

March 8, 2005 Agenda
March 8, 2005 Minutes

Action Agenda

REGULAR MEETING OF THE EMERALD ISLE BOARD OF COMMISSIONERS TUESDAY, MARCH 8, 2005 6:00 PM - EMERALD ISLE TOWN HALL

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Adoption of Agenda
(Agenda approved 4-0 vote)
5. Proclamations / Public Announcements
 - a. Special Presentation to Former Town Commissioner and New County Commissioner Pat McElraft
 - b. Dedication of New Fire Engine
6. Consent Agenda
 - a. Minutes – January 11, 2005 Regular Meeting
 - b. Minutes – January 25, 2005 Special Meeting
 - c. Minutes – February 8, 2005 Regular Meeting
 - d. Minutes – February 25, 2005 Special Meeting
 - e. Tax Refunds / Releases
 - f. Order to Advertise Tax Liens
 - g. Budget Amendment – General Fund
 - h. Resolution Authorizing US Fire Act Grant Application
 - i. Resolution Authorizing Agreement with NCDOT for Transportation Enhancement Funding for NC 58 Bicycle Path – Phase II
 - j. Capital Project Ordinance Amendment – NC 58 Bicycle Path (Phase II)
(Consent Agenda approved 4-0 vote)
7. Public Comment
8. Ordinance Amending Chapter 19 – Zoning - Dunes and Vegetation
(Approved 4-0 vote)
9. Preliminary / Final Plat – Coast Guard Road Subdivision
(Approved 4-0 vote)
10. Emergency Medical Services in Emerald Isle
 - a. Resolution Authorizing 5-Year Contract with Emergency Medical Services, I

(Approved 4-0 vote)
 - b. Appointment of Town Representatives to EMS Committee
(Appointed Commissioner Nita Hedreen, Commissioner John Wootten, Town Manager Frar Rush to EMS Committee 4-0 vote)
11. 2005 Street Resurfacing Contract
 - a. Resolution Authorizing 2005 Street Resurfacing Contract
(Approved 4-0 vote)
 - b. Budget Amendment – General Fund

- (Approved 4-0 vote)**
12. **Resolution of Intent to Amend the Town Charter to Change the Length of the Mayor's Term to 4 Years**
(Approved 4-0 vote)
 13. **NC 58 Sidewalk Construction**
 - a. **Resolution Authorizing NCDOT Grant Applications**
(Approved 4-0 vote)
 - b. **Budget Amendment – General Fund**
(Approved 4-0 vote)
 - c. **Capital Project Ordinance Amendment – NC 58 Sidewalk Project**
(Approved 4-0 vote)
 14. **Comments from Town Clerk, Town Attorney, and Town Manager**
 15. **Comments from Board of Commissioners and Mayor**
 16. **Adjourn**

DRAFT

MINUTES OF THE REGULAR SCHEDULED MEETING OF THE EMERALD ISLE BOARD OF COMMISSIONERS TUESDAY, MARCH 8, 2005 – 6:00 P.M. – TOWN HALL

The regular monthly meeting of the Emerald Isle Board of Commissioners was called to order by Mayor Art Schools at 6:00 P.M.

Present for the meeting: Mayor Art Schools, Commissioners Pete Allen, Nita Hedreen, Robe Isehour, and Floyd Messer.

Absent for the meeting: Commissioner John Wootten

Others present: Town Attorney Richard Stanley, Town Manager Frank Rush, Town Clerk Rhonda Ferebee, Fire Chief Bill Walker, Planning Director Kevin Reed, and Public Works Director Artie Dunn.

Motion was made by Commissioner Messer to excuse the absence of Commissioner Wootten. The Board voted 4-0 in favor. Motion carried.

After roll call all who were present recited the Pledge of Allegiance.

4. ADOPTION OF AGENDA

Motion was made by Commissioner Messer to adopt the agenda. The Board voted 4-0 favor. Motion carried.

