

TOWN COUNCIL REGULAR MEETING COUNCIL CHAMBERS

MONDAY, JUNE 25, 2012 • 6:30 P.M.

Special Meeting Day – Tuesday, June 26, 2012 is SC Primary Election Runoff Day

AGENDA

- 1. CALL TO ORDER Mayor Douglas F. Samples
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE

Rev. Bert Bosworth, Calvary Bible Church

- 3. AGENDA APPROVAL
- 4. MINUTES APPROVAL -
 - A. June 11, 2012 Regular Meeting
 - B. June 19, 2012 Special Meeting
- 5. **PUBLIC COMMENTS** 3-minutes per speaker
- 6. **COMMUNICATIONS**
 - A. Surfside Rotary Club 10K Race Check Presentation, Howard Barnard
 - B. Department Reports
 - i. Finance
 - ii. Recreation
 - iii. Public Works
 - C. Administrator's Report Update on Current Events

7. BUSINESS

- A. Second Reading Ordinance #12-0716, §5-16(b) Commission member terms; §5-32 Statements of Economic; §5-33 Campaign Disclosure Form; §5-58 Boundary Lines for Precincts, and §5-59 Places of Election
- B. Second Reading Ordinance #12-0717, §9-16(a) and (b) Parking Decals & Exemptions
- C. Second Reading Ordinance #12-0718, §2-26 Boards, Commissions and Committees to add (L) Rules of Order
- D. Second Reading Ordinance #12-0719 §17-603 Definitions Abandoned Signs
- E. First Reading Ordinance #12-0720 §2-39(c) Special Meetings to include Public Comments on the Agenda

Town of Surfside Beach Regular Town Council Meeting Town Council Chambers ◆ Monday, June 25, 2012 Agenda, Continued

BUSINESS, continued

- F. Town Council Finance Committee, Mayor Pro Tem Mabry
- G. Municipal Newsletter Publication, Mayor Samples
- H. The Mutiny Soccer Team, Bambi Bullard, Director of Operations
- 8. <u>DISCUSSION</u> Any matters of concern or information to be discussed by Town Council.
- 9. PUBLIC COMMENTS 5-minutes per speaker
- 10. **COUNCIL COMMENTS**
- 11. **EXECUTIVE SESSION.** Pursuant to FOIA §30-4-70(2) to receive legal advice from the town attorney regarding a pending lawsuit; and pursuant to FOIA §30-4-70(1) to perform the town clerk's annual performance review
- 12. ADJOURNMENT

SURFSIDE BEACH BUSINESS OWNERS: Town Council will hold a drop-in on Sunday, July 15th, from 3:00 p.m. till 5:00 p.m. Don't miss this opportunity to share your concerns with your town council. Please RSVP by calling 843.913.6333 or send an email to dherrmann@surfsidebeach.org



SURFSIDE BEACH TOWN COUNCIL REGULAR COUNCIL MEETING MINUTES JUNE 25, 2012 + 6:30 P.M. TOWN COUNCIL CHAMBERS

1. CALL TO ORDER.

Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Johnson, Smith, and Stevens were in attendance; a quorum was present. Staff present: Interim Administrator Fellner; Planning Director Morris; Police Chief Frederick; Public Works Director Adair, and Recreation Supervisor Ellis. Also present: Town Attorney Moss and Town Clerk Herrmann. NOTE: Meeting held on Monday, June 25th, because Tuesday, June 26th was SC Primary Election Day Runoff.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

Councilmember Johnson gave the invocation, because Reverend Bosworth was unable to attend. Mayor Samples led the Pledge of Allegiance.

3. AGENDA APPROVAL.

Mr. Smith moved to approve the agenda as presented. Ms. Mabry seconded. All voted in favor. MOTION CARRIED.

4. MINUTES APPROVAL.

Mr. Johnson moved to approve the June 11, 2012 regular meeting minutes as presented. Ms. Mabry seconded. All voted in favor. MOTION CARRIED.

Mayor Samples asked for concurrence to add parking committee reinstatement to the next meeting agenda. **COUNCIL CONCURRED.**

Mr. Johnson moved to approve the June 19, 2012 special meeting minutes as presented. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

5. PUBLIC COMMENTS - AGENDA ITEMS.

"Tom Dodge, 15th Avenue North. I just wanted to say as far as the committees go that the people on those committees in my world should live in the Town of Surfside Beach, and not take people for our town committees from outside the town. Thank you."

6. COMMUNICATIONS.

A. Surfside Rotary Club 10K race check Presentation, Howard Barnard. Mr. Barnard was unable to attend and the presentation was deferred.

B. Department Reports

i. <u>Finance.</u> Ms. Fellner presented the finance report, a copy of which is on file. Mr. Johnson asked why the sanitation fund showed so much less. Mr. Adair explained that payment collections for the 4-month summer service were shifted from May to July, and now will be collected in June to September billing to collect in arrears instead of in advance. Mayor Samples said adjustments were made during mid-year review. At that time, council was assured that expenditures would not exceed more than was

originally budgeted, and asked whether that would be accomplished. Ms. Fellner did not have the amounts available, and said that Ms. Hursey could provide that information.

