



DELAWARE CENTER FOR THE
INLAND BAYS
Research. Educate. Restore.

BOARD OF DIRECTORS'

Meeting Minutes

Bethany Blue Restaurant
Lewes, Delaware

December 13, 2013
Approved: April 4, 2014

ATTENDANCE:

<i>Board Members Present</i>	<i>EPA Representatives</i>
Rick Eakle (<i>Chair</i>)	Ed Ambrogio (<i>EPA Reg. III</i>)
Joanne Cabry (<i>Vice Chair</i>)	Susan McDowell (<i>EPA Reg. III</i>)
David Baird (<i>Treasurer, SCD</i>)	
Nancy Cabrera-Santos (<i>Secretary, CAC</i>)	<i>Center for the Inland Bays Staff</i>
Gordon Wood (<i>SCAT</i>)	E.J. Chalabala
Dr. Scott Andres (<i>STAC</i>)	Chris Bason
Secretary Ed Kee (<i>DDA</i>)	Jenn Jones
Hal Godwin (<i>Sussex County</i>)	Bart Wilson
	Sally Boswell
<i>Board Alternates Present</i>	Eric Buehl
Frank Piorko (<i>DNREC</i>)	Roy Miller
	Bob Collins
<i>Board Members Absent</i>	Loretta Smith
Secretary Collin O'Mara (<i>DNREC</i>)	
Todd Lawson (<i>Sussex County</i>)	<i>Public Attendees</i>
	Diane Hanson (<i>Dewey Beach</i>)
	John Austin

SUMMARY OF MOTIONS

1. Motion by Joanne Cabry to accept David Baird as the Board Treasurer; seconded by Frank Piorko. Passed unanimously.
2. Motion by Hal Godwin to accept the minutes of the SEP 23, 2013 meeting of the Board of Directors as written; seconded by Nancy Cabrera-Santos. Passed unanimously.
3. Motion by David Baird to accept the Board budget summary as written; seconded by Frank Piorko. Passed unanimously.
4. Motion by Joanne Cabry to accept the CAC member application of Susan Ball; seconded by Ed Kee. Passed unanimously.
5. Motion by Ed Kee to accept the resolution on the Burton Island Long Term Stewardship Plan as amended; seconded by Joanne Cabry. Passed unanimously.
6. Motion to adjourn by Ed Kee, seconded by Scott Andres. Passed unanimously.

SUMMARY OF DIRECTIVES

Rick Eakle directed Chris Bason to circulate the approved Burton Island Long Term Stewardship Plan resolution to the Board after the meeting.

CALL TO ORDER/WELCOME:

Chair Rick Eakle called the meeting to order at 1:33 p.m. He welcomed incoming representative of the Sussex Conservation District, David Baird, to the Board. D. Baird agreed to accept the office of Board Treasurer. R. Eakle requested a motion accept D. Baird as Treasurer and Joanne Cabry made the motion to be seconded by Frank Piorko. The vote passed unanimously.

R. Eakle showed the Board gifts to be presented after the meeting to outgoing Board Member Dr. Bill McGowan.

MEETING AGENDA REVIEW:

R. Eakle called for any questions or changes to the agenda and heard none.

SECRETARY'S REPORT:

The Secretary directed attention to the minutes and requested any amendments; none were heard. R. Eakle requested a motion to accept the minutes of the September 23, 2013 meeting of the Board of Directors as written; Hal Godwin moved, and Nancy Cabrera-Santos seconded. The motion passed unanimously.

TREASURER'S REPORT:

David Baird presented the report to the Board and asked for any questions. Frank Piorko asked when the \$116, 313 balance on the 2013 Anchorage Canal Project would be spent. C. Bason replied that construction is scheduled for Spring and will be billed then. R. Eakle requested a

motion to approve the summary as written. D. Baird moved and F. Piorko seconded. The motion passed unanimously.

R. Eakle informed the Board of the recent private donation of \$13,844 in stock to the Center and asked if the Board objected to investing this in the Center's endowment fund. There were no objections.

COMMITTEE REPORTS:

Citizens Advisory Committee (CAC)

Chair of the CAC, Nancy Cabrera-Santos, described CAC's working areas of priority and plans for 2014, which included the Your Creeks project.

Scientific & Technical Advisory Committee (STAC)

STAC Chair Dr. Scott Andres reported that the last STAC meeting drew 49 attendees and covered presentations on the Slough's Gut Marsh Enhancement Project, groundwater movement, and aquaculture regulation development. F. Piorko passed on compliments from DNREC in regards to the STAC agendas and meeting quality.

Water Use Plan Implementation Committee

E.J. Chalabala reported that committee heard updates on waterway management and aquaculture. WUPIC will explore working the Inland Bays Cleanup in closer coordination with DNREC's Coastal Cleanup in 2014. C. Bason suggested that DNREC work closer with WUPIC's diverse representation on developing waterway maintenance funding schemes and aquaculture regulations. F. Piorko suggested that DNREC would be approaching WUPIC soon on waterway funding.

Living Shorelines Committee

Bart Wilson reported that the committee met last quarter and that the 30 person membership formed four subcommittees: Education & Outreach, Standards & Practice, Demonstration Project Implementation, Regulation Review. The committee meets again at the end of January.

Executive Committee

R. Eakle directed the Board to the notes of the Executive Committee meeting. There were no comments or questions. R. Eakle complimented the Center's Committee Chairs.

AGENCY REPORTS:

Sussex County

Hal Godwin had nothing new to report. H. Godwin complimented the progress of the Center.

Department of Natural Resources & Environmental Control

Frank Piorko reported that, per the DNREC Secretary's Order for the Indian River Generating Station, generating Unit Three will cease operation by DEC 31. Unit Four will continue to be permitted to withdraw 19.8 million gallons per day to make up for evaporative cooling loss from its cooling towers.

