



# 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

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## DARE COUNTY BOARD OF COMMISSIONERS MEETING

December 3, 2012 — 9:00 a.m.

Dare County Administration Building, Manteo, NC

**Commissioners Present:** Chairman Warren Judge, District 3; Vice-Chairman Richard Johnson, District 1; Virginia Tillett, District 1; Max Dutton, District 2; Robert L. "Bob" Woodard, Sr., District 2; Allen Burrus, District 4; Jack Shea, District 5

**Commissioners Absent:** None

**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 four (4) people — Rick Anzolut, Clarence Skinner, Renate Macchirole, and Chuck Poe

### Presentations:

Employee of the Month certificate was presented to Bernice Jardel and service pins were presented to four employees  
Monitor National Marine Sanctuary — Update report on the Draft Management Plan was given by Superintendent David Alberg  
Monarch Lighthouse Club Bell Ringers — The group performed for the Dare County Board of Commissioners  
Certificate of Achievement for Excellence in Financial Reporting — Awards were presented to David Clawson and Sally DeFosse

### Actions:

Oath of Office administered to four Commissioners. Warren Judge was reelected Chairman. Richard Johnson was elected Vice-Chairman  
Great American Smokeout Presentation and Proclamation— Presentation was made and a Proclamation was adopted  
Dare County Tourism Board Request Consent for Spending from Restricted Funds — Approved  
Adoption of the 2013 Schedules, Standards, and Rules for Real Property Appraisal — Adopted  
Proposed Zoning Text Amendment to Allow Temporary Seafood Sales — Commissioners Burrus and Commissioner Dutton were excused  
By a 4 to 1 vote the Board scheduled a Public Hearing for 5:30 p.m., Tuesday, January 22, 2013

Jar-Don Properties LLC — Buxton Zoning Map Amendment — Scheduled a Public Hearing for 5:30 p.m., Tuesday, January 22, 2013  
I-1 Zoning Amendment Application to Add Dog Agility Training Facility— Scheduled a Public Hearing for 5:30 p.m., Tues., January 22, 2013  
2013 Schedule of Meetings — Dare County Board of Commissioners — the 2013 meeting schedule was approved as presented  
Public Hearing for the Transportation Dept. NCDOT CTP Grant Application for FY2014 — Public Hearing was held & application approved

### Consent Agenda — **Approved**

1. Approval of Minutes (11.19.12)
2. Resolution Amending Chapter 92, Dare Co. Code of Ordinances
3. Reimbursement of Expenses to Reinforce the Stumpy Point Tower
4. Fire Department Contract and Agreement Renewals

### Board Appointments

1. Albemarle Hospital Authority Board — Reappointed Jeff Aldridge
2. Board of Equalization and Review — Reappointed Skip Jones, Bette Gray, Talmadge Jones, Barbara Britt, and Michael Davenport
3. Dare County Transportation Advisory Board — No action was taken
4. Fessenden Center Advisory Board — Appointed William Lengyel
5. Nursing Home Community Advisory Council — Reappointed Cyrithia Kalongi
6. Special Motor Vehicle Valuation Review Board — Reappointed Richard Johnson, Dock Sawyer, and Lori Hageman
7. Tourism Board—Appointments were made to six (6) seats on the Tourism Board — See the Minutes for more information
8. Upcoming Board Appointments were announced for January and February 2013

Manager's/Attorney's Business — *Following is a brief synopsis of Manager/Attorney items, see the Minutes for more information —*

1. Authorized the County Manager to waive building permit fees related to Hurricane Sandy through March 31, 2013
2. Authorized Commissioner Virginia Tillett to be the Dare County Voting Delegate to the NCACC Legislative Goals Conference

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Clerk to the Board, Gary Gross, called the December 3, 2012 meeting of the Dare County Board of Commissioners to order at 9:07 a.m. He invited the Reverend Tom Wilson from All Saints Episcopal Church to share a prayer, and then led the Pledge of Allegiance to the flag.

