

# THE TOWN OF HILTON HEAD ISLAND

## SPECIAL TOWN COUNCIL MEETING

**Date:** Friday, July 11, 2014

**Time:** 8:00 a.m.

**Present from Town Council:** Drew A. Laughlin, *Mayor*; George Williams, Kim Likins, Lee Edwards, John McCann, *Council Members*

**Absent from Town Council:** Bill Harkins, *Mayor Pro-Tem*; Marc Grant, *Council Member*

**Present from Town Staff:** Steve Riley, *Town Manager*; Greg DeLoach, *Assistant Town Manager*, Susan Simmons, *Director of Finance*; Brian Hulbert, *Staff Attorney*; Bruce Seeley, *Inspections, Collections and Audit Manager*; Vicki Pfannenschmidt, *Executive Assistant*

**Present from Media:** Dan Burley, *Island Packet*

---

### 1) CALL TO ORDER

Mayor Laughlin called the meeting to order at 8:00 a.m.

- 2) **FOIA Compliance** – Public notification of this meeting has been published, posted, and mailed in compliance with the Freedom of Information Act and the Town of Hilton Head Island requirements.

### 3) Business License Appeal Hearing

a. Kigre Inc./Appeal of Denial of Business License and Calculation of Business License Fee

Mayor Laughlin opened the hearing. Tom Taylor, Attorney for the Appellant, gave opening remarks and called his first witness, Susan M. Simmons. Mayor Laughlin conducted the oath. Mr. Taylor questioned Susan Simmons concerning the procedures used in business licensing for classification of businesses and the events that led to the appeal. He submitted the following Exhibits:

Exhibit 1 – Letter from Mr. Taylor to Susan Simmons dated July 31, 2013

Exhibit 2 – Printed copies of information on Kigre, Inc. Website

Exhibit 3 – Letter from Mr. Taylor to Mayor Laughlin and Town Council dated June 13, 2014

Exhibit 4 – Letter from Mr. Taylor to Mayor Laughlin and Town Council dated July 3, 2014

Exhibit 5 – Memo from Stephen G. Riley, via Susan M. Simmons dated May 31, 2013

Mr. Hulbert questioned Ms. Simmons and submitted the following exhibit:

Exhibit 6 – Loose leaf Notebook entitled Kigre, Inc. – Appeal of the 2013-14 Business License Fee to the Town Council of the Town of Hilton Head Island dated July 11, 2014

Mr. Taylor redirected.

Mr. Taylor called Mr. Jeffrey Myers as a witness. Mayor Laughlin conducted the oath. Mr. Taylor questioned Mr. Myers concerning his business and his determination of his class of business and his reasoning for the classification. Mr. Hulbert questioned Mr. Myers.

Mr. Taylor conducted his summation and Mr. Hulbert conducted his summation.

**4) Executive Session**

At 10:22 a.m. Mr. Williams moved to go into Executive Session to confer with legal counsel. Mrs. Likins seconded. The motion was unanimously approved by a vote of 5-0.

Mayor Laughlin called the meeting back to order at 11:03 a.m. and stated that prior to Town Council going into Executive Session, Mr. Taylor advised that he objected to the Town Manager or any of the Town Manager's staff being present in the Executive Session. Mayor Laughlin stated for the record that the Town Manager nor any of his staff were present and the only people that participated in Executive Session were Town Council Members and Town Attorney Gregg Alford. Mayor Laughlin asked Council if there was any business to take up as a result of Executive Session.

Mr. Edwards moved that the Town Council deny the appeal of Kigre, because the licensing official had a rational basis and appropriately determined the classification of Kigre and the application of penalties based on the information provided by Kigre at the time that the licensing official made the determinations. Mr. McCann seconded. The motion was unanimously approved by a vote of 5-0.

**5) Adjournment**

Mr. Williams moved to adjourn. Mr. McCann seconded. The motion was approved by a vote of 5-0. The meeting was adjourned at 11:06 p.m.

---

Vicki L. Pfannenschmidt  
Executive Assistant

Approved:

---

Drew A. Laughlin, Mayor