



# Town of HOLLY RIDGE

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## HOLLY RIDGE TOWN COUNCIL REGULAR MONTHLY MEETING July 12<sup>th</sup>, 2016

Mayor Dingler called the Regular Monthly Meeting of the Holly Ridge Town Council to order at 7:00 pm at the Holly Ridge Town Hall. Council members present were Mayor Pro-Tem Bragg, Councilman Hines; Councilman Lang; Councilwoman Hall, and Councilwoman Stanley. Also present were Town Manager, Joe Pierce; Town Clerk, Heather Reynolds; and Attorney Chuck Kitchen. Deputy Clerk Tracy Martin was absent.

### Invocation and Pledge

Mayor Pro-Tem Bragg gave the Invocation and Mayor Dingler led the Pledge of Allegiance.

### Adoption of Minutes

A motion was made by **Mayor Pro-Tem Bragg** and seconded by **Councilman Lang** to adopt the Closed Session Minutes held on May 10<sup>th</sup>, 2016 and the Regular Meeting Minutes held on June 14<sup>th</sup>, 2016. *All Agreed.*

### Adoption of Agenda

Mayor Dingler stated there is an add on under New Business, Item number 10-C, Where to apply the Onslow Occupancy Tax Funding Grant.

Mayor Dingler also stated there will be an amendment to the verbiage for 8-A. and will read the following: Possible adoption of an Ordinance amending Chapter 14 Articles 1 and 2.

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

### *Persons Wishing to Address the Council*

#### *Parks and Recreation Report*

Councilwoman Hall stated the Committee did meet this past Thursday. The Committee is focusing on holding a Fall Festival in 2016. They are going to reach out to the participants from last year to see if they would be available this year. She stated the date of the Fall Festival is going to be Sunday, October 9<sup>th</sup>, 2016 from 2:00 until 5:00 p.m. Mayor Dingler stated hopefully the Town will have their new Parks and Recreation person on board by then. Mayor Dingler stated she would like to have the Holly Ridge Queens involved in the Fall Festival.

#### *Liberty Fountain Committee Report*

Councilwoman Stanley stated the dedication turned out wonderful and the Committee is still selling bricks and they have sold thirty two but they need to sell a total of fifty bricks. She said they are also selling service stones and they are \$45.00 a piece. The committee is doing a 50/50 raffle and the drawing for this will be held at their August meeting.

#### *ONWASA Report*

Councilman Hines stated Summerhouse is coming along however every time ONWASA turns a valve on something is not just right. He stated when he finds out when it will be turned on he will send the word out.

#### *Report of Released Tax Refunds for July 2016*

The following Refunds were issued in the month of June:

- Joseph Alfred Karle in the amount of \$29.09.
- Christopher Bias in the amount of \$177.93

A motion was made by *Councilman Lang* and seconded by *Mayor Pro-Tem Bragg* to release the tax refund. *All Agreed.*

#### *Public Hearings*

**Possible Adoption of an Ordinance Amending Chapter 14-Solid Waste of the Code of Ordinance**

A motion was made by **Councilwoman Lang** and seconded by **Mayor Pro-Tem Bragg** to enter into a Public Hearing for Discussion and Possible Adoption of an Ordinance Amending Chapter 14-Solid Waste, of the Code of Ordinance. **All Agreed.**

A motion was made by **Councilwoman Stanley** and seconded by **Councilman Lang** to return to Regular Session. **All Agreed.**

Mayor Dingler stated for Council discussion part of this Chapter 14 Article 1 and 2, sections 14-4 and 14-15 say the same thing except 14-4 states 10 days and 14-15 states 15 days under Storing Refuse and Junk. She said the Town Council could repeal one of these sections if they chose to do so.

The Town Council agreed to repeal Section 14-4 and leave Section 14-15 as it reads.

Councilman Hines stated the Town Council talked about junk vehicles and asked if that part would stay in the Ordinance right now and the Town Council pursue that at another time. Mayor Dingler stated that is a different Article that will be addressed at a different meeting.

Attorney Kitchen stated a portion of Chapter 14 will be moved into the new Zoning Ordinance and the Zoning Ordinance and Solid Waste Ordinance need to follow the same program. He further explained the Ordinance needs to follow what the program is, so the Town needs to know what the program is in order to know what the Ordinance needs to be. Attorney Kitchen stated the Ordinance will be amended at the time the program is adopted.

