

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

> January 5, 2021 COUNCIL MEETING-5:30 P.M.-PITTS CENTER

- 1. Opening
 - A. Call Meeting to Order
 - B. Pledge of Allegiance
 - C. Moment of Silence
 - D. Amendments to / Approval of Agenda
 - E. Consent Agenda TAB 1
 - o Council Meeting Minutes November 4, 2020 & December 1, 2020
 - Extend Emergency Sick Leave Policy until Governor's State of Emergency is lifted

2. Presentation

- A. Historic Landmarks Appreciation-Lorelei Costa
- B. Beach Nourishment Funding-Dare County Manager-Attorney Bobby Outten TAB 2
- 3. Staff Reports
 - A. Deputy Town Manager/Planning Director
 - B. Police Chief
 - C. Fire Chief, Southern Shores Volunteer Fire Department
 - D. Town Manager's Report
 - E. Town Attorney's Report
- 4. General Public Comment (Limit: 3 minutes per speaker.)
- 5. Old Business
- 6. New Business
 - A. Historic Landmarks Commission Appointment TAB 3
 - B. Town Code Update Planning Board Direction **TAB 4**
 - C. NCLM Legislative Goals TAB 5
- 7. General Public Comment (Limit: 3 minutes per speaker.)
- 8. Other Business
 - A. Mayor's Comments & Responses
 - B. Council Member's Comments & Responses
- 9. Adjourn

SOUTHERA SHOORES					
T OF THE OWNER OWNER OF THE OWNER O					
CAROLINA					
Town of Southern Shores					
Regular Council Meeting November 4, 2020					
November 4, 2020					
The Town of Southern Shores Town Council met in the Pitts Center located at 5377 N. Virginia Dare Trail at 5:30 p.m. on Wednesday, November 4, 2020.					
COUNCIL MEMBERS PRESENT: Mayor Bennett, Mayor pro tem Elizabeth Morey and Councilmen Matt Neal, Jim Conners, and Leo Holland.					
COUNCIL MEMBERS PARTICIPATING REMOTELY: None					
COUNCIL MEMBERS ABSENT: None					
OTHERS PRESENT: Town Attorney Will Norrell, Town Manager Cliff Ogburn, Finance Officer/ HR Director Bonnie Swain, Deputy Town Manager/Planning Director Wes Haskett, Town Clerk Sheila Kane, Police Chief David Kole, Fire Chief Ed Limbacher, and Public Works Director David Bradley.					
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					
MOTION : Councilman Holland moved to approve the agenda as presented. The motion was seconded					
by Mayor pro tem Morey. The motion passed unanimously (5-0).					
CONSENT AGENDA					
The consent agenda consisted of the following items:					
 Council Meeting Minutes – October 6, 2020 					
Budget Amendments					
 #13-Cemetery Maintenance 					
 #14- Additional Police Officer 					
 #15-Town Website Upgrade #16 Subblick Device Subblick Device Device					
 #16-Establish Beach Fund in Capital Reserve Fund 					
MOTION: Mayor Bennett moved to remove budget amendment #13 from the consent agenda and place it					
under new business-Item 5C. The motion was seconded by Councilman Holland. The motion passed unanimously (5-0).					

47	MOTION: Mayor Bennett moved to approve the consent agenda as amended. The motion was seconded by
48	Councilman Conners. The motion passed unanimously (5-0).
49	
50	
51	STAFF REPORTS
52	The following department heads presented department reports for the month:
53	 Deputy Town Manager/Planning Director Wes Haskett presented the department's monthly
54	permit report for the month of October.
55	 Police Chief David Kole presented the Police Department's report for October.
56	 Fire Chief Ed Limbacher presented the Fire Department's report for October.
57	 The Town Manager presented the Manager's report on operations highlights:
58	 NC 158 Paving- The NCDOT and their Contractor, RPC Construction, milling and re-
59	surfacing on Hwy 158 from the Wright Memorial Bridge through the Southern
60	Shores / NC 12 Intersection is due to be complete November 25 th .
61	 Beach Nourishment- 2020 Annual Monitoring and Initial Permitting Coordination
62	Task 1 – Annual Beach Profile Data Acquisition-98% complete
63	Task 2 – Annual Data Analysis and Report -55% complete
64	Task 3 – Inter-Agency Coordination / BOEM G&G Permitting -100% complete
65	 Beach Nourishment- 2022 Permitting & Design
66	Task 1 – Environmental Documentation and Permitting -15% complete
67	Task 2 – Engineering and Design-15% complete
68	Task 3 – Borrow Area Investigations and Design-1% complete
69	Task 4 – Native Sampling -80% complete
70	Task 5 – Survey to Quantify 3-Inch Clasts on Native Beach-98% complete
71	\circ In October, the Town received \$1,408,247.19 in grant funding from the N.C.
72	Department of Environmental Quality's Division of Water Resources (DWR). The
73	award from the Coastal Storm Damage Mitigation Fund will help fund the Town's
74	beach nourishment project.
75	• Two other grants (storm water related) will be coming up for future agenda items.
76	• Recognize Police Department for being out and about on Halloween, community
77	involvement.
78	
79	GENERAL PUBLIC COMMENT
80	Mayor Bennett called for public comment and hearing no citizens wishing to speak, Mayor Bennett
81	closed public comment.
82	
83	BUSINESS ITEMS
84	Beach Nourishment- Resolution 2020-11-01-Resolution Declaring the Intent of The Town of Southern
85	Shores to Reimburse Itself for Capital Expenditures Incurred in Connection with A Beach Nourishment
86	Project from The Proceeds of Tax-Exempt Obligation.
87	
88	Resolution 2020-11-01 ensures that all costs associated with the planned 2022 Beach Nourishment project
89	are accounted for and paid by the funds borrowed for the project. The Town is permitted to reimburse the
90	general fund for costs associated with planning for the beach nourishment project from the funds borrowed
91	to pay for construction. The Federal Tax Code permits the Town to reach back 60 days for hard costs, which
92	none have been spent to date. However, we can reach back as far as necessary to capture "preliminary
93	expenditures", i.e. soft costs.
94	
95	MOTION: Councilman Holland moved to approve Resolution 2020-11-01- Declaring the Intent of The Town

96 of Southern Shores to Reimburse Itself for Capital Expenditures Incurred in Connection with A Beach

