



**SURFSIDE BEACH TOWN COUNCIL  
REGULAR MEETING MINUTES  
OCTOBER 28, 2014 ♦ 6:30 P.M.  
TOWN COUNCIL CHAMBERS**

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9 **1. CALL TO ORDER.**

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

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

18 A. Invocation: Rev. Jeff Wood, Oasis of Hope Church, gave the invocation.

19 B. Pledge of Allegiance: Mayor Samples lead the Pledge.  
20

21  
22 **3. AGENDA APPROVAL**

23 Mr. Childs moved to adopt the agenda as presented. Ms. Mabry seconded. Mr. Stevens moved  
24 to amend the agenda to defer Business Item 7.A.ii Ordinance #14-0788 back to the CRS (Community  
25 Rating Service) committee for additional review. Mr. Pellegrino seconded. All voted in favor of the  
26 amendment. **MOTION TO AMEND CARRIED.** All voted in favor of the primary motion as amended.  
27 **MOTION CARRIED AS AMENDED.** Mayor Samples excused Ms. Morris from the meeting.  
28  
29

30  
31 **4. MINUTES APPROVAL**

32 A. Regular Meeting October 14, 2014 and Corrections and Addendum to Minutes.

33 Mr. Stevens moved to adopt the October 14, 2014 regular meeting minutes and the corrections  
34 and addendum to minutes as presented. Mr. Childs seconded. All voted in favor. **MOTION CARRIED.**  
35

36 B. Workshop October 21, 2014.  
37

38 Mr. Childs moved to adopt the October 21, 2014 workshop minutes as presented. Ms. Mabry  
39 seconded. All voted in favor. **MOTION CARRIED.**  
40

41  
42 **5. PUBLIC COMMENTS – Agenda Items Only. (3-minutes per speaker)**

43 There were no public comments on agenda items.  
44

45  
46 **6. COMMUNICATIONS.**

47  
48 **A. Employee Service Award, Willie Carter, 15-years.**

49 Mayor Samples presented Mr. Carter with a certificate of service, service pin, and bonus check  
50 for his 15 years of service. Mr. Carter works in the public works department. Mr. Carter said he was the  
51 *best* (speaker's emphasis) laborer in the department; there was not a harder worker than him. Mr. Carter  
52 received a standing ovation.  
53  
54  
55  
56

57 **B. Department Reports.**  
58

59 **i. Finance.** Director King presented the departmental report, a copy of which is attached hereto  
60 and made a part hereof by reference.  
61

62 Mr. Stevens asked if all parking revenue went into the general fund. Ms. King said no, some  
63 revenue goes into the pier fund.  
64

65 Mayor Samples said the CTC, County Transportation Committee, funding and monies received in  
66 September was gas tax money. He asked if it was for work recently done. Ms. King said yes, and there  
67 were currently more projections being done, so another check will be coming in. Mayor Samples  
68 understood that another \$200,000 was committed at the last meeting that was attended by Mr. Adair. He  
69 commended staff for being actively engaged in getting additional resources and putting those resources  
70 to work. He thought the plan this year was to repave almost five miles of road, which was more than was  
71 repaved in the last five years. Mayor Samples reiterated that staff was to be commended.  
72

73 **ii. Public Works.** Director Adair presented the departmental report, a copy of which is attached  
74 hereto and made a part hereof by reference.  
75

76 Mr. Adair said the dirt program was being suspended, because the supply was limited. He did  
77 not want to buy dirt to do 50:50 ditch piping projects. Mayor Samples asked councilmembers if they were  
78 in agreement. **COUNCIL CONCURRED.**  
79

80 Mr. Adair had additional comments not in his report: repairs and cleaning had resumed on the 3<sup>rd</sup>  
81 Avenue North water tower. There was a delay due to a scheduling conflict between Grand Strand Water  
82 and its contractor. There was welding to be done and it was necessary to drain the tower down, which  
83 caused delays. He attended the CTC meeting on October 14<sup>th</sup>, and requested an additional \$200,000 for  
84 local road paving projects, which he plans to complete in 2015. The town was granted the full amount  
85 requested. Streets included in that round are  
86

- 87 ○ Cherry Drive from Pine to 7<sup>th</sup> Avenue North
  - 88 ○ 3<sup>rd</sup> North from Poplar to Myrtle where the drainage project is being done now
  - 89 ○ 2<sup>nd</sup> North and Ocean Boulevard to Myrtle
  - 90 ○ Myrtle Drive South from Surfside Drive to 10<sup>th</sup> Avenue South
  - 91 ○ Moss Drive from Sparrow to 10<sup>th</sup> South
  - 92 ○ Willow Drive from 3<sup>rd</sup> South to 2<sup>nd</sup> North
- 93

94 Mr. Adair said his service on the Solid Waste Authority's technical advisory committee was just  
95 completed. That committee compiled the county's new waste management plan for the next three years.  
96 Once finalized, it would be presented to Town Council for a resolution of support as was done in the past.  
97 Mr. Adair was proud to report that Horry County Public Works was recently given the responsibility of  
98 beach maintenance and trash service that was formerly under the street and beach division. Their  
99 director asked for a field tour with Mr. Adair to see the town's operations and methods. He was told that  
100 Surfside Beach is the model on how to take care of the beach. He wanted to share that with council and  
101 the public. The comment was already shared with his staff, and they were all "pretty happy about that." It  
102 was nice to get a pat on the back from the county.  
103

104 Mr. Adair said this past summer presented some challenges that were already being addressed.  
105 Each division worked at capacity throughout the summer. Trash was picked up seven days a week for  
106 the first time ever, or at least during his tenure. It was evident that some changes have to be made to  
107 keep the level of service up to standards. He would discuss this more at the November visioning  
108 workshop.  
109

110 Mr. Stevens thanked Mr. Adair for placing lights in all the parks. It made a big difference in the  
111 kind of people using the park. Now he only saw decent people in the parks.  
112

