



TOWN OF SURFSIDE BEACH  
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# TOWN COUNCIL REGULAR MEETING

## COUNCIL CHAMBERS

### TUESDAY, MAY 14, 2013 ♦ 6:30 P.M.

## A G E N D A

1. **CALL TO ORDER** – Mayor Douglas F. Samples
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Rev. Ronald Greiser, Church of the Resurrection
3. **AGENDA APPROVAL**
4. **MINUTES APPROVAL**
  - A. Workshop April 8, 2013
  - B. Special Meeting April 17, 2013
  - C. Regular Meeting April 23, 2013
  - D. Budget Workshop April 25 and 26, 2013
  - E. Special Meeting May 3, 2013
  - F. Special Meeting May 8, 2013
5. **PUBLIC COMMENTS** – 3-minutes per speaker
6. **COMMUNICATIONS**
  - A. Proclamation #13-84, National Safe Boating Week, May 18-24, 2013
  - B. Department Reports
    - i. Planning, Building & Zoning
    - ii. Police
    - iii. Fire
  - C. Administrator's Report
    - i. Update on Current Events
    - ii. Consensus Items – expenditure for roof patch
7. **BUSINESS**
  - A. Second Reading Ordinance #13-0745 to amend Chapter 9 Motor Vehicles, Administrator Fellner
  - B. Second Reading Ordinance #13-0746 to amend §8-36 Fireworks, ¶(f), Administrator Fellner
  - C. Second Reading Ordinance #13-0747, FY2012-2013 Budget Amendments, Administration Fellner



7. **BUSINESS, continued**
  - D. First Reading Ordinance #13-0748, Drug Paraphernalia, Administrator Fellner and Chief Keziah
  - E. Grand Strand Juniors, Director Alex Sing – permission to use beach for volleyball tournament
  - F. Historical Board Report
  - G. *Ad Hoc* Committees (May be deferred until after Executive Session)
    - i. Accommodations Tax Committee Appointment – Carolyn Harbin
    - ii. Recreation/Special Events – Glen Curtis resignation
8. **DISCUSSION** – Any matters of concern or information to be discussed by Town Council.
9. **PUBLIC COMMENTS** – 5-minutes per speaker
10. **COUNCIL COMMENTS**
11. **EXECUTIVE SESSION** - Pursuant to FOIA §30-4-70(a)(1) to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee, or the appointment of a person to a public body and Pursuant to Town Code of Ordinances §2-61(f) to consider vacancy declared by Recreation/Special Events Committee
12. **ADJOURNMENT**



**SURFSIDE BEACH TOWN COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
MAY 14, 2013 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

1  
2  
3  
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5  
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7  
8 **1. CALL TO ORDER.**  
9

10 Mayor Samples called the meeting to order at 6:30 p.m. Mayor Samples, Mayor Pro Tempore  
11 Mabry, and Councilmembers Dodge, Johnson, Kohlmann, Smith, and Stevens were in attendance. A  
12 quorum was present. Others present: Town Administrator Fellner; Finance Director King; Planning  
13 Director Morris; Police Chief Keziah; Fire Chief Cimini, Public Works Director Adair; Recreation  
14 Supervisor Ellis, and Town Clerk Herrmann.  
15

16 **2. INVOCATION AND PLEDGE OF ALLEGIANCE.**  
17

18 Rev. Ronald Greiser, Church of the Resurrection, gave the invocation. Mayor Samples lead the  
19 Pledge.  
20

21 **3. AGENDA APPROVAL.**  
22

23 Mr. Smith moved to approve the agenda. Ms. Dodge seconded.  
24

25 Mayor Samples said Business Item 7.C Second Reading of Ordinance Number 13-0747,  
26 FY2012-2013 Budget Amendments would be deferred until the May 28<sup>th</sup> meeting. There were no  
27 objections.  
28

29 All voted in favor. **MOTION CARRIED.**  
30

31 **4. MINUTES APPROVAL.**  
32

33 **A. Workshop April 8, 2013.** Mr. Smith moved to approve the minutes of the April 8, 2013  
34 workshop minutes. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**  
35

36 **B. Special Meeting April 17, 2013.** Ms. Kohlmann moved to approve the April 17, 2013 special  
37 meeting minutes. Mr. Smith seconded. All voted in favor. **MOTION CARRIED.**  
38

39 **C. Regular Meeting April 23, 2013.** Ms. Kohlmann moved to approve the April 23, 2013 regular  
40 meeting minutes. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**  
41

42 **D. Budget Workshop April 25 and 26, 2013.** Ms. Kohlmann moved to approve the April 25 and  
43 26, 2013 budget workshop minutes. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**  
44

45 **E. Special Meeting May 3, 2013.** Ms. Kohlmann moved to approve the May 3, 2013 special  
46 meeting minutes. Ms. Dodge seconded. All voted in favor. **MOTION CARRIED.**  
47

48 **F. Special Meeting May 8, 2013.** Mr. Johnson moved to approve the May 8, 2013 special  
49 meeting minutes with a scrivener's error correction to state that he and Councilmember Stevens were  
50 present at the meeting. Ms. Kohlmann seconded. All voted in favor. **MOTION CARRIED.**  
51

52 **5. PUBLIC COMMENTS – Agenda Items (3 minutes.)**  
53

54 "Marty Rhoades. 1018 Cedar Drive South. I just wanted to comment on the, ah, budget that  
55 you're looking at. Just, ah, had my concerns about the, ah, overages in the general fund, and hopefully,  
56 you are looking very hard at it, because it's gonna require some, ah, serious, ah, decisions, on y'all's part

57 to, ah, bring about, hopefully, a balanced budget, and I would also like to see y'all put something in the  
58 budget about building up our unassigned funds. That and I know you're looking at things line-by-line,  
59 department-by-department, and hopefully, and, that you have actually asked these people that work in  
60 these departments if, ah, they have any input on, you know, what can I do to help, or what can you do to,  
61 ah, help us get our balanced budget set. What can we do without? Other than that, I, that's what I came  
62 to speak about."

