



TOWN OF SURFSIDE BEACH ♦ TOWN COUNCIL CHAMBERS
September 14, 2010 ♦ 6:30 P.M.

TOWN COUNCIL
REGULAR COUNCIL MEETING

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8 **1. CALL TO ORDER**

9 Mayor Deaton called the meeting to order at 6:30 PM. Mayor Deaton, Mayor Pro
10 Tem Childs and councilmembers Johnson, Blair, Dodge, Smith, and Samples were
11 present. Staff present: Appointed Interim Administrator, Fellner; Clerk Pinnell;
12 Police Captain Miller and Fire Chief Packard. Attorney Mr. Moss was also present.
13 Steven Annese and Bobby Moore from Earthworks were also present.
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15 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**

16 Chaplain Mike Romano gave the invocation and Mayor Deaton led the pledge of
17 allegiance.
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19 **3. AGENDA APPROVAL**

20 Mr. Smith made a motion to approve the agenda as submitted. Mr. Childs seconded
21 the motion. **All voted in favor. MOTION CARRIED.**
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23 **4. MINUTES APPROVAL** – Mr. Smith made a motion to approve the minutes from
24 the regular council meeting held on August 24, 2010. Mr. Childs seconded the
25 motion. **All voted in favor. MOTION CARRIED.**
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27 **5. PUBLIC COMMENTS**

28 There were no public comments.
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30 **6. COMMUNICATIONS: Presented by Interim Administrator Micki Fellner**

31 **a. Turkey Trot request November 25, 2010: Festival Promotions**

32 Mr. Mike Shank from Festival Promotions requested a permit to have a Turkey
33 Trot on Thanksgiving Day using the 10k and 5k course used by the Surfside
34 Beach Rotary race held in January. Ms. Fellner stated that there would need to be
35 road closings therefore the event would need to be approved by council. Mr.
36 Samples made a motion to suspend the rules. Mr. Johnson seconded the motion.
37 **MOTION CARRIED.** It was confirmed that the race would be held on
38 Thanksgiving Day and it would start as early as 8:00 AM and would end between
39 9:15 and 9:30 AM. Staff would be needed for barricade set up and patrol. Mr.
40 Samples asked what the purpose of the race was. Mr. Shank stated that
41 Thanksgiving Day is the largest running day in the County with Turkey Trots held
42 all over the United States. Festival Promotions would pay for the town staff
43 services that would be provided. They would also be working with a local
44 charity such as a local Red Cross Chapter and donating proceeds to this cause. It
45 was confirmed that Festival Promotions is a for profit organization. It was
46 confirmed that the town would ask for volunteers to staff the request. Mayor
47 Deaton stated that he feels that it would be too premature to make a decision and
48 that some logistics needed to be worked out. Mayor Deaton stated that he is a
49 fitness advocate and is all for having fitness activities. Mr. Samples made a
50 motion to go back under Roberts Rules. Mr. Childs seconded the motion. **All**
51 **voted in favor. MOTION CARRIED.** Mr. Johnson made a motion to direct

52 staff to investigate the logistics of the race and bring results back to council at a
53 later date; no later than 30 days. Ms. Dodge seconded the motion. Mr. Samples
54 asked where the nearest Turkey Trot race to Surfside Beach would be held. Mr.
55 Shank answered that there was one in Charleston and one in Myrtle Beach. **All**
56 **voted in favor. MOTION CARRIED.**

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58 **b. Presentation: Commendation Officer Al Sanabria**

59 Captain Miller invited Officer Sanabria up to the podium and recognized him for
60 saving a swimmer on August 3rd, 2010. Corporal Chris King was also recognized
61 for the save. Officer Sanabria was presented a letter of commendation.
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63 **c. Building Report**

64 Ms. Fellner reported that 57 permits were issued for a total of \$5,829.01; last year
65 during the same period 61 were issued for a total of \$6,766.36. For the year to
66 date the town is up 74 permits for a total of \$4,286.99. 23 contractor licenses
67 including new issues and renewals were issued for a total of \$2,681.45 and last
68 year during the same period 28 were issued for a total of \$4,135.15. Year to date
69 the town is up 34 licenses but revenue is down \$4,254.15. 92 inspections were
70 conducted and last year during the same period 114 were conducted. The year to
71 date the town is up by 16. 56 code enforcement warnings were issued and 11
72 warning re-inspections were conducted. Aggregate total of revenue year to date is
73 a positive \$32.48.
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75 **d. Police Report**