97	Nourishment Project from The Proceeds of Tax-Exempt Obligation as presented. The motion was seconded
98	by Councilman Conners. The motion passed unanimously (5-0).
99	
100	
101	Amendment to the Unassigned Fund Balance Policy
102	At its October 20, 2020 Workshop, the Town Council directed staff to bring back to its November 4, 2020
103	regular meeting and amendment to the Unreserved Fund Policy to do two things:
104	1-Increase the minimum unassigned fund balance from \$1.75 million to \$3 million dollars, and
105	2-Include language to make clear that the primary use of these funds is for emergency purposes.
106	
107	Town Manager Ogburn stated staff recommends that the Town Council adopt the attached amended fund
108	balance policy. Doing so should present a commitment on the Town's behalf to continue its strong financial
109	position and conservative approach to managing its revenue and expenditures while allowing the Town
110	Council to exercise its discretion in prioritizing its spending above the minimum amount. A \$3 million dollar
111	minimum is generally 50 percent of the Town's annual operating budget which will help ensure the town is
112	prepared to handle the inevitable emergency circumstance.
113	Mayor are tom Maroy asked Town Managar Ogburn if the unforegoen emergency percentained a
114 115	Mayor pro tem Morey asked Town Manager Ogburn if the unforeseen emergency paragraph contained a
	description that Mr. Ogburn was clear and comfortable with interpreting. Mr. Ogburn stated this is just a
116 117	policy statement and he is comfortable with the definition and clear intent.
117	Councilman Neal stated the policy states it is to be reviewed annually and the budget time seems like an
118	
120	appropriate time.
120	Town Manager Ogburn stated the policy review could be placed in the wording of the budget ordinance,
121	forcing it to be reviewed.
122	for chight to be reviewed.
123	MOTION: Councilman Neal moved to approve the amendment to the unassigned fund balance policy. The
124	motion was seconded by Mayor pro tem Morey. The motion passed unanimously (5-0).
125	motion was seconded by mayor protein morey. The motion passed diammodsly (5-0).
127	
128	Dare County Tourism Board Appointment/Reappointment
129	In January 2020 the Dare County Board approved appointment for Councilman Leo Holland to complete
130	Councilman Christopher Nason's term through January 2021. Councilman Holland fulfilled Mr. Nason's
131	remaining term (one year) and is eligible for reappointment, to serve a full term or Council can
132	nominate another member.
133	
134	MOTION: Councilman Neal moved to reappoint Councilman Holland as the town representative on the
135	Dare County Tourism Board as first choice; Mayor pro tem Morey second choice and Councilman Conners
136	third. The motion was seconded by Mayor pro tem Morey. The motion passed unanimously (5-0).
137	
138	
139	Planning Board Appointment
140	The Southern Shores Planning Board Alternate Member 2 position is currently vacant. On October 10, 2020,
141	Town Staff received an application from Janis Collins to serve on the Town Planning Board as an Alternate
142	Member. This vacancy currently has a term that is valid until June 30, 2021.
143	· · ·
144	MOTION: Mayor pro tem Morey moved to appoint Janis Collins to the alternate #2 Planning Board
145	position. The motion was seconded by Councilman Conners. The motion passed unanimously (5-0).
146	

147						
148	Budget Amendment #13-Cemetery					
149	Public Works staff has requested an expenditure from the Town Cemetery fund for cemetery maintenance.					
150	The original request of \$8,000 which would replace the stone in the existing driveway, repair markers and					
151	grind tree stumps, was reduced to \$2000 for minor maintenance at this time. The minor maintenance would					
152	consist of stump removal and marker repair.					
153						
154	MOTION: Councilman Holland moved to approv	e budget amendment #13-cemetery maintenance in the				
155		Mayor pro tem Morey. The motion passed unanimously (5-				
156	0).					
157	-).					
158						
159	COUNCIL COMMENTS					
160		rough our community and encouraged residents to stay				
161	vigilant by wearing a mask and practicing social d					
162						
163	Councilman Holland reported on the Tourism Boa	ard:				
164	•	last year. It was up 27% year prior to that, hence the reason				
165	it is only 1% increase this year from last.					
166		at you can to support the local businesses through these				
167	times.					
168		eate plans for the event site but has not met since February				
169	because of Covid.					
170						
171	Councilman Holland also asked that we remembe	er the families that were lost in the tragic fire down in				
172	Buxton.					
173	Dancom					
174	Councilman Conners stated Bill Jones. the owner	of Northeast Marine recently passed. He has done work for				
175	many residents in this Town over the years and will be missed.					
176	.,					
177	Councilman Conners also thanked Town staff for	their work ethics.				
178						
179	Mavor Bennett took a moment to reinforce Mave	or pro tem Morey's comments. Covid infections are on an				
180	upswing, please do not leave your masks at home					
181	,					
182	ADJOURN					
183	Hearing no other business, Mayor Bennett called	for a motion to adjourn.				
184	-	n the meeting. The motion was seconded by Councilman				
185	Neal. The motion passed unanimously (5-0). The					
186	. , , ,	•				
187						
188						
189	ATTEST:	Respectfully submitted,				
190		· · ·				
191						
192	Thomas G. Bennett, Mayor	Sheila Kane, Town Clerk				

	SOUTHERN
1	or All strong
2	
3	No.
4	
5	CAROLINA
6	
7	Town of Southern Shores
8	Regular Council Meeting
9 10	December 1, 2020
10	
12	The Town of Southern Shores Town Council met in the Pitts Center located at 5377 N. Virginia Dare Trail
13	at 5:30 p.m. on Tuesday, December 1, 2020.
14	
15	COUNCIL MEMBERS PRESENT: Mayor Bennett, Mayor pro tem Elizabeth Morey and Councilmen Matt
16	Neal, Jim Conners, and Leo Holland.
17 18	COUNCIL MEMBERS PARTICIPATING REMOTELY: None
19	COUNCIL MEMBERS FARTICIPATING REMOTELT. NOTE
20	COUNCIL MEMBERS ABSENT: None
21	
22	OTHERS PRESENT: Town Attorney Ben Gallop, Town Manager Cliff Ogburn, Deputy Town
23 24	Manager/Planning Director Wes Haskett, Town Clerk Sheila Kane, Police Chief David Kole, Fire Chief Ed Limbacher, and Public Works Director David Bradley.
24	Lindacher, and Public Works Director David Bradley.
26	CALL TO ORDER / PLEDGE OF ALLEGIANCE / MOMENT OF SILENCE
27	Mayor Bennett called the meeting to order at 5:30 p.m., led the Pledge of Allegiance, and held a
28	moment of silence.
29	
30	AMENDMENTS / APPROVAL OF AGENDA
31 32	Town Manager Cliff Ogburn requested item 6A be considered immediately following the Fire Chief's monthly report (item 3C) to accommodate scheduling.
33	MOTION: Councilman Holland moved to approve the agenda with amendment. The motion was
34	seconded by Mayor pro tem Morey. The motion passed unanimously (5-0).
35	
36	CONSENT AGENDA
37	The consent agenda consisted of the following items:
38	 Council Meeting Minutes – October 20, 2020
39 40	MOTION. Councilment Helland moved to ensure the concert accords as presented. The metion was accorded
40 41	MOTION : Councilman Holland moved to approve the consent agenda as presented. The motion was seconded by Councilman Neal. The motion passed unanimously (5-0).
42	by could man wear. The motion passed analimously (5 0).
43	PRESENTATIONS
44	• Tribute to Warren Davis-Mayor Bennett recognized Warren Davis for his 37 years of community
45	involvement with so many organizations here on the Outer Banks. We also celebrated Warren's
46	coming 100 th birthday, December 16, 1920.

