



**Town of Southern Shores
Council Meeting
August 4, 2015**

The Town of Southern Shores Council met in the Pitts Center located at 5375 N. Virginia Dare Trail at 5:30 p.m. on Tuesday, August 4, 2015.

COUNCIL PRESENT: Mayor Bennett, Mayor Pro Tem Jodi Hess, Council Members Larry Lawhon, David Sanders and Leo Holland.

COUNCIL ABSENT: None

OTHERS PRESENT: Town Manager Peter Rascoe, Town Attorney Ben Gallop, Town Clerk Sheila Kane.

CALL TO ORDER / PLEDGE OF ALLEGIANCE / MOMENT OF SILENCE

Mayor Bennett called the meeting to order at 5:30 p.m., led the Pledge of Allegiance, and held a Moment of Silence.

AMENDMENTS / APPROVAL OF AGENDA

MOTION: Mayor Pro Tem Hess moved to approve the agenda as presented. The motion was seconded by Council Member Sanders. The motion passed unanimously (5-0).

CONSENT AGENDA

The consent agenda consisted of the following items:

- Approval of Minutes- July 7, 2015
- Resolution 2015-08-01 (Resolution Adopting Annual Fire Inspection Schedule)

MOTION: Council Member Holland moved to approve the consent agenda. The motion was seconded by Council Member Lawhon. The motion passed unanimously (5-0).

[Clerk's Note: A copy of the Resolution 2015-08-01 is hereby attached as Exhibit A].

PRESENTATION-CERTIFICATE OF APPRECIATION

Mayor Bennett recognized the following employee's for their dedicated years of service:

- Darrell Brickhouse- 10 years of service
- Peter Rascoe- 5 years of service

BRIEFING BY MONITOR NATIONAL MARINE SANCTUARY

Sanctuary Superintendent David Alberg gave a briefing of Monitor's activities in the area.

GENERAL PUBLIC COMMENT

Mayor Bennett called on public comment and the following citizens offered comment:

David Barker, Southern Shores property owner
Bill Cogger, Southern Shores property owner
Joe VanGieson, Southern Shores property owner
Fred Newberry, Southern Shores property owner
Tommy Karole, Southern Shores property owner
Al Ewerling, Southern Shores property owner

[Clerk's Note: A copy of the general comment sign-up sheet is hereby attached as Exhibit B].

STAFF REPORTS

Town Planner:

The Town Planner, Wes Haskett presented the Planning Department's monthly report containing the following:

- Permitting and Inspections for July, 2015

Southern Shores Police Department

Chief Kole presented the Police Department's monthly report for July and the annual year-end report for 2014.

Southern Shores Volunteer Fire Department: Fire Chief, Ed Limbacher presented the Fire Department's monthly report for July.

[Clerk's Note: A copy of staff reports are hereby attached as Exhibit C].

COUNCIL COMMITTEE REPORTS

Capital Improvement Planning Committee Meeting Report of July 9th by Council Member Lawhon.

Council Member Lawhon stated the purpose of the last Capital Improvement Planning Committee was to look at the 2016-2017 capital improvement plan which is a continuation of the list which has been published in the past. The Committee was tasked with visiting the remaining streets on the list and making comments and ratings on these streets. If a committee member has any additional streets they would like considered they are certainly welcome to bring them up at the next committee meeting. Each committee member agreed to have their rating sheet and comments completed by the next committee meeting on October 15th.

Finance Committee Meeting Report of July 16th Council Member Holland.

Council Member Holland stated the last finance committee meeting covered two agenda items. First was a review of the unaudited end of year financial reports. The second agenda item was the construction contract bidding procedure as well as formal and informal bidding. He stated the Town Manager reviewed the state statute and current town bidding policy with the committee. He explained that formal bids are opened in a public setting. Informal construction project bids received in the \$30,000-\$500,000 range are not disclosed until a contract is awarded. The Town will be changing the contractor payment schedule in the next contract draft. Currently contracts hold a retainage amount but now the contract will state that final payment will be received when project is complete including all punch list items. This final payment will be a larger amount than the prior retainage. Also, the liquidated damages in contracts will go from \$200 a day to \$500 a day from the stated absolute completion date.

