

MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
October 3, 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; John Weaver; Anne Wright; Steve Gosnell; Paul Whitten; Janet Carter; Beth Fryar; 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. Ryan gave the invocation.

PLEDGE: Mr. Worley led in the pledge.

PUBLIC INPUT:

1. Drexel Drew spoke on the gates in Myrtle Trace Subdivision. Chairman Gilland stated the issue had been sent to the I&R Committee for discussion. Mr. Barnard stated the Committee would have public input on the issue at the I&R Committee meeting on Thursday.
2. Ernestine Allen spoke on the Red Bluff Community Plan.
3. Linda Stevens Betty was to speak about Myrtle Trace Road but was absent.
4. Gary Loftus spoke on Ordinance 195-06 (Deerfield). He presented petitions and requested R3 zoning on the North Course.
5. Rep. Alan Clemmons spoke on Ordinance 195-06.
6. Henrietta Golding spoke on Deerfield rezoning.
7. Steven Neeves was to speak but yielded his time to another speaker.
8. George Edwards spoke on a proposed adequate public facilities ordinance.

Chairman Gilland closed public input at 6:40 p.m.

CHANGES TO AGENDA:

Mr. Hardee moved to table Ordinance 189-06, seconded by Mr. Schwartzkopf. The motion passed. The vote was as follows:

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

Mr. Barnard moved to add discussion on Indigo Creek Fire District to Old/New Business, seconded by Mr. Ryan. The motion passed. The vote was as follows:

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

Mr. Lazarus moved to add discussion on Golf Cart Beach Parking to Old/New Business, seconded by Mr. Ryan. The motion passed. The vote was as follows:

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

Mr. Weaver requested to add a brief announcement on the Cricket Coves v/s Horry County pending litigation. **Mr. Prince moved to add to the agenda, seconded by Mr. Ryan. The motion passed. The vote was as follows:**

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

Mr. Prince moved to accept the revised version of Ordinance 132-06, seconded by Mr. Ryan. The motion passed. The vote was as follows:

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

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

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

APPROVAL OF MINUTES: Regular Meeting September 19, 2006: Mr. Lazarus moved to approve the minutes as submitted, seconded by Mr. Barnard. The motion passed. The vote was as follows:

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

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

Ollie Jane Johnson (Mr. Frazier)
Paul Michael King (Chairman Gilland)
Margery “Ma” Mayfield Bennett (Chairman Gilland)
Ruby Kathleen Reaves (Mr. Lazarus)
Frances Ann Huggins Green (Mr. Frazier)
George Sanford, Jr. (Mr. Frazier)
Sam Crowe (Mr. Foxworth)
Windell Powell (Mr. Prince)
J. Elton Cox (Mr. Prince)
Windell Edward Hughes (Mr. Hardee)

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

- Third reading of **Ordinance 170-06** authorizing the administrator to execute an amendment to lease agreements with Ramp 66 to allow for the purchase/installation of fuel storage capacity at Grand Strand Airport.
- Third reading of **Ordinance 171-06** granting a utility easement to the City of Myrtle Beach on Pampas Drive on the former MBAFB property.
- **Resolution R-128-06** to approve revisions to the County Grants Policy and Procedures.
- **Resolution R-129-06** establishing funding and procedure guidelines for the state accommodations tax fund.
- Appointments of Craig Hill and Vic Gillespie to the Vereen Memorial Historical Gardens Committee to replace members that resigned.

- Appointment of Robert Thompson to the Southern Evacuation Lifeline Task Force to replace Dick Johnson.

The motion passed. The vote was as follows:

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

RESOLUTIONS/PRESENTATIONS:

Resolution R-130-06 approving the expenditure of the ATAX contingency fund for out-of-market advertising by the Myrtle Beach Chamber of Commerce. **Mr. Lazarus 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	Schwartzkopf	Boyd
Lazarus	Prince	
Foxworth	Hardee	
Ryan	Gilland	
Barnard		
Grabowski		
Frazier		

READING OF ORDINANCES:

Third reading of **Ordinance 132-06** to approve the request of Margaret Gray, agent for Red Apple Group Commercial PDD, to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Hardee.** Carol Coleman, Planning, stated the ordinance had been revised to include language regarding lighting and buffers. **Mr. Prince moved to amend to the amended version, seconded by Mr. Hardee. The motion to amend passed. The vote was as follows:**

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

The main motion as amend passed. The vote was as follows:

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

Second reading of **Ordinance 193-06** to approve the request of Leon Todd, agent for Big Brothers LLC PDD to amend the official zoning maps. **Mr. Schwartzkopf moved to approve, seconded by Mr. Prince. The motion passed. The vote was as follows:**

