

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
JANUARY 19, 1994

PRESENT:

Mayor Marlow Bostic, Jr., Mayor Pro-tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth, Fire Marshal Thomas Best, elected officials from the Towns of Holly Ridge, Surf City, Topsail Beach and Town Managers from Topsail Beach and Holly Ridge.

JOINT MEETING  
DISCUSSION:

General discussion of issues of joint concern amongst four community representatives. Among topics discussed were:

1. General effort primarily between Surf City and Holly Ridge to develop future plans for sewer treatment;
2. Joint discussion of dune restoration including an invitation from North Topsail Beach for representatives from Surf City and Topsail Beach to participate in the January 25th meeting of the Dune/Beach Stabilization and Education Committee;
3. Appointment of Town Managers Charles Hedgepeth and Eric Peterson to propose an island wide program for mosquito control;
4. Directive that North Topsail Beach Fire Marshal Thomas Best look into resolving communication problems primarily between Onslow County and Pender County in context of emergency services;
5. General discussion of need for continued coordination between the four community representatives and between small municipalities in Onslow County.

North Topsail Beach will host the next meeting during the month of April 1994. A notice of the time and place for this meeting will be mailed two to three weeks prior to the meeting date.

  
Charles L. Hedgepeth, Town Manager

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING/PUBLIC HEARING  
JANUARY 20, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth and Town Clerk Ann Vause.

CONVOCATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

TOWN ATTORNEY: Town Manager Hedgepeth introduced Ms. Lynn Coleman from the firm of Cameron and Coleman. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to enter into a contract to retain the services of the firm of Cameron and Coleman Attorney at Law (Ms. Lynn Coleman). Alderman McGinn questioned Attorney Coleman's on her role as Chairman of the Onslow County Board of Elections. Attorney Coleman replied by saying she intended to resign as Chairman of the Onslow County Board of Elections upon appointment as town attorney for the Town of North Topsail Beach. Mayor Bostic called for a vote on the motion and it passed unanimously.

PUBLIC HEARING -  
BUILDING HEIGHTS  
& NET BUILDABLE:

Mayor Bostic requested that Town Manager Hedgepeth present background information on the subjects of the public hearing. Town Manager Hedgepeth discussed the history of the building height issue in the Town and provided information as to the typical configuration of a new residential structure for which the Town is receiving building permit applications. He requested that the Board establish a building height reference point from which height is determined and that such reference point be clearly defined. On the subject of net buildable Town Manager Hedgepeth defined for the audience what net buildable is, what environmentally sensitive areas might be excluded from a proposed lot and discussed the potential impact that net buildable might have. He reminded the Board that net buildable must be considered along with other possibilities when regulating residential density. Mayor Bostic then opened the public hearing on the two issues and requested public comment from the audience.

Building Height:

Considerable discussion on the method for determining the reference point from which to measure the actual height of the building. Speaking on this subject were Mrs. Linda Knowles, Mrs. Ginny Hillyer, Mr. John Parker, Mr. Paul Woo, Mr. Oscar Stackleather, Ms. Karen Seybert, Mr. Donald Omans and others. Concern was expressed about public safety issues, the ecstasics value of limiting building height and water pressure concerns. Concerns were also expressed about the potential impact on property owners if anticipated density was to be limited. Mr. John Parker reminded the Board that by limiting building height to 45', a number of non-conforming situations might be created.

Net Buildable:

Those participating in this discussion were Attorney Kirkman, Mr. John Parker, Mrs. Ginny Hillyer, Mrs. Linda Knowles, Mr. Paul Woo, Mr. Leland Newsome, Ms. Kathleen Sullivan and Mr. John Elmore. General areas of concern were the need for the Town to restrict density in environmentally sensitive areas, the ability to protect environmentally sensitive areas that net buildable would provide, the right and concern of property owners about sizeable areas of their holdings becoming unusable and about the potential impact on the tax base. In summary, remarks at the close of the hearing indicated that the public hearing was constructive and comments made were informative and of benefit to members of the Board of Aldermen. Concern was expressed that these issues must be carefully considered and studied prior to further consideration.

No further discussion was held and Mayor Bostic closed the public hearing at 8:35p.m.

## ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Stackleather to adjourn the meeting at 8:35p.m. Passed unanimously.



---

Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL MEETING/WORKSHOP  
January 27, 1994

PRESENT: Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass and Sue Tuman, Town Manager Charles Hedgepeth, Planning Board Chairman William "Bill" White, Planning Board Member Linda Knowles and Deputy Town Clerk Susan Daughtry. Mayor Marlow F. Bostic, Jr., Alderman Peter Hillyer, Planning Board Members Joe Moseley, Jack Royman, Homer Prince, Darla Winstead and Donald Omans were absent.

Mayor Pro-Tem Sam McGinn called the meeting to order at 7:05 p.m. and declared a quorum to be present (at the North Topsail Beach Volunteer Fire Department). He then opened the workshop.

WORKSHOP: Town Manager Hedgepeth presented background material to all present regarding proposed changes and amendments to the Zoning Ordinance.

The key issues within the Zoning Ordinance have been divided into six (6) categories. Board Members have been divided into teams of two. Each group is requested to present to other members information on their topic which would best serve the town. Upon presentation, the participants would reach a general consensus on the issue which the Town staff would then incorporate into the appropriate section of the ordinance. The categories and teams are as follows:

1. Mobile Homes and Manufactured Structures: Margaret Stackleather and Wilbur Bass.
2. Building Heights, Setbacks and Buffers: Linda Knowles and Darla Winstead.
3. Existing Con-D, Rural Agriculture, R-5 and R-8: Homer Prince and Peter Hillyer.
4. Commercial Zoning and Signs: Sam McGinn and Joe Moseley.
5. A. Residential density (Scotch Bonnet to NCSR 1568): Jack Royman and Donald Omans.  
B. Residential density (NCSR 1568 to the New River Inlet): Sue Tuman and Bill White.
6. Administrative: Mayor Marlow Bostic and Town Manager Charles Hedgepeth.

Alderman Sue Tuman and Planning Board Chairman Bill White volunteered to make the first presentation. A meeting was scheduled for Thursday, February 24th at 7:00 p.m. at a place to be announced.

RECESS: A motion was made by Alderman Margaret Stackleather and seconded by Alderman Bass at 8:40 p.m. to recess until Thursday, February 24, 1994 at 7:00 p.m. at the North Topsail Beach Fire Department. Passed unanimously.

*Susan Daughtry*  
\_\_\_\_\_  
Susan Daughtry, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
REGULAR BOARD MEETING  
FEBRUARY 3, 1994

- PRESENT:** Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth, Town Attorney Lynn Coleman and Town Clerk Ann Vause.
- QUORUM:** Mayor Bostic was delayed approximately 5 minutes so Mayor Pro-Tem McGinn opened the meeting at 7:00 p.m., at the south end fire station, and declared a quorum present.
- INVOCATION:** Chaplain Mary Washburn, Sneads Ferry Presbyterian Church, led in prayer.
- AGENDA APPROVAL:** Town Manager Hedgepeth requested renewal of the contract with Waste Industries be added to the agenda and that the last word in Item #7 Discussion of SR 1568 Relocation Project be changed from "Project" to "Subjects". Also, he advised that the last paragraph in the minutes of the January 27, 1994, special meeting were changed to reflect that the meeting was recessed until February 24, 1994, and not adjourned. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Stackleather to approve the agenda as presented with the addition of the Waste Industries Contract and the changing of the last word in Item # 7 from project to subjects. Passed unanimously.
- MINUTES:**
- January 6, 1994:  
Alderman Bass requested the sentence in the paragraph of the December 11, 1993, minutes concerning the public address system be changed to read "with 3 microphones and one wireless microphone for the podium". A motion was made by Alderman Stackleather and seconded by Alderman McGinn to approve the minutes of the January 6, 1994, meeting as written with the last sentence in the paragraph on the December 11, 1994, meeting being changed to read "with 3 microphones and one wireless microphone for the podium". Passed unanimously.
- January 19, 1994:  
A motion was made by Alderman Tuman and seconded by Alderman Hillyer to approve the minutes of the Special Board Meeting held January 19, 1994, as written with the word in the last paragraph being changed from "hose" to "host". Passed unanimously.
- January 20, 1994:  
A motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the minutes of the Special Board Meeting/Public Hearing held January 20, 1994, as written. Passed unanimously.
- January 27, 1994:  
A motion was made by Alderman Stackleather and seconded by Alderman Hillyer to approve the minutes of the Special Meeting held January 27, 1994, as written. Passed unanimously.

## DISCUSSION - S.R.

## 1568 PROJECT:

Mayor Bostic introduced Mr. Doug Bowers, N.C. Department of Transportation, and requested he give an update on the S.R. 1568 Relocation Project. Mr. Bowers said he appreciated the opportunity to meet with the citizens and introduced Mr. Joe Blair who presented an update on the cost of the project, completion date, contractor, percentage completed, water/sewer lines and bridge projects. Mr. Blair advised that the northern half of the project was almost completed.

Several questions were asked by citizens and answered by the DOT representatives concerning the possibility of moving the completion date from July 14th to July 2nd, what occurs if the contract is not completed on time, plans for future washovers in this area and evacuation routes for north end individuals, what happens to the old road once the new road is completed and who will be responsible for maintaining the old road bed area, who will be responsible for maintaining the dunes on the old road way, whether or not DOT will improve dunes when the old road bed is removed before they abandon this section, what would occur if nature caused cut through and the north end becomes a separate island and whether or not the proposed bridges would be able to handle the water flow. Town Manager Hedgepeth delivered a letter to Mr. Bowers from Mr. Jenkins stating his concern about houses and the road in the "S" curve area.

After the discussion, Mayor Bostic thanked Mr. Bowers and Mr. Blair for attending the meeting and discussing this issue with the citizens.

## COMMITTEE REPORT

## - DABSTEC:

Mrs. Ann Penta presented the following report on the Dunes and Beach Stabilization and Education Committee (DABSTEC):

The Dunes and Beach Stabilization and Education Committee (DABSTEC) met on January 25th. Jack Royman was still basking in the sun on a Caribbean Island, so I presided. Fifteen very enthusiastic residents attended.

We emphasized that while we cannot fight nature, we can discover how to work with nature in the preservation of the dunes.

Doris Naumann and I met with our Town Manager soon after the last meeting and we submitted an estimate of our expenses during this fiscal year. We have not yet heard if this has been approved.

I have been invited to speak to the Realtors at their next meeting concerning this committee and the dunes ordinance, and asking for their help in posting the Warning about the dunes ordinance in every rental unit.

I have spoken with Spencer Rogers of Sea Grant about coming to one of the DABSTEC meetings to speak to use, and he will be contacting me as soon as he returns from a trip. (Mrs. Penta advised he called today and he will be able to attend our

February 28th meeting being held at 7:00 p.m. - New Fire House on the north end).

The Education Committee will meet on Monday evening, February 7, at the home of Bill Rogers. If any of you are interested in attending, please see Doris. The whole committee will be meeting again on February 28 at the south end fire house.

**MILITARY  
APPRECIATION  
DAY:**

Captain Davis Monroe, USMC, said if the Town could decide what they want for Military Appreciation Day he would be able to answer questions on what the Marine Corps could provide. A discussion was held on the importance of letting the military in Town know they are appreciated, types of displays available, feasibility of using the commercial area on the north end for the festivities, cost of the function and where funds were available, cost of dinner at the grand opening of the north end fire station and how many individuals were fed and a historical display showing the connection between the island and the Marine Corps Base. Mrs. Pat Dempsey said this might be a good time to have a ceremony dedicating the beautification project to the Gulf War veterans. Also, she advised she received \$250 towards a memorial and this would be a good time to dedicate it. After the discussion, a motion was made by Alderman Tuman and seconded by Alderman Stackleather to plan a Military Appreciation Day on May 14, 1994, for members of military who live in North Topsail Beach, assuming we can find a suitable location, fire/rescue display, historical display and also that allocation not exceed \$2,000.00. Passed unanimously.

**DATE FOR GOALS  
& OBJECTIVES  
MEETING:**

Town Manager Hedgepeth advised the Board, at their last meeting, requested this be on tonight's agenda. After a brief discussion, the Board set the date for the goals and objectives meeting for February 18, 1994, at 7:00 p.m., at the south end fire station.

**SURPLUS VEHICLES:** Town Manger Hedgepeth requested that 1984 Ford Bronco and a 1987 Ford Crown Victoria be declared surplus. He said they were not in good mechanical condition and they serve no purpose. A motion was made by Alderman Stackleather and seconded by Alderman Hillyer to adopt the following resolution declaring the 1984 Ford Bronco and the 1987 Ford Crown Victoria surplus equipment. Passed unanimously.

**RESOLUTION AUTHORIZING THE DISPOSITION OF  
CERTAIN PERSONAL PROPERTY BY PRIVATE SALE**

WHEREAS, the Board of Aldermen of the Town of North Topsail Beach desires to dispose of certain surplus property of the Town;

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of North Topsail Beach that:

- (1) The following described property is hereby declared to be surplus to the needs of the Town:

1983 Ford Bronco                      Serial # 1FMEU15F6ELA03995  
 1987 Ford Crown Victoria      Serial # 2FABP72G5HX189531

- (2) The Town Manager is authorized to dispose of the described property by private sale at a negotiated price.
- (3) The Town Clerk shall cause this resolution to be published in the accordance with G.S. 160A-267.
- (4) The sale may be consummated not earlier than 10 days from the date of publication.

DULY ADOPTED THE 3RD DAY OF FEBRUARY, 1994.

ACCEPTANCE OF  
 ROADS: GALLEON  
 BAY, RIVER ROAD  
 & RIVER DRIVE:

Town Manager Hedgepeth asked the Board to consider accepting River Road, River Drive and the roads in Galleon Bay Subdivision into the Town system for the purpose of maintenance and upkeep. A lengthy discussion was held on cost to the Town, repairing private roads with public funds, fact that River Road and River Drive were not built according to DOT standards, Onslow County building a beach access which requires individuals to use a private road for entrance, amount of traffic on River Drive, previous work done on River Road which was paid by the Town and property owners, reimbursement by Powell Bill Funds for these streets and the County's responsibility for maintaining access to their public beach access. Town Manager Hedgepeth said if the streets are accepted they would be maintained only to a minimum standard acceptable to the Town and that such maintenance be scheduled according to priorities established by the Town. After the discussion, a motion was made by Alderman Bass and seconded by Alderman Hillyer to accept River Road, River Drive and streets in Galleon Bay Subdivision into the Town system and maintain them only to a minimum standard acceptable to the Town and that such maintenance be scheduled according to priorities established by the Town. Voting aye: Aldermen Stackleather, Tuman, Bass and Hillyer. Voting nay: Alderman McGinn. Motion carried.

SANDLIN LANE:

Town Manger Hedgepeth said a petition from property owners requesting Public Street be renamed Sandlin Lane was received by the Town. The Board directed this be reviewed by the Planning Board and a recommendation made. The Planning Board reviewed the request, held a public hearing and is recommending the Board change the name of Public Street to Sandlin Lane. He said the Board was setting a good policy in addressing issues like this. A motion was made by Alderman Stackleather and seconded by Alderman Tuman to change the name of Public Street to Sandlin Lane. Passed unanimously.



BUDGET AMENDMENT: Town Manager Hedgepeth presented a budget amendment for Fiscal Year 1993-94 which represented certain additional funds needed for unanticipated expenditures in legal fees, officials travel training, election cost and the new north end fire station. After a lengthy discussion on the election cost, why Onslow County charged such a large amount, challenged voter procedures and the need to discuss the fees with Onslow County, a motion was made by Alderman McGinn and seconded by Alderman Hillyer to adopt the following budget amendment: Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH  
BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF ALDERMEN MEETING IN REGULAR SESSION THIS 3RD DAY OF FEBRUARY 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994 ADOPTED JUNE 3, 1993, AMENDED SEPTEMBER 2, 1993, AMENDED NOVEMBER 4, 1993, JANUARY 6, 1994, IS HEREBY AMENDED AS FOLLOWS:

REVENUES:

CAMA Permit Reimbursement - State	1,500.00
Prepaid Privilege License	500.00
Taxes Budget Year 1993	531,968.00
1991/92 Prior Years Taxes	8,000.00
1992/93 Prior Years Taxes	9,500.00
1990/91 Prior Years Taxes	5,000.00
1989/90 Prior Years Taxes	3,000.00
Notes Payable FCB - Fire Station	220,000.00
Inventory Tax Reimbursement	20,000.00
Tax Penalties/Interest	5,200.00
Privilege License	2,500.00
Cable Franchise	4,500.00
Interest-Investments	41,500.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	28,000.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	3,000.00
Powell Bill Allocation	27,449.00
Local Option Sales Tax	42,000.00
Seat Belt Grant - Police	8,000.00
Fire Department Grant 1993/94	19,996.00
Building Permits	5,000.00
Mechanical Permits	1,000.00
Electrical Permits	4,000.00
Plumbing Permits	1,500.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits	1,500.00
Tax Refunds	1,500.00
Tax Refunds - Gasoline	3,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officers Fees & Violations	2,000.00
Appropriated Fund Balance - Powell Bill	15,529.00
Appropriated Fund Balance	110,980.00
TOTAL	1,162,722.00

EXPENDITURES:

Governing Body	34,724.00*
Administration	104,486.00
Elections	3,131.00*
Community Development	51,809.00
Public Buildings	344,300.00*
Police Department	218,878.00
Seat Belt Grant	8,000.00
Public Works	56,199.00
Utilities	16,000.00
Street Improvements	47,978.00
Sanitation	22,000.00
Recreation	6,000.00
Non-Departmental	101,687.00
Fire Department	101,279.00
Fire Department Grant	39,992.00*
Contingency	6,259.00
TOTAL	<u>1,162,722.00</u>

DULY ADOPTED THE 3RD DAY OF FEBRUARY, 1994.

PRELIMINARY PLAT  
- OCEAN - SOUND  
VILLAGE:

Ms. Susan Daughtry, Community Development Coordinator, provided background information on the Ocean - Sound Village Subdivision. She said the project was located at the intersection of Highway 210 & S.R. 1568, it contained 31 lots that are zoned R-15 and R-20, single family lots. A walkway is being provided between lots 13 and 14 in lieu of cash for open space. Mr. John Parker was questioned on the size of the cul-de-sac not being wide enough for a fire truck to turn around. Mr. Parker said the radius of paving is the same one used by the Department of Transportation and other municipalities. He advised the N.C. Department of Transportation will provide a turn lane on S.R. 1568 so this will be added to the plans. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman McGinn to accept the Planning Board recommendation and approve the preliminary plat for Ocean - Sound Village Subdivision. Passed unanimously.

ELECTION COST:

Town Manager Hedgepeth advised the Town received a bill December 13, 1993, for cost of the November 1993 election. He said he felt the Town was obligated to pay the bill of \$3,130.79, accepted it at face value and paid the bill. The Town budgeted \$3,000 for election cost in the Fiscal Year 1993-94 Budget. Alderman McGinn advised he became aware of the bill when he was called by an individual in New York and that he was concerned about the legality of the Town paying the bill. He advised a lot of people were unhappy with the challenges and not being able to vote. He said in the future the Board should be made aware of this type of expense before it is paid and that he still believes Mrs. Tuman should pay her fair share of the cost. A lengthy discussion was held on the Onslow County charges and whether or not they were prorated correctly, challenge procedures, number of voters removed from the registered voter list because of death or

ineligibility, whether or not this will cause the Onslow County Board of Elections to address the problems in this town and others and the need to support the right of voters to use the challenge process. After the discussion, the Board directed the Town Manager and the Attorney to see if the Town was billed appropriately by Onslow County.

**WASTE INDUSTRIES  
CONTRACT:**

Town Manager Hedgepeth advised that Waste Industries was seeking to renew their contract. He said they provided a high level of service and have worked very well with the Town. The new contract calls for a 2% increase in cost per dumpster. He recommended the Board approve the contract as proposed. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Tuman to approve the renewal contract with Waste Industries, Incorporated. Passed unanimously. (contract file # \_\_\_\_\_)

**MANAGER'S  
REPORT:**

A. Topsail Reef Crossover:

I am awaiting the legal documents establishing the easement from Frank Erwin, Attorney for Topsail Reef Property Owners Association. Upon receipt of such, I will authorize Sink and Woolard to proceed with construction as they submitted the least cost proposal (\$8,300).

B. CAMA Major Permit:

The Town received approval of its CAMA Major Permit application. We can now handle situations locally that previously had to be submitted to the State; all having to do with beach bulldozing. Applicants must notify adjoining property owners even though the Town notified all ocean front property owners of the intent and purpose of a CAMA Major as part of the application process.

C. Street Improvements:

Public Street was graded and surfaced with gravel to a width of 16 feet. I am exploring the possibilities of improving 13th 14th Avenues. These two have been surveyed for the purpose of establishing the actual boundaries of the right-of-way.

D. Re-Entry Identification for Residents/Property Owners:

We are near being ready to mail out the new re-entry stickers. We have the stickers, we have the mailing labels and a letter of explanation. We will also include flood insurance information as required by FEMA (Community Rating System requirement to retain lower flood insurance rates) and informational materials originating from the Dune/Beach Stabilization & Education Committee (DBSEC). The Town staff greatly (more than you will ever know) appreciates the Committee's willingness to fill envelopes, etc., etc.

E. Other Matters:

- a. Officer Menke is ill and hospitalized.
- b. Trucks were dispatched from the new fire station for the first time. Brush fire along SR 1568. Minor incident.
- c. February 9, 10 and 11 I will be in Chapel Hill

- attending the annual meeting of the N.C. City and County Managers Association.
- d. I am corresponding with regional postal authorities about our addressing problems (multiple zips, towns, etc.). Copies to Lancaster's office.
  - e. Met with DABSTEC members. We are developing ways to support their activities.
  - f. Special Meeting on zoning revisions is scheduled for Thursday, January 27th.
  - g. Participants I have talked with identify the joint meeting with our neighboring communities as being successful.
  - h. We continue to work on placing fire hydrants and all other matters pertaining to fire insurance ratings.
  - i. Bill Harvey was asked to comment on the problems with and design of the water system serving the section of Town north of Galleon Bay.
  - j. **THE BUDGET SEASON BEGINS SOON!!!**

**ALDERMEN'S  
REPORTS:**

Alderman Tuman:

1. I would like for the Board to look into quadruplex issue on Oyster Lane again and requested a report from the Town Manager by the April meeting;
2. She reminded citizens about the Goals Box in Town Hall;
3. There will be a Beach Committee meeting for all of the Onslow County Beach Community, for strategic planning, February 22, 1994, at 7:00 p.m., at the south end fire station. She advised she had been requested to act as moderator at this meeting;
4. At the Zoning Workshop subcommittees were established and her committee was assigned residential density from the beginning of S.R. 1568 north. They have set a meeting for Tuesday, February 8th, at the south end fire station to discuss what we want in terms of density;
5. I attended classes for new councilmen/mayors at Chapel Hill. The classes were good and I obtained a lot of good information.

Alderman Stackleather:

The Dune Committee has prepared and sent out a large mailout on dune stabilization, re-entry passes, etc.

Alderman McGinn:

The contractor started on the siren for the north end fire station today.

**MAYOR'S REPORT:**

1. Officer Menke is home from the hospital and doing fine. He wishes to thank everyone for their cards and gifts;
2. A few more hydrants will be installed on the north end of Town. Assistant Fire Marshal Poe will be preparing a map on hydrants and flow ratings;
3. The north end fire station still need more volunteers.

**OPEN FORUM:**

Ann Penta:

Citizens should have the right to challenge voter registration. If you believe in the law there is no reason to

be afraid. The challenge was done because some people were voting here but they do not live here. There has been a lot of publicity about this but not about the other \$10,000 paid by the Town on another problem.

Frank Stolmar:

The Oyster Lane area was zoned for single family not commercial but through maneuvering this was breached. Apartments in duplex units is illegal and does not comply to zoning. He said something needs to be added to the deed to let people know they are purchasing property that is not in compliance with the zoning regulations.

Ed Burkhart:

He said he thought the voter challenge should have been done earlier. If it had been earlier he would have been prepared.

ADJOURNMENT:

A motion was made by Alderman Stackleather and seconded by Alderman McGinn to adjourn the meeting at 9:30 p.m. Passed unanimously.



---

Ann Vause - Town Clerk

100

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
FEBRUARY 18, 1994

PRESENT: Mayor Marlow Bostic, Jr., Aldermen Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth and Town Clerk Ann Vause. Aldermen Sam McGinn and Margaret Stackleather were absent.

CONVOCATION: Mayor Bostic opened the meeting at 7:00 p.m., at the south end fire station, and declared a quorum present.

GOALS &  
OBJECTIVES: Town Manager Hedgepeth introduced the topic of Goals & Objectives and briefly reviewed the contents of the box placed in Town Hall and made available for citizens to place suggestions for Town goals and priorities.

The Board of Aldermen discussed in general each of the items as listed on the attached memo from Town Manager Hedgepeth. The following items were discussed in addition to those listed in the Town Manager's memo: 1) Town Magistrate; 2) Request to the State of North Carolina for wetland mapping; 3) A new survey similar to the one done for the Town's first Land Use Plan.

Members of the audience participating in the meeting made suggestions as follows: 1) Contract for mowing with the Department of Transportation; 2) Urge the Department of Transportation to do a better job on ditches; 3) Urge Onslow County Parks and Recreation to provide a gate to the access at the New River Inlet, that the access be closed at dark and to provide picnic tables and restrooms at this facility; 4) discussion of more frequent newsletters; 5) discussion of developing recreation parks; 6) a need for additional police officers; 7) increased staff salaries; 8) additional training and general support for town employees.

After debate of several issues no priorities were established. (This meeting was an open debate of numerous issues that lasted about 3 hours. A tape of this meeting was made and is available in the Town Hall for interested citizens).



Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
FEBRUARY 24, 1994

**PRESENT:** Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Sue Tuman, Bill Bass and Peter Hillyer, Planning Board Chairman Bill White, Planning Board members Jack Royman, Homer Prince, Linda Knowles and Donald Omans, Town Manager Charles Hedgepeth and Deputy Town Clerk Susan Daughtry. Alderman Margaret Stackleather and Planning Board member Joe Moseley were absent.

**CONVOCATON:** Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

**WORKSHOP -  
REVISED ZONING  
ORDINANCE:**

Town Manager Hedgepeth reminded those present of the methods being used to develop the proposed revised Zoning Ordinance. Mayor Bostic turned the meeting over to the subcommittee consisting of Alderman Sue Tuman and Planning Board Chairman Bill White for presentation of their proposal for residential zoning in the area from Ocean Ridge northward to the new river inlet, excluding areas presently zoned CON-D/RA.

Alderman Tuman and Chairman Bill White presented a proposal as follows:

1. The area north of Galleon Bay to be zoned according to an R-10 pattern allowing single family homes and duplexes;
2. The Galleon Bay Subdivision would be zoned in a manner consistent with existing deed restrictions.
3. The existing B-2 Marine Zoning District would be zoned consistent with an R-10 pattern for residential use only.
4. The remaining areas southward would be zoned R-20 with the exception of the existing R-15 zoning districts which would remain in their present category.
5. Existing multifamily developments would be designated in such a manner to avoid a non-conforming use status.

Considerable discussion developed about the following areas:

1. The Hunter Health/Grant Property which is presently zoned R-20.
2. The undeveloped property between Topsail Dunes and St. Regis which is presently zoned R-5 (a sketch plan has been received and is being reviewed by the Town which is consistent with an R-10 Zoning pattern).
3. The existing B-2 Marina District - - relative merits of continued commercial use or redesignation of this property as a residential district.

Town Manager Hedgepeth complimented those participating on their efforts and concluded that their efforts had been

consistent with the accepted methods being used to develop this ordinance. He identified the meeting as being most successful and most helpful in the eventual drafting of the proposed revised zoning ordinance.

RECESS:

At 9:15 p.m., Mayor Bostic recessed the meeting until 7:00 p.m., Thursday, March 17, 1994, at the North Topsail Beach Volunteer Fire Department. The agenda for this March 17th meeting will be a subcommittee report from Alderman Bass and Alderman Stackleather on mobile homes and manufactured housing and a report from Manager Hedgepeth and Mayor Bostic on the administrative aspects of the proposed ordinance.

*Susan Daughtry*

\_\_\_\_\_  
Susan Daughtry - Deputy Town Clerk



TOWN OF NORTH TOPSAIL BEACH  
REGULAR BOARD MEETING  
MARCH 3, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Peter Hillyer and Bill Bass, Town Attorney Lynn Coleman and Town Clerk Ann Vause. Town Manager Charles Hedgepeth was absent due to illness in his family.

INVOCATION: Mr. Ronald Dixon, Deacon at Surf City Baptist Church, led in prayer.

CONVOCAATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

INTRODUCTION OF  
NEW EMPLOYEES:

Mayor Bostic introduced Mr. Jonathan Briggs, Building Inspector, to the fifty citizens present and welcomed him to North Topsail Beach. He advised Mr. Hollis Burton, a new police officer, would attend the meeting after he finished a class tonight and he would be introduced at that time.

APPROVAL OF  
AGENDA:

Alderman Tuman requested a local government resolution requesting a SNAP Grant and a local government resolution requesting a DWI Grant for the Police Department be added to the agenda under new business item numbers G & H. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Bass to approve the agenda as presented with the two local government resolutions being added under new business. Passed unanimously.

MINUTES:

February 3, 1994:

Alderman Stackleather requested a change be made to the section under open forum concerning comments on the publicity on the voter challenge vs the publicity on other legal matter which cost the Town \$10,000 be amended by adding the correct cost for the other legal matter once the Town Manager provides the actual cost. Alderman Tuman requested the sentence in the section on Election Cost be changed to read "-----" to use the challenge process. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to approve the minutes of the Regular Board Meeting held February 3, 1994, with requested amendments and the right for Alderman Stackleather to have the open forum section concerning cost for other legal matters amended at a later date. Passed unanimously.

February 18, 1994:

A motion was made by Alderman Tuman and seconded by Alderman Bass to approve the minutes of the Special Board Meeting held February 18, 1994, as written. Passed unanimously.

February 24, 1994:

A motion was made by Alderman Hillyer and seconded by Alderman Stackleather to approve the minutes of the Special

Board Meeting held February 24, 1994, as written. Passed unanimously.

MAYOR VANCE KEE

- SURF CITY:

Mayor Kee said Surf City was having its first annual spring fling May 1st and requested as part of the Triathlon that the Town of North Topsail Beach amend their ordinances and allow horses on the beach. He requested permission for Lodie Farms to ride horses on the beach April 30th, from 2:00 p.m. to 4:00 p.m. and advised the Town of Surf City had amended their ordinances for this one day purpose. The horses will be ridden from Surf City Pier location to the Rusty Scupper Restaurant, monitors will follow behind the horses for clean-up and the horses will not be allowed near the dunes. The event will take place during low tide. Mayor Kee said if Lodie Farms is allowed to ride horses on the beach they will make a donation to the Greater Topsail Island Chamber of Commerce. After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to allow Lodie Farms access to the beach from southern Town limits to Rusty Scupper Restaurant April 30, 1994, from 2:00 p.m. to 4:00 p.m. Passed unanimously.

DUNE COMMITTEE

REPORT:

Mrs. Doris Naumann presented the following report from DABSTEC:

On February 26, 1994 the Dune and Beach Stabilization and Education Committee sponsored a talk by Spencer Rogers, Coastal Engineer from UNCW Sea Grant to which everyone was invited. We regret that there was not more representation from the Town. It was a most informative presentation about the nature of the beach, dune protection and stabilization, formation of sandbars, etc. It could have been titled, "Everything You Ever Wanted to Know About a Beach, But Were Afraid to Ask."

Prior to the meeting with Mr. Rogers, the co-chair people Jack Royman and Ann Penta, and the two subcommittee chair people, Doris Naumann and Ginny Hillyer met last week. As a result of these two meetings we have several recommendations to make to the Board tonight.

1. The 3% allocation from the taxes which was earmarked for beach and dune stabilization should be put into an accrual fund for this purpose with uses such as dune crossovers specifically mentioned.
2. We would ask that the Town Attorney look into the legality of an ordinance that would specify the responsibilities of oceanfront property owners concerning the pushing up of dunes, keeping in mind the dangers to the town from a breach in the dunes.
3. All holes created by people walking through the dunes are a danger to the town and must be filled in and planted with dune grass.
4. Involve the Beautification Committee in a town-wide dune planting. Mr. Rogers emphasized the importance of dune plants, particularly on the back side of the dune.

5. The Town should see that developers really build public dune crossovers where they appear on plats. There are many crossovers which have disappeared since their plats were approved. We would mention specifically that he platted public access at Stump Sound Village was to include a parking lot. Today the space is there but the crossover and parking lot are not.
6. The Planning Board must be sure that public crossovers have building requirements.
7. There should be bulletin boards at both firehouses, and they should never be blank. This Committee will submit material to be publicized, if necessary.

MRS. CLARA  
BASS:

Mrs. Bass read a letter from Mrs. Pat Dempsey, Beautification Committee, which requested the Town contribute \$100.00 towards a memorial to be built at the intersection of S.R. 1568 and Highway 210. Mrs. Bass said the committee has received \$100 from the Mature Citizens Group and \$200 from the North Topsail Beach Homeowners Association for this memorial. She advised that the Department of Transportation had been contacted about the right of way location. The committee plans to dedicate the memorial honoring Desert Storm veterans May 14th on Appreciation Day. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to give the North Topsail Beach Homeowners Association \$100.00 donation to be used for the Persian Gulf Memorial. Passed unanimously.

BUILDING  
HEIGHTS:

Mayor Bostic asked the Board members for their views on building heights in North Topsail Beach. Alderman Bass advised he felt the height should be limited to 45' measured from the ground to the peak of the roof. Alderman Tuman said she agreed. Alderman Stackleather questioned what this would do to houses built on stilts on the ocean side. Alderman McGinn said he had no problem with the 45' height limit but cautioned the Board and asked if they would rather have 8-10 72' buildings or 200 four story height buildings. Alderman Hillyer agreed the Town must have a standard measurement from the ground up mainly for safety. Mr. John Parker questioned the Board on whether the measurement would be from the highest or lowest adjacent ground. After a general discussion, a motion was made by Alderman Tuman that the Town limit the height of the building to 45' from the lowest adjacent grade after grading. Further discussion was held on ocean side property measurement vs sound side property measurement and Alderman Tuman withdrew her motion. After discussion, a motion was made by Alderman Tuman and seconded by Alderman Bass that the height of the building be measured 45' at the lowest adjacent grade to the building immediately adjacent to the mean average of the roof height. Passed unanimously.

PLANNING BOARD  
APPOINTMENT:

The Board discussed an appointment to replace Ms. Darla Winstead who resigned from the Planning Board and whether

the new appointment should be for the remainder of her term which expires April 1st or for an extended period of time. Alderman Hillyer nominated Mr. David Monroe for this position. He said he was a home owner and was very involved in the Town. After the discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to appoint Mr. David Monroe to fill the unexpired terms of Mrs. Darla Winstead on the Planning Board. Passed unanimously.

CABLE TV  
ORDINANCE:

Town Attorney Coleman explained the 1992 Cable Act. She said the Town has abided by FCC rules in regulating the cable television company in North Topsail Beach. This ordinance is the next step that would allow the Town to regulate rates from the time the bill was passed and in the future. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Bass to adopt first reading of the following ordinance: Passed unanimously.

AN ORDINANCE TO PROVIDE FOR THE REGULATION OF  
BASIC SERVICE TIER RATES AND RELATED EQUIPMENT,  
INSTALLATION AND SERVICE CHARGES OF  
ANY CABLE TELEVISION SYSTEM OPERATING IN  
THE TOWN OF NORTH TOPSAIL BEACH

WHEREAS, on October 5, 1992, Congress enacted the Cable Television Consumer Protection and Competition Act of 1992 which, among other things, provided that the basic service tier rates, and the charges for related equipment, installation and services, of a cable television system (hereinafter, "Basic Service Rates and Charges") shall be subject to regulation by a franchising by the Federal Communications Commission (hereinafter the "FCC"); and

WHEREAS, on April 1, 1993, the FCC prescribed such regulations in the Report and Order, In the Matter of Implementation of Sections of Cable Television Consumer Protection and Competition Act of 1992; Rate Regulation, MM Docket 92-266, FCC 93-177 (released May 3, 1993) (hereinafter the "FCC Rate Regulations"); and

WHEREAS, the Town of North Topsail Beach (hereinafter, the "Town") is a franchising authority with the legal authority to adopt and the personnel to administer, regulations with respect to the Basic Service Rates and Charges of any cable television system operating in the town, including, without limitation, the system currently being operated by Falcon Cable (hereinafter "the Company") pursuant to an existing franchise agreement (hereinafter the "Franchise"); and

WHEREAS, the Town desires to regulate the Basic Service Rates and Charges of the Company and any other cable television system operating in the Town and shall do so in accordance with the FCC Rate Regulations, notwithstanding any different or inconsistent provisions in the Franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF NORTH TOPSAIL BEACH, THAT:

1. The Town will follow the FCC Rate Regulations in its regulation of the Basic Service Rates and Charges of the Company and any other cable television system operating in the Town, notwithstanding any different or inconsistent provisions in the Franchise; and

2. In connection with such regulation, the Town will ensure a reasonable opportunity for consideration of the views of interested parties; and

3. The cable administrator, or his or her designee, is authorized to execute on behalf of the Town and file with FCC such certification forms or other instruments as are now or may hereafter be required by the FCC Rate Regulations in order to enable the Town to regulate Basic Service Rates and charges, and

4. This ordinance shall be effective immediately.

1ST READING THE 3RD DAY OF MARCH, 1994.

