



MINUTES
Town of Atlantic Beach, North Carolina
Town Council Meeting
125 W Fort Macon Road and
Electronically via Zoom
Monday, April 22, 2024 – 6:00pm



The regularly scheduled meeting of the Atlantic Beach Town Council was held on Monday, April 22, 2024, at 6:00 p.m. in the Council Meeting Room, 125 West Fort Macon Road, Atlantic Beach, North Carolina.

Members Present: Mayor Danny Navey; Mayor Pro Tem Austin Waters; Councilmembers: Harry Archer, Joey Dean

Members Absent: Councilmembers Renea Baker (via Zoom), Joseph Starling

Others Present: John O'Daniel, Town Manager; Derek Taylor, Town Attorney; Sabrina Simpson, Admin Services Director; Sarah Currie, Finance Director; Marc Schulze, Public Works Director; Mike Simpson, Fire Chief; Jennifer Ansell, Planning Director; David Clifton, Police Chief; Brad Rich Carteret News-Times via Zoom

CALL TO ORDER and PLEDGE OF ALLEGIANCE

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

Mayor Pro Tem Waters made a motion *to excuse* Councilmember Baker (travel) and Councilmember Starling (work) from the meeting. Seconded by Councilman Dean, 3-0. Motion carried.

APPROVAL OF AGENDA

Councilmember Archer made a motion *to approve* the agenda. Seconded by Councilmember Dean. Vote was unanimous, 3-0. Motion carried.

CONSENT AGENDA

- a. Finance Report
- b. Budget Amendment #18
- c. Budget Transfer
- d. Tax Collection Report
- e. Tax Releases and Refunds Report
- f. Approval of Amendment to 2024 Paid Parking Program to include Purple Heart recipients
- g. Approval of Contract with Kirkman, Whitford, Brady, Berryman & Gordon, PA for Town Attorney
- h. Approval of Contract with Mewborn & DeSelms for Board of Adjustment Attorney
- i. Minutes: 2/12/24 Retreat; 3/7/24 SM; 3/14/24; 3/19/24SM; 3/25/24

Mayor Pro Tem Waters made a motion *to approve* the consent agenda as presented. Seconded by Councilmember Archer. Vote was unanimous, 3-0. Motion carried.

CITIZEN REQUESTS/COMMENTS

Marianne Waldrop, 103 Sandcastle Lane, Emerald Isle, NC

Filed to run for District 4 unopposed for County Commissioner, replacing Jimmy Farrington. Making herself familiar and available to the area municipalities in District 4. Lead a life of service in and out of the military with no special interests is a citizen who wants to do the right thing. She looks forward to meeting each and every one of the Council and will come to each of our meetings as her schedule allows.

Vada Palma, 116 Island Quay Ct, Atlantic Beach, NC

Compliments to the Board and the ladies up front who have been helping with questions regarding changes to the parking program. The cost remained at \$4, and we had some misuse with the prior re-entry passes being used for free parking. Using a third party was a great idea and is something done up and down the coast.

None via Zoom.

SEA TURTLE NESTING SEASON PRESENTATION

Michele Lamping, Sea Turtle Patrol Administrator, was unable to attend due to family medical reasons. She will present at the May meeting.

PUBLIC HEARING AND APPROVAL OF ORDINANCE 24-04-01: ORDINANCE AMENDING CHAPTER 18 OF THE UNIFIED DEVELOPMENT ORDINANCE; ARTICLE 18-5, DEVELOPMENT STANDARDS; SECTION 18.5.2., ACCESS AND CIRCULATION, SIDEWALKS

Staff is proposing this text amendment to connect Article 18-5, Development Standards, 18.5.2., Access and Circulation, to the newly adopted sidewalk requirements under Chapter 16, Streets and Sidewalks, of the Town Code (Ordinance 24-01-01). The Planning Board reviewed the proposed text amendment at their April 2, 2024 regular meeting and voted unanimously to recommend approval of the amendment.

Mayor Pro Tem Waters made a motion *to enter* the public hearing. Seconded by Councilmember Dean. Vote was unanimous, 3-0. Motion carried. The time was 6:14pm.

None.

Mayor Pro Tem Waters made a motion *to exit* the public hearing. Seconded by Councilmember Archer. Vote was unanimous, 3-0. Motion carried. The time was 6:15pm.

Mayor Pro Tem Waters made a motion *to approve* **ORDINANCE 24-04-01: Ordinance Amending Chapter 18 of the Unified Development Ordinance; Article 18-5, Development Standards; Section 18.5.2., Access and Circulation, Sidewalks** as recommended by the Planning Board with agreement that this amendment is in agreement with the plan as written in the Consistency Statement. Seconded by Councilmember Dean. Vote as unanimous, 3-0. Motion carried.

