



**TOWN OF NAGS HEAD
BOC ACTIONS
June 6, 2012**

1. Call to order - Mayor Oakes called the meeting to order at 9:00 a.m.
2. Attorney - Mayor Oakes noted that Attorney Ben Gallop is sitting in for Attorney John Leidy.
3. Adoption of agenda – The Board passed a motion to approve the June 6th Agenda as presented.
4. Lifeguards – Each lifeguard introduced themselves and Captain Motz summarized a summer brochure prepared as a collaborative effort by all the towns.
5. Audience Response – Neil Moore - President of the newly formed Outer Banks Seafood Festival Committee; Mr. Moore spoke in favor of the ordinance changes to be considered by the Board which would allow the festival to take place at the Windmill Point site.
6. Audience Response – Marvin Demers - South Nags Head resident; he addressed the Town's budget; previous decisions made by the Board have made significant impacts on the Town to include the taxation addressed last year for the Town's Beach Nourishment Project; he feels that the Board should maintain a balanced budget and not spend money that is put aside to address future catastrophes.
7. Audience Response – Police Chief Brinkley and Planning Director Teague - spoke of the Safe Route To School Bicycle Rodeo which took place recently at the Nags Head Elementary School and was a big success; pre-Kindergarten through 5th grade students were able to participate.
8. Recognition – New employees introduced: Senior Accountant Charlene Allen & FF/EMT Donnie Davis.

Customer Service/Payroll Specialist Kim Thompson was recognized for ten years of service and Facilities Maintenance Custodian Robin Taylor was recognized for 15 years of service.

Human Resources Director Bonita Hurdle was congratulated by the Board for successful completion of the School of Government - Municipal Administration Course.

9. Consent agenda – The Board passed a motion to approve the Consent Agenda as presented which consisted of the following items:
 - Consideration of Budget Adjustment #12 to FY 11/12 Budget Ordinance
 - Consideration of Beach Nourishment Project Ordinance amendment for post monitoring contract
 - Consideration of Tax Adjustment Report
 - Approval of Minutes
 - Request from Public Safety – Fire Dept – to apply for Assistance to Firefighters Grant
 - Consideration of Interlocal agreement with the Kill Devil Hills for Eighth Street Beach Access Maintenance
 - Annual write-off of uncollectible water account

10. Public Hearing - to consider citizen comment on the Town Manager's proposed operating budget for fiscal year July 1, 2012 – June 30, 2013 and proposed CIP requests for FY 12/13 through FY 16/17 - Town Manager Ogburn summarized the proposed budget.
11. Budget workshop/mid-month meeting scheduled - It was Board consensus to schedule a Budget Workshop for June 20th at 7 pm and to reschedule the Board's mid-month meeting for June 27th at 7 pm.
12. Public Hearing to consider the adoption of the Nags Head portion of Dare County's 10-year Solid Waste Management Plan; The Board adopted the resolution approving the Nags Head portion of the Dare County Solid Waste Management Plan as presented.
13. Public Hearing to consider adoption of ordinance to regulate Internet Sweepstakes gaming machines and Internet Cafés within the Town – The Board passed a motion to adopt the Planning Board version of the Internet Sweepstakes ordinance 3 -2 with Mayor Oakes and MPT Remaley casting the NO votes. A second reading of the ordinance will take place at the July 11th Board of Commissioners meeting.
14. Public Hearing - The Board passed a motion to adopt the ordinance to add "Public Events Site" to the list of conditional uses within the Commercial-Outdoor Recreation Overlay District with accompanying regulations and amendments to the Sign Ordinance as presented.
15. New banking service – The Board passed a motion to adopt the resolution authorizing new Town banking service with Southern Bank as presented.
16. NCDOT municipal landscaping agreements – Board members would like to see the plants taken care of from the start – to include irrigation. It was Board consensus that staff meet with the NCDOT landscaping irrigation contractor prior to reporting back to the Board on the agreements.
17. Committee reports
Comr. Sadler – Jennette's Pier Admissions fee – Comr. Sadler reported that Jennette's Pier Advisory Committee Chair Bob Muller went to Raleigh and met with DENR Secretary Dee Freeman – Mr. Freeman requested additional information re: the other Outer Banks piers' decrease in revenues which was forwarded to him.