The Clerk outlined the procedures for the swearing in ceremony and election of Chairman and Vice-Chairman. He noted that the oath of office would be conducted in order by district number. Mr. Gross added that there would be a brief recess at the conclusion of the elections to allow those in attendance to offer their congratulations.

**ITEM 1 – SWEARING IN CEREMONY (Att. 1)**

The Honorable Jerry Tillett, Senior Resident Superior Court Judge, administered the oath of office to Richard Johnson, Robert Woodard, Warren Judge, and Allen Burrus. The oath was in the form prescribed in Article VI, Section 7 of the North Carolina Constitution.

**ITEM 2 – ELECTION OF CHAIRMAN (Att. 2)**

Gary Gross, Clerk to the Board, conducted the election. He explained that in accordance with Robert's Rules of Order, no second would be necessary for a nomination and four votes would be required to win election.

**NOMINATION**

Commissioner Burrus nominated Commissioner Judge for Chairman. There were no other nominations.

VOTE: AYES – Seven votes by a show of hands. Warren Judge was reelected Chairman by unanimous vote.

**ITEM 3 – ELECTION OF VICE-CHAIRMAN (Att. 3)**

Chairman Judge conducted the election of Vice-Chairman according to the outlined parliamentary procedure.

**NOMINATIONS**

Commissioner Tillett nominated Commissioner Burrus.

Commissioner Shea nominated Commissioner Johnson.

VOTE: AYES for Commissioner Burrus – Three (3) votes: Commissioners Judge, Tillett, and Burrus.

AYES for Commissioner Johnson – Four (4) votes: Commissioners Shea, Dutton, Woodard and Johnson.

Richard Johnson was elected Vice-Chairman by a 4 to 3 vote.

***RECESS 9:20 A.M. – 9:28 A.M.***

**ITEM 4 – PRESENTATION OF COUNTY SERVICE PINS**

- 1) Phyllis Hardison, In-Home Service Aid, received her 15-year pin from Sue Hewitt.
- 2) Patricia McConnell, Finance Technician, received her 15-year pin from Librarian Jonathan Wark
- 3) Willie Brickhouse, Fleet Maintenance Mechanic, received his 15-year pin from Edward Mann
- 4) Linda Dunnigan, Tax Listing Administrator, received her 20-year pin from Michelle Evans

**ITEM 5 – EMPLOYEE OF THE MONTH – DECEMBER 2012**

Bernice Jardel, Health Department Home Care and Hospice Nurse, received the Employee of the Month certificate for December from Ellie Ward who described Ms. Jardel as a thoughtful listener who really cares about each patient and family. It was explained that Ms. Jardel is an excellent role model who sets high standards and effectively trains other staff members how to achieve them. Ms. Ward said Ms. Jardel is a respected and valued member of the team.

**ITEM 6 – PUBLIC COMMENTS**

The County Manager outlined the procedure for making public comments. Four (4) people spoke, including –

1. Rick Anzolut, a resident of Avon identified himself as a Vice President of Coastal Harvesters and the Treasurer of the Avon Property Owners Association. He explained that Coastal Harvesters runs the Farmers Market in Avon. He asked the Board to set a Public Hearing on the temporary sales of seafood

listed on today's agenda. Mr. Anzolut said the applicant is certified and well trained to do business safely. He reminded the Board that this is a conditional use, the applicant will be required to obtain a conditional use permit, and conditions can be added to assure public safety. Mr. Anzolut said the applicant does not pose a threat to storefront markets. He asked the Board to facilitate public discussions and meetings about this on Hatteras Island and to hear both sides on this issue at a Public Hearing.

