

**TOWN OF CAROLINA SHORES  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
September 5, 2013  
2:00 p.m.**

Mayor Walter B. Goodenough called the September 5, 2013 meeting to order at 2:00 p.m. The Pledge of Allegiance was recited and there was a moment of silence. Commissioners present: Joseph Przywara, John Russo, Bill Brennan, Joyce Dunn and Greg Davis. Also present: Mike Hargett; Town Administrator, Nicole Marks; Town Clerk, Julie Munday; Finance Director and Chuck Riggins, Building Inspector

Absent: None

**Approval of Agenda:**

COMMISSIONER BRENNAN MADE A MOTION TO APPROVE THE SEPTEMBER 5, 2013 MEETING AGENDA. COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

**Public Comment on Agenda Items Only:**

None

**4-H Program Presentation – Katie McKee, Extension Agent:**

Ms. McKee said 4-H is a youth group organization for ages 5-19 that is funded by North Carolina State and County funds. Ms. McKee said their goal is to help youth develop life, leadership and public speaking skills. Ms. McKee said they are trying to increase awareness and looking for a strong core of volunteers in each Town through community clubs. Ms. McKee said that volunteers go through a background check and application process. Ms. McKee explained in further detail what programs 4-H Program offers to youth. It was the consensus of the Board of Commissioners to have Ms. McKee prepare a letter and send it to the Town and have Nicole Marks, Town Clerk disburse the letter to the Board of Commissioners.

**Consent Agenda:**

COMMISSIONER DUNN MADE A MOTION TO APPROVE THE FOLLOWING CONSENT AGENDA ITEMS:

- August 5, 2013, BOC Pre-Agenda Meeting Minutes
- Resolution Approving Agreement for Disaster Debris Temporary Disposal Site
- Resolution Approving Agreement with the NC Dept. of Transportation for Mowing Service on Persimmon Road and Country Club Road

COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

**Ordinance Awarding Resurfacing Contract and Making Supplemental Appropriations to the 2013-14 Budget:**

COMMISSIONER BRENNAN MADE A MOTION TO APPROVE THE ORDINANCE AWARDING RESURFACING CONTRACT AND MAKING SUPPLEMENTAL APPROPRIATIONS TO THE 2013-14 BUDGET. COMMISSIONER PRZYWARA SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. Commissioner Brennan said there was discussion on whether or not the Town was going to spend the money on milling in the amount of \$16,000.00. Commissioner Brennan said he feels milling is the proper way to go to have a professional looking job done. Commissioner Brennan said that maybe the Town could ask for a rebate from the contractor if he is not going to have to deal with 75 driveways. Commissioner Brennan discussed mailboxes and the height of the asphalt. Commissioner Brennan said slopping asphalt onto a driveway does something to the property value of the house. Commissioner Brennan asked about tearing out culverts on a lot that belongs to a resident and replacing that culvert, are they going to be replaced with asphalt or concrete? Mayor Goodenough asked what the contract called for. Commissioner Dunn asked if the proper procedure would be to amend the Ordinance and the contract. Mike Hargett, Town Administrator said he would amend the Ordinance and the contract and include the contingency amount. Mr. Hargett discussed the tree intrusion which is not covered in the contract. Mr. Hargett said there could be a number of items the Town could run into once construction begins. Mr. Hargett said it would be his suggestion that if the Board wants to add the milling, that amount be included in the Ordinance and also be amended to authorize the contract to include the full amount of the contingency amount that has been appropriated. Commissioner Przywara said he talked to his brother-in-law that is in charge of a county road department with a hundred miles of roadway. Commissioner Przywara said if they didn't have to tear up the asphalt, they never tore it up, they feathered the driveway. Commissioner Przywara said since they are changing the scope of the contract to include milling, does that change the conditions of the contract to where the Town has to re-bid? Mr. Hargett said no, it wouldn't be a problem because it's such a small amount. Commissioner Brennan said even if they add the milling, it's still below the cost of the other two contractors. Commissioner Russo asked if it's necessary to do the milling because most driveways have a bump when you enter them. Commissioner Russo said it's not a safety thing that they have to do. Commissioner Przywara said if the money starts running out, the only thing to do is to raise taxes, which isn't a good thing to say. Commissioner Davis said there are staggered driveways of concrete, dirt and asphalt. Commissioner Davis said his concern is if the Board decides to go with milling, does it set precedence for residents to come in and demand the same thing in the future? Commissioner Davis said he doesn't want to set a precedence that costs the Town a tremendous amount of money in the long run to fix driveway entrances to the point that the Town has to mill every single road. Commissioner Russo said he can't see spending money that is not necessary but if it's necessary then do it. Commissioner Dunn said in regards to the milling conversation, it turned out not to be a large expense so why not do it right. Commissioner Brennan said the Town never went back to the contractor regarding the 75 driveways that he is not going to have to deal with and maybe the Town could get some money back. Commissioner Davis said he does not have a problem with the milling as long as it does

not set precedence for the future. There was discussion on how much traffic and the speed on the roads. AMENDED MOTION MADE BELOW.

COMMISSIONER DUNN MADE A MOTION THAT THE BOARD OF COMMISSIONERS AMEND THE ORDINANCE AND THE CONTRACT TO REFLECT THE ADDITION OF \$16,000.00 TO DO THE MILLING WORK. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. Commissioner Przywara said Mr. Hargett sent him an email that it would not exceed \$20,000.00. There was discussion on the amendment to the Ordinance and the contract. COMMISSIONER DUNN WITHDREW THE ABOVE MOTION.

