



TOWN OF SURFSIDE BEACH  
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**TOWN COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS  
March 9, 2010 6:30 p.m.**

**AMENDED A G E N D A**

1. **CALL TO ORDER:** Mayor Deaton
2. **INVOCATION AND PLEDGE OF ALLEGIANCE**  
- TBA
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL** - Regular Meeting February 23, 2010
5. **PUBLIC COMMENTS** – On Agenda items only. Please address Council from the podium; 3-  
minutes per speaker
6. **COMMUNICATIONS**
  - a. Donnie Sliker 5 Years
  - b. Butch Packard 5 Years
  - c. Building Report
  - d. Public Safety Report
    - i. Police
    - ii. Fire
  - e. Administrators Report
    - i. Upcoming Census
7. **PRESENTATION**  
RFP for Restaurant at the Pier
8. **BUSINESS**
  - a. Second Reading Ordinance #10-0679: Amend Ordinance Chapter 9 Motor Vehicles  
and Traffic
  - b. Proclamation #10-69: Arbor Day
  - c. Decision Paper: Reappoint Evelyn Cockey to Election Commission
  - d. Decision Paper: Budget Amendment 10-4300-485 Contractual Services
9. **DISCUSSION**  
Personal fireworks: Councilman Childs
10. **PUBLIC COMMENTS**
11. **COUNCIL COMMENTS**
12. **ADJOURNMENT**



TOWN OF SURFSIDE BEACH ♦ TOWN COUNCIL CHAMBERS  
February 23, 2010 ♦ 6:30 P.M.

TOWN COUNCIL  
REGULAR  
MEETING MINUTES

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1. **CALL TO ORDER**

Mayor Deaton called the meeting to order at 6:30 p.m. Mayor Deaton, Mayor Pro Tem Truett and Councilmembers Blair, Johnson, Martin, Childs and Samples were present. A quorum was present. Staff present: Administrator Booth; Clerk, Pinnell; Finance Treasurer, Hursey; Special Events Coordinator, Ellis and Public Safety Director Christenson. Attorney Mr. Smith was also present.

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

Father Andrew Trapp from St. Michaels Church gave the invocation. Mayor Deaton led the pledge of allegiance.

3. **AGENDA APPROVAL**

Mr. Samples made a motion to move Discussion item "Court Judge" from Discussion to Business and make it item 7E. Mr. Truett seconded the motion. **All voted in favor. MOTION CARRIED.**

4. **MINUTES APPROVAL** – Regular meeting minutes January 26, 2010 and Workshop meeting held February 9, 2010. Mr. Truett made a motion to approve the minutes from January 26, 2010 and February 9, 2010. Mr. Johnson seconded the motion. **All voted in favor. MOTION CARRIED.**

5. **PUBLIC COMMENTS** Agenda items only, 3 minutes per speaker.  
There were no public comments.

6. **COMMUNICATIONS**

a. **Finance Report**

Mr. Booth reported that the town has gone through 10 of the 15 months; 33 percent is remaining and the town is online at 32 percent. In personnel it was anticipated that the town would lose a few people but due to the market the town has not lost anyone. The town has saved quite a bit in Workman's Compensation and he feels the town will make up the difference. There are a few employees that are looking to leave within the next few months and the town will try to manage this fund. Mr. Samples asked if the town is planning on having a post budget retreat briefing. Mr. Booth stated that there will be a meeting shortly after the March 1<sup>st</sup> workshop; possibly the 2<sup>nd</sup> or 3<sup>rd</sup> week in March. Mr. Booth stated that some things have changed a little since the budget retreat and staff is still looking at this. Mr. Samples asked Mr. Booth to go into more detail on the report under expenditures regarding salaries and benefits which are about 7 percent over. Mr. Booth stated that last year the town anticipated some attrition, specifically one person in dispatch and two people in Public Works but no one left and the town had made the decision that the town would not lay off or fire anyone. Mr. Booth stated that he does know that there are a few people who plan

52 on leaving in the next few months and the town will attempt to manage with that.  
53 In the meantime some of the costs have come down with Workman's Comp and  
54 the town revenues have gone up a little and Mr. Booth added that he does not see  
55 the budget being a problem. Mr. Samples stated that there were 5 ½ positions  
56 not previously budgeted and asked Mr. Booth to provide council with this list. It  
57 was confirmed that the current proposed budget does not anticipate any  
58 reductions of staff as the previous budget did. Positions for the current staffing  
59 level have been budgeted.

60  
61 **b. Public Works Report**

62 Mr. Booth reported that the dog park should be opening towards the end of the  
63 week; the town needs to hook up a water tap for the dogs. Mr. Childs stated that  
64 he spoke with Mr. Booth about placing some Leland Cypress or Red Tip to hide  
65 the chain link fence at the dog park; they are inexpensive shrubbery that will  
66 grow 12 to 18 feet. Mr. Booth stated that he spoke with Mr. Newell about this  
67 already and it should be coming in the next few weeks. Mr. Booth stated that the  
68 town is testing the soil to make sure that it will accommodate something that is  
69 fast growing. Mr. Martin stated that he went by the dog park and the signage is  
70 not up yet. Mr. Booth stated that it will be up prior to the park opening.

71  
72 Mr. Booth stated that he calls the contractors for the pier project every day; all of  
73 the equipment is at the pier but the contractors have not been. Mr. Booth added  
74 that he is currently looking at the contract and may hold out some money if he  
75 does not finish the project on time. Mr. Johnson stated that the town was assured  
76 that the work at the pier would be done by the 1<sup>st</sup> of March time and time again  
77 and asked what effect this will have on the businesses at the pier. Mr. Booth  
78 stated that it should have more of an effect on the town because of the fisherman.  
79 Mr. Booth stated that he is hoping that the overall project will take a month but  
80 putting in the pilings should not take long at all and therefore the contractor can  
81 work underneath and not bother anything. Mr. Booth confirmed that all of the  
82 businesses should be able to open and the work at the pier should not affect this.  
83 Mr. Booth confirmed that he will be out at the pier everyday to manage the  
84 project. Mr. Booth confirmed that he speaks to the contractor every day and he  
85 keeps assuring Mr. Booth that he plans on being there but Mr. Booth stated that  
86 he has been having problems showing up at the worksite and believes it is due to  
87 him having another large project he is currently working on and trying to finish  
88 up. Mr. Booth stated that the project was also delayed and modified due to the  
89 weight of the crane and Earthworks did correct this; they brought in additional  
90 timbers to distribute the weight. This set him back a week or so on the project.  
91 Mr. Samples asked if they were obligated contractually and Mr. Booth confirmed  
92 that he would be reviewing the contract.

93  
94 Mr. Booth reported that the town is currently working on 50/50 projects; they  
95 have four additional projects to do. Mr. Truett asked where the town stood in  
96 hiring a new Public Works Director. Mr. Booth stated that he is currently going  
97 through resumes and will begin in the next week setting up interviews. Mr.  
98 Booth stated that some of the 50/50 projects are major projects; they have been  
99 going well even though the weather has not been very good.  
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c. Recreation and Special Events Report

Mr. Booth reported that the town had a good event this past weekend and it was well attended. Mr. Booth stated that the town is currently working on the fields with the sports season coming up. They are building up the mounds and putting in more material and the town will be ready for the softball tournaments coming up. Mr. Booth reported that the next town event coming up is the Taste of the Town. Mr. Booth stated that the town also added a town garage sale which will be held in May. The town will begin advertising it soon.

d. Administrators Report

i. Update on Legislative Day

Mr. Booth stated that during Legislative Day it became apparent that the legislature does not have any money. Mr. Booth stated that is was good for council to let them know what the needs of the town are and remind them of who they represent.

ii. Special Workshop re: Business 17 on March 1, 2010 at 1:00 PM

Mr. Booth reported that he needed a consensus from council to hold a meeting on March 1<sup>st</sup>. The town invited the COG, the State and it should be a good workshop on how to move forward on Business 17. Mr. Childs made a motion to have a workshop on Monday March 1<sup>st</sup> at 1:00 PM to discuss the improvements needed on Business 17 in Surfside Beach. Mr. Samples seconded the motion. Mayor Deaton stated that he attended the GSATS meeting this week and it was basically a “rubber stamp” on all of the projects that have moved forward. Mayor Deaton added that they seemed to be open for discussion and the recommendation was to write a letter. The town is going to do something better than that and have a workshop on Business 17 and they invited the Chairman and Vice Chairman of GSATS and some COG members to attend so that the town can express their desires and needs. The 17 projects could cost as much as 30 million dollars a mile; there are other ways to do this and there are other options that can be explored but it is a starting process. **All voted in favor. MOTION CARRIED.**

7. BUSINESS

a. **Ordinance #10-0679: Amend Ordinance Chapter 9 Motor Vehicle and Traffic**

Mr. Booth stated that the staff is asking for a couple changes. These changes came from the budget workshop. The dates would be changed from March 15<sup>th</sup> to March 1<sup>st</sup> and would run to October 31<sup>st</sup> instead of September 30<sup>th</sup>. Also there are non-resident property owners who do not have registered cars in town; the town would like to offer these individuals a parking sticker for a cost of \$40.00. Currently a \$30 portion of car registrations for cars registered in town goes to the town. The ordinance also notes times would change to 7:00 AM to 7:00 PM. Mr. Samples made a motion to adopt 1<sup>st</sup> reading for the proposed ordinance changes. Mr. Childs seconded the motion. Mr. Johnson asked about section 9-16 (a) (1); the current license registration number was deleted and is replaced with decal number issued and asked why this was changed. Mr. Smith stated that

150 this was a staff recommendation. Mr. Johnson stated that this would enable  
151 someone to switch decals to other vehicles. Mr. Smith stated that he was not  
152 involved on the input regarding this. Mr. Booth stated that decals need to be  
153 adhered to the vehicles. Mr. Johnson stated that someone could give their decal  
154 to someone else. Ms. Hursey explained that the reason this was changed was that  
155 the line states that the said decal shall show this information and the decal never  
156 did show the current license or registration number; this information is kept but it  
157 is kept at town hall adding that individuals need to provide this as proof when  
158 they get their sticker and only one sticker is issued per person. Mr. Johnson  
159 asked why it was in there to begin with. Mr. Smith answered that as much  
160 information for the town as possible wanted to be kept. Mr. Booth stated that  
161 there had been occasions where individuals were issued parking tickets and that  
162 sticker was not registered to that vehicle; the town does check this out. **All voted**  
163 **in favor. MOTION CARRIED.**