76 Ms. Fellner reported that the Police Department assisted with the End of Summer
77 Celebration on September 5th. Salaried officers as well as part time officers were
78 used to increase staffing while minimizing the overtime. The Beach Services
79 program and fireworks patrol continued through Labor Day. Ms. Fellner offered
80 congratulations to all of the officers who did a great job making the beaches a safe
81 and enjoyable place to relax this summer. The August 29th border checkpoint was
82 a safe and successful event; it was staffed without the use of overtime. There
83 were 12 golf cart citations written and 5 carts were towed with regards to
84 violations. Ms. Fellner offered her congratulations to officer Sanabria for his
85 assistance to a distressed swimmer and to Officer King who assisted at the scene.
86 Officers Brode and Clark were also given congratulations on a key arrest they
87 made on August 16th with regards to a string of local burglaries. The meter report
88 for August 2010 \$9,453.88 was taken in more than the prior year. The aggregate
89 totals for March through August for 2009 were \$143,808.87 and in 2010 the town
90 took in \$180,457.55 which is an increase of \$36,648.68. All other police statistics
91 are available on line. Mr. Johnson had a question regarding Datamaster training
92 for DUI cases and asked how many officers on staff were trained for using
93 breathalyzers. Captain Miller stated that there are 21 sworn positions and out of
94 those there are 16 plus that are road positions and with the two most recent
95 attendees there are now an overwhelming majority that are Datamaster certified;
96 there may be 2 or 3 at the most that may still require this training. Captain Miller
97 stated that the plan is for all officers to be Datamaster certified. Mr. Childs
98 thanked Captain Miller for mentioning the golf cart status in his report. Ms.
99 Dodge commented that it was beneficial for the Captain to put a photo of
100 someone they were looking for in the council packets.
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e. Fire Report

Ms. Fellner reported that the fire department completed 11 inspections, 14 re-inspections, 5 public education events with over 300 public contacts. They completed 1 plan review and 10 pre-fire plans. The new fire truck should be at town hall by the end of September. The old fire truck received no bids on GovDeals.com. Once the town receives the new truck the town will ask Higgston, Georgia who made an offer earlier in the summer for a certified check in the amount of \$25,000 to purchase the truck. The official public opening of the new fire house will take place October 16th from 10AM to 2PM; there are planned festivities along with a light lunch.

Mr. Johnson asked if Surfside was the first responder in the Deerfield fire. Chief Packard stated that the call came in through Horry County 9-1-1 and not being familiar with Platt Blvd. Horry County dispatched county stations. When they arrived on scene they saw what they had and called for mutual aid and when Surfside got there they made the determination that the property was in Surfside and then Horry County then became mutual aid to Surfside.

f. Administrator's Report

i. Parking Time Report on Change

Ms. Fellner reported that a citizen had raised a question regarding the profitability of extended hours of parking at the last meeting. The net profit for August after salary deductions was \$3,846.10 if this is projected out over an 8 month period the revenue after salary deductions using a May 15th through September 15th calculation based on August receipts and calculation for shoulder months based on August receipts divided by 2 and an after salary deduction would give the town a net profit of \$23,076.60. The town will continue to monitor this to establish a baseline since this is the first year the hours have been changed. The staff will make sure the net revenue exceeds associated expenditures adding that it seems to be proving very profitable at this point.

ii. Permits and Plan Reviews on Line

Ms. Fellner reported that at the last meeting a citizen expressed an interest in having the town put a list of permits issued by the town on-line. The practicality of both was investigated and although there would be some reformatting work required the additional time and effort of the staff would not be a significant impact. It does take more time to reformat but it certainly could be done. Ms. Fellner asked for a consensus of council. Ms. Dodge made a motion to put the permits and status of plan reviews on line. Ms. Blair seconded the motion. It was confirmed that there would not be a significant burden on staff. Ms. Fellner stated that she would like to propose starting it in October with the posting being done November 1st. **All voted in favor. MOTION CARRIED.**

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iii. *Striping and Signage on Ocean Blvd.*

