



TOWN OF SURFSIDE BEACH  
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# TOWN COUNCIL REGULAR MEETING

## COUNCIL CHAMBERS

### TUESDAY, MAY 28, 2013 ♦ 6:30 P.M.

## A G E N D A

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Pastor Allen Rogers, Journey Church
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL**
  - A. Budget Workshop May 14, 2013
  - B. Regular Meeting May 14, 2013
5. **PUBLIC COMMENTS – Agenda Items Only.** (3-minutes per speaker)
6. **COMMUNICATIONS**
  - A. Employee Recognition, Joan Saleem 10-year Anniversary
  - B. Proclamation #13-85 Lupus Awareness Month – May 2013
  - C. Department Reports
    - i. Finance
    - ii. Recreation
    - iii. Public Works
  - D. Administrator's Report
    - i. Update on Current Events
    - ii. Consensus Item – Keep Surfside Beach Beautiful Branding Recommendations
7. **BUSINESS**
  - A. Second Reading Ordinance #13-0747, FY2012-2013 Budget Amendments, Director King
  - B. Second Reading Ordinance #13-0748, Drug Paraphernalia, Administrator Fellner and Chief Keziah
  - C. Resolution #13-134 Parking for Vendors, Service Providers and Renters, Administrator Fellner
  - D. Horry County Solid Waste Authority, proposed contract (recycling incentives and disposal agreement), Administrator Fellner
  - E. Pier Parking Lot Expansion Paving Contract (Boggs), Administrator Fellner

7. **BUSINESS, continued**

F. Nathan Black Memorial 5K Run/Walk, Mrs. Diane Smith and Ms. Loriann Witzigman – requesting permission to hold 5K race in October

G. Speed Limit on Ocean Boulevard, Mayor Samples

H. *Ad Hoc* Committee – Recreation/Special Events recommendation to disband (may be deferred until after executive session)

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

Process by which Town Council and all state mandated committee minutes are placed on the town web site. Councilmembers Smith, Stevens, and Dodge.

9. **PUBLIC COMMENTS – General Comments.** (5-minutes per speaker)

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION**

Pursuant to FOIA §30-4-70(a)(1) to discuss the appointment of a person or persons to a public body and pursuant to Town Code of Ordinances §2-61(f) to consider vacancies declared by the recreation/special events committee and its recommendation to disband the committee.

12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
MAY 28, 2013 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

**1. CALL TO ORDER.**

Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Kohlmann, Smith, and Stevens were in attendance. Councilmember Johnson was out of town. A quorum was present. Others present: Town Administrator Fellner; Finance Director King; Police Chief Keziah; Public Works Director Adair; Recreation Supervisor Ellis, and Town Clerk Herrmann.

Mayor Samples announced that Mrs. Vera Howard, former Mayor Deaton's mother, passed on May 17<sup>th</sup>. A private ceremony was held. Mayor Samples said prayers and condolences go out to the family.

Mayor Samples announced that a special meeting would be held next Tuesday, June 4<sup>th</sup>, to discuss the upcoming fiscal year municipal budget.

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

Pastor Allen Rogers from Journey Church gave the invocation. Mayor Samples lead the Pledge.

**3. AGENDA APPROVAL.**

Mr. Smith moved to approve the agenda. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**

**4. MINUTES APPROVAL.**

**A. Budget Workshop May 14, 2013.** Ms. Dodge moved to approve the budget workshop minutes of May 14, 2013 meeting as submitted. Mr. Smith seconded. All voted in favor. **MOTION CARRIED.**

**B. Regular Meeting May 14, 2013.** Ms. Dodge moved to approve the regular meeting minutes of May 14, 2013 meeting as submitted. Mr. Smith seconded. All voted in favor. **MOTION CARRIED.**

**5. PUBLIC COMMENTS – Agenda Items (3 minutes.)**

"Hi. My name is Anita Crone, 215 15<sup>th</sup> Avenue South. Residents, Mr. Mayor and Council, I noticed that there is a scheme afloat to eliminate the special events/recreation committee, and I realize that there's been some issues in that committee; however, I think there've been some benefits, as well. As a member of the committee, we have worked hard to bring some events to the town: the Farmer's Market, for one; the luau; Movies in the Park, and those events are, have been successful. I certainly understand some concerns, mainly that we haven't really had a full committee since almost the first week. However, I think we could reconstitute the committee. I think we could reduce the membership of the committee. There's no reason to have seven people on it. You could reduce it to five; reduce it to four. I think that we can provide a service to the town; do some of the things that staff can't do. They've done wonderful work, the workers, but they don't have time for it, and maybe we need to take more command of the committee. I just hope that you would reconsider the move to disband this committee, and at least give it a shot. If you're gonna, you know, instead of if you feel the need to still reduce it, set a date certain for the goals. (\*\*) I think those of you who went to the Farmer's Market today saw something wonderful; something different. And those of you who went to the luau saw something different. Those of you who

56 come to Movies in the Park will see something different. It all enhances Surfside Beach. Thank you so  
57 much.”

58  
59 “John Ard, 612 Cypress Drive, Surfside. Mayor and Council, citizens, got a couple of things I’d  
60 like to speak about tonight, and one is disbandment of this committee. I think this is the wrong thing to do  
61 right now at this time. Ah, this is a very valuable committee. It’s been good for the town of Surfside and  
62 it’s gonna get even better. I’d like to see this deferred and give them time to let’s see if we can’t get some  
63 more members on this committee. Mr. Maruca and them have taken this thing and done wonders for the  
64 town already with it, and I think that they should be given a chance, instead of being disbanded. Number  
65 two is this parking. Resolution Number 13-134, ah, I don’t know where this come by, come about with it.  
66 I do know that no one on the parking committee is involved with this. Ah, I’ve got a couple of ideas of  
67 what I’ve been told and all, and who done [sic] this. But what I think this is, this should be deferred. Have  
68 a meeting with, ah, the town administrator, Lanier Parking, the police chief, the members of, ah, ah, the  
69 members of the parking committee to give them a chance to voice their opinion and everything, which  
70 they haven’t been given a chance to. This thing has gone over their head, and which it shouldn’t have  
71 been. They should’ve been involved in this from the very beginning. If you’re gone [sic] conceive an idea  
72 like this, you ought to have the proper committee doing and the proper members there in order to do this.  
73 Let’s y’all, I’d like to see this deferred. I’d like to see a meeting set up with who I just asked about a while  
74 ago and all, anybody on Town Council and all that would like to get an invite (\*\*\*) to voice their opinion and  
75 everything. I feel strongly it’s the right thing to do for this town, and for the parking committee, because  
76 you have thoroughly stepped over their heads with this, and that is not good. Not good at all. The  
77 parking committee’s done a lot for this town. We’ve came [sic] up with a lot of good ideas. We should be  
78 given a chance to have an opinion on this, because there’s several (\*\*\*) people that this is gonna affect,  
79 and that’s exactly what they want, and I’m talking about money people. So, I’m asking you tonight when  
80 you go to executive session to defer this, and let’s have a meeting (*time ended*) with proper people and  
81 give everybody ample time to have what they’ve got to say about it and see what else they might want to  
82 come up here with.”

83  
84 “I’d like to speak on Business Item G, Speed Limit on Ocean Boulevard. Mayor Samples is  
85 gonna address it. Ah, April 23<sup>rd</sup>, 2011 [sic] four people on the council voted to reduce the speed to 25  
86 miles per hour. In fact, this was a concurrence and that’s a vote, too, right? You’re playing semantics.”  
87 Ms. Herrmann reminded Mr. Kohlmann to state his name for the record. “Oh, Harry Kohlmann, 1610B  
88 South Ocean Boulevard. Now, we understand *Robert’s Rules* for consensus, because the person who  
89 voted to approve it has to be the one who brings it up; someone who didn’t want it can’t.” Ms. Herrmann  
90 said the prevailing side. Mr. Kohlmann: “Oh, alright. (\*\*\*) Well, whoever had the most, majority. So, I  
91 assume that’s what Mr. Samples is doing. I just want to tell you why 25 miles per hour; safety. There’s  
92 no other street in this community that has a mix of pedestrian, mopeds, motorcycles, joggers, runners,  
93 walkers, strollers, mopeds [sic.] motorcycles [sic.] golf carts. I must have missed about five or six of ‘em.  
94 It’s unique. Pedestrians, little children crossing the street to go to the beach. That’s the reason. We tried  
95 crosswalks. Guess what, folks? It’s not working. People do not stop. Second reason; safety. Golf carts.  
96 They travel about 20 miles per hour. Mine goes about 23, 24. The biggest complaint in this community  
97 and mostly the complain, complainers are the people that don’t own golf carts, is golf carts. They’re golf  
98 carts. They’re in the way all the time. Get out of my way! I wanna go faster. Well, you know what.  
99 Slower town; nice little neighborhood, let’s slow it down. I lived in New York City. I don’t want it fast. I  
100 want it slow. That’s why I came here. Slow it down. This way, if a car’s going 25 miles per hour, and a  
101 golf cart’s going 20 it evens the playing field. They’re almost the same speed. You’re not gonna; I know  
102 Ms. Mabry’s lived here since 1964 and it’s been 30 miles per hour since then. But, guess what? It’s  
103 changed. This town has changed. We don’t have dirt roads anymore. We have a lot more people here.  
104 We have a lot more walkers and such. A thoroughfare; this has turned into a thoroughfare. Cause Mr.  
105 Johnson said he travelling [sic] 30 miles per hour as he did this morning on Ocean Boulevard is not a  
106 problem. He went three or four blocks out of his way to go to work. (*time ended*) He went down Ocean  
107 Boulevard. Why? To avoid the traffic on 17. It’s a faster way, even though it’s a longer distance, it’s  
108 faster, and in the summertime 17 Business is packed. And people use it, Atlantic Avenue, to go around.  
109 Let me just say one more thing.” Mayor Samples said one last thing. Mr. Kohlmann, “This is a quote, line  
110 392 by Mr. Samples, ‘he accepted that you might not be able to tell much difference in the speeds while

111 driving, however, if you hit something, there is a definite difference between the two speeds.' Well, if it  
112 was good on April 23<sup>rd</sup>, it's good on May 28<sup>th</sup>. Thank you."

113  
114 "Gene Maruca, 116 7<sup>th</sup> Ave. South. At present, I'm the chairman of the recreation and special  
115 events committee. I wish we did everything right. But it doesn't always happen. We planned, ah, auto  
116 event, old cars. It didn't work out for us. We tried to change the Easter egg hunt at Martin Field. That  
117 didn't work out for us. But we are doing. We are trying and there is so, so much that that entire  
118 committee, as well as the people who attended those meetings, were involved in. Unless there's a  
119 specific reason that this council wants to do away with it, that's fine. But I can only see more good  
120 coming. We've got the 4<sup>th</sup> of July. We've got Christmas. We have New Years. We have the 50<sup>th</sup>  
121 Anniversary. Those are all special events, and that committee could be an asset not only to the council,  
122 but to the entire town. Thank you."

123  
124 "Glen Curtis, 257 Palladium Drive. Ah, with all the events that go on and the money raised in all  
125 the special events, I would like to thank Debbie Ellis and her crew. They put on shows that are  
126 unbelievable, and I think she deserves a lot of credit for everything that goes on with the special events  
127 stuff. Thank you."

