



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

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Council Meeting

February 4, 2003

7:00 p.m.-Pitts Center

1. Mayor called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance led by Tony Sylvester
3. Moment of Silence

Mayor Sutherland asked that a moment of silence be held for the family of Joseph Fenyak, resident and for those seven brave people who lost their lives aboard the Columbia space shuttle and in the future for all who are involved in government and the military with the threat of war.

4. Public Comment-No one signed up to speak.
5. Consent Agenda-Meeting minutes-January 7, 2003, monthly Building Inspections report and submitted tax reports. Councilman Campbell moved to adopt as presented. Councilman Kennedy seconded. Approved unanimously.
6. Planning Board Recap-January 20 and 30, 2003
 - a. Dan Shields, chairman explained the proposed submitted site plan by Wachovia Bank to remodel the First Union Bank, Market Place (which will be occupied by Wachovia) to allow for an additional drive-up window.
 - b. D. Shields presented a proposed site plan to construct a ten-bedroom house in the commercial zones. He explained that the zoning ordinance allows residential houses larger than seven bedrooms in the commercial zone. He stated that the site plan complies with the RS-8 dimension zoning requirements. He stated that the site proposal includes two additional ten-bedroom houses to be built.

Planning Board cont'd

Councilman Denny asked where the curb cut is proposed? D. Shields explained that there would be only one onto NC 12 with a 30-foot access into a cul-de-sac.

Mayor Sutherland explained that when Council approved the zoning ordinance to limit to no more than seven bedroom houses in the RS-1 zone they did provide that larger houses would be allowed in the commercial zone.

Councilman Campbell asked how many parking spaces are allowed? D. Shields stated six.

Mayor Sutherland stated that the developer has agreed to install a fire hydrant.

Ursula Zdziarski asked if the curb cut could be placed on the beach road (Va. Dare Trail). D. Shields said no that the property is not on that side.

Mayor Sutherland made a motion to approve the Wachovia Bank site plan dated 12/11/02 as submitted to remodel drivethru/ATM area, property located at 5425 N. Croatan Hwy., First Union Bank, Market Place. Councilman Denny seconded. Approved unanimously.

Mayor Sutherland made a motion to approve the submitted site plan dated 1/20/03 to construct the first ten-bedroom house, property located at Lot 1-R Block 9, Section 1, 8 Ocean Blvd. Councilman Kennedy seconded. Approved unanimously.

7. Old Business

a. Reschedule Retreat Dates-Mayor Sutherland stated that due to the snow storm the retreat will be February 10-11 beginning at 9:00 a.m.

b. Mid-Currituck Bridge Campaign Update-Mayor Sutherland asked everyone to notice the special events sign posted on NC 12.

Geri Sullivan reported that the committee has been appointed (members Geri Sullivan, John Wander, Duck; Gwen Cruickshanks, Currituck; Wayne Leary, Currituck; Allan Burrus and David Holt, Duck.). She stated that committee is gearing up the petition effort for the tourist season. Blue ribbons will be stapled to the mailboxes of non-residents who have given their permission. A study has begun on the impact the widening of NC 12 would have on the area. She asked that anyone wishing to be a part of the committee contact a committee member or Mayor Sutherland. She stated that the committee would soon be applying for a non-profit status to help fund future efforts.

Old Business cont'd

Mayor Sutherland stated that resolutions of support for the building of the bridge keep coming. He has received a resolution from the NC Home Builders, the Hotel and Motel Association and forthcoming is one from the Real Estate Association.

- c. DOT update to decrease 35-mph speed limit on NC 12.

Mayor Sutherland stated that DOT is not widening NC 12 to allow a turn lane and Council has requested that the 35-mph speed limit be reduced from skyline road to Oceanview Loop. He stated that DOT has a formal procedure to follow in that Council needs to adopt a resolution and now are waiting for that resolution.

