



TOWN OF SURFSIDE BEACH ♦ TOWN COUNCIL CHAMBERS
May 24, 2011 ♦ 6:30 P.M.

TOWN COUNCIL
REGULAR COUNCIL MEETING

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1. **CALL TO ORDER**

Mayor Deaton called the meeting to order at 6:30 PM. Mayor Deaton, Mayor Pro Tem Childs and councilmembers Blair, Smith, Dodge, Johnson and Samples. There was a quorum. Staff present: Administrator Duckett; Deputy Administrator, Fellner; Clerk, Pinnell; Police Chief, Frederick; Fire Chief, Packard and Building Director, Donevant. Attorney Mr. Moss was also present.

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

Kim Eans from Surfside Methodist Church gave the invocation and Mayor Deaton led the pledge of allegiance.

3. **AGENDA APPROVAL**

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

4. **MINUTES APPROVAL** – Budget retreat held March 24 and 25, 2011 and the Regular meeting held May 10, 2011.

Mr. Samples made a motion to approve the minutes from the budget retreat held March 24 and 25, 2011 and the regular meeting held May 10, 2011. Ms. Dodge seconded the motion. All voted in favor. MOTION CARRIED.

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

Harry Kohlmann, 1610 S. Ocean Blvd.: “Like to talk tonight about the movie on the beach. I’ve been pushing this for the last two years and I said I would do it myself but now I find out that I need a license to do it, so, it’s going to be . . . I can actually get people, people have offered to donate money for the license but I looked through, Debbie Ellis is going to give a Powerpoint presentation. An excellent job she did, she took a lot of time to do it, found out a lot of information. I think we should start giving back to the tourists and that’s why I want this movie in the park and I would like to have it once a week. It would be a great selling thing. Came down here about 10 years ago to vacation, was lucky enough to be here when they were showing movies in Martin Park. I thought this was the greatest thing in the whole work. Since that time it dwindled away to nothing at all, so I pushed to get it back again. Now the next 4 months we’re going to have four things in Surfside Beach; we’re going to have the golf cart parade and the kids fair but this is, both of these, are prior to the tourists coming in, vacationers, and we’re going to have the 4th of July and the Ocean Expo which is when the tourists are here and then after the tourists are gone we have an End of Summer celebration and then the Family Festival, which is the best one of all. Looking at Ms. Ellis’ presentation it’s going to cost like \$1,800 for one time movie. It’s going to cost like \$15,000 to \$25,000 to buy all the equipment to do this and I said, woah, that’s a lot of money, but if you think about it, this equipment, if it’s kept right, you can keep that for 10 years so if you had the 25 foot one that costs \$15,000 and has 1,000 people come view this, probably more; if you have the 35 foot screen,

52 \$25,000, 1,000 to 3,000 people can view it. I think it would be cost effective to do it
53 that way because if you look in the perspective; we're spending \$25,000 for 25
54 minutes for the 4th of July celebration, now I'm all for it, I like the fireworks, I know
55 some of you are against it, but I like the fireworks, but we're paying \$25,000 for one
56 25 minute show. We spent about \$42,000 for the decks by the lakes and I love them
57 too, that's great, but you'll probably have more people the first night at the movie
58 then you're going to have all year long people sitting on those decks, so if you put it
59 in perspective it makes sense to do it. To buy the equipment ourselves; how are you
60 going to pay for this? Well, the Atax; that should be going back to the people who
61 are paying it. You also get sponsors; they can get a little commercial before the
62 movie and they can help pay for it. The realtors who get 17 to 20 percent commission
63 on renting these houses out can throw some money back. You also opened a
64 concession stand where you can sell water and soda and popcorn and chips and stuff
65 like that and also you can sell t-shirts and hats for Surfside Beach and I think it's a
66 great thing because you can show any movie there. You're coming down you're
67 spending anywhere from \$2,500 to \$4,000 to rent a beach house. I would love . . .
68 you know I have 5 kids, I come down, I spend all day on the beach then I throw a
69 couple of hotdogs, hamburgers on the grill and now I can go and see a free movie.
70 My whole family is entertained for nothing. Great selling point; people would love
71 this Town, so, I'm just asking, just consider to buy the equipment and the people who
72 man, there's a lot of great people in this Town, a lot of people I know will volunteer
73 to help out and do this stuff so please, before you decide to do one show, let's do 120
74 shows. That's 12 times a year times 10, that's 120; for a lot cheaper than doing it
75 once a year. Thank you."

76
77 **Glenn Curtis, 257 Palladium:** "A couple of weeks ago you had the dancers down
78 there in the evening, which, if you realize, when you went down it loaded the parking
79 lots, that's one thing, if we could have a couple more of them. If you could have
80 some car shows there and get some outside judges and some trophies build up there,
81 get Sea Cruz down there; get some music going; you can have more fun. There's a
82 hell of a lot of ways to generate motivation around here, get people out to enjoy what
83 Surfside has to offer. We just got to put some of these ideas in place and get them
84 going and I think that's what you guys got to do. Thank you."

85
86 **Gene Maruca, 7th Avenue S.:** "I'd like to bring to the Councils' attention, probably
87 an unknown fact, recently we lost a restaurant that was paying \$72,000 a year or \$43
88 a square foot, give or take a few cents. Lately, we've had a proposal before Council
89 that offered \$50,000 a year."

90
91 **Mayor Deaton:** "Mr. Maruca, in all due respect . . ."

92
93 **Mr. Maruca:** "It's all leading to Surfside Drive."

94
95 **Mayor Deaton:** "Okay, all right, all right. Thank you."

96
97 **Mr. Maruca:** "Recently we have before us a proposal for \$50,000 a year or \$21 a
98 square foot. I understand now that on Surfside Drive there are at least 4 beverage or
99 food facilities that we've spent taxpayers dollars on to improve their conditions and
100 now we're going to turn around and allow them to expand their seating capacities at a

101 minimum of a dollar a square foot. How can we justify charging someone \$43 a
102 square foot, turning down a proposal for \$21 a square foot and then suggesting we
103 allow other people to expand their seating capacity at a dollar a square foot and we're
104 going to throw in free parking. What the heck is going on? Doesn't anybody think?
105 A single four top table takes 36 square feet. A two top table takes 12 square feet.
106 Commercially I built them; I've owned them. These are known facts; there's no
107 justification, whatsoever, in charging someone a dollar a square foot when other
108 people are expected to pay \$43 or \$21. Thank you."

109
110 **Mayor Deaton:** "And that was referring to ordinance chapter 12 encroachment
111 permit, I believe, which is item B under Business."

