



**TOWN OF NAGS HEAD
BOC ACTIONS
March 7, 2012**

1. Call to order – Mayor Oakes called the meeting to order at 9 am.
2. Adoption of agenda – The Board passed a motion to adopt the March 7, 2012 agenda as presented.
3. Audience response - No one spoke during Audience Response.
4. Recognition - Mayor Oakes recognized Dare County BOC Chair Warren Judge in the audience.
5. OBSE - Lynda Wood, Executive Director, introduced those present in support of the Outer Banks Sporting Events (OBSE) organization; she presented a framed poster of the 2012 OBX Marathon to the Town as a token of the OBSE appreciation of the Town's assistance via Public Works and Public Safety departments; Ms. Wood expanded via PowerPoint slides the mission and the history of the OBX Marathon and the work of OBSE on the Outer Banks as a non-profit organization.
6. Sunshine Week – The Board passed a motion to approve the Sunshine Week Proclamation which identifies March 11 – 17, 2012 as Sunshine Week, as presented.
7. Consent – The Consent Agenda was approved as presented and consisted of the following items.
 - Consideration of Budget Adjustment #9 to FY 11/12 Budget Ordinance
 - Consideration of Amendment #8 to Beach Nourishment Project Ordinance
 - Consideration of Tax Adjustment Report
 - Consideration of Tax Delinquent Listing for advertisement
 - Approval of Minutes
 - Approval to apply to NCLM for a Wellness grant to purchase equipment for Wellness Room
8. Public Hearing - Public Hearing to consider conditional use/site plan amendment submitted by Darnell Tillett to locate accessory structure upon the property located at Full Throttle Speedway – The Board unanimously passed a motion to make the required three (3) findings of fact and to approve the site plan as presented. Mayor Oakes questioned possibility of staff approving this type of site plan modification in the future.
9. Public Hearing - to consider adoption of zoning ordinance amendments to allow the use of digital signage – The Board passed a motion to deny the proposed text amendments concerning digital signage. The motion to deny passed 3 – 2 with Mayor Oakes and Mayor Pro Tem Remaley casting the NO votes.
10. Safe Routes to School – Presentation by Planning Director Teague – The Board unanimously passed a motion to authorize staff to move forward with the five (5) Safe Routes To School items listed under the slide “Recommended Action”.

11. Second reading – of adoption of zoning ordinance text amendments for purpose of permitting and regulating the rental of beach chairs and umbrellas – from February 1, 2012 Board meeting – The Board unanimously passed a motion to recuse Mayor Oakes from the discussion.

The Board unanimously passed a motion to adopt the two (2) ordinances as presented – the first applies to hotels within the CR District, and the second to the Village Beach Club operated by the Village at Nags Head Property Owners Association. Comr. Sadler confirmed with Town Manager Ogburn that there will be sufficient monitoring of this ordinance in place.

12. Committee report – Comr. Sadler – DCTB Steering Committee – will be presenting to the full DCTB Board next week – consideration of the Town's request for 2012 fireworks; three (3) requests were received.

13. Memorial Ave waterline extension – The Board unanimously passed a motion to approve staff's request for the Memorial Avenue waterline extension as presented.

14. Lower speed limit – The Board adopted an ordinance amending the Traffic Control Map by lowering the speed limit from 50 MPH to 45 MPH from Eighth Street south to Villa Dunes Drive on US 158.

15. Town Attorney – Town Attorney Leidy requested a Closed Session for the Board to confer with him regarding Cherry Inc. and Sansotta litigation.

16. Town Manager - The Police Dept is sponsoring a document shredding event at Town Hall on March 31, 2012 from 9 – 12 in the parking lot. Chief Brinkley encouraged everyone interested to attend the free event.

17. Town Manager – Requested a Closed Session to discuss the acquisition of real property.

18. Town Manager – Fire Chief Kevin Zorc reported that the Amateur Radio Association is offering an opportunity for those interested to become certified as ham radio operators – to help staff radios at fire stations across the Outer Banks. Chief Zorc invited those interested to contact him at 441-5909 for more information.

19. Comr. Cahoon - Update on stormwater drainage projects - Dep PW Director Ralph Barile reported that the Vista Colony project has begun – Project completion is expected May 2012.

20. Comr. Cahoon – Comr. Cahoon invited and encouraged those interested to attend the NC Beach Inlet and Waterways Association (NCBIWA) Conference scheduled for March 26-27, 2012 at Jennette's Pier - Issues to be discussed include the Town's Beach Nourishment Project and jetties/terminal groins.

21. Mayor Pro Tem Remaley – He and Police Chief Brinkley will be attending the National Hurricane Conference in Orlando the end of March where they will be giving a presentation on last year's Hurricane Irene.

22. Comr. Cahoon - Comr. Cahoon reported that the phone book does not but the new issue of the League of Women Voters Citizens Guide does have Nags Head Post Office phone numbers; staff is to verify that the Post Office phone number is included on the Town's web site.

23. Closed Session - The Board passed a motion at 11:58 a.m. to enter Closed Session to discuss the Sansotta and Cherry, Inc. litigation cases and to discuss the acquisition of the following real properties:

- Dowdy's Go Cart site, located at 3006 SVDT
- Dowdy's Carnival site, located at 3005 S Croatan Highway
- Fin and Feather Motel site, located at 7740 SVDT
- Gilliam Wood properties – post office lots, five acres between the highways at milepost 13
- Dune Burger Restaurant, located at 7304 SVDT

24. Open Session / Adjournment - The Board re-entered Open Session at 1:00 p.m. Mayor Oakes recessed the Board meeting to a mid-month meeting on Wednesday, March 21st at 7:00 p.m. The time was 1:02 p.m.