

CITY COUNCIL MEETING
CITY HALL COUNCIL CHAMBERS
229 MAIN STREET
CONWAY, SOUTH CAROLINA
TUESDAY, JANUARY 3, 2017 – 5:30 PM

PRESENT: Mayor Barbara Blain-Bellamy, Mayor Pro Tem Jean Timbes, Council Members Randle L. Alford, Thomas J. Anderson II, William M. Goldfinch IV, Ashley Smith, and Larry A. White

STAFF: Bill Graham, City Administrator; Vicky Lefler, Deputy City Administrator; Kevin Chestnut, Public Works Director; Adam Emrick, James Friday, Public Utilities Director; Planning Director; Reggie Gosnell, Police Chief; Le Hendrick Fire Chief; Foster Hughes, Parks, Recreation and Tourism Director; Reggie Jenrette, Solid Waste Director; Billy Joe Sawyer, Building Official; Lynn Smith, Human Resource Director; Allison Williams, Finance Director; Timmy Williams, Grounds and Maintenance Director; and Debbie F. Smith, City Clerk

OTHERS IN ATTENDANCE: Kathy Ropp, Jennifer Parker, and others

The requirements for posting notice of this meeting under South Carolina's Freedom of Information Act (FOIA) were met.

CALL TO ORDER: Mayor Blain-Bellamy called the meeting to order.

INVOCATION/PLEDGE OF ALLEGIANCE: Mayor Blain-Bellamy recognized Rev. Jerry Faulk of Mt. Pisgah Missionary Baptist Church who gave the invocation. City Council and those in attendance recited the Pledge of Allegiance.

APPROVAL OF AGENDA: **Motion:** Anderson made a motion, seconded by Goldfinch, to approve the agenda as presented. **Vote:** Unanimous. Motion carried.

APPROVAL OF CONSENT AGENDA:

- A. Final reading of Ordinance #ZA2017-01-03 (B) Amending Article 5.1.29 of the Unified Development Ordinance relative to mini storage units**
- B. Final reading of Ordinance #ZA2017-01-03 (C) Amending Section 8, Table 8.3 Parking Requirements, of the Unified Development Ordinance to revise regulations relative to off-street parking**
- C. Final reading of Ordinance #ZA2017-01-03 (D) Amending the Unified Development Ordinance to add a permitted use for doggie daycare/spa by revising the Use Table in Article 4, adding new Section 5.1.31 in Article 5, and revising Table 8.3 in Article 8**
- D. Final reading of Ordinance #ZA2017-01-03 (E) Amending Article 2, Section 2.1.2 General Definitions, of the Unified Development Ordinance defining measurement of setbacks**

E. Final reading of Ordinance #ZA2017-01-03 (F) Accepting the petition by Ocean 7, Inc., to amend the existing Rivertown Landing (Carsen's Ferry) Planned District (TMS 122-00-04-079/PIN 33704030020, TMS 122-00-04-080/PIN 33704030022, TMS 122-00-04-075/PIN 33704030023, TMS 122-00-04-082/PIN 33704030024, TMS 122-00-04-083/PIN 33704030025) to allow for the building of single family residences on 11.44 acres

F. Final reading of Ordinance #ZA2017-01-03 (G) Accepting the petition by Jamestown Baptist Church to rezone 10.4 acres of property located at 2913 Ninth Avenue (TMS 136-00-05-002 / PIN 36808030005) from Low Density Residential (R-1) to Planned District (PD) to allow for the development of a church and related amenities

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Motion: Timbes made a motion, seconded by Alford, to approve the consent agenda as presented. **Vote:** Unanimous. Motion carried.

ELECTION OF MAYOR PRO TEM FOR 2017: **Motion:** Goldfinch made a motion, seconded by White, to elect Alford as Mayor Pro Tem for 2017. **Vote:** Alford abstained; all others voted in the affirmative. Motion carried. Mayor Blain-Bellamy thanked Council Member Timbes for her service as Mayor Pro Tem during the past year.

PUBLIC INPUT: **Alphonso McCray** expressed his concern that the resurfacing project in Taylor Square had not been completed and was poor quality work and asked that it be checked by the City.

Motion: Goldfinch made a motion, seconded by White, to close public input. **Vote:** Unanimous. Motion carried.

