



**SURFSIDE BEACH TOWN COUNCIL MEETING MINUTES
REGULAR MEETING OCTOBER 27, 2015 ♦ 6:30 P.M.
TOWN COUNCIL CHAMBERS**

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1. CALL TO ORDER.

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

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2. INVOCATION AND PLEDGE OF ALLEGIANCE.

19 A. Invocation: Reverend David Pohto, Surfside First Baptist Church, gave the invocation.

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

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3. AGENDA APPROVAL

24 Mr. Johnson moved to adopt the agenda as presented.

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27 Mr. Stevens seconded and moved to amend the agenda to defer Business Item 7.A.i. Second
28 Reading of Ordinance #15-0810 to amend §17-008 Uses vs. Uses Not Specifically Listed, and send the
29 ordinance to the Surfside Beach Business Committee for a recommendation. Mr. Childs seconded the
30 amendment.

31
32 Ms. Mabry said this was second reading. The ordinance had been discussed thoroughly. All the
33 ordinance would do is make clear that if it is not a permitted use in the zoning code, that it would not be
34 permitted. She saw no reason to defer.

35
36 Mr. Pellegrino said first reading was approved, but after doing more research, he supported the
37 amendment, because the ordinance would put more limitations on business development. He thought
38 council should make sure it was exactly what they wanted before moving forward.

39
40 Mr. Stevens agreed with Mr. Pellegrino. The ordinance needs to be considered further, before
41 something was passed that totally prohibits anything that is not listed. This affects all businesses in town,
42 and he thought it was a good decision to send it to the business committee for its recommendation.

43
44 Mayor Samples asked if the anticipation was that the business committee would identify a list of
45 proposed uses. Mr. Stevens said yes. Mayor Samples said so the intent is for the business committee to
46 bring Town Council a list of proposed uses that would then be sent to the planning commission.

47
48 Ms. Mabry said these permitted uses are permitted uses now. All this does is clarify the
49 language. The town has a process in place to allow appeals when a business is not on the list. We
50 cannot foresee the future; things change every day. The town has good check policies in place, so if
51 there is a proposal, maybe to manufacture bath soap, they can present to the planning commission and
52 then the planning commission will send its recommendation to Town Council. The research will have
53 been done that is needed before manufacturing of any kind is allowed in town. [Town Council's] job is to
54 protect [the citizens] and their investment. If council does not do that, it has not done its job.
55

56 Mr. Johnson asked if this was presented to the business committee previously. Mr. Stevens said
57 no, it was not. Mr. Johnson asked if it was presented to the planning and zoning commission. Ms. Morris
58 said that it was. Ms. Morris said the planning commission voted unanimously to recommend the
59 ordinance to Town Council as presented.

60
61 Mr. Stevens said that Section 17-008 says "if a use is not explicitly listed, it shall not be
62 permitted." That was exactly what it said, so if it is adopted without looking at it, then basically anything
63 that is not listed is "killed."

64
65 Ms. Fellner pointed out that the town attorney also recommended this change, and for very good
66 reason. There would exist a liability on the town's part if we were to have discretion with regard to what is
67 or is not permitted. Therefore, it should be what is permitted, and then to use the process that Ms. Mabry
68 mentioned earlier, if someone came into town and wanted a business that was not permitted. That
69 process was already in place. This code protects property. She reiterated that there is a liability issue
70 and the town could be sued.

71
72 Mayor Samples understood, and said it was what planning, building and zoning was all about.
73 Many of these arguments occurred 50-years ago when the codes were first being adopted; the limitation
74 of uses in particular areas. He hoped the intent was for the business committee to identify a list of uses
75 that may not be now identified, then the planning commission would have an opportunity to review that list
76 and make a recommendation to council. Mayor Samples said for example that strip bars in the C-1 area
77 were not conducive to the Family Beach. They are not an allowable use by zoning. You would not want
78 allow a dog kennel on Poplar Drive with overnight boarding, because it is so close to the residential
79 neighborhoods. He did not have a problem taking another look at the ordinance, but he said very clearly,
80 "If the intent is to open up the uses in our C-1 district, in particular on this [east] side of the Highway, to
81 uses which are not conducive in my opinion, to planning and zoning, I will speak loudly and longly [sic]
82 and resist that."

83
84 Mr. Childs honestly believed in compromise the business committee should be given a chance to
85 review the ordinance.

86
87 Mayor Pro Tempore Pellegrino and Councilmembers Childs, Johnson, and Stevens voted in favor
88 of the amendment. Mayor Samples and Councilmember Mabry voted against. **MOTION TO AMEND**
89 **CARRIED.**

90
91 Ms. Mabry wanted to make one point. She said there is never a time the business committee
92 cannot bring anything before planning and zoning [sic.] There is not a time that any citizen cannot bring
93 anything before planning and zoning, and there is never anytime that a councilmember can. If you were
94 just waiting for a list, you can get that anytime.

95
96 Mayor Samples said there was an industrial catalog of uses that the Federal Government
97 publishes that identifies every use you can imagine.

98
99 All voted in favor of the primary motion as amended. **MOTION CARRIED. Agenda approved**
100 **and Business Item 7.A. deferred to the Business Committee for a recommendation.**

101
102 Mayor Samples asked Mr. Stevens, the business committee liaison, when he expected the
103 committee to meet. Mr. Stevens did not know, but would get in touch with the chairman.

104
105 Mr. Johnson said *point of order*; the ordinance should be brought back at the next regular
106 meeting, regardless of whether the business committee could meet. Ms. Mabry agreed.

107 108 **4. MINUTES APPROVAL**

109
110 **Regular Meeting October 13, 2015.** Mr. Stevens moved to adopt the October 13, 2015 regular
111 meeting minutes as presented. Mr. Childs seconded. All voted in favor. **MOTION CARRIED**

112
113 **5. PUBLIC COMMENTS – Agenda Items Only.** (3-minutes per speaker)
114

115 Mr. Bob Lang, North Myrtle Drive, said he was a proud citizens of Surfside for 35 years. He was
116 unceremoniously dropped from the historical society [sic] here. I had a phone call from our lovely city
117 clerk, not from the person here, Mrs. Mabry, who was actually in charge of the historical society, I
118 understand. I was really mad about it at the last meeting, as you know. I'm trying to settle down. I'm 77-
119 years old. I've lived here 35-years. I started the Toastmaster's Club here in Surfside. I almost want to
120 repossess my brick. I was in the Army. That makes me mad. I paid \$50 for a brick and now you won't
121 even give me the courtesy of a phone call to tell me that you dropped me from the historical society. I
122 used to be proud to say I was on the historical society. I'm not anymore. You won't have to bother with
123 me anymore. You don't have to fire me again, okay. I did get a letter from Mrs. Mabry, and I think it's; I
124 didn't know whether to laugh or cry when I got this letter last week. This is the most convoluted thing, and
125 I can't believe that P. L. didn't write this for you. Let me just read this, the first paragraph, please...
126 *Mr. Bob Lang, 151 North Myrtle Drive, Surfside Beach, SC 29575, Reference Historical Board*
127 *Resignation [sic]. Dear Mr. Lang, please accept my apology for the manner in which this was handled.*
128 *Unfortunately, there were complications of miscommunication and misinformation that resulted in the*
129 *discussion to reorganize the Historical Board.* Hello? One minute left? Thank you. I repeat, does
130 anybody know what this means? Unfortunately, there were complications of miscommunication and
131 misinformation that resulted in a discussion to reorganize the Historical Board. What does that mean?
132 Nobody knows what that means. It sounds like 'BS' to me. All I'm reminded of is this, thank you, I will get
133 to the closing right now, how many of you ever saw that movie Cool Hand Luke with Paul Newman? Do
134 you remember the mean guard that had the glasses? You could never see his face. What did he say?
135 He said, "What we have here is failure to communicate."
136

