

# Mountain Island Lake Marine Commission



**East Lincoln High School  
6471 Hwy 73  
Lincolnton, NC**

**July 11, 2007 Minutes**

**Commissioners Present:** Chairman Dan DuVall (Mecklenburg County), Vice Chairman Alice Battle (Mecklenburg County), Commissioner Tim Bishop, Commissioner Pam Beck (Gaston County), Commissioner Chris Watson (Lincoln County), Commissioner Tim Eldridge (Gaston County), Secretary/Treasurer Ann Danzi (Gaston County)

**MILMC Staff Present:** Chris Clark, Legal Counsel, Annette Lawing, Interim Executive Director

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Welcome &amp; Introductions</b>	Chairman Dan DuVall called the meeting to order at 6:34pm.	
<b>Pledge of Allegiance to the Flag</b>	Chairman DuVall asked everyone present to join in to Pledge Allegiance to the Flag	
<b>Approval of the July 11, 2007 Agenda</b>	Revision – move Item X-A to be heard before Item X-B on the agenda. With this revision, the agenda was approved.	The July 11, 2007 agenda was approved as submitted.
<b>Approval of the June 6, 2007 Meeting Minutes</b>	There were no revisions to the minutes	The June 6, 2007 meeting minutes was approved as submitted.
<b>Statement of Purpose</b>	Legal Counsel, Chris Clark read the Statement of Purpose into the record.	

Topic	Discussion Summary	Action
<b>Public Comments</b>	<b>Public Comments</b> – None	
<b>Consent Agenda</b>	<b>Consent Agenda</b> – None	
<b>Public Safety Reports</b>	<p><b>Charlotte – Mecklenburg Police Department</b> – Officer Turner reported</p> <ul style="list-style-type: none"> <li>□ (22) Boats inspected</li> <li>□ (6) Citations</li> <li>□ (2) Warnings</li> <li>□ (3) Attended Events – Wake Boarding Contest, Triathlon, Canoe Race</li> </ul> <p>Legal Counsel Chris Clark asked Officer Turner how much the fine would be if he wrote a No Wake Zone violation. Officer Turner replied that if a boater would receive a No Wake Zone citation on Mountain Island Lake it would be a mandatory court appearance since it is a local regulation therefore, the fine would be set by the judge. Any regulation in the NCAC (North Carolina Administrative Code) would be a fine of \$35 and \$110 court cost.</p> <p>Vice Chairman Alice Battle asked Officer Turner who she should call to get the Hwy 16 side near Mt Isle Harbor (state owned right of way) patrolled for trespassing issues. Officer Turner agreed to send out an email to his department and Sergeants to alert them of this issue.</p> <p><b>Gaston County Police Department</b> – Officer Hord reported</p> <ul style="list-style-type: none"> <li>□ (7) Citations</li> <li>□ (16) Boats inspected</li> <li>□ (8) Special Checks</li> <li>□ (2) Calls for Service</li> <li>□ (8) Trespassing Warnings</li> <li>□ Officer on water full time</li> </ul> <p>Commissioner Beck made the commission aware that she has witnessed kids jumping off of the Hwy 16 bridge into the lake. Officer Hord encouraged the commission to report this to a law enforcement agency when they see this happening.</p>	

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<p><b>Public Safety Reports (continued)</b></p>	<p><b>Lincoln County Sheriff's Office – Officer Hutchinson</b></p> <ul style="list-style-type: none"> <li>□ (1) Boat in use</li> <li>□ (1) Full time officer</li> <li>□ Goal is to patrol Mountain Island Lake on jet skis at least one day a week</li> </ul> <p>Vice Chairman Alice Battle asked Officer Hutchinson if he had a key to the Hwy 73 boat access. Officer Turner with CMPD stated that Susan Spates with the Lincoln County Emergency Management has the keys to this access. Vice Chairman Battle will follow up with Susan and Joe Carriker to see if these keys have been delivered to the East Lincoln Fire Department so all agencies will have access to them.</p> <p><b>N.C. Wildlife Resources Commission</b></p> <ul style="list-style-type: none"> <li>□ No report</li> </ul> <p><b>Mecklenburg County Parks and Recreation –</b></p> <ul style="list-style-type: none"> <li>□ No Report</li> </ul> <p><b>Duke Energy of the Carolinas – Kermitt Taylor reported</b></p> <ul style="list-style-type: none"> <li>□ (2) Shoreline Application</li> <li>□ (3) Dock Applications</li> <li>□ Lake level is 96.7</li> </ul> <p>Chairman DuVall asked Kermitt where the docks were located that were applied for. All three applications were around River Bend Road, stated Kermitt. Chairman DuVall also wanted to make the commission and the law enforcement officers aware that a lot of young adults have been seen drinking and partying on the docks in Stonewater. DuVall clarified that they were not doing anything malicious, but he was just concerned of possible drownings that could happen since alcohol is involved.</p> <p>Commissioner Eldridge asked how the commission could find out where and when docks are being permitted. Legal Counsel Chris Clark suggested that Duke Energy make that information part of their monthly report to the commission. Kermitt will follow up with the commission at their August meeting to see if this information can be reported every month.</p>	