112
113 **Randle Stevens, 412 1st Avenue N.:** "In talking about your encroachment amendment
114 to allow outdoor dining. I know we, you passed a law to allow drinking on the pier.
115 This has been in your plans for some quite some time from the old administrator Ed
116 Booth because, as I recall, he said he wanted to make Surfside Drive like Greenville.
117 On a recent trip to Greenville I noticed that Greenville had wide sidewalks just like
118 built on Surfside Drive, also noticed that they were serving alcoholic beverages right
119 on the sidewalk as I walked up and down the street and they also served alcoholic
120 beverages during some type of concert in the street. My understanding, the last time I
121 was here, when we talked about the pier, there wasn't going to be any more outside
122 drinking anywhere. Matter of fact, and I think Ms. Blair was quoted on that, there'd
123 only be drinking and the administrator as well, according to what I read on the
124 internet. Basically what you've got and I copied, after I got all this information, I
125 copied it off the internet and it said, it says that you're going, you're not going to
126 allow drinking in public spaces but you specifically exclude sidewalk areas that have
127 been issued an encroachment permit. I wonder what's the next step? Drinking on
128 Surfside Drive? Drinking on Ocean Blvd.? This is my question, it seems like we're,
129 you take one step and then you go and take another step. I don't mind that you voted
130 for drinking on the pier what I don't like is that you misinformed the public that there
131 would, oh there's not, we're not going to put drinking any other place in this Town,
132 just the pier. I feel like I've been lied to by somebody on Council, I don't know who,
133 but I a bit feel like I've been lied to. That's the way you all want to operate, it is
134 certainly a bad way to operate. I think a lot of other people will be kind of a little bit
135 disturbed that they were told drinking would only be in the public pier, only the pier
136 and now we're going to put it on the sidewalks. Looking at Greenville walking down
137 the streets of Greenville and walking down the streets of Surfside Drive and
138 remembering what Booth said, Ed Booth said I want to make it like Greenville,
139 Surfside Beach, we're not Greenville, we're Surfside Beach, we're a family Town
140 and I agree with Mr. Maruca, if you're going to do this they should pay, not \$100 like
141 this thing says, but the square footage price of what we would charge for a restaurant.
142 They should pay through the ying yang."

143
144 **6. GOLF CARTS WORKSHOP- Councilman Johnson**
145 Mr. Johnson stated that several residents have spoken to him about concerns with golf
146 carts. There are several issues, but the main topic he is hearing about is the lack of
147 space at the street ends for the locals to park their golf carts. This has not been a
148 problem until the past couple of years when all of the golf cart rental places came into
149 the area. Mr. Johnson stated that he would like to toss around some ideas and get

150 some input from Council on what can be done to ensure the local residents have
151 access to parking at the street ends before the rental golf carts have access. Get some
152 input what we can do to ensure local residents have access to street ends before rental
153 carts have access adding that he understands that this is a resort community but he
154 feels the residents deserve consideration. Several suggestions received were to give
155 out local decals to park at the street ends and have the enforcement officer enforce
156 those areas. Another suggestion was to impose a fee on the rental companies and to
157 improve the parking on the other street ends that currently do not have adequate
158 parking available. Mr. Johnson stated that he does not have a major issue regarding
159 golf carts on Ocean Blvd. Mayor Deaton stated that he would like to see the rental
160 companies purchase a permit if they are going to utilize parking in Town adding that
161 someday there may be more golf carts than cars in Town. Ms. Dodge suggested
162 changing the speed limit to 20 miles per hour on Ocean Blvd. Ms. Dodge added that
163 there is a problem with golf carts coming from out of town, across the highway, and
164 parking at the street ends without a sticker and she feels this needs to be enforced.
165 Ms. Dodge stated that there is a problem with under-aged children driving the golf
166 carts and feels this needs to be enforced as well adding that she feels that the parents
167 should be fined when the children are taken off the carts. Mr. Childs stated that he
168 agrees with Ms. Dodge regarding the children driving golf carts adding that he feels
169 that the police should impound the golf cart and ticket the parents. Mr. Childs stated
170 that this is a safety issue.

171
172 It was confirmed that an individual must have a valid SC drivers license to operate a
173 golf cart. Ms. Blair asked Chief Frederick how the officers currently deal with
174 children on golf carts. Chief Frederick stated that currently there is no mechanism in
175 place to charge the parents; they charge the under-aged children. If they can prove
176 that the parents knowingly allowed the children to operate the golf cart they could
177 charge them. Chief Frederick stated that there are maybe 2 or 3 accidents a year
178 involving golf carts and they are primarily alcohol related and not underage. The
179 underage problem is mostly at night or going to and from the beach. Currently they
180 site the children on the carts and in rare incidents site the parents for allowing
181 unauthorized operation which is an existing statute under State law. Under State law
182 they do not have the authority to allow underage children to continue operating an
183 unauthorized vehicle once they are observed. If there is a licensed driver available
184 they would allow them to take the cart. If there is no licensed driver available they
185 would call for a wrecker. Chief Frederick stated that most of the underage cart
186 drivers are found driving without an adult. The ticket issued has a fine of \$445. It is
187 a rare instance where they have to impound the cart. Mr. Johnson asked if it was
188 feasible for the parking officers to enforce a sticker issue on golf carts at the street
189 ends. Chief Frederick stated he would check with them but feels they would be able
190 to enforce this. Mr. Duckett stated that staff can bring a recommendation back at the
191 next meeting. Currently residents have to get a Surfside Beach sticker for their cart
192 through the police department to allow parking in golf cart areas and he believes that
193 rental golf carts are supposed to park in paid parking spaces and pay to park. Mr.
194 Duckett stated that he believes that the Town could enforce unauthorized rental golf
195 carts if this is what Council would like to do. Mayor Deaton asked that this be
196 brought back in a formal decision paper. Chief Frederick stated that the citation goes
197 to the owner of the vehicle and not the driver so all of these citations would go back
198 to the rental company which could cost \$25 per ticket. Mr. Samples stated that the

199 Town has lost parking on some street ends during its efforts to improve the street
 200 ends and this is something that needs to be considered. In the Yaupon lot there is a
 201 specific area designated for golf carts and along Ocean Blvd. the Town still allows
 202 parking in areas not specifically prohibited. Mr. Samples asked if there is a policy
 203 adopted by Council relating to parking along Ocean Blvd. Mr. Samples stated that he
 204 has seen signs not allowing parking and did not know what policy was in place. Mr.
 205 Samples stated that parking is always a problem especially in the summertime adding
 206 that he is not sure it will ever be resolved adding that his concern is that he would not
 207 want to be perceived as “an overbearing neighbor who aren’t as fortunate as those of
 208 us who live in the town”.

209
 210 Mr. Ard stated that he has four golf carts and by law it has to be insured and
 211 registered for \$5 with motor vehicles and then for \$2 the cart gets a sticker through
 212 the police department. Mr. Ard stated that the stickers issued by Surfside Beach have
 213 the rules on it and he feels the rental companies send out brochures and it should be
 214 required for them to also issue a list of the laws adding that this should eliminate a lot
 215 of the problems. Ms. Dodge asked if the rental companies pay the Town a fee. Mr.
 216 Duckett stated that they are required to have a business license. Ms. Dodge asked if
 217 the rental companies hand out the laws. Mr. Duckett stated that he would look into
 218 this and have a report for Council at the next meeting. Mayor Deaton stated that this
 219 will be added to the agenda for the next meeting. Mr. Maruca stated that the Town
 220 needs to keep in mind that the vacationers pay 12 % tax to be here and in many cases
 221 this amounts to \$300 to \$500 and if they rent a golf cart they are paying a sales tax on
 222 the rental. Mr. Maruca stated that he does not feel we should tell our tourists that
 223 they cannot park by the beach. Mr. Curtis stated that the way the economy is going
 224 he suggested installing a couple electric boxes for the golf carts in the lots to show
 225 people the Town is trying to assist people by improving the conditions. Ms. Harbin
 226 stated that there are also many people who bring their carts down here on vacation
 227 and are not registered or insured in South Carolina.

