



TOWN COUNCIL MINUTES

REGULAR MEETING

January 21, 2020 @ 6:00 p.m.

The Kure Beach Town Council held its regular meeting on Tuesday, January 21, 2020 at 6:00 pm. The Town Attorney was present and there was a quorum of Council members present.

COUNCIL MEMBERS PRESENT

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

COUNCIL MEMBERS ABSENT

STAFF PRESENT

Town Clerk – Mandy Sanders
Building Inspector – John Batson
Recreation Director – Nikki Keely
Financial Officer – Arlen Copenhaver
Police Chief – Mike Bowden
Fire Chief – Ed Kennedy
Deputy Town Clerk – Beth Chase

Mayor Bloszinsky called the meeting to order at 6:00 p.m. and Rev Williams gave the invocation and Pledge of Allegiance.

APPROVAL OF CONSENT AGENDA ITEMS

1. Approve Budget Amendment 20-06 totaling \$40,000 for storm water system maintenance expenses
2. Approve application for TDA funding totaling \$237,388.99 for lifeguard services for the summer of 2019
3. Approve application for TDA funding totaling \$24,165 for Ocean Front Park entertainment
4. Approve application for TDA funding totaling \$5,587.81 for the 2019 Kure Beach Fantasy Christmas Show
5. Approve Deborah Hutchings moving from an alternate member to full member of the Community Center Committee
6. Approve the monthly report and invoice for the consulting contract in the amount of \$6,914 with Nancy Avery
7. Minutes:
 - December 9, 2019 regular



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MOTION- MPT Heglar made a motion adopt the consent agenda

SECOND- Commissioner Oliver

VOTE- Unanimous

ADOPTION OF THE AGENDA

MOTION- Commissioner Ellen made a motion to table agenda item Interviewing of Kathleen Zielinski as the P&Z alternate member to the next meeting and approve as amended

SECOND- MPT Heglar

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF PERSONS TO ADDRESS COUNCIL

Lennis Loving

- Lives in a cottage at 318 3rd Ave N
- The purpose of being here tonight is to request a correction on her water bill
- Her bill is normally \$60.11 but the bill in discussion tonight was over \$1000
- Requesting a compromise on the current bill in the amount of \$590.90
- Issue resulted from work being performed in the neighborhood regarding the installation of water meters by the city contractor
- When we found out about the situation immediately came to Town Hall and contacted her irrigation contractor for an evaluation
- Brief statement from irrigation contractor handed out to the Town Council
- On October 24, 2019 received an evaluation and inspected each part and removed sand from the City water supply
- Inspected each sprinkle valve and removed sand deposits again
- This corrected the system and caused the valve to be held open and was causing it to leak
- When she visited the property there was no water insight even though being billed for enough water to fill a swimming pool
- Received reduced bill in the amount of \$400 because no water was run through the house
- The grass and bushes on the property were dead showing she didn't have that amount of water on her property

Mayor Bloszinsky stated himself and another Town Commissioner will review this situation with the Finance Director Copenhaver and will respond by this Friday.



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MOTION- Commissioner Whitley made a motion to add Interview P&Z alternate Kathleen Zielinski back to the agenda and put Planning and Zoning Commission Business as the next item of business on the agenda

SECOND- Commissioner Oliver

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

1. Planning & Zoning Commission

1. Proposed text amendment to Chapter 10 (Motor Vehicles and Traffic) Article 10 (Stopping, Standing and Parking) Section 10 (Generally)
- Proposed text amendment to Chapter 10 (Motor Vehicles and Traffic) Article 10 (Stopping, Standing and Parking) Section 20 (Parking Rules)
- Proposed text amendment to Chapter 13 (Community Development and Public Facilities) Article 2 (In General) Section 60 (Removal of Obstructions and Encroachments)

Building Inspector Batson stated:

- Included in the agenda packet is the text amendment regarding Chapter 10 and Chapter 13 regarding Public Streets and Public Right-of-Ways
- Text Amendment is to clarify the ordinance to help Building Inspector Batson with Code Enforcement duties
- P&Z Member Ken Richardson, P&Z Attorney Eldridge, and himself worked on together
- This text amendment clarifies what a public right-of-way is, where it is located and what can happen in that public right-of-way
- This is not new language as most of the wording is already in the Town's Code of Ordinances
- This text amendment is just including the language in different sections to make it easier to point out to residents
- In Chapter 13 the text amendments adds public right of ways to the list already included in the Code of Ordinances

