



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

The Kure Beach Town Council held their regular Council meeting on Tuesday, January 15, 2013 at 6:30 pm. There was a quorum of Council present.

COUNCIL MEMBERS PRESENT

Mayor	Dean Lambeth
Mayor Pro Tem	Chuck Keener
Commissioner	Emilie Swearingen
Commissioner	David Heglar
Commissioner	Steve Pagley

STAFF PRESENT

Finance Officer – Arlen Copenhaver
Building Inspector – John Batson
Fire Chief – Harold Heglar
Ocean Rescue – Ed Kennedy
Police Sergeant – Mike Bowden
Deputy Town Clerk – Nancy Hewitt

CALL TO ORDER AND WELCOME

Mayor Lambeth called the meeting to order at 6:30 pm, delivered the invocation and led everyone in the Pledge of Allegiance.

APPROVAL OF CONSENT AGENDA ITEMS

1. Appoint Barbara Boal to Annual Street Festival Committee
2. Accept resignation of Dennis Clouse from Planning & Zoning Commission
3. Accept resignation of Connie Mangum from Community Center Committee
4. Finance Report
5. Fire Department Report – December 2012
6. Police Department Report – December 2012
7. Meeting Minutes:
 - December 18, 2012

MOTION – Commissioner Heglar made the motion to approve the Consent Agenda items, as presented.

SECOND – Commissioner Pagley

VOTE – Unanimous

ADOPTION OF THE AGENDA

Mayor Lambeth requested Fireworks Contract for Street Festival be added as Item 6 under New Business.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Commissioner Swearingen requested General Assembly Legislative Items be added as Item 7 under New Business.

MOTION – Commissioner Heglar made the motion to adopt the agenda, as amended.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous

DISCUSSION AND CONSIDERATION OF PRESENTATIONS TO COUNCIL

Albert Eby from WAVE Transit gave an overview of a plan to provide bus transportation to and from Pleasure Island. The service will reach out to people who use the Federal Point Help Center for transportation resources as well as others on the island who don't have transportation. He thanked Commissioner Swearingen for her help in identifying areas where extended service could be provided. He said there are several routes being planned; one bus coming all the way from behind Costco. After receiving over 120 surveys over a three week period, WAVE realized there are a number of people on the island who don't have any transportation, including service veterans who need to get to the Veteran's Affairs office or clinic. Service will run from Monday through Saturday, with limited service on Sunday. The bus route will drop off and pick up near the Carolina Beach Town Hall and then turn around at Carl Winner to go back to Monkey Junction's Lowe's Home Improvement bus shelter where people can get off or transfer to another route. Service will begin on Sunday, February 3rd with a \$2 fare to Monkey Junction and an additional \$2 fare to other areas in Wilmington. The total cost of a round-trip from the island to areas beyond Monkey Junction will be \$8. Mr. Eby welcomed Council to let him know if they had any minor changes to the plan. WAVE Transit has not made any plans for a route to Kure Beach due to budgetary constraints.

DISCUSSION AND CONSIDERATION OF COMMITTEE BUSINESS

1. Planning and Zoning Commission – Reappoint Craig Galbraith to another 5 year term. Mayor Lambeth asked Building Inspector Batson if there was a chance of change in chairmanship on the commission.

Building Inspector Batson said that the commission will be holding elections at the next commission meeting. He said Mr. Galbraith has voiced his desire to retain his seat as chairman on the commission.

MOTION – Commissioner Swearingen made the motion to reappoint Craig Galbraith to the Planning and Zoning Commission for another five year term.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

DISCUSSION AND CONSIDERATION OF DEPARTMENT HEAD BUSINESS

1. Administration and Finance

a. Ocean Front Park Construction Change Order #9 for \$5,845.91

Building Inspector Batson said the items on Change Order #9 have already been approved and most of the work has been completed. He reviewed the list of changes with Council. He mentioned that Item 1 on the list, a sign at the beach crossover, came from the Natural Heritage Trust Fund's request.

