



**BOC ACTIONS
WEDNESDAY, JANUARY 6, 2016**

1. Call to order - Mayor Edwards called the meeting to order at 9:00 a.m.
2. Agenda – The Board approved the January 6th agenda with the removal of agenda item G-2.
3. Recognition - Customer Service Rep/Cashier Brittany Phillips was welcomed by the Board to Town employment. Sanitation Foreman Ricky Spencer was recognized for twenty-five years of service.
4. Public Comment - No one present wished to speak during Public Comment.
5. Consent Agenda – The Board approved the Consent Agenda as presented which consisted of:
 - Consideration of Budget Adjustment #6 to FY 15/16 Budget Ordinance
 - Consideration of Tax Adjustment Report
 - Approval of Minutes
 - Request for Public Hearing to consider numerous Town’s landscaping and buffering ordinances
 - Request for Public Hearing to consider amendment to Flood Damage Prevention Code
6. Planning Board - Planning Board Chair Mark Cornwell provided a summary of the Dec 8th meeting:
 - Text amendments to landscaping/buffering code
 - Text amendments to Flood Damage Prevention code
 - Planning Board will meet with property managers at Jan meeting to discuss sign ordinance
7. FOCUS Nags Head - Planner Holly White presented an updated GANTT chart to Board members and reported that the FOCUS Nags Head Advisory Committee met on Dec 17th - Ms. White stated that the meeting included an orientation of the plan/process/timeline - the next meeting is scheduled for Jan 12th.
8. Rules of Procedure – The Board approved the revised Rule #21 (re: Duty to Vote) as presented.
9. Committee reports:

Comr. Ratzenberger – Albemarle Rural Planning Organization (ARPO) – It was Board consensus to appoint Dep Town Manager Andy Garman to serve on behalf of the Town on the working committee for the regional bicycle tourism related website - being developed by ARPO and NCDOT.

Comr. Cahoon – Local Business Committee – The committee did not meet in Dec but will be meeting in Jan.
10. Eighth Street Roadway Resurfacing and Drainage Improvements – The Board authorized the Town Manager to execute the construction contract with RPC Contracting Inc. in the amount of \$176,630, To approve a transfer of funds in the amount of \$20,000 within Storm Water Management Fund - Contracted Services - from Red Drum Ocean Outfall Extension to 8th Street Drainage, and To approve a 10% +/- contingency for the drainage portion of the project in addition to a balance of survey construction stakeout services in a not-to-exceed amount of \$20,000.

11. South Nags Head Stormwater Drainage Improvements – The Board authorized the Town Manager to execute the construction contract with Barnhill Contracting Co. in the amount of \$96,711.40, To approve a transfer of funds in the amount of \$42,500 within the Storm Water Management Fund - Contracted Services - from Red Drum Ocean Outfall Extension to S. Nags Head MP 18 and MP 19-21, and To approve a 7% +/- contingency for the drainage portion of the project in addition to survey construction stakeout services in a not-to-exceed amount of \$10,788.60.

Town Manager Ogburn reported that an informational meeting for those in South Nags Head that will be impacted has been scheduled for Jan 14th from 4 – 6 pm in the Board Room.

12. Town Attorney - Attorney Leidy wished Board members a Happy New Year.

13. Town Attorney - Mayor Edwards agreed with Attorney Leidy's request for a Closed Session to discuss Town v Fisher, Richardson and Granby Beach Nourishment Project easement cases, and to preserve attorney/client privilege to discuss pending litigation at the appropriate time.

14. Town Manager - Town Manager Ogburn requested to add possible land acquisition of 6806 S Virginia Dare Trail and 7411 S Virginia Dare Trail to the Closed Session discussion.

15. Town Manager - Town Manager Ogburn provided an update on the upcoming Town-wide Recycle Program scheduled to begin on Feb 6th - Recycle carts will begin being delivered next week - It was Board consensus that recycle stickers be placed on each recycle cart AND reimbursement be made to the Town in the amount of \$2.50 per recycle cart (approximately \$10,000) – by the Toter Company - for not having provided the carts with the recycle symbol stamp as per the contract.

16. Comr. Cahoon - Comr. Cahoon questioned Town Manager Ogburn about the request the Town made last year to modify the US 158 speed limit to 45 MPH. Town Manager Ogburn responded that he will follow up to the letter that was sent to NCDOT by the Town.

17. Comr. Cahoon - Comr. Cahoon asked staff to review the areas on the multi-use path where grass is encroaching and to have it trimmed prior to the 2016 summer season.

18. Mayor Edwards - Mayor Edwards asked staff to contact NC Dominion Power to have streetlights fixed that are not working.

19. Comr. Ratzenberger - Comr. Ratzenberger reported that the letter recently received from the Utilities Commission indicated that Carolina Water Service's request for a rate increase was denied – metering was also not approved.

20. Comr. Ratzenberger - Comr. Ratzenberger was very pleased that two construction projects - the Eighth Street roadway and the South Nags Head Drainage improvements were being addressed.

21. Mayor Edwards – The Board approved the 2016 BOC Meeting Calendar as presented.

22. Closed Session – The Board entered Closed Session at 10:14 a.m. to discuss litigation matters, attorney/client privilege matters, potential land acquisition, and the unsealing of Closed Session minutes.

23. Open Session - The Board re-entered Open Session at 11:12 a.m.

24. Adjournment - Mayor Edwards recessed the meeting until Jan 13th at 5:30 p.m. The time was 11:13 a.m.