113 Mr. Childs thanked Mr. Adair and his entire crew for the wonderful job they do around town. He  
114 heard nothing but good things about their work. He knew Mr. Adair worked as fast as he can on just  
115 about everything, so he appreciated it very much.  
116

117 Ms. Mabry asked if there was a date scheduled to clean up the hydraulic leak that was mentioned  
118 at a previous meeting. Mr. Adair said the company should be here in about two weeks. The repairs at  
119 14<sup>th</sup> Avenue South where the water main break happened had to be repaired first, then they will continue  
120 on with the paving schedule and do the repair on Dogwood Drive. Ms. Mabry said a big thank you to  
121 everyone in his department. This was probably the busiest summer she could remember. He was  
122 certainly given a lot of challenges with the all the rain, but he kept the town looking great. He didn't miss  
123 a beat. Ms. Mabry thanked Mr. Adair and his men for doing such an outstanding job. Mr. Adair said he  
124 reviewed overtime since July 1 today and found it was up. Both the extra weekend yard pickup, and July  
125 4<sup>th</sup> falling on a Friday caused the beach crews to work on Friday and Saturday when staff was normally  
126 off, which contributed to the extra hours.  
127

128 **iii. Special Events and Recreation.** Supervisor Ellis presented the departmental report, a copy  
129 of which is attached hereto and made a part hereof by reference.  
130

131 Mayor Samples thanked Ms. Ellis for everything she does. He thought it was the best Family  
132 Festival the town ever had. It might have something to do with the beautiful weather that day.  
133

134 Mr. Childs agreed the Family Festival was always a success. He wanted to meet with Ms. Ellis  
135 and Ms. Fellner to discuss events marketing. He was sure they could improve attendance with better  
136 marketing. Mr. Childs also thanked Ms. Ellis for contributions to the 50<sup>th</sup> Anniversary celebrations. She  
137 worked tirelessly and did a lot of good work on those programs.  
138

139 Ms. Mabry said congratulations. She knew getting the recognition report from *The Sun News*  
140 was very up lifting and meant a lot to the town's citizens. Thank you very much; that recognition reflected  
141 Ms. Ellis's hard work. She had no questions, but just wanted to say congratulations.  
142

143 Mayor Samples reiterated that the 50<sup>th</sup> Anniversary banners would be for sale. Please contact  
144 Ms. Ellis, if you wish to make a purchase.  
145

146 Mr. Stevens said he had visited and also participated as a vendor in the Family Festival. He was  
147 not surprised it was nominated for best annual event and festival. Ms. Ellis and Ms. Stalnaker work very  
148 hard and do a good job. He asked if any research was done on a spring festival, including a Taste of  
149 Surfside, and Red Cross event. Ms. Ellis said she was attending the next business committee meeting to  
150 give a report. Mr. Stevens asked when the Christmas parade was being held. Ms. Ellis said December  
151 13<sup>th</sup>.  
152

### 153 **C. Administrator's Report**

154 Ms. Fellner reported the following:  
155

156 The American Heart Association Beach Ride is actually on November 8<sup>th</sup>, not the 5<sup>th</sup> as stated in  
157 Resolution #14-150. Ms. Gina Burroughs of the American Heart Association advised staff of the error  
158 after picking up the signed resolution. Town Council and the police department were notified of the  
159 correct date, and the town clerk offered a correction on the original document as a scrivener's error.  
160  
161

162 Dr. Mary Padua from Clemson University and she will meet on November 18<sup>th</sup> to view Ocean  
163 Boulevard and the surrounding area. Councilmember Childs, liaison to the parking committee, and the  
164 councilmember that originally reached out to her were asked to meet with them as well. If any other  
165 councilmembers want to join them, please let Ms. Fellner know so sufficient space will be available.  
166

167 The letter in response to Proviso 106.12 requesting the maximum allowable expenditures be set  
168 aside for policing activities in May was signed by Mayor Samples and received by the Department of

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169 Revenue (DOR) well before the October 31<sup>st</sup> deadline. After the first of the year, the Legislature may be  
170 considering additional action on this regarding the level of funding from the Chamber of Commerce  
171 monies that could be used; possibly increasing the percentage. She will keep council apprised of any  
172 changes.

173  
174 Ben Burroughs, director of the Horry County Archives Center at Coastal Carolina University has  
175 confirmed his attendance at the November 18<sup>th</sup> accommodations tax committee meeting. He will give a  
176 short PowerPoint. Director King will attend to discuss financing options should the committee decide to  
177 recommend purchase of the signs. The public is invited.

178  
179 Staff continues to work on preparations for the visioning workshop scheduled for November 12<sup>th</sup>  
180 and 13<sup>th</sup>. Also work on town-wide employee reviews has commenced with a due date of December 24<sup>th</sup>.

181  
182 The finance committee has been working diligently on the fixed asset log and has the first draft  
183 complete. This will be discussed with the finance committee on November 3<sup>rd</sup> and available to all  
184 councilmembers after committee review.

185  
186 A thank you to Debbie Ellis and Mary Lynn Stalnaker for completing a successful year of events  
187 for our anniversary year. Ms. Fellner said they made it a really special year for the town, to say nothing of  
188 the Fall Festival and the recognition we received from the paper. They were to be applauded.

189  
190 Responses to Public Comments made at the October 10<sup>th</sup> meeting:

191  
192 **Public Comment:** A resident wanted to make sure that Chief Cimini was recognized for his  
193 efforts for the town receiving an ISO Certification of one (1.)

194 **Response:** Chief Cimini was recognized in a public meeting by council upon his retirement and  
195 awarded his chief's helmet. Some councilmembers were present at the ISO announcement and gave  
196 many rounds of congratulations directed to the chief. Staff also put out a press release concerning the  
197 integral part Chief Cimini in the town receiving a number one rating, and participated in a farewell thank  
198 you party. He communicated to his staff that he did not want anything else planned. Both  
199 councilmembers and staff recognized Chief Cimini publicly for his achievements, and also in the ways  
200 that were important to him personally.

