



Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949

Phone 252-261-2394 / Fax 252-255-0876

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Council Meeting
March 4, 2008
7:00 PM.-Pitts Center

Minutes

The Southern Shores Town Council met on March 4, 2008 at the Pitts Center.

The following Council Members were present: Mayor Don Smith, Brian McDonald, Jodi Hess, Jim Pfizenmayer and Kevin Stroud.

Also present were: Ike McRee, town attorney and Carrie Gordin, town clerk.

Mayor Smith called the meeting to order at 7:00 p.m., led the Pledge of Allegiance and held a moment of silence for our troops serving around the world.

APPROVAL OF AGENDA

Council Member McDonald moved to approve the agenda as presented. Council Member Hess seconded. The motion passed with Mayor Smith and Council Members McDonald, Hess, Pfizenmayer and Stroud voting aye; no council Member voting no; and no council Member absent.

PUBLIC COMMENT

Mayor Smith opened the public comment section.

James Kranda, 82 Poteskeet Trail, offered the suggestion to use the word *to* the property instead of the word *on* the property in the draft ordinance 2008-01-01-Home Occupation as applicable to Section 6.01 C. 4.c. and Section 8.01-3.

Hearing no other comments Mayor Smith closed the public comment section.

APPROVAL of MINUTES- February 5, 2008

Mayor Smith moved to approve the February 5, 2008 minutes as presented. Council Member Pfizenmayer seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no council Member voting no; and no council Member absent or not voting.

CONSENT AGENDA

Budget Ordinance Amendment FY 2007-08 #3

Mayor Smith moved to approve Budget Ordinance amendment FY 2007-08 #3 as presented. Council Member Hess seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no council Member voting no; and no council Member absent or not voting.

Mayor Smith read Proclamation 2008-03-01 and moved to approve as presented. Council Member Stroud seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no council Member voting no; and no council Member absent or not voting.

[Clerk's Note: A copy of Budget Ordinance amendment FY 2007-08 #3 and Resolution 2008-03-01-Multiple Sclerosis Awareness Week is attached hereto as Exhibit A].

REPORTS

Planning Board

George Kowalski, chairman, presented the February 19, 2008 report.

[Clerk's Note: A copy of February 19, 2008 Planning Board Report is attached hereto as Exhibit B].

Southern Shores Volunteer Fire Department

Chief Harvey was absent, no report given.

Police Department

Chief Kole presented monthly report.

Mayor Smith reported that the Kitty Hawk Elementary School held a Dr. Suess Birthday Celebration on March 3, 2008. He stated Police Chief Kole and two officers, Officers McManus and Brickhouse, as well as himself attended and read to the children. He stated it was great fun.

Southern Shores Civic Association (SSCA)

Dan Shields, president, stated the permits for the Hillcrest beach improvement is under way and the newsletter committee is putting labels on the newsletter tomorrow..

Chichahauk Property Owner's Association (CPOA)

Jim Kranda reported CPOA is requesting bids for the improvements at Trinitie Park for site development and tree cutting.

PUBLIC HEARING-ORDINANCE 2008-01-01-HOME OCCUPATIONS -cont'd

Ike McRee, town attorney stated council held the public hearing on February 5, 2008 and stated this is a continuation of council discussion. He opened the public hearing and asked for any public comment.

Geri Sullivan, 31-10th Avenue, addressed council by saying some work requires building permits and some do not. She asked that council consider carefully their decision so they would not need to come back and reverse their decision.

Hearing no other comments Mr. McRee closed the public hearing.

Council Member McDonald stated that council did not have the current ordinance at the last meeting and upon reading it seems it does protect the town from people working on vehicles.

David Cowan, Code Enforcement Officer, stated there are other ordinances that allow the town to issue a violation citation than just under the home occupation.

Mr. McRee agreed with Mr. Cowan and stated that regardless if the lot is vacant or not the same rules apply in the residential zone.

Mayor Smith stated that he is concerned that the language reading "No business storage or warehousing of material, supplies applies to paper etc. that might be used in your house.

Council Member Hess stated a particular business may move equipment to another lot. She suggested changing adding the word *or* and leaving both parts of sentence on page 2 lines 8 and 9.

Mr. McRee stated if council is trying to fix someone from using a vacant lot to store equipment there are other ordinances that address this and a citation can be issued.

