



TOWN OF SURFSIDE BEACH
115 US Highway 17 North, Surfside Beach, SC 29575
Web: www.surfsidebeach.org
☎ (843) 913-6111 📠 (843) 238-5432

**PUBLIC NOTICE
SPECIAL LOCATION AND
DATE FOR THIS MEETING.**

**TOWN COUNCIL REGULAR MEETING
The Grand Theatre
301 Highway 17 South
Surfside Beach, South Carolina
MONDAY, DECEMBER 10, 2012 ♦ 6:30 p.m.**

AGENDA

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** Chaplain Carmen Carella,
Surfside Beach Fire Department
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL**
 - A. Regular Meeting November 13, 2012
 - B. Regular Meeting November 27, 2012
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
 - A. Employee Recognition
 - i. Willie Myers – 20-year Anniversary
 - ii. Patrick Ryan – 5-year Anniversary
 - B. FY Ended June 30, 2012 Comprehensive Annual Financial Report:
Executive Summary, Harper Poston & Moree, Mr. Bob Harper
 - C. Keep Surfside Beach Beautiful Committee Recommendation – Adopt-a-
Beach Program, Mr. Ralph Magliette
 - D. Proclamations
 - i. #12-77 Arbor Day, Public Works Director Adair
 - ii. #12-78 Congratulations Walter Spall, Retirement from US Coast
Guard Auxiliary
 - E. Department Reports
 - i. Planning, Building & Zoning
 - ii. Police
 - iii. Fire
 - F. Administrator’s Report – Update on Current Events

7. **BUSINESS**

- A. Second Reading Ordinance #12-0727 to amend §9-16 Decals and Exemptions for Parking Decals, Councilmember Kohlmann
- B. Second Reading Ordinance #12-0732 to amend §9-7 No Parking Places, Councilmember Kohlmann
- C. Second Reading Ordinance #12-0733 to amend §2-61(b) Volunteer Advertising in Daily Newspaper and §2-61(j) Annual Committee Reports, Councilmember Dodge.
- D. Second Reading Ordinance #12-0735, to amend Business License Ordinance for the Collection of Insurance Broker's Tax, and Agreement with MASC for collection of Insurance Broker's Tax, Treasurer Hursey
- E. First Reading Ordinance #12-0736 to amend §11-5(a) Nepotism and Favoritism Policy, Administrator Fellner
- F. Resolution #12-121, to amend allowing Randy Harrison to serve
- G. Business Committee Vacancies (Deferred until after Executive Session)

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

- A. Agreement and Bylaws Review – Surfside Beach Youth Sports Association, Inc., Administrator Fellner
- B. Meeting Minutes Preparation, Mayor Samples

9. **PUBLIC COMMENTS** – 5-minutes per speaker

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION**

Pursuant to FOIA §30-40-70(a)(1) and pursuant to Surfside Beach Town Code of Ordinances §2-61(f) to discuss appointments to the Business Committee

12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
DECEMBER 10, 2012 • 6:30 P.M.
TOWN COUNCIL CHAMBERS**

1
2
3
4
5
6
7 **1. CALL TO ORDER.**
8

9 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore
10 Mabry, and Councilmembers Dodge, Kohlmann, Smith, and Stevens were in attendance. Mr. Johnson
11 was out of town on business. A quorum was present. Staff present: Town Administrator Fellner;
12 Treasurer Hursey; Planning Director Morris; Interim Police Chief Keziah, and Public Works Director Adair.
13 Also present: Mr. Bob Harper, Harper, Poston & Moree; Town Attorney Moss, and Town Clerk Herrmann.
14

15 Mayor Samples: "(***) Can you hear me? Very good. Welcome to the regular, irregular Surfside
16 Beach Town Council meeting (***) I want to say council thanks The Grand Theatre folks for allowing us to
17 (***) while council chambers are getting repaired, so we greatly appreciate it. We had a great day
18 Saturday. It was probably one of the nicest weather days, and I think we had a very nice parade. We'll
19 close some of those gaps up next year, but it was still fantastic, and I hope everybody had the opportunity
20 to enjoy it. With that, Carmen Carella will lead us in prayer tonight, and Carmen, you're more than
21 welcome to use the microphone."
22

23 *Clerk's note: This meeting was held at The Grand Theatre, 301 South Kings Highway, Surfside*
24 *Beach. The Grand Theatre prepared a digital recording which is on file in the clerk's office.*
25

26 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**
27

28 Chaplain Carmen Carella, Surfside Beach Fire Department, gave the invocation.
29

30 Mayor Samples: "I understand we're gonna have a flag? Thank you. Thank you." Mayor
31 Samples led the Pledge of Allegiance.
32

33 **3. AGENDA APPROVAL.**
34

35 Mayor Samples: "Well, thank you. First item would be the agenda approval."
36

37 Mr. Smith: "Mr. Mayor, I move that we approve the agenda."
38

39 Mayor Samples: "There's a motion."
40

41 Ms. Dodge: "Second."
42

43 Mayor Samples: "There's a second. All in favor say aye."
44

45 All Members: "Aye."
46

47 Mayor Samples: "Opposed? The agenda is adopted."
48

49 **4. MINUTES APPROVAL.**
50

51 Mayor Samples: "Moving along. We have the minutes approval. We have two separate
52 meetings, a, I would like to get them adopted individually. Can I get a motion?"
53

54 Ms. Dodge: "Mr. Mayor."
55

56 Mayor Samples: "Ms. Dodge."
57

Regular Town Council Meeting
December 10, 2012

57 Ms. Dodge: "I want to point out line 1135, my name is included, and I was sailing on the ocean.
58 (**) I'm sorry, November 13th."
59
60 Mayor Samples: "Can I get a motion?"
61
62 Ms. Dodge: "I would like to move that we accept the minutes for November 13th and November
63 27th."
64
65 Mayor Samples: "There is a motion."
66
67 Mr. Smith: "Mr. Mayor, we want to do separately, so I'd, I'd like to ask that she restate her
68 motion."
69
70 Mayor Samples: "Ms. Dodge."
71
72 Ms. Dodge: "Mr. Mayor, I move that we accept the minutes of the regular council meeting
73 November 13th."
74
75 Mayor Samples: "There is a motion. Is there a second?"
76
77 Ms. Mabry: "Second."
78
79 Mayor Samples: "There is a second. Any discussion? All in favor say aye."
80
81 All Members: "Aye."
82
83 Mayor Samples: "Opposed? Hearing none, the minutes are adopted. I need a motion for a, the
84 November 27th, 2012 minutes."
85
86 Ms. Dodge: "Mr. Mayor."
87
88 Mayor Samples: "Ms. Dodge."
89
90 Ms. Dodge: "I would move that we accept the minutes for the November 27th meeting."
91
92 Mayor Samples: "There is a motion."
93
94 Ms. Mabry: "Second."
95
96 Mayor Samples: "There is a second. Line 1999, I would just ask in particular, Ms. Dodge, take a
97 look at 1999. The word that I'm not certain is correct is the word 'now.' I think the word 'not.'"
98
99 Ms. Dodge: "Yes, sir. It should be 'not' rather than 'now.' Thank you."
100
101 Mayor Samples: "Thank you. So, can we make that correction? Thank you. Any discussion?
102 Hearing none, all in favor say aye."
103
104 All Members: "Aye."
105
106 Mayor Samples: "Oh, certainly."
107
108 Mr. Smith: "Is this the point in which you do the reconsideration, before the minutes are
109 approved? It comes later? Okay."
110
111 Mayor Samples: "Good question, though. All in favor say aye."
112

113 All Members: "Aye."

114
115 Mayor Samples: "The minutes are adopted. Thank you."

116
117 **5. PUBLIC COMMENTS – AGENDA ITEMS.**

118
119 Mayor Samples: "The next item is public comments, so anyone who has a public comment
120 concerning a matter on the agenda, now is the time to come forward. We do have a temporary place for
121 you to speak, and there is a microphone at the temporary podium. Hearing none, seeing none, we'll
122 move right along."

123
124 **6. COMMUNICATIONS.**

125
126 **A. Employee Recognition.**

127
128 **i. Willie Myers – 20-year Anniversary.**

129
130 Mayor Samples: "Communications, and it is my honor and privilege to recognize Willie Myers.
131 Willie, come on up. (*Applause.*) Willie has been with the town, believe it or not, come on up here, my
132 friend. What I didn't finish saying was Willie has been with the town for 20-years; 20 long and wonderful
133 years. (*Applause.*) Our streets look so well in large part because Willie's out there making it happen. I
134 think everybody knows that and we all appreciate everything you do for us."

135
136 Mr. Myers: "It's an honor to work for the town of Surfside, and I enjoy working with the town and
137 y'all (**)."

138
139 Mayor Samples: "(**) buddy, and a, let me give you this. This is just a token of our, our
140 appreciation. (*Applause.*) (**)

141
142 **ii. Patrick Ryan – 5-year Anniversary.**

143
144 Mayor Samples: "I also have the honor of a, not quite as long, not 20-years, but 5-years. He's
145 on his way to 20. Patrick Ryan, who also is with public works. (*Applause.*) Come on up, Patrick. One of
146 the reasons that a the town is so pretty is because Patrick is out there working real hard to pick up the
147 sanitation. How you doing, buddy? Come on up here. Thank you, Patrick. Thank you. (*Applause.*)
148 Who's this little fellow?"

149
150 Mr. Ryan: "Little Patrick."

151
152 Mayor Samples: "Little Patrick. Your daddy is a good man. We're very, very proud of him."

153
154 Mr. Ryan: "Thank you very much."

155
156 Mayor Samples: "Appreciate it very much."

157
158 Mr. Ryan: "I'll continue to work hard for the town (**)."

159
160 Mayor Samples: "Thank you, Patrick. (**) Merry Christmas. God bless you. "

161
162 Mr. Ryan: "Thank you."

163
164 Mayor Samples: "You know, it is the staff that, we either look good or look bad, because of the
165 work that the staff does, and a, we're very, very grateful to have top-notch people that work so hard for
166 the town, show a sense of pride in their work. So thank you. Appreciate it."

168 **B. FY Ended June 30, 2012 Comprehensive Annual Finance Report Executive Summary,**
169 **Harper Poston & Moree, Mr. Bob Harper.**
170

171 Mayor Samples: "And now, to something more sublime. We're gonna have the a fiscal year
172 ended June 30th, 2012 Comprehensive Annual Financial Report and Executive Summary by Bob Harper
173 and Stacy Moree."
174

175 Mr. Harper: "Is it on?"
176

177 Unknown Speaker: "Yeah."
178

179 Mr. Harper: "We prepared the annual audit for y'all and the audit is a long document that I think
180 you've already been provided. Along with that audit, we did an executive summary. That summary will
181 highlight some of your financial information. Tonight I will briefly go through that information with you,
182 which is the smaller document. The first page of the document references that we did, in fact, did your
183 audit, and you do, in fact, have a clean audit opinion, which is a good audit opinion. There were no
184 exceptions to the audit (**.) On page 2 there's a statement of net assets. It basically summarizes on a
185 true accrual basis of accounting total assets for the town. Those total assets show that there are
186 \$21,924,000 worth of assets in the town, consisting of cash, receivables, capital assets, inventory items
187 and other assets. The town has liabilities of \$1,993,000, primarily of account payables, as well as bond
188 and capital leases, and compensated absences. So, the town has net assets of \$19,930,000, so net
189 assets are comprised of investment in capital assets, which are things like your buildings, your
190 equipment, (**.) There are \$1,211,000 in restricted assets for things like tourism, public safety and street
191 improvements. Those are primary assets that are designate for specific purposes; things like
192 accommodations tax usage, (**.) The town has unrestricted assets of \$2,976,000 so that your total
193 assets of \$19,930,000. On page 3, page 3 is again a accrual accounting according to GASB34, which
194 takes into account everything that the town does. Here you'll see that we had general revenues of
195 \$5,940,000 that is your property taxes, local accommodations taxes, business licenses, franchise taxes,
196 hospitality taxes, unrestricted grants and contributions, and a little bit of gains on capital improvements
197 and other miscellaneous income items. You have program revenues, charges for services of \$1,921,000,
198 you have operating grants and contributions of \$601,000, capital grants you received \$518,000 for a total
199 program revenues of \$3,041,000. Related expenses for those items are governmental activities, running
200 the town, \$6,905,000, and business activities, your primary business are your sanitation department as
201 well as your pier. There you have \$1,158,000 in expenditures. The town did, in fact, have a total
202 expenditures of \$8,064,000. So you had a positive net change in assets of \$917,000. The next page,
203 page 4, page 4 gives you an idea of your governmental funds, and the governmental funds again are
204 primary operating the town, not the enterprise type of funds. The revenue sources there total of
205 \$7,380,000. Taxes and fees were part of it. Licenses and permits; fines and forfeitures;
206 intergovernmental; other revenues, and you can see the pie graph down there that the taxes and fees
207 represent 51-percent; licenses and permits 20-percent; fines 2.9-percent; intergovernmental 21.18-
208 percent; and other sources of revenue three. Governmental funding type expenditures, I'm on page 5,
209 you can see here that we have a total of \$7,494,000 worth of expenditures. This breaks down the places
210 that you spend your money. The pie chart at the bottom shows that 33-percent goes to public safety;
211 general governmental 14-percent; debt service 6.9-percent; capital outlay 11-percent; non-departmental
212 3.79; cultural and recreation 4.62; maintenance 1.54; street 17-percent; grounds 3.51-percent; building
213 and zoning 3.3-percent. So that shows you what you do with your money after you receive it. The
214 following page, page 6, is your enterprise fund. Again, that's your sanitation and your pier fund. You see
215 that you did take in \$1,536,000. The related expenditures with that are \$1,154,000, so you had net
216 income for those activities of \$383,000. That's a quick overview of the finances of the town. In the
217 course of doing your audit, we did not run across any situation that we had to bring before the
218 administration or council, irregularities or anything of that nature. The audit report itself is very detailed
219 and comprehensive. In the course of your review, if you have any questions and would like to follow back
220 up with us, we'd be more than glad to respond to you directly, and if you have any questions now, we'd
221 be glad to answer those questions."
222

223 Mayor Samples: "Any questions? No questions?"

224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Ms. Dodge."

