

RESOLUTIONS – 2017

***Following the List of 2017 Resolutions in Chronological Order,
Each Resolution Can Be Viewed in its Entirety***

- 17-01-01 Opposing the designation of Special Secondary Nursery Areas that would severely limit shrimp trawling (Jan 03, 2017)
- 17-01-02 Supporting expansion of legislative language to enable funding of multi-use pathways in the Hatteras Village Community Center District (Jan 27, 2017)
- 17-02-03 Supporting adequate State funding for services offered by Trillium (Feb 06, 2017)
- 17-02-04 Authorizing installment financing contract for vehicles and equipment. (Feb 20, 2017)
- 17-02-05 Enacting and adopting a supplement to Dare County Code of Ordinances. (Feb 20, 2017)
- 17-02-06 Requesting to add Holly Ridge Road in Manteo, NC to NCDOT's Secondary Road System (Feb 20, 2017)
- 17-02-07 Supporting the naming of the Pea Island Bridge in honor of Captain Richard Etheridge (Feb 20, 2017)
- 17-03-08 Requesting State financial assistance for engineering services Associated with maintaining Hatteras Inlet navigational channels (Mar 06, 2017)
- 17-03-09 Authorizing installment financing contract (Mar 06, 2017)
- 17-03-10 Supporting a referendum for multi-use pathways in the Hatteras Village Community Center District (Mar 06, 2017)
- 17-03-11 Supporting Equal Rights for Everyone (Mar 06, 2017)
- 17-04-12 Opposing repeal of the plastic bag ban (Apr 03, 2017)
[House Bill 271 & Senate Bill 539]
- 17-04-13 Opposing partisan Board of Education elections (Apr 03, 2017)
[House Bill 265 & Senate Bill 94]
- 17-04-14 To provide legislative relief to counties in the College of the Albemarle (COA) Service Delivery Area for construction of facilities (Apr 03, 2017)
- 17-04-15 Opposing House Bill 531, which would narrow the use of Occupancy Taxes for Tourism (Apr 03, 2017)

- 17-04-16 Support for Senate Bill 432, to delay action by the Marine Fisheries Commission regarding shrimp rules related to designating coastal waters as Special Secondary Nursery Areas (Apr 03, 2017)
- 17-04-17 Support for House Bill 545, which would ensure meaningful public participation in fisheries management by enhancing the role of Public Advisory Committees (Apr 03, 2017)
- 17-04-18 Support for House Bill 415 & Senate Bill 282 to provide an election on allowing use of tax funds for multi-use pathways in the Hatteras Village Community Center District (Apr 03, 2017)
- 17-04-19 Requesting to add Flowers Ridge Road in Buxton, NC to NCDOT's Secondary Road System (Apr 17, 2017)
- 17-04-20 Opposing Sunday Hunting of Waterfowl (Apr 24, 2017)
- 17-05-21 Opposing House Bill 867 Coastal Fisheries Conservation (May 01, 2017)
- 17-05-22 Approving the boundary lines of the new Chicamacomico Banks Fire Insurance District (May 15, 2017)
- 17-06-23 Supporting Southern Shores Civic Association request for water sampling and remediation (Jun 05, 2017)
- 17-07-24 Reimbursement Resolution – FY2017-2018 Vehicle and Equipment Financing Project (July 17, 2017)
- 17-07-25 Ordinance to allow the sale of alcoholic beverages before noon on Sundays at licensed premises (July 17, 2017)
- 17-08-26 Authorizing the Dare County Transportation Department to enter into a grant agreement with NCDOT (Aug 21, 2017)
- 17-10-27 Transportation Department NCDOT 5310 grant application (Oct 16, 2017)
- 17-10-28 Transportation Department NCDOT 5311 grant application (Oct 16, 2017)
- 17-11-29 Ordinance authorizing the use of petty cash funds and cash change funds (Nov 06, 2017)
- 17-11-30 Reimbursement resolution for capital expenditures from proceeds of certain tax-exempt obligations (Nov 20, 2017)
- 17-11-31 Real property exchange between Dare County and Steven C. Brook (Nov 20, 2017)
- 17-12-32 Calling for a voter referendum in Hatteras Village to allow the use of tax funds for multi-use pathways in the Hatteras Village Community Center District (Dec 04, 2017)

FOLLOWING ARE THE 2017 RESOLUTIONS

The most recently adopted item appears first in sequence

Scroll down to view all 2017 Resolutions





Resolution

#17-12-32

**Calling for a Voter Referendum in Hatteras Village
to Allow the Use of Tax Funds for the Construction and Maintenance
of Multi-use Pathways in the Hatteras Village Community Center District**

WHEREAS, earlier this year the Hatteras Village Community Center District (HVCCD) requested authority from the North Carolina Legislature to expand the uses of the ad valorem tax authorized in Chapter 212 of the Session Laws of 1981 to include funding the construction and maintenance of multiuse pathways around the Village of Hatteras; and

WHEREAS, the Dare County Board of Commissioners supported the HVCCD legislative request with resolutions adopted on March 6, 2017 and again on April 3, 2017; and

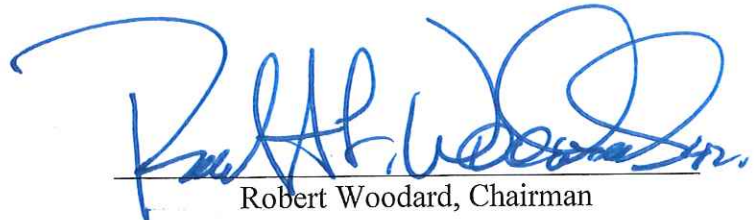
WHEREAS, in response to the HVCCD request supported by the Dare County Board of Commissioners, the North Carolina General Assembly ratified House Bill 415 (Session Law 2017-50) which authorizes the Dare County Board of Commissioners to call an election to be conducted by the Board of Elections in the Hatteras voting precinct for the purpose of submitting to the voters therein the single issue of authorizing the HVCCD to expand the uses of the ad valorem tax authorized in Chapter 212 of the Session Laws of 1981 to including funding the construction and maintenance of multiuse pathways around the Village of Hatteras; and


WHEREAS, the Dare County Board of Commissioners appreciates the action of the North Carolina General Assembly to allow a voter referendum on this issue and commends its sponsors for putting forth responsible legislation in response to a local request on a matter of public importance.

THEREFORE, BE IT RESOLVED, that the Dare County Board of Commissioners pursuant to authority granted in Session Law 2017-50 hereby calls for an election to be conducted by the Board of Elections of Dare County in the Hatteras voting precinct for the purpose of submitting to voters therein the single issue of authorizing the HVCCD to expand the uses of the ad valorem tax authorized in Chapter 212 of the Session Laws of 1981 to include funding the construction and maintenance of multiuse pathways around the Village of Hatteras.

This the 4th day of December, 2017.




Robert Woodard, Chairman

Attest: 
Gary Gross, Clerk to the Board

**RESOLUTION AUTHORIZING THE CONVEYANCE OF PROPERTY
PURSUANT TO G.S. 160A-271**

WHEREAS, the County of Dare owns a 2,932 square foot parcel of land that was acquired by Dare County in 1977 (Deed Book 258 page 123). Said parcel is defined as tax parcel# 025865-001, pin# 9789(19)720119 in the Dare County Tax Records. It is located about 195 feet from the West side of Toler Road, and it's estimated value is \$2,631.47; and

WHEREAS, Mr. Steven C. Brook of the village of Wanchese, N.C., owns a 2,932 square foot parcel being part of a tract of land known as Lot 6-A, defined as tax parcel# 025848-010, pin# 9789(19)721370 in the Dare County Tax Records, and it's estimated value is \$9,286.40. The land to be acquired by the county is a 15 foot wide strip that is to be taken out of Lot 6-A. It is owned by Steven C. Brook, solely.

WHEREAS, the County and Mr. Brook wish to make an even exchange of the two described properties; and

WHEREAS, North Carolina General Statute 160A-271 authorizes the county to make such an exchange if authorized by the Board of Commissioners by a resolution adopted at a regular meeting of the board upon at least 10 days' public notice; and

WHEREAS, the county has given the required public notice, and the board is convened in a regular meeting.

NOW, THEREFORE BE IT RESOLVED, by the Dare County Board of Commissioners that:

1. The exchange of properties described above is authorized.
2. The appropriate county officials are directed to execute the appropriate instruments necessary to carry out the exchange.

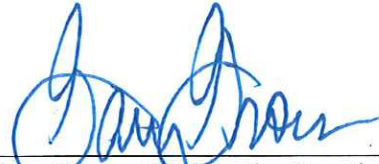
This the 20TH day of November, 2017.

COUNTY OF DARE, NORTH CAROLINA


Robert Woodard, Chairman

[SEAL]





Gary Gross, Clerk to the Board

17-11-30

EXTRACTS FROM MINUTES OF THE BOARD OF COMMISSIONERS

A regular meeting of the Board of Commissioners of the County of Dare, North Carolina, was duly held on November 20, 2017 at 5:00 p.m. in the County Board of Commissioners' Meeting Room, 954 Marshall C. Collins Drive, Manteo, North Carolina. Chairman Robert Woodard presiding.

