



# TOWN OF NAGS HEAD

## AGENDA

TOWN OF NAGS HEAD BOARD OF COMMISSIONERS  
NAGS HEAD MUNICIPAL COMPLEX - BOARD ROOM  
WEDNESDAY, FEBRUARY 2, 2022, 9:00 A.M.

---

**A. CALL TO ORDER / MOMENT OF SILENCE / PLEDGE OF ALLEGIANCE**

**B. ADOPTION OF AGENDA**

**C. RECOGNITION**

1. RECOGNITION

INTRODUCTION OF NEW EMPLOYEE - Police Officer Tyson Wild - December 14, 2021

PROCLAMATION - Proclaiming February 6 - 12, 2022 Safety Week

PRESENTATION - Dare County Motorsports Charity Group - Director Terry Gray

PRESENTATION - Award presentations for former Fire Captain John Kenny

PRESENTATION - Dare County Attorney/Manager Bobby Outten re: Expansion of EMS Services

Documents:

[2 C RECOGNITION SUMMARY.PDF](#)

[2 C FEB SAFETY WEEK PROC.PDF](#)

**D. PUBLIC COMMENT**

**E. CONSENT AGENDA**

1. Consideration Of Budget Amendment #8 To FY 21/22 Budget

Documents:

[2 E1 BUDGET AMEND TO FY 21-22 SUMMARY.PDF](#)

[2 E1 BUDGET AMEND WORKSHEETS.PDF](#)

2. Consideration Of Tax Adjustment Report

Documents:

[2 E2 TAX ADJUST REPORT SUMMARY.PDF](#)

[2 E2 MSD TAX ADJ REPORT.PDF](#)

[2 E2 TOWN WIDE TAX ADJ REPORT.PDF](#)

3. Request To Advertise Delinquent Taxes

Documents:

[2 E3 REQ TO ADV DELINQUENT TAXES SUMMARY.PDF](#)  
[2 E3 REQ TO ADV DELINQUENT TAXES MEMO.PDF](#)

4. Approval Of Minutes

Documents:

[2 E4 MINUTES SUMMARY.PDF](#)  
[2 E4 MINUTES JAN 5 2022 BOC MINS.PDF](#)  
[2 E4 MINUTES SEP 21 2021 BOC RETREAT.PDF](#)

5. Consideration Of Resolution For Reimbursement For Public Services Complex Project

Documents:

[2 E5 TAX EXEMPT REIMBURSEMENT RES SUMMARY.PDF](#)  
[2 E5 TAX EXEMPT REIMBURSEMENT RES.PDF](#)

6. Consideration Of FY 21/22 Audit Contract

Documents:

[2 E6 FY 21-22 AUDIT CONTRACT SUMMARY.PDF](#)  
[2 E6 FY 21-22 AUDIT CONTRACT.PDF](#)  
[2 E6 FY 21-22 AUDIT CONTRACT LTR OF REC.PDF](#)

7. Consideration Of Resolution Designating Applicant's Agent

Documents:

[2 E7 DESIG OF APPLICANT AGENT SUMMARY.PDF](#)  
[2 E7 DESIG OF APPLICANT AGENT RES.PDF](#)

8. Consideration Of Acceptance Of Easement Located At 3626 Old Nags Head Woods Road

Documents:

[2 E8 3626 ONHW RD EASEMENT SUMMARY.PDF](#)  
[2 E8 3626 ONHW RD EASEMENT MEMO.PDF](#)  
[2 E8 3626 ONHW RD EASEMENT.PDF](#)  
[2 E8 3626 ONHW RD EASEMENT AS-BUILT.PDF](#)

9. Request For Public Hearing

To consider text amendment to the Flood Damage Prevention Ordinance to address an inconsistency in the application of the Regulatory Flood Protection Elevation (RFPE) based upon a property's location east or west of NC 12 in the vicinity south of the Nags Head Village Beach Club where NC 12 shifts westward

Documents:

[2 E9 RPH RFPE CALCULATION SUMMARY.PDF](#)