## 128 **6. COMMUNICATIONS.**

### 129 **A. Employee Recognition, Joan Saleem, 10-year Anniversary.**

130  
131 Mayor Samples and Public Works Director Adair presented Ms. Saleem with a certificate, lapel  
132 pin, and award check. Mayor Samples said that Ms. Saleem "really runs public works!" She is the go-to  
133 person for questions about public works. Ms. Saleem acknowledged all of her coworkers at public works,  
134 saying she could not perform her job without all of them doing their jobs. She appreciated all of them and  
135 she also appreciated the town. (*Standing ovation.*)  
136  
137  
138

### 139 **B. Proclamation #13-85 Lupus awareness Month-May 2013.**

140  
141 Mayor Samples presented Proclamation #13-85 declaring May 2013 as Lupus Awareness Month,  
142 a copy of which is on file, to Ms. Barbi Manchester who is a Certified Facilitator with the North Carolina  
143 Lupus Association. Mayor Samples said he became familiar with Lupus when a friend of his was  
144 diagnosed and passed. No new drugs were developed to treat Lupus until 2011, which was over 50  
145 years since the last one was developed. Ms. Manchester said on behalf of the National Lupus  
146 Foundation of America genuine appreciation was extended to Mayor Samples and the Town Council for  
147 its supportive action. Information was provided for distribution to the audience. A petition was also  
148 distributed. She will be appearing before the House of Representatives in Washington, DC in June to  
149 request increased funding for the National Institute of Health for research not only for Lupus, but all  
150 autoimmune diseases. (*Applause.*)  
151

## 152 **B. Department Reports.**

### 153 **i. Finance**

154  
155 Ms. King presented the written report, a copy of which is on file. There were 52 new business  
156 license accounts in April; 11 new in-town businesses; 17 out-of-town; 4 home-based; 3 restaurants; 2 real  
157 estate; 1 auto dealer; 1 foreign language instructor; 14 new rentals, and 10 contractors. Business license  
158 revenue is up about \$2,000 over last year. Renewals are due by Friday, and receipts are coming in  
159 rather well. Year-to-date business licenses and building permits are down from last year, because there  
160 is no more construction in the Harbor Lights development. During April, Horry County paid \$39,169 in  
161 taxes compared to \$37,690 last year. Year-to-date collections are up about \$14,000 over last year.  
162 Hospitality and local accommodations taxes for April were \$33,211 and \$4,693, respectively, and closely  
163 match last year's amounts. The sanitation fund collected \$88,847, up from \$80,547 last year. The pier  
164 fund collected \$11,428 compared to \$15,605 last year. April parking meter revenue was \$6,046 for the  
165 pier fund and \$7,000 in hospitality for a total of \$13,780. Fines were \$505 in the pier fund, and \$1,175 in  
166

167 hospitality for a total of \$1,680. Total revenue is \$20,474 from Lanier; total expenses for Lanier year-to-  
168 date is \$29,961. The finance department has been working on the budget. She referred to page 3 of the  
169 written report and noted that the town has 34.1-percent of its revenue to collect for the year with only two  
170 months remaining. She explained that most income is received near or at the end of the fiscal year, and  
171 she anticipated receiving most of the outstanding revenue. All fund balances are as expected.  
172

173 Mayor Samples asked if some of the revenue shortages were inter-fund transfers. Ms. King said  
174 yes; some franchise fees had not been received. Mayor Samples said funds are flat in hospitality. He  
175 observed in the accommodations fund there is a significant shortfall over last year. He asked if the town  
176 was owed accommodations tax money from the state. Ms. King said a check was received in May that  
177 was not reflected in the April receipts. The state holds money just as long as possible, and there is  
178 another check due. Mayor Samples said the accommodations tax revenue is a direct reflection on  
179 business being done in town; having late payments from the state is preferable to lower revenue receipts  
180 because business is not being done in town. Ms. King said that was correct. Local hospitality receipts  
181 indicate business is flat. Mayor Samples said the state is not the only agency considering delaying  
182 payments.  
183

184 Ms. Kohlmann referred to page 5 of the report, the pier enterprise fund, and said that last year  
185 \$34,198 was received year-to-date, and asked if that only represented the \$1 fee to walk-on. Ms. King  
186 said yes. Ms. Kohlmann said under fishing \$76,199 was received last year and asked why \$100,000 was  
187 budgeted; did rates go up or was there an expectation of more fishermen. Ms. King believed that was the  
188 way the budget was prepared; she did not know why. Ms. Kohlmann asked why that amount was  
189 budgeted, if they know roughly \$76,000 was received. Ms. Fellner said that was the number selected by  
190 the former treasurer; she believed an average of receipts beginning in 2009 to the then current year were  
191 used to formulate the budget amount. The amount was realistic at the time. Ms. Kohlmann said if it was  
192 \$76,000 last year and the rate was not increased, and lower admissions receipts are reported... Ms.  
193 Fellner interrupted and said that amount was for the 2012-2013, it is not for the next fiscal year budget.  
194 Ms. Kohlmann said right, but she was only looking at what was being budgeted and was trying to clarify  
195 why it was done. She asked if an average could be used for a few years. Ms. Fellner reiterated she  
196 believed that is the way that amount was determined. She believed that the former administrator  
197 instructed the former treasurer to do an average. Ms. Kohlmann said personally, she would like to know.  
198

199 Mayor Samples said there are still two months remaining during which revenue would be  
200 received; \$76,199 has been collected to date. For the entire fiscal year, including the two remaining  
201 months, \$100,000 was budgeted. He hoped a lot of fisherman went to the pier over the next two months.  
202 Otherwise, Ms. Kohlmann's point is on target in terms of revenue projection being over budgeted.  
203

204 Mayor Samples said Town Council would meet Tuesday, and he hoped that the package would  
205 be delivered on Friday. Ms. Fellner said yes.  
206

## 207 **ii. Recreation**

208

209 Ms. Ellis presented the written report, a copy of which is on file. The Beach Music Party was  
210 rescheduled to May 9<sup>th</sup> due to inclement weather. Total gross income from concessions was \$383. Town  
211 merchandise sold with a total gross income of \$200. Approximately 200 people attended. On  
212 Wednesday, May 22<sup>nd</sup>, Saint James Middle School came for the annual 6<sup>th</sup> grade field trip. There were  
213 46 students that toured the police and fire stations and the court. She thanked police, fire, and court staff  
214 for their time and cooperation in making the field trip a success. The Memorial Day cookout was held  
215 May 26<sup>th</sup> from 4 p.m. to 8 p.m. on Surfside Drive in front of Yaupon parking lot. Entertainment was  
216 provided by the Nacho Mamma Band. Over 450 people attended the event. Staff prepared hamburgers,  
217 chicken sandwiches, and sausage dogs and sold out at 6:30 p.m.; an additional 120 hot dogs were  
218 purchased from Piggly Wiggly and two-thirds of those were also sold. Expenses were \$736.16; revenue  
219 was \$1,402. She only received compliments about the event from those attending; there were no  
220 complaints. The Memorial Day service was held on Monday, May 27<sup>th</sup>, at 2:30 p.m. at the Veterans  
221 Memorial. Participants in the service included the Myrtle Beach Fire Department Honor Guard; Chaplain  
222 Carmen Carella; Mayor Samples; Karen Donaldson who sang the National Anthem; Gordon Wildrick with

223 the American Legion was the bugler who performed Taps, and Lieutenant Col. (Ret.) and former Horry  
224 County Councilmember Howard Barnard was the featured speaker. Attendance was approximately 100,  
225 and it was, in her opinion, one of the best services the town has ever had. The Farmer's Market grand  
226 opening was today at 10 o'clock in the Poplar Drive parking lot. The market is operated by Waccamaw  
227 Farmer's Coop and Clemson University. There were 11 vendors participating today with a large variety of  
228 fruits, vegetables, homemade honey, jams, jellies, boiled peanuts, handmade dog treats, cakes, pies, and  
229 even jewelry and handmade aprons. She spoke with most of the vendors near closing time and they  
230 were happy with the turnout. They plan to continue coming on Tuesdays; one has already signed up for  
231 the entire season through October. The market will be every Tuesday through the end of October from  
232 10 a.m. to 3 p.m. Registration is over with the Surfside Beach Youth Sports Association (Association) for  
233 t-ball, coach pitch and machine pitch, which include ages 4 through 8; 16 teams were created comprised  
234 of 4 teams in t-ball; 8 teams in coach pitch, and 4 teams in machine pitch. There were 24 children turned  
235 away. Practice for these leagues begins May 9<sup>th</sup> and regular season games begin June 3<sup>rd</sup> at Huckabee  
236 Complex. All Star teams for the previous leagues, ages 9 through 14, will conduct All Star practice at  
237 Martin Field on Mondays, Tuesdays, and Wednesdays, and Fridays, which leaves the field open for  
238 Movies After Dark on Thursdays. The Association reported they are averaging a gross income of \$1,200  
239 a week from the concession stand, but they are having a problem staffing it. The Association is also  
240 preparing its information for the town's upcoming audit. Upcoming events include Movies After Dark  
241 starting June 6<sup>th</sup> and then every Thursday at 9 p.m. at Martin Field through August 29<sup>th</sup>. A movie  
242 schedule is on the town website. Sunday Serenades began this past Sunday and will continue through  
243 September 1<sup>st</sup> from 2 p.m. to 5 p.m. at the passive park. Ms. Ellis reiterated that the Farmer's Market  
244 would be every Tuesday from 10 a.m. to 3 p.m.  
245

246 Mr. Smith thanked Ms. Ellis and her crew for the Memorial Day Cookout. He thought the band  
247 was real good and certainly enjoyed it. It was a beautiful day; beautiful weather.  
248

249 Ms. Mabry said the Farmer's Market was wonderful today. She went and actually bought  
250 groceries for the week. If anyone did not get to attend the Veteran's Memorial Service, she encouraged  
251 them to plan to attend next year. It was extremely moving and was beneficial. She said thank you.  
252

253 Mayor Samples asked why the youth were turned away by the Association. Ms. Ellis said there  
254 were no other teams or times available to play games. The town also had to turn children away in the  
255 past. Mayor Samples said he knew that, and that was one of the reasons that the partnership with the  
256 Association was done; to ensure that every child that wanted to play could play. If council agreed, he  
257 would like to get more information on exactly what the issue was to see if it can be resolved. There were  
258 no objections by councilmembers. Mayor Samples asked if Officer Black was taken in as a head coach.  
259 Ms. Ellis said yes. Mayor Samples said very good. Anything that can be done to help get the children  
260 picked up would be good. Mayor Samples said he also heard a lot of compliments about the band,  
261 Nacho Mamma Band. It is a group of in-town residents, and that made it even better. He was glad to  
262 hear the good comments and Councilmember Smith can really dance! He said everyone should come  
263 out and watch him enjoy himself. It was a good time for all. Food sold out at 6:30, but the town netted  
264 \$600, so that was good. It was a good time.  
265

266 Ms. Ellis said Mr. Smith's picture was on Facebook. Mr. Smith said thank you. *(Laughter.)*  
267

### 268 **iii. Public Works.**

269  
270 Mr. Adair presented the written report, a copy of which is on file. The sanitation residential  
271 supervisor responded to 13 calls regarding ordinance enforcement; 24 calls regarding late put outs and/or  
272 questions about bulk yard debris; 5 calls about building issues, and 12 miscellaneous complaints.  
273 Commercial service routes are updated almost daily based on business needs. Ten accounts increased  
274 service days, and seven accounts required extra pickup service during bike week. The supervisor  
275 explained commercial collection schedules to nine new businesses: Archon Bay Capital, LLC;  
276 Maintenance Plus, LLC; Southeast Dance Center; Wild West Store; Hoffman Realty Marketing, LLC;  
277 Island Surf & Paddle; Myrtle Beach Management, LLC; A2Z Cleaning & Linen Services, and Kobe  
278 Express. Surfside Bowling Alley was informed its dumpster needs to be replaced. To date there 487

279 exemption requests have been received and verified in the summer sanitation rollout service. Three  
280 times a week rollout service began on May 12<sup>th</sup> with 546 customers participating. Summer service  
281 continues through Sunday, September 8<sup>th</sup>. The Hazardous Household Waste/Unwanted Electronics  
282 events had 110 residents participate. The event was from Friday, April 26<sup>th</sup> through Sunday, April 28<sup>th</sup>.  
283 There were 2.6 tons of paint, and about .5 tons of other chemicals and hazardous materials that were  
284 disposed of. The Solid Waste Authority takes hazardous waste at no charge. About 2 tons of electronic  
285 waste was removed by Creative Recycling at a cost of about \$300 per pound. Crews are raking the  
286 beach and swash outlets are being dug out to ensure proper water flow. Weekend servicing of trash and  
287 recycle cans began on May 4<sup>th</sup>. On-going and special events include the Ocean Boulevard project  
288 between 3<sup>rd</sup> North and 3<sup>rd</sup> South. He will meet with the contractor tomorrow for the final striping meeting.  
289 New shower towers are being installed at 6<sup>th</sup> Avenues North and South beach accesses. Mosquito  
290 spraying is being done town-wide Tuesday and Friday mornings, weather permitting. Mowing and trash  
291 pick-up is being done on medians, town rights-of-way and parking lots. Crews continue to perform  
292 maintenance and clean-up of drainage ditches and catch basins. Street sweeping is being done on  
293 Mondays and Fridays, weather permitting. Five reports were sent to Santee Cooper identifying street  
294 lights that were not functioning properly. L&J Construction, LLC continues work on the construction of an  
295 ADA (Americans with Disabilities Act) compliant restroom at Huckabee Complex. Planting, mulching, and  
296 maintenance have been completed at the Veterans Memorial Fountain on Surfside Drive in preparation  
297 for the Memorial Day service being held on Monday, May 27<sup>th</sup>. Crews installed a flower bed on Surfside  
298 Drive between the Kangaroo Station and Julie's Café. Repairs have been made to backstops and batting  
299 cages at Huckabee and Martin parks. Field maintenance continues throughout baseball season. Crews  
300 have resumed spraying of town lakes as weather permits. Fleet maintenance included 73 repairs on  
301 town vehicles and equipment; and preventive maintenance on 52 other pieces of equipment. The  
302 facilities crew completed renovations and installed power to the Gazebo at Fuller Park in preparation for  
303 the Sunday Serenades that began last weekend. The crew power washed the police station, completed  
304 repairs to several lights, and repainted the yellow safety lines in front of the fire station. He said  
305 congratulations again to Joan Saleem for serving with the department for 10 years. Jarvis Linen, the new  
306 sanitation laborer, was welcomed to the department. He reminded everyone that the summer hours are  
307 6:00 a.m. to 3:00 p.m. Monday through Friday. The office closed for lunch from 11:00 a.m. to 12:00 p.m.  
308

