



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

PUBLIC HEARING Pursuant to South Carolina Code §3-40-80 a hearing to hear public comments on the proposed amendment to increase parking meter rates from the current \$1.00 per hour to proposed \$1.25 per hour parking rate for all meters and pay stations located within the town limits of the Town of Surfside Beach.

**SURFSIDE BEACH TOWN COUNCIL
REGULAR MEETING **AMENDED** AGENDA
COUNCIL CHAMBERS
TUESDAY, MARCH 25, 2014 ♦ 6:30 P.M.
*Amended to place meeting minutes approval under Item 5, Minutes Approval***

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**
Pastor Allen Rogers, Journey Church
3. **PUBLIC HEARING**
Pursuant to South Carolina Code §3-40-80 a hearing to hear public comments on the proposed amendment to increase parking meter rates from the current \$1.00 per hour to proposed \$1.25 per hour parking rate for all meters and pay stations located within the town limits of the Town of Surfside Beach.
4. **AGENDA APPROVAL**
5. **MINUTES APPROVAL**
 - A. **Special Meeting February 28, 2014**
 - B. **Regular Meeting March 11, 2014**
6. **PUBLIC COMMENTS – Agenda Items Only.** (3-minutes per speaker)
7. **COMMUNICATIONS**
 - A. Department Reports
 - i. Finance
 - ii. Public Works
 - iii. Special Events and Recreation
 - B. Administrator’s Report - Update on Current Events
8. **BUSINESS**
 - A. Second Reading Ordinance #14-0772 to amend §§9-7, et seq. Parking, Administrator Fellner



8. BUSINESS, continued

- B. First Reading Ordinance #14-0774 to amend §3-23 Registration of Dogs, Administrator Fellner
- C. Amend Lanier Parking Solutions Budget, Administrator Fellner

9. DISCUSSION

- A. Festival Promotions - Surfside Rotary Club, 2014 Turkey Trot, Mr. Mike Shank
- B. Stormwater Committee Recommendation re: Nuisance Geese, Administrator Fellner
- C. Any matters of concern or information to be discussed by Town Council.

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

11. COUNCIL COMMENTS

12. EXECUTIVE SESSION

- A. Pursuant to FOIA §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, or the appointment of a person to a public body.
- B. Pursuant to FOIA §30-4-70(a)(2) to discuss proposed contractual arrangements.

13. ADJOURNMENT

SURFSIDE BEACH CANDIDATES' FORUM



Thursday, March 27, 2014
Holiday Inn Oceanfront
1601 N. Ocean Blvd., Surfside Beach

Myrtle Beach Area Chamber of Commerce
et

The Chamber's South Strand Council

Invite you to a

Candidates' Forum

Questions & Answers (4 - 5:30 p.m.)

Followed by a

Meet & Greet Reception (5:30 to 7 p.m.)

Register by March 25 at 843-916-7286, Faye.Creel@VisitMyrtleBeach.com
or
www.MyrtleBeachAreaChamber.com



Town of Surfside Beach
115 US Highway 17 North
Surfside Beach, SC 29575
www.surfsidebeach.org
☎ 843.913.6111

Notice of Public Hearing

Pursuant to South Carolina Code §6-35-130, the Town of Surfside Beach will hold a public hearing on Tuesday, March 25, 2014 at 6:30 p.m. to hear public comments on the proposed amendment to increase parking meter rates from \$1 per hour to \$1.25 per hour.

| | |
|--|------------------------------|
| Current Parking Rate | \$1.00/hour |
| Proposed Parking Rate | \$1.25/hour |
| Daily Discounted Parking Rate (new) | \$8.00/day* |
| Weekly Discounted Rate (new) | \$40.00/week (7 days) |

Parking rates apply to all meters and pay stations located within the town limits of the Town of Surfside Beach.

***Day is defined as parking day from 7:00 a.m. to 7:00 p.m.**

Debra Herrmann

From: Surfside Beach Info [mailinglist@surfsidebeach.org]
Sent: Tuesday, March 25, 2014 10:07 AM
To: dherrmann@surfsidebeach.org
Subject: Public Notice - Town Council Agenda Package and Updated Meetings & Events
Attachments: 03-25-2014 Updated Meetings & Events.pdf; 03252014_tc_agenda.pdf; 03252014_tc_agenda_4a_sp_mtg_min_02282014_draft.pdf; 03252014_tc_agenda_4b_reg_mtg_min_03112014_draft.pdf; 03252014_tc_agenda_7bi_finance.pdf; 03252014_tc_agenda_7bii_public works.pdf; 03252014_tc_agenda_7biii_sp_events_and_recreation.pdf; 03252014_tc_agenda_8a_2nd_reading_14_0772_parking.pdf; 03252014_tc_agenda_8b_1st_reading_14_0774_dog_license_renewal.pdf; 03252014_tc_agenda_8c_lanier_budget_approval.pdf; 03252014_tc_agenda_9b_nuisance_geese.pdf; Surfside Candidates Forum 03-27-2014.jpg; 03-25-2014 TC Agenda - AMENDED.pdf

TOWN COUNCIL MEETING

Tuesday, March 25, 2014, 6:30 p.m. Town Council Meeting in Council Chambers.

The agenda and supporting documents are attached to this message. You may also view them at <http://www.surfsidebeach.org/agenda-2014.html> (click on the blue links to open documents.)

A printed copy is available in the town clerk's office for public inspection prior to the meeting.

The public is invited to attend all meetings. Time is allotted at regular meetings for public comments on agenda items and general comments.

UPDATED MEETINGS AND EVENTS SCHEDULE

The Business Committee will meet tomorrow, Wednesday, March 26th at 7:00 p.m. in the fire station. The public is invited to attend.

This transmission is pursuant to the Freedom of Information Act §30-4-80.

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**SURFSIDE BEACH TOWN COUNCIL
SPECIAL COUNCIL MEETING MINUTES
FEBRUARY 28, 2014 ♦ 4:00 P.M.
TOWN COUNCIL CHAMBERS**

1
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8
9 **1. CALL TO ORDER.**

10
11 Mayor Samples called the special meeting to order at 4:00 p.m. Mayor Samples,
12 Mayor Pro Tempore Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith
13 and Stevens were in attendance. A quorum was present. Others present:
14 Administrator Fellner and Town Clerk Herrmann.

15
16 **2. PUBLIC COMMENTS – AGENDA ITEMS.** (3 minutes).

17
18 Mr. Tom Dodge of 15th Avenue North said he did not know what he was
19 commenting on based on the agenda. It appeared there was another lawsuit. He
20 reiterated his earlier requests made at previous meetings that the town inform the public
21 about ongoing suits, including names, type of action, and current status. Mr. Dodge,
22 who is the husband of Councilmember Ann Dodge, said he could not ask her, because
23 she never told him “squat” about executive session.

24
25 **3. BUSINESS.**

26
27 **Direction to Town Administrator regarding pending litigation.**

28
29 Mayor Samples said this would be discussed after executive session.

30
31 Ms. Mabry said council had a fiduciary obligation never to discuss executive
32 session matters, so even if she wanted to tell, neither she nor any other councilmember
33 could speak about executive session matters. Horry County Court posts all litigation
34 cases online at the Horry County website, which is available to the public. Sometimes,
35 the executive session was simply a status update. It was not that council was trying to
36 keep “secrets” from the public, but the law obligated members from speaking about
37 certain matters.

38
39 **4. EXECUTIVE SESSION.**

40
41 **Pursuant to FOIA §30-4-70(a)(2) discussion of the settlement of legal**
42 **claims.**

43
44 Mr. Smith moved to enter executive session at 4:03 p.m. Mr. Stevens seconded.
45 All voted in favor. **MOTION CARRIED.**

47 Mr. Smith moved to reconvene regular session at 4:31 p.m. Mr. Stevens
48 seconded. All voted in favor. **MOTION CARRIED.**

49
50 Mayor Samples said that no action was taken during executive session.

51
52 Mr. Smith moved to direct the administrator to proceed with the mediation. Mr.
53 Johnson seconded. All voted in favor. **MOTION CARRIED.**

54
55 **5. ADJOURNMENT.**

56
57 Mr. Johnson moved to adjourn the meeting at 4:31 p.m. Mr. Smith seconded. All
58 voted in favor. **MOTION CARRIED.**

59
60 Prepared and submitted by,

61
62
63 _____
64 Debra E. Herrmann, CMC, Town Clerk

65 Approved: March 25, 2011

66
67
68 _____
69 Douglas F. Samples, Mayor

70
71 _____
72 Mary M. Mabry, Mayor Pro Tempore

71 _____
72 Ann Dodge, Town Council

73
74 _____
75 Mark L Johnson, Town Council

73 _____
74 Elizabeth A. Kohlmann, Town Council

75
76 _____
77 Roderick E. Smith, Town Council

75 _____
76 Randle M. Stevens, Town Council

77
78 Clerk's Note: This document constitutes action minutes of the meeting, which was recorded.
79 Appointments to hear the recordings may be made with the town clerk. In accordance with FOIA, meeting
80 notice and the agenda were distributed to local media and interested parties. The agenda was posted on
81 bulletin boards outside Council Chambers; in the Town Hall reception area; and on the town website.
82 Meeting notice was also posted on the Town marquee. When (**) is used, a section of the transcription is
83 inaudible. Public and Council comments are edited.
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**SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
MARCH 11, 2014 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS**

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

8
9 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore
10 Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A
11 quorum was present. Others present: Town Administrator Fellner; Fire Chief Cimini; Planning Director
12 Morris, Police Captain Miller, and Town Clerk Herrmann.

13
14 Mayor Samples announced that Friday at five o'clock the town would hold its initial 50th
15 Anniversary Celebration. Former mayors and councilmembers were invited, as well as many people
16 important to the town. Everyone was invited to attend. The Myrtle Beach Area Chamber of Commerce is
17 hosting a meet and greet for Town Council candidates on March 27th beginning at four o'clock at the
18 Holiday Inn Surfside.

19
20 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**

21
22 Pastor Scott Wachter of Surfside United Methodist Church gave the invocation. Mayor Samples
23 lead the Pledge.

24
25 **3. AGENDA APPROVAL.**

26
27 Mr. Smith moved to approve the agenda. Mr. Johnson seconded. All voted in favor. **MOTION**
28 **CARRIED.**

29
30 **4. MINUTES APPROVAL.**

31
32 Ms. Dodge moved to approve the workshop minutes of February 18, 2014 and the regular
33 meeting minutes of February 25, 2014 as submitted. Mr. Smith seconded. All voted in favor. **MOTION**
34 **CARRIED.**

35
36 **5. PUBLIC COMMENTS – Agenda Items (3 minutes.)**

37
38 There were no public comments on agenda items.

39
40 **6. COMMUNICATIONS.**

41
42 **Proclamation #14-89, Girl Scout Week, March 9th – 15th, 2014.**

43
44 Mayor Samples issued Proclamation #14-89 proclaiming March 9th through 15th, 2014 as Girl
45 Scout Week in the Town of Surfside Beach. Various troops were represented to receive the
46 proclamation.

47
48 **A. Department Reports.**

49
50 **i. Fire.**

51
52 Chief Cimini presented the written report, a copy of which is on file. There were a total of 39 fire,
53 rescue, emergency, medical, and Winter Storm PAX calls during February. There were a total of 87 calls
54 for assistance in February 2014 compared to 40 in February 2013. Volunteer and career personnel
55 dedicated 177.5 hours to training and 297 hours responding to calls.

57 **ii. Planning, Building & Zoning.**
58

59 Ms. Morris presented the written report, a copy of which is on file. Staff issued 113 building
60 permits and 24 business licenses in January. Staff continues to receive plans for new construction and
61 renovations. Work continues on several nuisance violations within the town; property cleanups and code
62 violations. The planning commission held its regularly scheduled meeting on March 4, 2014. After
63 discussion and hearing public comments about the docks yet again, the commission agreed 4:2 to the
64 following: "Planning Commission appreciates receiving some of the requested information, but we remain
65 unable to make a responsible recommendation for or against approval of this ordinance. Communications
66 from MASC indicate that the town's insurance coverage does not extend to "unlawful use of bodies of
67 water" when such use violates any federal, state or municipal law or regulation." Planning Commission
68 needs to understand what constitutes "unlawful use." FEMA and US Army Corps of Engineers are the
69 sources of the engineering information required by FEMA and Corp of Engineers; we are no further along
70 in obtaining those opinions. An additional issue for planning commission is the letter from Horry County.
71 The town administrator represented this letter to council as saying "there would be *no impact* to the 30/70
72 agreement." We do not agree with this interpretation. The letter says "... we do not see where it would
73 impact ... " Therefore, we are not satisfied with this alleged assurance from Horry County." Ms. Morris said
74 that staff continues work on the flood plain management and the Community Rating System.
75

76 Mayor Samples said the credits on the Community Rating System were very important and affect
77 everyone that pays flood insurance.
78

79 **iii. Police**
80

81 Captain Miller presented the written report, a copy of which is on file. February 2014 statistics
82 show a 10-percent decrease in calls for service from last month, 1015 calls versus 909 calls. Arrest and
83 Citation data comparing February 2013 to February 2014 showed a 17-percent increase, 186 compared
84 to 218. Officers completed on-line training to maintain certifications. Sergeant Sliker and Corporal Brode
85 attended the Reid Technique of Interviews and Interrogations February 4th through 6th in Myrtle Beach.
86 Several other officers attended specialized training classes in taser and use of force as set out in the
87 report. The second session of the Citizens Police Academy graduated on March 6th. Many positive
88 comments were received, as well as some critiques that will enhance the third session. A letter of thanks
89 was received from a citizen that experienced motor vehicle problems during a family issue who was
90 helped by Corporal King and Officer Butler.
91

92 Mr. Stevens said he went to the Citizens Police Academy. He learned a lot about the
93 department. It was one of the best things he ever did, and he highly recommended it to every town
94 citizen. He also challenged the councilmembers to attend.
95

96 Mayor Samples said he failed to recognize the Town Council candidates at the beginning of the
97 meeting as was customary, and asked them to introduce themselves. Candidates present at the meeting
98 were (listed in alphabetical order by last name): Sandra Elliott, Beth Kohlmann, Ralph Magliette, Rod
99 Smith, and David Pellegrino.
100

101 **B. Administrator's Report – Update on Current Events.**
102

103 Ms. Fellner reporting the following:
104

- 105 • Regarding the increase in parking rates there was a misunderstanding between the town and the
106 vendor regarding when the increase should go into effect so for the first 10 days we were
107 charging at the higher rate of \$1.25 per hour. All the meters, pay stations and park mobile were,
108 however, changed back to the \$1 rate yesterday. Of course, if anyone requests a partial refund
109 we will honor that. Since our gross parking revenue from March 1 – 10 was \$2,780.94 our
110 maximum exposure for return would be \$556.19 of that sum.
111

112 Mr. Johnson asked how that happened. Ms. Fellner explained Mr. Kish from Lanier attended the
113 council meeting when council approved increasing the rate. He did not know the fee had to be approved
114 by ordinance, and proceeded to implement the increase. She failed to advise him of such, as it did not
115 occur to her that Lanier would implement the increase automatically. Mr. Johnson believed the town
116 should have an expectation that Lanier staff would know the law, and did not believe this was solely a
117 town error.

118
119 Mayor Samples said Mr. Johnson's point was well taken. Pursuant to state law adopted in 2008,
120 any time there is an increase to a fee or the addition of a new fee, a public hearing is required. Ms.
121 Fellner said there will be a public hearing at the March 25th Town Council meeting to hear comments from
122 the public about the proposed rate increase.

- 123
124 • The Planning Commission met on March 4th to consider the matter of docks and has asked that
125 their response to Town Council regarding this matter be read publically in its entirety to council.
126 Ms. Fellner read it verbatim. "Planning Commission appreciates receiving some of the requested
127 information, but we remain unable to make a responsible recommendation for or against approval
128 of this ordinance. Communications from MASC indicate that the town's insurance coverage does
129 not extend to 'unlawful use of bodies of water' ... 'when such use violates any federal, state or
130 municipal law or regulation.' Planning Commission needs to understand what constitutes
131 'unlawful use.' FEMA and US Army Corps of Engineers are the sources of federal opinion on
132 unlawful use. Because Town Council failed to authorize the expense of the engineering
133 information required by FEMA and the Army Corp of Engineers, we are no further along in
134 obtaining those opinions." An additional issue for planning commission is the letter from Horry
135 County. The town administrator represented this letter to council as saying "there would be no
136 impact to the 30/70 agreement." We do not agree with this interpretation. The letter says "... we
137 do not see where it would impact ..." Therefore, we are not satisfied with this alleged assurance
138 from Horry County."
139
- 140 • Council previously asked for a list of pending litigation to share with the public. Currently the town
141 has:
142
- 143 **In Federal Court:** *Sono-Irish vs. Town of Surfside Beach, et al.*
144
- 145 **In the South Carolina Court of Appeals:**
146
- 147 *Sifonious, et al. vs. Town of Surfside*, which has been in the appeal process since September
148 2013.
149
- 150 *Donevant vs. Town of Surfside Beach*, which has been in the appeal process since February
151 2014.
152
- 153 The appeal process usually takes an average of 18 months.
154
- 155 • The 50th Anniversary magazine copy is nearing completion, the printer has ordered the paper and
156 we are still on schedule and expect delivery to be the first week of April. Total distribution has yet
157 to be decided, but approximately 15,000 copies will be going to those who placed ads and to the
158 local realty companies and hotels. Possibly 6,500 inserted in the Herald, if they will agree, and
159 10,000 out of market to the welcome and visitor centers, if there are racks available. It will also
160 be available at town hall and to all website inquirers, at all local events, in the library, on the pier
161 at pier outfitters and the surf diner and in the two major grocery stores during July and August
162 (while supplies last.)
163
- 164 • Staff had to rebid the 3rd Avenue South Channel Bank Restoration as no bids were received. The
165 new open date is Friday, April 4th at 10 AM.
166

- The bid for the “no parking except with permit” signs was posted on the town website and sent to SCBO (South Carolina Business Opportunities) for publication. The open date for that bid is also Friday, April 4th but at 11 AM.
- Ms. Fellner brought to council's attention that approval of the wording changes for permit parking areas makes the signs a restrictive sign rather than a permissive sign, which means they would have to be red and white rather than green and white. The wording was changed from “Permit Parking Only” to “No Parking except with Permit.”

Mayor Samples asked if that was the desire of council. Mr. Smith and Ms. Dodge said yes. Mr. Johnson said no. It was unclear whether other members were in favor or against. Mayor Samples said the signs would be what they had to be.

- The parking rules brochure was updated to reflect the new changes and we would like to insert it in the next town newsletter. Meanwhile, it will be posted on the website and inserted into the business license letters. In addition, our parking ambassadors will have it available to distribute to the public. Copies will also be made available to our local hotels and realty companies. This will be done after the public hearing, and if second reading is passed on March 25th.
- We are working on the database for all residents and property owners in the permit parking areas to explain the change. We will mail some of the letters with the sanitation bills and some with the business license renewal letters. It's a process of pulling the data from both of the lists, stripping out the concatenation of the street names and excess data, then resorting, de-duping, and mail merging what's left. We are hoping to be able to mail the letters out between the last week in March and the first week in April.
- Ms. Fellner announced that there will be a public hearing before the next regularly scheduled council meeting on March 25th at 6:30 p.m. regarding the hourly parking rate increase and daily and weekly discounted rates for the public. Merchant validation, daily and weekly rates were approved last year, but those rates were not codified.

Mayor Samples asked if a public hearing was required to expand the parking restrictions. Ms. Fellner said no, but she would verify with the town attorney.

- Lastly, County Councilman Paul Price wanted to be here tonight, but was at the Horry County Council meeting in Conway. In any event, he wanted to present a recreation fund check to the town in the amount of \$11,707, and he hopes you will excuse his absence.

Mayor Samples asked Ms. Fellner to express thanks on behalf of the town, and the members wished he could attend.

Mr. Johnson asked what the funds were for. Ms. Fellner said recreation. Mr. Johnson said in previous years the town received \$16,000. Ms. Fellner said the amount reduced every year.

7. BUSINESS.

Second Reading of Ordinance #14-0773 to amend 2013-2014 Municipal Budget Expenditures, Administrator Fellner.

Ms. Fellner presented the ordinance saying that first reading was adopted at the February 25th meeting, and that second reading was populated with the accommodations tax dollar amounts that were approved at that reading. Net Changes to the budget for Fiscal Year 2013-2014 are:

- **GENERAL FUND** **\$ 64,103 – increase fund balance**
- **HOSPITALITY FUND** **\$ 4,460 – increase expenditures**

- 222 ○ **PIER FUND** \$ 2,460 – increase fund balance
- 223 ○ **SANITATION FUND** \$107,175 – increase fund balance
- 224 ○ **ACCOMMODATIONS FUND** \$152,000 – increase expenditures

225
226 Mr. Smith moved to approve second reading of Ordinance #14-0773. Ms. Dodge seconded.

227
228 Mr. Smith moved to amend his motion to include approval of the pier fund capital expenses of
229 \$30,962. Ms. Dodge seconded. Mayor Samples, and Councilmembers Dodge, Kohlmann, Smith and
230 Stevens voted in favor. Mayor Pro Tempore Mabry and Councilmember Johnson voted against.
231 **MOTION to AMEND CARRIED.**

232
233 Mr. Stevens asked if the increase to sanitation revenue was primarily due to the rate increase.
234 Ms. Fellner said yes.

235
236 Mayor Samples, and Councilmembers Dodge, Kohlmann, Smith and Stevens voted in favor.
237 Mayor Pro Tempore Mabry and Councilmember Johnson voted against. **MOTION CARRIED as**
238 **AMENDED.**

239
240 **8. DISCUSSION – Any matters of concern or information to be discussed by Town**
241 **Council.**

242
243 **A. Stormwater Committee Recommendations regarding Nuisance Geese, Administrator**
244 **Fellner.**

245
246 Ms. Fellner reported that at the last two stormwater committee meetings the members address
247 the necessary steps to deal with the management of the resident Canadian Geese population. At the last
248 meeting a motion was made and adopted to recommend to town council specific changes to the existing
249 ordinance. Their proposed changes are to Sections 3-51 and 3-53, respectively. The town attorney had
250 an alternate suggestion to add in Section 3-51, paragraph one, sentence two, the words “except pursuant
251 to state or federal law” at the end of the sentence. The attorney feels this would achieve the same
252 objectives and local ordinance would not have to be changed when or if changes were made to the state
253 or federal law.

254
255 Mr. Smith liked the attorney’s recommendation, but was concerned that unless the state and
256 federal laws were known, it would not be clear that water fowl could be harassed. He suggested adding
257 “except water fowl, which may harassed and except pursuant to state or federal law.” He was afraid it
258 was not clear that the geese could be harassed. Ms. Fellner said the state might determine that too many
259 people were harassing geese, then the town would have to change its code. Just using “pursuant to state
260 and federal law” there would be no need to keep changing the ordinance. Mr. Smith asked how the
261 police and public would know it was allowable to harass the Canadian Geese. Ms. Fellner said the police
262 would know, because the ordinance would be adopted and she would give the police clear instructions.
263 Mr. Smith asked if the information could be published in the newsletter. Ms. Fellner said certainly, and
264 the links for the permits would be on the town website. Permits are issued to individuals and they are
265 allowed to addle the eggs. One link is to a You Tube video about all the proper procedures to discourage
266 nuisance water fowl and the other is to the permitting site. Mr. Smith asked that clear communication be
267 used so the public would know the right procedures.

268
269 Mayor Samples asked whether additions to the website would be consistent with state and
270 federal law. Ms. Fellner said yes. Mayor Samples whatever action the town took in this regard, he
271 wanted to operate with the parameters of the law.

272
273 Ms. Kohlmann said the second line of Section 3-51 Bird Sanctuary says “and every citizen is to
274 conserve bird life through care and feeding.” It would be confusing, because there was an ordinance
275 saying the birds could not be fed; Sections 3-51 and 3-53, which addresses harassing water fowl, conflict.
276 She believed the stormwater committee’s recommendation should be considered. She explained she

277 could not support the attorney's recommendation, because she believed it would cause more
278 controversy.
279

280 Mayor Samples asked if the attorney reviewed this. Ms. Fellner said, yes. She, the town clerk,
281 and the attorney discussed the matter by telephone. Mayor Samples did not want it construed that bird
282 feeders were being outlawed.
283

284 Mr. Stevens concurred with Ms. Kohlmann.
285

286 Ms. Fellner said the conflicting portion was Section 3-53(b). Mayor Samples said he remembered
287 the ordinance well, because for the record, "I voted against it when it was adopted." After some additional
288 discussion, it was decided that the matter would be sent to the attorney again for review and a
289 recommendation and be placed on the March 25th meeting agenda for additional discussion.
290

291 **B. Any matters of concern or information to be discussed by Town Council.**
292

293 There were no other matters to be discussed by Town Council.
294

295 **9. PUBLIC COMMENTS – General Comments (5 minutes.)**
296

297 "Good to be back. John Ard, 612 Cypress Drive, Surfside. First off, I want to say just like I told
298 the Mayor it's good to be back with y'all again. It's been a long time, and a long road, but I'm certainly
299 glad to be back. I've got a lot of people I need to thank tonight, if you don't mind. As all of you know, on
300 the night of August 28th, 2013 I got in a bad golf cart wreck. Ended up in the hospital for quite a while with
301 broke [sic] leg, broke foot, broke shoulder and all that good stuff, and I'd like to thank each and every one
302 of you tonight. There's just too many to try and name all of you. But, I'd like to thank each and every one
303 of you tonight for prayers, the phone calls, the visits, all of the food baskets, the candy baskets, even and
304 all that stuff, so thank you one and all, and I do want to thank the fire department, the EMS, and the police
305 department for their assistance in aiding me that night, and I want to tell you one thing right now, I, I didn't
306 know what was going on; didn't know anything about it till later on. We certainly got a good bunch of
307 people here; a good bunch, and it's like I've always said before this town has some of the best people in
308 the world in it, and we need to keep it that way, and I intend to help see it kept that way. Now, having
309 said that and everything, I do have a little something I'd like to say tonight. As you all know, April 8th we
310 have an election coming up. We have quite a few candidates running this year for council seats, three
311 council seats, and as most of you probably know when this town comes about and all, you have a whole
312 bunch of things said, and the fur starts to fly as the old saying goes. The comments about one to the
313 other of the people that's running and everything, and what I would like to suggest is this, Before you
314 make a comment or you try and put somebody down, check your sources, and check and make
315 absolutely certain that you know what you're talking about, because if you don't, I will promise you this, in
316 the long run, it's gonna come back to bite you, and we have some mighty fine people that's running, and
317 this town needs good people up there, and there's a whole bunch of things going on while I've been away
318 from here and all that I certainly do not approve of. I don't like to see people getting talked down to or
319 anything like that, or somebody thinking they're a whole lot better than any councilmember, the mayor, or
320 any citizen in this room. So make sure what you're talking about, and don't think you're better than
321 somebody else when you don't know that your own self, and you probably aren't. That's all I have to say
322 tonight, but good luck to each and every one of you, and thank you."
323

324 "Ralph Magliette, 104 Harbor Lights. My comments are brief and they're very good comments,
325 and they're about, the first one is about the, the library. We have a new reference librarian in the library,
326 and we're gonna be bringing back some senior programs, and it was too late to add them, so I will just tell
327 you if you are interested in these programs, please see the library and sign up. The first one is
328 computers for beginners. It's gonna be Wednesday, March 19th from four to five p.m. There's also a new
329 program called social networking on your own computer. That's gonna be Thursday, March 20th from ten
330 till 11 a.m. Also through a small grant there's gonna be an actual live musical program at the library on
331 Wednesday the 26th, which is the normal senior activity day, and music is gonna be provided live by Lloyd
332
333

332 Kaplan from the Aristocrats followed by two p.m. there's gonna be a travelling in place and there'll be a
333 travel agent there to talk about the Czech Republic and Poland. The other thing, which is, which we've
334 been working on for a long time with the South Strand Senior Center is after a long and prolonged,
335 difficult time, the Senior Center has gotten some brand new renovations. We had brand new floors put in,
336 and brand new lights put in. It looks a thousand percent better. We love to have new people join the
337 library [sic.] It's \$20 a year. We encourage people join, I'm sorry to join the Surfside Senior Center.
338 Again, if you came there and you'd just take a look at it, you would see how beautiful it is now with the
339 new floors, the new lights. There's all new programs being done, so I would encourage people to use the
340 resources we have. Please support the library and the Senior Center. Thank you."

