

MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
April 18, 2006
6:00 p.m.

MEMBERS PRESENT: Liz Gilland, Chairman; Harold Worley; Mark Lazarus; Marion Foxworth; Mike Ryan; Howard Barnard; Bob Grabowski; James Frazier; Carl Schwartzkopf; Paul Prince; and Kevin Hardee.

MEMBERS ABSENT: John Boyd.

OTHERS PRESENT: Danny Knight; 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 6:00 p.m.

INVOCATION: Mr. Grabowski gave the invocation.

PLEDGE: Mr. Hardee led in the pledge.

PUBLIC INPUT:

1. Felicia Bellamy spoke about the need for a recreational facility in the North Strand/Stevens Crossroad area. Ms. Gilland requested Ms. Bellamy to ask residents how they would feel about an increase of 1 mil in taxes for recreation and inform Mr. Prince of the results. Mr. Knight stated the County could finance a facility and then as money from Baytree came in it would be repaid.
2. Josephine Dollar was to speak about Government Policies, but was absent.
3. Al Jordan spoke in opposition to Resolution R-51-06, a rezoning request by Brad Queener, agent for Hollingsworth Trust.
4. Jeanette Samra-Arteaga spoke in opposition to Resolution R-51-06, a rezoning request by Brad Queener, agent for Hollingsworth Trust. Mr. Barnard stated the Planning Commission and staff recommended disapproval.
5. Jim Randolph was to speak about Trash Dumping by Non-Residents, but was absent.
6. General Vaught spoke regarding Fire Protection in Carolina Bays. He also discussed dead seabirds on the beach. Mr. Lazarus provided a status update on International Boulevard.

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

CHANGES TO AGENDA:

Mr. Lazarus had received a request to withdraw Resolution R-52-06. He requested to leave the resolution on the agenda.

Mr. Schwartzkopf requested to add an expenditure of \$7,500 from his recreation funds for the River Front Tennis Center under Announcements.

Mr. Ryan moved to add discussion on Cell Towers under Old/New Business, seconded by Mr. Prince. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Mr. Prince requested to remove Ordinance 73-06 from the Consent Agenda.

APPROVAL OF AGENDA CONTENTS: Mr. Frazier moved to approve the agenda as amended, seconded by Mr. Hardee. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

APPROVAL OF MINUTES: April 4, 2006: Mr. Ryan moved to approve the minutes as submitted, seconded by Mr. Grabowski. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

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

Choc Beverly (Mr. Frazier)
Sabrina Spain (Mr. Frazier)
Sara Zinman (Ms. Gilland)
Collin Rabon (Mr. Frazier)
Pat Sasser (Ms. Gilland)
Mary McQueen (Mr. Frazier)
Burness Bourne IV (Mr. Ryan)

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

- Third reading of the following ordinances to approve the request to amend the official zoning maps: **42-06** Raymond Pugh; **43-06** Ken Watson, agent for Marvin Singleton; **45-06** Huck Thicken, agent for Match Point at Carolina Forest, LLC; **47-06** Jason White, agent for Ella Ann Boyd; **48-06** James Wooten, agent for Hucks Rice, LLC; **49-06** Castles Consulting Engineers, agent for Chestnut Farms, River Bluff LLC; **50-06** Venture Engineering, agent for F.W. Jordan & Albertine D. Jordan; **51-06** Paul Himmelsbach, agent for Westley Vereen; **52-06** Jack Ward; **53-06** Dianne Arrants; and **54-06** Felix Pitts, agent for Burroughs & Chapin Co.
- Third reading of **Ordinance 20-06** to adopt the Little River Overlay Zone.
- Third reading of **Ordinance 39-06** to approve the request of Ricky J. Doyle, Doyle Minor PDD, to amend the official zoning maps.
- Third reading of **Ordinance 40-06** to approve the request of Thomas & Hutton Engineers, agent for Prince Creek West PDD, to amend the official zoning maps.
- Third reading of **Ordinance 41-06** to approve the request of American Dream Homes LLC, Varin Vista PDD, to amend the official zoning maps.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **58-06** Frank Allen Harris; **59-06** Brightstar, LLC, agent for Ernst Herring & Steven Nixon; **60-06** ETD LLC, agent for Aley Custom Homes; **61-06** Randy & Sandra Conner; **62-06** Mickey Howell, agent for Brian Stamey; **63-06** Horry County Planning for Herbert & Barbara Baker; **64-06** Thomas & Jesse Brown; **65-06** Thomas & Hutton Engineering; **66-06** Thomas & Hutton Engineering, agent for James Sarvis; **67-06** Eddie White, agent for Angelina Patrick; **68-06** James Wooten, agent for WCR Partnership; **69-06** Jerry Fehlig, agent for Donald Bellamy; **70-06** Jerry Fehlig, agent for Andy Duncan; **71-06** Carl Zrimsek; **72-06** Robert Lazarus, agent for Land Hill Properties; **74-06** Venture Engineering, agent for Chandler Properties; **75-06** Venture Holdings LLC, agent for PJ Investment; **76-06** Anthon Holmes, agent for Mary Pearl Shelley; **77-06** Jeff Solan Associates for James Shelley; **78-06** Peggy Snowden; and **79-06** Clifton Rogers, agent for Peter Horner & Larry Gasque.
- **Resolution R-44-06** authorizing the administrator to transfer a portion of funds from road maintenance fee account for Barker Road to Lilly Lane and the balance to an undesignated account to be allocated at a later date.