137 Mr. Matt Lillich, said I am not a town resident, but I am here to speak about a piece of commercial
138 property my wife and I have on 3rd Avenue South, 816 and 818 3rd Avenue South. Before I start speaking
139 about this, I wanted to thank Councilmen Childs, Stevens, and Pellegrino for last week's business
140 owners' luncheon. I thought it was a good thing, and I hope we do it again. I know that this, the item I'm
141 speaking of has been deferred, but I'd still like to throw my two cents out there. As I said, my name is
142 Matt Lillich, and my wife and I own a commercial at 816 3rd Avenue South. I'm here tonight to suggest
143 that you do not give second reading approval to the proposed amendment that's been deferred. So, I
144 guess that part is successful. Specifically the reason why, and I'm gonna go off script here so, bear with
145 me, just feel like we're taking an already restrictive set of usages and we're gonna cast them in stone. I
146 understand perhaps from a legal perspective it might need to be done. My fear is that once something
147 becomes concrete, going against the flow becomes impossible, or certainly more difficult than someone
148 would be willing to swim, and so I would just like that to be taken into consideration. I've been here
149 before and have spoken about a rental property, and I received some help from Councilman Stevens and
150 Director Morris to find an amendment to the current usage guidelines, which interestingly is not in the
151 chart now for dog training. It never made it to print, but it's exactly my point. It's not in print, so if I had
152 another dog trainer come in looking at my space, where are we? If it's set in stone, the dog training never
153 made it to print, we're out of luck with that guy. It was amended several months ago. The problem was
154 that that process took a month or two, and in the interim that tenant found another location and left. So,
155 we've got a property that's, we're at 17 months now that it sat empty. What the public is now kind of
156 offering from a cost perspective is getting absurdly low, and it's becoming a losing investment. I don't
157 want to see that happen. I like the fact that we're here; my own business, I plan on being here for a long,
158 long time, and I would like to find a long term, stable tenant to move in next door. But, I just want to make
159 that as easy as possible. *(Time ended.)* So, thank you for your time and consideration.
160

161 Ms. Carol Lucas, Cypress Drive, said that's my son who just spoke. I hadn't intended to speak,
162 but I did a little research, too. I've talked to you all before. You know I'm a retired accountant. I'm a
163 stickler. I went online and looked up the proposed amendment that was going to be amended and found
164 out that 17-008 that is said to be amended does not exist. There is a list of uses, but there's no ordinance
165 at that number. I contact city [sic], and the administrator's office, ask is it so and they said no, there isn't.
166 This is the sort of issue that really makes me question how good a list of uses will be when things like this
167 get through the cracks, and if I am wrong, I will very much apologize. But that is what I've had confirmed

168 by the offices, so. I think we live in an area that is a mile by two miles. These dividing lines are very
169 narrow. One side of 3rd Avenue South is very, very restricted. You look across the street and it's far
170 more open. You go to the other side to 4th Avenue and there's an auto repair shop with wrecked cars
171 sitting at it. I don't think we're a big enough area to have these very small dividing lines, and no I'm not in
172 favor of having a noisy kennel or what, you know, but I am, if we go to this exact it's not permitted unless
173 it's listed, then what in the world is the use of a committee that you go to to ask for an amendment to it? I
174 mean, it takes long enough already. This is tying peoples' hands. I have never experienced a worker
175 coming to my house who was thrilled to work at my house in Surfside. It's like, yeah, it's tough to work
176 here. This idea of it being easy to work and business friendly in Surfside isn't seen that way by everyone.
177 It's a tough thing, and I personally want the place I live to be liked by everyone. I love Surfside. I love
178 living here. I want it to be easy to call somebody, and get them to come into Surfside to cut down a tree
179 or do some repair. I just think we have to be real careful about just grinding down and adding ordinance,
180 after ordinance, after ordinance, rule after rule. We've got intelligent people working here, and I realize
181 there are some legal ramifications, but we've got intelligent people who are being paid to make some
182 decisions, and I think we ought to give them some more credit and let them continue to do their jobs.
183

184 Mayor Samples said it was a violation of rules to respond to public comments, but asked staff to
185 address the point of the ordinance not existing. Ms. Morris explained that language was actually being
186 added to the ordinance. Sections 17-008 through 17-199 are reserved for future amendments, which
187 would include the proposed ordinance being assigned Section number 17-008, if it is approved. Mayor
188 Samples said essentially Ms. Lucas was saying there is no use ordinance; but there is a table on uses.
189 Ms. Morris said that was correct. The proposed ordinance would create a section that would simply state
190 if the use was not stated, it would not be permitted.
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192 **6. COMMUNICATIONS**

193 **A. Department Reports.**

194 **i. Events and Recreation.**

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198 Supervisor Ellis presented the departmental report, a copy of which is attached and made a part
199 hereof by reference.
200

201 Mr. Childs thanked Ms. Ellis for the work on the Family Festival. He suggested that sinks with
202 soap and towels be added at the next festival. He thought they could be ordered from the same vendor
203 as the portable bathrooms. With all the food vendors at the festival, he was sure everyone would
204 appreciate a place to wash their hands. Mayor Samples said that was a good idea.
205

206 Mr. Stevens congratulated Ms. Ellis on a job well done. The Family Festival was great. There
207 were a lot of good vendors there. The Surfside Beach Business Committee had a booth and were selling
208 passports for the 2016 Taste of Surfside Beach. Many people really enjoyed the festival; many of the
209 ones he spoke with had never been before and said they would definitely be back next year.
210

211 Mr. Pellegrino thanked Ms. Ellis and everyone who helped her for their hard work. This is a big
212 event for Surfside, and it was very positive, because many people come who do not live here. They leave
213 with a good feeling about our town. Thank you for your work.
214

215 **ii. Finance.**

216
217 Director King presented the departmental report, a copy of which is attached and made a part
218 hereof by reference.
219

220 Mayor Samples asked when the finance focus group met. Ms. King said next Monday at 11:00
221 a.m.
222

223 Mr. Stevens asked if the land purchased at 3rd Avenue South and Willow Drive was purchased
224 with parking revenue. Ms. King said yes, but the revenue still came out of general funds.
225

