

SURFSIDE BEACH TOWN COUNCIL REGULAR MEETING

Civic Center, 89 Pine Drive, Surfside Beach, SC 29575

www.surfsidebeach.org - ? (843) 913-6111 ? (843) 238-5432

TOWN COUNCIL MEETING AGENDA

Wednesday, June 29, 2022, ? 6:30 PM.

Please join the meeting from your computer, tablet, or smartphone.

<https://meet.goto.com/303687805>

You can also dial in using your phone.

United States (Toll Free): 1 877 309 2073

United States: +1 (571) 317-3129

Access Code: 303-687-805

1. Agenda

Documents:

[4-13-2021-AGENDA-FINAL.PDF](#)

2. Meeting Materials

Documents:

[3-23-2021-MINUTES.PDF](#)

[21-133-AUTISM-FRIENDLY-TRAVEL-DESTINATION.PDF](#)

[2021-0921-CHAPTER-2---ADMINISTRATION-2ND-READING-3-23-21.PDF](#)

[2021-0926-ORDINANCE-AUTHORIZING-AMENDMENT-TO-IGA-RE-ELECTIONS-FINAL.PDF](#)

[CH.-2.5-ENABLING-ORD-2ND-READ.PDF](#)

[CHAPTER5.PDF](#)

[PD-4-13-2021.PDF](#)

This agenda is published pursuant to the Freedom of Information Act Section 30-4-80(A) and (E).

The public is invited to attend all meetings and events.



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NOTICE: TOWN COUNCIL BUDGET WORKSHOP MEETING Thursday, April 15, 2021, at 9:00 am to discuss the Proposed FY2021-2022 Municipal Budget.

TOWN COUNCIL MEETING AGENDA
TUESDAY, April 13, 2021, • 6:30 pm.

Please join the meeting from your computer, tablet, or smartphone.
<https://global.gotomeeting.com/join/459364925>

You can also dial in using your phone.
United States (Toll-Free): [1 877 309 2073](tel:18773092073)
United States: [+1 \(571\) 317-3129](tel:+15713173129)

Access Code: **459-364-925**

1. **CALL TO ORDER** Mayor Hellyer
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**
 - A. Invocation: Okey Landers, Pine Drive Gospel Church
 - B. Pledge of Allegiance: Mayor Hellyer
3. **PUBLIC HEARING** – None
4. **MOTIONS RELATING TO AGENDA**
5. **MINUTES APPROVAL** [March 23, 2021](#)
6. **PUBLIC COMMENTS – Agenda Items Only** (5-minutes per speaker)
7. **COMMUNICATIONS**
 - A. **Rotary Awards**
 1. Police - Jessica Kirby
 2. Fire - James Behrens
 3. Public Works – Chris Bolster
 - B. **Proclamation - Autism Friendly Travel Destination**
 - C. **Police Department Monthly Report** – Chief Hofmann
 - D. Planning Building and Zoning Update – Mitch Combs
 - E. Pier Update – Mr. Shanahan
 - F. Discussion – Stormwater fee penalty – Mr. Shanahan
 - G. Community Garden Update – Mr. Shanahan
 - H. Discussion – Tents on the Beach – Chief Hofmann
8. **BUSINESS**
 - A. WACCAMAW MARKET COOPERATIVE CONTRACT
 - B. **SECOND READING ORDINANCE 21-0921 CHAPTER 2** – ADMINISTRATION
 - C. **SECOND READING ORDINANCE 21-0925 CHAPTER 2.5** – ALCOHOLIC BEVERAGES
 - D. **FIRST READING ORDINANCE 2021-0926** - AN ORDINANCE APPROVING AMENDMENT OF INTERGOVERNMENTAL AGREEMENT WITH HORRY COUNTY.
 - E. **FIRST READING ORDINANCE 2021-0927** AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH TO AMEND CHAPTER 5, ELECTIONS, OF THE CODE OF ORDINANCES FOR THE TOWN OF SURFSIDE BEACH.
9. **PUBLIC COMMENTS – Town Services or Business Conducted (5 minutes per speaker)**
10. **TOWN COUNCIL DISCUSSION AND/OR COMMENTS**

This agenda is published pursuant to the Freedom of Information Act Section 30-4-80(A) and (E). The public is invited to attend all meetings and events.

11. EXECUTIVE SESSION pursuant to the Freedom of Information Act §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, and section 30-4-70-(a) (2) to: discuss negotiations incident to proposed contractual arrangements regarding Pier Insurance.

12. ADJOURNMENT



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TOWN COUNCIL MEETING MINUTES
TUESDAY, MARCH 23, 2021, • 6:30 pm.

1. **CALL TO ORDER** Mayor Hellyer called the meeting to order at 6:30 pm. Mayor Hellyer, Councilmembers Drake, Holder, Keating, Pellegrino, and Mayor Pro Tempore Scoles were in attendance. Others present Town Administrator Shanahan, Town Attorney Crosby, and Town Clerk Sheri Medina. Absent Councilmember Dietrich
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**
 - A. Invocation: Councilmember Pellegrino gave the invocation.
 - B. Pledge of Allegiance: Mayor Hellyer led in the Pledge of Allegiance.
3. **PUBLIC HEARING** – None
4. **MOTIONS RELATING TO AGENDA** - Mayor Hellyer motioned to add an action item to item 7.D after the Pier Update presentation. Mayor Hellyer stated an urgency exists due to the project timeline. Councilmember Drake second. All voted in favor. **Motion carried.**

Councilmember holder asked Town attorney Crosby what the rules are for Chapter two because it was previously voted on and turned down. Do we have to approve everything again, section by section?

Mrs. Crosby stated this is first reading of Chapter two to be considered by sections. There has been an intervening meeting, so this would be just a renewal of a motion.

5. **MINUTES APPROVAL** - Councilmember Keating made a motion to accept the meeting minutes for March 9, 2021. Councilmember Drake seconded. All voted in favor. **Motion Carried.**
6. **PUBLIC COMMENTS**
 - A. **Judy Henion, 11th Ave North.** I would like to read an email I sent. We, the Voters of Surfside Beach, elected each of you to represent the Town's BEST interest. You were elected to attend a minimum of two meetings per month and vote PUBLICLY before those elected you in an open forum. You should be required to show respect for your office by voting without being under the influence and in person. You were not elected to vote in seclusion. Many of us KNOW that games can be played with voice recordings and other ways to taint the process if NOT in person in a public forum. This has already been voted down at least twice. Why are you continually seeking to hide your actions? Schools are back in in-person learning, and the restrictions due to Covid-19 have been reduced. In addition, there is no reason to claim unusual circumstances due to the availability of the vaccine as well. Please stop attempting to hide behind closed doors and do your elected duty OR have the decency to resign. Surfside Beach deserves proper representation, and if you aren't capable, move over and let someone else serve! Stay sober, vote in public, or allow someone else to represent us honorably. The residents have been embarrassed enough.
 - B. **Veronica Collins, 713 North Ocean Blvd.,** I have severe concerns about the state of our world in terms of locking down and separating us into fearful entities. I think we should all show up and perform our duties and assigned, including us. The power goes from the bottom up.
7. **COMMUNICATIONS**
 - A. **Employee Service Award** – Don Wright, 10 Years. Presented by Mayor Hellyer. Mr. Wright spoke briefly on how he became an employee for Surfside Beach. Mr. Wright stated "I've been here 10 years, and I will be here 10 more."
 - B. **Finance Report** – Director King gave the financial report. Councilmember Keating asked how we for overall funding of the pier are? I know we have been facing many challenges that will likely increase the cost to the town. Even though we're getting some of the hospitality settlement, we've got the bond financing, we've got our pier fund, and the balance of the FEMA grant - do we have enough on hand and in forecasted revenue over the next 18 months to absorb the additional costs we are about to face? I would like to see a forecast of how we're performing against the anticipated burn rate. Since this is one of the biggest projects we've taken on in this town in the foreseeable past, many people are very concerned about how we're managing the project and performing against objectives. We've heard multiple times about the cost of this. So, if we can start showing at least every month when you come forward with the finance report, not only where we've been but where we're going, especially on this project of this caliber, I would appreciate it. And I think most of the residents would appreciate

seeing where we stand. It would be nice to be able to say that we're on schedule. We're on a budget.

Director King stated that in February, we paid for construction, which will be to Consensus, through February, we have paid \$839K. There's a construction payment due in March of \$295,000, and our bond interest payment is due April first of \$20,000. The reimbursement for the design has been \$881,000. The reimbursement from construction has been \$610,000 for a total grant remaining of \$8,455,000. However, we have pending reimbursements for the design of \$54,000 pending for the construction. Our remaining grant will be 7,977,000. Reimbursable costs so far have been 2,000,070. The total Pier costs to date are \$2,179,209.

C. Planning Building and Zoning Department Monthly Report – Carol Coleman gave the PB&Z monthly report. Ms. Coleman stated we'd had several inquiries and consultations about opening businesses in Surfside. Some of these are existing businesses that would like to expand their footprint. Some would like to add business. We've got several new businesses to come into town. We've got one that's already in the submitted their building plans. It'll be a family-oriented, fast food restaurant on business 17. We have a regional restaurant group that would like to add on to a couple of their restaurants, and they've been very pleased with the reception they've had in Surfside. They want to continue to support the town. They're very excited to be expanding and offering more services, especially with the new pier. We've got a few things that we're working on right now, like the tree ordinance. Getting ready to start on the Comprehensive Plan toward the end of the year. I want to make sure that we're not making it impossible for property owners, but we also want to protect the things that make Surfside, Surfside, which is important.

We are researching a unified code approach, joining the zoning ordinance and the land development regulations. With a town this size of two square miles, we don't have much raw land up for development. It may be easier for developers and homeowners alike to get through the process of doing something here if it's all in one document, and that's a possibility. I've looked at several other coastal towns that have done this, but again, the town's size and a permanent population, I think it might be a good fit, but I won't put it forward if I don't think it's the right thing.

D. Pier Update – John Obrien, Consensus Construction. Mr. Obrien stated, we are here to give you an update on the Pier. We mobilized, and full demolition is complete. The pier is gone and has been disposed of. We are now starting what's called the shop drawing as a middle process. The pier has three major components; the podium (where the buildings will be built), the construction trestle, and the pier. The three test piles for the podium have been driven successfully. The podium is a massive, concrete structure, around 20,000 square feet. It's going to be raised approximately 10 feet more than it used to be. A temporary trestle is needed to construct the pier. The trestle design and construction are underway. Then we're going to address the piles on the actual pier.

Councilmember Keating requested a clarification on the construction of the podium. It was stated that the piles for the podium are going in 23 feet, and there are approximately 100 of them. Each foot penetration takes many, many hits from the pile driver weight, so you might want to quantify what people are going to hear. I just don't want everybody to think that it's 4 or 5 hits per pile and then move on to the next one. It takes some considerable effort, time, and repetitive hits before the pile hits the bedrock.

Mr. Obrien stated that the original contract had a concrete design and an alternate concrete and steel design. I think the contract was written for the alternate steel design to save money. There was a \$1.5 price deduction for the alternate design. Everybody thought that was a good idea. However, we understand that the alternate steel design does not comply with the FEMA grant approval. To seek additional FEMA approval could take another 6 months or more. We have an option to go back to the original concrete design. The engineers (Collins Engineering) are working with our engineers, and they have an option that is less money than the original price deduction and should be a little bit stronger than the original design. With these design improvements, the original all-concrete design would add approximately \$1.3M to the project price instead of the original \$1.5M.