- **Resolution R-45-06** to approve the reduction of 0.20 miles from the paving of Livingston Lane and adding the funding to the Lilly Land paving project.
- **Resolution R-46-06** to amend the District 10 local road improvement plan list for years 12 & 13.
- **Resolution R-47-06** to accept roads and drainage at 57th Place Phase II (Snowberry Dr., Leather Leaf Ln., Redbay Dr., Day Flower Dr., Hyacinth Dr.) into the county road system.

Mr. Lazarus recused himself from voting and discussion on Ordinance 72-06. Mr. Worley voted nay on Ordinance 49-06. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Mr. Henry Bell rose from the audience and requested to speak on Ordinance 49-06. He stated the Stormwater Department was to meet with him about drainage problems on this rezoning, but was just contacted that day. Mr. Garigen stated there had been miscommunication with Mr. Bell, but he had been on-site and reviewed the drainage. Ms. Gilland requested staff notify Mr. Bell when the drainage plans came in. **Mr. Barnard moved to suspend the rules for Mr. Bell to speak, seconded by Mr. Lazarus. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Mr. Bell was concerned about where the water would go because it wouldn't flow into a river. Mr. Hardee stated there would be a guarantee from the developer to improve the drainage. Mr. Bell was opposed to the R-5 zoning because it wasn't fair to the other R-3 zonings. It needed to be consistent. Mr. Garigen would contact Mr. Bell when the drainage plans came in.

RESOLUTIONS/PRESENTATIONS:

Quarterly Update from Myrtle Beach Regional Economic Development Corporation. Mr. Hugh Owens provided an update on the agency's activities. Mr. Lazarus requested the Board review their policy on paying real estate commissions and provide recommendations.

Resolution R-54-06 to approve the MBRED Corporation's return on investment expectations model. **Mr. Barnard moved to approve, seconded by Mr. Frazier. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Resolutions to *disapprove* the request to amend the official zoning maps: **R-26-06** Santi Jimongkonkul; **R-49-06** Ronald Gerald; **R-50-06** Everett & Julianne Johnson; **R-51-06** Brad Queener, agent for Hollingsworth Trust; and **R-52-06** Venture Engineering, agent for International Paper Realty Corp. **Mr. Barnard moved to approve, seconded by Mr. Ryan. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Mr. Lazarus explained he disapproved Resolution R-52-06 because the applicant would have to come back with an R zoning. A community meeting needed to be held.

Resolution R-43-06 proclaiming the month of May as Horry County Historic Preservation Month and the week of May 14-20 as Horry County Historic Preservation Week 2006. **Mr. Foxworth moved to approve, seconded by Mr. Schwartzkopf. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Resolution R-48-06 ratifying the submission of grant applications and to accept grants from the FAA for fiscal year 2005-2006 pursuant to a Letter of Intent for the new terminal program at Myrtle Beach Int'l Airport. **Mr. Prince moved to approve, seconded by Mr. Frazier. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Resolution R-53-06 authorizing the administrator and staff to provide the citizens of Horry County with relevant information relating to the capital projects sales tax act. **Mr. Barnard moved to approve, seconded by Mr. Frazier.** Mr. Weaver explained an ordinance would be presented to Council that would outline the various projects. **The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Schwartzkopf	Boyd
Lazarus	Prince	
Barnard	Hardee	
Grabowski	Gilland	
Frazier		

