

**MINUTES**  
**HORRY COUNTY COUNCIL**  
**REGULAR SESSION**  
**August 17, 2004**  
**6:00 p.m.**

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

**MEMBERS ABSENT:** Howard Barnard.

**OTHERS PRESENT:** Danny Knight; Pat Hartley; John Weaver; Anne Wright; Steve Gosnell; Janet Carter; Paul Whitten; Beth Fryar; 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. and welcomed everyone.

**INVOCATION:** The Honorable Gene Smith gave the invocation.

**PLEDGE OF ALLEGIANCE:** The Honorable John Boyd led in the Pledge.

Chairman Gilland spoke briefly on the court ruling concerning prayers before meetings. She stated that Council meetings would continue to open with prayer.

**PUBLIC INPUT:**

1. Bob Fogner spoke regarding a Veterans Memorial, R-119-04.
2. Bob Davies spoke regarding a Veterans Cemetery. Chairman Gilland requested a resolution supporting the project be prepared for the next Council meeting.
3. Rev. Johnny Jones spoke regarding Water and Sewer for Little River Neck Road.
4. Harry Pavilack spoke regarding Save-R-Cats.
5. George Edwards was to speak regarding Fair Impact Fees but was not present.
6. Joe Tims was to speak regarding the Veteran's Memorial but was not present.

Chairman Gilland closed public input.

**CHANGES TO THE AGENDA:**

Mr. Boyd **moved to add Resolution R-119-04**, seconded by Mr. Lazarus. The motion passed unanimously.

Mr. Smith requested to **remove Ordinance 72-04 from the Consent Agenda.**

Mr. Smith **moved to add discussion on the PDD Revision Ordinance and Stormwater under Old/New Business,** seconded by Mr. Hardee. The motion passed unanimously.

Mr. Boyd **moved to remand Resolution R-111-04 to the Public Safety Committee,** seconded by Mr. Ryan. The motion passed unanimously.

Chairman Gilland requested the **removal of Ordinance 84-04** and to send it to the Planning Commission. The issue that she wanted to speak briefly on had to do with the current golf courses. Mr. Boyd suggested that they vote to remove it from the agenda for that night without referring it to the Planning Commission. Mr. Smith **moved to remove Ordinance 84-04 from the agenda,** seconded by Mr. Ryan. The motion passed unanimously.

Mr. Hardee **moved to remove Ordinance 78-04 and Resolution R-107-04 from the agenda as requested by the applicants,** seconded by Mr. Frazier. The motion passed unanimously.

Chairman Gilland stated there would be regular updates on the agenda every four to six weeks by Mr. Kemp regarding the Airport Expansion and the building of the New Terminal.

Chairman Gilland stated there would also be an addition on the agenda of an Administrator's Report, if needed for any particular item regarding updates.

#### **APPROVAL OF AGENDA CONTENTS:**

Mr. Boyd **moved to approve the agenda contents as amended,** seconded by Mr. Frazier. The motion passed unanimously.

**APPROVAL OF MINUTES: July 6, 2004:** Mr. Boyd **moved to approve the minutes as submitted,** seconded by Mr. Schwartzkopf. The motion passed unanimously.

**MEMORIAL DEDICATION OF MEETING:** Chairman Gilland **moved that upon adjournment, Council adjourn in memorial of Rev. Mary Ann McIver and Miss Georgia Ellis.** Mr. Foxworth **moved that upon adjournment Council adjourn in memory of Mr. Patrick Kenny.** Mr. Frazier **moved that upon adjournment Council adjourn in memory of Mr. Rodney Dukes.** Mr. Boyd **moved that upon adjournment Council adjourn in memory of Mr. A. David Altman.** Mr. Hardee **moved that upon adjournment Council adjourn in memory of Mr. Steven Canady.** Chairman Gilland stated Council would begin preparing a certificate to be sent to the families.

**New Division Director of Administration.** Mr. Knight introduced Ms. Anne Wright as the new Division Director of Administration.