164  
165 **b. Decision Paper: Choose Firework Vendor**

166 Mr. Booth reported that the town went out for bids again; the town did not have  
167 to but staff decided to try to get more for the town and they did. Mr. Booth  
168 stated that the town will also provide bathrooms and this years' event will be  
169 even better than last year. Mr. Childs asked to have a discussion item "personal  
170 fireworks" added to the next agenda. Mr. Samples made a motion to accept  
171 staffs' recommendation. Mr. Truett seconded the motion. Mr. Johnson asked  
172 Mr. Booth to describe the recommendation. Mr. Booth stated that the  
173 recommendation was to use the same company as the previous year, East Coast  
174 Pyrotechnics, and they will provide more for the next event. Mr. Truett stated  
175 that the previous year they provided 34 minutes of fireworks and asked how long  
176 the show would last for 2010. Mr. Booth stated that it would be longer and he  
177 would check on time. **All voted in favor. MOTION CARRIED.**

178  
179 **c. Decision Paper: Authorize Purchase of two additional pay stations for the**  
180 **pier parking lot**

181 Mr. Booth stated that there is money in this years' budget in the pier enterprise  
182 fund and would like to purchase two pay stations that collect both dollars and  
183 take credit cards. Mr. Truett made a motion to instruct the administrator to  
184 purchase the two new parking stations at a cost of \$27,538.41. Mr. Martin  
185 seconded the motion. It was confirmed that the current pay station at the pier  
186 parking lot would be moved to other parking areas and the new stations would be  
187 located at the pier parking area. Mr. Johnson asked Mr. Booth how he feels the  
188 parking stations have performed to date. Mr. Booth stated that tickets have been  
189 reduced by 50 percent and the revenue has increased by 30 percent. Mr. Booth  
190 added that this is how they should work and with the extended hours and dates,  
191 the fund, dedicated to purchase land, would increase. The town is currently  
192 looking to purchase land on 3<sup>rd</sup> and Willow and this will help with that purchase.  
193 **All voted in favor. MOTION CARRIED.**

194  
195 **d. Decision Paper: Go out for RFP for restaurant at pier**

196 Mr. Booth stated that the current lease is up in December and he has gone to the  
197 Charleston Recreation district to find samples. Mr. Booth stated that this is a  
198 small community and the public feels that the town is trying to push out the

199 current manager of the restaurant and this was never the intention; the intention is  
200 that “because we are a government agency we don’t have a choice and that was  
201 reaffirmed when I talked to the Charleston Recreation District and I got their  
202 RFP and that is what I presented to you, they have 15 years of experience where,  
203 truthfully, I would have one, so I have leaned on them in the last year for some  
204 advice and some of the things that they have found that they needed to change  
205 and had some problems with so they’ve been more than open with me and  
206 certainly have provided me some of the expertise I didn’t have, so what I  
207 presented to you basically is their RFP that our lawyer has changed around a  
208 little bit for your consideration.”  
209

210 Mr. Booth stated that the RFP is very detailed adding that council may not want  
211 the RFP to be as detailed. Mr. Johnson made a motion to defer this item until the  
212 next meeting due to the existing lease being over 60 pages long he feels that the  
213 council should not jump into this quickly adding that council had just received  
214 this information the past Friday and council should have more time to review it.  
215 Mr. Childs seconded the motion. Mr. Samples agreed with councilman Johnson  
216 and asked to not only defer this until the next meeting but for staff to present the  
217 package publicly so that “the process is transparent; everybody understands what  
218 the town wants since we’re going out for a request for proposal; what the basis  
219 for award will be, which I really think needs discussion and we have not had an  
220 opportunity to discuss it.”  
221

222 Mr. Samples stated that he feels an hour workshop at the next meeting may be  
223 needed. It was agreed to have a presentation in a workshop format. Mr. Booth  
224 stated that the RFP is 60 pages and is very detailed adding that he will go through  
225 each paragraph and define it; it will then be discussed and whatever changes  
226 council makes will be addressed and then it will come back to council again. Mr.  
227 Johnson amended his motion to this effect, which was to defer this discussion  
228 until the next meeting where there will be a presentation. Ms. Blair seconded the  
229 motion. **All voted in favor of the amendment.** Mr. Samples asked legal  
230 counsel “to investigate the feasibility of, we have a tenant who currently operates  
231 the restaurant, has for a couple of decades and, understands that because this is a  
232 public asset we have to go through this process but what I would like to  
233 determine is, if in fact, we could go through this ‘competitive process’ and at the  
234 end or prior to the end make an offer to the current tenant that says ‘this is the  
235 best the town is going to get, can you match it? Can you meet it?’”  
236

237 Mayor Deaton stated that this will be a legal question and Mr. Samples stated  
238 that he realized this and this was his request. Attorney Smith stated that this  
239 would involve a lot of research.  
240

241 Mr. Samples: “Ok, I’m sorry; I didn’t mean to ask that then. A lot of research.”  
242

243 Mayor Deaton: “Ok, we’ll back off that one. Ok, a lot of research on that one.”  
244

245 Mr. Samples: “He’s been there 22 years I thought I’d give him a chance ...”  
246

247 Mr. Smith asked for confirmation regarding the agenda for the following  
248 meeting. It was confirmed that there would be a presentation by staff with a  
249 more detailed explanation of what the lease and the RFP entails. Mr. Smith  
250 suggested to council “as you read the lease, not the RFQ, the actual lease . . .  
251 there are different kinds of contracts, this is an adhesion contract, it’s not a  
252 bilateral contract, it’s written that way; it’s written for the town. Imagine  
253 yourself buying a car, when you go into a car dealer and you buy the car you  
254 don’t get to say on the contract that you signed ‘I don’t like this line, change it or  
255 I won’t buy the car’, you may be able to negotiate the rate, the payment, some  
256 things like that but there’s certain language in this lease that protects the town  
257 and it needs to remain, so I’ll be happy to talk with you about that individually or  
258 as a group next time we come, as you read through it just understand it is  
259 designed to protect the town.” **All voted in favor. MOTION CARRIED.**  
260

261 **e. Court Judge**

262 Mr. Samples stated that he appreciated receiving the information that was in the  
263 council packet. Mr. Samples stated that this is in regards to the contract that the  
264 town has with Horry County for the services of the current judge. Mr. Samples  
265 stated that he reviewed the information provided and is quite satisfied that the  
266 town is getting a great deal. Mr. Samples made a motion to direct the  
267 administrator to work with Horry County to renew the contract for the services of  
268 the town judge. Ms. Blair seconded the motion. Mayor Deaton stated that he  
269 placed the item on the agenda for a different reason. Mayor Deaton stated that as  
270 the town has done with its banks, accountants, attorney and auditor he wanted to  
271 see the town follow policy and go out for RFQ and he wanted to suggest doing  
272 the same for the court adding that this had nothing to do with personalities or  
273 individuals or people currently sitting in the position; it had to do with policy.  
274 Mayor Deaton stated that he still felt that the town should take a good hard look  
275 at what the town policy is concerning the municipal court and what the town  
276 needs to do for the future. Mayor Deaton stated that he would like to review this  
277 and decide if any changes or improvements are needed adding that he was  
278 attempting to open up a dialogue in that direction and it has gone into a different  
279 direction with a contract and that he hoped that all contract would either go out  
280 for bids, RFQ’s (Request for Qualifications) or RFP’s (Request for Proposal)  
281 adding that it has been done on every other contract that the town holds and he  
282 feels it would be appropriate to follow town procedures, protocol and policies.  
283 Mayor Deaton stated that he hopes that if the town moves forward he hopes that  
284 it is in this direction.  
285

286 Mr. Samples stated that this is an intergovernmental agreement and is not a  
287 contract in a classic sense. Mr. Samples stated that the County has staff and has  
288 time and it is a good deal for the town and it has worked since he has served on  
289 council; he has never heard a complaint and believes this to be the most cost  
290 effective and effective manner to provide judicial services in Surfside Beach at  
291 this time. It was confirmed that the current contract has expired. Mr. Martin  
292 stated that the reason this was originally discussed was due to a question of the  
293 availability of the judge and the ability of the town to look at having someone  
294 available on a more frequent basis. Council did not have the information  
295 regarding the availability and the impact and council cannot make a decision



296 based on not having this information. Mr. Martin stated that this is a complex  
297 issue but at this point with the town being as small as it is he would have to go  
298 with the “stay with what you have” adding that with everything he has seen, the  
299 court currently works and it works well. Mr. Martin stated that this may be  
300 something to look into changing in the future as the town grows but right now the  
301 best thing to do is to continue the way it has been operating. Ms. Blair stated that  
302 she agrees with Mr. Martin and Mr. Samples adding that she has heard of no  
303 complaints and she checked with town hall and there are no recorded complaints.  
304 Ms. Blair stated that the current municipal judge is also a magistrate that gives  
305 the town ‘more bang for the buck’; this enables him to handle other warrants as  
306 well. **All voted in favor. MOTION CARRIED.**  
307

308 **8. DISCUSSION**

309 *Ordinance pertaining to committees*

310 Mr. Booth stated that the town has numerous amounts of committees with some being  
311 dictated by State law, such as the Planning and Zoning and Board of Appeals and the  
312 Stormwater Committee is dictated by the towns’ stormwater permit. The council needs  
313 to discuss other committees created by the town such as the Recreation Committee and  
314 the Beautification Committee. Mr. Martin stated that he would like to recommend  
315 deleting the Building Board of Appeals; to his knowledge from the time he has been on  
316 council it has met maybe once. Mr. Booth stated that this is another required board and  
317 the reason it has not met is because the town has not been experiencing the kind of  
318 building that had been done in the past. This is the board that a builder can go to if they  
319 disagreed with the interpretations of the building department. Mr. Smith asked if council  
320 had his opinion on boards and it was confirmed that council did have this opinion. Mr.  
321 Smith stated the council can abolish the construction board and act in their stead;  
322 individuals would appeal directly to council and this board is limited in scope. Mr.  
323 Booth stated that this has been his experience with prior councils who would adjourn  
324 and then become the other boards, perform the necessary business and then go back to  
325 being council. Mr. Martin stated that his recommendation would be to abolish this board  
326 and have it be handled by council. **There was consensus to abolish the board.**  
327

328 Mr. Samples stated that a few councilmembers have discussed this ordinance and it has  
329 been recognized that recently there has been trouble filling these committee vacancies.  
330 Mr. Samples stated that deleting the term limits was discussed and currently the  
331 ordinance states that no one can serve after 8 years on the same committee and Mr.  
332 Samples stated that he previously had a problem with people serving longer than 8 years  
333 but now he no longer feels the same way adding that he has served on council for 8 years  
334 and asked for other councilmembers input. Mr. Samples stated that the current  
335 ordinance also restricts individuals to serve on only one committee adding that the town  
336 has talented people in the town who have time to serve and expressed their desire to  
337 serve on more than one committee. Mr. Samples stated that he has no problem with this.  
338 Mr. Truett stated that this was discussed at the budget retreat and sees no harm for  
339 individuals to serve on more than one committee adding that there are some conflicting  
340 committees and this would not be allowed but for non-conflicting committees he saw no  
341 problem. Mr. Truett suggested combining 2-68 and 2-73, Beautification and Recreation  
342 Committees to become one committee. Mr. Martin agreed with Mr. Truett and added  
343 that he would suggest changing the required amount of people to serve to 5 members  
344 rather than 7. Mr. Martin stated that he supports term limits adding that it forces the



