



**Town of Southern Shores
Regular Council Meeting
December 11, 2018**

The Town of Southern Shores Town Council met in the Pitts Center located at 5377 N. Virginia Dare Trail at 5:30 p.m. on Tuesday, December 11, 2018.

COUNCIL MEMBERS PRESENT: Mayor Bennett, Mayor pro tem Chris Nason and Council Members Fred Newberry, Jim Conners and Gary McDonald.

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Town Attorney Ben Gallop, Town Manager Peter Rascoe and 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: Councilman Conners moved to approve the December 11, 2018 agenda as presented. The motion was seconded by Mayor pro tem Nason. The motion passed unanimously (5-0).

CONSENT AGENDA

The consent agenda consisted of the following items:

- Council Meeting Minutes –November 7, 2018 Special Mtg. & Regular Mtg.
- GEACC Interlocal Agreement Amendment-Education Access Channel Committee (GEACC) voted to recommend an amendment to the interlocal agreement that would allow the committee to approve the transfer of money between line items in the annual budget as long as it does not effect the total annual operating budget. In addition, it clarifies that funds in the contingency line item can be transferred to objects of expenditure as needed.
- Budget Amendment (Intra-Departmental transfer) - Commence approved construction phase of new fire station with construction administration by SSVFD architect.
- Council Meeting Schedule 2019-Resolution 2018-12-01

Councilman McDonald asked to remove Resolution 2018-12-01 Council Meeting Schedule for 2019 from the consent agenda and place it under New Business. Council agreed by consensus.

MOTION: Councilman McDonald moved to approve the consent agenda as amended. The motion was seconded Mayor pro tem Nason. The motion passed unanimously (5-0).

PRESENTATION

VIDEO OF 2018 MOTORCYCLE TOY RUN AND PRESENTATION TO POLICE CHIEF KOLE

Terry Gray, director of the Dare County Motorcycle Toy Run Recognized Chief of Police David Kole and the Southern Shores Police Department for supporting the 2018 Motorcycle Toy Run for children.

STAFF REPORTS

The following Department Heads presented Department reports for the month:

- Town Planner Wes Haskett presented the Planning Department's monthly report for November. CodeWright will hold a public forum on the Town Code Update Project January 31, 2019 from 5:30-7:00 p.m. The Planning Board's next meeting is December 17th.
- Police Chief David Kole presented his Department's monthly report for November.
- Fire Chief Limbacher presented the Fire Department's monthly report for November.
- The Town Manager presented the Manager's report on operations highlights:
 - Juniper Trail road improvement project has a completion date of December 21st
 - Yaupon Trail road improvement is continuing with progress
 - The facilities assessment is nearly complete, and the architect will come to Council with findings.
 - The beach assessment project is nearing completion.
 - Dominion Power will be presenting to Council next month; hopefully placing lines underground along Tall Pine, Yaupon and Sassafras.
 - The Landfill tipping fee is coming in high and the budget is being watched.
 - Wreaths across America will be placing wreaths on the veteran's graves at the Southern Shores Cemetery.
- Town Attorney Gallop had nothing to report.

GENERAL PUBLIC COMMENT

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

1. Ann Sjoerdsma-69 Hickory opposed to changing Council schedule and allowing Mayor sole authority to cancel meeting. ZTA for large homes is cumbersome. Mr. Nason should not be in the zoning text amendment discussions.
2. Paula Sherlock-66 Ocean Blvd.-lives in hotspot of Saga Construction. Shocked to learn of neighbor's vandalism, which is also rumored in a publication to be 10 bedrooms but is indeed however only 7 bedrooms -stick to the facts and do not make it personal.
3. Matt Neal-163 Wax Myrtle-direct Planning Board to restrict size by use; addresses the purpose.

4. Mark Martin-191 Wax Myrtle-historically we have attacked the structure at hand; look at Mr. Neal's proposal that addresses the "use". This could have a lot of traction and address the impact.
5. Geri Sullivan-31 10th Avenue-only 12 regular meetings and one budget session, put back second monthly meeting.

OLD BUSINESS

CONSIDERATION OF COUNCIL DIRECTED DRAFT AMENDMENT (ZTA)-LARGE HOMES

Mayor pro tem Nason asked Town Attorney Gallop if he felt he has a conflict of interest. He further stated that regardless, he would like to be recused from voting on this matter. This matter is deeply affecting his family and their sense of safety. He urged Council to recuse him.

Town Attorney addressed the conflict of interest standards and the duty to vote. If the standards are not met, then one has a duty to vote, by law. He further stated that he does not believe there is a conflict of interest.

MOTION: Mayor pro tem Nason moved to recuse himself from voting on the ZTA Large Homes text amendment. The motion was seconded by Mayor Bennett. The motion failed (2-3) with Mayor Bennett and Mayor pro tem voting affirmative; Councilman Conners, Councilman Newberry and Councilman McDonald voting negative.

Town Attorney Gallop provided a brief explanation of an overlay district and the zoning text amendment provided to Council that evening for consideration.

Mayor Bennett stated Council is getting hung up on big houses and need to look at a solution other than just size. He proceeded to make the following motion, stating it provides several options for the Planning Board to consider, as well as Mr. Neal's "Use" option.

MOTION: Mayor Bennett moved to refer the draft ZTA- "Large Homes" to the Planning Board with instructions to also consider additional zoning requirements for:

- Regulating waste-water treatment capacity
- Regulating use of residential properties for rental
- Regulating number of water use fixtures in a residence (using water conversion measures to control occupancy).

The motion was seconded by Councilman Conners. The motion passed unanimously (5-0).

Councilman Conners asked if the Planning Board will consider all the options together or separate.

Mayor pro tem Nason stated that will be up to the Planning Board.

Deputy Town Manager/ Planning Director Wes Haskett asked the Mayor to clarify occupancy; was the Planning Board to look at septic capacity or just occupancy?

Mayor Bennett stated that is within his motion's scope

NEW BUSINESS

DARE COUNTY TOURISM BOARD APPOINTMENT

Mayor Bennett stated Mayor pro tem Chris Nason is up for reappointment to serve another term as the Southern Shores representative on the Dare County Tourism Board. The Town Clerk sent an email with an application for all interested Council. Mayor pro tem Nason would like to serve another term.

Dare County requires three nominations. Mayor Bennett and Councilman Conners submitted applications in the event Mayor pro tem Nason was not re-appointed to serve at Southern shores representative to the dare county tourism Board.

MOTION: Mayor Bennett moved to nominate Mayor pro tem Chris Nason to serve another term on the Dare County Tourism Board; Mayor Bennett and Councilman Conners applications to be submitted as alternates. The motion was seconded by Mayor pro tem Nason. The motion passed unanimously (5-0).

Next Agenda Item

HISTORIC LANDMARKS COMMISSION APPOINTMENTS

MOTION: Mayor Bennett moved to re-appoint Lorelei Costa, Richard Perkins, and Toni DiBernardo to serve another term on the Historic Landmarks Commission. The motion was seconded by Mayor pro tem Nason. The motion passed unanimously (5-0).

Next Agenda Item

Council Meeting Schedule 2019-Resolution 2018-12-01

MOTION: Councilman McDonald moved to add a second meeting each month to the 2019 Council meeting schedule; along with an addition budget workshop meeting on March 19, 2019. The motion was seconded by Councilman Newberry. The motion failed (2-3) with Councilman McDonald and Councilman Newberry voting affirmative; Mayor Bennett, Mayor pro tem Nason, and Councilman Conners opposing.

MOTION: Mayor pro tem Nason moved to approve the 2019 Council Meeting schedule as written. The motion was seconded by Councilman Conners.