309 Ms. Kohlmann had noticed grass growing through the asphalt on Dogwood Drive where it was  
310 just paved and asked if that was a result of the asphalt not being thick enough, or was a step skipped in  
311 the process when it was paved. She asked how and who controlled those projects. Mr. Adair said he  
312 had not seen the areas, but he would inspect them. He does the quality control checks when contractors  
313 are doing jobs in town. Width and depth are verified; core samples are taken periodically that are sent to  
314 the lab for analysis to determine the asphalt structure. The town's land development regulations require  
315 at least 21-feet in width. Ms. Kohlmann asked about the final striping he mentioned. Mr. Adair said that  
316 Lee Electric was the subcontractor with Carolina Paving and Markings, the largest company in the area,  
317 to restripe Ocean Boulevard. Ms. Kohlmann asked if a completion time was known. Mr. Adair said he  
318 meets with the contractor in the morning, and a timeframe will be determined, which he believed would be  
319 within a week or so. Ms. Kohlmann said she noticed over Memorial Day weekend that it was tough for  
320 people on Surfside Drive. There was a large amount of people, which everybody saw, on Ocean  
321 Boulevard, which was a great thing. But no crosswalk was... Mr. Adair interrupted saying a temporary  
322 center line had to be done; the thermal plastic items have to be done. Ms. Kohlmann said if council did  
323 not mind, would he inform council of the date when it is determined. She said many inquires were made  
324 to her about it and she did not have an answer.  
325

326 Mayor Samples asked Mr. Adair if he would send the date to everybody. Mr. Adair said sure.  
327 There were no objections from council.  
328

329 Ms. Kohlmann said on the pier itself when you walk up the old ramp outside the restaurant there  
330 are big flower pots that are full of water and cigarette butts. She said it was really kind of disgusting. The  
331 pots should either be taken off the pier; plant something pretty in them, or send the matter to the  
332 beautification committee. She did not know who was responsible for that area. Mr. Adair said staff  
333 cleans it up; he will check. Ms. Kohlmann asked who policed the garbage on the pier. Mr. Adair said the  
334 town tends to the garbage cans. The decorative pots might belong to Pier Outfitters, but if they are an



335 eyesore, he will address it. Ms. Kohlmann said it was pretty nasty looking. She asked as far as his  
336 monthly report, and she knew that everybody was concerned about the amount of time it took to write the  
337 reports, she believed it was time consuming to put together the information like how many carts were  
338 being replaced and in her opinion, that was a part of the daily operation that she did believe was  
339 necessary to know. She preferred a report that included what kind of projects were being done, so that  
340 when someone asked a councilmember what the project was they would be informed. She wanted to  
341 know information about projects before they were done, and whether they were town funded or grant  
342 funded. Instead of knowing how many garbage cans there are, she suggested that he provide council  
343 with future projects plans, whether it was updating beach accesses, or removing flowers, or planting palm  
344 trees somewhere. She personally wanted to know, because she felt kind of foolish when someone asked  
345 her about projects and she had no clue what the answer was. Mr. Adair said he totally understood that.  
346 Many times, unless a project has gotten underway, he was hesitant to include it in his report, because  
347 projects are often delayed. If he says that a project will begin next week, and then there are delays  
348 beyond his control, there would be complaints, because the initial report was that it would be started at a  
349 certain time. Ms. Kohlmann said if there was a delay, there was a delay. She would rather deal with the  
350 facts.

351  
352 Mayor Samples said he and Mr. Adair had talked about the report. Mayor Samples agreed 100-  
353 percent with Ms. Kohlmann that council should be informed. When a project is included in the report,  
354 presumably it would be multiple projects, because the report is done once a month. The councilmembers  
355 understood that some things would be delayed. He, too, would have liked to have known in advance  
356 about the trees that were removed from Surfside Drive where the palm trees are being planted, and he  
357 was sure the other members felt the same way. Town Council understands that the schedule for projects  
358 is a plan; councilmembers want to know what the plan is.

359  
360 Mr. Smith preferred to receive a timely email message when projects are being started instead of  
361 a report once a month. The plan is informative, but he wanted to receive timely email messages that  
362 give information about projects. He said that would help Ms. Kohlmann have information from Mr. Adair  
363 to share with constituents.

364  
365 Mayor Samples agreed with Mr. Smith and said they had discussed using email messaging. He  
366 wanted to make sure that because the job was being given attention and visibility at this meeting that the  
367 process would not just be used for a couple of weeks and then eventually stop. He remembered that  
368 council was supposed to receive weekly update reports from the past administrator. They were received  
369 for a few weeks and then they stopped. Town Council was not trying to impede staff's progress, but it  
370 was very important that they be informed about projects so responses can be made to constituents. That  
371 is an essential part of the job.

372  
373 Ms. Kohlmann and Mr. Stevens agreed.

374  
375 Mr. Smith did not want a "weekly" report; he wanted a message when the project was planned.  
376 He wanted timely information, so council would be informed when the project concept was developed and  
377 planned. If there is a one or two week delay, Mr. Adair could send another message informing them of  
378 the delay and the new start date.

379  
380 Mayor Samples agreed. If the project is visible to the public, like the work on Surfside Drive,  
381 councilmembers should know about it. Town Council should know about everything, but Mr. Adair  
382 needed to use his judgment to make sure Town Council was informed timely.

383  
384 Ms. Dodge said the little lake on 6<sup>th</sup> Avenue was full of sludge and said she had heard talk that  
385 that lake was being filled in. She did not believe that could be done, first of all, because it is part of the  
386 stormwater project. She believed she was right. She did not want to see the lake filled in, but thought the  
387 sludge should be removed and the lake kept clean. She asked if that could be done. Mr. Adair said there  
388 is a plan underway to fill in that lake, in fact, at Town Council's direction. Ms. Dodge asked if council  
389 approved that.

390

391 Mayor Samples believed council did approve filling it in.  
392

393 Ms. Mabry said yes. Mr. Adair said it was currently under the DHEC (South Carolina Department  
394 of Health and Environmental Control) permitting process.  
395

396 Ms. Dodge said she must have slept through that.  
397

398 Mr. Smith said council did approve filling it in and he appreciated Mr. Adair's email message  
399 giving a status report.  
400

401 Ms. Kohlmann said she just received an email about it, and she replied to the message to ask  
402 how much the cost was for Earthworks and also for the total project price. Mr. Adair said he responded  
403 between 4 and 5 o'clock that afternoon.  
404

405 Mayor Samples said, by way of explanation, it was never a natural pond in the first place. It was  
406 dug by the town to create the pond. A gazebo used to be at the location. The pond is too small; too  
407 shallow. Mr. Adair said the 6<sup>th</sup> Avenue pond is too shallow. It doesn't get deep enough to drain into Floral  
408 Lake at a rate that would keep it clean. Mayor Samples was certain the minutes could be researched to  
409 show that council voted or concurred to fill in the pond, which was one of the reasons the Corp of  
410 Engineers was contacted to insure that the pond was not under its jurisdictions, and the email messages  
411 were read today. Mr. Adair was asked to keep the pond clean until it was filled in. Mr. Adair said this  
412 week it would be sprayed for algae and aquatic weeds, and mosquito larvacide [sic] would be put into the  
413 pond to prevent mosquitoes from breeding. Mayor Samples believed a sewer line ran under the pond,  
414 which was not good either. Mr. Adair said a high pressure sewer line does run underneath the pond.  
415

416 Mr. Stevens said he had talked with Mr. Adair today, but was bringing it up in public, because he  
417 thought it should be discussed. As everybody knows the State of South Carolina passed a law allowing  
418 golf carts to drive up to four miles. [Council] also passed a parking ordinance to allow golf carts to park at  
419 beach accesses. Now the town is getting an influx of golf carts from everywhere, and some of the  
420 citizens are finding they have no place to park; people that actually live here and pay taxes. He thought it  
421 was time that all those beach accesses were expanded to make sure there is enough parking for  
422 everybody. He saw no problem with that, and citizens were already coming up to him and saying they  
423 don't have any parking there. You go down there and there's five or six golf carts from out of town, but no  
424 parking for [residents.] He asked how soon could he expect those beach accesses to be cleared out. He  
425 understood the beautification committee would have palm trees on the front of them, but to take some of  
426 the low shrubbery out and have ample parking for golf carts. Mr. Adair said he was directed to start that  
427 project by the administrator, and 1<sup>st</sup> Avenue North will be the first one to be cleared of low shrubbery.  
428 New wheel stops will be put in and the other accesses will be done one at a time, with the next one being  
429 2<sup>nd</sup> South. He anticipated adding eight additional parking spaces at 1<sup>st</sup> Avenue North. Mr. Stevens asked  
430 what kind of time frame is expected to complete them all. Mr. Adair said there are many changes that  
431 can be made, but certainly at least several per month could be done.  
432

433 Ms. Kohlmann asked what was being done with the bushes being removed. Mr. Adair said most  
434 of them are low juniper bushes. There was no plan for replanting; some would not survive the move. Ms.  
435 Kohlmann asked if he was saying they would just be thrown away. She asked if the beautification  
436 committee could make recommendations for replanting; she hated to see waste. Mr. Adair said some  
437 landscaping is needed in other places, and he could try to replant the removed plants. Ms. Kohlmann  
438 said that was her question, if the plants could be relocated in town to carry their life through. Mr. Adair  
439 said he would like that. Ms. Kohlmann asked him to just think about it. Mr. Adair said sure.  
440

441 Mayor Samples said good luck; it is hard to transplant some things.  
442

443 Ms. Mabry asked if the low laying bushes helped to keep the sand back or did it make any  
444 difference when they are removed. Mr. Adair believed it would have minimal impact. Most of the  
445 accesses already have mulch in them, so there is not much sand blowing around right now. A lot of

446 mulch will be left in place; paving stones will be put down where there might be sinking issues, and wheel  
447 stops installed.

448  
449 Mayor Samples hoped that low maintenance was being considered in the plans, because all the  
450 nice things done by the town require upkeep. He suggested thinking green, low maintenance.

451  
452 **C. Administrator's Report – Update on Current Events.**

453  
454 **i. Update on Current Events.**

455  
456 Ms. Fellner reported that the Kiwi shades were installed at the pier, and the construction  
457 contractor has completed the punch list for the pier ADA (Americans with Disabilities Act) expansion  
458 project. Staff is working on the budget in preparation for the June 4<sup>th</sup> meeting. Council should receive the  
459 meeting packages on this Friday. It will, of course, be posted on the website as soon as possible. They  
460 are also working with the parking contractor to develop a parking brochure that explains all the rules and  
461 includes a map indicating where paid parking exists, and stating where free parking is available. She  
462 hoped something would be completed by next week. There are plans for distribution, especially to the  
463 realty companies, for their short term tenants. The information will be placed on the website for  
464 download. She took a minute to thank everyone individually and those serving on committees who  
465 worked on the Farmer's Market. She said 99-percent of the time she get calls because there is a  
466 problem. She received at least eight calls today from citizens saying thank you, thank you, thank you.  
467 They really like the Farmer's Market; it's a good thing. She thanked everyone again, and Town Council  
468 for blessing it, because she thought it was a really wonderful event.

469  
470 **ii. Consensus Item.**

471  
472 The Keep Surfside Beach Beautiful Committee wishes Town Council to authorize a workshop on  
473 the rebranding recommendations that came out of the Horry Georgetown Technical College student  
474 initiative. Basically, the committee would like to show a video of the presentations followed by a  
475 discussion about how to the rebranding effort should proceed. They would specifically like to have the  
476 following questions addressed at the meeting:

- 477  
478 1. Is it the desire of Town Council to proceed with the rebranding effort?  
479 2. If so, should the timing coincide with the town's 50<sup>th</sup> Anniversary?  
480 3. Could they see plans developed by budget year to complete the rebranding, and any  
481 alternative funding sources, specifically for signage at the town limits, the pier, marquee at town hall, and  
482 directional signs, and changing the town logo on stationery, town merchandise, and every where it is  
483 used.

484  
485 Ms. Fellner said the committee mentioned in its letter that they realize the budget process is  
486 underway, and it would be willing to wait until after the budget is adopted. But, the committee believed  
487 the question should be taken up rather quickly.

488  
489 Mr. Stevens asked if administration had looked at the proposed cost yet. Ms. Fellner had not yet  
490 seen the program. She knew that the town hall marquee had already been removed from the budget.  
491 Mr. Stevens said the question was simple; had the administrator looked at the proposed cost that would  
492 be involved.

