



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

THE DARE COUNTY BOARD OF COMMISSIONERS MEETING

April 18, 2011 — 5:00 P.M.

Dare County Administration Building
PO Box 1000, Manteo, North Carolina 27954

Commissioners Present:

Chairman Warren Judge, Dist. 3; Vice-Chairman Burrus, Dist. 4; Virginia Tillett, Dist. 1; Richard Johnson, Dist. 1; Max Dutton, Dist. 2; Mike Johnson, Dist. 2; Jack Shea, Dist. 5

Commissioners Absent: None

Others Present: County Manager/Attorney Bobby Outten; Public Information Officer, Dorothy Toolan; Clerk to the Board, Gary Gross

Public Comments: Six (6) people appeared to make public comments, including — Tara Bedsole & Cara Brock, Patrick A. Patterson, Brenna Smith & Kateland Caudill, and Mikey Daniels.

Presentations:

Land of Beginnings awarded the East Carolina Bank Living Legend Scholarship to College of the Albemarle student, Nathaniel Woolard
East Carolina Behavioral Health (ECBH) presented their Semi-Annual Report
Governor's Awards for Volunteer Service 2011 honored — Denise Mann, Tommy & Christan Routten, Barbara "Babs" Mulford, Lynn Blackburn, and a group of 30 Dare County Alternative School students
Outer Banks Chapter of the NC Autism Society showcased their second annual Surfing for Autism event

Actions:

Agenda amended to add item 1-A (Land of Beginnings — Scholarship Presentation) — **Approved**
Request for Public Hearing — Buxton Zoning Map Amendment — **Public Hearing Scheduled for 10:00 am, May 2, 2011**
Request for Public Hearing — C-3 Text Amendment — **Public Hearing Scheduled for 10:00 am, May 2, 2011**
Public Hearing — Draft Regulations for Wind Energy Systems — **Hearing Held, Proposed Amendments Adopted as Advertised**
Commissioner Richard Johnson asked to be excused from Item 8 (Resolution to NC Utilities Commission) due to a conflict — **Approved**
Resolution—Requesting NC Utilities Commission require utility companies to transfer lines to newly installed utility poles — **Approved**
Manager presented the FY2012 budget — **Public Hearing Scheduled for 10:00 am, May 2, 2011 & Budget Workshop will convene after adjournment of the regularly scheduled May 2 meeting**

Consent Agenda — **Approved**

1. Approval of Minutes (04.04.11)

Board Appointment

1. Airport Authority — **Reappointed Commissioner Richard Johnson**

Commissioner's Business

1. Included an update on Dare County efforts to address issues and resolve problems at Oregon Inlet

Manager's/Attorney's Business

1. Authorized County Manager to enter into an easement agreement with NC Power for the Kitty Hawk Park Project — **Approved**
2. Motion to amend the zoning map for Colington Pointe LLC to include the language for a finding of consistency — **Approved**
3. Reauthorized the Sand Fencing Dune Planning Project for a period of five (5) years through June 30, 2016 — **Approved**
4. Authorized County Manager to send a letter outlining assessments for the Roanoke Island Water Expansion Project — **Approved**

LAND OF BEGINNINGS

COMMISSIONERS OFFICE— PO Box 1000, MANTEO, NC 27954 • 252.475.5700 • DARENC.COM

Chairman Warren Judge called the April 18, 2011 meeting of the Dare County Board of Commissioners to order at 5:00 p.m., invited the Rev. Andrew Martinez, Outer Banks Presbyterian Church, to share a prayer, and then led the pledge of allegiance to the Flag.

The Chairman asked for a motion to amend the meeting agenda to add Item 1-A for the Land of Beginnings Scholarship presentation.

MOTION

Commissioner Shea motioned amend the agenda to add item 1-A.
Vice-Chairman Burrus & Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 1 – PUBLIC COMMENTS

Six (6) people appeared before the Board of Commissioners to make public comments, including –

Tara Bedsole & Cara Brock, students in Adam Herman’s Honor Civics class at First Flight High School, announced they were working on a local issues project. Ms. Brock said a team building facility is needed in Dare County and it could generate revenue by bringing in companies and people to use the facility. Ms. Bedsole said natural resources could be used and safety personnel would have to be involved. Ms. Brock added that the facility would benefit the community and give the Outer Banks more recognition.

