

Village of Bald Head Island Council Meeting

March 14, 2008, 3:00 p.m.

Location: Bald Head Association

Councilmembers Present: Mayor Larry Lammert, Mayor Pro Tempore J. Andrew Sayre, Councilman Douglas, Councilman Morris, Councilman Pitera

Staff Present: Village Manager Calvin Peck, Assistant Village Manager/ Planning Director Chris McCall, Finance Director Deb Straub, Executive Assistant/ Human Resource Officer Dawn Reno, Daralyn Spivey with Development Services, Police Chief Richard Herring, Chief of Emergency Services Chip Munna, Public Works Director Ben Liddle, David Suther with Utilities, Systems Administrator David Cox, Attorney Charles Baldwin, and Interim Village Clerk Debbie Talbert recording the meeting.

Others Present: Suzanne Dorsey with BHI Conservancy, Joyce Fulton with BHI Limited, Joe Brawner with the Club, Bob Leisgang, Richard Mesaris, Fran Stevens, Dick Johnston, Robert Norton

1. Call to Order/ Approval of Agenda Mayor Lammert

Mayor Lammert called the March 14, 2008 Village Council Meeting to order at 3:00 pm. Councilman Pitera made a motion to approve the Council Meeting agenda as presented. In a voice vote, all voted in favor. **(Motion 5-0)**

2. Public Hearing

2.1 Commercial Fire Monitoring System Ordinance Change

Chief Munna explained that the change in the ordinance would be only for Commercial structures.

Joyce Fulton read a statement from Limited as follows:

“Limited supports, in the interest of improved safety and response time, the proposed requirement that all new residential and commercial structures be equipped with fire monitoring systems. However, Limited is strictly opposed to that portion of the draft ordinance requiring the retrofitting of pre-existing structures. This opposition is not rooted in the specific requirement for monitoring systems, but rather in the fact that passing an ordinance mandating a previously permitted, code-compliant structure to be brought to current building code standards (or those set by a Village Ordinance) sets a precedent that Limited does not believe the repercussions of which have been explored. The elimination of a grandfather clause for any reason opens the door for any

Island resident to be made to comply with “moving target” standards and is thus costly and detrimental to the community. Such a provision is counter to the general percepts by which regulatory compliance is conducted from the local and Federal levels of government. Therefore, BHI Limited is wholeheartedly opposed to the adoption of any retroactive policy in a Village Ordinance.”

Chip stated that changing this ordinance has to go through several steps and this has to go to the State Building Code Council and be presented and be approved at a Public Hearing through the State.

Mayor asked if anyone else had any comments. With no other comments, Mayor closed the Public Hearing.

3. Consent Agenda

3.1 Approval of Minutes

- January 25, 2008 Work Session
- January 25, 2008 Regular Session
- February 15, 2008 Work Session
- February 15, 2008 Regular Session

3.2 Tax Release—*Dawn Reno*

Mayor Lammert motioned for approval of minutes and tax release. Councilman Morris made motion, with all approval.

(Motion 5-0)

4. Old Business

4.1 Update on Beach Private Sand Placement- *Calvin Peck*

Calvin stated that the Village is working on an Environmental Assessment and has submitted draft ea to Federal State Agencies and have received comments back from Division of Coastal Management. The Village is still waiting on comments from the Corp of Engineers and changes made to the draft. When an agreement is made, the Village will apply for a permit with a final ea.

4.2 Set Public Hearing Date for Approval of the Preliminary Middle Island Sewer Extension Assessment Roll

Chris explained the conditions and process of setting the Public Hearing. Chris stated that the sewer and lines have been set and the cost has occurred. The cost would be \$496,550.63. The Preliminary Assessment Roll determines which tax parcels are included in the sewer lot assessment. There will be letters sent to the property owners prior to the Public Hearing. Chris stated that the Preliminary Sewer Assessment Roll will be at the Village Clerks desk for review.

Mayor asked Council to make a motion to set a public hearing for April 11, 2008. With a voice vote, all approved.

(Motion 5-0)

4.3 Consideration and Approval of the Amendment to the Village Commercial Fire Monitoring System

Mayor asked Council motion for the Consideration and Approval of the Amendment to the Village Commercial Fire Monitoring System.