Ms. Dodge: "I do have one. Finance is not my forte. Under government funds revenues a, we have \$7,380,140 and we spent \$7,494,371, which meant we spent more than we took in. How do we, how do we compensate for that? Is that a question I would ask you, Mr. Harper?"

Mr. Harper: "That is, that is a question, that's a good question. Basically, when we talked about \$7 million, we have a shortage of \$100 thousand. That's a, that's a relatively small percentage, but where that money is really made up is in your sanitation department. You had a positive cash flow in that sanitation department, so that's the primary source for where those funds were made up. Any other questions?"

Mayor Samples: "Yeah, I, I do have one just as a, a matter of, an opinion, you know, just kind a like you'd express an opinion. I noted in the pie chart on expenditures for governmental funds..."

Mr. Harper: "Yep."

Mayor Samples: "...a the smallest area that in the past year that we, the town spent money on is a 1.54-percent for maintenance, and I don't know if you can answer the question, but that just seems like a real small amount of money given that the town's assets, which you covered earlier, I think were up to about \$19 million, \$20 million in assets, which a lot of those assets, of course, were fixed assets that just seems to me would require some degree of maintenance and, and so, what do you think about 1.4-percent. Is that something that we want to do a..."

Mr. Harper: "That clearly is a very small percentage, so that would be something that you could project going forward (**) where you may invest more money in the improvements of those types of capital assets that you have. There's no question about that. There would be some normal type of maintenance that actually is absorbed in those funds, but the specific answer is that is a total ratio and that would be something that you might want to really consider going forward (**) maintenance and basic improvements of your capital assets and that is something that would prolong its life and is a good management responsibility (**)."

Mayor Samples: "Thank you. Thank you. Any other questions or comments for Mr. Poston? [sic] Thank you, sir. I appreciate it. I'm sure if, if members of, I would encourage members to take a look at the detailed document. There's a lot more information in there, and I'm certain that if you do, that that will raise other questions and I know that they would be happy to provide additional information for clarification purposes."

Mr. Harper: "Our information to get in touch with us in on these letter heads so you can get in touch us. We will be more than glad to respond to any questions specifically you might have, and we thank y'all very much."

Mayor Samples: "Thank you, sir. Have a Merry Christmas."

Mr. Harper: "Thank you."

C. Keep Surfside Beach Beautiful Committee Recommendation – Adopt-a-Beach Program, Mr. Ralph Magliette.

Mayor Samples: "The next item on the agenda is a recommendation from the Keep Surfside Beach Beautiful Committee. It is the Adopt-a-Beach program, and Mr. Ralph Magliette is gonna make a short presentation, and we welcome, we welcome you here, Ralph."

280 Mr. Magliette: "Very briefly, we are seeking to do a partnership with the South Carolina
281 Department of Housing and Environmental Controls Office of Ocean and Coastal Resource Management
282 who has recognized the need and desirability of litter free beaches. So what we're asking the council for
283 is approval for the Keep Surfside Beach Beautification Committee to enter into a partnership agreement
284 with them, and the requirement is a, from the State is that the beach area that is adopted be cleaned
285 twice a year. However, given the beauty of our beach and that we're a tourist location, we get a lot of
286 rate-ables [sic] from that the decision was made in talking with people and getting some initial
287 agreements from volunteers that we really could do that on a monthly basis, so the goal of this a, a
288 volunteers for the Adopt-a-Beach would be to on a monthly basis do a beach cleanup. I brought forward
289 about a month ago the actual forms, there's an actual Adopt-a-Beach Cleanup form, which gives different
290 types of wastes that are, that can be put into different specific categories and then there's a South
291 Carolina website where the data is a basically sent to and the way we have envisioned it with volunteers
292 is we have it broken up into basically specific bits going from 16th Avenue North down to 16th Avenue
293 South which people can, volunteers can take one, two, three sections, and currently we have about 40-
294 percent of these (**) locations adopted. The critical part of the Adopt-a-Beach program and probably the
295 most difficult part to do will be the beach accesses, because that seems to have the most amount of litter,
296 and that would mean you have a parking, walking into the parking area, up the stairs, and over the dune,
297 if it's a small area, again, you have the same problem going up over the stairway and then along the sand
298 to the beach. That seems to be the area where you'll find the most amount of, of a litter, cigarette butts,
299 those types of things, and that's also the most difficult type of little to pick up, because really you have to
300 basically bend, bend over and pick it up with your hand. You can't use the a, the sand machinery that's
301 used for the large areas on those small areas. It's basically something that has to be done manually, so
302 the hope is that council will see fit to approve this program, and a give our chairman, Jim Toney, approval
303 to enter into an agreement with the state to do this and to allow us to a post for volunteers to complete the
304 sections we don't have any volunteers currently. The good thing about this program is that there's no
305 requirement of town funds. There's no town labor required. There's no staff required. This is gonna be a
306 hundred percent volunteer effort in conjunction with the Surfside Beach beautification committee, and the
307 hope is that through the business committee and the beautification business subcommittee that we will
308 have buy-ins for local businesses to hopefully adopt 1st Avenue North, Surfside Pier, and 1st Avenue
309 South have adopted by local businesses as that seems to be the highest concentration of litter during the
310 summer areas. So, hopefully, we will be able to get most of the area adopted, and then once that's done,
311 we will present the complete application to the state and once we get approval we'll start our monthly
312 cleanup efforts and hopefully, in six months and one year we'll be able to see a trend line to see what
313 kind of garbage we pick up and what the duration of it is. You know, what areas are hot spots. What
314 areas are relatively clean, and what kind of spike we, versus the tourists versus non-tourists areas.
315 There's a lot of good data to be gleaned over time, and hopefully, that information will help us with any
316 anti-litter campaign. Thank you."

317
318 Mayor Samples: "Thank you, sir. Comments, questions? Questions or comments? Ms. Mabry."
319

320 Ms. Mabry: "I just want thank you (**.) Thank you so much for bringing this to council. It's a, to
321 me, it's a great idea. It really shows that you're going a long way with the committee and thank you so
322 much for the presentation."
323

324 Mr. Magliette: "Thank you very much. All done?"
325

326 Mayor Samples: "Thank you, sir. Appreciate it very much."
327

328 Mr. Magliette: "Merry Christmas, happy holidays. God bless you all."
329

330 Mayor Samples: "Likewise. Thank you."
331

332 **D. Proclamations.**
333

334 Mayor Samples: "We've got a couple of proclamations. This says public works director Adair.
335 I'm seeing shaking his head, so I'm gonna have Ms. Herrmann read the proclamation for Arbor Day. Now
336 he's smiling. He's not shaking his head."
337

338 **i. #12-77 Arbor Day, Public Works Director Adair.**
339

340 Ms. Herrmann: "Don't worry, I'll get you. Arbor Day Proclamation this is Proclamation 12-77."
341

342 Whereas, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that
343 a special day be set aside for the planting of trees; and the holiday called Arbor Day was
344 first observed with the planting of more than a million trees in Nebraska; Arbor Day is
345 now observed throughout the national and the world; and trees can reduce the erosion of
346 our precious topsoils by wind and water, lower our heating and cooling costs, moderate
347 the temperature, clean the air, produce oxygen and provide habitat for wildlife; trees are a
348 renewable resource giving us paper, wood for our homes, fuel for our fires and countless
349 other wood products; trees in our town increase property values, enhance the economic
350 vitality of business areas, and beautify our community; trees, wherever they are planted,
351 are a source of joy and spiritual renewal. Now, therefore, I, Douglas F. Samples, mayor
352 of the Town of Surfside Beach, do hereby proclaim December 7th, 2012 as Arbor Day in
353 the Town of Surfside Beach, and I urge all citizens to celebrate Arbor Day and to support
354 efforts to protect our trees and woodlands, and I further urge all citizens to plant and care
355 for trees to gladden the heart and promote the well-being of this and future generations.
356 It's dated this 28th day of November, 2012.
357

358 **ii. #12-78 Congratulations Walter Spall, Retirement from US Coast Guard Auxiliary.**
359

360 Mayor Samples: "Thank you. I guess we might as well go into the next proclamation, correct?"
361

362 Ms. Herrmann: "As you wish."
363

364 Mayor Samples: "I wish."
365

366 Ms. Herrmann: "Okay. This is Proclamation 12-78. It's congratulations to Walter Spall who
367 retired after 30 years of service to the United States Coast Guard Auxiliary."
368

369 Whereas, Walter Spall is retiring after 30 long and fruitful years in the United States
370 Coast Guard Auxiliary; and held a myriad of appointed and elected offices in the
371 Auxiliary, including at the Flotilla Level finance, public education, material, marine safety,
372 and operations; and whereas, Walter Spall was appointed the Division Staff Officer for
373 Information Systems and Public Education, and in 1995, was elected Flotilla Commander
374 of Flotilla 10-2 in Allentown, Pennsylvania, and also patrolled out of Sea Isle City in the
375 Cape May area of the New Jersey shore; and over the years Walter Spall qualified as
376 aids verifier, instructor, vessel examiner, coxswain, qualification examiner, and also
377 earned the right to wear the coveted Operational Auxiliarist Program (AUXOP) device;
378 whereas, Walter Spall retired and moved to Surfside Beach, South Carolina, and
379 transferred his service to Flotilla 12-10 in Georgetown, South Carolina, continuing to
380 actively serve in officer positions and on patrol; and more importantly, gaining
381 appointment as Detachment Leader of the effort to establish a new Flotilla on the Grand
382 Strand, and in 2010 being elected the first Flotilla Commander of Flotilla 12-04 allowing
383 him to steer the Flotilla through its first formative year. Now, therefore, I, Douglas F.
384 Samples, mayor of the Town of Surfside Beach, hereby congratulate Walter Spall on his
385 successful completion of 30 years of service to the United States Coast Guard Auxiliary,
386 and on behalf of the Town of Surfside Beach, its citizens and visitors, all of whom enjoy
387 the beautiful beaches and Atlantic Ocean that is patrolled, protected, and guarded by the
388 Coast Guard and its Auxiliary services, hereby offer congratulations to Walter Spall as he
389 embarks on retirement. Be it so proclaimed this 30th day of November 2012.

390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444

Ms. Herrmann: "It's signed Mayor Samples."

Mayor Samples: "Thank you."

E. Department Reports

Mayor Samples: "Moving right along to department reports. Planning, building and zoning, Sabrina Morris."

i. Planning, Building, & Zoning.

Ms. Morris: "Good evening, Mayor and Council. Staff issued a total of 98 permits in the month of November. We performed 108 inspections, and nine sets of plans were reviewed. We had two new residential permits issued; one on South Beach Drive and the other on South Palmetto Way. Two plans reviews for commercial, for commercial projects were submitted. One was the Waffle House that will be located on 17 North beside Dagwood's and DeFalco's added an addition to the rear of its existing garage. (**) We received a total of 38 complaints in November from building without permits, nuisances, structures, structures in need of repair, and general property maintenance issues. We have notified the property owners of the violations, and will conduct follow-up inspections to ensure the violations are resolved. I think you have a full report, so if you have any questions, I'll be glad to answer those."

Mayor Samples: "Thank you. Any questions? Have a Merry Christmas. Moving right along, police report, Chief Keziah, Interim Chief Keziah."

Clerk's Note: The written report is on file.

ii. Police.

