

**TOWN OF CAROLINA SHORES
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
September 15, 2016
2:00 p.m.**

Mayor Joyce Dunn called the September 15, 2016 meeting to order at 2:03 p.m. The Pledge of Allegiance was recited and there was a moment of silence. Commissioners Present: Mary Timothy, Gere Dale, John E. Manning, Greg Davis and Bill Brennan. Also Present: Jon Mendenhall, Town Administrator; Julie Munday, Finance Director; Town Attorney James E. Eldridge and Nicole Marks, Town Clerk.

Absent: None

Others Absent: None

Agenda Adjustments:

None

Public Comment on Agenda Items:

None

Consent Agenda:

COMMISSIONER MANNING MADE A MOTION TO APPROVE THE FOLLOWING CONSENT AGENDA ITEMS.

- Approval of Minutes: Regular Meeting August 1, 2016 and August 4, 2016; Closed Session August 4, 2016; Special Called September 6, 2016.
- Consideration of a Contract for the Comprehensive Plan and Public Participation Plan.

COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Administrative Reports:

Mr. Mendenhall said there was nothing to report since Monday's meeting.

Public Hearings:

Development Agreement for Phase 4 of Calabash Lakes Subdivision:

COMMISSIONER DAVIS MADE A MOTION TO OPEN THE PUBLIC HEARING ON THE DEVELOPMENT AGREEMENT FOR PHASE 4 OF CALABASH LAKES SUBDIVISION. COMMISSIONER DALE SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

There was no public comment.

COMMISSIONER MANNING MADE A MOTION TO CLOSE THE PUBLIC HEARING ON THE DEVELOPMENT AGREEMENT FOR PHASE 4 OF CALABASH LAKES SUBDIVISION. COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Old Business:

None

New Business:

Consideration of a Development Agreement for Phase 4 of Calabash Lakes Subdivision:

COMMISSIONER BRENNAN MADE A MOTION TO APPROVE THE DEVELOPMENT AGREEMENT FOR PHASE 4 OF CALABASH LAKES SUBDIVISION. COMMISSIONER TIMOTHY SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Ms. Munday, Finance Director gave the financial report (A copy is on file with the Town Clerk).

Public Comment:

Glenda Ward, 1 Court 6 Northwest Drive – Ms. Ward said as you are all aware, my house flooded October 2, 2015. Ms. Ward said the culverts in the back of my house were totally clogged up and one was discovered twenty-nine days later that the Town didn't even know about. Ms. Ward said at around 5:30 to 6:00 p.m. water started coming into my dining room and within fourteen minutes my whole home was flooded. Ms. Ward said frantically I called the Town Hall, no answer; I left a desperate message that I needed help and/or a backhoe to help me unstop the culverts. Ms. Ward said I also called the Maintenance Department that night, no answer as well. Ms. Ward said my son in law came quickly, parked his van one Court down the road and climbed through a window. Ms. Ward said as he and my daughter were throwing my animals in the bathtub, I went out with a shovel and got in the culvert myself with the disability I have with my hips. Ms. Ward said water to my chest, the culvert had so much force of water; it was shooting straight into my home. Ms. Ward said I couldn't stand up, my son in law and I tried to sit on the culvert to push it back down so some of the water could flow. Ms. Ward said the next day the rain continued and we battled the water all night and the next morning. Ms. Ward said I tried to call again, no answer. Ms. Ward said it got to my back door again and I got in my car and went up to the Town Hall and the Maintenance Department banging on every door for help, no one around. Ms. Ward said we put some things on cinder blocks to try and save and the one thing I forgot to put up, to get up were the six photo albums and the memory box of my adopted daughter and all the pictures of my late mom and dad and my daughter. Ms. Ward said all of her achievements, awards, etc. were destroyed. Ms. Ward said after working a full time job in thirty-one days at my home, we had it practically gutted, walls cut, flooring, furniture destroyed. Ms. Ward said a few days after the storm was over, a couple of you who were not on the Board at that time came to my home and agreed it was totally negligent on the Town's part. Ms. Ward said I seeked a lawyer to help me put my house back, I just wanted my house back. Ms. Ward said after a lengthy battle, the lawsuit motion was denied. Ms. Ward said the lawyer was threatening to be disbarred by one of your lawyers. Ms. Ward said but still we put in the appeal and when the lawsuit was dissolved, I heard that several of you went out and celebrated. Ms. Ward said I think it takes a corrupt, sick mind to celebrate losing almost everything you had and worked for. Ms. Ward said my lawyer stated that to even have the lawsuit continued with no

guarantees, I would need to come up with tens of thousands of dollars for expert engineers. Ms. Ward said I told my lawyer that I had depleted my savings, maxed out my credit cards and I still don't have a stove and a refrigerator. Ms. Ward said on August 21st my lawyer decided to withdrawal the appeal. Ms. Ward said I have a letter here, if I need to pass it around. Ms. Ward said a couple of Friday's ago, another tropical storm headed in, culverts not fixed, it came up to the top and towards my home again. Ms. Ward said I called my neighbors for help. Ms. Ward said I did the sand bags myself with my disability and my daughter and put them around my home and garage again. Ms. Ward said the reason I didn't call the Town is because I'm still as of today, waiting for somebody to call me back from last October. Ms. Ward said the Mayor, Town Administrator and a Commissioner came that evening and seen it themselves. Ms. Ward said so my one question to you, I want this fixed, I don't want to have to live with sand bags in my yard, nightmares that I am going to flood again. Ms. Ward said and I can't babysit the culverts every time it rains because I am now working a full-time job just to pay back the debt that was not my fault. Thank you.