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ii. Recreation. Ms. Ellis presented the recreation report, a copy of which is on file. On June 9th, Alex Sing from Eternal Wave Surf Shop and Grand Strand Junior Volleyball League hosted the Palmetto Volleyball Association Tournament, a one-day event on the beach played between the pier and 3rd Avenue South. There were 42 teams participating, girls ages 18 and under, of which 60-percent were from out of town. Eight in-town room rentals were attributed to participants in addition to some stays in local campgrounds. At the mayor's request, Ms. Ellis researched the possibility of volunteers forming an athletic association/booster club for the town's athletic program. Mayor Samples, Ms. Stalnaker, and she met with Mr. McCulloch, Georgetown County Parks and Recreation. Mr. McCulloch suggested they also meet with Mr. Pridgen of Florence County. The meeting with Mr. Pridgen was very informative; he provided a copy of Florence County's rules and guidelines. The information was distributed to several coaches that expressed interest in the endeavor. A meeting is being scheduled with coaches, staff, and the mayor for further discussion. Copies of the Florence County regulations were distributed to council. Mayor Samples believed the Florence County regulations were a "perfect" model for the town. Ms. Dodge said the pier parking lot would be used for the July 4th celebration, and asked whether the concessions being sold by SAFER (Surfside Area Fire and Emergency Responders) would impact the pier businesses. Mr. Johnson said in the past there have been so many people at the event that there were waiting lines everywhere. In his opinion, there would be so many customers that every business would benefit. Ms. Mabry said she waited an hour and a half last year to be seated at Bubba's. In her opinion, it was the highest volume day of the summer for all the businesses, even with the free food, and concession sales by SAFER. Mayor Samples tended to agree with the comments. The fireworks show is a great attraction and that along with the music brings many people into town. In his opinion, the event did not compete with the businesses; it just provided another alternative. Mayor Samples said in respect to a booster club meetings were held with Georgetown and Florence counties who have very successful booster clubs that support many more youth in a wide range of sports than the town hosts. About 85percent of the children playing town athletics live in Horry County, but are part of our community. He explained that this is not an attempt to eliminate youth recreation on anyone's part; it is an effort to get the most benefit for the town's tax dollars by capturing more staff time on in-town activities. Mayor Samples asked if the lights had stopped being used at Martin Park. Ms. Ellis said they are used during t-ball and coach pitch ball games, which end this coming Friday. Mayor Samples asked if the t-shirts purchased with grant funds would be available at the July 4th celebration. Ms. Ellis said yes, there are 31 boxes to be distributed. A National Honor Society member is helping distribute them as her community service program. Other volunteers are welcome.

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iii. Public Works. Mr. Adair presented the public works report, a copy of which is on file. Mr. Adair noted that South Carolina has implemented a fee of 15-cents (intact) to 50-cents (broken) per pound for e-waste (computers, televisions, etc.,) which will begin with the town's e-waste drop-off day in September. Staff will encourage residents to drop-off intact items to help reduce cost. Town residents also may drop off e-waste at the recycle center on Scipio Lane at no charge for single items; however, if there are multiple items, identification may be required. Ms. Dodge was concerned about garbage cans and recycle cans on Ocean Boulevard. She asked if they were picked up prior to change-over days. Mr. Adair said town-wide recycling is done weekly on Thursdays; three-day a week trash pick-up is Sunday, Wednesday, and Friday. Ms. Dodge said the problem appears to be that on change-over days, departing visitors fill the garbage and recycle cans. Incoming visitors see those full cans and have no place to dispose of their garbage or trash. Mr. Adair said the situation had been discussed and bears further discussion. He would research the matter to determine whether the third garbage pick-up should occur on Sundays instead of Saturdays, which might create a good possibility that incoming visitors will have empty cans. Mayor Samples believed Ms. Dodge had identified a relevant issue in the area that is the town's "bread and butter." In his opinion, sanitation as a whole should be discussed by council. It is conceivable that a rate increase is necessary, and council desires to understand the entire operation more fully. He suggested that Mr. Adair plan to make a presentation in August.

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C. <u>Administrator's Report – Update on Current Events.</u> Ms. Fellner said the letter had not been sent to Plantation Resort about its bus service, because she wanted more specific direction from council.

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Mayor Samples said council was very specific; the direction as he understood it was to propose a specific solution as to where the busses should go. At the time that appeared to be a good idea, but subsequent to that direction, he believed a number of members had heard alternatives. His intent was to initiate a discussion with Plantation Resort. Mayor Samples had no doubt this was a safety issue, which included multiple carriers that stop along Ocean Boulevard. Ms. Fellner said the police chief said a significant problem did not seem apparent insofar as accident rates. Mayor Samples said there is no question that the pier parking lot needs to be reconfigured to maximize parking, which ultimately would eliminate busses picking up and discharging passengers there. He suggested that covered benches be placed near the designated golf cart parking in the Yaupon lot, and allow busses to use that area. The issue with 3rd Avenue North is that the businesses at the pier expressed concern about losing business opportunity, which he believed was a legitimate concern. Mr. Stevens had spoken with several of the business on and around the pier area; all of them indicated they derived quite a bit of income from the bus passengers. In his opinion, Plantation Resort should be considered an asset and the town should find a positive solution. He proceeded to offer other possibilities and Mayor Samples asked him to direct his comments to the matter at hand. Mr. Smith believed it was important to have "people traffic" at the pier area to help the businesses. He suggested that staff consider changing the suntan booth location to open up space around the curve. Ms. Fellner said that was an excellent idea. Ms. Dodge said she spent hours in the golf cart observing the people transported on the busses, observing the problem, and trying to resolve the problem. She never saw any person from the busses even go up on the pier. If the passengers are not going up on the pier, then they are not contributing anything to those businesses. She was very concerned about the whole situation, but would defer to council's wishes. Ms. Mabry believed everyone agreed that a problem exists that needs to be corrected. She suggested that clear direction be given at the next meeting to avoid deferring the problem any further. Mr. Johnson understood the safety issue, but did not know of any injury reports in the pier parking lots. One business owner was adamant about allowing the busses to continue using the parking area as changing the location would "kill his business." He agreed that a clear solution was necessary. Mr. Stevens said that the new Surf Diner would be opening within the next few days, which would attract many people to the pier. Mayor Samples said the issue is whether there is a safety concern, and in his opinion, there was. The question was whether it was serious issue or a matter of "just waiting for something to happen." There are a number of businesses on the west side of Ocean Boulevard that are by-passed, because passengers are discharged at the foot of the pier. Discharging and picking up passengers at Yaupon would create traffic for those businesses. Mayor Samples believed a workshop was in order. Mr. Smith supported holding a workshop, but wanted staff to spend some time reviewing the issue; i.e. moving the suntan cart. Mayor Samples agreed, but there are other issues. He and Mr. Adair saw numerous opportunities to improve the pier area parking that would probably make it safer. Traffic is two-ways on one side of the lot, but only one-way on the other, which is very confusing. The busses are a part of the problem. Staff will meet with OCRM on July 6th and perhaps some changes "behind the line" can be discussed. Ms. Mabry moved to schedule a workshop at 6:00 p.m. prior to the next regular council meeting. Mr. Stevens seconded. All voted in favor. MOTION CARRIED.

