

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
February 6, 2007
6:00 p.m.**

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Brent Schulz; Marion Foxworth; 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 6:00 p.m. and welcomed Brent Schulz, the new representative for District 2.

INVOCATION: Mr. Barnard gave the invocation.

PLEDGE: Mr. Allen led the pledge.

PUBLIC INPUT:

1. Richard LePera was to speak about EMS service but was absent.
2. Sybil DeBerry spoke in opposition of Ordinance 172-06.
3. John Stantuchio, Executive Director of Horry County Arts & Cultural Events, spoke in favor of Resolution R-03-07.

Chairman Gilland closed public input at 6:10 p.m.

CHANGES TO AGENDA:

Chairman Gilland requested to add an Executive Session for a personnel item. **Mr. Worley moved to add, seconded by Mr. Schwartzkopf. The motion passed unanimously.**

Mr. Ryan requested to remove Ordinance 229-06 from the Consent Agenda.

Mr. Foxworth moved to add an Announcement of a recreation grant for the Boys & Girls Club of Grand Strand, seconded by Mr. Ryan. The motion passed unanimously.

Mr. Foxworth moved to add discussion under Old/New Business on the Comprehensive Plan, seconded by Mr. Ryan. The motion passed unanimously.

Mr. Worley requested to remove Ordinance 214-06 from the Consent Agenda.

Mr. Worley moved to remand Ordinance 01-07 to the I&R Committee, seconded by Mr. Grabowski. The motion passed unanimously.

Mr. Foxworth requested to remove Ordinance 242-06 from the Consent Agenda.

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

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

Irene D. Faulk (Mr. Frazier)
Mack J. Vereen (Mr. Frazier)
Lucille King (Mr. Frazier)
Nellie S. Fowler (Mr. Prince)
Lonnie H. Hyman
Esther Gray (Mr. Foxworth)
Charlie Bullock, Jr. (Mr. Foxworth)
Annie Chestnut (Mr. Prince)
John Altman (Mr. Prince)
Ernestine H. Gore (Mr. Prince)
Rev. James Barnhill, (Mr. Frazier and Mr. Prince)

Chairman Gilland called a recess at 6:15 p.m. and stated Council would go into an Executive Session at that time. The meeting reconvened at 6:25 p.m. **Mr. Prince moved to come out of Executive Session, seconded by Mr. Schwartzkopf. The motion to come out of Executive Session passed unanimously.**

Chairman Gilland stated during the course of Executive Session, no votes were made and no action was taken.

APPROVAL OF MINUTES: January 16, 2007 Regular Meeting and January 26, 2007 Special Meeting. Mr. Ryan moved to approve the minutes as submitted, seconded by Mr. Prince. The motion passed unanimously.

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

- Third reading of **Ordinance 248-06** to authorize the issuance of general obligation bonds not to exceed \$11 million.
- Third reading of **Ordinance 02-07** approving the conveyance of a right-of-way known as Pine View Lane and its combination with Lot 3 on Glenns Bay Road so as to complete the alignment accessing the Surfside Beach Club and authorizing the county administrator to execute a quit claim deed.
- Third reading of **Ordinance 03-07** to amend the zoning ordinance to establish trade shops as a permitted use in the RE3 and AG3 zoning districts.
- Third reading of **Ordinance 04-07** to amend the zoning ordinance to eliminate the number of tenant spaces and to establish a maximum square footage in strip commercial centers for the RE2 and RE3 zoning districts.
- Third reading of the following ordinances to approve the request to amend the official zoning maps: **06-07** Windsor Green at Waterford PDD; **07-07** Planning Department, agent for Signature Associates, Inc.; **08-07** Jamie McLain, agent for Long Ave. Developers LLC; **09-07** George & Bonita Rabon; **10-07** Steve Powell, agent for Andrew & Henry Ridge; **11-07** Planning Department, agent for The Spa at Little River; **12-07** Etd of SC, agent for MSM Construction & Development; **13-07** Amie Drucker, agent for Bill Cox; **14-07** Habitat for Humanity of Horry County; **15-07** Celicia R. Greene; **16-07** Jefferson Bellamy, agent for Sylvia Vereen Bellamy; **17-07** William Minor, agent for Grover Rabon; **18-07** Timothy West et al; **19-07** David & Melinda Perry; **20-07** Gary Stanfield, agent for Nettie Richardson Estate and **21-07** Marcus Clove, agent for Carl Hucks.
- District 2 Board Appointment- Appointment of Rob Wilfong to the Planning Commission to fill the seat vacated by Brent Schulz.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Resolution R-17-07 recognizing the contributions of local businesses during the construction of the featured home from ABC- TV's "Extreme Makeover: Home Edition." **Mr. Grabowski moved to approve, seconded by Mr. Ryan. The motion passed unanimously.**