228
 229 **7. COMMUNICATIONS**

230 **a. Finance Report**

231 *Taxes:* Real estate, personal property and vehicle tax collections from Horry
 232 County for April 2011 were \$26,600, which is up about 21% from last year.
 233 Year-to-date Fiscal year 2010-2011 collections are down approximately 2% from
 234 last year. The decrease was expected due to the rollback millage and assessment
 235 protests received in a reassessment year. As of the end of April, total property
 236 tax outstanding balances are as follows, for vehicles \$14,000; from \$8,800 and for
 237 real estate/personal property \$236,200; 2010 \$144,800 is equivalent to 7% of the
 238 2.1 million from property taxes yet to collect. Hospitality and Local
 239 Accommodations Taxes collected in April 2011 were approximately \$26,000 and
 240 \$2,600, respectively. Current month totals lag slightly from the prior year, this
 241 mainly is due to the closure of one of the hotels in Town; the hotel has now re-
 242 opened. Year to date totals are up 9% and 15%, respectively. The Town earned
 243 a combined average of .56% interest on its cash investments for the month of
 244 April. The effective Federal Funds Rate for April 2011 was 0.12%.

245
 246 *Business License & Permits:* Year to date Business License revenue is up slightly
 247 from last year for the same period; approximately \$12,760. The increase is

248 mainly attributable to commercial and residential construction projects including
249 the Horry County Library, Surfside Beach Resort and D.R. Horton Homes. In
250 April, 54 new accounts were established. 2,916 Business License renewal
251 applications were mailed on April 6, 2011. As of May 13, 2011 the Town
252 received 1,111 applications for renewal or about 38%. Renewals are up about
253 approximately \$27,000 or 13% from last year for the same period. Mr. Duckett
254 reminded the public and council that the business renewal due date is June 1st.
255

256 *Enterprise Funds:* In April 2011, the Sanitation Fund collected almost \$80,000 in
257 service charges compared to about \$80,200 in April of 2010. Year to date revenue
258 is about a 2% increase from last year. The Pier Fund collected \$17,600 in
259 revenues from all sources, compared to \$31,400 in April, 2010. Year to date
260 revenue is \$238,000 which is about 4% less than last year's \$249,000. Mr.
261 Samples asked about the Santee Cooper underground reimbursement and the
262 grant phase II Dogwood bulkhead which, combined, budgeted to receive
263 \$195,000 and asked if this revenue would be recognized. Ms. Hursey stated that
264 this will not be recognized since neither of the projects will be completed so the
265 Town would not have the expense either. Ms. Hursey confirmed that Santee
266 Cooper has had some expense for the engineering DDC is doing for the
267 underground from 3rd to 3rd on Ocean Blvd. Mr. Samples asked if the Council
268 could be updated on how this is going. Mr. Childs reported that the subcommittee
269 is due to have a meeting soon.
270

271 **b. Public Works Report**

272 *Sanitation:* Crews assisted with the Beach Music Party held on May 5th at the
273 Pier. Commercial service routes continue to be updated based on business needs.
274 The total number of customers we service in Caropines has now reached 174. In
275 April we collected almost 400 tons of solid waste, about 27 tons of mixed debris,
276 213 tons of yard debris, and 42 tons of recyclables. Since the beginning of the
277 fiscal year, July 2010, we have collected 393 tons of recyclable materials resulting
278 in a savings of about \$11,420 in tipping fees at the landfill. We will have a
279 special e-waste collection on June 3rd, 4th & 5th for unwanted electronics at
280 Public Works located at 740 Sandy Lane. Flyers are being distributed to all Town
281 residents. Effective July 1, 2011 crews will no longer be allowed to collect these
282 items curbside. Periodic drop off events will be held, as well as daily drop off
283 services at Solid Waste Authority's Scipio Lane site.
284

285 *Streets and Drainage:* The Beach swash outlets are being dug out as needed to
286 ensure proper water flow. Three times a week beach raking and grooming, as
287 well as trash pick-up has begun. Crews are servicing the beach trash cans on the
288 weekends. The Town's new "Beach Recycling" program has been launched
289

290 *On-going/Special Projects:* The Town has begun its mosquito spraying; it is
291 being done weekly and it began May 10th. Dirt is still available to residents by
292 calling Public Works at (843) 913-6360.
293
294

295 *Grounds Division:* Crews planted flowers and mulched beds around the Town
296 entrance signs on Hwy 17 and at the Veterans' Memorial fountain in preparation
297 for the Memorial Day service on Monday, May 30th. Crews had to clean up after
298 someone put soap in the fountain at the park. Crews are completing maintenance
299 and repairs to all Town properties. Mowing and weed eating are being completed
300 weekly on Town properties as well. Spraying of Town lakes has resumed. Debris
301 is being removed from lakes as time permits.

302
303 *Fleet Maintenance:* From April 20th through May 18th our mechanics completed
304 seventy-five (75) repairs on Town vehicles and equipment. Congratulations to
305 mechanic, Mike Russell, who passed his CDL test. Mr. Smith congratulated
306 Public Works on the beach recycling and inquired as to how the tourists are
307 responding; are they separating the materials. Mr. Adair stated that crews have
308 picked up approximately 10 years of material so far. They have a roll out
309 container they are transferring into and will, more than likely, have a tonnage on
310 that at the end of the month. Ms. Dodge stated that she was asked by a resident
311 when Public Works would begin spraying or working in Lake Elizabeth for the
312 algae buildup. Mr. Adair stated that it has not been sprayed yet; they are spraying
313 on an as needed basis; they will inspect it. Mr. Adair stated that it is important to
314 note that the aquatic management chemicals are expensive and they do not like to
315 waste them; the water from the lakes is constantly moving out into the ocean so
316 they usually address the lakes when there is a problem.

317
318 c. *Recreation Report*

319 *Athletics:* Regular season for baseball ages 9 to 14 and softball ages 9 to 12 is
320 winding down. Preparations have begun for the all-star season which should
321 begin the end of June or the first of July. Indications are favorable that our 2010
322 Dixie Jr. Boys World Series Champions could repeat this year. T-Ball age 4,
323 Coach Pitch ages 5 and 6 and Kid Pitch ages 7 and 8 registration is complete and
324 resulted in 4 T-Ball teams, 6 Coach Pitch teams and 6 Kid Pitch teams for a total
325 of 204 participants. Games will begin June 1st through June 30th with games
326 being played Monday through Friday at Martin Field. Registration for adult
327 softball teams will be held in June. Weekend tournaments begin Memorial
328 weekend at Huckabee and Martin fields.

329
330 *Special Events:* The Beach Music Party was held on Thursday, May 5th. Sea
331 Cruz provided the entertainment. Hot dogs, hamburgers, chips, drinks and water
332 were prepared and sold by staff. Approximately 300 people attended the event.
333 The annual Memorial Day Service and Golf Cart Parade will take place Monday,
334 May 30st. The golf cart parade will start at 2:00 p.m. followed by the service held
335 at Veterans Memorial, at 2:30 p.m. Please contact Debbie Ellis to enter your golf
336 cart, decorated in a patriotic theme, in the parade.