The Wetlands Advisory Committee has met three times and is making progress. Updated stormwater regulations will be effective January 1st; there is a legal challenge. Onsite Wastewater Treatment and Disposal regulations have had a public hearing and a report is being developed by the DNREC Public Hearing Officer. The Dept. expects to move on generating new funding for water infrastructure early next year.

Delaware Department of Agriculture

Secretary Ed Kee reported that since 2006, agriculture related conservation programs have reduced nitrogen and phosphorus loads to the Chesapeake Bay by 26% and 46%, respectively. It is reasonable to believe such reductions have occurred in the Inland Bays watershed.

EPA has agreed to accept new data from UD into the EPA Chesapeake Bay model that shows that the amount of phosphorus from poultry manure is four times less than what is currently being used in the model. Phytase has helped to reduce the amount of phosphorus in manure. Ed Ambrogio asked how widespread the use of phytase as a poultry feed additive is. Sec. Kee replied that on Delmarva the use is 100%.

Sussex Conservation District

D. Baird reported the District is supporting a USDA-related pilot program that would call for a complete removal of dead birds from farms instead of leaving them on the farms. The District is working with the Center on a planning grant application regarding tax ditches.

Bill McGowan is leaving the Board of the District after 23 years of service to be replaced by Corey Whaley. District Board Chair Bill Vanderwende is also stepping down at the end of the after close to 35 years of service and will be replaced by Richard Carlyle.

Sussex County Association of Towns

Gordon Wood reported that his term as Mayor of Ocean View ends in April and at that time Diane Hanson will serve as SCAT representative to the Board. He suggested that the Center provide information to the SCAT about why the Bays are important to SCAT. Diane Hanson affirmed Mr. Wood's suggestion. Mr. Wood suggested that Center could become involved with educational signage along the Assawoman Canal trail, which will soon be completed.

Environmental Protection Agency

Ed Ambrogio reported that CIB may be contacted by EPA in regards to the EPA's Trash Free Waters Initiative which is a voluntary approach to keeping trash from estuarine waters. Sue McDowell urged spending down of grants.

General Assembly Updates

House

The House has not been in session. J. Cabry reported that both caucuses of the House cite passage of the aquaculture legislation as a highlight of the last session.

Senate

The Senate has not been in session, so there was nothing to report.

OLD BUSINESS

No Old Business.

NEW BUSINESS

CAC Member Application

R. Eakle reported that the Executive Committee voted to accept the CAC application of Susan Ball. N. Cabrera-Santos requested a motion for the Board to accept the application. J. Cabry made the motion and E. Kee seconded. The motion passed unanimously.

Resolution on Burton Island Remedial Action Environmental Stewardship Plan

N. Cabrera-Santos directed the Board to the resolution included in the Board packet. She briefed the Board that the issue of Burton Island was first brought to the Board by the CAC in 2008 and reviewed the recent DNREC Secretary's Order on the Remedial Action for the Burton Island Coal Ash Landfill. She asked for questions on the resolution. E. Kee asked if something had been prescribed in regulation or law that sets up the team referenced in the resolution. F. Piorko replied that there is no team, per se, to develop the Plan. The process is that NRG develops a Plan for DNREC approval. Frank reported that all monitoring reports from the site will be placed on DNREC's website. N. Cabrera-Santos replied that the CAC wants the work to be done in a timely fashion. J. Cabry, R. Eakle, D. Baird, and E. Ambrogio together suggested changes to the language from:

- *include a CAC representative on the team responsible for implementation of the Burton Island Remediation Plan and the drafting of the Burton Island Long Term Environmental Stewardship Plan, and*

to:

- *include a CAC representative in the process for review of the Burton Island Remediation Plan and the drafting of the Burton Island Long Term Environmental Stewardship Plan, and*

Given the recommendations for revision, F. Piorko suggested to resubmit the revised resolution to the Board for review and approval later. N. Cabrera-Santos replied that she did not approve of such delay because the changes were minor. R. Eakle suggested that the second bullet of the therefore be removed. Ed Kee motioned to accept the resolution with the first therefore bullet as amended and retain the second therefore bullet. Joanne Cabry seconded. R. Eakle asked for discussion and G. Wood replied that the change was a good change that protects the Center and allows it to provide technical advice. Upon vote, the motion passed unanimously.

CIB Emergency Operations Plan Review

R. Eakle requested that if the Board has any input on this plan that they provide it to the Executive Director within two weeks.

CIB 20th Anniversary Celebration

Jenn Jones reported on the plans to use the organization's 20th anniversary as a marketing and development platform.

Hazardous Debris Removal Project

E. J. Chalabala reported on the WUPIC directed project to remove structures hazardous to navigation from the Lewes & Rehoboth Canal. F. Piorko reported that DNREC has a legislative charge to remove derelict structures and would like to support similar projects in the future. G. Wood asked if the land adjacent to the Lewes & Rehoboth Canal was publicly owned land as is the case along the Assawoman Canal. E. J. replied that land is private down to the water.

Rain Gardens for the Bays Program

Sally Boswell reported on the successful project. N. Cabrera-Santos asked how contactors implementing the projects were selected. Sally replied that generally the partner communities selected the contractors.

OPEN FORUM

No items under open forum.

ADJOURNMENT

R. Eakle requested a motion to adjourn and Ed Kee so motioned to be seconded by Scott Andres. The Board voted unanimously to adjourn at 3:15 pm.

Respectfully submitted,

Nancy Cabrera-Santos, Secretary –
NC/cwb

Approved by Secretary, MAR 24, 2014.