5. PROCLAMATIONS / PUBLIC ANNOUNCEMENTS

- a. **Special Presentation to Former Town Commissioner and New County Commissioner Pat McElraft**

Mayor Schools presented former Town Commissioner and New County Commissioner Pat

McElraft with a special plaque of appreciation recognizing her for her dedicated service and contributions to the Town of Emerald Isle. Ms. McElraft served as Town Commissioner from December 1999 to January 2005, serving as Mayor Pro-Tem from December 2001 to December 2003. Mayor Schools added how proud the Town was of her appointment to the Carteret County Board of Commissioners, adding how fortunate the County was to have her, with this sentiment being echoed by the Board.

b. Dedication of New Fire Engine

Fire Chief Bill Walker addressed the Board concerning the new fire engine. Chief Walker described the new Engine as an Emergency-One (E-1) Typhoon Pumper with a 1,250 gallon-per-minute pump, 1,000 gallons of water on board. He stated it was equipped with all the newest technology. Chief Walker said the Engine also had a 30 foot light mast on top along with a 10 KW hydraulic generator. Chief Walker noted that the last fire engine was purchase 17 years ago. Chief Walker said in honor of the Board's dedication in protecting the lives of t citizens and visitors of Emerald Isle a plaque had been purchased and placed on fire truck wi their names.

Mayor Schools stated to Chief Walker that everyone was very appreciative of the efforts mad by the Fire Department.

Mayor Schools noted the following announcements for the public:

- **14th Annual Emerald Isle St. Patrick's Festival – Friday, March 11 (Jeff Bates Concert) an Saturday, March 12 at Emerald Plantation Shopping Center**
- **Recreation Center Closed – Saturday, March 12 due to St. Patrick's Festival**
- **Board of Commissioners General Planning Workshop – Friday, March 18 at 8:30 am at Town Hall**
- **Planning Board Regular Meeting – Monday, March 21 at 6:00 pm (moved up one week)**
- **Easter Monday – Town Hall closed / Recreation Center Open – Monday, March 28**
- **Beach Driving Prohibited – 7 pm Thursday, March 24 through 5:00 am Monday, April 4**
- **Board of Commissioners Regular Meeting – Tuesday, April 12 at 6:00 pm at Town Hall**

6. CONSENT AGENDA

- a. **Minutes – January 11, 2005 Regular Meeting**
- b. **Minutes – January 25, 2005 Special Meeting**
- c. **Minutes – February 8, 2005 Regular Meeting**
- d. **Minutes – February 25, 2005 Special Meeting**

- e. **Tax Refunds / Releases**
- f. **Order to Advertise Tax Liens**
- g. **Budget Amendment – General Fund**
- h. **Resolution Authorizing US Fire Act Grant Application - (05-03-08/R1)**
- i. **Resolution Authorizing Agreement with NCDOT for Transportation Enhancement Funding for NC 58 Bicycle Path – Phase II - (05-03-08/R2)**
- j. **Capital Project Ordinance Amendment – NC 58 Bicycle Path (Phase II)**

Motion was made by Commissioner Allen to approve the Consent Agenda. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Resolution 05-03-08/R1 and Resolution 05-03-08/R2 are incorporated herein by reference and here made a part of these minutes.)

7. PUBLIC COMMENT

Suzanne Evans, 3704 Emerald Drive, addressed the Board with several concerns, first noting that she had been coming to Emerald Isle for 49 years, and purchased her first home here in 1989. She said with the tax valuation in 2007, she and her husband did not feel they could afford to stay here and retire. She felt the atmosphere on Emerald Isle was changing, adding there was no housing for the elderly, condos near the grocery store. Ms. Evans mentioned the people coming here and building massive homes that may not spend their money in Emerald Isle. She was concerned that Emerald Isle would become an area where everyone is a tourist.

Alma Frantz, 112 Bluewater Drive, spoke to the Board with her concerns about the sand dunes and vegetation on the beach. Ms. Frantz referenced a brochure she had obtained at the Parks & Recreation Department that stated ‘feet do kill plants’ with an illustration and statement not to walk on the dunes. She was concerned with the oceanfront property beach accesses that end or start in the middle of the new dunes, feeling in a short time they would be destroyed. She asked what the Town planned to do about this.

8. ORDINANCE AMENDING CHAPTER 19 – ZONING – DUNES AND VEGETATION - (05-03-08/O1)

Planning Director Kevin Reed stated that the amendments being considered by the Board tonight were as follows: 1) an additional statement in the “Intent” section to preserve property owner rights, 2) an increase in the fine for violations from \$500 to \$1000, and 3) the removal of provisions that require owners of an existing developed lot to secure a permit from the Town to remove trees from their property. Mr. Reed said this was essentially the same set of amendments the Board considered, and conducted a public hearing on, at their last meeting in February with the one exception that it does retain the size of a protected tree to 3” rather than increasing it to 4”.