493  
494 Mayor Samples said no. He personally did not like the phrase rebranding. He did not know how  
495 anyone else felt, but he believed it sounded like everything that had been done would be thrown out, and  
496 the new and improved Surfside Beach would show up. He and Ms. Kohlmann attended the student  
497 presentation at Horry Georgetown Tech. Copies on CDs were received from the college today, if anyone  
498 wanted a copy. Mayor Samples thanked Mr. Lauer for his efforts to make that happen. The  
499 presentations were very good, and he believed there were some recommendations with respect to  
500 signage that he believed were worthy of consideration. He said changing the signs might be rebranding.  
501 But updating the signs to make them more attractive, getting rid of lattice, and making them more useful

502 so events could be added to the signs so the information was visible was important to get a buy-in on the  
503 part of council who has not yet seen the presentation. He believed the budget should be completed by  
504 the end of June pursuant to state law, and then revisit the recommendations in a thoughtful manner to  
505 consider the effort made by the students. There are some good ideas, and some that are not, in his  
506 opinion. He appreciated the letter from the committee, but he did not want to put council under the gun,  
507 when there were other priorities.

508  
509 Mr. Stevens said the letter sent by the committee simply recommended a workshop after this  
510 year's budget is finalized. They've requested a workshop after council actually finalizes the budget.

511  
512 Mayor Samples agreed with that; however, he did not like the term rebranding.

513  
514 Mr. Stevens thought it would be worthwhile to hold the workshop to let the citizens see what has  
515 been brought before them and let them look at it.

516  
517 Mayor Samples believed the information could be covered in about 20 minutes, but deferred to  
518 Ms. Kohlmann for an opinion.

519  
520 Ms. Kohlmann asked how long the DVD was. Mayor Samples said it was the whole presentation.

521  
522 Ms. Kohlmann was not trying to put anyone down, but it took a lot of time to go see the  
523 presentation. She wished that all of council had attended, but she understood that not every member  
524 could attend every event. It would be time consuming to sit through the three presentations. She said to  
525 be honest that there was only one that she really liked, and it wasn't the entirety of the one. There were a  
526 few items in each that she liked. She suggested that copies of the DVD be given to people to take home  
527 to watch, if they wanted to. She understood the request for a workshop, and asked if it was mandatory.  
528 She would like everyone to watch the DVD and then if council need to move forward on some of the  
529 issues it could do so at that time. She did not want to insult anybody, because the presentation was done  
530 very well. She really did get a lot of out of it. The students did a wonderful job, but she did not really want  
531 to sit through it again.

532  
533 Mayor Samples said copies of the DVD would be made and distributed to members. Council  
534 could discuss it again at the second meeting in June to determine whether it is ready to convene a  
535 workshop. Ms. Fellner asked if she should make copies. Mayor Samples said yes, he would deliver the  
536 DVD tomorrow.

537  
538 Ms. Kohlmann said she did not need a copy. The Guy Daniels Surf Off is August 17th and 18<sup>th</sup>;  
539 she asked if a certificate of insurance had been delivered, if not, how would the town proceed. Ms.  
540 Fellner said the insurance certificate had not been delivered; if it is not, the event will be cancelled. Ms.  
541 Kohlmann asked if she would stand by that. Ms. Fellner said yes. Ms. Kohlmann said in years past it  
542 was not delivered. Over the years the town has paid out close to \$15,000 or more for that event. Ms.  
543 Fellner said that was from accommodations tax, which the committee approved. Ms. Kohlmann said it  
544 was not a town event and all the other town events like the volleyball tournament, and the 5K race to be  
545 discussed tonight, were making donations to the town. She asked what the town got from the Guy  
546 Daniels event. Ms. Fellner said the organization performs various projects. They installed all the  
547 cigarette guns at the beach accesses; they are considering adding Kiwi shades to some accesses; they  
548 paint the beach access signs, and they have done a number of other projects. The organization tries to  
549 do a project every year. Ms. Kohlmann did not have a problem with donations for scholarship funds, but  
550 she noticed that the town paid for the port-a-potty last year. The town also pays for two police officers for  
551 the event at a cost of about \$500, and public works staff to set up and clean up, and recreation staff to  
552 assist. She wanted everyone to be aware. To her, a very big issue was the insurance. The organization  
553 needs to be completely aware of that. Ms. Fellner said the confusion came about because the first year  
554 insurance was brought up was when the event merged with the Ocean Expo. The town took out a special  
555 umbrella policy that covered the expo and the surf tournament. So, the foundation kept thinking that it  
556 was covered. No one ever checked before the event to make sure coverage was provided. The Guy  
557 Daniels representative is totally aware and has said he understands the requirement. Ms. Kohlmann said

558 she did not want the event to be upon us and then, God forbid, somebody gets hurt at the event and there  
559 is no policy.

560  
561 Mayor Samples agreed and believed everybody agreed. He asked when Ms. Fellner expected to  
562 receive the insurance policy. Ms. Fellner said she could not make a different rule for them, but it could be  
563 produced as late as a week before the event. The organization knows that if the insurance is not  
564 produced, the event cannot be held. Mayor Samples said accommodations tax committee recommends  
565 approval, Town Council rules on either approval or denial of the recommendation. He asked when the  
566 funds were disbursed. Ms. Fellner believed the funds had already been disbursed. Mayor Samples said  
567 then there really was not any leverage, except to a... Ms. Fellner interrupted and said the town could  
568 cancel the event. Mayor Samples said they would like to see the certificate of insurance. Ms. Fellner  
569 said that was not a problem.

570  
571 Mr. Smith was concerned about the new deck next to the pier restaurant not being utilized, and  
572 he wanted Ms. Fellner to negotiate an agreement with the restaurant and bring it to Town Council at the  
573 special meeting on June 4<sup>th</sup>.

574  
575 Mayor Samples said there were other considerations Town Council should be aware of regarding  
576 the legal contract the town has with the tenant and asked that Mr. Smith defer the request until after  
577 executive session.

578  
579 Mr. Smith said he was not asking the administrator to give him a contract. He was asking her to  
580 look into it to see if she could bring something back.

581  
582 Mayor Samples agreed with him in general terms, but said council as a whole needed to be  
583 advised of certain other related matters, and then the majority can determine what it would like to do.

584  
585 **7. BUSINESS.**

586  
587 **A. Second Reading Ordinance #13-0747, FY2012-2013 Budget Amendments, Director**  
588 **King.**

589  
590 Ms. Fellner said that second reading of this ordinance should be deferred until the meeting on  
591 June 4<sup>th</sup> when Town Council will make some decisions on budget items, especially moving money  
592 between funds so that the budget amendment can be changed just one time.

593  
594 Mayor Samples asked if that would be ready for the special meeting. Ms. Fellner said she  
595 believed it would be.

596  
597  
598 **Second Reading Ordinance #13-0748, Drug Paraphernalia, Administrator Fellner and Chief**  
599 **Keziah.**

600  
601 Ms. Kohlmann moved to adopt second reading of Ordinance Number 13-0748 Drug  
602 Paraphernalia. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

603  
604 **C. Resolution #13-134 Parking for Vendors, Service Providers and Renters, Administrator**  
605 **Fellner.**

606  
607 Ms. Fellner presented the resolution explaining that since it was identified an onerous hardship  
608 was placed on the local accommodations industry by the strict enforcement of the parking rules with  
609 regard to their vendors, service providers and renters in the C-3 zone, a member of Town Council and  
610 she met with representatives of the accommodations industry to review the issues involved and it was  
611 determined that some special rules were needed to accommodate that specific industry, specifically they  
612 were when vendors and service providers meet the following circumstances; basically, if they have a town  
613 business license; the business name is on vehicle; the flashers are on; if there is a cone in rear and front

614 of vehicle; if they are not blocking the sidewalk, and if they are not standing for longer than 30 minutes,  
615 then they would be exempt from paying parking fees; they would be allowed to park on town rights-of-  
616 way; they will be allowed to park on the town rights-of-way and within ten feet of a driveway, and they  
617 would comply with any additional rules set forth by the police chief. The town would sell a weekly parking  
618 pass at \$40 per vehicle to renters staying in the corporate limits of the town, and they can be purchased  
619 through the contractor via hand tag or via merchant validation code at the pay station by the realty  
620 company. The theory is that people arrive at short term rental at all times of the day and night, and if the  
621 realty company needed to purchase it, they could put it in the lock box for the tenant to pick up. Daily  
622 passes would also be available for short term renters using the same process at a cost of \$8 per vehicle  
623 per day. The changes are presented to Town Council pursuant to Chapter 9, Section 9-16(a)(3) entitled  
624 limited issued special parking. The ordinance states that "...the approval of Town Council by resolution  
625 the town administrator may issue special parking decals and establish merchant validation parking  
626 programs."

627  
628 Ms. Kohlmann asked if Lanier was aware of the resolution and had it been discussed with its  
629 staff; was the town within its contractual rights to establish the validation program. Ms. Fellner said yes.  
630 She and Mike Kish spoke with Carrie Loomis on a conference call, when he was in her office. Lanier  
631 appreciated that the town's needs are different than those of Myrtle Beach, because the town has rental  
632 houses instead of high rise buildings with parking garages where vendors could park. Ms. Kohlmann  
633 asked if Lanier received a different percentage for its part on the parking validation sales. Ms. Fellner  
634 said it was the same, 6.5-percent.

635  
636 Mayor Samples said his question was the opposite side and asked if Lanier was going to have  
637 increased expenses, which is part of the contract as an exhibit and would Lanier ask for an increase in  
638 expenses. Ms. Fellner said she actually asked that specific question to Ms. Loomis and was told that  
639 answer is no, Lanier would not ask for any additional expenses. Mayor Samples asked Ms. Fellner to  
640 document the date she was told that for contract administration purposes. Ms. Fellner said she would.

641  
642 Ms. Kohlmann agreed and said it was more work for Lanier to be doing the validation program.  
643 Like they said, they do not want to overburden staff.

644  
645 Ms. Dodge asked if verification would be made to determine that those renters were actually  
646 staying in town who purchased weekly parking passes. Ms. Fellner said yes; they either have to  
647 purchase the pass from Lanier who would validate it by the rental agreement, or the realty company  
648 would purchase the pass ahead of time at a pay station, and leaving it for the tenant in the lock box.  
649 They would not allow someone that was not their tenant to purchase a pass. Ms. Dodge said she could  
650 see somebody trying to take advantage of the program.

651  
652 Ms. Kohlmann asked what would be done about the VRBO (vacation rental by owner) properties  
653 that have business licenses and pay taxes, and accommodations taxes. How would Lanier verify that  
654 rental. Ms. Fellner said if no one contacted the town to get a merchant code there would be no way to do  
655 that. The onus is upon the realty company. There were two meetings with the realty companies; they  
656 seemed pleased with the plan and also knowing that they could come back if things did not work out and  
657 just discuss it if there were additional problems. Ms. Kohlmann asked if there were people in town that  
658 have the need for their VRBO tenants to purchase passes, if they could they approach Lanier in the same  
659 fashion. Ms. Fellner said yes. Ms. Kohlmann said she just wanted to make sure when the question was  
660 asked that she had the right answer.

661  
662 Mr. Stevens said he had two questions. His first question was that the ordinance [sic] states \$40  
663 per vehicle. A vehicle can also be a golf cart. Under this resolution, it says realty companies shall be  
664 entitled to purchase a weekly parking pass at a price of \$40 per vehicle for renters staying in the  
665 corporate limits of the town. He asked if that included golf carts and would it include golf carts rented by  
666 the realty companies. Ms. Fellner said it could, because the golf carts could be parked in paid parking.  
667 Mr. Stevens said his second question was about vendors that would be there for the whole day to do a  
668 job. Ms. Fellner said that was discussed and everyone agreed that 30 minutes was a reasonable time,  
669 and that the time would not be extended. She told those present at the meeting that there would always

670 be an exception to the rule, but rules are not made just for the exceptions. If there is an issue or a  
671 project going on at a house, they can call her to work out a solution. Mr. Stevens said he asked the  
672 question because he talked to Lanier in Myrtle Beach because he had to do some work there. Lanier told  
673 him he either had to buy a \$40 or \$60 weekly permit or as a business he could buy a daily permit. He  
674 wondered whether that would be addressed. Ms. Fellner had not planned on addressing it beyond the  
675 resolution, because the resolution terms would solve 95-percent of the problems. Mr. Stevens just did not  
676 want a vendor to think they could park all day long to work on a place. Ms. Fellner said that Lanier would  
677 be there at minute 31. Mr. Stevens said right.

