



# TOWN COUNCIL AGENDA

## REGULAR MEETING

August 19, 2019 @ 6:00 p.m.

\*Asterisks indicate documentation is included in agenda packet

Call to Order – Mayor Bloszinsky

Invocation & Pledge of Allegiance – Pastor Dan Keck

### APPROVAL OF CONSENT AGENDA ITEMS

1. \*Appoint Ann Gibson as a full member of the Marketing Committee
2. \*Appoint Stefanie O’Conner as an alternate member of the Marketing Committee
3. \*Adopt Resolution R19-08 to approve financing totaling \$109,800 with First Bank for a Police vehicle and a water collection and distribution telemetry system
4. \*Fall events – close Atlantic Avenue between K and L from 1-10 pm on Friday, October 4<sup>th</sup> for the Jazz Funeral and on Saturday, November 23<sup>rd</sup> and 30<sup>th</sup> for Holiday Market and allow food trucks at each event. Allow participation by food cart and pet related vendors on Saturday, October 19<sup>th</sup> at Joe Eakes Park for the Halloween event
5. \*Approve hosting Special Olympics Polar Plunge Saturday, February 22, 2020. Use of Ocean Front Park, K Avenue east of FFB, Atlantic Avenue and portions of the Boardwalk and Beach. Close K Avenue east of FFB and Atlantic Avenue between K and L to vehicle traffic from early morning hours through 5 pm on Saturday, Feb. 22. Allow 5K race in conjunction with event. Allow three food trucks vendors and waive associated fees due to non-profit status
6. \*Minutes:
  - July 15, 2019 Regular
  - July 15, 2019 Closed

### ADOPTION OF THE AGENDA

### DISCUSSION AND CONSIDERATION OF PERSONS TO ADDRESS COUNCIL

### DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

1. Community Center Committee
2. Marketing Committee
3. Shoreline Access and Beach Protection
4. Non town Committee Reports



# TOWN COUNCIL AGENDA

## REGULAR MEETING

August 19, 2019 @ 6:00 p.m.

### 5. Planning & Zoning Commission

- a) \*Proposed text amendment Chapter 19 (Zoning), Article II (Administration), Division 3 (Amendments), Section 61 (Amendment and Changes)
- b) \*Proposed text adoption Chapter 19 (Zoning) Article II (Administration), Division 3 (Amendments), Section 62 (Rezoning Applications)  
Clarifies that only property owner or property buyer may apply for rezoning. Current code allows anyone to apply  
*Requires Public Hearing*

## DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

### 1. Administration

- \*Approval to adopt reorganized and renumbered Code of Ordinances (Avery)
- \*Adopt the Waste Management Recycling Contract (Avery)
- ICompass agenda software demonstration (Chase)

### 2. Building Inspections Department

### 3. Finance Department

### 4. Fire Department

### 5. Police Department

### 6. Public Works Department

### 7. Recreation Department

## DISCUSSION AND CONSIDERATION OF OLD BUSINESS

1. Safety Audit results (Bloszinsky)
2. \*Additional Crosswalks (Bloszinsky)
3. Storm water study (Heglar)
4. \*Resolution R19-09 CAMA final application to replace a beach crossover with stairs at access # 1004.5 near Oceanview with a flat, wider ADA ramp with solar lighting. Town cash amount \$30,000 and in-kind amount of \$3,622 (Avery)
5. \*Social Media Policy (Avery)
6. MOTSU Update (Whitley)



# TOWN COUNCIL AGENDA

## REGULAR MEETING

August 19, 2019 @ 6:00 p.m.

### DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. HPC and P&Z UNCW Interns (Whitley)
2. \*Memorial Bench selection (Keely)

MAYOR UPDATES (no action required)

COMMISSIONER ITEMS (no action required)

CLOSED SESSION

ADJOURNMENT

## Beth Chase

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**From:** Debbie Elliott <debbie@talkinc.com>  
**Sent:** Tuesday, July 30, 2019 3:26 PM  
**To:** Beth Chase  
**Cc:** Nikki Keely; Nancy Avery  
**Subject:** Re: Form Submission Received

Hi Beth. We would like to invite Ann Gibson as a full time member of the marketing committee and Stefanie as an alternate. What is the process for inviting them to serve? Do I reach out to them or does the Town? And how do we respond to the other two candidates who expressed interest?

Thank you!

**Debbie Elliott**

President

**Talk, Inc.**

290 Seawatch Way  
Kure Beach, NC 28449  
910-471-3181

[www.talkinc.com](http://www.talkinc.com)

*Public Relations • Marketing • Crisis Management*

On Jul 30, 2019, at 12:20 PM, Beth Chase <[b.chase@townofkurebeach.org](mailto:b.chase@townofkurebeach.org)> wrote:

Hello Debbie,

Below is another applicant for the Marketing Committee.

Thank you,

*Beth Chase*

Administrative Assistant  
Town of Kure Beach  
117 Settlers Lane  
Kure Beach, NC 28449  
910-458-8216 (Office)

**From:** [noreply@townofkurebeach.org](mailto:noreply@townofkurebeach.org) <[noreply@townofkurebeach.org](mailto:noreply@townofkurebeach.org)>  
**Sent:** Tuesday, July 30, 2019 12:18 PM  
**To:** Beth Chase <[b.chase@townofkurebeach.org](mailto:b.chase@townofkurebeach.org)>  
**Subject:** Form Submission Received

From Url: <https://www.townofkurebeach.org/committees.aspx>  
From IP Address: 71.76.104.101

Request for Appointment to:  
Full Time Marketing Committee





TOWN COUNCIL  
TOWN OF KURE BEACH, NC

*R*ESOLUTION R19-08

**APPROVING FINANCING TERMS WITH FIRST BANK FOR  
POLICE VEHICLE AND WATER COLLECTION AND DISTRIBUTION  
TELEMETRY SYSTEM**

*WHEREAS*, The Town of Kure Beach (“Town”) has previously determined to undertake a project for a Police vehicle and a water collection and distribution telemetry system (the “Project”), and the Finance Officer has now presented a proposal for the financing of such Project;

***NOW, THEREFORE, BE IT RESOLVED THAT***

1. The Town hereby determines to finance the Project through First Bank, in accordance with the proposal dated August 2, 2019. The amount financed shall not exceed \$109,800.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 2.14% and the financing term shall not exceed four (4) years from closing.
2. All financing contracts and all related documents for the closing of the financing (the “Financing Documents”) shall be consistent with the foregoing terms. All officers and employees of the Town are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary, or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution.
3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by Town officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer’s release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document’s final form.



TOWN COUNCIL  
TOWN OF KURE BEACH, NC

**R**ESOLUTION R19-08

4. The Town shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Town hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. The Town intends that the adoption of this resolution will be a declaration of the Town's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the First Bank financing described above. The Town intends that funds that have been advanced, or that may be advanced from the Town's general fund, or any other Town fund related to the project for project costs, may be reimbursed from the financing proceeds.

6. All prior actions of Town officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Adopted by the Kure Beach Town Council this 19<sup>th</sup> day of August, 2019.

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Craig Bloszinsky, Mayor

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Attest: Nancy Avery, Town Clerk

August 02, 2019

Town of Kure Beach  
117 Settlers Land  
Kure Beach, NC 28449

To Whom It May Concern:

Thank you for allowing First Bank the opportunity to submit a proposal for a loan of \$109,800 for the purchase of a police vehicle and a telemetry system for water collection and distribution. First Bank is pleased to offer the following for your review.

The following terms and conditions for this loan are contingent on final credit approval.

1. Amount: \$109,800 not to exceed 100% of cost.
2. Rate: Two point one four (2.14%) percent per annum; tax exempt. The stated interest rate is subject to this loan being qualified for tax-exempt financing. Borrower agrees to file Form 8038G (or 8038GC for loans less than \$100,000) each year with the Internal Revenue Service, with a copy of such filings also provided to First Bank. First Bank reserves the right to revoke this Commitment Letter or to negotiate a mutually acceptable interest rate if the financing is not a qualified tax-exempt financing.
3. Collateral: Police vehicle and a telemetry system for water collection and distribution
4. Term: 4 years, fully amortized, with payments due annually in arrears.
5. Loan Fee: \$0
6. Other Fees: N/A
7. Financials: Must provide most current year end audit
8. Other: Must provide tax exempt qualification.

This is a proposal not a commitment. The commitment will be based on the bank's satisfactory review of current financials or above audit. This proposal letter will be Valid for sixty (60) days.

Thank you, again, for allowing First Bank this opportunity. I sincerely hope that you find these proposed terms and conditions to your satisfaction. If any questions, please feel free to call me. I look forward to hearing from you.

Sincerely,



First Bank  
Donna Gurganus  
Vice President, Business Development Officer





# MEMO

**TO:** Town Council  
**FROM:** Nikki Keely, Recreation Director  
**RE:** Fall Event Approvals  
**DATE:** 8/12/19

Preparations are underway for Kure Beach's signature fall events: the Farewell Summer Jazz Funeral and the Kure Beach Holiday Market. The past 4 years we have closed Atlantic Avenue between K and L Avenue and allowed for food trucks at each event. The purpose has been to increase the overall appeal and size of each event, increase revenue with the collection of additional vendor fees, and to increase public safety by eliminating vehicle traffic on Atlantic Avenue during each event. With Council approval, we would like to continue in the same manner for 2019.

The Recreation Department is also considering adding a Halloween event at the dog park at Joe Eakes Park (Howl-O-Ween: Saturday, October 19<sup>th</sup> from 2-5 PM.) It would be a small-scale event, but we would like to bring in a few pet related vendors and small food carts (hot dog, shaved ice, etc.) There are no planned road closures with this event, but Council approval is needed to allow the vendors and food carts.

Council action is required on the following items regarding Town sponsored fall events:

- Close Atlantic Avenue between K and L Avenues from 1-10 p.m. on Friday, October 4, 2019 for the Kure Beach Farewell Summer Jazz Funeral
- Close Atlantic Avenue between K and L Avenues from the early morning hours through 5 p.m. on Saturday, November 23, 2019 and Saturday, November 30, 2019 for the Kure Beach Holiday Market
- Allow participation by food truck vendors during event hours on Friday, October 4<sup>th</sup>, Saturday, November 23<sup>rd</sup>, and Saturday, November 30<sup>th</sup> at the Ocean Front Park/Atlantic Avenue
- Allow participation by food cart and pet related vendors during event hours on Saturday, October 19<sup>th</sup> at Joe Eakes Park



# MEMO

**TO:** Town Council  
**FROM:** Nikki Keely, Recreation Director  
**RE:** Special Olympics Polar Plunge – Saturday, 2/22/2020  
**DATE:** 8/13/19

Special Olympics New Hanover County is interested in bringing the Polar Plunge and 5K event to Kure Beach again in 2020. The date selected is Saturday, February 22, 2020. They are requesting use of the Ocean Front Park, K Avenue east of Fort Fisher Boulevard, Atlantic Avenue, and portions of the Boardwalk and Beach for the event.

Event details, outlined in the following pages, mirror the exact event held in Kure Beach in previous years. In addition, aspects of the event will be reviewed by the applicable Town Department for their input and approval prior to the event.

Before event planning can progress, Council action is required on the following items:

- Close K Avenue east of Fort Fisher Boulevard and Atlantic Avenue between K and L Avenue to vehicle traffic from the early morning hours through 5 p.m. on Saturday, February 22, 2020
- Allow for a 5K race to be held on Kure Beach streets in conjunction with the event and allow the Police Department to close down any additional streets along the race route deemed necessary to ensure participant safety during the race (Potential Example: Atlantic Avenue between L and N Avenues)
- Allow up to 3 food trucks and other vendors to operate within the closed portion of Atlantic Avenue during the event hours
- Waive the Special Event fees associated with this event due to the Non-Profit status of Special Olympics New Hanover County

nk

Enclosure: Polar Plunge Event Outline



## **Special Olympics New Hanover County Polar Plunge and 5K Run**

**Date:** Saturday, February 22, 2020

**Time:** 11 a.m. – 3:30 p.m. (8 a.m. – 5 p.m. including setup and breakdown)

### **Schedule of Events:**

8 a.m.	Site set up begins
11 a.m.	Event opens to the public
12:30 p.m.	Costume contest
1:30 p.m.	5K race begins
3:05 p.m.	Plunge
3:30 p.m.	Event concludes and breakdown begins
5:00 p.m.	Breakdown complete and all streets reopen to public

### **Components of Event:**

Vendors	<p>A variety of 15-20 vendors participate in the event. The types of vendors vary, but usually include Special Olympics NHC, Island Women, Knights of Columbus, and other non-profit groups and businesses. They are allowed to hand out information and sell their goods/services during the event. Depending upon the number participating, they will be lined along Atlantic Avenue, under the Pavilion, and possibly a few in the lawn area of Ocean Front Park.</p> <p>Special Olympics NHC would like up to 3 food trucks to be included with the other vendors for this event. The trucks would park along Atlantic Avenue and sell product throughout the event. Each participating truck would be required to display proper Health Department permits.</p>
Music	<p>Exact bands and/or DJ have not yet been determined, but music will play on the Ocean Front Park stage during the 11 a.m. to 3 p.m. timeframe.</p>
Race	<p>The race is a 5K, which is 3.2 miles, and will begin at 1:30 p.m. The race will be implemented by a professional event management company that specializes in races.</p>

They plan to use the same route as future years, which is outlined as such: head north on Atlantic Avenue, cross Fort Fisher Boulevard at N Avenue, weave through the neighborhoods west of Fort Fisher Boulevard, cross back over Fort Fisher Boulevard at N Avenue, and head south on Atlantic Avenue towards Ocean Front Park.



The only portion of the race route that would be completely closed to vehicle traffic is Atlantic Avenue between K and L Avenue. Volunteers would be stationed at each intersection along the race route to direct runners. Police assistance would be needed to direct traffic at the Fort Fisher Boulevard crossing.

#### Plunge

The plunge will take place from the beach area north of the Pier. Sections will be blocked off for those plunging, with spectators lined along the perimeter and on the Pier. In the past, the event has drawn crowds of between 1,000-1,500 people, including participants. A portable PA system may need to be used on the beach for the announcement and countdown to plunge.

#### Provisional Needs:

##### Insurance

Special Olympics NHC has been made aware of the need to provide the Town proof of general liability insurance, listing the

Town as additionally insured, with limits no less than 1 (one) million dollars.

Restrooms	Public restrooms will need to be opened, as well as the restrooms under the Pavilion. This will provide 8 total toilet stalls. The event draws a large crowd, but many are only on site for a short period of time during the Plunge.
Trash	The Town's onsite trash receptacles will be used, along with additional cans located in storage at Ocean Front Park. The additional cans will be setup in the food area, as that will be the biggest producer of trash at the event.
Parking	All public parking throughout Town will be available for use. Being off season with many local businesses closed, competition for those public parking spaces will be decreased.
Electricity	Sufficient electrical outlets are available in the Pavilion. Should the food trucks be approved and need electricity, there are now outlets available along Atlantic Avenue as well.
Medical	New Hanover County Sherriff's Department is on site during the event. They also provide in-water assistance during the plunge. Kure Beach Fire Department may be asked to assist during event.

**Potential Special Event Fees to Be Waived:**

Below are the applicable special events fees that Special Olympics New Hanover County is asking be waived. The grand total is dependent upon the number of personnel needed and overall length of time, which is still being determined.