Commissioner Heglar commented that the paperwork should always show the revised completion date for the park, to which the Building Inspector agreed.

MOTION – Commissioner Heglar made the motion to approve the Ocean Front Park Construction Change Order #9 for \$5,845.91.

SECOND – Commissioner Pagley

VOTE – Unanimous

2. Building Department

a. Ocean Front Park Status Update

Building Inspector Batson said the road was paved in front of the park on Monday. Last week, he and Jim Dugan went through the park's buildings and put together a punch list and another punch list will be completed before the park opens. He said there are drainage issues at the back of the park near the Tot Lot and the Town's engineer recommended installing a storm water catch basin to fix the problem at a cost of \$2,680. Building Inspector Batson recommended installing it before the rest of the landscaping goes in and asked for Council's approval.

Commissioner Heglar asked if the Public Works Director Beeker had been informed about the plan to which the Building Inspector responded that he was aware of the problem but didn't know about the recommended plan.

Commissioner Heglar said he wanted the Public Works Director's approval of the catch basin since Public Works will have to maintain it.

MOTION – Commissioner Pagley made the motion to approve the expenditure of \$2,680 for a stormwater catch basin to be installed at the Ocean Front Park, contingent on the Public Works Director's approval of the project.

SECOND – Commissioner Heglar

VOTE – Unanimous



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

The Building Inspector invited Council members to contact him, and he would walk through the park and buildings with them to review everything and help him with the punch list.

Commissioner Heglar asked the Building Inspector to email him the punch list.

Jim Dugan stated that the placement of pavers was completed over the weekend.

Mayor Lambeth asked about the possibility of installing a 4' foot fence to run behind the Tot Lot to the restroom building. He said he noticed that a mound of dirt from the abutting property is encroaching on the park and he doesn't think the building is going to be protected without a barrier. He also asked about having a gate added to the fence for the storm water catch basin.

Building Inspector Batson said he would obtain pricing for the additional 4' foot fencing and gate and will poll Council for their approval before proceeding with its installation.

DISCUSSION AND CONSIDERATION OF OLD BUSINESS

1. Proposal from Beach Protection Committee to Increase Fine for Littering.

Mayor Pro Tem Keener reviewed the Beach Protection Committee's request to raise the fine for littering in Kure Beach from \$25 to \$100 as a way to curb people from leaving their cigarette butts on the beach. He said that, last month, Council members suggested the fine be raised to \$250 and that the Town Attorney and the Police Chief should get together to discuss it further.

Town Attorney Canoutas said he had no problem with the increase in the fine and presented the draft ordinance amendment to Council with the fine amount field left blank for Council to fill in.

Commissioner Heglar reminded Council that the fine wouldn't just be for littering on the beach, but that it would also include carrying glass containers onto the beach and the consumption of alcoholic beverages on the beach. He recommended increasing the fine to \$100 to see how it works out.

Mayor Pro Tem Keener said he would prefer raising the fine to \$150 rather than \$100.

MOTION – Keener made the motion to increase the fine for littering in Kure Beach from \$25 to \$150 and to adopt the ordinance amendment to Chapter 12, Article II, Division 2, Section 12-335(e).

SECOND – Commissioner Heglar

VOTE – Unanimous



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

The Code will read as follows: (e) Penalty. Any personal violating the provisions of this section shall be subject to a one hundred fifty dollar (\$150.00) infraction for the first offense, second offense shall subject the offender to a misdemeanor charge as by law prescribed.

Said ordinance is herein incorporated as part of these minutes.

MOTION – Commissioner Heglar made the motion to amend the littering fine from \$25 to \$150 in the Town’s Fee Schedule.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous

2. Sample wording for consistent “Dogs on Beach” signage and estimate of price for 49 signs, submitted by Beach Protection Committee.