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<p><b>Environmental Reports</b></p>	<p><b>Mecklenburg County Land Use and Environmental Services</b> – David Caldwell and Heather David reported</p> <ul style="list-style-type: none"> <li>❑ Water Quality Conditions Report for May 2007 - had good index values most likely due to lack of rainfall.</li> <li>❑ Bacteriological Results for May 2007 – good results. Added new testing site near an area where people normally swim (sandbar up from Uplake McDowell Creek Cove).</li> </ul> <p>Vice Chairman Battle asked Mr. Caldwell why the water quality condition results in McDowell Creek Cove (MI3) is lower than the other testing sites. These results are probably due to stormwater runoff that feeds into McDowell Creek Cove. LUESA has several initiatives to improve the water quality in this area.</p> <p>Commissioner Beck asked if LUESA would ever monitor for MTBE (Methyl Tertiary Butyl Ether). Mr. Caldwell replied that they will be monitoring for MTBE in July.</p> <p><b>Lakekeepers Report</b> – Alice Battle reported</p> <ul style="list-style-type: none"> <li>❑ 1431 Mt. Harbor Drive – The Lakekeepers received a letter from the landscaper and the property owner stating that the trees that were cut down in the buffer zone were diseased and/or damaged. Therefore, no notice of violation was issued.</li> <li>❑ Rezoning near the Mountain Island Promenade – the rezoning was approved with conditions that trees less than 8” in diameter can not be removed and the tree buffer be reduced from 100’ to 60’. It is strongly recommended that none of the trees be removed regardless of the size, but can be limbed up according to city regulations. They will also have to address the traffic issues.</li> </ul> <p><b>Quality of Natural Resources (QNRC)</b> – Pam Beck reported</p> <ul style="list-style-type: none"> <li>❑ QNRC did not hold a meeting in July but Beck did attend a Water Quality meeting – Gaston County is looking into creating an “Adopt a Stream” program. Pam will be approaching Duke Energy to possibly donate trash bags and gloves for this program.</li> <li>❑ Gaston County hosted a Commissioner School where a limited number of students around Gaston County were able to go to Belmont Abbey College and study science related issues. They also got to tour the Mountain Island Dam and the power house at the hydro station, take a boat ride around Mountain Island</li> </ul>	

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<b>Environmental Reports (continued)</b>	<p>Lake and tour the land around the lake with Laura Shidel of the NC Forestry Service.</p> <p>Secretary Treasurer Ann Danzi informed the commission that at last month's Mount Holly City Council meeting, the Stormwater Committee requested that the city create their own Stormwater Ordinance in lieu of using Gaston County's Ordinance.</p>	
<b>Base Operating Plan</b>	<p><b>Base Operating Plan (BOP)</b> – Chairman DuVall and various Commissioners updated the BOP</p> <ul style="list-style-type: none"> <li>❑ <b>Project 07-01 Blue Fin Award</b> (Beck) – Will begin gathering nominations in August 2007.</li> <li>❑ <b>Project 07-02 Big Sweep 2007</b> (Battle) – Will report on this in August</li> <li>❑ <b>Project 06-05 Builder/Developer Workshop</b> – <i>Move this project from active to tabled.</i></li> <li>❑ <b>Project 07-07 Bi-Annual Boating Classes</b> (Danzi) – <i>Move this project from active to completed.</i></li> <li>❑ <b>Project 07-10 Meetings with 3 Funding Counties</b> (DuVall) – Ann Danzi, Dan DuVall and Pam Beck volunteered to attend these meetings but encouraged any other commissioners to attend as well.</li> <li>❑ <b>Project 06-14 FERC/Duke Relicensing</b> (Battle) – Battle to contact Susan Spates with the Lincoln County Emergency Management to see if the keys to the Hwy 73 access area have been taken to the East Lincoln Fire Department</li> <li>❑ <b>Project 06-18 Support Educational Forest</b> (Beck/Watson/Danzi) – Commissioners to send emails to the Senate and to the House again to show their support of the Educational Forest.</li> <li>❑ <b>Project 06-20 Buoys</b> (DuVall) – The two large buoys for Nance Cove have arrived and will be scheduled for installation within the next week or so.</li> <li>❑ <b>Project 06-25 Development &amp; Zoning of MIL</b> (Beck/ Eldridge) – the rezoning near the Mountain Island Promenade was approved with conditions that trees less than 8” in diameter can not be removed and the tree buffer be reduced from 100’ to 60’. It is strongly recommended that none of the trees be removed regardless of the size, but can be limbed up according to city regulations. They will also have to address the traffic issues.</li> <li>❑ <b>Project 07-26 Media Communications</b> (Beck) – MY WMYT (Time Warner Cable Channel 12) is a new station that may be interested in reporting on issues pertaining to MI Lake. Beck to contact the Program Director to introduce MILMC to the station.</li> </ul>	