COMMISSIONER DUNN MADE A MOTION TO AMEND THE ORDINANCE AND AMEND THE AMOUNT OF THE CONTRACT TO ADD \$16,000.00 TO COVER THE PROPOSED COST OF THE MILLING IN ADDITION TO THE CURRENT CONTINGENCY FUND THAT'S IN THE RESOLUTION. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY FURTHER DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED WITH COMMISSIONERS DUNN, PRZYWARA, DAVIS AND BRENNAN AS YES AND COMMISSIONER RUSSO AS NO.

COMMISSIONER DUNN MADE A MOTION TO WAIVE THE SECOND READING OF THE ORDINANCE. COMMISSIONER DAVIS SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

**The Gates/Median Agreement:**

Mr. Hargett gave an overview of the process on the CSPOA mowing agreement.

COMMISSIONER DUNN MADE A MOTION TO ACCEPT THE CSPOA VERSION WITH THE ADDITION OF THE LAST SENTENCE IN ITEM 20. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY DISCUSSION. Commissioner Przywara asked about interpretation of the additional language. COMMISSIONER DUNN WITHDREW HER MOTION AND MADE AN ALTERNATIVE MOTION.

COMMISSIONER DUNN MADE A MOTION THAT THE CSPOA AGREEMENT BE SIGNED WITH NO ADDITIONS, AS IS, TODAY. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY FURTHER DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED WITH COMMISSIONERS DUNN, PRZYWARA, DAVIS AND BRENNAN AS YES AND COMMISSIONER RUSSO AS NO.

**Town Administrator Report:**

- The contractor is underway with the drainage/canal maintenance that the Board of Commissioners approved.

- Discussion on proposed R-8 amendment.

COMMISSIONER DAVIS MADE A MOTION TO RECOMMEND A NO VOTE ON THE AMENDMENT FOR R-8 AND SEND THE ITEM BACK TO THE PLANNING BOARD FOR FURTHER DISCUSSION AND OTHER OPTIONS AND POSSIBLE SOLUTIONS. COMMISSIONER BRENNAN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY FURTHER DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

**HOA/POA Committee Report:**

Committee did not meet in August.

**Calabash EMS Liaison Report:**

Mr. Mike Riccitelli gave the Calabash EMS Liaison report. Mr. Riccitelli said the new Chief at Calabash EMS is Chief Powers. Mr. Riccitelli said that Calabash EMS has put “Happy Birthday to the Town of Carolina Shores” on their sign. Mr. Riccitelli said he spoke to Chief Powers about the anniversary celebration and they will have two men to attend the ambulance for that day and will be contacting the Town about getting a table.

**Mayor and Commissioner Comments:**

Commissioner Brennan – None

Commissioner Russo – None

Commissioner Przywara – None

Commissioner Davis – None

Commissioner Dunn – Commissioner Dunn said that her time on the Board is winding down. Commissioner Dunn wanted to say how proud she is to be part of the Board and today they clearly demonstrated that they can have serious questions and disagreements on certain issues but the Board is able to come to a conclusion in a civilized manner and she appreciates that.

Mayor Goodenough – Mayor Goodenough wanted to acknowledge that Nicole Marks, Town Clerk attended classes in Cherokee, NC last week. Mayor Goodenough said while she was there, she was presented with her NCCMC status. Mayor Goodenough said that Ms. Marks is really proving to be an asset to the Town and the community and wanted to thank her for her dedication and service.

**Public Comment:**

Ron Floor, 37 Carolina Shores Dr. – Mr. Floor asked if there was going to be any transition from Carolina Shores to Mid-Iron during the resurfacing project and if it would be milled.

Peter Gulliver, Oakbark Ct. – Mr. Gulliver thanked Commissioner Brennan for persevering on the milling as that is the way to go. Mr. Gulliver asked if he could stay after the meeting and sign the CSPOA Mowing Agreement. Mr. Gulliver said for clarification, the CSPOA attorney provided a complete copy of the agreement to the Town’s attorney on July 25, 2013.

Mike Riccitelli, 3 Pinewood Drive – Mr. Riccitelli thanked Commissioner Brennan for pursuing the milling. Mr. Riccitelli thanked Commissioner Dunn on all her efforts regarding the party. Mr. Riccitelli said they have put several signs up regarding the party and recommended that a sign be hung at the Recycle Center.

Ryan Smithwick – Mr. Smithwick said he is an attorney from Shallotte, Brunswick County and wanted to introduce himself. Mr. Smithwick is going to file for District Attorney next May.

COMMISSIONER BRENNAN MADE A MOTION TO ADJOURN THE SEPTEMBER 5, 2013 BOARD OF COMMISSIONERS MEETING. COMMISSIONER DUNN SECONDED THE MOTION. MAYOR GOODENOUGH ASKED IF THERE WERE ANY FURTHER DISCUSSION. MAYOR GOODENOUGH CALLED FOR A VOTE AND MOTION CARRIED BY UNANIMOUS VOTE.

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Walter B. Goodenough, Mayor

Submitted by:  
Nicole Marks  
Town Clerk