

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
August 18, 2009
6:00 p.m.**

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

MEMBERS ABSENT: Bob Grabowski

OTHERS PRESENT: John Weaver; Pat Hartley; 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 6:05 p.m.

INVOCATION: Mr. Schwartzkopf gave the invocation.

PLEDGE: Mr. P. Prince led the pledge.

PUBLIC INPUT:

1. Mary Anne Jacobs spoke on programming changes at Time Warner Cable.
2. Brian Rogers spoke on noise from three air handlers at Conway Hospital.
3. Becky Johnson was to speak on The Pines at St. James but was absent.
4. Bob Squatriglia spoke thanking Council for approving the Overlay District near Coastal Carolina University.

Chairman Gilland closed public input at 6:30 p.m.

CHANGES TO THE AGENDA:

Mr. Loftus requested to remove Resolution R-105-09 from the Consent Agenda.

Mr. Allen recused himself from voting on Ordinance 69-09 and Ordinance 70-09.

Mr. Schulz recused himself from voting on Ordinance 66-09 and Ordinance 77-09 and requested to add under Announcements the distribution of \$1,500 in recreation funds for the interchange project and park on Hwy. 22.

Mr. P. Prince requested that Ordinance 72-09 be discussed at the Public Safety Committee meeting on Monday, August 24, 2009 at 9:00 a.m.

Mr. Foxworth recused himself from voting on Ordinance 69-09, Ordinance 70-09 and Ordinance 71-09.

Mr. J. Prince requested to add under Announcements the following disbursements of recreation funds: \$500 to Loris Travelers; \$500 to Finklea Community Center/Adult Daycare and \$3,000 to Green Sea Booster Club.

Mr. Schwartzkopf moved to add under Old/New Business discussion on Wind Energy, seconded by **Mr. Loftus**. The motion passed unanimously.

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

APPROVAL OF MINUTES: Regular Meeting July 14, 2009: **Mr. Schulz** moved to approve the minutes as submitted, seconded by **Mr. Worley**. The motion passed unanimously.

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

Willie Eugene Sindab, Jr.
Clifton Hunt
Johnny Green
Burman H. Jones, Jr.
Earlean Sweet
Ella Earle Busbee Benson
Adam Wade Benton
Adam Lee Whitley
Emma S. Currie
Anna Stashkiw Risor
Debra DeLuca
Ashley Megan Fletcher
Caroline S. Dargan
Margo Rowell
Sabrina Stevens Tyndall
William Dale Hudson, Sr.
Christopher Timothy Davis
David Bullock
Allen Anderson
Henry Burroughs, Jr.
Oscar Owens
Mamie Capps
Margie Benton
F.E. Causey

CHARACTERISTIC OF THE MONTH: Faith: Confidence that actions rooted in good character will yield the best outcome, even when I cannot see how.

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

Third reading of the following ordinances to approve the request to amend the official zoning maps: **54-09** Johnny Hoffman, agent for Westfield Ross LLC; **55-09** Billy Joe & Gwen Sawyer; **56-09** Alexis Funes, agent for Conway National Bank, Funes Pools Minor PDD and **57-09** Brooks & Joan Lewis.

First reading of **Ordinance 66-09** authorizing the execution of an infrastructure financing agreement between Horry County and Piedmont Coca-Cola Bottling partnership.

First reading of **Ordinance 67-09** to develop a jointly owned and operated industrial/business park in conjunction with Georgetown County and to provide for a written agreement with Georgetown County to provide for the expenses of the park, percentage of revenue, and the distribution of fees in lieu of ad valorem taxation.

First reading of **Ordinance 68-09** to approve the request of Steven Annese, agent for VFP, LLC, Queens Harbour Tract 5A PDD, to amend the official zoning maps.

First reading of **Ordinance 69-09** approving and authorizing the administrator to execute a lease agreement with Allen Aviation, Inc., of property located at Conway-Horry County Airport and to allow for the continued storage of Allen Aviation, Inc.'s aircraft at the airport.

First reading of **Ordinance 70-09** approving and authorizing the administrator to execute a lease agreement with Henry Williamson, dba H&H Air Service, LLC, of property located at Conway-Horry County Airport and to allow for the continued operation of H&H's aircraft repair station business at the airport.