- d. Southern Shores Landing/Ginguite Woods

Mayor Sutherland stated that a resident in Town has received her certificate of occupancy after a long wait to reside in the new development. He stated it appears the development is finally on the right track under new ownership.

Councilman Kennedy stated that street signs for the development are being ordered so that they will be in uniformity with the other Town street signs.

8. New Business

- a. Appointment to Firemen's Local Relief Fund

Mayor Sutherland moved to appoint Andy Cagiano for a two-year term and Al Smith for a one-year term to the Firemen's Local Relief Fund. Councilman Campbell seconded. Approved unanimously.

- b. Review and Consideration of the Street Improvement Projects

- 1. Juniper/Gersen multi-use path bids: Councilman Denny presented the bids for Council's consideration for building the multi-use path on Juniper Trail and reconstructing a major portion of the Gersen path. He moved that the bid in the amount of \$134,190.00 be granted to RPC, Contracting and to authorize the Town Manager to enter into the contract. Councilman Kennedy seconded. Approved unanimously.

Old Business cont'd

2. Package #1-Wax Myrtle/Ginguite Trail bids: Councilman Denny presented a second bid package for the rebuild of a portion of Wax Myrtle Trail and an intersection of S. Dogwood Trail and Ginguite Trail and moved that the bid in the amount of \$40,330.00 be granted to Barnhill Contractors and authorize the Town Manager to enter into the contract. Councilman Kennedy seconded. Approved unanimously.

Councilman Denny reported that the multi-use path on Juniper Trail would be in two phases and that there would be a delay in phase two until DOT has completed work on US Hwy. 158 and Juniper Trail but that phase one would begin soon.

Mayor Sutherland stated that the Tourist Board had approved a grant for \$35,000.00 to be applied to the construction of the multi-use path.

c. Police Dept. Interviews

T. Gjestson, Town Manager reported that the interviews are in progress and should be completed in the next week or so.

d. Snow Sledding

Mayor Sutherland reported that E. Dogwood Trail was closed for two days due to the snow, at the delight of the kids in Town.

Councilman Smith stated that E. Dogwood was difficult to travel and it was closed as a safety issue.

e. Snow Emergency Plan

Mayor Sutherland stated that the first concern is for the safety of the employees and they should stay at home if the roads are too bad to travel.

It was agreed that a sand pile should be placed at the public works building to be used at street intersections to aid in vehicle safety.

f. Waiver of building inspection fee for the SSFVD

Councilman Smith made a motion that Council consider waiving the \$50.00 building permit fee for the fire dept. to install a new heating and air conditioning unit. Councilman Campbell seconded. Approved unanimously.

9. Council's Agenda

Councilman Campbell reported that he attended a Government Access Channel committee meeting and as supported by Council a request was made to allow the League of Women Voters to use airtime for candidates' night. He stated that during discussions it appears the group is split.

Councilman Campbell stated that discussion followed with a recommendation that the agreement between the municipalities be changed to allow each municipality to make the choice independently. To be discussed further. He stated that an offer has been made for a free allotted space for a production room with a videotaping operator whom would need to be paid. He stated that the Town has received the high speed Internet through Charter but it has been found that only 10 email boxes are provided and a request has been made to Charter for 10 additional boxes.

Councilman Campbell reported that wind instrumentation readings will be utilized by four universities in the Pitts Center. We have been promised information as gathered will soon be posted on the Town website.

Councilman Denny reported that the canal dredging program has begun with the volunteer time being given by the SS Boat Club with the help of Guy Hellwege and Joe Smith. A meeting with the committee will be held on Thursday February 6 at 10 p.m.

Councilman Campbell stated that there are areas on the canal that have cut outs and two residents have asked him personally could they piggyback onto the dredging cost. Councilman Denny stated that he did not know at this time that it would be looked into.

Councilman Kennedy asked what are the plans to discard the "spoil"? Councilman Denny stated that there are 4-5 possible locations the "spoil" could be sold or taken away at no expense to the Town.