Ms. Fellner said the 70-page proposal from Lanier for parking management would be distributed to councilmembers for review. Lanier will make a presentation during a meeting, if council desires. Mayor Samples asked if this was an unsolicited proposal. Ms. Fellner said the former administrator requested the proposal. Mayor Samples asked if there were any advertisements or bids let for the service or if town council sanctioned the action. Ms. Fellner said no. Mayor Samples said it should be clear to council that this is simply information for consideration. Ms. Fellner said the amounts were based on a high-volume year; parking is realistically about \$30,000 less that the amount stated. Mayor Samples believed the information should be presented to the parking committee once it is reinstated. Ms. Fellner said copies would be provided to the parking committee members after reinstatement.

Mr. Johnson asked for an update on the no-smoking signs. Mr. Adair said the signs were received and installation will begin this week. They also have some "keep off the dunes" signs provided by DHEC (South Carolina Department of Health and Environmental Control) that will be installed at the same time.

Page 3 of 12

7. BUSINESS.

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Ms. Mabry called for the floor. Mayor Samples recognized Ms. Mabry prior to any business discussions. Ms. Mabry moved to reconsider the budget expenditure of \$15,120 in the Hospitality Fund. Police, Beach Safety, Materials and Supplies/FFE, that is, furniture, fixtures, and equipment, to replace .40 caliber handguns to eliminate the purchase until further information is provided to town council. Mr. Stevens seconded. Ms. Mabry said this is not about the guns, and she wanted to make that perfectly clear. This is an unemotional procurement procedural problem that she has with the budget. Council was never given the opportunity to hear from Chief Frederick regarding the need for this expenditure. Ms. Mabry said she voted hastily to adopt the budget; not to purchase the guns, although they were included. Council received that information at the last minute. Chief Frederick is welcomed to make a presentation to council, if he would like to pursue the expenditure. However, at this time, she reiterated that she acted hastily and needs to have the expenditure omitted. Ms. Dodge supported the motion. It was a surprise to her where the funding was appropriated. She did not expect to see that expenditure where it was placed. Mr. Smith asked whether Chief Frederick could make a presentation now. Mayor Samples said that would not be allowed at this meeting as it was not a simple matter of procurement. There are a number of other issues that he takes very seriously, i.e. requalification of all of the officers. Before council requires the department to go through a requalification process, Mayor Samples believed it should be very clear what was being voted upon. Mayor Samples, Mayor Pro Tem Mabry, and Councilmembers Dodge, Johnson and Stevens voted in favor. Councilmember Smith voted against. MOTION CARRIED.

- A. Second Reading Ordinance #12-0716, §5-16(b) Commission Member Terms; §5-32 Statements of Economic; §5-33 Campaign Disclosure Form; §5-58 Boundary Lines for Precincts, and §5-59 Places of Election. Ms. Herrmann said that second reading was presented without change other than two scrivener's errors, i.e. to add "§5-59, Places of Election" to the caption, and to capitalize "Board" in the name "State Budget and Control Board" on the second page. Mr. Stevens moved to adopt second reading of Ordinance Number 12-0716. Ms. Mabry seconded. All voted in favor. MOTION CARRIED.
- B. Second Reading Ordinance #12-0717, §9-16(a) and (b) Parking Decals & Exemptions. Mayor Samples noted that decal placement was changed in paragraph (b). Mr. Smith moved to adopt second reading of Ordinance Number 12-0717. Mr. Johnson seconded. All voted in favor. MOTION CARRIED.
- C. Second Reading Ordinance #12-0718, §2-26 Boards, Commissions and Committees to add (L) Rules of Order. Mr. Stevens moved to adopt second reading of Ordinance #12-0718 with an amendment to "Section 2-51 to 2-55" to exclude Section 2-52, Executive Sessions, with the exception of the board of zoning appeals. Mr. Stevens did not think it was proper for citizens committees, with the exception of the board of zoning appeals which handles judicial matters, to enter executive session. In his opinion, there are no legal issues that would require doing so. Mayor Samples asked the clerk if she understood the motion. Ms. Herrmann was not sure what was being offered, and said the town attorney would need to be involved and research done to make sure the amendment is proper. The amendment Mr. Stevens offered was different from the proposed ordinance that strictly applies rules of order to committees. Mayor Samples asked for a second to the motion. No second was offered.

Mr. Stevens moved to suspend rule to allow discussion. Mr. Smith seconded. All voted in favor. MOTION CARRIED. Mayor Samples believed that Mr. Stevens' concern is that committees would or could improperly meet in executive session by following the rules of order. That is certainly something that town council would not want to promote or provide the opportunity for. Because the board of zoning appeals is a quasi-judicial body, it might have the need to meet in executive session. There may be times when the planning and zoning commission might be involved in negotiations over a planned development that should be conducted during executive session. There were no other comments. Mayor Samples reconvened regular session and called on Ms. Dodge.

Ms. Dodge moved to defer second reading of Ordinance #12-0718. Mr. Stevens seconded. All voted in favor. MOTION CARRIED. Mayor Samples said the intent is to prohibit indiscriminate use of executive session by any board, commission, or committee.