2. Clarence Skinner appeared as Chairman of the Dare County Veterans Advisory Council to give a brief report on the group's activities since being formed by the Board of Commissioners earlier this year. He outlined the events in which the Veterans Advisory Council has participated in their mission to foster public appreciation for veterans. Mr. Skinner said there has been exceptional help from Dare County staff. He also acknowledged Marsha Brown, Veterans Advisory Council Secretary. Mr. Skinner expressed appreciation to the Board of Commissioners for recognizing veterans and taking positive action to help meet local veteran's needs.
3. Renate Macchirole said as Vice President of the Community Development Corporation (CDC) she wanted to report to the Board in follow-up to an email that had been set by Chuck Poe endorsing a candidate for public office. She explained that Mr. Poe was put on administrative leave and the CDC hired an attorney who looked into the matter and found that no laws were broken. She said Mr. Poe then returned to work with a probationary period. She added that the CDC is reviewing its policy and procedures and making any needed adjustments. Ms. Macchirole said the CDC is committed to meeting the needs of the community.
4. Chuck Poe, Director of the Outer Banks Community Development Corporation (CDC), said the CDC Board has completed their inquiry and determined that there was no finding of wrongdoing. He apologized for the problems his email created. He said the CDC values the support of the Dare County Board of Commissioners (DCBOC) and thinks they have been good stewards of the funds they have been given. Mr. Poe said he regrets if his email threatened the CDC relationship with the DCBOC in any way and apologized for any problems it created. He said he hopes the CDC will continue to have an excellent relationship with the Dare County Board of Commissioners.

#### **ITEM 7 – DEPARTMENT OF PUBLIC HEALTH “GREAT AMERICAN SMOKEOUT” PRESENTATION AND PROCLAMATION**

Lara Snyder presented students from Manteo High School and First Flight High School to explain their campaign “Takin It to the Streets.” They presented information about their effort to clean up cigarette butts and distribute quit kits. The students read the components of a Proclamation and asked the Board to adopt it.

#### **MOTION**

Commissioner Shea motioned to issue a Proclamation setting Monday, December 3, 2012 as the day of the Great American Smokeout in Dare County.

Commissioner Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

#### **ITEM 8 – MONITOR NATIONAL MARINE SANCTUARY – DRAFT MANAGEMENT PLAN**

Superintendent David Alberg updated the Board about the Monitor National Marine Sanctuary (MNMS) Draft Management Plan. He said the public comment period closed in June and his agency is working on edits and revisions. He said it should be released early next year and he does not expect any surprises. Superintendent Alberg explained that MNMS is promoting healthy communities by promoting tourism. The MNMS website was displayed and sample educational outreach videos were shown. Chairman Judge expressed appreciation for the oral histories told in the videos. Commissioner Burrus said the local school system would be a great resource for MNMS to use and he also introduced the Superintendent to Lee Nettles, Executive Director of the Visitors Bureau.

#### **ITEM 9 – MONARCH LIGHTHOUSE CLUB BELL RINGERS**

Renate Macchirole introduced the Monarch Lighthouse Club Bell Ringers. The Bell Ringers are a group of individuals with developmental disabilities who are paving the way and showing the community that disability does not define a person. The group performed several songs.

**ITEM 10 – DARE COUNTY TOURISM BOARD REQUEST CONSENT FOR SPENDING FROM RESTRICTED FUNDS (Att. #4)**

Lee Nettles, Executive Director, Outer Banks Visitors Bureau outlined two projects. He described a short term, matching and reimbursable project for \$7,590 for the Town of Kill Devil Hills to install electrical service around the Frog Pond at Aviation Park. He said in addition to public safety benefits, the project will give an opportunity for holiday lighting displays. Mr. Nettles also described line item 4525 (Multi-Use Center) and asked to spend up to \$120,000 to fill, level out and make improvements to areas of the Outer Banks Event Site, formerly known as the Windmill Point site. He said the site was recently used for the successful Seafood Festival. He said that although some improvements were made before the event, more are needed. Commissioner Burrus said the site has proved itself for outdoor events and is glad to see the facility move in that direction. Mr. Nettles said the Tourism Board is committed to using that site in a way that is best for the community. In response to a question from Vice-Chairman Johnson, Mr. Nettles said the Town of Nags Head has been an incredible partner on the site.

