

**TOWN OF DUCK
TOWN COUNCIL
REGULAR MEETING
August 6, 2014**

The Town Council for the Town of Duck convened at the Duck Meeting Hall at 7:00 p.m. on Wednesday, August 6, 2014.

COUNCIL MEMBERS PRESENT: Mayor Don Kingston; Mayor Pro Tempore Monica Thibodeau; Councilor Chuck Burdick; Councilor Nancy Caviness; and Councilor Jon Britt.

COUNCIL MEMBERS ABSENT: None.

OTHERS PRESENT: Town Manager Christopher Layton; Police Chief Phillip Ferguson; Fire Chief Donna Black; Attorney Ben Gallop; Public Information Officer Denise Walsh; Building Inspector Cory Tate; Ocean Rescue Director Mirek Dabrowski; and Town Clerk Lori Kopec.

OTHERS ABSENT: Town Attorney Robert Hobbs.

Mayor Kingston called the meeting to order at 7:05 p.m. He asked Attorney Ben Gallop to lead the Pledge of Allegiance. Mayor Kingston led the moment of silence.

Town Manager Layton explained that the Town had a new video system that staff was using. He asked Council and the audience for patience as staff gets the bugs worked out with the new system.

PUBLIC COMMENTS

Mayor Kingston opened the floor for public comments. There being no one wishing to speak, he closed the time for public comments.

CONSENT AGENDA

Minutes from the July 2, 2014, Regular Meeting; FY 2014 Audit Contract; Resolution 14-07, a Resolution of the Council of the Town of Duck, North Carolina, Honoring and Thanking Andrew L. Garman for his Service to the Town of Duck; Budget Amendments

Councilor Burdick moved to approve the Consent Agenda as presented.

Motion carried 5-0.

OLD BUSINESS/ITEMS DEFERRED FROM PREVIOUS MEETINGS

Discussion/Consideration of a Memorandum of Understanding between the Town of Duck, North Carolina, and DRC Emergency Services, LLC, for Disaster/Storm Debris Services

Town Manager Layton stated the Town typically took a two-pronged approach to disaster and storm debris services. He stated that one approach was to utilize the agreement with Dare County to use their contracted disaster/storm debris removal contractor for these services. He noted that the Town approved an agreement in July for that purpose. He stated that the other approach was to contract directly with a different storm/debris removal contractor, which would allow the Town

to make a decision, in the event of a storm requiring such services, to select the contractor that is best positioned to provide disaster/storm related services at the time of the event. He explained that in order to select a contractor for this approach, the Town participates in a bid process with the Towns of Southern Shores and Nags Head. He added that the Town of Nags Head spearheads the effort on behalf of Duck and Southern Shores. He stated that four firms submitted bids for the debris contract and it was consensus that DRC Emergency Services, LLC be awarded the contract. He stated that the Memorandum of Understanding would allow the Town to enter into a contract for the disaster/storm debris services with DRC in the event the Town wished to make the contract effective.

Councilor Burdick asked if there were significant differences in the rates with the contract with DRC and Dare County. Town Manager Layton stated that there were. He added that the rates with DRC were higher than the County rates, but there were concerns of the ability of the contract with the County to meet the Town's expectations for pick up levels. Councilor Burdick asked if there was any opportunity to negotiate the rates. Town Manager Layton stated that the rates were bid rates and the contractor indicated that they were the ones they would stand by. Councilor Burdick asked if the rates were significantly different from the previous year. Town Manager Layton stated that the rates were comparable to what he has seen in the past. He added that the other contractor's equipment rates weren't different, but the disposal rates were.

Mayor Kingston called for a five minute recess due to technical difficulties with the video equipment. The time was 7:16 p.m.

Mayor Kingston reconvened the meeting.

Mayor Pro Tempore Thibodeau asked who helped decide the contract for the County. She asked if it was the finance officer and County manager or if the new emergency management director made the decision. Town Manager Layton didn't think Emergency Management was involved, but the finance officer and the County manager were involved.

Mayor Kingston moved to authorize the Town Manager to execute the Memorandum of Understanding with DRC Emergency Services, LLC as presented.