63  
64 **6. COMMUNICATIONS.**

65  
66 **A. Proclamation #13-84, National Safe Boating Week, May 18-24, 2013.**

67  
68 Mayor Samples presented the proclamation declaring National Safe Boating Week, May 18-24,  
69 2013, and encouraging the public to wear life jackets to US Coast Guard Officers Tommy Timberlake,  
70 Chuck Budnick, and Brandon Sawyer. (*Applause.*)

71  
72 Officer Budnick said Surfside Beach is their home, and read a prepared note for the acceptance  
73 of the proclamation.

74  
75 *The US Coast Guard and US Coast Guard Auxiliary Central Grand Strand*  
76 *Flotilla 204 would like to thank the Town of Surfside Beach for considering*  
77 *this proclamation on behalf of boating and water safety communities. With*  
78 *our large grand strand commercial and recreational boating community, it is*  
79 *important that we recognize that water safety is a serious matter that affects*  
80 *all of us. Thank you, the Town of Surfside Beach for supporting us in our*  
81 *effort. This proclamation is one step of many that we will undertake during*  
82 *National Safe Boating Week 2013 to raise boating safety awareness. We*  
83 *invite the community to take advantage of free, confidential vessel*  
84 *examinations 12-4 will conduct during National Safe Boating Week. These*  
85 *vessel safety checks will be on the Intracoastal Waterway at the Socastee*  
86 *Boat Landing and at many other public boat landings in Horry County. The*  
87 *theme of National Safe Boating Week is to wear your personal flotation*  
88 *device, life jacket. Thank you all.*

89  
90 **B. Department Reports.**

91  
92 **i. Planning, Building & Zoning.**

93  
94 Ms. Morris presented the written report, a copy of which is on file. Staff issued 134 permits in  
95 April compared to 95 last year. Staff performed 126 inspections; 18 plan reviews, and 95 business  
96 licenses were issued. The old Taco Bell and the old St. Angelo's buildings are currently being renovated  
97 and the new businesses expect to be open within the next several weeks. Several signs were removed  
98 from rights-of-way. Several public complaints were addressed. There were six contractors working  
99 without permits, who subsequently purchased permits. Some were new contractors in the area who were  
100 not aware of the requirements. There were four on-site new contractor consultations. Ms. Morris said  
101 she passed the stormwater inspector exam and was now certified to perform stormwater inspections.  
102 The building official is going to test for stormwater plan review certification. The goal is to perform those  
103 functions in-house. The department had been receiving at least six complaints a week about the property  
104 at 318 16<sup>th</sup> Avenue North. The owner obtained a demolition permit, so that property will be cleared.

105  
106 Mayor Samples asked if the house being moved on Ocean Boulevard would traverse on the new  
107 paving. Ms. Morris said it would not. Mr. Adair will meet the contractor on-site and lead them out of town.

108  
109 Ms. Mabry thanked Ms. Morris and staff for taking the initiative to obtain stormwater certifications  
110 for inspection and plan review. That will save the town a great deal of money to do those functions in-  
111 house.

113 Mayor Samples said that was very important and that they were proud of her. Ms. Morris said  
114 thank you very much.

115  
116 **ii. Police.**

117  
118 Chief Keziah presented the written report, a copy of which is on file. During April there was a 16-  
119 percent increase in calls for service over March. The number of arrests decreased about 14-percent  
120 compared to April 2012. Much of the reduction is attributable to a couple of high profile cases that were  
121 worked in April last year that resulted in numerous arrests. There were three high-risk activities during  
122 April, all of which were vehicle pursuits. There were no injuries, and arrests were made in all three  
123 incidents. Two were stolen vehicles that were recovered, one involved a fugitive from justice, and one  
124 involved drugs. The US Marshalls Task Force cleared up ten warrants last month and collected over  
125 \$1,000 in back bond money. There is a lot of money pending through the court system that will come to  
126 the town. On April 24<sup>th</sup>, Corporeal Bryan Clark represented the department in the Mock Lock Up  
127 Campaign for Muscular Dystrophy. Through his participation, the department donated \$800 to Muscular  
128 Dystrophy.

129  
130 Mr. Stevens commended Chief Keziah for the efforts on the Citizens Police Academy. There was  
131 a very good article in the newspaper. He believed he was making positive moves in the right direction,  
132 and those are the kinds of things that are important. The community needs a police chief it can feel good  
133 about. Chief Keziah said thank you very much.

134  
135 Mayor Samples asked for a summary of the US Marshalls Task Force. Chief Keziah said  
136 Sergeant Travis Bailey was assigned to the task force on a part time basis. He is a Special Deputy US  
137 Marshall, so he has nationwide jurisdiction. If there is a warrant for someone in another county who  
138 needs to be picked up, Sergeant Bailey can call and within a couple of hours, the individual is under  
139 arrest. That brings in a lot of stagnant bond money. Usually the FTA (failure to appear) warrants listed in  
140 the report have already been through court and adjudicated. When the individuals are picked up, they go  
141 straight to jail and remain there until the money is paid to the town.

142  
143 Chief Keziah said the new recruit, Nichole Solorzano, graduated from the Academy this past  
144 Friday and would be working on the streets in time for bike weeks.

