

**MINUTES
HORRY COUNTY COUNCIL
REGULAR SESSION
March 15, 2005
6:00 pm**

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

MEMBERS ABSENT:

OTHERS PRESENT: Danny Knight; Pat Hartley; John Weaver; Anne Wright; Paul Whitten; Steve Gosnell; Janet Carter; Beth Fryar; Westley Sawyer; Roland Meyer; 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 Mark Lazarus gave the invocation.

PLEDGE OF ALLEGIANCE: The Honorable John Boyd led the pledge.

PUBLIC INPUT:

1. Cheryl Vereen was to speak regarding deferring a rezoning request but requested to reserve the right to speak at a later meeting.
2. Matthew Holmes spoke in opposition of Resolution R-30-05. Chairman Gilland stated the Resolution would be referred to the Planning Commission for further review.
3. Charles Nation was to speak on Resolution R-30-05 but was not present.

Chairman Gilland closed public input.

Mr. Worley arrived at 6:15 p.m.

CHANGES TO THE AGENDA:

Mr. Boyd **moved to delete the discussion on Proficiency Pay from Old/New Business**, seconded by Mr. Frazier. The motion passed unanimously.

Mr. Ryan requested to withdraw Resolution R-30-05. Mr. Prince **moved to withdraw Resolution R-30-05**, seconded by Mr. Lazarus. The motion passed unanimously.

Mr. Barnard requested to remove Ordinance 48-05 from the Consent Agenda.

Chairman Gilland requested to add a brief discussion on T-Hangars. Mr. Ryan moved to add, seconded by Mr. Barnard. The motion passed unanimously.

Mr. Weaver requested deferral for one meeting of Resolution R-28-05 due to a few administrative matters that needed to be cleared up. Mr. Frazier moved to defer, seconded by Mr. Boyd. The motion passed unanimously.

Mr. Knight requested to add Resolution R-37-05 regarding ATAX funding. Mr. Ryan moved to add, seconded by Mr. Prince. The motion passed unanimously.

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

APPROVAL OF MINUTES:

February 15, 2005 Regular Session and March 1, 2005 Workshop/Budget Summary: Mr. Ryan moved to approve the minutes as submitted, seconded by Mr. Barnard. The motion passed unanimously.

MEMORIAL DEDICATION OF MEETING:

Mr. Frazier requested that upon adjournment Council adjourn in memorial of Pauline Bellamy; James Scott; and Betty J. Hodges. Mr. Boyd requested that Council also adjourn in memorial of Joe Skipper and Eloise Dawsey. Mr. Ryan requested that Council adjourn in memorial of Dr. Robert Speir, Jr. Mr. Grabowski requested that Council adjourn in memorial of Pat Schaffer. Mr. Worley requested that Council adjourn in memorial of Liz Layton. Mr. Foxworth requested Council adjourn in memorial of Minnie Merrell.

APPROVAL OF CONSENT AGENDA: Mr. Hardee recused himself from voting on the Consent Agenda. Mr. Ryan moved to approve the Consent Agenda, seconded by Mr. Lazarus.

- Third reading of **Ordinance 19-05** to approve the request of Tonya Morton, agent for Carl, Benjamin, Leo & Becky Vereen to amend the official zoning maps.
- Third reading of the following ordinances to approve the request to amend the official zoning maps: **135-04** Larry Williams and **15-05** Dean Mayer.
- Third reading of **Ordinance 140-04** to enact an updated personnel policy and to repeal the existing personnel policy.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **44-05** Duane Oliver, agent for WS Wellons Corp.; **45-05** Roy Randolph Conner; and **46-05** Jonathan Vereen, agent for Johnice T. Vereen.

- First reading of **Ordinance 47-05** approving the assignment of the concession previously awarded to Shipgolf.com to Joint Operating Company, LLC.
- **Resolution R-27-05** changing the name of Red Bluff Park to Simpson Creek Community Park.
- District Appointments of Robert Lang and Jason Herox to the Socastee Recreation Special Tax District Committee.

The motion passed unanimously.

RESOLUTIONS/PRESENTATIONS:

Resolution R-29-05 proclaiming April 2, 2005 as Horry County Literacy Council’s Road Race for Reading Day. Mr. Boyd **moved to approve**, seconded by Mr. Prince. Chairman Gilland spoke briefly on the event. The motion passed unanimously.

Resolution to *disapprove* the request to amend the official zoning maps:

R-31-05 Jeffrey Sloan, agent for Specialized Construction Site & Service, Inc. Mr. Prince **moved to approve the disapproval**, seconded by Mr. Hardee. The motion passed unanimously.

Resolution R-32-05 authorizing the administrator to execute an intergovernmental agreement with MBAFB Redevelopment Authority regarding funds for improvements to two buildings at Myrtle Beach Int’l Airport. Mr. Lazarus **moved to approve**, seconded by Mr. Grabowski. Mr. Kemp spoke briefly on Bldg. 505. The motion passed unanimously.

