



TOWN OF SURFSIDE BEACH
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**SURFSIDE BEACH TOWN COUNCIL
REGULAR MEETING AGENDA
COUNCIL CHAMBERS
TUESDAY, AUGUST 27, 2013 ♦ 6:30 P.M.**

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Pastor Brad Bellah, Shepherd of Sea Lutheran Church
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL**
 - A. Town Council Workshop, August 13, 2013
 - B. Town Council Regular Meeting, August 13, 2013
5. **PUBLIC COMMENTS – Agenda Items Only.** (3-minutes per speaker)
6. **COMMUNICATIONS**
 - A. Waccamaw Farmers Coop Update, Blake Lanford, Regional Lead Agent
 - B. Department Reports
 - i. Finance
 - ii. Recreation
 - iii. Public Works
 - C. Administrator's Report – Update on Current Events
7. **BUSINESS**

Second Readings of Ordinances, Administrator Fellner

 - i. 13-0754 to amend §2-20(b) Travel Per Diem
 - ii. 13-0756 to add Chapter 12, Article 5, Stormwater Retention Ponds allowable boats on town stormwater retention ponds
 - iii. 13-0758 to amend §9-7 to add Paragraph (7) No parking against traffic flow
 - iv. 13-0760 to add §4-30 Solicitation for Town Sponsored, Charity and Nonprofit Events
8. **DISCUSSION** – Any matters of concern or information to be discussed by Town Council.

Senior Citizens Committee, Councilmember Dodge
9. **PUBLIC COMMENTS – General Comments.** (5-minutes per speaker)
10. **COUNCIL COMMENTS**
11. **EXECUTIVE SESSION**

Pursuant to FOIA §30-4-70(a)(1) to discuss employment [Mayor Pro Tempore Mabry,], appointment, compensation, promotion, demotion, discipline, or release of an employee; to perform the town administrator's and town clerk's performance reviews.
12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL
WORKSHOP MINUTES
AUGUST 13, 2013 ♦ 5:30 P.M.
TOWN COUNCIL CHAMBERS**

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1. **CALL TO ORDER.** Mayor Samples called the workshop to order at 5:30 p.m. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A quorum was present. Others present: Town Administrator Fellner, and Town Clerk Herrmann.

2. **BUSINESS.** Ms. Fellner introduced Mr. Al Lauer who coordinated the designing task with Horry Georgetown Technical College (HGTC).

Mr. Lauer explained that he and Mrs. Lauer suggested to the Keep Surfside Beach Beautiful (KSBB) Committee a partnership be formed with HGTC to see if its graphic arts department could design a signage package for Surfside Beach. He presented a slide presentation, which is on file. Professor Brunel was the contact person for the project. Points of interest were

- Current entry signs are dated
- Mr. and Mrs. Lauer were interviewed before the process started; many questions were deferred so answers could be obtained from other sources
- There were three groups of students competing
- Branding is an advertising term that implies identifying positives and promote them – beach, pier, and family aspects of the town are probably its most important assets
- Logo is the main component in branding; the logo was identified as the circle that showed seagulls, sea oats and the ocean.
- Sign design was displayed with cursive lettering, and faux wood that included an optional hang sign that could be used to advertise special events
- The phrase “the Family Beach” should be used on every where possible
- The town’s flower, Knock-Out Roses, should be planted around the sign
- Estimated cost for two signs, including landscaping and lighting was \$35,000
- Solar power for lighting was recommended to eliminate wiring
- A letterhead design was shown with a “swoosh,” a blue wave, that the committee believed would be a good factor to include in stationery
- Every department should use a standard logo with other identifying symbols as appropriate
- Suggestions for billboards and radio advertising were mentioned, but not suggested due to budgetary constraints
- A design for the 50th Anniversary was developed, and he believed it was adopted by the focus group for the celebration t-shirts

Mr. Lauer believed the project was a win-win for the town and the students. Mayor Samples, Ms. Kohlmann, and members of KSBB that attended saw the amount of work devoted the presentations. Not all groups produced the same quality work, but there was sufficient designs presented that could be used as stepping stones for the town to think about sign types, whether the logo should be changed, and the direction in which the council would like to move. Mrs. Lauer said the plan was to unveil the new signs at the 50th Anniversary Celebration. Mr. Howard Gold suggested that town businesses be asked to help fund the cost of new signs.

Ms. Fellner advised council that \$50,000 was budgeted in Grounds-Hospitality for signage and there was no other money budgeted for signage. The intent was to replace signs as the pier, but funds could be expropriated for this purpose.

Ms. Nancy Jo Weber, chairman of KSBB, said branding is “the Family Beach,” and the town logo should be the circle with the seagulls, etc., and the short term goal should be to get new welcome signs.

- 57 After additional discussion, Town Council agreed to
58
59 • Direct Administrator Fellner to move forward with obtaining specifications to develop a bid
60 package for entrance signs based on the faux wood design for Town Council consideration
61 • The print on the sign should be a bit thinner to help identify the letters
62 • The sign should state "The Family Beach" where it currently states "South Carolina"
63 • The town should use one letterhead design, and departments will have flexibility to add
64 departmental logos
65 • The circle with the seagulls, sea oats, and beach is the town logo and will maintained as it now
66 exists
67 • Signage will be replaced at the north and south entrances of town
68 • Extraneous signs for the "Tree City," and "Storm Ready," etc. would be posted elsewhere as free
69 standing signs
70 • Options to optimize use of the secondary sign for event advertising should be presented for use
71 at the bottom of the welcome signs so banners could be eliminated
72

73 Mayor Samples encouraged council and staff to maintain the partnership with HGTC as it would
74 benefit the students and the town. Mr. Johnson thanked the KSBB members for their hard work on this
75 project. Mayor Samples agreed and said that way finding signs that would be addressed at a future date
76 should be designed so there is consistency in the branding. Some type map to direct tourists to various
77 venues would be helpful.
78

79 Mayor Samples asked for comments pro or con about the faux wood design. Everyone that
80 responded was positive. Ms. Lauer said KSBB approved having way finding signs that would keep the
81 faux wood look.
82

83 **3. ADJOURNMENT.**
84

85 Mr. Smith moved to adjourn the workshop at 6:04 p.m. Ms. Mabry seconded. All voted in favor.
86 **MOTION CARRIED.**
87

88 Prepared and submitted by,
89

90 _____
91 Debra E. Herrmann, CMC, Town Clerk

92 Approved: August 27, 2013
93

94 _____
95 Douglas F. Samples, Mayor
96

97 _____
98 Mary Beth Mabry, Mayor Pro Tempore
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100 _____
101 Mark L. Johnson, Town Council
102

103 _____
104 Roderick E. Smith, Town Council
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106
107 *Clerk's Note: This document constitutes action minutes of the meeting that was audio taped. An*
108 *appointment to hear audio tapes may be scheduled with the town clerk. In accordance with FOIA,*
109 *meeting notice was distributed to local media and interested parties. Meeting notice was also posted on*
110 *bulletin boards outside council chambers and in town hall reception.*



**SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
AUGUST 13, 2013 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS**

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8 **1. CALL TO ORDER.**
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10 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore
11 Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A
12 quorum was present. Others present: Town Administrator Fellner; Planning Director Morris; Police Chief
13 Keziah; Public Works Director Adair, and Town Clerk Herrmann.
14

15 Mayor Samples called for a moment of silent prayer in remembrance of Mr. Bob Hanson who
16 passed on Saturday, August 10th. Mr. Hanson was a valued and very well respected citizen of the town
17 who served the town in various capacities over the years. He will be missed as he was a friend to
18 everyone.
19

20 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**
21

22 Dr. David Powers of The Pilgrimage Church gave the invocation. Mayor Samples lead the
23 Pledge.
24

25 **3. AGENDA APPROVAL.**
26

27 Mr. Smith moved to approve the agenda. Ms. Dodge seconded. All voted in favor. **MOTION**
28 **CARRIED.**
29

30 **4. MINUTES APPROVAL.**
31

32 Mr. Johnson moved to approve the special meeting minutes of July 12, 2013 as submitted. Ms.
33 Dodge seconded. All voted in favor. **MOTION CARRIED.**
34

35 Mr. Johnson moved to approve the minutes of the July 23, 2013 regular meeting as submitted.
36 Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**
37

38 **5. PUBLIC COMMENTS – Agenda Items (3 minutes.)**
39

40 There were no public comments on agenda items.
41

42 **6. COMMUNICATIONS.**
43

44 **A. Proclamation #13-86, Constitution Week, September 17-23, 2013, Mrs. Lyle Werner.**
45

46 Mayor Samples presented Proclamation #13-86 to Mrs. Werner that proclaimed the week of
47 September 17th to 23rd, 2013 as Constitution Week in the Town of Surfside Beach.
48

49 Ms. Werner thanked Mayor Samples on behalf of the Theodosia Burr Chapter of the National
50 Society of Daughters of the American Revolution for publishing the proclamation. She encouraged
51 everyone to reaffirm the ideals held by the authors and framers of the constitution and to teach their
52 children the Preamble to the Constitution. This year is the 226th Anniversary of its drafting. She said as a
53 note of interest that Mrs. Burr is buried at Brookgreen Gardens and that was good way to introduce
54 everyone to history.
55
56

57 **B. Department Reports.**

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59 **i. Fire.**

60
61 Chief Cimini was out of town at a conference. Chief Keziah presented the written report on his
62 behalf, a copy of which is on file. Chief Keziah noted that there were 99 incidents for the month of July.
63 Staffing levels for volunteers remained the same. There were four applications being reviewed by the
64 volunteer review committee. Saturday, October 12th is the Community Family Day for public education
65 and open house at the fire station. During July, fire and police personnel did joint training on the beach
66 with jet skis for to certify them for ocean rescues. He believed the training would serve the community
67 well. Three staff members attended the National Fire Academy in Maryland in July. Chief Keziah read
68 the statement from Chief Cimini about the ocean rescue in July:
69

70 **Chief Daniel Cimini wrote:** On the evening of July 12, 2013 units with Surfside Beach
71 Fire Department (SBFD), Surfside Beach Police Department (SBPD), and Horry County Fire and
72 Rescue Medic 31 were dispatched to a swimmer in distress. On arrival, our personnel were told
73 that a 14 year old male had gone under the water and had not been seen since. Personnel from
74 SBFD and SBPD began a visual search of the ocean up and down the beach from the last known
75 location.
76

77 Chief Keziah said he was there on scene. The ocean that night was the roughest surf he had
78 seen all season. The moon was not out and everything was totally dark. The rescuers were behind the
79 8-ball to start with. He continued reading:
80

81 The surf was extremely rough and it was almost impossible to launch the one jet ski that SBPD
82 had. Many attempts were made with personnel being beaten badly by the heavy waves. Police
83 Sergeant Officer Sliker was able to clear the waves and begin his search only to be forced back
84 in do to the heavy surf conditions. Acting Engineer Michael Medeiros with SBFD organized a
85 daisy chain of personnel and civilians in an attempt find the young man. The crew and civilians in
86 the daisy chain were near exhaustion after approximately 15 minutes and exited the ocean due to
87 safety reasons. Acting Engineer Medeiros who was the end person in the ocean on the first daisy
88 chain reorganized a second chain in an attempt to find the missing swimmer. Just as they were
89 going to re-enter the water, the victim seemed to pop up in the surf about 20 yards off shore,
90

91 Chief Keziah said by that time they had deployed some pole lighting and a generator. As soon as
92 the generator and lights came on, by the grace of God, the lights were pointed straight towards the
93 swimmer when he popped up. He continued reading:
94

95 Engineer Medeiros and Surfside Police Sergeant Donnie Sliker, and Beach Patrol Officer Boggs
96 from Horry County Police Department entered the ocean to grab the victim. All three were hit by
97 heavy waves and went under the surf. Personnel kept hold of the victim and brought him to
98 shore. Once on the shore, EMT (emergency medical technician) Michael Miller and Medic Tim
99 Tucker began CPR (Cardiopulmonary resuscitation) and life saving procedures on the beach.
100 The victim was transported to the hospital, while en-route to the hospital the medical crew was
101 able to get a pulse. The patient was transported to the Medical University of South Carolina,
102 where he remains in critical condition.
103

104 Chief Keziah said the victim was under the water in the ocean between 30 and 45 minutes. Just
105 the fact that the young man was still alive today was a miracle. He had several conversations with the
106 child's mother and she couldn't express her gratitude to the town and the employees that helped her son.
107 He continued reading:
108

109 The SBPD, SBFD, and HCFR, and Horry County Police Department personnel are to be
110 commended for their actions. The victim was under the water for over 30 minutes, and efforts of
111 the crews were outstanding in the commitment to continue the search under such extreme
112 conditions, even when it appeared that the individual had drowned.

113
114 Chief Keziah said he and Chief Cimini were preparing documents for life saving awards and
115 meritorious awards to recognize these individuals at the next Town Council meeting. The website to
116 check on his recovery progress is <http://www.gofundme.com/evanmcreynolds>. He was very proud of the
117 efforts and perseverance of the SBPD, SBFD, and Medic 31 personnel. Chief Keziah said he checked on
118 Mr. McReynolds today and found that he is responding to stimuli and is breathing on his own. He asked
119 every to keep the family in their thoughts and prayers. (*Applause*)
120

121 **ii. Planning, Building & Zoning.**
122

123 Ms. Morris presented the written report, a copy of which is on file. Staff issued 104 permits in
124 July, up from 60 permits issued in July of last year; 71 inspections were done; 39 business licenses were
125 issued; 14 plan reviews, and several consultations with property owners and contractors were held. The
126 old Taco Bell and St. Angelo's buildings were being renovated for new businesses. Both owners are
127 trying to open as quickly as possible. Harbor Lights development requested that the town take over
128 ownership and maintenance of the streets within the development. Mr. Adair and she met with the
129 developer and reviewed the changes, corrections and additional documents that were required before
130 making a presentation to Town Council. The information was received the end of last week. She was
131 certain it would be on the next agenda. There were questions recently about the certifications held by
132 staff in the planning, building and zoning department. The building official holds a Certified Building
133 Official certification that enables him to perform commercial and residential building plan reviews,
134 inspections, enforcement issues regarding building codes, and enforcement of the property maintenance
135 code. The building official also holds a Stormwater Plan Reviewer certification, which allows him to
136 review and approve stormwater plans. As director, Ms. Morris holds the Certification of Planning and
137 Zoning, which allows for interpretation of the town's zoning ordinances and enforcement, Land
138 Development Regulations, and the town's Comprehensive Plan. She also is certified as a Stormwater
139 Inspector, which together with the building official's certification as a stormwater plan reviewer allows
140 them to perform stormwater plan reviews and inspections for NPDES (National Pollutant Discharge
141 Elimination System) permit requirements. Fees for stormwater plan reviews and inspections will now be
142 retained by the town, instead of paid to an outside engineer. The permit technician has one year from the
143 hire date to obtain a Permit Technician Certification and he is scheduled to take that test next month. The
144 Town Code of Ordinances allows the town administrator to designate code enforcement officers to
145 regulate and enforce the code. Many of those codes were strictly enforced by the police department.
146 Other areas of the code were enforced by the business license inspector. Chapter 7, which is Health and
147 Sanitation, and also includes Nuisance were enforced by the police department, the planning, building
148 and zoning director, the building official, and the public works director.
149

150 **iii. Police.**
151

152 Chief Keziah presented the written report, a copy of which is on file. July was a very busy month.
153 There was an 11.3-percent increase in calls for service, which was up to 1,293 from 1,161 in June.
154 Arrests data comparing July 2012 with 208 arrests, to July 2013 with 250 arrests was 17.3-percent
155 increase. In July 2012, there were 42 reportable burglaries, which include businesses, residential, cars
156 and any attempted burglaries where access was attempted to be gained, but nothing was taken. In July
157 2013, there were only 8, which was a significant reduction. Chief Keziah said they were proud of that
158 number, even though 8 was still too high. Officers were working diligently to combat burglaries with
159 different initiatives. Sergeant Matt Prock received full medical retirement effective July 18th due to a
160 shoulder injury he received during training. The department wishes him and his family the best as he
161 faces multiple surgeries. Sergeant Sliker was laterally transferred to the detective bureau to take the
162 position as lead investigator. Corporal Lee Black was promoted to Sergeant and he had assumed his
163 duties as a platoon commander. Both of them were more than ready to take on their new challenges and
164 they wished them the best. There was one vehicle pursuit that lasted about 30 seconds; the driver was
165 operating the vehicle so badly driving down the frontage road throwing out stolen golf clubs, the
166 supervisor properly called off pursuit immediately. The car was identified and an arrest was made at a
167 later time. There were two use of forces that required reporting: one for resisting arrest and disorderly
168 conduct with minor injuries caused by scrapes when the perpetrator was placed on the ground; the

169 second was the arrest of a jail inmate with handcuffs that escaped from an Horry County transport van
170 who ran past Officer Byrd as he sat in a parking lot writing a report. Officer Byrd received a
171 commendation for the capture. Corporal Ziolkowski, the department's new K-9 officer, and Patrolman
172 Byrd attended a free drug investigation class in Lexington on July 10th put on by the Drug Enforcement
173 Administration. Information covered was report writing, courtroom preparation, and asset forfeitures.
174 With the US Marshall's Task Force assistance the department cleared 11 outstanding warrants and
175 collected \$5,500 in bond money. The department staffed the July 4th celebration at the pier and
176 performed traffic control to help get everybody out of town in a safe manner. Chief Keziah said town
177 officers along with other area officers will participate in a program to combat underage drinking.
178 Identification checks will be done in bars, and some quasi-undercover operations will be done. The
179 Citizens Police Academy graduates Thursday night beginning at 6 o'clock p.m. Everyone was invited to
180 attend.

181
182 Ms. Kohlmann said she was also going to mention the burglary numbers, because they were
183 very, very good. She hopes that people take time to go on line and review the reports to see not only
184 when crime numbers go up, but also when they drastically go down. It was important to know, and
185 recently the police department made a lot of great arrests. In a recent news release, there was a
186 comment about citizens helping the officers. She thought that was another thing that everyone should
187 remember; to get involved in some of the programs with the police department. You did not have to be
188 physically involved, but being aware would only make the town a better place. Ms. Kohlmann said
189 congratulations to Sergeant Black, who was at the meeting, and also to Sergeant Sliker. She thought the
190 police department was doing a great job, and said thank you very much.