337
338 *Other Events:* Sunday Serenades in Passive Park start Sunday, May 29th.
339 Performances will be held from 3 to 6 p.m. The Town will host a high school
340 volleyball tournament on the beach at 1st Avenue South sponsored by Grand
341 Strand Volleyball on Saturday and Sunday, May 28th and 29th.

342

343 Ms. Blair asked what the golf cart parade route would be. Ms. Ellis stated that the
344 route this year has changed; it will be a little longer, it will go down Surfside
345 Drive turn left on Hollywood, go down to 5th, come up Ocean Blvd. and then back
346 up Surfside Drive; it should take about 15 minutes. Mr. Johnson asked about the
347 Chamber of Commerce event coming up in June on Surfside Drive. Ms. Ellis
348 stated that the Chamber has inquired as to what the Town is doing and it is a
349 Chamber event; she has not gotten any information from them on the event so
350 there is no event scheduled. Mr. Johnson stated that some residents have asked
351 why the event could not be moved to Sunday when more tourists could partake
352 but the reason is that it is not a Town event. Mayor Deaton added that the event
353 was referred to in the past as Super Saturday. Ms. Ellis confirmed that the
354 Memorial service would begin at 2:30 pm as advertised. Ms. Dodge stated that
355 she enjoyed Sea Cruz.

356
357 *i. Presentation: Movies on the Beach: Ms. Ellis*

358 Ms. Ellis gave a Powerpoint presentation which is on file. Ms. Ellis had
359 looked into Southern Outdoor Cinemas. This company is all inclusive,
360 they supply all of the equipment, set up, teardown, operation of
361 equipment, music played before the movie, 1 million dollars in
362 commercial liability, colorful events poster and assistance with movie
363 licensing. Ms. Ellis stated that the insurance coverage is for a 35 foot
364 screen on the beach. Mr. Samples stated that he has a concern with having
365 a movie on the beach. Ms. Ellis provided prices for the different sized
366 screens for one event. 15 foot screen cost would be \$499; 25 foot screen
367 \$999 and 35 foot screen \$1,499. The price was lower than normal because
368 the vendor has a place in Ocean Lakes and if he showed the movie while
369 he was in the area there would be no travel cost. The Town would have to
370 pay for movie licensing. The license cost would range between \$250 and
371 \$385 depending on the movie chosen. The Town would be able to get
372 sponsors to advertise 20 minutes prior to the movie start that would help
373 pay for the cost. Ms. Ellis stated that she contacted the competitors and all
374 were substantially higher; they all have a comparable service. To
375 purchase the equipment would cost \$14,395 plus shipping and training for
376 a 25 foot screen; \$22,995 plus shipping and training for a 35 foot screen.
377 The increase in liability would be \$400 per event, there would be staff
378 time and movie licensing costs \$250 to \$400 per movie. Mr. Samples
379 asked if the Town is going to do anything with this. Mayor Deaton
380 suggested Ms. Ellis compile a recommendation and get back to Council
381 with it. Ms. Ellis stated that she could currently give a recommendation.
382 Mayor Deaton asked if it could be brought back as a recommendation.
383 Mr. Samples asked if Ms. Ellis is recommending the beach and Ms. Ellis
384 stated that she was not. Mr. Samples also asked Ms. Ellis to make a
385 formal recommendation to Council.
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d. Administrator's Report

Update on current events

Deerfield Plantation Annexation Request: Mr. Duckett reported that according to the Town attorney the property requesting annexation is not contiguous so staff has ceased work on this project. The property's attorney has indicated that there are ways that they may be able to make it contiguous by gifting one acre parcel to the Town but both the Municipal Association and the Town attorneys feel this would still not meet the state requirements for contiguity because the parcel gifted would not be within or directly contiguous to the incorporated Town limits.

Update of Current Events

Streetscape Update on the landscaping to pavement ratio: The original ratio was 60% landscaping to 40% pavement. Some of the pavement had ruts and staff, desiring to elevate the landscaping ratio, asked Southern Asphalt rather than to repave, remove the asphalt in those areas and to add landscaping making the final ratio about 65% landscaping to 35% pavement. The planned parking for the park also includes one or possibly two charging stations which will be placed in the northwest-most corner. This includes free equipment, installation, and 3 years electricity via Santee Cooper through an energy partnership grant.

Sculpture in Poplar Park: Artist, Robert Sadlemire, an internationally recognized, local artist specializing in metal fabrications has submitted two drawings. Two sketches were presented on screen. The cost for either production would be \$4,400; materials for either would be billed separately and total \$1,600. The total would be \$6,000 for the piece of art. The piece of art would be placed in Poplar Park. Ms. Dodge stated that she thought one of the pieces was beautiful adding that she would like to see it somewhere in Town and wished the Town could afford it. Ms. Dodge stated that the park is small and she feels the Town could purchase a fountain for a limited cost. Ms. Dodge stated that she would like to see the piece of art on Surfside Drive where people can see it coming into town. Ms. Dodge stated that she felt like this was a lot of money to spend at this time. It was confirmed that the piece of art would be approximately 8 feet high by 4 feet wide. Ms. Fellner stated that she believes both pieces would be about the same size adding that they would be a 3-D fabrication. Ms. Fellner stated that the Town is not limited to this particular art; an idea was presented by a citizen to place a sundial in the park and Ms. Fellner stated that an option would be to place a working sundial in the park. The artist could present other options. It was confirmed that the artist has a website address which was handed out to Council. Ms. Fellner stated that there was original consideration of placing a fountain in that area but fountains have a lot of problems. Mr. Johnson stated that of the two sculptures he likes the rendering of the Surfside Beach logo the most and asked if the price could be negotiated. Ms. Fellner stated that the artist is pretty well

430 known and he would not want to compromise on the materials he uses. The Town
431 may be able to ask the artist how to cut cost without losing the quality. Ms.
432 Fellner added that this piece would last for years to come. It was confirmed that
433 the sculpture would be made out of colored metal. Mr. Samples stated that he is
434 not against this. He would like to ensure that the slab is secured to hold the art
435 piece. Mr. Duckett stated that he was informed that the Town has \$6,600 in grant
436 money that could be spent on this. Mr. Smith made a motion to purchase the
437 logo artwork for Poplar Park. Ms. Blair seconded the motion. **All voted in**
438 **favor. MOTION CARRIED.**

439
440
441 **8. BUSINESS**

442 a. First Reading 11-702 Amend Town ordinance section 8-95

443 Mr. Childs made a motion to adopt 1st reading of #11-702 to amend town
444 ordinance section 8-95. Mr. Smith seconded the motion. Mr. Samples asked for
445 an explanation of what was being modified in the ordinance. Mr. Moss stated
446 that this was prepared to facilitate the intentions of Councils' consideration to
447 licensing some encroachments for sidewalk cafes. The changes would be in the
448 definition of public place. The addition should include wording stating 'shall
449 exclude sidewalk areas that have been issued an encroachment permit'. **Ms.**
450 **Blair, Mr. Johnson, Mr. Smith, Mayor Deaton and Mr. Childs voted for. Ms.**
451 **Dodge and Mr. Samples voted against. MOTION CARRIED.**