The following members were present: Chairman Woodard, Vice Chairman Overman
Commissioners: Shea, House, Ross, Tobin, Couch

The following members were absent: None

* * * * *

Vice Chairman Overman moved that the following resolution, copies of which having been made available to the Board of Commissioners, be adopted:

**RESOLUTION OF THE COUNTY OF DARE, NORTH CAROLINA
DECLARING THE INTENT OF THE COUNTY OF DARE, NORTH
CAROLINA TO REIMBURSE ITSELF FOR CAPITAL
EXPENDITURES FROM THE PROCEEDS OF CERTAIN TAX-
EXEMPT OBLIGATIONS**

WHEREAS, the Board of Commissioners of the County of Dare, North Carolina ("*County*") has determined that it is in the best interests of County to (1) assist the Town of Nags Head with a beach nourishment project in the Town of Nags Head and (2) renovate and improve Manteo High School (the "*Projects*");

WHEREAS, the County presently intends, at one time or from time to time, to finance all or a portion of the costs of the Projects with proceeds of tax-exempt obligations and reasonably expects to cause to be executed and delivered tax-exempt obligations (the "*Obligations*") to finance, or to reimburse itself for, all or a portion of the costs of the Projects; and

WHEREAS, the County desires to proceed with the Projects and will incur and pay certain expenditures in connection with the Projects prior to the date of execution and delivery of the Obligations (the "*Original Expenditures*"), such Original Expenditures to be paid for originally from a source other than the proceeds of the Obligations, and the County intends, and reasonably expects, to be reimbursed for such Original Expenditures from a portion of the proceeds of the Obligations to be executed and delivered at a date occurring after the dates of such Original Expenditures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Dare, North Carolina as follows:

Section 1. **Official Declaration of Intent.** The County presently intends, and reasonably expects, to reimburse itself for the Original Expenditures incurred and paid by the County on or after the date occurring 60 days prior to the date of adoption of this Resolution from a portion of the proceeds of the Obligations. The County reasonably expects to execute and deliver the Obligations to finance all or a portion of the costs of the Projects and the maximum principal amount of Obligations expected to be executed and delivered by County to pay for all or a portion of the costs of the Projects is approximately \$9,573,356 related to the Nags Head beach nourishment and \$590,000 related to Manteo High School.

Section 2. **Compliance with Regulations.** The County adopts this Resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the Original Expenditures from proceeds of the Obligations.

Section 3. **Itemization of Capital Expenditures.** The Finance Director of the County, with advice from special counsel, is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the Original Expenditures incurred and paid by the County in connection with the Projects during the period commencing on the date occurring 60 days prior to the date of adoption of this Resolution and ending on the date of execution and delivery of the Obligations.

Section 4. **Effective Date.** This Resolution shall become effective immediately upon the date of its adoption.

#17-11-29

AN ORDINANCE
AUTHORIZING THE USE OF PETTY CASH FUNDS AND CASH CHANGE FUNDS

WHEREAS, it is the desire of the Board of Commissioners that all public funds of the County of Dare, NC (hereafter the "County") be maintained in a secure, efficient and effective manner; and

WHEREAS, North Carolina General Statute 159-28(d)(4) states that a local government or public authority may pay a bill, invoice, salary, or other claim by cash, if the local government has adopted an ordinance authorizing the use of cash and specifying the limits of the use of cash; and

WHEREAS, the use of Petty Cash Funds and Cash Change Funds has been a standard operating practice in local governments to facilitate improved operations by providing availability to cash 1) for small purchases where it is not practical, possible or efficient to make the purchase with a purchasing card or check request and 2) to provide change to citizens and customers; and

WHEREAS, the Finance Director has prepared a Petty Cash Funds and Cash Change Funds Policy establishing limits, internal controls, and procedures for the payment of bills, invoices, and other claims under \$50 by cash from a Petty Cash Fund and establishing limits, internal controls, and procedures for providing change to citizens and customers paying in cash for taxes and goods and services from a Cash Change Fund;

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the County of Dare, NC that:

Section 1. The Petty Cash Fund and Cash Change Fund Policy prepared by the Finance Director, a copy of which is attached to this Ordinance, is hereby approved. The Finance Director shall be and is hereby authorized to revise the policy from time to time and will provide a copy as revised to the designated custodians of the Petty Cash Funds and Cash Change Funds and to the Board of Commissioners at its next meeting.

Section 2. Petty Cash Funds and Cash Change Funds may be authorized by the Finance Director and held by custodians as specified and restricted by the Petty Cash Fund and Cash Change Fund Policy.

Section 3. It shall be the policy of the County that no payments may be made from Petty Cash Funds unless in compliance with all procurement laws and policies; that all payments made from Petty Cash Funds be supported by proper documentation and receipts as required by the Policy prepared by the Finance Director; that no loans or advances be made to employees or Board of Commissioners members from Petty Cash Funds; and that no amount that may be categorized as employee compensation, contracted services, or as travel advances or travel reimbursements may be paid in cash.

Section 4. It shall be the policy of the County that Cash Change Funds will be used only for the purpose of providing change to citizens and customers.

Section 5. This ordinance shall take effect immediately upon its passage.

Adopted this the 6th day of November, 2017.



Robert Woodard
Robert Woodard, Chairman

Gary Gross
Gary Gross, Clerk to the Board

PUBLIC TRANSPORTATION PROGRAM RESOLUTION

FY 2019 RESOLUTION

17-10-28

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by COMMISSIONER JACK SHEA (Board Member's Name) _____ and seconded by COMMISSIONER STEVE HOUSE (Board Member's Name or N/A, if not required) _____ for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Section 5310 program.

WHEREAS, (Legal Name of Applicant) Dare County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

BOARD CHAIRMAN

NOW, THEREFORE, be it resolved that the (Authorized Official's Title)* _____ of (Name of Applicant's Governing Body) Dare County Board of Commissioners is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

I (GARY GROSS) (Certifying Official's Name)* _____ (Clerk to the Board) (Certifying Official's Title) _____ do hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the (Name of Applicant's Governing Board) _____ duly held on the 16th day of October, 2017, of DARE COUNTY BOARD OF COMMISSIONERS.

[Signature]

Signature of Certifying Official

*Note that the authorized official, certifying official, and notary public should be three separate individuals.

DARE COUNTY, North Carolina
Seal Subscribed and sworn to me (date) 10/17/17

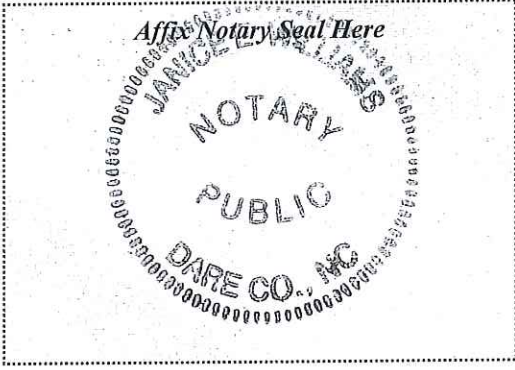
Janice E. Williams

Notary Public *

Janice E Williams
Manteo NC

Printed Name and Address

My commission expires (date) 11-27-18



PUBLIC TRANSPORTATION 5310 PROGRAM RESOLUTION

17-10-27

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Status and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for public transportation projects; and

WHEREAS, the purpose of the Section 5310 program is to enhance mobility for seniors and individuals with disabilities throughout the country, by removing barriers to transportation services and expanding the transportation mobility options available. Toward this goal, FTA provides financial assistance for transportation services planned, designed, and carried out to meet the special transportation needs of seniors and individuals with disabilities in all area.

WHEREAS, NCDOT has been designated as the State agency with principle authority and responsibility for administering the Section 5310 Program for small urbanized and rural areas; and

WHEREAS, (Legal Name of Applicant) Dare County hereby assures and certifies that it will comply with the federal and state statutes, regulations, executive orders, and all small administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U.S.C.

NOW, THEREFORE, be it resolved that the (Authorized Official's Title)* Board Chairman of (Name of Applicant's Governing Body) Dare County Board of Commissioners is hereby authorized to submit a grant for federal and state funding, provide the required local match, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide public transportation services.

I (Certifying Official's Name)* Gary Gross (Certifying Official's Title) Clerk to the Board do hereby certify that the above is true and correct copy of an excerpt from the minutes of a meeting of the (Name of Applicant's Governing Board) DARE COUNTY BOARD OF COMMISSIONERS duly held on the 16th day of October 2017.

[Signature]
Signature of Certifying Official

10/17/17
Date

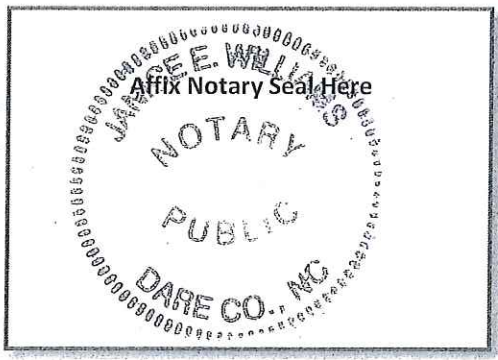
*Note that the authorized official, certifying official, and notary public should be three separate individuals.

DARE COUNTY, NORTH CAROLINA
Seal Subscribed and sworn to me (date) 10/17/17

[Signature]
Notary Public Signature

Janice E. Williams Mantco NC
Printed Name and Address

My commission expires (date) 11-27-18



RESOLUTION
AUTHORIZING DARE COUNTY
TO ENTER INTO AN AGREEMENT WITH
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

#17-08-26

A motion was made at the August 21, 2017 meeting of the Dare County Board of Commissioners by Commissioner SHEA and seconded by Commissioner HOUSE for adoption of the following resolution, and upon being put to a vote was duly adopted; and

WHEREAS, Dare County has requested the North Carolina Department of Transportation to assist in the funding of Project Number: 18-ED-048; 5310 Enhanced Mobility of Seniors & Individuals with Disabilities; and

WHEREAS, Dare County will provide a 50% local match of the cost of the above described project.