**F. PUBLIC HEARINGS**

1. Public Hearing To Consider Residential Stormwater Ordinance
  - Consideration of Nags Head Low Impact Development Manual

Documents:

[2 F1 PH RESIDENTIAL STORMWATER ORD SUMMARY.PDF](#)  
[2 F1 FEB PUBLIC HEARING PN.PDF](#)  
[2 F1 PH RESIDENTIAL STORMWATER MEMO-ORD-MANUAL.PDF](#)

## **G. REPORTS AND RECOMMENDATIONS FROM THE PLANNING BOARD AND THE PLANNING AND DEVELOPMENT DIRECTOR**

1. Update From Planning Director

Documents:

[2 G1 PLANNING DIR REPORT SUMMARY.PDF](#)  
[2 G1 PLNG DIRECTORS REPORT.PDF](#)

2. Consideration Of Site Plan  
submitted by Michael Robinson, P.E., P.L.S. on behalf of Blue Moon Five, LLC for the construction of an approximately 8,676 square foot, two-story restaurant. The property is zoned C-2, General Commercial and is located at 4329 S. Croatan Highway

Documents:

[2 G2 BLUE MOON SITE PLAN SUMMARY.PDF](#)  
[2 G2 BLUE MOON SITE PLAN MARK-UP.PDF](#)  
[2 G2 BLUE MOON SITE PLAN MEMO PLANS.PDF](#)

3. Preliminary Discussion To Review Conceptual Designs For The Whalebone Park Project

Documents:

[2 G3 WHALEBONE PARK SUMMARY.PDF](#)  
[2 G3 WHALEBONE PARK MEMO.PDF](#)

4. Update On Dare County Soil And Water Community Conservation Assistance Program (CCAP)
  - Town Hall Rain Garden Project

Documents:

[2 G4 RAIN GARDEN SUMMARY.PDF](#)  
[2 G4 RAIN GARDEN MEMO.PDF](#)

## **H. NEW BUSINESS**

1. Committee Reports
  - Consideration of appointment to Rural Transportation Coordination Committee (RTCC)

Documents:

[2 H1 COMMITTEE REPORTS SUMMARY.PDF](#)

2. Consideration Of Government Access Channel (Current TV) LPDI Grant For Use Of Upgraded Board Room Camera System

Documents:

[2 H2 LPDI GRANT SUMMARY.PDF](#)  
[2 H2 LPDI GRANT MEMO.PDF](#)  
[2 H2 LPDI GRANT APP.PDF](#)  
[2 H2 LPDI GRANT RAYLIGHT PROPOSAL.PDF](#)

**I. ITEMS REFERRED TO AND PRESENTATIONS FROM TOWN ATTORNEY**

**J. ITEMS REFERRED TO AND PRESENTATIONS FROM TOWN MANAGER**

1. Project Updates
  - Sanitation Services/Schedule

Documents:

[2 J1 TM PROJECT UPDATES SUMMARY.PDF](#)  
[2 J1 TM TRASH TONNAGE MEMO FROM NOV 2021.PDF](#)

2. Consideration Of Proposed Budget Calendar For FY 21/22

Documents:

[2 J2 TM BUDGET CALENDAR SUMMARY.PDF](#)  
[2 J2 TM BUDGET CALENDAR SCHEDULE.PDF](#)

3. Request For Closed Session  
pursuant to GS 143-318.11(a)(3) in order for the Board to consult with the Town Attorney regarding matters protected by attorney/client privilege re: 205 Baltic Street litigation and possible Board of Adjustment litigation; and pursuant to GS 143-318.11 (a)(6) re: a confidential personnel matter

Documents:

[2 J3 TM RCS SUMMARY.PDF](#)

**K. BOARD OF COMMISSIONERS AGENDA**

**L. MAYOR'S AGENDA**

**M. OTHER BUSINESS**

**N. ADJOURNMENT**

---

**5401 S. Croaton Hwy, Nags Head, NC 27959**  
**252-441-5508**