



COUNTY OF DARE, NORTH CAROLINA

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

Regularly scheduled meetings of the Board are videotaped and can be viewed at www.darenc.com

MINUTES

DARE COUNTY BOARD OF COMMISSIONERS MEETING

Dare County Administration Building, Manteo, NC

9:00 a.m., September 2, 2014

Commissioners present: Chairman Warren Judge, District 3
Virginia Tillett, District 1; Wally Overman, District 1
Max Dutton, District 2; Robert Woodard, District 2;
Jack Shea, District 5

Commissioners absent: Vice-Chairman Allen Burrus, District 4

Others present: County Manager/Attorney, Robert Outten
Finance Director, David Clawson
Public Information Officer, Dorothy Hester
Clerk to the Board, Gary Gross

A full and complete account of the entire Board of Commissioners meeting is archived on a video that is available for viewing on the Dare County website www.darenc.com

Chairman Judge called the meeting to order at 9:04 a.m. He invited the Rev. Lorrie Ghering-Burick, Roanoke Island Presbyterian Church, to share a prayer. Afterward he led the Pledge of Allegiance to the flag.

The Chairman then asked for a motion to add a Board appointment to the agenda for the Northeast Workforce Development Board.

MOTION

Commissioner Dutton motioned to add a Board appointment to the agenda for the Northeast Workforce Development Board.

Commissioner Shea seconded the motion.

VOTE: AYES unanimous

ITEM 1 – PRESENTATION OF COUNTY SERVICE PINS

- 1) Amanda Windham, EMS Paramedic, received a 10-year pin.

ITEM 2 – EMPLOYEE OF THE MONTH – SEPTEMBER 2014

Steve Kovacs, Dare County Fire Marshal, received the Employee of the Month certificate from Emergency Management Director, Sandy Sanderson who described Mr. Kovacs' extensive background, experience, and professionalism. The County Manager commended Mr. Kovacs for the wonderful job he did during Hurricane Arthur.

ITEM 3 – PUBLIC COMMENTS

The County Manager outlined the public comments procedure. No one in the meeting room responded to the invitation to make public comments.

ITEM 4 – DARE LITERACY COUNCIL PROCLAMATION

Lynn Blackburn, Chairperson of the Dare Literacy Council outlined the literacy services provided to Dare County and thanked the Council's board members, volunteers, and participating businesses, churches, and community organizations. She noted that the founder of the Council, Mary Berntsen, has died and announced that memorial gifts can be given to the Dare Literacy Council. She presented a Proclamation establishing September as National Literacy Month in Dare County.

MOTION

Commissioner Shea and Commissioner Dutton motioned to issue a Proclamation establishing September as National Literacy Month in Dare County.

Commissioner Woodard seconded the motion.

VOTE: AYES unanimous

ITEM 5 – CONSTITUTION WEEK PROCLAMATION

Evelyn Webb, on behalf of the Virginia Dare Chapter of the National Society Daughters of the American Revolution, presented a Proclamation promoting the observance of September 17 through 23 as Constitution Week. She gave a history of Constitution Week and its observance in Dare County.

MOTION

Commissioner Shea motioned to approve a Proclamation setting the week of September 17-23 as Constitution Week.

Commissioners Dutton, Tillett, and Overman seconded the motion.

VOTE: AYES unanimous

ITEM 6 – CONSENT AGENDA

The Manager presented the Consent Agenda. The items were visually displayed in the meeting room and read into the record.

MOTION

Commissioner Shea motioned to approve the Consent Agenda:

- 1) Approval of Minutes (08.18.14 & 08.19.14 Special Meeting) **(Att. #1)**
- 2) Budget Amendment for Beach Nourishment Fund
- 3) Contract with Coastal Science & Engineering
- 4) Health – Community Transformation Grant
- 5) Health – Anne Wolfe Scholarship Award
- 6) Health – Faithful Families Food Demo

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

ITEM 7 – BOARD APPOINTMENTS

1) Industrial Bonding Authority

Commissioner Shea motioned to reappoint Max Dutton.

