



## CURRITUCK COUNTY NORTH CAROLINA

June 20, 2016  
Minutes – Regular Meeting of the Board of Commissioners

### WORK SESSION

#### 1. 4 PM: Fire & EMS-Volunteer Recruitment, Training and Retention

The Currituck County Board of Commissioners held a work session at 4 PM in the Conference Room of the Historic Courthouse to hear a presentation from the Fire and Emergency Medical Services (EMS) Department on efforts related to the recruitment, training and retention of volunteers and staff. Members present included Chairman Griggs and Commissioners Aydlett, Beaumont, Gilbert, O'Neal and Payment. Commissioner Hall did not attend the work session. Fire and EMS Chief Ralph Melton introduced EMS Training Officer April Elmore and Fire Training and Recruitment Officer Ray Irizarry. As relatively new employees, each relayed their experience, backgrounds and certifications for the Board and, using a powerpoint, described new programs and reviewed their goals and initiatives for future implementation. Training goals presented by Ms. Elmore for EMS staff included quarterly in-service and one-on-one skills programs, specialty and gap services training for EMS and Fire, and civilian education for government employees, volunteers, coaches and others who work with the public. Mr. Irizarry reviewed personnel and volunteer training needs for fire departments, presented his plans to continue participation in community events for recruitment purposes, and showed the Board a short training video which could be used as a recruitment tool. He stressed the need for young people to volunteer, highlighting Crawford Township's robust Junior Firefighter program. Mr. Irizarry said a committee comprised of members from all county volunteer fire organizations has been formed to help facilitate training standardization and consistency. Both presenters look forward to working together with the Sheriff and other departments, College of the Albemarle, and Currituck County High School, to expand recruitment and training opportunities. The Board thanked Ms. Elmore and Mr. Irizarry, praising their efforts and ideas. The Board asked, and Mr. Irizarry and Ms. Elmore agreed, to provide the Board with periodic progress updates.

### 5:00 CALL TO ORDER

The Currituck County Board of Commissioners met for its regular meeting in the Board Meeting Room of the Historic Courthouse, located at 153 Courthouse Road, Currituck, North Carolina.

Attendee Name	Title	Status	Arrived
David L. Griggs	Board Chairman	Present	
O. Vance Aydlett	Vice Chairman	Present	
S. Paul O'Neal	Commissioner	Present	
Paul M. Beaumont	Commissioner	Present	
Marion Gilbert	Commissioner	Present	
Mike D. Hall	Commissioner	Present	
Mike H. Payment	Commissioner	Present	

Chairman Griggs called the meeting to order and announced the earlier work session on Fire and EMS training, recruitment and retention.

**A) Invocation & Pledge of Allegiance-Reverend Lewis Antonucci, Jarvisburg Church of Christ**

Mr. Lewis Antonucci of the Jarvisburg Church of Christ gave the Invocation and led the Pledge of Allegiance.

**B) Approval of Agenda**

Chairman Griggs amended the agenda, adding Item 7 to Consent Agenda, a Resolution of the Currituck County Board of Commissioners supporting certain sections of HB 1030 2016 Appropriations Act related to modifications to the North Carolina Marine Fisheries Commission and its authority.

Commissioner O'Neal moved to approve with the addition. Commissioner Gilbert seconded and the motion carried unanimously.

Approved Agenda:

**Work Session**

4 PM: Fire & EMS-Volunteer Recruitment, Training and Retention

**5:00 Call to Order**

- A) Invocation & Pledge of Allegiance-Reverend Lewis Antonucci, Jarvisburg Church of Christ
- B) Approval of Agenda

**Public Hearings**

- A) **Public Hearing and Action: PB 16-09 Currituck County:** Request to amend the Unified Development Ordinance, Chapter 3. Zoning Districts and Chapter 6. Subdivision and Infrastructure Standards for lots that exceed the county water supply system connection distance formula.

