

**MINUTES
HORRY COUNTY COUNCIL
REGULAR MEETING
December 12, 2006
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; and Kevin Hardee.

MEMBERS ABSENT: Howard Barnard

OTHERS PRESENT: Danny Knight; Pat Hartley; John Weaver; Anne Wright; 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: Chairman Gilland gave the invocation.

PLEDGE: Mr. Frazier led in the pledge.

PUBLIC INPUT:

1. Diana Blue was to speak on Ordinance 233-06 but was absent.
2. Pam Tims, Horry County School Board, spoke on Ordinance 224-06.

Chairman Gilland closed public input at 6:15 p.m.

Chairman Gilland stated that effective January 1, 2007, only items of a critical nature would be added to the agenda. All agenda items are to be submitted according to Council rules.

CHANGES TO AGENDA:

Mr. Schwartzkopf moved to defer Ordinance 224-06, seconded by Mr. Hardee. The motion to defer failed. The vote was as follows:

In favor
Foxworth
Schwartzkopf

Opposed
Worley
Lazarus
Ryan
Grabowski
Frazier
Prince
Hardee
Gilland

Absent
Barnard

Mr. Schwartzkopf moved to add Resolutions R-175-06 and R-171-06, seconded by Mr. Worley. The motion passed.

Mr. Schwartzkopf moved to accept the revised versions of Ordinance 235-06, Ordinance 238-06, and Ordinance 210-06, seconded by Mr. Worley. The motion passed.

Mr. Foxworth moved to defer Resolutions R-170-06 and R-171-06, seconded by Mr. Ryan. The motion passed.

Mr. Prince requested to remove from the Consent Agenda Ordinances 235-08, 238-06 and 210-06.

Mr. Hardee moved to add under Old/New Business discussion on Additional Information on Rezoning Requests, seconded by Mr. Ryan. The motion passed.

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

APPROVAL OF MINUTES: Regular Meeting November 28, 2006: Mr. Frazier moved to approve, seconded by Mr. Hardee. The motion passed.

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

- Porter Lee Richardson (Mr. Frazier)
- Donna Guthrie Shipman Richardson (Mr. Frazier)
- Joseph Goff (Mr. Frazier)
- Doris Thompkins (Mr. Frazier)
- Nellie Faye Sawyer
- James Ben "Pop" Cook
- Ms. Matthew J. Johnson
- Ms. Annette M. Anderson
- Ms. Aviller L. Palmer
- Dr. Carl E. Compton (Mr. Foxworth)
- Ms. Ovaline F. Barberousse (Mr. Prince)
- Nelson E. Norwood (Mr. Prince)
- Kayla Lynn Jacobs (Mr. Prince)
- Norma C. Rabon (Mr. Prince)
- Ms. Hinson (Mr. Lazarus)
- Rosa Lee Worthery (Mr. Frazier)

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

- Third reading of the following ordinances to approve the request to amend the official zoning maps: **230-06** Steve Fournier, agent for GLB Properties LLC; **232-06** Ed Jackson, Cooper Minor PDD Amendment; **233-06** Gene Smith, agent for Payton Place LLC; **234-06** Annette Mishoe; **236-06** John Haynes; **237-06** James Wooten, agent for Mallard Creek LLC; **239-06** Clifton Roberts, agent for Princefield LLC; **240-06** Oleander Funding, agent for Clauson Properties LLC; and **215-06** Derrick Blanton, agent for Mountain Flower LLC & Julaan Derrick.
- Third reading of **Ordinance 224-06** to amend several prior ordinances associated with Time Warner Entertainment- Advance/Newhouse Partnership's ownership and operation of various cable television franchises within Horry County.
- Third reading of **Ordinance 225-06** to amend Ordinance 20-85 associated with Horry Telephone Cooperative's ownership and operation of a cable television franchise in Horry County.
- Third reading of **Ordinance 226-06** to authorize the extension of the South Carolina Code so as to include boats subject to county ad valorem property tax.
- Resolutions to accept roads and drainage at the following locations into the county system: **R-162-06** Avalon Plantation III-B (Bimamwood Ct., Blackwolf Dr.); **R-163-06** Kelly's Cove (Kelly's Cove); **R-164-06** Keighley Phase III (Sunny Pond Ln, Highmeadow Ln.); and **R-165-06** Avalon Plantation III-C (Wickalow Way, Whetstone Ln, Pantherwood Dr., Blackwolf Dr.)
- **Resolution R-160-06** declaring the results of a referendum held on November 7, 2006, on the question of the imposition of a special capital projects sales and use tax of 1% in Horry County.
- **Resolution R-161-06** relating to the declaration of intent by Horry County to reimburse certain expenditures prior to the issuance by the county of its limited obligation bonds.
- **Resolution R-166-06** to approve Grand Strand Regional Medical Center to add a third comprehensive cardiac cauterization laboratory with electro physiology service in Myrtle Beach.

