

Village of Bald Head Island
Council Meeting
July 15, 2005

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

Councilmembers Absent: John Pitera

Staff Present: Village Manager Jon Middleton, Chief of Emergency Services Chip Munna, Finance Director Shelia Boyd, Police Captain David Cox, Public Works Director Ben Liddle, Village Attorney Charles Baldwin and Village Clerk Amy Candler recording the meeting.

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

Citizens Present: Carol Morris, Pat Lammert, Marianne Link, Judy Porter, Bob Flynn, Don Tillman, Judy Brawner, Bob Liesegang, Anne Kane, Helen Rozar, Rob Marshall, King Triplett and Bill Berne.

1. Call to Order/Approval of Agenda Mayor Lammert

Mayor Lammert called the July 15, 2005 Council meeting to order at 3:00 p.m. Councilor Morris made a motion to approve the agenda as presented. In a voice vote with Councilor Pitera being absent, all voted in favor. **(Motion carried 5-0)**

2. Public Hearing

2.1 2005-011, An Amendment to the Ordinance of the Village of Bald Head Island Amending the Text of the Sign Ordinance, Article 6, Section 2, Item 6, Entitled "Subdivision or Project Identification"

Mayor Lammert opened the public hearing and asked if anyone had comments. Ms. Fulton commented that she was speaking on behalf of the Stage II Property Owners Association. She advised that the Stage II Board and Bald Head Association requested a text amendment to allow additional signage within a Planned Unit Development (PUD). The signage would identify each multi-family site contained within a PUD. This would help visitors and guests locate properties within the PUD. She emphasized that this text amendment impacts only a PUD area. Mayor Lammert closed the public hearing.

2.2 2005-012, An Amendment to the Ordinance of the Village of Bald Head Island Amending the Text of the Planned Unit Development Ordinance, Section XIII (13.2), Entitled "Definitions"

Mayor Lammert opened the public hearing and asked for comments regarding the proposed amendment. With no one wishing to comment, Mayor Lammert closed the public hearing.

2.3 2005-013, An Amendment to the Ordinance of the Village of Bald Head Island, Amending its Ordinance to Regulate Protection of the Groinfield

Mayor Lammert opened the public hearing regarding the amendment to the Groinfield Ordinance and asked for comments. Ms. Kane asked if signage will be posted to notify the

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- 4.3 Second Reading and Consideration and Approval
2005-012, An Amendment to the Ordinance of the Village of Bald Head Island Amending the Text of the Planned Unit Development Ordinance, Section XIII (13.2), Entitled “Definitions”

Mayor Pro Tempore Sayre made a motion to approve the amendment to definitions of the Planned Unit Development Ordinance (PUD). In a voice vote, with Councilor Pitera being absent, all voted in favor. **(Motion carried 4-0)**

- 4.4 Second Reading and Consideration and Approval
2005-013, An Amendment to the Ordinance of the Village of Bald Head Island, Amending its Ordinance to Regulate Protection of the Groinfield

Mayor Pro Tempore Sayre made a motion to approve the amendment to Groinfield Ordinance. In a voice vote, with Councilor Pitera being absent, all voted in favor. **(Motion carried 4-0)**

5. New Business

- 5.1 Financial Statements—June, 2005

Ms. Boyd reported that the June financial statements reflect the year end numbers for fiscal year 2004-2005. She further reported that \$584,000 earmarked for the beach fund from the 2004-2005 Accommodations Tax collections. She further advised that the Investment line item increased 100% last fiscal year, while Vehicle Permits increased \$20,000 and the Building Permits line item decreased \$80,000 from last year. Ms. Boyd confirmed that during the month of June \$96,000 was spent from the Beach Fund for engineering fees, legal fees and beach monitoring.

- 5.2 **Resolution 2005-015**, A Resolution Recognizing Donna Mitchell for Her Years of Dedication to the Old Baldy Foundation

Mayor Lammert advised that the Village Council would like to recognize Donna Mitchell for her years of continued service and dedication to the Old Baldy Foundation. The Mayor asked Ms. Candler to read the resolution. Mayor Pro Tempore Sayre made a motion to approve the resolution recognizing Donna Mitchell. In a voice vote, with Councilor Pitera being absent, all voted in favor. **(Motion carried 4-0)**

- 5.3 Marina Area Parking

Mayor Lammert advised that he wanted to make the citizens aware that as of Monday, July 18th, they would no longer be allowed to park in the Marina area. He explained that the Village knew nothing of this happening until the notices started showing up on the carts parked in the area.

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6. Committee Reports

6.1 Beach

Anne Kane

Ms. Kane reported that a membership vacancy has just occurred on the Beach Committee and advised any interested citizen to stop by Village Hall and complete a Committee Application.

6.2 Finance

John Knott

In the absence of Mr. Knott, Mayor Lammert advised that the Finance Committee will meet next week and will therefore have a report at the August meeting.