Motion carried 5-0.

NEW BUSINESS

Discussion/Consideration of Resolution 14-08, a Resolution of the Town Council of the Town of Duck, North Carolina, Reaffirming the Town of Duck CAMA Land Use Plan

Town Manager Layton stated that over the past year, the Albemarle Rural Planning Commission and the North Carolina Department of Transportation Planning Branch had been working on the Dare County Comprehensive Transportation Plan, of which the Town of Duck was a participant. He stated that the Comprehensive Transportation Plan was nearing completion and each of the towns in Dare County, as well as the County, would be asked to adopt the plan. He explained that in order for the Plan to be finalized, North Carolina General Statutes, in §136-66.2(b1) required that all local governments represented in a Comprehensive Transportation Plan adopt land development plans within the previous five years of the adoption of the Plan. He stated that the Town must reaffirm its CAMA Land Use Plan, which was originally adopted on March 2, 2005. He noted that the adoption of Resolution 14-08 would satisfy the requirements in the General Statutes.

Mayor Pro Tempore Thibodeau moved to approve Resolution 14-08 as presented.

Motion carried 5-0.

Appointments to the Dare County Floodplain Management Committee

Town Manager Layton stated that Dare County was participating in the development of an Albemarle Regional Hazard Mitigation Plan. He stated that the intent of the plan was to develop a regional plan to respond to and mitigate against various potential natural disasters. He added that, in addition to the benefits of the plan, by participating in these efforts Dare County and the Town could receive additional points related to the Community Ratings Survey, which would assist the Town in receiving lower flood insurance rates. He stated that as part of this effort, the Town was asked to appoint a staff member and a citizen of Duck to serve on the Dare County Floodplain Management Committee. He recommended Building Inspector Cory Tate, who was also the Town's Floodplain Manager, and Marc Murray, who currently serves on the Town's Planning Board, to be appointed to serve on the committee.

Councilor Burdick clarified that it all went towards the Town's insurance rating. Town Manager Layton stated that it did at some level. He added that there would be additional action steps, but this was part of developing a plan that would get the Town points.

Councilor Caviness moved to appoint Cory Tate and Marc Murray to serve on the Dare County Floodplain Management Committee.

Motion carried 5-0.

Discussion/Consideration of Resolution 14-09, a Resolution of the Town Council of the Town of Duck, North Carolina, Amending Resolution 02-11, a Resolution Establishing a Policy for Payment and Reimbursement for Travel Expenses Pertaining to Official Travel and Subsistence

Town Manager Layton stated that the travel advance and reimbursement rates for the Town have not changed since the Town incorporated in 2002. He stated that Resolution 14-09 would change the rate of \$28 per day to the prevailing U.S. General Services Administration Meals and Incidental Schedule, with the prevailing rate for Dare County being \$61 per day. He noted that the rate changes for different areas of the country and currently ranges from \$46 to \$71.

Councilor Burdick asked if Dare County used the current rates. Town Manager Layton stated that they did.

Councilor Burdick moved to approve Resolution 14-09 as presented.

Mayor Pro Tempore Thibodeau clarified that the old amounts were being taken out of the original resolution and with the new version, the amounts could fluctuate. Town Manager Layton stated she was correct, adding that the rates were now tied to the GSA rates, which change over time to keep up with inflation.

Motion carried 5-0.

Discussion of Beach and Dune Management Ordinance Enforcement

Town Manager Layton stated that he and Mayor Pro Tempore Thibodeau had received a letter from Jackie Orsulak on August 4, 2014 with a list of items that were left on the beach during the Sea Turtle ATV patrols between July 26, 2014 and August 1, 2014 and alluded to the desire for stricter enforcement of the Town's dune and beach management ordinance. He added that Ms. Orsulak offered the services of the Sea Turtle ATV patrol to assist in the "tagging" of items left on the beach. Councilor Burdick thought every Council member had received the letter from Jackie Orsulak. Mayor Pro Tempore Thibodeau asked the rest of Council if they had received it. All but Mayor Kingston received it.