226 Ms. Mabry asked for the exact total spent on the land so everyone would understand, because
227 rumors are getting way out there. She believed it was \$330,000 for the land, plus closing costs and a
228 survey. Ms. Fellner said the reason there is confusion is because the seller reported an amount
229 significantly higher, because he is claiming a deduction with the Internal Revenue Service. That is the
230 difference and where the higher number is coming from. Mayor Samples said \$330,000 is the price the
231 town paid, plus additional costs. Ms. Fellner said minimal closing costs; around \$337,000, but she was
232 not sure. Ms. Fellner said the exact amount would be reported at the next meeting.
233

234 Mayor Samples asked Ms. King to explain the upcoming budget amendment. Ms. King explained
235 that amendments were needed to the pier fund, the local accommodations tax fund, and also the general
236 fund. The pier fund amendment is required because parking revenue was higher than expected, which
237 resulted in additional revenue due to Lanier. Mayor Samples said that was because Lanier received a 6-
238 percent management fee. Ms. King said there were also expenses approved late last year that were not
239 budgeted to complete the fire suppression system and Christmas lighting. The local accommodations
240 fund brought in \$30,000 more than anticipated. Those funds are transferred to the general fund so that it
241 is not restricted. When that transfer was done, the funds were over-appropriated, so an amendment was
242 required, and Town Council needs to approve that appropriation. The major one, which was just
243 distributed as a proposed amendment, is the transferring of revenue from the general fund to the capital
244 project fund, which includes road fees. Accounting rules prohibit transferring monies between funds, so
245 an amendment by Town Council to show the transfer as an expenditure from one fund to the other fund is
246 required by law. The general fund budget will be amended by an expenditure of \$769,707, which is the
247 exact amount of money that was transferred to the capital project funds for road paving. She would
248 present the decision paper and ordinance later during this meeting. Mayor Samples said this was the
249 profession "gone wild." Ms. King agreed; even though council approved the transfer, an ordinance
250 amendment that includes all the transfers has to be adopted. Mayor Samples asked if accommodation
251 tax transfers showed as an expenditure. Ms. King said yes, those transfers were always shown as an
252 expenditure. Mayor Samples said the capital projects fund was established by the financial ordinance to
253 segregate revenue from general fund to build up reserves for streets and beach renourishment. Mayor
254 Samples asked members to think about questions, and tonight would be the first of two readings. Ms.
255 King said the ordinance would have to be adopted prior to presentation of the CAFR (Comprehensive
256 Annual Financial Report.)
257

258 **iii. Fire.**
259

260 Chief Otte presented the departmental report, a copy of which is attached and made a part hereof
261 by reference.
262

263 Mr. Childs thanked Chief Otte for the open house. He thought citizens, particularly the children,
264 looked forward to every year. He spent some time there, and it was really a success. Chief Otte said he
265 was very pleased with the event.
266

267 Mr. Stevens asked if the fire department would take over responding when the Surfside Rescue
268 Squad lease ends in October. Chief Otte said the department would continue responding as it does now.
269 Mr. Stevens asked if this would increase the number of calls and whether Horry County responded before
270 the state licensing was received. Chief Otte said the town responded jointly with Horry County who has
271 an ambulance in the fire station. Now, there is more personnel trained to answer emergency calls. This
272 will be good for the community, because there has been an increase in emergency calls for this year. Mr.
273 Stevens said this was wonderful news.
274

275 Mayor Samples asked if the new license would create any changes with the county. Chief Otte
276 said things will basically continue to operate as they have in the past. The difference is that if another call
277 comes in when they respond to another scene there will be trained personnel and equipment on the
278 vehicles so town staff will be able to respond to the second emergency. The state requires an EMT

279 (emergency medical technician) to respond within five minutes. Mayor Samples said we have 11 EMT's,
280 and asked how many the county staffs at the station. Chief Otte said the town's EMT's are either career
281 or volunteer personnel. The county normally has an EMT and a paramedic on each shift every day.
282 There are days when the county may only have a first responder paramedic at the station. Mayor
283 Samples asked for a simple schedule based of emergency responder staffing identifying town career
284 staff, volunteers, and county. This is a great service, but it does have budget implications. He wanted
285 council to have a better understanding of what was being paid for. Chief Otte said town staff was
286 responding with the EMT's prior to licensing, but he will provide the schedule. Mayor Samples asked how
287 long that had been done. Ms. Fellner said for at least two or three years. Mayor Samples said that might
288 explain part of the tax increase.
289

290 Ms. Herrmann asked to be excused from the dais for a few minutes. Mayor Samples called
291 recess at 7:16 p.m. and reconvened the meeting at 7:21 p.m.
292

293 **iv. Planning, Building and Zoning.**

294
295 Director Morris presented the departmental report, a copy of which is attached and made a part
296 hereof by reference. She said the policy for tree maintenance or cutting permit notifications was
297 changed. There were concerns from owners and Mayor Samples that the notices were lost or placed at a
298 door that was not used to enter/exit the home. When permits are issued now, the white inspection ticket
299 is still placed on the door. The new step is that the permit technician now telephones the person that
300 requested the inspection to advise them of the result, and that the permit was left at the house. The
301 inspection ticket includes the office telephone numbers, in case there are questions from the owner. She
302 appreciated this concern being brought to her attention, and it is being addressed.
303

304 Mr. Childs thanked Ms. Morris again for including pictures of the violations. A picture was worth
305 one thousand words, and they certainly make it self-explanatory as to what the violation was.
306

307 Ms. Mabry thanked Ms. Morris again for changing the tree inspection policy, because we are all
308 creatures of habit. If we use one door, the permit could be sitting at the unused door. As usual, the
309 department has been very busy. Thank your department, as well as all the other departments. We have
310 a wonderful staff.
311

312 Mayor Samples said based on the preliminary flood maps that will be adopted, we hope next
313 May, we hope there are significant savings to people who will no longer be in a special flood hazard zone,
314 i.e. an AE or V zone, and by virtue of the fact that the Community Rating goes down from Level 9 to Level
315 5. We have been told all along that the drop from Level 9 to Level 5 will get residents a 25-percent
316 discount on flood insurance premiums. But more importantly, those people who will no longer be in a
317 special flood zone will save significant amounts of money. He asked if the number of over \$300 thousand
318 included the savings that would be accumulated by residents no longer in flood zones. Ms. Morris said it
319 did not, but she would calculate that amount.
320

321 Mr. Stevens asked if copies of the updated zoning maps could be provided for the public. Ms.
322 Morris said the current maps are on the town website under the building and planning forms titled "District
323 Map."
324

325 Mayor Samples asked Ms. Morris to provide all councilmembers a copy of the zoning map; call
326 Mr. Stevens to let him know when it is ready. Thank you.
327

328 **v. Police.**

329
330 Ms. Fellner presented the departmental report, explaining that Chief Keziah was at the Police
331 Chiefs Conference. A copy of the report is attached and made a part hereof by reference.
332

333 Ms. Mabry said this goes to show that when one of the K-9 dogs are sick, arrests numbers drop.
334 They usually have between 9 and 11 arrests monthly. The town has a reputation now that it is unwise to

335 come through or in Surfside Beach with drugs. She was thankful for that. Ms. Fellner said we like that a
336 lot. Ms. Mabry said we do. [Drugs are] the worst thing you could ever had; drugs bring more blight to a
337 community than anything. We are thankful for police department, and definitely thankful for our K-9 Unit.
338 It has really paid off well for us.