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

Second reading of **Ordinance 194-06** to impose a 60-day moratorium on the development of the clubhouse property and the north course at Deerfield in order to conduct a land use study and obtain recommendations as to appropriate land use and zoning for the redevelopment of the golf course. **Mr. Ryan 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	Schwartzkopf	Grabowski	Boyd
Lazarus	Prince		
Foxworth	Hardee		
Ryan	Gilland		
Barnard			
Frazier			

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps for: **176-06** Stan Parker, agent for B.H. Todd & Eloise Little; **178-06** Huck Thielen, agent for Development Southeast LLC; **179-06** Daniel Gordon; **180-06** William & Paula Gibbons; **182-06** Gregory Weathers, agent for Albert & Rosa Hoffman; **183-06** Robert Castles, agent for Sandridge Land LLC; **185-06** Venture Engineering, agent for Strand Design Associates, LLC; **186-06** David Cox Elton Cox & Fannie Hickman; **187-06** Terry Ellis, agent for Virginia Davis et al; **188-06** Eddie White, agent for James Sarvis; **190-06** David Avant, agent for Paula Edwards; and **191-06** Wayne Strickland, agent for Double J Investments, LLC. **Mr. Hardee moved to approve, seconded by Mr. Lazarus. The following people spoke during public review:**

1. Pam Creech spoke in opposition to all of the above ordinances.
2. Robert Castles, agent for Ordinance 183-06, spoke in favor of the ordinance.
3. Carson Benton, developer, spoke in favor of Ordinance 183-06.
4. Ernie Moratorie, Southwood, spoke on golf courses.
5. Tom Palmer, Southwood, spoke briefly.

Mr. Foxworth moved to defer Ordinance 178-06, seconded by Mr. Barnard. The motion to defer 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			

Eddie White spoke on Ordinance 188-06. He stated that his client had agreed to pave Harvest Moon Road and Penny Lane. Ms. Carter suggested dividing the ordinance into two separate ordinances. **Ordinance 188-06A: Mr. Prince moved to approve the parcel on the front as RE3, seconded by Mr. Hardee. The motion passed. The vote was as follows:**

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

Ordinance 188-06B: Mr. Prince moved to send Parcel B to the Planning Commission for a PDD, seconded by Mr. Grabowski. The motion passed. The vote was as follows:

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

Chairman Gilland called a recess at 7:30 p.m. The meeting reconvened at 7:45 p.m.

The motion to approve second reading and public review of the following ordinances passed: Ordinances 176-06; 179-06; 180-06; 182-06; 183-06; 185-06; 186-06; 187-06; 188-06 (portion); 190-06; and 191-06. The vote was as follows:

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

First reading of **Ordinance 195-06** to approve rezoning of portions of Deerfield Plantation and the North Golf Course. **Mr. Ryan moved to approve, seconded by Mr. Barnard. The motion passed. The vote was as follows:**

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

First reading of **Ordinance 177-06** to approve the request of Steve Powell, agent for Kelco LLC, to amend the official zoning maps. **Mr. Foxworth moved to approve, seconded by Mr. Prince.** Carol Coleman, Planning, spoke on inadequate access. **The motion passed. The vote was as follows:**

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

Third reading of **Ordinance 174-06** to regulate gambling vessels that are berthed within the boundaries of the unincorporated areas of Horry County including, but not limited to, the assessment of various financial surcharges. **Mr. Worley moved to approve, seconded by Mr. Grabowski.** **Mr. Lazarus moved to amend to the new provisions set forth in the negotiations (9 items in memo) that they had with the two casino boat operators and to defer until the next meeting, seconded by Mr. Hardee.** The motion to amend and defer to the next meeting passed. The vote was as follows:

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

OLD/NEW BUSINESS:

Burgess Fire District. Mr. Barnard requested that the Public Safety Committee look at offering a special fire district and millage option to provide fulltime employees to man a station in the Burgess area.

Golf Cart Beach Parking. Mr. Lazarus stated there was a problem with parked golf carts being towed. He, Mr. Gosnell and Mr. Whitten would be assessing the Shore Drive area in the coming week and would come to Council and the I&R Committee with recommendations on how to handle the problem.

Cricket Cove Litigation. Mr. Weaver stated there were two lawsuits pending in the Horry County Court of Common Pleas. One was Cricket Cove v/s Horry County and County Council as a whole, and the other was Cricket Cove v/s Mr. Worley, Chairman Gilland and others unnamed. He was not speaking on the individual lawsuit against Mr. Worley and Chairman Gilland and the unnamed persons, but was speaking on the one against the County as a whole. On September 26, 2006 Judge Breeden issued an order dismissing in full the lawsuit against the County.

ANNOUNCEMENTS:

ADJOURNMENT: The meeting adjourned at 9:10 p.m. in memorial of Ollie Jane Johnson; Paul Michael King; Margery “Ma” Mayfield Bennett; Ruby Kathleen Reaves; Francis Ann Huggins Green; George Sanford, Jr.; Sam Crowe; Windell Powell; J. Elton Cox; and Windell Edward Hughes.