

**DARE COUNTY
NORTH CAROLINA**

**THE DARE COUNTY BOARD OF COMMISSIONERS MINUTES
September 2, 2003**

The Dare County Board of Commissioners met in a regular session at 9:00 a.m. on September 2, 2003, in the Dare County Administrative Annex in Manteo. Commissioners present were: Warren Judge, John Robert Hooper, Renée Cahoon, Richard Johnson, Cheryl Byrd, Virginia Tillett, and Stan White. Also present were Manager Terry Wheeler and Attorney Norma Mills. Chairman Judge opened the meeting followed by silent meditation and the Pledge of Allegiance to the flag.

ITEM 1 – PRESENTATION OF COUNTY SERVICE PINS

1. Kathleen Pugh, Emergency Medical Tech. Lt., received her 10-Year Pin from Skeeter Sawyer, EMS Director.
2. Sylvia Willis, EMT Paramedic, received her 15-Year Pin from Skeeter Sawyer, EMS Director.
3. Bonnie Bennett, Friends of Youth Mgr., received her 15-Year Pin from Cliff Ogburn, Parks and Recreational Director.
4. Patricia Hayman, Accounting Tech. II, received her 15-Year Pin from Jay Burrus, Social Services Director.
5. Sammy Midgett, Asst. Distribution Sys. Supt., received his 20-Year Pin from Bob Oreskovich, Water Director.

ITEM 2 – EMPLOYEE OF THE MONTH

Kathryn Bryan, Investigator for the Dare County Sheriff's Department, received the Employee of the Month Certificate from Sheriff Rodney Midgett.

ITEM 3 – PUBLIC COMMENTS

There were no speakers.

ITEM 4 – PRESENTATION ON OLD COURTHOUSE – BOBBY OWENS

The item was removed from the agenda.

ITEM 5 – NATIONAL LITERACY WEEK PROCLAMATION

Frank Staley, Coordinator for Dare Literacy Council, read the proclamation and explained their program, which provides guidance to those wishing to improve literacy in their lives. They work with COA, Dare County Schools and the Wings Preschool Program. They have ongoing procedures of training volunteers through the local libraries, area churches and Outer Banks YMCA.

MOTION

Commissioner Cahoon moved the adoption of Proclamation National Literacy Week September 1-7, 2003.

Commissioner Byrd seconded the motion.

VOTE: AYES unanimous

ITEM 6 – SITE SELECTION & BUILDING USE / RE-USE STUDY

Mr. Mike Tomey from Heery International provided their proposal to provide pre-design services for the Dare County Administration Facility and Old Courthouse Renovation project. Their purpose will be to clearly define the options and impacts both functionally and economically of the development of the County Administration Building. They want to be sure that the program they have already completed and approved is still appropriate for the county needs. They would begin a site analysis and selection program:

- Site adjacent to the new Dare County Justice Facility off HWY 64.
- County owned property in downtown Manteo.
- Renovation of the old courthouse building to accommodate a portion of the County Administration needs.
- Combination of any of the above locations.

He noted the Commissioners had recommended improvements to the old courthouse in conjunction with the demolition work being completed. They would look at what program elements would be more appropriate to consider for the old courthouse and what upgrades the courthouse would need. Then they would integrate the two in order to have a broad overview of all of the options so the Board can make a decision appropriately. Mr. Tomey would like to combine a board work session and prior to that a gathering of the department heads. Chairman Judge will schedule a meeting with Heery in the near future.

ITEM 7 – STREET ADDRESS ORDINANCE UPDATE

Ray Sturza, Planning Director, presented a copy of the Street Address Ordinance adopted by Dare County in 1990 establishing the mandatory display of street addresses on improved properties. Although it would be extremely advantageous for everyone to display these numbers to facilitate the delivery of everything from emergency services to pizzas, the planning staff still seems to have difficulty getting a high rate of compliance. He presented a couple of suggestions:

- Awareness campaign using the County's web page and Channel 20.
- Making street address awareness a feature of Fire Prevention Week in October
- Making sure the building inspections staff withhold occupancy certification for new construction and additions until house numbers are properly posted.

Commissioner Byrd recommended sending a letter to all residents giving them their street address numbers and advising them of the importance of displaying the numbers on their houses.

Attorney Mills suggested notifying residents through their tax and water bills.

Commissioner White noted that some counties are requiring reflector numbers.

Commissioner Johnson recommended including a date of compliance in the letter before enforcing the ordinance.

Commissioner Tillett felt the reflected numbers should be required as they are in Tyrrell County.