MOTION- MPT Heglar made a motion to approve the proposed text amendment to Chapter 10 (Motor Vehicles and Traffic) Article 10 (Stopping, Standing and Parking) Section 10 (Generally) and proposed text amendment to Chapter 10 (Motor Vehicles and Traffic) Article 10 (Stopping, Standing and Parking) Section 20 (Parking Rules) and proposed text amendment to Chapter 13 (Community Development and Public Facilities) Article 2 (In General) Section 60 (Removal of Obstructions and Encroachments)

SECOND- Commissioner Whitley

VOTE- Unanimous



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Interview Kathleen Zielinski as the P&Z alternate member

- Lives at 714 Settlers Lane
- Recommended by P&Z as the alternate

1. What is your current address?
2. Why would you would like this alternate position?
3. Why do you feel like you're prepared for this position?
4. Would you be afraid to stand up and state a position contrary to the board?
5. Who enforces the regulations of Kure Beach?
6. If the Planning & Zoning Commission disagrees with a current ordinance or the Building Inspector interpretation of the ordinance what happens?

Kathleen Zielinski answered she lives at 714 Settlers Lane. She would like the position because it would prepare her to be fully involved in Planning & Zoning. She loves Kure Beach and if there is any way she can help as the Town grows and develops she would be honored to give her input. She worked as the secretary for Planning & Zoning for two years while she worked in the Building Inspections office. She would not be afraid but will not do so unless she knew for certain of the facts. Building Inspector Batson handles the regulations. It would go to the board of Adjustment.

Commissioner Ellen stated on the application it lists two weeks notice is required. Kathleen have you set your schedule to make the regular scheduled meetings?

Kathleen Zielinski stated yes she has and Planning & Zoning Commission takes priority over everything else.

MOTION- Commissioner Ellen made a motion to appoint Kathleen Zielinski as the P&Z alternate member

SECOND- Commissioner Whitley

VOTE- Unanimous

2. Community Center Committee

Mayor Bloszinsky commented the Community Center Committee will host the Coffee with Mayor in March.



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3. Shoreline Access and Beach Protection

- Purchase and install the reverse side of the Beach access signs

Dennis Panicali stated:

- Asking for authority tonight to purchase the thank you signs included in the agenda packet
- The Committee is putting together a sponsorship program for the back of the beach access signs
- Still currently working on the policy with Recreation Director Keely
- Looking for approval to purchase the portion of the signs that state “Thank you for keeping the beach clean and safe”
- Received a quote for 21 signs at a cost of \$40 per sign for a total of \$840
- Public Works Department will install the signs for the committee

Commissioner Whitley commented this project is already included in the Shoreline Access Beach Protection budget.

MOTION- MPT Heglar made a motion to approve the Shoreline Access and Beach Protection Committee to purchase 21 “Thank You for keeping our beaches Clean and Safe” signs to install on the reverse side of the beach access signs for a total of \$840

SECOND- Commissioner Whitley

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

1. Fire Department

Fire Chief Kennedy stated:

- Fire Department has ISO inspection February 18th
- This is a big deal for the Fire Department as it is basically the 10-year audit on how the Department does things
- Currently in the top 28% of all Fire Departments
- Any further reduction will not help residential properties insurance but will assist commercial properties

MPT Heglar asked has the Fire department done anything with the Fire Hydrants in the past few weeks? In the future if you could please work with Town Clerk Sanders to get a news alert out to residents.

Fire Chief Kennedy stated the department had a third party come in and do tests on the hydrants. He will be sure to do in the future and it is an annual testing that happens every February.



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2. Public Works Department

Project Updates:

- LDSI Storm Water Project
- Survey Work with Underwood Surveying
- Cleaning of three drainages ditches in buffer zone/fire lane near Alabama Avenue, K Avenue, and Davis Road
- GPS Mapping

Public Works Director Mesimer stated he spoke with LDSI and the field work is complete. LDSI will be coming back next month to attend the Town Council meeting to do a detailed report. 40% of the surveying work with Underwood Surveying is complete and should be fully completed by the end of January. The ditch clearing is complete. A couple months ago Public Works Department spent two days GPS mapping and finding trouble spots on the MOTSU ditches. On a quarterly basis Public Works will GPS the ditches to keep them clean. The water meter project is 99% complete and the last reading was at 100%. This saved 6 men, 3 days of reading the meters. One other thing is the Storm water audit by the State. He is currently with working other departments and will first send out the letter letting them know the Town has received the violation which the Town has 30 days to do.