NOW THEREFORE, BE IT RESOLVED that Mr. Bobby Outten, Dare County Manager is hereby authorized to enter into a contract with the Department of Transportation and execute all agreements and contracts with the North Carolina Department of Transportation, Public Transportation Division.

.....
I, Gary Lee Gross, Clerk to the Board, do hereby certify that the above is a true and correct copy of an excerpt for the minutes of a meeting of the Dare County Board of Commissioners duly held on the 21st day of August, 2017.



Signature of Certifying Official

* the official authorized to enter onto agreement **SHOULD NOT** sign the resolution.



17-07-25

**AN ORDINANCE
TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES
BEFORE NOON ON SUNDAYS AT LICENSED PREMISES**

WHEREAS, on June 29, 2017, the North Carolina General Assembly enacted Senate Bill 155, entitled “An Act to Make Various Changes to the Alcoholic Beverage Control Commission Laws”; and

WHEREAS, Section 4 of Ratified Senate Bill 155 authorizes city and county governments to adopt an ordinance to allow alcohol sales beginning at 10 am on Sundays; and

WHEREAS, Ratified Senate Bill 155 was signed into law by Governor Roy Cooper on the 30th day of June, 2017 and became effective on that date (Session Law 2017, Chapter 87); and

WHEREAS, by enacting Senate Bill 155, North Carolina joins 47 other States in allowing alcohol service before noon on Sunday; and

WHEREAS, Sunday morning alcohol service will allow the hospitality community and retail merchants in our county to meet the needs of their customers; and

WHEREAS, Sunday morning alcohol service will benefit the county’s small business community, bring people into business districts earlier in the day, and generate increased tax revenues; and

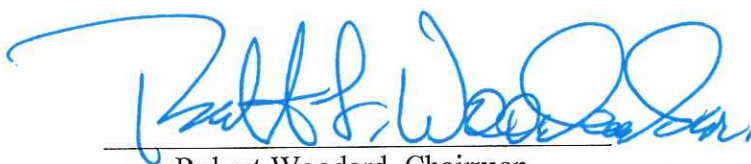
WHEREAS, our County has a diverse and growing population with different religious beliefs, each of which has various times and multiple days for worship.


NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Dare County, North Carolina that:

Section 1. Pursuant to the authority contained in G.S. 153A – 145.7, the sale of malt beverages, unfortified wine, fortified wine, and mixed beverages is allowed in the unincorporated areas of Dare County beginning at 10 A.M. on Sunday pursuant to the licensed premises’ permit issued under G.S 18B – 1001.

Section 2. This ordinance is effective on the 17th day of July, 2017.

Adopted this the 17th day of July, 2017.


Robert Woodard, Chairman

ATTEST: 
Gary Lee Gross, Clerk to the Board



Resolution No. 17-07-24

REIMBURSEMENT RESOLUTION – FISCAL YEAR 2017-2018 VEHICLE AND EQUIPMENT FINANCING PROJECT

WHEREAS, the County Manager and the Finance Officer have described to the Board of Commissioners the desirability of adopting a resolution, as provided under federal tax law, to facilitate the County's use of financing proceeds to restore County funds when the County makes capital expenditures prior to closing on a bond issue or other financing;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Dare, North Carolina as follows:

Section 1. **Official Declaration of Intent.** The County presently intends, and reasonably expects, to reimburse itself for the original expenditures incurred and paid by the County on or after the date occurring 60 days prior to the date of adoption of this resolution from a portion of the proceeds of the obligations. The County reasonably expects to execute and deliver the obligations to finance all or a portion of the costs of the project and the maximum principal amount of obligations expected to be executed and delivered by County to pay for all or a portion of the costs of the project is \$1,977,531.

Section 2. **Compliance with Regulations.** The County adopts this resolution as a declaration of official intent under Section 1.150-2 of the Treasury Regulations promulgated under Section 103 of the Internal Revenue Code of 1986, as amended, to evidence the County's intent to reimburse itself for the original expenditures from proceeds of the obligations.

Section 3. **Itemization of Capital Expenditures.** The Finance Director of the County is hereby authorized, directed and designated to act on behalf of the County in determining and itemizing all of the original expenditures incurred and paid by the County in connection with the project during the period commencing on the date occurring 60 days prior to the date of adoption of this resolution and ending on the date of execution and delivery of the obligations.

Section 4. **Effective Date.** This resolution shall become effective immediately upon the date of its adoption.

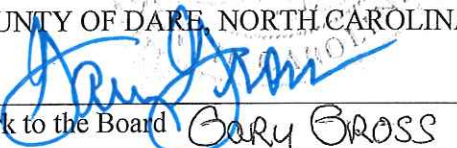
Adopted this 17th day of July, 2017.


Chairman, Board of County Commissioners

Robert Woodward

[SEAL]

COUNTY OF DARE, NORTH CAROLINA


Clerk to the Board

Gary Cross



17-06-23

RESOLUTION
SUPPORTING SOUTHERN SHORES CIVIC ASSOCIATION
REQUEST FOR WATER SAMPLING AND REMEDIATION

WHEREAS, the Southern Shores Civic Association (SSCA) is a non-profit, non-commercial organization dedicated to promoting the interests and welfare of its members and of the property owners and residents within the Town of Southern Shores; and

WHEREAS, membership in the SSCA represents approximately 1,800 households; and

WHEREAS, the SSCA retains ownership of numerous common properties including marinas, park areas, and accesses to the ocean and the Currituck Sound/Ginguite Bay, and maintains them as a community resource; and

WHEREAS, one of the SSCA properties, Soundview Park located on North Dogwood Trail, is designated as a picnic and wading area; and

WHEREAS, from 1998 until 2010 the North Carolina Division of Marine Fisheries (NCDMF) provided seasonal weekly water quality testing of bacteria levels in the Currituck Sound at the Soundview Park site; and

WHEREAS, after testing was stopped by NCDMF, the SSCA began re-testing in July 2016 after concerns were raised regarding the health and welfare of its residents and visitors and unsafe enterococci levels were measured during four out of six months; and

WHEREAS, the SSCA has posted signs that swimming and wading are not recommended and although Soundview Park is private property, the waters are a public trust that should be tested in view of the continued high level of bacteria; and

WHEREAS, the SSCA has asked the North Carolina General Assembly to provide the funds necessary for the NCDMF to again sample and analyze the bacteria levels in the Currituck Sound at Soundview Park and for the North Carolina Department of Environmental Quality (NCDEQ) to assist in the remediation of the water quality issue.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners supports the request of the SSSCA that, as a matter of public safety, the North Carolina General Assembly provide the funds necessary for the NCDMF to again sample and analyze the bacteria levels in the Currituck Sound at Soundview Park and for the NCDEQ to assist in the remediation of the water quality issue.

BE IT FURTHER RESOLVED that the Dare County Board of Commissioners requests that the State of North Carolina allocate State personnel to perform soundside testing, and if staff resources cannot be reallocated for this purpose to contract with a third party to provide the much needed water testing.

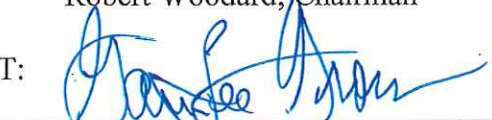
Adopted this the 5th day of June, 2017.





Robert Woodard, Chairman

ATTEST:



Gary Lee Gross, Clerk to the Board

RESOLUTION

#17-05-22

For Approval of Insurance District Boundaries

NORTH CAROLINA

DARE COUNTY

Upon motion by Commissioner HOUSE,
seconded by Commissioner Shea, RESOLVED that the
Board of Commissioners of the County of Dare approve the 6 mile boundary lines of the
Chicamacomico Banks Fire Insurance District in accordance with the maps and
description filed this date with the Board of County Commissioners and recorded in the
minutes of the meeting. Said Chicamacomico Banks Fire Insurance District being
described as follows:

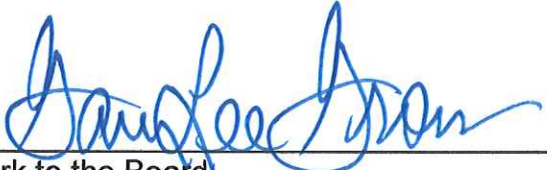
Beginning at the center point of NC 12 Highway on the northern border of
the Village of Rodanthe and the US Fish & Wildlife boundary line. The
district line runs east to the Atlantic Ocean then turns south. This line
continues south to a point at the intersection of the southernmost property
line in the Village of Salvo, which borders the National Park Service
property. The line then moves along the National Park Service border to
the edge of the Pamlico Sound. The line moves north following the
meanderings of the Pamlico Sound to the northernmost property that
borders the US Fish & Wildlife boundary line. At this point the line turns
east along the boundary line returning to the point of beginning at the center
of NC 12 Highway.

NORTH CAROLINA
DARE COUNTY

This is to certify that the foregoing is a true and accurate copy of excerpt from the Minutes of the Board of County Commissioners of Dare County, adopted this the 15th day of May, 2017.