341
342 "My name is Mary Jo Doggett, and my husband and I live at 121 North Pinewood Drive. Our
343 back yard backs up to Dogwood, and I don't, I'd like someone to explain to me about these parking
344 permits and these signs that are gonna go up. We've never had a problem with people parking behind
345 us, except on the 4th of July, and I mean, this town has become a meter town. You know, we're money
346 hungry. We get all this money from the beach people to park, and we've never had a problem on our
347 street before. I mean, we're paying this money to get these signs made, and to put there, and how is it
348 gonna affect me as a property owner. If I have family come and they've all parked in my yard, however, I
349 have to have someone park behind there, are you going to tell me that I have to a permit on that person's
350 car to park in my back yard? I don't understand. Someone explain to me why we are having all these no
351 parking, parking permit things? I mean, we have a rental house across the street from us. It can hold six
352 families. They, they park where they can, but occasionally, they park behind there. Are you giving
353 permits out to these realtors so that when they come they can give it to them so they can have a one
354 week parking in these areas? I mean, can anybody answer my questions?" Mayor Samples said the
355 normal rules of order do not allow council to respond during public comments, but there will be
356 opportunities to comment during council comments. Ms. Doggett: "Okay, this is the first time I've ever
357 done this, but I thank you for hearing me, and I will be back on March the 25th. Thank you."

358
359 "Hello, Mr. Mayor, good evening. My name is Rosie Hastings, and I live on Hollywood. I have a
360 question in regard to the signs for parking. Are they gonna be printed before the election? Is the town
361 gonna pay for..." Mayor Samples interrupted and said again that rules of order did not allow council to
362 answer questions during public comments. Ms. Hastings: "Okay, but it wouldn't it make more sense not
363 to do that until the election so that the people who voted for the parking meters, we can vote them all out,
364 and the people who do not want this; it's an embarrassment. I have another question in regard to email,
365 who collects all the emails; negative responses, and maybe if we can get an answer to that, and the cost
366 of the signs. Thank you."

367
368 "David Pellegrino, 419 2nd Avenue North. The a, as far as I said last week [sic] Surfside is a great
369 place to live, especially with this weather; been outside. We had a nice BBQ festival this Saturday. The
370 weather was great; a lot of people. Obviously, I'm campaigning, so I'm talking to a lot of people, and the
371 incumbents running are also doing, and I did get some feedback and I'm concerned about it and I just
372 wanna give you guys the feedback I am getting. Several people I talked to got tickets while at the BBQ
373 festival. Some were residents; some were from outside. This is a festival where we want to invite people
374 to come; want to invite people to see how great Surfside is, and we, they were out in force; the ticket, the
375 ticket, the Lanier guys were out in force, and they gave tickets. They gave \$20 tickets, and you think
376 those people are gonna come back next time? I'd say no. I talked to hundreds of people and parking is a
377 big issue. Parking is a big issue right now as you guys well know. I've talk to businesses. I talk to
378 residents. I talk to second home owners. Haven't talked to tourists, because they're not here yet, but I'm
379 sure they feel the same. No one likes what we're doing with the parking meters, so why are we doing it?
380 I mean there's other ways to get revenues. We can focus on building up our business district on 17.
381 There's a bunch of empty, empty units out there. We can focus on a hundred different things. Why, and I
382 know I just want to hear your comments. I know you can't answer, but why are we focusing on something
383 that's hurting all of our customers, our residents, our second homeowners, our tourists, and our
384 businesses? Why, why? I can't comprehend it. I cannot comprehend it. So that's, that's my concern,
385 and I'd say 99-percent of the people I talk to are against the meters, so I don't know what's (**applause)."
386

387 "I'm Ron Saunders. I live at 313 6th Avenue South. Maybe I can shed a little light on why. You
388 see, if you're a resident of this town, and you live here, you have a parking..." Mayor Samples asked Mr.
389 Saunders to address his comments to Town Council. Mr. Saunders: "Okay, You have a sticker that you
390 can put on your car that allows you to park anywhere free, anytime, or a golf cart, or any vehicle you own,
391 you can park for free. If you're a tourist you are by ordinance, the people who have that house that rent
392 the facility, are required to have enough parking places for each bedroom. If they have violated that
393 ordinance, then there's not enough parking places. So I hope that shed a little light on it. I hope you
394 understand that if you live here, you can park free anywhere, any time. It shouldn't be a problem. And
395 also tourists have parking provided for them all the time. There's a place for every tourist to park and if
396 that owner of that facility has not done the things he's supposed to do by ordinance that needs to be
397 investigated also."

398
399 Ms. Kohlmann asked Mayor Samples to call regular order; there was a commotion in the
400 audience.

401
402 Mayor Samples called for regular order and asked the audience to keep it civil.

403
404 **10. COUNCIL COMMENTS.**
405

406 Mr. Smith: "I like the parking meters, and I think they help control the parking on Ocean
407 Boulevard. I think it was successful last year. If you notice, there were not as many cars parked illegally.
408 When they parked, they were parked in a legal spot; not near someone's driveway, which prevented them
409 from seeing when they backed out. So, I'm just gonna come out front and tell you I like the parking
410 meters. Thank you."

411
412 Ms. Mabry: "Yes, I would like to address a few people that stood up about the parking signs and
413 the parking meters. I didn't vote for the amended budget tonight, because it had the meters and the signs
414 in it. I also brought up last meeting about shutting down the meters during festivals. There are some that
415 think that this is a wonderful idea. We had all agreed to revisit it this year. To me, it's a dismal failure.
416 The cost analysis is not worth the meters being on the boulevard, in my opinion. So, you know, all I can
417 say is I, you know, I oppose it at every, every way I can. I think that there is a way to do it, and
418 remember, we're talking ten weeks out of the year maximum. You knew where you were moving when
419 you moved here. This was always been [sic] a resort. We didn't change it after you got here. So, you
420 know, we're inconvenienced for a little bit, but they're also paying our bills. So, I'm gonna live with some
421 inconvenience. That's just the way I see it, and thank everybody for coming up and sharing their ideas."

422
423 Ms. Dodge: "I like the parking meters. I will support them. Also, I appreciate the remarks from
424 people in the audience. It helps us; positive and negative remarks. We try to do the best we can,
425 sometimes we succeed and sometimes we don't. Hope you'll be a little bit careful about criticism,
426 because we do try our best."

427
428 Mr. Stevens: "First, I want to say that if you are a town resident, I want you to look at this round
429 circle up here (*pointing to town seal*), it says Surfside Beach. If you're a Surfside resident, (**) you live
430 here year round, or you're a property owner that owns a rental piece, rental property down here and you
431 live out of state, wherever it might be, that sticker entitles you to park anywhere, any parking meter, any
432 place that under our proposed law parking by a permit, and you can park there for free. That's, that's the
433 law, I mean if we pass it. That is [sic] the facts. So it doesn't hurt the residents. The other thing that Mr.
434 Sanders [sic] mentioned is that when you build a house, you're supposed to have one parking space per
435 bedroom. That's the facts; that's the zoning law. I didn't make those laws; the zoning laws make 'em
436 [sic], and those, those, a house that has six bedrooms is supposed to have six parking spaces. So if you
437 have a rental house, and you've got six bedrooms, you're supposed to have six vehicles can park there
438 [sic]. Now six vehicles, depending on the car, can hold anywhere from two to eight, ten people,
439 depending on if it's a van or whatever. So that's a lot of people. If you have that, you're okay. But, if you
440 build that big three bedroom house and you made all your oth [sic], you went out and you converted some
441 of your places, your dens and living rooms, then you've basically, you violated law. You violated zoning

442 ordinance. That's a fact. So you basically violated law, and you went from a three, three parking spaces
443 to six parking spaces, okay. The fact is the way this parking got started was our administrator came up to
444 us a couple of years ago and said our parking program is broken. We're gonna, we gotta buy machines,
445 and then my colleague right here, Beth Kohlmann, pointed out that we had a pier parking lot the
446 machines were broken. One year we made \$7,264. The next year, the same month, we made \$8. We,
447 we basically hired a professional. Now, let me ask you a question. If you had to have heart surgery,
448 would you go to a general practitioner or a heart surgeon? You'd think the answer is pretty clear. You'd
449 go to the heart surgeon. We hired a professional parking company to handle our parking. Are they
450 perfect? No. Is this town, town everything happens in this town perfect? No. There's never no [sic] easy
451 answer, but we are doing the things we need to do. It's not about greed. It's about creating a revenue
452 stream for the town. If we create a revenue stream for the town, it doesn't hurt us. We took in, according
453 to Diana King, a \$139,000, almost a \$140,000, which I understand that's, if it's \$60,000 a mil, that's two
454 and a third mils that we took. That goes to the general fund to pay our bills. So we went from a broken
455 thing to something that is starting to work. Now, granted we got a public hearing. We still got time to take
456 this and use some of Ms. Mabry's suggestions, some of Ms. Kohlmann's suggestions. I'm sure Mr.
457 Johnson has some suggestions, so we got a lot of, we got us a lot things [sic]. Don't panic yet, because
458 it's not over. We haven't finished this. But hopefully we'll get this done in a nice way so it makes the
459 town a little money, which that relieves you on your taxes, and at the same time the people are still gonna
460 come here because they're tourists. They come here because we've got something and nobody else in
461 the state has. We have a beach, and we have the Atlantic Ocean. So they're gonna come here. So just
462 be patient with us and I think that we'll, we'll solve this, and I think that some of the other councilmembers
463 had some have some ideas, and I'm definitely gonna listen to 'em. Mr. Smith had some good ideas about
464 working some things out with I think; the lady right out here mentioned something about that. You've got
465 something coming up on that, so come to our meeting."

466
467 Mr. Johnson: "Thank you all for coming out tonight. I just want to briefly touch on the parking
468 situation. I did not vote for the parking meters. I've always been against them, and in the foreseeable
469 future, I will always, I will be against them. The problem I see, which no one has brought up is the fact
470 that it's pushing residents away from here and our businesses are suffering. You know, people say, you
471 know, yeah, we get this amount of money from the parking meters, but our businesses are suffering from
472 it, and, and you know, that's my opinion. I'm sure that you all have your opinions, as does the parking
473 committee, or else they wouldn't have suggested it. On a lighter note, I would like to thank everyone that
474 came to the BBQ festival. It was a very good success, and I would like to commend town staff and
475 Debbie Ellis for putting on a very nice event. Thank the good Lord that the weather cooperated. Thank
476 you again for coming out, and we'll see you next time. Thank you."

477
478 Ms. Kohlmann: "When I first got elected, I was schooled by some of the seasoned council
479 people up here, and I distinctly remember being told there's gonna come issues before us and you're
480 gonna have to vote on issues. You vote, and you leave it in the council chambers, and whether you vote
481 for or against something or anything, you need to support your council as a whole. The parking has been
482 a nightmare. I think we all agree on that. However, I think that this council has done something that no
483 council before has done. They actually took action on something that has been a problem in this town
484 forever. They didn't just say there's a problem, and if you, I see people shaking their heads. If you go
485 back and read the minutes, it's factual. It's there. It comes up repeatedly; parking. This town spent lots
486 of money on parking studies, if you look back over \$50,000. They're spending money on studies, but
487 they never took action. I'm not saying that what we did was perfect, because I know it was not, and then
488 when I hear people saying I'm against it. I'm against it; then make a motion. Give us something. If
489 you're not part of the solution you are part of the problem. Don't fight against each other. We're
490 supposed to be working together. So, I, I am sorry if I insult any of you, but I do speak from the hip [sic]
491 and I, I feel insulted that that's how this is coming about, and I hope, I would hope that the people of this
492 town are smart enough to not take one issue and vote people out. Look at the totality of what people do,
493 because if that's how you're gonna elect our officials throughout the, every kind of process, you're never
494 gonna have anybody elected, cause you can't tell me that you agree a hundred percent with any person
495 that's in an elected position. I don't care who you are, or who you're gonna say you represent, cause that
496 is just not true. You're not going to, and if you do, then somebody's not doing their job, cause you cannot

497 please all the people. But, what I would say is please, give your ideas. Just try. My door's always open.
498 People know that. If you have an idea, you need to tell people your idea, because without ideas it's just
499 us, and that's not a good thing sometimes, obviously. So, I welcome everybody and thank you, Mr. Ard,
500 for your comments. I appreciate them, and thank you, Chief, for the storm, all the work you all did, and
501 everybody have a nice evening."
502

503 Mayor Samples: "I'm gonna spend a little time on parking. First, I would encourage everybody to
504 read the minutes, which we approved tonight. Those are the February 25th minutes. They're available on
505 line. I think that those minutes will provide some better insight than what you heard so far tonight. The
506 public hearing that we're gonna have shouldn't have been a surprise to anybody. About; after we put
507 parking meters on Ocean Boulevard, doesn't it make sense that people are gonna park on the side
508 streets? Yes. Now, we're gonna restrict parking on the side streets. How far is that to walk? A former
509 councilmember mentioned years ago to me he wanted to eliminate parking on Ocean Boulevard, and I
510 told him then, you know, look at the City of Charleston. They've got parking problems. They've got nine
511 different zones. Is that the kind of mess that we want to create in the Town of Surfside Beach? I don't
512 think so. Again, the history is when we first put parking meters in the lots that are owned by the Town of
513 Surfside Beach that money the council at the time said was to build up money to purchase additional lots
514 to have parking lots, and I'm the only one who's been here that long, so I get the blame for all these past
515 council actions. Well, I can assure you, if you follow those actions we threw money, we spent money on
516 and overspent money on matters at a time when the economy turned south, and so we ran deficits. This
517 will be the first year, maybe, we don't know till we get to the end of the year, that we will have brought in
518 more money than we spent in six or seven years. That's what I ran on to be mayor. I got elected mayor,
519 and that's what I intend to do with respect to spending. But, the parking meters are a mistake. The public
520 safety issue, which was the genesis that led this council to set up meters on Ocean Boulevard could have
521 been handled differently, and was being handled differently, but we didn't give it time to even work. For
522 Mr. Stevens' benefit, and I apologize for mentioning you by name, but it was mentioned earlier that we
523 need to investigate these beach houses that may have not, the current code says one bedroom, one
524 parking space. Well, I sat on Town Council when we adopted that requirement back in 2004 or 2005.
525 Prior to that, the requirement we didn't have that requirement. Prior to that the requirement was one
526 bedroom [required] three-quarters of a parking space. So, it's unfair to say that it doesn't impact the
527 businesses the mini-hotels, the condominiums that existed there previously, and I think that if people
528 have lived here long enough understand that that was during the major part of the building boom. So,
529 many of those homes were legally built, but don't meet our current parking requirements, and we talk
530 about the revenue, a \$139 or a \$140 thousand that were generated in this year. That doesn't include the
531 amount of money that we spent last year purchasing the meters and the pay stations, because we spent
532 \$225,000 or more in addition, the real money that this town raises comes in from three places: it's the 6-
533 percent non-resident properties that pay \$1.8 million into us; the next one is hospitality tax, that's tourists,
534 that us, but it's tourists also, and after that, it's accommodations tax. So, if, we're fighting a losing battle
535 on this and yes, and I'm gonna say this, I counseled members before we embarked down this path.
536 Okay, but we are where we are, we are where we are [sic,] and frankly that's why we do have elections.
537 That's all I have to say."
538

539 **11. EXECUTIVE SESSION**

540 **Pursuant to FOIA §30-4-70(a)(2) to discuss proposed contractual arrangements.**

541 Mr. Johnson moved to enter executive session at 7:50 p.m. Mr. Smith seconded. All voted in
542 favor. **MOTION CARRIED.**

543 Mr. Smith moved to reconvene regular session at 8:47 p.m. Mr. Johnson seconded. All voted in
544 favor. **MOTION CARRIED.**

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

Regular Town Council Meeting
March 11, 2014

551 Mr. Johnson moved to direct the town administrator to move forward with the contract with Judge
552 Arakas. Ms. Mabry seconded.

553
554 Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Johnson and Smith voted in
555 favor. Councilmembers Dodge, Kohlmann and Stevens voted against. **MOTION CARRIED.**
556

557 **12. ADJOURNMENT.**
558

559 Mr. Smith moved to adjourn the meeting at 8:49 p.m. Ms. Mabry seconded. All voted in favor.
560 **MOTION CARRIED.**

561 Prepared and submitted by,
562

563 _____
564 Debra E. Herrmann, CMC, Town Clerk
565

566 Approved: March 25, 2014
567

568 _____
569 Douglas F. Samples, Mayor
570

571 _____
572 Mary Beth Mabry, Mayor Pro Tempore
573

574 _____
575 Ann Dodge, Town Council
576

577 _____
578 Mark L. Johnson, Town Council
579

580 _____
581 Elizabeth A. Kohlmann, Town Council
582

583 _____
584 Roderick E. Smith, Town Council
585

586 _____
587 Randle M. Stevens, Town Council
588

589 *Clerk's Note: This document constitutes minutes of the meeting that was digitally recorded. These are
583 detailed minutes documenting each member's comments. Appointments to hear recordings may be
584 scheduled with the town clerk. In accordance with FOIA, meeting notice and the agenda were distributed
585 to local media and interested parties. The agenda was posted on the town website, the entry door at
586 Town Council Chambers, and in the Town Hall reception area. Meeting notice was also posted on the
587 Town marquee. Public Comments and Town Council Comments are transcribed as close to verbatim as
588 possible. When (**) is used a section of the recording is inaudible.*



**SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
MARCH 11, 2014 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS**

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

8
9 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore
10 Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A
11 quorum was present. Others present: Town Administrator Fellner; Fire Chief Cimini; Planning Director
12 Morris, Police Captain Miller, and Town Clerk Herrmann.

13
14 Mayor Samples announced that Friday at five o'clock the town would hold its initial 50th
15 Anniversary Celebration. Former mayors and councilmembers were invited, as well as many people
16 important to the town. Everyone was invited to attend. The Myrtle Beach Area Chamber of Commerce is
17 hosting a meet and greet for Town Council candidates on March 27th beginning at four o'clock at the
18 Holiday Inn Surfside.

19
20 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**

21
22 Pastor Scott Wachter of Surfside United Methodist Church gave the invocation. Mayor Samples
23 lead the Pledge.

24
25 **3. AGENDA APPROVAL.**

26
27 Mr. Smith moved to approve the agenda. Mr. Johnson seconded. All voted in favor. **MOTION**
28 **CARRIED.**

29
30 **4. MINUTES APPROVAL.**

31
32 Ms. Dodge moved to approve the workshop minutes of February 18, 2014 and the regular
33 meeting minutes of February 25, 2014 as submitted. Mr. Smith seconded. All voted in favor. **MOTION**
34 **CARRIED.**

35
36 **5. PUBLIC COMMENTS – Agenda Items (3 minutes.)**

37
38 There were no public comments on agenda items.

39
40 **6. COMMUNICATIONS.**

41
42 **Proclamation #14-89, Girl Scout Week, March 9th – 15th, 2014.**

43
44 Mayor Samples issued Proclamation #14-89 proclaiming March 9th through 15th, 2014 as Girl
45 Scout Week in the Town of Surfside Beach. Various troops were represented to receive the
46 proclamation.

47
48 **A. Department Reports.**

49
50 **i. Fire.**

51
52 Chief Cimini presented the written report, a copy of which is on file. There were a total of 39 fire,
53 rescue, emergency, medical, and Winter Storm PAX calls during February. There were a total of 87 calls
54 for assistance in February 2014 compared to 40 in February 2013. Volunteer and career personnel
55 dedicated 177.5 hours to training and 297 hours responding to calls.

57 **ii. Planning, Building & Zoning.**
58

59 Ms. Morris presented the written report, a copy of which is on file. Staff issued 113 building
60 permits and 24 business licenses in January. Staff continues to receive plans for new construction and
61 renovations. Work continues on several nuisance violations within the town; property cleanups and code
62 violations. The planning commission held its regularly scheduled meeting on March 4, 2014. After
63 discussion and hearing public comments about the docks yet again, the commission agreed 4:2 to the
64 following: "Planning Commission appreciates receiving some of the requested information, but we remain
65 unable to make a responsible recommendation for or against approval of this ordinance. Communications
66 from MASC indicate that the town's insurance coverage does not extend to "unlawful use of bodies of
67 water" when such use violates any federal, state or municipal law or regulation." Planning Commission
68 needs to understand what constitutes "unlawful use." FEMA and US Army Corps of Engineers are the
69 sources of the engineering information required by FEMA and Corp of Engineers; we are no further along
70 in obtaining those opinions. An additional issue for planning commission is the letter from Horry County.
71 The town administrator represented this letter to council as saying "there would be *no impact* to the 30/70
72 agreement." We do not agree with this interpretation. The letter says "... we do not see where it would
73 impact ... " Therefore, we are not satisfied with this alleged assurance from Horry County." Ms. Morris said
74 that staff continues work on the flood plain management and the Community Rating System.
75

76 Mayor Samples said the credits on the Community Rating System were very important and affect
77 everyone that pays flood insurance.
78

79 **iii. Police**
80

81 Captain Miller presented the written report, a copy of which is on file. February 2014 statistics
82 show a 10-percent decrease in calls for service from last month, 1015 calls versus 909 calls. Arrest and
83 Citation data comparing February 2013 to February 2014 showed a 17-percent increase, 186 compared
84 to 218. Officers completed on-line training to maintain certifications. Sergeant Sliker and Corporal Brode
85 attended the Reid Technique of Interviews and Interrogations February 4th through 6th in Myrtle Beach.
86 Several other officers attended specialized training classes in taser and use of force as set out in the
87 report. The second session of the Citizens Police Academy graduated on March 6th. Many positive
88 comments were received, as well as some critiques that will enhance the third session. A letter of thanks
89 was received from a citizen that experienced motor vehicle problems during a family issue who was
90 helped by Corporal King and Officer Butler.
91

92 Mr. Stevens said he went to the Citizens Police Academy. He learned a lot about the
93 department. It was one of the best things he ever did, and he highly recommended it to every town
94 citizen. He also challenged the councilmembers to attend.
95

96 Mayor Samples said he failed to recognize the Town Council candidates at the beginning of the
97 meeting as was customary, and asked them to introduce themselves. Candidates present at the meeting
98 were (listed in alphabetical order by last name): Sandra Elliott, Beth Kohlmann, Ralph Magliette, Rod
99 Smith, and David Pellegrino.
100

101 **B. Administrator's Report – Update on Current Events.**
102

103 Ms. Fellner reporting the following:
104

- 105 • Regarding the increase in parking rates there was a misunderstanding between the town and the
106 vendor regarding when the increase should go into effect so for the first 10 days we were
107 charging at the higher rate of \$1.25 per hour. All the meters, pay stations and park mobile were,
108 however, changed back to the \$1 rate yesterday. Of course, if anyone requests a partial refund
109 we will honor that. Since our gross parking revenue from March 1 – 10 was \$2,780.94 our
110 maximum exposure for return would be \$556.19 of that sum.
111

112 Mr. Johnson asked how that happened. Ms. Fellner explained Mr. Kish from Lanier attended the
113 council meeting when council approved increasing the rate. He did not know the fee had to be approved
114 by ordinance, and proceeded to implement the increase. She failed to advise him of such, as it did not
115 occur to her that Lanier would implement the increase automatically. Mr. Johnson believed the town
116 should have an expectation that Lanier staff would know the law, and did not believe this was solely a
117 town error.
118

119 Mayor Samples said Mr. Johnson's point was well taken. Pursuant to state law adopted in 2008,
120 any time there is an increase to a fee or the addition of a new fee, a public hearing is required. Ms.
121 Fellner said there will be a public hearing at the March 25th Town Council meeting to hear comments from
122 the public about the proposed rate increase.
123

- 124 • The Planning Commission met on March 4th to consider the matter of docks and has asked that
125 their response to Town Council regarding this matter be read publically in its entirety to council.
126 Ms. Fellner read it verbatim. "Planning Commission appreciates receiving some of the requested
127 information, but we remain unable to make a responsible recommendation for or against approval
128 of this ordinance. Communications from MASC indicate that the town's insurance coverage does
129 not extend to 'unlawful use of bodies of water' ... 'when such use violates any federal, state or
130 municipal law or regulation.' Planning Commission needs to understand what constitutes
131 'unlawful use.' FEMA and US Army Corps of Engineers are the sources of federal opinion on
132 unlawful use. Because Town Council failed to authorize the expense of the engineering
133 information required by FEMA and the Army Corp of Engineers, we are no further along in
134 obtaining those opinions." An additional issue for planning commission is the letter from Horry
135 County. The town administrator represented this letter to council as saying "there would be no
136 impact to the 30/70 agreement." We do not agree with this interpretation. The letter says "... we
137 do not see where it would impact ..." Therefore, we are not satisfied with this alleged assurance
138 from Horry County."
139
- 140 • Council previously asked for a list of pending litigation to share with the public. Currently the town
141 has:
142
143 **In Federal Court:** *Sono-Irish vs. Town of Surfside Beach, et al.*
144
145 **In the South Carolina Court of Appeals:**
146
147 *Sifonious, et al. vs. Town of Surfside*, which has been in the appeal process since September
148 2013.
149
150 *Donevant vs. Town of Surfside Beach*, which has been in the appeal process since February
151 2014.
152
153 The appeal process usually takes an average of 18 months.
154
- 155 • The 50th Anniversary magazine copy is nearing completion, the printer has ordered the paper and
156 we are still on schedule and expect delivery to be the first week of April. Total distribution has yet
157 to be decided, but approximately 15,000 copies will be going to those who placed ads and to the
158 local realty companies and hotels. Possibly 6,500 inserted in the Herald, if they will agree, and
159 10,000 out of market to the welcome and visitor centers, if there are racks available. It will also
160 be available at town hall and to all website inquirers, at all local events, in the library, on the pier
161 at pier outfitters and the surf diner and in the two major grocery stores during July and August
162 (while supplies last.)
163
- 164 • Staff had to rebid the 3rd Avenue South Channel Bank Restoration as no bids were received. The
165 new open date is Friday, April 4th at 10 AM.
166

- The bid for the “no parking except with permit” signs was posted on the town website and sent to SCBO (South Carolina Business Opportunities) for publication. The open date for that bid is also Friday, April 4th but at 11 AM.
- Ms. Fellner brought to council's attention that approval of the wording changes for permit parking areas makes the signs a restrictive sign rather than a permissive sign, which means they would have to be red and white rather than green and white. The wording was changed from “Permit Parking Only” to “No Parking except with Permit.”

Mayor Samples asked if that was the desire of council. Mr. Smith and Ms. Dodge said yes. Mr. Johnson said no. It was unclear whether other members were in favor or against. Mayor Samples said the signs would be what they had to be.

- The parking rules brochure was updated to reflect the new changes and we would like to insert it in the next town newsletter. Meanwhile, it will be posted on the website and inserted into the business license letters. In addition, our parking ambassadors will have it available to distribute to the public. Copies will also be made available to our local hotels and realty companies. This will be done after the public hearing, and if second reading is passed on March 25th.
- We are working on the database for all residents and property owners in the permit parking areas to explain the change. We will mail some of the letters with the sanitation bills and some with the business license renewal letters. It's a process of pulling the data from both of the lists, stripping out the concatenation of the street names and excess data, then resorting, de-duping, and mail merging what's left. We are hoping to be able to mail the letters out between the last week in March and the first week in April.
- Ms. Fellner announced that there will be a public hearing before the next regularly scheduled council meeting on March 25th at 6:30 p.m. regarding the hourly parking rate increase and daily and weekly discounted rates for the public. Merchant validation, daily and weekly rates were approved last year, but those rates were not codified.