201  
202 **Public Comment:** A resident wanted to make certain that when proposing flood damage  
203 regulations that consideration be given to allowing elevators.

204 **Response:** The town plans to work with the hotels and to allow elevators, even in the V zone,  
205 and will be in regards to the Department of Justice regulations for elevators. Mayor Samples asked Ms.  
206 Fellner to attend the next CRS committee meeting. Ms. Fellner will inform Town Council of the meeting  
207 date.

208  
209 **Public Comment:** A resident wanted the town to consider redesigning beach "don't" signs to  
210 help decrease cigarette butts and promote positive behavior on the beach.

211 **Response:** Council may consider giving staff direction on this at some future time. Currently no  
212 direction had been given. Ms. Fellner had been looking at signage from other beach areas. If she finds a  
213 design that looks good and is reasonably priced, it would be presented to council.

214  
215 **Public Comment:** A resident wanted the town to regulate big fireworks on the beach on the 4<sup>th</sup>  
216 of July.

217 **Response:** At present the ordinance does not give the town the authority to enforce this. Again,  
218 council may wish to consider this at a future time.

219  
220 Ms. Feller said two other residents simply made comments that did not require follow up. There  
221 were no consensus items this evening.

225 **7. BUSINESS**

226  
227 **A. Second Reading of Ordinances**

228  
229 **i. #14-0786 to Amend Sec. 8-36 (a), "Fireworks" to place a 500 foot "No Fireworks Zone"**  
230 **on either side of the pier, Administrator Fellner.**

231  
232 Mr. Stevens moved to adopt second reading of #14-0786. Mr. Pellegrino seconded.

233  
234 Mr. Childs knew he was the sole dissenter on this, but in his opinion all fireworks except town  
235 sponsored shows should be prohibited. The town had a beautiful \$25,000 display and he hoped that the  
236 public would stop coming to town from all neighboring areas to shoot fireworks. There was an incident  
237 where the public's fireworks landed on the pier. The town was very fortunate that there had not been a  
238 fire. Fireworks were dangerous and most people just did not realize it.

239  
240 Mr. Johnson asked if the 500-foot restriction was year round. Ms. Fellner explained that fireworks  
241 were prohibited except on July 4<sup>th</sup>. That is the only day fireworks are allowed.

242  
243 Mayor Samples, Mayor Pro Tempore Pellegrino, and Councilmembers Johnson, Mabry,  
244 Magliette, and Stevens voted in favor. Councilmember Childs voted against. **MOTION CARRIED.**  
245 Mayor Samples said second reading was adopted.

246  
247 **ii. #14-0788 regarding Floodplain Management in response to CRS requirements from**  
248 **FEMA, Administrator Fellner.**

249  
250 This matter was referred back to the CRS committee for additional review and recommendations.  
251 See item 3. Agenda Approval.

252  
253 **iii. #14-0789 Beach Renourishment, Administrator Fellner.**

254  
255 Mr. Stevens moved to adopt second reading of Ordinance #14-0789. Mr. Childs seconded. All  
256 members voted in favor. **MOTION CARRIED.** Mayor Samples said second reading was adopted.

257  
258 **iv. #14-0790 to amend Section 2-186, Deposits and Withdrawals, Administrator Feller.**

259  
260 Ms. Mabry moved to adopt #14-0790 to amend Section 2-186, Deposits and Withdrawals. Mr.  
261 Johnson seconded. All members voted in favor. **MOTION CARRIED.** Mayor Samples said second  
262 reading was adopted.

263  
264 **B. Consensus Items from October 21<sup>st</sup> Town Council Workshop and First Reading**  
265 **Ordinance #14-0787 to amend Section 9-9 Charges to increase pier parking to \$1.50 per hour; to**  
266 **allow nonresident property owners two (2) free parking decals; to add a trial season for selling 100**  
267 **nonresident parking permits at \$100 each, and to codify that participants in the Guy Daniels**  
268 **Surfoff shall be issued permits for free parking, Administrator Fellner.**

269  
270 Mayor Samples said this was first reading and a reaffirmation of the consensus items from the  
271 parking workshop. Ms. Fellner asked Town Council to vote on the 17 items discussed at the workshop.  
272 The items could be considered individually or as a whole. Mr. Childs said the items were already  
273 discussed and he believed they could vote on them as a block. Ms. Fellner said that would be all of the  
274 items under the column 10/21/2014 that showed "consensus" would be voted on tonight. Mayor asked if  
275 everyone understood. Several members responded yes.

276  
277 Mr. Pellegrino asked if the clerk could read the consensus items for the public's benefit. Mayor  
278 Samples said yes, and asked the clerk to read the items with consensus. The clerk read:

279  
280 1. Recommendation for two (2) free stickers per non-residential property owner

- 281 2. Recommendation to remove all east side meters, which totals 41  
282 3. Prohibit all parking on the east side of Ocean Boulevard  
283 4. Recommendation to remove 24 meters from west side of Ocean Boulevard at the corners of  
284 the intersections  
285 5. Remove all meters on Ocean Boulevard, except those between 16<sup>th</sup> and 17<sup>th</sup> Avenues and to  
286 allow parking  
287 6. Allow permit parking only on Ocean Boulevard  
288 7. Recommendation for a one year trial of 100 passes at \$100 each for nonresidents  
289 8. Recommendation for signs on Dogwood South between 6<sup>th</sup> and 7<sup>th</sup> and asking SCDOT (South  
290 Carolina Department of Transportation) to place additional signs on south side of Melody extending from  
291 Ocean Boulevard to Hollywood  
292 9. Recommendation to issue parking permits for free parking at meters for participants only in the  
293 Guy Daniels Surf off and all other parking rules remain in effect and are to be enforced  
294 10. Raise parking rate to \$1.50 an hour in the pier parking lot only  
295 11. Consider removing the way-finding signs on Highway 17  
296 12. Remove meters on Seaside Drive and allow free parking  
297 13. Place signage in all parking lots that state where additional parking is located  
298 14. Residents continue to receive parking stickers  
299