Councilmember Pellegrino stated we approved a project for \$13.3 million. You just said \$15M - 16M dollar project. What does that mean?

Mr. Obrien stated yes, the original amount was \$13.0 million for the alternate steel design. I was including the original design and other design changes being worked on.

Mr. Shanahan stated when the original grant was applied for, it had concrete piles. However, when the contract was executed, it identified the alternate steel design. The \$15M was with the original concrete pile. We contacted the FEMA consultant and asked if we need FEMA permission or use the alternate steel piles? Of course, the answer was yes, you need permission. If you've asked for money for a certain thing and you've changed in that project, you have to get permission to change projects, especially with the significant change. Consensus and Collins came up with another concrete pier that makes the piers a lot bigger. They go from 48 inches to 56 inches in diameter. So, you don't have to put as many out there, and you still get that look that we wanted. The redesign process will take about 60 days, and the price will be \$1,385,000, which is \$150,000 less than what they originally stated.

Councilmember Scoles asked if the pier change's integrity since we're cutting back on the number of piles even though they're going to be larger?

Mr. Sigmon stated it would not change the integrity because the piles will be much more significant.

Councilmember Pellegrino stated I'd like to hear from Ms. King and see our cash flow for another \$1.4 million.

Mr. Shanahan stated we're not anticipating seeing any more upticks in cost at this time from a design perspective issue. So, we're getting a better design for \$200,000 less than what we had initially.

Councilmember Keating asked Mr. Shanahan, where do we stand with FEMA?

Mr. Shanahan stated we are pretty much in line with FEMA since implementing the approved all-concrete design.

Councilmember Scoles asked does anybody foresee that we're going to catch up to that schedule, or are we going to have another issue and fall behind again?

This redesign effort will proceed in parallel with the construction of the podium. We are not anticipating any schedule delay on the construction of the pier.

Councilmember Keating made a motion to authorize the town administrator to approve a change order to the Consensus contract for the pier construction to reflect the original all-concrete design, eliminate the alternate steel design, and incorporate the value engineering improvements in the design, such that the value of the change order should be approximately \$1.3M. Councilmember Drake second. Councilmembers Scoles, Holder, Keating, Drake, and Mayor Hellyer voted in favor. Councilmember Pellegrino voted against. **Motion carried.**

E. Stormwater Fees – Director Adair stated we put in your package a modified version of the PowerPoint that was last given to Council in late spring 2019. How this came about was the aftermath of rainstorms and the significant events we've had in 2010 and 2015, it was a notable historical rain event. After Hurricane Matthew, I had gone to Council a couple of times at budget process meetings asking to start having the town get a stormwater utility fee. This would help to pay for large capital projects. We have a backlog of capital projects that hadn't been done. I think late 2019 is when we first put the collections out with the county tax bill, and the fund was designed around \$82 per what's known as an equivalent residential unit or an ERU. The consultant studied the average square impervious square footprint of a single-family house. That was determined to be about 2531 square feet. Based on your capital needs over time, it was determined that our ERU you should be \$82 for a single-family home for a year. Commercial properties are handled a little bit differently. There are many things that the Stormwater Fund pays for. We pay for lake maintenance which we own; we pay for our water quality monitoring program, system maintenance, new infrastructure, and emergency repairs. The fund will raise, as Diana mentioned, about \$450,000 a year in the revenues, that's about \$5 million over 10 years. We have enough money coming in where we'll be able to accomplish these large-scale projects over the next 10 years. In summary, our capital and operating expenses related to stormwater or an obligation of the town, utility fees are an equitable way to charge users for their impact on the system. Our coastal proximity makes the beach vulnerable to storm impacts, and a responsible program for system maintenance, and improvement, must be implemented to satisfy the legal responsibility as a municipality.

F. Sunrise Service – Ms. Ellis, Events Coordinator, stated The Gathering Community Church will hold a Sunrise service on April 4th at 6:45 am on the Holiday Inn beach. There will not be any parking in the Holiday Inn parking lot. They will also be opening up the restaurant at 7:00 am for breakfast.

Saturday will be Youth baseball opening day at Huckabee Park. The Youth Association is inviting Council to come out and for the Mayor to throw the first pitch.

G. The Carolinas CAN Ruck for Autism – Becky Large stated, we have this fabulous gentleman conducting an autism awareness and fundraiser for Champion Autism Network called Carolina's CAN Ruck for Autism. He is starting at the western border of North Carolina and Tennessee, running across North Carolina to the coast, and then down here to Surfside Beach. It is a 750-mile marathon over several days. He will be carrying a 25-pound slam ball in a rucksack. It's quite a feat, and we are looking forward to the opportunity to spread autism awareness. His finish date right now is Wednesday, May 26. It'll probably be late in the afternoon, sometime between 3 and 5. We want to have a big finish line event here in Surfside. We have a PR firm that's engaging in local, regional, and national press. We're working with the chamber as well. Of course, unfortunately, at this time, I can't say exactly what that looks like.

Councilmember Keating asked, what do you expect from this finish line event? I assume you will work with Debbie Ellis as far as the town event, but what do you expect to have happen at the finish line?

Mrs. Large stated I'm thinking of a carnival type of atmosphere at the finish line since our County/town has already branded itself as autism-friendly. So when we have an event like this, I think we know the Town needs to embrace it.

G. Discussion - Pier Project Manager Mr. Shanahan stated many there are many things going on with the pier, and one question has been asked repeatedly about having a project manager. I have done some research on it. To do something like that, we're talking about a few hundred thousand dollars because it would be based on and the project's value. So, to hire a project manager would likely be \$250,000 to \$260,000. However, three months ago, I was on board; we thought we needed one. Today, I'm sitting with the engineer, and I sit with the contractor and both John Adair and Jonathan Sigmon. It could be advantageous to us, but this far into the project, I do not believe we need one. We have a weekly meeting with the Engineers and the public works director, and we're identifying things. As we're finding things, we're addressing things. So I'm not sure I'm on board with hiring a project manager anymore. I think, if we find that it's getting bigger or it's getting harder, and we can't keep up with it, then I would come right back and say, yes, we have to do this.

Councilmember Keating asked Director Adair if he agreed since he is part of that team.

Director Adair stated I'm really pleased with our new Administrator. As you know, I was taken out of the pier process for a while, about a year. I've been brought back into it lately, and I think if Bill and I had been involved a little sooner, we would have had caught many issues sooner. But I think that he's absolutely right; we are meeting regularly. The decision that you guys are making tonight on the piles themselves is the final, larger decision.

Councilmember Keating stated, Director King, I think we need to keep tabs on where we stand with our overall project funding. Not only what we've spent and what's left, but forecasting where we're going from here and understanding where those funds come from. FEMA is reimbursing us for the pier's structure, but at some point, we're going to get to the part of this project where we start spending town money. If Can we get some kind of financial reporting every month that shows what we spend, what we spend it on, what we see coming, and where we stand overall on the project budget? I think that will be critical. Now that we've got another \$1.3M that we're going to take on; I think almost every resident in this town will probably want to know where that's coming from.

8. BUSINESS

A. Employee Cost of Living Adjustment (COLA) – Mr. Shanahan stated that during the Budget Approval meeting in June 2020 for the fiscal Year 2021 budget, it was suggested that the budget be reviewed in late 2020 or early 2021 to determine the actual effect of COVID 19 on the current budget. The Finance Director. I have reviewed the town's current financial position and found it to be in good financial shape, and all staff have reduced material items, personnel, and employee expenditures. The decision to furlough, even though difficult, was very good. If approved, a 3% COLA would start on April 3, 2020. It would cost the Town less than \$30,000 in this budget cycle if approved by the Council.

Councilmember Keating asked, are any of our employees on merit increases as well?

Mr. Shanahan stated, no, not at this time, but that was one of the things we discussed. The goal is, after I've been here six months, I will be implementing an evaluation process for all of the departments that will be evaluated. All my department heads will be evaluating all of the staff. And then, somewhere in the middle of all that, you'll be able to evaluate me as well. From there, we will be able to start the process of creating merit pay.

Councilmember Pellegrino stated to Mr. Shanahan, thank you for moving forward with the evaluations and merit-based raises. We've done that in the past, but it kind of fell off over the years. I appreciate and think that it is important for the employees to know what they do well and what they need to improve on. And also, I think the raises should be given to the people who provide the most of the time versus those just gliding along. So thank you for following up on that.

Councilmember Holder made a motion that we give the employees a 3% COLA increase starting April 3rd, 2021. Councilmember Scoles second. All voted in favor. **Motion carried.**

B. Public Works Equipment Director Adair stated, as you know, the 2020 budget was uncertain, and many of our capital equipment purchases were deferred until the budget was more clear. And you also know that we came to you a couple of months ago, asking for some of the most important pieces. At this time, I've been asked to come up and present the final two pieces that were not added back in. If we can go ahead and get them now for public works, it's a mower and gator for about \$22,000. The old equipment will be placed on Gov Deals.

Councilmember Keating made a motion to accept the proposal for the z turn mower for \$13,000 and a John Deere Gator for \$9,000 in support of public works. Councilmember Holder second. All voted in favor. **Motion carried.**

C. Police Vehicle Chief Hofmann stated, we're so appreciative and grateful that you're considering allowing some of these things back in the budget. We had initially asked for two police vehicles in the original budget this year, which course, they were taken out. One was a marked patrol car, which you were gracious enough to approve in February; that car has been

ordered. This is for the second vehicle, which was taken out is a request for an administrative vehicle. It will be assigned to one of the administrative personnel in the police department. We're asking for \$40,000 for this police administrative vehicle. It would be a police vehicle as typically acquired, but it wouldn't be as much as the last vehicle I asked for because that vehicle needs cameras, cages, and other things like prisoner transport. This one won't need that much equipment, so that it will be significantly less. The vehicle that we're trying to replace has 170,000 miles on it, and it's 2011, so we've been taking good care of it. It will go on Gov Deals.

Councilmember Holder motioned to authorize a police car's purchase for \$40,000 to replace the 2011 vehicle. Councilmember Drake second. All voted in favor. **Motion carried.**

D. Fire Equipment, Chief Williams, I come to you with a request to purchase self-contained breathing apparatus (SCBA). The request for \$65,000 is to replace the expired units that are no longer good. Currently we have two different types of SCBA on the firetrucks. Volunteers come in with their equipment; they have to decide which they will use. This equipment has a 15-year shelf life. We can't hydro test them anymore. This was budgeted, and it was one of those items that you took out of the budget last year, but we have money in our current budget.

Councilmember Holder made a motion that we authorize the purchase of the self-contained breathing apparatus for \$65,000. Councilmember Scoles second. All voted in favor. **Motion carried.**

E. DECISION PAPER – Surplus firetruck – Chief Williams stated we have a 2000 Firetruck. It's 20 years old. We get ISO credits for anything that's 25 years or less. If we sell it now we can get we can recoup some funds. I'm hoping to recoup 25,000 to \$ 30,000.

Councilmember Keating made a motion to approve the request to declare the firetruck surplus. Councilmember Drake second. All voted in favor. **Motion carried.**

F. SECOND READING ORDINANCE 21-0922 AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH TO AMEND CHAPTER 4, ARTICLE I SECS 4.3 AND 4.4, THE CODE OF ORDINANCES FOR THE TOWN, CHANGING BUSINESS LICENSE ISSUE DATE AND DUE DATE.