Mayor Samples asked if a public hearing was required to expand the parking restrictions. Ms. Fellner said no, but she would verify with the town attorney.

- Lastly, County Councilman Paul Price wanted to be here tonight, but was at the Horry County Council meeting in Conway. In any event, he wanted to present a recreation fund check to the town in the amount of \$11,707, and he hopes you will excuse his absence.

Mayor Samples asked Ms. Fellner to express thanks on behalf of the town, and the members wished he could attend.

Mr. Johnson asked what the funds were for. Ms. Fellner said recreation. Mr. Johnson said in previous years the town received \$16,000. Ms. Fellner said the amount reduced every year.

7. BUSINESS.

Second Reading of Ordinance #14-0773 to amend 2013-2014 Municipal Budget Expenditures, Administrator Fellner.

Ms. Fellner presented the ordinance saying that first reading was adopted at the February 25th meeting, and that second reading was populated with the accommodations tax dollar amounts that were approved at that reading. Net Changes to the budget for Fiscal Year 2013-2014 are:

- **GENERAL FUND** **\$ 64,103 – increase fund balance**
- **HOSPITALITY FUND** **\$ 4,460 – increase expenditures**

- 222 ○ **PIER FUND** \$ 2,460 – increase fund balance
- 223 ○ **SANITATION FUND** \$107,175 – increase fund balance
- 224 ○ **ACCOMMODATIONS FUND** \$152,000 – increase expenditures

225
226 Mr. Smith moved to approve second reading of Ordinance #14-0773. Ms. Dodge seconded.

227
228 Mr. Smith moved to amend his motion to include approval of the pier fund capital expenses of
229 \$30,962. Ms. Dodge seconded. Mayor Samples, and Councilmembers Dodge, Kohlmann, Smith and
230 Stevens voted in favor. Mayor Pro Tempore Mabry and Councilmember Johnson voted against.
231 **MOTION to AMEND CARRIED.**

232
233 Mr. Stevens asked if the increase to sanitation revenue was primarily due to the rate increase.
234 Ms. Fellner said yes.

235
236 Mayor Samples, and Councilmembers Dodge, Kohlmann, Smith and Stevens voted in favor.
237 Mayor Pro Tempore Mabry and Councilmember Johnson voted against. **MOTION CARRIED as**
238 **AMENDED.**

239
240 **8. DISCUSSION – Any matters of concern or information to be discussed by Town**
241 **Council.**

242
243 **A. Stormwater Committee Recommendations regarding Nuisance Geese, Administrator**
244 **Fellner.**

245
246 Ms. Fellner reported that at the last two stormwater committee meetings the members address
247 the necessary steps to deal with the management of the resident Canadian Geese population. At the last
248 meeting a motion was made and adopted to recommend to town council specific changes to the existing
249 ordinance. Their proposed changes are to Sections 3-51 and 3-53, respectively. The town attorney had
250 an alternate suggestion to add in Section 3-51, paragraph one, sentence two, the words “except pursuant
251 to state or federal law” at the end of the sentence. The attorney feels this would achieve the same
252 objectives and local ordinance would not have to be changed when or if changes were made to the state
253 or federal law.

254
255 Mr. Smith liked the attorney’s recommendation, but was concerned that unless the state and
256 federal laws were known, it would not be clear that water fowl could be harassed. He suggested adding
257 “except water fowl, which may harassed and except pursuant to state or federal law.” He was afraid it
258 was not clear that the geese could be harassed. Ms. Fellner said the state might determine that too many
259 people were harassing geese, then the town would have to change its code. Just using “pursuant to state
260 and federal law” there would be no need to keep changing the ordinance. Mr. Smith asked how the
261 police and public would know it was allowable to harass the Canadian Geese. Ms. Fellner said the police
262 would know, because the ordinance would be adopted and she would give the police clear instructions.
263 Mr. Smith asked if the information could be published in the newsletter. Ms. Fellner said certainly, and
264 the links for the permits would be on the town website. Permits are issued to individuals and they are
265 allowed to addle the eggs. One link is to a You Tube video about all the proper procedures to discourage
266 nuisance water fowl and the other is to the permitting site. Mr. Smith asked that clear communication be
267 used so the public would know the right procedures.

268
269 Mayor Samples asked whether additions to the website would be consistent with state and
270 federal law. Ms. Fellner said yes. Mayor Samples whatever action the town took in this regard, he
271 wanted to operate with the parameters of the law.

272
273 Ms. Kohlmann said the second line of Section 3-51 Bird Sanctuary says “and every citizen is to
274 conserve bird life through care and feeding.” It would be confusing, because there was an ordinance
275 saying the birds could not be fed; Sections 3-51 and 3-53, which addresses harassing water fowl, conflict.
276 She believed the stormwater committee’s recommendation should be considered. She explained she

277 could not support the attorney's recommendation, because she believed it would cause more
278 controversy.
279

280 Mayor Samples asked if the attorney reviewed this. Ms. Fellner said, yes. She, the town clerk,
281 and the attorney discussed the matter by telephone. Mayor Samples did not want it construed that bird
282 feeders were being outlawed.
283

284 Mr. Stevens concurred with Ms. Kohlmann.
285

286 Ms. Fellner said the conflicting portion was Section 3-53(b). Mayor Samples said he remembered
287 the ordinance well, because for the record, "I voted against it when it was adopted." After some additional
288 discussion, it was decided that the matter would be sent to the attorney again for review and a
289 recommendation and be placed on the March 25th meeting agenda for additional discussion.
290

291 **B. Any matters of concern or information to be discussed by Town Council.**
292

293 There were no other matters to be discussed by Town Council.
294

295 **9. PUBLIC COMMENTS – General Comments (5 minutes.)**
296

297 "Good to be back. John Ard, 612 Cypress Drive, Surfside. First off, I want to say just like I told
298 the Mayor it's good to be back with y'all again. It's been a long time, and a long road, but I'm certainly
299 glad to be back. I've got a lot of people I need to thank tonight, if you don't mind. As all of you know, on
300 the night of August 28th, 2013 I got in a bad golf cart wreck. Ended up in the hospital for quite a while with
301 broke [sic] leg, broke foot, broke shoulder and all that good stuff, and I'd like to thank each and every one
302 of you tonight. There's just too many to try and name all of you. But, I'd like to thank each and every one
303 of you tonight for prayers, the phone calls, the visits, all of the food baskets, the candy baskets, even and
304 all that stuff, so thank you one and all, and I do want to thank the fire department, the EMS, and the police
305 department for their assistance in aiding me that night, and I want to tell you one thing right now, I, I didn't
306 know what was going on; didn't know anything about it till later on. We certainly got a good bunch of
307 people here; a good bunch, and it's like I've always said before this town has some of the best people in
308 the world in it, and we need to keep it that way, and I intend to help see it kept that way. Now, having
309 said that and everything, I do have a little something I'd like to say tonight. As you all know, April 8th we
310 have an election coming up. We have quite a few candidates running this year for council seats, three
311 council seats, and as most of you probably know when this town comes about and all, you have a whole
312 bunch of things said, and the fur starts to fly as the old saying goes. The comments about one to the
313 other of the people that's running and everything, and what I would like to suggest is this, Before you
314 make a comment or you try and put somebody down, check your sources, and check and make
315 absolutely certain that you know what you're talking about, because if you don't, I will promise you this, in
316 the long run, it's gonna come back to bite you, and we have some mighty fine people that's running, and
317 this town needs good people up there, and there's a whole bunch of things going on while I've been away
318 from here and all that I certainly do not approve of. I don't like to see people getting talked down to or
319 anything like that, or somebody thinking they're a whole lot better than any councilmember, the mayor, or
320 any citizen in this room. So make sure what you're talking about, and don't think you're better than
321 somebody else when you don't know that your own self, and you probably aren't. That's all I have to say
322 tonight, but good luck to each and every one of you, and thank you."
323

324 "Ralph Magliette, 104 Harbor Lights. My comments are brief and they're very good comments,
325 and they're about, the first one is about the, the library. We have a new reference librarian in the library,
326 and we're gonna be bringing back some senior programs, and it was too late to add them, so I will just tell
327 you if you are interested in these programs, please see the library and sign up. The first one is
328 computers for beginners. It's gonna be Wednesday, March 19th from four to five p.m. There's also a new
329 program called social networking on your own computer. That's gonna be Thursday, March 20th from ten
330 till 11 a.m. Also through a small grant there's gonna be an actual live musical program at the library on
331 Wednesday the 26th, which is the normal senior activity day, and music is gonna be provided live by Lloyd
332
333

332 Kaplan from the Aristocrats followed by two p.m. there's gonna be a travelling in place and there'll be a
333 travel agent there to talk about the Czech Republic and Poland. The other thing, which is, which we've
334 been working on for a long time with the South Strand Senior Center is after a long and prolonged,
335 difficult time, the Senior Center has gotten some brand new renovations. We had brand new floors put in,
336 and brand new lights put in. It looks a thousand percent better. We love to have new people join the
337 library [sic.] It's \$20 a year. We encourage people join, I'm sorry to join the Surfside Senior Center.
338 Again, if you came there and you'd just take a look at it, you would see how beautiful it is now with the
339 new floors, the new lights. There's all new programs being done, so I would encourage people to use the
340 resources we have. Please support the library and the Senior Center. Thank you."

341
342 "My name is Mary Jo Doggett, and my husband and I live at 121 North Pinewood Drive. Our
343 back yard backs up to Dogwood, and I don't, I'd like someone to explain to me about these parking
344 permits and these signs that are gonna go up. We've never had a problem with people parking behind
345 us, except on the 4th of July, and I mean, this town has become a meter town. You know, we're money
346 hungry. We get all this money from the beach people to park, and we've never had a problem on our
347 street before. I mean, we're paying this money to get these signs made, and to put there, and how is it
348 gonna affect me as a property owner. If I have family come and they've all parked in my yard, however, I
349 have to have someone park behind there, are you going to tell me that I have to a permit on that person's
350 car to park in my back yard? I don't understand. Someone explain to me why we are having all these no
351 parking, parking permit things? I mean, we have a rental house across the street from us. It can hold six
352 families. They, they park where they can, but occasionally, they park behind there. Are you giving
353 permits out to these realtors so that when they come they can give it to them so they can have a one
354 week parking in these areas? I mean, can anybody answer my questions?" Mayor Samples said the
355 normal rules of order do not allow council to respond during public comments, but there will be
356 opportunities to comment during council comments. Ms. Doggett: "Okay, this is the first time I've ever
357 done this, but I thank you for hearing me, and I will be back on March the 25th. Thank you."

358
359 "Hello, Mr. Mayor, good evening. My name is Rosie Hastings, and I live on Hollywood. I have a
360 question in regard to the signs for parking. Are they gonna be printed before the election? Is the town
361 gonna pay for..." Mayor Samples interrupted and said again that rules of order did not allow council to
362 answer questions during public comments. Ms. Hastings: "Okay, but it wouldn't it make more sense not
363 to do that until the election so that the people who voted for the parking meters, we can vote them all out,
364 and the people who do not want this; it's an embarrassment. I have another question in regard to email,
365 who collects all the emails; negative responses, and maybe if we can get an answer to that, and the cost
366 of the signs. Thank you."

367
368 "David Pellegrino, 419 2nd Avenue North. The a, as far as I said last week [sic] Surfside is a great
369 place to live, especially with this weather; been outside. We had a nice BBQ festival this Saturday. The
370 weather was great; a lot of people. Obviously, I'm campaigning, so I'm talking to a lot of people, and the
371 incumbents running are also doing, and I did get some feedback and I'm concerned about it and I just
372 wanna give you guys the feedback I am getting. Several people I talked to got tickets while at the BBQ
373 festival. Some were residents; some were from outside. This is a festival where we want to invite people
374 to come; want to invite people to see how great Surfside is, and we, they were out in force; the ticket, the
375 ticket, the Lanier guys were out in force, and they gave tickets. They gave \$20 tickets, and you think
376 those people are gonna come back next time? I'd say no. I talked to hundreds of people and parking is a
377 big issue. Parking is a big issue right now as you guys well know. I've talk to businesses. I talk to
378 residents. I talk to second home owners. Haven't talked to tourists, because they're not here yet, but I'm
379 sure they feel the same. No one likes what we're doing with the parking meters, so why are we doing it?
380 I mean there's other ways to get revenues. We can focus on building up our business district on 17.
381 There's a bunch of empty, empty units out there. We can focus on a hundred different things. Why, and I
382 know I just want to hear your comments. I know you can't answer, but why are we focusing on something
383 that's hurting all of our customers, our residents, our second homeowners, our tourists, and our
384 businesses? Why, why? I can't comprehend it. I cannot comprehend it. So that's, that's my concern,
385 and I'd say 99-percent of the people I talk to are against the meters, so I don't know what's (**applause)."
386

387 "I'm Ron Saunders. I live at 313 6th Avenue South. Maybe I can shed a little light on why. You
388 see, if you're a resident of this town, and you live here, you have a parking..." Mayor Samples asked Mr.
389 Saunders to address his comments to Town Council. Mr. Saunders: "Okay, You have a sticker that you
390 can put on your car that allows you to park anywhere free, anytime, or a golf cart, or any vehicle you own,
391 you can park for free. If you're a tourist you are by ordinance, the people who have that house that rent
392 the facility, are required to have enough parking places for each bedroom. If they have violated that
393 ordinance, then there's not enough parking places. So I hope that shed a little light on it. I hope you
394 understand that if you live here, you can park free anywhere, any time. It shouldn't be a problem. And
395 also tourists have parking provided for them all the time. There's a place for every tourist to park and if
396 that owner of that facility has not done the things he's supposed to do by ordinance that needs to be
397 investigated also."

398
399 Ms. Kohlmann asked Mayor Samples to call regular order; there was a commotion in the
400 audience.

401
402 Mayor Samples called for regular order and asked the audience to keep it civil.

403
404 **10. COUNCIL COMMENTS.**
405

406 Mr. Smith: "I like the parking meters, and I think they help control the parking on Ocean
407 Boulevard. I think it was successful last year. If you notice, there were not as many cars parked illegally.
408 When they parked, they were parked in a legal spot; not near someone's driveway, which prevented them
409 from seeing when they backed out. So, I'm just gonna come out front and tell you I like the parking
410 meters. Thank you."

411
412 Ms. Mabry: "Yes, I would like to address a few people that stood up about the parking signs and
413 the parking meters. I didn't vote for the amended budget tonight, because it had the meters and the signs
414 in it. I also brought up last meeting about shutting down the meters during festivals. There are some that
415 think that this is a wonderful idea. We had all agreed to revisit it this year. To me, it's a dismal failure.
416 The cost analysis is not worth the meters being on the boulevard, in my opinion. So, you know, all I can
417 say is I, you know, I oppose it at every, every way I can. I think that there is a way to do it, and
418 remember, we're talking ten weeks out of the year maximum. You knew where you were moving when
419 you moved here. This was always been [sic] a resort. We didn't change it after you got here. So, you
420 know, we're inconvenienced for a little bit, but they're also paying our bills. So, I'm gonna live with some
421 inconvenience. That's just the way I see it, and thank everybody for coming up and sharing their ideas."

422
423 Ms. Dodge: "I like the parking meters. I will support them. Also, I appreciate the remarks from
424 people in the audience. It helps us; positive and negative remarks. We try to do the best we can,
425 sometimes we succeed and sometimes we don't. Hope you'll be a little bit careful about criticism,
426 because we do try our best."

427
428 Mr. Stevens: "First, I want to say that if you are a town resident, I want you to look at this round
429 circle up here (*pointing to town seal*), it says Surfside Beach. If you're a Surfside resident, (**) you live
430 here year round, or you're a property owner that owns a rental piece, rental property down here and you
431 live out of state, wherever it might be, that sticker entitles you to park anywhere, any parking meter, any
432 place that under our proposed law parking by a permit, and you can park there for free. That's, that's the
433 law, I mean if we pass it. That is [sic] the facts. So it doesn't hurt the residents. The other thing that Mr.
434 Sanders [sic] mentioned is that when you build a house, you're supposed to have one parking space per
435 bedroom. That's the facts; that's the zoning law. I didn't make those laws; the zoning laws make 'em
436 [sic], and those, those, a house that has six bedrooms is supposed to have six parking spaces. So if you
437 have a rental house, and you've got six bedrooms, you're supposed to have six vehicles can park there
438 [sic]. Now six vehicles, depending on the car, can hold anywhere from two to eight, ten people,
439 depending on if it's a van or whatever. So that's a lot of people. If you have that, you're okay. But, if you
440 build that big three bedroom house and you made all your oth [sic], you went out and you converted some
441 of your places, your dens and living rooms, then you've basically, you violated law. You violated zoning

442 ordinance. That's a fact. So you basically violated law, and you went from a three, three parking spaces
443 to six parking spaces, okay. The fact is the way this parking got started was our administrator came up to
444 us a couple of years ago and said our parking program is broken. We're gonna, we gotta buy machines,
445 and then my colleague right here, Beth Kohlmann, pointed out that we had a pier parking lot the
446 machines were broken. One year we made \$7,264. The next year, the same month, we made \$8. We,
447 we basically hired a professional. Now, let me ask you a question. If you had to have heart surgery,
448 would you go to a general practitioner or a heart surgeon? You'd think the answer is pretty clear. You'd
449 go to the heart surgeon. We hired a professional parking company to handle our parking. Are they
450 perfect? No. Is this town, town everything happens in this town perfect? No. There's never no [sic] easy
451 answer, but we are doing the things we need to do. It's not about greed. It's about creating a revenue
452 stream for the town. If we create a revenue stream for the town, it doesn't hurt us. We took in, according
453 to Diana King, a \$139,000, almost a \$140,000, which I understand that's, if it's \$60,000 a mil, that's two
454 and a third mils that we took. That goes to the general fund to pay our bills. So we went from a broken
455 thing to something that is starting to work. Now, granted we got a public hearing. We still got time to take
456 this and use some of Ms. Mabry's suggestions, some of Ms. Kohlmann's suggestions. I'm sure Mr.
457 Johnson has some suggestions, so we got a lot of, we got us a lot things [sic]. Don't panic yet, because
458 it's not over. We haven't finished this. But hopefully we'll get this done in a nice way so it makes the
459 town a little money, which that relieves you on your taxes, and at the same time the people are still gonna
460 come here because they're tourists. They come here because we've got something and nobody else in
461 the state has. We have a beach, and we have the Atlantic Ocean. So they're gonna come here. So just
462 be patient with us and I think that we'll, we'll solve this, and I think that some of the other councilmembers
463 had some have some ideas, and I'm definitely gonna listen to 'em. Mr. Smith had some good ideas about
464 working some things out with I think; the lady right out here mentioned something about that. You've got
465 something coming up on that, so come to our meeting."

466
467 Mr. Johnson: "Thank you all for coming out tonight. I just want to briefly touch on the parking
468 situation. I did not vote for the parking meters. I've always been against them, and in the foreseeable
469 future, I will always, I will be against them. The problem I see, which no one has brought up is the fact
470 that it's pushing residents away from here and our businesses are suffering. You know, people say, you
471 know, yeah, we get this amount of money from the parking meters, but our businesses are suffering from
472 it, and, and you know, that's my opinion. I'm sure that you all have your opinions, as does the parking
473 committee, or else they wouldn't have suggested it. On a lighter note, I would like to thank everyone that
474 came to the BBQ festival. It was a very good success, and I would like to commend town staff and
475 Debbie Ellis for putting on a very nice event. Thank the good Lord that the weather cooperated. Thank
476 you again for coming out, and we'll see you next time. Thank you."

477
478 Ms. Kohlmann: "When I first got elected, I was schooled by some of the seasoned council
479 people up here, and I distinctly remember being told there's gonna come issues before us and you're
480 gonna have to vote on issues. You vote, and you leave it in the council chambers, and whether you vote
481 for or against something or anything, you need to support your council as a whole. The parking has been
482 a nightmare. I think we all agree on that. However, I think that this council has done something that no
483 council before has done. They actually took action on something that has been a problem in this town
484 forever. They didn't just say there's a problem, and if you, I see people shaking their heads. If you go
485 back and read the minutes, it's factual. It's there. It comes up repeatedly; parking. This town spent lots
486 of money on parking studies, if you look back over \$50,000. They're spending money on studies, but
487 they never took action. I'm not saying that what we did was perfect, because I know it was not, and then
488 when I hear people saying I'm against it. I'm against it; then make a motion. Give us something. If
489 you're not part of the solution you are part of the problem. Don't fight against each other. We're
490 supposed to be working together. So, I, I am sorry if I insult any of you, but I do speak from the hip [sic]
491 and I, I feel insulted that that's how this is coming about, and I hope, I would hope that the people of this
492 town are smart enough to not take one issue and vote people out. Look at the totality of what people do,
493 because if that's how you're gonna elect our officials throughout the, every kind of process, you're never
494 gonna have anybody elected, cause you can't tell me that you agree a hundred percent with any person
495 that's in an elected position. I don't care who you are, or who you're gonna say you represent, cause that
496 is just not true. You're not going to, and if you do, then somebody's not doing their job, cause you cannot

497 please all the people. But, what I would say is please, give your ideas. Just try. My door's always open.
498 People know that. If you have an idea, you need to tell people your idea, because without ideas it's just
499 us, and that's not a good thing sometimes, obviously. So, I welcome everybody and thank you, Mr. Ard,
500 for your comments. I appreciate them, and thank you, Chief, for the storm, all the work you all did, and
501 everybody have a nice evening."
502

503 Mayor Samples: "I'm gonna spend a little time on parking. First, I would encourage everybody to
504 read the minutes, which we approved tonight. Those are the February 25th minutes. They're available on
505 line. I think that those minutes will provide some better insight than what you heard so far tonight. The
506 public hearing that we're gonna have shouldn't have been a surprise to anybody. About; after we put
507 parking meters on Ocean Boulevard, doesn't it make sense that people are gonna park on the side
508 streets? Yes. Now, we're gonna restrict parking on the side streets. How far is that to walk? A former
509 councilmember mentioned years ago to me he wanted to eliminate parking on Ocean Boulevard, and I
510 told him then, you know, look at the City of Charleston. They've got parking problems. They've got nine
511 different zones. Is that the kind of mess that we want to create in the Town of Surfside Beach? I don't
512 think so. Again, the history is when we first put parking meters in the lots that are owned by the Town of
513 Surfside Beach that money the council at the time said was to build up money to purchase additional lots
514 to have parking lots, and I'm the only one who's been here that long, so I get the blame for all these past
515 council actions. Well, I can assure you, if you follow those actions we threw money, we spent money on
516 and overspent money on matters at a time when the economy turned south, and so we ran deficits. This
517 will be the first year, maybe, we don't know till we get to the end of the year, that we will have brought in
518 more money than we spent in six or seven years. That's what I ran on to be mayor. I got elected mayor,
519 and that's what I intend to do with respect to spending. But, the parking meters are a mistake. The public
520 safety issue, which was the genesis that led this council to set up meters on Ocean Boulevard could have
521 been handled differently, and was being handled differently, but we didn't give it time to even work. For
522 Mr. Stevens' benefit, and I apologize for mentioning you by name, but it was mentioned earlier that we
523 need to investigate these beach houses that may have not, the current code says one bedroom, one
524 parking space. Well, I sat on Town Council when we adopted that requirement back in 2004 or 2005.
525 Prior to that, the requirement we didn't have that requirement. Prior to that the requirement was one
526 bedroom [required] three-quarters of a parking space. So, it's unfair to say that it doesn't impact the
527 businesses the mini-hotels, the condominiums that existed there previously, and I think that if people
528 have lived here long enough understand that that was during the major part of the building boom. So,
529 many of those homes were legally built, but don't meet our current parking requirements, and we talk
530 about the revenue, a \$139 or a \$140 thousand that were generated in this year. That doesn't include the
531 amount of money that we spent last year purchasing the meters and the pay stations, because we spent
532 \$225,000 or more in addition, the real money that this town raises comes in from three places: it's the 6-
533 percent non-resident properties that pay \$1.8 million into us; the next one is hospitality tax, that's tourists,
534 that us, but it's tourists also, and after that, it's accommodations tax. So, if, we're fighting a losing battle
535 on this and yes, and I'm gonna say this, I counseled members before we embarked down this path.
536 Okay, but we are where we are, we are where we are [sic,] and frankly that's why we do have elections.
537 That's all I have to say."
538

539 **11. EXECUTIVE SESSION**

540 **Pursuant to FOIA §30-4-70(a)(2) to discuss proposed contractual arrangements.**

541 Mr. Johnson moved to enter executive session at 7:50 p.m. Mr. Smith seconded. All voted in
542 favor. **MOTION CARRIED.**

543 Mr. Smith moved to reconvene regular session at 8:47 p.m. Mr. Johnson seconded. All voted in
544 favor. **MOTION CARRIED.**

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

Regular Town Council Meeting
March 11, 2014

551 Mr. Johnson moved to direct the town administrator to move forward with the contract with Judge
552 Arakas. Ms. Mabry seconded.

553
554 Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Johnson and Smith voted in
555 favor. Councilmembers Dodge, Kohlmann and Stevens voted against. **MOTION CARRIED.**
556

557 **12. ADJOURNMENT.**
558

559 Mr. Smith moved to adjourn the meeting at 8:49 p.m. Ms. Mabry seconded. All voted in favor.
560 **MOTION CARRIED.**

561 Prepared and submitted by,
562

563 _____
564 Debra E. Herrmann, CMC, Town Clerk
565

566 Approved: March 25, 2014
567

568 _____
569 Douglas F. Samples, Mayor
570

571 _____
572 Mary Beth Mabry, Mayor Pro Tempore
573

574 _____
575 Ann Dodge, Town Council
576

577 _____
578 Mark L. Johnson, Town Council
579

580 _____
581 Elizabeth A. Kohlmann, Town Council
582

583 _____
584 Roderick E. Smith, Town Council
585

586 _____
587 Randle M. Stevens, Town Council
588

589 *Clerk's Note: This document constitutes minutes of the meeting that was digitally recorded. These are
583 detailed minutes documenting each member's comments. Appointments to hear recordings may be
584 scheduled with the town clerk. In accordance with FOIA, meeting notice and the agenda were distributed
585 to local media and interested parties. The agenda was posted on the town website, the entry door at
586 Town Council Chambers, and in the Town Hall reception area. Meeting notice was also posted on the
587 Town marquee. Public Comments and Town Council Comments are transcribed as close to verbatim as
588 possible. When (**) is used a section of the recording is inaudible.*

**Town of Surfside Beach
Finance Report
February 28, 2014**

General Fund

Property tax collections exceed year to date by \$278k due to the additional millage reflected in General Fund. February collections were \$40k, which are slightly more than last February. Business licenses and permit fees collected year to date exceed last year. There were 28 new business license accounts opened in February and permit revenue exceeded last year due to the increase in construction.

General Fund expenditures year to date are higher than last year's. The additional expenses are higher due to parking now being included in General Fund. Additional expenses due to the storm clean up will increase salaries over budget by year end.

Capital Projects Fund

Expenditures year to date, totaled \$81k for water quality testing and various drainage projects.

Special Revenue Funds

Local A-Tax and Hospitality fee collections are ahead of last year. Overall, hospitality revenue is down due to parking now being reported in General Fund.

The expenditures for all special revenue funds are in line with the budget.

Enterprise Funds

Revenues in Sanitation and Pier Funds are higher than last year. Revenue in Sanitation increased \$137k year to date over last year. The pier reopened in February. Monthly admissions and fishing licenses totaled \$2k. An increase in expenses to Sanitation is expected in March due to an increase in tipping fees from the storm clean up.

