

Mountain Island Lake Marine Commission



February 3, 2010
6:30 p.m.

Charlotte Mecklenburg Utilities
5100 Brookshire Blvd
Charlotte, NC

Minutes

Commissioners Present: Chair Pam Beck (Gaston County), Vice Chair Alice Battle (Mecklenburg County), Secretary Treasurer Ann Danzi (Gaston County), Commissioner Skip Hudspeth (Mecklenburg County), Commissioner Craig R. Wyant (Lincoln County), Commissioner Tim Eldridge (Gaston County)

Commissioners Absent: Commissioner Tim Bishop (Mecklenburg County)

LWMC Staff Present: Annette Demeny, Executive Administrator, Chris Clark, Legal Counsel

Topic	Discussion Summary	Action
Welcome & Introductions	Chair Beck called the meeting to order at 6:30 pm.	
Approve Minutes – January 6, 2010	The minutes from January 6, 2010 were approved.	Secretary Treasurer Danzi made a motion to approve the January 6, 2010 meeting minutes. Seconded by Vice Chair Battle. The motion was approved.
Approval of the February 3, 2010 Meeting Agenda	The February 3, 2010 meeting agenda was approved.	A motion was made by Commissioner Wyant to approve the February 3, 2010

Topic	Discussion Summary	Action
		Agenda. Seconded by Commission Eldridge. The motion was approved.
Consent Agenda	Consent Agenda – None	
Public Comments	Public Comments – None	
Stakeholder Reports	<p>Charlotte-Mecklenburg Police Dept Report – Officer Turner reported</p> <ul style="list-style-type: none"> • (17) Zone Checks: 9 at Neck Rd and 8 at Latta Plantation • Found a barge (pile driver) at Garr Creek. Continuing efforts to identify owner. <p>Gaston County Sheriff’s Office – Officer Hord reported</p> <ul style="list-style-type: none"> • GCPD is off the lake except on an as needed basis <p>Lincoln County Sheriff’s Office – No one was present to give report</p> <p>N.C. Wildlife Resources – No one was present to give report</p> <p>Mecklenburg County Parks and Recreation – No one was present to give report</p> <p>Duke Energy – Kermitt Taylor reported</p> <ul style="list-style-type: none"> • (0) Pier Applications • Lake Level – 97.9 	
Environmental Reports	<p>Mecklenburg County Land Use and Environmental Service Agency (LUESA) – Heather Davis reported</p> <ul style="list-style-type: none"> • Bacteriological Results (January 2010) – Good readings at all testing sites • Ms. Davis distributed a Summary Table of Surface Water Standards for metals and pollutants. Ms. Davis stated that she would provide metal testing results at Riverbend to the Commission on an every-other-month basis. These samples are taken at the discharge area. Approximately 50 feet from pipe. Legal Counsel Chris Clark asked for clarification of why on this report the result of Mercury was more than the State Maximum Standard but doesn’t clearly show this on the results. The 	

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Environmental Reports (continued)	<p>table shows the testing result to be $\lt 0.2$ and the state maximum standard is 0.012. Ms. Davis replied that Mecklenburg County does not have the equipment necessary to identify readings below 0.2 so it’s not a true and accurate reading.</p> <ul style="list-style-type: none"> • Conducting Stream Restoration. Ms. Davis invited the Commission to visit sites once completed. <p>Lakekeepers Report – Alice Battle reported</p> <ul style="list-style-type: none"> • Hydrilla – Ms. Battle encouraged the Commission to review SC DNR 107 page manual on invasive species. This document is very informative. Visit www.dnr.sc.gov to locate information. • NC Wildlife Resource Commission, the Mountain Island Lake Marine Commission and the Catawba Riverkeeper Foundation are coordinating a boating safety course on March 6, 2010 from 9:00 am to 4:00 pm at the Mt. Holly Citizens Center, 400 East Central Avenue. The course is free to all participants. • Kay Killian has invited the Commission to hike Johnson’s Creek area on March 13th or March 27th. Will send details at a later date. <p>Mountain Island Wildlife Stewards – Alice Battle reported</p> <ul style="list-style-type: none"> • Next meeting will be on February 11, 2010 at Cook’s Presbyterian Church. Mark Oliver will be discussing mammals of Mountain Island Lake. • Having trouble with wasps housing in Warbler boxes. <p>Regional Stormwater Partnership – Annette Demeny reported</p> <ul style="list-style-type: none"> • The Partnership met on February 3rd to discuss Stormwater Permitting and its process. Jennifer Krupowicz with the City of Charlotte facilitated this interactive meeting. 	
Base Operating Plan Base Operating	<p>Base Operating Plan</p> <ul style="list-style-type: none"> • Post Boating Safety Rules (Battle) – Kiosks will have two plexiglass panels that will be locked. MI Lake Marine Commission will be able to have space to post regulations. • Buoys (Battle) – No Wake Zones – Duke has two categories for No Wake Zones: Regulated and Designated. Designated zones are not forwarded to NC Wildlife therefore, not enforceable by law. Vice Chairman Battle suggested that all of the No Wake Zones on MI Lake be submitted to NC Wildlife so Law Enforcement agencies will be able to enforce regulations. GCPD Officer Hord and CMPD 	<p>A motion was made by Secretary Treasurer Danzi for the Commission to submit all existing</p>

