



TOWN OF SURFSIDE BEACH
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PUBLIC NOTICES

The Council Finance Committee will meet on Tuesday, August 28th at 2:00 p.m. in Town Hall. The public is invited to attend.

Hurricane Preparedness Meeting will be held Thursday, September 6th at 6:00 p.m. in Council Chambers. The public is invited and encouraged to attend.

The first Town Council Meeting in September will be held on MONDAY, September 10, 2012.

TOWN COUNCIL REGULAR MEETING COUNCIL CHAMBERS TUESDAY, AUGUST 28, 2012 ♦ 6:30 P.M.

A G E N D A

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Dr. David Powers, The Pilgrimage Church
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL** –
 - A. Regular Meeting, August 14, 2012
 - B. Workshop, August 14, 2012
 - C. Special Meeting, August 15, 2012
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
 - A. Employee Recognition - Lonnie DeBruhl, 5 Year Service Award
 - B. Horry County Council on Aging, Executive Director Raymond Fontaine
 - C. Surfside Area Rotary Club, Mr. Charles Page and Mr. Howard Barnard
 - D. Committee Reports
 - i. Keep Surfside Beach Beautiful, Chairman Jerry Strange
 - ii. Recreation/Special Events, Chairman Gene Maruca
 - E. Department Reports
 - i. Finance
 - ii. Recreation
 - iii. Public Works
 - F. Administrator's Report – Update on Current Events

7. **BUSINESS**

- A. First Reading Ordinance #12-0725, §6-27 Trustees for Firemen's Insurance and Inspection Fund
- B. Resolution #12-124 In support of Surfside Beach Booster Club
- C. Resolution #12-126 to Repeal Use Restriction on 802 Highway 17 South
- D. Pier Project to Meet ADA Standards, Earthworks Group, Steve Strickland, P.E.
- E. Appointments (Deferred until after Executive Session)
 - i. Council Advisor to Recreation/Special Events
 - ii. Jerry Strange to Keep Surfside Beach Beautiful
 - iii. Bruxanne Hein and Cecil Chandler, Re-appointment to A-Tax Committee
 - iv. Guy Lanham, Re-appointment to Board of Zoning Appeals

8. **DISCUSSION**

- A. Resolution #12-125 to establish Senior Citizens Advisory Committee
- B. Any matters of concern or information to be discussed by Town Council.

9. **PUBLIC COMMENTS** – 5-minutes per speaker

10. **COUNCIL COMMENTS**

11. **EXECUTIVE SESSION** - Pursuant to FOIA §30-4-70(a)(1) to consider volunteers for appointment to boards as noted under 7.E. above.

12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
AUGUST 28, 2012 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS**

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1. **CALL TO ORDER.**

Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A quorum was present. Staff present: Town Administrator Fellner; Public Works Director Adair; Treasurer Hursey, and Recreation Supervisor Ellis. Also present: Town Engineer Strickland, Town Attorney Moss and Town Clerk Herrmann.

Mayor Samples announced that a Hurricane Preparedness Meeting would be held in chambers on Thursday, September 6th at 6:00 p.m. He encouraged everyone to attend. He also reminded everyone that the next regular Town Council meeting would be on Monday, September 10th at 6:30 p.m.

2. **INVOCATION AND PLEDGE OF ALLEGIANCE.** Dr. David Powers, The Pilgrimage Church, gave the invocation. Mayor Samples led the Pledge of Allegiance.

3. **AGENDA APPROVAL.** Mr. Smith moved to approve the agenda with an amendment to move Discussion Item A, Resolution #12-125 to establish Senior Citizens Advisory Committee to the business section. Ms. Dodge seconded. Mayor Samples, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens voted in favor. Mayor Pro Tem Mabry voted against. **MOTION CARRIED.**

4. **MINUTES APPROVAL.** Ms. Dodge moved to approve the August 14, 2012 regular meeting minutes as presented. Mr. Johnson seconded. All voted in favor. **MOTION CARRIED.** Ms. Dodge moved to approve the August 14, 2012 workshop minutes as presented. Mr. Johnson seconded. All voted in favor. **MOTION CARRIED.** Ms. Dodge moved to approve the August 15, 2012 special meeting minutes as presented. Mr. Johnson seconded. All voted in favor. **MOTION CARRIED.**

5. **PUBLIC COMMENTS – AGENDA ITEMS.**

"Kathy Goddard. 320 15th Avenue South. I got back into town, and I was reading on, on the internet a little article regarding the firemen's insurance fund, and a, I, I voted for you to be representing me as united and working together on things, not a few of you doing things without everyone discussing things out is my personal opinion from what I read. Not saying that what I read could not be wrong, but I would suggest that there's a little feeling out there that things are going a little off kilter with council, and I would hope that what I was asked to do as a person that voted for you now that you would hold up your end and respect what I did for you in voting for you, and there was a famous person, I can't remember the exact words, but he said you can, you can tell the character of people, this isn't the exact quote, but you can tell the character of people by giving them power, and I want your character to be good character in this town, and that's what I'd like to see in here, and I appreciate your time. Thank you."

"Gene Maruca, 116 7th Ave. South. Presently I'm the chairman of recreation and special events. We have two openings on our committee; one because one of our committee members was elected to council. Tonight in executive session you're going to discuss committees, boards and such. I'm under the impression that at least four people applied for the openings on that committee. I would ask the council to reappoint Councilor Kohlmann to our committee. She was an asset while she was there. The other would be an airline hostess for Delta, Patty, Patty Barnett. I think she would serve the town well with the experience that she has, but I, I would like to see those position full. It would make our committee much stronger and we could move ahead a lot faster with a full committee. Thank you."

56 "Members of Council, and also members that are sitting back here, my name is Robert Thomas
57 and I have been on the Greater Burgess Community Association for about 20-years. About 15-years
58 ago, I was appointed to take on roads (**) through the county, and we have been trying now for 15-year to
59 20-years to get a bridge across to the south end so we have a way out, and we need your support on this
60 thing very much, because if a storm hits and they close the bridge in Georgetown, everything from
61 Georgetown is gone a come this way. We've got over a hundred thousand people in the south end and
62 no way out. I think it's time that the people that we elected promised they would work on this. They
63 haven't done a thing, and I just feel that the man that was really working to get something done lost the
64 position, and I feel that we need to do something and this council needs to work with us to try to get this
65 bridge. North Myrtle Beach is three blocks long got a bridge across. Us with a hundred thousand people,
66 we can't get anything done. That's something wrong somewhere, and I (**) and I'm sure there's a lot of
67 people here feeling the same way I do about a way out of here. If we go across to, straight across from
68 here, we've got three roads over there we can get on to to get out of here. You've got 24. You don't see
69 it on the map hardly, but it goes up hits 376, 378 rather. You go on down and you pick up 261 and you
70 got 701 runs right into Georgetown. So you got three roads there to get out on, and with a hundred
71 thousand people, we're gone a need more than that, but at least there's a lot of us will get out ahead, and
72 I hope and pray that this council will go to work to help us start getting this road, get this bridge across.
73 Thank you all very much for taking your time."

74
75 **6. COMMUNICATIONS.**

76
77 A. Employee Appreciation – Lonnie DeBruhl, 5 Years of Service.

78
79 Mayor Samples thanked Mr. DeBruhl for his service to the town and its citizens then presented
80 him with a service plaque, anniversary pin, and service award check. He received a standing ovation.

81
82 Mayor Samples said that Mr. DeBruhl and his family and many other staff members and their
83 families enjoy fishing on the pier and asked whether council would consider waiving the fees for
84 employees and their immediate family members. There were no objections.

85
86 B. Horry County Council on Aging, Executive Director Raymond Fontaine.

87
88 Mr. Fontaine explained that the Horry County Council on Aging is a private 501(3)(c) non-profit
89 organization that receives county and federal funding, and grant funds serving over 10,000 senior citizens
90 county-wide with a variety of programs. In the Surfside Beach location, 41 people participate in meals
91 Monday through Friday, and 48 home bound seniors have meals delivered. Participants hear a variety of
92 speakers about topics like social security, health and nutrition, estate planning and financial management.
93 There is limited transportation assistance. Recently the number of recreation and field trips were
94 expanded, and he anticipates doing more. The senior center in town is designed like a house and the
95 seniors have become a family that helps take care of each other. Mr. Fontaine had experience with
96 senior citizen advisory committees over the past 18-years he served in this position and a total of 31-
97 years in three different states. He said the formation and development of guidelines was very important.
98 He offered to work with council or the committee to develop the committee's purpose and goals, because
99 not only would that benefit the town, it would benefit the seniors in the community, and the Council on
100 Aging. Mr. Fontaine said, "I would caution, it is very important to know what the ultimate goals and
101 objectives are of a committee such as that." The Council on Aging performs many tasks other than those
102 mentioned, including homemaker services for medical patients to try to keep them out of assisted living or
103 nursing home facilities that are taxpayer driven. Mr. Fontaine will contact the administrator soon,
104 because the lease is nearing its end for the Surfside center.

105
106 Ms. Kohlmann asked whether there was a waiting list to participate in the programs. Mr. Fontaine
107 said there is no list for the Surfside center. County-wide there are 132 seniors waiting on the home meal
108 delivery list, which is partially due to funding. There are 116 seniors waiting for homemaker services. He
109 reiterated that the transportation service is limited; however, seniors are worked in when there are needs.
110

111 Ms. Mabry asked how referrals were received. Mr. Fontaine said from doctors offices, social
112 workers, home health agencies (in 1992 there were two in Horry County; now there are 44, because of
113 the influx of senior citizens), churches, neighbors, friends; and word of mouth. Ms. Mabry asked if social
114 workers were the primary source. Mr. Fontaine said that right now churches are.