Motion was made by Commissioner Allen to adopt the Ordinance Amending Chapter 19

Zoning – Dunes and Vegetation. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Ordinance Amendment 05-03-08/O1 is incorporated herein by reference and hereby made a part of these minutes.)

9. PRELIMINARY / FINAL PLAT – COAST GUARD ROAD SUBDIVISION

Planning Director Kevin Reed provided an overhead presentation for the Board of the proposed Coast Guard Road Subdivision. Mr. Reed stated that Maurice Reilly is requesting preliminary and final plat approval for a proposed 3-lot subdivision located on Coast Guard Road. Mr. Reed said the property is located across from the main entrance to the Lands End development. Mr. Reed stated that the tract of land to be subdivided contained approximately 2.9 acres, is zoned (RMH) Residential Motel Hotel. Mr. Reed said there are no streets or other public or private infrastructure planned, therefore in accordance with the town's stormwater ordinance there is requirement at this time for a comprehensive stormwater plan. Mr. Reed noted that each lot will be required as always to present a stormwater plan regarding specific development of the lot. In addition to that because the lots are located within the ORW AEC as defined by the Division of Coastal Management they will be subject to the 25% impervious area limitation. Mr. Reed noted that all lots front on Coast Guard Road, however, Lots 2 and 3, in order to reduce the number of driveway entrances associated with the development will share a common driveway easement along the common property boundary. Mr. Reed said the Planning Board considered this proposed subdivision at its February 28 meeting, and voted unanimously to recommend to the Board of Commissioners that preliminary and final plat approval be granted.

Motion was made by Commissioner Isenhour to approve the preliminary and final plat of the Coast Guard Road subdivision proposed by Mr. Maurice Reilly. The Board voted 4 in favor. Motion carried.

10. EMERGENCY MEDICAL SERVICES IN EMERALD ISLE

- a. **Resolution Authorizing 5-Year Contract with Emergency Medical Services, Inc. – (05-03-08)**
- b. **Appointment of Town Representatives to Joint EMS Committee**

Town Manager Frank Rush addressed the Board concerning Emergency Medical Services in Emerald Isle. The following excerpt from Mr. Rush's memo to the Board is provided for background:

The Board of Commissioners is asked to approve the attached resolution authorizing a new, 5-year contract with Emerald Isle Emergency Medical Services, Inc. (EI EMS). This contract would cover the period from July 1, 2005 through June 30, 2010, and the annual compensation would be determined on an annual basis by the Board of Commissioners but would not be less than \$165,000 per year. A copy of the proposed contract is attached.

The proposed contract was drafted by a special working group of EI EMS and Town representatives. Members of the working group included Ben Dadd, Carl Hogan, and George Foster from EI EMS, and Commissioner John Wootten, Commissioner Nita Hedreen, and Town Manager Frank Rush. The working group met several times over the past 4+ months to draft the contract and devise a new budget request format for EI EMS' annual budget request to the Town. The working group exhibited a mutual spirit of cooperation throughout the process, and affirmed a desire by each side to maintain a positive, cooperative long-term relationship between the Town and EI EMS, Inc.

The attached contract retains some of the provisions included in the Town's previous and current contracts with EMS, Inc., but also includes several new provisions. The key provisions in the new contract are outlined below:

- Emerald Isle Emergency Medical Services, Inc. would operate as an independent contractor under contract to the Town to provide high-quality emergency medical services to our residents, property owners, and visitors. The Town would exercise no control over the personnel and operations of EI EMS.
- EI EMS would provide emergency medical services at the EMT-Paramedic level of care, the highest level of care available.
- The contract is a 5-year contract covering the time period from July 1, 2005 through June 30, 2010. Future renewals of the contract would be considered prior to June 30, 2010.
- A special Joint EMS Committee, consisting of 3 representatives each from EI EMS and the Town would be permanently established to maintain active communication between the Town and EI EMS. The Joint EMS Committee would meet at least twice annually, and more often if necessary. Key roles of the Joint EMS Committee include making an annual EMS budget recommendation to the Board of Commissioners and planning for future EMS capital needs.
- The annual payment to EI EMS would be determined annually during the budget process by the Board of Commissioners, but would not be less than \$165,000 per year.
- The contract spells out a new annual budget process to be utilized, with a new budget format, planning for future capital needs, specific deadlines for the process, and a key role for the Joint EMS Committee. A copy of the new budget request format devised by the working group is attached to and incorporated into the contract.
- The contract stipulates that any unexpended Town funds appropriated for EI EMS for a particular year will be retained by EI EMS and placed in a specially-designated operating reserve. The contract also stipulates that any Town funds specifically appropriated for future capital needs will be retained in a specially-designated capital reserve.
- The contract stipulates that EI EMS shall follow NC bidding and purchasing regulations for all purchases.
- Either the Town or EI EMS would have the ability to terminate the contract at any time, but must provide minimum notice of 180 days in order to insure the continuity of emergency medical services.