George Kowalski stated that Mike Hejduk, past Code Enforcement Administrator, brought this to the Planning Board's attention and they have been struggling with what changes needed to be made. He stated that Mike Hejduk stated it was difficult to enforce in the way the ordinance was written.

Mr. Cowan stated he doesn't feel it is difficult because there are other ordinances that can apply to issue a violation. He stated that at 30 Juniper Trail a trailer has been sitting there for a few days and it is in violation of the parking standards, not home occupation. He stated the property owner has been cited several times but he can not go on the property. If the trailer is not in the right-of-way then there is no right-of-way violation but there is a nuisance violation.

Mr. Kowalski stated there are violations going on everyday that are not being enforced. He stated signage on vehicles has been an issue.

Mr. Cowan stated the town is not going to issue a violation to the town's police and public works departments for having signage on the vehicles then how can the town issue a violation to a property owner who has signage on their vehicle. He stated he does give citations as needed.

Council Member Hess asked if a property owner gave permission for a neighbor to place a piece of equipment on their property what would happen.

Mr. Cowan stated the property with the equipment on it would be in violation of the nuisance ordinance and the owner of that property would receive the citation. He stated a letter is sent and the property owner has fourteen days to correct the violation or then the fines begin. He stated if they move the equipment to another place or move it temporarily and put it back the process begins again with the fourteen days to correct the violation.

Mayor Smith moved to leave the current ordinance as is. Council Member Hess seconded.

Mr. Cowan addressed the current ordinance that reads The business inside the dwelling unit shall not exceed twenty-five (25) percent of the first floor area of the residence he stated there is no way to enforce this.

Council Member Stroud asked why there is language included that is not enforceable.

Mr. McRee stated the home occupation is secondary to the residential structure and it is to prevent a structure from being over 75% a home occupation.

Mr. Kowalski stated council needs to ask what you want the town to look like. This is a residential area we have a signage size, do we want to enforce it?

Mayor Smith called for the vote to leave the current ordinance as is. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

Council Member McDonald stated if changes need to be made to enforce an ordinance then that is what should be done.

OLD BUSINESS

Finistar-Resolution 2008-03-02

The town manager stated as a follow up on Council's request to find ways to invest capital funds with a protected FDIC agency council reviewed the information presented to them at their February 26, 2008 council meeting by the Finistar representative. Staff has provided a resolution for consideration.

Council Member Hess moved to approve Resolution 2008-03-02 as amended by removing the word *of* on line 16 to read deposit funds in a custodial account. Mayor Smith seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

[Clerk's Note: A copy of Resolution 2008-03-02-is Finistar is attached hereto as Exhibit C].

Email Policy

This item will be placed on the March 25, 2008 agenda.

Board Appointments

Mayor Smith stated due to membership changes in the Board of Adjustment and Planning Board staff has solicited resumes for possible replacements. He stated two Board of Adjustment alternates are needed and two Planning Board alternates are needed. It is expected that Nancy Wendt, alternate, will agree to become a full time member.

Council Member McDonald thanked everyone for submitting resumes. He moved to nominate Mike Florez and Bob Palombo as alternates to the Planning Board. Council Member Hess seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

Council Member Hess moved to nominate Ross Mitchell and Claire Sutton as Board of Adjustment alternates. Council Member McDonald seconded. The motion passed with Mayor Smith, Council

Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

Council Member McDonald moved to nominate Nancy Wendt as a full time Planning Board member. Council Member Pfizenmayer seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

NEW BUSINESS

Consultant Contract

This item to be placed on the March 25, 2008 agenda.

Travel Policy

The town manager stated that Bonnie Swain, Finance Officer, has provided council with a request to consider updating the Town's travel policy since the town is in the process of updating the Pay Classification Plan and the current travel policy was adopted in 1998. The proposed per diem is from the General Services Administration (GSA) federal schedule and more accurately represents actual costs. Currently, Kitty Hawk and Kill Devil Hills are using this schedule for reimbursement.

Council Member Pfizenmayer moved to approve the updated travel policy as presented. Mayor Smith seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

[Clerk's Note: A copy of the travel policy is attached hereto as Exhibit D].