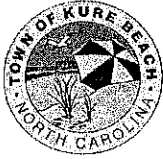
Mayor Pro Tem Keener said at last month’s Council meeting, the Beach Protection Committee asked Council to approve replacing the differing Dogs On Beach signs with signs that are consistently worded.

Mr. Gonsalves, committee member, addressed Council and presented a list of locations for the signs that needed replacing, as well as the committee’s recommendation for signage wording, as follows: “No Dogs on the Beach March 31st to October 1st; Dogs Must Be Leashed at All Times; Clean Up After Your Pet; Min. \$150.00 Fine.”

Commissioner Swearingen said that she has seen six to eight different signs along the Kure Beach strand and the beach is beginning to look like “the bad side of Vegas.” She said the abundance of signs looked tacky and she would like to have one or two signs that list everything the current abundance of signs state. She said the sign recommended by the committee should list April 1st through September 30th as the prohibited dates and thought the wording regarding the fine was vague. She advised against putting the fine amount on the sign in case it changes in the future. She asked Mr. Gonsalves if the committee had talked to the Public Works Director about the signs.

Mayor Pro Tem Keener agreed that the dates needed to be corrected and the sign should state what the fine is for.

Mr. Gonsalves said he would change the wording to anything Council wanted, but he wants to get the signs on the beach before the 2013 season begins. He feels that trying to update all the signs on the beach is a huge undertaking that will take longer to complete. He said he would eventually like the Shoreline Access and Parking Committee to review all of the signs on the beach, including the CAMA signs, and make recommendations to consolidate them.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Commissioner Heglar agreed with Commissioner Swearingen's recommendation on the dates. He explained to Commissioner Swearingen that Mr. Gonsalves was doing what Council asked him to do at its December meeting which she was unable to attend, and that Mr. Gonsalves was not directed to look at all the signs and consolidate them.

Mayor Pro Tem Keener asked how people who live along the beach and don't enter it via the CAMA accesses would see the signs.

Mr. Gonsalves said that the Beach Protection Committee created a brochure that presents vital information about the beach. They are distributing these brochures to the rental units, residents and property owners, so that everyone will have the information. He felt that the signs are posted at the most strategic points for most beach goers.

Commissioner Heglar asked if Council wanted to wait and make all the beach signs standard or if they wanted a single action listed on one sign.

Mayor Pro Tem Keener stated that it would be impossible to put all the beach information on one sign, and the signs wouldn't be ready for the upcoming vacation season if they were consolidated. He recommended getting the signs recommended by the Beach Protection Committee approved and installed before the beach season begins.

Commissioner Swearingen said she wants the signs to be as aesthetically pleasing as possible. She said that, if the fine is listed on the sign and six months from now Council decides to change the fine amount again, all the signs will have to be redone with the new fine amount.

Mr. Gonsalves said he will present Council with a sample sign for approval, but he asked for Council's consensus whether or not they even wanted to proceed with the signage.

CONSENSUS: Council stated they would like to have new "Dogs On Beach" signs and asked Mr. Gonsalves to bring a sample of the sign to the Council Retreat on January 31, 2013 for review. Council will decide how to pay for the signs at that time. Mr. Gonsalves will also obtain the cost from Public Works Director Beeker for poles and other materials needed to install the signs.

3. 2013 Race Event for Kure Beach

Commissioner Heglar said there are two non-profits working together on a triathlon-type race: Step Up For Soldiers, Tom Russell's organization, and the Kure Beach Volunteer Fire Department represented by Ed Kennedy.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Mr. Kennedy stated they would like to hold the event in June and wanted Council's approval to move forward with planning it. He said he and Mr. Russell will present their plan, including the costs involved, at the February Council meeting.

Mayor Lambeth said that a 5K run for Lyme's Disease at the Ocean Front Park is being planned for April and the YMCA wants to have one in September. He said that the Parks and Recreation Board would bring these plans to Council for approval. He suggested to Council that, if there were too many of these types of events being planned, it could over burden the Police Department.

