



TOWN OF SURFSIDE BEACH ♦ TOWN COUNCIL CHAMBERS  
June 14, 2011 ♦ 6:30 P.M.

TOWN COUNCIL  
REGULAR COUNCIL MEETING

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1. **CALL TO ORDER**

Mayor Deaton called the meeting to order at 6:30 PM. Mayor Deaton, Mayor Pro Tem Childs and councilmembers Blair, Smith, Dodge, Johnson and Samples were in attendance. There was a quorum. Staff present: Administrator Duckett; Deputy Administrator, Fellner; Clerk, Pinnell; Police Chief, Frederick; Fire Chief, Packard and Building Director, Donevant. Attorney Mr. Moss was also present.

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

Councilwoman Ms. Dodge gave the invocation and Mayor Deaton led the pledge of allegiance.

3. **PUBLIC HEARING**

- a. *Public hearing pursuant to §6-1-80 of the S.C. Code of Laws to hear comments from the public on the proposed 2011-2012 Fiscal Year Municipal Budget*

*Mr. Thomas Dodge, 1415 N. Poplar Dr.:* “According to the 2010 Municipal Association of South Carolina Census, the Town of Surfside Beach has 3,837 people; this is 588 people less than the 2000 census. We are still the same geographical size; two square miles. The Census figure represents a 13.3 percent drop in population for the Town. In 1999, according to the Towns’ comprehensive annual report page 71, we had 10 police officers and 5 communications officers. According to Towns’ budget for fiscal year 2011-2012, it is proposed to have 21 full time police officers, 3 part-time, 6 communication officers, 3 part-time. In 1999 the Town dispatched fire calls, today we do not. We are still a two mile town. Anyone who knows me knows that I am very pro police; however, I am also very anti-waste. Another fact, in 1999 the Town had 57 employees. In 2010 we had 73; again, we are still a two mile Town but 588 fewer people. In the 2011-2012 budget notes a facilities director and a part-time worker; are these new positions?. I would think this should be the responsibility of the Public Works Director. I also noticed no money was set aside for beach re-nourishment; that would appear to be a lapse in judgment since the beach is our most important asset. In my opinion, when we have Department Heads building empires, this can be construed as waste. On page 41 of the 2011-2012 budget it shows a picture of Toyota Prius in non-departmental capital expenditures, strangely this is not listed under capital expenditures on page 44. Remember, we are still a two mile Town. (Mr. Dodge passed out a copy of an e-mail from an employee of Bamberg, SC). I would like to read an e-mail from the number one employee of Bamberg, SC, population 3,607; almost as big as Surfside Beach and listen to the positions one employee covers:

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50           ‘The City Administrator of the City of Bamberg is our Mayor who is paid  
51 \$3,500 per year. I am the Clerk/Treasurer, Finance Officer, Head of  
52 Administration, the Zoning Administrator, the Business License  
53 Administrator, the Safety Officer, the Benefits Administrator and  
54 Purchasing Officer for the City of Bamberg. I am paid \$70,000 per year.  
55 The budget for our administration department which includes \$120,000 for  
56 utilities costs is \$423,968.00. I am also the Clerk/Treasurer of our utility  
57 company the Board of Public Works which is included in my \$70,000  
58 package.’

59  
60           “‘It is not a beach town but I think most towns our size operate very similarly. The  
61 Administrator of all Towns would have to have the same knowledge as our  
62 Administrator. In Surfside Beach we have an Administrator, a Deputy  
63 Administrator, a Town Clerk, a Treasurer, a Zoning Director with two assistants,  
64 plus I am sure, doing the work that Mr. Watson from Bamberg does. I say, again,  
65 it seems to be empire building. I say this as fact and assure you it is not meant to  
66 be taken negatively but rather useful information. I hope Council is listening. In  
67 my opinion, we are overstaffed and very wasteful. We do not need a Deputy  
68 Administrator. Remember, we are still a two mile Town since we have 13.3  
69 percent fewer people, eleven additional full-time and three part-time police  
70 officers, twenty seven additional employees and a Deputy Administrator since  
71 1999, I would suggest we drastically reduce the 2011-2012 budget. We need to  
72 stop spending and hiring. Town hall seems to have a Federal government  
73 mentality. Thank you.”

74  
75           **Mr. John Ard, Cypress Drive:** “I respect what Mr. Dodge had to say and  
76 everything but I need a question answered. Is this a 2 mile square Town still yet  
77 because from what I understand now; the Town extends over here into that street  
78 there by Surfside Jenny’s and then right behind the Piggly Wiggly there it extends  
79 past that medical complex and all. Is that included in the two mile square?”

80  
81           **Mayor Deaton:** “It is included in the Town municipal corporate areas, yes, sir.”

82  
83           **Mr. Ard:** “Okay and the other thing is I see what he’s saying about so many  
84 policeman and employees and everything like that. Well, in the winter time, sure,  
85 we don’t need that many. I agree with that part, but in the summer time from  
86 Memorial Day to Labor Day we need every one of them that we can get out there  
87 because of the amount of tourist trade we have and the amount of people that’s in  
88 this Town and I think that if you want to take a look at it that way it can be  
89 worked out. Cut it down in the winter; put them back in the summer.”

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91           **Randle Stevens, 412 1<sup>st</sup> Ave.:** “Are we just speaking on ‘A’ right now?”

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93           **Mayor Deaton:** “Just ‘A’, yes sir.”

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95           **Mr. Stevens:** “I agree with Mr. Tom Dodge that we’re spending money like the  
96 Obama administration. This used to be a fiscal Council; they were fiscally  
97 conservative and now they’re spending money like, I don’t know, maybe a

98 drunken crack addict or something. Anyway, and to answer your question Mr.  
99 Ard, this is only a one square mile town; it's two miles long and a half a mile  
100 wide so that makes it one square mile. It just happens to be two miles long.  
101 We're wasting money everywhere we turn, like statues next to the Sundowner;  
102 \$6,000 wasted. Other places we wasted money was like when we spent \$14,942  
103 to fix the pier only to do the entertainment deck but, to A.P. Reale and Sons only  
104 to tear it down. A friend of mine said that we're at Surfside Beach kind of like  
105 refried beans, refried beans are beans that were cooked and messed up and you  
106 had to fix them and refry them again so you messed up the first time. We have  
107 too many mess ups, every time we turn around. The Town Council needs to  
108 seriously look at what they do and not waste the money. We wasted money so  
109 many times in the last, well there's 2008 and sometimes before; that's ridiculous.  
110 In our budget, we need to start scaling back; we got less people, we need to build  
111 us a surplus, not a deficit. There's an old saying, when you ain't got enough  
112 money to pay then you're in bad, bad situation and I think that's what we're  
113 doing. We're spending our money too much; we're wasting a lot of money.  
114 There's a lot of good things to spend money on. The main things I want to see  
115 money spent on is protection of the people through the police department and the  
116 fire department and fixing up our streets and making this a better Town.  
117 Anything you can do to cut this budget a little more would be certainly  
118 appreciated. Thank you."  
119

- 120 b. ***Public hearing pursuant to §6-1-300, 6-1-330(A) of the S.C. Code of Laws to***  
121 ***hear comments from the public on proposed Ordinance #11-703 that includes***  
122 ***the addition of a new Article Section 12-25 through 12-32 allowing temporary***  
123 ***encroachment permits for a fee payable to The Town of Surfside Beach***  
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125 ***Randle Stevens, 412, 1<sup>st</sup> Ave. N:*** "I know we've got . . . you're looking at voting  
126 on a . . . drinking on the public sidewalk and I went to your ordinance and I went  
127 to your permit and I looked at the price that you've got on here; \$150 a year for  
128 150 square feet. That comes out to \$12.50 a month or 8.3 cents per square foot  
129 for that 150 square feet. \$12.50 for a public or private business to use a public  
130 street or public sidewalk. Anybody that tells me that's a good deal; that's not a  
131 good deal. You could sell three beers and make your \$12.50 or four mixed drinks  
132 or whatever it might be; you're giving away the farm and then I went a little bit  
133 further on this; it says \$200 for any area over 150 square feet, so I figured up so,  
134 okay, we'll double it to 300 square feet; comes out to \$16.66 per month or 5.6  
135 cent a square foot. That's ridiculous, really ridiculous, to give away our public  
136 sidewalks. I'm all for these businesses over on Surfside Drive having the ability  
137 to make money but they're making money at our expense, the taxpayers paid for  
138 that, they didn't pay for it; the taxpayers did. There should be a bigger charge for  
139 that, five cent a square foot, a month? 8.3 cent a square foot? That's ridiculous. I  
140 think that one of our Councilmen at the last meeting said that he wanted to keep it  
141 low. I don't agree with that. These people should pay for it. They're businesses;  
142 that's a tax deductible expense for them, they can write it off, the IRS allows you  
143 to. When you get to this item, seriously reconsider your amounts that you're  
144 charging for our public property. Everybody in here and of course, all you all,  
145 paid for that sidewalks to be paved and it looks good, really looks nice up there

146 but 8.3 cent a square foot, 5.7, 6 cent a square foot per month is beyond  
147 ridiculous. Thank you.”

