SURFSIDE BEACH TOWN COUNCIL
REGULAR COUNCIL MEETING MINUTES
MARCH 11, 2013 ◆ 6:30 P.M.
TOWN COUNCIL CHAMBERS

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. Others present: Town Administrator Fellner; Town Clerk Herrmann; Police Captain Miller; Acting Fire Chief Cimini; and Public Works Director Adair.

Mayor Samples welcomed everyone to the first meeting. He explained for the record that the meeting was being held on Monday, because of the Horry County Council Chairman Primary Election Day was being held tomorrow. In accordance with Town Code §2-36(b) the town does not hold meetings on election days. If a runoff election is necessary, the next regular meeting will be on Monday, March 25th.

2. INVOCATION AND PLEDGE OF ALLEGIANCE.

Pastor Allen Rogers, Journey Church, gave the invocation. Mayor Samples led the Pledge of Allegiance.

Mayor Samples: "Alright, Item Number 3 is agenda approval."

3. AGENDA APPROVAL.

Mr. Smith: "Mr. Mayor, I move that we approve the agenda."

Mayor Samples: "Councilman Smith moves we approve. Is there a second?"

Ms. Dodge: "Second."

Mayor Samples: "There's a second; Mrs. Dodge. All in favor say aye."

All Members: "Aye."

Mayor Samples: "The agenda is approved. The next item of business is minutes approval. There are two, a, different minutes. The first one being the workshop from February 19th."

4. MINUTES APPROVAL.

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I move that we approve the minutes for the workshop of February 19th."

Mayor Samples: "There's a motion."

Mr. Smith: "Second."

Mayor Samples: "There is a second. Any discussion? All in favor say aye."

All Members: "Aye."

Mayor Samples: "The minutes are adopted."

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I move that we accept the minutes of the regular meeting of February 26th."

Mr. Smith: "Second."

Mayor Samples: "There's a motion and a second. Any discussion?"

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "Councilman Stevens."

Mr. Stevens: "I'd like to make a, a, amendments and corrections on page 34 of 53 after July 9th it says, saying 2000, and I want that to read 2012, and on ...

Ms. Herrmann: "Excuse me, Mr. Stevens, what page are you on?"

Mr. Stevens: "34 of 53."

Mayor Samples: "Hold on for a minute, Councilman, and let us get there. Let us get there."

Mr. Stevens: "It's line 1875."

Mayor Samples: "1875."

Mr. Stevens: "2012."

Ms. Herrmann: "You actually said 2000; that's what the [sic] indication means."

Mr. Stevens: "2012."

Ms. Herrmann: "Yes, we can correct it from 2000, but the minutes are verbatim, and the 2000 is what was actually said, that's why I put that notation."

Mr. Stevens: "I already said 2012, that's what I said."

Mayor Samples: "Is there, is there any objection to, and I understand what the clerk is saying, any objection to the correction to the misstatement to 2012?"

Unknown Speaker: "No."

Mayor Samples: "No, okay. Very good."

Mr. Stevens: "And the second amendment, amendment that I want to change is would be on page 40 of 53, line 2188, that should be $1,750, not $750."

Mayor Samples: "That's, a, line again?"

Mr. Stevens: "2188."

Mayor Samples: "2188, and..."

Mr. Stevens: "It should read seven, instead of 750, 1,750."

Mayor Samples: "Alright, please note the correction. All in favor of the minutes as amended, say aye."

Unknown Speakers: "Aye."

Mayor Samples: "Opposed?"

Unknown Speaker: "No."

Mayor Samples: "One no. The minutes are adopted."

Ms. Herrmann: "Can I get who voted no?"

Ms. Mabry: "Me."

Mayor Samples: "Ms. Mabry. Alright, moving right along, so to speak, we're gonna enter our public comments period on agenda items only. Anyone is welcome to come forward, state your name and address and speak to an item on the agenda. Agenda items only."

5. PUBLIC COMMENTS – AGENDA ITEMS.

Clerk's Note: There were no public comments on agenda items.

Mayor Samples: "Thank you. You're sure? Alright, we're gonna move to communications. A, first item is a proclamation, Number 13-82 Rotary Roundup Weekend. Ms. Herrmann, would you read the proclamation."

6. COMMUNICATIONS.

A. Proclamation #13-82 Rotary Roundup Weekend.

Ms. Herrmann: "Proclamation #13-82, Rotary Roundup Weekend

Whereas, Rotary District 7770 representing Southeastern South Carolina and over 80 communities is a not-for-profit corporation supported solely by voluntary contributions from Rotarians and friends of the Foundation who share its vision of a better world.

Whereas, Rotary District 7770 enables Rotarians to advance world understanding, goodwill, and peace through the improvement of health, the support of education, and the alleviation of poverty.

Whereas, Rotary District 7770 is a group here in Surfside Beach and throughout South Carolina, where members volunteer in the support of education and job training, provide clean water, combat hunger, and improve health and sanitation.

Whereas, Rotary District 7770's five thousand members believe it starts with a commitment to "Service Above Self."

Whereas, Rotary District 7770's main objective is service in the community, in the workplace, and around the globe. South Carolina's Rotarians who make up more than 80 Rotary clubs in South Carolina share a dedication to the ideal of Service Above Self.

Now, Therefore, I, Douglas F. Samples, Mayor of the Town of Surfside Beach, do hereby proclaim that the weekend of March 22 to March 24, 2013 is Rotary Roundup Weekend.

Be it so proclaimed this 26th day of February 2013.

Mayor Samples: "Thank you. Moving along, next is one of the best parts, best parts of being mayor is you get to recognize the employees and the staff who work so hard for all of us in town and, and really do a terrific job. First, we're gonna recognize Valerie Riley. Valerie, come forward, please."

A. Employee Recognition.

i. Valerie Riley, Municipal Court, 5-year Award.

Mayor Samples *(speaking from floor)*: "Valerie is clerk of the court, and also an associate, an assistant, what do you call it?"

Ms. Riley *(speaking from floor)*: "Judge."

Mayor Samples *(speaking from floor)*: "Judge. Okay, what (**). Thank you, Valerie. This she is gonna split with me, I know that (*laughter.)* (**) Thank you for five years of service, Valerie, and if you'll smile, and I'll frown, it'll be okay. (*Applause and standing ovation.*) (**) and we look forward to the next five years. Tonight we're also recognizing Captain Arron Miller. Captain, come on over here."

ii. Arron Miller, Police Department, 15-year Award.

Mayor Samples *(speaking from floor)*: "Arron has served the town for 15 years, believe it or not! Thank you, sir. He was on a special program. They sent him over from a, a, Seaside, Seaside (***laughter.)* Thank you so much. He's worked his way up the ranks, and does a really good job for the town. (*Applause and standing ovation.)* (**) (*Speaking from dais.)* We will ~~not~~ now move into the, a, department reports, and the first report is planning, building, and zoning, and I see Ms. Fellner is gonna help us through that."

Now - scrivener's error. [redacted], CMC, Town Clerk

B. Department Reports

i. <u>Planning, Building, & Zoning.</u>

Ms. Fellner: "Yes, sir. Good evening, Council, Mayor, and citizens. Our director of PB&Z is in training today, and consequently, I'm gonna give the report. There were 88 permits issued this month compared to 90 last year; 51 new business licenses, and staff performed 117 inspection. There were also in February 14 plans reviews. In addition to permits, staff removed several signs located within the right-of-way. Signs belonging to businesses were returned and staff explained the regulations regarding signage within the right-of-way. The next item is congratulations to Kevin Otte for passing his exam and receiving the title of Certified Building Official, and some of you may have noticed..."

Mayor Samples: "Excuse me, Micki, can you pull the, the, a, microphone a little closer? I see some people straining."

Ms. Fellner: "I'm sorry, I have a cold, and, a, it even makes my voice stranger (*laughter.)* Some of you may have noticed that Jack O'Quinn has been around. He has begun working with the department performing inspection when the building official is out of the office. This is to prevent any unnecessary delays in the review of plans. So, we are very delighted to have him back. Also the property owner at 335 and 339 15th Avenue South had notified us that demolition will begin on the two structures by the end of March or early April, and finally, staff received complaints regarding 633 Sparrow Drive once again. When we sent the building official out to inspect, the front door was open, standing open, and so the building official secured the entrance with a hasp and lock to insure that the abandoned property could not be entered, and there will be, there's gonna be further inspections of this property."

Mayor Samples: "If I could stop you right there, just to clarify in my own mind. Is it known that this is an abandoned piece of property? Is that what's going on?"

Ms. Fellner: "It, it is believed, but there's a process involved, and the building..."

Mayor Samples: "I mean with respect to a, what else would you call it, hobos, or, or whatever?"

Ms. Fellner: "Yes, there have been, I mean it has been open on occasion and it has looked like upon inspection that people were going in there and, a, sleeping."

Mayor Samples: "Okay, I mean that's something that, a, you know, needs to be patrolled and an eye needs to be kept on it."

Ms. Fellner: "Um, huh. Yes, sir."

Mayor Samples: "Okay."

Ms. Fellner: "Um, huh. And, that's all I have for PB&Z."

Mayor Samples: "Any questions?"

Mr. Smith: "Ms. Fellner, a..."

Ms. Fellner: "Yes, sir."

Mr. Smith: "Did you find out anything about the sign at Tomlinson, talking about the zoning?"

Ms. Fellner: "Yes, sir, I did. Let me get to my notes here. Tomlinson's resurfaced their parking lot on the weekend and shortly after the staff met with them and let them know that they had to meet the landscape requirements that were in the overlay, and a, they, the director of PB&Z had gone over the criteria steps within the overlay landscaping part of the ordinance, and subsequently, they requested a 30-day extension to either meet the requirements or appeal the ordinance. We granted them an extension, and now they have decided to appeal the overlay. They are basically arguing the parking requirements will not be met, which is one space for each 200 square feet of floor area devoted to patron use. However, in the landscaping design standards that were passed, Section 17-911 clearly states landscape requirements shall supersede parking requirements for the commercial districts. The meeting for this issue will be held on the 28th at 6:30 p.m."

Ms. Mabry: "Mr. Mayor."

Mayor Samples: "(**) Let me; that's an election, possibly, isn't that? No, that's not."

Ms. Fellner: "No."

Mayor Samples: "No, thank you. Ms. Mabry."

Ms. Mabry: "I just want to caution everybody to be very careful. We're not supposed to have any influence over the board, so to be, to discuss it up here, it should not happen, because it's a non-political board and we don't ever hear those cases up here. So, we have to be very careful..."

Ms. Fellner: "That's correct."

Ms. Mabry: "...and not going any further than we have."

Mayor Samples: "Well, I, I would agree with that. I mean that's why we have an appeals process."

Ms. Fellner: "Yes, sir."

Mayor Samples: "Okay. Any other questions?"

Mr. Smith: "A, Mr. Mayor."

Mayor Samples: "Mr. Smith."

Mr. Smith: "Ms. Fellner, I'd like to thank you for hiring Jack O'Quinn as, a, part time to help out in the building and zoning so that we don't delay inspections, and so forth. That was a good idea, so thank you."

Ms. Fellner: "You're welcome."

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I, too, congratulate you on hiring Mr. O'Quinn back. He's very knowledgeable, and has always been a valuable employee to this town."

Ms. Fellner: "He has, yes, ma'am."

Mayor Samples: "Just for clarification, he was hired back in a part time status?"

Ms. Fellner: "Only on an as-needed basis, for example, there are times when Mr. Otte, our CBO, has to be away at training. He has to have so many CEUs to maintain his certification, and those classes are often times four days and then, you know, they have a test or it's a travel, it's a travel day, and that holds up plans for an entire week."