Chief Keziah: "Good evening citizens, Mayor and Council. This month was a very good month for us. Our calls for service were actually down for the first month in a while. We went down 11-percent. It gave us a little bit of time to, to actually do some building renovations in our building; to paint the department. We put some sweat equity, which I found out that I'm not a painter by trade. I think I put one gallon on the wall, and my wife says I put one gallon on my pants, so, but we have been busy getting those renovations done. Our arrests for this month were up 20-percent from last month, a correction, from last year, this month last year. It was up 20-percent. On our personnel actions, Matt Harper, who is the police officer that we hired that I told you about last month, he's completed his full field training program and he's released to full duty now, so we've got an extra police officer on the streets. Also, Nicole Solorzano, who was one of our dispatchers has recently been transferred to a police officer slot, and I'm taking her to the academy in Columbia tomorrow for her registration, so she'll go to the academy, hopefully, January, it might be February before the slot is available there. But we're pushing for January to get her out before Bike Week hits. So, it's exciting; we're excited for her. The, a, interviews for the open police officer slots and the communications officer slot are being held Thursday and Friday of this week. We've got interviews planned most of both days for those positions. We did do a corporal process and at the end of the process promoted patrolman Brian Clark to the rank of corporal. His first day as a supervisor was today, so I think his sleeves are a little bit longer with the, with the stripes on them now. He's gonna do a great job. I think most of you know Brian from the beach. He's been the beach patrol for the last couple of years in the truck. During November we did three community outreach events. We also conducted the 5 and 10K Turkey Trots when 13 officers came in on Thanksgiving morning, direct traffic and worked the event. It actually was lovely weather and I think it went real well. We also had two officers that participated in the public service commercial shoot that targets under aged drinking. You'll probably see the commercial running over the holiday season on some local TV stations, and the last thing I want to bring to your attention is the a trespassing program that we actually came up with draft proposal that will be delivered to the administrator for a legal review. This is the same type program that Myrtle Beach uses where the police can assist property owners who are not in town or are not on the

445 property, which enforces the trespass laws. It will take a change in the ordinance so that's one that the
446 administrator will review. Other than that, does anyone have any questions? You have a full report."
447

448 Mayor Samples: "Any comments or questions? Ms. Kohlmann."
449

450 Ms. Kohlmann: "I just have a comment. ** I think it's great the trespass program is being presented*
451 *ok* Be afraid the trespass program is being prevented and I
452 did want to say congratulations to Nicole being a female police officer, and I think it's great for the town."

453 ** scrivener's error D. Herrmann -*
454 Chief Keziah: "Thank you. I'm not sure her husband thinks so, yet, so, but a, we'll bring him
455 around. Thank you for your support and hope everybody has a safe holiday and a Merry Christmas."

456 Mayor Samples: "Thank you, Rodney. Appreciate it very, very much."
457

458 Clerk's Note: *The written report is on file.*
459

460 **iii. Fire.**

461 Mayor Samples: "Moving right along, we have a fire report."
462

463 Ms. Fellner: "Thank you, and I guess something came up and he was not able to make it over
464 here."
465

466 Mayor Samples: "Well, we have a, we, we have the written report. Is there..."
467

468 Ms. Fellner: "Right, and a, for the public's, I'll just say that there were 47 incidents, 35 of which
469 were medical emergencies, and there were 16 fire inspections completed, public education events there
470 were three, and six preplans were done. During the month of November all members attended three
471 Monday night drills, live burns at the Murrells Inlet fire department training grounds, and also participated
472 in a company drill on Saturday, November 10th. All of the required ISO drills were conducted to the
473 requirements as set forth by the Insurance Service Organization, and Monday, November 19th all
474 members of the department underwent their physicals that are administered once a year, and a, they all
475 passed with the exception of one firefighter who had to go, who had to return to the doctor in the following
476 week, and did so, and has been given a clean bill of health, and the last thing I wanted to mention is Chief
477 Packard may be able to return to light duty on February 20th. That is the latest word we have on his
478 surgery."
479

480 Clerk's Note: *The written report is on file.*
481

482 **F. Administrator's Report – Update on Current Events.**

483 Mayor Samples: "Moving right along; the administrator's report."
484

485 Ms. Fellner: "Very short tonight. There's just two items. The coyotes; our contract with Alpha
486 Predator Removal service is expired without any successful captures. After investigating the area, they
487 believe the coyotes have moved. They say that the cubs probably got big enough and there was so
488 much human activity within the area that they decided to leave. A dollar figure for our expenditures to
489 date is \$3,589, and we have not received any notification from the public recently regarding sightings of
490 the creatures. So, at this point and since there's, since coyotes generally are seen mostly in the summer
491 when they have pups, they're much more active, and prone to interface with the public at that time, a, we
492 may not want to proceed at this time. If council does wish me to proceed in the hiring of a contractor, I
493 would need my authorization limit increased, because my limit is \$5,000, and most of the other
494 contractors to even start are \$2,000. So that's where we are with the coyotes."
495

496 Mayor Samples: "What are the druthers of council? Any comment? Councilman Smith."
497
498
499

500 Mr. Smith: "Mr. Mayor, I think we've done enough and that since the public has not said anything
501 about additional coyotes, I think we should terminate it at this point."
502

503 Mayor Samples: "Ms. Dodge."
504

505 Ms. Dodge: "I, I would also say that we should terminate it at this point. I think they've gone
506 elsewhere. I do see (**) out on the highway, but (**) I think they're gone too. Thanks."
507

508 Mayor Samples: "Ms. Kohlmann."
509

510 Ms. Kohlmann: "I agree we should terminate it, especially there's no community here to say
511 whether it worked or not or if they see them or not actually."
512

513 Mayor Samples: "Well, I agree with that, but I would like to have a fallback position in the event
514 this returns to us...:
515

516 Ms. Fellner: "Absolutely."
517

518 Mayor Samples: "..., and by that I mean there's gotta be some, some more drastic action that is
519 allowable. I don't know what DHEC [sic] says, a, a, DNR, Department of National, Natural Resources.
520 Let's find out. Okay. The methods that we used were clearly, didn't arrive at the outcome that, that I
521 think we were striving for, and I'm glad they're gone, but I got a feeling they'll be back."
522

523 Ms. Dodge: "Mr. Mayor."
524

525 Mayor Samples: "Ms. Dodge."
526

527 Ms. Dodge: "I have a friend who's an outdoorsman who recommended a group of people, we
528 were mentioned, but it could be citizens or whoever, walk through the area where they're usually seen
529 and as a group (**) that will drive them out, and usually they (**) so that might be a cost free way of doing
530 something before we get into doing anymore."
531

532 Mayor Samples: "Well, I'm gonna, I'm gonna remind you of that when the people come back
533 and, and a, when they come back about the coyotes, okay. It's a good idea."
534

535 Mr. Stevens: "Mr. Mayor."
536

537 Mayor Samples: "Mr. Stevens."
538

539 Mr. Stevens: "I have some friends with, with Winyah Bay Archery Club out of Georgetown, and a,
540 I know that sometimes you have to take drastic measures, but these are experienced hunters, bow
541 hunters, no guns, and if they do show up, that may be your best bet to get rid of them once and for all."
542

543 Mayor Samples: "Thank you. Alright, anything else for the administrator, or..."
544

545 Ms. Fellner: "Yes, just one last thing. The pier enhancement bid, last Thursday I sent council a
546 copy of the proposed bid packet for the pier enhancements, and if there are no changes, staff would like
547 to proceed with posting the bid."
548

549 Mayor Samples: "I, I don't know if everybody's had a chance to review it. I know I have. I, I
550 reviewed it and I certainly think we do need to proceed. Are there any objections to proceeding with the
551 request for proposals? Thanks, so you have approval."
552

553 7. **BUSINESS.**
554

555 Mayor Samples: "Moving right along, we are now entering the business section, and I believe
556 that a Mr. Stevens you, you have something that you wanted to say."
557

558 Mr. Stevens: "Mr. Mayor, the business committee met on Thursday, December 6th, and they
559 overwhelmingly supported and passed and approved Ordinance 12-0729 Overlay, so at this, with the a
560 full support of the business committee at this time I would like to make a motion to reconsider the motion
561 to defer Ordinance 12-0729 and move it to January, the second [sic] meeting in January."
562

563 Mayor Samples: "There is a motion to reconsider the motion which was adopted which was to
564 defer that ordinance until the second meeting of January, and so if I understand your motion to
565 reconsider, it is to do it earlier? To bring it back sooner?"
566

567 Mr. Stevens: "Yes, that's correct."
568

569 Mayor Samples: "There's a motion on the floor."
570

571 Ms. Dodge: "Mr. Mayor."
572

573 Mayor Samples: "Ms. Dodge.
574

575 Ms. Dodge: "I would second that motion. That sounds like a, a good move."
576

577 Mayor Samples: "There's a motion; there's a second. Any discussion? Just for clarification
578 purposes, then a does that mean that this will be on the next regular meeting's agenda?"
579

580 Mr. Stevens: "Mr. Vote, Mr. Mayor, point of a, order. We have to a vote on the motion to
581 reconsider first, and then we'll go to a second motion."
582

583 Mayor Samples: "I, I stand corrected. Any other discussion? All in favor say aye."
584

585 All Members: "Aye."
586

587 Mayor Samples: "Hearing none, the motion to reconsider is approved."
588

589 Mr. Stevens: "Mr. Mayor."
590

591 Mayor Samples: "Mr. Stevens"
592

593 Mr. Stevens: "If I may, I would like to make a motion to place Ordinance 12-0729 the town
594 overlay on the first meeting January 8th council meeting as the first item in the business for consideration
595 for second reading."
596

597 Mayor Samples: "Just for clarification purposes, there is a motion, but before we proceed to a
598 second, is that the proper way to handle a motion to reconsider? So you can substitute a motion after the
599 motion, after the motion, after the motion to reconsider is approved."
600

601 Ms. Herrmann: "The council, excuse me, Mr. Mayor, you want me to continue?"
602

603 Mayor Samples: "I do."
604

605 Ms. Herrmann: "The council has to agree to reconsider the question. Now that council has
606 agreed to reconsider the question, a new motion to offered determining the course of action for the
607 business item."
608

609 Mayor Samples: "Very good. Want to state, restate the motion or you want to read the motion?"
610

611 Mr. Stevens: "The motion is to bring Ordinance 12-0729 to the next council meeting on January
612 8th and put it on in the business section for A and for second reading."

613
614 Mayor Samples: "Thank you. There is a motion."

615
616 Mr. Smith: "Second."

617
618 Mayor Samples: "Any discussion. All in favor say aye."

619
620 All Members: "Aye."

621
622 Mayor Samples: "Opposed? Hearing none the motion is adopted."

623
624 **A. Second Reading Ordinance #12-0727 to amend §9-16 Decals and Exemptions for**
625 **Parking Decals, Councilmember Kohlmann.**

626
627 Mayor Samples: "Alright, the first regular business item would be the second reading of
628 Ordinance 12-0727 to amend Section 9-16, decals and exemptions for parking decals. This is second
629 reading. Can I get a motion?"

630
631 Mr. Stevens: "Mr. Mayor, I'd like to make a motion that we adopt second reading of Ordinance
632 12-0727."

633
634 Mayor Samples: "There is a motion."

635
636 Mr. Smith: "Second."

637
638 Mayor Samples: "Any discussion? Clarification, in the ordinance itself it talks about nonresident,
639 section a, we require proof it says verification of proof of residential property ownership. Do we require
640 the same proof with respect to the golf carts, the vehicles? That's a question."

641
642 Ms. Kohlmann: "Ask that again."

643
644 Mayor Samples: "Well, the change to the ordinance, which is in green, it says decals issued for
645 full time residents and non-resident residential property owner vehicles, including golf carts. All persons
646 residing or owning residential property within the corporate limits of the town shall be entitled to one free
647 decal per vehicle to be issued by the town upon verification of current vehicle registration or verification of
648 proof of residential property ownership, and I guess what I want to say is that I presume that that means
649 when we verify their vehicle registration, that in fact that vehicle is registered in the town, but we don't say
650 that."

651
652 Ms. Kohlmann: "Mr. Mayor."

653
654 Mayor Samples: "Ms. Kohlmann,"

655
656 Ms. Kohlmann: "It would be done the same way it's done currently. We give out stickers to, they
657 pay currently for parking stickers, so it would be the same format that's already in place. It's already
658 being done."

659
660 Mayor Samples: "What verification of proof of residential property ownership are you expecting
661 to see?"

662
663 Ms. Kohlmann: "The same one that we are currently using, which that would be up to staff does
664 that I don't know exactly what they do like when you go up to get your anything through the town, you
665 have to present what it is they're asking you for then."
666

667 Mayor Samples: "Right now they don't require proof or verification of property ownership."
668

669 Ms. Kohlmann: "For the parking sticker."
670

671 Mayor Samples: "No."
672

673 Ms. Kohlmann: "For the parking sticker..."
674

675 *(Two speaking at once.)*
676

677 Mayor Samples: "What, what they require, what they require now is, is they require a vehicle
678 registration that shows that the vehicle is registered in the Town of Surfside Beach, which is separate
679 than and different from and distinct from property ownership. I don't have a problem adopting it. I just
680 want when, when staff goes to implement it, I guess they'll know what we mean."
681

682 Mr. Smith: "Mr. Mayor, I'd like to offer a suggestion, then. The verification of proof of residential
683 property ownership would be their tax notice with their names on it, and that should correspond to their
684 vehicle registration, have the same names."
685

686 Mayor Samples: "So, you're adding that to the ordinance, or just..."
687

688 Mr. Smith: "No, sir. That's just a clarification."
689

690 Mayor Samples: "For the record, and we are taking verbatim? We'll decide that later then, okay.
691 For the record, I would like Mr. Smith's comments recorded verbatim. Okay, thank you. All in favor, say
692 aye."
693

694 All Members: "Aye."
695

696 Mayor Samples: "Opposed?"
697

698 **B. Second Reading Ordinance #12-0732 to amend §9-7 No Parking Places,**
699 **Councilmember Kohlmann.**
700

701 Mayor Samples: "Moving right along, this also second reading to amend no parking, this is
702 section, let me get it right, this is Ordinance 12-0732 to amend Section 9-7 no parking spaces. If I could, I
703 would like, would you like to make a motion to suspend the rules so we can have some discussion?"
704

705 Ms. Mabry: "I move we suspend the rules."
706

707 Mayor Samples: "There is a motion."
708

709 Mr. Smith: "Second."
710

711 Mayor Samples: "There is a second. All in, Mr. Smith, all in favor say aye."
712

713 All Members: "Aye."
714

715 Mayor Samples: "Opposed? Will you defer to me? This, this ordinance is also up for second
716 reading, and I'm not certain if, if it's been well thought out. This ordinance, a, is not clear to me what the
717 intent is. The intent is to eliminate parking on Ocean Boulevard. It does that. It eliminates parking on
718 Ocean Boulevard for all practical purposes. The part that bothers me in, in the way the ordinance is
719 written, well, many things bother me in the way it's written. But, it doesn't say R-3. It doesn't say Ocean
720 Boulevard. It doesn't say C-3. So, it's applicable throughout the town. Now, just for the record, and I
721 don't think Ms. Dodge will mind me clarifying, there were comments made at the last meeting and the
722 record will show that it was stated that South Carolina law prohibits parking 10-feet within a driveway.