The establishment of a permanent Joint EMS Committee is expected to significantly enhance communication and partnership between the Town and EI EMS. The initial intention is for the Joint EMS Committee to consist of the members involved in the drafting of the new contract (Dadd, Hogan, Foster, Wootten, Hedreen, and Rush), and that group is tentatively scheduled to meet on March 31 to review the FY 05-06 budget request from EI EMS. If the Board concurs with this approach, it should consider formalizing the designation of Commissioners Wootten and Hedreen and the Town Manager to this Joint EMS Committee. In addition to the FY 05-06 EI EMS budget request, significant items expected to be addressed by the Joint EMS Committee in the future include the future replacement of the current EMS station on Cedar Street, the potential for a County-wide EMS system at some point in the future, and other long-range issues.

The Town of Emerald Isle is fortunate to have Emerald Isle EMS, Inc., an outstanding organization of dedicated volunteers and employees, providing emergency medical services for the residents, property owners, and visitors to Emerald Isle. Emerald Isle EMS, Inc. is a model for other squads in Carteret County and North Carolina, and the Town is fortunate to receive such high-quality services at a relatively low cost. The execution of the attached contract would solidify the cooperative and positive relationship between the Town and EI EMS, Inc. for the next several years.

Town Attorney Richard Stanley has reviewed the attached contract.

Ben Dadd, current member of the Joint EMS Committee, spoke to the Board on behalf of EMS. Mr. Dadd commented on the process that resulted in the contract before the Board, noting his

this committee worked extremely well, being a very positive experience. Mr. Dadd said it was clear how the Town valued and recognized the contributions being made by members of the EMS squad. Mr. Dadd said of particular note, having also mentioned this to the squad members, was there were more commonalities than differences, common concerns being the future challenges facing Emergency Medical Services not only in Emerald Isle, but in Carter County. Mr. Dadd felt the budget wouldn't be the issue the committee would be focusing, but some of the bigger issues faced to ensure that Emerald Isle has influence on the emergency medical services being provided to people who live and visit here. Mr. Dadd thanked Mayor Schools for the idea of a joint EMS/Town Board Committee to discuss these subjects. He thanked Town Manager Frank Rush for his ability to keep the committee so clearly focused, and how Commissioner Hedreen's medical background helped provide a clear understanding of the services being provided and the appreciation for those services. Mr. Dadd said Commissioner Wootten kept the committee on track with the business applications of what the committee was trying to achieve. Mr. Dadd stated that Doug Fleming, Chief, and Joe Quigley, Secretary, had already signed the contract, nominating the current committee members consisting of himself, Carl Hogan, and George Foster, to continue representing EMS on the Joint Committee.

Commissioner Isenhour commended the committee for the excellent working document, adding that it is still a work in progress, with things not yet addressed in the contract that may need to be addressed in due course. Commissioner Isenhour particularly liked the creation of the permanent Joint EMS Committee, feeling this would open up communications between EMS and the Town.

Commissioner Hedreen agreed with the comments made by Mr. Dadd concerning Mr. Rush, and the impeccable job he does with everything, and giving particular credit to the three EMS members of the committee for their willingness to take a chance, working on the relationship focus on issues for the good of the community, and looked forward to a long relationship with EMS.

Motion was made by Commissioner Allen to approve the Resolution Authorizing a 5-year Contract with Emerald Isle Emergency Medical Services, Inc. The Board voted 4-0 in favor. Motion carried.

Motion was made by Commissioner Allen to appoint Commissioners Wootten, and Hedreen, and Town Manager Frank Rush to represent the Town on the Joint EMS Committee. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Resolution 05-03-08/R3 is incorporated herein by reference and hereby made a part of these minutes.)