PRELIMINARY PLAT  
- OCEAN CLUB  
VILLAGE II  
SUBDIVISION:

Ms. Susan Daughtry, Community Development Coordinator, reviewed the preliminary plat for Ocean Club Village II Subdivision. She said it is located on the northern most side of the airport tract, consist of 12 acres and contains 13 lots. The Planning Board, at their February 10, 1994, voted to recommend approval of this preliminary plat. After a brief discussion on public access, statement dedicating the public access to the Town and the fact that the developer agreed to build a "T" on the end of the walkway as requested by the Planning Board, a motion was made by Alderman McGinn and seconded by Alderman Bass to approve the preliminary plat for Ocean Club Village II Subdivision. Passed unanimously.

DONATION -  
PROJECT  
GRADUATION:

The Board discussed Project Graduation, the need to provide this type of activity for graduating students and the request from Dixon High School for a donation of \$100.00. After the discussion, a motion was made by Alderman Hillyer and seconded by Alderman Stackleather to authorize the donation of \$100.00 to Dixon High School Project Graduation. Passed unanimously.

APPOINTMENT TO  
STRATEGIC  
PLANNING  
COMMITTEE:

Mayor Bostic advised former Mayor Pro-Tem Stella Tripp was appointed by the Board to represent North Topsail Beach on the Strategic Planning Committee for Onslow County and now the Board need to appoint a replacement for her. Alderman Tuman explained the meeting held Tuesday, February 22, 1994, concerning strategic planning for Onslow County and the beach community meeting held. She said she would be willing to represent the Town on this committee. A motion was made

by Alderman Bass and seconded by Alderman Hillyer to appoint Alderman Sue Tuman as the North Topsail Beach representative on the Onslow County Strategic Planning Committee. Passed unanimously.

BUDGET FOR  
FISCAL YEAR  
1994-95:

After a brief discussion, the Board decided to hold a workshop on the Fiscal Year 1994-1995 Budget Tuesday, March 22, 1994, at 7:00 p.m., at the south end fire station.

ADDITIONAL  
POLICE OFFICER:

A discussion was held on the need for an additional police officer, need to reduce overtime and equipment needed for another officer. The Board questioned the figures presented on the cost for leasing a police vehicle and requested this matter be clarified by the Town Manager at their April meeting. After the discussion, a motion was made by Alderman McGinn and seconded by Alderman Bass to authorize budget amendment in the amount of \$20,000 from the fund balance for an additional police officers salary, benefits, uniforms & related equipment. Passed unanimously.

POLICE GRANT  
- SNAP:

Chief McGrath advised this was a reimbursement grant from the State of North Carolina for Operation SNAP (Seat Belt Grant) and requested the Board approve a resolution requesting Grant Funds. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to adopt the following resolution requesting grant funds for Operation SNAP: Passed unanimously.

APPLICATION FOR HIGHWAY SAFETY PROJECT CONTRACT  
(OPERATION SNAP - SEAT BELT GRANT)

WHEREAS, the Town of North Topsail Beach Police Department herein called the "Applicant" has thoroughly considered the problem, addressed in the application entitled "Operation SNAP" and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the North Carolina Governor's Highway Safety Program to make federal contracts to assist local governments in the improvement of highway safety.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN IN OPEN MEETING ASSEMBLED IN THE TOWN OF NORTH TOPSAIL BEACH, NORTH CAROLINA THIS 3RD DAY OF MARCH, 1994, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That Michael F. McGrath be authorized to file, in behalf of the Applicant, an application in

- the form prescribed by the Governor's Highway Safety Program for federal funding in the amount of \$7500.00 to be made to the Applicant to assist in defraying the cost of the project described in the contract application.
3. That the Applicant has formally appropriated the cash contribution of -0- as required by the project.
  4. That the Project Director designated in the application form shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents and reports pertaining to the project, if approved, as may be required by the Governor's Highway Safety Program.
  5. That certified copies of this resolution be included as part of the application referenced above.
  6. That this resolution shall take effect immediately upon its adoption.

DULY ADOPTED THE 3RD DAY OF MARCH, 1994.

DWI GRANT  
RESOLUTION:

Chief McGrath advised this would allow for additional enforcement of the DWI regulations and the purchase of necessary equipment. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to adopt the following resolution requesting grant funds for DWI Enforcement: Passed unanimously.

APPLICATION FOR HIGHWAY SAFETY PROJECT CONTRACT  
(DWI - GRANT)

WHEREAS, the Town of North Topsail Beach Police Department herein called the "Applicant" has thoroughly considered the problem, addressed in the application entitled "North Topsail Beach Against Drunk Drivers" and has reviewed the project described in the application; and

WHEREAS, under the terms of Public Law 89-564 as amended, the United States of America has authorized the Department of Transportation, through the North Carolina Governor's Highway Safety Program to make federal contracts to assist local governments in the improvement of highway safety.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN IN OPEN MEETING ASSEMBLED IN THE TOWN OF NORTH TOPSAIL BEACH, NORTH CAROLINA THIS 3RD DAY OF MARCH, 1994, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Applicant and the general public.
2. That Michael F. McGrath be authorized to file, in behalf of the Applicant, an application in the form prescribed by the Governor's Highway Safety Program for federal funding in the amount

- of \$10,000.00 to be made to the Applicant to assist in defraying the cost of the project described in the contract application.
3. That the Applicant has formally appropriated the cash contribution of -0- as required by the project.
  4. That the Project Director designated in the application form shall furnish or make arrangement for other appropriate persons to furnish such information, data, documents and reports pertaining to the project, if approved, as may be required by the Governor's Highway Safety Program.
  5. That certified copies of this resolution be included as part of the application referenced above.
  6. That this resolution shall take effect immediately upon its adoption.

DULY ADOPTED THE 3RD DAY OF MARCH, 1994.

MANAGER'S  
REPORT:

- A. Postal Service:  
I continue to correspond with US Postal officials on the subject of a single Zip Code for the Town. The new Post Master for Sneads Ferry, Ken Dunn, has taken an interest in our problems and is working within the local structure of the Postal Service to seek a solution. Ken lives in North Topsail Beach.
- B. Fire Insurance Rating:  
The Town is now rated 9; down from 10. This is the first necessary step toward an eventual rating of at least 7. The number and quality of volunteers remains as a significant problem.
- C. Crossovers:  
The contractor was directed to proceed with construction of the Topsail Reef crossover on February 21st.
- D. Personnel:  
John Briggs is now on-board as Building Inspector. He works in our Town on Monday afternoon, Wednesday (all day) and Friday afternoon. Police Officer Jerry Carver resigned effective February 22nd. His replacement will be Hollis Burton who was a reserve officer.
- E. Budget 94-95:  
Staff is spending a considerable amount of time preparing a preliminary draft of a budget for your consideration. Discussion should begin at least by late March.
- F. Zoning Revisions:  
Review and debate continues. The method being used to review this Ordinance maximizes public participation and participation by the Board of Aldermen and Planning Board.
- G. New Town Hall:  
I feel more optimistic about a donation of this property being successfully accomplished now than I did even a few days ago. I am receiving some help in this matter from certain local sources and the



communications between myself and the owners have improved.

H. Re-Entry Stickers:

With the help of the Dune Stabilization Committee, stickers have been mailed to all property owners. Information on flood insurance and information about dune protection was also mailed.

I. Meeting Attended By Town Manager:

I participated in the annual meeting of the North Carolina Association of City and County Managers in Chapel Hill (Feb. 9, 10 and 11). Most worthwhile.

J. Military Appreciation Day:

A letter requesting participation by USMC has been mailed to the commanding general of Camp LeJeune. May 14th is the proposed date.

K. Keeping In Touch:

Please find a few minutes each week to drop by the Town Hall. A few minutes of conversation about issues of concern on a regular basis is most helpful.

ALDERMEN'S  
REPORTS:

Alderman McGinn:

He said he received a call from Mr. Jim Ryder and he requested he express his appreciation to Chief McGrath, Sergeant Matthews and Officer Giesing for the way they handled a situation at the Family Christian Center.

MAYOR'S  
REPORT:

S.R. 1568 is coming along nicely.

OPEN FORUM:

David Monroe:

He said he was concerned about the trash problem on the north end of Town. He said you cannot see the trash or debris from the washover unless you walk the roadside. He asked if businesses could be contacted to establish an organization to check the roadside a section at a time to remove rubbish.

Clara Bass:

The Beautification Committee is trying to get the Garden Club and prisoners to assist in trash clean up.

Peggy Friz:

The owners have given permission to use the Grant property, unsold portion of commercial area at the north end of Town, for Appreciation Day. They are requesting insurance coverage, cones placed over survey stakes and that trees not be removed. Also, as a Chamber of Commerce member I am requesting the Town to sponsor a BBQ dinner for the April 30th celebration in Surf City. The Board requested this item be placed on the April agenda for discussion.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to adjourn the meeting at 8:31 p.m. Passed unanimously.

*Ann Vause*

Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
MARCH 17, 1994

**PRESENT:** Mayor Marlow Bostic, Jr., Aldermen Margaret Stackleather, Bill Bass and Peter Hillyer, Planning Board Members Joe Moseley, Donald Omans, David Monroe, Linda Knowles and Jack Royman (arrived late) and Town Manager Charles Hedgepeth. Mayor Pro-Tem Sam McGinn and Alderman Sue Tuman, Planning Board members Bill White and Homer Prince were absent.

**CONVOCATION:** Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

**WORKSHOP:** Aldermen Bass/Stackleather presented their conclusions on manufactured housing as follows:

1. Manufactured housing would be restricted to those areas presently zoned to allow for the placement of mobile structures;
2. No manufactured home would be allowed that is over 5 years old;
3. All newly placed structures would be underpinned within 30 days. If a structure is elevated over 40 inches the structure shall be underpinned in a manner acceptable to the building inspector. (details of how this underpinning requirement is to be worded is contained in the Emerald Isle Zoning Ordinance -- Section 14.);
4. No structure would be allowed that is smaller than 12x40;
5. An applicant for manufactured housing placement would be required to present a copy of any and all deed restrictions/restrictive covenants to the Town prior to obtaining a building permit.

There was discussion of the developing requirements for the foundation of a manufactured structure that are much more complex than existing requirements. There was also discussion of the requirement for manufactured housing to meet the 100 mph wind loading requirement.

There was general consensus after some debate that the Aldermen Bass/Stackleather proposals were acceptable and that the zoning ordinance as revised should act to upgrade the quality of manufactured housing in the Town.

Town Manager Hedgepeth discussed with the Boards certain administrative aspects of the zoning ordinance as follows:

1. That the zoning ordinance consists of a text and map that if changed requires action by the Board of Aldermen as established by the State of North Carolina and local ordinance;
2. That administrative procedures are in most cases established in enabling legislation;
3. That the Board of Adjustment and Board of Aldermen be one in the same in order that the legal aspects of a variance application can be properly handled and so

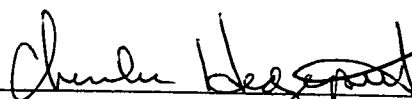
- that continuity can be maintained;
4. That a variance is not a change in the ordinance and is primarily restricted by not being valid if such is the result of actions by the applicant;
  5. That zoning changes be reviewed by the town on a quarterly basis only (March, June, September, December meeting dates);
  6. That the ordinance makes use of the Special Use that is a permitted use subject to review and approval by the town with the opportunity to attach conditions for approval.

Planning Board Member Knowles expressed concerns about the use of manufactured structures for commercial purposes. This issue will be debated during the discussion of commercial zoning.

Alderman Hillyer directed that the joint Board of Aldermen/Board of Adjustment be reviewed by the Town's attorney.

RECESS:

The agenda having been completed for this meeting, the workshop on zoning was recessed until April 19, 1994, at 7:00 p.m. at the fire department. A motion was made by Alderman Stackleather and seconded by Alderman Hillyer that the meeting be recessed at 9:00 p.m. Passed unanimously.

  
Charles Hedgepeth - Town Manager

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL MEETING  
MARCH 22, 1994

PRESENT: Mayor Marlow Bostic, Jr., Aldermen Margaret Stackleather, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth and Town Clerk Ann Vause. Mayor Pro-Tem Sam McGinn and Alderman Sue Tuman were absent.

CONVOCAATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

WORK SESSION -

BUDGET FY 94-95: Town Manager Hedgepeth reviewed facts for the board to consider in preparing the Fiscal Year 1994-1995 Budget. Items reviewed were:

1. Services provided;
2. Needs of the Town (equipment, building, personnel, etc.);
3. Revenues;
4. Tax rate over the past 4 years, dollar amount provided by 1 cent of the tax rate and property values and operating funds which come from tax monies;
5. Cash reserve over the last 4 years;
6. Cost of equipment and personnel;
7. Development of the budget and how procedure works;
8. Funds in Cash Management Fund as the close of business February 1, 1994;
9. Discussion of establishment of a Capital Reserve Fund (dune fund);
10. Examples of various tax rates and what revenue they would generate;
11. Local Government Commission comments on financing capital projects such as Town Hall, equipment, etc.

A general discussion was held on the tax rate, cost to taxpayers and main priorities of the Town. After the discussion Mayor Bostic recommended the meeting be recessed until April 18, 1994.

RECESS: A motion was made by Alderman Stackleather and seconded by Alderman Hillyer to recess the meeting until Monday, April 18, 1994, at 7:00 p.m. at the south end fire station. Passed unanimously.



Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
REGULAR BOARD MEETING  
APRIL 7, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Attorney Lynn Coleman, Town Manager Charles Hedgepeth and Town Clerk Ann Vause.

QUORUM: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

INVOCATION: Lt. Larry Hummer, Camp LeJeune Chaplain, led in prayer.

INTRODUCTION

OF NEW EMPLOYEE: Mayor Bostic introduced Mr. James Branson, new police officer, to the Board and citizens present.

APPROVAL OF  
AGENDA:

Alderman Tuman requested the re-appointment of Mr. David Monroe to the Planning Board be placed on the agenda under New Business Item # 9-f. She advised he was appointed last month to fill the unexpired term, until April 2, 1994, of Mrs. Darla Winstead. Alderman Stackleather advised Mr. & Mrs. Phil Harris had been in an accident but that Mr. Charles Riggs would be here tonight to represent them on their subdivision. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Stackleather to approve the agenda with the addition of the Planning Board appointment to New Business Item #9-f. Passed unanimously.

APPROVAL OF  
MINUTES:

March 3, 1994:

Mayor Pro-Tem McGinn asked about the changes in wording of the February 3, 1994, minutes on election. He said Mrs. Tuman's challenge cost the Town \$3,160. Alderman Tuman explained why the wording was changed and suggested the February 3, 1994, minutes be brought back to the next meeting. After a discussion, the Board decided to not approve the March 3, 1994, minutes until the February 3, 1994, minutes can be reviewed at the next meeting.

March 17, 1994:

A motion was made by Alderman Stackleather and seconded by Alderman Bass to approve the minutes of the Special Meeting held March 17, 1994, as written. Passed unanimously.

March 22, 1994:

A motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the minutes of the Special Board Meeting held March 22, 1994, as written. Passed unanimously.

CHAMBER OF  
COMMERCE:

Ms. Jeanne Nociti, Administrator of the Greater Topsail Area Chamber of Commerce & Tourism, addressed the Board and advised it was important that they understand what the

Chamber does and that the Town and the Chamber need to work together. Onslow County collects the occupancy tax but 75% of the tourism is on the beach. Last year the Chamber received \$2,000 from Onslow County Tourism but nothing this year. Also, there is no representative from the beach on the Onslow County Tourism Board. The Board consists of nine members with 3 year staggered terms, next term expires in August, 1994. Ms. Nociti advised someone asked for information concerning accommodations at the last tourism meeting and the only representatives there were from Jacksonville. She explained how many times a single tourism dollar is turned over in the community. She explained how inquiries are handled, the number received in 1993, the cost of information sent out, the number of telephone lines the Chamber utilizes, current advertising and the need for additional advertising, and the funds received from the Towns of Surf City and Topsail Beach. Ms. Nociti said she is the only paid individual with the Chamber. All other individuals are volunteers. She thanked the Police and Fire Departments for their assistance with the April 30th Spring Fling. She said she hoped she had enlighten the Board about the Chamber and that they could work together along with the Onslow County Tourism Board. After a discussion, the Board requested a letter be sent to Onslow County Tourism Board requesting that Mrs. Peggy Friz be appointed to the Tourism Board and that another individual from this area be considered for appointment to the Board.

MILITARY  
APPRECIATION  
DAY:

Mr. David Monroe advised the military band was ready to come, tents will be provided by the Marine Corps. He said he has requested 5 large red and white tents. Other than the band and the tents the Marine Corps cannot provide anything else because of prior commitments. A general discussion was held on various committees for the event, food preparation and advertising. After the discussion, the Appreciation Day Committee decided to meet Friday, April 8, 1994, at the south end fire station to discuss preparations for the event.

DABSTEC REPORT:

DABSTEC met at the southside fire house on Monday evening, march 28 with each subcommittee meeting separately.

The Education Committee finalized plans for the three Beach programs scheduled for FY 1993-94. Karen Sheppard, Special Activities Coordinator for the NC Aquarium at Pine Knoll Shores will present two programs on Saturday, May 28. The first program will take place at County Beach Access #2 from 9 - 9:45 a.m., the second will be held at Access #4 from 10:30 - 11:15 a.m. She will talk about "Beach Creatures", and will bring a touch tank with her. She will also bring a young loggerhead turtle to show the group. A member of the Education Committee will talk about the dunes and the need to keep the beach clean. There is a charge for this program as well as travel expenses of 20 cents per mile.

Turtles should have begun nesting in June, and we have arranged for Jean Beasley to talk about the loggerheads and

the importance of Topsail Island to this particular species. We are the second most important nesting site in North Carolina, and the Topsail Turtle Program is quite unique. There will be two programs at the same sites as the May program, but Jean's programs will take place in the early evening, beginning at 5 and 6 p.m. on Saturday, June 11 and 25. Jean will charge no fee, but has requested that a donation be made to the Turtle Program.

Both of these programs will be co-sponsored by the Onslow county Recreation Department. They will provide all publicity for the events, including media releases, flyers, etc. No money, but that's okay.

We hope to see all of you in attendance at these programs. Everyone involved is very excited about them, and we have received numerous requests for information.

A letter will be going out to beach front property owners concerning the need for an organized program to build up the dunes, fill in the holes, and arrange for dune grasses to be purchased and planted. The Kennedy Company, which manages several condos, townhouse developments, etc., is sending a mailing to their property owners next week and has offered to include our letter with their mailing, resulting in a saving of the postage costs for 250 letters. We are most grateful to them for their interest.

The Crossover subcommittee continues to work at identifying areas which urgently need crossovers. They have recommended that crossovers at Oyster, Prot and in Galleon Bay be made public and a crossover be added on the south side of the St. Regis.

As you can see, we have been very busy, and most important, I think - productive.

CABLE TV  
ORDINANCE:

Town Manger Hedgepeth advised this was the second reading on the proposed Cable TV Ordinance and if the Board desires it can be approved after this reading. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to approve the second reading of the Cable TV Ordinance: Passed unanimously.

AN ORDINANCE TO PROVIDE FOR THE REGULATION OF  
BASIC SERVICE TIER RATES AND RELATED EQUIPMENT,  
INSTALLATION AND SERVICE CHARGES OF  
ANY CABLE TELEVISION SYSTEM OPERATING IN  
THE TOWN OF NORTH TOPSAIL BEACH

WHEREAS, on October 5, 1992, Congress enacted the Cable Television Consumer Protection and Competition Act of 1992 which, among other things, provided that the basic service tier rates, and the charges for related equipment, installation and services, of a cable television system (hereinafter, "Basic Service Rates and Charges") shall be subject to regulation by a franchising by the Federal Communications Commission (hereinafter the "FCC"); and

WHEREAS, on April 1, 1993, the FCC prescribed such regulations in the Report and Order, In the Matter of Implementation of Sections of Cable Television Consumer Protection and Competition Act of 1992; Rate Regulation, MM, Docket 92-266, FCC 93-177 (released May 3, 1993) (hereinafter the "FCC Rate Regulations"); and

WHEREAS, the Town of North Topsail Beach (hereinafter, the "Town") is a franchising authority with the legal authority to adopt and the personnel to administer, regulations with respect to the Basic Service Rates and Charges of any cable television system operating in the town, including, without limitation, the system currently being operated by Falcon Cable (hereinafter "the Company") pursuant to an existing franchise agreement (hereinafter the "Franchise"); and

WHEREAS, the Town desires to regulate the Basic Service Rates and Charges of the Company and any other cable television system operating in the Town and shall do so in accordance with the FCC Rate Regulations, notwithstanding any different or inconsistent provisions in the Franchise;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF NORTH TOPSAIL BEACH, THAT:

1. The Town will follow the FCC Rate Regulations in its regulation of the Basic Service Rates and Charges of the Company and any other cable television system operating in the Town, notwithstanding any different or inconsistent provisions in the Franchise; and

2. In connection with such regulation, the Town will ensure a reasonable opportunity for consideration of the views of interested parties; and

3. The cable administrator, or his or her designee, is authorized to execute on behalf of the Town and file with FCC such certification forms or other instruments as are now or may hereafter be required by the FCC Rate Regulations in order to enable the Town to regulate Basic Service Rates and charges, and

4. This ordinance shall be effective immediately.  
1ST READING THE 3RD DAY OF MARCH, 1994.

DULY ADOPTED, AFTER 2ND READING, THE 7TH DAY OF APRIL, 1994.

DISCUSSION -  
DABSTEC

RECOMMENDATIONS: Town Manger Hedgepeth said there were a number of items and suggestions provided by the DABSTEC. He said he provided comments on some and the others were open ended. The Board might want to have a general discussion on a specific item. After a brief discussion on the number of recommendations, need to support the committee and the need for the Board to be more visible with support for this committee, the Board decided to hold a workshop with the DABSTEC members on



Wednesday, April 20, 1994, at 7:00 p.m., at the southside fire station.

BUILDING HEIGHTS:

Town Manager Hedgepeth said he reviewed the action taken by the Board at their last meeting and he is not clear on how to measure building height. After talking with Building Inspector Briggs he suggested the wording be changed to "average grade to median building height". He said this would simplify the process. After a discussion on what average grade means, confusion that complicates an issue that should be simple and the change to the lowest adjacent grade, a motion was made by Alderman Tuman and seconded by Alderman Stackleather to change the wording on building height motion made March 3, 1994, to read that the height of the building is to be measured 45' from the average grade to the median average of the roof height. Passed unanimously.

BUDGET AMENDMENT:

Town Manger Hedgepeth said the budget amendment formalizes the motion made by the Board March 3, 1994, concerning an additional police officer. A motion was made by Alderman Stackleather and seconded by Alderman Hillyer to adopt the following budget amendment: Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF ALDERMEN MEETING IN REGULAR SESSION THIS 7TH DAY OF APRIL, 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994 ADOPTED JUNE 3, 1993, AMENDED SEPTEMBER 2, 1993, AMENDED NOVEMBER 4, 1993, JANUARY 6, 1994, AMENDED FEBRUARY 3, 1994, IS HEREBY AMENDED AS FOLLOWS:

REVENUES:

CAMA Permit Reimbursement - State	1,500.00
Prepaid Privilege License	500.00
Taxes Budget Year 1993	531,968.00
1991/92 Prior Years Taxes	8,000.00
1992/93 Prior Years Taxes	9,500.00
1990/91 Prior Years Taxes	5,000.00
1989/90 Prior Years Taxes	3,000.00
Notes Payable FCB - Fire Station	220,000.00
Inventory Tax Reimbursement	20,000.00
Tax Penalties/Interest	5,200.00
Privilege License	2,500.00
Cable Franchise	4,500.00
Interest-Investments	41,500.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	28,000.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	3,000.00
Powell Bill Allocation	27,449.00
Local Option Sales Tax	42,000.00
Seat Belt Grant - Police	8,000.00
Fire Department Grant 1993/94	19,996.00
Building Permits	5,000.00

Mechanical Permits	1,000.00
Electrical Permits	4,000.00
Plumbing Permits	1,500.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits	1,500.00
Tax Refunds	1,500.00
Tax Refunds - Gasoline	3,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officers Fees & Violations	2,000.00
Appropriated Fund Balance - Powell Bill	15,529.00
Appropriated Fund Balance	<u>130,980.00</u>

TOTAL 1,182,722.00

EXPENDITURES:

Governing Body	34,724.00
Administration	104,486.00
Elections	3,131.00
Community Development	51,809.00
Public Buildings	344,300.00
Police Department	238,878.00
Seat Belt Grant	8,000.00
Public Works	56,199.00
Utilities	16,000.00
Street Improvements	47,978.00
Sanitation	22,000.00
Recreation	6,000.00
Non-Departmental	101,687.00
Fire Department	101,279.00
Fire Department Grant	39,992.00*
Contingency	<u>6,259.00</u>

TOTAL 1,182,722.00

DULY ADOPTED THE 7TH DAY OF APRIL, 1994.

NEUSE RIVER  
COG:

Town Manager Hedgepeth explained the resolution authorizing the release of Town funds to the Neuse River Council of Governments and recommended the Board adopt the resolution. He said it does not benefit the Town but provides assistance to the Neuse River Council of Governments and their activities. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Tuman to adopt the following resolution: Passed unanimously.

RESOLUTION BY  
THE TOWN OF NORTH TOPSAIL BEACH  
(NEUSE RIVER COUNCIL OF GOVERNMENTS)

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across the state; and

WHEREAS, the 1993 General Assembly recognized this

need through the appropriation of \$864,270 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development, and to support local industrial development activities and other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by the Town of North Topsail Beach for release of these funds to our Regional Council, the available funds will revert to State's general funds; and

WHEREAS, in Region "P", funds in the amount of \$48,015 will be used to: (1) provide technical assistance to the local governments in the development and preparation of state and federal grant applications, the completion of environmental and historical impact statements, festival and tourism promotion; (2) provide statistical data from regional data center for local government economic and community development projects; (3) promote programs designed to help small business start-ups and expansions; (4) provide assistance to local governments on multi-county jurisdictional and environmental issues; (5) assist in implementing the Intergovernmental Project Notification System (A-95); and (6) assist with other economic and community development activities which will enhance and support economic and industrial development efforts.

NOW, THEREFORE BE IT RESOLVED that the Town of North Topsail Beach requests the release of its share of these funds, \$75.15 to the Neuse River Council of Governments at the earliest possible time in accordance with the provisions of Chapter 321, Senate Bill 27, Section 39 of the 1993 Session Laws.

DULY ADOPTED THE 7TH DAY OF APRIL, 1994.

PENDING  
FINANCIAL  
ISSUES:

Town Manager Hedgepeth advised he approached First Citizens Bank concerning leasing of automobiles for the police department in anticipation of the Fiscal Year 1994-95 Budget cycle because of the anticipated increase in interest rates. He said he was trying to get into a cycle in terms of use of police vehicles. He said the bank has agreed to lock into an interest rate of 5.4% for the next 30 days on leasing vehicles. The Town can go ahead and agree to this arrangement and have 3 vehicles available immediately. However, it would require a budget amendment next month in the amount of \$4,000.00 and then it would extend into next year. General discussion held on need for additional vehicles, whether to lease or purchase vehicles, cost of additional equipment if vehicles are purchased. After the discussion, the Board decided to discuss this further at

their budget workshop scheduled for April 18th.

PRELIMINARY  
PLAT - HARRIS  
SUBDIVISION III:

Ms. Susan Daughtry, Community Development Coordinator, advised this was the third section of the subdivision along Phil Harris Lane. The subdivision contains 8 lots and approval was recommended by the Planning Board at their last meeting. Aldermen Tuman questioned whether the street would be private or public and if they chose public would it create a problem with the Powell Bill Funds. She was advised it would be private and if it went public there would be no problem with Powell Bill Funds. Town Manager Hedgepeth advised the street was acceptable for Powell Bill Funds but was not built to State standards. Charles Riggs, representing the Harrises advised if it ever became a public street it would be the responsibility of the property owners to bring it up to State standards. After a brief discussion, a motion was made by Alderman Stackleather and seconded by Mayor Pro-Tem McGinn to approve the preliminary plat for Harris Subdivision III. Passed unanimously.

PRELIMINARY PLAT  
- OCEAN WYNDS  
III:

Ms. Susan Daughtry advised this was section 3 of the subdivision on S.R. 1568 and consisted of 12 lots from the road to the sound. Alderman Tuman said the lot division statement on the plat that goes on the covenants is confusing and requested clarification. Mr. John Parker, Parker & Associates, advised it refers to a 2 hour fire wall vs a 1 hour fire wall. He also explained the other provision that would be required on plumbing, electrical, etc. He explained what is occurring now with units being subdivided and advised this would prevent this situation in the future. After a brief discussion, a motion was made by Aldermen Tuman and seconded by Mayor Pro-Tem McGinn to approve the preliminary plat for Ocean Wynds Subdivision III. Passed unanimously.

ONslow COUNTY  
911 PROGRAM:

Town Manager Hedgepeth advised Onslow County was looking for a commitment from the Town to join consolidated effort on the Enhanced 911 system. The County has scheduled a public hearing for May 2nd on this issue. He recommended the Town forward a letter stating their willingness to participate in this program. A motion was made by Alderman Tuman and seconded by Alderman Hillyer that the Town of North Topsail Beach join Onslow County in their consolidated effort for an Enhanced 911 System. Passed unanimously.

PLANNING BOARD  
APPOINTMENT:

A motion was made by Alderman Stackleather and seconded by Alderman Bass to re-appoint Mr. David Monroe to serve a 3 year term of office on the Planning Board. Passed unanimously.

MANAGER'S  
REPORT:

1. The addressing system is finished and in the computer. We anticipate mailing out the information in April.

He explained static the Board would receive on new addresses and why.

2. He briefly reviewed the recent press coverage concerning Onslow County and the Local Government Commission. He explained this could happen to any Town or County. The articles show the relationship between the Local Government Commission and towns.
3. He apologized for the telephone system listing on North Topsail Beach and explained what was done to correct the situation. However, it is still not corrected in the 1994 telephone books and a letter of complaint has been sent to the telephone company.
4. A new container site has been obtained for the north end of Town. Mr. J.D. Williams, convenience store owner, has given the Town permission, without charge, to place containers at his location. Two containers have been placed at the site and more will be put there next week.
5. I thought the re-entry stickers could be used as an ID for the container site, however, this backfired because individuals wanted too many stickers for one household. He explained the problems and advised the stickers will now be used only for re-entry after an emergency.
6. The Town will be enforcing the new set up standards for mobile homes as required by FEMA.
7. We are continuing to work with the postal service to obtain one zip code for North Topsail Beach. The Sneads Ferry Postmaster is working on this for us.
8. We still expect the donation of land for a Town Hall but it has not occurred yet.
9. \$3000 has been received from the Department of Transportation. This is a reimbursement for the Town paving the new fire station road.
10. Ron Menke has returned to full duties at the police department.
11. Onslow County is finalizing the bids for water facilities in the Sneads Ferry area. They should go out for bids in May. The water outage the other day was caused by the Cable Company.
12. The March 3rd minutes reference the Town sponsoring a BBQ April 30th. Ms. Peggy Friz advised it was a request for North Topsail Beach to participate in the Spring Fling April 30th. JC's BBQ would charge \$4.00 a plate and then the Town would charge what it wanted. She said either the Town could sponsor this or the Chamber of Commerce would. After a discussion, the Board decided to let the Chamber of Commerce sponsor the BBQ and make the profit for their use.

ATTORNEY'S  
REPORT:

Attorney Coleman made a report on the quadraplexes on Oyster Lane. (A copy is filed in the Clerk's Office for review)

ALDERMEN'S  
REPORTS:

Alderman Tuman:

She advised that she attended a mosquito meeting in Surf City last week and reviewed what was discussed.

MAYOR'S  
REPORT:

For Appreciation Day to be a success everyone needs to be there. We are hoping we can get information to the long term renters so they will attend this activity.

OPEN FORUM:

Doris Naumann:

The telephone book does list us as Onslow Beach and they received their information from the Jacksonville-Onslow County Chamber of Commerce.

BUDGET FY 94-95:

Town Manager Hedgepeth advised he wanted to use the April 18th meeting to present the Board with the proposed budget for Fiscal Year 1994-1995.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to adjourn the meeting at 9:30 p.m. Passed unanimously.

Ann Vause

Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
APRIL 18, 1994

**PRESENT:** Mayor Marlow Bostic, Jr., Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Charles Hedgepeth and Town Clerk Ann Vause. Mayor Pro-Tem Sam McGinn was absent.

**CONVOCATION:** Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

**BUDGET WORKSHOP:** Town Manager Hedgepeth reviewed the General Statutes requirements on the presentation of the budget and the public hearing requirement. He presented the Board with a proposed budget for Fiscal Year 1994-95 and the following Budget Message:

"The General Statutes of the State of North Carolina (GS 159.11(b)) require that a budget be submitted to a governing board not later than June 1st for the next fiscal year. Along with this budget there is a requirement for a budget message which contains an explanation of the goals fixed by the budget and an explanation of important features and activities anticipated. Therefore, I submit to you the attached budget as a proposed budget for the Town of North Topsail Beach for the Fiscal Year 1994-95 with the following explanation.

The proposed budget is a balanced budget calling for the expenditure of \$1,078,076 to provide for the general operation of the Town. To balance this budget a tax rate of 32 cents per 100 of valuation is necessary. The budget as proposed does not draw from the Town's cash reserves in order to balance.

The proposed budget consists of 2 funds: the General Fund and the Beach Renourishment - Dune Stabilization Fund. The General Fund is divided into departmental and other specialized functions with each separate entity being totaled in terms of expenditures. The General Fund budget provides for the operation of the Town, the maintenance and operation of equipment and buildings, the payment of debts incurred by the Town, salaries and fringe benefits for employees and acquisition of limited equipment items to ensure the effective operation of Town government.

Major changes in this proposed budget from the budget under which we are presently operating include the following:

1. The addition of 2 new police officers and the equipping of these new police officers;
2. The acquisition, by lease, of 3 new police cars to replace certain existing units and provide for the increase in personnel;
3. Funds are made available for certain repairs to the south fire station which are clearly indicated in order to protect the future utility of this building;

4. Creation of a special fund in which monies for Beach Renourishment-Dune Stabilization can accumulate from year to year;
5. Funds for certain capital acquisitions (equipment and furnishings in anticipation of a new Town Hall);
6. Funding to show receipt of funds from the State of North Carolina to assist in the enforcement of Drinking While Impaired laws;
7. The creation of a part-time position to provide clerical support for all aspects of Town government;
8. Funds are made available for providing incentives to volunteer firemen.

On the subject of salaries the proposed budget provides for a general increase of at least \$100 a month for each employee. Two key position are adjusted. I will discuss personnel and salaries with you in a closed session and strongly advise this subject not be debated in open session.

The proposed budget provides for the continued payment of debt incurred as a result of building the new fire station and acquisition of 2 new fire trucks. The amount of this payment is \$98,000.

The proposed budget does not provide for the possible construction of a new Town Hall. As the acquisition of property is pending, I do not feel that I can provide realistic figures on the cost of such a structure. Nor do I know how you would see such a building (if built) being paid for: cash or financing. I do believe that you could pay for this building from the Town's cash reserve. If such a building is to be financed for a 10 year period and if \$350,000 is a reasonable cost for such a building, then you should anticipate annual payments in the vicinity of \$62,000. Regardless, the proposed budget as presented does not provide for construction cost. The budget as presented does, however, provide for certain capital acquisitions on a departmental basis for things such as furnishings and the like.

I find that the budget I have proposed is a responsible statement and reflects realistically on the cost of operating your Town government in an efficient and effective manner. The proposed budget reflects on a number of concerns within our community discussed by you on numerous occasions."

The following items were discussed by the Board:

1. Additional police officers;
2. Additional police vehicles and related equipment; additional vehicle needed for the public works department;
3. Dune Stabilization Funds and Programs;
4. Additional personnel such as full time records clerk for police department (currently part-time); part-time clerical assistance for administration and community development; seasonal crew for the public works department;



5. Mosquito control program for North Topsail Beach;
6. Additional fire hydrants;
7. Recommended tax rate and reasons why the previous tax rate was cut, and how it has affected the Town's revenue position;
8. Repairs to South Fire Station.

