



SURFSIDE BEACH TOWN COUNCIL MEETING MINUTES
EXECUTIVE SESSION JUNE 25, 2018 ♦ 6:00 P.M.
REGULAR MEETING JUNE 25, 2018 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS

***Special meeting day due to South Carolina Primary Runoff Elections on Tuesday, June 26.*

Executive Session – 6:00 p.m.

Mayor Childs called Town Council to order at 6:00 p.m. Tuesday, June 11, 2018 for the purpose of entering executive session pursuant to FOIA §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee. Mayor Childs, Mayor Pro Tempore Pellegrino, and Councilmembers Dietrich, Johnson, Ott, and Scoles were in attendance. Councilmember Stevens was absent. A quorum was present. Mr. Dietrich moved to enter executive session at 6:00 p.m. Mr. Ott second. All voted in favor. **MOTION CARRIED.** Mr. Johnson moved to reconvene regular session at 6:19 p.m. Ms. Scoles second. All voted in favor. **MOTION CARRIED.** Mayor Childs said for the record that no action was taken during executive session, and declared the session adjourned at 6:19 p.m.

Town Council Meeting – 6:30 p.m.

1. CALL TO ORDER. Mayor Childs called the regular meeting to order at 6:30 p.m. Mayor Childs, Mayor Pro Tempore Pellegrino, and Councilmembers Dietrich, Johnson, Ott, and Scoles were in attendance. Councilmember Stevens was absent. A quorum was present. Others present: Interim Administrator Duckett; Town Clerk Herrmann; Finance Director King; Fire Chief Otte; Planning, Building & Zoning Director Morris; Police Chief Hofmann; Public Works Director Adair, and Events Supervisor Ellis.

2. INVOCATION AND PLEDGE OF ALLEGIANCE. A. Invocation: Reverend Brad Bellah from the Shepard of the Sea Lutheran Church gave the invocation. **B. Pledge of Allegiance:** Mayor Childs led the Pledge.

3. AGENDA APPROVAL. Mr. Dietrich moved to adopt the agenda with an amendment to add Business Item 7.D. Motions or directions from executive session. Mr. Ott second. All voted in favor. **MOTION CARRIED.**

4. MINUTES APPROVAL. Regular Meeting June 11, 2018. Mr. Ott moved to adopt the June 11, 2018 regular meeting minutes as presented. Mr. Dietrich second. All voted in favor. **MOTION CARRIED**

5. PUBLIC COMMENTS. Agenda Items Only. (3-minutes per speaker)

Ms. Betty Lowery, 4th Avenue North: I am speaking to Business Item 7.C. Request to Abandon Right-of-way. I do have some concerns about that. This is not being done for a public safety issue. It's not being done for the public good. It's not providing parking for business or anything like that. What it would do would be to increase the profit for the individuals who currently own it and want to sell it. There are two of those alleyways that go from Palmetto to Myrtle. One of them between the 800 block in the 900 block has been planted over and completely; it's gone. I don't know whether that was intentional or not. But, lawyer's letter said that this was landlocked, and it's not. It's a right-of-way between Palmetto and Myrtle. It's ten feet wide, about a 114 feet long, and it's, it's good business sense for the owners to want to add that to their property. You know, you can't fault them for doing that. That would give them five more feet and prevent any kind of access through what they consider their property. There was a comment made that they were keeping it clean. Well, we're constantly picking up trash that other people leave on the roadside on the town's rights-of-way from food bags to drink cans and so on, and that doesn't mean that the town has abandoned it. It simply means that we are doing what we need to make sure that our property looks nice. But, they do own both lots. It's not interrupting their property. They're two separate pieces of property. They are not only the owners, but they are the sellers. Both pieces of property have sale signs on them, and both are undergoing renovation. So, the only purpose here would be to increase their profit, their profit and the town isn't going to get any of that. You would be gifting someone land that they're going to make a profit on without any of it coming to you. There was a comment about they would be landscaping and paying taxes on it for years to come. I'm pretty sure that's not their intention. They want to sell it. I don't think anywhere they want to pay taxes on this forever. So, I just don't think that's a good idea, and again, the access has been interrupted. Someone has put a makeshift patio on the Palmetto end of it complete with stones and patio chairs and so on and that's in the public right-of-way. I don't know if that was accidental or intentional. (*Time ended.*) Thank you.

