



**TOWN OF NAGS HEAD
BOC ACTIONS
October 20, 2010**

1. Call to order – Mayor Oakes called the meeting at 7:30 p.m.
2. Adoption of agenda – The Board passed a motion adopting the Oct 20th agenda as presented.
3. Audience response - No one spoke during Audience Response.
4. Recognition – The Board recognized retired reserve firefighter Robert Hollingsworth for 30 years of volunteer fire service.
5. Recognition – The Board recognized the following employees for years of service:
Christopher Trembly; Public Safety – Firefighter/EMT – for three years of service
Christopher Day; Public Safety – Firefighter/EMT – for five years of service
Wayne Kidd; Public Safety – Firefighter/EMT – for five years of service
Kelly Wyatt; Planning and Development – Zoning Administrator – for five years of service
Kevin Brinkley; Public Safety – Police Chief – for 20 years of service
Bonita Hurdle; Admin Services – Human Resources Dir – for 25 years of service
6. Public Hearing – The Board passed a motion to adopt the zoning ordinance amendment reducing current regulations pertaining to structural nonconformities as presented.
7. Budget adjustments – The Board passed a motion to adopt Budget Adjustment #4 to the FY 10/11 Budget Ordinance and Amendment #4 to the Beach Nourishment Project Ordinance as presented.
8. Resolution to surplus – The Board passed a motion to adopt the resolution surplusizing Fire/Ocean Rescue ATV's to be donated to the NEST organization as presented. Mayor Oakes asked Town Manager Ogburn to look into ATV use by Fire/Ocean Rescue to determine if the ATV's may be able to be used by Town staff for a longer period of time.
9. Town Attorney - Town Attorney Leidy requested a Closed Session to discuss the Roc Sansotta litigation, the Hardesty litigation, other nuisance structure litigation, and a personnel issue.
10. Town Manager – The Board passed a motion to authorize Town Manager Ogburn to fill vacancies as needed – utilizing the existing framework of the current budget.
11. Town Manager - Town Manager Ogburn briefly reviewed the Admiral Street traffic concerns of the property owners and reported that additional detailed information will be provided for Board discussion at the November 3rd meeting. Police Chief Brinkley stated that data from the radar trailer on Admiral Street will be included in the November 3rd agenda backup for Board review prior to the meeting.

- 12.** Comr. Remaley - Administrative Assistant/Public Information Officer Roberta Thuman attended the recent Government Access Channel Committee meeting and she provided a brief update - The meeting focused on the funds the Committee had in place and how to give back to the Towns/County that participate.
- 13.** Comr. Sadler - Comr. Sadler reported on a meeting with the Dare County Tourism Board she attended with Town Manager Ogburn concerning the Windmill Point site. The Tourism Board will be working with an architect firm to review various renderings for both the northern and southern portions of the site.
- 14.** Comr. Sadler - Comr. Sadler emphasized to the audience that even though the Board will be discussing costs for sidewalk construction on Admiral Street at the November 3rd Board meeting, no decision has been made yet concerning a sidewalk.
- 15.** Comr. Cahoon - Comr. Cahoon asked Comr. Sadler to take back to the Jennette's Pier Advisory Committee a request for the pier to provide recycling of aluminum, glass, and plastics.
- 16.** Mayor Pro Tem Gray - Mayor Pro Tem Gray reported that he recently met with two (2) representatives of the Admiral Street property owners. None of the property owners want a sidewalk. Town Manager Ogburn explained that survey information/cost estimates will be provided at the November 3rd Board meeting.
- 17.** Mayor Oakes - Mayor Oakes reported that correspondence from the Town was sent to Britthaven officials with a date to respond with an outline of their plans by October 26th. Mayor Oakes named the following as willing to serve on a Britthaven Committee in addition to himself: Mayor Pro Tem Gray, Kaye White, and Tess Judge. He is asking Board members to make suggestions for membership on the committee – for further discussion at the November 3rd Board meeting.
- 18.** Closed Session – The Board passed a motion to enter Closed Session to discuss Sansotta and Hardesty litigation, other nuisance structure litigation, and Commissioner of Insurance rate litigation IAW GS 143-318.11(a)(3), and to discuss a personnel issue IAW GS 143-318.11(a)(6). The time was 9:05 p.m.
- 19.** Open Session - The Board re-entered Open Session at 9:47 p.m. Attorney John Leidy reported that during Closed Session the Board stayed within the bounds of the reported issues and gave direction to the Town Attorney concerning litigation matters. No other action was taken during Closed Session.
- 20.** Adjournment – The Board passed a motion to adjourn - The time was 9:48 p.m.