



**Town of Southern Shores
Council Meeting
September 2, 2014**

The Town of Southern Shores Council met in the Pitts Center located at 5375 N. Virginia Dare Trail at 5:30 p.m. on Tuesday, September 2, 2014.

COUNCIL PRESENT: Mayor Thomas G. Bennett, Mayor Pro Tem Jodi Hess, Council Members David Sanders, Larry Lawhon and Leo Holland.

COUNCIL ABSENT:

OTHERS PRESENT: Town Manager Peter Rascoe, Town Attorney Ben Gallop, 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

Mayor Bennett recommended amendment of Section VII A. New Business- deletion of southern walkway on Fairway Drive to include deletion of the sidewalk elements from the Dogwood Trail intersection project.

MOTION: Council Member Holland moved to approve the agenda as amended. The motion was seconded by Mayor Pro Tem Hess. The motion passed unanimously (5-0).

CONSENT AGENDA

The Consent Agenda consisted of the following items:

- Resolution 2014-09-01 Confirmation of Sole Source Purchase
- Approval of Meeting Minutes- August 5, 2014
- Resolution 2014-09-02 2014 Big Sweep Day

MOTION: Mayor Pro Tem Hess to approve the consent agenda. The motion was seconded by Council Member Sanders. The motion passed unanimously (5-0).

[Clerk's Note: A copy of Resolution 2014-09-01 and 2014-09-02 are hereby attached as Exhibit A]

STAFF REPORTS

Town Planner: The Town Planner, Wes Haskett presented the Planning Department's monthly report containing the following:

- Permitting and Inspections for August, 2014

[Clerk's Note: A copy of the planning department's report is hereby attached as Exhibit B].

Southern Shores Police Department

Chief Kole presented the Police Department's monthly report for August.

Southern Shores Volunteer Fire Department:

Fire Chief, Ed Limbacher presented the Fire Department's monthly report for August.

REPORTS FROM TOWN BOARDS

No reports

GENERAL PUBLIC COMMENT

Mayor Bennett called on public comment and the following citizens offered comment on the street-rebuild improvement project for the public section of the Town's Fairway Drive and the North, South and East Dogwood Trail Intersection, and/or cut-thru vehicle traffic on Town streets.

Andrew Darling, Southern Shores property owner
Caecilia Koeleveld, Southern Shores property owner
Tom Davidson, Southern Shores property owner
William Small, Southern Shores property owner
Stuart Proctor, Southern Shores property owner
Ray Sharpe, Southern Shores property owner
Stacie Proctor, Southern Shores property owner
Tommy Karole, Southern Shores property owner
Al Ewerling, Southern Shores property owner
Joe Van Gieson, Southern Shores property owner
Dave Barker, Southern Shores property owner
David Shrader, Southern Shores property owner
John Minnich, Southern Shores property owner
Doug Boucter, Southern Shores property owner
Louise Baraw, Southern Shores property owner
Terry VanderMyde, Southern Shores property owner
Sam Williams, Southern Shores property owner
Linda Lauby, Southern Shores property owner
Denise Graham, Southern Shores property owner
Ann Sjoerdsma, Southern Shores property owner
Ed Cowell, Southern Shores property owner

OLD BUSINESS

None

NEW BUSINESS

Recommendation of Capital Improvement Committee-deletion of all walkway component of Fairway Drive improvement project

On recommendation from the capital improvement committee Council Member Lawhon moved to eliminate the sidewalks from the Fairway Drive-N., S., E. Dogwood intersection project. The motion was seconded by Mayor Pro Tem Hess. The motion passed unanimously (5-0).

Consideration of Staff recommendation of lowest qualified bidder for capital improvement projects

The Town Manager gave Council a report of the informal bids received for the Fairway Drive-North, South, East Dogwood Intersection street improvement project and recommended Council approve a contract with the lowest qualified bidder for the project, being RPC.

After Council discussion and further citizen input allowed by the Mayor, the Mayor stated he would like for the Manager to take a second look at the project's plans, and come back to Council with his recommendation to how the plans could be changed, or amended, or made more palatable to the people that live on those streets if possible..

Upon questioning from the Town Attorney on whether it is Council's intention to reject the bids, the Mayor stated it was his intent that the bids will be held open, and not rejected or accepted. He stated that he is not sure if changing the plans is doable. He stated the way he sees it, Council has three options: (1) have staff re-evaluate the project to see if there is an alternative, (2) allow Mr. Proctor and his neighbors to form an association to take ownership of the public portion of Fairway Drive, or (3) go ahead to award the contract and implement the project as planned.

MOTION: The Mayor moved to direct the Town Manager to take a second look at both of these projects (Fairway Drive and North, South, East Dogwood Intersection). The motion was seconded by Council Member Sanders. The motion passed (4-1) with Mayor Pro Tem Hess casting the "nay" vote.

The Mayor stated that if the Fairway Drive residents seriously would like to take ownership of the street and maintenance duties then they will need to make this decision within thirty (30 days).

