

MINUTES
OAK ISLAND TOWN COUNCIL
PUBLIC HEARINGS & REGULAR MEETING
DECEMBER 13, 2016 – 6 P.M.
COUNCIL CHAMBERS - OAK ISLAND TOWN HALL

Present: Mayor Cin Brochure, Mayor Pro Tempore Medlin, Council Members Sheila M. Bell, Charlie K. Blalock, Loman Scott and Jeff Winecoff, Town Manager David Kelly, Assistant Manager/Town Clerk Lisa P. Stites and Town Attorney Brian Edes.

Mayor Brochure called the meeting to order at 6 p.m. Mayor Pro Tempore Jim Medlin gave the invocation. He recognized veterans in attendance, and led the Pledge of Allegiance to the Flag.

Ms. Stites said the Public Hearing for the Land Use Plan would be on the January agenda; the statutory requirements for advertising the Public Hearing were not met for the December meeting.

PUBLIC HEARING 1: Mayor Brochure said the purpose of the Public Hearing was to receive citizens' comments on proposed amendments to Sec. 18-32 Definitions, and Secs. 18-177 and 118, Area Height table.

John Brinkley, Thomasville, NC: Mr. Brinkley had a chart that showed some of the homes that were built with the old interpretation; the new interpretation means only a 15-foot building envelope. What is being requested would make building consistent in the Turtle Creek area; he said only 12 or so lots would be affected.

Councilor Bell made a motion to close the Public Hearing at 6:08 p.m. Councilor Blalock seconded and the motion passed unanimously.

PUBLIC HEARING I ACTION: **Mayor Pro Tempore Medlin made a motion to approve the amendments to Sec. 18-32 Definitions and Secs. 117 and 118 Area height table, residential and nonresidential districts, as presented, and the associated consistency statement. Councilor Bell seconded the motion.** She asked Planning and Zoning Administrator Jake Vares to explain the proposed amendments. Mr. Vares said that the ordinance was written with the assumption that all the beachfront properties fronted Beach Drive or Ocean Drive and that is not the case. The current ordinance actually makes properties nonconforming or non-buildable. **The motion passed unanimously.**

ADJUSTMENT/APPROVAL OF THE AGENDA Mayor Pro Tempore Medlin added New Business 4, Discussion of Golf Course Committee and Old Business 2 Consideration of the Speed Limit on Yacht Drive. Ms. Stites asked Council to add Approval of the October 11, 2016 Minutes as Consent Agenda 1b. The Closed Session was removed. **Councilor Bell made a motion to approve the agenda as amended. Councilor Winecoff seconded and the motion passed unanimously.**

PUBLIC COMMENTS - GENERAL TOPICS & AGENDA ITEMS

John Helms, 3614 Shoreline Drive: Mr. Helms said he is a 30-year resident and owns businesses. He said he thought paid parking was a bad idea. He said this would isolating.

Carrie Wood, 3307 E. Yacht Drive: Ms. Wood said that she chose Oak Island because it is a family beach. She said it seemed like there were a lot of people interested in the subject of paid parking. Ms. Wood said that hang tags were an outdated method of handling paid parking. If the Town does paid parking, which she hopes it will not, she asked that it at least consider using electronic payment for parking.

William Odell, owns property on West Beach Drive: Mr. Odell said the beach was washing away. He spoke of the history of Hurricane Hazel and other storms' effects on the island. The consequences from another hurricane could mean losing the whole front row; that would mean losing a good bit of the tax base. Mr. Odell's time was up; he said he didn't want to lose another house to another hurricane. Council granted him another 5 minutes to speak. He said the only way to nourish the beach was to raise taxes. Mr. Odell gave Council ideas to "sell" the idea of beach nourishment and the taxes. He offered to visit the U.S. Congress to knock on doors and ask for money for nourishment.

COUNCIL REPORTS (MAYOR AND COUNCIL):

Mayor Pro Tempore Medlin complimented staff for their efforts in the Christmas parade and activities.

Councilor Winecoff said there was a huge crowd at the Tree Lighting. He also spoke about the process to hire a new Town Manager. They looked at a lot of applications, spoke with a couple people, and were interested in someone who was not interested in us. He said Mr. Kelly had been a committed member of this town and a committed employee. He also said when he looked at everything Mr. Kelly had been doing, he thought we didn't need to look any further, and he thanked Mr. Kelly for putting his name in for consideration.

Councilor Blalock said that there was some more clearing on beach accesses; he asked everyone to be patient.