SPECIAL PRESENTATIONS:

A. Special event request: Martin Luther King 2017 Celebration March, January 15, 2017. On behalf of the Conway-Horry County MLK Planning Committee, Rev. Jerry Faulk submitted a special event application for the Martin Luther King 2017 Celebration March. The route for the march will originate at the Old Horry County Courthouse at 11:00 a.m., travel up Beaty Street, turn left on Seventh Avenue and conclude at Mason Temple Church at noon. The closure of these streets and police assistance was requested. Staff recommended approval of the special event permit. **Motion:** Anderson made a motion, seconded by Alford, to approve the special event request as presented. Rev. Faulk stated that the actual date for the Martin Luther King 2017 Celebration March is January 16th and not January 15th, as listed on the permit application. **AMENDED MOTION:** Anderson made a motion, seconded by Alford, to approve the special event request with the corrected date of January 16th. **Vote:** Unanimous. Motion carried.

B. Special event request: CCU Baseball Home Opener Fireworks Display, February 17, 2017. The Coastal Carolina University Athletic Department has submitted a special event application for a post-game fireworks display on February 17, 2017, to begin at 7:00 p.m. No city services are requested for this event. Staff recommended approval of the special event request. **Motion:** White made a motion, seconded by Timbes, to approve the special event request as presented. **Vote:** Unanimous. Motion carried.

C. **Employee Longevity Bonus Awards** were presented to Anthony Campagna, Vehicle Maintenance-Public Utilities Department, and Jonathan Deal, Fire Department; 10 years. The presentations were made by the City Administrator accompanied by Mayor Pro Tem Alford.

D. **Employees of the Month – Hurricane Matthew debris removal team.** Employees from the Solid Waste Department, Public Works Department, Grounds and Maintenance Department, Parks, Recreation and Tourism Department, and Public Utilities Department who assisted with debris removal following Hurricane Matthew were recognized as December's Employees of the Month. These employees were responsible for removing 4,254 tons of debris left behind by Hurricane Matthew within the City. Those in attendance at this meeting were Reggie Jenerette, Steve Harrington, William Mayfield, Jeff Justice, Boyce Lilly, John Rabon, Larry Elleby, James Ward, Shawn Dew, Joseph Andy Roumillat, Brad Kistner, Mike Braizer, Ricky Steele, Kevin Chestnut, Braxton Fleming, Kevin Edwards, Derrick Turner, Mike Alford, Jamison Dixon, Gavin Rowe, Tyrone Williams, Timothy Williams, Gene Paul, Eddie Busby, William Brague, James Hucks, James Friday, Kent Bitting, Jordan Hardwick, Buddy Martin, Dan Reardon, Jerry Shannon, and Willie Woodbury. Also recognized but unable to attend this meeting were James Givens, Jimmy Stover, Shon Doctor, Victor Long, Greg Holt, Montel McCants, Joshua Avant, Bryan Williams, Billy Thompkins, Monty Martin, Anthony Huggins, Bryson Gillig, James Floro, Maurice Butler, Jerry Bellamy, Adam Carl, Derick Carter, Shawn Dawson, Ted Dudley, Jamie Elliott, Jamie Givens, Chris Weatherford, Landis Huggins, Paul Katerinis, Brian Keith, Mason Simpson, Dustin Skipper, and Billy Staples.

E. **Introduction of John Rogers, new Grants Coordinator for the City of Conway.** The City Administrator introduced John Rogers, Grants Coordinator for the City of Conway.

RESOLUTION: Accepting New Castle Subdivision Phase III roadway and drainage system dedication (Abberbury Drive). New Castle Development of Conway, LLC has requested to dedicate the roadways and drainage system for Abberbury Drive (total of 2,975 linear feet) which is in the New Caste Phase III residential subdivision. Upon approval of this request, the City will accept the following documents which will finalize dedication of the roadway: Drainage Easement, Right-of-Way Deed, Warranty Agreement, General Joinder and Consent to Dedicate, As-Built Road Plans, Certification of Non-Litigation and the Warranty Surety in the form of a Letter of Credit. Emrick noted the warranty agreement, in the amount of \$44,625 will be for three years from the date of the accepted road dedication. The City's Public Works Department has inspected the roadways and drainage in New Castle Phase III and found them to be acceptable to move forward with the dedication. **Motion:** Anderson made a motion, seconded by Goldfinch to adopt the resolution accepting the dedication of the roadway and drainage system (Abberbury Drive) in Phase III of the New Castle Subdivision with a three year warranty in the amount of \$44,625. **Vote:** Unanimous. Motion carried.