Ms. Fellner stated that normally this would not come back to council since the total of the striping and signage is under \$5,000 adding that there is also money budgeted in the street fund for items such as this. Ms. Fellner asked council for clarification, since there is now a subcommittee on transportation and roads, as to whether all street expenditures including those under \$5,000 should now go through the subcommittee for pre-approval. Mayor Deaton stated that his concern is one of micromanaging. Mr. Smith stated that he feels that the transportation subcommittees focus should be on the larger projects like Business 17 and not on small expenses. Mr. Johnson stated that he agreed with Mr. Smith. Ms. Blair added that council did set the parameter of \$5,000. Mr. Samples stated that he is in favor of striping Ocean Blvd. and asked of there was the intent to place a sign at every crosswalk. Ms. Fellner answered that this was the intent. Mr. Samples asked council to reconsider this. Mayor Deaton stated that Myrtle Beach had done a great job with their signage but Surfside does not have the funds available to do what they had done. Mayor Deaton stated that he feels signage is clutter. Mr. Smith stated that signs on Ocean Blvd at Surfside Drive and one at each end; one at Melody Lane and at 17th would be sufficient. There was discussion regarding people not knowing the laws in other states. Ms. Dodge stated that she feels the additional signs would be beneficial to those from out of state. Mr. Smith made a motion to place the signs at the crosswalks around Ocean Blvd. at Surfside Drive, 16th Avenue N and Melody Lane. Mr. Childs seconded the motion. Mr. Johnson stated that he feels that the striping itself will take care of the crossing problem and if there is an additional problem then council can address it at a later time. Mayor Deaton stated that Myrtle Beach actually raised their pavement to alert people of the crosswalk adding that there are always options and agrees that this is a good first step. **All voted in favor. MOTION CARRIED.**

iv. *Local Accommodations Subcommittee meeting in Charleston*

Ms. Fellner reported that there is a TRAC subcommittee meeting scheduled for Friday at 10 AM in Charleston; the Mayor will attend as a representative of the town. An additional meeting will be held in mid October at the Myrtle Beach Chamber of Commerce to discuss the subject. Ms. Fellner reported that she wanted to make the public aware that this was an important issue for Surfside Beach; the town stands to lose approximately \$156,000 a year if this measure passes. This could mean serious cuts to beach services, fireworks, events, marketing, etc and could take certain control out of the hands of the town and put it in the hands of the State. Mayor Deaton stated that he spoke with Mayor Rhoades and Mayor Hatley today and in addition to representing himself as Mayor of Surfside Beach he will also be representing himself as the Chairman of the Coastal Alliance of Mayors. The town is all for promoting tourism but no additional funds should be sent to the State. Mayor Deaton stated that this recommendation is not as far along as the media tends to promote it but they will work on addressing it now adding that it would be

198 devastating to the area to not have control of its own Accommodations tax
199 and Hospitality fees.

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202 **7. BUSINESS**

203 a. *Second Reading Ordinance #10-0688: Conflict of Ordinance*

204 Ms. Dodge made a motion to adopt second reading. Mr. Samples seconded
205 the motion. **All voted in favor. MOTION CARRIED.**

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207 b. *Second Reading Ordinance #10-0683: Amend Public Safety Department*
208 *Ordinance*

209 Ms. Fellner stated that this reading will approve the creation of two separate
210 departments, one police and the other fire. Mr. Childs made a motion to
211 approve the new language in section 11-30 to strike and insert new language.
212 The new language would include the town administrator shall appoint a
213 person that has completed all required courses by FEMA to act as the town
214 emergency operations director. Mr. Smith seconded the amendment. Mr.
215 Childs stated that at the first reading he requested to strike the town
216 administrator and inserted Mayor but after he attended a FEMA course he
217 discovered that this will not take any authority away from the Mayor. This
218 change will allow the emergency operations to be run by an individual that
219 has taken the required FEMA courses. If an individual did not meet these
220 requirements then FEMA could turn the town down for funding. All voted in
221 favor of the amendment. Mr. Smith made a motion to adopt the second
222 reading of 10-0683 as amended. Ms. Blair seconded the motion. It was
223 confirmed that the town is now making two separate departments. **All voted**
224 **in favor. MOTION CARRIED.**

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226 c. *Decision Paper: Downtown Development Recommendation from*
227 *Subcommittee*

228 Bobby Moore and Steven Annese from Earthworks were in attendance. Ms.
229 Fellner stated that it is the recommendation of the Downtown Development
230 Subcommittee to move forward on the downtown redevelopment plan with a
231 bundling component. The plan would include the Surfside Drive
232 redevelopment including widening of the sidewalks and new landscape;
233 installation of crosswalks and striping; paving two alleyways, one next to the
234 Village Café and the other per agreement with Santee Cooper would be the
235 alleyway behind the Village Café which runs down to the Sundown; the
236 installation of an 8 inch concrete apron in front of the fire station on Poplar
237 that needs to be installed due to the weight of the fire trucks; the sidewalk on
238 Poplar Drive from Surfside Drive to 1st Avenue being replaced due to erosion,
239 standing water and stormwater issues and the build out of Poplar Park. Ms.
240 Fellner stated that the recommendation would be for the engineering to be
241 completed for the amended project plan and that the above projects be
242 bundled into one bid to help defray costs.

