

**MINUTES  
HORRY COUNTY COUNCIL  
REGULAR SESSION  
April 20, 2004  
6:00 p.m.**

**MEMBERS PRESENT:** Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Mike Ryan; Howard Barnard; Gene Smith, Jr.; James Frazier; Carl Schwartzkopf; Paul Prince; Kevin Hardee; and John Boyd.

**MEMBERS ABSENT:**

**OTHERS PRESENT:** John Weaver; Pat Hartley; Janet Carter; Paul Whitten; Steve Gosnell; Beth Fryar; Westley Sawyer; and Roland Meyer.

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. and welcomed everyone.

**INVOCATION:** The Honorable Marion Foxworth gave the invocation.

**PLEDGE OF ALLEGIANCE:** The Honorable James Frazier led in the Pledge.

**PUBLIC INPUT:**

1. Richard Brogan spoke regarding the RIDE Program.
2. Ken McKelvey spoke regarding Time Share Fees- Ordinance 10-04.
3. Pat Liebitz spoke regarding the Proposed location of a Lees Landing Fire Station.
4. Rick Walls spoke regarding a Connector Road for Carolina Forest Area.

Chairman Gilland closed public input.

**CHANGES TO THE AGENDA:**

Mr. Boyd **moved to defer R-58-04 to the next meeting**, seconded by Mr. Smith. The motion passed unanimously.

Chairman Gilland removed the following items from the Consent Agenda per request from Council members: **Ordinance 18-04; Ordinance 48-04; Ordinance 54-04; and Resolution R-57-04.**

Mr. Smith requested to **remove Resolution R-61-04 from the Consent Agenda.**

Chairman Gilland **requested to add a Legislative Delegation Issue under Old/New Business.**  
Mr. Schwartzkopf **moved to add**, seconded by Mr. Prince. The motion passed unanimously.

#### **APPROVAL OF AGENDA CONTENTS:**

There was not a motion or second made but a unanimous vote was taken to approve.

#### **APPROVAL OF MINUTES:**

Regular Session, April 6, 2004:

Mr. Weaver stated at the last meeting Council approved Second reading of Ordinance 48-04. There was a unanimous vote but there was not a motion or second to approve it. Mr. Boyd **moved to amend the minutes to approve Second reading of Ordinance 48-04 and approving**, seconded by Mr. Frazier. The motion passed unanimously.

A unanimous vote was taken to approve the minutes.

#### **MEMORIAL DEDICATION OF MEETING:**

Mr. Lazarus **moved that upon adjournment Council adjourn in memorial of Sarah Winskey and John Nance, Jr.** Mr. Frazier **moved to also adjourn in memorial of Chester Catalano.**

Chairman Gilland recognized her mentoring class at South Conway Elementary School.

#### **APPROVAL OF CONSENT AGENDA:**

Mr. Smith **moved to approve the following Consent Items**, seconded by Mr. Boyd:

- Third reading of the following ordinances to approve the request to amend the official zoning maps: **39-04** Dock Hardee, agent for Dock Levi Hardee & Earl Buffkin; **40-04** William Lee Strickland; **41-04** James R. Clarkson, agent for Glenwood Fowler et al; **42-04** Horry County Planning Director, agent for Evelyn & Odell Dorman; **43-04** David Norris, agent for Mary Lee Green et al; **44-04** David Norris, agent for Myrtle Beach F.I., LLC; **45-04** John A. Stout, Jr.; and **46-04** H. Boyd Martin.
- Third reading of **Ordinance 38-04** to amend the county code pertaining to the Highway Commercial Zoning District.
- Third reading of **Ordinance 47-04** to approve the request of William Housand, agent for Housand Minor PDD, to amend the official zoning maps.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **55-04** Venture Engineering, agent for Southern Ladies, Inc.; **56-04** James Odell Jordan; **57-04** Alice "Bunny" Hilburn; and **58-04** Carl B. Hardee.

- Resolutions to accept dedication of the roads and drainage at the following locations: **R-55-04** Myrtle Trace South (Helms Way & Rudder Ct.) and **56-04** Inverness Phase II (McKendree Lane.)