OLD BUSINESS

None

NEW BUSINESS

None

OTHER BUSINESS

Town Manager's report

The Town Manager addressed several matters:

- The Town Manager stated he attended the NC Coastal Federations Offshore Drilling conference last Friday in New Bern. Local governments from the South Carolina Line throughout North Carolina were present, numerous non-profits, including our Visitor's Bureau here, Chamber of Commerce, Outer Banks Association of Realtors and even some Southern Shores residents. He stated there were some interesting topics at the conference. There was a science panel and an economics panel as well as bureau speakers including the Secretary of DENR and Chief of the Strategy Resource Section of the Ocean Energy Management Bureau. The Manager stated that one of the more interesting speakers was one of the planners from Carteret County who gave a briefing on federal and state law structure with regards to revenue sharing. The rest of the conference was a balancing act determining risk if an award is ever made with a lease for offshore drilling, risk factors, and the economy. The slides from the conference are on the Coastal Federation website.
- The Town Manager stated there are currently no action items for the August 18th meeting and that the Council might consider a notice of cancellation.

MOTION: Council Member Holland moved to cancel the August 18, 2015 meeting scheduled for 9:00 a.m. in the Pitts Center. The motion was seconded by Council Member Sanders. The motion passed unanimously (5-0).

Town Attorney

None

Mayor's comments:

The Mayor responded to a citizen's comment with reference to the impact the sales tax redistribution could have in Southern Shores. He stated the Town has done their homework and we know what the impact in dollars and cents will be with the sales tax redistribution should the legislature pass it. The Town of Southern Shores is one of few in Dare County with no debt service. He stated the Town is not carrying a big burden of loans that need to be paid. He stated this Town has had over the past 5-6 years an exceptionally well managed budget and that he is just stating fact. Yes, the Town of Southern Shores will be impacted but the impact will not put the Town of Southern Shores out of business if we have to lose the redistributed sales tax revenue. If the actual assessed tax base continues to grow like it has been over the past few years it will help cover some of the dollar shortfalls. Mayor Bennett stated there are so many facts that are still in limbo about this sales tax redistribution proposal. It may be difficult for Southern Shores but it will not be devastating.

Mayor Bennett stated of equal concern to municipalities on the Outer Banks is the Municipal Service Districts (MSD) issue. If that does go through they will not be able to tax their residents that benefit the most from a project. The Town of Duck is wanting the ocean front property owners to pay a greater portion of the beach nourishment project than the interior property owners, as is the same in the Town of Kitty Hawk. If such legislation could pass that could kill these projects because these municipalities will not be able to raise the necessary funds to guarantee completion of these projects.

Council Members' comments:

None

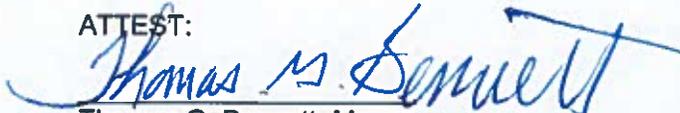
CLOSED SESSION

MOTION: Council Member Holland moved to go into closed session pursuant to NCGS 143-318.11(a) (6) personnel reasons. The motion was seconded by Council Member Sanders. The motion passed unanimously (5-0).

ADJOURN

MOTION: Upon returning to open session and taking no action Mayor Pro Tem Hess moved to adjourn. The motion was seconded by Council Member Holland. The motion passed unanimously (5-0). The time was 7:02 p.m.

ATTEST:


Thomas G. Bennett, Mayor

Respectfully submitted,

Sheila Kane, Town Clerk



Town of Southern Shores
5375 N. Virginia Dare Trail, Southern Shores, NC 27949
Phone 252-261-2394 / Fax 252-255-0876
www.southernshores-nc.gov

Resolution 2015-08-01

Resolution Adopting Fire Inspections Schedule

WHEREAS, the Town of Southern Shores has an adopted Fire Prevention and Protection Ordinance; and

WHEREAS, in order to preserve and protect public health and safety and to satisfy the requirements of General Statute 160A-424, political subdivisions assuming inspection duties, as set out in General Statute 160A-411, the Town is required to have a periodic inspection schedule for the purpose of identifying activities and conditions in buildings, structures and premises that pose dangers of fire, explosion or related hazards; and