After the discussion, the Board requested the Town Manager include the following in the proposed budget:

1. Additional seasonal crew and vehicle for the public works department;
2. Funds to purchase 2 additional police cars. These are to be purchased by financing.

A majority opinion of the Board members present favored: a. Add Police Officer's; b. Two new cars; c. Mosquito Control Program; d. Seasonal Public Works crew with truck; e. Repairs to the fire station.

The Board agreed to hold an executive session May 5th, after the regular meeting, to discuss personnel and scheduled a public hearing on the Proposed Budget for Fiscal Year 1994-95 for Tuesday, May 10, 1994, at 7:00 p.m., at the south fire station.

ADJOURNMENT:

A motion was made by Alderman Stackleather and seconded by Alderman Hillyer to adjourn the meeting at 9:25 p.m. Passed unanimously.



---

Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL MEETING/WORKSHOP  
BOARD OF ALDERMEN AND PLANNING BOARD  
APRIL 19, 1994

PRESENT: Mayor Marlow F. Bostic, Jr., Aldermen Susan Tuman, Peter Hillyer, Margaret Stackleather and Wilbur Bass, Planning Board Members Linda Knowles, Jack Royman and Donald Omans, Town Manager Charles Hedgepeth and Deputy Town Clerk Susan Daughtry.

CONVOCATION: Mayor Bostic called the meeting to order at 7:00 p.m. at the North Topsail Beach Volunteer Fire Station and declared a quorum.

WORKSHOP: Mr. Royman and Mr. Omans presented the board with their conclusions on zoning from state road 1568 to scotch bonnet pier. In summary their recommendations were that unplatted properties on the ocean front be restricted for development and eventually be rezoned consistent with an R-10 pattern. This proposed pattern of development would also apply to the undeveloped parcel of existing R-8 area directly across from the St. Moritz. They also suggested that unplatted properties in the Ocean City area be reserved for a development pattern consistent with the proposed R-7 district with limitation imposed by existing environmental restrictions being of key significance.

There was considerable debate on whether existing ocean front commercial property should be proposed for residential usage. Linda Know suggested that existing zoning patterns be maintained in this area emphasized her concern that existing R-20 be maintained and continued. Mayor Bostic expressed concerns about notifying property owners if significant changes in zoning are to occur. Some discussion was generated about newly imposed height limitations and the effect of such height limitations on existing R-5 and R-8 districts. Discussion was held on the existing R-5 property ocean ward of Heron Cay. A proposed subdivision plat presently being reviewed was discussed with significance being applied to the R-10 pattern that this new subdivision presents.

General consensus was that the R-10 pattern should be applied to unplatted parcels. That unplatted areas in this section of Town are few in number and that existing development patterns perhaps should be maintained.

RECESS: This meeting was continued until May 19, 1994 at 7:00 p.m. at the North Topsail Beach Volunteer Fire Department by Mayor Bostic. The topic of discussion for this May 19th meeting will be Commercial Zoning and Signs.

*Susan R. Daughtry*  
\_\_\_\_\_  
Susan R. Daughtry, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
APRIL 20, 1994

PRESENT: Mayor Marlow Bostic, Jr., Aldermen Margaret Stackleather, Wilbur Bass, Peter Hillyer and Sue Tuman (arrived late), Town Manager Charles Hedgepeth and DABSTEC Committee members: Jack Royman, Ann Penta, Doris Naumann and Bill Rogers. Mayor Pro-Tem Sam McGinn and Town Clerk Ann Vause were absent.

CONVOCATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

DABSTEC

RECOMMENDATIONS: The agenda called for discussion of the seven recommendations from the DABSTEC Committee.

The equivalent of three cents of tax revenue will be reserved for dune preservation projects and the like. A special fund to handle these monies and allow accumulation will be proposed for the 1994-1995 Budget.

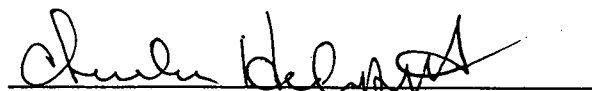
The Town Attorney was to be reminded that she has been directed to develop an ordinance to require ocean front property owners to maintain their frontal dunes. The Attorney is to advise the Board on the legalities of enforcement of dune maintenance and what might be done to force dune preservation by private property owners.

On the subject of dune plants and planting, a program of action will be developed by Committee members and the Beautification Committee.

The Town Manager was directed to contract on the basis of availability and price in a manner consistent with the laws of the State of North Carolina for having sand pushed to close holes in the dunes and for repairing certain areas where the dune system is very weak. DABSTEC Committee members are to designate specific areas for dune preservation work.

There was some discussion of private and public crossovers and easements and the desire to continue crossover construction.

ADJOURNMENT: The meeting was adjourned upon motion by Aldermen Hillyer and seconded by Alderman Stackleather at 8:50 p.m. Passed unanimously.

  
Charles Hedgepeth - Town Manager

TOWN OF NORTH TOPSAIL BEACH  
REGULAR BOARD MEETING  
MAY 5, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Attorney Lynn Coleman, Town Manager Charles Hedgepeth and Town Clerk Ann Vause.

CONVOCATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

INVOCATION: Mr. Jim Wooten, member of the Carrolls Chapel United Methodist Church, led in prayer.

APPROVAL OF AGENDA: Alderman Tuman requested the executive session be moved to the end of the agenda after the public forum. After a brief discussion a motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the agenda as presented with the executive session being moved to the end of the agenda. Passed unanimously.

MINUTES: March 3, 1994:  
A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to approve the minutes of the Regular Board Meeting held March 3, 1994, as written. Passed unanimously.

April 7, 1994:  
Alderman Stackleather requested the name Phil Harris be changed to James Harris under her comments at the beginning of the meeting. A motion was made by Alderman Hillyer and seconded by Mayor Pro-Tem McGinn to approve the minutes of the Regular Board Meeting held April 7, 1994, as written with Mr. Harris' name being changed from Phil to Jim. Passed unanimously.

April 18, 1994:  
A motion was made by Alderman Tuman and seconded by Alderman Stackleather to approve the minutes of the Special Meeting held April 18, 1994, as written. Passed unanimously.

April 19, 1994:  
A motion was made by Alderman Bass and seconded by Alderman Hillyer to approve the minutes of the Special Meeting held April 19, 1994, as written. Passed unanimously.

April 20, 1994:  
A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to approve the minutes of the Special Meeting held April 20, 1994, as written. Passed unanimously.

LINDA KNOWLES: Mrs. Knowles said in September 1988 the citizens of this area met to form a new town. It was important to them to control their destiny, growth pattern, etc. Since incorporation ordinances have been adopted that were

intended to define and refine the ones used by the County. Since that time some have been refined. She said she felt citizens should obey the law and the Town needs to either enforce the laws or change them. In the beginning individuals were given a warning about ordinance violations but now the Town needs to enforce them. She said she has seen violations of the sign, building and dune ordinances and has reported them but little action was taken. However, she said she felt the matter was going to be handled so there was not need to go into detail on the violations.

Comments were received from citizens and a general discussion was held on the violation referenced by Mrs. Knowles. After the discussion, a motion was made by Alderman Bass and seconded by Alderman Stackleather to turn this matter over to the Town Attorney and requested she report back to the Board on this matter. Passed unanimously.

DABSTEC  
REPORT:

Mrs. Doris Naumann, Chairman of the Education Committee of DABSTEC, presented the following report:

As you know, members of DABSTEC met with the Board on April 20, 1994, to discuss the seven recommendations the Committee made at the March Board meeting.

We were pleased that the three cents of tax revenue will now be reserved in a special fund allocated for dune preservation projects, crossovers, and related projects.

The Committee is working on a dune planting program to begin next fall and will have that report - probably at the June Board meeting.

In a letter sent to homeowners associations and beach front property owners, the dune planting idea was mentioned, and we included a form for owners to complete to express their interest in such a plan. We said any donations to help DABSTEC continue their work in preserving the dunes and educating the users of our beaches would be very much appreciated. As of this morning's mail, we have received contributions of \$1,070. We are taking this response as a sign that people approve of what we are doing and are willing to contribute to its success.

Everything is coming along well with the programs on the beach, and we are working on July and August. The Aquarium at Fort Fisher has a program to teach people how to surf fish. If you know of anyone who would want to do such a program, please let me know. I would be the first customer.

There has been one change in the May 28th program. Mac Sligh, Director of Onslow County Parks & Recreation, asked that we reverse sites, and have the program begin at 9 a.m. at Beach Access #4 and at 10:30 a.m. at Beach Access #2. He says #4 is the more crowded one, and it would be better for crowd control.

MILITARY  
APPRECIATION  
DAY:

Mr. David Monroe presented an update on the planned program. He said the Marine Corps will provide 2 large and 5 small tents, the Marine Corps Bank, 2 armored vehicles. He said he was trying to locate a veteran from Desert Storm to accept the plaque being presented by the North Topsail Beach Homeowners Association. Also, there will be 4 Marines working with the Police on traffic control. Town Manager Hedgepeth said the caterer has been contacted and certain facilities will be placed at the site, at Town expense. Public Works, Police, Fire and Rescue will participate in this function. Alderman Tuman said they were looking for donations of deserts for this activity.

CROSSOVER  
REQUEST:

Town Manager Hedgepeth advised he has received several written request from citizens for a crossover at 10th Avenue and has presented them for the Boards consideration. A general discussion was held on the cost of the type of crossover requested, crossovers located in this area, and the need to prioritized crossover locations. Mayor Pro-Tem McGinn reminded the Board that he voted in favor of \$8000.00 for a crossover immediatly beside Topsail Reef. After the discussion, a motion was made by Mayor Pro-Tem McGinn to build a crossover at 10th Avenue for \$1,200.00. The motion died for the lack of a second. After further discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to direct the crossover committee of DABSTEC to look into prioritizing possible remaining sites the Town owns that could be used for crossovers. Passed unanimously.

Town Manager Hedgepeth requested the Board establish a policy if citizens want to build a crossover, should the Town take it over? A discussion was held on turning over walkways to the Town and the Town maintaining them. After the discussion, the Board directed the Town Attorney to investigate this possibility and advise the Board.

PROPOSED ORDINANCE  
- MAINTENANCE OF  
SAND DUNES ON

PRIVATE PROPERTY: Town Attorney Coleman explained what the N.C. General Statutes allowed and her discussion with representatives from the League of Municipalities. She said they have a problem with this type of ordinance and they could not see a clear reason for using the Towns police powers. It is difficult to compel someone to do something. Based on her research she said she was not saying it could not be done but you may have a problem with enforcement. After a discussion on possible health hazard, ways to protect the Town, difficulty in compelling someone to push sand, and objection to making ocean front owners, instead of the Town, responsible for maintaining dunes, the Board requested the Town Attorney continue to investigate this situation and see if anything can be done. Comments were received from citizens concerning dune preservation funds being spent for crossovers and the fact that these funds should be spent for bull dozing projects for dunes. Town Manager Hedgepeth

advised some members of DABSTEC rode the beach from the Scotch Bonnet to New River area and marked areas that needed sand pushed up and the Town contracted to have this work done.

DISCUSSION -  
ORDINANCE TO  
LIMIT REMOVAL  
OF VEGETATION:

Town Manager Hedgepeth said one of the Aldermen wishes for the Board to consider an ordinance which would limit the removal of vegetation. Does the Board wish to pursue an ordinance to limit removal of vegetation from lots when construction done for consideration at a later date? After a discussion, the Board directed the Town Manager to look into this matter.

HOUSE  
NUMBERING:

Town Manager Hedgepeth said he would address E911 and the address numbering ordinance in his manager's report. An ordinance is needed for E911 and with a few changes to the Onslow County Ordinance the Town Attorney could present it to the Board at their June meeting.

PLANNING BOARD  
APPOINTMENT:

A motion was made by Alderman Hillyer and seconded by Alderman Tuman to re-appoint Mrs. Linda Knowles to a 2 year term on the Planning Board. Passed unanimously.

FINAL PLAT -  
OCEAN SOUND  
VILLAGE:

Town Manager Hedgepeth advised the final plat for Ocean Sound Village meets all requirements, a letter of credit has been received and the plat is ready for final approval. Mr. Tim Stewart, Parker & Associates, advised all permits are in. After a brief discussion, a motion was made by Alderman Bass and seconded by Mayor Pro-Tem McGinn to approve the final plat for Ocean Sound Village. Passed unanimously.

PRELIMINARY  
PLAT - JEFFERSON  
SHORES:

Mr. Tim Stewart, Parker & Associates, said the plat consisted of 12 lots with private drives, public access is in the middle of the project and the preliminary plat has been recommended for approval by the Planning Board. After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to approve the preliminary plat for Jefferson Shores. Passed unanimously.

PRELIMINARY  
PLAT -  
SUMMERSILL  
SHORES:

After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to approve the preliminary plat for Summersill Shores. Passed unanimously.

MANAGER'S  
REPORT:

1. The Town now has 2 new EMT's, Bill Poe and Greg Prather;

2. A petition is being circulated in Town Hall to support free toll calling to Wilmington, Scotts Hill and Hampstead from Topsail Island;
3. We are continuing our efforts to reduce the fire insurance rating. We are now down to 9. He reviewed the map which shows the position of fire hydrants;
4. There is an article in the Wilmington Star relating to volunteer firemen. It is a well written article and a subject we will have to address in the not to distant future;
5. Town Hall project; verbal approval has been received. The lot consist of approximately 3 acres. He reviewed the preliminary site plan and said he was pleased to have this near completion because we have been working on this for 2 years. The property is possibly valued at \$350,000.00;
6. The addressing system is in the computer. The system contains names of individuals with units and we are not getting owners of undeveloped property into the system. We can now issue house numbers and we are working with the Post Office, Ken Nunn Post Master, so they will officially recognize the Sneads Ferry zip code for North Topsail Beach. To date, they have agreed about the area from S.R. 1568 north but we are still working on the south end of Town. He explained the dilemma in notifying property owners and advised if someone calls and needs a house number we can now give it to them. The problem is do we just notify the north end of their house numbers and zip code or do we wait until everything is approved by the Post Office and notify all property owners at one time. After a brief discussion, the Board decided to wait and notify everyone after the Post Office zip code numbers are in place;
7. Town Manager Hedgepeth asked Alderman Hillyer to help with the Spring Newsletter.

ALDERMEN'S  
REPORTS:

Alderman Tuman:

1. Fire/Rescue annual rummage/bake sale will be held May 28th;
2. May 9th, at the assembly building a symposium on environmental development;
3. Requested cards for individual board members because she has received several request for one;
4. The Pender County Cooperative Extension Service is very helpful in assisting beach home owners. She requested the Town Manager look into why Onslow County does not offer help to its citizens with ocean front planting;
5. June 21st is League of Municipalities Town Hall Day. Do we want to consider this?

Alderman Stackleather:

Mrs. Harris requested she express her thanks to everyone for cards and prayers for her husband Jim. He is totally paralyzed and has been moved to Fayetteville.



MAYOR'S  
REPORT:

There will be a public hearing May 10th on the proposed budget for Fiscal Year 1994-95.

OPEN FORUM/  
CITIZENS  
REQUEST:

Charlie Herba:

Waste disposal: The Town has containers but no matter where they put them people complain. I do not blame them because I do not want them in my back yard. The Town should not be in the container business because each time they are moved it cost money. Surf City and Topsail Beach have contracted with a garbage collection company. Why can't we have pick-up at our home? Some say they do not live here all year and do not want to pay for service not received but it would be the same as paying for water/sewer service when you are not here. We should all work together for the betterment of the community instead of arguing over where to put trash containers. The Town should look into the feasibility of trash collection. Fire siren: I live near the fire siren and the noise is deafing. He was advised the Town had 2 options: leave the siren as is or buy each volunteer a pager at a cost of \$7,000.00.

Dan Tuman:

There are still 2 delinquent issues that have been sent to the attorney and not addressed. 1. Violation of building code on Oyster Lane. A letter was sent to the Board on this issue and it is still an open issue relevant to enforcement. Who's job is it to enforce? 2. Legality in G.S. relevant to the sales tax distribution as practiced in Onslow County.

Bill Rogers:

Problem in Ocean Ridge area in obtaining cable television service. The Town Manager advised what Mr. Sam Wilson, Manager of Falcon Cable, said 2 years ago. He said he would check with Mr. Wilson and report back to the Board.

Brad Woods:

What happens to the old road when S.R. 1568 is relocated? Town Manager Hedgepeth advised it depended on area. Most of the land will go back to the property owners. DOT advised they would remove the old road but will not build sand dunes.

Linda Knowles:

Delighted to see action at Ocean Ridge on Highway 210. The original plat was approved by the County but does the Town now have jurisdiction? Town Manager Hedgepeth advised Mr. Jon Briggs, Building Inspector, was familiar with the project and will not issue permits except on the basis of the envelope. We have jurisdiction.

Larry Muse:

Did anyone think about how loud the fire siren would be before it was put in? Assistant Fire Marshal Poe advised yes and explained why. Mr. Muse suggested they check into the possibility of the tone being lowered because of people living near the station. A general discussion was held on

the type of siren noise used and why, the length of time it sounds, and cost for pagers for volunteers if the siren is not used. After the discussion, the Board requested the decimal be checked into.

EXECUTIVE  
SESSION:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to go into executive session pertaining to salaries for Fiscal Year 1994-95. Passed unanimously.

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to go back into regular session. Passed unanimously.

Mayor Bostic advised the Board discussed personnel salaries for Fiscal Year 1994-95 and no action was taken.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Aldermen Bass to adjourn the meeting at 10:15 p.m. Passed unanimously.



Ann Vause - Town Clerk

171

TOWN OF NORTH TOPSAIL BEACH  
PUBLIC HEARING  
May 10, 1994

PRESENT:

Mayor Marlow F. Bostic, Jr., Aldermen Margaret Stackleather, Wilbur Bass and Sue Tuman and Peter Hillyer, Town Manager Charles Hedgepeth and Deputy Town Clerk Susan Daughtry. Mayor Pro-Tem Sam McGinn was absent.

CALL TO  
ORDER:

Mayor Bostic called the meeting to order at 7:04 p.m. and declared a quorum present (at the North Topsail Beach Volunteer Fire Department).

Town Manager Hedgepeth introduced the proposed budget which is based on \$1,103,076.00 with a tax rate of .32 per \$100.00 valuation with .03 reserved for beach renourishment. This proposed budget includes two (2) additional police officers and equipment, one (1) part-time clerical position for administration, monies for incentives for volunteer firefighters, monies for the development of a mosquito control program and two (2) seasonal public works employees.

The town would operate on .29 leaving .03 for beach renourishment. Town Manager Hedgepeth requested the audience use this time to comment to the board.

PUBLIC  
HEARING:

Donald Omans, Makepeace Street: Additional clerical support is needed at Town Hall. Playground equipment is a good idea and asked where this could be placed. With the construction of a Town Hall, building rental would disappear and asked if any other items would be eliminated as a result. Reserve money should be used up to \$400,000 to build the Town Hall. The Town Hall will, of course, have offices, but should also contain a meeting room that would accommodate at least 100 people with a kitchen and small committee rooms. Extra police officers are also a good idea.

Town Manager Hedgepeth explained that playground equipment can be placed on the two lots owned by the town located beside the Gray Street fire station. As far as eliminating items due to the new town hall, possibly phone bills will be lessened through consolidation of departments.

Mr. Bookhart, Sea Oaks Subdivision: We are presently fighting a high rise in federal taxes. I am retired and on a fixed income and do not want taxes raised any higher with the new valuation. Valuations go up, taxes are dropped to make you feel better. We don't need 2 officers because we don't need that much patrolling. Dune preservation is a waste of money, sand causes mosquitos and the dunes block the breeze we need to get rid of the mosquitos. Dunes are a disadvantage and they won't stop the ocean.

George Weitner, North Shore Drive: I fail to see the necessity of a two man patrol or too much of an increase in the tax rate. Last year there was a .03 increase, this year .07 increase, what about next year.

Bill O'Donnell, Highway 210: Show some restraint on taxing and spending. There has already been a great deal of both. We presently have the largest police force on the island and the same with the town staff. Let's see if we can be more creative with our tax dollars. On the issue of raises, each employee is to receive a \$100.00 per month raise. I am against straight across the board raises. It does help the lower paid employees, but where is the incentive. Merit raises should be given based on outstanding job performance. Reserve balances should be carefully looked into. Disaster is the biggest argument. The question is, if those funds are available, would state and federal assistance be available with such a large cushion. On the issue of dune renourishment, consider decreasing to .01. Bulldozing should be done by the individual property owners. With the amount of money that I contribute, I could bulldoze my property three (3) times. Beach driving should be stopped and that would help protect the beach. I am totally opposed to \$400,000 of the reserve monies being used for the construction of the Town Hall. By financing, new property owners will also be contributing as it is being used. The town should vigorously be pursuing better treatment from the county, therefore, receiving our fair share of the sales taxes. Without an increase in revenue, we will still be receiving new revenues from new construction. Please consider no new taxes.

Alberto Weindlin, Highway 210: I would like to emphasize that I am totally against taxing and more taxing. Please stop. We can live with the budget from last year.

Bob Gilbert, Wicker Street: My wife and I are also retired and agree with all that are here. More taxes will not solve our problems. The emphasis on the dunes is overstated. They were put there by nature and will be removed by nature.

Linda Feeney, Bermuda Landing: Reconsider the two (2) new police officers. Our crime rate here does not warrant so many police officers. I am against a raise in taxes and agree with all that have spoken before me.

Leland Newsome, Highway 210: I agree with the proposed budget. The town incorporated to receive services. We want and need services, therefore, we pay for services. I don't mind paying for them. Let's discuss break-ins. Before the town, we had many break-ins in the Ocean City area. It took the county approximately 45 minutes to respond. This year we have had no break-ins. I would say we are getting services.

Mable Earley, Topsail Road: I defend the dune renourishment. Many of us are on a fixed income with small increases in our social security. The sand has not been pushed on my property by the town. The areas done by the town have been to protect the roads. We need to fix the dunes and I congratulate the dune committee.

Ginny Hillyer, River Road: This is the 5th or 6th budget that the town has had. We are also retired and on a fixed

income, but we are not retired from society and do not regret paying our fair share. I have heard it said here "no more spending, no new taxes", but no concrete suggestions. On the issue of Police, before the town there was a body in the road and it took one (1) hour for a sheriff to respond. There is also the personal factor. They work 12 hours and this is pushing them to the limit. They are all outstanding for staying alert. I have heard people say since they made a certain amount of money when they worked that these employees should not make any more. Don't let them live at the poverty level. To keep law and order year round, you pay. There was no re-valuation of property for eight (8) years. You were getting a tax break. Many were not paying taxes on what they had until the valuation was done. There was a windfall at the incorporation, a rebate based on the valuation and we are fortunate to have it. At .22 we are operating at a deficit. We would have to continue using the reserve monies operating at .22. We cannot keep this reduced budget for an extended period of time. We do need two (2) police officers and we need to pay the employees a fair rate.

Charlie Herba, Sandpiper Drive: I am 100% in favor of dune renourishment. We need to protect the land as much as we can from the water. I am happy to see the dunes and if we can we should help. I am also 100% in favor of additional police officers. At 2:00 in the morning if an officer needs help and its available you can feel good. I can't stand to see anyone out there at night by themselves.

Jack Royman, St. Moritz: To live here you must be able to afford it. On the sand dunes, I have become an authority. No two areas are the same, they need protection. Ex-President Reagan cut the tax rate and the country has been trying to catch up ever since. As far as police officers, through reading, the indications are that southern police officers are at the greatest risk. From past problems experienced we know that the sheriff's department is too slow.

Sally Clayman, Topsail Road: I am for police officers, because my son-in-law is one, but keep in mind that this is not only a new town but a small town. If they are needed then so be it. On raises, if merited then they deserve it. I am for help to fill in the holes. I take care of my own sand dunes. I am not in favor of higher taxes.

Alberto Weindlin, Highway 210: It is a shame that our meetings turn into this. We are expressing opinions. No one has said that we want our police officers assassinated at night. Maybe we can cut somewhere else. We protect our dunes and believe that individuals should be taking care of their own. The solution is not to raise taxes and keep raising taxes.

George Weitner, North Shore Drive: There have been some concrete proposals made by Mr. O'Donnell. Maybe he should give his suggestions again.

A motion was made by Alderman Sue Tuman and seconded by Alderman Bill Bass to close the Public Hearing. Passed unanimously.

Alderman Peter Hillyer: I was not elected to raise or lower taxes, but to run the town as is best. Town Manager Hedgepeth did not mention in his opening comments that for two (2) years we have been operating in a deficit. \$500,000 was spent from the reserves to keep the town going. We have dipped into the fund balance and this could be done for a while. The budget proposed is actually less than the last two (2) years, but it does include .07 to make up for the monies spent from the fund balance. Two police officers, but not to ride together in the same car. I am not an expert, but this was found to be necessary by a reasonable study made by the Police Chief. On the issue of personnel, we have good people who we pay poorly. You get better performance from happier employees, it makes good sense to take care of them. We have give back 1/2 million dollars to the town. There was an increase in the property valuation of 18%, but the budget was decreased 45% at the same time.

Alderman Sue Tuman: I go along with Alderman Hillyer's comments.

Alderman Margaret Stackleather: We have not depleted the fund balance. More police officers will not cut back on overtime, because I have discussed this with the Police Chief and he said he could not guarantee. Alderman McGinn has suggested that two (2) officers on different shifts share police cars. I know they may not like for other officers to drive their cars but it sounds like a good idea. \$10,000 for work to the South End Fire Station, I think we should wait as long as is possible prior to painting the building. Capital Outlay accounts are overdone. Miscellaneous accounts are overdone. We can cut the fat out if we really want to.

SPECIAL  
MEETING:

Mayor Bostic introduced a Budget Amendment for consideration to include the DWI Grant received by the Police Department. In order to receive next year's grant, a portion of the monies must be included in this year's budget. This grant will enhance the police department's overtime for added patrolling for drunk drivers in the amount of \$9,836.00. A motion was made by Alderman Tuman and seconded by Alderman Hillyer to amend the 93/94 budget to allow for a portion of the DWI grant to be expended in this year's budget. Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH  
BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF ALDERMEN MEETING IN SPECIAL SESSION THIS 10TH DAY OF MAY 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994 ADOPTED JUNE 3, 1993, AMENDED SEPTEMBER 2, 1993, AMENDED

NOVEMBER 4, 1993, JANUARY 6, 1994, AMENDED FEBRUARY 3, 1994,  
APRIL 7, 1994, IS HEREBY AMENDED AS FOLLOWS:

REVENUES:

CAMA Permit Reimbursement - State	1,500.00
Prepaid Privilege License	500.00
Taxes Budget Year 1993	531,968.00
1991/92 Prior Years Taxes	8,000.00
1992/93 Prior Years Taxes	9,500.00
1990/91 Prior Years Taxes	5,000.00
1989/90 Prior Years Taxes	3,000.00
Notes Payable FCB - Fire Station	220,000.00
Inventory Tax Reimbursement	20,000.00
Tax Penalties/Interest	5,200.00
Privilege License	2,500.00
Cable Franchise	4,500.00
Interest-Investments	41,500.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	28,000.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	3,000.00
Powell Bill Allocation	27,449.00
Local Option Sales Tax	42,000.00
Seat Belt Grant - Police	8,000.00
DWI Grant - Police	4,993.00**
Fire Department Grant 1993/94	19,996.00
Building Permits	5,000.00
Mechanical Permits	1,000.00
Electrical Permits	4,000.00
Plumbing Permits	1,500.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits	1,500.00
Tax Refunds	1,500.00
Tax Refunds - Gasoline	3,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officers Fees & Violations	2,000.00
Appropriated Fund Balance - Powell Bill	15,529.00
Appropriated Fund Balance	<u>130,980.00</u>
 TOTAL	 1,187,715.00

EXPENDITURES:

Governing Body	34,724.00
Administration	104,486.00
Elections	3,131.00
Community Development	51,809.00
Public Buildings	344,300.00
Police Department	238,878.00
Seat Belt Grant	8,000.00
DWI Grant	4,993.00**
Public Works	56,199.00
Utilities	16,000.00
Street Improvements	47,978.00
Sanitation	22,000.00

Recreation	6,000.00
Non-Departmental	101,687.00
Fire Department	101,279.00
Fire Department Grant	39,992.00
Contingency	<u>6,259.00</u>

TOTAL

1,187,715.00

DULY ADOPTED THE 10TH DAY OF JUNE, 1994.

ANNOUNCEMENT: Mayor Bostic announced that there will be a Budget Workshop on Tuesday, May 17th, at 7:00 p.m. at the Gray Street Fire Station.

Mayor Bostic announced that Military Appreciation Day will begin at 9:30 a.m. on Saturday May 14th at the Topsail Reef Commercial Square. All citizens are invited and welcome to bring a dessert.

ADJOURNMENT: A motion was made by Alderman Stackleather and seconded by Alderman Bass at 8:25 p.m. to adjourn. Passed unanimously.

*Susan R. Daughtry*

---

Susan Daughtry, Deputy Town Clerk



TOWN OF NORTH TOPSAIL BEACH  
SPECIAL MEETING/WORKSHOP  
May 17, 1994

PRESENT: Mayor Marlow F. Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass and Sue Toman and Peter Hillyer, Town Manager Charles Hedgepeth and Deputy Town Clerk Susan Daughtry.

QUORUM: Mayor Bostic called the meeting to order at 7:00 p.m. and declared a quorum present (at the North Topsail Beach Volunteer Fire Department). He then opened the workshop.

WORKSHOP: Town Manager Hedgepeth presented background material to all present regarding changes to the proposed budget which were made after consideration of the Aldermen and citizens comments at the Public Hearing. The newest budget proposal shows a decrease in the proposed tax rate from .32 to .30,

General discussion of how the budget was put together and comments received from department heads.

Alderman Stackleather discussed that many people were against the higher tax rate, that many were not in favor of the dune taxes and that there is a petition with many signatures stating this. She also commented that the departmental training allowance was too high.

A petition was presented to the board by Mr. Alberto Weindlin which contained 175 signatures, some of which do not live here year round, regarding the budget issues.

Alderman Toman stated that the increase in training is necessary for a better prepared employee. This shows that we are concerned about our employees. The dune monies will now be in a permanent fund and by letting them collect, we will be better prepared if we need to repair crossovers after a storm. As it is, there are many crossovers in critical areas needed that we cannot provide. The comments on the petition against the proposed budget are appreciated, but there are many who have commented that they are in full support of the proposed budget. Many of the people who are against were also against the incorporation of the Town. Two police officers are needed and two seasonal employees in Public Works are needed and I can support the .30 tax rate in order to do what is right for the Town.

Alderman Hillyer stated that he felt this was a logical budget proposal and this town has the lowest tax rate on the island. It is difficult to see a nickel increase as a burden. Schooling for the employees and salary increases are needed, police officers working 12 hours shifts alone must be corrected. Police officers sharing cars is something that I do not know about. There may be some things which could be eliminated, but it takes a certain amount to run a town properly. The tax expenditures over the past few years may have increased, but the tax rates have not and I support the .30 tax rate. We have had a tax decrease of 45%, while the revaluation of taxes was only

10% to 20% higher.

Mayor Bostic commented that he was in favor of officers who lived within the Town limits having possession of their vehicles during off-duty hours and officers who live off the island leaving their vehicles in the town when not on duty. He would also like to see the town accumulate enough money to buy a bulldozer, then the town could provide this service at a much lesser rate than an independent contractor.

Town Manager Hedgepeth explained that certain units are in need of replacement. Emergency response vehicles should be maintained in the safest possible working condition.

Mayor Pro-Tem McGinn stated that people are not in favor of the taxes being raised and would not hurry to approve a raise in the rate. There is a fire marshal who is very underpaid, but we have no garbage collection, no water, no sewer and no playground area.

Town Manager Hedgepeth explained that water and sewer operates under its own charges and would not be considered a part of the budget in the general fund.

Alderman Bass stated that he could support a .05 increase to .30, and hold firm that he would not support additional future increases. At less than .30, he would not guarantee that additional increases would not be necessary.

Alderman Stackleather stated that she could not support this budget because the figures were out of line. \$10,000 is too high to paint the fire station, while capital outlay and miscellaneous were too high in each department. She also stated that the performance recognition was not used in the past as it was intended. Some of this should be used in the fire department part-time salaries account for incentives for volunteers. Residents need to understand that we are not using the dune restoration money to bulldoze individual lots.

General discussion of capital outlay accounts, performance recognition and street repair accounts. Assistant Fire Marshal Poe explained that the fire department would no longer be receiving state grants, therefore, an incentive program would not be a problem as was in the past. The grant could be affected if volunteers were considered as paid employees.

Alderman Bass stated that incentive money should also be used for the auxiliary police officers.

Mayor Pro-Tem McGinn requested .28 rather than .30. He stated that the town should not purchase a bulldozer and that reserve officers in Topsail Beach are paid minimum wage.

Alderman Hillyer stated that this year the straight across the board raises are good, but in the future raises should be granted on a merit basis.

Town Manager Hedgepeth explained to the board that the Personnel Policy should be looked at very carefully. Other towns have a scale that places employees on a percentage raise basis. Another technical matter with this budget is a special fund to handle the Town Hall.

Mayor Bostic requested Alderman Stackleather become involved with the expenditures for christmas decorations and playground equipment.

Alderman Stackleather requested input on whether the Town wanted the lots presently owned by the Town to be used for a playground or did they want to sell these lots. Alderman Tuman explained that she wanted to see a playground at each end of the Town.

Mayor Pro-Tem McGinn requested the Town proceed with the Town Hall project. Town Manager Hedgepeth explained that the Town Hall property was now secured, but could not be used for a container site.

Mayor Bostic stated that local realtor Peggy Friz was working with the property owners on the use of the Topsail Reef commercial square for an area for the containers. She will also be working with the Sullivan's in regard to the Stacy Grant property.

General discussion of franchising the town with one garbage company for curbside collection.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather at 8:35 p.m. to adjourn. Passed unanimously.

*Susan R. Daughtry*  
 \_\_\_\_\_  
 Susan Daughtry, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL MEETING  
MAY 19, 1994

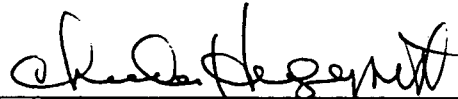
PRESENT: Mayor Marlow Bostic Jr., Aldermen Margaret Stackleather, Bill Bass, Sue Tuman and Peter Hillyer, Planning Board Members Linda Knowles, Jack Royman and Donald Omans and Town Manager Charles Hedgepeth. Mayor Pro-Tem Sam McGinn, Planning Board Members Bill White, Homer Prince, David Monroe and Joe Moseley were absent.

ZONING: General discussion was held on commercial zoning. Mr. Hedgepeth discussed the remaining 5 proposed commercial zoning districts. He described each of these districts as being somewhat unique and being designed to encourage reasonable development of the Town's commercial needs in concentrated areas with a variety of opportunities being available.

The proposed C-1 District in the Topsail Reef area was described as being the most restrictive in that commercial lodging would not be allowed. Residential development is prohibited in each of the 5 districts as are adult establishments. The special use provision is frequently used especially for automotive related uses and proposals for public entertainment.

There was general discussion about the advisability of restricting residential uses and other proposed commercial uses in these districts.

RECESS: Mayor Bostic recessed the meeting at approximately 8:00 p.m. (in order that all present could view a significant television event showing certain areas within the Town of North Topsail Beach). This special meeting of the BOA (joint meeting with the Planning Board) was continued until June 9, 1994, at 7:00 p.m., at the North Topsail Beach Fire Department. The topic of discussion for this meeting will be the Rural Agricultural District and Conservation District which will be presented by Alderman Hillyer and Planning Board member Prince.



Charles Hedgepeth - Town Manager

TOWN OF NORTH TOPSAIL BEACH  
REGULAR BOARD MEETING  
JUNE 2, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer, Town Attorney Lynn Coleman, Town Manager Charles Hedgepeth and Town Clerk Ann Vause.

CONVOCATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

INVOCATION: Mr. Paul Merritt, retired Baptist Minister, led in prayer.

APPROVAL OF AGENDA: Alderman Hillyer requested Item # 8-b "Discussion of Enforcement of Town Ordinances, Rules and Regulations", under new business be removed and "A Possible Beach Project" be added as Item #8-b. Alderman Tuman requested Discussion of Local Sales Tax Distribution be added as Item #8-e under new business. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to approve the agenda as presented with Item 8-b under new business being changed to "A Possible Beach Project" and Item #8-e "Discussion of Local Sales Tax Distribution" be added under new business. Passed unanimously.

