

**VILLAGE OF BALD HEAD ISLAND
COUNCIL WORK SESSION**

January 21, 2011
Bald Head Association

COUNCILORS IN ATTENDANCE: Mayor Andrew Sayre
Mayor Pro Tempore John Fisher
Councilor Gene Douglas
Councilor John Pitera

STAFF PRESENT: Calvin R. Peck, Jr., Village Manager
Chris McCall, Asst. Manager/ Shoreline
Protection Manager
Chip Munna, Chief of Public Safety
Deb Straub, Finance Officer
Jason Kessler, Attorney
Daralyn Spivey, Deputy Clerk (recording minutes)

1. Call to Order/ Approval of Agenda

Mayor Sayre called the January 21, 2011 Council Work Session to order at 9:30 a.m. Mayor Sayre entertained a motion to approve the agenda as presented. Councilor Pitera made motion, with all in approval. **(MOTION CARRIED 4-0)**

2. Review of Council Meeting Agenda

2.1 Calvin reviewed the concerns of the size and insurance requirements for the text amendment regulating taxicabs and taxicab drivers. The prior adopted electric vehicle ordinance does accommodate the size regulation of taxis. Calvin stated Harper Peterson customarily carries coverage of \$1 million for his business. Harper Peterson stated the concern of cost increase for \$2 million coverage to be an additional \$1,500 per year. The normal insurance requirement coverage for Village Contractors is \$1 million per event. The proposed ordinance specifies \$1 million per occurrence and \$2 million aggregate. Mayor Sayre verified that the Village Manager has the discretion and can dictate various concerns and issues through the proposed ordinance. Council and staff discussed the issues concerning the insurance requirements for the individual and the Village.

2.2 Calvin stated Holland Consulting Planners, Inc. will be giving a presentation and resolution for adoption of the Hazard Mitigation Plan Update.

5.1 & 5.2 Council and staff discussed the presented annual contracts with Akerman Senterfitt and McGuire Woods Consulting. Council and staff had a discussion on the State and Federal budgets and funding for 2011 and if Bald Head Island would receive funding. Mayor Pro Tempore Fisher stated the Finance Committee has concerns with the funding for attorneys and the lobbyist and the accountability of the needs being met. The rates should be reviewed and we should negotiate adjustments and improvements due to the economy of the Village of Bald Head Island. Calvin stated the Shoreline Protection Committee has been working with both companies on the expectation of services to be provided.

5.3 Calvin stated the yearly renewal of the Agreement for Interlocal Undertaking is to establish a joint program to seek changes in North Carolina's laws and rules pertaining to beach sediment management at ocean inlets. Mayor Sayre reviewed two years prior the Village donated \$10k on this effort and there will be \$5k contributed for the 2011 effort program.

5.4 Calvin reviewed the resolution for supporting the Atlantic Intracoastal Waterway Association's effort to have the Federal government maintain the Intracoastal Waterway at designed depths.

5.5 Deb Straub reviewed the December 2010 financial report and ongoing capital projects. Deb reviewed the budget amendment to appropriate the General Fund balance for the anticipated cost for legal and engineering expenses in FY 2010-2011. The purpose of this amendment is to fund additional legal costs for the Utility Rate case, Property Revaluations, legal services and engineering costs for Shoreline Protection.

Mayor Sayre requested a breakdown of cost for each firm on the legal, engineering and projects for further discussion at the Council Retreat.

5.6 Mayor Sayre stated Barry Kane will be the Chairman for the Finance Committee.

3. Council Retreat

Council discussed the presented agenda and agreed to same.

4. Taxi Service

Harper Peterson stated he has concerns with the proposed ordinance Section 28-94 (b) Taxicab approval limit. Harper is concerned with the wording of the ordinance to allow no more than (2) two taxicabs for any taxicab operator and no more than (6) six taxicabs to operate within the Village and only (2) two of the taxicabs of any taxicab operator may be in service at any given time. Council and staff discussed and agreed to amend the wordage and the quantity of taxicabs allowed operating on the island.

5. Island Delegation meeting

Chris McCall spoke on a meeting with McGuire Woods Consulting concerning Island Delegation. Council and staff discussed the benefits of the meeting and what steps should be taken.

Handout will be with official minutes.

6. County Recycling

Mayor Sayre stated he and Calvin had a meeting with Steve Stone, Assistant County Manager of Brunswick County. The discussion involved county wide recycling to be paid through the general fund and what would benefit Bald Head Island. Calvin discussed what was included with the yearly contract fees paid to Waste Industries. Mayor Sayre stated this meeting was on a staff level with the county and was an informational meeting only.

7. Financial Report

Discussed during the Review of Council Agenda.

8. Manager's Report

Calvin reviewed the meetings attended.

Calvin stated the Bureau of Ocean Energy Management Regulation and Enforcement had a meeting with the NC Task Force concerning off shore wind energy. Calvin stated the Village of Bald Head Island will not be receiving revenue from Offshore Energy HS leases with equitable revenue sharing is only mandated by the law for any lease that is within 6 (six) miles of the coast. The off shore wind energy program will be 6.1 miles and further from the coast due to the shipping lanes, military fly zones and other federal regulations. There are 2 (two) NC coastal areas that may be impaired by wind energy. They are the area from Topsail Beach towards Morehead City and Morehead City north towards Hatteras Island. There are only 3 (three) locations for the transmissions lines or injection points to come ashore. They are New Bern, Morehead City and Wilmington areas. Calvin stated this is a long term project and Bald Head Island will be involved with project.

Calvin attended the NC League of Municipalities Advocates Goal Conference. This meeting was to discuss more involvement from the membership of the league. There were two concerns for the

Village of Bald Head Island. The email protection list was a local act from Wake County and would be studied by the league for possible submission to the state and the ABC laws for NC. Council and staff discussed both issues.

9. **Closed Session Pursuant to N.C. General Statutes 143-318.11 (a)(1),(3), and (5)**

❖ Village of Bald Head Island vs. US Army Corps of Engineers

10. **Adjournment**

Mayor Sayre entertained a motion to adjourn at 10:35 a.m., with Councilor Douglas made the motion with all in favor. **(MOTION CARRIED 4-0)**

Mayor Andy Sayre

ATTEST:

Daralyn Spivey, Deputy Clerk
Transcribed by Debra Talbert, Village Clerk