First reading of **Ordinance 73-06** to approve the request of William Hunt & Ted Barker for Sharon Spivey & Joe Livingston to amend the official zoning maps. **Mr. Prince moved to approve first reading with R-4 zoning, seconded by Mr. Hardee.** Mr. Gosnell spoke about requirements for 40 ft. right-of-ways. Mr. Prince requested staff come back with the number of units before the next meeting. **The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Ryan	Prince	
Barnard	Hardee	
Grabowski	Gilland	

READING OF ORDINANCES:

Second reading of **Ordinance 34-06** to approve the request of Artan Xhokola to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Grabowski. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Second reading and public review of **Ordinance 46-06** to approve the request of Propel Development, agent for Larry Prosser, to amend the official zoning maps. **Mr. Barnard moved to approve, seconded by Mr. Prince. The following persons spoke:**

1. Gary Sampson, South Bay Lakes Phase VI Development, was opposed. He was concerned with traffic problems and stormwater drainage.
2. Raymond Francone was concerned about an entrance for the proposed development.
3. Larry Prosser explained his request.

Mr. Barnard stated that Propel Engineering would provide \$1,000 per unit for improvements to Glenn's Bay Road. **The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Second reading of **Ordinance 57-06** approving the conveyance of a right-of-way known as Park Street & Lake Drive in the Dunes Cove section of the city of Myrtle Beach and authorizing the execution of a quit claim deed. **Mr. Barnard moved to approve, seconded by Mr. Schwartzkopf.** Mr. Gosnell explained the ordinance. Mr. Lazarus questioned if the balance of Cove Road would not be quit claim to the City. Mr. Gosnell would confirm that and corrections would be made if necessary. **The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

Second reading of **Ordinance 18-06** amending the zoning ordinance pertaining to administrative procedures for rezoning to GRn zoning district. **Mr. Barnard moved to approve, seconded by Mr. Frazier. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

First reading of **Ordinance 80-06** to approve the request of Etd of SC, agent for Waterfall III PDD, to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Grabowski. The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Worley	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Ryan	Hardee	
Barnard	Gilland	
Grabowski		

First reading of **Ordinance 81-06** to approve the request of James Wooten, agent for Cypress Commons PDD, to amend the official zoning maps. **Mr. Frazier moved to approve, seconded by Mr. Grabowski.** Mr. Worley requested that community meetings be held to inform the public of the scope of the development. **The motion passed. The vote was as follows:**

<u>In favor</u>	<u>Opposed</u>	<u>Absent</u>
Ryan	Frazier	Boyd
Lazarus	Schwartzkopf	
Foxworth	Prince	
Barnard	Hardee	
Grabowski		

OLD/NEW BUSINESS:

Myrtle Beach International Airport Update. Ms. Wright discussed the Airport Management Study and FBO. The Louis Berger Group conducted the study and anticipated a draft would be available in early May. Council requested the County Attorney to hire a firm to perform and review the FBO's projected earnings. The Louis Berger Group was hired and would give a report to the Administration Committee on April 24th and a copy would be given to all Council members.

ANNOUNCEMENTS:

Disbursements from District Recreation Funds.

Carl Schwartzkopf - \$7,500 for River Front Tennis Center, City of Conway

OLD/NEW BUSINESS:

Cell Tower Issue. Mr. Ryan moved for the Planning Commission to delay any new approvals for cell towers until a solution was made, seconded by Mr. Schwartzkopf. Mr. Weaver reminded Council the Planning Commission had the right to hold a public hearing on the issue. In the last 6 months, there was one request by HTC for a cell tower. Mr. Grabowski requested pictures of a cell tower when a request was made. **The motion passed. The vote was as follows:**

In favor

Worley

Lazarus

Ryan

Barnard

Frazier

Schwartzkopf

Hardee

Gilland

Opposed

Foxworth

Grabowski

Prince

Absent

Boyd

Meetings. Ms. Gilland stated that second reading of the budget would be held on June 20. The June 6th Council meeting was cancelled and a special meeting was scheduled for June 27th.

ADJOURNMENT: The meeting adjourned at 7:35 p.m. in memorial of Choc Beverly; Sabrina Spain; Sara Zinman; Collin Rabon; Pat Sasser; Mary McQueen; and Burness Bourne IV.