339
340 **vi. Public Works.**

341
342 Director Adair presented the departmental report, a copy of which is attached and made a part
343 hereof by reference.

344
345 Mr. Pellegrino said Mr. Adair reported that beach renourishment may be moved up a year, so that
346 means it could possibly be scheduled next winter. Mr. Adair the original date was 2018; but perhaps in
347 2017. All three Reaches of the Myrtle Beach area have submitted letters to the US Army Corp of
348 Engineers through Horry County staff, who is coordinating the effort. Estimates were submitted of sand
349 loss, dune loss, and dune breaches. Mr. Adair said the town is in Reach III. It was estimated 200
350 thousand cubic yards of sand was lost just from the rain storm. That is about 20-percent of the 2008
351 renourishment. On top of that, we already qualified for renourishment. Hopefully, there will be some
352 emergency funding. Mr. Pellegrino asked if he felt 2017 would be the earliest.

353
354 Mayor Samples said there was no question about that. There are a limited number of companies
355 in the world that actually do that dredging; five companies, based on comments made by county staff. A
356 lot of it would depend on whether the United States Congress is able to reach some agreements on
357 budgets. Historically, the town has paid about 17-percent of the cost. Mr. Adair said it was part of the 35-
358 percent charged to the state. Mayor Samples said based on the King tide last night, the town lost
359 significant dunes from 7th Avenue North to about 12th Avenue North. That's just from the high tides.
360 Major concerns of all the coastal committees are the winter storm events; the Nor'easters. It could get a
361 lot worse, but we are in the pipeline, as they say.

362
363 Mr. Childs asked how long it would be before Mr. Adair could tell whether the carp were effective.
364 Mr. Adair said by next summer they should be able to determine how much difference there is. If the fish
365 survive the winter and reduce the amount of algae so chemical treatments were not necessary, it would
366 more than pay for the fish. If the program is successful, other lakes would be stocked next year. Mr.
367 Childs asked if the fish were purchased. Mr. Adair said they were bought from a Department of Natural
368 Resources (DNR) licensed fish hatchery.

369
370 Mayor Samples said it was a good program, and he had more information about it than he ever
371 thought he would. He thought the fish lived about seven years. Mr. Adair said about, he did not have the
372 statistics with him.

373
374 Mr. Childs asked if they were stocked in Dogwood Lake years ago to control algae. Mr. Adair
375 understood that 20 or so years ago the large lakes were stocked with carp. The carp are supposed to be
376 sterile. Some could conceivably enter from the ocean, or be thrown in by individuals.

377
378 Mr. Stevens thanked Mr. Adair for his work during the weekend of the rain event. He was out
379 there every day. He saw him at the pier with his two sons. He did a fantastic job. He was very proud of
380 what he did as far as keeping the water flowing through Surfside. Compared to other cities we looked
381 wonderful.

382
383 Mr. Johnson said in relation to beach renourishment, the Hilton Head Island locals are saying
384 their beach will be refurbished in 2017, before our beaches. He asked if Mr. Adair had spoken with any
385 state officials or DHEC staff about the proposed development at Deerfield where as many as 300 homes
386 might be built on the south course at Deerfield. Mr. Adair said no. Mr. Johnson said the town needs to
387 be at the forefront of this, because the development of that area will send additional water through our
388 town towards the ocean. He asked Mr. Adair to contact as many people as soon as possible to find out
389 what was planned and to keep Town Council informed. Mr. Adair said as a stakeholder in the process,
390 we do want to be included.

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Mayor Samples said the administrator had been in touch with the county about the percentages of stormwater coming through the individual sub-basins. He thought Mr. Johnson's comments were right on spot in terms of the burden that the town needs to share with the county. We will be ready to discuss this in much greater depth and detail when they are.

Mayor Samples recognized Ms. Herrmann to read a letter from the Surfside Beach Stormwater Committee. Ms. Herrmann said before reading the letter that the town made a donation to **STOMP** Out Bullying™ in memory of Patrick Kohlmann, in lieu of flowers. If anyone would like to make a donation, you may do so at the **STOMP** Out Bullying™ website, www.stompoutbullying.org.

The Stormwater Committee, collectively and individually, is uniquely aware of the efforts by Surfside Beach Employees "before, during and after the recent rain event associated with Hurricane Joaquin" and is confident that many of the Town's employees will receive appropriate reward(s) from their Supervisors. With the Committee's unique relationship with the Public Works Director we feel it incumbent to identify a person whom we believe has made an incalculable contribution to the Town's level of storm preparedness, mitigation, and education. Therefore, we recommend to the Town Council and the Town Administrator special commendation be given to John Adair, Director, Public Works. Mr. Adair has shown himself to be an inspired leader to the Public Works Department, a collegial and dependable colleague to other Department heads, and an earnest educator to the citizens and to the Stormwater Committee. Everyone in town has benefited from his professional knowledge, people skills, and the example he sets as he seeks to give everyone an understanding of our Stormwater Policies. The attitude of those who work for him reflects his personal code of being an information sharer and solver of problems. We trust the Council and Town Administrator will find a substantive and tangible way to reward John Adair's exemplary service and personal dedication.

Signed this 19th day of October, 2015 by the Stormwater Committee. Mr. Adair received a standing ovation. Mr. Adair said, "I am touched!" Mayor Samples said you cannot get any more meaningful than that. Mr. Adair said that was well appreciated and most unexpected. Thank you very much.

C. Administrator's Report.

Ms. Fellner reported the following:

Fire Department Open House. A big thank you to Chief Otte and the fire department for a successful open house. The weather did not cooperate.

Family Festival. A big thank you to Debbie Ellis for another successful Family Festival. She knew that it was not easy when she cancelled the event for the first Saturday, but it was the right decision. Ms. Ellis had to do a lot of extra work, but she did it well.

Visioning Meeting. Work will begin this week for the visioning presentation.

Ms. Fellner said there are many meetings scheduled, but nothing of real import to report this evening.

Consensus Item: Since Town Council will be voting tonight on the establishment of a Historical Society, and the ordinance includes language that all endeavors be preapproved by Town Council, she asked for consensus regarding the archeological dig that began at the Willow Drive property this past Thursday. Ms. Fellner explained that in the absence of any governing ordinance, she gave approval for the dig to commence, since there was no expenditure of town funds, and we did not wish them to proceed with another project. In view of the new ordinance under consideration tonight, however, Ms. Fellner

446 wanted to make sure there was consensus of council to move forward with this dig. **COUNCIL**
447 **CONCURRED.**

448
449 Responses to Public Comments from the last meeting:

450
451 *Comment:* A 36-year resident said they were appointed to the Historical Committee in 2012, and
452 they were extremely upset by the reorganization.

