



COUNTY OF DARE, NORTH CAROLINA

District 1: Roanoke Island & Mainland; Dist 2: Nags Head, Colington, Kill Devil Hills; Dist. 3: Kitty Hawk, Southern Shores, Duck; Dist. 4: Chicamacomico, Avon, Buxton, Frisco, Hatteras; Dist. 5: At Large

Videos of Board of Commissioners Meetings are available at www.darenc.com

THE DARE COUNTY BOARD OF COMMISSIONERS MEETING

April 16, 2012 — 5:00 P.M.

Dare County Administration Building, Manteo, NC

Commissioners Present: Chairman Warren Judge, District 3; Vice-Chairman Allen Burrus, District 4; Virginia Tillett, District 1; Max Dutton, District 2; Mike Johnson, District 2;

Commissioners Absent: Richard Johnson, District 1; Jack Shea, District 5

Others Present: County Manager/Attorney Bobby Outten; Finance Director, Dave Clawson; Public Information Officer, Dorothy Killingsworth; Clerk to the Board, Gary Gross

Public Comments: Made by three (3) people, including— Bob Muller, Mattie Lawson, Kevin Gray Conner

Presentations:

Dare County Cooperative Extension Annual Report to the People
Presentation of Services Provided by Recovery Innovations
Albemarle RC&D Council
Cape Hatteras Electric Cooperative

Actions:

Zacchaeus Legal Services — Authorized the Manager to negotiate with the firm to do foreclosures on delinquent accounts the County has not been able to collect and bring a contract back to the Board for approval — **Approved** in a 4 to 1 vote

Children & Youth Partnership for Dare County — Proclamation “Week of the Young Child” — **Adopted**

Roanoke Island Wellness Trail — Recommendation to Rebid Project — **Approved**

Proposed Amendments to Flood Ordinance and Travel Trailer Park Ordinance—**Public Hearing scheduled** for 5:30 p.m., May 21, 2012

Dare County Smoking Ordinance — **Approved**

Outer Banks Catch — Request to Submit Grant Application — **Approved**

Public Hearing—Cottages at the Cape LLC—Buxton Natural Historic Amendments — **Public Hearing was conducted**

The item will be brought back on May 21, 2012 to allow time for further research to be done

Public Hearing — 2012 S-5 Supplement Dare County Code of Ordinances — **Public Hearing was conducted and Resolution Adopted**

Consent Agenda — **Approved**

1. Approval of Minutes (04.02.12)
2. Withdrawals from the NC Public School Building Capital Fund — Lottery Proceeds and ADM Fund
3. JCPC Budget Amendment/Revision for Dare Out of School Time Program
4. Social Services Low Income Energy Assistance Budget Amendment
5. Tax Collectors March 2012 Reports

Manager’s/Attorney’s Business

1. **Authorized** — County Manager to renew the fire inspection agreement with Hyde County
2. **Authorized** — County Manager, between now and June 30, 2012, to charge people the same on water expansion projects, where there is a disparity between old and new customers on the same street
2. **Authorized** — County Manager to apply for a pesticide container recycling grant

LAND OF BEGINNINGS

COMMISSIONERS OFFICE— PO Box 1 000, MANTEO, NC 27954 • 252.475.5700 • DARENC.COM

Chairman Warren Judge called the April 16, 2012 meeting of the Dare County Board of Commissioners to order at 5:06 p.m. He invited the Rev. Ted Bishop from All Saints Episcopal Church to share a prayer, and then led the Pledge of Allegiance to the flag. Chairman Judge announced that Commissioner Shea and Commissioner Richard Johnson would not be attending the meeting.

