

Summary of the May 27, 2008 Meeting
Dare County Shoreline Management Commission

Members Present:

Warren Judge, Chairman
Neil Morrison
Gary Perry
Don Smith

Members Absent:

Paul Buske
Wayne Gray
Michael Johnson
Richard Johnson

Others Present:

Lee Wrenn
Beth Wrenn

The Shoreline Commission meeting was called to order by Chairman Warren Judge at 5:31 PM in the Meeting Room of the Kill Devil Hills Town Hall.

Agenda Item 2 – Minutes

A motion was made by Member Smith to approve the minutes of the February 26, 2008 meeting. Motion seconded by Member Morrison. Motion carried.

Agenda Item 3 – Financial Report

A budget report and cumulative fund balance report through April 30, 2008, for the Beach Nourishment fund prepared by David Clawson, Dare County finance director, was presented.

Agenda Item 4 – Shoreline Manager's Report

Lee Wrenn, Shoreline Manager, provided an update on the fencing and planting project.

The final accounting for the fencing and planting project is complete. Wrenn provided a spread sheet showing expenditures and the remaining balance for each municipality. Each town had a budget of \$25,000 for fencing and planting. Any monies not used will be carried over to next year for a similar project. The project for Duck, Southern Shores, Rodanthe and Buxton were contracted by the county. Kitty Hawk, Kill Devil Hills and Nags Head elected to do the work in-house and the accounting reflects requests for payment and reimbursement.

Member Smith questioned how locations for future fencing and planting would be determined. Wrenn said each town would designate those areas deemed appropriate for future projects.

Photos were provided showing evidence of how the sand is being trapped and the plants are providing stabilization. Of course, there were certain areas that have been washed over and some repair to fencing and replanting will be needed.

At the last meeting, Wrenn reported that he had been asked to prepare grant requests for two properties in Dare County that were identified for possible funding from the Waterfront Access Marine Industry Fund (WAMI). Since that time, the county has been awarded \$3 million by WAMI for the Manns Harbor Marina site.

He has met with the field representative from the Clean Water Management Trust Fund (CWMTF) for a review. An update for the application has been requested and looks good for possible funding of \$1 million.

CAMA Water Access funds have tentatively been approved contingent on the final application which is due June 6. A public hearing has been set for June 2.

No funding was received for the Avon Harbor site.

Wrenn reported that he had been assigned to special projects for the County by the Manager and Assistant County Manager. Up to this point they have been shoreline related, in as much as the working waterfronts are considered shoreline related. In recognition of the fact that in the future he may be doing things that are not directly related to shoreline management, the County Manager has proposed to separate out the funding for his position. A portion of his salary will be paid from Shoreline management and the balance will come from program management in the general fund.

Chairman's Items - None

Members Items

Member Perry proved an update on the fencing project in Kitty Hawk. The last storm damaged 30-40% of the fencing, primarily on the north end. They have started repairs with materials on hand.

Public Comment

Member Smith received a request from Ray Midgett to read some questions he had for the commission. Mr. Midgett was unable to attend the meeting. He indicated that the response to these questions, as recorded in the approved minutes of this meeting, would be satisfactory. Chairman Judge responded to the following questions.

1. Can the commission hold meetings and vote on matters before it without a quorum being present? If votes are secured outside of the normal meeting process on matter discussed in a meeting, is this a violation of the open meetings law?

The only votes that have been taken without a quorum were on the approval of the minutes of the previous meeting. He is not aware of any discussions outside of the meetings, therefore, is not aware of any violations of the open meetings law.

2. Does Chairman Judge feel it is OK to be chairman of both, the Dare County Board of Commissioners and also chairman of the Shoreline Commission?

The members of the Shoreline Commission are appointed by the BOC. The BOC established that there shall be three BOC members on the Shoreline Commission. It was further understood that a member of the Dare County BOC would be chair of the Shoreline Commission and no conflict of interest is apparent. Chairman Judge has served as the chair and said he would be happy for one of the other BOC members to serve as chair.

3. How many people are currently employed by the Shoreline Management Commission and are there enough duties for this full-time position?

There is one contract employee for the Shoreline Commission. The position requires expertise in many areas i.e., administration, applying for grants that will improve waterfront access in Dare County, oversight of COE Federal beach project, serves as an alternate on the Negotiated Rule-Making committee, knowledge of coastline dynamics and coastal law, representation on coastal associations that work for the preservation of our beaches.

As discussed in the meeting, the shoreline manager will be accepting other responsibilities from the county manager and as a result the salary will be split between the shoreline commission and the general fund.

There are enough duties for a full-time position.

There being no further business a motion was made to adjourn the meeting at 6:20 PM.

The next scheduled meeting of the Shoreline Management Commission is Tuesday, August 26, 2008 @ 5:30 PM at the Kill Devil Hills Town Hall.

Submitted by: Lee Wrenn, Shoreline Manager

Adopted: _____