191
192 Chief Keziah said there was an arrest for some car break-ins over the weekend. The department
193 cleared 7 car break-ins, and filed a gun charge against the perpetrator. The department started an email
194 list for citizens that want to be notified when press releases were sent. Many residents have already
195 signed up. If anyone wants to sign up, please let him know or call the station. Chief Keziah said the
196 annual pancake fund raiser was last Friday night. He thanked everyone for their support, participation
197 and help. They raised \$6,000 for Special Olympics, which was up from \$4,800 last year. The proceeds
198 will be used for Horry County Special Olympics games. *(Applause.)*

199
200 **C. Administrator's Report – Update on Current Events.**

201
202 Ms. Fellner reported that the beach luau was a great success. There were over 500 people
203 attending. Everyone seemed to have a good time. A list of new businesses was sent to the business
204 committee, because they intend to make and deliver welcome baskets to all new businesses, except
205 home-based ones, on an on-going basis. The baskets will be filled with in-kind donations from the local
206 business community meaning there will be no cost to the town. The business committee established a
207 fixed schedule of the second Monday monthly at 7 p.m. in council chambers, if anyone wanted to attend.
208 Ms. Fellner said the Guy Daniels Surf-Off certificate of liability insurance was received with the town
209 named as an additional insured. Ms. Fellner said to make sure that council was clear, the town loans the
210 event one stage, a couple of tents, some chairs, and some extra trash cans for the event. In addition,
211 staff delivers; sets up, and picks up the items to return them to storage. Guy Daniels is aware that they
212 will be billed for staff time and gas as regards to set up and tear down. Guy Daniels was asked to make
213 their own arrangement for Port-a-Johns, because Elvis will usually donate them for events, and Elvis
214 actually donated them. Ms. Fellner said that the conduit in the HVAC (heating, ventilation and air
215 condition) system unit above Mr. Smith's seat was rewrapped, so the unit should no longer be dripping on
216 his head. *(Laughter.)* Mr. Smith was asked to verify that. *(He nodded positively.)*

217
218 **7. BUSINESS.**

219
220 **A. Second Readings of Ordinances**

221
222 **i. 13-0755 to amend §3-23 Registration of Dogs to exempt Certified Service Dogs from**
223 **paying registration fee, Administrator Fellner.**
224

225 Ms. Fellner said first reading was adopted at the last meeting; second reading was presented
226 without changes and the ordinance stipulated that service dogs were exempt from paying registrations
227 fees, but were required to register.
228

229 Mr. Stevens moved to adopt second reading of Ordinance #13-0755. Ms. Dodge seconded. All
230 voted in favor. **MOTION CARRIED.**
231

232 **ii. 13-0757 to amend §13-52(d)(8) Marine Construction to eliminate docks, Director**
233 **Morris.**
234

235 Ms. Morris presented second reading saying docks were prohibited on the town's lakes and the
236 provision for a fee should be removed from the ordinance.
237

238 Mr. Johnson moved to approve second reading of Ordinance #13-0757. Mr. Stevens seconded.
239

240 Mr. Johnson pointed out that this was more or less a housekeeping issue. Ms. Morris said that
241 was correct.
242

243 All voted in favor. **MOTION CARRIED.**
244

245 **B. First Readings of Ordinances**

246 **i. 13-0754 to amend §2-20(b) Travel Per Diem, Mayor Pro Tempore Mabry and**
247 **Councilmember Johnson.**
248

249 Mr. Johnson moved to approve first reading of Ordinance #13-0754 as presented. Ms. Mabry
250 seconded.
251

252 Mr. Johnson explained that councilmembers could not agree at the last meeting about the
253 ordinance. The proposed ordinance was 'cleaned up' and streamlined. He believed it was presentable
254 as is.
255

256 All voted in favor. **MOTION CARRIED.**
257

258 Mayor Samples asked Ms. Fellner to get a legal review on the ordinance insofar as it applied to
259 changing councilmembers' income.
260

261 **ii. 13-0756 to add chapter 12, Article 5, Stormwater Retention Ponds allowable boats on**
262 **town stormwater retention ponds, Councilmember Smith and Director Morris.**
263

264 Mr. Smith moved to adopt first reading of Ordinance #13-0756 as presented by Director Morris.
265 Mr. Stevens seconded.
266

267 Mr. Smith moved to amend section 12.101, subparagraph b, boats, to add the words not to
268 exceed 18-feet in length at the end of the sentence. Mr. Stevens seconded.
269

270 Mayor Samples asked Ms. Morris if there were issues with that amendment. She replied no.
271

272 All voted in favor. **MOTION TO AMEND CARRIED.**
273

274 Mr. Smith moved to amend paragraph 12.102 under operations to add the following sentence at
275 the end: A boat must have US Coast Guard approved life jackets for each person in the boat. Mr.
276 Stevens seconded.
277

278 Mr. Smith said it was a federal requirement to have life jackets, and he believed it was
279 appropriate to include the sentence in the ordinance.
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Mr. Stevens concurred, saying if that child that almost drowned had a life jacket, he would probably have been well today.

Ms. Mabry asked for clarification; was the amendment to require life jackets in the boat or to wear them on the body. Mr. Smith said the federal requirement was to have one for each person in the boat, and he thought the town should be consistent with that.

All voted in favor. **MOTION TO AMEND CARRIED.**

Mr. Smith moved to amend paragraph 12.106 Penalties to delete five hundred (500) and insert one hundred (100), and delete the part of the sentence that says "or imprisonment for not more than 30 days." Mr. Stevens seconded.

Ms. Kohlmann asked if there was a standard set for fines and penalties; did the council have authority to establish that or was that a judicial decision. Ms. Fellner said this change would need to be reviewed by the town attorney. Ms. Morris said she spoke briefly with the town attorney. The fines and penalties as stated were the same that applied to all of the town codes, which were misdemeanor offenses of a maximum fine of \$500 plus state and federal assessments or imprisonment. Ms. Fellner would ask the attorney if in cases like this where council did not want any possibility of imprisonment and wanted to prescribe the fee, it that would be allowed. The question was not presented before first reading, because she wanted to know how all councilmembers felt.

Mayor Samples said first reading would move forward, and the attorney would review the ordinance before second reading. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Kohlmann, Smith and Stevens voted in favor. Councilmember Johnson voted against. **MOTION TO AMEND CARRIED.**

Mr. Smith moved to amend paragraph 12.103 Storage to delete the last sentence, "In no case shall remain in the retention ponds during non-daylight hours." Mr. Johnson seconded.

Mr. Smith said the sentence was confusion, and there were a number of people that had paddle boats that were too heavy to be removed from the water each night. As long as they were properly tied and secured, he believed that was enough on the subject of storage.

Mayor Samples asked if boating was being allowed at night time by allowing the boats to stay in the water at night. Mr. Smith did not believe so; he was simply saying the boat had to be secured. He suggested at second reading better words would be offered. Mayor Samples asked that when the ordinance is presented for second reading that it clearly state boating is allowed only during daylight hours.

All voted in favor. **MOTION TO AMEND CARRIED.**

Mayor Samples called for the vote on the primary motion as amended. All voted in favor. **MOTION CARRIED as AMENDED.**

iii. 13-0758 to amend §9-7 to add Paragraph (7) No parking against traffic flow, Police Chief Keziah.

Chief Keziah explained that state law addresses parking with the flow of traffic when a curb was present, but there was no code to address wrong way parking when a curb was not present. There were no provisions in the town code to address parking against the flow of traffic regardless of whether a curb was present. The proposed ordinance was drafted after discussions with staff and review by the town attorney.

Mr. Smith moved to approve first reading of Ordinance #13-0758. Mr. Stevens seconded.

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Mr. Smith thanked Chief Keziah for bringing the ordinance as he often wondered why the town did not enforce parking against the flow of traffic. Chief Keziah said he could not take full credit, because it was a recommendation from the parking committee. Mr. Smith thanked the parking committee.

Mayor Samples asked if the ordinance would apply throughout the town. Chief Keziah said yes.

All voted in favor. **MOTION CARRIED.**

iv. 13-0759 to add §13-23 to require 2 hour fire walls and 15-inch between water closet and shower, Director Morris.

Ms. Morris presented the ordinance requesting that the term water closet be changed to toilette, because that was the intent, i.e. measuring from the toilette to the tub. She asked several contractors about this code issue and those contractors that build in Surfside Beach on a very regular basis said they automatically use 15-inches between the tub and toilette. Two Horry County contractors were asked and they said that they would use the 2012 code requirements. Staff's concern was that engineered plans that meet the 2012 code would be presented for approval, and those plans would be denied and then additional costs would be incurred to have their engineer to change the plans and then submit for another review, which also would delay the process. Ms. Morris was not saying the suggestion was not good, but she was trying to make sure Town Council understood what would happen. Engineers and contractors would build according to the 2012 code, but Surfside would have an additional code. The builders and buyers could easily go to any other municipality and build to that code. Staff already receives a lot of grief about Surfside going above and beyond.

Mayor Samples thanked Ms. Morris for the comments.

Mr. Smith said before he made a motion to approve the ordinance, he wanted to ask Ms. Morris if the recommendation was to change the words water closet to toilette. Ms. Morris said yes. Mr. Smith asked if shower should be replaced with tub. Ms. Morris said no, because sometimes there is only a standup shower in the bathroom.

Mr. Smith moved to approve first reading of Ordinance #13-0759. Mr. Stevens seconded.

Mr. Smith moved to amend the ordinance where it says water closet to change it to the word toilette. Mr. Stevens seconded.

Mayor Pro Tempore Mabry and Councilmembers Dodge, Johnson, Kohlmann, Smith and Stevens voted in favor. Mayor Samples voted against. **MOTION TO AMEND CARRIED.**

Mr. Smith said he built his house beginning in 1998 and it was completed in 1999. His builder knew he was building in Surfside Beach, so he added \$10,000 to the price because the town was more stringent. His builder asked if he really wanted to build in town, and Mr. Smith told him yes, he wanted to be in Surfside Beach. It was worth it to be in Surfside Beach. Even though these were minor things to some people, Mr. Smith said they were extremely important. The current code before 2012 said 15-inches, and the document changed it to 12-inches, arbitrary, no reasoning. They just arbitrarily changed it. Mr. Smith personally did not agree with that kind of decision making. There was a lot of splashing when there was a shower curtain. Sometimes when people fall between the tub and toilette, it was hard to get them out. Those were the reasons he wanted 15-inches and he wholeheartedly moved [sic] to adopt first reading.

Ms. Mabry said she had the opportunity to talk with several contractors and an engineer. These were national standards that were adopted. People have their dream homes in their mind before they ever buy a lot. When their plans were drawn up, they were drawn up to meet International Code. There was not an architect in Massachusetts [sic] who thinks the town has different codes. They were minimum standards throughout the county; minimum standards throughout the state. When plans were brought in

393 for review, it was a little unfair, because the town did not like three inches; to say no, we want you to take
394 it back to your architect or your engineer, pay an additional fee, and then bring it back to us for plan
395 review, because somebody just didn't like the three inch rule. Ms. Mabry said she did not care if there
396 was splashing; her shower and toilette were not that close, but that was her choice. If you did not want
397 your shower and toilette that close, that was your choice. She reiterated that those were international
398 codes and to put an undue burden on people building in Surfside was grossly unfair.
399

400 Mr. Stevens said one of the reasons he built his house in Surfside, and it was a little bit harder to
401 find a contractor who would build it, because Surfside does go the extra mile and go the extra steps to
402 make sure you build your house right. He was fortunate enough to have Mr. O'Quinn, who still works part
403 time for the town, inspect his house. Mr. Stevens asked him to make sure that the subcontractors did
404 everything right. In regards to the two hour firewall, Mr. Stevens said a two hour firewall may be the
405 difference in saving a life in a fire. The 15-inches was no big deal. If you were building in Surfside, you
406 should build it right. Your builder should follow the rules and all you had to do was tell them up front when
407 they go into the office to get their permits. Mr. Stevens said it was just communication by the building
408 department to the builders so that would eliminate that problem. He was 100-percent in favor.
409

410 Ms. Morris explained that when builders came in, they already had their plans drawn.
411

412 Ms. Mabry said the town has never been different than any other city. The town used to use the
413 Southern Building Code (SBC), and she knew there were some in the audience that remembered that,
414 and then it changed to the International Building Code (IBC). When the town used the SBC, it had the
415 same code that the county had. The difference was that Surfside Beach actually really did enforce it.
416 They did not have any other building codes. Mrs. Mabry's husband used to build in Surfside Beach, and
417 his biggest complaint was if you read the thing [code] before you starting putting up a house, you wouldn't
418 get into the trouble you're getting in today. We never had stricter; we had the same, except we enforced
419 it. That was the only difference. Now we have the International, because that was the standard. The
420 town dropped the SBC. It was the minimum standard and that was what you were going to get when you
421 adopt codes. You get the minimum standard, so if you choose to have something else done, that's fine.
422 But, we have to have a standard. We cannot just keep saying well, I don't like and then change it and
423 expect somebody to bring in a set of plans, then decide that somebody didn't like something and ask
424 them to go back and have them pay more to have it redone. Ms. Mabry said she just could not say how
425 unfair and unjust that was. It had nothing to do with the quality of work.
426

427 Ms. Kohlmann said point of information; she did not really care about the number of inches, and
428 she did not know anything about building houses, nor did she pretend to. She was concerned with the
429 two hour fire wall. She asked if there was an explanation for that change. Ms. Morris said the options in
430 the IBC now are to either put in a two hour fire wall or if a sprinkler system was installed, the fire wall
431 could be a one hour fire wall. She spoke with the state fire marshal who said he always preferred a
432 sprinkler system, because it should put out the fire automatically. But, he said either method was
433 acceptable.
434

435 Mayor Samples said for years the Town of Surfside Beach has enforced the building codes. That
436 caused great ire with some builders, particularly those who were not used to working in the town. He
437 thought it was a mistake for the council to get into picking and choosing which international building
438 standards that the town would follow and which ones they would make a little bit stricter, because we
439 think we know better. The IBC can be researched on the website; the codes were developed by expert
440 professionals and reviewed by peer groups and were written by people that knew what there were talking
441 about. Town Council was going to give credence to those builders who come from out of town to do a
442 project who are following the IBC. The planning director will not know whether there is a problem until
443 they do the detailed design review. The fact of the matter is a few inches did not sound like a lot, but it
444 can have great unintended consequences when a design was being re-engineered. Mayor Samples said
445 he would not support the ordinance for extra inches. The sprinkler system requirement was why the fire
446 wall was being allowed to be a one-hour wall in condominiums, which are expensive. He asked
447 councilmembers to think about the bigger picture the change might make, instead of tweaking the IBC.
448

449 Mr. Johnson asked if they were strictly discussing townhouses and duplexes. Ms. Morris said
450 that was correct. Mr. Johnson asked if the IBC require sprinkler systems in those types of buildings. Ms.
451 Morris said a two hour rated wall can be built, or they may install sprinkler systems with a one hour rated
452 wall.

453
454 Councilmembers Smith and Stevens voted in favor. Mayor Samples, Mayor Pro Tempore Mabry,
455 and Councilmembers Dodge, Kohlmann, and Johnson voted against. **MOTION FAILED. First Reading**
456 **Defeated.**

457
458 **v. 13-0760 to add §4-39 Solicitation for Town Sponsored, Charity and Nonprofit Events,**
459 **Administrator Fellner.**

460
461 Ms. Fellner said this information was presented to Town Council at the last meeting. A decision
462 paper was presented, a copy of which is on file. The ordinance would establish Section 4, Article 30,
463 Solicitation for Town Sponsored, Charity, and Nonprofit Events and provide authority, the procedure by
464 which solicitations could be requested, and prescribe the penalty for violations. She explained that it is
465 always in the best interest of a municipality to have a clearly outlined procedure whenever the collection
466 of monies by the public is involved. Failure to act positively would mean that the solicitation of funds for
467 town-sponsored events would not be allowed. Ms. Fellner said the ordinance would need to be reviewed
468 by the town attorney prior to second reading.

469
470 Mr. Johnson moved to adopt first reading of Ordinance #13-0760. Mr. Stevens seconded. All
471 voted in favor. **MOTION CARRIED.**

472
473 **C. Resolution #13-139 to Promote Work Place Safety, Administrator Fellner.**

474
475 Ms. Fellner said the town just had its annual insurance audit. Various safety and wellness tasks
476 are required to minimize the town's premiums, one of which was to as Town Council to adopt a work
477 place safety resolution. She presented the consideration paper, a copy of which is on file, and said that
478 adoption of the resolution would give the town five additional points on its yearly safety audit score done
479 by the Municipal Association of South Carolina, and would also help minimize workers compensation
480 premiums.

481
482 Mr. Johnson moved to approve Resolution #13-139. Mr. Stevens seconded. All voted in favor.
483 **MOTION CARRIED.**

484
485 **D. Committee Appointments – (May be deferred until after executive session.)**

- 486
487 **i. Construction Board of Adjustment & Appeals (1 vacancy)**
488
489 **ii. Stormwater Committee (1 vacancy) – Alan Beck, volunteer**
490
491 **iii. Senior Citizens Committee (4 vacancies)**
492 **a. Cindy McLaughlin, resignation**
493 **b. Joe Buczek, volunteer**
494 **c. Lonnie Hopkins, volunteer**
495 **d. George Moustakis, volunteer**
496 **e. William G. "Bill" Thomas, Jr., volunteer**

497
498 Mayor Samples said committee appointments would be addressed after executive session.

499
500 **8. DISCUSSION – Any matters of concern or information to be discussed by Town**
501 **Council.**
502

503 Ms. Mabry reminded everyone that the food drive was ongoing until the end of August. If anyone
504 needed to have items picked up, she would be glad to do so. Ms. Mabry encouraged everyone to
505 participate so the food tonnage would exceed last year's amount.
506

507 Mr. Johnson asked if Ms. Mabry would announce the drop off locations. Ms. Mabry said drop off
508 locations were the Bi-Lo and Piggly Wiggly grocery stores in Surfside Beach, and at town hall and the fire
509 station.
510

511 Ms. Kohlmann said donations could also be dropped off at South Strand Helping Hand, 812
512 South Poplar Drive.
513

514 Mayor Samples said time passes quickly, and town council needed to evaluate its employees.
515 He asked that evaluations for the town administrator and the town clerk be added to the next regular
516 meeting agenda.
517

518 **9. PUBLIC COMMENTS – General Comments (5 minutes.)**
519

520 "Tom Dodge, 15th Avenue North. I wanna thank one of our own, Mr. Harry Kohlmann, for his idea
521 for the luau last night, and I wanna thank Debbie and her staff for pulling it off. Anybody that wasn't there
522 missed an absolute treat. It was, in my opinion, better than the fireworks, better than the 4th of July, better
523 than anything we've done in a long time. It was on the beach where we should be doing things. It was
524 well attended, and kudos to all the people who had anything to do with it. It was great." (*Applause.*)
525

526 "Alan Beck, 626 10th Avenue North. A couple of things; one on the Sunday afternoon concerts,
527 I've been going to a lot of them, and they are, are wonderful. This last Sunday, when I got there,
528 immediately Councilwoman Dodge mentioned to me that Hounddog that runs those concerts for us, his
529 dad had died the night before, but because he really believes in those for Surfside Beach, he showed up
530 Sunday afternoon. Now, some of his, one of his performers didn't show up, and he ended up having to do
531 a whole set of performing and singing, and that guy has done wonderful service for us for a number of
532 years. Y'all are missing a treat, if you like folk music and, and guitar; that kind of stuff. I'd like to thank all
533 the members of the council, cause I mentioned last week, came back from vacation and I was shocked
534 and appalled to see what had been done on docks and boats, and I sent you all an email. I've talked with
535 you all individually and I see that you have made some changes on the, the dock thing based on what I'd
536 done there. Mary Beth invited me to come and sit down with some of the town people. I feel bad,
537 though, that all of a sudden this project, at the last meeting I was at we had a view graph on the wall, a
538 picture, a PowerPoint that was showing how we're gonna limit the amount of space out into the lake
539 people could put docks, and all of a sudden, it got shifted to we're gonna prohibit docks, and I looked
540 back to see why that was, and I read in the paper, so that's why last town meeting I came up in my three
541 minutes and said this was based on bad data. Everybody was saying the water polluted, and I presented
542 you with the data that showed our water is excellent, and fine quality in Lake Elizabeth and Lake
543 Dogwood, and that whole water quality reason ought to be thrown out. I think there's three reasons
544 probably for what you did on docks and what's being done on boats, and I think the second reason was
545 liability, and I read back in some of the minutes of what people have said while I was gone, and the idea
546 was well, a boat can wash away and block the weir and the town's gonna be liable for that and it's gonna,
547 you know, make a big mess. I talked to John Adair. I said why can't we just build a little frame in front of
548 the weir, which is called a debris guard, and then anything that washes down, it could be the shingles off
549 the top of, you know, somebody's shed or, or you know, whatever. It can't block the weir, because it's
550 held off by the debris guard. So, the whole liability worry about a boat or a dock blocking the weir is gone.
551 So, there's your two major reasons that were cited in the paper. If any of you voted to do what you did to
552 prohibit docks based on those two pieces of data that were erroneous, that we have polluted water, which
553 we don't, or the idea that we got this liability that we gotta protect us from, which is gonna be easily taken
554 care of by that weir, then you ought a reconsider and revote. I think you owe the town that to go back on
555 the folks that (**). The other third reason, I guess, for what you did on docks, was what I heard some
556 people talking about here. It got very emotional. I'm sorry we got so emotional about the whole thing.
557 But, it seemed like a desire to keep your neighbor from being able to enjoy the lake. There were some
558 people that didn't want anybody to have boats. Some people were up saying we were gonna have a big