General Use Impact Fee		
High Impact (includes closing of public streets)		\$500
Personnel		
Police (4 hour minimum)		\$40/hour
Sanitation		\$40/hour
Volunteer Fireman		\$40/hour
Facility Rental		
Ocean Front Park (Pavilion & Lawn, Non-Profit)		\$125/hour

# **COMMITTEE BUSINESS**

# **PLANNING & ZONING**



**Chapter 19, Secs. 19-61-75  
(Current)**

**DIVISION 3. AMENDMENTS**

**Sec. 19-61. Changes and amendments.**

The town council may, on its own motion or upon motion or upon petition by any person within the zoning jurisdiction of the town, after public notice and hearing, amend, supplement, change, modify or repeal the regulations herein established or maps which are part of this chapter, subject to the state law and this chapter. No regulation or map shall be amended, supplemented, changed, modified or repealed until after a public hearing in relation thereto, at which parties in interests and citizens shall have an opportunity to be heard.

**Sec. 19-62-19-75. Reserved.**

**Chapter 19, Secs. 19-62-75  
(Proposed Amendments/Redline)**

**DIVISION 3. AMENDMENTS**

**Sec. 19-61. Changes and amendments.**

The town council may, on its own motion ~~or upon a rezoning application as provided for hereunder, motion or upon petition by any person within the zoning jurisdiction of the town,~~ after public notice and hearing, amend, supplement, change, modify or repeal the regulations herein established or maps which are part of this chapter, subject to the state law and this chapter. No regulation or map shall be amended, supplemented, changed, modified or repealed until after a public hearing in relation thereto, at which parties in interests and citizens shall have an opportunity to be heard.

**Sec. 19-62. Rezoning Applications.**

A rezoning application may be initiated by a reviewing or decision-making board of the town or by an owner or prospective vendee of the subject property and by an authorized agent of the owner or prospective vendee. In the event an applicant is an organization, including but not limited to corporations, limited liability companies, and partnerships, then the application shall include a written statement identifying the organization, its legal status, and the name and address of each person/entity owning a ten percent (10%) or greater share thereof.

**Sec. 19-63-19-75. Reserved.**

**Chapter 19, Secs. 19-62-75  
(Proposed Amendments/Blackline)**

**DIVISION 3. AMENDMENTS**

**Sec. 19-61. Changes and amendments.**

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**Sec. 19-63-19-75. Reserved.**



**TOWN OF KURE BEACH  
PLANNING & ZONING COMMISSION**

PZC Meeting Date: August 7, 2019

Agenda Item No.: 1 (New Business)

**ZONING CONSISTENCY STATEMENT  
N.C.G.S. 160A-383**

X Consideration of proposed text amendments to The Town of Kure Beach Code:

1. Chapter 19 *Zoning*, Art. II, Div. 3, Secs. 61 *Changes and amendments* and 62 *Reserved*.

X The proposed text amendments are CONSISTENT WITH the objectives/policies of the Town of Kure Beach Land Use Plan ("LUP").

X The proposed text amendments are CONSISTENT WITH Part 3, Section 2.B. of the LUP.

\_\_\_\_\_ The proposed text amendment is NOT CONSISTENT WITH Part \_\_\_\_\_, Section \_\_\_\_\_ of the LUP.

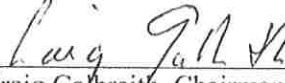
The Planning and Zoning Commission ("Commission") requests Town Council's consideration and adoption of Staff's proposed text amendments to Chapter 19 of the Kure Beach Code which are attached hereto and incorporated herein by reference. The proposed amendments provide that rezoning applications shall only be initiated by reviewing and decision-making boards and by owners, authorized agents of owners, and prospective vendees of the subject property.

The Commission finds that adopting the amendments will be reasonable and in the public interest inasmuch as they limit rezoning applications to those persons/entities having an actual or prospective ownership interest in the subject properties, said limitation being consistent with the goal on land use compatibility as set forth in Part 3, Section 2.B. of the LUP which provides, in pertinent part, as follows:

Kure Beach desires to ensure that future development will be consistent with the historic small town nature of the community and that big box residential and high rise development will be avoided...and to ensure that that any uses of the land and water minimize negative environmental impact and avoid risks to public health, safety, and welfare, and will not exceed the capability of the land or man-made features to support such use.

Based on these findings, the Commission recommends that Town Council adopt the proposed text amendments.

**TOWN OF KURE BEACH  
PLANNING AND ZONING COMMISSION:**

  
\_\_\_\_\_  
Craig Galbraith, Chairman

# **DEPARTMENT BUSINESS**



# **CODE OF ORDINANCES**

# CODE OF ORDINANCES

REORGANIZATION AND RENUMBERING

# MAINTENANCE OF CODE OF ORDINANCES

- The Office of the Town Clerk has always maintained and kept current the Code of Ordinances
- A Code of Ordinances is the combination of individual ordinances or laws passed by the Town Council into one document, organized by broad subject matters, to make finding and cross referencing multiple ordinances on the same subject matter easier.
- We currently have both a hard copy printed version in a black binder and a link on the Town's website to an electronic version.

# CURRENT CODE UPDATE PROCESS

- The Town uses the third party vendor MuniCode to manage the formatting.
- Amendments to the Code originate as a word document. Once approved, the amendment is emailed to MuniCode to add to the Code format.
- This is a cumbersome process as amendments circulate from Planning & Zoning to the Town Council.
- Amendments go into a separate section of the Code on the website titled 'view what's changed' until we request the printed version called a Supplement. At that time, the amendments are incorporated into the formatted Code. This creates confusion if someone is searching the Code online and does not notice the 'view what's changed' section. Under this method it is possible to access the old Code by mistake, rather the amended one.

# SELF PUBLISHING VERSION

- We are changing to what's called 'self publishing' software
- This means amendments will originate in the software itself, then once approved, staff will upload the change to the Code with no delay
- We will no longer use the small black book printed copies of the Code
- Hardcopies will be provided upon request and will be 8 1/2 x 11 inches in size



# REORGANIZATION AND RENUMBERING

- As part of this change in software and publishing, we looked at the organization and numbering system of the current format.
- Our current Code format has Chapters, Articles, Divisions, Sections and Subsections, etc. to identify ordinances. An amendment may be referenced as 19-76, but translates to Chapter 19, Article III, Division 1, Section 76. This format is also labor intensive during the amendment process.

# REORGANIZATION AND RENUMBERING

- The renumbered version will use 'KBC' reference for 'Kure Beach Code' and will be structured using a decimal numbering system which identifies the chapter and section (for example: 1.01.010).
  - The *first* number in the sequence (1.01.010) designates the **Chapter** level
  - The *second* series of numbers (1.**01**.010) designates the **Article** level
  - The *last* series (1.01.**010**) designates the **Section** level
  - If a *fourth* series exists comprising letters or numbers beyond a section level, it designates a **Subsection** level

# NEW NUMBERING SYSTEM

- Chapter 19 (Zoning), Article III (District Regulations), Division 1 (Generally) Section 76 District becomes Chapter 15.08 or KBC 15.08 which is Chapter 15, Section .08
- Why Chapter 15 and not Chapter 19?
- Another change is that with reorganization of certain ordinances, the Code will no longer have 20 chapters, but 15
- Example – Chapter 6 on Fire Protection and Chapter 13 on Police will move into Chapter 2 on Administration, where other departments are established

## OTHER EXAMPLES

Current Chapter 11 (Nuisances) will be incorporated under new Chapter 8 (Public Health and Safety). The new Chapter 11 will be Building and Building Regulations, which is currently Chapter 5.

Current Chapter 12 (Parks and Recreation) will move to Chapter 13 (Community Development and Public Facilities). The new Chapter 12 will be reserved for future Comprehensive Planning ordinances.

Chapter 9 (Miscellaneous Offenses) will move to Chapter 6 (Criminal Code). New Chapter 9 will be Animal Services and Control.

**The renumbered/reorganized Code will have the following chapters which are broader in scope.**

Chapter 1 General Provisions

Chapter 2 Administration

Chapter 3 Municipal Procedures

Chapter 4 General Revenue

Chapter 5 Licenses and Business Regulations

Chapter 6 Criminal Code

Chapter 7 Public Utilities

Chapter 8 Public Health and Safety

Chapter 9 Animal Service and Control

Chapter 10 Motor Vehicles and Traffic

Chapter 11 Buildings and Regulations

Chapter 12 Reserved (Comprehensive Planning)

Chapter 13 Community Development and Public Facilities

Chapter 14 Subdivisions (was Chapter 15)

Chapter 15 Zoning (was Chapter 19)

# ADOPTION

- I am requesting Council adopt this renumbered/reorganized version of the Code at its August meeting.
- The Town Attorney has reviewed and approved; the Planning and Zoning (P&Z) Attorney has reviewed and approved and this was reviewed by the P&Z Commission at its July meeting.
- The Building Inspector/Code Enforcement Officer was provided a copy to review.
- No existing content of the Code has been changed or removed.
- Getting used to the new version will take time, but it will be a much easier way of organizing and grouping the multitude of data contained within the Code.
- Once approved, hard copies will be provided to P&Z and Council to give you a chance to familiarize yourselves with the changes in the Code.

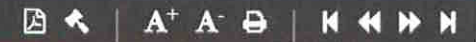


# municode

## Town of Kure Beach

117 Settlers Lane, Kure Beach, NC 28449 / 910-458-8216

### Municipal Code 2



0 results

#### PREFACE

- ▶ 1 GENERAL PROVISIONS
- ▶ 2 ADMINISTRATION
- ▶ 3 MUNICIPAL PROCEDURES
- ▶ 4 GENERAL REVENUE
- ▶ 5 LICENSES AND BUSINESS REGULATIONS
- ▶ 6 CRIMINAL CODE
- ▶ 7 PUBLIC UTILITIES
- ▶ 8 PUBLIC HEALTH AND SAFETY
- ▶ 9 ANIMAL SERVICES AND CONTROL
- ▶ 10 MOTOR VEHICLES AND TRAFFIC
- ▶ 11 BUILDINGS AND BUILDING REGULATIONS
- ▶ 12 (RESERVED)
- ▶ 13 COMMUNITY DEVELOPMENT AND PUBLIC UTILITIES
- ▶ 14 SUBDIVISION REGULATIONS
- ▶ 15 ZONING

#### **PREFACE** [Edit](#)

The Municipal Code of Kure Beach, North Carolina began in-house in 2019 with the assistance of Municipal Code Corporation. This Municipal Code shall be cited as Kure Beach Code or "KBC" as an acronym.

KBC references found within the code maintain a structure by subject matter using a decimal numbering system which identifies the chapter and section (for example, 1.01.010).

- The *first* number in the sequence (1.01.010) designates the **Chapter** level
- The *second* series of numbers (1.01.010) designates the **Article** level
- The *last* series (1.01.010) designates the **Section** level
- If a *fourth* series exists comprising letters or numbers beyond a section level, it designates a **Subsection** level

This complete set of numbers is designed to aid in searching the Municipal Code and to assist in subsequent codification as new ordinances are added to the Municipal Code. Vacant titles, chapters, or sections may be designed for future use and may be marked "Reserved" to ease internal expansion.

To outline, give structure, and more granularly reference the legislation herein, the following list order or pattern of ascending alphanumeric characters is used: **A, 1, a, (1), (A), (a)**. Drafting future legislation with this list order reconciles it with the online code's list order. To forego the naming of each list item and to more granularly reference legislation that employs alphanumeric characters, use "subparagraph" (always capitalized) followed by the desired alphanumeric reference(s), comma separated. For example, "subparagraph B,7,d", specifically references item "d", of item "7", of item "B"—whereas "subparagraph B" refers more generally to any or all of subparagraph B's descendants.

References herein revealing "G.S." implies a reference to the [North Carolina General Statutes](#).

The Municipal Code is supplemented from time to time with amendments and additions made by the Town of Kure Beach. The specific legal sources that comprise this Municipal Code have been adopted during the codification process from the original formatting of the official hard copy. In the event of discrepancies between the online Municipal Code and the official hard copy, the official hard copy governs. Municipal Code Corporation,

# CURRENT CODE

## Chapter 2 ADMINISTRATION [✎ Edit](#)

[ARTICLE 2-I IN GENERAL](#)

[ARTICLE 2-II TOWN COUNCIL](#)

[ARTICLE 2-III BOARDS, COMMISSIONS, COMMITTEES](#)

[ARTICLE 2-IV OFFICERS AND EMPLOYEES](#)

[ARTICLE 2-V TOWN PROPERTY](#)

[ARTICLE 2-VI EMERGENCY MANAGEMENT AGENCY](#)

[ARTICLE 2-VII IDENTITY THEFT AND FRAUD DETECTION AND PREVENTION](#)

**Cross reference(s)**—Alcoholic beverages, Ch. 3, animals, Ch. 4, garbage and trash, Ch. 7, licenses and business regulations, Ch. 8, nuisances, Ch. 11, taxation, Ch. 16, utilities, Ch. 17, zoning, Ch. 19

**State law reference(s)**—Cities and towns, G.S. Ch. 160A, local government finance, G.S. Ch. 159, elections, G.S. Ch. 163, local development, G.S. Ch. 158, administrative offices, G.S. § 160A-146 et seq.

## ARTICLE 2-I IN GENERAL [✎ Edit](#)

[Sec 2-1 Town Seal](#)

[Sec 2-2 Custodian Of Town Seal](#)

[Sec 2-3 Town Logo](#)

# PROPOSED CODE

## 2 ADMINISTRATION [✎ Edit](#)

[2.02 IN GENERAL](#)

[2.04 TOWN COUNCIL](#)

[2.06 BOARDS, COMMISSIONS, COMMITTEES](#)

[2.08 OFFICERS AND EMPLOYEES](#)

[2.10 EMERGENCY MANAGEMENT AGENCY](#)

[2.12 FIRE DEPARTMENT](#)

[2.14 POLICE AUXILIARY](#)

**Cross reference(s)**—Alcoholic beverages, KBC 5.02, animals, KBC 9, garbage and trash, KBC 7.18, licenses and business regulations, KBC 5, nuisances, KBC 8, taxation, KBC 4.02, utilities, KBC 7, zoning, KBC 15

**State law reference(s)**—Cities and towns, G.S. Ch. 160A, local government finance, G.S. Ch. 159, elections, G.S. Ch. 163, local development, G.S. Ch. 158, administrative offices, G.S. § 160A-146 et seq.