Commissioner Swearingen asked Mr. Kennedy if they had checked with the Chamber of Commerce about other events happening on the date they were thinking of holding their event.

Mr. Kennedy said they hadn't contacted them yet, but they wanted Council's approval on the event so they could begin planning it. He said he will get any conflicts worked out before deciding upon a date for the event.

MOTION – Commissioner Heglar made the motion to tentatively approve the KB Volunteer Fire Department and Step Up For Soldiers to begin planning a triathlon-type event in the June timeframe and to direct the Town Clerk to mail a letter to Bill Scott's organization, Set Up Events, asking for any dates in June when they will be having an event in the area, so that there isn't a conflict.

SECOND – Commissioner Pagley

VOTE – Unanimous

DISCUSSION AND CONSIDERATION OF NEW BUSINESS

1. Clarification of Municipal Authority on the State's Ocean Beaches

a. Adoption of Resolution 13-01

Mayor Lambeth asked Town Attorney Canoutas if he had any problem with the language in the fifth "Whereas."

The Town Attorney said he didn't see a problem.

Commissioner Heglar said that the resolution wouldn't hurt the Town and the Town might need the help of Emerald Isle someday. He didn't feel there would be any negative repercussions for adopting the resolution.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Commissioner Swearingen asked that the punctuation be made consistent with other resolutions the Town has created and also asked that the language in the third "Whereas" be corrected.

MOTION – Commissioner Heglar made the motion to adopt Resolution R13-01: *Resolution Requesting State Legislation to Clarify Municipal Authority on the State's Ocean Beaches*, after amending the language in the third "Whereas" to include the word "regulated" after "historically."

SECOND – Commissioner Swearingen

VOTE – Unanimous

Said resolution is herein incorporated as part of these minutes.

2. Forced Taking of Municipal Water System
 - a. Adoption of Resolution 13-02

Mayor Lambeth explained that this resolution was something the City of Asheville, NC asked other North Carolina towns to support.

Commissioner Heglar explained that the North Carolina General Assembly is being asked to forcefully convey Asheville's city-owned water system to a municipal sewer district. So, the League of Municipalities and other towns and counties are basically saying in the resolution that they don't want legislature to do that. The municipal sewer authority and the town should work it out on their own. The legislature shouldn't be taking water systems from a municipality. Asheville actually had a vote and 82% of the voters said they didn't want that to happen.

MOTION – Commissioner Heglar made the motion to adopt Resolution R13-02: *Resolution Opposing Legislation That Provides for the Forced Taking of Municipal Water System*, after amending the language in the "Be It Resolved" area by adding "in Kure Beach" after "citizens."

SECOND – Commissioner Pagley

VOTE – Unanimous

Said resolution is herein incorporated as part of these minutes.

3. Support creation of a bi-partisan Coastal Caucus made up of members of the NC General Assembly representing coastal North Carolina as recommended by NC Beach, Inlet and Waterway Association
 - a. Adoption of Resolution 13-03



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Commissioner Lambeth gave the background of the resolution and said he thought it was something Council needed to support. He said that the Coastal Caucus discusses beach problems and Kure Beach needs a strong voice in Raleigh.

Commissioner Swearingen said that when Carolyn Justice was there, she had an informal caucus of her own that she gathered together. She asked how this would be different from that.

Mayor Lambeth responded that this will be formal and permanent; there will be members.

MOTION – Commissioner Swearingen made the motion to adopt Resolution R13-03: *Resolution In Support of North Carolina Coastal Caucus*, as presented.

SECOND – Commissioner Heglar

VOTE – Unanimous

Said resolution is herein incorporated as part of these minutes.

4. Request from Pleasure Island Youth Baseball to use Joe Eakes Park Ball Field
Brett Keeler, President of the Pleasure Island Revitalization Association, gave an overview of the Pleasure Island Youth Baseball League, including the reason they were asking to use Joe Eakes Park baseball field. He explained that the only problem with the park was that the baseball field didn't have lights for nighttime play. He asked Council to consider installing lights at the field, as well as making other improvements, so they could play there. He said they would be selling sponsorships for the league and could help share in the cost of the lights once they are installed. He said the league was for kids from ages 4 to 12, and they would only play until 9:00 pm; even the adult leagues. Games would be played at the park approximately three nights per week and opening day will be April 6th.

