



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

Telephone: (252) 261-2394 Fax: (252) 261-0452

Web Site: southernshores.org

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Council Meeting
September 2, 2003
7:00 p.m.-Pitts Center

Town Council members present: Paul Sutherland, Mayor; Gene Kennedy, Mayor pro tem; Hal Denny, Don Smith and Dan Shields. Also present Carl Classen, Town Manager, Ike McRee, Town Attorney and Carrie Gordin, Town Clerk.

1. Mayor Sutherland called the meeting to order at 7:00 p.m.
2. Mayor Sutherland led the Pledge of Allegiance
3. Mayor Sutherland asked that a moment of silence be held in, the passing of long time residents Haywood Bland, David Leake, Donny Scarborough, and Fire Chief Bakken who lost his mother and all of our armed forces that are in harm's way
4. Consent Agenda- monthly Building Inspections and Tax reports
5. Council minutes-August 5, 2003 Councilman Kennedy made a motion to adopt the minutes as presented and the consent agenda as presented. Councilman Shields seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.
6. Public Comment

Pat Storey, 362 Sea Oats Trail announced that the Candidate's night sponsored by the League of Women Voters would be held on October 9, 2003 in the Pitts Center 7:00 p.m.

Leo Holland, 23 Spindrift Trail, president of the SSCA read approved language by the SSCA regarding the posting of campaign signs on SSCA property.

7. Public Hearing-Zoning Ordinance Amendment-Tourist-Oriented Directional Signs (TODS)

Mayor Sutherland opened the hearing. No one signed up to speak. Mayor Sutherland closed the public hearing. Councilman Shields made a motion to adopt the ordinance as presented. Councilman Smith seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE TOWN OF SOUTHERN SHORES

BE IT ORDAINED, by the Town Council of the Town of Southern Shores, North Carolina, that the Zoning Ordinance be amended as follows:

PART I. Article III. Interpretation and Definitions of Terms, Section 3.02-Definition of Specific Terms and Words: Tourist-Oriented Directional Signs (TODS): Guide signs that display the business identification of and directional information for tourist-oriented businesses and tourist-oriented facilities (as defined in GS 136-140.15) or for a class of businesses or facilities that are tourist-oriented.

PART III. That Section 6.03. Regulations Governing Signs, G. Prohibited Signs be amended by adding:

Tourist-Oriented Directional Signs.

PART III. All ordinances or parts of ordinances in conflict with ordinance are hereby repealed.

PART III. This ordinance shall be in full force and effect from and after the 2nd day of September 2003.

Mayor

ATTEST:

Town Clerk

Date: 09/02/03

Vote: 5 Aye 0 Nay

Approved as to form:

Town Attorney

8. Old Business

a. Storm Debris Contracts-RPC, Contracting and Starcher

Carl Classen, Town Manager, explained the purpose of the service contracts is to aid in clean up after a damaging storm. He stated that the contract dates would remain as presented but that the contract could be extended if needed. He stated that the time of payments as described in the contract could be adjusted if needed i.e. bi-weekly. He recommends any changes should be applied to both contracts equally. Mayor Sutherland made a motion to approve the contracts as presented. Councilman Smith seconded.

Old Business cont'd

The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

b. Town's Veteran's Memorial dedication committee

Mayor Sutherland made a motion to appoint Al Smith as chairman to organize a dedication on Veteran's Day, November 11. Councilman Kennedy seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

9. New Business

a. Meridian 42 Restaurant request liquor-by-the-drink in Southern Shores

Owners of Meridian 42 requested by a letter dated August 20, 2003 that Council consider placing liquor-by-the-drink on the November election ballot.

Councilman Shields stated that this issue has been placed on the election ballot twice before and did not pass. He made a motion to not place the request of liquor-by-the-drink on the November ballot. Councilman Kennedy seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

b. Dare County Solid Waste contract

C. Classen reviewed the contract with Council and recommends Council's approval. He stated that there is one remaining issue to address regarding rates in the future. Councilman Kennedy made a motion to approve and execute the contract with the appropriate signatures when amended. Councilman Denny seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

c. Dare County Storm Debris Agreement

C. Classen reviewed the agreement with Council and recommends approval. Councilman Kennedy made a motion to approve and execute agreement as presented.

