



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 Board meetings are videotaped and can be viewed at www.darenc.com

MINUTES

DARE COUNTY BOARD OF COMMISSIONERS MEETING

Dare County Administration Building, Manteo, NC

5:00 p.m., March 19, 2018

Commissioners present: Chairman Robert Woodard, Vice Chairman Wally Overman
Jack Shea, Steve House, Rob Ross, Jim Tobin, Danny Couch

Commissioners absent: None

Others present: County Manager/Attorney, Robert Outten
Deputy County Manager/Finance Director, David Clawson
Public Information Officer, Dorothy Hester
Clerk to the Board, Gary Lee 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 Woodard called the meeting to order at 5:01 p.m. He invited Rev. Jody Moore from the Outer Banks Presbyterian Church to share a prayer, and then he led the Pledge of Allegiance to the flag.

ITEM 1 – OPENING REMARKS – CHAIRMAN’S UPDATE

Following is a brief outline of the items mentioned by Chairman Woodard during his opening remarks, which can be viewed in their entirety in a video on the Dare County website –

- Gave a briefing on his visit to Washington, D.C. where he and the County Manager spoke with legislators and staff at the Interior Department concerning offshore drilling.
- Provided details about a second trip to Washington, D.C. with Vice Chairman Overman and the County Manager where they met at the White House with other North Carolina elected officials to get a briefing on various issues. Chairman Woodard noted that while in the nation’s capital they attended a meeting at Senator Burr’s office to discuss issues of concern for Dare County.
- An invitation was extended to attend the upcoming Community Meeting in Buxton, NC.

ITEM 2 – PUBLIC COMMENTS

The Manager outlined the procedure for making public comments in Manteo and via the video link to the Fessenden Center in Buxton. Following is a brief summary of citizen remarks, which can be viewed in their entirety in a video on the Dare County website –

The following comments were made in Manteo –

1. Cindy Harris presented a petition with 95 signatures asking that the Angel Gifts program find a more suitable venue so that the Baum Senior Center does not have to be closed to all senior activities for 4.5 days every December. She explained that December is a lonely time for many seniors who rely on the Baum Center, the only solely designated Senior Center in Dare County, for social and physical activities.
2. Roy Valentine raised several items of concern including the need for night qualified road construction crews, weather delays regarding Bay Drive in Kill Devil Hills, the need to adjust the Kill Devil Hills trash pickup schedule, cycling issues on the Beach Road, a request to synchronize traffic lights because many are too close together, and consider replacing some of the lights with traffic circles.
3. Fran Kapinos, on behalf of the Dare County League of Women Voters, explained that the League's 2018 Citizens Guide has been translated into Spanish to help the Spanish speaking community of Dare County. She presented copies of the Spanish language edition of the Citizens Guide to the Board of Commissioners.
4. Anne Petera introduced herself as a candidate for the At-Large seat on the Dare County Board of Commissioners.
5. Jim Harris alerted Commissioners to a concern he has that the operating hours for Jennette's Pier should serve the needs of anglers and not the convenience of the facility's staff. He described the need to have early opening hours for the pier in order to accommodate those fishing for species that are best caught in the pre-dawn hours. Mr. Harris said the facility needs to be run like a fishing pier, not an aquarium.
6. Jennifer Alexander introduced herself as a Board of Education candidate and thanked Commissioners for their stand on offshore drilling.
7. Irvin Bateman introduced himself as a candidate for the At-Large seat on the Dare County Board of Commissioners.

There were no comments made in Buxton –

ITEM 3 – TWO YEAR CONTRACT FOR GOOGLE GSUITE

The County Manager provided background information pertaining to a two-year contract for Google GSuite, which is used for Dare County's email system and other Google cloud services. He explained that the final cost is above the planned amount for FY 2019 and noted that a budget request has been submitted to cover the additional licensing cost.

MOTION

Commissioner Shea motioned to approve the 2 year contract and authorize staff to execute all necessary documents.

Commissioner Couch seconded the motion.

VOTE: AYES unanimous

ITEM 4 – PUBLIC HEARING – FOOD STANDS AND MOBILE FOOD UNITS

At 5:35 p.m. the Board of Commissioners held a Public Hearing to receive input concerning this agenda item. The Manager outlined the procedure for making public comments in Manteo and via the video link to the Fessenden Center in Buxton. Following is a summary of citizen remarks, which can be viewed in their entirety in a video on the County website –

The following comments were made in Manteo –

1. Brent Johnson outlined the advantages of food trucks, which he said are able to provide a unique style of food that is not found in brick and mortar restaurants.
2. Kelly Macchio explained that she has property on Hatteras Island that could accommodate several food trucks and asked that the word “commissary” be allowed to replace the word “restaurant” in the proposed regulations. She also asked that portable restrooms be allowed.
3. Eric Reese spoke as a restaurant owner in favor of food trucks. He explained that with the need to feed so many people during the busy tourism season, food trucks will give visitors a better experience by offering more culinary diversity.
4. Toby Gonzales described his food service business, which he said does mostly specialized catering. He noted that Dare County can become a food mecca if it diversifies. He said food trucks are a good idea that should be done responsibly.
5. Ervin Bateman said his restaurant would like the opportunity to be able to take their catering truck to Hatteras Island and encouraged the Board to undertake the proper steps to find a way to do this.
6. Roy Valentine asked if food trucks would be allowed to park on the side of the road and block multiuse paths or be permitted to operate on the beach.
7. Michael David noted that people coming off the beach don’t want to have to change clothes to go to a restaurant and would benefit from a quick lunch served by a food truck. He asked if some of the very elaborate food trucks could be considered as their own commissary.
8. Steve Bonney explained that there is a long list of regulations that must be met in order for a food truck to legally operate. He said he has a rig and is waiting to proceed and would like to provide food truck service to the community.

