



**BOC ACTIONS**  
**WEDNESDAY, APRIL 3, 2019**

1. Call to order - Mayor Cahoon called the meeting to order at 9:00 a.m.
2. Adoption of agenda – The agenda was approved with the removal of Consent Agenda item #E-6 (Request for Public Hearing to consider adoption of the UDO). The motion passed 3 – 2 with Mayor Cahoon and Mayor Pro Tem Walters casting the NO votes.
3. Recognition –  

Police Officers Bryan Bradley and Alex Liverman were welcomed by the Board to Town employment.

Water Service Technician Heath Taylor was recognized by the Board for five years of service.

Fire Captain James Moseman was recognized by the Board for 15 years of service.

Police Officer Christian Aguirre was recognized by the Board for his Advanced Law Enforcement Certification.

Former Information Technology Coordinator Allen Massey was congratulated on his recent retirement.
4. Public Comment – David Bragg, Village at Nags Head resident; green stickers on garbage carts contain a bar code for trash pick-up schedule but he questioned how older people and those not familiar with the phone app will read it – he suggested providing the schedule on the green sticker as was done previously; he spoke against reduced trash pick-up (from two days to one day per week) in the Village - he questioned if the Board reviewed cost/benefit analysis, tonnage per neighborhood, outsourcing, etc. before they voted to make the change; he commented that recycling is going up \$110,000 per year and many cities are eliminating the recycling program.
5. Public Comment – Hannah Caton, *Coastland Times*; she provided copies of the Outlook Section of the *Coastland Times* which was published this past weekend for distribution to Board members and the public; the Outlook Section included a half page ad for the Town's Dowdy Park Farmers' Market.
6. Consent Agenda - The Consent Agenda was approved as presented (with the previous removal of item #E-6 re: Request for Public Hearing) and consisted of the following items:  

Consideration of Budget Adjustment #10 to FY 18/19 Budget

Consideration of Tax Adjustment Report

Approval of minutes

Consideration of modification to the Consolidated Fee Schedule (Farmers Market fees)

Consideration of Amendment #6 to Beach Nourishment Capital Project Ordinance re: sea turtle monitoring
7. Public Hearing – to consider regulation of short-term rentals within the Town via a registration process. The Board expressed concern about the safety of homeowners as well as renters and unanimously adopted the short-term rental ordinance as presented. Speakers at the Public Hearing were: Candace George, Amanda Hooper, Marcia Johnson, Steve George, and Bob Oakes.

- 8.** Project update - FOCUS Unified Development Ordinance – Planner Holly White presented an update; Board members asked Town Manager Ogburn to advise them, at the earliest opportunity, when the Board will be able to have the UDO document in hand.
- 9.** Project update – Stormwater Projects (Town Engineer David Ryan was unable to attend today’s meeting) – Town Manager Ogburn provided an update of the Stormwater Drainage projects and displayed a Red Drum photo – he also noted that, at this time, the project is ahead of schedule.
- 10.** No-wake zone 600’ from shoreline – The Board passed a motion to take no action on the ordinance re: a 600’ no-wake zone from the shoreline in the Commercial Outdoor Recreational District – the motion to take no action passed 4 – 1 with Mayor Pro Tem Walters casting the NO vote; Mayor Pro Tem Walters expressed her concern about passive recreation and boating activities in the same water.
- 11.** Accessory Dwelling Units - The Board passed a motion that staff draft an Accessory Dwelling Unit (ADU) ordinance for consideration at the April 2019 Planning Board meeting – and to return to the Board of Commissioners for consideration at the May 2019 Board meeting. Comr. Renée Cahoon added that she would like to see a requirement that an ADU contain its stormwater on-site such as with guttering into a rain garden. The motion passed 3 – 2 with Comr. Fuller and Comr. Renée Cahoon casting the NO votes.
- 12.** Lunch / Reconvene – The Board recessed for lunch at 12:05 p.m. and reconvened at 1:10 p.m.
- 13.** Police Dept Office Mgr job description – The Board approved the Police Dept Office Manager job description as presented with the proposed grade of 7 and salary as presented.
- 14.** Comr. Renée Cahoon - Government Education Access Channel Committee – the committee met and the GEACC Chair for the upcoming year is the representative from the ECU Coastal Studies Institute.
- 15.** Mayor Cahoon - Offshore Oil Drilling - Mayor Cahoon and Dare County Chair Woodard met with Sen. Tillis’ staff last week concerning offshore oil drilling and testing; they viewed the beaches and effectively presented the business case for no offshore drilling; Sen. Tillis’ staff left with a full understanding of the issue that will be conveyed to Sen. Tillis; Mayor Cahoon said he expects to be working with Sen. Tillis’ office.
- 16.** Mayor Cahoon - Offshore Oil Drilling - Sec. Michael Reagan from NC DEQ will join a Mayors’ Roundtable discussion on May 8, 2019; invitation will be to all the mayors from all counties to include Board Chairs if no mayors; they expect approximately 54 people to be invited; purpose will be to encourage being more vocal re: opposition to offshore oil drilling.
- 17.** Mayor Cahoon – NCDOT and stormwater – Local mayors will discuss stormwater in coordination with NCDOT officials to include the DOT District Engineer on April 12, 2019; specifically cost-sharing on S Nags Head drainage project and more assistance from NCDOT on all drainage projects will be discussed.
- 18.** Mayor Cahoon – Bills that may undermine local tree ordinances and other issues are being discussed in Raleigh; Mayor Cahoon has spoken with Rep. Hanig re: making a trip to Raleigh to highlight some of the issues that are facing the Town. It was Board consensus to prepare a letter to our representatives/senators re: the various issues of concern facing the Town.
- 19.** Comr. Fuller - Dare County Tourism Board – Information from each DCTB meeting is left at Town Hall and Comr. Fuller reported that there is also a summary of each DCTB meeting prepared by Executive Director Lee Nettles; the Tourism Board has acquired another consulting firm re: use of the property.