**New Business**

- A) **Consideration of An Ordinance of the Currituck County Board of Commissioners Amending Section 8-98 of the Currituck County Code of Ordinances Regarding Traffic Regulations for Outdoor Tour Operator Vehicles and Section 8-100 to Provide for Appeal From Issuance of Civil Citations**

**B) Ordinance of the Currituck County Board of Commissioners Amending Section 2- 56 of the Currituck County Code of Ordinances Modifying the Time for the Regular Meetings of the Currituck County Board of Commissioners**

**C) Board Appointments**

1. Appointments to the Historic Boat and Building Advisory Board
2. Game Commission
3. Appointment to the Fire and EMS Advisory Board

**D) Consent Agenda**

1. Approval Of Minutes for June 6, 2016
2. JCPC Certification
3. Softball Fields, Currituck Community Park - Change Order #1
4. Approval of Application for Alcohol at Ruritan Park-Knotts Island Peach Festival
5. Petition for Road Addition-Lloyd's Lane, Aydlett
6. Consideration and Approval of Job Description Revisions
- 7. Amended Agenda Item**-Resolution of the Currituck County Board of Commissioners Supporting Certain Sections of HB 1030 2016 Appropriations Act Related to Modifications to the North Carolina Marine Fisheries Commission and its Authority.

**E) Commissioner's Report**

**F) County Manager's Report**

**Public Comment**

***Please limit comments to matters other than those appearing on this agenda as a Public Hearing. Public comments are limited to 5 minutes.***

**Closed Session**

Closed Session Pursuant to G.S. 143-318.11(a)(3) to Preserve the Attorney-Client Privilege and to Consult With the County Attorney Regarding Matters Entitled Price Solar, LLC v. Currituck County; Wheeler v. Currituck County; Ecplexus, Inc. v. Currituck County; Moyock Commercial Properties, LLC v. Currituck County and Swan Beach Commercial, LLC v. Currituck County.

**Adjourn**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	S. Paul O'Neal, Commissioner
<b>SECONDER:</b>	O. Vance Aydlett, Vice Chairman
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner

## PUBLIC HEARINGS

### A. Public Hearing and Action: PB 16-09 Currituck County:

Planning and Community Development Director, Ben Woody, reviewed the text amendment, which derived from a request the Board of Commissioners made during their 2016 retreat as a way to address county water supply and extension standards. Mr. Woody compared the current ordinance with proposed changes, and noted effects resulting from changes within the North Carolina legislature, including a requirement that Counties must also accept letters of credit and bonds in addition to cash deposits to satisfy performance guarantees. The Planning Board recommended approval.

To: Board of Commissioners  
From: Planning Staff  
Date: May 20, 2016  
Subject: PB 16-09 Currituck County Development - Utilities Text Amendment

At the 2016 BOC Retreat in January, the board directed planning staff to prepare a text amendment that would address the county's water supply and extension standards in areas that are not currently served by the county water supply system and in a way that would preserve the full service development concept.

Specifically, the proposed amendment addresses areas not currently served by the county water supply system by allowing development in the Agricultural zoning district at a lower density and increased lot size. This will provide a development alternative without connecting to the county water supply system when properties are located beyond the formulated connection distance. In addition, the proposed amendment also removes the performance guarantee and supports installation of the infrastructure on properties located in non-exempt areas of the county. The connection distance formula would only apply to the Agricultural zoning district and provide an alternative when the distance does not financially support connection.

The purpose of this text amendment is to:

- Maintain the county water supply connection standards for development and continue to exempt family subdivisions, lots in the Fruitville Township, and lots in the Moyock-Gibbs Woods Township. This will ensure water main extensions occur in a manner that support sound fiscal management and economic growth.
- Remove the performance guarantee and connection distance formula for water infrastructure (except exemptions) and promote the installation of utilities in targeted growth areas. (WS3)
- Maintain the connection formula for properties in the Agricultural zoning district and, provide an exemption for lots in the Agricultural zoning district located beyond the formulated distance connection requirement. This will occur with a reduction in density allocation and an

increase in lots size in order to protect the county's rural character and allow development at densities consistent with available public utilities.