Vice Chairman Hooper recommended having uniformity for everyone with reflected numbers and by getting the Fire Departments involved.

THE BOARD MOVED TO ITEMS 10,11 & 12.

ITEM 8 – PUBLIC HEARING – MORATORIUMS ON COMMERCIAL MARINAS AND BORROW PITS ON ROANOKE ISLAND (ATT # 1)

AT 10:20 A.M., THE DARE COUNTY BOARD OF COMMISSIONERS HELD A PUBLIC HEARING TO RECEIVE INPUT ON ESTABLISHING MORATORIUMS ON TWO LAND USES-NEW COMMERCIAL MARINAS AND BORROW PITS ON ROANOKE ISLAND.

Attorney Mills conducted the hearing and invited the public to speak.

1. Janet Taylor, Skyco, asked the Board to continue the moratoriums in order to give them time to get measures in place to retain the character of the island.
2. William Cliff, Skyco, asked for an extension of the moratoriums so that zoning can be enforced.
3. Sybil Ross, Manteo, pointed out the erosion on Roanoke Island since the Civil War and feels that it does not make sense to allow borrow pits.
4. Jan DeBlieu with Coastal Federation, urged the extension of moratoriums on the borrow pits and commercial marinas to allow a planning period. There needs to be a balance of property rights with the environment.
5. Jo Ann Baum Cliff, Skyco, representing the citizens of Roanoke Island, urged the need for these moratoriums for their planning process.
6. Luther Daniels, Wanchese, supported keeping the moratoriums in place while answers can be found. He wants to be sure that the people are heard.
7. Jennifer Frost, property owner in Wanchese, feels the moratorium on borrow pits should be taken seriously. She feels the two issues of borrow pits and coastal marinas should be separated into two
8. Angel Khoury, Manteo, supported the extension of the moratoriums in order for the Land Use Plan and Planning staff to work together.
9. Nancy Silver, Wanchese, referred to the destruction of the marshes in Georgia, Texas, Louisiana & New York and the pollutants in the Chesapeake Bay. She felt that Dare County should do everything they could to preserve the marshland and the resources. The biggest invasive is the people and there must be a balance between the development and resources.

Chairman Judge closed the hearing at 10:55 a.m.

MOTION

Commissioner Byrd moved to adopt Resolution #03-09-48 Enacting a Moratorium on New Borrow Pits on Roanoke Island and Resolution #03-09-49 Enacting a Moratorium on New Commercial Marinas on Roanoke Island. Both are 6 months.

Commissioner Cahoon seconded the motion.

VOTE: AYES unanimous

ITEM 9 – PUBLIC HEARING – GROUP DEVELOPMENT / MULTIFAMILY MORATORIUM AND PROPOSED STRUCTURES (ATT # 2)

AT 10:55 A.M., THE DARE COUNTY BOARD OF COMMISSIONERS HELD A PUBLIC HEARING TO RECEIVE INPUT ON ESTABLISHING MORATORIUMS ON GROUP DEVELOPMENT / MULTIFAMILY MORATORIUM AND PROPOSED AMENDMENTS.

Ray Sturza, Planning Director, noted that the Board had conducted a Public Hearing in July on proposed amendments to the Dare County Zoning Ordinance that, if adopted, would lower the dwelling density standards for multifamily structures. Several people from the north end of Roanoke Island spoke in opposition to the changes to the RS-8. Following the hearing, the Board tabled the item to allow the review of the various zoning maps for the individual villages to establish where the different zoning districts were located. Staff has included small-scale versions of the zoning maps that include the districts that would be affected by the proposed amendments. Staff has checked all of the zoning maps for unincorporated Dare and there is no area zoned RS-6. Staff is uncertain why this district is included in the Zoning Ordinance but it has always been in the ordinance since its adoption in 1975.

Attorney Mills conducted the public hearing and invited the public to speak.

