

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
November 27, 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 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.

Chairman Gilland announced that the County received a promise of \$85 million from the State Infrastructure Bank to help fund the extension of Carolina Bays Parkway.

INVOCATION: Mr. Barnard gave the invocation.

PLEDGE: Mr. Grabowski led the pledge.

PUBLIC INPUT:

1. Victoria Stevens was to speak on Animal Control but was absent.
2. Herb Malsman was to speak on Coast RTA but was absent.
3. Stewart Schnur spoke on Population Growth.
4. James Millward thanked Council for the new painted arrows on Hwy. 544. He also spoke on the need for arrows on Enterprise Road and for a traffic light on Big Block Road. Chairman Gilland requested that Mr. Gosnell look into it.

Chairman Gilland closed public input at 6:17p.m.

CHANGES TO AGENDA:

Mr. Weaver requested the removal of Ordinance 171-07 from the Consent Agenda for the purpose of an amendment to the ordinance.

Mr. Worley moved to add a presentation on the Sun Fun Festival by the Myrtle Beach Chamber of Commerce under Resolutions/Presentations, seconded by Mr. Hardee. The motion passed unanimously.

Mr. Ryan requested to be recorded as a nay vote on Ordinance 177-07.

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

APPROVAL OF MINUTES: Regular Meeting November 13, 2007: Mr. Hardee 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:

Governor Robert McNair
Mrs. Josephine McNair
Anthony Reaves
Edward Brunson, Jr.
Joseph S. Smith, Sr.
William Spadoni
Mary Phillips
Samuel A. Branton
Major General James F. Hackler, Jr.
Edward Clarence Elliott
Ila Martin Edwards
Oliver Carl Martin
Sally M. Kershner
Billy G. Barnes
Kenneth L. Wood
Howard B. Elliott
Irene S. Floyd

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

Third reading of **Ordinance 172-07** to require persons responsible for the release of hazardous material/substances to pay for costs incurred by the Hazardous Materials Response Team for emergency response services necessitated by the release.

Third reading of **Ordinance 176-07** to amend the FY 2008 budget so as to authorize and provide to the Solicitor's Office additional personnel positions and funding solely through state revenue sources for an Assistant Solicitor to prosecute DUI charges and 2 administrative assistants.

Third reading of **Ordinance 177-07** authorizing the administrator to execute a quit claim deed for the transfer of certain property located at the Atlantic Center Industrial Park.

Third reading of the following ordinances to approve the request to amend the official zoning maps: **178-07** Gregory Orsimarsi, agent for Smart Smalls, Jr.; **179-07** Alton Swann, agent for Homer Hucks; **180-07** Renee Miller; **181-07** Sallie Lee Brown; **182-07** Albert Williams, agent for Leon Williams PDD and **183-07** Sam Morgan, agent for Randy Vaught.

Department of Airport Matters:

Third reading of **Ordinance 173-07** authorizing the administrator to execute an amendment to the land lease agreement with the FAA of property located at Grand Strand Airport for the purpose of incorporating a provision for back-up power supply to the automated surface observing system and access by the FAA to the facility.

Third reading of **Ordinance 185-07** authorizing the administrator to execute an amendment to the Myrtle Beach Int'l Airport Food and Beverage Concession lease agreement with MSE Branded Foods of South Carolina LLC.

District Appointment: Albertha Mazyck to the Museum Board of Trustees.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Resolution R-198-07 and public review to approve a mining permit for Douglas Van Bruton to conduct mining activities at Bruton Lake, Conway, SC. **Mr. Prince moved to approve, seconded by Mr. Schulz.** The following people spoke at public review:

1. James Sischler spoke briefly regarding a problem with an existing mine. Chairman Gilland requested that Mr. Sischler contact Mr. Gosnell regarding the issue.
2. Todd Reynolds spoke briefly on behalf of the applicant.

Mr. Allen moved to defer in order to meet with all parties and property owners, seconded by Mr. Ryan. The motion passed unanimously.

Presentation and **Resolution R-199-07** in support of Zonta International's 16 Days of Activism Against Gender Violence, November 25-December 10, 2007. **Mr. Barnard moved to approve, seconded by Mr. Schwartzkopf.** Lenore Stevens and Cherry Temple spoke briefly. **The motion passed unanimously.**

Presentation on the Sun Fun Festival by Myrtle Beach Chamber. Mark Lazarus spoke briefly on the Sun Fun Festival and presented a plaque to Chairman Gilland.

READING OF ORDINANCES:

Third reading and public review of **Ordinance 147-07** to approve the request of Horry County Council, agent for C&P Partnership LLC, Wachovia Bank NA et al Trustee, Jeffrey Mayberry et al, Myrtle Property Owners II, LLC, to amend the official zoning maps. **Mr. Foxworth moved to**

approve, seconded by Mr. Schwartzkopf. Mr. Foxworth moved to divide the question so as to divide the three parcels of land with two being in District Three and one in District Four, seconded by Mr. Ryan. The motion passed with Mr. Barnard voting nay. Mr. Foxworth moved to remand the parcels in District Three back to the Planning Commission, seconded by Mr. Schwartzkopf. Steven Goodwin, representing Hard Rock Park, spoke in opposition. Mr. Ryan moved to disapprove the rezoning for Myrtle Property Owners, seconded by Mr. Schulz. The motion to disapprove passed unanimously. The following people spoke at public review:

1. Brad Floyd, one of the property owners, did not oppose remanding to the Planning Commission.
2. Dr. & Mrs. Kangerlou one of the property owners, spoke in opposition.

