



Board of Commissioners Agenda

Town of Swansboro

Tuesday, July 23, 2024

Board Members

John Davis, Mayor | William Justice, Mayor Pro Tem | Pat Turner, Commissioner
Jeffrey Conaway, Commissioner | Douglas Eckendorf, Commissioner | Joseph Brown, Commissioner

I. Call to Order/Opening Prayer/Pledge

II. Public Comment

Citizens have an opportunity to address the Board for no more than three minutes per speaker regarding items listed on the agenda. There is a second opportunity at the end of the agenda for the public to address the Board on items not listed on the agenda.

III. Adoption of Agenda and Consent Items

The Town Clerk respectfully submits to the Board, the Regular Agenda and the below consent items, which are considered to be of general agreement and little or no controversy. These items may be voted on as a single group without Board discussion "or" if so desired, the Board may request to remove any item(s) from the consent agenda and placed for consideration separately.

III. Consent Items:

- a. March 26, 2024, Regular Meeting Minutes
- b. April 9, 2024, Regular Meeting Minutes
- c. April 9, 2024, Closed Session Minutes
- d. April 23, 2024, Regular Meeting Minutes

IV. Appointments/Recognitions/Presentations

- a. **Employee Introduction and Oath of Office**
Presenter: Dwayne Taylor – Police Chief

- b. **Board Appointments**
Presenter: Alissa Fender – Town Clerk

Due to a resignation, there is now a vacancy on the Historic Preservation Commission.

Recommended Action: Consider appointment to the Historic Preservation Commission.

V. Public Hearing

a. UDO Text Amendment to Section 152.073 Moratoria

Presenter: Rebecca Brehmer, CFM, CZO – Town Planner,

After a review of North Carolina General Statutes and UDO on Moratoria at a recent Board of Commissioners meeting, the Town Attorney has advised that the UDO Section 152.073, Moratoria, is not consistent with G.S. § 160D-107 Moratoria in that it is missing a portion of the first sentence under section (A) Authority.

Recommended Action:

1. Hold a public hearing
2. Motion to approve Ordinance 2024-011 amending Section 152.073 Moratoria.

b. UDO Text Amendment to Section 152.196 Notes to the Table of Area, Yard, and Height Requirements

Presenter: Rebecca Brehmer, CFM, CZO – Town Planner

A text amendment is purposed to UDO Section 152.196 Notes to the Table of Area, Yard, and Height Requirements, (F) Note 6, to outline when a zoning permit and building permit is needed for new accessory structures.

Recommended Action:

1. Hold a public hearing
2. Motion to approve Ordinance 2024-012 amending Section 152.196 Notes to the Table of Area, Yard, and Height Requirements, (F) Note 6.

c. UDO Text Amendment to Section 152.445 Coastal High Hazard Areas (Zone VE)

Presenter: Rebecca Brehmer, CFM, CZO – Town Planner

UDO Section 152.445 Coastal High Hazard Areas (Zone VE) (Q) in the Flood Damage Prevention Ordinance of the UDO is not feasible and needs to be deleted.

Recommended Action:

1. Hold a public hearing
2. Motion to approve Ordinance 2024-013 amending Section 152.445 Coastal High Hazard Areas (Zone VE)

VI. Business Non-Consent

a. Town Code Amendment to Chapter 93: Streets and Sidewalks, Section 93.007 Playing Games in Streets

Presenter: Rebecca Brehmer, CFM, CZO – Town Planner

After direction from the Board of Commissioners and Town Manager, due to enforcement capabilities, a text amendment has been proposed to remove Town Code Section 93.007 Playing Games in Street. Allowing this activity to take place in Town Limits.

Recommended Action: Motion to approve Ordinance 2024-014 amending Town Code Chapter 93: Streets and Sidewalks, Section 93.007 Playing Games in Streets.

b. Town Code Amendment to Section 150.45 Permits Required

Presenter: Rebecca Brehmer, CFM, CZO – Town Planner

A text amendment is proposed to Town Code Section 150.45 Permits Required to have a zoning permit added to the list of permits required for any new development.

Recommended Action: Motion to approve Ordinance 2024-015 amending Town Code Section 150.45 Permits Required.

c. Development Agreement

Presenter: Jon Barlow – Town Manager

The proposed Development Agreement is a joint effort between the Town of Swansboro and Jacksonville Onslow Economic Development Partnership (JOED). Specifically, the agreement seeks to describe the future acquisition and development of approximately 30 acres of undeveloped land located at 1476 W. Corbett Ave.

Recommended Action: Motion to approve the Development Agreement as presented.

d. Monthly Financial Report as of June 30, 2024

Presenter: Sonia Johnson – Finance Director

e. Future Agenda Topics

Presenter: Alissa Fender – Town Clerk

Future agenda items are shared for visibility and comment. In addition, an opportunity is provided for the Board to introduce items of interest and subsequent direction for placement on future agendas.

Recommended Action: Discuss and provide any guidance.

VII. Items Moved from Consent

VIII. Public Comment

Citizens have an opportunity to address the Board for no more than five minutes regarding items not listed on the Agenda.

IX. Manager's Comments

- a. Projects Report
- b. Department Reports

X. Board Comments

XI. Closed Session

- a. *Recommended Action: Motion to enter Closed Session pursuant to NCGS 138.143-11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege, and (5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease.*

XII. Adjournment