300 Mr. Stevens asked if number 6 should state "allow permit parking only on *the west side of* Ocean  
301 Boulevard. Mayor Samples said yes it should, and that does not include 16<sup>th</sup> and 17<sup>th</sup> Avenues.  
302

303 Mr. Childs moved to adopt the consensus items as a whole. Ms. Mabry seconded.  
304

305 Mr. Pellegrino did not agree with item number 6 to allow permit parking on the west side of Ocean  
306 Boulevard. He thought this would be the same mistake as putting meters there in the first place, and  
307 would cause limitations for the businesses in the tourist community. Mr. Pellegrino understood the vote  
308 was as a whole. He agreed with everything except item number 6.  
309

310 Mr. Johnson said since the beginning of these discussions he did not support prohibiting parking  
311 on the east side of Ocean Boulevard. There were some areas there that were not conducive for parking,  
312 but there were some that were. It was mentioned that the reason some people wanted to prohibit parking  
313 on the east side was for safety. It seemed to him that it would be safer to park on the east side in certain  
314 areas than it would be to park on the west side.  
315

316 Ms. Mabry said they were only talking about 65 spaces for town residents that would be located  
317 on the west side. As you know, the surrounding areas are growing and the town needs a place for its  
318 residents to park. So 65 parking spaces for residents was not burdensome to the town. The town does  
319 need a place for the residents to have to park.  
320

321 Mayor Samples called for a vote of all those voting in favor of the consensus items as presented  
322 with the change to number 6 to add "*on the west side of.*" Councilmembers Childs, Mabry, Magliette, and  
323 Stevens voted in favor. Mayor Samples, Mayor Pro Tempore Pellegrino and Councilmember Johnson  
324 voted against. **MOTION CARRIED.**  
325

326 Ms. Fellner explained that the ordinance was housekeeping, because it just included the items  
327 just approved. Ms. Mabry moved to adopt #14-0787. Mr. Childs seconded. Mayor Samples, Mayor Pro  
328 Tempore Pellegrino, and Councilmembers Childs, Mabry, Magliette, and Stevens voted in favor.  
329 Councilmember Johnson voted against. **MOTION CARRIED.** Mayor Samples said first reading passes.  
330

331 **C. Resolution #14-152 Workplace Safety Support, Administrator Fellner.**  
332

333 Ms. Fellner said this resolution needed annual approval as it helps the town score additional  
334 points in the safety review by the Municipal Association of South Carolina, which helps the town with its  
335 insurance rate. Mayor Samples asked Ms. Herrmann to read the resolution. She read:  
336

337 Resolution #14-152 to Promote Work Place Safety  
338

339 Whereas, the Mayor and Town Council recognize that the prevention of accidents and promotion  
340 of work place safety affect employees, property, and the public and that promoting work place safety will  
341 enhance the operating efficiency of Town government; and  
342

343 Whereas, a proactive safety emphasis posture requires that safety training be provided for  
344 employees, and that sound procedures are in place to protect employees and equipment is of primary  
345 consideration and takes precedence over expediency in all operations.  
346

347 Now, Therefore, Be It Resolved, that the Town of Surfside Beach will endeavor to provide a safe  
348 work environment that is free of recognized hazards through the establishment and implementation of  
349 safety policies and procedures, with subsequent amendments and additions, designed to provide  
350 protection to Town employees, its citizens, public and private property, and the general public.  
351

352 Now, Therefore, Be It Further Resolved, that the Town of Surfside Beach will support compliance  
353 with all Federal and State safety regulations; provide and require the use of personal protective equipment  
354 by all employees; and ensure that all employees are advised of and understand their safety  
355 responsibilities in the performance of their work.  
356

357 Be It So Resolved. Signed, sealed and dated this 28th day of October 2014.  
358

359 Mr. Stevens moved to adopt Resolution #14-152. Mr. Johnson seconded. All voted in favor.  
360 **MOTION CARRIED.** Mayor Samples said the resolution was adopted.  
361

362 **D. GSATS Recommendations, Director Adair.**  
363

364 Mr. Adair said the Town of Surfside Beach has \$3.5 million in the Transportation Improvement  
365 Plan earmarked for Highway 17 improvements administered by GSATS (Grand Strand Area  
366 Transportation Study); it is Federal Highway money. One million dollars of this is dedicated to two  
367 intersection improvements for traffic lights. The Council Infrastructure Committee met on September 10<sup>th</sup>  
368 and 22<sup>nd</sup>, 2014, to conceptualize the needed work and to develop the town's vision moving forward. The  
369 Town of Surfside Beach desires to improve functionality and aesthetics along the busiest road in town.  
370 The conditions on this main artery reflect Surfside Beach as a whole to tourists, residents, retail  
371 customers, and the traveling public. If the town cannot present a unified vision on these improvements,  
372 there could be significant delays in design and implementation, and there is even the potential  
373 reprogramming of this money to other jurisdictions. This is presented to Town Council as whole for  
374 consensus on the items discussed so Mr. Adair could move forward in meeting with representatives from  
375 SCDOT and GSATS. The Council Infrastructure Committee recommends the following suggestions be  
376 presented to SCDOT:  
377

378 Two intersection improvements:

- 379 • Install a traffic light at 10<sup>th</sup> Avenue South
- 380 • Install a traffic light at 11<sup>th</sup> Avenue North or 16<sup>th</sup> Avenue North