11. 2005 STREET RESURFACING CONTRACT

- a. **Resolution Authorizing 2005 Street Resurfacing Contract – (05-03-08/R4)**
- b. **Budget Amendment – General Fund**

Artie Dunn, Public Works Director, spoke to the Board concerning the 2005 Street Resurfacing Contract. Mr. Dunn said with the rising cost of petroleum based products and reductions in

Powell Bill funds, they have become more diligent in getting all they can from the funds that are available. Mr. Dunn said the concentration this year is between East Summer Place and Cec Street, the contract this year also maintains the policy implemented by the Town Manager resurfacing 2.3 miles each year in order for a complete resurfacing every 20 years. Mr. Dunn also presented to the Board a five-year plan, breaking the Town into 5 sections, giving him an area on which to focus each year, while still evaluating other streets outside of the plan as necessary.

Commissioner Allen asked if there were any plans to solve the flooding problems on Ocean Drive. Mr. Dunn said they were working on small infiltration systems, along with other methods stating they have had success with the infiltration systems in localized areas. Town Manager Rush said this was an issue he planned to have on the agenda for the planning workshop for discussion.

Following further discussion concerning Powell Bill funding, ***motion was made by Commissioner Messer to approve the Resolution Authorizing the 2005 Street Resurfacing Contract. The Board voted 4-0 in favor. Motion carried.***

**BUDGET AMENDMENT
FY 2004-2005**

The budget for FY 2004-2005 is hereby amended as follows:

GENERAL FUND

	Increase	Decrease
<u>Revenues</u>	-	-
Powell Bill	6,930	
Powell Bill Reserve Appropriated	<u>8,070</u>	<u>-</u>
TOTAL	15,000	-
<u>Expenditures</u>	-	-
Powell Bill	<u>15,000</u>	<u>-</u>
TOTAL	15,000	-

Copies of this ordinance shall be filed with the Finance Officer, Budget Officer, and Town Clerk, to be kept on file by them for their direction in the disbursement of Town funds for this project.

Adopted this _____ day of _____, 2005.

Attest:

Rhonda C. Ferebee, Town Clerk

Arthur B. Schools, Jr., Mayor

Motion was made by Commissioner Messer to approve the General Fund Budget Amendment as presented. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Resolution 05-03-08/R4 is incorporated herein by reference and hereby made a part of these minutes.)

12. RESOLUTION OF INTENT TO AMEND THE TOWN CHARTER TO CHANGE THE LENGTH OF THE MAYOR'S TERM TO 4 YEARS – (05-03-08/R5)

Town Manager Frank Rush addressed the Board providing the details concerning this proposed resolution. The following excerpt from Mr. Rush's memo to the Board is provided for background:

The Board of Commissioners is scheduled to consider a Resolution of Intent to Change the Length of the Mayor's Term to 4 Years at the March 8 meeting. As you know, the Board of Commissioners discussed this issue at its February 8 regular meeting, expressed support for such a change, and directed staff to proceed with the appropriate actions to amend the Town Charter to increase the length of the Mayor's term from 2 years to 4 years. The attached resolution is the first action in a series of 3 required actions to make this change.

The attached resolution expresses the Board's intention to amend Article III, Mayor and Board of Commissioners Section 3.3 Terms, qualifications, vacancies, Subsection (a) of the Town Charter to change the Mayor's term from 2 years to 4 years. The resolution also schedules a required public hearing on this matter for the April 12 regular Board meeting. As required by the NC General Statutes, staff will insure that this public hearing is advertised not less than 10 days prior to the April 12 meeting. Finally, the resolution indicates that the Board will formally consider an ordinance amending the Town Charter at its May 10 regular meeting. If the Board eventually approves an ordinance amending the Town Charter, the NC General Statutes require that such amendment be published within 10 days after a Town Charter amendment is enacted, and staff will insure that this occurs if the Board eventually amends the Town Charter in May. The Board should note that the required actions to change the Mayor's term would occur over 3 regular meetings – in this case the March, April, and May regular meetings. I had previously incorrectly informed the Board that such a change could occur over the course of 2 regular meetings, and I need to correct my previous incorrect statement.