Patrick A. Patterson, from Southern Shores, introduced himself as the new County Chairman for the Republican Party following Perry White. He said he looked forward to dealing with the Board of Commissioners and wanted to continue the relationship as we move forward. He presented five (5) resolutions from their annual convention pertaining to Dare County issues. 1) Opposition to Catch Shares 2) Requesting a change in law pertaining to the election date for the Dare County Board of Education 3) Requesting a change in law pertaining to vacancies in the General Assembly 4) Opposing House Bill 353, which designates coastal game fish 5) Support of terminal groins in Senate Bill 110.

Brenna Smith & Kateland Caudill, students in Adam Herman’s Honor Civics class at First Flight High School, explained they were working on the Making A Difference project. Ms. Smith called for water power as a source of alternative energy. She said the waters of the Outer Banks flowing through a turbine could generate electricity as a constant energy resource. Ms. Caudill stated that green money opportunities exist for such a project.

Mikey Daniels said he wanted to express thanks for what the Board has done to help get the Governor here and the Currituck dredge. He said we need to keep working on the problems at Oregon Inlet and reminded that the squeaky wheel gets the grease. Mr. Daniels stated we need to look ahead at what will happen this fall and added we need to find some money to solve the problem at Oregon Inlet and pray the Lord does a miracle. Chairman Judge said we will not forget.

ITEM 1A – LAND OF BEGINNINGS – SCHOLARSHIP PRESENTATION

Bill Rea, on behalf of the 2011 Living Legend Award Recipient Suzanne Tate and the stockholders, management and associates of the East Carolina Bank, presented the East Carolina Bank Land of Beginnings Living Legend Scholarship Award to College of the Albemarle student Nathaniel Woolard. He said the scholarship recipient is majoring in Marine Science at the COA-Dare campus and will finish classes in the fall with graduation ceremonies in May 2012.

ITEM 2 – EAST CAROLINA BEHAVIORAL HEALTH (ECBH) SEMI-ANNUAL REPORT

Roy Wilson and Leza Wainwright presented the ECBH semi-annual report including their Fiscal Monitoring Report and explanation. Mr. Wilson said ECBH, in managing the mental health developmental disability and substance abuse services in the area, enjoys working with the citizens of Dare County. Ms. Wainwright, Chief Operating

Officer, outlined the financial report. She stated it reflects December because the March 31 report is not yet available. She said last year's budget is not particularly applicable because that was prior to Dare County officially joining ECBH. She explained that the amounts shown for Medicaid CAP/MRDD only pass through the budget for providers who cannot bill directly for those services. She said the 7.5 million received from North Carolina for Service Management Funds includes administration, the toll free number, and our System of Care staff located throughout the 19 counties. Ms. Wainwright outlined nearly 40 million in Service Delivery Funds as State dollars designated directly for services, with a little over 1 million in Federal grants that do not come directly through the Department of Health and Human Services. She stated the vast majority of all ECBH funding, 50.4 million, goes out in direct services to provider payments and cited the recently opened Wellness City by Recovery Innovations, and the New Horizons program as examples. She said their 60 million budget is behind in expenditures due to trying to bring up additional services in the region. She added that startup money has been awarded to new programs and the expenditure numbers will pick-up considerably. Vice-Chairman Burrus asked that the financial report be made available in a larger viewing format. He also asked them to provide more timely information for March instead of December. He added that being behind in expenditures means services are not getting done and is a key issue. Mr. Burrus said he has seen positive things in the community and the crisis team has been in his area a couple of times. Ms. Wainwright said this is a building year and wanted to see this grow and she apologized for the small format of the report. Commissioner Shea asked how many service providers assist the people in Dare County. Ms. Wainwright said she would research it and provide a precise list. She stated in the 12 months ending in September there were 1,024 people in Dare County who received services at a value of 5.2 million. Commissioner Richard Johnson asked when telemedicine will be available at The Outer Banks Hospital. Mr. Wilson said the lines they are using are not the same as those used by Albemarle and they are trying to do the same quality with less costs. Commissioner Dutton reported that he recently observed everything happen properly when a family was helped with 100% success. Mr. Wilson said ECBH is in the process of developing a Medicaid waiver, which will provide additional and more flexible services.