## 2.02 IN GENERAL [✎ Edit](#)

[2.02.010 Town Seal](#)

[2.02.020 Custodian Of Town Seal](#)

[2.02.030 Town Logo](#)



## CURRENT CODE

### Chapter 19 ZONING Edit

[ARTICLE 19-I IN GENERAL](#)

[ARTICLE 19-II ADMINISTRATION](#)

[ARTICLE 19-III DISTRICT REGULATIONS](#)

[ARTICLE 19-IV SUPPLEMENTAL DISTRICT REGULATIONS](#)

[ARTICLE 19-V NONCONFORMING USES](#)

[ARTICLE 19-VI SIGNS](#)

[ARTICLE 19-VII CIVIL PENALTY](#)

[APPENDIX A EXTRACTION OF SIC CODES FOR ZONING](#)

[APPENDIX B CONVERSION TABLES](#)

### ARTICLE 19-I IN GENERAL Edit

[Sec 19-1 Definitions](#)

[Sec 19-2 Rules Of Construction](#)

[Sec 19-3 Short Title](#)

[Sec 19-4 Purpose And Authority](#)

[Sec 19-5 Interpretation Purpose And Conflict](#)

[Sec 19-6 Effects On Rights And Liabilities Under Existing Zoning Ordinance](#)

## PROPOSED CODE

### 15 ZONING Edit

[15.02 IN GENERAL](#)

[15.04 BOARD OF ADJUSTMENT](#)

[15.06 AMENDMENTS](#)

[15.08 DISTRICT REGULATIONS](#)

[15.10 RA-1 RESIDENTIAL DISTRICT](#)

[15.12 RA-1A RESIDENTIAL DISTRICT](#)

[15.14 RA-2 RESIDENTIAL DISTRICT](#)

[15.16 RA-2A RESIDENTIAL DISTRICT](#)

[15.18 RA-2T RESIDENTIAL TRAILER DISTRICT](#)

[15.20 RA-3 RESIDENTIAL DISTRICT](#)

[15.22 RA-3A RESIDENTIAL DISTRICT](#)

[15.24 RA-4 RESIDENTIAL DISTRICT](#)

[15.26 B-1 BUSINESS DISTRICT](#)

[15.28 B-2 NEIGHBORHOOD BUSINESS DISTRICT](#)

[15.30 B-3 BUSINESS DISTRICT](#)

[15.32 RB-1 RESIDENTIAL BUSINESS DISTRICT](#)

[15.34 B4 RESIDENTIAL/LABORATORY DISTRICT](#)

[15.36 SUPPLEMENTAL DISTRICT REGULATIONS](#)

[15.38 NONCONFORMING USES](#)

[15.40 SIGNS](#)

[15.42 CIVIL PENALTY](#)

[15.44 ZONING SIC CODES](#)


OLD CODE	RENUMBERED CODE	NOTES
Chapter 1 General Provisions	No changes other than numbering	
Chapter 2 Administration	No changes other than numbering	
Chapter 3 Alcoholic Beverages	Chapter 3 is now Chapter 5, section5 .02	
Chapter 4 Animals	Chapter 4 is Animals now Chapter 9	
Chapter 5 Buildings and Regs	Chapter 5 is now Chapter 11	11.06 fire code – where did it come from?
Chapter 6 Fire protection	Chapter 6 is now Criminal Code	Chapter 6 Fire moved to Chapter 2 section .12 except Fire Code (art 6, Div III) moved to Chapter 11, section .06
Chapter 7 Garbage and Trash	Chapter 7 is now Public Utilities	Garbage and Trash is now Chapter 7 Section .18
Chapter 7.5 Removal of Regulated Vegetation	Chapter 7.5 moved to Chapter 13 Section .12	Chapter 7.5 is no longer a chapter
Chapter 8 License and Business Regs	Chapter 8 is now Public Health and Safety	Chapter 8 License and Business Regs moved to Chapter 5
Chapter 9 Miscellaneous Offenses	Chapter 9 is now Animal Services and Control	Chapter 9 Miscellaneous Offenses moved to Chapter 6 Section .02
Chapter 10 Motor Vehicles and Traffic	Chapter 10 now includes Vehicles for Hire	Chapter 10 now includes Vehicles for Hire
Chapter 11 Nuisances	Chapter 11 is now Building and Building Regs	Chapter 11 Nuisances moved to Chapter 8 Public Health and Safety
Chapter 12 Parks and Recreation	Chapter 12 is now Comprehensive Planning	Chapter 12 Parks and Rec moved to Chapter 13 Community Development and Public Facilities Section .14-.18
Chapter 13 Police	Chapter 13 is now Community Development	Chapter 13 Police moved to Chapter 2 Section .14
Chapter 14 Streets, Sidewalks & Other public places	Chapter 14 is now Subdivision Regulations	Chapter 14 Streets moved to Chapter 13 Community Development and Public Facilities Section .02-.10
Chapter 15 Subdivisions	Chapter 15 is now Zoning	Chapter 15 Subdivision moved to Chapter 14
Chapter 16 Taxation	Chapter 16 Taxation moved to Chapter 4 General Revenue Section .02, Beer and Wine Retail Licenses moved to Chapter 5 Section .02.010	Chapter 16 is no longer a Chapter

Chapter 17 Utilities	Chapter 17 Utilities moved to Chapter 7 Public Utilities	Chapter 17 is no longer a Chapter
Chapter 18 Vehicles for Hire	Chapter 18 Vehicles for Hire moved to Chapter 10 Section .14 Rental Vehicles and Section .16 Taxicabs	Chapter 18 is no longer a Chapter
Chapter 19 Zoning	Chapter 19 Zoning moved to Chapter 15	Chapter 19 is no longer a Chapter
Chapter 20 Flood Damage Prevention Ordinance	Chapter 20 Flood Damage moved to Chapter 13 Community Development Section .20	Chapter 20 is no longer a chapter

# **WASTE MANAGEMENT CONTRACT**



## AGENDA ITEM REPORT

TO: Town Council  
FROM: Nancy Avery, Town Clerk   
RE: Administration  
DATE: August 19, 2019

### SUBJECT

Curbside and public recycling contract approval with Waste Management

### BACKGROUND

Waste Management (WM) has provided curbside recycling for the Town since 2003. The contract expired last year at a time when, due to issues in the marketplace with vendor costs related to processing recyclable material, we had to raise our fee to the residents from \$4.88 per cart to \$7.40 because of increases from WM. This was the first increase to the residents since FY13. This was also the first rate increase from WM since that time other than regular CPI increases and the regular 10% gas surcharge as part of the contract.

This is a problem that recycling processing companies are facing in the US because countries that were accepting the material are no longer doing so and is not directly related to WM.

### FINANCIAL IMPLICATIONS

During the budget process, WM indicated that they couldn't guarantee there wouldn't be another increase but didn't predict so at that time, so I budgeted the same amount. They notified me in July that they were having to increase their fee to cover a rate increase for processing that they have received, which will leave us with a deficit in the budgeted amount.

### POLICY/CODE IMPLICATIONS

The Town does need to have a contract for this service and the one provided includes a 90 day out clause for either party to stop service. WM also did not include a CPI adjustment for the first year of the new contract because of the spike in rate.

### OTHER OPTIONS

- Consider discontinuing service for curbside which will increase garbage pickup costs
- Discontinue service for public recycling at beach accesses at a cost of \$15,444
- Consider switching to twice a month pickup – would require switching out to larger carts (from 64 to 98 gallons) to prevent overflow, changing pickup times

with residents and getting them adjusted to that – resulting in only a minimal reduction in cost because WM fees to the Town are mainly based on tonnage collected, which wouldn't change

- Quote from other vendors – there is only one other major competitor. I requested a quote twice last year and never received a response

#### AGENDA MOTION/RECOMMENDATION

1. Approve 3 year contract with Waste Management for curbside residential recycling pickup plus 26 public cart pickups at beach accesses

2. Decide whether to increase recycling fee to residents by at least \$.75 from \$7.40 to \$8.15 now (or later in the year as we see whether rates continue to increase) to cover the deficit. This will leave us short by two months of revenue in the amount of \$3,287.98 because we won't begin receiving revenue until the September utility bill.

OR increase recycling fee to residents by \$.90 to \$8.30 to completely cover the expense.



**CURRENT RECYCLING MONTHLY COSTS**

TOWN COSTS	# OF CARTS	MONTHLY TOTAL	YEARLY COST	RESIDENT MONTHLY FEE	YEARLY REVENUE	CURRENT BUDGET	POSSIBLE DEFICIT
\$6.72 per cart curbside	2,166 curbside	\$14,555.52	\$174,666.24	\$7.40 per cart curbside weekly pickup – 64 gallons	\$192,340.80		
10% gas surcharge		\$1,572.55	\$18,870.60				
\$45.00 per cart	26 public carts at beach accesses	\$1,170.00	\$14,040.00	Council elected to absorb this cost and not pass to residents	\$0		
<b>TOTAL</b>		<b>\$17,298.07</b>	<b>\$207,576.84</b>		<b>\$192,340.80</b>	<b>\$209,000.00</b>	<b>\$0.00</b>

**CHANGE EFFECTIVE JULY 1, 2019**

TOWN COSTS	# OF CARTS	MONTHLY TOTAL	YEARLY COST	RESIDENT MONTHLY FEE	YEARLY REVENUE	CURRENT BUDGET	POSSIBLE DEFICIT
<b>\$7.41 per cart</b>	2,166	\$16,050.06	\$192,600.72	\$7.40 per cart curbside weekly pickup – 64 gallons	\$192,815.52		
10% gas surcharge		\$1,722.00	\$19,260.00				
\$45.00 per cart	26 public carts at beach accesses	\$1,170.00 No change in rate	\$14,040.00	Council elected to absorb this cost and not pass to residents	\$0		
<b>TOTAL</b>		<b>\$18,942.06</b>	<b>\$225,900.72</b>		<b>\$192,815.52</b>	<b>\$209,000.00</b>	<b>\$19,727.88</b>

Note – actual difference between projected cost and budgeted amount is \$16,900.72.

Deficit amount of \$19,727.88 is based on per cart charge to residents only, not looking at budgeted amount.

DRAFT

**RESIDENTIAL CURBSIDE RECYCLING AGREEMENT  
BETWEEN  
WASTE MANAGEMENT OF CAROLINAS, INC.  
AND  
THE TOWN OF KURE BEACH**

THIS AGREEMENT, made this 19<sup>th</sup> day of August 2019, by and between the Town of Kure Beach, North Carolina (the "Town") and Waste Management of Carolinas, Inc., a North Carolina corporation (the "Contractor"),

WITNESSETH:

WHEREAS, the Town desires to provide for the collection of Recyclable Materials (as defined herein) from all single family residential units, the walkovers, and the convenience center located within the Town limits; and

WHEREAS, the Contractor is experienced in the recycling business and possesses the necessary equipment, personnel, facilities, financial resources and management skills to provide such service; and

WHEREAS, the Town desires to contract with Contractor to provide residential recycling collection services; and

WHEREAS, Contractor desires to contract with the Town to provide residential recycling collection services;

NOW, THEREFORE, in consideration of the premises and covenants and undertakings set forth, the Town and Contractor agree as follows:

**1.0 Definitions**

- 1.01 **Beach Access Units** – Carts placed by the Town at strategic locations with access to beaches. At the beginning of this contract, there are 26 beach access carts.
- 1.02 **Recyclables** – Newsprint with inserts, brown, clear and green glass containers, aluminum beverage containers, steel cans, plastic bottles, corrugated cardboard, magazines, office papers, residential mixed paper (office paper, junk mail, catalogs and paper board such as cereal/food boxes) as further described in Exhibit "A" which is attached hereto and incorporated herein.
- 1.03 **Recyclable Processor** - A recycling processor selected by the Contractor to accept the Recyclable Materials collected by Contractor under this Agreement. Presently, the Recyclable Processor is Sonoco located at \_\_\_\_\_.



- 1.04 **Recycling Container** - A Contractor provided and maintained receptacle designed for the purpose of curbside collection of Recyclable Materials. The cart-type receptacle shall be wheeled, complete with handle and attached lid, approximately 64 gallons.
- 1.05 **Residential Unit** -A residential unit shall be all single-family homes, residential complexes of four or fewer units. This includes only those homes which receive residential garbage service, not commercial cart or dumpster service. A residential unit shall be deemed occupied when either water or domestic light and power services are being supplied thereto.

## **2.00 Scope of Work**

### **2.01 General.**

A. The Contractor will provide the following services:

1. Collect and remove all recyclables once a week from all single family homes and all residential complexes of \_\_\_\_ or fewer units within the Town. This includes only those homes which receive individual, Town provided residential garbage service, not dumpster service. In the event the Town annexes additional areas, Contractor also shall have the exclusive right to provide recyclable collection services to single family homes, and residential complexes of \_\_\_\_ or fewer units. In addition, Contractor will provide the same service to Beach Access Units.
2. Recyclable materials to be collected will include: newsprint with inserts, brown, clear and green glass containers, aluminum beverage containers, steel cans, plastic bottles, corrugated cardboard, magazines, office papers, residential mixed paper (office papers, junk mail, catalogs and paperboard such as cereal/food boxes). Additional materials may be added upon the mutual agreement of the parties in writing. If there are costs associated with collection and/or processing of Recyclable Materials increases after the inception of this Agreement, these costs would be the responsibility of the Town. Contractor shall not be required to collect any recyclable material for which there is no commercial market unless the Town chooses to compensate Contractor for the cost of paying to process such material.
3. Transport the recovered recyclable materials to a central processing site as identified and deposit the collected materials.
4. The Contractor will be required to respond within 24 hours following any substantial complaint about curbside collection of recyclable materials, including returning on the next working day.

All complaints will be made directly to the Contractor and shall be given prompt and courteous attention. In the case of alleged missed scheduled collections, the Contractor shall investigate and respond by 5:00 pm of the next day and, if such allegations are verified, shall arrange for the collection of the recyclables not collected within 24 hours following said verification.

5. The Contractor also shall provide the following to the Town:

Telephone numbers for complaint calls and explanation of how these calls will be handled. The phone numbers will be included by The Town of Kure Beach with all public information furnished to participants in the recycling program; and

Response does not necessarily mean pick-up of recyclables if it can be shown that the recyclables were set out after the prescribed pick up time or if the recycling cart contained more than 10% of non-recyclables. Customer is to receive from recycling collector a written notification of improper set out with recycling container.

6. Carts and/or bins shall be provided by and maintained by the Contractor. Replacement of damaged or missing carts shall be limited to five percent (5%) of the original number provided. Thereafter, the Town shall be charged for each replacement container.

- B. The Town will provide the following services:

1. The Town, in cooperation and assistance from the contractor shall promote the program and provide educational materials to residents;
2. The Town will follow-up with the contractor on any complaint calls coming into Town offices about service.

2.02 **Storms and Other Disasters** - In case of a storm, flood, hurricane or other disaster or other Acts of God, the Town shall grant the Contractor reasonable variance from regular schedules and routes. In case of a storm or other disaster or other acts of God where it is necessary for the Contractor to perform services beyond the scope of this Contract, the Contractor and the Town shall negotiate the amounts to be paid to the Contractor.

2.03 **Force Majeure** - From and after the date of this Agreement, the Contractor's performance hereunder may be suspended and its obligations hereunder excused in the event and during the period that such performance is prevented by a cause or

causes beyond the reasonable control of the Contractor. Such causes may include, by way of example and not limitation, acts of God, acts of war, riot, fire, explosion, accident, flood or sabotage; lack of adequate fuel, power or raw materials; judicial, administrative or governmental laws, regulations, requirements, rules, orders or actions; injunctions or restraining orders; the failure of any governmental body to issue or grant, or the suspension or revocation or modification of any license, permit or other authorization necessary for the services envisioned by this Agreement; national defense requirements, labor strike, lockout or injunction; or the inability or refusal of the Contractor's chosen Recyclable Materials processor to accept the recyclable materials at the rates anticipated in Exhibit "B" to this Agreement.

### **3.00 Type of Collection**

- 3.01 **Service Provided** - Contractor shall provide once a week curbside collection service for the collection of Recyclable Materials for each unit in the Town, in accordance with the existing Town schedule for household refuse collection.
- 3.02 **Location of Containers for Collection** - Each container shall be placed at curbside for collection by 7:00 A.M. on the designated collection day. Curbside refers to that portion of right-of-way adjacent to paved or traveled Town roadways (including alleys). Containers shall be placed as close to the roadway as practicable without interfering with or endangering the movement of vehicles or pedestrians. When construction work is being performed in the right-of-way, containers shall be placed as close as practicable to an access point for the collection vehicle.

### **4.00 Operation**

- 4.01 **Hours of Operating** - Collection of Recyclable Materials shall not start before 7:00 a.m. or continue after 7:00 p.m. on the same day. Exceptions to collection hours shall be effected only upon the mutual agreement of the Town and Contractor, or when necessary in order to complete collection on an existing collection route due to unusual circumstances.
- 4.02 **Holidays** - The following shall be holidays for purposes of this Contract:

New Year's Day  
Memorial Day  
Independence Day  
Labor Day  
Thanksgiving Day  
Christmas Day

Contractor may decide to observe any or all of the above-mentioned holidays by suspension of collection service on the holiday. The Contractor will adequately notify each customer if changes are made in the above schedule.

