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 MEETING AGENDA
TUESDAY, JANUARY 25, 2022
9:00 A.M. – WORKSHOP – COUNCIL CHAMBER
10:00 A.M. – MEETING – COUNCIL CHAMBER
COUNCIL CHAMBER, TED C. COLLINS LAW ENFORCEMENT CENTER
1101 NORTH OAK STREET, MYRTLE BEACH, SC 29577

NOTE: CITIZENS ARE INVITED TO ATTEND AND PARTICIPATE IN THE 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.

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.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

APPROVAL OF MINUTES… January 11, 2022

PUBLIC REQUESTS, PRESENTATIONS, AWARDS, MEMORIALS:

1. Audit – David Dekleva (Meeting)
2. Technology Advisory Group Update – Jason Greene (Meeting)
3. Public Information Update – PIO Staff (Meeting)

NON-AGENDA ITEMS FROM THE 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.*

Resolution R2022-003 to recognize the week of January 23-29, 2022, as Myrtle Beach School Choice Week.

Myrtle Beach recognizes the important role that an effective education plays in preparing all students to be successful adults. Quality education is critically important to the economic vitality of Myrtle Beach. Educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community. School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options.

Motion M2022-012 to approve a Memorandum Agreement between the City of Myrtle Beach Police Department and the Children's Recovery Center.

This agreement between the city and the Children's Recovery Center is established for the purpose of developing and utilizing a multi-disciplinary team approach to investigate suspected/reports child maltreatment cases.

REGULAR AGENDA

2nd Reading Ordinance 2021-051 to amend zoning code section 1407.C and to add new section 1501.VV to allow indoor axe throwing as a conditional use in the HC2 (Highway Commercial) and LM (Light Manufacturing) zoning districts.

This ordinance would allow indoor axe throwing as a conditional use in the HC-2 and LM zoning districts. Over the past several years, axe throwing has become a popular recreational activity, competitive sport and team building activity for businesses.

Changes since 1st Reading… Upon amendment at 1st Reading, the "no less than 50% of the gross footage" condition was removed.

2nd Reading Ordinance 2022-001 approving the amendment of the Redevelopment Plan for the Oceanfront Redevelopment Project Area; revising the estimated costs of the Redevelopment Projects described therein; and, other matters relating thereto.

A few notes regarding the Redevelopment Plan's timeline:

- *Ordinance 2008-078 (10/21/08) approved a redevelopment plan for the "Oceanfront Redevelopment Project Area," dated September 2, 2008 (the "Original Redevelopment Plan").*
- *Ordinance 2020-046 (12/01/20) approved an amendment to the Original Redevelopment Plan, which identified certain additional areas within the city as a "redevelopment project area" under the act, and identified certain "redevelopment projects" under the act to be undertaken within the Original Redevelopment Project Area and the Additional Redevelopment Project Area.*
- *Ordinance 2021-029 (06/22/21) approved corrections to the 2020 amendments relating to the descriptions of the real property parcels composing the Additional Redevelopment Project Area.*
- *Redevelopment projects include the city's expected purchases of dilapidated or blighted properties, which the city intends to improve, as well as redevelopment work that the city implements on such purchased parcels (defined in the Redevelopment Plan as the "Transitional Properties").*

This ordinance amends the Redevelopment Plan to increase the estimated cost of the Transitional Properties from $20,000,000 to $35,000,000 and the estimated cost of all Redevelopment Projects from $258,040,898 to $273,040,898.

1st Reading <u>Ordinance 2022-002</u> to rezone property located at 5817 Haskell Circle (PIN #421-11-01-0084) from R-10 (Single Family Residential) to MU-M (Mixed Use Medium Density).

The owner's property is adjacent to R-10 and across from an MU-M district (Mixed-Use Medium Density). Most recently, this property was a landscaping business, which was a nonconforming/grandfathered use. The landscaping business closed in 2015, therefore the grandfather use is no longer valid and no other commercial use is allowed to locate on the property in its current zoning classification (R-10). The Planning Commission recommends denial. (On 07/13/21, the board voted 7-1 in favor of denial.)

Resolution <u>R2022-004</u> declaring the intention of the City of Myrtle Beach to reimburse itself for certain stormwater management system expenses with the proceeds of long-term obligation debt to be issued by the city in 2022.

A proposed debt issue in the Stormwater Management Fund (upon adoption of a bond ordinance) will finance various stormwater management system projects included in the 5-year Capital Improvement Plan.