345 government of the town to get more people involved and the more people are involved  
346 the more they learn about the town. Mr. Martin stated that he is delighted that there are  
347 11 candidates running for council and hopes that those who do not make it on council  
348 will volunteer to be on a board or commission.  
349

350 Mr. Childs stated that he agrees with Mr. Samples and Mr. Martin but he does not  
351 believe in term limits; when someone's term is up council can choose to reappoint the  
352 individual or not and that would be the limit if someone was not working out adding that  
353 the town does not currently have a line of people waiting to get in. Mr. Childs agreed  
354 that individuals should be allowed to be on more than one committee but the town  
355 should be careful "if we do have people that want to get on and there's somebody that's  
356 taking up space on two committees, I think we ought to try to work somebody in and  
357 maybe have some way of working that where we don't have just one person waiting to  
358 get on the committee and we have somebody that's actually on two committees." Mr.  
359 Childs was not in favor of term limits. Ms. Blair agreed with a lot that had been said and  
360 agreed with Mr. Martin in that term limits forces the government to try to get more  
361 people involved but the town cannot force people to get involved; it is difficult to fill  
362 these positions at times. Ms. Blair stated that the council may look at the committees  
363 case by case and if a committee is filled with the same people for a long time and other  
364 individuals want to volunteer then it should be reviewed. Ms. Blair stated that she  
365 agrees with having members serve on more than two non-conflicting committees and  
366 also agreed that combining the two committees may work but she does not agree with  
367 reducing the number of members if they are combined. Mr. Johnson stated that he has  
368 no problem with residents serving on two individual committees; there are State  
369 mandated committees and commissions and there are other committees not State  
370 mandated; there were also committees that were not established by council and even if  
371 council did establish a committee he would agree with having Surfside Beach residents  
372 serve on two committees. Mr. Johnson stated that when he ran for town council "there  
373 was a situation in the Town of Surfside Beach where we had residents who were serving  
374 on committees for decades, not one decade, more than two decades." Mr. Johnson  
375 stated that he feels that the atmosphere in the Town of Surfside Beach has changed and  
376 he would like to believe that he, along with the current council and current committees  
377 had something to do with that change. Mr. Johnson stated that he feels that the  
378 committees and council have the Town of Surfside Beach in its best interest. Mr.  
379 Johnson stated that he once was for term limits and now he is not. It was confirmed that  
380 the consensus was no term limits, individuals can serve on two committees if they are  
381 non-conflicting or statutory.  
382

383 Mr. Samples stated that in the draft ordinance he would like to remove on page 3 of 9  
384 item C section 2-62; "except for councilmember's all other appointees shall be  
385 interviewed by the town administrator and one other staff member for suitability and  
386 review of credentials before appointment of town council." Mr. Childs stated that he has  
387 a substitute for that paragraph, "there should be a committee made up of three members  
388 of council to interview all applicants and report back to the full council with their  
389 recommendations; members shall serve only 12 consecutive months on the committee."  
390 Mr. Childs added that this would be done instead of staff and the administrator. Mr.  
391 Martin stated that he feels that council should just strike the paragraph. Mr. Booth stated  
392 that the town is trying to get people in and if they feel like their being interviewed for a  
393 job it may be difficult to get volunteers adding that it was suggested that staff would

394 assist with input on applicants and it was never the intent to interview the individuals.  
395 **There was consensus of council to strike the section.**  
396

397 Mr. Smith confirmed with council their input. It was to abolish number 5, combine 8  
398 and 2, and individuals can serve on multiple committees as long as they are non-  
399 conflicting statutory, strike 262 C and no term limits. Mr. Smith brought up 267 A  
400 which referred to the Accommodations Tax Committee and that these members do not  
401 have to be citizens of the town; they are individuals who serve in the hospitality  
402 industry. It was confirmed that the individuals would need to serve in the hospitality  
403 industry in Surfside Beach. Mr. Martin stated that he believes that members are not just  
404 from the hospitality industry but one represents the arts, one represents resident, etc. and  
405 asked Mr. Smith to check on this. Mr. Samples stated that where finances are discussed  
406 it appears that council would be encouraging the committees to be proactive in the town  
407 finances; section noted page 3 of 9 number 4 at the bottom. Mr. Samples stated that he  
408 does not want to encourage this adding that he was a former committee member; he does  
409 not want the committees to worry about town finances; council tasks committees to do a  
410 job and this job entails coming up with recommendations to present to council. Mayor  
411 Deaton stated that it would be helpful for staff to give recommendations to council on  
412 how to fund these recommendations. Mr. Samples stated that it is "very prescriptive in  
413 the ordinance as drafted, as to when they come up with their financial recommendations"  
414 and Mr. Samples would like to see this section stricken. Mr. Johnson asked for  
415 clarification whether the entire section A, B and C be stricken. Mr. Samples stated that  
416 he would like to see these all stricken explaining that a recent subcommittee created for  
417 Surfside Drive came up with a plan and then presented it directly to council and council  
418 had the opportunity to say "yes" or "no" and then it was decided to fund the project. Mr.  
419 Samples stated that the Stormwater Committee also had given their recommendations of  
420 a multimillion dollar stormwater project directly to council; the committee members  
421 become the experts to what they are proposing and it should be addressed before council.  
422 Mr. Samples stated that there was some confusion over the committee not approved by  
423 council. Mr. Samples stated that the Beautification Committee was a good thing to do  
424 but he thought that the perception by committee members was that they were allocated  
425 funds to control which they were not. Mr. Johnson stated that he would agree in deleting  
426 sections 263 number 4 A, B and C. Mr. Truett stated that he feels that established  
427 committees would present to council and council would decide if it should be done  
428 rather than budgeting amounts. Mayor Deaton stated that the budget process is extremely  
429 important and is probably the most serious responsibility that the council holds as  
430 elected officials and agrees that the process should go through council.  
431

432 **9. PUBLIC COMMENTS – Agenda Items only – 5 minutes per speaker**

433 *Judy Tuttle, 515 13<sup>th</sup> Avenue N.:* "As you know the town is having an election April the  
434 6<sup>th</sup>. On March the 28<sup>th</sup> there will be a candidates forum, 1:30 in the afternoon, here in  
435 councils chambers and I invite all the residents to mark their calendars because it  
436 promises to be a very productive and informative afternoon and if any of our residents  
437 have any questions or subject that they would like to be presented please feel free to  
438 contact me and again, it's March 28<sup>th</sup>, 1:30 in the afternoon here in council chambers.  
439 Thank you."  
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**Ron Saunders, 313 6<sup>th</sup> Avenue South:** “I’m sure that most of you are aware that there’s a letter circulating around our community questioning the integrity of our Director of Public Safety, the Captain, a Lieutenant and our police department and I remind you that it’s only accusations. Let me be the first to say that no accusations have been made against our rank and file police officers. Let it be known that they have shown great courage and honor and integrity especially in the last several months. We’re fortunate to have them working for our town. It’s important that you as a councilman or councilwoman watch very closely as the County Solicitor conducts his investigation into the past conduct of our top ranking officers. Please be watchful for threats and intimidation towards our police by their ranking officers. In fact, the ranking officers must be banned from the questioning of the police force on this subject while this investigation is underway for they, the top three officers, are suspect until the investigation is completed. This is a very serious matter and I understand that this is not the first time the accusations have been made about our public safety managers in the past year. Sometimes when there’s smoke there’s fire. It’s very important that we wait until we have the results of the upcoming investigations before condemning anyone but it’s also very important that no one interferes with those investigations. I asked each one of you to contact the Horry County Solicitor Greg Hembre and urge a speedy but thorough look into these accusations. I further encourage each of you to meet with Mr. Booth and one police officer at a time to ascertain and be certain that no police officer has been threatened or intimidated since the release of this letter. Thank you.”

**Bob Pflaum, 416 N. Ocean Blvd.:** “That’s the Floral Villa complex that is bordered by the swash between 3<sup>rd</sup> and 4<sup>th</sup> Avenue North. I’m just wondering if you’re aware there’s problems there that flows over into the property \*\*\* bulkhead and the situation is getting worse and worse as time goes on. I was wondering if any discussions are ongoing about taking care of the problem. Are you going to do anything about? Is there money coming in?”

Mayor Deaton instructed Mr. Pflaum to meet with Mr. Booth.

**Shelby Smith, 911 Cedar Drive North:** “The first thing I’d like to do is thank the town’s rescue squad. Two weeks ago we had the opportunity at 3:30 in the morning to use that rescue squad and in 10 minutes they were there and completely took care of my wife’s low blood sugar, 24, so I just commend everything I saw in that operation; it’s the first time I’ve ever had any opportunity to use our rescue squad and that performance was truly outstanding. I just have a few points this evening about leadership, direction and priorities and I’m hoping that the council can be more involved in continuing the direction of the town and setting priorities for operations and projects and I remember last Fall, Bob, Councilman Childs brought up the project management aspect of it and having priorities and target dates and I know you’re going through the budget process now and times are tight and I don’t know what’s in front of you, on your plates financially in terms of what that may mean, but things just seem to be taking so long. The pier repair, a year; the sign; I was up here in the Fall and I was talking about the sign in front of the pier. It doesn’t seem too complicated, in fact, I even submitted some numbers from a sign company just as one alternative input and it’s still bare down there. The committees, I guess it’s been three months or so and I know that you’re having difficulty finding volunteers. I certainly hope that at least one councilperson is going to

