

**Minutes
Town of Atlantic Beach, North Carolina
Town Council Meeting
Monday, March 19, 2007**

The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday, March 19, 2007 at 6:00 p.m. in the Council Meeting Room.

Members Present: Mayor Tootsie Vinson; Council members Jim Bailey, Ruth Barnes, Joe Tarascio, and Michael Warren

Members Absent: Mayor Pro Tem Eddie Dawkins

Others Present: Tommy Combs, Interim Town Manager; Derek Taylor, Town Attorney; Marc Schulze, Public Services Director; Landin Holland, Town Planner; Sabrina Simpson, Town Clerk; Kelly Nash, Administrative Assistant

CALL TO ORDER AND ROLL CALL

Mayor Vinson called the meeting to order at 6:00 p.m. .

PRAYER AND PLEDGE OF ALLEGIANCE

Mr. Herbert Pate led the assembly in Prayer and Pledge of Allegiance.

Councilmember Ruth Barnes made a motion to excuse Councilmember Eddie Dawkins, seconded by Councilmember Joe Tarascio, vote was unanimous, 4-0.

APPROVAL OF THE AGENDA

Councilmember Ruth Barnes made a motion to amend the agenda by adding a closed session to the end of the meeting and to approve the agenda as amended. Councilmember Mike Warren seconded the motion. Vote was unanimous, 4-0.

CONSENT AGENDA

All items listed below are considered to be routine and will be enacted by one introduction/motion/second/roll call vote. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered separately.

1. Tax Collection Report for February 2007 (FYI Item)

Tax Collector Laura Buda submitted the tax collection report for February 2007 which showed that \$33,829.14 had been collected. The year-to-date total at the end of December was \$2,289,541.46.

2. Tax Releases (\$5,221.56)

The following tax releases are submitted for your approval:

<u>NAME</u>	<u>ACCOUNT#</u>	<u>AMOUNT</u>	<u>YEAR</u>	<u>REASON</u>
Fourm Meshekoff Fam LTD	2752	4984.98	2006	Purchased by Town of AB Double billed - parcel#
Brown, Stephen Wiggs	386791	22.10	2006	0011449 Late penalty charged in error
Ray, Phyllis	417845	2.85	2006	Double billed
Hoard, Joseph S	417854	129.96	2006	Billed in error
Walston, William	51727	21.82	2006	Located in Morehead City
Soddy, Matthew	386283	59.85	2006	
TOTAL		\$5,221.56		

3. Tax Refunds

Tax Collector Laura Buda submitted the following requests for tax refunds:

a. Warren, Rogers	\$46.93	Double billed
b. Fanton, Ray	\$28.81	Mobile home value included in real value

4. Budget Transfer (FYI Item)

N.C.G.S. Section 159-15 allows the Town’s Budget Officer (the Town Manager) to make periodic budget transfers from one line item to another within the same fund. While these transfers do not affect the total budget, the statute requires that the Council be notified of the transfers at its next scheduled meeting following the transfers. The following budget transfers were made:

Budget Transfer 1: Transfer in Police Department from Capital Outlay to small equipment purchases to cover the cost of replacing and upgrading the old fingerprint system.

Budget Transfer 2: Transfer in Police Department from Maintenance/Repair Equipment to Miscellaneous to cover the cost of supplies purchased for an upcoming department function.

(Clerk’s note: Copies of all the budget transfers are attached and hereby made a part of these minutes.)

6. Town Council Meeting Minutes – January 16, 2007

The Town Manager requested approval of these meeting minutes.

Councilmember Ruth Barnes made a motion to approve the items on the Consent Agenda, seconded by Council Member Joe Tarascio. Vote was unanimous, 4-0.

CITIZEN REQUESTS/COMMENTS

Jim Willis – 104 Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Willis feels that there needs to be an attorney to represent the Town while working with the Corps of Engineers for sand for beach nourishment.

Sandy Howard – 301 Old Causeway Road, Atlantic Beach, NC

As owner of Amos Mosquito's on 703 East Fort Macon Rd., Atlantic Beach, NC, he is a proponent of a central sewer system. He stated that if it is not implemented now it will only get more expensive as time goes on.