723 Well, that just isn't so. South Carolina law does not do that. The reason that I bring it up, because if you
724 live in R-1, or you live in R-2, or you live in R-3, wherever you live, you're parked in a right-of-way in front
725 of your own house or a friend of your is, and they're within 10-feet of your driveway, technically, this
726 ordinance passes, it's illegal. Now, we're either gonna enforce the laws as written or we better start
727 writing them as we intend them. That's a technical part. The fact of the matter is this is bad for business
728 in the Town of Surfside Beach. Like it or not, we're a beach town. We're not a gated community. People
729 have been parking on Ocean Boulevard forever, and this is a backdoor attempt... 10 feet of driveways,
730 10-feet or 5-feet of rights-of-way, 10-feet, 10-feet of rights-of-way... I'm sorry, of driveways, beach
731 accesses, which it was determined we have 32 of. I would ask a simple question, how, does anybody
732 know how many parking spaces this is gonna eliminate on Ocean Boulevard?"

733
734 Ms. Kohlmann: "Mr. Mayor."

735
736 Mayor Samples: "Ms. Kohlmann."

737
738 Ms. Kohlmann: "I do believe an extensive report was given by the parking committee. It was
739 very extensive with a whole listing of the 89 spaces that they could free up for additional parking on
740 Ocean Boulevard. In addition to that..."

741
742 Mayor Samples: "(**)... are you answering the question? There're 89."

743
744 *(Two speaking at once.)*

745
746 Ms. Kohlmann: "(**)... exactly how many spots. There's not really technically legal spots as it is
747 now, because there's no parking signs at every single beach walk, and people park there. So there are, it
748 says no parking right on every single beach access."

749
750 Mayor Samples: "It says no parking at the beach access, and I believe that means in front of the
751 beach access. There is no 10-foot requirement at this point in time."

752
753 Ms. Kohlmann: "Okay, then it's within 20-feet of a crosswalk by state law. So, every beach
754 access technically, I mean if you're looking at, I'm, just let me finish, Mr. Mayor, if you're looking at state
755 law, which I believe you're all gonna go there shortly, technically 20-feet from every crosswalk, and if
756 you're telling them to, to apply the rules the way the rules should be, then you're losing even more
757 because 20-feet from each crosswalk. I'm looking at 10-feet."

758
759 Mayor Samples: "But, we're talking about 30-feet from the intersection, and in fact, the way the,
760 in fact the way that the public works department has drawn the yellow line, because of line of sight issues,
761 I get it. I get that, okay. I get that from a safety standpoint. What I don't get, speaking plainly, are these
762 other additional eliminated parking. I just don't get it."

763
764 Ms. Kohlmann: "May I offer a solution, Mr. Mayor?"

765
766 Mayor Samples: "Yes."

767
768 Ms. Kohlmann: "Okay (**)"

769
770 Mayor Samples: "Was that something submitted to the council or is that...?"

771
772 Ms. Kohlmann: "No, it's just pictures that I took..."

773
774 Mayor Samples: "Is that something new tonight?"

775
776 Ms. Kohlmann: "I just did it in the last hour before the meeting. Just pictures for reference just so
777 you can see what I'm trying to explain. I just want to explain myself. If you don't want to accept, fine."
778

779 Mayor Samples: "I want to see them. I'd like to see them in time to consider them. (**) second
780 reading."

781
782 *(Two speaking at once.)*
783

784 Ms. Kohlmann: "(**) Well, this has been going on forever and ever, and I think that we've all
785 decided compromise is really important in town, and just because there's an issue that nobody can seem
786 to come up with anything doesn't mean that we don't address it, even if it's just a little tiny thing, and if it
787 doesn't work, we go back and we don't do it or we change it again. But, just saying we have a problem
788 and then not doing anything about it over and over each time new people come up here, I don't, I don't
789 think it's really helping, but what this is, is there are locations and I would like, actually like the council to
790 consider a consensus to have staff go along maybe with John Adair or whoever to look at these locations.
791 Now these locations here are all locations along Ocean Boulevard and I, I found 52 parking spaces, and
792 there's no parking signs there, but when I asked who put those no parking signs up, and well logically (**),
793 nobody seems to know. There were put up there by prior administration, even three years ago in the
794 minutes you said you didn't know who put them up there. They were there and you don't know who put
795 them there..."

796
797 Mayor Samples: "That's right. I still don't."

798
799 Ms. Kohlmann: "...Okay..."

800
801 Mayor Samples: "I still don't know who authorized them."

802
803 Ms. Kohlmann: "And if you look there's even one that stands out a lot between 8th and 9th
804 Avenue South right on Ocean Boulevard. It's the safest place on Ocean Boulevard for our beach goers to
805 park. There's at least seven spots there, and there's no parking signs there, and on the west side of
806 Ocean Boulevard it's safe and I think that when you're looking at the 10-feet from driveways, this isn't
807 about eliminating parking because Ocean Boulevard has plenty of parking on both sides, even when you
808 incorporate this, and Ocean Boulevard has never been to the point that there's not a spot to be had on
809 Ocean Boulevard from beach goers except during 4th of July. So you're not really telling people they can't
810 park there. It's a safety issue."

811
812 Mayor Samples: "How many parking spaces will remain on Ocean Boulevard if this ordinance is
813 adopted as is? Do you know?"

814
815 Ms. Kohlmann: "Well, if you re [sic,] if you would have staff review these 52 spots that are now
816 taking with no parking signs that were just put up there by somebody and arbitrarily posted, then I don't
817 think we're having a problem. We're giving you more than we're taking away. I don't know the exact
818 number of the beach access, because I don't believe that it is anything, because it's already 20-feet from
819 a crosswalk. I don't think we're taking anything away from the beach accesses."

820
821 Mayor Samples: "Any other comments?"

822
823 Ms. Mabry: "Alright, I'm not gonna get emotional, because it's just about the facts. State law
824 states you cannot park within 30-feet of a signal light, stop sign, flashing beacon, or (**) the roadway. It
825 does not say within 30-feet of all intersections, and we're gonna have to be very careful about
826 implementing laws that are only good for the Town of Surfside Beach. Nobody else in South Carolina has
827 these rules. How are they possibly gonna know, and how is the police department gonna enforce this
828 when we are making up laws that don't even apply to South Carolina? I think that could be ambiguous at
829 best. Then on number 4 it says in front of a driveway. Well, this is what the law says. You cannot park in
830 front of a driveway or near enough to hinder the driveway use by others. It has no other meaning. That's
831 state law. So, if you and I decide that that's what we know, that's what we've been taught, and I did talk
832 to Columbia, they told me where to get this in writing. How are we gonna enforce it if it's, in fact, 10-feet
833 from the driveway? Who's gonna know? Nobody, and then we have on number 5, who determines
834 property owner? It says that any private property without consent of owner. That is, and I think the intent

835 was a good intent the way I read it, so that if you push people off of the Ocean Boulevard you don't want
836 them parking into the residential area. However, how are our policemen possibly gonna know who's a
837 property owner, who's a renter, who's a visitor, who came into town? My brothers come here from
838 Virginia, Florida, and North Carolina. I park in their yard. I have permission. If you rent, you have implied
839 permission from the owner, so it is impossible to enforce the biggest part of this ordinance. If you want to
840 remove parking from Ocean Boulevard, the best thing to simply say is we want to remove it. It's gonna
841 be plain and simple. It's gonna be easily enforced. We just put up the right signage. I'm not for it. I
842 probably would never vote for it, because of our parking situation, although I do love the idea in my heart.
843 I just don't know that it's a practical idea. We have to go by, we cannot just arbitrarily come up here and
844 make laws that are not enforceable, and this goes throughout the entire town. It does not address Ocean
845 Boulevard separately. It is through the entire town, and there you're gonna spot, well, really didn't mean it
846 for R-1, but I kind a mean it for R-3, but we're not gonna enforce it there. When you make an ordinance,
847 you better be ready to enforce that whole ordinance to the full extent of the law. I think it needs to go
848 back. I think the intent needs to come back to council exactly what you mean to do. Do it openly, do it
849 honestly, and let's just get it done, and I think as a, a, talk to the police department. Talk to the attorneys,
850 and let's get it done the proper way."

851
852 Mayor Samples: "Mr. Smith."

853
854 Mr. Smith: "I think that this wording is okay the way it is. Item 1, 2, 3, 5, and 6 were in the
855 ordinance. The change was made, this was the previous wording: any place where vehicles would block
856 the use of a driveway or parking lot. These are the words that were added in place of that sentence:
857 within 10-feet of a beach access, driveway, or entrance and exit to a parking lot. Now the reason we did
858 that, at least we want to do that, is because that's the safety issue. When you're coming out of a beach
859 access or a driveway and somebody is parked close to the driveway, the visibility is reduced. It's
860 impossible to get it precise like some folks want it, but this is a good attempt. You know, a lot of people in
861 town who would like no parking on Ocean Boulevard, but if we did that, those spaces mentioned by
862 Councilman [sic] Kohlmann would not be available. So where there is availability, I think we should allow
863 them to park on Ocean Boulevard, and where there is not availability, like within 10-feet of a driveway, we
864 need to stop them, and as far all over town, I know next to my driveway, I wouldn't want somebody being
865 within 10-feet of my driveway, if they're parked on the right-of-way, and so, I think it's, will be applied
866 evenly by our police. I think that they are intelligent, and responsible. They do a good job of protecting
867 our town, and I think that they'll have the where with all to enforce this ordinance properly. This is a good
868 change to the ordinance. A lot of people have been working a long time, not just this council, but
869 previous council's have been trying to do something. Fortunately now we have people that are interested
870 in moving forward on this. We've got the parking committee that made the recommendation, and I think
871 it's time to move forward."

872
873 Mayor Samples: "Thank you."

874
875 Ms. Dodge: "Mr. Mayor."

876
877 Mayor Samples: "Ms. Dodge."

878
879 Ms. Dodge: "First of all, I made the comment at a meeting that there was a state law which said
880 there was, there was a prohibition of 10-feet from a driveway. I was mistaken. I told the mayor I was
881 mistaken, but the 10-feet is a safety issue for somebody backing out of a driveway. You cannot see.
882 Ocean Boulevard is an absolute mess. I was gonna say something really awful, cluster, but it's a mess.
883 In the summertime and people are at risk, and if we pass this ordinance and it is applicable all over town,
884 that's a good thing. We want people to come here to go to our parking lots. That's why we built them,
885 and if we're going to skirt the issue, then we're going to continue to have empty parking lots except on the
886 4th of July, maybe, unless somebody can find somebody's yard to park in, but I think this is a good
887 regulation. I think it's well written, and I certainly would be for it."

