

MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
June 7, 2005
6:00 p.m.

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

MEMBERS ABSENT: Howard Barnard.

OTHERS PRESENT: Danny Knight; Pat Hartley; John Weaver; Anne Wright; Steve Gosnell; Paul Whitten; Janet Carter; Beth Fryar; Roland Meyer; 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: The Honorable James Frazier gave the invocation.

PLEDGE: The Honorable Paul Prince led in the pledge.

Chairman Gilland stated the applicant for Resolution R-64-05 (Proposed Motocross Track) had requested to withdraw his request to rezone.

PUBLIC INPUT:

1. Ms. Vonnie Finkley gave several compliments regarding County Council.
2. Mr. Bobby Causey spoke briefly regarding the status of paving Apple Valley Road. Mr. Hardee stated the road was on the list to be paved.
3. Mr. Jack Frost, Shiloh Place Ministry, spoke in opposition of Resolution R-64-05.
4. Ms. Alexis Nicholas was to speak regarding Resolution R-64-05 but was not present.
5. Mr. Christopher Pearce, a lawyer representing Caines Landing Subdivision, spoke in opposition of Resolution R-64-05.
6. Mr. Paul Grim was to speak regarding Resolution R-64-05 but was not present.

Chairman Gilland closed public input.

CHANGES TO AGENDA:

Mr. Grabowski moved to table Ordinance 87-05, seconded by Mr. Hardee. The motion passed unanimously.

Mr. Lazarus moved to add an Executive Session concerning a personnel matter regarding the Airport, seconded by Mr. Ryan. Mr. Worley objected and the motion failed.

Chairman Gilland stated the applicant for Resolution R-64-05 had requested withdrawal. Mr. Hardee requested to leave the resolution on the agenda.

Mr. Foxworth moved to defer Ordinance 77-05 to the next meeting, seconded by Mr. Grabowski. The motion passed unanimously.

Mr. Lazarus requested to discuss an Airport issue at the next Budget Workshop or a Special Meeting. Chairman Gilland stated she would add the matter to next Tuesday night's Budget Meeting or a Special Meeting on Wednesday night.

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

APPROVAL OF MINUTES: May 17, 2005: Mr. Worley moved to approve the minutes as submitted, seconded by Mr. Boyd. The motion passed unanimously.

MEMORIAL DEDICATION:

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

Ms. Avery D. Hills (Mr. Frazier)
Mr. Sam McQueen (Mr. Boyd)
Mr. Eugene Carmichael (Mr. Boyd)
Ms. Veama Dewitt (Mr. Prince)

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

- **Resolution R-73-05** accepting a Violence Against Women Act Grant from the SC Dept. of Public Safety.
- **Resolution R-74-05** adopting the Horry County All-Hazard Mitigation Plan.

Chairman Gilland reported an error in the amount of funds in Resolution R-73-05.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Public hearing and **Resolution R-67-05** approving the sale of approximately 4.5 acres in the Pine Ridge Business Park to C S Powerwash LLC. **Mr. Worley moved to approve**, seconded by Mr. Lazarus. Chairman Gilland requested to table Resolution R-67-05 until the new Economic Development Organization was in place and developed a plan for the Pine Ridge Business Center. Mr. Boyd suggested a committee be formed for the business park. There was no public review. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Gilland	Barnard
Lazarus		
Foxworth		
Ryan		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		

Public hearing and **Resolution R-68-05** approving the sale of approximately 3.5 acres in the Pine Ridge Business Park to Morrow Equipment Company. **Mr. Boyd moved to approve**, seconded by Mr. Schwartzkopf. There was no public review. The motion passed unanimously.

Resolution R-64-05 to disapprove the request of Charlie Thompson, agent for Ronald J. Hancock, to amend the official zoning maps. **Mr. Hardee moved to approve**, seconded by Mr. Ryan. Mr. Lazarus questioned if the applicant had a land disturbance permit and if anyone contacted OCRM. He also questioned the County’s definition of nuisance. Mr. Hardee requested a written update from Public Safety and Zoning Departments of the activity at the location every 2 weeks. He was concerned with stipulations of a Special Event Permit. He was also concerned if the County would be able to create an ordinance that permitted non-profits to operate, but prohibited for-profits. Mr. Boyd questioned the difference between a gate fee and membership fee. Mr. Foxworth was concerned with an exemption for regularly scheduled sporting events in the noise ordinance. Mr. Weaver would come back with several recommendations at the next Council meeting. The motion passed unanimously.