452
453 b. First reading 11-703 ordinance chapter 12 encroachment permit

454 Mr. Childs made a motion to adopt 1st reading of #11-703 ordinance chapter 12
455 encroachment permit. Mr. Smith seconded the motion. Mr. Johnson stated that
456 under section 12-29 (b) annual permit fees he would like to see the annual fee
457 increase to either \$500 or \$1,000. Ms. Dodge suggested not only allow for
458 outdoor dining but to include exhibition tables for other businesses in the area.
459 Mr. Moss stated that this would not be appropriate for this ordinance. It is his
460 understanding that the zoning ordinance was recently revised to allow retail
461 businesses to seek sidewalk sales and believes this would serve that purpose. Mr.
462 Samples pointed out that the zoning ordinance includes private property and
463 Surfside Drive encroaches onto a public sidewalk. Mayor Deaton asked that Mr.
464 Moss research this. Ms. Fellner had a comment on the fees; a permit at Market
465 Common for an outdoor area costs a flat fee of \$500; this was taken into
466 consideration with establishing a fee. Ms. Fellner stated that this was a starting
467 point fee and Council can adjust it. Mr. Samples stated that Market Commons
468 while it was planned it was a private development; a lot of government grants
469 went into it. Mr. Samples stated that he does not see a need to issue an annual
470 permit since most businesses will make their money 3 months out of the year and
471 he feels they should pay \$1,000 or \$2,500 for the three months that is renewable.
472 Mr. Samples asked if the ordinance requires the restaurant to provide the Town
473 with an additional insured endorsement. Mr. Moss stated that it is included in the
474 ordinance. Mr. Moss stated that it is located in the ordinance in two methods, one
475 for a restaurant not serving alcohol, there would be a general liability policy
476 requirement and for those that may have ABC licenses there is an alcohol liability

477 policy required. Mr. Samples asked if the Town was also requiring the
478 restaurateurs to sign an indemnification agreement which agrees to pay for any
479 damages including defense costs for which the restaurant and the municipality are
480 alleged to be responsible. Mr. Moss referred Mr. Samples to the applicable
481 provision; 12-29 (a) 4 provides that such insurance shall name the Town as a
482 listed insurer shall include an indemnification agreement and shall provide that
483 the policy shall not terminate or be cancelled prior to the expiration date without
484 30 days advanced notice. This language can be tweaked but this is what this
485 section refers to. Mr. Samples asked Mr. Moss to tweak the language as he
486 stated. Ms. Blair questioned the reference in section 12-25 which states that the
487 provisions shall apply to the conforming businesses within non-residential district
488 for the operation and maintenance of outdoor displays and dining areas located on
489 sidewalks and public plazas; would this meet the outdoor display brought up by
490 Ms. Dodge. Mr. Moss stated that when he prepared the ordinance he only had the
491 outdoor café scenario; a lot of the language is tailored to this. Mr. Moss stated
492 that there is an inter-play between this and the zoning ordinance and he will look
493 into this issue but he is not prepared to discuss it today. Mr. Smith stated that he
494 feels the Town should keep the permit fee reasonable to encourage the businesses
495 to open the sidewalk cafes. If it is too high they may make the business decision
496 not to do it. Mr. Smith would like to encourage the businesses on Surfside Drive
497 by keeping the fees reasonable. It was confirmed that this is limited to a certain
498 width of sidewalk which includes the new Surfside Drive area. Mr. Samples
499 asked if the Town was going to administratively maintain open sidewalk space for
500 people to be able to pass by. Ms. Fellner stated that there is an option for the
501 Council to choose between a soft or hard barrier. Staff is going to review this and
502 bring it back to Council for them to make the decision. **Ms. Blair, Mr. Johnson,**
503 **Mr. Smith, mayor Deaton and Mr. Childs voted for. Mr. Samples and Ms.**
504 **Dodge voted no. MOTION CARRIED.**
505

506 c. First Reading 11-704 Adopt 2011-2012 Budget

507 Mr. Childs made a motion to adopt 11-704 the 2011-2012 budget. Mr. Smith
508 seconded. Mr. Samples stated that he is very pleased with the overall totals in the
509 budget. This years' budget proposes to spend almost \$600,000 less than is
510 currently approved for spending this year. This years' budget proposes to take in
511 roughly \$300,000 less than this years' revenue projections. Mr. Samples added
512 that in the big picture view staff has done a very good job and is making get
513 strives to head in the right direction. Mr. Samples stated that there are some items
514 not budgeted that he would like to see budgeted but he understands they could be
515 addressed at a later point. The items he would like to see budgeted are pier
516 maintenance; the Town will have to make an investment on the pier whether it is
517 phase I or phase I and II. Mr. Samples stated that he would like to see it under
518 construction before the end of the proposed fiscal year. The Town also needs to
519 be mindful that the Town has not budgeted for any beach re-nourishment or
520 match that the Town would be required to supply. Mr. Samples stated that
521 currently the beach looks great but historically 18 years; it's been re-nourished
522 twice since he has been in Town and probably more than that since the Mayor has
523 been in Town. Mr. Samples stated that the Town always has to contribute to
524 beach re-nourishment. Ms. Dodge stated that the Census has reported that the
525 Town is down 13 percent in full time residents and asked if this has been taken

526 into consideration when working on the budget. Mr. Duckett stated that
527 everything has been taken into consideration in preparing the budget. **Ms. Blair,**
528 **Mr. Johnson, Mr. Smith, Mayor Deaton, Mr. Childs and Mr. Samples voted**
529 **for. Ms. Dodge voted against. MOTIONED CARRIED.**
530

531 d. First Reading 11-705 Adopt Tax Millage

532 Mr. Childs made a motion to adopt 1st reading of #11-705 tax millage. Mr.
533 Johnson seconded. Mr. Samples asked if the Town prorated the rollback between
534 the capital. Ms. Hursey stated that it did not. Mayor Deaton stated that there is
535 no tax increase the tax millage had been rolled back from 44 mills to 40 mills. **All**
536 **voted in favor. MOTION CARRIED.**
537

538 e. Decision Paper: Beach Patrol Equipment

539 Chief Frederick stated that the departments' transition away from the ATV's is
540 designed to reduce the amortized annual cost in equipment replacement of ATV's.
541 Best case scenario according to the mechanic, along with personal experience, the
542 current equipment used are estimated with 3 years of service life on the beach and
543 they cost only \$1,500 to \$1,700 less than the full utility vehicles that most of the
544 other beach patrol and beach enforcement agencies operate with which is the
545 mule. The mule is the vehicle used by approximately 60 percent of the beach
546 agencies in the country and the Surfside Beach police would like to transition to
547 these. These vehicles get a 7 to 10 year service life even in a beach setting; this is
548 an equivalent to a cost drop to about a third. The Accommodations tax committee
549 voted unanimously to support this purchase. Mr. Samples made a motion to
550 accept the Accommodations Tax Committee recommendation. Mr. Childs
551 seconded the motion. **All voted in favor. MOTION CARRIED.**
552