Mayor Pro Tem Waters made a motion *to adopt* the Consistency Statement. Seconded by Councilmember Archer. Vote was unanimous, 3-0. Motion carried.

PUBLIC HEARING AND APPROVAL OF ORDINANCE 24-04-02: ORDINANCE AMENDING CHAPTER 18 OF THE UNIFIED DEVELOPMENT ORDINANCE; ARTICLE 18-4, USE STANDARDS; SECTION 18.4.7, USE SPECIFIC STANDARDS, EVENT VENUE

In March, the Town adopted an amendment to the ordinance to clarify where Event Venues (pertaining to sites where this is the principal use) were allowed, their use-specific standards, and what constituted a major versus minor venue. This proposed amendment would remove the permitting requirements previously adopted. These will be captured in a subsequent Town Code amendment and/or in the event application, which is handled administratively. The Planning Board reviewed the proposed text amendment at their April 2, 2024 regular meeting and voted unanimously to recommend approval of the amendment.

Mayor Pro Tem Waters made a motion *to enter* the public hearing. Seconded by Councilmember Dean. Vote was unanimous, 3-0. Motion carried. The time was 6:20pm.

None.

Mayor Pro Tem Waters made a motion *to exit* the public hearing. Seconded by Councilmember Dean. Vote was unanimous, 3-0. Motion carried. The time was 6:21pm.

Councilmember Dean made a motion *to approve* **ORDINANCE 24-04-02: Ordinance Amending Chapter 18 of the Unified Development Ordinance; Article 18-4, Use Standards; Section 18.4.7, Use Specific Standards, Event Venue** as recommended by the Planning Board with agreement that this amendment is in agreement with the plan as written in the Consistency Statement. Seconded by Mayor Pro Tem Waters. Vote was unanimous, 3-0. Motion carried.

Councilmember Dean made a motion *to adopt* the Consistency Statement. Seconded by Mayor Pro Tem Waters. Vote was unanimous, 3-0. Motion carried.

APPROVAL OF RESOLUTION 24-04-01: RESOLUTION IN SUPPORT OF PARTF GRANT APPLICATION AND COMMITMENT OF FUNDS

Staff has prepared an application to the Parks and Recreation Trust Fund (PARTF) to fund improvements to the Town Park. The project is comprised of replacing the playground equipment removed last spring due to its deteriorating and unsafe condition and adding to the existing walking trail within the park. The final application is due May 1, 2024. PARTF awards up to \$500,000 for qualifying projects.

Mayor Pro Tem Waters made a motion *to approve* **Resolution 24-04-01**: Resolution in Support of PARTF Grant Application and Commitment of Funds. Seconded by Councilmember Archer. Vote was unanimous, 3-0. Motion carried.

REVIEW OF CAMA PUBLIC ACCESS GRANT APPLICATIONS SUBMITTED FOR GREENVILLE AVE AND BEAUFORT AVE BEACH ACCESSES

Planning Director Jennifer Ansell stated staff has submitted CAMA Grant applications to upgrade the Greenville Ave and Beaufort Ave beach accesses.

TOWN MANAGER REPORT

Merry-go-round and gaga ball pit are installed at the Town Park.

Beach Nourishment should be completed by May 20, 2024, with all equipment removed from the beach at that time.

The splashpad assessment will be pushed off until after this season to give the infrastructure another summer of use. After the season, the first of the fall would be a great time to do the assessment and complete the rehab on the recommended items.

The Beach Music Festival will be here before we know it, with summer and warmer days coming.

COUNCIL COMMENTS

Mayor Navey said the Beach Commission will meet next week, and they should receive a beach nourishment update then. We will share what they learn with the council.

Councilmember Archer requested a bathhouse update. Public Works Director Marc Schulze said plumbers are coming this week, and then partitions will be added. Floors and painting have been completed. Fans, toilets, and urinals are in; just awaiting installation. Anticipate completion before the Beach Music Festival.

Councilmember Archer continues to thank staff for their work and patience with the parking program implementation.

Mayor Navey thanked Attorney Derek Taylor for his years of service with the Town. He has been on the Board for half of Derek's tenure with the Town and has always been a phone call away. We appreciate Derek's service to the Town.

Derek said it has been a great pleasure serving on this and previous boards. He will transfer files to us for review and scanning as we deem appropriate, and then we can transfer them to the new attorney.

ADJOURN

There being no further action taken or business before Council the meeting stood adjourned. The time was 6:43 pm.

These minutes were approved at the May 20, 2024, meeting of the Atlantic Beach Town Council.

TOWN OF ATLANTIC BEACH

ATTEST:

(seal)


Katrina Tyer - Town Clerk





Danny Navey - Mayor