



Council Agenda

MYRTLE BEACH CITY COUNCIL:
BRENDA BETHUNE, MAYOR
MICHAEL CHESTNUT, MAYOR PRO TEM
JACKIE HATLEY
JOHN KRAJC
MIKE LOWDER
PHILIP N. RENDER
GREGG SMITH

**MYRTLE BEACH CITY COUNCIL AGENDA
TUESDAY, MAY 23, 2023
9:00 A.M. – WORKSHOP, COUNCIL CHAMBER
10:00 A.M. – MEETING, COUNCIL CHAMBER
TED C. COLLINS LAW ENFORCEMENT CENTER
1101 NORTH OAK STREET, MYRTLE BEACH, SC 29577**

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

CITIZENS ARE INVITED TO ATTEND AND PARTICIPATE IN MEETINGS. CITIZENS WHO WISH TO ADDRESS COUNCIL ON NON-AGENDA ISSUES ARE ASKED TO SIGN IN PRIOR TO 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.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES... May 9, 2023

PUBLIC REQUESTS, PRESENTATIONS, AWARDS AND MEMORIALS:

1. Poet Laureate Discussion – Brian Schmitt, Cultural Resources Committee (Workshop)
2. Recognition – MBFD Firefighters of the Year and MBPD Officers of the Year (Meeting)
3. Recognition of the US Army and Horry County Schools JROTC (Meeting)

4. Proclamation declaring Friday June 2, 2023, as National Gun Violence Awareness Day (Meeting)
5. Proclamation declaring May 22-29, 2023, as National Beach Safety Week (Meeting)
6. Proclamation declaring the month of May as National Tennis Month (Meeting)
7. Proclamation declaring the month of June as Pride Month (Meeting)
8. Proclamation declaring the month of June as Mental Health Awareness Month (Meeting)
9. Public Information Update – PIO Staff (Meeting)

NON-AGENDA ITEMS FROM PUBLIC (30 Minute Time Limit)

CONSENT AGENDA – *The Consent Agenda covers items anticipated to be routine in nature. Any Council member may ask that an item be moved from the Consent Agenda to the Regular Agenda for lengthier discussion, or a member of the public may request that such an item be moved. Items remaining on the Consent Agenda will be briefly described by staff and may be passed as a group with the approval of the agenda.*

NOTE: *City laws are known as ordinances. Before a city ordinance can be enacted, it must be introduced (1st Reading) and then approved (2nd Reading). Resolutions are actions through which City Council reinforces or makes policy not rising to the level of law. Motions are related to direction from City Council to city staff to take certain actions.*

CONSENT AGENDA

Motion M2023-038 authorizing the City Manager or his designee to: apply for a grant of \$277,080 from the Community Oriented Policing Services – COPS Micro-Grant Program for the purpose of hiring two Overdose Detectives and a Community Coordinator for the Police Department; record the appropriation of such grant funds in the amount that may be approved; and, execute and deliver the grant agreement and such related documents as may be required to put that grant into effect. No match is required.

This funding will allow the Myrtle Beach Police Department to partner with the current mental health professional, Opioid Response Program Coordinator, Peer Support Specialists and Community Team Officers to develop coordinated strategies for countywide assistance and case management. The positions will assist with the response to mental health cases and addiction in partnership with the Myrtle Beach Fire Department and provide solutions to gaps in services within our community.

Motion M2023-039 authorizing the City Manager or his designee to: apply for a grant of \$12,000 from the Firefighters Charitable Foundation for the purpose of purchasing a SKID unit for the Fire Department; record the appropriation of such grant funds in the amount that may be approved; and, execute and deliver the grant agreement and such related documents as may be required to put the grant into effect. No match is required.

This unit would provide fire protection, suppression and rescue services to unincorporated areas. A SKID unit allows responders to effectively fight and mitigate brush, woods and wildland fires, and improve urban interface firefighting. Other specialized functions would include: aids at special events with a high hazard or life safety expectancy and minimal access or egress (car shows, CCMF, food truck festival, etc.); improves off-road firefighting capabilities on the beach, at constructions sites or developments, or within areas where a

Type 1 Pumper would not be effective or able to gain access; assists with vehicle and parking garage fires, and other limited-access areas; use in violent, Fire as a Weapon (FWAW) and civil unrest incidents.

REGULAR AGENDA

2nd Reading Ordinance 2023-027 to amend the Market Common Master Plan reflecting design changes for buildings at 3324 Reed Street, 3346 Reed Street, 3064 Howard Avenue, 3073 Howard Avenue, 3078 Howard Avenue, 3093 Howard Avenue, and 4000 Howard Avenue.

The purpose of the changes is to repair the exterior surfaces, such as wall cladding, roof covering, window materials, and enclosing existing open corridors. The Market Common Master Plan was adopted in 2005 to guide the mixed-use core development of the former Myrtle Beach Air Force Base. The amendment is required due to the Market Common Master Plan being enforced exclusively from exhibits. On April 4, 2023, the Planning Commission unanimously recommended approval (6-0).

