



TOWN OF SURFSIDE BEACH ♦ TOWN COUNCIL CHAMBERS
March 22, 2011 ♦ 6:30 P.M.

TOWN COUNCIL
REGULAR COUNCIL MEETING

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

1. **CALL TO ORDER**

Mayor Deaton called the meeting to order at 6:30 PM. Mayor Deaton, Mayor Pro Tem Childs and councilmembers Blair, Smith, Dodge, Samples and Johnson were present. There was a quorum. Staff present: Administrator Duckett; Deputy Administrator, Fellner; Clerk, Pinnell; Police Chief, Frederick; Finance Treasurer, Hursey; Public Works Director, Adair and Events Supervisor, Ellis. Attorney Mr. Moss was also present.

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

Pastor John Flowers of Harbor Baptist Church gave the invocation and Mayor Deaton led the pledge of allegiance.

Mayor Deaton stated that this is a business meeting on behalf of the Town of Surfside Beach. The objective tonight is to conduct business on behalf of the residents of Surfside Beach. Mayor Deaton stated that Council is up here tonight to represent the entire Town of Surfside Beach adding that everyone's cooperation is appreciated. The Council has adopted the Roberts Rules of order by ordinance which means it is a law. If anyone violates Robert Rules then they are, therefore, in violation of the ordinance of the Town and asked everyone to please respect this. Mayor Deaton stressed that Council is not here for entertainment; they are here to conduct the Towns' business.

3. **AGENDA APPROVAL**

Mr. Smith made a motion to approve the agenda. Mr. Childs seconded the motion. **All voted in favor. MOTION CARRIED.**

4. **MINUTES APPROVAL** - Special Meeting March 4th, 2011 and the Regular Meeting held March 8th, 2011 (*date corrected from March 22, 2011 typo on agenda*). Mr. Johnson made a motion to approve the special meeting minutes March 4th. Mr. Smith seconded the motion. **All voted in favor. MOTION CARRIED.** Mr. Samples made a motion to adopt the minutes (March 8th, 2011) as written. Mr. Childs seconded the motion. **All voted in favor. MOTION CARRIED.**

5. **PUBLIC COMMENTS- Agenda Items only 3 minutes per speaker**

Elena Nicholas, Some Gave All Antiques and Consignments, 1510 Highway 17 N.: "I'm just here again to request, I know that you're considering changing the amount of outside sales that we can have and the amount of days for, I think, six sales for sixty days where it was four before for seven which I think was twenty eight, anyway, I'm requesting that we be allowed to do twelve a year at five days which helps; my store is only open five days a week. I did have a sale a week ago Saturday, I did pay for a permit and I put an ad in the paper and on Friday and Saturday a week ago I had, between those two days, I probably had three hundred and fifty people in my store

51 and when I don't have stuff outside and don't have a sale I probably have twenty to
52 thirty, so, that's my request. Thank you very much."

53 **Debra Hermann, 11 North Cedar Drive:** "I just have a question about the minutes
54 that were approved. Today is March 22nd, did the Council have a regular meeting
55 earlier today that was done because the minute approval was for March 22nd as well.
56

57 **Mayor Deaton:** "That may be a typo ma'am. I'm sorry."
58

59 **Ms. Hermann:** "Just for the record that might need to be noted. Thank you."
60

61 **6. COMMUNICATIONS: Presented by Administrator Jim Duckett**

62 **a. Employee Recognition:** Ben Johnson, Sanitation Department, 30 years
63 Ben Johnson was recognized for 30 years of service.
64

65 **b. Finance Report**

66 Mr. Duckett reported on taxes. Real estate, personal property and vehicle tax
67 collections from Horry County for February were up about 12 percent. Year to
68 date collections are down about 4 percent from last year; the decrease is mainly
69 attributable to property tax assessment protests. Enterprise funds: Sanitation year
70 to date revenue increased 2 percent from last year. There will be a budget retreat
71 held the 24th and 25th of March at the Santee Cooper Wampee Conference Center.
72 Directions are available here tonight or they can be received by clicking on the
73 item on the calendar on-line. Mr. Samples stated that later this evening Council
74 will need to make a decision on paving and asked Ms. Hursey how much money
75 the Town has available for road maintenance. Ms. Hursey stated that the Town
76 has reserved, in part of the fund balance, approximately \$545,000 which is
77 available. Ms. Hursey stated that \$160,000 has been budgeted for the year. Mr.
78 Samples asked of the reserved amount of \$545,000, is this currently earmarked
79 for any other ongoing projects? Ms. Hursey stated that it is not earmarked for any
80 other ongoing projects. Mr. Samples stated that in both accommodations and
81 hospitality tax when comparing the current year to the past year the Town is still
82 lagging behind in terms of revenues. Mr. Duckett stated that the Town is slightly
83 behind. Mr. Samples stated that the report states at February 28th last year the
84 Town collected \$427,969 in accommodations taxes and according to the report
85 this year \$340,000 was collected which is a significant percentage less. In terms
86 of hospitality tax last year the Town collected \$477,000 and this year \$422,000
87 has been collected. Mr. Samples stated that he is making the point that he feels
88 we have not seen the bottom yet and he feels that as Council goes into a budget
89 retreat it needs to continue to be fiscally disciplined. Mr. Samples asked about the
90 property tax protests stating that perhaps Horry County operates differently but
91 normally in order to file a protest you have to pay your property tax. Ms. Hursey
92 stated that the Town has not received the money, it is held in escrow; when the
93 Town receives it an additional amount will be received to the taxes and an
94 abatement of the originals. Ms. Hursey stated that regarding Mr. Samples first
95 comment, the Town just started its new fiscal year this year and last July the
96 Town did not have any accruals in passing those figures which is why they are, in
97 fact, slightly higher than this year. Mr. Samples asked Ms. Hursey to supply, for
98 the record, the total amount that was accrued in each of those categories so that it
99 can be entered into the Council record so Council knows how far ahead the Town

100 is. Mayor Deaton stated that this is a good request; Ms. Hursey can supply this to
101 Council at some point in the future. Mr. Duckett stated that he looks forward to
102 any Council questions during the upcoming retreat and hopes that Council will
103 come away with a lot of information on what good shape this Town is in.
104