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245 Mr. Samples asked for confirmation on the stormwater. Ms. Fellner explained
246 that on Poplar, across from the Sundown and all the way down to across from
247 the fire station there is erosion. When the sidewalk was installed, fairly
248 recently, they did not take into consideration stormwater or drainage; there is
249 now terrible erosion, dirt is always washing down the street and it cannot
250 maintain grass, there is also pooling of water and to alleviate these issues the
251 town needs to create stormwater drainage and do some grading. Mr. Samples
252 stated that he had received a number of e-mails from a resident in that area
253 concerning this matter. Mr. Samples asked about stormwater on Surfside
254 Drive. Mr. Moore stated that there are small amounts of stormwater issues to
255 be addressed on Surfside Drive which would include extensions of catch
256 basins and addition of pipes to make the overall modifications fit to the
257 current stormwater system that currently runs down Surfside Drive. Mr.
258 Samples asked if the package would include a drawing which delineates the
259 changes to modify the system to connect to the existing system. Mr. Moore
260 confirmed this to be correct. Mr. Childs stated that the original problem was
261 the parking in the center aisle and this has now been eliminated. Ms. Blair
262 stated that it is her understanding that the timing of this project will be
263 coordinated with the Glens Bay project. Ms. Fellner stated that the timing
264 for both of the projects will not exactly fall in line with each other but the
265 town is attempting to make the projects flow together with regards to the
266 continuity of the materials used and the look and the feel of the area adding
267 that the town project would be bid for 45 days. Mr. Johnson stated that he is
268 concerned with the time frame adding that the town needs to do this as soon as
269 it possibly can and is worried that the Glens Bay project would be put off
270 and asked if there was a possibility in bundling Glens Bay and Surfside
271 Drive. Ms. Fellner stated that the Glens Bay project is not being put off.
272 Ms. Fellner explained that the Glens Bay project is a State project and is
273 totally separate than Surfside Drive. The materials and the look and the feel
274 of the Surfside Drive and Glens Bay would try to be kept cohesive. Mr.
275 Samples asked if the bid would go out with separate line items in the event it
276 comes in higher than the town can afford. It was confirmed that it would go
277 out with separate line items. Mayor Deaton stated that the town is under a
278 mandate for the Poplar Park project due to the land exchange agreement
279 concerning the library. Mr. Childs stated that on behalf of the Downtown
280 redevelopment Subcommittee he would like to make a motion to adopt the
281 recommendations as presented. Ms. Blair seconded the motion. **All voted in**
282 **favor. MOTION CARRIED.**

283
284 *d. Decision Paper: Skate Park Bid Approval and Amend Budget*

285 Ms. Fellner reported that the estimate for the project was \$9,000 for asphalt
286 and the lowest bid received was for \$13,024 from R.L. Causey Inc. in
287 Murrells Inlet. If council would like to move forward with the project then
288 council needs to approve the amendment to the budget to approve the
289 expenditure of \$13,024 to proceed. Mr. Childs stated that previously Wild
290 Water and Wheels had made an offer to the town and there was some
291 objection of kids crossing 17 Business, which was as a legitimate complaint,
292 but since that time council has organized a transportation subcommittee to