(SEAL)




Clerk to the Board
Gary Lee Gross

Chicamacomico Banks Fire District Stations 48 & 50



Insurance District Line



Insurance District Line

Total road surface mileage by distance from station
 25.0 total miles of surface within 1.5 miles from station.
 1.5 total miles of surface between 1.5 - 2.5 miles from station.
 0 total miles of surface between 2.5 - 5.0 miles from station.
Total road surface mileage in insurance district : 26.5 miles.



	Fire Stations
	Insurance District
	Chicamacomico Banks District
Service Area Roads	
Range	
	0 - 7920 ft
	7921 - 13200 ft
Hydrants by GPM	
	0 - 500
	500.1 - 1000
	1000.1 - 1500
	1500.1 - 2000
	Buildings

Map courtesy of Dare County GIS



#17-05-21

Resolution
To Oppose North Carolina House Bill 867
Coastal Fisheries Conservation / Economic Development

WHEREAS, the State of North Carolina and Dare County have a long history and lineage of commercial fishing from the Algonquian Indians trading fish to the modern day commercial fishing industry; and

WHEREAS, North Carolina commercial fishermen have made extraordinary gains with science in protecting the environment which they rely on for their wellbeing and way of life, and want to protect the waters and fisheries for the next generation along with generations to come; and

WHEREAS, commercial fishing in North Carolina is in a state of change. There are a number of economic pressures bearing down on industry participants such as competition from imported seafood, closing working waterfronts, and ever increasing government regulations; and

WHEREAS, imported seafood is normally of lower quality, with little regulation and inspection of the product. Imported seafood has been known to have been raised in waters containing human or animal feces, and also injected with carboxymethyl cellulose, gelatin, and glucose; and

WHEREAS, due to recent appointments to the North Carolina Marine Fisheries Commission, the Commission has refused to listen and adhere to the advice of their own advisory committees including Finfish, Habitat and Water Quality, Shellfish / Crustacean, Northern Region, and Southern Region advisory committees; and

WHEREAS, the North Carolina Marine Fisheries Commission has gone against the advice of their advisory committees, and are currently trying to establish severe restrictions on the commercial fishing industry without scientific data or an economic impact study on which to base their restrictions. These restrictions go against the current Management Plan which requires future regulations be based on science and the data gathered; and

WHEREAS, House Bill 867 seeks to rewrite the North Carolina Fisheries Reform Act of 1997, which was passed after months of public scrutiny. House Bill 867 would reform the North Carolina Fisheries Reform Act of 1997 without such vetting from the public; and

WHEREAS, House Bill 867 would eliminate the advisory committees which have a set amount of commercial fishermen, recreational fishermen, and scientists to advise the Commission and replace them with one, 20 member advisory committee appointed by the North Carolina Marine Fisheries Commission without any designation as to member's qualification or status in the industry; and

WHEREAS, House Bill 867 also offers a commercial fishing license buyback plan which also gives insight to the implied destruction of a way of life for so many North Carolina residents that would cause a harmful impact to the state's economy.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners hereby opposes North Carolina House Bill 867 in its entirety and respectfully requests that North Carolina Legislators reject this legislation and support the State of North Carolina's working watermen in order to sustain a way of life for many future generations and preserve a vital economic engine for North Carolina.

Adopted this the 1st day of May, 2017.



Dare County Board of Commissioners

A handwritten signature in blue ink, appearing to read "Robert Woodard", is written over a horizontal line.

Robert Woodard, Chairman

ATTEST:

A handwritten signature in blue ink, appearing to read "Gary Lee Gross", is written over a horizontal line.

Gary Lee Gross, Clerk to the Board



#17-04-20

**RESOLUTION
OPPOSING SUNDAY HUNTING OF WATERFOWL**

WHEREAS, the coastal areas of northeastern North Carolina are desirable for hunting of migratory waterfowl; and

WHEREAS, waterfowl hunting is a vital part of the life, heritage, and culture of the region and contributes to the State's economy, promotes tourism, and provides recreational opportunities; and

WHEREAS, House Bill 559 and Senate Bill 624 introduced in the North Carolina Legislature would empower the North Carolina Wildlife Resources Commission to adopt permanent rules regarding Sunday hunting of migratory birds; and

WHEREAS, the proposed legislation to allow Sunday waterfowl hunting would have serious adverse consequences on the coastal areas of northeastern North Carolina by significantly reducing the total number of hunting weeks and severely impacting North Carolina's waterfowl resource; and

WHEREAS, Sunday hunting for waterfowl is not comparable to Sunday hunting for other game species due to their migratory nature; and

WHEREAS, States that do not allow Sunday hunting receive Compensatory Days from the U.S. Fish and Wildlife Service to bring the State up to the same number of allowed hunting days; and

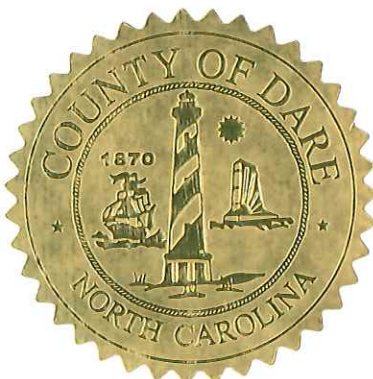
WHEREAS, if Sunday hunting were permitted, North Carolina would lose these important Compensatory Days thereby significantly reducing the total number of waterfowl hunting weeks and decreasing the time-frame of its waterfowl season; and

WHEREAS, Sunday hunting will intensify hunting impact in a reduced timeframe causing serious consequences on the resource by taking away a rest period that is vital to the migratory waterfowl that frequent North Carolina's coastal areas; and

WHEREAS, allowing Sunday hunting will severely reduce access to our waterfowl resource, cause economic harm to coastal counties, and jeopardize the future of waterfowl hunting in North Carolina.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners opposes any legislation that would allow Sunday hunting of migratory waterfowl in North Carolina.

Adopted this the 24th day of April, 2017.



Robert Woodard, Chairman

ATTEST:

Gary Lee Gross, Clerk to the Board

North Carolina Department of Transportation
Division of Highways
Request for Addition to State Maintained Secondary Road System

North Carolina

County of _____ Dare _____

Road Description Flowers Ridge Road - Buxton, NC

17-04-19

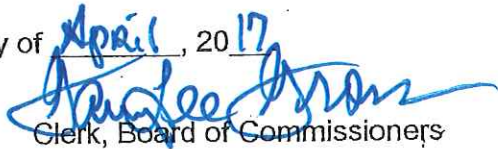
WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Dare requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System, and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.

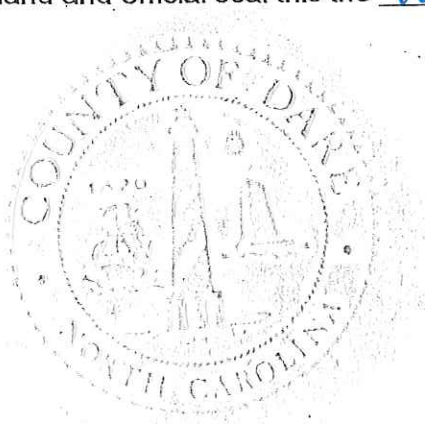
NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Dare that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

CERTIFICATE

The foregoing resolution was duly adopted by the Board of Commissioners of the County of Dare at a meeting on the 17th day of April, 2017.

WITNESS my hand and official seal this the 17th day of April, 2017

Clerk, Board of Commissioners
County of Dare

Official Seal



PLEASE NOTE:

Forward direct with request to the Division Engineer, Division of Highways



#17-04-18

Resolution

Supporting Senate Bill 282 & House Bill 415 To Provide An Election On Allowing The Use Of Tax Funds For The Construction And Maintenance Of Multi-use Pathways In The Hatteras Village Community Center District

WHEREAS, the Hatteras Village Community Center District (HVCCD) has appealed to the North Carolina Legislature seeking permission to expand the existing language of the legislation that created the HVCCD Tax District to enable the HVCCD to fund multi-use pathways around the village of Hatteras as part of the Outer Banks National Scenic Byway; and

WHEREAS, multiuse pathways will enhance measures underway to revitalize Hatteras Village's economic recovery, serve to reinforce North Carolina's commitment to working waterfronts, and protect the area's residents and visitors by creating responsible public safety options; and

WHEREAS, Senate Bill 282 and House Bill 415 would provide an election in the Village of Hatteras on the question of allowing the Hatteras Village Community Center District to expand the uses of ad valorem tax funds collected by the County for the construction and maintenance of multiuse pathways around the village; and

WHEREAS, the election that would be conducted pursuant to passage of Senate Bill 282 and House Bill 415 is consistent with a resolution adopted on March 6, 2017 by the Dare County Board of Commissioners calling for a voter referendum on the issue of expanding the legislative language to allow Multi-use pathways in the District; and

WHEREAS, the Dare County Board of Commissioners appreciates the provisions of Senate Bill 282 and House Bill 415 and commends its sponsors for putting forth responsible legislation in response to a local request on a matter of public importance.

THEREFORE, BE IT RESOLVED, that the Dare County Board of Commissioners supports Senate Bill 282 and House Bill 415 and urges the North Carolina Legislature to swiftly adopt these measures that will provide a voter referendum on much needed services for the Hatteras Village Community Center District.

This the 3rd day of April, 2017.