105 **c. Public Works Report**

106 Mr. Duckett reported on Sanitation: commercial service routes continue to be
107 updated based on business needs. One new account, Celebrations Music Theater,
108 has been added to the Town service schedule. Crews assisted with the set up and
109 clean up for the BBQ Blue Grass Festival held on March 12th. Streets and
110 Drainage, the Beach: the swash outlets are being dug out as needed to ensure
111 proper water flow. Crews are raking and grooming the beach and removing trash
112 near the dunes areas as needed, beach trash cans are checked and emptied at least
113 once a week. Ongoing Special Projects: crews completed drainage repairs and
114 improvements at Huckabee complex, new blue street name signs are being
115 installed throughout the Town as time permits. New parking and paystation signs
116 are in the process of being installed at paystation lots. Beach access shower
117 towers are being reinstalled for the upcoming season. Cross walk therma-plastic
118 striping has been completed on Ocean Blvd. Twelve signs will be erected in the
119 near future at some of the crosswalks. Sellers Construction has completed work
120 on the 4th Avenue South Drive project. Under the 50/50 ditch piping program five
121 projects have been completed and five are in progress; estimates have been sent to
122 two additional applicants. Effective March 1st this program has been suspended
123 during the Towns busy spring and summer season. The Town will continue to
124 accept applications for the 50/50 program and those applications will be given
125 first consideration when it resumes in the fall. Applications are available at Town
126 Hall and on the Town website. Grounds Division: The bid for renovations of the
127 tennis courts has been awarded to Net One. Work is currently in progress and
128 should be completed within a week to ten days, weather permitting. Huckabee
129 and Martin Field complexes have been fertilized and treated for grubs and worms
130 and are ready for tournament play. Debris is being removed from lakes as time
131 permits. The spraying of Town lakes will resume in the near future. Fleet
132 Maintenance: from February 16th through March 16th the Town mechanics have
133 completed 68 repairs on Town vehicles and equipment. Mr. Childs thanked
134 Debbie Ellis and her crew for the wonderful BBQ festival. There was good
135 weather, there was a large crowd and she did a good job. Ms. Dodge stated that
136 she had taken advantage of the 50/50 ditch piping program twice and knows
137 others who have as well and wanted to say what a great improvement it is to your
138 property and what a great program it is. Mr. Samples stated that last year
139 someone had to meet mosquito spraying certification requirements. Mr. Adair
140 stated that the regulation from DHEC is that one license spray person needs to be
141 within 30 miles of the spraying being done and Mr. Adair had obtained a license
142 after Brian Newell left the Town to continue spraying. The Town has chemicals
143 on hand and they are ready to go.
144

145 **d. Recreation Report**

146 Mr. Duckett reported on athletics. Baseball and softball registration has been
147 completed. There are four teams of Dixie boys ages 13 and 14; four teams of
148 Dixie Youth, ages 11 and 12 and six teams of Dixie Minors, ages 9 and 10 and

149 four teams of Dixie Ponytail softball ages 9 to 12. Pre-season practice is Monday
150 through Thursday on all three fields at Huckabee and Martin which began the
151 previous day. Opening day is Saturday, April 9th with opening ceremonies at 10
152 AM. Regular season begins April 11th with games being played Monday through
153 Friday. The concession stand is complete and was inspected by DHEC; it
154 received a 97 rating. Mr. Duckett gave a huge thank you to Lenny from Facilities
155 Maintenance who did a great job on the renovations of the concession stand.
156 Special Events: The St. Patrick's Day dance was held at the Civic Center on
157 Friday, March 11th from 7 pm to 10 pm; over 60 people were in attendance with
158 refreshments served and a DJ providing the music. The BBQ Blue Grass festival
159 was held Saturday, March 12th from 10 am until 4 pm. Saw Grass and the Marsh
160 Brothers were the Blue Grass bands for the event. The Shriners cooked and sold
161 BBQ sandwiches with the proceeds of over \$4,000 going to the Shriners' Hospital
162 transportation fund. The weather was great as was the attendance. The Surfside
163 Beach Pet Fair will be held Saturday April 2nd from 8 am until 12 noon at the
164 Surfside Beach Dog Park. Rabies shots are \$5 and will be administered by the Pet
165 Doctor and Stephanie Fortorny from 9 am until 11 am. Local rescue groups,
166 boarding and grooming facilities will be in attendance. An Easter egg hunt will
167 be held at Huckabee Complex on Saturday, April 23rd starting at 2 pm. Ages 10
168 and under will receive a bag of candy and there will be a raffle with prizes for
169 each age group.
170

171 e. Administrator's Report

172 Update on current events

173 Mr. Duckett asked Council for consensus to fill a part-time Victims Advocate
174 position in the Police Department; this position would be without benefits and a
175 maximum of 25 hours per week. Mr. Duckett spoke to the three committee
176 members of Council involved in the separation of police and fire. The Victims
177 Advocate part time position would be paid for with funds mandated by State law
178 to go towards this activity. Mr. Duckett stated that the intention at the upcoming
179 budget retreat is to not add any additional staff in the next budget year. Mr.
180 Samples asked if there were any other alternatives. Mr. Duckett stated that there
181 are always alternatives. Mr. Samples asked if the Town has spoken to anyone
182 about the cost to contract this out with the City or County. Mr. Duckett answered
183 'no'. Mr. Samples asked how much this will cost. Mr. Duckett stated it would be
184 roughly \$14 per hour. Chief Frederick stated that this would be paid for in full by
185 State funds; zero cost to the Town. It was confirmed that this would not be turned
186 into a full time position. Mr. Johnson stated that as a member of the police and
187 fire separation committee they did discuss this position and they never could
188 come up with a good reason to have a full time Victims Advocate position and
189 subbing it out they felt the logistics were not there, therefore they decided to try to
190 do it part time with other employees but this did not allow ample time to provide
191 services required by State law. **There was no opposition from council to fill a
192 part time Victims Advocate position.**
193

194 7. BUSINESS

- 195 a. Second Reading Ordinance #11-0700: Chapter 17 Zoning Ordinance Amendment
196 Mr. Johnson made a motion to suspend the rules for discussion purposes. He
197 would like to discuss the length and days of permits. Ms. Dodge seconded the