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- D. Second Reading Ordinance #12-0719 §17-603 Definitions Abandoned Signs. Mr. Smith moved to adopt second reading of Ordinance Number 12-0719. Ms. Dodge seconded. Mr. Smith asked Ms. Morris how the Latitude 22 sign above the River City Café would be addressed by this ordinance. Ms. Morris said that sign is considered in disrepair and the owner has been notified. Mr. Smith asked whether that sign would be considered abandoned since it is on the same pole sign. Ms. Morris said it was considered one sign, because there is only one pole. All voted in favor. MOTION CARRIED.
- E. First Reading Ordinance #12-0720 §2-39(c) Special Meetings to include Public Comments on the Agenda. Mr. Smith moved to adopt first reading of Ordinance #12-0720. Mr. Stevens seconded. Ms. Herrmann explained that town code stipulates agenda formats. There was no provision to allow public comments during special meetings. Because council often desires to hear public comments before acting, a recommendation was made by Mr. Smith to add public comments prior to business action during special meetings. All voted in favor. MOTION CARRIED.
- F. Town Council Finance Committee, Mayor Pro Tem Mabry. Ms. Mabry said a discussion was held during the last meeting to have a council finance committee. She believed it was important and would not have made the motion to defer the hospitality expenditure had she been properly informed earlier. This created a situation that is unfair to Chief Frederick, because now he has to make another presentation. There numerous reasons why town council needs to be aware of the town's finances. This recommendation is not to any detriment of finance staff; it is simply information gathering to assist town council in its preparation for the next budget. The budget is an on-going, living document that requires council's attention throughout the year. Ms. Mabry moved to establish a council finance committee. Mr. Stevens seconded. Mr. Smith asked how many members would serve on the committee. Ms. Mabry suggested two or three. Ms. Dodge suggested three members that would give a spectrum of opinions. Ms. Mabry reminded council that Mayor Samples served on every committee. Mayor Samples said a four-member committee would constitute a quorum, and publication pursuant to the Freedom of Information Act would be required. If the committee has three members, he would not attend. Mr. Smith asked if it was a formal committee whether advertising would be required. Mayor Samples said yes, but the transportation committee meeting was held after a recent town council meeting. The press was present and did not express objections. Ms. Mabry said the committee purpose was to gather information; no action would be taken, no directives would be given. Everything the committee learned would be presented during regular council meetings; the purpose is to inform council of on-going expenditures and budget processes. Mayor Samples said each member only has a limited amount of time. The intention is to avoid holding a council meeting attended by all the members, and allow a small group of members to gather information for the benefit of the entire council. The town has a council form of government, and under state code, the council has administrative duties. This council will perform those duties. Mr. Johnson asked if specific parameters were necessary prior to voting. Mayor Samples did not believe so; he was confident that councilmembers would perform appropriately. In his opinion there are at least two other committees that need to be established soon. Mr. Smith believed the committee should be limited to two members, in case the mayor decides to attend. Mayor Samples appreciated the comment saying he would probably attend. Mr. Stevens said this was a step in the right direction. He believed anything the finance committee did would still have to be presented to council as a whole for action. Mayor Samples said Mr. Stevens was absolutely correct; no actions, no direction from the committees. All voted in favor. MOTION CARRIED. Mayor Samples asked that members notify him of their desire to serve prior to the next meeting.
- G. Municipal Newsletter Publication, Mayor Samples. Mayor Samples said that those who lived in town for a longer period of time probably remember when a newsletter was mailed. He believed everyone agreed that a more personal newsletter should be published again. He and the town clerk had discussed the matter; estimates were a cost of about \$13,000 for a quarterly, 6- to 8-page newsletter with first class mailing. Cost would be adjusted depending on size and mailing method. Mayor Samples said the intent is to provide information ranging from sanitation schedules, road closing and town events for the upcoming months. The town's website is good, but for some people it is difficult to navigate and read.
- Mr. Stevens moved to publish a municipal newsletter. Ms. Mabry seconded. Mr. Johnson asked if that would be in addition to the electronic message, website and Facebook. Mayor Samples said social

 media is today's trend. However, many residents do not enjoy nor do they use computers. Ms. Dodge supported the motion 100-percent saying there are many people that are not adept in using computers. The town website is good, but everybody would benefit from a printed newsletter as they could read it at their leisure. Mr. Smith suggested that the events schedule for the next 12-months be published in every issue. Mayor Samples agreed. Mr. Smith believed that Mr. Johnson's question alluded to whether the website and the printed copy would have the same information. Ms. Mabry said council worked very hard on the budget so it could bring back some assets to the town. She considered the newsletter a big asset. People enjoy receiving it; they can lay it by their beds and read it at their leisure. It is a wonderful way to let people know when the town needs volunteers, and other things like the council meeting schedule. Many people do not know the town has a website, much less that a newsletter is published on it. She, too, supported the motion 100-percent. All voted in favor. **MOTION CARRIED.**

H. The Mutiny Soccer Team, Bambi Bullard, Director of Operations. Ms. Bullard introduced the team, which is a professional soccer team based in Myrtle Beach playing its inaugural season at the Doug Shaw Stadium. The team consists of members from around 10 countries. Grand Strand Sports, the owners, are interested in pursuing a tournament to be played in Surfside Beach next summer, possibly mid-July or August. The team is interested in working with the town's athletic events and she has already spoken with Ms. Ellis and Ms. Stalnaker. The Munity has established working relationships with other nonprofit organizations, including youth clubs, the Grand Strand Miracle League, and the Turtle Trot. Ms. Bullard said the organization is also looking for long-term partners, but said no money would be requested from the town. The main tournament would involve 20 to 30 teams from between 10 to 12 countries that would be encouraged to stay in town hotels and housing for the three-day event. If council agrees, a small tournament would occur next spring. The Munity would provide all administrative staff; the town would be named as an additional insured on the Munity's insurance policy; advertising and marketing is proposed to be a joint effort between Mutiny, the town, the recreation department, and local businesses. Teams will pay a fee to enter the tournament. Spectator admissions will probably be free. Currently, game tickets are \$9 for adults, ages 10 and under are free. Ms. Bullard said with council's approval she would continue to develop relationships with the town's recreation department and planning the events.

