

**MINUTES**  
**COLINGTON HARBOUR BOARD OF DIRECTORS MEETING**  
November 9<sup>th</sup>, 2021  
9:00 AM

**Call to order** – 9:00 AM – Howard Snyder

**Members Present:**

Steve Ornstein – President  
John Collins – VP/Treasurer  
Daniel Hoggard – 2<sup>nd</sup> VP  
Howard Snyder – Chairman  
David Creecy – Member at Large  
Bill Meyer – Member at Large

**Others Present:**

Donna Price- Community Manager  
Ann Blomberg – Bookkeeper  
Pat Card – Maintenance  
David and Elizabeth Pearsall – Homeowner  
Jennifer Hartingh – Homeowner (via phone)

**Approval of Agenda** – John Collins 1<sup>st</sup>, Bill Meyer 2<sup>nd</sup> – all in favor

- Howard Snyder motioned to move up 111, 113 and 115 Clipper Ct from new business – Steve Ornstein 1<sup>st</sup>, John Collins 2<sup>nd</sup> – all in favor

**Approval of Minutes** – October 12<sup>th</sup> – John Collins 1<sup>st</sup>, Steve Ornstein 2<sup>nd</sup> – all in favor

**111, 113 and 115 Clipper Ct** – Discussed in length with 111 and 113 Clipper Ct - Howard Snyder motioned to table until next Board meeting on 11/16 – Bill Myer 1<sup>st</sup>, John Collins 2<sup>nd</sup> – all in favor

**Foreclosures –**

- 466 Harbour View Dr – Debora Jones Howard - Proceed with foreclosure – John Collins 1<sup>st</sup>, Howard Snyder 2<sup>nd</sup> – all in favor
- 116 Colony Ln – George Mershon – Proceed with foreclosure – Howard Snyder 1<sup>st</sup>, John Collins 2<sup>nd</sup> – all in favor
- 117 Broadbay Dr – Susan Schwartz – On hold pending payment clearing – Howard Snyder 1<sup>st</sup>, David Creecy 2<sup>nd</sup> – all in favor
- 207 Colington Dr – Ericka Berry – Proceed with foreclosure – Howard Snyder 1<sup>st</sup>, Steve Ornstein 2<sup>nd</sup> – all in favor
- 2329 Colington Rd – Micha and Emily Puffer – Howard Snyder motioned to table until next Board meeting on 11/16 – John Collins 1<sup>st</sup>, Daniel Hoggard 2<sup>nd</sup> – all in favor

**Department Reports:**

**Maintenance**

Pat Card reported on:

- Side by Side - street legal now
- Deck Complete – split 50/50 with CHYRC and Association
- Fence Complete in marina area
- Absolute Plumbing Complete – split 50/50 with CHYRC and Association

**Administrative**

Donna Price reported on:

- Asking ATX for a new proposal for 2022
- Santa in the Harbour – December 4 from 1pm-3pm
- Starting reviews for the new budget

**Security** – No report

**Covenant Enforcement/ACC –**

- Howard Snyder motioned to send a special mailing to the homeowners in the modular section regarding the trash and debris – John Collins 1<sup>st</sup>, Daniel Hoggard 2<sup>nd</sup> – all in favor
- 217 Kitty Hawk Bay Dr, 263 Outrigger Dr and 217 Outrigger Dr – Variance – Howard Snyder motioned to table until next Board meeting on 11/23 – John Collins 1<sup>st</sup>, Howard Snyder 2<sup>nd</sup> – all in favor

**Officers Reports:**

President – Steve Ornstein – Letter addressing Daniel Hoggard

- On October 14, 2021, the Colington Harbour office was receiving numerous phone calls and emails concerning various flags, being flown, at the residence of Mr. Hoggard. The flying of these flags generated many phone calls and emails to the Colington Harbour office, along with many responses on Facebook. The Community Manager contacted me asking what can we do? On October 19, 2021, I indicated that I, as Board President, would create a response on the Colington Harbour Association Facebook page indicating that the Colington Harbour Association did not have any Ordinances pertaining to flags and their content, but I thought that Dare County had an Ordinance that might pertain to our situation, and that I would contact them. The County's immediate response back to me was that their Ordinance would not pertain to our situation, because their Ordinance only pertains to commercial establishments. I then posted the response from Dare County on the Colington Harbour Association Facebook page.
- Later, on October 19, 2021, Mr. Hoggard sent an email addressed to the Colington Harbour Association Board, Community Manager, and Covenant Enforcement officer, explaining why the flags were being flown. In addition, this email included allegations directed at me:
  1. That I kept a sign of a Communist terrorist organization in my yard (Attachment A).
  2. That I used my position, as an openly 'Marxist President' of the BOD, to keep the sign in my yard for months (sign was in the yard for no more than 2 weeks). My position, on the Board at that time (summer of 2020) was Secretary, not the President.
  3. That I received no fines from the Association because of my position. (See Attachment B). The sign was removed on July 5, 2020, when we left for Maryland.
  4. That I used my authority and position, as an 'absentee' President, to threaten and harass him in this matter. Don't know how to respond to this one!