148  
149 **John Wright, 710 S. Hollywood Dr.:** “It is with great concern that I am here  
150 tonight to speak against this proposed change. I understand that it’s up for second  
151 reading as well. I question how many books have been written on the misuse of  
152 alcohol already? How many lives have been damaged from alcohol already?  
153 How many more lives have we got to see hurt because of it. This Town set a  
154 precedent when it stopped smoking. It was very controversial. I agree there has  
155 been a lot of damage done from cigarettes, cigarette smoke, but there’s been a  
156 great deal more done in the use of alcohol and the abuse of alcohol. Books have  
157 been written on this; books have been written on it; big manuals. What are we  
158 going to get out of it is I read in the Sunday’s paper, it’s not going to benefit this  
159 Town at all. In the long run it’s going to hurt our image. We have the reputation  
160 of wanting to be known as the Family Beach. I, for one, don’t want to take my  
161 grandchildren down Surfside Drive and be asked ‘papa what are they doing sitting  
162 out there drinking?’ If they want to drink let them do it inside. That’s what the  
163 laws are for. You all are here to protect the citizens and the visitors of this fine  
164 Town that we live in and we encourage you to, carefully; prayerfully; consider  
165 dropping this. It is not good. I realize I can only speak for myself, for my church,  
166 Solid Rock Baptist church stands in opposition to this as well. Thank you.”

167  
168 **Glenn Curtiss, 257 Palladium:** “When I go down to Surfside Beach you know  
169 you spend a couple bucks here, a couple bucks there, cleaning up and all like that,  
170 I think that you have to look at dangers when you walk from the parking lot and  
171 you get off macadam onto the sand, the path going to the beach, just as you get  
172 onto it, there’s an old slab there where the old dumpster was; it is thick; it’s deep  
173 and what I’m trying to get at, if you don’t want to lose money on a lawsuit, I’ve  
174 seen a lot of young people and older people tripping on that and I’m worrying  
175 about that and the way the macadam comes out in different places. If you could  
176 square it away.”

177  
178 **Mayor Deaton:** “Okay sir, we’re having a public hearing on a . . .”

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180 **Mr. Curtiss:** “Oh yeah, I know, I’m just worrying about money for the public and  
181 you guys, you know, Surfside not getting sued; all right?”

182  
183 **Mayor Deaton:** “Okay, all right, thank you and if you would get with our  
184 Administrator and give him details on exactly where you’re talking about we’d  
185 like to look into that. Thank you, sir. Now, we are still in our public hearing for  
186 ordinance 11-0703, Article Section 12-25 through 12-32; anyone else? Yes, sir.”

187  
188 **P.L. Mabry, 15<sup>th</sup> Avenue North:** “In response to the people eating and using the  
189 sidewalk for their private little restaurant there, has the Town set up any tables out  
190 there to see how much room would actually be taken by this? Has there been a  
191 field trip to see what would be involved in it? Will the public be able to walk by  
192 or is this going to be consumed by someone else and the public would not have  
193 access to the sidewalk or the walkway. This is something that needs to be  
194 discussed tonight; not, oh I wish we’d had done this. Have you went on a field

195 trip? Have you taken enough time to go out there to see how much space would  
196 be taken up and how much would be left for the public to be able to utilize?  
197 Would you not think there would be a rational way of looking at it? I may look at  
198 it totally different than you do but I wished you would take the time before, not  
199 after, you vote on such an item as this; to have a place for the public to consume  
200 alcohol, now I'm . . . and to eat, whatever? Have you ever went on vacation and  
201 thought you were going to drive four or five hundred miles and then you're going  
202 to sit out there in the hot sun? How much room is a table going to take up . . .  
203 now, you're going to have umbrellas. None of this has been discussed publicly  
204 here. How much is it going to take, is there going to be advertising over all this?  
205 Is it going to be a bunch of visual pollution? I do not hear these items being  
206 discussed. They need to be discussed tonight, before you act, not after it becomes  
207 something you have to react to. That's all I have to say tonight. I wish you the  
208 best."

209  
210 **Mayor Deaton:** "Thank you sir."

211  
212 **Mr. Mabry:** ". . . but consider; just a moment. But please consider these items  
213 that you've heard here tonight from me and other people. It needs to be left as it  
214 is. I don't see that we're going to gain. We're going to invest, oh; we're going to  
215 have bars invest in seating outside. How much room is that going to take up?  
216 None of these things were brought to be as an item that would be in the item that  
217 you're going to vote on, so, you really don't know. You're assuming a lot as you  
218 know when you assume something; you know exactly what it leads you up to. It  
219 makes both of us in the same boat, so, please consider these things. Thank you."

220  
221 **Ms. Janey King, 1016 S. Ocean Blvd.:** "I just want to endorse what Mr. John  
222 Wright has said in regards to alcohol being on the sidewalk at all. As you have  
223 guests and friends that come and you're proud of the way the streetscape looks  
224 and then you ride down and you see, pardon me, but some men sort of sprawled  
225 out on a chair with a brown bottle sitting on the table and you're thinking, 'oh,  
226 what's going on here'. If they're going to drink, put it where it can't be seen as  
227 people ride down. Thank you."

228  
229 **Brayer Surratt, Manager of Charleston Café, Surfside Drive:** "Charleston Café  
230 has been a part of the Surfside community for well over 20 years now and I've  
231 been involved the past few years and I think I get the impression from a few  
232 public comments that maybe they don't understand what goes on in Charleston  
233 Café and on Surfside Drive, like the moments that I've been a part of in people's  
234 lives the past few years have been birthdays, 50<sup>th</sup> wedding anniversaries, 65<sup>th</sup>  
235 wedding anniversaries, engagements, I mean, special moments that make up our  
236 lives, like these are the things that are happening in these restaurants. Small mom  
237 and pop restaurants like the Village Café, Nibils, Crystalite Café, Charleston  
238 Café; they're what help create the small town, family feel that Surfside boasts and  
239 that's the reason why people feel so passionately about these restaurants and  
240 that's why they miss them so sorely when they're gone. Mayor Deaton, I believe  
241 that you noted at the Surfside Drive ribbon cutting that a big source of income for  
242 the Town is business related income, the annual business license fees, the monthly  
243 hospitality fees, local accommodation taxes, the business is what we contribute to

244 the community, is directly related to your income, we do bring money into the  
245 economy. I don't think I have to tell anybody the hard times that people are  
246 going through; that businesses, individuals and just everybody from every walk of  
247 life is going through right now and what I'm requesting of you this evening is that  
248 you don't make decisions that make it even harder for businesses to do business,  
249 especially in Surfside. What I'm requesting is that you continue to allow us to do  
250 what we've always done; Charleston Café has always had three little café tables  
251 just a few chairs and to my knowledge they've never caused harm to anyone. If  
252 you chose to continue to allow us to do what we've always done, I also ask that  
253 you do so at a reasonable cost to the business. Once again, please don't make it  
254 harder to do business in a hard economy in Surfside, it's already hard enough in  
255 this economy, so, once again what I ask the Town Council to do is to continue to  
256 make decisions that are business friendly so that we, as businesses can grow and  
257 thrive, and so that the Town Surfside directly will also continue to grow and  
258 thrive for its residents. Thank you."