Mayor Lambeth stated that Public Works Director Beeker said he would need \$5,000-6,000 for a backstop, bases, a cover for the dugouts, clay and other items. He said Fire Chief Heglar will need \$7,676 for the lights and accompanying electric equipment. A grand total of around \$13,000 would be needed from the Town to improve the ball field. He asked Finance Officer Copenhaver if he could find the money for this expenditure.

Finance Officer Copenhaver said it would have to come out of the Contingency Fund, as there was no other area in the budget to find \$13,000.

Commissioner Heglar reminded Council that a transfer of funds from the Contingency Fund would need a resolution by Council.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Commissioner Swearingen asked if the money the Town received from Progress Energy could be used. She said that John Elliott said it could be used for most anything except tables and chairs.

Finance Officer Copenhaver said that the money was to be used only for educational programs.

Mayor Lambeth said the money needed to be earmarked for the Ocean Front Park.

Mr. Keeler said that if the Town appropriated money towards the improvements and the league needed to come to an agreement to have fundraisers and help subsidize the costs for the improvements, they may be agreeable to that as long as the money wasn't needed up front from his organization.

Co-chairperson of the Parks & Recreation Board, Craig Bloszinsky, asked if some of the money parents pay for their children's participation in the league could be used to help.

Mr. Keeler said that they were trying to keep registration costs down for parents so that more kids could become involved.

Discussion ensued about how many children from Kure Beach are involved in the league and if it would be worthwhile to the residents to make the improvements.

Commissioner Heglar said that he spoke with Public Works Director Beeker who said he would continue to maintain the ball field, but he didn't want his department to be responsible for lining the field or getting it ready for games.

Mr. Keeler said they would take care of striping the field and preparing the field for play, as long as they have a place to store their maintenance equipment.

Mayor Lambeth advised him that there was a shed in the park that the league could use to store their maintenance equipment.

MOTION – Mayor Lambeth made the motion to transfer \$13,000 from the Contingency Fund to the General Fund to pay for the baseball field improvements at Joe Eakes Park, as requested by Pleasure Island Youth Baseball, and any money raised by the organization will be used to offset the \$13,000.

SECOND – Mayor Pro Tem Keener

VOTE – Unanimous



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

Finance Officer Copenhaver said he will create a resolution to move \$13,000 from the Contingency Fund to the General Fund for the baseball field and will present it at the February Council meeting.

5. Lot at 713 Settlers Lane

Jim Dugan explained the situation with the lot at 713 Settlers Lane that abuts the end of Kure Village Way. He explained that there is an unimproved section on Kure Village Way that is platted as a corner lot. The woman who owns the lot wants to sell it and the prospective purchaser wants clarification on the location of a driveway.

Mayor Lambeth said that Public Works has control over the streets and the Building Inspector has control over the properties.

MOTION – Commissioner Heglar made the motion for the Town Attorney, the Building Inspector and the Public Works Director to get together and respond to the homeowner's question about her lot at 713 Settlers Lane.

SECOND – Mayor Lambeth

VOTE – Unanimous

Attorney Canoutas asked Council to direct the Public Works Director and the Building Inspector to get together with him about the guard shack that is located at the entrance to Kure Village on Kure Village Way.

Commissioner Heglar explained that the issue with the guard shack on Kure Village Way is that, if the Town needed the land the shack is on, it is rightfully the Town's land. While the previous Council said they were fine with the shack being there, the Town Attorney would like Council to direct him to work with the Building Inspector and Public Works Director to formally inform the Kure Village Homeowner's Association of the Town's stance on the property.