293 assist the Mayor in road issues. There was a conversation with SCDOT where
294 he feels good that the town could get a light at 10th South which would
295 eliminate the crossing of Business 17 issue. Ms. Fellner stated that SCDOT
296 has agreed that if the town would place a barricade to close the frontage road
297 on one side then SCDOT would most likely allow the town to put in a light at
298 10th. Mr. Samples stated that he appreciates the confidence that councilman
299 Childs has in how fast GSATS moves. Mr. Samples stated that he has a
300 concern with having young kids cross Business 17 with their skateboards. If
301 Wild Water and Wheels were on this side of 17 he would agree with the plan.
302 The council has decided to move the skatepark to the area in front of the fire
303 station and now council needs to approve a budget amendment. Mr. Samples
304 commended staff for bringing this back to council adding that he hopes that
305 staff brings all over budgeted bids back to council. Mr. Samples stated that
306 the agreement with Wild Water and Wheels was for the town to spend some
307 money improving the skate board area; there would be a cost to the town
308 involved. Ms. Fellner stated that there would be no cost related to improving
309 their facilities; they were offering amenities such as restrooms. The town was
310 going to pay to build it out. Mr. Samples stated that he believes this is the 4th
311 time council has discussed this issue and he believes there have been 3 votes
312 already and it seems to him that there is a real reluctance to do what the
313 majority has already voted on several times adding that this was his opinion.
314 Ms. Dodge stated that she likes the idea of placing the skate park on this side
315 of 17 adding that she feels Mr. Lazarus was very generous in his offer but kids
316 crossing 17 concerns her. Ms. Dodge asked for the town to consider adding a
317 port a potty to the skate park location. Mr. Johnson agreed that the skatepark
318 should be on this side of 17 to show a commitment to the towns' youth and
319 their safety. Mr. Samples made a motion to amend the budget for \$4,000 and
320 to award the contract to the low bidder. Mr. Johnson seconded the motion.
321 **Ms. Blair, Mr. Johnson, Ms. Dodge, Mayor Deaton, Mr. Smith and Mr.**
322 **Samples voted for. Mr. Childs voted against. MOTION CARRIED.**
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324 8. DISCUSSION ITEMS

- 325 • *Policy for Public Questions: Councilwoman Dodge*

326 Ms. Dodge stated that she spoke about this previously. The citizens come before
327 council, they ask questions and get no answers and council has made not
328 provisions for them to get answers. Ms. Dodge stated that she does not feel
329 council is doing its job if they do not respond to the citizens. Ms. Dodge stated
330 that she realizes it takes extra time and she is aware the town is running a business
331 meeting but feels that a business meeting can go longer while taking some
332 additional things into consideration. Ms. Dodge stated that she feels council
333 would be very wise to follow through with making some provision to give the
334 citizens a response to their questions. Ms. Dodge made a motion that when a
335 citizen raises a question or a concern at a council meeting that the town
336 administrator provides a response to that question or concern in open forum at the
337 next scheduled council meeting. **Mr. Samples seconded the motion. Mr.**
338 **Johnson, Ms. Dodge and Mr. Samples voted for. Ms. Blair, Mr. Smith,**
339 **Mayor Deaton and Mr. Childs voted against. MOTION DENIED.**
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9. PUBLIC COMMENTS – Agenda Items only – 5 minutes per speaker

Martha Bullard, First Baptist Church: I'd like to report on the sunburn care unit that we operate down at the Surfside Beach Pier from Memorial Day to Labor Day. This year, we keep records of the people that we talk to, we talked with over 4,100 people that we have record of and these people came from 10 different countries and every state in the union. There have been many comments and compliments and much appreciation for this service and the friendliness of the people in our area and even though this service and supplies are provided by the churches of the Waccamaw Baptist Association we also always tell the people that the local government provides the place without a charge to us and we really appreciate this within the association. As the representative I would like to thank the members of the council for this privilege. It is always great to see you when you drop by to chat with our volunteers and our volunteers say that they appreciate the fact that the town council takes interest. We look forward to working together again next summer and wish each of you a joyous and safe holiday season and a healthy and prosperous new year and thank you so much."

Leon Graff, Owner of Borgata: "I'm here again and I guess this is probably not the place to ask again, but I understand now we're going to go through with the downtown development, you know, with Surfside Drive, but I got a question. When? All right, and can I get an answer, but I guess I can't because we just voted that down. Thank you."

Chris Panos, Deerfield: "I'm here today, first of all I'm a resident of Surfside, I am here today representing the citizens, excuse me, the center for free enterprise system and I want to share with all of you this evening what is going on with the businesses here in Surfside. With the football season starting, if all of you get out and drive around you're going to see the no smoking ban has hurt the bar business. You go into Garden City; you go into Myrtle Beach and they're jammed and we have to keep in mind, ladies and gentlemen, that with Wal-Mart opening you're going to see a lot of these little leased independent businesses go out of business because I've seen it happen every time there's been a Wal-Mart. Now I know a lot of you don't like smoking, I know a lot of you don't appreciate it but ladies and gentlemen I have reports here from the Rasmussen Report where I have 44 percent of the people going out to have dinner, it has dropped by 15 percent since the last month because of the economy and as our businesses fail here and we will have approximately 12 businesses that will close due to the fact that we don't allow smoking and people are going into other municipalities. I can appreciate each one of you that doesn't like smoking but none of you sitting up there and you were out here and I was there and telling you I'm passing this law because I don't like this and I don't like that and that's why it has been passed and I would like to ask all of you, have you done your research? And I'm going to ask two questions, number one, what industrial nation smokes more than the United States, can anybody give me that answer? Japan. What county has the least amount of lung cancer in the world? Japan. So there's something wrong but the businessman should have the right to say smoking in my place or not smoking; it is not the place that the government should rule us and make decisions for us. We do the investments; we take the risks, they leave it up to us. I find it very interesting that since the smoking ban has passed what has happened to