**MOTION**

Commissioner Shea motioned to approve expenditures of \$7,590 for Short Term Restricted Fund Project. Commissioner Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

**MOTION**

Commissioner Tillett and Commissioner Shea motioned to approve up to \$120,000 from line item 4525. Commissioner Burrus seconded the motion.

VOTE: AYES unanimous

***RECESS 10:59 A.M. – 11:25 A.M.***

**ITEM 11 – ADOPTION OF THE 2013 SCHEDULES, STANDARDS, AND RULES FOR REAL PROPERTY APPRAISAL (Att. #5)**

It was explained that a Public Hearing on the 2013 Schedules, Standards, and Rules for Real Property Appraisal was conducted on November 19, 2012. In order for the Schedules to be in place as of January 1, 2013 as required by the General Statute, the Board was asked to adopt them.

**MOTION**

Commissioner Shea motioned to order the adopting of the 2013 Schedules, Standards, and Rules for Real Property Appraisal.

Commissioner Burrus seconded the motion.

VOTE: AYES unanimous

**ITEM 12 – PROPOSED ZONING TEXT AMENDMENT TO ALLOW TEMPORARY SEAFOOD SALES**

Upon the County Manager introducing the Agenda item, Commissioner Burrus and Commissioner Dutton both asked to be excused because of a conflict.

**MOTION**

Commissioner Shea motioned to excuse Commissioner Dutton and Commissioner Burrus.

Commissioner Woodard seconded the motion.

VOTE: AYES unanimous

Commissioners Burrus and Dutton exited the room at 11:33 a.m. and remained outside for the duration of Item 12. Planning Director, Donna Creef explained that the applicant has included four specific conditions in his application for a temporary seafood sales site. She reported that the Planning Board conducted a Public Hearing on October 8, 2012 and described the community support for and against the application. She explained that the Planning Board voted 3 to 2 to deny the proposed amendment.

**MOTION**

Commissioner Shea motioned to accept the Planning Board recommendation of denial.

There was no second. The motion failed for lack of a second.

In response to a question from Vice-Chairman Johnson, Donna Creef, Planning Director explained that health inspectors would do inspections of temporary seafood sales facilities according to their schedule. The County Manager clarified the role of the Health Department versus the Planning Department. Commissioner Tillett asked for definition of the word “temporary.” Ms. Creef explained that the Board of Health used the word “temporary” instead of “mobile.” Mark Rawl was given opportunity to speak to the Board. He said he is receiving encouragement from State agencies and from the community. He outlined the space being offered to him for his proposed operation and the facilities it has. He stressed that all food processing is done at Catch 55, an already inspected facility. Mr. Rawl said he would be in compliance with all Hazard Analysis Critical Control Point (HACCP) requirements. He said he would only be open for limited hours and outlined the types of local seafood he would be offering. He said he would only be purchasing from local commercial fishermen and would qualify as a gold member of Outer Banks Catch. Mr. Rawl said he wants to help local fishermen and would like a public hearing. Prior to setting a Public Hearing, the Board discussed whether the zoning amendments should be limited to Hatteras Island or apply to all commercial districts in unincorporated Dare County.

**MOTION**

Commissioner Woodard motioned to set a Public Hearing for 5:30 p.m. Tuesday, January 22, 2013.

Vice-Chairman Johnson seconded the motion.

VOTE: AYES: Commissioners: Judge, Johnson, Tillett, and Woodard

NOES: Commissioner: Shea

***RECESS 12:06 P.M. – 1:21 P.M.***

**ITEM 13 – JAR-DON PROPERTIES LLC – BUXTON ZONING MAP AMENDMENT**

Donna Creef, Planning Director, said Jarvis and Donna Williams have submitted a request to amend the Buxton zoning map to rezone a property to add “vehicle storage impoundment facility” to the list of conditional uses. She said the applicants seek the rezoning to accommodate the relocation of their wrecker service and storage yard to their property located on Buxton Back Road. Ms. Creef said the Planning Board held a Public Hearing and recommended approval. Commissioner Burrus said in looking at the site it appears to have a good vegetative buffer. Commissioner Woodard suggested that lattice be added to the fencing to address esthetic concerns and the Board discussed the time period for vehicle storage. In response to Commissioner Tillett’s question about stipulations, Ms. Creef said the Board would be able to add items as conditional uses.