Comr. Sadler – at the DCTB meeting last month, it was reported how all the Hatteras villages have suffered from the impacts of Hurricane Irene; the DCTB has hired a company (LKM) that specializes in crisis management; they recognize the Hatteras issues and focus on advertising efforts centering on Hatteras Island being open for business to include that tourists will still have access to its beaches with some limitations.

Comr. Sadler – Memorial Day Ceremony – Comr. Sadler thanked Town Manager Ogburn and staff for the Memorial Day Service on May 28th.

Comr. Walters – Seafood Festival - Comr. Walters reported that the Seafood Festival Committee sponsors are coming on board.

Comr. Walters - Safe Routes to School - Comr. Walters thanked staff for their participation.

Mayor Pro Tem Remaley – New Board Room sound system – Public Information Officer Roberta Thuman reported that the Board Room is utilizing the new sound system which was purchased from a Gov-Ed grant.
18. Attorney - Attorney Ben Gallop requested a Closed Session to update the Board on Sansotta litigation.
19. Town Manager – Town Manager Ogburn requested a Closed Session to discuss the acquisition of real property – the Dowdy Amusement Park site located at the corner of Bonnett Street and US 158.
20. Town Manager – The Board passed a motion to authorize staff's request for the additional server.

21. Town Manager - Town Manager Ogburn thanked Team Town of Nags Head for their efforts towards the Relay For Life Event – Funds may be raised for Relay For Life until August 2012.

22. Comr. Cahoon – Stormwater - Deputy Public Works Director Ralph Barile reported the following:

Vista Colony stormwater drainage project: The driveways have all been poured, the swales will be prepared, the project should be completed within the next two weeks.

Storm event last week: Mr. Barile said that he was pleased with how well the Town's drainage systems worked during last week's storm event; problem spots: the ditch on Forrest Street in Lakeside and the area in South Nags Head between 8200 – 8400 blocks of SOOIR; staff is to contact Jerry Jennings of NCDOT re: these problem areas.

23. Comr. Cahoon – Political signs in State right-of-way - It was Board consensus that staff contact the League of Municipalities to see if Towns can come together in a joint effort to look at this issue.

24. Comr. Cahoon – Swimmer/kiteboarder conflicts in the Sound behind Jockey's Ridge - It was Board consensus to monitor the situation behind Jockey's Ridge in the Sound between the swimmers and kiteboarders and to discuss with State Parks ideas to minimize the conflicts.

25. Comr. Cahoon – House in Lone Cedar Subdivision - Comr. Cahoon asked staff to monitor 140 Lone Cedar Court where neighbors have complained to her about vehicles parking in the right-of-way, etc.

26. Comr. Sadler – Stormwater drainage - Comr. Sadler said that she has been told that the drainage ditch under the bypass at Nags Head Cove is loaded with sand. She is hoping that DOT will look at the ditches starting at Jockey's Ridge – and the existing swales in neighborhoods.

27. Comr. Sadler – Overbuilding/Fill - It was Board consensus that the Planning Board and staff look at recommendations/solutions to the issue of fill and stormwater drainage and return to the Board – even if there are no recommendations to bring forward.

28. Mayor Oakes – Nursing Home resolution – The Board passed a motion to adopt the resolution supporting legislation to allow for long-term lease of nursing home with the addition of "HB 1082" and "SB 906".

29. Closed Session – The Board passed a motion to enter Closed Session to discuss with the Attorney the Sansotta litigation, the acquisition of real property (Dowdy property located at intersection of Bonnett Street and US 158), and a personnel matter (Town Manager evaluation) - The time was 2:41 p.m.

30. Open Session – The Board re-entered Open Session at 4:02 p.m. Attorney Gallop reported that during Closed Session attorney/client privilege relating to Sansotta litigation and the acquisition of property were discussed – and no action was taken. In addition, the Town Manager received his evaluation.

31. Mayor Oakes - Mayor Oakes noted that the next Budget Workshop is scheduled for Wednesday, June 20th at 7:00 p.m. and the Board's mid-month meeting is scheduled for Wednesday, June 27th at 7:00 p.m.

32. Mayor Oakes - Mayor Oakes recommended an article by David Allen Harvey in the June 2012 issue of National Geographic magazine - an issue with a great article and photographs of Nags Head/Outer Banks.

33. Adjournment - The Board recessed until the Budget Workshop on Wednesday, June 20th at 7:00 p.m. The time was 4:05 p.m.