Town Manager Layton stated that he asked Ocean Rescue Director Mirek Dabrowski to attend the meeting to discuss how the Town deals with the issue. He added that there was always going to be concern that the Town was either enforcing too much or not enough and staff felt that in the past, there was a very good idea of how Council wanted to proceed with enforcement – which was not to be overly heavy handed and to provide as much education as possible. He stated that staff was not going to be upset about one tent in a six mile area; staff felt that if there was 90% compliance, that was good. He stated that staff didn't feel that a poor job was being done.

Town Manager Layton stated that, in order to obtain 100% compliance, it would require additional enforcement. He added that if that was the direction Council wanted to go, he thought it was a change in policy and staff would have to come up with an additional plan and, before doing so, Council would have to approve staff doing it. He stated that the second issue was regarding the beach holes. He noted that the letter indicated that 43 beach holes were cited as part of the issue. He added that holes were an issue, but 43 in a 6.5 mile beach were considered an acceptable level of risk provided that they aren't too deep. He thought staff could do a better job in advising beach goers and Ocean Rescue staff could make sure the holes were filled, but he didn't feel a poor job was being done presently.

Town Manager Layton stated that every Sunday, Ben Vorndran goes out on the beach to fill holes and knock down large mounds of sand in order to start each week with a level playing field. He stated that it could be done more frequently, adding that Ocean Rescue Director Mirek Dabrowski paid Mr. Vorndran directly for his work. He thought it could be done mid-week as well if that was Council's desire. He reiterated that he wasn't saying that there weren't issues or that nothing needed to be done, but in looking at the numbers, he wasn't particularly concerned because it was following the method that has been set up.

Ocean Rescue Director Mirek Dabrowski was recognized to speak. Ocean Rescue Director Dabrowski stated that enforcement was started approximately five years ago and when he started on a daily basis, there were close to 300 tents left on the beach. He stated that his staff was up 20% from that on a daily basis. He stated that he came up with a tag system and the ordinance was refined to where he felt it was easily enforceable as well as easier for his lifeguards to pick items up. He added that they started out picking items up at sunset and now they start picking items up after 5:00 p.m., as per the ordinance.

Ocean Rescue Director Dabrowski stated that his lifeguards tag items on Monday and Tuesday evenings and inform the public during the day. He added that there were two four-wheelers on the beach in the evenings for tagging. He thought the biggest number of tents tagged were 43 in one evening. He stated that the following morning at 5:00 a.m., he went to the beach to pick up the items that were left and only 16 tents were left.

Ocean Rescue Director Dabrowski stated that he started going out in the morning primarily because the Town Manager of the Town of Southern Shores wanted the beaches in Southern

Shores shook up. He stated that he has gone out in the mornings for three mornings over the course of the summer and did pick up tents on one evening. He stated that he agreed with Town Manager Layton in that the beach is up 10% with regard to noncompliance. He added that 16 tents out of 320 left on the beach was a far cry from where the Town was when it first started the enforcement. He noted that it wasn't just tents that were left on the beach, adding that there were other items that get left on the beach, such as beach chairs.

Ocean Rescue Director Dabrowski stated that holes on the beach were filled by Ben Vorndran. He added that the holes were usually filled on Sundays, but sometimes on Saturdays. He stated that he could tell if there is a lot left on the beach based on how long it takes Mr. Vorndran to complete the job. He stated that if his lifeguards see anything on the beach that's considered dangerous, such as a deep hole, they will stop and instruct people to fill the holes. He stated that people are relatively compliant once they are educated about the dangers of deep holes. He noted that the 43 holes that Jackie Orsulak referenced in her letter would have to be verified in order to judge whether it was a serious incident or not due to the beach changing because of surf conditions.

Councilor Burdick stated that he read Jackie Orsulak's letter and didn't read it as a criticism to Ocean Rescue Director Mirek Dabrowski or his lifeguards. He stated that he read as more of Ms. Orsulak offering to be another set of eyes on the beach and willing to help out. He reiterated that he didn't take it as a criticism of the work Ocean Rescue Dabrowski was doing. Ocean Rescue Director Dabrowski stated that he would be happy to give Jackie Orsulak a shovel if she wished to help out.