Mayor Samples: "And, and I understand the need to have somebody to come in and fill, fill in on a part time basis, and, and, that's my question, I guess. Is, is ..."

Ms. Fellner: "That is what it is, yes, sir."

Mayor Samples: "Okay, I mean I just, you know. Full time employees get full time benefits, right, and it's a cost to the town, and I, and you know, it's something that, again, I think, I think we need to be cognizant of, because that is an additional, a, billet, if you will, for that department."

Ms. Fellner: "Right, but he will not be receiving those, because he's only working as needed..."

Mayor Samples: "Thank you."

Ms. Fellner: "...only part time."

Mayor Samples: "Thank you. Any other questions on planning, building and zoning? Alright, moving along, it's, a, police department. Captain Miller, how are you?"

Clerk's Note: The written report is on file.

ii. <u>Police.</u>

Captain Miller: "Good evening, Mayor, Members of Council, we, a, you should have our February report in your packets. To go over some details, we saw some decreases for once in calls for service for the same period of February last year with about a 9.6-percent decrease. We saw an increase in arrests and charge amounts, as well. Those numbers have been provided in detail review in the, a, you know, matrixes in the council packet. We had, a, two reports with uses of force from the patrol division. There was [sic] no injuries to officers. There was one minor injury to a, an arrestee in the jail. Rodney Keziah continues his training at the FBI National Academy. He's nearing completion. He, a, graduates March 22nd, and we look forward to him being back the following Monday. Nicole Solorzano, she was our communications officer that transferred over to, a, the patrol division. She is in, I believe, her fourth week of training at the South Carolina Criminal Justice Academy. So far her scores have her at just about the top of her class. So, she's doing very well. We're very proud of her. Sergeant Travis Bailey attended a 2-day armorer's workshop for Remington shotguns. Again, that's a, a, training that enables him to work on our equipment and a, hopefully, get better service life out of it; not have to replace it. Officers Matt Hoffer and Josh Knight completed a 2-day, 16-hour course of training and 16-hour NCIC operations. This is required for officers to access CJIS and DMV files over their in-car computers. Our new communications officer, Kristy Briggs, she's currently in her field training period, and we expect by the time the next meeting comes up, she will be on her on, and a, working in communications. And, as always, officers maintained their mandatory training and their Class 1 certifications as required by the academy. A couple of notable events, the police department received a very kind letter and certificate from the Special Kid Sponsor Program. As many of you might know, around the holidays they drop by what we refer to as the Christmas tree. It has gifts on it for needy, at risk, abused kids on it, and we, a, there in the police department, we all pretty much chip in and grab a tag off, and a, buy a gift for a child who may need it, and deliver those to the organization. I'm very proud to report that we were able to help, a, over 100 kids through the kindness and generosity of the police department staff. We completed all but one of our annual audits, and we expect that to be completed by the next report; did not see any issues that came up in our audit. We continue the task of redeploying the canine unit. We've had the dog, Dolfy, evaluated with the assistance of the North Myrtle Beach Public Safety Department. Dolfy was found to be in, a, in overall good health and condition to be working, and we're, a, making arrangements to have the actual, a, training, training done. And a, the last, and probably most important part of the report is, a, staff was recently asked to look into and develop a draft or proposed ordinance for the ban of synthetic drugs, often referred to as synthetic marijuana or synthetic bath salts. It's actually a wide range of different substances, and as, and as such it's a very wide and a, a, very varied ordinance that we have presented. We believe that it has a, a very good starting point to addressing the problem, and it's a very real problem, and we recommend that, a, that it move forward to be reviewed by the town's legal staff, and I'm available for any questions that you have."

Mayor Samples: "Thank you, sir. Any questions, comments?"

Ms. Kohlmann: "Mr. Mayor."

Mayor Samples: "Mrs. Kohlmann."

Ms. Kohlmann: "Two, I have two different things. I, I was wondering with our, a, under your calls for service, I see that we have alarm residences. They're usually very high. I was wondering, do you have a program in place where, you must have a lot of accidental trips, and you know, the guys are wasting their time going to these. Do you have a certain set amount and then you either fine the people or not respond?"

Captain Miller: "Yes, we'll always respond, but there is a process where the communications supervisor pulls a report of the alarms. She gets those up to town hall. There is an ordinance that covers false alarms. We try to take into account if an alarm is being worked on, or being tested, and most of the times, people will let us know about that ahead of time. But if it's a case where we see a business or a residence that just habitually has the alarm go, and it's usually with a, a business as opposed to a residence, there is a process under ordinance that a, I believe, you know, town hall administration handles getting those notices sent out for what we call, a, false alarm fees."

Ms. Kohlmann: "Okay. And my other part was on the synthetic marijuana. I just wanted to thank you very much, because I know you put in, I can't even say hours. I'll have to say weeks, because I know how hard it was for you to, to gather all that information and all the meetings that we had to have. Today before I came, there was a news release about eight students arrested at Socastee, and I noticed the charges that were on there, and a, I think that's a really important thing that you have eight young adults in this area, I think, that we all have to agree that we have to protect these children somehow, and this ordinance is, is a step in the right direction, and I just want to say thank you very much for all your assistance with it, and we support you on it."

Captain Miller: "Well, thank you for the support."

Mayor Samples: "Any other comments?"

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I, I just have one housekeeping, under, seven pages in, on the right hand side, Arron, number 3 down, these pages aren't numbered. That's unfortunate."

Captain Miller: "The seventh page. I have it."

Ms. Dodge: "Okay, number 3, substances described as herbal blends, botanical blends, botanical sachet, herbal sachet, on and on to or co, combination of these, regardless of, instead of it, it should if, regardless of if since it's an ordinance. You see what I mean?"

Captain Miller: "That's under the synthetic blends?"

Ms. Dodge: "Yes, sir."

*(Multiple speaking at once **)*

Mayor Samples: "(**) Ms. Dodge, yes, yes."

Ms. Dodge: "Go over seven pages and it'll be the eighth page up at the top..."

Mayor Samples: "Of the or, of the, of the ordinance, the ordinance?"

Ms. Dodge: "The ordinance."

Mayor Samples: "Thank you. Okay, one, two, three, four, five, six, seven, eight."

Ms. Dodge: "And it will say synlet, synthetic drugs alternative means. Go down to number three, under A, and they're talking about the various herbal incense and all that."

Mayor Samples: "Right."

Ms. Dodge: "The combination of these regardless of, it says it, and it should be if. If the substance is marketed as not for..."

Mayor Samples: "You are absolutely right."

Captain Miller: "I agree that's correct. Thank you."

Ms. Dodge: "You're welcome. A, I think this is well done."

Captain Miller: "Thank you."

Mayor Samples: "Thank you. Ms. Mabry."

Ms. Mabry: "I just wanted to say that I hope, a, we can proceed as time allows. We, things that we don't, there are things that we don't need to move rapidly on, but this, this is not one of 'em. So I'm looking forward to, a, seeing this progress and I know this is not gonna be the end of it. This is just the beginning. This is gonna be ongoing, so, I thank you for everything that you've done; for your tireless meetings with us, and putting everything together, and like Ms. Kohlmann said it's, it's gonna happen so, I thank you very much."

Captain Miller: "You're welcome. I agree."

Mayor Samples: "Thank you, and we'll come back to this subject later in the meeting. Fire department. Chief."

Clerk's Note: The written report is on file.

iii. <u>Fire.</u>

Chief Cimini: "Good evening, Mayor and Council, residents. The fire department responded to 40 alarms in the month of February. To note our volunteers contributed 244 hours total training and the volunteers gave us 190 hours total in activities, fighting fires. Fire prevention activities were 57, which included 19 inspection, 17 re-inspections, and 20 pre-fire plans and updates. Res, we have re, actually increased our ranks of our volunteers by three members this past month, and we've had two new applicants that are in the process with the review committee. We hired Lieutenant Prentice Williams as a new shift commander, replacing Greg Faulkenberry. He'll assume the duties of the training officer with, a, Mike Hans moving over to our fire marshal position. We're really pleased to have him. He has 23 years in the fire service, both in the volunteer and career ranks. He's a certified South Carolina Fire Academy Instructor, a South Carolina Fire Marshal, and he is a certified CPR instructor. We just set up the first round of CPR training for our police officers at the end of this month. Our career engineer, Tom Zimpleman, completed his State Fire Marshal certification class and passed, and he also attended the South Carolina Fire Academy for Fire Officer I, and passed that, as well. Two of our volunteers, James Burns, and a, Richard Losko, attended the South Carolina Fire Academy for the fire inspector program. This is a principles type program, the first step in going towards their fire marshal certification. This is kind of a, a, really a, a good program, and it really shows the dedication that our volunteers have, cause this is a weekend away from their families. It's a very extensive course. It's a 16-hour course, and it's, it's followed by a pretty long test. So I was really proud of 'em that they both passed. The vacant engineer's position, we received 19 applicants. We're in the process of reviewing the qualifications. We will have a test, assessment test on the 17th and 18th. It'll include pump operations and aerial operations at the Myrtle Beach fire training center. Myrtle Beach training division will be conducting that test. We'll have a [sic] interview process with five area fire chiefs, followed by a written test and what they call a JRAT, which is a physical agility test. The top three applicants will be presented to a, the town manager [sic] for a follow-up interview and a selection process. One note that I'd like to make is that we have been working on the last two months building a library and a study in the fire station for the firefighters, both career and volunteer. All the, a, furniture, the training manuals, all the books have been gathered through the 1-percent fund, so no taxpayers' money was involved in this one, and that was everybody's effort putting it together to have this facility for our firefighters, and the last thing is, hopefully, all of council changed the batteries on your smoke detectors this past weekend, and we want you to know that our fire department do [sic] have fire, a, smoke detectors that we are willing to give to any resident, including council and mayor. If you don't have one, we'll be happy to come out and install 'em for you. I'll take any questions?"

Mayor Samples: "Any questions?"

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I don't have questions, but I do have a comment. I want a thank Dan Cimini for standing in so ably for Butch. Thank you so much."

Chief Cimini: "It's been a pleasure, Mrs. Dodge. Thank you."

Mayor Samples: "Thank you. I think that goes for all of us. Moving to the administrator's report; first will be an update on current events."

Clerk's Note: The written report is on file.

C. Administrator's Report

i. Update on Current Events.

Ms. Fellner: "I wanted to inform the public that there will be a special meeting scheduled for March 26th at five p.m. before the regular scheduled meeting. This meeting will have only one agenda item, which will be an executive session to meet with the town attorney regarding two legal matters. If there is a runoff for the County Council Chair seat, however, the meeting will need to be scheduled for Monday, March 25th. So I just wanted to let everybody know that that had been arranged. I also wanted to let council know that I would be bringing back at the next meeting first reading of Ordinance Number 13-0739 to repeal the GTE Franchise, which expired in 2007. I did not include it in tonight's agenda as it was unclear if the research would be completed in time, but the research has been completed, so it will be coming to you at the next meeting. I also wanted to inform council that after review of the town merchandise bid, I plan to award the bid for town merchandise to the low bidder, Sayre Enterprises."

Mayor Samples: "Any comment? Very good."

Ms. Fellner: "The spring newsletter, also I wanted to let everyone know, was just printed and was delivered today, and it's being labeled. It looks really nice. It's been a long time since the town has done one in color and it's, it really, looks really special. And that's all for updates."

ii. Consensus Item – To delay parking enforcement on March 31st until 10 a.m. in consideration of Easter Sunrise Services.