Ed Meyers, 718 Atlantic Beach Causeway, Atlantic Beach, NC

As a partner of the Channel Marker Restaurant, Mr. Meyers also is in favor of a central sewer system. He feels that the system should be first implemented for businesses, then residences.

Billy Brewer– Owner of Fisherman's Inn, Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Brewer states the acturaries are contaminated and something needs to be done for the environment. If a wastewater packaging plant is a solution, then this is what needs to be pursued. He also feels that if something is not done now, the State of North Carolina may step in and mandate something be done. He feels it is time for the Town of Atlantic Beach to move forward with what is trying to be done.

ACTION AGENDA

1. Planning Board Report – Landin Holland

Landin stated that this month the Planning Board introduced new members and familiarize them, in conjunction with, briefing some of the existing members with where the board is, what is being focused on and what will be happening over the next several months. The Planning Board set a work session for March 27, 2007 at 6:00 p.m. in the Council Boardroom with public invited, regarding what should be done in dealing with the Resort Commercial and General Business Zoning Districts.

2. Public Hearing – Proposed Ordinance 07-03-01, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-379(e), Elimination of the requirement for a First Floor “Non-Residential” Use

Mr. Landin Holland introduced the first ordinance up for public hearing which involves a text amendment regarding a requirement that developers within the CDD have a First Floor “Non-Residential” Use. Mr. Holland stated that as the ordinance is currently written this requirement has to be provided on ground level. The ordinance amendment would eliminate that requirement within Sub zone A or the portion of the CDD South of Atlantic Blvd. where it would now read that “Buildings located within CDD Sub zone A, South of Atlantic Blvd. shall be exempt from the requirement to have a “Non-Residential” Use”.

Councilmember Tarascio feels that ‘accessory uses’ needs to be codified regarding the residential units so those uses are not an issue when trying to codify “Non-Residential Uses”.

Councilmember Bailey made a motion to go into Public Hearing on Proposed Ordinance 07-03-01, Amendment to Chapter 18, Zoning CDD Ordinance, Section 18-379(e), Elimination of the Requirement for a First Floor “Non-Residential” Use, seconded by Council Member Barnes, vote was unanimous, 4-0.

Jim Willis – 104 Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Willis is in favor of the proposed amendment because it would mean less traffic and less congestion. Mr. Willis feels that a residential use in that area would be appropriate.

Buddy Cooper – 700 East Fort Macon Rd. (Oceanana Resorts), Atlantic Beach, NC

Mr. Cooper stated that he is neither against commercial use nor the majority of it being in the CDD. His objection, which he states is based on economics, pertains to each building being required to have some type of non-residential use. He feels this should be an option. He is requesting that he be exempt from this requirement because it will increase the possibility of success of mixed use development over the CDD as a whole. In summary, he feels he can provide more customers for fewer merchants. Mr. Cooper then read a memo to the assembly from Mr. Chris Sinclair, who, according to Mr. Cooper, is an expert on mixed use development.

(Clerk's note: memo from Chris Sinclair is attached and hereby made a part of these minutes.)

David Creech – Mr. Cooper's Attorney, 325 Pollock St., New Bern

Mr. Creech stated that he practices primarily civil litigation throughout eastern North Carolina and that Mr. Cooper asked him to speak briefly on the effect this will have on the entire district if the exemption applies to his particular project. There is no required commercial use for Ocean King project. Mr. Creech stated there is a requirement for very substantial commercial use in place already, for possible uses such as family-oriented uses in the adjoining property across the street and the adjoining project. He stated that Mr. Cooper's point was to allow the developer and the owner of his project to make that decision on an economic basis as to what it is that is going to be beneficial to his project instead of it being mandated.

Alan Shelor – 100 Sound Dr., Atlantic Beach, NC

Mr. Shelor supports the proposed ordinance amendment. He feels that businesses constantly struggle to survive here, not just in the winter, but summer also, because there are a lot of little businesses that open up for only 3-4 months, making it hard for the other businesses that are trying to survive year-round. He states that you cannot have the businesses survive if you don't have the people here to support them first. He stated that he also wanted to express his support for the Ocean King development on the circle.