ITEM 3 – GOVERNOR'S AWARDS FOR VOLUNTEER SERVICE 2011

Skipper Hines, Chairman of the Outer Banks Community Foundation, and Sharon Elliott, Treasurer, recognized five (5) recipients of the Governor's Award for Volunteer Service, which was established in 1979. He said each will receive a letter and certificate from Governor Bev Perdue along with a commemorative pin. Mr. Hines and Ms. Elliott recognized each of 2011 award recipients –

- 1) Denise Mann was honored for her 21-year involvement with Service Unit #755 of the Girl Scout Council of the Colonial Coast. She is in charge of 22 Girl Scout Troops with approximately 356 girls and 60 adult volunteers. Through her time and talents, Ms. Mann was credited with being integral in the growth and effectiveness of scouting on the Outer Banks.
- 2) Tommy and Christan Routten were honored for their consistent support of the Dare County Teen Court program. After working long hours as Public Defense attorneys, they dedicate their time serving as Judges for the monthly Teen Court Hearings. They were acknowledged for the quality of their participation and the many words of advice and encouragement offered to Teen Court participants.
- 3) Barbara "Babs" Mulford was honored for her unwavering dedication to the Hospice program of Dare Home Health & Hospice and her loving service to patients and families. Ms. Mulford was recognized as a role model for other hospice volunteers because of her enthusiasm, generosity, and compassion. She was also credited with knitting hats for newborn babies and donating original art to raise money for various causes.
- 4) Lynn Blackburn was honored for her tireless involvement with the Dare County Friends of Youth program. She was credited with using her counseling background to effectively guide youth in ways that have made a positive difference in the lives of those served by the program. Ms. Blackburn was thanked for her loyalty, compassion, and consistent commitment to the Friends of Youth program.
- 5) A group of thirty (30) students from the Dare County Alternative School was recognized for their volunteer efforts at Food for Thought. They were complimented for the care and concern they have given the

children in need in our community by volunteering every week from September through June packing weekend meals so qualified children would have food to eat.

Chairman Judged thanked the Outer Banks Community Foundation and each of the award recipients for the decades of service given to the people of Dare County.

ITEM 4 – PRESENTATION – OUTER BANKS CHAPTER OF THE NC AUTISM SOCIETY

Eileen Lowery, President of the Autism Society of North Carolina OBX Chapter, highlighted the group's second annual Surfing for Autism event. She said in 2010 there were 30 children and their families involved and anticipates 60 children and families will be served at this year's event scheduled for August 12-13, 2011. Ms. Lowery explained how Autism impacts local children, families, teachers, and the community. She said Autism can be found in 1 in 110 children, with 1 in 70 boys. She said the number of children with Autism in Dare County has nearly tripled in the last five (5) years. Ms. Lowery introduced a video by Noah Snyder that highlighted the Surfing for Autism program.

ITEM 5 – REQUEST FOR PUBLIC HEARING – BUXTON ZONING MAP AMENDMENT

Planning Director, Donna Creef, reported Mr. John F. Conner, Jr. has submitted a request to rezone a lot at 47186 Leola Lane, adjacent to Conner's Supermarket in Buxton that is currently classified as R-2A residential, to C-3 commercial. She said the Planning Board voted unanimously to recommend approval of the request and explained the next step is a public hearing to be held on the proposed rezoning.

MOTION

Commissioner Shea motioned to schedule a public hearing on the Conner rezoning request for 10:00 a.m., May 2, 2011.

Vice-Chairman Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 6 – REQUEST FOR PUBLIC HEARING – C-3 TEXT AMENDMENT

Donna Creef, Planning Director, said Hatchell Concrete in association with Mr. Bill Pierce has submitted a text amendment application to amend the C-3 zoning district to add boat engine repairs and boat maintenance to the list of permitted uses. She said the C-3 district currently permits retail boat display and sales, but does not allow for the servicing of boat engines or boat maintenance. Ms. Creef stated the Planning Board voted unanimously to recommend the addition of boat engine repairs and boat maintenance to the permitted uses of the C-3 district. She asked that a public hearing be held on the proposed C-3 text amendment. Vice-Chairman Burrus asked why boat engine repairs and boat maintenance were left out of the original permitted uses. Ms Creef explained that C-3, as a zoning ordinance adopted in 1975, does not have an exhaustive list of uses.

MOTION

Commissioner Shea motioned to schedule a public hearing on the proposed C-3 text amendment for 10:00 a.m., May 2, 2011.