The motion passed. Mr. Worley voted "yea" on Ordinance 224-06, Ordinance 225-06 and 226-06 and "nay" on all other items.

RESOLUTIONS/PRESENTATIONS:

Award Presentation from the National Kidney Foundation recognizing contributions of the county’s citizens. Ms. Blakely Hallman was not present to present the award.

Resolution R-175-06 honoring Mark Lazarus for his service on Horry County Council. Chairman Gilland presented the resolution to Mr. Lazarus. Mr. Foxworth presented a ceremonial gavel to Mr. Lazarus for his service as Vice Chairman of Council. **Mr. Hardee moved to approve, seconded by Mr. Ryan. The motion passed.** Mr. Lazarus addressed Council and thanked each member for their support and friendship during his term of service.

Resolution R-167-06 recognizing Randall Faulk as Employee of the Year. Mr. Watson presented the resolution to Mr. Faulk. Mr. Faulk thanked Council. **Mr. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed.**

Resolution R-168-06 recognizing Carolyn Wright as a runner-up for employee of the year. Mr. Garigen presented the resolution to Ms. Wright. **Mr. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed.**

Resolution R-169-06 recognizing Lt. Jason Freer as a runner-up for employee of the year. Mr. Whitten and Captain Sandra Rhodes presented the resolution to Lt. Freer. **Mr. Prince moved to approve, seconded by Mr. Schwartzkopf. The motion passed.**

Resolution R-172-06 approving and authorizing the administrator to execute a space use permit at MBIA. **Mr. Lazarus moved to approve, seconded by Mr. Grabowski. The motion passed.**
The vote was as follows:

In favor
Worley
Lazarus
Grabowski
Frazier
Schwartzkopf
Prince
Hardee
Gilland

Opposed
Foxworth
Ryan

Absent
Barnard

READING OF ORDINANCES:

Third reading and public review of **Ordinance 244-06** to approve the request of Tom Cecala, agent for Jerry Ausband/JoEllen Hardwick to amend the official zoning maps. **Mr. Hardee moved to approve, seconded by Mr. Lazarus. Mr. Hardee moved to amend to RE4, seconded by Mr. Lazarus. The motion to amend passed. The vote was as follows:**

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

During public review, Pam Creech spoke in opposition.

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

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

Third reading and public review of **Ordinance 245-06** to authorize the administrator to execute a partnership agreement and lease with the YMCA of Coastal Carolina to develop and promote soccer in the Carolina Forest area. **Mr. Schwartzkopf moved to approve, seconded by Mr. Lazarus. There was no public review. The motion passed. The vote was as follows:**

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

Second reading of **Ordinance 231-06** to approve the request of Ed Jackson, agent for HQ LLC, to amend the official zoning maps. **Mr. Grabowski 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 | | Barnard |
| Lazarus | | Foxworth |
| Ryan | | |
| Grabowski | | |
| Frazier | | |
| Schwartzkopf | | |
| Prince | | |
| Hardee | | |
| Gilland | | |