Councilmember Keating made a motion to accept the second reading, the Ordinance 2021 - 0922 for Modifications to Chapter 4, Sections 4.3 and 4.4 of the Town's Code of Ordinances. Councilmember Holder second. All voted in favor. **Motion carried.**

G. SECOND READING ORDINANCE 21-0923 AUTHORIZING USE OF MEMORIAL PARK FOR CRAFT MARKET SPECIAL EVENT AND APPROVAL OF MANAGING VENDOR AGREEMENT.

Councilmember Keating made a motion to accept the second reading of Ordinance 21- 0923, authorizing a craft market in Memorial Park and the Managing Vendor Agreement's approval. Councilmember Holder second.

Councilmember Keating stated we have a couple of events that utilize Memorial Park. One pays us nothing. We pay them a considerable sum. It seems that there's another event by an outside managing vendor that we're treating differently. We're charging them a fee to use our property. Aren't we charging the other vendors to use our product?

Mr. Shanahan stated why we're charging the ones now because we were able to negotiate with them. I don't ever want to do something that would cost the town money. I did check with other towns, and they are paying the same fee. I will be looking at that contract when it comes time to renew.

Councilmember Keating stated I think it's just something we need to look at because we're treating different vendors differently, and I don't think that's fair.

All voted in favor. **Motion carried.**

H. FIRST READING ORDINANCE 21-0921 CHAPTER 2 – ADMINISTRATION – Move to adopt the proposed amendments to Chapter II, as contained in Exhibit A, to be considered by section, with separate votes for each section, as presented.

Councilmember Keating made a motion to accept the changes to Chapter 2 outlined in Ordinance 21- 0921, and Exhibit A. Councilmember Drake second. All voted in favor. **Motion carried.**

I. FIRST READING ORDINANCE 21-0925 CHAPTER 2.5 – ALCOHOLIC BEVERAGES

Councilmember Keating made a motion that we accept for first reading ordinance number 21- 0925 modifications to Chapter 2.5 of our code of ordinances. Councilmember Holder second.

Councilmember Keating stated I would just like to share how and why we changed the way we did. If you recall, the last time we looked at this chapter, we asked Chief Hoffman to go and investigate as to what are the governing state laws. State law only governs the sale, distribution, and consumption of liquor. Most municipalities have similar ordinances, also governing beer, ale, porter, and wine. So, we just moved the penalty for violations of this ordinance into the paragraph addressing sale distribution and beer, ale, porter, and wine consumption. We left the paragraph addressing liquor in accordance with state law.

All voted in favor. **Motion carried.**

J. Allow free parking on Easter Sunday to accommodate Sunrise service.

Councilmember Keating made a motion to allow free parking on Easter Sunday. Councilmember Scoles second. All voted in favor. **Motion carried.**

9. PUBLIC COMMENTS

A. Gary White, 315 B Lakeside Drive, Mr. White asked concerning the Utility Fee, how do we control the geese entering into the monitoring at Floral Lake? There is always about 30 geese there.

B. Ken Laukauf, 411 7th Ave. I bought this property 33 years ago. In front of me is Palmetto Lake. To my right faces the canal. Back then, we even have an ocean view. We never had too much of a problem. Now and then, Public Works would drop the lake level down, and we'd still get a good flow. Then they'd raise it, and we don't get much of a flow. We've had so many animals in that thing. The swans have come there. We have Muskrat, geese; you name it. And now, because there's a bridge being built up in the north, Public Works has shut down the flow and drying up the canal; the canal now smells. You ever smell the back of a garbage truck. It stinks, and the water is stagnant. I have cleaned it out regularly and removed the dead fish and animals to keep the smell down. Somebody has got to come out and clean this thing up; we've got our patio right beside the canal. I can imagine what it is going to be like when we get into the summer. And we've been suffering; we need something done was this can't continue. We're getting into real hot weather. We need help, thank you.

10. TOWN COUNCIL DISCUSSION AND/OR COMMENTS

A. Councilmember Scoles stated, thank you to residents for coming out and the ones that have called in this evening. I appreciate all the reports done by our departments, all the pertinent information to keep us on track financially, especially with this pier. That is a huge investment, as we all know, for this town. I would like to thank the gentleman that just spoke. That's devastating to me because that should not be happening, that we have wildlife that is dying. So I will be looking into that. I know there's one other situation in town that we have stagnant water. It's been standing there for quite some time. I will get with Mr. Adair on that. Please stay safe, and we will see you in a couple of weeks.

B. Councilmember Holder stated, thank you for coming tonight. Thank you to our Administrator for doing a great job. I'm happy that we're going to start seeing a lot of things happening. Finally, go out and get your vaccine. Thank you.

C. Councilmember Keating stated I'd like to thank everybody for hanging with us. We had quite the full agenda for tonight but considering everything we talked about and doing that in 2.5 hours, that's probably pretty good. It's a bit disappointing that this late in the pier project after 4.5 years, an error like this should arise that clearly should have been known. We had multiple experts on this project from the beginning. This is an oversight of understanding our FEMA grant. That really should be unacceptable. I commend Councilmen Drake for bringing up the fact that we should be looking at our so-called experts. Look at their errors and omissions policy to recover some of that \$1. 3M cost that we now face. I do commend Consensus and Intercostal for doing everything they can to streamline the design as much as possible to save us as much as possible. So the fact that we can bring this improved original design in less than what it was quoted for last summer is a stellar accomplishment for those gentlemen, and I commend them for that. We still have the open issue on Chapter 5, and as I recall, I believe we were still investigating an attorney general opinion on whether a referendum was going to be required. The opinion we got in 2014 on a similar issue will not require a referendum to change how the election is conducted. We need to issue an amendment with our agreement with Myrtle Beach to eliminate the runoff in our agreement with them, but there was some question as to whether we should investigate an Attorney General's opinion on whether this constitutes a modification to are how we gather votes.

Town Attorney Crosby stated State law says the "method of election." Suppose you change the method of election that requires a referendum. In that case, it says that a couple of different places in the state election law, and I got an Attorney General's opinion several years ago for a client regarding a different issue, and the opinion at the time was that was not necessarily a method of an election like it would be for single-member districts or something like that. It's my opinion that you don't need a referendum. If the council wants me to get an Attorney General's opinion before changing the ordinance, I will be happy to do so. It's my opinion you don't need a referendum. There is no case law on it, but I think the council is fine to move forward. However, you can't do so in light of the inter-governmental agreement, I reached out to the county attorney and County Elections Director, and they are both onboard. We just have to get this Council and County Council to approve an

amendment to the governmental agreement that references the fact that we will have a runoff method instead of the route.

Councilmember Keating stated that I'm very thankful that we've revised chapter 2 and chapter 2.5. We made a considerable improvement to Chapter 17 previously after that had been languishing for about a year. I'm encouraged that PB&Z is looking at some of our other ordinances and get those updated. So, I guess we need to start looking at what's next. Our goal was to address our entire code of ordinances. We're stepping through them one at a time. Some of them are much more involved than the 2.5, where we just needed to provide a clarification. I'm encouraged that we're making progress on that goal. With that, thank you again for hanging with us for a full agenda. I appreciate it, and, as always, stay safe, stay healthy. We'll see you in a couple of weeks.

D. Councilmember Pellegrino Thanks for coming. Thank you for participating and make our town better. We covered a lot more today than in other meetings. I won't make it any longer. Have a good night.

E. Councilmember Drake stated I'd like to thank everybody for coming out tonight, tuning in on the call-in. I will just remind everybody of the Sunrise Service. Enjoy yourself and stay safe. Thank you.

F. Mayor Hellyer stated that if everybody heard, Saturday is the opening day for the Youth Sports Association at Huckabee Park; that's when the first game is, and I hope to see many people out there to support the kids. I will be there at nine o'clock to throw out the first pitch. We have a whole bunch of stuff going on with the pier. You've heard tonight, all the trials and tribulations, and stuff that we have. But we need to work through it, and we need to move on and get this going. We are in the middle of our construction right now. Thank you all for coming tonight. I look forward to our next meeting, and I will see you then.

Mr. Shanahan stated we've taken a section of wood from the pier and made an award, and this is an award to be given to our town employees for good service. So, it's not normal services; it's for going above and beyond. This award is so that we can give them better recognition.

- 11. ADJOURNMENT** Councilmember Keating made a motion to adjourn at 9:10 pm. Councilmember Holder second. All voted in favor. **Motion Carried.**

Surfside Beach Town Council

Robert Hellyer, Mayor

David L. Pellegrino

Bruce H. Dietrich, Town Council

Cindy Keating, Town Council

Michael Drake, Town Council

Debbie Scoles, Mayor Pro Tempore

Paul Holder, Town Council

Attest: _____
Sheri L Medina
Town Clerk

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



State of South Carolina)
County of Horry)
Town of Surfside Beach)

Proclamation #21-133

*Surfside Beach, The Family Beach
An Autism Friendly Travel Destination*

WHEREAS, this matter comes before the Council of the Town of Surfside Beach at a regular meeting held the 13th day of April 2021; and

WHEREAS, April is National Autism Awareness month

WHEREAS, the Town of Surfside Beach prides itself on its long record of commitment to being Autism Friendly;

WHEREAS, since 2016 the Town of Surfside Beach has been recognized as the first official “autism friendly vacation destination” in the country; and

WHEREAS, the Town Council welcomes ASD families to “The Family Beach”; and

WHEREAS, the Town Council of the Town of Surfside Beach wishes to raise awareness of autism and resources to support Autism Awareness.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council proclaim that the Town of Surfside Beach is proud to be an “autism friendly vacation destination” and the month of April, 2021 is proclaimed to be “Autism Awareness Month in the town of Surfside Beach.

An Autism Friendly Travel Destination.

BE IT SO RESOLVED, this 13th day of April 2021.

Robert Hellyer, Mayor

David L. Pellegrino, Mayor Pro Tempore

Bruce Dietrich, Town Council

Debbie Scoles, Town Council

Paul Holder, Town Council

Michael Drake, Town Council

Cindy Keating, Town Council

Attest:

Sheri L Medina, Town Clerk

STATE OF SOUTH CAROLINA) AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
) TO AMEND CERTAIN SECTIONS OF CHAPTER 2,
COUNTY OF HORRY) ADMINISTRATION, OF THE CODE OF ORDINANCES
) OF THE TOWN OF SURFSIDE BEACH, SOUTH CAROLINA
TOWN OF SURFSIDE BEACH)

WHEREAS, Chapter 1, Section 1-12 of the Code of Ordinances of the Town of Surfside Beach, South Carolina (“Surfside Beach Code”) allows for the amendment of the Code of Ordinances from time to time; and

WHEREAS, pursuant to its authority, the Town Council of the Town of Surfside Beach, in council duly assembled, is authorized to amend the Surfside Beach Code; and

WHEREAS, the Town Council desires to amend certain sections of the Surfside Beach Code relating to administration, in the best interests of the Town; and

WHEREAS, the Town Council identified certain sections in Chapter 2, Administration, which it desires to amend for clarity, consistency, ease of use, and other reasons, in the best interests of the Town, consistent with state law, local law and practice, and the efficient conduct of the Town’s business;

WHEREAS, the Town Council discussed the provisions of Chapter 2, Administration, and proposed changes thereto, prior to the introduction of this ordinance, at a Regular Scheduled Meeting March 23, 2021, and received public comment; and

NOW, THEREFORE, Town Council hereby directs that Chapter 2 of the Town Code of Ordinances of the Town of Surfside Beach, South Carolina are amended as follows.