Mr. Bill Kinken, Dogwood Drive North: I'm speaking to the same thing, 7.C. I'm totally against it. The alleyways are there for a purpose. No, they're not being used currently, but if you decide at some point you want to

61 bury power lines, it would be a whole lot easier to use those alleyways than to go down your streets and tear them
62 up, because they cost a lot of money to put back; interrupt your drainage systems, everything else. I know people
63 have used them. They've got fences around them. They act like it's their property. That's fine, but it's not. God help
64 us, if we ever get gas in here, we'd have a place to put the gas lines. I just think you can't un-ring a bell and this is
65 just a good time not to ring it. Thank you.
66

67 Ms. Sandra Elliott, 5th Avenue North: I'm here for the same concern on the ten foot unnamed alleyway,
68 walkway, between the two properties. I think [Ms. Lowery] said many things that I wanted to say, but the letter, the
69 land is not landlocked. There're two frontages, North Dogwood and Palmetto Drive. It's not an easement. It is a
70 walkway, and when you stand on the two, there are two on that section, you can see right to the access to the beach,
71 and I think that's mainly why they put them in to begin with. It was a shortcut to the beach. But my biggest concern
72 is at 810 North Dogwood there's a fire hydrant, and if you vacated that and deeded it five foot to one side and five
73 foot to the other and they decided to put a six foot fence down, if there's a fire on Palmetto, which I went up and
74 down four times, I can't find one fire hydrant. They're not gonna be able to tie on to North Dogwood's for the
75 peoples' fires. So are we saying to the fire company, if you have a fire on Palmetto, you better pump it out of the
76 lake? And that's what concerns me the most. And also, I ask that if you do decline it, request and instruct public
77 works to clean both ten foot walkways and alleyways in that area, so that people can use them with their, with the
78 main reason it was for. If you don't; if you do vacate it, and give it to the two sides, then you need to instruct
79 construction office to renumber the street, because there's no break and you go from a 714, which is one side of the
80 alley, to an 810, and there's three blocks in that area where emergency vehicles who aren't from our area and aren't
81 familiar wouldn't be able to get to someone. If there's a fire, of course, you can see the flames come up. But, if
82 someone's having a heart attack, and they're looking for 810, and they're riding down and say 700; 14 must be way
83 down the end of the road, and it isn't [sic]. The numbering needs to be addressed. Thank you.
84

85 6. COMMUNICATIONS.

86
87 **A. Department Reports. i. Events. ii. Finance. iii. Fire. iv. Planning, Building & Zoning. v. Police.**
88 **vi. Public Works.** The written reports are attached hereto. There were no questions or comments from Town
89 Council about department reports.
90

91 **B. Administrator's Report.** Mr. Duckett reported that the Secretary of State's Office issued a Charity
92 Public ID number that will expire on November 15, 2018, to the Town of Surfside Beach Historical Society in
93 connection with the on-going fund raising project. He said the town clerk is going to be out of the office beginning
94 July 11th on medical leave, and recommend that Town Council concur to cancelling the July 24th regular meeting.
95 **Council CONCURRED.**
96

97 7. BUSINESS.

98
99 **A. Second Reading Ordinance #18-0872 Issue GO Bond for Pier Reconstruction, Interim**
100 **Administrator Duckett.** Mr. Dietrich moved to adopt second reading of Ordinance #18-0872. Mr. Ott second. All
101 voted in favor. **MOTION CARRIED.** The decision paper and ordinance copies are on file.
102

103 **B. Second Reading Ordinance #18-0873 Amend FY2017-2018 Municipal Budget, Director King.** Mr.
104 Ott moved to adopt second reading of Ordinance #18-0873 as presented. Mr. Johnson second. All voted in favor.
105 **MOTION CARRIED.** The decision paper and ordinance copies are on file.
106

107 **C. Request to Abandon Right-of-way, Interim Administrator Duckett. REQUEST DENIED; NO**
108 **MOTION OFFERED.** The decision paper is on file.
109

