

**Town of Sunset Beach  
Monthly Council  
Work Session, Public Hearing & Regular Meeting  
August 5, 2013**

**MINUTES**

**Members Present:** Mayor Richard Cerrato, Mayor Pro-Tem Lou DeVita, Councilwoman Karen Joseph, Councilwoman Carol Scott, Councilman Wilson Sherrill, and Councilman Mike Williams.

**Members absent:** None

**Attorney & Staff Present:** Mike Isenberg, Town Attorney; Donna Rogers, Interim Town Administrator/Finance Director; Cindi Stephenson, Deputy Finance Director; Kevin Dempsey, Fire Chief; Lisa Massey, Police Chief; Dustin Graham, Public Works Director; Sandy Wood, Building Inspections Department Director, and Lisa Anglin, Town Clerk.

**Work Session  
6:45 pm**

Mayor Cerrato called the Work Session to order, called for agenda amendments, and general discussions by the Council.

**Agenda Amendments**

The following items were added to the agenda:

- Old Business Item e - Side Street Speed Limits
- Old Business Item f - Beach Safety Meeting Update
- Old Business Item g - Veteran's Memorial Update and Approval
- New Business Item h - Sandpiper Bay Drive Speed Humps Discussion

**Council Discussion**

Mayor Cerrato advised that 130 Resumes have been received for the Town Administrator position. Mayor Cerrato advised that the Brunswick Beaches Consortium Meeting is scheduled for August 15, 2013 at 10:00 am at the NC Baptist Assembly at Fort Caswell in Caswell Beach. Mayor Pro-Tem DeVita requested the Council to consider rescheduling the September Work Session. The Council reached a consensus to reschedule the September 17, 2013 Work Session for September 24, 2013.

**Monthly Meeting**  
**7:00 pm**

**Call to Order & Pledge of Allegiance**

Mayor Cerrato called the monthly meeting to order and the Pledge of Allegiance was recited. Mayor Cerrato stated “Does any member of the Council have a conflict of interest or the appearance of a conflict of interest with regard to any item on the agenda, and if so, please state so at this time?” No one spoke.

**MS Breakaway to the Beach Organizers – Jeff Viscount**

Mr. Viscount thanked the Mayor, Council and Staff for assistance with last year’s event and advised that this year’s event is scheduled for September 21<sup>st</sup> and 22<sup>nd</sup> with riders expected to begin arriving in Sunset Beach on the 22<sup>nd</sup> from 10:30 am until approximately 5:00 pm.

**Certificate of Appreciation – Leon August & William McDonald**

Mayor Cerrato advised that Certificates of Appreciation are being presented to Leon August and William McDonald for their years of dedication to the Town and service on the Planning Board. Neither Mr. August nor Mr. McDonald were able to be present so the certificates will be mailed.

**Public Hearing – Streetscape Capital Improvements Project Budget**

COUNCILMAN SHERRILL MADE A MOTION TO OPEN THE PUBLIC HEARING. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Karol Asbjornson 407 37<sup>th</sup> Street – Spoke in favor of the Streetscape project and the proposed plantings.

Katrina Yarborough 801 W. Main Street – Spoke in opposition to the Streetscape project citing initial cost and the reoccurring cost of maintenance and annual plantings.

Jan Harris 206 North Shore Drive – Spoke in opposition to the Streetscape project cost and questioned why NCDOT was not sharing the cost since Sunset Blvd. is a state roadway.

Karen Soderstrom 802 W. Main Street – Spoke in opposition to the Streetscape project cost, thinks funds should be used for beach safety.

Katie Hovermile 1419 Bay Street – Spoke in opposition of the Streetscape project cost and suggested funds be used for parking and beach safety.

Ron Watts Shoreline Drive – Spoke in favor of the Streetscape project.

COUNCILWOMAN SCOTT MADE A MOTION TO CLOSE THE PUBLIC HEARING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Public Hearing – Park Capital Improvements Project Budget**

MAYOR PRO-TEM DEVITA MADE A MOTION TO OPEN THE PUBLIC HEARING. COUNCILMAN WILLIAMS SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

No comments heard.

MAYOR PRO-TEM DEVITA MADE A MOTION TO CLOSE THE PUBLIC HEARING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Public Comments**

No comments heard.

**Consent Agenda Approval**

Councilwoman Joseph advised that a correction is needed on page 6 of the June 24, 2013 minutes in the Public Comments section to remove the “e” from Jan Harris.

