

**Town of Sunset Beach  
Monthly Council  
Work Session, Meeting & Public Hearing  
June 7, 2010**

**MINUTES**

**Members Present:** Mayor Ronald Klein, Mayor Pro-Tem Lou DeVita, Councilwoman Karen Joseph, Councilwoman Carol Scott, Councilman Bob Bobinski and Councilman Wilson Sherrill.

**Members absent:** None

**Consultants & Special Guest Present:** Don Eggert, Cape Fear Council of Governments and Jerry Pierce, Brunswick County Public Utilities Director

**Attorney & Staff Present:** Gary Parker, Town Administrator, Mike Isenberg, Town Attorney, Donna Rogers, Finance Director, Dustin Graham, Public Works Department Head, Chris Barbee, Fire Department Chief, Lisa Massey, Police Department Chief and Lisa Anglin, Town Clerk.

**Work Session  
6:45 pm**

Mayor Klein called the Work Session to order and called for agenda amendments and general discussions by the Council.

**Bike Plan Survey and Engineer Quotes**

Councilwoman Scott asked if the quotes for engineering services for the Bike/Pedestrian plan were ready for new bids. The Council reached a consensus for Mr. Parker to prepare a revised Request for Services Proposal (RFP) containing the desired specifications and to present the proposal to the Council during the June 28, 2010 meeting for approval consideration.

**Sand Dunes Signage**

Councilwoman Scott requested the Council consider erecting “Keep off the Dunes” signs to deter people from walking or climbing on the dunes. The Council reached a consensus to erect small “Keep off the Dunes” signs (approximately 11” X 17”) on the dunes at 40<sup>th</sup> Street, both sides of the pier and 13<sup>th</sup> Street.

**Planning Board Request**

Councilwoman Scott advised that the Planning Board is requesting to meet with the Council to discuss the Council’s desired direction and focus for the Planning Board. The Council reached a consensus to schedule a joint meeting with the Planning Board for Monday, August 2, 2010 at 5:30 pm in the Council Chambers.

## **Monthly Meeting**

### **7:00 pm**

#### **Call to Order & Pledge of Allegiance**

Mayor Klein called the Monthly Meeting to order at 7:00 pm and the Pledge of Allegiance was recited by those in attendance.

#### **Approval or Amend Agenda**

With no amendments heard, the Monthly Meeting agenda was approved as written.

#### **Minutes Approval**

COUNCILMAN BOBINSKI MADE A MOTION TO APPROVE THE MAY 3, 2010 REGULAR COUNCIL MEETING MINUTES. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

#### **Public Comments**

Mayor Klein called for Public Comments on Agenda Items; none heard.

#### **Public Hearing**

Mayor Klein opened the Public Hearing and called for public comments on the proposed amendment to Ordinance §151.149 (A) (1) (b) Supplementary District Requirements to allow fences in a side yard on a corner lot abutting a street right of way. No public comments were heard.

Mayor Klein called for public comments on the proposed adoption of the Town of Sunset Beach 2009 Costal Area Management Act (CAMA) Land Use Plan. Don Eggert, Cape Fear Council of Governments was present to answer questions. No public comments were heard.

Mayor Klein closed the Public Hearing.

#### **Sunset At Sunset Committee Update**

Councilwoman Joseph advised that the plans for the celebration scheduled for October 2<sup>nd</sup> are underway. Entertainment being considered includes the Marine Band, West Brunswick High School musical groups, Brunswick Big Band and a shag event. NC Department of Transportation will be hosting a reception for the new bridge on October 1<sup>st</sup>. Invitations will be mailed soon. Information concerning the photo contest, the official painting of the bridge contest, the bridge remembrance book, booth applications or general information can be obtained by visiting [www.sunsetatsunset.com](http://www.sunsetatsunset.com).

#### **Departmental Reports**

##### **Administrator**

No report.

##### **Police**

Report submitted in writing to the Council and is on file with the Town Clerk. No verbal report given.