Robert Woodard, Chairman

Attest:

Gary Lee Gross, Clerk to the Board



#17-04-17

Resolution

Supporting House Bill 545 To Ensure Meaningful Public Participation In Fisheries Management By Enhancing The Role Of Public Advisory Committees

WHEREAS, fisheries issues are a vital part of the life, heritage, and culture of the Outer Banks and contribute significantly to the region's economy; and

WHEREAS, the Dare County Board of Commissioners has long advocated for open and transparent management of North Carolina's fisheries resources including public participation at all levels; and

WHEREAS, House Bill 545 introduced in the North Carolina House of Representatives would ensure meaningful public participation in fisheries management by enhancing the role of Public Advisory Committees; and

WHEREAS, the Dare County Board of Commissioners believes the Marine Fisheries Commission should consult with its Public Advisory Committees prior to taking action on any management measure in the development of a fishery management plan; and

WHEREAS, the Dare County Board of Commissioners appreciates the provisions of House Bill 545 and commends its sponsor for drafting legislation that will enhance public participation in the fisheries management process.

THEREFORE, BE IT RESOLVED, that the Dare County Board of Commissioners supports House Bill 545 and urges its adoption by the North Carolina Legislature.

This the 3rd day of April, 2017.



Robert Woodard, Chairman

Attest:

Gary Lee Gross, Clerk to the Board



#17-04-16

Resolution

Supporting Senate Bill 432 To Delay Action by the Marine Fisheries Commission In Classifying Coastal Fishing Waters As Special Secondary Nursery Areas

WHEREAS, the Dare County Board of Commissioners has strongly supported its watermen in opposing the designation of coastal fishing waters as Special Secondary Nursery Areas; and

WHEREAS, classifying coastal fishing waters as Special Secondary Nursery Areas would have a devastating impact on commercial fishing families by arbitrarily impairing their livelihood and depriving American tables of fresh, healthy catches of North Carolina harvested shrimp; and

WHEREAS, Senate Bill 432 seeks to delay the Marine Fisheries Commission from adopting any rules in response to a petition for rulemaking that would classify coastal fishing waters as Special Secondary Nursery Areas, until such time as a shrimp trawl gear study has been completed and a stakeholder group reports its finding to the Commission; and

WHEREAS, the Dare County Board of Commissioners fully supports the provisions of Senate Bill 432 and commends its sponsor for drafting timely and responsible legislation that will help North Carolina watermen.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners supports Senate Bill 432 and urges its adoption by the North Carolina Legislature as a matter of vital importance for North Carolina Watermen and seafood consumers.

This the 3rd day of April, 2017.



Robert Woodard, Chairman

Attest:

Gary Lee Gross, Clerk to the Board



#17-04-15

RESOLUTION OPPOSING HOUSE BILL 531

WHEREAS, the Hospitality industry in Dare County requested to be taxed for the purpose of generating funds to promote visitation to Dare County's Outer Banks; and

WHEREAS, the Hospitality industry worked with local officials and state legislators to create the occupancy tax legislation, House Bill 225, *An Act to Authorize Dare County to Increase Its Occupancy Tax, Levy a Restaurant Tax, and Create a Tourism Board to Promote Tourism in Dare County*, which served the needs of the community; and

WHEREAS, half of the net proceeds from the six percent (6%) occupancy tax are paid to Dare County and towns within Dare County "only for tourist-related purposes, including construction and maintenance of public facilities and buildings, garbage, refuse, and solid waste collection and disposal, police protection and emergency services."; and

WHEREAS, Dare County was authorized to levy a room occupancy and tourism development tax of one percent (1%) and a food and beverage tax of one percent (1%), both of which are remitted to the Dare County Tourism Board; and

WHEREAS, after deducting the cost of Dare County Tourism Board's annual audit, 75% of the funds shall be used for the costs of administration and promotion of tourism; and

WHEREAS, the remaining 25% shall be used for services or programs needed due to the impact of tourism on the County. Additionally, Dare County Board of Commissioners' prior approval is needed for expenditures of the 25% and any purchase of real property by the Dare County Tourism Board; and

WHEREAS, the Unabridged Edition of the Random House Dictionary of the English Language defines impact as *influence; effect*. A simple reading of section 7 of the Act creating the Dare County Tourism Board would be "Twenty-five percent (25%) shall be used for services or programs needed due to the influence of tourism on the County" or "Twenty five percent (25%) shall be used for services needed due to the effect of tourism on the County."; and

WHEREAS, income from tourism is the mainstay of Dare County's economy. Occurrences that affect tourism in positive and negative ways should legitimately be the subject of action by government and those entities challenged with the responsibility of "promoting tourism"; and

WHEREAS, for twenty-five (25) years, the Dare County Tourism Board has administered this fund according to its interpretation of the plain language in the Act without the need for court decree or legislative elaboration; and

WHEREAS, the Dare County Tourism Board Restricted Fund has reinvested more than nine million (\$9,000,000) into the community, partnering with local non-profits, Dare County, and its towns; and

WHEREAS, the Dare County Board of Commissioners supports the activities of the Dare County Tourism Board and its use of the restricted fund; and

WHEREAS, the administration of this fund has worked well for the people of Dare County and saved taxpayers money by providing services and infrastructure that would otherwise come from ad valorem funds; and

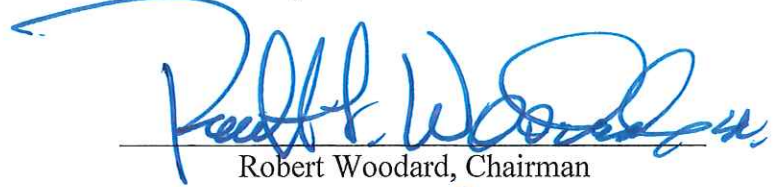
WHEREAS, the Dare County Board of Commissioners has neither been consulted about, nor requested the legislative changes in House Bill 531; and

NOW, THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners hereby strongly opposes House Bill 531.

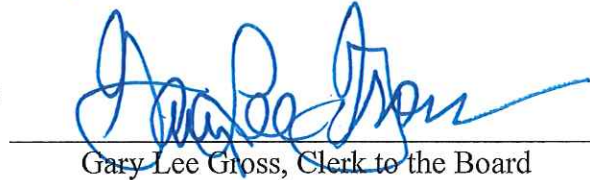
This the 3rd day of April, 2017.



Dare County Board of Commissioners


Robert Woodard, Chairman

Attest:


Gary Lee Gross, Clerk to the Board



#12-04-14

RESOLUTION
TO PROVIDE LEGISLATIVE RELIEF TO COUNTIES
IN THE COLLEGE OF THE ALBEMARLE SERVICE DELIVERY AREA
FOR THE CONSTRUCTION OF FACILITIES

WHEREAS, the College of the Albemarle (COA) has proposed improvements to its campuses, including Dare, using a combination of State General Obligation Bonds and local funds; and

WHEREAS, under current law, if State funds are used for a construction project, even if the majority of the funding comes from the local government, and even though the local government would own and maintain the facilities after construction, the State must administer the construction of the project; and

WHEREAS, in Dare County's previous experience with projects of this type, this arrangement has been inefficient and more expensive to taxpayers; and

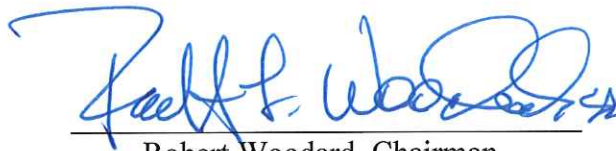
WHEREAS, educational opportunities would be enhanced and the public better served by an exemption to North Carolina General Statutes 115D, 143-129, 143-341, and Session Law 2015-280 which would then allow Dare County, and other counties in the COA Service Delivery Area, to administer construction projects for facilities on COA campuses notwithstanding the use of State funds.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners supports an exemption to the aforementioned General Statutes and Session Law as matter of public importance that will benefit the services provided to the COA Service Delivery Area and contribute to the wellbeing of Dare and other counties.

Adopted this the 3rd day of April, 2017.



Dare County Board of Commissioners



Robert Woodard, Chairman

ATTEST:



Gary Lee Gross, Clerk to the Board



#17-04-13

RESOLUTION OPPOSING PARTISAN BOARD OF EDUCATION ELECTIONS

WHEREAS, the tradition in Dare County has been to hold non-partisan elections for seats on the Dare County Board of Education ("Board"); and

WHEREAS, this non-partisan tradition has fostered a climate of mutual respect and cooperation among all Board members, who have put partisanship aside and made their number one priority the education of our children; and

WHEREAS, the tradition of non-partisan school board elections in Dare County has worked very well and should not be altered without a compelling justification; and

WHEREAS, under House Bill 265, members of the Dare County Board of Education and five other North Carolina school boards would be elected on a partisan basis beginning in 2018; and

WHEREAS, under Senate Bill 94, county boards of education statewide would be elected on a partisan basis beginning in 2018; and

WHEREAS, introducing partisanship into Dare County Board of Education elections could adversely affect what has been a successful and collaborative working arrangement among Board members; and

WHEREAS, under House Bill 265 and Senate Bill 94, school board elections would take place in November and newly elected members would take office on the first Monday in December; and

WHEREAS, under current practice pursuant to 1993 Session Law 654, elections for Dare County Board of Education take place in May and newly elected members take office at the first regular Board meeting in July, which, for educational purposes, at the beginning of the school year rather than in December, in the middle of the school year and just prior to the annual school budget process.

NOW, THEREFORE, BE IT RESOLVED that the Dare County Board of Commissioners 1) formally expresses its opposition to partisan elections for the Dare County Board of Education, 2) opposes fall dates for Board of Education elections, 3) that local legislators be provided with a copy of this resolution, 3) that the Dare County Board of Education be removed from House Bill 265, and 4) that local legislators oppose legislation introducing partisan elections for the Dare County Board of Education.