The 2006 Land Use Plan Policy statements that are relevant to the request are as follows:

**POLICY WS3:** Currituck County endorses UTILITIES EXTENSION POLICIES that focus water and sewer services (1) within existing developed areas and in nearby targeted growth areas identified as Full Service and Limited Service areas, (2) where development densities would make the provision of all public services more efficient, (3) where the land is particularly well suited for development and (4) away from environmentally sensitive areas, such as areas with extensive wetlands or the northern beaches of the Outer Banks.

**POLICY WS4:** Currituck County endorses utilities extension policies that avoid those parts of the county best suited for agriculture and to PROTECT FARMLAND FROM DEVELOPMENT PRESSURES brought about by such utilities. Exceptions to this policy may include extensions for major economic development initiatives, and extensions to address imminent public health problems or related environmental hazards.

**Recommendation:**

Planning staff recommends **approval** of the text amendment because it is consistent with the goals, objectives, and policies of the Land Use Plan by continuing to focus water service in existing developed areas, in nearby targeted grown areas identified as full service and limited service, and results in a logical and orderly development pattern.

**Planning Board Recommendation:**

Mr. Craddock moved to approve PB 16-09 as presented because it is consistent with the goals, objectives, and policies of the Land Use Plan; it endorses utilities extension policies that focus water and sewer services; and it protects farmland from development pressures brought about by such utilities. Mr. Whiteman seconded the motion and motion carried.

**PB 16-09**  
**CURRITUCK COUNTY**

Amendment to the Unified Development Ordinance Chapter 3. Zoning Districts and Chapter 6. Subdivision and Infrastructure Standards, for lots that exceed the county water supply system connection distance formula.

BE IT ORDAINED by the Board of Commissioners of the County of Currituck, North Carolina that the Unified Development Ordinance of the County of Currituck be amended as follows:

**Item 1:** That Chapter 3. Zoning Districts is amended by adding the following underlined language and deleting the struck-through language:

**3.3.3. Agriculture (AG) District**

AG  
AGRICULTURAL  
DISTRICT



### A. DISTRICT PURPOSE

The Agricultural (AG) district is established to accommodate agriculture and agriculturally-related uses (including residential development) at very low densities in rural portions of the county. The district is intended to preserve and protect active agricultural uses, farmlands, and other open lands for current or future agricultural use. The district accommodates small-scale residential uses and allows farmers to capture a portion of the land's development potential through special provisions for conservation subdivisions that allow a portion of a tract or site to be developed with single-family homes while the balance of the site is left as open lands available for continued agricultural use. The district accommodates a wide range of agricultural and agricultural-related uses like "agri-business" and "agri-entertainment", but prohibits uses that are not directly related to or that do not provide direct support for agricultural activities.

### B. LOT PATTERNS



### C. LOT CONFIGURATION



### F. DIMENSIONAL STANDARDS

TD = Traditional Development

CS = Conservation Subdivision Development

	T D	CS		T D	C S	
Max. Gross Density (du/ac)	N / A	-	Min. Front Setback (ft) [4]	2 0	N / A	3
With 50% Open Space (du/ac)	0.3		Min. Corner Side Setback (ft)	2 0	N / A	4
<u>County Water Supply</u>	-	3				
<u>No County Water Supply [7]</u>		0.1 5				
With 60% Open Space (du/ac)	0.4		Min. Major Arterial Street Setback (ft)	5 0	5 0	5
Max. FAR (%)	0.	N/A	Min. Side Setback (ft)	1	1	6

4			5	5
0				
Min. Lot Area (acres) [1]	-		Min. Rear Setback (ft)	2 5 N / A 7
County Water Supply (square feet)	30,000		Min. Agriculture Setback (ft) [5]	N / A 5 0 8
No County Water Supply (acres) [7]	2		Min. Accessory Use Setback (ft)	1 0 1 0 9
Max. Lot Area (acres)	N / A	N/A	Min. Driveway/Parking Setback (ft)	1 0 N / A 0
Min. Lot Width, Interior Lot (ft) [2]	1 2 5	N/A	1 Min. Fill Setback from all Lot Lines (ft)	1 0 1 0
Min. Lot Width, Corner Lot (ft) [3]	1 3 5	N/A	2 Min. Wetland/Riparian Buffer (ft) [5]	5 0 5 0
Max. Lot Depth	[3]	N/A	Max. Building Height (ft) [6]	3 5 3 5 -
Max. Lot Coverage (%)	3 0	30	Min. Spacing Between Principal Buildings (ft)	1 0 3 1 =
				0