Ms. Fellner: "But I have one consensus item, and that was because of the Easter sunrise service that takes place on March 31st. Councilman Smith had requested that parking enforcement be delayed until 10 a.m., and the parking committee has unanimously recommended this, as well."

Mayor Samples: "How 'bout we go to 12? Is there any objection to going to 12 noon?"

Mr. Johnson: "No."

Ms. Mabry: "No, that's fine with me."

Mayor Samples: "Micki."

Mr. Smith: "I'd like to make one comment."

Mayor Samples: "Sure."

Mr. Smith: "I'd like to ask Ms. Fellner if she would notify the churches that the parking is, a, has been delayed enforcement. It seems like there's a lot of questions each year. Will I or won't I have to

pay those, put money in the meter, so if you would notify the churches, especially the ones that are in town and the ones whose pastors have come here, and a, led the prayer."

Ms. Fellner: "I will, and I'll let Lanier know also."

Mr. Smith: "Thank you."

Mayor Samples: "Any questions or comments for the administrator? A, Ms. Kohlmann."

Ms. Kohlmann: "I'm not sure it's the appropriate time, but I know months ago it's been, we'd asked if we could gather some information for the Guy Daniels Surf Off as far as the insurance, who's paying it, to make sure that we're not up against it when it comes, and, and also the staff, you were supposed to get a staff break down of what actually the town does for that event."

Ms. Fellner: "I have that information."

Ms. Kohlmann: "You have it?"

Ms. Fellner: "I have gathered it, yes, ma'am."

Ms. Kohlmann: "Okay."

Mayor Samples: "Would you distribute that to all members in an email."

Ms. Fellner: "I will."

Ms. Kohlmann: "Thank you."

Mayor Samples: "Along those same lines, the fishing rates off the pier, I've gotten a couple of questions very recently. I, I was under the impression that we had a senior citizen discount rate."

Ms. Fellner: "No, sir, we don't, and the other piers in the area do not either."

Mayor Samples: "They don't?"

Ms. Fellner: "No, sir."

Mayor Samples: "Do they have a discount rate for young, younger people, and so, and if so, what's the age break?"

Ms. Fellner: "I don't know."

Mayor Samples: "I'm thinking of children, you know."

Ms. Fellner: "Yeah, I don't the answer for that. I think that; I don't know the answer for that."

Mayor Samples: "Can you, can you get the answer and let us all know?"

Mr. Smith: "Mr. Mayor, why don't we put it as a discussion item for next meeting?"

Mayor Samples: "For the next meeting, bring back the facts. I like that, that's a good idea. Is there anything else anybody wants to discuss next meeting? Alright, thank you. Alright, a, first item of business, under business is second reading of Ordinance #13-0738 to codify the franchise agreement between Grand Strand Water and Sewer Authority, dated March 1, 1994. You may remember this just never got done, and so we are complying with state law and a, a, codifying it."

7. BUSINESS.

A. Second Reading Ordinance #13-0738, to codify Franchise Agreement between Grand Strand Water & Sewer Authority, dated March 1, 1994.

Mr. Smith: "Mr. Mayor."

Mayor Samples: "Mr. Stevens, a, Mr. Smith."

Mr. Smith: "Mr. Mayor, I move that we approve second reading of Ordinance 13-0738."

Ms. Mabry: "Second."

Mayor Samples: "There is a second by Ms. Mayberry, Mabry. Any discussion? All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? Hearing none, the ordinance is adopted. The next item is the first reading of Ordinance Number 12-0740 to repeal the Ordinance Number 12-0734 to Amend Section 7-12, Paragraphs 1 through 4, and include, and also include Section 7-37, Paragraph G, Sanitation Fees and Special Disposal Problems, e-wastes."

B. ~~First Reading Ordinance #13-0739, to repeal GTE Franchise, expired 10/2007.~~

Clerk's Note: This item was deleted from the agenda.

C. First Reading Ordinance #13-0740 to repeal Ordinance #12-0734 to amend Section 7-12, Paragraphs 1 through 4, and Include Section 7-37, Paragraph G, Sanitation Fees and Special Disposal Problems (e-waste.)

Ms. Fellner: "Mr. Mayor."

Mayor Samples: "Ms. Fellner."

Ms. Fellner: "This is a housekeeping item as a formal public hearing was not held in accordance with our ordinance, so the ordinance that was just passed needs to be repealed, and then a first reading in Item D here just afterwards, can, can take place. The clerk has already advertised the public hearing and it will take place at, I believe, the next, prior to the next regularly scheduled meeting or during the next regularly scheduled meeting..."

Mayor Samples: "During."

Ms. Fellner: "...on the 26th or the 25th, depending on the election. After which second reading can be passed. So, this is really a housekeeping item to make sure that we're in compliance with our own ordinance."

Mayor Samples: "Is there a motion?"

Mr. Smith: "Mr. Mayor, I move that we adopt first reading of Ordinance #12-0740 [sic] to repeal Ordinance 12-0734."

Mayor Samples: "Thank you. There's a motion."

Mr. Johnson: "Second."

Mayor Samples: "There's a second. A, any discussion? All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? Hearing none, first reading is adopted. A, the next item is first reading Ordinance #12..

Ms. Fellner: "You just said first reading is adopted. It's first reading is repealed. The, the ordinance was repealed."

Mayor Samples: "Is it, do we need a second reading to repeal it?"

Unknown Speaker: "No."

Mayor Samples: "Yes, no? Huh?"

Ms. Herrmann: "Excuse me, Mr. Mayor. Even though it's a repeal ordinance, you still are required to by state law to have two readings on all ordinances. So the repeal is effective immediately, but we still have to confirm it with a second reading."

Ms. Fellner: "Okay, so that will occur the 26th, as well, or the 25th."

Mayor Samples: "There we go. Okay, so we are having first reading of reinstatement of the ordinance in effect, but it's under a different section number, which is number 12-0741 to amend Section 7-12 Sanitation Fees; Paragraph 1-4, and to add Section 7-37, Paragraph G, Special Disposal Problems (e-Waste."

Ms. Herrmann: "Mr. Mayor, excuse me, the correct ordinance number is 13-0741."

Mayor Samples: "Thank you."

Ms. Herrmann: "You're welcome."

Mayor Samples: "Please correct the scrivener's error. Okay? 13-0741."

Mr. Smith: "As a comment, too, now the, a, the one where we did the repealing, that would also be 13-0740. That's correct?"

Mayor Samples: "No, that would be to repeal."

Ms. Herrmann: "The repeal ordinance is 13-0740, and that repeals 12-0734."

Mayor Samples: "Alright, can you make those corrections."

Ms. Herrmann: "Yes, sir."

Mayor Samples: "Okay."

Ms. Herrmann: "I apologize for the error."

D. First Reading Ordinance #12-0741 to amend §7-12 Sanitation Fees; ¶1-4, and to add §7-37, ¶G, Special Disposal Problems (e-Waste."

Mr. Smith: "Mr. Mayor."

Mayor Samples: "Councilman Smith."

Mr. Smith: "I move that we adopt first reading of Ordinance 13-0741."

Mayor Samples: "There's a motion."

Ms. Dodge: "Second."

Mayor Samples: "There's a second. Any discussion?"

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "Councilman Stevens."

Mr. Stevens: "I see that, a, on the agenda that we're gonna have a public hearing on March 26th, 2013, or March 25th depending on the election, a, to hear comments about the increase on the, a, a, Ordinance 13-071 [sic] increase to sanitation fees. Isn't it correct that we should, a, wait until the hearing before we actually pass the first reading on this, because since it's gonna be a public hearing?"

Mayor Samples: "Ms. Fellner, will you answer that question."

Ms. Fellner: "We do not have to wait."

Mr. Stevens: "We do not have to wait, okay. Just checking."

Mayor Samples: "Sure."

Unknown Speaker: "Sure."

Mayor Samples: "We, we researched it pretty thoroughly, I believe, didn't we? Okay. Thank you. Any other comments? All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? Hearing, hearing none, first reading is adopted. Alright, now we are entering at record speed into our discussion portion of the, a, agenda. Any matters of concern or information to be discussed by Town Council. Councilman Stevens, why don't you take the lead on this Item A. You want me to read Item A?"

Mr. Stevens: "If you want to."

Mayor Samples: "It's your call."

8. <u>DISCUSSION</u> - Any matters of concern or information to be discussed by Town Council.

Clerk's note: Items A, B, and C as submitted by Councilmember Stevens.)

A. All items requested by the administrator that have anything to do with spending the town's money for projects, materials, bids, etc, etc: (1) all be placed on the business section of the agenda, with a more detailed description of the expenditure of the town money being requested. (2) this applies to expenditures be voted on, or asked for consensus to given by council. Councilmembers Stevens, Smith, and Dodge.

Mr. Stevens: "Well, basically, what it says is, a, A, all items requested by the administrator that have anything to do with the spending of the town's money for projects, materials, bids, et cetera, a, one, be placed on business section of the agenda with a more detailed description of the expenditure of the town's money being requested, and two, this applies to expenditures to be voted on or be asked for

consensus by council. If we go a little further in this, in light of the *Lambries* decision that we discussed in the last council meeting, a, I felt it was in the best interest of the people and the press for transparency (**) that the town council adopt a policy that any of the items that, that a [sic] expenditure of tax payers' dollars was, would be noted on that. Number one, any ex, expense, expenditure be placed on the agenda in detail with exactly what money is being spent for by the town council, and the actual amount of expenditure. Number two, if the item is something that was voted on in the budget, I believe that could go under the administrator's report under a consensus item when she asks for that money to be spent. And, number three, any item not placed on the budget [sic] and is a new expenditure that was anticipated by council that that item and actual amount of money be placed under the business section of the agenda. Main purpose of what, a, the reason I brought this up is to give us total transparency. I know that's one of your goals has been to do that, so we want to just follow those guidelines and rules and a go from there, and I think Mr. Smith probably has some (**) as well."

Mayor Samples: "Let me just seek some clarification. Any problem with that, Micki? You know, let me get some administrative input here."

Ms. Fellner: "For budgeted items, you just said those could appear under consensus items, and they shouldn't, they should just be in the update, because technically they're budgeted items. Council has already approved them."

Mr. Stevens: "I, I understand what you're saying, Ms. Fellner, a, but, but the reason I'm saying this is, is basically..."

Ms. Fellner: "I'm quoting ordinance, Mr. Stevens."

Mr. Stevens: "Right."

Ms. Fellner: "Just so you know."

Mr. Stevens: "The reason I'm saying this is because we have a lot of citizens out there, and they, they like to know what we're spending money on, and I think it's advantageous for them to know everything we do, so it's total transparency, just the detailed information."

Ms. Fellner: "Well, if it's in the budget, I mean it's public knowledge. The budget is on the website for everybody to see."

Mr. Stevens: "Well, that may be true, but there's a lot of people that walk in and the only time they know what's going on in this town council [sic] is when they walk in those back doors. I like the, I like the idea of being totally transparent to, to the citizens."

Ms. Fellner: "Well, that's for council to decide. If they want to change the ordinance, they could change the ordinance. That's not something I can, I can't make a decision upon that. That's not my place."

Mayor Samples: "Alright, I, I think Mr. Stevens is, is, is suggesting that we move to a, a, Councilman Smith for additional input on this is useful."

Mr. Smith: "A, things that are in the budget, if the administrator feels that a she would like to just inform the council, they could be in the report. But, if she's asking us to give a consensus on that item, even though it is a budgeted item, then we would like it identified in the agenda with the dollar amount. If she's not asking for a consensus, then it could just be in the report, if it's just information."