888
889 Mayor Samples: "I, I have one last comment, because it is a bad, in my judgment, and we'll just
890 have to agree to disagree. I think it's inappropriate to apply this throughout the town. I don't think, I think

891 what we're doing is, a, we're using a hammer to solve a particular issue that a small group of people
892 have. The fact of the matter is that for 12 weeks out of the year we want Ocean Boulevard full. It's what
893 keeps your taxes low. It's what brings people to town. I, I see people shaking their head. They don't
894 know the numbers. I asked the, the question I asked a little while ago, how many parking spaces will
895 remain on Ocean Boulevard. No one knows the answer to that. No one wants to know the answer to
896 that, because in fact it is a back door attempt to eliminate parking on Ocean Boulevard."
897

898 Ms. Mabry: "I just have one question, and if the interim chief can answer this, how can you ticket
899 someone that does not have any knowledge of that law, and since it's not South Carolina law, how can
900 we go up and ticket someone that has no idea that they're parking illegally, unless we're willing to put no
901 parking signs every 10-feet of every single driveway. Now, if you're willing to do that, and I think that'd
902 look a little bit worse than the cars do, but if you're willing to do that, fine, but nobody knows this law
903 exists except the people in this room tonight, and we expect all of our visitors, and I know what's gonna
904 happen, somebody's gonna stand right up at the podium and say, well I drove down Surfside Drive or I
905 rode down Ocean Boulevard and there're cars parked everywhere, and they're not being ticketed, and
906 they won't have a clue that they're even parking illegally, and I just want to know how we can burden our
907 police department and ask them to do something that's really and truly a made-up law here tonight."
908

909 Ms. Kohlmann: "Mr. Mayor."

910 Mayor Samples: "Ms. Kohlmann."

911 Ms. Kohlmann: "Well, I had discussion with Chief Keziah, and a, I, first I'm offended that you
912 think it's a back door deal. I don't think that's a fair thing to say, because a lot of work was done on this
913 by other people and myself, so I take offense to that. But, we'll just move along, and it is done in many
914 places, some places are 5-feet from driveways, some are 10, and some are 15 depending upon what
915 state you look at or town, and (**) the fact that you saying it would be a selected enforcement, well, Town
916 of Surfside Beach already does selective enforcement. They do it with fireworks, they do it with smoking
917 on the beach, they do with golf carts. This is falling right into the line of what Surfside Beach does, and
918 it's not, it should not be looked at the way you're looking at it. It should be a tool. It's just simply another
919 tool for the police officers, because there are people in this town that have a problem getting in and out of
920 driveways, and they're, and it's, and it's a constant battle for some of them. I don't think that this is gonna
921 be the police officers are gonna go out there and start ticketing everybody. They don't do that now with
922 the regulations. We don't want to run tourists off. That's not what this is about. This is about an older
923 person has a car parked there every single day, the same car, and all he can say is call the police and
924 ask them to send the officer and just ask the people to move the car. If they don't move the car, then they
925 have a tool now, the tool is they ticket it. I don't see anything wrong with this. I think people are reading
926 way too much into it and it's safety more than it is anything else."
927

928 Ms. Dodge: "Mr. Mayor."
929

930 Mayor Samples: "Ms. Dodge."
931

932 Ms. Dodge: "I agree with Ms. Kohlmann, and I resent this being called a backdoor effort to do
933 anything. I don't go in the backdoor. I go to the front door and I speak out, and that's what we are doing
934 with this."
935

936 Mayor Samples: "Well, I appreciate the way you feel, and, and I understand you feeling that way.
937 Rest assured, I really believe what I'm saying also, because the fact is, is that there's been talk about
938 eliminating parking on Ocean Boulevard for a number of administrations. I, I know, I served. I was
939 against it then. I'm against it now. I still believe this is a backdoor attempt to eliminate parking on Ocean
940 Boulevard. But, we'll find out, folks, understand, we're gonna vote, understand. In the peak of the
941 season, we will have the opportunity to review what it is we have done. Any other discussion?"
942

943 Mr. Stevens: "Mr. Mayor."
944
945
946

947 Mayor Samples: "Mr. Stevens."

948

949

950

951

952

953

954

955

956

957

958

959

960

961

962

963

964

965

966

967

968

969

970

971

972

973

974

975

976

977

978

979

980

981

982

983

984

985

986

987

988

989

990

991

992

993

994

995

996

997

998

999

1000

Mr. Stevens: "I support this law. I think it's a good thing. I have been in the Myrtle Beach, and Myrtle Beach is basically eliminated parking on Ocean Boulevard from 27th Avenue or 29th Avenue South all the way up to about 29th Avenue North. So, they have done it. It didn't hurt their business. They still have plenty of people, plenty of tourists. I don't think it's gonna affect anybody. Riding back from church on Sunday, I did notice that there was a fire hydrant right next to a beach access. Rode down next to one of the other, our fellow councilmen asked me to look at the area down on 1st Avenue and 2nd Avenue at the fire hyd [sic,] hydrant right next to the beach access. I saw a lot of beach accesses within 5- to 6-foot of a driveway. So if you park there, you're gone [sic] block a driveway. I rode all the way down the boulevard to Melody Lane and I saw many places where cars just can't park, and if they're parking there, then they're also parking on the sidewalk as well. I would say also that I, I noticed that the fellows working and putting trees out, and they're blocking the part where parking would be. If we do something like put bushes and trees up and down the Ocean Boulevard that will, we don't have to put signs, and I was looking at the pictures here, and I've walked by, this picture right here, 1st Avenue North between Ocean and Dogwood at least two to three hundred times since I've been in, in town, and it says no parking between signs, and I also often wondered why, where these signs came from, but it says at any place where official signs prohibit parking, you can't park there. Got to do something about parking, and I think this is the right step in the right direction. Thank you."

Mayor Samples: "All in favor say aye."

Unknown Speakers: "Aye."

Mayor Samples: "Oh, I'm sorry, we have a motion, you're right. Good, good. There is a motion to come in under the rules?" (*Not audibly recorded*: Ms. Mabry indicated she moved to reconvene regular session. Mr. Smith seconded.) "There's a motion, there's a second. All in favor say aye."

All Members: "Aye."

Mayor Samples: "Alright. I need a motion. We need a motion to adopt the ordinance. Mr. Smith."

Mr. Smith: "Mr. Mayor, I move that we adopt second reading of Ordinance 12-0732, to amend Article 9-7, No Parking Places."

Mayor Samples: "There is a motion."

Mr. Stevens: "Second."

Mayor Samples: "Mr. Stevens seconds. Any discussion? All in favor say aye."

Unknown Speakers: "Aye."

Mayor Samples: "Opposed."

Mayor Samples: "No."

(*Not audibly recorded*. Clerk asked for clarification on vote. Councilmembers Dodge, Kohlmann, Smith and Stevens voted in favor. Mayor Samples and Mayor Pro Tempore Mabry voted against.)

C. Second Reading Ordinance #12-0733 to amend §2-61(b) Volunteer Advertising in Daily Newspaper and §2-61(j) Annual Committee Reports, Councilmember Dodge.

1001 Mayor Samples: "Moving right along. The second reading of Ordinance Number 12-0733 to
1002 amend second Section 2-61, subsection (b,) volunteer advertising in daily newspaper, and Section 2-61,
1003 subsection (j,) annual committee reports."

1004
1005 Mr. Stevens: "Mr. Mayor."

1006
1007 Mayor Samples: "Mr. Stevens."

1008
1009 Mr. Stevens: "I'd like to make a motion to adopt this."

1010
1011 Mayor Samples: "There is a motion."

1012
1013 Ms. Dodge: "Mr. Mayor."

1014
1015 Mayor Samples: "Ms. Dodge."

1016
1017 Ms. Dodge: "I second."

1018
1019 Mayor Samples: "There is a second. Any discussion? All in favor say aye."

1020
1021 All Members: "Aye."

1022
1023 Mayor Samples: "Opposed? The motion is adopted."

1024
1025 **D. Second Reading Ordinance #12-0735 to amend Business License Ordinance for the**
1026 **Collection of Insurance Broker's Tax, and Agreement with MASC for collection of Insurance**
1027 **Broker's Tax, Treasurer Hursey.**

1028
1029 Mayor Samples: "Second reading Ordinance Number 12-0735 to amend Business License
1030 Ordinance for the collection of insurance broker's tax, and agreement with the Municipal Association of
1031 South Carolina for the collection of insurance broker's tax. This is second reading, can I, Mr. Smith."

1032
1033 Mr. Smith: "Mr. Mayor, I move that we approve second reading of Ordinance 12-0735."

1034
1035 Mr. Stevens: "Mr. Mayor, I second."

1036
1037 Mayor Samples: "There's a motion. There's a second. Any discussion? All in favor say aye."

1038
1039 All Members: "Aye."

1040
1041 Mayor Samples: "Opposed? The motion is adopted."

1042
1043 **E. First Reading Ordinance #12-0736 to amend §11-5(a) Nepotism and Favoritism Policy,**
1044 **Administrator Fellner.**

1045
1046 Mayor Samples: "This is a, first reading of Ordinance #12-0736 to amend Section 11-5,
1047 subparagraph (a) nepotism and favoritism policy. Ms. Fellner, will you bring us up to speed on this."

1048
1049 Ms. Fellner: "Thank you, Mr. Mayor. The, this is the first reading or Ordinance 12-0736 to amend
1050 11-5(a) nepotism and favoritism policy to include the sentence "in no case shall relatives of the town
1051 administrator or town councilmembers be considered eligible for employment with the town. This came
1052 out of changing our personnel policy and that has been changed, but in order, I was directed by council to
1053 come back with an ordinance specifically including that line and so that is pretty completely with our
1054 personnel policy manual now."

1055

1056 Mayor Samples: "Any questions? Just for clarification purposes, does considered not eligible is
1057 that the same as ineligible?"
1058

1059 Ms. Fellner: "That is."
1060

1061 Mayor Samples: "Thank you. Any other comments? Mr. Smith."
1062

1063 Mr. Smith: "I move that we adopt first reading of Ordinance Number 12-0736."
1064

1065 Mayor Samples: "There is a motion."
1066

1067 Mr. Stevens: "I second."
1068

1069 Mayor Samples: "There is a second. A, Mr. Stevens. Any discussion? All in favor say aye."
1070

1071 All Members: "Aye."
1072

1073 Mayor Samples: "Opposed? The motion is adopted."
1074

1075 **F. Resolution #12-121 to amend allowing Randy Harrison to serve.**
1076

1077 Mayor Samples: "Resolution number 12-121 to amend allowing Randy Harrison to serve, to
1078 serve. Ms. Herrmann."
1079

1080 Ms. Herrmann: "At the last council meeting Mr. Harrison had submitted his statement of interest
1081 to serve on the town's historical board, and council approved by motion to amend this resolution to allow
1082 him to serve, and the changes in the resolution are the preamble, which now states:
1083

1084 Whereas, Town Council unanimously approved amending this resolution at its November
1085 27, 2012 meeting to allow Randy Harrison, the son of the town's first mayor, The
1086 Honorable T. J. Harrison, to serve as a board member of the Surfside Beach Historical
1087 Board,
1088

1089 Now, therefore, Resolution 12-121 to Create Surfside Beach Historical Board is hereby
1090 amended and shall henceforth state:
1091

1092 And the changed paragraph is:
1093

1094 Be it further resolved, that Randy Harrison, son of the town's first mayor, The Honorable
1095 T. J. Harrison, shall be allowed to serve as a member of the Surfside Beach Historical
1096 Board for a 4-year term, said term to be renewed at Town Council's pleasure.
1097

1098 All other portions of the resolution remain the same, Mr. Mayor."
1099

1100 Mayor Samples: "Thank you. Can I get a motion?"
1101

1102 Mr. Smith: "Mr. Mayor, I move that we adopt Resolution 12-121."
1103

1104 Mayor Samples: "As amended?"
1105

1106 Mr. Smith: "As amended."
1107

1108 Mayor Samples: "Is there a second?"
1109

1110 Ms. Dodge: "Second."
1111

1112 Mayor Samples: "There is a second. All in favor say aye."

1113
1114 All Members: "Aye."

1115
1116 Mayor Samples: "Thank you."

1117
1118 **G. Business Committee Vacancies (Deferred until after Executive Session.)**

1119
1120 Mayor Samples: "Alright, the next item would be the business committee vacancies, which we
1121 will determine in executive session."

1122
1123 **8. DISCUSSION - Any matters of concern or information to be discussed by Town Council.**

1124
1125 Mayor Samples: "Moving right along, we have a discussion, Section number 8, discussion, any
1126 items of interest to councilmembers. We'll begin with a, Ms. Fellner is gonna bring us up to speed on
1127 something that I know was sent to us in our email this morning, I believe. The agreement, bylaws review
1128 of the Surfside Beach Youth Sports Association."

1129
1130 **A. Agreement and Bylaws Review – Surfside Beach Youth Sports Association, Inc.,**
1131 **Administrator Fellner.**

1132
1133 Ms. Fellner, "Yes, Mr. Mayor. This morning I received from the attorney a set of the revised
1134 bylaws and (**), a proposed contract, and the articles of incorporation, and the attorney has my
1135 comments regarding these documents, and the only item he did not alter that I noticed in the documents
1136 he sent back and we discussed that today. The only one that I requested that he alter was under dispute
1137 resolution via the circuit court, and I'll let him explain to the council why he did not, why he elected not to
1138 do that."

1139
1140 Mayor Samples: "Mr. Moss."

1141
1142 Ms. Moss: "Thank you, Mr. Mayor and members of council. As Ms. Fellner said, she did offer
1143 several comments to the proposed agreement that I circulated and I did incorporate all those save one,
1144 and I did not incorporate that one, frankly, because I didn't know what to put in there instead. What she
1145 had proposed would be was that a decision of council might be the final resolution of any dispute, but
1146 explicitly you have that anyway, because in the agreement the council can terminate the whole
1147 agreement upon 30-days notice. So you have that, that power to resolve disputes irregardless [sic] of
1148 what we put in here, and so, really, I mean I hope there is never a day when there's a dispute between
1149 the Youth Sports Association and the town, but assuming there is, somebody needs to decide that
1150 dispute in a, in a fair agreement that's not the town and not the Youth Sports Association, and it could be
1151 a court, and frankly that's the provision that I had in the draft contract language I used to start with. We
1152 could also put an arbitration provision in there that says that the parties have to arbitrate any dispute and
1153 that could be final. We could also put a mediation agreement that says before anybody can go to court
1154 they must participate in so many hours of mediation, and so there's all kinds of alternatives there, and it
1155 wasn't that I was disputing what Ms. Fellner had asked for, I simply didn't know what to put or what would
1156 be the pleasure of the town. If you prefer a mediation requirement, if you prefer an arbitration or to leave
1157 it at the circuit court for resolution, recognizing all the time that you have the ultimate power to terminate
1158 the whole agreement upon 30-days notice."