490 be on these committees because I think that involvement and direction will really help  
491 those committees and help the dialogue to the council. I think that would really be a big  
492 plus. The bidding process, you know, we've talked about that and how important it is.  
493 There are so many companies now that are hungry for work. You know the pencils are  
494 really sharp now on the bidding process; to give you an example, palm trees. I was at a  
495 committee; I was a member of the Beautification Committee and we talked about palm  
496 trees and these are Sable Palmetto Palms and I'd like to, again, just identify an excellent  
497 source in Florida who does palm trees, two or three thousand palm trees all over the  
498 State, the State of South Carolina is the biggest one; it's J&J Palms. At that committee  
499 meeting I broke it down into what was involved in bringing a trailer load of palms up  
500 here; 36 to 40 palms on a flatbed. The shipping cost is, it was then, \$990.00 and now it's  
501 \$960.00. The cost of the palms, the tree itself is \$70.00; we're putting the palms in now  
502 at \$195 and we're about ready to talk about doing palms for Ocean Blvd. and some of  
503 our other areas where it might take a lot of palms for the medians and for these other  
504 areas. I hope it does, it will really beautify the town. Installed, is a key word. It takes  
505 some time to put these trees in. I am told that an experienced person can put 20 palm  
506 trees, installed with two men, a bobcat with a tree loader, in a half a day, that's 40 a day;  
507 two men and a bobcat driver, so, picture this load coming up here, it's taken off the truck  
508 and put in, the root ball holds 3 foot wide, 2 foot deep. We already have the sandy soil,  
509 not a whole lot needs to be added to the hole so when you look at those components it  
510 works out to \$70 a tree with the freight, the \$960 breaks down to \$25, each tree and \$13  
511 for the labor; that's at 10 bucks an hour and there are a lot of people out there that, on  
512 outside, if we don't have the resources inside to do it, would gladly welcome that  
513 opportunity. This price might even be attractive to residents that might get involved in,  
514 maybe some for their yard to help beautify the town, anyway, it's just a possibility to be  
515 explored and that's all I would really like to see. So I'm going to write this up and just  
516 submit it to the town. Beautification, just so happy to hear that the medians are going to  
517 be looked at and we're going to have some beautification taking place in the median.  
518 About 2 years ago I went through town and, you know, I took a bunch of pictures, and  
519 we went through the different pictures and it had to do with the medians and several  
520 suggestions on there was how to improve upon the medians without maybe having  
521 millions of dollars per mile involved; maybe the improvement of the grass or trimming  
522 the grass to the edge of the road or fixing the holes, the potholes or putting stone in  
523 where the pipes are; just to enhance with beautification. We have, I don't know how  
524 many ball fields, tremendous ball fields; the grass is lush; there are no weeds. Maybe  
525 each ball field would represent square footage to medians. Why can't our medians look  
526 like Pawley's Island? Just some grass seeds, some chemicals and, again, if we have to  
527 go outside; whatever we have to do to get it done. Weeds; there's a manual process,  
528 when they're out there they need to be pulled. When the grass is growing where it  
529 shouldn't, it needs to be pulled, in the border. Water, if there's not water on the things  
530 and I proposed this last year to take it upon ourselves to get the water there, manually; if  
531 we have to do it manually if it doesn't rain, we want the beautification so I'm very  
532 encouraged that, you know, all of this and the budget process is going to take place this  
533 year and continue to take place. I went to the post office here Saturday and it's just a  
534 little sign out there underneath the post office, it's a US Post Office sign, it's about an 8  
535 foot square sign and there's just nothing there but weeds and trash and everything else in  
536 the signage. This wouldn't take a whole lot to fix that one little thing and if we fixed a  
537 whole lot of things like that and that's what some of the Beautification Committee was  
538 really doing; is identifying these opportunities, I call them, around town to little by little

539 just improve those kinds of things and I think it's really good if the business owners  
540 would step up and participate also, again, thank you very much and I look forward to  
541 this year."  
542

543 **Harry Kohlmann, 1610B S. Ocean Blvd:** "I am now the new Chairperson of the  
544 Concerned Citizens of Surfside Beach and I just want to read a definition. "Agenda: a  
545 catalogue of aims and goals" and if you're wondering why I'm telling you this is, just  
546 about everyone has an agenda, why is it when it is associated with the Concerned  
547 Citizens of Surfside Beach it has a negative connotation? We have been told by three  
548 different staff members that we have an agenda. In the past week my wife was told by  
549 an additional staff member that the group has a political agenda and therefore the  
550 Concerned Citizens of Surfside Beach was not allowed to have a booth at the BBQ Blue  
551 Grass Festival. She stated that on the festival guidelines that no political literature is  
552 allowed, it also stated that no raffles, but no one stopped the Shriners for selling their  
553 raffles for a golf cart or a Camaro, why? Who decides what the guidelines are and what  
554 is political or not? Is the Town Administrator the dictator who decides who can  
555 participate and who can't. As it states in section 5-11-40 of the South Carolina code, the  
556 Town Administrator is to assist the council and is subject to the direction and  
557 supervision of the council. Does this council condone the sensor of citizens in this town  
558 from voicing their mission and what we support at a town function? This is our mission  
559 'to preserve and enhance the small town atmosphere of Surfside Beach; to act as a strong  
560 community force to ensure that public opinion and sentiment is represented and acted  
561 upon by elected officials; to amplify the civic voice and ensure resident participation in  
562 saving the future of the town of Surfside Beach'. This is what we support which is  
563 negatively called our agenda by your staff. We support open dialogue and transparency  
564 between residents and the town councilmembers. We support a council form of  
565 government where a town administrator assists the council and is subject to the direction  
566 and supervision of the council. We support joint citizen council committees. We  
567 support competition in contracting. We support fiscal responsibility on the part of every  
568 town official and employee. We support and have respect for the integrity and the ethics  
569 of our police officers. We support the preservation of the small town and family  
570 atmosphere that is Surfside Beach. Radical and subversive ideas, I think not. Our  
571 members make up, the average age is 65 years old; the split male and female is 50/50.  
572 Most are college educated; most are retired; some have been or are still on your town  
573 committees, some have volunteered to help the town, beautifying the community,  
574 chamber of commerce surveys, man town booths and events. Some pick up litter on the  
575 beach 365 days a years, some have voiced their concern at meetings, some have not. All  
576 do not agree on every issue brought forth at the council meetings but all love living here  
577 and care deeply about this community. Why is the town administration so afraid of us?  
578 What are you trying to hide and what is it you are trying to get away with? Does the  
579 council support the administrators' decision in not allowing the group to have a booth at  
580 town functions? Does the council and staff feel intimidated because we have asked  
581 questions? As worded, your director stated in e-mail, if people feel intimidated about  
582 speaking at a town council with police present then maybe they should be, well, the  
583 same could be said about the council and the staff when they're questioned and they feel  
584 intimidated. We are a community group that is interested in what our town is doing.  
585 Some may call it a watchdog group and it is needed. It is needed because some of your  
586 staff have the attitude that because they're adults they don't need anyone watching them,

587 well, when somebody states this it means they don't want anyone watching them, it just  
588 makes people watch them even closer. Thank you."  
589

590 **10. COUNCIL COMMENTS**

591 **Mr. Childs:** "Mr. Smith, I am still a big supporter of a project director; I'm sorry it  
592 hasn't gone further than it has. The only other thing I'd like to say is everybody, I think  
593 big question everybody in town is what's going to happen to Business 17 through  
594 Surfside Beach. I know Ms. Tuttle, years ago talked about it at a budget retreat and I  
595 asked her at that time 'please don't drop that' and that's been from, I think, ten years  
596 ago, Judy, so we are going to have a workshop on March the 1<sup>st</sup> at one o'clock so I think  
597 everybody that has an interest in knowing what's going on or what can be done or  
598 hopefully be done in the future on Highway 17 Business running through town, certainly  
599 come to that workshop."  
600

601 **Mr. Samples:** "First, just to follow up on what councilman Childs was talking about, he  
602 and I attended last night, the public hearing, that was being held by the Grand Strand  
603 Area of Transportation Committee. There was a good turnout there and we wished we  
604 had more folks from Surfside Beach there but we did the best we could. I sort of owe  
605 Ron Ott, Chairman of the Board of Zoning Appeals or the Zoning Board of Appeals, an  
606 apology. The last council meeting I was real hard on the ZBA, as it's called, noting that  
607 the minutes which are on the website hadn't been approved in well over a year and in  
608 fact that's true but Ron pointed out to me that, in fact, part of the reason is we haven't  
609 staffed them, we haven't provided the necessary support to that committee and frankly  
610 that's one of those, it's established by State law and if it receives, the next step in the  
611 process after the Board of Zoning Appeals or the Zoning Board of Appeals takes action  
612 is the district court. We probably need to have a lawyer in, present, there, so, I would  
613 encourage we need to make sure we're providing the proper support to the committee so  
614 they can do their job. This is a little touchy but I'm concerned about letters that purport  
615 to be from the town asking for opinions from the Attorney General, when, in fact, this  
616 council has never, ever discussed the matters that are going to the Attorney General and  
617 frankly the way we find out about them is back channel. Somebody put them out.  
618 Recently, town council addressed a personnel matter, you all know what it was, we took  
619 the necessary action we needed to take; it was discussed with our counsel, with our legal  
620 counsel as to what the options were, and for, Mr. Mayor, for you to sign a letter to the  
621 Attorney General . . ."  
622

623 **Mayor Deaton:** "Mr. Samples, I'm going to caution you, please do not direct to an  
624 individual or a personality; that is against Roberts Rules and we have Roberts Rules, by  
625 ordinance in our town and that is a violation of Roberts Rules."  
626

627 **Mr. Samples:** "Thank you. Let me put it to you this way. I'm concerned about it.  
628 Council acted only after getting clear, unambiguous, legal advice from our counsel and  
629 so I would merely ask the question, what were you thinking when you signed the letter  
630 and who did you consult?"  
631

632 **Mayor Deaton:** "I'm not debating you, sir."  
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*Mr. Truett:* “Something that’s more pleasant. The Barbeque and Blue Grass Festival this past weekend, when our committee discussed this back in November we told everybody the weather was going to be good, so, you can thank the committee members of the Recreation for the weather, but, it was a beautiful day. I want to thank Debbie and MaryLynn and Micki for doing the advertising and all the staff. For a first time event it was very, very successful and I just want to let you guys know that there were 13 cook teams that prepared over 1,500 pounds of meat at the festival. They served over 2,500 sandwiches and drinks. The event raised over \$11,000 for the Shriners Hospital for the kids, so, pretty good. (There was some applause in the audience). I want to thank everybody for coming. Drive home safely.”

*Mr. Martin:* “Mr. Truett, I thought Debbie Ellis had a direct connection for good weather. That was a great event. Thank you. I don’t have anything to add, Mr. Mayor.”

*Mr. Johnson:* “Thank you ladies and gentlemen for coming out. We appreciate you being here and giving your input. I am sure that 99.9 percent of you are registered to vote in this town but if you’re not, time is a wasting. We do have an election coming up and I will say thank God I’m not running right now. Thank you.”