Councilman McDonald asked Mayor pro tem Nason to amend his motion to remove the clause "*BE IT RESOLVED any meeting may be cancelled for lack of agenda items*" and add a second budget workshop to the schedule. Councilman McDonald stated that the cancellation of a meeting is already addressed in the Council Rules of Procedure.

Town Manager Rascoe stated the revenue numbers from the County will most likely not be received in March, just as previous years, and a second workshop in April would be his recommendation if the Council wanted a second meeting to discuss budget matters.

Councilman Newberry stated the Town Manager should be able to estimate revenue numbers in March and then change them when provided by the County in April. Town Manager Rascoe replied he will not be estimating or guessing any of those revenue numbers until they are received from Dare County.

Councilman McDonald stated Council did not even have any numbers until May of last year. Town Manager Rascoe replied the Manager's recommended balanced budget was filed on May 1, 2018, with proposed expenditures and revenues numbers provided to Council at the previous month's budget workshop.

Mayor pro tem Nason amended his motion to approve the 2019 Council Meeting Schedule with the addition of a budget workshop on April 30th and remove the cancellation clause "any meeting may be cancelled for lack of agenda items". The motion was seconded by Councilman Conners. The motion passed unanimously (5-0).

GENERAL PUBLIC COMMENT

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

1. Ann Sjoerdsma-69 Hickory- thanked Mayor pro tem Nason for offering to recuse himself. Apologized to Ms. Sherlock as she was the one stating Ms. Sherlock's neighbor's house was 10 bedrooms but is in fact only 7-she will print a retraction. Believes she has a voice in this community.
2. Debbie Newberry-Council should reconsider a second meeting during the month. Social media is important in the community, moves information quickly. Personal attacks should be stopped. Perspectives people may have should be directed at the person, not social media.

MAYOR COMMENTS & COUNCIL COMMENTS

Mayor Bennett gave an end of year short briefing, which highlighted several areas:

- stating the Town remains debt free
- lowest tax rate
- healthy unassigned fund balance,
- more services
- new homes and resident continue to come to our Town
- capable, courteous staff
- conscientious, caring planning board members
- strong capital infrastructure improvement program
- new 10-year contract with SSVFD and new fire station starting in 2019

Mayor pro tem acknowledged the passing of Planning Board Chairman Glenn Wyder.

Councilman Newberry thanked Mayor pro tem for offering to recuse himself, but Town Attorney Gallop convinced him of the law. He agreed with his wife's comments about social media and that it is good for the community as long as it is done in a positive manner which he believes Ann Sjoerdsma has done well with her social media blog. He stated we should have more bloggers

because bloggers tell it like it is. Social media moves quickly. Council should write more articles for the newsletter, and staff should provide more input to the newsletter even if it is not good news. Newsletter seems to consist of meeting notices and the SPCA. Councilman Newberry expressed his condolences for the passing of Town Manager Peter Rascoe's mother.

Councilman Conners expressed his condolences to Town Manager Peter Rascoe in the passing of his mother. He also went on to say social can be good disseminating information. Social media can also contain a lot of inaccurate information, public gets wrong information, uncalled for and mean-spirited people.

ADJOURN

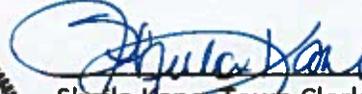
Motion: Councilman McDonald moved to adjourn the meeting. The motion was seconded by Mayor pro tem Nason. The motion passed unanimously (5-0). The time was 7:17 pm.

ATTEST:



Thomas G. Bennett, Mayor

Respectfully submitted,


Sheila Kane, Town Clerk



Sheila Kane

From: Skip Wallace <skip.wallace@darenc.com>
Sent: Thursday, November 15, 2018 2:46 PM
To: Sheila Kane
Cc: Fred Newberry; Peter Rascoe
Subject: GEACC Interlocal Agreement Amendment
Attachments: Interlocal Agreement for Government and Education Channels - Draft Revision for Section 6, page 8 11.15.18.pdf

Hello Shelia,

At their meeting yesterday, the Government Education Access Channel Committee (GEACC) voted to recommend an amendment to the interlocal agreement that would allow the committee to approve the transfer of money between line items in the annual budget as long as it does not effect the total annual operating budget. In addition, it clarifies that funds in the contingency line item can be transferred to objects of expenditure as needed.

Attached is a copy of the interlocal agreement with the proposed revision listed in Section 6, (a) 11 on page 8 of the document. If there are any questions regarding the proposed language, please contact County Manager Bobby Outten at 252-475-5811.

Before taking effect, the amended interlocal agreement must be approved by all 10 participating entities and we would like to ask that you include it for your Board's consideration/action at their next meeting. We hope to have the process completed by the end of December. Please let me know as the process moves forward so that I can get the original document to you for necessary signatures.

--

Skip Wallace

Current TV Producer

Public Relations

954 Marshall C Collins Dr

P.O. Box 1000 Manteo, NC 27954

252.475.5901 phone

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**INTERLOCAL SHARED USE AGREEMENT AMONG
THE TOWNS OF NAGS HEAD, MANTEO, KILL DEVIL HILLS,
SOUTHERN SHORES, KITTY HAWK, DUCK; THE
COUNTY OF DARE; THE DARE COUNTY BOARD OF EDUCATION; COLLEGE OF THE
ALBEMARLE; AND UNC COASTAL STUDIES INSTITUTE
REGARDING THE GOVERNMENT AND EDUCATION
ACCESS CHANNELS**

THIS INTERLOCAL AGREEMENT is made and entered into by The Towns of Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk, Duck, North Carolina Municipal Corporations, (the "Municipalities"); The County of Dare (the "County") by and through their Boards of Commissioners; the Dare County Board of Education ("BOE"); College of The Albemarle ("COA"); and UNC Coastal Studies Institute ("CSI") effective the 31st day of December, 2018, pursuant to Article 20, Part 1 of Chapter 160A of the North Carolina General Statutes:

W I T N E S S E T H:

THAT WHEREAS, the Towns of Nags Head, Manteo, and Kill Devil Hills heretofore by a document entitled "Agreement for Shared Use of Government Access Channel Provided by Falcon Cable TV" (the "Agreement") which became effective April 5, 1995, upon its approval by the Towns of Nags Head, Manteo, and Kill Devil Hills, created a Government Access Channel Committee to operate and oversee the government access channel to be operated on the cable TV system;

Thereafter in or about April 1997, the County became a Participating Entity upon its request of January 1997 which was approved by the Towns of Nags Head, Manteo, and Kill Devil Hills;

Thereafter in or about March 2002, the Town of Southern Shores became a Participating Entity upon its request of February 2002 which was approved by the Towns of Nags Head, Manteo, Kill Devil Hills and the County; and

Thereafter in or about October 2002, the Town of Kitty Hawk became a Participating Entity upon its request of August 2002 which was approved by the Towns of Nags Head, Manteo, Kill Devil Hills, Southern Shores and the County; and

Thereafter in or about September 2004, the Town of Duck became a Participating Entity upon its request of July 2004 which was approved by the Towns of Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk and the County; and

Thereafter in or about December 2008, the Dare County Board of Education became a Participating Entity by approval of the Towns of Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk, Duck and Dare County; and

Thereafter in or about June 2011, College of The Albemarle and UNC Coastal Studies Institute became Participating Entities by approval of the Dare County Board of Education and

the Towns of Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk, Duck and Dare County; and

AND, WHEREAS Municipalities and County have operated and utilized the Government Access Channel ("Government Channel") pursuant to the Agreement and BOE and non-members COA and CSI have operated and utilized the Education Access Channel ("Education Channel"), upon addition of COA and CSI as members, all have recognized the need to more particularly set out the rights, duties, obligations and responsibilities of the Participating Entities, to update the procedures used to allocate usage of the Government and Education Channels, and to define the operations of the Government-Education Access Channels Committee (the "Committee");

NOW THEREFORE, Municipalities, County, BOE, COA & CSI in consideration of the mutual rights, duties, obligations and responsibilities hereinafter set out; each agrees with the others as follows:

Section 1. Definitions.

