

**Minutes
Town of Atlantic Beach, North Carolina
Town Council Meeting
Monday, June 23, 2008**

The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday, June 23, 2008 at 6:00 p.m. in the Council Meeting Room.

Members Present: Mayor A. B. Cooper, III; Mayor Pro Tem Harry Archer; Councilmembers: Ann Batt, Eddie Briley; Ken Ide and Vada Palma

Members Absent: Councilmember Ken Ide

Others Present: Pete Allen, Town Manager; Kelly Cyrus, Town Clerk; Derek Taylor, Town Attorney; Sabrina Simpson, Administration; Marc Schulze, Public Services Director; Maj. A.K. Miller, Alesia Sanderson, Parks and Recreation Director – Emerald Isle and Betty Fentress, Assistant Parks and Recreation Director – Carteret County

CALL TO ORDER AND ROLL CALL

Mayor Cooper called the meeting to order at 6:00 p.m.
Town Clerk took roll call.

Mayor Cooper stated that it was with heavy heart that he is calling the meeting to order of the Atlantic Beach Town Council on this day due to the loss of friend and colleague, Councilmember Kenneth Ide. He stated that during their election campaign in the Fall of 2007, Mr. Ide would always introduced himself as not from Atlantic Beach, but as a “dit dotter twice removed” and that everything that Councilmember Ide did then and since then has showed his commitment to the town.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. Claude Andrews led the assembly in the Pledge of Allegiance and the Invocation. At this time, Chaplain Andrews spoke on the life and passing of Councilmember Ide. Chaplain Andrews stated that often in the media when a death is publized, the birth year and passing year are noted with a dash in between. Chaplain Andrews stated that the dash separating the birth and passing of Councilmember Ide is what is representative of his life. Chaplain Andrews then led the assembly in a moment of silence to reflect on how Kenneth “Doc” Ide used that dash to create his life and his commitment to life.

APPROVAL OF THE AGENDA

Councilmember Briley made a motion to approve the agenda. Motion was seconded by Mayor Pro Tem Archer. Vote was unanimous, 4-0. Motion carried.

Councilmember Batt made a motion to approve the Consent Agenda as written. Motion was seconded by Councilmember Briley. Vote was unanimous, 4-0. Motion carried.

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 –MAY, 2008:

Tax Collector Laura Buda submitted the tax collection report for May, 2008 which showed that \$2,302.95 had been collected. The year-to-date total at the end of May, 2008 was \$3,340,225.38.

2. TAX RELEASES – MAY, 2008

Town Council Meeting

June 23, 2008

Page 2 of 5

One (1) Tax Release was submitted for approval, totaling \$7.27.

3. TAX REFUNDS:

Three (3) tax refunds, totaling \$415.00, were submitted for approval.

4. BUDGET TRANSFERS

A total of ten (10) budget transfers were submitted for approval.

5. RESOLUTION 08-06-01; Resolution Adopting A Policy for Mutual Aid Between the Town of Atlantic Beach Police Department and Other Law Enforcement Agencies

6. RESOLUTION 08-06-02; Designating Bank Depositories and Authorizing Signatures for Bank Depositories for the Town of Atlantic Beach, North Carolina

7. RESOLUTION 08-06-03; Resolution Recognizing Laura H. Waters

8. RESOLUTION 08-06-04; Providing Approval for the Spin-Off of Time Warner Cable, Inc.

5. ATLANTIC BEACH TOWN COUNCIL MEETING MINUTES: (November 19, 2007)

(Clerk's Note: a copy of all Consent Agenda items are hereby attached and therefore made a part of these minutes.)

CITIZEN REQUESTS/COMMENTS

Joe Goodson, 114 East Boardwalk, Atlantic Beach, NC

Mr. Goodson commended the Atlantic Beach Fire Department for their courteous, professional and efficient service that was provided to him and stated that he will miss Councilmember Ide.