259  
260 **Mr. King, 1016 S. Ocean Blvd:** "I don't have any comments. I'm not going to  
261 take any undue time. I can say it very quickly, I have a question. I noticed that  
262 this plan is to be temporary but what are you calling temporary. I just want to  
263 understand that."

264  
265 **Mayor Deaton:** "Do we have any definition of duration? What plan are you  
266 talking about, sir?"

267  
268 **Mr. King:** "It says here in the last part of 'B' allowing a temporary encroachment  
269 permit for fees payable to the Town."

270  
271 **Mayor Deaton:** "As permitted."

272  
273 **Mr. King:** "How long is this going to be open? Indefinitely?"

274  
275 **Mayor Deaton:** "It's an annual fee, sir, when they pay the annual fee they have  
276 one year and they have to, just like a business license or anything else, it's an  
277 annual fee. It would be . . ."

278  
279 **Mr. King, 1016 S. Ocean Blvd.:** "and I appreciate you letting me say this."

280  
281 **Mr. John Ard, Cypress Drive:** "Just a quick comment on something here. I  
282 heard that, I don't know what her name was, that young lady, speaking awhile ago  
283 about the cafes and stuff. I don't know whether everybody in this room or  
284 everybody on the Council knows, if not, but we done lost Crystalite Café; it  
285 closed up a couple of weeks ago. Now, also this month, right there on Surfside  
286 Drive, one of the oldest businesses, establishment there, is closing up, Surfside  
287 Cleaners and they have been there for years; years and years, and so we're losing  
288 them. We don't need to lose no more businesses up there on that street. We need  
289 to get something on it. This is costing everybody and the Town money, so, we  
290 need to work at something; let's get some legitimate businesses up there. If ran  
291 by the right people and ran in the right way, for the City of Surfside, for the  
292 townspeople and everybody else concerned. Thank you."

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**4. AGENDA APPROVAL**

Mr. Smith made a motion to approve the agenda. Mr. Johnson seconded the motion.  
**All voted in favor. MOTION CARRIED.**

**5. MINUTES APPROVAL** – Special meeting May 20, 2011; Committee of the Whole Pier Meeting, May 24, 2011; and Regular Meeting, May 24, 2011.

Mr. Johnson made a motion to approve the minutes from the Special meeting held May 20, 2011, Committee of the Whole Pier Meeting and the Regular Meeting held May 24, 2011. Mr. Childs seconded the motion. **All voted in favor. MOTION CARRIED.**

**6. PUBLIC COMMENTS- Agenda Items only 3 minutes per speaker**

*Randle Stevens, 412 1<sup>st</sup> Ave:* “I’m speaking on agenda item ‘E’, Guy Daniels Atax funding recommendation. This is a good organization. I have nothing against the Guy Daniels organization but I did notice that one company does all their t-shirt printing and they also do a lot of work for the Town of Surfside; approximately, \$30,464.70 since August of 2009. I wonder why all this expenditure’s done and why the Town of Surfside hasn’t gone into something we call a delivery order contract with options, a multi-year options where you contract out with a company and that company gives you a bid for year one and then year two on different items and you have a right to bid, to competitively bid those out. It seems like that’s the policy we should follow. Going on further, on the same Guy Daniels thing, I went to the South Carolina Ethics Commission and I looked up the rules of conduct and it say, a public official, public member, public employee may not knowingly use his official office, membership, or employment to influence a government decision to obtain an economic interest for an individual which whom he is associated or a business which he is associated. Since the Guy Daniels foundation contributed \$500 to the Mayors. . .”

*Mayor Deaton:* “Sir, I’m going to caution you right there.”

*Mr. Stevens:* “This is on the agenda items. I’m speaking on the agenda items.”

*Mayor Deaton:* “No, sir, sir, this is a personal accusation and I’m not going to accept it.”

*Mr. Stevens:* “No it’s not, this is . . .”

*Mayor Deaton:* “Sir, I’m cautioning you, sir.”

*Mr. Stevens:* “This is not an accusation.”

*Mayor Deaton:* “Sir, I’ve read the blog. I know what you’re doing and it’s not acceptable.”

342 **Mr. Stevens:** “What I’m asking is that you recuse yourself from any discussion.”

343  
344 **Mayor Deaton:** “I will certainly do that. That is my decision. I have done it on  
345 every occasion for the entire time.”

346  
347 **Mr. Stevens:** “I’m asking that the Mayor recuse himself from voting or discussing  
348 this item.”

349  
350 **Mayor Deaton:** “Which is fully my intention.”

351  
352 **Mr. Stevens:** “I’m just bringing it to your attention that it’s a violation of rules of  
353 professional conduct, South Carolina Ethic Commission. Thank you.”

354  
355 **Mayor Deaton:** “Thank you.”

356  
357 **Glenn Curtiss, 257 Palladium:** “I just wanted to ask, I’m not really sure of, it says  
358 the widening of Glens Bay. Could you tell me from Bypass how far down it’s going  
359 to be widened and is that four lanes coming down?”

360  
361 **Mayor Deaton:** “Actually sir that is a DOT project. It’s a State project and if you  
362 would get with our Administrator he can tell you and put you with Mr. (\*\*\*) or  
363 whichever would be the appropriate contact for the State of South Carolina DOT  
364 department of transportation and he can give you a layout of everything that’s going  
365 to happen.”

366  
367 **Mr. Curtiss:** “I was just curious, was this going to go down a little bit or we’re going  
368 to do the whole thing, you know, because . . .”

369  
370 **Mayor Deaton:** “I believe it’s Glens Bay Drive all the way down to 17 Bypass.”

371  
372 **Mr. Samples:** “It’s on the Horry County website; if you go there and look at Ride on  
373 the Penny, you can find it.”

374  
375 **Mr. Childs:** “But it is going to be the whole thing.”

376  
377 **Mr. John Wright, 710 S Hollywood Dr:** “Item B. I’d like to thank the citizens of  
378 Surfside who spoke for both pro and con about this matter. There’s other  
379 establishments there on Surfside Drive, some of them don’t really have a great  
380 reputation. I just want the Council and Mr. Mayor to know that there are citizens who  
381 are very concerned about what this ordinance could do to our Town. It wasn’t that  
382 long ago we were told, ‘oh, it’s just going to be down at the pier’, well, it seems to be  
383 coming on up the road. Folks, let’s put an end to this. It’s not going to help this  
384 Town at all. Thank you.”

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**7. COMMUNICATIONS**

**a. Request for Annual Turkey Trot: Festival Promotions**

Mike Shank of Festival Promotions had a request for a special event permit to hold the 2<sup>nd</sup> annual turkey trot to be held on Thanksgiving morning. Last year there were approximately 675 participants. The request was to use the same route as the previous year which is the same route the Rotary uses for their race in January. They are not requesting for any public money; they pay for the Town employee time including police officers. They also work with the Rotary club who provided the volunteers; they gave them a donation of \$1,000 and would look to do the same this year.

Ms. Fellner stated that it was an excellent event last year. Mr. Smith stated that he wanted to inform Mr. Shank that the route may change due to a Town underground wiring project on Ocean Blvd that will take place in the off season. Mr. Shank stated that if they knew far enough in advance they could make arrangements for this. Mr. Johnson stated that it was a very good event last year adding that he volunteered to help out; it was well run and the attendance was enormous. It was confirmed that paint would not be used to mark the start lines. Ms. Blair stated that the Town does not know where the underground wiring project will be at the time of the event adding that the Town submitted a list of all its events to the contractor to let them know well enough ahead. There were no objections from Council to hold the Turkey Trot event.