- (a) Governmental Access Channel (Government Channel). A channel dedicated by the cable system to present programs of interest to the community on a non-commercial basis.
- (b) Education Channel (Education Channel). A channel dedicated by the cable system to be used by educational institutions to present programs of educational interest to the community on a non-commercial basis.
- (c) Lottery. Any device, scheme, plan, promotion, contest, or other program and/or presentation which involves directly or indirectly the elements of prize, chance, and consideration or any such device, scheme, plan promotion, contest, or any other program and/or presentation which is, has been, or may be declared a lottery under applicable local, state, or federal law.
- (d) Obscene or Indecent Material. Any material in a program and/or presentation which would subject the producer or supplier thereof to prosecution under local, state, or federal law for the production or presentation of obscene or indecent material.
- (e) Governmental Unit. Any body politic and corporate under North Carolina law and any agency of the State of North Carolina or Federal Government that is not eligible to become a Participating Entity.
- (f) Participating Entity. Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk, Duck, Dare County, the BOE, COA, and CSI.
- (g) Local Government Entity. Nags Head, Manteo, Kill Devil Hills, Southern Shores, Kitty Hawk, Duck, and Dare County.
- (h) Educational Entity. The BOE, COA, and CSI.

- (i) Cable TV Operator. Falcon Cable, its successor Charter Communications and any successors thereto,

Section 2. Rights of Participating Entities.

- (a) Each Participating Local Government Entity shall be entitled to equal participation in the operation and use of the Government Channel.
- (b) Each Participating Educational Entity shall be entitled to equal participation in the operation and use of the Education Channel.
- (c) Each Participating Entity shall appoint one member as provided below (the "Member") to act as its representative on the governing board, which shall be named The Government-Education Access Channels Committee (the "Committee"), and each designated representative to the Committee shall be entitled to one vote on all matters to be decided by the Committee
- (d) In the event of disagreement by Participating Local Government Entities on the operation of the Government Channel, or by Participating Educational Entities on the operation of the Education Channel, the Committee shall resolve any such disputes or disagreements. All decisions of the Committee shall be final.
- (e) All such decisions of the Committee shall be determined by majority vote; provided however that the Committee shall not have the power or authority to impose or create any financial obligation of any kind for any Participating Entity without the express written consent of the Participating Entity, which consent shall be deemed given upon the Participating Entities' approval of the annual budget of the Committee.
- (f) The Cable Operator may participate in the meetings of the Committee upon its request approved by the Chairperson of the Committee, or at the invitation of the Committee, for the purpose of advising and assisting as needed. The Cable Operator shall not have any voting rights at such meeting.

Section 3. The Government-Education Access Channels Committee (the "Committee").

- (a) From time to time, each Local Government Entity shall designate one of its elected officials to serve as its representative (the "Member") on the Committee and shall advise the other Participating Entities of the Member selected. From time to time, each Educational Entity shall designate a representative to serve as its representative on the Committee (the "Member") and shall advise the other Participating Entities of the member selected.
- (b) The meetings of the Committee shall be scheduled by the Committee but shall be held at least semiannually.

- (c) At the first meeting each calendar year, the Members of the Committee shall elect a Chairperson, who shall be responsible for convening and conducting meetings of the Committee, as well as conducting other actions of the Committee. No Member shall serve as Chairperson twice until all other members have either served as Chairperson or have declined to serve as Chairperson.
- (d) The Committee shall take such steps as it deems necessary and appropriate in order to fulfill its responsibilities and conduct its business, including election or appointment of any other officers or committees, designation of individuals or organizations to perform functions on its behalf, adoption of rules and policies for the conduct of the Committee and operation of the Government Channel and the Education Channel, or other similar actions.
- (e) Subject to the terms and conditions of this Shared Use Agreement, the Committee shall be responsible for supervising and directing the operations of the Government Channel and the Education Channel.

Section 4. Operation and Use of Government and Education Channels.

- (a) In accordance with the Franchise Agreement, the Cable TV Operator agreed to furnish the facilities and equipment for operation of the Government and Education Channels. The Cable TV Operator has agreed to provide space to house the equipment and to provide electricity and local telephone service. The Cable TV Operator has also agreed to provide normal maintenance of the equipment as well as technical and consulting assistance to the Committee in the operation of the Government and Education Channels.
- (b) The Participating Entities shall be responsible for furnishing all support needed for the operation of the Government and Education Channels, or other items necessary for the operation of the Government and Education Channels, which is not provided by the Cable TV Operator. Unless otherwise agreed in writing, all such expenses and obligations shall be shared equally by the Participating Entities and shall be administered in accordance with North Carolina law and in accordance with rules established by the committee in accordance with this Shared Use Agreement. In no event shall any Participating Entity have any financial obligation of any kind without its expressed consent, which consent shall be deemed given by the Participating Entities' approval of the annual budget of the Committee.
- (c) The Committee shall adopt a Standard Operating Procedure (SOP), which will conform and comply with this Agreement and set out guidelines for the channels' day-to-day operations.

- (d) The Committee will maintain complete records in accordance with North Carolina Public Records Law (Chapter 132 of the N. C. General Statutes). Copies of materials in the public file shall be available for reproduction upon request, providing the requesting party pays the cost of reproduction.
- (e) In the event of an activation of the Dare County Emergency Operations Center, all programming on the Government Channel and the Educational Channel may be preempted for emergency programming and information as may be deemed necessary by the Dare County Control Group or the Dare County Director of Emergency Operations.

Section 5. Regulations.

- (a) The Government Channel and/or the Education Channel, respectively, may be available upon approval by the Committee for non-commercial use by Governmental Units who are not Local Government Entities and by educational institutions who are not Educational Entities, upon the filing of an appropriate request in accordance with Section 3 and consistent with the availability of the channel and staff at the time of and for the duration requested. The Committee, or its designated representative, reserves the right to pre-empt programs due to staffing constraints, and adjust these regulations when deemed necessary.
- (b) The presentation of advertising material designed to promote the sale of commercial products or services or the solicitation of funds (including advertising by or on behalf of legally qualified candidates for public office) by users authorized by the Committee is prohibited.
- (c) These channels shall not be used to present any obscene or indecent matter, or content deemed objectionable as judged by community standards.
- (d) These channels shall not be used to present any information, which directly or indirectly concerns a lottery as defined in Section 1c above.
- (e) These channels may not be used for political purposes.

Section 6. Fiscal Procedures.