*Ms. Blair:* “Thank you, ditto on that. Thank you all for being here. I would take a moment to congratulate Councilman Childs. Last week several of us were in Columbia taking more classes with the Municipal Institute and he has completed his and graduated from the Elected Officials Institute so I want to congratulate him on that. Just so you’ll know, Councilman Johnson and I are one class behind, so, as soon as we get that we’ll walk that isle as well. The other thing is we do have the Census coming up and it is an important element of determining our population and the needs of that population and especially in this time when there’s so many questions about the makeup of our population; it’s more important than ever that you please, I encourage you to take part and to complete and mail back those forms between March 15<sup>th</sup> and April 15<sup>th</sup>. It’s one of the easiest ones ever. It’s only, I think 10 questions, it should take you no time to do it so I just encourage you to just take a few moments to do that and send that back in. Other than that, thank you all for coming and drive safely. See you next time.”

Mr. Truett made a motion to go into Executive Session. Mr. Martin seconded. **All voted in favor. MOTION CARRIED.**

**11. EXECUTIVE SESSION**

Mr. Truett made a motion to reappoint Ron Ott and appoint Arthur Chamberlain and Robert Blair to the Board of Zoning Appeals. Mr. Johnson seconded the motion. **All voted in favor. MOTION CARRIED.**

**12. ADJOURNMENT**

Mr. Truett made a motion to adjourn. Mr. Childs seconded the motion. **All present voted in favor. MOTION CARRIED.** The meeting was adjourned at 8:20 PM.

Approved: March 9, 2010

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Sharon Pinnell, Town Clerk



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K. Allen Deaton, Mayor

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Joseph P. Martin, Town Council

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Vicki W. Blair, Town Council

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James S. Truett, Mayor Pro Tem

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Douglas F. Samples, Town Council

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Mark L Johnson, Town Council

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Robert F. Childs, III, Town Council

**Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Clerk Pinnell . In accordance with FOIA, meeting notice and the agenda were faxed and/or emailed to local media and interested parties. A complete list is on file in the clerk's office. The agenda was posted on bulletin boards outside Council chambers and in the town hall reception area. Meeting notice was also posted on the town marquee. When \*\*\* is used a section of the transcription is inaudible.**

**TOWN OF SURFSIDE BEACH  
SURFSIDE BEACH, SOUTH CAROLINA**

*In recognition of*

**DONNIE SLIKER**

**Completing 5 years of  
dedicated, loyal service**

**February 16, 2005 to February 16, 2010**

**The Town commends your performance  
and thanks you for all your efforts on behalf  
of the Town of Surfside Beach and its  
citizens**

**Dated this March 9, 2010**

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**TOWN ADMINISTRATOR**

\_\_\_\_\_

**TOWN OF SURFSIDE BEACH  
SURFSIDE BEACH, SOUTH CAROLINA**

*In recognition of*

**BUTCH PACKARD**

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**Completing 5 years of  
dedicated, loyal service**

**February 28, 2005 to February 28, 2010**

**The Town commends your performance  
and thanks you for all your efforts on behalf  
of the Town of Surfside Beach and its  
citizens**

Dated this March 9, 2010

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**MAYOR**

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**TOWN ADMINISTRATOR**

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**TOWN OF SURFSIDE BEACH  
BUILDING AND ZONING REPORT  
02/01/2010 to 02/28/2010**

DESCRIPTION	PERMIT NUMBER	SQUARE FEET	VALUATION	PERMIT FEE
ACCESSORY BUILDING	1		20,000.00	165.00
ADDITION	4	2,936.00	257,680.00	1,661.20
ELECTRICAL	3		7,800.00	125.00
FIRE ALARM SYS. INSTALL	1		12,200.00	130.00
GENERAL REPAIRS	24		237,091.00	1,430.00
GRADE, LANDSCAPE, IRRIGATION	1		200.00	15.00
MECHANICAL	11		55,902.00	815.00
NEW CONSTRUCTION (RESIDENTIAL)	4	8,301.00	666,221.00	5,009.40
NEW RESIDENTIAL PLAN REVIEW	2	5,470.00		1,230.76
PAINT	1		3,800.00	30.00
STORMWATER PLAN REVIEW (COMMERCIAL)	2			1,800.00
PLUMBING	2		12,300.00	162.50
ROOF REPLACE OR REPAIR	9		56,966.00	615.00
SAFETY INSPECTION	1			40.00
SIGN INSTALLATION	4		18,278.00	202.50
STORMWATER MANAGEMENT	6			2,650.00
TREE REMOVAL	4		2,630.00	225.00
<b>TOTAL ALL:</b>	<b>80</b>	<b>16,707.00</b>	<b>1,351,068.00</b>	<b>16,306.36</b>
<b>CONTRACTOR BUS.LIC./NEW &amp; RENEWALS:</b>	<b>35</b>			<b>3,243.70</b>
<b>OFFICE CONSULTATIONS:</b>	<b>46</b>			
<b>PHONE CALLS:</b>	<b>244</b>			
<b>MEETINGS &amp; TRAINING:</b>				
P&Z				
Bldg. Officials Assoc. of Horry & Georgetown				
Coastal Code Enforcement Assoc.				
SC Labor, Licensing & Regulation Training				
<b>INSPECTIONS:</b>				
BOND BEAM	1			
CO	1			
CODE COMPLAINT	5			
CONSULTATION	4			
EXTERIOR STRAPPING	1			
FINAL	7			
FINAL ELECTRICAL	1			
FINAL MECHANICAL	6			
FINAL PLUMBING	4			
FOOTING	4			
FOUNDATION	8			
HOUSE WRAP	2			
INSULATION	15			
PICTURES	1			
POOL GROUNDING	2			
ROUGH ELECTRICAL	13			
ROUGH FRAMING	21			
ROUGH MECHANICAL	7			
ROUGH PLUMBING	8			
SAFETY	1			
SERVICE METER	1			
SHEATHING NAILING	2			
SLAB	2			
STOP WORK ORDER	1			
TEMPORARY SERVICE	10			
TREE	12			
UNDER SLAB PLUMBING	3			
WINDOW	2			
<b>TOTAL INSPECTIONS:</b>	<b>145</b>			

# Surfside Beach Public Safety Report

Director Andy Christenson

March 09, 2010



**“HONOR—COURAGE—COMMITMENT”**

# Surfside Beach Public Safety Report

March 09, 2010

Director: Andy Christenson

## Personnel

- Recently, Corporal James Bender and Patrolman Brian Clark attended the South Carolina Criminal Justice Academy and participated in Data Master Certification training. This training is a mandated training block as it pertains to operating the alcohol enforcement breath apparatus.
- Lieutenant Joe Maty has attended the monthly trainers meeting held at Coastal Carolina University. Multiple agencies attend in an effort to coordinate joint training efforts and share training related intelligence and material.
- Recently, we conducted an advanced weaponry training block. This training was held at the range in Georgetown County. This training included a vast array of various training scenarios, which deliver a variety of reactionary responses.

## Activity

- We have introduced our newly created Police Website. We have worked diligently to enhance the information provided to the public as it pertains to law enforcement and crime in and around our community. Please visit us at [www.surfsidebeachpolice.com](http://www.surfsidebeachpolice.com) or click on the “Police Blog” link on the left side of the Town website’s main page. Various sections of the site include: Home page, About Us, Contact Us, Crime Watch, **Weekly Reports**, Most Wanted, News Releases, Photo/Video Gallery, Services, and Trainers Corner. Additionally, we have provided various law enforcement related links for the convenience of our viewers such as Sex Offender Registry, Victims Assistance, and the Town of Surfside Beach. We have also included a live “Amber Alert Ticker”, “Interactive Map”, and an “Announcement and News” section.
- We concluded our work on the 2010/2011 annual budget. We look forward to the upcoming budgetary year.
- We provide a multitude of law enforcement presence for the annual 10K Race. Several Officers were required to maintain a safe environment for runners on our roadways.

- We provided law enforcement presence for the Blue Grass and Barbecue Festival. Corporal Travis Bailey was assigned as the Community Policing Officer and represented the Town as he patrolled throughout the crowd on the police bike. Additionally, other officers assisted with traffic control, while maintaining call response.
- We are actively involved in the annual training audit, property & evidence audit, and inventory & equipment audit.
- We are finishing up the annual employee evaluation process.
- We continue to see an increase in theft related criminal activity. We are combating this issue and strategically as possible, utilizing a variety of law enforcement techniques. *Recently during the hours of darkness, Patrolman Murray Black encountered an unknown white male at a vacant home in the Harbor Lights Subdivision. Black ended up in an altercation with the subject after attempting to gather his identity and him attempting to flee. Officer Black went to Waccamaw hospital and was diagnosed as sustaining a possible broken/fractured rib.* We are asking that everyone be aware and lock there cars and homes as well as take every precautionary measure possible to eliminate the potential of becoming a victim.
- We are actively involved in the preparation of several training regiments to include the Beach Services training (CPR, First Aid, Swimming, Ocean Rescue, four wheeler, and jet-ski). Additionally, we are preparing for the upcoming Parking Enforcement employees to return and begin getting the meters prepared for reimplementation. Also, Beach Patrol Officers will soon engage in their annual training regiment as it pertains to various certifications
- To highlight February 2010 activity, we have responded to and/or dealt with 11 animal calls, 15 disturbances, 07 disorderly subjects, 341 premises checks, 02 residential burglaries, 03 vehicle break ins, 36 suspicious persons, **308 traffic stops**, 16 public assist, 12 vehicle accidents, 41 alarm calls, 01-911 hang ups, 04 larceny's, 19 driving under suspensions, 07 driving under the influences, 08 no dl cases, and 55 seatbelt incidents. In total we responded to or dealt with 1298 incidents/issues. 79 prisoners came through our department. 27 Surfside Beach prisoners transported to J. Rueben Long and 16 Surfside Beach prisoners transported back and forth for bond hearings.
- In addition, **11 criminal cases** were opened and **05 warrants** were obtained by our criminal investigative unit, which consist of one (1) Detective during December 2009.
- Monthly Council Report—Monthly Investigative Report  
Monthly Victims Advocate Report



