



TOWN COUNCIL MINUTES

REGULAR MEETING

Monday, August 16, 2021 @ 6:00p.m.

The Kure Beach Town Council held its regular meeting on Monday, August 16, 2021 at 6:00 p.m. The Town Attorney was present and there was a quorum of Council members present.

COUNCIL MEMBERS PRESENT

Mayor Craig Bloszinsky
Mayor Pro Tem David Heglar (Via Conference Call)
Commissioner Joseph Whitley
Commissioner John Ellen
Commissioner Allen Oliver

COUNCIL MEMBERS ABSENT

STAFF PRESENT

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

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

APPROVAL OF CONSENT AGENDA ITEMS

1. Accept the resignation of Stefanie O'Conner from the Marketing Committee
2. Accept the resignation of Robin Nalepa from the Marketing Committee
3. Appoint Steve Stefanovich as a full member of the Marketing Committee
4. Appoint Linda Collora as a full member Community Center Committee member
5. Appoint Sarah Herzog as a full member of the Marketing Committee
6. Appoint Mark Dirks as a full member to the Marketing Committee
7. Appoint Joe Barlok as a full member of the Historic Preservation Commission
8. Appoint Lisa Ashworth as an alternate member to the Marketing Committee
9. Approval for Mayor Bloszinsky, Commissioner Whitley, Commissioner Oliver, Commissioner Ellen to attend the NCBIWA 2021 Fall Conference and a bronze sponsorship in the amount of \$800
10. Minutes:
 - o July 19, 2021 Regular
 - o July 29, 2021 Special



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

SECOND- Commissioner Ellen

VOTE- Unanimous

ADOPTION OF THE AGENDA

MOTION- Commissioner Whitley made a motion to remove item 7.3 Item #1 "Interview Charles McHone" from the agenda and adopt the agenda as amended

SECOND- Commissioner Oliver

VOTE- Unanimous

PUBLIC COMMENTS

None.

PRESENTATIONS

1. Recognition of Andy Canoutas

MPT Heglar commented he appreciates the opportunity to honor the Town's former Town Attorney Andy Canoutas. He was the first paid Lifeguard of Kure Beach, a Kure Beach Police Officer and legal guidance for the Town from 1960-2020. He would like to express his own personal appreciation of his work and commitment to the Town.

Lisa Heglar read a letter written by BJ Canoutas.

Mayor Bloszinsky read Proclamation P21-02 Appreciation to Andrew "Andy" Arthur Canoutas, Esq. hereby incorporated into the minutes.

MOTION- Commissioner Oliver made a motion to adopt Proclamation P21-02 Appreciation to Andrew "Andy" Arthur Canoutas, Esq.

SECOND- Commissioner Whitley

VOTE- Unanimous

Mayor Bloszinsky commented he would like to present the plaque to Andy Canoutas's daughter Teddy McLaughlin. The plaque will be hung at Town Hall in his honor. The plaque reads "In Honor of Andrew "Andy" Arthur Canoutas Esq. for his dedicated and selfless service to the citizens and community of the Town of Kure Beach. Andy was an inspiration and mentor to his fellow coworkers and the Mayors and Commissioners from the Town's initial founding in 1947 until his last official Town Council Meeting on July 20, 2020. He will be missed and his service is an enduring inspiration to us all."



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2. Deb LeCompte, Habitat for Trees

Bryant Bass stated:

- President of the Pleasure Island Habitat and would like to present a new initiative tonight that Pleasure Island Habitat has come up with
- In recent light of all the discussion regarding cutting down native trees they would like to change the conversation from cutting down trees, to planting trees
- They have formed a Committee, Habitat for Trees
- The Committee will be donating native trees for Town owned property in Carolina Beach and Kure Beach
- Their goal is to start planting on designated property with guidance from Town leadership and will plan to provide the service to property owners in the future
- All funds will be donated by Pleasure Island Habitat they are requesting permission to plant the native trees on the island
- The Committee is working with an artist who will be consulting with the Committee and assisting with planting the native trees
- Received approval from Carolina Beach Town Council last week

Mayor Bloszinsky commented what can the Town Council do for you?

Bryant Bass commented they would like for the Town to designate some areas where the trees could be planted that in the future where the trees wouldn't be cut down.

MPT Heglar asked is Habitat for Trees only looking at Town owned property?

Bryant Bass commented yes. The Committee is starting with Town owned property.

MPT Heglar commented the Town needs to identify the areas where the trees will be planted.

Commissioner Ellen commented he fully supports this item.

Commissioner Oliver stated he thinks it is a great idea.

CONSENSUS- Town Council agreed to support the Pleasure Island Habitat proposal to plant native trees on Town property



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3. Special Event - Film Request Florida Man

Recreation Director Keely stated she received a Special event request from Netflix for a filming project in downtown Kure Beach for this Thursday, August 18th. The summary is included in the agenda packet of the events.

Mayor Bloszinsky commented he hopes Netflix Productions are working on minimizing the spaces actually needed for the vehicles during filming. If this request is approved does Netflix Productions have enough staff to block off the spaces? Has an agreement been made with the Town businesses that are planned to be used? All filming needs to be completed by 5:00 a.m. to allow the garbage trucks through that area before the weekend and for the food trucks to be able to come into Town that morning.