The Board should note that any change to the Mayor's term must occur at least 90 days prior to the first election of a Mayor to which the 4-year term would apply. Thus, if the Board makes this change by ordinance amending the Town Charter as proposed, this change must occur no later than the July 12 regular meeting in order for this change to be effective for the winner of the November 2005 Mayor's election. As noted above, the Board is tentatively scheduled to consider the ordinance amending the Town Charter at the May 10 regular meeting, which would obviously be well before the July 12 meeting. If the Board is delayed in making a decision until after July, then any change in the length of the Mayor's term could not be effective until the winner of the 2007 Mayor's election.

Motion was made by Commissioner Allen to approve the Resolution of Intent to Amend the Town Charter to Change the Length of the Mayor's Term to 4 years. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Resolution 05-03-08/R5 is incorporated herein by reference and hereby made a part of these minutes.)

13. NC 58 SIDEWALK CONSTRUCTION

- a. **Resolution Authorizing NCDOT Grant Applications – (05-03-08/R6)**
- b. **Budget Amendment – General Fund**
- c. **Capital Project Ordinance Amendment – NC 58 Sidewalk Project**

Town Manager Frank Rush presented information to the Board for their consideration regard 3 items related to the NC 58 sidewalk construction. The following excerpt from Mr. Rush's memo to the Board is provided for background:

Attached for the Board's consideration are three items associated with the construction of a new sidewalk segm along NC 58. First, the Board is asked to approve a Resolution Authorizing an NCDOT Sidewalk Grant Application. The Board is also asked to approve a General Fund budget amendment to provide the local match this grant, as well as an amendment to the Capital Project Ordinance for the NC 58 Sidewalk Project.

As you know, the Town's most recent sidewalk construction efforts have utilized inmate labor from Newport Correctional Center. This program has assisted the Town tremendously, and has resulted in the construction o low-cost sidewalks from the Eagles Store west to Mangrove Drive. Our intention is to continue to utilize this program to construct additional sidewalks along NC 58 in the future, however, we have recently learned that we not be able to secure this inmate labor as frequently as we have in the past. The next scheduled work by the inmate labor crew in Emerald Isle is scheduled for late May. It is likely that they would not return again after the visit until late in 2005 or later.

In light of this development, and due to the favorable public reaction to the new sidewalks and our desire to construct additional sidewalk segments, we have inquired about the possibility of securing additional grant fund: from NCDOT for sidewalk construction. We were informed by NCDOT Division 2 staff last week that the Town l an excellent chance of securing a \$20,000 grant for new sidewalk construction. As a result, I am seeking the B of Commissioners' approval of the attached Resolution Authorizing an NCDOT Sidewalk Grant Application in th amount of \$20,000. The local match that is proposed is \$10,000, which would provide a total of \$30,000 for the construction of a new 6 ft. wide sidewalk from Mangrove Drive to Emerald Plantation. The total distance is approximately 2,000 linear feet, and we are estimating a cost of \$15 per linear foot. Emerald Plantation represe a logical stopping point for now, and we plan to have the inmate labor crews work on the segment between Emerald Plantation and Mallard Drive (to the west) when they return in May.

The attached General Fund budget amendment appropriates an additional \$10,000 of building permit revenues provide the local match for the NCDOT grant. The amended FY 04-05 General Fund budget assumes total building permit revenues of \$200,000, and we have already collected over \$180,000 with 4 months left in the fis year. If the Board approves the attached budget amendment, the revised estimate for building permit revenues increase to \$210,000, and this figure is probably still very conservative. The attached Capital Project Ordinance amendment is procedural in nature, and simply appropriates the NCDOT grant and the local match to the NC 5i Sidewalk Project Capital Project Ordinance.

Motion was made by Commissioner Hedreen to approve the Resolution Authorizing ar NCDOT Sidewalk Grant Application. The Board voted 4-0 in favor. Motion carried.

BUDGET AMENDMENT

FY 2004-2005

The budget for FY 2004-2005 is hereby amended as follows:

GENERAL FUND

	Increase	Decrease
<u>Revenues</u>	-	-
Building Permit Fees	10,000	-
TOTAL	10,000	-
<u>Expenditures</u>	-	-
Transfer to NC 58 Sidewalk Project CPO	10,000	-
TOTAL	10,000	-

Copies of this ordinance shall be filed with the Finance Officer, Budget Officer, and Town Clerk, to be kept on file by them for their direction in the disbursement of Town funds for this project.