1. Chapter 2 – Administration shall be repealed and replaced in its entirety with **Exhibit A** attached hereto and incorporated herein. The Chapter 2 is set out in full with redlined changes for convenience. The revised Chapter 2 will be codified in clean form, as amended.
2. **SEVERABILITY.** If any provision, clause, sentence, or paragraph of this ordinance or the application thereof shall be held invalid, that invalidity shall not affect the other provisions of this ordinance, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.
3. **EFFECTIVE DATE.** 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 this ___ day of _____ 2021.

Bob Hellyer, Mayor

Debbie Scoles, Pro Tempore

Bruce H. Dietrich, Town Council

Michael Drake, Town Council

Paul Holder, Town Council

Cindy Keating, Town Council

David Pellegrino, Town Council

Attest:

Sheri Medina, Town Clerk

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 _____ 2021.

			Surfside Beach Town Council	
VOTE:	Yes	No		
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Bob Hellyer, Mayor
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Debbie Scoles, Mayor Pro Tempore
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Bruce H. Dietrich, Town Council
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Michael Drake, Town Council
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Paul Holder, Town Council
	<input type="checkbox"/>	<input type="checkbox"/>	_____	Cindy Keating, Town Council
	<input type="checkbox"/>	<input type="checkbox"/>	_____	David Pellegrino, Town Council

Attest:

Sheri Medina, Town Clerk

Ordinance No. 21-0925
First Reading: 03/23/2021
Second Reading: 4/13/2021

Surfside Beach Town Council

Bob Hellyer, Mayor

Debbie Scoles, Pro Tempore

Bruce H. Dietrich, Town Council

Michael Drake, Town Council

Paul Holder, Town Council

Cindy Keating, Town Council

David Pellegrino, Town Council

Attest:

Sheri Medina, Town Clerk

All Sections – capitalize the term “town” when referencing the Town of Surfside Beach, and replace “Town of Surfside Beach” with “Town” wherever it occurs after its first occurrence.

Sec. 5-1. - Authority to conduct election transferred to County Election Commission shall be replaced in its entirety to read as follows:

Pursuant to § 5-15-145, S.C. Code of Laws, as amended, the Town of Surfside Beach (hereinafter referred to as “Town”) transfers its authority to conduct municipal elections to the Horry County Election Commission.

Sec. 5-3. - Nonpartisan Elections shall be replaced in its entirety to read as follows:

All nominations for Mayor and Town Council shall be nonpartisan under the nonpartisan plurality method as provided in this chapter and in §5-15-61, SC Code of Laws, as amended.

Sec. 5-4. – Qualified Electors shall be replaced in its entirety to read as follows:

All electors of the Town must meet the qualifications of residency and must be at least eighteen (18) years of age, and otherwise qualified to vote in South Carolina. The qualifying period of residency is thirty (30) days residence in the Town. Proof of residency satisfactory to the Town shall be presented at the time of registration by any person seeking to be a candidate in the Town election.

Sec. 5-32 Election of Mayor and Council shall be replaced in its entirety to read as follows:

(a) General Election

The general election shall be held on the first Tuesday after the first Monday in November in each odd-numbered year. In the event of a tie vote for any office, a runoff election shall be held pursuant to SC Code 1976, § 5-15-125.

(b) Term

So long as eligible under this Code and South Carolina Law, the Mayor and members of Town Council shall be elected to four (4) year terms. Staggered terms shall be maintained by the election of three (3) members in each general election and the Mayor every four (4) years. Upon certification of the election results, those elected shall be sworn in and assume the duties of their respective offices at the next regular meeting of Town Council. Where the results are contested, the incumbent shall hold over until the contest is

determined. No elected official may take the oath of office or enter upon his or her official responsibilities until filing a certified campaign report pursuant to § 8-13-1300, et. seq., S.C. Code of Laws.

To effect the change to elections in odd number years under this Article, the terms of office for councilmembers seated at the time of this ordinance shall be amended as follows:

(1) Members whose terms expire in May 2020 shall relinquish their seats when members-elect from the November 2019 election are seated.

(2) Members whose terms expire in May 2022 shall relinquish their seats when members-elect from the November 2021 election shall be seated.

(c) *Continuing qualification.* During the term of office of the Mayor or town council member, he or she shall comply with all the requirements for public office in state law, this Chapter, and section 2-17, Town Code of Ordinances. Except where authorized by law, neither the Mayor nor any member of town council shall hold any other position of honor or profit in local, state or federal government or any other municipal office or municipal employment. The Mayor or any town council member shall forfeit his/her office if he or she:

(1) Lacks at any time during his or her term of office any qualification for office prescribed by ordinance or the general law and constitution of the state; or

(2) Violates any express prohibition of S.C. Code 1976, §§ 5-1-10 through 5-17-30.

The town council shall be the judge of the qualifications of its members and grounds for forfeiture of office.

Sec. 5-33 Determining Results shall be replaced in its entirety to read as follows:

(a) Nonpartisan Plurality Method Adopted

Except as otherwise provided in this chapter, results in nonpartisan town elections shall be determined by the majority of votes cast. When more than one person is seeking election to a single office, the candidate that receives the highest number of votes shall be declared elected. When more persons are seeking election to two or more offices (constituting a group) than there are offices to be filled, those candidates receiving the highest number of votes, equal in number to the number of offices to be filled, shall be declared elected.

(ref. § 5-15-61, SC Code; §5-3, Surfside Beach Code)

(b) In the event of a tie, a run-off election shall be held two weeks following the general election.

(ref. §5-15-25, SC Code; §5-32(a), Surfside Beach Code)

(c) Declaration of Results

Where the results have been certified by the Horry County Election Commission, the town shall make the results available to the public not later than three (3) days following the election.

...

Sec. 5-34 Special Elections shall be replaced in its entirety to read as follows:

A Special Election may be required to fill the unexpired term of the Mayor or any member of Town Council because of resignation, death, disqualification or any other cause requiring a special election to fill a vacancy. A "vacancy" under the terms of this section is an unexpired term of an elected official where greater than six (6) months remains. A vacancy shall be filled by special election.

Terms of filing and the election date shall be governed by applicable state law in Section 7-13-190, S.C. Code, and as follows: Filing for special elections shall be opened at noon on the third Friday after the vacancy occurs, for a period to close ten days later at noon. Candidates shall appear in person in the office of the Town Clerk for filing. The Special Election shall be set for the thirteenth Tuesday after the vacancy occurs, unless other provisions of state law apply. Public Notice of a Special Election shall be given at least sixty (60) days prior to the Special Election.

(ref. § 5-15-50; §7-13-190(C) and (D), S.C. Code)

Sec. 5-51 County Election Commission, paragraphs (b), (e) and (f) shall be replaced in their entirety to read as follows:

...

(b) The Town will retain the authority to administer the filing process, including but not limited to collection of fees, verification of proof of residency, and required documents and reports for regular and special election candidates for office in the Town and shall certify same to the Horry County Election Commission.

(e) The Horry County Election Commission shall determine the validity of any challenged or provisional ballots in accordance with §7-13-830 of the S. C. Code of Laws, for the primaries, general election, and any special or run-off election.

(f) The Horry County Election Commission shall hear and decide protests, if any, and certify the results of the elections and transmit the certified results to the town

administrator and town clerk to be shared with town council as soon as practical following the certification.

...

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. *Sections and subsections in Chapter Five not included above are not being amend or deleted; they remain in full force and effect.*

EFFECTIVE DATE. This ordinance shall take effect immediately upon second reading by the Mayor and Town Council of the Town of Surfside Beach.

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 _____ 2021.

			Surfside Beach Town Council	
VOTE:	Yes	No		
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Bob Hellyer, Mayor	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Debbie Scoles, Mayor Pro Tempore	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Bruce H. Dietrich, Town Council	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Michael Drake, Town Council	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Paul Holder, Town Council	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ Cindy Keating, Town Council	
	<input type="checkbox"/>	<input type="checkbox"/>	_____ David Pellegrino, Town Council	

Attest:

Sheri Medina, Town Clerk

Chapter 5 - ELECTIONS¹¹

Footnotes:

--- (1) ---

Editor's note— Ord. No. 19-0886, adopted February 26, 2019, repealed the former Ch. 5, §§ 5-1, 5-16—5-19, 5-31—5-33, 5-51—5-61, and enacted a new Ch. 5 as set out herein. The former Ch. 5 pertained to similar subject matter and derived from Code 1969, §§ 2-1—2-3, 2-5, 2-10—2-13, 2-15—2-20, 2-22, 2-23, 2-30; Ord. No. 86-0234, Sept. 2, 1986; Ord. No. 88-0261, Aug. 2, 1988; Ord. No. 94-0355, Dec. 6, 1994; Ord. No. 95-0363, June 6, 1995; Ord. No. 01-0467, Jan. 1, 2002; Ord. No. 04-0534, July 27, 2004; Ord. No. 05-0573, Sept. 27, 2005; Ord. No. 06-0600, June 27, 2006; Ord. No. 12-0716, July 25, 2012; Ord. No. 13-0763, Oct. 22, 2013; Ord. No. 14-0778, June 9, 2014; Ord. No. 18-0869, April 24, 2018.

ARTICLE I. - IN GENERAL

Sec. 5-1. - Authority to conduct election transferred to county election commission.

Pursuant to S.C., Code of Laws, § 5-15-145, as amended, ~~and upon acceptance by ordinance approved by Horry County Council, the~~ Town of Surfside Beach (hereinafter referred to as "Town") transfers its authority to conduct municipal elections to the Horry County Election Commission.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-2. - State election laws applicable.

State election law as set forth in the South Carolina Code of Laws, as amended, is adopted and made a part of this Code, except as otherwise provided in Title 5 of the South Carolina Code. All elections within the Town, whether general or special, shall be governed by the applicable provisions of the state election laws as well as the provisions of this article not in conflict with such state laws.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-3. - Nonpartisan elections.

All nominations for mayor and town council shall be nonpartisan under the nonpartisan ~~run-off~~ plurality method as provided in this chapter and in S.C. Code of Laws, § 5-15-~~626~~1, as amended.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-4. - Qualified electors.

All electors of the Town must meet the qualifications of residency and must be at least eighteen (18) years of age, and otherwise qualified to vote in South Carolina. The qualifying period of residency is thirty (30) days residence in the Town. Proof of residency satisfactory to the Town shall be presented at the time of registration by any person seeking to ~~vote~~ be a candidate in the Town election.

(Ord. No. 19-0886, 2-26-19)

Cross reference— Definition of candidate, § 5-18.

State Constitution reference— Art. II, §§ 4, 5.

Secs. 5-5—5-15. - Reserved.

ARTICLE II. - CANDIDATES

Sec. 5-16. - Qualifications for candidates.

All qualified electors of the ~~T~~own may offer as candidates, compliant with the filing deadlines, fee requirements, and other requirements set forth herein, ~~and~~ by the State of South Carolina, and the Horry County Election Commission. In addition to being a qualified elector, a qualified candidate must have resided in the town for thirty (30) days prior to filing and must continue to reside in the ~~T~~own at the time of election, and so certify upon request.

(Ord. No. 19-0886, 2-26-19)

Cross reference— Qualifications for mayor and town council, § 2-17.

Sec. 5-17. - Filing.

Qualified individuals desiring to offer as candidates on the ballot in any regular or special election shall file with the Town ~~of Surfside Beach~~ by delivering a notice of candidacy, filing fee, and candidacy pledge in person at town hall to the town clerk or other designee of the town administrator not earlier than ninety (90) days and not later than sixty (60) days prior to the date of the election, primary or general. Candidates shall file statements and fees as required by law.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-18. - Disclosure.