First reading of **Ordinance 71-09** approving and authorizing the administrator to execute a lease agreement with Omniflight Helicopters, Inc. dba Carolina Life Flight, of property located at Conway-Horry County Airport and to allow for the continued operation of Omniflight's aerial medical evacuation business at the airport.

First reading of **Ordinance 72-09** amending the county code so as to provide for further regulation of towing businesses and operations.

First reading of **Ordinance 73-09** to add certain properties to the Horry County Historic Property Register.

First reading of **Ordinance 74-09** amending the county code pertaining to the creation of the Horry County Affordable/Workforce Housing Commission.

First reading of the following ordinances to approve the request to amend the official zoning maps: **75-09** Alan & Yvonne Shield; **76-09** Laurie Wise and **77-09** James Wooten, agent for Coca-Cola Distribution PDD.

Resolution R-99-09 recognizing the recipients of the Concerned Citizens Operation Reach-Out Organization's awards for community contributions.

Resolution R-100-09 proclaiming the week of September 17-24, 2009 as Constitution Week.

Resolution R-102-09 to approve the replacement of Byrd Road with West Homewood Road on the District #7 local road improvement list.

District Board Appointments: Dax Marlowe, Parks & Open Space Board and Henry Williamson, Airport Advisory Committee.

The motion passed. Mr. Allen was recused from voting on Ordinance 69-09 and Ordinance 70-09. Mr. Schulz was recused from voting on Ordinance 66-09 and Ordinance 77-09. Mr. Foxworth was recused from voting on Ordinance 69-09, Ordinance 70-09 and Ordinance 71-09.

RESOLUTIONS/PRESENTATIONS:

Resolution R-105-09 approving the participation in the Amended Tax Increment Financing (TIF) Plan with the City of Conway. **Mr. Worley moved to approve, seconded by Mr. Frazier. Mr. Loftus moved to defer to the Administration Committee, seconded by Mr. Foxworth.** Bill Graham, City of Conway, spoke on the TIF. **The motion to defer passed unanimously.** The resolution would go to committee and then come back to Council on September 1st.

2010 Census Information. Roberto Belen, US Census Bureau, spoke briefly on the upcoming 2010 Census and stressed the importance of getting an accurate count.

Presentation on the SC Firefighter's Combat Challenge. Mr. Whitten spoke briefly on the recent SC Firefighter's Combat Challenge and congratulated and introduced various members of Team Horry, who finished in First Place in all categories of the Challenge.

Resolution R-107-09 congratulating the Conway-Horry Post 111 Team as the 2009 South Carolina State Runners-up for the American Legion Baseball League. Chairman Gilland presented the award. **Mr. Schwartzkopf moved to approve, seconded by Mr. Schulz. The motion passed unanimously. (Mr. Barnard was absent.)**

Resolution R-106-09 acknowledging the National Father & Son Golf Tournament. Mr. Schwartzkopf presented the award. **Mr. Foxworth moved to approve, seconded by Mr. Schulz.** Mr. Jim Hart spoke thanking Council. **The motion passed unanimously.**

Chairman Gilland called a recess at 7:30 p.m. The meeting reconvened at 7:46 p.m.

Update on Architectural Services for the Myrtle Beach Int'l Airport Terminal Project.

Rick Ott, MB Kahn Co., spoke briefly and gave an update on the project stating that the project was a month ahead of schedule and was coming in under budget. Mr. Weaver was going to proceed with the architectural design contract if there was no objection and there was none.