OTHER ITEMS

Town Manager

The town manager presented and read Resolution 2008-03-03 as a follow-up on the NC Turnpike Authority meeting and the suggestion that council submit a new resolution supporting the Mid-Currituck Bridge. Staff requests council approve Resolution 2008-03-03 and that the resolution be forwarded to the appropriate agencies.

Mayor Smith moved to adopt Resolution 2008-03-03 as presented. Council Member McDonald seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

[Clerk's Note: A copy of Resolution 2008-03-03 Support of Mid-Currituck Bridge is attached hereto as Exhibit E].

The town manager announced that Pat Forrester, Permit Officer, for the Town's Code Enforcement Department was elected at the Board meeting of the North Carolina Permitting Personnel Association, Inc. held in Raleigh, NC on Friday, February 29, 2008 as Vice President, filling a vacancy until elections in the fall. She had been a Region 5, Director, elected at last year's annual meeting.

The town manager stated he received a request to place 4-way stops signs at intersection at Hillcrest Drive and Hickory Trail and in accordance to Section 5-58 of the Town Code this mandates an amendment to the town's traffic map which requires council action.

Police Chief Kole and Lt. Terry, both, have investigated the site and confirm that the additional stop signs are needed. Chief Kole reported there have been four accidents at that site from the years 2003-2008.

Council Member Hess stated she doesn't see this area as a problem spot and she recommended the whole town be reviewed and then change the traffic map for all areas found to need signage changes.

Chief Kole stated he would like to see a Traffic Safety Committee appointed that would include the representatives from the police, fire and public works departments and the town manager. The town manager agrees and this issue will be addressed.

Council Member Pfizenmayer agreed with Council Member Hess that there are signs that need to be removed, like the stop sign at Yaupon Lane.

Mayor Smith moved to direct the placement of the four way stop signs at the intersections of Hillcrest Drive and Hickory Trail and the traffic map be amended to include these changes. Council Member McDonald seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; No Council Member voting no; and no Council Member absent or not voting.

The town manager stated he has completed the NIMS courses 100, 200, 700 and 800.

Town Attorney-None

Mayor

Mayor Smith announced the Beach Nourishment Committee is working on the beach grass planting project and should be completed by April 1.

He announced the town has received a severe weather alert from Dare County for tonight.

Council

Council Member McDonald stated in Jay Russell's absence, Storm Water Chairman, he is requesting that Council Member McDonald notify council that the committee has completed all their work as requested and will not be meeting again unless Council the Planning Board or the Road Committee needs their help. They requested that the town manager meet with the town's engineer to request and estimate for engineering cost for storm water improvements from all the studies that have been done.

Council Member Hess stated the Storm Water Committee has worked hard for over the past 3-4 years and they have done a great job.

She also requested that Government Access Channel budget be placed on the March 25, 2008 agenda and Bobby Outten, County Attorney, will be attending that meeting to discuss the franchise tax. She stated she is no longer chairman of the Government Access Channel Committee.

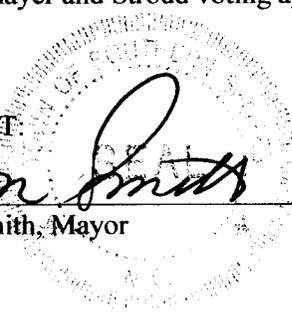
Council Member Pfizenmayer stated the town will be thirty years old next year and to celebrate he is asking for volunteers including a chairman to plan and organize the event. He stated it takes a year to plan.

GENERAL PUBLIC COMMENT-None

Hearing no other regular business Mayor Smith moved to go into closed session under NCGS 143.318.11 (a) to discuss a personnel matter.

Returning to open session Council Member Hess moved to adjourn at 8:55 p.m. Council Member McDonald seconded. The motion passed with Mayor Smith, Council Members Hess, McDonald, Pfizenmayer and Stroud voting aye; no Council Member voting no; and no Council Member absent or not voting.