Lanier Parking

Parking citation revenue totaled \$4k for the months of January and February combined. Expenses for the month of January totaled 5,142. As of the date of this report, the invoice for February's expenses has not been received.

Finance Department

The Finance staff is working on budget preparation, fixed asset project and business license renewals. Business license renewals will be mailed April 8, 2014.

Transparency

The Town's accounts payable register has been posted online and a link has been added to the State Comptroller General's office website. Visit the following websites for information.

Town of Surfside Beach <http://surfsidebeach.org>

SC Comptroller General <http://ww.cg.state.sc.us/transparency>

If you have any questions regarding this report, please contact the Finance Department at (843)-913-6336.

**Town of Surfside Beach
General Fund
Summary Financial Information
Period Ending February 28, 2014**

| Revenue | February 2014 | YTD FY 2013-14 | FY 13-14 Budget | Over/(Under) Budget | February 2013 | YTD FY 2012-13 |
|--|---------------------|---------------------|---------------------|------------------------|---------------------|---------------------|
| Property Taxes | \$ 40,188 | \$ 2,315,941 | \$ 2,367,600 | \$ (51,659) | \$ 34,423 | \$ 2,037,522 |
| Licenses & Permits | 18,579 | 153,770 | 1,513,000 | (1,359,230) | 16,253 | 250,030 |
| Franchise Fees | 160,329 | 348,293 | 599,060 | (250,767) | 154,861 | 335,151 |
| Fines | 12,835 | 109,336 | 168,000 | (58,664) | 14,562 | 108,460 |
| Interest | 363 | 2,162 | 5,000 | (2,838) | 156 | 2,227 |
| Intergovernmental | 3,530 | 117,671 | 288,960 | (171,289) | - | 194,469 |
| Recreation Revenue | 741 | 12,406 | 18,500 | (6,094) | 553 | 17,669 |
| Other Revenue | 2,376 | 250,358 | 252,493 | (2,135) | 4,977 | 15,748 |
| Lanier Parking | 2,900 | 128,879 | 172,000 | (43,121) | - | - |
| Other Financing Sources | - | 506,794 | 693,856 | (187,062) | 3,705 | 281,728 |
| Total Revenue | \$ 241,841 | \$ 3,945,610 | \$ 6,078,469 | \$ (2,132,859) | \$ 229,490 | \$ 3,243,004 |
| Expenditures | | | | | | |
| Salaries & Benefits | | | | | | |
| Salaries | \$ 214,641 | \$ 1,815,352 | \$ 2,845,427 | \$ (1,030,075) | \$ 211,593 | \$ 1,743,727 |
| Benefits | 99,541 | 706,091 | 1,156,032 | (449,941) | 87,731 | 643,452 |
| Total Salaries & Benefits | \$ 314,182 | \$ 2,521,443 | \$ 4,001,459 | \$ (1,480,016) | \$ 299,324 | \$ 2,387,179 |
| Operating Expenditures | | | | | | |
| Administration | \$ 5,986 | \$ 52,767 | \$ 160,895 | \$ (108,128) | \$ 9,284 | \$ 69,569 |
| Finance | 1,652 | 55,266 | 68,250 | (12,984) | 636 | 47,531 |
| Court | 4,515 | 26,727 | 46,830 | (20,103) | 3,219 | 22,255 |
| Facilities | 2,885 | 19,039 | 31,295 | (12,256) | 1,774 | 20,449 |
| Police | 30,309 | 202,240 | 316,787 | (114,547) | 19,947 | 180,892 |
| Fire | 9,842 | 122,883 | 166,203 | (43,320) | 10,819 | 84,287 |
| Building & Zoning | 5,291 | 23,338 | 42,090 | (18,752) | 4,553 | 38,612 |
| Grounds | 5,451 | 47,745 | 88,830 | (41,085) | 4,182 | 34,133 |
| Public Works | 22,273 | 155,995 | 231,550 | (75,555) | 35,197 | 152,446 |
| Fleet Maintenance | 2,334 | 19,308 | 30,710 | (11,402) | 2,618 | 19,998 |
| Recreation & Special Events | 8,257 | 77,095 | 144,820 | (67,725) | 3,200 | 75,108 |
| Meters-Lanier | 3,623 | 59,764 | 133,920 | (74,156) | - | - |
| Non Departmental | 9,654 | 63,438 | 91,200 | (27,762) | 6,123 | 61,743 |
| Total Operating Expenditures | \$ 112,072 | \$ 925,605 | \$ 1,553,380 | \$ (627,775) | \$ 101,552 | \$ 807,023 |
| Net Revenue/(Expenditures) Before Debt & Capital Expenditures | \$ (184,413) | \$ 498,562 | \$ 523,630 | \$ (25,068) | \$ (171,386) | \$ 48,802 |
| Debt and Capital Expenditures | | | | | | |
| Debt Service | \$ - | \$ 88,108 | \$ 88,098 | \$ 10 | \$ - | \$ 97,274 |
| Capital Replacement | 297 | 55,150 | 80,725 | (25,575) | - | 91,226 |
| Capital Improvements | - | - | - | - | 1,380 | 142,952 |
| Transfer to Hospitality - Parking fines | - | - | - | - | 215 | 15,695 |
| Total Debt and Capital Expenditures | \$ 297 | \$ 143,258 | \$ 168,823 | \$ (25,565) | \$ 1,595 | \$ 347,147 |
| Total Expenditures | \$ 426,551 | \$ 3,590,306 | \$ 5,723,662 | \$ (2,133,356) | \$ 402,471 | \$ 3,541,349 |
| Net Change in Fund Balance | \$ (184,710) | \$ 355,304 | \$ 354,807 | \$ 497 | \$ (172,981) | \$ (298,345) |
| Beginning Fund Balance 7/01/2013 | | \$ 3,362,128 | \$ 3,362,128 | | | |
| Ending Fund Balance | | \$ 3,717,432 | \$ 3,716,935 | | | |

**Town of Surfside Beach
Finance Department Report
February 28, 2014**

| General Fund | February 2014 | YTD FY 13-14 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD FY 12-13 |
|--|--------------------------|-------------------------|----------------------------|--------------------------------|--------------------------|-------------------------|
| Property Taxes | | | | | | |
| Current Property Taxes | \$ 36,051 | \$ 2,271,188 | \$ 2,343,600 | \$ (72,412) | \$ 33,053 | \$ 1,989,815 |
| Motor Carrier Taxes | 482 | 3,170 | 4,000 | (830) | 546 | 3,102 |
| Penalties & Prior Year Taxes | 3,655 | 41,583 | 20,000 | 21,583 | 824 | 44,605 |
| | \$ 40,188 | \$ 2,315,941 | \$ 2,367,600 | \$ (51,659) | \$ 34,423 | \$ 2,037,522 |
| Licenses and Permits | | | | | | |
| Business Licenses - Local | \$ 7,462 | \$ 54,459 | \$ 685,000 | \$ (630,541) | \$ 5,062 | \$ 45,725 |
| Business Licenses - MASC | - | 1,299 | 700,000 | (698,701) | - | 119,795 |
| Animal Licenses | 130 | 1,360 | 3,000 | (1,640) | 70 | 1,170 |
| Building Permits | 10,987 | 96,652 | 125,000 | (28,348) | 11,121 | 83,340 |
| | \$ 18,579 | \$ 153,770 | \$ 1,513,000 | \$ (1,359,230) | \$ 16,253 | \$ 250,030 |
| Franchise Fees | | | | | | |
| Santee Cooper (Bi-Annual) | \$ 142,948 | \$ 142,948 | \$ 265,000 | \$ (122,052) | \$ 138,241 | \$ 138,241 |
| GSW&SA (Monthly Installments) | 17,381 | 139,049 | 199,000 | (59,951) | 16,620 | 132,961 |
| TimeWarner (Quarterly) | - | 65,754 | 125,000 | (59,246) | - | 63,761 |
| HTC | - | 542 | 460 | 82 | - | - |
| SCANA (Annual) | - | - | 9,600 | (9,600) | - | 188 |
| | \$ 160,329 | \$ 348,293 | \$ 599,060 | \$ (250,767) | \$ 154,861 | \$ 335,151 |
| Fines and Forfeits | | | | | | |
| Police Fines | \$ 11,212 | \$ 91,453 | \$ 140,000 | \$ (48,547) | \$ 12,185 | \$ 79,447 |
| Victims Assistance | 1,633 | 15,787 | 28,000 | (12,213) | 2,162 | 16,056 |
| Parking Fines | (10) | 2,096 | - | 2,096 | 215 | 12,957 |
| | \$ 12,835 | \$ 109,336 | \$ 168,000 | \$ (58,664) | \$ 14,562 | \$ 108,460 |
| Interest | | | | | | |
| | \$ 363 | \$ 2,162 | \$ 5,000 | \$ (2,838) | \$ 156 | \$ 2,227 |
| Intergovernmental Revenues | | | | | | |
| Aid - Local Government Fund | \$ - | \$ 47,226 | \$ 75,000 | \$ (27,774) | \$ - | \$ 47,236 |
| Alcohol Permits | 750 | 5,250 | 33,000 | (27,750) | - | 6,051 |
| Homestead Exemption | - | - | 36,000 | (36,000) | - | - |
| Merchants Inventory | 2,780 | 5,560 | 11,120 | (5,560) | - | 5,560 |
| Government Grants | - | 4,639 | 12,140 | (7,501) | - | 78,425 |
| H.C. Recreation Dept. | - | - | 11,700 | (11,700) | - | - |
| H.C. Road Maintenance | - | 54,996 | 110,000 | (55,004) | - | 57,197 |
| | \$ 3,530 | \$ 117,671 | \$ 288,960 | \$ (171,289) | \$ - | \$ 194,469 |
| Other Revenue-Spec Events/Rec | | | | | | |
| Miscellaneous Revenues | 741 | 12,406 | 18,500 | (6,094) | 553 | 17,669 |
| | \$ 741 | \$ 12,406 | \$ 18,500 | \$ (6,094) | \$ 553 | \$ 17,669 |
| Other Revenue | | | | | | |
| Miscellaneous Revenues | 2,376 | 35,120 | 37,255 | (2,135) | 4,977 | 15,748 |
| Sale of Fixed Assets | - | 18,635 | 18,635 | - | - | - |
| Insurance Proceeds | - | 11,577 | 11,577 | - | - | 4,500 |
| Franchisee Reimbursement | - | 185,026 | 185,026 | - | - | 8,113 |
| | \$ 2,376 | \$ 250,358 | \$ 252,493 | \$ (2,135) | \$ 4,977 | \$ 28,361 |
| Lanier Revenue | | | | | | |
| Parking Meters-Lanier | \$ - | \$ 100,457 | \$ 140,000 | \$ (39,543) | \$ - | \$ - |
| Parking Citations-Lanier | 2,900 | 28,422 | 32,000 | (3,578) | - | - |
| | \$ 2,900 | \$ 128,879 | \$ 172,000 | \$ (43,121) | \$ - | \$ - |
| Other Financing Sources | | | | | | |
| Sanitation Fund | \$ - | \$ 50,000 | \$ 100,000 | \$ (50,000) | \$ - | \$ 17,511 |
| Accommodations Tax Fund | - | 43,300 | 46,250 | (2,950) | 3,705 | 40,243 |
| Interest Revenue Pier Enterprise | - | 12,225 | 14,710 | (2,485) | - | 18,335 |
| Pier Enterprise | - | 18,700 | 37,400 | (18,700) | - | 14,055 |
| Trans from Hospitality | - | 223,169 | 306,696 | (83,527) | - | 110,470 |
| Local Accommodations Tax Fund | - | 140,000 | 150,000 | (10,000) | - | 68,501 |
| Trans A-Tax Contractual Services | - | 19,400 | 38,800 | (19,400) | - | - |
| Total Other Financing Sources | \$ - | \$ 506,794 | \$ 693,856 | \$ (187,062) | \$ 3,705 | \$ 269,115 |
| Total Revenue & Other Financing Sources | | | | | | |
| | \$ 241,841 | \$ 3,945,610 | \$ 6,078,469 | \$ (2,132,859) | \$ 229,490 | \$ 3,243,004 |

**Town of Surfside Beach
Capital Projects Fund
February 28, 2014**

| Capital Projects Fund | February 2014 | YTD FY 13-14 | FY13-14 Budget | Over (Under) Budget | February 2013 | YTD FY 12-13 |
|---|--------------------------|-------------------------|---------------------------|--------------------------------|--------------------------|-------------------------|
| Revenue | | | | | | |
| Property Taxes | \$ 972 | \$ 60,653 | \$ 60,200 | \$ 453 | \$ 4,608 | \$ 287,697 |
| Interest | 85 | 750 | - | 750 | 66 | 621 |
| Misc/Reimbursement | - | 525 | - | 525 | - | - |
| Total Revenue | \$ 1,057 | \$ 61,928 | \$ 60,200 | \$ 1,728 | \$ 4,674 | \$ 288,318 |
| Expenditures | | | | | | |
| Lakes - Maint. & Enhancements | \$ 1,879 | \$ 7,227 | \$ 20,500 | \$ (13,273) | \$ - | \$ 8,926 |
| Water Quality/NPDES | 170 | 28,435 | 34,875 | (6,440) | 7,510 | 19,190 |
| Storm water Improvements | 14,876 | 45,486 | 539,000 | (493,514) | - | 15,380 |
| Total Expenditures | \$ 16,925 | \$ 81,148 | \$ 594,375 | \$ (513,227) | \$ 7,510 | \$ 43,496 |
| Net Change in Fund Balance | \$ (15,868) | \$ (19,220) | \$ (534,175) | \$ 514,955 | \$ (2,836) | \$ 244,822 |
| Beginning Fund Balance 7/01/2013 | | \$ 596,668 | \$ 596,668 | | | |
| Ending Fund Balance | | \$ 577,448 | \$ 62,493 | | | |

**Town of Surfside Beach
February 28, 2014
Special Revenue Funds**

Accommodations Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|-------------------|-------------------|---------------------|------------------------|--------------------|-------------------|
| Revenue | | | | | | |
| Accommodations Tax | \$ - | \$ 391,007 | \$ 450,000 | \$ (58,993) | \$ - | \$ 329,861 |
| Special Events/Donations | 700 | 3,977 | - | 3,977 | 650 | 650 |
| Interest Income | 38 | 282 | 200 | 82 | 63 | 280 |
| Total Revenues | <u>\$ 738</u> | <u>\$ 395,266</u> | <u>\$ 450,200</u> | <u>\$ (54,934)</u> | <u>\$ 713</u> | <u>\$ 330,791</u> |
| Expenditures | | | | | | |
| Police | \$ 3,622 | \$ 58,005 | \$ 120,134 | \$ (62,129) | \$ 226 | \$ 43,893 |
| Fire | - | - | 43,500 | (43,500) | - | - |
| Public Works | - | - | 50,000 | (50,000) | 865 | 36,606 |
| Utilities | 429 | 4,716 | 8,500 | (3,784) | 395 | 4,441 |
| Special Events | (2,028) | 27,683 | 57,140 | (29,457) | 3,497 | 27,587 |
| Grants & Materials & Supplies | - | 5,200 | 11,000 | (5,800) | - | 5,000 |
| Fireworks Display | - | 25,000 | 25,000 | - | - | 25,000 |
| Advertising & Promotion | - | 2,800 | 18,435 | (15,635) | - | 2,800 |
| Advertising - MB Chamber (30%) | - | 93,320 | 121,125 | (27,805) | 22,235 | 91,458 |
| Trans to General Contractual | - | 19,400 | 38,800 | (19,400) | - | - |
| Trans to Beach Renourishment | - | - | 50,000 | (50,000) | - | - |
| Transfer to Gen Fund | - | 43,300 | 46,250 | (2,950) | 3,706 | 40,243 |
| Total Expenditures | <u>\$ 2,023</u> | <u>\$ 279,424</u> | <u>\$ 589,884</u> | <u>\$ (310,460)</u> | <u>\$ 30,924</u> | <u>\$ 277,028</u> |
| Net Change in Fund Balance | <u>\$ (1,285)</u> | <u>\$ 115,842</u> | <u>\$ (139,684)</u> | <u>\$ 255,526</u> | <u>\$ (30,211)</u> | <u>\$ 53,763</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 142,276</u> | <u>\$ 142,276</u> | | | |
| Ending Fund Balance | | <u>\$ 258,118</u> | <u>\$ 2,592</u> | | | |

Hospitality Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|--------------------|-------------------|--------------------|------------------------|------------------|-------------------|
| Revenue | | | | | | |
| Hospitality Fees | \$ 17,553 | \$ 429,286 | \$ 625,000 | \$ (195,714) | \$ 16,566 | \$ 409,622 |
| Meter Revenue | - | - | - | - | - | 67,922 |
| Logo/Promotion Sales/Misc | - | - | - | - | 2 | 2,309 |
| Other Revenue (Grants/Donations) | - | - | - | - | 4,000 | 4,300 |
| Interest Income | 56 | 573 | 200 | 373 | 248 | 1,978 |
| Transfer from G.F. Parking fines | - | - | - | - | 215 | 15,694 |
| Total Revenues | <u>\$ 17,609</u> | <u>\$ 429,859</u> | <u>\$ 625,200</u> | <u>\$ (195,341)</u> | <u>\$ 21,031</u> | <u>\$ 501,825</u> |
| Expenditures | | | | | | |
| Police | \$ 428 | \$ 65,253 | \$ 105,310 | \$ (40,057) | \$ - | \$ 55,364 |
| Meters | - | - | - | - | 535 | 33,167 |
| Fire | 5,000 | 52,175 | 98,800 | (46,625) | - | 16,219 |
| Grounds | 5,213 | 15,107 | 111,700 | (96,593) | 1,623 | 14,635 |
| Recreation | 41 | 729 | 3,200 | (2,471) | 670 | 8,144 |
| Professional Services | - | 3,710 | 25,000 | (21,290) | - | - |
| Transfer to Pier | 47,960 | 47,960 | 47,960 | - | - | - |
| Transfer to General Fund | - | 223,170 | 306,696 | (83,526) | - | 110,470 |
| Total Expenditures | <u>\$ 58,642</u> | <u>\$ 408,104</u> | <u>\$ 698,666</u> | <u>\$ (290,562)</u> | <u>\$ 2,828</u> | <u>\$ 237,999</u> |
| Net Change in Fund Balance | <u>\$ (41,033)</u> | <u>\$ 21,755</u> | <u>\$ (73,466)</u> | <u>\$ 95,221</u> | <u>\$ 18,203</u> | <u>\$ 263,826</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 369,888</u> | <u>\$ 369,888</u> | | | |
| Ending Fund Balance | | <u>\$ 391,643</u> | <u>\$ 296,422</u> | | | |

Local Accommodations Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|------------------|--------------------|--------------------|------------------------|------------------|------------------|
| Revenue | | | | | | |
| Local Accommodations Tax | \$ 1,755 | \$ 99,160 | \$ 150,000 | \$ (50,840) | \$ 1,878 | \$ 97,788 |
| Interest Income | 1 | 34 | - | 34 | 26 | 178 |
| Total Revenues | <u>\$ 1,756</u> | <u>\$ 99,194</u> | <u>\$ 150,000</u> | <u>\$ (50,806)</u> | <u>\$ 1,904</u> | <u>\$ 97,966</u> |
| Expenditures | | | | | | |
| Transfer to General Fund | \$ - | \$ 140,000 | \$ 150,000 | (10,000) | \$ - | \$ 68,501 |
| Net Change in Fund Balance | <u>\$ 1,756</u> | <u>\$ (40,806)</u> | <u>\$ -</u> | <u>\$ (40,806)</u> | <u>\$ 1,904</u> | <u>\$ 29,465</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 46,685</u> | | | | |
| Ending Fund Balance | | <u>\$ 5,879</u> | | | | |

**Town of Surfside Beach
February 28, 2014
Enterprise Funds**

Pier Enterprise Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|---|--------------------------|--------------------------|----------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Income Rents/Leases | \$ - | \$ 47,661 | \$ 80,000 | \$ (32,339) | \$ - | \$ 42,268 |
| Other Income-Admissions | 283 | 32,233 | 50,000 | (17,767) | 198 | 29,096 |
| Other Income-Fishing | 1,751 | 69,748 | 112,000 | (42,252) | 1,007 | 65,254 |
| Meter Income-Lanier | - | 41,875 | 75,000 | (33,125) | - | 25,074 |
| Parking Fines-Lanier | 1,300 | 9,160 | 17,000 | (7,840) | - | - |
| Interest Income | 7 | 133 | - | 133 | 76 | 644 |
| Miscellaneous Income | - | - | - | - | - | - |
| Transfer from Hospitality | 47,960 | 47,960 | 47,960 | - | - | - |
| Total Revenues | \$ 51,301 | \$ 248,770 | \$ 381,960 | \$ (133,190) | \$ 1,281 | \$ 162,336 |
| Expenses | | | | | | |
| Operating Expenses | \$ 709 | \$ 14,078 | \$ 17,700 | \$ (3,622) | \$ 867 | \$ 10,737 |
| Lanier(Operating) | 1,519 | 14,629 | 25,000 | - | - | - |
| Bank Fees(Lanier) | - | 925 | - | - | - | - |
| Depreciation Expense | - | 56,973 | 115,000 | (58,027) | - | - |
| Interest Expense (Loan) | - | 12,225 # | 14,710 | (2,485) | - | 18,335 |
| Transfer General Fund | - | 18,700 | 37,400 | (18,700) | - | 14,055 |
| Total Expenses | \$ 2,228 | \$ 117,530 | \$ 209,810 | \$ (82,834) | \$ 867 | \$ 43,127 |
| Change in Net Position | \$ 49,073 | \$ 131,240 | \$ 172,150 | \$ (50,356) | \$ 414 | \$ 119,209 |
| Total Net Position - Beginning 7/01/2013 | | \$ 2,084,888 | \$ 2,084,888 | | | |
| Total Net Position - Ending | | \$ 2,216,128 | \$ 2,257,038 | | | |

Sanitation Fund

| | February 2014 | YTD 2013-2014 | # Fy 2013-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|---|--------------------------|--------------------------|------------------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Sanitation Fees | \$ 97,039 | \$ 880,472 | \$ 1,256,000 | \$ (375,528) | \$ 76,479 | \$ 743,702 |
| Grants, Gain/(Loss) on sale of F/A | 801 | 1,948 | 1,700 | 248 | 304 | 2,659 |
| Interest Income | 114 | 894 | 2,800 | (1,906) | 214 | 1,558 |
| Total Revenues | \$ 97,954 | \$ 883,314 | \$ 1,260,500 | \$ (377,186) | \$ 76,997 | \$ 747,919 |
| Expenses | | | | | | |
| Salaries & Operating Expenses | \$ 67,450 | \$ 596,505 | \$ 945,711 | \$ (349,206) | \$ 65,814 | \$ 603,930 |
| Depreciation Expense | - | 67,500 | 135,000 | (67,500) | - | - |
| Transfer to General Fund | - | 50,000 | 100,000 | (50,000) | - | 17,511 |
| Total Expenses | \$ 67,450 | \$ 714,005 # | \$ 1,180,711 | \$ (466,706) | \$ 65,814 | \$ 621,441 |
| Change in Net Position | \$ 30,504 | \$ 169,309 | \$ 79,789 | \$ 89,520 | \$ 11,183 | \$ 126,478 |
| Total Net Position - Beginning 7/01/2013 | | \$ 1,345,375 | \$ 1,345,375 | | | |
| Total Net Position - Ending | | \$ 1,514,684 | \$ 1,434,895 | | | |

**Town of Surfside Beach
Finance Report
February 28, 2014**

General Fund

Property tax collections exceed year to date by \$278k due to the additional millage reflected in General Fund. February collections were \$40k, which are slightly more than last February. Business licenses and permit fees collected year to date exceed last year. There were 28 new business license accounts opened in February and permit revenue exceeded last year due to the increase in construction.

General Fund expenditures year to date are higher than last year's. The additional expenses are higher due to parking now being included in General Fund. Additional expenses due to the storm clean up will increase salaries over budget by year end.

Capital Projects Fund

Expenditures year to date, totaled \$81k for water quality testing and various drainage projects.

Special Revenue Funds

Local A-Tax and Hospitality fee collections are ahead of last year. Overall, hospitality revenue is down due to parking now being reported in General Fund.

The expenditures for all special revenue funds are in line with the budget.

Enterprise Funds

Revenues in Sanitation and Pier Funds are higher than last year. Revenue in Sanitation increased \$137k year to date over last year. The pier reopened in February. Monthly admissions and fishing licenses totaled \$2k. An increase in expenses to Sanitation is expected in March due to an increase in tipping fees from the storm clean up.

Lanier Parking

Parking citation revenue totaled \$4k for the months of January and February combined. Expenses for the month of January totaled 5,142. As of the date of this report, the invoice for February's expenses has not been received.

Finance Department

The Finance staff is working on budget preparation, fixed asset project and business license renewals. Business license renewals will be mailed April 8, 2014.

Transparency

The Town's accounts payable register has been posted online and a link has been added to the State Comptroller General's office website. Visit the following websites for information.

Town of Surfside Beach <http://surfsidebeach.org>

SC Comptroller General <http://ww.cg.state.sc.us/transparency>

If you have any questions regarding this report, please contact the Finance Department at (843)-913-6336.

