



Minutes
Town of Atlantic Beach, North Carolina
Town Council Meeting
Monday, August 22, 2016



The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday, August 22, 2016 at 6:00 p.m. in the Council Meeting Room, 125 West Fort Macon Road, Atlantic Beach, North Carolina.

Members Present: Mayor A. B. Cooper, III; Mayor Pro Tem Danny Navey; Councilmembers: Harry Archer, Ann Batt, Eddie Briley and John Rivers

Members Absent: None

Others Present: David Walker, Town Manager; Derek Taylor, Town Attorney; Katrina Tyer, Town Clerk; Sabrina Simpson, Administrative Service Director; Jeff Harvey, Police Chief; Michelle Shreve, Planner; John Harrell, Chief Inspector; Marc Schulze, Public Service Director; Arrington Moore, Management Assistant

CALL TO ORDER and PLEDGE OF ALLEGIANCE

Mayor Cooper called the meeting to order at 6:00 p.m. Mayor Pro Tem Navey led the assembly in the Pledge of Allegiance.

APPROVAL OF AGENDAS

Councilmember Archer made a motion *to approve* the agenda. Seconded by Councilmember Briley. Vote was unanimous, 5-0. Motion carried.

4. CONSENT AGENDA

- a) Financial Report
- b) Budget Transfer
- c) Budget Amendment – Fee Schedule Appendix B
- d) Tax Collection Report
- e) Tax Releases
- f) Tax Refunds – Freeman and Roberts
- g) Ordinance 16-08-02: Ordinance amending Chapter 16, Section 16-15 Seasonal Speed Zones
- h) Town Council Meeting Minutes: 7/25/2016

(Clerk's Note: a copy of Consent Agenda items are attached and therefore made a part of these minutes.)

Councilmember Batt made a motion *to approve* the Consent Agenda. Seconded by Mayor Pro Tem Navey. Vote was unanimous, 5-0. Motion carried.

5. CITIZEN REQUESTS/COMMENTS

None.

6. PUBLIC HEARING on Amendment to Chapter 18, Unified Development Ordinance; Article, II, General Regulation; Section 2.25(B) Encroachments

Michelle Shreve, Planner, reviewed the requested amendment. Section 2.25(B) of the Unified Development Ordinance currently states:

Encroachment Into Setbacks. No structure (except fences) or any part of a septic system shall be allowed within any setback area, except in encroachment areas of public rights-of-way approved and recorded in accordance with Section A. Setback lines shall be measured from the owner's property lines and not from adjoining easement lines.

With recent development initiatives, it has become apparent that the ordinance may have intended to include “or any part of a septic system” within the parenthetical exception.

The Carteret County Health Department regulates the septic systems that serve our residents under North Carolina law 15A NCAC 18A Section .1900 Sewage Treatment and Disposal Systems, which allows for certain distances between property lines based on the size of the system, the configuration of existing/proposed development, and the year the lot was platted. This amendment will allow the Carteret County Health Department to have greater authority and flexibility regarding septic system regulation in Atlantic Beach.

Councilmember Briley made a motion *to enter public hearing* on Amendment to Chapter 18, Unified Development Ordinance; Article, II, General Regulation; Section 2.25(B) Encroachments. Seconded by Councilmember Batt. Vote was unanimous, 5-0. Motion carried.

No Public Comments.

Councilmember Briley made a motion *to close public hearing* on Amendment to Chapter 18, Unified Development Ordinance; Article, II, General Regulation; Section 2.25(B) Encroachments. Seconded by Councilmember Archer. Vote was unanimous, 5-0. Motion carried.

- a) **Approval of Resolution 16-08-01:** Resolution of Plan Consistency in Accordance with G.S. 160a-383 for Amendments to Article 2, General Regulations; Section 2.25 Encroachments; of the Unified Development Ordinance

Councilmember Archer made a motion *to approve* Resolution of Plan Consistency in Accordance with G.S. 160a-383 for Amendments to Article 2, General Regulations; Section 2.25 Encroachments; of the Unified Development Ordinance. Seconded by Councilmember Rivers. Vote was unanimous, 5-0. Motion carried.