198 motion. **All voted in favor. MOTION CARRIED.** Mr. Johnson asked what
199 the advantages and disadvantages to having the current permit times as opposed to
200 what some citizens have suggested down to five days a week up to 60 days per
201 year. Mr. Duckett stated that it is a somewhat common practice in municipalities
202 in South Carolina to allow up to 60 days for special permits for signs. The way
203 the Planning Commission wrote it would allow ten days for special permits, six
204 times per year. As long as the 60 days per year is not changed Council will not
205 create a substantial change under State law. Counsel concurred. Mr. Duckett
206 stated that it makes sense to allow alternative ranges but would suggest not
207 allowing less than five days at a time due to the staff time that is involved and as a
208 practical matter for enforcement when people get temporary permits it must be
209 enforced and sometimes a five day permit, through no fault of anyone's, turns into
210 six, seven or eight days before it gets enforced. Mr. Samples asked if there was
211 any down side to changing this. Ms. Donevant stated that it would still be 60
212 days. Mr. Samples asked what the current limit is. Ms. Donevant stated it is
213 currently seven days four times per year with 30 days in between. This was
214 eliminated so that it could be done six times per year for ten days which gives the
215 60 days. The current request is to allow five days at a time twelve times which
216 still allows 60 days per year. It was confirmed that it could also be done
217 consecutively; if someone wanted to save it for the season this would allow this.
218 Ms. Blair asked if Council is to consider allowing either six ten times per year or
219 five twelve times per year. Mr. Duckett stated that his understanding is that as
220 long as it is limited to 60 days per year the Town is not changing its law
221 significantly from what was discussed by the Planning Commission. It can be
222 done in any increments they would like as long as it is a minimum of five days
223 and no more than 60 days per year. The recommendation of limiting it to five
224 days is a staff recommendation. Mr. Childs asked if the Chairman of the Planning
225 has been asked about this change. Ms. Donevant stated that they are not changing
226 anything the Planning Commission has recommended; it is still 60 days. It was
227 confirmed that it was on page 1-64 section 17-412 under Open Outdoor Display.
228 Proper wording to amend the ordinance was discussed. Mr. Duckett
229 recommended making a motion to include directing staff to change the ordinance
230 in any other place that would make it comply with what the recommendation
231 would be. Mr. Johnson made a motion to go back under the rules. Ms. Blair
232 seconded the motion. **All voted in favor. MOTION CARRIED.** Mr. Smith
233 made a motion to approve second reading of ordinance #11-0700. Mr. Childs
234 seconded the motion. Mr. Samples asked if Council has ever had a page by page
235 review of the changes to the zoning ordinance adding that he is aware that a
236 public hearing was held and there was a workshop to cover some items but added
237 that he has not read the one hundred and some odd pages. Ms. Donevant stated
238 that drafts have been sent to Council of every change during the year. The final
239 draft was sent December 7th and then she believes another draft was sent on
240 January 7th. Mr. Samples stated that he takes full responsibility for not reading
241 every word in the new Chapter 17. Ms. Donevant stated that the Planning
242 Commission has gone through the Chapter in full and the document being
243 presented is their recommendation. Mr. Samples stated that Chapter 17 is a
244 critical ordinance to the Town and planning and zoning is why most people who
245 live here have chosen to move here. Mr. Samples stated that he is sure this is an
246 excellent ordinance he just wishes he felt more comfortable. He also realizes that

247 there are many nuances in planning and zoning and it can be read but not totally
 248 comprehended which is where discussion would come in. Ms. Donevant stated
 249 that there were many technical upgrades; it was renumbered since there were so
 250 many fragmented parts of the ordinance that had previously been changed. It had
 251 been changed approximately 72 times over the past five years so a lot of
 252 housekeeping was performed. The policy items addressed were sent to Council.
 253 Ms. Donevant added that she feels this is a well enforceable document that she is
 254 very comfortable with it as a Zoning Administrator. Mr. Johnson stated that he
 255 does not disagree with what Mr. Samples said and added that perhaps it may be
 256 prudent for Council to approve the document as presented and then at some later
 257 point go back and look at it in more detail. Mayor Deaton agreed that this is a
 258 good recommendation. Ms. Blair made a motion to amend the ordinance as
 259 previously discussed on section 17-412 Outdoor Displays giving an option of the
 260 time they can have the outdoor displays with the maximum of 60 days. Mr.
 261 Johnson seconded the motion. **All voted in favor. MOTION CARRIED.**
 262 Attorney Mr. Moss asked for clarification to the amendment. There was some
 263 discussion. Mr. Duckett clarified the motion stated, the 60 day rule is being
 264 amended; allowed would be any combination of 60 days per year as long as it is a
 265 minimum of five days and with that staff is being directed to change any other
 266 section of the ordinance that conflicts with what the amendment is. It was
 267 confirmed that fees were charged by permit whether it is 5 days or 60 days. Mr.
 268 Duckett clarified that the fee is for processing. **All voted in favor. MOTION**
 269 **CARRIED.**

- 270
 271 b. *Second Reading Ordinance #11-0701: Chapter 13 Fee Schedule Amendment*
 272 Mr. Smith made a motion to adopt second reading of ordinance #11-0701. Mr.
 273 Childs seconded the motion. **All voted in favor. MOTION CARRIED.**

- 274
 275 c. *Decision Paper: CTC Street Paving Funds*

276 Mr. Duckett gave a brief overview. Surfside Beach was granted \$160,000 in
 277 reimbursable funds for street resurfacing in the current fiscal year, \$60,000 is
 278 earmarked for the replacement of the 10th Avenue North culvert bridge; this
 279 leaves \$100,000 for street resurfacing. Palmetto Corporation which maintains the
 280 County paving contract has given the Town the following price breakdown on
 281 March 8th. Dogwood Drive from 5th Avenue North to 17th Avenue North is
 282 \$80,636.54; 11th Avenue North from Cedar to Highway 17 \$31,094.38; Palmetto
 283 Drive from 7th Avenue North to 10th Avenue North \$21,037.66; 10th Avenue
 284 North from Ocean Blvd to Palmetto is \$20,742.22; the proposed work will cost
 285 \$153,510.80 for resurfacing only. Mr. Adair's recommendation is, since the
 286 Town no longer desires to assume responsibility for 10th Avenue North, leaving it
 287 in State control, for Council to drop it from the plan. Also recommended is to
 288 complete the balance of the work using \$100,000 of the CTC funds and paying
 289 the balance of \$32,768.58 with Town funds realizing the price will most likely
 290 increase with the price of crude oil. This is a staff recommendation but a Council
 291 decision. Mr. Smith made a motion to accept staff recommendation on the CTC
 292 street paving. Mr. Childs seconded the motion. Mr. Samples stated that he
 293 noticed that two of the streets recommended for funding are in the plan, one for
 294 2011 and the other in 2012 and added that this would be a good thing to take care
 295 of. Mr. Samples stated that other road issues would be discussed later. Mayor

296 Deaton stated that the previous councils have set money aside for paving and the
297 Town has come a long way because of the good planning and the good history of
298 the previous councils. **All voted in favor. MOTION CARRIED.**

299

300 **8. DISCUSSION ITEMS**

- 301 • *Coastal Alliance Beach Regulations: Mayor Deaton, Chairman Coastal Alliance*
302 *of Mayors*

303 Mayor Deaton stated that it has been his honor to serve as Chairman for the
304 Coastal Alliance of Mayors. This alliance covers the entire Grand Strand area
305 from Little River to Georgetown County. The Alliance was formed as an effort to
306 speak from the same page; they work in Washington and Columbia to try to
307 getting funding and bring awareness to the importance of the Grand Strand as a
308 tourist destination. One of the items the Alliance has addressed recently is beach
309 regulations. A committee of all beach service and patrol professionals was
310 formed to assist the Alliance. They came back with recommendations. Mayor
311 Deaton stated that he is sure that other communities will more than likely not
312 adopt the 'no smoking' on the beach adding that he feels it is a good regulation
313 for our community. Each individual municipality is protected with different
314 restrictions; each community can continue to be different but it brings
315 surrounding communities in line with each other. If someone had a regulation
316 that started at eight in the morning and another started at ten in the morning they
317 rounded the start time to nine in the morning. The intention is to make it easier
318 for the tourists. Mayor Deaton stated that he hears a lot about Surfside only being
319 two square miles but Surfside is part of the entire Grand Strand which is a tourist
320 destination. Surfside Beach grows to approximately thirty to forty thousand for
321 120 days a year which makes it a large municipality in the State of South
322 Carolina. There are 274 municipalities in the State of South Carolina and 166
323 have less than 2,500 residents. Mayor Deaton stated that the needs of Surfside
324 Beach are different from a small town such as Aynor or Loris.