553 **9. DISCUSSION COMPLAINTS ON FERAL CATS- Councilwoman Blair**

554 Ms. Blair stated that the Town has received some complaints and concerns regarding
555 the increase in population of feral cats with some cat colonies being kept and fed.
556 These cats are possibly not being taken care of adequately with regards to spay and
557 neutering, therefore, allowing the population to increase. The County Animal Control
558 has not trapped feral and nuisance cats for years and at this point in time still do not
559 provide traps for feral and nuisance cats. Their officers will come to your residence
560 or business and transport any animals that have been trapped to their shelter but they
561 will not bring a trap for you. Ms. Blair stated that it has been awhile since the Town
562 has had anyone trained or prepared to help residents with feral cat issues. There have
563 been, on recent police reports, 30-40 animal calls with these types of calls varying
564 between types of animals. Ms. Blair stated that she wanted to ask for a consensus of
565 Council to address these concerns. The Town could invest in a couple of traps and
566 per request from residents they could be set up on their property to catch nuisance
567 animals. Ms. Blair stated that the risk of pets allowed to roam has also been
568 discussed; the Town would want neighbors to be aware that if their cat was
569 wondering outside that another neighbor was setting a trap. The attempt is to offer
570 help to the residents without having to wait on the County who will not help. An
571 officer, not trained as an animal control officer, could help residents set and bait a
572 trap and provide the numbers to call for pick-up. County animal control would take
573 trapped animals. Ms. Blair stated that another option is to possibly partner with a
574 local vet to offer a spay and neuter clinic to take care of some of the cats in the area.

575 There are grants also available to look into. Ms. Blair asked Council for a consensus
576 to ask staff, as time allows, realizing there are some grant savvy people on staff, that
577 could begin researching grants so that the Town could add some traps to the Town
578 inventory and to also offer some low cost spay/neutering. There was no objection
579 from Council. Mayor Deaton stated that this could be moved to a decision paper.
580

581 **10. PUBLIC COMMENTS – Agenda Items only – 5 minutes per speaker**

582 *Glenn Curtis, 257 Palladium:* “On the cats, what I wanted to say was I walk through
583 here five miles every day all year round and to get a couple extra traps to help the
584 animals I’m all for, and behind 10th Avenue where the garage came down, there’s a
585 couple of families of cats there; down on the beach between 10th and 7th Avenue
586 there’s a couple of families there; they’re all over in that section and the other thing
587 was, I think there’s a lot more kids driving around under age on golf carts than what
588 you think, what you know. Like I said, I walk every day and is there any way to, for
589 you guys to get a law passed, is it a hard thing so you can go after the parents and fine
590 them, do whatever you have to do to make it safe because, like you said, North
591 Myrtle Beach, I think you said, there was an accident, kids got hurt, there’s going to
592 be more kids getting hurt around here and I think this might be a safety and maybe
593 will wake up some of the parents to this also. Thank you.”
594

595 *Don Craig, 1011 Cedar Dr. N.:* “I would like to thank the Council for this
596 opportunity to speak. For the most part this Council has to take a lot of abuse for
597 their decision making; you get very little credit but I would like to start off by
598 congratulating you for some of the good things that you’ve done for Surfside Beach.
599 Number one the new landscaping to the entrance to Surfside Drive is excellent to say
600 the least; it makes a fashion statement about our Town. Palm trees and flowers
601 planted in different areas makes our Town look much better than I have ever seen it.
602 The fountains and seating areas to our lakes have been a great addition to our Town.
603 Now Dogwood Lake has only one fountain and it’s the largest lake in Surfside and I
604 probably am a little prejudiced because I live on Dogwood Lake so I would certainly
605 like to see more fountains added to that lake. Our new fire station is second to none.
606 A lot of planning and cooperative effort has made this a place that the Town can be
607 proud of. Adding police surveillance to the beach on four wheelers has been very
608 good. The officers that patrol the beach are friendly and do a great job. Our new
609 library is looking great although I will not visit the library because I don’t like to read
610 and I’m a terrible reader but for the other folks that like it I’m sure it’s going to be a
611 great addition to the Town. If there has to be an area of disappointment it would have
612 to be in the way this Council has handled the restaurant at the pier. I completely
613 realize that we are all humans and we’re all subject to make mistakes but this
614 situation has gone from bad to worse. I think that some councilmembers may have
615 forgotten that when they were elected they were to serve the Town and not some
616 personal agenda or some special interest group. After every opportunity was passed
617 up to get a tenant and the restaurant for one reason or another the Council was offered
618 a lease for the restaurant space; there was to be several hundred thousand dollars
619 spent on updating the restaurant as it exists, it would appear that some
620 councilmembers do not want to lease this restaurant for one reason or another. I have
621 not heard of one good reason why this restaurant has not been leased to the point.
622 This situation is ludicrous; the only reason that I can think of is that some people may
623 have believed that the world was coming to an end so it didn’t really matter what their

624 decision was. I would like to thank, some councilmembers who have, as I have read,
625 have said that they have been kept in the dark but I would think that if you, as a
626 councilmember, do not know what is going on is your lack of interest. There have
627 been discussions of proposed leases that have filed bankruptcy in another state. As I
628 understand it they have credit approval, for the backing of this venture had been
629 approved. Now, in my lifetime, and I am certainly older than a number of you on
630 Council, but I have seen more bankruptcy than I have ever seen in my life and by
631 good people. Some councilmembers want the citizens and taxpayers of this Town to
632 pay for the upgrading of the restaurant space. My question, why should taxpayers
633 pay for this when a new tenant would pay for the upgrades? It certainly appears that
634 some councilmembers have some personal dislike for an individual or individuals to
635 get someone in the restaurant to make the improvements, pay for the lease and to start
636 paying taxes to the Town of Surfside Beach. Nibil's has made a tremendous amount
637 of money at this restaurant as it is. Why can't we continue to have a restaurant in this
638 area. No other business will bring more money to this Town and at the least expense
639 to the Town. When I was in college I had a law professor that told me, the smartest
640 person in the world is not the man that thinks he knows all the answers but the man
641 who knows where to find the answers. This Council, as a whole, should be smart
642 enough to make good or the best decisions for the taxpayers of Surfside Beach. I
643 want the citizens of this Town to realize not . . . that not bringing a tenant to this
644 restaurant is only costing us as taxpayers. I also want the citizens of Surfside to
645 realize that this money is being lost every single day that we don't have somebody in
646 that building, will never, ever be recovered and last note concerning the golf cart
647 parking, I have always been able to find a place to park my golf cart for over 4 years
648 now and as you can see I spend a lot of time on the beach. Thank you for listening to
649 my comments and being considerate."

