

Southern Shores Town Council
Town of Southern Shores, North Carolina

Regular Meeting
August 3, 2004
7:00 p.m.-Pitts Center

MINUTES

The Southern Shores Town Council met on August 3, 2004, at the Pitts Center.

The following members were present:

Mayor Paul Sutherland
Council Members: Hal Denny, Dan Shields, Jodi Hess, and David Sanders
Carl Classen, Town Manager
Ike McRee, Town Attorney
Carrie Gordin, Town Clerk

Mayor Sutherland called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

Mayor Sutherland recognized Kern Pitts family members, Diane Pitts Rogers, daughter and Ed and O. P. Pitts, brothers, who are in attendance.

Mayor Sutherland asked that in the moment of silence that the Town is thankful that the hurricane weather did not greet the Town in a bad way and to remember all the people women and men in uniform and not that are fighting for our liberty.

Approval of Agenda

Mayor Sutherland moved that the agenda be amended to include under Old Business 16 (a) to discuss underground utilities issue on S. Dogwood Trail. Council Member Shields seconded.

The motion passed with Mayor Sutherland, Council Members Denny, Hess, Shields and Sanders voting aye; no Council Member voting no; and no Council Members absent.

Approval of Minutes

Council Member Denny moved to approve the minutes for the July 6, 2004 Council meeting as presented. Council Member Hess seconded. The motion passed with Mayor Sutherland, Council Members Denny, Hess, Shields and Sanders voting aye; no Council Member voting no; and no Council Members absent.

Mayor Sutherland announced that at their July 6th Council meeting Council approved to have the public comment section at the beginning and at the end of each Council meeting.

Public Comment

Leo Holland, SSCA president brought to Council's attention that since the Town removed the dumpsters from behind the SSVFD people are dumping such things as large cardboard and furniture at the SSCA dumpster at the triangle parking lot. He asked that Council re-consider returning the dumpster at the fire station location.

Ursula Zdziarski, 267 N. Dogwood Trail stated that upon review of the draft right-of-way ordinance she would like to make a few suggested changes for Council's consideration. She submitted those recommended changes to the Town manager and Council prior to the meeting. Her recommended change is addressing the part of the draft that allows trees in the right-of-way being removed in connect with construction but this does not protect the trees if a property owner would at a later time wish to add a lawn and would want to remove a tree in the right-of-way because they do not want leaves on their property but the changes to the property would not be while it is under construction.

Upon hearing from no one else under the public comment section Mayor Sutherland closed it.

Reports

Planning Board

Jim Groff, chairman presented the recap for the July 19, 2004 Planning Board meeting. He asked Council if they would like the recap read or would they like a summary. Councilman Denny requested that the recap be read since he did not have an advance copy. Insert

Mid-Currituck Sound Bridge Update

Robert Palombo reported that there are now over 18,800 petition signatures. The Board has solicited aero advertising on Saturdays.

Mr. Palombo stated that NCDOT held a series of information meetings regarding Currituck County TIP and upon the data released at those meetings the Board has decided to pursue their own traffic data study. He also stated that the economic study would be released soon.

Canal Dredging Project-no report given

Southern Shores Volunteer Fire Department (SSVFD)

Chief Bakken presented monthly report. He also reported that the fire department would no longer respond to fire alarm calls in Duck or Kitty Hawk unless there is evidence of a fire. He reported that from the Firemen's Relief Fund four scholarships in the amount of \$750.00 each were given to Elizabeth Ruff, Ashley Libretto, Amy and Amanda Stanley.

Mayor Sutherland presented the monthly Tax and Building Inspection's reports.

Mayor Sutherland moved to approve the reports as presented except the canal dredging project. Council Member Sanders seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Public Hearing

Town Hazard Mitigation Plan Update

Mayor Sutherland opened the public hearing. No one signed up to speak and upon his request for any speakers and hearing none he closed the public hearing.

Mr. Classen recommended that Council amend the agenda to add item 16 (a) to adopt the plan following the public hearing.

