



MINUTES
TOWN OF SUNSET BEACH
Regular Called Meeting, Public Hearing & Work Session
May 7, 2007
6:30 p.m.

Members Present

Mayor Ron Klein
Councilman Ron Watts
Councilman Lou DeVita
Councilman Bob Bobinski
Councilman Steiner

Members Absent

Councilman Carl Bazemore

Others Present

Linda Fluegel, Town Administrator
Mike Isenberg, Town Attorney
Kim Cochran, Town Clerk

6:30 PM Work Session

Fluegel asked Council to add two assignments of easement to Brunswick County under New Business: One was for all the water lines and the other for access around the water tank.

Chapter 74 Traffic Schedule should be added also to be able to put new regulatory signs in Cape Side Wynd and Sea Bourne Way (as per residents' request). She stated Chief Massey would explain in the meeting.

Fluegel also asked Council to set a budget public hearing for the next June 4th meeting.

Fluegel informed Council Nancy Smith had resigned from the ABC Board and she needed to advertise for a new member.

Mayor Klein described the goal of the new committee made up of residents, which was to create a special

annual event for Sunset Beach. They had preliminarily set a date for Sept. 22 with the basic idea of a swing band at the beach. He mentioned perhaps a tent for local arts and crafts. More information on the proposed event would be available at a later date.

DeVita asked for clarification on the accessory building amendment.

Fluegel stated Canal Dr. would be closed at one end for a couple of weeks starting tomorrow. They would be boring for a new water line at the bridge.

Watts suggested meeting at 6:45 instead of 6:30 for the work session, Council concurred.

Council asked about the easements and Isenberg explained it was only an easement. Nothing was being *deded* to the County.

7:00 pm.

1 & 2. CALL TO ORDER AND PLEDGE.

Mayor Klein called the meeting to order and led the Council in the pledge of allegiance.

3. MINUTES OF REGULAR CALLED MEETING APRIL 7th, 2007.

Motion by DeVita to adopt minutes. Seconded by Bobinski. Motion Carried.

4. REPORTS:

a. Administrator –Budget Amendment to keep line items in balance.
Motion by Watts to adopted Amendment. Seconded by DeVita .Motion Carried.

b. Police-see report attached.

c. Fire Department – See report attached.

d. Public Works: See report attached

e. Building Inspections: see report attached

f. Tax Collector: Collection rate attached. Information only.

5. UNFINISHED BUSINESS: (Items left from April Meeting. Said meeting had quorum but needs 2/3 votes to pass.)

Motion by Watts to adopt items a through f. Seconded by DeVita. Motion Carried.

a. Amendment to #151.113 Sign Ordinance

b. Amendment to Permitted Uses to allow Community Centers; Add Definition #151.003

c. Rezone MR-3 at Oyster Bay to MR-2 and MR-2A to MR-2 around Twin Lakes

d. Amendment to#151.077 Off-Street Parking Requirements

e. Amendment to Limit Number of Accessory Bldgs. Allowed

f. Amendment to MUD Architectural Section

6. NEW BUSINESS:

a. Resolution to Dissolve Fund 60 Water

b. Resolution to Dissolve Fund 25 Water Maintenance and Repairs

Motion by Watts to adopt Resolutions to dissolve both water funds a & b. Seconded by DeVita. Motion Carried.

c. Planning Board Recommendations:

- i. Amendment to MB-2 #151.216 Permitted Uses & MB-1 #151.211 Permitted Uses
- ii. Amendment to Signs #151.112 & 151.116
- iii. Amendment to # 150.111 Subdivision Regulations
- iv. Amendment to MR-1 #151.148; MB-1 #151.213; MH-2 #151.317; RI-1 #151.332 and MUD #151.393 Height Restrictions
- v. Amendment to Outdoor Display #151.211; 151.216(G) and 151.241 Permitted Uses
- vi. Amendment to MUD #151.395; #151.095; # 151.214 & #151.244 Supplementary Districts

Motion by Watts to hold a public hearing at the next regular meeting June 4th, 2007. Seconded by DeVita. Motion carried.

d. Amendment to Traffic Schedule 74.01

Chief Massey stated she had received numerous complaints about speeding in Cape Side. They currently had small unenforceable signs stating a 22 mph limit. She asked Council to allow her (at citizens request) place regulatory signs in CapeSide at 20 mph.

Motion by Watts to amend Traffic Ordinance 74.01 to change signs. Seconded by DeVita. Motion carried.

e. Easements to Brunswick County for our water lines and access to the Water Tank

Motion by Watts to grant easements to the county, Seconded by DeVita. Motion Carried.

f. CALL FOR PUBLIC HEARING TO ADOPT BUDGET AND TAX RATE

Motion by DeVita to call for a budget and tax rate public hearing at the next regular meeting June 4th. Seconded by Watts. Motion Carried.

7. OLD BUSINESS:

a. Ordinance to Annex Bonaparte's Retreat II

Action delayed until the arrival of Councilman Steiner.

8. PUBLIC COMMENTS:

Rich Cerrato, Twisted Oak Lane opposed multiple expenditures. See written comments hereby attached.

Councilman Steiner arrived at 7:15 pm.

TRAFFIC SCHEDULE AMENDMENT 74.01: Council needed to vote to change speed limit. Previous motion only amended changing of signs.

Motion by Watts to adopt new speed limit in Cape Side from 22 to 20 mph. Seconded by Bobinski. Motion Carried.

BONAPARTE RETREAT II ANNEXATION ORDINANCE:

Motion by Watts to adopt annexation ordinance. Seconded by Steiner. Motion carried.

9. EXECUTIVE SESSION: MOTION BY WATTS TO GO INTO EXECUTIVE SESSION TO CONSIDER AND GIVE INSTRUCTIONS TO THE TOWN ATTORNEY AND ATTORNEY MEIER CONCERNING THE SETTLEMENT OF THE JUDICIAL ACTION CALLED "TOWN OF SUNSET BEACH VS. F & R DEVELOPMENT" AND ALSO TO GIVE INSTRUCTIONS TO THE TOWN ADMINISTRATOR CONCERNING THE POSITION TO BE TAKEN BY OR ON BEHALF OF THE TOWN COUNCIL IN NEGOTIATING THE PRICE AND OTHER MATERIAL TERMS OF A PROPOSED CONTRACT FOR THE ACQUISITION OF CERTAIN REAL PROPERTY DESCRIBED AS 256GB017 AND 256GB004 BY PURCHASE. SECONDED BY DEVITA. MOTION CARRIED.

Council returned at 7:45 pm. Motion by Steiner to return to Open Session. Seconded by Watts. Motion carried. Mayor Klein explained to audience the lawsuit settlement and the purchasing of property. Motion by Steiner to accept proposed settlement of \$50,000. Seconded by Bobinski. Motion carried. No further action taken.

Meeting adjourned.

Adopted this _____ of June, 2007.

Attest:

Kim Cochran, Town Clerk