325

326 Mayor Deaton stated that the quality of life experienced in the Town of Surfside
327 Beach has a lot to do with revenue streams which come from hospitality fees.
328 The Town is looking at having a big summer and the Town works hand in hand
329 with the other municipalities along the Grand Strand adding that the biggest asset
330 to the area is the beach. Surfside is different because it has houses rather than
331 condotels. Previous councils had worked diligently to place height restrictions on
332 buildings. Visitors can bring multiple families in to vacation. The Town does not
333 rely on property taxes to run it, per say, the Town relies on its revenue streams.
334 The way the Town is marketed is also very important. Council just gave a raise
335 across the board to the employees of Surfside Beach; Council lowered taxes 4
336 mills; stormwater has been paid out of pocket; the Town was able to pay cash for
337 its fire station. The Town is doing very well and it is important for the Town to
338 be a part of the Coastal Alliance. The Alliance is trying to unify the beach rules
339 so that everyone speaks from the same page and everyone understands what the
340 rules are. This is not a police action where it is being recommended to enforce
341 the rules immediately. Tents were an important topic along with dogs; the
342 committee put together had worked extremely hard to unify the beach rules.

343

344 Mayor Deaton stated that the Coastal Alliance consists of mayors and managers.
345 The meetings consist of voting members and nonvoting members; the nonvoting
346 members consist of managers and administrators. The Alliance serves the
347 interests of the coastal region looking at all of the issues of mutual concern. They
348 work with the local delegation on the State level; they work with politicians on
349 the Federal level; they work in Washington DC lobbying with Marlowe and
350 Associates and they ensure that their voices and issues on the region are heard.
351 Our needs are much different than a regular small town; we have been lobbying
352 for 42 million dollars for over five years for outfalls. The money has been
353 appropriated but not allocated yet. The Alliance tries to identify federal grants
354 and it works to obtain federal funding for all projects on a regional basis. Mayor
355 Deaton stated that we are not just Surfside and not just Myrtle Beach it is a
356 regional operation. The majority of people who come here do not realize where
357 the lines are; there are no lines in the sand. All of these issues are reviewed,
358 safety, traffic, beach services, parking, fire, sanitation, streets, parks and grounds;
359 all of these things are mutual concerns and the Alliance is working together on all
360 of them. Stormwater and the outfalls are huge projects for the entire grand
361 Strand; it is a Federal mandate, it's been unfunded and "we have to try to adjust
362 our economy or our revenue streams to pay for these projects and some of them
363 are multi-million dollar project. We have one in Surfside, you may not realize it,
364 it's probably a 5 million dollar project between 4th and 5th Avenue North, we are a
365 small Town but we have big needs." Mayor Deaton stated that the Alliance is an
366 organization that allows us to "step up to the plate". This organization is also
367 looking at alternative energy sources. Mayor Deaton stated that the federal
368 government is looking at cargo and transports; they are not looking at tourism and
369 evacuation routes but the State of South Carolina needs to generate tourism and
370 needs evacuation routes. Interstate 73 is a big corridor; Horry County has built
371 that; there is already 22 and 31 and all the Grand Strand needs is 45 more miles to
372 hit 95 and the Strand would be set. These are the items that the Coalition has
373 been working on; this and alternative energy sources such as wind and solar
374 power. These are important not only to the area but to the State and the Federal
375 Government. The Coastal Alliance serves the interests of the entire region.
376 Mayor Deaton stated that the Town of Surfside Beach is fiscally fit and is doing
377 well and added that he feels the Alliance is important as well as the beach rules
378 they are working on. The Alliance and surrounding communities are currently
379 just looking for an educational transition.

380
381 Mr. Childs asked if this would come before Council in a first and second reading.
382 Mayor Deaton answered that it would. Mr. Childs asked if the Council would
383 have the opportunity to amend the rules. Mayor Deaton stated that this Council
384 would have the opportunity to amend the rules proposed. Mr. Smith asked if this
385 would be presented as one ordinance or changes to the Towns' current
386 ordinances. Mayor Deaton stated that the ordinance would supersede the Towns'
387 current ordinances in place. Mr. Johnson stated that he wished them well. Mr.
388 Samples asked if Council was given the draft ordinances in their packets. Mayor
389 Deaton stated that they were. It was confirmed that Council would be asked to
390 vote on this in the future. Mayor Deaton stated that this is being presented to all
391 of the coastal community councils and it would be up to each of them to modify
392 or amend the recommendations. Mayor Deaton confirmed with Mr. Samples that

393 the existing Town ordinances related to the ordinances being proposed were also
394 made available to Council in their packets. Mayor Deaton confirmed that the
395 proposed ordinances pertain to beaches only and does not include parking. Mayor
396 Deaton stated that he would like to move it along to get it on the next meeting.
397 Mr. Smith and Ms. Blair stated that they had some suggested changes. Mayor
398 Deaton stated that these could be addressed at the next meeting. Ms. Blair made a
399 motion to move this to a business item for the next meeting. Mr. Samples
400 seconded the motion. **All voted in favor. MOTION CARRIED.**

401
402 • *Road Maintenance: Councilman Samples*
403 Mr. Samples stated that he appreciated Mr. Adair working hard with the County
404 to get the road paving plan moving forward. Mr. Samples stated that there is a
405 plan in place and a copy was recently provided to the Administrator and the
406 Public Works Director. Mr. Samples stated that the Town is a little behind and it
407 needs to get back on track. There is money budgeted or available. Some of the
408 streets are in need of repair adding that this is one of the basic functions of Town
409 Government; to take care of the roads. There are five streets scheduled to be
410 repaired and he hopes they are budgeted. Mr. Samples stated that everything the
411 Town builds and takes over has ongoing maintenance costs; they have to be taken
412 care of. Mr. Samples stated that at one point there was a transportation
413 committee; recently two members stepped down and he would like to either fill
414 the openings or dissolve the committee. If the Town believes that transportation
415 is important then those positions should be filled. Ms. Dodge stated that she
416 would volunteer to serve. Mayor Deaton stated that this should be added to a
417 future agenda. Mr. Samples requested to add transportation committee as a
418 business item to the next agenda.

419
420 Mayor Deaton stated that the next agenda item is “Public Comments” and added that
421 this is not a time to level insults, accusations, innuendos or to bully the Council. This
422 is what has happened in the past. This is an opportunity for citizens to speak on the
423 operations and the services of the Town. Everyone sitting on Council is just like
424 everyone else, human beings, serving their community and no one on Council
425 deserves negative comments. “What we do deserve is your respect and what you
426 deserve is for us to listen to you.” Mayor Deaton stated that each speaker is allowed
427 five minutes and comments should only concern operations and services of the Town
428 of Surfside Beach.