COUNCILWOMAN JOSEPH MADE A MOTION TO APPROVE THE FOLLOWING CONSENT AGENDA AS CORRECTED:

1. Minutes
  - a) June 18, 2013 Work Session Minutes
  - b) June 18, 2013 Special Meeting Minutes
  - c) June 24, 2013 Regular Meeting Minutes
  - d) July 16, 2013 Work Session Minutes
2. Departmental Reports:
  - a) Police
  - b) Public Works
  - c) Building Inspections
  - d) Fire
3. Disposition of Directives
  - a) Preliminary Assessment Notice appeared in Brunswick Beacon – 11/16/11
  - b) Preliminary Assessment Notice and Resolution mailed to affected property owners – 11/16/11
  - c) Preliminary Assessment Resolution Public Hearing held – 12/05/11
  - d) BEMC informed to begin underground project – 12/9/11; Notified of completed 03/04/13
  - e) 50<sup>th</sup> Anniversary Committee appointed – Committee is working on Time Capsule information and will meet when necessary to plan the March 26, 2014 Capsule dedication/sealing ceremony
  - f) Asset Replacement Cost/Life Expectancy Schedule produced/updated & included in Capital Improvement Program –
  - g) 09/18/13 Community Meeting location (Sea Trail) reserved – 06/07/13
  - h) Vision Plan forwarded to Withers & Ravenel – 07/29/13
  - i) Park Development Engineering Proposal signed – 06/26/13

**Consent Agenda Approval (Cont.)**

- j) Sea Trail New Owner and New Manager Congratulatory Letters mailed – 06/06/13
  - k) Chapter 72 Parking Regulations Amendment email to Municode – 07/03/13
  - l) Streetscape Capital Budget Public Hearing Notice emailed to Beacon for July 25<sup>th</sup> edition – 07/19/13
  - m) Streetscape RFP’s Ad emailed to Beacon for July 25<sup>th</sup> edition – 07/19/13
  - n) Park Development Capital Budget Public Hearing Notice emailed to Beacon for July 25<sup>th</sup> edition – 07/19/13
  - o) Mobi-Mat ordered – 07/30/13
  - p) Special Meeting (08/05/13 at 3:00 pm) Notice emailed to Beacon for July 25<sup>th</sup> edition – 07/19/13
4. Departmental Updates

MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Old Business**

**Consideration of Approval of the Jinks Creek Mouth of the Feeder Canal Maintenance Dredging RFP**

MAYOR PRO-TEM DEVITA MADE A MOTION TO APPROVE THE JINKS CREEK MOUTH OF THE FEEDER CANAL MAINTENANCE DREDGING RFP. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Jaguars Lair Update**

No report.

**Consideration of Adoption of Resolution for NCDOT Speed Limit Reductions**

COUNCILWOMAN JOSEPH MADE A MOTION TO ADOPT THE RESOLUTION REQUESTING NCDOT SPEED LIMIT REDUCTIONS AS FOLLOWS:

- a. Main Street from 35 mph to 25 mph;
- b. Sunset Boulevard South from Main Street to North Shore Drive from 35 mph to 25 mph; and,
- c. Sunset Boulevard South from North Shore Drive to the Intracoastal Waterway from 45 mph to 35 mph.

MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Consideration of Adoption of Speed Limit Reduction Ordinance for NCDOT**

MAYOR PRO-TEM DEVITA MADE A MOTION TO ADOPT THE ORDINANCE DECLARING CONCURRENCE WITH THE NCDOT SPEED LIMIT REDUCTIONS AS FOLLOWS:

**Old Business (Cont.)**

**Consideration of Adoption of Speed Limit Reduction Ordinance for NCDOT (Cont.)**

- a. Main Street from 35 mph to 25 mph;
- b. Sunset Boulevard South from Main Street to North Shore Drive from 35 mph to 25 mph; and,
- c. Sunset Boulevard South from North Shore Drive to the Intracoastal Waterway from 45 mph to 35 mph.

COUNCILMAN WILLIAMS SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Side Street Speed Limits**

The Council briefly discussed the current 20 mph speed limit on the island side streets and reached a consensus to evaluate the speed limits on all town streets during an upcoming Work Session.

**Beach Safety Meeting Update**

Mayor Cerrato advised that the Council decided, at a meeting held earlier today, to order 70 rip current warning signs to be posted on the beach access walkways and to supply the merchants with rip current warning pamphlets and holders for distribution to the citizens and visitors.

**Veteran's Memorial Update and Approval**

Gordon Coulson, the Committee to Honor American's Veteran's Spokesman, advised the Council that the Committee has reduced the size of the proposed memorial to 908 sq. feet as requested. Mr. Coulson advised that donations will be accepted from individuals and businesses but the Committee will not solicit public funds from the Town. The Committee requests that the placement location within the Park be near where the Memorial Day service was held this year.

COUNCILWOMAN JOSEPH MADE A MOTION TO APPROVE THE VETERAN'S MEMORIAL DESIGN TOTALING 908 SQ FEET AND TO APPROVE THE PLACEMENT LOCATION WITHIN THE PARK. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**New Business**

**Appointment of two (2) Regular Planning Board Members with Term Expiration Dates of August, 2016**

COUNCILWOMAN SCOTT MADE A MOTION TO APPOINT THOMAS VINCENZ AND NOELLE KEHRBERG AS REGULAR MEMBERS ON THE PLANNING BOARD WITH TERM EXPIRATION DATES OF AUGUST 2016. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**New Business (Cont.)**