**Town of Surfside Beach
General Fund
Summary Financial Information
Period Ending February 28, 2014**

| Revenue | February 2014 | YTD FY 2013-14 | FY 13-14 Budget | Over/(Under) Budget | February 2013 | YTD FY 2012-13 |
|--|---------------------|---------------------|---------------------|------------------------|---------------------|---------------------|
| Property Taxes | \$ 40,188 | \$ 2,315,941 | \$ 2,367,600 | \$ (51,659) | \$ 34,423 | \$ 2,037,522 |
| Licenses & Permits | 18,579 | 153,770 | 1,513,000 | (1,359,230) | 16,253 | 250,030 |
| Franchise Fees | 160,329 | 348,293 | 599,060 | (250,767) | 154,861 | 335,151 |
| Fines | 12,835 | 109,336 | 168,000 | (58,664) | 14,562 | 108,460 |
| Interest | 363 | 2,162 | 5,000 | (2,838) | 156 | 2,227 |
| Intergovernmental | 3,530 | 117,671 | 288,960 | (171,289) | - | 194,469 |
| Recreation Revenue | 741 | 12,406 | 18,500 | (6,094) | 553 | 17,669 |
| Other Revenue | 2,376 | 250,358 | 252,493 | (2,135) | 4,977 | 15,748 |
| Lanier Parking | 2,900 | 128,879 | 172,000 | (43,121) | - | - |
| Other Financing Sources | - | 506,794 | 693,856 | (187,062) | 3,705 | 281,728 |
| Total Revenue | \$ 241,841 | \$ 3,945,610 | \$ 6,078,469 | \$ (2,132,859) | \$ 229,490 | \$ 3,243,004 |
| Expenditures | | | | | | |
| Salaries & Benefits | | | | | | |
| Salaries | \$ 214,641 | \$ 1,815,352 | \$ 2,845,427 | \$ (1,030,075) | \$ 211,593 | \$ 1,743,727 |
| Benefits | 99,541 | 706,091 | 1,156,032 | (449,941) | 87,731 | 643,452 |
| Total Salaries & Benefits | \$ 314,182 | \$ 2,521,443 | \$ 4,001,459 | \$ (1,480,016) | \$ 299,324 | \$ 2,387,179 |
| Operating Expenditures | | | | | | |
| Administration | \$ 5,986 | \$ 52,767 | \$ 160,895 | \$ (108,128) | \$ 9,284 | \$ 69,569 |
| Finance | 1,652 | 55,266 | 68,250 | (12,984) | 636 | 47,531 |
| Court | 4,515 | 26,727 | 46,830 | (20,103) | 3,219 | 22,255 |
| Facilities | 2,885 | 19,039 | 31,295 | (12,256) | 1,774 | 20,449 |
| Police | 30,309 | 202,240 | 316,787 | (114,547) | 19,947 | 180,892 |
| Fire | 9,842 | 122,883 | 166,203 | (43,320) | 10,819 | 84,287 |
| Building & Zoning | 5,291 | 23,338 | 42,090 | (18,752) | 4,553 | 38,612 |
| Grounds | 5,451 | 47,745 | 88,830 | (41,085) | 4,182 | 34,133 |
| Public Works | 22,273 | 155,995 | 231,550 | (75,555) | 35,197 | 152,446 |
| Fleet Maintenance | 2,334 | 19,308 | 30,710 | (11,402) | 2,618 | 19,998 |
| Recreation & Special Events | 8,257 | 77,095 | 144,820 | (67,725) | 3,200 | 75,108 |
| Meters-Lanier | 3,623 | 59,764 | 133,920 | (74,156) | - | - |
| Non Departmental | 9,654 | 63,438 | 91,200 | (27,762) | 6,123 | 61,743 |
| Total Operating Expenditures | \$ 112,072 | \$ 925,605 | \$ 1,553,380 | \$ (627,775) | \$ 101,552 | \$ 807,023 |
| Net Revenue/(Expenditures) Before Debt & Capital Expenditures | \$ (184,413) | \$ 498,562 | \$ 523,630 | \$ (25,068) | \$ (171,386) | \$ 48,802 |
| Debt and Capital Expenditures | | | | | | |
| Debt Service | \$ - | \$ 88,108 | \$ 88,098 | \$ 10 | \$ - | \$ 97,274 |
| Capital Replacement | 297 | 55,150 | 80,725 | (25,575) | - | 91,226 |
| Capital Improvements | - | - | - | - | 1,380 | 142,952 |
| Transfer to Hospitality - Parking fines | - | - | - | - | 215 | 15,695 |
| Total Debt and Capital Expenditures | \$ 297 | \$ 143,258 | \$ 168,823 | \$ (25,565) | \$ 1,595 | \$ 347,147 |
| Total Expenditures | \$ 426,551 | \$ 3,590,306 | \$ 5,723,662 | \$ (2,133,356) | \$ 402,471 | \$ 3,541,349 |
| Net Change in Fund Balance | \$ (184,710) | \$ 355,304 | \$ 354,807 | \$ 497 | \$ (172,981) | \$ (298,345) |
| Beginning Fund Balance 7/01/2013 | | \$ 3,362,128 | \$ 3,362,128 | | | |
| Ending Fund Balance | | \$ 3,717,432 | \$ 3,716,935 | | | |

**Town of Surfside Beach
Finance Department Report
February 28, 2014**

| General Fund | February 2014 | YTD FY 13-14 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD FY 12-13 |
|--|--------------------------|-------------------------|----------------------------|--------------------------------|--------------------------|-------------------------|
| Property Taxes | | | | | | |
| Current Property Taxes | \$ 36,051 | \$ 2,271,188 | \$ 2,343,600 | \$ (72,412) | \$ 33,053 | \$ 1,989,815 |
| Motor Carrier Taxes | 482 | 3,170 | 4,000 | (830) | 546 | 3,102 |
| Penalties & Prior Year Taxes | 3,655 | 41,583 | 20,000 | 21,583 | 824 | 44,605 |
| | \$ 40,188 | \$ 2,315,941 | \$ 2,367,600 | \$ (51,659) | \$ 34,423 | \$ 2,037,522 |
| Licenses and Permits | | | | | | |
| Business Licenses - Local | \$ 7,462 | \$ 54,459 | \$ 685,000 | \$ (630,541) | \$ 5,062 | \$ 45,725 |
| Business Licenses - MASC | - | 1,299 | 700,000 | (698,701) | - | 119,795 |
| Animal Licenses | 130 | 1,360 | 3,000 | (1,640) | 70 | 1,170 |
| Building Permits | 10,987 | 96,652 | 125,000 | (28,348) | 11,121 | 83,340 |
| | \$ 18,579 | \$ 153,770 | \$ 1,513,000 | \$ (1,359,230) | \$ 16,253 | \$ 250,030 |
| Franchise Fees | | | | | | |
| Santee Cooper (Bi-Annual) | \$ 142,948 | \$ 142,948 | \$ 265,000 | \$ (122,052) | \$ 138,241 | \$ 138,241 |
| GSW&SA (Monthly Installments) | 17,381 | 139,049 | 199,000 | (59,951) | 16,620 | 132,961 |
| TimeWarner (Quarterly) | - | 65,754 | 125,000 | (59,246) | - | 63,761 |
| HTC | - | 542 | 460 | 82 | - | - |
| SCANA (Annual) | - | - | 9,600 | (9,600) | - | 188 |
| | \$ 160,329 | \$ 348,293 | \$ 599,060 | \$ (250,767) | \$ 154,861 | \$ 335,151 |
| Fines and Forfeits | | | | | | |
| Police Fines | \$ 11,212 | \$ 91,453 | \$ 140,000 | \$ (48,547) | \$ 12,185 | \$ 79,447 |
| Victims Assistance | 1,633 | 15,787 | 28,000 | (12,213) | 2,162 | 16,056 |
| Parking Fines | (10) | 2,096 | - | 2,096 | 215 | 12,957 |
| | \$ 12,835 | \$ 109,336 | \$ 168,000 | \$ (58,664) | \$ 14,562 | \$ 108,460 |
| Interest | \$ 363 | \$ 2,162 | \$ 5,000 | \$ (2,838) | \$ 156 | \$ 2,227 |
| Intergovernmental Revenues | | | | | | |
| Aid - Local Government Fund | \$ - | \$ 47,226 | \$ 75,000 | \$ (27,774) | \$ - | \$ 47,236 |
| Alcohol Permits | 750 | 5,250 | 33,000 | (27,750) | - | 6,051 |
| Homestead Exemption | - | - | 36,000 | (36,000) | - | - |
| Merchants Inventory | 2,780 | 5,560 | 11,120 | (5,560) | - | 5,560 |
| Government Grants | - | 4,639 | 12,140 | (7,501) | - | 78,425 |
| H.C. Recreation Dept. | - | - | 11,700 | (11,700) | - | - |
| H.C. Road Maintenance | - | 54,996 | 110,000 | (55,004) | - | 57,197 |
| | \$ 3,530 | \$ 117,671 | \$ 288,960 | \$ (171,289) | \$ - | \$ 194,469 |
| Other Revenue-Spec Events/Rec | | | | | | |
| Miscellaneous Revenues | 741 | 12,406 | 18,500 | (6,094) | 553 | 17,669 |
| | \$ 741 | \$ 12,406 | \$ 18,500 | \$ (6,094) | \$ 553 | \$ 17,669 |
| Other Revenue | | | | | | |
| Miscellaneous Revenues | 2,376 | 35,120 | 37,255 | (2,135) | 4,977 | 15,748 |
| Sale of Fixed Assets | - | 18,635 | 18,635 | - | - | - |
| Insurance Proceeds | - | 11,577 | 11,577 | - | - | 4,500 |
| Franchisee Reimbursement | - | 185,026 | 185,026 | - | - | 8,113 |
| | \$ 2,376 | \$ 250,358 | \$ 252,493 | \$ (2,135) | \$ 4,977 | \$ 28,361 |
| Lanier Revenue | | | | | | |
| Parking Meters-Lanier | \$ - | \$ 100,457 | \$ 140,000 | \$ (39,543) | \$ - | \$ - |
| Parking Citations-Lanier | 2,900 | 28,422 | 32,000 | (3,578) | - | - |
| | \$ 2,900 | \$ 128,879 | \$ 172,000 | \$ (43,121) | \$ - | \$ - |
| Other Financing Sources | | | | | | |
| Sanitation Fund | \$ - | \$ 50,000 | \$ 100,000 | \$ (50,000) | \$ - | \$ 17,511 |
| Accommodations Tax Fund | - | 43,300 | 46,250 | (2,950) | 3,705 | 40,243 |
| Interest Revenue Pier Enterprise | - | 12,225 | 14,710 | (2,485) | - | 18,335 |
| Pier Enterprise | - | 18,700 | 37,400 | (18,700) | - | 14,055 |
| Trans from Hospitality | - | 223,169 | 306,696 | (83,527) | - | 110,470 |
| Local Accommodations Tax Fund | - | 140,000 | 150,000 | (10,000) | - | 68,501 |
| Trans A-Tax Contractual Services | - | 19,400 | 38,800 | (19,400) | - | - |
| Total Other Financing Sources | \$ - | \$ 506,794 | \$ 693,856 | \$ (187,062) | \$ 3,705 | \$ 269,115 |
| Total Revenue & Other Financing Sources | \$ 241,841 | \$ 3,945,610 | \$ 6,078,469 | \$ (2,132,859) | \$ 229,490 | \$ 3,243,004 |

**Town of Surfside Beach
Capital Projects Fund
February 28, 2014**

| Capital Projects Fund | February 2014 | YTD FY 13-14 | FY13-14 Budget | Over (Under) Budget | February 2013 | YTD FY 12-13 |
|---|--------------------------|-------------------------|---------------------------|--------------------------------|--------------------------|-------------------------|
| Revenue | | | | | | |
| Property Taxes | \$ 972 | \$ 60,653 | \$ 60,200 | \$ 453 | \$ 4,608 | \$ 287,697 |
| Interest | 85 | 750 | - | 750 | 66 | 621 |
| Misc/Reimbursement | - | 525 | - | 525 | - | - |
| Total Revenue | \$ 1,057 | \$ 61,928 | \$ 60,200 | \$ 1,728 | \$ 4,674 | \$ 288,318 |
| Expenditures | | | | | | |
| Lakes - Maint. & Enhancements | \$ 1,879 | \$ 7,227 | \$ 20,500 | \$ (13,273) | \$ - | \$ 8,926 |
| Water Quality/NPDES | 170 | 28,435 | 34,875 | (6,440) | 7,510 | 19,190 |
| Storm water Improvements | 14,876 | 45,486 | 539,000 | (493,514) | - | 15,380 |
| Total Expenditures | \$ 16,925 | \$ 81,148 | \$ 594,375 | \$ (513,227) | \$ 7,510 | \$ 43,496 |
| Net Change in Fund Balance | \$ (15,868) | \$ (19,220) | \$ (534,175) | \$ 514,955 | \$ (2,836) | \$ 244,822 |
| Beginning Fund Balance 7/01/2013 | | \$ 596,668 | \$ 596,668 | | | |
| Ending Fund Balance | | \$ 577,448 | \$ 62,493 | | | |

**Town of Surfside Beach
February 28, 2014
Special Revenue Funds**

Accommodations Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|--------------------------|--------------------------|----------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Accommodations Tax | \$ - | \$ 391,007 | \$ 450,000 | \$ (58,993) | \$ - | \$ 329,861 |
| Special Events/Donations | 700 | 3,977 | - | 3,977 | 650 | 650 |
| Interest Income | 38 | 282 | 200 | 82 | 63 | 280 |
| Total Revenues | <u>\$ 738</u> | <u>\$ 395,266</u> | <u>\$ 450,200</u> | <u>\$ (54,934)</u> | <u>\$ 713</u> | <u>\$ 330,791</u> |
| Expenditures | | | | | | |
| Police | \$ 3,622 | \$ 58,005 | \$ 120,134 | \$ (62,129) | \$ 226 | \$ 43,893 |
| Fire | - | - | 43,500 | (43,500) | - | - |
| Public Works | - | - | 50,000 | (50,000) | 865 | 36,606 |
| Utilities | 429 | 4,716 | 8,500 | (3,784) | 395 | 4,441 |
| Special Events | (2,028) | 27,683 | 57,140 | (29,457) | 3,497 | 27,587 |
| Grants & Materials & Supplies | - | 5,200 | 11,000 | (5,800) | - | 5,000 |
| Fireworks Display | - | 25,000 | 25,000 | - | - | 25,000 |
| Advertising & Promotion | - | 2,800 | 18,435 | (15,635) | - | 2,800 |
| Advertising - MB Chamber (30%) | - | 93,320 | 121,125 | (27,805) | 22,235 | 91,458 |
| Trans to General Contractual | - | 19,400 | 38,800 | (19,400) | - | - |
| Trans to Beach Renourishment | - | - | 50,000 | (50,000) | - | - |
| Transfer to Gen Fund | - | 43,300 | 46,250 | (2,950) | 3,706 | 40,243 |
| Total Expenditures | <u>\$ 2,023</u> | <u>\$ 279,424</u> | <u>\$ 589,884</u> | <u>\$ (310,460)</u> | <u>\$ 30,924</u> | <u>\$ 277,028</u> |
| Net Change in Fund Balance | <u>\$ (1,285)</u> | <u>\$ 115,842</u> | <u>\$ (139,684)</u> | <u>\$ 255,526</u> | <u>\$ (30,211)</u> | <u>\$ 53,763</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 142,276</u> | <u>\$ 142,276</u> | | | |
| Ending Fund Balance | | <u>\$ 258,118</u> | <u>\$ 2,592</u> | | | |

Hospitality Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|--------------------------|--------------------------|----------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Hospitality Fees | \$ 17,553 | \$ 429,286 | \$ 625,000 | \$ (195,714) | \$ 16,566 | \$ 409,622 |
| Meter Revenue | - | - | - | - | - | 67,922 |
| Logo/Promotion Sales/Misc | - | - | - | - | 2 | 2,309 |
| Other Revenue (Grants/Donations) | - | - | - | - | 4,000 | 4,300 |
| Interest Income | 56 | 573 | 200 | 373 | 248 | 1,978 |
| Transfer from G.F. Parking fines | - | - | - | - | 215 | 15,694 |
| Total Revenues | <u>\$ 17,609</u> | <u>\$ 429,859</u> | <u>\$ 625,200</u> | <u>\$ (195,341)</u> | <u>\$ 21,031</u> | <u>\$ 501,825</u> |
| Expenditures | | | | | | |
| Police | \$ 428 | \$ 65,253 | \$ 105,310 | \$ (40,057) | \$ - | \$ 55,364 |
| Meters | - | - | - | - | 535 | 33,167 |
| Fire | 5,000 | 52,175 | 98,800 | (46,625) | - | 16,219 |
| Grounds | 5,213 | 15,107 | 111,700 | (96,593) | 1,623 | 14,635 |
| Recreation | 41 | 729 | 3,200 | (2,471) | 670 | 8,144 |
| Professional Services | - | 3,710 | 25,000 | (21,290) | - | - |
| Transfer to Pier | 47,960 | 47,960 | 47,960 | - | - | - |
| Transfer to General Fund | - | 223,170 | 306,696 | (83,526) | - | 110,470 |
| Total Expenditures | <u>\$ 58,642</u> | <u>\$ 408,104</u> | <u>\$ 698,666</u> | <u>\$ (290,562)</u> | <u>\$ 2,828</u> | <u>\$ 237,999</u> |
| Net Change in Fund Balance | <u>\$ (41,033)</u> | <u>\$ 21,755</u> | <u>\$ (73,466)</u> | <u>\$ 95,221</u> | <u>\$ 18,203</u> | <u>\$ 263,826</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 369,888</u> | <u>\$ 369,888</u> | | | |
| Ending Fund Balance | | <u>\$ 391,643</u> | <u>\$ 296,422</u> | | | |

Local Accommodations Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|----------------------------------|--------------------------|--------------------------|----------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Local Accommodations Tax | \$ 1,755 | \$ 99,160 | \$ 150,000 | \$ (50,840) | \$ 1,878 | \$ 97,788 |
| Interest Income | 1 | 34 | - | 34 | 26 | 178 |
| Total Revenues | <u>\$ 1,756</u> | <u>\$ 99,194</u> | <u>\$ 150,000</u> | <u>\$ (50,806)</u> | <u>\$ 1,904</u> | <u>\$ 97,966</u> |
| Expenditures | | | | | | |
| Transfer to General Fund | \$ - | \$ 140,000 | \$ 150,000 | (10,000) | \$ - | \$ 68,501 |
| Net Change in Fund Balance | <u>\$ 1,756</u> | <u>\$ (40,806)</u> | <u>\$ -</u> | <u>\$ (40,806)</u> | <u>\$ 1,904</u> | <u>\$ 29,465</u> |
| Beginning Fund Balance 7/01/2013 | | <u>\$ 46,685</u> | | | | |
| Ending Fund Balance | | <u>\$ 5,879</u> | | | | |

**Town of Surfside Beach
February 28, 2014
Enterprise Funds**

Pier Enterprise Fund

| | February 2014 | YTD 2013-2014 | FY 13-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|---|--------------------------|--------------------------|----------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Income Rents/Leases | \$ - | \$ 47,661 | \$ 80,000 | \$ (32,339) | \$ - | \$ 42,268 |
| Other Income-Admissions | 283 | 32,233 | 50,000 | (17,767) | 198 | 29,096 |
| Other Income-Fishing | 1,751 | 69,748 | 112,000 | (42,252) | 1,007 | 65,254 |
| Meter Income-Lanier | - | 41,875 | 75,000 | (33,125) | - | 25,074 |
| Parking Fines-Lanier | 1,300 | 9,160 | 17,000 | (7,840) | - | - |
| Interest Income | 7 | 133 | - | 133 | 76 | 644 |
| Miscellaneous Income | - | - | - | - | - | - |
| Transfer from Hospitality | 47,960 | 47,960 | 47,960 | - | - | - |
| Total Revenues | \$ 51,301 | \$ 248,770 | \$ 381,960 | \$ (133,190) | \$ 1,281 | \$ 162,336 |
| Expenses | | | | | | |
| Operating Expenses | \$ 709 | \$ 14,078 | \$ 17,700 | \$ (3,622) | \$ 867 | \$ 10,737 |
| Lanier(Operating) | 1,519 | 14,629 | 25,000 | - | - | - |
| Bank Fees(Lanier) | - | 925 | - | - | - | - |
| Depreciation Expense | - | 56,973 | 115,000 | (58,027) | - | - |
| Interest Expense (Loan) | - | 12,225 # | 14,710 | (2,485) | - | 18,335 |
| Transfer General Fund | - | 18,700 | 37,400 | (18,700) | - | 14,055 |
| Total Expenses | \$ 2,228 | \$ 117,530 | \$ 209,810 | \$ (82,834) | \$ 867 | \$ 43,127 |
| Change in Net Position | \$ 49,073 | \$ 131,240 | \$ 172,150 | \$ (50,356) | \$ 414 | \$ 119,209 |
| Total Net Position - Beginning 7/01/2013 | | \$ 2,084,888 | \$ 2,084,888 | | | |
| Total Net Position - Ending | | \$ 2,216,128 | \$ 2,257,038 | | | |

Sanitation Fund

| | February 2014 | YTD 2013-2014 | # Fy 2013-14 Budget | Over (Under) Budget | February 2013 | YTD 2012-2013 |
|---|--------------------------|--------------------------|------------------------------------|--------------------------------|--------------------------|--------------------------|
| Revenue | | | | | | |
| Sanitation Fees | \$ 97,039 | \$ 880,472 | \$ 1,256,000 | \$ (375,528) | \$ 76,479 | \$ 743,702 |
| Grants, Gain/(Loss) on sale of F/A | 801 | 1,948 | 1,700 | 248 | 304 | 2,659 |
| Interest Income | 114 | 894 | 2,800 | (1,906) | 214 | 1,558 |
| Total Revenues | \$ 97,954 | \$ 883,314 | \$ 1,260,500 | \$ (377,186) | \$ 76,997 | \$ 747,919 |
| Expenses | | | | | | |
| Salaries & Operating Expenses | \$ 67,450 | \$ 596,505 | \$ 945,711 | \$ (349,206) | \$ 65,814 | \$ 603,930 |
| Depreciation Expense | - | 67,500 | 135,000 | (67,500) | - | - |
| Transfer to General Fund | - | 50,000 | 100,000 | (50,000) | - | 17,511 |
| Total Expenses | \$ 67,450 | \$ 714,005 # | \$ 1,180,711 | \$ (466,706) | \$ 65,814 | \$ 621,441 |
| Change in Net Position | \$ 30,504 | \$ 169,309 | \$ 79,789 | \$ 89,520 | \$ 11,183 | \$ 126,478 |
| Total Net Position - Beginning 7/01/2013 | | \$ 1,345,375 | \$ 1,345,375 | | | |
| Total Net Position - Ending | | \$ 1,514,684 | \$ 1,434,895 | | | |

PUBLIC WORKS MONTHLY REPORT

FEBRUARY 20th – MARCH 19th, 2014

SANITATION DIVISION (FTEs – 9)

Residential Service – Six carts were delivered, four once the certificates of occupancy had been issued and two per owner request. One cart was replaced. One cart was removed from a location where the house was demolished. Sanitation supervisor responded to five calls regarding ordinance enforcement; eight calls regarding late put outs and/or questions about bulk/yard debris pick up, one call involving a billing question, two calls concerning winter roll-out service, five miscellaneous calls, and forty-three calls concerning storm debris removal.

Commercial Service – Service routes continue to be updated based on business needs. One business, Budget Bedding, added dumpster service. Seven accounts required extra pick-up services due to overflow. One account, Original Benjamin's, has resumed service. Supervisor explained commercial collection schedules to four new businesses (Surfside Golf Cart Rentals, The Waffle House, Tanning Made Fabulous, and Fussaro CPA). One business, Golden Egg, replaced their dumpster. Supervisor responded to two calls regarding ordinance enforcement, one call involving billing questions, and one complaint.

Recycling News – Seven carts have been delivered to town residents upon request. Two carts were replaced. Supervisor responded to two miscellaneous calls with questions about recycling.

Household Hazardous/E-Waste Drop Off – The next scheduled drop-off event will take place from Friday, April 25th through Sunday, April 27th at the Public Works yard.

Summer Service – Exemption letters are being readied and are expected to be mailed out the week of March 24th. Three times a week roll out service begins on Sunday, May 11th.

Bid Package – Bids for the Front-End Loader trash truck were opened on February 28th. Bid award recommendations will be made to Council at the March 25th meeting.

Storm Debris – To date, beginning February 12th, we have transported 463.41 tons of storm debris to the landfill. We are pursuing FEMA reimbursement for storm-related costs, now that a formal presidential disaster declaration has been made.

In February we collected 247.56 tons of solid waste, 13.58 tons of mixed debris, 249.07 tons of yard debris (222.22 tons was considered storm debris), and 33.80 tons of recyclables.

Crew assisted with the BBQ Festival on March 8th.

STREETS & DRAINAGE DIVISION (FTEs –8)

The Beach – Swash outlets being dug out to ensure proper water flow as needed. Beach trash and recycle cans are being checked and serviced as needed. Trash and recycle receptacles are being repaired/replaced during the off-season as time and weather permits.

On-going/Special Projects:

- Storm Clean-Up continues throughout town. Crews are working daily to remove debris and clean out ditches and storm drains.
- Work is nearly completed on the rebuild/repair on the 12th Avenue North Beach Access.
- New HIP reflective speed limit signs, as required by law, are being installed throughout town.

- The 50/50 Ditch Piping program has been suspended for the season. Letters were sent out to the remaining applicants advising them their applications will be kept on file and reactivated when the program resumes in the fall.
- Additional new blue street name signs are being installed as time permits.
- Street sweeping is being done on Mondays and Fridays, weather and time permitting.
- Crew assisted with the BBQ Festival on March 8th.
- Dirt – is still available free of charge to town residents who come to Scipio Lane and load up the dirt themselves between the hours of 8:00am until 3:00pm on the third Saturday of each month. Those requesting delivery must have the Public Works Director or Street Supervisor inspect the delivery site and issue an inspection ticket confirming proper usage of the dirt prior to placing an order at Town Hall. This inspection will insure that the dirt is not being used to fill in ditches and/or swales that would interfere with our storm water drainage. An appointment can be made to pick up dirt other days by calling Public Works at (843) 913-6360.
- Thirty-two reports were sent to Santee Cooper identifying street lights that were not functioning properly.
- From February 20th through March 19th Public Works assistant answered 261 incoming calls. 149 of those calls dealt with sanitation questions/concerns, primarily questions about storm debris removal; 3 calls were from vendors providing product information and/or quotes; 56 calls dealt with street related issue – street/drainage issues, streetlights, and questions about driveway inspections and dirt delivery; 14 calls dealt with parks/grounds issues; 9 were internal calls dealing with department and/or personnel issues and/or questions; 17 calls were received for the Public Works Director; 13 calls dealt with miscellaneous questions, wrong departments and/or telemarketers.

GROUNDS DIVISION (FTEs-3)

- Ball fields are being readied for the season.
- Fresh mulch and playground cushion are being installed throughout parks and playgrounds.
- Four new lights are in the process of being installed in Passive Park. This is consistent with CPTED recommendations for public safety.
- Repairs/replacements were made to several of the beach bathroom roofs throughout town.
- Repairs/replacements are being made to fountains & lights in town lakes. Debris clean up and spraying of lakes will begin in the near future.
- Crew assisted with the BBQ Festival on March 8th.

FLEET MAINTENANCE DIVISION (FTE-2)

From February 20th through March 19th our mechanics completed seventy-five repairs on Town vehicles and equipment. Four vehicles had flats repaired, and four vehicles had tires replaced. Bi-weekly fleet tires checks and fire extinguisher inspections were completed on all Public Works vehicles and/or equipment. “Preventive” and “Scheduled” maintenance (consisting of lube, oil & filter changes, brake inspections, tire rotations and fluid checks) along with “winterization” were performed on thirty-two Town vehicles and/or equipment. Annual inspection of fire extinguishers in all buildings and vehicles was completed.

FACILITIES DIVISION (FTE-2)

- Bids to replace the Courthouse/Council Chambers roof were opened on March 7th. This work should be awarded and completed prior to the end of April.
- Repairs/renovations to the PB & Z offices as well as the restroom in Town Hall have been completed.
- 2 new benches have been installed in the breezeway outside Council Chambers.

PUBLIC WORKS MONTHLY REPORT

FEBRUARY 20th – MARCH 19th, 2014

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**SPECIAL EVENTS and RECREATION DEPARTMENT
MARCH 2014
MONTHLY REPORT**

SPECIAL EVENTS

The BBQ Festival was held on March 8th. Entertainment was provided by Sawgrass and Josh Brannon Band. There were 30 vendors in attendance. Conversations with these vendors during the event were extremely positive. SAFER prepared, cooked and sold barbeque and hot dogs. Gross sales were \$10,900.00 with a net profit of \$6,710.00. SAFER did an excellent job with plenty of staff on hand and nothing but positive comments were heard.

The town's 50th Anniversary Ceremony was held at the Surfside Beach Library on March 14th. An approximate 130 attendees consisted of invited guests influential in the town's history, past mayors and council, current council and spouses as well as the public. Cake and punch were served. Commemorative books were presented to the invited guest and staff is currently considering the cost of reproduction to purchase additional books for sale to the public.

The annual St. Patrick's Day Dance was held March 15th with a total attendance of 60 people. Ed and Irene Brown were the DJs and light refreshments were served.

Life Line Screening conducted various health screenings at the Civic Center on Wednesday, March 19th. A total of 64 people participated in these screenings.

The 50th Focus Group has scheduled a "Town of Surfside Beach" night at the Myrtle Beach Pelicans game on Saturday, April 19th. Game time is 7:05 p.m. Tickets are available for \$9.00 each with \$4.00 of each ticket sold going to South Strand Helping Hand. Please contact Debbie Ellis at 650-9548 or dellis@surfsidebeach.org for ticket purchases.

The Town is working in conjunction with Ark Animal Hospital again this year for our annual rabies clinic to be held on Saturday, April 19th beginning at 9 a.m. Local animal rescue groups will be on site with pets for adoption.