47 48 0 Employee Recognition 49 • Forest Hood, 5 Years of Service 50 New Employee Introduction-Marcey Baum, Permit Officer & Kevin Clark, Building 51 Inspector/ Code Enforcement Officer 52 SSPD Recognition-Dare County Motorcycle Toy Run-Terry Gray 0 53 54 **STAFF REPORTS** 55 The following department heads presented reports for the month: 56 Deputy Town Manager/Planning Director Wes Haskett presented the department's monthly 0 57 permit report for the month of November. In respect to the Town code update, the Town 58 Attorney's comments have been addressed and the necessary revisions have been made. The 59 Planning Board will begin its review of the public hearing draft January 19, 2021. 60 • Police Chief David Kole presented the Police Department's report for November. 61 Fire Chief Ed Limbacher presented the Fire Department's report for November. 0 62 63 Southern Shores Fire District Firefighters' Relief Fund 64 The Fire Department Relief Fund is a board of five members, two of which are appointed by the Town 65 Council. The Fire Chief serves as a tiebreaker vote only. 66 67 Monique Mims from 207 Sea Oats Lane is the recommendation from the Southern Shores Volunteer 68 Fire Department for appointment of a Southern Shores citizen as a Trustee to the Southern Shores Fire 69 District Firefighters' Relief Fund Board of Trustees. The Fire District Firefighters' Relief Fund is governed 70 by state statutes of Article 84 of Chapter 58. 71 72 Hearing no objections to the appointment, Mayor Bennett called for a motion. 73 **MOTION:** Councilman Conners moved to appoint Monique Mims to the Southern Shores Fire District 74 Firefighters' Relief Fund Board of Trustees. The motion was seconded by Councilman Holland. The 75 motion passed unanimously (5-0). 76 77 **GENERAL PUBLIC COMMENT** 78 Mayor Bennett called for public comment and the following citizen provided comment: 79 80 Paul Borzellino-Invitation to his annual Christmas display on 7th Avenue, December 15-January 5. 81 82 **BUSINESS ITEMS** 83 **Beach Nourishment-MSD Boundaries** 84 Town Manager Ogburn directed Council on the process of establishing one or more Municipal Service 85 Districts to generate revenue to fund the 2022 beach nourishment project. He reported, at this time, with 86 funding from the Dare County Beach Nourishment Occupancy Fund uncertain, the focus will mostly be on 87 establishing the district boundaries with less emphasis on potential tax rates for each of the districts until 88 funding becomes clear. The districts can be established first and the tax rate applied later with the adoption 89 of the annual operating budget. 90 91 In January of this year, DEC Associates presented to Town Council the typical process for funding beach 92 nourishment projects to date in Dare County. The assumption being that funding from occupancy tax for 93 beach nourishment would pay half of the cost of each project. The funding models assume that the other 94 half would come from the equivalent of 7.82 cents of each town' tax levy with the remaining portion 95 negotiated with the County to be paid out of the occupancy tax for beach nourishment. The terms of the 96 County contribution will need to be clarified in an Inter-local Agreement that the County and Town approve.

- 97 Current planning calls for property tax to be levied through a town wide tax so that all properties within the
- 98 Town contribute, coupled with one or more Municipal Service Districts. The size and makeup of these
- 99 Municipal Service Districts is what the Town Council needs to consider.
- 100

101 Mr. Ogburn presented a PowerPoint presentation with two options [attached], with the assumption that the 102 Town will need to generate \$1,224,775 per year for 5 years to pay its portion of a ~\$16 million-dollar 103 project. Its staff's opinion that regardless of the County funding, the boundaries will remain the same unless 104 the project is greatly altered. In January of 2021, the Council will need to direct staff to prepare a report 105 which initiates the process. The timeline that has been drafted for this process has the final adoption of the 106 districts in April of 2021. There is approximately one month of excess time built into the calendar. The tax 107 rates for the municipal services districts will go into effect July 1,2021. The Dare County Tax Collector has 108 requested that our districts be established no later than May 4, 2021 so that they can prepare for collection 109 of the new tax.

110

111 Mayor Bennett reported there is no action at this time that Town Council needs to take. However, staff 112 appreciates any feedback and discussion to generate a consensus among Council members to establish the 113 districts.

114

115 Councilman Conners requested some street names be provided in the notice. 116

117 Councilman Holland asked what the protocol was for those wanting to be excluded?

118

Town Attorney Gallop reported that those property owners wanting to be excluded would need to do so by
 requesting it at the public hearing or in writing within 5 days of the hearing.

Councilman Neal confirmed that at the January meeting, Council will discuss the boundaries and then the
 February meeting Council will be provided a map reflecting these new boundaries. Town Manager Ogburn
 concurred.

125

Councilman Neal and Conners both discussed ocean influence maps. Councilman Conners requested Town
 Manager Ogburn to provide examples at the January meeting of how other towns tax for beach
 nourishment.

129

Mayor pro tem Morey stated if we introduce ocean influence into our discussion, could we direct the Town
 Manager to possibly get some more background as to how the ocean influence was derived. Town Manager
 Ogburn confirmed that he could provide that information.

133

134 No further action was taken at this time.

135

136 Historic Landmarks Commission Appointments

137 The two-year terms for Historic Landmarks Commission (HLC) members Lorelei Costa, Tony DiBernardo, and 138 Richard Perkins will expire on December 11, 2020. HLC member Lorelei Costa has notified Town Staff that 139 she will soon no longer reside in Southern Shores and therefore will no longer be eligible to serve on the

139 she will soon no longer reside in Southern Shores and therefore will no longer be eligible to serve on the 140 HLC. HLC members Tony DiBernardo and Richard Perkins have both indicated that they would like to

- 141 continue serving on the HLC. There are currently no applications on file to fill the vacancy created by Lorelei
- 142 Costa's departure.
- 143

144 **MOTION:** Mayor Bennett moved to reappointment Tony DiBernardo and Richard Perkins as members of

the Historic Landmarks Commission. The motion was seconded by Councilman Conners. The motion passed
 unanimously (5-0).

- 147
- Mayor pro tem Morey and Councilman Conners both inquired as to future appointments to fill the vacancy created by Lorelei Costa's resignation due to eligibility.
- 150
- 151 Deputy Town Manager/Planning Director Wes Haskett stated the Town is currently seeking applicants.
- 152 153

154 Resolution 2020-12-01-CSDM Award Funding

155Town Manager Ogburn reported in October, the Town received \$1,408,247.19 in grant funding from the156N.C. Department of Environmental Quality's Division of Water Resources (DWR). The award from the157Coastal Storm Damage Mitigation Fund will help fund the Town's beach nourishment project. As part of the158grant award process, the Town needs some additional steps to receive the funding. In order for the State to159move forward with executing the contract and disperse funding, the Town will need to submit a resolution160from the Council regarding the funding, a copy of the Town's Conflict of Interest Policy, an Appropriation161Request form and a letter requesting the funds.

162

The Town's present Conflict of Interest Policy is predicated upon Federal funding. The policy will need to be
 amended to capture State law.

166 **MOTION:** Mayor Bennett moved to approve the conflict of interest statement. The motion was seconded 167 by Mayor pro tem Morey. The motion passed unanimously (5-0).

168

MOTION: Mayor Bennett moved to approve Resolution 2020-12-01 CSDM Award Funding and letter
 requesting funds, as presented. The motion was seconded by Councilman Holland. The motion passed
 unanimously (5-0).