Mayor Brochure echoed Councilor Winecoff's comments and said she looked forward to working with Mr. Kelly. She also said that Oak Island was the first town in Brunswick County to have its kickoff meeting with FEMA; she complimented staff for being so well-prepared with documentation, etc. The next meeting with FEMA is Thursday.

REGULAR MEETING:

I. CONSENT AGENDA

1. Approval of Minutes
 - a. November 22, 2016 (Special Meeting, reconvened December 3, 2016)
 - b. October 11, 2016 (Public Hearings & Regular Meeting)
2. Approval of Letter to Brunswick County re: utilities for Pine Forest Plantation
3. Acceptance of Donation of a Vacant Lot
4. Approval of Revised List of Signatures of Those Authorized to Act on the Town's Behalf With Banks and For Bond-Related Matters
5. Approval of Speed Limit Resolution for Country Club Drive (at request of NCDOT)
6. Approval of Budget Ordinance Amendment (Beach Preservation Trust Fund Advisory Board)
7. Approval of Hazard Mitigation Plan -- Resolution -Designated Agency
8. Approval to Retain Fire Engine Previously Designated for Sale
9. Approval of Resolutions Making Certain Findings and Determinations with Respect to the Issuance of Enterprise System Revenue Refunding Bonds of the Town of Oak Island, North Carolina, Authorizing the Filing of an Application with the Local Government Commission for Approval of Such Bonds and Requesting the Local Government Commission to Sell Such Bonds
10. Approval of Amended Pay Classification scale

Mayor Pro Tempore Medlin made a motion to approve the Consent Agenda as amended, Councilor Blalock seconded and the motion passed unanimously.

II. COMMITTEE APPOINTMENTS

1. ABC Board (one term ending Dec. 2019): **With votes from Mayor Pro Tempore Medlin and Councilors Scott and Winecoff, Joe Stanton was reappointed to the Board.** Councilors Bell and Blalock voted for Willie Williams, who was not appointed to the Board. Applicants Alicia Arvidson (Lee), Eddie Grooms, Martyn Hawkins, and Jonathan Swan were also not appointed.
2. Beach Preservation Trust Fund Advisory Board (three terms ending Sept. 2019): **Council unanimously appointed Susan Leuck. With votes from Mayor Pro Tempore Medlin and Council members Bell, Blalock and Scott, Catrina Purser was appointed to the Board. With votes from Mayor Pro Tempore Medlin and Council members Blalock and Winecoff, Kevin Lindsey was also appointed to the Board.** Applicants Hugh Clark, Duane Murphy and Eve Swan were not appointed.
3. Board of Adjustment (one alternate position open): **Mayor Pro Tempore Medlin and Council members Bell, Scott and Winecoff voted to appoint Mr. Grooms.**
4. Community Center Advisory Board (three terms ending October 2019): **Council unanimously re-appointed Connie Hendrix to the Board. With votes from Mayor Pro Tempore Medlin and Councilors Scott and Winecoff, Maxine Cox was also re-appointed.**
5. Par 3 at South Harbor ad Hoc Committee (one term open for a South Harbour resident): **Council unanimously appointed Jim Cross.** Applicant Don Beckly was not appointed.

III. ADMINISTRATIVE REPORTS

1. Town Manager: Mr. Kelly said that debris pickup had gone through the entire town at least one; we have picked up about 4 acres at 20-foot height worth of vegetative debris. There were 35 beach accesses damaged and we are working on repairing those. We are moving and stockpiling sand in two locations; it will be sifted so it can be used later on the beach. An insurance adjuster will be inspecting the Pier; we are also collecting construction estimates for repairing or replacing the Pier. Our next FEMA meeting is on Thursday and will include a site visit of the Pier and the beach. Staff will resume working on drainage/stormwater projects in January. We will bring Council costs for repairs, etc. to the A-frame.
 - a. Department Reports: Department Reports are attached and hereby made a part of these Minutes.
2. Town Attorney: Mr. Edes gave a report on the SE 50th Street closing; he and staff have been working with the Publix developer on a suitable agreement to preserve the Town's easements and maintain standards for the private street and the walkways.