Ms. Fellner: "And that's fine."

Mr. Smith: "Okay. And then, any new expenditure, a, even if there's money in the budget, but it's not identified for that, you would have it added under the business item."

Ms. Fellner: "And, that's fine."

Mr. Smith: "Okay."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "You knew I was gonna say something. You said that people could go on the, on computer, go on line and find information. There are some people, maybe not as many as you would think, but there are some people that don't go on line and look things up. I'm terrible with the computer. My computer hates me. So for that reason that's why we would ask that you be clear about expenditures like that and appreciate your willingness to do that."

Mayor Samples: "Any other comments?"

Ms. Mabry: "Mr. Mayor."

Mayor Samples: "Ms. Mabry."

Ms. Mabry: "I also want to remind everybody that we do have a, a [sic] open checkbook that is on the web. Go onto our webpage, and you can see all the checks that are being written, and that really gives you a great idea of how we're spending the money. I understand a lot of people, or some people, don't use their computers, but there's also a detailed report when the finance committee comes up here, so we are being very transparent. I don't know anybody that's been any more transparent than the Town of Surfside Beach is, and of course, Ms. Fellner is very good to, a, always give us information about where the dollars go, if it is not a budgeted expense. Hopefully, next year we won't have too many of those, so it won't be an issue. But a, in the meantime, we want to make sure that you do know, but go onto the website, learn to use it. Play with it. You'll get every informa; you'll get all the information we get, so there you go."

Mayor Samples: "You know, I fully support transparency. No question about it. But, I also will say, you know, I heard the discussion. I heard the comments. I listened very carefully to what was said, and I'm gonna tell you something, I still want to know, for instance, we budgeted a trash truck, purchase of a trash truck. I want to know what the bids are; who has bid on it. I want council to be aware of those decisions, and so, all I would suggest to all members is it is important to learn to, a, discriminate between all spending, because we're not interested in all spending, quite frankly. What were interested in, I believe we're elected to do, is to insure that we used our judgment and our intelligence to insure that the taxpayers are getting the best bang for their buck, and I for one, don't want to waste, just me, I don't want to be wasting my time chasing pencils. You know, routine expenditures. We have a budget process. It is our obligation to go through and understand what is in that budget. Y'all vote for it. We approve it, and if you don't understand what is in that budget, then I suggest you spend more time working to understand what is in that budget and you ask questions, and we will take as long as it takes for you to know, and in fact, I'm gonna suggest that we start having a, an additional, another special meeting, okay, where we're gonna go, and we're gonna take these priorities that we came up with, these items that we all visioned [sic,] and now we have the job to determine is there, are there costs associated with those items, and if so, how is this council's plan to pay for those items, or is it merely lip service. But, I'm for transparency, and that's why I wanted to hear from the administrator, because she's not gonna have any problem detailing what, what it is that I think we need, but when you say all items, come on. You're kidding me."

Mr. Stevens: "Mr., Mr. Mayor. Let me, let me be a little bit more clear for you, so maybe you'll understand what I'm saying. I'm not asking for nickel and diming. I'm (**) asking for large expenditures. When we have something on the budget and let's say that we vote to a put on the budget say $75,345, not everybody in this audience and not everybody in town is gonna sit down and read the budget. Some of 'em don't have time. Some of 'em work 40-, 50-, 60-hours a week. So when they come in here, I don't see any problem with being totally transparent and say, hey, we're gonna spend $75,4(**) [sic] on a, on a

new, a, road scraper or whatever it might me. That's what I'm talking about. I'm not talking about nickel and diming."

Mayor Samples: "Okay, I, I merely, and I apologize. I merely read what you wrote."

Mr. Stevens: "And, and I'm sur, I'm (**), I apologize that it was completely clear, but that's what I'm headed towards."

Mayor Samples: "Okay, so there's general agreement, can we move on to the next item? Okay."

Unknown Speaker: "Yes."

Mayor Samples: "You wanna, want to introduce that."

B. All parking spaces that are now or have been added on Ocean Boulevard and any other added area need proper definition as to the actual spaces and should be laid out exactly to show the general public where the spaces end and begin. As of now there is some real concern by citizens and the parking committee where these Ocean Boulevard spaces actually are located. Councilmembers Stevens, and Dodge.

Mr. Stevens: "Alright, this has come up to me by several citizens. As you drive down Ocean Boulevard and you've got these parking spaces, a, and you look for 'em there's, there's no proper definition of where you're actually gonna park. Where the parking spaces stop or end. A, this is a concern of the parking committee. A, they thought that, a, very, very bad to have parking spaces, but no definition of parking spaces. So I would like to have the town do something that lays out where these parking spaces are. If we're gonna put parking on Ocean Boulevard, it should be organized, clearly defined so we don't have any problems with whether you're parking here or you're parking there. The only thing that I've seen that any clarity to me [sic] was there was a yellow fence in front of a ditch on Ocean Boulevard on both sides and I knew you couldn't go any further than that yellow fence, so it, it a, think it would be for the best interest of the town and the citizens and also our visitors to have some type of clearly defined parking space if we're gonna have parking on Ocean Boulevard. As it is now, we don't have anything If we can put wood down, if we can put something that shows where it starts, where it ends, if we can put some type of paint down, or something, if we're gonna have parking spaces on Ocean Boulevard, which a lot of people don't want, even the parking committee didn't want 'em, but I think they need to be clearly and defined, and clearly laid out."

Mr. Smith: "Mr. Mayor."

Mayor Samples: "Any other comments? Councilman Smith."

Mr. Smith: "Can we call Mr. Adair to come up and talk to this issue?"

Ms. Kohlmann: "Mr. Mayor."

Mayor Samples: "Let Mr. Adair read the a, read what it is he's gonna be talking to, and then I'm sure he's, he's considering the comments that he just heard. Mrs. Kohlmann."

Ms. Kohlmann: "A, I'm sure that John has a lot of answers for those questions that were brought up already, and as we've all discussed many times, none of us here can direct individually, but since we're here together as a whole, I think it's our job together as a whole, to direct staff sometimes, and in this situation with the parking, a, I would just like to ask if it's not impossible that some kind of, not, not big spectacular drawings, or anything, but some kind of plan in place that we can look at so when we're placing the signs and, and placing the meters, and all, we don't have to go back and redo things that might not necessarily have been done right the first time, and I'm not trying to judge anything or anything, but instead of putting it in and then moving it in two weeks, we're using double manpower, so I know that

staff is, is overwhelmed with everything happening in town. So, I think it would behoove us all to just kind a say let's have some kind of system or some kind of plan, and I know, I think you have one, right?"

Mr. Adair: "Well, I appreciate you saying that, because your, your comment really speaks to the first comment, because this is being laid out in layers over a very short period of time. We had to have a private company create the spots to be made into parking spots. We had to do some delineation. We had to put some signage up, and I say some. We had to put some landscaping in, and again, I say some, and speaking to your point, you don't want to do too much in one area. You want to sort of layer it in to place. When you have a short period of time without a master plan, a, the, the goal is to have clearly delineated spots. The next layer or phase to get done will be delineations, so we don't encroach on the 10-foot rule for driveways. We don't encroach on intersection lines, and things like that where it's not clear where the spot begins and ends, we're gonna be putting more, a, materials down on the ground. We, a, everything we put in the right-of-way that wasn't there before was a potential hazard and liability. Everybody needs to, you know, embrace that. Every piece of wood we put down, every sign pole we put up, someone can walk into it, bicycle into it, jog into it, trip over it, it can fall on somebody, so we're trying to approach this in a very methodical way with minimal signage to start with. Will more signs be added in the future? Absolutely. Will more delineation go down? Absolutely. Will more landscaping? Absolutely. But, a, that, that's the whole point is, you know, doing haphazardly and without great thought and logic is a bad idea, I think, and that's why the way we're doing it is the way we're doing it."

Mayor Samples: "Thank you. Any other questions or comments for Mr. Adair?"

Mr. Smith: "I'd like Mr. Adair to stay there as we go into Item C."

Mayor Samples: "Alright, good. So we can move right along."

Mr. Johnson: "Yes."

Mayor Samples: "Very good."

Ms. Kohlmann: "Mr. Mayor."

Mayor Samples: "Mrs. Kohlmann."

Ms. Kohlmann: "Does anybody agree that we need some kind of, I know you're saying layering."

Mayor Samples: "He's got a plan, is what he just said."

Ms. Kohlmann: "But, I'd like you to share it with us. I'm, I'm not trying to be pushy, or anything, but I'd like to see it myself, so we can kind of have a vision of what's gonna be going on (**.)"

Mayor Samples: "Can you provide greater detail or is it...is it something that maybe Beth can sit down with you."

Mr. Adair: "It's maybe something we could sit down; I don't have anything on paper, it's sort of what makes sense as one phase gets done, what seems to be the next logical thing to do, seeing what's missing."

Ms. Kohlmann: "Okay."

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "A, Mr. Stevens."

Mr. Stevens: "I reckon the question I have, a, here, is how long will it be, what is your, a, estimate of how long it'll be before we actually know where each and every parking space is?"

Mr. Adair: "The very next phase, which will start this week, will be laying some more delineating timbers down to the forward and backward limits of the parking blocks. Not every single parking space will have forward and rear lines; but where it's going to, where, where it's not clear to the driver of the vehicle that he's gonna be in violation of the law if he doesn't pull up to that meter, if he hangs back five feet, he's going be within 10-feet of a driveway, that's the sort of situation that we wanna make it really clear. When you have very clear four spots in a row and there's, there's no driveways involved, I'm not in favor of putting five timbers down just to have five rectangles. I think that's hazardous and it'll impede us from doing our job cutting the grass and things like that."

Mr. Stevens: "Do you have a time date, as the season is coming up on us, do you have a time date when this will actually be done?"

Mr. Adair: "Certainly within the next week or two."

Mr. Stevens: "Next week or two. Now, these spaces, they will be 22-feet long by what?"

Mr. Adair: "We have strived for a 24-foot space with the exception of maybe three or four spaces that are all 24-feet."

Mr. Stevens: "24-feet by what?"

Mr. Adair: "By 9."

Mr. Stevens: "By 9-feet."

Mr. Adair: "You know, where we've had extra room on the right-of-way we've gone 10 in the 75-foot section, just so car doors wouldn't be a problem. But, from 3rd to 3rd we only have 40-feet of right-of-way, so 9 is all we're gonna get."

Mr. Stevens: "How about, I, I know there's been a lot of talk about, a, ordinance that was passed December 10th where we designated that, I think, that we changed line four where it was 10-feet from beach accesses and 10-feet from driveways..."

Mayor Samples: "Which ordinance are you referring to?"

Mr. Stevens: "The parking ordinance."

Mayor Samples: "Oh, okay."

Mr. Stevens: "10-feet from, a, beach accesses, and 10-feet from the driveways, and 10-feet from the entrance to a parking or exit from a parking [sic.] Would that be laid out as well?"

Mr. Adair: "Yeah, it's essentially driveways. (**)"

Mr. Stevens: "I think there was some erroneous information also that was put out to the press and other people that we changed more than that parking ordinance and I been back and looked it over and over and over and I went back to the January, a, December 10th meeting, and I, I found that the 30-feet from a, a, intersection was already on the law, and that's been on the law since, my understanding, since two thou, 1996 up to 2009 and that was put out to the press and put out to the media that that was that was a new law we passed, but that is in effect was not a new law we passed. That was already on the books. If that law was not on the books then I want a refund of my traf, parking ticket I got for parking within 30-feet of 5th Avenue North and Hollywood Drive. Thank you."