ITEM 1 – PUBLIC COMMENTS

County Manager Outten and Chairman Judge asked for public comments. The following people spoke:

- 1) Bob Muller, on behalf of the Outer Banks CDC, announced that the ribbon cutting ceremony for their new facility at 4301 South Croatan Highway will be Friday, April 20, 2012 from 3:00 to 5:00 p.m. He said Senator Kay Hagan will be attending and thanked the Board of Commissioners for their support.
- 2) Mattie Lawson outlined a resolution passed by the Republican Party to pause funding for Presidential Executive Order 13547, which is a national policy for the Stewardship of the Oceans, Coasts, and Great Lakes. She described it as an overreaching measure that will have consequences. She asked the Board to consider adopting a resolution supporting the bipartisan coalition against this national policy.
- 3) Kevin Gray Conner expressed concern for people traveling to Hatteras Island who are not familiar with the area at the new inlet created by Hurricane Irene. He explained that visitors approaching the area after a long trip will not be aware of the new road conditions and the need to adjust their speed. He said motorists having to react at the last minute might cause accidents. He asked the Board to adopt a resolution he prepared asking NCDOT to install illuminated message board signs in advance of the area.

ITEM 2 – ZACCHAEUS LEGAL SERVICES

Mark Bardill, Attorney with Zacchaeus Legal Services, outlined the firm's tax foreclosure program. He said they have 25 years tax foreclosure experience, an experienced staff, and a statewide reputation. He reported that most suits settle without dispossessing anyone of their property. Mr. Bardill said they have successfully collected delinquent revenue that was otherwise uncollectable, which avoided increasing the tax rate by collecting money that was already on the books. He cited results they have obtained for Craven, Wilson, and Beaufort counties and reviewed a potential cost versus benefit analysis. He explained that the General Statutes allows the use of outside counsel to foreclose on a tax lien with the costs being billed to the delinquent taxpayer as opposed to the general public. In response to a question from Chairman Judge, Mr. Bardill outlined out of pocket costs involved in the program. He added that if a taxpayer seeks bankruptcy protection, the matter is put in a pending drawer until they come out of the bankruptcy. Commissioner Tillett asked for a copy of the PowerPoint and noted that the Dare County Tax Department has done a beautiful job collecting and in view of that wanted to know why the firm's services would be needed. Mr. Bardill explained that they have successfully brought in money that was otherwise uncollectable at a minimal cost. Dare County Tax Collector, Michelle Evans, said she heard of Zacchaeus Legal Services at a tax association meeting and that the firm came highly recommended. In response to a question from Vice-Chairman Burrus, Mr. Bardill clarified the value of properties on the cost/benefit analysis. He added that expenditures are minimal since the delinquent taxpayer pays the costs of collection. The County Manager outlined that if the Board wanted to pursue this, he would negotiate a contract and bring it back for approval. Commissioner Tillett said she did not have an advance copy of the PowerPoint presentation material and expressed that she would not be able to support it. Commissioner Mike Johnson noted that Ms. Evans has done her homework and we should move forward with this in fairness to the majority who pay their taxes.

MOTION

Commissioner Mike Johnson motioned to authorize the County Manager to negotiate with Zacchaeus Legal Services to do foreclosures on delinquent accounts that the County has not been able to collect and bring a contract back to the Board for approval.

Commissioner Dutton seconded the motion.

VOTE: AYES (4) Chairman Judge, Vice-Chairman Burrus, Commissioner Dutton, Commissioner Mike Johnson

NOES (1) Commissioner Tillett

ITEM 3 – CHILDREN & YOUTH PARTNERSHIP FOR DARE COUNTY – PROCLAMATION “WEEK OF THE YOUNG CHILD”

Loretta Michael, Executive Director of the Children & Youth Partnership for Dare County presented a PowerPoint highlighting the importance of early childhood education and reviewing performance based incentive standards.

Ms. Michael outlined improvements in the percentage of children receiving care in licensed, star-rated facilities. She also presented information about the increasing number of childcare centers who have lead teachers and administrators that have achieved education points. Ms. Michael explained that having a trained, skilled workforce gives quality childcare options for working parents. She introduced several local childcare providers who told the Board about their educational endeavors and relationship with the Children and Youth Partnership. Ms. Michael reviewed the group's community outreach and gave detailed information about the upcoming Kindergarten Kick-Off later in April and KidsFest, which is scheduled for May 18, 2012. Bill Vann acknowledged the Partnership staff and members of its Board. He said in view of State budget cuts, we would not have the progress and programs outlined today without the support of Dare County. He described the County as a good friend of children and urged the Board to continue their commitment. The County Manager read a Proclamation establishing April 22 to 28 as "Week of the Young Child" in Dare County. Chairman Judge expressed his appreciation for the Children and Youth Partnership and thanked Ms. Michael for her hard work and effort.