Joe Tarascio, 113 Hoop Pole Creek, Atlantic Beach, NC

Mr. Tarascio commented on several issues. Those issues being:

- During the Citizens Comment period, if Council is going to make an exception to speak on any comments that have been made by a citizen for the Council to do so while the citizen is still at the podium so that a rebuttal can be made. He feels this is only fair.
- Calculation behind his figure of \$1,000,000.00 of revenue that had been placed in the town coffers. He stated that 4.5% cents above revenue neutral times the rate generated by one cent of tax revenue is slightly over \$1,000,000.00.
- Budget Number Facts – Noted that three (3) debts retired before the year of the previous tax year with the premature retiring of these three (3) debts, the new fire apparatus is only costing the town \$17,000 above what the other three (3) debts would have been and that the \$42,000 per annum figure is not exactly accurate. He noted that if the \$25,000 that has been allocated for the park fund is one tenth of one cent of tax revenue and the new fire truck at \$42,000.00 per year is one twentieth of one cent of tax value.
- Environmental – commented on a research done by a Research Scientist that does ongoing research on septic tanks in the coastal areas and had in his possession a letter that addresses the problems with septic tanks in coastal environments. He offered to make available the letter to the town, if requested.
- Old Food Lion Property – Upon research of previous Town Council open and closed meeting minutes (that have been made public), advised that the original resolution regarding the purpose for the sale of the property known as the Old Food Lion property actually states two (2) purposes for the sale of the property; (1) for a new town hall and (2) specifically for sewer. He stated that the conversations of the open and closed minutes of the

meetings centered on the issue of sewer and the reason for the a new town hall being mentioned was because the town currently did not have a sewer plant so it would be difficult for the town to apply for a loan for property to dispose of sewerage when there was no plan. The town hall proposal was an afterthought. He stated that he also polled the four previous Councilmembers that were on the Council at that time and all agreed that the assumption of the purchase of that property was for sewer with a new town hall as an afterthought.

Billy Brewer, 200 Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Brewer commented that Councilmember Ide will be missed and offered his boat services to the family of Councilmember Ide's at no charge. He also commented on the issue of sewer and the old Food Lion property. He stated that one of the first architectural drawings that he saw for himself that was presented to Council at that time by Fred Bunn showed a new town hall located beside the water tower. He feels that the potential use of the old Food Lion property should be put to a referendum for the citizens. He also would like to see staggered terms for future Councils.

James Willis, III, 104 Atlantic Beach Causeway, Atlantic Beach, NC

Mr. Willis commented that he is mourning the passing while paying tribute to Councilmember Ide by wearing a Navy-style jacket. He then spoke on the issue of Phase II Stormwater. He advised that the issue is not about getting the water off the flooded streets, but about getting the pipes that are taking the water off the streets that are not flooded out of Bogue Sound.

Mayor Cooper advised that there is currently a draft of a new stormwater bill to be presented where Atlantic Beach, Morehead City and Little Washington will be undesignated for Phase II Stormwater. Councilmember Briley noted that Marc Schulze and himself are working on issues regarding to discharge.

Scott Rice, 402 Henderson Blvd., Atlantic Beach, NC

Mr. Rice spoke on the flooding dilemma on Asbury Ave., he stated that the flooding is still there and still a problem. He is in favor of the flooding issue getting taken care of in his area.

PRESENTATIONS

1. Recognition of Laura H. Waters, Atlantic Beach Tax Collector

Presented by: Mayor Cooper

Mayor Cooper acknowledged Laura H. Waters for her length of service and dedication to her position as Tax Collector for the Town of Atlantic Beach.

2. Proposed Atlantic Beach Parks and Recreation Committee

Introduction by: Pete Allen, Town Manager

Presented by: Alesia Sanderson, parks and Recreation Director, Emerald Isle

Betty Fentress, Asst. Parks and Recreation Director, Carteret County

Pete Allen, Town Manager introduced the guest speakers and advised the speakers are here to answer any questions Council may have in regards to the creation of a Parks and Recreation Department. A discussion was held between the guest speakers and Council on the possible creation of a Parks and Recreation facility. It was noted that there is grant monies available for parks and recreation with a fifty percent (50%) match, but there are a lot of restrictions in regards to a park geared toward the youth. Councilmember Briley suggested that several Councilmembers be appointed to a Parks and Recreation committee at the next scheduled town council meeting.

