



TOWN COUNCIL MINUTES

REGULAR MEETING

Monday, February 21, 2022 @ 6:00p.m.

The Kure Beach Town Council held its regular meeting on Monday, February 21, 2022 at 6:00 p.m. The Town Attorney was present and there was a quorum of Council members present.

COUNCIL MEMBERS PRESENT

Mayor Craig Bloszinsky
Commissioner John Ellen
MPT Allen Oliver
Commissioner David Heglar
Vacant Seat

COUNCIL MEMBERS ABSENT

STAFF PRESENT

Police Chief – Mike Bowden
Fire Chief – Ed Kennedy
Recreation Director – Nikki Keely
Building Inspector – John Batson
Finance Officer – Arlen Copenhaver
Public Works Director – Jimmy Mesimer
Town Clerk – Mandy Sanders

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

APPROVAL OF CONSENT AGENDA ITEMS

1. Accept the resignation of Sarah Herzog from the Marketing Committee
2. Accept the resignation of Harriet Owsley from the Community Center Committee
1. Approve Budget Amendment 22-05 totaling \$9,500 for the purchase of two solar powered digital radar signs
2. Approve Budget Amendment 22-06 totaling \$21,925 for painting and electrical repairs at the Ocean Front Park
3. Approve the FY21-22 Revised Fee Schedule to include the notary fee for nonresidents at \$5.00 per principle signature
4. Minutes:
 - January 24, 2022

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

SECOND- Commissioner Ellen

VOTE- Unanimous



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ADOPTION OF THE AGENDA

MOTION- MPT Oliver made a motion to add Stormwater Maintenance Agreement between Beachwalk HOA and Kure Beach and Stormwater Permit Fees for Transfer & Construction and adopt the agenda as presented

SECOND- Commissioner Ellen

VOTE- Unanimous

PUBLIC COMMENTS

None.

PRESENTATIONS

Island Chamber of Commerce, Carey Jones and Lee Ann

Lee Ann stated:

- The Chamber is a nonprofit organization and the Town of Kure Beach has always been an essential part of the Chamber
- This year the Chamber plans to hold the 36th Annual Beach Music Festival, Community Golf Tournament, Pets in the Park event and the free summer concert series in Fort Fisher
- The second year of the Chamber will be hosting the Cape Fear Kite Festival event
- Requesting \$19,800 in funding from the Town this year which helps cover the cost of the Kite Festival, and will also help to offset the cost of the free 6 concerts
- Requesting additional \$6,500 funds from last year due to an increase in costs of events

Carey Jones stated:

- Cape Fear Kite festival held the first week in November
- Last year the event was canceled due to weather but still hosted 30 flyers at the Courtyard by Marriot and initially had sold out the hotel
- 2022 festival is estimated to bring in 20,000 citizens
- The Pleasure Island Chamber will provide volunteers, paid staff, music, food trucks and the marketing for the event

DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

1. Bike Ped Committee

Garner Von Cannon stated:

- In the 2021 / 2022 budget Town Council approved \$40,000 for the installation of Flashing Cross Walks at sites to be determined. The Bike Pedestrian Committee is ready to move forward with the location an installation of 2 crosswalks in Town. The



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Committee is requesting permission to meet with NCDOT to discuss adding Flashing Crosswalks at M Avenue (Post Office) and I Avenue (busy crossing with paid parking). Commissioner Oliver, Town Staff and selected Committee members will schedule a meeting with NCDOT to get their approval and requirements. We will then get estimated cost and return to Council for approval. The Committee will evaluate and report to Council other Crosswalk areas for improvement once the Bicycle Pedestrian plan is adopted.

- The Bicycle Pedestrian Plan schedule is as follows. February 18 – Target Master Plan Draft sent to Town and Committee for comment March 4 – Town and Committee comments sent back to Alta March 11 – Draft Master Plan posted for public to view and comment period March 21 – Alta to present Draft Master Plan to Council at meeting beginning at 6:00pm March 31 – Public comment period closes April 18 – Adoption of Bike/Pedestrian Master Plan at Town Council meeting (finalization of plan in early April) May 25 – Alta to meet with WMPO to adopt final Master Plan
- Location of Memorial Benches Mayor Bloszinsky requested the Committee make a recommendation for the location of Memorial Benches on Town Property. The committee recommends the following locations, but not limited to: Town Tennis Courts, Basketball Courts, Dog Park, Playground area (all at Joe Eakes Park), Spot Lane Connector, I Ave Well House (if allowed), E Ave parking lot and town hall would all be good options

Mayor Bloszinsky commented thank you for the effort.