MOTION

Commissioner Tillett motioned to adopt the Proclamation establishing April 22-28 as "Week of the Young Child." Vice-Chairman Burrus & Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

RECESS: 6:36 p.m. – 7:03 p.m.

ITEM 4 – DARE COUNTY COOPERATIVE EXTENSION ANNUAL REPORT TO THE PEOPLE

County Extension Director, Susan Ruiz-Evans outlined the goals and objectives of Dare County Cooperative Extension. She presented a DVD showing numerous people engaging in Cooperative Extension activities. She cited statistics documenting over 10,000 face-to-face contacts through 2011 with a monetary value over \$1.5 million. Ms. Ruiz-Evans acknowledged the staff, the Cooperative Advisory Council, and its community partners. She stressed that volunteerism is essential for the success of their programs. It was explained that 2012 is the 20th anniversary of the Master Gardener program in Dare County. Ms. Ruiz-Evans added that there are over 120 Master Gardeners on their roster and they are an incredible group of leaders. She thanked the Board for their support.

ITEM 5 – PRESENTATION OF SERVICES PROVIDED BY RECOVERY INNOVATIONS

Jim Harrison, Recovery Services Team Lead, and Ron Lowe, Certified Peer Support Specialist, outlined the recovery programs and wellness services offered by Recovery Innovations at OBX Wellness City. Mr. Harrison expressed thanks to the Board for their funding through East Carolina Behavioral Health. He added that Recovery Innovations programs are open to everyone and are confidential in nature. Mr. Harrison informed the Board that his time is now concentrated exclusively in Dare County. Mr. Lowe thanked Dare County for its progressive stance in providing innovative programs. He said it has been an interesting journey being part of offering services to the people of Hatteras Island in the wake of Hurricane Irene. He described small groups that have been formed on the Island to serve as a safe place for people to vent and gain support. Mr. Lowe invited Vice-Chairman Burrus and others to classes that are going to be offered at the Fessenden Center in Buxton. Mr. Harrison reported that Recovery Innovations wants to focus on the justice system and proactively reach out to help people before bad choices are made. Vice-Chairman Burrus expressed his appreciation for their efforts to help hurricane victims and others in the community.

ITEM 6 – ALBEMARLE RC&D

A presentation was made by Louise Hanson, Chairman of Albemarle Resource Conservation and Development (RC&D). She introduced Council Members Michael Barr and Jim Winebarger. She presented a PowerPoint presentation that showcased RC&D's projects including the Renewable Energy Economic Solution Project, work done at Dare County school facilities, and waterfront stabilization in the Town of Manteo. She further outlined ecotourism projects, and drainage and stream restoration at Stumpy Point. Ms. Hanson explained that RC&D is a sound investment whereby Dare County receives a return of \$99 in grant funding for every dollar of annual support. She informed the Board that, in the past, annual dues from the County have helped support RC&D operations while federal funding covered the cost of a Project Coordinator. However, in April 2011, RC&D lost 70% of their annual funding, which provided for this position. She expressed 2012-2013 budget requests for Dare County to continue its annual dues contribution for operational expenses based on the tier system and pay RC&D at a rate of \$50 per hour for specific local projects. Vice-Chairman Burrus expressed his appreciation for RC&D's efforts and said he would like to talk with them in the future about more drainage help needed on Hatteras Island. Chairman Judge thanked RC&D for doing a good job.

