

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, DECEMBER 1, 1998, IN THE BOARD ROOM OF THE
WOODWARD BUILDING, SALUDA, VIRGINIA:

Present: Fred S. Crittenden, Pinetop District
Kenneth W. Williams, Pinetop District
John D. Miller, Jr., Saluda District
Lenora O. Weber, Saluda District

Absent: Frank Jessie, Jamaica District

Charles M. Culley, Jr., County Administrator
Michael T. Soberick, County Attorney

CALL TO ORDER

Mr. Crittenden called the meeting to order at 9:00 A.M., and opened with a prayer. It was noted that Mr. Jessie would not be present due to recent surgery.

MINUTES

The minutes of the November 3rd and November 17th meetings of the Board were reviewed. The motion to approve the minutes as written was made by Mrs. Weber seconded by Mr. Williams and carried unanimously.

DISBURSEMENTS

The motion to approve disbursements was made by Mr. Williams, seconded by Mr. Miller and carried unanimously. Checks numbered 31024 through 31183 totaling \$133,127.38 were disbursed as approved.

PAYROLL

The motion to approve payroll for the month of November was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously. Checks numbered 30932 through 31022, totaling \$124,870.94 were disbursed as approved.

COMMITTEE REPORTS

Mr. Williams:

- Virginia Association of Counties Annual Meeting – attended seminars on the Freedom of Information Act; also stricter enforcement from State environmental departments is anticipated. Mr. Crittenden added that he attended a seminar regarding a new possibility of financing school construction as a tax right off to a company with the company leasing the facility back to the locality. Mr. Crittenden has passed this information along to the School Board Chairman.
- Middle Peninsula PDC – A report was given on the regional airport; the T-21 Enhancement Program was discussed and Mr. Williams suggested improving access to the Piankatank River through development of the Twigg Ferry Landing; prioritization was given to the draft 1999 legislative program.

Mrs. Weber: no reports

Mr. Miller:

- Dragon Run Steering Committee – the Friends of the Dragon Run are considering opening portions of the Dragon for public use.

Mr. Crittenden:

- Airport Committee – there was no quorum; next meeting scheduled for December.
- T-21 Enhancement Program – Mac McMurtrie is working on an application for funding development of a bike trail in the Deltaville area.

SPORTS COMPLEX

The final bill against the grant has been received. Mr. Culley will be working on finalizing the paperwork for the Department of Conservation and Recreation.

CONSTITUTIONAL OFFICERS

Commissioner of Revenue:

The Commissioner did not attend the meeting.

Sheriff:

The Sheriff was questioned and responded with activities involving the drug task force.

Treasurer:

The Treasurer was not in attendance.

STREET NAME REQUEST

The motion to approve the name “Clay Brook Drive” for a private road off Route 602, was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously. It was noted that the various county inspectors should be recording missing and/or damaged signs so they may be replaced.

PROPOSED CURFEW ORDINANCE

Mr. Soberick presented a revised curfew ordinance that has been modified to conform to a tested ordinance from the City of Charlottesville. It was noted that if adopted, the endorsement of the Sheriff and Commonwealth’s Attorney was necessary for the ordinance to be successful. Mr. Ward, Commonwealth’s Attorney, stated that the curfew appears to be working in other localities and did not appear to be cluttering the docket. It was noted that even though there is not a problem with a majority of the county residents, the ordinance would effect everyone. The Sheriff was not opposed to enforcing the ordinance.

The motion to schedule a public hearing on the issue was made by Mr. Miller, seconded by Mr. Williams and carried unanimously.

HIGHWAY MATTERS

Six Year Secondary Improvement Budget: Mr. Crittenden endorsed the Six Year Secondary Improvement Plan and Budget presented and approved at the Board’s November 17th meeting.

Coves of Wilton Creek: Mr. Sullivan suggested that a possible solution to the pond/dam situation at the Coves would be to install a culvert under the road for pond overflow. This method would negate the need for the County to enter an agreement with VDOT for maintenance of the dam. Department of Transportation officials would

be contacting representatives from the Coves with this suggestion and steps necessary for its resolution.

Rt. 600, Butylo: Citizens from the Butylo area were present to express their displeasure with the apparent blocking of an easement to the water and no-parking signs that have been erected which prevent turn-around. Citizens, Lottie Brooks, William J. Brooks and Dougie Davis, were present and spoke in opposition to existing conditions at the site. According to Mrs. Brooks, families in the area have fished, crabbed and oystered from this access to the river. Problems began about eight years ago when new residents tried to control the access. Citizens expressed their annoyance in having to work with two offices of the Department of Transportation because maintenance of this section of Route 600 is provided through the Bowling Green Residency.

Mr. Sullivan indicated he would work with the Bowling Green office to coordinate efforts at the site. Mr. Crittenden asked Mr. Williams to work as the Board's liaison with the Department of Transportation.

SCHOOL MATTERS

Capital Improvements: Mr. John Moore, School Board Chairman, commented that he had received information concerning school construction opportunities from Mr. Crittenden that was discussed at the Virginia Association of Counties annual meeting. Mr. Moore and Mr. Lackey, Division Superintendent, will be meeting with State officials to further discuss this opportunity. The Capital Improvement Committee has been discussing the possibility of constructing one new elementary school versus renovation of the two existing facilities.

Mr. Crittenden requested that a complete package be presented to the Board as soon as possible.

Fuel Tanks: Mr. Lackey informed the Board that he was expecting gasoline fleet cards this week. The diesel situation should be resolved within two (2) weeks.