Mayor Samples: "Any other comments for Mr. Adair as it relates to the parking issue?"

Ms. Kohlmann: "We didn't do C."

Mayor Samples: "Mr. Johnson."

Mr. Johnson: "I would just like to say that six members of this council voted to approve this parking plan, and it came out of nowhere, pretty much, and I think it's asking our public works department, a, to go above and beyond their duty to try to implement everything at the same time and keep up all the other projects that they have going on. This man stood up here and told us that prior to, prior to this that they were up to their ears in work, and so I think it's being a little unrealistic to ask our public works department to implement everything at one time trying to get it done before the season starts. That's all I have to say."

Mayor Samples: "Thank you. I, I tend to agree with that line of thinking. Now, just for clarification purposes, and I don't know who, a, was being referred to about who put what out to the press, what I do know is that in the fall, Mr. Adair, we tasked Mr. Adair to go down to Ocean Boulevard and to paint lines at the corners which clearly delineated the, the, the law at that time, which I agree was 30-feet from an intersection, and, and at that time I thought we were making great progress. But, but, I think as everybody knows that progress that we made last fall, a, we didn't quite cut it, and now we're making a light year progress. We're zooming ahead, and, and I, and I, a, want to thank public works for taking a, a, what I'll call it, what I think is a bad situation, making the best out of it. Again, I want to remind everybody, a, Councilman Johnson is exactly right. Six of us did vote in favor of that, that a, parking meters and that sort of thing. One of our great fears was, I know at least on my part, and I'm sure it was shared by others, was that we're gonna wind up ticketing a lot of people who come to town, who visit who really don't know what the rules are, and so, and I'll say it again, I think this was a, this is an acceptable action that we have taken to insure that we are not unfairly ticketing people who do park on Ocean Boulevard, and I, I can remember when we were even discussing the parking ordinance at the outset, I was assured by members who, by people who spoke at the podium that there was no intent to eliminate parking on Ocean Boulevard. No intent. Okay, in fact I called it a, an untoward, I made an untoward comment, a, about what I perceived, and we haven't. We have not eliminated parking on Ocean Boulevard. We have clearly identified where it is legal to park now, and I'm sure it'll get better as time goes by. I, for one, think that landscaping's [sic] the best solution down there. But, we'll just have to wait and see. Now we'll move to the, a, any other comments on Item B before we move on? That's the third time I've asked this, so I thought I'd take 10 minutes and lay it out for you. Item number C, this is Councilman, members Stevens and Kohlmann."

C. Better placement and readability of signs on Ocean Boulevard (a) signs directing the general public to designated paid parking meter spaces; (b) signs that clearly shown "no parking" in certain areas along Ocean Boulevard, or (c) the immediate placement of plants, bushes and trees recommended by the beautification committee to eliminate haphazard and dangerous parking by the general public along Ocean Boulevard. Councilmembers Stevens and Kohlmann.

Mr. Stevens: "Why don't you take the lead?"

Ms. Kohlmann: "(**) This is about the better placement and readability of the signs on Ocean Boulevard. I'm not gonna read your whole paragraph, Randle. I think I can explain it, (**), but I've already spoken to you about it. The way that that signs that are now there, I'm a little bit confused myself. They say parking in metered spaces only, but there are stretches that go blocks and blocks that there are no parking spaces there. So why aren't we just putting no parking sign there so that there is definitely no confusion whatsoever. People don't look around going where are the meters or if there's no meter there, then why can't it just say no parking any time? That's my first question. And my second one is I still believe, and I know there're people in the community that believe, that those signs are too close to the road. Two feet, I know the laws about the height and, and all that kind of stuff, and, and you had sent an email out about [sic] a picture about the height, but that's not, for a parking lot height, so that's not for the road that's travelled by the cars."

Mr. Stevens: "Travelling on the road, (**) for those on the road."

Ms. Kohlmann: "If you do it, it's different..."

Ms. Mabry: "Point of order."

Ms. Kohlmann: "There's a whole bunch of laws."

Mayor Samples: "Point of order."

Ms. Mabry: "No cross talking (**)."

Mr. Stevens: "Not a problem."

Mayor Samples: "Go ahead, Ms. Kohlmann."

Ms. Kohlmann: "Anyway, I was trying to just clarify that for him. A, but now they're two feet from the road, and without a curb, I, I think common sense should play more into, into this, and that was my, my reasoning behind saying let's get an idea, because not that it's a horrible thing, but if we're gonna spend time moving them all, then it just makes sense that we have some kind of plan. I'm not saying, again, I'm not saying I want him to come up with something elaborate to give everybody, but say, we're gonna place these signs on Ocean Boulevard. They're gonna be 2-feet off the road, and then somebody'll [sic] say well, why don't you put 'em 5-feet off the road, because 2-feet's too close. We're, we're actually looking for an accident to happen. A, but I think that's a, a big issue and just to, you have to actually get out of your car now and walk into the middle of the street to see the sign, cause you ca, as you can't really see it. You have to get out of the car to go look into traffic to see those signs, so I would like to see us just put them up the right way the first time so it saves you guys a lot of time, and I really think that no parking signs, I know people don't like it to hear the word no, but if you're gonna be issuing summonses to people, there's no better way to collect your money than to make it very concise, and I, the reason laws are strict is because there should not be any kind of in between. That's why laws are the way they are. If it says no parking, it's no parking. You get a ticket, you're not gonna fight that. But, you can fight the other one."

Mayor Samples: "Any other comments?"

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "Mr. Stevens."

Mr. Stevens: "Let me continue on in what Ms.. a, Kohlmann was talking about. I also rode down the road and I've looked at these signs, and they're, they [sic] next to the road. If I swerved over a little bit, I'd bump it with my truck. A, you cannot read the signs until you get actually upon on 'em, and then you have to look directly to your right to see 'em. You actually have to stop to see, to see 'em if you want to read 'em. That's the biggest problem I saw, and a, I was at the, a, BBQ Festival with Councilman Smith the other day, and a, we were riding by the Yaupon lot and I noticed all the signs, there's about four of 'em in the Yaupon lot that are all double faced. If, if you're sitting in a normal car like a Honda Accord, or a Camry, or a little sma, or a truck they're about eye level and you can read 'em from both directions. The signs we have now, you can't read 'em at all, and in the areas that we didn't, where there's no parking allowed, there should be something there that, a, when the person is riding down the road, it says no parking, and you can see that easily. In lieu of the, a, of the no parking signs, then I would suggest that we take the advice of the beautification committee, and we start putting out shrubbery, trees, and whatever to keep people from parking in those areas, and a, this, right now it's kind of haphazard, and a, it doesn't make much sense, because like I said, Ms. Kohlmann's son ran into a sign it was so close to the road. Those signs are just too close. We need a better placement of signs and better readability."

Mayor Samples: "Okay. Any other comments?"

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "A, I agree about the signs, John. Going on Ocean Boulevard, they were facing Ocean Boulevard and you had to be right beside them to see the signs, instead of there being turned this way that as you're driving toward the sign, you couldn't see it till you got there. It should be this way, not this way. *(Hand motions)* Does that make sense?"

Mr. Adair: "Absolutely, that's why changes are gonna be made. Is everybody done? Comments? I can clarify some of this."

Mayor Samples: "Pardon me."

Mr. Adair: I can clarify some of this with responses, if everybody's..."

Mayor Samples: "Please, do."

Mr. Adair: "Well, the placement of signs on the travel way, as it's known, is regulated by the Manual on Uniform Traffic Control Devices, and there's [sic] parameters that you have to follow. In the case of the distance from the road, on a street such as Ocean Boulevard, they should be 2- to 5-feet off of the pavement. We opted for 2.5. Micki and I have rode [sic] the area and we agreed that 4-feet would probably would be more, more appropriate in the absence of a curb. A, again, you know, putting them up the right way sometimes, something you, you see after it's done that wasn't the right way. The angle of the signs, when you're using a double arrow to delineate a parking zone or any sort of regulation, a, which we have decided to do, the, the angle of the (**) of the sign is 30- to 45-degrees not parallel to the road and not perpendicular to the road either. We opted for more of a 30-degree stance; 45 clearly would be more appropriate, so it's more visible to oncoming traffic. So those two issues will be changed. The height, really shou, should stay where it is. It's right not the bottom of the sign's about 6-feet off the ground, and in this sort of urban setting where pedestrians or vehicles are likely to be present, they really like 'em 7-feet off the ground, a, regulatory signs. So the height really is not something that we want to change. The difference between the road and the angle is something that we're gonna change."

Mayor Samples: "Thank you. Any other questions, comments?"

Mr. Adair: "And again, if I could, just interject, this is one of the reasons why we only put out 27 signs to start with rather than the 75 or 65 that I bought originally, because I wanted to do this in a measured kind of way to evaluate what make sense."

Mayor Samples: "Very good."

Unknown Speakers: "Mr. Mayor."

Mayor Samples: "Mr. Stevens."

Mr. Stevens: "Alright, Mr. Adair, just, just to a, kind of clarify everything so I'm totally up to date on everything, and understand this is discussion item, all we're really doing is discussing and getting it out in the open so we can, you know, these are concerns that have been given to us by citizens, and a, other people. So we're not trying to, we're not criticizing you, but we're, if you want to say constructive criticism, okay, we, we just want it to be right and a we hate to see, like Ms. Kohlmann said, you guys come out here and do the work, and then have to come back and do it again. I think Ross Perot said it best, cut twice, measure twice, cut once, and a, that's what we're really trying to do, and we just, we know that you're working hard to do that, and a, a question, has the beautification committee contacted you as far as where, about putting out bushes, trees, shrubbery along, a, Ocean Boulevard in the areas where clearly nobody could park, cause they'd be parking on a sidewalk or whatever."

Mr. Adair: "Well, yes, a, in fact the plants that we've installed so far to date, of the total plants that will be installed, are plants recommended by the beautification committee from the, a, the pink Muhly grass to the Sago palm to the pink Indian Hawthorne bushes that are in there and when they bloom, I'm sure they'll look nice. But all three plants were recommended by the beautification committee. We put them initially, and again, in a, in a measured kind of way in places where the area was large enough where somebody might think it was a parking spot, so it would take the place of a sign being there, no parking, and as time goes on, we will fill in with more landscaping beds."

Ms. Herrmann: "Mr. Mayor, could we pause, please, while I change the tape."

Mayor Samples: "Please."

Ms. Herrmann: "Thank you."

Mayor Samples: "Thank you. Carry on, John."

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I just wanted to say we're hitting you with a lot to do in a very short time to get ready for the summer visitors, and I for one appreciate your efforts. You've obviously given, given some thought to how you're going to handle this. Thank you very much."

Mr. Adair: "Yeah, we're really concerned about doing it the right way."

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "Mr. Stevens."

Mr. Stevens: "A, just, just again, I, I believe that you are doing a fantastic job for the town, and I, all we want to do is get updated and let us keep, keep us up to date on the parking, the spaces, if you would, and give us a, at every council meeting, I would appreciate an update, if you would."

Mr. Adair: "Absolutely."

Mr. Stevens: "Thank you."

Ms. Mabry: "Mr. Mayor."

Mayor Samples: "Mrs. Mabry."