Councilman Douglas made motion with all approval. **(Motion 5-0)**

5. New Business

5.1 Phase 1 Water Conservation

Mayor stated that Council had Bald Head Island into Phase 1 Voluntary Conservation which means level has been changed.

5.2 Financial Statement- February 2008

Deb Straub stated that the February statement has been well and that the revenues are working well. The budget for next year is being worked on and is looking good.

6. Committee Reports

6.1 Beach- Councilman Douglas stated there were seven beach accesses that need to be addressed in reference to renovation of the walkways.

6.2 Finance- Working on the 5 year plan.

6.3 Public Safety- Councilman Morris stated the roads have been walked and suggestions have been made to the Public Works Committee for review.

6.4 Public Works- Richard Mesaris stated the roads up for review were looked at and will be addressed. Richard also asked for a proper survey is done on Muscadine for the boundaries.

6.5 Transportation- Councilman Pitera stated that Woody Fulton is putting in five spaces for overnight parking. The charge would be \$5.00.

7. Monthly Reports

7.1 Manager's Report

Calvin stated that the Staff of the Village have been discussing with different agencies on the Island and off in reference to the drought. In agreement with others, the coast is in a moderate drought. The Council agrees to go to a Phase 1 Voluntary Conservation and use voluntary water restriction. Calvin stated that turning off the RO will result in Brunswick County water being more cost so he urges to conserve water. Utilities Building is going up and expects it the steel to be completed by the 24th of March and the Public Works building project will be started soon.

Chris stated that the Village filed a Field and Protest on the Flood and Rain Mass that occurred on June 2006. Things are being followed up in

Raleigh. Calvin followed by saying the buoy on South Beach has been removed. The Laughing Gull storm water improvement project is on going. Calvin stated that the ICE permits are going well with Limited and Limited is going to extend the contract. Paving on Stede Bonnet has bids out and plan on the last week in April. Calvin stated also that South Bald Head median maintenance has bids out. The Budget calendar for the upcoming calendar year is planned for May 6th. The Public hearing will be set for May 16th at the Council meeting. The adoption of the Budget for the upcoming year will be set for June 13th Council meeting. Calvin stated that the Corp of Engineers have replied in reference to the Wilmington Harbor project maintenance dredging that was done last year where the Village teamed with the State and funded \$1.6 million. The final accounting is complete and \$760,000.00 surplus that will be divided between the State and Village and the monies received will be placed back in the Beach fund.

7.2 Police Report - Chief Herring stated that Easter weekend is soon and to be cautious and careful and if problems arise on the Island to call 911.

7.3 Fire/EMS Department- Chip stated that the Village has received several Public Safety proposals and has interviewed three firms with much approval. Chip reminded the Public of the Chili Dinner being held at the Fire Department by the Public Safety Committee on March 26 at 5:00 p.m.

8. Comments, Reports and Questions

8.1 Citizens- Richard Mesaris asked if the Public Water restrictions would be posted. The Mayor replied that it would be posted on the Island website and flyers.

8.2 Bald Head Island Association- none

8.3 Bald Head Island, Ltd. - Joyce Fulton stated that the Transportation ferry will be running every 30 minutes for the Easter holiday. This would include Friday, March 21st and Monday, March 24th. Joyce also stated the overnight parking idea was Councilman Pitera and the committee and will work out very well. Also, a ticket will not be given out this will be a contract that is signed when reserving a parking space for the night or week.

8.4 Bald Head Island Conservancy- Suzanne Dorsey stated that Jeff Harms started this Monday, March 10th. Suzanne stated the Deer Forum is March 21st at 2:00 and the Deer group will be on the Island this weekend to finish up with the tagging of the deer. UNCW Honors Program will be April 27TH at 1:00 and will be discussing these reports and the Conservancy recommends the Council to be there.

Suzanne also encourages being conservative with water. Suzanne stated that the Conservancy offers a program for plant salvage and relocating plants.

8.5 Bald Head Island Club- No comment

8.6 Mayor and Council- Mayor stated the rain barrels were white and costing \$60.00 each. These barrels will be displayed at Village Hall and they will be advertised when they arrive on the Island. Mayor asked if Joyce would thank Woody with the assistance with the NOV.

9. Adjourn

With no additional items for discussion the Mayor called for a motion to adjournment. In a voice vote, all voted in favor. **(Motion 5-0)**

The March 14, 2008 Village Council Meeting adjourned at 4:05 p.m.