I am not looking for a response from Mr. Hoggard; just wanted to set the record straight with facts and the truth.

Vice President - John Collins – No report  
2<sup>nd</sup> Vice President – Daniel Hoggard – No report  
Treasurer – John Collins - Gave financials  
Secretary – Leah Holmes - Not present

Chairman – Howard Snyder

- Brought up issue with Board member, Daniel Hoggard. Howard Snyder motioned to open the floor for discussion – Steve Ornstein 1<sup>st</sup>, John Collins 2<sup>nd</sup> – all in favor - Howard Snyder motioned for Daniel Hoggard to be sanctioned due to the following reasons:
  1. Failing to offer courtesy and respect, using insulting or foul language in discussion
  2. Failing to observe the rules of discussion: interrupting others, speaking out of turn, speaking beyond the established time limits
  3. Violating the confidentiality of executive session
  4. Failing to observe ethics guidelines
  5. Taking actions outside the meeting which are aimed at undermining a board decision

Howard Snyder motioned for Daniel Hoggard to be sanctioned. The vote follows:

- Steve Ornstein - Yes
- John Collins - Yes
- Howard Snyder – Yes
- Bill Myer – No
- David Creedy – Yes

Member at Large – David Creedy – Drain culvert is collapsing under his driveway

Member at Large – Bill Myer

- Requested dredging pipes be removed from sound front beach
- Reported on South Bulkhead – still gathering information

#### **Old Business:**

Review of Covenants – 47 F – David Creedy motioned to table until next Board meeting on 11/16 – Bill Myer 1<sup>st</sup>, John Collins 2<sup>nd</sup> – all in favor

Sunset Drive – John Collins motioned for this to be addressed with Colony Lake – Steve Ornstein 1<sup>st</sup>, Daniel Hoggard 2<sup>nd</sup> – all in favor

Colony Lake – Steve Ornstein motioned to form Colony Lake Committee – John Collins 1<sup>st</sup>, Howard Snyder 2<sup>nd</sup> – all in favor

1. Terry Shafer
2. David Comey
3. Betsy Morrison
4. Meryl Wirth
5. Robert White

Steve Ornstein also reported about Foster Lake coming out to do a survey of the lake and give suggestions and estimates. Terry Shafer has been in contact with Donna Creef from Dare County about the possibility of a storm water grant which we hope could include Sunset Drive.

South Bulkhead – Bill Myer reported in Officer Report

803 Harbour View Drive – John Collins motioned to send a letter stating that we have exhausted all efforts and have turned this over to Dare County – Steve Ornstein 1<sup>st</sup>, David Creedy 2<sup>nd</sup> – all in favor