**ANDY CHRISTENSON**

Andy Christenson, Director  
Surfside Beach Department of Public Safety

Ac/ac  
x/file

**Surfside Beach Public Safety Department - Patrol Division**  
**Monthly Activity Report for February 2010**

WITH OR WITHOUT ARREST		WITH ARREST			
Fight	2	Speeding	IN 31	OUT 12	43
Assault	3	Driving Under Suspension			19
Animal Calls	11	Driving Under Influence			7
Warrant Service	10	Driving on Wrong Side of Highway			1
Civil Matter	3	Improper Turn			2
Disturbances	15	Careless Operation			1
Disorderly Subjects	7	Reckless Driving			4
Drug Law Violation	2	Driving without Lights			2
Foot Patrol	7	Improper Lights			5
Premises Check	341	Improper Lane Change			2
Missing Person	1	Failure to Yield Right of Way			5
Criminal Sexual Conduct	1	Stop Sign Violation			21
Burglary Attempt	2	Registration Violations			39
Burglary Business	2	Equipment Violation			1
Burglary Residence	2	No Proof of Insurance			21
Burglary Vehicle	3	Uninsured Vehicle			11
Fireworks	1	Allow Operation of Uninsured Vehicle			1
Vandalism	4	No SC Driver's License			8
Malicious Damage to Auto	3	No Driver's License in Possession			6
Malicious Damage to Residence	1	Failure to Change Address on Driver's License			2
Lost/Found Property	7	Violation of Driver's License Restrictions			2
Suspicious Circumstances	26	Violation of Seatbelt Law			55
Suspicious Person(s)/Vehicle(s)	36	Violation of Child Restraint Law			2
Traffic Stops	308	Golf Cart Violation			1
Traffic Complaints/Hazards	14	Harassment			1
Welfare Concern	3	Criminal Domestic Violence			1
Public Assist	16	Disorderly Conduct			3
Assisting other Agencies	12	Resisting Arrest			1
Information Calls	12	Trespassing			4
Open Door Residence	3	Loud Noise			2
Open Door Business	3	Open Container			7
Open Door Vehicle	1	Transporting Liquor with Broken Seal			1
Check Forgery	2	Minor in Possession of Beer			5
Credit/Debit Card Abuse	2	Supply Minor with Beer			1
Vehicle Accidents	12	Petit Larceny			4
Defraud Check	1	Shoplifting			2
Repossession/Towed Vehicle	2	Possession of Criminal Tools			1
Intoxicated Driver	4	Malicious Injury to Property			4
Intoxicated Pedestrian	1	Possession on Controlled Substance			1
Hit & Run Accidents	4	Simple Possession of Marijuana			8
Trespassing	1			<b>TOTAL</b>	<b>307</b>
Escorts	2				
Suicide Attempt	1				
Utility Dept Problem	1	<b>USE OF JAIL FACILITIES</b>			
Harassment Calls	3	Horry County Police Dept			34
Improper Parking	2	SC Highway Patrol & Other Agencies			5
Alarm Calls	41	Surfside Beach Police Dept			40
911 Hang-Ups	1			<b>TOTAL</b>	<b>79</b>
Shoplifting	1				
Stolen Property	4				
Breach of Trust	1	<b>Surfside Prisoners Transported to J. Reuben Long</b>			27
Radar/Traffic Control	16				
Decoy Vehicle	6				
Transport for Bond Hearing	16				
Medical Calls/Assisting Fire Dept	5				
<b>TOTAL</b>	<b>991</b>				

**INVESTIGATION CASE LOG****February 2010**

CASE #	TITLE	OPENED	STATUS	VICTIM(S)	SUSPECT(S)	Warrants
10000850	FTC-Theft	02/04/10	Inactive	Prisicilla Howall		
10000850	FTC-Theft	02/04/10	Inactive	Prisicilla Howall		
10000923	FTC-Theft	02/04/10	Inactive	Prisicilla Howall		
10001080	Poss Crim. Tools	02/04/10	Arrest	Society/ Public	Marshall Jones	1
10001079	Assault/ Battery	02/05/10	Inactive	Stephen Johnson		
10001136	FTC- Theft	02/10/10	Inactive	Edward Roias		
10001276	Violation Courtt	02/08/10	Inactive			
10001315	Forgery	02/10/10	Inactive	Carolina First		
10000233	B/E Auto	01/07/10	Active	Chris Strickland		
10001469	Accident	02/16/10	Inactive	Micheal Taylor		
10001353	Grand Larceny	02/11/10	Arrest	Kris Ray	Mike Maruca	2
9004923	Poss. Substance	05/18/09	Arrest	Society/ Public	Harvey Warlick	2
						Total
						5

Victims Advocate Monthly Report  
February 2010

VICTIM	CASE #	OFFENSE	DATE	MAILINGS
Ray, Kristine	10001353	Grand Larceny	2/10/2010	Letter sent - court
Lyndon, James	10001590	Burglary/Malicious Damage	2/15/2010	Letter sent
Mossburg, Cassie	10001547	Leaving Scene Attended Veh	2/15/2010	Letter sent
Beaver, Joe	10001130	Attempted Arson	2/5/2010	Letter sent
Johnson, Stephen	10001079	Simple Assault & Battery	2/3/2010	Letter sent
Crolley, Keith	10001491	Malicious Damage	2/11/2010	Letter sent
Conway, William	10001404	Burglary	2/11/2010	Letter sent
White, David	10001706	Harassment	2/19/2010	Letter sent - court
Taylor, Michael	10001469	Hit & Run	2/13/2010	Letter sent
Hunt, Bryan	10002062	AWIK & Kidnapping	2/28/2010	Letter sent - court
Pope, Ryan	9004303	Simple Assault & Battery	2/10/2010	court

TOTAL # VICTIMS	COURT	TRANSPORTS	TRAINING	MAILINGS
11	4	0	0	10

**Town of Surfside Beach Fire Division**

**Incident Type Report (Summary)**

Alarm Date Between {02/01/2010} And {02/28/2010}

<b>Incident Type</b>	<b>Count</b>	<b>Pct of Incidents</b>	<b>Total Est Loss</b>	<b>Pct of Losses</b>
<b>1 Fire</b>				
100 Fire, Other	1	1.85%	\$5,000	100.00%
1001 Mutual aid	1	1.85%	\$0	0.00%
	<b>2</b>	<b>3.70%</b>	<b>\$5,000</b>	<b>100.00%</b>
<b>3 Rescue &amp; Emergency Medical Service Incident</b>				
311 Medical assist, assist EMS crew	17	31.48%	\$0	0.00%
324 Motor Vehicle Accident with no injuries	2	3.70%	\$0	0.00%
	<b>19</b>	<b>35.18%</b>	<b>\$0</b>	<b>0.00%</b>
<b>4 Hazardous Condition (No Fire)</b>				
400 Hazardous condition, Other	1	1.85%	\$0	0.00%
444 Power line down	1	1.85%	\$0	0.00%
445 Arcing, shorted electrical equipment	1	1.85%	\$0	0.00%
	<b>3</b>	<b>5.55%</b>	<b>\$0</b>	<b>0.00%</b>
<b>5 Service Call</b>				
510 Person in distress, Other	1	1.85%	\$0	0.00%
520 Water problem, Other	1	1.85%	\$0	0.00%
531 Smoke or odor removal	2	3.70%	\$0	0.00%
554 Assist invalid	18	33.33%	\$0	0.00%
555 Defective elevator, no occupants	1	1.85%	\$0	0.00%
571 Cover assignment, standby, moveup	1	1.85%	\$0	0.00%
	<b>24</b>	<b>44.44%</b>	<b>\$0</b>	<b>0.00%</b>
<b>6 Good Intent Call</b>				
621 Wrong location	1	1.85%	\$0	0.00%
651 Smoke scare, odor of smoke	4	7.40%	\$0	0.00%
	<b>5</b>	<b>9.25%</b>	<b>\$0</b>	<b>0.00%</b>
<b>7 False Alarm &amp; False Call</b>				
7001 Smoke Scare	1	1.85%	\$0	0.00%
	<b>1</b>	<b>1.85%</b>	<b>\$0</b>	<b>0.00%</b>

**Total Incident Count: 54**

**Total Est Loss: \$5,000**

**Robert Packard**

---

**From:** "Fire Inspector" <fireinspector@surfsidebeach.org>  
**To:** "robert packard" <rpackard@surfsidebeach.org>  
**Sent:** Monday, March 01, 2010 9:04 AM  
**Subject:** February Report  
Chief,

Report for the month of February as follows:

Completed Inspections : 45

Pending Inspections : 72

Public Education: 1

Pre-Fire Plans: 0

Plan Review: 1

New Business inspections: 3

Closed / moved business: 4



United States\*  
**Census**  
**2010**

**Get counted.**  
It's confidential.

**Se contado.**  
Es confidencial.



IT'S IN OUR HANDS

**HORRY COUNTY!**



STATE OF SOUTH CAROLINA    )  
  )  
COUNTY OF HORRY            )  
  )  
SURFSIDE BEACH              )  
  )

AN ORDINANCE OF THE  
TOWN OF SURFSIDE BEACH  
TO AMEND CHAPTER 9  
MOTOR VEHICLES AND TRAFFIC  
ARTICLE I IN GENERAL  
SECTIONS 9-8, 9-10 AND 9-16

**WHEREAS**, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled,  
**NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS**, that Chapter 9 Motor Vehicles  
and Traffic, Article I, Sections 9-8, 9-10 and 9-16 shall be amended as set forth below:

**ARTICLE I. IN GENERAL**

**Sec. 9-1. Definitions.**

For the purposes of this chapter the definitions of the S.C. Code 1976, § 56-5-110 et seq., are hereby adopted and made a part of this Code.

(Code 1969, § 12-1; Ord. No. 09-0675, 7-14-09)

**Cross references:** Definitions and rules of construction generally, § 1-2.

**Sec. 9-2. Jurisdiction of municipal court.**

The municipal court may try and determine criminal cases involving violations of the provisions of this chapter or provisions of the Code of Laws of South Carolina 1976, relating to motor vehicles and traffic occurring within the limits of the town when the penalty prescribed by state law for such violations does not exceed thirty (30) days' imprisonment and/or a fine of five hundred dollars (\$500.00) plus fees and assessments. The municipal court may have trial jurisdiction over such criminal cases the same as magistrates. The municipal court may also have jurisdiction as prescribed by the South Carolina Supreme Court, consistent with state law.

(Code 1969, § 12-2; Ord. No. 93-0338, 10-19-93; Ord. No. 97-0400, 9-9-97; Ord. No. 09-0675, 7-14-09)

**Cross references:** Municipal court generally, Ch. 10.

**State law references:** Jurisdiction of municipal courts, S.C. Code 1976, § 56-5-6150.

**Sec. 9-3. Reckless operation of bicycles.**

It shall be unlawful for any person to operate any bicycle in the town in a reckless or dangerous manner.

(Code 1969, § 12-24; Ord. No. 09-0675, 7-14-09)

**Sec. 9-4. Standing, parking beside roadway for certain purposes.**

No person shall stand or park a vehicle alongside any roadway for the principal purposes of displaying it for sale or washing, greasing, or repairing such vehicle except repairs necessitated by an emergency.

(Code 1969, § 12-41; Ord. No. 09-0675, 7-14-09)

**Sec. 9-5. Blocking streets and alleys.**

No person shall stop, stand, or park any vehicle upon a street other than an alley, in such a manner or under such conditions as to obstruct the well-traveled portion of the roadway, except that a driver may stop temporarily during the actual loading or unloading of passengers or when necessary in obedience to traffic regulations or traffic signs or signals of a police officer. No person shall park a vehicle within an alley in such a manner or under such conditions as to leave available less than ten (10) feet of width of the roadway for the free movement of vehicular traffic.