1. Sybil Ross, Manteo, referred to the need for affordable housing and pointed out a couple of things that have worked in other states. In Pensacola, Florida the land is rented for 25 years from the city and in parts of North Carolina the government has bought land and allowed people to build low-income housing. The people can buy and sell houses but not the land. Dare County does not have to have high density to have affordable housing. She noted the speakers at the meetings are not sure they want high density on Roanoke Island. She asked the Board to extend the moratorium in order to get the planning done.
2. Bo Taylor, Nags Head and representing OB Community Development Corporation & Chamber of Commerce, raised concerned about reducing the density in multifamily developments because the reducing of density in multifamily will probably have a negative impact on developers who might want to come forward and build housing for folks of more moderate means. He asked the Board to consider mitigating those impacts and at the same time not closing the door on the needs of the county in providing a broad range of housing options for income levels in the community and consider finding a way to offer developers an opportunity to produce more affordable units. There are many ways.
3. Jan DeBlieu, Manteo, NC Coastal Federation, concurred with Bo Taylor to plan and review affordable housing. The county needs to put in place

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- packaged sewage plants. She encouraged the Board to be fair and to be balanced and to continue the moratorium.
4. Duke Geraghty, OBHBA, agreed with Bo Taylor. He recommended high end housing on one end and lower housing in the back area as they do in Virginia. He suggested having some mixed-use developments.
 5. William Cliff, Skyco, felt that Roanoke Island did not need the big development communities as the beaches have.
 6. Tom White, Manteo, felt a need for some public authority that can provide public housing. The prices of homes and property on Roanoke Island have skyrocketed and protection is needed to preserve that housing. He asked the Board to support the moratorium until more planning can be done.
 7. Malcolm Fearing, Roanoke Island, questioned what is affordable housing. He is against multifamily housing and agrees with single-family housing. He questioned if the county should preclude everyone from building multifamily housing. He asked that whatever the Board proposed to consider involving partnerships.
 8. Wally Overman, Skyco, requested to continue the moratorium so that single-family housing will remain.
 9. Luther Daniels, Wanchese, noted that he is forced to build multifamily units in his back yard so he can provide housing for his employees in order to stay in business. He supported the moratorium because it will take 6 months for his permits.
 10. Frank Jacob, Salvo, stressed the need and importance for work force housing. He questioned how the state could build affordable housing on Hatteras Island for the ferry employees and not in other areas. The county should work together for density. In Currituck County, they are building 500 single-family housing. He asked the Board to consider the density changes and to extend the moratorium
 11. JoAnn Cliff Baum, Skyco, is not against development but is against multifamily developments that impact the community living.

MOTION

Commissioner Cahoon moved that the proposed amendments that were the focus of the July 21 hearing be adopted with exemption of the RS-8 district from the changes.

Vice Chairman Hooper seconded the motion.

Commissioner Byrd had a problem with that.

Commissioner Johnson moved to keep the moratorium in place and appoint a committee.

VOTE: AYES (3) Cahoon, Hooper & Judge

NOES (4) White, Tillett, Johnson & Byrd

THE MOTION FAILED.

MOTION

Commissioner Byrd moved to extend the moratorium for the whole county for 60 days to allow (1) for a schedule for zoning to come forward for the unincorporated areas and (2) to allow the villagers who may be unhappy about

the prospect of Slash Condominiums happening in their community to come forward and express zoning problems in their community in order for the Board to address those issues.

Commissioner Cahoon seconded the motion.

Commissioner White felt the Board needed to move forward.

VOTE: AYES (6) Byrd, Cahoon, Judge, Tillett, Hooper & Johnson

NOES (1) White

Commissioner Cahoon suggested the communities be contacted and sent notices of the moratorium and the proposed changes.

The Planner will work with the County Attorney on notifying the communities.

Chairman Judge appointed Commissioner Stan White, Commissioner Richard Johnson and Vice Chairman John Robert Hooper to serve on the committee.

Commissioner Johnson will serve as Chairman. Others will be asked to participate on the committee such as the community development corporation, the homebuilders association and interested parties from the community. The committee will focus on affordable housing. The committee will make recommendations at the September 15th meeting.

THE BOARD RECESSED AND MOVED TO ITEM 13.

ITEM 10 – REIMBURSEMENT RESOLUTION FOR FISCAL YEAR 2003-2004 VEHICLE & EQUIPMENT FINANCING (ATT # 3)

Dave Clawson, Finance Director, presented the reimbursement resolution and noted the adoption of the resolution will allow the County to be reimbursed from the proceeds of the financing for those items currently needing to be purchased.

MOTION

Commissioner White moved to adopt Reimbursement Resolution #R03-08-44.

Vice Chairman Hooper seconded the motion.

VOTE: AYES unanimous

ITEM 11 – BUDGET AMENDMENT & CAPITAL PROJECT ORDINANCE FOR MANTEO ELEMENTARY SCHOOL LAND (ATT # 4)

Dave Clawson, Finance Director, presented the Budget Amendment & Capital Project Ordinance for Manteo Elementary School Land.