678  
679 Mr. Smith moved to adopt Resolution #13-134. Mayor Samples interrupted and said the  
680 resolution needed to be read before a motion. Mr. Smith said we wanted to make some amendments  
681 and asked if the resolution could be read after the motion. Mayor Samples said the normal protocol is to  
682 read the resolution. Several members concurred. Mayor Samples asked the clerk to read the resolution.  
683

684 Mr. Smith moved to adopt Resolution #13-134 Parking for Vendors, Service Providers and  
685 Renters. Ms. Kohlmann seconded.  
686

687 Ms. Kohlmann moved to amend Resolution #13-134 to add "except cars" after "cone in rear and  
688 front of vehicle," and that the last paragraph be changed to end after the word "meeting" on the third line,  
689 thereby deleting "upon recommendation of the town administrator and/or police chief should it be  
690 determined that said special parking regulations are found to create a safety issue or become a detriment  
691 to the town." Mr. Smith seconded the amendment. Ms. Kohlmann said she did not believe many people  
692 kept cones in their cars, and that she believed it should be up to Town Council to decide whether to  
693 repeal the special parking resolution.  
694

695 Mr. Smith said there is a scrivener's error. The word "for" should be "forth" on the last bullet point  
696 where it states ...rules set for by the police chief should state ...rules set forth by the police chief. Mr.  
697 Smith commented that he was the councilmember who met with the administrator and the real estate and  
698 hospitality folks. He said if anyone had complaints about it, they could see him. He was the person who  
699 met with them. Ms. Fellner and he met with them twice, and this resolution was written. The first meeting  
700 was to gather information, then he and Ms. Fellner worked out the details and presented it to the  
701 hospitality industry and real estate agents. They agreed with the proposal. So, if anyone has a  
702 complaint, please see him, Rod Smith 238.0189.  
703

704 Ms. Mabry said thank you and she thought the resolution was wonderful. She saw where it would  
705 be beneficial and a big help, especially on change-over days. She had an issue about the cones and the  
706 cars. If you are in business for yourself or with another company, you go and you buy those cones. You  
707 can purchase them and carry them in your trunk. She did not think there should be an exception for not  
708 putting cones out, because the vehicle is a car. The service providers can get them, and put them in the  
709 car. It is part of doing business, and it is a safety issue. So she felt very strongly that all vehicles should  
710 have cones.  
711

712 All members voted in favor of the amendment. **MOTION TO AMEND CARRIED.** All voted in  
713 favor of the primary motion as amended. **MOTION CARRIED AS AMENDED.**  
714

715 **D. Horry County Solid Waste Authority, proposed contract (recycling incentives and**  
716 **disposal agreement), Administrator Fellner.**  
717

718 Ms. Fellner said the Horry County Solid Waste Authority is instituting a recycling incentive  
719 program whereby eligible waste haulers who enter into a recycling incentive and disposal agreement and  
720 who achieve certain specified of recyclables materials are awarded a recycling incentive credit that would  
721 be applied against municipal solid waste tipping fees. For the Town of Surfside Beach it would be \$1.50  
722 per ton. There was an error on the explanation sheet sent in the package. It indicated that the town's  
723 monthly tonnage was 525; it is actually 401 and that is why the estimate was between \$7 and \$8  
724 thousand. Based on the tonnage for the last fiscal year, which was 4,814 tons, the savings would be

725 approximately \$7,221 per year. The incentive program is based on public policies and purposes including  
726 the following:

- 727
- 728 1. To encourage and achieve an increase in recycling in Horry County thereby preserving
  - 729 landfills by reducing solid waste disposal tonnages;
  - 730 2. To enhance environmental responsible waste planning and management and
  - 731 predictability in waste disposal costs;
  - 732 3. To provide a predictable stream of revenue to fund safe and efficient reuse and disposal
  - 733 operations programs and facilities; and
  - 734 4. To protect the health, safety and general well being of the citizens of Horry County by
  - 735 enhancing and maintaining the quality of the environment and Horry County's natural
  - 736 resources.
- 737

738 Ms. Fellner said the county is asking for a 5-year contract and the savings, as she said, will be  
739 approximately \$7,221 per year based on last tonnage totals for the last year.

740  
741 Mr. Smith moved to sign a contract with the Horry County Solid Waste Authority for the recycling  
742 incentive and disposal program. Mr. Stevens seconded.

743  
744 Mayor Samples asked if other municipalities were being approached by the Solid Waste Authority  
745 with similar contracts. Ms. Fellner said they are. Horry County will vote on June 18<sup>th</sup>; City of Conway  
746 voting is on June 3<sup>rd</sup>; Myrtle Beach said it is not interested; North Myrtle Beach will address it at its next  
747 meeting which is not yet scheduled; Aynor and Loris have private handlers. Mayor Samples asked Mr.  
748 Adair if the town would be able to meet the required tonnage. Ms. Fellner said the Authority is not asking  
749 the town to commit to a tonnage amount. The contract says that the incentive offered to the town is  
750 based on a certain tonnage and it would be assessed quarterly. Mayor Samples asked if payment could  
751 be retroactive. Ms. Fellner said no. (*Laughter.*)

752  
753 Ms. Kohlmann said once it is approved the contract would be executed and asked if the lawyers  
754 would review it and then it be presented to council again or how would that work. Ms. Fellner said that  
755 was what she emailed councilmembers before that way members could charge her with finalizing the  
756 contract, but with having it go through attorney review first, if council believed that was necessary, and if  
757 there were any substantive changes to bring them back to council before execution.

758  
759 Mr. Smith said he had spent some time going over the contract and he did not see a need to  
760 spend the money for a lawyer. He thought it was fine just as it is, because all it says is that we will take  
761 our tonnage out there and based on how much we take they will give us a discount. Based on how much  
762 recycling we take, they will give us a discount on the municipal solid waste. So, he did not see any need  
763 to spend the money on a lawyer.

764  
765 Mr. Stevens concurred saying we spend enough money on attorneys, and besides, this is a  
766 positive step to the town citizens who recycle. We get a discount for every citizen that recycles, and he  
767 said believe him, his wife pushes that blue cart out every week. He thought it was a good thing.

768  
769 All members voted in favor. **MOTION CARRIED.**

770  
771 **E. Pier Parking Lot Expansion Paving Contract (Boggs), Administrator Fellner.**

772  
773 Ms. Fellner said that Boggs had indicated that the paving required to finish the pier parking lot will  
774 take a minimum of four days to complete. She thought the town might be better served if this portion of  
775 the project was delayed until the fall after the summer season ends. In the meantime formal bids could  
776 be let to see if a better price could be obtained. Boggs' estimate was \$43,442.15; basically, that is to  
777 install 113 linear feet of silt fence, which is required under the town's ordinance; remove the existing  
778 asphalt base and dirt, which is approximately 256 square yards, and install 1,485 square feet of stone or  
779 pervious concrete. This is for the part of the parking lot that falls east of OCRM (DHEC: Office of Coastal  
780 and Resource Management) setback line, to install 1,485 square feet of 6-inch pervious concrete, to



781 install 92 linear feet of 18-inch concrete curb and gutter, and to place 403 square yards of base course  
782 and place 403 square yards of 2-inch asphalt surface course over it.  
783

784 Mayor Samples asked if she recommended the project be deferred. Ms. Fellner said yes. She  
785 thought it was very business in the area now, and it would really create an issue in the pier parking lot.  
786 Mayor Samples said it did not make any sense; it is too late. Ms. Fellner said we are, yes sir. Mayor  
787 Samples believed a number of councilmembers had already chatted along those lines. He asked Mr.  
788 Adair if there was any part of the work that could be planned and performed in-house, in terms of the  
789 excavation; the town still owns a dump truck. Mr. Adair said yes, it would require close coordination, but  
790 staff could perform the excavation and demolition work. It would eliminate some of the costs, but to  
791 mobilize the crews would require coordination, no matter who was hired to complete the job. Mayor  
792 Samples asked if the recommendation was to put together a solicitation for the work to be contracted out  
793 and bid it out. Ms. Fellner said yes. Mayor Samples asked when the bids might be done. Ms. Fellner  
794 said they could start working on it right away. Mayor Samples was interested in when it might be  
795 published to maximize the competition for the work. Ms. Fellner thought it could be published in July.  
796 She just wanted to get the budget passed. Mayor Samples did not believe anyone wanted to start the  
797 work; some of them had mentioned not before October. Unidentified members agreed with statements of  
798 yes, and um hum.  
799

800 Mr. Stevens said it just did not make any sense to start going down there doing stuff right. We  
801 are already practically into June, and the season is here. He agreed with Ms. Fellner that it should be  
802 postponed and if something different can be done to meet the ADA requirements, possibly a wood ramp  
803 going across the sand to the pier ramp, and put this out to bid. As Mr. Adair said, he could do some  
804 demolition and save some money. That is what we are looking at. Times are tight. The budget is tight.  
805 We need to cut every dollar we can, and this is a good time to do this.  
806

807 Mayor Samples agreed with what he said. He was asking from a time-frame and planning  
808 standpoint.  
809

810 Mr. Stevens said after October.  
811

812 Ms. Kohlmann said the beginning of October.  
813

814 Mayor Samples said the spec package would be out in July for maximum competition.  
815

816 Mr. Stevens asked if these were the same people that paved Ocean Boulevard.  
817

818 Mayor Samples believed they had been used all year long.  
819

820 Mr. Stevens said they had not finished that had they.  
821

822 Mayor Samples said no, but that was a different issue.  
823

824 Ms. Kohlmann said in regards to the ADA ramp that right now if you were in a wheelchair, there is  
825 sand there. She thought it behooved them to go ahead and start and not put that off, make it so direction  
826 could be given tonight to do this in-house immediately.  
827

828 Mayor Samples said perhaps. He did not disagree with Ms. Kohlmann, but believed Ms. Fellner  
829 needed to do some research. Ms. Fellner said that was right. She did not know what was going on at  
830 Keystone Mediators, but they had not returned her calls. Because the town has a permit that allows it to  
831 pave asphalt down there, there should be no problem putting a temporary ramp, probably wood would be  
832 the least costly material, to get through the summer to allow wheelchairs to access that pier ramp.  
833

834 Ms. Kohlmann said that was her point. Could Town Council give direction that that is what  
835 council would like to do and she thought that is what people were talking about, or do they want to wait,  
836 because there are people who cannot get on the pier.

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Mayor Samples said Ms. Kohlmann and Mr. Stevens raised a very important issue in order to provide temporary support. Ms. Fellner agreed. Mayor Samples asked if that could be designed in-house. Mr. Adair said yes; today he instructed his staff to develop a materials list for the very same thing. Mayor Samples asked that Town Council be advised of the cost. If it is under \$5,000, the administrator has the authority to go forward. Several councilmembers concurred. If the amount is over \$5,000, bring a proposal back to council. Ms. Fellner said okay. Mr. Adair did not believe it would be over \$5,000.

Mr. Smith said currently when it rains a lot of water is collected at the pier. In the proposal it says pervious concrete will be used. He asked if that would come out to where the water is collecting so it would eliminate it. Mr. Adair said there are several plans drawn up from Earthworks for this job. This quote is based on and calls for a soft cut across the entire parking lot at an angle beginning approximately from the restrooms over to the second parking spot on the hotel side and a 4-foot wide strip of pervious concrete installed for drainage and then to continue regular asphalt to the setback line. Then beyond the setback line up to the ramp there would be more pervious concrete. You cannot put the blacktop passed the setback line. Where the water collects now would be a strip of pervious concrete, which would allow for drainage. Mr. Smith said basically there would be two strips of pervious and one strip of regular asphalt. Mr. Adair said correct. Mr. Smith said okay.

Mayor Samples asked who would maintain the pervious. Mr. Adair said hopefully the street sweeper would vacuum it up. Mayor Samples said very good; if pervious is not maintained it loses that quality. Mr. Adair said that was correct.

**F. Nathan Black Memorial 5K Run/Walk, Mrs. Diane Smith and Ms. Loriann Witzigman – requesting permission to hold 5K race in October.**

Mrs. Smith requested that Town Council approve a 5K race/walk to be held on Saturday, October 26, which would be the 2<sup>nd</sup> annual 5K, but the first race. The first race was cancelled at the last minute by Hurricane Sandy, so the race was not held. The event is in memory of her son, Nathan, who passed 28 months ago. He lived, breathed, loved and died in this area. He bought his first home in Surfside Beach, and it was his favorite beach. His brother, her other son, Lee Black, works for the town's police department. It only makes sense to hold the 5K here. Nathan was an occupational therapist and worked all around the Grand Strand. He loved people and strongly believed in paying it forward. Before he passed away, he founded the Freedom Scholarship in Occupational Therapy at East Carolina University to benefit veterans and their families who wanted to study occupational therapy, because he wanted to show his love of country and appreciation for the military service men and women. Most of the event proceeds will go to the scholarship, but a portion will be donated to the town's police department. She hoped that Town Council would consider this as an annual event for the town. She also presented a check to Mayor Samples from last year's race and thanked Town Council for its consideration.