Vice-Chairman Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 7 – PUBLIC HEARING – DRAFT REGULATIONS FOR WIND ENERGY SYSTEMS (Att. 1)

AT 6:03 P.M., THE DARE COUNTY BOARD OF COMMISSIONERS HELD A PUBLIC HEARING TO RECEIVE INPUT CONCERNING THE DRAFT REGULATIONS FOR WIND ENERGY SYSTEMS.

County Manager Outten conducted the hearing and invited the public to speak. The following speakers appeared before the Board:

- 1) Manny Medeiros said he has spoken several times explaining the folly of wind energy as a massive waste of treasure and human resources. He asked the Board to stop being enablers of sub-prime science. Mr. Medeiros said with our economy in terrible shape, someone needs to tell those pushing wind energy to stop preying on private, state and national treasure. He called for those who advocate it to admit that wind will never be a commercially viable source of base load power and will always require massive subsidies. He added that wind cannot provide the robust, reliable, concentrated, industrial strength power needed by our country's economy.
- 2) Matt Walker, Co-Chair of the local Surfrider Foundation Chapter, said as an access and environmental group with 120 local members, we like clean water and a clean beach. He said for years they have been gearing-up to fight offshore drilling and their interest is peaked on alternative wind energy. Mr. Walker urged that due diligence be done before giving it a green light and called for a strong risk versus rewards analysis. He stated that the risk analysis for wind energy is better than for offshore drilling and likes it as an idea to pursue. He added that wind energy could put the Outer Banks on the map as a forward thinking place that saw the future, but cautioned that due diligence must be done.
- 3) Jan DeBlieu, Program Manager of the North Carolina Coastal Federation, spoke in favor of the draft regulations for wind energy systems saying they are not the only answer to our problems, but are an important tool in our toolkit. She said the problems mentioned in other comments about funding and federal subsidies have to do with utility scale wind projects. She explained that the draft amendment makes possible community scale wind projects that can benefit schools and municipalities and cited a Massachusetts example. Ms. DeBlieu reported that the Coastal Federation is in favor of wind power and other renewable sources and urged the Board to support this project as forward thinking.

CHAIRMAN JUDGE CLOSED THE PUBLIC HEARING AT 6:13 P.M.

Chairman Judge opened up the floor for discussion. Commissioner Shea said he is not against research but agrees with Manny Medeiros that wind energy alone will never be sufficient to satisfy our power needs. He said he will vote yes because it is important to have research. Commissioner Mike Johnson said Manny Medeiros is correct and it takes the focus away from what is really important. He said as a land rights advocate he is not against research, but does not think there will be enough benefit for the money spent. Commissioner Richard Johnson said with research you can make wind generators produce enough electricity to be efficient.

MOTION

Vice-Chairman Burrus motioned that the proposed amendments for wind energy research sites, the text amendment for the Highway 345 zoning district, and associated fees be adopted as advertised. I find these amendments to be consistent with the policies of the 2009 Dare County Land Use Plan and other officially adopted plans of Dare County and is in the public interest of Dare County since these amendments provide for the development and research of alternative energy in unincorporated Dare County.

Commissioner Tillett and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 8 – RESOLUTION – REQUESTING THE NORTH CAROLINA UTILITIES COMMISSION REQUIRE CENTURY LINK TO TRANSFER EQUIPMENT TO RECENTLY INSTALLED UTILITY POLES ALONG THE US 158 CORRIDOR IN DARE COUNTY (Att. 2)

County Manager Outten explained the resolution mirrors one passed by the Town of Nags Head who requested that we support them. Chairman Judge announced that Commissioner Richard Johnson has asked to be excused from participation due to a conflict on this agenda item.

MOTION

Commissioner Shea motioned that Commissioner Richard Johnson be excused.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

Commissioner Richard Johnson was excused and exited the meeting room at 6:20 p.m.

Chairman Judge said the resolution involves the transmission lines on Highway 158. Vice-Chairman Burrus said this afternoon he was told there might be some discrepancy over who is at fault and we should not be pointing fingers. Commissioner Shea and Commissioner Dutton agreed. County Manager Outten outlined an alternative that would modify the resolution to ask the Utilities Commission to require utility companies, whoever may be involved, instead of naming a specific company.

