



Town of Southern Shores

"A Town of Volunteers"

6 Skyline Road, Southern Shores, NC 27949

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

Web Site: southernshores.org

E-mail: info@southernshores.org

Council Meeting

July 1, 2003

7:00 p.m.-Pitts Center

1. Mayor Sutherland called the meeting to order at 7:00 p.m.
2. Mayor Sutherland led the Pledge of Allegiance
3. Mayor Sutherland asked that a moment of silence be held for the armed forces working in Bosnia, Iraq, and Afghanistan.
4. Public Comment

Pete Macfarlane presented a fire hydrant report and asked Council to approve an ordinance to give a 5-foot clearance around all hydrants. He stated that there are several hydrants that property owners have placed impediments around them and that it is dangerous for the firemen.

5. Consent Agenda-Special meetings June 2 and 17, Council Minutes June 3, 2003, FY03-04 Budget public hearing, monthly Tax report, and monthly Building Inspections report

Mayor Sutherland made a motion to adopt the consent agenda. Councilman Kennedy seconded. Approved unanimously.

6. Planning Board Recap-June 16, 2003

Bruce Green, chairman presented for Council's approval the appointments of David Peckens as a regular member to the Planning Board and James Groff and Joe Walter as alternates. He reported that a site plan submitted by All Saint's Episcopal Church for a temporary modular unit was reviewed and that a conditional use hearing is required.

Mayor Sutherland set the conditional use hearing date to be held on August 5 for the All Saint's Episcopal Church request.

Councilman Kennedy made a motion to approve the appointments of the Planning Board members as presented. Councilman Shields seconded. Approved unanimously.

7. Public Hearing-Draft amendment-Non-Commercial Signs

Mayor Sutherland opened the public hearing. No one signed up to speak and he closed the public hearing.

Councilman Kennedy stated that it is the intent to become uniform with the other municipalities in Dare County regarding the placement of campaign signs during the election process.

Tom Gjestson explained that the proposed language was submitted by the mayors of Dare County as a group.

Mayor Sutherland presented an editorial correction to the draft in that that format should read a- instead of 1- and made a motion to adopt the ordinance as corrected. Councilman Denny seconded. Approved unanimously.

8. Old Business

a. Nomination of Coastal Resources Advisory Committee (CRAC)

Mayor Sutherland announced that at a previous meeting Council unanimously nominated Robert Palombo as a member to the CRAC committee.

9. New Business

a. Budget FY03-04 Update

Mayor Sutherland announced that the public hearing was held and that the budget was approved at \$3,163,375.00 and the tax rate remains at eighteen cents.

b. Contract modification-Gersen Multi-use Path

Councilman Denny reported that it was found when the Gersen path was originally built it did not have a proper roadbed and is needed. He moved to approve an expense of \$14,160.00 to correct this. Councilman Kennedy seconded. Approved unanimously.

c. Review and consider Town Emergency Management Plan Update

Mayor Sutherland moved to adopt the plan as presented. Councilman Smith seconded. Approved unanimously.

New Business cont'd

d. Bridge Inspection

T. Gjestson stated that inspections are required every two years and that he would recommend that the three bridges inspected last time (S. Dogwood Trail (2) and E. Dogwood) be inspected again. Mayor Sutherland authorized the manager to handle this issue.

e. Appoint committee-Municipal Code Committee (New State Fire Code Provisions)

Mayor Sutherland moved that a committee be appointed consisting of Fire Chief Bakken, Councilman Smith, Police Chief Pledger and Mike Hejduk, Town Code Enforcement Administrator to review the Town's Code Chapter 4, Fire Prevention. It should be reviewed and amended as needed to be in compliance with the new state code. Councilman Kennedy seconded. Approved unanimously.

10. Council's Agenda

Councilman Shields-none

Councilman Smith moved that the presented annual SSVFD contract be approved as submitted. Councilman Kennedy seconded. Approved unanimously.

Fire Chief Bakken presented the end-of-year fiscal report and the monthly report.

He commended M. Hejduk and the Building Inspections Dept. for their help in fire fighter safety by instituting a sign campaign prohibiting fireworks in Town that explode or propel. He stated that 18 signs have been posted through out the Town and would remain through July.

Councilman Kennedy stated that the fire department has new board members and to pass on to them that the Town appreciates them.

Chief Bakken stated that Jim Morrison and Shirley Ruff retired from the fire department board. He stated that Dick Furioni is the new chairman, and new board members are: Bob Ruff, Ed Steinau, Jay Wolfe, Scott Streeter.

Councilman Denny-none

11. Mayor's Agenda

Mayor Sutherland stated that he has been in contact with Senator Dole's office to have her attend a town meeting in the near future.

He announced that absentee voting is available to residents on the northern beaches by going to the Baum Center at the appropriate time.