ITEM 7 – CAPE HATTERAS ELECTRIC COOPERATIVE

Norm Shearin, Attorney for the Cape Hatteras Electric Cooperative (CHEC), asked for help in creating a higher level of awareness about what is at stake in the Bonner Bridge litigation. He explained that CHEC is a cooperative whose members on Hatteras and Ocracoke Islands are the owners. Mr. Shearin reported that the transmission line attached to the Bonner Bridge is the sole source of power to the islands. Mr. Shearin said the issue is about transportation and not limited just to the bridge. He said NC Highway 12 is a major concern in the lawsuit and the environmental groups, who prefer a 17-mile bridge and high-speed ferries, do not want NCDOT to segment the project. Mr. Shearin said CHEC cannot put a cable on a 17-mile bridge. He explained that CHEC filed a motion to intervene in the lawsuit in order to have a place at the table because if you are not in the suit, you are not at the settlement table, and CHEC wants to be there on behalf of its members. He acknowledged that the Board of Commissioners has been in this battle all along and asked them to stay involved. He said any way the Board can help increase public awareness would be appreciated. Chairman Judge welcomed CHEC to come back and update the Board as needed in the future. He mentioned the efforts of former Commissioner John Hooper on the Highway 12 Task Force. Vice-Chairman Burrus said Dare County is glad to help on this issue and will continue efforts with Congress and other avenues. He added that this is the ultimate access issue for Hatteras Island and we will help.

ITEM 8 – ROANOKE ISLAND WELLNESS TRAIL – RECOMMENDATION TO REBID PROJECT (Att. #1)

The County Manager said bids received from three contractors for the Roanoke Island Wellness Trail project exceeded the estimate of the project Engineer, Albemarle & Associates. He explained that NCDOT, which is providing funding for this project, is prohibited from negotiating with bidders to reduce costs. Mr. Outten said Albemarle & Associates recommends the County reject the submitted bids, allow them to provide further clarifications to the potential bidders, and then rebid the project.

MOTION

Commissioner Tillett motioned to reject the submitted bids, direct the County Manager and Project Engineering to provide clarifications to bidders, and rebid the project.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 9 – PROPOSED AMENDMENTS TO DARE COUNTY FLOOD ORDINANCE AND TRAVEL TRAILER PARK ORDINANCE

Planning Director, Donna Creef, explained that the NC Department of Emergency Management, State Floodplain Management Office has conducted a Community Assistance Visit (CAV) in unincorporated Dare County. The purpose of the visit was to assess the effectiveness of the County flood management regulations and enforcement practices. This was the first CAV since 1994. One area identified by the State was floodplain regulations in the travel trailer parks and campgrounds. The proposed amendments involve changes to the Dare County Flood Damage Prevention Ordinance (Flood Ordinance) and the Dare County Travel Trailer Park Ordinance (TTPO). Ms. Creef said one amendment addresses variations between the County flood ordinance and the NFIP regulations concerning the placement of RVs in campgrounds for more than 180 days. She explained that the current County regulations are more restrictive than the NFIP and would be a hardship for campground owners and RV owners if enforced as written. She said other amendments are designed to establish consistency between the TTPO and the Flood Ordinance. Chairman Judge asked about what happens to decking and steps when the trailer is pulled away for a storm. Ms. Creef said these items need to be constructed in such a way that they remain intact throughout the storm. In response to an inquiry about older trailers that are not now highway ready, Ms. Creef said anything built new must meet floodplain standards but FEMA has indicated that older units could be grandfathered. The County Manager noted that it has been challenging getting interpretations from FEMA because what they say changes. He said there are no guarantees even when it is in writing and that it all depends on who you ask at FEMA. He added that when you rely on what you have been told they may still reverse themselves a year or two later by saying this is how we do it now. Vice-Chairman Burrus asked how trailers would be monitored. Ms. Creef said it would be done by driving through the campgrounds. In response to a question from Commissioner Tillett about trailer parks in the towns, Ms. Creef said each municipality would need to adopt similar rules if they have not already done so.

MOTION

Commissioner Tillett motioned to set a Public Hearing on the proposed Ordinance Amendments for 5:30 pm, May 21, 2012.