(Code 1969, § 12-40; Ord. No. 09-0675, 7-14-09)

**Cross references:** Streets and sidewalks generally, Ch. 12.

**Sec. 9-6. Using vehicle for advertising.**

No persons shall operate or park on any street any vehicle for the primary purpose of advertising.

(Code 1969, § 12-22; Ord. No. 09-0675, 7-14-09)

**Sec. 9-7. No parking places.**

It shall be unlawful at any time for a person to permit any vehicle or trailer to stop, stand, or park in any of the following places, except when necessary to avoid conflict with other traffic, or in compliance with the direction of a police officer or traffic control device:

- (1) At any place where official signs prohibit parking.
- (2) On any sidewalk.
- (3) Within thirty (30) feet of any intersection not otherwise designated for parking.
- (4) At any place where a vehicle would block the use of a driveway or parking lot.
- (5) On any private property without consent of the owner.
- (6) Within fifteen (15) feet of a fire hydrant.

The provisions of this section shall apply to all off-street parking facilities owned or operated by the town. (Ord. No. 96-0382, 6-11-96; Ord. No. 01-0458, 4-10-01; Ord. No. 01-0460, 6-12-01; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-8. Definitions.**

For the purpose of this section, the following terms shall have the following meanings, unless the context indicates a different meaning is intended:

- (1) *Parking meter.* A mechanical device located upon a public street or in a place designated as a metered area hereafter defined, which device shall record a certain number of minutes by the use of a mechanism determining the period of time for which parking privileges may be extended to the person depositing a coin therein.
- (2) *Pay station.* "Parking pay station" means any mechanical or electronic device, except a parking meter, that requires a monetary payment in exchange for authorized parking in designated, public parking areas.
- (3) *Metered area.* A designated area where a parking meter is installed and where a vehicle may be temporarily parked and allowed to remain for the period of time indicated on the meter.
- (4) *Pay station area.* A designated area where parking is allowed upon payment of U.S. money resulting in the issuance of a voucher or receipt to be properly displayed on the vehicle and where a vehicle may be temporarily parked and allowed to remain for the period of time indicated on the voucher, receipt or mechanical pay station device.
- (5) *Dates and times of enforcement for meters and pay station areas only.* March 1st through October 31<sup>st</sup> annually, from the hours of 7:00 a.m. to 7:00 p.m., Monday through Sunday.
- (6) *Boot.* The term "Boot" means a device designated and manufactured to be attached to the wheel or tire of a vehicle to restrict the normal movement of a vehicle, as authorized by the town. The device shall also be referred to as an "immobilization device" or "immobilization equipment" or the use of this device as "immobilization" or "immobilized."

(Ord. No. 96-0385, 10-22-96; Ord. No. 01-0452, 3-13-01; Ord. No. 05-0571, 8-9-05; Ord. No. 06-0612, 11-28-06; Ord. No. 07-0619, 3-13-07; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-9. Charges.**

Hourly charges are hereby established at the rate of one dollar (\$1.00) per hour, and said charges are subject to annual review by town council.

(Ord. No. 96-0385, 10-22-96; Ord. No. 06-0612, 11-28-06; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-10. Method of using; failure to deposit coins or pay at pay station.**

(a) The owner or operator of any vehicle, upon entering a parking meter space where a parking meter is installed, shall immediately deposit a coin of the United States in the parking meter within that parking space, and shall operate the meter in accordance with the instructions thereon. The deposit of a coin in a meter will permit the parking of that vehicle for a period of time indicated by the meter.

(b) The owner or operator of any vehicle, upon entering a parking lot or area where a pay station is installed shall immediately deposit some form of accepted United States payment whether it be by cash or by bank or credit card into the pay station within that parking lot area or any other town designated pay station within town and shall follow the instructions of that pay station and leave, in plain sight, a parking voucher or receipt on the dashboard of parked vehicle.

(c) It shall be unlawful for any person to park any automobile, vehicle, trailer or obstruction of any kind within that marked parking space or parking lot where a parking meter or pay station is installed without depositing a coin or providing a payment voucher from a town-designated pay station for the time the vehicle shall be so parked in the parking area. The owner of the vehicle parked in violation of this section shall be responsible for the violation thereof.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-11. Parking within marked spaces.**

It shall be unlawful for any person operating any vehicle to stop, stand or park that vehicle on any of the streets or parking areas of the town where any parking meter or pay station may have been installed and where parking spaces are provided therefore, except within the limits so provided by the marked areas.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-12. Overtime parking.**

It shall be unlawful for any person, having deposited a coin or other accepted payment of the United States in a parking meter or pay station and having parked a vehicle within a metered space adjacent to a parking meter or a space designated and controlled by a parking station to permit his vehicle to remain in that parking area for a period longer than the time for which that coin or payment had been deposited in that parking meter or pay station.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-13. Use of slugs, etc., prohibited.**

It shall be unlawful to deposit or cause to be deposited in any parking meter or pay station in the town, any substitute or device of any nature or description for any coin of the United States.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-14. Injuring or tampering with meters.**

It shall be unlawful for any person to deface or tamper with, damage, open, break, destroy or impair the usefulness of any parking meter or pay station installed pursuant to this chapter.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-15. Interpretation of chapter.**

Nothing contained in this division shall be constructed to permit the parking of vehicles in those spaces where parking is prohibited.

(Ord. No. 96-0385, 10-22-96; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**Sec. 9-16. Decals and exemptions.**

(a) *Decal issued for full time resident vehicles not including golf carts.* All persons residing within the corporate limits of the town shall be entitled to one (1) free decal per vehicle, to be issued by the town, upon verification of current vehicle registration. Such decal will be placed on the lower left corner of the rear window on the driver's side of the vehicle. The decal shall be valid for the calendar year in which issued. Said decal will show:

- (1) Decal number issued.
- (2) Year for which decal is valid.

Such decal shall allow a resident to park free of charge in metered or pay station areas.

(b) *Decal issued for non-resident residential owner vehicles not including golf carts.* All non-resident residential property owners within the corporate limits are entitled to purchase one (1) decal per vehicle for the sum of forty dollars (\$40.00) each, upon verification of proof of property ownership. Such decal will be placed on the lower left corner of the rear window on the driver's side of the vehicle. The decal shall be valid for the calendar year in which issued. Said decal will show:

- (1) Decal number issued.
- (2) Year for which decal is valid.

Such decal shall allow a non-resident residential property owner to park free of additional charges in metered or pay station areas.

(c) *Decal issued for golf carts only.* All persons owning golf carts within the corporate limits of town shall register their golf cart with the town police department for a fee of two dollars (\$2.00). This fee will include a decal that is valid for two (2) years from the date of issue and will be placed on the golf cart by the police staff. Such decal shall allow registered golf carts to park free in golf cart only designated parking areas. The issued decal will show:

- (1) Registration number.
- (2) Years for which decal is valid.
- (3) Golf cart rules.

(d) *Disabled veterans and Purple Heart recipients are exempt from parking fees.* When a vehicle displays a disabled veterans or Purple Heart license plate issued by the Department of Motor Vehicles or appropriate authority.

(e) *Handicapped persons are exempt from parking fees.* When a vehicle displays a handicapped license plate issued by a proper authority, or a handicapped windshield hanger, either the driver of or a passenger in a vehicle displaying a handicapped license plate or windshield hanger must be a "handicapped" person.

(f) *Employees.* Every town employee shall be entitled to one (1) decal, which will allow the employee to park free of charge in metered areas subject to conditions set forth hereinabove in paragraph (a) and other applicable ordinances. Employee shall present his or her employee identification card along with the vehicle registration for the vehicle on which the decal will be applied.

(Ord. No. 96-0385, 10-22-96; Ord. No. 93-0396, 5-27-97; Ord. No. 01-0452, 3-13-01; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

**State law references:** Similar provisions, S.C. Code 1976, § 56-5-2585.

**Sec. 9-17. Penalties.**

(a) *Violations.* Any person who violates any provision of this chapter or fails to comply with any of the requirements herein shall be guilty of a civil infraction and shall be subject to a fine of twenty-five dollars (\$25.00). If a violator fails to pay the fine within thirty (30) days of the issuance of the citation, then the town may invoke any remedy permitted by law for debt collection, including but not limited to, vehicle impoundment or immobilization. Each day of a continuing violation of this article shall be considered a separate and distinct offense and may result in cumulative fines. When the owner of a vehicle, or his agent, makes proper payment of a parking violation within thirty (30) days of issuance of the citation, there will be no increases in the twenty-five-dollar fine assessed. On the fifteenth day after issuance, the fine will increase to seventy-five dollars (\$75.00).

(b) Violations shall be issued on a uniform ordinance summons or a parking violations notice.

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

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

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

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

(g) Violators shall not be subject to incarceration.

(h) *Towing and booting.* Whenever there is found any motor vehicle upon the public streets or highways, or upon the town rights-of-way, property or parking lots, with an assessed fine of seventy-five dollars (\$75.00) or more violations, the vehicle may be towed and/or booted/immobilized, under the direction of the public safety department.

(i) *Release of vehicles.* The owner of such towed and/or booted or immobilized vehicle shall pay the fines owed on the vehicle at the municipal court or such other place as indicated on the issued citation; and the current tow rate and any storage rate assessed by the tow agency prior to getting the vehicle released.

(j) *Written notice.* A written notice shall be sent to the registered owner of the vehicle after thirty (30) days of issuance of the parking ticket if it has not been paid.

(Ord. No. 97-0398, 7-8-97; Ord. No. 05-0563, 6-28-05; Ord. No. 06-0612, 11-28-06; Ord. No. 07-0615, 2-27-07; Ord. No. 09-0656, 3-10-09; Ord. No. 09-0675, 7-14-09)

Secs. 9-18--9-22. Reserved.

**Ordinance No. 10-0679**  
**First Reading: 02/23/10**  
**Second Reading: 03/09/10**

**BE IT ORDERED AND ORDAINED** by the Mayor and Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this \_\_\_\_\_.

\_\_\_\_\_  
K. Allen Deaton, Mayor

\_\_\_\_\_  
Vicki W. Blair, Town Council

\_\_\_\_\_  
Joseph P. Martin, Town Council

\_\_\_\_\_  
Robert F. Childs III, Town Council

\_\_\_\_\_  
Douglas F. Samples, Town Council

\_\_\_\_\_  
James S. Truett, Mayor Pro Tem

\_\_\_\_\_  
Mark L. Johnson, Town Council

Attest:

\_\_\_\_\_  
Sharon Pinnell, Town Clerk

1st Reading: 02/23/10  
2nd Reading: 03/09/10



# Proclamation

STATE OF SOUTH CAROLINA ) PROCLAMATION #10-69  
 ) TO RECOGNIZE  
 COUNTY OF HORRY ) ARBOR DAY  
 ) IN THE TOWN OF  
 TOWN OF SURFSIDE BEACH ) SURFSIDE BEACH

**WHEREAS**, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

**WHEREAS**, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

**WHEREAS**, Arbor Day is now observed throughout the nation and the world; and

**WHEREAS**, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife; and

**WHEREAS**, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

**WHEREAS**, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

**WHEREAS**, trees, wherever they are planted, are a source of joy and spiritual renewal; and

**WHEREAS**, the Town of Surfside Beach observed Arbor Day on November 17, 2009 with an educational program given to employees to enhance their knowledge of the importance of trees.