453 *Response:* The proposal to reorganize the committee includes open membership to all who are
454 interested. Furthermore, it is the intent of all members to have status to both bring matters forward and
455 also to vote on all actions. It is not the intent of Town Council to exclude any individual. In contrasts,
456 council hopes that this individual would choose to join and become an active member.

457
458 *Comment:* A resident said in their opinion the town ordinances were not being enforced well.

459 *Response:* When discussed with them after the meeting it was made clear that they were
460 referring to zoning. Enforcing the ordinance in a uniform manner is the goal. We write violations that are
461 seen by staff; staff cannot see all violations. The code enforcement official spends almost all of his
462 workday out on the road, and last month alone, wrote over 76 violation letters. He also stopped at many
463 locations where a letter was not written, but spoke with residents advising them of the violation.

464
465 *Comment:* A citizen wanted to thank all the employees for their work during the storm, but
466 wanted to make sure that we got the word out to residents about the recognition breakfast so everyone
467 could attend and thank the town staff.

468 *Response:* A press release was sent that resulted in some public service announcements. We
469 also email blasted the invitation to all the residents that subscribe to our town announcements, and it was
470 put on the town's Facebook page.

471
472 There were no other comments that required a response or follow up.

473
474 **7. BUSINESS**

475
476 **A. Second Reading Ordinances.**

477
478 **i. #15-0810 to amend §17-008 Uses vs. Uses Not Specifically Listed, Director Morris.**

479
480 This item was deferred and sent to the Surfside Beach Business Committee for a
481 recommendation, see Item 3, Agenda Approval.

482
483 **ii. #15-0811 to amend §17-409 Fences & Hedges, Director Morris.**

484
485 Ms. Morris presented the decision paper and ordinance, copies of which are on file. Ms. Morris
486 explained that the side yard and rear yard maximum height in residential districts were corrected to state
487 six (6) feet in Section B(1). There were no other changes.

488
489 Mr. Childs moved to adopt second reading of Ordinance #15-0811 as presented. Mr. Stevens
490 seconded.

491
492 Mayor Samples was concerned that neighbor disputes will be caused, because the 6-foot
493 limitation may be ignored. His person opinion was that the town was over-regulating.

494
495 Mr. Pellegrino agreed with Mayor Samples on this particular point, and said we are on that fine
496 line where we have regulations and need them, because we need order. However, we need to assess
497 how many regulations are needed for two reasons: (1) allowing people to meet the potential of their
498 property or business, and (2) we have finite resources in town hall and every time a new regulation is
499 adopted, we need code enforcement on that regulation, and there also many other tasks behind the
500 scenes that must be done. In preparation for the visioning meeting, he asked Ms. Fellner to add a

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501 discussion of "regulations versus resources." He believed the staff was spread too thin to manage the
502 regulations properly.

503
504 Ms. Mabry asked why this ordinance was important to the Planning & Zoning Commission. Ms.
505 Morris said there is currently an ordinance that is enforced about fencing, walls and hedges. This is not a
506 new regulation. This ordinance was presented, because there have been several problems with fences
507 being placed on rights-of-way. This new code would eliminate that. Different heights were considered for
508 fencing, as much as 12-feet is allowed now. The planning commission believed that was extreme. They
509 felt residential should be considered separately from commercial. Residential fencing permits for 6-feet
510 are issued all the time. Staff does not tell the public that there is a 6-foot limit; that is generally the height
511 noted on their permit application, which is why the commission was comfortable with 6-feet. There is
512 concern with theft in the commercial district, so the height was increased one foot. The commission
513 reviewed this ordinance three or four times before making its recommendation to Town Council. Ms.
514 Mabry asked what the height is before engineering is required. Ms. Morris said anything over 7-feet,
515 which is required by the International Building Code.

516
517 Mr. Stevens asked if this ordinance states no fence shall be over 7-feet in the commercial district,
518 and asked how someone would get a 12-foot fence. Ms. Morris apologized, saying she thought Ms.
519 Mabry was discussing the current ordinance. In the current ordinance, anything over 7-feet does require
520 engineering. If an applicant wants a fence over 7-feet if the new ordinance is adopted, the applicant
521 would have to appeal through the board of zoning appeals.

522
523 Mayor Samples asked if the fence was inside or outside the setback. Ms. Morris said outside of
524 the required yard. Mayor Samples said if the fence was inside with a 15-foot yard setback in R-2. Ms.
525 Morris said R-1 is 20-feet. Mayor Samples said his house could not be constructed today. It's not that
526 old. To him again, he thought this was over-regulation.

527
528 Councilmembers Childs, Johnson, Mabry and Stevens voted in favor. Mayor Samples and Mayor
529 Pro Tempore Pellegrino voted against. **MOTION CARRIED, Second Reading Adopted #15-0811 to**
530 **amend §17-409 Fences & Hedges.**

531
532 **iii. #15-0812 to amend §17-396.41 Water Tower/Public Utilities, Director Morris.**

533
534 Ms. Morris presented the decision paper and ordinance, copies of which are on file.

535
536 Mr. Johnson asked what the current code stated. Mayor Samples said the current code requires
537 a 25-foot buffer. Ms. Morris said that was correct, a 25-foot buffer around the entire property. The
538 proposed ordinance allows 25-foot buffer beside developed property, and requires a 60-foot natural buffer
539 on undeveloped property.

540
541 Mr. Johnson moved to adopt second reading of Ordinance #15-0812 as presented. Ms. Mabry
542 seconded.

543
544 Mayor Samples asked what happened to the 60-foot buffer if the undeveloped property were
545 developed. Ms. Morris explained there was language added to Section 17-396.41 (d) *The buffer of 60*
546 *feet shall be permanent regardless of any future development.*

547
548 Mr. Pellegrino said the intention was to keep the 60-foot buffer if the neighboring property was
549 undeveloped, but developed in the future. Ms. Morris said yes, the 60-foot buffer is on the utility's
550 property.

551
552 Mayor Samples said this ordinance applied to water towers and substations. Santee Cooper
553 wants to build a large substation on the vacant property on the west side of Highway 17. It seems like
554 developed properties were being treated differently. Ms. Fellner believed the issue was what happened if
555 the undeveloped property was developed. A decision would need to be made each time as to whether

556 the 60-foot buffer remained; there are too many subjective decisions. This language would be a cleaner
557 way to handle this.

558
559 Mr. Johnson asked where the amendment originated. Ms. Herrmann said she and Ms. Fellner
560 had spoken about this when the ordinance was being prepared for second reading. It was unclear
561 whether the intention was the 60-foot buffer was permanent to provide a better buffer for the new
562 development and provide green space. Ms. Fellner believed it was council's intention to preserve the
563 buffer. The amendment could be omitted, if that was not the case.

564
565 Mayor Samples asked if Town Council gave instructions at first reading. Ms. Herrmann said it
566 was adopted as presented except for the language "*The buffer of 60 feet shall be permanent regardless*
567 *of any future development.*" Mayor Samples said years ago a change was made after first reading that
568 resulted in an ordinance that was not what council intended. Mayor Samples asked if it was Town
569 Council's intention to add the proposed language, "*The buffer of 60 feet shall be permanent regardless of*
570 *any future development.*" In his opinion, it did not make sense to require the owner to maintain the 60-
571 foot buffer when the other three sides were 25-feet.