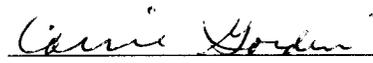
ATTEST:





Don Smith, Mayor

Respectfully submitted:



Carrie Gordin, Town Clerk

Exhibit A

**Town of Southern Shores
Budget Amendment Number # 3**

**Ocean Rescue
Increases**

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
	<u>Revenues</u>	
40-39909	Undesignated FB	\$7,000.00
	<u>Expenditures</u>	
53-50300	Ocean Rescue Services	\$7,000.00
	TOTAL	

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
	TOTAL	
		\$ -

Explanation: To implement new payment schedule from six months to five months increasing monthly payments

Recommended By:

Charles Read, Jr., Town Manager

Approved By: Town Council

Don Smith, Mayor

Date

*Town of Southern Shores, NC
Council Meeting
March 4, 2008
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PROCLAMATION FOR
MULTIPLE SCLEROSIS AWARENESS WEEK

WHEREAS, Multiple Sclerosis (MS) is a chronic and disabling disease of the central nervous system in which the progression, severity and specific symptoms cannot be foreseen; and

WHEREAS, every hour of every day someone new is diagnosed with MS, a disease that can erode a person's abilities and hopes, halt a career and unravel the fabric of families; and

WHEREAS, the North Carolina Chapters of the National Multiple Sclerosis Society reports that in our state more than 10,000 people are affected by this devastating disease, and Multiple Sclerosis generally strikes young adults aged 20 through 40, attacking them in the prime of their lives; and

WHEREAS, the North Carolina Chapters of the National Multiple Sclerosis Society have been committed throughout the years to heightening public knowledge and insight about this devastating and disabling disease, and raising more than \$8 million to find the cure for MS and develop effective treatments for the disease, as well as provide a wide range of client programs; and

WHEREAS, research advances have brought us closer to finding the cure, much remains to be done, and services must continue to be provided to those who live with the disease; and

WHEREAS, finding the cause and developing a method of prevention for Multiple Sclerosis is an important task that all Americans and North Carolinians should support;

NOW, THEREFORE, I, Don Smith, Mayor of the Town of Southern Shores, in the State of North Carolina, do hereby proclaim March 10 - 17, 2008 as 'MULTIPLE SCLEROSIS AWARENESS WEEK' in Southern Shores, and commend this observance to all our citizens.

Adopted 4th day of March, 2008

S E A L

Mayor Don Smith

ATTEST:

Carrie Gordin, Town Clerk

Exhibit B

To: Southern Shores Town Council
CC: Town Manager
From: George Kowalski, Chairman, Planning Board
Date: 02/23/2008

Re: Recap, Planning Board Meeting of February 19, 2008

Planning Board recommended actions for the Town Council:

1. Approve the adoption of the Statement of Work Draft.

Organization: Chairman Kowalski called the meeting to order at 7:00 PM. Planning Board members George Kowalski, Georgine Poisal, Jay Russell, Dave Peckens, Joe Walter, and ETJ Representative Ed Overton were present. Alternate Nancy Wendt was absent with excuse. Also in attendance were the Code Enforcement Officer David Cowan, Alvin Rountree, Administrative Assistant Merrie Smith, and Administrative Support Assistant Cyndy Gabrys.

Approval of Agenda: Agenda was approved.

Approval of Minutes: The minutes of the Joint Meeting of January 22, 2008 were approved with changes. The minutes of the January 22, 2008 Planning Board Meeting were also approved with corrections.

Public Comment: There was no public comment.

Committee Reports:

The **Stormwater Management Advisory Committee** report was presented by Jay Russell, who stated that the committee met with the Road/Streets Committee on January 29, 2008, to introduce the Stormwater issues at hand and to set the guidelines of how the two committees would work together. The Stormwater Management Advisory Committee met on February 13, 2008 to discuss any further business that needs to be done by the committee. It was felt that they could do no more until the Road Committee is finished and therefore recommends to the Planning Board and to the Town Council that they should be placed in an inactive role for the next several months until they are required. No further meetings are scheduled.

The **Hazard Mitigation Plan Committee** and the **Land Use Plan/Steering Committee** reports were given by David Cowan who said that he is awaiting information from the Town Manager for further direction and that he has issues with certain portions of the plans. There are areas for improvement within the Land Use Plan. Everyone was reminded that there was a Land Use Plan meeting scheduled for Tuesday February 26, 2008 at 12:30 PM.

The **Vegetative Advisory Committee** has no chairman and no representation from the Planning Board. No member of the Planning Board volunteered to take over the responsibility of chairing this committee. Georgine Poisal presented the letter of resignations from Lori and Tony DiBernardo. Tony spoke to the Board and explained why they were resigning. He was thanked for his volunteer work for the Town.