MOTION- MPT Oliver made a motion to approve the Bike/Ped Committee to meet with NCDOT to discuss adding Flashing Crosswalks at M Avenue (Post Office) and I Avenue (busy crossing with paid parking)

SECOND- Commissioner Ellen

VOTE- Unanimous

2. Community Center Committee

Mayor Bloszinsky commented the Committee is heavily engaged in the 75th anniversary celebration.

3. Historical Preservation Commission

HPC Chairperson Galbraith will hold the mock COA training in March as it was postponed last month if Town Council would like to attend.

4. Land Use Plan Committee

MPT Oliver the Committee will hold its monthly meeting this Thursday.



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5. Marketing Committee

Discussion of Increasing the Committee Membership from 5 Full members with 1 Alternate Member to 7 Full Members

MOTION- Commissioner Ellen made a motion to increase the Committee Membership from 5 Full members with 1 Alternate Member to 7 Full Members

SECOND- MPT Oliver

VOTE- Unanimous

6. Planning and Zoning Commission

Discussion of Residential Fences

PZC Chairman Galbraith stated:

- Last PZC meeting had an applicant submit a text amendment relating to fences and the PZC denied recommending the proposed text amendment to the side yard fence height
- The current Town Ordinance regarding fences allows a 6-foot fence in the backyard and 4 feet in the side, and front yards
- Over the last 2 weeks he reviewed surrounding Towns and found what most Towns similar in size in NC allow
- Some Towns did allow 6 feet in the side yard, however many that did allow had a restriction that it would not be allowed on the street side of a corner lot
- The Towns he did look at all had material restrictions and no chain link fences
- Does Town Council feel the existing order is fine the way it is or does the Town Council want the PZC to revisit the ordinance?
- There was a number of different opinions on the PZC regarding this topic

MPT Oliver commented did you look at lot sizes?

Chairman Galbraith commented he looked at residential zoning.

Mayor Bloszinsky commented he would be okay for PZC to review and look at the size of the fences. There could be some potential value for privacy, rental properties. He would be open to more ideas without changing the street look.

PZC Chairman Galbraith commented he would take this back to PZC to review again and see if the Commission has a recommendation.

Attorney Eldridge commented staff and legal need some guidance from Town Council. Currently under the code PZC only reviews, comments and reports on zoning and subdivision regulations. Chapter 160D allows for Town Council to broaden PZC scope of review for all development regulations. There are no clear directions in the code on simple amendments and how they



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should be handled. Does Town Council have any opinions on amending the code to provide clear directions for text amendments other than development regulations, and if PZC should expand its scope to review other text amendments than zoning or subdivision regulations?

Mayor Bloszinsky commented he believes this is something the Town needs.

Commissioner Heglar stated he proposes the list should be reviewed by Department Heads and make a formal recommendation to Town Council at the March meeting.

7. Shoreline Access and Beach Protection

Approval of Beach Manners and Purchase of Beach Manner Magnets

SLABP Chairman Panicali stated:

- Reviewed other beach Town regarding manners at the beach and drafted a list of items for citizens to keep in mind when they are at the beach
- The Committee would like to purchase the manners for the 75th celebration and put the manners in the beach brochure and on the Town website
- The magnets would be around 50-75 cents per magnet and if Town Council approves will get a formal quote to purchase 200-300 magnets
- The Committee would like to put them in the rental units as well
- The Committee has completed the audit of beach signs that were lost and will be bringing forward a formal quote once completed
- Need to also order 200-300 riptide magnets at 75 cents a magnet

MOTION- Commissioner Heglar made a motion to approve the Shoreline Access and Beach Protection Committee to order the manner magnets

SECOND- MPT Oliver

VOTE- Unanimous

MOTION- Commissioner Heglar made a motion to approve the Shoreline Access and Beach Protection Committee to order the riptides magnets

SECOND- Commissioner Ellen

VOTE- Unanimous

8. Stormwater Oversight Committee

Commissioner Heglar commented the Committee has met and still waiting on the state to approve the permit application. As soon as it is approved will bring forward changes to the stormwater ordinances.



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DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

1. Administration

Proposed Text Amendment to Personal Policy

Attorney Eldridge commented in the future will be updating the whole personal policy. He looked at a few provisions and recommends a proposed amendment if an employee does not come to work.

MOTION- Commissioner Heglar made a motion to approve the proposed text amendment to the Personal Policy as presented

SECOND- Commissioner Ellen

VOTE- Unanimous

2. Building Inspections Department

Code Enforcement Officer White commented the department has applied for the CAMA permit today for the beach mat which will be denied. Once it is denied Building Inspector Batson will apply for the variance.