Appropriations: The motion to approve the following appropriations was made by Mr. Williams, seconded by Mr. Miller and carried unanimously:

TO: 026-063000-6201, Textbook Instruction, (Textbook Carryover fund From FY 98), \$17,843.19 from General Fund Fund Balance

TO: 023-060010-6210, Instruction, \$1,700.00 from 023-018990-0300 (Donations & gifts – Revenue Received from Middle Peninsula Regional Security Center Adult Education Program)

TO: 023-060010-6305, Operation & Maintenance, \$9,340.24 from 023-01803-0006 (Insurance Refund for School Vandalism)

TO: 023-060010-6102, \$7,422.00 from 023-01803-0006 (Workman Compensation Rebate) to be Used to Increase RN position from Part-time to Full-time.

LEGISLATORS

Delegate Harvey Morgan and Senator Bill Bolling met with Board members to discuss the following concerns of the Board:

- juvenile detention – proposed capping of operations funding at '98 levels;
- car tax – limited amount of funding provided by state to initiate and implement state program;

- Department of Environmental Quality -- changing interpretations or policies – requested regulations based on no tolerance for lined landfills and create regulations based on situation for unlined landfills;
- comprehensive services – reaching level where full time management level person to handle paperwork is needed; financial commitments by the County have risen from \$58,000 to \$375,000.

The legislators discussed the current proposal to use additional lottery revenues for local education. Two (2) proposals have been submitted for how the money is to be used, either for construction only, or for various educational uses as decided by local boards. Money to be received by Middlesex County equals more than \$160,000 per year for two years.

Also discussed was House Bill 1362, concerning local zoning in Fauquier County, which they are opposing in support of that county.

APPROPRIATIONS

St. Clare Walker Renovation: The motion to approve the following appropriation was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously: TO: 50-11010-7003, \$1,500, from General Fund Fund Balance (Amount reimbursed by School Board for Change Order #8 at St. Clare Walker

Juvenile and Domestic Relations: The motion to approve the following appropriation was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously: TO: 4-1-21030-6000, \$6,905.00, from General Fund Fund Balance (for Reimbursement of unexpended VJCCCA grant funds received in FY 98.

Social Services: The motion approving the following appropriation was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously: TO: 4-1-53010-5706, \$16,000.00, from General Fund Fund Balance (to allow up-front disbursement of funds for foster care; reimbursed at 100%)

COMMUNITY SERVICES BOARD

The motion to adopt the following resolution, authorizing an increase in the line of credit amount for the Middle Peninsula Northern Neck Community Services Board, was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously:

RESOLUTION

LINE OF CREDIT FOR MIDDLE PENINSULA - NORTHERN NECK COMMUNITY SERVICES BOARD

WHEREAS, Chapter 10, Section 37.1–197 of the Code of Virginia (1950) as amended, authorizes community services boards to apply for and accept loans as authorized by the governing body or bodies of the political subdivision or subdivisions of it is an agency; and

WHEREAS, the Middle Peninsula-Northern Neck Community Services Board has need to maintain a line of credit, as required by the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services, the Community Services Board seeks to increase its existing line of credit from \$200,000, to \$300,000; and

WHEREAS, the maintenance of such a line of credit is merely a prudent practice for an agency of its size and funding complexity, the Middle Peninsula-Northern Neck Community Services Board seeks permission from Middlesex County to renew the line of credit on an ongoing basis, for up to the amount of \$300,000;

NOW, THEREFORE, BE IT RESOLVED that the Middlesex County Board of Supervisors grants its permission to the Middle Peninsula-Northern Neck Community Services Board to increase

its line of credit to \$300,000 and to renew said line of credit, at up to this amount, whenever the credit agreement is up for renewal.

AGENCY ON AGENCY – REQUEST TO WAIVE BOND

The Agency on Aging has contracted for replacement of a mobile home, which includes removal of the existing mobile unit. Wayne Tally, representing the Agency on Aging, requested the Board waive the requirement to post a \$500 bond to insure removal of a mobile home. As the removal of the mobile unit was part of the Agency's contract, the motion to waive the bond requirement was made by Mrs. Weber, seconded by Mr. Williams and carried unanimously.

ROUTE 629

Mr. J. Randolph Segar, owner of property adjoining Rt. 629, has requested the Board take action toward abandoning a portion of old Route 629, at My Ladies Bridge. Mr. Culley was instructed to contact the Department of Transportation regarding the proper procedure.

VIRGINIA COOPERATIVE EXTENSION

David Moore and Kendra Kyle, representing Cooperative Extension in the County, presented each Board member and Mr. Culley with certificates recognizing the volunteer efforts of each member towards Extension in the County.

OTHER MATTERS

Trash and Junk Car Reports: Board members requested updated reports to include the number of vehicles removed from the County and the number of citations issued for both trash and junk cars. An update regarding a trash violation in the Hartfield area was also requested.

Minutes: It was requested that Board information include copies of minutes from the various County boards and commissions.

EXECUTIVE SESSION

The motion to convene in Executive Session to discuss matters involving personnel, per Code of Virginia, Section 2.1-344.a1, was made by Mr. Miller, seconded by Mr. Williams and carried unanimously.

Upon reconvening in open session, the following motion was made by Mrs. Weber, seconded by Mr. Williams and carried unanimously:

- To the best of the members' knowledge, only public business matters lawfully exempted and identified in the motion by which the executive meeting convened were discussed in executive session.

Action:

As a result of the executive session, there was no action taken by the Board.

ADJOURN

There being no further business, the meeting was adjourned. The next regular meeting of the Board will be on December 15, 1998, at 7:30 P.M.

Fred S. Crittenden, Chairman
Board of Supervisors