1159
1160 Mayor Samples: "Just to follow up on that questions, in the event, or in worst case there was
1161 some form of dispute, and then the town elected to terminate, is there, is there some form of a hold
1162 harmless that the town could be guaranteed "

1163
1164 Ms. Moss: "I'm not, in this particular provision, the entire agreement is terminable completely
1165 upon 30-days written notice."

1166
1167 Mayor Samples: "What if they dispute our ability to terminate it?"

1168
1169
1170
1171
1172
1173
1174
1175
1176
1177
1178
1179
1180
1181
1182
1183
1184
1185
1186
1187
1188
1189
1190
1191
1192
1193
1194
1195
1196
1197
1198
1199
1200
1201
1202
1203
1204
1205
1206
1207
1208
1209
1210
1211
1212
1213
1214
1215
1216
1217
1218
1219
1220
1221
1222
1223

Mr. Moss: "Well, there's an example of a dispute that you would have with them, but you have an express right to terminate it. As a matter of fact, there's two termination provisions in this draft. One is that the town can terminate upon 30-days notice, and then also, the Youth Sports Association can terminate, I believe it's, I believe I put a 120-days..."

Mayor Samples: "A 120-days and not during the season."

Mr. Moss: "...and not during the season, so I don't know how they could realistically dispute that, but that power's there, but if they did dispute it, the court or an arbitration proceeding would be the right place to make that decision."

Mayor Samples: "That's fine. I don't have any, you've answered my question. Any other councilmembers questions?"

Mr. Smith: "Mr. Mayor."

Mayor Samples: "Mr. Smith."

Mr. Smith: "What is, what is the exact wording in the document now?"

Mr. Moss: "You mean as to termination?"

Mr. Smith: "Yes, of, of a dispute."

Mayor Samples: "Dispute."

Mr. Moss: "Okay, I'll find it..."

Mayor Samples: "By the way, we're not gonna, this is not for vote tonight or anything like that. This is for information. I know you just got the material this morning, but it's something that we wanted to bring you up to speed on and..."

Mr. Moss: "Mr. Smith, Section 9 of the draft that I sent you this morning, it says the town shall have the right upon 30-days written notice to the SBYSA to terminate this agreement and any and all licenses granted herein, and thereafter the town shall retake possession of any and all sports equipment and resume responsibility for promoting, encouraging, directing, and operating athletic programs for the youth of Surfside Beach. Now, in the next section it provides that SBYSA shall have the right, upon 180-days notice to town to terminate the agreement upon which termination SBYSA shall relinquish all licenses granted herein, surrender all sports equipment held by it to town. However, SBYSA may not terminate this agreement such that any effective date of termination would occur during a season of any sports program. The thought being there, and it was actually Ms. Fellner's observation, that you wouldn't want them to hand it back to the town during the mid-season of any season."

Ms. Smith: "If there's a dispute, what is the wording in the agreement today for a dispute?"

Mr. Moss: "Under Section 6.4, Dispute Resolution, this draft provides if the parties hereto cannot settle any difference arising between them without litigation, any such litigation shall take place in the South Carolina Circuit Court in Conway, South Carolina."

Mr. Smith: "Thank you. I, I think we need to add some words about mediation. That's the least costly, isn't it; mediation versus arbitration."

Mr. Moss: "Yes, and I'm a, I'm a big fan of mediation and requirements that, that so many hours of mediation have to be conducted by the parties before they end up in court. I'm not, by the way, a big fan of arbitration, because in my experience, it doesn't save anybody any money."

1224
1225
1226
1227
1228
1229
1230
1231
1232
1233
1234
1235
1236
1237
1238
1239
1240
1241
1242
1243
1244
1245
1246
1247
1248
1249
1250
1251
1252
1253
1254
1255
1256
1257
1258
1259
1260
1261
1262
1263
1264
1265
1266
1267
1268
1269
1270
1271
1272
1273
1274
1275
1276
1277
1278
1279

Mr. Smith: "I think, I think we at least in my opinion, adding some words about mediation and the appropriate number of hours before you go to court."

Mayor Samples: "But, you can mediate and then you still not reach agreement, still be in dispute, you still go to court, right?"

Mr. Moss: "Absolutely."

Mayor Samples: "Okay, just want it for the record."

Mr. Moss: "The a, I, I think that's a good idea, frankly. The arbitration, it's a personal opinion, I don't like it, because when you get in arbitration proceedings, which is you're hiring basically a referee to decide the issue, and you have to pay that referee an hourly fee. Sometimes you have three arbiters and you have to pay all three of them hourly fees. Well, in circuit court you pay \$150 filing fee and you pay for the resolution by the judge. I, I don't see arbitration could save the town any money or any time, but mediation could."

Mayor Samples: "Any, everybody in agreement with Councilmember Smith's comment for purposes of the agreement? Yes."

Mr. Moss: "I'll add that and if I, if I may suggest something else to the members of council, I realize you just got this, okay, but one of, and I really, I really believe that because the bylaws have been prepared and they've been presented to Mr. Seman, and my understanding is the organization is gonna meet tomorrow night and they'll probably adopt those, I believe that this agreement is ready now to give to the council legally, I mean I'll add this provision we talked about, but there's some deal points that the town would need to consider and give me guidance on. For example, it was, it was my understanding from council that the facilities would be maintained and utilities provided by the town, and one, in the MOU (**) there was a provision that the association would pay for the electric bills and would they would pay to repair any, any lighting, and these are deal points. They're not legal points. I would encourage you to look at these issues that are in this MOU and see if you might want to change anything to the agreement."

Mayor Samples: "Just for everybody's information, I think you sent four different documents."

Mr. Moss: "Yes, I did."

Mayor Samples: "And, and so you, you should have and if you haven't received, please let the administrator know. There are four different documents involved to take a look at. I appreciate your comment, the question that I, I, I did go through the documents, and a, a question that I have for Micki and I don't know if you're can answer it, but nowhere in going through it did I see that the youth themselves were required to have any kind of insurance, and I thought it was pretty standard practice or it used to be at least when I was involved with Dixie Youth Ball that there was a fee associated, part of the fee that we paid, paid for an insurance, I thought. The only insurance I saw was workmen's compensation, and, and some other minor general liability, I think."

Mr. Moss: "You are correct. There are no health insurance or actual insurance provisions in the draft presented to you."

Mayor Samples: "Is that, my question is from the town perspective, is that no longer a requirement of youth sports?"

Ms. Fellner: "To my knowledge, we, we do not require that."

Mayor Samples: "Can you double check?"

1280 Ms. Fellner: "I absolutely will, yes, sir."

1281
1282 Mayor Samples: "Because, you know, check with the county on that also, okay, and then if we
1283 need to, add it. Thank you. Just for information purposes."

1284
1285 **B. Meeting Minutes Preparation, Mayor Samples.**

1286
1287 Mayor Samples: "Next one, meeting minutes preparation, Mayor Samples. What do we want to
1288 do on our meeting minutes? We discussed it last time. We talked about going with a, all the way from a
1289 streaming live throughout the Eastern Seaboard, to a, to a video streaming, to videotaping, to old eight
1290 millimeter cameras, to hiring court reporters to take the minutes verbatim to, to just maybe try and
1291 verbatim for these last two minutes, a, meetings that we talked about. What is, what is the preference of
1292 council?"

1293
1294 Ms. Dodge: "Mr. Mayor."

1295
1296 Mayor Samples: "Ms. Dodge."

1297
1298 Ms. Dodge: "I'm not gonna say a preference right now, but I am going to tell you that I looked
1299 into recording minutes. I called Myrtle Beach and spoke with their town clerk, and she gave me
1300 information about a company that does digital recording or provides digital recording equipment. They're
1301 out of Fort Lauderdale. It videotapes it, you can bookmark any person, that specific person's speech, you
1302 can convert to a PDF file or you can record audio to a Word file, so it sounds like it does a lot for you. I
1303 have the name and the number of the local representative if Ms. Fellner or someone, even you, might
1304 want to speak with them to consider this, and maybe have them do a presentation about it. It would
1305 certainly answer all of the questions. Thank you."

1306
1307 Mayor Samples: "Thank you. Any other comments?"

1308
1309 Mr. Smith: "Mr. Mayor."

1310
1311 Mayor Samples: "Mr. Smith."

1312
1313 Mr. Smith: "I, a, very much like the verbatim minutes, and I've had some folks also comment that
1314 they thought the verbatim comments they gave them a better insight as to what went on at the meeting,
1315 so I support the idea of having the verbatim minutes and as far as the video and the digital, I think it's
1316 probably appropriate that we bring that up at the budget retreat, since it will be money that we should
1317 probably allocate for next year's budget and not try to do it this year."

1318
1319 Mayor Samples: "Let me ask you, just to follow up on that, is that something then that you
1320 suggest the administrator look into so that we actually have some hard numbers to deal with. I think
1321 that's what Ms. Dodge was getting at also."

1322
1323 Mr. Smith: "Yes. She should cover the full subject of videotaping and automatic recording of
1324 verbatim minutes and so forth, whether we have to continue with the clerk doing it."

1325
1326 Mayor Samples: "Very good. Very good. Mr. Stevens."

1327
1328 Mr. Stevens: "Yeah, Mr. Mayor, I, I too, after I, after a Councilman Dodge told me that a, of that
1329 company I did call the Myrtle Beach clerk and a she said the program that they have was very, very good.
1330 That a person could go online and click one particular person and it'd go right straight to that. So, I think
1331 that a that's definitely something that we should look at, possibly direct the administrator to look into that.
1332 I still support the verbatim minutes. I think it gives me better insight on what was discussed. I think it
1333 gives the citizens better insight on what was discussed and it's a makes us absolutely open and
1334 transparent in our town council meetings. So, I support the verbatim and also support looking into other
1335 ways that we can actually go in like you said the 21st Century at the last meeting."

1336
1337
1338
1339
1340
1341
1342
1343
1344
1345
1346
1347
1348
1349
1350
1351
1352
1353
1354
1355
1356
1357
1358
1359
1360
1361
1362
1363
1364
1365
1366
1367
1368
1369
1370
1371
1372
1373
1374
1375
1376
1377
1378
1379
1380
1381
1382
1383
1384
1385
1386
1387
1388
1389
1390
1391

Mayor Samples: "Ms. Kohlmann."

Ms. Kohlmann: "I always do a lot of research and I have to say that the verbatim minutes are extremely time consuming, so I educated myself a lot this week. Although I like the verbatim minutes, when you talk to other counties, other towns, and other agencies, the ones that do, do it verbatim either outsource it or they have one person strictly doing minutes, nothing else. No, just minutes, and that's actually Horry County Council they have two a, what do they call them, Micki, administrative assistants? Yeah, two administrative assistants and one of them strictly does minutes. So I don't want people to think that I don't think Debra can type minutes. But, I know that she has a lot to do, and I think we really need to as a town look at all the avenues, because I do like that the public knows what's going on. But, if we're gonna drain our resources down to nothing, then we're gonna end up spending more money in other areas, because she's not gonna be able to do all her other work, and I, I happen to think Debra does an outstanding job now. I could never be a town clerk, because it's a lot of work, and I think that although I do support the verbatim minutes. I just want a, maybe I should just shut up and then she wouldn't have to type so much. But, I just want to let y'all know there's a lot more to it. I'd like to see the video and maybe get rid of the verbatim and we could just watch it."

Ms. Mabry: "Our minutes were 50 pages long. It took 18 hours and 53 [sic] minutes to type them. During that time, our clerk was so tied up with the minutes that she simply cannot do everything. It's impos [sic,] it's just impossible. You're taking that much time away and the town doesn't have a town clerk during that time. If any councilmember wanted to amend the minutes as they've been done for 50 years, they have every opportunity to do that. You can put for the record. If I'm up here and I want something that I think is so germane to the subject that it needs to be in the minutes, I can say for the record. Every word will be put in them. If for some reason that all that fails, we still have council comments. So there's no reason at all for any councilmember not to be able to get their point across and have it put into the minutes. I think it's ridiculous, and I'm just gonna be as honest as I can. To read 50 pages, I read them. They weren't all that interesting. Each page may have had one or two things that were very germane to the meeting. But, we do a lot of interaction. For historical purposes, I will tell you that the historical committee is going to take the minutes for the last 50 years. They're gonna try to put one year on a front and back page. Let me assure you, no one's comments [sic] is gonna be on there. Those will be just actions; that's historical. It's not what we say up here that you need to remember. It's what we do up here, and that's in the end is your historical record. So please let me tell you that there is [sic] many ways that a councilman can get their voice in the minutes and not have 50 pages to plow through. The minutes that we've done for 50 years were fine. I don't know what happened. If there was any kind of a, anybody thought they were mishandled, embellished, not embellished enough, if they thought there was, you can have an inter, go to the mayor, have an internal investigation. If that doesn't work for you, go to the Ethics Commission. But, don't sit up here and anybody act like all of a sudden we changed things. We did not."

Mayor Samples: "My question to, a, members is a, regarding tonight's minutes, what's the druthers? You want them transcribed?"

Mr. Smith: "Verbatim."

Mayor Samples: "Verbatim. Verbatim?"

Ms. Dodge: "Verbatim."