429
430 **9. PUBLIC COMMENTS – Agenda Items only – 5 minutes per speaker**
431 *Debra Hermann, 11 North Cedar Drive:* “While they are doing the checking of the
432 roads would you please check for sink holes in the rights of way. There’s one by my
433 house and we’ve asked them to come and check it and they did and they put some soil
434 and stuff in it but it’s still sinking so that might be something that might be
435 overlooked and this is not exactly Town business but it relates back to the
436 commission from the mayors. I-73, the Army Corp of Engineers is taking public
437 comments at their website until March 29th, so if anyone in the audience or the
438 Council would like to make public comments please do because it’s an important
439 corridor. Most of you know that Ashby Ward was my uncle and his dream was to see
440 that road completed and I just think that would be a great honor for him. Thank you.”

441
442

443 **Mary Beth Mabry, 517 15th Avenue N.:** “I am going to speak about the operation of
444 the Town and I do think that . . . and I want to thank the Mayor for bringing up the
445 Roberts Rules, I think it’s very important that we understand that we have a limited
446 public forum when we come up here, in other words, you can put five minutes on it,
447 you can move it around on the agenda, you have all that right and I want to commend
448 you for bringing it out, however, and this is where I need to take exceptions.
449 Speaking during the Public Comments section is not a privilege it is our right even
450 under Roberts Rules because we’re sitting in a government meeting. We’re not in a
451 Garden Club; we’re in a government meeting. The Ninth US Circuit Court of
452 Appeals explained in its 1990 decision *White versus the City of Norwalk* and I quote
453 ‘citizens have an enormous first amendment interest and directing speech about
454 public issues to those who govern their city. These meetings particularly the ‘Public
455 Comments’ section’ and that’s all I’m going to speak about ‘are at the very least a
456 limited public forum during which free speech rights received heightened protection’.
457 This didn’t come from me. This came from the Supreme Court. Many situations
458 arrive and I’m not talking about just you all, I’m talking about government in general,
459 in which citizens are silenced because of the content of the speech or because they
460 have disagreed previously with a government official. This rises to the specter of
461 censorship. Government officials may not silence speech because it criticizes them,
462 they may not open a public comment period up to other topics and then carefully pick
463 and chose what topics they want to hear. They may not even silence someone
464 because they consider him or her a troublemaker. When a government decides to
465 offer public comments, period, at an open meeting it provides that citizens may
466 exercise their first amendment rights even under Roberts Rules. They have created a
467 limited public forum in which greater free speech protection applies. The
468 Government may not silence speakers on basis of their viewpoint or the content of
469 their speech. In essence, the government must live up to the values embodied in the
470 first amendment. It’s your job to protect us when we come up here and speak. It’s
471 your job. You took the oath; it’s your job. Mayor and Council, due to the lack of
472 protection the Mayor provided one of its citizens and because of the censorship . . .

473
474 **Mayor Deaton:** “Ma’am I’m going to caution your right there, do not point anyone
475 on this Council out. It’s Roberts Rules. That’s a bylaw.”

476
477 **Ms. Mabry.** “I don’t care what the bylaw is. I am protected under the United States
478 Constitution.”

479
480 **Mayor Deaton:** “Well you need to study the law. I’m not going to argue with you
481 ma’am.”

482
483 **Ms. Mabry:** “I am protected under the United States Constitution.”

484
485 **Mayor Deaton:** “You may not point anyone out. I can call you out of order.”

486
487 **Ms. Mabry:** “You can’t . . . but you better have reason.”

488
489 **Mayor Deaton:** “I will.”

490

491 **Ms. Mabry:** “Censorship that the governed body has willingly imposed on one of its
492 citizens. I am asking that the Mayor resign and Mayor Pro Tem assume the Mayors
493 duties. Should the Mayor refuse to resign I ask that a public hearing be presented in
494 the council chambers within the next thirty days to be heard by the Council for
495 forfeiture of office of the Mayor based on section 5-7-210 in the Municipal Code.
496 Our government has been charged with protecting its citizens in all matters of speech.
497 When one does not live up to this obligation they must be removed or forever the
498 rights of its citizens will be continued to be violated. This must not continue and
499 cannot continue in these chambers and I think you all got your municipal handbook
500 so you know what the code says. Thank you.”

501
502 **Elena Nicholas, Some Gave All Antiques and Consignments, 1510 Highway 17**
503 **N.:** I have two things, one I want to say thank you very much for upping the amount
504 of days to 60 and the flexibility of letting us do from 5 to 60 days. I really appreciate
505 that and I want to thank all of you for agreeing to that. The other thing is something
506 was mentioned about two weeks ago about, I believe it was Mr. Childs, but I might be
507 incorrect, about being able to get a sticker to park at the beach. Did somebody
508 mention something about that? You were talking about parking on the grass and how
509 we’re not going to have any grass if you park on the grass and people parking at
510 meters and . . .’

511
512 **Mayor Deaton:** “I believe that was a discussion about our parking plan and how we
513 were going to address parking on Ocean Blvd. That’s what that was about.”

514
515 **Ms. Nicholas:** “Right, ok, so, other than parking, because a lot of people park on the
516 grass, I just wanted to say I think it would be great if people who don’t live in the
517 Town of Surfside but who work or own businesses can buy a sticker if they want to
518 be able to park at meters without having to put quarters in all day long. Thanks.”

519
520 **Charles Seibold, 14th Avenue N.:** “I would just like to tell you all, I think you’re
521 doing a good job regardless of a lot of comments I think theirs . . . personally, I don’t
522 mind if it’s against the law, I’d like to see public comments done away with because
523 facts are distorted, people stress their opinion, they don’t read the documents that are
524 given to them, they don’t go on the website, they get phone calls, the decks are
525 stacked on both sides and you don’t have accurate information. Your job, I feel, is to
526 represent all of Surfside not just the people that attend meetings. Now speaking on a
527 different issue, that document you received from Planning and Zoning I can assure
528 you; was gone over page by page for the past year and a half and I appreciate you
529 passing it. Thank you.”

530
531 **Cedilia Munesteri, 2004 Rimsdale Drive:** “As a permit holder for the Surfside Beach
532 Dog Park, I have a few thoughts that I’ve jotted down and I’d like to share them with
533 the Council. First of all I’d like to say congratulations and thank you to the Town
534 Council for being so forward thinking and providing this great amenity to us for our
535 pets as you know we all want our dogs to have the best. My family feels that the park
536 is another plus that residents, new families, retirees, vacationers, look for as well as
537 parks, museums and libraries when visiting or relocating to Surfside Beach. I,
538 personally, know of people who check out dogparks.com before relocating to make
539 sure these things are available to them. I’ve met many wonderful people both local