2nd Reading Ordinance 2023-028 a series ordinance approving the financing of the installation of standby pumps at sanitary sewer pump stations in connection with the water and sewer system of the City of Myrtle Beach, South Carolina, through the borrowing by the city of not exceeding \$5,400,000, including capitalized interest, if any, from the state water pollution control revolving fund, by agreement with the South Carolina water quality revolving fund authority (the “authority”), pursuant to Title 48, Chapter 5, Code of Laws of South Carolina 1976, as amended; providing for an agreement to make and to accept a loan, the execution and delivery of a loan agreement between the city and the authority, the execution and delivery of a promissory note from the city to the authority; and, other matters relating thereto.

This proposed ordinance authorizes the Mayor or City Manager to execute a loan agreement with the South Carolina Revolving Fund to provide for Sewer Pump Station Protective Measures Standby Pump Installation. City Council adopted Resolution R2022-014, dated April 12, 2022, and the amending Resolution R2023-008 adopted on March 13, 2023, authorizing the City Manager or his designee to apply for the SRF loan. The amount to borrow will not exceed \$5,400,000 including capitalized interest, if any, from the South Carolina Revolving Fund Authority. The estimated savings by using SRF financing at 1.40% versus current market rates for a revenue backed bond issue (estimated 3.5%) is approximately \$1.3 million over the 20-year term.

2nd Reading Ordinance 2023-029 a series ordinance approving the financing of the installation of transmission main protective measures in connection with the water and sewer system of the City of Myrtle Beach, South Carolina, through the borrowing by the city of not exceeding \$2,550,000, including capitalized interest, if any, from the state drinking water revolving loan fund, by agreement with the South Carolina water quality revolving fund authority (the “authority”), pursuant to Title 48, Chapter 5, Code of Laws of South Carolina 1976, as amended; providing for an agreement to make and to accept a loan, the execution and delivery of a loan agreement between the city and the authority, the execution and delivery of a promissory note from the city to the authority; and, other matters relating thereto.

This proposed resolution authorizes the Mayor or City Manager to execute a loan agreement with the South Carolina Revolving Fund Authority (SRF) to borrow funds for the Water Transmission Main Protective Measures PRV Install Project. The original approval to apply for the SRF loan was authorized by City Council in Resolution R2022-015 dated April 12, 2022. The loan amount allowed to borrow will not exceed \$2,550,000. The estimated savings by using SRF financing at 1.40% versus current market rates for a revenue backed bond issue (estimated 3.5%) is approximately \$640,000 over the 20-year term.

1st Reading Ordinance 2023-030 an ordinance to amend Chapter 11, Licenses and Miscellaneous Business Regulations, to add Article XII, Commercial Paid Parking lots, Sections 11-256 to 11-263, and to amend Chapter 23, Vehicles for Hire, to add Article VIII, Vehicle Immobilization Services, Sections 23-160 to 23-168.

To address parking confusion and abusive booting practices, this proposed ordinance includes the following:

- *Commercial paid parking lots must install signage giving notice to public that payment is required and that failure to pay may result in booting or towing.*
- *Signage will also identify parking lot address as well as name and telephone number of parking lot operator.*
- *Signs shall be located at each lot entrance and, if the lot does not have a designated entrance, signage is required to be posted so as to be clearly visible from every parking space.*
- *No booting on commercial paid parking lots without proper signage.*
- *Maximum daily booting fee is \$80.00.*

Motion M2023-040 to appoint/reappoint four members to the Cultural Resources Committee.

The terms of Nick Sherfese, Thomas Davis and William Miller expired on March 10, 2023. Mr. Sherfese and Mr. Davis do not wish to be reappointed. On file, the city has resumes for Erica Melnik (non-city resident), Chanda Rogers (non-city resident), Dan Lewis (non-city resident), Natalie von Loewenfeldt (non-city resident), Lizzie Daniel (city resident), James F. Greenough (city resident), Chris Mowder (non-city resident), Paul Williamson (city resident) and Veena Wulfekuhle (city resident). These three seats will expire March 10, 2026. In addition, the board has one vacant seat with the expiration date of March 10, 2025.

Motion M2023-041 to appoint/reappoint two members to the Standard Code Board of Adjustments and Appeals.

The terms of Neil McCoy and Jeff Hunter expired on April 26, 2023. Both wish to be reappointed. One vacant seat remains, which requires the member to be a licensed contractor. These two seats will have a new expiration date of April 26, 2024.

Motion M2023-042 to appoint/ reappoint one member to the Accommodations Tax Advisory Committee.

The term of Dr. Jerome Christia has expired. Dr. Christia does wish to be reappointed. The new term will expire on February 22, 2026. One additional seat remains unfilled which requires member to be of the hospitality industry. The city has no resumes on file that meet this requirement.

NON-AGENDA ITEMS FROM PUBLIC (30 Minute Time Limit)

COMMUNICATIONS FROM CITY BOARDS/COMMISSION MEMBERS

COMMUNICATIONS FROM CITY COUNCIL AND CITY MANAGER

1. Council Communications
2. Chief Financial Officer (CFO) Update
3. City Manager and/or Assistant City Manager (CM/ACM) Update

REPORTS AND INFORMATION PRESENTATIONS FROM CITY STAFF

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

***NOTE:** 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; or, 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 of the reasons above. Council takes no votes or action in Executive Session. Council may take action on matters discussed in Executive Session which are deemed to be “emergency” concerns upon reconvening in open session.

ADJOURNMENT