559 circus out there and have all these jet skis running around, and so forth. I've never seen it. I've never
560 seen outboard motor boats running around on the lakes. Maybe one in the last, you know, six or eight
561 years. But, they soon quit and leave, so I don't think that's a big problem. Although, I did suggest and I
562 think you've taken (**) that maybe motorized boats that make a lot of noise ought to be off the lakes. I
563 don't know about the people that use a trolling motor, and I don't know if it's in your ordinance. (**)
564 amended it, and I guess it'll come out on line or something. But, I urge you to rethink, if you were misled
565 by the public comments or whatever came up, and the fact that you didn't get the good data from
566 stormwater committee on how good the water is, or you didn't get information on how extensive the
567 liability was, I suspect the liability for a lake issue is less than the liability for our skate, skate board place.
568 I suspect it's less than the liability for people going out on the pier where people can, you know, hook you
569 in the back of the head or something like that, or you can trip on one of the nails that comes up and fall
570 over, or whatever, or the surf-off, which the paper now tells me we're in shark infested waters. I think
571 we've got risk all over town. I think the risk in the lake is pretty small, and from my house in the middle of
572 the lake you can stand up and it's about knee deep, and, and, and the risk, you know, of drowning out
573 there is really minimal, and so I think if you were led into thinking the risk was way up there, then that's
574 another reason that I ask you to reconsider and reconsider the people that have a lake front house, and
575 feel like they just want to be able to put a boat out there and have a dock there. You know, it's not gonna
576 be a big issue or problem for the town, and if you outlaw the motor boats coming into the town, maybe
577 that was the word, I think (*time ended*) that would be taken care of. Thank you." (*Applause.*)
578

579 "John Ard, 612 Cypress Drive, Surfside. Just a couple of good comments tonight. Number one is
580 the pancake supper was very, very good. My family and I went and we enjoyed it very much. As a matter
581 of fact, I might say we won four tickets to it, and like I told 'em, that's the first time I ever won anything in
582 my life, except a good fight. (**) The police did a very good job of waiting, waitering [sic], and
583 waitressing. We had some good fellowship and all, and like the chief said, I think it was \$4,800 last year
584 and \$6,000 this year, so they done [sic] very well for themselves and everything. On another point here,
585 the other night the chief just talked about a guy doing car break ins. That happened within a half block of
586 my house. The police response to that was, I mean they were Johnny-on-the-spot, and just about caught
587 him pretty much in the act all of a sudden, yeah, and so they got him arrested and everything, and come
588 to find out he had a gun on him. So, it could've been a terrible situation, if they hadn't, if the response
589 time hadn't been so good and everything, and, on another note, I don't know how many know this and all,
590 but the number one convict in Horry County is no longer with us. He was caught in Alabama, and it's not
591 clear yet as to whether he was shot by the police or he committed suicide when the police approached
592 him. But, he's the guy, his name was Brent Dotson, and y'all probably seen a lot on the Internet and stuff
593 about him where he had raped six year old girl and some different things and some stuff like that, and
594 would like to say tonight that that situation is taken care of now. The Man Upstairs seen fit for it to end
595 the way it did, and he won't be harming no other little girls. Thank y'all."
596

597 "Mary Ann Hunt, Cypress Drive. I just want to say everybody should thank Debbie Ellis and her
598 crew for the luau. It was gorgeous, and also we go every week to the Houndog and that is excellent
599 good. Another thing, we spend a lot of time at the park, the Veterans Park, because our Dixie likes it, and
600 sometimes, because Dixie's not allowed in restaurants, we take supper or lunch to the gazebo, and it's
601 really bad. There's [sic] cigarette butts all over the whole place, a lot of times, and another thing I find
602 disturbing is they sit on the blocks, the bricks for the Veterans Memorial and they throw the cigarette butts
603 on there. I think that's horrible, and I'm just wondering if we could have some kind of signs, even though I
604 know a lot of people won't pay attention, but maybe it would help a few to do that, and by the way, Dixie
605 has her license. (*Laughter.*)" Mayor Samples said thank you. Ms. Hunt: "You're welcome."
606

607 "I'm Ron Whitcomb, 103 Harbor Lights Drive. I'd just like to kind of follow up on the gentleman
608 about the docks and boats. As far as the docks go, there's [sic] an awful lot of us that live around the
609 lakes here that are very disappointed about that. I think this thing might have been over thought a little bit
610 with a, with the size of the docks and everything that was proposed. Most of us are looking for a little,
611 small dock to tie a little boat up to. We weren't really looking for anything too big. But, if you did, in fact,
612 have to do with the water quality, which I don't know how much that did or didn't affect you, I've been in
613 that lake twice recently fishing for bass, and they apparently handle the shoreline better than I did. So,
614 that wasn't intended (*laughter*), but I did take a couple of dips and I'm fine, so it seems to be alright. You

615 want to keep in mind, also, this water that runs out of there empties onto the beach. So, if you're
616 concerned about water quality, you're pumping this right on to our, well, you're not pumping, I don't mean
617 you are, it's flowing onto our beach, and I don't see any great problem with people coming down with
618 anything from this. We'd love to have you rethink that. It's just a real disappointment to a lot of us.
619 Personally, I moved and bought that lot on the lake. I just recently built my house last year specifically to
620 be on the lake where I could have a little boat and a little dock and fish and everything else. I checked
621 into it ahead of time with a lady was in, had something to do with the building at that time. She's no
622 longer here, but (**) the jibe I got from her was that they were allowed docks and boats. At the time, I
623 guess, everybody had docks and boats that hadn't come to the forefront, so it was an opinion, I think.
624 But, apparently, it wasn't correct. My little boat, it is a small plastic double hull bass fishing boat; 8 feet
625 long, and has a little egg beater electric motor on it. You can't row it; it's gotta have a little electric motor.
626 I did check with the South Carolina Department of Natural Resources to ask about jet skis, because I
627 heard people talking about jet skis, and I, I was previously in Massachusetts. There was a limit to the
628 size of the lake you could put a jet ski on. That's not the case here. But he did say what most places do,
629 I didn't say what town I was near, I don't need them interfering, what he did say was, generally, it's
630 something like this they just put an idle speed waterway sign on the lake, which means you can't go fast.
631 You can only go idle speed just to travel up and down like for fishing or whatever, so that eliminates any
632 high powered boats, any jet skis or anything else. They can't, they can't use 'em. I did check today; went
633 up and down Lake Elizabeth. There from the lake, I saw 13 boats in people's yards. So, there aren't just
634 a couple of us who enjoy using boats on that waterway. All I'm asking you to do is just try to keep in mind
635 from our point of view that this is kind of why we're there, and this is very pretty little lakes. I know they're
636 considered stormwater retention ponds, but they're named lakes. You've got Lake Elizabeth, Dogwood
637 Lake. People don't think of these as, you know, drainage ditches. These are nice little lakes that built our
638 houses on. So, thank you very much." (Applause.)
639

640 "Sandra Elliott, 5th Avenue North. First, I'd like to thank you all for the wonderful, enjoyable
641 meeting you had this evening. It was very good. And also, I'd like to thank the chief for finding the man
642 who's been robbing us, cause we were one of them and to know that he had a gun and in our car is the
643 garage door opener; he could of got in to us, and I would hate to see what would happen at that point.
644 But, thank you, Chief and thank you, God. Now, as a concerned citizen and a former public employee for
645 over 25 years, I've been bothered by the subject where did our \$1.5 million go on stormwater in the last
646 five years, and I thought, well, I'm not on any committee that I would need to take my time, so I went to
647 the computer and I looked at the audits from 2003 to 2012. Now, of course, 2003, 4, and 5, are not on
648 our site. You would have to get them from the finance department. But, I found out that in 2003, I'm
649 gonna tell you just a little bit of the projects, the millage of 5 was established. In 2004, they did the
650 Melody Basin for almost \$1 million. In 2005, they did the Floral Basin for over \$1 million. They had
651 general projects in the next two years, which were low. The Myrtle [Basin] stormwater drainage project,
652 which was several lakes that was a \$1.3 million and that was in the year 2008; 2009 is where we start
653 with the five years, where's the \$1.5 million. That's \$838,000 for lake dredging of five town lakes, and
654 then you go into Dogwood bulkhead project and Palmetto dredging down to Dogwood and Floral outfall
655 enhancements to the Dogwood bank to the street sweeper, which is part of it. So, in the last five years,
656 unaccountable, we have collected \$1,475,168, and we have spent \$1,468,970 that says in the capital
657 additions per audit. So, as a citizen, I feel that I'm living and being blessed in a town that can account for
658 all its money. Thank you. Would you like a copy of this?" Mayor Samples said that would be helpful,
659 and Ms. Elliott passed out copies to Town Council. Town Council always appreciated getting information.
660 Ms. Elliott: "This is all from the audits."
661

662 **10. COUNCIL COMMENTS.**

663
664 Mr. Johnson: "I have no comments. Thank you for coming out, and have a blessed evening."
665

666 Ms. Dodge: "I can't believe my husband took what I was going to say. (Laughter.) But, he did it
667 better than I would have. Also, I wanted to talk about the loss of Mr. Bob Hanson. He was a citizen who
668 was always caring and involved with this town. Ever since we've been here, I've been on committees
669 with him and boards, and he was always so dedicated. A person like that will be missed and missed and
670 missed. Also, I wanted mention what my husband also said, it was phenomenal, the luau. There was

671 interaction between all the people there and everybody was having a great time. That's the kind of
672 publicity a town needs, and boy, do we appreciate it. Thank you."

673
674 Mr. Smith: "First, I'd like to thank the parking committee and Chief Keziah for that park, you must
675 park with the flow of traffic and not against the flow of traffic. I really appreciate the parking committee
676 coming up with that. The second thing I'd like to say is I've been attending the Citizens Police Academy,
677 and for those who wonder what our police do, I'd recommend that you attend this. It's six weeks,
678 Thursday nights; just six nights basically. But, it's informative and you'll get a lot out of it, and you'll
679 understand what our police do, and you'll know why sometimes there're two cars at an event, and
680 sometimes three cars at an event. So, I highly recommend that you attend the Citizens Police Academy."

681
682 Ms. Mabry: "Thank everyone for coming out. I wanted to thank Mr. Beck especially for meeting
683 with Sabrina and myself. He had some wonderful ideas. Often times it's best to get the expert advice
684 from people who actually use the lake; who actually... I don't have a home on it. I don't use a boat, so
685 my knowledge is only gonna be what I'm taught. So, it was nice of citizens to come out and to help and
686 educate me, and I wanted to thank you for that, and it's great to have everybody here. Thank you."

687
688 Mr. Stevens: "I want to thank everybody; I want to thank everybody for coming out. I'm glad you
689 came out tonight. Couple of things I wanted to just briefly mention. I've always been a property rights
690 person, and when Mr. Beck gets up here and talks about the lake and all that, that, that means a lot to
691 me. We did a thing on the Constitution and I like the fact that we have citizens that are able to get up
692 here and speak, and I thank you for your information you gave us, Ms. Elliott. It was very informing. I
693 want to thank all the people that got up spoke [sic] about docks. Unfortunately, I was on vacation at the
694 meeting, so I did not vote on prohibiting docks are have any vote on it, so, but since it's already been
695 adopted that's the way it is. But, like I say, everything can always be rethought. Thank you for coming
696 out, and have a good night."

697
698 Ms. Kohlmann: "No comment."

699
700 Mayor Samples: "Well, thanks for coming out, and I'm glad to hear that the volunteer committees
701 are being so productive. I know that the special events committee did certainly develop the idea of the
702 luau, and we didn't have a regular event in the month of August. Sounds to me like based on our first
703 experience, now we have a regular event for the month of August; certainly, in the summer time. But, I
704 do appreciate all the effort that everyone makes, staff, the other councilmembers, and the people who
705 make up this town."

706
707 **11. EXECUTIVE SESSION**

708
709 **A. Pursuant to FOIA §30-4-70(a)(1) to discuss the appointment of a person to a public**
710 **body (See Business Item 7D above.)**

711
712 **B. Pursuant to FOIA §30-4-70(a)(2) to discuss proposed contractual arrangements.**

713
714 Mr. Smith moved to enter executive session at 8:06 p.m. Mr. Johnson seconded. All voted in
715 favor. **MOTION CARRIED.**

716
717 Mr. Smith moved to reconvene regular session at 8:22 p.m. Mr. Stevens seconded. All voted in
718 favor. **MOTION CARRIED.**

719
720 Mayor Samples said that no action was taken during executive session.

721
722 Mr. Smith moved to accept the contractual arrangements as proposed by the town administrator.
723 Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.**

724
725 Ms. Kohlmann moved to accept the resignation of Cindy McLaughlin from the senior citizens
726 committee. Mr. Johnson seconded. All voted in favor. **MOTION CARRIED.**

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Ms. Kohlmann moved to appoint Joe Buczek, Lonnie Hopkins, George Moustakis, and William G. "Bill" Thomas, Jr. to the senior citizens committee. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**

Ms. Kohlmann moved to appoint Mr. Alan Beck to the stormwater committee. Mr. Johnson seconded. All voted in favor. **MOTION CARRIED.**

12. ADJOURNMENT.

Mr. Smith moved to adjourn the meeting at 8:23 p.m. Ms. Kohlmann seconded. All voted in favor. **MOTION CARRIED.**

Prepared and submitted by,

Debra E. Herrmann, CMC, Town Clerk

Approved: August 27, 2013

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

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

Town of Surfside Beach
Finance Department Report: July 2013

General Fund

The General Fund Revenue is less than normal in July. This is due to revenue collected in July which was earned in the prior fiscal year therefore not reflected in this month.

July is a month of lower revenue recognition, but continued expenses.

Special Revenue Funds

The Special Revenue Fund Revenues are also lower because taxes paid by visitors in July will not be collected and recognized until August.

Enterprise Funds

The two Enterprise Funds continue to generate revenue in July.

The Pier generated \$74k for the month which includes \$15k parking revenue.

The Sanitation Fund revenue totaled \$140k an increase of \$22k from the prior year.

Lanier Parking:

In July, parking and citation revenue collected by Lanier totaled \$70,825. Lanier expenses for managing parking totaled \$15,448 for the month. Net revenue collected \$ 55,377.

The Pay Stations at the Pier collected \$14,220 and citation revenue collected was \$1,500, making total parking revenue \$ 15,720. Allocation of expenses netted the Pier \$ 12,630 of parking revenue in July.

The General Fund revenue from parking and citations totaled \$55,105; Allocation of expense netted general fund \$ 42,747 for July.

Finance Department:

The Finance Department has been working with external auditors on the annual audit.

Transparency:

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

Town of Surfside Beach	http://surfsidebeach.org/
SC Comptroller General	http://www.cg.state.sc.us/transparency/

Please contact the Finance department if you have any questions concerning this report, (843) 913-6336, or email finance@surfsidebeach.org

**Town of Surfside Beach
General Fund
Summary Financial Information
Period Ending 07/31/13**

<u>Revenues</u>	July 2013	YTD FY 2013-14	FY 13-14 Budget	Over/(Under) Budget	July 2012	YTD FY 2012-13
Property Taxes	\$ 15,807	\$ 15,807	\$ 2,367,600	(2,351,793)	\$ 25,813	\$ 25,813
Licenses & Permits	15,664	15,664	1,513,000	(1,497,336)	12,711	12,711
Franchise Fees	17,381	17,381	599,060	(581,679)	16,620	16,620
Fines	12,722	12,722	168,000	(155,278)	19,813	19,813
Interest	250	250	5,000	(4,750)	475	475
Intergovernmental	-	-	284,320	(284,320)	2,800	2,800
Recreation Revenue	392	392	18,000	(17,608)	2,067	2,067
Other Revenue	1,358	1,358	27,800	(26,442)	885	885
Lanier Parking	55,105	55,105	172,000	(116,895)	-	-
Other Financing Sources	-	-	693,856	(693,856)	-	-
Total Revenue	\$ 118,679	\$ 118,679	\$ 5,848,636	(5,729,957)	\$ 81,184	\$ 81,184
<u>Expenditures</u>						
<u>Salaries & Benefits</u>						
Salaries	\$ 146,703	\$ 146,703	\$ 2,838,067	(2,691,364)	\$ 140,064	\$ 140,064
Benefits	73,219	73,219	1,099,957	(1,026,738)	61,845	61,845
Total Salaries & Benefits	\$ 219,922	\$ 219,922	\$ 3,938,024	(3,718,102)	\$ 201,909	\$ 201,909
<u>Operating Expenditures</u>						
Administration	\$ 8,197	\$ 8,197	\$ 160,795	(152,598)	\$ 8,985	\$ 8,985
Finance	3,687	3,687	67,750	(64,063)	1,707	1,707
Court	2,756	2,756	38,430	(35,674)	3,450	3,450
Facilities	1,107	1,107	31,095	(29,988)	1,718	1,718
Police	25,104	25,104	287,567	(262,463)	15,299	15,299
Fire	11,379	11,379	164,303	(152,924)	6,845	6,845
Building & Zoning	1,804	1,804	66,790	(64,986)	12,861	12,861
Grounds	6,334	6,334	79,755	(73,421)	3,820	3,820
Public Works	17,405	17,405	211,345	(193,940)	17,717	17,717
Fleet Maintenance	2,648	2,648	30,310	(27,662)	6,679	6,679
Recreation & Special Events	2,767	2,767	131,470	(128,703)	6,241	6,241
Meters-Lanier	13,191	13,191	-	13,191	-	-
Non Departmental	7,631	7,631	216,200	(208,569)	7,790	7,790
Total Operating Expenditures	\$ 104,010	\$ 104,010	\$ 1,485,810	(1,381,800)	\$ 93,112	\$ 93,112
Net Revenue/(Expenditures) Before Debt & Capital Expenditures	\$ (205,253)	\$ (205,253)	\$ 424,802	-	\$ (213,837)	\$ (213,837)
Capital Building	\$ -	\$ -	\$ -	-	\$ -	\$ -
Debt Service	-	-	88,098	(88,098)	-	-
Total Expenditures	\$ 323,932	\$ 323,932	\$ 5,511,932	(5,188,000)	\$ 295,021	\$ 295,021
Net Operating	\$ (205,253)	\$ (205,253)	\$ 336,704	-	\$ (213,837)	\$ (213,837)
Capital Replacement (Equipment)	\$ -	\$ -	\$ (41,000)	\$ (41,000)	\$ (979)	\$ (979)
Capital Improvements (Paving/Sidewalks)	-	-	(5,000)	(5,000)	-	-
Transfer to Hospitality - Parking fines	-	-	-	-	(4,534)	(4,534)
Change in Fund Balance	\$ (205,253)	\$ (205,253)	\$ 290,704	-	\$ (219,350)	\$ (219,350)