Mayor Samples liked the information presented, but was not sure council was prepared to act at this meeting. Ms. Fellner or Mayor Samples would contact her after the information was discussed in more detail. Mayor Samples asked if the games would be played on the beach. Ms. Bullard said they would be on the beach in a smaller-scale volleyball arena. It is an exhibition-style tournament to promote interest in the sport. Mr. Smith asked how large the field would be. Ms. Bullard said about one-fourth to three-fifths the size of a soccer field. Mr. Stevens had coached soccer for ten years and said former soccer events brought visitors from as far away as Canada. In the past, Socastee High and St. James schools performed scrimmages on the beach. This is a great way to get children involved in soccer and brings in money. Ms. Bullard said one team will book seven to ten rooms, without including any additional family members. Mayor Samples said unless there were objections from council during the next week, he did not anticipate any problems. He asked Ms. Bullard to contact the administrator next week. Ms. Bullard said she had managed numerous events, and assured council they would be managed properly.

8. **DISCUSSION.** Any matters of concern or information to be discussed by Town Council.

Mr. Stevens said the golf cart laws are published on the town website. The state just passed new laws regarding golf carts and asked if the town would follow suit. Mayor Samples asked the posted information conflicted. Ms. Herrmann said the new laws are not effective until October 1st. Mr. Moss said that was correct. Ms. Herrmann believed the information would be updated at the appropriate time.

Mayor Samples asked if there were objections to adding the council infrastructure committee to the next meeting agenda, which will replace the underground wiring committee and the transportation committee. **COUNCIL CONCURRED.**

9. PUBLIC COMMENTS.

"Hello. I really want to keep this real brief and to the moment, because a..." Mayor Samples, "State your name and address." "My name is Patricia Magliette. My husband's name is Ralph. We love this town. Just a question..." Mayor Samples, "And your address is?" Ms. Magliette, "104 Harbor Lights, and I was here and I remember for the Easter time that when they had lots of people on the pier for maybe the service and everything, and I realize that we had a, we have good trash cans there, but they were overflowing, and now I realize that 4th of July's coming up and we're gone a have a multitude of people. I was wondering if there were plans to put extra recycling and trash cans out?" Mayor Samples, "Absolutely, John right?" Ms. Magliette, "I figured you guys were on it. I just wanted to ask." Mayor Samples, "But you know what, the truth is no matter how many we put for 4th of July, is this gone a be your first 4th of July here?" Ms. Magliette, "Yeah, it is." Mayor Samples, "Oh, you're, you're (laughter), you ain't seen anything, yet!" (laughter) Ms. Magliette, "I'm looking forward to it. It's gone a be great. The only reason why I ask is cause me and Ralph walk the beach and we don't have any qualms about picking up what's kind of left there, but we want to make sure that there's ample receptacles for us to put the stuff into, and it's gone a be nice and I thank all the people in town ... (two speaking at once.)" Mayor Samples, "There are guys that are out at 5:30 in the morning picking that stuff up. I want you to know that." Ms. Magliette, "I do. I really like this town. You guys do a good job. Thank you. Done. Thank you."

"Mary Ann Hunt, 516 Cypress Drive. I just want to say I wish we could get a sign, a banner, or something to advertise the Sunday serenades, cause people, people go, they don't even know it's happening. It's just by chance, and it would be nice to have something to say, to say, this is it, two o'clock, you know, and it's very enjoyable and Mr. Hanson, 'Hound Dog,' works very hard to run this thing, and I, the only, in closing, the only thing, Ms. Dodge is the only councilman that I've ever seen there and I go almost every week, and it'd be nice is somebody else wandered in and out. Thank you." Mayor Samples, "Ms. Hunt, you are absolutely right, and Ms. Dodge can vouch that the mayor was there, not this last Sunday, but the Sunday before, and you are absolutely right. We need a little, some kind of signage right there by the library, you know, just as they drive by the library on Surfside Drive. People don't realize that, you know, they've got several hours of wonderful music." Ms. Hunt, "And, that it is, and with the tourists it's kind a of break from the beach when they've been in the sun too long, and the shade would be nice." Mayor Samples, "It's in our passive park, by the way." Ms. Hunt, "Yes." Mayor Samples, "For those of you don't know. Two o'clock every Sunday." Ms. Hunt, "Two to five." Mayor Samples, "Two to five." Ms. Hunt, "And a, Mr. Hanson does a wonderful job." Mayor Samples, "We call him 'Hound Dog.' Ms. Hunt, "Hound Dog,' yes, (**) cause he's a neighbor (**) okay, thank you."

"Hello. (**) My name's Everett Goff, Millwood Drive in Surfside. Council, Mr. Mayor, the information I have is kind of unclear and I got this from Mr. Adair, but, but, I'm sure that we make money on recycling or we break even on recycling, but there's any chance that the council's considered mandatory recycling in this town? I mean it is in many boroughs, towns, townships, recycling is mandatory, which is good for our environment." Mayor Samples, "That's an interesting comment, and no, I don't think we ever have (**.)" Mr. Goff, "I think it's something that should be considered."

"Glen Curtis, 257 Palladium, not too far from Surfside (*laughter.*) I wanted to say that a I talked to John Adair a couple of times about certain things in the roads and all, and before you know it, the man had everything accomplished and he's a great guy. The other thing, you were bringing up before about the parking lot down the street. The first time I thought about it was when you mentioned it, the sunscreen trailer, move that over next to the pier, at the bottom of the pier where the ice shave used to be. I think that would be a excellent solution, because you are eliminating all that space, you're giving people plenty of room to walk, and when you was saying, Mr. Mayor, parking the busses across the street that's more room and the people can come right across. More people have room to make them turns in there. The safety problem is just about no longer a problem, and I think it's great, and a, also, with this new administration now, with your personalities, and the new administrator, I think going over to Deerfield and places like that personally and talking, I think we can really establish some good things going on with this new administration. Thank you."