**Update on the Aftermath of Hurricane Charley.** Mr. Randy Webster gave an update on the aftermath of Hurricane Charley. Mr. Ricky Hardee from the SWA updated Council on the operations of the SWA after Hurricane Charley. Chairman Gilland requested staff meet with the SWA regarding the construction of convenience centers on Scipio Lane to move the process along faster. Mr. Gosnell briefed Council on debris removal. Mr. Lazarus requested an accounting of Fund 6.

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

- Third reading of the following ordinances to approve the request to amend the official zoning maps: **Ordinance 63-04** Planning Commission for Billy N. Watts; **Ordinance 64-04** Jon Taylor, agent for George Sabella; **Ordinance 65-04** Michael Jenkins, agent for Johnnie Mae Timmons; **Ordinance 66-04** James Wooten, agent for D.R. Horton; **Ordinance 67-04** Thomas Rowley, agent for SEACAM LLC; **Ordinance 68-04** Kermit D. Todd and **Ordinance 69-04** Floyd and Vicki Renee Seay.
- Third reading of **Ordinance 70-04** to amend the zoning ordinance providing clarification relating to vision clearance.
- First reading of the following ordinances to approve the request to amend the official zoning maps: **77-04** Lonnie Mitchell Chestnut; **79-04** Charles & Charlotte Freeman; **80-04** Lonnie T. Johnson; **81-04** John Easterling III, agent for Little River Landing LLC; **82-04** Joseph & Shari Rincione, agent for Charlie Sing etal; **83-04** Planning Commission for Issac Lacy Cannon; **86-04** John Poston, agent for Eagle South LLC; **87-04** James D. & Sheryl H. Stewart; **88-04** Earle & Karen McDaniel& Shirley Jean Hall; **89-04** Horry County Planning for Bleuz-In Enterprises; **90-04** Jamie McLain, agent for Hot Mix Inc.; **91-04** William & Sylvia Hackett; **92-04** John Dewitt, Jr. and **93-04** Bobby Miller, agent for Jarvis & Frances Bellamy.
- Resolutions accepting dedication of roads and drainage in the county road system at the following locations: **R-98-04** Prather Park Phase I (Prather Park Dr.); **R-99-04** Queens Harbour Tract V; **R-100-04** Covington Lakes VI (Yorktown Ct., Quincy Hill Dr., Clandon Dr.; **R-101-04** Oaks Phase I at Bellegrove (Hickory Oak Ct., Oakhurst Dr., Coffeetree Ct., Bellegrove Dr.); **R-102-04** Willows Phase I at Bellegrove (Black Willow Ct., Weeping Willow Dr., Twisted Willow Ct., Emerson Dr.); **R-108-04** Prince Creek Parkway; and **R-109-04** Collins Glenn II (Collins Glenn Dr., Westham Dr., Eastham Ct.).
- **Resolution R-103-04** recognizing the recipients of the Concerned Citizens Operation Reach-Out Organization's awards for community contributions.
- **Resolution R-104-04** supporting grant applications for funding for a homeless housing project directed by Dr. Maybeline Bee Evans with the People For Caring Ministry.

- **District Appointments:** District 10 Appointment of Kimberly H. Enzor to the Board of Assessment Appeals and District 6 Appointment of Anthony Valvo to serve the unexpired term of Donald Hucks on the Socastee Recreation Special Tax District. The term expires 6/30/05.

The motion passed unanimously.

## **RESOLUTIONS/PRESENTATIONS:**

**Presentation on the status of the RIDE Plan.** Mr. Berry Still, SCDOT, and Mr. Dave Hoff, Trans Systems Association, gave an update on the RIDE Plan. Chairman Gilland presented a plaque of appreciation to Mr. Still. Mr. Still thanked Council. He introduced Mr. Rob Hamsey who would be the interim project manager from SCDOT. Mr. Hamsey spoke briefly.