The **Wireless Committee:** This report was given by committee member George Kowalski. The Wireless Committee has a new chairperson, Rob Walters. The committee

is following the as of yet to be adopted Statement of Work style and as such, has selected Nancy Wendt as the Planning Board sponsor and Brian McDonald as the Council sponsor. The committee has met several times and has a schedule to meet every second and fourth Tuesday of the month to complete their work as soon as possible. The next scheduled meeting is on February 26, 2008 at 7:00 PM in the Pitts Center.

The **Roads/Streets Committee:** Chairman Dave Peckens stated that wanted to make it clear that he was not a road expert and therefore could not give an accurate cost assessment for road repairs. He stated that at least \$2,000,000 would be needed but a road engineer would need to be hired to establish designs and costs. This is the same recommendation that Dan Shields made to the Town Council at their February 5th meeting.

Applications:

- 1. None**

Other Business

Old Business:

1. Planning Board Statement of Work Draft

After a short discussion the Planning Board approved the new Statement of Work draft designed by Nancy Wendt. This SOW would be followed by all future committees and would allow for an interrelationship of on going information between committees and the Planning Board and Town Council. This would enable a feedback system between the committees and the Town Council and would enable a tracking system to be in place which would monitor all committee progress and direction.

Subsequent to discussion, the Board, by motion, unanimously approved the recommendation that Council approve the Statement of Work.

New Business:

- 1. None**

Other Items:

1. Planning Board Member Concerns:
 - a. Georgine Poisal submitted her resignation from the Planning Board effective February 20, 2008. The Planning Board will be electing a new Vice Chairman at their next meeting.
 - b. Jay Russell commented that he felt that the combined Roads and Stormwater Committees meeting went very well and he is looking forward to their next meeting once the Road Committee finishes their work.

2. Chairman Concerns: George Kowalski asked Dave Cowan about the status of current projects:

Rita's is opening their store in the MarketPlace on March 1, 2008.

Starbucks is working on their building plans with the Town and are in the process of obtaining a certificate from the Dare County Health Dept.

The Cove has until February 29, 2008 to begin construction before their building permit expires. Several issues still existed and were listed in a packet of materials given to each Planning Board member at the beginning of the meeting by David Cowan.

3. Code Enforcement Officer concerns:

- Alvin Rountree discussed a solution to the 9th Avenue excessive light complaint. With approval from the owners, Dominion Power will change out the light bulb, in the lamp, of the light post, to a lower luminescent bulb. The reconnection fee is \$25 paid by the owner but the savings are approximately \$3 per month in usage. A letter has been sent to the owner of the property.

Announcements:

Next regular meeting: Monday, March 17, 2008, 7:00 PM in the Pitts Center

Adjournment: Upon motion, the Planning Board meeting adjourned.



Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949

Phone 252-261-2394 / Fax 252-255-0876

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Resolution 2008 03-02

RESOLUTION IN SUPPORT OF CUSTODIAL AGREEMENT

WHEREAS, the Southern Shores Town Council has approved a Custodial Agreement among the Finance Officer of "Finistar, Inc. ("Finistar"), and Gateway Bank & Trust Company, 1145 North Road Street, Elizabeth City, North Carolina 27909-3334 ("Fiscal Agent"); and,

WHEREAS, the Finance Officer has been authorized and directed by the Southern Shores Town Council to deposit funds in a custodial account at Fiscal Agent for disbursement and deposit in North Carolina financial institutions, the deposits of which are insured by funds of the Federal Deposit Insurance Corporation ("FDIC") and which are Participating Banks (as defined in the Custodial Agreement), as provided in the Custodial Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Fiscal Agent, a North Carolina chartered, commercial bank the deposits of which are insured by funds of the FDIC, be and hereby is designated as an official depository of the Town of Southern Shores; and,

BE IT FURTHER RESOLVED, that each Participating Bank, the name and address of which is listed on Attachment "A", be and hereby is designated as an official depository of the Town of Southern Shores, such List being deemed incorporated by reference into this Resolution for the purpose of making deposits in accordance with this agreement with Finistar, Inc.; and

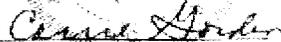
BE IT FURTHER RESOLVED, that the Finance Officer shall report the Fiscal Agent and each Participating Bank on the List as required by GS 159-33 and 20 NCAC 7.