Candidates shall comply with the South Carolina Code of Laws in regard to filing campaign disclosure forms and statements of economic interests. Elected officials, and town employees so required, shall file annual statements of economic interests pursuant hereto.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-19. - Definition of candidate.

A candidate is an individual, qualified to offer as a candidate as described in this article, who has properly filed his or her candidacy for ~~T~~own office with the town clerk for the Town ~~of Surfside Beach~~, to be placed on the ballot by the Horry County Election Commission.

Notice of candidacy shall include the statement of candidacy which shall be signed by the candidate and in substantially the following form:

I hereby file notice that I am a candidate for election to the office of (Mayor or Town Council, as applicable) in the (regular or special, as applicable) election to be held on the ___ day of _____ 20___. I certify that I am or will be a qualified elector in the Town of Surfside Beach on the date of election, and meet the residency requirement, along with any additional authorizations or acknowledgements in compliance with State Law or deemed appropriate by the Town.

(Ord. No. 19-0886, 2-26-19)

Cross reference— Qualifications for mayor and town council, § 2-17; qualified electors, § 5-4.

State Law reference— Similar provisions, S.C. Code of Laws, Art. II, §§ 3, 4, 5; XVIII(A) Ch. 5 of Title 7; § 7-13-351.

State Constitution reference— Art. XVII, §§ 4, 51.

Sec. 5-20. - Appearance on ballot.

Candidates for the offices of mayor or town council shall appear on the ballot compliant with this article.

Appearance on the ballot by filing shall entitle the candidate to participation in ~~the~~ town-sponsored functions as candidates, if any.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-21. - Write-in voting.

Nothing herein shall be interpreted to restrict any elector's right to write-in the name of an individual for whom he or she wishes to vote, or the right of any individual to seek to be written-in on a ~~the~~ town ballot on election day.

Should a write-in contender obtain a sufficient number of votes to be successful in the bid for election, his or her qualifications for candidacy and service shall be presented to the Horry County Election Commission for its determination of eligibility to serve.

(Ord. No. 19-0886, 2-26-19)

Secs. 5-22—5-30. - Reserved.

ARTICLE III. - ELECTION PROCEDURE

Sec. 5-31. - Method of election.

The mayor and members of the town council shall be elected from the ~~the~~ town at large.

(Ord. No. 19-0886, 2-26-19)

Sec. 5-32. - Election of mayor and council.

- (a) *General election.* The general election shall be held on the first Tuesday after the first Monday in November in each odd-numbered year. ~~The first town election to be held in an odd year will be held on Tuesday after the first Monday in November 2019, and thereafter in odd years and the 2019 election shall be for the office of mayor and three councilmembers.~~ In the event of a tie vote for any office, a runoff election shall be held pursuant to S.C. Code 1976, § 5-15-125 two (2) weeks following the general election.
- (b) *Term.* ~~So long as eligible under this Code and South Carolina Law, the~~ the mayor and members of town council shall be elected to four (4) year terms. Staggered terms shall be maintained by the election of three (3) ~~town council~~ town council members in each general election and the mayor every (4) years. ~~So long as eligible under this Code and South Carolina Law, the mayor and council members elected serve a four (4) year term.~~ Upon certification of the election results, those elected shall be

sworn in and assume the duties of their respective offices at the next ~~December~~ regular scheduled meeting of town council. Where the results are contested, the incumbent shall hold over until the contest is determined. No elected official may take the oath of office or enter upon his or her official responsibilities until filing a certified campaign report pursuant to S.C. Code of Laws, § 8-13-1300, et seq.

To effect the change to elections in odd number years under this article, the terms of office for councilmembers seated at the time of this article shall be amended as follows:

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(1) Members whose terms expire in May 2020 shall relinquish their seats ~~at the December 10, 2019 regular meeting,~~ when members-elect from the November 2019 election ~~shall be~~ seated.

(2) Members whose terms expire in May 2022 shall relinquish their seats ~~at the December 14, 2021 regular meeting,~~ when members-elect from the November 2021 election ~~shall be~~ seated.

(c) *Continuing qualification.* During the term of office of the ~~m~~Mayor or town council member, he or she shall comply with all the requirements for public office in state law, this ~~C~~chapter, and section 2-17, ~~Surfside Beach Town Code of Ordinances~~. Except where authorized by law, neither the ~~m~~Mayor nor any member of town council shall hold any other position of honor ~~or~~ profit in local, state or federal government or any other municipal office or municipal employment. The ~~m~~Mayor or any town council member shall forfeit his/~~her~~ office if he or she:

(1) Lacks at any time during his or her term of office any qualification for office prescribed by ordinance or the general law and constitution of the state; or

(2) Violates any express prohibition of S.C. Code 1976, §§ 5-1-10 through 5-17-30.

The town council shall be the judge of the qualifications of its members and grounds for forfeiture of office.

(Ord. No. 19-0886, 2-26-19)

State Law reference— Similar provisions, S.C. Code of Laws § 5-7-21.

Sec. 5-33. - Determining results.

(a) ~~Nonpartisan Plurality Method Adopted~~Majority vote required. Except as otherwise provided in this chapter, results in nonpartisan town elections shall be determined by a majority of the votes cast. ~~A majority shall be determined as follows: When more than one (1) person is seeking election to a single office, the candidate that receives the highest number of votes majority shall be ascertained by dividing the total votes cast for all candidates by two (2). Any excess of the sum so ascertained shall be a majority and the candidate who obtains a majority shall be declared elected. When more persons are seeking election to two or more offices (constituting a group) than there are offices to be filled, those candidates receiving the highest number of votes, equal in number to the number of offices to be filled, shall be declared elected.~~

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(b) ~~Runoff elections.~~ If no candidate for a single office receives a majority of the votes cast in the first election, a runoff election shall be held. This runoff shall be a second election, conducted pursuant to S.C. Code 1976, § 5-16-62 two (2) weeks after the general or special election if necessary, between the two (2) candidates receiving the largest number of votes in the first election who do not withdraw. The candidate receiving a majority of the votes cast in the runoff election shall be declared elected. In the event of a tie, a run-off election shall be held two weeks following the general election.

(c) *Declaration of results.* Where the results have been certified by the Horry County Election Commission, the Town shall make the results available to the public not later than three (3) days following the election.

(Ord. No. 19-0886, 2-26-19)

Cross reference— Nonpartisan elections, § 5-3.

Sec. 5-34. - Special elections.

A special election may be required to fill the unexpired term of the mayor or any member of town council because of resignation, death, disqualification or any other cause requiring a special election to fill a vacant office vacancy. A "vacancy" under the terms of this section is any unexpired term of an elected official greater than six (6) months shall be filled by special election remains, except when less than six (6) months is left of the elected official's term. A vacancy shall be filled by special elections shall be held on the first Tuesday after the first Monday in November or at such times as further set by ordinance, compliant with the sixty (60) day notice requirement in state law.

~~Terms of filing and the election date shall be governed by applicable state law in Section 7-13-190, S.C. Code, and as follows: Filing for special elections shall be opened at noon on the third Friday after the vacancy occurs and shall remain open for a period of ten (10) days, as soon as it is determined a special election is required and the election date established. Candidates shall appear in person in the office of the town clerk for filing, and must file not later than 12:00 noon forty-five (45) days prior to the special election. The Special Election shall be set for the thirteenth Tuesday after the vacancy occurs, unless other provisions of state law apply. Public Notice of a Special Election shall be given at least sixty (60) days prior to the Special Election.~~

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(Ord. No. 19-0886, 2-26-19)

State Law reference— Similar provisions, S.C. Code of Laws § 5-15-50; § 7-13-190.

Sec. 5-35. - Precincts.

There shall be voting precincts as established by the Horry County Election Commission. The precinct lines defining the precincts are shown on maps filed with the Horry County Election Commission, Clerk of Court, and State Election Commission. The polling places shall be open from 7:00 a.m. to 7:00 p.m.

(Ord. No. 19-0886, 2-26-19)

State Law reference— Similar provisions, S.C. Code of Laws § 7-7-320(C); § 8-7-320(B).

Secs. 5-36—5-50. - Reserved.

ARTICLE IV. - ADMINISTRATION

Sec. 5-51. - County election commission.

The Town of Surfside Beach, pursuant to agreement with the Horry County Election Commission approved by town council and county council, delegates the following authority and responsibilities:

- (a) The ~~T~~Town shall pay one hundred (100) percent of the costs of including its municipal contests on ballots in general and special elections conducted by the Horry County Election Commission for filling the ~~T~~Town's elected offices and/or answering ballot questions.
- (b) The ~~T~~Town will retain the authority to administer the filing process, including but not limited to collection of fees, verification of proof of residency, and required documents and reports for regular and special election candidates for office in the ~~Town of Surfside Beach~~ and shall certify same to the Horry County Election Commission.
- (c) The Horry County Election Commission will advertise the Town's municipal elections in accordance with this chapter, prepare and distribute ballots and election materials, appoint managers of election for each polling place, and otherwise supervise and conduct municipal elections within the ~~Town of Surfside Beach~~.
- (d) Upon the closing of the polls at any municipal election in the ~~Town of Surfside Beach~~, the Horry County Election Commission shall count votes cast for each candidate for mayor and council member and publicly display the unofficial results.
- (e) The Horry County Election Commission shall determine the validity of any challenged or provisional ballots in accordance with the S.C. Code of Laws, § 7-13-830, for the general election, and any special or runoff election.
- (f) The Horry County Election Commission shall hear and decide protests, if any, and certify the results of the elections and transmit the certified results to the town administrator and town clerk to be shared with town council as soon as practical following the certification.

(Ord. No. 19-0886, 2-26-19)

Kenneth Hofmann
Chief of Police



Bob Hellyer
Mayor

SURFSIDE BEACH POLICE DEPARTMENT
811 Pine Drive
Surfside Beach, SC 29575

Monthly Activity Report
JAN 2021
(01 JAN – 31 JAN 21)
Prepared by Kenneth Hofmann

INTRODUCTION:

January 2021 statistics show a 10.54% increase in calls for service from January 2020 (1177:1301). Arrest and Citation data between January 2021 and January 2020 show a 3.92% increase (204:212).

As always, these numbers will be detailed for you in the Workload / Performance section of the report.

PERSONNEL ACTIONS:

None

Training and K9 Activity:

As always, officers maintained their Class 1 Law Enforcement licenses via online training provided by the SC Criminal Justice Academy, and continued to receive their mandated in- service hours through the SC Criminal Justice Academy online.

All Class I officer completed annual policy training in Search, Seizure & Arrest

Det Kehoe completed 6 hours of training in the Reid Technique for Investigative Interviewing & Positive Persuasion

Officer Dale completed 4 hours of training Distracted Driving for Law Enforcement

Officer Carl completed policy training in Bloodborne Pathogens & Exposure Control.

Officer Carl completed policy training in Sexual Harassment/Misconduct/Discrimination.

Officer Carl completed policy training in Off Duty Conduct

Officer Carl completed policy training in Employee Domestic Misconduct

Officer Lundgren was released to Shadow Phase of his Field Training and Evaluation Program

Officers Davis and Maloney graduated Basic Law Enforcement Training at the SCCJA.

Officer Davis and Maloney continued through Phase IV of the Field Training and Evaluation Program

PFC Pinto and K9 Sif conducted 19.5 hours of training, consisting of obedience, tracking and narcotics detection. K9 Sif and PFC Pinto had 4 deployments consisting of 3 positive alerts. The alerts consisted of seizures marijuana, methamphetamine, cocaine and paraphernalia.