Councilor Burdick thought the letter pinpointed that Jackie Orsulak and members of the ATV Turtle patrol were on the beach and available. He added that the letter mentioned that they would be happy to tag the items in the morning when they ride past them. Ocean Rescue Director Dabrowski stated that he would shy away from that. He added that there was an incident where he had to call law enforcement because he was being verbally abused for tagging a tent. He stated that from his standpoint, he appreciated what Jackie Orsulak and the Duck Turtle ATV patrol was doing; however, they could send him a text to let him know about holes and tents on the beach. He stated that he had discussed with Town Manager Layton stepping up enforcement by not waiting until Wednesday to pick the items up on the beach.

Town Manager Layton thought where the issue would be going would be a higher level of enforcement. He stated that he was concerned if Ocean Rescue Director Dabrowski and his lifeguards were not living up to Council's expectations of the program, then it needed to be stepped up from that perspective. He stated that, as far as having a second set of eyes on the beach, he thought there were other ways to deal with items on the beach. He stated that he hesitated with the tagging, simply because it puts the Turtle ATV patrol in a situation. He noted that tagging wasn't the issue, but compliance was. He stated that it was rare to have a tent left on the beach that has not been tagged. He added that most of the tents that were pulled from the beach have tags on them. He reiterated that if there was a dangerous hole, Ocean Rescue Director Dabrowski should be notified.

Councilor Burdick stated that he has seen holes on the beach. He thought Ocean Rescue Director Dabrowski's point of performing a mid-week tractor run would be a reasonable thing to do and would help with compliance. Ocean Rescue Director Dabrowski noted that it costs him \$120 to have Ben Vorndran do a tractor run. He stated that Mr. Vorndran has completed the runs for ten weeks and he hoped that it would get his staff through the heavy part of the season.

Town Manager Layton stated that a mid-week run was something he would not ask Ocean Rescue Director Dabrowski to absorb financially. He thought it was something the Town could absorb.

Mayor Kingston asked what days the tagging was completed. Ocean Rescue Director Dabrowski stated that his lifeguards tag on Mondays and Tuesdays. Mayor Kingston clarified that people have a day's advance notice about the tents. Ocean Rescue Director Dabrowski stated he was correct, adding that they tag Monday and Tuesday and pick up the items on Wednesday evenings. He added that Southern Shores Town Manager Peter Rascoe suggested that he shake things up by going out in the mornings and sweep the whole beach. He noted that he had discussed with Town Manager Layton that he could tag items on Sunday and Monday and then pick the items up either Tuesday mornings or Tuesday evenings instead of waiting until Wednesday.

Councilor Burdick asked if there was better compliance after Wednesday mornings. Ocean Rescue Director Dabrowski stated that he has guards on the beach at night. He added that two guards come onto the beach at 12:00 noon and stay until 8:00p.m. He stated that he has the guards count the tents and after 7:30 p.m., they pick up what is left on the beach. Town Manager Layton clarified that Councilor Burdick was asking if there was compliance after the items are picked up. Ocean Rescue Director Dabrowski stated that there was generally compliance. He stated that the ones that call looking for their tents admit that they knew they should not have left the items on the beach.

Mayor Kingston clarified that nothing is given out during the week when the tents are occupied. Ocean Rescue Director Dabrowski stated that his guards give out Frisbees that have the beach rules imprinted on them. He added that there have been a lot of rescues this past year, so the guards are putting things aside and focusing on the people in the water. He noted that the last two weeks of June were busy and his lifeguards felt they could contact people more easily. He stated that Wednesdays and Thursdays were basically merchant days where more people are out shopping instead of spending time on the beach.

Mayor Kingston asked if Ocean Rescue Director Dabrowski could look at tagging on Sundays and Mondays and then remove the tents on Tuesdays without an issue. Ocean Rescue Director Dabrowski stated that it was a scheduling item. He added that he schedules eight guards each day and it was just a matter of telling them which days they should tag the tents. He stated that they have been focusing on Mondays and Tuesdays, but could shift to Sundays and Mondays.