Resolution R-101-09 to approve recreation site #1 located on Carolina Forest Blvd as the site for a new library and recreational/community center. **Mr. Foxworth moved to approve, seconded by Mr. Schwartzkopf. The motion passed with Ms. Gilland voting nay.**

Resolution R-103-09 approving the submission of grant applications and acceptance of grant funding from the FAA and the SC Division of Aeronautics for certain projects at county airports. **Mr. Allen moved to approve, seconded by Mr. P. Prince. The motion passed unanimously.**

Resolution R-104-09 approving the 2009 Northeast Area Transportation Plan. **Mr. Frazier moved to approve, seconded by Mr. Worley. The motion passed unanimously.**

READING OF ORDINANCES:

Third reading and public review of **Ordinance 58-09** to amend the county code so as to provide for a revised ordinance summons and particulars of use with respect to enforcement of certain county ordinances. **Mr. Allen moved to approve, seconded by Mr. Schulz. There was no public review. The motion passed unanimously.**

Second reading of **Ordinance 51-09** to amend the county code so as to better define mitigation and planting requirements. **Mr. Schwartzkopf moved to approve, seconded by Mr. Loftus. The motion passed unanimously.**

Second reading and public review of **Ordinance 59-09** approving the conveyance of 670' of Jones Road in the Waccamaw River Heritage Preserve to the SC Dept of Natural Resources. **Mr. Schwartzkopf moved to approve, seconded by Mr. Frazier. There was no public review. The motion passed with Mr. Foxworth voting nay.**

Second reading and public review of **Ordinance 60-09** to amend the county code so as to provide for updated general penalty provisions applicable to certain violations of Horry County ordinances. **Mr. Allen moved to approve, seconded by Mr. Barnard. There was no public review. The motion passed unanimously.**

Second reading and public review of **Ordinance 61-09** 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 for use by the Transportation Security Administration. **Mr. Schulz moved to approve, seconded by Mr. Schwartzkopf. There was no public review: The motion passed unanimously.**

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **62-09** Robert Guyton, agent for Grey Plantation PDD; **63-09** Phyllis Washington, agent for Clara Ford and **64-09** Horry Furniture Co. Minor PDD. **Mr. Loftus moved to approve, seconded by Mr. Schwartzkopf.** There was no public review. **The motion passed unanimously.**

Second reading and public review of **Ordinance 65-09** to amend the county code pertaining to property maintenance requirements. **Mr. Schulz moved to approve, seconded by Mr. Allen.** There was no public review: **The motion passed unanimously.**

OLD/NEW BUSINESS:

Discussion on Southern Holdings verified claim correspondence. Mr. Weaver briefed Council on a lawsuit involving Council along with others. He stated that the claim had no merit and that if and when the lawsuit was brought by Southern Holdings or any of the 100 or more stockholders they would be prepared to defend as fully as they had before.

Discussion of annexation of 25-acre ICW spoil basin into the city limits of North Myrtle Beach. Mr. Papadea spoke briefly on the annexation and recommended approval. **Mr. P. Prince moved to approve the annexation, seconded by Mr. Worley.** Mr. Foxworth noted that the motion to approve was not in order. **Mr. Barnard moved to suspend the rules of Council, seconded by Mr. Worley. The motion passed unanimously. The motion to approve the annexation passed with Mr. Foxworth voting nay.** Mr. Foxworth requested that staff look into the spoil basin and the ability to access.

ANNOUNCEMENTS:

Chairman Gilland stated there would be a meeting on Wednesday regarding Wind Energy that she would attend and wanted Council to know that she was in favor of Horry County having a windmill.

Distribution of District Recreation Funds: \$7,000 for playground equipment at Loris Nature Park and \$8,500 for Aynor Rescue Squad. Mr. Schulz announced a distribution of \$1,500 for the interchange project and park on Hwy. 22. Mr. J. Prince announced the following distributions: \$500 to Loris Travelers; \$500 to Finklea Community Center/Adult Daycare and \$3,000 to Green Sea Booster Club.

ADJOURNMENT: The meeting adjourned at 8:36 p.m. in memorial of Willie Eugene Sindab, Jr.; Clifton Hunt; Johnny Green; Burman H. Jones, Jr.; Earlean Sweet; Ella Earle Busbee Benson; Adam Wade Benton; Adam Lee Whitley; Emma S. Currie; Anna Stashkiw-Risor; Debra DeLuca; Ashley Megan Fletcher; Caroline S. Dargan; Margo Rowell; Sabrina S. Tyndall; William Dale Hudson, Sr.; Christopher Timothy Davis; David Bullock; Allen Anderson; Henry Burroughs, Jr.; Oscar Owens; Mamie Capps and Margie Benton.