

**TOWN OF ATLANTIC BEACH  
TOWN COUNCIL  
EMERGENCY CALLED SPECIAL SESSION  
TELECONFERENCE MEETING**

**\*\*\*\*\***

**Monday, February 9, 2021**

5:06 p.m.

The Town of Atlantic Beach Town Council Emergency Called Special Session meeting was held and recorded via teleconference at Atlantic Beach, South Carolina, on the 9th day of February, 2021.



**CREEL COURT REPORTING, INC.**  
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**APPEARANCES**

**COUNCIL MEMBERS:**

Mayor Jake Evans, Chairman  
Councilwoman Josephine Isom  
Councilwoman Jacqueline Gore  
Councilwoman Glenda Williams

**ADMINISTRATION:**

Benjamin Quattlebaum Jr., Town Manager  
Cheryl Pereira, Town Clerk

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1 **Call to Order:**

2 Mayor Evans called the meeting to order at 5:06  
3 p.m. Present by roll call were Councilwoman  
4 Josephine Isom, Councilwoman Jacqueline Gore,  
5 Councilwoman Glenda Williams and Mayor Jake Evans.

6 Mayor Evans made a motion to go into Executive  
7 Session for legal matters -- a settlement. Motion  
8 was seconded by Councilwoman Williams. Motion was  
9 approved by roll call of Councilwoman Isom,  
10 Councilwoman Gore, Councilwoman Williams and Mayor  
11 Evans.

12 **Executive Session:**

13 **(Executive Session.)**

14 **MAYOR EVANS:** Council, seek a motion to come out of  
15 Executive Session into the General Session.

16 **COUNCILWOMAN GORE:** So moved.

17 **COUNCILWOMAN WILLIAMS:** Second.

18 **MAYOR EVANS:** There's a motion on the floor to come  
19 out of Executive Session into the General  
20 Session. If there are no other questions,  
21 comments, roll call.

22 **CLERK:** Councilman Lenearl Evans? Councilwoman  
23 Josephine Isom?

24 **COUNCILWOMAN ISOM:** (No audible response.)

25 **CLERK:** Councilwoman Jacqueline Gore?



1 COUNCILWOMAN GORE: Yea.

2 CLERK: Councilwoman Glenda Williams?

3 COUNCILWOMAN WILLIAMS: Yea.

4 CLERK: Mayor Jake Evans?

5 MAYOR EVANS: Yea.

6 General Session:

7 MAYOR EVANS: So we are out of our Executive Session  
8 and we're into the General Session. I want to  
9 take time to welcome the public and ask that  
10 you remain silent. At this time, Council,  
11 we're seeking a motion for the approval of the  
12 agenda as it is outlined.

13 COUNCILWOMAN GORE: So moved.

14 COUNCILWOMAN WILLIAMS: Second.

15 MAYOR EVANS: There is a motion and a second for the  
16 approval of the agenda as it is outlined. If  
17 there are no other questions or comments, roll  
18 call for approval of the agenda.

19 CLERK: Councilwoman Josephine Isom? Councilwoman  
20 Josephine Isom?

21 COUNCILWOMAN ISOM: (No audible response.)

22 CLERK: Councilwoman Jacqueline Gore?

23 COUNCILWOMAN GORE: Yea.

24 CLERK: Councilwoman Glenda Williams?

25 COUNCILWOMAN WILLIAMS: Yea.



1 **CLERK:** Mayor Jake Evans?

2 **MAYOR EVANS:** Yea. Motion is granted for the  
3 approval of the agenda.

4 **New Business:**

5 **MAYOR EVANS:** We don't have any Old Business and  
6 we're down to our New Business, the ...

7 **(Inaudible background noise.)**

8 **COUNCILWOMAN ISOM:** Yes, it kept kicking me out.  
9 I'm in ---

10 **MAYOR EVANS:** That's quite all right. We're down to  
11 New Business on the agenda.

12 **COUNCILWOMAN ISOM:** Oh, you all ---

13 **MAYOR EVANS:** Yes, we're that far. But anyway, New  
14 Business, Item A, a settlement agreement in the  
15 hospitality fee litigation and to authorize  
16 execution of said agreement. Council, I seek  
17 a motion to adopt Resolution Number 1-2021, and  
18 I can go ahead and read this resolution.  
19 Resolution Number 1-2021, the resolution to  
20 approve a settlement agreement in the  
21 hospitality fee litigation and to authorize  
22 execution of said agreement; whereas, the Town  
23 of Atlantic Beach is a member of a proposed  
24 class of plaintiffs in that certain civil  
25 action styled City of Myrtle Beach, For Itself