110 **D. Motions or Directions resulting from Executive Session** (added by approved motion, see item 3
111 above.) Mr. Johnson said, "Mr. Mayor, on the personnel issue that we discussed in executive session, I make a
112 motion that we authorize and direct Attorney Moss to take such actions as are necessary to consummate a settlement
113 with the employee pursuant to the terms negotiated and recommended by Attorney Moss." Mr. Dietrich second. All
114 voted in favor. **MOTION CARRIED.**
115

116 **8. TOWN COUNCIL DISCUSSION.** Any matters of concern or information to be discussed by Town
117 Council.
118

119 Mr. Ott suggested that a pedestrian crosswalk be placed at the intersection of Willow and Surfside Drives,
120 because so many events are held there. Mr. Adair believed that one should also be installed at the corner of Mytle
121 and Surfside Drives, so crosswalks would be at both ends of that block that houses the Fuller and Passive Parks in
122 addition to the Bark Park. Cost would be a couple of thousand dollars. **Council CONCURRED.**

123
124 **9. PUBLIC COMMENTS – General Comments (5 minutes per speaker)**
125

126 Ms. Karen Hedges, 2nd Avenue North: I just want to come before the Council and Mayor for a request that
127 possibly dogs would be allowed to walk on the beach after 5 o'clock and before 9 o'clock in the morning during the
128 summer hours. I realize that it's very busy on the beach as far as the evening at 6 o'clock at night. Right now many of
129 us that are walking our dogs are either having to travel to other towns to take our dogs to walk on the beach, and we
130 do pick up after our dogs, so it's not a matter of waste that's been left on the beach. In fact, when we walk our dog
131 on the beach, we always have a garbage bag with us and every night we end up with a garbage bag full that we take
132 care of along with walking our dog and picking up after him should he go to the bathroom. It's just hard from, from
133 September 15 through May 15. We can go on the beach all day; every evening to take a nice walk, and then from
134 May 15 to September 15 we're not allowed at all, and it makes it really, you know, I'd like to be able to walk on our
135 beach and not have to travel to an adjoining beach on either side to walk the dog. He enjoys it. I know he does. I
136 enjoy walking the beach every day. It's nice and peaceful, and it's a request that I'd like you to reconsider. It's not a
137 huge change, but it's just the request that I'd like to make. Thank you for your consideration.
138

139 Ms. Darlene Moody, 17th Avenue North: I have approximately 70, 7-0 foot of a drainage pit dug in the
140 right of easement area in front of my property. It is both unsightly and hazardous. 17th Avenue North is a busy street.
141 Walkers, joggers, bicyclists sometimes need to be on the homeowners properties to clear the traffic. In effect, they
142 can end up in my ditch with severe injuries or worse. While I appreciate the town trying to remediate the flooding
143 issues, when the when it rains the street still floods. The water stands in the ditches for 2 to 3 days. As a new
144 resident, I am frustrated with the lack of positive response from public works and lack of common courtesy. I was
145 informed that you don't have the funding to fix the drainage pits. Wouldn't be more economical to work with the
146 affected homeowners, for example, you could lay the piping and drainage and the homeowners could backfill with
147 your approval and guidance. Honestly, I'm having a difficult time finding a contractor. The general consensus is that
148 Surfside is too hard to work with. I find this very disheartening as a resident in a friendly town, a family-friendly
149 town. In closing, could you please address what has been accomplished with the general maintenance? Who
150 measures the effectiveness, and how can we move to resolve the items mentioned? Thank you for your time.
151

152 Mr. Bernie Williams, Dogwood Drive North: The city as a parking lot diagonally across from my house.
153 The reason why I'm addressing this, the week before last was high school senior week. Between the house was
154 across the parking lot and the one behind my house is anywhere from probably 80 to a 100 high school seniors
155 staying in these two houses. They used the parking lot and it was like an animal house with a large parking lot.
156 People were coming and going. At one point, something happened in the house, people literally dove over the decks
157 to get out of the house. I'm not asking for much. I need a solution. Maybe just for that week you put barricades up
158 like at seven o'clock at night till seven in the morning to keep the parking there, because right now, they're going
159 home and telling their friends, we had a great time. We found the perfect houses to stay in. My front yard was an
160 Uber lift drop off and pickup site. You wouldn't believe the amount of people who were Ubered [sic] in and
161 Ubering [sic] out to get to this party, and it was just a mess. And right now, pardon me, right now in the parking lot
162 there's a pile of Bud Light beer bottles that have been sitting there for over a week right in the middle of the parking
163 lot. The parking attendants drive by it every day; walk around it to go to the meters to check the cars. It's still there.
164 I don't know. You know, if the departments don't talk to each other or what, but it's just a problem that needs to be
165 addressed, and like I say, it could be a simple solution, maybe. Thank you. Mayor Childs asked Mr. Williams to
166 meet with Chief Hofmann.
167