Norwood Jackson – 3507 White Dr., Morehead City

Mr. Jackson supports the proposed amendment to this ordinance. He feels that south of the CDD does not need any mandatory requirement.

Hallock Cooper – 301 Old Causeway Rd., Atlantic Beach, NC

Mrs. Cooper also agrees with the proposed ordinance amendment. She feels that the continued growth of Atlantic Beach is inevitable, but it should be done tastefully and responsibly by passing this proposed ordinance.

Joe Osborne – 137 Bowen St., Atlantic Beach, NC

Mr. Osborne is in favor of the proposed ordinance amendment. He states that he has eight (8) years experience trying to rent or sell business property in Atlantic Beach. Mr. Osborne feels that if there was a "non-residential" use requirement is implemented, the projects that are being started now would not exist or work financially.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper spoke again to state that he has forty-nine (49) letters from residents, business owners, citizens and out-of-towners that became interested in this issue to support the proposed ordinance amendment.

(Clerk's note: all forty-nine (49) letters are attached and hereby made a part of these minutes.)

Councilmember Barnes made a motion to go out of public hearing, seconded by Councilmember Tarascio, vote was unanimous, 4-0.

Councilmember Tarascio wanted to make some clarifications on some comments that had been spoken. First clarification being: 1.) The impression that Mr. Cooper's property is being "put upon" is not the case; 2.) Before there was a CDD, the use on Mr. Cooper's property was extremely limited compared to what it is today. If he had not been included in this district, he could not get the use he is proposing with or without non-commercial use; 3.) A special exemption was made for Mr. Cooper in which Council did not lower the height on his building; 4.) Finally, the 120 ft. CAMA setback was in place long before the CDD. The other setbacks that are imposed by the CDD deal with the type of structure that can be placed on it, not with the use of the property. He wants the public to have the correct facts. Councilmember Tarascio feels that whatever Council decides to do for Mr. Cooper, somebody somewhere along the line is going to say "me, too". So Council's vote tonight will set a precedent.

Councilmember Bailey supports the ordinance with the proposed amendment. He does not agree with requiring mixed use commercial. He feels that leaving this issue optional is a better way to go, but if Council sees fit to do something different, he thinks it should be allowed to be somewhere else in the building.

Councilmember Barnes questioned Landin Holland about whether first floor and ground level are defined as one in the same. Landin responded by saying that it has been interpreted, by way of the ordinance, that first floor will be the first habitable floor of the structure above flood level.

Councilmember Warren wanted further clarification from Mr. Cooper as to whether or not mixed use can or cannot be done in his project.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper stated that he feels any space in any building could be used for non-residential purposes within the limits of the space. He feels it should not be mandated.

Councilmember Bailey made a motion to pass Ordinance 07-03-01 as amended for elimination of a first floor "non-residential" use. Seconded by Councilmember Barnes. Vote was 2-2. Councilmembers Bailey and Barnes were for the amendment and Councilmembers Warren and Tarascio opposed the amendment. Mayor Vinson opposed the proposed ordinance.

Proposed Ordinance 07-03-01 was not passed.

3. Public Hearing – Proposed Ordinance 07-03-02, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-377, Density Transfer for Off-Site Septic Areas

Landin Holland introduced the next proposed ordinance amendment for consideration: Ordinance 07-03-02. This amendment will change the language of the current ordinance to read: 'Land reserved for septic system area and/or repair area may be used for open space, however out-of-district septic areas shall in no instance be eligible for use in density or floor area ratio (FAR) calculations for either the generating or receiving lot, but off-site septic areas which are within the boundaries of the CDD shall be eligible for use in density or floor ratio (FAR) calculations for either the generating or receiving lot.'

Councilmember Tarascio made a motion to go into Public Hearing on Proposed Ordinance 07-03-02, seconded by Councilmember Bailey. Vote was unanimous, 4-0.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper disagrees with Landin Holland. He feels that the wastewater site should be open space and the density from that site should be able to be transferred to the primary building site.

Sandy Howard – 301 Old Causeway Rd., Atlantic Beach, NC

Mr. Howard feels that this ordinance should be passed.

Alan Shelor – 100 Sound Dr., Atlantic Beach, NC

Mr. Shelor states that he is also for this ordinance.