#### **New Business:**

County Code – Chapter 158 – Steve Ornstein discussed in Officer Reports

Board Email Addresses – Will not be given out

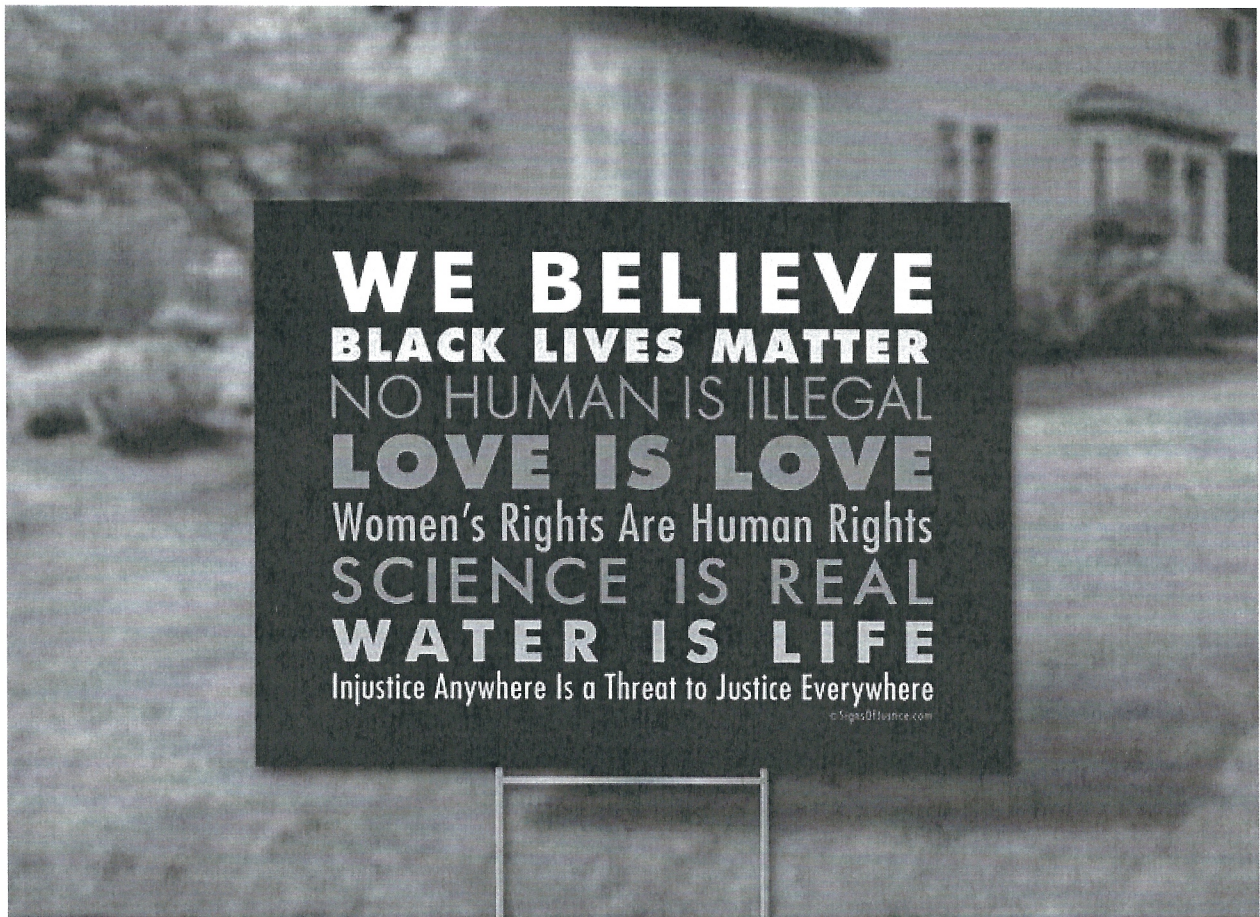
111, 113 and 115 Clipper – Addressed at beginning of meeting

Adjournment: 11:45 am – Daniel Hoggard 1<sup>st</sup>, David Creedy 2<sup>nd</sup> – all in favor

**Executive Session:** 12:00 pm



ATTACHMENT A



ATTACHMENT B



**COLINGTON HARBOUR ASSOCIATION, INC.**

1000 Colington Drive • Kill Devil Hills, NC 27948 • 252.441.5886



July 22, 2020

Stephen I. Ornstein

Barbara L. Ornstein

16320 Harwood Dr. SW

Frostburg, MD. 21532

**RE: Illegal sign at 218 Roanoke Dr.**

Dear Mr. & Mrs. Ornstein,

This letter is to inform you that the sign on your property is a violation of the Colington Harbour Restrictive Covenants, Article VII, Building and Use Limitations, Section 1. This section states that ..."No sign, billboard, or advertising structure of any nature shall be placed on or be exhibited from any land or structure in the subdivision except one (1) non-illuminated sign (a second sign on the canal/waterfront side of a structure or lot in the case of waterfront property) of not more than four (4) square feet (no side greater than two (2) linear feet on which the name of the occupant and/or address/phone number of the property is displayed, or (2) optional wording on such sign(s) containing the words "For Rent" or "For Sale" and information about or the logotype of the Broker, Owner or Builder of the lot or property."

Please remove the sign by **Wednesday, August 6<sup>th</sup>, 2020** to avoid further action by the Board of Directors.

Please let me know if you have any questions.

Regards,

*Pat McGowan*

Pat McGowan

Covenant Enforcement