftus withdrew his previous motion and seconded Mr. Barnard's motion. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Foxworth	Worley	Schulz
Loftus	Grabowski	
Barnard	P. Prince	
Frazier	Gilland	
Schwartzkopf		
J. Prince		
Allen		

The motion to approve Resolution R-65-10 as amended passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Foxworth	Worley	Schulz
Loftus	Grabowski	
Barnard	P. Prince	
Frazier	Gilland	
Schwartzkopf		
J. Prince		
Allen		

Mr. Barnard moved to remove from the Table Ordinance 24-10, seconded by Mr. Foxworth. The motion passed unanimously.

Mr. Barnard moved to add \$500,000 to the budget for Coast RTA, seconded by Mr. Frazier. Mr. Sawyer stated the \$500,000 was already in the budget in contingency and wasn't dedicated to Coast RTA. He further stated a motion needed to be made to dedicate the \$500,000 that was currently in a contingency fund for Coast RTA. Mr. Barnard withdrew his motion. Mr. Worley moved to approve the motion as stated by Mr. Sawyer, seconded by Mr. Frazier. The motion passed unanimously.

Mr. Sawyer presented a power point presentation on the budget. **Mr. Loftus moved to approve Page 2 (Myrtle Beach Family Campground Association Costs to be picked up by Myrtle Beach Chamber- \$38,812; Increase Little River Chamber of Commerce \$34,020 and Increase Beach Services \$4,792), seconded by Mr. Schwartzkopf. The motion passed unanimously with Mr. Grabowski being absent.**

Mr. Loftus moved to approve Page 3 (Decrease Transfer out to General Fund by \$30,000; Allocate \$5000 to both Aynor Chamber and Loris Chamber; Allocate \$10,000 to both Conway Chamber and Little River Chamber; and Increase Business License Revenue Projection \$30,000 in General Fund), seconded by Mr. Schwartzkopf. The motion passed unanimously.

Mr. Sawyer stated regarding Page 1, the only portion that wasn't currently in the budget was the extra \$100,000 for EDC. **Mr. Grabowski moved to add \$100,000 to the appropriated fund balance for EDC, (Upgrade Part-Time Administrative Assistant to Full-Time VA Coordinator; Increase Vacancy Variance by cost of Full-Time VA Coordinator \$32,921; and Fund-4 SWA Board Approved Change for Capital Projects \$910,000), seconded by Mr. Worley. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	J. Prince	Schulz
Loftus	Barnard	
Grabowski	Allen	
Frazier	Foxworth	
Schwartzkopf	P. Prince	
Gilland		

Mr. Barnard moved to approve Third Reading of Ordinance 24-10 as amended, seconded by Mr. Grabowski. The motion passed unanimously. Ms. Gilland stated there was no tax increase in the budget. She further stated there would be a fine for multiple false alarm calls.

OLD/NEW BUSINESS:

At-large Appointments to the Board of Zoning Appeals: The following current members were nominated for reappointment: Pat Lebiecz; Bo Ives; Ace Parker; and Allen Beverly. **Mr. Foxworth moved to approve, seconded by Mr. J. Prince. The motion passed unanimously.**

ANNOUNCEMENTS: Distribution of Recreation Funds: Mr. Allen -\$7500 to Aynor Volunteer Rescue Squad; Mr. J. Prince- \$2000 to Green Sea Floyds Recreation; and Mr. Schwartzkopf- \$2,000 to Racepath Summer Camp. **Mr. J. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed unanimously.**

ADJOURNMENT: The meeting adjourned at 8:30 p.m. in memorial of Connie Stroud; Thales Brantley; Robert Marshall, Sr.; Sam Rizzolino; Tammy Coats; Donny Gerald; Bert Todd; and Robert Byerly, Jr.