- 20.** Consideration of Board/Committee appointments – The Board appointed Comr. Siers to serve on the Dare County Land Transfer Tax Appeals Board, replacing former Comr. John Ratzenberger whose term expires in June 2019.
- 21.** Town Manager Ogburn - Planning Director Zehner spoke positively about software for the permitting processes – by the end of April he expects a kiosk for public interaction to be established in the Town Hall lobby to allow for the public to obtain building permit information. Mayor Cahoon confirmed that the software should be able to track the type of permit issued.
- 22.** Town Manager Ogburn - Town Manager Ogburn provided an update on the 2019 Beach Nourishment Project stating that the contractor Great Lakes is expected to start the drop off of equipment today with staff arriving next week; arrival of the first dredge is expected May 7<sup>th</sup> – Progress will be charted online as the project progresses.
- 23.** Town Manager Ogburn – Consideration of participation in Dominion Power Rebate Program – The Board approved the Town’s participation in the program to not exceed the amount presented.
- 24.** Town Manager Ogburn – Short-Term Rentals follow-up – The Board approved the addition to the Consolidated Fee Schedule of a \$25 annual registration fee for short term rentals.
- 25.** Comr. Fuller – Discussion of workshop on Unified Development Ordinance (UDO) - It was Board consensus to have a workshop with completed UDO prior to meeting to adopt the UDO.
- 26.** Comr. Fuller - Budget process - Comr. Fuller suggested that a one-year budget be approved this year – in the future coordinate with elections so new elected officials can operate more freely. He requested the following for the upcoming Budget Workshop: Staff develop a proposed revenue and expenditure chart that goes out 5, 10, 15 years to provide more guidance; A chart going backwards with how the tax rate has developed; A spreadsheet, similar to what was provided last year, with expenditures and impact; A spreadsheet of what was approved at the March CIP Workshop and what is still under review.
- 27.** Town Manager Ogburn – ADU clarification – He clarified with the Board that: the ADU Public Hearing date has not yet been established; the ADU ordinance is going to the Planning Board at their April 16<sup>th</sup> meeting; the ADU ordinance is to be provided for Board review at the May 1<sup>st</sup> meeting; and the Board may call for a Public Hearing at the mid-May Board meeting or the first Board meeting in June.
- 28.** Mayor Pro Tem Walters – Mayor Pro Tem Walters reported on some of the important points made at the Stop Offshore Drilling in the Atlantic (SODA) presentation at Waveriders Restaurant last week: our area is 60 – 90 days out from seismic testing which could happen as early as this summer; she commended Rep. Bobby Hanig for his letter to his colleagues to stop the offshore drilling. Manteo Prospect is where offshore drilling would take place and it is 45 miles off our coast; the U.S. is the #3 exporter of oil – the oil found on the Atlantic Coast will be sold to India and China for the next 20 years – it won’t be for the benefit of the United States.
- 29.** Adjournment – Mayor Cahoon recessed the meeting to Tuesday, April 23, 2019 at 9:00 a.m. in the Board Room for a Budget Workshop. The time was 2:35 p.m.