172 173

174 **2021** Council Meeting Schedule – Resolution 2020-12-02

- 175 Councilman Neal requested to move the April 6th meeting one week out to accommodate a scheduling176 conflict.
- MOTION: Mayor Bennett moved to approve the 2021 Council meeting schedule-Resolution 2020-12-02
 with an April amended meeting date of April 13, 2021. The motion was seconded by Mayor pro tem Morey.
- 179 The motion passed unanimously (5-0).
- 180
- 181 Councilman Holland confirmed the workshop meetings are not being canceled and will be held the third182 Tuesday of the month, as needed.
- 183
- 184

185 Consideration of Street Project – Wood Duck Court Asphalt Overlay

The Wood Duck Ct. road improvement project was brought to the Streets Committee with an estimated cost and explanation of why it was important to consider. The committee chose to forward it directly to Council, rather than make a decision on it. The request is to direct the Town Manager to use funds of \$18,430 to

rather than make a decision on it. The request is to direct tmake necessary repairs/improvements to Wood Duck Ct.

- 190
- 191 Councilman Conners stated the street does not consist of many homes but there is storm drainage issues192 and a true need for repairs.
- 193
- 194 Councilman Neal stated the streets committee had overwhelming support for the project utilizing the
- 195 remaining money already budgeted for streets this year.
- 196

- 197 Councilman Holland stated there has been two requests from homeowners on that street to address the
- 198 improvements needed.199
- Mayor pro tem Morey's understanding is there has been more recent activity on that street, a house under
 construction with contractor trucks coming and going. This is the original street that has never been
 repaired or improved and this additional impact has made the street worse than it was before. Ms. Morey
 asked if the contractors were to be held liable. The Town needs to be vigilant with contractors and others
 that are abusing the roads.
- 205
 206 Councilman Conners stated the road could have been not quite up to standards to begin with and the
 207 narrowness of the road doesn't help. The Town does require a surety bond from all contractors.
 208
- 209 Deputy Town Manager/Planning Director Wes Haskett confirmed that there are contractors working on a 210 house on that street. The contractor has fixed landscaping issues caused by the trucks but did not have the 211 ability to make additional repairs to the road that, as Council said, was not quite adequate to begin with.
- 212

MOTION: Mayor Bennett moved to direct the Town Manager to use \$18,430 to make necessary
 repairs/improvements to Wood Duck Ct. The motion was seconded by Councilman Neal. The motion passed
 unanimously (5-0).

216 217

218 Consideration of Paving Study

Councilman Neal requested a moment to discuss a paving study, a tool to construct upon for the Town
 Manager to develop a 10 plus year plan, as well as financial planning. All of Council agreed to address the
 item at this time.

222

Councilman Neal stated the Town of Southern Shores had a paving study previously (ITRE Report) and it would behoove the Town to move forward with a new study. The study would be good for 5-8 years. He admitted the Streets Committee was not entirely comfortable with the idea and got the impression they most likely thought the expense of the study would need to come from the annual street improvement budget allocation. Councilman Neal strongly supported the idea of a paving study. He stated with the study, the Streets Committee can then weigh in on additional improvements, such as sidewalks. The study would give the Town Manager and Streets Committee a base to work with.

230

Mayor pro tem Morey stated historically citizen input has been a great value in the street priority list. She
was initially not sold on the pavement study but with the explanation of providing a base to start, and
keeping citizen input, she would support the study.

234

Town Manager Ogburn stated pavement studies are worth the expense. Street improvement is Southern Shores is the largest capital expense, and we are not doing it in an efficient way. He estimated the pavement study to cost approximately \$30,000 and from there a 10-year plan could be developed.

238

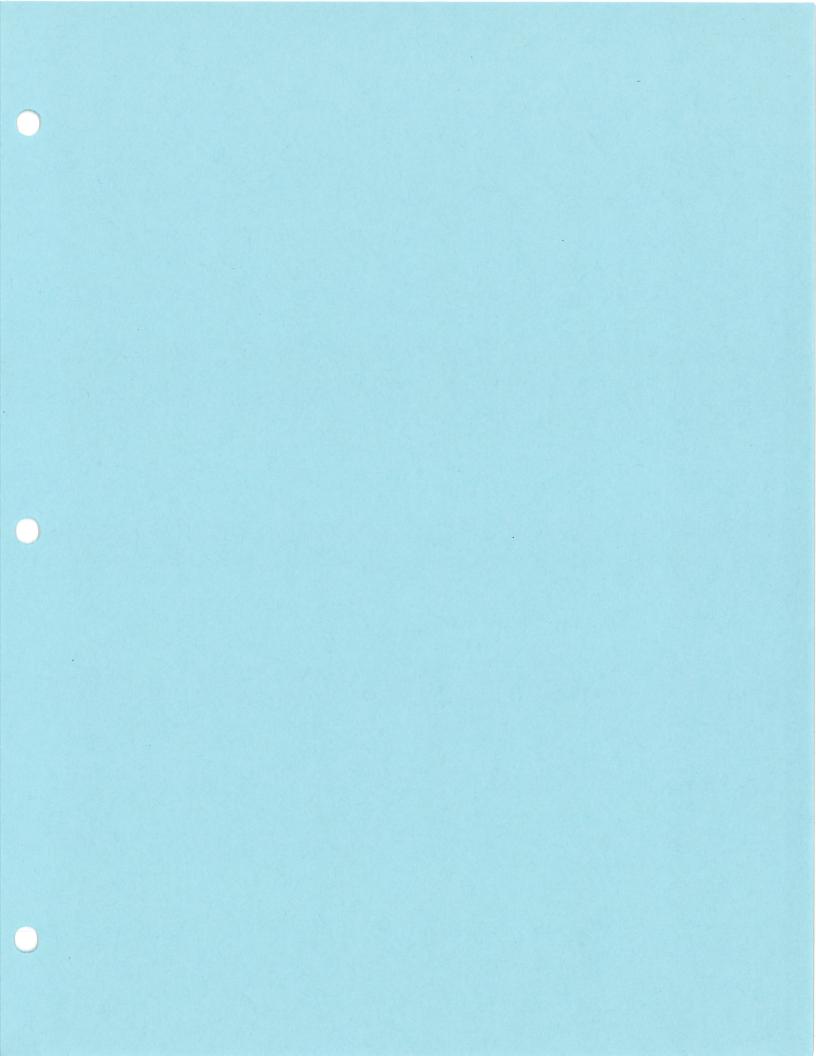
Mayor Bennett stated the residents of this Town know the streets better than anyone. He agrees the studywould provide a base for the committee to work with.

