

Shore Protection Manager

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## **CARTERET COUNTY BEACH COMMISSION CLOSED SESSION**

*Pursuant to G.S. 143-318.11.(a)(1) for the permitted purpose of preventing the disclosure of information that is privileged or confidential.*

Closed Session Minutes  
Pine Knoll Shores Town Hall  
September 29, 2008, 2 pm

### **Attendance.**

Commission Chair Buck Fugate, Commission Members Pete Allen, A.B. "Trace" Cooper, Jack Goldstein, Joan Lamson, Ted Lindblad, Tom Hoover, Jim Willis, and secretary Greg Rudolph. Members William Donnelly, Art Schools, and Jim Stephenson were absent.

### **Complaint for Declaratory and Injunctive Relief Against U.S. Army Corps of Engineers (Corps).** –

Chairman Fugate called the session to order and disclosed that after several months of negotiations, Kilpatrick Stockton, LLP and the Corps have crafted a stay order that would essentially suspend the case against the Corps until after the Dredged Material Management Plan (DMMP) was completed in October 2011. Our attorneys (Kilpatrick Stockton, LLP), are recommending the stay order be approved, understanding that a suit can be filed against the Corps at a future date for any violations of law arising out of the DMMP and associated environmental documents. Member Goldstein made a motion to approve the stay order and to instruct the attorneys to file the stay order only after the Administrative Record has been supplemented. The motion was seconded by member Cooper and unanimously approved (member Willis did not vote).

**Adjournment.** – Member Goldstein motioned to adjourn the closed session. The motion was seconded by member Lamson and unanimously approved.