3. Financial, Cash and Investment Reports

Presented by: Sabrina Simpson, Administrative Services

Mrs. Simpson gave a presentation on the town's monthly financial reports.

(Clerk's Note: a copy of all financial reports are hereby attached and therefore made a part of these minutes.)

ACTION AGENDA

1. Recommendation/Awarding of FY2008-2009 Phase II-Vegetative and C&D Debris Removal Contract

Presented by: Marc Schulze, Public Services Director

Councilmember Palma made a motion to award the FY2008-2009 Phase II-Vegetative and C&D Debris Removal Contract to D & J Enterprises. Councilmember Batt seconded the motion. Vote was unanimous, 4-0. Motion carried.

2. Proposed Budget Ordinance 08-06-01; Establishment of the FY2008-2009 Budget and Fee Schedule for the Town of Atlantic Beach

Presented by: Sabrina Simpson, Administrative Services

Councilmember Briley made a motion to adopt FY2008-2009 Budget Ordinance 08-06-01. Councilmember Batt seconded the motion. Vote was unanimous, 4-0. Motion carried.

Councilmember Briley made a motion to amend the newly adopted FY2008-2009 Budget to allocate \$40,000.00 to make it available for future dredging. Mayor Pro Tem Archer seconded the motion. Vote was unanimous, 4-0. Motion carried.

3. Establishment/Appointment of Members to the Atlantic Beach Citizen's Committee on Dredging (ABCCOD)

Presented by: Mayor Cooper

Mayor Cooper advised that the scope of tasks for this committee will be to examine the exterior waterways, formulate a priority list and continued maintenance and researching various funding resources for this project.

Councilmember Briley made a motion to create the Atlantic Beach Citizen's Committee on Dredging and appoint Councilmember Vada Palma; Citizens – Rusty Cutshaw, Sonny Davis, Rod Sawyer and Everette Cameron as members of the committee. Mayor Pro Tem Archer seconded the motion. Vote was unanimous, 4-0. Motion carried.

TOWN MANAGER'S REPORT

There was no report from the Town Manager at this time.

TOWN ATTORNEY'S REPORT

Derek Taylor, Town Attorney had no report at this time

MAYOR/COUNCIL REQUESTS/COMMENTS

At this time, all members of Council spoke on the passing of Councilmember Kenneth Ide. Councilmember Palma stated that she will miss her "seatmate" and neighbor. She stated that Councilmember Ide was a lively conversationalist. She offered her condolences to the family of Councilmember Ide.

Councilmember Briley stated that Councilmember Ide was very adamant in what he believed in. He stated that Councilmember Ide kept him challenged as time progressed on issues and he will be missed.

Mayor Pro Tem Archer congratulated Town Clerk, Kelly Cyrus on her recent marriage. He commented that he will also miss Councilmember Ide very much.

Councilmember Batt stated as the campaign progressed and their service on the Town Council, the relationship between herself and Councilmember Ide became somewhat of a "bond". She thanked Mrs. Ide for sharing Councilmember Ide with the Board.

Mayor Cooper stated that Councilmember Ide always commented that the reason he came to Atlantic Beach was that it was the only unspoiled beach town left. He created a home in Atlantic Beach and never failed to remind the rest of the Council as to the reason they were there. Mayor Cooper offered his condolences also to the family of Councilmember Ide and advised that a "Celebration of Life" will be held on Saturday, July 26, 2008 at 7:00 – 9:00 p.m. at the old Food Lion property where the public is invited. Mayor Cooper also congratulated Town Clerk, Kelly Cyrus on her recent nuptials.

ADJOURNMENT

There being no further business before the Town Council, Mayor Pro Tem Archer made a motion to adjourn the meeting. Motion was seconded by Councilmember Batt. Vote was unanimous, 4-0. It was 7:16 p.m.

Submitted by:

Kelly L. Cyrus, Town Clerk

These minutes were approved at the July 28, 2008 meeting of the Atlantic Beach Town Council.

A. B. Cooper III, Mayor