Also the Easter Egg Hunt is back, due to popular demand, and will be held Saturday April 19th at 2 p.m. at Huckabee Complex.

UPDATE ON YOUTH ASSOCIATION

Background checks are being conducted on coaches who wish to participate with the Youth Association baseball program by staff. The only update on current registration is 410 children have registered per Dan Flood, President of the Surfside Beach Youth Sports Association.

UPCOMING EVENTS

1. **PET FAIR** – Saturday, April 12th – 9:00 a.m. – 12:00 p.m. – Surfside Beach Dog Park
2. **EASTER EGG HUNT** – Saturday, April 19th – 2:00 p.m. – Huckabee Complex
3. **TOWN OF SURFSIDE BEACH NIGHT/PELICAN GAMES** – Saturday, April 19th – 7:05 p.m. game time – Myrtle Beach Pelican Field.

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MARCH 2014
MONTHLY REPORT**

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Decision Paper

Written by: Micki Fellner

1. **SUBJECT: Second Reading of Ordinance #14-0722 to modify Parking, Sections 9-7, et seq.**
2. **FOR: To codify parking committee recommendations regarding permit only restricted parking; parking fee amount, and stipulating Merchant Validation program**
3. **PURPOSE:**

1. Section 9-7, No Parking Places. (Restrict Parking to Permit Only)

Motion approved at February 25, 2014 Town Council Meeting:

Move to restrict parking to vehicles identified with a town permit on Dogwood Drive from Melody Lane to 17 Avenue North and on all side streets between Dogwood Drive and Ocean Boulevard on Yaupon Drive from 3rd Avenue South to 3 Avenue North. Exceptions: all vehicles are allowed to park on Dogwood Drive at Martin Park, at the deck on Floral Lake and at the deck on Dogwood Lake.

Town Council approved an amendment to state that the 163 signs, will have the words "No parking except with permit," in addition to the other words and markings required."

Town Council also approved the purchase 163 signs at a cost not to exceed \$7,500.

2. Section 9-9, Charges. (Increase Parking Fee)

Currently the Parking Fee is set at \$1.00 per hour for all parking stations and all parking meters.

Motion Approved to Increase the Parking Fee to \$1.25/hour

Move to increase the parking fee to \$1.25 per hour for all parking stations and all parking meters and to offer all day parking for \$8 per day expiring at the end of the day. Weekly parking at the rate of \$40 per week was also approved.

3. **Merchant Validation** was confirmed and is being codified as a separate section to eliminate any question about the process. The following language is offered for Town Council's consideration and approval.

(5) *Merchant and Patron Validation Program.* Merchants, including vacation rentals by owners (VRBO), may be issued validation codes and passes upon request from the town's parking management company. Merchants should contact Town Hall (843-913-6111) to obtain the correct contact information. A three (3) day notice is required for programming and code issuance. Rates for Merchant and Patron Validations shall be the same as those stipulated in Section 9-9, Charges.

4. **ASSUMPTIONS;**

- (a) Town Council desires to codify its approved motions
- (b) Town Council desires to confirm charges, restricted parking areas, and merchant validation programs
- (c) Town Council desires to adequately stipulate parking guidelines in the Town Code of Ordinances

5. **FACTS:**

- (a) Town Council approved first reading of Ordinance #14-0772 to be populated with language based on approved motions at the February 25, 2014 Town Council Meeting
- (b) Town Council held a public hearing prior to the opening of the business for this meeting and heard comments from the public about the proposed increase from \$1.00 per hour to \$1.25 per hour for pay stations and parking meters
- (c) Town Council met multiple times to hear parking committee recommendations
- (d) Town Council held a workshop on February 18, 2014 during which there was general consensus to bring the motions cited hereinabove to the February 25 meeting for consideration
- (e) Town Council directed staff to present Ordinance #14-0772 to implement the approved recommendations and other parking related issues as necessary to clarify and codify the town's parking regulations

6. **IMPACT OF SUCCESS OR FAILURE:**

- (a) Failure to adopt

1. Restrict Parking by Permit Only in designated areas will result in vehicles continuing to be parked along side streets and other rights-of-way in the town by day-trippers to the beach

2. An Increase in Parking Fees will result in no change to the net revenue received by the town for its parking functions

- (b) Success will be achieved by

1. Restrict Parking by Permit Only in designated areas will result in allowing only permitted vehicles to park along side streets and other rights-of-way in the

specified areas; day-trippers would be ticketed and thereby encouraged to use the paid parking areas

2. An Increase in Parking Fees will result in an increase to the net revenue received by the town for its parking functions.

7. RECOMMENDATION;

a. Approve as presented.

b. RATIONALE FOR RECOMMENDATION:

Adoption of second reading will result in the Town Council's directives being implemented.

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
)
COUNTY OF Horry) TO AMEND SECTIONS 9-7, ET SEQ. REGARDING PARKING
)
TOWN OF SURFSIDE BEACH)

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled desire to amend Sections 9-7, et seq. of the Town Code of Ordinances; and

WHEREAS, Town Council discussed said parking issues at the January 14, 2014 and February 11, 2014 regular meetings, at a workshop held on February 18, 2014, and adopted first reading of this ordinance at the February 25, 2014 meeting;

NOW, THEREFORE, Section 9-7, et seq. regarding parking of the Code of Ordinances of the Town of Surfside Beach, South Carolina, are hereby amended to:

Body of change was populated based on approved motions during the February 25, 2014 regular Town Council meeting (changes in this font).

Section 9-7. No parking places. It shall be unlawful at any time for a person to permit any vehicle, golf cart, or trailer to stop, stand, or park in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the direction of a police officer or traffic control device:

- (1) At any place where official signs prohibit parking.
- (2) On any sidewalk.
- (3) Within thirty (30) feet of any intersection not otherwise designated for parking.
- (4) Within ten (10) feet of any beach access, driveway and entrance or exit to any parking lot.
- (5) On any private property without consent of owner.
- (6) Within fifteen (15) feet of a fire hydrant.
- (7) In any metered space, pay station area, or upon any public right-of-way with the vehicle facing against the property flow of traffic unless directed by a law enforcement officer.

(8) No parking except with permit. Beginning May 15, 2014 parking shall be restricted to vehicles identified with a town permit on

- **Dogwood Drive from Melody Lane to 17th Avenue North;**
- **On all side streets between Dogwood Drive and Ocean Boulevard; and**

- **On Yaupon Drive from 3rd Avenue South to 3rd Avenue North.**

Exceptions: Parking shall be allowed by all vehicles on Dogwood Drive at the following areas of exception:

- **On the west side of Dogwood Drive between 6th Avenue South and 7th Avenue South, which is Martin Park**
- **On the west side of Dogwood Drive between 3rd Avenue South and Lake Court, which is the Floral Lake Deck**
- **On the west side of Dogwood Drive between 10th Avenue North and 12th Avenue North, which is the Dogwood Lake Deck**

The provisions of this section shall apply to all off-street parking facilities owned or operated by the town, **and to town rights-of-way.**

Section 9-9. Charges.

A. Hourly charges are hereby established at the rate of ~~one dollar (\$1.00)~~ **one dollar and twenty-five cents (\$1.25)** per hour, plus various transaction fees and said charges are subject to annual review by town council.

B. Daily charges are hereby established at the rate of eight dollars (\$8.00) per day. Expiration of daily rates is 7:00 p.m. on the day of issue.

C. Weekly charges are hereby established at the rate of forty dollars (\$40.00) per week, which expires at midnight on the 7th day from issue counting the issue day (i.e., Saturday to Friday midnight; Sunday to Saturday midnight; Monday to Sunday midnight, etc.)

Section 9-16. Decals and exemptions.

(3) *Limited issued special parking.* With the approval of town council by resolution, the town administrator may issue special parking decals. ~~and establish validation parking programs~~ **Parking validation is separated and is added as new paragraph 5.**

[Note: Paragraph 4 is *Beach access parking*. Adding new paragraph number (5)]

(5) Merchant and Patron Validation Program. Merchants, including vacation rentals by owners (VRBO), may be issued validation codes and passes upon request from the town's parking management company. Merchants should contact Town Hall (843-913-6111) to obtain the correct contact information. A three (3) day notice is required for programming and code issuance. Rates for Merchant and Patron Validations shall be the same as those stipulated in Section 9-9, Charges.

All other portions of Chapter 9 are unchanged and shall remain in full force and effect.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this 25th day of March 2014.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Mark L. Johnson, Town Council

Roderick E. Smith, Town Council

Ann Dodge, Town Council

Elizabeth A. Kohlmann, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Decision Paper

Written by: Micki Fellner

1. **SUBJECT: Second Reading of Ordinance #14-0722 to modify Parking, Sections 9-7, et seq.**
2. **FOR: To codify parking committee recommendations regarding permit only restricted parking; parking fee amount, and stipulating Merchant Validation program**
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Town Council also approved the purchase 163 signs at a cost not to exceed \$7,500.

2. Section 9-9, Charges. (Increase Parking Fee)

Currently the Parking Fee is set at \$1.00 per hour for all parking stations and all parking meters.

Motion Approved to Increase the Parking Fee to \$1.25/hour

Move to increase the parking fee to \$1.25 per hour for all parking stations and all parking meters and to offer all day parking for \$8 per day expiring at the end of the day. Weekly parking at the rate of \$40 per week was also approved.

3. **Merchant Validation** was confirmed and is being codified as a separate section to eliminate any question about the process. The following language is offered for Town Council's consideration and approval.

(5) *Merchant and Patron Validation Program.* Merchants, including vacation rentals by owners (VRBO), may be issued validation codes and passes upon request from the town's parking management company. Merchants should contact Town Hall (843-913-6111) to obtain the correct contact information. A three (3) day notice is required for programming and code issuance. Rates for Merchant and Patron Validations shall be the same as those stipulated in Section 9-9, Charges.

4. **ASSUMPTIONS;**

- (a) Town Council desires to codify its approved motions
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- (b) Success will be achieved by

1. Restrict Parking by Permit Only in designated areas will result in allowing only permitted vehicles to park along side streets and other rights-of-way in the

specified areas; day-trippers would be ticketed and thereby encouraged to use the paid parking areas

2. *An Increase in Parking Fees* will result in an increase to the net revenue received by the town for its parking functions.

7. RECOMMENDATION;

a. Approve as presented.

b. RATIONALE FOR RECOMMENDATION:

Adoption of second reading will result in the Town Council's directives being implemented.

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
)
COUNTY OF HORRY) TO AMEND SECTIONS 9-7, ET SEQ. REGARDING PARKING
)
TOWN OF SURFSIDE BEACH)

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled desire to amend Sections 9-7, et seq. of the Town Code of Ordinances; and

WHEREAS, Town Council discussed said parking issues at the January 14, 2014 and February 11, 2014 regular meetings, at a workshop held on February 18, 2014, and adopted first reading of this ordinance at the February 25, 2014 meeting;

NOW, THEREFORE, Section 9-7, et seq. regarding parking of the Code of Ordinances of the Town of Surfside Beach, South Carolina, are hereby amended to:

Body of change was populated based on approved motions during the February 25, 2014 regular Town Council meeting (changes in this font).

Section 9-7. No parking places. It shall be unlawful at any time for a person to permit any vehicle, golf cart, or trailer to stop, stand, or park in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the direction of a police officer or traffic control device:

- (1) At any place where official signs prohibit parking.
- (2) On any sidewalk.
- (3) Within thirty (30) feet of any intersection not otherwise designated for parking.
- (4) Within ten (10) feet of any beach access, driveway and entrance or exit to any parking lot.
- (5) On any private property without consent of owner.
- (6) Within fifteen (15) feet of a fire hydrant.
- (7) In any metered space, pay station area, or upon any public right-of-way with the vehicle facing against the property flow of traffic unless directed by a law enforcement officer.

(8) No parking except with permit. Beginning May 15, 2014 parking shall be restricted to vehicles identified with a town permit on

- **Dogwood Drive from Melody Lane to 17th Avenue North;**
- **On all side streets between Dogwood Drive and Ocean Boulevard; and**

- **On Yaupon Drive from 3rd Avenue South to 3rd Avenue North.**

Exceptions: Parking shall be allowed by all vehicles on Dogwood Drive at the following areas of exception:

- **On the west side of Dogwood Drive between 6th Avenue South and 7th Avenue South, which is Martin Park**
- **On the west side of Dogwood Drive between 3rd Avenue South and Lake Court, which is the Floral Lake Deck**
- **On the west side of Dogwood Drive between 10th Avenue North and 12th Avenue North, which is the Dogwood Lake Deck**

The provisions of this section shall apply to all off-street parking facilities owned or operated by the town, **and to town rights-of-way.**

Section 9-9. Charges.

A. Hourly charges are hereby established at the rate of ~~one dollar (\$1.00)~~ **one dollar and twenty-five cents (\$1.25)** per hour, plus various transaction fees and said charges are subject to annual review by town council.

B. Daily charges are hereby established at the rate of eight dollars (\$8.00) per day. Expiration of daily rates is 7:00 p.m. on the day of issue.

C. Weekly charges are hereby established at the rate of forty dollars (\$40.00) per week, which expires at midnight on the 7th day from issue counting the issue day (i.e., Saturday to Friday midnight; Sunday to Saturday midnight; Monday to Sunday midnight, etc.)

Section 9-16. Decals and exemptions.

(3) *Limited issued special parking.* With the approval of town council by resolution, the town administrator may issue special parking decals. ~~and establish validation parking programs~~ **Parking validation is separated and is added as new paragraph 5.**

[Note: Paragraph 4 is *Beach access parking*. Adding new paragraph number (5)]

(5) Merchant and Patron Validation Program. Merchants, including vacation rentals by owners (VRBO), may be issued validation codes and passes upon request from the town's parking management company. Merchants should contact Town Hall (843-913-6111) to obtain the correct contact information. A three (3) day notice is required for programming and code issuance. Rates for Merchant and Patron Validations shall be the same as those stipulated in Section 9-9, Charges.

All other portions of Chapter 9 are unchanged and shall remain in full force and effect.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this 25th day of March 2014.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Mark L. Johnson, Town Council

Roderick E. Smith, Town Council

Ann Dodge, Town Council

Elizabeth A. Kohlmann, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Decision Paper

Written By: Micki Fellner

SUBJECT: Amend Section 3-23 Registration of Dogs.

1. **FOR:** Amendment of the Section 3-23 by the Town Council to change the licensing renewal date from June 1 to January 1 annually.
2. **PURPOSE:**
 - A. To move registration to the off season when it is less busy
 - B. To make the registration process less problematic for the public
3. **ASSUMPTIONS:**
 - a. It is assumed that the Town Council desires to continue requiring a dog license permit fee.
 - b. It is assumed that the Town Council wishes to simplify the logistics of the licensing process for both the public and staff.
4. **FACTS:**
 - a. Town Hall staff customarily renews 80-percent of the dog registrations in the months of May and June.
 - b. Approximately 250 dogs are registered in Surfside Beach each year.
 - c. The Town Code requires dog licenses to be renewed each June 1, and said licenses last for 1 year.
 - d. The process would be more easily managed in the off season.
5. **RECOMMENDATION:**
 - a. Staff recommends amending Ordinance 14-0744 to change the dog license renewal from June 1 to January 1.
 - b. Staff recommends that dog license purchasers be allowed a one-time proration of dog license fees for the 2014 calendar year so as to not lose benefit of the lost six months.
6. **RATIONALE FOR RECOMMENDATION:** Changing the licensing renewal date would eliminate the need to purchase two licenses during the season. Changing the date would work better logistically for front office staff as they historically have a lighter workload in the winter as opposed to the summer.

| | |
|--|---|
| STATE OF SOUTH CAROLINA)) COUNTY OF HORRY)) TOWN OF SURFSIDE BEACH) | AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH TO AMEND SECTION 3-23 REGISTRATION OF DOGS TO REQUIRE LICENSE RENEWAL BY JANUARY 1 ANNUALLY |
|--|---|

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled desire to amend Section 3-23 Registration of dogs to require license renewal by January 1 annually; and

WHEREAS, changing the renewal date to January 1 will enable the town's second homeowners to purchase a dog license for the year when they arrive in the early months, and not have to renew it by June 1st; and

WHEREAS, customarily licenses are based on the calendar year, and town hall experiences a slow-down in the month of December when most dog owners would renew their licenses;

NOW, THEREFORE, Section 3-23 Registration of dogs of the Code of Ordinances of the Town of Surfside Beach, South Carolina, is hereby amended to state:

Section 3-23. Registration of dogs.

It shall be unlawful for any person who owns or who has in his control a dog over four (4) months of age to fail to register the dog by application for a certificate of registration and payment of a fee of ten dollars (\$10.00), except for service dogs which shall be exempt from registration fees. The town may from time to time offer a period for registration wherein the fee is waived or the applicable fee is designated for a specific pet related need. Certificates shall be numbered in the order of issue and shall be in force until ~~June~~ **January** 1 each year and must be renewed annually with a payment of a current fee as provided for in the town's annual budget. All dogs registered shall wear a suitable collar for the attachment of the tag. The tag shall have the number of the registration certificate shown thereon. Any dog within the town not registered shall be impounded by the town, and turned over to a local humane shelter or animal control facility and become subject to adoption or be disposed of pursuant to state law.

All other portions of Chapter 3 are unchanged and shall remain in full force and effect.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ____ day of _____ 2014.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

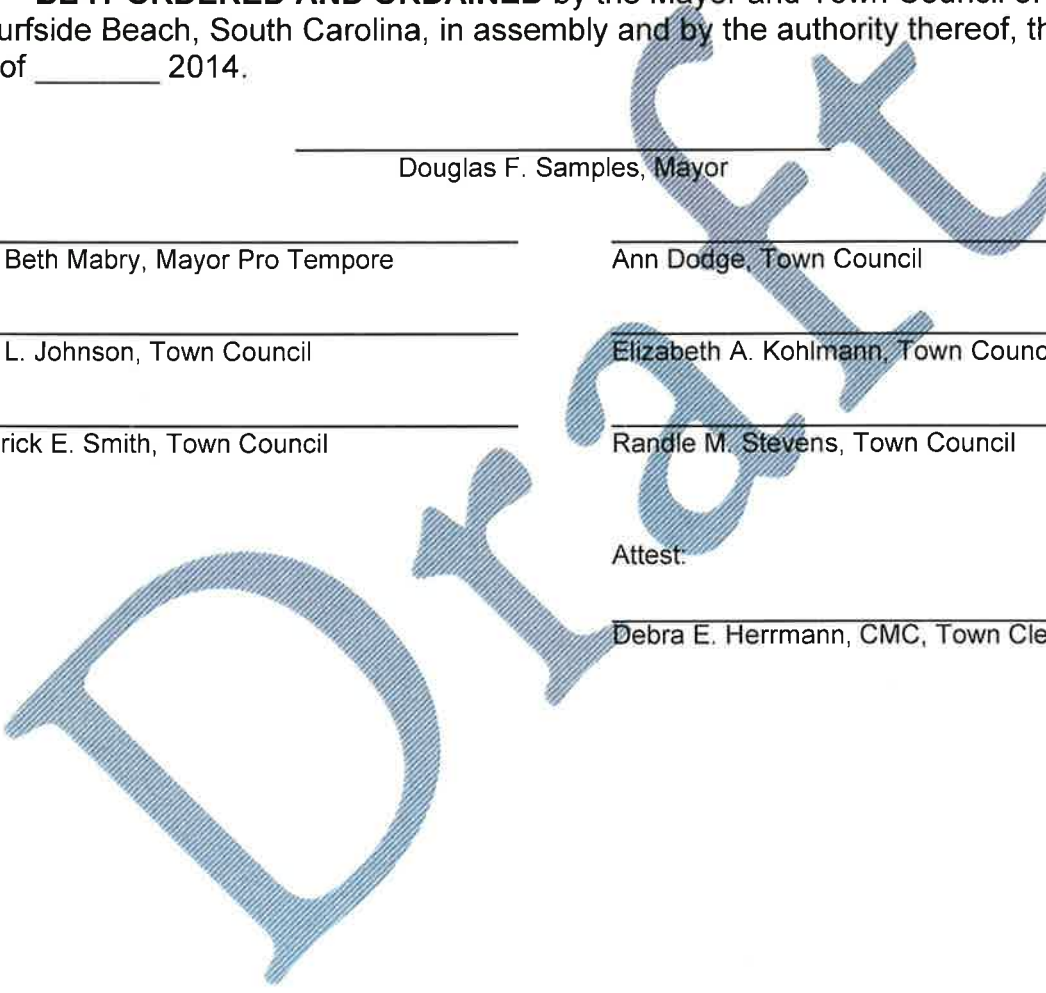
Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk



**Surfside Beach
Annual Revenue & Expense Proforma
12 Month Budget Beginning January, 2014**

| | Jan-14 Budget | Feb-14 Budget | Mar-14 Budget | Apr-14 Budget | May-14 Budget | Jun-14 Budget | Jul-14 Budget | Aug-14 Budget | Sep-14 Budget | Oct-14 Budget | Nov-14 Budget | Dec-14 Budget | Total Budget | YTD Feb- December | Variance | % |
|---------------------------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|-------------------|---------------|----------|
| Revenue | | | | | | | | | | | | | | | | |
| Paystation Revenue | \$ - | \$ - | \$ 5,492.43 | \$ 17,144.59 | \$ 31,786.29 | \$ 49,872.81 | \$ 76,267.06 | \$ 52,761.44 | \$ 27,640.88 | \$ 16,215.17 | \$ - | \$ - | \$ 277,178.67 | \$ 225,519.40 | \$ 51,659.27 | 18.64% |
| Violation | \$ 800.00 | \$ 1,275.00 | \$ 1,375.00 | \$ 2,082.40 | \$ 3,875.00 | \$ 4,145.50 | \$ 7,930.50 | \$ 8,137.56 | \$ 8,036.07 | \$ 6,290.95 | \$ 2,775.00 | \$ 300.00 | \$ 47,022.98 | \$ 43,147.45 | \$ 3,875.53 | 8.24% |
| Total Income | \$ 800.00 | \$ 1,275.00 | \$ 6,867.43 | \$ 19,224.99 | \$ 35,661.29 | \$ 54,018.31 | \$ 84,197.56 | \$ 60,899.00 | \$ 35,676.95 | \$ 22,506.12 | \$ 2,775.00 | \$ 300.00 | \$ 324,201.65 | \$ 268,666.85 | \$ 55,534.80 | 17.13% |
| Payroll & Payroll Expenses | | | | | | | | | | | | | | | | |
| Wages-Maintenance | \$ - | \$ 1,359.81 | \$ 656.46 | \$ 687.72 | \$ 773.69 | \$ 656.46 | \$ 804.95 | \$ 656.46 | \$ 773.69 | \$ 734.61 | \$ 937.80 | \$ - | \$ 8,041.65 | \$ 16,711.24 | \$ (8,669.59) | -107.81% |
| Wages - Enforcement | \$ - | \$ - | \$ 3,488.62 | \$ 3,376.08 | \$ 3,544.88 | \$ 3,376.08 | \$ 3,544.88 | \$ 3,488.62 | \$ 3,432.35 | \$ 3,376.08 | \$ - | \$ - | \$ 27,627.59 | \$ 19,341.87 | \$ 8,285.72 | 29.99% |
| Wages-Accountant | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 916.96 | \$ 875.28 | \$ 875.28 | \$ 916.96 | \$ - | \$ - | \$ 3,584.48 | \$ - | \$ 3,584.48 | 100.00% |
| Wages-Management | \$ 1,083.33 | \$ 1,083.33 | \$ 1,083.33 | \$ 1,083.33 | \$ 1,083.33 | \$ 1,083.33 | \$ 474.33 | \$ 474.33 | \$ 474.33 | \$ 474.33 | \$ 865.33 | \$ 865.33 | \$ 10,127.96 | \$ 8,218.70 | \$ 1,909.26 | 18.85% |
| Taxes, Benefits & W/C | \$ 320.67 | \$ 723.17 | \$ 1,547.61 | \$ 1,523.55 | \$ 1,598.96 | \$ 1,514.30 | \$ 1,699.37 | \$ 1,626.43 | \$ 1,644.47 | \$ 1,628.59 | \$ 533.73 | \$ 256.14 | \$ 14,616.99 | \$ 13,724.39 | \$ 892.60 | 6.11% |
| Payroll Processing Fee | \$ 16.25 | \$ 36.65 | \$ 78.43 | \$ 77.21 | \$ 81.03 | \$ 76.74 | \$ 86.12 | \$ 82.42 | \$ 83.33 | \$ 82.53 | \$ 27.05 | \$ 12.98 | \$ 740.74 | \$ 464.93 | \$ 275.81 | 37.23% |
| Subtotal Payroll | \$ 1,420.25 | \$ 3,202.96 | \$ 6,854.45 | \$ 6,747.89 | \$ 7,081.89 | \$ 6,706.91 | \$ 7,526.61 | \$ 7,203.54 | \$ 7,283.45 | \$ 7,213.10 | \$ 2,363.91 | \$ 1,134.45 | \$ 64,739.41 | \$ 58,461.13 | \$ 6,278.28 | 9.70% |
| Operating Expenses | | | | | | | | | | | | | | | | |
| Rent or Lease | \$ 50.00 | \$ 50.00 | \$ 50.00 | \$ 50.00 | \$ 50.00 | \$ 50.00 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 300.00 | \$ 500.00 | \$ (200.00) | -66.67% |
| Float | \$ - | \$ - | \$ 250.00 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ (250.00) | \$ - | \$ - | \$ - | \$ - | #DIV/0! |
| Uniforms | \$ - | \$ 350.00 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 350.00 | \$ 422.38 | \$ (72.38) | -20.68% |
| Operating Supplies | \$ - | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 40.00 | \$ 25.00 | \$ - | \$ - | \$ 345.00 | \$ 325.19 | \$ 19.81 | 5.74% |
| Paystation Supplies | \$ - | \$ 135.00 | \$ 135.00 | \$ 135.00 | \$ 135.00 | \$ 196.00 | \$ 196.00 | \$ 196.00 | \$ 135.00 | \$ 135.00 | \$ - | \$ - | \$ 1,398.00 | \$ 720.25 | \$ 677.75 | 48.48% |
| Office Supplies | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 420.00 | \$ 329.11 | \$ 90.89 | 21.64% |
| Parking Tickets / Violations | \$ - | \$ - | \$ 474.01 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 474.01 | \$ 474.01 | \$ - | 0.00% |
| Handheld Rental | \$ 100.00 | \$ 100.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 440.00 | \$ 100.00 | \$ 100.00 | \$ 3,920.00 | \$ 3,720.00 | \$ 200.00 | 5.10% |
| Paystation EMS & GSM | \$ 161.00 | \$ 161.00 | \$ 1,140.00 | \$ 990.00 | \$ 990.00 | \$ 990.00 | \$ 990.00 | \$ 990.00 | \$ 990.00 | \$ 990.00 | \$ 161.00 | \$ 161.00 | \$ 8,714.00 | \$ 8,880.48 | \$ (166.48) | -1.91% |
| Meter Pole Installation & Equip | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | #DIV/0! |
| DMV Research | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 35.00 | \$ 420.00 | \$ 389.88 | \$ 30.12 | 7.17% |
| Business License | \$ - | \$ 850.00 | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ - | \$ 850.00 | \$ 1,077.20 | \$ (227.20) | -26.73% |
| Subtotal Operating Expense | \$ 381.00 | \$ 1,756.00 | \$ 2,599.01 | \$ 1,725.00 | \$ 1,725.00 | \$ 1,786.00 | \$ 1,736.00 | \$ 1,736.00 | \$ 1,675.00 | \$ 1,660.00 | \$ 81.00 | \$ 331.00 | \$ 17,191.01 | \$ 16,838.50 | \$ 352.51 | 2.05% |
| Repairs & Maintenance | | | | | | | | | | | | | | | | |
| Equipment | \$ - | \$ - | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ 125.00 | \$ - | \$ - | \$ 1,000.00 | \$ 1,616.51 | \$ (616.51) | -61.65% |
| Service Contracts/Warranties | \$ - | \$ - | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 690.03 | \$ 6,900.30 | \$ 6,653.44 | \$ 2,246.86 | 76.04% |
| Subtotal R & M | \$ - | \$ - | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 815.03 | \$ 690.03 | \$ 690.03 | \$ 7,900.30 | \$ 3,269.95 | \$ 4,630.35 | 58.61% |
| Insurance | | | | | | | | | | | | | | | | |
| General Liability | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 767.89 | \$ 9,214.68 | \$ 8,446.79 | \$ 767.89 | 8.33% |
| Inland | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 56.25 | \$ 675.00 | \$ 675.00 | \$ - | 100.00% |
| Subtotal Insurance | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 824.14 | \$ 9,889.68 | \$ 8,446.79 | \$ 1,442.89 | 14.59% |
| Other Expenses | | | | | | | | | | | | | | | | |
| Cellular Phone | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 116.00 | \$ 1,392.00 | \$ 1,362.01 | \$ 29.99 | 2.15% |
| Base Management Fee | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 695.00 | \$ 8,340.00 | \$ 7,645.00 | \$ 695.00 | 8.33% |
| Incentive Management Fee | \$ 52.00 | \$ 82.88 | \$ 446.38 | \$ 1,249.62 | \$ 2,317.98 | \$ 3,511.19 | \$ 5,472.84 | \$ 3,958.44 | \$ 2,319.00 | \$ 1,462.90 | \$ 180.38 | \$ 19.50 | \$ 21,073.11 | \$ 17,463.35 | \$ 3,609.76 | 17.13% |
| Accounting Fees | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 395.00 | \$ 4,740.00 | \$ 4,345.00 | \$ 395.00 | 8.33% |
| IT Support | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 60.00 | \$ 720.00 | \$ 275.00 | \$ 445.00 | 61.81% |
| Banking Fees | \$ 9.65 | \$ 20.67 | \$ 36.61 | \$ 33.76 | \$ 34.50 | \$ 33.83 | \$ 36.06 | \$ 35.34 | \$ 35.12 | \$ 34.97 | \$ 14.10 | \$ 11.10 | \$ 335.71 | \$ 405.47 | \$ (69.76) | -20.78% |
| Credit Card Fees | \$ 0.56 | \$ 0.89 | \$ 4.81 | \$ 13.46 | \$ 24.96 | \$ 37.81 | \$ 58.94 | \$ 42.63 | \$ 24.97 | \$ 15.75 | \$ 1.94 | \$ 0.21 | \$ 226.93 | \$ 214.29 | \$ 12.64 | 5.57% |
| Recruiting Fees | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 70.00 | \$ 840.00 | \$ 967.15 | \$ (127.15) | -15.14% |
| Gas Expense | \$ - | \$ 100.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 100.00 | \$ - | \$ 1,400.00 | \$ 1,316.37 | \$ 83.63 | 5.97% |
| Mileage Reimbursement | \$ - | \$ 25.00 | \$ - | \$ 25.00 | \$ - | \$ 25.00 | \$ - | \$ 25.00 | \$ - | \$ 25.00 | \$ - | \$ 25.00 | \$ 150.00 | \$ 162.80 | \$ (12.80) | -8.53% |
| Lodging | \$ - | \$ 50.00 | \$ - | \$ 50.00 | \$ - | \$ 50.00 | \$ - | \$ 50.00 | \$ - | \$ 50.00 | \$ - | \$ 50.00 | \$ 300.00 | \$ 72.86 | \$ 227.14 | 75.71% |
| Travel - Meals | \$ - | \$ 10.00 | \$ - | \$ 10.00 | \$ - | \$ 10.00 | \$ - | \$ 10.00 | \$ - | \$ 10.00 | \$ - | \$ 10.00 | \$ 60.00 | \$ 48.05 | \$ 11.95 | 19.92% |
| Postage | \$ 50.00 | \$ 50.00 | \$ 100.00 | \$ 100.00 | \$ 100.00 | \$ 100.00 | \$ 150.00 | \$ 150.00 | \$ 150.00 | \$ 100.00 | \$ 50.00 | \$ 50.00 | \$ 1,150.00 | \$ 640.85 | \$ 509.15 | 44.27% |
| Dues & Subscriptions | \$ - | \$ 45.00 | \$ - | \$ - | \$ 45.00 | \$ - | \$ - | \$ 45.00 | \$ - | \$ - | \$ 45.00 | \$ - | \$ 180.00 | \$ 180.00 | \$ - | 100.00% |
| Subtotal Other Expenses | \$ 1,448.21 | \$ 1,720.44 | \$ 2,073.80 | \$ 2,967.84 | \$ 4,008.44 | \$ 5,253.83 | \$ 7,203.84 | \$ 5,802.41 | \$ 4,015.09 | \$ 3,184.62 | \$ 1,727.42 | \$ 1,501.81 | \$ 40,907.75 | \$ 34,918.20 | \$ 5,989.55 | 14.64% |
| Total Expenses | \$ 4,073.60 | \$ 7,503.54 | \$ 13,166.43 | \$ 13,079.90 | \$ 14,454.50 | \$ 15,385.91 | \$ 18,105.62 | \$ 16,381.12 | \$ 14,612.71 | \$ 13,696.89 | \$ 5,686.50 | \$ 4,481.43 | \$ 140,628.15 | \$ 121,934.57 | \$ 18,693.58 | 13.29% |
| Net Income/(Loss) | \$ (3,273.60) | \$ (6,228.54) | \$ (6,299.00) | \$ 6,145.09 | \$ 21,206.79 | \$ 38,632.40 | \$ 66,091.94 | \$ 44,517.89 | \$ 21,064.24 | \$ 8,809.23 | \$ (2,911.50) | \$ (4,181.43) | \$ 183,573.50 | \$ 146,732.28 | \$ 36,841.22 | 20.07% |