540 and vacationers with paid permits in the park. Some have become very good friends.
541 All of our dogs play well together. There's always going to be discussions among the
542 dogs over whose ball is whose and I want it now but we tend not to let that get
543 escalated and out of hand. There have been some new signs posted about pet owners
544 responsibility and we try to be very self governing in the park and Lord forbid
545 somebody should miss their dogs taking care of business and not picking it up
546 because we'll let you know and we all are concerned with the health, the well being
547 and safety of the people and the pets in the park. We're aware of the rules posted and
548 do our best to follow them. We keep our park clean because that's the way we want
549 it for our dogs not because somebody on the outside who's never used the park thinks
550 that's the way it should be. There's a new sign stating that owners are responsible for
551 pet noise and I would like to keep my dog from barking and I wish he never learned
552 to bark but the noise is certainly not at a level that's annoying; it's not consistent, it's
553 not hour after hour or all day long. Children yell and play when they're in a park; our
554 dogs bark; it's just the way of the world. We do try to keep it to a minimum and not
555 let it get out of hand but they're dogs. A few persons should not be able to create a
556 hassle for the Town and those utilizing the facilities; the constant harassment by these
557 people creates a bad feeling about the Town which counteracts all the good that the
558 Town is doing. In contrary to their expressed opinion, that they only want the Town
559 to meet permit requirements, which I understand the Town has by the way, I can't
560 help feeling that the underlying wish of these few is for the dog park to close and go
561 away. I'd like to see that not happen. We have a great park with great people and
562 great dogs and I thank you for the facility and your time and Chief Frederick, your
563 officers that are called routinely to take care of parking matters; they are always
564 courteous and kind and understanding and we appreciate it. Thank you for your
565 time."

566
567 **Meg Perrino, Palmas Drive:** "I want to say thank you to everyone who supports the
568 dog park, both the Town government and the patrons. This dog park brings a lot of
569 joy to the dogs and people. These photos are a few things regarding what I'm going
570 to speak to you about tonight. First, I want you to see a picture of the dogs playing
571 and having fun because ultimately that is why we all come to the park. I don't call
572 myself an ambassador for the park but a huge advocate of this wonderful place and
573 additionally the information following is for your review. (Photos were passed to
574 council). I want to speak to you about two things; the new signage and complaints by
575 local residents. First, starting with the signage; this is a picture of the signs that
576 indicate the rules; the first sign that was initially put up when the park was opened. I
577 went to the Town website today to pull a legible copy of these rules for you but I
578 could not find any information anymore regarding the dog park on surfsidebeach.org
579 which is where I initially pulled the rules from. The second photo is a close-up of the
580 rules; it's a little easier to read but to make it clear where the duplications are I have
581 marked each of four rules on the picture for you with little x's. This third photo here,
582 no commercial activity in the dog park; there has been none, ok, this stems, I believe,
583 we believe, from a sign that was hung by a park patron offering to take Christmas
584 pictures of the dogs for Christmas cards. No pictures were ever taken in the park, as
585 far as I know, from that person there was no business cultivated from the placement
586 of these two small signs the size of a piece of paper in the park in the month of
587 November. The signs on the park doors are duplicative of the rules posted; they
588 clutter the park doors; they reduce visibility; therefore, they are a safety hazard for

589 people who are entering and exiting the park with their dogs. Safety first, obviously,
590 but looks are important; these signs are distasteful and they're overbearing. We
591 would like the signage on the doors of the park removed as they are not needed as the
592 rules are clearly posted and the taxpayers have already paid for one sign; we don't
593 need three. I've been to the children's park; I've been to the children's park at 10th;
594 I've been to the Skate park; I've been to Bill Martin park; there is no other park in
595 this entire Town that has two sets of rules posted for any of the regulations that are
596 required by the Town. We are compliant with the rules that are posted on the sign at
597 the entrance to both the small dog and the big dog park as they are identical without
598 needing to be told again as we're entering. As shown in the fifth picture, owners are
599 responsible for pet waste and noise; this is, again, clearly posted on the rules of the
600 Town regarding disposal of pet waste and don't think for a second if there's someone
601 in the park with you that they will not let you know your dog is doing its business
602 because we do. The last picture shows you, and this is the small dog park, so you can
603 see the library construction in the background; these were taken this morning. The
604 last picture shows you how cluttered the fences are and how tacky it really does look.
605 Now, to complaints by residents; waste of taxpayer money to send police for parking
606 daily every other day is retribution to the Town for building a park or to the patrons
607 of the park because you don't like its location. As we all know, it's the Towns' land
608 and the Town has the ultimate authority to do with it as they see fit. Additional
609 signage is a waste of money when the rules are posted; many people in the park feel
610 that, as taxpayers, their money shouldn't be wasted on new signs; the cost of the sign;
611 the cost of compensation for someone to put the signs up when the rules are already
612 documented. Mattresses placed end to end to end to block the parking for the dog
613 park is unacceptable as a response from a citizen; it's not ok to govern our parking
614 when we try to do our best to make sure we comply with parking; not on the street so
615 we don't have any fire hazards or emergency vehicle hazards but someone
616 deliberately putting debris on city property is illegal, according to the ordinances in
617 Surfside and subject to fines and as long as people continue to intentionally block
618 remaining parking with debris we will continue to ensure that it is removed which is
619 also a waste of time and money. Poison chicken bones in the small dog park nearly
620 caused the death of a furry friend of ours and this is not acceptable and it's inhumane
621 and as any dog owner knows you do not feed dogs chicken bones; they splinter and
622 can cause choking. Why was this in this dog park? The doctor confirmed that this
623 dog was sick from being poisoned; he almost died and this type of retribution cannot
624 be allowed. Additionally, library construction workers told one of our patrons that
625 there were certain people, and we do know who they are, who were taking pictures of
626 the people in the park with the dogs in order to try to catch them when doing
627 something wrong, perhaps? Not only is this pointless, slightly psycho, and very
628 strange, I just wanted to mention it as recourse to some of the things that have
629 happened that no one has called the police or reported on because it's kind of
630 pointless but it's still something that should be noted that's happened that we have
631 absolutely done nothing about. As I talked to Jim Duckett and officer, (****), we are
632 very conscientious about parking, we are always telling each other to move your car
633 or your tires are on the road, you need to move them, to alleviate the excessive,
634 wasteful calls to Town enforcement, who probably have more important things to do
635 than deal with parking at the dog park. We do not have this issue with the temporary
636 dog park parking signs; we do our best to govern and monitor this. I want to thank
637 each and every police officer who has been troubled to drive down to speak about this

638 silly complaint. Thank you for being so kind and flexible with us and we set up a
639 private group to communicate with each other. We have a public Facebook page for
640 anyone who would like to join. I'm a co-admin on both sites. We love our park and
641 want to thank the Town to consider that one or two very squeaky wheels should not
642 have the authority to mandate more signage for their personal comfort. Thank you
643 for getting the fountains fixed we love not having to bring our water jugs every day
644 and thank you for the maintenance on our beloved dog park.”