Attorney Kitchen asked the Town Council if they would prefer to adopt Chapter 14 now or wait until the Zoning Ordinance is ready to be adopted. Mayor Dingler stated if Chapter 14 is adopted now it would be in effect, and wanted to know if there is a reason other than making sure what the Town is moving to Zoning, is actually in the Zoning Ordinance – is there any other reason to adopt both at the same time? Attorney Kitchen stated that is the only reason.

Councilman Hines stated the enforcement will be in limbo. Attorney Kitchen stated enforcement is the issue because there are setbacks and screening issues for land use located in Solid Waste which should really be in the Zoning Ordinance. Attorney Kitchen went on to explain once this is repealed, the land use issues are going to be in Zoning but it will not be there yet.

Mayor Dingler stated all of what is in limbo would not be in enforceable until the Ordinance is agreed upon. Councilman Hines asked how this change would affect Larry and his department. Attorney Kitchen stated Larry would not be able to enforce the sections that are being moved and transferred into Zoning until the Zoning Ordinance is adopted. Councilman

Hines stated if someone wanted to do something, they could go ahead and do it. Attorney Kitchen stated there would be a three month gap.

Mayor Dingler stated it would be smart to wait until all of the ordinances are ready to go. Attorney Kitchen stated that is correct and the Town Council can get the Ordinance to the way they want it and another Public Hearing does not need to be held, the Ordinance will be adopted after the Zoning Ordinance.

A motion was made by **Councilman Lang** and seconded by **Mayor Pro-Tem Bragg** to table this matter until the adoption of the Zoning Ordinance. **All Agreed.**

**Possible Adoption of an Ordinance Amending Chapter 2-Planning Board of the Code of Ordinance to allow Planning Board Alternates**

Mayor Dingler stated the Planning Board/Board of Adjustments has determined that there is a need for two alternate board members to better ensure a quorum is present. This will allow the meetings to be conducted in a more efficient manner. It is recommended that one alternate be within the Town limits and the other in the ETJ. The recommended amendment is the Town resident will have a term of two years and the ETJ member will have a term limit of one year. Following the initial appointments the terms will be three years.

A motion was made by **Mayor Pro-Tem Bragg** and seconded by **Councilman Lang** to enter into a Public Hearing for Discussion and Possible Adoption of an Ordinance Amending Chapter 2- Planning Board of the Code of Ordinance to allow Planning Board Alternates. **All Agreed.**

A motion was made by **Councilwoman Hall** and seconded by **Councilwoman Stanley** to return to Regular Session. **All Agreed.**

Councilman Hines stated this is not uncommon for Towns. Manager Pierce stated this is not uncommon at all. Councilman Lang stated he remembers not having quorums. Attorney Kitchen stated this is fairly common to have alternates on Boards. Councilwoman Stanley asked Dawneva Evans if this was alright with her. Dawneva stated this was her recommendation and the Planning Board found they were just delaying people.

A motion was made by **Councilman Hines** and seconded by **Councilwoman Hall** to adopt the Ordinance amending Chapter 2 Planning Board/Board of Adjustments. **All Agreed.**

**Old Business**

**New Business**

**Possible Acceptance of Mowing Maintenance Agreement Contract Renewal.**

Manager Pierce stated the North Carolina Department of Transportation (NCDOT) has submitted their renewal for the Mowing Maintenance Agreement. This agreement allows the Town's Public Works Department to maintain the NCDOT right of way that exists within the incorporated limits of Holy Ridge. As it has in previous years, this agreement provides the Town a reimbursement of \$1,731.92 for four mowing cycles and two cleanup cycles per year. This is the renewal contract and maintenance agreement ID number 6609. Councilman Hines asked what the two cleanup cycles per year are. Manager Pierce stated he was assuming it is the extra debris left behind.