There were no comments made in Buxton –

Chairman Woodard closed the hearing at 6:02 p.m.

Planning Director Donna Creef addressed the concerns and questions that were raised during the Public Hearing and clarified that the Health Department would have responsibility for making sure that food truck operators comply with applicable State regulations.

Commissioners engaged in dialogue with the County Manager and the Planning Director about parking, where trucks would be allowed to operate, and whether the amendments should include a reference to restaurant affiliation. Ms. Creef noted that ice cream vendors serving pre-packaged items would not be impacted by the zoning ordinance amendments.

MOTION

Vice Chairman Overman motioned to revise the proposed amendments by eliminating the reference to restaurant affiliation and to adopt the revised amendments. A finding of consistency is also adopted as part of this motion and this consistency statement shall be part of the public record.

Commissioner House seconded the motion.

VOTE: AYES unanimous

ITEM 5 – CONSENT AGENDA

The Manager announced the items as they were visually displayed in the meeting room.

MOTION

Commissioner Shea motioned to approve the Consent Agenda:

- 1) Approval of Minutes (03.05.18) **(Att. #1)**
- 2) Award of FY2017-2018 Equipment Financing **(Att. #2)**
- 3) Resolution to Approve Sole Source Purchase **(Att. #3)**
- 4) Proclamation – Mirlo Commemoration
- 5) Jail Commissary Increase
- 6) Tax Collector’s Report

Commissioner Ross seconded the motion.

VOTE: AYES unanimous

ITEM 6 – COMMISSIONERS’ BUSINESS & MANAGER’S/ATTORNEY’S BUSINESS

Commissioners and the County Manager frequently make extensive remarks, which can be viewed in their entirety in a video on the Dare County website. Following is a brief summary outline of the items mentioned by Commissioners during this segment –

Commissioner Ross

- Noted that the Kelly’s annual St. Patrick’s parade was a great event with a large turnout.
- Mentioned the upcoming Legislative Seafood Dinner that will be held in Raleigh.
- Called attention to March For Meals Week at the Dare County Center in support of the County’s Meals On Wheels and Congregant Meals Program that provides nutritious meals and friendly visits to seniors throughout the year. Commissioner Ross explained that he will be participating in the program by delivering meals tomorrow at the Center.
- He gave a reminder about the upcoming Community Meeting at the Fessenden Center.

Commissioner House

- Thanked Mike Kelly and his staff for continuing the tradition of the St Patrick's Parade.
- Reported on the Dare County Youth Council Science Fair and explained that Joe Roberts did a great job at the regionals and will now represent Dare County at the State competition later this year.

Commissioner Shea

- Commented on the Kelly's annual St. Patrick's parade and celebration.
- Expressed hope that the winter weather will finally end and make way for Spring.
- Mentioned the upcoming Hatteras Island Community Meeting at the Fessenden Center.

Commissioner Couch

- Noted that he was glad about the Board's action tonight to approve food trucks.
- Expressed thanks to NCDOT and the Chicamacomico Banks Volunteer Fire Department for their phenomenal work during the recent winter storm.
- Reported that the Cape Hatteras Secondary School of Coastal Studies did very well at the State band competition in Lexington, North Carolina where Enrique Babilonia placed All-State on Trumpet
- Congratulated 8th grader Elizabeth Mueller on winning the Spelling Bee.

Commissioner Tobin

- Reported on the 4-H District Retreat that was held in Dare County and recognized the new 4-H Agent, Paige Fuselier, and Extension Director Shannon Brooks. Commissioner Tobin also commented on the high quality of the young people who participated.

Vice Chairman Overman

- Gave a comprehensive report on the meeting that was held at Senator Burr's office in Washington, D.C. where he, Chairman Woodard, and the County Manager addressed infrastructure needs for Dare County including the opioid crisis and the need for regional treatment facilities, the stabilization of Oregon Inlet and the need to fast track the permitting of dredging for Hatteras Inlet.

MANAGER'S/ATTORNEY'S BUSINESS

1. The County Manager announced plans for storm debris pickup in the Avon area and described how various materials need to be staged.
2. Mr. Outten gave an update on the Buxton beach nourishment project.
3. A report was given on efforts at the Connecting Channel at Hatteras Inlet and the bad conditions that are being addressed at Oregon Inlet.
4. The Manager informed the Board about plans to have a briefing at the next meeting so Commissioners can have information about litigation opportunities related to the nationwide opioid crisis.

At the conclusion of the meeting, Chairman Woodard invited everyone to attend the Community Meetings in Manteo and Buxton. He then ask for a motion to adjourn and announced that the next regularly scheduled Board of Commissioners meeting will be 9:00 a.m., Tuesday, April 3, 2018.

MOTION

Commissioner Shea motioned to adjourn the meeting.

Commissioner Tobin seconded the motion.

VOTE: AYES unanimous

At 6:51 p.m., the Board of Commissioners adjourned the meeting.



APPROVED:

Respectfully submitted,

By: 
Gary Lee Gross, Clerk to the Board

By: 
Robert Woodard, Chairman
Dare County Board of Commissioners