12. Town Manager's Agenda

T. Gjestson reported that a prestigious law firm pursuing a class action lawsuit against the state to recover the Governor's taking of reimbursable funds from municipalities and counties has requested funds in the amount of \$200 from each participant. He asked if Council wants to continue in this filing. All Council agreed to continue.

13. Town Attorney's Agenda-none

Mayor Sutherland moved to go into closed session to discuss a personnel issue in accordance with G.S.143-318.11 (a).5. Councilman Denny seconded. Approved unanimously.

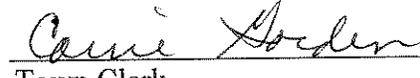
Mayor Sutherland moved to go into open session and to adjourn the meeting at 8:15 p.m.

Attest:



Mayor

Respectfully submitted:



Town Clerk



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

Monthly Code Enforcement & Building Summary
 June, 2003

Summary

# New houses permitted this month	10	Estimated Value	\$ 2,428,000.00
Additions, Remodels and Other permits	43	Estimated Value	\$ 731,683.00
Total	53	Total	\$ 3,159,683.00
New CO issued this month	6	Total Homes YTD FY 2002-3	2099
		Total Homes as of FY 2001-2	2027
Total Permits for the FY 2002	382	Total Fees Collected	\$ 202,193.36

SOUTHERN SHORES

Type of Construction	Number	Est. Cost	Permit Fees
New Construction	10	\$ 2,428,000.00	\$ 14,156.67
Additions/Alterations	2	\$ 97,250.00	\$ 387.46
Other Permit Types	36	\$ 509,433.00	\$ 3,567.03
Add to Permits	4	\$ 125,000.00	\$ 793.40
Additional fees	3		\$ 200.00
Plan Review Fees	17		\$ 1,485.00
CAMA minor permits			
		\$ 3,159,683.00	\$ 20,589.56

MARTIN'S POINT

Type of Construction	Number	Est. Cost	Permit Fees
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: June 2003

DATE: July 1, 2003

COLLECTIONS

MONTH TO DATE

Current Year – 2002	\$	4,977.58
Prior Years – 1979-2001	\$	20.57
Interest	\$	35.12

YEAR TO DATE

Current Year – 2002	\$	958,618.18
Prior Years – 1979-2001	\$	17,203.25
Interest	\$	2,583.40

**TOWN OF SOUTHERN SHORES
TAX DEPARTMENT**

DATE: July 1, 2003

PICKUPS

May Levy \$ 4,187.84

RELEASES

J Nagel \$ 3.49
V Szymanski \$ 3.73
J Nagel \$ 17.77
T May \$ 3.19
E Cassidy \$ 3.26
D McComb \$ 15.87

TOTAL \$ 4,187.84

\$ 47.31

Council Workshop Planning Board Recap

PLANNING BOARD MEETING RECAP 06/16/03

Prepared by Bruce Green for Council Workshop 06/24/03

The June meeting of the Southern Shores Planning Board was called to order at 7:30 P.M., Monday, June 16, 2003. A quorum was in attendance.

1. There being no old business, the Board reordered the sequence of new business and elected Bruce E. Green to be the Chairman in place of Dan Shields who had been elected to the Town Council.

2. The Board reviewed the site plan for – All Saints Episcopal Church, Lots 39-47, block 129, Section C to install a temporary modular self-contained building (24x44). The Board heard representatives from the All Saints Church discuss the temporary building details and proposed location on the Church property. The Board recommends to Council the approval of the placement of the modular building on the Church grounds, with the following conditions to be met:

- a. Approval limited for use of the modular building for five (5) years beginning with date of the Certificate of Occupancy.
- b. All Saints to provide a listing of all owners of abutting, adjacent and across the street properties and for notification of building plans and a public hearing.
- c. A design of the foundation (skirting) to withstand 130 mph winds.
- d. Submission of a landscaping plan for issuance of the building permit.

3. The Board closed the meeting on All Saints and reconvened for a discussion on membership for the Alternate List for the Board.

4. The Board recommends to Council the elevation of Dave Peckens from alternate to Board Member.

5. The Board noted that Carlos Gomez has not attended recent meetings and has not picked up Board materials. The Board recommends to Council that Carlos be contacted to ascertain if he is still interested in being an alternate to the Board and attending the Board's meetings. If not, he should be replaced.