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Plan (continued)	<p>Officer Turner added that the NC Courts would more likely prosecute for a regulated No Wake than a designed. The only measurable risk with submitting all No Wake Zones to NC Wildlife, stated Legal Counsel Chris Clark, is if they are not passed, NC Wildlife could override our authority and change regulation all together. Possible alternative is to approach local District Attorneys and Judges to education them of who the Marine Commission is and what authority we have as a board. Vice Chairman Battle added that the only problem with that solution is that Judges and DA change often. The Commission voted and approved submitting existing No Wake Zones to NC Wildlife to be added into their Administrative Code.</p> <ul style="list-style-type: none"> • Lake Management Plan (Battle) – Contacted Gaston and Mecklenburg Counties Planning Departments to get feedback on Lake Management Plan. Plan to schedule meeting with both Gaston and Mecklenburg County Utility Departments. Scheduled appointment with James Friday with the City of Mount Holly on February 4th. Working on holding a meeting with Lincoln County in the future. Officer Hord stated that the County Attorney is working on what Gaston County Police Department is willing to enforce. • Development and Zoning (Hudspeth, Beck) – Chair Beck to meet with Mecklenburg County Parks and Recreation Department to discuss the recent purchased of 211 acres near MI Lake and what is the best use for this tract of land. 	<p>No Wake Zone regulations to NC Wildlife to be added to their Administrative Code. Seconded by Commissioner Hudspeth. The motion was approved.</p>
Chairman's Report	<p>Chairman's Report – Chair Pam Beck reported</p> <ul style="list-style-type: none"> • Reminder of the MILMC Annual Strategic Workshop will be held on February 26, 2010 from 8:30am – Noon at the COG offices (1300 Baxter Street, Suite 450, Charlotte, NC). 	
Executive Administrator's Report	<p>Executive Administrator's Report – Executive Administrator Annette Demeny reported</p> <ul style="list-style-type: none"> • Finance Report – the Finance Report was provided to the Commissioner's prior to the business meeting. There were no questions regarding this information. • Mrs. Demeny distributed the draft FY10-11 budget for the Commissioners to review and comment on at the March 3, 2010 meeting. 	

Topic	Discussion Summary	Action
Commission Counsel Report	Commission Counsel Report – No Report	
Comments	Comments <ul style="list-style-type: none"> • Commissioner Skip Hudspeth suggested that the Commission coordinate with Duke Energy to schedule a tour to view Riverbend, MI Hydro Station and / or the Water Treatment plant. Kermitt Taylor with Duke Energy agreed and will get back with the Commission within the next couple of weeks. 	
Adjournment	There was no further business and the meeting was adjourned at 7:48 pm	A motion was made by Vice Chairman Battle to adjourn the February 3, 2010 business meeting. Seconded by Commissioner Hudspeth. The motion was approved.
Next Business Meeting Date and Location	The next LWMC business meeting will be held on March 3, 2010 beginning at 6:30pm at Mount Holly City Hall, 400 East Central Ave, Mount Holly, NC.	

Annette Demeny, Executive Administrator