



**TOWN OF NAGS HEAD
BOC ACTIONS
RECESSED SESSION
September 19, 2012**

1. Call to Order - Mayor Oakes called the meeting to order at 7:00 pm.
2. Adoption of agenda – the Board adopted the agenda as presented.
3. Audience Response – Comr. Cahoon was excused from the Board; she then spoke as a Nags Head resident/citizen; she addressed the Board re: special events which take place near Jennette’s Pier; the event today had a crowd gathering permit to take place at Jennette’s Pier but actually took place several lots north of the pier with tents, advertising, etc. on the beach; Comr. Cahoon said that she feels that the bullhorns and megaphones used during today’s event created conflict in the community; signage was allowed on the beach including tents advertising vendors but local motels cannot put an umbrella with the name of their business on the beach – she is not sure what is the answer to commercialization on the beach; special permission is given to those with crowd gathering permits but those that pay taxes cannot advertise on the beach; she would like the Board to discuss these issues to include those that receive crowd gathering permits but do not stay within the parameters of the permit.

Comr. Cahoon returned to the Board.

4. Recognition – Fire Captain Phil Wolfe, Firefighters Evan Zadd and Anthony Dillon, and Fire Chaplain Rick Lawrenson were recognized by the Board for their successful efforts in saving the life of an eight-month infant who was pulled from the bottom of a pool in South Nags Head.
5. Town Board/Committee policy - Comments include the following:
 - 2 - Duties – Planning Board – include a broader scope to Planning Board duties
 - 3(e) - Membership – may not want to restrict potential applicants as many are a party to litigation – Comr. Walters noted that the School of Government (SOG) expertise was used.
 - 3 – Selection criteria - Application to serve must be received 30 days prior to Board appointment – Board members felt 15 days was adequate
 - 3(b) – Removal – End sentence after “committee”. Include some type of “absentee” clause.
 - 4 – Chair, Vice Chair - Chair and Vice Chair must serve one year – this may not be possible.
 - 5 - Confidentiality – Briefly discussed as a “broad brush” policy at this time and no changes were made.
 - 6(g) – Delete “exclusively”.
 - 12 – Limitation of Powers - Delete sentence #2 starting with “Release any written ...”
 - Announce on web site when appointments will be considered by the Board

The Board passed a motion to incorporate the comments listed/discussed on the proposed Town Board/Committee policy – staff is to bring back a final draft policy for Board consideration at the October 3, 2012 Board meeting.

6. Beach driving permit violations – The Board passed a motion to modify Town Code Section 1-6 (and corresponding Chapter 8 sections) to change violation charge from \$500 to \$200.
7. Town Attorney – Donation of property (119 Proteus and 9701J Nansemond in SNH) by the Moores to the Town - Title work is completed – covenants require owners to share in access easement costs for the private street, and the Town would be bound by these obligations; in addition, there may be a potential tax lien. It was Board consensus that Town Manager Ogburn research how much property owners have previously paid for the private road maintenance; Attorney Leidy is to obtain the cost for title insurance.
8. Town Manager - Town Manager Ogburn presented an updated version of the powerpoint presentation on stormwater projects provided at the Board's September 5th meeting:
 - Include Satterfield Landing on the list for stormwater review. Engineer David Ryan explained that he is reviewing the issues as a whole rather than at individual levels.
 - Board members confirmed with Town Manager Ogburn that the work already started (Vista Colony, Nags Head Pond, Nags Head Acres) will be finished before continuing with additional jobs
 - Town Manager Ogburn agreed that the number one priority is finishing the jobs already started. He is to return at the October 3rd Board meeting with information on the Town's stormwater drainage projects, prioritized, with associated costs.
9. Mayor Pro Tem Remaley - Mayor Pro Tem Remaley reported that the Gov-Ed TV Committee meets tomorrow (Thursday, September 6, 2012) and Public Information Officer Roberta Thuman will attend on behalf of the Town.
10. Comr. Walters - Comr. Walters reminded everyone that the Outer Banks Seafood Festival is scheduled for October 20, 2012 from 11:00 a.m. until 6:00 p.m.
11. Comr. Cahoon - Comr. Cahoon reported that on October 8, 2012 at 5:30 p.m. Spencer Rogers would be at First Flight High School to provide a presentation on Sea Level Rise.
12. Comr. Cahoon - Comr. Cahoon stated that recently there were two (2) Coastal Resources Commission (CRC) public hearings on revised erosion rates. She stated that Dare County has the most property affected by the new ocean erosion rates – Rodanthe and South Nags Head.
13. Comr. Sadler - Comr. Sadler asked about the fill to be placed at the Windmill Point site – Town Manager Ogburn said that he would contact the necessary parties to determine responsibility and timeline for placement of the fill on the Windmill Point site – currently about 20% complete.
14. Comr. Sadler - Comr. Sadler passed on a thank you from the Nags Head Surf Fishing Club for the Town's authorization for the tournament to take place October 4 – 7, 2012.
15. Mayor's Agenda - Mayor Oakes reported that the Big Sweep originally scheduled for September 29, 2012 has been postponed to October 27, 2012.
16. Adjournment – Comr. Cahoon's motion to adjourn passed unanimously – at 9:27 p.m.