

VILLAGE OF BALD HEAD ISLAND
Regular Meeting
September 15, 2006

Councilmembers Present: Mayor Larry Lammert, Mayor Pro Tempore Andy Sayre and Councilors Art Morris and John Pitera.

Councilmembers Absent: Councilor Gene Douglas,

Staff Present: Acting Village Manager Chris McCall, Police Chief Richard Herring, Chief Chip Munna, Building Inspector Stephen Boyett, Public Works Director Ben Liddle, Finance Director Shelia Boyd, Tax Administrator Dawn Reno, Utilities Director Ken Bowling, Acting Village Attorney Michael Myers and the Village Clerk Amy Candler recording the meeting.

Others Present: Bald Head Island Limited Director of Communications Joyce Fulton, Bald Head Association Manager Joey Hill, Bald Head Island Conservancy Director Suzanne Dorsey, Bald Head Island Conservancy Naturalist Melissa Hedge and Hillary Snow with the State Port Pilot.

Citizens Present: Ray Webb, Diane Mesaris, Brooks Powell, Brenda Quanstrom and Marianne Link.

1. Call to Order/Approval of Agenda Mayor Lammert

Mayor Lammert called the September 15, 2006 Regular Meeting to order at 3:00 p.m. Mayor Lammert asked for amendments to the regular meeting agenda. With no changes to the Council Meeting Agenda, Mayor Pro Tempore Sayre made a motion to approve the agenda as submitted. In a voice vote, with Councilor Douglas absent, all voted in favor. **(Motion carried 4-0)**

At this time Mayor Lammert introduced and welcomed the new Village Manager, Calvin Peck.

2. Public Hearings

2.1 A Public Hearing on an Ordinance Adopting and Enacting a New Code, Providing for Certain Ordinances not Included Therein; Providing a Penalty for the Violation Thereof; Providing for the Manner of Amending such Code and Date this Ordinance Shall Become Effective.

At this time Mayor Lammert opened the Public Hearing regarding the adoption of the Code of Ordinances. Mr. Myers explained that the Code of Ordinances is a document that has taken all of the ordinances of the Village that have been adopted by the Council over the years and placed them in a single document. He advised that the Village will allow for a two (2) year phase in period to handle any type of conflict that could arise within the time period.

With no one interested to speak regarding the Code of Ordinances, Mayor Lammert closed the Public Hearing.

2.2 A Public Hearing on an Ordinance Amending the Text of Section 3.4, Item A, Entitled "Issuance of Landscape Permit"

Mayor Lammert opened the Public Hearing regarding the amendment to the issuance of a Landscape Permit. Mr. Boyett explained that the adoption of the amendment to the landscape ordinance will allow for the pruning of limbs larger than five

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inches (5”) in caliber by obtaining the proper landscape permit from the Village. With no citizen comments, Mayor Lammert closed the Public Hearing.

2.3 A Public Hearing on an Ordinance Adopting and Enacting the Removal of Beach Equipment from the Village of Bald Head Island Beaches

Mayor Lammert opened the Public Hearing regarding the removal of beach equipment. Ms. Dorsey explained that people leaving their beach equipment on the beaches over night has become a real noticeable problem this year. She advised that sea turtles could get caught up in this equipment and adversely affected. With no citizen comments, Mayor Lammert closed the public hearing.

3. Consent Agenda

3.1 Approval of Minutes August 18, 2006, Worksession Meeting
August 23, 2006, Special Meeting

3.2 Approval of Notification of Foreclosure Procedures of a Delinquent Property Tax

Budget Ordinance Amendment

3.3 Capital Project Ordinance—*Village Facilities Construction/Expansion*

Mayor Lammert advised that the consent agenda consists of the minutes, a notification of foreclosure which allows the tax collector to move forward with the foreclosure process due to delinquent property taxes and an amendment to the Capital Project Ordinance that will allow for the improvements to the trash receptacle and recycle center. Council Morris made a motion to approve the consent agenda. In a voice vote with Councilor Douglas being absent, all voted in favor. **Motion carried (4-0)**

4. Old Business

4.1 Update on Various Beach Meetings

Mayor Lammert advised that the Village had a very productive meeting with the Corps of Engineers. He further advised that several representatives for the Village attended the meeting. Mayor Lammert explained that the channel maintenance around Bald Head Island was the only area that was not fully funded. He commented that should the funding be met, 1.3 million cubic yards of sand should be available to be placed on the Bald Head Island Beaches.

4.2 Introduction of the Village Manager

Mayor Lammert introduced Mr. Peck earlier in the meeting.

4.3 Direction of Council of the Village Centralized Sewer System Tap On Policy for the Island

Mayor Lammert reported that the Village Council agreed to give property owners twenty (20) years to tap onto the centralized sewer system. He advised that this policy will be incorporated into the Village Utility Policy which will come before Council next month.

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4.4 Update on the Southport Mega Port

Mayor Lammert reported that he had the opportunity to attend a luncheon on September 6th with several of the key players in regard to the Mega Port. He advised that he asked these representatives to come to Bald Head Island and hold a public forum and answer questions the citizens of Bald Head might have. He asked that any interested citizens contact Ms. Candler to sign up.

Ordinances

4.5 Consideration and Approval of an Ordinance Adopting and Enacting a New Code, Providing for Certain Ordinances not Included Therein; Providing a Penalty for the Violation Thereof; Providing for the Manner of Amending such Code and Date this Ordinance Shall Become Effective.