MOTION

Commissioner Byrd moved the adoption of the Budget Amendment for the Capital Reserve Fund and the Capital Project Ordinance #03-09-45 for the School Capital Projects Fund.

Commissioner Johnson seconded the motion.

VOTE: AYES unanimous

ITEM 12 – UPDATE ON OREGON INLET BRIDGE (ATT # 5)

Attorney Mills gave an update on the Oregon Inlet Bridge. She referred to the meeting of the Board with USFWS and DOT on August 12th and noted that DOT Secretary Tippett gave assurances on the funding and indicated the funding would be found and addressed a pledge of willingness to address the access

issue. She reported there is a meeting (today, Sept. 2nd) in Edenton between representatives of DOT and USFWS to discuss the issue of access to the refuge. Sec. Tippet also suggested having Dr. Fisher with NC State University who has been doing the erosion model studies for the inlet to come and make a presentation to the Board. She referred to the maps in the packet regarding the proposed locations of the south landing of the bridge in the Rodanthe area showing the alternatives.

Since the last meeting, the Pea Island Coalition has been formed with email address www.savepeaisland.com expressing their concerns for maintaining access to Pea Island.

Commissioner Cahoon expressed concern regarding the electric utilities and assuming the new line would go on the 17-mile bridge. She questioned who would bear the cost and if there are any cost estimates for the utilities.

Vice Chairman Hooper explained that different alternates are being studied with the initial cost estimates \$10-20million dollars, which could raise rates.

Commissioner White noted DOT did indicate the cost of the lines as part of the crossing.

Vice Chairman Hooper still did not believe the bridge was a good idea.

MOTION

Vice Chairman Hooper moved to oppose Alternative 4 (17.1-mile bridge) and to support Alternative 1 (6.1-mile bridge).

Commissioner Tillett seconded the motion.

Commissioner Johnson as a member of the Waterways Commission expressed concern about the 17-mile bridge that if it is not handled correctly it will affect the navigational channels by removing the groin. DOT has not addressed any of those issues carefully.

Commissioner White felt the Board needed to work with DOT and USFWS. The groin is not DOT's problem and felt the Board needed to follow up on applying for a permit. He will support the 17-mile bridge if access is provided back to Oregon Inlet as the Board discussed and if the groin is allowed to remain in place.

He felt they needed to be careful if they shift gears and create any roadblock for a long-term reliable access to Hatteras Island. If the Board changed their focus from the bridge, which has been approved by all the permitting agencies, they will be shifting the time line for the bridge. The best option is to fight with DOT on access back through Pea Island and to maintain the groin.

Commissioner Byrd concurred with Commissioner White.

Commissioner Johnson supported Alternate 1 and to include the support of beach nourishment to cover the hot spots.

Commissioner Cahoon felt the access and bridge were tied together and were not separate issues.

Chairman Judge referred to a meeting in December 2001 when the replacement bridge to the west and questioned if DOT had ever applied for a permit to bring it back into that existing spot.

Attorney Mills remembered that USFWS' response was there would be a permitting activity, but expressed concern over the condition of HWY 12 and hot spots and UFWS is connecting the two together.

Commissioner Johnson suggested tabling until they could come up with a resolution agreeable with the entire Board.

Vice Chairman Hooper withdrew his motion, but feels they need to be aggressive with the federal officials.

Commissioner Tillett withdrew her second.

Chairman Judge and Attorney Mills will follow up with scheduling a meeting with Dan Smith and Assistant Secretary of Department of Interior Craig Manson. Both USFWS and NPS report to Mr. Manson. Commissioner White will attend a meeting with DOT on Thursday and will report back. Chairman Judge is hopeful that Dr. Fisher and Tom Jarrett, Coastal Engineer, will be here on September 15th or October 6th.

THE BOARD RECESSED FOR 10-MINUTES 10:20 AND MOVED BACK TO THE PUBLIC HEARINGS – ITEMS 9 & 10.

ITEM 13 – DARE DAY COMMITTEE RESOLUTION (ATT # 6)

Attorney Mills presented the Dare Day Committee Resolution. She noted that the Town of Manteo has requested that the language specifying that the Celebration be held on the first Saturday in June be deleted so as to allow the Committee flexibility in setting the date consistent with the 25-year tradition of planning the celebration as a kick-off for the tourist season.

MOTION

Commissioner Tillett moved the adoption of Resolution #03-09-47

Re-establishing Dare Day Committee.

Commissioner Cahoon seconded the motion.