**b. Building Report**

Mr. Duckett gave the building report. The building department issued a total of 128 permits totaling \$16,720 in the month of May. Permit fees are down by about \$3,200. Licenses: 153 business licenses, including renewals, were issued for a total of \$26,894. Year to date business license revenue is up \$11,175. Other Statistics: There were 32 office consultations, 122 inspections, 23 plan reviews and 48 code enforcement occurrences. Mr. Samples noted that there is a variance request on Surfside Drive and asked if a decision has been made. Do we have to turn down something before a variance is granted? Ms. Donevant answered 'no'. Mr. Samples asked about the sign variance request. Ms. Donevant explained that the business was originally turned down due to excessive signage. Mr. Samples asked about the process. Ms. Donevant confirmed that the Board of Zoning Appeals hears variance appeals if the Zoning Official were to first deny an action. Mr. Samples stated that he wanted to confirm that the Board of Zoning appeals is not a proactive board. Attorney, Mr. Moss stated that the Board of Zoning Appeals has a few different hats. One is to hear and decide appeals where it has been alleged that the Zoning Administrator has made an error in interpreting the ordinance. In this setting, the Board is a quasi judicial board and they have authority to interpret the Town ordinance. The other hat they wear is to hear and decide applications for variances. An applicant may come in knowing that the contemplative plan would not comply. Mr. Samples stated that this is a completely different answer than what he previously understood. Mr. Samples had questions regarding the change to the ordinance recently adopted by Council. Mr. Samples stated that he wants to understand the function. Mr. Moss explained briefly the State law under title 6 where the Zoning Board, if constituted by the

439 Council, has two hats. Mr. Samples stated that he would give Mr. Moss a call to  
440 discuss further.

441 c. Police Report

442 Mr. Duckett gave the police report. Departmental Status: Proactive anti-criminal  
443 patrols in the residential and beach access areas remain a priority. Training: the  
444 Town's newest officer, Bryan Byrd, completed his basic training at the SC  
445 Criminal Justice Academy as of last Friday and has since been on duty. Due to  
446 the strenuous demands of the peak season service volume, the police department  
447 has curtailed non-essential training. Officers, however, continue to complete their  
448 required monthly in-service training and legal updates online during their standard  
449 duty tours. The Chief is currently in training at the Criminal Justice Academy this  
450 week. High Risk Law Enforcement Activities: No officers were injured on-duty  
451 during this month. The police conducted one vehicle pursuit which also entailed a  
452 brief foot pursuit.

453  
454 d. Fire Report

455 Mr. Duckett gave the fire report. Fire department has been undergoing a lot of  
456 training. They train each Monday night and attend classes. Calls, Incidents and  
457 Inspections: There were 61 calls in the month of May. Calls responded included:  
458 6 fire calls, 4 were mutual-aid, 44 rescue and emergency medical service and 11  
459 service-related. Inspections and Plans: 30 inspections were completed, 7  
460 pending, 3 plan reviews were completed, 17 pre-plans were reviewed; there were  
461 5 public education events. Hose Testing: At this time approximately 60 % of all  
462 hoses carried on Surfside Beach Fire Apparatus has been tested. The Town  
463 continues to replace hoses in inventory as needed.

464  
465 e. Administrator's Report

466 Update on current events

467 Mr. Duckett reported the Streetscape ribbon cutting entitled "Partners in  
468 Prosperity" was held this past Saturday. There were about 100 people in  
469 attendance. Businesses received plaques. There were door prizes for adults and  
470 giveaways for the children. Cake and beverages were served. The event was well  
471 attended by the media and received favorable coverage by both TV and the press.  
472 Work still needs to be completed in North Poplar Park. The irrigation system  
473 needs to be adjusted. Mr. Samples asked if the removal of pavement has been  
474 completed at Poplar Park. Mr. Duckett stated he would answer this question  
475 during his report. Mr. Duckett reported that the sod needs to be replaced at the  
476 expense of the contractor. Two small asphalt corners need to be removed.  
477 Landscaping needs to be completed. The electric charging stations need to be  
478 installed. The punch list is still being worked on. Mr. Samples asked if this was a  
479 change order. Mr. Duckett stated that the contractor is removing it at their own  
480 expense. Ms. Blair asked Mr. Duckett to explain the funding be used for the  
481 sculpture at Poplar Park. Mr. Duckett stated that the Town received a grant for  
482 \$6,500 for artistic work. It was confirmed that this was grant money and not  
483 money from the budget. Ms. Dodge asked if this is a matching grant. Mr. Duckett  
484 answered that this is not a matching grant. Mr. Johnson asked for the  
485 Administrator to enlighten the Council on the tree planting "madness" on Ocean  
486 Blvd. Mr. Duckett stated that the Public Works Department has planted some

487 trees; one set of trees on the south end and one set on the north end. The north  
488 end also had dirt added and there will be additional plants put in appropriate for  
489 the area; this is to add beautification. The Town will try to do a couple in the  
490 spring and a couple in the fall as well. Mr. Samples stated that prior to Mr.  
491 Duckett's arrival the Council spent \$48,000 on a parking study since there is not  
492 enough parking available in the summer. Mr. Samples stated that while the trees  
493 are beautiful, in his personal opinion, the Town should not be losing parking  
494 spaces because of the recognized need. On Ocean Blvd., years ago Council voted  
495 to eliminate parking on one side and it did not last long. Mr. Samples stated that  
496 he realizes there are still some who believe that parking on Ocean Blvd. should be  
497 eliminated but he would like to discuss this situation. Mr. Samples stated that he  
498 would like to know in advance when the Town will be planting in the right of  
499 way. Mayor Deaton stated that council could add this to a future agenda. Mr.  
500 Johnson asked for an explanation for the public as to why the golf cart item was  
501 not on the agenda. Mr. Duckett stated that he had asked the Chief of Police to do  
502 a comprehensive report on the issues previously discussed. The Chief came up  
503 with a 4 page paper; it took 6 issues discussed and gave a number of alternatives  
504 dealing with the issues. Mr. Duckett stated that since the paper was complex and  
505 the Council had a full agenda, Mr. Duckett made the decision to ask Council to  
506 read and contemplate these specifics for a future meeting.

507  
508 Mr. Childs thanked Micki Fellner for the ribbon cutting and for all her efforts in  
509 the short time she had to work on it. Mr. Duckett reported that at the end of this  
510 week the Dogwood Lake Bank Restoration Project will be put out to bid. It is a  
511 70/30 split with the County, the Town pays 30%. It involves the property that  
512 was left out of the last Dogwood Lake bulkhead project and it continues to  
513 experience destabilization of the bank. Mr. Duckett reported that Ms. Fellner  
514 spent a lot of time working with the County on this project.

515  
516 Mr. Duckett reported on the filling of the Clerks position. Mr. Duckett stated that  
517 under State law the Town Clerk answers directly to Council. The position has  
518 been advertised internally and externally. To date the Town has received over 70  
519 applications for the Town Clerk position. Mr. Duckett has done some initial  
520 screening and interviewed five individuals so far and has another person  
521 scheduled. The application deadline closes Friday at 5 PM. Mr. Duckett asked for  
522 a consensus of Council on performing the final interviews to make a selection.  
523 Mr. Duckett stated that he intends to bring 3 to 5 applicants to Council at a special  
524 meeting. He will bring only individuals that he feels could perform the job and  
525 that he could work with. There was no opposition from Council. Ms. Blair asked  
526 if Council would we be able to get the applications prior to the interviews. Mr.  
527 Duckett stated that the applications of individuals being interviewed by Council  
528 would be provided to Council prior to their meeting.