John Lotspih – 203 Winston Ave., Atlantic Beach, NC

Mr. Lotspih commented that he is against this proposed ordinance. Approximately thirteen (13) months ago, Council, at that time, wanted there to be less density on the beach. Now there are views that density should be increased. He is questioning whether this is fair to the citizens that density was previously taken away from.

Landin Holland wanted to comment on Mr. Cooper's disagreement regarding the requirement that the drain field remain as open space. He advised that the ordinance states that wastewater repair area can be utilized for open space requirements, but does not speak specifically to maintenance of a drain field or repair area within the CDD and maintains that as open space in the event of perhaps the installation of a sewer system.

Councilmember Warren made a motion to go out of public hearing on Proposed Ordinance 07-03-02, seconded by Councilmember Tarascio, vote was unanimous, 4-0.

Councilmember Tarascio feels that if Council can guarantee, in writing, that that particular space cannot be used for more density then they should ask the Planning Board and the Town Attorney to come up with the language that would allow the density transfer, as long as Council is sure that the septic area becomes green space in perpetuity for the CDD.

Derek Taylor, Town Attorney advised that there are three (3) methods of protecting the open spaces according to the CDD in Section 18-388. 1.) Creating a homeowners association that holds onto it as a common area; 2.) Ownership by other public or private entities; 3.) dedication to the Town as an open space.

Landin Holland reiterated that the current language refers to vacant land or open space. It does not explicitly refer to a wastewater system, repair area or drain field.

Councilmember Tarascio made a motion to pass Ordinance 07-03-02 amending the word "may" to "shall" in the sentence "Land reserved for septic system area and/or repair area 'may' be used, to being 'shall' be used, for open spaces, however,..."; also removing from the last sentence of the third paragraph wording 'for either generating or receiving lot' from where it currently reads "...floor ratio (FAR) calculations for either the generating or receiving lot" will now be read as "...floor ratio (FAR) calculations for the 'generating lot' ". Motion was seconded by Councilmember Warren, vote was unanimous, 4-0.

Proposed Ordinance 07-03-02 was passed with amendment to the language.

Mayor Vinson called for a five (5) minute recess at 7:45 p.m. and reconvened at 7:50 p.m.

4. Public Hearing – Proposed Ordinance 07-03-03, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-377(e), Density Transfer for Off-Site Parking Areas

A motion was made to go into public hearing on the above proposed ordinance by Councilmember Barnes, seconded by Councilmember Bailey, vote was unanimous, 4-0.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper does not support this proposed ordinance amendment.

With there being no further public comment on this particular proposed ordinance amendment a motion was made to go out of public hearing by Councilmember Tarascio, seconded by Councilmember Warren, vote was unanimous, 4-0.

Mayor Vinson opened the floor to Council for discussion.

Councilmember Warren directed a question to Landin Holland. His question was if two (2) flat parking lots were touching, would this be allowed for density transfer. Landin responded by stating that yes, it would be eligible for density transfer.

Mayor Vinson called for a motion and with no motion on the floor, Proposed Ordinance 07-03-03, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-377(e), Density Transfer for Off-Site Parking Areas is no longer being considered.

5. Public Hearing – Proposed Ordinance 07-03-04, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-384 and 18-385, Provision of Compact Car Parking Areas

Landin introduced this ordinance amendment stating that currently there are not any provisions for compact car parking stalls within the CDD area. He stated that the Planning Board did not feel that any issues or problems would be created if a provision was included for a certain percentage of parking stalls for compact vehicles. It was determined that twenty-five percent (25%) was a reasonable percentage.

Councilmember Tarascio made a motion to go into public hearing on the above proposed ordinance amendment, seconded by Councilmember Warren, vote was unanimous, 4-0.

Mayor Vinson opened the floor to public discussion.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper is in favor of the proposed ordinance amendment.

Councilmember Warren made a motion to go out of public hearing, seconded by Councilmember Tarascio, vote was unanimous, 4-0.

Councilmember Warren made a motion to adopt Proposed Ordinance 07-03-04, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-384 and 18-385, Provision of Compact Car Parking Areas, seconded by Councilmember Tarascio, vote was unanimous, 4-0.