Vice-Chairman Burrus & Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 10 – DARE COUNTY SMOKING ORDINANCE (Att. #2)

On June 6, 2011, the Board considered an ordinance that would prohibit smoking at all Dare County facilities. Subsequent to that meeting, the County Manager/Attorney was directed by Commissioner Dutton to revise the ordinance to include 1) prohibiting smoking at Parks and Recreation facilities and grounds. 2) Allowing smoking only in designated areas outside of County buildings where outdoor smoking is currently permitted (except those operated or occupied by the Health Department, which has already exercised their authority to prohibit smoking in and nearby their facilities). Commissioner Dutton shared a comprehensive report of statistics about the health dangers of smoking and the link between second hand smoke and heart attacks. He said the ordinance was needed for health and litter issues. He acknowledged that smokers have the right to smoke, but not to litter. He added that County buildings need to be free from the risk of fires due to smoking. Commissioner Dutton said for these reasons he recommends that the Board approve the rewritten ordinance. The County Manager outlined a few language and punctuation changes to provide clarity. Commissioner Tillett asked about what would happen at the Justice Center. Mr. Outten said that is one of the areas under the ordinance where he, as County Manager, would designate outside smoking areas. Commissioner Tillett wanted to know if Tim White was aware of the ordinance and concurred on its impact at Parks and Recreation facilities. It was explained that this had been done when the ordinance was first considered last year. The Manager informed the Board that, if passed, the ordinance implementation date will be January 2013.

MOTION

Commissioner Dutton motioned to adopt the smoking ordinance as presented by the County Manager.

Vice-Chairman Burrus seconded the motion.

VOTE: AYES unanimous

ITEM 11 – OUTER BANKS CATCH – REQUEST TO SUBMIT GRANT APPLICATION (Att. #3)

The County Manager explained that Outer Banks Catch seeks permission to apply for a Tourism Board grant related to the Outer Banks Seafood Festival.

MOTION

Vice-Chairman Burrus motioned to approve submitting an Outer Banks Catch grant application to the Tourism Board.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 12 – PUBLIC HEARING – COTTAGES AT THE CAPE LLC – BUXTON NATURAL HISTORIC AMENDMENTS

AT 6:13 P.M., THE DARE COUNTY BOARD OF COMMISSIONERS HELD A PUBLIC HEARING TO RECEIVE INPUT CONCERNING COTTAGES AT THE CAPE LLC – BUXTON NATURAL HISTORIC AMENDMENTS.

County Manager, Robert Outten conducted the hearing and invited the public to speak. The following people spoke:

- 1) Jeremy Pickett said as a small business owner he was subcontracted by Diamond Services to do small repairs and inspection of the property. He said he fixed roofs after Hurricane Irene and chased out birds. He explained that during his time working there it has been aggravating seeing the property just sit vacant and doing nothing. Mr. Pickett said he has been told of the plans for the project and he thinks it is an open and shut case in favor of utilizing this property.
- 2) Kyle Perry, a Hatteras Island resident asked what will happen in view of the problems we have with water building up. He said we need guarantees about adequate water runoff before the Board allows it to be rezoned. Mr. Perry said it should not be rezoned now due to uncertainty and urged the Board not to give the applicant a free ride to do what they want.
- 3) Russ Cauff expressed concern about water runoff issues. He said people were told there would not be trouble with water, however problems still exist from the new houses. He said the more that is put in place will result in less water absorption. Mr. Cauff informed the Board that during a heavy rain he cannot park in the driveway.
- 4) John Hooper spoke against rezoning. He said he was involved back when the Coast Guard housing project started. He said he does not understand why the historic designation is being changed and that

nobody wants resort homes in that area. He said he does not understand how zoning is being written for the developer. He asked the Board of Commissioners not to support the zoning change.