115
116 Mr. Fontaine thanked Town Council and said he would like to address council more frequently.

117
118 C. Surfside Area Rotary Club, Mr. Charles Page and Mr. Howard Barnard.

119
120 Mr. Barnard and Mr. Page presented Mayor Samples and Ms. Ellis a check in the amount of
121 \$5,000 for the town's recreation department. The funds were raised from the Rotary's annual 10K/5K
122 race that is held in town.

123
124 D. Committee Reports.

125
126 i. Keep Surfside Beach Beautiful, Chairman Jerry Strange.

127
128 Mr. Strange presented the written report that is on file, and asked for concurrence for the
129 following recommendations from the committee:

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131 Surfside Beach Yard of the Month. Residential and business property will be eligible and the
132 monthly winner will receive a certificate. The committee proposed a metal yard sign designating the
133 award to be placed in the respective monthly winner's yards. **COUNCIL CONCURRED.**

134
135 The Palmetto Pride Tree Grant. Ms. Fellner recommended and asked council to enable the
136 committee to administer the grant. Mr. Gaskins prepared the grant application. Trees were identified that
137 could be planted in town and Mr. Adair was consulted to determine planting locations. **COUNCIL**
138 **CONCURRED.**

139
140 Mayor Samples said Town Council adopted a maintenance standard several years ago. A 'blank'
141 was not completed in that standard to identify unacceptable heights for lawn growth. The committee was
142 challenged and made a recommendation to specify that 12-inches as the maximum height for lawns and
143 lots before a violation occurs. Mayor Samples asked whether council wished to consider an amendment
144 to the ordinance to adopt 12-inches as the maximum height.

145
146 Ms. Kohlmann asked if this would apply to wooded, undeveloped lots. Neither Mayor Samples
147 nor Ms. Fellner knew. Mayor Samples said there is an International Residential and Building
148 Maintenance Code that was adopted.

149
150 **COUNCIL CONCURRED** to consider an ordinance stipulating 12-inches maximum lawn height.

151
152 ii. Recreation/Special Events, Chairman Gene Maruca.

153
154 Mr. Stevens recused from this discussion; recusal statement filed with these minutes and made a
155 part hereof by reference.

156
157 Mr. Maruca presented a sketch of a banner and asked for permission to ask local businesses to
158 sponsoring banners for all town events. The banners would have 20-percent of the area to advertise the
159 business and the remaining 80-percent would be event information.

160
161 Ms. Kohlmann asked whether this was just for new events. Mr. Maruca said all events.

162
163 Mayor Samples asked if there were a limited number of banners per event, or whether it would be
164 'opened up.' Mr. Maruca said more banners would benefit the businesses and the town's events. Mayor
165 Samples asked if this was a committee recommendation. Mr. Maruca said, "Yes, it was discussed at, at
166 committee, yes."

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Mr. Smith asked how many places were available where banners could be placed. Ms. Fellner said there are many places, and a report would be made. Ms. Fellner asked whether numerous sponsors would be on the same banner. Mr. Maruca said one sponsor per banner.

Ms. Kohlmann liked the idea, and asked what happens when there are 50 or 150 sponsors. She believed some guidelines and limitations were necessary, because banners can be eyesores. There are frames designed for banners that look nice instead of using sticks and ropes to hand them. Mr. Maruca said the display time for the banner can be limited, i.e. a week prior to the event, and removal the day after. During Bike Week he believed every establishment in town used banners. It would be up to council to determine the rules. Funds collected for the banners would be used for recreation programs.

Mayor Samples asked if he anticipated town staff posting and removing the banners. Mr. Maruca said yes, they do now. Mayor Samples said that is why there are not many banners used. Mr. Maruca believed the committee would seek volunteers to help.

Mr. Johnson believed the idea had good potential, but preferred to defer action until the next meeting, especially in relation to the town's sign and banner ordinances.

Ms. Mabry could support the recommendation 100-percent as long as the 20/80 percent ratio was in writing and the number of banners per event was limited. Mr. Maruca said that would be council's decision.

Mayor Samples said it would be easier for council to arrive at a decision if there was more definition given to the proposal. Events range from July 4th with 50,000 people attending to much smaller events.

Mr. Smith asked for specific location information where banners could be placed. He didn't want to see a hundred banners around town.

Ms. Fellner suggested that when specific locations are identified that the sponsors could be placed in locations on a sliding scale, i.e. highest paying sponsors would receive preferred banner locations.

Mr. Maruca said the committee makes the recommendation and then Town Council "adds the fine tuning." Mayor Samples said to be very clear, the reality is that the purpose of committees is to do the hard work and bring recommendations to Town Council so it can be tweaked. The specific recommendations might not be supported, but committees must make decisions that council can consider. If committees only present general ideas, it is doubtful that council will approve the recommendation.

Mr. Maruca asked council to allow in-town businesses to advertise on the town's website for a fee with the proceeds going to the recreation department.

Mr. Smith asked whether businesses are listed on the website. Ms. Fellner said any in-town business that makes a request is listed on the website with links to the particular sites or information, as applicable.

Mayor Samples said that the dilemma is the service is now offered free of charge, and is a business friendly service. Council would have to determine whether a change should be made to determine a fee schedule that would have to be codified.

Ms. Mabry supported the idea of banner sponsorship, but insofar as the website, town businesses already pay license fees and the service is already established with no charge. She did not believe the town should begin charging. Mr. Maruca said it wasn't a mandatory charge; it would depend on whether the business wanted to advertise on the website. He considered this a way to expand the

223 areas in which business could advertise. He believed businesses should be given the opportunity to
224 choose where they spend their advertising budgets.
225

226 Mayor Samples said the recommendation is clear and asked for other council comments.
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228 Ms. Kohlmann believed an ordinance would have to be adopted to impose a fee as there is not
229 one for this particular service. She personally believed the town was trying to make positive changes for
230 its businesses. If she visited a website and couldn't find the information, she would simply Google it for
231 free. She believed several of the current businesses on the site would not agree to pay fees. She
232 believed this gave the wrong impression and did not believe this was a positive recommendation for the
233 town's businesses.
234

235 Mr. Johnson asked if the town links to the business websites. Ms. Fellner said yes; either to the
236 business website, or for restaurants that do not have a website there is a link to the menu, or in some
237 cases other information. Ms. Fellner had mentioned at least twice during council meetings that any
238 business that wishes to be on the town's website would be included. Mr. Johnson asked what would be
239 different than what is currently offered. Mr. Maruca said it would be offered to any business. Mayor
240 Samples said that Ms. Fellner just said that no business had asked to be included. He suggested that the
241 newsletter include the information.
242

243 Mayor Samples said the recommendation was to adopt a fee for website advertising by town
244 businesses that would raise revenue for recreation and special events. He asked if there was consensus
245 to move forward. Mayor Pro Tem Mabry, and Councilmembers Dodge, Johnson, Kohlmann, and Smith
246 were against.
247

248 Ms. Dodge believed it might create problems if every town business participated. Ms. Fellner
249 said once initial input is done, there is very little maintenance time involved. Staff has asked multiple
250 times for businesses to participate, but responses have been minimal, except for restaurants and lodging
251 businesses.
252

253 Mayor Samples said the business must have its own website to participate, so it is unlikely that
254 some smaller businesses would participate. Ms. Herrmann asked as a matter of record whether the
255 consensus was that this recommendation was denied. Mayor Samples said that was correct.
256

257 Mr. Maruca said the committee recommended hosting a New Years Eve event on December 31,
258 2012 that would include fireworks at the pier, beginning at 9:00 p.m. and ending at 12:30 a.m.
259

260 Ms. Dodge said she loved fireworks and thought this would be a great celebration if the whole
261 town participated.
262

263 Mr. Johnson was willing to consider the event, but wanted more information.
264

265 Mr. Smith asked who would pay for the fireworks. Mr. Maruca said the committee would like to
266 raise funds by having a drawing for event prizes, and sell tickets at \$3.00 for one ticket or \$5.00 for two
267 tickets. The committee is confident it can raise sufficient funds, if council authorizes it.
268

269 Mr. Moss asked Mr. Maruca was if he was selling entry tickets where a door prize would be given
270 away. Mr. Maruca said it would be a fund raiser where there would be a door prize scenario. The ticket
271 will qualify purchasers to receive a token of some type. Mr. Moss said a nonprofit entity can certainly
272 have full-fledged raffles for fund raisers, and perhaps a nonprofit entity could be presented for the festival.
273 Mr. Moss said a government is also a nonprofit entity; he could verify that and report back to council.
274

275 Mayor Samples asked whether council preferred knowing that the legal details are satisfactorily
276 resolved, and whether the event should be self supporting before making a decision.
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278 Mr. Johnson said a lot of tickets would have to be sold at the prices mentioned to raise \$20,000.

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Ms. Ellis said the fireworks company that was used for the July 4th celebration had a 10- to 12-minute show at the Horry County recreation dedication at a cost of \$5,000, and would do the same show for the town on New Year's Eve at that same price.

Mayor Samples asked what other costs would be for the entire event. Mr. Maruca did not know. The committee wants music, dancing, food, and fireworks. Whether vendors will be invited and/or charged is yet to be determined. No alcohol will be served.

Ms. Mabry supported the event, but said before making a decision she needed to know that it could be paid for.

Ms. Kohlmann said the town needs to have many events and she supported them. She had many questions and would like to have questions about staffing, police, sanitation, rain contingencies, and other issues explained prior to making a decision. When a committee proposes an event, the package needs to be complete, including costs, staff needed, etc. so that council can fully support the committee's recommendation. Mr. Maruca said the committee would prepare a "ballpark" estimate. Ms. Kohlmann did not believe the council was looking for "precision," but it needed some idea of the cost before funding.