MINUTES: May 5, 1994:  
Alderman Tuman requested the following changes: a. paragraph on Military Appreciation Day be amended by changing the name of the association presenting the plaque from "Beautification Committee" to the "North Topsail Beach Homeowners Association"; b. remove the words "from undeveloped lots" from line 3 of Discussion - Ordinance to Limit Removal of Vegetation; c. add the word "fireman" before volunteers in line 1 of item #4 under the Managers Report; d. add the word "beach" in line 1 of item #4 under Alderman Tuman's report and the words "with ocean front planting" to the last sentence in line 1 of item #4 of Alderman Tuman's report. Alderman Stackleather requested the word "go" be added to line 1 of the Executive Session section and that the words "the Budget and" be removed from paragraph 3 of the same section. Mayor Pro-Tem McGinn requested that his statement reminding the Board that he voted in favor of \$8,300 for a crossover immediately adjacent to Topsail Reef be added to the minutes in the paragraph on Crossover Request. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Stackleather to approve the minutes of the Regular Board Meeting held May 5, 1994, as written with corrections as requested. Passed unanimously.

May 10, 1994:

Alderman Tuman requested the word "evaluation" be changed to "re-evaluation" under Mrs. Ginny Hillyer's comments on the proposed budget. Alderman Stackleather requested the words "prior to painting the building" be added to the 5th sentence of her statement regarding the 1994-1995 budget.

After a brief discussion, a motion was made by Alderman Bass and seconded by Alderman Hillyer to approve the minutes of the Public Hearing held May 10, 1994, as written with corrections as requested. Passed unanimously.

May 17, 1994:

A motion was made by Alderman Tuman and seconded by Alderman Stackleather to approve the minutes of the Special Meeting held May 17, 1994, as written. Passed unanimously.

May 19, 1994:

A motion was made by Alderman Stackleather and seconded by Alderman Bass to approve the minutes of the Special Meeting held May 19, 1994, as written. Passed unanimously.

ONSLow COUNTY  
BOARD OF  
TOURISM:

Mrs. Angie Kollar-McArthur and Mr. John Henderson spoke on behalf of the Onslow County Board of Tourism. Mrs. Kollar-McArthur said the tourism budget for this year was \$340,000.00. She explained that the tourism board obtained funds from the 3% occupancy tax and that 75% of the funds were spent on tourism and the other 25% were spent at the discretion of the Onslow County Board of Commissioners. The County Commissioners have directed that this 25% be put in a capital outlay fund to be spent for tourism activities. In the past these funds have been spent on the County Museum and this past year \$25,000-\$30,000 was spent on the beach access on Topsail Island. Of the 75% spent by the Tourism Board, 76-78% is spent on advertising and promotion, 30% on the beach area. Mrs. Kollar-McArthur reviewed the number of calls received concerning Topsail Island, information sent out and the locations of individuals wishing to visit the island. She said the Advisory Board consisted of 9 members appointed by the Onslow County Board of Commissioners and advised anyone interested to complete an application and send it to the County Commissioners office. This year there will be several vacancies on the Tourism Board. The board is an advisory board only, not policy makers. The boards meetings are held the second Tuesday of each month at 614 college Street.

Several questions as to why representation was not available for Topsail Island, when the Tourism Board by-laws were established, and the Greater Topsail Island Chamber of Commerce participation were asked by the Board of Aldermen and citizens present.

Mayor Bostic thanked Ms. Kollar-McArthur and Mr. Henderson for attending this meeting.

MRS. CLARA  
BASS:

Mrs. Bass gave a summary of what the Community Partnership Committee has been doing since it was established. She said the committee started with 10 members but now there are 72. The committee holds a pancake breakfast the first Saturday of each month. One of the committee members, Mrs. Pat Dempsey, was instrumental in securing a DOT Beautification Grant. The committee assisted with this worthwhile project.

Last week a meeting was held with the Town Manager to discuss areas that need beautification, possible mini park behind the south end fire station, Christmas decorations and other projects.

DABSTEC:

The following report was read by Mrs. Doris Naumann:

It was disturbing to see all those people crossing over, walking through, digging on, climbing up and sliding down the dunes this past weekend. But many of us were really pleased to read that twelve citations were issued for violations of the dunes ordinance.

DABSTEC has been busy. The Education Sub-Committee held their first educational program on the beach this past Saturday, May 28. I had two worries about the program - one was that no one would show up, the other was that the speaker would get lost. It was cold out on that beach when my husband and I arrived at 8 a.m. to be joined by committee members Bill Rogers, Mary Lou Hoffman, and Ann Penta. Our speaker, Karen Sheppard from the NC Aquarium at Pine Knoll Shores, showed up on time at County Access #4, but we had to wait 15 minutes or so until some brave souls in swim suits arrived. We had a group of about thirty adults and children gathered on the beach for a very interesting talk on Beach Creatures. At my request, Karen even brought along a seven month old loggerhead turtle. The program was repeated at 10:30 a.m. at Access #2 with about the same number of people present. Everyone enjoyed the program, and we had a chance to sneak in a message about the importance of the dunes to the safety of the town. Many thanks to the committee members and the two volunteers from the Fire Department who helped us.

In June, Jean Beasley will give presentations on the loggerhead turtle on two Saturdays, June 11 and 25th at the County accesses. She will be at #2 at 5 p.m. and at #4 at 6:15 p.m. As you know, Jean is both entertaining and informative, and we hope to see some of you there.

The Education Committee is working on programs for July and August and will be holding surf fishing lessons on three consecutive Thursdays in September. These programs will be taught by NTB resident, Charlie Herba, and I think they'll be lots of fun for everyone, including Charlie.

The dune planting program is moving along with plans for a survey by Ann's committee of the best spots for planting. We will be getting back to you with a report no later than the August meeting.

Ginny Hillyer tells me she has given Charles a three page report on the dune crossings and has a multi-colored map available showing the placement of all of the existing crossings. She will have a report for the Board at the July meeting.

Jack has invited Melvin Shepard of Sneads Ferry, President of the N.C. Coastal Federation, to appear at the South side

Fire House on Wednesday, June 15, to speak to all of us in town on Coastal issues. This meeting will take place at 7 p.m. We urge all of you to attend.

ISCAL  
4-95:

Town Manager Hedgepeth said that for some time he has been refining the information on revenue sources. He said he now has a reasonable projection on the Sales Tax Distribution and it will be higher than originally thought. Intangible taxes may be repealed by the State but the State is seeking to compensate for this. The Powell Bill Funds will be higher than thought. Therefore, he felt comfortable proposing a budget with a 29 cent tax rate. This will retain service levels, staff levels and provide for additional personnel as discussed with the Board. The Fiscal Year 1994-95 Budget totals \$1,082,562.00.

Mayor Pro-Tem McGinn said he was glad to see the tax rate reduced and that he would like to see another public hearing on this budget because a lot of people are more interested than they have been in a long time. He said he knows the Town Manager has worked hard on this budget and he wants to see employees paid for their performance but he doubts anyone on this Board knows the overhead cost for labor, approximately 50%. He said he was in favor of decent salaries but \$1200.00 increase will cost the taxpayers a minimum of \$1800.00 for each employee. A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to hold a second public hearing on the Fiscal Year 1994-1995 Budget. Alderman Tuman said a public hearing had been held and comments were heard from both sides. She said she did not know of any new information that would come out. Alderman Bass said in looking through the budget it is smaller than last year and although \$1200.00 was more than last year employees should get a decent wage and in talking with other towns our employees do not get what they do. Alderman Hillyer said he did not see any point in having another hearing. After the discussion, Mayor Bostic called for a vote. Voting aye: Mayor Pro-Tem McGinn and Alderman Stackleather; voting nay: Alderman Tuman and Alderman Hillyer. Alderman Bass stated he abstained from voting. Town Attorney Coleman advised Alderman Bass that abstaining from voting without a valid reason was the same as voting yes. The vote for the public hearing therefore passed 3 to 2. The public hearing will be held Saturday, May 18th, at 6:30 p.m., at the south end fire station. Also, the Mayor called for a special meeting to be held after the public hearing for possible action on the Fiscal Year 1994-1995 Budget.

PROJECT:

Alderman Hillyer said he was told there may be a considerable amount of money for a Corps of Engineers Project in this Town. However, time is of the essence and we need to request they fund a project with this money. A meeting to discuss a possible project was held between Ann Penta (DABSTEC), Alderman Peter Hillyer and Town Manager Charles Hedgepeth to discuss a project we could pass on to the Army Corps of Engineers. The project would include building up the beach and dunes by dredging, etc. The



logical place to begin would be at Shipwatch Villas at the "S" curve and then at Ocean City where tremendous erosion has occurred. These projects are tentative and conditional. If anyone in Town who hears of this and has ideas of a project for the Corps of Engineers consideration they need to contact the Town Manager. This project would be very involved and we need to have all suggestions in hand by next Friday, June 10th. Suggesting ideas does not obligate the Town to pay money so it is time to explore the possibilities.

RESOLUTION  
SUPPORTING NEW  
I-40 TRAFFIC  
ROUTE:

Town Manager Hedgepeth explained the proposed route suggested by the Town of Holly Ridge and how the resolution was developed. After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to adopt the following resolution: Passed unanimously.

A RESOLUTION SUPPORTING A NEW  
TRAFFIC ROUTE TO TOPSAIL ISLAND

WHEREAS, Highway 210 is the current traffic route between Interstate 40 and Topsail Island; and

WHEREAS, one of the three communities the Highway 210 route passes, Hampstead, is experiencing severe traffic problems which have become a source of community unrest; and

WHEREAS, Hampstead (which lies at the intersection of Highway 17 and 210) is unincorporated, with no police force to properly handle traffic problems, aid in emergencies, or safeguard the traveling public; and

WHEREAS, Highway 53 is the current traffic route between Interstate 40 and Jacksonville and could more easily be upgraded or expanded than Highway 210; and

WHEREAS, a traffic route along Highway 53 and 50 to Topsail Island has the same milage as the Highway 210 route.

THEREFORE, BE IT RESOLVED that the Town of North Topsail Beach officially requests the re-routing of traffic flowing between Topsail Island and Interstate 40 to Highway 53 (which is the current Jacksonville/Burgaw route to Interstate 40) and Highway 50.

DULY ADOPTED THE 2ND DAY OF JUNE, 1994.

BUDGET  
AMENDMENT  
FY 1993-94:

Town Manager Hedgepeth explained the two accounts that are now in a deficit position, Building Rent and Sanitation, and recommended the following budget amendment be adopted. After a brief discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to adopt the following budget amendment for Fiscal Year 1993-94: Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH  
BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF ALDERMEN MEETING IN REGULAR SESSION THIS 2ND DAY OF JUNE 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR 1993-1994 ADOPTED JUNE 3, 1993, AMENDED SEPTEMBER 2, 1993, AMENDED NOVEMBER 4, 1993, JANUARY 6, 1994, AMENDED FEBRUARY 3, 1994, AMENDED APRIL 7, 1994, AMENDED MAY 10, 1994, IS HEREBY AMENDED AS FOLLOWS:

REVENUES:

CAMA Permit Reimbursement - State	1,500.00
Prepaid Privilege License	500.00
Taxes Budget Year 1993	531,968.00
1991/92 Prior Years Taxes	8,000.00
1992/93 Prior Years Taxes	9,500.00
1990/91 Prior Years Taxes	5,000.00
1989/90 Prior Years Taxes	3,000.00
Notes Payable FCB - Fire Station	220,000.00
Inventory Tax Reimbursement	20,000.00
Tax Penalties/Interest	5,200.00
Privilege License	2,500.00
Cable Franchise	4,500.00
Interest-Investments	41,500.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	28,000.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	3,000.00
Powell Bill Allocation	27,449.00
Local Option Sales Tax	42,000.00
Seat Belt Grant - Police	8,000.00
DWI Grant - Police	4,993.00
Fire Department Grant 1993/94	19,996.00
Building Permits	5,000.00
Mechanical Permits	1,000.00
Electrical Permits	4,000.00
Plumbing Permits	1,500.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits	1,500.00
Tax Refunds	1,500.00
Tax Refunds - Gasoline	3,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officers Fees & Violations	2,000.00
Appropriated Fund Balance - Powell Bill	15,529.00
Appropriated Fund Balance	<u>137,621.00</u>
TOTAL	1,194,356.00

EXPENDITURES:

Governing Body	34,724.00
Administration	104,486.00
Elections	3,131.00
Community Development	51,809.00
Public Buildings	350,300.00
Police Department	238,878.00

Seat Belt Grant	8,000.00
DWI Grant	4,993.00
Public Works	56,199.00
Utilities	16,000.00
Street Improvements	47,978.00
Sanitation	28,900.00
Recreation	6,000.00
Non-Departmental	101,687.00
Fire Department	101,279.00
Fire Department Grant	39,992.00*
Contingency	-0-
	<hr/>
TOTAL	1,194,356.00

DULY ADOPTED THE 2ND DAY OF JUNE, 1994.

SALES TAX  
DISTRIBUTION:

Alderman Tuman read the following statement concerning Onslow County method of distribution of sales tax:

I still view this issue as involving one simple question: When the State Legislature has in NCGS 105-472 so clearly laid out the two (and only two) methods which can be used by any county to distribute the 1% local sales tax collected in that county, can any county create a third, hybrid method without the approval of the State Legislature? I am still of the opinion that the answer to that questions is "no."

I appreciate the research that our Town Attorney has done on this issue. Some of the history was new to me. However, I do think a wider set of sources (outside of this county) would have helped, in particular, some discussion with the Institute of Government, where I was told the distribution was not legal.

I also think she was mislead (perhaps by the County Manager or City Attorney) into comparing the North Topsail Beach/Onslow County situation with that of Beech Mountain/Watauga County. From the case notes at the end of the statute, it would appear Watauga County was using a straight per capital distribution, with no side agreements with any municipality in Watauga County, certainly not one with an inflated population figure.

Perhaps one of the major stumbling blocks in discussing this situation is the tendency for participants to start by sitting down and calculating the numbers which will show whether they "win" or "lose" in this high-stakes game-- or better yet--how can they get some of another "player's" money? So, let's not think about the dollars yet, just about the presumed desired result in general.

If the County Commissioners just want to give money to Jacksonville, the best distribution method is per capita. I'm sorry there isn't a nicer way to say that but, only Jacksonville benefits from the per capital choice--no other municipality and no unincorporated area. And, remember, that distribution is based on counting the entire Camp

LeJeune population as if they were actually supported by Jacksonville. Unfortunately for the County, a straight per capital distribution (favoring Jacksonville) leaves a revenue shortfall to the county and would therefore require the county to raise countywide taxes.

If the County Commissioners simply want to choose the best distribution to reduce the tax burden to county taxpayers (and provide the lowest county tax rate), then, clearly the ad valorem method fits the bill, since it returns money back in a direct relation to ad valorem taxes paid, thus presenting the best opportunity to reduce the total tax burden on Onslow County taxpayers as a group.

However, let's say a county wants to choose the best distribution for all its municipalities and unincorporated areas. This would assume that no municipality (or unincorporated area) is entitled to a windfall (for example, in Onslow County, no Jacksonville with its inflated population number and not North Topsail Beach with its high ad valorem "advantage.") Clearly, on that basis, neither of the two choices given in GS 105-472 passes that test. But, that fact does not give any county the right to devise a hybrid choice without the approval of the State Legislature.

In particular, it does not give Onslow County the right to outwardly declare to the State Legislature that the distribution will be "per capita" when they have actually met separately with Jacksonville and come to a "side arrangement" (clearly a kickback plan) which return nearly all of the small municipalities to a figure approximating their distribution as if it were ad valorem except North Topsail Beach (and to a lesser degree Surf City), playing the "divide and conquer" game.

Borrowing the words of another North Topsail Beach resident, "I simply can't believe that, having created a detailed statute governing the distribution of sales tax revenues, the legislature intended that counties should enter into these machinations which render the statute meaningless." To repeat my initial and continuing argument -- if a county wishes to use any other distribution formula other than one of the two provided in the statute, it must come back to the State Legislature and have that formula approved. That's what Pender County did.

I would propose that this Board communicate with the County Commissioners in the form of a letter requesting that the County Commissioners call a meeting of representatives of all parties to discuss and prepare a proposed distribution method to be approved by the governing board of each municipality and by the County Commissioners. This distribution agreement could then be introduced by our state representatives for consideration by the State Legislature.

I would further propose that any such distribution avoid using dollar figures such as the current hybrid uses in the so-called "side arrangement" since this inevitably works against what should be the goal of fair distribution. Using

a percentage will allow the distribution to rise (or fall) evenly, which is not the case if a specific dollar figure is used.

We are all citizens of the same county -- Onslow County. If we ever expect to move our county forward, we must all be pushing in the same direction, not sitting back and fanning the flames of divisiveness. However, if we are expected to have an illegal distribution forced on us by our county elected officials, I believe we should ask for justice in court, keeping in mind we have endured this injustice since the distribution for F/Y 91-92.

After a general discussion the Board requested Alderman Hillyer write a letter to Onslow County concerning this matter and bring back to the Board for their review.

MANAGER'S  
REPORT:

1. We received a memo from Attorney Coleman concerning sales tax and it has been distributed to Board members.
2. The intangible tax may be repealed by the State.
3. North end container site - we are continuing conversations with owners of property for a site.
4. The house numbering system is in the computer. We are awaiting final approval from the post office before we distribute house numbers. E911 will not be on line for 12-18 months.
5. There has been a high level of building and CAMA permit activities.
6. On beach bulldozing I caution you not to destroy the first line of vegetation. He explained what has happened in the past.
7. CRC has notified us that the erosion rate in North Topsail Beach will not change but, we do not know why.
8. June 9th there will be a joint meeting between the Planning Board and the Board of Aldermen to discuss Con-D/RA Zoning under the zoning ordinance revisions.
9. We have been advised we will receive more funds from the Powell Bill Fund than initially projected.
10. The Board needs to review the methods for regulating taxi service because this may come up in the near future.
11. Topsail Beach Manager Eric Peterson formally requested the Town of North Topsail Beach consider letting our fire inspectors inspect in Topsail Beach. However, after careful consideration pulling our people from here to go to Topsail Beach could not be justified. Mr. Peterson understands the situation and everything is ok.
12. The Board will need to make a decision on financing for future projects such as the Town Hall. A Capital Project Fund has been created in the Fiscal Year 1994-95 Budget but we need to see where the money will come from.
13. The North Topsail Beach Code of Ordinances was never formally adopted and the Board needs to take a look at them. He explained that things in the code were never adopted by the Town but were used from another Town.

He said the Board needs to reserve some time in August or September of this year to seriously discuss the code.

14. We hope to complete rewriting the zoning ordinance the first quarter of Fiscal Year 1994-1995 and hold a public hearing on this ordinance during the second quarter of the fiscal year.

ALDERMEN'S  
REPORTS:

Mayor Pro-Tem McGinn:

According to the marine personnel this community was the first to providing a plaque for Gulf War Veterans. It is the first memorial honoring these service individuals and they appreciate it very much. He recommended everyone go by and look at the plaque.

CITIZENS  
COMMENTS:

Charlie Herba:

I came here 60 days ago to discuss the siren at the north end fire station. It has been discussed with the Board and the Town Manager. Someone voted to have this siren installed. After our discussion the tone was changed from one blast to an up and down blast but it still runs for 2 minutes and 5 seconds. I came here 10 years ago to retire and do not like the siren behind my house. I am asking you to see what can be done to eliminate this harassment because it is hurting the health of everyone in the neighborhood. What can be done to solve the problem? You voted to approve this, now it is in your hands to find a solution.

Linda Knowles:

Has a disaster emergency team be appointed for North Topsail Beach? If not we need to get a team back into effect. Town Manager Hedgepeth advised Fire Marshal Thomas Best and Assistant Fire Marshal Bill Poe are part of a community structure for this purpose. Mrs. Knowles also mentioned that there were 9 or 12 new subdivisions coming to North Topsail Beach and she hoped the Building Inspector had the ability and manpower to make sure things are looked after properly. This might be the time to consider a full time inspector instead of the part time position we now have.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to adjourn the meeting at 8:50 p.m. Passed unanimously.

Ann Vause  
Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
PUBLIC HEARING/SPECIAL MEETING  
JUNE 18, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Bill Bass and Peter Hillyer and Town Clerk Ann Vause. Town Manager Charles Hedgepeth and Town Attorney Lynn Coleman were absent.

CONVOCATION: Mayor Bostic called the meeting to order at 6:35 p.m., at the south end fire station, and declared a quorum present.

PUBLIC HEARING: Mayor Bostic advised this was the second public hearing on the proposed budget for Fiscal Year 1994-1995. He requested comments from individuals who did not speak at the first public hearing and stated individuals who spoke at the last hearing would also be given an opportunity to provide additional information.

Al Jetty:

He said he was opposed to a tax increase. He said he has paid taxes since the Town began but he is not receiving any benefits. Any further expenses will just go down a hole.

Ed Warsaw:

He said he was opposed to a tax increase. Although there is a need for more reserve funds and services he said he felt raising taxes was not the way to go. Mr. Warsaw advised the problem was with Onslow County and the way sales tax funds are distributed. He reviewed the arrangement with Jacksonville and Onslow County and the fact that this arrangement meant less for other municipalities in Onslow County. The proposed tax increase will not raise \$100,000 and we have lost over one million because of the County's arrangement with Jacksonville. He reviewed what has been provided to the County from North Topsail Beach, per capita amount we provide the County and the lack of return to North Topsail Beach. Mr. Warsaw said the first thing we need to get is the 1.4 million denied us by the County. If the Board is bent on a tax increase the additional funds need to be earmarked for a top flight legal firm for a suit against Onslow County for damaging all small municipalities for Jacksonville's advantage. If the County has not been profiting from the Jacksonville arrangement why would they do it? If no one else will sue the County then we should. It is time to convene a meeting with all towns to develop a method for sales tax distribution.

Ann Penta:

Budget hearings bring out people who have not been here the rest of the year, do not support special program and do not know what is going on except for what they read in the paper. Some never wanted this to be a town. Sometimes an increase is needed to go into the next year. The Town employees work very hard. Have those opposed to the increase checked with the Town Manager to see what and why these funds are needed? She suggested they attend meetings,

go by the Town Hall to see the staff and make an effort to know what is going on.

Mrs. Blackman:

I am opposed to higher taxes because I have not seen anything that benefits me. My husband is handicapped and we need the walkway on 11th Avenue cleared so it can be used.

Mabel Early:

The Board needs to give serious thought to this budget.

Jim Wagoner:

I support the Town. Two benefits we have received is trash pick up and lower fire insurance rating. During incorporation a 10 cent tax rate was discussed. Re-evaluation caused taxes to go up. The Board needs to look somewhere else for funds instead of a tax increase because most people are retired.

Frances:

I am against a tax increase. When personal property is taxed where does the money go? She was advised it went into the current tax years fund.

Doris Naumann:

I am one of the older citizens and I have to disagree with what has been said about the budget. Mr. Warsaw made a good point but it should not be included with the budget discussion. Before I retired I worked hard, more than required, and each year I expected a raise. The employees do a good job and the pay scale is too low. They deserve to be rewarded for dedication. Good people are hard to hold on to and they should not be denied an increase because of taxes.

Alberto Weidlin:

At the last public hearing I expressed my position on a tax increase. Year after year spending increases. We should watch and not increase taxes. Last year, 1993-94, the budget was \$1,194,356 and this year it is \$1,082,565. The new budget is \$100,000 less than last year and the reserve fund is increasing so why do we need a tax increase this year? Alderman Hillyer advised the fund reserve was lower not higher and the tax increase was to make up for taking funds from the fund balance.

Bill O'Donnell:

I enjoyed Mr. Warsaw's comments and oppose increase spending. I recognize that the majority of the Board will vote to increase spending but I request you have 2 separate votes. One vote on the tax rate and one vote on the overall budget. He said he looked into the reserve figure and three years ago it was \$657,000, now it is double that amount. The reserve is too high and keeps increasing as taxes go up. It is now so high we are hurting ourselves in getting grants and County funds. We deserve more money from the County but when our reserve is higher than theirs it is hard to request more. He suggested they use \$88,000 from the fund balance instead of increasing the tax rate. He said the taxes



increased 14% last year and he does not want another 16% this year.

Henry Bookhart:

I feel taxes should not increase.

Ed Warsaw:

People may think the County is in a position to decide if they will grant money. He said the N.C. General Statutes governs how funds will be distributed and explained both methods. What the County has done is work a deal with Jacksonville so the County will receive money back if they switch to per capita distribution and this is what is illegal.

No further comments were received. A motion was made by Alderman Hillyer and seconded by Alderman Bass to close the public hearing at 7:01 p.m. Passed unanimously.

1994-95 FISCAL  
YEAR BUDGET:

Alderman Stackleather:

Maybe we should separate the budget and the tax rate. A majority of the people oppose the budget with a 29 cent tax rate. There is a lot of fat that can be cut from this budget. If we accept the budget we should take \$82,000 from the reserve fund. We can not get any grants.

Mayor Pro-Tem McGinn:

With the tax base we have there is not need to have higher taxes. Our tax base is much stronger than Jacksonvilles. Taxes should be left alone and we should give back to the citizens. I agree with Mr. Warsaw that we need an attorney to fight for what the County owes the Town because it has been going on too long. I appreciate the comments received tonight. We could put 15 police on the road with a 1 million dollar budget. We need to cut back. We raise taxes year after year. I will not vote for one cent more than 25 cents on the tax rate. The employees deserve and are entitled to more money but we can do this without a tax increase. We have been denied grants because of the money we have.

Alderman Hillyer:

We do not pay high taxes. Some 78% of municipalities in North Carolina have a higher tax rate than we do. We have held 2 public hearings and as a result the proposed tax increase has been cut from 7 cents to 4 cents which is a 43% reduction. This is the sixth fiscal year budget and in 6 years we have only increased taxes 10.5 cents and lowered them 18 cents. No one wants a tax increase but a Town does not run on a handshake. Employee appreciation dinners are fine but they need more. He explained the tax on a 100,000 valued home was \$3.33 a month. It is difficult to see this increase as a problem unless you feel taxes are bad in general and do not want to pay them. However, I do not know any other way to get services and special requested programs. We listened and cut the tax rate to 4 cents which is not a lot of money. Alderman Bass said he does not want to raise taxes again while he is in office. Mr. Warsaw talked about the County

funds. We are only raising taxes to pay for things we need. Maybe we will get a better deal from Jacksonville but we need to get them together and work out a better arrangement. In the meantime, we need to run the Town. One issue is employee compensation. We tell them they are wonderful people but we do not want to pay them and they are lucky to be here. If you have good, smart people you pay them, train them and let them do their jobs. I believe a 4 cent increase is fair. The tax rate is less than we started with and we are not setting a trend. I agree the fund balance does not have to be as high as it is but if we use the excess funds for capital expenses we will not have to add additional tax on anyone. I stand behind the tax increase because it is fair and we can put it to go use.

Alderman Bass:

If you leave the tax rate as it is today and depend on contributions you might be able to run the Town. But, next year you would have to raise taxes to borrow money for a Town Hall. He explained the interest rate and cost of construction. Alderman Bass said it would require a 6 cent tax increase for a capital project if we use our reserve now. I have to do what is best for the Town, not the individual, so I will go with the proposed budget as submitted. The 29 cent tax rate includes 3 cents for beach renourishment which leave 26 cents to operate and purchase equipment, etc. The 4 cent increase is not that much of a burden on anyone.

Alderman Tuman:

A budget is a plan. I agree with Aldermen Hillyer and Bass. If you have a plan it does not mean you will do everything. There is merit in looking at the fund balance issue. We need to have a discussion on the fund balance and the Town Hall project so we can develop a formula. We did not lose grants because of reserve funds. In fact, we received a Seat Belt Grant and a DWI Grant. We did not get a fire grant because we do not have a fire district outside of Town and we fell short on the State rating system. There is a possibility of a grant for beach renourishment which will be a considerable amount for the Town if we receive it. We have great, outstanding employees and it is unfair to say you need salary levels with this number of employees. Our employees are very dedicated and they work exceptionally hard for the money they earn.

Alderman Stackleather:

Why do we need to raise taxes to get the same amount we had last year? Next years budget is smaller than this year. A general discussion was held on this item.

After the discussion, a motion was made by Alderman Bass and seconded by Alderman Hillyer to adopt the following proposed budget for Fiscal Year 1994-1995 as presented with a 29 cent tax rate. Voting aye: Aldermen Tuman, Bass and Hillyer. Voting nay: Mayor Pro-Tem McGinn and Alderman Stackleather. The motion passed by a 3 to 2 vote.

TOWN OF NORTH TOPSAIL BEACH  
BUDGET ORDINANCE FOR FISCAL YEAR 1994-1995

BE IT ORDAINED by the Board of Aldermen of the Town of North Topsail Beach, North Carolina:

Section 1. The following amounts are hereby appropriated in the General Fund and the Capital Reserve Fund for the operation of the Town government and its activities for the Fiscal Year beginning July 1, 1994, and ending June 30, 1995, in accordance with the chart of accounts heretofore established for this Town:

GENERAL FUND:

Governing Body	21,850.00
Administration	103,210.00
Elections	-0-
Community Development	59,375.00
Public Buildings	127,800.00
Police Department	349,298.00
DWI Grant - Police	4,690.00
Public Works	99,180.00
Utilities	18,000.00
Street Improvements (Powell Bill)	28,000.00
Sanitation	25,000.00
Recreation	7,500.00
Non-Departmental	36,482.00
Fire Department	119,800.00
Contingency	15,000.00
SUB-TOTAL	<u>1,016,195.00</u>

CAPITAL RESERVE FUND:

Beach Renourishment/Dune Stabilization	<u>66,380.00</u>
SUB-TOTAL	66,380.00

TOTAL OVERALL BUDGET	<u>1,082,565.00</u>
----------------------	---------------------

Section 2. It is estimated that the following revenues will be available in the General Fund and in the Capital Reserve Fund beginning July 1, 1994, and ending June 30, 1995:

GENERAL FUND:

Taxes Budget Year 1994	575,295.00
Prior Year Taxes 1993/1994	29,000.00
Prior Year Taxes 1992/1993	13,500.00
Prior Year Taxes 1991/1992	13,000.00
Prior Year Taxes 1990/1991	9,000.00
Prior Year Taxes 1989/1990	4,500.00
Inventory Tax Reimbursement	26,000.00
Tax Penalties/Interest	10,800.00
Privilege License	2,900.00
Cable Franchise	5,500.00
Interest - Investments	58,000.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	53,100.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	4,000.00
Powell Bill Allocation	28,000.00

Local Option Sales Tax	106,800.00
DWI Grant - Police	4,690.00
Building Permits	10,000.00
Mechanical Permits	2,500.00
Electrical Permits	6,000.00
Plumbing Permits	2,000.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits Local	4,000.00
CAMA Permits Reimb. - State	3,000.00
Tax Refunds - Sales	1,500.00
Tax Refunds - Gasoline	4,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officers Fees & Violations	2,000.00
SUB-TOTAL	<u>1,016,185.00</u>

CAPITAL RESERVE FUND:

Beach Renourishment/Dune Stabilization	<u>66,380.00</u>
SUB-TOTAL	<u>66,380.00</u>

TOTAL OVERALL BUDGET	<u>1,082,565.00</u>
----------------------	---------------------

Section 3. There is hereby levied a tax at the rate of twenty-nine cents (.29) per one hundred (\$100) valuation of property as listed for taxes as of January 1, 1994, (three cents of the .29 cent tax rate is to be set aside for revenues for Capital Reserve Fund) for the purpose of raising the revenues as "Current Year's Property Taxes" and "Beach Renourishment/Dune Stabilization Funds" in Section 2 of this ordinance.

This rate is based on an estimated total valuation of property for the purposes of taxation of 234,391,315 and an estimated rate of collection of 94%. The estimated rate of collection is based on the Fiscal Year 1993-1994 collection rate of 94%.

Section 4. The Budget Officer is hereby authorized to transfer appropriations as contained herein under the following conditions:

- a. He may transfer amounts between objects of expenditure within a department without limitation and without a report being required.
- b. He may transfer amounts up to \$1,000.00 between departments, including contingency appropriations, within the same fund. He must make an official report on such transfers at the next regular meeting of the Board of Aldermen.
- c. He may not transfer any amounts between funds, except as approved by the Budget Ordinance as amended.

Section 5. The Budget Officer may make cash advances between funds for period not to exceed 60 days without reporting to the Governing Board. Any advances that extend beyond 60 days must be approved by the Board. Any advances extending beyond June 30 must also be approved by the Board regardless of the number of days the advance is outstanding.

Section 6. Copies of this Budget Ordinance shall be furnished to the Clerk, to the Governing Board, and to the Budget Officer of this Town to be kept on file by them for their direction in the disbursement of funds.

ADOPTED THE 18TH DAY OF JUNE, 1994.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to adjourn the meeting at 7:31 p.m. Passed unanimously.



Ann Vause  
Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
PUBLIC HEARING/REGULAR BOARD MEETING  
JULY 7, 1994

**PRESENT:** Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Sue Tuman, Wilbur Bass and Peter Hillyer, Town Attorney Lynn Coleman, Town Manager Charles Hedgepeth and Town Clerk Ann Vause.

**CONVOCATION:** Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

**INVOCATION:** Rev. Wade McQuade, Christian Family Center, led in prayer.

**AGENDA APPROVAL:** Mayor Pro-Tem McGinn requested the McCartney zoning issue be placed on the agenda after the approval of the minutes and prior to the public hearing. Town Manager Hedgepeth requested a Resolution to Dispose of Personal Property, 1988 Crown Victoria, be placed on the agenda under new business. Alderman Stackleather questioned why the discussion of a playground was placed on the agenda again. Town Manager Hedgepeth advised he wanted to discuss this issue. Alderman Stackleather requested it be moved from new business to old business since it has been discussed before. After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the agenda as presented with the McCartney zoning issued being placed prior to the public hearing, a Resolution to Dispose of Personal Property being added as Item #9-g under new business and the discussion on the playground being moved from Item #9-b under new business to Item #8-f under old business. Passed unanimously.

**MINUTES:** June 2, 1994:  
After a discussion on minor changes requested such as changing Ms. Kollar to Mrs. and "wine" to "win", a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to approve the minutes of the Regular Board Meeting held June 2, 1994, as written with minor changes requested. Passed unanimously.

June 18, 1994:  
Alderman Stackleather requested Mr. Weidlin's statement include his support of the Town and Alderman Hillyer stated his statement on taxes was incorrect and requested it be changed to "We do not pay high taxes. Some 78% of municipalities in North Carolina have a higher tax rate than we do."

A few other minor grammatical changes were also corrected and Alderman Bass's statement on the 29 cent tax rate be changed to read "leave 26 cents to operate and purchase equipment, etc.". After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the minutes as written with above changes as requested. Passed unanimously.

**ZONING ISSUE -  
MCCARTNEY:**

Town Manager Hedgepeth said the staff is recommending Mr.

McCartney be allowed to build his walkway 4' into the side yard set back. He explained the situation with Mr. McCartney's house being constructed in Ocean Wynds Subdivision. He said the construction was consistent with the ordinance but inconsistent with the Ocean Wynds Subdivision plat. When the Ocean Wynds Subdivision was approved all construction was to be built within the envelope. After reviewing the situation he said he found everyone acted in good faith and the current problem is a result of miscommunication between the Town's Zoning Office, Building Inspector and Mr. McCartney's architect. After a discussion on the situation, previous meetings with Mr. McCartney, preventing future problems and the fact that this house was only inconsistent with the Ocean Wynds Subdivision plat as approved, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to approve Mr. McCartney's request to extend the walkway on his house in Ocean Wynds Subdivision 4' into the side yard set back. Voting aye: Mayor Pro-Tem McGinn, Aldermen Stackleather, Bass and Hillyer. Voting nay: Alderman Tuman. The motion passed 4 to 1.

**PUBLIC HEARING:** Mayor Bostic opened the public hearing on the Proposal to Amend the Zoning Ordinance to Allow for the Location of a Town Hall and Associated Uses Within the Existing Rural Agricultural and Conservation Zoning Districts at 7:31 p.m. and requested comments from the approximately 40 citizens present. Town Manager Hedgepeth said 3 acres of land near the Highway 210 and S.R. 1568 intersection is being donated to the Town for a Town Hall. It is high ground and is currently zoned Rural Agricultural and Conservation District. The Planning Board has reviewed the requested change and recommends the amendment to the Zoning Ordinance to allow for a Town Hall. If approved the amendment would allow for the construction of a Town Hall and associated uses. Town Manager Hedgepeth read the proposed amendment to the audience.

Ginny Hillyer:

Isn't there another way to do this without using the blanket approach in amending the Zoning Ordinance? She asked the Attorney if it was legal. Attorney Coleman advised yes.

Leland Newsome:

We need to go ahead with the amendment and build a Town Hall.

Buddy Love:

Was an environmental sedimentation study done to see if the area is suitable? Town Manager Hedgepeth advised yes and explained. He said the elevation data is being collected now.