Mayor Sutherland moved to adopt the Town Hazard Mitigation Plan as presented. Council Member Shields seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Old Business

Holly Trail Road Project

Council Member Denny reported and moved that the contract with Barnhill Contracting in the amount of \$199,800.00 be approved and that all signatures for execution of the contract be approved. Council Member Shields seconded.

The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Mayor Sutherland moved that Council authorize Hal Denny and Bill Storey as inspectors over the project. Council Member Shields seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Right-of-Way Ordinance #2004-07-02

**AN ORDINANCE OF THE
SOUTHERN SHORES TOWN COUNCIL RELATING TO
OBSTRUCTIONS WITHIN THE TOWN RIGHTS-OF-WAY**

Dare County, North Carolina

Be It Ordained by the Southern Shores Town Council as follows:

Article I: Purpose

The purpose of this Ordinance is to amend the Town Code of Southern Shores, Dare County, North Carolina, which was originally adopted by the Town Council on June 7, 1988 and subsequently amended.

Article II. Construction

For purposes of this Ordinance, underlined words (underline) shall be considered as additions to existing Town Code language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. Language of the adopted Town Code shall be shown in italics (*italics*).

Article III. Amend Section 6-201, Southern Shores Town Code - Obstructions in street and highway right-of-way ~~prohibited~~ declared public nuisances.

Section 6-201 of the Southern Shores Town Code is hereby amended as follows:

a. All obstructions ~~are prohibited from~~ within the right-of-way of all streets and highways in the town are hereby declared public nuisances. All obstructions located within four (4) feet of any asphalt or otherwise improved roadway owned or maintained by the Town is hereby prohibited and shall be removed immediately upon written notification from the town manager. For purposes of this Article, right-of-way is defined as any street or that area between a two or more property line lines and the portion of a street improved,

~~designed, or ordinarily used for vehicular traffic~~ that is owned or maintained by the Town and is regularly used wholly or in part for pedestrian or non-vehicular traffic (including but not limited to a multi-use path). ~~Excepted from this prohibition are existing trees and anything installed by the town, county, state or utility on approved easements or as allowed by other sections of the Town Code of Ordinances. The Town is not responsible for any damage incurred to~~ any obstruction, plantings or underground irrigation systems placed in the town-owned right-of-way in any street or that area between two or more property lines that is owned or maintained by the Town and is regularly used wholly or in part for pedestrian or non-vehicular traffic (including but not limited to a multi-use path).

~~(b) There is further excepted from this section the following~~ The following obstructions are exempt from this section:

- (1) *Commercially available newspaper and mailboxes.*
- (2) *Garbage / recycling containers, branches / brush, and other items temporarily placed on the right-of-way for scheduled pickup at times designated ~~times~~ by the town.*
- (3) *Temporary storage of Town provided wood chips requested by property owners is allowed for no more than 30 days after delivery. Failure to remove or spread chips will result in action specified in Section 6-203 of this Chapter. Violators will no longer be provided chips.*
- (4) *Property numbers on posts as allowed by Chapter VII, Article III, Section 7-38 of the Town Code.*
- (5) *Driveway aprons and any minimum necessary accessory structures.*

~~(c) For the purposes of this section, "obstruction" means and is defined as any object, building or sign, whether man made or natural, including, without limitation, tall ornamental grasses, bushes, shrubs, vehicles and trailers, dirt and sand berms, fences, yard decorations, stakes, poles, posts, bulkheads, large stones/rocks and concrete or other masonry walls.~~

~~(d) This section shall not apply to self-propelled motor vehicles displaying Town parking permits, which may be legally parked in ~~designated~~ right-of-way parking areas established in accordance with Section 5-104 of this Code.~~

~~(e) Placement of signs on the Town right-of way and private property is regulated by Section 6-30, Article VI, Zoning Ordinance for the Town of Southern Shores.~~

(f) Except for those obstructions listed in subsection (b) above, no obstruction may be placed within four (4) feet of the improved surface of a public roadway.