Projects include:
- *Various Flood Risk Mitigation Projects*
- *Booker T. Washington/Oak Street Stormwater Improvements*
- *Highway 501/Balsam Street Stormwater Improvements*
- *Development-Driven Stormwater System Relocations/Improvements*

This resolution preserves the proposed bonds' tax exemption in the event the city expends its own funds in order to begin work before the bonds are closed.

Resolution R2022-005 declaring the intention of the City of Myrtle Beach to reimburse itself for certain expenses with the proceeds of waterworks and sewer system bonds to be issued by the city in 2022.

A proposed debt issue in the Water and Sewer Fund (upon adoption of a bond ordinance) will finance various water and sewer system projects included in the 5-year Capital Improvement Plan.

Projects include:

- *Installation of Pressure-Monitoring Valve System*
- *Phase 1 Installation of 36" Parallel Water Line*
- *Various Pump Station Renovations/Replacements*
- *City-Wide Force Main Valve Replacements*
- *City-Wide Sewer System Evaluation and Associated Projects*
- *Development-Driven Water and Sewer Utility Relocations/Extensions*

This resolution preserves the proposed bonds' tax exemption in the event the city expends its own funds in order to begin work before the bonds are closed.

Resolution R2022-006 to approve a partial settlement in the South Carolina opioid litigation and to authorize the City Attorney to execute settlement documents.

The opportunity to settle with several defendants is now available to the city. The City of Myrtle Beach desires to participate in the settlement that will, among other things, give the city access to substantial resources to address opioid abuse.

Motion M2022-013 authorizing the City Manager or his designee to: apply for a grant of $416,186 from the Federal Emergency Management Administration (FEMA) Assistance to Firefighters Grant (AFG) Program; 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. Hospitality Tax funds in the amount of $41,600 are hereby appropriated to meet the local match.

The objectives of the AFG program are to provide critical-need resources that equip and train emergency personnel to: achieve recognized national standards; enhance operational efficiencies; foster interoperability; and, support community resilience. A total of $180,000 will be used for 20 new mobile radios to replace current end-of-life radios. A total of $239,300 will be used for 26 new portable radios to replace current end-of-life radios. A total of $38,605 will be used for a SMART STAT live patient simulation manikin. Paramedics can use tis manikin to practice various skills to include: defibrillation, starting IVs, administering medications, listening to heart/lungs sounds, etc. The match will come from the Fire Department's operational budget.

Motion M2022-014 authorizing the City Manager or his designee to: apply for a grant of $218,182 from the Federal Emergency Management Administration (FEMA) Assistance to Firefighters Grant (AFG) Program; 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. Hospitality Tax funds in the amount of $21,800 are hereby appropriated to meet the local match.

The objectives of the AFG program are to provide critical-need resources that equip and train emergency personnel to: achieve recognized national standards; enhance operational efficiencies; foster interoperability; and, support community resilience. The Fire Department's objective is to obtain a fire/rescue vessel to improve overall protection to our Intracoastal Waterway citizens and visitors. This protection will include: fire suppression, hazmat mitigation, water rescues/searches and EMS emergencies. The match will come from the Fire Department's operational budget.

Motion <u>M2022-016</u> to appoint/reappoint three seat to the Seniors Advisory Committee.

The terms of Aaron McKnight and Barbara Perian have expired, and Patricia Yost has resigned. Ms. Perian does wish to be reappointed. The seat for reappointment will expire on November 13, 2024. Ms. Yost's seat will expire on July 24, 2024. On file, the city has the following resumes: Valerie Tighe (non-city resident), Paula Moseley (non-city resident), Scott Beech (city resident), Lynn Holder (city resident) and Lynne Baronoff (city resident).

Motion <u>M2022-017</u> to appoint/reappoint one member to the Planning Commission.

Mr. Gravely has resigned. This term expires on April 13, 2022. On file, the city has the following resumes: Austin Guyton (city resident), Peter Buzzard (city resident), Phil Bethune (city resident), Tony Thompson (city resident), Danielle Lewis (city resident), Anthony Mullarky (city resident), Leonard Favorite (city resident), Jennifer Willard (city resident), Geoff Kay (city resident) and Ron Cupertino (non-city resident).

<u>NON-AGENDA ITEMS FROM THE PUBLIC (30 MINUTE TIME LIMIT)</u>

<u>COMMUNICATIONS FROM CITY BOARDS/COMMISSION MEMBERS</u>

<u>COMMUNICATIONS FROM CITY COUNCIL AND CITY MANAGER</u>

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

<u>REPORTS AND INFORMATION PRESENTATIONS FROM CITY STAFF</u>

<u>EXECUTIVE SESSION</u> – Upon returning to Public Session, Council may take action on matters discussed in Executive Session which are deemed to be "emergency" concerns.

<u>NOTE:</u> *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