VOTE: AYES unanimous

2) Northeast Workforce Development Board

Commissioner Woodard motioned to appoint Shawn Karl Daniels.

VOTE: AYES unanimous

3) Upcoming Board Appointments

The upcoming Board appointments for October and November 2014 were announced.

ITEM 8 – COMMISSIONERS' BUSINESS & MANAGER'S/ATTORNEY'S BUSINESS

Before beginning Commissioners' Business, Chairman Judge said he wanted to share some thoughts on zoning. He explained that since 2001 the County has overseen the zoning of four villages in an effort to protect the whole of the community and safeguard against plight, misuse, nuisances, and danger. He then described the decrepit condition of the defunct Waterfall Park in the Village of Rodanthe and raised questions about its possible impact on public health and safety. He asked the Board to approve the following: 1) Giving full support to the County Manager in forcing the property owner to immediately comply with all Dare County Ordinances. 2) If there is no response, or too slow of a response; authorize the Manager to use every legal means at his disposal to force compliance. 3) Compliance should be more than a quick fix it up and the County should compel the removal of or the rehabilitation of every structure on the site. 4) Ask the County Manager to look at all ordinances and rules that govern nuisances and bring back to the Board recommendations to adopt ordinances that will give the County a broader range of options to enforce these rules in the future. 5) Authorize the County Manager and Chairman to reach out to the property owner to discuss options for the sale of the land to the County or an entity of our choice.

MOTION

Commissioner Shea motioned to approve the action outlined above.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

Commissioner Tillett – None

Commissioner Shea

- He congratulated the service pin recipient and the Employee of the Month.
- Commissioner Shea gave a briefing on a meeting of the Albemarle RPO where the group recommended changes to the SPOT 4.0 process used by NCDOT to score transportation projects for funding. He outlined six proposed changes and asked that they be put in a letter from the Dare County Board of Commissioners. By consensus, the Board agreed to send a letter of support.

Commissioner Overman

- He reported on a recent meeting where it was announced that the Barney Slough Channel will be the officially designated channel for NCDOT ferry traffic between Hatteras Island and Ocracoke. He said this longer route is costing the taxpayers more money each day and cited it as another reason why better care needs to be taken of our inlets.
- Commissioner Overman explained that NC Watermen United met recently in Wanchese to review fisheries issues. He said there is concern that the sport fishing bill will come up again and that we need to remain vigilant and stand behind our fishermen.
- He thanked Dr. Tim Kana with Coastal Science & Engineering for his report to the people last month in Buxton.
- Commissioner Overman informed the Board that work on the old rest area on the north end of Roanoke Island is coming along and looks positive.

Commissioner Woodard

- He congratulated the Employee of the Month and service pin recipient.
- Commissioner Woodard thanked the Board for supporting the appointment of Shawn Daniels to the Northeast Workforce Development Board.
- He noted that the Dare County Health and Human Services Board has an At-Large seat available and asked Commissioners to let him know if they have any names to recommend for this position.
- Commissioner Woodard announced that Cathy Davison is the new Executive Director of the Albemarle Commission. He outlined her background and experience and said she will be doing a stewardship report to all participating counties. He also asked the Board to keep Thursday, October 16 on their calendar, which is when Dare County will be hosting a meeting of the Albemarle Commission.

Commissioner Dutton

- He said he appreciated the service pin recipient and Employee of the Month.
- Congratulations were extended to David Daniels on being appointed the new Airport Director.
- Commissioner Dutton said the Bicycle and Pedestrian Safety Coalition has expressed condolences to the family of the young man killed last week in Corolla. He also noted that the 12 year old that was hit by a vehicle recently at the Melvin Daniels Bridge crosswalk is now out of the hospital. He said the Coalition is meeting this month with NCDOT and moving forward with their mission to raise public awareness about bicycle and pedestrian safety.

