

**MINUTES OF MEETING
CONWAY CITY COUNCIL
CITY HALL COUNCIL CHAMBERS
229 MAIN STREET
CONWAY, SOUTH CAROLINA
MONDAY – MARCH 28, 2011 – 5:30 p.m.**

PRESENT: Mayor Alys C. Lawson, Mayor Pro Tem Thomas J. Anderson, and the following Council Members: Vivian E. Chestnut, William M. Goldfinch IV, Irby L. Koon, and Jean M. Timbes

ABSENT: Council Member Larry A. White

STAFF: Bill Graham, City Administrator; Billy Joe Sawyer, Building Official; Michael Hardee, Finance Director; Foster Hughes, Parks and Recreation Director; Jerry Barnhill, Public Works Director; Freddie DuBose, Public Utilities Director; Rick Baker, Fire Chief; Reggie Gosnell, Police Chief; Michael Leinwand, Planning Director; Stephanie Carroll, Information Technology Coordinator; and Vicky Lefler, City Clerk

OTHERS IN ATTENDANCE: See attached list.

CALL TO ORDER: Mayor Lawson called the meeting to order at 5:30 p.m.

INVOCATION/PLEDGE OF ALLEGIANCE: Mayor Lawson welcomed Rev. Lynn Peters of Jamestown Baptist Church who gave the invocation. City Council and those in attendance recited the Pledge of Allegiance.

APPROVAL OF AGENDA: **Motion:** Koon made a motion, seconded by Anderson, to approve the agenda contents. **Vote:** Unanimous among those present. Motion carried.

CONSENT AGENDA: **City Council minutes – March 14, 2011.** **Motion:** Goldfinch made a motion, seconded by Timbes, to approve the consent agenda. **Vote:** Unanimous among those present. Motion carried.

PUBLIC INPUT: None.

SPECIAL PRESENTATIONS:

- A. Recycling survey results.** Coastal Carolina University students Toni Granato and Kyle St. Clair presented a brief summary of the results of a survey conducted in the Mayfair, Graingertown, and Pinecrest neighborhoods to determine residents' level of participation and knowledge relative to recycling. The students were asked to provide City staff with a written summary and the recommendations resulting from this survey.
- B. Special event request: River Reverie,** April 9, 2011. Leinwand reported that this event is scheduled to take place at the Lower River Warehouse from 6:00 to 9:00 pm on April 9th. No support services from the City are requested. A cash bar will be hosted inside the warehouse and, as a part of the special event application, permission has been requested for the

consumption of alcohol to be permitted along a portion of the Riverwalk area. Staff recommended approval of the special event request. **Motion:** Anderson made a motion, seconded by Goldfinch, to approve the special event application as presented. **Vote:** Chestnut and Timbes voted in the negative; Mayor Lawson, Anderson, Goldfinch and Anderson voted in the affirmative. Motion carried.

C. Coast RTA Bus Shelter and Bus Stop Signage Project. Coast RTA has requested permission to locate several bus stop shelters throughout the City. Pictures and dimensions of the proposed bus shelters and locations were shared. Leinwand reported that, because transit shelters are not addressed in the Zoning Ordinance, Council would have to approve the proposed locations. Leinwand noted that the City's Zoning Ordinance does not permit advertisements to be placed on the shelters. Staff recommended approval of the request. **Motion:** Anderson made a motion, seconded by Koon, to approve the proposed locations of the Coast RTA bus shelters contingent upon the following conditions: (1) Coast RTA will provide surveys if it cannot be determined whether a shelter location is on public or privately owned property; (2) Coast RTA will provide documentation of approval from landowners of non-City owned property where bus shelters are to be located (private property, SCDOT property, Horry County property); and (3) locations must be approved by the City Police Chief and the Community Appearance Board where necessary. **Vote:** Unanimous among those present. Motion carried.

D. Review of plans for Operation Guard Alliance 2011, Horry County Emergency Management. Randy Webster, Horry County Director of Emergency Management, gave a brief overview of the plans for this event which will be conducted on April 11-14 to assess the capabilities of the County's emergency management plan following landfall of a major hurricane. Increased air traffic will be experienced during the exercises around the Conway and Myrtle Beach airports. Mike Marlowe, Horry County General Aviation Manager, reported on Innovating Flying, a new tenant at the Conway-Horry County Airport and invited Council to the Fly-In and Open House at the airport on April 30th from 11:00 am to 3:00 pm (ribbon-cutting at 11:00 am).

E. Collins Kids–David Bennett Foundation. Hughes announced that this foundation has purchased the naming rights for the gym floors at the new Conway Recreation Center. The naming rights for the gym floors cost \$125,000. Foundation board member David Bennett, accompanied by Melanie Bennett, Steve Rabon and Robyn Rabon, shared the history of the foundation and made the presentation of the sponsorship donation to Council. Mayor Lawson, on behalf of Council, expressed appreciation to the foundation.

