



**Minutes**  
**Town of Atlantic Beach, North Carolina**  
**Town Council Meeting**  
**Monday July 27, 2009**



The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday July 27, 2009 at 6:00 p.m. in the Council Meeting Room.

**Members Present:** Mayor Pro Tem Harry Archer; Councilmembers: Ann Batt, Eddie Briley, Vada Palma and Trish Ide

**Members Absent:** Mayor A. B. Cooper, III

**Others Present:** Pete Allen, Town Manager; Derek Taylor, Town Attorney; Kelly Cyrus, Town Clerk; Sabrina Simpson, Admin. Services

**CALL TO ORDER AND ROLL CALL**

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

**PLEDGE OF ALLEGIANCE and INVOCATION**

Mayor Pro Tem Archer led the assembly in the Pledge of Allegiance and Invocation.

Councilmember Palma made a motion excuse Mayor Cooper from this night's meeting. Councilmember Batt seconded the motion. Vote was unanimous, 5-0. Motion carried.

**APPROVAL OF THE AGENDA**

Councilmember Briley made a motion *to approve* the agenda as written. Motion was seconded by Councilmember Ide. Vote was unanimous, 5-0. Motion carried.

Councilmember Briley made a motion *to approve* the Consent Agenda. Motion was seconded by Councilmember Batt. 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 – JUNE, 2009:**

The tax collection report for June, 2009 was submitted for approval, which showed that \$7,330.58 had been collected.

**2. TAX RELEASES - JUNE, 2009:**

No tax releases submitted for approval.

**3. ORDER OF COLLECTION**

**4. SETTLEMENT OF FY08-09 TAXES**

**5. FINANCIAL REPORTS – JUNE, 2009**

**6. BUDGET AMENDMENT #1:**

**7. BUDGET TRANSFERS:**

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

**8. RESOLUTION 09-07-01**

**9. TOWN COUNCIL MEETING MINUTES:** June 22, 2009 and July 9, 2009

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

<b>CITIZEN REQUESTS/COMMENTS</b>
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**Jim Willis, 104 Atlantic Beach Causeway, Atlantic Beach, NC**

Mr. Willis felt that with the way the language is written in the proposed Unified Development Ordinance that the former Council will get their wish with regard to a town-wide wastewater treatment system and questioned the possible location of a treatment facility at the Coral Bay Shopping Center. Mr. Willis also noted that, even though it is a trivial issue, he questions the necessity for mandatory waterfront residential addressing of home and the reasoning behind it.

Councilmember Briley commented that one of the reasoning behind the proposed mandatory waterfront addressing is for public safety purposes.

**Jeff Van Buren, 149 Bayview, Atlantic Beach, NC**

Mr. Van Buren noted that he owns property at Beaufort Ave. and Fort Macon Rd. and is concerned as to what the future may hold if his property is involved in the Circle Development District (CDD) by way of unforeseen changes, costs and regulations. Mr. Van Buren presented a petition to Council formally requesting for his property's current zoning to remain unchanged and to opt out of being included in the proposed Causeway Overlay District.

**(Clerk's note: Mr. Van Buren's petition is hereby attached and therefore made a part of these minutes.)**

**Joe Goodson, 114 East Boardwalk Ave., Atlantic Beach, NC**

Mr. Goodson requested Council to put some type of markers on the Oceanside of the public beach accesses so that beachgoers will not get confused or turned-around when trying to leave the oceanfront. He stated that particularly young children try to leave the oceanfront and attempt to go through dunes that are leading them to a private property. Mr. Goodson also commented that he is also opposed to a town-wide sewer system

**David Cox, 311 West Bogue Blvd., Atlantic Beach, NC**

Mr. Cox thanked Council for their time and acknowledged that he felt it was a privilege to live in Atlantic Beach where the elected officials actually work for the public and residents. Mr. Cox also questioned as to whether or not the "circle" property is currently up for sale.

Town Manager, Pete Allen responded to Mr. Cox by stating that the property is not currently for sale and that Mr. Bunn is actually doing some renovation work on some of the smaller buildings in that area.

**Jeff Van Buren, 149 Bayview Dr., Atlantic Beach, NC**

Mr. Van Buren asked the Council if it is illegal to post signs on utility poles within town limits.

Councilmember Batt advised that it was illegal to post signs on the poles and Mayor Pro Tem Archer stated that the issue was being addressed.

**Steve Chesson, 302 West Bogue Blvd., Atlantic Beach, NC**

Mr. Chesson questioned as to whether or not there was monies in the town's budget for street maintenance.

Councilmember Briley explained that the Powell Bill is state monies allocated to municipalities for that purpose and that research is currently being done as to the rightful ownership of the town's streets.

Mayor Pro Tem Archer advised that regardless of ownership, yes the town maintains the town streets.

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

Mr. Rice thanked Mayor and Council for their condolences regarding the passing of his father.

**Andrew Blades, 126 East Boardwalk Ave., Atlantic Beach, NC**

Mr. Blades commented that the issue he would be speaking on was a personal issue in that he would like to request for Council to approve the posting of town signs in residential parking facilities for the public advising them that they are in a residential area and need to respect that fact and not take the liberty of pulling into private drives and either parking or sitting in their vehicles for extended periods of time.

At this time, Town Manager Pete Allen, left the meeting. The time was 6:55 p.m.

**Joe Goodson, 114 East Boardwalk Ave., Atlantic Beach, NC**

Mr. Goodson asked if the problem with the wash basin flooding into his garage has been fixed.

Councilmember Briley advised that it probably needs cleaning out and that he would get with the Public Works dept. and takes a look at the situation.

**PRESENTATIONS**

**1. Presentation of the Government Finance Officers Association Award**

Presented by: Mayor Cooper

Mayor Cooper recognized the finance staff for their continued excellence in accounting practices that has resulted in the town receiving this award consecutively since 2001.

**ACTION AGENDA**

None

**TOWN MANAGER'S REPORT**

Derek Taylor, Town Attorney noted that Atlantic Beach will be hosting the annual North Carolina Attorney's conference this year.

**TOWN ATTORNEY'S REPORT**

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

**MAYOR/COUNCIL REQUESTS/COMMENTS**

Councilmember Brimley commented that he appreciated all the citizen input on the various issues and that if any member of the public wants to know the truth in regards to any town issue, all that person needs to do is ask their Council.

Councilmember Palma thanked everyone involved in the Buddy Pelletier Surfing Championship including the lifeguards.

Councilmember Idea thanked everyone also for their attendance.

Councilmember Batt noted that it was good to see their supporters that they have not seen in awhile at this night's meeting and advised that on August 4 the "Atlantic Beach National Night Out" event will be held at the Coral Bay Shopping Center again.

Mayor Pro Tem Archer thanked everyone for their attendance.

<b>ADJOURNMENT</b>
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There being no further action or business before the Town Council, Councilmember Brimley made a motion *to adjourn* the meeting. Motion was seconded by Councilmember Batt. Vote was unanimous, 5-0. It was 7:08 p.m.

Submitted by:

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Kelly L. Cyrus, Town Clerk

These minutes were approved at the August 24, 2009 meeting of the Atlantic Beach Town Council.

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Harry Archer – Mayor Pro Tem