1 and a Class of Similarly Situated Plaintiffs  
2 versus Horry County, brought in the Court of  
3 Common Pleas for Horry County and Civil Action  
4 Number 2019-CP-26-01732 Class Action; and  
5 whereas, the City of Myrtle Beach and Horry  
6 County have, by public vote taken by their  
7 governing bodies on February 5th, 2021, reached  
8 a settlement of COMB claims pertaining to the  
9 County's imposition of a 1.5 percent uniform  
10 service charge on prepared food and beverage,  
11 accommodations, and admissions within the  
12 corporate limits of COMB and the other six  
13 affected municipalities, including the Town;  
14 and whereas, the settlement agreement is also  
15 contingent upon the written consent of the  
16 Town, the Town of Aynor, the City of Conway,  
17 the City of Loris, the Town of Surfside Beach,  
18 and the City of North Myrtle Beach, in addition  
19 to Conway and COMB; and whereas, the Town is  
20 willing to give its written consent to the  
21 settlement agreement; now, therefore, be it  
22 resolved the Town Council hereby approves the  
23 settlement agreement. The Town Council hereby  
24 authorizes written consent to the settlement  
25 agreement, the delivery and effectiveness of



1 same being conditioned upon the execution by  
2 the County, COMB and the other municipalities  
3 as specified herein. This resolution is made  
4 to South Carolina Code Ann. §5-7-260. Done in  
5 Council, assembled this 9th day of February,  
6 2021. Council, seek a motion to adopt that  
7 resolution.

8 **COUNCILWOMAN GORE:** So moved ---

9 **COUNCILWOMAN ISOM:** So moved, Mr. Mayor.

10 **COUNCILWOMAN WILLIAMS:** Second.

11 **MAYOR EVANS:** There's a motion and a second on the  
12 floor to adopt Resolution Number 1-2021. If  
13 there are no other questions or comments, roll  
14 call.

15 **CLERK:** Councilwoman Josephine Isom ---

16 **MR. QUATTLEBAUM:** Can I -- let me just say for the  
17 record that this settlement for the Town of  
18 Atlantic Beach, there are \$19 million in total  
19 aggregate in this settlement agreement between  
20 all of the municipalities. Should this  
21 settlement be approved by all of the towns that  
22 are party to the settlement, the Town of  
23 Atlantic Beach will receive .22 percent of the  
24 total amount of the \$19 million spread out over  
25 two payments, \$9 million initially and \$9



1 million in six months after claims can be made  
2 by -- overpayment by individuals for the  
3 hospitality fee over the time period of the  
4 settlement. So the Town of Atlantic Beach is  
5 slated to receive initially approximately  
6 (inaudible) dollars in the second installment  
7 after six months that claims are made,  
8 approximately \$9,000. After the settlement is  
9 agreed upon, the County will resume the  
10 collection of the hospitality fees and be paid  
11 the 1 percent administrative fee and the 1.5  
12 hospitality fee percentage will be paid to the  
13 Town of Atlantic Beach collected by the County.

14 **MAYOR EVANS:** Okay. So Council, the motion is on  
15 the floor, just need to go ahead and call the  
16 roll, Cheryl.

17 **CLERK:** Councilwoman Josephine Isom?

18 **COUNCILWOMAN ISOM:** Yea.

19 **CLERK:** Councilwoman Jacqueline Gore?

20 **COUNCILWOMAN GORE:** Yea.

21 **CLERK:** Councilwoman Glenda Williams?

22 **COUNCILWOMAN WILLIAMS:** Yea.

23 **CLERK:** Mayor Jake Evans?

24 **MAYOR EVANS:** Yea. The motion is granted.

25 **Public Time:**



1     **MAYOR EVANS:**   We're down to public time.   Have we  
2                   got any public comment cards, Cheryl?

3     **CLERK:**    Yes, we have one, Mr. John Sketers.

4     **MAYOR EVANS:**   Mr. Sketers?

5     **MR. SKETERS:**   Yes, this is John Sketers.

6     **MAYOR EVANS:**   You can go ahead.

7     **MR. SKETERS:**   Okay, yeah, you've done a great job  
8                   and you cleared that up in your opening  
9                   statement, opening up the meeting here, so it's  
10                  all clear with me now.   Thank you.

11    **COUNCILWOMAN ISOM:**   Okay.

12    **MAYOR EVANS:**   Thank you.   If there's no other public  
13                  comment cards, Council, seek a motion to  
14                  adjourn.

15    **COUNCILWOMAN ISOM:**   So moved, Mr. Mayor.

16    **COUNCILWOMAN GORE:**   Second.

17    **MAYOR EVANS:**   Motion and a second (inaudible) set to  
18                  adjourn.   Roll call.

19    **CLERK:**    Councilwoman Josephine Isom?

20    **COUNCILWOMAN ISOM:**   Yea.

21    **CLERK:**    Councilwoman Jacqueline Gore?

22    **COUNCILWOMAN GORE:**   Yea.

23    **CLERK:**    Councilwoman Glenda Williams?

24    **COUNCILWOMAN WILLIAMS:**   Yea.

25    **CLERK:**    Mayor Jake Evans?



1 **MAYOR EVANS:** Yea. Motion is granted. The meeting  
2 is adjourned at 5:41 p.m. Thank you.  
3 **(There being nothing further, the meeting was**  
4 **adjourned.)**

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