645
646 **Harry Kohlmann, 1610 S. Ocean Blvd.:** “We brought up about tourists; I think it’s
647 one of the things that makes this Town great; we pay less taxes and we have a lot of
648 nice things here because of tourists; we also have great festivals but unfortunately the
649 tourists can’t come to these festivals or they have a limited time they can come to
650 these festivals because the festivals are on Saturdays. People who come here they
651 rent Saturday to Saturday in season so you have to check out by ten and you can only
652 check in at three. So, normally the festivals are running from ten to four and the
653 people who you want to attract here, the tourists, who are going to spend more money
654 are going to tell their friends to come here and don’t really have a chance to
655 participate in our festivals, so either make them later, probably Saturday night or
656 make them on Sunday. Just an idea, consider this. Also with the festivals instead of
657 putting them in the parking lot; the end of the year festival we have is on Surfside
658 Drive; it’s the best one in the area and we have the parking for parking instead of
659 using the parking lot for a stage and a festival we have from Ocean Blvd. up to the
660 library. It’s a great thing. Also when I first started coming here around seven or
661 eight years ago I believe the County used to give free movies in Martin Park about
662 two years ago we brought this up again and for whatever reason it didn’t happen. We
663 lost the screen, we lost the projector, well, I have a projector, I’m willing to buy a
664 screen, a big inflatable screen put it in Martin Park; have it every Wednesday in the
665 summer. I will do it; I’ll see if I can get speakers; it will be free, the people will
666 come. It’s a great thing; that’s one of the first things I loved about coming to this
667 Town, we had free movies in the park; it was a great thing, I don’t think it cost the
668 Town much at all, just a little bit of time, so, another thing to consider. We have a lot
669 of great things but little things could be tweaked. Thank you.”

670
671 **Tom Dodge, 1415 N Poplar Drive:** “I would like to read the First Amendment; part
672 of the First Amendment. Congress shall make no law respecting an establishment of
673 religion or prohibiting the free exercise thereof or abridging the freedom of speech or
674 of the press or of the right of the people to peaceably to assemble and to petition the
675 government for a redress of grievances. The First Amendment says that people have
676 the right to speak freely without government interference. The First Amendment says
677 that people have the right to gather in public to march, protest, demonstrate, carry
678 signs and otherwise express their views in a non violent way. It also means people
679 can join and associate with groups and organizations without interference. To one of
680 the people in front of me, I don’t care if people who speak at our council meetings
681 have worked in the Town for a hundred years. They have no right to influence a
682 decision of this body which they did. They pay no taxes here and now to finish what
683 I was going to say two weeks ago. I would like to close by saying we have a great
684 fire department and chief. We also have a great police department. Our street cops
685 do a super job. I would also like to commend the person, persons, who keep Martin
686 Park and Huckabee Park looking as good as they look. I also would like to commend

687 Sharon for reaching the big five oh. I just wanted to let you know that Nibils, you
688 know the restaurant you chased out of Town, they're doing great; packed the whole
689 lunch hour since they opened, our loss; Myrtle Beach's gain."
690

691 **10. COUNCIL COMMENTS**

692 *Ms. Blair:* "Thank you all for coming. I really appreciate the comments on the dog
693 park and it's not that I doubted it but it's good to hear you come out and express
694 yourselves passionately about something in the Town that you support. It's
695 refreshing to hear some good news and some kind comments and I would . . . that
696 was sort of a passion of mine, I'm very glad that we finally have it and I would like to
697 offer that any time that I can hear you out or listen or help in any way please feel free
698 to call me or contact me at any time and it's not, again, not that I ever doubted it but
699 to hear you say that it is pretty much self governing; you're policing it and that's what
700 we always hoped and thought would happen, if we ever made it a reality, so thanks to
701 both of you for taking up your time to come out and share that with us tonight. Thank
702 you all for coming and we do have an event that will be held there coming up in
703 about, I guess, two weeks. It won't be just a rabies clinic it will be a pet event with
704 vendors and all sorts of things going on; the first event that has been planned for the
705 park so if you haven't had a chance to visit I invite you to come out and take a look at
706 it there's been lots of discussions about the park ever since it was in the planning
707 stages so come out and take a look at it and see for yourself if you haven't had a
708 chance to. Thank you all for coming and have a safe trip home."
709

710 *Mr. Johnson:* "Thank you ladies and gentlemen for coming out first and foremost; I
711 would just like to recognize Carol Cook. She is a member of our Planning and
712 Zoning Commission who is fulfilling her four year term that ends April 2nd and I
713 would just like to thank her for her service on that Commission. Secondly, I just
714 would like to direct staff or ask staff to please take a look at the golf carts that are
715 being rented in Town and make sure that they are properly licensed and I would like
716 to, in the near future, bring to council, at least for a discussion item, of what to do
717 about the rented golf carts and parking in the Town areas; both in the parking lots and
718 the access area and thank you for coming out."
719

720 *Ms. Dodge:* "I have several things I want to talk about. The first one, I'm sorry Mr.
721 Seibold, I have to disagree with you, I think public comments are necessary. That's
722 how the people of this Town express themselves and I think we should make it very
723 easy for them to do so. Another thing I don't think it's necessary for the Mayor to
724 caution the public each time on how they should behave and how they should be
725 allowed to speak; I think they're adults, they know what they're doing and they ought
726 to be allowed to speak freely without any hampering from us. Public comments are
727 necessary because that keeps us in touch with what our people in the Town think and
728 what is concerning them. I think we should continue to do it maybe give them six
729 minutes each week. Next, this is what I want to say, it's very sad when a chairman of
730 a body such as this allows his or her personal feelings towards a citizen to overcome
731 good judgment in conducting a business meeting. That is what occurred during the
732 March 8th Council meeting. I do not believe that the citizen who was ejected from the
733 meeting was speaking in a threatening way rather I think maybe personal animosity
734 interfered here. That is regrettable; ones' personal feelings towards a citizen should
735 not be used as a reason for public embarrassment of anyone wishing to speak before

736 this body nor of usurping their right to speak, therefore, I am now taking a stand that
737 we as the Council should not allow anyone else on this Council, including the
738 chairman, to bully citizens who wish to speak before us. I would hope that others of
739 this body agree. Citizens have the right to speak even if we would prefer not to hear
740 what they have to say and what their truths are and even if they do not say it in a way
741 that is pleasing to us. The First Amendment of the United States Constitution
742 guarantees them that right and Roberts Rules does not supersede the United States
743 Constitution. If what I'm saying sounds like censure to anyone then so be it because
744 that's what it is."

745
746 **Mr. Smith:** "I'd like to thank Planning and Zoning for their hard work on Chapter 17
747 and 13. Three of us council people served on Planning and Zoning and I actually
748 participated in some of the changes that were made in this document so I very much
749 appreciate their hard work. I appreciate the comments on the dog park. Thank you
750 very much."