**MOTION**

Commissioner Burrus motioned to set a Public Hearing for 5:30 p.m., Tuesday, January 22, 2013 on the proposed rezoning and associated C-3 text amendment to add “vehicle storage impoundment facility” to the list of conditional uses in the C-3 district.

Commissioner Shea and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

**ITEM 14 – I-1 ZONING AMENDMENT APPLICATION TO ADD DOG AGILITY TRAINING FACILITY**

The Planning Director said Jane Krumwiede has submitted a zoning text amendment application to add “dog agility training facility” to the list of permitted uses in the I-1 Industrial District. She said the facility will not offer kennel services or dog boarding. She said the Planning Board held a Public Hearing and voted to recommend approval.

Vice-Chairman Johnson suggested that any outside training should include the use of a fence.

**MOTION**

Commissioner Shea motioned to set a Public Hearing for 5:30 p.m., Tuesday, January 22, 2013 on the proposed text amendment to add “dog agility training facility” to the list of permitted uses in the I-1 district.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

**ITEM 15 – CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING**

**(Att. #6)**

Chairman Judge announced that Dare County has received the Certificate of Excellence in Financial Reporting. He said this is the 21<sup>st</sup> consecutive year that Dare County has received this prestigious award for its annual financial

report (CAFR) by the Government Finance Officers Association of the United States. He presented a plaque to Finance Director, David Clawson and congratulated him on the accomplishment. Chairman Judge also presented an Award of Financial Reporting Achievement to Sally DeFosse, Assistant Finance Director as the person primarily responsible for preparing the award-winning CAFR.

**ITEM 16 – 2013 SCHEDULE OF MEETING – DARE COUNTY BOARD OF COMMISSIONERS (Att. #7)**

County Manager, Robert Outten, explained that the schedule is the same as previous years with one exception. He said last year with only one meeting in August, the Board had a very long agenda. Accordingly, the 2013 schedule has been prepared with two meetings during the month of August.

**MOTION**

Commissioner Shea motioned to approve the 2013 schedule of meetings for the Dare County Board of Commissioners as presented.

Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

**ITEM 17 – PUBLIC HEARING – TRANSPORTATION DEPARTMENT NCDOT CTP GRANT APPLICATION FOR FY2014 (Att. #8)**

At 10:10 a.m., the Dare County Board of Commissioners held a Public Hearing to receive input concerning the Transportation Department NCDOT CTP Grant Application for FY2014. County Manager Outten conducted the hearing and explained the procedure for making comments. There were approximately 39 people in the meeting room audience. No one responded. Chairman Judge closed the hearing at 10:11 a.m.

**MOTION**

Commissioner Burrus motioned to approve the NCDOT CTP Grant Application for FY2014.

Commissioner Dutton and Commissioner Shea seconded the motion.

VOTE: AYES unanimous

**ITEM 18 – CONSENT AGENDA (Att. #9)**

**MOTION**

Commissioner Shea motioned to approve the Consent Agenda:

- 1) Approval of Minutes (11.19.12)
- 2) Resolution Amending chapter 92 of the Dare County Code of Ordinances
- 3) Reimbursement of Expenses to Reinforce the Stumpy Point Tower
- 4) Fire Department Contract and Agreement Renewals

Commissioner Burrus and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

**ITEM 19 – BOARD APPOINTMENTS**

- 1) Albemarle Hospital Authority Board

Commissioner Shea motioned to reappoint Jeff Aldridge.

VOTE: AYES unanimous

- 2) Board of Equalization and Review

Commissioner Shea motioned to reappoint Skip Jones, Bette Gray, Talmadge Jones, Barbara Britt, and Michael Davenport.