Resolution R-171-06 thanking the Coastal Carolina University Board of Trustees for its contribution to the Racepath community. **Mr. Prince moved to approve, seconded by Mr. Hardee. The motion passed unanimously.**

Resolution R-03-07 authorizing and approving accommodations tax funding. **Mr. Frazier moved to approve, seconded by Mr. Grabowski. The motion passed. The vote was as follows:**

In favor

**Worley Prince
Schulz Hardee
Grabowski Allen
Frazier Gilland
Schwartzkopf**

Opposed

**Foxworth
Ryan
Barnard**

READING OF ORDINANCES:

Second reading of **Ordinance 172-06** to approve the request of Eddie White, agent for Raymond Cleary et al, to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Grabowski.** Mr. Foxworth requested that Council consider amending back to a PDD at third reading. Mr. Schulz suggested doing a small area study. **The motion passed. The vote was as follows:**

In favor

**Schulz Prince
Ryan Hardee
Barnard Allen
Grabowski
Frazier**

Opposed

**Worley
Foxworth
Schwartzkopf
Gilland**

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **22-07** Helen Bellamy, agent for Margaret Moore; **23-07** Horry County Planning Department, agent for Wicked Stick Golf Course; **24-07** Noe Hernandez; **26-07** The Earthworks Group, agent for Elaine Adams & Melissa Duncan; **27-07** Oscar Hickman, agent for Maybell Hickman Estate; **28-07** Jimmy McLain, agent for Conway Atlantic Land Development; **29-07** Robert Castles, agent for Lexon Development SC LLC; and **30-07** Gladys Wilson, agent for Harris Wilson et al. **Mr. Ryan moved to approve, seconded by Mr. Grabowski.** George Edwards spoke during public review in favor of Ordinance 23-07. There was no further public review on any of the remaining ordinances. **The motion passed unanimously.**

Second reading of **Ordinance 32-07** to approve the request of Graham Hawkins, agent for Virginia and O'Dell Williamson, to amend the official zoning maps. **Mr. Worley moved to approve, seconded by Mr. Hardee. The motion passed unanimously.**

Second reading of **Ordinance 33-07** to approve the request of Charlie & Glenda Babb, to amend the official zoning maps. **Mr. Worley moved to approve, seconded by Mr. Prince. The motion passed unanimously.**

First reading of **Ordinance 162-06** to approve the request of Clifton Roberts, agent for James & Judy Carroll, to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Frazier. The motion passed. The vote was as follows:**

In favor

Worley Prince
Schulz Hardee
Ryan Allen
Barnard Gilland
Grabowski
Frazier
Schwartzkopf

Opposed

Foxworth

First reading of **Ordinance 31-07** to approve the request of Robert Rabon, agent for Alice Hardwick & Windell Shelley, to amend the official zoning maps. **Mr. Worley moved to approve, seconded by Mr. Prince. The motion passed unanimously.**

First reading of **Ordinance 34-07** approving an amendment to the concession space agreement and lease with Joint Operating Company LLC at MBIA. **Mr. Frazier moved to approve, seconded by Mr. Grabowski. The motion passed unanimously.**