Mayor Pro Tempore Sayre made a motion to adopt the Village Code of Ordinances. In a voice vote with Councilor Douglas, all voted in favor. **(Motion carried 4-0)**

4.6 Consideration and Approval of an Ordinance Amending the Text of Section 3.4, Item A, Entitled "Issuance of Landscape Permit"

Councilor Pitera made a motion to approve the amendment of the text to the ordinance entitled "Issuance of Landscape Permit." In a voice vote with Councilor Douglas being absent, all voted in favor. **(Motion carried 4-0)**

4.7 Consideration and Approval of an Ordinance Adopting and Enacting an the Removal of Beach Equipment from the Village of Bald Head Island Beaches

Councilor Morris made a motion approving the ordinance regulating the removal of beach equipment from the beaches of Bald Head Island. In a voice vote with Councilor Douglas being absent, all voted in favor. **(Motion carried 4-0)**

5. New Business

5.1 Financial Statement-August, 2006—*Shelia Boyd*

Ms. Boyd reported that the Village collected \$385,000 in General Fund Revenue and \$218,000 in the Utility Fund Revenue for the month of August. She further reported that the Village had \$254,000 in expenditures from the General Fund with \$12,000 going toward legal fees. The Utility fund expended \$128,000.

5.2 Consideration and Approval of Franchise Agreement with Brunswick County regarding EMS Services, Mutual Aid and Funding—*Chief Munna*

Chief Munna reported that the stated agreement is a annual agreement signed between Brunswick County and the Village. He advised that this agreement also sets forth the funding that comes from Brunswick County.

First Reading and Set a Public Hearing Date

5.3 An Ordinance Amending the Text of Section 8.7 (1) Entitled "Dimensional Density and Structure Requirements"

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Mr. Boyett advised that the Village Council appointed an ad-hoc committee for a recommendation on the freeboard issue. The committee was also charged to look into the structure requirements regarding the building height. Mr. Boyett proposed to change the reference mark for the over all building height to five foot mean sea level when the virgin low point is below five (5) under the footprint of the house. Mayor Lammert added that the public hearing on the amendment will be held at the October meeting.

5.4 Amending the Text of the Zoning and Subdivision to be in Compliance with 2005 Planning Legislation

Mr. McCall explained that there are several amendments that need to be made to the Village Zoning Ordinance to secure compliance with changes made during the 2005 Legislation. He advised that most of the changes are minor. Mayor Lammert added that the public hearing on the amendments will be held at the October meeting.

6. Committee Reports

6.1 Beach

Anne Kane

There was no report from the Beach Committee at this time.

6.2 Finance

John Knott

There was no report from the Finance Committee at this time.

6.3 Public Safety

Don Tillman

In the absence of Mr. Tillman, Councilor Morris reported that the Public Safety Committee recommended to the Village Council that all persons operating a motorized vehicle have a valid driver's license. This includes golf carts, scooters, etc. He reported that the Village Council directed Staff to move forward with an amendment to the ordinance that would allow for the issuance of a citation for any unlicensed driver to operate any type of motorized vehicle on the Island.

6.4 Public Works

Richard Mesaris

In the absence of Mr. Mesaris, Mr. Liddle reported that the Committee is going to start working on a wood chipping policy. Mr. Liddle advised that the Public Works site is now open on the weekends.

6.5 Transportation

Wayne Lambert

There was no report from the Transportation Committee at this time.

7. Monthly Reports

7.1 Manager's Report

Acting Manager McCall

Mr. McCall reported that Westervelt Wildlife has installed eighteen (18) cameras on the Island for the infrared deer study. The final report should be to Council by mid October.

Mr. McCall reported that the first annual Village Hall Day is scheduled for September 22nd from 10:00 a.m. until 3:00 p.m. He advised that lunch will be served between 11:00 a.m. and 1:00 p.m.

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7.2 Police Department

Chief Herring

Chief Herring reported that the month of August was a busy month for the Police Department. He advised that the Department will start their required training next month.

7.3 Fire/EMS Department

Chief Munna

Chief Munna reported that the Fire/EMS Department received a total of seventy-five (75) calls during the month of August. He further reported that damage was minimal during Ernesto. Chief Munna reported minor flooding as well as wind damage.

8. Comments, Reports and Questions

8.1 Citizens

There were no citizen comments at this time.

8.2 Bald Head Island Association—Bob Porter President

In the absence of Mr. Porter, Ms. Hill thanks the Village Council for their support of the Fort Holmes Trail Project. She also reminded everyone that October 14th is clean up day on the Island.

8.3 Bald Head Island, Ltd.—Joyce Fulton

There was nothing to report from Bald Head Island Limited at this time.

8.4 Mayor and Council

Mayor Lammert advised that the Village is going to start promoting red shirt Friday's in honor of the United States Military.

9. Adjourn

Mayor Lammert asked for any additional items for discussion. With no additional items for discussion, Mayor Pro Tempore Sayre made a motion to adjourn the September 15, 2006 Council meeting. In a voice vote with Councilor Douglas being absent, all voted in favor. **(Motion carried 4-0)**

The September 15, 2006 Council Meeting adjourned at 3:44 p.m.

Approved:

Larry Lammert, Mayor

Attest:

Amy R. Candler, Village Clerk