VOTE: AYES unanimous

- 3) Dare County Transportation Advisory Board

No action was taken. The Chairman noted that this will be on a future agenda and efforts will be made to recruit applicants for the open Hatteras Island representative seat.

4) Fessenden Center Advisory Board

Commissioner Burrus motioned to appoint William Lengyel.

VOTE: AYES unanimous

5) Nursing Home Community Advisory Council

Commissioner Tillett motioned to reappoint Cyrithia Kalongi.

VOTE: AYES unanimous

6) Special Motor Vehicle Valuation Review Board

Commissioner Burrus motioned to reappoint Richard Johnson, Dock Sawyer, and Lori Hageman.

Commissioner Shea seconded the motion.

VOTE: AYES unanimous

7) Tourism Board

Commissioner Dutton motioned to: Appoint Dorrie Fuller – Chamber of Commerce.

Appoint Brent Sorensen – Hotel/Motel Association.

Reappoint Monica Thibodeau – Town of Duck seat.

Reappoint Jodi Hess – Town of Southern Shores.

Reappoint Jamie Daniels – Town of Manteo.

Appoint Natalie Perry Kavanagh – Hatteras Island, At-Large.

Commissioner Woodard seconded the motion.

VOTE: AYES unanimous

8) Upcoming Board Appointments for January and February 2013

The upcoming Board appointments announced for January 2013 were the Albemarle Commission, Nursing Home Community Advisory Council, and the Older Adult Services Advisory Council. The appointments announced for February 2013 were the Aging Advisory Council for the Albemarle Commission, and the Planning Board.

**ITEM 20 – COMMISSIONERS' BUSINESS**

Commissioner Jack Shea

- He wished everyone a Merry Christmas and a Happy New Year.
- Commissioner Shea congratulated the service pin recipients and the Employee of the Month.

Vice-Chairman Richard Johnson

- He extended wishes for everyone to have a Merry Christmas.
- Vice-Chairman Johnson expressed gratitude for the support he has received.

Commissioner Robert Woodard

- He thanked the County Manager for helping him prepare for taking his seat on the Dare County Board of Commissioners.
- Commissioner Woodard thanked the Board for the hospitality and welcome they have shown him.

Commissioner Max Dutton

- He thanked Renate Macchirole and the Monarch Bell Ringers for their outstanding performance. He said he appreciates the work that Ms. Macchirole does.
- He congratulated the service pin recipients.
- Commissioner Dutton expressed appreciation for Employee of the Month, Bernice Jardel.
- He congratulated the Commissioners who were sworn in today
- He said he appreciated this great Board of Commissioners.
- Commissioner Dutton wished everyone a Merry Christmas and Happy Holidays.

#### Commissioner Virginia Tillett

- She congratulated the reelected Board Members and welcomed Commissioner Robert Woodard.
- She also congratulated Commissioner Judge on being reelected Chairman, and Commissioner Johnson on being elected Vice-Chairman.
- She thanked Commissioner Burrus for the marvelous job he has done serving as Vice-Chairman.
- Commissioner Tillett said she looks forward to an update from the Chairman or Manager on the meeting in Columbia pertaining to the Alligator River Bridge and for a briefing on the status of Highway 12.
- She noted that the Town of Manteo is concerned about overcrowding at Manteo Elementary School.
- Commissioner Tillett wished everyone a Merry Christmas.

#### Commissioner Allen Burrus

- He congratulated Mary Helen Goodloe Murphy on receiving the Long Leaf Pine Award. He commended her for the many things she does for the community.
- Commissioner Burrus displayed photographs of Mirlo Beach and the New Inlet Bridge. He discussed the need for beach nourishment for Mirlo Beach and pointed out the sand that is filling in and visible at low tide at the New Inlet Bridge.
- He thanked the NCDOT staff working on the road and the ferries. He said they have taken abuse from people and the weather.
- Commissioner Burrus thanked the many volunteers who helped the community after Hurricane Sandy.
- He congratulated the service pin recipients and the Employee of the Month.
- Commissioner Burrus recommended that the school system look at creative ways to get the students on and off Hatteras Island for sports programs. He asked the County Manager to meet with the School Superintendent to find a solution that will accommodate the students rather than the staff.
- He invited everyone to Hatteras Village on December 8 for the Christmas parade.
- Commissioner Burrus wished Merry Christmas to the Board, Dare County staff, and the people.
- He urged everyone to keep in mind the reason for the Christmas season.