The motion to remand failed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	
Foxworth	Worley	Schwartzkopf
Hardee	Schulz	Prince
	Ryan	Allen
	Barnard	Gilland
	Grabowski	
	Frazier	

Mr. Barnard moved to disapprove the rezoning request, seconded by Mr. Schulz. The motion passed unanimously.

Third reading of **Ordinance 184-07** to approve the request of Carolina Site Design, agents for Cecil Enterprises, LP, Myrtle West Townhomes PDD, to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Ryan. The motion passed unanimously.**

Second reading and public review of **Ordinance 186-07** authorizing the administrator to take the appropriate steps for the in-kind exchange of the Carolina Forest Recreation Site #1 and property owned by Landbank LLC. **Mr. Schwartzkopf moved to approve, seconded by Mr. Grabowski.** The following person spoke at public review:

1. Pam Creech spoke briefly stating that Council needed to get more details on land being traded.

The motion passed unanimously.

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **188-07** Charles Nation, agent for Mildred Harrison, Tammy Hetzel, Jennie Altman, Donald Altman, Ronald Hughes, & Delores Altman.; **189-07** Coastal Land Design, agent for Farmstead PDD; **190-07** Omar Maya, agent for Diego Bermejo; **191-07** Steve Quverson, agent for Scott Willis & Scott Feagins; **192-07** Sandy Lane Commons POA/Gibraltar Enterprises; **193-07** DDC Engineers, agent for Bridgeway Park PDD; **194-07** Scott Kaufmann, agent for Pinnacle

Builders Corp.; **195-07** H&S Investments; **196-07** Scott Gobbi, agent for Shaftesbury Glen PDD; **197-07** Ed Prince III; and **198-07** Steve Powell, agent for Jeff Lundy. **Mr. Prince moved to approve, seconded by Mr. Hardee. Mr. Barnard moved to defer Ordinance 189-07, seconded by Mr. Hardee. The motion to defer passed unanimously.** There was no public review on the remaining ordinances. **Mr. Schulz recused himself from Ordinance 188-07 and Ordinance 193-07. The motion passed unanimously on the remaining ordinances.**

Department of Airport Matters:

Resolution R-197-07 approving and authorizing the administrator to execute an agreement for Myrtle Beach Direct Air & Tours, and any subsequently eligible indirect air carrier, at MBIA. **Mr. Worley moved to approve, seconded by Mr. Hardee. The motion passed unanimously.**

Resolution R-196-07 approving and authorizing the administrator to enter into a Facility Space Use Permit with Mountain Air Cargo for use of Building 344 at MBIA. **Mr. Prince moved to approve, seconded by Mr. Schulz. The motion passed unanimously.**

Resolution R-195-07 authorizing the administrator to comply with the FAA's refund request. **Mr. Barnard moved to approve, seconded by Mr. Worley. The motion passed with Messrs. Prince, Hardee and Ryan voting nay.**

Second reading of **Ordinance 174-07(A)** to amend the FY 2008 budget so as to authorize and provide funding for T-hangars at Myrtle Beach Int'l Airport. **Mr. Prince moved to approve, seconded by Mr. Worley. The motion passed unanimously.**

Third reading of **Ordinance 174-07(B)** to amend the FY 2008 budget so as to authorize and provide funding for an airport layout plan for Myrtle Beach Int'l Airport. **Mr. Worley moved to defer until further notice, seconded by Mr. Hardee. The motion passed with Mr. Foxworth voting nay.**

Third reading of **Ordinance 174-07(C)** to amend the FY 2008 budget so as to authorize and provide funding for program management services for the eastside terminal development at Myrtle Beach Int'l Airport. **Mr. Worley moved to defer until further notice, seconded by Mr. Hardee. The motion passed with Mr. Foxworth voting nay.**

Third reading of **Ordinance 171-07** to alter the boundaries of the Burroughs & Chapin Multi-County Business Park so as to incorporate 2.92 acres. **Mr. Prince moved to approve, seconded by Mr. Hardee. Mr. Hardee moved to amend to include the amended version, seconded by Mr. Ryan. The motion passed unanimously.**

OLD/NEW BUSINESS:

ANNOUNCEMENTS:

Chairman Gilland announced that the Fall Planning Retreat would be on November 29th and 30th.

ADJOURNMENT: The meeting adjourned at 7:32 p.m. in memorial of Governor Robert McNair and Mrs. Josephine McNair; Anthony Reaves, Edward Brunson, Jr.; Joseph S. Smith, Sr.; William Spadoni; Mary Phillips; Samuel A. Branton; Major General James F. Hackler, Jr.; Edward Clarence Elliott; Ila Martin Edwards; Oliver Carl Martin; Sally M. Kershner; Billy G. Barnes; Kenneth L. Wood; Howard B. Elliott and Irene S. Floyd.