IV. OLD BUSINESS

1. Consideration of Amendment with Mansfield Bros (A/C units in vacuum stations): Councilor Bell asked to be recused from this vote; she is related to the contractor and has worked for the business as well. **Councilor Winecoff made a motion to recuse Councilor Bell. Councilor Scott seconded and the motion passed with Mayor Pro Tempore Medlin, and Councilors Blalock, Scott and Winecoff in favor. Councilor Winecoff made a motion to accept the amended proposal from Mansfield Bros. to install a/c units in three vacuum stations. Mayor Pro Tempore Medlin seconded and the motion passed unanimously.**
2. Consideration of Speed Limit on Yacht Drive: Mayor Pro Tempore Medlin said that he probably had as many negative calls about this as on anything. He said maybe we got the cart before the horse. Council had received a petition from 53 people; most of them live on Yacht Drive and were not in favor of lowering the speed limit. Mayor Brochure noted that Councilor Scott was not present at the meeting when the speed limit was reduced and had not voted on the subject. Councilor Winecoff said that he had not had any negative feedback for lowering the speed limit and that he thought the Town should give it a chance to see how it would work. Councilor Scott said that he thinks the issue is not so much the speed limit at 35 mph, but at people exceeding 35 mph and with

proper enforcement, he thinks that 35 mph is fine. Councilors Blalock and Bell said they preferred to keep the speed limit at 35 mph on Yacht Drive; Councilor Bell said that she did agree the side streets should stay at 25 mph. Mayor Pro Tempore Medlin said that when Council is discussing an issue such as this, he hopes people would come and speak at the meeting when it is being discussed. **Mayor Pro Tempore Medlin made a motion to rescind the 25 mph speed limit on Yacht Drive and leave it at 35 mph. Councilor Bell seconded and the motion passed 4-1 with Mayor Pro Tempore Medlin and Councilors Bell, Blalock and Scott in favor and Councilor Winecoff opposed.**

V. NEW BUSINESS

1. Approval of Meeting Schedule for 2017: Ms. Stites noted that there had been a request to change the regular meeting date for February, and that staff suggested using February 16 instead; a retreat for January 23rd at 9 a.m. was also added. **Councilor Bell made a motion to approve the schedule as amended. Mayor Pro Tempore seconded and the motion passed unanimously.**
2. Selection of a Mayor Pro Tempore: **Councilor Winecoff nominated Councilor Scott for Mayor Pro Tempore for 2017. There were no other nominations and Councilor Scott was unanimously selected.**
3. Consideration of Amendments to Parking Ordinances: Councilor Winecoff noted an inconsistency in the proposed ordinance regarding eliminating the 24-hour provision on 28-10 (a). Councilor Winecoff asked about excluding properties on Beach Drive which essentially only have the right-of-way available for parking. Mr. Vares said he would have to check with NCDOT about how to do that, or whether we could do that. Mr. Edes said there might have to be encroachment agreements to do that. Chief Jordan suggested using signs that say parking is allowed in designated spots only; he said that will not stop all of the illegal parking but it will stop the law-abiding citizens. Enforcement would be complaint driven. Councilor Blalock asked why this was being considered now and suggested that Council wait to enact ordinance amendments to assist with implementing paid parking when paid parking is actually established; Councilor Winecoff said that people park in front of hydrants, in front of houses and they stay there all day and that these issues need to be addressed. Following additional discussion, consensus was that Councilors Winecoff and Blalock will work with staff and Mr. Edes on a revised proposal.
4. Discussion of the Par 3 Ad hoc Golf Course Committee: Mayor Pro Tempore Medlin said that he would like to see this committee become a permanent committee. He said they were doing a good job. He asked staff to bring back a committee charge for consideration at the January retreat meeting. Councilor Scott agreed and council consensus was the same.

Councilor Winecoff made a motion to adjourn at 7:08 p.m. Councilor Scott seconded and the motion passed unanimously.

Cin Brochure, Mayor

ATTESTED: _____

Lisa P. Stites, CMC
Assistant Manager/Town Clerk

Clerk's Statement: Minutes are in compliance with the open meetings laws. The purpose of minutes per the open meetings laws is to provide a record of the actions taken by a Council or a Board and evidence that the actions were taken according to proper procedures. All actions of the Council are recorded in the official minutes. Not all portions of Town of Oak Island meetings are recorded verbatim in the official minutes, with general discussion items, reports, presentations, and public comments being paraphrased or summarized in many instances. Public comments in writing should be submitted to the clerk via hard copy, electronic mail, or other means so as to ensure an exact verbatim account. The Town of Oak Island provides full coverage of meetings on Government Channel 8 so that the Citizens and the Public may view and listen to the meetings in their entirety.