#### Chairman Warren Judge

- He reported on the meeting held in Columbia on the proposed temporary closing of the Alligator River Bridge. He described the repairs that are needed and explained that NCDOT has explored transportation alternatives. He advised everyone to be prepared for the disruption that will likely occur in late March of 2013. The County Manager added that the date is in flux based upon when NCDOT receives a needed gear from the manufacturer. He said NCDOT is concerned and understands the impact the closing will have on tourism and storm evacuations. He added that the closing is planned to take two weeks, unless they discover additional problems when the bridge is being repaired.
- Chairman Judge pointed out that NCDOT received the waiver they requested from the Coastal Resources Commission for placement of sandbags. He said Dare County has expressed its preference that sand from Oregon Inlet be pumped onto the beach.
- He said NCDOT wants to provide two-wheel drive vehicle access on Highway 12 as soon as possible.
- He reported that NCDOT is moving head on the Bonner Bridge doing test pilings. He said with a Court ruling expected in mid-January on the Bonner Bridge lawsuit, he recommended that people flood the Southern Environmental Law Center, Defenders of Wildlife, Audubon, and the Coastal Wildlife Refuge Society with heartfelt appeals urging them to work with us to have access. Vice-Chairman Johnson suggested that the email addresses of the environmental groups be listed on the Dare County website.
- Chairman Judge expressed hope that we will be able to piggyback with New York and New Jersey in obtaining recovery assistance from Hurricane Sandy. He said we are working on this with our two U.S. Senators and Congressman.
- He wished everyone a great Holiday, a Merry Christmas, and a Happy New Year.

#### **MANAGER'S/ATTORNEY'S BUSINESS**

- 1) County Manager, Robert Outten publically thanked Emergency Management Director Sandy Sanderson, Sheriff Doug Doughtie, Jerry Jennings at NCDOT, and Jed Dixon with the Ferry Division for their hard

work solving problems related to ferry service and the road. Mr. Outten said all problems have not yet been solved, but they are being addressed and he appreciated their efforts.

- 2) Mr. Outten asked for permission to waive building permit fees related to Hurricane Sandy through the end of March 2013.

**MOTION**

Commissioner Burrus motioned to authorize the County Manager to waive building permit fees related to Hurricane Sandy through March 31, 2013.

Commissioner Shea and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

- 3) The County Manager reported that the North Carolina Association of County Commissioners (NCACC) is having their Legislative Goals Conference on January 24-25, 2013. He asked for a motion to approve Commissioner Tillett as the Dare County Voting Delegate to the Legislative Goals Conference. Mr. Outten asked the Board to share with her any issues they would like her to take to the conference.

**MOTION**

Commissioner Burrus motioned to authorize Commissioner Virginia Tillett to be the Dare County Voting Delegate to the NCACC Legislative Goals Conference.

Commissioner Shea and Commissioner Dutton seconded the motion.

VOTE: AYES unanimous

- 4) Mr. Outten noted that a Capital Improvements Planning Committee (CIPC) meeting needs to be scheduled before the next Board of Commissioners meeting in January to deal with issues related to the Scenic Byways.

AT 2:36 P.M. THE DARE COUNTY BOARD OF COMMISSIONERS ADJOURNED UNTIL 9:00 A.M. ON JANUARY 7, 2013.



Respectfully submitted,

By: \_\_\_\_\_

Gary Gross, Clerk to the Board

APPROVED:

By: \_\_\_\_\_

Warren C. Judge, Chairman

Dare County Board of Commissioners