145  
146 **iii. Fire.**

147  
148 Chief Cimini presented the written report, a copy of which is on file. There were a total of 65  
149 incidents for the month, an increase of 16 calls over March; 38 fire prevention activities including 13  
150 inspections, 9 re-inspections, 8 preplans completed, and 5 reviews updated. Between May 15 and  
151 September 15 there will not be any fire prevention inspection activities. The department will concentrate  
152 on public fire prevention activities during that time. This will prevent interrupting the businesses during  
153 the busy season. Of course, new business license inspections and those type activities will continue.  
154 Career and volunteer crews completed 320.3 hours of training and 251.45 hours responding to calls.  
155 Four evenings were spent training in Myrtle Beach to meet the ISO night training requirements. The  
156 crews did an outstanding job. Career personnel receive 16-hours of training monthly through a network  
157 program called "Visual Learning." The department's programs are now sanctioned by the South Carolina  
158 Fire Academy and Horry County Fire & Rescue on-line programs. The department is prepared for the  
159 season. A monthly fire prevention training program has started for senior citizens and will be held on the  
160 last Thursday monthly at the fire station. The training captain was asked to develop a career  
161 development training program for both career employees and volunteers that would help develop a good  
162 succession program and allow employees/volunteers to advance within the department. Volunteer ranks  
163 increased by seven members in April; six of the volunteers are already certified South Carolina  
164 firefighters. Larry Carter was hired to fill the vacant engineer position. Engineer Carter was a volunteer  
165 with the department and placed first in the applicant testing process. Chief Cimini was very pleased to  
166 announce that a grant was awarded for a \$7,000 thermal imaging camera. The grant was submitted  
167 through the Firehouse Subs Foundation. The camera will be delivered before too long, and Town Council  
168 and the citizens will be invited to a presentation ceremony by the Foundation.

169  
170 Ms. Kohlmann asked about the total loss estimates on page 3, because it was unusual to see a  
171 zero amount written like "\$0,000.00." Chief Cimini said there were zero losses; he thought typing the  
172 number in that format was more dramatic. Ms. Kohlmann said she just wanted to be sure it wasn't a  
173 typographical error and was looking for the words "no loss." She thanked Chief Cimini for his work.  
174

175 **C. Administrator's Report**

176  
177 **i. Update on Current Events.**  
178

179 Ms. Fellner reported that the punch list for the pier ADA (Americans with Disabilities Act)  
180 expansion is almost completed. The Kiwi shades should be delivered next week. Once those are  
181 installed, the contractor will top off the piles. There was an equipment breakdown that delayed  
182 completion of the Ocean Boulevard paving. She did not have complete information to report. Boggs has  
183 yet to give a paving date for the expanded parking at the pier parking lot. Once it is received, she would  
184 notify Town Council. Staff had spent most of their time lately on budget scenarios.  
185

186 Mr. Smith said when press releases are made Town Council was to be notified first, and asked  
187 any directives had been given to staff in that regard. Ms. Fellner said yes, sir. Mr. Smith said that means  
188 if the police department sends out a press release, it would also be sent to council. Ms. Fellner said yes,  
189 sir. It should actually be sent to Town Council first. Mr. Smith thanked her.  
190

191 **ii. Consensus Items – expenditure for roof patch.**  
192

193 Ms. Fellner said the town received an \$18,000 bid that was not complete, and another \$24,000  
194 estimate for replacing the roof on the restaurant at the pier. There is the opinion that the roof can be  
195 patched, but the three vendors that looked at the roof do not feel it can be patched. A vendor is going to  
196 give a price tomorrow on possibly patching it. Late today she received an estimate to patch, which she  
197 believed was about \$4,500; the issue is there is no warranty on the work. This needs to be done as an  
198 emergency expenditure; letting bids would take too long. Water is leaking through the roof in seven  
199 places inside the restaurant. Three places are in the food preparation area. One is right over the fryer,  
200 which is a bad situation. Since this meeting was scheduled tonight, she wanted to advise council of the  
201 situation.  
202

203 Mayor Samples was familiar with flat roofs and said that is the type roof on the building. He spent  
204 some time with the public works director and staff on the roof. He believed it is a PDEM rubberized roof.  
205 There are new materials available that could rolled on once the roof is cleaned that would stop the leaks.  
206 Discussions were held in the past about possibly making improvements to the building in the future,  
207 including parapets or other architectural features. Before an emergency expenditure is made, he  
208 believed repairs should be explored first; in a few years, a major planned expense to upgrade the building  
209 should be taken. The roof may have to be replaced, but it only leaks when it rains, and he believed  
210 another opinion should be obtained before a decision is made. Ms. Fellner said that would be done; the  
211 Roof Doctor said they will patch the roof for the stated price, but will not warranty the work. However, she  
212 needed council's consensus to move forward if the vendor she meets tomorrow is willing to warranty the  
213 repairs, or to take whatever direction council deemed appropriate, if a warranty is not offered.  
214

215 Mayor Samples said for information that the vendor told him that he gave a 5-year warranty on a  
216 building in Myrtle Beach using the same process. He understood the issue, but it seemed to him that  
217 they needed to be good stewards; emergency procurements always cost more than following the bid  
218 process. He asked councilmembers for comments.  
219

220 Mr. Johnson said he also was familiar with flat roofs, unfortunately. He asked if this would  
221 replace the material on the roof, or if seams would be patched. Ms. Fellner understood that the entire  
222 roof would be sealed. Mayor Samples said that was correct. Mr. Johnson asked if sealer would be used.  
223

224 Mayor Samples said yes, there is material called Mule Hide A-100; descriptions are on the  
225 Internet. There are options other than tearing up the roof, which he believed would reveal more  
226 problems. The question is, is this something council is prepared to deal with today, or should the leaks  
227 be patched and the overall condition of the building be addressed at a later time.  
228

229 Mr. Smith thought the roof should be patched. If the vendor is not willing to give a warranty, he  
230 should at least agree to come back during the summer months to re-patch any leaks. The summer is the  
231 critical time for the business, and so if a warranty is not offered, the vendor should at least be willing to  
232 come back and repair any leaks occurring during the summer months.  
233

234 Mayor Samples said everyone recognized that patching is a temporary solution. But the fact of  
235 the matter is that council has spent from three o'clock this afternoon addressing not only next year's  
236 budget; second reading of the budget amendment was deferred for the current fiscal year, because  
237 council wants to be certain the town is in sound financial condition. He asked Ms. Fellner if the tenant  
238 had supplied the information due. Ms. Fellner said not yet.  
239