381  
382 Mr. Adair explained that 11<sup>th</sup> Avenue North is staff's preference, but not unanimous on the  
383 infrastructure committee. There is a large undeveloped commercial property on Highway 17 at 11<sup>th</sup>  
384 Avenue North that will remain undeveloped until there is traffic light for easy ingress/egress. The director  
385 of development at the Jackson Company said the company would be interested in developing the  
386 property, if a light was installed. The tax revenue would also be higher on commercial development. 11<sup>th</sup>  
387 Avenue North is not a straight road to the beach; no thru-traffic signs could be installed, because there  
388 would be a dead end at Cedar Drive. Some committee members thought 16<sup>th</sup> Avenue North was a better  
389 option, because it was straight to the beach from Highway 17; a sidewalk is already in place. 11<sup>th</sup> Avenue  
390 North already has a median cut on the frontage road; 16<sup>th</sup> Avenue North does not, so one would have to  
391 be created.  
392

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393 Mayor Samples said it did not have to be a 4-way intersection. It could be a 3-way intersection.  
394 GSATS title for this money is "Surfside Beach frontage roads." The frontage road is on the west side, as  
395 is the undeveloped property. That property is not very valuable as it currently exists. A light at 11<sup>th</sup>  
396 Avenue North makes it more attractive for commercial development. Something must be submitted to  
397 SCDOT and GSATS in order to get the benefit of this programmed money. Other jurisdictions are  
398 anxiously waiting for Surfside Beach to fight amongst itself, so they can take the money away and use it  
399 elsewhere, which has happened in the past.

400  
401 Mr. Childs asked if the mayor would call for a consensus of council to defer the traffic signal at  
402 11<sup>th</sup> or 16<sup>th</sup> Avenues North to wait for a recommendation from SCDOT and GSATS. Mayor Samples said  
403 that was not a bad idea, because in the end, if SCDOT did not agree, nothing would be done. It is  
404 SCDOT's road.

405  
406 Mr. Pellegrino agreed with Mr. Childs. He urged councilmembers to keep 5<sup>th</sup> Avenue North in  
407 mind when the decision was made. There was no sidewalk on that road but it had a traffic light on  
408 Highway 17. It was not a pedestrian-friendly road, and was dangerous to walk on. There were many  
409 pedestrians on the Cedar Drive corridor around the lake. All that traffic would be funneled there off 11<sup>th</sup>  
410 Avenue. 16<sup>th</sup> Avenue North already has a sidewalk, and there is public parking at the end. If the final  
411 decision is 11<sup>th</sup> Avenue North, a sidewalk beginning at 11<sup>th</sup> Avenue at the highway and ending at the  
412 beach should be included in the improvements.

413  
414 Mayor Samples reiterated that it could be a controlled intersection. It would be a t-configuration,  
415 and people would not cross from the west side to enter the town on 11<sup>th</sup> Avenue. Similar intersections  
416 are in Myrtle Beach at Coastal Grand Mall. In his opinion, that would be a great outcome.

417  
418 Ms. Mabry understood the 11<sup>th</sup> Avenue recommendation very well, because she had been very  
419 concerned about keeping that property commercial. She knows that was the highest and best use, not  
420 only of the land, but that the town would derive the most benefit from that use. She was very interested in  
421 a light at 11<sup>th</sup> Avenue. The mayor was correct, there are ways that the light could be beneficial and not  
422 harm the town, and yet be beneficial to any business that develops there. Time was always of the  
423 essence when working with SCDOT. The town could drag its feet all it wants, and it would lose the  
424 money. It has happened before. She wasn't on council then, but she's believes it happened several  
425 times. Ms. Mabry believed council should make that decision and she would love to see 11<sup>th</sup> Avenue at  
426 least proposed. If SCDOT prefers another location, it could advise the town.

427  
428 Mr. Adair said he was encouraged by SCDOTS willingness to talk and listen. He approached  
429 several of the representatives in Columbia at the Ride III meetings. He told them the town infrastructure  
430 committee was meeting regularly and getting a consensus together in the town. The town might want 11<sup>th</sup>  
431 Avenue North; there were other suggestions. They seemed very, very happy that the working relationship  
432 could be established. He saw a much different tone than he saw three years ago.

433  
434 Mr. Pellegrino thanked Mr. Adair very much because he was "carrying the ball on this." He asked  
435 how long it would take to get a response from SCDOT. Mr. Adair has already advised SCDOT that he  
436 wanted to meet with them as soon as this part was done. The money is available now, October starts  
437 SCDOT's fiscal year. SCDOT could probably meet in November. The first year, money is used for  
438 design and engineering; the second year, actual construction would be let. Mr. Pellegrino asked if Ms.  
439 Mabry's suggestion to concur today was advantageous. Mr. Adair said that was his original desire, but  
440 whatever council desires.

441  
442 Mr. Johnson asked if it would be better to hold off on the median breaks until after SCDOT  
443 responds to the traffic light location question. Mr. Adair said they were unrelated. Mr. Johnson said the  
444 paper states it is contingent on the light. Mr. Adair said extension of turning lanes would be based on the  
445 traffic light location. The center median closures would be closed regardless of the traffic light location.

446  
447 Mayor Samples said rest assured that SCDOT was not going to let Surfside Beach elected  
448 officials decide where the traffic engineers chose. This was the way the process worked. He thought

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449 those familiar with GSATS, which has been around for 20 years, and this was the process they go  
450 through. The policy meetings were held here in chambers, but local residents seldom attended, even  
451 though the meetings were open to the public. It was very important that the town take a position, but also  
452 recognize there are other stakeholders.  
453

454 Mr. Childs asked if the mayor would like for him to withdraw his request for a consensus. Mayor  
455 Samples thought the best use of the undeveloped property will only be achieved by having a light at that  
456 intersection. That is what people in economic development have told him, because it is a landlocked  
457 property. Mr. Childs agreed with him, and Mr. Adair made a very good argument for that. There are 14  
458 acres there; it's the last big piece of property on Highway 17 to be developed, which would be very  
459 beneficial for the town's tax base. He always supported a light at 16<sup>th</sup> Avenue North, but it would not  
460 benefit the town's people. Mr. Childs supported a light at 11<sup>th</sup> Avenue North. Mr. Adair recalled going  
461 through this a few years ago. SCDOT had a primary concern about some of the other stakeholders on  
462 the other side of the highway. How would they get out of their sub-division? He said to be honest, the  
463 light has to be somewhere close to Deerfield to allow those residents to make a left turn. Mayor Samples  
464 said Mr. Adair was right.  
465

