

**MINUTES**  
**TOWN OF SUNSET BEACH**  
**Regular Called Meeting, Public Hearing & Work Session**  
November 5, 2007  
6:45 p.m.

**Members Present**

Mayor Ron Klein  
Councilman Ron Watts  
Councilman Bob Bobinski  
Councilman Lou DeVita  
Councilman Len Steiner  
Councilman Carl Bazemore

**Others Present**

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

**6:45 PM Work Session**

The Town Administrator had nothing to add.

Lou DeVita gave a brief report on the headway they had made with the median...they had planted 1600 flower bulbs, trees, in addition to the cuttings donated by Charlie Giordano. He read names of people that had been instrumental in getting this done. He hoped that Council allowed them to do this maybe twice a year-pre-Easter and one to coincide with the Spring clean-up. He said he had contacted 18 sub-communities within Sunset Beach to establish points of contact in the community to get more citizen involvement for future activities.

He was very proud of what they had done and informed all that whoever wished to help could contact him after the meeting.

Council instructed Fluegel to purchase a large Christmas tree for the outside of Town Hall.

Council added item "c" under New Business, which was a resolution to be done thanking Charlie Giordano for being instrumental in the beautification of Sunset Beach.

**TOWN COUNCIL MEETING 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 AND PUBLIC HEARING OCTOBER 1 AND 19TH, 2007**

Motion by DeVita adopt minutes as presented. Seconded by Watts, Motion Carried.

**4. AGENDA COMMENTS: Mildred Harris-Town Solicitation**

Mrs. Harris asked for clarification/interpretation regarding the solicitation ordinance. Her grandson had been stopped from selling wreaths for the Boy Scouts by the Mayor. See written statement which is hereby incorporated by reference and made a part of these minutes. She asked for a written statement explaining this ordinance.

Isenberg read the ordinance and explained to Mrs. Harris that it didn't matter what the item was or who was selling ...no peddling or solicitation meant none at all. The state gave the town the authority to prohibit or regulate it and the town chose over 10 years ago to prohibit. There was discussion about the true intent of the ordinance. Bobinski asked Council to review this policy. Watts felt there shouldn't be any solicitation within the town. The Mayor stated it might possibly be looked at and thanked Mrs. Harris for her comments.

**4. PUBLIC HEARING:**

**a. Zoning Amendment Request from MR-2A to MB-1 on Shoreline Dr and Hickory St.**

Betty Hussey, Azalea Cr. stated that trying to get to work was an issue already with the traffic. She stressed that there was no parking and it would be a nightmare if rezoned. She was against the rezoning.

Jim Yeager, Hickory St. - opposed.

Al Siebert informed the audience the Planning Board did not ask for this...this was a request from a citizen. They had to give Council recommendation, which was to deny, but it had to be legally heard at a public hearing.

Shane Wallace, Shoreline Dr.- opposed.

Joe Zizwarek, 511 Shoreline Dr. E was opposed. He felt this was a resort area and troubled enough as is with the proposed bridge and heavy traffic.

Art Gallagher, 509 Shoreline Dr E.-opposed

Edith Correll- opposed.

**Public Hearing Closed.**

**5. REPORTS:**

**a. Administrator** –None

**b. Police-** Report attached. Chief Massey thanked Council and employees for their thoughts, flowers and prayers when her mother passed away.

**c. Fire Department** – See report attached. Watts thanked the Fire department for their assistance at the fire at Ocean Isle in which several college students died.

**d. Public Works:** See report attached.

**e. Building Inspections:** see report attached

Mayor Klein read a written comment from Mr. Grimmsley's opposing the rezoning on Shoreline Dr.

## 6. NEW BUSINESS:

### **a. Amendment to Chapter 93; Health and Sanitation**

Fluegel explained that when the town contracted to other companies for the yard debris pickup, this was the policy the town adopted. Now that the town is collecting yard debris, they needed to adopt it to protect their equipment. The only thing that changed was there were now fines in place. People had been placing chunks of cement, metal, etc...in their bags and it was breaking the chipper and it was quite expensive to repair. This was the only way to stop it.

Motion by Watts to adopted amendment to Chapter 93, Seconded by Steiner. Motion Carried.

### **b. Resolution to Extend the ETJ**

Motion by Steiner to adopt the Resolution extending the ETJ, Seconded by Bobinski. Motion carried.

### **c. Draft Resolution thanking Charlie Giordano**

Motion by DeVita to have a Resolution drafted, Seconded by Bazemore. Motion Carried.

### **d. Letter from Council to the Beacon Editor about the bridge.**

Motion by DeVita to send letter to the paper about the bridge facts, Seconded by Bazemore. Motion carried.

## 7. Old Business:

### **a. Zoning Amendment Request from MR-2A to MB-1**

Motion by Watts to deny rezoning, Seconded by DeVita. Motion carried.

### **b. Amendment to #151“Boatiminiums, Dry dock storage” (Deferred from October)**

Mayor Klein informed everyone that the application had been withdrawn by Withers and Ravenel. It was now off the table. for any discussion. No vote to be taken.

## 8. PUBLIC COMMENTS:

Doug Hill, 1613 Canal Dr., felt council should revisit the solicitation ordinance. He said after all, the previous Police Chief was a Scout Master and had encouraged the scouts. This was the only way for the boys to make money for summer camp. Maybe if the scouts wore their uniforms to be visible it would make a difference. Or even a permit. Isenberg stated most towns did it that way....purchasing permits naming specific hours and times.

Mary Dennis-423 Shoreline Dr E. said she felt this was normal. It was a non-profit organization and there was noting wrong with it.

Mrs. Zizwarek, Shoreline Dr. stated she agreed with the town's attorney. She came from a place where something horrible had happened to a young boy selling door to door. If they did permit, there should be designated areas. We had to protect the children.

Bill Elling, Shoreline Woods complained about the sides of the road on Shoreline Dr. He felt the service was not as good after the town took over the grass cutting.

Mr. Zizwarek stood again and asked could a tax be purchased to put a boat in the water at the end of park? Council explained that wasn't the problem...it was finding a place where a boat could actually go in, and the Council has been actively looking. If we had a new boat ramp there would be no tax to use it.

Daniel Stanaland spoke again against the Regency and those he felt had a conflict of interest. Mrs. Fluegel told Mr. Stanaland he would have to call her and set up a time to meet with her.

Mayor Klein announced the town had hired a new Town Administrator –Gary Parker from Archdale, NC and would be joining us around the end of the year.

After no further action, Council agreed unanimously to adjourn.

Adopted this 3<sup>rd</sup> of December, 2007.

*Mayor Ron Klein*

*Kim Cochran*, Town Clerk