572
573 Ms. Mabry said the utility agreed to maintain the 60-foot buffer permanently. She believed that
574 amendment came from that conversation, because the officials believed that would help attract a good,
575 complimentary business into Surfside Beach. Mayor Samples understood.

576
577 Mayor Samples called for a vote on the ordinance as presented tonight with the amendment.
578 Councilmembers Childs, Johnson, Mabry and Stevens voted in favor. Mayor Samples and Mayor Pro
579 Tempore Pellegrino voted against. **MOTION CARRIED, Second Reading Adopted #15-0812 to amend**
580 **§17-396.41 Water Tower/Public Utilities.**

581
582 Mayor Samples cautioned staff about changing ordinances between first and second reading.
583 Ms. Fellner said the point was taken.

584
585 **B. First Reading Ordinances.**

586
587 **i. #15-0813 to amend Article III Nuisances, §7-41 Prohibited, Administrator Fellner.**

588
589 Ms. Fellner presented the decision paper and ordinance, copies of which are on file. The purpose
590 of the amendment was to stipulate that this section is subject to the procedures, requirements, and
591 stipulations in Article VII, which is Landscaping and Tree Protection, Sections 17-700 through 17-741.
592 Adding this phrase will enable anyone reading the code to immediately understand there are additional
593 codes for landscaping and tree protection. The town attorney approved the proposed amendment, and
594 the amendment was sponsored by Mayor Pro Tempore Pellegrino.

595
596 Mr. Pellegrino moved to adopt first reading of Ordinance #15-0813 as presented. Mr. Stevens
597 seconded.

598
599 Mr. Pellegrino said this was brought up because the way ordinances are researched online,
600 Section 7-41 was easily pulled up, but that code did not include "the whole story." Adding this phrase
601 provides the additional information needed to understand what is required to trim and maintain trees.

602
603 All voted in favor. **MOTION CARRIED. First reading of #15-0813 to amend Article III**
604 **Nuisances, §7-41 Prohibited adopted.**

605
606 **ii. #15-0814 to establish Surfside Beach Historical Society, Administrator Fellner.**

607
608 Mayor Samples originally a resolution was proposed to establish the society, but it was decided
609 that a draft ordinance was in order, [since the society would be handled differently from *ad hoc*
610 committees.]

611

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612 Ms. Fellner presented the decision paper and ordinance, copies of which are on file. The
613 purpose was to establish the Surfside Beach Historical Society under the auspices of the Town of
614 Surfside Beach to research, document, preserve and provide education about all of the town's history.
615 Subsequent to the October 13, 2015 meeting it was determined that the Historical Society should be
616 established by ordinance to enable its officers to act on behalf of the town with approval from Town
617 Council.
618

619 Ms. Mabry moved to adopt first reading of Ordinance #15-0814 as presented. Mr. Childs
620 seconded.
621

622 Mr. Pellegrino referred to Section 2-26, (2) Membership, asked for clarification about "each
623 member shall have the right to one vote on any question," and in paragraph (3) it states that "The
624 Historical Society shall select officers as deemed appropriate from its membership." He asked if the
625 officers would act as a board. Ms. Mabry said the officers would include Dr. Ben Burroughs from Coastal
626 Carolina University, who is the only person in Horry County qualified to apply for historical grants, provide
627 the correct documentation, and to sign for any grant, and someone has volunteered to take minutes.
628 Officers will be appointed by the members that show up. Everyone that attends is a member. The
629 ordinance was required because a resolution would not fit the regulations for *ad hoc* committees. The
630 reason Ms. Mabry wants the society to be under the auspices of Town Council, because a society could
631 certainly be formed without the town being involved, the history obtained by the society will belong to the
632 town. The goal is to bring the history to the town, and not have it setting elsewhere. Nothing will be
633 presented to Town Council that the full membership has not voted to recommend. The society is
634 completely open; anyone that wants to participate is welcome. Ms. Mabry said the town's history was
635 researched back to the 17th Century. It was fascinating, important, and what we were built on. Mr.
636 Pellegrino understood the necessity of Dr. Burroughs being an officer, but he was concerned that the
637 other officers were chosen in advance of approval of the ordinance. He did not believe it was appropriate
638 to move forward saying that people were already chosen to serve in officer positions. Ms. Mabry said the
639 elections were tentative until the ordinance was adopted. There was an organizational meeting that was
640 advertised properly. About 30 people attended the meeting. Mr. Pellegrino said his struggle was
641 because Ms. Fellner mentioned that everyone resigned, but one member who has spoken twice resigned
642 under duress and made it clear he was upset. He was within his term on the board. Again, we seem to
643 have officers already picked out before the society is established. Procedurally, he believed steps were
644 being skipped.
645

646 Mayor Samples believed Mr. Pellegrino's question could be stated simply as what is the next
647 step. He, too, was trying to understand. He understood the membership was open. How will Town
648 Council know who is a member and who the officers are? Ms. Mabry said anyone that shows up is a
649 member. We are certainly not going to ask 50 people to submit resumes for council to consider.
650 Whoever is an officer would be voted on by the people attending that meeting. The society is very
651 informal, a teaching moment [sic.] It is all voted on by the membership. We are not asking council to
652 approve who serves as officers. The organizational meeting has already occurred in anticipation of Town
653 Council approving the society. The approval is required to establish a meeting date, place, and to act
654 within the law. Ms. Mabry said the draft was sent to all councilmembers last week, but not a single
655 member responded with questions. The land being researched belongs to the Town of Surfside Beach,
656 and it was important that everybody have a say. She did not know how the process could be any more
657 accommodating than to say anyone that wants to attend, please come and be a part of the committee,
658 whether they attend one meeting or every meeting.
659

660 Mr. Childs agreed with Ms. Mabry. He believed the town was lucky to have people to volunteer
661 for this society. It was not something that people are lining up to do. It is a lot of work, but it did not
662 eliminate anybody from voting. Everybody in this chamber tonight could attend the historical society
663 meeting and vote on motions. It amounts to the officers doing the work. He thought we were very
664 fortunate to have the society established in this manner. As Ms. Mabry said, it was done to make it as
665 easy as possible. He certainly supported the ordinance.
666

667 Mr. Pellegrino said he supports the ordinance, but he was worried that the ordinance would not
668 be followed. He wanted the historical society to nominate and elect the officers; he did not want them to
669 be predetermined. The ordinance was written perfectly, but it needs to be followed.