240 Mr. Johnson concurred to patch the roof at this point.  
241

242 Mayor Samples asked if Town Council concurred to patch the roof at this time. Council  
243 **CONCURRED.**  
244

## 245 **7. BUSINESS.**

### 247 **A. Second Reading Ordinance #13-0745 to amend Chapter 9 Motor Vehicles,** 248 **Administrator Fellner.** 249

250 Ms. Fellner presented the ordinance explaining that Section 9-16, paragraph 3 should state only  
251 the first sentence "3. *Limited issued special parking. With the approval of town council by resolution, the*  
252 *town administrator may issue special parking decals and establish merchant validation parking*  
253 *programs."* The remainder of Section 9-16, paragraph 3 should be deleted and read the sentences to  
254 delete: "*These special decals are limited to parking in the Yaupon Drive parking lot when space is*  
255 *available. These decals will be a different color than the full time resident and non-residential property*  
256 *owner parking decals. An example: special parking decals are issued to purchasers of annual fishing*  
257 *passes. Merchant validation parking programs are limited to paid parking in the C-3 District."* This  
258 change would allow various programs and parking strategies to be implemented with the approval of town  
259 council by resolution without having to amend the code.  
260

261 Mr. Smith moved to adopt second reading of Ordinance #13-0745 to amend Chapter 9 Motor  
262 Vehicles and that paragraph 3 be amended to state the first sentence only and the remainder of  
263 paragraph three should be omitted. Ms. Kohlmann seconded.  
264

265 Ms. Dodge said paragraph 4, beach access parking, includes all golf carts, registered,  
266 unregistered, and commercial may park free of charge at beach accesses, etc. She believed commercial  
267 should be omitted because paragraph (b) 2 states commercially owned golf carts shall be charged a fee  
268 of \$5 and they shall park in paid parking only, so there is a conflict between the two paragraphs. She  
269 believed commercial should be removed in paragraph 4, and just registered and unregistered golf carts  
270 may park free in beach accesses.  
271

272 Mr. Smith like the way is was written, because the commercial golf cart registration has the words  
273 paid parking only, but the town would like to have the tourists who rent commercial golf carts to be able to  
274 park free in beach accesses so that should remain in paragraph 4 under Section (a). In paragraph (b)  
275 under section 2 the words paid parking only means that operators of commercial golf carts must pay fees  
276 while parking at meters and in pay station areas. Mr. Smith reiterated that he preferred the wording  
277 remain the same except for the changes in paragraph (3) mentioned by the administrator.  
278

279 Mayor Samples, Mayor Pro Tempore Mabry, and Councilmembers Johnson, Kohlmann, Smith,  
280 and Stevens voted in favor. Councilmember Dodge voted no, saying she believed commercial should be  
281 deleted in number 4. **MOTION CARRIED.**

282  
283 **B. Second Reading Ordinance #13-0746 to amend §8-36, Fireworks, ¶(f), Administrator**  
284 **Fellner.**

285  
286 Ms. Fellner said the intention of the change is to replace the words ordinance summons with the  
287 words traffic ticket, since the town no longer uses the ordinance summons form.

288  
289 Mr. Smith moved to adopt second reading of Ordinance #13-0746 to amend Section 8-36,  
290 Fireworks. Ms. Mabry seconded. All voted in favor. **MOTION CARRIED.**

291  
292 **C. Second Reading Ordinance #13-0747, FY2012-2013 Budget Amendments, Administrator**  
293 **Fellner.**

294  
295 Mayor Samples reminded council that this item was deferred until the next Town Council meeting.

296  
297 **D. First Reading of Ordinance #13-0748, Drug Paraphernalia, Administrator Fellner and**  
298 **Chief Keziah.**

299  
300 Chief Keziah said this ordinance would basically criminalize the existing state laws pertaining to  
301 drug paraphernalia that is currently a civil penalty that does not include arrest powers or bench warrant  
302 capability to recoup money from a failure to show in court. It is an administrative decision to take the  
303 existing state law and criminalize it through a town ordinance to make it a criminal misdemeanor  
304 punishable by 30-days in jail and/or a fine up to \$500, plus costs. The proposed ordinance was reviewed  
305 by the attorney and was fashioned after the ordinance adopted by the City of Conway.

306  
307 Ms. Dodge told Chief Keziah this was excellent work, and she moved to accept the decision  
308 paper as written. Mayor Samples asked for clarification if she was moving to adopt the ordinance. Ms.  
309 Dodge said yes. Ms. Kohlmann seconded.

310  
311 Ms. Kohlmann told Chief Keziah the ordinance was really well done, and she knew that it is  
312 another tool for the department to use.

313  
314 Mr. Smith asked if the City of Conway was having any success using the ordinance. Chief  
315 Keziah said they are having great success from it.

316  
317 Ms. Mabry asked if the businesses were aware that this ordinance is being presented. Chief  
318 Keziah said they would be notified as soon as first reading was adopted.

319  
320 All members voted in favor. **MOTION CARRIED.**

321  
322 **E. Grand Strand Juniors, Director Alex Sing – permission to use beach for volleyball**  
323 **tournament.**

324  
325 Ms. Julie Sing presented the request on behalf of Director Sing and Grand Strand Juniors  
326 Volleyball. The program began in 2007. There are 18 teams registered this year. Since they were  
327 established they have awarded over \$1 million in college scholarships to girls ages 10 to 18. There is a  
328 summer series and for the past three years in the Town of Surfside Beach a beach volleyball tournament  
329 was hosted. The tournament was held just south of the pier in front of Scotty's and it does not interfere  
330 with 2<sup>nd</sup> Avenue activities. She requested permission from the town to host the tournament again this  
331 year on June 1<sup>st</sup>. The beach series included young ladies and young men. She anticipated setting up  
332 seven courts.  
333