241

242 Councilman Conners supports the study but wanted to make sure the analysis did not weigh heavily on how 243 many homes are on a particular street. He stated the study will remove any politics from decision making,

- 244 providing unbiased facts of street conditions and priorities.
- 245

246 247 248 249		the Town Manager to issue an RFQ for a street paving study for s seconded by Councilman Holland. The motion passed					
250 251 252	Councilman Conners inquired if the RFQ would come to Council for approval, or just the request for qualifications submissions once received.						
253 254 255 256	Council agreed the Town Manager was capable of creating and advertising the RFQ and Council would consider the submissions once received.						
257	PUBLIC COMMENT						
258 259		o citizen wishing to speak he closed public comment.					
260							
261 262	COUNCIL COMMENTS	aff members and wished everyone a Merry Christmas.					
262	Councilinal Neal welcomed the new Town sta	an members and wished everyone a Merry Christmas.					
265 264 265	Councilman Conners did the same, including a thank you to Mayor Bennett for recognizing Warren Davis.						
266 267 268 269 270	Councilman Holland reported Holy Redeemer Catholic Church will be hosting a blood drive from 12-6 p.m. Wednesday, December 2 nd . He also provided a brief update on the Tourism Board; occupancy being up 6% for the year, but meals are still 22% off for the calendar year. The Throwdown Surf Benefit raised \$33,000, which was donated to the Community Foundation.						
270	ADJOURN						
272 273	Hearing no other business, Mayor Bennett called for a motion to adjourn. MOTION: Councilman Holland moved to adjourn the meeting. The motion was seconded by Councilman						
274 275 276 277	Neal. The motion passed unanimously (5-0). 1	he time was 7:10 pm.					
278 279 280	ATTEST:	Respectfully submitted,					
281	Thomas G. Bennett, Mayor	Sheila Kane, Town Clerk					





Agenda Item Summary Sheet Date: <u>January 5, 2021</u> Item # <u>Consent Agenda</u>

Item Title: Consideration of Extending the Town Emergency Paid Sick Policy

Item Summary: The Families First Coronavirus Response Act was passed by Congress and signed by the President on March 14, 2020. The Act was meant to respond to the economic impacts of the ongoing COVID-19 pandemic. The Act, among other things, provided paid leave for employees affected by the pandemic.

The Families First Coronavirus Response Act required certain employers to provide their employees with paid sick leave or expanded family and medical leave for specified reasons related to COVID-19. Though not required to adhere to the act due to the number of Town employees being below the minimum, on April 7, 2020 the Town Council adopted the attached Personnel Policy to adhere to the requirements of the FFCRA. The new policy provided paid sick leave for employees through December 31, 2020.

Eligible employees for purposes of emergency family or medical leave available under this policy must have been employed by the Town for at least 30 calendar days before requesting the leave.

Reason for Emergency Paid Sick Leave

Employees are eligible to take Emergency Paid Sick Leave if they are unable to work (or telework, if allowed) due to a need for leave because:

- 1. They are subject to a federal, state, or local quarantine or isolation order related to COVID-19;
- 2. They have been advised by a health care provider to self-quarantine due to concerns related to COVID-19;
- 3. They are experiencing symptoms of COVID-19 and are seeking a medical diagnosis;
- 4. They are caring for an individual who is subject to an order as described in 1 above or who has been advised to quarantine or isolate due to concerns related to COVID-19;

- 5. They are caring for their own child (i) because their school or place of care is closed, or (ii) because their child's childcare provider is unavailable, due to COVID-19 precautions; or
- 6. They are experiencing substantially similar conditions as specified by the Secretary of Health and Human Services, in consultation with the Secretaries of Labor and Treasury.

Duration/Compensation

Employees entitled to Emergency Paid Sick Leave:

- 1. Full-time employees: Up to 80 hours of pay for non-exempt employees, two weeks of pay for exempt employees, or a two-week equivalent of pay for police, at their regular pay rate. However, when caring for a family member (for reasons 4, 5, and 6 above), Emergency Paid Sick Leave is paid at two-thirds the employee's regular rate.
- 2. Part-time employees: Emergency Paid Sick Leave provided under this Policy is calculated based on the number of hours the employee works, on average, over a two-week period. Except in extraordinary circumstances, the two-week period used will be the two full weeks immediately preceding the date the leave is requested.
- 3. Paid leave under this shall not exceed \$511 per day (\$5,110 in total) where leave is taken for reasons 1, 2, and 3 described above (generally, an employee is unable to work because of their own illness or quarantine); or \$200 per day (\$2,000 in total) where leave is taken for reasons 4, 5, or 6 (where the employee is unable to work due to a need to care for others or school closures).

The Stimulus Bill that Congress passed Monday, December 21, 2020 did not include an extension of these benefits.

Staff Recommendation: Staff recommends that Town Council extend the Policy until the current Declaration of a State of Emergency addressing COVID-19 is rescinded.

Requested Action: A motion to approve extending the Town's Emergency Sick Leave Policy through the end of the COVID-19 State of Emergency.

Attachments:

Emergency Sick Leave Policy



Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949 Phone 252-261-2394 / Fax 252-255-0876 info@southernshores-nc.gov www.southernshores-nc.gov

The Town provides eligible employees with emergency paid sick leave and emergency FMLA leave under certain conditions as required by the Families First Coronavirus Relief Act. These are two separate forms of leave that in some cases are governed by different rules, as set forth below.

Eligibility

All classes of employees are eligible for emergency paid sick leave and emergency FMLA leave. All employees are eligible for emergency paid sick leave under this policy regardless of the length of their employment. To be an "eligible" employee for purposes of emergency family or medical leave available under this policy, the employee must have been employed by the Town for at least 30 calendar days before requesting the leave.

A. <u>Reason for Emergency Paid Sick Leave</u>

You may take Emergency Paid Sick Leave if you are unable to work (or telework, if allowed) due to a need for leave because:

- 1. You are subject to a federal, state, or local quarantine or isolation order related to COVID-19;
- 2. You have been advised by a health care provider to self-quarantine due to concerns related to COVID-19;
- You are experiencing symptoms of COVID-19 and are seeking a medical diagnosis;
- 4. You are caring for an individual who is subject to an order as described in 1, above or who has been advised to quarantine or isolate due to concerns related to COVID-19;
- 5. You are caring for your own child (i) because their school or place of care is closed, or (ii) because your child's childcare provider is unavailable, due to COVID-19 precautions; or
- 6. You are experiencing substantially similar conditions as specified by the Secretary of Health and Human Services, in consultation with the Secretaries of Labor and Treasury.

Duration/Compensation

Employees are entitled to Emergency Paid Sick Leave:

- Full-time employees: Up to 80 hours of pay for non-exempt employees, two weeks of pay for exempt employees, or a two-week equivalent of pay for police, at their regular pay rate. However, when caring for a family member (for reasons 4, 5, and 6 above), Emergency Paid Sick Leave is paid at two-thirds the employee's regular rate.
- Part-time employees: Emergency Paid Sick Leave provided under this Policy is calculated based on the number of hours the employee works, on average, over a two-week period. Except in extraordinary circumstances, the two-week period used will be the two full weeks immediately preceding the date the leave is requested.
- Paid leave under this shall not exceed \$511 per day (\$5,110 in total) where leave is taken for reasons 1, 2, and 3 described above (generally, an employee is unable to work because of their own illness or quarantine); or \$200 per day (\$2,000 in total) where leave is taken for reasons 4, 5, or 6 (where the employee is unable to work due to a need to care for others or school closures).

Leave Rules

- You may elect to use Emergency Paid Sick Leave before using any accrued paid leave. You are not required to use any other paid leave before using Emergency Paid Sick Leave.
- No leave provided by the Town before April 1, 2020 may be credited against your leave entitlement. In addition, Emergency Paid Sick Leave provided under this Policy cannot be carried over after December 31, 2020 and will not be paid out upon termination.

Requesting Emergency Paid Sick Leave

• If you need to take Emergency Paid Sick Leave, provide notice as soon as possible. Normal call-in procedures apply to all absences from work. You are not required to search for or find a replacement employee to cover the hours during which you are using leave under this policy.

