



Minutes
Town of Atlantic Beach, North Carolina
Town Council Meeting
Monday, March 23, 2009



The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday, March 23, 2009 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, Vada Palma and Trish Ide

Members Absent:

Others Present: Pete Allen, Town Manager; Derek Taylor, Town Attorney; Kelly Cyrus, Town Clerk

CALL TO ORDER AND ROLL CALL

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

INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. Claude Andrews gave the Invocation and Mayor and Council led the assembly in the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Mayor Pro Tem Archer made a motion to *approve* the agenda as written. Motion was seconded by Councilmember Batt. Vote was unanimous, 5-0. Motion carried.

Councilmember Batt made a motion to *approve* the Consent Agenda. Motion was seconded by Councilmember Briley. Vote was unanimous, 5-0. 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 – FEBRUARY, 2009:

The tax collection report for February, 2009 was submitted for approval, which showed that \$2,184.30 had been collected.

2. TAX RELEASES - FEBRUARY, 2009:

A cumulative amount of \$1,752.58 in tax releases were submitted for approval.

3. TAX REFUNDS – FEBRUARY, 2009

A total of \$17.63 was refunded for the month of February, 2009.

4. BUDGET TRANSFERS:

A total of three (3) budget transfers were submitted for approval.

5. BUDGET AMENDMENT #9:

A budget amendment of \$94,795.00 was submitted for approval to return monies that were budgeted yet saved during the building of the Tom Doe Beach Access on Henderson Blvd. using CAMA Grant and Beach Nourishment Fund Balance monies. These monies reflect a savings to Budget Amendment #4 which was approved on September 22, 2008.

6. FINANCIAL REPORTS

A copy of the monthly financial, cash and investment reports were submitted.

7. TOWN COUNCIL MEETING MINUTES:

February 3, 2009 & February 23, 2009

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

CITIZEN REQUESTS/COMMENTS

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

Mr. Willis stated that when Atlantic Beach has an ongoing project that puts sand on the beach and pay for part of the cost, it's called Beach Nourishment and it is required that the Town have a beach access every ½ mile and 10 parking spaces for each access. But if there is an ongoing sand project and the Town does not contribute to the cost it is then called Spoil Disposal with no required beach accesses or parking spaces. He commented that Atlantic Beach has had 3 large spoil disposal projects here since 1986 at no costs and no required accesses or parking spaces. He noted that the Corps of Engineers now wants to involve Atlantic Beach in Beach Nourishment and if that happens then the new Tom Doe Memorial Beach Access would not comply with the parking space requirements as it only has six (6) spaces to offer.

Mayor Cooper explained that the issue that Mr. Willis was speaking of is an agreement between the towns of Bogue Banks for planning for future beach nourishment. He noted that he does not foresee the Town doing anything that will require monies when the Town otherwise get it for free.

Claude Andrews – 147 Hoop Pole Creek, Atlantic Beach, NC

Mr. Andrews stated that the Atlantic Beach Citizens Police Academy has gotten underway and that it is a wonderful program, very informative and fun. He invited the public to attend and stated that it is more "eyes" for the police department. He commended Lt. Jeff Harvey on the coordination and implementation of the program. He made note that the fire department is getting a new face lift with fire personnel providing the labor and the volunteers are helping alleviate some of the costs. The fire department Open House is scheduled for June. He proceed to say that now the public and the Town needs to concentrate of renovations of the police department.

ACTION AGENDA

1. Eastern Carolina Council General Membership Appointment

Presented by: Mayor Cooper

Mayor Pro Tem Harry Archer nominated Mr. John Lotspih for the appointment to the ECC Board.

Councilmember Ide made a motion *to accept the nomination of John Lotspih* to the ECC General Membership Board. Councilmember Palma seconded the motion. Vote was unanimous, 5-0. Motion carried.

2. Request for Public Hearing On A Proposed Ordinance Amending The Current Town of Atlantic Beach Zoning Ordinance As It Relates To Freeboard

Presented by: Mayor Cooper

Mayor Cooper stated that since a Public Hearing has already been held on this issue he will set a Public Comment section at the April 27th Town Council Meeting for the public to speak on this issue prior to any possible adoption.

TOWN MANAGER'S REPORT

Pete Allen, Town Manager requested Mayor and Council to schedule the next budget work session for April 3, 2009 from 9:00 a.m. – 3:00 p.m. in the Boardroom.

Councilmember Briley made a motion *to schedule* a Special Meeting for the purpose of budget discussion and review for April 3, 2009. Seconded by Councilmember Batt. Vote was unanimous, 5-0. Motion carried.

TOWN ATTORNEY'S REPORT

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

MAYOR/COUNCIL REQUESTS/COMMENTS

Councilmember Ide had no comment.

Councilmember Briley commented that he is disappointed at the lack of turnout from the public in regards to the drafting of the Unified Development Ordinance (UDO). He stated that this is a very important document that will affect a lot of individuals in various ways. He encouraged the public to attend the upcoming worksessions and public comment forums that will be held.

Councilmember Palma stated that the dredging project is approximately two-thirds complete and is on schedule.

Councilmember Archer commented that he was a member of the Sand Committee some time back where they met with the Corps of Engineers on a weekly basis to discuss the quantity and quality of work being done in regards to the sand. He also feels that the Town should not pay for something that they are receiving free at this point.

Councilmember Batt thanked everyone for attending tonight's meeting.

Mayor Cooper commented that there is additional parking at the new Tom Doe Beach Access, there are 4 more spaces located on Henderson Blvd. He mentioned that the Ribbon Cutting Ceremony for the Tom Doe Memorial Beach Access will be held April 9, 2009 at 1:00 p.m. at the beach access and invited the public to attend.

ADJOURNMENT

There being no further action or business before the Town Council, Councilmember Briley made a motion *to adjourn* the meeting. Motion was seconded by Councilmember Palma. Vote was unanimous, 5-0. It was 6:35 p.m.

Submitted by:

Kelly L. Cyrus, Town Clerk

These minutes were approved at the April 27, 2009 meeting of the Atlantic Beach Town Council.

A. B. Cooper, III - Mayor