

**VILLAGE OF BALD HEAD ISLAND  
COUNCIL MEETING  
February 20, 2009  
3:00 P.M.  
Bald Head Association Center**

**COUNCILORS IN ATTENDANCE:** Mayor Larry Lammert  
Mayor Pro Tempore Andy Sayre  
Councilor Gene Douglas  
Councilor Art Morris  
Councilor John Pitera

**STAFF PRESENT:** Calvin R. Peck, Jr., Village Manager  
Chris McCall, Assistant Manager/ Director of Dev. Services  
Dawn Reno, Tax Administrator/ Human Resource Officer  
Deb Straub, Finance Manager  
Police Chief Richard Herring  
Fire Chief Chip Munna  
Ben Liddle, Public Works Director  
  
Ken Bowling, Public Utilities Director  
David Cox, Systems Administrator  
Charles Baldwin, Village Attorney  
Debbie Talbert, Village Clerk (recording minutes)

**OTHERS PRESENT:** Various Other Public & Residents

1. **Call to Order/Approval of Agenda-** Mayor Lammert called the February 20, 2009 Council Meeting to order at 3:00 p.m. Mayor Lammert entertained a motion for the approval of the agenda. Mayor Pro Tempore Sayre made the motion to approve the agenda as presented. With all in favor.  
**(Motion Carried 5-0)**
2. **Consent Agenda**
  - 2.1- Approval of Minutes
  - 2.2- January 30, 2009 Council Work Session
  - 2.3- January 30, 2009 Council MeetingMayor entertained a motion for approval of consent agenda as presented. Mayor Pro Tempore Sayre made a motion to approve the consent agenda as presented. With a voice vote, all in favor.  
**(Motion Carried 5-0)**
3. **Old Business-**
4. **New Business-**
  - 4.1- **January Financial Statement-** Deb Straub spoke in reference to the expenditures with the budget. She presented a budget amendment to offset expenditure appropriations for shortfall in 08-09 General Fund and Utility Fund Revenues. The budget amendment is \$356,850.00. Mayor Lammert entertained a motion for approval. Councilor Douglas made a motion for approval. With a voice vote, all in favor.  
**(Motion Carried 5-0)**

**4.2- GO Bond- Bank Interest-** Calvin discussed the final decision of installment or General Obligation Bond financing for the beach project has not been decided on. Decision on process will be made on the April. For the process of the GO Bond steps have to be done for the June 2, 2009 election there must be a resolution passed giving the Finance Director direction to file application for approval of the bonds with the Local Government Commission as required by North Carolina General Statute 159-51, and is designated the representative of the Village for that purpose. The motion was adopted by the following vote:

**AYES: 5  
NAYS: 0**

Calvin stated the Village Clerk has the Original Record and the Notice of Intent will be published in the paper.

Calvin stated the Resolution of Village of Bald Head Island declaring the Villages intent to reimburse itself for expenditures incurred in connection Integrated Beach Protection Plan. Calvin asked for approval from Council with passing the Resolution.

Mayor Lammert entertained a motion for approval. Councilor Douglas made motion for approval.

**(Motion Carried 5-0)**

Calvin stated to Council that the NC General Statute allows combining projects for one loan and how the loan operates with suggestions on how to borrow monies. Calvin explained several projects that could be used as collateral, stating NC does not finance for Sand Replacement.

Questions were recommended Municipal Offering and Calvin responded by saying NC has not used Municipal Offerings for sand and there are two options one being Installment Financing or General Obligation Bond.

Joyce Fulton verified that the financing would not be finalized until April. Calvin agreed.

Calvin stated he was directed by Council to research and start the application with the GO Bond, with the bid on Village Hall delayed for one month.

Calvin explained from the Division of Water Resources with the State of N.C.; the federal stimulus package also includes a provision that increases the eligibility limit for bank qualified (BQ) bonds to \$30 million from \$10 million." Calvin stated this is beneficial for the Village and could save the tax payers monies. Calvin discussed the process and the types of collateral required.

John ... stated he had concerns with bonds and loans with the economy the way it is. Calvin replied he spoke with subjects from RBC in Raleigh and showed plats, surveys and projects and RBC stated this should be able to be done with \$12.5 million in collateral. After speaking with BB&T, Calvin stated this would be enough to cover the bank note.

