



## **BOC ACTIONS WEDNESDAY, APRIL 5, 2023**

1. Call to order - Mayor Cahoon called the meeting to order at 9 am. He asked for thoughts of the small towns, like Nags Head, currently being ravaged by tornadoes.
2. Agenda – The Board approved the April 5<sup>th</sup> agenda as presented.
3. Recognition – Presentation Nags Head Woods Annual Report - Steward Aaron McCall presented the FY 21/22 Annual Report for Nags Head Woods, which was well received.

Proclamation – the Mayor read and the Board adopted the Proclamation declaring April 2023 as Child Abuse Prevention Month as presented.

4. Public Comment
  - John Harris – he asked the Board to study the impacts on property owners of the proposed habitable living space text amendments before consideration
  - John Harris – concerning the C-5 text amendments, he feels that the square footage along Hwy 12 needs to be the same for both residential and commercial; the district would also be a perfect home for Accessory Dwelling Units (ADU's)
  - Bob Muller – he challenged the Board to find ways to discourage people from running red lights - red light cameras would be one solution
  - Bob Muller – he commended a Planning Dept or Public Works employee who immediately stopped when someone had a box that fell off the back of their truck on the bypass
  - Bob Muller – he commended the Town for improvements to the Town Dog Park which are very much appreciated
  - Mark Welch – asked the Board to find space for public volleyball courts for children of Nags Head and Dare County
5. Consent Agenda – The Consent Agenda was approved as presented and consisted of the following:
  - Consideration of Budget Amendment #12 to FY 22/23 Budget
  - Consideration of Tax Adjustment Report
  - Approval of minutes
  - Consideration of request to apply for Rural Transformation Grant
  - Consideration of modification to Consolidated Fee Schedule re: Dowdy Park t-shirt sales
  - Request for Public Hearing – Zoning Map amendment re: C-5 Historic Character Commercial
  - Request for Public Hearing - Site Plan Amendment for Nags Head Church for parking lot expansion
  - Request for Public Hearing - to consider UDO text amendments re: short-term rental registration
6. Public Hearing - to consider a text amendment to the UDO as it pertains to the definition of "Habitable Building Area" – Board members agreed with Planning Director Kelly Wyatt's suggestion to make additional modifications for review by the Planning Board and to table the proposed text amendment.
7. Planning Director – the monthly Planning Dept report was presented - Mayor Cahoon confirmed that the Public Hearing for the zoning map amendment is scheduled for the May 3<sup>rd</sup> Board meeting.

Mayor Cahoon commended the issue of running red lights being brought forward; he sees this every day that he rides his bicycle to work. It was Board consensus that Mayor Cahoon and Comr. Brinkley meet with the

Board of Education concerning the use of red-light cameras. Town Manager Garman stated that the Town looked into the purchase of red-light cameras years ago and he will bring forward the research done. It was Board consensus to direct staff to move forward on a traffic study in the W Soundside Road area.

**8. Committee Reports**

- Comr. Sanders - thanked Planning Director Wyatt for her report which included the update on the Estuarine Shoreline Management Plan which noted waiting on a National Fish & Wildlife Foundation grant.

- Comr. Renée Cahoon – reported that the CurrentTV proposed budget will be coming forward for Board consideration at an upcoming meeting.

**9.** Consideration of amendments to Town Code Chapter 30 *Solid Waste Management* - The Board adopted the ordinance amending Solid Waste Management Town Code as presented.

**10.** Police Report - Police Chief Perry Hale provided a powerpoint presentation outlining issues involving pedestrian/crosswalk safety, electric/low-speed vehicles/bicycles on the multi-use path, crosswalk lighting, and associated regulations. Board members thanked Police Chief Hale for his report.

**11.** Bid award – The Board approved the contract with iParametrics for the Emergency Operations Plan Update and Continuity of Operations Plan, as recommended by Fire Chief Randy Wells.

**12.** Town Manager Garman – Volleyball courts – He confirmed that the Board would like to see a report on locations for volleyball courts (mentioned during Public Comment by Mark Welch). Mayor Cahoon suggested areas other than Dowdy Park. Jennette’s Pier was mentioned as a possible location.

**13.** Town Manager Garman – Nags Head Woods - Town Manager Garman explained that Aaron McCall of The Nature Conservancy has spoken with him to see if the Town has any interest in a conservation easement for some of the Town’s property in the Nags Head Pond area. It was Board consensus to review additional information on this process.

**14.** Comr. Renée Cahoon – She asked that staff review the lighting standards as it relates to the newer lighting technology.

**15.** Comr. Brinkley – He reported that last year the international students staying in the dormitory-style housing near St Andrews by the Sea church often crossed the bypass, such as when traveling to Food Lion to work, putting themselves in danger. Mayor Cahoon suggested the possibility of a phone app to provide safety tips such as crossing a street safely, issuing warnings, etc. Police Chief Hale was asked to look into ways to educate the international students working here in the summer. Mayor Cahoon also asked about the possibility of a sidewalk to get the workers to the St. Andrews By The Sea church parking lot. Comr. Sanders said he would be glad to bring this issue to St. Andrews church as he is a member.

**16.** Closed Sessions – The Board entered Closed Session at 10:30 a.m. to consider the following: Jul–Dec 2022 Closed Session minutes/disposition; Acquisition of property at 100 E Hollowell Street; To confer with the Town Attorney re: the following matters of attorney/client privilege: Cherry Inc. property at 10211 E Seagull Drive; 205 E Baltic Street; and Kingsolver lots at 8504 – 8510 S Old Oregon Inlet Road

**17.** Open Session – The Board re-entered Open Session at 11:09 a.m.

**18.** Cherry, Inc cottage – The Board scheduled a Public Hearing to consider an ordinance authorizing the removal of the Cherry, Inc. cottage, to bring it into compliance, for April 19, 2023 at 9 am in the Board Room.

**19.** Adjournment – The Board recessed to a Budget Workshop and to Wednesday, April 19, 2023 at 9 am for a mid-month meeting. The time was 11:11 a.m.