**Town of Surfside Beach
Finance Department Report
July 31, 2013**

General Fund	July 2013	YTD FY 13-14	FY 13-14 Budget	Over (Under) Budget	July 2012	YTD FY 12-13
Property Taxes						
Current Property Taxes	\$ 15,581	\$ 15,581	\$ 2,343,600	\$ (2,328,019)	\$ 16,593	\$ 16,593
Motor Carrier Taxes	11	11	4,000	(3,989)	9	9
Penalties & Prior Year Taxes	215	215	20,000	(19,785)	9,211	9,211
	\$ 15,807	\$ 15,807	\$ 2,367,600	\$ (2,351,793)	\$ 25,813	\$ 25,813
Licenses and Permits						
Business Licenses - Local	\$ 7,175	\$ 7,175	\$ 685,000	\$ (677,825)	\$ 5,136	\$ 5,136
Business Licenses - MASC	-	-	700,000	(700,000)	-	-
Animal Licenses	370	370	3,000	(2,630)	320	320
Building Permits	8,119	8,119	125,000	(116,881)	7,255	7,255
	\$ 15,664	\$ 15,664	\$ 1,513,000	\$ (1,497,336)	\$ 12,711	\$ 12,711
Franchise Fees						
Santee Cooper (Bi-Annual)	\$ -	\$ -	\$ 265,000	\$ (265,000)	\$ -	\$ -
GSW&SA (Monthly Installments)	17,381	17,381	199,000	(181,619)	16,620	16,620
TimeWarner (Quarterly)	-	-	125,000	(125,000)	-	-
HTC	-	-	460	(460)	-	-
SCANA (Annual)	-	-	9,600	(9,600)	-	-
	\$ 17,381	\$ 17,381	\$ 599,060	\$ (581,679)	\$ 16,620	\$ 16,620
Fines and Forfeits						
Police Fines	\$ 10,413	\$ 10,413	\$ 140,000	\$ (129,587)	\$ 12,536	\$ 12,536
Victims Assistance	1,865	1,865	28,000	(26,135)	3,397	3,397
Parking Fines-Current	444	444	-	444	3,880	3,880
	\$ 12,722	\$ 12,722	\$ 168,000	\$ (155,278)	\$ 19,813	\$ 19,813
Interest						
	\$ 250	\$ 250	\$ 5,000	\$ (4,750)	\$ 475	\$ 475
Intergovernmental Revenues						
Aid - Local Government Fund	\$ -	\$ -	\$ 75,000	\$ (75,000)	\$ -	\$ -
Alcohol Permits	-	-	33,000	(33,000)	-	-
Homestead Exemption	-	-	36,000	(36,000)	-	-
Merchants Inventory	-	-	11,120	(11,120)	-	-
Government Grants	-	-	7,500	(7,500)	2,800	2,800
H.C. Recreation Dept.	-	-	11,700	(11,700)	-	-
H.C. Road Maintenance	-	-	110,000	(110,000)	-	-
	\$ -	\$ -	\$ 284,320	\$ (284,320)	\$ 2,800	\$ 2,800
Other Revenue-Spec Events/Rec						
Miscellaneous Revenues	392	392	18,000	(17,608)	2,067	2,067
	\$ 392	\$ 392	\$ 18,000	\$ (17,608)	\$ 2,067	\$ 2,067
Other Revenue						
Miscellaneous Revenues	1,358	1,358	27,800	(26,442)	885	885
	\$ 1,358	\$ 1,358	\$ 27,800	\$ (26,442)	\$ 885	\$ 885
Lanier Revenue						
Parking Meters-Lanier	\$ 48,830	\$ 48,830	\$ 140,000	(91,170)	\$ -	\$ -
Parking Citations-Lanier	6,275	6,275	32,000	(25,725)	-	-
	\$ 55,105	\$ 55,105	\$ 172,000	(116,895)	\$ -	\$ -
Other Financing Sources						
Sanitation Fund	\$ -	\$ -	\$ 100,000	\$ (100,000)	\$ -	\$ -
Accommodations Tax Fund	-	-	46,250	(46,250)	-	-
Interest Revenue Pier Enterprise	-	-	14,710	(14,710)	-	-
Pier Enterprise	-	-	33,400	(33,400)	-	-
Trans from Hospitality	-	-	306,696	(306,696)	-	-
Local Accommodations Tax Fund	-	-	150,000	(150,000)	-	-
Sale of Fixed Assets/Insurance Proceeds	-	-	-	-	-	-
Trans A-Tax Contractual Services	-	-	38,800	(38,800)	-	-
Trans Pier Contractual	-	-	4,000	(4,000)	-	-
Franchisee Reimbursement	-	-	-	-	-	-
	\$ -	\$ -	\$ 693,856	\$ (693,856)	\$ -	\$ -
Total Revenue & Other Financing Sources						
	\$ 118,679	\$ 118,679	\$ 5,848,636	\$ (5,729,957)	\$ 81,184	\$ 81,184

**Town of Surfside Beach
Capital Projects Fund**

Capital Projects Fund	July 2013	YTD FY 13-14	FY13-14 Budget	Over (Under) Budget	July 2012	YTD FY 12-13
Revenue						
Property Taxes	\$ 2,241	\$ 2,241	\$ 60,200	\$ (57,959)	\$ 3,374	\$ 3,374
Interest	100	100	-	100	84	84
Misc/Reimbursement	-	-	-	-	-	-
Total Revenue	\$ 2,341	\$ 2,341	\$ 60,200	\$ (57,859)	\$ 3,458	\$ 3,458
Expenditures						
Lakes - Maint. & Enhancements	2,778	2,778	20,500	(17,722)	601	601
Water Quality/NPDES	-	-	48,875	(48,875)	1,724	1,724
Storm water Improvements	15,396	15,396	525,000	(509,604)	-	-
Total Expenditures	\$ 18,174	\$ 18,174	\$ 594,375	\$ (576,201)	\$ 2,325	\$ 2,325
Net Change in Fund Balance	\$ (15,833)	\$ (15,833)	\$ (534,175)	\$ 518,342	\$ 1,133	\$ 1,133

Town of Surfside Beach
July 31, 2013
Enterprise Funds

Pier Enterprise Fund

	July 2013	YTD 2013-2014	FY 13-14 Budget	Over (Under) Budget	July 2012	YTD 2012-2013
Revenue:						
Income Rents/Leases	\$ 20,500	\$ 20,500	\$ 80,000	\$ (59,500)	\$ 7,268	\$ 7,268
Other Income-Admissions	12,275	12,275	50,000	(37,725)	11,673	11,673
Other Income-Fishing	25,662	25,662	112,000	(86,338)	22,471	22,471
Meter Income-Lanier	14,220	14,220	75,000	(60,780)		
Parking Fines-Lanier	1,500	1,500	17,000	(15,500)		
Interest Income	10	10	-	10	63	63
Miscellaneous Income					-	-
Transfer from Hospitality	-	-	43,500	(43,500)		
Total Revenues	\$ 74,167	\$ 74,167	\$ 377,500	\$ (303,333)	\$ 41,475	\$ 41,475
Expenses:						
Operating Expenses	\$ 1,051	\$ 1,051	\$ 17,700	\$ (16,649)	\$ 730	\$ 730
Lanier(Operating)	3,090	3,090	\$ 25,000			
Bank Fees(Lanier)	208	208				
Depreciation Expense	-	-	113,000	(113,000)	-	-
Interest Expense (Loan)	-	-	14,710	(14,710)	-	-
Transfer General Fund (10%)	-	-	37,400	(37,400)	-	-
Total Expenses	\$ 4,349	\$ 4,349	\$ 207,810	\$ (181,759)	\$ 730	\$ 730
Advance due G F - Principal	-	-	-	\$ -	-	-
Net Operating	\$ 69,818	\$ 69,818	\$ 169,690	\$ (121,574)	\$ 40,745	\$ 40,745

Sanitation Fund

	July 2013	YTD 2013-2014	Fy 2013-14 Budget	Over (Under) Budget	July 2012	YTD 2012-2013
Revenue:						
Sanitation Fees	\$ 140,470	\$ 140,470	\$ 1,140,000	\$ (999,530)	\$ 118,236	\$ 118,236
Grants, Gain/(Loss) on sale of F/A	429	429	-	429	513	513
Interest Income	88	88	2,800	(2,712)	165	165
Total Revenues	\$ 140,987	\$ 140,987	\$ 1,142,800	\$ (1,001,813)	\$ 118,914	\$ 118,914
Expenses:						
Salaries & Operating Expenses	\$ 75,301	\$ 75,301	\$ 935,186	\$ (859,885)	\$ 69,941	\$ 69,941
Depreciation Expense	-	-	135,000	(135,000)	-	-
Transfer to General Fund	-	-	100,000	(100,000)	-	-
Total Expenses	\$ 75,301	\$ 75,301	\$ 1,170,186	\$ (1,094,885)	\$ 69,941	\$ 69,941
Net Operating	\$ 65,686	\$ 65,686	\$ (27,386)		\$ 48,973	\$ 48,973

**Town of Surfside Beach
July 31, 2013
Special Revenue Funds**

Accommodations Fund

	July 2013	YTD 2013-2014	FY 13-14 Budget	Over (Under) Budget	July 2012	YTD 2012-2013
<u>Revenues:</u>						
Accommodations Tax	\$ -	\$ -	\$ 450,000	\$ (450,000)	\$ -	\$ -
Special Events/Donations	2,380	2,380	-	2,380	-	-
Interest Income	20	20	200	(180)	-	-
Total Revenues	\$ 2,400	\$ 2,400	\$ 450,200	\$ (447,800)	\$ -	\$ -
<u>Expenses:</u>						
Police	\$ 10,296	\$ 10,296	\$ 111,634	\$ (101,338)	\$ 5,589	\$ 5,589
Grounds	-	-	-	-	807	807
Public Works	-	-	-	-	2,146	2,146
Utilities	949	949	8,500	(7,551)	747	747
Special Events	18,857	18,857	57,140	(38,283)	12,680	12,680
Grants & Materials & Supplies	-	-	11,000	(11,000)	-	-
Fireworks Display	25,000	25,000	25,000	-	25,000	25,000
Advertising & Promotion	-	-	18,435	(18,435)	-	-
Advertising - MB Chamber (30%)	-	-	121,125	(121,125)	-	-
Trans to General Contractual	-	-	38,800	(38,800)	-	-
Transfer to Gen Fund (5%)	-	-	46,250	(46,250)	-	-
Total Expenses	\$ 55,102	\$ 55,102	\$ 437,884	\$ (382,782)	\$ 46,969	\$ 46,969
Net Change in Fund Balance	\$ (52,702)	\$ (52,702)	\$ 12,316		\$ (46,969)	\$ (46,969)

Local Accommodations Fund

<u>Revenues:</u>						
Local Accommodations Tax	\$ -	\$ -	\$ 150,000	\$ (150,000)	\$ -	\$ -
Interest Income	5	5	-	5	7	7
Total Revenues	\$ 5	\$ 5	\$ 150,000	\$ (149,995)	\$ 7	\$ 7
<u>Expenses:</u>						
Transfer to General Fund	\$ -	\$ -	\$ 150,000	(150,000)	\$ -	\$ -
Net Change in Fund Balance	\$ 5	\$ 5	\$ -		\$ 7	\$ 7

Hospitality Fund

<u>Revenues:</u>						
Hospitality Fees	\$ -	\$ -	\$ 625,000	\$ (625,000)	\$ -	\$ -
Meter Revenue & Parking decals	-	-	-	-	31,242	31,242
Meter Revenue- Lanier	-	-	-	-	-	-
Parking Fines- Lanier*	-	-	-	-	-	-
Logo/Promotion Sales/Misc	-	-	-	-	1,932	1,932
Other Revenue (Grants/Donations)	-	-	-	-	-	-
Interest Income	42	42	200	(158)	177	177
Transfer from G.F. Parking fines	-	-	-	-	4,534	4,534
Total Revenues	\$ 42	\$ 42	\$ 625,200	\$ (625,158)	\$ 37,885	\$ 37,885
<u>Expenses:</u>						
Admin - Parking	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Police - Community Services	1,834	1,834	105,310	(103,476)	6,745	6,745
Police - Meters	-	-	-	-	12,221	12,221
Parking Lanier(operating)	-	-	-	-	-	-
Bank Fees(Lanier)	-	-	-	-	-	-
Parking Lanier(Equipment)	-	-	-	-	-	-
Fire	-	-	98,800	(98,800)	-	-
Grounds	-	-	111,700	(111,700)	975	975
Recreation	124	124	3,200	(3,076)	495	495
Professional Services	-	-	25,000	(25,000)	-	-
Transfer to Pier	-	-	43,500	(43,500)	-	-
Transfer to General Fund	-	-	306,696	(306,696)	-	-
Total Expenses	\$ 1,958	\$ 1,958	\$ 694,206	(692,248)	\$ 20,436	\$ 20,436
Net Change in Fund Balance	\$ (1,916)	\$ (1,916)	\$ (69,006)		\$ 17,449	\$ 17,449

Town of Surfside Beach
Lanier Parking Solutions
Calendar year 2013

2013	ACTUAL			BUDGET	VARIANCE	Pier Meters	Hosp/General Meters	Total Meters	Pier Citations	Hosp/General Citations	Total Citations
	Revenue	Expenses	Net	Net	to Budget						
February	\$ -	\$ 7,516.91	\$ (7,516.91)	\$ (9,336.66)	\$ 1,819.75	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
March	5,013.71	11,431.68	(6,417.97)	(2,454.51)	(3,963.46)	2,916.00	1,497.71	4,413.71	350.00	250.00	600.00
April	15,455.79	11,012.86	4,442.93	8,333.48	(3,890.55)	6,046.00	7,729.79	13,775.79	505.00	1,175.00	1,680.00
May	29,085.02	13,693.81	15,391.21	16,582.07	(1,190.86)	8,132.00	17,453.02	25,585.02	1,300.00	2,200.00	3,500.00
June	44,062.79	13,978.43	30,084.36	35,962.69	(5,878.33)	12,419.00	27,658.79	40,077.79	1,100.00	2,885.00	3,985.00
July	70,825.23	15,447.77	55,377.46	53,248.19	2,129.27	14,220.00	48,830.00	63,050.00	1,500.00	6,275.00	7,775.00
August											
September											
October											
November											
December											
YTD	\$ 164,442.54	\$ 73,081.46	\$ 91,361.08	\$ 102,335.26	\$ (10,974.18)	\$ 43,733.00	\$ 103,169.31	\$ 146,902.31	\$ 4,755.00	\$ 12,785.00	\$ 17,540.00
						Summary ytd					
2012-2013						Revenue		Expenses		Net	
Capital Purchases						Pier	\$ 48,488.00	20%	\$ 14,616.29	\$ 33,871.71	
						Hosp/General	115,954.31	80%	58,465.17	57,489.14	
Pier						Total	\$ 164,442.31		\$ 73,081.46	\$ 91,360.85	
Hosp						Summary Month					
Total						Pier	\$ 15,720.00	20%	\$ 3,089.55	\$ 12,630.45	
						Hosp/General	55,105.00	80%	12,358.22	42,746.78	
						Total	\$ 70,825.00		\$ 15,447.77	\$ 55,377.23	

**RECREATION DEPARTMENT
AUGUST 2013
MONTHLY REPORT**

SPECIAL EVENTS

The Beach Luau was held on Monday, August 12th from 6 p.m. to 10 p.m. This was the first year for the event and it was a huge success with over 500 people attending. Musical entertainment was provided by Latitude. Other entertainment was a fire and hula show showcasing local students of Chief Kamu who teaches lessons at the Civic Center. Concessions of hamburgers and chicken sandwiches, chips and drinks were prepared and sold by town staff. Gross income was \$747.00.

Staff assisted a crew from Public Works in setting up and taking down tents and stage for the Guy Daniels Memorial Surf-Off. The Surf-Off wrote a check to the town in the amount of \$500.00 for the labor of staff on Friday for set up and Monday for tear down. SAFER cooked and sold hot dogs at the event.

The Movies After Dark season is coming to a close with the last movie, The Sandlot, scheduled for August 29th. Three dates were rained out and these movies will be shown at the beginning of next season. Attendance averaged 100 to 125 attendees. Sophia's prepared and sold the concessions this season and was pleased with the participation.

The Recreation/Special Events Committee held an organizational meeting on Wednesday, August 14th to elect a Chairman and Secretary. Ashleigh Justice was elected as Secretary. There was a tie for Chairman and as one member was absent, the meeting was rescheduled for Wednesday, August 21st. Erin Adams was elected Chairman of the committee. Meetings are scheduled for the 3rd Wednesday of each month at 10 a.m. at the Fire Department.

Preparations have begun for the upcoming Family Festival in October. Applications for food, arts and crafts and information vendors have been sent out. To date, we have 19 arts and crafts vendors, 14 information vendors and 7 food vendors.

UPDATE ON YOUTH ASSOCIATION

The President of the Youth Association, Dennis Seman, received a job promotion and is moving to Charleston. Vice President, Dan Flood, has become acting President until an election can be held. The Youth Association will hold its first annual meeting on September 3rd at 6:30 p.m. at Surfside Presbyterian Church on the bypass. At the meeting the board will provide an update on this past season, the upcoming fall season and take comments and suggestions. They also have an email, surfsidebeachyouthsportsassoc@gmail.com and a phone number 843-284-6815 where you may leave a message with any questions and someone will return the call promptly.

Registration for Fall Baseball began July 23rd with online registration only for T-Ball (ages 4-5); Machine Pitch (ages 6-8); Baseball (ages 9-10; 11-12 and 13-14). Registration will continue until leagues are full which are 40 children per age group.

UPCOMING EVENTS

1. **BEACH SWEEP** – Saturday- September 21st – 9:00 a.m. – pier
2. **SKYHOUNDZ DISC CONTEST** – Saturday – September 28th – 10:00 a.m. – Martin Field
3. **SUNDAY SERENADES** – Sundays – 2 p.m. to 5 p.m. – Passive Park – beginning May 26th through September 1st
4. **FARMERS' MARKET** – Tuesdays – 10 a.m. to 3 p.m. – Park/parking lot corner of Surfside Drive and Poplar Drive North – beginning May 28th through October 29th.

PUBLIC WORKS MONTHLY REPORT

July 18th – August 20, 2013

SANITATION DIVISION (FTEs – 9)

Residential Service – Two carts were delivered once the certificates of occupancy had been issued; four carts were delivered upon owner request and four carts were delivered to handle overflow. Two carts were repaired and ten were replaced. One cart was removed from a location where the house was moved. Sanitation supervisor responded to ten calls regarding ordinance enforcement; thirty-eight calls regarding late put outs and/or questions about bulk/yard debris pick up, ten miscellaneous calls and/or questions, seven complaints, one call regarding e-waste disposal, and ten follow-up calls.

Commercial Service – Service routes continue to be updated based on business needs. Six accounts required extra pick-up services due to overflow. Supervisor explained commercial collection schedules to four new businesses: ABW Golf Carts, Coastal Bible Church, Wicked Fitness, and Hungry Howie's. One account, Julie's Beach Café, closed. Supervisor responded to one follow-up, and three miscellaneous calls. There were no complaints.

Recycling News – Ten carts were delivered to town residents upon request. One cart was replaced, five carts were removed from residential locations and 3-95G carts were removed from Julie's Beach Café. Supervisor responded to two miscellaneous calls with questions about recycling, one complaint, and one ordinance enforcement call.

Beach Recycling – 4.12 tons of recyclable material was collected off the beach in from July 1st through August 7th.

Scrap Metal Recycling – We received a payment of \$810.15 from Allen's Scrap Metal for materials collected in June and July.

Summer Sanitation – Supervisor responded to fourteen calls regarding summer sanitation service. Three times a week summer service will end on Sunday, September 8th.

In July we collected 740.43 tons of solid waste, 52.09 tons of mixed debris, 131.5 tons of yard debris, and 60.92 tons of recyclables.

Crews assisted with the Beach Luau and Guy Daniels Surf Off.