The motion passed unanimously.

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

**Resolution R-59-04** to designate the month of May, 2004 as Teenage Pregnancy Prevention Awareness Month. Mr. Frazier **moved to approve**, seconded by Mr. Prince. The motion passed unanimously.

**Resolution R-60-04** proclaiming May 3-9, 2004 as Horry County Historic Preservation Week. Mr. Smith **moved to approve**, seconded by Mr. Schwartzkopf. The motion passed unanimously.

**Resolution R-57-04** to remove Flat Top Road and a portion of Hemlock Road from the approved Year 6-10 paving improvement list, and to substitute Jungle Road and a portion of Louisville Road, all in Districts 10 & 11. Mr. Boyd **moved to approve**, seconded by Mr. Hardee. The motion passed unanimously. Mr. Gosnell explained this was due to easement acquisition.

#### **READING OF ORDINANCES:**

**Third reading and public review of Ordinance 11-04 amending the hospitality fee ordinance so as to extend the sunset provision by a period of not more than five years.** Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. Chairman Gilland stated she spoke with Mr. Leonard with the State Infrastructure Bank that day and there was a unanimous vote by the Bond Review Committee to approve the extension of time and refiguring of the payment plan. There was no public review. The motion passed. The vote was as follows:

|                 |                |
|-----------------|----------------|
| <u>In favor</u> | <u>Opposed</u> |
| Worley          | Foxworth       |
| Lazarus         | Ryan           |
| Barnard         |                |
| Smith           |                |
| Frazier         |                |
| Schwartzkopf    |                |
| Prince          |                |
| Hardee          |                |
| Boyd            |                |
| Gilland         |                |

**Resolution R-59-04:** Ms. Lorraine Coe with the Community Coalition of Horry County spoke regarding Teen Pregnancy and gave a PowerPoint presentation of statistics.

**Second reading and public review of Ordinance 50-04** to amend Ordinance 111-01 (local accommodations tax) adding a provision relating to certain reporting requirements of the recipient organizations and to delete the provision relating to out-of-market advertising sources. Mr. Boyd **moved to approve**, seconded by Mr. Prince. There was no public review. The motion passed unanimously.

**Second reading and public review of Ordinance 51-04** to approve an intergovernmental agreement with the City of Myrtle Beach outlining the details of a settlement and resolution of the dispute/controversy between the two governmental related to the use of funds received by the City of Myrtle Beach from lease proceeds on the Seascape property a/k/a the aviation trust fund. Mr. Boyd **moved to approve**, seconded by Mr. Ryan. Chairman Gilland announced the joint meeting with the City of Myrtle Beach was scheduled for May 5<sup>th</sup> at 2:00 p.m. There was no public review. The motion passed. The vote was as follows:

| <u>In favor</u> | <u>Opposed</u> |
|-----------------|----------------|
| Lazarus         | Worley         |
| Foxworth        | Prince         |
| Ryan            |                |
| Barnard         |                |
| Smith           |                |
| Frazier         |                |
| Schwartzkopf    |                |
| Hardee          |                |
| Boyd            |                |
| Gilland         |                |

**Second reading and public review of Ordinance 52-04** authorizing the administrator to execute a lease agreement with the City of Myrtle Beach for a portion of the premises located near the end of the runway of Myrtle Beach Int'l Airport for use as a boat ramp and recreational area open to the general public. Mr. Ryan **moved to approve**, seconded by Mr. Frazier. There was no public review. Mr. Lazarus **moved to amend to strike the word “gross” and add the word “net” under B. Concessions.**, seconded by Mr. Ryan. The motion to amend passed unanimously. The main motion as amended passed unanimously.