WHEREAS, such inspection schedule shall be approved by the Southern Shores Town Council and shall be submitted to the Office of State Fire Marshal of the Department of Insurance; and

NOW, THEREFORE BE IT RESOLVED, that Town of Southern Shores hereby implements the following fire inspections schedule:

- | | |
|-------------------------|---|
| Once every year: | Hazardous, institutional, high-rise assembly except those noted below, and Residential, except one- and two family dwellings and only interior common areas of dwelling units of multi-family occupancies, and educational (except public schools), |
| Once every two years: | Industrial. |
| Once every three years: | Assembly occupancies with an occupant load less than 100, business, mercantile, storage, churches, synagogues, and miscellaneous Group U occupancies. |

This 4th day of August, 2015

SOUTHERN SHORES TOWN COUNCIL



BY: 
Thomas G. Bennett, Mayor

ATTEST:


Sheila Kane, Town Clerk



PUBLIC COMMENT SIGN-UP SHEET

August 4, 2015

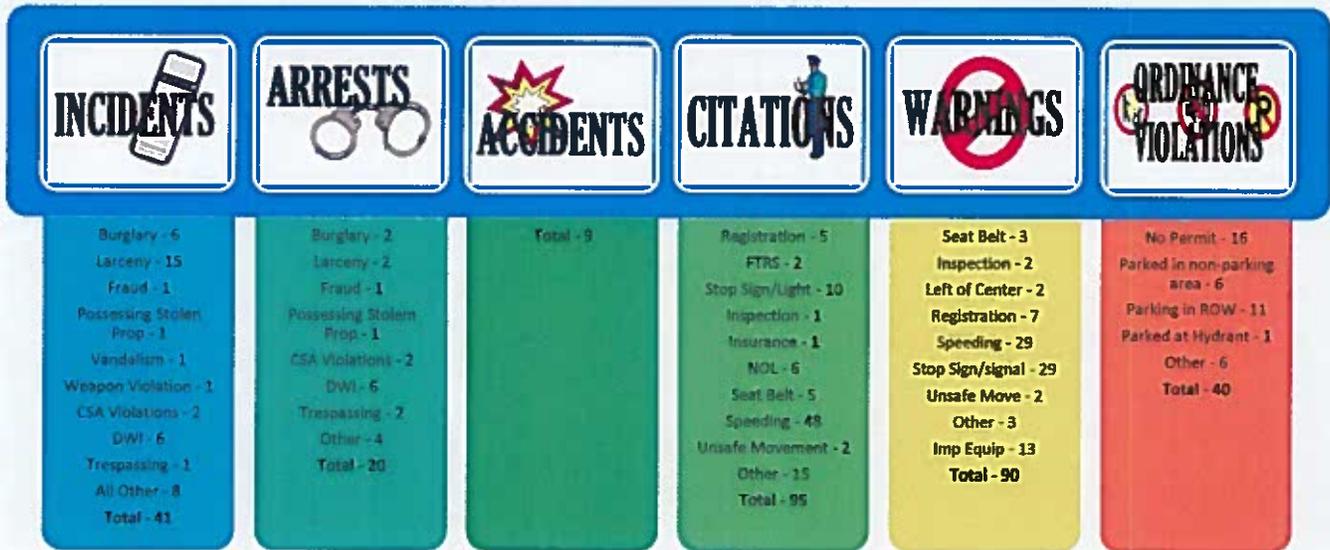
We encourage your public comments. All speakers must recognize the utmost importance of maintaining the decorum of Town meetings and of the need for all to have an opportunity to speak in a timely and uninterrupted manner. Please limit your comments to 3 minutes and speak courteously and respectfully to the Council as a whole. The 3 minute time allotted is your time to speak. You may choose to use all of it or less, but it is not transferrable to anyone else. Public comment is your opportunity to provide input on Town matters. It is not meant to be a dialogue exchange between you, members of the Council, or others in the audience.

