



**Town of Southern Shores**  
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Emergency Council Meeting  
January 30, 2010  
3:00 p.m.-Pitts Center

The Southern Shores Town Council held an emergency meeting on January 30, 2010 at the Pitts Center to discuss the dredging project.

The following Council Members were present: Mayor Hal Denny, Mayor pro tem Jodi Hess, Jim Pfizenmayer, and George Kowalski. Kevin Stroud was absent.

Also present were: Charlie Read, Town Manager and Ben Gallop, Town Attorney.

Mayor Denny called the meeting to order at 3:00 p.m. and led the Pledge of Allegiance. He held a moment of silence for the homeless on the Outer Banks.

Tom Bennett, Canal Dredge Project Manager, gave an overview of the current status of the dredging project, with input from Joe Anlauf, Town Engineer and George Wood, Environmental Professionals, Inc. Based on their recommendations, the following motions were made:

Council Member Hess moved to approve a change order to the dredging contract to include, but not be limited to the following:

- the use of geo tubes and the removal of same within 15 days from the last day of dredging;
- modify the date of completion of the project and release of the property with restoration completed by May 1, 2010;
- authorize the removal of the Deltanks and associated equipment;
- spoil removed from the property by sealed trucks, as required; and
- acknowledgement from the contractor that these changes are being made for the benefit of the contractor and any changes are dependent upon approval from the Southern Shores Civic Association, the State and Federal Regulatory agencies and assurance that the performance bond remains in effect.

In addition, Council authorizes the Town Engineer to make additional modifications in a reasonable manner to ensure the Town's best interests, and further, authorizes Council Member Hess to execute the change order on behalf of the Council. Mayor Denny seconded.

Council Member Hess moved to authorize the application for an extension to the dredging moratorium, should that prove necessary, and to authorize the Anadromous Fish Analysis that is required to accompany the extension request. Council Member Kowalski seconded.

Council Member Kowalski moved to authorize the modification of the Town's permit, if necessary. Mayor Denny seconded.

Mayor Denny moved that the Council authorize Council Member Hess to negotiate an amendment to the agreement with the SSCA to cover the changes to the method of dredging. Council Member Kowalski seconded.

Each of these motions passed with Mayor Denny and Council Members Hess, Pfizenmayer and Kowalski voting aye; no Council Member voting no; Council Member Stroud was absent.

Council Member Kowalski moved to adjourn at 4:15 p.m.

ATTEST

Hal Denny, Mayor

Respectfully submitted:

Jodi Hess, Mayor pro tem

