

**Special Meeting of the Tourism Expenditure Review Committee  
Wednesday, April 30, 2014  
South Carolina Department of Revenue  
300-A Outlet Pointe Boulevard  
Columbia, SC 29210**

**MINUTES**

The meeting called to order by Chairman Ed Riggs at 10 a.m.

TERC Members in Attendance: Toni Nance, Tom Leath, Mark Nix, Doug McFarland, Ed Riggs. TERC Committee Members in Attendance Via Phone: Olivia Young, Kevin Yokim, Dan Blumenstock and Harriet Green.

Guests in Attendance: John Hofer- Attorney for TERC; Jim Meggs-Attorney for City of Myrtle Beach and Michael Shelton – Budget Director for City of Myrtle Beach.

Chairman Riggs noted that a quorum existed.

Chairman Riggs asked for a motion to go into executive session so that Mr. Hofer could provide a legal briefing to the Tourism Expenditure Review Committee. The motion was made by Mark Nix. It was seconded by Doug McFarland.

Mr. Nix's motion passed without opposition and the Committee went into executive session and Mr. Meggs and Mr. Shelton left the meeting room.

Mr. Hofer stated that although Mr. Leath was a TERC Committee member, he was employed by the City of Myrtle Beach and that the legal briefing addressed pending litigation matters involving the City of Myrtle Beach. Therefore, he asked Mr. Leath be excused from the executive session and he also left the meeting room.

Upon completion of Mr. Hofer's initial legal briefing, Chairman Ed Riggs made a motion to recede from executive session to permit Mr. Hofer to confer with counsel for the City of Myrtle Beach. Doug McFarland made the motion and it was seconded by Mark Nix. The motion passed with none opposed.

Mr. Hofer returned to the meeting room and Chairman Riggs requested a motion to reconvene the executive session for a further legal briefing from Mr. Hofer. Doug McFarland made the motion, seconded by Mark Nix. Mr. McFarland's motion passed without opposition.

Upon completion of Mr. Hofer's subsequent legal briefing Chairman Riggs requested a motion to adjourn the executive session. Upon the motion of Mr. Nix, seconded by Mr. McFarland, the motion was passed without opposition.

Tom Leath, Michael Shelton and Jim Meggs returned to the meeting. Mr. Leath submitted a hand-written recusal form to Chairman Riggs.

TERC reviewed the expenditure report for the City of Myrtle Beach accommodations tax funds dated October 8, 2013. Dan Blumenstock proposed the motion to question expenditures to the general fund in the amount of \$5,072,034. The motion was seconded by Mark Nix. The motion was opposed by Kevin Yokim. The motion passed with a majority vote. TERC will write a letter to the City of Myrtle Beach giving them a chance to respond to the questioned expenditures by way of letter no later than the next TERC meeting.

There being no other business, Doug McFarland made a motion to adjourn, which was seconded by Mark Nix. The motion passed with none opposed and the Committee adjourned.

Respectfully Submitted,

Damita S. Jeter  
Tourism Expenditure Review Committee Staff