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"Hi. My name is Meleah Cook, and I'm the caretaker of my father's business while it's in probate, Carolina Wholesale Apparel, and I had the pleasure of meeting Mr. Stevens came by our store, and mentioned that there was gone a be a Surfside Beach business owners meeting on Sunday, July 15th. I talked to several business owners in the community and that's just not a great time for a lot of people to come on a Sunday afternoon. I'd ask that maybe, maybe do two of them. Maybe have one during the week, and maybe one on the weekend, cause there are a lot of people that would like to attend, but being a business owner myself. Sunday is the only day I have with my family, and a, cause we're open all the other days. My next order of business is there's been confusion about what is allowed outside of businesses, retail businesses in Surfside. I know that my father, when he was living, was very confused by what was allowed and what was not allowed. I can see that's going on right now with a few other businesses. So, I would ask that some clarification be made, and I know that there is a ordinance in place, and, and I've called down to the city several times, and I can't; I need to get clear on it. What we're allowed to put outside of our stores, and what we're not allowed to. You know, we have, always had racks outside our business and then other people put lawn mowers outside of theirs, and so it's either things are allowed or they're not, and I really would like some clarification, because I don't want to be fined, so that's, that's really all that I have is that maybe we can put in the newsletter what you can put outside your business. I do have one other thing that I want to mention, in doing a newsletter, I'm not a resident here, but I do pay taxes here through our business, and you know, we draw a lot of people from all over the country to our business. We ship goods out to a lot of different places. We do embroidery and screen printing, and I've noticed that a lot of small towns they don't make it mandatory that they source, try to source first within their own community things that the city buys, and you know, just like y'all have uniforms, we do some of them, but we don't do them all, and I know that there are different print shops all over the beach doing things. Seems like to me that y'all would put that stuff out for bid, you'd probably get a much better deal, you know, with your embroidering and screen printing, and stuff like that, just like you did with your cancer shirts, although we weren't aware of the bid, I'm sure you still got a great deal on them, but you know just with your printing and it just seems like you should put your town first. It's just a suggestion. That's all I have." Mayor Samples, "If I could, yeah, we, we, one of the things that some of us have, have been looking at is, is it would appear that purchases may have, there may have been multiple purchases that fell just below what our ordinance says, okay, and we're gone a knock that off, okay. I, I mean, we are gone a bid things when we know the scope, because that's what you do with your own money in your own home. You, you seek the best bang for the buck, and we do already have a teeny-weeny in local preference in our procurement ordinance, but it's only under very narrow conditions, and it might be something that we that we would, you certainly should bid on things that you provide that the town needs."

"Harry Kohlmann, 1610 South Ocean Boulevard. I'm glad Ms. Dodge pulled up about the garbage on Ocean Boulevard. It's unsightly at times, and I'm glad that the council is gone look at it, while I at least have staff looking in August, but sometimes things have to be done right away, and that's with the recycle. As some of you know, since I pointed it out directly to you, some of those recycle mobile carts were full on Sunday. They're full already, so by the time it's Thursday, if somebody wanted to recycle on Monday, since it's full, it's not being recycled. It's put into the solid waste. So, we're paying to get rid of something that would have cost us nothing. So I think, you know, let's not wait till August to do this. Get as many Moby carts, recycle Moby carts out there as you possibly can, and this way we cut down on our solid wastes, and we recycle more. I'm not sure if I'm, you know, Mr. Goff, he, he brought up a good point, mandatory, but you know, I know how it was in New York City where you had to, you would actually have police, sanitation police, going through your garbage making sure all of you had bottles, you know no bottles, no newspapers, I don't know if I want to go that far, but the problem is now that you can't recycle if you want to. They are full. You go on Ocean Boulevard right now, there's got to be at least 20 recycle Moby carts out there now. They've been out there since Sunday, and that's another problem itself that, you know, the renters when they leave they put their garbage out. They don't have to, but they think they have to. Enough on that. The other lady spoke about the garbage pails 4th of July. Used to have a beach sweep. Probably the dirtiest day we have on this beach is the day after 4th of July. Just food for thought; maybe have a beach sweep. Have people go different places, not just by the pier. The pier has the big fireworks, but along the whole beach. That's the only place in Surfside, the only day in Surfside you're allowed to shoot off fireworks, and it's a mess the next day. I got one more thing. You (**) with the no parking places, you can't park within 30-feet of an intersection. Mrs. Goddard brought up

an awfully great thing; people are parking closer to the intersection than they are supposed to. I know, and for the parking committee, we're going to have a meeting hopefully in July, workshop, straighten stuff out, but some things can be done right away. We don't need a parking plan or parking committee to tell you this. You know, there are people are parking too close to the intersection, and what happens is, I don't know who did it, it was a great idea. I don't even know if it's legal, but somebody painted a yellow line 30-feet from the intersection. Unfortunately, what happed was before we took over the Ocean Boulevard, the state repaved it and they didn't put, they paved over that yellow line, so now people don't realize that they're not supposed to park there. It's hard for the enforcement officers to realize it. So if you can stick somebody out there with a yellow paint and a brush, and this way you might alleviate half the intersections where people parking. I think that's it. Thank you."

Mayor Samples asked Mr. Adair whether extra recycle cans could be provided where needed. Mr. Adair said staff monitored recycling and extra or larger carts were placed where needed.