Charlotte Welmer:

Can we assume the design will be consistent with environmental concerns? Town Manager said a public meeting will be held to discuss the design. Attorney Coleman advised the deed restrictions were very strict. Town Manager Hedgepeth advised that after the public hearing and

zoning amendment the Town will proceed with its application for a major CAMA permit.

Joe McMillan:

What are the plans for this building? Do we have plans and if so when will they be available to the public? Town Manager

Hedgepeth advised that he only has a site plan at this time but as they are developed they will be part of the public process.

No further comments were received. A motion was made by Alderman Stackleather and seconded by Alderman Tuman to close the public hearing at 7:40 p.m. Passed unanimously.

DABSTEC:

Mrs. Doris Naumann presented the following report from DABSTEC:

As you know, the Programs on the Beach sponsored by DABSTEC were co-sponsored by the County Department of Parks and Recreation. The co-sponsorship was important to us because it meant that the County would provide the publicity for all events. They allowed us to use County Accesses 2 and 4 only during non-peak hours. The programs could not be held between the hours of 11 a.m. and 5 p.m. - precisely the hours when the people we need to reach are on the beach. We attempted to change the hours, but the director of Parks and Recreation, Mac Sligh, was quite firm. We could not use the accesses during peak hours because, he said, the accesses were not designed with programs in mind. They were built only to be accesses to the beach.

Shortly after receiving this letter I spoke to Ann Penta who felt we didn't really need the County... we could do this ourselves. That afternoon I had to call Jean Beasley to cancel the 5 p.m. beach program because of a late afternoon thunderstorm, and she felt the same way. She had already been asked by the Chamber of Commerce and the Board of Realtors about the feasibility of summer turtle programs. We decided this was an opportunity for the Education Committee to expand and bring the programs to Surf City as well as North Topsail Beach.

Ann and I cornered Charles after he returned from vacation, and he approved of the plan and a letter I had written to Mr. Sligh. Surf City said we could use their facilities, and thanks to the fire department we will also be using this building. We have a full schedule of summer programs, beginning Wednesday, July 13 at Surf City Town Hall at 7 p.m. with Jean Beasley presenting a Turtle Program with slides. On Monday, July 18, we will be presenting a film called "The Living Coast," which Ann has obtained from the NC Aquarium at Fort Fisher. There will also be a display of Topsail Island seashells from the collection of Gwen Ward. Before all of these programs someone from the Committee will talk about the dunes and littering. The full schedule is on the pumpkin colored paper in the rack. Please take one, and plan to attend each one of these programs with your friends,



your children, and your grandchildren. If you have been on the beach at all, you will have noticed that the leash law is not working. Dogs are running loose all over the beach. I walk 2 miles every morning sometime between 6:30 and 8 a.m., and yesterday I was chased by three unleashed dogs. We need more publicity on the leash law. Also, people still are not picking up after their dogs. We need a beach patrol of concerned citizens who can inform people of the leash law and possibly hand out plastic bags. If anyone is interested, we could organize a group of volunteers and give them badges so they look official. It might be worth a try. They could also tell the dune ordinance violators about our dune ordinance.

As promised last month, Ginny Hillyer, Chairman of the Crossovers Committee, is here tonight complete with color coded maps and a report.

Ginny Hillyer:

She presented a beach access inventory which indicated private, public and existing areas for future crossovers, color coded maps and reviewed pictures of accesses in the entire Town. She advised one section of Town has 15 accesses within 1.6 miles and that there is not another section that has this number of accesses. She said she hoped by presenting this information it would better support recommendations on accesses. There is a lot of disparity on the distribution of accesses and requested the Board consider setting priorities based on geographical information, space and population. The ultimate goal is to have one crossover ever 1320 feet (1/4 of a mile). Think in terms of easy access when walking, etc. Some places once you are on the beach you have to travel a long distance to get off. Mrs. Hillyer said the priority list should be based on 2 criteria: 1) provide for those individuals that are here year round; 2) provide for day visitors and parking. Also, the Town needs to consider acquiring lots that are unbuildable and turn them into parking areas. If we could have a land bank because any beach community has a problem with parking for daily visitors.

Joe McMillan:

I am hearing that enforcement is the biggest problem. We do not need a committee to enforce leash law that is the police departments job. He explained problems with individuals driving on the beach near the inlet and County Access at the north end. He was advised to report anyone driving on the beach this time of year.

DISCUSSION -  
REMOVAL OF  
VEGETATION:

Town Manager Hedgepeth reviewed a copy of the Emerald Isle Code which deals with dune protection. He explained this item was only available for the Boards review and requested it be placed on a future agenda when further information is available.

HOUSE NUMBERING: Town Manager Hedgepeth presented an update on the house numbering system. He advised the post office has agreed for

the north end of Town to use North Topsail Beach with a Sneads Ferry zip code. However, we are still working on the south end, Highway 210. He said he talked with Mr. Nunn, Sneads Ferry Post Master, and he advised us to contact an executive in Charlotte to resolve the situation. Mr. Nunn feels we will be able to put the information together within the next 2 weeks. Once this is completed letters will go out from the Sneads Ferry post office to property owners. In the meantime, we need an ordinance on the addressing system. The ordinance needs to be effective September 1994. After a brief discussion on the ordinance and some grammatical changes in the proposed ordinance, a motion was made by Alderman Stackleather and seconded by Alderman Bass to adopt the following ordinance with grammatical correction and that the ordinance be effective September 1994. Passed unanimously.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES  
OF THE TOWN OF NORTH TOPSAIL BEACH

Be it ordained by the Town of North Topsail Beach Board of Aldermen meeting in Regular Session this 7th day of July, 1994, that the ordinances of the Town be and hereby are amended by the addition of the following Ordinance:

BUILDING NUMBERING SYSTEM

Section 1. Purpose and Intent

The purpose and intent of this article is to provide a uniform system of addresses for all properties and buildings throughout the Town's jurisdiction in order to facilitate provision of adequate public safety and emergency response services and to minimize difficulty in locating properties and buildings for public service agencies and the general public.

Section 2. Definitions

(a) The following words and phrases when used in this article shall have the meanings as reflected hereinbelow.

- (1) Address program administrator: The Town Manager, his authorized agent or delegate, shall be charged with the administration of this article including any maintenance, updating and coordination as required.
- (2) Building: Any structure enclosed and isolated by exterior walls constructed or used for residential, business, industrial or other public or private purposes, or accessory thereto and including manufactured housing.
- (3) Driveways: A private way, providing access to a building, use or structure.
- (4) Street Address: The combination of numbers and street name assigned by the Town which uniquely identifies the location of a particular building, lot or parcel.

- (5) Street: A public or private one-way or two-way street or avenue for ingress and/or egress. Such streets may be of various types including frontage streets, rear access streets, streets with cul-de-sacs, and dead-end streets.

(b) Except as specifically set forth in this section, the definitions in Article V of the Subdivision Regulations shall govern the meaning of words and phrases in this article.

### Section 3. Street Names.

(a) The street names on file with the State of North Carolina, Department of Transportation, the Onslow County Planning Department and the Town of North Topsail Beach are hereby declared official names of these streets unless changed by action of the Board of Aldermen in accordance with policies so adopted by that body. The Town Manager is hereby authorized to determine the need for street name changes and to recommend such changes to the Board of Aldermen.

(b) All streets shall be identified by a sign showing the official name of the street. These street signs shall be placed at all intersections and may identify both intersecting streets.

(c) Street name signs shall be uniform in accordance with approved local standards and policies.

### Section 4. Administration and Application.

(a) The address program administrator will be responsible for the interpretation and administration of this article, including:

- (1) Assigning all numbers for properties and buildings;
- (2) Maintaining address records of each property and building;
- (3) Recommending change of existing addresses when necessary to facilitate sequential building numbers along a street;
- (4) Designating individual units within multiple housing units in conformity with this article;
- (5) Coordinating system changes and adjustments with emergency service organizations and agencies;
- (6) Assisting the public in complying with the requirements of this article.

(b) This article shall apply in all areas within the boundaries of or within the extraterritorial jurisdiction of the Town.

### Section 5. Display of Street Address Numbers

- (a) Street address numbers must be clearly displayed so that the location can be identified

easily from the street.

- (1) The official address number must be displayed on the front of a building or at the entrance to a building which is most clearly visible from the street during both day and night.
- (2) If a building is more than seventy-five (75) feet from any street measured from the center of the street or is otherwise not visible from the street, the address number shall be displayed at the end of the driveway or easement nearest the street which provides access to the building.
- (3) Numerals indicating the address number of a single family dwelling shall be at least six (6) inches in height and shall be posted and maintained so as to be legible from the street.
- (4) Numerals for multiple dwelling units and nonresidential buildings shall be at least six (6) inches in height and shall be placed on the front of the building facing the street or on the end of the building nearest the street.
- (5) Numerals must be contrasting color to the background.
- (6) Mobile home lots shall have sequential address numbers throughout the park. Each lot will have a separate address number assigned. The address number of each lot must be clearly displayed on the lot by being attached on the mobile home consistent with paragraph (1) above.

(b) The address program administrator shall have the right to authorize and approve alternate methods of display in accordance with this article.

(c) No certificate of occupancy/compliance as required by the Zoning Ordinance shall be issued until address numbers are properly displayed.

(d) It shall be a violation of this ordinance for any person to alter, deface or take down any number placed on any property in accordance with this ordinance, except for the purpose of repair or replacement.

(e) After the effective date of this article, any person, firm or agent thereof who intentionally violates this article shall be guilty of a misdemeanor, for the conviction of which, the maximum penalty by law may be imposed. Each day's continuing violation is a separate and distinct offense.

#### Section 6. Effective Date.

This article shall become effective September 1, 1994.

DULY ADOPTED THE 7TH DAY OF JULY, 1994.

MEETING WITH  
REPRESENTATIVES  
- SALES TAX:

The Board discussed a possible meeting with other towns in

Onslow County to discuss the County's sales tax distribution method. Town Manager Hedgepeth reviewed discussions at previous meetings with other towns on this subject, the funds distribution from Onslow County and Jacksonville and the fact that other towns in Onslow County are receiving more funds under the proposed arrangement. Continued discussion was held on apparent additional benefit to Jacksonville, possibility of arrangement between Onslow County and Jacksonville being illegal, ways to approach the issue with the County and other towns. After the discussion, the Board decided to try and arrange a meeting with other towns in the fall, to be hosted by North Topsail Beach, to discuss this issue. Several citizens spoke in favor of a joint meeting to review possibilities for resolving this issue.

MILITARY  
APPRECIATION  
DAY:

Town Manager Hedgepeth advised the Military Appreciation Day event cost the Town approximately \$1,100.00. He advised the Marine Commander had been advised of the Marines participation and recognition for their efforts. A brief discussion was held on the event, need to publicize more, possible future Town event and the possibility of the Town participating more in the Spring Fling Festival held each year on the island.

TOWN HALL  
PROJECT -  
FINANCING:

Town Manager Hedgepeth advised there were three possible ways to finance the new Town Hall. One method is to pay cash for the building, the second is to pay 1/2 of the cost in cash and finance the other half and the third method is to finance the entire construction project. He said he needed direction from the Board on how they wished to finance this project. A discussion was held on the cost of construction, fund balance available, previously set policy on amount to be held in cash reserve, and a method to replenish fund balance if used on this project.

GRAY STREET -  
RECREATION AREA:

Town Manager Hedgepeth requested the Board's thoughts on the conception for the Gray Street recreation area. He said the area has been graded and a grassy area could be completed. This would only be a starting point and then we could receive comments from a committee on what should be in this area. A general discussion was held on recreational equipment, such as basketball court, that could be put in this area.

BEACH DRIVING:

Town Manager Hedgepeth advised approximately 100 permits for beach driving were issued during Fiscal Years 1992-93 and 1993-94. We thought the increase in permit fees during the Fiscal Year 1993-94 would decrease the number of permits issued but it did not. A discussion was held on the enforcement problems, trash created, problems with individuals driving to close to the toe of the dunes, problems encountered by handicapped individuals and the fact that most citizens do not want to permit beach driving.

Several citizens expressed opinions about the problems beach driving creates.

A motion was made by Alderman Tuman to prohibit beach driving year round with the exception of handicapped and commercial individuals. After further discussion, Alderman Tuman withdrew her motion.

A motion was made by Alderman Tuman and seconded by Alderman Hillyer that the Town prohibit ocean front beach driving except for handicapped, with vehicle up to 1000 lb. and belonging to licensed commercial fishermen. Passed unanimously.

FUTURE BEACH  
ACCESSES/  
CROSSOVERS:

Alderman Stackleather questioned whether or not the Town could obtain funds from the Village of Stump Sound for a beach a required beach access that is not needed now. The Board briefly discussed the need for an access at Lincoln Street.

Town Manager Hedgepeth advised we do not know what amount of bargaining power we have. We have an access at Ocean City Pier and one further north. These items were briefly discussed by the Board and no action was taken.

FEDERAL FLOOD  
INSURANCE:

Town Manager Hedgepeth said he has received reports that people are being sold Federal Flood Insurance on new construction in areas not covered by Federal Flood Insurance. A brief discussion was held on areas where Federal Flood Insurance is available and Town Manager Hedgepeth advised if anyone had any questions they could contact the Town and we can assist them by looking at the location to see if the area is in the Coast Barrier Resources System where Federal Flood Insurance is not available or valid.

ZONING  
ORDINANCE  
AMENDMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to amend the zoning ordinance to allow for construction of the Town Hall and other associated uses. Passed unanimously.

ZONING ORDINANCE AMENDMENT:

An amendment to Section 8.8 Permitted and Conditional Uses of the North Topsail Beach Zoning Ordinance which will allow Town Hall Facilities, Police Department Facilities and Accessory Uses relating to Town functions, to include parking, meeting facilities and community centers, within an R-A Zoning District.

DULY ADOPTED THE 7TH DAY OF JULY, 1994.

## PUBLIC MEETING

DATE - TOWN

HALL PROJECT:

After a brief discussion, the Board decided to have a public meeting August 4, 1994, from 6:00 p.m. to 7:00 p.m., prior to the Regular Board Meeting to receive citizens comments on what they desire in a Town Hall Complex.

SURPLUS PROPERTY: A motion was made by Alderman Stackleather and seconded by Alderman Bass to adopt the following resolution declaring a 1988 Crown Victoria surplus property and directed the Town Manager to explore the possibility of donating this vehicle to the Community College for their use. Passed unanimously.

RESOLUTION AUTHORIZING THE DISPOSITION OF  
CERTAIN PERSONAL PROPERTY BY PRIVATE SALE

WHEREAS, the Board of Aldermen of the Town of North Topsail Beach desires to dispose of certain surplus property of the Town;

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of North Topsail Beach that:

- (1) The following described property is hereby declared to be surplus to the needs of the Town:  

1988	Crown	Victoria	Serial	#:
2FABP72G4JX180695				
- (2) The Town Manager is authorized to dispose of the described property by private sale at a negotiated price.
- (3) The Town Clerk shall cause this resolution to be published in accordance with G.S. 160A-267.
- (4) The sale may be consummated not earlier than 10 days from the date of publication.

DULY ADOPTED THE 7TH DAY OF JULY, 1994.

ALDERMEN'S  
REPORTS:

Alderman Hillyer:

July 2nd a short but nice ceremony was held to present the Gulf War Memorial at the Intersection of Highway 210 and S.R. 1568. General Lawrence Livingston, Command General of Camp LeJeune, attended the ceremony and said the Marine Corps was honored and takes pride in this memorial.

Alderman Tuman:

Operation Onslow: Information has been collected, the committee held a meeting and compiled all the information. Everything is moving forward and the next meeting will be July 20th, at the Resource Room at Coastal Carolina Community College.

There is an article in the Topsail Voice concerning dolphin

count and a meeting will be held Saturday at 7:00 p.m., at UNCW if anyone is interested.

Mayor Pro-Tem McGinn:

He said after the last budget meeting he found his wife in a stressful situation and explained. He said he was taking appropriate action on individuals involved.

MAYOR'S  
REPORT:

The new portion of S.R. 1568 will be open shortly. The objective date for DOT is less than 10 days away. The old portion of S.R. 1568 will be closed off.

OPEN FORUM/  
CITIZENS  
REQUEST:

James Harris:

After 20 years I am concerned about being able to get to the sound on Green Street. Onslow County maps show Green Street from the ocean to the sound but I have heard a rumor that we will not be able to go to the sound. Town Manager Hedgepeth advised Mr. Harris that there is an easement on this street that connects to the sound. The words of the easement were briefly discussed.

Mr. Harris asked if the Town was responsible for the upkeep of Green Street where existing ocean side and sound side not opened. Town Manager Hedgepeth advised there is no precedent for opening unimproved portion of Green Street on the sound side. Mr. Harris said they are part of the Town and isn't the Town responsible for the street? Town Manager Hedgepeth advised yes if it is dedicated and accepted by the Town. Mr. Harris advised this was a short street with 4 houses and wanted to know what he needed to do to get the Board to look at this street because they need help. Town Manager Hedgepeth advised he would look at the area tomorrow.

Doris Naumann:

We need publicity on the leash law because it is not being observed.

Bill Rogers:

Does the Town have an independent financial advisor? Town Manager Hedgepeth explained the Local Government Commission role and regulations pertaining to Town financial management.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to adjourn the meeting at 9:41 p.m. Passed unanimously.

Ann Vause

Ann Vause - Town Clerk



TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
JULY 26, 1994

PRESENT: Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Bill Bass and Peter Hillyer, Attorney Lynn Coleman and Town Clerk Ann Vause. Mayor Marlow Bostic, Jr., Alderman Sue Tuman and Town Manager Charles Hedgepeth were absent.

CONVOCATION: Mayor Pro-Tem McGinn called the meeting to order at 2:00 p.m., at the south end fire station, and declared a quorum present.

TOWN MANAGER'S RESIGNATION: After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to accept the resignation of Town Manager Charles Hedgepeth. Passed unanimously.

INTERIM TOWN MANAGER: A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to appoint Town Clerk Ann Vause as Interim Town Manager. Passed unanimously.

The Board members present expressed their appreciation to Mrs. Vause for her job performance and requested she consider accepting the position of Town Manager on a permanent basis. Mrs. Vause thanked the Board members for their vote of confidence and advised she would consider this option and advise them of her decision the first of next week.

ADJOURNMENT: A motion was made by Alderman Stackleather and seconded by Alderman Bass to adjourn the meeting at 2:18 p.m. Passed unanimously.



Ann Vause - Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
REGULAR MONTHLY MEETING  
AUGUST 4, 1994

**PRESENT:** Mayor Marlow F. Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass and Sue Tuman and Peter Hillyer, Interim Town Manager Ann Vause and Deputy Town Clerk Susan Daughtry.

**CALL TO ORDER:** Mayor Bostic called the meeting to order at 6:10 p.m. and declared a quorum present (at the North Topsail Beach Volunteer Fire Department). He also noted that there were only four (4) citizens present.

**PUBLIC COMMENT  
ON PROPOSED  
TOWN HALL:**

The citizens who were present, requested the board consider another meeting for public input. They felt that this meeting was not adequately publicized.

Citizens comments on the Town Hall included the following:

1. A meeting room large enough to hold 200 people comfortably. This room should function adequately as a Community Building;
2. Parking should be of a considerable nature to service the capacity of a room of this size;
3. Restrooms with additional stalls or with the capacity of addition at a later date;
4. Large working areas for the staff. The rooms should be capable of growing with the work load;
5. The kitchen area should be large enough to service community functions;
6. Exterior of building to be constructed of stucco masonry versus a wooden exterior;
7. Upstairs area to be used as storage for town records;
8. Additional electrical equipment in the meeting room area for kitchen and other needs.

General discussion of parking, floor plan shown and an additional 20 foot addition to plan. Chief McGrath passed out a rough sketch drawing to board members showing a floor plan design, which he felt would be a reasonable starting point for the Police Department. He also stated that the Police Department should be secured from Town Hall in order to keep Town Hall staff from being placed in jeopardy from any prisoners.

**RECESS:** Mayor Bostic called a recess at 6:55 p.m.

**RECONVENE:** Mayor Bostic called the meeting back to order at 7:02 p.m. and declared a quorum present.

**INVOCATION:** Father Dan Doyle, of the Christian Family Center led in prayer.

**APPROVAL OF AGENDA:** After discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the agenda with the following additions:  
#14b Executive Session: Personnel Matter.

New Business:

- #9a Addition of Reeves Street Petition for extension of improvements to Street Improvements Program.
- #9j Final Plat for James & Isabelle Harris, Section III.
- #9k Acceptance of Resignation: Clara Bass, Chairperson of Community Partnership Committee.

Old Business:

- #8b Brief report on siren at the north end station.

Passed Unanimously.

APPROVAL OF MINUTES:

Alderman Tuman noted that on Page -9- under BEACH DRIVING the reference to "commercial individuals" should state "licensed commercial fisherman's vehicles". Also on Page -10- under ALDERMEN'S REPORT regarding the Topsail Voice article should be changed from "dolphins" to "the dolphin count". Alderman Stackleather referenced several typos needed to be corrected. After brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to approve the minutes of July 7, 1994 with the stated corrections. Passed Unanimously.

After brief discussion, a motion was made by Alderman Bass and seconded by Alderman Stackleather to approve the minutes of July 26, 1994 as written. Passed Unanimously.

CITIZEN'S REQUEST TO ADDRESS BOARD - LINDA KNOWLES:

Alderman Bass explained that due to minor surgery Mrs. Knowles could not be present to address the board. She requested that Alderman Bass forward her request to have the building inspector check the Roger's Bay Campground for violations that could influence the Town's Flood Insurance Rating. The board directed Interim Town Manager Vause to look into the matter and report the inspector's findings to the Board.

CITIZEN'S REQUEST TO ADDRESS BOARD - COOKIE TILGHMAN:

Mrs. Tilghman explained to the Board that she and her husband, through their business in Surf City have worked for many years to put on a 4th of July fireworks display for the enjoyment of local residents and tourists of the entire island. This year, they worked with other local business to put on a professional display for a cost of \$3,000. By working with the professionals, the liabilities of such a display were removed from them as individuals.

Mrs. Tilghman expressed their thanks to Fire Marshal Best, the volunteer firefighters and the police department for their help and cooperation with this year's display. She also stated that the 1994 display was seen by residents as far as the St. Regis and the Jolly Roger Pier. She was also informed that the display was seen on the mainland.

She requested a donation of \$500.00 from the Town, to go along with similar donations received from Surf City and Topsail Beach. She also requested a commitment for \$500.00 towards next year's display.

Attorney Coleman explained to board members that any written contracts releasing liabilities that they may have does not protect the Town from being sued.

After brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Stackleather to contribute \$500.00 for this year's display and made a \$500.00 commitment for next year's display. Passed Unanimously.

DABSTEC:

Mrs. Doris Naumann presented the following report from DABSTEC:

This will be a very short report, but I have a good excuse. This afternoon, the Education Committee sponsored its third program since we and Onslow County went our separate ways. Karen Sheppard from NC Aquarium at Pine Knolls Shores presented a program on alligators and beach creatures with a touch tank and a live alligator. At 2:30 this room was filled with 138 people in attendance, and at 3:45 112 people were at Surf City Town Hall.

Math is not my strong point, but I think that's 250 people, and I'm thrilled with the response. Since we started doing these programs without help from the county we have given our save the dune and anti-littering commercials to more than 350 people.

Many people came up to me after each program today to thank us for these programs and several expressed the hope that we continue doing this next year. One woman gave us a donation of \$20 to help us continue the program.

That donation today brings the total donations from residents and visitors to \$1,435. I am positively thrilled with the response of the community to our programs.

YARD OF THE MONTH:

Mrs. Clara Bass, Chairman of the Partnership Committee announced the August Yard of the Month goes to Mr. & Mrs. George Brown of 209 Washington Drive (Highway 210).

GRAY STREET PARK:

Written opposition to the Gray Street Park has been received. Interim Town Manager Vause explained to the board that she has also received telephone calls and visits from citizens who were not in favor of this park being built in their neighborhood.

Citizen Leland Newsome, a resident of this neighborhood commented to board members that if this park were to be supervised, there would not be any objections. He also stated that the neighborhood did not object to any municipal buildings.

Alderman Stackleather asked board members if the Town should consider selling the lots. General discussion of trading these lots for the lots located directly behind the fire station. Those lots could be used for a Public Works facility. Mayor Bostic directed Interim Town Manager Vause to look into the possible exchange of lots with Mr. Newsome and the property owners.

SIREN REPORT:

Due to complaints from area residents located near the North End Fire Station Alderman Hillyer requested a report from Fire Marshal Best.

The fire and disaster siren was placed in service around the 3rd week of March, 1994. Since April 1st the following data has been compiled.

Saturday Testing by Dispatchers	9 times
Actual Fire Calls	23 times
Accidental by Dispatchers	2 times
Power Surges	6 times

In the last 128 days the siren has sounded 40 times.

This siren serves as a primary alerting system in the event of a disaster, and also as a secondary alerting system for notifying firefighters of a fire. Half of our firefighters have pagers, sometimes they do not always work because of communication problems at the county level.

The fire department has contacted Brown's Electronics and by the request of the area residents the siren tone was changed to the up and down tone which residents stated would be more tolerable. The length of activation of the siren was shortened almost one minute.

The current fire department budget does not allow for the purchase of additional pagers. Our number one goal for the fire service of North Topsail Beach is to lower the fire insurance rating and enhance fire protection within the Town. This area is where we strongly recommend all financial support be directed.

STREET IMPROVEMENT PROGRAM 94-95:

Alderman Stackleather requested the board consider the petition from Reeves Street residents requesting the improvements to the soundside end of Reeves Street. According to residents this area was to left open for public sound access and is being closed off by the adjacent property owners. They have placed posts and fencing along the roadway edge, closing the access to the water to approximately 10 feet. They have also extended a rock wall into the area and are filling the boat access area in with brush and tree limbs. When area residents approach this area for use, they are told that they cannot use the ramp or the waters in the area and to leave.

Another problem that has occurred involves a broken drain pipe, resulting from an unknown incident. Residents feel it occurred from the washing of lines by the Onslow County Water Department. Citizens who were present for comment included Mr. Espy Sullivan, Mrs. Gerry Walker, Mr. Donald Omans and Mrs. Inez Pierce.

After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded for Interim Town Manager Vause and Community Development Coordinator Daughtry to proceed with cleaning up the area at the end of Reeves Street. Passed unanimously.

Mayor Bostic read the memo prepared by the town's previous Town Manager Mr. Charles Hedgepeth. Mr. Hedgepeth proposed the following:

1. Pave 13th and 14th Avenues over base material placed during FY 93-94. A continuation of paving in this area.
2. Pave Green Street between Hwy 210 and Village of Stump Sound (soundside). This project will serve existing homes and provide a second paved access to the Village of Stump Sound for emergency vehicles. Such will also provide access to the easement allowing public access to the water in this area.
3. Grading and surface repairs of the streets within Galleon Bay.
4. Surface repairs for River Road and River Drive.

- 5. Open and surface Grant Lane (New fire station and access to water).
- 6. Minor up-grade and surfacing of other streets depending on availability of funds.

Mayor Bostic also explained that the Town has been approached by Dickerson Contractors regarding the road material being removed from old 1568. This material is being ground into small pieces and will be available, for a reasonable cost, to the Town for any street which are ready for gravel.

General discussion of leftover portions of Marina Way and Bay Court, turn lane off Highway 210 onto NCSR 1568 and the DOT provided beach access from the relocation project.

Citizen Leland Newsome explained to the board that Gray Street is not located in the center of the right-of-way. Survey shows it approximately 10 feet off center.

After brief discussion, the board directed Interim Town Manager Vause to use discretion on the purchase of material from Dickerson for the necessary streets, to seek contracts for paving 13th Avenue, 14th Avenue, Green Street, Gray Street and Reeves Street, to do surface repairs to the

Galleon Bay streets, River Road and River Drive, and to contact Mac Sligh, Onslow County Parks and Recreation in regard to fill material at the entrance to the County Park at the end of River Road.

RESOLUTION ON  
LEASE-PURCHASE  
POLICE VEHICLES:

Mayor Pro-Tem McGinn requested that some contact Capital Ford in Raleigh and attempt to purchase 1993 police vehicles from the pool that has been set up for municipalities. He also stated that he police officer does not have to have their own vehicles. At the end of the shift a police car should be turned in for the next officer.

Chief McGrath explained that \$38,000 was for two vehicles. Approximately \$4,200 per vehicle is for equipment, leaving the cars at approximately \$15,000 each. The \$4,200 includes new radios, light bars, decals, flashlight, and siren and controls. At the present time, there are 3 Crown Victorias and 2 Ford Taurus' on line. A 4-wheel vehicle has been procured under a federal grant, but can only be used for drug interdiction.

After brief discussion a motion was made by Alderman Tuman and seconded by Alderman Hillyer to adopt the resolution for the purchase of vehicles. Passed Unanimously.

RESOLUTION - PURCHASE POLICE CARS

WHEREAS, the Town of North Topsail Beach (hereinafter "the Town") desires to purchase certain vehicles on a regular basis to replace town vehicles which can no longer reliably provide the needed service; and

WHEREAS, the Town has approached First Citizens Bank and Trust Company to provide the funding necessary to purchase two vehicles needed

at this time; and

WHEREAS, the Town provided for the repayment of the financing referred to hereinabove in the budget adopted for fiscal year 94-95; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Aldermen of the Town of North Topsail Beach, North Carolina:

1. That the Board hereby approves an Installment Purchase Contract dated July 22, 1994 with First Citizens Bank and Trust Company in an amount not to exceed the cost of the vehicles, which is estimated at \$38,915.30 at an interest rate of 5.48 percent per annum providing for repayment in three (3) annual installments beginning with fiscal year 1994-1995.
2. That the Board hereby authorizes the appropriate individuals to execute the Installment Purchase Documents and whatever other documents might be required by First Citizens Bank and Trust Company or any other entity associated with this transaction.

Adopted this the 4th day of August, 1994, by a vote of 5 to 0.

FINAL PLAT -

OCEAN WYNDS. III: Mr. Tim Stewart of Parker and Associates was present. The recreational fee in the amount of \$5,600.00 and an Irrevocable Letter of Credit for Improvements was given to Interim Town Manager Vause.

After a brief discussion a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to approve the Final Plat for Ocean Wynds III as recommended by the Planning Board. Passed Unanimously.

CONTRACT - TOWN HALL PROJECT:

General discussion of awarding the contract for the preparation of blue prints and permits associated with the construction of the Town Hall. This item will be placed on the agenda for further discussion in September. Attorney Coleman advised board members that the deed for the property is not yet ready for acceptance. There are several details which must be settled before the deed can be signed.

FULL-TIME BUILDING INSPECTOR:

Mayor Pro-Tem McGinn stated that the current building inspector held only a Level I Certification which was not adequate for the amount of construction which will be occurring within the Town. Alderman Stackleather stated that a more qualified inspector is needed.

Alderman Tuman stated that the board must consider the position and not the person. The current inspector works one full days and two half days. Two half days does not make a full day. It is not a board position to hire employees.

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to advertise for a full-time, Certified Level III Building Inspector in Electrical, Mechanical and Plumbing.

General discussion of the certified levels of inspections and what board members felt would be needed. Alderman Hillyer, Tuman and Bass agreed that a full-time inspector was needed but all stated they were not familiar with the different levels.

Alderman Stackleather stated that the more schools attended, the more experience and more levels of certification. Mistakes have been made that should not have been. Approvals have been given and then changes have been made.

Mayor Bostic restated the motion to advertise for a full-time, Certified Level III Building Inspector in Electrical, Mechanical and Plumbing. Passed 3 to 2 with McGinn, Stackleather and Bass voting aye. Hillyer and Tuman voting nay.

CROSSOVER AT 8TH AVENUE:

Alderman Hillyer stated that crossovers must be placed where they will be of the most benefit. A committee of possibly three to advise the board of the areas needing crossovers the most.

Citizen Ginny Hillyer, DABSTEC Committee has been working on establishing the locations of existing crossovers for sometime. She stated that she would be willing to work with two others, preferably one from each general area to make these recommendations.

The Board appointed Ginny Hillyer, Bill Rogers and Margaret Stackleather to advise the board on needed crossovers.

RESOLUTION - REPRESENTATIVE MOSQUITO CONTROL GRANT:

After a brief discussion, a motion was made by Alderman Hillyer and seconded by Alderman Bass to adopt the following resolution appointing Interim Town Manager Ann Vause to represent the board in connection with the mosquito control grant.

RESOLUTION TO BE ADOPTED BY THE BOARD OF ALDERMEN DESIGNATING OFFICIAL TO SIGN NECESSARY PAPERS AND TO OTHERWISE REPRESENT BOARD IN CONNECTION WITH MOSQUITO CONTROL

Upon motion of Alderman Peter Hillyer, seconded by Alderman Bass, it is hereby ordered that Ann Vause, as agent for the Town of North Topsail Beach, is hereby authorized and empowered to sign and execute all papers and documents necessary in connection with the request made to the Division of Environmental Health, North Carolina Department of Environment, Health and Natural Resources, for aid in control of mosquitoes. He/She is further authorized and required to carry out all agreements stipulated in the project application submitted by us to the Division of Environmental Health, North Carolina Department of Environment, Health, and Natural Resources, and to perform other acts that are proper and necessary in connection with the operation of this project. Acts of said person in behalf of said Town of North Topsail beach are in all respects validated, approved and confirmed.

DULY ADOPTED THE 4TH DAY OF AUGUST, 1994.

CHRISTMAS DECORATIONS:

After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Bass to accept the proposal from the Beautification Committee for the purchase of Christmas Decorations. Passed unanimously.

<u>1st Year (December 1994)</u>	
Purchase two (2) 7ft. live/balled Christmas trees	\$ 30.00



(one black pine planted in front of each firehouse)	
Lights for the trees	50.00
Purchase ribbon for 120 bows	150.00
Purchase Brush Spangle Garlands 40ft.	70.00
(garlands on bridge approach, bows on bridge & street signs)	
Purchase set of silhouette deer w/C-7 bulbs from Broward Display Co., "Holiday Spectaculars" (*) (placed at approach to bridge adjacent to boat ramp road)	
One 4' Laying Deer	246.75
One 4 1/3' Grazing Deer	309.75
One 6 1/2' Standing Deer	317.00
One 8' Leaping Deer	288.75
	<u>\$1,462.25</u>

(\*) Assumptions - Delivery by supplier & Town  
 Electricity arranged by Jones Onslow Elect. Mgmt. Corp. and Town of North Topsail Beach

<u>2nd Year (1995)</u>	
Purchase 21' Christmas "Tree of Lights" (placed in front of new Town Hall) (*)	\$ <u>995.00</u>

<u>3rd Year (1996)</u>	
Purchase additional 6 1/2' Standing Deer and one 4' fawn	\$ 317.00
	<u>239.50</u>
	\$ <u>556.50</u>

(\*) Switch 2nd and 3rd years if new Town Hall not ready.

TOTAL THREE YEAR PLAN:	<u>\$3,013.75</u>
------------------------	-------------------

RESOLUTION -  
 RECEIPT OF FEDERAL  
 PROPERTY:

After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to adopt the following resolution on Federal surplus property. Passed unanimously.

RESOLUTION REQUESTING ACTION BY  
 THE NORTH TOPSAIL BEACH BOARD OF ALDERMEN

WHEREAS, the Chief of Police of the Town of North Topsail Beach is requesting authorization from the Board of Aldermen to allow the Chief of Police to be able to request and receive excess property from Federal, State and local agencies; and

WHEREAS, the North Topsail Beach Police Department has participated in this program in the past and wishes to continue participation. The Police Department has received equipment in the past at no initial cost to the Town of North Topsail Beach; and

WHEREAS, it would be in the best interest of the Town of North Topsail Beach to approve a resolution authorizing the Chief of Police to request and receive surplus properties for use by the members of the North Topsail Beach Police Department.

NOW, THEREFORE, BE IT RESOLVED BY THE NORTH TOPSAIL BEACH BOARD OF ALDERMEN AT THEIR MEETING HELD AUGUST 4, 1994, THAT:

The North Topsail Beach Chief of Police be hereby granted the

authority to request and receive surplus properties from Federal, State and local agencies.

DULY ADOPTED THE 4TH DAY OF AUGUST, 1994.

HARRIS PROPERTY  
SECTION III:

Charles Riggs of Charles Riggs & Associates was present to represent Mr. & Mrs. James Harris.

After a brief discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to approve the Final Plat for James & Isabelle Harris, Section III as recommended by the Planning Board. Passed unanimously.

RESIGNATION -  
CLARA BASS:

Mayor Bostic discussed the resignation of Mrs. Clara Bass, Chairman of the Community Partnership Committee. He thanked Mrs. Bass for her valuable work and stated that she had been a great asset to the program.

Mrs. Bass explained that she had enjoyed working with the committee but due to time problems from her new job and other committees, she did not have enough time to devote to this committee. She also stated that she has attempted to find someone to take her place, but has had no luck.