Ms. Mabry: "I do have a, some things I want to say about this. We a, adopted a parking ordinance and we turned around and adopted the meters, and, and I'm not criticizing anybody. That's the way it is. It's what it's gonna be. But, we did it all without a comprehensive plan. Now, we're coming here and we're saying, okay, we want these signs, we want this landscaping, we don't, it's not too late to get a comprehensive plan. We have a planner that works for the Town of Surfside Beach. She would be more than happy I'm sure to work with the beautification committee, to work with public works. We don't have to do everything this year. It might take three or four years to get the whole project implemented, and we can afford to take that time. So, my recommendation and my hope is that all, that the public works, that Ms. Morris, that beautification, sit down, develop a comprehensive plan, bring it to council, and over the years, because we're, that's a living beach; that's a living boulevard; it changes all the time, that we have the opportunity to see something really wonderful go in. I know that they're doing the best they can with the short time they've got, but eventually, I would like to see it come with a budget, with a, the slide show, the whole nine, so, we can have a beautiful boulevard, but we have to do it the right way. I thank Mr. Adair for making it happen as fast and it's, he's done as much as he could to, a, I'm amazed

that he's done all he can or has done, but a, this is not the way that you run a town. You do things by planning, and there was not a whole lot of planning on this. We just kind of gave it to him and said get it done, season's here. A, that's not fair to him. That's not fair to you. So, I'm hoping that we will sit down and get a great comprehensive plan. That he never feels rushed, that he'll have those projects in the fall, and a, we can get it finished and really make it look beautiful, and thank you for all you do."

Mr. Adair: "Thank you."

Mayor Samples: "Alright. Any other comments on, a, Ocean Boulevard signs? Thank you, John."

Mr. Adair: "Thank you."

D. Proposed Synthetic Drug Ordinance.

Mayor Samples: "I see that we have Item D, who's speaking to that? Proposed synthetic drug ordinance. Who asked, out of curiosity, (***two speaking at once)* who asked that that be put on?"

Ms. Kohlmann: "I believe that it was put on the agenda, because now we actually have the ordinance, and we're looking to, a, Captain Miller is now suggesting that we bring it to our legal, the lawyers for the town to see if we can move forward with this."

Mayor Samples: "Alright."

Mr. Johnson: "Mr. Mayor"

Mr. Johnson: "Town clerk is trying to get your attention."

Mayor Samples: "Yes."

Ms. Herrmann: "Excuse me, I believe at a previous meeting Mr. Smith asked for the ordinance to be brought for discussion before it was sent to legal counsel or brought in ordinance format, but I may be mistaken."

Mr. Smith: "I think you're correct."

Unknown Speaker: "Yes."

Mayor Samples: "Very good. Did everybody get a chance to read it?"

Mr. Johnson: "Not in its entirety."

Mayor Samples: "Okay, it is attached to the, a, the a, police department report."

Mr. Smith: "Well, Mr. Mayor, I'll, I'll make a couple of comments since I, I'm the one that, a, said I wanted to see the ordinance, and a, I'd like to say that the, a, captain did a nice job of putting this ordinance together with the help of council ladies, Ms. Mayberry [sic] and Ms. Kohlmann, and I was pleased at the way it was written. It includes a lot of specific type drugs, synthetic drugs, but it also uses words that say, a, if you, it's also not specific in the sense that it says if these things are similar, and so I was real pleased with the way the ordinance was written, because it, it gives us a lot of latitude, in a controlling in these things, and hopefully, a, after we get our legal, a, person review it, that we can move forward with getting this thing passed."

Mayor Samples: "Thank you."

Mr. Stevens: "Mr. Mayor."

Mayor Samples: "Councilman Stevens."

Mr. Stevens: "A, this is one time that I have to say, have to, I have to commend two women that sit on this council that care about children, and Captain Miller for really going to the hundred, a 150-percent to find something decent so we can stop a, the sale of this synthet, synthetic drugs. This is to be commended. They are to be applauded. I think everybody in this town should thank them for taking the steps they have, and a, I think every person on council should be glad that these ladies, two ladies, and, (**) both mom's, too, by the way, and Captain Miller have worked hard on this. I applaud them for it."

Mayor Samples: "Thank you."

Mr. Johnson: "Mr. Mayor"

Mayor Samples: "Councilman Johnson."

Mr. Johnson: "I did actually read the ordinance. A, it made my head hurt when I was trying to look at some of these words, and, and some of these, these a, a, substances, and it is like, okay, I have no idea what this stuff is, you know, and, and that makes me wonder, you know, we spoke earlier about all you have to do is change one molecule, and it, it's, you know, they have a way around it. It might need, you know, I applaud everyone. My concern is whether it could be a fluid ordinance or whatever, you know, I, this is gonna be something that is gonna be very unusual, to say the least."

Mayor Samples: "True enough."

Mr. Smith: "Mr. Mayor."

Mayor Samples: "Councilman Smith."

Mr. Smith: "I'd like to comment, a, in, a, prohibitions in paragraph one, it says synthetic or alternate drugs, and then in the definition section it says synthetic and alternate drugs and it says any substance containing synthetic cannabinoids, stimulants, psychedelic, depressants or hallucinogenic, or so forth and so forth, and I think those kind of words there include a lot of stuff without being very specific. It's the effect that's being prohibited. If you're selling something that causes these effects, then that's what's prohib, prohibited, and not necessarily just because we can spell the name down in Section 5."

Mr. Johnson: "Mr. Mayor, (**) that is my hope, but we'll have to see what the, the attorneys say."

Ms. Mabry: "Mr. Mayor."

Mayor Samples: "Ms. Mabry."

Ms. Mabry: "I don't think you're gonna see the end of this. I think this is the, we're starting. We have to have a start point, and I don't think this is gonna be the end of it. I really, really want us to go over it. I hope we can go after, not only, not only what's in the package, but the package itself; the way that the chemicals are distributed. There are other states that are addressing that as well. Synthetic marijuana cannot be distributed in a powder form, a leaf form, a cube form, a, we, we're not finished. This is a start, but I promise you that, a, I know Ms. Kohlmann is not gonna give up, and neither is, a, Captain Miller. They're, they're gonna stay on it as well as, we're looking for new ways. We're looking for legal ways, but unfortunately these substances are legal substance, so we trying to make a legal substance illegal, and there's a little more to it than, than I dreamed it would be. So, we're gonna do it. We're gonna continue to work at it, and hopefully, we'll see a good success."

Ms. Kohlmann: "Mr. Mayor."

Mayor Samples: "Mrs. Kohlmann."

Ms. Kohlmann: "I agree with what you're saying wholeheartedly, and a, having conversations with other law enforcement agencies across the United States, it's not gonna be easy for our police department; it's not gonna be easy as a town. A, but when you speak to parents of children that are no longer here, there are law enforcement officers that have been fighting this battle, and you know, with law enforcement when you have any kind of new thing, it's, it's test case, and we're gonna be a test case. So, we're gonna have to struggle through that process, so it's a long process, too. It really is, but the, the thing is you just don't give up. You can't give up. Cause there's a town in New York, in Oswego, New York, where kids were dying, because of this drug. They were just dying. And they had to keep going back to this ordinance and they had to keep fighting to go back to the ordinance, and when I spoke to the sheriff in Oswego, they don't have the problem anymore. So, it can be done, and I'm a firm believer. You can do anything in this world, if you put your mind to it, and you work really hard, you really can do anything. So this council collectively can do a lot, and we're gonna show you that we're, we're behind this to, to help these children, because the children are the future of this town."

Mayor Samples: "Thank you. You know, getting the word out, a, in the community is critical to addressing the issue. I don't think, I know I didn't realize how, how, the level of business was being done. But, it's pretty significant, and it's done, it's done every day. It's probably being done right now. It is legal. There are big time issues involved, but if the people and this council commit to chasing it up the ladder, which is what's gonna have to happen, a, why not do it here. Why not start here, and the General Assembly has dealt with a, the bath salt issues; 29 other states have outlawed this whatever it is, Salvia divnordium..."

Unknown Speaker: "Divinorum."

Mayor Samples: "...what, whatever, yeah. South Carolina has not. It is our town, and I think that's all we're really responsible for is to try to make our town better. So, I, I applaud everybody for all the efforts, and I wanted to ask, is there any other comments on..."

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "Mrs. Dodge."

Ms. Dodge: "I didn't know very much about these types of drugs, but what I read made my hair turn white, well, whiter. It's like a hydra. You cut off one head, and another one appears, and you cut that off and another appears, and you've got two determined women up here on this council that are working on this, and I, I give them a lot of credit. They're not gonna let go, and hopefully, this town will one that stops it. It'll be a big job."

Mayor Samples: "Thank you."

Ms. Dodge: "Thank you, sir."

Mayor Samples: "Um, huh. I, I spoke with Councilman Smith before the meeting, and we had an infrastructure committee meeting, a, last week, and, and a, he wanted to talk about all the, all the things we were, I actually asked him if he wouldn't mind briefing everybody, in particular councilmembers, also, on, on a, just a quick ~~summer~~ of the infrastructure committee meeting."
Summary Scrivener's error D. Herrmann CMC, Town Clerk

Mr. Smith: "Okay, this is for the councilmen and also for the community, this is a [sic] update on the infrastructure committee meeting. One of the things that we did was ask public works to have a written plan for the stormwater that will be done on the north end next year, and a, notice we said written plan, and a, a just for your information, the pier ramp and a deck should be completed April the 12th. It's always good to have a date so as you go down there and watch 'em building that ramp and deck you know exactly when it's gotta be completed. The telephone poles, electrical poles, on Ocean Boulevard from 3rd North to 3rd South should be removed before the end of March. We always ask when are those things gonna actually come down, since we paid a lot of money. Well, by the end of March they'll be

down. Another key thing that was discussed was a the roads that will be a paved this year. The affected roads should've been already, the neighbors should've been already notified, but I'm gonna mention them slowly, if I go too fast, you'll have to ask John Adair after the meeting: Dogwood South from 8th South to Melody Lane will be paved; 6th North, Ocean Boulevard to Myrtle will be paved; 8th North, Ocean Boulevard to Dogwood; 9th North, Ocean Boulevard to Dogwood; 3rd North, Ocean Boulevard to Oak; 4th North, Ocean Boulevard to Dogwood; 7th South, Ocean Boulevard to Dogwood, and according to public works' calculation, 44-percent of the paving was on the north side, and 56-percent of the paving is on the south side. So it's pretty evenly distributed. The other thing that was a big discussion item is where should the next underground wiring project be; should it be continued on Ocean Boulevard, or should we go down Surfside Drive. Even though we had a little a vote on it, there's still some flux in that and a, so it will be presented to council sometime in the future. A, but it's something for folks to start thinking about, if they want to make comments to council about it, whether it should be on Surfside Drive, the next underground wiring project, or continue on Ocean Boulevard. And a, to help you understand the, where the money comes from, the franchise fee is collected on your electric bill. The town gets about $325,000 per year. This last project, I think, was like $1.2 million, so it takes $1.4 million, so it takes three or four years to get enough money, but Santee Cooper is generous. Once you get a little pile of it, you a, borrow some from 'em, and a, so that's what we're looking at, and thank you very much."

Mayor Samples: "Thank you, Councilman Smith. Any questions, or comments? Alright, we are ready then for our five minute public comments, five minutes per speaker on any item related to the Town of Surfside Beach. Yes, sir."

9. PUBLIC COMMENTS.

"Tom Dodge, 1415 Poplar Drive North. In meter city. In the 2/15 town council meeting, Ms. Fellner presented recommendations from the parking committee. The traffic flow on Seaside Drive South from 1st Avenue to 3rd Avenue, 4th to 6th, were to become one-way streets. Also, 1st, 3rd, 4th, 5th, 6th Avenues South were to be one-way from Ocean Boulevard to Seaside Drive. Both the police and fire departments said this change would be good for maximizing safety. Council voted by a 4:3 margin in favor of doing this. Let me be totally honest, it is now March 11, 2013 and nothing has been done. There's no signage and no arrows painted on the roadways. The season is here, folks. Either someone has failed to do their job or they were directed by someone on this panel not to do it. It's gotta be one or the other. I came across a, a, an email that, that our mayor sent to a person, and, he says to this person the adoption of a very stringent parking ordinance. That's not so. It's a safety issue."