STREETS & DRAINAGE DIVISION (FTEs –8)

The Beach – Crews are raking the beach and swash outlets are being dug out to ensure proper water flow three times a week, weather permitting. Beach cans are being serviced at least three times a week as well as on weekends, weather permitting.

On-going/Special Projects:

- Director Adair attended the annual American Public Works Association /SC Chapter conference and the Stormcon national conference recently held in Myrtle Beach. Yaupon Parking Lot was showcased to appx. 50 conference attendees as an example of Low-Impact Development in coastal South Carolina, during a bus tour of the area.
- Sidewalk repairs were made at the 1500 block of South Ocean Blvd.
- Crews responded and removed several limbs that had fallen during recent storms.
- Crews are trimming trees and removing overhanging branches throughout Town.
- Trimming and maintenance is being done on ditches and Town right-of-ways.

- Repairs were made to the Shower Towers at 5th Ave. So. and 6th Ave. No. Crew continues maintenance and repairs on existing showers as needed.
- Mosquito spraying is being done town wide Tuesday and Friday mornings, weather permitting.
- Mowing and trash pick-up is being done on medians, town right-of-ways and parking lots.
- Street sweeping is being done on Mondays and Fridays, weather and time permitting.
- Dirt – Crews completed two deliveries to town residents. Dirt is still available free of charge to town residents who come to Scipio Lane and load up the dirt themselves between the hours of 8:00am until 3:00pm on the third Saturday of each month. Town residents requesting delivery must have the Public Works Director or Street Supervisor inspect the delivery site and issue an inspection ticket confirming proper usage of the dirt prior to placing an order at Town Hall. This inspection will insure that the dirt is not being used to fill in ditches and/or swales that would interfere with our storm water drainage. An appointment can be made to pick up dirt other days by calling Public Works at (843) 913-6360.
- Seven reports were sent to Santee Cooper identifying street lights that were not functioning properly.
- 50/50 Ditch Piping program has been suspended for the spring/summer but applications are still being accepted for consideration when the program resumes in the fall.
- Crew assisted with the Beach Luau and Guy Daniels Surf Off.
- From July 18th through August 20th Public Works assistant answered 357 incoming calls. 207 of those calls dealt with sanitation questions/concerns/complaints; 2 calls were from vendors providing product information and/or quotes; 47 calls dealt with street/drainage issues, streetlights, and questions about driveway inspections and dirt delivery; 21 calls dealt with parks/grounds issues; 23 were internal calls dealing with department and/or personnel issues and/or questions; 19 calls were received for the Public Works Director; 38 calls dealt with miscellaneous questions, wrong departments and/or telemarketers.

GROUNDS DIVISION (FTEs-4)

- Replacement light bulbs have been installed at the Dogwood Lake fountain.
- Replacement of the outfield fence at Huckabee field #2 is underway (under budget).
- Mowing, trimming, and weeding are taking place at Town properties, parks, and flower beds.
- Town lakes are being sprayed weekly, weather permitting.

FLEET MAINTENANCE DIVISION (FTE-1)

From July 18th through August 20th our mechanic completed eighty-six (86) repairs on Town vehicles and equipment. Four (4) vehicles had flats repaired and nine (9) vehicles had tires replaced. Bi-weekly fleet tires checks and fire extinguisher inspections were completed on all Public Works vehicles and/or equipment. “Preventive” and “Scheduled” maintenance (consisting of lube, oil & filter changes, brake inspections, tire rotations and fluid checks) were performed on thirty-six (36) Town vehicles and/or equipment.

FACILITIES (FTE-2)

- Crew assisted with the Beach Luau and Guy Daniels Surf Off.

PIER –

- Brackets have been ordered and will be installed to allow for hanging flower baskets on the light poles at the Pier.

ADDITIONAL NOTES – Effective Monday, September 16th Public Works will return to “Winter Hours” working 7am to 4pm Monday through Friday.

Consideration Paper

Meeting Date: August 27, 2013
Agenda Item: 7.i.
Presented By: Administrator Fellner
Topic: Second Reading Ordinance #13-0754 – To Amend §2-20(b) Travel Per diem

Basis:

Town Council approved first reading at the August 13, 2013 Town Council Meeting. The proposed ordinance would make travel per diem money paid to councilmembers be counted as income, eliminating the need for receipts/reimbursement.

This method is one of two prescribed by the Municipal Association (the other being to turn in receipts and excess per diem monies paid, if advanced.)

A question was raised as to when the ordinance would take effect if it is adopted as presented where per diem paid would be considered income. See the attached attorney's opinion in which he states that "if the Town of Surfside treats the per diem as income, the per diem is a raise in salary." Therefore, the ordinance would not take effect until after May 13, 2014, when a new council is seated. Please note that in Mr. Battle's opinion, he stated, "Receipts and reimbursements are the cleanest and easiest way to deal with council members expenses."

South Carolina Code Section 5-7-170. Salaries and expenses of mayor and councilmen determined by council through ordinance. The council may determine the annual salary of its members by ordinance; provided, that an ordinance establishing or increasing such salaries shall not become effective until the commencement date of the terms of two or more members elected at the next general election following the adoption of the ordinance, at which time it will become effective for all members whether or not they were elected in such election. The mayor and council members may also receive payment for actual expenses incurred in the performance of their official duties within limitations prescribed by ordinance.

Second reading is presented without changes.

Action Options:

1. Approve ordinance as submitted.
2. Approve ordinance with other changes.
3. Deny ordinance.

Micki Fellner

Subject: FW: Three Ordinance Reviews

From: Mike Battle [<mailto:MBattle@battlelawsc.com>]

Sent: Thursday, August 15, 2013 10:09 AM

To: Micki Fellner

Subject: RE: Three Ordinance Reviews

Micki:

This is written to respond to your questions about the three ordinances you had questions about:

- Boats on Lakes, 12.106 Penalties – For first reading we had the maximum penalties set as if it were a misdemeanor but council wants to exclude the possibility of jail time and reduce the fee significantly. Can we even do that? How would that work if it needed to go to court?

Enforce the boating laws the same way you enforce parking laws i.e. civil infraction, \$25 fine and municipal court jurisdiction.

They want to charge \$100 for fee, can they do this?

They could charge a \$100 fee but it may be challenged as a penalty. They would be safer to charge a \$25 infraction fee for each separate infraction. The S.C. Supreme Court has approved a \$25 infraction fee for violating an indoor smoking ban in the Foothills Brewing v City of Greenville.

- Per Diem Sec. 2-20 (b), Paragraph 4 – Technically, isn't this giving themselves a raise since it was not previously considered taxable income? If yes, wouldn't this mean the change could not take effect until after the next election?

We need to discuss this one further. Please call when you get a chance. This is a gray area and the line between reimbursement and compensation is thin as well as subjective.

I will call.

If the Town of Surfside is treating the per diem as income, the per diem is a raise in salary. Receipts and reimbursements are the cleanest and easiest way to deal with council member expenses.

- Solicitation, Sec. 4-30 is new and arose out of a desire, by council, to allow the town to accept donations for the 50th Anniversary Events, etc. and to account for them appropriately (see decision paper and ordinance attached). The need became apparent when I recently had a committee member come into my office with checks that he wanted me to endorse over to him. I, obviously, refused and drafted Sec. 4-30 as a result. Council is okay with it as drafted but I told them the entire section would need to be reviewed by you before we had a second reading.

The town has a charitable solicitation ordinance. Other than accounting for funds received, what do you want to accomplish with this ordinance.

To allow for solicitation of donations for town-related events and to distinguish the procedural differences between 501 (C) 3's and other entities.

Donations to governmental entities are usually tax deductible as long as the donation is for a public purpose and it is not a quid pro quo exchange of benefits. For example, I could not make a tax deductible donation to the Town of Surfside in exchange for a year's pass onto the town's fishing pier. I could make a tax deductible donation to the Town for a police education program to teach children about the dangers of drugs. I think it is wise for Town Council to approve each program for which funds may be solicited and how those funds are to be received, accounted for, and disbursed.

I hope this e-mail answers your questions. If you need more information, please let me know. Thanks

Mike Battle

travel expense policy, including falsifying expense reports to reflect costs not actually incurred, is prohibited.

All other portions of Section 2-20 are unchanged and shall remain in full force and effect.

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

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

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

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ___ day of _____ 2013.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Consideration Paper

Meeting Date: August 27, 2013
Agenda Item: 7.ii.
Presented By: Administrator Fellner
Topic: Second Reading Ordinance #13-0756 – Stormwater Retention Ponds
(Boats on Ponds)

Basis:

Town Council approved first reading of this ordinance at the August 13, 2013 regular Town Council meeting. By approved amendment, the ordinance was changed to:

12.101 b. boats, add “not to exceed 18-feet in length.”

12.102 Operation, to add “only during daylight hours, i.e. sunrise to sunset,” and to add “A boat must have US Coast Guard approved life jackets for each person in the boat.”

12.103 Storage, based on comments about clarity, to add after the word secured “*properly to prevent the boat from drifting freely and causing damage to property.*” And to 12.103 by approved amendment to delete, “In no case shall remain in the retention ponds during non-daylight hours.”

12.106 Penalties, to make infraction a civil penalty (see attorney’s comments, attached), changed to: It shall be unlawful for any person to violate any provisions within this ordinance. Any violator shall be subject to a civil fine of not more than twenty-five dollars (\$25.00), plus any fees and assessments. Each day any infraction of this Code or any such ordinance, rule or regulation shall continue shall constitute a separate civil offense, and be subject to a separate civil penalty as set forth above. Nothing in this section shall prevent the town from taking such other lawful action as necessary to prevent or remedy a violation.

Staff recommends adding to 12.105, Maintenance. “*The Town of Surfside Beach further reserves the right to use and/or contract for boats larger than 18-feet in length that may be required to properly treat and maintain the stormwater retention ponds.*”

Action Options:

1. Approve ordinance as submitted.
2. Approve ordinance with other changes.
3. Deny ordinance.

Micki Fellner

Subject: FW: Three Ordinance Reviews

From: Mike Battle [<mailto:MBattle@battlelawsc.com>]

Sent: Thursday, August 15, 2013 10:09 AM

To: Micki Fellner

Subject: RE: Three Ordinance Reviews

Micki:

This is written to respond to your questions about the three ordinances you had questions about:

- **Boats on Lakes, 12.106 Penalties** – For first reading we had the maximum penalties set as if it were a misdemeanor but council wants to exclude the possibility of jail time and reduce the fee significantly. Can we even do that? How would that work if it needed to go to court?

Enforce the boating laws the same way you enforce parking laws i.e. civil infraction, \$25 fine and municipal court jurisdiction.

They want to charge \$100 for fee, can they do this?

They could charge a \$100 fee but it may be challenged as a penalty. They would be safer to charge a \$25 infraction fee for each separate infraction. The S.C. Supreme Court has approved a \$25 infraction fee for violating an indoor smoking ban in the Foothills Brewing v City of Greenville.

- **Per Diem Sec. 2-20 (b), Paragraph 4** – Technically, isn't this giving themselves a raise since it was not previously considered taxable income? If yes, wouldn't this mean the change could not take effect until after the next election?

We need to discuss this one further. Please call when you get a chance. This is a gray area and the line between reimbursement and compensation is thin as well as subjective.

I will call.

If the Town of Surfside is treating the per diem as income, the per diem is a raise in salary. Receipts and reimbursements are the cleanest and easiest way to deal with council member expenses.

- **Solicitation, Sec. 4-30** is new and arose out of a desire, by council, to allow the town to accept donations for the 50th Anniversary Events, etc. and to account for them appropriately (see decision paper and ordinance attached). The need became apparent when I recently had a committee member come into my office with checks that he wanted me to endorse over to him. I, obviously, refused and drafted Sec. 4-30 as a result. Council is okay with it as drafted but I told them the entire section would need to be reviewed by you before we had a second reading.

The town has a charitable solicitation ordinance. Other than accounting for funds received, what do you want to accomplish with this ordinance.

To allow for solicitation of donations for town-related events and to distinguish the procedural differences between 501 (C) 3's and other entities.

Donations to governmental entities are usually tax deductible as long as the donation is for a public purpose and it is not a quid pro quo exchange of benefits. For example, I could not make a tax deductible donation to the Town of Surfside in exchange for a year's pass onto the town's fishing pier. I could make a tax deductible donation to the Town for a police education program to teach children about the dangers of drugs. I think it is wise for Town Council to approve each program for which funds may be solicited and how those funds are to be received, accounted for, and disbursed.

I hope this e-mail answers your questions. If you need more information, please let me know. Thanks

Mike Battle

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

**AN ORDINANCE OF THE TOWN OF SURFSIDE BEACH
TO AMEND CHAPTER 12, STREETS, SIDEWALKS, BEACHES,
OTHER PUBLIC PLACES, TO ADD ARTICLE V, STORMWATER
RETENTION PONDS**

WHEREAS, the Mayor and Town Council of the Town of Surfside Beach, in council duly assembled on July 12, 2013 adopted Resolution #13-138 to allow Canoes, Kayaks, and Small Paddle Boats on Town Lakes and to Prohibit all Motorized Water Vehicles and any other type boat on Town Lakes; and

WHEREAS, Staff was directed to present an ordinance to codify said Resolution #13-138 and after further research have made changes based on research and observation.

NOW, THEREFORE, the Code of Ordinances of the Town of Surfside Beach, South Carolina, Chapter 12, Streets, Sidewalks, Beaches, Other Public Places, is hereby amended to add Article V, Stormwater Retention Ponds, which said Article V shall state:

Article V. Stormwater Retention Ponds

12.100 Authority. The Town Council of Surfside Beach has determined that the Public Works Director or designee; and the Surfside Beach Police Department shall have jurisdiction to administer and enforce the provisions of this Article.

12.101 Definitions.

a. **Stormwater Retention Ponds.** Stormwater retention ponds include all bodies of water located within the corporate limits of the Town of Surfside Beach that are commonly referred to as "town lakes." Said storm water retention ponds have a minimal fresh water supply, and are primarily filled with stormwater runoff from throughout the town and from Horry County.

b. **Boats.** For the purposes of this chapter, a boat is defined as a small, open vessel for traveling on water **not to exceed 18-feet in length.**

12.102 Operation of non-motorized boats and boats with small electric trolling motors not to exceed 80 lbs. of thrust shall be allowed only during daylight hours, i.e. sunrise to sunset, on town owned retention ponds. A boat must have US Coast Guard approved life jackets for each person in the boat.

12.103 Storage. Boats allowed under Section 12.102 when not in use, must be secured **properly to prevent the boat from drifting freely and causing damage to property.** In the event of a storm warning all boats must be removed from the water and secured on private property. ~~In no case shall remain in the retention ponds during non-daylight hours.~~

12.104 Prohibited boats.

All other types of boats or watercraft are prohibited on the stormwater retention ponds.

12.105 Maintenance of Stormwater Retention Ponds.

The Town of Surfside Beach reserves the right to use motorized boats to properly treat and maintain the town's stormwater retention ponds, and to employ commercial businesses that may use barges or motorized boats for projects to improve and maintain the stormwater retention ponds. **The Town of Surfside Beach further reserves the right to use and/or contract for boats larger**

than 18-feet in length that may be required to properly treat and maintain the stormwater retention ponds.

12.106 Penalties.

~~It shall be unlawful for any person to violate any provisions within this Chapter. Any violator shall appear in the municipal court of the town and be subject to a maximum misdemeanor fine of five hundred dollars (\$500.00) plus any local, state or federal assessments or imprisonment for not more than thirty (30) days for each offense. Nothing in this section shall prevent the town from taking such other lawful action as necessary to prevent or remedy a violation.~~

It shall be unlawful for any person to violate any provisions within this ordinance. Any violator shall be subject to a civil fine of not more than twenty-five dollars (\$25.00), plus any fees and assessments. Each day any infraction of this Code or any such ordinance, rule or regulation shall continue shall constitute a separate civil offense, and be subject to a separate civil penalty as set forth above. Nothing in this section shall prevent the town from taking such other lawful action as necessary to prevent or remedy a violation.

All other portions of Chapter 12 are unchanged and shall remain in full force and effect.

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

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

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

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ___ day of _____ 2013.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Consideration Paper

Meeting Date: August 27, 2013
Agenda Item: 7.iii.
Presented By: Administrator Fellner
Topic: Second Reading Ordinance #13-0758 to add §9-7, ¶(7) No parking against traffic flow

Basis:

Town Council approved 1st reading at the August 13, 2013 Town Council Meeting.

Chief Keziah explained at the August 13th meeting that state law addresses parking with the flow of traffic when a curb was present, but there was no code to address wrong way parking when a curb was not present. There were no provisions in the town code to address parking against the flow of traffic regardless of whether a curb was present. The proposed ordinance was drafted after discussions with staff and review by the town attorney. He said the parking committee made the initial recommendation to prohibit wrong way parking.

Action Options:

1. Approve ordinance as submitted.
2. Approve ordinance with changes.
3. Deny ordinance.

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ___ day of _____ 2013.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Draft

Consideration Paper

Meeting Date: August 27, 2013
Agenda Item: 7.iv.
Presented By: Administrator Fellner
Topic: Second Reading Ordinance #13-0760 to Add §4-30 Solicitation for Town Sponsored, Charity, and Nonprofit Events.

Basis:

First reading was adopted by Town Council at its August 13, 2013 regular meeting.

The ordinance would establish Section 4, Article 30, Solicitation for Town Sponsored, Charity, and Nonprofit Events and provide authority, the procedure by which solicitations could be requested, and prescribe the penalty for violations. It is always in the best interest of a municipality to have a clearly outlined procedure whenever the collection of monies by the public is involved. Failure to act positively would mean that the solicitation of funds for town-sponsored events would not be allowed.

The ordinance was reviewed by the town attorney, whose opinion stated in part, "I think it is wise for Town Council to approve each program for which funds may be solicited and how those funds are to be received, accounted for, and disbursed." Please see attached for complete attorney's statement.

The ordinance is presented for second reading without change.

Action Options:

1. Approve ordinance as submitted.
2. Approve ordinance with changes.
3. Deny ordinance.

Micki Fellner

Subject: FW: Three Ordinance Reviews

From: Mike Battle [<mailto:MBattle@battlelawsc.com>]

Sent: Thursday, August 15, 2013 10:09 AM

To: Micki Fellner

Subject: RE: Three Ordinance Reviews

Micki:

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- Per Diem Sec. 2-20 (b), Paragraph 4 – Technically, isn't this giving themselves a raise since it was not previously considered taxable income? If yes, wouldn't this mean the change could not take effect until after the next election?

We need to discuss this one further. Please call when you get a chance. This is a gray area and the line between reimbursement and compensation is thin as well as subjective.

I will call.

If the Town of Surfside is treating the per diem as income, the per diem is a raise in salary. Receipts and reimbursements are the cleanest and easiest way to deal with council member expenses.

- Solicitation, Sec. 4-30 is new and arose out of a desire, by council, to allow the town to accept donations for the 50th Anniversary Events, etc. and to account for them appropriately (see decision paper and ordinance attached). The need became apparent when I recently had a committee member come into my office with checks that he wanted me to endorse over to him. I, obviously, refused and drafted Sec. 4-30 as a result. Council is okay with it as drafted but I told them the entire section would need to be reviewed by you before we had a second reading.

The town has a charitable solicitation ordinance. Other than accounting for funds received, what do you want to accomplish with this ordinance.

To allow for solicitation of donations for town-related events and to distinguish the procedural differences between 501 (C) 3's and other entities.

Donations to governmental entities are usually tax deductible as long as the donation is for a public purpose and it is not a quid pro quo exchange of benefits. For example, I could not make a tax deductible donation to the Town of Surfside in exchange for a year's pass onto the town's fishing pier. I could make a tax deductible donation to the Town for a police education program to teach children about the dangers of drugs. I think it is wise for Town Council to approve each program for which funds may be solicited and how those funds are to be received, accounted for, and disbursed.