168 Mr. Nick Delaplane, 13th Avenue North: I hadn't thought much about it, but the lady that mentioned the
169 dogs on the beach, and I don't know all the background for the town and the decisions of the background. I'm pretty
170 new here. But basically, I see so many dogs on the street being walked by owners, so there's a lot of dog owners and
171 I would think that being a family beach and that it would be fair to consider allowing the dogs to walk after five
172 o'clock and before nine, even during the summer, because I think it's apparently not been a problem for other
173 beaches, but I'm not sure about that, but I'd like you all to look into it. I like to know more about that. Thank you.
174

175 Mr. Bill Kinken, Dogwood Drive North: First of all thank you, council, for passing a budget that didn't
176 include tax increase. As a retired person, I do appreciate that. I think you are to be congratulated on your good

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177 works. I have a complement for the public works. I've told [Mr. Adair] before I have a friend that comes down here.
178 He's been here for quite a few times. Grew up together. He's an appraiser. He works North Mecklenburg County,
179 and Lake Norman and those counties around, and they can't hold a candle to our town as far as being clean. It's
180 amazing. He's always amazed, because when he comes down, we ride the golf cart hours a day, and he's just always
181 comments on it. I think council needs know it. I know [Mr. Adair] needs to know it. Then the last thing is there are
182 signs along the road that says it, pedestrians have the right-of-way. You ought to take them up. I cross that road a
183 minimum of four times a day. I very seldom ever have anybody volunteer to stop. Now, they do occasionally. Twice
184 in the last week, I've had to pull my dog off the side, out of the crosswalk, because they weren't slowing down, and
185 one of them was the Plantation bus, which he's not out of state. He lives here somewhere, and it just upsets me that
186 we can have people thinking they have the right away, and people, and the drivers not allowing it. It's, to me it's
187 dangerous. I don't how to address it, but I think that common sense tells me that I shouldn't walk in the road, if
188 there's a car coming, and I think most people have that common sense, and we need to take the enticement to put
189 somebody in harm's way out of the way. Thank you very much. Have a good evening.

190
191 Mr. Boyd Sadler, 8th Avenue South: I'm always gonna complain. We know that. You actually have
192 streamlined the meetings here. But, you've streamlined the meetings to where we don't really know what's going
193 on. I think that could be detrimental to, you know, people who are interested; who want to help; want to be a part of
194 the community. But if it's all gonna be done in executive session, you may as well eliminate these meetings. About
195 the dogs on the beach, I have to disagree with those people that say dogs should be permitted on the beach in the
196 summer time, only because for every responsible pet owner, there are ten irresponsible; those who don't put their
197 dogs on leashes; dogs run free, and they really do startle people. If nothing else, they startle people, and there's a lot
198 of times walking on the beach I just gotta make sure I'm looking down because they're piles out there. Irresponsible
199 people, and I think that's, you know, a reason for not allowing it during the busy season. We have the same issue in
200 the winter time. One other thing; no, I have two other things. I did want to bring up the fact that the meeting before
201 the last one, I did make a request to be brought before the people of town what lawsuits are still against this town
202 and who's involved and how they are being settled, or if they have been settled. We don't hear anything on that. And
203 the only thing I see is it's, I think, is a pretty important thing that we need to think about. There's gonna be a lot of
204 money coming into this town with the pier, with projects going on, I really think a, an oversight committee should
205 be established to make sure the funds go where they're supposed to, because of the fact we know there's been a lot
206 of gray [sic] money, and a lot of it before I got here. That's all I have to say tonight.