Mayor Samples asked Mr. Maruca to meet with Ms. Ellis to work out the details and bring them back to council.

Ms. Dodge believed this was a great idea and hoped that the committee would present a good recommendation, and in the meantime, perhaps some others could provide ideas for fund raising so the event could be held. She believed it would be a fun night for the town to get together.

E. Department Reports

i. Finance.

Ms. Hursey presented the finance report, a copy of which is on file. At this time, the only budget amendment she expects is for the underground utility project. The audit should be completed in about a week.

Ms. Kohlmann asked why parking fine revenue was so much lower than last year. Ms. Hursey attributed the difference to fewer tickets written, better signage, and more people paying timely.

ii. Recreation.

Ms. Ellis presented the recreation report, a copy of which is on file.

Mr. Smith asked whether the booster club bylaws included a requirement to give the town a monthly financial report. Mr. Seman, president of the club, said that was not included. Mr. Moss said that and some other recommendations would be presented, including a monthly report, and that the nonprofit organization's books would be open to public scrutiny and the town's auditors. Mayor Samples asked Mr. Moss to meet with Mr. Seman, Ms. Fellner, and Ms. Ellis to draft mutually agreeable bylaws that can be submitted to Town Council for consideration.

Mr. Smith said that the financial reporting and the annual audit should be included as a requirement. Mayor Samples said absolutely; a discussion was held with the auditors about this and they recommended those requirements, because even though the booster club is made up of volunteers, it is a town program. The town has a responsibility and obligation to insure funds are handled properly. There is support for the volunteers, and the town would like to see its programs grow. **COUNCIL CONCURRED.**

335 Ms. Kohlmann said her children surf, and she had attended the Guy Daniels Surf Off for many
336 years. However, she believes the event has outgrown the space available. She asked how much staff
337 time is used for the event, and whether overtime is paid. The town already contributes money towards
338 the event, which is wonderful. But she believes the town needs to consider its events to break down
339 costs so that the town is not being taken advantage of in certain situations. Ms. Ellis said staff sets up on
340 Friday and breaks down on Monday during regular working hours for this event.

341
342 Mayor Samples said the question insofar as staff time for events was legitimate. Volunteers are
343 sought to help with events, but staff time and costs need to be evaluated. He asked staff to bring a report
344 to council.

345
346 Mr. Stevens had received an advertisement for a \$10 raffle for Guy Daniels, and asked if the
347 same type situation for Mr. Maruca. Ms. Mabry called *point of order* saying that Mr. Stevens recused from
348 any discussion on recreation/special events. Mr. Stevens apologized.

349
350 Ms. Ellis said numerous attempts were made to contact Ms. Bullard from the soccer league.
351 Mayor Samples interrupted saying that he believes she had done more than due diligence, and instructed
352 her not to spend any more time on the matter. **COUNCIL CONCURRED.**

353
354 The Employee Health Fair is scheduled Friday, October 19th. She said the event will be open to
355 the public between 8:30 a.m. and 10:30 a.m. Mayor Samples wanted to make sure residents were aware
356 of the event. It should be published on the marquee and the website. He wasn't sure if two hours was
357 long enough. Ms. Ellis said flu shots, blood work, CVC, chemical panel, thyroid test, and diabetes test
358 would be offered for a discounted fee. If someone takes advantage of all the tests and flu shot, the price
359 will probably be around \$100 to \$125. Free blood pressure checks will also be done. Ms. Fellner said
360 pricing for each test is on the website. Ms. Ellis said flyers would be available next week at town hall.
361 Mayor Samples said this was a pilot project to see if it is well received. If it becomes an annual event, it
362 can be advertised in the newsletter.

363
364 Mr. Smith asked where preregistration was done. Ms. Ellis said to contact her. Mr. Smith asked
365 if registration could be done at the health fair. Ms. Ellis said it could be, but the hospital would like to
366 have as many preregistrations as possible so they would know which supplies to bring. Ms. Fellner said
367 the information and forms can be placed on the website for the public's convenience.

368
369 Ms. Dodge said the music during the serenades was always good and she appreciated the work
370 done to host them.

371
372 iii. Public Works.

373
374 Mr. Adair presented the public works report, a copy of which is on file.

375
376 Ms. Dodge asked how many man hours are provided to the surf off. Mr. Adair said two
377 employees worked a total of about eight man hours. Ms. Dodge praised Ms. Saleem, administrative
378 assistant at public work, saying she was always helpful and friendly.

379
380 Mr. Stevens said during the past work on the pier utilized a crane situated on the pier, and asked
381 how they are placed on and removed from the pier. Mr. Adair said a lift would be used on a second
382 crane. Mr. Stevens asked if there would ever be a situation that would require a crane on the pier. Mr.
383 Adair did not know, but said if pilings had to be replaced the preferred method is from on top the deck.

384
385 Ms. Kohlmann said there were no recycle carts were on the pier and the trash containers are
386 overflowing. She asked who cleaned around the receptacles and the pier area. Mr. Adair said no recycle
387 carts are on the pier, because the contents are usually contaminated by trash thrown in them. Recycle
388 carts can be placed on the pier again, if council desires. Pier Outfitters' proprietor removes the bagged
389 trash, places it in the dumpster, replaces the bags, and picks up large trash. The pier ramp areas are

390 cleaned several times during the course of the summer. The ramp is cleaned by the street department,
391 and the parking lot is cleaned at least once a week with the sweeper.
392

393 Ms. Kohlmann asked how public streetlights can be added to dark residential streets. Mr. Adair
394 said there is a form on the town website to request a streetlight. When street light requests are made, an
395 evaluation is performed to determine whether lights are already in place that needs maintenance, or
396 whether there is a safety issue. The town pays between \$3 and \$7 per month for each street light. There
397 are some blocks that do not have any streetlights. Mr. Adair said crime statistics are not considered when
398 determining whether a streetlight is needed, even though the police department told him that lighting on
399 the house is more effective in preventing crime than street lights. Ms. Kohlmann said that was a proven
400 deterrent. She will contact Mr. Adair to address the particular street in question.
401

402 C. Administrator's Report – Update on Current Events.
403

404 Ms. Fellner reminded everyone that information about the health fair was on the town website and
405 can be viewed on the town calendar on the October 19th link.
406

407 The South Strand Helping Hand Food Drive was extended to September 14th after receiving
408 requests from the local supermarkets.
409

410 Lee Electric will begin the underground utility connection work shortly after Labor Day, since
411 council concurred to do so at the last meeting. Time Warner addressed some small connection issues in
412 preparation for the work. A preconstruction meeting of all the utilities involved is scheduled September 4th
413 at 1:30 p.m. at the corner of Ocean Boulevard and Surfside Drive. When that meeting concludes an
414 exact start date should be available for council.
415

416 The Keep Surfside Beach Beautiful committee identified two opportunities for beautification; the
417 flower bed at the Fuller Park sign, and the northwest corner opposite the Village Café on Surfside Drive.
418 Mr. Adair inspected the areas and they agree with the committee's assessment. Mr. Adair's staff is in the
419 process of planning landscaping for those two areas.
420

421 During the award presentation to Mr. DeBruhl there were no objections from council to allow
422 employees and their immediate families to fish without charge, and asked council to confirm its approval.
423 Mayor Samples asked if there were objections to allow employees and their immediate families to fish for
424 free on the pier. There were no objections. **COUNCIL CONCURRED.**
425

426 On 4th Avenue South residents have been experiencing problems with either feral dogs or
427 possibly coyotes. Staff contacted three contractors on the DNR (Department of Natural Resources) list to
428 discuss alternatives, costs, and recommendations. Coyotes are a common urban problem. Many
429 municipalities maintain a peaceful coexistence, because coyotes are generally shy creatures. Coyotes
430 usually prey on rodents, geese, garbage and animal food or seed they find left outside. Under the right
431 circumstances, coyotes also prey on cats and small dogs, but that is not their normal habit. Snaring and
432 poisoning programs are not practical in urban areas, because they do not discriminate between coyotes,
433 children, pets, and other wildlife. Trapping programs, with costs between \$2,000 and \$5,000, are
434 complicated by scent issues; even with intricate measures, there is no guarantee of capture. Since
435 coyotes are considered nuisance animals, they cannot be relocated. This means they must be
436 euthanized, which because of their nature usually means on-the-spot using inhumane methods.
437 Eradication programs in North American cities have thus far proven to be "pretty-much expensive
438 failures." The reason is while individual animals might be removed, the habitat remains and will
439 eventually be filled within a year or two by other coyotes, unless the wild area is razed. Coexistence is
440 not an option when an individual coyote has threatened a person. Several municipalities have very
441 extensive web pages addressing coyote problems. Staff will carry out the wishes of council on this
442 matter, but a decision must be made about the town's overall approach towards coyotes. Since the risks
443 posed to humans by coyotes has been determined to be slight in urban areas, peaceful coexistence
444 would seem preferable. This would mean that a contractor would only be hired if a specific coyote that

445 threatened a human needed to be killed. This is a policy decision that has never been presented before,
446 and staff needs council's decision.
447

448 Mayor Samples said at first blush this sounded kind of funny, but this is a real issue. The fact is
449 that there are citizens in town who, for some time now, have reported having a coyote in their
450 neighborhood. Some have lost pets, and are fearful for their safety. The administrator is asking council
451 for direction from the policy body, that is Town Council. Ms. Fellner presented the best information she
452 could. Mayor Samples said her private recommendation to him was peaceful coexistence, but this is a
453 beach town. As an animal owner, he would hate to have his two small dogs that would be no match to a
454 coyote attacked by coyotes.
455