Adopted this the 3rd day of April 2017.

Dare County Board of Commissioners



Robert Woodard, Chairman

Attest:

Gary Lee Gross, Clerk to the Board



#17-04-12

**RESOLUTION
OPPOSING REPEAL OF THE BAN ON PLASTIC BAGS**

WHEREAS, the North Carolina General Assembly enacted a ban on the use of plastic bags by Outer Banks stores in 2010; and

WHEREAS, this ban was initially instituted for larger retailers from Corolla to Ocracoke in 2009; and

WHEREAS, this legislation was proposed to both protect the environment and help preserve the thriving tourism industry; and

WHEREAS, banning plastic bags promoted a new shopping culture on the Outer Banks where the delicate ecosystem is particularly vulnerable to excessive trash; and

WHEREAS, plastic bags are known to harm marine life, especially sea turtles; and

WHEREAS, House Bill 271 has been filed in the North Carolina House Of Representatives that would repeal the ban; and

WHEREAS, Senate Bill 539, filed in the North Carolina Senate, contains provisions to repeal the ban; and

WHEREAS, banning plastic bags has improved the visual aesthetics on the Outer Banks by reducing litter, adding protection to the fragile marine ecosystems, and keeping tons of plastic out of landfills.

NOW, THEREFORE, BE IT RESOLVED that the Dare County Board of Commissioners opposes House Bill 271 and the provisions of Senate Bill 539 that would repeal the ban on the use of plastic bags.

Adopted this 3rd day of April 2017.

Dare County Board of Commissioners

Robert Woodard, Chairman

ATTEST:

Gary Lee Gross, Clerk to the Board





RESOLUTION
IN SUPPORT OF EQUAL RIGHTS FOR EVERYONE

17-03-11

WHEREAS, the Dare County Board of Commissioners strongly supports equal rights for all of its citizens and people everywhere; and

WHEREAS, women in the United States have in the past been subject to laws denying their ability to participate fully in the blessings of liberty enshrined in the Constitution of the United States for "we the people"; and

WHEREAS, the U.S. Constitution does not explicitly guarantee that all rights that it protects are held equally by all citizens without regard to gender; and

WHEREAS, the Equal Rights Amendment (ERA) was a proposed amendment to the Constitution intended to guarantee equal rights to women; and

WHEREAS, Congress passed the ERA in 1972 and submitted it to state legislatures for ratification, with a ratification deadline of March 22, 1979; and

WHEREAS, the ERA did not become a part of the Constitution because only 35 of the necessary 38 states ratified the amendment, 5 of those states rescinded the ratification, and no additional states ratified before the extended deadline of June 20, 1982; and

WHEREAS, the United States has made great strides supporting women's rights in the past fifty years. However, regardless of progress, some women in the United States continue to confront political obstacles, workplace inequities, and high rates of poverty; and

WHEREAS, federal and state legislatures have the constitutional power to pass laws removing societal inequities and punishing crimes perpetrated against any of its citizens; and

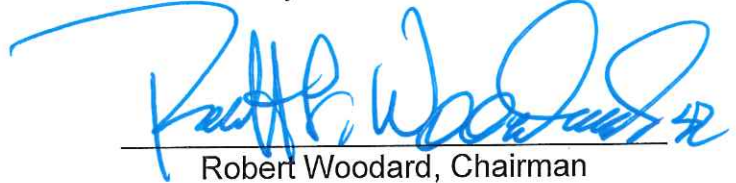
NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners, consistent with our commitment to equal rights for all people and recognizing the Constitutional power and duty of legislative branches of the United States and the State of North Carolina hereby call for - - -

- 1) Open, vigorous debate in the United States Congress and the North Carolina Legislature to remedy any and all inequities facing women in federal and state statutes in order to continue progress in the advances in equal rights that women achieved in the 20th century.
- 2) And, if a Constitutional Amendment is deemed necessary to advance this goal, take up the ERA in the United States Congress and give all voices of the 21st century the opportunity to engage with elected officials to produce an amendment that is likely to achieve ratification.

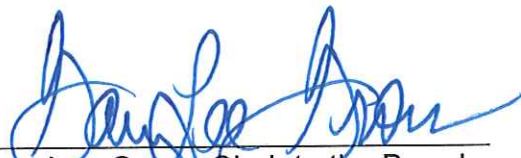
Adopted this the 6th day of March, 2017.



Dare County Board of Commissioners


Robert Woodard, Chairman

ATTEST:


Gary Lee Gross, Clerk to the Board



17-03-10

Resolution

Supporting Expansion of Legislative Language to Enable Funding of Multi-Use Pathways in the Hatteras Village Community Center District

WHEREAS, the Hatteras Village Community Center District (HVCCD) desires to expand the existing language of the legislation that created the HVCCD Tax District to enable the HVCCD to fund multi-use pathways around the village of Hatteras as part of the Outer Banks National Scenic Byway; and

WHEREAS, the HVCCD desires to expedite economic recovery and revitalization in the wake of Hurricane Matthew’s catastrophic and historic flooding in the village of Hatteras that saw over 130 properties endure a total of over \$33,000,000 in major property damage losses; and

WHEREAS, the National Scenic Byway pathways in other Hatteras Island villages have proven to be a compelling amenity for the vibrant vacation rental market so critical to Dare County’s economy and bolsters North Carolina’s long-standing reputation as a “Variety Vacationland”; and

WHEREAS, the pathways will enhance other measures underway to revitalize Hatteras Village’s economic recovery/revitalization including re-establishing Hatteras Inlet as a viable waterway, Hatteras - Ocracoke passenger ferry service, and the Graveyard of the Atlantic Museum; and

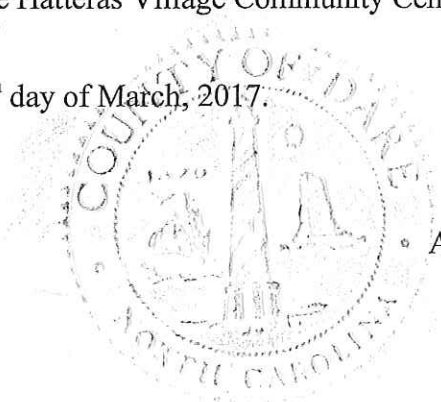
WHEREAS, the pathways will serve to reinforce North Carolina’s commitment to working waterfronts, commercial fishing families, and sustainable maritime heritage of watermen and water women providing the very best in seafood through educational markers and signage; and

WHEREAS, the pathways underscore North Carolina’s obligation and commitment to protect its residents and visitors by creating responsible public safety options for children, cyclists, fitness enthusiasts and our great state’s desire to improve the health and wellness of its citizenry, now.

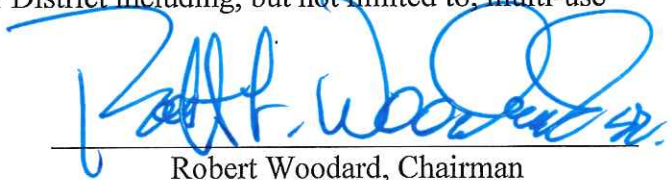
THEREFORE, BE IT RESOLVED, that the Dare County Board of Commissioners endorses the Hatteras Village Community Center District to facilitate this worthy endeavor in a responsible manner that does not raise taxes in violation of the public trust, merely providing a measure for redistribution by requesting an amendment under Sec. 5. of SL 1981-212: “(7) To do any and all other acts and things reasonably necessary to enhance the Hatteras Village Community Center District including, but not limited to, multi-use pathways.”

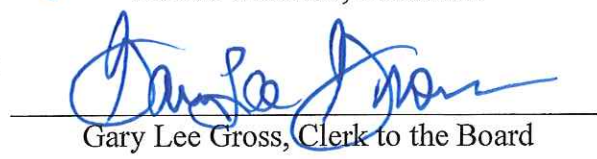
BE IT FURTHER RESOLVED, that the Dare County Board of Commissioners supports the drafting of a bill to send to the North Carolina House of Representatives establishing a referendum to be voted upon by the residents within the Hatteras Village Community Center District to amend the foregoing portion of Sec. 5. of SL 1981-212: “(7) To do any and all other acts and things reasonably necessary to enhance the Hatteras Village Community Center District including, but not limited to, multi-use pathways.”

This the 6th day of March, 2017.



Attest:


Robert Woodard, Chairman


Gary Lee Gross, Clerk to the Board

#17-03-09

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING CONTRACT IN THE AMOUNT OF \$1,229,014 WITH US BANCORP GOVERNMENT LEASING AND FINANCE INC TO FINANCE THE ACQUISITION OF CERTAIN EQUIPMENT FOR USE BY THE COUNTY OF DARE, NORTH CAROLINA, AUTHORIZING THE EXECUTION AND DELIVERY OF RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH

BE IT RESOLVED by the governing body for the County of Dare, North Carolina (the "Unit"):

Section 1. The governing body of the Unit does hereby find and determine:

- a) The County of Dare proposes the acquisition of certain equipment, which may include fixtures as more fully described in the hereinafter mentioned Contract (collectively, the "Equipment");
- b) After consideration, the governing body of the Unit has determined that the most advantageous manner of financing thereof is by an installment contract pursuant to Section 160A-20 of the General Statutes of North Carolina, as amended;
- c) Pursuant to Section 160A-20, the Unit is authorized to finance the acquisition of personal property, including fixtures, by installment contracts that create a security interest in the property financed to secure repayment of the financing; and
- d) US Bancorp Government Leasing and Finance Inc (USBGLF) has proposed that USBGLF enter into an Installment Financing Contract with the Unit to finance the Equipment pursuant to which USBGLF will lend the Unit the amount of \$1,229,014 (the "Contract") and a related Escrow Agreement between the Unit and USBGLF (the "Escrow Agreement").