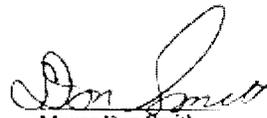
Adopted 4th day of March, 2008

SEAL

SEAL

ATTEST:


Carrie Gordin, Town Clerk


Mayor Don Smith

Attachment A
Bank List

Bank Name	Street Address	City	State	Phone Number
1st State Bank	445 South Main Street	Burlington	NC	27216-1797
AF Bank	21 East Ashe Street	West Jefferson	NC	28594-0026
Alamance National Bank	1128 S. Main Street	Graham	NC	27253-1310
Alliance Bank & Trust	285 W. Main Avenue	Gastonia	NC	28053-1099
American Community Bank & Trust Company	4500 Cameron Valley Parkway, Suite 150	Charlotte	NC	28211-3552
Anson Bank & Trust	328 Main Street	Danville	VA	24543-0191
Asheville Savings Bank, SSB	211 South Greene Street	Wadesboro	NC	28170-0249
Bank of Asheville	11 Church Street	Asheville	NC	28802-0852
Bank of Granite	79 Woodfin Place	Asheville	NC	28801-2492
Bank of North Carolina	25 Third Street, NW	Hickory	NC	28603-0573
Bank of Oak Ridge	831 Julian Avenue	Thomasville	NC	27361-1148
Bank of Stant	2211 Oak Ridge Road	Oak Ridge	NC	27310-0002
Bank of the Carolinas	167 North Second Street	Albemarle	NC	28002-0338
Bank of Wilmington	135 Foxwood Village	Mocksville	NC	27028-0129
Be mont Federal Savings	1117 Military Cutoff Road	Wilmington	NC	28405-3639
Black Mountain Savings Bank, SSB	42 Catawba Street	Belmont	NC	28012-0828
Blue Ridge Savings Bank	200 East State Street	Black Mountain	NC	28711-0729
Cabarrus Bank & Trust	20 South Pack Square	Asheville	NC	28816-6249
Capital Bank	700 Church Street	Concord	NC	28025-1970
Cardinal State Bank	4901 Glenwood Ave.	Raleigh	NC	27619-8949
Carolina Bank	3710 University Drive, Suite 100	Durham	NC	27717-2485
Carolina Commerce Bank	2804 Lawndale Drive	Greensboro	NC	27404-0209
Carolina First Bank	543 Cox Road	Gastonia	NC	28054-4222
Carolina National Bank	102 S. Main Street	Greenville	SC	29602-1029
Carolina Trust Bank	400 Franklin Street	Rocky Mount	VA	24151-0309
Catawba Valley Bank	901 East Main Street	Lenoir	NC	28093-0308
Central Carolina Bank	1039 Second Street NW	Hickory	NC	28603-1907
Cherryville Federal Savings	111 Corcoran Street	Durham	NC	27702-0931
Citizens South Bank	100 West Main Street	Cherryville	NC	28021-0369
Coastal Federal Bank	519 South New Hope Road	Gastonia	NC	28053-2249
Community National Bank	2819 Oak Street	Myrtle Beach	SC	29577-2129
Cooperative Bank	222 Main Street	South Boston	VA	24582-0817
Cornerstone Bank	201 Market Street	Wilmington	NC	28402-0600
Crescent State Bank	3710 Nash Street North	Wilson	NC	27893-8189
Farmers & Merchants Bank	1005 High House Road	Cary	NC	27512-5809
Fidelity Bank	138 N. Salisbury Avenue	Granite Quarry	NC	28072-0307
First Bank	100 S. Main Street	Fuquay-Varina	NC	27526-0008
First Capital Bank	341 North Main Street	Troy	NC	27371-0508
First Carolina State Bank	207 Highway 15/401 Bypass East	Bennettsville	SC	29512-0040
First Charter Bank	137 North Winstead Avenue	Rocky Mount	NC	27804-1469
First Community Bank, N.A.	10200 David Taylor Drive	Charlotte	NC	28237-7937
	2000 W. First Street, Suite 411	Winston-Salem	NC	27104-4225