PUBLIC HEARINGS AND ORDINANCES FOR FIRST READING:

A. **Public hearing and first reading of Ordinance #ZA 2017-01-17 (A) Accepting the petition by Craig Hardee of Hardee Family Holdings, LLC, to annex approximately 4.43 acres of property located at 3500 US Highway 501 West (TMS# 122-00-01-021/PIN 32609030003) and to rezone the property from Horry County Commercial Forest Agriculture (CFA) to City of Conway Highway Commercial (HC) upon annexation.** Emrick reported that the applicant has requested to annex and rezone this property to facilitate the development of an automobile sales lot. The *Comprehensive Plan* identifies this parcel as Highway Commercial on the Future Land Use Map. The Planning Commission recommended approval of the request. Staff recommended first reading approval. **Public Hearing:** Jennifer Parker and Jim Jones expressed their concerns about noise

and flooding resulting from development of this property and requested that Council consider requiring the property owner to slope the drainage toward Highway 501 and to install a privacy fence to reduce the noise. At the request of the mayor, Emrick explained regulations and how these issues are addressed by staff during technical review. **Tommy Moore**, on behalf of the Conway Chamber of Commerce, spoke in favor of the annexation and rezoning request. **Craig Hardee**, the applicant, reported that he is working to resolve these issues. **Motion:** Alford made a motion, seconded by White, to close the public hearing. **Vote:** Unanimous. Motion carried. **Motion:** White made a motion, seconded by Smith, to approve first reading of Ordinance #ZA 2017-01-17 (A). **Vote:** Unanimous. Motion carried.

B. Public hearing and first reading of Ordinance #ZA 2017-01-17 (B) Accepting the petition by Jimmy Jordan of JP Jordan and Associates, LLC, to annex approximately 2 acres of property located at 2980 US Highway 378 (TMS# 136-00-01-011/PIN 33716040012) and to rezone the property from Horry County Highway Commercial (HC) to City of Conway Highway Commercial (HC) upon annexation. Emrick reported that the applicant has requested to annex and rezone this property to facilitate the development of an automobile repair and sales lot. The property is adjacent to the City limits. The Comprehensive Plan identifies this parcel as Neighborhood Commercial in the Future Land Use Map. The Planning Commission recommended approval of the request. Staff recommended first reading approval. **Public Hearing:** There was no input from the public. **Motion:** Anderson made a motion, seconded by Goldfinch, to approve first reading of Ordinance #ZA2017-01-17 (B). **Vote:** Unanimous. Motion carried.

C. Public hearing and first reading of Ordinance #ZA 2017-01-17 (C) Accepting the staff-initiated petition to rezone a portion of the property located at 1302-1304 Fourth Avenue, totaling .68 acres, owned by Horry Furniture Company (TMS 137-02-04-007/PIN 36804010014) from Medium Density Residential (R-2) to Core Commercial (CC). Emrick reported that staff initiated this rezoning request after reviewing a business license request for a business tenant at 1304 Fourth Avenue and discovering that the property is zoned Medium Density Residential. He noted that the subject property has historically been used for commercial purposes, it is in the middle of the Core Commercial district and is the only residentially zoned property on 4th Avenue. He also advised Council that because of the obvious error in zoning, this rezoning request was staff initiated. If approved, the parcel will be split-zoned with the rear of the property remaining R2 and the front will be rezoned to CC. The Comprehensive Plan identifies the parcel as Mixed Use on the Future Land Use Map. The Planning Commission recommended approval of the request. Staff recommended first reading approval. **Public Hearing:** There was no input from the public. **Motion:** White made a motion, seconded by Timbes, to close the public hearing. **Vote:** Unanimous. Motion carried. **Motion:** Alford made a motion, seconded by Goldfinch, to approve first reading of Ordinance #ZA2017-01-17 (C). **Vote:** Unanimous. Motion carried.

ITEM FOR CONSIDERATION: Mutual aid memorandums of understanding between the City of Conway and the Cities of Florence, Myrtle Beach, and North Myrtle Beach. Gosnell reported that the proposed agreements conform with an amendment to the Law Enforcement Assistance and Support Act adopted on June 3, 2016, and will replace existing agreements. He noted the MOUs have been reviewed by the City's legal counsel. Staff recommended approval of the revised Law Enforcement Memorandums of Understanding between the City of Conway and the Cities of Florence, Myrtle Beach and North Myrtle Beach and that Council authorize the City Administrator to execute the documents. **Motion:** Anderson made a motion, seconded by Goldfinch, to approve staff's recommendation. **Vote:** Unanimous. Motion carried.

ITEM FOR INFORMATION: Presentation on CodeRED Emergency Communication Network alerts. The City's CodeRED emergency alert communication network was activated on November 30, 2016. Gosnell gave examples of when and what type of alert may be issued in various situations and examples of situations in which no alert would be issued. Comments from Council include having a caller ID of CodeRED instead of a telephone number and using the system to re-assure the community even if no emergency is confirmed. A future workshop on this topic will be held to ensure that Council and staff are of one accord on the guidelines for CodeRED alerts.