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**8. BUSINESS**

a. Second Reading #11-0702 Amend Town ordinance section 8-95

Second Reading Encroachment Amendments to Allow Outdoor Dining (Chapter 8, Section 95). Mr. Smith made a motion to adopt second reading of #11-0702 to amend town ordinance section 8-95. Mr. Childs seconded the motion. Mr. Samples asked the Administrator to give a summary of the ordinance. Mr. Duckett gave the background: The Downtown Redevelopment Committee made recommendations to the Council regarding infrastructure improvements for the downtown business block on Surfside Drive. The intent was to aesthetically enhance the area for tourists and residents to reduce the Town's liability with regard to the compromised infrastructure and to make the area more attractive to current and prospective business owners. The Council voted to accept these recommendations and fund the project. At present, the sidewalks in this area have been widened to 17.5 feet. Consequently, the Town could choose to issue encroachment permits to local businesses for the purpose of outdoor dining. All encroachments would comply with state and local code, including ADA regulations. The recommendations: Since this has been a traditional, past use of the right of way in this area, staff recommends that we not penalize the business operators in the area by refusing to issue encroachment permits. Staff recommends that encroachments permits, on the right of way in this area be issued to business operators for the purpose of outside dining. To that end, Council would need to amend Chapter 8, Section 8-95. The first reading was passed on May 24<sup>th</sup>, 2011. Mr. Johnson asked what the encroachment distance into the sidewalk would be. Ms. Fellner stated that the Town has to have 6 feet; it has been walked and specked with the engineers. This would only be allowed in the front of their business; it must allow public easy access to walk. Ms. Donevant stated that it leaves at least 5 feet of public right of way for pedestrians to walk back and forth. It is approximately 12 or 11 ½ feet in front of the businesses. Ms. Dodge asked how wide the sidewalks were. Ms. Donevant stated that they are approximately 18 feet wide; regular sidewalks are 5 feet wide. Mr. Samples asked where this is written. Ms. Donevant stated that the building codes require a certain area for pedestrians. Mr. Samples questioned specifics of the ordinance. Mr. Moss stated that there is a provision that states that the Town shall not restrict the public sidewalks with a passage way with a minimum of 6 feet. Mr. Samples asked for clarification. Mr. Samples asked if the modification applies to the C-2 district. Mr. Moss stated that it does not specifically apply to C-2 but it does apply to areas where the change in definition includes only those areas where encroachment permits are issued. Mr. Samples asked if the encroachment ordinance was restricted to C-2. Mr. Moss stated that in the strictest sense not in the current draft. Mr. Samples commented that this was the second reading. Mr. Moss stated that the ordinance applies to the C-2 and C-3 districts. Mr. Samples stated that the ordinance also states that it shall apply to

573 non-residential businesses that meet the requirement. It was confirmed that this  
574 refers to C-1, C-2 and C-3. Mr. Samples stated that this is a lot of area. Ms.  
575 Fellner stated that, per the ordinance, the sidewalk has to be 16 feet to allow the  
576 encroachment; there are no other places in Town it could apply. Mr. Samples  
577 suggested limiting the encroachment ordinance to the C-2 district. This was the  
578 next business item to vote on. **Ms. Blair, Mr. Johnson, Mr. Smith, Mayor**  
579 **Deaton and Mr. Childs voted for. Ms. Dodge and Mr. Samples voted against.**  
580 **MOTION CARRIED.**

581  
582 b. Second reading #11-0703 ordinance chapter 12 encroachment permit  
583 Second Reading Encroachment Amendments to Allow Outdoor Dining (Add 25-  
584 32 to Chapter 12). Mr. Smith made a motion to adopt second reading of #11-  
585 0703 ordinance chapter 12 encroachment permit. Mr. Childs seconded the  
586 motion. Mr. Samples read that “the provisions of this article shall apply to  
587 conforming businesses within a non-residential district for the establishment,  
588 operation and maintenance of outdoor displays and outdoor dining areas located  
589 on sidewalks and public plazas. The purpose of this article is to promote the  
590 general economic development and atmosphere of the C-2 and C-3 zoning  
591 districts where sidewalks widths are greater than or equal to 16.5 feet and other  
592 areas for the benefit of all businesses and citizens located . . . “. Mr. Samples  
593 asked what “other areas” means. Mr. Moss stated that a scenario would be when  
594 you have a public sidewalk but perhaps the adjacent structure or building does not  
595 abut the sidewalk, there may be areas between and this area may be owned by the  
596 Town. The Town would only be licensing encroachments of areas the Town has  
597 control over. When drafting ordinances it is not typically known if there could be  
598 a situation applicable; other areas include those areas that might be between the  
599 building and sidewalk right of way. Mr. Samples stated that he might interpret  
600 this as other areas may not include sidewalks at all. Mr. Moss stated that this  
601 ordinance is not limited to the C-2 Surfside Drive improvement areas. It could  
602 apply to other areas. Mr. Samples reread the section. Mr. Moss stated that this  
603 ordinance is not limited to the C-2 and C-3 districts. Mr. Moss pointed out that  
604 section 12-30 of the ordinance prohibits anyone from blocking a pedestrian  
605 passage way to less than 6 feet in width, unless there was a wide sidewalk an  
606 encroachment permit would not be allowed. Technically speaking if there was a  
607 wide enough sidewalk to maintain 6 feet it could apply. Mr. Samples stated that  
608 other areas could mean many things. Mr. Samples stated that he would prefer not  
609 to rush and would like to suggest having the attorney tighten the ordinance up to  
610 limit it to sidewalks only in the C-2 and C-3 districts. Mr. Johnson stated that he  
611 agrees that the ordinance needs tightening up and he would not be opposed to  
612 limiting it to C-2 and C-3 districts. Mr. Johnson added that he has a concern with  
613 Section 12-29 and the annual fees; he is pro business but would like to increase  
614 the fees from \$150 to \$300 and from \$200 to \$500. Mr. Johnson stated that the  
615 businesses could probably use the area 200 days out of the year with the weather

616 in this area. Mr. Samples made a motion to amend the motion to limit the area to  
617 the C-2 district. Ms. Dodge seconded the motion. **Ms. Blair, Ms. Dodge and**  
618 **Mr. Samples voted for. Mr. Johnson, Mr. Smith, Mayor Deaton and Mr.**  
619 **Childs voted against. MOTION FAILED.** Mr. Johnson made a motion to  
620 amend section 12-29 item “b” to change the fees from \$150 and \$200 to \$300 and  
621 \$500. Mr. Samples seconded. Mr. Smith stated that he feels the fees should stay  
622 where they are; the businesses need to be encouraged and if the fees are raised it  
623 may discourage them. Ms. Dodge stated that she feels the suggested revised fees  
624 are very fair. Ms. Blair asked about average space of the businesses that would  
625 take advantage of this. The spaces were not large areas. **Ms. Blair, Mr.**  
626 **Johnson Ms. Dodge and Mr. Samples voted for. Mr. Smith, Mayor Deaton**  
627 **and Mr. Childs voted against. MOTION CARRIED.** Mr. Samples made a  
628 motion to amend the ordinance to limit the area to C-2 and C-3 and eliminated  
629 verbiage referring to other areas. Ms. Dodge seconded. **Ms. Blair, Mr.**  
630 **Johnson, Ms. Dodge, Mr. Samples and Mr. Childs voted for. Mr. Smith and**  
631 **Mayor Deaton voted against. MOTION CARRIED.** A vote was taken on the  
632 original motion. **All voted in favor. MOTION CARRIED.**  
633

634 c. Second Reading #11-0704 Adopt 2011-2012 Budget

635 Second Reading Ordinance # 11-0704 to adopt 2011-2012 Fiscal Year Municipal  
636 Budget. Mr. Childs made a motion to adopt second reading of #11-0704 the  
637 2011-2012 budget. Mr. Smith seconded. **Ms. Blair, Mr. Johnson, Mr. Smith,**  
638 **Mayor Deaton, Mr. Childs and Mr. Samples voted for. Ms. Dodge voted**  
639 **against. MOTION CARRIED.**  
640

641 d. Second Reading #11-0705 Adopt Tax Millage

642 Second Reading Ordinance # 11-0705 to adopt FY 2011-2012 Tax Millage  
643 Mr. Smith made a motion to adopt second reading of #11-0705 tax millage. Mr.  
644 Johnson seconded. **All voted in favor. MOTION CARRIED.**  
645