Councilman Kennedy-none

Councilman Smith called on Fire Chief Bakken to give monthly report.

Fire Chief Bakken also reported that written notices have been given to the residents on Ginguite, Martin's Point's, and Kitty Hawk Elementary School and a broadcast email would be sent to the residents regarding the date of the marsh burn. He stated if it could not be done by March 1 it could not be done.

Council's Agenda cont'd

He stated that the fire dept. would be doing a controlled burn of a house on April 12.

Mayor Sutherland reminded everyone how important it is to have the volunteer fire dept. in that it is one reason the tax rate is low.

Councilman Smith stated that the list of retreat items is very long and encouraged the public to take part. He announced that he would be running for re-election in the November election and he suggested that anyone thinking of also running should do so early. He stated that he would continue to vote his conscience and regarding tax payer's money he would ask himself if the money was in his personal account would he spend it and if not he would vote no. He stated that throughout his 3 plus years on Council there have been some very difficult issues which he listed, to name a few, (large homes, SOB's, mayor by popular vote, and reduction of taxes). He stated that he is proud of the many accomplishments but that there are two issues that he has had to stand alone against 1) Dare County's hiring of a lobbyist and 2) the County's Beach Nourishment Program that he received no support from Council on these issues. He stated that he believes that the Town needs to have independent elected officials that are willing to speak out against the establishment and truly be a voice for the hard working taxpayers and all those that are being overtaxed. He thanked everyone for their continued support and promised to vote his conscience and to remember whose money we spend. (see attached)

10. Mayor's Agenda

Mayor Sutherland reported that he received in writing that the Dare County Board of Elections has approved allowing early voting at the northern beaches.

Mayor Sutherland requested Council's approval to forward a letter to SunCom Communications requesting that they continue the process as needed to install an antenna, in accordance to the Town's zoning ordinance, on top of the water tower behind Kitty Hawk Elementary School for better cell phone service. Council agreed.

Mayor Sutherland stated that a follow-up letter would be sent to Lt. General Flowers, Commander of the Army Corps of Engineers, asking for a response regarding the Mid-Currituck Bridge. A letter was sent to the Commander of the Wilmington District (Col. Alexander) dated 30 October has still not been answered.

11. Town Manager's Agenda

Tom Gjestson reported that that Town has 556 broadcast email addresses but the new high speed Internet has limited the number broadcast emails that can be sent at one time. This is being worked on.

Police Chief Pledger reported that there were fifteen (15) breaking & entering cases in Town for 2002.

12. Town Attorney's Agenda

Ike McRee thanked Council for closing E. Dogwood so the kids could snow sled. His kids enjoyed it as well as others.

Mayor Sutherland thanked everyone for attending the meeting and Councilman Denny asked that next month everyone attending come back and bring a friend.

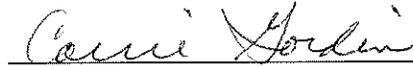
Mayor Sutherland moved to adjourn at 8:00 p.m. Approved unanimously.

ATTEST:

Respectfully submitted:



Mayor



Town Clerk



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

Monthly Code Enforcement & Building Summary
 January, 2003

Summary

# New houses permitted this month	6	Estimated Value	\$ 1,480,000.00
Additions, Remodels and Other permits	22	Estimated Value	\$ 162,618.00
Total	28	Total	\$ 1,642,618.00
New CO issued this month	4	Total Homes YTD FY 2002-3	2070
		Total Homes as of FY 2001-2	2027
Total Permits for the FY 2002	207	Total Fees Collected	\$ 108,880.72

SOUTHERN SHORES

<u>Type of Construction</u>	<u>Number</u>	<u>Est. Cost</u>	<u>Permit Fees</u>
New Construction	6	\$ 1,480,000.00	\$ 10,048.45
Additions/Alterations	0		\$ -
Other Permit Types	20	\$ 151,618.00	\$ 1,390.00
Add to Permits	2	\$ 11,000.00	\$ 132.08
Additional fees	1		\$ 50.00
Plan Review Fees	10		\$ 880.00
CAMA minor permits	1		\$ 100.00
		\$ 1,642,618.00	\$ 12,600.53