207
208 Ms. Sandra Elliott, 5th Avenue North: I'm gonna comment on the Plantation buses. Now, I know when I
209 first came here, I sat down with [Ms. Fellner], and [Ms. Fellner] made an arrangement with Plantation bus that they
210 wouldn't be coming down 5th Avenue riding down Hollywood Drive and, because that's a bus, bus lane. It was
211 arranged that they would go down Poplar, come down our Surfside, down to ocean, and come around, because
212 there's a drop off point. But now, they're just driving on all our streets, parking near the dog park, and they're not
213 agreeing or not doing their agreement, whatsoever. So I was wondering if we could talk to them again, and see if we
214 could remind them that there are children in this neighborhood that they agreed to try drive down Poplar and down
215 Surfside Drive. Thank you.

216
217 Mr. Eric Botany, North Ocean Boulevard: I just wanted to lend an opinion on the dog walking on the
218 beach. I would agree with allowing dogs to walk on the beach. I ask that you consider that. Although, I mean when
219 we walk on the beach, you can find old beer cans and other things like that that could be just probably more
220 dangerous than if you happen upon some waste left over by a dog. We are responsible dog walkers. We do collect
221 garbage when we walk our dog, as well. The other thing, I want to comment on are bicycles on the sidewalks. I'm
222 not sure if the town has an ordinance against riding bikes on the sidewalks. But we've witnessed quite a bit of bike
223 riding on sidewalks. It's dangerous for everybody involved. In fact, today I saw two bikes going down and a car
224 coming out of a condo association and it almost hit the bikes, bicycles, because as a driver you're not necessarily
225 looking for bikes on the sidewalks, you're looking for people walking, and maybe jogging. So, just like you to
226 consider, if there is an ordinance, maybe instruct the police to enforce it more, or if there's not, maybe consider
227 creating an ordinance on that. Thank you.

228
229 Ms. Robin Partin, Pine Drive: I also have rental property here, I own a building, a commercial building,
230 and I have a business here. I have 825 Surfside Drive. I have Surfside Shore Décor, and as far as I know, only one
231 person on the council has been in my store before, and I think that was you, Mr. Mayor. Once you were dragged in
232 by your wife, I believe. *(Laughter)* So, if you have never been there, please come see what we do so that you can
233 understand my comment here. Now, I am the only, my store is the only retail store on Surfside Drive. We started out
234 with a little community of some business and things have happened. Restaurants have burned. You know, different

235 things have happened and they shut down. So my question is to you, have y'all given any thought, I know that the
236 new proposal for redistricting Surfside Drive is a big deal right now, so I want to know if y'all have given any
237 thought to working on the area, the buildings that we already have and tried to encourage businesses to come in
238 there and set up shop versus discouraging business to come there? I would love to see, you know, we've already got
239 an area there. I would love to see something happen to develop that. Right now, like I said, I'm the only retail shop
240 there and people come in and they ask me all the time, 'What else is there to do?' And I say, well, you've gotta get
241 in your car. They would love to come in my shop and go into another shop and another shop and another shop. But,
242 there is not, there's nothing like that available. So, I would like instead of us focusing on getting a shopping area
243 going somewhere else in Surfside, why not look at the area that's already there? That's it.

244
245 **10. TOWN COUNCIL COMMENTS.**

246
247 Mr. Johnson: I really don't have any comments tonight other than thank you all for coming out. God bless
248 you and we will see you again next week.

249
250 Mr. Pellegrino: Yeah, thank you for your comments, and I do take notes in the comments and follow-up.
251 But if you, I mean take advantage of our staff. We have a very good staff here. If you have issues with rowdy
252 teenagers, call the police department. Have them look after it. If you have problems with something with public
253 works, please call Mr. Adair or someone on the staff, and ask questions about it. Now, if you're calling and not
254 getting a response, then you've got to go to the next step and talk administrator, obviously. But, please use our staff
255 here at town hall to help you, because they want to help, and there's always obstacles and different things we have to
256 overcome, but please make them your first contact, and certainly I mean I'm gonna go and follow-up on all these
257 and talk to talk to the directors, and I do all the time, and a lot of times they say why, I didn't even know that was a
258 problem. So you guys contact them first that's the right first step, and then we can move up from there, if nothing
259 gets done. So, other than that, thank you very much for coming. Thank you for your comments. Have a great night.