456 Mayor Samples said this is a decision that has to be made by the council, and asked for
457 comments. Ms. Fellner said options include getting rid of the animal or choosing to coexist peacefully.
458 Statistics show if the habitat is not destroyed, and kept clear, other animals will locate in the dens. Mayor
459 Samples called Horry County animal control when he first heard of the coyotes in town, and was told by
460 the lieutenant that wild animals are controlled by DNR. The county would not respond at all to coyote
461 calls. The lieutenant said coyotes are not uncommon in the western part of the county, but it was highly
462 unusual that coyotes would be in town. Personally, Mayor Samples believes the coyotes should be
463 removed, and hopes that other coyotes would not locate here, or be imported and released, which would
464 require investigation. Ms. Fellner said if council chooses to remove them, a dollar amount needs to be
465 designated.
466

467 Ms. Kohlmann believed that anytime anybody in town feels unsafe, whether the danger presents
468 by a human being or an animal that it is important. While she wanted to fiscally conservative,
469 circumstances like pets being killed and eaten by coyotes justifies an extra expenditure. She researched
470 coyotes and found they have a 63-day gestation period producing five to seven pups. If action is not
471 taken, the pack will certainly grow. There are no documented cases in South Carolina of human beings
472 being hurt by coyotes. Whatever decision is made, it will not make everybody happy. If the situation was
473 in her back yard is how she believed each member should think about this and every issue so they could
474 relate to the issue, and do what is best for the citizens. (Applause)
475

476 Mr. Stevens asked if any pictures were taken. Ms. Fellner had not received any pictures, and no
477 calls were received stating pets had been killed. Mr. Stevens suggested resident hunters use their deer
478 cameras to photograph the coyotes.
479

480 Mayor Samples said it might help if a motion were offered to suspend rules to allow citizens with
481 first-hand knowledge to address council.
482

483 Mr. Stevens moved to suspend the rules to allow citizens to address council about the coyote
484 issue. Mr. Smith seconded. All voted in favor. **MOTION CARRIED.**
485

486 Mr. Fred Nash, Jr. 618 4th Avenue South. "Mr. Mayor, ladies and gentlemen of the council, it's
487 nice to see all of you again. I was sitting on my front porch the other morning and this is at 8:15 in the
488 morning and this coyote; I do know what a coyote is, came out of the woods, went over to my mailbox. A
489 car started to come down 4th Avenue. The coyote went back into the woods. After the car left, the coyote
490 come back out. Now this is in daytime, and I know as a hunter and as a fisherman that when coyotes
491 start moving around during the daytime, we've got problems, and it's not just one, we've got three in them
492 woods, and if you want pictures, I can get you some pictures, because my son is a hunter and he has
493 cameras." Mayor Samples understood that a camera had already been put in place. Mr. Nash, "I don't
494 know about that." Mayor Samples saw some nodding in the audience. Mr. Nash, "But a, I know that I
495 can put a piece of meat, my son put a piece of meat out by the road where he comes out, and when he
496 said, now daddy, watch. Five minutes from the time he put that meat out there, coyote come out of the
497 woods to get that piece of meat. So if I put a camera out there and put a piece of meat out there, you'll
498 get a picture of it, okay. But, we, we got to do something about these coyotes on our street. It's not safe
499 for them to be there, and I for one would like for them to be gone. I don't care how we do it. We want to
500 do it legal, and I'm all for legal. I have always been for legal. I'm a Christian feller, and I try to do what's

501 right, and I appreciate anything y'all can do, and my neighbors all come to me and ask me to come up
502 here and that's what I'm here for." Mayor Samples asked if anyone had questions for Mr. Nash. Mr.
503 Nash, "I'll be glad to answer any questions you got."
504

505 Mr. Stevens said he knew Mr. Nash and if he said it, it was gospel truth.
506

507 Mr. Smith asked how Mr. Nash knew there were three coyotes; were they different sizes or did
508 they have some other distinctions. Mr. Nash replied, "Yes, sir, they are different sizes. The last one that
509 come out, he was bout tall, tall as my mail box, and his ears was standing straight up, and that tells me
510 he's ready to charge something, cause most of them, they kind a tip a little bit at the top, but this one was
511 standing straight up and he kept looking at us and would not, he didn't care if I was there or not, so that's
512 telling me he, they are ready to attack anything they can get their hands on." Mr. Smith asked how many
513 wooded lots are in that area. Mr. Nash, "There's a four wooded lots between my house, across the
514 street, there's four lots between them and their apartments, and they're all woods. They're a lot thick, but
515 you can see into them, but it's hard. But every night now for the last month, them coyotes have been
516 coming out at nine o'clock, walking up and down my street, and them wooded areas in there, they go
517 back in it, and it's, it's an uneasy feeling when we've got kids and stuff in our neighborhood, and I would
518 like something very much to be done about it."
519

520 Ms. Dodge did not expect to hear about coyotes here in town. She asked whether they could be
521 trapped. Mr. Nash, "I don't know if they can be trapped. It's worth a try, but a, I think the best thing to do
522 if you can, if DNR will come and maybe have a gun; you know, they put animals to sleep with these guns.
523 You know what I'm talking about? If we can get them out in the open, maybe they can shoot them or, and
524 haul them off, but then they tell me you can't move them, so I don't know. I talked to the police
525 department about it with the direction of the mayor and I talked to them and they were nice to come to my
526 house and took a look. Of course, they didn't see nothing, but they seen the trail where they've been
527 going in and out, and this is what we got. We got a good police department. They patrol my street. Have
528 no problem with that, anything in the town. But this is a nuisance to us, to our neighbors, and our
529 neighbors do not need to be having to deal with this. They need to be solved."
530

531 (**) Unknown speaker. Mayor Samples asked for name and address. "My name is Lynn
532 McDowell, and I live directly across from Mr. Nash so 621 South 5th Street. Actually I was patrolling the
533 streets getting in touch with my neighbors and (**) the troubles we were having, and sitting on Mr. Nash's
534 porch one (**) be out any moment, and I'll be darned if the three of us, me and him and his wife were
535 sitting there on the couch just watching and I'm like and he walked right on up, right up to the grass.
536 Right there by the street, just walked up and stared us down. No fear! To the people that are saying, oh,
537 they're more pretty. You and you can cohabitate, it is past that point. We have animals on our side of the
538 street and I literally took my dog out the other night because there were two behind my car. I was late to
539 work. They wouldn't go. I was banging on pots and pans and they just stared at me and they just, they
540 lay in the flower beds, broad daylight just go right down the street, and there's two of them out there, and I
541 had to take my dog out eventually. I used to walk for three miles a day two times a day with him. Now we
542 don't even leave the house. I go out there with a butcher knife and a baseball bat. One of the dogs
543 almost been eaten. They literally jumped right over the fence when the two little dogs next door to me,
544 we go, we go in and we're a big family with all our animals, have barbeques, and we will not leave our
545 houses anymore. This is (**)."
546

547 Mayor Samples thanked Ms. McDowell and asked Ms. Thompson to say just a few sentences.
548

549 Ms. Thompson, "All I want to say is that four lots, the habitat is too small to provide natural food
550 source. They are coming after cats. One person that went back and found the den said there were cat
551 tails back there. The area is not big enough. I am all for, if were a neighborhood that backed up to
552 woods, we do owe the animals peaceful coexistence. The issue is that it's too small of an area for them
553 to survive with the food source that is available to them without hitting our domestic animals. (**)
554 Marianne Thompson, 210 South Hollywood." Mayor Samples said Ms. Thomas was heavily involved with
555 feral cats and animals. (**) Ms. Thompson, "Our animals cannot survive against them, because they
556 don't have the natural defenses. They have lost that..."

557
558 Mr. Johnson thanked Mr. Nash, and said he had experience with coyotes growing up in the
559 mountains of Virginia, and saw what they did to livestock and pets. In his opinion, you cannot cohabitate
560 with coyotes.
561

562 Mr. Smith moved to reconvene regular session. Ms. Mabry seconded. All voted in favor.
563 **MOTION CARRIED.**
564

565 Mr. Johnson moved to approve any means necessary to eradicate any potential coyotes that are
566 in the Town of Surfside Beach. Ms. Mabry seconded.
567

568 Mr. Smith believed a dollar amount should be included and asked if Ms. Fellner could offer a
569 suggestion. Ms. Fellner had no idea what the final cost might be. Depending on how quickly the animals
570 are captured, costs could be up to \$5,000 or more.
571

572 Mayor Samples said residents of Fourth Avenue could keep an eye on the contractor to make
573 sure he performs. He believed approval would be authorized and asked what the next steps should be.
574 Ms. Fellner had a list of all the DNR recommended companies in Horry County that deal with coyotes,
575 with some of whom she has already discussed the problem. She hoped that another method of removal
576 could be identified that would be more successful. Mayor Samples suggested she speak with other
577 municipalities and the county to determine how they dealt with similar problems.
578

579 Mr. Smith asked if the goal was to eliminate the coyotes, not capture/release. Ms. Fellner said
580 capture is required to kill them. DNR does not allow capture/release with nuisance animals. She agreed
581 with Ms. Thompson that the coyotes were attacking cats, because there are not enough rodents and
582 other natural food sources.
583

584 Ms. Dodge wondered where the coyotes came from, and asked whether they were brought in as
585 pets and released. Ms. Fellner said coyotes are everywhere in South Carolina, even in Columbia.
586

587 Mr. Smith moved to amend the motion to authorize up to \$5,000 to eliminate the coyotes, and
588 should additional funds be necessary, the administrator can make another request of council. Ms. Mabry
589 seconded. All voted in favor to amend. **MOTION to AMEND CARRIED.**
590

591 All voted in favor of the motion as amended. **MOTION CARRIED.**
592

593 Mr. Smith asked if Ms. Fellner could contact the lot owners and ask them to cut the underbrush
594 after the coyotes are captured. Ms. Fellner said that would be done.
595

596 Ms. Fellner said Mr. Adair had a fund request if council would permit him to speak during the last
597 part of the administrator's report.
598

599 Mr. Adair said that Boggs Paving Company has the Horry County paving contract. CTC (County
600 Transportation Committee) money in the amount of \$68,316.97 is left from monies approved last year.
601 There are five streets that were approved to be paved and paving will begin in October. The estimate to
602 pave the five streets is \$101,475. The shortage is \$33,158.03 to complete this round of paving,
603 measuring about one mile. He asked council to authorize spending \$33,158.03 to complete the project.
604

605 Mayor Samples asked when Mr. Adair would attend CTC again. Mr. Adair said more roads were
606 being identified; about 1.75 miles have been identified thus far. He planned to attend the October CTC
607 meeting to ask for about \$250,000 to pave about two miles of road.
608

609 Ms. Kohlmann asked which street was being paved. Mr. Adair said in this current round of paving
610 include Pinewood Drive South from Surfside Drive to 3rd Avenue South; Juniper Drive from 6th Avenue
611 South to Hollywood; Lakeside Drive from 3rd Avenue South to 6th Avenue South; Willow Drive from 3rd
612 Avenue South to 6th Avenue South, and Spruce Drive from 13th Avenue North to 16th Avenue North.