Mayor Sutherland seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

d. Kern P. Pitts Endowment Fund committee appointment

Mayor Sutherland reported a member-at-large needs to be appointed. Elsa Edwards is currently that member. Councilman Shields made a motion to re-appoint E. Edwards as the at large member. Councilman Denny seconded.

New Business cont'd

The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

e. Pitts Center sound system update

C. Classen reviewed presented proposal for upgrade of the audio equipment with an estimated cost of \$5,000.00 and the reasons why the upgrade is needed.

Councilman Smith stated that it is his understanding that racks for the equipment under the dais is needed and some minor adjustments but that the DVD and other items are not needed. He suggests doing a partial list.

Other Council members expressed opinions that the system should be updated and done right. It was stated that the manager should handle this.

Mayor Sutherland made a motion to approve the expenditure as presented. Councilman Shields seconded. Approved 4 to 1. The motion passed with Councilmen Sutherland, Kennedy, Denny, and Shields voting aye; Councilman Smith voting no; and no Councilmen absent or not voting.

f. Landscaping issue
1. Chipping RFP

C. Classen presented a draft RFP for chipping service for Council's review. The proposed RFP includes rights-of-way and canopy clearing.

Councilman Smith stated that he does not support a year round program. (see attached concerns and recommendations (1)).

Mayor Sutherland made a motion to approve the RFP as presented and to authorize the manager to forward it to the contractors. Councilman Kennedy seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, and Shields voting aye; Councilman Smith voting no; and no Councilmen absent or not voting.

2. Mowing equipment

C. Classen provided estimated quote of additional mowing equipment for the Public Works Dept. for council's review. He will seek additional quotes and present at next council workshop along with the chipping RFP's received.

g. Town's 25th Anniversary committee

Mayor Sutherland stated that a notice would be put in the Town's newsletter asking for volunteers to work on the steering committee for the celebration.

New Business cont'd

h. Tourism Board Grant-Multi-Use Path at Spindrift.

Councilman Denny made a motion to submit the grant as presented. Councilman Shields seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

i. Traffic Brainstorming Meeting Update

Town Manager reported 66 citizens participated in the meeting held on August 20. Many suggestions were made on ways to improve traffic issues in town.

Councilman Shields recommends that council review and discuss the suggestions at the next workshop. All agreed.

10. Council's Agenda

Councilman Kennedy announced that he would be absent at the next workshop and council meeting.

Councilman Denny stated that the traffic situation at Kitty Hawk Elementary School is under control now that DOT changed the timing of the traffic light at S. Dogwood Trail.

Councilman Smith asked Dave Sanders to give the SSVFD monthly fire report.

Councilman Shields-none

11. Mayor's Agenda

Mayor Sutherland announced a meeting is to be held on September 9 for the christening of the Government Access Channel (20).

He gave an update on the Build the Mid-Currituck Sound Bridge-Preserve Our Roads campaign by saying that WITN-TV taped a live interview with Gwen Cruickshanks and himself to be aired on August 29. The web site is up (www.buildthebridge.org) and that there are over 14,000 signatures on the petition.

12. Town Manager's Agenda

C. Classen announced an all staff meeting Friday (9/03) would be held in the Pitts Center at 8:00 a.m. to introduce himself and to discuss the newly adopted pay study with the employees.

C. Classen presented an in transit issue (mgr. to mgr.) with council regarding the hiring of a temporary auxiliary police officer. It was explained that the officer's duties would primarily be to patrol Ginguite Bay using the Town's boat for personal watercraft violators.

Town Manager's Agenda cont'd

C. Classen explained that Council need to approve the hiring of the officer since the position was not included in the budget (03-04) and that the position is paid at an hourly rate at the mid-point salary rate for a patrol officer with no benefits.

Police Chief Pledger stated that the selectee, Bob Buck is a retired marine fisheries officer and a sworn certified police officer.

Councilman Kennedy made a motion to approve the hiring of a temporary auxiliary police officer to be paid at an hourly rate with no benefits. Councilman Shields seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

Osprey nest poles information was presented regarding the use of abandoned utility poles in Ginguite Bay being used by erecting platforms atop the poles for osprey nests. Dominion Power, SSCA and NEST are working together to provide funds and free labor for this purpose. A working party is being set up for September 21.

GIS Mapping Software

C. Classen reported that the local town managers met to discuss the possibility of a joint venture between towns using GIS mapping software.