- 4.03 **Complaints** - All complaints shall be made directly to the Contractor and shall be given prompt and courteous attention. In the case of alleged missed scheduled collections, the Contractor shall investigate and respond by 5 pm of the next day and, if such allegations are verified, shall arrange for the collection of the commodities not collected within 24 hours after the complaint is received.
- 4.04 **Office** - The Contractor shall maintain an office or such other facilities through which he can be contacted. It shall be equipped with sufficient telephones and shall have a responsible person in charge from 7 am to 5 pm on regular collection days. In addition, the route supervisor shall have a cellular phone, and shall be responsive to complaints or inquiries from Town personnel responsible for maintaining the contract.
- 4.05 **Hauling** - All Recyclable Materials hauled by the Contractor shall be so contained, tied or enclosed so that leaking, spilling or blowing is prevented.
- 4.06 **Delivery** - All Recyclable Materials collected for delivery shall be hauled to a single point of disposal as arranged for by Contractor.
- 4.07 **Notification** - The Contractor shall notify all customers about complaint procedures, sorting, preparing for collection, regulations, and day(s) for scheduled Recyclable Materials collection. The Contractor shall also inform the public of any condition and form required of materials to be collected.
- 4.08 **Point of Contact** – The Contractor will provide a POC that will coordinate and be responsible for all contracted activities as required by the contract.

## **5.00 Compliance with Laws**

The Contractor shall conduct operations under this contract in compliance with all applicable laws and all Town ordinances.

## **6.00 Effective Date**

This Contract shall be effective upon execution and collection performance of such Contract shall begin on \_\_\_\_\_, 2019.

## **7.00 Nondiscrimination**

The Contractor shall not discriminate against any person because of race, sex, age, creed, color, religion or national origin.

**8.00 Indemnity**

The Contractor will indemnify and save harmless the Town, its officers, agents, servants, and employees from and against any and all suits, actions, legal proceedings, claims, demands, damages, costs, expenses, and attorneys’ fees to the extent resulting from willful misconduct or negligent act or omission of the Contractor, its officers, agents, servants and employees in the performance of this Contract; provided, however, that the Contractor shall not be liable for any suits, expenses and attorneys’ fees arising out of the award of this Contract or willful misconduct or negligent act or omission of the Town, its officers, agents, servants and employees.

**9.00 Licenses and Taxes**

The Contractor shall obtain all licenses and permits (other than the license and permit granted by the Contract).

**10.00 Term**

The initial term of the Contract will be for a period of three years beginning August 19<sup>th</sup> 2019 and ending August 18<sup>th</sup>, 2022; provided, however, either party may terminate this Agreement at any time by first giving the other party at least ninety (90) days prior written notice.

**11.00 Insurance**

The Contractor shall at all times during the Contract maintain in full force and effect Employee’s Liability, Workmen’s Compensation, Public Liability and Property Damage Insurance, including contractual liability coverage for the provisions of Section 8.00. All insurance shall be by insurers and for policy limits acceptable to the Town and before commencement of work hereunder the Contractor agrees to furnish the Town certificates of insurance or other evidence satisfactory to the Town to the effect that such insurance has been procured and is in force. The Town shall be a named insured. The certificates shall contain the following express obligations:

“This is to certify that the policies of insurance described herein have been issued to the insured for whom this certificate is executed and are in force at this time. In the event of cancellation or material change in a policy affecting the certificate holder, thirty (30) days prior written notice will be given the certificate holder.”

For the purpose of the Contract, the Contractor shall carry the following types of insurance in at least the limits specified below:

<u>Coverage</u>	<u>Limits of Liability</u>
Workmen’s Compensation	Statutory
Employer’s Liability	\$500,000

Bodily Injury Liability Except Automobile	\$500,000 each occurrence \$2,000,000 aggregate
Property Damage Liability Except Automobile	\$1,000,000 each occurrence \$2,000,000 aggregate
Automobile Bodily Injury Liability	\$500,000 each person \$2,000,000 each occurrence
Automobile Property Damage Liability	\$500,000 each occurrence
Excess Umbrella Liability	\$5,000,000 each occurrence

To the extent permitted by law, all or any part of any required insurance coverage's may be provided under a plan or plans of self-insurance. The coverage's may be provided by the Contractor's parent corporation.

## **12.00 Basis and Method of Payment**

### **12.01 Rates**

- A. The Town shall pay Contractor the rates set forth on Exhibit "B" as attached hereto and incorporated herein, as adjusted pursuant to Section 13.02 herein.
- B. The recyclable collection charges provided by Contractor shall include all costs of delivery to a single point of disposal. Said point shall be selected by Contractor and shall be fit for the purposes intended.

### **12.02 Modification to Rates**

- A. The fees or compensation payable to the Contractor for the second and subsequent years of the term hereof shall be adjusted upward or downward to reflect the percentage change in the cost of doing business, as measured by fluctuations in the Consumer Price Index for Water, Sewer, and Trash, Not Seasonally Adjusted, All Areas (WST CPI) as published by the U.S. Department of Labor, Bureau of Labor Statistics for the preceding twelve (12) month contract period using June of previous year to June of current year timeframe.
- B. In addition to the foregoing, the fees which may be charged by the Contractor may be increased to reflect increased costs of processing the Recyclable Materials or to reflect transporting the Recyclable Materials to a processing facility at a further distance than the Sonoco facility.



- 12.03 **Contractor Billings to Town** - The Contractor shall bill the Town for service rendered on or about the 25<sup>th</sup> of the month and the Town shall pay the Contractor on or before the 10<sup>th</sup> of the following month. Amounts unpaid for more than 15 days after the date of the invoice shall accrue interest at the lower of 1 1/2% per month or the highest rate allowed by applicable law. The Contractor's monthly invoice shall be accompanied by a monthly report showing, at a minimum, the number of tons collected by material in the relevant month.

### **13.00 Negative Recyclables Market**

Should the market for a Recyclables Material covered by the terms of this Agreement deteriorate so that local recycling processors will not accept the material without charge, the collection of such Recyclable Material shall be suspended and performance excused until the market for such material improves unless the Town agrees to pay Contractor for the charges imposed by local processors.

### **14.00 Termination of Agreement**

Except as otherwise provided herein, if either party breaches this Agreement or defaults in the performance of any of the covenants or conditions contained herein for fifteen (15) days after the other party has given the party breaching or defaulting written notice of such breach or default, unless a longer period of time is required to cure such breach or default and the party breaching or defaulting shall have commenced to cure such breach or default within said period and pursues diligently to the completion thereof, the other party may: (a) terminate this Agreement as of any date which the said other party may select provided said date is at least thirty (30) days after the fifteen (15) days in which to cure or commence curing; (b) cure the breach or default at the expense of the breaching or defaulting party; and/or (c) have recourse to any other right or remedy to which it may be entitled by law, including, but not limited to, the right for all damage or loss suffered as a result of such termination. In the event either party waives default by the other party, such waiver shall not be construed or determined to be a continuing waiver of the same or any subsequent breach or default.

### **15.00 Transferability of Contract**

No assignment of the Contract or any right accruing under this Contract shall be made in whole or in part by the Contractor without the express written consent of the Town.

### **16.00 Exclusivity**

Except for individual homeowners and charitable organizations that desire to collect and dispose of recyclable materials, the Contractor shall have the sole license and privilege to provide Recyclable Materials collection and delivery services within the corporate limits of the Town. The Town shall maintain ownership of all Recyclable Materials placed in the recycling containers for collection until collected by Contractor. Once collected by Contractor, title to the Recyclable Materials shall vest in Contractor.

## **17.00 Regulations**

The Contractor will qualify and comply with any and all Federal, State, and local laws and regulations in effect, or hereafter enacted during the term of this agreement, which are applicable to Contractor, its employees, agents or subcontractors if any, with respect to safety or the work and services described herein.

## **18.00 Notices**

All notices required or contemplated by this Agreement shall be personally served or mailed, postage prepaid and return receipt requested, addressed to the parties as follows:

To the Town:	Town of Kure Beach 117 Settlers Lane Kure Beach, NC 28449-0003 Attn: Mayor
To Contractor:	Waste Management of Carolinas, Inc. 3920 River Road Wilmington, NC 28406 Attn: District Manager
with a copy to:	Waste Management Southern Group 1850 Parkway Place, Suite 600 Marietta, GA 30067 Attn: Legal Dept.

## **19.00 Entirety**

This Agreement and any Exhibits attached hereto contain the entire Agreement between the parties as to the matters contained herein. Any oral representations or modifications concerning this Agreement shall be of no force and effect.



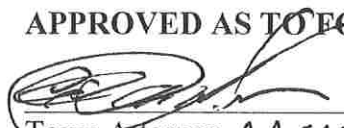
IN WITNESS WHEREOF, the parties hereto have set their hands as of this 19<sup>th</sup> day of August, 2019.

**TOWN OF KURE BEACH**

By: \_\_\_\_\_

Title: Mayor

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Town Attorney A.A. CANONTAS

**WASTE MANAGEMENT OF CAROLINAS, INC.**

By: \_\_\_\_\_

Title: \_\_\_\_\_

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

\_\_\_\_\_  
Signature of Finance Officer

\_\_\_\_\_

**EXHIBIT A  
SINGLE STREAM SPECIFICATIONS**

**RECYCLABLES** must be dry, loose (not bagged) and include **ONLY** the following:

Aluminum cans - empty	Newspaper
PET bottles with the symbol #1 – with screw tops only - empty	Mail
HDPE plastic bottles with the symbol #2 (milk, water bottles detergent, and shampoo bottles, etc.) – empty	Magazines, glossy inserts and pamphlets
Plastic containers with symbols #3-#7 – empty (no expanded polystyrene)	Uncoated paperboard (ex. cereal boxes; food and snack boxes)
Steel and tin cans – empty	Uncoated printing, writing and office paper
Phone books	Old corrugated containers/cardboard (uncoated)

**RECYCLEABLES** may include the following with the written consent of COMPANY:

Plastic containers with symbols #3-#7 – empty (no expanded polystyrene), empty	Glass food and beverage containers – brown, clear, or green - empty
Aseptic containers	Cartons

**NON-RECYCLABLES** include, but are not limited to the following:

Plastic bags and bagged materials (even if containing Recyclables)	Microwavable trays
Mirrors	Window or auto glass
Light bulbs	Coated cardboard
Porcelain and ceramics	Plastics unnumbered
Expanded polystyrene	Coat hangers
Glass and metal cookware/bakeware	Household appliances and electronics,
Hoses, cords, wires	Yard waste, construction debris, and wood
Flexible plastic or film packaging and multi-laminated materials	Needles, syringes, IV bags or other medical supplies
Food waste and liquids, containers containing such items	Textiles, cloth, or any fabric (bedding, pillows, sheets, etc.)
Excluded Materials or containers which contained Excluded Materials	Napkins, paper towels, tissue, paper plates, paper cups, and plastic utensils
Any Recyclable materials or pieces of Recyclables less than 4” in size in any dimension	Propane tanks, batteries

Material delivered by or on behalf of Customer may not contain Non-Recyclables or Excluded Materials. “Excluded Materials” means radioactive, volatile, corrosive, flammable, explosive, biomedical, infectious, bio-hazardous or toxic substance or material, or regulated medical or hazardous waste as defined by, characterized or listed under applicable federal, state, or local laws or regulations, materials containing information (in hard copy or electronic format, or otherwise) which information is protected or regulated

under any local, state or federal privacy or data security laws, including, but not limited to the Health Insurance Portability and Accountability Act of 1996, as amended, or other regulations or ordinances.

Company may reject in whole or in part, or may process, in its sole discretion, Recyclables not meeting the specifications, and Customer shall pay and reimburse Company for all costs, losses and expenses incurred with respect to such non-conforming Recyclables including costs for handling, processing, transporting and/or disposing of such non-conforming Recyclable Materials which charges may include an amount for Company's operating or profit margin. Without limiting the foregoing, and Customer shall pay a contamination charge for additional handling, processing, transporting and/or disposing of Non-Recyclables, Excluded Materials, and/or all or part of non-conforming loads and additional charges may be assessed for bulky items such as appliances, concrete, furniture, mattresses, tires, electronics, pallets, yard waste, propane tanks, etc.

Company reserves the right upon notice to discontinue acceptance of any category of materials set forth above as a result of market conditions related to such materials and makes no representations as to the recyclability of the materials.

**Exhibit B  
Pricing Schedule**

<b>Sonoco Processing Charge</b>	<b>Monthly Base Rate</b>
	\$6.72 per home
Sonoco processing charge between \$60.00 and \$69.99	\$6.99 per home
Sonoco processing charge between \$70.00 and \$79.99	\$7.20 per home
Sonoco processing charge between \$80.00 and \$89.99	\$7.41 per home
Sonoco processing charge between \$90.00 and \$99.99	\$7.61 per home
Sonoco processing charge between \$100.00 and \$109.99	\$7.82 per home
Sonoco processing charge between \$110.00 and \$119.99	\$8.02 per home
Sonoco processing charge between \$120.00 and \$129.99	\$8.22 per home
Sonoco processing charge between \$130.00 and \$139.99	\$8.43 per home
Sonoco processing charge between \$140.00 and \$149.99	\$8.64 per home
Beach Access Carts	\$45.00 per cart

All of the above rates are subject to a flat 10% fuel surcharge on the gross monthly rates.

# **OLD BUSINESS**

# **CROSSWALKS**



## Beth Chase

---

**From:** Nancy Avery  
**Sent:** Tuesday, August 13, 2019 11:28 AM  
**To:** Beth Chase  
**Subject:** Fwd: [External] RE: Sealane Way crosswalk  
**Attachments:** image001.png; ATT00001.htm; image004.png; ATT00002.htm; FHWA Informational Brief\_Treatments for Uncontrolled Marked Crosswalks.pdf; ATT00003.htm; Guidelines for Crosswalks in Beach Communities.pdf; ATT00004.htm; RE: Pedestrian Crossing at Fort Fisher Blvd & K Ave; ATT00005.htm

Include under crosswalks in old business in August agenda

Nancy Avery  
Town Clerk  
117 Settlers Lane  
Kure Beach, NC 28449  
910-458-8216 office  
910-458-7421 fax  
910-707-2016 direct  
910-443-0410 cell  
[n.avery@tokb.org](mailto:n.avery@tokb.org)  
[www.townofkurebeach.org](http://www.townofkurebeach.org)

Begin forwarded message:

**From:** "Leonard, Jessi L" <[jleonard6@ncdot.gov](mailto:jleonard6@ncdot.gov)>  
**Date:** July 9, 2019 at 2:19:53 PM EDT  
**To:** Nancy Avery <[n.avery@townofkurebeach.org](mailto:n.avery@townofkurebeach.org)>  
**Cc:** Mandy Sanders <[m.sanders@townofkurebeach.org](mailto:m.sanders@townofkurebeach.org)>, "Spirakis, Kirsten L" <[klspirakis@ncdot.gov](mailto:klspirakis@ncdot.gov)>  
**Subject:** RE: [External] RE: Sealane Way crosswalk

Ms. Avery,

I am sorry for the delay in response. I have provided some information below on these requests, but please feel free to contact me or Kirsten Spirakis, Senior Assistant Traffic Engineer, at 910.341.2200 if you need to discuss further before Monday. Thank you!

1) **Flashers at Existing Crosswalks**

For crosswalks that are existing or approved to be installed, the Department is not opposed to additional items being installed to bring more attention to these locations. The attached *Federal Highway Administration (FHWA) Informational Brief* provides options for different treatments that would be allowed, such as in street signage or flashers. The installation and maintenance of these additional items would be the responsibility of the requesting party and they can be pursued under an encroachment agreement with the District Office, who can be reached at 910.398.9100. Since the Department does not install these, we do not have a cost estimate available and this would be something that can be obtained through the vendors of these products.