After a brief discussion, a motion was made by Alderman Stackleather and seconded by Alderman Hillyer to accept the resignation of Mrs. Clara Bass as Chairman of the Community Partnership Committee with much regret. Passed unanimously.

Alderman Tuman requested clarification be made on the original intent of the Community Partnership program before a new chairman is selected. This will help revive the committee on the original track as was intended.

MANAGERS  
REPORT:

1. Mrs. Peggy Friz advised us on August 2, 1994, that she has been voted in as a member of the Onslow County Tourism Advisory Committee by the Onslow County Board of Commissioners.
2. Mr. Ernie Jahnke, Army Corp of Engineers, advised us they are looking at the removal of the old pilings of the former Paradise and New River Inlet Piers.
3. The Town has received a deed of easement from Hunter Heath Trust. This easement is for a public walkway to be built by the Rogers Bay Campground and given to the Town. The Town will be responsible for maintenance of the walkway. The walkway will be constructed according to Town specifications and Rogers Bay Campground will be responsible for obtaining all required permits.
4. The Annual N.C. League of Municipalities Convention material has arrived. The convention will be held October 16-18, 1994, in Asheville. I encourage each of you to attend and meet representatives from other areas across the State. Please advise me by next week if you plan to attend so reservations can be made.

5. A "Hurricane Preparedness Community Outreach Meeting" will be held at the Surf City Town Hall on August 8, 1994 at 7:00 p.m.

ATTORNEY'S  
REPORT:

Attorney Lynn Coleman reported that after many months copies of the deed to the proposed Town Hall property. She has not had an opportunity to discuss the deed restrictions with Interim Manager Vause, but advised the board that the new version is actually more restrictive than the version which contained the reverter clause. She advised the board that she felt these items can be worked out.

OPEN FORUM -  
CITIZEN'S  
REQUEST:

Bill Rogers: Has the board taken any action on planning ahead on more than a one (1) year basis? Mayor Bostic explained that the board did hold several workshops and this topic was included. The board discussed issues such as long-term vs. short-term financing, parks, recreation, etc.

Ginny Hillyer: Now is the time for a revitalization of re-working the zoning ordinance. The copy of our zoning ordinance as is being used has many discrepancies from one section to another. The ordinance presently being used, as it was approved, allows more than single-family or duplexes in an R-10 zoning district. The ordinance as printed was accepted by our town. In the next meeting, some schedule should be set to re-work the ordinance.

Jack Royman: There have been several drownings in the immediate area lately. Lifeguards are needed and the county should be contacted about training and supplying them.

EXECUTIVE  
SESSION:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass at 9:20 p.m. to go into executive session. Passed unanimously.

A motion was made by Alderman Bass and seconded by Alderman Hillyer to go back into regular session. Passed unanimously.

At 9:55 Mayor Bostic called the meeting back to order. He announced that this session was in regard to the filling of the Town Manager's position. A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to offer the position of Town Manager to Interim Town Manager Ann Vause at a salary rate of \$39,000 annually. Passed unanimously.

Mayor Bostic asked Mrs. Vause if she would accept the position as Town Manager with an annual salary rate of \$39,000.00. She accepted the position of Town Manager for the Town of North Topsail Beach.

ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather at 10:10 p.m. to adjourn. Passed unanimously.

*Susan Daughtry*  
Susan Daughtry, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
AUGUST 16, 1994

PRESENT: Mayor Marlow Bostic, Jr., Aldermen Sue Tuman, Bill Bass and Peter Hillyer, Town Manager Ann Vause and Deputy Town Clerk Lynn Farrell. Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather and Attorney Lynn Coleman were absent.

CONVOCAATION: Mayor Bostic called the meeting to order at 7:00 p.m., at the south end fire station, and declared a quorum present.

BUILDING INSPECTOR POSITION: Mayor Bostic said the purpose of this special meeting was to discuss the Building Inspector position.

Aldermen Hillyer:

He said after the August 4th meeting he was concerned by the motion for a Level III Building Inspector. He questioned the need for a Level III Building Inspector and reminded the Board that the Town Manager hires and fires employees. The Board only provides the criteria and salary level for positions.

Alderman Bass:

He said he was in favor of a full time inspectors position but, that he did not believe the Town needed a Level III.

Aldermen Tuman:

She agreed with Aldermen Hillyer and Bass and said if the Town needed a Level III inspector for a particular job the Town could contract for one.

Mayor Bostic:

He said the part time Building Inspector position has caused hardships for builders. People who use the inspector are disappointed over the part time issue. In addition, he feels the inspector should work a half day on Saturday, particularly during the summer, because a lot of people are only here on weekends and they need to obtain required permits while they are here.

Citizens present advised they agreed the Town needed a full time inspector and the inspector needed to work on Saturdays.

After the discussion, a motion was made by Alderman Tuman and seconded by Aldermen Hillyer to make the Building Inspectors position full time. Passed unanimously.

A motion was made by Alderman Bass and seconded by Alderman Tuman to direct the Town Manager to advertise for a Building Inspector with minimum requirements of Level II in Building, Electrical, Mechanical and Plumbing, knowledge of CAMA and FEMA regulations. Passed unanimously.

A motion was made by Alderman Bass and seconded by Alderman

Hillyer to direct the Town Manager to give the Town of Topsail Beach 90 day notice of termination of the contract for


inspection services as required by the current contract. Passed unanimously.

INSPECTIONS  
CLERICAL  
SUPPORT:

Town Manager Vause reviewed the current part-time clerical position for inspections and requested the Board consider making this position a temporary full time position because of the volume of routine clerical work being done by the inspector and CAMA officer which limits their ability to be in the field. After a discussion on how the department duties would be reassigned and funds for the temporary position, without benefits, being contained within the current year, the Board authorized Town Manager Vause to make the part-time clerical position a temporary full time position without benefits. If the arrangement proves successful a request for a permanent full time position will be contained in the Fiscal Year 1995-96 Budget.

ADJOURNMENT:

A motion was made by Alderman Bass and seconded by Aldermen Hillyer to adjourn the meeting at 7:45 p.m. Passed unanimously.

  
Lynn Farrell - Deputy Town Clerk

2X4/92

TOWN OF NORTH TOPSAIL BEACH  
REGULAR MONTHLY MEETING  
SEPTEMBER 1, 1994

PRESENT: Mayor Marlow F. Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass, Sue Tuman and Peter Hillyer, Town Manager Ann Vause, Attorney Lynn Coleman, and Deputy Town Clerk Lynn Farrell.

CONVOCAATION: Mayor Bostic called the meeting to order at 7:00 p.m. and declared a quorum present (at the southend North Topsail Beach Volunteer Fire Department).

INVOCATION: Rev. Norman Story, Sneads Ferry Presbyterian Church, led in prayer.

AGENDA APPROVAL: A motion was made by Alderman Hillyer and seconded by Alderman Bass to approve the agenda as written. Passed unanimously.

APPROVAL OF  
MINUTES:

August 4, 1994:

Alderman Tuman stated that the words "from being sued" should be added to the second page, last line of the minutes. A motion was made by Alderman Bass and seconded by Alderman Hillyer to approve the minutes of the Regular Board Meeting held August 4, 1994 with the change requested. Passed unanimously.

August 16, 1994:

A motion was made by Alderman Bass and seconded by Alderman Hillyer to approve the minutes of the Special Board Meeting held September 16, 1994 as written. Passed unanimously.

DABSTEC:

Mrs. Doris Naumann was not present but a written monthly report for September, 1994 was included as follows:

August has been a busy month, beginning with the Alligator program which we included in our last report to the Board. On August 10 Jean Beasely gave another program on the loggerhead Turtles at the South End Fire Station that drew a crowd of 84 adults and children. On Monday evening, August 22, we scheduled our final turtle program. Jean spoke about the turtles for about an hour to 37 people and then invited them, a special treat, to go with her to a nest analysis up near Myrtle Avenue. A nest analysis is done three to five days after a nest hatches to determine the number of turtles that may still be in the nest and the hatch ratios, and also to release any baby turtles that may still be in the nest. Most of the people in attendance followed Jean to the nest, and others made arrangements with her to meet for another analysis the next day in Surf City.

Our anti-littering and keep off the dunes "commercials" were given before each program. While I was away, Mary Lou Hoffman, a member of the Education Committee, did a great job of telling the group about these two areas.

We have three surf fishing lessons scheduled for September,

but Charlie Herba who was to teach these lessons has been detained in Long Island and is unable to do them. There has been much interest in these lessons, and I have been trying to find a substitute for Charlie, but I guess he is one of a kind, because none of the fishermen I have spoken to will attempt this project. If I can't find anyone within the next week we will have to cancel.

While I was on vacation in Michigan August 9-16, DABSTEC Co-chairman Jack Royman scheduled two films, The Moving Beaches and his video of the no-name Storms of March and April, 1993, to be shown at the South End Fire House on Wednesday, August 31, at 4 p.m. I have gotten reports on this event into local newspapers.

We have had only good feedback on our programs this summer. We managed to turn our only negative experience with the County into a positive experience, and our programs drew many more people than they could have had we continued to hold them at the County Beach Accesses. While the State holds educational programs at the State Parks and the Aquariums, we are the only beach town to do programs of this type. Many people have expressed the hope that we continue to do so next year. That is my hope also. If we do, I plan to include slide presentations or videos on damage people cause on the dunes and also on littering problems.

All in all, I think it was a great summer!

CROSSOVER

COMMITTEE REPORT: Ginny Hillyer read the Crossover Committee Report:

Recommendations for Beach Access Development and Maintenance

On Thursday, August 18, 1994. Bill Rogers, Margaret Stackleather and I toured the island. Our plan was to review the inventory of existing and currently proposed accesses and at the same time document those other areas where there are, or will be, "need" for an access.

We concurred that "need" would be measured by a combination of priorities. The distances between accesses is a factor. Another factor is the current and projected population in all areas of the town. Applying those two criteria we could identify several places where the "need" is obvious.

It translates that in a few areas in town there are now many people who have a long way to go to use a legitimate crossover.

Also, we feel that "beach access" would be best not limited to pedestrian crosswalks, but should also include some areas with parking. There are several reasons for this provision. This is a growing beach community and we have the opportunity now to provide for the future. Small and local parking areas will benefit not only the day-trippers, but also our residents and visitors...the older folk who can't walk a block or the fisherman from the Reef who wants to try his luck around, say 2nd Avenue. We are aware of the

parking and access problems in other beach communities and we have the advantage to be able to plan.

After careful consideration, this committee suggests the following projects as "PHASE ONE" in an ongoing program of beach access in North Topsail Beach:

1. BAY COURT: NTB owns lots #10 and #10A in the Galleon Bay area. This is not far from a popular parking site at Island Enterprises which has traditionally, if not legally, used by fishermen, surfers and day-trippers. These lots could be improved with a pedestrian crosswalk and surfaced for parking.

2. GRAY STREET: Old Onslow County access inventory shows a 75 foot access which has never been improved. We suggest a pedestrian crosswalk at one side of this lot and development of an emergency vehicle access.

3. OYSTER LANE: We suggest the town negotiate ownership of the easement and construct a pedestrian crosswalk.

4. NORTH SIDE OF ST. REGIS: This existing crosswalk has been maintained by the homeowners of Sandpiper Drive. We understand they are willing to deed this to the town and suggest that it be done. This access serves Sandpiper, Bay Circle, and homes on New River Inlet Road.

5. PORT DRIVE: Same situation as St. Regis; existing crosswalk maintained by homeowners willing to deed to the town.

The ultimate goal would be at least a pedestrian access at the end of every block in this town. To reach this goal we feel that a long-range plan outlining the steps to be taken is necessary. This "Phase One" is just that, a first step.

Bill Rogers volunteered to calculate some cost projections for these projects.

Bill Rogers presented a cost estimate for existing crossovers and proposed crossovers. (A copy is available in the Clerk's office).

In discussion, Alderman McGinn said that he was in favor of sand fencing and would like to see others involved. Mayor Bostic asked the Board if they would want the Town to purchase sand fence for resale. The Board directed Town Manager Vause to check on costs and availability.

Alderman Tuman stated that, regarding the St. Regis North crossover, she thought the homeowners wanted the crossover to remain private. She asked Ginny Hillyer to do a survey of the homeowners to determine how they felt.

Ginny Hillyer stated that there are no grants available this year for crossovers. Next year, grants for facilities for the handicapped, such as crossovers with ramps, would get first priority.



Alderman Stackleather stated that the Access Program is a worthy project and she would like to see the Town get started on Bay Court.

Alderman Tuman stated that the Town can not keep talking about this issue, but must take action.

Mayor Bostic stated that the Bay Court project could be done in two phases: (1) Get CAMA Permit and (2) have area surveyed and graded.

A motion was made by Alderman Hillyer and seconded by Alderman Stackleather to direct Town Manager Vause to have lots #10 and #10A in the Galleon Bay area surveyed and get estimates and proceed from there. Passed unanimously.

The Board also requested that Fire Marshal Best research information regarding putting a Hatteras Ramp at the Gray Street site and also check with CAMA/Zoning Administrator Daughtry and Bob Stroud of Coastal Area Management to see exactly what is allowed.

The Board requested that Ginny Hillyer follow up with residents in the Oyster Lane, Sandpiper Drive and Port Drive areas and report back to the Board next month.

TOWN HALL PROJECT:

The Board discussed setting a date and time for citizen input regarding the Town Hall project. It was decided that one hour before the next regular Board Meeting on October 6, 1994 from 6 p.m. until 7 p.m. should be designated for citizen input and advertised locally. The Board also directed Town Manager Vause to have John Parker do a drawing for this meeting including the ideas that were presented at the past citizen input session.

GRAY STREET PROPERTY:

The Board discussed keeping the Gray Street property (formerly the Chestnut property) and constructing a Vector Control building (with plans for a Public Works addition). The Zoning Ordinance would have to be ammended to allow municipal facilities. CAMA regulations would be followed. The Town could construct the Vector Control building this year and present the plans to CAMA as an entire project including the Public Works facility. The consensus of the Board was to proceed.

COMMUNITY PARTNERSHIP:

The background of the Community Partnership was provided by Town Manager Vause. Alderman Tuman stated that the function of the Partnership is to organize people who want to volunteer to do something for the Town. Ginny Hillyer stated that the Mature Citizens and the Beautification committee are the only committees left. Mrs. Hillyer also stated that the biggest prablem is that not enough people

are interested. She also requested that the Board look for a chairperson. Mr. Jack Royman stated that people were over-extended and involved in many different programs. Alderman Tuman directed Town Manager Vause to pursue this

2/2/196

program and maybe have individual chairpersons for different committees who would report to the Town Manager.

REEVES STREET  
EXTENSION:

The Town Attorney, Lynn Coleman, advised that Reeves Street Extension belongs to the Town and that the Town is authorized to remove any obstructions. Alderman McGinn stated that Public Works should go and clean up the area. The Board directed Town Manager Vause to handle the removal of any obstructions.

PAVING BIDS:

After discussion, a motion was made by Alderman McGinn and seconded by Alderman Stackleather to award the paving bid to Horne & Casteen for \$7854.00. Passed unanimously.

SALES TAX  
DISTRIBUTION:

After discussion, the Board directed Town Manager Vause to approach the towns of Richlands, Swansboro, Holly Ridge and Surf City regarding a meeting to discuss sales tax distribution methods. This meeting would be hosted by the Town of North Topsail Beach and tentative date and time would be 7 p.m. on October 27, 1994 at the Scotch Bonnet Restaurant.

PRELIMINARY PLAT  
EXTENSION -  
CRYSTAL SHORES  
II:

After discussion, a motion was made by Alderman McGinn and seconded by Alderman Bass to approve the Preliminary Plat Extension for Crystal Shores II. Passed unanimously.

BUDGET AMMENDMENT  
POLICE CARS:

After discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to approve the following budget ammendment to incorporate the funds received into the accounting system for accounting and audit purposes. Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH  
BUDGET ORDINANCE FOR FISCAL YEAR 1994-1995

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF ALDERMEN MEETING IN REGULAR SESSION THIS 1ST DAY OF SEPTEMBER 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR 1994-1995 ADOPTED JUNE 18, 1994, BE AMENDED AS FOLLOWS:

GENERAL FUND:

Governing Body	21,850.00
Administration	103,210.00
Elections	-0-
Community Development	59,375.00
Public Buildings	127,800.00
Police Department	388,213.00**
DWI Grant - Police	4,690.00
Public Works	99,180.00
Utilities	18,000.00
Street Improvements (Powell Bill)	28,000.00

Recreation	7,500.00
Non-Departmental	36,482.00
Fire Department	119,800.00
Contingency	15,000.00
SUB-TOTAL	<u>1,055,100.00</u>

CAPITAL RESERVE FUND:

Beach Renourishment/Dune Stabilization	66,380.00
SUB-TOTAL	<u>66,380.00</u>

TOTAL OVERALL BUDGET 1,121,480.00

GENERAL FUND:

Taxes Budget Year 1994	575,295.00
Prior Year Taxes 1993/1994	29,000.00
Prior Year Taxes 1992/1993	13,500.00
Prior Year Taxes 1991/1992	13,000.00
Prior Year Taxes 1990/1991	9,000.00
Prior Year Taxes 1989/1990	4,500.00
Inventory Tax Reimbursement	26,000.00
Tax Penalties/Interest	10,800.00
Notes Payable FCB - Police Cars	38,915.00**
Privilege License	2,900.00
Cable Franchise	5,500.00
Interest - Investments	58,000.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	53,100.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	4,000.00
Powell Bill Allocation	28,000.00
Local Option Sales Tax	108,800.00
DWI Grant - Police	4,690.00
Building Permit	10,000.00
Mechanical Permits	2,500.00
Electrical Permit	6,000.00
Plumbing Permits	2,000.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits Local	4,000.00
CAMA Permits Reimb. - State	3,000.00
Tax Refunds - Sales	1,500.00
Tax Refunds - Gasoline	4,000.00
Other State Revenues	1,000.00
Beach Driving Permit	2,000.00
Officers Fees & Violations	2,000.00
SUB-TOTAL	<u>1,055,100.00</u>

CAPITAL RESERVE FUND:

Beach Renourishment/Dune Stabilization	66,380.00
SUB-TOTAL	<u>66,380.00</u>

TOTAL OVERALL BUDGET 1,121,480.00

DULY ADOPTED THE 1st DAY OF September, 1994.

MANAGER'S  
REPORT:

1. We are working with Mrs. Jean Beasley to coordinate the cut off of street lights on the ocean side during turtle hatching season. So far we have had the lights on 2nd and 3rd Avenue temporary cut off and reconnected.
2. The Building Inspector advertisement has been published in the Jacksonville Daily News, the News & Observer and the League of Municipalities Newsletter. There appears to be some interest already so perhaps we will have several applications to review.
3. Mrs. Lynn Farrell has been transferred from the Police Department to the Town Hall as Deputy Town Clerk/Finance Officer, Ms. Ronda Maberry has been employed as the Police Records Clerk, Mr. Deron Jones and Mr. John Portifield have been employed as Police Officers.
4. Mr. Donnie Huffman, N.C. Dept. of Transportation, has been contacted to provide "No Fishing from Bridge" signs for S.R. 1568. It seems several people have been fishing/crabbing off one of the small bridges on the new portion of S.R. 1568.
5. Room reservations for the October League Convention have been sent in. We should hear from them within the next 3 weeks.
6. The Onslow County Board of Commissioners is reviewing the Towns request to convey the beach access ramp at 21st Avenue to the Town.
7. Attorney Lynn Coleman and I met to discuss various items August 24, 1994.
8. Friday, August 26, 1994, a meeting was held with Mr. Billy Dixon, DOT, to review streets that require minor repairs (pot holes, etc.). The Department of Transportation will do this repair work according to our current contract with them.
9. The revamping of the Inspections/Community Development Department is underway. All clerical work is to be handled by Mrs. Sherri Anderson which gives Ms. Susan Daughtry (CAMA, Zoning Officer) and Mr. Jon Briggs (Building Inspector) more time out in the community.
10. Mr. Ken Nunn, Sneads Ferry Postmaster, advises that he has a mail drop box for North Topsail Beach if we can provide an area to place the box. If we cannot find a suitable place he will hold the drop box until the Town Hall is built and place it at that location.
11. ISO Package concerning fire rating request will be mailed on September 1, 1994.
12. Mrs. Pat Dempsey, Beautification Committee, has

advised that a Beach Sweep Clean Up has been scheduled for Saturday, September 17, 1994, from 9:00 a.m. to 1:00 p.m. Gerald and Greg will be available to remove the bags of trash. Also, EMS and Police will be notified to assist if necessary.

ATTORNEY'S  
REPORT:

Ms. Coleman reported that if the Town provided lifeguards, the potential for liability would be increased.

ALDERMEN'S  
REPORTS:

Alderman Tuman:

Reminded everyone to bake for the Fire Department Bake and Rummage Sale on Saturday, September 3, 1994. Also stated that the Onslow County Commissioners would be holding their monthly meeting at the North Topsail Beach Fire Department on September 8, 1994. The Police Department would be conducting a Community Watch meeting on September 13, 1994. Congratulations to Peter and Ginny Hillyer for Yard of the Month.

Alderman McGinn:

Stated that he was very proud of Town Manager Vause and wished to thank her for the job that she is doing.

MAYOR'S  
REPORT:

Again, the Onslow County Board of Commissioners would be meeting in North Topsail Beach on September 8, 1994 to receive citizen input concerning local government. Would be attending a meeting for mayors and managers with Congressman Rose on September 18, 1994 to discuss coastal area problems at UNC-W.

OPEN FORUM/  
CITIZENS  
REQUEST:

Jack Royman:

Asked the Board to contact Onslow County regarding placing lifeguards at the county accesses.

Ginny Hillyer:

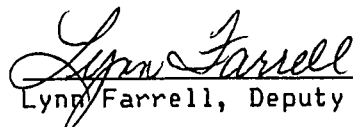
Coastal Futures Committee Meeting September 8, 9 and 10, 1994.

Bill Rogers:

Discussed the private walkway into the marsh and asked if the walkway met North Carolina building codes.

ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Bass to adjourn the meeting at 8:55 p.m. Passed unanimously.

  
Lynn Farrell, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
REGULAR MONTHLY MEETING  
OCTOBER 6, 1994

PRESENT: Mayor Marlow F. Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass, Sue Tuman, and Peter Hillyer, Town Manager Ann Vause and Deputy Town Clerk Lynn Farrell.

CALL TO ORDER: Mayor Bostic called the meeting to order at 6:05 p.m. and declared a quorum present (at the North Topsail Beach Southend Fire Department).

PUBLIC COMMENT  
ON PROPOSED  
TOWN HALL:

There were approximately 30 citizens present. Citizen comments on the Town Hall include the following:

Melvin Altbaum: Asked what type of flooring the Town Hall would have and suggested some type of tile.

Alderman Stackleather: Asked if the building would be built on stilts and John Parker stated probably a combination with possibly some parking underneath.

Melvin Altbaum: Asked what the square footage of the building would be and John Parker stated 50 X 128, or 6400 square feet.

Alderman Stackleather: Asked if there would be louver doors or panels to close off part of the meeting room to make a smaller meeting area and Mr. John Parker stated yes and that you could have a permanent wall or some form of divider through the middle of the room.

Mrs. Altbaum: Asked if the building had to be this large and were all the bathrooms necessary and Mayor Bostic explained that in the previous citizen meeting, the citizens requested that the building be large enough to accommodate 200-250 people for other functions as well. Mayor Bostic also explained that the office bathrooms would be behind locked doors during Town Hall functions after office hours.

Melvin Altbaum: Asked if parking facilities had been thought about and Mayor Bostic answered that parking would be looked at in the future, but there would be adequate parking areas.

Clara Bass: Asked if the meeting room would be comparable to the Community Center in Sneads Ferry and Mayor Bostic stated that the meeting room of the Town Hall would be comparable in size to the bay area of the Southend Fire Station.

Sam McGinn: Asked if the Town had the deed to the proposed Town Hall site and Town Manager Vause stated no, that the Town Attorney would discuss the deed later in the meeting.

Melvin Altbaum: Asked if the Town Hall would be financed or

paid for out of surplus money. Mayor Bostic stated that the Board was getting ready to spend taxpayer's money and they wanted citizen input. The decision on how to fund the project would be discussed later. Mr. Altbaum also asked where the site would be for the new Town Hall and Mayor Bostic stated the site would be at the foot of the Highrise Bridge.

Jerri Aiger: Asked what is the projected cost to taxpayers for the building and future maintenance and also if the taxpayers had voted on the issue of a new Town Hall. Mayor Bostic stated that no vote is required and cost could not be determined until there was a decision made on exactly what type of building the citizens wanted.

Ann Penta: Asked what the outside of the building was going to be constructed of and said that she preferred wood and not stucco. Mayor Bostic stated that the exterior would be constructed of whatever the citizens requested.

John Parker: Suggestions from the last citizen input meeting was stucco versus wood. He also stated that a door could be placed to utilize the office bathrooms for meeting room functions, but that the heating and cooling systems would have to be able to accommodate this arrangement. With the current plans, the meeting room bathrooms are not handicapped, and if they are changed to handicapped then they would have to be larger in size. Also if the building is 8 to 10 feet off the ground, handicapped ramps or an elevator would have to be included. Pilings and fill dirt could be used to avoid being 8 to 10 feet off the ground.

Ann Penta: Asked how many exits would be needed to accommodate 200 people and John Parker stated that there could be an extra exit on the front and possibly one on the meeting room end of the building.

Mrs. Bradley: Asked about stairs and a second floor. Mr. Parker stated that the second floor would be for storage only. Temporary pull-down stairs would be used. If there was a conventional stairway, then an elevator would also have to be included. The second floor would be heated and cooled for protection of Town records.

Alderman Hillyer: Stated that the hold up on the deed was because the land owners had laid certain conditions on the building and that those conditions were being negotiated.

Tom Matalavich: Asked how much conference room does the town need for meetings and could the Fire Departments still be used for meetings?

Alderman Bass: Stated that Topsail Beach was told by OSHA that they could no longer hold meetings in the Rescue Room because of possible contamination.

Clara Bass: Stated that there are times when the Fire Department can not be used for all meetings because of conflict in scheduling. She also stated that she felt that

the Town should have a nice Town Hall.

Betty Matalavich: Discussed handicapped bathrooms and easy access with as few doors as possible.

Don Omans: Stated he liked the current plans for the building, but wondered if there would be enough bathrooms and John Parker stated that there would be eight stalls in the entire complex. Mr. Omans also inquired about higher ceilings in the meeting room area and Mr. Parker stated that with high ceiling, the heating and cooling bill would be higher.

Mrs. Altbaum: Asked if the Town would bid the project out and Alderman Tuman assured her that the Town would take bids. Mrs. Altbaum also stated that all materials used in the Town Hall project should be low maintenance.

John Parker: Stated that wood siding would be the least costly of exterior and that brick would be the most costly. He also stated that he envisions wood siding, with maybe a hip roof, not a warehouse roof; something compatible with the beach area.

Jack Royman: Asked what the square footage of the building would be and John Parker state approximately 6400 square feet, not including the storage area.

Sam McGinn: Stated that at \$85 per square foot, the estimated cost of the building would be somewhere around \$600,000.

Mary Lou Hoffman: Asked if pilings would be involved. Also stated that if there were going to be high ceilings in the meeting room, fans should be used to offset cooling costs. She also stated that she felt that North Topsail Beach wanted a community building where residents could get together.

Jerri Aiger: Asked what is the square footage of the current Town Hall and Police Department. Alderman McGinn stated that currently the two buildings are at 1300 square feet. John Parker stated that the office and kitchen area in the new Town Hall would be approximately 3000 square feet and the meeting room about 3400 square feet.

Mrs. Altbaum: Asked about vinyl siding and inquired if the Board had said they did not want vinyl siding. Mayor Bostic stated that no one said they did not want vinyl, but he felt that it would blow off during storms. Leland Newsome stated he did not want vinyl siding.

Bill Rogers: Asked if the Board was allowing for future expansion if necessary and Alderman Tuman said that the Board was allowing for expansion but had to keep the issues of money and access for the handicapped in mind.

Henry Bookhart: Asked what the elevation is in the area that is being donated and that the area looks like Outstanding



Resource Waters. Mayor Bostic stated that the area is 2 to 3 feet above sea level there. Mr. Bookhart also stated that he would like to see an American flag at the new Town Hall.

- RECESS: Mayor Bostic called a recess at 7:00 p.m.
- RECONVENE: Mayor Bostic called the meeting back to order at 7:07 p.m. and declared a quorum present. Town Attorney Coleman was also present for the regular meeting.
- INVOCATION: Mayor Bostic requested everyone to bow their heads in a moment of silence.
- APPROVAL OF AGENDA: After discussion, a motion was made by Alderman Bass and seconded by Alderman McGinn to approve the agenda. Passed unanimously.
- APPROVAL OF MINUTES: After discussion, Alderman Tuman stated that the Manager's Report was incorrect. ~~After a brief discussion, a motion was made by Alderman McGinn and seconded by Alderman Hillyer to approve the minutes of September 1, 1994 with the stated correction. Passed Unanimously.~~ *As per DOT, not Sept. Acc needed to be replaced.*
- DABSTEC: The following report was submitted by Doris Naumann - Chairman of the DABSTEC Committee:

#### Education

The Committee felt this would be a good time to recap some of the events that have occurred since the Board began this committee last December.

In February we asked Spencer Rogers, Coastal Engineer from Sea Grant to talk to the Town about the nature of a barrier island, dune protection and stabilization, formation of sandbars, etc. It was extremely informative, and we are sorry more townspeople did not attend. We plan to ask him back sometime this fall or winter, so full-time residents of not only North Topsail Beach, but the whole island may attend.

In March we asked permission from Mac Sligh, Director of the Onslow County Parks & Recreation Department, to use Beach Accesses Nos. 2 and 4 for our planned educational programs. He gave permission with the provision that we not be at the accesses between 11 a.m. and 5 p.m. He offered to co-sponsor the programs, providing all publicity for the events, which we gratefully accepted. We found the hours to be too restrictive and tried to broaden them, with the result that Mr. Sligh withdrew his permission to use the accesses as well as the co-sponsorship.

As you know, we proceeded without him and used the South End Fire House and extended the program to Surf City, where we used the meeting room at the Town Hall. We had 14 programs this summer, including four by Karen Sheppard of the NC Aquarium at Pine Knoll Shores. Other programs included Jean

Beasley who presented 6 programs on the turtles, a film, "The Living Coast", a display of Topsail Island seashells and sharks' teeth, Melvin Shepard of the Coastal Federation, and an Orrin Pilkey film. Prior to each program we presented our "commercials" on protecting our dunes and picking up trash from the beach. It was interesting to see the reaction when we went through a grocery bag filled with trash found on a 2-mile walk.

We were extremely impressed with the public's reaction to these "commercials", and we feel we can expand on them next year, perhaps showing slides of what happens to the dunes when people walk through them. Children, who were having such a great time at the beach, were especially impressed with the need to preserve and protect the dunes so that they could continue to enjoy the area. In addition, children have come up to me on the beach and told me they were taking grocery bags on the beach and picking up litter they found there. We estimate that more than 600 people have attended our programs this year. We received great publicity from the newspapers in both Wilmington and Jacksonville, and the Topsail Voice printed anything on the program I submitted to them which helped us tremendously and attracted people from Wilmington, Hampstead and Jacksonville.

We had to cancel the program on surf fishing we had scheduled for September because Charlie Herba was unable to return in time from Long Island. Two programs scheduled on the beach before Onslow County withdrew sponsorship were canceled because of rain.

To my knowledge, we are the only town doing this type of program. The State has programs at the State Parks, but we are unique as far as towns are concerned. We were included in the budget for FY93-94 and submitted a budget for FY 94-95 in May, so we hope to continue the programs in 1995.

Have we had any problems? You Bet! All is not sweetness and light here. The most serious problem, I believe, is the lack of cooperation from the police in enforcing the dune ordinance and the attitude of the people who cross the dunes. For example, on Second Avenue there is a public crossover, and next to that is an emergency access for vehicles. No more than 25 feet from there, in a direct line from the house across the street, is a hole in the dune caused by an elderly fisherman who walks through the dune every morning, sometimes bringing his wife along. This is the same fisherman who told me he would not turn out his light for the turtles because he has lived there for 50 years and never had a turtle appear in his backyard. I knew better than to question why he was destroying the dune.

I believe the police could be very helpful in situations such as this and in the area north of the high-rise bridge where people park beyond the sand fences and cross through the dunes on to the beach. Everybody but the police seem to see this happening, and I don't understand why nothing is done. We gave the Board seven recommendations on January 6, 1994, the date of the first Board meeting following the

formation of DABSTEC. Number 7 was that all town employees be made aware of the importance of the dunes.

Another problem: The town attorney had agreed in March to look into the enforcement of the dune ordinance. Although we have asked her about progress several times since then, we have not gotten a response.

The leash law also needs to be enforced since dogs run loose constantly, harassing joggers and walkers. A pooper scooper law would be a great thing to have, although with the lack of enforcement of the laws that we now have, enactment of an ordinance would be an act of futility. We have an ATV that is not being used which should be utilized to patrol the beach to enforce our ordinances. We would not be discouraging tourists if we enforced these laws; according to the letters I have read in the newspapers and talks I have had with residents, a good number of tourists and homeowners are appalled by the number of people who allow their dogs to soil the beach.

Concerning the dune planting, the Board of Aldermen has in their hands recommendations from the Committee on this subject, and we hope to have a meeting with the members of the Board after hurricane season is over.

Report submitted by Ann Penta, Co-Chairman

DUNE & BEACH STABILIZATION & EDUCATION COMMITTEE  
(DABSTEC)

Dune Planting Recommendations

- A. The area surveyed included the beach from Scotch Bonnet Pier to New River Beach Club (see maps).
- B. Areas with good vegetation are highlighted in green and include only Reeves Street to Sloan Avenue, and Lincoln Street to Lantera Drive.
- C. Attached are descriptions of dune plants recommended by Sea Grant for dune planting. Plants that we feel would be appropriate for our dunes are highlighted. Please note that the planting would be done from the top of the dune down on the roadside only.

Due to the fact that we are still in hurricane season and face the possibility that storms may cause further changes on the dunes, we will not be able to give accurate dune planting specifications at this time. However, we recommend that the Board of Aldermen meet with DABSTEC at the end of hurricane season to go over the specifics of the dune planting recommendations.

**BEAUTIFICATION  
COMMITTEE:**

Report for the month of September, 1994 submitted and read by Pat Dempsey:

In the beginning of the year, the Beautification Committee of North Topsail Beach stated that its main purpose was to preserve, protect and enhance the natural beauty of this island. We proceeded to set realistic goals, and have attempted to work towards that objective.

To date, we have contacted the Board of Realtors asking for their cooperation in keeping their rental properties neat, clean and free of litter.

We have also toured the island of North Topsail Beach for problems that need immediate attention and have discussed our findings with the Town Manager and Building Inspector. Some "eyesores" were acted upon immediately and have been eliminated, while others are pending.

In July, 1994 our committee initiated "yard of the month awards". To date the following citizens have been recognized; Mr./Mrs. J. Rose, Mr./Mrs. G. Brown, and Mr./Mrs. P. Hillyer. Condos and businesses alike will also be recognized for their contributions in helping to beautify our Town. The Scotch Bonnet Pier was recognized, in the form of a thank you letter, for removing a number of derelict mobile homes. We thank all the above for being good neighbors and responsible citizens.

In order to maintain our highway beautification project, we are considering purchasing a mobile water tank. Mr. Mark Penry of Emerald Isle has forwarded us information about the acquisition of their tank. This tank can be used jointly with the DABSTEC Committee projects.

This year the Town of North Topsail beach will be decorated for the Christmas holiday. The main theme will be the silhouette deer. The order for purchase was placed on August 26th, and shipment is anticipated by the end of October. Mr. Forest Fussell, a local electrician, has been hired to install a utility pole (foot of the highrise bridge) to provide adequate voltage for the electrical deer display.

Two proposed landscape projects for the fall include replacing all the dead azaleas at the north firehouse with a more hardy landscape specimen and installing a garden in front of the south firehouse. Estimates for plants have been received from two nurseries. Arrangements are being made to order and plant the bushes/trees.

With emphasis on beautification, and in keeping with our original "goals and objectives" we have made recommendations to the Town of North Topsail Beach regarding the following ordinances; a)weed control, b)litter control, c)saving vegetation. Our recommendations will be processed through proper channels for consideration.

I think this is an appropriate time to mention the committee members who work so diligently behind the scenes; Clara Bass, Linda Knowles, Marge Lombardo, Ann Penta, Bea Wallace, Marie Weitner, and Sue Tuman.