"Tom Dodge, 14, 15th Avenue North. I guess I moved! We're gone a hire an administrator and I think we should make a clause in their contract and every department head's contract that they are required to live in the Town of Surfside Beach. We could have an administrator that lives in Marion. Food for thought. Our department heads should live in town, and I'll give you a few examples: to get a feel of the town; to become part of the town; to know the people of the town; to see what goes on in the town; become a town taxpayer, since they are the ones that present the budgets. I'm gone beat on an old horse, because it's already been up here two or three or four times. I drive my golf cart every day. I go down Ocean Boulevard and most streets in town. It was horrible Saturday to see over flowing recyclable carts, and it was even worse to see that same stuff there on Sunday. It, it was bad this past weekend, and I'm sure it's, it's that was all the time. There's bags on the ground. The carts are filled. Just another reason to have department heads live in town. I think if the director of public works lived in town, he would know what it's like in town, but it's not the way it is. I almost fell out of my chair last week when I heard that we were going to allow electric cars to park, to fill up for free. We're gone a have people coming in from all of our neighborhoods into town to get their cars recharged. Ocean Lakes charges five dollars. We keep getting our lunch eaten. Thank you."

"John Ard, 612 Cypress Drive, Surfside. Mr. Mayor, Council, I'd like to congratulate y'all and all the staff and everything for all the hard work that y'all been doing lately. You've been doing a pretty good job of it. Sticking with it. I'd like to thank y'all tonight for considering at the next council meeting making the parking committee permanent. The ones that was on this committee before, we worked very hard on that committee. We had Councilman Dodge, and now Councilman Mabry, they attended most of the meetings and stuff, and it really meant a lot to some of us on there, and they a lot of things still yet that can be done. There's a lot of things that was done that hadn't been aired out yet, and so if you go ahead and make that permanent, we certainly will appreciate it. It will work out really good and all, and Mr. John Adair, I'd like to thank him. I had a good talk to him this morning, and it was after you did, I think. It was about the a Lakeside Drive pond and about the pond up here on 6th Avenue, which he already explained tonight about it. But a lot of people has come to me and asked about it and wanted to know why they were so dirty and you know and different things like that and all, and I told them I don't know, but I'll get you an answer to it. I'll find out. And Mr., I went and talked to Mr. Adair this morning. He filled me in on what was going on and everything and I think in the next couple of weeks and all we ought to see some good improvements in the ponds and stuff, and would like to see more work and (**) on the north side down here. That's where a lot of them is coming in. North side looked a whole lot better than the south side. Mr. Adair and them, they're working at it, and I appreciate it much. And, just so y'all keep up the good work, and we're getting there."

"Ralph Magliette, 104 Harbor Lights. I think the gentleman's idea of having a clean sweep on July 5th is a great idea and since I'm here, I'll volunteer that out, so if anyone would want to help the two of us, I guess, I'm volunteering. We can get together on July 5th with a couple of trash bags, start at 16th Avenue North and work our way all down and do something as environmental stewards of the planet and because it's our town, we want it to be clean and to be enjoyed by the residents who live here. So, I'm up to the challenge. If you want to do it, (unknown speaker volunteered) we have three now, so maybe we can just get together a little ad hoc group and July 5th we'll clean the beach. Thank you very much."

"My name is Richard King, and I live on Magnolia Drive, and Mr. Mayor, I would like to make a suggestion with a couple of photos (photos passed, copies on file.) The reason I'm coming before you tonight is address the condition of Magnolia Lake. I've been a resident of Surfside Beach now for over five and a half years. I was here for the dredging. It took a couple of years after the dredging for the lake to refill, because we went through a very dry period, but eventually, it did fill up and it looked real nice. They put in a water fountain. The only problem with the water fountain, you really can't see it, because it's in the middle of the lake, and you can't really see it for the grass, but that's not a big deal. My concern is looking at picture number one is the a, the lake is filled now with algae and stuff growing in the lake, and I believe the reason for that is if you look at picture number two, there were two cut outs made in the a, a water retention wall in the northeast corner and now the lake does not have a chance to refill to its original level. I would say that is the problem with the, the reason that the lake looks the way it does now, because the sun rays are now able to get deeper into the lake making this stuff all grow. I don't know what can be done about it now, if anything. I just think that the money spent to have the lake dredged is now money maybe poorly spent. Thank you."

"Beth Kohlmann, 1610 South Ocean Boulevard. I just wanted to thank everybody up there for all the hard work. I see you guys out there walking, talking to everybody. Some of you are even riding bicycles. I don't want to ride the bike. What I wanted to just say is when it comes to the committees and the rules of order, I could be wrong, Ms. Herrmann, but I think most committees have to, are going by *Robert's Rules of Order*, but doesn't necessarily mean that they go into executive session. Being that I was on those committees, it never happened. I don't remember any committee ever going into an executive session, nor would they even try to do that. There's no, really no reason to do it. So, I just want to make sure that y'all don't forget how long we've been waiting for these committees and how important they really are for this town, and we have people that are waiting to get out there to beautify it, and get involved with recreation. So, the longer we put these off, the more nervous I get." Mayor Samples, "The committees have been established. Volunteers are being taken. Volunteers are being presented at the next meeting." Ms. Kohlmann, "Thank you very much."

"Gene Maruca, 116 7th Ave. South. Mayor Samples, Administrator Fellman [sic,] regarding the newsletter, I have one question. We waited a long time for it comeback, very good thing, especially for us seniors. Just be sure the print is big enough so we can see it! (*laughter*) What are we gone a use for a mailing list? Is it gone a be a residential mailing list or shouldn't it be our tax payer's mailing list. I think, myself, if it went out to all the taxpayers, it might create a welcome interest and actually bring property owners into the beach or their own properties. Not all of them live out of state, and this newsletter would give them an opportunity to see what was going on; points of interest, and so forth, and they may feel welcome to come back. We can use it as a welcoming tool to bring them back. Next would be the rubbish collection; always seems to center around Ocean Boulevard. I'd just like to institute the entire business district down there. We have as much of a problem on the private homes on all those streets as you do on the boulevard. It's just that it's more sightly [sic] as you drive the boulevard. Not everybody drives up and down one of those streets, so when we talk about, if we're gone a do anything about it, I would say engulf that whole business area. Thank you."