Councilor Britt asked how the compliance has been this year versus last year. Ocean Rescue Director Dabrowski thought it has gotten better every year from when the enforcement started. He added that in order to get 100% compliance, it will take more effort and another level of enforcement. Councilor Britt stated that he was not in favor of going overboard with the enforcement. Ocean Rescue Director Dabrowski stated that he could change things up and have the guards go out on Mondays. Councilor Britt stated he was in favor of that.

Councilor Caviness stated that having the guards go out on Mondays would be the only substantive change that she would suggest. She added that the Town did not have to have 100% compliance and should not spend its resources on obtaining total compliance. She didn't think that the people that were out on the beach volunteering to do another task should start doing any kind of enforcement. She stated that if they notice a problem, they should contact the proper channels to have them deal with the issues. Ocean Rescue Director Dabrowski agreed, adding that they should not be filling in the beach holes. He understood their concerns, but they should contact him and he can have a crew go out and fill the holes.

Mayor Pro Tempore Thibodeau asked how Ocean Rescue Director Dabrowski felt about regular citizens that were out talking to people on the beach and asking them to fill the holes that they dug. Ocean Rescue Director Dabrowski felt it was not a good idea. He thought if someone saw something while out walking that they felt was dangerous, they should contact him and he would take care of it. He added that if he could not take care of it, he would contact law enforcement. He reiterated that people should call him if there is a problem on the beach, whether it was tents, holes or dogs.

Councilor Burdick clarified that Ocean Rescue Director Dabrowski had lifeguards on a rotation so that they are on the beach from 12:00 noon to 8:00 p.m. He asked if it was every day. Ocean Rescue Director Dabrowski stated that he had two guards on that rotation during the busy days – Monday through Wednesday. He added that they are scheduled from 10:00a.m. to 6:00p.m on Thursday through Saturday. Councilor Burdick clarified that the lifeguards were on duty three days a week that were capable of tagging items on the beach. He asked if there was any reason he wasn't using the guards all three days to tag items. Town Manager Layton stated that, traditionally, Ocean Rescue Director Dabrowski has used Sunday as a free day and then tagging starts on Monday and Tuesday. Councilor Burdick thought Mayor Kingston's point about tagging the items on Sundays was a good one because the Saturday crowds were on the beaches on Sunday. Town Manager Layton stated it was an easy change to make.

Councilor Burdick felt that a mid-week push on the holes would be appropriate. He wasn't sure how Ocean Rescue Director Dabrowski could use the Duck Turtle ATV patrol to give him information. He suggested having a discussion with Jackie Orsulak to talk about the Turtle ATV patrol working with the lifeguards to obtain input so the job could be done. Mayor Pro Tempore Thibodeau agreed and thought it was a good idea. Ocean Rescue Director Dabrowski stated he was more than happy to get information wherever he could. He added that people can always call him to let him know of a situation.

Mayor Kingston asked if there have been any issues with kayaks on the beach. Ocean Rescue Director Dabrowski stated that he wasn't sure of the property lines. He added that if there was a kayak on the dunes, he wasn't sure that if he took it, he would be removing it from private property. He suggested taking an hour each evening to talk to people who leave their kayaks on the dune to ask them to comply with the rules. He added that if the kayak was far enough off the beach, it would be considered a judgment call and he would be the one making that call. Councilor Burdick noted that Jackie Orsulak's issue was that the kayaks should not be on the dunes. Town Manager Layton stated that he and Ocean Rescue Director Dabrowski discussed it and what the appropriate approach would be. He stated that they could always take a zero tolerance approach, but there were issues. He added that the ordinance did not indicate anything about items on the property line, but talked of not having anything on the dunes. He stated that his concern was that once the lifeguards started taking things that were in more of a gray area with regard to property lines, then the issue becomes how to dispose of the items as well as how to deal with them. He stated that his approach would be – if the kayak is at a community access, it could be taken – but if the kayak is left at their own property, the lifeguards should be able to determine what house it belongs to. He stated that he would prefer to have a police officer address it if it's a recurring issue. He added that the lifeguards could perform additional advisories to the public.