PUBLIC HEARINGS AND ORDINANCES FOR FIRST READING

A. Public hearing and first reading of Ordinance #ZA2011-04-11 (A) Accepting the petition of Gilad Mor to annex approximately 0.43 acre located at 1125 SC Highway 544 (TMS#151-20-01-008) and declaring the property to be zoned Neighborhood Commercial (NC) immediately upon annexation. Leinwand informed Council that the current structure on this property was used as a house, but the property owner desires to convert this structure into some type of retail or restaurant use. City water service is available to this property but annexation would be required before services are provided. The property is contiguous to the Conway city limits. The Planning Commission has

unanimously approved the annexation and rezoning request. Staff recommended first reading approval of Ordinance #ZA2011-04-11 (A).

Public Hearing: There was no comment from the public.

Motion: Koon made a motion, seconded by Anderson, to approve first reading of Ordinance #ZA2011-04-11 (A). **Vote:** Unanimous among those present. Motion carried.

- B. Public hearing and first reading of Ordinance #ZA2011-04-11 (B) Amending the City of Conway Zoning Ordinance by revising Section 12.4005, Gateway Plaza Sign Criteria.** Ami Ziff of Time Equities, Inc., has requested an amendment of this section of the Zoning Ordinance to permit a change in the design and size of the existing Gateway Plaza II pylon/freestanding sign to include the addition of two 18 sf panels for tenants in the shopping center. Leinwand noted that, according to the current Section 12.4005, Gateway Plaza was allowed a pylon sign with approximately 140 sf; however, the accompanying illustration depicted a 192 sf sign which is what was constructed. Leinwand reminded Council that, under the proposed Uniform Development Ordinance, the sign would be nonconforming and would have to be removed within seven years. Graham advised Council that, upon review, this appeared to be a reasonable request since the applicant is asking only to reconfigure the existing sign, which was built with the City's approval, and the sign would be smaller after reconfiguration than the existing sign (192 sf to 180 sf).

Public Hearing: There was no comment from the public.

Motion: Timbes made a motion, seconded by Anderson, to approve first reading of Ordinance #ZA2011-04-11 (B). **Vote:** Unanimous among those present. Motion carried.

RESOLUTIONS

- A. Accepting road dedication and drainage easements – Wild Wing Plantation Phase 2.** Wild Wing Development, LLC, SLF IV/SBI Properties MM, LLC, and SB Investments, LLC, have requested permission to dedicate the roads and drainage of Wood Stork Drive, Stilt Court, Turnstone Drive, Whimbrel Court, Noddy Court, Maccoa Drive, and Pochard Drive in Wild Wing Plantation Phase 2 to the City. The infrastructure in Phase 2 has been installed and the roadways, totaling approximately 4,443 linear feet, have been inspected by the Public Works Department and have been found to be in suitable condition for dedication. The applicant has also requested a reduction of the \$182,823.25 letter of credit, which covered the infrastructure, to \$44,430 and that it be converted to provide a one-year warranty against any potential maintenance issues with the roads (\$10 per linear foot/4,443 feet). Staff recommended that Council adopt the resolution accepting the right-of-way and drainage for the referenced roadways in Wild Wing Plantation Phase 2 and approve the request to reduce the letter of credit to \$44,430 to provide a one-year warranty for these roads. **Motion:** Koon made a motion, seconded by Chestnut, to approve staff's recommendation. **Vote:** Unanimous among those present. Motion carried. See attachment.
- B. Authorizing the City's participation in the South Carolina State Employee Insurance Program.** Council was advised that the City's current health insurance provider (South

Carolina Local Government Assurance Group) is dissolving as of June 30, 2011. In working toward providing employee health insurance coverage after June 30th, staff solicited bids and five quotes were received. Three of these quotes were for self-insured plans with a \$50,000 stop loss deductible. The two remaining quotes were for fully insured plans: Farm Bureau/Blue Cross, \$542.71 per month/per employee for a total of \$1,569,500; and the South Carolina State Employee Insurance Plan, total annual cost of \$1,229,236.80. Staff recommended Council adopt the resolution approving the City's participation in the State Employee Insurance Plan, effective with the 2011-12 FY, and authorizing the City Administrator to execute the necessary documents. **Motion:** Anderson made a motion, seconded by Chestnut, to approve staff's recommendation. **Vote:** Unanimous among those present. Motion carried. See attachment.