WORKSHOP: Discussion on possible amendment of Article 5 of the Unified Development Ordinance to revise regulations for the parking, storage and use of recreational vehicles. Emrick reported that Section 5.2.1 of the UDO currently restricts the parking of recreational vehicles, including boats, jet skis and campers, to a carport, garage, or rear yard only. Emrick presented a draft ordinance which would amend Section 5.2.1 to prohibit the parking of recreational vehicles on any street in a residential district or public right of way; allow recreational vehicles to be parked in the side yard provided it is parked behind a 6' opaque fence; and prohibit parking of recreational vehicles on any commercial or on any public or private street in a commercial district (except when being serviced at a marine repair facility). The Planning Commission reviewed prior amendments and recommended that any recreational vehicle under 20' in length be exempt. **OUTCOME:** Staff will present the proposed amendment, without the exemption of recreational vehicles less than 20' in length, to the Planning Commission for review and recommendation. Consideration of first reading by Council will then be placed on a future agenda.

CITY ADMINISTRATOR'S REPORT:

- Reported on the success of the 1st annual Celebration of Lights event: Vehicles – 10,440; patrons - 63,474; entrance fees - \$51,045; and concessions - \$4,684; total revenue - \$55,728 (not including approximately \$14,000 in sponsorships).
- Advised Council that the City employees who assisted with the Celebration of Lights event will be recognized at the next City Council meeting.
- Reminded Council that the kickoff for the Rivertown / Downtown Master Plan is scheduled for Wednesday, January 4, 2017, beginning at noon in the Conference Room.
- Reminded Council that the meeting of the Solid Waste Authorities Board of Directors, in regard to the increase in landfill tipping fees, is scheduled for Thursday, January 5, 2017, beginning at 5:30 p.m.

COUNCIL INPUT:

Smith requested the City to contact the Horry County Schools about working with the City to renovate the former Whittemore Park Elementary School as a community center; to preserve it as a historical building; possibly a civic center.

Goldfinch commented that the tipping fee increase appears to be needed and citizens should be made aware that the City has no control over these fees.

Anderson

- Expressed his gratitude to each Council Member for working well together in 2016 and for the respect shown to one another.
- Requested that a committee be formed next month to work on the 2017 Celebration of Lights event.

Timbes

- Expressed her hopes that the Celebration of Lights event will continue to be a service to the community with affordable prices.
- Wished Council and staff a safe and productive new year.

White commented on a negative post on Facebook regarding the neglect of the former Whittemore Park Elementary School. He voiced his support for the City to assist in the restoration and preservation of the building as a historical building.

Alford commented that there was about a 50% return on the Celebration of Lights in its first year and compared it to the Festival of Lights in Hershey, PA.

Blain-Bellamy expressed her gratitude to City staff for making the City and City Council look great.

All of City Council congratulated Foster Hughes and his staff for the successful Celebration of Lights event and thanked them for their hard work.

EXECUTIVE SESSION: Motion: White made a motion, seconded by Alford, to enter into Executive Session to discuss appointments to boards, commissions and committees [pursuant to SC Code § 30-4-70(a)(1)] and to review applications for the City Administrator's position [pursuant to SC Code § 30-4-70(a)(1)]. **Vote:** Unanimous. Motion carried.

RECONVENE FROM EXECUTIVE SESSION: Motion: Smith made a motion, seconded by White, to come out of executive session. **Vote:** Unanimous. Motion carried.

ACTION ON MATTERS DISCUSSED IN EXECUTIVE SESSION:

Consideration of appointments to boards, commissions and committees [pursuant to SC Code §30-4-70(a)(1)]: Motion: Anderson made a motion, seconded by Alford, to approve the following appointments as discussed in executive session. **Vote:** Unanimous. Motion carried.

Construction Board of Appeals: Reappointed Alex Cook to a three-year term ending December 31, 2019.

Lakeside Cemetery Committee: Reappointed Patti Edwards to a three-year term ending December 31, 2019.

Planning Commission: Reappointed Gloria Robinson Cooper and Brantley Green and appointed John C. Thomas to three-year terms ending December 31, 2019.

Recreation Advisory Commission: Reappointed James L. Lawson and Ron Phillips and appointed Darryl Stanley to three-year terms ending December 31, 2019.

Rose Hill Memorial Gardens Committee: Reappointed Vivian Moore to a three-year term ending December 31, 2019.

Zoning Board of Appeals: Reappointed Travis R. Dannelly and James C. Shelley and appointed Matt Staub to three-year terms ending December 31, 2019.

ADJOURNMENT: Motion: Alford made a motion, seconded by Timbes, to adjourn the meeting. **Vote:** Unanimous. Motion carried.

APPROVAL OF MINUTES: Minutes approved by City Council this 17th day of January, 2017.

Debbie F. Smith
Debbie F. Smith, City Clerk