MARTIN'S POINT

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

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

Respectfully submitted,

Michael J Hejduk
 Code Enforcement Administrator

TOWN OF SOUTHERN SHORES

TAX DEPARTMENT MONTHLY REPORT

MONTH: Jan., 2003

DATE: February 4, 2003

COLLECTIONS

MONTH TO DATE

Current Year – 2002	\$	97,034.93
Prior Years – 1979-2001	\$	705.27
Interest	\$	589.94

YEAR TO DATE

Current Year – 2002	\$	916,666.16
Prior Years – 1979-2001	\$	14,976.65
Interest	\$	1,316.44

STATEMENT OF OUTSTANDING REAL ESTATE TAXES

AS OF

January 31, 2003

1979 -1998 \$.00

1999

Marylu M DeGabriele \$ 590.26

Merle A Russell \$ 310.64

Total - 1999 \$ 900.90

2000

Marylu M DeGabriele \$ 536.60

Robert B Furr \$ 328.60

Henry C Ivin \$ 394.60

Carlton L Morris \$ 315.70

Merle A Russell \$ 293.38

TOTAL - 2000 \$ 1,868.88

2001

Gertrude Blinken \$ 125.46

Pamela E Colby \$ 266.94

Dairy Queen of the Outer Banks \$ 157.32

Marylu M Dugabriele \$ 482.94

Moncure Duncan \$ 521.46

Moncure Duncan \$ 412.02

William D Elwang \$ 11.53

Robert B Furr \$ 279.90

Robert B Furr \$ 295.74

Bobby J Hall \$ 395.73

Louise W Hill \$ 16.26

Louis M Hoppe \$ 7.61

Malcolm W Houston \$ 409.01

Henry C Ivin \$ 355.14

David C Molumby \$ 3.62

Carlton L Morris \$ 284.08

Ken t Rauscher \$ 56.16

Merle A Russell \$ 254.16

Virgil W Smith \$ 78.66

Jan C VanBeelen \$ 9.19

TOTAL - 2001 \$ 4,422.93

2002

A Touch of Elegance \$ 1.88

A Touch of Elegance \$ 3.35

Jasper L Adams \$ 254.52

Elliott W Amick \$ 313.38

Stephen F Baer \$ 73.80

Maude Baumer \$ 66.42

Daniel M Beck \$ 235.80

Gertrude Blinken \$ 125.46

Benjamin R Bonney Jr \$ 402.48

Buddy I Bourne	\$ 210.96
Bruce E Bowers Sr	\$ 522.54
Frances P Byrne	\$ 4.53
Robert G Byrne Trustee	\$ 354.06
Patricai C Click	\$ 214.20
Pamela E Colby	\$ 266.94
Edward B Coley	\$ 324.72
Daniel R Connell	\$ 529.56
Judith Cooper	\$ 315.36
William H Cruise JR	\$ 6.15
James J Cutrone	\$ 422.82
Dairy Queen of the OB	\$ 271.26
Oscar Espinoza-Davila	\$ 52.38
Oscar Espinoza-Davila	\$ 4.50
Osacr Espinoza-Davila	\$ 58.50
Oscar Espinoza-Davila	\$ 179.28
Frank Falcone	\$ 9.27
Joseph Fenyak	\$ 77.76
Thomas Filipowicz	\$ 546.17
Nancy Fortunel	\$ 218.52
Robert Furr	\$ 279.90
Robert Furr	\$ 295.74
James Geiger	\$ 3.78
Fred Gibson	\$ 75.96
John Gilson	\$ 191.70
Dorothea Goldman Trustee	\$ 289.44
John Graham	\$ 8.84
E Preston Grissom	\$ 79.56
Kathkeen Groff Trustee	\$ 100.62
Wafik Habib	\$ 2.47
Bobby Hall	\$ 395.60
Hansan Group Inc	\$ 84.24
Caitlin Harris	\$ 4.49
Joan Herron	\$ 85.50
Timothy Hess	\$ 84.24
Louise Hill	\$ 107.37
Christian Hirleman	\$ 358.89
Louis Hoppe	\$ 92.16
Malcolm Houston	\$ 394.92
Anita Hume	\$ 113.58
Henry Ivin	\$ 355.14
Virgina Keech	\$ 167.40
Martha Kemper	\$ 272.88
Wesley Kendrick Trustee	\$ 188.10
Richard Kerr	\$ 56.16
Richard Kerr	\$ 907.38
John Kersey	\$ 69.66
M Timothy Koontz	\$ 590.70
Joseph Kulick	\$ 88.02
Bernard LaBarge	\$ 4.96
Mark Lasco	\$ 421.92
Mark Lavandoski	\$ 175.68