Article IV. Create Section 6-201.1, Southern Shores Town Code - Encroachment Agreements

Section 6-201.1 of the Southern Shores Town Code is hereby created, which shall read as follows:

- (a) Notwithstanding the provisions of Section 6-201, property owners, or their agents, may apply for an encroachment agreement providing for the placement of obstructions within the right-of-way. Encroachment agreements shall be divided into three categories and a property owner, or his agent, may apply for more than one type of encroachment agreement.
- (1) Construction Encroachment Agreement: A property owner, or his agent, may apply to the Town for a Construction Encroachment Agreement. If approved by the town manager, the applicant may park construction related vehicles within the right-of-way, but no closer than four feet from the paved road surface or from any travel lane. Application may only be approved after finding that the applicant cannot practicably park on the property during the construction period. The street shall not be used for the storage of any construction materials, equipment, tools or supplies, including but not limited to temporary water and toilet facilities. A Construction Encroachment Agreement may be issued for a term no longer than six months and may be extended for two (2) additional consecutive three-month terms so long as the applicant shall have generally been in conformity with the ordinances of the Town. No certificate of occupancy may be issued until the town manager has made a written finding that any road surface is in the same or better condition than upon commencement of the construction process.
- (2) Special Events Encroachment Agreement: A property owner, or his agent, may apply to the Town for a Special Events Encroachment Agreement. If approved by the town manager, the applicant may park vehicles related to a special event within the street, but no closer than one (1) foot from the paved road surface or from any roadway. A special event is hereby defined as a previously scheduled event having a duration of not longer than twenty (20) hours in any forty-eight (48) hour period. Except for vehicles, the applicant of an approved Special Events Encroachment Agreement may not place any other obstruction within the street, except for traffic cones or small flexible flags (which shall be required to be in place during the duration of the permit term) indicating the boundaries of the area covered by the Special Events Encroachment Agreement. A Special Events Encroachment Agreement may be issued for the same section of a street for a term no longer than twenty (20) hours in any forty-eight (48) hour period and may not be extended beyond the approved duration without prior approval by the town manager.

- (3) **Right-of-Way Encroachment Agreement: A property owner, or his agent, may apply to the Town for a Right-of-Way Encroachment Agreement. If approved by the Town Council, the applicant may place an obstruction within the street as approved by the Town Council. Except where the Town Council makes written findings showing no practicable alternative, the obstruction shall not be closer than four feet from the paved road surface or four (4) feet from any roadway. No other obstruction may be placed within the street, except as otherwise provided by law. A Right-of-Way Encroachment Agreement shall be executed in such a format that it shall be recorded in the Dare County Registry and shall be made available by the applicant and any subsequent property owner to any future property owner. Any obstruction authorized by a Right-of-Way Encroachment Agreement shall be installed no sooner than the date the Agreement has been recorded in the Dare County Registry and the Agreement shall automatically expire thirty (30) days after the obstruction has been removed.**

Article V. Amend Section 6-202, Southern Shores Town Code - Trees

Section 6-202 of the Southern Shores Town Code is hereby amended as follows:

- (a) The town at its discretion may remove ~~existing trees on town right-of-way~~ any obstruction within any street or that area between two or more property lines that is owned or maintained by the Town and is regularly used wholly or in part for pedestrian or non-vehicular traffic (including but not limited to a multi-use path).
- (b) No person, except upon written permission from the town manager, may remove from within the public right-of-way a living dogwood tree (genus *Cornus*) that has a trunk diameter equal to or great than one (1) inch at a point one (1) foot above normal grade may be removed from within the public-only right-of-way. This prohibition shall not apply to any dogwood tree (genus *Cornus*) located within four (4) feet of an improved roadway.
- (c) Except as provided in subsection (b), property owners or their agents may also remove vegetation within a street with the written permission of the town manager. Brush, vines, trees and other vegetation having a diameter of less than four (4) inches at a point two feet above normal average grade may be removed without restriction at the discretion and expense of the property owner.