466 Mr. Stevens moved to adopt the recommendations with a light being placed at 11<sup>th</sup> Avenue North.  
467 Mr. Childs seconded.  
468

469 Mr. Pellegrino, said his opinion still stands, 16<sup>th</sup> Avenue was better because of the pedestrian  
470 corridor on Cedar. His in-laws live on 11<sup>th</sup> Avenue North, so he would recuse on the vote.  
471

472 Mr. Johnson believed this was a step in the right direction to get the "ball rolling." However it  
473 ended up, something needed to be done. Mayor Samples agreed with him, and said that was really the  
474 point.  
475

476 Mayor Samples, and Councilmembers Childs, Johnson, Mabry, Magliette and Stevens voted in  
477 favor. **MOTION CARRIED.** Mayor Pro Tempore Pellegrino recused, the statement for which is attached  
478 hereto and made a part of these minutes.  
479

480 Mayor Samples asked if the additional items should be covered for the record. Mr. Adair said  
481 yes, in addition to the two traffic signals, there were seven center median breaks that should be closed,  
482 subject to SCDOT approval. None of the following breaks have turning lanes and do not lead to  
483 accesses:  
484

- 485 ➤ 17<sup>th</sup> Avenue North
- 486 ➤ 10<sup>th</sup> Ave North,
- 487 ➤ 2 breaks between 10<sup>th</sup> and 5<sup>th</sup> Avenue North
- 488 ➤ 1 between 5<sup>th</sup> and 2<sup>nd</sup> North,
- 489 ➤ 3<sup>rd</sup> South,
- 490 ➤ 1 between 10<sup>th</sup> and 14<sup>th</sup> South •
- 491 ➤ Eliminate frontage road median break between 10<sup>th</sup> and 5<sup>th</sup> North

492 Depending on the traffic light location, extend turning lanes at:

- 493
- 494
- 495 ➤ 10<sup>th</sup> South (north and southbound),
- 496 ➤ 4<sup>th</sup> South (southbound),
- 497 ➤ 11<sup>th</sup> North (north and southbound- contingent on light)
- 498 ➤ 16<sup>th</sup> North (north and southbound- contingent on light)
- 499

500 Additional items:

- 501
- 502 ➤ Wrap all center medians with radius curb, with chutes for drainage
- 503 ➤ Re-surface entire project length

504 Mr. Adair said the end result would be a nice, clean appearance for the town. Mayor Samples  
505 said for the record, "Can I get a consensus on those items?" All members **CONCURRED**. Mayor  
506 Samples: "Any opposed?" There was no opposition. Mr. Adair said a meeting would be scheduled.

507  
508 **8. TOWN COUNCIL DISCUSSION – Any matters of concern or information to be discussed**  
509 **by Town Council.**

510 There were to matters to discuss.

511  
512  
513 **9. PUBLIC COMMENTS – General Comments. (5-minutes per speaker)**  
514

515 Mr. Tom Dodge, 15<sup>th</sup> Avenue North, did not agree with the 11<sup>th</sup> Avenue North traffic light. He  
516 thought 15<sup>th</sup> Avenue North had more accidents than any other street in town. The big tie-up problem  
517 began at the 544 intersection and then southward. The summer traffic was backed up heading north  
518 almost down to 17<sup>th</sup> Avenue. If there was a light at 16<sup>th</sup> Avenue, it would greatly reduce that traffic jam.  
519 He did not think the town should be concerned about what happens on the west side, even though it is  
520 part of town, it's not [developed] there yet. 11<sup>th</sup> Avenue does not go straight to the beach. 16<sup>th</sup> Avenue  
521 goes straight to the beach, to a parking lot with sidewalks. His feeling was that would greatly reduce the  
522 congestion at 544 that backs everything up. The fact that 15<sup>th</sup> Avenue North has so many accidents, in  
523 his humble opinion, if there was a light at 16<sup>th</sup>, those people coming out of Deerfield coming across east  
524 on to 17 would reduce a lot of accidents. 11<sup>th</sup> Avenue just did not sound right to "this cowboy."

525  
526 Ms. Rutella Ford, Sparrow Drive, asked for a traffic light at 10<sup>th</sup> Avenue South, because it was just  
527 about impossible to get out there in the summer time. It was chaos in the summertime. Mayor Samples  
528 agreed with her and said that a light was going to be installed at that location. Ms. Ford said thank you.  
529 She had lived here 58 years and traffic gets worse every summer.

530  
531 Mr. Buck Ricks, 4<sup>th</sup> Avenue South, thanked the council for allowing public input on all the different  
532 issues, not just the elevators, but everything. Some of his friends said derogatory things about the town.  
533 He had defended the town for years, and would continue doing so. He dealt with, or dueled with, SCDOT  
534 regarding commercial and farm property he owns on Highway 544. SCDOT utilizes the Institute of  
535 Transportation Engineers trip generation manual to determine drive ways. He thought that might also be  
536 used to for the lights. That information might help figure out what they might do and help find a path of  
537 least resistance. Liability is a common thread with the elevators and other [CRS] issues. Everyone wants  
538 liability reduced, which makes it better for everyone. The hydraulic leak was mentioned at a couple of  
539 meetings. There is bio-degradable hydraulic oil made of products sold at the Farmers Market. He  
540 suggested that the town consider using that in their equipment. There is also a bio-diesel fuel. He  
541 thanked council for their time and ended saying "have a blessed evening."

542  
543 Ms. Mary Ann Kroll, 2<sup>nd</sup> Avenue North, thanked council and staff for all the work that they do. She  
544 said the Lord had put it on her heart to say this: she appreciated so much that the town opens its  
545 meetings with prayer, because there are so many places now that don't allow it. Schools and some jobs,  
546 but the town has taken a stand and [God] says when you've done, I will stand, and that was what she  
547 believed in. The Bible has a scripture, Jeremiah 33:3, "Call upon me and I will answer thee and show  
548 thee great and mighty things, which thou knowest not." Ms. Kroll believed as long as we depend on that,  
549 we will be the town that they write about and talk about. She thanked everyone for the prayers and  
550 cooperation, and the reputation our town has gained.