ZONING  
ORDINANCE  
AMENDMENT:

Town Manager Vause recommended to the Board of Alderman that a Public Hearing be scheduled at 6:00 p.m. November 3, 1994, prior to the Regular Board Meeting, to receive citizen input on the proposed amendment to the Zoning Ordinance to allow governmental facilities in any zoning district. The Board of Aldermen agreed.

RESOLUTION  
ABC COMMISSION:

Town Manager Vause recommended the Board of Aldermen pass a resolution designating the Chief of Police/Assistant Chief of Police to make recommendations to the N.C. Alcoholic Beverage Control Commission on ABC Permit applications.

A motion to approve the Resolution was made by Alderman Bass and seconded by Alderman McGinn. Passed unanimously.

RESOLUTION OF THE TOWN OF NORTH TOPSAIL  
REGARDING DESIGNATION OF AN OFFICIAL TO MAKE  
RECOMMENDATIONS TO THE N.C. ALCOHOLIC  
BEVERAGE CONTROL COMMISSION ON  
ABC PERMIT APPLICATIONS

WHEREAS, G.S. 18B-904(f) authorizes a governing body to designate an official, by name or by position, to make recommendations concerning the suitability of persons or locations for ABC permits; and

WHEREAS, the Town of North Topsail Beach, County of Onslow, wishes to notify the N.C. ABC Commission of its designation as required by G.S. 18B-904(f);

BE IT THEREFORE RESOLVED that the North Topsail Beach Police Chief or North Topsail Beach Assistant Police Chief, is hereby designated to notify the North Carolina Alcoholic Beverage Control Commission of the recommendations of the Town of North Topsail Beach, County of Onslow, regarding the suitability of persons and locations for ABC permits with in its jurisdiction.

BE IT FURTHER RESOLVED THAT notices to the Town of North Topsail Beach, County of Onslow, should be mailed or delivered to the official designated above at the following address:

- Mailing Address: P.O. Box 2709
- Office Location: Highway 210-North Topsail Beach
- City: Surf City, North Carolina
- Zip: 28445

DULY ADOPTED THIS 6TH DAY OF OCTOBER, 1994.

VOTING DELEGATE  
AND ALTERNATE  
1994 ANNUAL  
LEAGUE MEETING:

After discussion, Alderman Tuman stated that since Mayor Bostic and she were the only members going to the meeting, Mayor Bostic should be the voting delegate and she the alternate. A motion was made by Alderman Hillyer and seconded by Alderman Stackleather to designate Mayor Bostic as the voting delegate and Alderman Tuman as the alternate. Passed unanimously.

NC RESORT TOWNS  
ASSOCIATION:

Town Manager Vause recommended that the Town of North Topsail Beach join the N.C. Resort Towns Association and pay a yearly membership of \$100.00. Alderman Stackleather asked what the benefits of the Association would be and Town Manager Vause stated that the Association would send bulletins and would be lobbying with the legislature for grants, tax distribution, etc. Alderman Tuman stated that she thought the Association was very worthwhile and worth the \$100 membership fee.

A motion was made by Alderman Stackleather and seconded by Alderman Bass to join the N.C. Resort Towns Association. Passed unanimously.

WASTE INDUSTRIES  
CONTRACT:

During discussion Alderman Bass asked when the Town would receive a container for recycling and Town Manager Vause stated that the container would be delivered as soon as the contracts were approved and signed. Alderman Tuman stated that she thought the recycling container was a great idea because people from out of town were accustomed to recycling. Alderman Bass stated that a lot of people were not recycling and should be educated.

A motion was made by Alderman Tuman and seconded by Alderman Bass to renew the contract with the changes indicated regarding the recycling container. Passed unanimously.

RESOLUTION  
AUTHORIZING  
SIGNATURES ON  
BANK ACCOUNTS:

Town Manager Vause recommended the Board pass a resolution authorizing Lynn Farrell, Finance Officer to sign town checks and the Town Manager's name be removed because she approves bills for payments.

A motion was made by Alderman Bass and seconded by Alderman Hillyer to pass the resolution authorizing Lynn Farrell, Finance Officer to sign town checks. Passed unanimously.

CONDITIONAL USE  
PERMIT - HUNTERS  
COVE:

After discussion, a Public Hearing was scheduled for 6:00 p.m. on November 3, 1994 prior to the Regular Board Meeting for citizen input regarding the request for a Conditional Use Permit of Hunters Cove - 23rd Avenue.

REZONING REQUEST -  
HUNTER HEATH  
TRACT:

A request was made by Marshall Dotson on behalf of the Hunter Heath Trust for rezoning from B-1, and B-2 to R-10 for 4.9 acres located on Highway 210, oceanfront between the Rusty Scupper Restaurant and Lot #1 Marsh Landing Associates. Discussion as follows:

Alderman Tuman - Stated that she was aware of serious problems with sewer allocations.

Marshall Dotson - Stated that every plotted lot has been approved by Onslow County for septic tanks.

Alderman Tuman - Asked if the lower lots would be large enough to accommodate duplex or single-family homes.

Marshall Dotson - stated that all lots are at least 60' frontage and one lot deep.

Alderman Bass - Stated that these lots must have a 60' setback from the first line of vegetation.

Marshall Dotson - Stated there was ample space with setbacks from the ocean and street.

Mayor Bostic - Stated that rezoning would change the property from commercial to residential but the lot lines would remain the same.

Alderman Tuman - Asked about beach access.

Marshall Dotson - Stated that two would be given to the Town with one being at the St. Moritz.

A motion was made by Alderman Stackleather and seconded by Alderman McGinn to approve the rezoning for 4.9 acres located between the Rusty Scupper Restaurant and Lot #1 Marsh Landing Associates from B-1 & B-2 to R-10. Passed unanimously.

REZONE REQUEST -  
HUNTER HEATH  
TRACT AND  
TESTAMENTARY  
TIGERS:

After discussion, a Public Hearing was scheduled for November 3, 1994, prior to the Regular Board Meeting, for citizen input regarding rezoning property located between St. Regis and Marine Drive from R-20 to R-10.

MANAGER'S  
REPORT:

1. We are working on opening Reeves Street Extension. Mr. Schrivner has removed the debris and the retaining wall will be removed as soon as Onslow County Water Department marks the location of their water line. Once all obstructions are removed the Town will open the street down to the boat ramp. Signs which read "No Parking" and "For Use of Winter Haven Subdivision Residents Only" have been ordered and will be

installed when they arrive.

2. I met with Mr. John Parker to discuss preliminary drawing on the Town Hall project.
3. September 2, 1994 I attended a meeting with Managers from Swansboro, Holly Ridge, Burgaw, Beulaville, Rose Hill and Richlands to discuss various issues.
4. Attended the September 8th meeting of Onslow County commissioners.
5. Attended the September 10th meeting with Congressman Rose and other coastal officials at UNCW to discuss coastal erosion and what needs to be done.
6. We experienced a washover problem on S.R. 1568 September 5, 1994. The water did not go over the new highway but filled the drainage ditches, ran down Marine Way into the Galleon Bay area and around the Island Enterprise area.
7. A meeting was held with Mrs. Pat Dempsey, Beautification Committee, to discuss fall beautification projects, purchase of a water wagon, etc.
8. Ms. Susan Daughtry attended a two day seminar on FEMA. Mrs. Lynn Farrell attended the school for newly appointed finance officers. Police Sergeants Salese and Burton attended a front line supervision and officer's survival course and Chief McGrath attended a session of the Management Development Program. He expects to graduate from this course next month.
9. September 16th a meeting was held with the Town Attorney to discuss various issues.
10. Mr. Eric Peterson, Topsail Beach Town Manager, advised the FCC approved toll free calls from Topsail Island to Hampstead and Wilmington. This will be effective within the next 12 months.
11. Horne and Casteen will be here to pave 13th Avenue, 14th Avenue and Green Street the week of October 3rd. We hope to have them look at Gray Street and Reeves Street Extension at that time.
12. Ms. Sandy Mattox of Pender County Extension office advised they will be having a seminar October 27th at Surf City Town Hall from 9:00 a.m. to 12:00 noon regarding coastal plants for stabilization and coastal erosion. She will be sending us an agenda to post. Beach grass will be available again this year and can be purchased at the Surf City Town Hall in November (date to be announced) at the same cost as last year. Ms. Mattox telephone number is (910) 259-1235.
13. September 27th a meeting was held with the Planning Board to review their duties and discuss any problems



or questions board members have.

14. September 29th a meeting was held with officials from Holly Ridge, Topsail Beach, Surf City and North Topsail Beach to discuss mutual items of interest.
15. Mr. John Porterfield, Police Officer, resigned for personal reasons and will be returning to Texas. John is a good police officer and will be missed by everyone. We wish him the best in his future endeavors. This position is being advertised and we hope to have a replacement in the near future.
16. Various other items such as the crossovers on the Sea Dragon lots and the Gray street area, purchase of sand fence for resale, correction of Town Code books, Building Inspectors position, Beautification Committee Projects, Zoning Ordinance revision, etc. are being studied and recommendations prepared for future review by the Board of Aldermen.

**ATTORNEY'S  
REPORT:**

Lynn Coleman, Town Attorney, stated that she and Town Manager Vause were working on several problems. Also that the deed to the land for the new Town Hall was not ready; it has been difficult to open the lines of communication, but she feels there will be no problems.

**ALDERMEN'S  
REPORTS:**

Alderman McGinn - Stated that he would like for this Board to keep the handicapped in mind when building crossovers. He also stated that he would not vote on any crossover without a handicapped ramp. He stated that the Board had a moral responsibility to think of the handicapped when spending tax dollars.

Alderman Tuman - Stated that the Board needed to have discussion on handicapped accesses. Alderman Tuman also stated that she has been very busy with Operation Onslow and that four task forces had been appointed to carry out the programs and issues of Operation Onslow. Alderman Tuman also stated that the meeting in Surf City on October 27 regarding coastal plants and stabilization was open to the public and that Shep Moore was the coastal education person with Onslow County.

Alderman Hillyer - Stated that he was glad that Alderman McGinn brought up the issue of accesses for the handicapped and that this item needs to be on the agenda for the November meeting. Alderman Hillyer stated that he was impressed with the Manager's Report about town employees attending schools.

**MAYOR'S REPORT:**

Mayor Bostic stated that he attended the Charlie Rose gathering at UNCW and that an informal group or coalition was established. Charlie Rose represents a tremendous area and highlighted a lot of North Topsail

Beach's problems. This group is planning to meet again along with the Corp of Engineers and wants it known that they are there to help. Mayor Bostic also agreed with Alderman McGinn on handicapped ramps and stated that this issue has been neglected in the past.

OPEN FORUM/  
CITIZENS REQUEST:

Mable Early - Stated that she too was for handicapped accesses and feels that most citizens are for this.

Bill Rogers - Stated that he attended the Planning Board Special Meeting and that only three members of the Planning Board were present. Stated that both the Chairman and the Vice-Chairman were not in attendance. Stated the he felt that the Planning Board had no concept of what is needed and that the leadership of the Town is required. Mr. Rogers stated that public hearing were scheduled to possibly rezone areas that would greatly increase the number of residences with no provision for additional crossovers, and felt that the Planning Board needed direction along those lines.

Jack Royman - Stated that Onslow County needed to send a representative to North Topsail Beach for seminars instead of residents having to go to Surf City and Topsail Beach.

Doris Naumann - Stated that DABSTEC had a problem with no police officers patrolling the beaches at night especially during turtle season when people were nest-sitting. Mrs. Naumann stated that she hoped there would be more night patrols next year.

Mrs. Altbaum - Discussed beach accesses and the fact that people were still walking on the dunes and asked if anyone had been fined.

Attorney Coleman - Stated that the Dune Ordinance is difficult to enforce unless the police actually see people on the dunes or have a witness willing to go to court and testify.

Jack Royman - Asked about the possibility of a citizen patrol with walkie-talkies.

Donald Omans - Stated that snow fencing in the breaks of the dunes would help to prevent people from walking through.

Mr. Bookhart - Stated that sand all over town should be pushed back into the ocean where it belonged.

Alderman Bass - Stated that Town tickets should be issued instead of State citations for dune violations because the fines would be higher.

CLOSED SESSION:

A motion was made by Alderman McGinn and seconded by Alderman Bass to go into closed session to consult with the Town Attorney. Passed unanimously.

Mayor Bostic advised the Board directed Attorney Coleman to check into the logo issue.

A motion was made by Alderman Hillyer and seconded by Alderman McGinn to go back into regular session. Passed unanimously.

ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Hillyer to adjourn the meeting at 8:50 p.m. Passed unanimously.

  
Lynn Farrell, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
OCTOBER 27, 1994


PRESENT: North Topsail Beach Mayor Marlow Bostic, Jr., Aldermen Sue Tuman, Margaret Stackleather and Bill Bass, and Town Manager Ann Vause. Holly Ridge Mayor Greg Hines and Town Manager Jeff Hudson. Richlands Mayor Larry Jones, Alderman James Morgan, Billy Spencer, Eddie Ray Horne, Stephen Marsbee and Tom Brown and Town Administrator Jeff Causey. Swansboro Commissioner Elbert Benton and Town Manager Bill Price. Surf City Mayor Vance Kee, Councilmen Bobby Smith and Lioneli Midgett. North Topsail Beach Mayor Pro-Tem Sam McGinn and Alderman Peter Hillyer were absent.

CONVOCATION: Mayor Bostic called the dinner meeting to order at 7:00 p.m., at the Scotch Bonnet Restaurant, and advised a quorum was present.

SALES TAX  
DISTRIBUTION  
METHOD:

The officials present discussed Onslow County's distribution method for sales tax funds, possibility of more equitable methods and the current arrangement between Onslow County and the Town of Jacksonville. After the discussion the officials requested a meeting be arranged between Onslow County Commissioners Larry Fitzpatrick and Ernie Wright, County Manager Rick Leary, Richlands, Surf City, Swansboro, Holly Ridge and North Topsail Beach Mayors and Managers to discuss equitable distribution of sales tax funds. Mayor Bostic advised he would arrange for this meeting.

ADJOURNMENT: The meeting adjourned at 10:15 p.m.

  
\_\_\_\_\_  
Ann Vause - Town Manager/Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
 REGULAR MONTHLY MEETING  
 NOVEMBER 3, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass, Sue Tuman, and Peter Hillyer, Town Manager Ann Vause, and Deputy Town Clerk Lynn Farrell.

CALL TO ORDER: Mayor Bostic called the meeting to order at 6:10 p.m. and declared a quorum present (at the North Topsail Beach Southend Fire station).

PUBLIC HEARING - ZONING AMENDMENT: There were approximately nine citizens present to discuss a proposed amendment to the Zoning Ordinance to allow governmental facilities in any zoning district.

Leland Newsome - Stated that he felt that governmental facilities should be allowed in any zoning district in the Town of North Topsail Beach.

A motion was made by Mayor Pro-Tem Sam McGinn and seconded by Alderman Bass to close the Public Hearing and to approve an amendment to the Zoning Ordinance to allow governmental facilities in any zoning district. Passed unanimously.

PUBLIC HEARING - CONDITIONAL USE PERMIT - HUNTER'S COVE: The Public Hearing was canceled due to the request being withdrawn.

PUBLIC HEARING - REZONE REQUEST - PROPERTY LOCATED BETWEEN ST. REGIS AND MARINE DRIVE: Proper notifications to property owners could not be located in the records and Susan Daughtry, CAMA/Zoning Administrator, requested that the Public Hearing be re-scheduled prior to the Regular Monthly Meeting on December 1, 1994.

APPROVAL OF AGENDA: Mayor Bostic requested the following additions to the agenda:  
 10(c) - Proclamation for Boy Scout Food Drive  
 10(d) - Resolution opposing the creation of a Recreational Saltwater Fishing License.

Alderman Bass requested the addition of 10(e) - Clarification on expenditures out of Dune Preservation funds.

A motion was made by Alderman Bass and seconded by Alderman Stackleather to approve the agenda with the stated changes. Passed unanimously.

APPROVAL OF  
MINUTES:

Alderman Tuman stated that in the Minutes for October 6, 1994, Ms. Mary Lou Hoffman's name was spelled incorrectly and should be corrected, and that in the Approval of the Minutes of the September 1, 1994 meeting, a correction should be made to state "The Manager's Report was for October, not September."

A motion was made by Alderman Tuman and seconded by Alderman Bass to approved the minutes of the October 6, 1994 meeting with the noted changes. Passed unanimously.

A motion was made by Alderman Tuman and seconded by Alderman Bass to approve the minutes of the October 27, 1994 Special Meeting. Passed unanimously.

RECESS: Mayor Bostic recessed the meeting at approximately 6:30 p.m.

RECONVENE: Mayor Bostic called the meeting back to order at approximately 7:00 p.m.

INVOCATION: Rev. James Oxendine of Liberty Baptist Church led in prayer.

PRESENTATION -  
ONSLOW COUNTY  
MUSEUM:

Albert Potts, Onslow County Museum Director, gave a presentation on the Onslow County Museum Library Complex and requested donations from interested parties.

PRESENTATION -  
BEACHCARE, P.A.:

Ann Linder of Beachcare, P.A. gave a presentation and explained services offered by Beachcare, P.A., located in Surf City.

PRESENTATION -  
GREATER TOPSAIL  
CHAMBER OF  
COMMERCE:

Mr. Otis Sizemore gave a presentation explaining the ~~Greater~~ Topsail Island Chamber of Commerce's ~~plans for~~ Spring Fling, ~~another~~, 1995. He explained that the horseback riding event would be limited to 150 people and that there was a 4-hour window according to the tide tables when this event could take place on Sunday, April 30, 1995.

A motion was made by Alderman Stackleather and seconded by Alderman Tuman to allow horseback riding on North Topsail Beach and 1 vehicle on Sunday, April 30, 1995 from 10:30 a.m. until 2:30 p.m. Passed unanimously.

DABSTEC  
REPORT:

Ms. Ann Penta stated that she had nothing at this time. *to report*

BEAUTIFICATION  
REPORT:

No report was given.

AMENDMENT -  
PERSONNEL  
POLICY:

Town Manager Vause stated that town employees currently have November 11 as Veterans Day holiday and November 24 as Thanksgiving Day holiday. She recommended deleting the

Veterans Day holiday and adding Friday, November 25 as a holiday.

A motion was made by Alderman Bass and seconded by Alderman Hillyer to amend the personnel policy for the Town of North Topsail Beach to delete the Veterans Day holiday and to add the Friday after Thanksgiving Day as a holiday. Passed unanimously.

AN ORDINANCE AMENDING ARTICLE V. LEAVES OF ABSENCE  
OF THE PERSONNEL POLICY FOR THE TOWN OF NORTH TOPSAIL BEACH

SECTION 1: Be it ordained by the North Topsail Beach Board of Aldermen that the following section of Article V. Leaves of Absence, Paragraph (a) of the personnel policy for the Town of North Topsail Beach be hereby amended as follows:

Veterans Day Holiday is deleted and the Friday after Thanksgiving Day is added as a holiday.

SECTION 2: All laws and clauses in conflict with this ordinance amendment are hereby repealed.

SECTION 3: This amendment shall be effective immediately upon adoption.

DULY ADOPTED THE 3RD DAY OF NOVEMBER, 1994.

RESOLUTION -  
NEUSE RIVER  
COUNCIL OF  
GOVERNMENTS:

Town Manager Vause explained that the Neuse River Council of Governments was asking the Town of North Topsail Beach to adopt a resolution releasing their portion of appropriated State funds, in the amount of \$76.49, for the Neuse River Council of Governments.

A motion was made by Alderman Tuman and seconded by Alderman Bass to adopt a resolution releasing \$76.49 (appropriated State funds) for the Neuse River Council of Governments. Passed unanimously.

RESOLUTION

BY

The Town of North Topsail Beach

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across the state; and

WHEREAS, the 1994 General Assembly recognized this need through the appropriation of \$864,270 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development,

other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by The Town of North Topsail Beach for release of these funds to our Regional Council, the available funds will revert to State's general funds; and

WHEREAS, in Region "P", funds in the amount of \$48,015 will be used to: (1) provide technical assistance to the local governments in the development and preparation of state and federal grant applications, the completion of environmental and historical impact statements, festival and tourism promotion; (2) provide statistical data from regional data center for local governmental economic and community development projects; (3) promote programs designed to help small business start-ups and expansions; (4) provide assistance to local governments on multi-county jurisdictional and environmental issues; (5) assist in implementing the Intergovernmental Project Notification System (A-95); and (6) assist with other economic and industrial development efforts.

NOW, THEREFORE BE IT RESOLVED, that The Town of North Topsail Beach requests the release of its share of these funds, \$76.49, to the Neuse River Council of Governments at the earliest possible time in accordance with the Provisions of Chapter 321, Senate Bill 27, Section 39 of the 1994 Session Laws.

PROCLAMATION -  
BOY SCOUTS:

Town Manager Vause explained that area Boy Scouts would be conducting a food drive in the Town of North Topsail Beach and that the Board of Aldermen would need to approve a Mayor's Proclamation approving this action.

A motion was made by Alderman McGinn and seconded by Alderman Bass to approve the Mayor's Proclamation. Passed unanimously.

MAYOR'S PROCLAMATION

SCOUTING FOR FOOD GOOD TURN

NOTING

the Boy Scouts of America has been in the forefront of instilling values in its youth members since its founding in 1910; and

REMEMBERING

the Boy Scouts of America have responded since 1912 to request for public service



through "National Good Turn"; and

RECOGNIZING that 20 million Americans including 5.5 million children go hungry sometime each month and that there are more hungry today than in the past 25 years; and

RECOGNIZING that 70 percent of those families requesting help have children; and

WHEREAS the East Carolina Council, Boy Scouts of America and Piggly Wiggly are jointly working to alleviate this problem in Eastern Carolina; and

WHEREAS over 20,000 people will actively participate in collecting non-perishable food stuffs for our local food pantry on Saturday, November 12, 1994; and

WHEREAS every Piggly Wiggly will be a collection point for the public to give food; and

WHEREAS all Cub Scouts and Boy Scouts will place bags on front doors of homes Saturday, November 12th and return to pick up the bags the following Saturday, November 19th, therefore be it further resolved:

RESOLUTION -  
OPPOSING  
RECREATIONAL  
SALTWATER  
FISHING  
LICENSE:

Town Manager Vause explained that the Towns of Surf City and Topsail Beach had passed a resolution opposing the Recreational Saltwater Fishing License and asked if the Board of Alderman would like to adopt a similar resolution opposing the license.

A motion was made by Alderman Bass and seconded by Alderman McGinn to adopt a resolution opposing the Recreational Saltwater Fishing License. Passed unanimously.

RESOLUTION BY THE TOWN BOARD OF  
THE TOWN OF NORTH TOPSAIL BEACH, NORTH CAROLINA  
IN OPPOSITION TO THE CREATION OF A SALTWATER RECREATIONAL  
FISHING LICENSE

WHEREAS, the North Carolina General Assembly will be considering the creation of a saltwater Recreational Fishing license in January, 1995; and

WHEREAS, the Town of North Topsail beach has long been renowned for its exciting and productive saltwater fishing; and

WHEREAS, the Town of North Topsail Beach is proud of and

installed when they arrive.

2. I met with Mr. John Parker to discuss preliminary drawing on the Town Hall project.
3. September 2, 1994 I attended a meeting with Managers from Swansboro, Holly Ridge, Burgaw, Beulaville, Rose Hill and Richlands to discuss various issues.
4. Attended the September 8th meeting of Onslow County commissioners.
5. Attended the September 10th meeting with Congressman Rose and other coastal officials at UNCW to discuss coastal erosion and what needs to be done.
6. We experienced a washover problem on S.R. 1568 September 5, 1994. The water did not go over the new highway but filled the drainage ditches, ran down Marine Way into the Galleon Bay area and around the Island Enterprise area.
7. A meeting was held with Mrs. Pat Dempsey, Beautification Committee, to discuss fall beautification projects, purchase of a water wagon, etc.
8. Ms. Susan Daughtry attended a two day seminar on FEMA. Mrs. Lynn Farrell attended the school for newly appointed finance officers. Police Sergeants Salese and Burton attended a front line supervision and officer's survival course and Chief McGrath attended a session of the Management Development Program. He expects to graduate from this course next month.
9. September 16th a meeting was held with the Town Attorney to discuss various issues.
10. Mr. Eric Peterson, Topsail Beach Town Manager, advised the FCC approved toll free calls from Topsail Island to Hampstead and Wilmington. This will be effective within the next 12 months.
11. Horne and Casteen will be here to pave 13th Avenue, 14th Avenue and Green Street the week of October 3rd. We hope to have them look at Gray Street and Reeves Street Extension at that time.
12. Ms. Sandy Mattox of Pender County Extension office advised they will be having a seminar October 27th at Surf City Town Hall from 9:00 a.m. to 12:00 noon regarding coastal plants for stabilization and coastal erosion. She will be sending us an agenda to post. Beach grass will be available again this year and can be purchased at the Surf City Town Hall in November (date to be announced) at the same cost as last year. Ms. Mattox telephone number is (910) 259-1235.
13. September 27th a meeting was held with the Planning Board to review their duties and discuss any problems

or questions board members have.

14. September 29th a meeting was held with officials from Holly Ridge, Topsail Beach, Surf City and North Topsail Beach to discuss mutual items of interest.
15. Mr. John Porterfield, Police Officer, resigned for personal reasons and will be returning to Texas. John is a good police officer and will be missed by everyone. We wish him the best in his future endeavors. This position is being advertised and we hope to have a replacement in the near future.
16. Various other items such as the crossovers on the Sea Dragon lots and the Gray street area, purchase of sand fence for resale, correction of Town Code books, Building Inspectors position, Beautification Committee Projects, Zoning Ordinance revision, etc. are being studied and recommendations prepared for future review by the Board of Aldermen.

**ATTORNEY'S  
REPORT:**

Lynn Coleman, Town Attorney, stated that she and Town Manager Vause were working on several problems. Also that the deed to the land for the new Town Hall was not ready; it has been difficult to open the lines of communication, but she feels there will be no problems.

**ALDERMEN'S  
REPORTS:**

Alderman McGinn - Stated that he would like for this Board to keep the handicapped in mind when building crossovers. He also stated that he would not vote on any crossover without a handicapped ramp. He stated that the Board had a moral responsibility to think of the handicapped when spending tax dollars.

Alderman Tuman - Stated that the Board needed to have discussion on handicapped accesses. Alderman Tuman also stated that she has been very busy with Operation Onslow and that four task forces had been appointed to carry out the programs and issues of Operation Onslow. Alderman Tuman also stated that the meeting in Surf City on October 27 regarding coastal plants and stabilization was open to the public and that Shep Moore was the coastal education person with Onslow County.

Alderman Hillyer - Stated that he was glad that Alderman McGinn brought up the issue of accesses for the handicapped and that this item needs to be on the agenda for the November meeting. Alderman Hillyer stated that he was impressed with the Manager's Report about town employees attending schools.

**MAYOR'S REPORT:**

Mayor Bostic stated that he attended the Charlie Rose gathering at UNCW and that an informal group or coalition was established. Charlie Rose represents a tremendous area and highlighted a lot of North Topsail

Beach's problems. This group is planning to meet again along with the Corp of Engineers and wants it known that they are there to help. Mayor Bostic also agreed with Alderman McGinn on handicapped ramps and stated that this issue has been neglected in the past.

OPEN FORUM/  
CITIZENS REQUEST:

Mable Early - Stated that she too was for handicapped accesses and feels that most citizens are for this.

Bill Rogers - Stated that he attended the Planning Board Special Meeting and that only three members of the Planning Board were present. Stated that both the Chairman and the Vice-Chairman were not in attendance. Stated the he felt that the Planning Board had no concept of what is needed and that the leadership of the Town is required. Mr. Rogers stated that public hearing were scheduled to possibly rezone areas that would greatly increase the number of residences with no provision for additional crossovers, and felt that the Planning Board needed direction along those lines.

Jack Royman - Stated that Onslow County needed to send a representative to North Topsail Beach for seminars instead of residents having to go to Surf City and Topsail Beach.

Doris Naumann - Stated that DABSTEC had a problem with no police officers patrolling the beaches at night especially during turtle season when people were nest-sitting. Mrs. Naumann stated that she hoped there would be more night patrols next year.

Mrs. Altbaum - Discussed beach accesses and the fact that people were still walking on the dunes and asked if anyone had been fined.

Attorney Coleman - Stated that the Dune Ordinance is difficult to enforce unless the police actually see people on the dunes or have a witness willing to go to court and testify.

Jack Royman - Asked about the possibility of a citizen patrol with walkie-talkies.

Donald Omans - Stated that snow fencing in the breaks of the dunes would help to prevent people from walking through.

Mr. Bookhart - Stated that sand all over town should be pushed back into the ocean where it belonged.

Alderman Bass - Stated that Town tickets should be issued instead of State citations for dune violations because the fines would be higher.

CLOSED SESSION:

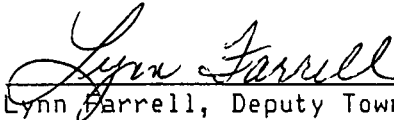
A motion was made by Alderman McGinn and seconded by Alderman Bass to go into closed session to consult with the Town Attorney. Passed unanimously.

Mayor Bostic advised the Board directed Attorney Coleman to check into the logo issue.

A motion was made by Alderman Hillyer and seconded by Alderman McGinn to go back into regular session. Passed unanimously.

ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Hillyer to adjourn the meeting at 8:50 p.m. Passed unanimously.

  
Lynn Farrell, Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD MEETING  
OCTOBER 27, 1994

PRESENT: North Topsail Beach Mayor Marlow Bostic, Jr., Aldermen Sue Tuman, Margaret Stackleather and Bill Bass, and Town Manager Ann Vause. Holly Ridge Mayor Greg Hines and Town Manager Jeff Hudson. Richlands Mayor Larry Jones, Alderman James Morgan, Billy Spencer, Eddie Ray Horne, Stephen Marsbee and Tom Brown and Town Administrator Jeff Causey. Swansboro Commissioner Elbert Benton and Town Manager Bill Price. Surf City Mayor Vance Kee, Councilmen Bobby Smith and Lionelli Midgett. North Topsail Beach Mayor Pro-Tem Sam McGinn and Alderman Peter Hillyer were absent.

CONVOCATION: Mayor Bostic called the dinner meeting to order at 7:00 p.m., at the Scotch Bonnet Restaurant, and advised a quorum was present.

SALES TAX  
DISTRIBUTION  
METHOD:

The officials present discussed Onslow County's distribution method for sales tax funds, possibility of more equitable methods and the current arrangement between Onslow County and the Town of Jacksonville. After the discussion the officials requested a meeting be arranged between Onslow County Commissioners Larry Fitzpatrick and Ernie Wright, County Manager Rick Leary, Richlands, Surf City, Swansboro, Holly Ridge and North Topsail Beach Mayors and Managers to discuss equitable distribution of sales tax funds. Mayor Bostic advised he would arrange for this meeting.

ADJOURNMENT: The meeting adjourned at 10:15 p.m.



Ann Vause - Town Manager/Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
 REGULAR MONTHLY MEETING  
 NOVEMBER 3, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Margaret Stackleather, Wilbur Bass, Sue Tuman, and Peter Hillyer, Town Manager Ann Vause, and Deputy Town Clerk Lynn Farrell.

CALL TO ORDER: Mayor Bostic called the meeting to order at 6:10 p.m. and declared a quorum present (at the North Topsail Beach Southend Fire station).

PUBLIC HEARING - ZONING AMENDMENT: There were approximately nine citizens present to discuss a proposed amendment to the Zoning Ordinance to allow governmental facilities in any zoning district.

Leland Newsome - Stated that he felt that governmental facilities should be allowed in any zoning district in the Town of North Topsail Beach.

A motion was made by Mayor Pro-Tem Sam McGinn and seconded by Alderman Bass to close the Public Hearing and to approve an amendment to the Zoning Ordinance to allow governmental facilities in any zoning district. Passed unanimously.

PUBLIC HEARING - CONDITIONAL USE PERMIT - HUNTER'S COVE: The Public Hearing was canceled due to the request being withdrawn.

PUBLIC HEARING - REZONE REQUEST - PROPERTY LOCATED BETWEEN ST. REGIS AND MARINE DRIVE: Proper notifications to property owners could not be located in the records and Susan Daughtry, CAMA/Zoning Administrator, requested that the Public Hearing be re-scheduled prior to the Regular Monthly Meeting on December 1, 1994.

APPROVAL OF AGENDA: Mayor Bostic requested the following additions to the agenda:  
 10(c) - Proclamation for Boy Scout Food Drive  
 10(d) - Resolution opposing the creation of a Recreational Saltwater Fishing License.

Alderman Bass requested the addition of 10(e) - Clarification on expenditures out of Dune Preservation funds.

A motion was made by Alderman Bass and seconded by Alderman Stackleather to approve the agenda with the stated changes. Passed unanimously.

APPROVAL OF  
MINUTES:

Alderman Tuman stated that in the Minutes for October 6, 1994, Ms. Mary Lou Hoffman's name was spelled incorrectly and should be corrected, and that in the Approval of the Minutes of the September 1, 1994 meeting, a correction should be made to state "The Manager's Report was for October, not September."

A motion was made by Alderman Tuman and seconded by Alderman Bass to approved the minutes of the October 6, 1994 meeting with the noted changes. Passed unanimously.

A motion was made by Alderman Tuman and seconded by Alderman Bass to approve the minutes of the October 27, 1994 Special Meeting. Passed unanimously.

RECESS: Mayor Bostic recessed the meeting at approximately 6:30 p.m.

RECONVENE: Mayor Bostic called the meeting back to order at approximately 7:00 p.m.

INVOCATION: Rev. James Oxendine of Liberty Baptist Church led in prayer.

PRESENTATION -  
ONSLOW COUNTY  
MUSEUM:

Albert Potts, Onslow County Museum Director, gave a presentation on the Onslow County Museum Library Complex and requested donations from interested parties.

PRESENTATION -  
BEACHCARE, P.A.:

Ann Linder of Beachcare, P.A. gave a presentation and explained services offered by Beachcare, P.A., located in Surf City.

PRESENTATION -  
GREATER TOPSAIL  
CHAMBER OF  
COMMERCE:

Mr. Otis Sizemore gave a presentation explaining the ~~Greater Topsail Island Chamber of Commerce's plans for~~ <sup>Greater</sup> Spring Fling, ~~1995~~, 1995. He explained that the horseback riding event would be limited to 150 people and that there was a 4-hour window according to the tide tables when this event could take place on Sunday, April 30, 1995.

A motion was made by Alderman Stackleather and seconded by Alderman Tuman to allow horseback riding on North Topsail Beach and 1 vehicle on Sunday, April 30, 1995 from 10:30 a.m. until 2:30 p.m. Passed unanimously.

DABSTEC  
REPORT:

Ms. Ann Penta stated that she had nothing at this time. *to report*

BEAUTIFICATION  
REPORT:

No report was given.

AMENDMENT -  
PERSONNEL  
POLICY:

Town Manager Vause stated that town employees currently have November 11 as Veterans Day holiday and November 24 as Thanksgiving Day holiday. She recommended deleting the



Veterans Day holiday and adding Friday, November 25 as a holiday.

A motion was made by Alderman Bass and seconded by Alderman Hillyer to amend the personnel policy for the Town of North Topsail Beach to delete the Veterans Day holiday and to add the Friday after Thanksgiving Day as a holiday. Passed unanimously.

AN ORDINANCE AMENDING ARTICLE V. LEAVES OF ABSENCE  
OF THE PERSONNEL POLICY FOR THE TOWN OF NORTH TOPSAIL BEACH

SECTION 1: Be it ordained by the North Topsail Beach Board of Aldermen that the following section of Article V. Leaves of Absence, Paragraph (a) of the personnel policy for the Town of North Topsail Beach be hereby amended as follows:

Veterans Day Holiday is deleted and the Friday after Thanksgiving Day is added as a holiday.

SECTION 2: All laws and clauses in conflict with this ordinance amendment are hereby repealed.

SECTION 3: This amendment shall be effective immediately upon adoption.

DULY ADOPTED THE 3RD DAY OF NOVEMBER, 1994.

RESOLUTION -  
NEUSE RIVER  
COUNCIL OF  
GOVERNMENTS:

Town Manager Vause explained that the Neuse River Council of Governments was asking the Town of North Topsail Beach to adopt a resolution releasing their portion of appropriated State funds, in the amount of \$76.49, for the Neuse River Council of Governments.

A motion was made by Alderman Tuman and seconded by Alderman Bass to adopt a resolution releasing \$76.49 (appropriated State funds) for the Neuse River Council of Governments. Passed unanimously.