Article VI. Amend Section 6-203, Southern Shores Town Code – Abatement by
Town - Generally

Section 6-203 of the Southern Shores Town Code is hereby amended as follows:

(a) If, in the course of providing a public safety service, any employee or volunteer of public safety service provider finds that an obstruction within the street hinders the ability in any way the provision of a public safety service, then the town manager, the police chief, the fire chief, or the authorized person on scene and in charge of providing the public safety service may order the removal of the obstruction. Any cost for the removal and clean-up of the obstruction shall be due and payable by the person, if known, placing the obstruction in the street. ~~The Town recognizes the fact that some obstructions have been placed on the Town right-of-way prior to the enactment of this Article. Such obstructions are allowed to temporarily remain on the right-of-way at the sole discretion of the Town.~~ In all other cases, the ~~The~~ Town may order the removal of any obstructions at any time as provided in paragraph (b) of this section.

(b) If any person, having been ordered to abate an obstruction in a street right-of-way, fails, neglects or refuses to abate or remove the condition constituting the obstruction within fifteen (15) days from receipt of an order to remove a obstruction, the Town Manager or his designee may cause such condition to be removed or otherwise remedied by having employees of the town or independent contractors remove or otherwise abate such nuisance at the owners expense.

(d) Any person causing, permitting, or allowing an obstruction to exist who has been ordered to abate or remove the obstruction, may within the time allowed by this chapter, request the town in writing to suggest possible contractors to remove such condition, the cost of which shall be paid directly to the contractor.

Article VII. Amend Section 6-204, Southern Shores Town Code – Costs

Section 6-204 of the Southern Shores Town Code is hereby amended as follows:

The actual cost incurred by the town in removing an obstruction from a street right-of-way shall be charged to the owner of such lot or parcel of land that caused, permitted, or allowed the obstruction to exist; and it shall be the duty of the tax collector to mail a statement of such charges to the owner or other person in possession of such premises with instructions that such charges are due and payable within thirty (30) days from the mailing thereof. If such costs charged in accordance with this section are not paid as herein stated, the costs shall be a lien upon the land or premises and shall be collected as unpaid taxes.

Article VIII. Amend Section 6-205, Southern Shores Town Code – Remedies and

Penalties

Section 6-205 of the Southern Shores Town Code is hereby amended as follows:

In addition to the remedies provided in Sections 6-203 and 6-204, the Town may enforce the provisions of this Article using any remedies set out in Chapter 1, Section 1-6, but excluding those remedies and punishments set out in Subsections (b), (c) and (d-1).

Article IX. Definitions

Section 1-2 of the Southern Shores Town Code is hereby amended to add the following definition:

Town Manager. The appointed town manager of Southern Shores or his designee.

Article X. Administration and Fees

The Town Manager is hereby authorized and directed to promulgate such rules, regulations and forms and other matters related to the administration and enforcement of this Ordinance as may be necessary.

An initial fee of \$100 is hereby charged for a Construction Encroachment Agreement and \$100 fee for a Right-of-Way Encroachment Agreement, plus the cost of recording. There shall be charge of \$25 for a Special Events Encroachment Agreement. Theses fees may be changed periodically by resolution or other action of the Town Council.

Article XI. Severability

If any words, phrases, language, section or other portion of this Ordinance is held invalid by a court of competent jurisdiction, then all remaining words, phrases, language, section or other portion of this Ordinance shall remain in full force and effect.

Article XII: Effective Date

This Ordinance is effective immediately upon adoption.

Adopted this the 3rd day of August, 2004.

Mayor Paul Sutherland

ATTEST:

Town Clerk

S E A L

Approved as to form:

Town Attorney

Date Introduced: _____

Date(s) Published: _____ Publication: _____

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Council received a draft of the ordinance prior to the meeting and then was presented at the meeting with additional proposed changes that included the recommendations from Ursula Zdziarski.

Mr. Classen reviewed the presented draft and all proposed changes.

1. Page 2; Line 18: Include minimum necessary accessory structures to the driveway apron exemption from the definition of obstructions not allowed within the right-of-way.
2. Page 2; Line 2: Provide that all obstructions, except those exempt from the definition of obstruction, shall be located not less than four feet from any improved road located within the right-of-way.
3. Page 4; Line 4: Provide that property owners may not remove dogwood trees from within the right-of-way, except those located within four feet of the roadway.
4. Page 4; Line 21: Clarify that property owners may remove smaller trees, vines, brush, etc. from the right-of-way.
5. Page 5; Line 44: The Right-of-Way Encroachment Agreement was lowered from \$500 to \$100 and a \$25 fee was included for the Special Events Encroachment Agreement.