2) **General Information for New Crosswalk Requests**

It is our goal to work with our surrounding beach communities to determine safe and viable options for their high levels of pedestrian traffic. For this reason, we developed the attached *Guidelines for Crosswalks in Beach Communities*. Allowing these crosswalks for access along beach front roads is a fairly new process and the guidelines to do so were developed in 2010. Before that, the stance was that in beach communities, pedestrian activity should be expected, so crosswalks were not endorsed to avoid giving pedestrians a false sense of security.

In the past few years, we have been contacted by several communities that have installed these unsignalized crossings, with concerns that they are causing more issues rather than improving them for this very reason. Some of these communities have funded / installed additional signage or flashers and some have even contemplated having the crosswalks removed. The lack of markings can cause pedestrians to take extra caution before stepping into the road. Our goal with the guidelines is to make sure that crosswalks are not being used so abundantly that drivers become complacent to them and that they are placed in locations that will have enough pedestrian activity to serve as a visual reinforcement to the drivers.

**We do ask that these requests are submitted as an official letter from the Town, which references the reasons behind the request based on the items listed under bullet #9 in the attached guidelines. If it is based on the number of residential units, please include a map indicating the units that they expect to utilize this crossing. Since there are already crossings in place, which may also be for the residential units, we may also need a map for the expected residential units utilizing the existing crosswalks ones as well.**

3) **Crosswalk Requests for US 421 and K Avenue**

This location was previously reviewed and the attached email sent to Mayor Swearingen. For us to be able to consider crosswalks at this signalized intersection and curb and gutter section, the necessary ADA wheelchair ramps and pedestrian signal heads would have to be installed. We produced several estimates for different scenarios of adding pedestrian facilities at this intersection, which are included in the attached email.

**Jessi Leonard, PE**

Division Traffic Engineer  
Division 3 Traffic  
NCDOT – Division of Highways

910 341 2200 office  
910 602 7079 fax  
[jleonard6@ncdot.gov](mailto:jleonard6@ncdot.gov)

5504 Barbados Boulevard  
Castle Hayne, NC 28429-5646

# PEDESTRIAN CROSSWALKS IN BEACH COMMUNITIES

## NCDOT - DIVISION 3 GUIDELINES

**PURPOSE:** Both pedestrians and motorists in the State of North Carolina have rights and responsibilities on the roadway. Pedestrians must obey signals and yield to motorists if not crossing at an intersection or a crosswalk. Conversely, motorists are required to yield to pedestrians at crosswalks and when crossing at intersections and driveways marked or unmarked. Excessive use of signs and pavement markings can substantially reduce the effectiveness of such devices. A consistent application of this policy will serve both the motorist and pedestrians within the Division.

**PROCESS:** Your traffic safety concern or request will be formalized by the appropriate staff member. That person will work with you and gather the pertinent facts to help clearly define the problem and seek a solution. Each request will be evaluated and, based on engineering judgment, recommendations will be presented.

### **GUIDELINES:**

- 1) Written request shall be provided by the town requesting the proposed crosswalk.
- 2) The installation and maintenance cost for these crosswalks will be the responsibility of the requesting party.
- 3) Each beach community requesting pedestrian crosswalks shall be analyzed to ensure proper placement of crossings.
- 4) The Manual on Uniform Traffic Control Devices (MUTCD) shall set the guidelines for the request of any pedestrian treatments.
- 5) Pedestrian crosswalks shall be installed per Division 3 High Visibility Crosswalk detail.
- 6) Speed, vehicular and pedestrian volumes, accident records, sight obstructions and demographic analysis shall be reviewed when considering pedestrian crosswalk installations.
- 7) Pedestrian crosswalks shall only be placed in an area that shows to have pedestrian activity based on engineering judgment.
- 8) Pedestrian crosswalks shall not be located on arterial roads or roads with a speed limit greater than 35mph unless in conjunction with signalization or as approved by the Division Traffic Engineer.

- 9) Any of the following conditions may warrant pedestrian crosswalks in a beach community:
- a) Locations where pedestrians must cross due to limited beach access points.
  - b) Locations where parking is not available at or on the same side of the road as beach accesses.
  - c) Locations where number of residential units exceed 250.
  - d) Locations where crash records warrant the installation.
  - e) Locations where significant numbers of handicapped or senior citizens cross a street.
  - f) Location is part of the local adopted pedestrian plan.



# Informational Brief: Treatments for Uncontrolled Marked Crosswalks

Federal Highway Administration • Office of Operations • December 2017

The FHWA provides this information to practitioners about acceptable methods of enhancing pedestrian safety that can be implemented at uncontrolled marked crosswalks. The FHWA continues to be committed to helping practitioners reduce the number of pedestrian injuries and fatalities that occur at uncontrolled marked crosswalks each year.

There are numerous treatments that comply with the current edition of the *Manual on Uniform Traffic Control Devices for Streets and Highways* (MUTCD, see <https://mutcd.fhwa.dot.gov/>) that can be employed either individually or in varying combinations to enhance safety at uncontrolled marked crosswalks. These treatments range from various types of crosswalk markings to enhancing the edge of a standard Pedestrian Crossing warning sign with light-emitting diodes that can be activated by pedestrians. In addition to traffic control devices, roadway treatments, such as lighting or roadway narrowing, can enhance the safety of pedestrians using the crosswalk. The most appropriate treatment, or combination of treatments, will depend on the specific conditions of each site. Conducting a Road Safety Audit (see <https://safety.fhwa.dot.gov/rsa/>) is one way to identify potential treatments based on the roadway and user characteristics. Additional information to help in the selection of treatments for varying site conditions can be found in the following FHWA resources:

- Pedestrian & Bicycle Safety Web site ([http://safety.fhwa.dot.gov/ped\\_bike/](http://safety.fhwa.dot.gov/ped_bike/))
- PEDSAFE Web site (<http://www.pedbikesafe.org/PEDSAFE/>)
- Safe Transportation for Every Pedestrian (STEP), an Every Day Counts initiative ([https://www.fhwa.dot.gov/innovation/everydaycounts/edc\\_4/step.cfm](https://www.fhwa.dot.gov/innovation/everydaycounts/edc_4/step.cfm))

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The following traffic control devices comply with the provisions of the [2009 Edition of the MUTCD](#) and can be implemented for a particular crossing if their use would be appropriate based on the specific conditions at the site, such as roadway geometrics and traffic volumes and speeds:

**Pedestrian-activated Flashing LEDs in the Border of a Warning Sign** – [Section 2A.07](#) describes the use of flashing white or yellow LEDs in the border of a pedestrian crossing warning sign. The flashing LEDs may be pedestrian activated to increase their effectiveness in making the crossing sign more conspicuous when a pedestrian desires to cross the roadway.



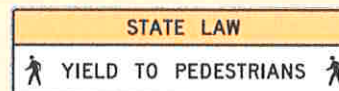
**Enhanced Conspicuity of Pedestrian Crossing Signs** – [Section 2A.15](#) describes numerous methods that may be used to improve the conspicuity of regulatory or warning signs that are associated with pedestrian crossings.



**Yield Here to (or Stop Here for) Pedestrians signs** – [Section 2B.11](#) describes pedestrian crossing signs that may be placed upstream from a crosswalk to inform drivers on multi-lane roadways that they are legally required to stop a specified distance in advance of the crosswalk if a pedestrian is crossing the roadway.



**Overhead Pedestrian Crossing Signs** – [Section 2B.12](#) describes pedestrian crossing signs that may be mounted over the roadway to make it easier for drivers to notice that a crosswalk is present, especially from a greater distance than they would for post-mounted signs, and to inform them of their legal obligation to stop if a pedestrian is waiting to cross or in the process of crossing the roadway.



**In-street Pedestrian Crossing Signs** – [Section 2B.12](#) describes pedestrian crossing signs that may be placed in the street to notify drivers that a crosswalk is present and to inform them of their legal obligation to stop if a pedestrian is waiting to cross or in the process of crossing the roadway.



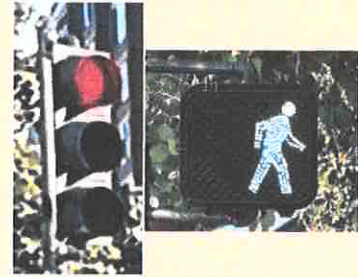
**High-visibility Crosswalk Markings** – [Section 3B.18](#) describes the various types of crosswalk markings that may be used, including those that include diagonal or longitudinal lines to increase the visibility of the crosswalk to approaching drivers.



Additional information on crosswalk marking patterns is available in a recent study, *Crosswalk Marking Field Visibility Study* (Report No. FHWA-HRT-10-068).



**Midblock Pedestrian Signals** – Sections [4C.05](#) and [4C.06](#) describe warrant criteria that can be used in a signal needs study of a marked crosswalk location to determine if the installation of a midblock pedestrian signal is justified to assist pedestrians or schoolchildren in safely crossing the major street.



**Pedestrian Hybrid Beacons** – Section [4F.01](#) describes warrant criteria that can be used to determine if the installation of a pedestrian hybrid beacon is justified to assist pedestrians in safely crossing the major street.



**Pedestrian-activated Warning Beacons** – Section [4L.03](#) describes the use of a flashing yellow warning beacon to supplement a pedestrian crossing warning sign. The warning beacon may be pedestrian activated to increase its effectiveness in making the crossing sign more conspicuous when a pedestrian desires to cross the roadway.



**In-roadway Warning Lights** – Section [4N.02](#) describes pedestrian-activated yellow lights that may be installed in the roadway surface at an uncontrolled marked crosswalk location to warn drivers that a pedestrian is waiting to cross or in the process of crossing the roadway.



The following roadway features, which are not considered to be traffic control devices, can be implemented for a particular crossing if their use would be appropriate based on the specific conditions at the site, such as roadway geometrics and traffic volumes and speeds:

**Curb Extensions (bulb-outs, neckdowns)** – This feature, which is particularly beneficial in urban settings where on-street parking (either parallel or diagonal) is present, shortens the crossing distance and allows the pedestrian waiting to cross to be more visible to the approaching driver. Where physical construction is not immediately feasible, neckdown of the street width at the crosswalk can be accomplished on an interim basis using markings and flexible delineator posts to achieve a traffic calming effect similar to that of a curb extension.



**Pedestrian Refuge Islands (median islands)** – This feature, which is particularly beneficial on wide multi-lane roadways, allows pedestrians to cross a two-way street in two stages by finding a gap in one direction, and then stopping on a median island of sufficient width to wait while searching for a gap in the other direction of traffic.

**Raised Crosswalks** – This feature improves pedestrian safety by forcing drivers to slow down when traversing the crosswalk location.



**Crosswalk Lighting** – This feature improves pedestrian safety by allowing the pedestrian waiting to cross or in the process of crossing to be more visible to the approaching driver during nighttime conditions.






# **CAMA GRANT**



## AGENDA ITEM REPORT

TO: Town Council  
FROM: Nancy Avery, Town Clerk   
RE: Administration – CAMA grant application  
DATE: August 19, 2019

### SUBJECT

Submittal of final application of CAMA grant to replace existing non-ADA compliant beach access crossover at beach access number 1004.5 with a wide, flat ADA compliant ramp with solar lighting.

### BACKGROUND

In April 2019, Council authorized submission of a grant pre-application to CAMA for the above referenced project. CAMA recently invited the Town to submit a final grant application. This is part of the CAMA two -step process and an invitation of this sort usually means the Town will receive the grant.

### FINANCIAL IMPLICATIONS

Total estimated cost for this project is \$134,488 with a Town cash match of \$30,000 and an in-kind match of \$3,622.

This is not a budgeted item. If the grant is approved, the Town may start as early as January of 2020, so the current budget year is impacted and if the grant is awarded, Council will need to designate how it will be funded. Grant funds and projects must be completed within 18 months of award date.

### POLICY/CODE IMPLICATIONS

None

### OTHER OPTIONS

None

### AGENDA MOTION/RECOMMENDATION

Motion to adopt Resolution R19-09 as presented and authorize the Town Clerk to submit the final application to CAMA for the 2019-2020 cycle



KURE BEACH TOWN COUNCIL  
TOWN OF KURE BEACH, NC

**R**ESOLUTION R19-09

**A RESOLUTION IN SUPPORT OF CAMA PUBLIC BEACH AND COASTAL WATER  
ACCESS FINAL APPLICATION FOR THE 2019-2020 CYCLE TO REPLACE AN  
EXISTING NON-ADA COMPLIANT CROSSOVER AT BEACH ACCESS NUMBER  
1004.5 PROJECT**

*WHEREAS*, during its monthly Council public meeting on April 15, 2019, the Town Council discussed replacing the existing non-ADA compliant beach crossover at public beach access number 1004.5 near Oceanview in the north section of town with a flat, wide ADA compliant crossover with solar lighting and authorized the Town Clerk to submit a pre-application to CAMA (Coastal Area Management Act); and

*WHEREAS*, in accordance with the Coastal Area Management Act (CAMA) funded Water Access Plan, the Town wishes to improve access to its beaches for those with disabilities; and

*WHEREAS*, at its monthly Council public meeting on August 19, 2019, the Town Council discussed the final application and the cost requirements for this project of an estimated total cost of \$134,488; Town cash match of \$30,000 and a Town in-kind match of \$3,622.

*NOW, THEREFORE BE IT RESOLVED* that the Kure Beach Town Council supports the CAMA Public Beach and Coastal Water Access grant process and authorizes the Town Clerk to submit the final application for the CAMA 2019-2020 grant cycle to CAMA.

Adopted by the Kure Beach Town Council this 19th day of August, 2019.

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Craig Bloszinsky  
Mayor


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Attest: Nancy Avery  
Town Clerk

# **SOCIAL MEDIA POLICY**



## AGENDA ITEM REPORT

TO: Town Council  
FROM: Nancy Avery, Town Clerk   
RE: Administration  
DATE: August 19, 2019

SUBJECT - Social Media Policy

### BACKGROUND

At the July Council meeting, the Administration staff presented a draft Social Media policy. Council requested staff clarify the impact of the Records Retention Policy on data posted on these sites.

As part of this request and in re-reviewing the proposed policy, staff decided to incorporate a Social Media policy component as an amendment into an existing policy on Public Notification Content. Much of the content of the first draft is included along with a clearly stated section on Public Records Retention Requirements.

Items in the proposed amended policy that Council should consider are that policy is drafted to:

1. Allow only staff to post on Social Media sites

*Do you want to allow Council members to also post?*

2. Requires Department Heads to get approval from Council before establishing a Social Media site

*Is this the intent of Council or do you want them to have authority without Council approval?*

3. Administrators are allowed to respond to comments on Social Media sites without approval of response by a Council member

*Is this the intent of Council or do you want Council approval on all responses?*

FINANCIAL IMPLICATIONS -None

### POLICY/CODE IMPLICATIONS

Approval of proposed policy requires amendment to existing policy on Public Notification Content to include Social Media sites.

### AGENDA MOTION/RECOMMENDATION

1. Adopt amendment to Public Notification Content policy as presented
2. Adopt amendment to Public Notification Content as presented and amended in sections . . . .



## Article 10. PUBLIC NOTIFICATION CONTENT

### Section 10.01 Public Notification Tools

Adopted 09/15/2015

Amended 08/19/2019

It is the policy of the Town of Kure Beach to maintain a website, email distribution list, and outside notice boards at Town Hall, Ocean Front Park, and the Community Center.

#### PUBLIC NOTIFICATION TOOLS

The established public notification tools of the Town are:

- Official website [www.townofkurebeach.org](http://www.townofkurebeach.org)
- Email distribution list collected as part of the website under “Notify Me” on the home page
- Notice boards located outside of Town Hall, the Ocean Front Park and the Community Center
- Social Media sites as approved by the Town Council

#### PURPOSE

The sole purpose of the website, email distribution list, ~~and~~ notice boards, ~~and~~ Social Media sites is to provide adequate provisions for notification and education of Town residents, property owners, seasonal and potential residents, and visitors to provide factual information about the Town, including various services and resources available in the Town, or available from other governmental agencies in the area.