- (a) On or before the last day of February annually, the Committee shall submit to the governing boards of Participating Entities a recommended annual budget prepared pursuant to N.C.G.S. 160A-462, meeting all applicable requirements of the Local Government Finance Act and in accordance with the following:
1. Proposed budget expenditures, including expenditures from the fund heretofore established ("Gov-Ed TV Fund") for Government Channel and Education Channel and funded by the parties and by funds received from the State of North Carolina in lieu of franchise fees from the cable provider, shall only be made for and are limited to the acquisition, installation and maintenance of hardware, software and supplies used solely for broadcasting on the Government and Education Channels and for the archiving of broadcast materials and records. Expenditures may be made for production equipment, operating expenses, software, materials, salaries, costs or fees, or anything related to the production of broadcast materials. In addition, expenditures may be made for technological applications including, but not limited to, online streaming video of Government and Education Channel broadcasts. Any expenditures must be approved by the Committee and the governing boards of the Participating Entities, which approval shall be deemed given by the Participating Entities' approval of the annual budget of the Committee. Notwithstanding the foregoing, Gov-Ed TV Fund revenue may be used to construct, equip, maintain and improve a broadcast studio for use by the Participating Communities. Notwithstanding the foregoing, no expenditures shall be made to pay any direct costs or expenses associated with the recording and/or broadcasting of the Council, Commissioner or Board meetings of any Participating Entity.
 2. Committee, at its discretion, may establish a Local Programming Development Initiative ("LPDI") from Gov-Ed TV Fund to promote additional programming by Participating Entities on Government Channel and Education Channel. Committee or its designated representative(s) will establish LPDI process and criteria for Participating Entities.
 3. The unexpended and unobligated surplus of the Gov-Ed TV Fund shall be the primary source of monies with which to fund the proposed budget expenditures. In the event the funds on hand (unexpended and unobligated surplus) are insufficient to meet the budget request, the proposed budget shall allocate the difference among the Participating Entities in the ratio of the usage time of the Channel by each during the next preceding completed fiscal year, i.e. the fiscal year immediately prior to the year in which the budget is being prepared excluding, however, usage of the bulletin board and scrolls from the computation of usage of the channel by the participating communities. Except, however, for any entity that did not use the Channels

during the preceding fiscal year due to suspension or not having been a Participating Entity, the allocation for that entity shall be a fraction of the total funding request with no reduction by the amount of the unexpended and unobligated surplus in which the numerator is one (1) and the denominator is the number of participating entities anticipated for the new fiscal year.

4. Each of the Participating Entities shall consider the proposed Government-Education Access Channels Committee budget in its budget process. In the event any Participating Entity indicates its intent to deny, change, amend, reduce, increase or in any way alter the proposed budget, including its *pro rata* share of the funding request, the Committee shall attempt to reconcile the budget request with and among the Participating Entities.
5. Upon completion of attempts to reconcile the budget, the Committee shall submit an amended budget request to each of the Participating Entities by April 30 of each year. Failure or refusal of any Participating Entity to adopt and ratify the proposed amended budget request, including the requested contribution of funds, shall result in a suspension of that Entity's right to utilize the Channels during the fiscal year for which the budget is requested.
6. If any Participating Entity fails or refuses to adopt the amended budget request, the Committee shall prepare a second amended budget request that reallocates the funding request using the formula in paragraph 3 above among the Participating Entities that adopted the amended budget request. If any Participating Entity has adopted its own budget prior to the receipt of the second amended budget request, that Entity shall process the request following its usual procedure for budget amendments.
7. A permanently withdrawn Entity pursuant to Section 10 of the Agreement shall not be entitled to any portion of the unobligated and unexpended funds remaining on deposit in the Gov-Ed TV Fund.
8. All funds received for use by the Committee in the operation of the Government Channel and the Education Channel shall be deposited in an Gov-Ed TV Fund account held and administered by Dare County solely for the purposes and upon the terms set forth in this agreement. Any Participating Entity shall have the right at any time to request a copy of the account, including a record of all receipts and expenditures.
9. All funds received by a Participating Entity from the State of North Carolina as a part of the franchise fee reimbursement program shall be deposited into the Gov-Ed TV Fund account set forth in Paragraph 8 above to be used solely for the purposes and upon the terms set forth in this agreement or as may be required by the State of North Carolina.

10. No employees shall be hired without the consent of the Committee and the Participating Entities' approval of the budget which includes the costs associated with such employee or employees. Applicants for any position to be hired shall be through the Dare County Human Resources Department and shall comply with all requirements thereof. The Dare County Manager shall hire the employee with the advice and consent of the Committee and shall not hire a person that both the Committee and the Manager have not approved. A subcommittee designated by the Committee shall be appointed to participate in the interviews and hiring process. In the event the Dare County Manager and the Committee cannot agree on the person to be hired, no person shall be hired. In the event that an employee is hired, the employee shall be an employee of Dare County. Dare County shall be reimbursed all costs and expenses associated with such employee or employees by the Committee. As an employee of Dare County such employees shall be governed by all rules of employment as from time to time may be established by Dare County, shall be supervised by Dare County as directed by the County Manager, and may be disciplined and/ or terminated by the Dare County Manager as provided in the Dare County employment policies in effect at the time of such discipline or termination.
11. The Committee may approve transfer amounts between objects of expenditure in the annual budget without limitation and without a report or approval of the Boards of participating entities as long as there is no effect on the total annual operating budget. In addition, the Committee may authorize transfer amounts from the Contingency appropriation to objects of expenditure as needed.

Section 7. Content and Indemnification.

- (a) Content. The Participating Entities shall have complete responsibility for the content of the programming on the Government Channel and Education Channel. The programming shall comply with all applicable laws, rules and regulations of the FCC. The programming shall not contain any material which is libelous, slanderous, obscene, or otherwise unprotected by the United States Constitution, and will not, when transmitted by the Cable Operator, subject the cable Operator to any liability of any kind or violate any legal requirement, or infringe upon or give rise to any adverse claim with respect to any right of any person or entity.
- (b) Indemnification. Each Participating Entity and/or any governmental or educational unit will at all times indemnify and hold harmless Committee and its members; all Government Channel and Educational Channel employees and volunteers; and other Participating Entities, their elected officials, employees, agenda and licensees from and against any and all claims, judgments, damages, losses, costs and expenses, including programming of the Government and Education Channels arising from their use of the Government and Education Channels.

Section 8. Programming

- (a) The Local Government Entities may use the Government Channel and the Educational Entities may use the Education Channel for any lawful, nonprofit purpose for the benefit of the citizens in this area, including distribution of educational, governmental, informational, or other public interest programming by units of government. No commercial activity, commercial advertising or other programming for which payment is made shall be permitted. It is further agreed that the Government Channel and the Education Channel cannot be used for political advertising, for programming supporting or opposing any candidate for office, or for other political programming or political purpose with the exception that each Participating Entity may use the Government Channel to air up to four times a candidate forum sponsored by the Participating Entity with candidates in an election for the Participating Entity's jurisdiction and during the Participating Entities election cycle. It is further agreed that if a candidate is seeking an elected office that represents Dare County directly even if the office is a state office, a candidate forum could be sponsored by any of the Participating Entities and aired up to four times.

In order for a forum to be sponsored and broadcast on the Government Channel, no Participating Entity may use LDPI funding to produce a Candidate Forum. Forums must be funded by a neutral third party or a sponsoring municipality/county. Notwithstanding the foregoing, elected officials and employees of the parties to this Agreement may appear on the Government and Education Channels in the performance of their duties in the normal course of business.

- (b) Programming shall be determined by the Committee, or its designated representative(s), in accordance with its rules, Standard Operating Procedures, and this Shared Use Agreement, and may include meetings of government boards and governmental units, and other governmental and educational programming from outside sources, including but not limited to The Open Public Events Network (OpenNet), the Department of Travel and Tourism, and other governmental and educational units.
- (c) The Government Channel and Education Channel programming will include the Bulletin Board as a regular feature, which may carry information:
- (1) Government or Educational Events
 - (2) Scheduling announcements for Government or Education Channel
 - (3) Announcements by Participating Entities
 - (4) Announcements for other communities that become participants

in this Shared Use Agreement.

(5) Announcements for other Governmental or Educational Units

Section 9. Scheduling.