Resolutions to accept dedication of roads and drainage into the county system at the following locations: **R-34-05** Plantation Lakes II (Juxa Dr., Wacovee Dr.& Snee Ct.); **R-35-05** Carolina Forest Medical Park (Surgeons Dr.). Mr. Barnard **moved to approve**, seconded by Mr. Hardee. The motion passed unanimously.

Resolution 33-05 authorizing the administrator to execute an intergovernmental agreement with MBAFB Redevelopment Authority regarding funds for construction of the new airport terminal complex project. Mr. Hardee **moved to approve**, seconded by Mr. Lazarus. The motion passed unanimously.

Resolution R-36-05 to approve an allocation of voluntary roll-back fees for the construction of certain public infrastructure in the Multi-County Business Park. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. Rob Weinhold, Ripken Baseball, gave a power point presentation on the proposed project. Mr. Jeff. LaForce, with Burroughs & Chapin Company, answered questions on accommodations taxes stating the camp was considered a service training facility, thus sales tax and accommodation tax would not apply. The motion passed. The vote was as follows:

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

Presentation by Waccamaw Regional Transit Authority (LYMO). Mr. Mayers Rollins, Executive Director, reported on the current status of LYMO's operations and Ms. Debbie Weir, Chief Financial Officer, reported on revenue sources. Mr. Rollins introduced Bo Rainbow and Ivory Wilson, members of the governing board. Mr. Rollins requested Council's review and possible reevaluation of the funding ordinance under which LYMO receives county supplemental funds. Mr. Weaver explained the funding categories outlined in the supplemental funding ordinance. Mr. Boyd **moved to refer the funding issue to the Administration Committee for possible restructuring of the funding ordinance categories**, seconded by Mr. Prince. Mr. Lazarus requested the Administration Committee consider funding \$150,000. The motion to refer to the Administration Committee passed unanimously. Chairman Gilland reported that Mr. Foxworth had been appointed as the council representative to the Grand Strand Public Transportation Core Planning Committee.

Chairman Gilland called a recess at 7:31 p.m. The meeting reconvened at 7:50 p.m.

Resolution R-37-05 authorizing and approving ATAX funding. Mr. Boyd requested the Aynor Hoe Down receive the same funding as the Loris Bog Off. Chairman Gilland stated there was \$500 in state grants that were available to Aynor and Loris each year for the festivals but the application time for this year had passed. Mr. Boyd **moved to approve**, seconded by Mr. Prince. The motion passed unanimously.

READING OF ORDINANCES:

Second reading of **Ordinance 124-04** to approve the request of Scott McNew, agent for Burroughs & Chapin Co., to amend the official zoning maps. Mr. Boyd **moved to disapprove**, seconded by Mr. Hardee. The motion passed unanimously.

Second reading and public review of **Ordinance 27-05** to amend the zoning ordinance pertaining to temporary vending permits in the South Strand area. Mr. Barnard **moved to approve**, seconded by Mr. Ryan. There was no public review. The motion passed unanimously.

Second reading and public review of **Ordinance 28-05** to amend the Land Development Regulations providing clarification and revision to the existing standards. Mr. Barnard **moved to approve**, seconded by Mr. Hardee. There was no public review. Ms. Carter spoke briefly on the changes to the land development regulations. The motion passed unanimously.

Second reading and public review of the following ordinances to approve the request to amend the official zoning maps: **29-05** Bryant Stokes, agent for Lucian Bellamy, Jr. & Easel G. Todd; **30-05** Steve Powell, agent for Connector LLC; **31-05** Horry County Planning, agent for Hal B. Holmes, Jr.; **32-05** Rob Wilfong, agent for Black Creek Development; **33-05** William Ambrose, agent for Carpenter Properties, Inc.; **34-05** John Stillwagon, agent for George & Janet Carter. Mr. Grabowski **moved to approve**, seconded by Mr. Hardee. There was no public review. Chairman Gilland asked Mr. Wilfong if the company would be willing to participate in the paving of International Drive. Mr. Wilfong stated they didn't own any property adjacent to International Drive and had already contributed when they did the original development. The motion passed unanimously.

Second reading and public review of the following ordinances to approve requests to amend the official zoning maps: **35-05** Myrtle Grove Plantation, Myrtle Grove PDD; and **36-05** Jon Taylor, agent for Dusenbury PDD. Mr. Frazier **moved to approve**, seconded by Mr. Prince. **Mr. Grabowski recused himself from voting on Ordinance 35-05.** There was no public review. The motion passed unanimously.

Second reading of **Ordinance 38-05** to establish within the unincorporated areas one or more areas to be designated as fireworks prohibited zones. Mr. Ryan **moved to approve**, seconded by Mr. Lazarus. The motion passed. The vote was as follows:

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

First reading of **Ordinance 37-05** to approve the request of Hackney Parker, agent for J. Charley Ray, Seaside Mulch PDD, to amend the official zoning maps. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. The motion passed unanimously.