ITEMS FOR CONSIDERATION

- A. Revision of City Council meeting schedule for 2011.** In addition to traditionally holding only one meeting in July and December, for the past two years Council has held only one meeting in November and last year, Council eliminated one meeting in the spring. Therefore, staff recommended that City Council revise the schedule of meetings to omit the dates of May 9, July 11, November 29, and December 26, 2011. Graham reported that, should City business warrant meeting on those dates, Council will be advised as soon as possible. **Motion:** Koon made a motion, seconded by Anderson, to approve the revised Council meeting schedule for 2011 as presented. **Vote:** Unanimous among those present. Motion carried.
- B. Authorization of application for 2011 SC Department of Public Safety Juvenile Justice grant for third year funding of Dream a Dream Project.** Staff requested permission to apply for third year funding for the Dream a Dream After-School Mentoring Program through the SC Department of Public Safety's Title V grant program in the amount of \$28,400. The grant requires a 50 percent cash or in-kind match in the amount of \$14,200, which the city will cover through volunteer in-kind hours. If the grant is awarded, the City will add another session that specifically targets middle school-aged children. **Motion:** Goldfinch made a motion, seconded by Timbes, to approve submission of the grant application for the Dream a Dream program as reviewed. **Vote:** Unanimous among those present. Motion carried.
- C. Acceptance of low bid for asphalt patching contract.** The Public Works Department issued a Request for Proposals (with specifications) for a two year contract to patch asphalt in the City. Proposals were received from the following contractors: Fry & Anderson, Asphalt Patching, J & S Asphalt, Palmetto Sealing Corporation, and Donald Richardson & Sons. Staff recommended that Council accept the low bid which was submitted by Donald Richardson & Sons as follows: 2" asphalt patching, \$2.50 sf; 2" depth asphalt saw cut, \$1.00 lf; and overlay up to 2", \$2.00. **Motion:** Anderson made a motion, seconded by Koon, to accept the low bid which was submitted by Donald Richardson & Sons for the two-year asphalt patching contract (April 1, 2011, through March 31, 2013). **Vote:** Unanimous among those present. Motion carried.
- D. Acceptance of low bid for 24" gravity sewer repair.** DuBose reported a recent inspection of the 24" ductile iron gravity sewer line installed below Crabtree Canal, behind the old Food Lion supermarket, showed that a significant hole caused by corrosion from sewer gases has

developed in the top of the pipe allowing flow to enter from Crabtree Canal. Specifications for repair were written and proposals were solicited. Three bids were received: Unsituforn Technologies, \$41,250; Reynolds Inliner, \$43,050; and Lawrimore Construction, \$38,000. Because the bid from Lawrimore Construction did not meet specifications on the type of repair requested, staff recommended that the bid submitted by Unsituforn Technologies be accepted and cost of the repair be paid from account #30-8110-111, maintenance materials and supplies. **Motion:** Timbes made a motion, seconded by Chestnut, to approve staff's recommendation. **Vote:** Unanimous among those present. Motion carried.

ADMINISTRATOR'S REPORT: Graham invited Council to attend the CTC meeting on April 12th at 7:00 pm at the Old County Courthouse (Beaty Street entrance).

COUNCIL INPUT:

Timbes commented on the beauty of the spring season and noted the attractive appearance of the streets and public places within the City.

Chestnut thanked the Police and Fire Departments for assistance at a recent traffic accident at 9th Avenue and Main Street.

Koon conveyed compliments on the City's appearance he received during a recent trip to Asheville, North Carolina.

Anderson noted the number of drivers running red lights at the intersections of Main Street and 12th Avenue and Main Street and 9th Avenue and asked staff to look for solutions (timing of the stoplights, cameras, etc.)

Goldfinch noted the hazards of the Country Club Drive and Long Avenue intersection. Graham was asked to provide Council an update on plans for this intersection.

Timbes asked about the status of right-turn traffic signals at the Highway 501/16th Avenue intersection. Graham responded that SCDOT did not recommend these signals.

EXECUTIVE SESSION: Motion: Koon made a motion, seconded by Anderson, to enter into executive session to consider appointments to committees. **Vote:** Unanimous among those present. Motion carried.

Motion: Koon made a motion, seconded by Anderson, to come out of executive session. **Vote:** Unanimous among those present. Motion carried.

Appointments to Committee: Motion: Chestnut made a motion, seconded by Koon, to approve the reappointment of Marvin Adams and David Williams to three-year terms on the Employee Grievance Committee. **Vote:** Unanimous among those present. Motion carried.

ADJOURNMENT: Motion: Timbes made a motion, seconded by Goldfinch, to adjourn the meeting. **Vote:** Unanimous among those present. Motion carried.

APPROVAL OF MINUTES: Minutes approved by City Council this _____ day of _____, 2011.

Vicky Lefler, City Clerk