



**BOC ACTIONS
WEDNESDAY, JUNE 1, 2016**

1. Call to order - Mayor Edwards called the meeting to order at 9:00 a.m.
2. Agenda – The Board passed a motion to adopt the June 1st agenda as presented.
3. Lifeguards - Ocean Rescue Director Chad Motz reported that this year's lifeguards have finished two weeks of training and a successful Memorial Day holiday weekend. Each lifeguard stepped up to the podium and introduced her/himself. The Board passed a motion to adopt the Proclamation proclaiming June 5-11, 2016 as National Beach Safety/Rip Current Awareness Week.
4. Recognition - Police Chief Kevin Brinkley introduced Police Officer Shane David Allen who was recognized by the Board for five years of service; Public Works Director Ralph Barile introduced Water Service Technician Todd Workman who was recognized by the Board for 15 years of service.
5. Public Comment - Tom Strawbridge, Southern Shores resident; he revisited his proposal from earlier this year and would like to start a shuttle bus service this year; he has met with Town Manager Ogburn and Dep Town Manager Garman concerning the regulations; local businesses he has contacted have been in favor of this service; he would like full support and assistance from the Town; his service is something that needs to happen; he is considering six – eight shuttle buses that run continuously.

It was Board consensus that Comr. Demers work with Tom Strawbridge on his shuttle bus project in order to bring back to the Board additional information.

6. Consent agenda - The Consent Agenda consisted of the following items:

Consideration of Budget Adjustment #10 to FY 15/16 Budget Ordinance

Consideration of Tax Adjustment Report

Annual write-off of uncollectible water accounts

Consideration of amendment to Sec 44-35 for water billing date change

Approval of Minutes

Req. for Public Hearing – amendment to exempt municipal sidewalks on private property from lot coverage

The Board passed a motion approving the Consent Agenda except for agenda item #3 - Annual write-off of uncollectible water accounts – for later discussion under the Town Manager's agenda.

7. Public Hearing - to consider the closing of the north-south portion of Seagull Drive – The following property owners spoke: Craig Follo, Bill DiPaola, Donna Fohs, Lucas Munn, Terry Jones, Elizabeth Munn, Robert Jones, and Jay Fohs.

The Board passed a motion to table discussion of the closing of Seagull Drive to their Sep 7th meeting.

8. Public Hearing – to consider a conditional use/vested right request for modifications to the previously approved site plan and conditional use permit for the Outer Banks Event Site - Mayor Pro Tem Walters stated that she has had numerous discussions concerning the Outer Banks Event Site as Chair of the Dare County Tourism Board – she asked to be excused – The Board passed a motion to excuse Mayor Pro Tem Walters from action on this agenda item.

The Board passed a motion to approve the vested right conditional use site plan amendment for the Outer Banks Event Site based on the conditions that were cited by the Deputy Fire Chief and Town Engineer in their emails of April 15, 2016 and with the required three affirmative findings of fact. The motion was amended to include approval of a variance for the alternative parking standards.

9. Public Hearing – to consider amendments to the Town's sign ordinance to ensure content neutral language and regulations pertaining to residential freestanding signage – The Board passed a motion to table consideration of the residential freestanding signage ordinances to the July 6th Board meeting so that staff can rework the terminology for advertising, yard sale signage, etc. for consistency.

10. Public Hearing – to consider Dowdy Park Phase I Site Development Plan – The Board passed a motion to approve the Dowdy Park Phase I Site Development Plan as presented.

Comr. Ratzenberger would like the Dowdy Park site plan displayed at Town Hall as it provides details of the site and is an exciting addition to the Town. Mayor Edwards reminded everyone of the groundbreaking ceremony scheduled for July 6th at Noon. Comr. Cahoon said that Dominion Power should be contacted - they are not living up to their agreement to put some of their poles underground.

11. Public Hearing – to consider citizen comment on the Town Manager's proposed operating budget for FY July 1, 2016 – June 30, 2017 and proposed CIP requests for FY 16/17 through FY 20/21 – Town Manager Ogburn presented slides summarizing his proposed operating budget - No one spoke at the Public Hearing.

12. Project update – Dowdy Park - Project Coordinator/Town Engineer David Ryan provided an overview of the progress made with a slide presentation - Mayor Edwards expressed concern about project coordination – Mr. Ryan explained that each separate contract has set completion dates and the project manual lays out project responsibilities.

13. Project update – FOCUS Nags Head - Planner Holly White provided an update on the FOCUS Nags Head project - Staff is participating in a conference call twice a week with the consultant to relay information and talk through concerns in the development of the draft plan. Staff will be bringing forward the draft vision statement at the June mid-month Board meeting.

14. Project update - Sea Level Rise - Planner Holly White provided an update on Sea Level Rise - A Committee meeting was set for June 13th at 1 pm - The purpose of the meeting will be to review the draft report to ensure the report and diagrams are inclusive and capture the discussion of each of the three groups prior to moving a draft document forward to the Board of Commissioners.