C. Classen reported that Frank Stone, property owner on Spindrift Trail has decided to close the long-time emergency access on his property. He will be placing large mounds of sand at the entrance on that property.

13. Town Attorney's Agenda

Ike McRee updated Council on the status of the Franchi litigation in that the case is scheduled for Superior Court in October.

There being no further items to come before Council Mayor Sutherland moved to adjourn the meeting at 8:05 p.m. Councilman Shields seconded. The motion passed with Councilmen Sutherland, Kennedy, Denny, Smith and Shields voting aye; no Councilmen voting no; and no Councilmen absent or not voting.

Attest:

Respectfully submitted:



Mayor



Town Clerk

Chipping/Clearing concerns and recommendations.

History: The chipping program was originally done twice a year, once in the spring and once in the fall. Our property owners began shortly before the chipping began to put out their piles. This was done like the county's large item pick up. This program was repeated in the fall and seemed to work quite well. The balance of the year the town rite a way was mostly free of these piles so our mowing went relatively smoothly.

If we expand chipping to all year we will be faced with piles of brush in the rite a ways and this will slow down our mowing program as they have to meander around all these obstructions. Just imagine what our town would look like if we had large item pickup year around.

Problems also encountered in addition would include cost {prohibitive}; our town budget is already projecting spending \$500,000 over projected revenues.

Next we have experienced our contractor having equipment problems, employee problems, etc and this has resulted in work not getting done. In addition difficult to monitor what areas have been completed because as soon as some folk's piles are chipped they put more brush out. This results in our having a difficult time making sure we are getting our money's worth.

These piles also create a fire hazard because some are left out for extended periods of time.

I believe we need to change our approach to this growing problem and start by having all property owners clear the rite a ways bordering their property by clearing branches, etc that are growing from their property into the town rite a ways and in many cases growing out into our multi use paths and streets. This is creating not only safety hazards but fire hazards as well.

I would suggest we do a survey of all our roads and paths similar to what the boat club does with the canals and send letters to those property owners informing them they must clear these hazards.

By doing this we will eventually make the job of our mowing crews easier and more cost effective.

Thanks.

Don

9/2/03
Council Meeting
Don Smith



TOWN OF SOUTHERN SHORES
 "A Town of Volunteers"
 6 Skyline Rd, Southern Shores

Monthly Code Enforcement & Building Summary
 August, 2003

Summary

# New houses permitted this month	12	Estimated Value	\$ 3,679,500.00
Additions, Remodels and Other permits	21	Estimated Value	\$ 238,947.00
Total	33	Total	\$ 3,918,447.00
New CO issued this month	5	Total Homes YTD FY 2003-04	2098
		Total Homes as of FY 2002-03	2093
Total Permits for the FY 2003-04	67	Total Fees Collected	\$ 45,892.74

SOUTHERN SHORES

<u>Type of Construction</u>	<u>Number</u>	<u>Est. Cost</u>	<u>Permit Fees</u>
New Construction	12	\$ 3,679,500.00	\$ 23,417.90
Additions/Alterations	2	\$ 96,500.00	\$ 578.60
Other Permit Types	19	\$ 142,447.00	\$ 1,475.00
Add to Permits	0		
Lot Disturbances	10		\$ 750.00
Additional fees	0		
Plan Review Fees	17		\$ 2,175.00
CAMA minor permits	0		
		\$ 3,918,447.00	\$ 28,396.50

MARTIN'S POINT

<u>Type of Construction</u>	<u>Number</u>	<u>Est. Cost</u>	<u>Permit Fees</u>
New Commercial			
**Additions/Alteration			
Other			
New CO issued			\$ -

** We will be reporting certificates of occupancy issued & possible additions to open permits for MP.

Respectfully submitted,

Michael J Hejduk
 Code Enforcement Administrator



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Ordinance #09-02-033

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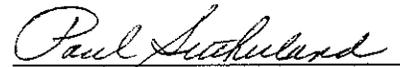
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Mayor

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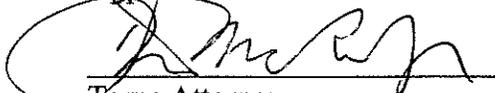


Town Clerk

Date: 09/02/03

Vote: 5 Aye 0 Nay

Approved as to form:



Town Attorney