[1] Minor subdivision lots shall be at least 40,000 square feet in area on public water supply and, 3 acres in area when the proposed minor subdivision exceeds the county water supply connection distance formula

[2] All lots shall maintain a minimum street frontage of 35 feet

[3] Lot depth shall not exceed four times the lot width

[4] Front setbacks shall be measured from ultimate ROW line

[5] Applied to major subdivisions platted after January 1, 2013 and site plans on lots 10 acres in area and greater

[6] Not applied to farm structures meeting minimum setbacks plus an additional setback of one foot for each foot in height over 35 feet

[7] Applied to subdivisions that exceed the county water supply connection distance formula in Chapter 6

### 3.4.2. Single-Family Residential-Mainland (SFM) District

# SFM

## SINGLE-FAMILY RESIDENTIAL MAINLAND



### A. DISTRICT PURPOSE

The Single-Family Residential-Mainland (SFM) district is established to accommodate low density residential neighborhoods and supporting uses on mainland Currituck County ~~outside of Full Service areas~~. The district is intended to accommodate residential development in ways that will not interfere with agricultural activity, interrupt scenic vistas from the Caratoke Highway, or place undue stress on the county's educational infrastructure. A variety of residential use types are allowed in the district, including single-family detached homes, manufactured homes on their own lots, detached accessory dwelling units, as well as duplexes. The district accommodates agriculture, equestrian uses, minor utilities, as well as various neighborhood-supporting institutional uses such as parks, open space, religious institutions, schools, and similar uses. This district also includes the conservation subdivision option with the ability to accommodate up to one unit per acre in Full Service areas designated on the future land use map of the Land Use Plan. Major utilities require approval of a use permit, while commercial, office, and industrial uses are prohibited.

### B. LOT PATTERNS



### F. DIMENSIONAL STANDARDS

TD = Traditional Development

CS = Conservation Subdivision Development

	TD	CS		T D	C S
Max. Gross Density – Traditional Dev. (du/ac)	N/A	-	Min. Front Setback (ft)	2 0	N /
Max. Gross Density – Conservation Subdivisions			Min. Corner Side Setback (ft) [4]	2 0	N /
In Rural/Conservation Areas (du/ac)	-	0.3 3	Min. Major Arterial Street Setback (ft)	5 0	5 0
					4

In Limited Service Areas (du/ac)	–	0.7 5	Min. Side Setback (ft)	1 0	1 0	5
In Full Service Areas (du/ac)	–	1.0	Min. Rear Setback (ft)	2 5	N /	6
Max. FAR (%)	0.4 0	N/A	Min. Agriculture Setback (ft)	5 [5]	5 0	7
Min. Lot Area (sq ft)	40, 000	25, 000	Min. Accessory Use Setback (ft)	1 0	10	8
Max. Lot Area (acres)	N/A	N/A	Min. Driveway/Parking Setback (ft)	1 0	N /	9
Min. Lot Width, Interior Lot (ft) [1]	125	N/A	Min. Fill Setback from all Lot Lines (ft)	1 0	1 0	
Min. Lot Width, Corner Lot (ft)	135	N/A	Max. Building Height (ft)	3 5	3 5	0
Max. Lot Depth	[2]	N/A	Min. Wetland/Riparian Buffer (ft) [5]	5 0	5 0	–
Max. Lot Coverage (%)	30 [3]	30	Min. Spacing Between Principal Buildings (ft)	1 0	1 0	=
<p>[1] All lots shall maintain a minimum street frontage of 35 feet</p> <p>[2] Lot depth shall not exceed four times the lot width</p> <p>[3] 35% for platted lots of 19,000 sf in area or less</p> <p>[4] Front setbacks shall be measured from ultimate ROW line</p>			<p>[5] Applied to major subdivisions platted after January 1, 2013 and site plans on lots 10 acres in area and greater</p>			

**Item 2:** That Chapter 6. Subdivision and Infrastructure Standards is amended by adding the following underlined language and deleting the struck-through language:

### 6.2.3. Utility Standards

#### D. Water Supply Standards

##### (1) Water Supply System Required

- (a) Every principal use and every buildable lot in a subdivision shall be serviced by a means of water supply that is adequate to accommodate the reasonable needs of such use or lot and that complies with all applicable health regulations.
- (b) All buildable lots within a planned unit development, planned development, or multi-family development

shall be connected and serviced by the county water supply system.

