

Town of HOLLY RIDGE

PO Box 145 * Holly Ridge, NC 28445 * Phone (910) 329-7081 * Fax (910) 329-1593

HOLLY RIDGE TOWN COUNCIL REGULAR MONTHLY MEETING December 9th, 2014

Mayor Dingler called the Regular monthly Meeting of the Holly Ridge Town Council to order At 7:03 pm at the Holly Ridge Town Hall. Council members present were Councilwoman Stanley, Councilman Lang, Councilwoman Bragg, and Mayor Pro-Tem Hines Also present were Manager Maiorano; Town Clerk, Heather Reynolds; Deputy Clerk Tracy Martin; and Attorney Chuck Kitchen. Councilman Helms was present before the meeting but had to leave from the meeting due to a personal emergency along with the Fire Department.

Invocation and Pledge

Councilwoman Bragg gave the invocation and Mayor Dingler led the Pledge of Allegiance.

Adoption of Minutes

A motion was made by **Councilman Lang** and seconded by **Councilwoman Bragg** to adopt the following minutes of the Regular Meeting held on November 12th 2014, Special Meeting on November 19th, Closed Session held on November 19th, Special Meeting held on November 25th, and Closed Session held on November 25th, 2014. **All Agreed.**

Mayor Dingler took a moment to introduce and welcome the new Town Manager Joe Pierce and stated he would be coming on board January 5th, 2015.

Adoption of Agenda

A motion was made by **Councilman Lang** and seconded by **Councilwoman Stanley** to adopt the Agenda as presented. **All Agreed.**

cPersons Wishing to Address the Council

There were none.

Parks and Recreation Report

Manager Maiorano stated that the annual Children's Christmas Party will be held on Saturday December 20th, 2014 beginning at 11:00 a.m. He also stated that the Town Hall will be closed on Friday December 19th, 2014 from 12:30 - 2:30 p.m. for the employee Christmas luncheon.

Liberty Fountain Committee Report

Manager Maiorano stated that Charlotte Tippet resigned from the Liberty Fountain. Heather Reynolds stated that the committee elected their officers, solidified the plans for the fountain and talked about opening up a bank account.

ONWASA Report

Mayor Pro Tem Hines gave the following report:

- He thought the pipeline would have been started on Sound Road but that has not happened but it should be any time soon.

Report of Released Tax Refunds for November 2014

Manager Maiorano stated the following tax releases for the Month of November 2014:

- Zachary and Tara Woodcox were issued a refund in the amount of \$84.49.
- Brandon Ben Mayes was issued a refund in the amount of \$19.54.

Manager Maiorano stated the following tax release needs to be approved by the Town Council.

- A refund for Charles and Carolyn Papendick in the amount of \$147.41.

A motion was made by **Councilwoman Stanley** and seconded by **Councilwoman Bragg** to approve the tax refund as presented. **All Agreed.**

Discussion and Approval of Possible Street Closures

Manager Maiorano stated we have four streets that have been discussed previously about closing. These are streets that have technically been abandoned for more than 15 years and are clearly not on the Powell Bill Map at this time. They are Hudiberg between Dyson and Green Streets; Kenny Ave between Lloyd and Jones Streets; Dyson Street between Kraft and Burns Streets; and Hines Street between Burns and Crawford Streets.

Manager Maiorano stated we would go ahead and notify the owners they could move out to the center line. Attorney Kitchen stated the Town previously discussed abandoning the roads but it would be really expensive and if the developer does it all they have to do is file a notice of withdrawal of a dedication because the streets have not been opened in 15 years. They have to have a resolution from the Town Council that says these parts of the streets that are being withdrawn are not part of a street plan. Attorney Kitchen said the other issue with the four streets would be if there are utilities running in the streets. Attorney Kitchen asked ONWASA to check to see if there were any utilities. Attorney Kitchen stated the only one that has any water and sewer lines on Hudiberg between Dyson and Green Street.

Attorney Kitchen stated he prepared a deed of easement that would have the town grant an easement to ONWASA for a utility easement so there would not be an issue with the utilities that are currently there now. Attorney Kitchen stated the process is the Town Council will pass a Resolution authorizing the execution of this deed of easement and also pass the Resolution concerning all of the streets. He stated then it would be up to the developer or someone taken under the developer to actually do the withdrawal dedication and attach the Resolution and file in the Register of Deeds Office.

Councilwoman Stanley asked Attorney Kitchen if the previous owner could take the property back. Attorney Kitchen stated it would be the successor of the developer. Councilwoman Stanley asked if the previous owner cannot take the property back. Attorney Kitchen stated the property would then go to the owner. Councilwoman Stanley asked if the owner wanted to take the property back they would need to go to the Courthouse? Attorney Kitchen stated it would need to be done in the notice of withdrawal and it is all done privately. Councilwoman Stanley stated the reason she is asking is because someone has asked her because they heard this was going to happen. Attorney Kitchen stated the owner would need to get in touch with the developer. Mayor Dingler asked what would happen if there isn't a developer. Attorney Kitchen stated it would then be the dedicator.

Mayor Pro-Tem Hines stated if the Town agrees to this then the Town is done with this matter and the property owners would then fight it out and the Town would have nothing to do with it. Attorney Kitchen stated that was correct and the Town would have nothing to do with it. Attorney Kitchen stated the best thing the owners can do would be to contact an attorney to complete the process.