VOTE: AYES unanimous

Commissioner White moved to appoint Commissioner Tillett and Melva Garrison to serve a two-year term on the Dare Day Committee. Mrs. Garrison serves as Dare County's representative.

Commissioner Cahoon seconded the motion.

VOTE: AYES unanimous

ITEM 14 – CONTRACT WITH MANATT, PHELPS AND PHILLIPS (ATT # 7)

Manager Wheeler presented the contract for approval.

Commissioner White noted that every time they questioned the firm about something there is a reason, excuse or refund.

Commissioner Tillett questioned how they were going to assist the Board – one being the Herbert C. Bonner Bridge.

MOTION

Commissioner Cahoon moved the approval of the Contract with Manatt, Phelps and Phillips.

Vice Chairman Hooper seconded the motion.

VOTE: AYES (4) Cahoon, Hooper, Johnson, & Judge

NOES (3) White, Tillett & Byrd

ITEM 15 – CONSENT AGENDA (ATT # 8)

MOTION

Commissioner Cahoon moved the approval of the Consent Agenda:

1. Approval of Minutes – July 28 & August 4, 12, 19, 2003
2. Revised Southern Shores Solid Waste Collection Interlocal Agreement
3. Personnel Manual Update
4. Social Services Budget Amendment – Day Care Funding
5. Lease Renewal for Pamco Building (Albemarle Mental Health)
6. Alpine Tower, Board of Education Lease Agreement
7. Bioterrorism – Local Health Department Lab Computer
8. Resolution #03-09-46 Authorizing the Disposal of Certain Personal Property

Commissioner Byrd seconded the motion.

VOTE: AYES unanimous

ITEM 16 – JUVENILE CRIME PREVENTION COUNCIL**MOTION**

By acclamation, the Board moved the appointment of Anthony Bartolotta to fill the unexpired term of Sue Mosedale Watts on the Juvenile Crime Prevention Council.

VOTE: AYES unanimous

ITEM 17 – AGING ADVISORY COUNCIL FOR ALBEMARLE COMMISSION**MOTION**

By acclamation, the Board moved the appointment of Isabel "Bel" Pitcher to fill the unexpired term of Emma Jane McDermott on the Aging Advisory Council for Albemarle Commission.

VOTE: AYES unanimous

ITEM 18 – COMMENTS BY COMMISSIONER TILLET

- Public boat dock blocked in Wanchese – She reported the public could not get access to the ramp. Manager Wheeler will investigate.
- Mosquito Control – A resident who lives behind a borrow pit in Manteo has expressed concern about the rainwater overflowing her yard and producing a lot of mosquitoes. Manager Wheeler will have the Mosquito Control Director spray the area.
- Sidewalks in unincorporated Dare County – Commissioner White responded that there are special funds for sidewalks but the biggest problem is DOT requires the sidewalks to be behind the drainage ditch unless there is curb and gutter. Typically there is not enough right of way. He will have a DOT employee look at the area.

ITEM 19 – COMMENTS BY COMMISSIONER WHITE

- Met with Governor of NC – He had a one on one meeting with the Governor and was assured that the Governor would work with the county

as best he could and would be coming to Dare County to hear concerns from the public.

- Charter Plane Service - On August 16th he attended the Dillon Aviation Ceremony, which is a charter plane service and hopefully the charter service will be expanding out of Dare County in the near future.
- Agenda Notebooks

MOTION

Commissioner White moved to return to the previous flexible agenda notebook with a binder and pre-punched paper instead of the three-hole hardback notebook.

Commissioner Tillett seconded the motion.

VOTE: AYES (4) Johnson, Tillett, White and Hooper

NOES (3) Judge, Byrd & Cahoon

ITEM 20 – COMMENTS BY VICE CHAIRMAN HOOPER

- West Nile Virus – He met with the Mosquito Control Director and now better understands the department's actions on curtailing mosquitoes. He suggested getting the message to all residents on what Dare County is doing to help fight the mosquitoes.