417683-v1

First Federal	2440 Mail Drive, Suite 100	N. Charleston	SC	29418-6544
First Federal Bank	200 East Divine Street	Dunn	NC	28335-1049
First Federal Savings Bank	320 East Main Street	Lincolnton	NC	28092-3398
First Gaston Bank	304 South New Hope Road	Gastonia	NC	28053-1478
First National Bank and Trust Company	101 Sunset Avenue	Asheboro	NC	27204-1328
First National Bank of Shelby	106 South Lafayette Street	Shelby	NC	28151-0158
First Savings & Loan	206 West Carter Street	Mebane	NC	27302-0390
First South Bank	1311 Carolina Avenue	Washington	NC	27889-2047
First Trust Bank	100 Queens Road	Charlotte	NC	28235-5529
FNB Southeast	1501 Highwoods Blvd.	Greensboro	NC	27419-8807
Four Oaks Bank & Trust	5114 U.S. 301 South	Four Oaks	NC	27524-0309
Gateway Bank & Trust Company	1145 N. Road Street	Elizabeth City	NC	27906-1908
Gibsonville Community Bank	220 Burlington Street	Gibsonville	NC	27249-0107
Grayson National Bank	113 West Main Street	Independence	VA	24348-0186
Greene County Bank	130 North Main Street	Greeneville	TN	27744-1120
Harrington Bank	5925 Farmington Road	Chapel Hill	NC	27517-8607
Hertford Savings Bank, SSB	121 North Church Street	Hertford	NC	27944-0156
High Point Bank & Trust Company	300 North Main Street	High Point	NC	27251-2270
Highlands Union Bank	340 West Main	Abingdon	VA	24212-1128
Home Savings Bank, SSB	155 West South Street	Albemarle	NC	28002-0489
Home Savings Bank, SSB of Eden	106 South Van Buren Road	Eden	NC	27289-0727
HomeTrust Bank	10 Woodfin Street	Asheville	NC	28802-0010
Industrial Federal Savings Bank	107 West Center Street	Lexington	NC	27293-0687
Jackson Savings Bank, SSB	741 West Main Street	Sylva	NC	28779-0757
KS Bank	1031 N. Brightleaf Blvd	Smithfield	NC	27577-0661
Lexington State Bank	One LSB Plaza	Lexington	NC	27293-0867
Longleaf Community Bank	1401 Fayetteville Road	Rockingham	NC	28380-1208
Lumbee Guaranty Bank	403 East 3rd Street	Pembroke	NC	28372-0908
Macon Bank	One Center Court	Franklin	NC	28744-1559
Mechanics and Farmers Bank	2534 Chapel Hill Boulevard	Durham	NC	27702-1932
MidCarolina Bank	3131 South Church Street	Burlington	NC	27215-0968
Millennia Community Bank	1310 W. Arlington Blvd.	Greenville	NC	27833-0410
Mocresville Savings Bank, SSB	347 North Main Street	Mooresville	NC	28115-0117
Morganton Federal Savings & Loan Association	100 South King Street	Morganton	NC	28680-1509
Mount Gilead Savings	123 North Main Street	Mount Gilead	NC	27305-0097
Mountain 1st Bank & Trust	203 Greenville Highway	Hendersonville	NC	28793-6428
Mountain Community Bank, Branch of Carter County Bank	801 E. Elk Avenue	Elizabethton	TN	27644-1990
Mountain National Bank	220 Main Street	Hillsville	VA	24343-0165
Mutual Community Savings Bank, SSB	315 East Chapel Hill Street	Durham	NC	27702-3827
Nantahala Bank & Trust Company	120 Siler Road	Franklin	NC	28734-0275
New Century Bank	700 W. Cumberland Street	Dunn	NC	28335-1988

417087-11

In order to participate in the Register program all of the above banks must meet the definition of "well capitalized" or "adequately capitalized", as defined by the Federal Deposit Insurance Corporation (FDIC). The bank with the lowest ratio will determine if it is not defined as either "well capitalized" or "adequately capitalized".

Exhibit D

Adopted 3/4/08

TOWN OF SOUTHERN SHORES TRAVEL POLICY

Purpose

It is the intent of this policy to provide Town employees' a comprehensive reference for uniform interpretation of payment or reimbursement for travel expenses incurred while traveling on Town business.