334 Mayor Samples asked if they had insurance. Several people said the policy copies were included  
335 in the council packages. Mayor Samples said thank you for the reminder.  
336

337 Ms. Sing said during the past three years that the event was hosted the town has allowed them to  
338 use a tent. With Mr. Bigham's permission they sold chips and drinks to players. She anticipated  
339 beginning about 7:00 a.m. Court will be set up the Friday before, and the event will probably conclude  
340 around 4:00 p.m.  
341

342 Ms. Dodge wanted to be sure that the area where they set up did not block access, because that  
343 was a very busy area for people going on the beach, and she was sure that was taken into consideration.  
344 Ms. Sing said yes, ma'am. In the past all the participants access via public walkways and use the public  
345 parking spaces. The set up is right in front of Scotty's, so they use that beach access. There are about  
346 35 teams coming, and it brings revenue to the area hotels.  
347

348 Ms. Kohlmann had attended the event and said it was a great event. She said anything that  
349 involved children was always a good thing; keeping them busy. She commended Ms. Sing and the  
350 organization on their work with the children.  
351

352 Mr. Smith moved to grant permission to Grand Strand Juniors to use the beach for a volleyball  
353 tournament on June the 1<sup>st</sup>. Mr. Stevens seconded. All voted in favor. **MOTION CARRIED.** Ms. Sing  
354 thanked Town Council.  
355

#### 356 **F. Historical Board Report.**

357 Mayor Samples asked if there were any comments about the historical board report. He said it  
358 was an excellent report and the report was accepted as information.  
359  
360

361 Mr. Smith appreciated the report.  
362

363 Ms. Mabry agreed.  
364

#### 365 **G. Ad Hoc Committees (May be deferred until after Executive Session.)**

366 Mayor Samples said if there was no objection, the appointment and resignation would be handled  
367 without entering executive session. There were no objections.  
368  
369

##### 370 **i. Accommodations Tax Committee Appointment – Carolyn Harbin.**

371 Mr. Smith moved to reappoint Ms. Harbin to the accommodations tax committee. Mr. Johnson  
372 and Ms. Dodge seconded.  
373  
374

375 Mayor Samples asked if there were any other vacancies on the accommodations tax committee.  
376 Ms. Herrmann said no. Mayor Samples asked if other terms were expiring. Ms. Herrmann did not have  
377 that information, but would let him know. Mayor Samples said that would be fine. If there are committees  
378 with vacancies or terms expiring to be sure they are advertised. Ms. Herrmann said of course.  
379

380 All voted in favor. **MOTION CARRIED.**  
381

##### 382 **ii. Recreation/Special Events – Glen Curtis resignation.**

383 Ms. Kohlmann moved to accept the resignation of Mr. Glen Curtis, although she hated to see him  
384 leave the recreation/special events committee. Ms. Dodge seconded.  
385  
386

387 Ms. Dodge gave Mr. Curtis a special thank you.  
388

389 Mayor Samples said thank you to Mr. Curtis. The town appreciated his service, even though he  
390 did not live in town (*laughter*).

391  
392 All voted in favor. **MOTION CARRIED.**

393  
394 **8. DISCUSSION – Any matters of concern or information to be discussed by Town**  
395 **Council.**

396  
397 Ms. Dodge said she was tired. This was a long afternoon working on the budget.

398  
399 Mayor Samples said the meeting was moving forward pretty rapidly tonight. He said maybe they  
400 should meet earlier all the time, and thanked Ms. Dodge for her comments.

401  
402 **9. PUBLIC COMMENTS – General Items. (5-minutes)**  
403

404 "My name is Lonnie Richman. I live in Surfside Beach Club. I've been in Surfside Beach for a  
405 year, well, about a year and a month, and to me it's very confusing that we have a Surfside Beach  
406 address but we don't live in Surfside Beach. I, I at this point, don't understand, and if somebody on  
407 council can explain to me why we are like (\*\*) and don't live here, but we do."

408  
409 Mayor Samples: "Ms. Mabry wants to answer that question, so, if no one objects."

410  
411 Ms. Kohlmann: "No, go ahead."

412  
413 Ms. Mabry: "Actually we have a Surfside Beach area, and then there is a Town of Surfside  
414 Beach. Ah, way back when, we were, we had a separate postal address. As the years evolved, we all  
415 became one. Myrtle, ah, Deerfield, Caropines, of course you weren't built at that time, had the option of  
416 either being Myrtle Beach or Surfside Beach. This is, ah, Surfside Beach is considered a triangle. It can  
417 actually go out to the, ah, highway out there, not 17, but the other one. I cannot even think of what it is.  
418 The Town of Surfside Beach is only two miles wide and two miles long, and it's a municipality unto itself.  
419 And it is hard to understand. When you bought your property, you truly do live in Surfside, but you do not  
420 live in the Town of Surfside Beach, and that is we're a separate municipality. We've been here since  
421 1964. The town has never grown in size. But, all out here (*motioning to west of Highway 17 Business*)  
422 has grown, but we..."

423  
424 Mr. Richman: "Being a big city boy that concept doesn't fit into my perspective, but again, I don't  
425 make the rules here. I was a former CFO for (\*\*) school district, so I dealt a lot with city council and  
426 USDA and the state officials, so this is, you know, kind of confusing for me in my (\*\*)."

427  
428 Ms. Mabry: "You live in an area in Horry County that's called Surfside. We are in the Town of  
429 Surfside Beach."

430  
431 Mr. Richman: "(\*\*) my reason for bringing that up, it was brought up at the meeting was the  
432 confusion about parking for Surfside area residents who live across the street, and I would like  
433 clarification, cause I've made a numerous, numerous calls, because I did get a citation for parking our golf  
434 cart at 5<sup>th</sup> street south. It was; I had it taken care of. I called Lanier, the subcontractor parking person  
435 about our situation with the golf cart, and there seems to be some confusion, and you brought up here as  
436 to parking at beach access areas, and number one, where it says golf carts only, and can somebody  
437 explain to me, I tried to hear when you brought that area up, can under new, amend, amendment can golf  
438 carts, licensed golf carts by department of vehicles, can they park free in designated golf cart areas at the  
439 beach?"