B. Reason for Emergency FMLA Leave

An eligible employee is entitled to Emergency FMLA Leave if the employee is unable to work (or telework, if allowed) due to a need for leave to care for their own child < 18 y.o. because the school or childcare facility for the child has been closed due to public health emergency, or because the childcare provider of such child is unavailable due to a public health emergency.

Duration/Compensation

- No pay is available for first 10 days of leave unless the employee elects to substitute any accrued vacation leave, sick leave or Emergency Sick Leave.
- After 10 days, part-time and full-time employees will receive two-thirds of the employee's regular rate of pay for the number of hours they would normally be scheduled to work, capped at \$200/day and \$10,000 total.

Leave Rules

You may elect to use any accrued paid leave during the first 10 days of Emergency FMLA Leave.

Requesting Emergency FMLA Leave

Where the need for Emergency FMLA Leave provided for in this policy is foreseeable, the employee must provide their supervisor with as much notice of the leave as is practicable.

Job Restoration

The return to work provision of the Town's FMLA Leave policy shall apply to an employee who takes Emergency FMLA leave under this policy.

C. General Provisions

Retaliation

The Town will not retaliate against any employee who requests or takes Emergency Paid Sick Leave or Emergency FMLA Leave in accordance with this policy.

Expiration

This policy and the leave options provided by it expires on December 31, 2020.

Approved:



Agenda Item Summary Sheet Date: January 5, 2021 Item # 2 - B

Item Title:Update on Dare County Occupancy Tax for Beach Nourishment
funding plan

Item Summary: Dare County Manager/Attorney Bobby Outten will present to the Town Council the present funding plan based off the financial modeling for allocating funds from the Beach Nourishment Occupancy Tax Fund.



Agenda Item Summary Sheet Date: 01-05-2021

Item #: 6A

Item Title: Historic Landmarks Commission Appointment

Item Summary: There is currently one vacant seat on the Historic Landmarks Commission (HLC) due to the departure of Lorelei Costa. Town Staff has two applications on file from citizens interested in serving on the HLC. The term for the position would take effect immediately and expire on December 11, 2022.

Staff Recommendation: Appointment of Charlie Andrews or Michael Guarracino as a member of the HLC.

Requested Action: Motion to appoint Charlie Andrews or Michael Guarracino as a member of the HLC with a term that is valid until December 11, 2022.

Attachments: HLC terms spreadsheet and Board Volunteer Applications for Charlie Andrews and Michael Guarracino.

Submitted by: Wes Haskett

SOUTHERN SHORES HISTORIC LANDMARKS COMMISSION MEMBER STATUS AS OF 12/30/2020

		CYCLE	TERM OF AP	POINTMENT		
		AND	Start	End		
L		TERM	Term	Term		
<u> </u>	SEATED ME					
1	Kristine Kiousis	A, 3 years	6-Dec-19	6-Dec-22		
2	Lee Whitley	B, 3 years	6-Dec-19	6-Dec-22		
<u> </u>		D, o years	0-D00-10	0.000-22		
3		C, 2 years	1-Dec-20	11-Dec-22		
4	Richard Perkins	D, 2 years	1-Dec-20	11-Dec-22		
L						
5	Tony DiBernardo					
		E, 2 years	1-Dec-20	11-Dec-22		
•						
					······································	
	·					
			<u> </u>			
			<u> </u>			
		-				
		-				
		_1	L			

Wes Haskett

From:	CHARLIE ANDREWS <charliecda@cs.com></charliecda@cs.com>		
Sent:	Monday, December 7, 2020 12:34 PM		
То:	info@southernshores-nc.gov		
Subject:	Application for Historic Landmarks Commission		

Below is my application for your consideration:

TOWN OF SOUTHERN SHORES BOARD VOLUNTEER APPLICATION Municipal Board(s), Commission(s), or Committee(s) interested in: ___Historic Landmarks

Commission	
NAME:Charlie Andrews	PHONE: (HOME) 703 869-
7006 PHONE: (WORK)	Email:
charliecda@cs.com	
ADDRESS:3 Point Comfort Lane	
OCCUPATION (Past & Present)Retired	Formerly an international telecom exec
responsible for Africa sales at Sprint International and O	range Business
Services	
EDUCATIONAL BACKGROUND	
School(s) Dates	
Washington & Lee University graduated Cum Laude ir	1971

experiences, training or interest, which you have that you feel would be useful in the work of this Board, Commission, or Committee: (Use additional pages if needed)

Specific

I have a lifelong interest in history (minored at W&L), archaeology, and ancient civilizations; having traveled throughout the world and studied their origins. Am a member of the OBX Civil War Roundtable and have given a presentation there.

I have an immense love for the history of the outer banks and would appreciate the opportunity to give back to the community by helping to preserve its heritage.

EMPLOYER _____

Area of Study Cert or Degree
DATE: Commerce and History, B.S. 1967-1971_____

Sent from my iPhone

TOWN OF SOUTHERN SHORES BOARD VOLUNTEER APPLICATION

DATE: December 15, 2020

Municipal Board(s), Commission(s	s), or Committe	ee(s) interested in:	·····	
NAME: Michael Guarracino		PHONE: (HOME) (54	0) 735-6323	
		PHONE: (WORK)		
	Ema]: mguarracino@verizon.net		
ADDRESS: 118 Tall Pine Lane Southe	rn Shores NC, 27	949		
OCCUPATION (Past & Present) Deputy Marshal of the Court		EMPLOYER Supreme Court of the United	States	
Security Executive Weapons, EOD, Security, Law Enforcement, Intelligence		Department of Defense U.S. Navy LCDR - Retired		
School(s)	Dates	Area of Study	Cert or Degree	
American Military University	2014	Security Management	BA with Honors	
•				
	••••••			

Specific experiences, training or interest, which you have that you feel would be useful in the work of this Board, Commission, or Committee: (Use additional pages if needed)

Recently retiring from the federal government and moving to Southern Shores I would welcome the opportunity to serve our

community. While serving at the Court in addition to security and law enforcement I was deeply involved in architectural, contstruction, and historic renovations to the Supreme Court building. Additionally, I have served as President, Vice President,

and Chairman of the Architectual Control Committee for two HOAs.



Mr. MICHAEL J. GUARRACINO

Mr. Mike Guarracino manages complex programs for law enforcement, homeland defense, emergency preparedness, and security clients with a national reputation for his expertise in security, law enforcement, force protection, terrorism, intelligence, COOP, COG, and ECG.

Prior to Gray Wolf Associates, Mike served at the Supreme Court of the United States as the Deputy Marshal for Security. In this capacity, he was the principal assistant to the Marshal in the development coordination and execution of the Court's security, executive protection, intelligence, and emergency preparedness programs for the protection of the Court., Justices and employees on a global basis

Prior to the Court. Mike served as a charter member and the Deputy Director, Force Protection Directorate at the Defense Threat Reduction Agency and played a lead role in the planning and execution of over 500 Joint Staff Integrated Vulnerability Assessments and other select Special Assessments for the Chairman of the Joint Chiefs of Staff. In 1998, his involvement with the program was instrumental in DTRA winning the Award of "Most Outstanding Antiterrorism Innovation/Action - DoD Component."