**COUNCIL CONCURRED to approve the October 26, 2013 5K Run/Walk.**

Mayor Samples said the town sincerely appreciates Ms. Smith's efforts and was very, very proud to have Lee working with the town. *(Applause.)*

**G. Speed Limit on Ocean Boulevard, Mayor Samples.**

Mayor Samples said he wanted to bring up speed limits again, because it was a consensus item. He said 25 miles an hour is the right speed in the season. It is just absolutely the wrong speed in the off season, in his opinion. He said it was hard to go 25 miles per hour in the off season for a lot of people when there is no traffic. If council would permit reconsidering the position, he did not support 25 miles per hour year round and he was one of the one who went along for consistency purposes. But he just thought it was the wrong thing to do. He said it would not be enforced, and said he would not ask for tickets to be written in the off season, but he could not support that.

892 Ms. Kohlmann wanted to ask Chief Keziah for his opinion, because she could not recall hearing  
893 his comments. She also supported the lower speed seasonally, and received a lot of backlash from that  
894 comment. She asked how difficult it would be to enforce and to educate the public, and if he thought it  
895 was the right thing to do. Chief Keziah agreed with 25 miles per hour in season and out of season.  
896 Officers will definitely educate rather than enforce to start with. He thought any time a speed limit is  
897 changed, education was needed. He hoped to identify grant funding to purchase an electronic sign that  
898 would help educate the public. Ms. Kohlmann liked the words "grant money." Chief Keziah definitely  
899 supported 25 miles per hour in season; education would be used out of season for a period of time, and  
900 the department would not set up a quasi-speed trap like some people have said. Ms. Kohlmann asked  
901 how many other beach or other towns had seasonal speed limits. She knew there had to be places that  
902 do it, and thought Ms. Fellner researched that, because she had concerns, and still had some reservation  
903 about it. Ms. Fellner said a good example is Long Beach Island, New Jersey, where they use flip signs  
904 with 35 miles per hour in season and 50 miles per hour in the off season. Chief Keziah said for the  
905 record, he is definitely against 50. *(Laughter.)*  
906

907 Ms. Dodge liked consistency and she remembered when they were talking she mentioned that  
908 she had a heavy foot on the accelerator. But she would strive, she would mightily strive, to go 25 miles  
909 an hour on Ocean Boulevard all year round. She thought consistency trains people to go 25 miles an  
910 hour on Ocean Boulevard. That is her thought and she would go along with the train.  
911

912 Mr. Stevens said the recommendation came from a group of citizens that he thought really  
913 worked hard to make the town safer. He thought it was a great idea. Myrtle Beach does it and he rides  
914 through Myrtle Beach all the time. Coming home he would cruise down the boulevard, and do 25 and it  
915 did not bother him. He has a 5.4 liter motor that would probably go 70 or 80, but at 25 you save gas. It  
916 makes things safer, especially in the summer time, and in the winter time when you are riding around,  
917 and in the spring and fall, on your golf carts and especially with all the golf carts that are going to be  
918 coming through this town 4 miles from here, we are going to have golf carts, and they are going to be  
919 riding down Ocean Boulevard, and they cannot go 30 miles an hour. He was riding down the boulevard  
920 the other day 25 miles an hour and some guy was tailgating him. But he was doing it on purpose to see  
921 how it felt to drive 25 miles an hour. He did not see any problem with it at all. Consistency all year round  
922 makes sense. You do not change stuff half the year and then the other half the year you are going to get  
923 new tourists in here. They come in here in the summertime it is 25 and they come back and it is 30,  
924 and then they come in the fall of the year and the winter and you decide to come back in the summertime and  
925 we change it to 25 they get a ticket. And they go wait a minute, it was 30. Now it is 25, it does not make  
926 sense. Keep it consistent so everybody understands what is going on. Keep it simple. That is all you  
927 have to do. It makes sense.  
928

929 Mayor Samples said anyway, he thought he would bring it back up.  
930

931 Ms. Dodge asked if a motion was in order.  
932

933 Mayor Samples said it was a discussion item.  
934

935 Ms. Dodge said it was a business item.  
936

937 Mayor Samples apologized; it is a business item. If a member wanted to make a motion, he  
938 would appreciate it.  
939

940 Ms. Dodge moved to make the speed limit on Ocean Boulevard 25 miles per hour...  
941

942 Mr. Stevens interrupted saying the council concurred to that on April 23<sup>rd</sup>.  
943

944 Mayor Samples asked if it was a consensus item; it was. The administrator brought parking  
945 committee recommendations as consensus items. It is a business item at this meeting, and he asked  
946 that the member be allowed to make her motion.  
947

948 Ms. Dodge moved to make the speed limit on Ocean Boulevard 25 miles per hour and that would  
949 be all year round. Mr. Stevens seconded.

950  
951 Mr. Smith preferred 30 miles per hour year round.

952  
953 Ms. Mabry agreed with Mr. Smith; 30 miles an hour all year round.

954  
955 Ms. Dodge was not sure that her golf cart would go 25 miles an hour, but golf carts use Ocean  
956 Boulevard a lot, and that was her purpose in making it 25 miles an hour all year round, to protect people  
957 driving golf carts.

958  
959 Mayor Samples said there was a consensus on one thing; now there is a motion to make it 25.

960  
961 Ms. Kohlmann said it was the same thing as the consensus. Ms. Dodge's motion is the same as  
962 the consensus item.

963  
964 Mayor Samples said his question was if the motion is not passed...

965  
966 Mr. Stevens interrupted saying he had a question. Council voted for over a million dollars in  
967 consensus items. He did not see any sense in bringing this back up. It is already the law.

968  
969 Mayor Samples said there is a motion on the floor. The fact of the matter is both the  
970 administrator and the clerk know that he meant to bring this up at the last meeting, but forgot.

971  
972 Ms. Dodge, Ms. Kohlmann and Mr. Stevens voted in favor. Mayor Samples, Mayor Pro Tem  
973 Mabry and Mr. Smith voted against. **MOTION FAILED.**

974  
975 Ms. Kohlmann commented that she did not like the way that just happened. She wanted to clarify  
976 for herself, and asked the audience to please stop talking so she could talk, she did not mean to be rude,  
977 but she could not hear. Council should not be doing consensus items then; motions should be made for  
978 that point of record, council votes on it and then it is voted on and then if you want to go back the  
979 prevailing side, she understood all of that. But she did not understand how this just happened. The  
980 council had a consensus; the majority agreed, so why was it being discussed again. Now the council is  
981 short one person, or he would have had the vote anyway, but she was just saying it did not make sense  
982 to her. If the council did something; she thought the council was here to do business, to vote on things,  
983 and to move forward to the next item. This was going backwards. She was very confused by it.

984  
985 Ms. Mabry said a councilmember can bring back an item with cause, and they can actually  
986 rescind their vote no matter how the motion is made at the next council meeting. So, that is allowable;  
987 that is *Robert's Rules*. So, if a councilmember has cause to bring back anything, they are allowed to as  
988 councilmembers, and Mayor Samples had every right to bring that up, if he chose to.

989  
990 Mayor Samples said thank you.

991  
992 Mr. Stevens went back to the fact that council did a lot of things by consensus. They spent  
993 \$1.224 million on consensus. He thought if the council could spend that kind of money, then it could  
994 certainly pass a 25 mile an hour speed limit.

995  
996 Mayor Samples said council did, and he thought that was how he introduced it. There was a  
997 matter that council talked about and by way of recollection; he broke the matter into two pieces; speed  
998 limit on Ocean Boulevard and whether it was to be year round. The point being, consistency for good  
999 reason is more important. He thought 30 miles per hour in December on Ocean Boulevard is not  
1000 necessarily a bad thing. That was what he wanted to say.

1001  
1002 Ms. Kohlmann agreed with Mayor Samples on the seasonal speed, but when the police chief said  
1003 it was a safety issue, he agreed with 25 year round, the parking committee agreed with it, Mayor Samples

1004 even had some statements agreeing with it. It made no sense to her to change it. She believed he took  
1005 something safety for the people and reversed it.

1006  
1007 Mayor Samples appreciated her comment, but said the council actually did not reverse it,  
1008 because there was no action taken. It was a 3:3 vote, so the motion failed.

1009  
1010 Ms. Kohlmann said it did not make sense to do it.

1011  
1012 Mr. Smith thought that the 25 miles an hour consensus is still in effect. There is a no vote,  
1013 because it tied.

1014  
1015 Mayor Samples said that was what he was saying. He did not disagree with Mr. Smith.

1016  
1017 Mr. Smith believed that was the misunderstanding.

1018  
1019 Ms. Kohlmann said she understood what he said. She just did not understand the concept of  
1020 this. She asked if there is a time limit on brining something back.

1021  
1022 Ms. Herrmann said Mayor Samples had intended to bring this back as a reconsideration item at  
1023 the last council meeting. But the agenda was full and he forgot to do it. It was not on the agenda,  
1024 because it was a reconsideration item. So, after the last meeting, he asked her to put it on the agenda as  
1025 a business item so that he could bring his information before council. That process is perfectly legal. Any  
1026 councilmember can bring back any item that has been voted upon. Tonight the motion was made to  
1027 leave it at 25, which was already concurred to. There was a 3:3 vote. In order for a motion to pass, it  
1028 must be a majority vote of the members present. Well, there was no majority vote, so the motion failed.  
1029 However, the concurrence remains in effect. So in essence, nothing has changed.

1030  
1031 Mayor Samples said well said, parliamentary procedure.

1032  
1033 **H. Ad Hoc Committee – Recreation/Special Events recommendation to disband (may be**  
1034 **deferred until after executive session.)**

1035  
1036 Mayor Samples said this would be deferred until after executive session.

1037  
1038 **8. DISCUSSION – Any matters of concern or information to be discussed by Town**  
1039 **Council.**

1040  
1041 **Process by which Town Council and all state mandated committee minutes are placed on**  
1042 **the town web site. Councilmembers Smith, Stevens, and Dodge.**

1043  
1044 Mr. Smith asked the administrator and the clerk to explain the process by which the minutes are  
1045 placed on the website. We know the clerk types them up, and minutes are presented to council and get  
1046 approved, and after they get approved by the council, what were the next steps, and how long does it  
1047 take. Ms. Fellner could not say exactly how long it takes as soon as they are typed up and they have  
1048 been approved by council, generally the intern does 90-percent of the posting. She is training her  
1049 assistant, Ms. Messall, right now, who will probably be ready by mid-July to start posting. Dreamweaver  
1050 is a very complicated piece of software. Ms. Fellner said if it is something really important, for instance if  
1051 an agenda had to be posted, or information had to be distributed, she would stay after hours to get it  
1052 published. Mr. Smith said he was talking specifically about Town Council minutes and the other minutes;  
1053 not the agenda items, but tonight they approved council minutes. That means they are already typed.  
1054 Tomorrow morning, what is the next step? Ms. Fellner said here is what I am telling you. If I have time  
1055 and the intern is not here, she would post them. The intern works eight to 10 hours a week. Mr. Smith  
1056 asked if it was first priority when she comes in and works after a Tuesday council meeting. Ms. Fellner  
1057 said it is one of her highest priority items. Mr. Smith said so, if she is working on Wednesday, then it  
1058 would be approved, if she comes in on Thursday that is when she would do it. Ms. Fellner said right, but  
1059 it happens that she is out all this week. Mr. Smith said okay, so this week it will not happen unless she,

1060 Ms. Fellner, does it. Ms. Fellner said that is correct. Mr. Smith said okay. Ms. Fellner said having said  
1061 that, if Town Council wants them posted right away; if council feels that that is what they want to happen,  
1062 she would stay and do it. Mr. Smith thought what they wanted to do was understand how long it takes  
1063 and she had indicated that the part time person does not work all the time and that she is the one that  
1064 does it. And so now councilmembers understand the reason for the delay. It is not a matter of  
1065 communication problem; it is a matter of when this person works. Is that correct? Ms. Fellner said it is,  
1066 and that should get better once Ms. Messall is trained. The target date for her to be able to post items is  
1067 towards the end of July. Mr. Smith said then towards the end of July it might happen faster than waiting  
1068 for the intern to do it. Ms. Fellner said yes, sir, it should definitely happen faster, because the executive  
1069 assistant is a full time employee. She does have a lot of things on her plate that she is tasked with, but  
1070 she certainly knows that council minutes and agendas are very high priority. Mr. Smith asked if they  
1071 could just set kind of a target that if minutes are approved on a Tuesday that by the end of the day on that  
1072 following Friday they would be up on the website. Ms. Fellner said absolutely, that should be no problem  
1073 at all. Mr. Smith said okay, that is what he would like.  
1074

1075 Ms. Kohlmann wanted to say she was not against whatever council wanted to do with the  
1076 minutes, but for benefit of the people sitting in the audience they should know that the minutes are there.  
1077 They might say draft on them and she knew some people complained that the minutes are not up on the  
1078 website, but they are on the website. If you click on the agenda and you click on the blue links, it will  
1079 have whatever council passed there. She was not saying not to post the things. She was just letting  
1080 them all know that the information is there, so if something happens where they do not have them, that is  
1081 where you can find the information. So it is on the website. It is accessible to the public before it is  
1082 actually approved.  
1083