440  
441 Mayor Samples: "I think that's a legitimate question, and I'm gonna ask Councilman Smith to  
442 answer that."  
443

444 Mr. Smith: "Golf carts can park at the beach accesses free, like in your case, but if you park at a  
445 meter, you have to pay."  
446

447 Mr. Richman: "Okay, so we were at 5<sup>th</sup> street south, (\*\*) designated golf cart park area and so, as  
448 I understand it, we can park our golf cart where it says golf carts only, even though cars have to park, pay  
449 to park there. Is that correct? Golf carts have an exception."  
450

451 Mr. Smith: "If it has a meter, you have to pay."  
452

453 Mr. Richman: "You mean if a meter is, ah, there are no meters where it has designated golf cart  
454 parking spaces."  
455

456 Mr. Smith: "If there's no meter there, and it's a beach access, then you can park for free."  
457

458 Mr. Richman: "Okay, there was, cause, cause the way I understood it, I spoke to some people in  
459 Surfside Beach city hall, and I spoke to the police also, indicated that was the case last year, and there  
460 was a parking committee within this side of 17 and it was indicated that this year that golf cart parking has  
461 to pay. That was something that was, that became effective this year."  
462

463 Mr. Smith: "I'll repeat what I said."  
464

465 Mr. Richman: "Okay."  
466

467 Mr. Smith: "If you are at a beach access and there are no parking meters, you can park for free."  
468

469 Mayor Samples: "As long as you're not within ten feet of the..."  
470

471 Mr. Smith: "Well, you have to be in the beach access."  
472

473 Ms. Kohlmann: "(\*\*)" in it."  
474

475 Mr. Smith: "In the beach access, that means you have to be east of Ocean Boulevard past those  
476 little signs that says beach access."  
477

478 Mr. Richman: "So, therefore, there could be cars parked there, but if you have a golf cart, you  
479 can park in the spot marked golf cart only. There are cars that park there. Let's just say where River City  
480 is, for example, and there's like four are five spaces says golf carts only."  
481

482 Mr. Smith: "That is a parking lot and so you couldn't park there, because that's a parking lot. You  
483 can only park in the beach accesses."  
484

485 Mr. Richman: "My, now my question is can we get a list of those parking accesses at whatever  
486 streets where golf carts can park so we know we can park there legitimately."  
487

488 Mayor Samples: "I think that's probably a reasonable request."  
489

490 Mr. Richman: "So we know what we're doing."  
491

492 Mayor Samples: "In, in fact, what we'll do is we'll get a list together, and, and we'll turn it into a  
493 flyer, and you come in sometime in a week, should that be long enough?"  
494

495 Ms. Fellner: "That's fine."  
496

497 Mayor Samples: "In a week, you come to the front reception, you can pick it up, and that way the,  
498 the, when you get your next ticket, you have that in your pocket and you can show 'em, and, and it all be  
499 straight."

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Mr. Richman: "Now, my next question, the same area, because we did get a ticket and Lanier, we called them on the phone, we appealed it and we won, and then, can a golf cart or a car with a legitimate handicapped parking tag, can they park in any area, say beach access, and..."

Mayor Samples: "If it has a handicapped sticker, it can park anywhere."

Mr. Richman: "So that applies to golf carts, too."

Mayor Samples: "Yes, that's right."

Mr. Richman: "That was my question. (\*\*two speaking at once)"

Mayor Samples: "If you've got a Purple Heart license on it, you can park anywhere, too."

Mr. Richman: "I just had to..."

Mayor Samples: (\*\*two speaking at once)

Mr. Richman: "That's my last question. Thank you so much."

"Tom Dodge, 15<sup>th</sup> Avenue North. The way you know if you live in town is to know where you get a tax bill from. If you get a tax bill from Surfside Beach, you live in Surfside Beach. If you do not get a tax bill from Surfside Beach, but the county, you live in the county. Simple. Ah, I'd like to pump up Travis Bailey's tires. He, he's a super person, and he's a super policeman, and he does a very hard job. So, three cheers for Travis. (*Applause*) On the lighter side, at the last council meeting, Councilman Stevens, to his credit, brought up a situation that town, town people asked him to handle a situation. I think that's what town council people are up there for. When a citizen has a problem, you talk to a town council person to have it fixed or talked about. Mr. Stevens brought that up last week, and I credit him for listening to his constituents. The mayor chastised him. The mayor pro tem belittled him, and I want to tell you, he did the right thing. Thank you, Councilman Stevens for doing what you are supposed to do."