751
752 **Mr. Samples:** "We are going to be heading to Pinopolis. We're going to have a
753 budget retreat. Yes, the Town is in good financial shape. Part of the reason it is
754 because past councils, and I emphasize past, spent no more than they took in and in
755 fact they built the balances that the Mayor detailed earlier tonight as to how we've
756 used the money. We adopted, this Council, this sitting Council, adopted a freeze in
757 this year's budget but we couldn't hold the line, couldn't hold the line, now this
758 Council voted for the pay raise and I'll be honest, I didn't have a problem with a pay
759 raise but I must have missed something along the way because the pay raise was
760 retroactive back to July one, ok, and so, this past week we rewarded staff, caught
761 them up, and we're going into another budget retreat and we're going to talk about
762 how we're going to be spending next year and we all hope, Mr. Mayor, and others
763 that this is going to be a banner year, a boom year, and we see signs, we see signs, but
764 I don't think many of us are spending our own money like the way we may have a
765 couple years ago, several years ago. I think we've all learned to tighten up and I think
766 this Council needs to learn to tighten. I think this Council needs to adopt a budget
767 that is balanced. This Council has never adopted a budget that is balanced. Even
768 after the midyear review we're still going to spend seven hundred thousand more than
769 we bring in. That's fine, that's fine, but we got needs to meet. We got a vacant pier,
770 we got a pier that we're going to have to spend money on; we got roads that we need
771 to improve; we've got maintenance obligations but we like to build and we're very,
772 very generous. If any of you read the paper you know that the State employees
773 haven't had raises for four or five years. If you look at what is going on ask yourself
774 who is getting raises today? If you're on social security you haven't had a raise in
775 two years and you're losing; you're being charged more for your health care. Now
776 you got to understand I wish and feel that this Town should pay more but the reality
777 is it's not our money, it's tax money and we have needs and when we pay more we're
778 taking it out of somebody else's pocket. What I don't understand is how people can
779 talk conservative, and I'm going to speak plainly, be conservative about spending
780 money at one level and then get elected at the local level and decide it's okay to
781 spend other peoples' money, well I don't believe it. I think we need to focus on
782 basics and I think we need to minimize the recurring costs and that's all I have to
783 say."

784

785 **Mr. Childs:** "I'd like to commend the two ladies that talked on the dog park. When
786 that dog park was first being built it was suggested in a brochure that council has
787 given that . . . the people that use that dog park set up a committee amongst
788 themselves to report to Council and I, at the time, was in the process of trying to form
789 that committee with the help of Mrs. Blair, who is our expert on animals, and at the
790 time she agreed to serve on that committee and she would be kind of a liaison. We
791 did have one resident jump the gun and started his own committee and we just kind of
792 dropped it at that point because we didn't need a committee overseeing another
793 committee but I would suggest you do form your own and talk to Mrs. Blair, she, like
794 I said, she is our expert and she was willing to get into that and she would be a great
795 liaison, not only to Council but to help you in your direction of your animals and
796 another thing Mr. Mayor, I do, on that Coastal Alliance part with animals on the
797 beach, I do have a problem with that. There are, and obviously these two ladies are
798 very responsible pet owners, I have one living next door to me that's a very
799 responsible pet owner, but there's never been a time that I have ever been on that
800 beach where I don't see somebody using their foot to cover up and not pick up. Now,
801 I walk quite often on Ocean Blvd, it's getting so now you can't even walk on the
802 sidewalk and I don't see how and it's been a complaint of a number of residents, what
803 can we do about it and I really don't know what we can do but I think allowing pets
804 on the beach more than they are now is going to be a mistake. We are kind of a
805 unique situation; we are a community with a beach. We're all homes where people
806 have animals; the people that rent bring animals, where Myrtle Beach and North
807 Myrtle Beach are made up of high rises, condominiums and rentals that a lot of them
808 don't allow pets. I don't think they have a problem; we're right next to Ocean Lakes
809 Camp Ground and I do believe that everybody that comes to Ocean Lakes Camp
810 Ground has an animal and we're right next door and they just come on over so I will
811 have an amendment to that and I hope that Council would support that amendment
812 and one other thing we did have a recreation committee at one time and we had a lady
813 in the back that was on it and as far as that projector goes we were told the County
814 misplaced the equipment, that we did want to and we were pushing very hard to have
815 those movies; everybody thought it was a great idea; it's still a great idea but the
816 County, something happened, they lost the equipment and that's just where it died.
817 Thank you Mr. Mayor."

818
819 **Mayor Deaton:** "I'd like to thank this Council; this is a thankless job and I'm just
820 going to say thank you. We're all human, we're all people and I don't feel any
821 animosity up here; I don't feel any hate; I don't feel any discord but we are going to
822 go into executive session for FOIA 30-4-70 (a) (1) discussion of appointment of
823 members to the Stormwater Committee and Accommodations Tax committee and
824 Board of Zoning Appeals and Planning Commission, FOIA 30-4-70 (a) (2) update on
825 legal matters. Ladies and gentlemen you're welcome to stay I have no idea how long
826 we'll be in there it could be ten minutes it could an hour so we will reconvene."

827
828 Mr. Smith made a motion to go into executive session. Mr. Johnson seconded the
829 motion. **All in favor. MOTION CARRIED.**

830
831 Mr. Smith made a motion to go back into regular session. Mr. Childs seconded the
832 motion. **All voted in favor. MOTION CARRIED.**

833

834 Mr. Johnson made a motion to appoint Betty Lowery to the Planning Commission.
835 Ms. Blair seconded the motion. **All voted in favor. MOTION CARRIED.**

836
837 Mr. Johnson made a motion to appoint Carolyn Ross to the Stormwater Committee.
838 Ms. Blair seconded the motion. **All voted in favor. MOTION CARRIED.**

839
840 Mr. Johnson made a motion to appoint Harry Kohlmann to the Stormwater
841 Committee. Ms. Blair seconded the motion. **Mr. Johnson, Ms. Blair, Ms. Dodge,**
842 **Mr. Samples and Mayor Deaton voted for. Mr. Smith and Mr. Childs voted**
843 **against. MOTION CARRIED.**

844
845 Mr. Samples made a motion to appoint Randle Stevens to the Board of Zoning
846 Appeals. Ms. Dodge seconded the motion. **Mr. Samples and Ms. Dodge voted for.**
847 **Mr. Johnson, Ms. Blair, Mr. Smith. Mayor Deaton and Mr. Childs voted against.**
848 **MOTION FAILED.**

849
850 **11. ADJOURNMENT**

851 Mr. Johnson made a motion to adjourn. Mr. Smith seconded the motion. **All present**
852 **voted in favor. MOTION CARRIED.** The meeting was adjourned at 9:12 PM.

853
854 Approved: April 12, 2011

855
856 _____
857 Sharon Pinnell, Town Clerk
858
859

860
861 _____
862 K. Allen Deaton, Mayor

863 _____
864 Roderick E. Smith, Town Council

865
866 _____
867 Vicki W. Blair, Town Council

868 _____
869 Ann Dodge, Town Council

870
871 _____
872 Douglas F. Samples, Town Council

873 _____
874 Mark L Johnson, Town Council

875
876 _____
877 Robert F. Childs, III, Mayor Pro Tempore

878
879
880
881 **Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Clerk Pinnell.**
882 **In accordance with FOIA, meeting notice and the agenda were faxed and/or emailed to local media and interested parties. A complete**
883 **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**
884 **area. Meeting notice was also posted on the Town marquee. When (***) is used a section of the transcription is inaudible.**