



**TOWN OF NAGS HEAD
BOC ACTIONS
JULY 3, 2024**

1. Call to order - Mayor Cahoon called the meeting to order at 9 a.m.
2. Agenda – The Board adopted the July 3rd agenda as presented.
3. Recognition

New employees - Public Services Director Nancy Carawan introduced Facilities Maint Technician Kevin McFarland and Sanitation Equipment Operator Donnie Brown who were welcomed by the Board to Town employment.

Recognition - Town Manager Andy Garman introduced Town Engineer David Ryan who was recently awarded the American Society of Civil Engineers' Coasts, Oceans, Ports and Rivers Institute - 2024 Orville T. Magoon Sustainable Coasts Award; Manager Garman read several letters from associates praising this honor for Engineer Ryan which is a national award given out each year. Board members congratulated Engineer Ryan.

4. Public Comment – The Roanoke Shores neighborhood residents (Molly Harrison, John Hogan, Kelly Green, Amy Klauser, Colleen Hogan, Nancy Drumheller, Fredrick Jordan) spoke concerning the upcoming Inn at Whalebone site plan modification review. The following comments were provided:

- The Board was asked to consider the safety of and to minimize the impact on the neighborhood
- Lakeside Street is a narrow roadway that has no lines
- The Board was asked to be more creative and to consider other options
- Adding more vehicles and hotel rooms without a traffic signal is dangerous
- Many patrons head out of the gas station without looking west; Where will the overflow lot be located
- Concerns about delivery trucks parked on Lakeside and the uncertainty of the intersection
- The bike path cannot be used through that intersection as it is too dangerous
- Can Forrest St be used as an entrance/exit for this hotel
- Public safety is the big issue as this roadway was never intended to be set up for this type of business

5. Consent Agenda – The Consent Agenda was approved as presented and consisted of the following:

- Budget Amendment #1 to FY 24/25 Budget
- Tax Adjustment Report
- Order to Collect Taxes
- Consideration of Business License/Registration Fee Debt Release/Write-Offs
- Approval of minutes (June 5, 2024 Regular Meeting)
- Consideration of modifications to the Consolidated Fee Schedule
- Reimbursement resolution for Workforce Housing and Town Campus Master Plan – Phase 1
- Resolution authorizing higher federal micro-purchase thresholds
- Agreement with Dare County/Municipalities re: connection to Motorola FLEX Public Safety Software System
- Amendment to MOU between Nags Head and Kill Devil Hills for shared Eighth St Beach Access maintenance
- Resolution authorizing Mgr to execute a contract with the State for Coastal Storm Damage Mitigation Grant

6. Public Hearing to consider NC Public Beach and Coastal Waterfront Access grant application - The Board approved the NC Public Beach and Coastal Waterfront Access grant application request as presented.

7. Planning Director – Planning Director Kelly Wyatt presented the monthly Planning Dept report.

8. Site Plan – Modification to site plan submitted by House Engineering, P.C. for construction of a four-story, 90-unit Hotel (Inn at Whalebone). The property is zoned SPD-C, Village Hotel is located within the Hotel Overlay District at 6632 W. Pheasant Avenue - approved at the October 2023 Board meeting.

Board members expressed concern about the neighborhood safety and verified with Town Engineer Ryan that the design presented is the best solution for a number of reasons to include being bound by Town and State laws. Board members would like to see another traffic analysis conducted by NCDOT - in the month of July – to determine if a traffic signal at Lakeside Street is authorized; staff is to present a Traffic Control Map amendment for a No Parking – Tow Away Zone designation for Lakeside Street at the August Board meeting.

The Board approved the modification to the site plan, to include the street improvements, as presented. The vote was 4 – 1 with Comr. Lambert casting the NO vote – she indicated that she has a hard time supporting the requested modification without a July traffic study analysis being done.

9. Accessory Dwelling Units/Short-Term Rentals – Board members appreciated the report prepared by staff and for bringing this forward as it needs to be discussed – Manager Garman noted that he would like to see what Kill Devil Hills and Kitty Hawk are doing re: accessory dwelling units. Board members spoke in favor of Option 2 as listed on Ms. Wyatt's slides – to keep ADU's and STR's together; no more than two bedrooms, restricting to long-term rentals. Manager Garman said that staff will bring forward some options.

Mayor Cahoon asked if the Building Inspector could look into a certain type of paint that expands in certain situations – he questioned if this would be an option for an applicant to improve the safety of their unit rather than having to rip drywall out.

10. From May 1st Board meeting – Multi-use path – Board members spoke in favor of the multi-use path speed limit stenciling staff did in response to the Board's direction from the May Board meeting. It was Board consensus to continue with the MUP speed limit stenciling as shown to continue to visually educate people.

11. From February 7th Board meeting – Beach Nourishment Master Plan – The Board approved the Plan as presented.

12. Committee reports

Mayor Pro Tem Siers – The Dare County Tourism Board approved a request for a tournament-style pickleball court at the former Pamlico Jack site.

Mayor Pro Tem Siers - Dare County Housing Task Force – a list of properties were put together for review and another meeting is scheduled for later this month. Housing Task Force Chair Donna Creef was in the audience and she noted that minutes of the Task Force are posted after approval.

Comr. Brinkley – The Septic Health Advisory Committee meets later this month.

Comr. Sanders – Jockey's Ridge State Park 50th anniversary is scheduled for June 2025, is going well and they were very appreciative of the Town's donation at the last meeting.

13. Traffic Control Map amendment – The Board adopted the ordinance amending the Traffic Control Map to designate No Parking – Tow Away Zone on the south side of Bonnett Street as presented.

- 14.** Town Manager - Update on construction of the Public Services Facility - Town Engineer David Ryan reported that the Water Distribution Building is now occupied and last week electricity and internal utilities were installed in the Fleet Facilities/Sanitation Building; the Vehicle Storage Building now has internal utilities and some exterior siding is taking place.
- 15.** Town Manager - Town Projects – Year in Review - Town Manager Garman introduced this item with Town Engineer David Ryan presenting a slideshow highlighting the Year in Review for FY 23/24. It will also be showcased on the Town’s web site.
- 16.** Comr. Brinkley - Comr. Brinkley said that he has received several emails from plane/helicopter pilots concerning safety issues with kite strings over the ocean; he is bringing this forward for discussion purposes. He displayed a photo taken by the wife of a pilot showing how close a kite’s string was to the flight path. Board members spoke in favor of an education campaign to be shared with Dare County re: flying kites over the ocean. Town Manager Garman is to speak to the County Manager about this. John Harris of Kitty Hawk Kites had indicated to Manager Garman that the kite flying guide he distributes when someone purchases a kite can be updated. Some people may be adding to the 300’ of string attached to the kite.
- 17.** Comr. Lambert - Comr. Lambert asked if there was a public sound access on Lakeside Street; Manager Garman is to look into this and provide an update. Comr. Lambert questioned the number of vehicles that use this street to turn around; she would like to see a No Turn Around designation for Lakeside Street.
- 18.** Mayor Cahoon – He pointed out that the Town’s drainage project at the Old Nags Head Place Subdivision is working very well; He also mentioned the drainage project scheduled for later this year in S Nags Head.
- 19.** Closed Session – The Board entered Closed Session to confer with the Board re: matters related to attorney/client privilege, to include use of Town site at 105 W Seachase Drive, and to discuss possible acquisition of real property located at 4222 S Croatan Highway at 11:41 a.m. The Board re-entered Open Session at 12:36 p.m.
- 20.** Adjournment – The Board adjourned at 12:37 p.m.