**Departmental Reports (Cont.)**

**Public Works**

Report submitted in writing to the Council and is on file with the Town Clerk. No verbal report given.

**Building Inspections**

No report.

**Fire**

Report submitted in writing to the Council and is on file with the Town Clerk . Chief Barbee added that the department is waiting for the determination of who will be awarded Safer Grant funding; one North Carolina fire department has been awarded a Safer Grant thus far.

**Old Business**

**Resolution to amend Ordinance §151.149 (A) (1) (b) Supplementary District Requirements**

Gary Parker advised this Ordinance amendment, if adopted, will allow fences in a side yard on a corner lot abutting a street right of way. The fences will be located in the buildable portion of the lot, a maximum of 4 feet in height and must be 35% open. The open requirement is necessary for street traffic visibility.

MAYOR PRO-TEM DEVITA MADE A MOTION TO ADOPT THE RESOLUTION AMENDING ORDINANCE §151.149 (A) (1) (b) SUPPLEMENTARY DISTRICT REQUIREMENTS. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Resolution to adopt the Town of Sunset Beach CAMA Core Land Use Plan**

Don Eggert, advised that the Cape Fear Council of Governments Staff has reviewed and signed off on the proposed plan. Mr. Eggert advised that he will accompany the plan forward to the Coastal Resources Commission (CRC) for approval consideration at their July meeting. Once the plan receives final CRC approval, fifteen (15) copies will be provided to the Town. The plan will require a review and CRC approval five years from this CRC approval date.

COUNCILWOMAN JOSEPH MADE A MOTION TO APPROVE THE RESOLUTION ADOPTING THE TOWN OF SUNSET BEACH CAMA CORE LAND USE PLAN. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**New Business**

**Consider calling a Public Hearing concerning an Amendment to Ordinance §151.149 (A) (1) (d) Supplementary District Requirements**

Gary Parker advised this proposed Ordinance §151.149 (A) (1) (d) amendment will allow a fence to be placed in the front yard when the distance from the front of the house to the front property line is a minimum of 200 feet. The fence would remain in the buildable portion of the lot and the front yard setback will be maintained.

**New Business (Cont.)**

Consider calling a Public Hearing concerning an Amendment to Ordinance §151.149 (A) (1) (d) Supplementary District Requirements (Cont.)

MAYOR PRO-TEM DEVITA MADE A MOTION TO CALL A PUBLIC HEARING CONCERNING THE PROPOSED ORDINANCE §151.149 (A) (1) (d) SUPPLEMENTARY DISTRICT REQUIREMENTS AMENDMENT FOR JUNE 28, 2010 AT 7:00 PM IN THE COUNCIL CHAMBERS. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Schedule July Council Meeting

Mayor Klein advised that due to the July 4<sup>th</sup> holiday the July Council Meeting needs to be rescheduled.

COUNCILWOMAN SCOTT MADE A MOTION TO SCHEDULE THE JULY COUNCIL MEETING FOR JUNE 28, 2010 IN THE COUNCIL CHAMBERS WITH THE WORKSESSION BEGINNING AT 6:45 PM AND THE MEETING BEGINNING AT 7:00 PM. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Town Clerk and Tax Collector Appointment

COUNCILWOMAN JOSEPH MADE A MOTION TO APPOINT LISA ANGLIN AS TOWN CLERK AND TAX COLLECTOR. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Resolution requesting the Sunset Beach Bridge be named the Mannon C. Gore Bridge

Councilwoman Joseph advised the Resolution previously adopted requested the Bridge be named the Mannon C. Gore Memorial Bridge. The State will not consider Bridge names with Memorial included; therefore the Memorial wording has been eliminated from the resolution now being considered.

COUNCILMAN SHERRILL MADE A MOTION TO ADOPT THE RESOLUTION REQUESTING THE SUNSET BEACH BRIDGE BE NAMED THE MANNON C. GORE BRIDGE. COUNCILMAN BOBINSKI SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Sunset At Sunset Celebration Proposed 5k Run/Walk for October 2, 2010

The Council considered the proposal submitted by the Sunset At Sunset Committee to include a 5k Run/Walk for the celebration.