A motion was made by **Councilman Hines** and seconded by **Councilman Lang** to accept the Mowing Maintenance Agreement Contract Renewal. **All Agreed.**

**Possible Appointment of Melvin "Bo" Osbourne to the Parks and Recreation Committee for a term of two years.**

A motion was made by **Councilwoman Stanley** and seconded by **Councilman Lang** to appoint Melvin "Bo" Osbourne to the Parks and Recreation Committee for a term of two years. **All Agreed.**

**Where to apply the Onslow County Occupancy Tax Funding Grant**

Manager Pierce stated he received an email from the County Manager that Holly Ridge has submitted two requests for occupancy tax grant money. He said the Board of Commissioners approved \$5000.00 for the Liberty Fountain project. He said the Board did not consider the fireworks grant because it already approved the Liberty Fountain Project. Manager Pierce stated that if the Town wants to apply this money towards the fireworks, he would need to submit a letter requesting that. He said what it looks like is the Town applied twice for the same grant and the County chose one over the other. Mayor Dingler said she did know that the County started a new process this year when they dispersed these funds. This year they selected a committee instead of doing it the way they were, and that is probably a little bit of the confusion. Councilman Hines stated that Mr. Bright made the comment he thought the project was completed so why would they need the money.

Mayor Dingler stated the Town has been awarded \$5,000 that has been earmarked for the Liberty Fountain, but in the budget the \$5,000 was allotted for the fireworks. Manager Pierce stated in years past the Town has always applied for the grant for the fireworks and it has never been declined and it was kind of taken for granted. Manager Pierce went on to say the money was already allocated in the budget for the fireworks, without realizing there was going

to be a competing application within the Town. Manager Pierce asked the Town Council for direction on where to apply the money.

Councilman Hines asked Manager Pierce if he realized there were two grants. Manager Pierce stated he knew there were two grants, but did not realize they were for the same grant. Councilman Hines stated last year the Liberty Fountain was denied. Manager Pierce explained the different titles of the grant application. Councilwoman Stanley doesn't understand why the County did not let them know the grant was the same. Mayor Dingler asked if the fireworks bill has been paid for. Manager Pierce stated the fireworks have been paid for and the grant is always a reimbursement.

Councilman Hines expressed concerns over not knowing what the new County Board will handle giving out money. He went on to say it will look like a new event next year when we ask for the money rather than being consistent. Manager Pierce stated it is easier putting in the narrative that in years pass the Town has been approved. Councilman Hines stated the County looks at how many people an event brings in.

Mayor Pro-Tem Bragg stated Onslow County has been giving the Town money for fireworks every year and it is crazy no one said two applications were submitted. She went on to say there has been a lot of work out there on the fountain. Councilman Hines stated he would rather work it out to where if the Town needed to give more money for certain things at the Liberty Fountain, to do it rather than possibly losing the grant for the fireworks.

Councilwoman Stanley stated she does not want the County to think they do not appreciate them giving the money for the paving.

Councilman Hines stated he is worried if the Town doesn't continue to ask for the fireworks, then the Town may lose the fireworks money. He stated he would like to send a letter to the County and ask them to allow the money to go towards the fireworks.

A motion was made by ***Councilman Hines*** and seconded by ***Councilman Lang*** to write a letter to Onslow County asking the \$5,000 for the Liberty Fountain be turned over to a fireworks contribution. ***All Agreed.***

### **Town Manager Comments**

Manager Pierce said the building at 325 Sound Road will go on sale July 18<sup>th</sup>, 2016. He said there were a whole bunch of people at the Fireworks this year. He said he heard the public really appreciated being transported from the handicapped areas to the festivities. He said Shawn Norris has returned to the Public Works Department from North Topsail Beach. He said he will start the interviewing process for the new Parks and Recreation Manager.

### **Town Council Comments**

Councilman Lang said at the last meeting there was going to be a closed session on the roads of Holly Ridge. Manager Pierce states this is taking place tonight.

Mayor Pro-Tem Bragg thanked everyone for the job they are doing. She asked for everyone to be careful with all of the things happening on the news. She stated there was a Waste Industries guy that stopped her and asked her to place her recycle and trash cart a certain way due to the fact they have a new garbage truck that will pick the cart up a certain way. She said the opening should be turned toward the road. She asked if the Town had the appropriate equipment for the Town's contracts. Manager Pierce stated we are getting things that we need such as a new edger. She asked the Town Manager to reach out to Jeff Hudson in regards to the Meals on Wheels program for Holly Ridge. She would like for Holly Ridge to be added to that list. She thanked everyone for their efforts with the Liberty Fountain. She stated she has heard nothing but positive things in regards to the Liberty Fountain Dedication and how everything has turned out at the site.