646 e. Decision Paper: Guy Daniels Atax funding recommendation

647 The request was for funding of \$4,000 from Guy Daniels/Ocean Expo Beach  
648 Festival. Mayor Deaton recused himself from any discussion or voting. Mr.  
649 Johnson made a motion to fund the Guy Daniels Ocean Expo Beach Festival  
650 \$4,000. Mr. Childs seconded the motion. Mr. Samples asked if there were any  
651 other Atax funding requests outstanding. Mr. Duckett stated not to his  
652 knowledge. Ms. Hursey stated the Atax requests must be recommended by the  
653 Atax Committee and approved by Council. Mr. Hursey confirmed that there are  
654 no other Atax Committee recommendations at this time. The Committee is not  
655 scheduled to meet again until September or October. Mr. Johnson stated that this  
656 event is very good for the Town; it draws some day trippers into town and it is a  
657 very worthwhile cause. **All voted in favor. MOTION CARRIED.**  
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f. Resolution #11-107: Glenns Bay Widening and Interchange at US 17 Bypass Project Agreement

Clerk Pinnell read the resolution which is on file. Mr. Smith made a motion to approve the resolution #11-107 Glenns Bay widening. Mr. Childs seconded. Mr. Smith stated that this document states that it is the sole approval necessary for SCDOT; that this is the permit to do the work. Mr. Duckett stated that this resolution was a request from SCDOT. Ms. Donevant stated that this is not a permit. The Town does not issue permits to SCDOT; this is just a resolution they required the Town to approve. This is a state road and the states responsibility. Mr. Childs confirmed from a previous inquiry that Glenns Bay Road will be widened from 17 Bypass to 17 Business; it is going to be two lanes and they will have a turn lane. Ms. Blair addressed a previous comment on extending the sidewalk. Ms. Blair asked would the Town need to issue a permit to extend the sidewalk for this project. Mr. Duckett stated that this is an entirely DOT project and he believes the resolution covers that the Town is allowing them to do what they need to do to complete the project. Mr. Childs confirmed that they are going to do sidewalk. **All voted in favor. MOTION CARRIED.**

g. Resolution #11-108: Defer Principal Repayment from Pier Enterprise Fund

Mr. Duckett stated that the Council passed a resolution stating that the general fund would be repaid with interest over 10 years. This resolution allows the deferment of the principal payment for this year and next year and that these payments would then be added to the end. Clerk Pinnell read the resolution that is on file. Mr. Samples made a motion to adopt the resolution. Mr. Childs seconded the motion. Mr. Samples asked Ms. Hursey if there is any effect to the Towns fund balance by doing this. Ms. Hursey stated that the entire amount is set up as a receivable and it will not affect the fund balance. Mr. Smith stated that he is against this resolution; he does not feel the Town should be skipping payments adding that he feels it sets a bad precedence. **Ms. Blair, Ms. Dodge, Mr. Johnson, Mayor Deaton, Mr. Samples and Mr. Childs voted for. Mr. Smith voted against. MOTION CARRIED.**

h. Proclamation #11-74: Recognition of Horry County Auditor Lois Eargle 30 Years of Service

Clerk Pinnell read the proclamation which is on file. There was no opposition from Council. **Proclamation was approved.**

**9. PUBLIC COMMENTS – Agenda Items only – 5 minutes per speaker**

**Mr. Tom Dodge, 1415 .N Poplar Drive:** “I look at myself as a concerned citizen. I know you people look at me as something else, but I would like to just say that on Sunday, June the 5<sup>th</sup> at 3:00 p.m. I went into every beach access that allows golf cart parking. On this day there were 48 golf carts parked in these prime places that did not have Surfside Beach stickers. Some of them did have the State sticker but no Surfside Beach sticker, which would lead me to believe they do not live in Surfside Beach. As a citizen, I pay the cost for a Surfside Beach sticker. My tax money goes to pay for the lots and maintenance of the lots and other things. In my opinion, only golf carts with current Surfside Beach stickers should be allowed in these beach crossover areas. Why should we allow out-of-towners who pay nothing to park in

708 these areas to take spaces from town citizens? Signage should be put up in each  
709 beach crossover stating that only golf carts with current Surfside Beach decals are  
710 allowed in them, all others will be towed at owners' expense and then enforce it.  
711 Why should we allow out-of-towners who pay nothing to park in these areas? These  
712 people come to our beach with their lunch and drinks and five dollars. They take our  
713 choice parking spots, leave their trash, use our showers and go home with their five  
714 dollars which means they get everything free, we pay for it. Also golf cart rental  
715 agencies should pay a hefty permit charge per cart. At the current weekly rental fee  
716 of \$225 which I have seen advertised, other people tell me some are up to \$400, I  
717 think they can afford it. We, who live in Surfside Beach, should have some  
718 privileges. Another thought would be to reduce the speed limit on Ocean Blvd to 20  
719 or 25 miles per hour. Since we are going now like Myrtle Beach allowing drinking in  
720 various places; in Myrtle Beach it is 25 miles per hour on Ocean Blvd. Why should  
721 we be more? Why should we be different than Myrtle Beach? So driving slower  
722 should not be a problem, in addition, I would suggest that we not allow any parking  
723 on Ocean Blvd. or Seaside Drive. We have parking lots that are not being used  
724 because people can park closer to the beach when they park on the Blvd. or Seaside  
725 Drive and not have to pay for parking. People who come and rent a unit in Surfside  
726 Beach have parking spaces provided so we are not hurting the Towns' rental  
727 agencies. Cars parked on the Blvd. make it dangerous for children darting out into the  
728 street and also very difficult when you come to the intersection of one of the cross  
729 streets on the Blvd. you cannot see to cross the Blvd. until you pull out into the Blvd.  
730 Thank you."

731  
732 **John Wright, 710 S. Hollywood Dr.:** "In my humble opinion it was a sad night for  
733 the citizens of Surfside Beach as well to our visitors. I just hope that things go well  
734 for us and that a better day comes soon. Thank you."

735  
736 **Brad Brundage, Division President with D.R. Horton in Myrtle Beach and**  
737 **Wilmington:** "My request, I called today to the compliance officer at Surfside and I  
738 requested some sign information, she said that I had to come to Town Council to  
739 present for a real estate sign. I don't know if this is a proper format."

740  
741 **Mayor Deaton:** "Sir, actually what we need to do is you present your information to  
742 our Administrator and/or code enforcer and they will put it on the agenda for us and  
743 then we will address that issue for you at the next meeting if there's no opposition.  
744 The Administrator can place it on the agenda for us."

745  
746 **Mr. Brundage:** "Even if I've brought pictures tonight?"

747  
748 **Mayor Deaton:** "You can give us the pictures. We can't make any decisions at this  
749 point in time. It's not a business item so; therefore, we're in the comments section.  
750 You can tell us you're in favor of it and you'd like it for us to look at them and then  
751 we'll have them added to an agenda."

752  
753 **Randle Stevens, 412 1<sup>st</sup> Avenue:** "As you passed your encroachment permit I assume  
754 that C-2 was Surfside Drive and C-3 was some other place. May I have . . . could you  
755 expand on that? Where is C-3 at?"

756  
757



758 Mr. Samples asked for a motion to suspend the rules. Mayor Deaton suggested he  
759 just respond rather than suspend the rules.

760  
761 **Mr. Samples:** "Down by the pier. It's the pier area. C-2 is just the improved area on  
762 Surfside Drive and then down at the pier."

763  
764 **Mr. Stevens:** "Down at the pier. So, would we assume that we're going to have  
765 drinking in the parking lot at the pier? Is that the next step? Just wond . . . just  
766 curious about that. Seems like we're jumping everywhere on this drinking. Now,  
767 I'm all for businesses having the right to serve beverages and everything and I  
768 appreciate Mr. Johnson raising the rates. I still don't think they're high enough but  
769 since they're using public property they should pay for it. In addition, I appreciate  
770 the Mayor recusing himself from the Guy Daniels voting; that showed some respect  
771 for the Town and the people in the area so I'm going to give you an 'atta boy' on that.  
772 I would also like to comment on two organizations in this Town. I think they're  
773 doing a fine and wonderful job, one is the fire department over there; I don't see Mr.  
774 Fredericks but anytime I call them they do a great job; they're responsive. I've had to  
775 call the fire department a couple times for different things and anytime over the years  
776 I've been here I got to say the police department has gone from a non-political police  
777 department to a, well, from a political police department to a non-political police  
778 department and whenever I ask the Chief to help out on things he's been very helpful  
779 and also when I ask the fire department to help on anything, they've been very helpful  
780 so I want to commend the fire department and let's keep those guys where they can  
781 protect our public."