(c) Except for family subdivisions, and lots in the Fruitville and Moyock-Gibbs Woods Townships, and lots located in the Agricultural (AG) zoning district, all new subdivisions and nonresidential development shall be connected and serviced by the county water supply system, if the distance between the closest existing county water main and the proposed development is within the following formula distance: 100 feet for each of the first ten units plus 20 feet for each additional unit.

*Example: a proposed subdivision with 30 single-family dwelling units located 1,400 feet or less from an existing water main shall connect  $(10 \text{ units} \times 100) + (20 \text{ units} \times 20)$ .*

(d) In determining the number of units proposed in a phased development, the number of units for water services relates to the total number of proposed units for the entire tract rather than a single phase of the proposed development.

(ed) All new subdivisions located in the AG zoning district shall be connected and serviced by the county water system if the distance between the closest existing county water main and the proposed development is within the following formula distance: 100 feet for each of the first ten units plus 20 feet for each additional unit. In determining the number of units proposed in a phased development, the number of units for water services relates to the total number of proposed units for the entire tract rather than a single phase of the proposed development.

*Example: a proposed subdivision with 30 single-family dwelling units located 1,400 feet or less from an existing water main shall connect  $(10 \text{ units} \times 100) + (20 \text{ units} \times 20)$ .*

Where the distance to the closest existing county water main exceeds the formula in (e) above, the developer shall submit a performance guarantee in the form of a cash deposit for future water improvements in an amount equal to 115 percent of the estimated full cost of completing the required improvements, including the costs of materials and labor. Improvements include, but are not limited to, the water main (required extension distance), laterals, service lines, meter boxes, yokes, and fire hydrants, meet the minimum dimensional standards in Chapter 3 for lots not served by the county water supply system located in the AG zoning district.

(f) The maximum connection distance for nonresidential uses shall be determined by converting projected water demand from the development into an equivalent number of residential units and applying the formula in (cd) above. For the purposes of this section, an individual residential dwelling unit uses 250 gallons of water per day.

*Example: a proposed nonresidential use is anticipated to use 7,500 gallons of water per day. This is equivalent to 30 residential units (7,500/250 = 30), and the use shall connect if it is located 1,400 feet or less from an existing water main (10 units x 100) / (20 units x 20).*

(ge) Water lines owned by the Ocean Sands Water and Sewer District shall be considered part of the county's water supply system for the purposes of this section.

**Item 3:** The provisions of this Ordinance are severable and if any of its provisions or any sentence, clause, or paragraph or the application thereof to any person or circumstance shall be held unconstitutional or violative of the Laws of the State of North Carolina by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions which can be given effect without the invalid provision or application.

**Item 4:** This ordinance amendment shall be in effect from and after the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

After review, Commissioner O'Neal asked about the many homes located on the outskirts of the county, specifically Backwoods and South Mills roads. Mr. Woody said two new communities in those locations provided their own, internal water systems. Commissioner O'Neal expressed concern that the county will be treating certain areas differently than other parts of the county. During discussion, Mr. Woody said the Board is considering how the county should grow, suggesting growth from the inside, nearer to services and expanding outward, is easier to manage. Chairman Griggs discussed the demand for services in the County and said encouraging development far from where infrastructure is available may create a burden as residents begin to require services. Types of service needs in these areas were discussed, and residential densities in the South Mills area were compared with those of Gibbs Woods and Knotts Island, also where water service is not present.

Chairman Griggs opened the Public Hearing. With no one signed up nor wishing to speak, the Public Hearing was closed.