Phyllis Novkovic, 11 Oakbark Court – Ms. Novkovic said two comments, my first comment is going over the meetings in 2011, I discovered that, I believe Brunswick Trucking was employed to clean out our ditches and culverts. Ms. Novkovic said in 2011 you stopped using them and you hired part time people to take care of the ditches and the swales. Ms. Novkovic said and I believe Mayor Dunn your name is in the minutes that you approved this. Ms. Novkovic said why was Brunswick Trucking stopped from cleaning out our ditches and culverts, that's what I would like to know. (Mayor Dunn said I'm afraid that this is not the forum interaction, this is a forum for comment so if you would like to talk to me in private) Ms. Novkovic said so I have to talk to you privately, we are the public, we have a right to know, my house had two feet of water and sewage in it. Ms. Novkovic said every time it rains I am a nervous wreck. Ms. Novkovic said secondly, there were comments at the pool made by one of your Commissioners about a \$35,000.00 jetter that was purchased and it has been sitting idle for four months in the maintenance yard. Ms. Novkovic said a jetter I believe is used to clean out our ditches and allow water to flow through. Ms. Novkovic said for four months a \$35,000.00 jetter has been sitting in the maintenance yard. Ms. Novkovic I said and I hear you can't find somebody to operate it. Ms. Novkovic said we need to get moving, okay. Ms. Novkovic said there is another storm brewing out there, Julia is gone for now but there are threats out there and every time it rains we live in fear. Ms. Novkovic said I cannot go through two feet of water and human excrement in my home again. Ms. Novkovic said it's been a year now, could've made a baby in a year, nothing has been done. Ms. Novkovic said and that's my comments and I should be able to make it and for everybody to know what I said and not behind closed doors. Thank you.

Mayor and Board of Commissioners Comments:

Commissioner Davis – None

Commissioner Timothy – Commissioner Timothy said I would like to report on the group, with the picnic coming up. Commissioner Timothy said the purpose of the picnic is so that all the communities can come together and we can get to know people from The Village, The Farm and Beacon Townes because right now everyone feels like we are isolated. Commissioner Timothy said we are doing a picnic so we can start to know more people and have more people to count on and help each other instead of each community being individual. Commissioner Timothy said this is so we can bring the whole Town together, unite the Town because that is what we need; we are a Town and let's be a Town. Commissioner Timothy said the tickets must be purchased by September 20, 2016 for five dollars and that provides food and it's a wonderful menu. Commissioner Timothy said there will be lots of activities. Commissioner Timothy said there will be crafters from each community there. Commissioner Timothy said the Fire

Department will be there, EMS, Sheriff's Office, flood preparedness, voter registration and a lot of groups there to share information. Commissioner Timothy said the whole Town is always affected by each other, so come; it's a celebration of uniting together for our people, for the whole Town. Commissioner Timothy said lets be proud of our Town; we live here.

Commissioner Manning – Commissioner Manning said he wanted to thank everybody that came today. Commissioner Manning said this is a great attendance for a change. Commissioner Manning said like the Mayor said, you have the right to say something. Commissioner Manning said you can come find out what is going on, I think it is a good attendance. Thank you.

Commissioner Brennan – Commissioner Brennan said I like to see all the faces here today and I would like to thank everybody for coming as well. Commissioner Brennan said it's unusual for a large turn out, who for the most part remained silent and just comes to listen. Commissioner Brennan said usually when you see this type of a crowd, everybody has something to say. Commissioner Brennan said thank you for coming and listening.

Commissioner Dale – Commissioner Dale said I hope that everybody here uses our Recycle Center. Commissioner Dale said I was at a meeting yesterday in Brunswick County for Keep Brunswick County Beautiful and they gave us some new recycling brochures. Commissioner Dale said I've given those to the attendant over at the Recycle Center. Commissioner Dale said I know most of you that use the Recycle Center knows what goes in there but I encourage you to stop and get a copy of this because there are some things that we have in the past put in the comingled recycle bins that are no longer allowed. Commissioner Dale said there are several things that in the past we have not been able to put in the recyclable bins that we can now put in there. Commissioner Dale said if you don't know all the protocols, see our attendant over there and get one of those brochures. Commissioner Dale said I appreciate everybody coming out today and hope you will come back in October.

Mayor Dunn – None

Closed Session:

COMMISSIONER MANNING MADE A MOTION TO GO INTO CLOSED SESSION PURSUANT TO N.C.G.S. 143-318.11 (a)(3) ATTORNEY-CLIENT PRIVILEGE CONVERSATION. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

COMMISSIONER MANNING MADE A MOTION TO COME OUT OF CLOSED SESSION AND GO BACK INTO REGULAR SESSION. COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Mr. Jon Mendenhall discussed a lease agreement between the Town of Carolina Shores and Robert and Ruth De Velbis for property located at 1106 Nautical Lane, Carolina Shores for the purpose of a lay down yard and for stockpiling for the upcoming Nautical Lane Capital Improvement Project. Mr. Mendenhall said the Capital Improvement Project is for stormwater and street resurfacing and reconditioning and reconstruction of Nautical Lane.

COMMISSIONER DAVIS MADE A MOTION TO ENTER INTO THE LEASE AGREEMENT. COMMISSIONER MANNING SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Adjourn:

COMMISSIONER BRENNAN MADE A MOTION TO ADJOURN THE SEPTEMBER 15, 2016 BOARD OF COMMISSIONERS MEETING. COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR DUNN CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

Mayor

Submitted by:
Nicole Marks, Town Clerk