COUNCILWOMAN JOSEPH MADE A MOTION TO ACCEPT THE 5K RUN/WALK PROPOSAL SUBMITTED BY THE COMMITTEE AND TO APPROVE THE 5K RUN/WALK TO BE HELD OCTOBER 2, 2010 IN CONNECTION WITH THE SUNSET AT SUNSET CELEBRATION. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

## **New Business (Cont.)**

### **2010/2011 Budget Public Hearing**

MAYOR PRO-TEM DEVITA MADE A MOTION TO CALL A PUBLIC HEARING CONCERNING THE PROPOSED 2010/2011 BUDGET FOR JUNE 28, 2010 AT 7:00 PM IN THE COUNCIL CHAMBERS. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

## **Public Comments**

Roy Cundiff 598 Kings Trail – Thanked the Council and Staff for support and assistance with the upcoming Multiple Sclerosis Bike Ride scheduled September 25<sup>th</sup> & 26<sup>th</sup>. Mr. Cundiff advised that 1050 riders have registered thus far with 1700 riders expected. Volunteers are needed on Saturday afternoon (09/25) and Sunday morning (09/26) for various tasks.

Marcus Daniel Stanaland 1840 Beach Drive – Questioned the Council concerning the Wildlife Resources Commission Lease Agreement approved during the April 5, 2010 meeting. Mayor Klein directed Mr. Stanaland to visit Town Hall during normal business hours to ask and receive answers to questions; public comment portions of the meetings are for citizens to comment only.

Karla Squier 209 Olde Oak Lane – Addressed the Council concerning the sewer letter sent by Brunswick County Public Utilities to all residents. Ms. Squier provided the Council with a news article concerning Congress declining pay increases and requested the Council reconsider the proposed staff pay increases included in the 2010/2011 budget.

## **Miscellaneous**

### **Gulf Oil Slick Threat**

Mayor Klein advised that the State is monitoring and observing the Gulf oil slick disaster for potential threat to the NC coast.

### **Sewer System Update**

Jerry Pierce, Brunswick County Public Utilities Director, advised the Council that 1,266 letters were sent to Sunset Beach residents concerning the choice of connecting to the sewer system including pricing; 912 residents have responded and a second letter will be mailed to those that did not respond. Mr. Pierce recommended those with in-ground irrigation systems to have irrigation meters installed to eliminate high sewer bills caused by the irrigation system usage. The County will install the meters for \$200. Existing sewer system residents can also have the irrigation meters installed for the \$200 fee. Mr. Pierce advised that the mainland construction is expected to be completed by the end of 2010 and residents can then begin connecting.

## **Executive Session**

MAYOR PRO-TEM DEVITA MADE A MOTION TO GO INTO EXECUTIVE SESSION PURSUANT TO NCGS 143-318.11 (a) (3) TO CONSULT WITH THE TOWN ATTORNEY EMPLOYED OR RETAINED BY THE PUBLIC BODY IN ORDER TO PRESERVE THE ATTORNEY-CLIENT PRIVILEGE BETWEEN THE ATTORNEY AND THE PUBLIC BODY, WHICH PRIVILEGE IS HEREBY ACKNOWLEDGED. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Executive Session (Cont.)**

The Council met in Executive Session for approximately 45 minutes. No action was taken.

COUNCILWOMAN SCOTT MADE A MOTION TO RETURN TO THE REGULAR MEETING. COUNCILMAN BOBINSKI SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

COUNCILWOMAN SCOTT MADE A MOTION TO RECONVENE THE REGULAR COUNCIL MEETING. COUNCILMAN BOBINSKI SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Adjournment**

COUNCILWOMAN JOSEPH MADE A MOTION TO ADJOURN THE JUNE 7, 2010 COUNCIL MEETING. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Town of Sunset Beach**

*Ronald F. Klein, Mayor*

Submitted by:

*Lisa Anglin, Town Clerk*