Mike Hewett answered yes Netflix Productions will be containing the on street parking request between Jack Mackerels and Bud & Joes. They are not requesting any parking on the beach front or on Fort Fisher Boulevard. He did include the parking request in the proposal. He does have staff to block off the parking spots requested, and he believes he has approval from the businesses.

Mike Robertson commented he has not come to agreement with Netflix Productions.

Netflix Productions, Mike Hewett commented he did submit a request to close the pier but honored the request not too.

Commissioner Whitley commented Mike Robertson do you have concerns?

Mike Robertson commented he does but believes it will be worked out hopefully soon.

Mayor Bloszinsky commented Town Council only approves the use of the Town not the use of the facility. Town Council needs to focus on the Town.

MPT Heglar asked so the businesses and Netflix have not worked out an agreement?

Mike Robertson commented there has not been agreement signed for the use of Jack Mackerels but he sincerely hopes it can be worked out.

Mike Robertson and Netflix Productions left the Council Chambers to hold further discussion.



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MOTION- MPT Heglar made a motion to table this item to after New Business

SECOND- Commissioner Whitley

VOTE- Unanimous

PUBLIC COMMENT

None.

DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

1. Bike/Ped Committee

Commissioner Oliver commented the Committee has submitted the grant application for the COVID-19 relief fund for improvement of crosswalks. The Bike/Ped Plan has been funded and the representatives will come back in September. Recreation Director Keely has reached out to the National Guard regarding the bike ride in October and members of the Committee met with the National Guard but decided to have the National Guard forward the request to Recreation Director Keely to handle. She has not received a formal request at this time.

2. Historical Preservation Commission

- Take action on proposed text amendments to the following section of the Kure Beach Code: 12.04.030 Historic Preservation Commission

MOTION- Commissioner Whitley made a motion to approve the proposed text amendment to Kure Beach 12.04.030 Historic Preservation Commission

SECOND-Commissioner Ellen

VOTE- Unanimous

- Review Proposed Text Amendment to 12.04.030 and ROP's for the removal of two alternate members from the Historic Preservation Commission

Attorney Eldridge commented this proposed text amendment will require a Legislative Hearing and will also need to add to the September agenda the amendment to the HPC Rules of Procedure. The amendment appoints the alternate PZC member to a full member of HPC and deletes the two alternate member requirements.

MOTION- Commissioner Whitley made a motion to schedule a Legislative Hearing for proposed text amendment to 12.04.030 on September 20, 2021 at 5:15 p.m.

SECOND- Commissioner Ellen

VOTE- Unanimous



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- Approval of Minor and Major fees for the COA process

Chairman Galbraith commented a majority of HPC felt the COA fees should be consistent with the Board of Adjustment fees. The recommendation is \$25 for Minor work and \$375 for Major work. The Major work will require a Quasi-Judicial Hearing.

MOTION- Commissioner Whitley made a motion to approve amending FY21-22 Fee Schedule to include the Minor fee of \$25 and the Major fee of \$375 for the COA

SECOND- Commissioner Oliver

VOTE- Unanimous

3. Land Use Plan Committee

Commissioner Whitley commented Town Council held the first workshop for the Land Use Plan with the Cape Fear Council of Government who reviewed the survey results with citizens. The next Committee meeting will be held in September to review the policy chapters.

4. Parking Committee

Mayor Bloszinsky commented the Town has passed \$600,000 in revenue from paid parking.

7. Planning & Zoning Commission

Proposed Text Amendment received for Ordinance 15.36.010

PZC Chairperson Galbraith commented PZC held a lot of discussion on this topic. This came forward from an application received by a resident who owns a corner lot. In Town there are setbacks on the front as well on the side yards. Most property owners in Town that are not on a corner lot put the propane tank, or HVAC on the side of the house but corner lots prohibit this type of activity. Even though this was brought forward from a single property owner this amendment would cover all of Kure Beach. The Commission is recommending that Whole House Generators, HVAC Units, and Propane Tanks no taller than 6 feet within five feet of structure served when in the required 10 feet side yard of a corner lot.

Commissioner Oliver commented would a screen be required?

Building Inspector commented no that was not included in the amendment.

Commissioner Whitley commented he feels this is cracking open the door to other items.

MPT Heglar stated he feels this is allowing property owners to use their property like other residents not on the corners lots. He feels it is restoring property owner rights.



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MOTION- Commissioner Oliver made a motion to schedule a Legislative Hearing on September 20, 2021 at 5:00 p.m. for proposed Text Amendment to Chapter 15 (15.36.010) Control of Yards/Setbacks

SECOND- Commissioner Whitley

VOTE- Unanimous

MOTION- Commissioner Oliver made a motion to approve the Special Event Request Permit for Florida Man

SECOND- Commissioner Whitley

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

1. Building Inspections Department

Building Inspector Batson commented he hopes Town Council read the garbage violations in the agenda packet. He is proud of the work that has been done so far and believes the issue has gotten better.