NAME	MAILING ADDRESS OF RESIDENT	TOPIC
DAVE BARKER	226 N. DOGWOOD	E+N DOGWOOD
BILL COOPER	7 GINGUI TE TR.	CLUB CUTTING.
Joe Van Gieson	228 N Dogwood	Out through traffic
Fred Newberry	267 N. Dogwood	Sales Tax Redistribution
Tommy / Karole	77 E. DOGWOOD	TRAFFIC
AL EVERING	187 ^S DOGWOOD TR.	TRAFFIC SIGNS

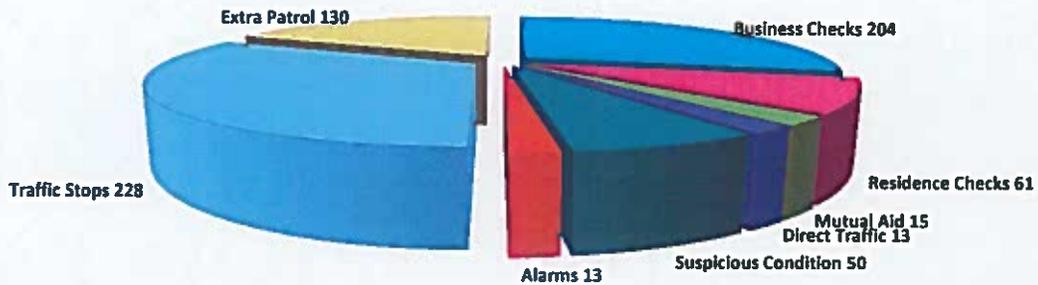
TOWN OF SOUTHERN SHORES - PLANNING DEPARTMENT - MONTHLY REPORT FOR JULY 2015									
ISSUED DATE	PERMIT #	OWNER NAME	ADDRESS	USE	TYPE OF CONSTRUCTION	EST COST	PERMIT FEE	REL/ COMM	CONTRACTOR
BUILDING PERMITS									
7/1/2015	9098	LEAH, SUSAN	8 KINGFISHER COURT	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,400.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/1/2015	9099	SHOCK, ELOY	302 SEA OATS TRAIL	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,040.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/1/2015	9100	CAMPBELL, CHARLES	12 MALLARD COVE LOOP	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 3,030.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/2/2015	9101	FALLON, LEE	57 GINGLITE TRAIL	SINGLE FAMILY DWELLING	REMODEL	\$ 12,500.00	\$ 135.00	R	FNCH AND COMPANY INC
7/7/2015	9102	MOHAMMARA, WILLIAM	333 HILLCREST DRIVE	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,250.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/7/2015	9103	NAUGHTY NYMPH PROPERTIES, LLC	178 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 4,800.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/7/2015	9097	MBA PREMIER PROPERTIES, LLC	117 DUCK WOODS DRIVE	SINGLE FAMILY DWELLING	NEW CONSTRUCTION SFD	\$ 385,000.00	\$ 1,874.80	R	DREAM BUILDERS CONSTRUCTION & DEV, LLC
7/8/2015	9105	JOHNSON, RAYMOND	130 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 12,000.00	\$ 100.00	R	SUNSHINE HEATING & AIR CONDITIONING, INC
7/8/2015	9096	THORNTON, ANNAELLE W. TRUSTEES	25 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	REMODEL/REPAIR	\$ 26,323.00	\$ 273.33	R	GALLOP ROOFING AND REMODELING
7/8/2015	9104	KIMMEL, GARY	79 WILD SWAN LANE	SINGLE FAMILY DWELLING	ADDITION	\$ 5,750.00	\$ 110.00	R	ALBANESE CONSTRUCTION
7/8/2015	9106	JOHNSON, JAMES	308 SEA OATS TRAIL	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 3,869.00	\$ 100.00	R	NORTH BEACH SERVICES, INC
7/10/2015	9107	DUICK UNITED METHODIST CHURCH	252 HILLCREST DRIVE	SINGLE FAMILY DWELLING	OTHER - GAS	\$ 800.00	\$ 100.00	R	OUTER BANKS LP GAS & APPLIANCE
7/10/2015	9108	ROOKER, MARYVIV	17 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 12,000.00	\$ 100.00	R	MASTER HEATING & COOLING