670
671 Mayor Samples said ordinarily, membership was advertised for committees, and the Town
672 Council appoints the members. The council did not get involved in the details of establishing officers for
673 the committees. Ms. Fellner said that generally council did not appoint officers for committees. Mayor
674 Samples said the officer election for the society is not any different than for officer election on any other
675 committee, but that the membership is open to anyone. But, it was the nature of the subject. He asked if
676 there was a restriction on town residency. Ms. Fellner said no. Mayor Samples asked if the society
677 would be required to follow the Freedom of Information Act in terms of advertising meetings. Ms. Fellner
678 said absolutely. Ms. Herrmann referred to paragraph (6) *Meetings & Rules of Order. Surfside Beach*
679 *Historical Society shall meet as necessary to conduct business. Robert's Rules of Order, Newly Revised*
680 *shall govern the meetings. Meetings shall be advertised pursuant to the Freedom of Information Act §30-*
681 *4-80(a), and shall be open to the public.*

682
683 Ms. Mabry said if anyone was interested in history, please attend the meetings. It is a lot of fun.
684 The reason membership was left open was because this area has many slave descendants from the Ark
685 Plantation who attend and share their family histories and stories. It is a very diverse, but historically
686 accurate group.

687
688 Mr. Stevens asked if town councilmembers could serve on the committee. Ms. Herrmann said
689 councilmembers could not serve as an officer or vote, but could attend the meetings. The society will be
690 making recommendations to Town Council for approval; it would be inappropriate for a councilmember to
691 vote at the society meeting.

692
693 Mayor Samples said the ordinance provides for a council liaison. In his opinion, there was
694 nobody who worked harder than Ms. Mabry on this initiative, and he hoped that Town Council would see
695 the wisdom in appointing her as the liaison after second reading.

696
697 All voted in favor. **MOTION CARRIED. First reading of #15-0814 to establish Surfside Beach**
698 **Historical Society adopted.**

699
700 **iii. #15-0815 to amend §9-16(a)(5) Nonresident parking passes, Administrator Fellner.**

701
702 Ms. Fellner presented the decision paper and ordinance, copies of which are on file. The
703 purpose was to amend Section 9-16(a)(5) to state that the sale of nonresident parking passes shall
704 continue annually. The original ordinance was for a one-year trial during 2015 and Town Council would
705 reassess the program at the end of the 2015 parking season. Since there was no impact to town
706 infrastructure, and the sales actually brought revenue into the town, it is recommended to authorize
707 nonresident parking pass sales annually.

708
709 Mr. Childs moved to adopt first reading of Ordinance #15-0815 as presented. Ms. Mabry
710 seconded. All voted in favor. **MOTION CARRIED. First Reading #15-0815 to amend §9-16(a)(5)**
711 **Nonresident parking passes adopted.**

712
713 **iv. #15-0816 to amend FY2014-2015 Municipal Budget, Director King.**

714
715 Ms. King presented the decision paper and ordinance, copies of which are on file. There were no
716 questions about the hospitality or pier fund. Ms. King proposed an amendment and explained that the
717 auditors advised her that the general budget fund expenditures should be amended to comply with the
718 law, and for clarity to reflect the transfer of funds to the capital projects fund for road fees in the amount of
719 \$769,707 that was approved on March 10, 2015. The transfer was approved, but the formality of a
720 budget amendment has not been adopted. She requested that Town Council adopt the amendment.

721

722 Mayor Samples said the fund balance ordinance established a capital projects fund to fund
723 streets, roads, and beach renourishment, which periodically require capital expenditures for maintenance
724 and to avoid the situation inherited in 2012 where there was zero monies set aside for beach
725 renourishment. This council worked diligently to save over \$500,000 for beach renourishment since that
726 time. It does not matter when the Federal Government is prepared to do beach renourishment, if the
727 town does not have its share of the money, it will not get done. He supported the ordinance, but was
728 sorry that the accountants were requiring the transfer to be shown as an expenditure in the general fund,
729 because the monies were actually reserved in capital projects for future use. He anticipated seeing the
730 transfer as wash when the accountants made their report. Ms. King said it would be, except for the
731 bottom line.

732
733 Mr. Johnson called point of order and moved to adopt first reading of Ordinance #15-0816 with an
734 amendment to include a change of \$769,707 to the general fund expenditures. Ms. Mabry seconded. All
735 voted in favor. **MOTION CARRIED. First Reading of #15-0816 to amend FY2014-2015 Municipal**
736 **Budget adopted.**

737
738 **C. Resolution #15-160 Workplace Safety, Administrator Fellner.**

739
740 Mayor Samples asked the clerk to read the resolution. Ms. Fellner explained that the resolution
741 was presented annually to reinforce the town's commitment to workplace safety. Adoption of the
742 resolution gave the town credit on the South Carolina Municipal Risk Insurance premium.

743
744 Mr. Johnson moved to adopt Resolution #15-160 Workplace Safety as presented. Mr. Mabry
745 seconded. All voted in favor. **MOTION CARRIED. Resolution #15-160 Workplace Safety adopted.**

746
747 **8. TOWN COUNCIL DISCUSSION** – Any matters of concern or information to be discussed.

748
749 There were no items to be discussed by Town Council.

750
751 **9. PUBLIC COMMENTS – General Comments.** (5-minutes per speaker)

752
753 Mr. Samuel D. Miller, North Cherry Drive, said I am a full time, permanent resident for about 20-
754 years. I have two related complaints with the zoning officer's refusal to exercise the zoning laws on two
755 different occasions. I have a reference on the same thing with the police department in which we have
756 harassment, three harassment arrests and an excess force arrest over the same issue. I prefer not to get
757 into too many details on the issue. I would ask if the council or the mayor or somebody could give me
758 directions as to how to handle this. I'm not talking about some yahoo fence. It includes a fence. It's not
759 a little two or three dollar issue. I've got \$15,000 tied up in this thing, because the zoning officer has
760 refused to enforce the permits, has enforced the laws. That's what it's about.

761
762 Mayor Samples suggested that Mr. Miller meet with Town Administrator Fellner. Mr. Miller said
763 he had already done that. He met with them, and the police chief and the assistant officer. Mayor
764 Samples introduced Ms. Fellner and asked if he had met with her. Mr. Miller said he had not. Mayor
765 Samples said Ms. Fellner was the chief administrative officer for the town. Mr. Miller asked if she could
766 make a decision as to what was going on. Mayor Samples hoped so, but after the meeting, Mr. Miller
767 should meet with Ms. Fellner to set up an appointment time. Mr. Miller said thank you; he would call Ms.
768 Fellner later.

769
770 Ms. Carrie Johnson, Harbor Lights Drive, said I am just really, really disappointed that you all
771 tabled the uses ordinance. It was not changing anything. It doesn't take a rocket scientist to figure that
772 out. What is permitted is permitted. What is not is not. That was, nothing of that was being changed. It
773 was only clarifying so that there would be no gray area and that people could understand what is
774 permitted and what is not permitted. So it just really disappoints me that you were not able to understand
775 that we're not changing anything. We're just trying to make something clearer for people to understand.
776 Thank you.