6. The following individuals are recommended to Council for appointment to the Alternate List in the following order:

First: James B. Groff

Second: Joe Walker *Walter*

Bruce E. Green
Chairman, Planning Board



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PUBLIC COMMENTS SIGNUP SHEET

NAME	ADDRESS
<i>Peter Manfalone</i>	



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Proclamation #03-06-036

PROCLAMATION

DECLARING

DAVID STICK APPRECIATION DAY

Whereas, David Stick has been a resident of the Outer Banks for many years; and

Whereas, he has been deeply involved in promoting and nurturing the Outer Banks as a special place, to preserve it as a unique place to live; and

Whereas, David Stick has lived a life of service to his community in elected office locally and appointed positions at the local, county and state level; and

Whereas, David Stick has particularly been involved in the development of Southern Shores and subsequent formation of the Town of Southern Shores; and

Whereas, the Town of Southern Shores is particularly proud and honored to have the name of David Stick enshrined forever on the town hall as the DAVID STICK MUNICIPAL CENTER; and

Whereas, he has also diligently cataloged and written extensively to preserving the cultural history of both the Outer Banks and all of coastal North Carolina and preserved this work at the Outer Banks History Center; and

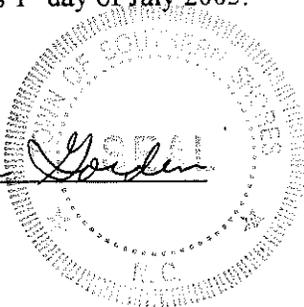
Whereas, David Stick is a role model for all citizens of Dare County as a visionary, a selfless volunteer for service above self and passion for the preservation of the Outer Banks for future generations.

Now, Therefore I proclaim for the citizens of Southern Shores that August 1, 2003 is David Stick Appreciation Day.

Adopted this 1st day of July 2003.

ATTEST:


Town Clerk




Mayor



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Ordinance #03-07-032

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

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

PART I. Article VI. General Provisions, Section 6.03, Regulations Governing Signs, Paragraph J. Non-Commercial Signs.

Amend paragraph 4. To read, "Such signs shall be displayed only for eight (8) weeks prior to the non-commercial event and shall be taken down within three (3) calendar days after the event."

Add new paragraph 5. As follows:

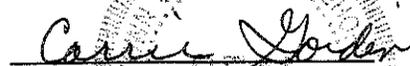
- "5. Political campaign signs shall be allowed to be displayed under the following conditions:
- Political campaign signs shall be displayed for no more than four (4) weeks prior to an election.
 - Signs must be removed within three (3) days after an election.
 - Maximum sign dimension is 24" x 36" (Assumes standard wire type)
 - Signs shall be temporary, no permit required, and shall not be illuminated.
 - Signs shall not be placed on utility poles, trees or traffic signs.
 - Signs may be located on private property or vacant or developed lots with the owner's permission and on the public right of way, no closer than eight feet from the roadway, with the adjacent lot owners permission.
 - A maximum of one sign per candidate per lot, or adjacent to a lot in the right of way, will be allowed.

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

PART III. This ordinance shall be in full force and effect from and after the 1st day of July 2003.


Mayor

ATTEST:


Town Clerk

Date: 7/1/03

VOTE: 5 Aye 0 Nay

Approved As To Form:


Town Attorney



Budget Ordinance FY 2003-2004

Be It Ordained by the Town Council of the Town of Southern Shores, North Carolina that the following be the budget for FY 2003-2004:

Section I. Appropriations: The following amounts are appropriated for the operation of the Town government and its activities for the fiscal year beginning July 1, 2003 and ending June 30, 2004:

	<u>General Fund</u>
Administration Department	624,500
Police Department	814,350
Sanitation Department	406,000
Ocean Rescue	125,000
Fire Department	201,875
Street Department	541,000
Inspections Department	237,650
Grounds & Beautification	195,000
Pitts Center	18,000
Total Appropriations:	\$3,163,375

Section II. Estimated Revenues: It is estimated that the following revenues will be available during the fiscal year beginning July 1, 2003 and ending June 30, 2004 to meet the foregoing appropriations:

	<u>General Fund</u>
Property Taxes – Current Year	948,257
Property Taxes - Prior Years	5,000
Vehicle Taxes – Current Year	41,450
Vehicle Taxes – Prior Years	2,500
Penalties and Interest	1,500
• Total Ad Valorem Taxes	998,707
Occupancy Tax	450,000
Local Option Sales Tax	395,000
Land Transfer Tax	265,000
Utilities Franchise Tax	95,000
Other Taxes	38,000
• Total Other Taxes and Licenses	1,243,000
• Fund Balance Appropriation	511,418
• Unrestricted Intergovernmental	16,500
• Restricted Intergovernmental	143,100
• Permits and Fees	188,200
• Investment Earnings	35,000
• Other Revenues	27,450
Total Revenues:	\$3,163,375

The tax rate will be 18 cents on each one hundred dollars (\$100) valuation of taxable property, as listed for taxes as of January 1, 2003, for the purpose of raising the revenue listed as "Property Taxes - Current Year" and "Vehicle Taxes - Current Year", as set forth in the foregoing estimates of revenue and in order to finance the foregoing appropriations. Such rate is based on an estimated total valuation of property of \$534,832,168 at an estimated rate of collection of 98.5%, and an estimated motor vehicle valuation of \$25,586,312 at an estimated collection rate of 90%.

Adopted: This the 24th day of June, 2003

Mayor

Clerk