First reading of **Ordinance 39-05** to revoke and rescind the sales price for 6.02 acres on Hwy. 50 in Little River and to accept the lesser sum of \$60,000. Mr. Prince **moved to approve**, seconded by Mr. Worley. The motion passed unanimously.

First reading of the following ordinances to approve the request to amend the official zoning maps (PDD's): **40-05** Jimmy Jordan, agent for Leon Butler, Cedar Creek Professional Center Park PDD; **41-05** Larry Ricks, Dixie Recycling PDD; **42-05** John Richards, Thomas & Hutton Engineering, agent for Landbank Fund 7, DR Horton, Inc., The Farm PDD; **43-05** James Wooten, agent for Sinkoe Brothers, Little River Commons PDD. Mr. Hardee **moved to approve**, seconded by Mr. Worley. Chairman Gilland asked Mr. Richards if the company would be committed to helping get the portion paved that would service their back gate on International Drive. Mr. Richards said they were going to participate in a project with Horry County Schools to pave that portion of International Drive. Mr. Gosnell stated DR Horton was required to pave two lanes from where the pavement stopped now to their back entrance. The motion passed unanimously.

OLD/NEW BUSINESS:

Discussion on the MBAFB Redevelopment Authority TIF. Mr. Weaver explained that the issue was whether Horry County and the Department of Airports should participate in the issuance of municipal obligations, to be issued by the City of Myrtle Beach, pursuant to state law governing the Myrtle Beach Air Force Base Redevelopment Authority. The recommendation was that Horry County **Not** participate. Mr. Foxworth **moved that they not be involved**, seconded by Mr. Ryan. The motion passed unanimously.

Discussion on the Administration Committee's oversight of MBIA. Mr. Weaver stated a motion to move the oversight of the Airport operations to the Administration Committee was tabled at the budget retreat and it would be appropriate to remove that motion from the table and vote on it. Mr. Barnard **moved to remove it from the table**, seconded by Mr. Frazier. The motion passed unanimously. Mr. Weaver stated Council believed it appropriate for a second set of eyes to review the whole Airport operation. He further stated that everything that Mr. Kemp and his staff did now regarding the Airport would be brought to the Administration Committee and overseen from the financial standpoint by Anne Wright and would remain in the chain of command responsible to Mr. Knight. Mr. Ryan **moved to move it under the oversight of the Administration Committee**, seconded by Mr. Boyd. The motion passed unanimously.

Discussion on The Doll House judicial decision. Mr. Weaver stated Judge Livingston dismissed all charges against all defendants for The Doll House. The Pink Pony case was scheduled for the next day and he dropped those charges based on the Judge's ruling in the previous case. Mr. Weaver stated he was ready to move forward with an appeal if Council so desired. Discussion followed on the cost for an appeal. Mr. Weaver responded there was sufficient money in the budget and estimated the cost to be approximately \$10,000. There was no objection to moving forward with an appeal.

At-Large Appointment to the Accommodations Tax Advisory Committee (cultural representative). Jackie Stacharowski. No motion was made but a vote was taken that passed unanimously.

First reading of **Ordinance 48-05** authorizing the administrator to execute a lease agreement with Fratelli Granite, Inc. for Bldg. 325 at Myrtle Beach Int'l Airport. Mr. Boyd **moved to approve**, seconded by Mr. Prince. Mr. Barnard **moved to send to the Airport Advisory Board and back to the Administration Committee before it came back to Council for first reading**, seconded by Mr. Frazier. Mr. Kemp stated this was not directly time sensitive and that the Airport Advisory Committee had reviewed it in October. Mr. Prince withdrew his second and Mr. Barnard withdrew his motion. Mr. Barnard **moved to refer to the Administration Committee for review**, seconded by Mr. Frazier. The motion passed unanimously.

ANNOUNCEMENTS:

Mr. Boyd announced there would be an I-73 meeting on March 22nd from 4-7:00 p.m. at Aynor High School in the cafeteria.

Mr. Boyd announced there was a Public Safety Committee meeting on March 22nd at 7:00 p.m. at the Aynor Senior Citizen Center.

T-Hangers. Chairman Gilland stated Council passed an ordinance to move forward with a contract on building t-hangers and that contract had been withdrawn by Mark Kelly. Mr. Kemp was pursuing several different ideas and would be bringing options for t-hangers to the Airport Advisory Committee and then on to the Administration Committee.

Ms. Carter announced there would be a Comprehensive Plan meeting March 17th 6:00 to 8:00 p.m. at North Myrtle Beach High School. There would be a meeting at the Bucksport Senior Center as well.

Ms. Bourcier announced the groundbreaking for the Conway Library on March 22nd at 11:00 a.m. She further stated the Comprehensive Plan public meeting schedule was on the government access channel, county's website, and paid advertisement in the newspapers.

ADJOURNMENT: Mr. Prince **moved to adjourn**, seconded by Mr. Hardee. The meeting adjourned at 8:30 p.m.