Lanier Budget corrected to reflect hours of 7:00 a.m. to 7:00 p.m. and a rate of \$1.25 per hour for pay stations and parking meters.

Decision Paper

Written by: Micki Fellner

1. **SUBJECT:** To amend Article III of Chapter 3, Birds and Waterfowl by ...
 - a. Repealing Section 3-51 Bird Sanctuary in its entirety
 - b. Adding the words "Birds and Water Fowl" to Section 3-52 before the words, "Findings and determinations."
 - c. Repealing Section 3-52, paragraph (a)
 - d. Relettering all paragraphs in Section 3-52 to reflect the removal of paragraph (a)
 - e. Section 3-53 Prohibited Activity.
 - f. Adding the words "and federal" after the word state in the first line of Section 3-53, paragraph (a).
2. **FOR:** To better manage the resident Canadian Geese population.
3. **PURPOSE:** To allow residents to harass Canadian Geese and addle Canadian Goose eggs within the town limits in accordance with state and federal law.
4. **ASSUMPTIONS:**
 - a. Town Council wishes to allow harassment of Canadian Geese for resident population control purposes.
 - b. Town Council wishes to follow state and federal laws with regard to this matter.
5. **FACTS:**
 - a. Resident Canadian Geese are increasing in numbers within the town limits.
 - b. Resident Canadian Geese deposit large amounts of fecal material both in town lakes and on public and private property within the town limits.
 - c. Excessive fecal material causes unsanitary conditions and promotes pollution of the town lakes and stormwater retention ponds.
 - d. The US Fish and Wildlife Service issues permits to individuals, via the internet, to destroy or addle goose eggs.
6. **IMPACT OF SUCCESS OR FAILURE:**
 - a. Failure to take action would mean that ...
 - i. Harassment of the resident goose population would not be allowed.
 - ii. The resident goose population would continue to grow.
 - iii. The town would experience increases in unsanitary conditions and pollution, especially in and around town lakes and retention ponds due to resident Canadian Geese.
 - b. Amending the code to allow for harassment would mean that ...
 - i. Harassment of the resident goose population would be allowed.
 - ii. The resident goose population could be better managed.
 - iii. The town would not experience increases in unsanitary conditions and pollution in and around town lakes and retention ponds due to resident Canadian Geese.
7. **RECOMMENDATION:** To amend Article III of Chapter 3, Birds and Waterfowl by ...
 - a. Repealing Section 3-51 Bird Sanctuary in its entirety

- b. Adding the words Birds and Water Fowl to Section 3-52 before the words, “Findings and determinations.”
- c. Repealing Section 3-52, paragraph (a)
- d. Relettering all paragraphs in Section 3-52 to reflect the removal of paragraph (a)
- e. Adding the words “and federal” after the word state in the first line of Section 3-53, paragraph (a).

8. RATIONALE FOR RECOMMENDATION: The Stormwater Committee met to address the necessary steps to deal with the management of the resident Canadian Geese population. At their last meeting a motion was made and passed to recommend to Town Council specific changes to the existing ordinance to achieve this purpose. Their proposed changes are to Sections 3-51 and 3-53 (see attached).

The attorney feels the changes outlined in Number 7, above would better achieve the objectives set forth by the Stormwater Committee.

ornamental plants, and accumulation of droppings, feathers; attacks on humans; fouling of reservoirs, beaches, docks, lawns and destruction of crops and conflicts with humans.

(g l) That the foremost method recommended by APHIS for discouragement of the settlement of large numbers of water fowl is the discontinuance of feeding in order to allow the fowl to revert back to the natural foods sources.

(h g) That it is the intent of this article to minimize the attraction of these birds by restricting their feeding and other acts that encourage the migratory waterfowl to halt their migrations and to reside in the town. It is not the intention of this chapter to halt the feeding of small non-migratory bird by citizens through the use of bird feeders on private property.

Sec. 3-53. Prohibited activity.

(a) Subject to any exceptions contained in state and federal law, it shall be unlawful to take, trap, hunt, shoot, molest or attempt to shoot, in any manner whatsoever any bird or wild fowl, or to rob bird nests or wild fowl nests in the town. In the event that sparrows, blackbirds, pigeons, crows or similar birds or water fowl are found congregating in numbers in a particular locality within the town limits, as to constitute a public nuisance or menace to the public health or to private or public property, then in that event or any of them, the congregated birds or wild fowl may be discouraged, destroyed or removed by the town administrator, acting through the town police department or another agency or department of the town, county or state government in a manner consistent with state and federal laws concerning the protection of birds.

(b) Water fowl: It shall be unlawful to engage in the feeding of wild water fowl, ducks, geese, seagulls and/or pigeons within the city limits, which feeding results in the deposit of refuse, debris, fecal matter, or other offensive substance, in any place in the town, including but not limited to lakes and storm water holding ponds to the prejudice or annoyance of any person, unless otherwise permitted by law; or which feeding results in aggressive bird behavior towards humans or other animals, or which results in endangering humans or other animals in any manner deemed advisable by and under the supervision and control of the police department of the town.

Sec. 3-54. Penalties.

(a) A person who violates the provisions of this article shall be guilty of a civil infraction, punishable by a fine of not more than two hundred dollars (\$200.00).

(b) Violations shall be issued on a uniform ordinance summons.

(c) Violators shall only be cited by police officers or authorized code enforcement officials.

(d) Violators shall appear and be subject to the jurisdiction of the town's municipal court.

(e) Violators shall have a right to a jury trial upon proper request.

(f) Violators shall be subject to set-off debt process and failure to pay or appear may result in a non-resident violator compact (NRVC) notice for South Carolina licensed drivers.

(g) Violators shall not be subject to incarceration.

(h) Violation of this article is hereby declared to be a public nuisance, which may be abated by the town by restraining order, preliminary and permanent injunction, or other means provided for by law, and the town may take action to recover the costs of the nuisance abatement.

(i) Each day of a continuing violation of this article shall be considered a separate and distinct offense and may result in cumulative infraction fines.

Sec. 3-55. Enforcement.

(a) This article shall be enforced by the town police or office of the town administrator through appointment of duly authorized code enforcement official(s).

(b) Any citizen who desires to register a complaint under this article may initiate enforcement with the office of the town administrator or chief of police.

Sections 3-56 through 3-65 Reserved.

All other portions of Chapter 3 are unchanged and shall remain in full force and effect.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ___ day of _____ 2014.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Debra Herrmann

From: Mike Battle [MBattle@battlelawsc.com]
Sent: Friday, March 14, 2014 3:11 PM
To: Debra Herrmann
Cc: 'Micki Fellner'
Subject: RE: Proposed Ordinances and Hearing Requirement

Council is concerned that there is a conflict between 3-51 and 3-53, because 3-51 says to feed and take care of the birds; 3-53 says disturb them. The discussion about the proposed ordinances will continue at the March 25th Town Council meeting.

There is a conflict between 3-51 and 3-53 as proposed. I cannot recommend enacting 3-53. I don't believe 3-53 is necessary. The better approach would be to amend 3-51 by adding part of the proposed language in 3-53 as an exception. The proposed first sentence in 3-53 causes problems and should be deleted in its entirety. First, the term "harass" carries too much public negative baggage to be used in connection with an encouraged behavior. Second, the term "harass" is too vague in the context in which it is used to inform members of the public what they are encouraged to do.

The general question that needs to be decided is who should address the problem of controlling bird congregations. If the Town wants to allow the general public to be involved in addressing the problems of birds congregating in large numbers, it should consider repealing 3-51 and allowing state and federal statutes to govern the matter. If the Town wants to limit those who control bird congregations to government officials, the Town may keep its bird sanctuary designation and create an express exception to 3-51 for designated government officials.

Also, please advise whether a public hearing is necessary to change parking guidelines/restrictions where no fees are involved.

I don't believe a special public hearing is necessary to change parking guidelines where no fees are involved.

Please let me know if you need further information.

Mike Battle

Please be advised that this e-mail and any files transmitted with it are confidential attorney-client communications or may otherwise be privileged or confidential and are intended solely for the individual or entity to whom they are addressed. If you are not the intended recipient, please do not read, copy or retransmit this communication but destroy it immediately. Any unauthorized dissemination, distribution or copying of this communication is strictly prohibited.

MICHAEL W. BATTLE
BATTLE LAW FIRM, LLC

P.O. BOX 530
1200 MAIN STREET
CONWAY, SOUTH CAROLINA 29528
(843)248-4321
mbattle@battlevaught.com

Sent: Wednesday, March 12, 2014 11:42 AM
To: Mike Battle
Cc: 'Micki Fellner'
Subject: Proposed Ordinances and Hearing Requirement

Good morning Mike.

Micki would like for you to review the two ordinances presented to Town Council at last night's meeting, which are attached. Council is concerned that there is a conflict between 3-51 and 3-53, because 3-51 says to feed and take care of the birds; 3-53 says disturb them. The discussion about the proposed ordinances will continue at the March 25th Town Council meeting.

<<...>> <<...>>

Also, please advise whether a public hearing is necessary to change parking guidelines/restrictions where no fees are involved. The ordinance and the decision paper for the March 25th meeting are attached for your review.

<<...>> <<...>>

Please respond via email so your replies may be copied for Town Council.

If you need additional information, please let me know.

Thanks,

Debra

Debra Herrmann, CMC, Town Clerk

Town of Surfside Beach

115 US Highway 17 North

Surfside Beach SC 29575

dherrmann@surfsidebeach.org - 843.913.6333

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Debra Herrmann

From: Debra Herrmann [dherrmann@surfsidebeach.org]
Sent: Wednesday, March 12, 2014 11:42 AM
To: 'Mike Battle'
Cc: 'Micki Felner'
Subject: Proposed Ordinances and Hearing Requirement

Good morning Mike.

Micki would like for you to review the two ordinances presented to Town Council at last night's meeting, which are attached. Council is concerned that there is a conflict between 3-51 and 3-53, because 3-51 says to feed and take care of the birds; 3-53 says disturb them. The discussion about the proposed ordinances will continue at the March 25th Town Council meeting.



Sec 3-51 Bird
nctuary amend



Sec 3-51 Bird
nctuary amend

Also, please advise whether a public hearing is necessary to change parking guidelines/restrictions where no fees are involved. The ordinance and the decision paper for the March 25th meeting are attached for your review.



14-0772

id 9-7 et seq Pa id 9-7 et seq Pa



14-0772

Please respond via email so your replies may be copied for Town Council.

If you need additional information, please let me know.

Thanks,

Debra

Debra Herrmann, CMC, Town Clerk
Town of Surfside Beach
115 US Highway 17 North
Surfside Beach SC 29575
dherrmann@surfsidebeach.org - 843.913.6333

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Decision Paper

Feb 25, 2014
issue paper

Written by: Micki Fellner

1. **SUBJECT:** To amend Section 3-51 Bird Sanctuary and Section 3-53 Prohibited Activity.
2. **FOR:** To manage the resident Canadian Geese population.
3. **PURPOSE:** To allow residents to harass Canadian Geese and addle their eggs within the town limits.
4. **ASSUMPTIONS:**
 - a. Town Council wishes to allow harassment of Canadian Geese for resident population control purposes.
 - b. Town Council wishes to follow state and federal laws with regard to this matter.
5. **FACTS:**
 - a. Resident Canadian Geese are increasing in numbers within the town limits.
 - b. Resident Canadian Geese deposit large amounts of fecal material both in town lakes and on public and private property within the town limits.
 - c. Excessive fecal material causes unsanitary conditions and promotes pollution of the town lakes and stormwater retention ponds.
 - d. The US Fish and Wildlife Service issues permits to individuals, via the internet, to destroy or addle goose eggs.
6. **IMPACT OF SUCCESS OR FAILURE:**
 - a. Failure to take action would mean that ...
 - i. Harassment of the resident goose population would not be allowed.
 - ii. The resident goose population would continue to grow.
 - iii. The town would experience increases in unsanitary conditions and pollution, especially in and around town lakes and retention ponds due to Canadian Geese.
 - b. Amending the code to allow for harassment would mean that ...
 - i. Harassment of the resident goose population would be allowed.
 - ii. The resident goose population could be better controlled.
 - iii. The town would not experience increases in unsanitary conditions and pollution in and around town lakes and retention ponds due to Canadian Geese.
7. **RECOMMENDATION:** To amend Section 3-51 either in accordance with the recommendations of the Stormwater Committee or in accordance with the recommendation of the town attorney (see both recommendations attached).
8. **RATIONALE FOR RECOMMENDATION:** The Stormwater Committee met to address the necessary steps to deal with the management of the resident Canadian Geese population. At their last meeting a motion was made and passed to recommend to Town Council specific changes to the existing ordinance to achieve this purpose. Their proposed changes are to Sections 3-51 and 3-53 (see attached).

While the committee's efforts and specificity are to be applauded, detailed changes can sometimes have unintentional consequences when tied to federal or state law or other state or federal agency information or procedures (i.e., if anything is subsequently changed that was cited, the town's ordinance would also have to be changed accordingly). It is, therefore, more desirable not to include the detail and to simply add the words, "except pursuant to state or federal law" at the end of sentence two in Section 3-51, Paragraph One under "Bird Sanctuary". The attorney feels this change would achieve the objectives set forth by the Stormwater Committee.

171 checked for illicit discharges and “smoking guns,” when high readings were found. Sometimes the ‘norm’
172 is a higher than the ‘standard.’ He hoped the town never had to meet a certain number for the NPDES
173 program, like some other communities have.
174

175 Mr. Meccia asked if the biggest problem was county water coming through the town to reach the
176 ocean. Mr. Adair said yes and no; the town takes on a great deal of water. Probably the largest part of
177 water coming through town that does not originate in town is water that passes through Elizabeth and
178 Dogwood systems, which tests clean at the outfall. By the time that water gets to the ocean, the retention
179 system has done its job. Mr. Adair said staff can control dumpsters leaking, people dumping in through
180 the stormwater grates, provide dog bags, street sweeping, and other common sense activities that help
181 keep water clean.
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183 **8. BUSINESS.**

184 **A. Parliamentary Rules, Chairman Elliott.**

185 Chairman Elliott said the minutes of the last meeting had several places where several members
186 were speaking at the same time, including herself. She referred to the Parliamentary Procedure at a
187 Glance distributed in the meeting package and said that members were asked to speak one at a time and
188 to follow the rules so the meetings would be orderly; the business agenda followed as closely as possible,
189 and then the minutes could be prepared properly.
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192 **B. Article III Birds and Water Fowl, §3-51, et seq., Chairman Elliott, Mr. Beck.**

193 Mr. Beck said the committee discussed during the last meeting the need to do something about
194 the Surfside Beach Code of Ordinances that stipulated that geese cannot be harassed; state and federal
195 policy allows harassing geese. He read national and state website information, particularly the State
196 Department of Natural Resources (DNR) site. DNR uses the term “resident geese control,” and it
197 discusses many different ways to control geese, like discontinuing feeding, trying to disperse them, being
198 persistent at dispersing them, and then trying to create a hostile environment. Mr. Beck said he has to
199 carefully walk around the goose poop in the condo parking lot at 4th Avenue when he does the water
200 testing. Of course, rain washes all that into the lake, which is a concern. His other concern is having 20
201 or 30 geese in the back yard honking and dropping poop, which ultimately ends up in the lake. The goal
202 is to get the town code amended so that resident geese, which are the ones that should be scared away,
203 are not protected by the bird sanctuary code. His proposed new wording for Section 3-51 is
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207 **Sec. 3-51. Waterfowl control.** Reduction and dispersal of non-migratory waterfowl,
208 such as Canadian geese is encouraged to reduce the pollution caused by their feces and
209 to reduce their impact from blocking roads and impeding travel by citizens.

210 (a) Notwithstanding the policy of Section 3-51, citizens are prohibited by Sec 8-122 from
211 shooting any birds within the town limits of Surfside Beach. Although SCDNR
212 recommends harassment of non-resident geese, SC requires no permit for destruction of
213 goose eggs (<http://www.dnr.cs.gov/wildlife/waterfowl/cgoose/dispersal.html>). Landowners
214 are required to self-register with the US Fish and Wildlife Service (USFWS) via the
215 internet at <https://epermits.fws.gov/eRCGR/geSI.aspx>. USFWS requires a permit for
216 Canada Goose Depredation. The application requires documentation of previous actions
217 taken such as harassment, egg/nest destruction, and habitat alteration.

218 This would delete the prohibition on harassing waterfowl/geese by deleting the special
219 “bird sanctuary” designation and leaving Surfside just under the State and Federal rules
220 protecting migratory birds. It would clearly encourage control of the geese population. The rest
221 of Section 3-51, which covers prohibition on feeding and encouraging waterfowl would remain the
222 same. Residents can get other information on how to deter geese from the DNR website so we
223 don’t need special Surfside language on methods.

224 Mr. Beck said the proposed new wording for Section 3-53(a) was

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Sec. 3-53. Prohibited activity.

227 (a) Although harassment of resident geese is encouraged, Section 8-122 prohibits
228 shooting. In the event that sparrows, blackbirds, pigeons, crows or similar birds or water
229 fowl are found congregating in numbers in a particular locality within the town limits, as to
230 constitute a public nuisance or menace to the public health or to private or public
231 property, then in that event or any of them, the congregated birds or wild fowl may be
232 discouraged, destroyed or removed by the town administrator, acting through the town
233 police department or another agency or department of the town, county or state
234 government in a manner consistent with state and federal laws concerning the protection
235 of birds.

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Mr. Beck said this would eliminate the prohibition of harassing geese, although the restriction on shooting would remain in Section 8. The rest of Section 3-53 should remain the same.

241 Mr. Beck moved that the proposed changes be recommended to Town Council for discussion and
242 determination as to whether staff should be directed to investigate the matter and offer an ordinance
243 amendment for Town Council's consideration. Mr. Mabry seconded. After discussion about various
244 methods to control the geese, including blinking lights, chasing them out of your yard, wires across the
245 land access on the lake, and even coyotes, all voted in favor. **MOTION CARRIED.**

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9. DISCUSSION. Any items of Interest or Concern to Committee Members

Education Topics.

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Chairman Elliott asked if anyone had comments or preferences on education topics. There were no comments.

254 Dr. Libes presented information on the Coastal Waccamaw Stormwater Education Events. Most
255 members may have received notices via email about two upcoming events: (1) tomorrow morning in
256 North Myrtle Beach to inspect and hear about the stormwater ocean outfall project, and (2) a workshop
257 held for homeowner associations and commissions and committees that is being held on two separate
258 dates to explain the basics of how drainage and stormwater systems work in communities to control water
259 quality, and to discuss self-inspection checklists, maintenance, and mosquito control. Anyone interested
260 in attending either of these events should contact Dr. Libes.

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Dr. Libes said several agencies are working together to develop a Low Impact Development Manual to be used as a tool to educate about best management practices for developers and landscape designers. Stormwater managers have been anxiously awaiting publication of the manual. A meeting was held January 6 to perform what she believed were final reviews of the manual.

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10. PUBLIC COMMENTS.

There were no public comments.

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11. COMMITTEE COMMENTS.

274 Mr. Beck said while he was in Florida last week, he heard on the radio that they were discussing
275 new legislation in Central Florida that would prohibit fertilizer between May and September annually in an
276 effort to prevent algae blooms that are messing up some of the interior lakes. The commentators were
277 talking about water flowing into their lakes. He thought that was interesting to know that Florida was going that far to attempt to control algae blooms.

Sec. 3-53. Prohibited activity.

(a) Although harassment of resident geese is encouraged, Section 8-122 prohibits shooting. In the event that sparrows, blackbirds, pigeons, crows or similar birds or water fowl are found congregating in numbers in a particular locality within the town limits, as to constitute a public nuisance or menace to the public health or to private or public property, then in that event or any of them, the congregated birds or wild fowl may be discouraged, destroyed or removed by the town administrator, acting through the town police department or another agency or department of the town, county or state government in a manner consistent with state and federal laws concerning the protection of birds.

All other portions of Chapter 3 are unchanged and shall remain in full force and effect.

SEVERABILITY. If any provision, clause, sentence, or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this article, which can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

EFFECT OF SECTION HEADINGS. The headings or titles of the several sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

REPEAL AND EFFECTIVE DATE. All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect immediately upon approval at second reading by the Town Council of the Town of Surfside Beach, South Carolina.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ____ day of _____ 2014.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Town of Surfside Beach Code of Ordinances

Sec. 3-51. Bird sanctuary. The entire area within the town limits is designated as a bird sanctuary, and every citizen is to conserve bird life through care and feeding, and protection from danger of any and all kinds. It shall be unlawful for any person to kill, shoot, attempt to shoot, trap, or molest in any manner the birds within the town.

Sec. 3-52. Findings and determinations. The town council (the "council") hereby finds and determines:

(a) That all the land and airway within the town limits is hereby declared to be and shall hereafter be a bird sanctuary, as such is defined in the South Carolina Code of Laws, including but not limited to Title 50, Chapter 11, Section 870.

(b) Notwithstanding the meaning and intent of section 3-51, and any other provision contained therein, the feeding of unconfined wildlife in any public park or on any other property owned or operated by the town is prohibited, so as to protect public health, safety and welfare.

(c) That the human hand-feeding of water fowl within the town limits is resulting in a public nuisance by the deposit of fecal matter, garbage, debris, and filth on surrounding properties, and destruction of lawns and ornamental shrubs, in addition to causing other problems for property owners whose properties are located next to or near people who choose to feed water fowl on a regular basis, as well as increasingly aggressive bird behavior.

(d) The feeding of ducks and geese encourages waterfowl to halt their normal migrations and establish a residency in the town. The growing populations of waterfowl result in large amounts of waterfowl droppings that potentially can spread disease. Other problems caused by droppings are excess nutrients in the town's lakes that in turn can cause algae blooms, damage to lawns and the soiling of public areas around the town's lakes.

(e) That according to the National Marine Fisheries' Service, it is unhealthy for the birds, and unhelpful to feed wild ducks, geese, sea birds with foods other than foods essential to the proper development of young birds, and hunting for food increases wild birds' survival while hand feeding decreases hunting and survival skills.