"Ralph Magliette, 104 Harbor Lights Drive. I've just a few things. First off, I would, ah, like to thank the fire department and EMS. I live on Harbor Lights Drive and on Sunday, May 5<sup>th</sup>, around 10 a.m., my neighbor across the street was having problems, and I want to thank them for the very fast response, both the fire department and EMS that were able to transport, transport him quickly to hospital and all is well. You have a wonderful staff, wonderful fire department, wonderful EMS. It's just a wonderful place to live, Surfside Beach, amen. The second thing I'd like to talk about very briefly is the, ah, the South Strand Senior Center. On Friday, May 24<sup>th</sup> from 10 to, from 11 a.m. to 1 p.m. that's a Friday, the South Strand Senior Center is gonna have a barbeque and it's welcoming anyone in Surfside Beach who'd like to attend to come over for a hot dog or a hamburger. Unfortunately or fortunately, it depends on how you want to look at it, ah, money is tight for them, because a lot of the people are on fixed incomes, and we're looking for donations of hot dogs, rolls, chips, hamburgers, salads, paper plates or cups so we provide the food for their barbeque. So, if anyone would like to donate food for that event, again, it's gonna be Friday, March [sic] 24<sup>th</sup>, 11 a.m. to 1 p.m. It's 1024 10<sup>th</sup> Avenue North in Surfside Beach. You can just bring us donations to the Senior Center to Jackie Willis who is the manager, and I invite anyone who'd like to come by to meet the seniors and talk about the facilities and the programs that are there to please come by. It's a wonderful program. Another thing that's happening this, ah, Saturday is under the Palmetto Pride Grant, there's gonna be a beach sweep event. It's gonna be this Saturday, March [sic] 18<sup>th</sup>. We're gonna meet at the Surfside pier from 9 a.m. to 11 a.m. Gloves, bags, trash forms, pens are gonna be provided, and the information will be collated and submitted to fulfill the requirements of the Palmetto Pride Grant. So, if anyone is interested in helping us, again, we're going to meet this Saturday, May 18<sup>th</sup> at 9 a.m. at the Surfside pier, and all the (\*\*) you need is going to be provided for you. The, ah, other thing I would like to say, and it's a pleasure living in this town, is that for much work with our committee, the weekly events for Surfside Beach, the calendar has been completed. I want to thank the administration and the council for helping us. I have copies of the calendar. It is also gonna be on

556 the website. I have copies for the public. I've also emailed the council and the pastors and, ah, ah,  
557 Glenda Hemingway, who is the director of library, and I want to thank everybody for the support,  
558 especially Debbie Ellis and all the people who have worked so hard to have these activities and event  
559 calendar created. What's gonna happen with this calendar is the calendar will be updated on a quarterly  
560 basis so programs can be added or deleted, and ah, as we said at our last meeting we have the fire chief  
561 come to our meeting, and we're gonna start a program in June on the last Thursday of the month on fire  
562 safety for our seniors, and so I want again thank everyone in town for the support for the seniors. I want  
563 to thank everybody for the wonderful job they do, both council and the administrator, and anyone I deal  
564 with. You're a blessing, ah, for us and a blessing to be here, and I want to thank you very much, and God  
565 bless you. Thank you."

566  
567 "Hello, Patricia Magliette, 104 Harbor Lights Drive, Surfside, and I have to tell you this town just  
568 gets better and better. Wish I had been born here; however, I live here now and it's wonderful. It's, it's a  
569 blessing to be here. I only have one question, and I'll be quick. As of last summer seeing children driving  
570 around in golf carts, I'm wondering what is the legal age for a child or somebody to be driving a golf cart,  
571 and is this consistent across the board for residents and, ah, renters who have a golf cart with the rental  
572 property, and I was just wondering how old someone has to be and do they need a drivers license,  
573 because, because I'm concerned for safety, and safety of children and everybody around these golf carts.  
574 Thank you."

575  
576 Mayor Samples: "Thank you. The legal age, I think, is 16, and they have to have a license,  
577 drivers license, so that's the answer."

578  
579 Ms. Magliette: "Thank you."

580  
581 "Good evening. I'm Al Lauer from 124 Harbor Lights Drive, Surfside. I just wanted to, ah, bring  
582 up that on May 6<sup>th</sup> the students at Horry Georgetown Technical College made their presentation, their  
583 final exam of Surfside project where they, ah, three different groups gave their visual presentations of  
584 representations of the branding logos and the signage that they thought would be appropriate for  
585 Surfside. Mayor Samples and Councilwoman Kohlmann were there. I appreciate them coming. I think it  
586 was a really wonderful experience. The students did a great job. They prepared booklets. I don't know  
587 whether you've seen them, but they will be available to you. Professor (\*\*\*) Burnell is going to provide us  
588 with a digitized version of all those materials that you'll be able to look over, and I think you're gonna find  
589 there's some things there that you're gonna be able to use. Thank you."

590  
591 **10. COUNCIL COMMENTS.**

592  
593 Mr. Johnson: "Ah, I really don't have any comments. It, it's been a long day. Thank you all for  
594 coming out, and God bless you."

595  
596 Ms. Dodge: "I want to tell everybody the mayor is a slave driver! (*Laughter*)"

597  
598 Mayor Samples: "Thank you."

599  
600 Mr. Johnson: "Amen."

601  
602 Ms. Dodge: "He keeps us working hard for all of you. I'd also like to thank Ralph Magliette and  
603 Patti, his wife. I've never seen such dynamic people. They jumped in to everything. (*Applause*) Also,  
604 Mr. Lauer, thank you for your information."

605  
606 Mr. Smith: "We've been working hard on the budget, making a lot of cuts. If you hear anything  
607 on the street, instead of talking to your neighbor about it, talk to one of the council people so that you get  
608 the direct story. We don't want rumors to go out that are not true. So, if you hear anything, confront one  
609 of us about the budget, because we are making cuts."

610

611 Ms. Mabry: "Yeah, there's a couple of things I'd like to address real quickly, and one is the  
612 budget. I appreciate Mr. Rhoades coming up and discussing that. I think that if you have any questions,  
613 it's good to ask us and ask us in open; it's fine. We're not in the best shape that we have been in the  
614 past, so we're finding ourselves having to do some hard cuts, and there are certain ways the government  
615 makes you, or allows you to spend certain amounts of money. So, we're having to deal with that, too.  
616 Ah, another thing I would like to heartily apologize to Mr. Stevens. I certainly never meant to belittle him  
617 at the last council meeting or in any council meeting, and if it appeared that I did, I am terribly sorry. It  
618 was not my intent, and I do thank everyone for coming out, and get familiar with our budget and help us  
619 find ways to save money. Thank you."