Mayor Kingston summarized the discussion – Council was content with the level of enforcement that was being done; Council would like to move the tagging day up by one day in order to get more compliance; and with regard to the holes – picking another day to fill the holes. Ocean

Rescue Director Dabrowski stated that it depended on the severity of the holes. He added that if they were not a hazard or a danger, he would be inclined to leave them. Councilor Burdick suggested that the holes be filled mid-week. Mayor Kingston stated that the problem with that was choosing the day to fill the holes since they would be there seven days a week. Councilor Burdick stated they should be filled Tuesday or Wednesday. Councilor Britt agreed with Ocean Rescue Director Dabrowski with regard to filling the holes on the beach. He felt that his enforcement tactics were good as the Town was getting a high level of compliance.

Councilor Burdick suggested again that a discussion happen with Jackie Orsulak. Mayor Pro Tempore Thibodeau agreed. Town Manager Layton stated that he would reach out to her and have a discussion with her.

Councilor Caviness stated that it should not be overlooked that everyone in Town can take some level of responsibility and action. She added that if there was a problem, no matter what it may be, it should be brought to someone's attention. She stated that it didn't help anyone at any level to find out about an issue after it has happened. She stated the people should pick up their phones and call if there was a problem so it could be handled.

Mayor Pro Tempore Thibodeau stated that she gave Jackie Orsulak a lot of credit for bringing the issues to Council's attention so it could be discussed. Councilor Burdick agreed. Ocean Rescue Director Dabrowski noted that Jackie Orsulak as well as other members of the Duck Turtle ATV patrol have his telephone number and can call him if there were any issues. Town Manager Layton stated that he would emphasize that to Ms. Orsulak when he talks to her. Councilor Burdick thought there needed to be better communication because it seemed like the Turtle ATV patrol was seeing issues but not contacting anyone. Mayor Kingston suggested putting the issue out in the weekly email news blast to remind people to contact Ocean Rescue Director Dabrowski if they see violations on the beach. Town Manager Layton stated it could be done.

Mayor Kingston thanked Ocean Rescue Director Dabrowski for his time.

ITEMS REFERRED TO AND PRESENTATIONS FROM THE TOWN ATTORNEY

Attorney Ben Gallop was recognized to speak. Attorney Gallop stated he had nothing to report.

ITEMS REFERRED TO AND PRESENTATIONS FROM THE TOWN MANAGER

Update on Departmental Activities

Police Chief Phillip Ferguson was recognized to speak. Police Chief Ferguson gave a brief overview of the past month's activities to Council and the audience.

Fire Chief Donna Black was recognized to speak. Fire Chief Black gave a brief overview of the past month's fire activities to Council and the audience.

Town Manager Layton gave a brief overview of the past month's permit activities to Council and the audience.

Public Information Officer Denise Walsh was recognized to speak. Public Information Officer Walsh gave a brief overview of the past month's activities to Council and the audience.

Project Update on Beach Nourishment Project

Town Manager Layton stated that he did not have the letter from CP&E in time to include with the agenda, adding that it was received on August 5, 2014. He stated that it was in front of Council and added that the majority of their work was on the Vibracore samples. He went on to show some photographs of the work that has been completed to Council and the audience. He noted that there were three areas that were identified as sand sources – one near Nags Head, one near Kill Devil Hills and Kitty Hawk and the third was approximately three miles from the Corps of Engineers pier in Federal waters. He explained that CP&E identifies the areas and pulls up samples to check for compatibility, which was required by the Bureau of Energy and Mines as well as to obtain general permits for the beach nourishment project.

Town Manager Layton stated that after they pull the sand up, they take it back to their labs to look at it more closely. He stated that they were in the process of taking the samples back and going through it preliminarily. He stated that the first two areas – off of Nags Head and Kill Devil Hills, also referred to as Borrow Sights A and B – looked good. He added that, with Borrow Sight C, they have questions on it as two areas were designated as avoidance areas, meaning that when using the Magnetometer, it identified potential archeological or cultural pieces and CP&E were not allowed to dredge in those areas. He stated that they believed that there was enough area in Borrow Sight C for the project, but there was still the question of compatibility of the sand. He hoped to give an update on whether Borrow Sight C will be able to be used by Council's September 3, 2014 meeting.