I hope this e-mail answers your questions. If you need more information, please let me know. Thanks

Mike Battle

- (iv) All collected funds shall be turned into the Finance Department by the next business day
- (iv) The Finance Department shall identify the particular project and keep an accounting of all solicited funds for each project and/or event
- (v) Expenditures, preapproved by council, must be accompanied by original receipt(s) and/or original invoice(s) and shall be presented to the Town Administrator for payment within the appropriate timeframe.

(c) Penalties for failure to comply.

It shall be unlawful for any person to violate any provisions within this Chapter. Any violator shall appear in the municipal court of the town and be subject to a maximum misdemeanor fine of five hundred (\$500) dollars, plus any local, state or federal assessments or imprisonment for not more than thirty (30) days for each offense. Nothing in this section shall prevent the town from taking such other lawful action as necessary to prevent or remedy a violation.

All other portions of Chapter 4 are unchanged and shall remain in full force and effect.

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

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

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

BE IT ORDERED AND ORDAINED by the Mayor and Town Council of the Town of Surfside Beach, South Carolina, in assembly and by the authority thereof, this ___ day of _____ 2013.

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk

Sec. 2-113. Duties of the town administrator.

(a) The town administrator is responsible for keeping the town council fully informed to support town councilmembers fulfillment of their fiduciary responsibilities and to better represent the citizens;

(b) The town administrator shall be responsible for the overall administration of the town;

(c) The town administrator shall administer the affairs of the town and implement the policies of the town council;

(d) The town administrator shall be the chief administrative officer and head of the general government branch of the town government. The town administrator shall be responsible to the town council for the proper maintenance of all affairs of the town. All town department directors shall report to the town administrator. The town administrator shall prepare the budget annually, submit to the town council and be responsible for its administration as adopted by town council. The town administrator shall assume such other responsibilities as the town council may, from time to time, assign.

(e) The town administrator shall perform duties in accordance with the provisions of the town personnel manual. The town administrator shall further deal with employees pursuant to the town personnel manual, which said personnel manual shall not be construed to constitute a contract of employment for any employee.

(Ord. No. 12-0724, 8-14-12)

Editor's note—Ord. No. 12-0724, adopted Aug. 14, 2012, repealed former § 2-113, and enacted a new § 2-113 as set out herein. Former § 2-113 pertained to duties and derived from Code 1969, § 2-99.

Sec. 2-114. Removal from office.

The town administrator may be removed from office for cause by a majority vote of the members of town council. The action of the town council in removing the town administrator shall be final. In all cases the town administrator shall receive sixty (60) days' notice of his removal or severance pay for sixty (60) days when such removal is made effective by a majority vote of all the members of town council unless specified otherwise in a signed contract.

(Code 1969, § 2-99; Ord. No. 10-0692, 1-11-11)

Sec. 2-115. Communication between town administrator and town council.

The town administrator shall relate to and communicate with the mayor and with the town council as a whole any and all problems, situations and conditions which arise concerning any department or activity of the town which in the opinion of the town administrator is of significance. Except for the purpose of inquiry, the members of town council shall communicate directly with the town administrator in any and all matters concerning any department or activity of the town. In order to keep the mayor informed, the town administrator shall

communicate with him between town council meetings on problems and conditions concerning any department or activity of the town. No member of town council shall give orders to any subordinate of the town administrator except in case of an emergency.

(Code 1969, § 2-99)

Sec. 2-116. Reserved.

Editor's note—Ord. No. 03-0511, adopted Dec. 9, 2003, repealed § 2-116, which pertained to the assistant town administrator, and derived from Ord. No. 99-0430, adopted April 13, 1999.

Secs. 2-117—2-130. Reserved.

DIVISION 3. TOWN CLERK*

Sec. 2-131. Appointment.

The town clerk is ex-officio clerk of council. The clerk shall give notices of meetings, post agenda, attend regular and special meetings and workshops, record votes of council, and record minutes of council meetings. The town clerk shall be appointed by and serve at the pleasure of town council.

(Code 1969, § 2-101; Ord. No. 02-0477, 5-28-02; Ord. No. 07-0618, 2-27-07)

Sec. 2-132. Bond.

Before entering upon the duties of this office, the town clerk shall enter into a bond in such sum as may be required by the town council, conditioned upon the faithful and honest performance of the duties of such office. The cost of such bond shall be paid by the town.

(Code 1969, § 2-101)

Sec. 2-133. Duties.

The town clerk shall have power and authority and be required to:

- (1) Record the minutes of all town council meetings;
- (2) Give notice to all members of the town council of regular and special meetings;
- (3) Record the minutes of the meetings of other appointed committees, boards and commissions as required;
- (4) Provide report and record-keeping services as required;
- (5) Assist the administrator;

***State law reference**—Appointment of municipal clerk, S.C. Code 1976, § 5-7-220.

Town Clerk

Qualifications: The town clerk position requires a Certified Municipal Clerk Certification (CMC), which is obtained through a three year course of study through the Municipal Association of South Carolina (MASC). Attendance at various meetings and events during the course of study are required to obtain certification. Once certified, the clerk is required to keep abreast of current rules, procedures, and laws that impact legislative administration through attending classes, advocacy meetings, and events offered by MASC and various other governmental agencies.

Meetings

Town Council	22	(July 2012 to December 2012)
Town Council	36	(January to August 2013 includes this meeting)
Accommodations Tax	5	
Board of Zoning Appeals	2	
Planning & Zoning	13	
Stormwater	7	
Total Meetings	85	

Preparation before and after meetings

The clerk attends all town council, accommodations tax, board of zoning appeals, planning and zoning commission, and stormwater committee meetings. Preparation includes (depending on the meeting):

- Coordinate with members to insure a quorum will be present
- Confirm area clergy attending to say invocation (council meetings only)
- Prepare an agenda and meeting package; distribute to members
- Prepare draft minutes of previous meetings, and final minutes for signature
- Create PDF documents for web publication
- Create or assist preparing ordinances, resolutions, proclamations
- Send email message to Town Council with all PDF documents for council packages
- Send public notice via PHP with all supporting PDF documents
- Post agendas on bulletin boards
- Create and send watermarked 'approved' minutes, ordinances, resolutions, and/or proclamations for web publication
- Create scanned archival files for all meeting documents and store paper copy marked with destruction date pursuant to ARM 13

Ad Hoc Committees Related Work

- Schedule all committee meetings, confirm meeting room available
- Scan received committee minutes for archives and web publication, file
- Answer questions from committee members, i. e. *Roberts Rules*

Town Clerk

- Advertise vacancies, assimilate information for town council, add to agenda; scan to PDF, and copy for council packages
- Updated email distribution groups, notify appointees, volunteers not appointed and committee members
- Update archival list and boards, commission and committee list
- Send updated information for web publication on www.surfsidebeach.org
- Publish weekly notice of meetings for the upcoming week pursuant to FOIA

Elections

Six months (October 6th this year) prior to election date, State Code requires that the Election Commission meet to review and approve proposed countdown, election ads, and other forms to be used during election. Work on that documentation has already begun. Election related work will continue until the May 13 Town Council Meeting when the elected members will be sworn-in.

Archives

- Scan documents for archival retention
- Submit appropriate forms to SC Department of Archives and History (SCDAH)
- ARM 13 allows us to destroy old council packages; working towards getting them out of Iron Mountain and into computer archival scans to eliminate storage cost – with the help of volunteers, three boxes have been done; many others to go Destroy Documents after approval received from SCDAH

Other

- Committee vacancies and upcoming events (coordinated with staff) are published on the weekly public notice. The message is sent via PHP, print copies are posted on bulletin boards in town hall reception, and fire station, outside the civic center and council chambers. Notices are also published on the town website and Facebook pages.
- Answer questions from staff and the public about town codes, meetings, making presentation to Town Council, research, weddings, how to find information on the town website, etc.

OPENS MAY 28



FRUITS.
VEGETABLES.
GOSSIP.



Always fresh!

Corner of Surfside Drive & Poplar Drive N.

FARMERS MARKET

TUESDAYS 10AM - 3PM

BAKED GOODS LOCAL PRODUCE PLANTS & FLOWERS
SEAFOOD ARTISAN CRAFTS JAMS & JELLIES

(re: 8/27/13 6.A.)



market portrait

location:

Surfside Beach Farmers Market

a report generated for:

Waccamaw Market Cooperative

8/27/2013

prepared by



marketshare: market portrait

Surfside Beach Farmers Market

Waccamaw Market Cooperative

www.waccamawmarkets.org

Surfside Beach Farmers Market / Surfside Beach

South Carolina, 29587

A data collection tool designed by marketumbrella.org, the market portrait helps individual markets to prepare reports to their communities. By capturing markets' key elements, it helps organizers to analyze how their work is shaped by and in turn influences a market's place, people, products, and procedures. We call these the public market Four P's. In addition to generating reports, this tool helps market organizers to learn how they are similar to and different from other markets. After all, our goal is to cultivate a field of public markets that purposefully impacts public good.

Place:

Successful markets operate in places as varied as large, city-center market districts to stand-alone parking lots in otherwise forgotten rural byways. Place matters. Not only may the physical layout of the market affect sales for vendors but the scale of the place — be it outdoor shed structure, no structure at all or indoor hall — imposes different types of demands upon the procedures deployed by management.

Surfside Beach Farmers Market — Surfside Beach

Physical space: Open-air Market

Market time: morning

Open Tuesdays

The market does not operate "rain or shine."

The market was founded in 2013.

The market is managed by Waccamaw Market Cooperative.

The primary reason for this location's original selection: An assessment was conducted.

marketshare: market portrait

Surfside Beach Farmers Market

Presently, the market does have a formal agreement for the market space.

Procedures:

Which items may be sold? And by whom? Some markets have stringent criteria about these and other issues. Others do not. Some operate with little to no staffing, while others employ full-time staffers who are responsible for maintaining rules, regulations, public safety, and so on. How does this market's procedures add up?

Current market manager: Troy Jones

Typically, each market day has 1 paid staff working at the market with an average of <1 volunteers.

[Yes] the market has a written mission statement.

[Yes] the market currently operates a centralized EBT/Credit and/or Debit token system.

[Yes] the market has written rules and regulations for the vendors, staff and shoppers.

Product:

Public markets are a recurring assembly of competing vendors who sell their products and services directly to consumers in a public setting. This is what all public markets share — from flea markets to farmers markets. They differ greatly when it comes to ascertaining which markets allow which products to be sold. Some allow for anything and everything, whereas others strictly limit categories, competition, and an array of vendor freedoms to do as they please. It is through this lens that we learn a great deal about the criteria and "curating" of the public market's identity: through the products on sale.

The market manages 2,500 sq. ft. of space.

A typical vendor space is 100 sq. ft..

The vendors pay a flat fee to the market organization. They can leave for the day after selling out of products.

marketshare: market portrait

Surfside Beach Farmers Market

The market allows:

Food (agricultural products, prepared foods or festival-type meals) can be sold by:

[Yes] producers

[Yes] resellers

[No] market organization or staff

Crafts or merchandise (original non-food items) can be sold by:

[Yes] producers

[No] resellers

[No] market organization or staff

Re-used goods (antiques, flea market items) can be sold by:

[No] producers

[No] resellers

[No] market organization or staff

Services (for a fee such as massage, knife sharpening) can be sold by:

[No] producers

[No] resellers

[No] market organization or staff

The market does allow non-vendors to have tables at the market.

marketshare: market portrait

Surfside Beach Farmers Market

People:

Among the more endearing and complex aspects to public markets are the people: the vendors, shoppers, neighbors, and managers. Who is present? And who is missing? This last P helps to tell the story of who contributes to and who benefits from a market's presence.

Does the market's investors include?

[No] Corporate Underwriter

[Yes] Government

[No] Private Foundation

[No] Individual

[Yes] Other

Does the market's elected advisors include?

[Yes] Vendors

[No] Shoppers

[No] Neighbors

[Yes] Government

[Yes] Non-governmental organizations

[No] Other

Bio sketch of manager: The Mission of the Waccamaw Market Cooperative is to improve the economic viability of Horry County's rural and urban communities through establishment and operation of networked seasonal farmers markets. Each market seeks to create an authentic and unique atmosphere that provides a plentiful variety of fresh local produce and other complimentary shopping opportunities.

Working at the market since: 2009

The main issue that this market is working on:

marketshare: market portrait

Surfside Beach Farmers Market

Parking and accessibility seem to be limiting factors relative safe ingress and egress to the market site. The size of the space presents limitations on market growth. Proximity to the the ocean presents challenges for an open air market. Structural facilities would be ideal.

Qualifications: The town clerk position requires a Certified Municipal Clerk Certification (CMC), which is obtained through a three year course of study through the Municipal Association of South Carolina (MASC). Attendance at various meetings and events during the course of study are required to obtain certification. Once certified, the clerk is required to keep abreast of current rules, procedures, and laws that impact legislative administration through independent study, attending classes and advocacy meetings, and events offered by MASC and various other governmental agencies such as the SC Public Records Association.

Meetings

Town Council	22	(July 2012 to December 2012)
Town Council	36	(January to August 2013 includes this meeting)
Accommodations Tax	5	
Board of Zoning Appeals	2	
Planning & Zoning	13	
Stormwater	7	
 Total Meetings	 85	

COUNCIL MEETINGS

PREPARATION FOR COUNCIL MEETINGS

Agenda - Formulate agenda based on
 directives at last council meeting (second readings or other items, i.e. based on specific comments)
 business presented by councilmembers
 business presented by administrator
 business presented by staff
 business presented by public
 make 50 copies for packages and distribution at the meeting
 Convert Agenda to PDF for web publication

Invocations

Contact area clergy to invite them to say invocation
 Confirm attendance prior to the meeting

Minutes

Prepare draft minutes of previous meeting
 Prepare read only copy of draft minutes for Mr. Smith
 Copy draft minutes for council packages (9 copies of each document for council packages)
 Convert minutes to PDF for web publication
 Print final minutes for council signatures

Town Clerk Information

Proclamations

- Contact Mayor to see if Proclamation is acceptable for publication
- Assign proclamation number
- Prepare proclamation, have signed
- Copy for council packages
- Prepare PDF for web publication
- Prepare executed proclamation for presentation at meeting

Employee Awards

- Add to agenda upon notice of department director
- Copy for council packages
- Convert to PDF for web publication
- Insure executed award is delivered for presentation at meeting
- Insure check is prepared for presentation

Business

Ordinances

- Assign ordinance numbers
- Assist when requested or prepare draft ordinance
- Copy draft ordinance for council packages
- Copy consideration paper, if any, for council packages
- Convert ordinance and consideration paper, if any, to PDF for web publication
- Assist staff when requested or prepare draft ordinance
- At second readings prepare ordinance for second reading
- copy second reading draft for council package
- print final ordinance for council's signature

Resolutions

- Assign resolution numbers
- Assist department director when requested or prepare draft resolution
- Copy draft resolution for council packages
- Convert to resolution to PDF for web publication
- Print final resolution for council's signature

For other items under Business

- Consideration papers and support documents submitted by staff
- Insure that appropriate information is submitted by other requestors (see attached email message)
- Copy for council packages
- Scan and convert to PDF for web publications

Send email message to Town Council will all PDF documents.

Town Clerk Information

Assimilate council packages with copied documents, including departmental reports, and any mail that might be received, payroll notifications, etc. Deliver to police department for delivery to individual councilmembers.

Send all PDF documents for web publication.

Send public notice via PHP with all supporting PDF documents 8/23 595 emails

Post agenda on bulletin boards outside council chambers and in town hall reception.

AFTER COUNCIL MEETINGS

Create archival file for council meeting package including all documents in package and PHP distribution confirmation, draft agendas, yard of month, etc.

File paper copy of agenda package marked with destruction date pursuant to ARM 13.

Minutes, Proclamations, and Resolutions

Scan signed documents for archives

File signed documents in vault or send to appropriate recipient if not presented at council meeting, as applicable

Prepare "approved" watermark copy (failed documents use appropriate notation)

Convert "approved" watermark copy to PDF for web

Email for web publication

Update Index for Resolutions and/or Proclamations, as applicable

Ordinances

Scan signed ordinances for archives

File signed ordinances in vault

Update Ordinance Index

Prepare "approved" watermark copy

Convert "approved" watermark copy to PDF for web

Email for web publication

Email approved ordinance to MuniCode for updating code on line and to prepare semi-annual supplements

Update Ordinance Index

Statutory Committees

Planning & Zoning Commission – 1st Tuesday every month

Planning director prepares agenda and package

Publish agenda and package via PHP; store copy in archival file

Take and transcribe minutes, prepare final for signature

Post agenda on bulletin boards in town hall and outside council chambers

Town Clerk Information

Accommodations Tax Advisory Committee – as called
Coordinate meeting date to insure quorum will be present
Prepare agenda and meeting package; store copy in archival file
Publish agenda and package via PHP
Take and transcribe minutes, prepare final for signature
Post agenda on bulletin boards in town hall and outside council chambers

Stormwater Committee – 3rd Tuesday in January, April, July and October
Prepare agenda and meeting package; store copy in archival file
Publish agenda and package via PHP
Take and transcribe minutes, prepare final for signature
Post agenda on bulletin boards in town hall and outside council chambers

Ad Hoc Committees Related Work

Schedule all committee meetings
Confirm meeting room available
Scan received committee minutes for archives
Scan committee minutes for web publication (signatures hidden)
File committee minutes
Answer questions from committee members, i. e. *Roberts Rules*
Advertise vacancies
Assimilate volunteer information for town council, including tracking ad dates to insure 30 days has passed; add to agenda; scan to PDF, and copy for council packages
Updated email distribution groups
Notify appointees, volunteers not appointed and committee members
Update archival list of member leaving committee and new appointees
Update boards, commission and committee list
Send updated information for web publication on www.surfsidebeach.org, and applicable staff

Elections

See election countdown

Archives

Scan documents for archival retention
Submit appropriate forms to SC Department of Archives and History (SCDAH)
ARM 13 allows us to destroy old council packages; working towards getting them out of Iron Mountain and into computer archival scans to eliminate storage cost – with the help of volunteers, three boxes have been done; many others to go
Destroy Documents after approval received from SCDAH

Town Clerk Information

Miscellaneous

Weekly prepare Meetings, Events & Committee Vacancy Notice for upcoming week; send via PHP list, print copies and post on bulletin boards in town hall reception, and fire station, outside the civic center and council chambers

Speak with individuals about town codes, weddings, being added to agenda, etc.

Surfside Beach Town Clerk Facebook page – 255 members

- Public Notices – meetings, events, and committee vacancies

- Photographing and publishing town events

- Supporting local businesses through sharing their sales, schedules, etc.