First reading of **Ordinance 35-07** to prohibit the approval of development plans and the issuance of building permits for permanent structures to be located within the corridor identified for construction of the Carolina Bays Parkway from Hwy. 544 to Hwy. 707 for a period of 1 year. **Mr. Barnard moved to approve, seconded by Mr. Grabowski. The motion passed unanimously.**

Third reading of **Ordinance 242-06** to amend the Land Development Regulations to authorize staff to perform the technical review and approval of all land development plans subject to a right of appeal to the Planning Commission. **Mr. Hardee moved to approve, seconded by Mr. Prince. The motion passed. The vote was as follows:**

In favor

Schulz Prince
Barnard Hardee
Grabowski Allen
Frazier Gilland
Schwartzkopf

Opposed

Worley
Foxworth
Ryan

Third reading of **Ordinance 229-06** to approve the request of Thomas & Hutton Engineers, agent for Jeffrey Vereen & Louise Vereen et al to amend the official zoning maps. **Mr. Ryan moved to approve, seconded by Mr. Prince. Mr. Ryan moved to amend from GR5 to R5, seconded by Mr. Schwartzkopf. The motion to amend passed unanimously. The main motion as amended passed unanimously.**

Third reading of **Ordinance 214-06** to approve the request of Carolina Site Design, agent for Black Bear Golf Club PDD to amend the official zoning maps. **Mr. Worley moved to approve, seconded by Mr. Ryan.** Mr. Worley spoke briefly on including language regarding a disclosure for golf courses. Marshall Biddle, attorney for the applicant, spoke briefly. Mr. Worley requested that Mr. Biddle draft an amendment to disclose no golf course perpetuity in the deed, signage, plat, etc. Chairman Gilland moved the meeting on to allow Mr. Biddle time to draft the disclosure. (See below.)

OLD/NEW BUSINESS:

At-Large Appointment to the Accommodations Tax Advisory Committee. Nominations are: Mark Lazarus and Dennis McElveen. **Mr. Grabowski moved to remove the nomination of Dennis McElveen, seconded by Mr. Schwartzkopf. The motion passed unanimously. Mr. Schwartzkopf moved to appoint Mr. Lazarus, seconded by Mr. Grabowski. The motion passed unanimously.**

ANNOUNCEMENTS:

Recreation Grant Announcement. Mr. Foxworth announced a \$2,000 grant from the Recreation Fund to the Grand Strand Boys & Girls Club for their after school program.

Comprehensive Plan. Mr. Foxworth requested that the comprehensive plan group look countywide at the township center designation as to the proximity to a major intersection, dead ends, limited access and tight turns as well as the criteria for the designation of a township center.

Ordinance 214-06: Marshall Biddle, attorney for the applicant, stated the PDD would be amended to have a PDD disclosure requirement that would say that all deeds, covenants, conditions or restrictions, advertising contracts, promotional information, etc. will contain a full disclosure and disclaimer that no golf course views or golf course frontage will be guaranteed to the current or future owners of this property in perpetuity. He said it would be given and acknowledged by all purchasers, potential purchasers, anybody receiving that information directly from their sales staff at the facility or requesting the information by mail. **Mr. Worley moved to amend to include the disclosure, seconded by Mr. Prince. The motion to amend passed unanimously. The main motion as amended passed. The vote was as follows:**

In favor

Worley	Schwartzkopf
Schulz	Prince
Ryan	Hardee
Barnard	Allen
Grabowski	Gilland
Frazier	

Opposed

Foxworth

Mr. Biddle announced that upon approval of third reading he had in possession two checks. One was for Horry County Fire/Rescue Special Needs Fund for \$5,000. The second check was for Horry County Parks and Recreation Longs/Loris area, District Nine, for \$40,000.

ADJOURNMENT: The meeting adjourned at 7:30 p.m. in memorial of Irene D. Faulk, Mack J. Vereen, Lucille King, Nellie S. Fowler, Lonnie H. Hyman, Esther Gray, Charlie Bullock, Jr., Annie Chestnut, John Altman, Ernestine Gore and Rev. James Barnhill.