7/14/2015	9110	DUKEAL, YVONNE V. TRUSTEE	10 KINGFISHER TRAIL	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 4,995.00	\$ 100.00	R	NORTH CAROLINA AIR CONDITIONING
7/15/2015	9111	WEBB, BLAIR	42 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,500.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/15/2015	9112	WEBB, JOHN	114 LAST HUNT LANE	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 6,950.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/15/2015	9113	GERLAICH, BRYCE	233 DUCK ROAD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,750.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/20/2015	9095	BREAUJ, PAUL E. JR	6385 N. CROATAN HIGHWAY	COMMERCIAL - BUSINESS OFFICE	REMODEL - SIDEWALK TO RAAMP	\$ 900.00	\$ 100.00	C	B.R. HICER CONSTRUCTION CO.
7/20/2015	9114	DEL BUONO, PATRICIA	9 FOURTH AVENUE	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 10,600.00	\$ 100.00	R	NORTH BEACH SERVICES, INC
7/21/2015	9117	LESUEUR, FRANK	281 SEA OATS TRAIL	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 7,179.00	\$ 100.00	R	OUTER BANKS HEATING AND COOLING
7/21/2015	9118	SHORZMAN, MAUREEN	233 HILLCREST DRIVE	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 3,816.00	\$ 100.00	R	OUTER BANKS HEATING AND COOLING
7/22/2015	9119	BREAUJ, PAUL E. JR	6385 N. CROATAN HIGHWAY	COMMERCIAL - BUSINESS OFFICE	OTHER - ELECTRICAL	\$ 500.00	\$ 100.00	C	SUBURBAN ELECTRIC
7/23/2015	9120	ARCH STREET ASSOCIATES, LP	80 OCEAN BOULEVARD	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 6,960.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
7/23/2015	9121	ROSSO, RONALD	106 HIGH DUNE LOOP	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 9,720.00	\$ 100.00	R	NORTH BEACH SERVICES, INC
7/27/2015	9122	WYTHCOMBE, HOWARD	151 CROOKED BACK LOOP	SINGLE FAMILY DWELLING	OTHER - ELECTRICAL	\$ 1,261.00	\$ 100.00	R	COMBS ELECTRIC
7/27/2015	9123	NELSON, LYN	10 MALLARD COVE LOOP	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 9,000.00	\$ 100.00	R	DELTA T HTG & COOLING
7/27/2015	9116	VALENTINE, TICIA	16 WILD PONY LANE	SINGLE FAMILY DWELLING	ADDITION	\$ 8,000.00	\$ 110.00	R	PUGH BROTHERS CONSTRUCTION, LLC
7/29/2015	9124	BOLLWAGE, BRIAN	152 POTESKEET LOOP	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 6,354.00	\$ 100.00	R	OUTER BANKS HEATING AND COOLING
7/30/2015	9126	FULCHER, THOMAS	59 GINGATE TRAIL	SINGLE FAMILY DWELLING	OTHER - MECHANICAL	\$ 5,700.00	\$ 100.00	R	R.A. HOY HEATING & A/C, INC
					BUILDING PERMIT TOTAL \$	\$548,547.00	\$ 4,703.03		
					RESIDENTIAL				
					BUILDING PERMIT TOTAL \$	\$ 1,400.00	\$ 200.00		
					COMMERCIAL				
					TOTAL FEES \$ =	\$ 549,947.00	\$ 4,903.03		
					# RESIDENTIAL =			27	
					# COMMERCIAL =			2	