Section 2. The governing body of the Unit hereby authorizes and directs the County Manager and Finance Director to execute, acknowledge and deliver the Contract and Escrow Agreement on behalf of the Unit in such form and substance as the person executing and delivering such instruments on behalf of the Unit shall find acceptable. The Clerk is hereby authorized to affix the official seal of the County of Dare to the Contract and the Escrow Agreement and attest the same.

Section 3. The proper officers of the Unit are authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this Resolution and the Contract and the Escrow Agreement.

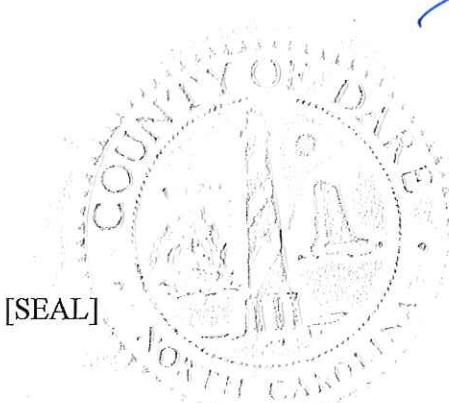
Section 4. Notwithstanding any provision of the Contract or the Escrow Agreement, no deficiency judgment may be rendered against the Unit in any action for breach of a contractual obligation under the Contract or the Escrow Agreement and the taxing power of the Unit is not and may not be pledged directly or indirectly to secure any moneys due under the Contract, the security provided under the Contract being the sole security for USBGLF in such instance.

Section 5. The Unit covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the "Code") as required so that interest on the Unit's obligations under the Contract will not be included in the gross income of USBGLF.

Section 6. The Unit hereby represents that it does not reasonably expect that it, all subordinate entities thereof and all entities issuing obligations on behalf of the Unit, will issue in the aggregate not more than \$10,000,000 of tax-exempt obligations, including the Contract during calendar year 2017. In addition, the Unit hereby does not designate the Contract and its obligations under the Contract as a "bank qualified tax-exempt obligation" for the purposes of the Code.

Section 7. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 6th day of March, 2017.



[SEAL]

A handwritten signature in blue ink, reading "Walt S. Woodruff", is written over a horizontal line.

Chairman, Board of County Commissioners

COUNTY OF DARE, NORTH CAROLINA

A handwritten signature in blue ink, reading "Clerk to the Board", is written over a horizontal line.

Clerk to the Board

#17-03-08

WHEREAS, the Dare County Board of Commissioners desires to sponsor the permitting of the Hatteras Inlet Navigational Channels to provide safe and reliable navigational access for watermen, which represents their highway to work that provides jobs and contributes to the local economy.

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1) The Dare County Board of Commissioners requests the State of North Carolina to provide financial assistance to the County of Dare for engineering consulting and construction administrative services associated with maintaining the Hatteras Inlet Navigational Channels in the amount of \$82,722.75; which is 75% of the Scope of Work submitted by Coastal Planning & Engineering of North Carolina Inc. totaling \$110,297.00. Dare County might also request funding in the amount of 75% of any additional professional services that may be required in the future to continue the Hatteras Inlet Navigational Channels Project such as additional permitting, engineering, design planning and other related services that might be needed.
- 2) The Board assumes full obligation for payment of the balance of project costs;
- 3) The Board will obtain all necessary State and Federal permits;
- 4) The Board will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments;
- 5) The Board will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;
- 6) The Board will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The Board will assure that the project is open for use by the public on an equal basis with no restrictions;
- 8) The Board will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;

Adopted by the Dare County Board of Commissioners this 6th day of March, 2017.



Gary Lee Gross
Clerk to the Board



Robert Woodard, Chairman
Dare County Board of Commissioners





#17-02-07

**RESOLUTION
SUPPORTING THE NAMING OF THE PEA ISLAND BRIDGE
IN HONOR OF CAPTAIN RICHARD ETHERIDGE**

WHEREAS, the Dare County Board of Commissioners desires to have the North Carolina Department of Transportation name the new Pea Island Bridge in honor of Captain Richard Etheridge, a remarkable man from Dare County; and

WHEREAS, the story of Captain Etheridge is a compelling one having been born a slave who grew up to serve in the Union Army during the Civil War and who would later become the first African-American to command a Life-Saving station; and

WHEREAS, under the leadership of Captain Etheridge, the Pea Island Life-Saving Station had a crew that consisted of all African-Americans who are credited with bravely saving lives off the shores of the Outer Banks; and

WHEREAS, Captain Etheridge was highly respected throughout the United States Life-Saving Service for the rigorous life-saving drills that he developed, which earned the Pea Island Station an exemplary reputation; and

WHEREAS, in addition to naming a Coast Guard Cutter in his honor, the United States Coast Guard has awarded Captain Etheridge and his crew the Gold Lifesaving Medal for their valiant and brave rescue of those on board the schooner E.S. Newman during a hurricane; and

WHEREAS, the Dare County Board of Commissioners believes that naming the Pea Island Bridge in honor of Captain Etheridge is a fitting tribute to a man who overcame slavery, war, and racism to lead the finest Life-Saving Station in the nation, where he and his African-American crew saved lives at a place that is in close physical proximity to the site of the Pea Island Bridge.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners hereby formally requests that the North Carolina Department of Transportation name the Pea Island Bridge in honor of Captain Richard Etheridge as a lasting tribute to his dedication and service.

Adopted this the 20th day of February, 2017.

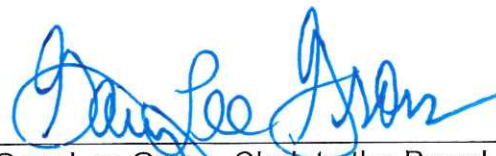
Dare County Board of Commissioners





Robert Woodard, Chairman

ATTEST:



Gary Lee Gross, Clerk to the Board

North Carolina Department of Transportation
Division of Highways
Request for Addition to State Maintained Secondary Road System

17-02-06

North Carolina
County of Dare

Road Description Holly Ridge Road (Elizabeth A. Hemilright, Maxgate & Carolee Doughty Smith) Subdivisions, Manteo, NC

WHEREAS, the attached petition has been filed with the Board of County Commissioners of the County of Dare requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System, and

WHEREAS, the Board of County Commissioners is of the opinion that the above described road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Dare that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.

CERTIFICATE

The foregoing resolution was duly adopted by the Board of Commissioners of the County of Dare at a meeting on the 20th day of February, 2017.

WITNESS my hand and official seal this the 20th day of February, 2017.

Official Seal



Carolee Smith
Clerk, Board of Commissioners
County of Dare

PLEASE NOTE:

Forward direct with request to the Division Engineer, Division of Highways

RESOLUTION ENACTING AND ADOPTING A SUPPLEMENT
TO THE DARE COUNTY CODE OF ORDINANCES

17-02-05

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2016 S-9 supplement to the County of Dare Code of Ordinances, which supplement contains all ordinances of a general and permanent nature enacted since the prior supplement to the County of Dare Code of Ordinances; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make reference to the North Carolina General Statutes; and

WHEREAS, it is the intent of the Dare County Board of Commissioners to accept these updated sections in accordance with the changes in the law of the State of North Carolina; and

WHEREAS, it is necessary to provide for the usual daily operation of Dare County and for the immediate preservation of the public peace, health, safety, and general welfare of the Dare County that this ordinance take effect at an early date;

NOW THEREFORE BE IT ORDAINED BY THE DARE COUNTY BOARD OF COMMISSIONERS

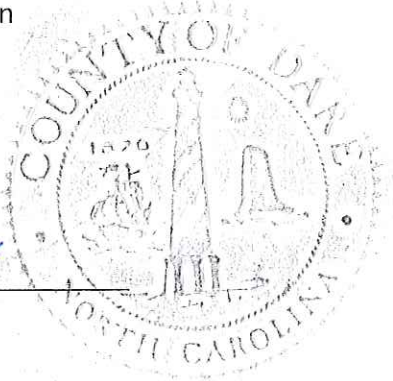
1. That the 2016 S-9 supplement to the County of Dare Code of Ordinances as submitted by American Legal Publishing Corporation of Cincinnati, Ohio and attached hereto is hereby adopted by reference as if set out in its entirety,
2. Such supplement shall be deemed published as of the day of its adoption and approval by the Dare County Board of Commissioners and such supplement shall be inserted into the Code of Ordinances kept on file in the Office of the Clerk.