Mayor Samples: "It's a matter of interpretation."

Mr. Dodge: "I'm speaking right now, sir."

Mayor Samples: "Go ahead."

Mr. Dodge: "Then now, be quiet. Signage required to alert visitors as well as the residents of the legal versus illegal parking areas. A, that signage had already put [sic], put in by Mr. Adair before this memo was written. While I have my doubts about the wisdom of adopting a stringent ordinance on parking, it is now a town ordinance. Without clear indicators such as meters as to what is legal or not, the meters were already up, it is very likely that safety of our visitors may result. Our police department and our fire department said this would be a [sic] maximizing safety. I do not think it is the duty of the mayor to subvert the wishes of the majority of council. All changes made this spring will maximize safety. Mr. Mayor, you have not stated the safety of no parking 30-feet from intersections or 10-feet from driveways. You only say the sky is falling. You are Henny Penny. Be honest and state all the facts. There were over 40 emails sent to councilmembers. Almost all of them from Surfside Realty properties. Seems like someone stirred them up. They all were mostly from non-residents. I would like to thank council for the good work they have done with the metering of Ocean Boulevard and Seaside Drive, and the passing of the ordinance no parking 10-feet from driveways and beach crossovers. The 30-feet from intersection has been the law for several years. That is nothing new. It was just never enforced. Thank you, the boulevard will be much safer now."

"Glen Curtis, 257 Palladium, just west of three feet from 8th Avenue there. A, talk about drugs, and in the middle 60s when I grew up and I went in service I came home from Nam, I was in a discharge barracks over in Treasurer Island. I watched an adult that got so hooked on drugs he took red pepper and wine put it in his arm just to have something there. I, Carol and I, kissed my cousin good bye in a hospital to go down the parking lot [sic] we were called, he was dead by that short walk down the stairs. She's an adult, but she got hooked bad. There's adults as well as children in the town that need just as much help. There's all types of people and there's all types of trunks being opened in different places, a, along the streets that you can buy tools. You can buy guns. You can buy drugs right out of trunks of cars. We have to watch out for everything, and I wanted to thank you for what you're doing."

"Good evening. Ralph Magliette, 104 Harbor Lights. First, I just want to say, to change topics completely, my wife and I, we really love this town, and we think that everyone does the best that they can and I think that it's a good place to live, and so, what I wanted to come of talk about is something which I think is a wonderful opportunity and an opportunity would be the potential to build a new senior center in Surfside Beach. We've had discussions with Mr. Fontaine, who runs the Horry County Council on the Aging, the non-profit who came to our meeting for the senior citizens, and a, at the time he said that Surfside Beach was either number one or two on the list for a new senior center, and a, it would be a wonderful addition to our town to have a senior center. Our senior center is very small. It's one of the oldest senior centers, and they cannot provide the level of services that one would hope that they could provide, cause it is the former library and it basically is just one room with a, with movable benches and there is no dedicated facility for, for weights or to do exercises. It doesn't have a kitchen. It does not have counseling rooms where seniors can get counseling. It does not have any of the new things that the newer senior centers have. (**) go to the Grand Strand Senior Center on 21st Avenue or the new one in Carolina Forest, you could see the wonderful facilities that are available to seniors, and so, what I'm asking is, I know it's a long process, is that perhaps as a vision statement or maybe there're some wonderful people in town, I know that the thing that is needed is to have land to build, to basically build the senior center in town, and I come from New Jersey where our senior centers were, because of maybe our area or whatever that we had people who were philanthropic, who either donated money or donated property, and I was wondering if perhaps to move this project forward maybe a committee could be formed or maybe we could ask people to maybe potentially donate the property. I know the, a, the current senior center, which is the library that property was donated by the Calhoun family, and there has a history of people donating property and money for service, civic pro, projects, and I can't imagine anything more wonderful to have than to have people donate and we provide a quality of life for our seniors that live in town, so if there's anything that we could do, as an individual or some type of committee could be formed, maybe just to maybe move the process forward, I would certainly appreciate it. A, and a, Mr. Fontaine said since I was gonna come up here and talk that I would be nice enough if I could just give some senior information out to the councilmembers talking about the senior centers and all the services that are offered through Horry County Council on the Aging. Thank you very much."

Mayor Samples: "Thank you, Ralph, very much. Do you know how much land you're talking about?"

Mr. Magliette (*speaking from floor*: "(**) acres stage of the game for us to move on you basically have to have that piece of property (**) but that something that the council would need to negotiate. Talk to Mr. Fontaine. Initially I was told that they were talking about 10,000 square feet structure (**) because there really isn't a good structure in southern strand to take care of a large senior population. (**) of the land (**) the only cost would be that the town would provide the land. The construction, the facility, the equipment and the staffing would all be taken care of by the Horry County Council on the Aging (**) provide the land (**)."

Mayor Samples: "Thank you. Thank you very much."

"Patti Magliette at 104 Harbor Lights Drive, Surfside, and I just wanted to say a real brief, real concise stat, I've gone to the Bi-Lo where you buy one and get one free, okay. This is a great town to live in, but from what I've just heard, if we somehow get the land, we'll get one free. That one free would be

an entire building built for us, because we're all gonna be old enough to use it someday. All the furnishings and the people to work in it paid for by the county. That's probably one of the best buy one get ones free I've ever heard, so I'm gonna put it in clear. I don't what everyone else thinks. I don't know how y'all feel about this, but it's worth thinking about. Thank you, and God bless."

Mayor Samples: "Thank you. Yes, sir."

"Ron Ott. 7th Avenue North. First I'd like to say how blessed we are to have Ralph and his wife here. They just came here and they, a, championed this cause all by themselves and, and it's really terrific, and they're, he's unstoppable, which I like. That's really good. A, we, the parking, I've been sitting back there for two meetings and I think we've put together probably a, a, close to an hour in discussion and everybody, not meaning everybody, the people sit, sit, sitting in front of me have asked a couple of times for more clarity. More clarity, more clarity, yet we don't see any plots, diagrams, or pictures or anything on this screen up here, because I'm getting afraid to go down to the beach. I don't know what that parking's gonna be. It's, from me just sitting back there listening, it sounds like, wow, what's gonna go on down here? There's gonna be a lot of tickets, you know. I know, I'm, I'm exaggerating a little bit, but it's still, we don't have any clarity. What's the problem? Some people like it. Some people don't. I don't understand it. I, I, I don't, maybe we should have something there to, a, you know, clarify it for people that are sitting back here. These people back here, the tax payers, residents, so we can understand what the problem is. Why we've been talking about it in the last two meetings for almost an hour. The other thing is I hope that on, on the 26th we're gonna have a, we're gonna have a tax increase. Oh, that's the first one I've seen here."

Mayor Samples: "Tax increase?"

Mr. Ott: "Well, it's gonna cost more money for a, for trash, okay, and what I'd like to see is some kind of breakdown on what has changed in the last few years. Where has this cost be driven, okay, and I'm gonna ask you for clarification again. That, that's it. The other thing is this synthetic drug, and I have no idea how it got there, and in the 21st Century where people are afraid they make this, bottled water, because they might get sued. Why is nobody suing this [sic] people, the people that are selling it? I mean, we have something that is impairing people, intoxicating people, and it's being sold to do that. How can they do that? How can they actually be free to sell it under a business license that's issued in the, in the State of South Carolina, sell something that at its, it's intoxicating, yet we have liquor laws and everything. We're allowed to do this, and I don't care what molecules are in it, it's impairing people. (**) that has to be looked at and all these lawyers that we have, and they're, in fact I just seen [sic] the other night on TV they, the company that makes the red gas cans is out of business, because people sued them out of business because they were pouring gas on top of fires and it blew up. If you can sue these people, why can't we sue the guy that sells it? Have the people afraid to sell it, that's where you want to go, and then it drives it underground. You ain't gonna, you're not gonna stop it, just drive it underground. Don't make it free and easy to people to look at. You can just walk into a store here in Surfside Beach and buy something that can be an impaired, you know, can impair your, you know impair everything you, and then your drive and it's legal. Can't believe that this actually happened. Thank you."

Mayor Samples: "Thank you. Thank you. Any other comments? Ms. Kohlmann."

10. <u>COUNCIL COMMENTS.</u>

Ms. Kohlmann: "Yes."

Mayor Samples: "We're, we have now reached the point of council comments."

Ms. Kohlmann: "Thank you. I'll make it brief, but I do want a make a comment about the, a, or it's been coming up every meeting. It comes up in all my emails, and I, I just think I need to address it. The ordinance of no parking 10-feet from driveways and 10-feet from crosswalks was, I initiated the ordinance. I still firmly believe in the ordinance. As a matter of fact, when I first did the ordinance and mailed it out to everybody, one of my responses from somebody on council was okay by me. Simple and

clear change to our ordinance. But now, now, that the parking meters are in place, somehow they're connected, and they shouldn't be connected. They're two completely different issues. One's an ordinance and one is parking meters. So, I just think for clarification purposes, and all the emails I'm getting, nobody wants anyone parked up against their driveway. I haven't met one person that tells me they want a car parked up against their driveway or up against the, the beach walk. So until people come and tell me that, this ordinance was too stringent, I still stand behind the ordinance for safety reasons, and I don't believe that it had anything to do with meters. We didn't have to put meters on Ocean Boulevard, because we passed an ordinance for safety reasons. We didn't have to do that, and think that it's not right to give that appearance to the public. That's my opinion. We're all entitled to our own opinions; however, we're not entitled to our own facts. So I think we need to keep our facts, facts, and our opinions, our opinions, but when you're giving your opinion as an individual council person to members of this town, I think you should tread lightly, because it will come back to bite you."

Mayor Samples: "Thank you. Mr. Stevens."

Mr. Stevens: "Ms. Kohlmann, I'm gonna agree 100-percent with you, because the ordinance never said anything about 30-feet from an intersection. It only said 10-feet from a driveway, 10-feet from a beach access, and 10-feet from a [sic] entrance to a parking lot or exit from a parking lot. I don't know how 30-feet got in there, but the 30-feet has been law for years and years and years. I'm living proof of it, cause I got a ticket last April. The law is not there [sic,] I want a refund!"

Mayor Samples: "Thank you."

Mr. Stevens: "I'm not finished."

Mayor Samples: "Oh, okay. Very good."