Commissioner Beaumont moved to approve public hearing PB 16-09. The motion was seconded by Commissioner Hall and passed on a 5-2 vote, with Chairman Griggs and Commissioners Aydlett, Beaumont, Hall and Payment voting in favor. Commissioners Gilbert and O'Neal voted against.

<b>RESULT:</b>	<b>APPROVED [5 TO 2]</b>
<b>MOVER:</b>	Paul M. Beaumont, Commissioner
<b>SECONDER:</b>	Mike D. Hall, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, Paul M. Beaumont, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner
<b>NAYS:</b>	S. Paul O'Neal, Commissioner, Marion Gilbert, Commissioner

## NEW BUSINESS

### A. Consideration of An Ordinance of the Currituck County Board of Commissioners Amending Section 8-98 of the Currituck County Code of Ordinances Regarding Traffic Regulations for Outdoor Tour Operator Vehicles and Section 8-100 to Provide for Appeal From Issuance of Civil Citations

County Attorney, Ike McRee, reviewed the ordinance amendments with the Board, explaining the provisions of the two items relevant to tour operators; stopping in the roadway and a provision for the appeal of civil citations issued under the ordinance.

Mr. McRee explaining the changes then described the process for the issuance and collection of civil fines. Commissioner Aydlett suggested a process for appeals is already in place as part of the permitting process for tour operators. He and other Commissioners expressed concerns with allowing tour vehicles to stop in or along the side of roadways and in front of rental homes to view horses. When asked by Commissioner Payment, Mr. McRee said tour operators would be able to continue tours while an appeal was pending. Commissioner Beaumont said the ordinance change is not what he expected and, like Commissioner Aydlett, could not support it. Commissioner Hall also agreed with Commissioner Aydlett and said he believes the ordinance changes would prove to be

unsafe.

Commissioner O'Neal moved to allow those who wanted to speak on the issue to do so at this time. Commissioner Aydlett seconded and the motion carried unanimously.

Melinda Farmer-Holloman said she believes the ordinance should be amended through collaboration with area property owners. She discussed life-safety issues, and suggested the shoulders of the roadways may actually be someone's property. Wants to work with Board

Dorothy Messina of White Heron Drive, Corolla, said citizens should have input and invited the Board to come to the area to participate in a citizen meeting.

Commissioner Beaumont moved to disapprove agenda item A, Amending section 8-98 of the Currituck County Code of Ordinances regarding traffic regulations for Outdoor Tour Operator Vehicles and Section 8-100 to provide for appeal from issuance of civil citation. The motion was seconded by Commissioner Aydlett and carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Paul M. Beaumont, Commissioner
<b>SECONDER:</b>	O. Vance Aydlett, Vice Chairman
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner

**B. Ordinance of the Currituck County Board of Commissioners Amending Section 2-56 of the Currituck County Code of Ordinances Modifying the Time for the Regular Meetings of the Currituck County Board of Commissioners**

County Attorney, Ike McRee, reviewed the ordinance amending the start time for Board of Commissioner meetings to 6 PM.

Commissioner O'Neal moved to approve and was seconded by Commissioner Gilbert.

During discussion, Commissioner Hall said he believed 7 PM would be better. He also suggested moving the public comment item up on the agenda. Commissioner Aydlett said he had heard from residents who support the 5 PM meetings, but he is willing to compromise with a 6 PM start time. He, along with Commissioner Payment, said moving Public Comment can be discussed. Commissioner O'Neal noted the late nights with a 5 PM start time, and to consider the late hours should the meetings be pushed back two hours.

With no further discussion, the motion passed 6-1. Chairman Griggs and Commissioners Aydlett, Beaumont, Gilbert, O'Neal and Payment voted in favor. Commissioner Hall voted against. With the ordinance passing its first reading, but lacking the required unanimous vote, a second reading was scheduled for the next Board of Commissioner meeting.

