



**BOARD OF COMMISSIONERS ACTIONS
WEDNESDAY, MAY 3, 2023**

- 1.** Call to order - Mayor Cahoon called the meeting to order at 9 am. The Board adopted the May 3rd agenda as presented.
- 2.** Recognition - Police Chief Perry Hale introduced Police Office Assistant Lauren Bailey who was welcomed by the Board to Town employment. Public Services Director Nancy Carawan introduced the following new employees who were welcomed by the Board to Town employment:
 - Facilities Maintenance Technicians Andy Shaffer and Aubrey Everette
 - Sanitation Equipment Operators Jason Berry and Andy Harrell

Proclamation - Police Chief Perry Hale summarized this year's Police Officer's Week and spoke of Sgt. Earl Murray who died in the line of duty on May 15, 2009. The Proclamation was adopted as presented.

Presentation - Outer Banks Bicycle and Pedestrian Safety Coalition Marketing Director/Chair Ben Saltzman reported that the coalition is actively looking for additional participation and to get the word concerning safety out to everyone. Board members thanked Mr. Saltzman and encouraged those interested to volunteer.

- 3.** Consent Agenda – The Consent Agenda was approved as presented and consisted of the following:
 - Budget Amendment #14 to FY 22/23 Budget
 - Tax Adjustment Report
 - Approval of minutes
 - Resolution of approval for Water Shortage Response Plan
 - Approval of Moffatt and Nichol proposal to perform annual summer Beach Monitoring and Analysis
 - Request for Public Hearing to consider citizen comment on the Manager's proposed budget
 - Request for Public Hearing to consider text amendments to the UDO re: "Fueling Stations"
- 4.** Public Hearing – To consider Official Zoning Map amendment re: the new zoning district – C-5 Historic Character Commercial Zoning District - The Board adopted the zoning map amendment with one change – to include the Nags Head Beachcomber Museum, located at 4008 S Virginia Dare Trail, in the new C-5 District.
- 5.** Public Hearing – To consider a Vested Right/Special Use/Site Plan Amendment submitted by Albemarle & Associates, Ltd. on behalf of Nags Head Church for the expansion of its parking lot. Board members emphasized that they would like to see as much of the vegetation in the area remain as possible. They feel that this is a good opportunity for staff to work with the contractor to do this.

The Board approved the Vested Right/Special Use/Site Plan amendment for Nags Head Church for expansion of their parking lot as presented along with the five findings of fact as listed in the staff report.
- 6.** Public Hearing – To consider text amendments to the UDO re: the short-term rental registration rules – The Board adopted the ordinance re: removal of short-term rental registration rules as presented. Mayor Pro Tem Siers expressed his concern, as a realtor, that some short-term rental properties will be managed by those without a lot of knowledge/experience in this field - Board members agreed.
- 7.** Planning Report – Planning Director Kelly Wyatt presented her monthly report.
- 8.** Consideration of a Major Site Plan Review/Site Plan Amendment submitted by Quible & Associates, P.C. on behalf of The Outer Banks Hospital, Inc. for construction of additional parking at 4917 S. Croatan Highway, Nags Head – The Board approved the Major Site Plan Review/Site Plan as presented.

9. From Apr 5th Board meeting – Update on Town volleyball courts and red-light camera program
Volleyball courts – It was Board consensus for staff to move forward with the addition of the volleyball/pickleball courts at the Satterfield Landing Park as described in the agenda summary sheet.

Red light camera program - It was Board consensus that there does not appear to be a way to move forward with the red-light camera program in North Carolina at this time; Chief Hale made some suggestions and will also check with other communities to see what is being done. Staff is to inform Bob Muller and Ralph Buxton of today's discussion as they had indicated interest.

10. Committee reports

Mayor Cahoon – He reported that the monthly Mayor lunch meetings will be back on schedule soon.

Mayor Pro Tem Siers – A public meeting has been scheduled by the DCTB to discuss long-range tourism planning on May 24th at 5:30 pm at the Ramada Inn.

11. Traffic Control Map – The Board adopted the ordinance amending the Traffic Control Map re: Admiral Street No Parking – Tow Away Zone as presented.

12. Town Manager – It was Board consensus that Town Manager Garman and staff proceed with the development of the questionnaire for the Community Survey, as presented.

13. Town Manager - Request from Stan White and Louisa Farr to close a portion of Old Nags Head Woods Road - Board members had several questions/comments about the property; Staff is to return with a summary/report in response to the Board's questions/comments for further discussion.

14. Town Manager Garman - Town Manager Garman presented a summary of his FY 23/24 recommended budget. Some highlights he has proposed are: 1) A 6.5% employee COLA 2) Career Progression Programs 3) Minimal health insurance increase of 2% 4) Increase 401K contribution for non-sworn personnel to 5%

15. Comr. Renée Cahoon – GEACC Budget – The Board approved the FY 23/24 Budget for the Government Educational Access Channel Committee as presented.

16. Mayor Pro Tem Siers – Asked for staff to review the Town's commercial parking ordinance and possibly other parking ordinances due to issues currently being seen. After discussion, the Board adopted an ordinance amending the Traffic Control Map based on Police Chief Hale's recommendations as follow:

- No Parking – Tow Away Zone on west side of NC 12 from Dove St north to Cavalier Surf Shop (approximately 320 feet north from Dove St) AND from Dove St south to Danube St

17. Comr. Brinkley – He thanked Town Engineer David Ryan for the letter forwarded to neighborhoods when work was being done in the area; he appreciated the very thorough letter.

18. Mayor Cahoon – The Board adopted the resolution opposing Senate Bill 317 and House Bill 562 which reduces the authority of local government to regulate local land use uses - to be distributed today.

19. Mayor Cahoon – Mayor Cahoon reported that legislative officials are looking at law that would benefit urban areas and have a negative effect on rural areas – Mayor Cahoon agreed to write a letter to the legislatures.

20. Closed Session – At 12:30 p.m. the Board entered Closed Session to consider Lightkeeper/Nags Header award applications, possible acquisition of property located at 100 E Hollowell Street; and to confer with the attorney re: attorney/client privilege issues. The Board re-entered Open Session at 1:18 p.m.

21. Adjournment – The Board recessed to 9 am on May 17th for a Budget Workshop – the time was 1:20 p.m.