Mike enlisted in the Navy in 1977 achieving the rank of Senior Chief and was commissioned in 1987 While on active duty, he served as a nuclear weapons supervisor, deputy chief of police, security officer, special security engagement tactical team commander, accident/incident response commander, senior intelligence analyst, and counterintelligence officer. As a multidisciplinary expert, Mike participated in numerous national-level committees tasked to influence security policies and technology developments both within and outside the Department of Defense. For the Undersecretary of Defense for Acquisition and Technology, he independently provided program management for the exploratory development of multimillion-dollar stateof-the-art technologies related to combating terrorism. He retired as a LCDR from the Naval Reserve in October 2001 as the Naval Explosive Ordnance Disposal Technical Division Executive Officer,

After leaving the Navy, Mike went to Bankers Trust *Company* where he managed the Bank's worldwide emergency operations center, 120-person security force, and domestic security program. He managed investigations into white-collar crime, conducted assessments to of security and corporate intelligence programs, and served as member of the New York Financial Crimes Task Force. Additionally, Mike directed security assessments and executed the installation and integration of interior and exterior electronic security equipment for multimillion-dollar design and construction projects.

Leaving Bankers Trust Company Mike went to work for the Department of Defense, Federal Bureau of Investigation, and Department of Energy in countering the threat of proliferation, acquisition, and smuggling of weapons of mass destruction by terrorist, paramilitary, and criminal organizations internationally. He conducted national-level terrorist related exercises and served as a senior technical advisor for Department of Defense and Department of Energy Combating Terrorism Programs.

Mike is married to Theresa Rogers Guarracino has a daughter Kailtyn, son Matthew and granddaughter Nakaylah.



Agenda Item Summary Sheet Date: 01-05-2021

Item #: 6B

Item Title: Town Code Update Planning Board Direction

Item Summary: The Town has been in the process of updating the Town Code since 2015 with the assistance of a consultant, CodeWright Planners. A Citizen Survey has been conducted, two public forums have been held, and the Planning Board reviewed Module One of three and submitted comments on it to the consultant in 2018. At this point, all three modules have been revised to reflect comments submitted by Town Staff, the Planning Board (Module One only), and the Town Attorney (Zoning Chapter only). The Adoption Draft can be viewed in its entirety at https://www.southernshores-nc.gov/wp-content/uploads/2020/12/11-24-2020-Adoption-Draft.pdf. The next step in the adoption process requires the Planning Board's final review and recommendation to the Town Council. The following Chapters require the Planning Board's final review and recommendation: Chapter 4, Definitions; Chapter 22, Zoning; Chapter 26, Subdivisions; and Chapter 28, Flood Damage Prevention.

Staff Recommendation: Direct the Planning Board to conduct its final review of the applicable Chapters in the Town Code Update.

Requested Action: Motion to direct the Planning Board to conduct its final review of the applicable Chapters in the Town Code Update.

Attachments: None

Submitted by: Wes Haskett



Agenda Item Summary

Date: January 5, 2021

Item # 6 - C

Item Title: North Carolina League of Municipalities Advocacy Goals

Item Summary: The NCLM Board of Directors revised the member-driven process that forms the NCLM legislative policy positions. The goal was to expand the process to receive as much input from all municipal officials that reflects the diversity of members' opinions and circumstances.

This process coincides with the start of each new legislative biennium. During evennumbered years, members meet to share their legislative goals and priorities. The basic process includes the following steps:

- 1. Members submit their ideas for legislative policy goals online. Ideas should fit into the League's overarching policy focus areas, be actionable and be applicable to cities and towns statewide.
- 2. The Policy Committee considers all submitted ideas through the lens of the Core Municipal Principles and policy focus areas and submits its suggestions to the Board of Directors.
- 3. After reviewing and refining the Policy Committee's suggestions, the NCLM Board of Directors presents the goals to the entire membership for a vote.
- 4. Each municipality casts a single vote on the policy goals and the results are used by League staff, members, and legislative leaders to advance the agenda together.

450 ideas from 165 individuals representing 114 municipalities were submitted. The Legislative Policy Committee compiled and refined the submitted goals which the NCLM Board of Directors reviewed, approved, and submitted 17 proposed advocacy goals for consideration by the full membership. Each municipality will cast a single vote by selecting 10 of the 17 proposed goals.

To vote, a municipality must:

- 1. Designate a single Voting Delegate who will cast the municipality's vote by January 14, 2021 and submit attached form.
- 2. Review, discuss and determine which of the proposed advocacy goals the Town Council supports. Each municipality may select 10 of the 17 proposed goals.
- 3. Submit the online ballot by January 15, 2021.

Staff Recommendation: Staff recommends that the Council participate in this process. Many of the 17 proposed goals do not directly impact the town although they do support several towns and cities across the State which can have positive impacts for us. Being involved with establishing the Municipal Advocacy Goals will hopefully better position us in the future with the League in our own individual advocacy needs.

Of the 17 goals, staff sees the following 10 as being the most beneficial:

- Grant local governments the authority to build broadband infrastructure to partner with private providers and provide additional funding to help close the digital divide.
- Secure federal and state aid directly to municipalities to offset all lost revenues due to the Covid-19 pandemic.
- Refine economic tier designation system to reflect conditions more accurately at subcounty level.
- Increase state and federal funding for affordable housing.
- Create a permanent and adequate funding stream for local infrastructure needs.
- Ensure state funding for any new, state-mandated benefits for municipal employees.
- Allow a short grace period for online posting of local emergency declarations while allowing them to take effect immediately.
- Increase public safety grant funding and expand allowable uses.
- Reduce pressure on property taxpayers by expanding locally controlled options for revenue generation.
- Increase in state funding to support public transportation development and operations.

Requested Action:

- 1. Designate a single Voting Delegate who will cast the Town's vote.
- 2. Review, discuss and determine which of the 10 proposed advocacy goals the Council supports and then direct the delegate to vote accordingly.
- 3. Submit the online ballot by January 15, 2021. (The Voting Delegate_will receive voting instructions and the online ballot directly)
- Attachments: Legislative Goal Statements Recommended by the NCLM Board of Directors

Voting Delegate Form



LEGISLATIVE GOAL STATEMENTS RECOMMENDED BY THE NCLM BOARD OF DIRECTORS

The following goal statements are NOT listed in any particular order.

- Grant local governments the authority to build broadband infrastructure in order to partner with private providers, and provide additional funding to help close the digital divide.
 - The COVID-19 pandemic has demonstrated the need for additional steps to improve broadband acccess.
 - Slow and unreliable internet service threatens educational and professional opportunities, and the economic future of entire communities.
 - Failure to utilize local government assistance and assets will continue to create digital gaps that have real-world consequences for North Carolinians.
- Secure federal and state aid directly to municipalities to offset all lost revenues due to the Covid-19 pandemic.
 - Municipalities saw large drops in sales and occupancy taxes and utility revenues last spring; the current surge in the virus is likely to produce more economic disruption and further erosion in revenues.
 - Earlier federal assistance to state and local governments was neither direct nor flexible, preventing revenue holes from being filled.
 - NC municipalities received only a fraction of the federal CARES Act state and local dollars allocated to North Carolina in March.
- Expand incentives and funding for local economic development.
 - Funding is simply inadequate in many cities and towns to encourage job growth.
 - A lack of state funding is seen in grants or incentives for major job creation projects as well as programs to boost small business grwoth.
 - Among the needs are restoring cuts or additional funding for film tax credits, major industrial site development, downtown development and renewable energy tax credits.



