

**TOWN OF CAROLINA SHORES
BOARD OF COMMISSIONERS
MINUTES
DECEMBER 6, 2006**

Mayor Mann called the December 5, 2006, Board of Commissioners meeting to order at 3:00 p.m. The Pledge of Allegiance was recited. A moment of silence was given for our U.S. military troops and our departed residents. Members present were Mayor Daniel Mann, Commissioners John Csernecky, Jack Elliott, Kathryn Powell, Gere Dale, and Don Hart. Also present: Town Administrator, Linda Herncane.

COMMISSIONER CSERNECKY MADE A MOTION TO APPROVE THE AGENDA WITH THE FOLLOWING ADDITION TO THE PLANNING & ZONING BOARD STIPULATING THE NUMBER OF BOARD MEMBERS. COMMISSIONER ELLIOTT SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER DALE MADE A MOTION TO APPROVE THE MINUTES OF THE NOVEMBER 7, 2006 BOARD OF COMMISSIONERS MEETING. COMMISSIONER POWELL SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

Mayor Mann wanted it noted for the record that he was opposed to the Stop Signs. He said that Stop Signs do not slow traffic. Also, that as a Mayor he does not have a vote and he did not vote for the Stop signs. Lastly, it is legal for any municipality to erect signs on Town Roads.

Public Comment:

Gordon Robinson, 2 Myrtlewood Dr., spoke about the need for a good personal/financial relationship between the Town and the CVFD.

Ken Sass, 27 Brassie Dr., agrees with the Town about safety for residents, but disagrees with the addition of the Stop signs. He says the signs contribute to noise pollution due to deceleration and accelerating; air pollution due to vehicle emissions. Stop signs should not be used for speed control and we should look for a reduction in speed.

Tom Briggs, 8 Bayberry Cir., Upset with the Stop Signs. He says we now have noise and air pollution. Does not agree with the number of Stop Signs.

John Doherty, 9 Pineridge Ct., Thanked the Mayor about clarifying the Stop Sign issue. Disagreed with the fact that the Stop Signs were erected without informing the Town residents, "NO Warning", "Scary" driving.

Chris Gallo, 95 CS Dr., Agreed that it was legal for the Town to erect the signs. She had a disagreement with the height of the signs because of visibility. Wanted to know how many complaints there had been about speeding vehicles on the Parkway. Felt that Commissioner Dale proposed the Stop Signs for his benefit. Said we were not good neighbors to other Towns and it appears that we are not good neighbors to each other. Commented that her emails were not answered.

John Dougherty, 40 CS Dr., Gave each Commissioner a letter from him. Unsure about planning in the placing of the Stop Signs. Very upset that his "dream home" is now in the middle of a 3-

way stop. Fears that his property is devalued because of the signs. Wishes each Commissioner would come to his home and see what is transpiring. Cannot back out of his drive due to traffic backing up.

Don Koelbel, 1 Swamp Fox, Not at all happy about the Stop signs. Has had cars drive through his drive since the signs were erected. Unable to get out of his driveway due to two or more cars waiting at the stop signs. Property value has decreased. Does not like hearing the trucks and cars stopping. Question about the “sign-up” sheet that residents signed when they came to the Town Hall.

Report from Town Administrator - On file at Town Hall.

- Barnhill Contracting to begin paving project on December 11, 2006.
- Culvert replacement on Midiron now in progress. An unmarked water line was hit this morning and is being repaired.
- Has begun working with Finance on future paving & culvert replacement projects.
- Building Department met with CENTEX at Beacon Townes to resolve “bridge” disparity Requiring borings.
- Accept proposal from Michael Gibbs to evaluate efficiency of Recycle Center.
- Names & addresses of residents without public water and/or water and sewer sent to Brunswick County. Town is not involved in any assessment for water or sewer.
- Town faired well during Nor’easter in November. No flooding of streets or property.
- Kemp Causey presented a conceptual plan for a commercial office complex on Thomasboro Rd. Awaiting additional information before he can proceed.
- The Planning & Zoning Board approved the change in Food Lion’s signage. They will be doing some remodeling. It was also agreed that the owners of the shopping center will revamp the landscaping and will clean the detention pond.
- Maintenance crew did some work with the backhoe in the ditches on Sunfish/Carolina Shores Pkwy., Carolina Shores Dr., Seagull and Yellow Jacket. Water is now flowing well.
- Portrait Homes sent us the documentation for Voluntary Annexation of Calabash Lakes into the Town.
- Letter from Hobbs & Upchurch regarding completion of the Persimmon Swamp Drainage Study and recommendations for environmental permitting and additional evaluations.
- Landscape Ordinance drafted by Building Inspections Department. (Does not relate to Single Family Homes.)
- Received a check for \$2,388.95 from ATMC for Franchise Cable Tax.
- Building Inspection Dept. did 570 inspections for the Month of November.
- New Recycle Stickers are in place. Holiday Hours for Recycle Center.