Robert L. Woodard, Sr. Chairman

Date:

SEAL:

Gary Gross, Clerk to the Board



#17-02-04

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING CONTRACT IN THE AMOUNT OF \$1,398,792 WITH US BANCORP GOVERNMENT LEASING AND FINANCE INC TO FINANCE THE ACQUISITION OF CERTAIN EQUIPMENT FOR USE BY THE COUNTY OF DARE, NORTH CAROLINA, AUTHORIZING THE EXECUTION AND DELIVERY OF RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH

BE IT RESOLVED by the governing body for the County of Dare, North Carolina (the "Unit"):

Section 1. The governing body of the Unit does hereby find and determine:

- a) The County of Dare proposes the acquisition of certain equipment, which may include fixtures as more fully described in the hereinafter mentioned Contract (collectively, the "Equipment");
- b) After consideration, the governing body of the Unit has determined that the most advantageous manner of financing thereof is by an installment contract pursuant to Section 160A-20 of the General Statutes of North Carolina, as amended;
- c) Pursuant to Section 160A-20, the Unit is authorized to finance the acquisition of personal property, including fixtures, by installment contracts that create a security interest in the property financed to secure repayment of the financing; and
- d) US Bancorp Government Leasing and Finance Inc (USBGLF) has proposed that USBGLF enter into an Installment Financing Contract with the Unit to finance the Equipment pursuant to which USBGLF will lend the Unit the amount of \$1,398,792 (the "Contract") and a related Escrow Agreement between the Unit and USBGLF (the "Escrow Agreement").

Section 2. The governing body of the Unit hereby authorizes and directs the County Manager and Finance Director to execute, acknowledge and deliver the Contract and Escrow Agreement on behalf of the Unit in such form and substance as the person executing and delivering such instruments on behalf of the Unit shall find acceptable. The Clerk is hereby authorized to affix the official seal of the County of Dare to the Contract and the Escrow Agreement and attest the same.

Section 3. The proper officers of the Unit are authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this Resolution and the Contract and the Escrow Agreement.

Section 4. Notwithstanding any provision of the Contract or the Escrow Agreement, no deficiency judgment may be rendered against the Unit in any action for breach of a contractual

obligation under the Contract or the Escrow Agreement and the taxing power of the Unit is not and may not be pledged directly or indirectly to secure any moneys due under the Contract, the security provided under the Contract being the sole security for USBGLF in such instance.

Section 5. The Unit covenants that, to the extent permitted by the Constitution and laws of the State of North Carolina, it will comply with the requirements of the Internal Revenue Code of 1986, as amended (the "Code") as required so that interest on the Unit's obligations under the Contract will not be included in the gross income of USBGLF.

Section 6. The Unit hereby represents that it does not reasonably expect that it, all subordinate entities thereof and all entities issuing obligations on behalf of the Unit, will issue in the aggregate not more than \$10,000,000 of tax-exempt obligations, including the Contract during calendar year 2017. In addition, the Unit hereby does not designate the Contract and its obligations under the Contract as a "bank qualified tax-exempt obligation" for the purposes of the Code.

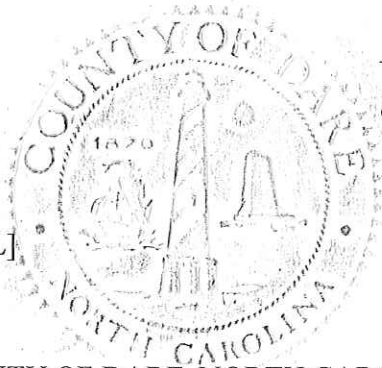
Section 7. This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 20th day of February, 2017.



Chairman, Board of County Commissioners

[SEAL]



COUNTY OF DARE, NORTH CAROLINA



Clerk to the Board



#17-02-03

**Resolution of Support for Adequate Funding
to Meet the Mental Health, Intellectual and Developmental Disabilities,
and Substance Use Disorder Service Needs for Citizens of Dare County**

WHEREAS, Dare County knows that citizens dealing with mental illness and substance use disorders can achieve recovery with the appropriate services and supports and that citizens with intellectual and developmental disabilities can live productive lives in our communities with similar services and supports; and

WHEREAS, the funding needed for such services and supports is increasing due to North Carolina's increasing population and the opioid epidemic in our State; and

WHEREAS, Dare County is a member of Trillium Health Resources, a twenty-four county LME/MCO serving eastern North Carolina; and

WHEREAS, in accordance with the intent of the NC General Assembly and the NC Department of Health and Human Services, the Board of Trillium Health Resources has developed and is implementing a robust reinvestment plan to use savings that is benefiting the citizens of Dare County with such enhancements as accessible playgrounds, Access Point Kiosks, and new evidenced-based services; and

WHEREAS, the North Carolina General Assembly has made significant budget reductions in State funding for the past two years; and

WHEREAS, the formula used to allocate the reduction statewide in the current fiscal year was based on 2015 information which has resulted in a disproportionate reduction to Trillium Health Resources; and

WHEREAS, these budget reductions can no longer be absorbed by Trillium Health Resources without jeopardizing services to Dare County citizens, negatively impacting the lives of people in need of service as well as potentially impacting the local economy through job loss.

NOW, THEREFORE BE IT RESOLVED that we, the Dare County Board of Commissioners do hereby request that the North Carolina General Assembly:

- Maintain full State funding for mental health, developmental disabilities and substance abuse services without further reductions; and
- Allow Trillium Health Resources to continue to use its savings to reinvest in enhanced services in our communities rather than having to use that funding to replace State budget reductions; and
- Modify the formula by which any future reductions in funding are allocated, if such reductions must be made, to ensure the reduction is fairly distributed statewide.

This the 6th day of February, 2017

Robert Woodard, Chairman

Attest:

Gary Gross, Clerk to the Board





17-01-02

Resolution
Supporting Expansion of Legislative Language to Enable Funding
of Multi-Use Pathways in the Hatteras Village Community Center District

WHEREAS, the Hatteras Village Community Center District (HVCCD) desires to expand the existing language of the legislation that created the HVCCD Tax District to enable the HVCCD to fund multi-use pathways around the village of Hatteras as part of the Outer Banks National Scenic Byway; and

WHEREAS, the HVCCD desires to expedite economic recovery and revitalization in the wake of Hurricane Matthew's catastrophic and historic flooding in the village of Hatteras that saw over 130 properties endure a total of over \$33,000,000 in major property damage losses; and

WHEREAS, the National Scenic Byway pathways in other Hatteras Island villages have proven to be a compelling amenity for the vibrant vacation rental market so critical to Dare County's economy and bolsters North Carolina's long-standing reputation as a "Variety Vacationland"; and

WHEREAS, the pathways will enhance other measures underway to revitalize Hatteras Village's economic recovery/revitalization including re-establishing Hatteras Inlet as a viable waterway, Hatteras - Ocracoke passenger ferry service, and the Graveyard of the Atlantic Museum; and

WHEREAS, the pathways will serve to reinforce North Carolina's commitment to working waterfronts, commercial fishing families, and sustainable maritime heritage of watermen and water women providing the very best in seafood through educational markers and signage; and

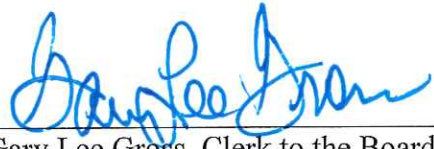
WHEREAS, the pathways underscore North Carolina's obligation and commitment to protect its residents and visitors by creating responsible public safety options for children, cyclists, fitness enthusiasts and our great state's desire to improve the health and wellness of its citizenry, now.

THEREFORE, BE IT RESOLVED, that the Dare County Board of Commissioners endorses the Hatteras Village Community Center District to facilitate this worthy endeavor in a responsible manner that does not raise taxes in violation of the public trust, merely providing a measure for redistribution by requesting an amendment under Sec. 5. of SL 1981-212: "(7) To do any and all other acts and things reasonably necessary to enhance the Hatteras Village Community Center District including, but not limited to, multi-use pathways."

This the 27th day of January, 2017.




Robert Woodard, Chairman

Attest: 
Gary Lee Gross, Clerk to the Board



#17-01-01

**RESOLUTION
OPPOSING THE DESIGNATION OF SPECIAL SECONDARY NURSERY AREAS**

WHEREAS, a petition for rulemaking to designate Special Secondary Nursery Areas and Reduce Bycatch Mortality has been submitted to the NC Marine Fisheries Commission by the NC Wildlife Federation; and

WHEREAS, the petition seeks to designate all inshore and ocean waters out to three miles as Special Secondary Nursery Areas and define the type of gear and how and when gear may be used during shrimp season; and

WHEREAS, if adopted, the petition would severely limit shrimp trawling, which would have a devastating impact on commercial fishing families by arbitrarily impairing their livelihood and depriving American tables of fresh, healthy catches of North Carolina harvested shrimp; and

WHEREAS, shrimp trawling has been a vibrant and successful part of North Carolina's heritage and culture for all of its history and represents a means by which generations of commercial watermen create jobs, provide for their families, and contribute to the economic wellbeing of North Carolina's coastal communities; and

WHEREAS, existing state and federal regulations provide ample provisions for monitoring and regulation of commercial shrimping with serious penalties and sanctions for rule violations, which have proven to be effective in preventing overfishing and waste.

NOW THEREFORE BE IT RESOLVED that the Dare County Board of Commissioners hereby opposes the petition for rulemaking to Designate Special Secondary Nursery Areas and Reduce Bycatch Mortality In North Carolina Coastal Fishing Waters as set forth by the NC Wildlife Federation and strongly urges the North Carolina Marine Fisheries Commission to reject it.


BE IT FURTHER RESOLVED that the Dare County Board of Commissioners asks all coastal communities to support North Carolina's working watermen by adopting similar resolutions in opposition of this petition for rulemaking that would put North Carolina shrimping in jeopardy.

Adopted this the 3rd day of January, 2017.

Dare County Board of Commissioners


Robert Woodard, Chairman

ATTEST:


Gary Lee Gross, Clerk to the Board

