



**TOWN OF NAGS HEAD
BOC ACTIONS
WEDNESDAY, FEBRUARY 5, 2014**

1. Call to order - Mayor Edwards called the meeting to order at 9:00 a.m.
2. Agenda – The agenda was adopted as presented.
3. Audience Response – Louis Toth - Village at Nags Head resident; thanked Comr. Ratzenberger's wife for referring some feral cat issues in the Village to him – he was able to take care of the cats; he asked for anyone interested in volunteering to help with feral cats to contact him at 441-6384.
4. Audience Response – Paul Donaghy - represented the League of Women Voters of Dare County; she presented the 2014 Citizens Guide to the Board; she stated that 6500 copies are distributed by the League which is a non-partisan political organization.
5. Audience Response - Richard Murphy - South Nags Head resident; he congratulated the newly-elected Board members and he congratulated Mayor Pro Tem Susie Walters on her position; Mr. Murphy stated that the Town has a unique distinction in that it is the only Town on the Outer Banks with a hospital and it now has the distinction of no longer having a drug store; he spoke with the Bear Drugs owner whose store (now closed) was robbed at gunpoint and broken into; the store owner had gone to the Town concerning the landscaping in front of his store - as opposed to the Sonic Restaurant owners who removed landscaping/vegetation in front of their location without permission. Mr. Murphy requested that the Board have staff review the Town's landscaping/buffer ordinances and suggest changes that would allow for more flexibility so that current businesses can be maintained.
6. Recognition - Fire Chief Kevin Zorc introduced Firefighter/EMT Trey Simmons who was welcomed by the Board to Town employment. Police Chief Kevin Brinkley introduced Police Sergeant Chris Montgomery who was recognized by the Board for 15 years of service with the Town.
7. Consent Agenda - The Consent Agenda consisted of the following items:
 - Budget Adjustment #9 to FY 13/14 Budget Ordinance
 - Tax Adjustment Report
 - Request to advertise delinquent taxes
 - Approval of Minutes
 - Housekeeping modifications to Board/Committee Policy adopted Oct 2012
 - Lease/Purchase Resolution authorizing capital financing proposals
 - Resolution to surplus Town equipment

The Board passed a motion to move agenda item #5 re: Board/Committee Policy to later in the meeting under Comr. Ratzenberger's agenda for separate discussion and to approve the Consent Agenda as amended.

8. Committee reports –

Mayor Pro Tem Walters - Dare County Tourism Board – this first meeting of the new DCTB was an organizational meeting with Monica Thibodeau and Tim Cafferty elected as Chair and Vice-Chair respectively – upcoming events were discussed such as Taste of the Beach and Bike Week; the February meeting is to be a planning session.

Comr. Demers – Planning Board Parking Subcommittee – the subcommittee is moving along and making progress under the leadership of Mark Cornwell.

Posting of Committee minutes to the Town's web site - Mayor Edwards stated that minutes should be posted to the Town's web site only after approved. Town Manager Ogburn is to provide sample meeting summary minutes for posting to the web site prior to formal approval for Board consideration at the next Board meeting.

Advertising of Board/Committee meetings - Comr. Cahoon confirmed with Town Manager Ogburn that all Board-appointed meetings are advertised as required by law.

9. Appointments

Board of Adjustments – The Board passed a motion to reappoint John Mascaro to another full term. The Board passed a motion to reappoint Jack Cooper and Margaret Suppler as Chair and Vice-Chair respectively. The Board passed a motion to appoint Angelina Lowe to a term.

Firemen's Relief Fund – The Board passed a motion to reappoint Jo Fessler to another term.

Comprehensive Pedestrian Plan Steering Committee – Mayor Edwards appointed Dick Campbell to serve on the Comprehensive Pedestrian Plan Steering Committee.

Personnel Grievance Panel – The Board passed two motions that appointed Mark Cornwell, Perry White, Ray Foote, and Sandra Futrell to the Personnel Grievance Panel.

10. FY 13/14 six-month budget summary - Finance Officer Kim Kenny provided a FY 13/14 six-month budget summary for the Board.

11. Town Attorney - Town Attorney Leidy provided updates on the Sansotta litigation as well as the Osborne Board of Adjustments variance litigation.

12. Town Manager – Seagull/Surfside Drives - Town Manager Ogburn provided an update on the status of access to Surfside and Seagull Drives in South Nags Head.

The Board passed a motion to authorize Town Manager Ogburn to write a letter to the property owners on the west side of Surfside and Seagull Drives – and to all Bodie Island Subdivision property owners - with an updated status of the streets. The letter is to include a request to those who initially did not allow easements on their properties to reconsider and it is to include a reminder to those with the easements of their responsibility for the easement width, i.e., trimming/maintenance.

13. Town Manager – Moore/Neal agreement – The Board passed a motion to approve the amended Moore/Neal agreement concerning their property located at 119 Altoona Street in South Nags Head as presented by Town Manager Ogburn and Town Attorney Leidy.

14. Town Manager - The Board passed a motion to enter Closed Session to discuss attorney/client privilege issues concerning the Colony Ridge Rehabilitation Center and Charter Cable at 10:02 a.m.

15. Open Session - The Board re-entered Open Session at 10:37 a.m. - Town Attorney Leidy reported that no action was taken during Closed Session.

16. Comr. Ratzenberger - The Board passed a motion to approve the Board/Committee Policy with the requested housekeeping modifications as presented and with Paragraph 3(c) modified to read as follows:

All committee members shall be permanent residents of the Town or own real property and shall adhere to State Ethics Policy and shall not have been convicted of a felony crime, *unless they have had their rights to citizenship restored.*

17. Mayor Edwards - Report from January Retreat - Mayor Edwards reported on a very productive Board of Commissioners Retreat; he stated that revised Mission/Vision statements were developed as well as specific Town Goals that will each be championed by a Board member as follows:

Parks & Recreation – Mayor Pro Tem Susie Walters
Nags Head Promotion – Comr. Renée Cahoon
Shoreline Management – Comr. John Ratzenberger
Stormwater Management – Comr. Marvin Demers
Sanitation & Recycling – Mayor Bob Edwards
Good Governance – Town Manager Cliff Ogburn

The Board passed a motion to approve the list of Board appointments as presented.

Staff is to include the Town Goals with associated Action Plans on the Town's web site along with a call out on the web site and on other social media to volunteers that may be interested in helping in any of the goal areas listed.

18. Mayor Edwards - Modification to 2014 BOC Meeting Schedule – It was Board consensus to move the June 2014 Board of Commissioners meeting date from June 4th to June 11th to allow for attendance at Town Hall Day in Raleigh on June 4th.

19. Mayor Edwards - FY 14/15 Budget/CIP Workshop dates – it was Board consensus to schedule the following workshops at 2 pm: CIP Workshop – April 9th; Budget Workshops - May 14th, and May 20th.

20. Mayor Edwards - April 2014 Bike Week - It was Board consensus to authorize Mayor Edwards to send a letter of welcome, on behalf of the Board, to Bike Week officials welcoming the bikers to Nags Head.

21. Mayor Edwards - Nursing Home Evaluation Committee - Mayor Edwards appointed the following to serve on a Nursing Home Evaluation Committee: Mayor Pro Tem Susie Walters, Town Manager Cliff Ogburn, Tess Judge, Kaye White, Melanie Corprew, and himself.

22. Adjournment - The Board passed a motion to adjourn at 11:02 a.m.