MOTION

Commissioner Dutton motioned to adopt the resolution, as amended by the County Manager, not to specifically name any particular utility, but to move towards moving all lines to the recently installed utility poles along the US 158 corridor in Dare County.

Commissioner Shea seconded the motion.

VOTE: AYES (6)

NOES (0)

Commissioner Richard Johnson was excused.

At the conclusion of the item, Commissioner Richard Johnson returned to the meeting room at 6:23 p.m.

RECESS 6:23 p.m. – 6:43 p.m.

ITEM 9 – MANAGER’S PRESENTATION OF FY2012 BUDGET

County Manager Outten said last year was a challenging budget year in a difficult economy. He said the Board’s effort last year helped take care of some anticipated issues for this budget cycle. He outlined key items on pages 1 through 12 of the budget resulting in a total of 99,619,022 with only a slight increase in spending over last year. He added that requests were made for over 2.2 million in additional spending with approximately 1.8 million of those not approved. He explained that the budget is basically flat with a small percentage increase representing 374,000 in expenses that could not be avoided or postponed any longer. Mr. Outten reported a small growth in the tax base over last year and said the budget has no tax rate increase. He outlined a capital outlay of 65,000 needed to make necessary repairs to the Fessenden Center and the Headstart program building that have been put off a number of years. He added the budget included replacement of Sheriff vehicles that had been postponed, three (3) financed ambulances, and replacement of the Fessenden Center van. He also cited increased costs to provide medical care provided to inmates, repairs needed for the EMS helicopter, and a rise in recycling costs due to State mandates related to the disposal of tires. Mr. Outten reported 0.94% growth in the tax base. He explained that the State has taken away Medicaid hold harmless money and said interest income is down as reflected in the proposed budget. He informed the Board that the undesignated general fund balance has seen a 1.1 million increase. He said the budget did not recommend a requested tax rate increase for the Frisco Fire District. Mr. Outten advised that the budget provides the same level of funding to the Board of Education without any increases or cutbacks. He said we do not yet know what State funding cuts are going to be, however the budget is balanced with no tax increase and without change to our service levels. Commissioner Richard Johnson asked if the State comes out later with major budget alterations would we have to readopt ours. Mr. Outten explained that we have the ability to amend whatever changes may occur when they happen. Commissioner Shea asked when the State must adopt their budget. Mr. Outten reported that, like the Federal Government, the State has no deadline and can operate on continuing resolutions. Commissioner Tillett asked if the County Department Heads were aware of what they will not be getting, and can they still provide the expected services. Mr. Outten confirmed that they will be able to provide services. He noted that depending on State funding cuts some Health and Social Service programs could be impacted, however we have not changed what the County does for those programs. Commissioner Tillett asked how the budget will affect County employees. Mr. Outten said there is no increase for employees and health insurance shares have been progressively changing on the schedule that the Board previously authorized. She also asked about COA’s funding request for security and insurance. Mr. Outten said we provide them a lump sum to spend as they want, however the budget does not cut or increase their funding. Commissioner Shea asked for time to study and review the budget. Chairman Judge noted that in talking with public safety personnel throughout the County there is an improved ability to communicate during emergencies with the new 800 MHz radio system. He said this was evident when a boat recently capsized and during the weekend storms that brought tornado activity to the region. He thanked Commissioner Mike Johnson and Almey Gray for their efforts on this project. The Chairman asked for discussion on how the Board wanted to proceed with the FY2012 budget.

MOTION

Commissioner Richard Johnson motioned to set a public hearing on the FY2012 budget for 10:00 a.m., Monday, May 2, 2011.

Vice-Chairman Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

MOTION

Commissioner Shea motioned to schedule a workshop on the FY2012 budget to convene after adjournment of the regularly scheduled Board Meeting on May 2, 2011.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

The County Manager requested that as the Commissioners review the budget, they forward to him any items they would like the staff to address and change. He said if only minor adjustments are needed, the scheduled workshop may be cancelled.

ITEM 10 – CONSENT AGENDA (Att. 3)

MOTION

Commissioner Shea motioned to approve the Consent Agenda:

- 1) Approval of Minutes (04.04.11)

Vice-Chairman Burrus seconded the motion.

VOTE: AYES unanimous

ITEM 11 – BOARD APPOINTMENTS

- 1) Airport Authority

MOTION

Commissioner Shea motioned to reappoint Commissioner Richard Johnson.