778 Mr. John Ard, Cypress Drive, said it's been a while since I've been up here. But, it's good to see
779 all you folks, of course. The comments I have tonight are all good, Mayor. It concerns the big event we
780 had here recently. I've been asked by quite a few people and have talked to quite a few people, and they
781 wanted to make sure that all of the employees in the town, public works, John, y'all are doing a great job.
782 They worked very hard out there doing that thing; very hard. Everything was kept above board on it, and
783 this town has really got something to be proud of. As a matter of fact, as I've said two or three times
784 before, some of the other towns around here ought to take a little look at Surfside at what's been done
785 here and everything. Mr. Ard continued saying I think if they would follow the example that Surfside has
786 set and done over the years, that some of the problems they have would be eliminated. So everybody
787 did a real good job, all of your employees. The police department, the fire department, everyone just did
788 a tremendous job. A lot a people around town are very thankful for it, because it could have been a lot
789 worse. We just thank all of you.

790
791 Mayor Samples thanked Mr. Ard for his comments saying they meant a lot to all of them.

792
793 **10. TOWN COUNCIL COMMENTS**

794
795 Mr. Johnson thanked everyone for coming out. He had no issues to bring forward other than that
796 town residents should contact your county and state representatives to let them know there is a concern
797 about stormwater runoff that may potentially be created by and pass through the town by the
798 development at Deerfield Plantation. We like to be a good neighbor, but this is a big issue. Adding 200
799 plus new homes will create additional stormwater runoff. God bless you. Have a great evening.

800
801 Mr. Childs said the article he read said there would be about 280 homes. He thanked Mr. Adair,
802 because he believed it was the first time he had been on council that everybody had something positive
803 to say and not one negative thing. You have done something good, so thank you.

804
805 Mr. Pellegrino thanked everyone for coming out tonight. I'm missing my man to the left here. Mr.
806 Magliette is still fighting. He had a little setback with infection, but he's coming through that. Please keep
807 praying and hopefully, he will have a speedy recovery. As Mr. Lillich mentioned, we had a meeting last
808 Thursday with some of the business community. It was quite a large group. The reason we did that, Mr.
809 Stevens did most of the work putting it together, was that the visioning meeting is coming up and we
810 wanted some feedback from the business community on opportunities and what's good, etc. It was a
811 very constructive meeting with a lot of feedback. He appreciated the business committee members and
812 the 35 or 40 businesses that participated. Communication is very important. We had a citizen speak
813 tonight who is still very frustrated and I really don't think he was all that frustrated about what transpired,
814 but it was how it transpired. Over communicating is always better than under communicating. That's the
815 wisdom for the week. Have a great night.

816
817 Mr. Stevens thanked everyone for coming out. He appreciated everybody's hard work during the
818 rain event. To follow up on Mr. Pellegrino's comments, we did have a meeting with the business owners
819 in town. It did not cost the town any money; it was funded by a business owner. They got a lot of
820 information and there are other people interested in doing business in town. The bottom line is when we
821 take the business community it produces a lot of income. If we did not have the business community in
822 this town, we probably would not be able to pay our bills. That just happens to be a fact. I think we did
823 the right thing by sending the [uses permitted] ordinance to the business committee. That is why they
824 were established; to look at businesses and to look at how we can help them. We're making positive
825 moves for the town and we have the best fire department and the best police department, best public
826 works that that really showed their shine during the rain event. I know that the administrator and Mr.
827 Adair spent a lot of time those three days, more time than you think they did, working the whole time
828 acting as the leaders of the town. Thank you for that. Thank you for coming out and have a good night.

829
830 Ms. Mabry thanked everyone for coming out tonight. As you can tell, on some issues we
831 occasionally disagree, but I will tell you that I enjoy working with this council more than you'd ever know.
832 I've learned a lot. I hope that my ideas come forward and they learn a little something also, and that's
833 what makes it special, is that we can disagree and then we can turn around and agree on the very next

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834 issue. So, I am very appreciative of the gentlemen up here. I feel very fortunate to be working up here
835 with them and to be working with you. Thank you for coming, and I look forward to seeing you soon.
836

837 Mayor Samples thanked everyone for coming out. He said the performance of staff was not
838 something that was done over three days. It was the result of a lot of work, a lot of planning, a lot of
839 dedication, and involvement. Knowing what was going on. The fact of the matter is that Highway 17 has
840 never looked better. It still needs a lot of work. But our staff has been out there keeping the drains
841 cleaned, they contact the Department of Transportation constantly to try to get the state to assume its
842 responsibility. The fact is, the state does not have the money. Mayor Samples encouraged people to
843 speak with their local state legislators given the fact that South Carolina suffered greatly in the rain event
844 that washed away bridges and roads. It was time for the state to “put the big boy pants on and figure out
845 how to fund infrastructure in this state.” Low taxes are great, in fact, get rid of all the taxes. But when you
846 need help or you want a safe road to drive upon or bridge to cross, you want to know that it will be there.
847 I’ll say it again, there is no free lunch. He was proud of the taxpayers, the people who live here, the
848 businesses, and the tourists who come to our town every year. Frankly, the number of tourists seem to
849 be coming in bigger numbers than they have in the past. Retail sales reflects that increase. I’m proud of
850 the job that the council is doing. But we’ve got to work together. We’re not a bunch of factions. This isn’t
851 Washington, DC. We’re not on television talking heads. We don’t want to over regulate, and that is a
852 great concern of mine. I have expressed my concerns about the south end of town in general in other
853 older housing stock that we have an obligation, because we’re the ones that adopt the ordinances, we’re
854 the ones who give direction. We need to direct planning and zoning to come up with some way to help
855 reduce the impediments and costs for existing older homeowners in town to improve their property. It
856 was very important, because you cannot rely on the market to come in and raze the older homes. He
857 said that would not happen, the homes he referred to were too far from the ocean. There were plenty of
858 good people that live in those homes that want to improve them. We adopted regulations, and he
859 supported them; he understood FEMA regulations, and the desire for lower FEMA rates. But he was very
860 concerned that the town was headed in the wrong direction. Mayor Samples said he was not blaming
861 anyone. We just haven’t put our effort together to help those older homeowners by speaking with the
862 right people that will help us help the homeowners that are already here improve their property.
863

864 **11. ADJOURNMENT.** Mr. Childs moved to adjourn the meeting at 8:52 p.m. Ms. Mabry
865 seconded. All voted in favor. **MOTION CARRIED.**
866

867 Prepared and submitted by,
868

869 _____
870 Debra E. Herrmann, CMC, Town Clerk

871 Approved:

872 _____
873 Douglas F. Samples, Mayor
874

875 _____
876 David L. Pellegrino, Mayor Pro Tempore

877 _____
878 Robert F. Childs, Town Council

879 _____
880 Mark L. Johnson, Town Council

881 _____
882 Mary Beth Mabry, Town Council

883 _____
884 Ralph J. Magliette, Town Council

885 _____
886 Randle M. Stevens, Town Council

887 Clerk’s Note: This document constitutes summary minutes of the meeting that was digitally recorded.
888 Contact the town clerk for appointments to hear recordings. Bring a flash drive to obtain a free copy. In
889 accordance with FOIA §30-4-80, meeting notice and the agenda were distributed to local media and
888 subscribers on the town’s email subscription list. The agenda was posted on the town website and the
887 entry door at Town Council Chambers. Meeting notice was also posted on the Town marquee.