260
261 Mr. Dietrich: Hi, everybody. Thanks for coming out tonight. I really appreciate your comments. If I may,
262 Mr. Williams, I'm very familiar with your situation down there. I dealt with it when I did parking enforcement for
263 four years, and chief, with your blessing, can I sit and have a conversation about this this week? (Chief Hofmann
264 indicated yes.) Because I think we can both give each other different insight from it, and it's very problematic, and
265 you're right, (**comment from audience – gavel) ... No, but when it is, it is. and Ms. Elliott, again, with your
266 blessing, chief, I'm familiar Plantation Resort and their busses, if I can have a conversation like this week and try an
267 resolve that. Again, thanks for coming out and I will answer one question, one question only. Yes, I bought this
268 (blue plaid) jacket in high school, because I came in here tonight (*laughter*) and I got abused by everybody,
269 including the press, but I'm okay with that, [Mr. Papantonis]. This is a high school jacket. Thank you very much.
270 Have a great night, folks. Take care. God bless you.

271
272 Mr. Ott: Thank everybody for coming out, and yes, I would love to walk my dog during the summer on the
273 beach, but the problem is and this is why it's not there, is people won't clean up after their dogs, and it's one thing to
274 step on a beer can, and it's another one stepping in a big dog drop. It's not easy to get off your foot, I bet, especially
275 when you've got bare feet. That's the reason there's no way that we can get people to say, hey, you know, we want
276 to walk the dog this is what we need to do; I would say you need a license to walk your dog in the town, and you
277 need a license to walk on the beach. A lot of people come here and they don't. They don't have license, and there's
278 no other way to control it. But, you have one vote on council that would let you walk your dog on the beach. That's
279 me. I appreciate that people still want to do that. The sand is very hot in the in the evening still, so it's early morning
280 for me or nothing. Thank everybody for coming out and telling us the problems. Yeah, we do have 'em, everybody
281 has a little bit of a problem, but as was said, we do have a great staff, and they will address every problem you have.
282 Thank you. Good night.

283
284 Ms. Scoles: Thank everybody for coming and for your comments, and I agree with Mr. Pellegrino, If you
285 can first taken your concerns to the department head and give them a chance to handle your issue but if you feel you
286 don't get an answer or you still are not satisfied with that answer, then bring it to council. We'd be more than happy
287 to discuss it and work with you on that. I would also like to thank Food Lion for providing the bags that you saw in
288 your chair this evening, and I hope everyone has a safe time going home. Thank you.

289
290 Mayor Childs: I would like say to the gentleman back here this agenda that we go on, none of this on this
291 agenda is discussed in executive session. None of it. I just wanted to clear that up. I agree with Mr. Ott on a couple,
292 on one issue. The young lady back there that talked about the dogs on the beach might be the most responsible

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293 animal owner in South Carolina, but I personally have seen people that don't abide by that. They've actually taken
294 their foot and covered [the excrement] up. So it is a problem, and I'm sure everybody was like you, it would not be a
295 problem and it would not be an issue, but it is an issue and it won't go away. In the wintertime, you don't have to go
296 on the beach, you have to be careful where you walk on the sidewalk along Ocean Boulevard. So there are a lot of
297 people that are just as not as conscientious as you, and I wish there was more like it. Thank everybody for coming
298 out.

300 **11. ADJOURNMENT.** Mr. Ott moved to adjourn the meeting at 7:07 p.m. Mr. Dietrich second. All
301 voted in favor. **MOTION CARRIED.**

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Prepared and submitted by:

306 Approved: July 10, 2018

Debra E. Herrmann, CMC, Town Clerk

Surfside Beach Town Council

309 VOTE: Yes No

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311

Robert F. Childs, III, Mayor

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David L. Pellegrino, Mayor Pro Tempore

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Bruce H. Dietrich, Town Council

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Mark L. Johnson, Town Council

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Ron Ott, Town Council

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Debbie Scoles, Town Council

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Absent

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Randle M. Stevens, Town Council

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330 Clerk's Note: This document constitutes minutes of the meeting that was digitally recorded, and not intended to be a complete
331 transcript. Appointments to hear recordings may be made with the town clerk; a free copy of the audio will be given to you
332 provided you bring a new, unopened flash drive. In accordance with FOIA §30-4-80(A) and (E), meeting notice and the agenda
333 were distributed to local media and interested parties via the town's email subscription list. The agenda was posted on the entry
334 door at Town Council Chambers. Meeting notice was also posted on the town website at www.surfsidebeach.org and the
335 marquee.
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338