(f) That the U.S. Department of Interior's Fisheries and Wildlife Services and U.S. Department of Agriculture's Animal and Plant Inspection Service (APHIS) have determined that these fowl require young grass and vegetation for food and results in the destruction of lawns in residential, park, community, gardens, business and corporate areas, resulting in development of overgrazing on grasses, ornamental plants, and accumulation of droppings, feathers; attacks on humans; fouling of reservoirs, beaches, docks, lawns and destruction of crops and conflicts with humans.

(g) That the foremost method recommended by APHIS for discouragement of the settlement of large numbers of water fowl is the discontinuance of feeding in order to allow the fowl to revert back to the natural foods sources.

(h) That it is the intent of this article to minimize the attraction of these birds by restricting their feeding and other acts that encourage the migratory waterfowl to halt their migrations and to reside in the town. It is not the intention of this chapter to halt the feeding of small non-migratory bird by citizens through the use of bird feeders on private property.

Sec. 3-53. Prohibited activity.

(a) Subject to any exceptions contained in state law, it shall be unlawful to take, trap, hunt, shoot, molest or attempt to shoot, in any manner whatsoever any bird or wild fowl, or to rob bird nests or wild fowl nests in the town. In the event that sparrows, blackbirds, pigeons, crows or similar birds or water fowl are found congregating in numbers in a particular locality within the town limits, as to constitute a public nuisance or menace to the public health or to private or public property, then in that event or any of them, the

Town of Surfside Beach Code of Ordinances

congregated birds or wild fowl may be discouraged, destroyed or removed by the town administrator, acting through the town police department or another agency or department of the town, county or state government in a manner consistent with state and federal laws concerning the protection of birds.

(b) Water fowl: It shall be unlawful to engage in the feeding of wild water fowl, ducks, geese, seagulls and/or pigeons within the city limits, which feeding results in the deposit of refuse, debris, fecal matter, or other offensive substance, in any place in the town, including but not limited to lakes and storm water holding ponds to the prejudice or annoyance of any person, unless otherwise permitted by law; or which feeding results in aggressive bird behavior towards humans or other animals, or which results in endangering humans or other animals in any manner deemed advisable by and under the supervision and control of the police department of the town.

Sec. 3-54. Penalties.

(a) A person who violates the provisions of this article shall be guilty of a civil infraction, punishable by a fine of not more than two hundred dollars (\$200.00).

(b) Violations shall be issued on a uniform ordinance summons.

(c) Violators shall only be cited by police officers or authorized code enforcement officials.

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(f) Violators shall be subject to set-off debt process and failure to pay or appear may result in a non-resident violator compact (NRVC) notice for South Carolina licensed drivers.

(g) Violators shall not be subject to incarceration.

(h) Violation of this article is hereby declared to be a public nuisance, which may be abated by the town by restraining order, preliminary and permanent injunction, or other means provided for by law, and the town may take action to recover the costs of the nuisance abatement.

(i) Each day of a continuing violation of this article shall be considered a separate and distinct offense and may result in cumulative infraction fines.

Sec. 3-55. Enforcement.

(a) This article shall be enforced by the town police or office of the town administrator through appointment of duly authorized code enforcement official(s).

(b) Any citizen who desires to register a complaint under this article may initiate enforcement with the office of the town administrator or chief of police.

Sections 3-56 through 3-65 Reserved.

Proposed new wording for Sec. 3-51 and Sec 3-53.

Sec. 3-51. Waterfowl control.

Reduction and dispersal of non-migratory waterfowl, such as Canadian geese is encouraged to reduce the pollution caused by their feces and to reduce their impact from blocking roads and impeding travel by citizens.

(a) Notwithstanding the policy of Section 3-51, citizens are prohibited by Sec 8-122 from shooting any birds within the town limits of Surfside Beach. Although SCDNR recommends harassment of non-resident geese, SC requires no permit for destruction of goose eggs (<http://www.dnr.cs.gov/wildlife/waterfowl/cgoose/dispersal.html>). Landowners are required to self-register with the USFWS via the internet at <https://epermits.fws.gov/eRCGR/geSI.aspx>. ~~SC DNR~~ USFWS requires a permit for Canada Goose Depredation. The application requires documentation of previous actions taken such as harassment, egg/nest destruction, and habitat alteration.

(This would delete the prohibition on harassing waterfowl/geese by deleting the special "bird sanctuary" designation and leaving Surfside just under the State and Federal rules protecting migratory birds. It would clearly encourage control of the geese population. The rest of Sec 3-51 which covers prohibition on feeding and encouraging waterfowl would remain the same. Residents can get other information on how to deter geese from the DNR website so we don't need special Surfside language on methods.)

Proposed new wording for Sec 3-53 (a)

Sec. 3-53. Prohibited activity.

(a) Although harassment of resident geese is encouraged, Sec 8-122 prohibits shooting. In the event that sparrows, blackbirds, pigeons, crows or similar birds or water fowl are found congregating in numbers in a particular locality within the town limits, as to constitute a public nuisance or menace to the public health or to private or public property, then in that event or any of them, the congregated birds or wild fowl may be discouraged, destroyed or removed by the town administrator, acting through the town police department or another agency or department of the town, county or state government in a manner consistent with state and federal laws concerning the protection of birds.

(This would eliminate the prohibition of harassing geese, although the restriction on shooting would remain in Section 8. The rest of Sec 3-53 to remain the same)

- Buy
- Boating
- Education
- Fishing
- Hunting
- Land
- Regulations
- Water
- Wildlife

Migratory Birds

- General Regulations
- Licensing and Permits
- Seasons and Bag Limits
- Sunrise and Sunset Times

Dove

- Doves of SC Identification - (Adobe PDF)
- Field Planting Guide - (Adobe PDF)
- Hunting and Baiting
- Public Dove Fields
- Research and Management

Waterfowl

- Harvest Reports
- Hen Mallards, Black & Mottled Duck Identification - (Adobe PDF)
- Hunting and Baiting
- Information
- Restricted areas for Waterfowl Hunting
- Ten Commandments of Public Duck Hunting
- Waterfowl Management Areas
- Wood Duck Information

Species Info

- Canada Goose

Migratory Bird Regulations 2013-2014

Migratory Birds

Migratory birds include: mourning dove, marsh hens, rails, woodcock, common snipe, common moorhens, purple gallinules, ducks, mergansers, sea ducks, coots, blue & snow geese, brant, Canada geese and crows.

Effective July 1, 1998, anyone over 16 or all licensed hunters hunting migratory game birds in the United States must have an HIP permit and complete a short questionnaire before hunting. Permits are available from any SCDNR license sales vendor, SCDNR office or online. There is no cost for the permit.

Seasons, shooting hours, limits and other special restrictions on migratory bird hunting are set by SCDNR in accordance with guidelines set by the US Fish & Wildlife Service. Detailed the SCDNR South Carolina Rules & Regulations information on the seasons and restrictions is provided in a separate Migratory Bird Brochure available in September.

Listed below are frequently requested rules for hunting migratory birds.

- Shotguns must be plugged so as to hold no more than 3 shells.
- Baiting or hunting over bait is strictly prohibited.
- All hunting hours end at official sunset.
- The possession of lead shot is prohibited while waterfowl hunting.
- In addition to a migratory bird permit (HIP), a SC Migratory Waterfowl Permit and Federal Waterfowl Stamp is required for hunting ducks, geese and brant. Electronic Federal Waterfowl Stamps are not valid in SC.

Refer to the Migratory Bird Brochure for complete information on particular species and other restrictions.


Waterfowl and Dove Regulations


Dates, times, locations and regulations for hunts on designated Dove Management Areas are printed annually. The [Public Dove Field List](#) is available or by calling 803-734-3886. Specific seasons, limits and regulations for waterfowl hunting are printed annually in the **SC Migratory Bird Regulations**. You must have the [Free Adobe Reader](#) to preview this file. This information is provided by Wildlife & Freshwater Fisheries Division.



South Carolina Migratory Game Bird Hunting Guidebook


2013 - 2014





Get your Migratory Bird Permit (HIP) from any local licensing agent. License fee required. Add it's free.
Take a Hunter Education course or purchase your hunting and fishing license by visiting [www.dnr.sc.gov](#)

2013-2014 SC Migratory Game Bird Hunting Guidebook - Adobe PDF (file size - 15.23MB) Adobe® Reader® is required to open some files on this web page and is available as a [free download](#) from the Adobe® Web site.





**RESIDENT CANADA GOOSE
NEST & EGG DEPREDAATION ORDER**

What are Resident Canada Geese?

The U.S. Fish and Wildlife Service (Service) identifies "resident Canada geese" as those nesting within the lower 48 States and the District of Columbia in the months of March, April, May, or June, or residing within the lower 48 States and the District of Columbia in the months of April, May, June, July, or August.

What is a Depredation Order?

A depredation order provides regulatory authorization under the Migratory Bird Treaty Act (MBTA) to conduct specific migratory bird depredation management activities without the need for individual Federal permits. The resident Canada goose nest and egg depredation order, issued on August 10, 2006, is codified in Title 50 of the Code of Federal Regulations, part 21, section 21.50 (50 CFR 21.50). The MBTA is administered by the Service.

What does the Resident Canada Goose Nest and Egg Depredation Order allow?

The resident Canada goose nest and egg depredation order authorizes landowners and local governments who register with the Service to destroy resident Canada goose nests and eggs on property under their jurisdiction when necessary to resolve or prevent injury to people, property, agricultural crops, or other interests. The order *does not* authorize the killing of any migratory bird species or destruction of any nests or eggs other than those of resident Canada geese.

Who may operate under the depredation order?

Private landowners, managers of public lands, and homeowners' associations (hereafter referred to as landowners); and village, town, municipalities, and county governments (hereafter referred to as local governments) who register with the Service are eligible to implement the depredation order. Landowners must register employees or agents that may act on their behalf. Landowners must be at least 18 years of age to register.

What States does the depredation order cover?

It covers the lower 48 States and the District of Columbia. It does not include Alaska, Hawaii, Puerto Rico, the U.S. Virgin Islands, or the Pacific Territories.

What are the requirements for operating under the depredation order?

- (1) Before any nests or eggs may be destroyed, landowners must go on-line and register with the Service. Registration is valid for one nesting season. It must be renewed each year before nests and eggs may be destroyed. There is no fee for registration.
- (2) Landowners must use nonlethal goose management techniques as they deem appropriate in order to minimize the need to destroy nests and eggs.
- (3) Landowners must return to the registration website (see **How do I register?** below) and report by October 31 the number of nests and eggs destroyed on their property.

How do I register?

To register, go to <http://www.wildlife.state.nh.us/permits/depredation/> or go to <http://www.wildlife.state.nh.us/depredation/> and click on "New Resident Canada Goose Nest Egg Registration".

When can I register?

You must register each year prior to destroying nests/eggs. You may register anytime between January 1 and June 30 of the year in which your activity will take place. For instance, you may register for the 2009 nesting season beginning January 1, 2008.

When can resident Canada goose nests and eggs be destroyed under the order?

Nests and eggs may only be destroyed between March 1 and June 30.

Do I have to comply with other laws and regulations?

Although you are no longer required to have a Federal permit, it is important that you check with your State or Tribal wildlife agency to determine if your State or Tribe has additional or stricter requirements for destroying resident Canada goose nests and eggs. You must be in compliance with State or Tribal laws in order to lawfully operate under the depredation order. Refer to **State Wildlife Agency Contacts and Information on Resident Canada Goose Nest and Egg Destruction** posted on this Registration site for information about your State.

Can a homeowners association register on behalf of the association members?

Yes. An officer of a homeowners association may register a subdivision, condominium complex, or other homeowner properties under its jurisdiction. Each member landowner does not need to register individually. Landowner permission is not necessary for nest and egg work in common areas, but it is necessary before performing the nest and egg work on an individual's property.

Can a local government register on behalf of its citizens?

Yes. An officer of a local government (i.e., village, town, municipality, and county government) may register areas under their jurisdiction. Thus, each landowner within this jurisdiction would not need to register individually. However, landowner permission is necessary before performing the nest and egg work on an individual's property. In addition, local governments or their agents must be in compliance with all State and local laws and regulations and must register each employee or agent working on their behalf.

Can a landowner register their property and allow someone else, such as a pest control company or organization, to perform the actual nest and egg destruction?

Yes. As long as the landowner has registered their property or properties with the Service for the current nesting season and identified the agent(s) who will be doing the work, those agents are authorized to operate under the depredation order.

Can a pest control company or other third party register for a landowner?

The regulations require a landowner to be registered before nests and eggs may be destroyed on their property. If a landowner requests a third party to register on his or her behalf, it is between the landowner and the third party. The registration *must be in the landowner's name* with the landowner's address. However, if the landowner wishes the third party to be the primary contact for the Service, the User Profile should include the third party's email address. The landowner remains responsible for the activities on his or her property.

Can a minor perform the nest and egg destruction for a landowner?

Yes, as long as they are supervised by the landowner or an adult agent.

What is the reporting requirement and how do I comply?

Each registered landowner must report the number of nests with eggs that were destroyed on their property and the month they were destroyed by October 31 of the registration year. A report is required even if no nests or eggs were destroyed. Landowners cannot re-register in future seasons if they have an outstanding report. The report information is used by the Service to monitor and assess resident Canada goose populations.

To report, go to <https://epermits.fws.gov/eRCGR> or go to www.fws.gov/permits and click on "New Resident Canada Goose Nest Egg Registration". Log on to the system using your login ID and password. You will be taken to your User Profile to certify the information is still current. You will then be able to report your activity for the year. Please make sure you report the number of nests affected, not the number of individual eggs, and do not leave any fields blank or the system will consider your report incomplete.

What methods are allowed for destroying and disposing of nests and eggs?

Eggs may be shaken, punctured, or oiled. Anyone oiling eggs must use 100% corn oil, a substance exempted from regulation by the US EPA under the Federal Insecticide, Fungicide & Rodenticide Act. Destroyed nest material and eggs may be left in the field or disposed of by burial, incineration, or placement in outgoing trash, in accordance with local ordinances. Nests and eggs may not be retained for personal use. No one is authorized to possess, sell, offer for sale, barter, or ship for the purpose of sale or barter nests or eggs taken under the depredation order.

Are there specific protocols that must be followed for adding resident Canada goose eggs?

Numerous publications by State and Federal agencies, university extension services, and humane societies provide protocols for oiling, shaking, or puncturing resident Canada goose eggs, and for destroying eggs and replacing with dummy eggs. The Service does not mandate or endorse one particular protocol. See **Where can I learn more?** at the end of this document for some website references.

What nonlethal goose management techniques should be tried before destroying nests and eggs?

Nonlethal suggestions include landscape modification to make the area less attractive to resident geese; harassment and hazing with dogs or lasers; and repellants. Relocation of nests and eggs is *not* permitted.

Does all resident Canada goose nest and egg destruction have to be done under this depredation order?

No. For at least the next several years, landowners will continue to have the option of applying for a depredation permit. The application for a depredation permit is available at www.fws.gov/forms/3-200-13.pdf. There is no fee to register on-line and work under the depredation order. However, there is an application processing fee for a depredation permit (\$50 for a homeowner and \$100 for a business).

Other circumstances under which nest and egg destruction will not be done under the depredation order include:

- (1) Landowners in Alaska are still required to obtain Federal permits because the depredation order only covers the lower 48 States.
- (2) State wildlife agencies that hold Federal Special Canada Goose (SPCG) permits under 50 CFR 21.26 are already authorized to manage resident geese throughout their State, including by nest and egg destruction. These States will determine whether they will continue to permit landowners to destroy nests and eggs under the State's Federal SPCG permit or require that landowners operate under the Service's nest and egg depredation order. A list with State contact information is posted on the registration website.
- (3) Public and military airports may continue to take nests and eggs under either airport depredation permits or the airport control order (50 CFR 21.49).

- Nests and eggs may be destroyed under the depredation order for resident Canada geese at agricultural facilities (50 CFR 21.51), and the public health depredation order (50 CFR 21.52) if the State has chosen to implement these depredation orders.

Where can I learn more?

- The final rule implementing the nest and egg depredation order can be found by clicking on "Text of Regulation" on the Resident Canada Goose login page.
- Information about the Migratory Bird Treaty Act and other laws administered by the Service can be found at www.fws.gov/permits/.
- Information about Canada goose nesting management, including addling protocols, can be found in "Management of Canada Goose Nesting" by the U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Wildlife Services, August 2009, at http://www.aphis.usda.gov/wildlife_damage/downloads/canada_goose.pdf.
- Information about egg addling and other management protocols can be found in the Technical Guide "Managing Canada Geese in Urban Environments" by A. E. Smith, S. R. Craven, and P. D. Curtis, 1999, a publication of Cornell Cooperative Extension, the University of Wisconsin, The Jack H. Berryman Institute, Wildlife Damage Management Working Group, at <http://dspace.library.cornell.edu/handle/1813/66>.
- The Virginia Cooperative Extension publication 420-203, posted November 2001, Managing Wildlife Damage: Canada Goose (*Branta canadensis*), by Lisa French, Undergraduate, Department of Fisheries and Wildlife Sciences and Jim Parkhurst, Associate Professor and Extension Wildlife Specialist; Virginia Tech, can be found at www.ext.vt.edu/pubs/wildlife/420-203/420-203.html.

If I have further questions about the resident Canada goose nest and egg depredation order, who can I contact?

Contact your Regional Fish and Wildlife Service Migratory Bird Permit Office. Contacts can be found at www.fws.gov/migratorybirds/mbpermits/addresses.html.

(January 5, 2010)

Part of Federal and State that Participates

State Wildlife Agency Contacts and Information on Resident Canada Goose Nest and Egg Destruction

The following information is being compiled to provide potential Registrants with State contact information and other preliminary information about State requirements relating to Resident Canada Goose Nest and Egg destruction. In most instances, States which have "No" in the "State Accepts Federal Registration?" column either do not allow any take of Resident Canada goose nests or eggs in the State (making Federal registration irrelevant) or the Federal authorization is already covered by a permit issued to the State wildlife agency. In all such instances, all locations in these States are blocked on the site and thus may not be registered. Contact the State agency for further information in these States.

This list is a work in progress. We will update it as we receive information from the States. It is your responsibility to comply with any State requirements.

| STATE | STATE AGENCY CONTACT | STATE WEBSITE | State Accepts Federal Registration? (Yes/No) | Additional State Requirements or Restrictions (e.g., State permit)? (Yes/No) |
|------------|---|--|--|--|
| Alabama | | Alabama Department of Conservation and Natural Resources | Yes | No |
| Arizona | Mike Rabe Migratory Game Bird Supervisor Arizona Game and Fish Department 623-236-7353 | Arizona Game and Fish Department | Yes ³ | No |
| Arkansas | | Arkansas Game and Fish Commission | Yes | No |
| California | Melanie Weaver, Staff Environmental Scientist, Waterfowl Program Lead, CA Department of Fish & | California Department of Fish and Wildlife | Yes (effective Feb 2009) ³ | Yes ⁴ |

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|---------------------------------|---|--|-----------------|---|
| | Wildlife Office (916/445-3717) Melame.Weaver@wildlife.ca.gov | | | |
| Colorado | (303/291-7000) | wildlife.state.co.us/WildlifeSpecies/LivingWithWildlife/Birds/CanadaGoose.htm | No ¹ | Yes |
| Connecticut | Chris Vann, DEP Wildlife Division (860/424-3011) | Connecticut Department of Environmental Protection | Yes | Yes, for commercial control firms only |
| Delaware | Matt DiBona, Gamebird Biologist (302/735-3600) Matthew.DiBona@state.de.us | www.fw.delaware.gov | Yes | No |
| District of Columbia | | District of Columbia Fisheries and Wildlife Division | | |
| Florida | Diane Eggeman, Coordinator, Waterfowl Management Program, FFWCC (850/488-5878) | Florida Fish and Wildlife Commission | Yes | No |
| Georgia | Greg Balkcom, Waterfowl Biologist, GA DNR (478/825-6354) greg_balkcom@dnr.state.ga.us | Georgia Department of Natural Resources | Yes | No |
| Idaho | Tom Hemker Wildlife Program Coordinator ID Dept of Fish and Game Boise, ID (208/334-2920) themker@idfg.idaho.gov | Idaho Department of Fish and Game | Yes | No |
| Illinois | Roy Domazlicky, Urban Waterfowl Project Manager, DNR | Illinois Department of Natural Resources Specific site under development | No ¹ | Yes |

| | | | | |
|----------------------|--|--|-----------------|-----|
| | (847/608-3100, X-2031) | | | |
| Indiana | Shannon Winks, District 10 Wildlife Biologist, DNR swinks@dnr.in.gov (812/358-2253) | www.in.gov/dnr/fishwild/hunt/geese/ | Yes | No |
| Iowa | Bill Bunger Depredation Biologist, DNR 15565 118th Ave., Indianola, IA 50125 (515-975-8318) Greg Harris Depredation Biologist, DNR 1023 W. Madison Street Washington, IA 52353 (319-330-5578) | http://www.iowadnr.gov/Hunting/LandownerAssistance/NuisanceWildlifeControl.aspx | No ¹ | Yes |
| Kansas | | www.kdwp.state.ks.us/news/hunting/migratory_birds/geese/resident_canada_geese | No ¹ | Yes |
| Kentucky | | Kentucky Department of Fish and Wildlife Resources | Yes | No |
| Louisiana | | Louisiana Department of Wildlife and Fisheries | Yes | No |
| Maine | Vasco "Buster" Carter, MDIFW (207/287-5252) Vasco.Carter@maine.gov | www.maine.gov/ifw/ | Yes | Yes |
| Maryland | Larry Hindman (410-221-8838) lhindman@dnr.state.md.us | Maryland Department of Natural Resources | Yes | No |
| Massachusetts | H Heusmann, (508/839-6321) h.heusmann@state.ma.us | www.mass.gov/masswildlife | No | Yes |
| Michigan | Julie Oakes Wildlife Biologist – SE | www.michigan.gov/dnr/0,1607,7-153-10370_12145_25065-59467--,00.html | No ¹ | Yes |

| | | | | |
|---------------------------|---|--|---------------------|--|
| | Michigan, Wildlife Division, DNR (248/359-9040) | | | |
| Minnesota | Lou Cornicelli, the MNDNR Wildlife Research Manager Lou.cornicelli@state.mn.us | Minnesota Department of Natural Resources | Yes/No ² | Yes |
| Mississippi | | Mississippi Department of Wildlife, Fisheries and Parks | Yes | No |
| Missouri | Tom Meister, Dept of Conservation (314/301-1506 ext 2234) | mdc.mo.gov/landown/wild/nuisance_w_geese/canadageese/ | Yes | Yes--Report nests taken to state by June 30 |
| Montana | Jim Hansen (jihansen@mt.gov) | Montana Fish, Wildlife and Parks | Yes | Yes |
| Nebraska | (402/471-0641) | Nebraska Game and Parks Commission | No ¹ | Yes |
| Nevada | Russell Woolstenhulme NV Dept. of Wildlife Reno, NV (775/688-1914) russellw@ndow.org | Nevada Department of Wildlife | Yes | No |
| New Hampshire | Ed Robinson (603)271-2462 erobinson@wildlife.state.nh.us | www.wildlife.state.nh.us | Yes | No |
| New Jersey | Susan Predl (908/735-7040) Susan.predl@dep.state.nj.us | New Jersey Division of Fish, Game and Wildlife | Yes | No |
| New Mexico | | New Mexico Game and Fish Department | | |
| New York | NYSDEC Special Licenses Unit (518/402-8985) | www.dec.ny.gov/animals/7003.html | Yes | No |
| North Carolina | | North Carolina Wildlife Resources Commission | Yes | No |

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|-----------------------|---|--|---------------------|-----|
| North Dakota | Dale Repnow (701/328-6351) | North Dakota Game and Fish Department | Yes | Yes |
| Ohio | Dave Sherman, DNR (419/898-0960) | www.ohiodnr.com/wildlife/resources/goosedamage.htm | No ¹ | Yes |
| Oklahoma | Mike O'Melia (405/424-0096) | www.wildlifedepartment.com/managingresidentcanadageese.htm | Yes | No |
| Oregon | Brad Bales OR Dept. of Fish and Wildlife Salem, OR (503/947-6322) bradley.d.bales@state.or.us | Oregon Department of Fish and Wildlife | Yes/No ³ | Yes |
| Pennsylvania | Jason DeCoskey, Chief Technical Service Division, Phone 717/783-8164 | Pennsylvania Game Commission | Yes | No |
| Rhode Island | RI DEM (401/789-0281) www.dem.ri.gov | Rhode Island Office of Fish and Wildlife | Yes | No |
| South Carolina | Derrell Shipes Chief--Statewide Projects, Research & Surveys Wildlife Management Section SCDNR (803/734-3938) shipesd@dnr.sc.gov | South Carolina Department of Natural Resources | Yes | No |
| South Dakota | Art Smith Administrator, Wildlife Damage Management Program (605/773- 5913) | South Dakota Department of Game, Fish and Parks | No ¹ | Yes |
| Tennessee | | Tennessee Wildlife Resources Agency | Yes | No |
| Texas | | Texas Parks and Wildlife Texas Wildlife Damage Management Service | No | |
| Utah | Tom Aldrich | Utah Department of Environmental Quality | No | Yes |

| | | | | |
|----------------------|---|--|-----------------|---------------------------|
| | UT Div. of Wildlife Resources Salt Lake City, UT 801/538-4789 tomaldrich@utah.gov | Utah Department of Natural Resources | | |
| Vermont | Maureen Allen maureen.allen@state.vt.us (802/241-3700) | Vermont Department of Fish & Wildlife | Yes | Yes |
| Virginia | Gary Costanzo, Wildlife Division , DGIF | Virginia Department of Game and Inland Fisheries | Yes | No |
| Washington | | Washington Department of Fish and Wildlife | No | Yes (No permit available) |
| West Virginia | Steve Wilson , DNR (304/637-0245) | West Virginia Division of Natural Resources | Yes | No |
| Wisconsin | Brad Koele (608/266-2151) | Wisconsin Department of Natural Resources | Yes | Yes |
| Wyoming | Carol Havlik, WGF (307/233-6413) | Wyoming Game and Fish Department | No ¹ | Yes |

(1/12/2014)

¹ The State does not recognize the Federal nest and egg depredation order registration but rather authorizes nest and egg destruction under its Federal Special Canada Goose Permit. Contact State for additional information.

² The State allows online registration only for urban situations, such as golf courses and homeowners associations. Federal registration is invalid without concurrent State authority. Agricultural applicants or those in rural settings may not register and must continue to work through the State.

³ The State allows online registration only within incorporated cities or urban growth boundaries. Registration may also occur for golf courses, parks, and other highly developed recreational areas outside of incorporated cities or urban growth boundaries. All other take within other rural settings is prohibited.

⁴ State authorization is required in addition to Federal registration except in the following 18 counties where State permits for control activities are not required: Sonoma, Napa, Solano, Marin, Contra Costa, Alameda, San Francisco, San Mateo, Santa Clara, Santa Cruz, San Benito, Monterey, San Luis Obispo, Santa Barbara, Ventura, Los Angeles, Orange and San Diego counties. Requests for permits to destroy nests and eggs of Canada geese from the counties not listed above must be submitted to the California Department of Fish & Game, 1812 Ninth Street, Sacramento, CA 95814, in writing and must include (A) name and address of applicant and, (B) location and number of nests and/or eggs to be destroyed.

⁵ The Federal registration website is being programmed to accommodate registration for control activities in California. We expect to allow registration for California in February 2009.



TOWN OF
SURFSIDE BEACH

YARD OF THE MONTH
Terry & Gloria Roop
332 15th Ave. S.
April 2014



The Hon. Douglas F. Samples, Mayor

3-20-14
Date

Chairman Nancy Jo Weber, Keep Surfside Beach Beautiful

Date