650
651 **Randle Stevens, 412 1st Avenue N.:** "I like what . . . the drawings that you all
652 showed with the pier. The deck and going all the way around, I thought that was a
653 good thing and I believe that if you continue like you're going, I think you're doing
654 the right thing. In reference to what you've done in the past as far as the pier and
655 people renting it, we did have a tenant that was paying \$75,000 a year, we lost him by
656 our former administrator, possibly, by other people, I don't know. Now we have
657 nobody in the pier but that doesn't bother me right now because I think you're trying
658 to do the right thing. Yeah, we might be losing a little money but at the same time we
659 might have been getting a worse deal, I mean, I've looked at everything, I've been on
660 the Facebook websites and I've looked at the information, we were going to get half
661 of what we were offered last year. I just can't see taking less money for something
662 that's worth a whole lot more. Now, as far as this Council, I think you, some of you
663 are trying to do your best. I think you're trying to do a good job. I think some of you
664 are not doing exactly what I think is right, that's my opinion of it. As far as the golf
665 carts, I want to see something done on the golf carts with the children, make sure they
666 don't, anybody want to see children riding golf carts go down to the, your Passive
667 parks with your sidewalks, paved concrete sidewalks and you watch it long enough
668 and you'll see there's kids riding their golf carts through the Passive Park and then
669 they ride right out on the street. So you got to do something about that. There's no
670 doubt that if some kid, goes out here in a golf cart and he's under age and he's driving
671 it whether he's got his parents' permission or without his parents' permission, he gets
672 hurt, then somebody's going to grab a lawyer and then, unfortunately, we the citizens

673 or the Town of Surfside might be involved in a lawsuit. That's just the way lawyers
674 do. They sue whoever they can sue and if they think you might be people guilty
675 they're going to sue you. As far as the Poplar Park, the sculpture, I think it's a little
676 bit too much money. I mean it's right next to the Sundowner and by the way is the
677 Sundowner going to be able to put out some tables in places so their bikers can drink?
678 Since we got those wide sidewalks on both sides, I'm sure you're not going to
679 discriminate against them. I know the people, I know the guy over, I believe it's the
680 Borgata, has always been asking for this and I don't blame him, he's trying to get a
681 little money. I just wish you would be more up front. If you were going to do this
682 why didn't you try to pass it to start with? I don't have any problem with you trying
683 to do something like they have in Greenville as long as you control it and you make
684 sure that the people pay good money for public property that we, the taxpayers paid
685 for. I agree with Mr. Samples, that it's worth the money, if you got a place there and
686 you own a restaurant on Surfside Drive and you're making money on public property,
687 you should pay for it. The taxpayers paid for that concrete. We paid for that to be
688 done; you know we did and every one of you all are taxpayers as well so why
689 shouldn't they pay then. Now, Mr. Smith said they may be, you don't want it too
690 high. If they want that business out there, they're going to get it, they'll rent the
691 place, they'll pay the fair price but one hundred and fifty dollars? Two hundred
692 dollars? For a whole year? That's just way, way too cheap. Charge them a little bit
693 more. If I had a restaurant there and I wanted to serve dinner and alcoholic beverages
694 out there, I'll pay for it. Why not? That's a part of the business and it's 100 percent
695 tax deductible to them, so, how they going to lose? You want to make it nice, make it
696 nice and, by the way, I did notice there were a lot of bikers using your Poplar Park
697 over the biker week, they were all parked in there so when are they going to start
698 collecting the parking revenue for that, for the bikers that frequent Sundowner and the
699 Sundowner, by the way, he has a restaurant too so I'm pretty sure he has every right
700 to have his place right across from the, what is it, the Charles Café and the Borgata
701 Bar and I think there's maybe a couple other places and I agree with Ms. Dodge when
702 she said perhaps some of the people should have the opportunity to maybe do
703 something in front of their retail business on Surfside Drive. Why not? If you're
704 going to offer the restaurants to do it why shouldn't' the other people have the same
705 opportunity to maybe do something from a retail standpoint and improve their
706 business. Thank you."

707
708 **Beth Kohlmann, 1610 S. Ocean Blvd.:** "This isn't going to be popular with the
709 citizens' but in reference to the golf carts; I'm out a lot all day long and at night I sit
710 on the porch and in fairness to officers, when they see them, they are stopping them;
711 they really are and I think there could be more done with what they do after they
712 catch them now that you have some ideas about maybe impounding them or holding
713 the parents responsible but it is hard and you also have to see them driving it and I
714 think a lot of people don't understand that they can't be everywhere, so, you have to
715 give a little bit of leeway there and also when you see the kids driving them how
716 many people are calling the police and letting them know because if they don't know
717 then they really can't address it, so, I think we need to just step back a little bit on that
718 issue and help them, help them because our eyes help them do their job better and
719 they are doing their job but they just can't be everywhere at once and the second thing
720 I want to say is about the committees; beautification committee and the special events
721 and recreation committee which was successful and I'm sure you could say it was it's

722 almost two years now that it's gone and it's never really been clarified to any of us,
723 some of us that were members of it and worked hard at it, and the community as a
724 whole, it was never really clarified to us why it was done away with and I do believe
725 that a few meetings it was tried to come back and you said it had to be done to an
726 ordinance and I've seen many ordinances be written over the last two years, many of
727 them, and I think that the one for beautification and recreation is so vital to this Town.
728 Look how beautiful it is; look what's being done all the time by Parks and you know
729 John Adair is out there; they're doing such great stuff and the Town looks beautiful
730 just think what it could be if you just let everybody else help. I don't think people on
731 any of those committees were doing anything bad; I think they were really helping
732 and I think a lot of controversy and a lot of head butting could have been avoided
733 over the past few years if you just listen like I've said; trying to say, I know I do and I
734 know a lot of my neighbors, we want to hear what each and every one of you has to
735 say but we just want you to hear what we have to say as well and I think that we're
736 getting there but it's been a rocky road. Thank you."

737
738 **Shelby Smith, 911 Cedar Dr. North:** "I just wanted to thank Public Works, Mr.
739 Adair and Mr. Duckett for just a terrific job in terms of the trash collection. I'm a
740 resident 15 years here and it's the best I've ever seen, also the yard debris and the
741 way that's handled is just outstanding and also at the Senior Center you did some
742 work up there at the Senior Center and the pick-ups up there have really been
743 excellent. Also the police cars; the distinctive look of the police cars is really, really
744 nice; in past, on occasions we've had the cars, the vacant cars parked in the medians,
745 I think that would be a good time to do a couple of those around Town also. I was
746 surprised at the sculpture, in the park, \$6,000, I share councilwoman Dodge's
747 opinion; that's a hefty amount, maybe it's elevated our thinking where we could do
748 something like, maybe even that itself at the Town welcome sign, there, 55,000 or so
749 cars cruise by every day, that's the place to spend some money making the welcome
750 into Surfside Beach, elevating it and making it a little more distinctive. Thank you."

751
752 **John Ard, Cypress Drive:** "Now I got to say one thing, this has been kind of pleasure
753 at this meeting tonight, for a change, it's good to see the city council like they are for
754 the change and I appreciate that fact. I appreciate all the good things that you have
755 done; each and every one of you. Everybody likes to take praise for that and all that
756 good stuff and everything but also on the other hand how about take a little credit for
757 the bad stuff that's been done and I'm not only talking about the pier restaurant; I'm
758 talking about the pier itself. All that work that was done down there on account of a
759 permit and stuff; DHEC steps in; it's closed down, tore down, hauled off over here or
760 somewhere, stuff underneath the pier built without a permit, according to what I had
761 been told, the guy that was doing the construction work, took it upon his self to do
762 this and the Council or nobody else knows anything about it. I thought about that for
763 quite awhile, you know when they had that machine down there driving those pilings
764 down, the work going on and stuff like that, why wasn't this questioned about that
765 that man or what was going on down there? It seems to me like there's still a bunch
766 of smoke being blowed and somebody needs to kind of step up and take a little credit
767 for having screwed up and you can cut it any way you want but that's the way it is.
768 That place has cost a bunch of money down there; how's that money coming back?
769 It's not. We paid every god damn dime of it; the taxpayers have and you want to talk
770 about permits and stuff? If you had the right permits you wouldn't of had a problem.