Adopted this _____ day of _____, 2005.

Attest:

Rhonda C. Ferebee, Town Clerk

Arthur B. Schools, Jr., Mayor

Motion was made by Commissioner Hedreen to approve the General Fund Budget Amendment as presented. The Board voted 4-0 in favor. Motion carried.

**CAPITAL PROJECT BUDGET ORDINANCE
NC 58 SIDEWALK PROJECT**

Be it ordained by the Board of Commissioners of the Town of Emerald Isle that, pursuant to NCGS 159-13.2, the following amendments are made to Capital Project Ordinance originally adopted on May 14, 2002 for the NC 58 Sidewalk Project.

	<u>Amended Budget</u>	<u>Amendments March 8, 2005</u>	<u>Amended Budget March 8, 2005</u>
<u>Revenues</u>	-	-	
NCDOT Grant - Phase I	30,000	-	30,000

NCDOT Grant - Phase II	33,600	-	33,600
NCDOT Grant - Phase IV	-	20,000	20,000
Transfer from General Fund - Phase I		44,000 -	44,000
Transfer from General Fund - Phase II	12,000	-	12,000
Transfer from General Fund - Phase III	18,000	-	18,000
Transfer from General Fund - Phase IV	-	10,000	10,000
			-
TOTAL	137,600	30,000	167,600
<u>Expenditures</u>			
	-	-	-
Design / Engineering	16,000	-	16,000
Construction - Phase I	58,000	-	58,000
Construction - Phase II	46,100	-	46,100
Construction - Phase III	17,500	-	17,500
Construction - Phase IV	-	30,000	30,000
TOTAL	137,600	30,000	167,600

Copies of this ordinance shall be filed with the Finance Officer, Budget Officer, and Town Clerk, to be kept on file by them for their direction in the disbursement of Town funds for this project.

Adopted this _____ day of _____, 2005.

Attest:

Rhonda Ferebee, Town Clerk

Arthur B. Schools, Jr., Mayor

Motion was made by Commissioner Hedreen to approve the NC 58 Sidewalk Project Capital Project Ordinance Amendment as presented. The Board voted 4-0 in favor. Motion carried.

(Note: A copy of Resolution 05-03-08/R6 is incorporated herein by reference and hereby made a part of these minutes.)

14. COMMENTS FROM TOWN CLERK, TOWN ATTORNEY, AND TOWN MANAGER

There were no comments from the Town Clerk.

There were no comments from the Town Attorney.

Town Manager Frank Rush provided the current status of the Bogue Inlet / Western Beach Nourishment Project. Mr. Rush stated that the progress had slowed slightly due to weather, also because the further away from the inlet the less production due to the distance to pump. Mr. Rush said the schedule still looked good, sand quality was still excellent.

Mr. Rush stated that the Stormwater Project was still progressing well. Mr. Rush said the project should be done in early to mid-April.

Mr. Rush advised the Board that the Town had donated a jet-ski to the Salter Path Fire Department. He said this was a surplus item with a \$900 value that was replaced.

Mr. Rush discussed the news received concerning maintenance funding for Bogue Inlet dredging for the remainder of this year, noting his appreciation for Congressman Jones and Congressman McIntyre coming through with this money, \$300,000 for two maintenance ever. Mr. Rush said the real fight would be to secure funding for next year and beyond.

Mr. Rush noted that in 2002 NCDOT came up with a long range transportation and thorough plan they had asked the Board to endorse. Mr. Rush said at that time the Board opted not to endorse that plan primarily because it did show the widening of Highway 58 to five lanes through Town, and also the widening of the bridge to four lanes. Mr. Rush said NCDOT had submitted another request to the Town to endorse the plan, and based on the previous action by the Board, and based on the statements in the Land Use Plan which opposed such a widening, he didn't intend to bring anything to the Board for their consideration, but wanted to make the Board aware that the request had been received.

15. COMMENTS FROM BOARD OF COMMISSIONERS AND MAYOR

There were no further comments from the Board of Commissioners or Mayor.

16. ADJOURN

Motion was made by Commissioner Allen to adjourn the meeting. The Board voted 4-1 favor. Motion carried.

The meeting was adjourned at 7:00 pm.

Respectfully submitted:

Rhonda C. Ferebee
Town Clerk