390 the people in this vicinity here in Surfside as far as business concerned and I'd like to
391 ask each one of you. You don't have to answer, just think about it. How many times
392 do you go out and have dinner? According to Rasmussen Report you don't do it that
393 often and this is hurting the businesses in this community. Are we going to wait until
394 we have ten or twelve different vacancies plus what's going to happen when Wal-
395 Mart opens? Our hospitality tax is going to go down, our taxes are going to go down
396 and we better act on it now and not react and the old saying goes, government creates
397 problems and then they try to solve them after they create them so what I'm asking is
398 for the council to sit with the Center for free enterprise and let's amend it. When I
399 did the research in regards to the people that spoke I found it very interesting that two
400 people from Surfside got up and were in favor of the smoking ban; the rest of them,
401 according to the minutes lived in Pawley's Island, lived in Conway, Myrtle Beach, do
402 these people come in and tell us how to run our government and how to run our
403 businesses? No, so I'm asking for the council to be able to sit down and I can talk
404 with you after and get the businesses together and let's amend it. You can amend it
405 by adding the tax, if a person wants to have smoking in his place, all right, you got to
406 buy a permit, because our revenue is going to drop and believe me it's going to drop
407 once Wal-mart opens and we start losing the little ma and pop operations, auto part
408 stores and places like that but because you don't like smoking, but don't force it, the
409 **** of stake and the risk and the pain. I have gone and talked to a lot of these
410 people; they've laid off a lot of people and we don't need that and you go to Garden
411 City, you go to Myrtle Beach and the bars and restaurants are jumping because
412 they're watching the football games and they're generating hospitality taxes for their
413 communities and here we have Surfside, the do gooders; they're looking out for us
414 because they think we lack responsibility for ourselves that you're going to be
415 responsible the way we had, so I just ask, is there any way we can get together with
416 you, Mr. Mayor and other . . . and try to amend it. I'm not saying eliminate it; I'm
417 saying amend it so the businesses don't go out of business. That's all I'm asking."

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419 Mayor Deaton instructed Mr. Panos to contact Ms. Fellner or Ms. Pinnell to set up a
420 time for a meeting.

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422 **Tom Dodge, 15th Avenue North:** "I'd like to commend Arron for the fine job he's
423 doing with our police department. It is a night and day difference from the way it was
424 under Chief Christenson. Arron, you are to be commended, your officers do a good
425 job. We seem to have gotten into a rut on this council with a 4 to 3 block. The
426 citizens of this town deserve an answer to their questions and transparency obviously
427 is not part of what you people plan on doing. We ask questions because we love this
428 town. Believe it or not Mr. Mayor, we love this town, we want to correct some things
429 that we think might be wrong so we come up here to this forum and ask a question.
430 With the 4 to 3 block that's going on presently I voted for all four of the 4; that will
431 not happen again. Thank you."

432
433 **Beth Kohlmann, South Ocean Blvd.:** "This really has nothing to do with the meeting
434 but it does have to do with our town. There's a place in town called South Strand
435 Helping Hand and I think a lot of people don't know it exists and some others do and
436 they're in a bad way right now and what it does do is it's run completely by
437 volunteers and it feeds local families and helps them in a bad situation like if
438 somebody loses their job and they can't pay a bill; they're not constantly paying bills

439 but they do help them in a one-time situation and it does help people and it changes
440 lives and it's amazing how many people in one week are being aided in this town by
441 volunteers and that the food supplies that are coming in are from local people but I do
442 know that a lot of people don't know it exists and I know that there are people here
443 that might know somebody that really does need that assistance and it is for food, and
444 it's for electric; it's for all kinds of things you just don't know what it could be. It
445 could be something like a bed or a crib and thank you very much Doug and your wife,
446 you dropped in and they brought a whole bunch of stuff in after seeing the paper and I
447 just hope that everybody else takes the time and if you want to know what they need
448 just feel free to call me or stop in there; it's located at 812 Poplar Drive."