- Respond to inquiries

ELECTION DAY – APRIL 8, 2012 Count Down & Post Election Important Dates & Tasks

6-Mo= 10/08/13 4-Mo= 12/08/13 90-Days= 01/07/14 60-Days= 02/06/14 45-Days= 02/22/14 30-Days= 03/09/14

Date	Action	Completed
	Prepare Candidate filing forms, notices, and other documentation for review by MEC	
09/20/13	Agenda published for MEC meeting	
09/25/13	Municipal Election Commission (MEC) – meet before October 6; email sent 8/13/2013 to set time. – 09/25/2013 @ 1 pm	
09/25/13	MEC meeting-administer oath to members and copy voter registration cards and ID	
09/25/13	MEC must appoint 3 managers for each 500 electors and 1 for every add 500 or portion thereof for each precinct	
	Memo to Poll Workers – preliminary inquiry for working 4/8/2013	
	Contact Horry County Election Commission – reserve machines; schedule training	
	Contact Surfside United Methodist Church – reserve precinct #2	
	Reserve Civic Center for precinct #1	
	Initial request for SBPD for escort on election day	
	Schedule training for pollworkers < 2 weeks prior to election day	
12/26/13	Ad - NOTICE OF FILING §5-31(5) stipulates 5x7in min size 2 weeks before	
01/02/14	Ad runs run 2nd time two weeks after 1st ad	
01/07/14	ORDER NOTICE OF ELECTION AD MUST RUN 60-DAYS PRIOR TO ELECTION §7-13-35 & TOSB§5-56 (02/06/2014 = 30 days)	
01/13/14	Candidate Filing Opens at 9:00 a.m.	
01/17/14	Candidate Filing Closes at 4:00 p.m.	
	Candidate Roster to SC Ethics Commission no later than 5 days after Jan 13	
	Election Commission meeting	
	Confirm Poll managers and set training date	
	Mandatory Training – send letter	
03/09/14	Last day to get absentee ballot from Conway	
	Poll Workers and Clerk attend Horry County Poll Managers Training –	
	Confirm Polling Precincts are ready; assemble voting materials, arrange meals	
03/07/14	LAST DAY TO REGISTER TO VOTE ON APRIL 8th	
	Voting machines delivered; p/u voter registration books from HCEC; pick up keys for civic center and church	
	Precinct Clerks pick up election registers, supply bags, and food items	
04/08/14	PUBLISH ELECTION AD	
	ELECTION DAY – pollworkers arrive no later than 6:30 a.m. Polls OPEN at 7:00 a.m. - Pick up absentee ballots from HCEC after 5:00 p.m. -Pick up ballots and books from Precinct #2 at 7:00 p.m. -Pick up ballots and books from Precinct #1 after #2 –	
04/08/14	CALL 915-5440 after announcements	
	Return Voter registration lists to Conway with Machines and Election Packs	
	Challenged Ballot hearing & Certification of Election 10:00 a.m. - Chambers	
	Transmit Successful Candidates to State Election Commission	
	Resolution to Town Council to adopt 2014 Election Results	
	Deliver Adopted Resolution to Horry County Clerk for Filing	
04/22/14	RUNOFF Election if necessary	
05/13/14	New Members Seated, prepare oaths of office and new member packets - Term 05/13/2014-05/08/18	

Debra Herrmann

From: Debra Herrmann [dherrmann@surfsidebeach.org]
Sent: Tuesday, July 30, 2013 10:09 AM
To: 'Andrew Wiesner'
Subject: RE: 495 Productions - Permission to film in Surfside Beach

Good morning, Andrew.

Confirming our telephone conversation, the next Town Council meeting is Tuesday, August 13th. If you decide you want to appear before Town Council, please deliver the following information to me no later than 5:00 p.m. on Wednesday, August 7th. (Deadline is stipulated in the Town Code of Ordinances and there are no exceptions.)

Purpose for request

Documents by which the business was formed (partnership, LLC, incorporation or other documents as applicable)

Authorization from the business for the presenter, whomever that might be

Dates during which filming would be done

Your Liability insurance policy naming the Town of Surfside Beach as an additional insured will be required before any activity commences.

Town Council meets on the 2nd and 4th Tuesday monthly, except in December. In December, Town Council meets only on the 2nd Tuesday. If for some reason you need to attend a different meeting, just remember that the deadline to be placed on the agenda is 5:00 p.m. the Wednesday before the meeting date.

Debra Herrmann

Debra Herrmann, CMC, Town Clerk

dherrmann@surfsidebeach.org - 843.913.6333

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From: Andrew Wiesner [<mailto:andrew.r.wiesner@gmail.com>]
Sent: Tuesday, July 23, 2013 11:43 AM
To: dherrmann@surfsidebeach.org
Subject: 495 Productions - Permission to film in Surfside Beach

Good afternoon Debra,

My name is Andrew Wiesner and I work with 495 Productions. I have been instructed to contact you about filming in Surfside Beach through various people in Town Hall. I actually left you a voicemail not too long ago.

We are going to shooting a documentary-style reality TV show for the entire month of August in Murrells Inlet and I want to know about the process and restrictions for filming in Surfside Beach. What I was told on the phone was there is no permit, but we must get approved by the board. My question for you is, what do you need from me on our end (something in writing perhaps?) to get approval from the board, and how long that process takes? We are looking to begin filming our show in the very beginning of August.

Just so you have a little bit of information on what we are doing. Like I stated above, we are documentary-style reality TV show. We will be based in Murrells Inlet and are only looking to come up to Surfside Beach for various trips, whether that be going to the beach, shopping, going to a bar, etc. any of those type of things. We will not be looking to shut down any roads or business while we are filming, and in fact we are not looking to disturb anyone's daily routines and activities.

I would love to talk more about this with you, so if you wouldn't getting back to me as soon as possible, that would be great. My cell phone number is 973-342-9034. In addition, I am already down here in South Carolina and would be more than willing to come meet with you, any other members of town hall or the board, and the police to address any concerns that you and the town of Surfside Beach might have.

I feel like I should add in here that we are NOT the show Myrtle Manor (I have gotten this everywhere down here so I just wanted to clear that up now).

Feel free to contact me whenever, if you have any further questions. I will be available.

Thank you so much Debra for taking the time to read this, and I hope to hear back from you soon.

Best,

Andrew Wiesner
Field Coordinator
495 Productions
818.840.2750 (Office)
973.342.9034 (Cell)



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

**SURFSIDE BEACH TOWN COUNCIL
 REGULAR MEETING AGENDA
 COUNCIL CHAMBERS
 TUESDAY, AUGUST 27, 2013 ♦ 6:30 P.M.**

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. ✓ **INVOCATION AND PLEDGE OF ALLEGIANCE** – Pastor Brad Bellah, Shepherd of Sea Lutheran Church
3. **AGENDA APPROVAL**

4. **MINUTES APPROVAL**
 - A. Town Council Workshop, August 13, 2013
 - B. Town Council Regular Meeting, August 13, 2013

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

6. **COMMUNICATIONS**

- A. ✓ Waccamaw Farmers Coop Update, Blake Lanford, Regional Lead Agent
- B. Department Reports
 - i. Finance *Friday*
 - ii. Recreation *will send*
 - iii. Public Works *John Friday*
- C. Administrator's Report – Update on Current Events

*8-22
 Debbie confirmed
 no documents,
 just talking*

*done ✓
 done ✓*

7. **BUSINESS**

Second Readings of Ordinances, Micki

- ✓ i. 13-0754 to amend §2-20(b) Travel Per Diem, Mayor Pro Tempore Mabry and Councilmember Johnson
- ✓ ii. 13-0756 to add Chapter 12, Article 5, Stormwater Retention Ponds allowable boats on town stormwater retention ponds, Councilmember Smith, and Director Morris
- ✓ iii. 13-0758 to amend §9-7 to add Paragraph (7) No parking against traffic flow, Police Chief Keziah *Ad Fellner*
- ✓ iv. 13-0760 to add §4-30 Solicitation for Town Sponsored, Charity and Non-profit Events, Administrator Fellner

done Pdf Pdf Pdf

8. **DISCUSSION** – Any matters of concern or information to be discussed by Town Council.
 Senior Citizens Committee, Councilmember Dodge

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

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION**

Pursuant to FOIA §30-4-70(a)(1) to discuss employment [Mayor Pro Tempore Mabry,], appointment, compensation, promotion, demotion, discipline, or release of an employee, specifically to perform the town administrator's and town clerk's annual performance reviews.

12. **ADJOURNMENT**

Debra Herrmann

From: mary ellen abrams [mabrams001@sc.rr.com]
Sent: Thursday, August 22, 2013 10:50 AM
To: Nancyjo weber; Ron Gaskins; Peggy Sattelmeyer; Al Stein; Al Lauer; Terri Lauer; Lynda Peckham; Debra Herrmann; Sarah Saunders; Ralph Magliette; Mikey Pruitt; Marty Rhoades; Betty Lowery; carrie johnson; sandy elliott
Subject: Trash case dumped!
Attachments: trash case1.jpeg; trash case2.jpeg

(Debra – please give a copy to your mother Dora Eaddy.)

Attached for your information is a copy of an article in today's MyHorryNews/MyrtleBeachHerald online edition.

Personally, I think the town's decision is ill-advised, short-sighted and precedent-setting – not to mention publicly embarrassing. If a councilmember's poor example and disrespect for the town's law wasn't bad enough, the town's decision to nolle prosequere the case sends a very alarming message that even though citizen committees may pressure staff to work hard to enforce the law, the current administration will not stand behind the enforcement. I think this decision is a betrayal of the committees, the staff, and the best interests of the town.

Enough of my views. If any of you are inclined to let Town Council know your views on this fiasco, I'll make it easy for you:

dougsamples@surfsidebeach.org
marybethmabry@surfsidebeach.org
rodsmith@surfsidebeach.org
anndodge@surfsidebeach.org
randlestevens@surfsidebeach.org
markjohnson@surfsidebeach.org
bethkohlmann@surfsidebeach.org

Mary Ellen Abrams

Surfside Beach dumps trash case against councilman

By Tom O'Dare tom.odare@myhorrynews.com | Posted: Thursday, August 22, 2013 9:20 am

All charges have been dropped against Surfside Beach Town Councilman Randle Stevens now that he has cleaned up his yard.

This means Stevens will not have to pay nearly \$50,000 in fines that had piled up since he first received a citation for violating the town's nuisance ordinance.

A special prosecutor hired by the town to handle Stevens' case said in a letter dated Aug. 13, "after reviewing all of the factors with this ticket, I decided to nolle prose and drop all the charges."

Stevens has been going head-to-head against the town since spring over clutter under and around his First Avenue residence.

After several warnings, the town issued a citation against Stevens in late June calling for him to appear in municipal court and fining him \$1,092.50 per day until the property was cleaned up.

Stevens' Aug. 7 court date was pushed back until October after he requested a jury trial. Jury trials are only held in the town a few times a year.

Last week, however, the town decided that since Stevens had recently cleaned up his property, his case would be nolle prosequed, which means the town would drop all prosecution proceedings against him, relieving him of the accumulated fines.

Town administrator Micki Fellner said the town's prosecutor Elizabeth Pitcher felt it would be a conflict of interest for her to handle the case, so the town hired Conway attorney Kirk Battle to prosecute Stevens.

Battle's law firm serves as the town's legal counsel.

"After looking at the situation, Mr. Battle decided the best course of action would be to nolle prose the case," Fellner said. "Councilman Stevens cleaned up his yard and compliance is always the goal in these kinds of situations."

Mayor Doug Samples said he agreed with the town's decision because getting the yard cleaned up was the actual goal of any such action or citation.

“I wish Mr. Stevens had cleaned his property from the beginning, but now that he has, we can go on with the town’s business without such distractions,” Samples said.

Mayor pro tem Mary Beth Mabry was not as congenial in the matter.

Mabry said she is not happy the town made the decision to drop the matter after it was in the court system.

“It’s never good for the staff or politics to enter into judicial proceedings,” Mabry said. “I’m glad that Mr. Stevens finally cleaned his yard, but I think that once an issue is in the courts, everyone else should stay out of it and let the case run its course.”

Mabry said the council should look into how the municipal court system operates in the town. As for Stevens, he said he’s glad the matter is behind him.

“I was never quite sure what they wanted me to do about my yard,” he said. “I still think this whole thing was politically motivated.”

Micki Fellner

Subject: FW: Three Ordinance Reviews

From: Mike Battle [<mailto:MBattle@battlelawsc.com>]

Sent: Thursday, August 15, 2013 10:09 AM

To: Micki Fellner

Subject: RE: Three Ordinance Reviews

Micki:

This is written to respond to your questions about the three ordinances you had questions about:

- Boats on Lakes, 12.106 Penalties – For first reading we had the maximum penalties set as if it were a misdemeanor but council wants to exclude the possibility of jail time and reduce the fee significantly. Can we even do that? How would that work if it needed to go to court?

Enforce the boating laws the same way you enforce parking laws i.e. civil infraction, \$25 fine and municipal court jurisdiction.

They want to charge \$100 for fee, can they do this?

They could charge a \$100 fee but it may be challenged as a penalty. They would be safer to charge a \$25 infraction fee for each separate infraction. The S.C. Supreme Court has approved a \$25 infraction fee for violating an indoor smoking ban in the Foothills Brewing v City of Greenville.

- Per Diem Sec. 2-20 (b), Paragraph 4 – Technically, isn't this giving themselves a raise since it was not previously considered taxable income? If yes, wouldn't this mean the change could not take effect until after the next election?

We need to discuss this one further. Please call when you get a chance. This is a gray area and the line between reimbursement and compensation is thin as well as subjective.

I will call.

If the Town of Surfside is treating the per diem as income, the per diem is a raise in salary. Receipts and reimbursements are the cleanest and easiest way to deal with council member expenses.

- Solicitation, Sec. 4-30 is new and arose out of a desire, by council, to allow the town to accept donations for the 50th Anniversary Events, etc. and to account for them appropriately (see decision paper and ordinance attached). The need became apparent when I recently had a committee member come into my office with checks that he wanted me to endorse over to him. I, obviously, refused and drafted Sec. 4-30 as a result. Council is okay with it as drafted but I told them the entire section would need to be reviewed by you before we had a second reading.

The town has a charitable solicitation ordinance. Other than accounting for funds received, what do you want to accomplish with this ordinance.

To allow for solicitation of donations for town-related events and to distinguish the procedural differences between 501 (C) 3's and other entities.

Donations to governmental entities are usually tax deductible as long as the donation is for a public purpose and it is not a quid pro quo exchange of benefits. For example, I could not make a tax deductible donation to the Town of Surfside in exchange for a year's pass onto the town's fishing pier. I could make a tax deductible donation to the Town for a police education program to teach children about the dangers of drugs. I think it is wise for Town Council to approve each program for which funds may be solicited and how those funds are to be received, accounted for, and disbursed.

I hope this e-mail answers your questions. If you need more information, please let me know. Thanks

Mike Battle

BOARDS, COMMISSION, AND COMMITTEES -- 08/13/2013 Member Name	Phone	US Mail Address	E-Mail	Term Start	Term End	CallMaster
Accommodation Tax Advisory Committee						
		Resolution June 19, 1984				
Carolyn Harbin	458-8341	144 Harbor Lights Drive	Carolyn@surfsidebeachrealtor.com	05/14/13	05/14/17	✓
Randy Harrison (Chairman) (Lodging)	238.5464	17-B Hwy 17 So, SB 29575	randy@harrisonrealtyco.com	02/22/11	02/22/15	✓
Cecil Chandler (Culture/Arts)	843.742.9802	611-A Surfside Drive 238-1318 h	cchandler@WPDE.com	09/09/12	09/09/16	✓
Phil Murdock	655.4600	1413 S. Ocean Blvd	pmurdock@oceaninvestments.com	04/26/11	04/26/15	✓
Bruxanne Hein (Vice Chairman)	333.2034	3803 Barrington Lane, MB 29588	bruxanne@yahoo.com	09/09/12	09/09/16	✓
Tony Daniell (hand deliver to 823 2 nd Ave No.)	714.374.4424	POB 14283 29587	tdtdaniell@mindspring.com	04/26/11	04/26/15	✓
E. J. Servant III (Lodging)	238.4900	213 S Ocean Blvd, SB 29575 (x8900)	mil@surfside Realty.com	02/22/11	02/22/15	✓
Business Committee						
		Resolution #12-118 adopted	07/24/12			
Lee Zulanch 843.222.2398 c	843.477.1100	Benjamin's Bakery, 810 3 rd Avenue So	benjaminsbakery@sc.rr.com	09/10/12	09/10/16	✓
Joe Cotter 843.222.5343 w	843.477.1361	Hairazors, 760C Hwy 17 Bus So	dragonflybeverage@sc.rr.com	09/10/12	09/10/16	✓
Bert Krassin, Vice Chairman	?	617 13 th Ave So #118	Bert.krassin@gmail.com	09/10/12	09/10/16	✓
Sammy Truett, Chairman 843.995.5539 c	843.238.1416	Moore & Associates	mooreandassociates@earthlink.net	09/10/12	09/10/16	✓
Tim Bradford	843.215.1338	JerriBob's Mail Service 1413 Hwy 17 S	jerribobs@yahoo.com	02/26/13	02/26/17	✓
Kerry Ann Dame	843.238.0078	Posh Living, 770 Hwy 17 S	poshkerryann@gmail.com	02/26/13	02/26/17	✓
7-Vacant – Ad published 08/12/2013						
Randle Stevens	843.839.3768	421 1 st Avenue North	RandleStevens@surfsidebeach.org	Council		
Board of Zoning Appeals						
Holly Watson	238-5513	319 N. Oak Drive, SB 29575	ripper135@gmail.com	10/09/12	10/09/16	✓
Ron Ott (Chairman)	446-3929	722 7 th Ave N., SB 29575	boscobear@sc.rr.com	02/23/10	02/23/14	✓
Guy Lanham	238.0410	1020 Hickory Drive	guylanham@aol.com	09/09/12	09/09/16	✓
Ralph Magliette	843.839.2863	104 Harbor Lights Drive	magliet@aol.com	07/10/12	07/10/16	✓
Darrell Willm (Vice Chair)	238.5221	1113 Cedar Drive N., SB 29575	dcwaloha@aol.com	07/10/12	07/10/16	✓
Blake Davis	843.450.3331	724-B Cypress Drive 29575	realtorblake@gmail.com	10/11/11	10/11/15	✓
Terri Lauer	843.213.1885	124 Harbor Lights	tml651@aol.com	01/08/13	01/08/17	✓
Construction Board of Adjustments & Appeals						
	Ord. 08-0640	5 member board	Members must have exp in trades			
Bill Trail	843.504.5884	521 7 th Avenue North	Btrail1234@gmail.com	01/22/13	01/22/17	✓
Ralph Magliette	843.839.2863	104 Harbor Lights Drive	magliet@aol.com	01/22/13	01/22/17	✓
Shane Stewart	843.458.0318	177 Southboro Lane 29588	Shanestewart.sos@gmail.com	02/26/13	02/26/17	✓
Gene Pellicci	?	?	genepellicci@yahoo.com	04/09/13	04/09/17	✓
5-Vacant						