July 2015

Southern Shores Police Department



Calls For Service - 1145



Southern Shores VFD

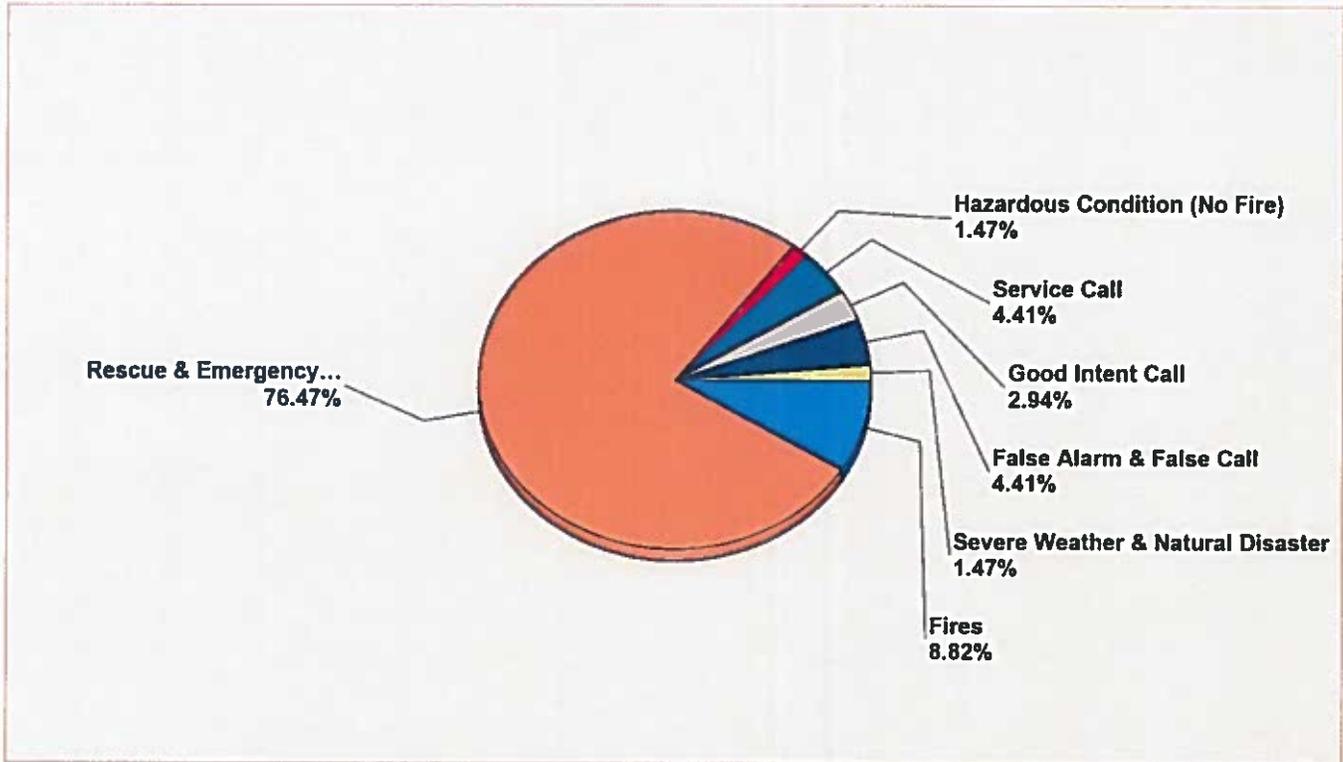
Southern Shores, NC

This report was generated on 8/3/2015 12:40:13 AM



Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 07/01/2015 | End Date: 07/31/2015



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	6	8.82%
Rescue & Emergency Medical Service	52	76.47%
Hazardous Condition (No Fire)	1	1.47%
Service Call	3	4.41%
Good Intent Call	2	2.94%
False Alarm & False Call	3	4.41%
Severe Weather & Natural Disaster	1	1.47%
TOTAL	68	100.00%

Only REVIEWED incidents included. Summary results for a major incident type are not displayed if the count is zero.



Detailed Breakdown by Incident Type

INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	5	7.35%
152 - Garbage dump or sanitary landfill fire	1	1.47%
321 - EMS call, excluding vehicle accident with injury	44	64.71%
322 - Motor vehicle accident with injuries	3	4.41%
323 - Motor vehicle/pedestrian accident (MV Ped)	1	1.47%
324 - Motor vehicle accident with no injuries.	2	2.94%
353 - Removal of victim(s) from stalled elevator	1	1.47%
364 - Surf rescue	1	1.47%
463 - Vehicle accident, general cleanup	1	1.47%
553 - Public service	1	1.47%
561 - Unauthorized burning	1	1.47%
571 - Cover assignment, standby, moveup	1	1.47%
611 - Dispatched & cancelled en route	2	2.94%
730 - System malfunction, other	2	2.94%
733 - Smoke detector activation due to malfunction	1	1.47%
814 - Lightning strike (no fire)	1	1.47%
TOTAL INCIDENTS:	68	100.00%

Only REVIEWED incidents included. Summary results for a major incident type are not displayed if the count is zero.