**4.3- Aquifer Study-** Calvin stated the Village has an agreement with BHI Club golf course and use of lagoons as Infiltration Ponds with both agree the importance of the Aquifer quality of the Island. Dr. Paul Hearty with BHI Conservancy has made recommendation (attached) envisions 3 components: Well Head Survey; Additional monitoring wells; Aquifer Study. Project will be paid for by transferring savings from Hole #14, RO Line and 3<sup>rd</sup> RO Unit project. Calvin asked for approval from Council. Councilor Douglas made motion, with all in approval.

**(Motion Carried 5-0)**

Calvin spoke to Council on the Modification Agreement with BB&T. This would modify Original Agreement to reduce the rate of interest payable by the Village on the outstanding balance of the principal amount financed pursuant to the Original Agreement from an annual interest rate of 3.79% to an annual interest rate of 3.59%. Calvin asked for approval from Council. Mayor Pro Tempore Sayre made motion, with all in approval.

**(Motion Carried 5-0)**

**4.4- Lagoon 3 Status Report**- Attorney Baldwin stated this is still being worked on with BHI Club and BHI Limited.

**5. Committee Reports**

**5.1 Beach**

**5.1a- Committee Recommendation**- Councilor Douglas made recommendation for installation of 911 phone on beach access 39. Also, Beach Committee made recommendation for a traffic census on the beaches for a safety measure. Beach Patrol Staff will assist with the traffic census.

**5.2 Finance**- Mayor stated the Finance Committee is working on the 5 year plan.

**5.3 Public Safety**-

**5.3a- Committee Appointment**- Councilor Morris made recommendation for Brian Johnson for appointment on the committee. **(Motion Carried 5-0)**

**5.4 Public Works**-

**5.4a- Committee Appointment**- Mayor Pro Tempore made recommendation for Vick Smith for appointment on the committee. **(Motion Carried 5-0)**

**5.5 Transportation**- No comment

**6. Monthly Reports**

**6.1 Manager's Report**- Calvin discussed action taken place this Work Session. Calvin stated the General Assembly passed a requirement of all new in ground irrigation systems that are tied to Municipal Water supplies must have a separate meter. This is effective July 1, 09.

**6.2 Police Report**- Chief Herring stated the Police Department has received 47% surveys returned and suggested to return if not done so. Chief Herring reminded to register golf carts.

**6.3 Fire/EMS Report**- Chief Munna explained the situation of the Ambulance Fire in B Lot. Chip explained if there is a claim for fire damage to a personnel vehicle to contact their personnel insurance company.

**7. Comments, Reports and Questions**

**7.1 Citizens**- A citizen asked about the distance between emergency beach accesses. Chip answered the distance is approximately 2 miles distance and explained the situation for asking for an emergency beach access.

**7.2 Bald Head Association**- None

**7.3 Bald Head Island, Limited**- None

**7.4 Bald Head Island Conservancy**- Suzanne spoke in reference to the ongoing Rabies on the Island and reminded if they noticed any unusual animal behavior to contact the Police Department or the Conservancy. Corp issues are still an issue with the Conservancy and are studying with the Natural Resource and Assessment. Suzanne thanked the Turtle Central volunteers with a luncheon today.

**7.5 Bald Head Island Club**- Robert Norton stated Hole 14 looks well and very pleased with turnout. The Paver system is being put down now. Mayor thanked the Club for allowing the Village to do this.

**7.6 Mayor and Council**- Mayor stated he had requested zip code for the Island. Mayor received letter stating due to budget constraints it could not be done. The Postal Service agreed to add the physical addresses for Bald Head Island under the Post Office number; therefore this will show the address is on Bald Head Island. The date of starting is unknown at this time. The Mission Statement and 2009 Council Priorities will be posted on the Village web site.

8. **Adjournment**- Mayor Lammert entertained a motion for adjournment at 4:00 p.m., with Councilor Douglas making the motion. In a voice vote, all voted in favor. **(Motion Carried 5-0)**

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Larry Lammert  
Mayor

**ATTEST:**

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Debra C. Talbert  
Village Clerk