A motion was made by **Mayor Pro-Tem Hines** and seconded by **Councilwoman Stanley** to direct the Mayor to execute the deed of easement for Hudiberg Street between Green and Dyson Streets. **All Agreed.**

A motion was made by **Mayor Pro-Tem Hines** and seconded by **Councilman Lang** to approve the Resolution Regarding Closing of Certain Streets. **All Agreed.**

Larry Willaford asked if on the recorded deed of easement will show the location of the water and sewer. Attorney Kitchen replied that it would not, unfortunately the only place that shows the water and sewer is on GIS. Attorney Kitchen stated what they have decided to do is to make an easement across the whole section of the road.

New Business

Call for a Public Hearing on the Proposed Changes to the Planning Board Ordinance concerning the Board of Adjustment

Mayor Dinger stated that over the past couple of years we have considered separating the Planning Board and the Board of Adjustments. She also stated that the Town Council has thought about calling for a Public Hearing to discuss. Mayor Pro-Tem Hines stated that he thought we are premature for calling for a Public Hearing. Mayor Pro-Tem Hines suggested that the Town Council get together and hold a workshop and then call for a Public Hearing at the next meeting. He stated the Town Council needs to discuss this because he has concerns.

A motion was made by **Mayor Pro-Tem Hines** and seconded by **Councilman Lang** to table the proposed changes to a future meeting and ask the Town Council to have workshop. **All Agreed.**

Police Department Comments

Chief Maiorano gave the following report:

- The road block schedule is not available for next year.

Fire Department Comments

Due to an emergency that came up during the meeting no one from the Fire Department was able to attend.

Town Manager Comments

Manager Maiorano stated the streets were paved in Holly Hills a couple of years ago. There were some problems under the warranty. A call was made to Scott with Onslow Paving in regards to the problems. Manager Maiorano stated there are several more pot holes and the cost is \$800.00. Manager Maiorano stated he had Mike McFann, Superintendent of the Maintenance Department call Department of Transportation. He was told the Department of Transportation can't authorize the work for the intersection by the Church. Manager Maiorano stated that we will continue to keep pressure on Robert who is with the Department of Transportation. Manager Maiorano said the Town will continue to place rock within the holes until Department of Transportation completes the repairs. Councilwoman Stanley asked about paving Sound Road. Mayor Pro-Tem stated that the Department of Transportation was not going to pave within the Town limits anytime soon. Manager Maiorano stated that Sound Road will only be paved outside of the Town limits.

Mayor Pro-Tem Hines asked about the curbing contract. Manager Maiorano stated that we have not heard anything back on the contract. He stated Town Clerk, Heather Reynolds has been in contact and Heather attended a meeting with Robert and we still have not heard anything.

Mayor Pro-Tem Hines asked if there was any word on the curbing contract. Manager Maiorano stated there was nothing on the curbing contract but the Town did receive the grass contract.

Mayor Pro-Tem Hines asked how Susan Prather was doing since her surgery. Heather stated Susan is home and doing well following her surgery.

Council Concerns

Councilwoman Bragg thanked everyone for a job well done. She also wished everyone a Merry Christmas.

Councilman Lang thanked all of the employees and stated he has been on the council for a year now and he has learned a lot. He wished everyone a Merry Christmas and a Happy New Year.

Councilwoman Stanley thanked everyone for being at the meeting. She stated she hoped to see everyone at the Children's Christmas party and wished everyone a Merry Christmas.

Mayor Pro-Tem Hines stated that the council's job was easy due to the staff that the Town has. He said he thought the town had a fairly good year, we accomplished some things and when the new manager comes in we need to look at the budget really hard. The town has had some good growth and again the staff has made us look good.

Mayor Dingler stated Merry Christmas to all and she looks forward to a great New Year.

Announcements

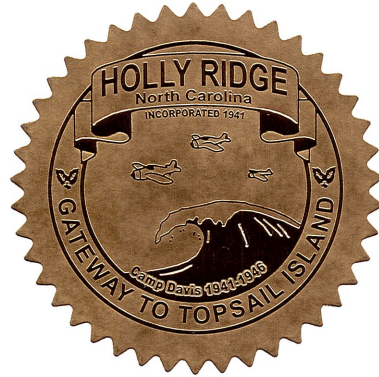
Mayor Dingler gave the following announcements:

- Thursday December 11th 2014-Insurance Commission Meeting beginning at 2:00 p.m. in the Topsail Beach Town Hall
- Town Hall Closed-Friday December 19th, 2014 from 12:30-2:30 for an employee Christmas Luncheon
- Children's Christmas Party-December 20th, 2014 beginning at 11:00 a.m. in the Community Center
- Town Hall Closed-December 24th-December 26th, 2014 in Observance of the Christmas Holiday.
- Town Hall Closed-January 1st, 2015 in Observance of New Year's Day.

Adjournment

A motion was made by *Mayor Pro-Tem Hines* and seconded by *Councilman Lang* to adjourn at 7.33 pm. *All Agreed.*

Attest:



Anita Dingler

Anita Dingler, Mayor

Heather Reynolds

Heather Reynolds, Town Clerk

These minutes were recorded and prepared by Deputy Town Clerk, Tracy Martin