- b) **Approval of Ordinance 16-08-01:** Ordinance Amending Chapter 18, Unified Development Ordinance; Article, II, General Regulation; Section 2.25(B) Encroachments

Mayor Pro Tem Navey made a motion *to approve* Ordinance 16-08-01: Ordinance Amending Chapter 18, Unified Development Ordinance; Article, II, General Regulation; Section 2.25(B) Encroachments. Seconded by Councilmember Batt. Vote was unanimous, 5-0. Motion carried.

7. Review of Park Security Camera System

Over the past few months Jeff Harvey, Police Chief, has met with several companies reviewing park security systems for the park and is recommending AAA Security Systems and Protection1 Security in the amount of \$16,867.21. The cameras will be attached to the Duke Energy lighting poles to be installed at the park, installation is included in the price. The cameras provide clarity up to 361 feet. All video information will be transferred by a secured feed viewable at the police department, in patrol cars and on smart phones through a recorder on site.

Council discussed confidentiality and record keeping. It was the consensus that cameras are needed at the park.

Councilmember Rivers made a motion *to approve* AAA Security Systems, Inc. proposal for park security camera system in the amount of \$16,867.21. Seconded by Councilmember Archer. Vote was unanimous, 5-0. Motion carried.

TOWN MANAGER'S REPORT

- a) Review of Stormwater Projects and Cost Estimates

Mr. Walker showed a map of past projects demonstrating the locations were intended to benefit areas where the most full time residents live. We are seeking tentative approval for issuing a change order in the amount of \$247,052.72

to Sunland Builders Inc.'s existing contract to add Phase I of Old Causeway and potentially Robin Avenue to begin in the fall.

Sunland is prepared to start the Old Causeway/Pond Drive project this fall, it is an approximate 120-day project that will benefit 314 homes. This is a large project to be completed in two phases, with Old Causeway first. We will install the same type of weir design as on Hoop Pole Creek Drive.

Project Location	Date on Estimate	Total Cost	Water Cost	# of Houses in Project
Old Causeway Phase I	5/19/2016	Subtotal: \$247,052.72	\$18,891.00	314
Old Causeway Phase II	5/19/2016	Subtotal: \$100,264.42	\$12,594.00	
		Total: \$347,317.14	Total: \$31,485	
Bowen St.	8/2/2015	Grand Total: \$9,890.40	\$4,200.00	39
Robin Ave	5/19/2016	Subtotal: \$56,352.93	\$6,297.00	50
S. Raleigh/Boardwalk (LS)	12/11/2015	Grand Total: \$150,786.00		28
Alt. 1 W.	9/29/2015	Grand Total: \$60,160.20	\$12,600.00	35
Alt. 2 W. Bogue, Cedar,	9/29/2015	Grand Total: \$51,758.00	\$8,400.00	8
Alt. 3 W. Bogue, Cedar,	9/29/2015	Grand Total: \$26,628.84	\$0.00	20
Asbury St.		Estimate: \$85,000	\$0.00	20
		Total: \$787,893.51	Total: \$21,000.00.	
		Grand Total for All Projects: \$840,378.51	Water Total: \$52,485.00	Houses in Projects: 514

MAYOR/COUNCIL COMMENTS

Mayor Cooper stated this has been a record season for Atlantic Beach based on occupancy records. The town has had a record year in parking revenues, opened a new skatepark and mini golf. He thanked staff for their continued hard work.

There being no further action taken or business before Council the meeting stood adjourned. The time was 6:34 p.m.

These minutes were approved at the September 26, 2016 meeting of the Atlantic Beach Town Council.

ATTEST:

(seal)

Katrina Tyer
 Katrina Tyer - Town Clerk



TOWN OF ATLANTIC BEACH

A. B. Cooper, III
 A. B. Cooper, III - Mayor