6.3 Public Safety

Bob Liesegang

Mr. Liesegang reported that the Public Safety Committee, as well as the Village Council at the morning meeting, agreed to an effort to advertise several websites of sex offenders. He emphasized that we do not have a problem of sex offenders on the Island but the Committee is trying to prepare and stay ahead of the game by informing the public.

6.4 Public Works

Joe Ridgeway

In the absence of Mr. Ridgeway, Mr. Liddle reported that the Public Works Committee is still working on a cost analysis of recycling on the Island versus no recycling.

6.5 Transportation

Wayne Lambert

In the absence of Mr. Lambert, Mayor Lammert advised that the Transportation Committee needs additional members. He encouraged any interested citizen to come by Village Hall and fill out a Committee Application.

7. Monthly Reports

7.1 Manager's Report

Manager Middleton

Manager Middleton reported that Progress Energy is scheduled to begin electrical repairs work next week and they hope to have the repairs completed by the beginning of August. He advised that there are no planned power outages but the citizens will be notified if something comes up and the power to the Island has to be interrupted.

Mr. Middleton reported that Phase I of the Rope and Pole Project is complete. He advised that the Public Works Department is taking a break from the project to get caught up on other tasks but will begin Phase II at the beginning of August.

Mr. Middleton reported that the Village received three (3) bids for the new fire truck. The bids are currently being reviewed by the Fire Chief. He advised that after the review of the bids is complete, he will prepare the Notice of Award to the lowest responsible bidder.

Mr. Middleton reported that Project Works completed the rebuilding of the Public Beach Accesses that were damaged from the storms that caused the extensive erosion.

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Mr. Middleton reported that National Lighthouse Days Celebration is scheduled for August 6th on the Old Baldy grounds. He advised that the Village Council approved the use of the Village Grounds for a Civil War Reenactment campsite for the weekend of the celebration.

7.2 Police Department Captain Cox

Captain Cox reported that due to the increased summer population there has been an increase of underage drinking and driving as well as various other violations. He advised that the Department is currently in the process of issuing annual ICE permits.

7.3 Fire/EMS Department Chief Munna

Chief Munna reported that the Department had a total of forty-six (46) calls during the month of June. He advised that the July 4th Holiday weekend was relatively quiet and the Police Department did a great job keeping up with the fireworks on the Island. Chief Munna reported that he will have a recommendation to the Village Manager regarding the new fire engine within the next few days.

8. Comments, Reports and Questions

8.1 Citizens

Ms. Link asked if the parking situation at the marina is permanent or temporary. Ms. Fulton advised that the ten (10) parking spaces at the marina have been completely abused over the years. She advised that the area behind Island Passage is to be used for overnight parking. She commented that at build out, there will be more than four thousand (4,000) golf carts on the Island. The Developers short term solution is the proposed cart barn that is included in the overall marina plan. The long term solution, which was recommended by Bald Head Island Limited in 1996, is an Inter Island transportation system. She emphasized that if the Village were to sponsor an Inter Island Transportation System, the Village ICE Ordinance would have to be amended. She suggested that the citizens use the tram service or arrange for a neighbor to carry them and pick them up from the ferry landing. Ms. Link asked if there is a charge for the tram service. Ms. Fulton commented that tram service is included with the bulk rate tickets, the \$12.50 tickets and the \$15.00 tickets. Ms. Link asked if parking is allowed on the edges of the streets. Captain Cox answered that parking is not allowed on the Village right-of-way. Ms. Link asked if the Village has any suggestions as a solution this problem. Mayor Lammert advised that the Village cannot offer any type solution to this problem at this time. He further advised that the Council has a concern for the residents with handicaps but can offer no solution. Ms. Link commented that the parking situation is a terrible inconvenience to the residents and the Developer should have allowed additional notice to the residents. Ms. Fulton emphasized that Bald Head Island Limited has informed the citizens for ten (10) years that Transportation would eventually need this area to park the trams and buses. She added that perhaps if property owners would have been more considerate and not have parked eighteen (18) golf carts in ten (10) spaces and block ingress and egress of Transportation, this would not have happened. Mayor Lammert concurred that the plan for the marina area has yet to be approved. Dr. Berne spoke up and thanked Ms. Fulton for slapping the resident's hands and punishing them for them doing

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what has been done for many years in the past. Mr. Flynn commented that perhaps the Village needs to use their powers of emanate domain and take over the marina area.

8.2 Bald Head Island Association—Bob Porter President

There were no comments from the Bald Head Island Association at this time.

8.3 Bald Head Island, Ltd.—Joyce Fulton

Ms. Fulton had nothing else to add on behalf of Bald Head Island Limited at this time.

8.4 Mayor and Council

There were no additional comments for the Mayor and Council at this time.

9. Adjourn

With no additional items of discussion, Mayor Lammert entertained a motion to adjourn the July 15, 2005 Village Council Meeting. Mayor Pro Tempore Sayre made the motion to adjourn. In a voice vote, with Councilor Pitera being absent, all voted in favor. **(Motion carried 4-0)**

The meeting adjourned at 3:45 p.m.

Approved:

Larry Lammert, Mayor

Attest:

Amy R. Candler, Village Clerk