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Mr. Smith asked which fund the additional monies would be taken from. Mr. Adair said reserves for street improvements.

Mr. Smith moved to authorize the administrator to fund the street improvements as identified by the public works department. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

7. **BUSINESS.**

A. First Reading Ordinance #12-0725, §6-27 Trustees for Firemen's Insurance and Inspection Fund.

Ms. Mabry moved to defer this ordinance until the fire chief returns from medical leave. Ms. Kohlmann seconded. All voted in favor. **MOTION CARRIED.**

B. Resolution #12-124 In Support of Surfside Beach Booster Club.

Mayor Samples explained that the intent of the resolution was to formally express support before the individuals involved moved forward to spend money to legally organize the group. The draft bylaws were submitted to the town attorney for review and will eventually be submitted to Town Council for approval.

Ms. Mabry moved to adopt Resolution #12-124 in support of Surfside Beach Booster Club. Mr. Smith seconded.

Mr. Stevens asked if this was a for profit group. Mayor Samples said it was a nonprofit organization. Mr. Stevens supported the resolution. Mr. Moss believed the resolution was intended to support a nonprofit entity, and suggested the resolution be amended to reflect that.

Ms. Kohlmann moved to amend the resolution to add the word "nonprofit" in the first line of the third paragraph after the word "registered." Mr. Smith seconded. All voted in favor to amend. **MOTION TO AMEND CARRIED.**

All voted in favor of the resolution as amended. **MOTION CARRIED.**

C. Resolution #12-126 to Repeal Use Restriction on 802 Highway 17 South.

Mayor Samples said the property referred to in the resolution is the old Jamin' Leather property.

Mr. Moss said that was correct, and explained that Mr. Lazarus owned the property and then sold it to Mr. Keats' company, Jamin' Town, LLC. A use agreement was negotiated between the town and Mr. Lazarus at that time, because the town wanted to generate hospitality revenues. The use agreement was amended once when Mr. Lazarus owned the property. When Mr. Lazarus sold the property, another use agreement was entered into with Mr. Keats. The property was never developed in a way that the agreement provided that it would be. Mr. Moss assumed that was because there was no market interest; the building remains empty now. Mr. Keats' business went out of business and the property was foreclosed upon by BNC (Bank of North Carolina,) who is now the owner. BNC questioned whether the use restrictions in the contract were applicable, because the agreement was not recorded in the Office of the Register of Deeds. The contract provided that any amendment had to come before Town Council.

Mr. Moss continued his explanation, saying BNC would like to entertain a buyer or a tenant, but does not know whether the use restriction applies. Mr. Moss did not know whether it applied either, and said it would be up to a judge to decide. BNC filed a lawsuit against the town seeking no monetary damages or causes, just a declaratory judgment: does the use restriction apply to BNC or not. This was discussed with Town Council, and Mr. Moss was directed to resolve the question. This resolution would authorize him, Mr. Moss, to settle the lawsuit that BNC filed in exchange for its payment to the town of

669 money as cited in the resolution, and also the town's stipulation that the use restriction would no longer
670 be applicable. Mr. Moss said that zoning is still applicable, but the use restriction by contract would be
671 absolved. Mr. Moss asked the pleasure of council as to settling this lawsuit in this manner.
672

673 Mr. Smith moved to adopt Resolution #12-126 to repeal the use restrictions on 802 Highway 17
674 South. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**
675

676 D. Pier Project to Meet ADA Standards, Earthworks Group, Steve Strickland, P.E.
677

678 Mr. Strickland presented the three opinions of probable cost for improvements to the pier that
679 would meet the Americans with Disabilities Act (ADA) requirements, a copy of which is on file.
680

681 Mr. Smith asked whether additional restrooms were required by the consent agreement, or even
682 needed on the pier, because there are ADA restrooms available in the restaurant, in the tackle shop, and
683 the two restrooms in the parking lot will be upgraded to meet ADA standards. Mayor Samples did not
684 believe they were required. The ADA mediator assured Mayor Samples in a previous conversation that if
685 ADA restrooms were provided by the restaurant that there was no further action required on the part of
686 the town in his judgment. Mayor Samples said it did not make sense to have ADA restrooms 10-feet from
687 another set of ADA restrooms. Mr. Smith said that would be a savings of \$25,000. Mayor Samples said
688 that savings exists on all options.
689

690 Mayor Samples asked council to focus on the options, which were engineering estimates of
691 probable cost in response to council's directive to the engineer. Two of the three options have a ramp,
692 and one has an elevator. He believed the first question should address is whether an elevator should be
693 installed.
694

695 Ms. Dodge said she originally brought up the idea of an elevator, which sounded like a great idea
696 at the time, but over the past few weeks, she had considered it more carefully and has determined that an
697 elevator is not a good choice, and prefers using a ramp system.
698

699 Mayor Samples asked if other members preferred an elevator.
700

701 Mr. Stevens concurred with Ms. Dodge as the elevator does not save as much money and it
702 would have perpetual maintenance expenses.
703

704 No other members favored installing an elevator.
705

706 Ms. Dodge moved to accept Option 2, the west ramp as presented. Mr. Stevens seconded.
707

708 Mr. Stevens liked the west ramp option, but he would like to keep the existing ramp for access by
709 vendors and the businesses. He suggested that at the top of the ADA ramp, that it turn towards the
710 beach and go into the tackle shop business via a door constructed where the fake shutter is. This would
711 satisfy the requirement of maintaining control of people visiting the pier by taking them through the tackle
712 shop. This change would preserve the existing ramp, which he believed was necessary to be used by
713 fishermen and vendors, and it would provide easy access for contractors for any future pier construction.
714

715 Mr. Strickland showed councilmembers a design plan and identified Mr. Smith's recommendation.
716 Mayor Samples suggested that council meet at the pier to look at the structure and consider what is being
717 proposed, if council agrees.
718

719 Ms. Dodge had every confidence in Mr. Smith, who is an engineer, and she believed his
720 suggestion had merit.
721

722 Ms. Kohlmann said an on-site visit would help her understand the proposal. She was concerned
723 that time would slip by and the deadline would not be met. She asked if a meeting could be done soon.
724

725 Mr. Strickland said Option 2 would be refined and it would be emailed to council by 12 o'clock
726 noon tomorrow. He suggested meeting at the pier on Friday for a site inspection. Mayor Samples
727 suggested meeting at 9:00 a.m. on Friday, August 31st for a site inspection and then convening in council
728 chambers to give the engineer clear direction so he may proceed with the permitting process. **COUNCIL**
729 **CONCURRED.**

730 Ms. Dodge withdrew the motion. Mr. Stevens withdrew the second.

731
732 E. Appointments (Deferred until after Executive Session.) i. Council Advisor to
733 Recreation/Special Events; ii. Jerry Strange to Keep Surfside Beach Beautiful; iii. Bruxanne Hein and
734 Cecil Chandler, Re-appointment to A-Tax Committee, and iv. Guy Lanham, Re-appointment to Board of
735 Zoning Appeals.

736
737 [Discussion 8.A.] Resolution #12-125 to establish Senior Citizens Advisory Committee. (*Moved*
738 *to business per approved motion, see Agenda Approval, Item 3 above.*)

739
740 Ms. Mabry moved to table this resolution until staff had an opportunity to talk with Mr. Fontaine
741 and get his advice and suggested guidelines to set up the committee. Mr. Johnson seconded.

742
743 Ms. Mabry said she would fully support establishing a senior citizens advisory committee with Mr.
744 Fontaine's guidance.

745
746 Mr. Smith asked if the movers would agree to changing the motion to "defer," because to table
747 has a different procedure. Ms. Mabry and Mr. Johnson agreed to defer.

748
749 Ms. Kohlmann asked if the motion meant that all items under E. were deferred. Mayor Samples
750 said only the resolution for the senior committee.

751
752 Mr. Stevens moved to amend the motion to state that the resolution will be deferred until the next
753 council meeting. Mr. Smith seconded.

754
755 Ms. Mabry had no idea what Mr. Fontaine's schedule might be and that there might not be
756 enough time for staff to meet with him before the next meeting. She suggested if a certain date were
757 desired, that it be farther out on the calendar.

758
759 Ms. Dodge believed this committee was to be a group of senior citizens that live in town
760 expressing ideas of things that would interest senior citizens rather than possibly taking advantage of
761 anything from Mr. Fontaine. She may be wrong, but that made sense to her. There are many senior
762 citizens in town that have many ideas they would like to express, and then council could move forward
763 with that. Deferring the resolution does not accomplish anything, in her opinion.