Chairman Judge – None

MANAGER'S/ATTORNEY'S BUSINESS

1. Mr. Outten said he received a letter from Librarian Jonathan Wark requesting that the Board ask the North Carolina Association of County Commissioners (NCACC) to support increased library funding or a return to the original levels of funding, which have decreased over the years. He asked that this item be considered as one of the statewide legislative goals for the NCACC and asked for permission to submit the request.

MOTION

Commissioner Shea motioned to authorize the County Manager to submit the legislative goal regarding library funding to the NCACC.

Commissioner Tillett seconded the motion.

VOTE: AYES unanimous

2. The Manager explained that a letter has been received from the Rodanthe-Waves-Salvo Civic Association asking the Board to begin looking at zoning in their community. Mr. Outten asked for permission to have the Planning Director, Donna Creef, begin discussions with them and see what level of public support exists for zoning, and report back to the Board of Commissioners. By consensus, the Board expressed support to move forward.
3. Mr. Outten noted that the Board recently approved allowing the First Colony Foundation to use space in the old Administration Building. He said in examining the building it has been determined that some areas have uneven, soggy floors, that move when weight is placed on them. The Manager explained that before putting the First Colony Foundation in there, he had County staff look at the facility and it was determined that the foundation is in bad shape with extensive rotting. He added that the building is in poor condition and will need quite a bit of work to make it usable. Mr. Outten said before spending money on repairs, he advised first having an engineer do an assessment and prepare a cost estimate, upon which the Board could make future decisions. He noted that the engineer might cost \$10,000. In the meanwhile, he said he is looking for other space for the First Colony Foundation and for those who are currently using the site. By consensus, the Board approved the Manager moving ahead with an engineer.
4. The County Manager asked for a Closed Session pursuant to NCGS 143-318.11(a)(5) 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, or proposed contract, for the acquisition of real property by purchase, option, exchange, or lease in the matter of the property described as Parcel #024472000.

MOTION

Commissioner Shea motioned to go into Closed Session pursuant to the provisions of the North Carolina General Statutes cited by the County Manager.

Commissioner Dutton seconded the motion.

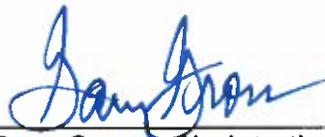
VOTE: AYES unanimous

At 9:59 a.m., the Board of Commissioners exited the room to meet in Closed Session. They reconvened at 10:46 a.m. and Mr. Outten reported that during the Closed Session the Board approved previous Minutes and gave the County Attorney direction on a real estate matter and took no other action.

At 10:47 a.m., the Board of Commissioners recessed the meeting until 9:00 a.m., Wednesday, September 3, 2014.



Respectfully submitted,

By: 
Gary Gross, Clerk to the Board

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



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MINUTES

DARE COUNTY BOARD OF COMMISSIONERS

9:00 a.m., September 3, 2014

Recessed Portion of the September 2, 2014 Meeting

Chairman Warren Judge called the recessed meeting to order at 9:02 a.m. in the Commissioner's Meeting Room at the Dare County Administration Building in Manteo.

He explained that representatives from Governor Pat McCrory's Office in Washington, D.C. requested a guided tour of the area for a closer look at federally related issues confronting Dare County. The Chairman announced that the tour would begin immediately with briefing stops throughout the day at various Dare County locations and invited those present to participate in the tour.

In attendance were Commissioners Judge, Tillett, Dutton, Woodard, Overman, and Clerk to the Board, Gary Gross. Commissioner Burrus joined the group when the tour arrived in Hatteras Village.

Participating in the Commissioner's tour were staff from the offices of Governor McCrory, and the offices of Senators Burr and Hagan. Also participating were staff from NCDOT, NCDENR, and the U.S. Coast Guard. Representative Paul Tine accompanied the group along with the Dare County Manager and the Public Information Officer.

At 5:20 p.m., the Dare County Board of Commissioners concluded the tour and adjourned the meeting.



Respectfully submitted,

By: 
Gary Gross, Clerk to the Board

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