10. COUNCIL COMMENTS.

Mr. Stevens, "First of all, I'd like to thank everybody for coming out, and also some of the media, I notice we've got Mr. Tom O'Dare who wrote a very good article on the new Surf Diner in *The Myrtle Beach Herald*, if you haven't read it and it might be worth reading to get you up to date. I would agree with the lady that (**) that spoke about things being outside of the stores. It's time we get things clear with businesses. I would suggest that every time a business person renews their business license that they get sent a copy of the ordinances and know exactly what the laws are. They're not very clear. I know at a beachwear store where there's a plow in front of it, beachwear store. So there's about everything I can imagine from one of Surfside to the other in front of the stores and we need some clarity on that, and I think we need to address that. I think the business committee, the sooner we start that the better off we're gone a be to look at our business laws and how we can better off the businesses in town. Mr. Kohlmann, I will volunteer on January, not January, but July 5th to be out there with my trash bag and

helping you pick up trash on the beach. I'm gone be the first councilman to volunteer and I challenge the rest of council to do it as well. Thank you."

Ms. Mabry, "Thank you, Mr. Stevens! (laughter) I wanted to make a comment about the motion I made this afternoon or later on during council meeting. I want everyone to understand that I am not for or against purchasing the guns. I don't know enough about it to make an intelligent decision. I look forward to hearing the information, but, so I want everyone to understand that my vote, I have no idea what it would be if it did come back, so I'm not for or against. I do have a little bit of interesting news though; in April 23, 1964 it was discussed that a gun should be purchased for our policeman. Mr. Rogers inquired and he got a .38 pistol for the total of \$57.50, so council did, even then, get concerned about the expenditures. So it is an expenditure item for me, and I look forward to hearing any information that would come up about it. Thank y'all for coming out tonight. I really enjoyed it."

Mr. Smith, "Thank you for coming out, and I'm real pleased to hear all the interest in keeping Ocean Boulevard clean and having enough trash cans and recycle carts. Thank you."

Ms. Dodge, "Somebody stole my thunder on Glen "Hound Dog" Hanson, and the Sunday serenades. Tom and I go to those every Sunday. He works hard at it. He has some amazing talent that comes and sings their hearts out and play their hearts out. It's great and I think everybody ought to at least stop in and see what it's like. I have some other things I want to talk about. Recyclables on Ocean Boulevard, first, I think the business owners on the boulevard who rent their property should urge their, their renters to put trash, trash only into plastic garbage bags, and put them beside the carts. It's still not going to look good, but it's not gone a take up every bit of the cart, and also wanted to comment, I can ima...I'm amazed at how quickly Ms. Kohlmann got up on her suggestion. Putting things out in front of businesses, we are lax in that some businesses take advantage, and go all the way to the road. Others curtail what they put out. Some businesses use that as advertisement for their businesses. I think we should encourage that, but limit it, but make it fair across the board. Everybody has to abide by the same rules, and I'm glad y'all put me up here. Thank you."

Mr. Johnson, "Thank you, Mr. Mayor. I don't have much to say that hasn't already been said, except that I would like to point out to Ms. Mabry that the bullet for that gun was purchased the following year! (laughter) Thanks for coming out."

Mayor Samples, "I just want to reiterate my thanks to everybody for coming out. You know, it would be nice to live in a simple world and let business do just what business wants to do, but that wouldn't work either. That's why we have rules. There are... we have a planning commission. We've had a planning commission most of the time that tries to represent the community values. Some feel like they're treated differently. Well, they are because their circumstances are different. But the law is clear; the ordinances are clear. They're not being treated differently. They may want to tell you they are, but I'm sure if they would listen to what the distinctions are, they wouldn't agree that there were distinctions. Rest assured this body will consider carefully changes before they are made. This is a great town to live in. We're not gone a see it run-down. We're gone a improve it. We are gone a beautify it, and you all are gone a make it happen, because without your help, you're gone a lay it on the feet of the staff. Well, we've got a small staff that work hard to get it done. They're asked to do a lot of things. Many of you stood up here tonight and you thanked them for responding to your needs. Well, you're not the only one. What I want to say is we need your help in this community. I'm not gone a preach anymore, but I want, I want you to think about that. If you don't have time, you may know someone who has time."

11. EXECUTIVE SESSION.

Pursuant to FOIA §3-4-70(2) to receive legal advice from the town attorney regarding a pending lawsuit; and pursuant to FOIZ §30-4-70(1) to perform the town clerk's annual performance review. Mr. Smith moved to enter executive session at 8:41 p.m. Ms. Dodge seconded. All voted in favor. MOTION CARRIED.

Page 11 of 12

Regular Town Council Meeting June 25, 2012

Randle M. otevens, rown oguncii

613 Mr. Smith moved to reconvene regular session at 9:34 p.m. Ms. Dodge seconded. All voted in 614 favor. MOTION CARRIED. Mayor Samples announced that no action was taken during executive 615 session. 616 617 Mayor Samples asked for consensus to direct the administrator to take necessary action to implement the town clerk's evaluation. COUNCIL CONCURRED. 618 619 620 12. ADJOURNMENT. 621 622 Mr. Smith moved to adjourn the meeting at 9:34 p.m. Ms. Mabry seconded. All voted in favor 623 MOTION CARRIED. 624 625 Respectfully submitted, 1 626 627 628 Debra E. Herrmann, CMC, Town Clerk 629 630 Approved: July 10, 2012 631 632 633 634 Douglas F. Samples, Mayor 635 636 637 Mary Beth Mabry Mayor Pro Tempore Ann Dedge, Town Coun 638 639 640 Roderick E. Smith, Town Council 641 642 643

Vacant Seat Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Town Clerk Herrmann. In accordance with FOIA, meeting notice and the agenda were distributed to local media and interested parties. A complete list is on file in the clerk's office. The agenda was posted on bulletin boards outside Council Chambers and in the Town Hall reception area. Meeting notice was also posted on the Town farquee. When (**) is used a section of the transcription is inaudible. Public Comments and Council Comments are transcribed verbatim without grammar corrections. When used, staff members' given names are replaced with surnames.