782  
783 **Mr. Ard, Cypress Dr.:** "I got a couple things I want to say to you all. Number one,  
784 Memorial Day, I do appreciate when we had the Memorial service down there for the  
785 veterans down there. I appreciate all the councilmembers and Mr. Duckett, he was  
786 even there. Micki and all them, they was there, I appreciate it very much on behalf of  
787 all the veterans. There were a couple of you wasn't there but I reckon that's  
788 understandable. Maybe you had something more important to do. I thank each and  
789 every one of you that was there, we really appreciate it. Thank you again. Now, it  
790 seems like you all never lack from making mistakes. You done sat up there tonight  
791 and made another one, a couple of them. I don't know what it's going to take for you  
792 to learn, probably, I just don't know, because I don't understand it bit in the world. If  
793 you got respect for this Town at all why can't you do the right dog gone thing?  
794 You're not doing it. You're still hurting this Town but it doesn't seem to register  
795 with you. It doesn't seem to make no difference to you one bit, whatsoever, and  
796 some of you more than others and for one I'm sick and dog gone tired of it. You  
797 think you have got us over a barrel but I got news for you, you ain't. You think you  
798 intimidate people, well I got news for you, if you think you intimidate me, I'll turn  
799 the tables on you in a heartbeat, because you ain't going to do it and you ain't going  
800 to get away with it no longer. This Town's had a dog gone enough of it. I know  
801 some of you up there don't like me, that's fine, because I don't like some of you up  
802 there. You ain't breaking my heart. One thing I want to bring to your attention, for  
803 the council and the town members, coming up in April of 2012 we got an election.  
804 According to this paper right here, let's see, one, two, three, four; we got four  
805 positions that's going to be up for re-election, maybe five, good possibility. I don't  
806 know what your plans are, some of you might run, some of you might not run, it ain't

807 no use to some of you to even pay filing papers because it ain't going to do you no  
808 good, but I can guarantee, if I got anything to do with it, you're gone; and that's a  
809 promise and I'll tell you what, you might just be surprised at the monkey wrench that  
810 gets thrown in some of yours plans, don't count nothing out and to the people of this  
811 Town I say, from now until April, when that election is, we got to watch very, very  
812 carefully what this Council is doing. We need to know everything you do; every  
813 move you're making, every resolution or anything else that's going on, this Town  
814 needs to do it. You've taken advantage of us long enough. It won't be tolerated no  
815 longer and, yeah, I speak what's on my mind because I believe in this Town; I believe  
816 in these people; I believe in some of you all up there but I'm sick and dog gone tired  
817 of heating people from Michigan, everywhere else calls and 'what the hell's going on  
818 down in Surfside down there, man, you all got Ringling Brothers and Barnum and  
819 Bailey down there this week?' What you talking about, bro? So what, that seems  
820 like that's what that Town Council's all about, so what are we going to do about it?  
821 You all are going to still up there until next April or May when you're out of here,  
822 hopefully, making the same decisions which are very cheat and you don't give one  
823 confound it little bit about it, unless you're putting something in your dang pocket  
824 and yeah there's some of you sitting up there in everyone's pockets, I'll guarantee it.  
825 So, right now, I'd like to see some changes made and I know you all will try some  
826 things from now until April. You're going to try to win some of these people back  
827 over, all the mistakes you made and all that, I wouldn't count on it working, because  
828 it ain't going to do it, but I wish you the best of luck. Like I say, you don't never  
829 know whose names may come up running for something. Because some people will  
830 give you a run for your money, brother, and you can believe that."

831  
832 **Glenn Curtiss, 257 Palladium:** "I would just like to ask a question that I'm not sure  
833 of. You've beautified all the sidewalks over here at the beginning of Surfside and it  
834 does look nice; it's presentable going down but I'd like to know, the rest of the  
835 sidewalks on both sides, going down, who owns them, is that the City or is that  
836 personal property?"

837  
838 **Mayor Deaton:** "On Surfside Drive?"

839  
840 **Mr. Curtiss:** "Yes, sir."

841  
842 **Mayor Deaton:** "We have public right of way."

843  
844 **Mr. Curtiss:** "Okay, so, I walk those sidewalks and many other people do all the  
845 time, I love it, there's no other place I want to be, but there is a lot of sidewalks, the  
846 trees are bringing up the corners of the sidewalks, some are being patched a little bit  
847 with cement, it's not even lasting a year; it's being cracked up and put aside and  
848 there's a hell of a lot of tripping hazards and I'm just asking, we're putting money in  
849 a lot of places, are we going to put money into . . . you're putting trees there, you're  
850 putting this and that, are you going to beautify the rest of Surfside Drive or are you  
851 just going to make it look like trash? Thank you."

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## **10. COUNCIL COMMENTS**

*Ms. Blair:* “Mr. Ard you’re right, the Memorial Day service was a very nice service and the park looks amazing; staff’s done a great job and it was a beautiful day, couldn’t have been better. The golf cart parade took a new route and it gave us all time to kind of get ready for it, to wind up back at the park and it was a great tribute to our service people. Likewise, the ribbon cutting and Debbie’s not here but Debbie and Micki and everyone that worked, staff, I understand there was a glitch with the cakes and a local business came through for us on that in a quick moment but it was that, again, hot, but a beautiful day. Thanks to all the businesses who were out as you joined us. It was very . . . it was just great to see that completed and to have us all there and be able to look at what we’ve all been patiently waiting on for so very long. I think there’s some more phases that we need to maybe start working on and open up and I will be talking to Ms. Pinnell about putting something on the agenda as a discussion item for a future project for some floral attractions there, some hanging baskets and that type of thing. I’d love to see that be opened up to the public as a way to put memorials and dedications up if the public wishes to purchase some of those to help beautify and be adorned Main Street with, still recognizing residents, and I’ve also had a request for some additions at the Veterans Park, I understand we still have requests coming in for people who would like to purchase the bricks and we are out, actually out of the bricks that are available for doing that so I ask Ms. Pinnell to add that to an agenda for a discussion item at a later meeting so that we can, hopefully, come up with a consensus on an idea for being able to expand that recognition at the park. Thank you all for coming and have a safe trip home. Thank you.”

*Mr. Johnson:* “Thank you ladies and gentlemen for attending and thank you for your comments. I really do appreciate them. Mr. Dodge, I specifically don’t like to point out any people but I do appreciate your golf cart comments; thank you very much. I was out of town, Mr. Ard, on Memorial Day weekend, spending time with my family else I would have been at the Memorial Day service. I had a really great time and I’m sure that the people, all those in attendance at the service did as well. The only thing on my mind right now is, at one point this Council had directed, I think, the previous Administrator to contact a land owner around 14<sup>th</sup> Avenue to see if we could do something, a loan/lease type situation with parking, at 14<sup>th</sup> North and oceanfront and I would like to, Mr. Duckett, I’ll try to get up with you this weekend or this week to see if we can continue to pursue that. Thanks again for coming out. God bless you.”