OTHER ITEMS

Town Manager's report

The Town Manager addressed several matters:

- Recommended September 16th be the next Council meeting
- All but one of the four lifeguard stands have been removed from the beach and the last one will be removed after the charity surfing tournament.
- The Throwdown North of Town surfing charity will be held Saturday, September 6th at the Chicahawk beach.
- The Mayor and Town Manager have been attending the beach nourishment meeting that have been taking place between Dare County, Kill Devil Hills, Kitty Hawk and the Town of Duck on the how occupancy tax money is utilized on this particular project so they can be educated for the future.
- Work is occurring now in the month of September as committed by RPC to do the finish up work on Gravey Pond and Deer Path.
- The Town has hired a structural engineer to look at the patch job on Duck Woods Drive that continues to go soft.
- There has been some settling on top of the Trinitie Bridge. The Town has engaged a structural engineer and they will report back their findings. Hopefully it is just asphalt settling.
- If the Town does conduct a study of closing off Town streets to prevent increased traffic, then he recommends Council directs a fiscal impact study as well.

Town Attorney:

None

Mayor's comments:

The next council meeting will be a workshop meeting on September 16th at 9:00 a.m. and the same topics covered tonight may be discussed at this next meeting. There are 2,600 other residents we have not heard from who may wish to contribute.

Council Members' comments:

Council Member Lawhon warned the residents that several scam phone calls are being placed from callers reporting they are from Microsoft and wanting to help with your computer. He stated his advice would be to hang up or report it to the Police Department.

Council Member Holland also added that scam phone calls from the IRS are also being received.

Council Member Sanders stated he would like Council to cover the topic of cut thru traffic at a later meeting. He would like to review what has been covered and what can be done by law about the traffic. He stated this has been a topic covered in several meeting since 1997 and thinks it needs to be revisited once again since we have gained several new residents over the past ten years.

ADJOURN

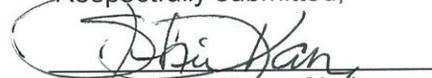
MOTION: Council Member Holland moved to adjourn. The motion was seconded by Council Member Sanders. The motion passed unanimously. The time was 8:14 p.m.

ATTEST:


Mayor Thomas G. Bennett



Respectfully submitted,


Sheila Kane, Town Clerk



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 2014-09-01

Having considered the following factors: (1) operational compatibility with existing equipment, (2) strong technological grounds, and (3) a clearly unique and cost effective feature requirement, I find justification for waiver of the informal bid requirements of the Town's current Purchasing and Bid Requirements Policy [eff. Apr. 1, 2014] for the purchase of a 2014 Special Services Chevrolet Tahoe (available for fleet and police use only) from the sole remaining available source of Smoky Mountain Chevrolet, Franklin, NC, as indicated on the attached invoice. Attached hereto is statement of Town of Southern Shores Police Chief. Also attached is justification statement of a neighbor municipality Police Chief seeking authority for purchase of same specialized equipment from the same sole source and seeking waiver of bid requirements. Accordingly, by authority delegated by the Town Council to the Town Manager pursuant to Budget Ordinance 2014-06-01 adopted June 3, 2014, I conclude this purchase to be a justifiable sole source purchase under the Town of Southern Shores current Purchasing and Bid Requirements Policy [eff. April 1, 2014].


Town Manager

17 JULY 2014
Date

BE IT RESOLVED by the Town Council of the Town of Southern Shores that the action of the Town Manager is hereby confirmed. [NCGS §143-129 (e) (6)]:

Adopted this the 2nd day of September, 2014


Mayor

9/2/2014
Date

Attest: 
Town Clerk





Town of Southern Shores

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

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**A RESOLUTION OF TOWN COUNCIL
OF THE TOWN OF SOUTHERN SHORES
DECLARING OCTOBER 11, 2014 AS
TOWN OF SOUTHERN SHORES 2014 BIG SWEEP DAY**

Resolution 2014-09-02

WHEREAS, The Town of Southern Shores is rich in natural resources and beauty; and

WHEREAS, water is a basic and essential need for all life; and,

WHEREAS, trash fouls our waterways as well as our landscapes; and,

WHEREAS, every citizen should contribute to keeping our environment clean and healthy by working together to preserve clean water and the natural beauty of our surroundings;

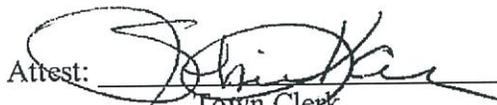
WHEREAS, North Carolina Big Sweep is a statewide community effort to retrieve trash from North Carolina's waterways and landscapes;

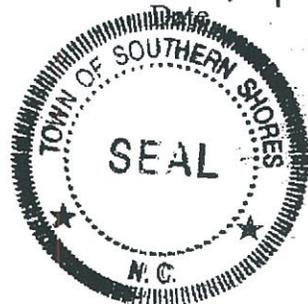
WHEREAS, during its first twenty five years, North Carolina Big Sweep volunteers have retrieved over 10 million pounds of debris from our environment, including tires, white goods and other solid waste;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of The Town of Southern Shores, North Carolina, meeting on September 2, 2014, does hereby declare October 11, 2014 as Town of Southern Shores 2014 BIG SWEEP DAY in DARE County, and does further hereby urge every citizen to do his or her part to maintain the beauty and function of our ocean and inland waterways by volunteering to participate in the annual Big Sweep event.


Mayor Thomas G. Bennett

9/2/2014

Attest: 
Town Clerk



9-2-14 TC Report

1. Permitting for August, 2014

-10 Zoning Permits were issued.

-21 building permits were issued: 4 new single-family dwellings, 3 additions, and 14 others (13 single-family dwellings are currently under construction)

-Total amount of fees collected in August was \$10,483.60