In providing an official website, the Town does not intend in any manner to create a forum for public discourse, feedback, exchange of opinions, or discussion on issues of any nature, with the single exception of an occasional survey to assist the town in service delivery.

In establishing Social Media sites, the Town may not allow some avenues of user comments to include discussion boards, ‘walls’ and comment sections to ensure that actual and factual information is being provided.

#### GOALS

Goals of the website, email distribution list, ~~and~~ notice boards, ~~and~~ Social Media sites are:

- To encourage increased citizen participation and engagement in town government by making public information more readily available
- To provide electronic and hard copy access to Town information
- To keep the public informed of Town meetings, events, classes and recreational programs ~~and to provide emergency notifications~~
- To encourage both commerce and tourism

## ADMINISTRATORS

### *Website*

The Town Clerk and Deputy Town Clerk serve as the Administrators who are responsible for the appearance and content of the website, email distribution and notice boards in compliance with this and other Town policies. All information prepared for posting on any of the above referenced tools shall be approved by one of the Administrators.

### *Social Media*

Administrators for Social Media sites are hereby designated as the Town Clerk, Department Heads and their designees.

The Town Clerk's Office shall create and maintain the Town's official Social Media sites as directed or approved by the Town Council.

A Town Department may create and maintain Social Media sites separate from those directed by the Town Council with approval from the Town Council before implementing departmental specific Social Media sites.

Each administrator shall maintain a list of Social Media domains, active account logins and passwords for each site. Passwords shall be changed when an employee is removed as an administrator to maintain control of the site(s). At least two staff members must have access to login and passwords on each site.

Postings shall be professional and not in any way harm or disparage the Town.

Responses by Administrators to any public post requesting information shall:

- Be tactful
- Non-offensive
- Not make promises or give guarantees
- Not distribute blame
- Be free from profanity and obscenity
- Occur within 48 hours of the posted request.

Any administrator receiving a private message from a Social Media post shall treat it as any other Public Record document and reply via the Town's authorized Social Media site.

All Administrators establishing Social Media sites must ensure each site has the following verbiage clearly posted:

"The Town of Kure Beach reserves the right to delete all comments that:

- contain obscenity or material that appeals to the prurient interest
- contain personal identifying information
- contain offensive terms that target protected classes



- are threatening, harassing or discriminatory
- incite or promote violence or illegal activities
- contain information that reasonably could compromise individual or public safety
- advertise or promote a commercial product or service, or any entity or individual
- promote or endorse political campaigns or candidates

Representatives of the Town of Kure Beach provide information via this Social Media site. Consequently, any communication via this site (whether by a government employee or the general public) may be subject to monitoring and disclosure to third parties.

Please note that the comments expressed on Social Media sites by others do not reflect the opinions and position of the Town of Kure Beach or its employees.”

#### ALLOWED CONTENT

- Municipal information such as committee, board and Council meeting schedules, official announcements, minutes, policies, plans, ordinances, emergency contact information, financial budgets and audits, etc.
- Requests for community input / involvement / assistance with activities of a particular board or committee
- Membership drives for board and committee vacancies **and other volunteer services**
- Citizen surveys
- Answers to frequently asked questions
- Contact information for Town officials as well as county, state and federal representatives
- Detailed information, forms and applications related to services provided by the Town
- Information about Town sponsored events, classes and recreational opportunities and non-town sponsored events approved to be held in the Town
- Contact information for businesses physically located in the Town.
- Emergency information to include location of shelters and evacuation procedures
- NC General Assembly legislative information and updates
- New Hanover County services and legislative information impacting residents
- Information about tourist attractions on the island
- Links to websites **and Social Media sites** that encourage citizen participation in government; promote local businesses and attractions; provide contact information for local government agencies such as the ferry service, library, hospital, airport, health department
- Board of Elections information regarding upcoming election, voter registration and precinct information



- Town Council candidate statements during an election year. Statements will be published on a non-partisan basis, and may not be of a negative or character assassination nature. Statements may outline the candidate's reasons for running for Council. These statements may only be published bi-weekly on a Monday by each candidate beginning in September until Election Day

## EXCLUDED CONTENT

- Opinions, endorsements or candidates statements regarding county, state or federal candidates for office.
- Promotion or advertisement of non-local businesses, non-profits or special interest groups
- One sided articles advocating a candidate; a position on a local, state, or federal issue; or pending legislation
- Corporate or for-profit organization information
- Individual or personal home pages
- Hyperlinks with content within the browser that exhibits one or more of the following categories:
  - Content which a reasonable person would find graphically depicts or describes violence, or nudity and/or sexual activities in a way designed to evoke prurient interest.
  - Content which facilitates or incites crime.
  - A hyperlink that directly links to other content that when perceived within a browser is in violation of any of the prohibited content stated above.
  - Discussion groups, chat rooms, bulletin boards, and other largely unedited content created by individuals who are not officials of the town.
  - Websites containing information that violates any of the Town's equal opportunity policies.
- Personal phone numbers, home and email addresses of volunteers serving on the Town's committees or boards unless expressly authorized.
- Personal phone numbers, home and email addresses of Board of Adjustment members
- Fundraising advertisements unless for a town sponsored event.
- Any submission considered by the Administrator to be inappropriate or not in compliance with this policy **and any comment on a Social Media site considered by an Administrator to be inappropriate or not in compliance with this policy to include the list below shall be deleted or hidden:**
  - Obscene material that appeals to the prurient interest
  - Personal identifying information or sensitive personal information
  - Offensive terms that target protected classes
  - Threatening, harassing or discriminatory language
  - Language that incites or promotes violence or illegal activities
  - Information that reasonably could compromise individual or public safety

- Advertisements or promotions of a commercial product or service, or any entity or individual

Websites or Social Media sites that have been approved and linked, but subsequently demonstrate any of the above categories of excluded content, will be unlinked from the website and Social Media site without notice.

## PUBLIC RECORDS RETENTION REQUIREMENTS

Most postings of information, photos, audio recordings and other data on the website, Social Media sites and posting boards are considered as 'routine administrative correspondence', Standard-1, Item # 22 of the Local Government General Records Retention Schedules which state they may be destroyed, deleted or removed after one year or when superseded with more current information.

### *Exceptions*

Data posted with a historical value **that is not available in any other format** than on the website or Social Media site may not be removed without retaining that data in a hard copy or other electronic version available in the office. A screenshot or print out of the data is sufficient with the date documented and must be retained permanently.

Data that may be considered legally valuable in the case of concern over legal action, may be removed if it meets the terms of this policy but only after either a screenshot or print out of the data is obtained and retained in the office until determination of the matter.

## APPLICATION FOR PUBLICATION

Anyone requesting publication of information on any of the Town's Public Notification Tools should submit the request by email to either any of the Administrators. [at\\_townclerk@tokb.org](mailto:at_townclerk@tokb.org) or [frontdesk@tokb.org](mailto:frontdesk@tokb.org).

Applicants who are denied publication may, within 5 (five) business days, follow the Appeals procedure.

## APPEALS

Complaints about any aspect of this policy should be brought first to the attention of an Administrator. If a complainant is unsatisfied, s/he may appeal any decision of the Administrator to the Town Council who will discuss the matter at the next scheduled Council meeting. The decision of the Town Council is the final word on matters arising from implementation of this policy

## CONFIDENTIALITY

While the website and Social Media sites may track overall site traffic, it does not collect individual user details unless a user voluntarily submits such information.

This information is not shared with outside sources unless specified in the Public Records statute.

#### DISCLAIMER

The Town shall make every effort to insure that information posted is correct at the time of posting. Information is provided as a public service. The Town makes no claims, representations, guarantees or warranties as to quality, content, accuracy, completeness, and suitability of the information, text, graphics, photos, links and other items provided.

# **NEW BUSINESS**





# MEMO

**TO:** Town Council  
**FROM:** Nikki Keely, Recreation Director  
**RE:** Memorial Bench Selection  
**DATE:** 8/13/19

The Community Center Committee expressed interest in putting a memorial bench outside the facility to honor Frances Regan. In response to this request and the idea that the Town may want to place benches in other locations in the future, the Naming Committee sought a bench that could be utilized uniformly as such.

The bench selected by the Naming Committee is made out of recycled plastic. It comes with a 50-year guarantee from the company (Kirby Built) and claims to never rot, rust, chip, splinter, peel, or need paint. The Naming Committee selected a gray bench with black frame to match the current color scheme of most Town buildings. Photos of the Classic Bench in gray/black and a sample bronze plaque are attached for review. The bench can also be reviewed on the Kirby Built website at the following location, <http://www.kirbybuilt.com/classic-benches>.

The cost of the 6-foot Classic Bench is currently \$538.85. The bronze plaque offered through the same company runs up to \$130, depending on size. The bench weighs 119 pounds and costs around \$135 to ship. The total cost for a 6-foot recycled plastic bench with a bronze plaque, including shipping, is just over \$800.

If Town Council approves the bench selection, the Naming Committee recommends that the Community Center Committee be granted permission to move forward in placing a bench outside their facility. The money for this bench would come out of the current Community Center budget. The Naming Committee would then continue working towards locating other bench placement opportunities and creating a "Sponsorship Offer Form" to outline the cost and process for outside sponsorship of potential benches.

As a side note, I think it is important that Town Council know the following: The Recreation Department, in conjunction with the SLABP Committee, is working on a Town Sponsorship Policy and will be bringing the policy forward for review in the near future. The Sponsorship Policy would be an umbrella policy that governs all sponsorship opportunities throughout the Town. Each individual sponsorship opportunity (Current Sponsorship Opportunities: Bluefish, Disc Golf Signage, Street Festival; Future Sponsorship Opportunities: Benches, Beach Access Signage, etc.) would have a "Sponsorship Offer Form" that acts as the contract between the Town and the Sponsor and adheres to the Town Sponsorship Policy. If the memorial bench is approved, we will ensure the process is aligned with the Town Sponsorship Policy as it moves forward.

If Town Council supports the memorial bench idea, action is needed in the following areas:

- Approve the memorial bench selection put forward by the Naming Committee
- Grant the Community Center Committee permission to place a memorial bench outside the Community Center facility
- Assign the Naming Committee the task of determining locations for future bench placement and creating a Sponsorship Offer Form for the memorial bench to be brought back to Town Council at a future date

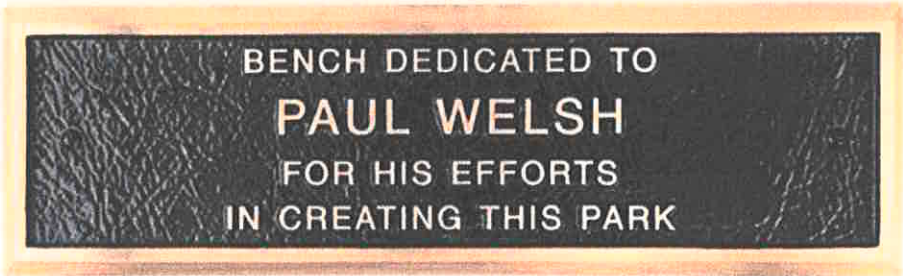
nk

Enclosure: Pictures of the proposed bench and bronze plaque

6-foot Classic Bench in Gray/Black:



Sample Bronze Plaque:







# TOWN COUNCIL MINUTES

## REGULAR MEETING

July 15, 2019 @ 6:00 p.m.

The Kure Beach Town Council held its regular meeting on Monday, July 15th, 2019 beginning at 6:00 pm. There was a quorum of Council and the Town Attorney was present.

### COUNCIL MEMBERS PRESENT

Mayor Craig Bloszinsky  
(MPT) David Heglar  
Commissioner Joseph Whitley  
Commissioner Allen Oliver  
Commissioner John Ellen

### COUNCIL MEMBERS ABSENT

None

### STAFF PRESENT

Town Clerk – Nancy Avery  
Finance Officer (FO) – Arlen Copenhaver  
Police Chief – Mike Bowden  
Public Works Director – Jimmy Mesimer  
Fire Chief – Ed Kennedy  
Deputy Town Clerk – Mandy Sanders

Mayor Bloszinsky called the meeting to order at 6:00 pm. Commissioner Ellen gave the invocation and led in the Pledge of Allegiance.

### APPROVAL OF CONSENT AGENDA ITEMS

1. Accept Dan Lockwood's resignation from the Marketing Committee
2. Accept Retha Deaton's resignation from the P&Z Commission and approve moving alternate David Garceau to full member
3. Minutes:
  - June 17, 2019 Regular
  - June 17, 2019 Special
  - June 17, 2019 Closed

MOTION- Commissioner Ellen made a motion to approve the consent agenda as presented

SECOND- Commissioner Whitley

VOTE- Unanimous



# TOWN COUNCIL MINUTES

**REGULAR MEETING**

**July 15, 2019 @ 6:00 p.m.**

## ADOPTION OF THE AGENDA

MOTION- Commissioner Oliver made a motion to amend the agenda to add to the closed session discussion of attorney-client privilege as per N.C.G.S 143-318.11(a)(3) and approve as amended

SECOND- MPT Heglar

VOTE- Unanimous

## DISCUSSION AND CONSIDERATION OF PERSONS TO ADDRESS COUNCIL

1. CWMTF grant feasibility study result by Jonathan Hinkle of LDSI, Inc. and Lauren Kolodij, Deputy Director Of Coastal Federation

Jonathan Hinkle stated:

- LDSI began in 1999, in High Point, North Carolina, to expand the abilities and range of services of the Land Design companies. Our original emphasis was on engineering surveys and photogrammetric control. Today we provide a full range of surveying services from our office in Charlotte, North Carolina, and water resource engineering services from our Kinston, NC office. Our staff of professionals includes individuals with backgrounds in all phases of Conventional Surveying, Global Positioning Surveying and Geographic Information Systems, and maintains engineering and land surveying licensure in North Carolina, South Carolina, and Virginia. We are additionally licensed for engineering in Florida, Georgia, and Tennessee.
- Service Lines:
  - Water Resource Engineering
  - Surveying
  - GIS
  - SUE
  - SUAS
- 501(c)(3) non-profit, membership organization founded in 1982
- Key goals:
  - Clean water that supports fishing and swimming
  - Living shorelines that reduce sound-side erosion and provide habitat
  - Thriving oysters that support the coastal environment and economy
  - Effective coastal management that protects the coast
  - A coast that is free of marine debris
- Kure Beach Infiltration History
- Multiple successful Dune Infiltration Systems (DIS), installation in 2006
- L Ave



# TOWN COUNCIL MINUTES

REGULAR MEETING

July 15, 2019 @ 6:00 p.m.

- Allowed no water to bypass during 25 storm events
- M Ave
  - Allowed no water to bypass during 20 out of 25 storm events
- Median Bacteria Concentration Reduction
  - Fecal coliform reduced from 7600 CFU/100 ml to 1.5 CFU/100 ml
  - Enterococcus reduced from 1298 CFU/100 ml to 10 CFU/100ml
- NC CWMTF Grant
- Partners
  - Town of Kure Beach
  - NC Coastal Federation
  - NC DOT Hydraulics Unit
  - North Carolina State University
  - Biological and Agricultural Engineering Department
- The goal is to reduce the frequency and duration that storm water with high levels of bacteria enters the recreational beach area, thus protecting Kure Beach's greatest environmental and economic asset – recreational beach areas along the Atlantic Ocean. The installation of storm water infiltration systems is proven to:
  - Reduce storm water discharge.
  - Reduce bacteria discharged.
  - Reduce the potential of human contact with polluted storm water runoff.
  - Complement existing storm water infrastructure.
- Groundwater Elevation
  - Groundwater elevations were monitored at existing DIS
  - K Ave existing DIS groundwater elevations
- Existing Drainage
  - Davis Road (South of E Avenue) storm water outfall during discharge event
  - Drainage discharges directly into ocean
- Diverter Box
  - Sized for each site
  - Aluminum Flashboards
  - Allows for system to handle excessively large storm events
- Funding Opportunities
  - NC Attorney General's Office – Environmental Enhancement Grant Program
  - USEPA and NCDWR Nonpoint Source Section 319 Grant Program
  - NCDNCR Clean Water Management Trust Fund
  - NCDWR Water Resources Development Project Grants
  - NCDOT NPDES Retrofit Program
- Next Steps





# TOWN COUNCIL MINUTES

## REGULAR MEETING

July 15, 2019 @ 6:00 p.m.