Mr. Stevens: "A, beginning back, let's talk about letters, and let's talk about emails. We've had a lot of discussion and people sending emails out on these meters, and I think, well, good God, it must be really bad, and I'm thinking who are these people sending out emails and who are they from? Well, I went down and I found out there was Beach Realty, Dunes Realty, Garden City Realty, Harrison Realty, Old Colony Realty, Philips Realty, Scalise Realty, Seaside Realty and Surfside Realty. Out of 46 emails and two letters, every complaint came from one realty company, Surfside Realty. I won't say anymore on that. Speaking of other letters, I got a letter with good news to me. I'm gonna go back in history. On January 16th, 2013 the South Carolina Ethics Commission met to consider an ethics com, complaint that was filed against myself by former town administrator, Ed Booth. This complaint alleged that under Section 8-13-700(a) no public official, public member, (**) et cetera, et cetera, shall attain an economic interest for himself. The complaint alleged that I, Randle Stevens, used my position as a town councilman to gain, gain a financial advantage to cash a check that was not otherwise been cashed by any other citizen. Well, I'm happy to tell you the South Carolina Ethics decision, decision, Ethics Commission decision after hearing all the facts and complaints on the evidence presented determined there was not probably cause to indicate that I, Randle Stevens, violated that section, 8-13-700, as I did not use my position as a Surfside Beach Town Council [sic] to cash a check. Therefore, the South Carolina Ethics Commission has dismissed all charges in accordance with the laws and as written and I have been found innocent and have been exonerated by [sic] all the charges in the complaint by, by former town administrator, Ed Booth. This matter is now a part of public record and a copy of this decision may be obtained from the South Carolina Ethics Commission or you may request it directly from myself. I humbly thank all those who supported me in the matter. Also still stand on my written state [sic] that I read to the citizens of Surfside Beach September 10th, 2012 town council meeting, and it's recorded minutes if you want to go back and read 'em. To all those people who viciously attacked me on September 12th in *The Sun News* article comment sections who said I was crazy, abused my position as a town council [sic] to be rewarded finan, financials, all of you were wrong. Dead wrong. I know stand innocent, vindicated, and exonerated of your false and slanderous accusations. A citizen said to me on this matter, I can move on with my life and say to those false and slanderous people, get behind me Satan. I, however, choose judge not and you will not be judged. Condemn not and you'll not be condemned. Forgive and you are forgiven, be forgiven. Luke 6:37, and in Proverbs it says it states if you

listen to constructive criticism you'll be at home among the wise. If you reject discipline you will only harm yourself. But if you listen to correction, you'll grow in understanding. I thank you all for attending town council meeting tonight, and hope and pray that you'll have a prosperous tomorrow. Thank you."

Mayor Samples: "Thank you. Mr. Johnson."

Mr. Johnson: "I have no comment. Thank you for coming out, ladies and gentlemen."

Mayor Samples: "Thank you. Mrs. Dodge."

Ms. Dodge: "A, I only have six pages, y'all. *(Laughter)* I have to write it out so I don't forget anything. A, I want to thank the parking committee for their efforts on Ocean Boulevard. I know most of us would have preferred not to have any parking on Ocean Boulevard, but it's almost as if we were forced into allowing parking on Ocean Boulevard, and then making sure that we made it safer for our visitors and our citizens. If you remember in the past, people would hang their cars from a skyhook down on Ocean Boulevard, practically. It was really a mess, and it wasn't safe to drive up and down the boulevard. Hopefully, now we're addressing that with the meters. I really was not in favor of meters at the outset, but at this point, I think maybe that's the way to go and I'm glad to support it. I think that's my six pages. Thank you."

Mayor Samples: "Councilman Smith."

Mr. Smith: "I'd like everybody to understand that I fully support the parking meters. I've had one person that lives on Ocean Boulevard thank me for the ordinance that, a, Beth, Beth Kohlmann came up with about a no parking within 10-feet and the parking meters so that, a, people won't park near his driveway, cause he lives on Ocean Boulevard, and I'd like to thank public works for the clarification about the signage and parking delineation on Ocean Boulevard, and I know that John Adair will do a good job in getting that done in a timely manner, and a, if we have a questions [sic] we should maybe correspond directly with John, because I, I'm sure that he, a, has a good plan in his mind. Thank you very much."

Mayor Samples: "Thank you, sir. A, Councilwoman Mabry."

Ms. Mabry: "Thank you everybody for coming out. It's been a great; spring is almost here, so we're gonna, after the pollen goes, we're all gonna feel great. I'm not gonna talk about the Ocean Boulevard or the code; it's already, it's a done deal. It's already over with. We've got it. I am gonna speak about this, those letters that rece, that we received and those emails that we do are important and I don't care what realty company they come out of. They pay our taxes. They pay hospitality. They keep us afloat. Those business people at least deserve an explanation and they shouldn't be sloughed off as somebody just because they don't vote in the election. They're important to this town, and hopefully, that in years that go by with the beautiful landscaping and other things that we might can do, that this becomes something that we barely remember happening, and that it works out very well. But, I don't care if comes from whatever realty, and I do get separate calls from realtors, because I happen to be one. A, they are very concerned, but when you give 'em an explanation a lot of times they're willing to accept it and to move on, and I hope that we can do that up here. But, don't ever think that I'm gonna dismiss the people that help pay our bills, because I am not."

Mayor Samples: "Thank you. Mr. Dodge, I would ask next time you read a, an email that I have written, that you read it in its entirety. I, I think that you'll at least owe the public who you're trying to inform..."

Mr. Dodge (*speaking from floor*). (** public.)

Mayor Samples: "This is my comments...when, when you read an email that I have written that somebody's provided you, and frankly, I shared that same email, I think, with probably over 50 different parties, who, who emailed me, who called me, and I would like to set the record straight as far the way I voted; nobody else; can't speak for anyone else. I can't speak for anyone else for the reason, the way

they voted. What I can assure you is my position has not changed. This is a beach town and for as long as I have lived here in the summertime people have parked on Ocean Boulevard pretty much wherever they wanted to. That's a fact. We know; we live in a beach town. As Ms. Mabry said, the taxes that we all pay are a function [sic] of the revenues that we receive from those that come who come into town and visit us. We all know that. We know that we couldn't afford the service level that we provide in this town based upon the property taxes that the residents pay, so let's not kid ourselves. In the parking, in my mind, maybe no one else's mind, but in my mind, the parking meters are a direct result of the adoption of a stringent, and I use that word, parking ordinance. That's my interpretation. The fact of the matter is that for years, for years, people have parked next to driveways. We know that, those of us that have lived here. When we rent the condominiums, we want as many people coming in, we want to fill 'em up. We want to see Ocean Boulevard full. We want to see people having a good time. Okay, that's a fact. And in my opinion, and I said it then, and I don't mind repeating it, it was a back door attempt to eliminate..."

Ms. Kohlmann: "Point of order, Mr. Mayor. You're doing a personal attack again and it's about time you stop doing it."

Mayor Samples: "I'm not doing a personal attack."

Ms. Kohlmann: "You have to stop, and act like the mayor, and not (**)"

Ms. Mabry: "Point of order; point of order."

Ms. Kohlmann: "Enough is enough!"

Ms. Mabry: "Point of order; this is not the time."

Ms. Kohlmann: "No, you do this all the time."

Mayor Samples: "No, no, no. Ms. Kohlmann."

Ms. Kohlmann: "Mr. Mayor, this is a business meeting. You should not have to go back, back door, back door. Can we conduct our business like adults?"

Mayor Samples: "Let, let, let, yes, we can. Yes, we can. My vote on the meters and the allowing of the meters, which Councilman Johnson points out accurately, was six to nothing. Six to nothing, we all voted with the exception of Councilman Johnson for the meters. We all voted for the extra 100 plus meters going on to the boulevard. There was no one in that meeting who didn't understand, and if they didn't, that raises other questions. It was stated clearly. Councilman Smith made the motion to put the money in for those meters. Rather than eliminate parking, and that was my view of what was being done, whether you agree or not, we metered it. We're a beach town. We need people coming into town. Last thing we need to do is to have people coming into town and then ticketing them because they don't know where to park. But, that's my view. And rest assured, y'all will have an opportunity to consider all the positions that are being made at a later date, and I'm not running for my position. My position was..."

Mr. Stevens: "Point of order, are you, you're calling out certain people, and this."

Mayor Samples: "I haven't called anybody out."

Unknown Speakers: "(**)"

Mr. Dodge (*speaking from floor*): "You called me out."

Ms. Mabry: "Point of order. This is getting out of hand."

Mr. Dodge (*speaking from floor*): "Yes, it is. He shouldn't've [sic] called me out."

Mayor Samples: "Mr. Dodge."

Mr. Dodge (*speaking from floor*): "Yes, sir."

Mayor Samples: "Mr. Dodge, I'll be honest with you, and don't take this the wrong way."

Mr. Dodge (*speaking from floor*): "I won't."

Mayor Samples: "But I don't think that you have made a constructive comment in these chambers since I have been seated. Now, that's just a personal opinion."

Ms. Dodge: "Mr. Mayor."

Mayor Samples: "I apologize."

Ms. Dodge: "I would certainly hope so."

Mayor Samples: "But, I mean it."

(Several speaking at once.)

Mr. Stevens: "Point of order, Mr. Mayor."

Ms. Herrmann: "Mr. Mayor, Mr. Mayor, this is council comments. Please address your comments and let's move on."

Mayor Samples: "Thank you, very much."

Ms. Herrmann: "You're welcome."

Mayor Samples: "A, and I hope I see you next time, also. Having said that, let's move on to executive session."

11. <u>EXECUTIVE SESSION.</u>

Pursuant to FOIA §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee.

Mr. Smith: "Mr. Mayor, I move that we go into executive session."

Mr. Johnson: "I will second."

Mayor Samples: "There's a motion. There's a second."

Mr. Johnson: "Mr. Mayor?"

Unknown Speaker: "Yes?"

Mayor Samples: "All in favor. A, Mr. Johnson?"

Mr. Johnson: "Would you a, would you state the ..."

Mayor Samples: "I shall, pursuant to Freedom of Information Act 30-4-70(a), paragraph (1) to discuss employment, appointment, compensation, promotion, demotion, discipline..."

(Audience out of order, talking, leaving.)

Ms. Herrmann: "Order in the audience, please."

Mayor Samples: "*(gavel)*...to discuss employment, appointment, compensation, promotion, demotion, discipline or release of an employee. All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? We are going into executive session.

Clerk's Note: The motion to enter executive session was made at 8:36 p.m. The motion to reconvene regular session was made at 9:13 p.m.

Mayor Samples: "We'll come back into session. Alright, alright; I need a motion to come back into regular session."

Mr. Smith: "Mr. Mayor, I move to that we come back into regular session."

Mr. Stevens: "Second."

Mayor Samples: "There's a motion. There's a second. All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? We're back in regular session. No action was taken in executive session."

Mr. Smith: "Mr. Mayor, I have a motion."

Mayor Samples: "Councilman Smith."

Mr. Smith: "I move that we authorize the town administrator to proceed with the fire department position modifications."

Mr. Stevens: "Second."

Mayor Samples: "There's a motion. There's a second. Any discussion? All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed?"

12. <u>ADJOURNMENT.</u>

Mr. Smith: "Mr. Mayor, I move that we adjourn."

Mayor Samples: "There's a motion."

Ms. Mabry: "Second."

Mayor Samples: "There's a second. All in favor say aye."

All Members: "Aye."

Mayor Samples: "Opposed? The meeting is adjourned."

Clerk's Note: The motion to adjourn was made at 9:14 p.m.

Prepared and submitted by,

[redacted]

Debra E. Herrmann, CMC, Town Clerk

Approved: March 25, 2013

[redacted]

Douglas P. Samples, Mayor

[redacted]

Mary Beth Mabry, Mayor Pro Tempore

[redacted]

Ann Dodge, Town Council

[redacted]

Mark L. Johnson, Town Council

[redacted]

Elizabeth A. Kohlmann, Town Council

Roderick E. Smith, Town Council

[redacted]

Randle M. Stevens, Town Council

Clerk's Note: This document constitutes minutes of the meeting as recorded on the audio tape. In accordance with FOIA the agenda and supporting documents were distributed to local media and interested parties, and were published on the town website. The agenda was posted on bulletin boards outside Council Chambers and in the Town Hall reception area. Meeting notice was posted on the Town marquee. When (**) is used a section of the transcription is inaudible. Comments are transcribed as close to verbatim as possible.