Vice-Chairman Burrus seconded the motion.

VOTE: AYES unanimous

ITEM 12 – COMMISSIONERS' BUSINESS

Chairman Judge acknowledged a group of approximately 30 people from the local fishing community who had entered the meeting room. He offered an update on efforts to find a solution for the shoaling problem at Oregon Inlet. He outlined conversations Dare County has had with elected officials and their staffs in Raleigh and Washington, D.C. Chairman Judge said we want the Governor to talk with President Obama and reported on Governor Bev Perdue's recent visit to Dare County. He said she offered to provide \$500,000 if the County would put up 2.5 million, which he added the County does not have in the budget. He also announced that the hopper dredge "Currituck" that arrived over the weekend, will be here for 30 days. He cautioned that this effort will exhaust the Army Corps of Engineers dredging money in about 30 days. Mr. Judge said we are hoping the Corps will be able to move money and find additional funds for dredging after the Currituck leaves. County Manager Outten reported on conversations with Senator Stan White to find additional State funding. Vice Chairman Burrus addressed the beach nourishment project going on in Nags Head and the issue of sand compatibility on the two projects. County Manager Outten explained that using beach nourishment money is permitted, however an environmental impact statement is required to determine the sand's compatibility. He added it may be part of our long-range plan, but the permitting process would take time beyond our short-term needs. Commissioner Mike Johnson expressed interest in hearing comments and questions from the people. Chairman Judge invited representatives of the audience to speak. Willie Etheridge said maintaining the inlet is a federal responsibility and they have failed. He called for a renewed effort from the Dare County Board of Commissioners. Chairman Judge thanked Mr. Etheridge and invited him to go with the County to Washington. Commissioner Mike Johnson and Commissioner Max Dutton both expressed interest in building a jetty at Oregon Inlet as a long-term solution to the problem. Commissioner Richard Johnson observed that North Carolina must get serious about securing the inlet.

Commissioner Tillett thanked the group for coming and outlined her efforts to make sure elected officials in Washington understood the Oregon Inlet crisis. She asked members of the audience to join in the effort and said we all need to continue working hard. Commissioner Shea said the federal government should be spending money for our people rather than helping foreign nations who do not like us. Chairman Judge again thanked the group for coming and asked if there were any other comments or questions before starting Commissioner's Business.

Commissioner Virginia Tillett

- Invited people to look at the excellent programs being offered this summer by Parks and Recreation.
- Encouraged Commissioners to read the Senior Tarheel Legislature Report filed by Delegate Kaye White.
- Asked the County Manager if budget funding for the Library will be cut. Mr. Outten said it would be funded at the same level.
- Thanks was expressed to Social Services Director Jay Burrus on his overview report on Harbortowne.
- Asked Commissioners if they had seen a letter from Brock Daniels. Chairman Judge said he has responded.
- Reported that she is continuing to receive complaints and questions about the Roanoke Island Water Expansion project.
- Expressed condolences to the family of former Dare County Commissioner, Rondal Tillett.
- Asked for clarification of what can be done with beach nourishment money and if it can be used to move homes. County Manager Outten explained that beach enhancement projects include, according to the Attorney General, moving a house. He added that this money cannot be used for dredging because that is not considered an enhancement or related to access.

Vice-Chairman Allen Burrus

- Asked the County Manager to make a request that, wherever possible, passing zones be established on the newly resurfaced road from Whalebone Junction to the other side of the Bonner Bridge. He said currently people are taking chances because they have not been given the opportunity to pass slow moving vehicles.
- Reported the new 800 MHz communications system has expanded coverage in a way that was predicted and they are now working out the bugs in the new service.
- Thanked the volunteers who received service awards today from the Governor and commended the students involved with the Food for Thought program.
- Invited the Board, along with their spouses, to attend a dinner at the Hatteras Marlin Club on May 6.
- Said the Federal Government should pay for dredging at Oregon Inlet because it generates over 40 million in tax revenue but only requires 12 to 14 million to keep it open. He added that in view of the tourism dollars it provides to North Carolina, the State should be interested in keeping Oregon Inlet open.
- Said the watermen believe the sand in Oregon Inlet came off the beaches of Nags Head and it seems foolish to them that the sand in each place is not compatible.