1084 Ms. Mabry said *for the record*: "Mr. Mayor, I also wanted to point out for the record that 570 plus  
1085 get the council packets sent to them with the minutes in it. So that's 570 people and a lot of them are in  
1086 town. Ah, if for some reason they don't have them or can't find them, I get mine sent PDF as all  
1087 councilmembers do. I'm sure we'd be glad to shoot them right over. It takes a click of a button on our  
1088 message to send it on. But, it's not the same as when you post 'em on the website. It's a very  
1089 complicated system. I had asked about this a long time ago. So for me to say, Mary Beth, can I have a  
1090 copy of the minutes, I can do it in two seconds. You can't post them in two seconds on our website. So,  
1091 if anybody needs anything, I'm sure all of us, we get them PDF. We'll be glad to send them to you, if you  
1092 don't get them. If you don't get the council packet, you can easily go on the town website and sign up for  
1093 it, and you can get them just we, just like I get them and put them on my iPad; same thing."  
1094

1095 Mr. Stevens understood what Ms. Mabry said, but he disagreed because there are people that  
1096 don't know how to do anything on a computer except email and how to click on something. That is it. He  
1097 is married to one. This is the thing that they need to keep in mind: the town website is a public site  
1098 designed for and paid for by the taxpayers of Surfside Beach to go at their leisure to see what is  
1099 happening with the Town Council; to see proposed laws; to see proposed changes to laws; to see  
1100 proposed changes in the cost for town services, and to see any proposed issue that may come up for  
1101 discussion. The fact that Town Council is elected by the taxpayers, anything said, discussed, proposed,  
1102 or voted on by the Town Council that may affect the taxpayers should be the top priority, be published on  
1103 the town's website without any unnecessary delays. Top priority should be placed on letting the people,  
1104 the taxpayers who pay taxes and expect to be informed of all changes and proposed changes by Town  
1105 Council. Government has an obligation to be totally transparent to the people and to the members of the  
1106 press. Government has an obligation to the people to be a 100-percent accountable to the people which  
1107 they serve. An email to one person from any person in government only serves that one person, while  
1108 the town website serves the entire population of Surfside Beach, each and every taxpayer of this town,  
1109 and what kind of website and information provided throughout, especially the actions of the elected  
1110 officials, should be top priority to be disbursed for the information and edification of the general public of  
1111 the Town of Surfside Beach.  
1112

1113 Mayor Samples said he did not know how we got by before we had all this technology, but we  
1114 have it, and now we have to use it. He appreciated the explanation given by the administrator and asked  
1115 if there were any volunteers on council who wished to learn Dreamweaver and help spread the workload.

1116 He had a lot of confidence in Ms. Messall, and that type function clearly needs to be done by a full time  
1117 employee, and he believed that is what Ms. Fellner had taken steps to address.

1118  
1119 Ms. Dodge said the people she heard from in the community look forward, they do not  
1120 necessarily get to the meetings for various reasons, but they do look forward to reading the minutes to  
1121 know what happened and what council decided upon. So, the sooner the better getting them posted so  
1122 that they are available to the public, and she thought they are trying. That is obvious.

1123  
1124 Mr. Smith said he knew that Mayor Samples wanted to wait until executive session, but he  
1125 wanted to express his opinion that he thought the administrator should try to see if she can work out  
1126 some kind of agreement with the Surf Diner to make use of that deck down there. We are starting into  
1127 the season and he thought it was really important that something be done, and he wanted that to be on  
1128 the special meeting June 4<sup>th</sup> agenda.

1129  
1130 Mayor Samples said to be honest, council should just have another special called meeting that is  
1131 separate, because he believed the budget and the budget amendments were enough on the June 4  
1132 meeting agenda. He was quite prepared to meet this Friday, if council was ready to, but he wanted the  
1133 town attorney to be present. Mayor Samples asked again for Mr. Smith to wait until after executive  
1134 session, because there are some other issues that involve an existing contract that he wanted Town  
1135 Councilmembers to be aware of.

1136  
1137 Mr. Smith asked if Mayor Samples was suggesting that council hold a meeting on Friday.

1138  
1139 Ms. Kohlmann said she did not believe everybody understood what he was trying to say. There  
1140 is some information the councilmembers need to gather before a decision could be made.

1141  
1142 Mayor Samples thanked Ms. Kohlmann for the clarification.

1143  
1144 Ms. Kohlmann continued saying council needed to defer all of that until after executive session.  
1145 She was not saying do not have it on the June 4<sup>th</sup> agenda, just wait and hear the information in executive  
1146 session.

1147  
1148 Mayor Samples said he did not want to be railroaded; neither did he want to railroad council.

1149  
1150 Ms. Kohlmann did not have a problem with waiting until after executive session. She said they  
1151 were not telling Mr. Smith he could not have it on the June 4<sup>th</sup> agenda.

1152  
1153 Mayor Samples explained that he was saying let all the members get all the information so they  
1154 will know what they are speaking about before they go off and give directions, please.

1155  
1156 **9. PUBLIC COMMENTS.**

1157  
1158 "Tom Dodge, 1415 North Poplar Drive. I've been waiting for 79 years, sir. In the words of the  
1159 mayor, I lost, so I'm gonna take my ball and go home. (\*\*) I've lived in Surfside Beach for over 21 years.  
1160 I was on planning and zoning for eight years. One of the founders of the town's crime watch program,  
1161 and was very active in it for all the years it was in operation. I am now on the parking committee. I pay  
1162 Surfside Beach taxes on four houses, business licenses on three houses, and a tax on my electric bill for  
1163 underground wiring. This is my town, and have loved living here. We do, however, have some problems.  
1164 I would like to remind this administration that I have paid and continue to pay my fair share. The people  
1165 in Caropines, Deerfield, Surfside Beach Club, Oceanside Village, et cetera, do not pay one dime to cover  
1166 the great services this town has to offer. To quote a former councilman, they come here to the beach  
1167 with their lunch and five dollars in their pocket. They leave their trash for us to pick up, and go home with  
1168 their five dollars. I think most of us know who said that. They complain if the beach has not been raked.  
1169 They complain if they have to pay to park. They complain about the free events we put on. They  
1170 complain because there were no Easter eggs at Martin Park. They take up most of our beach access golf  
1171 cart parking spaces. They come from Socastee to mess up our bocce court. They pay nothing, folks.

1172 This administration cares more about the non-residents than they do the resident. We pay the bills for  
1173 everything. Not them. They pay nothing. *Nothing!* (*Speaker's emphasis.*) These are not only my  
1174 feelings, but the feelings of many people in town. Shame on whoever made the call to pave Ocean  
1175 Boulevard while the Harley Bikers were here. The next worst time would have been July the 4<sup>th</sup>. Thank  
1176 you to Debbie and Marilyn and Lonnie for a great job Monday at the Memorial Day Service. The area  
1177 was beautiful in appearance. A good job by all."

1178  
1179 "Harry Kohlmann, 16B [sic] South Ocean Boulevard. Not to beat a dead horse, but when I came  
1180 up earlier, it was back and forth, prevailing side go over. As the mayor stated, there was two different  
1181 votes they had. One was about 25 miles per hour. He voted for that. One was for 25 miles per hour  
1182 seasonal, or not seasonal, all year round. He didn't vote for that. He voted against it. Yet, today he  
1183 brought that up. He wasn't on the prevailing side, so he couldn't bring that up. No? I'm asking  
1184 somebody."

1185  
1186 Mayor Samples: "Ms. Herrmann, would you like to answer that question." Ms. Herrmann: "Yes,  
1187 sir." Mayor Samples: "Thank you."

1188  
1189 Ms. Herrmann: "The item today was a new business item. It was not a reconsideration, because  
1190 he could only reconsider at the next meeting or during the meeting during which the original vote was  
1191 taken. So the night, tonight's discussion was a brand new discussion. It all started over."

1192  
1193 Mr. Kohlmann: "Okay. So, if I..."

1194  
1195 Mayor Samples: "If I could, and correct me if I'm wrong, correct me if I'm wrong. My recollection  
1196 is it was not a vote. It was a consensus item."

1197  
1198 Ms. Herrmann: "That's correct."

1199  
1200 Mr. Kohlmann: "(\*\* ) like to consensus, so you..." (*Two speaking at once.*)

1201  
1202 Mayor Samples: "(\*\* ) the truth of the matter, if I could, is, is I think it's quicker. There's less; it's  
1203 quicker."

1204  
1205 Mr. Kohlmann: "But in essence, it wasn't quicker."

1206  
1207 Mayor Samples: "I mean in my opinion. In my opinion."

1208  
1209 Mr. Kohlmann: "In essence it wasn't quicker, because you can, someone's gonna bring it up  
1210 every meeting, well, I don't like that, let's discuss it again. So..."

1211  
1212 Mayor Samples: "But as you know, that they normally don't, as was pointed out, the council  
1213 authorized spending of over a million dollars this year through consensus items."

1214  
1215 Mr. Kohlmann: "Okay, just want to mention one other thing. Tomorrow night, fire house, ah,  
1216 they're gonna have the, ah, starter for the neighborhood crime watch. Please, anybody, if you're  
1217 interested. It's at six o'clock. Lieutenant Hoffman is gonna be doing it, the presentation. I think it's good  
1218 even if you don't want to get involved, just to find out about it. Great town, very safe, but we can use all  
1219 the eyes and ears we can get out there. Thank you."

1220  
1221 "Wanda Burgess, 15<sup>th</sup> Avenue South, 311. Ah, two things. Public works needs to rethink what  
1222 they call topsoil, okay, because the town will bring you out a yard of topsoil for forty bucks. I think it was  
1223 two years ago I had it done. Had half of it put in the front yard; half of it put in the back yard. I don't know  
1224 where that was dredged up from, but it's the pits of (*expletive*). I have fertile... I mean you're talking a 500  
1225 square foot area in the back yard and the front yard. I've probably put \$500 worth of fertilizer and seed  
1226 and I can't get a thing to grow except weeds. Last year I gave up on the back yard. I mulched the back  
1227 yard. Tomorrow morning I'm paying a man \$260 to come dig that [dirt] up out of my front yard and bring



1228 me in some topsoil. It must have been dug up from a lake or something. But it was not topsoil, and it has  
1229 cost me a fortune. So, please reconsider what you call topsoil. Second thing, two and a half, three  
1230 weeks ago, something like that, I got my new parking sticker, fine and dandy. I like it. It fits right on the  
1231 inside of your windshield on your golf cart, you know, facing outwards. That's good, if you have your  
1232 windshield in all year. My windshield comes out the end of April and it doesn't go back in until November.  
1233 So, if any officer or anybody wants to see my parking sticker, they're gonna have to follow me to the  
1234 townhouse and look at the windshield sitting on my back porch. We need a sticker that goes on the front  
1235 of like the golf cart and not on the back of your windshield, because not everybody uses a windshield, and  
1236 sometimes, I don't like one. My dog don't like it. He likes the air. You know, I'm not saying it's not, you  
1237 could have some, you know, give people a choice. I need one that sticks on the golf cart, because again,  
1238 I do not use a windshield after April until like November. So, just think about that. That's it."

1239  
1240 "Evelyn Cockey, 7<sup>th</sup> Avenue North. About the Ocean Boulevard, I think it should be 25 miles all  
1241 year long. It is our Ocean Boulevard, and people going down are looking for the ocean. They don't need  
1242 to be going 30 miles. At 25 the residents or the company that comes in can look better at 25. Good  
1243 luck."

1244  
1245 Mayor Samples: "And by the way, we did keep it at 25, even though I tried to change it."

1246  
1247 "Ron Ott, 7<sup>th</sup> Avenue North. (\*\*) the real deal is here do we, would we ever enforce that, no. We  
1248 wouldn't enforce it. First of all, you take a look at Ocean Boulevard it's an express way; there's no lights.  
1249 That's why I use it. (*Laughter*) There's no lights on it. You can zoom up and down all you want. But now  
1250 if you go 20 [sic.] if you put up a sign, even if you put a sleeve over it for, you know, a couple of months,  
1251 nobody's gonna enforce that anyhow. Look at the things that we have; all these laws. Do we enforce any  
1252 of 'em? Has anybody ever been given the big fine for fireworks? Has anybody been getting a fine for not  
1253 picking up their dog poop off the beach? Nope. We can go on and on and on. How about smoking on  
1254 the beach? Anybody ever been drug off the beach for smoking? We're not gonna enforce it, but if you  
1255 look at the people that come here, I'm on my way out on a branch here, I'd say 75- to 80-percent of these  
1256 people are just gonna do what they're told. So you don't have to enforce it. You put 25, put a sleeve over  
1257 it, 25, they're gonna do it, because they see 25, that's all. But the rest of us that know it's really 35 [sic]  
1258 under there, we're gonna do that 35 [sic.] Gotta go."