<b>RESULT:</b>	<b>APPROVED [6 TO 1]</b>
<b>MOVER:</b>	S. Paul O'Neal, Commissioner
<b>SECONDER:</b>	Marion Gilbert, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike H. Payment, Commissioner
<b>NAYS:</b>	Mike D. Hall, Commissioner

### C) Board Appointments

#### 1. Appointments to the Historic Boat and Building Advisory Board

County Manager, Dan Scanlon, said the Boat and Building committee is already an active group and asked the Board officially recognize the committee as the advisory board. Chairman Griggs said the members were selected based on their expertise and interest in boat restoration and the building of the facility for display. Commissioner Gilbert nominated Travis Morris, Mike Doxey, Carl Ross, Penny Leary-Smith, and Tameron Kugler, with Commissioner Griggs serving ex-officio without voting rights. Tameron Kugler would also serve as ex-officio but with a vote, and Commissioners would add two more members.

After Board discussion, no one seconded the original motion. Commissioner O'Neal entered a substitute motion, nominating Travis Morris, Penny Leary-Smith, Mike Doxey, and Carl Ross, with three additional members to be appointed. Both Tameron Kugler and David Griggs would serve as ex-officio members with a vote. Commissioner Hall said the citizen appointees should be the voting members, and opposed giving voting rights to Commissioner Griggs and Tameron Kugler, Tourism Director, due to the fact that both would have a committee vote and in addition, have input and the ability to make decisions as to the final outcome.

The motion was seconded by Commissioner Aydlett. The motion passed 6-1, with Commissioner Hall opposed.

<b>RESULT:</b>	<b>APPROVED [6 TO 1]</b>
<b>MOVER:</b>	S. Paul O'Neal, Commissioner
<b>SECONDER:</b>	O. Vance Aydlett, Vice Chairman
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike H. Payment, Commissioner
<b>NAYS:</b>	Mike D. Hall, Commissioner

#### 2. Game Commission

Commissioner Payment nominated Jeremy Evans to the Game Commission. Commissioner Gilbert seconded and the nomination was unanimously approved.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Mike H. Payment, Commissioner
<b>SECONDER:</b>	Marion Gilbert, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner

### 3. Appointment to the Fire and EMS Advisory Board

As Commissioner Beaumont is the Board representative serving on the Advisory, Commissioner O'Neal suggested he provide a recommendation for the rest of the Board to consider.

All agreed, and Commissioner Aydlett moved to table the item pending applicant review by Commissioner Beaumont. Commissioner Gilbert seconded and the motion carried unanimously.

<b>RESULT:</b>	<b>CONTINUED [UNANIMOUS]</b>	<b>Next: 7/18/2016 5:00 PM</b>
<b>MOVER:</b>	O. Vance Aydlett, Vice Chairman	
<b>SECONDER:</b>	Marion Gilbert, Commissioner	
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner	

### D) Consent Agenda

Commissioner Aydlett moved to approve the Consent Agenda. The motion was seconded by Commissioner Gilbert and carried unanimously.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	O. Vance Aydlett, Vice Chairman
<b>SECONDER:</b>	Marion Gilbert, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner

#### 1) Approval Of Minutes for June 6, 2016

1. Minutes of June 6, 2016
2. JCPC Certification
3. Softball Fields, Currituck Community Park - Change Order #1
4. Approval of Application for Alcohol at Ruritan Park-Knotts Island Peach Festival

**5. Petition for Road Addition-Lloyd's Lane, Aydlett****6. Consideration and Approval of Job Description Revisions****E) Commissioner's Report**

Commissioner O'Neal asked Mr. Scanlon to provide an update on the status of the proposed county park in Moyock. Mr. Scanlon said Parks and Recreation held a community meeting that was not well attended and will hold a second meeting with additional advertising methods to gain better attendance. A design professional did put together a park rendering for review.

Commissioner O'Neal discussed a proposed power rate increase by Dominion and asked the Board to adopt a resolution or compose a letter to vehemently oppose the request. He said someone should attend and represent the county at the public comment meeting and speak for the citizens on this issue. He also wants to request a hearing in Currituck County.

Commissioner O'Neal asked Mr. McRee to review legislation moving through the General Assembly. Mr. McRee provided a brief synopsis on pending legislation, much of which would affect planning and development. He noted proposed changes to bond requirements for performance guarantees for construction of streets and roads, explained modifications to NCDOT requirements for acceptance of streets for inclusion in the state system, and changes that would allow developers to file a plat and sell lots without requiring infrastructure to be in place.