MOTION – Commissioner Heglar made the motion to direct the Town Attorney to get together with the Building Inspector and Public Works Director to formally inform the Kure Village HOA about the Town's stance on the guard shack located on Town property.

SECOND – Mayor Lambeth

VOTE – Unanimous

6. Fireworks Contract for Street Festival

Mayor Lambeth asked the Town Attorney to review the contract from Zambelli Fireworks for the Street Festival and, if approved, to sign it. He asked Council to approve the expenditure of \$3,800 for the festival fireworks, as allotted in the General Fund.



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

MOTION – Commissioner Pagley made the motion to approve the expenditure of \$3,800 for fireworks for the Annual Street Festival, to be paid for from the General Fund.

SECOND – Commissioner Heglar

VOTE – Unanimous

After reviewing the contract, Town Attorney Canoutas said he had a problem with Item #15 in the contract that refers to “Pennsylvania Commonwealth Law.” Mayor Lambeth said he will return the contract to Fire Chief Heglar for Zambelli to revise it before it is signed.

6. General Assembly Legislative Items

Commissioner Swearingen requested that Council decide together on the list of legislative items they would like Senator Goolsby to present to the General Assembly. She said she didn't agree that Council should ask the assembly to pay for the remaining balance on the Ocean Front Park. She requested Council's input and asked them to consider five items she added to the list.

Mayor Lambeth said he attended a meeting where the towns were asked to submit their list of legislative items to Senator Goolsby by last Friday and remarked that Commissioner Swearingen wasn't at the meeting to know about the request.

Commissioner Heglar suggested Council take the four items Mayor Lambeth suggested and the five items Commissioner Swearingen suggested and then prioritize them and choose the top six items to present to Senator Goolsby. He asked the Council members to take a minute and put them in order of their priority. After everyone submitted their priority list, Council agreed on the following legislative items to be submitted to Senator Goolsby:

1. Beach Renourishment on-going funding.
2. Satellite office for magistrate/sheriff at Monkey Junction in Wilmington, NC.
3. No increase in Homeowners Insurance, or seek an equitable increase across the state, taking fire and natural disasters into consideration.
4. Additional \$50,000 funding needed to remove Dow Chemical intake structure.
5. Find a reasonable, long-term solution to fund dredging of shallow-draft inlets that does not put the financial burden solely on the beach communities.
6. NC Clean Water Trust Fund to be funded at its previous level; funds to be made available to Kure Beach for Phase 2 of its storm water project.

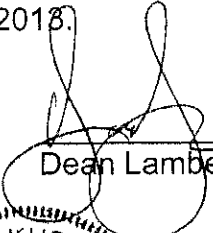


ORDINANCE AMENDMENT

That Section 12-35(e) of the Code of the Town of Kure Beach, North Carolina, is hereby amended as follows:


(e) Penalty. Any person violating the provisions of this section shall be subject to a one hundred fifty dollar (\$150.00) infraction for the first offense, second offense shall subject the offender to a misdemeanor charge as by law prescribed.

Adopted this the 15th day of January, 2018.

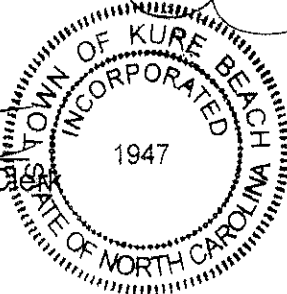


Dean Lambeth, Mayor

Attest:



Nancy Hewitt, Deputy Town Clerk





TOWN COUNCIL
TOWN OF KURE BEACH, NC

RESOLUTION R13-02

**RESOLUTION OPPOSING LEGISLATION THAT PROVIDES FOR
THE FORCED TAKING OF MUNICIPAL WATER SYSTEM**

WHEREAS, Statewide legislation was introduced in the 2011 Session of the North Carolina General Assembly that would have forced the involuntary conveyance of a city-owned water system to a Metropolitan Sewer District; and