MPT Heglar stated Commissioner Whitley pushed for this and worked with MOTSU to get the Town access to the ditches. Is it now quarterly MOTSU will allow the Town to walk the ditches? Public Works Admin Robertson is working on the storm water audit letter and will have to the Mayor by the end of the week. The Town will need to send back to the State the Towns plan which Town Council will review at the February meeting and approve at the April meeting. The Town will need to revamp the Storm Water ordinances. As the Town recreates the storm water committee each HOA should have a representative present.

Commissioner Whitley commented yes the ditches can be walked quarterly. This GPS mapping will help make the process easier and quicker for the Public Works Department.

3. Recreation Department

Recreation Director Keely commented Kure Beach will be hosting the Polar Plunge on February 15th.

DISCUSSION AND CONSIDERATION OF OLD BUSINESS

1. Additional signage at crosswalks

Mayor Bloszinsky stated:

- The Town has 4 options that were identified by the Police Department
- The range of cost is from \$1,600 to \$180,000



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- Limitations on what the Town can provide but would be willing to look at the reflective signs at the intersection
- Currently only 2 crosswalks the Town can legally put these signs
- This would be an unbudgeted item so the \$1,600 would need to come from the General Fund
- The state will not pay for the purchase of these signs

MOTION- MPT Heglar made a motion to approve the purchase of 2 crosswalk reflective signs for \$400 per unit plus 2 spares at total cost of \$1600.00 from the General Fund

SECOND- Commissioner Whitley

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. 2019 Coastal Storm Damage Reduction Project

Commissioner Oliver stated:

- Received numbers from Corps of Engineer for the beach nourishment
- In total between Carolina Beach and Kure Beach received 1.8 million cubic yards of sand
- 65% of the funds was federal, 17.5% tax dollars and ROT was 17.5%
- The money had to be paid in full before the project could start

Mayor Bloszinsky commented the Town paid \$0 for the sand on the beach as it came from the ROT taxes.

2. "Friend of the Court" Amicus Brief Opportunity

Mayor Bloszinsky read the letter from Attorney Brian Edes, which is now hereby attached in the minutes. His recommendation is to not participate on this action but the town will share the signed R-16 Resolution to express Kure Beach Town Council's opposition to seismic testing and offshore drilling activities

MOTION- MPT Heglar made a motion to provide the signed R-16 resolution to express Kure Beach Town Council's opposition to seismic testing and offshore drilling activities

SECOND – Commissioner Whitley

VOTE- Unanimous

3. Reschedule the March Town Council Meeting

MOTION- MPT Heglar made a motion to move the regular Town Council meeting from March 16, 2020 to March 12, 2020 at 6:00 p.m.

SECOND- Commissioner Oliver

VOTE- Unanimous



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MAYOR UPDATES

Mayor Bloszinsky stated he is looking for the Town Council's consensus to form a Pedestrian Ad-Hoc Committee.

CONSENSUS- The Town Council agreed to form the Pedestrian Ad-hoc Committee

COMMISSIONER ITEMS

MPT Heglar commented thank you to all departments who have supported the Heglar family this past week.

MOTION- MPT Heglar made a motion to go into closed session for consultation with the Town Attorney on personnel matter as per N.C.G.S. 143-318.11(a)(6) at 7:18 pm

SECOND- Commissioner Oliver

VOTE- Unanimous

MOTION- Commissioner Oliver made a motion to return to open session at 8:03 p.m.

SECOND- Commissioner Whitley

VOTE- Unanimous

MPT Heglar commented the personnel matter was to give guidance to Fire Chief Kennedy.

MOTION- MPT Heglar made a motion to adjourn the meeting at 8:04 p.m.

SECOND- Commissioner Whitley

VOTE- Unanimous

ATTEST:


Mandy Sanders, 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>agendas&minutes.