- (a) Each Local Governmental Entity shall be entitled to an equal share of the time available for programming on the Government Channel and the Committee shall establish rules and procedures for scheduling programming to guarantee equal opportunity and access for each Local Governmental Entity, which shall include a fair and equitable rotation of the most desirable time periods. Any disputes or conflicts regarding scheduling may be brought before the Committee by any Participating Entity for resolution. The decision of the Committee on such matters shall be final.
- (b) Each Educational Entity shall be entitled to an equal share of the time available for programming on the Educational Channel and the Committee shall establish rules and procedures for scheduling programming to guarantee equal opportunity and access for each Educational Entity, which shall include a fair and equitable rotation of the most desirable time periods. Any disputes or conflicts regarding scheduling may be brought before the Committee by any Participating Entity for resolution. The decision of the Committee on such matters shall be final.
- (c) The Committee, or its designated representative(s), shall have the power to establish a comprehensive general schedule for the Government Channel and Education Channel, specifying the time for Bulletin Board announcements, programming by the Participating Entities, programming from other governmental and educational units and the amounts of time to be allotted to each. The Committee, or its designated representative(s), shall be responsible for ensuring the maximum use of the Government Channel and Education Channel for their intended purposes and shall have the authority to make rules allowing unused time allotted to a Participating Entity to be used for other appropriate purposes. Any disputes or conflicts regarding scheduling may be brought before the Committee by any Participating Entity for resolution. The decision of the Committee on such matters shall be final.

Section 10. Addition and Withdrawal of Participating Entities

Other Dare County incorporated towns or other educational institutions served by the Cable Operator may be permitted to become participants in this Shared Use Agreement on such terms and conditions as may negotiated between the Participating Entities and the requesting party. At any time, any Participating Entity may withdraw and shall be relieved of any further obligations under this agreement; provided however that a withdrawing Participating Entity shall remain obligated in all respects for the period of its participation prior to the effective date of withdrawal and for the budgeted obligations of the Committee for the remainder of the fiscal year of withdrawal. In the event this Shared Use Agreement is terminated by all parties, any funds on deposit for operation of the Government and Education Channels shall be first used to pay all existing expenses

and obligations, then to pay all obligated budget items. Upon payment of such sums, the remaining balance will revert to the Participating Entities equally. In the event that any party or parties (but not all parties) shall withdraw from the terms of this agreement, such withdrawing entity shall not be entitled to reimbursement or return of any funds and all such funds on deposit with the Committee shall be deemed forfeited to the Committee by the withdrawing entity. Similarly, a withdrawing entity shall have no claim or right to any equipment or other assets of the Committee or any share thereof.

Section 11. Amendments, Modifications and Notices.

This Shared Use Agreement may be amended, modified or terminated at any time by affirmative vote equal to or greater than two thirds of the Participating Entities. Further, any party may withdraw from this agreement by the giving of a ninety (90) day notice, in writing, by the terminating party and addressed to the non-withdrawing parties. Said notice shall designate the effective date of withdrawal.

Section 12. Effective Date.

This Shared Use Agreement shall become effective on the latest date that all parties hereto ratify this agreement by a resolution of the governing board of each and the resolution is spread upon the minutes of each of said boards. Upon ratification, this agreement shall continue and be effective for ten (10) calendar years, expiring on the last day of the one hundred twenty first (121st) month following ratification unless extended by written agreement of the then participating governments.

IN TESTIMONY WHEREOF The Participating Entities have caused this instrument to be executed in their names and behalf by their Mayors, attested by their Clerks, and their corporate seal affixed hereto, all as the acts and deeds of the Municipalities pursuant to a resolution of their Boards of Commissioners adopted at duly assembled meetings thereof as indicated below; and The County of Dare has caused this instrument to be executed in its name and behalf by its Chairperson, attested by the Clerk to the Board and its seal affixed hereto, all as the act and deed of its Board of Commissioners, pursuant to a resolution adopted as indicated below, all effective the day and year of the latest ratification by a party hereto; The Dare County Board of Education has caused this instrument to be executed in its name and behalf by its Chairperson, attested by the Secretary to the Board and its seal affixed hereto, all as the act and deed of its Board, pursuant to a resolution adopted as indicated below, all effective the day and year of the latest ratification by a party hereto; College of The Albemarle has caused this instrument to be executed in its name and behalf by its Chairperson, attested by the Secretary to the Board and its seal affixed hereto, all as the act and deed of its Board, pursuant to a resolution adopted as indicated below, all effective the day and year of the latest ratification by a party hereto; and UNC Coastal Studies Institute has caused this instrument to be executed in its name and behalf by its President, and its seal affixed

hereto, all as the act and deed of its institution, pursuant to a resolution adopted as indicated below, all effective the day and year of the latest ratification by a party hereto.

Adopted by the Town Council of the Town of Duck, North Carolina, this the _____ day of _____, 2018.

Town of Duck, North Carolina

(Corporate Seal)

By: _____
Mayor

Attest:

Town Clerk

Adopted by the Town Council of the Town of Southern Shores, North Carolina, this the _____ day of _____, 2018.

Town of Southern Shores, North Carolina

(Corporate Seal)

By: _____
Mayor

Attest:

Town Clerk

**Town of Southern Shores
Budget Amendment Number # 7**

| Fire Services Increases | | | Fire Services Decreases | | |
|------------------------------------|------------------------|---------------|------------------------------------|---------------------------|------------------|
| Account Number | Description | Amount | Account Number | Description | Amount |
| 54-50402 | Architectural Services | 50,000 | 54-50404 | Construction Debt Service | 50,000 |
| | TOTAL | | | TOTAL | \$ 50,000 |

Explanation: To commence construction phase of new fire station with construction administration by SSVFD architect

Recommended By:

J. Peter Rascoe, III, Town Manager

Approved By:

Tom Bennett, Mayor

Date _____



Town of Southern Shores

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

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

info@southernshores-nc.gov

www.southernshores-nc.gov

AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE TOWN OF SOUTHERN SHORES, NORTH CAROLINA

ARTICLE I. Purpose(s) and Authority.

WHEREAS, the Town of Southern Shores (the "Town") is a predominately single-family residential community for families and retirees, as well as a vacation destination for seasonal visitors who rent single-family dwellings; and

WHEREAS, The Town is a quiet seaside residential community comprised primarily of small low density neighborhoods consisting of single family homes primarily on large lots (i.e., at least 20,000 sq ft); and

WHEREAS, the Town has long desired to maintain its low density residential character by not permitting large oversized homes, increased commercial development and increased density. The Town recognizes that increases in density increase the need for public services related to safety, fire prevention, water supply, schools and traffic congestion; and

WHEREAS, the Town recognizes that a growing trend on the Outer Banks and other coastal areas in North Carolina and nationally, is to construct large buildings on residentially zoned properties which purport to be single-family dwellings, but which are often designed for and after construction and permitting advertised, maintained and used as vacation rentals or event facilities for large numbers of people; and

WHEREAS, pursuant to North Carolina General Statutes § 160A-174 the Town may enact and amend ordinances that define, prohibit, regulate, or abate acts, omissions, or conditions, detrimental to the health, safety, or welfare of its citizens and the peace and dignity of the Town, and may define and abate nuisances; and

WHEREAS, pursuant to N.C.G.S. § 160A-381, the Town may enact and amend ordinances regulating the zoning and development of land within its jurisdiction and specifically the height, number of stories and size of buildings and other structures, the percentage of lots that may be occupied, the size of yards, courts and other open spaces, the density of population, the location and use of buildings, structures and land. Pursuant to this authority and the additional authority granted by N.C.G.S. Chap. 160A, Art. 19 et. seq, the Town has adopted a comprehensive zoning ordinance (the "Town's Zoning Ordinance") and has codified the same as Chapter 36 of the Town's Code of Ordinances (the "Town Code"); and