BOARDS, COMMISSION, AND COMMITTEES -- 08/13/2013 Member Name	Phone	US Mail Address	E-Mail	Term Start	Term End	Cal/Master
Court Appointments		§14-25-15(A)&(B) and Rule 509				
Valerie Wentz		Associate Judge/Clerk of Court		07/25/12	07/25/16	✓
Valerie Riley		Associate Judge/Asst. Clerk of Court		07/25/12	07/25/16	✓
Election Commission – State Law Requires	6-year terms					
Peggy Inman	232.1880	621 8 th Avenue S	maxpeg1@sc.rr.com	12/08/09	12/08/13	✓
Judy Engelhard	843.424.8758	315 6 th Avenue S 29575	judyengelhard@gmail.com	07/10/12	07/10/18	✓
Judy Tuttle	238.0251	515 13 th Avenue North 29575	judytuttle21@yahoo.com	10/11/11	10/11/17	✓
Grand Strand Water & Sewer Advisory Board		Pursuant to Franchise Agreement	Dated 03/01/1994			
Denise Brown-Richardson	843.997.0750	1022 Bay Drive	bizservice@live.com	07/01/12	06/30/14	✓
Historical Board – governing board		Resolution 12-121, August 14, 2012	Open to all citizens			
P. L. Mabry		517 15 th Avenue North	marbybethmabry@gmail.com	10/09/12	10/09/16	✓
Patti Magliette Secretary 732.331.2288 c	843.839.2863 h	104 Harbor Lights Drive	magliette@aol.com	10/09/12	10/09/16	✓
Bob Lang	843.238.0032	151 N Myrtle Drive	bblang@netzero.net	11/27/12	11/27/16	✓
Jeffrey L. Lane Chairman	843.238.0275	717 3 rd Avenue N	Jeffrey.lane@santecooper.com	11/27/12	11/27/16	✓
Randy Harrison	843.839.5464	17-B Highway 17 S	randy@remaxcoastalliving.com	11/27/12	11/27/16	✓
Keep Surfside Beach Beautiful		Resolution 12-116- June 22, 2012	Amend 04/09/13 limit 11 members			
Dora Eaddy	843.238.5783	628 Surfside Drive	None	07/10/12	07/10/16	✓
Mary Ellen Abrams	843.238.8862	311 13 th Ave N	mabrams001@sc.rr.com	07/10/12	07/10/16	✓
Al Stein	843.477.8434 h	410 Cherry Drive	surfsidebeachbum@yahoo.com	07/10/12	07/10/16	✓
Nancy Jo Weber, Chairman	843.839.9088	131 Harbor Lights Dr	nancyjweber@gmail.com	07/10/12	07/10/16	✓
Lynda Peckham	843.808.9182	117 Harbor Lights Drive	genepellicci@yahoo.com	07/10/12	07/10/16	✓
Peggy Sattelmeyer Secretary	843.333.3862	519 13 th Ave N	peggy.sattelmeyer@gmail.com	07/10/12	07/10/16	✓
Al Lauer	843.213.1885	124 Harbor Lights Drive	speddaddy@aol.com	07/10/12	07/10/16	✓
Terri Lauer	843.213.1885	124 Harbor Lights Drive	speddaddy@aol.com	07/10/12	07/10/16	✓
Ron Gaskins Vice Chairman	843.241.3038	315 13 th Avenue N	rgaskins3@sc.rr.com	07/10/12	07/10/16	✓
Sara Saunders	843.238.1821	313 6 th Ave S	rsaunders7@frontier.com	07/10/12	07/10/16	✓
Ralph Magliette 732.331.2289 c	843.839.2863 h	104 Harbor Lights Drive	magliet@aol.com	10/09/12	10/09/16	✓
Ann Dodge				09/10/12	Council	

BOARDS, COMMISSION, AND COMMITTEES -- 08/13/2013 Member Name	Phone	US Mail Address	E-Mail	Term Start	Term End	CallMaster
Parking Committee						
John Ard	843.421.0590 c	612B Cypress Drive	johnard47@yahoo.com	08/14/12	08/14/16	✓
Everett Goff 267.278-5318 c	843.213.3631 h	209 Millwood Drive	trooperev@hotmail.com	08/14/12	08/14/16	✓
Harry Kohlmann, Chairman	843.750.0554	1016B South Ocean Boulevard	HK2624@aol.com	08/14/12	08/14/16	✓
Gene Maruca	843.222.1381 c	116 7th Avenue S 29575	gmaruca@aol.com	08/14/12	08/14/16	✓
Ron Saunders 843.333.1011 c	843.238.1821 h	313 6th Avenue South	rsaunders7@frontier.com	08/14/12	08/14/16	✓
Steve Shore, Secretary	336.880.0065 c	611 1st Avenue North	catchupi@aol.com	08/14/12	08/14/16	✓
Tom Dodge	843.828.0398	1415 N Poplar Drive	No Computer	11/27/12	11/27/16	✓
Planning & Zoning Commission						
Carrie Johnson	843.357.9404	617 9th Avenue South	cj_ins@sccoast.net	07/10/12	07/10/16	✓
Betty Lowery	340-4876	619 4th Avenue, North	blowery@sc.rr.com	03/22/11	03/22/15	✓
Marty Rhoades, Vice Chairman	421-8599	1018 Cedar Drive S	rhoadesrunner@hotmail.com	05/11/10	05/11/14	✓
Sandra Elliott	843.712.2207	611 5th Avenue N	jselliott@sc.rr.com	07/10/12	07/10/16	✓
Mikey Pruitt (Chair)	655.1434	116 S. Yaupon Drive	mikey@pruittelectric.com	05/11/10	05/11/14	✓
Mary Ellen Abrams	238.8862	311 13th Avenue North	Mabrams001@sc.rr.com	05/11/10	05/11/14	✓
Al Lauer	843.213.1885	124 Harbor Lights Drive	speddaddy@aol.com	04/09/13	04/09/17	✓
Recreation/Special Events						
			Resolution 12-117 – June 22, 2012	<i>Reorganized 05/28/13 w/ 5 members</i>		
Erin Adams	843.315.5783	612-B 13th Ave S	ilovesurcees@gmail.com	07/23/13	07/23/17	
Anita Crone	843.650.7363	213 15th Ave S, Apt. B	aecrone134@gmail.com	07/09/13	07/09/17	
Ashleigh Justice	843.251.6236 c	413 North Poplar Drive	docksideevents@yahoo.com	07/09/13	07/09/17	
Michelle Hargrove – CHARZ Family Grill in town	419.498.1742	409 Capua Court, MB 29588	cob3000@aol.com	07/09/13	07/09/17	
Gene Maruca	843.222.1381 c	1610 S Ocean Blvd.	mmaruca@sc.rr.com	07/09/13	07/09/17	
Councilmember Beth Kohlmann	Non-voting	Council Advisor to Committee	07/16/2013 confirmed	-	-	
Senior Citizen Committee						
			Resolution 12-125, August 28, 2012			
Ralph Magliette, Chairman 732.331.2289 c	843.839.2863 h	104 Harbor Lights Drive	magliet@aol.com	10/09/12	10/09/16	✓
Shelby Smith 843.828.1186 h	843.602.3118 c	911 Cedar Drive N	shelbybsmith@hotmail.com	10/09/12	10/09/16	✓
Gerald L. Miller	?	211 Hollywood Drive N	gmler002@sc.rr.com	11/27/12	11/27/16	✓
Joe Buczek	?	214 Millwood Drive	?	08/13/13	08/13/17	✓
Lonnie Hopkins	843.238.5099	712 Cedar Drive North	No computer	08/13/13	08/13/17	✓
George Moustakis	?	613 10th Avenue North	gmoustakis@sc.rr.com	-08/13/13	08/13/17	✓
William G. "Bill" Thomas, Jr.	843.997.8571 c	1013 Cedar Drive North	wthomasbb@sc.rr.com	08/13/13	08/13/17	✓
Ann Dodge	843.828.0398	1415 Poplar Drive North	AnnDodge@surfsidebeach.org	10/09/12	Council	✓

BOARDS, COMMISSION, AND COMMITTEES -- 08/13/2013 Member Name	Phone	US Mail Address	E-Mail	Term Start	Term End	Call/Master
Stormwater Committee		Created October 10, 2000				
Ken Harbin	458.8340	144 Harbor Lights Drive	ken@surfsidebeachrealtor.com	11/22/11	11/22/15	✓
P.L. Mabry, Vice Chairman	712.2157	517 15 th Ave N	PL1mabry@gmail.com	11/22/11	11/22/15	✓
Alan Beck	843.655.3735	626 10 th Avenue North	awbeck1@juno.com	08/13/13	08/13/17	✓
Ken Harth	232.0820	1416 Spruce Drive	kah2n1@sc.rr.com	08/10/10	08/10/14	✓
Sandra Elliott, Chairman	843.712.2207	611 5 th Avenue N	jselliott@sc.rr.com	07/09/13	07/09/17	✓
Harry Kohlmann	843.750.0554	1610 S Ocean Blvd	HK2624@aol.com	03/22/11	03/22/15	✓
Tom Meccia (pronounced Met-cha)	864.216.2148	421 S Hollywood Drive	No computer	02/26/13	02/26/17	✓
Town Council Subcommittees & Appointments	Committee	Member	Member			
<i>(Mayor is ex officio chairman of all committees, pursuant to Town Code §2-21)</i>	Finance	Mayor Pro Tem Mabry	Councilmember Stevens			
	Infrastructure	Councilmember Smith	Councilmember Johnson			
	Organizational	Councilmember Dodge	Councilmember Kohlmann			
	KSBB	Councilmember Dodge	Advisor to Committee			
	Business	Councilmember Stevens	Advisor to Committee			
	Rec/Sp Events	Councilmember Kohlmann	Advisor to Committee			
	Sr. Citizens	Councilmember Dodge	Advisor to Committee			
Myrtle Beach Regional Economic Development Representative		Councilmember Stevens				



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from field	Surfside Beach Info mailinglist@surfsidebeach.org
to field	
reply to	
message	<p>Public Notice - TOWN COUNCIL MEETING</p> <p>Tuesday, August 27, 2013, 6:30 p.m. Town Council Meeting. The agenda and supporting documents are attached to this message and may also be viewed on line at http://www.surfsidebeach.org/agenda-2013.html (click on the blue links to open documents. <i>If documents are not available on website, please try again later. Documents will be posted soon.</i>) A printed copy is available in the town clerk's office for public inspection prior to the meeting.</p> <p>The public is invited to attend all meetings. Time is allotted at regular meetings for public comments on agenda items and general comments.</p> <p>This transmission is pursuant to the Freedom of Information Act §30-4-80.</p>
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embargo	2013-08-23 14:36:00
repeatinterval	0
repeatuntil	2013-08-23 14:36:45
status	sent
userselection	
sent	2013-08-23 15:31:16
htmlformatted	1
sendformat	HTML
template	0
processed	594
as text	532
as html	62

hello world
mozilla sidet

as pdf	0
as text and pdf	0
viewed	0
bounce count	0
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RSS template	
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Attachments for this message	
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Debra Herrmann

From: Surfside Beach Info [mailinglist@surfsidebeach.org]
Sent: Friday, August 23, 2013 3:15 PM
To: dherrmann@surfsidebeach.org
Subject: Public Notice - Town Council Meeting 08/27/2013
Attachments: 08272013_tc_agenda.pdf; 08272013_tc_agenda_4a_08132013_workshop_minutes_draft.pdf; 08272013_tc_agenda_4b_08132013_tc_minutes_draft.pdf; 08272013_tc_agenda_6bi_finance.pdf; 08272013_tc_agenda_6bii_recreation.pdf; 08272013_tc_agenda_6biii_public_works.pdf; 08272013_tc_agenda_7i_13-0754_council_per_diem.pdf; 08272013_tc_agenda_7ii_13_0756_boats_on_lakes.pdf; 08272013_tc_agenda_7iii_13_0758_parking_against_traffic.pdf; 08272013_tc_agenda_7iv_13_0760_solicitation.pdf; 08272013_tc_agenda_11_performance_reviews.pdf

Public Notice - TOWN COUNCIL MEETING

Tuesday, August 27, 2013, 6:30 p.m. **Town Council Meeting.** The agenda and supporting documents are attached to this message and may also be viewed on line at <http://www.surfsidebeach.org/agenda-2013.html> (click on the blue links to open documents. *If documents are not available on website, please try again later. Documents will be posted soon.*) A printed copy is available in the town clerk's office for public inspection prior to the meeting.

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

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Debra Herrmann

From: Webmaster [noreply@surfsidebeach.org]
Sent: Friday, August 23, 2013 3:31 PM
To: dherrmann@surfsidebeach.org
Subject: Message Sending has finished

phplist has finished sending the message with subject Public Notice - Town Council Meeting
08/27/2013

Debra Herrmann

From: Webmaster [noreply@surfsidebeach.org]
Sent: Friday, August 23, 2013 2:42 PM
To: dherrmann@surfsidebeach.org
Subject: Message Sending has started

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Surfside dumps case against councilman

Stevens' fines dropped after he cleans up yard

BY TOM O'DARE
THE HERALD

All charges have been dropped against Surfside Beach Town Councilman Randle Stevens now that he has cleaned up his yard.

This means Stevens will not have to pay nearly \$50,000 in fines that had piled up since he first received a citation for violating the town's nuisance ordinance.

A special prosecutor hired by the town to handle Stevens' case said in a letter dated Aug. 13, "after reviewing all of the

factors with this ticket, I decided to nolle prose and drop all the charges."

Stevens has been going head-to-head against the town since spring over clutter under and around his First Avenue residence.

After several warnings, the town issued a citation against Stevens in late June



FILE

See STEVENS, Page 2A This trash around councilman Randle Stevens' house led to a citation.

MB Herald 8/23/13

STEVENS: Case was tossed by town after Stevens cleaned up his property

FROM PAGE 1A

calling for him to appear in municipal court and fining him \$1,092.50 per day until the property was cleaned up.

Stevens' Aug. 7 court date was pushed back until October after he requested a jury trial. Jury trials are only held in the town a few times a year.

Last week, however, the town decided that since Stevens had recently cleaned up his property, his case would be nolle prosequi, which means the town would drop all prosecu-

tion proceedings against him, relieving him of the accumulated fines.

Town administrator Micki Fellner said the town's prosecutor Elizabeth Pitcher felt it would be a conflict of interest for her to handle the case, so the town hired Conway attorney Kirk Battle to prosecute Stevens. Battle's law firm serves as the town's legal

counsel.

"After looking at the situation, Mr. Battle decided the best course of action would be to nolle prosequi the case," Fellner said. "Councilman Stevens cleaned up his yard and compliance is always the goal in these kinds of situations."

Mayor Doug Samples said he

agreed with the town's decision because getting the yard cleaned up was the actual goal of any such action or citation.

"I wish Mr. Stevens had cleaned his property from the beginning, but now that he has, we can go on with the town's business without such distractions," Samples said.

Mayor pro tem Mary Beth Mabry was not as congenial in the matter.

Mabry said she is not happy the town made the decision to drop the matter

after it was in the court system.

"It's never good for the staff or politics to enter into judicial proceedings," Mabry said. "I'm glad that Mr. Stevens finally cleaned his yard, but I think that once an issue is in the courts, everyone else should stay out of it and let the case run its course."

Mabry said the council should look into how the municipal court system operates in the town.

As for Stevens, he said he's glad the matter is behind him.

"I was never quite sure what they wanted me to do about my yard," he said. "I still think this whole thing was politically motivated."

Tom O'Dare • 488-7261

SURFSIDE

**Proposed boat ordinance
hazardous to public**

I urge all taxpayers of our town to attend our council meeting Tuesday night at 7 p.m. for the final reading of an ordinance proposed by Councilman Rod Smith to allow up to 18-inch boats with motors and recreational watercraft on the 10 polluted stormwater retention ponds in our town. This matter has been considered by Planning and Zoning and originally was for docks and decks and boats. After spending months on this matter, Smith is still trying to adhere to the wishes of a handful of residents to park their toys in our town-owned infrastructure ponds. We spent way more than \$4 of your tax money to pay for our infrastructure over the past few years as we are, after all, in a flood zone.

One danger is that FEMA and your flood policy will not pay for damages if flooding occurs because of these objects in our weirs. The weirs were not designed for that. A paddle boat previously got caught in the weir after a storm and it took our public works department about three hours to dislodge it. The result after the release was a torrential river of water that filled up my ditch up to the hilt some six blocks downstream, flooded my neighbor's yard and carried silt and bacteria into my nearby lake. We later paid to dredge the lake.

Our town public works uses herbicides and chemicals to treat algae, etc. in these holding ponds. We do not test our ponds for all the contaminants listed in guidelines for the testing of stormwater retention ponds so we do not know our toxicological hazard. Instead, we should be posting no swimming and no boating to go along with the signs we already have that say not to feed any birds or wildlife on the lakes.

HOLLY WATSON

Surfside Beach

8/24/13

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Letter | More should volunteer for citizen police academy

Published: August 26, 2013

As a recent graduate of the Citizen Police Academy class, I strongly encourage other residents of the town to sign up for the next class. As with myself you will appreciate how dedicated these officers are to the town and what they encounter on a daily basis to serve and protect us all.

I particularly wish to thank Chief Keziah, Captain Miller and Lieutenant Hofmann for their effort in inaugurating this class and for enduring what probably seemed to them my endless questions.

Richard King

Surfside Beach

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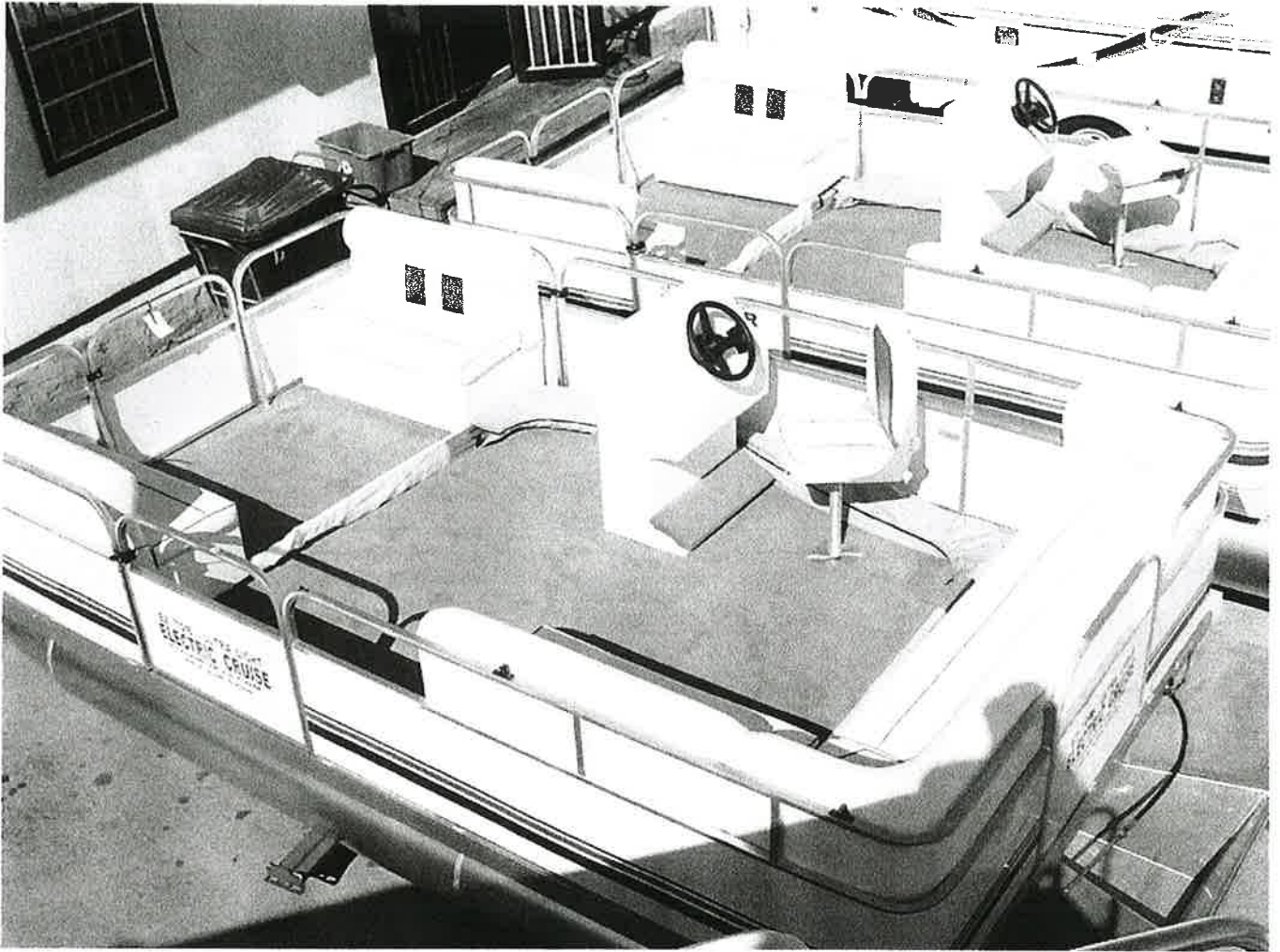
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