Resolution R-75-05 authorizing the administrator to enter into a contract with the Myrtle Beach Area Chamber of Commerce designating their organization to manage and direct the expenditures of the 30% tourism promotion funds for one year with the option to renew for an additional year. **Mr. Foxworth moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

Resolution R-76-05 authorizing the Director of Airports to make an application to the FAA for authority to impose and use Passenger Facility Charge for the new airport terminal complex program at MBIA. **Mr. Hardee moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

READING OF ORDINANCES:

First reading of **Ordinance 76-05** to approve the request of The LandArt Company & DDC Engineers, agents for Caro-Strand Corp., The Villages at Bay Tree PDD, to amend the official zoning maps. **Mr. Boyd moved to approve**, seconded by Mr. Hardee. Mr. Worley requested a stormwater plan prior to second reading. Mr. Prince had several questions concerning roads, security, open space, buffers, traffic lights, exits, identification of CFA verses PDD zoning, evacuation route to Hwy. 57, contractors and golf course. Ms. Carter would present a map at the next Council meeting that included all his requests and in-depth identification of CFA verses PDD zoning. Chairman Gilland requested Council members who had additional concerns get with Mr. Wooten within the next couple of weeks or refer to the packet that was already provided. Mr. Worley requested Mr. Wooten take Mr. Prince and himself to the development and show them how the developers and property owners proposed the stormwater drainage. Chairman Gilland was concerned with a traffic light plan at the entrance and exit from Hwy. 17. Mr. Wooten explained two traffic light plans, one on Hwy. 17 and another on Hwy. 9. Chairman Gilland spoke regarding an advertisement for a lifetime membership of free golf if someone purchased in Bay Tree. Mr. Wooten explained it was an unauthorized advertisement. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Gilland	Barnard
Lazarus		
Foxworth		
Ryan		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		

Third reading of **Ordinance 73-05** to amend Section 531 of the zoning ordinance relating to home occupations. **Mr. Boyd moved to approve**, seconded by Mr. Prince. The motion passed unanimously.

Second reading and public review of **Ordinance 75-05** to amend the zoning ordinance so as to add Little River Neck Road to the protected road list. **Mr. Grabowski moved to approve**, seconded by Mr. Prince. There was no public review. The motion passed unanimously. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley		Barnard
Lazarus		Foxworth
Ryan		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Hardee		
Boyd		

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **78-05** Jon Taylor, agent for Greg Hyman; **79-05** Robert Castles, Jr., agent for Leon Butler, Jr.; **80-05** James Shelley, agent for Irene O. Conner; **81-05** D.R. Horton, Inc.; **82-05** Scotty Smith, agent for Dennis & Deanna Scott; **83-05** Wallace D. Harper; **85-05** Cornelius Ammons, Jr., agent for Alpha-Omega, Inc.; and **86-05** Jeff Miller, agent for Harry Pavilack et al. **Mr. Ryan requested to remove Ordinance 81-05. Mr. Grabowski requested to remove Ordinance 80-05. Mr. Frazier moved to approve**, seconded by Mr. Grabowski. There was no public review. The motion passed unanimously.

Second reading and public review of **Ordinance 80-05** James Shelley, agent for Irene O. Conner, to amend the official zoning maps. **Mr. Grabowski moved to change from GR-7 to GR-5**, seconded by Mr. Hardee. There was no public review. The motion passed unanimously. **Mr. Ryan moved to approve the amended ordinance**, seconded by Mr. Schwartzkopf. The main motion as amended passed unanimously.

Second reading and public review of **Ordinance 81-05** D.R.Horton, Inc., to amend the official zoning maps. There was no public review. **There was no motion to approve, but the ordinance received second reading.** The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Ryan	Barnard
Lazarus	Hardee	
Foxworth		
Grabowski		
Frazier		
Schwartzkopf		
Prince		
Boyd		
Gilland		

Second reading and public review of **Ordinance 88-05** to adopt a revised planning and zoning fee schedule as part of the FY06 budget. **Mr. Boyd moved to approve**, seconded by Mr. Frazier. Ms. Pam Creech spoke in opposition of the ordinance. The motion passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus	Worley	Barnard
Foxworth	Prince	
Ryan		
Grabowski		
Frazier		
Schwartzkopf		
Hardee		
Boyd		
Gilland		

Second reading and public review of **Ordinance 89-05** to adopt a revised business license fee schedule as part of the FY 06 budget. **Mr. Prince moved to disapprove**. The motion failed for the lack of a second. **Mr. Hardee moved to approve**, seconded by Mr. Boyd. There was no public review. **Mr. Lazarus moved to change Scenario 1 to Scenario 4**, seconded by Mr. Boyd. **Mr. Hardee withdrew his motion for approval**. Mr. Boyd did not withdraw his second. **Mr. Lazarus moved to re-enter approval with the amendment**. The motion to amend passed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus	Worley	Barnard
Foxworth	Prince	
Ryan	Hardee	
Grabowski		
Frazier		
Schwartzkopf		
Boyd		
Gilland		

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

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Lazarus	Worley	Barnard
Foxworth	Prince	
Ryan	Hardee	
Grabowski		
Frazier		
Schwartzkopf		
Boyd		
Gilland		

Chairman Gilland called a recess at 7:45 p.m. The meeting reconvened at 8:00 p.m.