1
2 **WHEREAS**, pursuant to N.C.G.S. § 160A-383, the Town may use zoning
3 regulations to provide adequate light and air; to prevent the overcrowding of land; to avoid
4 undue concentration of population; to lessen congestion in the streets; to secure safety from
5 fire, panic, and dangers; and to facilitate the efficient and adequate provision of
6 transportation, water, sewerage, schools, parks, and other public requirements. In doing so,
7 the Town may take into account the character of the Town's zoning districts and their
8 peculiar suitability for particular uses with a view to conserving the value of buildings and
9 encouraging the most appropriate use of land throughout the Town; and

10
11 **WHEREAS**, 2015 N.C. Sess. Law 86 made substantial changes to the text of
12 N.C.G.S. § 160A-381(h) which limited the Town's authority to regulated "building design
13 elements." In particular, the changes to N.C.G.S. § 160A-381 prohibit the Town from
14 regulating density or use of residential structures through restrictions on the number of
15 bedrooms as the Town has historically regulated such density. These changes require that
16 the Town's Zoning Ordinance be updated accordingly; and

17
18 **WHEREAS**, the Town finds that in order to effectively regulate the density of
19 population within the Town following the adoption of 2015 N.C. Sess. Law 86 the Town
20 must regulate the size and bulk of residential structures within its jurisdiction; and

21
22 **WHEREAS**, the Town finds that having a reasonable maximum size limitation of
23 single-family dwellings of 6,000 sq. ft. and providing additional regulation of single-family
24 dwellings between 4,000 sq. ft. and 6,000 sq. ft. is a fair and equitable balancing of the
25 Town's interests to regulate size and population density and to maintain the historical and
26 residential character of developed areas of Town compared with property owners' interests
27 in using their property for residential purposes; and

28
29 **WHEREAS**, the Town finds that such regulation will not result in a decrease in
30 value of buildings and lands within the Town and is consistent with the Town's unique
31 single-family residential nature and character; and

32
33 **WHEREAS**, the Town further finds that in accordance with the findings above it
34 is in the interest of and not contrary to the public's health, safety, morals and general
35 welfare for the Town to amend the Town's Zoning Ordinance and Town Code of
36 Ordinances as stated below.

37
38 **ARTICLE II. Construction.**

39
40 For purposes of this ordinance amendment, underlined words (underline) shall be
41 considered as additions to existing Town Code language and strikethrough words
42 (~~strikethrough~~) shall be considered deletions to existing language. Any portions of the
43 adopted Town Code which are not repeated herein, but are instead replaced by an ellipses
44 ("...") shall remain as they currently exist within the Town Code.

45
46 **ARTICLE III. Amendment of Zoning Ordinance.**

1
2 NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Southern
3 Shores, North Carolina, that the Town Code shall be amended as follows:
4

5 **PART 1. That Sec 36-209. RSOF-1 single-family ocean front overlay residential**
6 **district. be added as follows:**
7

8 (a) Intent. The RSOF-1 district is established to provide for the low-density
9 development of single-family detached dwellings in an environment which
10 preserves sand dunes and other unique natural features of the oceanfront area of the
11 Town. The district is intended to promote stable, permanent neighborhoods
12 characterized by low vehicular traffic flows, abundant open space, and low impact
13 of development on the natural environment and adjacent land uses. The district is
14 also intended to promote the continued use of single-family detached dwellings as
15 rental homes for vacationing tourists in a manner consistent with historical and
16 residential character of developed areas of the Town.
17

18 (b) Permitted Uses. The uses permitted within the RS-1 zoning district by right shall
19 be permitted by right.
20

21 (c) Conditional Uses. The uses permitted as conditional uses in the RS-1 zoning district
22 shall be permitted as conditional uses using the standards and requirements of the
23 RS-1 zoning district.
24

25 (d) Dimensional Requirements. The dimensional requirements and analysis of the RS-
26 1 zoning district shall apply except the following requirements shall apply to all
27 single-family dwellings:
28

29 (1) Impervious pavement side yard (setback): 10 feet.
30

31 And the following shall apply to single-family dwellings having greater than 4,000
32 sq. ft. of enclosed living space and not having greater than the 6,000 sq. ft.
33 maximum enclosed living space allowed within the RS-1 district:
34

35 (2) Minimum front yard (setback): 50 feet.

36 (3) Minimum side yard (setback): 25 feet.

37 (4) Impervious pavement side yard (setback): 15 feet.

38 (5) Maximum allowable lot coverage: 25 percent.

39 (6) Height: 28 feet.
40

41 (e) Refuse/Recycling Receptacle Area: A fenced area hidden from view of the public
42 but accessible to users of the property shall be provided in a sufficient size to
43 enclose and contain the number of trash receptacles required by Town Code Sec.
44 26-6.
45

1 (f) Landscaping Buffer Requirements. The following landscape buffering
2 requirements shall apply:
3

- 4 (1) Along the front property line, a single row of plantings 10 feet wide shall
5 be planted and maintained.
6 (2) Along the side property line of a structure having no greater than 4,000 sq.
7 ft. of enclosed living space, a single row of plantings 10 feet wide shall be
8 planted and maintained.
9 (3) Along the side property line of a structure having greater than 4,000 sq. ft.
10 of enclosed living space, a double staggered row of plantings 15 feet wide
11 shall be planted and maintained.
12 (4) All plantings shall be of a species that is known to adapt to and survive in
13 local conditions.
14

15 (g) Parking Requirements. In addition to the parking requirements of Sec. 36-163, the
16 following shall apply to all parking areas within the district:
17

- 18 (1) Parking spaces shall be 10 feet by 20 feet.
19 (2) All parking spaces shall be adjacent to a two way 18 feet wide (minimum)
20 drive aisle.
21 (3) No stacked parking shall be allowed.
22

23
24 **ARTICLE IV. Statement of Consistency with Comprehensive Plan and**
25 **Reasonableness.**

26
27 The Town's adoption of this ordinance amendment is consistent with the Town's adopted
28 comprehensive zoning ordinance, land use plan and any other officially adopted plan that
29 is applicable. For all of the above-stated reasons, any reasons stated during the meetings at
30 which this ordinance amendment was considered and any additional reasons supporting the
31 Town's adoption of this ordinance amendment, the Town considers the adoption of this
32 ordinance amendment to be reasonable and in the public interest.
33

34 **ARTICLE V. Severability.**
35

36 All Town ordinances or parts of ordinances in conflict with this ordinance amendment are
37 hereby repealed. Should a court of competent jurisdiction declare this ordinance
38 amendment or any part thereof to be invalid, such decision shall not affect the remaining
39 provisions of this ordinance amendment nor the Zoning Ordinance or Town Code of the
40 Town of Southern Shores, North Carolina which shall remain in full force and effect.
41

42 **ARTICLE VI. Effective Date.**
43

44 This ordinance amendment shall be in full force and effect from and after the ____ day of
45 _____, 2018.
46

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_____,
Tom Bennett, Mayor

ATTEST:

Town Clerk

APPROVED AS TO FORM:

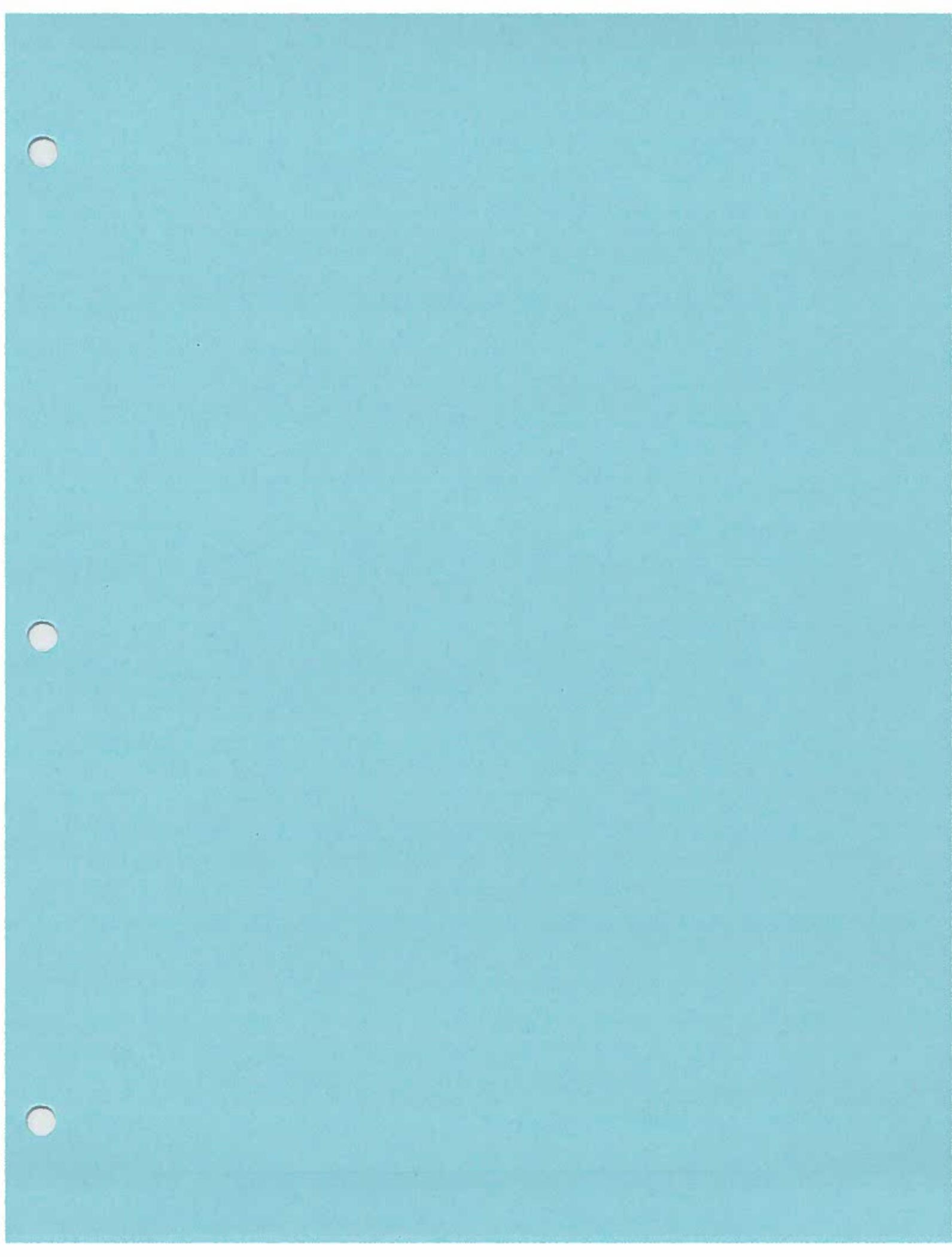
Town Attorney

Date adopted:

Motion to adopt by Councilmember:

Motion seconded by Councilmember:

Vote: __AYES__ NAYS



USE — High Occupancy Dwelling Option

Regulate by *Use*

- Create Zoning Definition for High Occupancy Dwelling
- Designate High Occupancy Dwelling as Conditional Use in RS-1 District
- Prohibit High Occupancy Rental Dwelling in RS - 1 District
- Example Definitions:

Use, High Occupancy Dwelling: Single family dwelling unit with a designed occupancy of more than 14 persons.

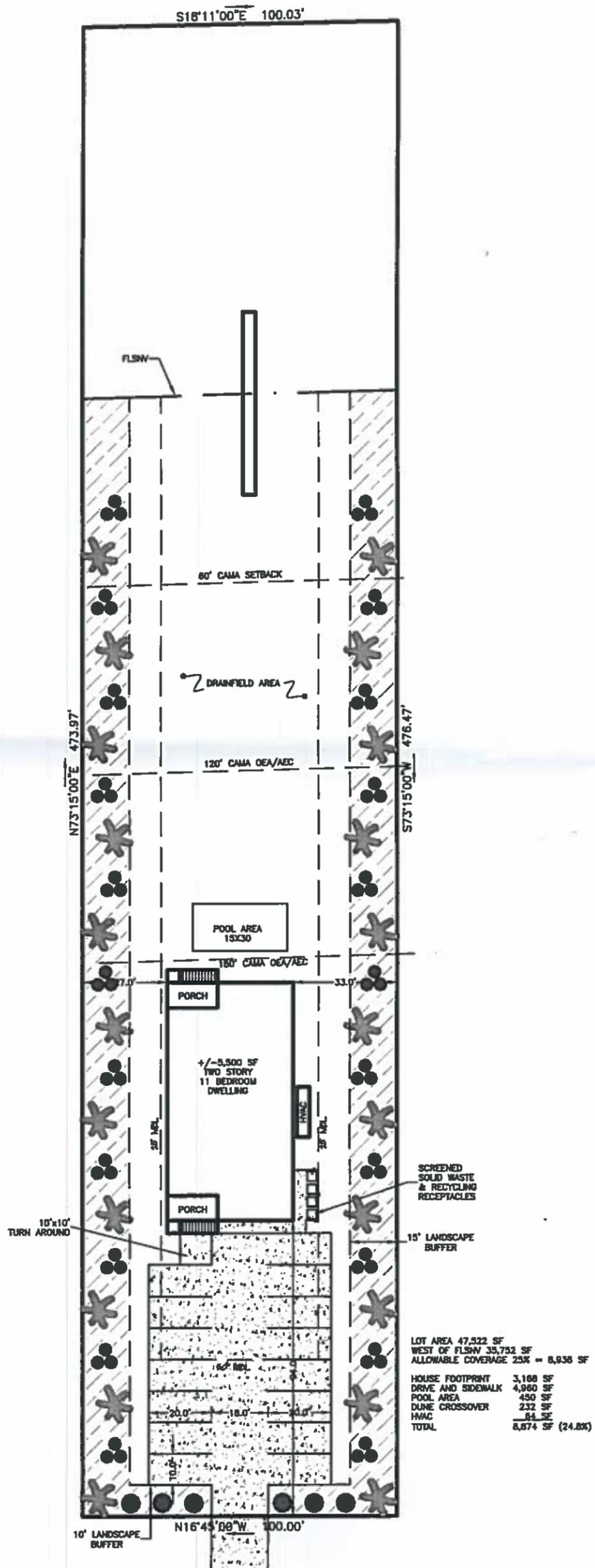
Use, High Occupancy Dwelling, Rental: A single family dwelling unit where more than 14 people occupy the home within a 24 hour period and a fee is exchanged to use the home. Use as rental is prohibited in RS -1 District.

OR

Use, High Occupancy Dwelling, Rental: A single family dwelling unit that is occupied in exchange for payment with the expectation that more than 14 persons will utilize the premises to sleep during a 24 hour period. Use as rental is prohibited in RS -1 District.

- High Occupancy Dwelling, Rental is not a conditional use in RS - 1 District
- Regulating by use is an enumerated right of the township
- Regulating by use does not directly or indirectly restrict the "number and types of rooms"
- 6000 SF limitation stays in place
- While not restricting the ability to *build* a home with more than 14 occupants, removes economic incentive to do so by restricting the ability to *use* the property for vacation rental.
- Uses existing conditional use procedure to ensure adequate early stage enforcement
- Does not restrict vacation rentals for homes with 14 occupants or less
- Directly addresses the challenge the town currently faces, the commercialization of single family residences within a Residential district

-



Sheila Kane

From: Sheila Kane
Sent: Friday, November 16, 2018 12:06 PM
To: council@southernshores-nc.gov
Subject: Dare County Tourism Board
Attachments: Application for Board Appointments.pdf

Council,

Councilman Christopher Nason is scheduled for re-nomination as the Town of Southern Shores representative on the Dare County Tourism Board effective January 2019.