WHEREAS, prior to the beginning of the 2012 Session of the North Carolina General Assembly, the Legislative Research Commission recommended legislation that would force the City of Asheville to transfer its municipal water system to a Metropolitan Sewer District; and

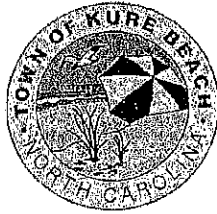
WHEREAS, the 2012 Session of the North Carolina General Assembly enacted legislation to begin the process of the forceful taking of a municipal water system; and

WHEREAS, it is anticipated that legislation will be introduced at the beginning of the 2013 Session of the North Carolina General Assembly that will force the transfer of a municipal water system; and

WHEREAS, public utilities have the unique responsibility to be protectors of public health and the environment, while serving as partners in the community's growth and development; and

WHEREAS, the forced taking of any local government infrastructure sets a dangerous precedent in the State of North Carolina, a precedent that will have a chilling effect on any local government investing in needed infrastructure in the future, thereby endangering business opportunities and economic stability in the State and resulting in job losses for citizens here and across the State;

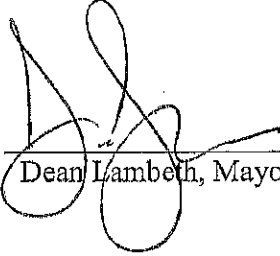
NOW, THEREFORE, BE IT RESOLVED that the Kure Beach Town Council is opposed to legislation that forces the transfer of any city's municipal water system to another entity; is convinced that a local solution arrived at by an open, collaborative process is preferable to a legislative directed disposition of local government assets; and is opposed to the forced taking of any local government infrastructure, because such taking sets a dangerous precedent that will have a chilling effect on any local government investing in needed infrastructure in the future, thereby endangering business opportunities and economic stability in the State and resulting in job losses for our citizens in Kure Beach and across the State.



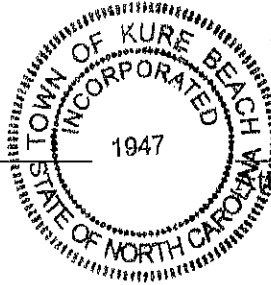
TOWN COUNCIL
TOWN OF KURE BEACH, NC

RESOLUTION R13-02

Adopted by the Town Council of Kure Beach this 15th day of January, 2013.



Dean Lambeth, Mayor





Nancy Hewitt, Deputy Town Clerk



TOWN COUNCIL
TOWN OF KURE BEACH, NC

RESOLUTION R13-03

RESOLUTION IN SUPPORT OF NORTH CAROLINA COASTAL CAUCUS

WHEREAS, representative governance for the State of North Carolina is primarily placed in the capable hands of the 170 members of the Senate and House of Representatives of the North Carolina General Assembly; and

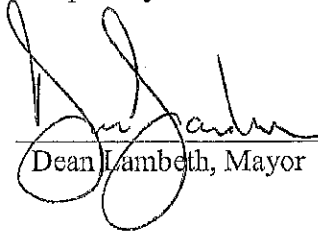
WHEREAS, those members are elected to the General Assembly from every corner of the Tar Heel State, America's 10th most populous state, taking with them, to Raleigh, the wishes, needs and concerns of those who elect them for the public good of all our Citizens; and

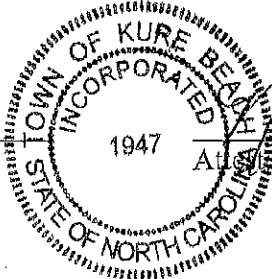
WHEREAS, the coastal areas of North Carolina are distinct from the other parts of our State in many of the environmental and developmental challenges we face, the types of industries that provide the impetus for our contribution to the North Carolina economy and the elements that make up the basis for our quality of life for ourselves and our many visitors; and

WHEREAS, the formation of like-minded groups of elected representatives, known as caucuses, is a long and respected tradition of the North Carolina General Assembly, having been created over time for a variety of purposes;

NOW, THEREFORE, BE IT RESOLVED that the Kure Beach Town Council supports and encourages the formation and aggressive engagement of a bi-partisan Coastal Caucus, which will include members of both the Senate and House of Representatives of the North Carolina General Assembly, who will labor diligently and cooperatively to ensure that Coastal North Carolina continues to be an integral and vibrant component of "The blessed land, the best land, the Old North State."