WORKLOAD / PERFORMANCE:

As usual, we've included our Monthly Activity Report (along with the same period last year and monthly spreadsheet for comparison purposes).

In the month of January 2021, the Police Department answered 1, 301 calls for service that resulted in 24 custodial arrests, 163 citations, and 25 criminal arrest warrants. (7 warrants related to drug possession/distribution). SBPD personnel transported 14 prisoners to J. Rueben Long Detention Center and 5 prisoners to the Myrtle Beach Police Department Detention Center.

SBPD officers issued 118 written warnings in January in lieu of Uniform Traffic Tickets or to record vehicles stopped for non-traffic related reasons (these are not reflected in our database totals).

NOTABLE EVENTS / INFORMATION

SURFSIDE BEACH POLICE DEPARTMENT

**Monthly Activity Report
JAN 2021
(1 JAN – 31 JAN 21)**

ATTACHMENTS

AND

SUPPORTING MATERIALS

Surfside Beach Police Department
811 Pine Drive Surfside Beach , SC 29575

Surfside Beach Police Department

Agency CFS CallType By Month For 01/01/2021 - 01/31/2021

Surfside Beach Police Department													
CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
911 HANG UP	3	0	0	0	0	0	0	0	0	0	0	0	3
ABANDONED PROPERTY	1	0	0	0	0	0	0	0	0	0	0	0	1
ACCIDENT PROPERTY DAMAGE	8	0	0	0	0	0	0	0	0	0	0	0	8
ACCIDENT W/INJURIES	4	0	0	0	0	0	0	0	0	0	0	0	4
AGENCY ASSIST	12	0	0	0	0	0	0	0	0	0	0	0	12
ALARM BUSINESS	21	0	0	0	0	0	0	0	0	0	0	0	21
ALARM RESIDENCE	9	0	0	0	0	0	0	0	0	0	0	0	9
ALCOHOL VIOLATION	1	0	0	0	0	0	0	0	0	0	0	0	1
ANIMAL CALL	15	0	0	0	0	0	0	0	0	0	0	0	15
ARMED SUBJECT	2	0	0	0	0	0	0	0	0	0	0	0	2
ASSAULT GENERAL	4	0	0	0	0	0	0	0	0	0	0	0	4
B&E AUTO	1	0	0	0	0	0	0	0	0	0	0	0	1
BEACH HAZARD	1	0	0	0	0	0	0	0	0	0	0	0	1
BURGLARY BUSINESS	1	0	0	0	0	0	0	0	0	0	0	0	1
BURGLARY RESIDENCE	3	0	0	0	0	0	0	0	0	0	0	0	3
CIVIL MATTER	4	0	0	0	0	0	0	0	0	0	0	0	4
COVID CROWD	1	0	0	0	0	0	0	0	0	0	0	0	1
COVID PUBLIC CONTACT	2	0	0	0	0	0	0	0	0	0	0	0	2
CREDIT/DEBIT CARD FRAUD	3	0	0	0	0	0	0	0	0	0	0	0	3
DEATH INVESTIGATION	2	0	0	0	0	0	0	0	0	0	0	0	2
DISABLED VEHICLE	2	0	0	0	0	0	0	0	0	0	0	0	2
DISORDERLY CONDUCT	3	0	0	0	0	0	0	0	0	0	0	0	3
DISPATCH TRAINING	1	0	0	0	0	0	0	0	0	0	0	0	1
DISTURBANCE DOMESTIC	5	0	0	0	0	0	0	0	0	0	0	0	5
DISTURBANCE	13	0	0	0	0	0	0	0	0	0	0	0	13

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
NOISE													
DRUG OFFENSE	2	0	0	0	0	0	0	0	0	0	0	0	2
ESCORT GENERAL	1	0	0	0	0	0	0	0	0	0	0	0	1
FACILITY CHECK	248	0	0	0	0	0	0	0	0	0	0	0	248
FIGHT	1	0	0	0	0	0	0	0	0	0	0	0	1
FIREWORKS	7	0	0	0	0	0	0	0	0	0	0	0	7
FOOT PATROL	24	0	0	0	0	0	0	0	0	0	0	0	24
FOUND PROPERTY	2	0	0	0	0	0	0	0	0	0	0	0	2
FRAUD	3	0	0	0	0	0	0	0	0	0	0	0	3
HARASSMENT/PHONE	7	0	0	0	0	0	0	0	0	0	0	0	7
HARASSMENT/STALKING	2	0	0	0	0	0	0	0	0	0	0	0	2
INCORRIGIBLE JUVENILE	1	0	0	0	0	0	0	0	0	0	0	0	1
INDECENT EXPOSURE	4	0	0	0	0	0	0	0	0	0	0	0	4
INFORMATION	6	0	0	0	0	0	0	0	0	0	0	0	6
INTOXICATED DRIVER	2	0	0	0	0	0	0	0	0	0	0	0	2
INTOXICATED PEDESTRIAN	4	0	0	0	0	0	0	0	0	0	0	0	4
KEEPCHECK	171	0	0	0	0	0	0	0	0	0	0	0	171
LARCENY GENERAL	4	0	0	0	0	0	0	0	0	0	0	0	4
LARCENY VEHICLE	1	0	0	0	0	0	0	0	0	0	0	0	1
LEAVING SCENE W/PROPERTY DAMAGE	2	0	0	0	0	0	0	0	0	0	0	0	2
MALICIOUS DAMAGE PROPERTY	4	0	0	0	0	0	0	0	0	0	0	0	4
Not Specified	1	0	0	0	0	0	0	0	0	0	0	0	1
OPEN DOOR BUSINESS	1	0	0	0	0	0	0	0	0	0	0	0	1
OPEN DOOR RESIDENCE	1	0	0	0	0	0	0	0	0	0	0	0	1
OPEN DOOR VEHICLE	8	0	0	0	0	0	0	0	0	0	0	0	8
ORDINANCE VIOLATION (SEE NOTES)	5	0	0	0	0	0	0	0	0	0	0	0	5
PANHANDLING	2	0	0	0	0	0	0	0	0	0	0	0	2
PARKING VIOLATION	35	0	0	0	0	0	0	0	0	0	0	0	35

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
PROPERTY FOR DESTRUCTION	1	0	0	0	0	0	0	0	0	0	0	0	1
PUBLIC ASSISTANCE	3	0	0	0	0	0	0	0	0	0	0	0	3
PUBLIC CONTACT	304	0	0	0	0	0	0	0	0	0	0	0	304
PUBLIC WORKS CALL	4	0	0	0	0	0	0	0	0	0	0	0	4
REPOSSESSION	2	0	0	0	0	0	0	0	0	0	0	0	2
RESIDENT CHECK	14	0	0	0	0	0	0	0	0	0	0	0	14
SHOPLIFTING	4	0	0	0	0	0	0	0	0	0	0	0	4
SHOTS FIRED	1	0	0	0	0	0	0	0	0	0	0	0	1
SOLICITATION COMMERCIAL	1	0	0	0	0	0	0	0	0	0	0	0	1
SUICIDE ATTEMPT	3	0	0	0	0	0	0	0	0	0	0	0	3
SUSP CIRCUMSTANCES	7	0	0	0	0	0	0	0	0	0	0	0	7
SUSPICIOUS PERSON	13	0	0	0	0	0	0	0	0	0	0	0	13
SUSPICIOUS VEHICLE	17	0	0	0	0	0	0	0	0	0	0	0	17
TRAFFIC COMPLAINT	4	0	0	0	0	0	0	0	0	0	0	0	4
TRAFFIC CONTROL	4	0	0	0	0	0	0	0	0	0	0	0	4
TRAFFIC HAZARD	5	0	0	0	0	0	0	0	0	0	0	0	5
TRAFFIC STOP GOLF CART	3	0	0	0	0	0	0	0	0	0	0	0	3
TRAFFIC STOP VEHICLE	212	0	0	0	0	0	0	0	0	0	0	0	212
TRESPASSING	8	0	0	0	0	0	0	0	0	0	0	0	8
UTILITY PROBLEM	3	0	0	0	0	0	0	0	0	0	0	0	3
WARRANT SERVICE	3	0	0	0	0	0	0	0	0	0	0	0	3
WELFARE CHECK	14	0	0	0	0	0	0	0	0	0	0	0	14
Agency Total	1301	0	0	0	0	0	0	0	0	0	0	0	1301

Kenneth Hofmann
Chief of Police



Bob Hellyer
Mayor

SURFSIDE BEACH POLICE DEPARTMENT
811 Pine Drive
Surfside Beach, SC 29575

Monthly Activity Report
FEB 2021
(01 FEB – 28 FEB 21)
Prepared by Kenneth Hofmann

INTRODUCTION:

February 2021 statistics show a 3.92% increase in calls for service from February 2020 (1351:1404). Arrest and Citation data between February 2021 and February 2020 show a 6.02% decrease (249:234).

As always, these numbers will be detailed for you in the Workload / Performance section of the report.

PERSONNEL ACTIONS:

PFC Brandon Hegi resigned his position with the Surfside Beach Police Department

Training and K9 Activity:

As always, officers maintained their Class 1 Law Enforcement licenses via online training provided by the SC Criminal Justice Academy, and continued to receive their mandated in- service hours through the SC Criminal Justice Academy online.

All Class I officers received policy training on Persons with Diminished Capacity.

Ofc Pinto and Davis completed 40hrs Law Enforcement Bicycle training.

Officer Carl completed 4-week SCCJA pre-service academy.

Officer Carl completed SCCJA Cumulative Exam and Physical Abilities Test.

Officer Lundgren completed Field Training and Evaluation Program.

Officer Davis and Maloney released to shadow phase Field Training and Evaluation Program.

PFC Pinto and K9 Sif conducted 20 hours of training, consisting of obedience, tracking and narcotics detection. K9 Sif and PFC Pinto had 8 deployments consisting of 5 positive alerts, resulting in 4 arrests. The alerts consisted of seizures heroin, cocaine and marijuana.

WORKLOAD / PERFORMANCE:

As usual, we've included our Monthly Activity Report (along with the same period last year and monthly spreadsheet for comparison purposes).

In the month of February 2021, the Police Department answered 1,404 calls for service that resulted in 33 custodial arrests, 181 citations, and 20 criminal arrest warrants. (2 warrants related to drug possession/distribution). SBPD personnel transported 14 prisoners to J. Rueben Long Detention Center and 10 prisoners to the Myrtle Beach Police Department Detention Center.

SBPD officers issued 210 written warnings in February in lieu of Uniform Traffic Tickets or to record vehicles stopped for non-traffic related reasons.

NOTABLE EVENTS / INFORMATION

The Police Department hosted 3 Coffee with a Cop Events in February to kick off our Sector Policing Initiative. Each sector supervisor hosted an event to help them get acquainted with the residents and businesses in their respective sectors. Coffee with a Cop events are widely recognized as one of the most effective ways to engage the community in the community-oriented policing philosophy. The events were well-attended and offered residents an opportunity to express their concerns. The also helped us highlight some of our local businesses. The events were as follows:

- February 11th, 2021 at Raves Restaurant
- February 17, 2021 at Saltaire Coastal Kitchen at the Holiday Inn-Surfside
- February 23rd, 2021 at Johnny D's Waffles

The final event was scheduled for February 27, 2021 at JB's Jerk Shack, but had to be postponed. We hope to have this event in April! We will make an announcement.