RESOLUTION

BY

The Town of North Topsail Beach

WHEREAS, in North Carolina the Lead Regional Organizations, as voluntary organizations serving municipal and county governments, have established productive working relationships with the cities and counties across the state; and

WHEREAS, the 1994 General Assembly recognized this need through the appropriation of \$864,270 to help the Lead Regional Organizations assist local governments with grant applications, economic development, community development,

other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by The Town of North Topsail Beach for release of these funds to our Regional Council, the available funds will revert to State's general funds; and

WHEREAS, in Region "P", funds in the amount of \$48,015 will be used to: (1) provide technical assistance to the local governments in the development and preparation of state and federal grant applications, the completion of environmental and historical impact statements, festival and tourism promotion; (2) provide statistical data from regional data center for local governmental economic and community development projects; (3) promote programs designed to help small business start-ups and expansions; (4) provide assistance to local governments on multi-county jurisdictional and environmental issues; (5) assist in implementing the Intergovernmental Project Notification System (A-95); and (6) assist with other economic and industrial development efforts.

NOW, THEREFORE BE IT RESOLVED, that The Town of North Topsail Beach requests the release of its share of these funds, \$76.49, to the Neuse River Council of Governments at the earliest possible time in accordance with the Provisions of Chapter 321, Senate Bill 27, Section 39 of the 1994 Session Laws.

PROCLAMATION -  
BOY SCOUTS:

Town Manager Vause explained that area Boy Scouts would be conducting a food drive in the Town of North Topsail Beach and that the Board of Aldermen would need to approve a Mayor's Proclamation approving this action.

A motion was made by Alderman McGinn and seconded by Alderman Bass to approve the Mayor's Proclamation. Passed unanimously.

MAYOR'S PROCLAMATION

SCOUTING FOR FOOD GOOD TURN

NOTING

the Boy Scouts of America has been in the forefront of instilling values in its youth members since its founding in 1910; and

REMEMBERING

the Boy Scouts of America have responded since 1912 to request for public service

through "National Good Turn"; and

RECOGNIZING that 20 million Americans including 5.5 million children go hungry sometime each month and that there are more hungry today than in the past 25 years; and

RECOGNIZING that 70 percent of those families requesting help have children; and

WHEREAS the East Carolina Council, Boy Scouts of America and Piggly Wiggly are jointly working to alleviate this problem in Eastern Carolina; and

WHEREAS over 20,000 people will actively participate in collecting non-perishable food stuffs for our local food pantry on Saturday, November 12, 1994; and

WHEREAS every Piggly Wiggly will be a collection point for the public to give food; and

WHEREAS all Cub Scouts and Boy Scouts will place bags on front doors of homes Saturday, November 12th and return to pick up the bags the following Saturday, November 19th, therefore be it further resolved:

RESOLUTION -  
OPPOSING  
RECREATIONAL  
SALTWATER  
FISHING  
LICENSE:

Town Manager Vause explained that the Towns of Surf City and Topsail Beach had passed a resolution opposing the Recreational Saltwater Fishing License and asked if the Board of Alderman would like to adopt a similar resolution opposing the license.

A motion was made by Alderman Bass and seconded by Alderman McGinn to adopt a resolution opposing the Recreational Saltwater Fishing License. Passed unanimously.

RESOLUTION BY THE TOWN BOARD OF  
THE TOWN OF NORTH TOPSAIL BEACH, NORTH CAROLINA  
IN OPPOSITION TO THE CREATION OF A SALTWATER RECREATIONAL  
FISHING LICENSE

WHEREAS, the North Carolina General Assembly will be considering the creation of a saltwater Recreational Fishing license in January, 1995; and

WHEREAS, the Town of North Topsail beach has long been renowned for its exciting and productive saltwater fishing; and

WHEREAS, the Town of North Topsail Beach is proud of and

WHEREAS, the Town of North Topsail Beach receives much of its sales tax and rental income from recreational fishermen; and

WHEREAS, many recreational fishermen are elderly and/or retired persons who are on a fixed income; and

WHEREAS, many businesses and residents in the Town of North Topsail Beach depend entirely or in part on revenues from recreational fishermen to earn a living; and

WHEREAS, the requirement of monthly angler counts by fishing piers, charter, head, and dive boats would be another burden on many small businesses; and

WHEREAS, the Town Board believes this would be another unnecessary and burdensome tax on its citizens and businesses.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH TOPSAIL BEACH, NORTH CAROLINA, THAT:

- 1) The members of the General Assembly representing the people of the Town of North Topsail Beach are called on to oppose the creation of the Saltwater Recreational Fishing License.
- 2) The Town Manager of North Topsail Beach Town Board is directed to send a copy of this Resolution to each of the members of the General Assembly representing the people of the Town of North Topsail Beach and to the NC League of Municipalities.

This Resolution adopted the 3rd day of November, 1994.

DUNE  
RESTORATION  
FUNDS:

Alderman Bass: stated that money had been set aside strictly for dune restoration and stabilization and that different organizations were spending out of this fund. He also stated that the money should not be used for crosswalks, that expenditure should come under recreation funds and from "cash in lieu of" funds.

Alderman Stackleather: Asked if the Town had collected any "cash in lieu of" and was told yes, last fiscal year.

Alderman Tuman: Stated that the Town needed to clarify dune restoration, and that \$60,000 would not go very far on dredging project. Alderman Tuman also asked if there were any proposed plans on how to spend the money.

Jack Royman: Stated that the Town had finally gotten a budget line item and that the DABSTEC Committee was formed for this purpose and to show that the Town was attempting to collect money for future match-ups of Federal and State money.

Mayor Bostic: Stated that he supported bulldozing and crossovers. He also explained that the area across from the southend fire station was disastrous with 8 to 10 houses underwashed. He stated that the Town needed to accumulate money for a beach bulldozing project.

Jack Royman: Stated that an artificial reef was being built and monitored on the Jersey shore, but that it takes time to see the results.

Mayor Bostic: Stated some lots will be declared unbuildable with additional storms. He supports beach bulldozing in undeveloped areas to keep the tax value up.

Alderman Tuman: Stated that the accumulation of dune restoration funds shows that the Town is addressing the problem if and when Federal and State funds are available. Alderman Tuman stated that she thinks planting the dunes is a good idea. She asked what would the Board allow the money to be spent for and stated that the Board should clarify the matter.

Alderman Stackleather: Stated that the Town had formed the Crossover Committee and needed crossovers and handicapped accesses and asked where the money would come from for those projects.

Ann Penta: Stated that the Board recommended that the DABSTEC Committee be formed and make recommendations. there are designated areas in dire need of pushed up sand and vegetation. A decision must be made because planting must be done..

Alderman Hillyer: Stated that there are no set answers to the problem and that is why it is difficult to make a decision.

Mayor Bostic: Stated that the Town was going to have to bite the bullet and decide what to do. Oceanfront homeowners are willing to accept the burden but they need assistance. He stated that some people will band together and some refuse. He stated that he supported the Town getting involved with oceanfront property owners to push sand and plant the dunes.

Alderman McGinn: Stated that no one can determine how much to spend and that it would be determined by Mother Nature.

Alderman Stackleather: Stated that Alderman Bass was suggesting spending money on pushing sand and planting vegetation, but not on crossovers.

Alderman Bass: Stated that the money was appropriated for pushing sand and planting only.

Alderman McGinn: Stated that crossovers prevent sand dunes from being destroyed as much as vegetation does.

Alderman Tuman: Stated that crosswalks are a part of dune stabilization.

Jack Royman: Stated that the Town Board needed to check the minutes of the meeting for the exact wording when the money was appropriated. He stated that DABSTEC had collected over \$1000 from concerned citizens that could be spent for buying beachgrass.

Mayor Bostic: Stated that the problem could not be solved in one evening, that it should be placed on the December agenda.

Alderman Tuman: Asked if the DABSTEC Committee had requested a workshop with the Board of Aldermen on planting, etc.

Mayor Bostic: Stated that the workshop should be held on Saturday with a trip down the beach to view the dunes. He scheduled a special joint meeting of the Board of Aldermen and the DABSTEC Committee for Saturday, November 12, 1994 at 9:00 a.m. to be held at the southend fire station.

MANAGER'S  
REPORT:

MANAGER'S REPORT  
OCTOBER, 1994

1. Addressing System:

The North Topsail Beach addressing system will finally become a reality. As you know, we have had the new addresses in our computer for some time however, the post office has been reviewing whether or not to allow us to use "North Topsail Beach" as our official address. Through the concerted efforts of Ms. Susan Daughtry, Zoning/CAMA Administrator and Mr. Ken Nunn, Sneads Ferry Postmaster, the post office officials have agreed for us to use "North Topsail Beach with a Sneads Ferry zip code" for the entire Town. This was a lengthy, detailed process and both Ms. Daughtry and Mr. Nunn are to be congratulated for their diligence in pursuing this. The post office will be sending out a survey to all residents within the next week. This survey is the determining factor: If 51% of the residents along Highway 210 return the survey in favor of the designation the change will occur. However, if these survey forms are not returned or if the residents object Highway 210 will remain with a Holly Ridge designation. The Sneads Ferry portion of North Topsail Beach has already been authorized to use North Topsail Beach designation. If every effort is not made to use one designation we will continue to have a very confusing, inaccurate designation for our citizens and the Town. Once this survey is completed, and verified, we will be able to move forward with our letters notifying residents/property owners of their official addresses. If anyone has a question concerning the survey they are invited to contact Ms. Daughtry.

2. Blue Reflectors:

If you drive along Highway 210 or S.R. 1568 and notice blue reflectors in the highway there is a very good reason for this. The fire department has placed a "blue reflector" at the location of each fire hydrant in North Topsail Beach. These reflectors will enable all fire and emergency personnel to know immediately where a fire hydrant is

located during an emergency. The installation of this type reflector will assist the Town during the Insurance Services Office inspection, to obtain a lower fire insurance rating, expected in December, 1994.

3. Reeves Street Extension CAMA Permit:

Ms. Daughtry has obtained the CAMA Permit required for the Reeves Street Extension Project. Horne & Casteen Paving Company, expected during the early part of November, will be requested to pave this area.

4. Paving Contract:

Paving contractor, Horne & Casteen, advised us they were delayed and unable to complete the work in North Topsail Beach during October. They are expected here during the second or third week of November to pave 13th & 14th Avenues (oceanside) and Green Street (soundside).

5. Meeting with Onslow County Manager:

A meeting was held October 19th with Mr. Rick Leary, Onslow County Manager and other Onslow County Managers to discuss items of concern or interest. Mr. Leary advised other meetings of this type would be held in the future.

6. Convention - Asheville:

Alderman Tuman and I attended the North Carolina League of Municipalities Convention in Asheville October 16th-18th. The work sessions were very beneficial and we had the opportunity to meet with other officials from across the State of North Carolina.

7. DOT Meetings:

Several meetings have been held during the month with N.C. Department of Transportation officials to discuss the wash over problems in the Galleon Bay area. A wash over has not been experienced on the new portion of S.R. 1568 however, on some occasions the drainage ditches have been filled to capacity and water has gone down into the Galleon Bay area. Possible solutions for this problem are being explored.

8. Meetings:

A meeting was held with the Town Attorney October 19th to discuss various issues. October 20th a meeting was held with Mrs. Pat Dempsey, Beautification Committee, to discuss projects scheduled for this fall.

9. Personnel:

(a) As you know, Chief McGrath's wife, Donna, suffered a heart attack and required open heart surgery. We are pleased to say that Donna is doing fine and is expected home within the next few days.

(b) Officer Ron Menke was hospitalized last week for a possible heart attack. I am pleased to advise that Officer Menke is now home recuperating and hopes to be back at work by the 7th of November.

(c) Officer Danny Salese & Rhonda are the proud parents of an 8 lb. 1 oz. boy named "Daniel Salese IV". Congratulations to both of them.

(d) A new police officer has been hired to replace Mr. John

Elvin Capestany, will begin work November 16, 1994.

(e) The search for a full time Building Inspector is continuing. Hopefully, an individual will be hired by the 15th of November.

ALDERMEN'S  
REPORT:

Alderman McGinn: Stated that he was very concerned about a letter in his packet and that it was ludicrous that the police officers were not writing tickets for dune violations. He stated that he was not criticizing the officers but that they needed to be directed to write tickets for dune violators on Town tickets to be paid at the Town Hall. He also stated that he knew the Town Manager could handle the problem.

Alderman Stackleather: Stated that she had read that the concert at the State Convention cost \$20,000 that it costs taxpayers \$500 for each representative sent to the convention. She also stated that there would be a Thanksgiving Dinner for senior citizens at the Surf City Baptist Church on November 15, 1994 at 12:00 noon.

Alderman Tuman: Stated that there were many ways to attend the NC Convention. Our representatives, Town Manager Vause and Alderman Tuman, did not attend the concert or luncheons. Alderman Tuman stated that she felt that the workshops were worthwhile and that meeting people from other towns was very worthwhile. Alderman Tuman stated that former Town Manager Hedgepath was a member of the Steering Committee of Operation Onslow and should be replaced with Town Manager Vause. Alderman Tuman asked for a recommendation for Town Manager Vause to be on the Board.

A motion was made by Alderman McGinn and seconded by Alderman Bass to place Town Manager Vause on the Steering Committee of Operation Onslow. Passed unanimously.

Alderman Tuman also stated that Onslow County Board petitions and applications were available at the town Hall and that Onslow County needed people on their boards. She asked that interested parties stop by Town Hall and look at the list. Alderman Tuman also offered special congratulations to Susan Daughtry on completing the addressing system and obtaining CAMA permits for Reeves Street Extension. Alderman Tuman directed the Town Manager to contact DEM regarding Onslow County's New River basin and find out when the planning schedule for the New River Basin would be implemented.

Alderman Bass: Stated that he agreed that the Police Department should be writing more Town tickets for dune violators and the fines paid to the Town Hall. He stated that police officers should spend more time at areas where the dunes are being crossed and be less active on radar.

Alderman Hillyer: No report.

Alderman Stackleather: Stated that the Board of Aldermen had not received a police summary since August, 1994.



MAYOR'S  
REPORT:


Mayor Bostic stated that new tax listing requirements were posted in the Town Hall. He wished to encourage everyone to vote next Tuesday and that North Topsail Beach citizens would vote at Turkey Creek Fire Department.

PUBLIC FORUM:

Mrs. Fullwood: Stated that her husband Judge Fullwood was up for re-election for Pender and New Hanover Counties. She stated that she has heard nothing against her husband and encouraged voters to re-elect Judge Fullwood.

ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Hillyer to adjourn the meeting at 9:08 p.m. Passed unanimously.

  
Lynn W. Farrell - Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD/DABSTEC MEETING  
NOVEMBER 12, 1994

PRESENT: Mayor Marlow Bostic, Jr., Mayor Pro-Tem McGinn, Aldermen Sue Tuman, Wilbur Bass, Margaret Stackleather, Peter Hillyer, Town Manager Vause, and Deputy Town Clerk Lynn Farrell, DABSTEC members Ann Penta, Jack Royman, Doris Naumann and Leland Newsome.

CONVOCATION: Mayor Bostic called the meeting to order at 9:00 a.m at the south end fire station, and declared a quorum present.

DUNE RESTORATION  
FUNDS:

Mayor Bostic said the purpose of this special meeting was to discuss dune restoration funds and a field trip along the beach to view dunes and decide which areas need to be pushed up and where vegetation should be planted.

The entire group traveled the beach from the Scotch Bonnet Pier to the north end and discussed which areas were in need of pushed sand and vegetation. The group then reconvened at the Scotch Bonnet Restaurant (Alderman McGinn left after the field trip at approximately 10:30 a.m.).

After discussion, the consensus of the Board of Aldermen was to allow the Town Manager to purchase beach grass, sand fencing and fertilizer for a test site from 4th Avenue to the end of Topsail Road. This area would be planted as a demonstration area with a variety of coastal plants and sand fencing would be installed. Signs would be erected to inform the public as to the purpose of the site and to identify the plants used.

It was agreed upon that Alderman Hillyer would do the public relations work before, during and after the planting. Mayor Bostic would take still photographs and videos of the process. The Board of Aldermen and the DABSTEC Committee would have an actual planting workshop.

Mayor Bostic stated that it was not economically feasible for the Town to maintain crossovers and that possibly areas could be left as designated walk-throughs with appropriate signs and that maybe pampas grass could be planted as a corridor.

The group discussed having a form in the Town Hall for property owners to fill out to qualify for reduced prices on sand fencing from area suppliers. Included with the form would be instructions for proper installation of the sand fence, and all Town Hall employees would be able to advise property owners of the proper way to install should anyone have questions.

The DABSTEC Committee asked if they could spend money from the dune restoration funds for education and were advised yes. Also they were to prepare a budget for the fiscal year 1995-96.

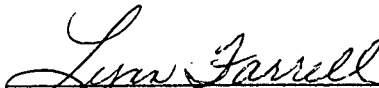
station with turtle nest locations and anticipated hatching dates for interested parties.

The Board of Aldermen scheduled a special joint meeting with the DABSTEC Committee for Monday, November 21, 1994 at 2:00 p.m. at the Scotch Bonnet Restaurant to meet with State Agricultural Extension representatives. These representatives will discuss dune vegetation and assist with the planned test area.

Alderman Hillyer was asked to prepare a written summary of the day's activities for area newspapers.

ADJOURNMENT:

A motion was made by Alderman Stackleather and seconded by Alderman Bass to adjourn the meeting at 12:35 p.m. Passed unanimously.

  
Lynn Farrell - Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
SPECIAL BOARD/DABSTEC MEETING  
NOVEMBER 21, 1994

**PRESENT:** Mayor Marlow Bostic, Jr., Mayor Pro-Tem McGinn, Aldermen Wilbur Bass, Sue Tuman, and Margaret Stackleather, Town Manager Vause, Deputy Town Clerk Lynn Farrell and DABSTEC members Jack Royman, Doris Naumann and Leland Newsome. Alderman Hillyer was absent.

**CONVOCATION:** Mayor Bostic called the meeting to order at 2:00 p.m. at the Scotch Bonnet Restaurant and declared a quorum present.

**DUNE RESTORATION:** Mayor Bostic explained the purpose of this meeting was to discuss dune restoration and hear presentations from:

Bruce Williams - NC Cooperative Extension Service  
Danny Shaw - Onslow County Extension Service  
Sandra Mattox - Pender County Extension Service  
Spencer Rogers - NC Sea Grant

**PRESENTATIONS:** Bruce Williams: stated that the first step in dune restoration was to identify dunes that need vegetation and to identify areas where sand needed to be pushed. He stated that the Town should prioritize areas to re-vegetate and renourish using beachgrass and sand fencing.

Spencer Rogers: Stated that the ultimate goal was to provide more sand between houses and the ocean with higher elevation dunes with larger volumes of sand. Mr. Rogers also stated that dunes are limited to what they can do, especially in chronic long-term erosion areas. He stated that dunes should be 50-100 feet landward of the vegetation, not on the seaward edge.

Mayor Bostic: Stated that the Town realizes that when sand dunes are replenished with bulldozers, it is a disposable type effort. Mayor Bostic also stated that there are areas in North Topsail Beach where sands can not be backed up 50-100 feet because of structures and roadways. He stated there is no fix-all but that the Town was looking for appropriate plants for the area and would push sand where necessary. Mayor Bostic discussed the demonstration project planned by the Town.

Bruce Williams: Stated that once the site is identified, his organization would assist. He stated the size of the site needed to be determined and sand fencing should be ordered. Mr. Williams said that volunteer groups should be organized for planting and a calendar of work days should be established. He stated that his office would help to train the volunteers. Beach grass must be planted from October to March for best results.

Mr. Williams stated that NC Cooperative Extension Service had a limited amount of research funds to plant several 10 X 25 feet plots in the Town of North Topsail Beach with different species of grass for demonstration.

Sandra Mattox: Stated that the Pender County Extension

Service would be ordering American Beach Grass through December 1, 1994 for distribution at the Surf City Town Hall on Saturday, December 3, 1994 10:00 a.m. until 11:00 a.m. The cost will be \$50.00 per bundle of 1000 plants. Ms. Mattox stated that the plants should be spaced 12 to 18 inches apart for best coverage. Plants should be fertilized in the Spring with fertilizer such as 10-10-10.

Danny Shaw: Stated that he and Shep Moore from the Onslow County Extension Service would be available to set up training schedules for volunteers.

DISCUSSION:

After the presentations, The Board of Aldermen and the members of the DABSTEC Committee discussed the presentations and the idea of a demonstration area to be planted by the Town.

A motion was made by Alderman Stackleather and seconded by Alderman McGinn to establish a demonstration project area from 4th Avenue to the end of Topsail Road to consist of re-seeding, re-vegetating, fertilizing and installing sand fencing. Passed unanimously.

The Board directed Town Manager Vause to order 15 bundles of American Beach Grass to begin the first phase of the planting.

After discussion, a motion was made by Alderman McGinn and seconded by Alderman Bass to make arrangements with one or more companies to purchase sand fencing through the Town of North Topsail Beach. Passed unanimously.

It was decided to add information in the up-coming Town newsletter regarding the demonstration project and the costs of beach grass and sand fencing being supplemented by the Town.

ADJOURNMENT:

A motion was made by Alderman McGinn and seconded by Alderman Bass to adjourn the meeting at 4:05 p.m. Passed unanimously.

  
Lynn Farrell - Deputy Town Clerk

TOWN OF NORTH TOPSAIL BEACH  
PUBLIC HEARING/REGULAR BOARD MEETING  
DECEMBER 1, 1994

PRESENT: Mayor Marlow F. Bostic, Jr., Mayor Pro-Tem Sam McGinn, Aldermen Wilbur Bass, Sue Tuman, Peter Hillyer, Margaret Stackleather, Town Attorney Lynn Coleman, Town Manager Ann Vause, and Deputy Town Clerk Lynn Farrell.

CALL TO ORDER: Mayor Bostic called the meeting to order at 7:00 p.m. and declared a quorum present. Mayor Bostic introduced new employees Jeff Holland - Building Inspector, and Louis DeNoia - Auxilliary Police Officer.

INVOCATION: Mayor Bostic called for a moment of silence.

PUBLIC HEARING - REZONE REQUEST FOR PROPERTY LOCATED BETWEEN ST. REGIS AND MARINE DRIVE:

The Public Hearing for citizen input regarding rezoning property between the St. Regis and Marine Drive from R-20 to R-10 was canceled due to legalities and re-scheduled prior to the Regular Board Meeting January 5, 1995.

APPROVAL OF AGENDA:

After discussion, a motion was made by Alderman Hillyer and seconded by Alderman Stackleather to approve the agenda with the following additions:

- (f) Recreation Grant
- (g) Bicycle Path Grant
- (h) Discussion of goals from the 4-town meeting.

Passed unanimously.

AUDITOR REPORT: Mr. John Carraway, Auditor for the Town of North Topsail Beach, discussed the audit report for fiscal year 1993-94 and distributed a copy of the report to the Board.

APPROVAL OF MINUTES:

After discussion, Alderman Tuman stated that the minutes regarding Spring Fling should be changed to read "Otis Sizemore gave a presentation explaining the Topsail Island Spring Fling, 1995."

A motion was made by Alderman Bass and seconded by Alderman Stackleather to approve the minutes of the November 3, 1994 meeting with changes. Passed unanimously.

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to approve the minutes of the November 12, 1994 Special Meeting as presented. Passed unanimously.

A motion was made by Alderman Tuman and seconded by Alderman Stackleather to approve the minutes of the November 21, 1994

DABSTEC  
REPORT:

Mr. Jack Royman stated that he did not have anything to report at this time. Town Manager Ann Vause stated that she had looked at the pilot area on Wednesday with Shep Moore and had ordered 15 bundles of American Beachgrass and that the grass would be available at 10:00 a.m. Saturday morning and the sand fencing would also be delivered Saturday morning.

BEAUTIFICATION  
REPORT:

Citizen Clara Bass discussed the two reindeer that were stolen from the display at the base of the highrise bridge. After discussion, a motion was made by Alderman Bass and seconded by Alderman Hillyer to offer a \$50.00 reward for information leading to the apprehension of the person(s) who took the reindeer. Passed unanimously. The Board also decided that if the reindeer were returned, no questions would be asked.

AMENDMENT TO THE  
ZONING ORDINANCE:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to amend the Zoning Ordinance to allow governmental facilities in any zoning district. Passed unanimously.

AN ORDINANCE AMENDING SECTION 8.8 PERMITTED AND CONDITIONAL  
USES OF THE TOWN OF NORTH TOPSAIL BEACH ZONING ORDINANCE

SECTION I: Section 8.8 Permitted and Conditional Uses of the Town of North Topsail Beach Zoning Ordinance is hereby amended by adding the following as a permitted use to the table of permitted uses:

"Governmental Facilities in all Zoning Districts"

SECTION II: All laws and clauses in conflict with this ordinance amendment are hereby repealed.

SECTION III: This ordinance amendment shall be effective immediately upon adoption.

DULY ADOPTED THE 1ST DAY OF DECEMBER, 1994.

PRELIMINARY PLAT -  
EMERALD DUNES:

John Parker, representing Emerald Dunes Subdivision, discussed the Preliminary Plat. Mayor Pro-Tem McGinn stated that there was no walkway and John Parker stated that because the lots across the street (sound side) were wetlands, a walkway was not needed. Mayor Pro-Tem McGinn stated that he would like to see a walkway instead of cash in lieu of.

Doris Naumann: Stated that if there is to be a dune crossover, the Town should put up a sign "Public Beach Access" so that people will know that it is a public crosswalk.

Bill Rogers: Stated that he was for a crossover because cash in lieu of goes into the General Fund.

A motion was made by Alderman Bass to accept the Preliminary Plat for Emerald Dunes Subdivision as presented with cash in lieu of a crossover. No second. The motion dies.

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Stackleather to accept the Preliminary Plat for Emerald Dunes Subdivision as presented with a wooden crossover instead of cash. Voting aye: Mayor Pro-Tem McGinn, Alderman Tuman, Stackleather and Hillyer. Voting nay: Alderman Bass. Motion passed 4 to 1.

PRELIMINARY PLAT -

WYNDY DUNES:

After discussion, a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Hillyer to accept the Preliminary Plat for Wyndy Dunes Subdivision as presented. Passed unanimously.

REQUEST FOR  
PUBLIC HEARING  
PROPOSED  
AMENDMENTS  
TO ZONING  
ORDINANCE &  
SUBDIVISION  
REGULATIONS:

After discussion, the Board agreed to schedule a Public Hearing at 6:00 p.m. on January 5, 1995 prior to the regular meeting, to receive public input regarding amendments to the Zoning Ordinance and Subdivision Regulations

Susan Daughtry, CAMA/Zoning Administrator: Stated that the Planning Board requested a definition of "building envelope". She also stated that the Planning Board required building envelopes on plats and that all construction must be inside the building envelope.

John Parker: Stated that there was nothing in the Zoning Ordinance about building envelopes and that the Zoning Ordinance addresses whether modifications can extend into side yards. He also stated that the "building envelope" is created by the setbacks.

BUDGET  
AMENDMENT -  
BUILDING  
INSPECTOR  
POSITION:

After discussion, a motion was made by Alderman Tuman and seconded by Alderman Hillyer to adopt the Budget Amendment for the Building Inspector position as presented. Passed unanimously.

AN ORDINANCE AMENDING THE TOWN OF NORTH TOPSAIL BEACH BUDGET ORDINANCE FOR FISCAL YEAR 1994-1995

BE IT ORDAINED BY THE TOWN OF NORTH TOPSAIL BEACH BOARD OF



ALDERMEN MEETING IN REGULAR SESSION THIS 1ST DAY OF  
DECEMBER, 1994, THAT THE BUDGET ORDINANCE FOR FISCAL YEAR  
1994-1995 ADOPTED JUNE 18, 1994, AMENDED SEPTEMBER 3, 1994  
BE AMENDED AS FOLLOWS:

GENERAL FUND:

Governing Body	21,850.00
Administration	103,210.00
Elections	-0-
Community Development	84,375.00
Public Buildings	127,800.00
Police Department	388,213.00
DWI Grant - Police	4,690.00
Public Works	99,180.00
Utilities	18,000.00
Street Improvements (Powell Bill)	28,000.00
Sanitation	26,000.00
Recreation	7,500.00
Non-Departmental	36,482.00
Fire Department	119,800.00
Contingency	<u>15,000.00</u>
SUB TOTAL	1,080,100.00

CAPITAL RESERVE FUNDS:

Beach Renourishment/Dune Stabilization	<u>66,380.00</u>
SUB TOTAL	66,380.00

TOTAL OVERALL BUDGET	<u>1,146,480.00</u>
----------------------	---------------------

GENERAL FUND:

Taxes Budget Year 1994	575,295.00
Prior Years Taxes 1993/1994	29,000.00
Prior Years Taxes 1992/1993	13,500.00
Prior Years Taxes 1991/1992	13,000.00
Prior Years Taxes 1990/1991	9,000.00
Prior Years Taxes 1989/1990	4,500.00
Inventory Tax Reimbursement	26,000.00
Tax Penalties/Interest	10,800.00
Notes Payable FCB - Police Cars	38,915.00
Privilege License	2,900.00
Cable Franchise	5,500.00
Interest - Investments	58,000.00
Miscellaneous	10,000.00
Miscellaneous Permits	900.00
Utilities Franchise Tax	53,100.00
Intangible Property Tax	21,000.00
Beer & Wine Tax	4,000.00
Powell Bill Allocation	28,000.00
Local Option Sales Tax	108,800.00
DWI Grant - Police	4,690.00
Building Permits	10,000.00
Mechanical Permits	2,500.00
Electrical Permits	6,000.00
Plumbing Permits	2,000.00
Homeowners Recovery Fund	100.00
Inspection Fees	100.00
CAMA Permits Local	4,000.00
CAMA Permits Reimb. - State	3,000.00
Tax Refunds - Sales	1,500.00

Tax Refunds - Gasoline	4,000.00
Other State Revenues	1,000.00
Beach Driving Permits	2,000.00
Officer Fees & Violations	2,000.00
Appropriated Fund Balance	<u>25,000.00</u>
SUB TOTAL	1,080,100.00

CAPITAL RESERVE FUND:

Beach Renourishment/Dune Stabilization	<u>66,380.00</u>
SUB TOTAL	66,380.00

TOTAL OVERALL BUDGET	<u>1,146,480.00</u>
----------------------	---------------------

DULY ADOPTED THE 1ST DAY OF DECEMBER, 1994.

CHRISTMAS  
BONUSES FOR  
EMPLOYEES:

After discussion a motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to approve \$100.00 Christmas Bonuses for each employee and Auxiliary Police Officer. Passed unanimously.

RECREATION  
GRANT:

After discussion, it was the consensus of the Board of Aldermen to direct the Town Manager to apply for the Recreation Grant.

BICYCLE PATH:

After discussion, a motion was made by Alderman Bass and seconded by Mayor Pro-Tem McGinn for the Town Manager to apply for a Bicycle Path Grant. Passed unanimously.

GOAL - 4 AREA  
TOWNS:

Alderman Stackleather: Stated that the most important goal should be decided upon. Some suggestions were (1) Write to congressmen to visit the four Towns. (2) Holly Ridge would like for traffic from I-40 to be routed down Hwy 50, (3) Dune Renourishment and conservation, and (4) enhance Topsail Island Spring Fling.

It was the consensus of the Board of Aldermen to allow the four Towns to invite Congressmen and others to the area.

MANAGER'S  
REPORT:

1. Turn Lane Hwy 210/SR 1568:  
We have been notified by the N.C. Dept. of Transportation that a turn lane for the intersection of Highway 210 and S.R. 1568 has been approved and will be installed next spring.
2. Resurfacing River Road/River Road Extension:  
N.C. Dept. of Transportation has agreed to include the resurfacing of River Road and River Road Extension in their spring resurfacing contract. The cost for this resurfacing work is estimated at \$9,000 and will be charged to the Powell Bill Fund account.
3. Beautification Projects:  
Gerald and Greg have assisted Mrs. Pat Dempsey and the Beautification Committee in planting flower beds at the south and north end fire stations. Also, the N.C.

Dept. of Transportation has advised that they will replace all plants that did not survive the initial planting in the beautification grant at no cost to the Town.

4. Grants:

Information has been received concerning a grant for a bicycle path. This is currently being reviewed and will be presented to the Board at a later date.

We have been notified that a grant may be available from the Federal Government to provide additional police officers for community patrolling. This would be a matching grant with the Federal Government paying 75% the first year and the Town paying 25%. However, there are aspects of this grant proposal, such as the reduction of Federal Funds after the first year and the fact that the grant would only pay for salaries and benefits for 3 years, that need to be reviewed closely before we consider presenting a proposal to the Board.

5. Personnel:

Chief McGrath has completed his Management Development Course at Salemburg. Congratulations to Mike. Paper work on our new officer, Elvin Capestany, is being reviewed by the N.C. Justice/Training Standards Division. As soon as this information is received and finalized Mr. Capestany will become a member of our police department. Mr. Jeff Holland has been employed as Building Inspector. Jeff has extensive experience as an inspector in a coastal community and is very familiar with CAMA and FEMA rules and regulations. He currently has a Level III certification in Building, a probationary Level II in Electrical and Fire and a Level I certification in Mechanical and Plumbing. Plans are underway for him to become certified as Level III in Plumbing and Mechanical within the next 12 months. Welcome aboard Jeff.

6. Addressing System:

The post office has officially notified us that we can use the designation "North Topsail Beach 28460" for the entire Town. Ms. Susan Daughtry is in the process of finalizing letters to all property owners/residents notifying them of their correct address. These letters should be out by the end of November. Please understand that with this change occurring during the busy holiday season there may be some confusion concerning mail but, Mr. Ken Nunn, Sneads Ferry Postmaster, has assured us they will do everything they can to prevent this.

7. A 4-Town meeting, hosted by the Town of Holly Ridge, was held November 28th at the Camp Davis Restaurant.

8. Dune Preservation Project:

The Board of Aldermen have held 2 meetings concerning a dune preservation pilot program. November 21st a meeting was held with officials from the Onslow County Agricultural Extension Office and other officials to outline a demonstration project. The current plans are to use the area from 4th Avenue north to beyond 2nd Avenue as a trial demonstration area. In

addition, the Town is planning a program by which the Town will purchase plants, snow fencing and fertilizer for property owners to purchase, at cost from the Town, for individual projects initiated by property owners if the demonstration area is the success we feel it will be. Details on this program can be obtained by calling the Town Hall 328-1349.

9. Christmas Decorations:

I hope that you have noticed the Christmas Decorations near the high rise bridge. The 4 deer are the first part of a three year project. In addition, bows and wreaths made by Mrs. Linda Knowles will be placed on street signs throughout the Town by members of the Beautification Committee during the week of December 5th.

ATTORNEY'S  
REPORT:

Attorney Coleman had no report.

ALDERMEN'S  
REPORT:

Alderman McGinn: No report at this time.

Alderman Stackleather: Stated that all Town crossovers should have signs stating "Property of North Topsail Beach". She also stated that volunteers were needed for planting the dunes on Saturday.

Alderman Tuman: Stated that she had attended the "Women in the Military" ceremonies. she also stated that Operation Onslow task forces were out working and that reports would be coming in soon.

Alderman Bass: No report at this time.

Alderman Hillyer: No report at this time.

MAYOR'S  
REPORT:

Mayor Bostic stated that the ISO Inspector was in the Town of North Topsail Beach on Monday, Tuesday and Wednesday and that the Town should be hearing the results in approximately three months. Mayor Bostic also stated that he was misquoted regarding the "Yankee" comment in the Topsail Voice News Biscuits. Mayor Bostic also stated that a letter had been written to Orren Pilkey at Duke University regarding his walking on the dunes while visiting North Topsail Beach.

OPEN FORUM/  
CITIZEN REQUEST:

Doris Naumann: Stated that she had also written a letter to Professor Pilkey.

Bill Rogers: Stated that he had the Town Logo framed and it was to be placed in the Fire Department.

CLOSED SESSION:

A motion was made by Alderman Stackleather and seconded by Alderman Bass to go into Closed Session for discussion with the Town Attorney concerning a possible claim. Passed unanimously.

## RETURN TO

REGULAR SESSION: A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to return to Regular Session. Passed unanimously.

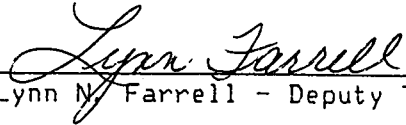
Mayor Bostic stated that the Board had discussed the Town Logo and ordering sweatshirts with the Town Logo on them. Mayor Bostic also stated that land acquisition for the new Town Hall site had also been discussed.

A motion was made by Alderman Bass and seconded by Mayor Pro-Tem McGinn to direct Town Manger Vause to order approximately 50 sweatshirts with the Town Logo imprinted on them, sizes X-Large and 2X. Passed unanimously.

A motion was made by Alderman Stackleather and seconded by Mayor Pro-Tem McGinn to purchase the sweatshirts with money from the DABSTEC Fund and that money from the sale of the sweatshirts would go back into the DABSTEC Fund. Passed unanimously.

## ADJOURNMENT:

A motion was made by Mayor Pro-Tem McGinn and seconded by Alderman Bass to adjourn the meeting at 10:05 p.m. Passed unanimously.

  
Lynn N. Farrell - Deputy Town Clerk