*Ms. Dodge:* “This past Saturday we held a ribbon cutting ceremony for the streetscape project on Surfside Drive, it was a wonderful event in our Town and a very good moment for all of us. What an accomplishment for this Town. Some of you may not know that the idea for the streetscape came from a group of citizens who were members of a volunteer committee solicited by the former administrator of the Town several years ago. We were tasked to come up with ideas for improvements and beautification for the Town. At first, we were just an idea committee then we began to call ourselves the Beautification Committee. I’d like to recognize the members of that committee because they gave countless efforts for that effort, hours for that effort, excuse me. Ms. Mary Beth Mabry, Ms. Rosemary Purcell, Ms. MaryAnn Hunt, Mr. Shelby Smith, Ms. Kerry Dame and I volunteered. Mr. and Mrs. Kohlmann also served on the committee later on. Initially Kerry Dame was elected Chairman and I served as Vice Chairman becoming Chairman after Mrs. Dame left

905 the group. We met monthly, at first, in the conference room at Town Hall. Brian  
906 Newell who worked in the Public Works Department, Building and Grounds was our  
907 mentor and inspirer and he took many of our suggestions and made them into reality.  
908 It's amazing to see an idea come to fruition, the streetscape on Surfside Drive. We  
909 were a boisterous and enthusiastic group and the ideas flowed, one of those was to do  
910 something to beautify the entrance to our Town, Surfside Drive. As a result of our  
911 brainstorming sessions, suddenly flowers and plantings appeared there. Brian and his  
912 crew were magicians with help from Shelby Smith. The ideas which started the  
913 streetscape began pouring out; now, we see the fruits of those imagining. The Town  
914 took the ideas, embellished them and woolah. Streetscape became a reality, a little bit  
915 of money, of course. Many ideas were suggested, discussed and refined and by the  
916 way the sky was the limit in our imagining. There was the suggestion that the Town  
917 purchase the pier and make it a focal point; the Town bought the pier, then putting an  
918 entertainment deck out front was recommended and begun, unfortunately, human  
919 error and OCRM made us have to take that down but I would like to see it put back  
920 up following the OCRM regulations, of course. The third big idea also involves the  
921 pier, to enlarge the upper area of the pier by adding further decking; it was pleasing to  
922 see that the Town is now considering this and has a design for it. Another suggestion  
923 was lining Ocean Blvd, Surfside Drive and the medians on Route 17 with palm trees  
924 and other plantings. I hope we can make that happen soon. Have you noticed that  
925 Mr. Adair has already done a couple of palm plantings on Ocean Blvd, one at each  
926 end of Town and they, I think they look great and it would involve, that's an  
927 expensive venture, too, but I have a plan. I've had this plan for several years. I call it  
928 plant a palm and see what you think about it. It would involve a committee, of  
929 course, to oversee it; people could donate a palm tree as a memorial, a gift, or for any  
930 reason at all. If we could get it going we could get more palms out there sooner  
931 which would make our Town look better and better, by the way, Shelby Smith has  
932 found a reputable supplier of palm trees from Florida which would be reasonable if  
933 we buy by the truckload and I think that sounds like a plan, doesn't it? I can't tell you  
934 how proud it makes me to see the impact that citizen involvement can make. Let's  
935 keep it going."

936  
937 **Mr. Smith:** "Even though I'm against deferring the principal payment on the pier  
938 enterprise fund I'm real pleased with what action this Council took tonight; we passed  
939 the budget, tax millage, and made changes to the ordinances and I think that's all very  
940 positive for the Town. The other thing I want to remind you of is the underground  
941 wiring project. This fall you'll notice there'll be a lot of disruption on Ocean Blvd.  
942 between 3<sup>rd</sup> Avenue North and 3<sup>rd</sup> Avenue South. One block at a time as they are  
943 working down there they'll stop through traffic; they'll still have local traffic but  
944 there won't be any through traffic so you'll have to make some detours during the off  
945 season. It's very important that all the citizens be aware of this so that when it starts  
946 working sometime in September through April that we don't get complaints because  
947 you didn't know about it. Underground wiring will start on Ocean Blvd. this fall."

948  
949 **Mr. Samples:** "I want to say thank you to everybody that got up tonight. You had a  
950 comment, whether you got your way or you didn't, it's very important that we hear  
951 from everybody. My understanding is as it relates to businesses in the Town of  
952 Surfside Beach, business license revenues are up as opposed to what they were last  
953 year. You know it's not just our economy, in the Town of Surfside Beach, that's

954 suffering, we all know that. The good ole days of 2005 to two thousand . . . you  
955 know, they're not here; we see it out there. This Council has never been anti-  
956 business, but, I will say, when the taxpayers fund something for a few businesses it  
957 does make me scratch my head, okay? Because the guys that are going out of  
958 business out there, by the way, the Crystalite went out of business because she  
959 worked herself to the bones. . . well, she had a great successful operation there but the  
960 problem is you can't sell anything in this economy, even a successful business, it's  
961 tough. That's why, you know, this Council's done, made, done, a lot of things to  
962 make us look prettier, but every time we add something we increase our maintenance  
963 costs, okay, and you know what, maintenance doesn't get anybody . . . we don't have  
964 ribbon cuttings for maintenance but that's really our job; the basic services that made  
965 us move here, some of these people were born here, so they didn't have a choice to  
966 move here but most of us moved here because we like it the way it was and we still  
967 like it but let's not, again, rush into change, to answer, maybe, a problem that, in fact  
968 we can't solve that has unintended consequences and I'm talking about drinking in  
969 public. Look, I like to have a drink as well as anyone else but I don't believe that you  
970 want it on the streets; that's not the family beach. There's nothing wrong with  
971 somebody going inside. I don't want my Town known as the party town for 100 days  
972 out of the year. I'll tell you, we'll lose the qualities that attracted us here. Mr. Ard,  
973 you are right, there's going to be an election and I subscribe to the thought, I've  
974 always felt it, the people have to watch what their government is doing. The  
975 problems that we have, I don't care if it's at the national level or at the local level it's  
976 because people, they fall asleep, they don't pay attention. I've heard some people,  
977 not any of the current members, but I've been on here long enough to tell you that  
978 I've heard some respected members tell me, 'aw, they don't know, the people don't  
979 know what's going on, don't worry.' Anyway, keep coming out because you're what  
980 makes it work."

981  
982 **Mr. Childs:** "To follow up a little bit on the underground, the Town of Surfside is  
983 doing an underground wiring project from 3<sup>rd</sup> Avenue South to 3<sup>rd</sup> Avenue North; it's  
984 going to be a two year project run through 2012 and completed in 2013. A couple of  
985 highlights, the utility companies are in the process of acquiring necessary easements  
986 for the project, construction of conduit and bolts for the project to begin this fall and  
987 completed with road repairs during the spring of 2012. The project will stop at next  
988 years' tourist season. I think the big thing here is no construction or conversion work  
989 will be done during the tourist season. Utility companies will begin their conversion  
990 efforts in the fall of 2012. This work involves pulling wires, installing additional  
991 underground equipment, involves conversion of customer service to the new  
992 underground system and final pole removal; conversion portions of this project to be  
993 completed in the spring of 2013 prior to the start of the tourist season. This work will  
994 be completed by the utility companies with some assistance from the Town and the  
995 contractors and pass that down, Mr. Samples and take one, but it is going to be a nice  
996 project and hopefully, that we can continue going down Ocean Blvd. If you get on  
997 one end, either end and look at the poles, it is really, it's not very pretty sight so we're  
998 hoping, in the future people will see the skyline without any poles so everything is  
999 going according to plan right now with . . . there doesn't appear to be any stumbling  
1000 blocks. Thank you, Mr. Mayor."

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**11. ADJOURNMENT**

Mr. Smith made a motion to adjourn. Mr. Childs seconded the motion. **All present voted in favor. MOTION CARRIED.** The meeting was adjourned at 8:32 PM.

Approved: July 12, 2011

\_\_\_\_\_  
Sharon Pinnell, Town Clerk

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K. Allen Deaton, Mayor

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Roderick E. Smith, Town Council

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Vicki W. Blair, Town Council

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Ann Dodge, Town Council

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Douglas F. Samples, Town Council

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Mark L Johnson, Town Council

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Robert F. Childs, III, Mayor Pro Tempore

Clerk's Note: This document constitutes minutes of the meeting, which was audio taped. This meeting was transcribed by Clerk Pinnell. In accordance with FOIA, meeting notice and the agenda were faxed and/or emailed to local media and interested parties. A complete list is on file in the clerk's office. The agenda was posted on bulletin boards outside Council chambers and in the Town hall reception area. Meeting notice was also posted on the Town marquee. When (\*\*\*) is used a section of the transcription is inaudible.