On February 17, 2021, the Police Department partnered with the Ring Public Safety Service to bring a crime and safety-oriented platform to Surfside Beach. This online platform is mobile device-oriented and allows users to communicate with each other and the police department to share concerns and photos and videos of incidents in the town. The platform is heavily moderated to keep posts on topic and relative to our community's crime and safety needs.

On February 27, 2021 the Police Department received notification from the South Carolina Law Enforcement Accreditation board that it had met the requirements of the 2020 Presidential Executive Order on "Safe Policing for Safe Communities." The Police Department has demonstrated that our Use of Force policies and other practices meet or exceed standards established by the US Department of Justice and U.S. Attorney General. This certification ensures that the Police Department will continue to be eligible for state and federal grant funding.

SURFSIDE BEACH POLICE DEPARTMENT

**Monthly Activity Report
FEB 2021
(1 FEB – 28 FEB 21)**

**ATTACHMENTS

AND

SUPPORTING MATERIALS**

Surfside Beach Police Department
811 Pine Drive Surfside Beach , SC 29575

Surfside Beach Police Department

Agency CFS CallType By Month For 01/01/2021 - 02/28/2021

Surfside Beach Police Department													
CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
911 HANG UP	3	4	0	0	0	0	0	0	0	0	0	0	7
ABANDONED PROPERTY	1	0	0	0	0	0	0	0	0	0	0	0	1
ACCIDENT PROPERTY DAMAGE	8	7	0	0	0	0	0	0	0	0	0	0	15
ACCIDENT W/INJURIES	4	1	0	0	0	0	0	0	0	0	0	0	5
AGENCY ASSIST	12	12	0	0	0	0	0	0	0	0	0	0	24
ALARM BUSINESS	21	20	0	0	0	0	0	0	0	0	0	0	41
ALARM RESIDENCE	9	11	0	0	0	0	0	0	0	0	0	0	20
ALCOHOL VIOLATION	1	0	0	0	0	0	0	0	0	0	0	0	1
ANIMAL CALL	16	20	0	0	0	0	0	0	0	0	0	0	36
ARMED SUBJECT	2	1	0	0	0	0	0	0	0	0	0	0	3
ASSAULT GENERAL	4	3	0	0	0	0	0	0	0	0	0	0	7
B&E AUTO	1	0	0	0	0	0	0	0	0	0	0	0	1
BEACH ANIMAL	0	4	0	0	0	0	0	0	0	0	0	0	4
BEACH HAZARD	1	0	0	0	0	0	0	0	0	0	0	0	1
BEACH PATROL	0	4	0	0	0	0	0	0	0	0	0	0	4
BREACH OF TRUST	0	2	0	0	0	0	0	0	0	0	0	0	2
BURGLARY BUSINESS	1	0	0	0	0	0	0	0	0	0	0	0	1
BURGLARY RESIDENCE	3	1	0	0	0	0	0	0	0	0	0	0	4
CIVIL MATTER	4	5	0	0	0	0	0	0	0	0	0	0	9
COVID CROWD	1	13	0	0	0	0	0	0	0	0	0	0	14
COVID PUBLIC CONTACT	2	3	0	0	0	0	0	0	0	0	0	0	5
CREDIT/DEBIT CARD FRAUD	3	1	0	0	0	0	0	0	0	0	0	0	4
DEATH INVESTIGATION	2	1	0	0	0	0	0	0	0	0	0	0	3
DISABLED VEHICLE	2	11	0	0	0	0	0	0	0	0	0	0	13
DISORDERLY CONDUCT	3	6	0	0	0	0	0	0	0	0	0	0	9

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
DISPATCH TRAINING	1	1	0	0	0	0	0	0	0	0	0	0	2
DISTURBANCE DOMESTIC	5	1	0	0	0	0	0	0	0	0	0	0	6
DISTURBANCE NOISE	13	8	0	0	0	0	0	0	0	0	0	0	21
DRUG OFFENSE	2	2	0	0	0	0	0	0	0	0	0	0	4
ESCORT GENERAL	1	6	0	0	0	0	0	0	0	0	0	0	7
FACILITY CHECK	248	224	0	0	0	0	0	0	0	0	0	0	472
FIGHT	1	1	0	0	0	0	0	0	0	0	0	0	2
FIREWORKS	7	0	0	0	0	0	0	0	0	0	0	0	7
FOOT PATROL	24	21	0	0	0	0	0	0	0	0	0	0	45
FOUND PROPERTY	2	2	0	0	0	0	0	0	0	0	0	0	4
FRAUD	3	5	0	0	0	0	0	0	0	0	0	0	8
HARASSMENT/PHONE	7	9	0	0	0	0	0	0	0	0	0	0	16
HARASSMENT/STALKING	2	9	0	0	0	0	0	0	0	0	0	0	11
INCORRIGIBLE JUVENILE	1	0	0	0	0	0	0	0	0	0	0	0	1
INDECENT EXPOSURE	4	1	0	0	0	0	0	0	0	0	0	0	5
INFORMATION	6	9	0	0	0	0	0	0	0	0	0	0	15
INTOXICATED DRIVER	2	5	0	0	0	0	0	0	0	0	0	0	7
INTOXICATED PEDESTRIAN	4	3	0	0	0	0	0	0	0	0	0	0	7
KEEPCHECK	171	179	0	0	0	0	0	0	0	0	0	0	350
LARCENY GENERAL	4	5	0	0	0	0	0	0	0	0	0	0	9
LARCENY VEHICLE	1	0	0	0	0	0	0	0	0	0	0	0	1
LEAVING SCENE W/PROPERTY DAMAGE	2	6	0	0	0	0	0	0	0	0	0	0	8
MALICIOUS DAMAGE PROPERTY	4	1	0	0	0	0	0	0	0	0	0	0	5
MALICIOUS DAMAGE VEHICLE	0	1	0	0	0	0	0	0	0	0	0	0	1
MISSING PERSON	0	2	0	0	0	0	0	0	0	0	0	0	2
Not Specified	1	0	0	0	0	0	0	0	0	0	0	0	1
OPEN DOOR BUSINESS	1	2	0	0	0	0	0	0	0	0	0	0	3
OPEN DOOR RESIDENCE	1	1	0	0	0	0	0	0	0	0	0	0	2

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
OPEN DOOR VEHICLE	8	1	0	0	0	0	0	0	0	0	0	0	9
ORDINANCE VIOLATION (SEE NOTES)	5	10	0	0	0	0	0	0	0	0	0	0	15
PANHANDLING	2	0	0	0	0	0	0	0	0	0	0	0	2
PARKING VIOLATION	35	53	0	0	0	0	0	0	0	0	0	0	88
PROPERTY FOR DESTRUCTION	1	0	0	0	0	0	0	0	0	0	0	0	1
PUBLIC ASSISTANCE	3	7	0	0	0	0	0	0	0	0	0	0	10
PUBLIC CONTACT	303	220	0	0	0	0	0	0	0	0	0	0	523
PUBLIC WORKS CALL	4	1	0	0	0	0	0	0	0	0	0	0	5
REPOSSESSION	2	1	0	0	0	0	0	0	0	0	0	0	3
RESIDENT CHECK	14	17	0	0	0	0	0	0	0	0	0	0	31
SHOPLIFTING	4	0	0	0	0	0	0	0	0	0	0	0	4
SHOTS FIRED	1	0	0	0	0	0	0	0	0	0	0	0	1
SOLICITATION COMMERCIAL	1	0	0	0	0	0	0	0	0	0	0	0	1
SPEED ENFORCEMENT	0	24	0	0	0	0	0	0	0	0	0	0	24
SUICIDE ATTEMPT	3	0	0	0	0	0	0	0	0	0	0	0	3
SUSP CIRCUMSTANCES	7	9	0	0	0	0	0	0	0	0	0	0	16
SUSPICIOUS PERSON	13	6	0	0	0	0	0	0	0	0	0	0	19
SUSPICIOUS VEHICLE	17	20	0	0	0	0	0	0	0	0	0	0	37
TRAFFIC COMPLAINT	4	4	0	0	0	0	0	0	0	0	0	0	8
TRAFFIC CONTROL	4	5	0	0	0	0	0	0	0	0	0	0	9
TRAFFIC HAZARD	5	9	0	0	0	0	0	0	0	0	0	0	14
TRAFFIC STOP GOLF CART	3	3	0	0	0	0	0	0	0	0	0	0	6
TRAFFIC STOP VEHICLE	212	351	0	0	0	0	0	0	0	0	0	0	563
TRESPASSING	8	10	0	0	0	0	0	0	0	0	0	0	18
UTILITY PROBLEM	3	0	0	0	0	0	0	0	0	0	0	0	3
WARRANT SERVICE	3	0	0	0	0	0	0	0	0	0	0	0	3
WEATHER ISSUE	0	4	0	0	0	0	0	0	0	0	0	0	4
WELFARE CHECK	14	15	0	0	0	0	0	0	0	0	0	0	29

Agency Total	1301	1404	0	0	0	0	0	0	0	0	0	0	2705
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We've Joined Neighbors.

Now you can receive real-time crime and safety updates from an official source. By working together, we help make our neighborhoods safer.



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SCLEA

South Carolina Law Enforcement Accreditation, Inc.

February 22, 2021

Dear Chief Hofmann:

On behalf of South Carolina Law Enforcement Accreditation, Inc. (SCLEA), this letter confirms we are certifying that Surfside Beach Police Department meets certain eligibility requirements, set forth by the U.S. Department of Justice, for discretionary federal grants. Surfside Beach Police Department is qualified to receive federal grants for three years from the date of this letter.

Pursuant to Section 2 of the Presidential Executive Order on Safe Policing for Safe Communities, dated June 16, 2020, Executive Order No. 13929 (the "Executive Order on Safe Policing"), the U.S. Department of Justice's discretionary grant funding is only available to state, local, tribal, and university or college law enforcement agencies that have obtained (or are in the process of seeking) credentials certifying that they meet certain standards on use of force. The Executive Order on Safe Policing empowers the U.S. Attorney General to designate independent credentialing bodies — including SCLEA — to certify that a law enforcement agency meets the conditions of eligibility for federal grants.

Following our review, we have determined that Surfside Beach Police Department meets the conditions for certification. Accordingly, SCLEA will include your agency going forward within our database of certified law enforcement agencies. On or before January 31st each year (or on or before the date specified by the Department of Justice), we will provide the name of each certified law enforcement agency to the U.S. Department of Justice.

If you would like to discuss further, please do not hesitate to contact me either by email at jtucker@sc-lea.org or by phone at (803) 360-0956. Thank you.

Sincerely,

John B. Tucker
John B. Tucker
SCLEA Chairman

Kenneth Hofmann
Chief of Police



Bob Hellyer
Mayor

SURFSIDE BEACH POLICE DEPARTMENT
811 Pine Drive
Surfside Beach, SC 29575

Monthly Activity Report
MAR 2021
(01 MAR – 31 MAR 21)
Prepared by Kenneth Hofmann

INTRODUCTION:

March 2021 statistics show a 33.28% increase in calls for service from March 2020 (1190:1586). Arrest and Citation data between March 2021 and March 2020 show a 51.21% increase (207:313).

As always, these numbers will be detailed for you in the Workload / Performance section of the report.

PERSONNEL ACTIONS:

PFC Brandon Hegi resigned his position with the Surfside Beach Police Department

Training and K9 Activity:

As always, officers maintained their Class 1 Law Enforcement licenses via online training provided by the SC Criminal Justice Academy, and continued to receive their mandated in- service hours through the SC Criminal Justice Academy online.

All Class I officers received 2hrs training Responding to People with Mental Illnesses.