Live Oaks LTD	\$ 7.80
Jennifer Loos	\$ 293.25
Mark O Sullivan	\$ 1.81
Jmaes McCann	\$ 363.77
Arthue Mento	\$ 91.26
Arnold Mills Jr	\$ 91.44
David Mizelle	\$ 474.48
David Molumby	\$ 217.10
Joseph Mondello	\$ 246.96
Carlton Morris	\$ 284.05
Margaret Natvig	\$ 277.92
Michael Nolan	\$ 224.10
Catherine Noone	\$ 433.62
Michael Oconner	\$ 105.66
James Oehrli	\$ 260.69
Franz Pichler	\$ 9.70
Michael Piddington	\$ 52.20
Michael Randall	\$ 170.64
Kent Rauscher	\$ 56.16
Edward Renda	\$ 236.51
Arthur Reppert	\$ 385.74
James Roberts	\$ 1.52
James Roberts	\$ 1.46
Merle Russell	\$ 254.16
John Salb	\$ 457.20
Kirk Saunders	\$ 56.24
Glenn Schumacher	\$ 456.48
Jeffrey Seeley	\$ 153.72
Virginia Simmons	\$ 322.74
Jeanne Smeeth	\$ 75.60
Virgil Smith	\$ 78.66
Shirley Shepherd	\$ 173.34
Southern Coastal	\$ 102.33
Benjamin Spawr	\$ 359.64
Joseph Stanley	\$ 257.76
William Stewart	\$ 80.82
J Frank Stone	\$ 1,149.66
Mark Sullivan	\$ 1.75
Mark Sullivan	\$ 8.00
Anthony Sylvester	\$ 252.72
Roland Turcott	\$ 122.40
Gary Twiggs	\$ 90.72
Sarah Tyler	\$ 75.60
Allen Valpey	\$ 56.16
Jan VanBeelen	\$ 70.74
Kristine Walters	\$ 93.60
Anne Welsh	\$ 99.18
Virginia Whichard	\$ 154.98
Richard White	\$ 227.54
Gene Williams	\$ 165.24
Buck Williams	\$ 263.16
Henry Wilton	\$ 579.74

Mark Worob	\$	430.74
Edward Wrightson	\$	419.76
Donald Zerbe	\$	538.74
Total 2002	\$	24,230.53