Chairman Gilland called a recess at 7:30 pm. The meeting reconvened at 7:50 p.m.

Second reading and public review of **Ordinance 73-04** to approve the request of Berry Coggeshall, BEC2, agents for Longwood Island Investors LLC, Prince Creek West PDD, to amend the official zoning maps. Mr. Ryan **moved to approve**, seconded by Mr. Prince. Mr. Ryan **moved to amend as follows: Bridge Construction. A bridge shall be constructed across Collins Creek by the developer at no cost to Horry County linking Prince Creek West to the eastern portion of Prince Creek. A notice to proceed shall be issued to the contractor selected to construct the bridge prior to the preliminary plat approval of the first unit of development. Financial guarantee in the form of a letter of credit shall be provided to the County by the developer for 125% of the contract value of the bridge construction to be released upon completion of the bridge. The issue date of the notice to proceed represents the commencement of the contract time for construction not to exceed fourteen months. The bridge shall be constructed within the contract time. A liquidated damages provision within the contract documents will encourage timely completion of the bridge,** seconded by Mr. Prince. The motion to amend passed unanimously. The following people spoke during public review: Ms. Julie Harbin and Mr. Bill Lindsey. Chairman Gilland requested Mr. Gosnell speak with SCDOT regarding the speed limit on 707. Mr. Smith requested Mr. Gosnell submit a letter to SCDOT regarding the speed limit. The main motion as amended passed unanimously.

**Resolution R-110-04** relating to the declaration of intent by Horry County to reimburse certain expenditures prior to the issuance by the county of its general obligation bonds. Mr. Knight explained the resolution. Mr. Boyd **moved to approve**, seconded by Mr. Lazarus. The motion passed unanimously.

**Resolution R-112-04** to approve certain delinquent emergency medical service accounts to be written off. Mr. Foxworth **moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

**Resolution R-113-04** approving and authorizing the administrator to execute an amendment to the previously executed Intergovernmental Agreement by and between Horry County and the Myrtle Beach Air Force Base Redevelopment Authority for construction and signalization costs for the Farrow Parkway intersection. Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. Mr. Kemp explained the resolution. The motion passed unanimously.

**Resolution R-114-04** declaring the intent of Horry County to reimburse itself for certain expenditures with the proceeds of debt to be incurred by the county. Mr. Boyd **moved to approve**, seconded by Mr. Lazarus. Ms. Sheryl Schelin explained the resolution. Atty. Brent Jeffcoat, spoke regarding the resolution. The motion passed unanimously.

**Resolution R-115-04** approving and authorizing the administrator to execute a contract for the purchase of certain property at Myrtle Beach Int'l Airport from the Myrtle Beach Air Force Base Redevelopment Authority. Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. Chairman Gilland requested Mr. Kemp give a report at the next meeting regarding the Airport expansion and the new terminal. Mr. Knight stated the building was donated by the Myrtle Beach Redevelopment Authority. The motion passed unanimously. Mr. Worley requested that Mr. Kemp put in writing for the next meeting what they had spent as far as funding sources for the Airport, schedule of how they expected the funds to be spent, and on what the funds were to be spent.

**Resolution R-116-04** authorizing and approving interim funding for the Aynor Harvest Hoedown Festival and the Loris Bog-Off Festival from the administrator's contingency fund. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. The motion passed unanimously.

**Resolution R-117-04** to approve the question and authorize the Director of Registration & Elections to submit to the voters an advisory referendum question pertaining to a change in the structure of Horry County Government from the Council-Administrator form to the Council-Manager form. Chairman Gilland explained the resolution. Mr. Prince **moved to table**. Mr. Smith **moved to discuss**, seconded by Mr. Foxworth. Mr. Smith **moved to approve** the resolution. The motion to approve failed. The vote was as follows:

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

**Resolution R-118-04** to approve the question and authorize the Director of Registration & Elections to submit to the voters residing within the boundaries of the Socastee Community Recreation Special Tax District an advisory referendum question pertaining to a 2 mil increase for the purpose of expanding the availability of recreational facilities within the district. Mr. Smith **moved to approve**, seconded by Mr. Prince. Mr. Smith requested some methodology to communicate with the poll locations and workers to make sure they got a fair vote. The motion passed unanimously.