6. Public Hearing – Proposed Ordinance 07-03-05, Amendment to Chapter 18, Zoning, CDD Ordinance, Section 18-379(e), Modification to the requirement for a First Floor “Non-Residential” Use

Landin introduced this proposed ordinance text amendment with modification which refers to the requirement for a First Floor “Non-Residential” Use. He stated that this modification would provide flexibility for the developer where the non-residential use could be utilized.

Councilmember Bailey made a motion to go into public hearing on the above proposed ordinance amendment, seconded by Councilmember Warren, vote was unanimous, 4-0.

Mayor Vinson opened the floor to public discussion on the above proposed ordinance amendment modification.

Buddy Cooper – 700 East Fort Macon Rd., Atlantic Beach, NC

Mr. Cooper is in favor of this ordinance amendment

Joe Osborne – 137 Bowen St., Atlantic Beach, NC

Mr. Osborne is also in favor of this ordinance amendment.

Mr. Jim Willis – 104 Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Willis wanted to advise that Morehead Ave. does not exist any longer. It was changed to Atlantic Beach Causeway and the proposed ordinance needs to reflect this change as the wording of the ordinance states Morehead Ave.

Councilmember Tarascio made the motion to go out of public hearing, seconded by Councilmember Barnes. Vote was unanimous, 4-0

Mayor Vinson, at this time, asked for any discussion by Council.

Councilmember Bailey commented that Morehead Ave. does need to be changed to reflect Atlantic Beach Causeway at some point.

Councilmember Warren had a concern over the seventy-five percent (75%) requirement of one building level or floor as a non-residential use. He suggested sending the ordinance back to the Planning Board to change the percentage to a lower number, possibly fifty percent (50%) and adding Sub zone A.

Councilmember Warren made a motion to change the text in the 4th paragraph, subsection (e) of Ordinance 07-03-05 to read as follows: “Buildings with frontage on the following streets: 1.) Fort Macon Road, 2.) Morehead Avenue, 3.) Atlantic Boulevard, 4.) East Drive, 5.) West Drive, *buildings fronting on Atlantic Boulevard, Sub Zone A*, shall establish 75% of one building level or floor as a non-residential use. Access to the required non-residential use must be provided at the structures ground level. This access must be handicapped accessible and must comply with the following design standards:”. The motion is extended to send the approved Ordinance 07-03-05 as amended back to the Planning Board for further review. Seconded by Councilmember Tarascio, vote was unanimous, 4-0.

7. Stormwater & Wastewater Project Update – Jim Bailey

Councilmember Bailey welcomed Ray Cordon and Tom Murray from W. K. Dickson, who will be presenting a Stormwater Master Planning Study PowerPoint presentation. Mr. Cordon briefly summarized the agenda for the presentation as being: a.) Review project scope and goals; b.) Update project status; c.) Identification of capital projects; d.) Capital improvement plan; e.) Recommendations.

Following the presentation, Mayor Vinson opened the floor to Council discussion.

Councilmember Tarascio stated a concern he has regarding this collected stormwater in that it will have a lot of pollutants in it and that pumping behind the dunes may be the Town's only option for dealing with this issue. If so, how will they handle public safety education on this matter to those that may not know what's there.

Mr. Tom Murray, also from W. K. Dickson, responded to this concern by stating that promoting public education is the best way. He gave examples of other additional "safety precautions" that may be implemented such as fencing around the areas, posting of signs, etc.

Councilmember Bailey stated that the engineering reports will be given to the Stormwater and Wastewater Advisory Committee members so they can continue moving forward in their goal. He stated that the monitoring of the stormwater will be ongoing and that a storm water fee is being currently collected that can be utilized for the upcoming storm water projects.

(Clerk's Note: The Stormwater Master Planning Study presentation and Status Report #6 are attached and therefore hereby made a part of these minutes.)

8. Resolution 07-03-01 – "Resolution to Pursue Special Legislation Requiring Voter Approval for Changes to Height Requirements"

Councilmember Bailey explained that the intent of this resolution is to be where the only way height requirements regarding development within Atlantic Beach can be changed is by a special legislation which will require voter approval. This way it allows the citizens to be the ruling body and not a Council that can be replaced every two (2) years and height changes also have the possibility of changing with each Council change.