771 You got a permit department over here, you got building and zoning over here and
772 you ain't going to tell me that somebody up there on the Council, somebody over
773 there, didn't know something about what was going on because I'm not buying it and
774 I don't think these citizens is buying it. They were blindsided again by the fact, that
775 you all just let something go on and didn't do a confounded thing about it 'till it was
776 too late, somebody else steps in and stops it; it costs the taxpayers a whole bunch of
777 money again and that's about all I'm going to say on that subject. Ain't no use to say
778 no more because you all are going to continue to do it; you're going to let it happen
779 no matter what the case may be but it's time somebody steps up to bat and took fault
780 for what happen in some respect."

781
782 *Debra Herrmann, 11 Cedar Dr.:* "Thank you for the manner in which you
783 conducted tonight's meeting; it was very refreshing to see a business meeting handled
784 as it should be. Thank you, too, for delaying action on the pier, I know that that was a
785 very controversial subject but I feel like that we, as a Town, will benefit from that.
786 The presentation during the workshop was fabulous. The idea of expanding the
787 decking and giving a place for people to use that will get them off the beach and out
788 of the hot sun is amazing because sometimes I've been on that beach and it's been
789 like 'give me some shade, please'. The other thing is, is there's crosswalks at
790 Surfside Drive and the Town does own part of the land across the street, well we have
791 this beautiful brick walk and a light to push to get across but when you get across you
792 walk into the grass and it's difficult to see where you need to go. Is there any
793 possibility that that brick sidewalk could be extended, it would not only draw
794 attention to the walk, the fact that there's a walk there but it would be a place where
795 you can stand and not be in red ants, so, there are lots of people that cross at that
796 intersection, myself included, and I just think that would be a wise thing to do if
797 there's funds available for that. Thank you very much. Have a good evening."

798

799 **11. COUNCIL COMMENTS**

800 *Mr. Samples:* "Thanks for coming. We are working hard and we are . . . it is . . . we
801 think, you know, we make mistakes, like anybody else, ok, I mean there's no question
802 about that but as a group collectively we are . . . we have been blessed in that we have
803 a new opportunity, a new opportunity thanks to the General Assembly and the
804 Governor. That pier, we have a lot more flexibility with and Mr. Don I hope that we
805 get back every dollar we're losing today because there's no question about it, we're
806 losing money today but I believe that with careful considered, thoughtful, leadership,
807 collectively, and your input, because it really is yours; you bought and paid for it and
808 you're going to pay for it but you're going to reap the reward that we're going to
809 move forward. Ms. Herrmann, I believe you were talking about the main
810 intersection, Surfside Drive, Highway 17, that is already in planning, ok, and
811 hopefully, right?"

812
813 *Mayor Deaton:* "Yeah, the entire intersection is being done. Which, that would be
814 (***) and Glens Bay Road."

815

816

817 **Mr. Samples:** “ So, there . . . and I do appreciate the positive comments but like I’ve
818 always said, you know, we don’t need to hear the good news, we do need, we do need
819 to hear the bad news, ok, because really that is, we’re not some hot shot politicians in
820 a big . . . outside, we live here, so we want to know what you’re’ doing, what you
821 think, we got to know what you think, we may not agree but we need to be adult
822 enough to have those discussions and, so, anyway, thanks for taking your time and
823 coming out and keep doing that, that will help us.”

824
825 **Mr. Smith:** “I’d like to thank Mr. Johnson for bringing up that golf cart issue, I think
826 it’s a serious thing about kids driving and also where to park them and thank the staff
827 for doing a good job on the budget and I think they did a very reasonable job and I’m
828 sure that it’s going to work out real good and, so, thank you very much.”

829
830 **Ms. Dodge:** “You stole my thunder. I was going to bring up about children driving
831 golf carts, too. It really worries us because we are out in the Town all the time, every
832 day and we do see them and we have seen accidents where they go around the corner
833 really quickly and one of the children slides off the golf cart, somebody is going to be
834 hurt and I’m wondering how that will effect the Town, financially, quite possible that
835 we would be held liable because we aren’t going far enough to stop it, also, I was
836 really impressed with all of the remarks that people made this evening. Some agreed
837 with some of the things we did, some people disagree, but everybody has a slant and I
838 think it’s very important that we pay attention to what you, the citizen, says because
839 you’re the people who pay the price along with those of us sitting up here but you are,
840 and I’m glad you’ve taken the opportunity to speak out on the issues that are
841 important to you. Thank you all.”

842
843 **Mr. Johnson:** “I would just like to thank Council for a good meeting this evening
844 and specifically much more important than these guys are you guys. Thanks, it’s
845 really great for us to see people in the audience, especially this number, we thank you
846 and I appreciate your input. Thank you very much.”

847
848 **Ms. Blair:** “I just want to say the . . . it was mentioned in the administrator’s report
849 about the entrances to the Town and the Veterans Memorial Park looked wonderful.
850 They are . . . it’s very refreshing to see those updated and upgraded and kept up the
851 way they are and I hope that will certainly continue through the season. I know as it
852 gets hotter, it’s a little more challenging to keep things looking fresh and new but I
853 know that John’s done such a good job with Public Works, he’s up to that task so they
854 do look great and I wanted to share a compliment, last week when I was doing
855 business at the cleaners, Surfside Cleaners, I decided to just take a walk up and down
856 the street and spoke with some of our visitors that were out and about, welcomed
857 them to Surfside and stopped and talked to some of the business owners and I had
858 more than one compliment me on the . . . our local police department and on how nice
859 they had been, not overbearing, but, ready to enforce but inform and educate without
860 just being difficult to deal with and they specifically asked that I extend that
861 compliment at the meeting tonight to the great job that they felt and we all feel that
862 you are doing, Chief, with the force and the last thing is my thanks and I’m sure I
863 speak for everyone up here to any Veterans that we have with us tonight in the
864 audience. It is an important weekend coming up and I hope everyone remembers to
865 take time to give thanks for all that those in the past have done for us and all those

866 that are serving now are doing for, to maintain our freedom and I hope to see you all
867 at the park on Monday for the special service. Take care and thank you for coming.”
868

869 **12. ADJOURNMENT**

870 Mr. Smith made a motion to adjourn. Mr. Childs seconded the motion. **All present**
871 **voted in favor. MOTION CARRIED.** The meeting was adjourned at 8:35 PM.
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873 Approved: June 14, 2011

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875 Sharon Pinnell, Town Clerk
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881 K. Allen Deaton, Mayor
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881 Roderick E. Smith, Town Council
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887 Vicki W. Blair, Town Council
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887 Ann Dodge, Town Council
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892 Douglas F. Samples, Town Council
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892 Mark L Johnson, Town Council
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897 Robert F. Childs, III, Mayor Pro Tempore
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900 Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Clerk Pinnell.
901 In accordance with FOIA, meeting notice and the agenda were faxed and/or emailed to local media and interested parties. A complete
902 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
903 area. Meeting notice was also posted on the Town marquee. When (***) is used a section of the transcription is inaudible.