**Second reading and public review of Ordinance 53-04** authorizing the issuance and sale of general obligation bonds in the amount of \$3 million for a centralized healthcare education facility at Horry-Georgetown Technical College. Mr. Foxworth **moved to approve**, seconded by Mr. Frazier. Mr. Boyd recused himself. Mr. Neyle Wilson, President of Horry-Georgetown Technical College Conway Campus spoke. There was no public review. The motion passed. The vote was as follows:

| <u>In favor</u> | <u>Opposed</u> |
|-----------------|----------------|
| Worley          | Schwartzkopf   |
| Lazarus         |                |
| Foxworth        |                |
| Ryan            |                |
| Barnard         |                |
| Smith           |                |
| Frazier         |                |
| Prince          |                |
| Hardee          |                |
| Boyd            |                |
| Gilland         |                |

**First reading by title only of Ordinance 10-04** to create within the boundaries of the unincorporated areas of Horry County a resort fee of \$5.00 per day chargeable to all occupants of vacation time sharing accommodations other than the property owner as identified on the recorded deed. Mr. Worley **moved to approve and remand to the Administration Committee**, seconded by Mr. Hardee. Mr. Lazarus recused himself. The motion passed unanimously.

**Third reading of Ordinance 18-04** to approve the request of Thomas & Hutton Engineering, agent for Landbank and Augusta Plantation, Berkshire Forest PDD, to amend the official zoning maps. Mr. Hardee **moved to approve**, seconded by Mr. Lazarus. Mr. Jeff Miller, of Thomas & Hutton Engineering, spoke. Mr. Barnard requested that the Planning Department work on a model regarding persons per unit and property tax. Chairman Gilland spoke regarding recycling areas in developments. The motion passed. The vote was as follows:

| <u>In favor</u> | <u>Opposed</u> |
|-----------------|----------------|
| Worley          | Ryan           |
| Lazarus         | Smith          |
| Foxworth        |                |
| Barnard         |                |
| Frazier         |                |
| Schwartzkopf    |                |
| Prince          |                |
| Hardee          |                |
| Boyd            |                |
| Gilland         |                |

**Ordinance 10-04:** Mayor Marilyn Hatley, Mayor of North Myrtle Beach, spoke briefly on the ordinance voicing the City's support of timeshare fees.

**Third reading of Ordinance 48-04** authorizing the sale of not to exceed \$11.2 million general obligation bonds for the Horry County Fire Protection District. Mr. Boyd **moved to approve**, seconded by Mr. Worley. Chief Alderman presented slides as on the present and proposed fire service locations. The motion passed unanimously.

**First reading of Ordinance 54-04** to provide for the sale of 6.02 acres on SC Hwy. 50 in Little River. Mr. Hardee **moved to approve**, seconded by Mr. Prince. The motion passed unanimously.

**Resolution R-61-04** approving a \$4700 non-interest bearing advance to the Arcadian Shores Special Tax District reserve fund from individual property owners residing in Arcadian Shores Special Tax District for purposes of landscaping, irrigation and electrical work. Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

#### **OLD/NEW BUSINESS:**

**Discussion on FY05 Budget relating to PARTNERS Economic Development Corp.** Mr. Weaver briefed Council on a proposed study to evaluate the effectiveness of the \$400,000 allocation to PARTNERS. He discussed a particular consulting law firm who may be hired to conduct the evaluation. Mr. Boyd **moved to send the matter to the Administration Committee for further review**, seconded by Mr. Prince. The motion passed unanimously.

**Formation of Council Executive Committee.** Chairman Gilland stated this committee would meet with her to formulate visionary plans for County government. Members appointed to the committee were Mr. Worley, Mr. Schwartzkopf, and Mr. Barnard.

#### **Legislative Delegation.**

Chairman Gilland stated a meeting would be scheduled once a month between the County Council and the Legislative Delegation to discuss pertinent issues. She distributed a list of the Legislative Delegation Members and asked each Council member to choose a member to contact. She asked Mr. Boyd to be in contact with Rep. Barfield. She asked Mr. Prince to be in charge of contacting the Council Members to find out which member they had chosen.

#### **ADJOURN:**

Mr. Prince **moved to adjourn**, seconded by Mr. Hardee. The motion passed unanimously. The meeting adjourned at 9:05 p.m. in memorial of Ms. Sarah Winskey, Mr. John Nance, Jr; and Chester Catalano.