Councilmember Warren agreed with Councilmember Bailey. He feels this is a good way of letting the property owners and residents have some control over the development of Atlantic Beach

Councilmember Barnes also agreed. She states that she has gotten a lot of feedback regarding the possible development of high rises and the overwhelming concerns of wastewater and stormwater issues that can come along with that.

Councilmember Tarascio agreed and stated that this takes the "wild card" out of the state permitting for sewer. He states that the permit cannot be modify for high rises and this clearly puts it in the hands of the voters that Atlantic Beach will not become another Myrtle Beach unless a majority of the voters approve it.

Derek Taylor, Town Attorney wanted to clarify what Councilmember Bailey's intent which is to lock in the height requirement as it is currently. Councilmember Bailey confirmed that this was his intent. Mr. Taylor questioned Landin Holland, Town Planner by asking if there are any variables in the current ordinances that would allow, under certain conditions, additional height. Landin stated that there are not outside the CDD.

Councilmember Bailey made a motion to adopt Resolution 07-03-01 – "Resolution to Pursue Special Legislation Requiring Voter Approval for Changes to Height Requirements", seconded by Councilmember Warren, vote was unanimous, 4-0.

TOWN MANAGER'S REPORT

Tommy Combs, Interim Town Manager stated that he had invited the representative from The Department of Water Quality to this meeting. The representative was unable to attend, but did advise he could attend the April 16, 2007 Town Council Meeting and to ask for an extension regarding submittal of Phase II response.

Councilmember Bailey made a motion for an extension on the timeframe for comments on the Town's response in naming Atlantic Beach as a Phase II community, seconded by Councilmember Tarascio, vote was unanimous, 4-0.

Mr. Combs then proceeded to discuss the current dredging project. He advises the survey has been completed and the contractors will begin fusing the dredging pipes on March 20, 2007.

TOWN ATTORNEY'S REPORT

Mr. Derek Taylor, Town Attorney had no report at this time.

MAYOR/COUNCIL REQUESTS/COMMENTS

Council thanked the Storm water and Wastewater Advisory Committee members and Mr. Jay Randall for their attendance at tonight's meeting. Councilmember Barnes stated that she feels the Planning Board needs to go through all the ordinances and clear up a lot of the inconsistencies.

9. Closed Session

Councilmember Warren made a motion to go into Executive Session in accordance with the provisions of N.C.G.S. 143-318.11(a)(3) to consult with the Town Attorney "To protect the attorney-client privilege; To consider and give instructions concerning a potential or actual claim, administrative procedure, or judicial action; To consider and give instructions concerning a judicial action titled *Ford vs Atlantic Beach Board of Adjustments*" and N.C.G.S. 143-318.11(a)(5) "To establish or instruct the staff or agent concerning the negotiation of the price and terms of a contract concerning the acquisition of real property located at *1001 Fort Macon Road* and N.C.G.S. 143-318.11(a)(6) "To consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee. Seconded by Councilmember Tarascio, vote was unanimous, 4-0. The Council entered Executive Session at 9:37 p.m.

Councilmember Tarascio made a motion to go out of Executive Session and back into Open Session. Seconded by Councilmember Barnes, vote was unanimous, 4-0. The Council reconvened to Open Session at 11:20 p.m.

Councilmember Tarascio made a motion to approve Resolution 07-03-02 "Resolution Accepting Dedication of All Roads, Streets, Alleys, Access Ways and All Other Publicly Dedicated Strips of Land" and ask for the Resolution, upon approval, to be recorded with The Carteret County Register of Deeds, seconded by Councilmember Bailey. Vote was unanimous, 4-0.

ADJOURNMENT

There being no further business before the Town Council, Councilman Tarascio made a motion to adjourn the meeting, seconded by Councilmember Bailey. Vote was unanimous, 4-0. It was 11:25 p.m.

Submitted by:

Kelly L. Nash, Administrative Assistant

These minutes were approved at the May 21, 2007 meeting of the Atlantic Beach Town Council.

Tootsie Vinson, Mayor