- 5) Sue Gzensky said she owns property near the project and submitted photos to the Planning Director. She reported that her home is almost completely surrounded by water following a heavy rain. She added that her neighbors are concerned about water runoff and the mosquito problems it will cause will be unhealthy. She asked the Board to look carefully at it now before work begins rather than later.
- 6) Dale Bendula from Diamond Shales Estates said water and septic issues are a serious problem. He reported that whole yards are flooded and when the government put in these houses, they did not listen to the people. He cited three problems associated with this rezoning: 1) How will septic be handled? 2) How will traffic be handled for 40 some housing units? 3) The huge problem that water will be for all the neighbors. He asked the Board to take time to consider this matter and have engineers determine if it is going to work.
- 7) Jarvis Williams explained his concern about flip-flopping on the zoning. He said the applicant has the money to buy the property and seek rezoning. He pointed that he has been looking at land in Avon and he cannot get it changed. Mr. Williams said coming out of a Historic District, as it is now, to go back into housing does not seem fair to those of us who are trying to do things we want to do.

Chairman Judge closed the hearing at 6:25 P.M. and thanked those who spoke.

Vice-Chairman Burrus expressed his concerns about issues raised during the Public Hearing. Commissioner Tillett said we need to know what we are doing with this rezoning request. Chairman Judge said he also has concerns about water runoff. He said the facility does not handle a bad rain and suggested that the Board take time to make sure we thoroughly understand the ordinance and perhaps visit the property and the surrounding subdivision. Attorney Hood Ellis spoke on behalf of the developer. He said the proposed ordinance requires that all applicable permits must be obtained for the project including permits for storm water management. Chairman Judge said having heard today from the people, he directed that the item be brought back on the May 21, 2012 agenda in order to allow time for further research to be done.

ITEM 13 – PUBLIC HEARING – 2012 S-5 SUPPLEMENT DARE COUNTY CODE OF ORDINANCES (Att. #4)

AT 6:26 P.M., THE DARE COUNTY BOARD OF COMMISSIONERS HELD A PUBLIC HEARING TO RECEIVE INPUT CONCERNING 2012 S-5 SUPPLEMENT DARE COUNTY CODE OF ORDINANCES. County Manager Outten conducted the hearing and invited the public to speak. No one in the meeting room responded. Chairman Judge closed the hearing at 6:26 P.M.

American Legal Publishing has recently updated the Dare County Code of Ordinances book. The update contains all the amendments to the codes that have been adopted since 2010. Although the Board has previously acted on these items, a Resolution was presented to the Board to adopt on the entire package following a Public Hearing

MOTION

Commissioner Tillett motioned to adopt the Resolution updating the Dare County Code of Ordinances.

Vice-Chairman Burrus seconded the motion.

VOTE: AYES unanimous

ITEM 14 – CONSENT AGENDA (Att. #5)

MOTION

Vice-Chairman Burrus motioned to approve the Consent Agenda:

- 1) Approval of Minutes (04.02.12)
- 2) Withdrawals from NC Public School Building Capital Fund – Lottery Proceeds & ADM Fund
- 3) JCPC Budget Amendment/Revision for Dare Out of School Time Program
- 4) Social Services Low Income Energy Assistance Budget Amendment
- 5) Tax Collectors March 2012 Reports

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 15 – COMMISSIONERS’ BUSINESS

Commissioner Mike Johnson

- Updated the Board about marine fisheries issues and a vote taken on spiny dogfish. He said Louis Daniel is willing to bring it up at the next meeting. Commissioner Mike Johnson voiced his frustration with the notion of a spiny dogfish quota because the species is overpopulated.

Commissioner Max Dutton

- Expressed interest in a trip to Hatteras Island to tour the housing project for which zoning is proposed. He said while there to evaluate zoning it would be beneficial to also see area trailer parks. Chairman Judge said he would like the investigative trip to be on the second day of a heavy rainstorm.

