



**TOWN OF NAGS HEAD  
BOC ACTIONS  
February 20, 2013**

1. Call to order - Mayor Oakes called the meeting to order at 7:00 p.m.
2. Agenda – The Board adopted the Feb 20<sup>th</sup> agenda as presented.
3. Audience Response – Louis Toth - he thanked the Board and Town Manager Ogburn for their assistance in getting the ditches cleaned out in the Village.
4. Appeal of taxicab driver permit denial - Mr. John Tucker was not present and the Board passed a motion that no evidence has been presented to change the Police Chief's denial of Mr. Tucker's application and to uphold the Police Chief's decision denying Mr. Tucker's appeal.
5. Board/Committee appointments - Town Manager Ogburn summarized the Board/Committee matrix; Comr. Cahoon stated that the matrix needs to be revisited. The following reappointments/appointments were made:
  - Board of Adjustment – Reappoint Margaret Suppler; Appoint Gary Ferguson to an alternate position; Reappoint Bobby Gentry to an alternate position; Reappoint Jack Cooper as Chair and Margaret Suppler as Vice-Chair
  - Planning Board – Appoint Barbara Gernat to the vacant position; Reappoint Marvin Demers; Appoint Mark Cornwell, replacing Pogie Worsley
6. Soundside Boardwalk - It was Board consensus to appoint the following to the Soundside Boardwalk Steering Committee: Elizabeth Teague, Planning Director; David Ryan, Project Manager; Ervin Bateman, Sugar Creek Restaurant; Debbie Moore, Tanger Outlet Mall Manager; Diane Bognich, Outer Banks Visitors Bureau; Andy Garman, Resident; and Doug Tutwiler, Pamlico Jack Restaurant. In addition, staff is to contact Ralph Buxton to see if he would be interested in serving.
7. Town Manager - Town Manager Ogburn requested a Closed Session to discuss the terms of the agreements with State Shellfish Sanitation and Community Care Clinic of Dare for lease of the former Outer Banks Medical Center (OBMC) building – UNC-CSI is the current tenant.
8. Town Manager - The Board approved staff's request to apply for both CAMA grant projects – the Islington and the Causeway Estuarine accesses.

9. Town Manager - The Board approved the request for additional funding for Abalone and Blackman Street beach access walkways as presented.
10. Mayor Pro Tem Remaley - Mayor Pro Tem Remaley reported that the Gov-Ed Channel Committee approved the FY 13/14 budget; he stated that he would provide a full report at the March 6<sup>th</sup> Board meeting.
11. Comr. Cahoon - Comr. Cahoon reported on the recent Coastal Resources Commission meeting - she reported that State Senate Bill 10 proposes to end all terms of current CRC members – they will be able to reapply if interested. She will be asking the Board for their support at the appropriate time for her reapplication for the local government seat.
12. Comr. Sadler - Comr. Sadler reminded everyone to attend the March 14-17, 2013 Taste of the Beach events. If interested in volunteering, please contact [audreywebster@earthlink.net](mailto:audreywebster@earthlink.net).
13. Comr. Sadler - Comr. Sadler said that the Dare County Tourism Board (DCTB) is placing an emphasis on the Hatteras Island beaches this year. There are events taking place in May on Hatteras and she suggested contacting the Outer Banks Visitors Bureau for information.
14. Comr. Sadler - Comr. Sadler reported that the Aquarium Society wants to take over the management and operations of the three (3) aquariums and Jennette's Pier. She questioned if another entity takes over operation of the Pier, if it would change the MOU currently in place. In particular she questioned if it would change public use of the beach access and the bath house at the Pier. She is also concerned that a full-fledged restaurant may be allowed at the pier. Comr. Sadler would like the Town to be pro-active instead of re-active and to do what is in the community's best interest.  
  
It was Board consensus to request that the Planning Board, Planning and Development staff, and the Jennette's Pier Advisory Committee review the issue.
15. Closed Session - Taxicab driver permit applicant John Tucker arrived at the meeting. It was Board consensus to consider Mr. Tucker's appeal in Open Session and reconsider their decision from earlier in tonight's meeting. Mr. Tucker reviewed Police Chief Brinkley's letter to him which revoked the permit that the Town had initially issued to him. The Board entered Closed Session to receive confidential information and to confer with the Town Attorney at 7:51 p.m.
16. Open Session - The Board reentered Open Session at 8:06 p.m. Attorney Leidy said that the Board received confidential information re: Mr. John Tucker and conferred with the attorney re: the terms of the lease of the OBMC building and took no other action.
17. OBMC Lease - The Board directed Town Manager Ogburn to take the lease prepared by Attorney Leidy to UNC/CSI (current tenants), Community Care Clinic, and State Shellfish Sanitation for review.
18. Adjournment - The Board adjourned at 8:08 p.m.