764
765 Mr. Stevens concurred with Ms. Dodge. He believed this was just "kicking the can down the
766 road" again, and he did not want to kick the can for senior citizens. He was tired of kicking cans. He
767 believed council should go ahead and act on the resolution. Mr. Fontaine can be called after the
768 committee has been voted on and created. He believes Mr. Fontaine should advise the committee after it
769 is started. Mr. Stevens withdrew his motion to amend.

770
771 Mayor Samples asked the clerk to read the primary motion, because he did not want council to
772 misunderstand what was being voted on.

773
774 Mr. Stevens asked if the motion was to defer the resolution to an indefinite time. Ms. Herrmann
775 said the motion was to defer action until staff could speak with Mr. Fontaine and get advice on how to
776 properly set up the committee.

777
778 Ms. Kohlmann enjoyed Mr. Fontaine's presentation, and said she supported this committee. She
779 wished the process had been easier for everyone, but it is the process. She personally did not see a
780

781 problem contacting Mr. Fontaine, but also thought that deferring the resolution might result in it not being
782 brought for action as was sometimes done in the past. She did not have a problem establishing the
783 committee and then contacting Mr. Fontaine, because he does have much to offer.
784

785 Ms. Mabry said that Mr. Fontaine said he had helped many committees get started. The town
786 should be careful how it starts the committee. That is exactly what Mr. Fontaine said. He wanted it to be
787 set up correctly, because he had seen many committees go awry. Ms. Mabry wanted to make the
788 committee as fruitful as everyone seemed to want it to be, and she would fully support it with the
789 guidance that Mr. Fontaine said that he needed to give the committee to set up correctly. Ms. Mabry
790 reiterated that she was not saying the committee should not be formed, only that if it is going to be
791 established, it should be done in the most efficient way that it can be with the expert advice that is offered.
792 In her opinion, deferring action until that advice was received was prudent.
793

794 Mr. Johnson concurred with Ms. Mabry, and thought the more information available to set up the
795 committee, the better.
796

797 Mr. Stevens said there are two resolutions; one written by him at the mayor's direction to be more
798 specific about the committee, and a second resolution that complies with the language used to establish
799 other committees over the past meetings. Mr. Stevens discussed the committee with several
800 councilmembers and they had some problems with his draft, referred to as "A." Mr. Stevens suggested
801 that Ms. Mabry's motion be voted down, and that council adopt Resolution 12-125 "B" that the mayor
802 suggested. Mr. Stevens said Mr. Fontaine could be invited to help once the committee is started.
803

804 Ms. Kohlmann called *Point of Order* saying that Mr. Stevens should refrain from calling out
805 individual members as it was an offense to Ms. Mabry to refer to the motion as hers. Mayor Samples said
806 discussion should be address to business, not individual members, and thanked Ms. Kohlmann for her
807 comment.
808

809 Mayor Samples, Mayor Pro Tem Mabry, and Councilmember Johnson voted in favor of the
810 motion to defer. Councilmembers Dodge, Kohlmann, Smith and Stevens voted against. **MOTION**
811 **FAILED.**
812

813 Mr. Stevens moved to adopt Resolution 12-125 "B" to establish a senior citizens advisory
814 committee. Mr. Smith seconded.
815

816 Mr. Smith moved to amend the motion to add after "seven resident volunteers" the words "and
817 one nonvoting councilmember who shall serve in an advisory capacity. Ms. Kohlmann seconded. Mayor
818 Samples, Councilmembers Dodge, Johnson, Smith and Stevens voted in favor. Mayor Pro Tem Mabry
819 voted against. **MOTION TO AMEND CARRIED.**
820

821 Mr. Moss asked whether the council intended to adopt the resolution with the "B." Mayor
822 Samples said no; the "A" and "B" were simply reference tools to identify the two drafts for discussion
823 purposes.
824

825 Mayor Samples supported senior citizens. He believed it was totally unnecessary to take staff
826 time and resources to set up a committee targeting a specific group of people, who represent themselves
827 very well every two years in this town. He believed it was a mistake to create a body and raise
828 expectations of services and programs that this town is not in a position to meet.
829

830 Councilmembers Dodge, Johnson, Kohlmann, Smith and Stevens voted in favor. Mayor Samples
831 and Mayor Pro Tem Mabry voted against. **MOTION CARRIED AS AMENDED.** Mayor Samples said the
832 resolution was adopted and asked the clerk to advertise the positions.
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8. **DISCUSSION.**

A. Resolution #12-125 to establish Senior Citizens Advisory Committee. *(Moved to business per approved motion, see Agenda Approval, Item 3 above.)*

B. Any matters of concern or information to be discussed by Town Council.

Mayor Samples, "I want to repeat why I put "other" on the agenda, and I want remind councilmembers and members of the public why I changed the agenda to insure that under discussion we have a category called "other." The reason we have a category called "other" is it is my desire that issues of import to individual councilmembers should be brought forward and discussed in these chambers. Now it does require a little bit of forethought, okay. But, I believe in transparency, and I believe that the discussions should occur in public. I just want to remind each and every member that that was my intent and I would hate to see us deviate and return to a past form of administration and governance and so I ask all members to abide by the town ordinances with respect to the legal authority that is granted to them, and I caution them. They do not speak for the body. They are not to intimate that they can direct and they certainly are not to represent this body in any official capacity without the approval of this body before groups, homeowners associations, engineering firms, or other businesses. That would clearly be stepping beyond their legal authority, and then any liability that would accrue to the town would accrue to them personally. And, that's what I want to say."

9. **PUBLIC COMMENTS.**

"John Ard, 612B Cypress Drive, Surfside. I'd just like to say something about this last stormwater meeting, committee meeting, yeah, stormwater committee meeting. I got it right. I finally had time to come to one of them doggone things, cause I wanted to see a little bit of what was going on with it and everything. But, when I got over here the doors was locked and everything and I didn't so no indication of where the meeting was to be held at or if it was still being held. And so I missed the meeting after all the work I done to try and get to it, so I would appreciate it if in the future you decide to change your meeting and I finally found out they had it at the fire house. I would appreciate it if it was posted or put on the internet where the meeting's gone be so we don't get lost again, because I was totally lost. And so I would appreciate that very much. Now the second thing I have to say tonight concerns me. I do have something I'd like to say about myself tonight, especially to Town Council. I heard some rumors. The rumors were pretty well founded that I had a problem reading. Let me assure you of something. Let me assure you right now, I don't have a problem reading nothing. I have a GED diploma. It may not be a high school diploma, but it is a GED diploma. I took a quarter of business administration technology in Augusta, Georgia; 3.8 average. That ain't too dumb for a white man. I come back here in 1973. I went to Horry Georgetown Tech and took another course; 3.7 average." Ms. Herrmann, "Mr. Ard, I hate to stop you, the tape is out. Do you mind?" Mr. Ard, "Go ahead. It ain't the first time." Ms. Herrmann, "I won't cut your time short. I know. I'm sorry. I won't cut your time...(tape changed)...okay, you're ready to go." Mr. Ard, "Ready?" Ms. Herrmann, "Yes, sir. You go ahead and I'll start your time back." Mr. Ard, "Gotcha. But anyway, saying that and everything, when it comes to doing things, I have a brain that I think very good with. I know how to make decisions, very capable decisions. If you want a house built, I'll build you that house from the ground out. I know how to read a set of plans. I self-learnt that myself. I know how to wire a house. I know how to plumb a house. I know how to read a set of schematics. If anybody don't know what a schematic is, I'll be more than happy to tell you. So in the future, if you have a problem with something like that, make sure of your facts before you stick your foot in your mouth again. Thank you."

"Hello. Thank you. I'll be real quick. My name is Patricia Magliette, 104 Harbor Lights in Surfside and it is real wonderful living here. I'd like to thank everyone for trying their best to get to the bottom of that coyote problem, because I think that one other issue about being careful of coyotes could be rabies. I mean there's bats in the area and God forbid if there's a wild animal coming up to you in the day time, there's always a threat of rabies, so for everything that you're trying to do in this town, I thank you very much. Good night."