Commissioner Virginia Tillett

- She raised for the Board a letter from the people who use the nutrition site at the Dare County Center asking for handicap accessible doors that open with the push of a button. The County Manager said bids had been obtained and efforts are being made to try to work it into the upcoming budget.
- Commissioner Tillett announced that she will soon be attending a Board of Directors meeting for the North Carolina Association of County Commissioners. She asked Board Members to share with her anything that they want her to present in her role as an NCACC Director.
- She said County Commissioner license plate forms are available for Board Members who are interested.
- She reported that Dare Day is coming up soon and said she needs a name submitted in May as a nominee for the Citizen of the Year Award, which is presented at the Dare Day celebration.
- Commissioner Tillett personally thanked Chairman Judge for surprising her mother on her recent birthday.

Vice-Chairman Allen Burrus

- Urged that a letter be sent to the congressional delegation recommending that the Memorandum of Agreement be signed in Washington, D.C. to clear the way for channel dredging money. He said the Hatteras channel is very narrow and presents a dangerous situation that needs help.
- Reported on his opportunity to be in classes at the Cape Hatteras School of Coastal Studies. He described the students as being on top of the issues and having great ideas and energy.
- He encouraged everyone to attend Flags Over Hatteras 27, 28, 29 at the Graveyard of the Atlantic Museum.
- Asked to be kept informed of the status of jetty permits and explained that dredging is a problem at the Oregon Inlet Bridge.
- Briefed the Board on his experience throwing out the first ball at the Cape Hatteras Field. He said there was a great turnout for the game.
- Vice-Chairman Burrus asked the County Manager if the Dare MedFlight helicopter was up and running. He was told they hoped to have it operational shortly, if it is not already up.

Chairman Warren Judge

- Asked the County Manager to put the issue of inlet dredging on his list for expedited action because delays are being caused because ferryboats cannot pass each other.
- Presented the Clerk with two letters from Henry Haywood resigning from the Planning Board and Older Adult Advisory Board due to health reasons. He wished Mr. Haywood a speedy recovery
- Announced that an important pre-hearing Open House and Public Hearing will be conducted April 24 by NCDOT on Highway 64 at the East Lake Community Building. He said an informal session will be held from 4:30 to 6:30 p.m. with a formal presentation at 7:00 p.m.
- Chairman Judge said 40 plus miles of the Cape Hatteras National Seashore Recreational Area are closed for one Piping Plover and 3 American Oystercatchers. He reminded everyone that the Piping Plover is not an endangered species.

MANAGER’S/ATTORNEY’S BUSINESS

- 1) County Manager, Robert Outten, asked for authority to renew the agreement with Hyde County to provide fire inspections.

MOTION

Vice-Chairman Burrus motioned to authorize the County Manager to renew the fire inspection agreement with Hyde County.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

- 2) Mr. Outten explained that as people are signing up for the Roanoke Island Water Distribution Project, there are cases where a street may have an old water line running down it with customers on the old line paying a different rate than their neighbors. He said this disparity in rate between old and new customers on the same street is creating confusion and problems. He asked the Board for authorization to charge everybody the same assessment, fees, and terms if they connect between now and June 30, 2012. Vice-Chairman Burrus asked that Kiddy Lane in Avon be added to the request. Commissioner Tillett asked how this action will be publicized and was told that something will be sent out. Chairman Judge noted that the Manager's request sounded reasonable.

MOTION

Vice-Chairman Burrus motioned to authorize the Manager, between now and June 30, 2012, to charge people the same on water expansion projects, where there is a disparity between old and new customers on the same street, as outlined.

Commissioner Tillett and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

- 3) The County Manager informed the Board that a grant for pesticide container recycling is available from the Pesticide Environmental Trust Fund. He said the grant does not require anything from Dare County and will provide a way to process these containers. Mr. Outten asked for authorization to apply for the grant.

MOTION

Vice-Chairman Burrus motioned to authorize the County Manager to apply for a Pesticide Container Recycling grant.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

AT 8:54 P.M. THE DARE COUNTY BOARD OF COMMISSIONERS ADJOURNED UNTIL 9:00 A.M. ON MAY 7, 2012.



Respectfully submitted,

By: 
Gary Gross, Clerk to the Board

APPROVED:

By: 
Warren C. Judge, Chairman
Dare County Board of Commissioners