Second reading of **Ordinance 246-06** to provide for the lease of office space to the US Army Corps of Engineers. **Mr. Prince moved to approve, seconded by Mr. Hardee. The motion passed. The vote was as follows:**

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

Second reading of **Ordinance 247-06** to approve the request of James Barfield, agent for River of Life Church of God, to amend the official zoning maps. **Mr. Schwartzkopf 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 | | Barnard |
| Lazarus | | Foxworth |
| Ryan | | |
| Grabowski | | |
| Frazier | | |
| Schwartzkopf | | |
| Prince | | |
| Hardee | | |
| Gilland | | |

Third reading of **Ordinance 210-06** to approve the request of James Wooten, agent for The Villages at Waterside PDD, to amend the official zoning maps. **Mr. Prince moved to approve, seconded by Mr. Lazarus. There was no public review. Mr. Prince moved to amend to accept the revised version, seconded by Mr. Grabowski. Carol Coleman stated there were two changes in the amended version pertaining to community benefits and open space. The motion to amend passed. The vote was as follows:**

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

Mr. Worley moved to defer, seconded by Mr. Hardee. The motion to defer failed. The vote was as follows:

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

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

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

Third reading of **Ordinance 235-06** to approve the request of George Redman, agent for The Vaught/Pegram PDD to amend the official zoning maps. **Mr. Ryan moved to approve the amended version, seconded by Mr. Hardee. The motion passed. The vote was as follows:**

In favor

**Worley
Lazarus
Ryan
Grabowski
Frazier
Schwartzkopf
Prince
Hardee
Gilland**

Opposed

Absent

**Barnard
Foxworth**

Third reading of **Ordinance 238-06** to approve the request of James Wooten, agent for Aberdeen PDD to amend the official zoning maps. **Mr. Ryan moved to approve the amended version, seconded by Mr. Hardee. The motion passed. The vote was as follows:**

In favor

**Worley
Lazarus
Ryan
Grabowski
Frazier
Schwartzkopf
Prince
Hardee
Gilland**

Opposed

Absent

**Barnard
Foxworth**

Third reading of **Ordinance 235-08 and 238-06.** **Mr. Hardee moved to adopt as amended, seconded by Mr. Ryan. The motion passed. The vote was as follows:**

In favor

**Worley
Lazarus
Ryan
Grabowski
Frazier
Schwartzkopf
Prince
Hardee
Gilland**

Opposed

Absent

**Barnard
Foxworth**

OLD/NEW BUSINESS:

Update on the new airport terminal schedule. Mr. Weaver stated a press conference would be held on December 15th at 3:00 p.m. at the Airport announcing the guaranteed maximum price for the construction of the new terminal. A workshop would be held on January 9th. Mr. Weaver requested authorization for Mr. Kemp to write a letter to the FAA regarding the removal of the third runway on the General Aviation side from the Airport Mater Plan. **Mr. Lazarus moved to approve, seconded by Mr. Grabowski. The motion passed. The vote was as follows:**

In favor

**Worley
Lazarus
Ryan
Grabowski
Frazier
Schwartzkopf
Prince
Hardee
Gilland**

Opposed

Absent

**Barnard
Foxworth**

Additional information on Rezoning Requests. Mr. Hardee presented pictures of a recent rezoning in his district.

ADJOURNMENT: The meeting adjourned at 7:35 p.m. in memorial of Porter Lee Richardson; Donna Guthrie Shipman Richardson; Joseph Goff; Doris Thompkins; Nellie Faye Sawyer; James Ben “Pop” Cooke; Ms. Matthew J. Johnson; Annette M. Anderson; Aviller L. Palmer; Dr. Carl E. Compton; Ovaline F. Barberousse; Nelson Norwood; Kayla Lynn Jacobs; Norma C. Rabon; Ms. Hinson; and Rosa L. Wotherly.