Commissioner Payment commented on the earlier work session with Fire and EMS and encouraged citizens to become volunteer firefighters.

Commissioner Beaumont announced his attendance at the Arreva Tennessee casting facility ribbon cutting in Moyock, passing on positive comments from company representatives who said Currituck was an easy locale to work with and strived to ensure their facility would be completed on schedule or before. He said the company is already looking to expand the line and employ an additional fifteen people. Commissioner Beaumont said it is a testimony to Currituck County and staff's ability to work with others who want to work with us and applauded Ben Woody, the planning staff and Economic Development Director Peter Bishop. He also encouraged folks to check out the high ropes course being constructed at the YMCA.

Commissioner Hall was welcomed back by the other members and had nothing to report.

Commissioner Aydlett asked about working with professional associations to address the proposed planning changes moving through the legislature. Mr. Woody said he has sent comments to his planning association and the North Carolina Association of County Commissioners. Commissioner Aydlett moved to submit a resolution to oppose the bills and Commissioners unanimously supported the request.

He said he had been made aware of a rodent problem at the Knotts Island ferry sight and reported, after several calls, the grounds clean up had begun.

Chairman Griggs announced a survey is available to Currituck residents who wish to provide input into the County's Land Use Plan update. The survey can be found online at [www.imaginecurrituck.com](http://www.imaginecurrituck.com) and paper copies are available at county libraries and Senior Centers.

Chairman Griggs discussed the lack of items tracking to the next Board of Commissioners meeting. With only one item that was not time sensitive, the Board chose to cancel the July 5, 2016, regular meeting of the Board of Commissioners, and hold the next regular meeting as scheduled on July 18, 2016.

#### **F) County Manager's Report**

The County Manager had nothing to report.

#### **PUBLIC COMMENT**

***Please limit comments to matters other than those appearing on this agenda as a Public Hearing. Public comments are limited to 5 minutes.***

Speakers signed up had been permitted to speak during the discussion and consideration of Item A under New Business. No additional speakers were signed up nor wished to speak at Public Comment.

#### **CLOSED SESSION**

- 1. Closed Session Pursuant to G.S. 143-318.11(a)(3) to Preserve the Attorney-Client Privilege and to Consult With the County Attorney Regarding Matters Entitled Price Solar, LLC v. Currituck County; Wheeler v. Currituck County; Ecoplexus, Inc. v. Currituck County; Moyock Commercial Properties, LLC v. Currituck County and Swan Beach Commercial, LLC v. Currituck County.**

Commissioner Aydlett moved to enter closed session pursuant to G.S. 143-318.11(a)(3) to preserve the Attorney-Client privilege and to consult with the County Attorney regarding matters entitled Price Solar, LLC v. Currituck County; Wheeler v. Currituck County; Ecoplexus, Inc. v. Currituck County; Moyock Commercial Properties, LLC v. Currituck County; and Swan Beach Commercial, LLC v. Currituck County.

Commissioner Beaumont seconded and the motion carried unanimously. The Board of Commissioners entered closed session.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	O. Vance Aydlett, Vice Chairman
<b>SECONDER:</b>	Paul M. Beaumont, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner

#### **ADJOURN**

#### **Motion to Adjourn Meeting**

The Board of Commissioners returned from Closed Session at 9:30 PM, and with no further business, Commissioner Payment moved to adjourn. Commissioner Beaumont seconded, the motion carried unanimously, and the June 20, 2016, meeting of the Board of Commissioners was concluded.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Mike H. Payment, Commissioner
<b>SECONDER:</b>	Paul M. Beaumont, Commissioner
<b>AYES:</b>	David L. Griggs, Board Chairman, O. Vance Aydlett, Vice Chairman, S. Paul O'Neal, Commissioner, Paul M. Beaumont, Commissioner, Marion Gilbert, Commissioner, Mike D. Hall, Commissioner, Mike H. Payment, Commissioner