Mayor Samples: "Verbatim, okay. I do think we need to move forward and discussing it in the, the budget retreat is fine. That'll give the administrator an opportunity to look at the more cost effective means of accomplishing what it is that we would like to do. The fact of the matter is, there is technology out there that'll do this. It ain't quite as cheap when you get down to the distinguishing different voices. That's where the dilemma is. It would still probably require somebody to go through and still create a written record, but, maybe not. Who knows? Maybe next week somebody'll [sic] figure out how to, how to break that technical challenge and it'll be...so, we want to insure that the record is accurate. We want

1392 to do it in a cost effective manner, and I would encourage all members to take advantage of their time
1393 with the staff that work directly for us, that's both the administrator and Debra Herrmann, the clerk. If you,
1394 if you have a question or a concern, share it. None of us are mind readers. Ms. Herrmann, please."
1395

1396 Ms. Herrmann, "I only heard three people say verbatim. Is it council's intention that they are
1397 prepared verbatim from now on?"
1398

1399 Mayor Samples: "Why don't we go one meeting at a time, unless, unless somebody else...one
1400 meeting at a time is (**) I think I saw more than three, no, no I understand. That's quite all right, that's
1401 quite all right. Unless I'm wrong. Speak now or forever hold your peace. I think they're verbatim. Does
1402 anyone else have any other items that they would like to speak about tonight under discussion? Ms.
1403 Dodge."
1404

1405 Ms. Dodge: "I have been remiss, because I keep driving by this property on 15th Avenue South. I
1406 would definitely call it a derelict property. (**) weeds in the yards that are very high. The windows are
1407 board up, and apparently, kids go in there and could set it on fire. We don't know. Also, people let their
1408 dogs go in that lawn. I can imagine it's well fertilized. But that building, we've never done anything about
1409 it. I'm sure it's been at least five years like that, and I'm thinking maybe we ought to look into it (**)."
1410

1411 Mayor Samples: "Well, if a, if I could, Ms. Morris, go on to the podium, because I'm pretty sure
1412 this is the same property that we've been talking about, and you may want to bring Ms. Dodge up to
1413 speed as to the boarded up buildings on 15th Avenue South."
1414

1415 Ms. Morris: "Ms. Dodge, you're talking about the two houses that are together? They're boarded
1416 up."
1417

1418 Ms. Dodge: "(**)"
1419

1420 Ms. Morris: "Yes, thank you. We have sent certified letters. We've condemned those houses,
1421 and we are working with the homeowner. One of those homes are scheduled to be demolished. The
1422 other, they've got a contractor and architect, excuse me, an engineer going to look at the property to see
1423 if they can repair it. If not, it will also be demolished. But, they are in the process of removing it, because
1424 we have condemned it.
1425

1426 Ms. Dodge: "Thank you, Sabrina."
1427

1428 Mayor Samples: "I, I hope that's good news. You know, again, staff, staff is a proactive. The
1429 mayor is proactive, and council is proactive, and so you know, but share your information with, with staff.
1430 If you have a concern, I'm gonna say it again, I'm gonna say it again, we're not mind readers, okay, and
1431 so you gotta share the information, and this is verbatim, because we've been working on those buildings
1432 for quite some time, quite frankly. This didn't happen just overnight."
1433

1434 Ms. Dodge: "Mr. Mayor, I have one other thing that I wanted to say. I wanted to say how great
1435 the parade was. I thought it was the best one. I had a blast riding on the council float and throwing
1436 candy, a, but I understand from a number of people that there were lag times, considerable lag times in
1437 places, and someone else called and said why didn't we have marching bands or music on the floats, or
1438 something like that to liven it up. I'm just passing along this information. I think it's good information, and
1439 maybe we could consider it for next year."
1440

1441 Mayor Samples: "Thank you. I, I agree with that. I think the special events-recreation committee
1442 would be happy to a, to take that up. I know that staff worked hard to try to get, a get...I think they did a
1443 great job. We would all like to see some more music, I think, and get bands out, but it's not as easy as it
1444 used to be. Any other comments? Well, I have one. I was, I was pleased today to see that the local
1445 daily newspaper reported that tomorrow that South Carolina Department of Transportation is having a
1446 public hearing and that public hearing goes from five until seven at Socastee High School. The subject of
1447 the public hearing is the completion of Carolina Bays Parkway, Highway 31, which I think many of you will

1448 remember was approved seven, eight years ago, and did extend to Enterprise Road when it was
1449 approved. Well, that's never happened and it's under consideration again. Also, the widening of
1450 Highway 707, which I'm pretty sure everybody knows where Highway 707 is since it's an important way to
1451 get out to 544 in a hurricane, and alternative to 544. But, that's the subject of the public hearing
1452 tomorrow, and I would encourage a, the more people to turn out the better. I happened to read the, the
1453 rules that SCDOT has for tomorrow's public hearing, and the guidelines go something like this: from
1454 about five to six it'll be kind of a, a mingle and a look at what they're proposing, and talk with a, a folks,
1455 and a from six to seven that's when they'll be taking public input, which leads me to why I'm bringing this
1456 up. I plan on attending the, the meeting and I would ask council and I will do it by consensus and either
1457 you will or you won't, I would ask council to authorize the mayor to speak on behalf of the Town of
1458 Surfside Beach in support of Highway 31 and the widening of Highway 707. They a, you have to sign up
1459 to speak, that's the part I wanted to mention to you. They'll limit the number of speakers, and that sort of
1460 thing, and, and I think it's important that we talk about our need and support of these vitally important
1461 roads, not just in Surfside Beach, but the whole South Strand, so unless there's objection... Mr. Stevens."

1462
1463 Mr. Stevens: "I would support you doing the speaking."

1464
1465 Mayor Samples: "Well, thank you. Is there a consensus?"

1466
1467 Mr. Smith: "Yes."

1468
1469 Mayor Samples: "Cause that way I can say I speak for the council, not just for me individually.
1470 Thank you. Appreciate it."

1471
1472 Mayor Samples: "Public comments. Five minutes... Oh, I'm sorry. I am, I am sorry. The a, I'm
1473 talking about the minutes? Oh, for purposes of the committees. I've drafted a couple, I drafted some
1474 language at, frankly at the request of staff to help streamline and make it more efficient in terms of our
1475 committee operations. As you know we have a number of committees. I think a total of nine, something
1476 like that when I count. Anyway, we've got a lot of committees, and I think it's a great thing, and we want
1477 to encourage the committees to continue to do what they're actively engaged in doing. But, it's also
1478 important that we follow the Freedom of Information public notification requirements. Consequently,
1479 given that we have so many committees, there are some suggestions in these documents. Take them,
1480 read them, change them, fix them, make them better and then bring them back so that the clerk can
1481 prepare in final draft of something for us to put out to the committee members to improve them in terms of
1482 their efficiency and in compliance with Freedom of Information Act, okay."

1483
1484 **9. PUBLIC COMMENTS.**

1485
1486 Mayor Samples: "Now, it's time for public comments."

1487
1488 "Tom Dodge, 1415 North Poplar Drive. Being an interested party, I do not appreciate the cheap
1489 shot that the mayor took against Mrs. Dodge. It was very inappropriate. I think that the mayor and the
1490 mayor pro tem could go into one of our grocery stores and get some cheese to go along with that whine."

1491
1492 Mayor Samples: "Thank you, sir."

1493
1494 "Harry Kohlmann, 1610 South Ocean Boulevard. I'm also chairman of the parking committee. A
1495 little background on the parking committee; the first time the parking committee was set up by prior
1496 administration. It lasted about three months. We all voted unanimously for no parking on Ocean
1497 Boulevard. Compromise would have been no parking on the east side. We also thought about parking
1498 only on the west side of Ocean Boulevard. New administration came and exact same results and there
1499 were different people. Now, you wanted no parking on Ocean Boulevard, in fact some of the council who
1500 are newly elected agreed with us. A compromise would have been when we gave it to council, no
1501 parking on the east side, only parking on the west side. The mayor asked, kept asking how many spots
1502 would there be, the rest of the question is how many spots are we losing? (**) thought the council was
1503 going to vote, no east side parking, there would have been 84 parking spots. Now with it, you also voted

1504 for 10-feet from the driveway, unanimously [sic], 10-feet from the driveway, 30-feet from an intersection,
1505 and we got 84 parking spaces, 84 on the west side. We didn't count the east side, because we thought
1506 there'd be no parking on the east side, but there parking spots on the east side; quite a few parking spots.
1507 Do I know how exactly how much? No, but you can't tell me how much there aren't. I just, I just don't
1508 understand. This is a committee. We work once a week, two hours each time. This isn't a rubber stamp
1509 committee. This isn't a feel good committee. We keep getting sent things from the council, and that was
1510 not a backdoor. That was a compromise on a compromise on a compromise, and that wasn't even
1511 something that we suggest, we suggested 10-feet from a driveway for the west side, just to be safe. All
1512 the rest, it wasn't even prohibited. I just don't understand how some of the council can feel this way and
1513 I'll give you a little history. We had someone from the council come in and in a threatening voice say to
1514 us you better get your four votes. You better get four votes, because if you don't get your four votes then
1515 in two years from now we're gonna get it changed. What an open mind that was. What an open mind,
1516 and now backdoor (**) means I didn't get my way. Shame on you."

1517
1518 "John Ard, 612 Cypress Drive, Surfside. Mr. Mayor, Council, citizens. I, too, am a member of the
1519 parking committee. I think that we have made a lot of good decisions on our committee. I heard some
1520 remarks tonight that I surely don't like (**.) Everybody is entitled to an opinion, freedom of speech. Now,
1521 earlier there was talk about some no parking signs in front of some properties. These no parking signs on
1522 a public right-of-way. Now why is it that no one knows how those parking signs got there. No parking
1523 signs, I'm sorry, the no parking signs got there. We know who the property belongs to. We know exactly
1524 who it belongs to. Is it a money situation? Is that why nobody's talking? Is it cause they're on a higher
1525 up committee maybe? The fact of the matter is somebody in this town's got to know how them signs got
1526 there, whether it be somebody on this committee up here, or who. Somebody put those parking signs
1527 there. Did they have the permission of the town to put them there or did the town in fact have them put
1528 there? Someone has to know the answer the question, and here we go, you want to talk about back
1529 dooring something, that my friend is being back doored right there. If it's not public knowledge, why isn't
1530 it? These are questions we need answers to. They're questions we're not getting answers to. We [sic]
1531 getting the run around on them. And also, I don't get offended very easily. I'm a man that speaks my
1532 mind. I try, try not to offend anybody, but as far as the statement tonight that this was a backdoor
1533 maneuver to get parking off Ocean Boulevard, I think you better stop and rethink it again, and you have
1534 your opinion, now you have mine."

1535
1536 Mayor Samples: "Mr. Seman."

1537
1538 Mr. Seman, president of the Surfside Beach Youth Sports Association, "Good evening, I just want
1539 to a, I'll just change the tone a little bit. I want to thank y'all. I want to thank Mr. Moss and I want to thank
1540 Ms. Fellner for all the work y'all have been doing with this youth association. The documents look good.
1541 I'm in agreement with both of you, I think that we won't have a problem at all with any of the language in
1542 the documents. Just a couple of clarification points that I read. I just got them today, too, so. I just read
1543 them and that's all I want, and a, just, you know, have a good Christmas. Thank you."

1544
1545 Mayor Samples: "Thank you, sir. Merry Christmas. Ms. Ann."

1546
1547 "Okay, I'm Ann Wescott. 1413 Cedar Drive North. I have taken meeting minutes for years, and
1548 doing minutes verbatim does nothing but clutter up the reports. It makes it really hard to find what you're
1549 really looking for. In five years, things that I did five years ago, if I have to look up something in the
1550 minutes, it makes it really hard to find. Think twice about having them verbatim, because it's a waste of
1551 time."

1552
1553 Mayor Samples: "Thank you. Take it slow, Glen."

1554
1555 "Glen Curtis, 257 Palladium. Since it's Christmas, over the river and through the woods to my
1556 house you go. You see me walking all the time. Sometimes I come down 10th, Melody, I go down to as
1557 far as Atlantic Avenue and come along the beach every day and come up Surfside Drive. If anybody has
1558 noticed, we talk about parking, as I walk through the summer months when you need the tourism, I see

1559 houses from Atlantic Avenue all along the beach people that put no parking signs on their own property
1560 and eliminate parking, even on side streets. So, that's something that you can look into also."

1561
1562 Mayor Samples: "Thank you. Ms. Kohlmann."

1563
1564 Ms. Kohlmann: "I would just like to say Merry Christmas and have a safe and Happy New Year."

1565
1566 Mayor Samples: "Ms. Dodge."

1567
1568 Ms. Dodge: "I think..."

1569
1570 Mayor Samples: "I'm sorry, please do."