ITEM 21 – COMMENTS BY COMMISSIONER BYRD

- Affordable living – She referred to several Food Lion Flyers and wanted to make the Board aware of the price differences in Food Lion in Currituck and in Dare Counties. There is a need for competition for the Food Lion Stores.
- First Flight Centennial – The granite pavers for the Icarus monuments have been engraved and will be erected on Sept 12th
- School Board Plans – She referred to a plan that is being prepared by the School Board that would require \$18M more for the Facilities Plan to turn remaining schools into almost new schools. She raised concerns about the implications of continuing to increase the cost of the school package. She is watching families and retirees leaving the Outer Banks and being replaced by wealthier people with fewer or no children. She recommended doing a series of cost benefits analysis of the changes to the plan once the Board receives it.
- Letter regarding security at Wescott Park – She hopes the Sheriff's Dept. is paying close attention to the activities taking place in that area.
- First Flight Celebrations – She had several questions regarding the December 17th Celebration. Commissioner Cahoon responded that the descendents will be given entrance into the park and will continue the wreath laying ceremony at Wright Brothers. Dare County has tickets for its commissioners.
- Big box store in Avon – She has received many emails and understands the county has not seen a permit for such a store but wanted to alert the residents to take a look at their zoning map for this as well as multifamily housing.

ITEM 22 – COMMENTS BY COMMISSIONER CAHOON

- Nursing Home Community Advisory Board – The appointments will be placed on the mid month meeting. There are a couple of vacancies and they are having a difficult time getting a quorum and the legislation reads that a commissioner is not counted as a member of the Board but as an ex officio member of the Board.
- DOT Bike Path Staff – She has asked that a DOT bike path person make a presentation to the Board. Attorney Mills responded that Secretary Tippet, DOT, has received the resolution and will be following up with a response.

ITEM 23 – COMMENTS BY COMMISSIONER JONHSON

- Replacement Bridge at Oregon Inlet – Harry Schiffman, OIWC User Association, and Mikey Daniels, former Dare County Commissioner, with the use of a video, made a brief presentation on Oregon Inlet and proposed 17-mile bridge and expressed their concerns about the future of the inlet. Their main concern is the navigational traffic under the bridge and they do not think the boat traffic has been addressed at all. Mr. Daniels referred to the jetty and restated that he knew the jetty would not be a good idea because it would close the inlet. It was his concern that no one wanted to address the flow of water in and out of the inlet and no one was concerned about the location of the draw for the bridge. If the groin is removed the entire thing is gone. It is so narrow and so much tide going through there that basically the bridge is floating. They feel the Board has the opportunity to correct this proposal.
Harry Schiffman reminded that it was plain common sense to leave the groin in place and access the bridge to Pea Island. Otherwise the economy will be devastated. He referred to the 1958 deed and noted that the state of North Carolina and Dare County has some powerful rights for the protection of the inlet.

ITEM 24 – COMMENTS BY ATTORNEY MILLS (ATT # 9)

- JCPC Teen Court Open House and Mock Trial – Tuesday, September 16th at 6:30 p.m.
- Manteo Middle School – She has received word that condemnation payment for the land for the school is being contested. At this point, the party involved has not filed what the requested dollar amount will be.
- Campaign sign ordinances – She recommended to adopt prior to February 2004.

ITEM 25 – CLOSED SESSION – LAND MATTER & LITIGATION**MOTION**

Vice Chairman Hooper moved, pursuant to the provisions of NCGS 318.11 moved that the Dare County Board of Commissioners go into closed session to instruct the County Staff or negotiating agents concerning the position to be

taken by or on behalf of the County in negotiating the price and other material terms of a contract for the acquisition of real property by purchase, option, exchange or lease and consult with an attorney employed or retained by the County in order to preserve the attorney client privilege between the attorney and the County.

Commissioner Byrd seconded the motion.

VOTE: AYES unanimous

AT 1:45 P.M., THE DARE COUNTY BOARD OF COMMISSIONERS ENTERED CLOSED SESSION AND EXITED AT 2:45 P.M.

Attorney Mills reported that the Board took the following action.

MOTION

Vice Chairman Hooper moved to authorize the Chairman to execute an offer to purchase with Nags Head Construction and Development Inc. for a parcel of land in Nags Head that is 45,110 square feet (a little over one acre) for \$300,000 to locate a well site. The parcel is located on Highway 158 just south of Jockey's Ridge.

Commissioner Byrd seconded the motion.

VOTE: AYES unanimous

AT 2:50 P.M., THE DARE COUNTY BOARD OF COMMISSIONERS RECESSED UNTIL SEPTEMBER 8, 2003 FOR A COMMUNITY MEETING AT 7:00 P.M. AT THE FIRST FLIGHT ELEMENTARY SCHOOL. THE NEXT REGULAR MEETING IS SCHEDULED FOR 3:00 P.M. ON SEPTEMBER 15, 2003.

Respectfully submitted,

By: Fran Harris, Clerk
Fran Harris, Clerk

APPROVED:
By: Warren Judge
Warren Judge, Chairman
Dare County Board of Commissioners

