



**MINUTES**  
**Town of Atlantic Beach, North Carolina**  
**Town Council Meeting**  
**Monday, April 22, 2019**



The regularly scheduled meeting of the Atlantic Beach Town Council was held Monday, April 22, 2019 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 Richard Porter; Councilmembers: Harry Archer, Richard Johnson, Danny Navey, Austin Waters

**Members Absent:** None

**Others Present:** David Walker, Town Manager; Derek Taylor, Town Attorney; Katrina Tyer, Town Clerk; Morgan Kerns, Parks and Rec Director; Jeff Harvey, Police Chief; Michelle Eitner, Planning Director; Sabrina Simpson, Admin Services Director; Marc Schulze, Public Services Director; Mike Simpson, Fire Chief; Mike Shutak, Carteret News-Times; Lynne Brown, Planning Board member

**CALL TO ORDER and PLEDGE OF ALLEGIANCE**

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

**APPROVAL OF AGENDAS**

Councilmember Archer made a motion *to approve* the agendas. Seconded by Mayor Pro Tem Porter. Vote was unanimous, 5-0. Motion carried.

**4. CONSENT AGENDA**

- a) Financial Report
- b) Tax Collection Report
- c) Tax Releases Report
- d) Tax Refunds – Heath, Clark
- e) Approval of FY18-19 Audit Contract with Thompson, Scott, Price & Adams (\$15,000)
- f) Authorization to Proceed with Design Development Phase of AB Public Safety Facility: Hobgood Architects, Phase II (\$100,000)
- g) Town Council Meeting Minutes: 3/21/2019WS; 3/25/2019CS; 3/25/2019

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

Mayor Cooper noted he signed a Proclamation for National Safe Boating week before the meeting.

**5. CITIZEN REQUESTS/COMMENTS**

None

**6. Approval of RESOLUTION 19-04-01: Resolution in Memory and Recognition of Fire Chief Adam Snyder**

Mayor Cooper read the resolution and noted it will be presented to Adam's wife Stacie with a flag from the Governor's office. He congratulated Michael Simpson on his appointment as Fire Chief and Casey Arthur as Deputy Fire Chief.

Councilmember Johnson made a motion *to approve* Resolution 19-04-01: Resolution in Memory and Recognition of Fire Chief Adam Snyder. Seconded by Mayor Pro Tem Porter. Vote was unanimous, 5-0. Motion carried.

**7. Planning and Zoning**

- a) **Review of and Call for Public Hearing for May 20, 2019 at 6:00pm on proposed Chapter 18, UDO Amendment on Land Use Disturbance**

After review and lengthy discussion on runoff, silt fencing and pervious surfaces, it was the consensus of Council this amendment still needs some more work. We need to implement some pervious rules and incentives for design. Council

wants to make it clear the reason for the amendment is to prevent runoff on adjoining property. Michelle was directed to apply Council's comments and suggestions into a draft ordinance for Planning Board to review on May 7.

Councilmember Archer made a motion *to call* for a Public Hearing on May 20, 2019 on proposed Chapter 18, UDO Amendment on Land Use Disturbance. Seconded by Councilmember Navey. Vote was unanimous, 5-0. Motion carried.

Michelle then gave Council an update on damaged structures from Hurricane Florence. She said the deadlines for repair have passed, but most are still working to settle with insurance or to sell the property. At this point do we give them more time or start fining \$100 a day? Council is worried about safety. At the direction of Attorney Taylor it was the consensus of Council to request documentation from owners regarding their efforts to repair prior to implementing the fines and we must treat everyone the same.

**b) Right-of-Way Encroachment Request for Septic Tank Buffer to Enlarge Bedroom Capacity: 110 Ocean Blvd.**

Andy Munday, Stroud Engineering, is requesting the Town approve a Right-of Way Encroachment Agreement for Rob Norris at 110 Ocean Blvd. Mr. Norris wishes to increase the bedrooms in his home. There will not be any structure in the setback, the owner just needs the space to meet the health department requirements for the septic system. The plan has been sent to the health department, but it has not been approved yet. Per Marc, the water department approves the proposal.

Mayor Pro Tem Porter made a motion *to approve* the Right-of-Way Encroachment Request for Septic Tank Buffer to Enlarge Bedroom Capacity at 110 Ocean Blvd. and *to direct* Attorney Taylor to draft or approve the final written Agreement. Seconded by Councilmember Waters. Vote was unanimous, 5-0. Motion carried.

**8. Parks and Recreation Reports**

a) Report of Easter Weekend Activities: The Helicopter Egg Drop dropped 10,000 eggs and had over 3,000 in attendance. We provided free hot dogs and water and photos with the Easter Bunny.

b) Review of Beach Music Festival Week Line Up of Events: This year we have scheduled a full week of events, including a Pub Crawl.

c) Status Report on Survey of Waterslide Installation and Operating Costs: Morgan provided an in-depth report on the costs, upkeep, staffing, etc. on the installation of a waterslide at the Town Park. The cost would be \$450,000 installation with annual operating costs of \$25,400. She also provided an option for a lower cost slide and play area with water features similar to the splash pad. She would apply for a PARTF Grant if Council wishes to proceed.

**9. TOWN MANAGER REPORT**

We received three bids for canal dredging today, ranging from \$24-\$250 cubic yard. We have put together an approximate \$50,000 project. We will review the bids and hope to complete the project prior to Memorial Day.

**10. CITIZEN REQUESTS/COMMENTS**

None.

**11. MAYOR/COUNCIL COMMENTS**

None.

**ADJOURN**

There being no further action taken or business before Council the meeting stood adjourned. The time was 7:40pm.

These minutes were approved at the June 24, 2019 meeting of the Atlantic Beach Town Council.

ATTEST:

(seal)



TOWN OF ATLANTIC BEACH

B. Cooper, III - Mayor

*Katrina Tyer*  
Katrina Tyer - Town Clerk