Commissioner Jack Shea

- Acknowledged a need for more businessmen to serve as leaders.
- Congratulated the East Carolina Bank Land of Beginnings Living Legend Scholarship Award recipient.
- Wished everyone a happy Passover and Easter holiday.

Commissioner Richard Johnson

- Said we need to keep hounding officials in Raleigh and Washington, D.C. about Oregon Inlet. He added that we need to put pressure on Raleigh, where we could have the most impact, and get them to go to bat for us in Washington. He noted that people ask us to go to Raleigh and Washington and then we get accused of wasting money.

Commissioner Mike Johnson

- Said we need to focus our message concerning Oregon Inlet and go after it with tenacity like the County did with the beach access issue. He expressed hope that we may make a difference.
- Announced plans to feed the North Carolina legislature on May 3rd as an opportunity to speak directly with elected officials in Raleigh.

Commissioner Max Dutton

- Thanked the fishing community for showing up tonight and said we need to keep beating down the door on behalf of Oregon Inlet. He reminded the squeaky wheel is the one that gets the grease.
- Recognized the 5 recipients of the Governor's Awards for Volunteer Service.
- Wished everyone a happy and safe Easter.

Chairman Warren Judge

- Thanked Vice-Chairman Burrus for his comments on industry and tourism.
- Said troubling things are going on in Raleigh with discussion of tolls, which pits urban against rural areas.
- He added that something bad may be coming related to insurance as the State moves toward letting the insurance companies rule themselves.
- Wished everyone a safe and joyous holiday.

MANAGER'S/ATTORNEY'S BUSINESS

County Manager Outten said the Kitty Hawk Park project is moving along and an easement to North Carolina Power is needed for power lines to go through on their standard form.

MOTION

Commissioner Shea motioned to authorize the County Manager to enter into an easement agreement with North Carolina Power for the Kitty Hawk Park Project.

Vice-Chairman Burrus seconded the motion.

VOTE: AYES unanimous

Mr. Outten explained that the Colington Pointe LLC zoning map amendment during the April 4, 2011 meeting did not include the required language for a finding of consistency and asked for a motion to include it as clarification.

MOTION

Commissioner Richard Johnson motioned that the Colington zoning map be amended to rezone Parcel 026693001 R-3 residential. I find this rezoning to be consistent with the policies of the 2009 Dare County Land Use Plan and other officially adopted plans of Dare County and is in the public interest of Dare County since this rezoning provides for orderly and compatible development in the Colington area.

Commissioner Shea seconded the motion.

VOTE: AYES unanimous

County Manager Outten reported that in 2007 a sand fencing dune planning project included authorization to use interest on the fund balance of the 1-cent sales tax beach nourishment money to do shoreline projects. He said a number of projects have been done over the years and money has been carried over from year to year. He said the authorization has run out and asked that it be reauthorized so we can keep doing beach nourishment projects.

MOTION

Commissioner Shea motioned to reauthorize the sand fencing dune planning project for a period of five (5) years through June 30, 2016.

Vice-Chairman Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

Mr. Outten asked for formal approval of the assessments for the Roanoke Island Water Expansion project. He said the assessment would be 1,700.00 per lot with a bill going out in the late summer or fall of 2012. He added that the assessment could be paid in seven (7) annual payments at 5% per year. Mr. Outten said the \$2,500.00 impact fee would be waived for those who choose to hook on to the system before March 31, 2012. He stated that the hook on costs would be a 340.00 connection fee and a 107.00 security deposit. He clarified that those who wait until after March 31, 2012 to send in requests to be on the system, the impact fee will not be waived. He asked for approval to proceed with including this information in a letter to property owners.

MOTION

Commissioner Shea motioned to approve the items, outlined by the County Manager, in a letter to property owners.

Commissioner Richard Johnson seconded the motion.

VOTE: AYES unanimous

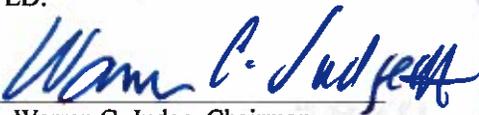
AT 8:39 P.M. THE DARE COUNTY BOARD OF COMMISSIONERS ADJOURNED UNTIL 9:00 A.M. ON
MAY 2, 2011.



Respectfully submitted,

By: 
Gary Gross, Clerk to the Board

APPROVED:

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