If you would like to be an alternate nominee for the Dare County Board of Commissioner's consideration, please fill out the attached application form and submit it back to me by Tuesday, November 27th at 5:00 p.m.

This will be an agenda item for the December meeting.

Thank you,

Sheila Kane, CMC, NCCMC
Town Clerk
Town of Southern Shores
5375 N Virginia Dare Trail
Southern Shores, NC 27949
(252) 261-2394 phone
(252) 255-0876 fax
skane@southernshores-nc.gov



TOWN OF SOUTHERN SHORES
BOARD VOLUNTEER APPLICATION

DATE: November 8 2016

Municipal Board(s), Commission(s), or Committee(s) interested in:

NAME: Lorelei Costa PHONE: (HOME) 252-455-1404
PHONE: (WORK) 252-261-8839
ADDRESS: 253 Wax Myrtle Email: ~~XXXXX~~ Lorelei.Costa@yahoo.com?

OCCUPATION (Past & Present)

EMPLOYER

Executive Director

OSX Community Foundation

EDUCATIONAL BACKGROUND

| School(s) | Dates | Area of Study | Cert or Degree |
|------------------------|------------------|-------------------------|----------------|
| <u>UNC Chapel Hill</u> | <u>1995-1999</u> | <u>American Studies</u> | <u>BA</u> |

Specific experiences, training or interest, which you have that you feel would be useful in the work of this Board, Commission, or Committee: (Use additional pages if needed)

I honestly do not have experience or education in architecture but I do have an interest in flat tops & in historic preservation.

I work for the Community Foundation & our office is a flat top cottage, so I know these quirky buildings fairly well. Also, have helped to organize the flat top tours each year that it's been held.

BLANK

TOWN OF SOUTHERN SHORES
BOARD VOLUNTEER APPLICATION

DATE: 11/07/16

Municipal Board(s) or Committee(s) interested in: HISTORIC LANDMARKS COMMISSION

NAME: RICHARD PERKINS PHONE: (HOME) 261-2872

PHONE: (WORK) 207-4569

Email: CELL RPERKINSCO@YAHOO.COM

ADDRESS: 4 FERN LN. SOUTHERN SHORES

OCCUPATION (Past & Present)
RETIRED
REAL ESTATE & CONSTRUCTION

EMPLOYER
PERKINS & COMPANY REALTORS

EDUCATIONAL BACKGROUND

| School(s) | Dates | Area of Study | Cert or Degree |
|-----------------------------|----------------|------------------------------|----------------|
| <u>WILSON CO. COM. COL.</u> | <u>1965-67</u> | <u>DRAFTING & DESIGN</u> | <u>AAS</u> |

Specific experiences, training or interest, which you have that you feel would be useful in the work of this Board or Committee: (Use additional pages if needed)

SOUTHERN SHORES RESIDENT FOR 36 YEARS

LIFELONG RESIDENT OF EASTERN N.C. WITH INTEREST IN AREA HISTORY.

BLANK

TOWN OF SOUTHERN SHORES
BOARD VOLUNTEER APPLICATION

DATE: 11/4/16

Municipal Board(s) or Committee(s) interested in: Historic Landmark Comm.

NAME: Tony DiBernardo PHONE: (HOME) 252 261 4365
PHONE: (WORK) C- 252 722 2723
ADDRESS: 32 9th Ave W Email: LTD32@charter.net

| OCCUPATION (Past & Present) | EMPLOYER |
|---------------------------------|------------------------|
| <u>PART TIME RETAIL CLERK</u> | <u>TRIO</u> |
| <u>Deputy District Director</u> | <u>PA PAROLE BOARD</u> |
| <u>HEARING EXAMINER</u> | <u>" " "</u> |

| EDUCATIONAL BACKGROUND | | | |
|------------------------|------------------|---------------------|----------------|
| School(s) | Dates | Area of Study | Cert or Degree |
| <u>Temple U</u> | <u>Grad 1972</u> | <u>Anthropology</u> | <u>B.A.</u> |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

Specific experiences, training or interest, which you have that you feel would be useful in the work of this Board or Committee: (Use additional pages if needed)

- Current Chair of the SSCA Architectural Review Board (2014-present).
- TOSS Vegetation Advisory Board member (2005-07)

I have an interest in preserving the unique older structures in TOSS. Some of these structures date to the early development of Southern Shores and identifying them & preserving them contributes to the legacy of our Town.



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 2018-12-01

COUNCIL MEETING SCHEDULE 2019
[NCGS §160A-71 and §143-318.12; Section 6. Rules of Procedure of Town Council]

WHEREAS, the Town Council of Southern Shores hereby resolves to notice and implement the following meeting schedule for calendar year 2019, and;

WHEREAS, all Regular and Special Meetings of the Council are scheduled to be held in the Kern P. Pitts Center of the Town Hall complex at the address above.

BE IT RESOLVED that the monthly Regular Meetings of the Town of Southern Shores Town Council will take place on the dates and times as follows:

- Tuesday, January 8, 2019, 5:30 p.m.
- Tuesday, February 5, 2019, 5:30 p.m.
- Tuesday, March 5, 2019, 5:30 p.m.
- Tuesday, April 2, 2019, 5:30 p.m.
- Tuesday, May 7, 2019, 5:30 p.m.
- Tuesday, June 4, 2019, 5:30 p.m.
- Tuesday, July 9, 2019, 5:30 p.m.
- Tuesday, August 6, 2019, 5:30 p.m.
- Tuesday, September 10, 2019, 5:30 p.m.
- Tuesday, October 1, 2019, 5:30 p.m.
- Wednesday, November 6, 2019, 5:30 p.m.
- Tuesday, December 3, 2019, 5:30 p.m.

BE IT RESOLVED that Special Meetings of the Town of Southern Shores Town Council will take place on the following dates and times and only to transact the specific items of business indicated below:

- Tuesday, February 26, 2019, 9:00 a.m. (Council planning session)
- Tuesday, April 23, 2019, 9:00 a.m. (Budget work session)
- Tuesday, April 30, 2019, 9:00 a.m. (Budget work session)

BE IT FURTHER RESOLVED that pursuant to North Carolina General Statute §143-318.10, each “official meeting” of the Council shall be open to the public regardless of whether such meeting is a “regular”, “special”, or “emergency” meeting, and regardless of whether any meeting is described informally as a “retreat”, “forum”, “session” or “workshop”; and pursuant to North Carolina General Statute §143-318.11, the Council may hold a “closed session” and exclude the public only when such closed session is required by law as enumerated in the referenced statute.

BE IT FURTHER RESOLVED that to process routine actions in an expeditious manner, a consent agenda will be utilized and administered as part of Council's regular meeting agenda.

BE IT FURTHER RESOLVED, allowance of public comment will be placed on the agenda for each Regular Meeting of the Council, pursuant to NCGS §160A-81.1 and consistent with Section 15 of the Rules of Procedure of Town Council, for any citizen to address the Council on any matter not noticed on the agenda for a public hearing; as the meeting presiding officer, the Mayor is authorized to establish Rules for any public comment period.

Adopted this 11th day of December 2018

S E A L

ATTEST:

Thomas G. Bennett, Mayor

Sheila Kane, Town Clerk