3. Finance Department

Finance Officer Copenhaver commented:

- The grant for the State Capital infrastructure has been signed and hopefully will receive funding soon
- The Waste Management 3-year contract will expire this year and need to renew for another 3 years but there is a price increase associated with it
- The proposed rate is 15% higher than what the Town is currently paying
- Currently the rate is \$7.17 plus a 10% fuel at \$7.89 and environment charge and will increase to a base rate of \$8.25 plus the 10% at \$9.08
- The Town can renew the contract with these rates, do an RFP process and third option is to discontinue the service

Commissioner Heglar asked does Town Council want him to receive a quote from the architect?

Mayor Bloszinsky commented yes.

CONSENSUS- Agreed for Commissioner Heglar to review and meet with architect to receive a better quote for the Public Works Department Building



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MOTION- Commissioner Heglar made a motion to direct Finance Officer Copenhaver to enter into a 3-year contract with Waste Management

SECOND- Commissioner Ellen

VOTE- Unanimous

4. Police Department

Police Chief Bowden commented was asked at the first budget meeting to look into digital signs and ask NCDOT for approval. The Town can put them out on Fort Fisher Boulevard and should be here within 10 weeks. He recommends putting one near Sea Lane and one near Cape Wyatt Ct.

5. Recreation Department

- Kure Beach 75th Celebration Request
- Cape Fear Disabled Sportsman's Fishing Tournament

Recreation Director Keely commented

- The 5k and polar punch was a huge success this past weekend
- Two items on the agenda tonight, one being with the 75th celebration need Town Council approval
- Approve the use of Town Hall parking lot for the Bicycle Pedestrian Committee's Traffic Garden event on Saturday, April 9th Close Town Hall parking lot from the early morning hours through 6:00 PM on Saturday, April 9th
- Allow for participation from vendors and sponsors during event hours of 12:00 PM through 4:00 PM on Saturday, April 9th
- The use of downtown Kure Beach for the Big Band Bash on Friday, April 29th and Street Festival on Saturday, April 30th
- Close K Avenue east of Fort Fisher Boulevard and Atlantic Avenue between K and L Avenues to public vehicle traffic from the early morning hours of Friday, April 29th through 7:00 PM on Saturday, April 30, 2022.
- Allow for the participation from vendors and sponsors during event hours of 11:00 AM through 5:00 PM on Saturday, April 30th
- Waive paid parking enforcement for the two days which contain daytime events as part of the 75th Anniversary Celebration
- On Saturday, April 9, 2022; Kure-ous Reflections Panel at the Community Center from 10:30 AM - 12:30 PM and Bicycle & Pedestrian Traffic Garden at Town Hall from 12:00 PM – 4:00 PM and on Saturday, April 30, 2022; Street Festival in downtown Kure Beach from 11:00 AM – 5:00 PM
- The second thing is to continue to accommodate Cape Fear Disabled Sportsman's Fishing Tournament the Recreation and Police Departments suggest waiving paid parking enforcement for the day of Friday, May 13, 2022



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MOTION-Commissioner Heglar made a motion to approve the use of Town Hall parking lot for the Bicycle Pedestrian Committee's Traffic Garden event on Saturday, April 9th to Close Town Hall parking lot from the early morning hours through 6:00 PM on Saturday, April 9th to Allow for participation from vendors and sponsors during event hours of 12:00 PM through 4:00 PM on Saturday, April 9th

MOTION- Commissioner Heglar made a motion to approve the use of downtown Kure Beach for the Big Band Bash on Friday, April 29th and Street Festival on Saturday, April 30th to Close K Avenue east of Fort Fisher Boulevard and Atlantic Avenue between K and L Avenues to public vehicle traffic from the early morning hours of Friday, April 29th through 7:00 PM on Saturday, April 30, 2022. and Allow for the participation from vendors and sponsors during event hours of 11:00 AM through 5:00 PM on Saturday, April 30th

SECOND- Commissioner Ellen

VOTE- Unanimous

MOTION- Commissioner Heglar made a motion to waive paid parking enforcement for the two days which contain daytime events as part of the 75th Anniversary Celebration on Saturday, April 9, 2022; Kure-ous Reflections Panel at the Community Center from 10:30 AM - 12:30 PM and Bicycle & Pedestrian Traffic Garden at Town Hall from 12:00 PM – 4:00 PM on Saturday, April 30, 2022; Street Festival in downtown Kure Beach from 11:00 AM – 5:00 PM

SECOND- MPT Oliver

VOTE- Unanimous

MOTION- Commissioner Heglar made a motion to continue to accommodate the Cape Fear Disabled Sportsman's Fishing Tournament event, the Recreation and Police Departments suggest waiving paid parking enforcement for the day of Friday, May 13, 2022.