620  
621 Mr. Stevens: "Thank you, ah, ladies and gentlemen, for coming out. Ms. Mabry, I accept your  
622 apology. I don't know what you said, but I will accept it. I do, am able to hear a little bit better now,  
623 because I got a hearing aid. Went to the VA and they gave me some, so, I still can't hear the dogs  
624 barking, though. *(Laughter)* On the other, on the other, on another matter, I just want to put some special  
625 recognition to Ralph Magliette. He is the one who came to me to start the senior citizens committee, and  
626 I know I had a tough time getting that senior citizen committee passed. There were some people that  
627 maybe didn't want it, but I tell you what, he has really done something tremendous for this town for the  
628 senior citizens and I commend him. Not only has he, he's done everything from computer classes, he's  
629 now got the fire chief teaching people fire education, how to be safe in your house. I gotta commend this  
630 guy. This guy is a solid citizen and he's only been here for a short period of time. Also, want to thank Mr.  
631 Dodge for his support. I know I took a very volatile situation or subject that would make the hair bristle on  
632 your back like a dog's, but I did it for the people who elected me, and ah, I just wanna say that it must a  
633 had some positive input, because since that meeting, I have had one complaint on barking. So it must be  
634 that good neighbor thing; must have done some good. And, Mr. Lauer, I'm sorry I missed the meeting. I  
635 had, I came down with the flu after my vacation. But, I definitely wanted to attend. I commend you for  
636 getting Horry Georgetown Tech to do that type of work for us. You're, you're another person who has  
637 moved this town, you and your wife have been very active, and I commend you for taking part. And also  
638 want to commend one other group of folks. They get chastised all the time, but the parking committee.  
639 They have tried to make this town safer. They have introduced some laws. One law just 10 feet from a  
640 driveway. Used to be you parked right up to the driveway. You know if a kid, a little kid, ran out in front of  
641 you, which happened to me last year in the summer time, little girl ran out between two SUVs and had I  
642 not, had I been going 30 miles an hour, the speed limit, I would've killed that girl. I was only going 10. I  
643 slammed on the brakes. She got scared. I got scared. We both cried, but the little girl was alright. The  
644 mom was okay, but it was definitely something. I want to salute all the parking committee for trying to  
645 make some better laws in this town. Thank you for coming out. Come back again."

646  
647 Ms. Kohlmann: "I'm a little annoyed at myself, because I received an email from a resident and  
648 he, ah, asked me to specifically read it to you in his absence, and I, with the budget, and running around  
649 like crazy, I forgot to bring his letter, and that's not like me, but I did forget, and I'll just tell you what it was  
650 about, and I will read it at the next meeting, cause I did give him my word that I would read it, but it was  
651 about the parking meters and safety on Ocean Boulevard, and his concern was people crossing and  
652 doors opening, but I will be reading it during my council comments at the next meeting, and I just didn't  
653 want to forget to mention it, because I did tell him I would do it. I also have to say Horry Georgetown  
654 Tech, Mr. Lauer, it was a wonderful, wonderful presentation. I got so much out of that. I know the mayor  
655 did, and that there are many things in there that we can work off of, and I appreciate you taking all that  
656 time and effort to do that. Ralph, although I, I know you leave a lot of messages for us to call you back  
657 about picking up the litter at the beach and sometimes I don't get back, I don't get some of those  
658 messages. My kids delete them. Remember that. You always have to call twice. But, I want to  
659 commend you also on what you're doing in the town, and other than that, I just want to thank everybody  
660 for coming out."

661  
662 Mayor Samples: "I want to thank the council, the staff, and our volunteers for all the hard work  
663 that they do to keep Surfside Beach a great place to live, because there's no question about it, it is a  
664 great place to live. But we need to do, and I regret that some of you don't live in town, but, you can, you  
665 can still move into town. We've got, we've got places for sale, and it is a great place to live. (\*\*Unknown  
666 speaker from audience.) *(Laughter.)* You know the banks are making loans, I hear, these days. But I

667 especially do want to recognize the hard work that the staff does for us, and we are in, entering into  
668 the busy, busy time of the year, and we've got folks that, the fact of the matter is, they risk, some of them  
669 risk their lives for us out there, and we shouldn't take that for granted. We pay taxes to make sure we  
670 have quick responses; quick turnaround. The county is not gonna do that for you. I mean, it's, it's just a  
671 fact; it's a fact of life. We live in a great place. We'll see you next time. Thank you."

672  
673 **11. EXECUTIVE SESSION**

674  
675 Pursuant to FOIA §30-4-70(a)(1) to discuss the appointment of a person to a public body, and  
676 pursuant to Town Code of Ordinances §2-61(f) to consider vacancy declared by recreation/special events  
677 committee.

678  
679 *Clerk's Note:* Executive session was not entered into, because Town Council addressed the  
680 items during the business portion of the meeting.

681  
682 **12. ADJOURNMENT.**

683  
684 Mr. Smith moved to adjourn the meeting at 7:48 p.m. Ms. Dodge seconded. All voted in favor.  
685 **MOTION CARRIED.**

686  
687  
688 Prepared and submitted by,

689 

690 Debra E. Herrmann, CMC, Town Clerk

691  
692  
693 Approved: May 28, 2013

694  
695 

696 Douglas F. Samples, Mayor

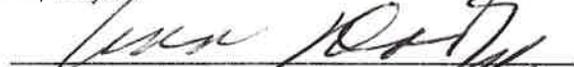
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699 Mary Beth Mabry, Mayor Pro Tempore

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703 Mark L. Johnson, Town Council

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705 Roderick E. Smith, Town Council

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710 Ann Dodge, Town Council

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712 Elizabeth A. Kohlmann, Town Council

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714 Randle M. Steverns, Town Council

715  
*Clerk's Note: This document constitutes minutes of the meeting that was audio taped. These are detailed minutes documenting each member's comments. In accordance with FOIA, meeting notice and the agenda were distributed to local media and interested parties. The agenda was posted on the entry door at Town Council Chambers, and in the Town Hall reception area. Meeting notice was also posted on the Town marquee. Public Comments and Town Council Comments are transcribed as close to verbatim as possible. When (\*\*) is used a section of the transcription is inaudible. Appointments to hear audio tapes may be scheduled with the town clerk.*