893 "Mayor Staples [sic] and the City Council of Surfside. I'm here tonight." Mayor Samples, "I'm
894 sorry, please state your name and address." "Janine Gorline, 114B 16th Avenue South. I am here
895 tonight as a concerned, angry, victimized resident of Surfside Beach. I am appalled at the lack of concern
896 during the recent rash of crime that we have experienced in my area the last few weeks in our area. If it
897 was not for the collaboration of several of the neighbors, these crimes would not have been solved.
898 Fortunately, for one of my neighbor's whom you all know, a camera system was installed in their house,
899 which has led to the apprehension of multiple criminals and vandals. Their home has been the Surfside
900 Beach South Precinct for all of us. Without their cameras, these criminals and issues would not have
901 been solved. We are tired of hearing that there is no crime in Surfside. The people saying this and
902 some of you on the council need to crawl out from the rock that you're under and look around and see
903 what's going on in Surfside. Several concerns that myself and my residents have: why are there only
904 three officers on duty at night? Clearly, they are understaffed. An incident like the other night arises and
905 all three police officers respond quickly; the rest of Surfside is unprotected. The police have told me that
906 the criminals download a free app so that they can listen to the police scanners to know where the police
907 are. Why is there no sting operation in place to combat the rash of crime? We would like the same time,
908 energy and manpower that went into a prostitution sting to solve the problem of crime that we have here.
909 Instead of luring prostitutes into Surfside, let's lure criminals out!! Why are police not being proactive
910 instead of reactive? Of course with only three officers, it is hard to be everywhere and we understand
911 that. The council needs to increase the police presence, not only to make the residents feel safer, but so
912 that criminals will see their presence and not roam our streets. If the police are seen constantly, the
913 criminals will go elsewhere. We do not want to hear that the criminals are from Garden City, or Myrtle
914 Beach. We do not want; we don't want to hear that Garden City and Myrtle Beach are worse. I don't live
915 in either one of these cities, and that's why I chose to live in Surfside. Why should we all be worried
916 about worried about crime there when we have crime in our own city that's not being addressed? We
917 need to focus on our issues, not theirs. I also don't want to hear that the crimes that were committed
918 were only petit. Unless you wake up at 3:30 in the morning with a man who turns out have a knife under
919 your house, destroying your property, it is something, believe me, it is not petit. It is not petit when you
920 have to pay insurance deductibles for senseless crimes against you. Crime ridden cities don't happen
921 overnight. They increase little by little when nothing is done about them. Today it is my block; tomorrow it
922 will be your block. My suggestions are to increase the police at night. Why can we not have three
923 officers covering the north end and three officers on south end? This way everyone is covered at all
924 times. Increase your police presence all over Surfside Beach. Constantly be driving up and down the
925 streets. I have not seen a police car down my street except to take a report last week, even with
926 everything going on. Use the money budgeted that you have for another police car that we definitely
927 don't need since the ones we already have are not being used and put them towards your own cameras
928 so that crimes can be solved and pay for more police officers. Also, all of you need to be working
929 together for the good of the Town of Surfside Beach. Put egos aside. Use the resources and experience
930 that you have in this town for your advantage. If Mayor Giuliani could clean up Times Square, then we
931 the residents have faith that you can clean up Surfside as well. We all look forward to working together
932 and we all look forward to getting results. I do want to mention that the police officers that I have worked
933 with these past few weeks, especially in the middle of the night, have been wonderful and they've been
934 very understanding. I know for them it is just as frustrating as it is for us, the homeowners. We do
935 appreciate all that they have done for us to get this issue resolved and we thank them for their dedicated
936 service to all of the residents. I would also like to commend Judge Wentz for restoring our faith in the
937 judicial system and for giving the criminal the maximum sentence. I want to thank you for listening to my
938 concerns and for taking action as soon as possible to resolve them. I will be passing along any
939 information from the cameras that I, as well, am installing this week which can be used for the police
940 department's effort as well as monitor the police presence on our street. Thank you for listening."

941
942 "Anita Crone, 215 15th Avenue South. Just one question. I live on a street where we have both
943 short term tenants, vacationers, tourists, and long term, and while we appreciate the pickup, garbage
944 pickup three times a week, the recycling pickup is only once a week, and it seems that the tourists enjoy
945 their liquid refreshments. Now, is there some way that we might consider, certainly it's too late for this
946 year, but for next year looking at picking up recycling more than once?" Mayor Samples, "We're going to
947 a larger container, 65-gallon isn't it?" Mr. Adair from audience (**.) Ms. Crone, "It's okay. I just; it's
948 something I've noticed." Mayor Samples, "No, yeah, it's a good point." Ms. Crone, "Thank you for your

949 time." Mayor Samples, "It's a good point, and in fact, in some of the places, don't we actually let them
950 have more than one recycle also." Mr. Adair, "Where they need them."

951
952 "My name is Evelyn Cockey. I live at 7th Avenue North, and I'm here on a lighter tone. Our
953 police, our fire department needs to be commended. I go to Surfside Methodist Church and they also
954 have Jason's House, and our firemen came up this weekend and they were talking with the children. In
955 case any of you don't know what Jason's House is, it's a free weekend for cancer victims and their
956 families, and the firemen came up and they were talking with all the children and their whole family
957 comes, and they asked what else could they do, and the lady in charge said, well you could go to the
958 nursery and these gentlemen went to the nursery, sat on the floor and laughed and these children had
959 such a great time, and I just thought everybody should know that our firemen need to be commended."
960 Mayor Samples, "Thank you, Evelyn, very, very much. They do. There's a lot of things they do, and I
961 don't know what they do, and I'm glad you shared that very, very much."

962
963 "Ralph Magliette, 104 Harbor Lights, and I'm here to talk about three issues. The first issue is I
964 am the director at large of the Harbor Lights HOA, and just for the record, we had a second flooding
965 episode on Thursday, August 23rd at around 6:15 p.m. We had extensive street and yard flooding, which
966 was much more extensive than the previous time, and our HOA has tried to go through the proper
967 channels to address the problems with Lawrence Langdale of Springfield Development, who was the
968 original development person and Mr. Eric Stanford of DDC Engineering who had designed the
969 development of 49 homes, and it appears, myself being an engineer, that we were getting the run around.
970 However, the good news of this is, I always try to bring good news, is there's gone a be a meeting
971 tomorrow at 10:00 a.m. at 107 Harbor Lights Drive, which was where the most serious flooding is. It will
972 be the HOA, the residents, Mr. Langdale and Mr. Stanford, and we hope at that meeting we will be able to
973 address the problems and provide the tools and resources to solve it in a quick manner. So, I just, my
974 responsibility as a director at large was just to notify you of an update as far as what's going on. Second
975 item is I'm a water tester for the stormwater committee, and last Tuesday I wanted to go to the workshop
976 meeting and I went to this council chambers at five o'clock and Ms., Ms. Herrmann was here, and it was
977 locked and sign on the door said the meeting was here. I waited for ten minutes and then decided that
978 maybe the meeting was cancelled. Had no clue what to do, so I told Ms. Herrmann I was just gone a go
979 home. So I missed the meeting. So if in the future there can be some better coordination to direct people
980 to the proper location of those, I would really appreciate it. The third thing I have to talk about is a
981 volunteer opportunity and I'm active with the Friends of the Surfside Library, which I know is a county
982 library, but it is in the Town of Surfside Beach, and provides tremendous educational opportunities to our
983 residents, and one of the things that the Friends of Surfside does is we do a survey to try to find programs
984 for children and for seniors, and one of the programs which we had found a real interest in with seniors
985 was to offer a free legal clinic and this free legal clinic is gone a be offered on September 6th at 10:00 a.m.
986 on wills, estates, and probate, and I just figured if people were interested, the seniors might be interested
987 in it. I have flyers for the free clinic and there's also a second one on October 4th on real estate issues
988 and foreclosures, which hopefully nobody has those problems. So, I have a whole bunch of handouts if
989 anyone is interested. And those programs, excuse me (**), and the second thing was that with the
990 reference library, librarian, we generated a small little summary of what the library does figuring that
991 maybe that it could be incorporated into the website. It's pretty snazzy, it's called 'Life's a beach at
992 Surfside Library.' It's kind a cool, it lists all programs, the times, the dates, everything that's offered, and I
993 was thinking that maybe (** *walked away from the microphone to hand out flyers.*) The other thing, we
994 talk about coordination of services between south strand senior center where I volunteer and I also
995 volunteer at the Helping Hands, and I also volunteer as a friend, and the most important thing, it's not a
996 political thing, is to help people, and if we could just help one person then we might be able to make a
997 miracle of someone's life, and all I'm looking to do as my mission in life is to try to help people or to try to
998 find a way to coordinate services. So what we had found out was is the a, the a library had a movie night,
999 (**) movie matinee once a month and the movie was at 11:00 a.m. and 3:00 p.m. and what I was finding
1000 was that one was seniors attending the movie and the reason is the seniors from the senior center don't
1001 have transportation in the afternoon so the only way to have them attend it was to have the movie at 9:30,
1002 (time) could I just tell the movie data?" Mayor Samples, "Sure." Mr. Magliette, "So we've been able to do
1003 is our first senior movie is gone a be on the 10th of September at 9:30 a.m. specifically for seniors and the
1004 movie is gone a be 'Contagion,' and the good thing about this is gone a be that we're gone a try to get the

1005 seniors transportation from the senior center to come use the library, and hopefully we'll do this on a
1006 monthly basis." Mayor Samples, "Very good, excellent, excellent. Thank you, sir. Appreciate it very
1007 much."
1008

1009 Mayor Samples, "I did want to address, it's come up twice tonight, the stormwater meeting and
1010 the comments, and, and what can I say? We [messed] up. Okay. I mean to put it bluntly. It was an
1011 honest mistakes that occurred and I'm not gone a go into the details and that sort of thing. But the
1012 particular staff that were involved are no longer with us (*laughter*) and so it will never happen again.
1013 Right? Right, okay! But, you know, listen, let's be honest. Things happen, and that certainly did."
1014

1015 "I'm Dennis Seman. I've been elected president of this new youth association or booster club that
1016 we're doing. All I want to do is say thank you. I have a lot of respect for Ms. Stalnaker and Ms. Ellis, what
1017 they've done over the years. I have worked with them as a coach for five years, and part of what we're
1018 doing is to continue on the good work that they have done. I just want to go on the record that I look
1019 forward to working with you all and hopefully to picking Ms. Ellis' brain a little bit. But a, we really want to
1020 be successful, and for any of you that have questions, call any time or whatever. Just want to thank you
1021 for that." Mayor Samples, "I would like you to mention your, your background, because you told me and I
1022 think it's important for council." Mr. Seman, "Sure, for the last probably 20-years I have served for or
1023 worked for NBA (National Basketball Association) teams, college teams. I've been an assistant athletic
1024 director at one time; a head coach for basketball, field hockey, golf, football and baseball. All at high
1025 school, college and with the NBA, so I don't say I know it all, but I'm happy to give any kind of leadership I
1026 can to the council based on what I've done."
1027