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450 **P.L. Mabry, 15th Avenue North:** "I understood tonight that we decided we're not
451 going to put the necessary and the proper signage up on the crosswalks. It's not that I
452 want to see all the sign pollution out there but I'm cautioning you about the
453 possibility of entering into putting the town into exposure of a lawsuit when someone
454 gets hurt crossing a crosswalk without proper signage. The signage is recommended
455 and enforced by the State of South Carolina on their roads. When you build a road the
456 signage is set, a certain size, a certain distance from that intersection and so forth.
457 There are rules that apply to crosswalks. Like I say, I've cautioned you and I hope
458 that you will do something to take care of the situation that puts this town at risk.
459 Item number two, when it comes to people coming here or coming to this council
460 meeting, I know you may think of it as a business meeting, well, by God it is a
461 business meeting and these people are the stockholders of this business and they're
462 asking questions or want to ask questions of you. Their Board of Directors, if you
463 want to call it that. So they're looking for legitimate answers, not unrealistic, they're
464 seeking advice, information at this council meeting, not just from one person that
465 does not get spread around through the whole town but at this public forum. I don't
466 think it's too hard to answer simple questions of people that come to this council
467 meeting here from their Board of Directors, their councilmembers. It's not too much
468 to ask and I think that you should make a legitimate effort to answer these questions
469 publicly right here in this forum. Now I know you may think that your time is too
470 valuable to answer these questions, I do not think that your time is that valuable, if it
471 is, you have requested to be in the wrong job, you have asked to be a councilmember,
472 you had people vote for you and they wanted your advice, your experience, whatever,
473 but they also come to this council meeting to find out answers in this town. Item
474 number 3, I smoked for 42 years and I quit. My wife made me quit. Now that may
475 sound and I didn't mean it as a joke, you know what, if it wasn't that, it would
476 probably be very detrimental to my health but you know when people own a private
477 business, they're not forced to go into that business, no one forces them to go in that
478 door. They know what's in there; they can go in there at their own will. That is a
479 private business and if you'll look at the amount of revenue that these businesses pay
480 into this town you need to be working with these businesses as best you can to help
481 them in their business endeavors because they're the ones that are either the largest or
482 not the largest; it wouldn't matter if they were your largest; they're a taxpayer in this
483 town and you're on the board of directors here and they wanted to find out answers
484 and they want some answers to their business decisions of which they have money
485 invested in. A lot of these businesses have a tremendous amount of money invested
486 in them. Look at the business side of it. It's not a matter of your guarding their
487 health, well I understand that but there's nobody that forces anyone to go into any of

488 these businesses they don't have to. There's nothing that requires them that they have
489 to go into that business. That's their choice and none of them are being made by
490 people under the age to go in there. You need to be thinking about these businesses
491 and how they relate to this town. There's also citizens you need to see how it relates
492 to these people in this town. Consider it and give it some thought before you make
493 that knee jerk decision that puts them out of business here in this town. I appreciate
494 your time. I hope you'll consider the things I've said but they need to be
495 communicated properly."

496

497

10. COUNCIL COMMENTS

498 *Ms. Blair:* "I think I'll just say, someone just said it for me, thank you Mr. Saunders,
499 thank you for coming. I do want to say that my vote tonight is not necessarily
500 because I am against getting the answers out, it's just that I didn't quite agree with the
501 method and there was another discussion or another example given by someone a
502 couple weeks ago that may be an open forum that we have a workshop just for that,
503 just so we can all sit down and do that and I would like to see council's . . . it went
504 very fast tonight without any discussion and I would like to see us think about a
505 couple more options but it had nothing to do with, because I've said it publicly before
506 that you if ask questions, I think you do deserve answers to your questions I felt that
507 this went too fast and I think there are other venues in which we can do that and best
508 answer everybody's question at one time rather than a council person or a department
509 head being blind-sided and not having the answer for you. Thank you."

510

511 *Mr. Johnson:* "Have a good evening ladies and gentlemen."

512

513 *Ms. Dodge:* "I wanted to say how much I appreciated the burn unit. The people from
514 various churches staffed that; give their time to that. Our church participates and they
515 serve a lot of people; they do a lot of good, we thank you very much. I also want to
516 say I'm disappointed we didn't make a provision to respond to citizens questions, I
517 hope we can work together to come up with a way to do that, that will please
518 everybody. Thank you very much."