1259  
1260 Mayor Samples: "That's why the crime watch is being set up; to follow you."

1261  
1262 Mr. Ott: "I'm gonna be there tomorrow, and the crime watch people are gonna get special  
1263 stickers that allow them to go 40 up and down Ocean Boulevard. (*Laughter.*) Can we run five miles an  
1264 hour, I don't think so. The difference between 30 and 25, but we like to slow 'em up a little bit during the  
1265 summer, and I wouldn't want to be the person that voted against that if somebody gets hurt down there. I  
1266 wouldn't be, wanna be that mayor that said I don't want that. I just think that slow doesn't bother  
1267 anybody. Thank you, and Mr. Smith, very good point, when you picked that out."

1268  
1269 **10. COUNCIL COMMENTS.**

1270  
1271 Ms. Kohlmann: "Well, I was remiss at the last meeting to do what I had promised a citizen I  
1272 would do, so tonight I'm gonna finish my promise. I received an email from a resident, Tommy Tyler, ah,  
1273 he has cameras at his house. I, I do believe you all go it, too. Oh, no, you didn't, so now you get to hear  
1274 the email. It just says hi Beth, in my opinion, I do not understand your confusion, if you have experienced  
1275 or can take photos of the same unsafe driving acts. I believe the pictures are worth a thousand words.  
1276 The traffic flow may have been going on for years, but the element of creating a dangerous situation with  
1277 parking meters is recent. I don't think anyone would be upset if the council reversed its vote to remove the  
1278 parking meters. Most of us would think better of the council and applaud the council for getting rid of  
1279 them. The boulevard is a major thoroughfare in Surfside Beach with heavy traffic to include extremely  
1280 large vehicles using the highway as a main street to travel up, up and down through Surfside Beach,  
1281 Garden City, and to Highway 17. They don't use the back streets because the stop signs won't slow,  
1282 would slow them down. In an emergency stopping situation or having to slow down by these vehicles  
1283 takes a lot of distance. Many of these vehicles appear to venture over the center line and may do not and

1284 many do not stay on the road but run close to or over the white shoulder paint stripe onto the shoulder  
1285 and onto the parking area. Some of the vehicles carry or transport hazardous materials or flammable  
1286 materials such as propane gas. If someone parks at the meter, getting into or out of the car and crossing  
1287 the street at the parking space will be very dangerous for families with kids and beach items such as  
1288 chairs, tents, and floats. Just north of the parking meter about 100 feet or so is a pedestrian street  
1289 crossing. How are the people getting into and out of the car in the parking space supposed to get to the  
1290 pedestrian parking space safely? You all have taken up the shoulders of the road used for walking with  
1291 parking meter spaces just north of the parking meter. The pub, wait a minute, the public should not be  
1292 using our lawn or driveway as their public walkway. You can see in the pictures cars passing in the  
1293 pedestrian crosswalk area just north of the meter. Can you image a small child running out around from  
1294 the parked car and into the path of one these vehicles? There are many distractions for the drivers and  
1295 for the pedestrians. In the peak season I am sure many of the drivers, while enjoying themselves on  
1296 vacation, will have had one to many drinks and their driving may be impaired. The parking meters when  
1297 parked at are going to create a very dangerous and hazardous situation for everyone. In addition, the  
1298 parking spaces pose a problem for yard work and mowing. What happens when a mower throws debris  
1299 into a parked car and dents or scratches it, or worse someone gets hit with flying mower debris either by  
1300 the town's mower or our HOA's mower? I really do not understand your confusion about safety. As  
1301 council person you should have safety for all of the citizens and the public at the top of your list. One  
1302 accident is going to be one too many. I would like to ask you to read my email at the next council meeting  
1303 during the public comment period. Can you represent me as a citizen in my absence? Your help and is  
1304 greatly appreciated. So, I did tell him I would read it. I didn't read it during public comments. I read it  
1305 during my council comments, because I believe that was the proper place for me to do so, and that was  
1306 his opinion and I wanted to share that with all of you."  
1307

1308 Mr. Stevens: "I want to thank everybody for coming out. Heard a lot of good public comment,  
1309 and I agree with Mr. Dodge. People outside of this town don't pay our taxes. They don't pay for anything.  
1310 I know when I first came here, and I got a golf cart, drove down to 1<sup>st</sup> Avenue North, and ah, some people  
1311 back then, they came here and they, I forget where they were from, but, Deerfield or somewhere, came  
1312 here with their golf cart. They spent all their money and they did all this stuff and ah, had their cooler and  
1313 everything, and they left. They left a mess on the beach, and I picked it up. Not every outsider is like  
1314 that, but there are some that are like that. Twenty-five miles an hour; I agree with that, and the last thing,  
1315 but not the least, is committees. I think every committee has a valid purpose in this town, and that being  
1316 said, you know, if you spoke about a committee being abolished, you know what I'm doing. I'm  
1317 supporting that committee. Thank you for coming out."  
1318

1319 Ms. Mabry: "Ah, yes. I do agree that, that, ah, everyone should pay their fair share that comes  
1320 and uses our beach. I don't, that's why I voted and I pleaded, when you take a golf cart from Caropines,  
1321 from all around, they come in their golf carts, they park for free in golf cart parking areas. They're not  
1322 made to pay. I begged, as loudly as I knew how, to please make them pay at a pay station, and no, now  
1323 they get to park free, and they're taking up citizens' parking that are complaining about not having  
1324 enough. They could be parking at our meters and putting in, and \$5 for 5 hours of the cleanest beaches,  
1325 good life guards, never having an accident, police protection, fire protection, anything you want you can  
1326 get here; bathrooms, showers. You can't get there anywhere else, and to ask somebody to pay a dollar  
1327 an hour to use our facilities, I think is dirt cheap and I don't thinking asking them to pay that is  
1328 unreasonable. I'm just saying that's what I voted for and that's how I feel."  
1329

1330 Mr. Smith: "I enjoyed the, ah, the band on, ah, Sunday. The Mamma Nacho Band, and I like the  
1331 way we currently have our parking regulations where we allow the commercial golf carts and our visitors  
1332 to park free at the beach accesses. If they park in a meter, they need to pay, and I'm still concerned  
1333 about the deck down on the pier."  
1334

1335 Ms. Dodge: "I want to commend Debbie Ellis and her staff on the, this was an amazing Memorial  
1336 Day celebration that we just had, and it was their hard work that brought it about. There were a lot of  
1337 other town employees involved, and they don't get mentioned, but I'm mentioning them, as well. It was a  
1338 really good thing for our town, and I thoroughly enjoyed it. Also, I wanted to talk about Joan Saleem.  
1339 She's been here for ten years. We have a lot of employees in this town that are very dedicated. Joan

1340 Saleem is one of them. You can call her and hear that voice, public works, and you get action when you  
1341 talk to that voice. That's a good thing in a small town, because people remember that. Also want to talk  
1342 about yard of the month. I think it's a good thing to have. I think it's a good incentive. Most people in this  
1343 town take care of their property. Some don't. A lot of 'em, I think maybe don't even live here. They just  
1344 own houses here, and we need to do something about that. There are a lot of overgrown lots in town, but  
1345 yard of the month is an encouraging thing and it's a positive thing. Also, crime watch; we had crime  
1346 watch in Surfside Beach a number of years ago. Anybody remembers Councilman Tom Higgins he was  
1347 very active in starting that, and citizen involvement, you can't put a price on citizen involvement. It's their  
1348 town and they're going to make it the very best that it can be. I appreciate all of that, too, and Mr. Mayor,  
1349 thank you for your patience in this meeting tonight. You did a good job."

1350  
1351 Mayor Samples: "Well, thank you. I appreciate that. I appreciate that. I want to, I want to  
1352 remind everyone that we are like a business. That is to say, you know, we gotta balance our revenues  
1353 with our expenditures. Some of those people who, ah, come visit us, you know, they may only have \$5 in  
1354 their front pocket. But, most of 'em got a little more than that, and the reality is, is those people who live  
1355 across Highway 17, I still suggest, I think, I think we should be selling annual passes, that's the mayor  
1356 thinks. I, I think that, ah, and I think we should cut out the middle man. I think the town, (*\*\*citizen  
1357 commenting from audience*) if I could, if I could, Mr. Ott, please. Thank you. If I could, we could cut out  
1358 the, the middlemen on it, but that's a different issue. I think we had a wonderful weekend. It was, it was  
1359 very, very nice to finally have great weather, and to have events that coincided with the great weather. I  
1360 know that there were a lot of people who came into town who, frankly, were probably be coming back,  
1361 because they had such a good time, and you know, it is business that pays most of the bills in this town.  
1362 The taxes in this town are pretty reasonable, pretty reasonable, and what I've heard from most people is,  
1363 frankly, don't cut services. Don't cut services. You gotta, if, if you have to raise taxes, then do it.  
1364 (*\*\*citizen commenting from audience*) Thank you, sir. But the reality is we live in a great place. We try to  
1365 keep our streets clean. I think we, we're always asking more of our employees. I think if you talk to 'em  
1366 they know that council is asking more of 'em. They know the mayor is. That's the darn truth, and I know  
1367 that council's worked real hard, and we'll be back here, if not before next Tuesday, on next Tuesday to  
1368 deal with the budget. So, having said that, pursuant to Freedom of Information Act Section 30-4-70,  
1369 paragraph (a)(1) and (2) town council is going to retire to executive session to discuss vacancies that  
1370 have been declared on a committee and to discuss a potential legal matter."

1371  
1372 **11. EXECUTIVE SESSION**  
1373

1374 Pursuant to FOIA §30-4-70(a)(1) to discuss the appointment of a person to a public body and  
1375 pursuant to Town Code of Ordinances §2-61(f) to consider vacancy declared by recreation/special events  
1376 committee and pursuant to FOIA §30-4-70(a)(2) to discuss proposed contractual arrangements regarding  
1377 the pier deck that was mentioned previously by Mr. Smith.  
1378

1379 Mr. Smith moved to enter executive session at 9:18 p.m. Ms. Kohlmann seconded. All voted in  
1380 favor. **MOTION CARRIED.**  
1381

1382 Mr. Smith moved to reconvene regular session at 10:19 p.m. Mr. Stevens seconded. All voted in  
1383 favor. **MOTION CARRIED.**  
1384

1385 Mayor Samples said for the record that no action was taken during executive session.  
1386

1387 Ms. Kohlmann moved that recreation and special events committee be re-established with a  
1388 clean slate and lower the amount of members to five, and have anybody interested reapply for positions,  
1389 and post that accordingly. Ms. Dodge seconded.  
1390

1391 Mayor Samples asked if he understood that existing members can reapply, and new members  
1392 could also apply. Ms. Kohlmann said yes.  
1393

1394 All voted in favor. **MOTION CARRIED.**  
1395

1396 Mr. Smith moved to direct the town administrator to negotiate an encroachment permit with Surf  
1397 Diner and bring it back to council at the earliest possible time. Mr. Stevens seconded.  
1398

1399 Ms. Herrmann asked if the motion was in order, because the subject was not an advertised  
1400 agenda item. Mayor Samples said the motion was in order.  
1401

1402 All members voted in favor. **MOTION CARRIED.**  
1403

1404 **12. ADJOURNMENT.**  
1405

1406 Mr. Smith moved to adjourn the meeting at 10:21 p.m. Ms. Mabry seconded. All voted in favor.  
1407 **MOTION CARRIED.**  
1408

1409 Prepared and submitted by,

1410 Debra E. Herrmann  
1411 Debra E. Herrmann, CMC, Town Clerk  
1412  
1413

1414 Approved: June 11, 2013  
1415

1416 Douglas F. Samples  
1417 Douglas F. Samples, Mayor  
1418

1419 Mary Beth Mabry  
1420 Mary Beth Mabry, Mayor Pro Tempore  
1421

1422 Ann Dodge  
1423 Ann Dodge, Town Council  
1424

1425 Mark L. Johnson  
1426 Mark L. Johnson, Town Council  
1427

1428 Elizabeth A. Kohlmann  
1429 Elizabeth A. Kohlmann, Town Council  
1430

1431 Roderick E. Smith  
1432 Roderick E. Smith, Town Council  
1433

1434 Randle M. Stevens  
1435 Randle M. Stevens, Town Council  
1436

1430 *Clerk's Note: This document constitutes minutes of the meeting that was audio taped. These are  
1431 detailed minutes documenting each member's comments. In accordance with FOIA, meeting notice and  
1432 the agenda were distributed to local media and interested parties. The agenda was posted on the entry  
1433 door at Town Council Chambers, and in the Town Hall reception area. Meeting notice was also posted  
1434 on the Town marquee. Public Comments and Town Council Comments are transcribed as close to  
1435 verbatim as possible. When (\*\*) is used a section of the transcription is inaudible. Appointments to hear  
1436 audio tapes may be scheduled with the town clerk.*