551  
552 Mr. Tom Ard, Millwood Drive, a 13-year resident, appreciated the opportunity for his wife and him  
553 to get more involved in the town activities and affairs. He voiced a concern about safety issues regarding  
554 children driving golf carts. Golf cart rental companies are now located in town. An 11-year old child  
555 almost ran into his grandson the other day when they were riding bicycles. He noticed kids driving golf  
556 carts down Surfside Drive, and cars crossing the double yellow lines to go around golf carts. It's  
557 becoming more of an issue. The council has been discussing parking problems, but during the season,  
558 he sees 20- to 30-percent of the parking spaces taken up by golf carts, which could easily take half the

559 space. He believed consideration should be given to the amount of focus on safety issues relative to golf  
560 carts and place more restrictions on the drivers.

561  
562 Ms. Ann Dodge, 15<sup>th</sup> Avenue North, I just wanted to say thanks to the town for the festival. Every  
563 year I say this one's best. This one *was the best!* (Speaker's emphasis.) I know all the work that goes  
564 into it, and I appreciate it so much. It makes this town the best place of any place to live. Thank you very  
565 much.

566  
567 Tim Courtney, 15<sup>th</sup> Avenue South, also thanked Debbie Ellis for the Fall Festival. It was fantastic.  
568 My daughters had a great time. I even got my 14-year old to come out, so Ms. Ellis must have done a  
569 really good job. (Laughter.) Thank you for the open house at the fire station. That was fantastic. The  
570 kids had a great time. I've heard in the past about some of the committees might be disbanded. He did  
571 not think it was a good idea. The committees were started years ago and it was a good idea to create  
572 community input. Unlike the parking situation, we lost money [sic.] He did not know what the final  
573 outcome would be but, he really thought that Mr. Magliette was right. Things need to be reviewed before  
574 decisions were made on the town's tax dollars. After all, please keep the committees. We need them.  
575 Thank you.

576  
577 **10. TOWN COUNCIL COMMENTS.**

578  
579 Mr. Childs said in response to the comments about golf carts, there were many issues; [Mr. Ard]  
580 was preaching to the choir. The worst thing was there was getting to be so many rental places in town  
581 that there are almost as many golf carts on the roads as there are cars. The carts were running faster  
582 every year. His golf cart will go almost 30 miles per hour. He believed it would get to the point that golf  
583 carts would be required to have brake lights and turn signals. If you are going 25 to 30 miles per hour  
584 and slam on brakes, the people behind you have no idea what you are going to do. There were a lot  
585 children driving golf carts; that has been a major complaint. It's a "fun game or carnival ride" for people  
586 that were not allowed to use golf carts at home. It is a problem and something has to be done about it.

587  
588 Mr. Stevens thanked everyone for attending. The law allows golf carts to be driven four miles  
589 from your home. Several police officers and other people told him that State law has no penalty phase for  
590 golf cart operations. He recommended that everyone contact their State Senator Ray Cleary and State  
591 House Representative Nelson Hardwick to tell them the state law needs to include penalties for golf cart  
592 operation just like penalties for cars. He appreciated the "God bless you;" and God bless you back. He  
593 also thanked those who took time to speak. It was their 1<sup>st</sup> Amendment right to say whatever they  
594 needed to say to Town Council. Tell them what they were doing right and wrong. Thank you and God  
595 bless you all.

596  
597 Ms. Mabry thanked everyone for attending. When the public attends it really does make the  
598 council's job easier; at least it makes her job easier. She thanked the public again for attending and  
599 sharing their thoughts with council. They did take their comments to heart. She wanted to make sure  
600 that everyone understood that the CRS committee was very well educated. FEMA tells the town who  
601 may serve. There are experts in lending, insurance, and all the fields necessary. She assured the public  
602 that the committee works hard and studies. She said the committee does a fantastic job. Every concern  
603 would be taken to heart.

604  
605 Mr. Magliette thanked everyone for attending. He encouraged them to participate in local  
606 government, because without that input the council could not really make decisions that would benefit the  
607 entire community of Surfside Beach. As he had said many times, we live in a little gem. This is a  
608 wonderful small town that has fire, police, the beach, wonderful neighbors; it's a beautiful little town. We  
609 need to be very, very careful how we develop a lot of these programs that we're doing. Take small steps  
610 and find the right balance. He wanted to make sure that people understood that is why it was so  
611 important when he talks with people that they offer suggestions. Even if they did not agree with him, he  
612 needed to hear their input. He and his wife could have moved anywhere, but chose to move here,  
613 because of the people and the services. He said they have to be very careful to be balanced about how  
614 many people are allowed on the beach. That has been discussed repeatedly with regard to parking.

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615 There can only be so many people on the beach. The town does not want to be like Myrtle Beach and  
616 certainly cannot be like Litchfield and other areas that were gated communities and do not let anyone on  
617 their beaches. Surfside Beach is a unique small little town, and needs to be able to provide quality  
618 services for its people. The council tries to work collaboratively with each other to find that balance. He  
619 thanked everyone again for their input, attending the meetings, and participating in our government. Mr.  
620 Magliette thanked Indigo Creek Plantation for holding a food drive on October 18<sup>th</sup> to benefit South Strand  
621 Helping Hand. A trailer load of food was delivered. Volunteers to help unload the food were from the fire  
622 department: T. R. Grady, Alfredo Pellegrino, and Tammy Ross; and from the police department, officers  
623 A. J. Martin and David Cornett. He really appreciated that these individuals helped unload the trailer on  
624 their own time. One of the best things you can do is help someone in need. Neighbors to Neighbors is a  
625 program that provides free transportation for individuals to medical appointments, grocery shopping and  
626 other life sustaining and life enhancing appointments. If you can provide two rides a month, please  
627 contact Grace Ministries at 843.839.0702. Thank you very much and God bless you.