**Resolution R-119-04** to authorize the installation of a veteran's memorial monument near the southwestern corner of the historical courthouse lawn. Mr. Schwartzkopf **moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

#### **READING OF ORDINANCES:**

Third reading and public review of **Ordinance 74-04** to postpone by one year the implementation of the county's real property reassessment. Mr. Boyd **moved to approve**, seconded by Mr. Frazier. There was no public review. The motion passed unanimously.

Second reading and public review of **Ordinance 75-04** authorizing the administrator to execute amendments to concession and service facility lease agreements with various rental car concessionaires to raise the contract facility charge from \$2 per contract day to \$4 per contract day. Mr. Lazarus **moved to approve**, seconded by Mr. Hardee. There was no public review. The motion passed unanimously.

First reading of **Ordinance 85-04** authorizing the administrator to execute a lease agreement for the construction and subsequent lease of T-hangar units at Myrtle Beach Int'l Airport. Mr. Kemp explained the ordinance. Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. The motion passed unanimously.

Third reading of **Ordinance 122-01** to approve the request of Rufus C. Perdue to amend the official zoning maps. Mr. Lazarus **moved to approve**, seconded by Mr. Ryan. The motion passed unanimously.

First reading of **Ordinance 76-04** to approve the request by James Wooten, agent for Rum Bluff Land Development Co., Rum Bluff PDD to amend the official zoning maps. Mr. Prince **moved to approve**, seconded by Mr. Lazarus. The motion passed unanimously.

First reading of **Ordinance 123-01** to approve the request of Rufus C. Perdue, agent for Judith S. Dennis, to amend the official zoning maps. Mr. Foxworth **moved to approve**, seconded by Mr. Ryan. The motion passed unanimously.

Third reading of **Ordinance 72-04** amending the county code pertaining to the membership of the Planning Commission. Mr. Lazarus **moved to approve**, seconded by Mr. Boyd. The motion passed. The vote was as follows:

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

Chairman Gilland called a recess at 8:50 p.m. The meeting reconvened at 9:00 p.m.

**OLD/NEW BUSINESS:**

**Discussion on security in Magistrates' Court.** Chairman Gilland stated this issue would be sent to the Public Safety Committee for review.

**Discussion on the County Personnel Policy-Mandatory Termination.** Mr. Patrick Owens from the Human Resources Office spoke on the policy regarding an employee's absence of 180 days in which termination would be enacted. Chairman Gilland sent the item to the Administration Committee for review.

**Report from the National Association of Counties Annual Conference:**

**Internet Auction Sales.** Chairman Gilland spoke briefly on internet auction sales. Mr. Weaver stated since November 2003 the County had an internet contract with EGOV, an internet company specializing in government surplus, and was in the process of conducting an inventory of a great deal of equipment so it could be implemented in the Fall.

**Alternative to Paving Dirt Roads.** Chairman Gilland spoke briefly about Soiltac, a product that had been used on dirt roads in various places. She would be requesting the company conduct a test case.

**PDD Revision.** Mr. Smith requested Chairman Gilland schedule a joint meeting of Council and the Planning Commission to review the final issues so the document could be finalized.

**Stormwater.** Mr. Smith thanked staff for the hard work and progress that had been made. He read a report from a stormwater complaint where the resident was very pleased with the work and workers involved in the Stormwater Department.

**State Award-Cooperative Pin Point Weather System.** Mr. Whitten stated the County had received the intergovernmental version of the J. Mitchell Graham Award for the weather system project.

**ADJOURNMENT:**

The meeting adjourned at 9:15 p.m.