

**MYRTLE BEACH CITY COUNCIL SPECIAL MEETING
8:00 A.M., MONDAY, APRIL 1, 2019
ROOM 207, MYRTLE BEACH CONVENTION CENTER
2101 NORTH OAK STREET, MYRTLE BEACH, SC 29577**

CITIZENS ARE INVITED TO ATTEND AND PARTICIPATE. THOSE WHO WISH TO ADDRESS COUNCIL ARE ASKED TO SIGN IN BEFORE THE START OF THE MEETING AND STATE THEIR NAMES PRIOR TO SPEAKING. A TOTAL OF 30 MINUTES WILL BE PROVIDED AT THE END OF THE MEETING.

ANYONE WHO REQUIRES AN AUXILIARY AID OR SERVICE FOR EFFECTIVE COMMUNICATION OR PARTICIPATION SHOULD CONTACT (843) 918-1004 AS SOON AS POSSIBLE, BUT NO LATER THAN 48 HOURS BEFORE THE SCHEDULED EVENT.

CALL TO ORDER MEETING: Mayor Brenda Bethune

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

COUNCIL DISCUSSION – Review of City Attorney applications

City Council is expected to open this meeting in open session and then move into an executive session to review and discuss the applications submitted by individuals who wish to be considered for appointment as the City Attorney. The current City Attorney has announced his retirement effective June 30, 2019.

Section 2-131 of the City Code provides that:

The city attorney shall be the chief legal counsel to the city, the mayor and members of council, the city manager, and other officers and department heads of the city. The city attorney shall be the prosecuting attorney in municipal court and shall represent the city and its officers in any other legal actions or proceedings as may be appropriate. The city attorney shall prepare or supervise the preparation of all legal documents and instruments of the city and shall approve all ordinances, resolutions, contracts and related documents as to form. The city attorney may, with the concurrence of city council, employ assistant city attorneys and legal assistants as necessary for the performance of his or her duties and may retain outside counsel when, in his or her professional judgment, such professional services are required. The city attorney shall attend meetings of the city council, render legal opinions, represent the city at meetings and conferences and perform such other duties as prescribed by law or the city council.

As indicated below, South Carolina State Law specifically identifies “Personnel Matters” as one of a limited number of subjects that may be discussed in a closed executive session.

REGULAR AGENDA

Motion 2019-54 to affirm that Ordinance No. 2015-31, read for second reading on 4-28-15 has identified four (4) events that are declared to be Extraordinary Events, until subsequent act of City Council. Having been legislatively declared, the Manager shall inform City Council of any executive orders pertaining to same.

Ordinance 2015-31 (approved on 4-28-15) identified four “extraordinary events”. This ordinance and the related Motion authorizes the City Manager to take certain actions during these events that normally would require City Council approval. The ordinance also requires that the Manager inform Council of any such action. The four events are:

- Debates for political office.
- The appearance of a state-wide, national or international political or religious dignitary.
- A permitted performance with an anticipated attendance of greater than 10,000 attendees.
- The motorcycle event on or about Memorial Day (beginning four days before Memorial Day, and ending the day after Memorial Day).

Motion 2019-55 to cancel the Workshop and the Regular City Council Meeting scheduled for April 9, 2019, and to set a Special City Council Meeting for Wednesday, April 10, at 9:00 a.m. at Magnolia’s Restaurant (2nd floor), located at 2605 North Ocean Boulevard, to be immediately followed by the City Council Budget Retreat.

This motion simply cancels the City Council Workshop and regular City Council Meeting that normally would be held on April 9, and sets a Special City Council Meeting immediately before the City Council Budget Retreat scheduled to begin the next day.

COMMUNICATIONS FROM CITY COUNCIL AND CITY MANAGER

1. Direction to staff on topics for Council’s Budget Retreat.

EXECUTIVE SESSION – Council may take action on matters discussed in Executive Session which are deemed to be “emergency” concerns.

South Carolina law requires that Council’s business is conducted in public with limited exceptions known as “Executive Sessions.” Subjects eligible for Executive Session include:

- Personnel matters.
- Negotiations concerning proposed contractual arrangements and proposed sale or purchase of property.
- The receipt of legal advice relating to:
 - A pending, threatened, or potential claim.
 - Other matters covered by the attorney-client privilege.
 - Settlement of legal claims, or the position of the City in other adversary situations.
- Discussions regarding development of security personnel or devices.
- Investigative proceedings regarding allegations of criminal misconduct.
- Matters relating to the proposed location, expansion, or provision of services encouraging location or expansion of industries or other businesses.

Motions to go into Executive Session must be made in public and specify one or more reason above. Council can take no vote or action in Executive Session.

ADJOURNMENT