**NOW, THEREFORE**, I, K. Allen Deaton, Mayor of the Town of Surfside Beach, do hereby proclaim the importance of the observance of

## Arbor Day

In the Town of Surfside Beach, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Dated this 9<sup>th</sup> Day of March, 2010.

\_\_\_\_\_  
 Mayor K. Allen Deaton

Attest:

\_\_\_\_\_  
 Sharon Pinnell, Town Clerk



## DECISION PAPER FOR COUNCIL CONSIDERATION

Meeting Date: March 9, 2010

Prepared by: Sharon Pinnell

Agenda Item: 8C

Date: March 4, 2010

Subject: Reappoint Evelyn Cockey to the Election Commission

### **Background:**

It was originally noted on a spreadsheet in Clerks office that the term of Evelyn Cockey would end in June 2010 this was found to be an error. Review of town records indicated that Ms. Evelyn Cockey was appointed in June 2004 to the Election Commission which would have meant that her term had, in fact, expired in June of 2008. Evelyn Cockey had agreed to serve another term. Council needs to reappoint Ms. Evelyn Cockey for another 4 year term to end 2014.

### **Recommendation:**

Reappoint Ms. Evelyn Cockey to the Election Commission.

## DECISION PAPER FOR COUNCIL CONSIDERATION

Meeting Date: 09 March 2010

Prepared by: Andy Christenson

Agenda Item: 8D

Date: 03-05-10

Subject: Budget Amendment 10-4300-485 Contractual Services

### **Background:**

During the current fiscal year, two juvenile males were arrested and charged with Burglary 1<sup>st</sup> Degree. Both juvenile males are being charged as adults, however must be housed as juveniles at the South Carolina Department of Juvenile Justices housing facility in Columbia, South Carolina. The Department of Juvenile Justice charges 50.00 per day per juvenile. One juveniles stay was sixty eight and one half day or \$\$\$3,425.00. The second juveniles stay was forty and one half days or \$2,025.00. The total billing from the Department of Juvenile Justice is \$5,450.00.

The budgeted line item #10-4300-485 is titled as Contractual Services and contains a variety of services including prisoner housing, leases, subscriptions (accurent background checks), voice recorder service and maintenance, Grayco jail locking mechanisms service and maintenance, and annual law enforcement Network services.

As of this date, within the dynamics of prisoner housing we have receivables totaling \$12,757.50. We have paid out \$3,788.75. With the budget amendment of \$5,450.00 we will have paid out a total of \$9,238.75 leaving a positive balance of \$3,518.75.

Note: These charges were unexpected are considered as non recurring fees. However, the potential for unexpected charges in the future will always exist.

### **Action:**

Staff recommendation: To amend the Budget line item # 10-4300-485-Contractual Services by adding the \$5,450.00 needed for payment to the South Carolina Department of Juvenile Justice for the housing of two juveniles, both charged with Burglary 1<sup>st</sup> Degree.

Reviewed by:

S C DEPARTMENT OF JUVENILE JUSTICE  
P O BOX 21069  
COLUMBIA SC 29221

INVOICE  
Number: 17104  
Date: 01-22-10  
Page: 1

Sold To: \*\*\*\*\*IDE MN  
TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096

Ship To:  
TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096

Ordered By:  
Order #:  
Ship Via:  
Terms: DESTINATION  
Shipped: 01-22-10

For questions regarding this invoice  
contact Cynthia Smith at 803-896-  
4757

Accounting Information:  
00000 XH01 44702 2075.00

Units	UOM	Commodity Description	Each	Total
10.5	DAY	[REDACTED] 12/1-12/11/09	50.00	525.00
31	DAY	[REDACTED] 12/01-12/31/09	50.00	1550.00

INVOICE TOTAL..... 2075.00

Make check or money order payable to : SC Department of Juvenile Justice.  
Attach a copy of this invoice to your payment to assure proper credit.  
Mail to the attention of Fiscal Affairs at the above address.  
DO NOT SEND CASH

S C DEPARTMENT OF JUVENILE JUSTICE  
P O BOX 21069  
COLUMBIA SC 29221

INVOICE  
Number: 17188  
Date: 02-01-10  
Page: 1

Sold To: \*\*\*\*\*IDE MN  
TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096

Ship To:  
TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096

Ordered By:  
Order #:  
Ship Via:  
Terms: DESTINATION  
Shipped:

For questions regarding this invoice  
contact Cynthia Smith at 803-896-  
4757

Accounting Information:  
00000 XH01 44702 375.00

Units	UOM	Commodity Description	Each	Total
7.5	DAY	[REDACTED] M 1/1-1/8/10	50.00	375.00

INVOICE TOTAL..... 375.00

Make check or money order payable to : SC Department of Juvenile Justice.  
Attach a copy of this invoice to your payment to assure proper credit.  
Mail to the attention of Fiscal Affairs at the above address.  
DO NOT SEND CASH

S C DEPARTMENT OF JUVENILE JUSTICE  
P O BOX 21069  
COLUMBIA SC 29221

INVOICE  
Number: 17021  
Date: 12-17-09  
Page: 1



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Sold To: \*\*\*\*\*IDE MN  
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TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096  
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Ship To:  
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TOWN OF SURFSIDE BEACH  
N. FERGUSON, ADMINISTRATOR  
115 US HIGHWAY 17 NORTH  
SURFSIDE BEACH SC 29575-6096  
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Ordered By: XH01  
Order #: XH01-44702  
Ship Via:  
Terms: DESTINATION  
Shipped:  
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For questions regarding this invoice  
contact Bonnie Martin at 803-896-  
5647  
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Accounting Information:  
00000 XH01 44702 3000.00  
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.Units	UOM	..Commodity Description.....	.....Each	....Total
30	DAY	 10/31-11/30	50.00	1500.00
30	DAY	 M 10/31-11/30/09	50.00	1500.00

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INVOICE TOTAL..... 3000.00  
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Make check or money order payable to : SC Department of Juvenile Justice.  
Attach a copy of this invoice to your payment to assure proper credit.  
Mail to the attention of Fiscal Affairs at the above address.  
DO NOT SEND CASH  
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FY 2009-2010

TOWN OF SURFSIDE BEACH  
 DETAIL ACCOUNT INQUIRY BY ACCOUNT NUMBER

04/01/2009 TO 06/30/2010

			BUDGET	YTD AMT	ENC AMT	REM BAL	
10-3500-235 MISC INC - PRISONER HOUSING			18,000.00	-12,757.50	0.00	5,242.50	
<u>DATE</u>	<u>MOD</u>	<u>REFERENCE</u>	<u>JE # or VOUCHER#</u>	<u>CHECK#</u>	<u>DEBIT</u>	<u>CREDIT</u>	<u>BALANCE</u>
		BALANCE FORWARD					0.00
05/15/2009	CA	DEP 8605				1,522.50	-1,522.50
08/05/2009	CA	DEP 9032				3,307.50	-4,830.00
09/14/2009	CA	DEP 9235				1,470.00	-6,300.00
09/28/2009	CA	DEP 9300				1,032.50	-7,332.50
10/19/2009	CA	DEP 9372				1,015.00	-8,347.50
11/30/2009	CA	DEP 9490				1,645.00	-9,992.50
01/12/2010	CA	DEP 9588 NOVEMBER 2009				822.50	-10,815.00
01/27/2010	CA	DEP 9635				875.00	-11,690.00
02/16/2010	CA	DEP 9685				1,067.50	-12,757.50
					0.00	12,757.50	
					0.00	12,757.50	

### ARTICLE III. OFFENSES AGAINST THE PEACE\*

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**\*State law references:** Offenses against the peace, S.C. Code 1976, § 16-7-10 et seq.; authority to adopt ordinances preserving peace and good order, S.C. Code 1976, § 5-7-30.

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#### Sec. 8-36. Fireworks.

- (a) It shall be unlawful for any person to use, fire, shoot, or discharge fireworks without permission from the town council or to sell, offer for sale, store, exchange, give away, or possess any type of fireworks within the limits of the town, except on the fourth day of July only on which date fireworks may be discharged in the area between the mean high water mark eastward to the Atlantic Ocean.
- (b) The town council may authorize public displays, provided such display is conducted in accordance with the laws of the state and the state fire marshal's rules and regulations or any federal laws or regulations governing fireworks. All details regarding the proposed display should be presented to the town council at least thirty (30) days prior to the proposed date of display.
- (c) Any person or business that causes a fire by the selling or using of fireworks within the town, whether permitted or prohibited herein, shall be responsible for all fire suppression costs and any other damages resulting from damage caused by fire.
- (d) The fire chief, town police or any persons designated by the town administrator as a code enforcement official is authorized to enforce the provisions of this article.
- (e) Any person, firm, association, partnership, or corporation, who violates the provisions of this section shall appear in the town's municipal court and be subject to a civil offense fine of not less than one hundred dollars (\$100.00), nor more than five hundred dollars (\$500.00), plus any applicable local, state or federal assessments.
- (f) Violations shall be issued on a uniform ordinance summons.
- (g) Violators shall have a right to a jury trial upon proper request.
- (h) Violators shall be subject to set-off debt process and failure to pay or appear may result in a non resident violator compact (NRVC) notice for South Carolina licensed drivers.
- (i) Violators shall not be subject to incarceration.
- (j) In addition to the fines established by this section, repeated violations of this article by a person who owns, manages, operates, or otherwise controls a public place or place of employment may result in the suspension or revocation of any occupancy permit or business license issued to the person for the premises on which the violation occurred.
- (k) Violation of this article is hereby declared to be a public nuisance, which may be abated by the town by restraining order, preliminary and permanent injunction, or other means provided for by law, and the town may take action to recover the costs of the nuisance abatement.

(Code 1969, § 14-31; Ord. No. 02-0480, 6-24-02; Ord. No. 09-0673, 6-9-09)

**Cross references:** Fire department, § 11-26 et seq.

**State law references:** Fireworks, S.C. Code 1976, § 23-35-10; local permit required, S.C. Code 1976, § 23-35-60.