15. Report from Planning Board - Planning Board Chair Mark Cornwell reported on the actions taken at the May 17th Planning Board meeting: Review of the Dowdy Park site plan; Review of an amendment to the Town Code re: lot coverage; Review of a request for a commercial car wash that does not require an attendant; and a discussion on cottage courts.

- 16.** CAMA LUP Guidelines for review of Major Permits – It was Board consensus to agree with staff's choice of option – the Joint administration option where the Town provides specific policies to DCM staff from its Land Use Plan that are used for the consistency review.
- 17.** Lunch - The Board recessed for lunch at 12:05 p.m. and reconvened at 1:07 p.m.
- 18.** Beach Renourishment/Shoreline Management Project – The Board passed a motion that the Town Manager and the Town Engineer proceed with the CS&E contract for engineering consulting services for the Beach Renourishment/Shoreline Management Project based on their discussion with and the determination made by the Town Attorney re: Page 5, item "F" concerning documentation ownership and Page 8, item "E" concerning "Non-Discrimination in Employment" and State House Bill 2.
- 19.** Airboat operations text amendment – The Board passed a motion to do nothing [which removes the sunset clause from the ordinance, in effect removing the permitting of airboat operations].
- 20.** Comr. Ratzenberger – Shoreline Management Commission – He reported that an organizational meeting for the Town's Shoreline Management Commission is scheduled for June 14th at 3:00 p.m.
- 21.** Comr. Ratzenberger – YMCA Board – He reported that the current YMCA Executive Director will be moving to Kentucky to open a new YMCA; Ryan Henderson will be Director of Operations. The YMCA Board will be getting more involved with staff in order to have more focused roles.
- 22.** Comr. Demers – Soundside Boardwalk Committee – Comr. Demers reported that the Soundside Boardwalk Committee's recommendations have all either been completed or assigned to staff for action; a letter will be forwarded to members disbanding the committee.
- 23.** Mayor Pro Tem Walters – Jennette's Pier Advisory Committee - met on May 11th – reviewed visitation, revenue, expenses; they are in the process of reorganizing their resources; the aquarium replacement project is almost complete; the wind turbine maintenance work is not yet done; the pier reported 41 field trips during the month of April 2016.
- 24.** Mayor Pro Tem Walters – Dare County Tourism Board (DCTB) – The Lost Colony is dedicated this year to the National Park Service in honor of their 75-year partnership; Mayor Pro Tem Walters also reported on the grants that the Tourism Board approved last month.
- 25.** Agreement with NCDOT – The Board passed a motion approving the Disaster Related Debris Recovery Agreement with NCDOT as presented.
- 26.** Attorney Robert Hobbs – He thanked the Board for allowing him to sit in for Town Attorney John Leidy and for allowing their firm to continue to serve the Town.
- 27.** Town Manager - Annual write-off of uncollectible water accounts – from Consent Agenda – The Board passed a motion to write off the "over \$50" debt and the "under \$50" debt – removing the property owners from the list that have already paid since published.

The Board passed a motion to write off the Coast Guard uncollectible funds (in the amount of \$1,875) – The motion passed 3 – 2 with Mayor Pro Tem Walters and Comr. Cahoon casting the NO votes.

- 28.** Town Manager - It was Board consensus that there is no need for agreements with the Coast Guard in the future; staff is to use the philosophy that the Town will respond to emergency calls that do not place the Town in jeopardy.
- 29.** Town Manager - Nies v Emerald Isle lawsuit - The Board passed a motion to authorize the Town Manager to proceed with joining other communities in an Amicus brief – in support of the Town of Emerald Isle – at an amount of up to \$2,000.
- 30.** Comr. Ratzenberger – He spoke highly of the recent event in support of hurricane awareness/preparation which took place at the Doug Remaley Fire Station #16. The event was very well received by those in attendance. He encouraged this to be an annual event and encouraged more advertisement as it was not as well attended as hoped.
- 31.** Comr. Ratzenberger – He reported on the great boating safety presentation at last month's Community Watch meeting. He also acknowledged the years of service provided by George Moore for Community Watch; In November a change in the Community Watch Board will take place - the next meeting will be on June 14th at 6:30 p.m.
- 32.** Comr. Ratzenberger - The Board passed a motion to adopt the resolution in opposition to State House Bill 1122 which proposes to reduce marine net fishing.
- 33.** Comr. Ratzenberger - The Board passed a motion to forward, with Mayor Edwards' signature, the letter of support to NCDOT for a US 158 Feasibility Study as presented.
- 34.** Comr. Cahoon – She recently received a complaint from a resident as they were unable to use their driver's license as proof of residency to use the Town's Brush/Debris yard. Town Manager Ogburn emphasized that staff is trying to keep a measure of control - a no-fee vehicle sticker is a requirement.
- 35.** Mayor Edwards – He reported that Peak Resources has a new contractor on the job; renovations are expected to be completed by the end of the year. Board members spoke of the positive feedback they have received concerning the newly managed nursing home facility.
- 36.** Adjournment - The Board recessed until 9 am tomorrow, June 2nd in the Board Room for a Budget Workshop. The time was 2:05 p.m.