519

520 *Mr. Samples:* "I think that we probably will revisit the issue of a reasonable policy
521 where we can save everybody time; it wastes the administrators' time and the
522 mayors' time to schedule meetings when we can answer questions simply. I will say
523 it again, there are some questions that there is no answer immediately and you all will
524 just have to accept that just as we have to accept that we have an obligation to try to
525 expedite things. Smoking in bars; I voted for the smoking ban but I have believed
526 that we should have grandfathered certain businesses in this town and if it's legal to
527 revisit the smoking ordinance, I would be willing to have that discussion. I know it's
528 not politically correct and I still smoke so everybody will think it's because I'm a
529 smoker but the truth is it's something worth discussing. Thanks for coming."

530

531 *Mr. Childs:* "I do have, what I think, a couple of solutions to it. Before I got on
532 council I talked to Mr. Samples; I came from a city, an incorporated city of 50,000
533 people and one night a month for a couple of hours they had a councilman sit in town
534 hall to receive questions from citizens and the councilman took his turn, one night,
535 one week a month. The other thing is I would like to see us, maybe some type of like
536 a workshop that we can, not a council night, but a night we can come in here and sit

537 down there at a round table and have all the questions that we can answer at that time
538 with the exception of personnel questions. I would think that would go over and if 7
539 couldn't make it that night, only three, only two, who knows, maybe all seven but it
540 would be an informal, just what you want and I think that would work and it would
541 give you what you want at that time but I think the form we were given tonight I
542 don't really think it will work but I'm certainly willing . . . and I have people calling
543 me all the time; I'll answer any question, call my house, I'll answer any question you
544 want or I'll find the answer for you. I've never refused anybody an answer yet but I
545 would like to work something out with the rest of the council and I'm sure we can
546 and one other thing on the smoking. I have to commend my colleague here, he's a
547 smoker and he voted for the smoking ban; that really took something to do that but I
548 thought from the very beginning and I wasn't on council at the time to have ended all
549 this controversy on the smoking ban it should have been put to a referendum and it
550 would've put it to rest forever because everybody thinks their side had more support
551 than the other side. It didn't go to referendum; I think that's one of the biggest
552 mistakes ever made but anyway. Thank you."

553
554 Mr. Tom O'Dare from Myrtle Beach Herald asked for clarification on executive
555 session. It was confirmed that the executive session would be discussing individuals.

556
557 Mr. Smith made a motion to go into executive session. Mr. Childs seconded the
558 motion. **All voted in favor. MOTION CARRIED.**

559
560 **11. EXECUTIVE SESSION**

561 *FOIA 30-4-70 (a) (2) Legal Matters: Personnel, Town Administrator resumes, Public*
562 *Safety Separation; Property Purchase*

563
564 Mr. Smith made a motion to go back into regular session. Ms. Blair seconded the
565 motion. **All voted in favor. MOTION CARRIED.**

566
567 **12. REGULAR SESSION**

568 Mr. Johnson made a motion to accept all recommendations of the Public Safety
569 Separation subcommittee. Ms. Blair seconded the motion. **All voted in favor.**
570 **MOTION CARRIED.**

571
572 Mr. Johnson made a motion to allow the interim administrator to move forward with
573 the hiring of Mike Fredericks as the interim Police Chief. Ms. Blair seconded the
574 motion. **Ms. Blair, Mr. Johnson, Mr. Smith, Mayor Deaton, Mr. Samples and**
575 **Mr. Childs voted for. Ms. Dodge voted against. MOTION CARRIED.**

576
577 Mr. Childs made a motion to instruct the McGougan law firm to enter into
578 negotiations on adjourning lots to the fire department. Mr. Smith seconded the
579 motion. **All voted in favor. MOTION CARRIED.**

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13. ADJOURNMENT

Mr. Johnson made a motion to adjourn. Mr. Smith seconded the motion. **All voted in favor. MOTION CARRIED.** The meeting was adjourned at 9:30 PM.

Approved: September 28, 2010

Sharon Pinnell, Town Clerk

K. Allen Deaton, Mayor

Roderick E. Smith, Town Council

Vicki W. Blair, Town Council

Ann Dodge, Town Council

Douglas F. Samples, Town Council

Mark L Johnson, Town Council

Robert F. Childs, III, Mayor Pro Tempore

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