SECOND- MPT Oliver

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF OLD BUSINESS

1. Electric Bikes on the Beach Strand

MPT Oliver commented that he met with Carolina Beach to see which direction the Carolina Beach is going. Carolina Beach has received no complaints and Town has only had one complaint so currently just going to watch and see.



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2. Greenspace Responses

Commissioner Ellen commented

- Mayor Bloszinsky sent out a letter to citizens regarding the Town owned lots near Sandman to receive opinions on what should be done with the lots
- Received 95 responses by the time the agenda was published with 75% of the responses preferring a greenspace
- This afternoon the Town received responses 96-106 and the greenspace data went down to 73%

Mayor Bloszinsky stated the Town seems to like to use the space as greenspace and as the Town goes through the budget process will design a park, receive a quote and receive recommendations.

3. Smart Moves Consulting - Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) Grant Assistance

MPT Oliver commented brought this forward last month needed to add "do not exceed amount" to the contract. The Town Attorney has reviewed the contract and a final copy is included in the agenda.

MOTION- MPT Oliver made a motion to approve the contract Smart Moves Consulting - Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) Grant Assistance to not exceed \$5,000

SECOND- Commissioner

VOTE- Unanimous

4. Stormwater Maintenance Agreement between Beachwalk HOA and Town of Kure Beach

Commissioner Heglar stated he worked with the Town Attorney and the Beachwalk HOA on the contracts to repair the stormwater pipe from the Beachwalk HOA across settlers through the parking lot at Town Hall to the ditch on K Avenue. He is recommending the Towns approval of this stormwater agreement

Attorney Eldridge commented the Beachwalk HOA has approved and this agreement is ready to be acted on by Town Council. Commissioner Heglar was a great partner in this contract and thank you to Beachwalk HOA.



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MOTION- Commissioner Heglar made a motion to approve the Civil Solutions Stormwater Maintenance Agreement

SECOND- Commissioner Ellen

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. Accept the resignation of Commissioner Joseph Whitley

MOTION- Commissioner Ellen made a motion to approve the resignation of Commissioner Joseph Whitley

SECOND- Commissioner Heglar

VOTE- Unanimous

2. Discussion of Commissioner Vacancy

Mayor Bloszinsky commented the other member of Town Council will fill the positions of Joseph Whitley till the vacancy is complete. Commissioner Heglar will be the liaison to the Fire Department till the Commissioner vacancy is filled. It is the Town Councils responsibility to fill this position. He recommends advertising for several weeks in the Island Gazette and interview, select and swear in the individual at the next Town Council meeting.

Commissioner Heglar commented need to direct Town Clerk Sanders on what to advertise. Commissioner Ellen has submitted a list of questions.

Commissioner Heglar stated the applications need to be completed by the week before the meeting for Town Council to individually review.

Town Clerk Sanders commented staff will create a cognito form and will advertise for applicants to fill out the questions provided by Town Council and ask them to submit their resume. She will make the deadline March 14th. Would Mayor Bloszinsky like to include a letter?

Mayor Bloszinsky stated he will write a letter to advertise the vacancy for residents.

CONSENSUS- Town Clerk Sanders to advertise the vacancy position with the questions provided by Town Council



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3. Stormwater Permit Fees for Transfer & Construction

Commissioner Heglar commented as he has talked about the State keeps pushing more responsibility on the Town. Last week the Cove developer requested the state to transfer the ownership of the pipes underneath the roads to the HOA. The state informed the Cove developer that Kure Beach does that. He immediately contacted the Town Attorney as the initial permit was issued by the state and was unsure if the Town had the authority to do the transfer. We do believe now that we do have the authority to do the transfer. The Town Attorney is reviewing the transfer documentation from the State website and he is currently reviewing. Significant issues because basically an engineer is involved to say the stormwater system is up to the current requirements and submits his report to the Town to review before transferring. The State currently charges \$505 for the transfer and his recommendation is to set a stormwater permit transfer fee of \$505 for the Town.

MOTION- Commissioner Heglar made a motion to set a Stormwater Permit Transfer fee of \$505 the Town would use if a consultant is needed to review the documentation

SECOND- Commissioner Ellen

VOTE- Unanimous

MAYOR UPDATES

COMMISSIONER ITEMS

CLOSED SESSION

None.

ADJOURNMENT

MOTION- Commissioner Ellen made a motion to adjourn the meeting at 7:59 p.m.

SECOND- Commissioner Heglar

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