2. Finance Department

- Approve Resolution R21-06 Water System Asset Management Plan
- Approve Resolution R21-07 Sewer System Asset Management Plan

Finance Officer Copenhaver commented this item was discussed in the April Town Council meeting. Town Council needs to approve both these resolutions for the grant application fee for the Water and Sewer infrastructure. These resolutions are necessary because the Town will have to contribute funds. The Town may not receive the grants but if so the Town would have to contribute \$60,000.

MOTION- MPT Heglar Approve Resolution R21-06 Water System Asset Management Plan and Approve Resolution R21-07 Sewer System Asset Management Plan

SECOND- Commissioner Whitley

VOTE- Unanimous

3. Public Works Department

- Approve the Local Water Supply Plan

Public Works Director Mesimer commented he needs approval for the Water Supply Plan. It is submitted every year.



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MOTION- Commissioner Ellen made a motion to Approve the Local Water Supply Plan

SECOND- Commissioner Oliver

VOTE- Unanimous

DISCUSSION AND CONSIDERATION OF OLD BUSINESS

None.

DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. Discussion on Bald Head Island Resolution Opposing the Issuance of Wind Energy Leases within 24 Miles of NC Shores

Mayor Bloszinsky commented:

- Sample resolution included in the agenda packet from Bald Head Island Town Council for proposed area wind turbines
- Bald Head Island Town Council is taking a position against the current leasing as it is within the 24 miles that had been established for other areas in NC
- Bald Head Island Town Council is requesting the Town support this activity
- The Town Council currently does not have a stance on wind turbines
- He is not a fan of wind turbines that will be in view from the Town shore
- MPT Heglar sent Town Council a document showing wind turbine farms in the United Kingdom and on a hazy day you can see them spinning away
- Town Council may wish to have a resolution to protect the Town shores or wish not too

Commissioner Ellen commented attended a meeting with the Bureau of Environment Management about a month ago. Discussion was held regarding two areas off of Bald Head Island designated as the Wilmington West area which is closer to shore and the Wilmington East area that is further away from shore. The two areas do not touch each other because a space is left between areas for the shipping channels. At that meeting the majority of the attendees agreed they should not do the western area closest to shore. No formal vote was taken just a consensus from attendees after listening to the information from the meeting. The eastern area is viewable from the 24 miles from Bald Head Island. 24 miles from the Town's shore half would be viewable by Kure Beach residents. It is a long way from making a decision as no environmental studies have been completed yet.

MPT Heglar commented he agrees with Commissioner Ellen. He agrees with Bald Head Island and is in favor of having a similar resolution.



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Mayor Bloszinsky will research and bring further information to the September Town Council meeting.

COMMISSIONER UPDATES

Commissioner Whitley commented Town Clerk Sanders and himself will meet with MOTSU next Wednesday, August 25th in Leland.

CLOSED SESSION

MOTION- Commissioner Ellen made a motion to go into closed session per as per N.C.G.S.

§143-318.11 (a) (3) Attorney-Client Privilege

SECOND- Commissioner Whitley

VOTE- Unanimous

MOTION- Commissioner Whitley made a motion to return to open session

SECOND- Commissioner Ellen

VOTE- Unanimous

ADJOURNMENT

MOTION- Commissioner Ellen made a motion to adjourn the meeting at 6:59 p.m.

SECOND- Commissioner Whitley

VOTE- Unanimous

ATTEST: Mandy Sanders, Town Clerk

Craig Bloszinsky, Mayor



TOWN COUNCIL
TOWN OF KURE BEACH, NC

PROCLAMATION P21-02

*PROCLAMATION OF APPRECIATION TO ANDREW "ANDY" ARTHUR
CANOUTAS, ESQ*

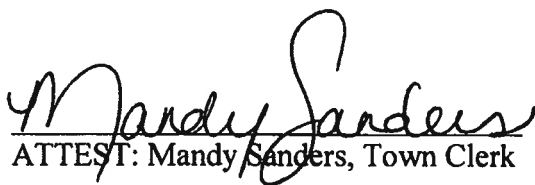
WHEREAS, The Kure Beach Town Council and Mayor recognize the extraordinary contributions that Andy Canoutas made over a 70 year Town career;

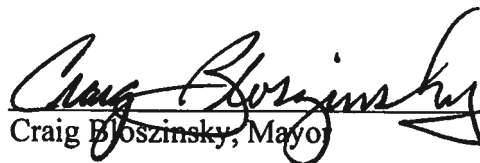
WHEREAS, Andy was a well known and active participant in the welfare of the Town of Kure Beach, and earned the affection of a host of area residents;

WHEREAS, Andy Canoutas served with distinction and dedication to the Town in his positions as Lifeguard, Volunteer Fireman, Police Officer, and Town Attorney;

NOW, THEREFORE, BE IT PROCLAIMED that the Town Council of the Town of Kure Beach, North Carolina, hereby expresses its sincere appreciation and gratitude to Andy Canoutas, for his leadership and guidance to the Town and for his time, energy, good nature, and positive outlook to make Kure Beach a better place to live.

Proclaimed this 16th day of August, 2021.


ATTEST: Mandy Sanders, Town Clerk


Craig Bloszinsky, Mayor