Topic	Discussion Summary	Action
<b>Base Operating Plan (continued)</b>	<ul style="list-style-type: none"> <li>❑ <b>Project 06-28 Clean Lake Management</b> (Battle) – The Duke Energy property (the only property on MI Lake that has not been properly posted with the rules and regulations of the lake) is being sold to the City of Mount Holly. Officer Hord with the Gaston County Police Department volunteered to go by the City of Mount Holly to get a No Trespassing Agreement so this can be posted on the property.</li> <li>❑ <b>Project 07-33 Lake Management Plan</b> (Battle/Bishop/Beck) – <i>New project to be added to the BOP.</i></li> <li>❑ <b>Project 07-34 Lake Value Study</b> (DuVall) – <i>New project to be added to the BOP.</i></li> <li>❑ <b>Project 08-35 Annual Strategic Workshop (2008)</b> (BOP Sub Committee) – <i>New project to be added to the BOP.</i></li> </ul> <p>Follow up on completed projects:</p> <ul style="list-style-type: none"> <li>❑ <b>Project 06-23 MOU (Completed)</b> – Danzi to contact Rusty Rozzelle to get an update on this project.</li> <li>❑ <b>Project 06-27 Interbasin Transfer (Completed)</b> – Beck reported that South Carolina has filed a lawsuit against North Carolina.</li> </ul>	
<b>Chairman’s Report</b>	<p><b>Chairman’s Report</b> – Chairman DuVall reported</p> <ul style="list-style-type: none"> <li>❑ <b>Joint Marine Commission Meeting</b> – Scheduled for July 12<sup>th</sup> from 6 pm – 9pm at the Pine Island Country Club. DuVall encouraged every commissioner to attend this meeting. One of the main objectives of this meeting is to approve a joint resolution between MILMC and LWMC in support of the goals and initiatives that were presented at the Green Transformation Conference on May 17, 2007. Legal Counsel Chris Clark read to the commission the proposed joint resolution that will be presented at the Joint Marine Commission Meeting.</li> <li>❑ <b>Strategic Workshop</b>– The workshop was held on July 7<sup>th</sup> from 9 a.m. until 1 p.m. at Centralina Council of Governments and was a great success. At this meeting, the commission began outlining the Lake Management Plan. This plan will be a long term project but will eventually be a great tool for Mountain Island Lake. DuVall encouraged all the commissioners to pitch in and help with getting this initiative off the ground.</li> </ul>	
<b>Executive Director’s Report</b>	<p><b>Executive Director’s Report</b> – Interim Executive Director Annette Lawing reported</p> <ul style="list-style-type: none"> <li>❑ No finance reports were distributed at this meeting. Secretary Treasurer Danzi has scheduled a meeting with the Finance Director at COG on July 19<sup>th</sup> to go</li> </ul>	

<b>Topic</b>	<b>Discussion Summary</b>	<b>Action</b>
<b>Executive Director's Report (continued)</b>	<p>over the reports and the process in which the commission receives them.</p> <ul style="list-style-type: none"> <li>□ Website Update – Suggested that more links be added to the MILMC website (i.e. Catawba Lands Conservancy, Catawba Riverkeeper Foundation, Mountain Island Monitor). Lawing to draft other ideas for the website and report to the commission at the August 1<sup>st</sup> meeting.</li> <li>□ Eco – Friendly Reporting – In order to be more environmentally sensitive, the commission is considering emailing the monthly agendas and minutes to the public in lieu of sending out 200+ packets via US mail. Lawing to draft a notice to the public and reporting agencies of this suggestion and present the draft to the commission at the August 1<sup>st</sup> meeting.</li> </ul>	
<b>Commission Counsel Report</b>	<p><b>Commission Counsel Report – Chris Clark reported</b></p> <ul style="list-style-type: none"> <li>□ At the Joint Marine Commission Meeting on July 12<sup>th</sup>, the commission will be presenting Michael McLaurin, past Executive Director for MILMC, a crystal award recognizing his years of service, as well as, a proclamation stating that August 1<sup>st</sup> will be Michael McLaurin Day on Mountain Island Lake.</li> </ul>	
<b>Commissioner's Comments</b>	<p><b>Commissioner's Comments –</b></p> <ul style="list-style-type: none"> <li>□ Ann Danzi, Gaston County representative for MILMC, has been reappointed for another term. Congrats Ann!</li> </ul>	
<b>Adjournment</b>	The meeting was adjourned at 8:17pm.	
<b>Next Business Meeting Date and Location</b>	The next MILMC business meeting will be held on August 1, 2007 at 6:30 pm at Charlotte – Mecklenburg Utilities, 5100 Brookshire Blvd., Charlotte, NC	

Annette Lawing, Interim Executive Director