Adopted by the Kure Beach Town Council on the 15th day of January, 2013.


Dean Lambeth, Mayor




Nancy Hewitt, Deputy Town Clerk



TOWN COUNCIL
TOWN OF KURE BEACH, NC

RESOLUTION R13-04

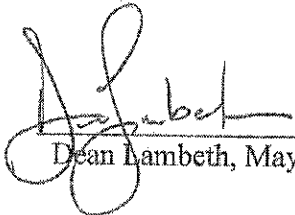
**RESOLUTION REQUESTING THE STATE LEGISLATORS
REPRESENTING THE TOWN OF KURE BEACH AND OTHER MEMBERS
OF THE GENERAL ASSEMBLY FROM NEW HANOVER COUNTY TO
INTRODUCE A LOCAL BILL IN THE 2013 SESSION
OF THE GENERAL ASSEMBLY CLARIFYING THE TOWN'S AUTHORITY
TO ENFORCE THE TOWN'S NO SMOKING ORDINANCE ON THE BEACH**

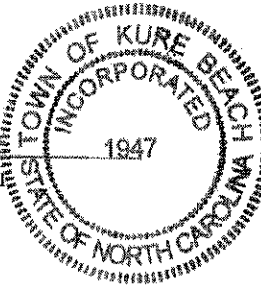
WHEREAS, the Town of Kure Beach (the "Town") wishes to have the authority to enact a smoking ban on the beach in the future; and


WHEREAS, in order to permit the Town to more efficiently enforce such ordinance; the Kure Beach Town Council requests Representative Ted Davis and Senator Thom Goolsby and other members of the General Assembly representing New Hanover County to propose and support a local bill in the General Assembly clarifying the Town's ability to enforce a smoking ban on the beach within the Town limits;

NOW, THEREFORE, BE IT RESOLVED THAT the Town Council of the Town of Kure Beach, North Carolina, hereby requests that Representative Ted Davis and Senator Thom Goolsby, and other members of the General Assembly representing New Hanover County, seek passage of, and support, a local bill in the 2013 Session of the General Assembly clarifying the Town's ability to enforce a smoking ban on the beach within the Town limits, as requested by the Towns of Carolina and Wrightsville Beach, North Carolina.

Adopted by the Town Council of Kure Beach this the 22nd day of January, 2013.


Dean Lambeth, Mayor




Attest: Nancy Avery, Town Clerk



TOWN COUNCIL MINUTES

REGULAR MEETING MINUTES

January 15, 2013

MOTION – Mayor Lambeth made the motion to approve the list of six legislative items to be provided to Senator Thom Goolsby to take to the General Assembly on behalf of the Town.

SECOND – Commissioner Heglar

VOTE – Unanimous

ADJOURNMENT

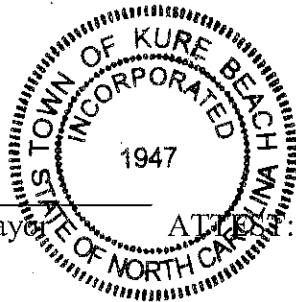
MOTION – Commissioner Heglar made the motion to adjourn the meeting.

SECOND – Commissioner Pagley

VOTE – Unanimous

Meeting adjourned at 8:32 pm.

Dean Lambeth, Mayor



ATTEST: Nancy Hewitt, Deputy Town Clerk

NOTE: These are action minutes reflecting items considered and actions taken by Council. These minutes are not a transcript of the meeting. Persons wishing to hear the recording of this meeting may request to do so by contacting the Town Clerk.