1571
1572 "I'm Sue Clark and I'm from 616 Juniper Drive, and this past election, I really looked forward to it
1573 with a lot of excitement. I've been a resident in Surfside Beach for 10 years now and have enjoyed the
1574 most part of it, and I just, I just thought wow, we finally have a council I'm happy with. Unfortunately, most
1575 of this year I've been away in Maryland, because of illness. My daddy passed away about a month ago.
1576 But, what I, what I heard tonight had a lot to do with safety issues, and there's safety issues that I don't, I
1577 don't think have come up a lot here and I don't know if it has before. Unfortunately, this is the first
1578 meeting that I've been able to attend. On Facebook there is a site (**) in town, and there's a number of
1579 things that have been said on this particular site that I find troubling. One particularly said here a, when I
1580 made a comment about Mayor Samples and I really liked the vote that they had on the (**.) There have
1581 been some comments about people who giggled and smirk. Apparently it was a councilmember and they
1582 wanted something in the minutes about that, and I was, I received a response back that if you wanted to
1583 see who's giggling, smirking, and constantly sending text, text messages from the back of the room to
1584 people way up in the front, pay close attention, it may surprise you. As for being a dea [sic.] a true and
1585 dear friend to you, to me, be very careful of them, because a couple of them will cut your throat in a
1586 heartbeat. In their very drama queen ways they are overlooking one important thing. What goes around
1587 comes around and back to you when you least expecting it. I didn't take that very nicely. You know, it
1588 seems rather dramatic to have threats of, of, of murder at town hall, yet, I know, it's word set in context,
1589 and a I just think it's horrible that things have come to that, and from what I understand, and what I have
1590 gotten a number of private messages on this, is that texting is coming from citizens to members of council
1591 here up, so they can look down and get a text message and maybe respond to something in a particular
1592 way. I would like to suggest that maybe we have no cell phones sitting up on the podium during a
1593 meeting where they can receive text, and not receive texts. Take the cell phones, put them away.
1594 Everybody needs advisors, use your advisors during your executive meetings. But, I say to...go ahead,
1595 Mayor Samples."

1596
1597 Mayor Samples: "You, you raise an interesting questions, and I have never gotten a text
1598 message until tonight, and it's the first text message I got, and I'd like to know who's phone number it is
1599 because what they state here is 'you are wrong.' Interestingly enough and they are entitled to their
1600 opinion, but, well I, I, I mean it is a text message, and it is coincidental, because I've never, ever gotten
1601 one before tonight, and the telephone number is 333.1011. Now, I don't know who that is. Is that you,
1602 Ron? Well, okay. I'm glad you own up to it."

1603
1604 Ms. Kohlmann: "Mr. Mayor, it's public comments."

1605
1606 Mayor Samples: "Well, I appreciate that. It was germane and she was kind enough to allow me
1607 chime in. Well, Debra's keeping time, I'm sure. Well, she forgot, so go ahead. Take as much time as
1608 you like."

1609
1610 Ms. Clark: (**) lies and untrue about citizens, and apparently, what it boils down to, if you
1611 disagree with, I don't know, particular citizens and council members they're gonna destroy your reputation
1612 intentionally, and that's just for shame, and, and that's horrible, and I just don't know why the parking
1613 issue that went back and forth tonight, I happen to side with Mayor Samples. I don't know if there're any
1614 knives heading this way that'll cut my throat, but I'd like to say that I'd like to see no cell phones up on the

1615 podium during town council meetings, and that I would also like people to use a little bit of a class,
1616 maybe, and there's no need for threats. We are entitled to our opinion, and as they said, they have their
1617 rights to their First Amendment, and after hearing that I'm gonna get my throat cut, I stated I have my
1618 right to the Second Amendment. People are being threatened. It is a matter for the police. They're
1619 saying if you don't vote my way, I'm gonna cut your throat. It's a police matter, and again, there are
1620 figures of speech, but I don't like threats, and then I'll leave that aside. I wish the people of Surfside Free
1621 Press would identify their selves and stop hiding behind free press. On the public safety issue we talked
1622 about the coyotes, so I'm moving on to another topic. I had an issue this July where one of my sweet
1623 baby dogs was bitten by a copperhead. It happened at night' they're nocturnal typically in the hot
1624 weather. It cost me more than \$600 in vet bills. It's cost me a lot more sleep, because I keep dreaming
1625 about stepping outside at ten o'clock at night. I think they're barking at the raccoons, possums, or the
1626 other critters that are always running around that carry rabies, and I go back and I don't know what made
1627 me pick up a flashlight, but here's a copperhead striking at my dogs. I grab a shovel. I try to get it, the
1628 copperhead gets away. It gets to the trashy yard behind my house on 6th Avenue. 6th Avenue, apparently
1629 the town came out, and a member of council helped me with this, and they got them to mow their grass.
1630 That's nice. They mow their grass once a year, but the trash is still piled up. The baby copperhead has a
1631 mommy and a daddy, and I believe it's under a shed that's ten feet from my fence, and that's not, that's
1632 not enough to mow their grass. Now they're all hibernating, and getting happy and breeding. So I don't
1633 know what I'm gonna see, see next year. So coyotes are not nearly as big a threat as copperhead
1634 snakes are and when we have all this underlying brush in the residential areas, and I'm talking about the
1635 lots that are wooded, and leave them wooded, let the critters live in these lots. We once talked about
1636 clear cutting them in another meeting in another council. But copperheads are more dangerous. You
1637 know the old saying, there are a hundred poisonous snakes in the United States, and 99 of them are in
1638 South Carolina. So, I'd like the town to look at that and that's all I have to say, but I would like both the
1639 council and the members of the a Surfside Beach to be constructive. We live in a great town. We can
1640 only make it better. Let's not make it worse by petty indifferences. Thank you."

1641
1642 Mayor Samples: "Thank you."

1643
1644 10. **COUNCIL COMMENTS.**

1645
1646 Mayor Samples: "Would you like to reconsider your comments, [Ms. Kohlmann.] No, okay. Ms.
1647 Dodge."

1648
1649 Ms. Dodge: "I don't have anything to say. Thank you."

1650
1651 Mr. Stevens: "Thanks everybody for coming out. I want to wish everybody in town a Merry
1652 Christmas and a Happy New Year. I think we're making progress. Thank you for the folks that are
1653 making public comments. Remember that's your Constitutional right, and a, that was a good, nice joke
1654 about the Second Amendment, too. Thank you."

1655
1656 Mayor Samples: "Councilman Smith."

1657
1658 Mr. Smith: "Thank you guys for coming out, and I would also like to thank the parking committee
1659 for being willing to compromise, compromise, compromise. That's the way you actually get something
1660 done. So I really appreciate your efforts on that. It's gonna take some time to educate the public on this
1661 new ordinance about parking, and I'd like to suggest that the town administrator consider putting
1662 something up on our website on the first page, and that public works thinks of ways to help us identify the
1663 places people shouldn't park using shrubs, and maybe some signs at the main entrances to Surfside
1664 Beach. I think there are maybe about five main entrances, Business 17 north and south, Ocean
1665 Boulevard north and south, and Glens Bay Road. We should probably have some signs there to help
1666 people understand it. But we have to give the police department time to, a, enforce this in an intelligent
1667 way and educate the public so we will have safe places on Ocean Boulevard, as well as throughout the
1668 town and our streets. Somebody told me that the a parade, Christmas parade, was the best parade in 32
1669 years. They had lived here that long and they thought it was the best parade. So thank you to the rec
1670 [sic] committee and Merry Christmas."

1671
1672
1673
1674
1675
1676
1677
1678
1679
1680
1681
1682
1683
1684
1685
1686
1687
1688
1689
1690
1691
1692
1693
1694
1695
1696
1697
1698
1699
1700
1701
1702
1703
1704
1705
1706
1707
1708
1709
1710
1711
1712
1713
1714
1715
1716
1717
1718
1719
1720
1721
1722
1723
1724
1725
1726

Mayor Samples: "Ms. Mabry."

Ms. Mabry: "Yes, first of all, I thank everyone for coming out. I know this is a busy season for everybody. I do want everyone to know that I do appreciate the hard work that the parking committee did. Just because I disagree with this one ordinance, does not mean that I disagree with the committee as a whole. I think that they do an outstanding job. I had, after hearing the presentation, and hearing about zones and other things that would be a little more inclusive, I thought maybe that was a better way to go. However, I do respect you, and I respect your efforts. I want to also say that for 23 years we have received a Certificate of Achievement of Excellence in Financial Reporting. I think that's outstanding, and as most of you know that I do love the finance committee. That's the part I like a lot, and that means a lot to our town. Our finance is the engine that runs the whole town, and so I am really proud of the finance committee. Again, thank you for coming out, and have a great Christmas."

Mayor Samples: "First let me say, you know, the internet has all kinds of blogs; all kinds of stuff on it. You know, it is a shame, but Surfside Free Press could actually be a, an informative local newsletter dedicated for the town. Now I have not spent much time looking at it, because I tend not to read blogs. But, I gotta be honest with you. It's been, to me, it's been a mean, nasty publication, and when people won't identify themselves, when it's done anonymously, I mean, I think, I think we should be mature enough and adult enough to distinguish between what is genuine and sincere. Rest assured, if what you said is what you read on there, don't, don't worry about it, don't worry about it at all, because it's untrue, it's an untruth. But again, everybody take the time to spend your time in what kind of entertainment that, you know, you, you choose to. With respect to the parking committee, I know they have worked long and hard. I wish that they had made a presentation to the Town Council in a workshop and presented a number of their ideas, which I know they have considered, and to suggest when we are at second reading that compromise, I mean, you know, we proposed something because we thought there would be a compromise. I don't think we ever had a chance to compromise. We never discussed it in a workshop manner. It's a very serious subject. It's a very serious subject. But, what I would say is we spent, and I'm gonna let it go. We passed, we adopted the ordinance, we did. But, it would seem to me, it would just seem to me, that since most of those houses down there are, in fact, businesses on Ocean Boulevard, I don't think anybody denies that, they're businesses. Maybe we should have got input from the business committee. Maybe we might, I know we want to do that on some other items, and I know that the committee, business committee considered the overlay on at least three different occasions. And so, it's just food for thought. It's food for thought. I wish everybody a Merry Christmas."

11. EXECUTIVE SESSION.

Pursuant to FOIA §30-40-70(a)91) and pursuant to Surfside Beach Town Code of Ordinances §2-61(f) to discuss appointments to the Business Committee.

Mayor Samples: "I need a motion to go into executive session,"

Mr. Smith: "Mr. Mayor, I move we go into executive session." *Clerk's Note: The motion to enter executive session was made at 8:53 p.m.*

Mayor Samples: "Is there a second?"

Ms. Dodge indicated second by hand motion.

Mayor Samples: "All in favor say aye."

Clerk's Note: The following portion was not recorded:

Mr. Smith moved to reconvene regular session at 9:09 p.m. Mr. Stevens seconded. All voted in favor. Motion carried.

1727
1728
1729
1730
1731
1732
1733
1734
1735
1736
1737
1738
1739
1740
1741
1742
1743
1744
1745
1746
1747
1748
1749
1750
1751
1752
1753
1754
1755
1756
1757
1758
1759
1760
1761
1762
1763
1764
1765
1766
1767
1768
1769
1770
1771
1772
1773
1774
1775
1776
1777
1778
1779
1780
1781
1782

Mayor Samples said that no action was taken during executive session.

Recording begins:

Mayor Samples: "Ms. Kohlmann."

Ms. Kohlmann: "I move to make a motion to remove the following members..."

(**)

Mayor Samples: "Do you have the code in front of you?"

Ms. Herrmann: "I don't have the code in front of me, but the code states that council will discuss the individuals in executive session and simply come out in the regular session and simply state the vacancies, without any statement of any other type. So if there are two vacancies, two vacancies will be declared."

Ms. Kohlmann: "Mr. Mayor."

Mayor Samples: "Ms. Kohlmann."

Ms. Kohlmann: "I'd like to state that we will have two vacancies in the business committee, one in the recreation committee, one in the board of zoning appeals and one in stormwater."

Mayor Samples: "There is a motion. Is there a second?"

Mr. Stevens: "Second."

Mayor Samples: "There is a second. Any discussion? I would like to thank all those unnamed members for their service to the town. All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? So be it."

12. **ADJOURNMENT.**

Mr. Smith: "Mr. Mayor, I move that we adjourn."

Ms. Mabry: "I second."

Mayor Samples: "There's a motion and a second, but Ms. Fellner, did you wish to...(**) There's a motion and a second. All those in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? The meeting is adjourned."

Clerk's Note: The motion to adjourn was made at 9:11 p.m.


Respectfully submitted,



Debra E. Herrmann, CMC, Town Clerk

1783 Approved: January 8, 2013

1784
1785
1786
1787
1788
1789
1790
1791
1792
1793
1794
1795
1796
1797
1798
1799
1800
1801
1802
1803



Douglas F. Samples, Mayor



Mary Beth Mabry, Mayor Pro Tempore



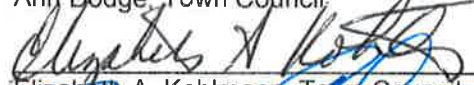
Mark L. Johnson, Town Council



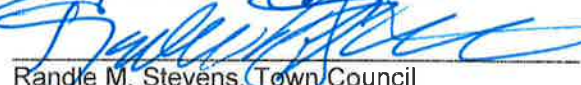
Roderick E. Smith, Town Council



Ann Dodge, Town Council



Elizabeth A. Kohlmann, Town Council



Randle M. Stevens, Town Council

*Clerk's Note: This document constitutes minutes of the meeting, which was digitally audio taped by The Grand Theatre Staff. This meeting was transcribed verbatim with no grammar corrections. In accordance with FOIA, meeting notice and the agenda were distributed to local media and interested parties. The agenda was posted on bulletin boards outside The Grand Theatre, outside Council Chambers, and in the Town Hall reception area. Meeting notice was also posted on the Town marquee. When (**) is used a section of the transcription is inaudible.*