Consideration of Approval of Banking Resolution For Official Depository

COUNCILWOMAN SCOTT MADE A MOTION TO APPROVE THE BANKING RESOLUTION NAMING FIRST CITIZENS BANK AS THE OFFICIAL DEPOSITORY FOR THE TOWN. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Authorization for Clerk to Advertise Position on the ABC Board with an Expiring Term of October 2013, Schedule interviews for September 17, 2013 at 9:00 am and Place Appointment Consideration on the October 7, 2013 Agenda

COUNCILMAN SHERRILL MADE A MOTION TO AUTHORIZE THE CLERK TO ADVERTISE THE POSITION ON THE ABC BOARD THAT WILL BE EXPIRING OCTOBER 2013, TO SCHEDULE THE INTERVIEWS FOR SEPTEMBER 24, 2013 AT 9:00 AM AND TO PLACE THE APPOINTMENT CONSIDERATION ON THE OCTOBER 7, 2013 AGENDA. COUNCILMAN WILLIAMS SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

(The interview date was changed to reflect the Work Session date that was rescheduled earlier in this meeting.)

Streetscape Capital Improvements Budget Ordinance Adoption

MAYOR PRO-TEM DEVITA MADE A MOTION TO ADOPT THE STREETSCAPE CAPITAL IMPROVEMENTS BUDGET ORDINANCE. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Park Design and Development Capital Improvements Budget Ordinance Adoption

MAYOR PRO-TEM DEVITA MADE A MOTION TO ADOPT THE PARK DESIGN AND DEVELOPMENT CAPITAL IMPROVEMENTS BUDGET ORDINANCE. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Consideration of Purchase of Welcome Banner for MS Bike Ride

COUNCILWOMAN JOSEPH MADE A MOTION TO PURCHASE A REUSABLE BANNER FOR THE MS BREAKAWAY TO THE BEACH BIKE EVENT THAT WILL BE DISPLAYED ACROSS THE FINISH LINE. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Consideration of Establishing a Deadline for Accepting Town Administrator Position Resumes

COUNCILMAN WILLIAMS MADE A MOTION TO ESTABLISH A DEADLINE OF AUGUST 15, 2013 FOR ACCEPTING TOWN ADMINISTRATOR POSITION RESUMES. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

### **New Business (Cont.)**

#### **Sandpiper Bay Drive Speed Humps Discussion**

The Council briefly discussed an email received from several Sandpiper Bay Drive residents concerning the removal of the speed humps. The Council agreed that Sandpiper Bay Drive is currently owned by the golf course and that the residents should be communicating with them and not the Council.

### **Public Comments**

**Sue Weddle 706 North Shore Drive** – Advised that a NCDOT Ad Hoc Representative was working with the Streetscape Committee and questioned if NCDOT was requested to take on this project.

**John Corbett 423 Sailfish Drive** – Thanked the Council for the Streetscape and Park projects; requested that the Town pay close attention to the causeway now that the speed limit reduction will allow low speed vehicle to travel that roadway.

**Karen Dombrowski 719 Fairway Drive** – Suggested the Council purchase refrigerator magnets for the rental properties and implement a warning flag system instead of adding more signs and distributing pamphlets.

**Jan Harris 206 North Shore Drive** – Advised of several roadways within North Carolina that she believes NCDOT plants and maintains.

**Charles Nern 647 Oyster Bay Drive** – Spoke about the disorder of the special meeting and requested Council to follow Roberts Rules of Order.

**Katie Hovermile 1419 Bay Street** – Advised that she is nervous about the Streetscape and Park funding and asked if Council would proceed with the Park project if the grant funds are not received.

**John Walz 622 Triangle Trail** – Thanked the Council for holding the Beach Safety meeting and advised that Council received a lot of useful input and suggestions.

**Karen Soderstrom 802 W. Main Street** – Advised Council that the parking issues on the island need to be addressed and the police department needs to enforce the current regulations.

### **Closed Session**

COUNCILWOMAN JOSEPH MADE A MOTION TO GO INTO CLOSED SESSION PURSUANT TO NCGS 143-318.11 (a) (3) TO CONSULT WITH THE TOWN ATTORNEY REGARDING JAGUAR'S LAIR IN ORDER TO PRESERVE THE ATTORNEY-CLIENT PRIVILEGE. COUNCILMAN WILLIAMS SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

The Council met in Closed Session for approximately one hour with no action taken.

**Closed Session (Cont.)**

COUNCILMAN WILLIAMS MADE A MOTION TO RETURN TO THE REGULAR MEETING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

COUNCILWOMAN SCOTT MADE A MOTION TO RECONVENE THE REGULAR MEETING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Adjournment**

COUNCILWOMAN SCOTT MADE A MOTION TO ADJOURN THE AUGUST 5, 2013 COUNCIL MEETING. COUNCILMAN SHERRILL SECONDED THE MOTION. MAYOR CERRATO CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Town of Sunset Beach**

Submitted by:

*Richard Cerrato, Mayor*

*Lisa Anglin, Town Clerk*

\*The August 5, 2013 Regular Meeting Minutes were approved during the September 9, 2013 Council Meeting.