TOTAL ALL YEARS	\$	31,423.02
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STATEMENT OF PERSONAL PROPERTY TAXES

OUTSTANDING AS OF

January 31, 2003

1979-1990	\$.00
1991		
Phillip T Jenkins III	\$	5.94
John A Rizzo	\$	1.80
Carolina D Walker	\$	7.92
1992		
John A Rizzo	\$	3.28
Michael J Spence	\$	3.54
1993	\$.00
1994		
Alexander Homes Inc	\$	4.12
The Score's Tied	\$	8.28
1995	\$.00
1996	\$.00
1997	\$.00
1998		
Lease Corp of America	\$	4.79
1999		
Do The Dip	\$	23.60
Randolph Donahue	\$	4.70
2000		
Carolinas Coffee	\$	1.85
Randolph Donahue	\$	4.14
Lease Corp of America	\$	7.00
2001		
Lease Corp of America	\$	3.22
2002		
Apollo Galileo USA	\$	6.20
Paul Arnone	\$	9.91
Joseph Boyd	\$	3.53
Peter Bruck	\$	1.24
Carolina Coast Appraisals	\$	2.75
Bruce Deane	\$	7.50
Fidelity Leasing	\$	1.28
Willaim Hutchins	\$	1.15

Laughing Gull Design	\$	6.07
Andrew Moynahan	\$	4.23
OB Menswear	\$	15.42
RichardBarnes Elect	\$	2.48
Robin's Jewelry	\$	9.91
Shoreline Const	\$	24.64
Southern Bean	\$	45.61
Whitley Paint	\$	1.08

TOTAL ALL YEARS	\$	227.18
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2/1/03

SOUTHERN SHORES FIRE DEPARTMENT
13 S. Dogwood Trail
Southern Shores, NC 27949

Dave Bakken, Chief

Jim Morrison, Chairman

MONTHLY REPORT TO TOWN -FIRE CALLS FOR 2002-03

CALLS ANSWERED	JANUARY	FY2002-03
STRUCTURE 111	4	49
PROP O/S STRUCTURE 112	0	1
VEHICLE FIRE 131	0	3
BRUSH FIRE 142	0	7
EMS 311	12	152
RESCUE 300	0	5
VEHICLE ACCIDENT 322	1	10
SERVICE CALL 500	0	3
GOOD INTENT 600	1	7
FALSE MALFUNTION 735	0	6
FALSE UNINTENTIONAL 740	2	37
HAZARDOUS CONDITION 400	0	8
OTHER 900	0	2
TOTAL CALLS	20	290
MUTUAL AID GIVEN	6	71
MUTUAL AID RECEIVED	2	68
CASUALTIES	0	0
PROPERTY LOSS \$	0	500
VOLUNTEER HOURS	0	7656

February 4, 2003

Next week at our retreat one of the topics we will be addressing is the time frame those that are up for re election will let the public know their intentions. The sooner the public knows the better since it will give those that may be considering running a heads up on those incumbents they will be running against. Some folks may be willing to run if there are open seats vs. incumbents.

I am one of 3 councilmen whose term is ending this year and I would first like to thank the community for allowing me this opportunity to serve. 4 years ago when I decide to run I promised I would always speak out on issues and vote my conscious and that when it came to spending the hard earned taxpayers money that I would always ask myself the following question if this money was in my personal account would I spend it and if the answer is no than I will vote no.

During my 3 plus years this council has had to deal with some very difficult issues, including but not limited to mayor by popular vote, tax reductions, Large Homes, Sexually oriented businesses, pooper scooper ordinance, dogs on the beach, commercial lighting, etc. This council has lowered our tax rate from .22 cents to .18 cents. We changed the selection of mayor from having the council choose our mayor to having our citizens, vote for mayor. I have been proud of many of our accomplishments however on the other side there were some disappointments where I felt like the lone ranger, two examples are my recommendations to take a formal stand against both the countys hiring a lobbyist and beach nourishment and I did not receive any support. I believe we need to have independent elected officials that are willing to speak out against the establishment and truly be a voice for the hard working taxpayers and all those that are being over taxed, so Tonight I am announcing that I am planning to run for reelection and if re elected I will again promise as I did 4 years ago to vote my conscious and remember who's money we spend. I hope I have earned your continued support. Thanks very much.

Councilman's Smith Comments made at
Council meeting 2-4-03. Cassie Jordan
Town Clerk