All Communications staff completed FEMA IS-200.c Basic Incident Command System.

All Communications staff completed FEMA IS-800.d National Response Framework Intro

PFC Pinto completed 2hrs recertification in Datamaster (Breath Testing)

Investigator Kehoe completed 3.5hrs training in Identifying & Responding to Child Sex Trafficking in SC.

Sergeant Gambone and Sergeant Sliker attended FBI Carolina Command College

Officers Carl, Dale, Gambone, Gross, Lundgren, Maloney & O'Dell completed 16hrs De-Escalation and Crisis Intervention Training.

Admin Cummins completed FEMA IS-00907 Active Shooter

Admin Cummins completed FEMA IS-00906 Basic Workplace Security Awareness.

Officer Bishop completed 16.5hrs ARIDE training.

Officer Davis and Maloney completed the Field Training and Evaluation Program.

PFC Pinto and K9 Sif conducted 19 hours of training, consisting of obedience, tracking and narcotics detection. K9 Sif and PFC Pinto had 11 deployments consisting of 4 positive alerts resulting in 4 arrests. The alerts resulted in seizures of heroin, crack cocaine, methamphetamine and schedule IV narcotics.

WORKLOAD / PERFORMANCE:

As usual, we've included our Monthly Activity Report (along with the same period last year and monthly spreadsheet for comparison purposes).

In the month of March 2021, the Police Department answered 1,586 calls for service that resulted in 44 custodial arrests, 249 citations, and 20 criminal arrest warrants. (8 warrants related to drug possession/distribution). SBPD personnel transported 16 prisoners to J. Rueben Long Detention Center and 20 prisoners to the Myrtle Beach Police Department Detention Center.

SBPD officers issued 264 written warnings in February in lieu of Uniform Traffic Tickets or to record vehicles stopped for non-traffic related reasons.

NOTABLE EVENTS / INFORMATION

SURFSIDE BEACH POLICE DEPARTMENT

**Monthly Activity Report
MAR 2021
(1 MAR – 31 MAR 21)**

ATTACHMENTS

AND

SUPPORTING MATERIALS

Surfside Beach Police Department
811 Pine Drive Surfside Beach , SC 29575

Surfside Beach Police Department

Agency CFS CallType By Month For 01/01/2021 - 03/31/2021

Surfside Beach Police Department													
CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
911 HANG UP	3	4	4	0	0	0	0	0	0	0	0	0	11
ABANDONED PROPERTY	1	0	1	0	0	0	0	0	0	0	0	0	2
ACCIDENT PROPERTY DAMAGE	8	7	22	0	0	0	0	0	0	0	0	0	37
ACCIDENT WINJURIES	4	1	5	0	0	0	0	0	0	0	0	0	10
AGENCY ASSIST	12	12	7	0	0	0	0	0	0	0	0	0	31
ALARM BUSINESS	21	20	22	0	0	0	0	0	0	0	0	0	63
ALARM RESIDENCE	9	11	20	0	0	0	0	0	0	0	0	0	40
ALCOHOL VIOLATION	1	0	2	0	0	0	0	0	0	0	0	0	3
ANIMAL CALL	16	20	18	0	0	0	0	0	0	0	0	0	54
ARMED SUBJECT	2	1	0	0	0	0	0	0	0	0	0	0	3
ASSAULT GENERAL	4	3	6	0	0	0	0	0	0	0	0	0	13
B&E AUTO	1	0	5	0	0	0	0	0	0	0	0	0	6
BEACH ALCOHOL	0	0	1	0	0	0	0	0	0	0	0	0	1
BEACH ANIMAL	0	4	2	0	0	0	0	0	0	0	0	0	6
BEACH HAZARD	1	0	5	0	0	0	0	0	0	0	0	0	6
BEACH PATROL	0	4	5	0	0	0	0	0	0	0	0	0	9
BEACH SMOKING	0	0	1	0	0	0	0	0	0	0	0	0	1
BREACH OF TRUST	0	2	0	0	0	0	0	0	0	0	0	0	2
BURGLARY BUSINESS	1	0	2	0	0	0	0	0	0	0	0	0	3
BURGLARY RESIDENCE	3	1	4	0	0	0	0	0	0	0	0	0	8
CHILD ABUSE	0	0	1	0	0	0	0	0	0	0	0	0	1
CIVIL MATTER	4	5	10	0	0	0	0	0	0	0	0	0	19
COVID CROWD	1	11	1	0	0	0	0	0	0	0	0	0	13
COVID PUBLIC CONTACT	2	3	0	0	0	0	0	0	0	0	0	0	5
CREDIT/DEBIT CARD FRAUD	3	1	1	0	0	0	0	0	0	0	0	0	5
CRIMINAL SEXUAL CONDUCT	0	0	1	0	0	0	0	0	0	0	0	0	1

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
DEATH INVESTIGATION	2	1	0	0	0	0	0	0	0	0	0	0	3
DEFRAUD INNKEEPER	0	0	1	0	0	0	0	0	0	0	0	0	1
DEFRAUD RESTAURANT	0	0	1	0	0	0	0	0	0	0	0	0	1
DISABLED VEHICLE	2	11	8	0	0	0	0	0	0	0	0	0	21
DISORDERLY CONDUCT	3	7	4	0	0	0	0	0	0	0	0	0	14
DISPATCH TRAINING	1	1	3	0	0	0	0	0	0	0	0	0	5
DISTURBANCE DOMESTIC	5	1	8	0	0	0	0	0	0	0	0	0	14
DISTURBANCE NOISE	13	8	15	0	0	0	0	0	0	0	0	0	36
DRUG OFFENSE	2	3	6	0	0	0	0	0	0	0	0	0	11
ESCORT GENERAL	1	6	3	0	0	0	0	0	0	0	0	0	10
FACILITY CHECK	248	224	248	0	0	0	0	0	0	0	0	0	720
FIGHT	1	1	4	0	0	0	0	0	0	0	0	0	6
FIREWORKS	7	0	6	0	0	0	0	0	0	0	0	0	13
FOOT PATROL	24	23	20	0	0	0	0	0	0	0	0	0	67
FOUND PROPERTY	2	4	8	0	0	0	0	0	0	0	0	0	14
FRAUD	3	5	7	0	0	0	0	0	0	0	0	0	15
FUGITIVE	0	0	1	0	0	0	0	0	0	0	0	0	1
HARASSMENT/PHONE	7	9	5	0	0	0	0	0	0	0	0	0	21
HARASSMENT/STALKING	2	9	4	0	0	0	0	0	0	0	0	0	15
INCORRIGIBLE JUVENILE	1	0	0	0	0	0	0	0	0	0	0	0	1
INDECENT EXPOSURE	4	1	2	0	0	0	0	0	0	0	0	0	7
INFORMATION	6	9	13	0	0	0	0	0	0	0	0	0	28
INTOXICATED DRIVER	2	6	7	0	0	0	0	0	0	0	0	0	15
INTOXICATED PEDESTRIAN	4	3	7	0	0	0	0	0	0	0	0	0	14
KEEPCHECK	171	179	129	0	0	0	0	0	0	0	0	0	479
LARCENY GENERAL	4	5	5	0	0	0	0	0	0	0	0	0	14
LARCENY VEHICLE	1	0	1	0	0	0	0	0	0	0	0	0	2
LEAVING SCENE W/PROPERTY DAMAGE	2	6	4	0	0	0	0	0	0	0	0	0	12

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
LOST CHILD ON BEACH	0	0	2	0	0	0	0	0	0	0	0	0	2
LOST PROPERTY	0	0	6	0	0	0	0	0	0	0	0	0	6
MALICIOUS DAMAGE PROPERTY	4	1	2	0	0	0	0	0	0	0	0	0	7
MALICIOUS DAMAGE VEHICLE	0	1	0	0	0	0	0	0	0	0	0	0	1
MEDICAL EMERGENCY	0	0	2	0	0	0	0	0	0	0	0	0	2
MENTALLY ILL SUBJECT	0	0	1	0	0	0	0	0	0	0	0	0	1
MISSING PERSON	0	2	0	0	0	0	0	0	0	0	0	0	2
Not Specified	1	0	0	0	0	0	0	0	0	0	0	0	1
OPEN DOOR BUSINESS	1	2	0	0	0	0	0	0	0	0	0	0	3
OPEN DOOR RESDENCE	1	1	4	0	0	0	0	0	0	0	0	0	6
OPEN DOOR VEHICLE	8	1	3	0	0	0	0	0	0	0	0	0	12
ORDINANCE VIOLATION (SEE NOTES)	5	10	10	0	0	0	0	0	0	0	0	0	25
PANHANDLING	2	0	1	0	0	0	0	0	0	0	0	0	3
PARKING VIOLATION	35	53	53	0	0	0	0	0	0	0	0	0	141
PROPERTY DAMAGE	0	0	3	0	0	0	0	0	0	0	0	0	3
PROPERTY FOR DESTRUCTION	1	0	0	0	0	0	0	0	0	0	0	0	1
PUBLIC ASSISTANCE	3	7	4	0	0	0	0	0	0	0	0	0	14
PUBLIC CONTACT	303	220	222	0	0	0	0	0	0	0	0	0	745
PUBLIC WORKS CALL	4	1	1	0	0	0	0	0	0	0	0	0	6
REPOSSESSION	2	1	4	0	0	0	0	0	0	0	0	0	7
RESIDENT CHECK	14	17	19	0	0	0	0	0	0	0	0	0	50
SHOPLIFTING	4	0	5	0	0	0	0	0	0	0	0	0	9
SHOTS FIRED	1	0	1	0	0	0	0	0	0	0	0	0	2
SOLICITATION COMMERCIAL	1	0	2	0	0	0	0	0	0	0	0	0	3
SPEED ENFORCEMENT	0	24	36	0	0	0	0	0	0	0	0	0	60
SUICIDE ATTEMPT	3	0	2	0	0	0	0	0	0	0	0	0	5
SUSP CIRCUMSTANCES	7	6	8	0	0	0	0	0	0	0	0	0	21

Surfside Beach Police Department

CallType	January	February	March	April	May	June	July	August	September	October	November	December	Total
SUSPICIOUS PERSON	13	6	14	0	0	0	0	0	0	0	0	0	33
SUSPICIOUS VEHICLE	17	20	13	0	0	0	0	0	0	0	0	0	50
THREATS	0	0	1	0	0	0	0	0	0	0	0	0	1
TRAFFIC COMPLAINT	4	3	3	0	0	0	0	0	0	0	0	0	10
TRAFFIC CONTROL	4	5	3	0	0	0	0	0	0	0	0	0	12
TRAFFIC HAZARD	5	9	10	0	0	0	0	0	0	0	0	0	24
TRAFFIC STOP GOLF CART	3	3	8	0	0	0	0	0	0	0	0	0	14
TRAFFIC STOP VEHICLE	212	351	443	0	0	0	0	0	0	0	0	0	1006
TRANSPORT INMATE	0	0	1	0	0	0	0	0	0	0	0	0	1
TRESPASSING	8	10	11	0	0	0	0	0	0	0	0	0	29
UTILITY PROBLEM	3	0	3	0	0	0	0	0	0	0	0	0	6
WARRANT SERVICE	3	0	2	0	0	0	0	0	0	0	0	0	5
WEATHER ISSUE	0	4	0	0	0	0	0	0	0	0	0	0	4
WELFARE CHECK	14	14	17	0	0	0	0	0	0	0	0	0	45
Agency Total	1301	1404	1586	0	0	0	0	0	0	0	0	0	4291