- Refine economic tier designation system to more accurately reflect conditions at subcounty level.
 - The existing criteria does not seem to reflect the status of many communities.
 - The current tier designations fail to take into account the disparate levels of wealth within individual counties.
 - The county-focused system means that municipalities can lose out on state grants and other types of funding when they fail to adequately reflect community's wealth.
- Revitalize vacant and abandoned properties with enhanced legal tools and funding.
 - Many towns and cities do not have the funding to address abandoned properties.
 - These properties affect surrounding home and business property values, economic development opportunities and crime rates.
 - With funding and additional legal tools, such as those allowing for properties to be more easily condemned and to address multiple heirs, these properties could serve to addressing local housing needs.
- Increase state and federal funding for affordable housing.
 - Ongoing revenue sources to meet affordable housing needs is extremely limited; the two primary state programs to meet those needs – the N.C. Housing Trust Fund and the Workforce Housing Loan Program – have received less than \$30 million annually in recent years.
 - More than one-in-four North Carolina households are considered "cost-burdened" when it comes to paying for housing, meaning they pay at least 30 percent of their income in housing costs.
 - Affordable housing is not an issue only in larger cities; a growing number of smaller cities and towns have recognized a lack of affordable housing as major problem facing residents and an inpediment to workforce recruitment.



- Create a permanent and adequate funding stream for local infrastructure needs.
 - Infrastructure including roads, water, sewer, stormwater, parks and beaches are critical to economic development and job creation.
 - Many cities in the state are growing, creating a constant need for investment to keep pace with population growth; many cities and towns also have aging infrastructure that must be replaced.
 - Creating a more permanent funding stream for local infrastructure, such as a dedicated tax source, would allow for better planning to meet needs.
- Provide funding to keep aging water and sewer systems financially solvent today and viable for the future.
 - According to a state study, North Carolina will need at least \$17 billion to meet water and wasterwater infrastructure neeeds over the next two decades.
 - Several dozen towns in the state have financially distressed water or sewer operations, threating the towns' overal financial viability.
 - These stresses to water and sewer operations have coincided with population and job losses in rural areas, leading to an erosion of taxpayer and ratepayer bases.
- Ensure state funding for any new, state-mandated benefits for municipal employees.
 - In recent years, legislators have considered additional post-retirement benefits for certain classes of municipal employees.
 - Often, proposed legislation would act as an unfunded mandate on municipalities, as it fails to include a state-funding source.
 - Proposals, many focused on firefighter benefits, fail to consider that municipalities already enjoy the authority to provide these benefits individually without legislative action.
- Improve state-wide funding and support for LEO training focused on use of force, mental health and de-escalation skills.
 - Highly-publicized incidents of police use of force in 2020 have underscored the need for enhanced and expanded law enforcement training.
 - Improved training is needed to build trust and legitimacy in the community while serving the public in a professional and equitable manner.
 - Numerous studies show that additional and effective training focused on conflict de-escalation can significantly reduce police use of force.



- Permit all cities to establish a police department citizen review board.
 - Current state law requires cities to seek local legislation approved by the General Assembly to establish a police citizen review board.
 - A statewide law providing cities and towns the option of establishing such boards would allow more flexibility to meet local needs.
 - Establishing these review boards, when sought by and supported by local residents, can create another avenue to build trust with the community.
- Allow a short grace period for online posting of local emergency declarations while allowing them to take effect immediately.
 - Current state law requires immediate online posting of local emergency declarations in order to take effect.
 - Recent disasters and emergencies have demonstrated the difficulties meeting the requirement.
 - Weather issues and power outages are among the problems that can hamper compliance.
- Increase public safety grant funding and expand allowable uses.
 - Improving policing will require additional public safety grant funding and more flexibility in its uses.
 - More effective and equitable policing can be achieved by additional funding of community policing programs, as well as putting more dollars toward alternative programs that seek to address mental health calls and other issues through nonuniformed personnel.
 - Additional funding is also needed to meet public safety communication needs.
- Extend notification timeline for any changes to sales tax revenue disbursement.
 - Under current law, counties are able to shift the method of local sales tax disbursement in April, providing notice to municipaltities just two months ahead of the new fiscal year.
 - These shifts, from per-capita to ad valorem distribution methods, or vice versa, can mean significant losses of sales tax revenue for municipalities, with little time to consider the budget implications.
 - County governments enjoy this power even though a majority of sales tax revenues are generated within municipal borders.



- Reduce pressure on property tax payers by expanding locally-controlled options for revenue generation.
 - Property taxes remain the primary revenue stream over which municipal governments exercise control.
 - Cities have little or no authority to raise significant revenue in other ways.
 - A lack of diverse, local tax options can affect economic growth, as well as cause large swings in revenue based on economic changes.
- Increase in state funding to support public transportation development and operations.
 - Growing areas require public transportation options to effectively allow people to work, live and play.
 - When quality of life suffers due to traffic congestion, areas lose their attractiveness as places to live and work; that can affect the larger economic growth of the entire state.
 - The state needs to be a full partner in public transit solutions.
- Improve processes and payments for moving utility lines located in the right-of-way during transportation projects.
 - NCDOT charges to cities to move utility lines for road projects can be costly.
 - Due to uncertain construction timelines, these charge often come with little notice or ability to budget.
 - Increased transparency and communication would allow cities to better plan for these projects.



2021-2022 Biennium Legislative Policies | Designate Your Municipality's Voting Delegate

The League's member-driven legislative and policy goals planning process coincides with the start of each new legislative biennium. During even-numbered years, members come together to submit their legislative goals and priorities. Over the last few months, the Legislative Policy Committee has been considering these ideas and will present its recommendations to the Board of Directors in December. The Board will refine the position further before sending them to the full League membership for a final vote. After the final voting period closes, cities and towns will have a focused advocacy agenda to pursue at the state and federal levels.

Designation of the Voting Delegate: Each Voting Delegate shall cast the single vote of the municipality for the Biennial Legislative and Policy Goals and Core Municipal Principals. Designate your voting delegate now.

If you have questions, contact Karen Waddell | kwaddell@nclm.org | 919.715.0950

VOTING DELEGATE INFORMATION

Name *		
Title	First	Last
Municipality *	~	
Preferred Email -	unique to voting delegate to receive ballot *	Cell Number *
Preferred Address	; *	
Address Line 1		
City	State	✓ Zip Code

PERSON COMPLETING FORM (if different from above)

12/29/2020

..

ſ	Name					
	Title	-	First		Last	
	mail			Pr	referred Phone Number	
	Submit					



2021-2022 Biennium Legislative Policies | Designate Your Municipality's Voting Delegate

The League's member-driven legislative and policy goals planning process coincides with the start of each new legislative biennium. During even-numbered years, members come together to submit their legislative goals and priorities. Over the last few months, the Legislative Policy Committee has been considering these ideas and will present its recommendations to the Board of Directors in December. The Board will refine the position further before sending them to the full League membership for a final vote. After the final voting period closes, cities and towns will have a focused advocacy agenda to pursue at the state and federal levels.

Submit