1028 **10. COUNCIL COMMENTS.**
1029

1030 Mr. Stevens, "As I was sitting here tonight I had to think about what I did when I was running for
1031 town council and some of the pledges that I made. One of the pledges I made was to get citizens more
1032 involved. I think I've fulfilled that pledge. I've personally tried to put in about four or five committees.
1033 Maybe I'm getting too many committees, but I think I've done enough. I also wanted to make sure that I
1034 was transparent and accountable to you. I'm trying to be as transparent as I can. I want everybody to
1035 know that you ever need anything from me, all you have to do is pick up the phone and call me. You
1036 don't have my number, you stop and get it from me. Ms. Gorline, I heard about all that crime and I, I
1037 agree. There's a lot of places where the police are not doing completely their job, and I know you
1038 mentioned the prostitution sting, and I know people were brought in. It was televised. I don't know why it
1039 was televised, but it didn't make sense. But the fact is we need better police a, we need better police a
1040 protection in this town, and hopefully citizens will start getting together and watching out for everybody.
1041 Watching behind, watching your neighbors, watching everywhere in the town, cause we don't need that
1042 type of crime. I know I've had stuff stolen from my house. They stole two five dollar bicycles, that's the
1043 total cost of both of them that a friend gave me. We need to protect the people in this town and the police
1044 need to do the job all the time. I know I ride by here sometime, I see seven, ten cars, seven, eight cars
1045 here, and we only have nine. I wonder what, where we are. So, it is something we have to do. A we
1046 have to take care of our parking. We don't have any...Councilman Kohlmann pointed out we wrote less
1047 fines this year than we did last year. Why? I don't understand that. There's a lot of people parking
1048 illegally all the time. I'm gone tell you what, I personally got a fine when I was running for office, and I had
1049 to pay it. Now if I get a fine, why can't the other folks down there? If I drive through McBee, and I'm
1050 speeding, I guarantee you there not gone a say you're just passing through. They're gone give me a
1051 ticket. That's just the way it is. So we need to take, make sure that the citizens are protected in every
1052 way, shape and form, and a guy walking around, and I heard about the guy with a big knife in his hand, if
1053 you'd a walked down there, you may not be sitting here today. It's a shame. We need better police
1054 protection. I agree and all you have to do is put more of them out there. I want to try to do the best I can.
1055 I said I was gone a run on common sense government and I'm trying to run on, I'm trying to be common
1056 sense every day. When I hear people that a, you got two people I know there was one other person that
1057 told me about that that went to the meeting and there was no sign. It was a shame. When a meeting is
1058 not posted, there's no mistake. People have a responsibility to the citizens and that's who we owe it to,
1059 the citizens. I owe it to be responsible to you. You elected me. Nobody else elected me. You elected
1060 me, and I'm gone stand here and I'll sit here and serve you the best of my ability. Maybe I'll make some

1061 mistakes. Maybe I might rub somebody wrong, if I do I'll apologize to them. I'm not big enough to say I'm
1062 wrong, I'll tell people if I'm wrong, and I've made some mistakes. I ain't gone tell you I'm perfect. But we
1063 need to protect you. I thank y'all for coming out. We've got some good committees we got started. We
1064 got some good people. We've got a good recommendation for the pier. Thank you a lot."

1065
1066 Mr. Johnson, "Good night, ladies and gentlemen." *(laughter and applause)*
1067

1068 Ms. Dodge, "Well, I'm gone a say more than Mr. Johnson. I wanted to thank all of the citizens
1069 who volunteer to serve on committees with this town. Everyone of you is a special asset to the town and I
1070 appreciate your willingness to get involved to work towards making our town better. Each of you will bring
1071 your varied experience to keep drawing upon and that diversity will be an amazing gift to the town. Also
1072 wanted to thank the citizens who voiced their opinions on issues facing the town. You know what your
1073 needs are, and you voiced them. Your input should be our guide for actions as a council, since it's, since
1074 it's our sworn duty to stand up for you, our citizens. Also wanted to thank Ms. Cockey for that wonderful
1075 story. I appreciate that. Thank you."

1076
1077 Ms. Kohlmann, "I have to make it short, but I just want to say in all fairness, when you talk about
1078 the police department and everybody knows that that was what I ran on, and public safety, and I'm, I'm an
1079 advocate for it. But, I'm also a very huge supporter of our police officers, and I hope that you all when,
1080 when Ms. Gorline was speaking, I really hope that the officers heard what she said as well as each of you
1081 that she, she said they responded quickly, and she had no problem with them, and they were just as
1082 frustrated. So, don't just walk out of here and say, you know, the cops in Surfside aren't doing their job,
1083 and that kind of thing, cause sometimes it's, it's, it's not that simple and it's not that cut and dry, and I say
1084 with all due respect, I thank you guys everyday for what you do do, cause I know what you do, and I just
1085 want to remind everybody that sometimes we just all need to take a step back and work together with the
1086 police. Give them the opportunity to a, to show us that they, that they're doing their job."

1087
1088 Ms. Mabry, "Well, first thank everyone for coming out. It's really good to have you hear. It helps
1089 us a lot. It helps me a lot when you're here. You know, there are just some things words just cannot,
1090 there are just not enough words. So, you know, I'm just gone a say good night. We're missing Ms.
1091 Haley. She's speaking right now, our governor, at the [National Republican] convention tonight, so
1092 hopefully we can catch her on the news. Have a nice evening, and thanks for coming out."

1093
1094 Mr. Smith, "Thank you for coming out. Thank you for staying."
1095

1096 Mayor Samples, "Likewise, that goes for me. What I will say is, you know, there's often times
1097 there are things that when it comes to law enforcement all the information isn't out there. I know some
1098 people think that, you know, we've had some a public relations a, a, initiatives that were on the, the result
1099 of a police initiative. That's not the fact. The facts are, is that they haven't gone anywhere they haven't
1100 been asked to go to, okay, including the hotel in town. They were asked to come in there, okay. They
1101 didn't bring outside prostitutes into town, okay. And I will say this council, it only takes four votes to get
1102 anything done. There isn't an issue that can't be solved, if it's more staff, it's specific direction, again it's
1103 got to be articulated. It's got to be expressed. Criticism, there's two types of criticism that come, and we
1104 all know the difference. Some is constructive, because it identifies a problem and it provides a solution.
1105 But the naysayers, the criticizers, I got to be honest with you, go somewhere else. You don't know how
1106 good you've got it. You don't know how good you got it. Can it be better? Of course. We're human
1107 beings and this is a human institution. But, what I will say, and again I want to share it, every
1108 councilmember has the opportunity every council meeting. I have never shut anyone down. I never will.
1109 But, you've got to persuade your other members. You don't have to persuade me. You've got to
1110 persuade four; there's got to be four. That's the nature of the system. You know what, I think we're
1111 making good progress, and we're going to make more progress. I don't to see us wasting staff time,
1112 because, hey, we pay for it. Things that we want to get done, don't get done. But, I understand there is
1113 always gone a be waste and inefficiency in government. It's the nature of the beast. This democratic
1114 process up here, it's very messy, very messy. There's only seven of us, no wonder the country is in the
1115 shape it's in. *(laughter)* Thank you."
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11. **EXECUTIVE SESSION.**

Pursuant to FOIA §30-4-70(a)(1) to consider volunteers for appointment to boards as noted under 7.E. above.

Mr. Smith moved to enter executive session at 10:17 p.m. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

Mr. Smith moved to reconvene regular session at 10:28 p.m. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**

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

Mr. Johnson moved to appoint Councilmember Kohlmann as the non-voting Town Councilmember to the recreation/special events committee; Mr. Jerry Strange to the keep Surfside Beach beautiful committee; Ms. Bruxanne Hein and Mr. Cecil Chandler to the accommodations tax committee; and Mr. Guy Lanham to the board of zoning appeals. Mr. Smith seconded. All voted in favor. **MOTION CARRIED.**

Mr. Smith said because of comments about the public notice for the stormwater meeting, he suggested that the only way a meeting location or anything associated with a meeting can be changed is that the town clerk must be notified as she is the official person who publishes notices, so she has to be notified before a location can be changed. Mayor Samples said otherwise, the meeting will not be held. Mr. Smith not be held and will not be moved either.

Mr. Smith moved that all committees must notify the town clerk with changes to any meeting locations or any other associated information. Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.**

12. **ADJOURNMENT.**

Mr. Smith moved to adjourn the meeting at 10:30 p.m. Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.**

Respectfully submitted,

Debra E. Herrmann, CMC, Town Clerk

Approved: September 10, 2012

Douglas F. Samples, Mayor

Mary Beth Mabry, Mayor Pro Tempore

Ann Dodge, Town Council

Mark L. Johnson, Town Council

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

Randie M. Stevens, Town Council

Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Town Clerk Herrmann. In accordance with FOIA, meeting notice and the agenda were distributed 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. Public Comments and Council Comments are transcribed verbatim without grammar corrections. When used, staff members' given names are replaced with surnames.



Recusal Statement

Member Name: Randle Stevens

Meeting Date: 8-28-12 Agenda Item: 6D-ii

Topic: Recreation / Special Events Sponsorship Proposal

The Ethics Act, SC Code §8-13-700, provides that no public official may knowingly use his office to obtain an economic interest for himself, a family member of his immediate family, an individual with whom he is associated, or a business with which he is associated. No public official may make, participate in making, or influence a governmental decision in which he or any such person or business has an economic interest. Failure to recuse oneself from an issue in which there is or may be a conflict of interest is the sole responsibility of the member (1991 Op. Atty. Gen. No. 91-37.) A written statement describing the matter requiring action and the nature of the potential conflict of interest is required.

Justification to Recuse:

Professionally employed by or under contract with principal

Owns or has vested interest in principal or property

Other: MAY GET AN ECONOMIC BENEFIT FROM THIS TOPIC

Date: 8-28-12

Member Signature