All employees and officials of the Town are subject to this policy.

Employee & Council Member Responsibility

It is the responsibility of the Town employee or Council Member to use moderation in incurring travel expenses; thus the same care should be exercised in incurring expenses that a prudent person would exercise if traveling on personal business and spending personal funds. Excess costs, circuitous routes, luxury accommodations, and unnecessary and unjustified services in the performance of official business are not acceptable under this standard. Town employees and Council Members will be responsible for unauthorized costs and any additional expenses incurred for personal preference or convenience. Where practical, Town credit cards will be issued to responsible Town employees as a tool to help minimize the personal financial impact of conducting Town business. Detailed documentation is required of all Town credit card use. Willful violation of this policy may result in dismissal from Town employment or other disciplinary action.

Transportation

Transportation expenses include personal automobile, taxi, bus, train, airplane, motor pool charges, auto rentals, tolls and parking fees. All travel expenses must be incurred by and for employees or Council Members while conducting official Town business to be eligible for reimbursement. Receipts are necessary for reimbursement for auto rentals and all other means of transportation when available. The Town will pay the allowable automobile mileage rate as established by the Internal Revenue Service. Whenever possible employees should ride together or use Town owned vehicles.

Lodging

The Town will pay actual expenses incurred for lodging. Moderately priced accommodations should be sought as well as a government rate where available.

Meals

The Town will pay the actual costs of meals when the request for reimbursement is accompanied by receipts. Should the employee choose not to turn in receipts for meals, the Town will reimburse the employee according to the current guidelines under GSA (US General Services Administration).

The per diem may not be used, nor will an employee be reimbursed when a meal is furnished as part of a conference registration or is otherwise provided without cost. Employees and Council Members may receive allowances for meals (as stated above) for partial days of travel when the partial day is the day of departure or the day of return. Below are the guidelines:

Breakfast: Depart duty station prior to 6:00 a.m.

Lunch: Depart duty station prior to 10:00 a.m. (day of departure). Return to duty station after 2:00 p.m. (day of return).

Dinner: Return to duty station after 8:00 p.m. If stopping for dinner would cause the employee to return after 8:00 p.m., when he/she would otherwise have returned before 8:00 p.m., dinner will not be reimbursed.

Other Expenses

The Town will reimburse for long distance calls that relate to Town business. Personal phone calls while traveling are at the employee's expense.

Local Expenses

The cost of meals may be reimbursed when an employee/official pays for someone else's meal as a legitimate guest of the Town. The Town will also reimburse for after hours meals when attendance is a matter of Town business. The Town will not reimburse employees for "working lunches".

The Town will pay the allowable rate for local mileage for use of personal vehicles on Town business. Transportation from home to office is not reimbursable. Local mileage reimbursement expenses shall be submitted within 90 days of occurrence.

Exhibit E

Resolution #2008-03-03

RESOLUTION OF THE SOUTHERN SHORES TOWN COUNCIL IN SUPPORT OF A MID-CURRITUCK BRIDGE AND OPPOSITION TO WIDENING NC 12

Whereas, the Town of Southern Shores has long-supported the construction of the Mid-Currituck Sound Bridge; and,

Whereas, the Mid-Currituck Sound Bridge was originally one of the projects that was to be funded wholly or in part by a toll used to pay for construction expenses of the Bridge and to later maintain the Bridge; and,

Whereas, the traffic congestion in Currituck and Dare counties caused by the lack of a Bridge is severely damaging the quality of life for communities in both counties; and,

Whereas, construction of a Mid-Currituck Bridge would most significantly lessen this traffic in the above mentioned counties, save energy resources consumed by traffic gridlock, and provide an alternative route for both safety and hurricane evacuation.

Now, Therefore, Be it Resolved, the Southern Shores Town Council supports construction of the Mid-Currituck Sound Bridge and supports financing of the Bridge through imposition of a toll.

Be it Further Resolved, that the Southern Shores Town Council is strongly opposed to widening of NC 12 through the Town of Southern Shores because it would destroy both the environment and character of our town.

Approved this 4th day of March 2008.

Don Smith, Mayor

ATTEST:

Carrie Gordin, Town Clerk