Council Member Denny recommends not limiting size of dogwoods in the right-of-way.

Council Member Shields asked if that the encroachment agreement section is allowing an easement?

The Town attorney said that is correct, that the agreement would run with the land. He stated that an alternative would be for Council to enter into a contract with the property owner.

Mayor Sutherland stated that he thought the purpose of having such an agreement was to allow current obstruction in the right-of-way.

Council Member Shields asked what would happen if an easement is granted and a new owner wants it removed? The Town attorney stated that a new owner could convey by a

deed of easement the right-of-way back to the Town. He stated that the agreement would have specific language as applicable if Council would approve the request of encroachment.

Mayor Sutherland moved to adopt the language proposed for the encroachment agreement as presented. Council Member Sanders seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Council Member Denny moved to adopt the Right-of-Way Ordinance #2004-07-02 as amended. Mayor Sutherland seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Council Member Denny thanked Ursula for her comments.

Appointment of Alternates to the Planning Board

Mayor Sutherland stated that Council received several resumes and thanked them all. The alternate appointments are to fill the vacancies of Joe Walter and George Kowalski who were appointed regular members following Bruce Green and Mimi Iacone's term expirations.

The names for consideration are Dick Auer, B.K. McDanel, Georgine Poisal, Morgan Mason and James Millis.

Council Member Hess stated that she would like to see a woman on the board.

Council Member Denny stated that B.K. (Mac) McDanel would be one of his choices, as well as Georgine Poisal.

Council Member Shields nominated Dick Auer and Georgine Poisal.

Mayor Sutherland stated that he respects Council Member Hess's comment and his choices would be B.K. McDanel and Georgine Poisal.

Mayor Sutherland asked all those in favor of Georgine Poisal raise their hand. All five Council Members raised their hand.

Mayor Sutherland asked all those in favor of Mac McDanel raise their hand. Four Council Members raised their hand.

Mayor Sutherland asked all those if favor of Dick Auer raise their hand. Two Council Members raised their hand.

Mayor Sutherland stated that five votes are cast for Georgine Poisal and four votes are cast for Mac McDanel. They are the appointees for the alternates on the Planning Board. Hearing no objection approved by consensus.

Mr. Classen recommends that Council approve Georgine Poisal fill George Kowalski's seat and B.K. McDanel fill Joe Walter's seat. Hearing no objection approved by consensus.

Spindrift Trail Multi-Use Path Project

Council Member Denny reported that the Town manager, Council Member Shields, and Town engineer, and he walked the proposed path to review what obstructions (utilities) are in the right-of-way and what, if any, trees may need to be removed.

Council Member Denny stated that if the plan is approved the Chicahawk parking lot is included in the project and that the formalization of the easement is needed from the Chicahawk Property Owners Association (CPOA).

Discussion was held regarding the number of handicap spaces. Council Member Denny stated that it is proposed to have four handicap spaces.

Mr. Classen stated that the proposed parking area would allow for twenty-one parking spaces.

Mayor Sutherland moved to approve the plan as amended by discussion and to formalize the easement with CPOA, and to authorize the preparation of the bid specifications for the bidding process. Council Member Denny seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Mr. Classen stated that Council Member Denny and Bill Storey will be inspecting the vegetation and landscaping issues as the project moves ahead.

Council Member Shields reminded staff to mail a copy of the plans to Kathy McCullough Testa, resident of Spindrift per her request.

Utilities Underground

Mr. Classen submitted a letter from Ray Sharp, President of Duck Woods Country Club asking the Town's support in having Dominion Power place, for a short distance, electrical lines under ground along South Dogwood. He suggests identifying the cost for each section and discuss as a capital improvement item.

Mayor Sutherland submitted a map of the area in Town that the electrical lines need to be placed underground.

Mr. Classen stated that the Town has encouraged the under grounding of overhead lines and the under grounding of these lines would benefit the community north and south of the Duck Woods Country Club.

Council Member Sanders recommends upon meeting with Dominion Power the request also includes the lines at Bayberry to Holly Trail.