628  
629 Mr. Pellegrino thanked every for attending and for their input. He liked committees and their  
630 input. He did not always agree with it, but no one agreed with everything. The council needs that input  
631 and needs people involved. A better solution was developed at the end because of that input. Mr.  
632 Pellegrino supported business development. He was passionate about learning from mistakes; not  
633 making the same mistakes again. He recused himself from voting due to personal interest, but he still  
634 thought the town should learn from 5<sup>th</sup> Avenue North. A light was put on that road without a sidewalk; 5<sup>th</sup>  
635 Avenue North is not a pedestrian friendly road. Cars travel down that road at 30 to 45 miles per hour.  
636 There is no median, so people were actually walking in the road. In his opinion, the same problem would  
637 be created at 11<sup>th</sup> Avenue and down through the Cedar corridor to get by the lakes. At 16<sup>th</sup> Avenue North  
638 a sidewalk is in place and public parking was available. He could not vote on this matter, but he really  
639 believed the council was not learning from past mistakes. First reading was held on some parking  
640 matters at this meeting. Part of that was to allow permit parking on Ocean Boulevard on the west side.  
641 Mr. Pellegrino said that was a mistake from the past. He was seated as a councilmember today, because  
642 of activities surrounding the parking issues. He reiterated that a "new can of worms" was being opened in  
643 a different way with the same situation. The council really needs to consider the past and learn from the  
644 history to move forward from it. He thanked everyone very much for their comments. Although he voted  
645 no on certain things, and he did not agree with everything that went on, once the council decided on an  
646 issue, it belonged to the council. He would support its decision, and move forward. He thanked everyone  
647 again for attending, and for their comments. God bless.

648  
649 Mr. Johnson thanked everyone for attending. God bless you. Committees were good; they serve  
650 a purpose. But once they become political or personal, then there could be or was a problem. That was  
651 something that council would have to consider, if the problem persists. He had some other issues, but  
652 would speak with the individuals personally.

653  
654 Mayor Samples introduced Mr. Bill Taylor, the town's field representative from the Municipal  
655 Association of South Carolina (MASC.) He appreciated Mr. Taylor taking time to attend the meeting. At  
656 the regional meeting of MASC in Georgetown a few weeks ago, Surfside Beach and Pawleys Island were  
657 the only beach communities represented. The meeting was to discuss potential legislative items to take  
658 to the General Assembly. The golf carts problems were brought to the attention of Representative  
659 Goldfinch who attended the meeting. Whether intentional or not, the new legislation allowing a four mile  
660 radius for driving golf carts from home created a real problem for local jurisdictions, which the town does  
661 not have authority to regulate. No one should be driving that did not have a driver's license; that was  
662 illegal. They should not be driving at night. Mayor Samples said someone he knew very well told a  
663 couple of councilmembers in golf carts at the drive-in movie that their carts were not low speed vehicles  
664 that are allowed to travel at night. The members were good enough to recognize the problem and  
665 adjusted things to avoid doing something illegal. He thought this council was working together. It did not  
666 agree on everything, which was obvious. There was no way to get seven people in North America who  
667 would agree on everything. We live a good life. We talk and discuss the issues and work hard at it. The  
668 council appreciates that the public attends and makes comments. If it can, council does try to  
669 accommodate and balance the interest.

670

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671 11. **EXECUTIVE SESSION** - Pursuant to FOIA §30-4-70(a)(1) to discuss employment,  
672 appointment, compensation, promotion, demotion, discipline, or release of an employee, or the  
673 appointment of a person to a public body.

674  
675 Mr. Johnson moved to enter executive session at 8:08 p.m. Ms. Mabry seconded. All voted in  
676 favor. **MOTION CARRIED.**

677  
678 Mr. Johnson moved to reconvene regular session at 9:14 p.m. Mr. Childs seconded. All voted in  
679 favor. **MOTION CARRIED.**

680  
681 Mayor Samples said no action was taken during executive session.

682  
683 12. **ADJOURNMENT**

684  
685 Mr. Johnson moved to adjourn the meeting at 9:14 p.m. Ms. Mabry seconded. All voted in favor.  
686 **MOTION CARRIED.**

687 Prepared and submitted by,

688 \_\_\_\_\_  
689 \_\_\_\_\_  
690 \_\_\_\_\_  
691 Debra E. Herrmann, CMC, Town Clerk

692 Approved: November 10, 2014

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707 \_\_\_\_\_  
708 David L. Pellegrino, Mayor Pro Tempore

709 \_\_\_\_\_  
710 Robert F. Childs, Town Council

711 \_\_\_\_\_  
712 Mark L. Johnson, Town Council

713 \_\_\_\_\_  
714 Mary Beth Mabry, Town Council

715 \_\_\_\_\_  
716 Ralph J. Magliette, Town Council

717 \_\_\_\_\_  
718 Randle M. Stevens, Town Council

719 Clerk's Note: This document constitutes summary minutes of the meeting that was digitally recorded.  
720 Appointments to hear recordings may be scheduled with the town clerk, or you may bring a flash drive to  
721 obtain a copy of the audio recording. In accordance with FOIA, meeting notice and the agenda were  
722 distributed to local media and interested parties. The agenda was posted on the town website, the entry  
723 door at Town Council Chambers, and in the Town Hall reception area. Meeting notice was also posted  
724 on the Town marquee.



# Recusal Statement

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Member Name: DAVID PELLEGRINO

Meeting Date: 10/28/14 Agenda Item: 7-D

Topic: GSATS Recommendations

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

## Justification to Recuse:

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Professionally employed by or under contract with principal

Owns or has vested interest in principal or property

Other: My in-laws live on 11th Ave N

Date: 10/28/14

5/ [Redacted Signature]  
Member Signature