COMMISSIONER POWELL ASKED FOR A MOTION TO APPROVE AND ADVERTISE THE 2007 MEETING SCHEDULE. COMMISSIONER HART SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

Correspondence –

- Copy of a letter to Paramount Development Corp, regarding upkeep of wet detention ponds.

- Letter from NCDOT acknowledging receipt of our letter and resolution indicating importance of replacement of existing culverts under Shingletree Road (SR 1302).
- Letter from NCDOT acknowledging receipt of submittal from Hobbs & Upchurch regarding Persimmon Swamp Drainage Study
- Complaints from residents concerning Stop signs.

COMMITTEE REPORTS:

Planning and Zoning

COMMISSIONER ELLIOTT MADE A MOTION TO TEMPORARILY REDUCE THE NUMBER OF MEMBERS ON THE PLANNING & ZONING BOARD FROM 7 TO 5. COMMISSIONER POWELL SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

EACH COMMISSIONER WAS POLED TO SET THE NEW MEMBERS OF THE PLANNING & ZONING BOARD. RESULTS ARE AS FOLLOWS:

<u>Applicant</u>	<u>Don Hart</u>	<u>Gere Dale</u>	<u>K. Powell</u>	<u>Jack Elliott</u>	<u>J. Csernecky</u>
Dick Wilson	Yes	No	Yes	Yes	No
Tom Puls	No	Yes	No	No	Yes
James Mokrycki	Yes	Yes	Yes	Yes	Yes
Ruth Martin	No	No	No	No	No
Jay Allen/ETJ	Yes	Yes	Yes	Yes	Yes
John Russo	Yes	Yes	Yes	Yes	Yes
Grace Minerva	No	No	No	No	No

COMMISSIONER ELLIOTT MADE A MOTION TO SET THE NEW BOARD. COMMISSIONER POWELL SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED. COMMISSIONER DALE REGISTERED A NAYE.

COMMISSIONER ELLIOTT MADE A MOTION TO APPROVE THE NEW FOOD LION SIGNAGE. COMMISSIONER CSERNECKY SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

Commissioner Elliott mentioned the Langston Property on Highway #17, a proposed medical park. Still in the works, though it has again taken a back seat.

Community Service.

Commissioner Csernecky mentioned that NCDOT (Cape Fear Rural Transportation Authority) is having an infrastructure-planning meeting on December 12th, at County Bldg. A. 911 calls for November as follows: Town of Carolina Shores – 28, 3 for alarm, 3 for suspicious vehicle, 2

domestic, 1 shots fired, 1 breaking & entering, and 1 disturbance. In the ETJ – 39, 6 for 911 hang-up, 5 attempt to locate, 4 for alarm, 4 meet with complainant, 2 domestic, 2 fight in progress, 2 suspicious vehicle, and 2 shots fired.

Public Works

Commissioner Powell asked the residents to keep in mind the Holiday closings for the recycle center. Pleased about the good reports and the way the storm was handled. Maintenance crew is keeping roads clean. Good comments about the recycle center.

BOARD REPRESENTATIVE, CALABASH VOLUNTEER FIRE DEPT.

Commissioner Dale clarified that it is Chief Bennett, not Chief Edge. Also, not the Liaison to CVFD, he was appointed by the Board of Commissioners to CVFD Board. There is no adversarial relationship between the Town and the CVFD. The Town has committed \$25,000 of taxpayer money to the CVFD. The Town has a fiduciary responsibility to all people of this town to make sure those monies are being handled and utilized. The Board is concerned about the fiscal situation of the CVFD. We are trying to protect the monies that would be allocated from this Town out of the resident's tax money. The fire department's main building is going to have to be replaced at the projected amount of one million dollars. That is no small sum and this item will have to be addressed very soon. Fire Department sent out a contribution letter and I encourage each of you to consider contributing.

Finance

Commissioner Hart stated that the Town is into its 5th month of the fiscal year. The Town is fiscal sound.

COMMISSIONER HART MADE A MOTION TO RELEASE THE \$25,000.00 CONTRIBUTION TO THE CALABASH VOLUNTEER FIRE DEPARTMENT FOR ADDITIONAL PERSONNEL. COMMISSIONER DALE SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

Mayor Mann made clarification that there were two Commissioners that could not vote. Commissioner Csernecky, as a member of the fire department and Commissioner Dale, as the board representative. They could second the motion.