Councilman Lang thanked everyone for the Liberty Fountain as a veteran. He said he was very proud to have been at the dedication representing the U.S. Navy. He thanked the Town employees for always being at the meeting. He thanked the Police Department for all they are doing. He said this time is a tough time for the Police. He said you try and have a peaceful demonstration and then an individual comes and takes the lives of five police officers in Dallas. He was involved in the Addison Riots and the Newark riots and twenty four people lost their lives. He stated it is not easy putting on that badge as a Police Officer and his heart goes out to all of the officers.

Councilwoman Stanley asked about the storage building for the pitcher's mound. Manager Pierce stated right now the concession stand is where it is being stored. He said the Maintenance Department has not built the box yet due to all of the assistance with the Liberty Fountain. He said he thought the box would be on the other side of the building. Councilwoman Stanley stated when they were working on the Liberty Fountain at night the lights in the restrooms are on all night. She thanked the Police Department for all that they are doing. She thanked everyone for coming out tonight.

Councilwoman Hall thanked the Police Department for all they are doing. She said they approached her about some issues that they had noticed going on in the middle of the night around her Cafe'. She stated the workers who have been building the new Dollar General told her there was going to be a soft opening Thursday night. She stated Ken Watkins called her before the meeting tonight to let her know he had intended to come to the meeting to applaud all of the work that had been done by the Liberty Fountain Committee. He just wanted to say as a citizen great job and thank you for everything.

Councilman Hines asked if we sent letters of thanks out to those that contributed to the July 4<sup>th</sup> Liberty Fest. Manager Pierce stated he did not think so but we would certainly do so. He asked what the Public Works was doing on Highway 17 yesterday. Major Whaley stated there were some tree limbs blocking the view of incoming traffic, so the Public Works

Department was trimming the limbs back. He thanked the Public Works Department for all of their hard work. He also thanked Manager Pierce for following up on things.

Mayor Pro-Tem Bragg thanked Councilwoman Stanley and her husband for all of their hard work and dedication to the Liberty Fountain.

Councilman Hines asked if the Town could install some kind of fence around the Liberty Fountain area to divide it off so everyone is not able to walk over the bricks. He asked that the Committee look into doing this. Mayor Pro-Tem Bragg stated this is why we are still trying to get more money. Councilwoman Stanley said the next project needs to be a brick sign by the side of the road that says Holly Ridge Liberty Fountain established 2016. She said she thought they had enough bricks and mortar to do this. She said all they would need to purchase would be the sand. She also said the man that laid the bricks for the wall around the fountain said he would come back and do this for the Committee.

Mayor Dinger thanked everyone for their help with the Liberty Fountain. She asked everyone to be nice and respectful to all of your neighbors. She said to be aware of your surroundings.

### Announcements

Mayor Dinger gave the following Announcements:

- Special Meeting for Strategic Planning-July 23<sup>rd</sup>, 2016 beginning at 1:00 p.m. in the Council Chambers..
- Parks and Recreation Committee Meeting-Thursday, August 4<sup>th</sup>, 2016 beginning at 3:30 in the Council Chambers.
- Liberty Fountain Committee Meeting-Thursday, August 4<sup>th</sup>, 2016 beginning at 6:00 p.m. in the Community Center.
- Planning Board/Board of Adjustments Meeting Tuesday, July 26<sup>th</sup>, 2016 at 6:30 in the Council Chambers.

### Closed Session

A motion was made by **Mayor Pro-Tem Bragg** and seconded by **Councilman Lang** to go into Closed Session for Attorney/Client Privilege Per North Carolina General Statute 143-318.11 (a) (3). **All Agreed.**

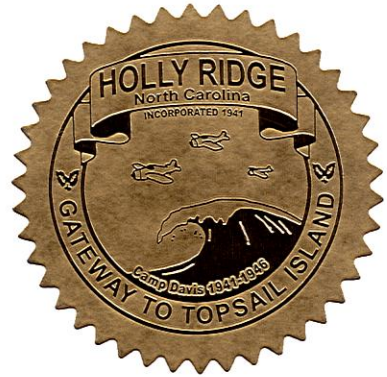
Mayor Dinger called for a five minute recess at 8:05 P.M. with the Closed Session to follow.

There was no action following the Closed Session.

**Adjournment**

A motion was made by **Councilman Lang** and seconded by **Councilwoman Stanley** to adjourn at 8:25 p.m. **All Agreed.**

*Attest:*



*Anita Dingle*

*Anita Dingle, Mayor*

*Heather Reynolds*

*Heather Reynolds, CMC, Town Clerk*

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