Council Member Shields moved that staff meet with Duck Woods Country Club and Dominion Power as a follow up to this request. Council Member Denny seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

New Business

Tidewater Fibre Recycling Contract

Mr. Classen presented a current copy of the contract with a proposed extension for 2004 with Tidewater Fiber for an additional three-years through September 30, 2007.

On July 20, Council asked staff to compare the cost of going to year round weekly service against the FY2004-05 budget.

He reported the cost increase, using figures provided by Tidewater Fiber in their extension proposal, would be \$0.40 per household per month. The current rate is \$3.12, but is proposed to increase \$0.18 – or 5.7%. If the Town were to go to year round weekly collection, the cost would increase another 12%.

If a buffer of 15% is added for bin deliveries, fuel surcharge and other related contract expenses, the total estimated expense would be \$107,353. The amount budgeted in FY2004-05 for curbside recycling is \$111,000.

Mayor Sutherland asked Don August Tidewater Fibre if they would consider a year round weekly pickup under the 04-05 contract amount of \$111,000 and if so have document available for the August 17 meeting.

Upon discussion and hearing no objection Council agreed to defer the issue until the special meeting on August 17, 2004.

Council Member Items

Council Member Hess-none

Council Member Sanders stated that the flooding on NC12 in front of Southern Shores Realty and the Crown Station needs to have some means of control.

Mr. Classen stated that a drainage study is needed on NC12 and the Town to be able to address the problem.

Council Member Denny-none

Council Member Shields-none

Mayor Items

Mayor Sutherland stated that a letter needs to be sent to David Oaksmith, chairman of the Dare County Board of Education and NCDOT requesting their support for a traffic plan for S. Dogwood due to the reconstruction of Kitty Hawk Elementary School.

Mayor Sutherland stated that the Town manager should contact the new NCDOT district engineer and request that "cross walks" be painted on NC 12 in Town.

Mayor Sutherland publicly thanked SWD Lawn & Tree Service for the great job they did on the canal cleaning. Council Member Shields shared the same sentiment.

Town Manager Items

Mr. Classen submitted an amendment to the Dare County Government Access Channel contract that would allow the Town of Duck to become a participant.

Council Member Hess stated that the annual membership dues would be reduced from \$1,184 to \$983 and she moved that Council approve the amendment. Council Member Denny seconded. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

Council Member Shields asked who is responsible for bridge repairs as noted from the submitted bridge inspection. Council Member Denny stated that in the past the Town has contracted with NCDOT Bridge Maintenance for repairs. Hearing no objection, Mayor Sutherland asked staff to follow up on the repairs.

Mike Hejduk, Town Code Enforcement Administrator gave a brief GIS presentation showing the capabilities of Arc View software that allows for all types of applications to be made on a map of the Town, such as where unimproved lots are, placement of fire hydrants, and delivery of trash cans.

Glenn Alexander, Public Works supervisor reported regular trash and recycle cans have been placed at the public works site for the residents to place additional trash.

Mr. Classen stated that he would be presenting to Council, in the near future, the costs involved in placing video monitoring cameras at the public works site.

Chief Pledger presented monthly report. He also stated that the new police vehicles would be on the road when the markings and lights have been installed.

In his report it was noted that items were stolen from several vehicles. A broadcast email would be sent to remind everyone to lock their car doors.

Town Attorney Items

Mr. McRee reported that a court date has been set for August 23, 2004 for the Bowlin case and the Franchi case would be set in November.

Public Comment

Ed Cowell of 134 Beech Tree presented Council with information regarding the placement of the electrical lines under ground for the areas of Beech Tree, Holly Trail, S. Dogwood Trail. He fully supports the idea and request Council to review this issue.

Hearing no other business Mayor Sutherland moved to adjourn the meeting at 8:50 p.m. The motion passed with Council Members Denny, Hess, Sanders, Shields and Mayor Sutherland voting aye; no Council Member voting no; and no Council Members absent or not voting.

ATTEST:

Respectfully submitted:

Paul Sutherland, Mayor

Carrie Gordin, Town Clerk