COMMISSIONER HART MADE A MOTION TO ACCEPT THE 2005/2006 AUDIT PREPARED BY ISAAC NORRIS, CPA. COMMISSIONER ELLIOTT SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER HART MADE A MOTION TO APPROVE A BUDGET AMENDMENT TO TRANSFER \$25,000.00 FROM MISCELLANEOUS INCOME REVENUE TO THE CONTINGENCY FUND. COMMISSIONER POWELL SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER HART MADE A MOTION TO APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$12,400.00 FROM THE CONTINGENCY FUND FOR PAYMENT OF SERVICES PERFORMED BY HOBBS, UPCHURCH & ASSOCIATES, PA. COMMISSIONER POWELL SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

Town Administrator Linda Herncane stressed that Julie Munday, Tax Collector, had collected 99.13% of the property taxes, as well as 94.45% of motor vehicle tax. This says a lot about the work that Ms. Munday does. She did a great job helping Mr. Norris during the Audit. The Town had a debt of \$36,900, for a backhoe. This debt was paid off when the fiscal year began in July. The Town is financially sound. I give all the credit to Julie Munday working with Isaac Norris. I want to go on record that we thank her for her time and effort.

Old Business - None

New Business –

Commissioner Dale stated that based on personal observation and other comments of people that walk and/or walk their dogs on Carolina Shores Pkwy, that it was his opinion the speed on the parkway was not only excessive, but a potential hazard to pedestrians. He stated that speeds range from 40 to 50 mph with a 30 mph speed limit. Some traffic travel at such a rate they are not able to stay on their side of the road. Commissioner Dale stated that this is a proactive Board, not a reactive Board. The Board unanimously approved the stop signs and it is a temporary thing that will be reviewed at the February workshop. A further decision will be made at that time. The Town has received letters from other residents requesting stop signs be placed on the other side of Carolina Shores Dr.

Public Comments -

Chief Karl Bennett appreciated all comments made at this meeting. He stated that the CVFD had gone to the Towns asking for financial help and it appeared that was forthcoming. He said that the fire department was not able to keep up with personnel and equipment due to the growth of the area. He stated there was a great need for personnel. The demographics of the community lent itself to mostly retirees. Housing is difficult to afford. The money raised in the fund drive is for the good, the welfare, the wants and the needs of the firefighters themselves. That money is not spent on operations. There are 4 full-time, paid personnel, the rest are volunteers. We appreciate your support. Let's move forward.

Marie Koebel, 1 Swamp Fox, mentioned that speed humps might be an alternative to the Stop signs. Residents of the Town are driving through her circular drive to avoid signs.

George Anderson, 8 Niblick Ct., did not feel that policy was followed during the voting to release the funds to CVFD.

Ed Gillin -14 CS Pkwy., Mr. Gillin was gratified that all seats were filled. He urged the residents to continue to attend monthly Board & Committee meetings to find out what the Town is doing and how the affect on the Townspeople.

John Czap, 76 CS Dr., Felt a need for some kind of regulation because workers from the golf course are not stopping at the Stop signs. There is a 25 mph speed sign at the golf cart crossover. Traffic needs to be slowed down so that someone working on their ditch is not injured.

Jim Hartnett, 34 Pinewood Dr., Mr. Hartnett would like to see Stop Signs installed on Pinewood Dr. He stated that Sheriff Deputies were witness to 2 speeding cars, but Carolina Shores was not in their jurisdiction. He would like to also see signs that warn of curves ahead.

Buddy Broadnax, 39 Gate 1 – would like to see a School Bus Stop sign installed on Country Club Road.

John Dougherty, 40 CS Dr., Commented that he would like to see the Stop Signs removed immediately. He would appreciate traffic patrol brought in to write tickets for speeders and the stop signs removed.

Don Koelbel, 1 Swamp Fox, Commented that the Stop signs were approved quickly, could they be removed just as quickly.

Peter Gulliver, 13 Oakbark Ct., Questioned what criteria will be used to establish whether or not the signs will be removed at the end of the 90-day period.

Diane Dougherty, 40 CS Dr., What is the number of requests to remove the stop signs.

Kim Kelsey, 27 Sunfield Dr., When *can* we ask questions if not at the workshop or town meeting?

Adjournment

COMMISSIONER POWELL MADE A MOTION TO ADJOURN THE MEETING TO GO INTO EXECUTIVE SESSION FOR PERSONNEL/LEGAL. COMMISSIONER CSERNECKY SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER POWELL MADE A MOTION TO ADJOURN THE EXECUTIVE SESSION. COMMISSIONER ELLIOTT SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER POWELL MADE A MOTION TO GO BACK INTO SESSION. COMMISSIONER CSERNECKY SECONDED THE MOTION. MAYOR MANN CALLED FOR A VOTE AND THE MOTION CARRIED.

COMMISSIONER ELLIOTT MADE A MOTION TO ADJOURN THE MEETING.
COMMISSIONER CSERNECKY SECONDED THE MOTION. MAYOR MANN CALLED
FOR A VOTE AND THE MOTION CARRIED

DANIEL A. MANN, MAYOR

Submitted by:

Kim Mayo
Deputy Town Clerk