- Review ranking of outfall retrofits and prioritize to meet Town's goals and objectives
- Secure funding for implementation:
- Engineering design
- Construction
- Monitoring
- Implement the plan

MOTION- MPT Heglar made a motion to direct Town Clerk Avery to work with Jonathan Hinkle of LDSI, Inc. and Lauren Kolodij, Deputy Director Of Coastal Federation on a letter of intent to the Environmental Enhancement Grant Program to meet the August 19, 2019 deadline and gives authority to Mayor Bloszinsky to sign the letter of intent for the storm water infiltration system project at J Avenue through Davis Road beach accesses

SECOND- Oliver

VOTE- Unanimous

## DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

### 1. Planning & Zoning Commission

P&Z Chairman Galbraith stated the Historical Preservation Commission has received a model report from the state government and will be moving forward following the template. He is currently speaking with the history department at UNCW to have an intern assist. The P&Z Commission may be bringing forward to Council in the next few months recommendations regarding Graffiti. Kure Beach currently doesn't have anything currently to deal with graffiti. The Commission is also currently interviewing for an alternate member.

## DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

### 1. Administration

### 2. Building Inspections Department

### 3. Finance Department

Financial Officer Copenhaver stated the loan for the water meter project in the amount of 1.3 million is approved and will close the loan this Thursday. Installation will be ready to start once contracts are signed.

### 4. Fire Department



# TOWN COUNCIL MINUTES

## REGULAR MEETING

July 15, 2019 @ 6:00 p.m.

### 5. Police Department

Mayor Bloszinsky stated thank you to the Police and Fire Departments for a busy month. Thank you for handling the parking and all of the rescues.

### 6. Public Works Department

Public Works Director Mesimer stated:

- The hand drier has been purchased and should be in by end of the week
- The water fountains need to be replaced so the new ones have been ordered
- The boardwalk lights are included in the budget to replace this year

### 7. Recreation Department

## DISCUSSION AND CONSIDERATION OF OLD BUSINESS

### 1. Social Media Policy

Deputy Town Clerk Sanders stated:

- Council asked the Administrative Department at the February retreat to write a social media policy
- It is included in the Agenda Packet and is a basic policy
- The main departments that would be using the social media policy would be the Recreation Department and the Fire Department
- The Facebook page will help promote events for the Recreation Department
- Does Council want the Administration Department to activate the Emergency Facebook Page that was shown at the February Retreat?

MPT Heglar asked is the Ocean Rescue Facebook page in conformance with this policy? Need guidance on record retention laws for the departments to follow. Keep the hurricane page inactivate.

Commissioner Whitley stated he wants the correct information put out to the citizens but doesn't want to become paralyzed as the surrounding Towns.

Deputy Town Clerk Sanders to bring recommendation on the Town Social Media Policy to Council at the August meeting regarding guidelines for record retention.

### 2. Storm Water Study Scope Document for Bid Requests

MPT Heglar stated:

- PROJECT PURPOSE: To evaluate the storm water systems that are identified by the town staff for (1) initial design flows, (2) compare the initial design to current



# TOWN COUNCIL MINUTES

## REGULAR MEETING

July 15, 2019 @ 6:00 p.m.

best practice design and (3) to highlight opportunities for improvement by identifying the current limiting factor in each evaluated system. Review will include non-Town owned portions of serving systems (HOA owned ponds, external outfalls through MOTSU) that serve the identified areas of concern. This will be the beginning phase of a multi-stage project to review the entire town's storm water system.

- Provide pricing and timing for each option separately to allow Town Council to prioritize the project scheduling and funding.
  - Inventory the existing storm drainage collection system, at the Owner specified locations, and discharge points from surveys, drawings, and discussions with the Town staff to document the current as designed system. Additionally – from this review highlight the system flow restrictions and provide recommendations on improvements.
  - Identify components that are under capacity and provide recommendation for component sizes for peak storm water inflows to achieve current Storm water Best Practices as defined by State of North Carolina.
  - Provide recommendations for proposed storm water drainage improvements with descriptions and cost estimates.
  - Review grant and low interest funding options with the state and federal programs.
  - Review existing ordinances, drainage studies, flood hazard studies, and topography to develop an understanding of the existing conditions in the area.
- Link on Town website for review regarding Denise Hubbard's presentation:
  - <http://www.townofkurebeach.org/Data/Sites/1/media/kb-flooding-presentation.pptx>
- Highlighted Permits have Detention Ponds – Town has requested details on permits from State of North Carolina for technical review.
- Next Steps:
  - Upon receipt of information from Appendix 3 and 4 – information will be provided to Engineer for a quote on the work – broken down by area to allow council to discuss funding and prioritization of project.
  - A preliminary quote should be available prior to the August meeting for council review and discussion at that meeting.





# TOWN COUNCIL MINUTES

**REGULAR MEETING**

**July 15, 2019 @ 6:00 p.m.**

## DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. Sponsorship of the CB Bike Rodeo hosted by the CBPD

Commissioner Whitley stated:

- The Town was asked again to sponsor this event
- Last year the Town donated \$500 which bought 10 bikes for local children

MOTION- Commissioner Whitley made a motion to approve being a sponsor of the CB Bike Rodeo in the amount of \$500

SECOND- MPT Heglar

VOTE- Unanimous

## COMMISSIONER ITEMS

MPT Heglar asked the Administration Department to send out a reminder to citizens regarding signing up for the email and text alerts for potential storms.

Commissioner commented the Town did receive permission to walk the ditches. Should he reach out to schedule a time to walk the ditches in August?

Town Clerk Avery stated she is waiting on security clearance for the surveyor to be able to identify the ditches.

MPT Heglar stated he assumes the Public Works Department will go along with the surveyor and ask them to look at the ditches so the Town can identify any problems.

Commissioner Ellen commented he will be out of Town from August 3<sup>th</sup> through September 4<sup>th</sup> but will try to call in for the August Council meeting.

MOTION- MPT Heglar made a motion to go into closed session for consultation on a personnel matter as per N.C.G.S. 143-318.11(a)(6) and for attorney-client privilege as per N.C.G.S 143-318.11(a)(3) at 7:11 p.m.

SECOND- Commissioner Whitley

VOTE- Unanimous

MOTION- Commissioner Oliver made a motion to return into open session at 7:35 p.m.

SECOND- MPT Heglar

VOTE- Unanimous





# TOWN COUNCIL MINUTES

**REGULAR MEETING**

**July 15, 2019 @ 6:00 p.m.**

MPT Heglar stated Council discussed in close session a personnel issue and a project financial issue and no decisions were made.

MOTION- MPT Heglar made a motion to adjourn the meeting at 7:37pm

SECOND- Commissioner Whitley

VOTE- Unanimous

ATTEST: \_\_\_\_\_

Mandy Sanders, Deputy Town Clerk

\_\_\_\_\_

Craig Bloszinsky, Mayor

NOTE: These are action minutes reflecting items considered and actions taken by Council. These minutes are not a transcript of the meeting. A recording of the meeting is available on the town's website under government>council.

## RECREATION REPORT: Classes, Rentals, and Events Update

### Classes @ CC:

Mon	9:15-10:15am	Vinyasa Flow Yoga
Mon	10:30am-11:45am	Stretch & Restore Yoga
Mon	4-6pm	Luv 2 Act Youth Drama Program (Spring/Fall)
Mon	6:30-7:30pm	All Levels Yoga
Mon	8-10pm	Line Dance Class
Tues/Thurs	6-9pm	Aikido
Wed	9:15-10:15am	Classical Yoga
Wed	10:30-11:30am	Yoga Fundamentals
Wed	1-3pm	Knitting by the Sea (Last Wed of Month)
Wed	6:30-7:30pm	Reggae Flow Yoga
Thurs	7:30-8:30am	Sunrise Flow Yoga (Moved outside/beach for summer)
Thurs	10-11am	Line Dance
Thurs	3:45-4:45pm	Stretch & Restore Yoga
Fri	9:15-10:15am	Beach Vibes Vinyasa

### Classes @ OFP:

Sun	8:30am	Beach Church (Kure Beach First Baptist Church)
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### Classes @ JEP:

Sat	10am	PIDGC Workday (1 <sup>st</sup> Saturday of Month)
Sun	9:30am	PIDGC Monthly Tournament (2 <sup>nd</sup> Sunday of Month)

### Private Rentals:

CC	Fri, 8/30/2019	6 hours	Rehearsal Dinner
CC	Sat, 8/31/2019	All day	Wedding
CC	Sat, 9/7/2019	4 hours	Family Reunion
OFP	Sat, 9/21/2019	3 hours	Reception
CC	Sat, 9/21/2019	All day	Backup Wedding Site
OFP	Sat, 10/5/2019	4 hours	Ceremony
OFP	Sat, 10/12/2019	4 hours	Reception
CC	Sat, 10/19/2019	TBD	Reception
CC	Sat, 10/26/2019	All day	Reception
OFP	Sat, 11/16/2019	9 hours	Reception
CC	Thurs, 11/28/2019	All Day	Family Reunion
CC	Fri, 11/29/2019	7 hours	Birthday Party
CC	Sat, 4/4/2020	6 hours	Reception
OFP	Sat, 4/18/2020	3 hours	Ceremony
OFP	Sat, 4/18/2020	4 hours	Reception
CC	Sat, 5/2/2020	All Day	Reception
OFP	Sat, 5/9/2020	3.5 hours	Reception
OFP	Sat, 6/20/2020	7 hours	Wedding
OFP	Fri, 6/26/2020	5 hours	Family Reunion
OFP	Sat, 6/27/2020	3 hours	Ceremony

### Upcoming Events:

Red Cross Blood Drive	Fri, 9/20, & 11/15/2019 from 10am-3pm, CC
Annual KBCC BBQ Fundraiser	Sat, 8/17/2019 from 4-8pm, CC
Farewell Summer Jazz Funeral	Fri, 10/4/2019 from 6-9pm, OFP
Halloween Story Time by the Sea	Sat, 10/26/2019 from 10-11:30am, OFP
Kure Beach Holiday Market	Sat, 11/23 & 11/30/2019 from 9am-3pm, OFP

Update as of 8/12/2019

**REVENUE AND EXPENDITURE SUMMARY  
JULY 1, 2019 TO AUGUST 6, 2019**

**REVENUES**

**EXPENDITURES**

	2020 Budget	Actual 8/6/2019	% Collected		2020 Budget	Actual 8/6/2019	% Spent
<b>GENERAL FUND</b>				<b>GENERAL FUND</b>			
Property Taxes (Cur. & PY)	\$ 3,044,300	\$ 10,055	0.3%	Governing Body	\$ 38,290	\$ 18,886	49.3%
Local Option Sales Tax	\$ 960,500	\$ 88,487	9.2%	Committees	\$ 5,005	\$ -	0.0%
Garbage & Recycling	\$ 488,000	\$ 44,527	9.1%	Finance	\$ 166,660	\$ 19,489	11.7%
TDA Funds	\$ 260,000	\$ -	0.0%	Administration	\$ 549,763	\$ 72,649	13.2%
Franchise & Utility Tax	\$ 240,000	\$ -	0.0%	Community Center	\$ 23,300	\$ 715	3.1%
Sales Tax Refund	\$ 135,000	\$ -	0.0%	Emergency Mgmt./Elections	\$ 5,800	\$ -	0.0%
Bldg. Permit & Fire Inspect. Fees	\$ 98,050	\$ 7,905	8.1%	Tax Collections	\$ 28,800	\$ -	0.0%
Communication Tower Rent	\$ 84,348	\$ 13,902	16.5%	Legal	\$ 34,679	\$ 3,101	8.9%
Com Ctr/Parks & Rec/St Festival	\$ 20,700	\$ 1,634	7.9%	Police Department	\$ 1,630,215	\$ 153,424	9.4%
ABC Revenue	\$ 19,175	\$ 3,571	18.6%	Fire Department	\$ 805,218	\$ 86,028	10.7%
Town Facility Rentals	\$ 19,000	\$ 2,167	11.4%	Lifeguards	\$ 207,174	\$ 48,665	23.5%
Motor Vehicle License Tax	\$ 10,000	\$ 810	8.1%	Parks & Recreation	\$ 212,474	\$ 24,393	11.5%
Beer & Wine Tax	\$ 9,600	\$ -	0.0%	Bldg Inspection/Code Enforcement	\$ 199,788	\$ 17,493	8.8%
OFP - Bluefish Purchases	\$ 7,800	\$ 880	11.3%	Streets & Sanitation	\$ 897,657	\$ 94,899	10.6%
Investment Earnings	\$ 7,450	\$ 593	8.0%	Debt Service	\$ 716,925	\$ 38,966	5.4%
All Other Revenues	\$ 10,825	\$ 7,858	72.6%	Transfer to Other Funds	\$ 18,000	\$ -	0.0%
Other Financing Sources	\$ 145,000	\$ -	0.0%	Contingency	\$ 20,000	\$ -	0.0%
<b>Total Revenues</b>	<b>\$ 5,559,748</b>	<b>\$ 182,389</b>	<b>3.3%</b>	<b>Total Expenses</b>	<b>\$ 5,559,748</b>	<b>\$ 578,708</b>	<b>10.4%</b>
<b>WATER &amp; SEWER FUND</b>				<b>WATER &amp; SEWER FUND</b>			
Water Charges	\$ 917,050	\$ 113,015	12.3%	Governing Body	\$ 19,040	\$ 3,386	17.8%
Sewer Charges	\$ 1,301,100	\$ 150,345	11.6%	Legal	\$ 34,679	\$ 3,101	8.9%
Tap, Connect & Reconnect Fees	\$ 91,800	\$ 12,000	13.1%	Finance	\$ 208,446	\$ 23,696	11.4%
All Other Revenues	\$ 24,440	\$ 2,545	10.4%	Administration	\$ 312,913	\$ 71,126	22.7%
Other Financing Sources	\$ 90,000	\$ -	0.0%	Operations	\$ 1,849,312	\$ 118,997	6.4%
<b>Total Revenues</b>	<b>\$ 2,424,390</b>	<b>\$ 277,905</b>	<b>11.5%</b>	<b>Total Expenses</b>	<b>\$ 2,424,390</b>	<b>\$ 220,306</b>	<b>9.1%</b>
<b>STORM WATER FUND</b>				<b>STORM WATER FUND</b>			
<b>Total Revenues</b>	<b>\$ 335,225</b>	<b>\$ 31,794</b>	<b>9.5%</b>	<b>Total Expenses</b>	<b>\$ 335,225</b>	<b>\$ 41,340</b>	<b>12.3%</b>
<b>POWELL BILL FUND</b>				<b>POWELL BILL FUND</b>			
<b>Total Revenues</b>	<b>\$ 66,450</b>	<b>\$ 121</b>	<b>0.2%</b>	<b>Total Expenses</b>	<b>\$ 66,450</b>	<b>\$ 1,388</b>	<b>2.1%</b>
<b>SEWER EXPANSION RESERVE FUND (SERF)</b>				<b>SEWER EXPANSION RESERVE FUND (SERF)</b>			
<b>Total Revenues</b>	<b>\$ 17,420</b>	<b>\$ 2,578</b>	<b>14.8%</b>	<b>Total Expenses</b>	<b>\$ 17,420</b>	<b>\$ -</b>	<b>0.0%</b>
<b>BEACH PROTECTION FUND</b>				<b>BEACH PROTECTION FUND</b>			
<b>Total Revenues</b>	<b>\$ 24,500</b>	<b>\$ 520</b>	<b>2.1%</b>	<b>Total Expenses</b>	<b>\$ 24,500</b>	<b>\$ -</b>	<b>0.0%</b>
<b>FEDERAL ASSET FORFEITURE FUND</b>				<b>FEDERAL ASSET FORFEITURE FUND</b>			
<b>Total Revenues</b>	<b>\$ 50,000</b>	<b>\$ -</b>	<b>0.0%</b>	<b>Total Expenses</b>	<b>\$ 50,000</b>	<b>\$ 1,223</b>	<b>2.4%</b>