Town Manager Layton stated that CP&E will not need to take the additional 50 samples, which would have been an additional cost to the Town. He stated that the Town had paid approximately \$2,000 to help fund a white paper on increasing the dredge windows, which was important to Duck because if the dredging could be completed in the spring and summer, there would be the chance for better weather and the dredge boats would not have to demobilize. He added that the issue was sea turtles and other organisms such as whales and manatees. He stated that they completed an initial assessment of the dredge window and it will be included in the environmental assessment for the agencies. He stated that CP&E thinks they have strong data to support increasing the dredge window.

Town Manager Layton stated that later this month, he and Mayor Kingston would be participating in a meeting with Dare County, the Town of Kill Devil Hills and the Town of Kitty Hawk regarding the project. He expected there to be additional discussion at that meeting on the proposed costs as the project progresses. He stated that they expected a lively discussion on the Town's level of funding as there was concern that there may be some proposed changes and how the money would be allocated. He noted that the meeting would be held on August 27, 2014.

Town Manager Layton reviewed the beach management activities with Council and the audience.

Update on Director of Community Development Position

Town Manager Layton stated that he had been advertising over the past few weeks, primarily on the American Planning Association website, for the Director of Community Development position. He added that he received over 80 applications and his goal was to fill the position with the best qualified individual as quickly as possible. He stated that out of the 80 resumes he received; 50 were people that were not right for the position. He stated that the remainder consisted of several strong candidates and he narrowed it down to five to interview. He stated that two out of four that he interviewed were good contenders. He stated that he would be scheduling second interviews and those interviews would include Building Inspector Cory Tate,

Permit Coordinator Sandy Cross and Planning Board Chairman Joe Blakaitis as individuals to help interview the candidates.

Town Manager Layton stated that he hoped to have someone hired by the end of August. He stated that there have not been any items submitted to the Town for the Planning Board to review. He added that if there wasn't a new employee on board, he would feel comfortable canceling the Planning Board meeting for another month as long as there were no submissions.

Financial Statements for the Month of July for FY 2015

Town Manager Layton reviewed the financial statements with Council and the audience.

MAYOR'S AGENDA

Mayor Kingston stated that he would be attending the mayor's meeting on Tuesday, August 12, 2014. He stated that at the end of the month, he and Town Manager Layton would be meeting with Dare County, the Town of Kill Devil Hills and the Town of Kitty Hawk regarding the beach nourishment project and the related financials. He felt it would be an interesting meeting.

COUNCIL MEMBERS' AGENDA

Mayor Pro Tempore Thibodeau thanked Town staff for all of the events that have been held over the summer.

Councilor Burdick stated that in July, Dare County published an extensive program on what they were doing with regard to the insurance rates to get them down to a rating of 6. He stated that Building Inspector Tate had done a great job in getting Council a similar list in the past and wondered if the Town should look at it again.

Councilor Caviness had nothing to report.

Councilor Britt stated that Director of Community Development Andy Garman would be missed.

OTHER BUSINESS

Additional Public Comments

Mayor Kingston asked the public for comments. There being none, he closed the time for public comments.

CLOSED SESSION

Mayor Pro Tempore Thibodeau moved to enter into Closed Session, pursuant to N.C. General Statute §143-318.11(a)(3), to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Motion carried 5-0.

The time was 8:40 p.m.

Upon return from Closed Session, Mayor Kingston stated that the next meeting would be the regular meeting on Wednesday, September 3, 2014 at 7:00 p.m.

ADJOURNMENT

Councilor Burdick moved to adjourn the meeting.

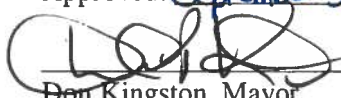
Motion carried 5-0.

The time was 9:43 p.m.



Lori A. Kopec, Town Clerk

Approved: September 3, 2014



Don Kingston, Mayor