First reading of **Ordinance 48-05** authorizing the administrator to execute a lease agreement with Fratelli Granite, Inc. for property on MBIA premises. **Mr. Prince moved to approve**, seconded by Mr. Schwartzkopf. The motion passed unanimously.

First reading of **Ordinance 90-05** authorizing the administrator to execute a concession and lease agreement with Open Golf Tee Times at the MBIA. **Mr. Prince moved to approve**, seconded by Mr. Schwartzkopf. The motion passed unanimously.

Second reading and public review of **Ordinance 74-05** to raise revenue, make appropriations and adopt a budget for FY ending June 30, 2006. **Mr. Grabowski moved to approve**, seconded by Mr. Boyd. Chairman Gilland announced a Budget Workshop would be held on Tuesday at 6:00 p.m. to declare an official tax increase and 7:00 p.m. would be the discussion of the final details of the budget. She suggested Council take up most of the issues at Tuesday night's meeting. Ms. Cindy Ott, Vice President of the Horry-Georgetown Animal Coalition, spoke regarding the funds for the animal shelters. Mr. Boyd invited Ms. Ott to come to the Public Safety Meeting on Monday at 3:00 p.m. when animal shelter options would be discussed. Mr. Lazarus was concerned with growth of housing and condominiums permits. Mr. Sawyer spoke briefly regarding the assessed value increase, but would have more accurate numbers at the next Budget Workshop. Mr. Hardee was concerned with decompression in the Police Department. He requested Mr. Knight explain how 28 directors and deputies received a total increase of \$129,124, ranging from \$343 to \$15,000 per year, at the next Budget Workshop. Mr. Knight stated it would spread across all County employees over a 3-year period. Mr. Hardee thought the lower scale employees should have been looked at first instead of the upper scale employees. Mr. Ryan requested figures on the decompression. Mr. Sawyer explained Council would be voting on 2 mils for Public Safety and 1 mil for Recreation with a list of additional actions that Council already voted on. Mr. Ryan was in favor of the 2 mils for Public Safety, but didn't like other issues in the budget. Mr. Foxworth said the largest increase in reassessment was in Districts 1, 2, and 3. Mr. Boyd spoke briefly regarding the crime increase and response time in police and ambulances. Mr. Lazarus explained commercial businesses were assessed at a higher value. He spoke briefly regarding the health insurance and worker's compensation increases. He suggested freezing salaries and eliminating the COLA so Council wouldn't have to raise taxes. He stated growth would take care of all additional needs. Mr. Grabowski explained some property taxes would decrease. He would support the budget because they needed to get the response time down for police and ambulances. Mr. Prince moved to amend the motion to put the moneys from the Pine Ridge Business Park properties sale in Public Safety to help not raise taxes. Chairman Gilland stated they would take that issue up at the next Budget Workshop. **Mr. Prince moved to amend the budget to delete 1 mil for Recreation and 2 mils for Public Safety**, seconded by Mr. Lazarus. The motion failed. The vote was as follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Worley	Foxworth	Barnard
Lazarus	Ryan	
Prince	Grabowski	
Hardee	Frazier	
	Schwartzkopf	
	Boyd	
	Gilland	

Mr. Hardee suggested keeping the COLA because there were a lot of employees that didn't receive the decompression increase. Mr. Boyd asked to have budget issues to staff before the next Budget Workshop so they could be prepared. **Mr. Boyd called for question.** The motion passed for second reading of the budget as written in the packet. The vote as was follows:

<u>In favor</u>	<u>Opposed</u>	<u>Not Present</u>
Ryan	Worley	Barnard
Grabowski	Lazarus	
Frazier	Foxworth	
Schwartzkopf	Prince	
Hardee		
Boyd		
Gilland		

ANNOUNCEMENTS:

Mr. Lazarus announced that a young man by the name of G-Money, who watched every meeting, won the first playoff baseball game against the number one team.

OLD/NEW BUSINESS:

Mr. Foxworth **moved to remove from the table Ordinance 84-05 (mini-warehouses in Carolina Forest) and remand it back to the Planning Commission,** seconded by Mr. Boyd. The motion passed unanimously.

Chairman Gilland announced a Special Meeting would be held on Wednesday at 6:00 p.m. regarding an Airport issue.

ADJOURNMENT:

The meeting adjourned at 8:50 p.m. in memorial of Ms. Avery D. Hills, Mr. Sam McQueen, Mr. Eugene Carmichael, and Ms. Veama Dewitt.