**TOWN OF KURE BEACH  
CASH AND INVESTMENTS  
AS OF JULY 31, 2019**

<u>FUND</u>	<u>CASH IN BANK</u>	<u>INVESTMENTS</u>	<u>TOTAL CASH &amp; INVESTMENTS</u>
General	\$2,525,628	\$353,147	\$2,878,775
Water/Sewer	\$1,434,653	\$604,218	\$2,038,871
Storm Water	\$24,313	\$248,267	\$272,580
SERF	\$61,498	\$125,020	\$186,518
Powell Bill	\$160,901	\$71,823	\$232,724
Beach Protection	\$42,897	\$309,220	\$352,117
Federal Asset Forfeiture	\$103,208	\$0	\$103,208
Capital Project Funds	\$6,669	\$0	\$6,669
TOTAL	<u>\$4,359,767</u>	<u>\$1,711,695</u>	<u>\$6,071,462</u>

<u>INSTITUTION</u>	<u>CASH IN BANK</u>	<u>INVESTMENTS</u>
BB&T	\$4,359,767	\$0
First Bank - Certificates of Deposit	\$0	\$670,557
NCCMT Term Portfolio	\$0	\$560,552
NCCMT Governmental Portfolio	\$0	\$480,586
TOTAL	<u>\$4,359,767</u>	<u>\$1,711,695</u>

**TOWN OF KURE BEACH  
DEBT LISTING  
AUGUST 19, 2019**

<u>LOAN PURPOSE/DESCRIPTION</u>	<u>FUND</u>	<u>LENDER</u>	<u>DATE OF LOAN</u>	<u>AMOUNT FINANCED</u>	<u>INTEREST RATE</u>	<u>LOAN TERM (YRS)</u>	<u>DATE PAID OFF</u>	<u>BALANCE AT 08/19/19</u>	<u>PAYMENT FREQUENCY</u>	<u>PAYMENT AMOUNT</u>	<u>NEXT PAY DATE</u>	<u>INT. EXPENSE LIFE OF LOAN</u>
Fire Station/Town Hall Project (a)	G, W/S	BB&T	12/11/2017	\$5,000,000	2.58%	15	12/11/2032	\$4,499,999.99	Semi-annual	\$224,716.67	12/11/2019	\$999,750.00
Sewer Rehabilitation Project (b)	W/S	Fed Gov	5/1/2010	\$432,660	0.00%	20	5/1/2030	\$116,112.88	Annual	\$10,555.72	5/1/2020	\$0.00
Water Meter Replacement	W/S	BB&T	7/18/2019	\$1,325,000	2.78%	10	7/18/2029	\$1,325,000.00	Semi-annual	\$84,667.50	1/18/2020	\$193,383.80
Ocean Front Park (development)	G	BB&T	7/12/2011	\$347,000	4.39%	17	7/12/2028	\$183,705.92	Annual	\$28,476.45	7/12/2020	\$137,099.64
Ocean Front Park (acquisition)	G	BB&T	12/19/2007	\$3,600,000	4.28%	20	12/19/2027	\$584,134.69	Annual	\$89,904.82	12/19/2019	\$690,135.16
Kure Beach Pump Station #1	W/S	1st Bank	6/28/2017	\$475,000	2.11%	10	6/28/2027	\$387,909.42	Semi-annual	\$26,507.64	12/28/2019	\$55,152.80
334 S. 4th, 402 H & 406 H Ave.	G	BB&T	3/12/2015	\$409,471	2.49%	10	3/12/2025	\$245,682.67	Annual	\$47,064.62	3/12/2020	\$56,077.07
Street Sweeper & Dump Truck (c)	G, SW	BB&T	10/30/2018	\$233,412	3.26%	5	10/30/2023	\$233,412.00	Annual	\$51,345.54	10/30/2019	\$23,315.68
2018 GMC Sierra 2500	W/S	BB&T	8/23/2018	\$39,571	3.68%	4	8/23/2022	\$30,207.89	Annual	\$10,819.32	8/23/2020	\$3,706.28
Water Tower & Well House & Town Hall Expansion (d)	G, W/S	BB&T	4/11/2007	\$1,187,187	3.92%	15	5/7/2022	\$295,687.93	Semi-annual	\$52,716.71	11/7/2019	\$394,314.33
2016 John Deere Backhoe (e)	W/S, SW	BB&T	11/9/2016	\$105,273	1.87%	5	11/9/2021	\$64,330.24	Annual	\$22,250.35	11/9/2019	\$5,978.75
2018 Police Dodge Durango	G	1st Bank	10/19/2017	\$31,668	1.95%	4	10/19/2021	\$23,978.85	Annual	\$8,312.14	10/19/2019	\$1,558.73
2017 Freightliner Garbage Truck	G	1st Bank	8/23/2016	\$179,756	1.70%	5	8/23/2021	\$73,725.35	Annual	\$38,303.62	8/23/2020	\$9,270.57
Compact Excavator (e)	W/S, SW	1st Bank	7/28/2017	\$63,915	1.80%	4	7/28/2021	\$32,527.55	Annual	\$16,714.37	7/28/2020	\$2,901.83
(2) 2016 Police Dodge Chargers	G	1st Bank	11/9/2016	\$63,500	1.60%	4	11/9/2020	\$32,253.94	Annual	\$16,524.00	11/9/2019	\$2,560.16
O'Brien 7065 HydroJetter (e)	W/S, SW	1st Bank	8/13/2015	\$81,485	1.70%	5	8/13/2020	\$16,851.00	Annual	\$17,149.28	8/13/2020	\$4,202.44
2016 Chevrolet Silverado	G	1st Bank	7/26/2016	\$36,867	1.60%	4	7/26/2020	\$9,437.34	Annual	\$9,593.55	7/26/2020	\$1,486.39
Cutter Court Drainage Project	SW	B of A	7/23/2005	\$875,000	4.40%	15	6/23/2020	\$65,426.18	Monthly	\$6,677.76	9/23/2019	\$326,995.49
FY 2016 Equipment & Vehicles (f)	G, W/S	BB&T	9/14/2015	\$186,000	2.01%	4	9/14/2019	\$47,897.14	Annual	\$48,859.87	9/14/2019	\$9,439.48

**FUND CODES**

G - General Fund  
W/S - Water/Sewer Fund  
SW - Storm Water Fund

**TOTAL OUTSTANDING DEBT AT 08/19/2019:**

General Fund	\$ 5,358,604.93
Water/Sewer Fund	\$ 2,708,035.40
Storm Water Fund	\$ 201,640.66
Total	<u>\$ 8,268,280.98</u>

**NOTES**

- (a) - 88% of loan is General Fund and 12% is Water/Sewer Fund.  
(b) - Total amount borrowed was \$432,660. As part of ARRA, the unpaid balance was immediately reduced by one-half of the loan amount.  
(c) - 66% of loan is General Fund and 34% is Storm Water Fund.  
(d) - 78% of loan is Water/Sewer Fund and 22% is General Fund.  
(e) - 50% of loan is Water/Sewer Fund and 50% is Storm Water Fund.  
(f) - 55.5% of loan is General Fund and 44.5% is Water/Sewer Fund.

**LOAN PAYMENTS DUE (Next 12 Months):**

08/20/2019 - 12/31/2019	\$ 567,848.78
01/01/2020 - 03/31/2020	\$ 151,765.40
04/01/2020 - 06/30/2020	\$ 332,380.02
07/01/2020 - 08/19/2020	\$ 204,803.22
Total	<u>\$ 1,256,797.42</u>

**WATER METER REPLACEMENT  
CAPITAL PROJECT FUND SUMMARY  
AS OF 08/06/2019**

	<u>APPROVED BUDGET</u>	<u>ACTUAL AS OF 08/06/19</u>	<u>% OF BUDGET</u>
<b><u>EXPENDITURES</u></b>			
<b><u>ENGINEERING AND CONSTRUCTION ADMIN.</u></b>			
<b>ENGINEERING SERVICES, P.A.</b>			
Engineering Design Services - Specifications & Bid Documents	\$5,000	\$5,000.00	100.0%
Bidding Assistance Services	\$4,500	\$4,500.00	100.0%
Construction Administration	\$11,000	\$0.00	0.0%
Construction Observation	<u>\$11,000</u>	<u>\$0.00</u>	0.0%
Total Engineering Services, PA	<u>\$31,500</u>	<u>\$9,500.00</u>	30.2%
<b><u>OTHER PROJECT COSTS</u></b>			
LGC Loan Application Fee	<u>\$1,250</u>	<u>\$1,250.00</u>	100.0%
<b><u>CONSTRUCTION</u></b>			
<b>VANGUARD UTILITY SERVICE, INC.</b>	\$1,239,440	\$0.00	0.0%
Contingency	<u>\$61,975</u>	<u>\$0.00</u>	0.0%
Total Construction Costs	<u>\$1,301,415</u>	<u>\$0.00</u>	0.0%
<b><u>GRAND TOTAL EXPENDITURES</u></b>	<u><u>\$1,334,165</u></u>	<u><u>\$10,750.00</u></u>	0.8%
<b><u>PROJECT REVENUE SOURCES</u></b>			
Installment Financing	\$1,325,000	\$1,325,000.00	100.0%
Transfer From Water/Sewer Fund	\$9,165	\$0.00	0.0%
Interest on Project Fund Bank Account	<u>\$0</u>	<u>\$5.08</u>	
<b><u>GRAND TOTAL PROJECT REVENUE SOURCES</u></b>	<u><u>\$1,334,165</u></u>	<u><u>\$1,325,005.08</u></u>	99.3%

**TOWN OF KURE BEACH**  
**SUMMARY OF CONTINGENCY FUND AND COMMITTEE**  
**EXPENDITURE ACTIVITY**  
**07/01/2019 - 08/06/2019**

**CONTINGENCY FUND**

Fiscal Year 2020 Budget	\$20,000.00
Less:	
No activity	<u>\$0.00</u>
Remaining Budget as of 08/06/2019	<u><u>\$20,000.00</u></u>

**COMMITTEE (Shoreline Access and Beach Protection) EXPENDITURES**

Fiscal Year 2020 Budget	\$5,005.00
Less Expenditures:	
None	<u>                    </u>
Total Expenditures	\$0.00
Projects Approved By Council But Not Yet Expended:	
None	<u>\$0.00</u>
Total Approved, Not Expended	<u>\$0.00</u>
Remaining Budget as of 08/06/2019	<u><u>\$5,005.00</u></u>





## **Police Activity Reports for July – 2019**

- Page 1 Activity Log Event Summary Totals**
- Page 2 Arrest Status/Disposition Totals by Offense**
- Page 3 Citation Totals by Charge**
- Page 4 Civil Papers Summary Totals**
- Page 5 Criminal Papers Summary Totals**
- Page 6 Incident Status/Disposition Totals by Offense**
- Page 7 Ordinance Violations Summary**

# Activity Log Event Summary (Totals)

## Kure Beach Police Department

(07/01/2019 - 07/31/2019)

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911 Hangup	1	Accident	2
Alarm Activation	2	Animal Complaint	2
Assist Citizen	1	Assist Other Agency - Fire	1
Assist Other Agency - Law Enforcement	2	Assist Other Agency - Medical	10
Check Welfare	5	Citizen Complaint	4
Civil Matter	2	Disabled / Abandoned Vehicle	1
Dispute	2	Domestic	4
Fight	1	Found Property / Other	4
Information	2	Internal Information - LEO Only	1
Intoxicated Subject	2	Larceny - No Report	2
Lost or Found Property	2	Noise Complaint	4
Open Door	1	Property Damage - No Report	2
Suspicious Person/Vehicle	6	Trespassing	2

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**Total Number Of Events: 68**

# Arrest Status/Disposition Totals by Offense

## Kure Beach Police Department

### (07/01/2019 - 07/31/2019)

Offense:	Further Invest.:	Inactive:	Closed/Cleared:	Arrest/No Supp.:	Arrest/No Invest.:	Felony:	Misd.:	Juvenile:	Adult:	Offense:
0810 - Simple Physical Assault	0	0	1	1	0	0	1	0	1	1
1530 - Possessing/Concealing Weapons	0	0	1	1	0	0	1	0	1	1
1810 - Drug Violations	0	0	5	5	0	3	2	0	5	5
1834 - Drug Violations - Equipment/Paraphernalia - Possessing/Concealing	0	0	1	1	0	0	1	0	1	1
2290 - All Other Liquor Law Violations	0	0	2	2	0	0	2	0	2	2
2640 - Contempt of Court, Perjury, Court Violations	0	0	1	1	0	0	1	0	1	1
2690 - All Other Offenses	0	0	2	1	1	0	2	0	2	2
<b>Totals:</b>	<b>0</b>	<b>0</b>	<b>13</b>	<b>12</b>	<b>1</b>	<b>3</b>	<b>10</b>	<b>0</b>	<b>13</b>	<b>13</b>

# Citation Totals by Charge

Kure Beach Police Department

(07/01/2019 - 07/31/2019)

Charge:	Number of Charges:
Speeding (Infraction)	1
No Operator License	2
Driving While License Revoked	3
Expired Registration	1
Failure To Reduce Speed	1
Other (Misdemeanor)	6
Other (2nd Charge - Misdemeanor)	4
Other (2nd Charge - Infraction)	2
<b>Total:</b>	<b>20</b>

# Civil Papers Summary Totals (by Paper Type)

Kure Beach Police Department

(07/01/2019 - 07/31/2019)

Type of Civil Paper:	Total Served:	Total Returned:	Total Ret. to Clerk:	Total Issued:	Total Issued Outstanding:
Subpoena	0	0	0	2	1
Totals:	0	0	0	2	1

# Incident Status/Disposition Totals (With Percentages) by Offense

## Kure Beach Police Department

(07/01/2019 - 07/31/2019)

Primary Offense:	Total Reported:	Total Unfounded:	Actual Incidents:	% Unfounded:	Cleared Arrest:	Cleared Other:	% Cleared:	Active:	% Active:	Inactive:	% Inactive:
0690 - Larceny - All Other Larceny	1	0	1	0%	0	0	0%	1	100%	0	0%
0810 - Simple Physical Assault	1	0	1	0%	1	0	100%	0	0%	0	0%
1400 - Criminal Damage to Property (Vandalism)	1	0	1	0%	0	0	0%	1	100%	0	0%
2690 - All Other Offenses	2	0	2	0%	0	0	0%	2	100%	0	0%
9910 - Calls for Service	1	0	1	0%	0	0	0%	0	0%	1	100%
<b>Totals:</b>	6	0	6	0%	1	0	16.7%	4	66.7%	1	16.7%



# Ordinance Violations Summary

Kure Beach Police Department

(07/01/2019 - 07/31/2019)

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## Civil Citation

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Dog Leash Law	1
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Total Number Of Charges for Category: 1

## Parking Viol

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<No Charge Specified>	5
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Blocking Private Driveway	1
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Obstructing Traffic Lane	72
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To Close to Fire Plug	4
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To close to Intersection	7
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Total Number Of Charges for Category: 89

Total Number Of Charges: 90