

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, DECEMBER 7, 1999, 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
Frank Jessie, Jamaica District

Charles M. Culley, Jr., County Administrator

Absent: 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.

MINUTES

The motion to approve the minutes for the meeting of November 3 and the minutes of November 16 as written was made by Mrs. Weber seconded by Mr. Miller and carried unanimously.

DISBURSEMENTS

The motion to approve the disbursements as presented was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously. Checks numbered 33977 through 34189, totaling \$136,469.09 were disbursed as approved.

PAYROLL

The motion to approve payroll for the month of November was made by Mr. Williams, seconded by Mr. Miller and carried unanimously. Checks numbered 33886 through 33976 totaling \$135,4323.64 were disbursed as approved.

COMMITTEE REPORTS

Mr. Williams:

- Planning District Commission -- A priority listing of items to be presented to legislators was made; the Commission is looking into a regional assessment program.

- Virginia Association of Counties Annual Meeting - Legislation is being proposed to make separate regulations for line and unlined landfills.

Mrs. Weber:

- Social Services – The Department has been instructed to take County holidays that are approved by the Board of Supervisors.

Full funding for six months has been provided by the State for fraud investigation. These funds will be used to pay eligibility workers overtime to perform this work and only until the funds are depleted. The Department Board is requiring an accounting of time and expenses.

- Sports Complex - The Tidewater Resource, Conservation and Development Council is planning a reception at the Complex to showcase the implementation of erosion and sediment control measures, including plantings.

Mr. Jessie:

- Virginia Association of Counties Annual Meeting - Mr. Jessie presented Mr. Crittenden with his 20-year pin presented in Mr. Crittenden's absence at the annual meeting.

Mr. Miller:

- VACo Annual Meeting - Attended environmental subcommittee meeting for discussion of upcoming septic tank regulations.

Mr. Crittenden:

- Airport Committee - possible that an additional 5 more acres of land will be needed for the Wings and Wheels event.

CONSTITUTIONAL OFFICERS

Treasurer:

Mrs. Wilson, Treasurer, was not present, but had prepared a report for the Board.

Sheriff:

The Chairman presented Sheriff Dandridge with a plaque in honor of his years of service to the County as deputy and sheriff.

Sheriff Dandridge thanked the Board and encouraged the Board's cooperation with the new sheriff, indicating that he knew there would be problems with keeping the existing vehicles on the road.

HIGHWAY MATTERS

Rt. 640, Cul-de-sac - Department of Transportation Resident Engineer, Bill Sullivan, commented that the turnaround area at the end of Route 640, Water View, had been used for many years, however, it was not in an area of donated right of way. A developer of surrounding property wishes to move the cul-de-sac to add more area for development to his property. Also, the developer has cleaned out an area near the waterfront of his property and installed riprap from property line to property line, including over a 30-foot wide public easement to the water.

Mrs. Mattie Smith presented a petition of signatures of persons in the area requesting that the turnaround area not be moved and that the easement be left open to provide public access to the water. Mr. Russell Fitchett also requested that the Board maintain the public access.

Board members expressed their opposition to losing access to the water. It was requested that this information be passed on to the County Attorney for his opinion. It was also requested that the Wetlands permit regarding the placement of riprap over the easement be checked and that a hold be placed on any building permits for the parcels containing the existing turnaround area and the easement. Mr. Sullivan advised the Board that no permits to re-do the turnaround area will be issued at this time. The Board would have to approve the abandonment of the existing cul-de-sac before the property could be released to the owner.

Rt. 625 - The re-built road has been paved however needs a guardrail for re-opening. Mr. Sullivan is trying to have this road and **Route 629** opened for Christmas.

Rt. 636 - A punchlist has been submitted to the Contractor, which includes some minor problems to be taken care of. Mr. Williams and Mr. Crittenden commented that previous VDOT administrators had proposed something different in the area of Mrs. Harrow's home than what was constructed. Mr. Sullivan indicated he has talked with Mrs. Harrow and there was nothing more he could do, however, she may be able to do some things on her own property to make exiting safer. Mr. Crittenden noted that there were some areas where the road needs to be crowned to improve drainage.

Rt. 3 - Mr. Williams requested a guardrail be installed in the area covered by riprap just prior to the Twigg Bridge.

Rt. 646 - Mrs. Weber requested that a stump left standing to the side of the road be sawed and removed. Mrs. Weber also requested that several large potholes be repaired.

SCHOOL MATTERS

Construction - School Board will be meeting with architect in near future.

School Population - Expecting increase in the number of students for 2000/2001

RAPPAHANNOCK COMMUNITY COLLEGE

College President, Dr. Norman Haney Scott, and College Board representative Pat Perkinson, were present to update the Board on developments at Rappahannock Community College. The Board was advised of a new workforce development lab to be constructed at the Glens Campus. Mr. Jessie commented on the need for instruction in building trades.

CLOSED MEETING

The motion to convene in Closed Meeting to discuss a personnel issue involving the Sheriff's Office, pursuant to §2.1-344.a1, Code of Virginia, was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Upon reconvening in open session, the following motion was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously:

- To the best of the members' knowledge, only public business matters lawfully exempted from open meeting requirements under Code of Virginia §2.1-344.a1 and identified in the motion by which the Closed Meeting convened were heard, discussed, or considered by the public body.

Action:

As a result of the Closed Session, there was no action taken.

APPROPRIATIONS

- Elementary School Construction Sweep Acct. – The motion approving the following appropriation was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously: TO: 4-027-010010-1010, \$3,554.26; FROM 3-1-18050-0009 (Trigon Stock Proceeds) Transfer interest on account.
- School Capital Improvement Fund – The motion approving the following appropriation was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously: TO: 4-1-10010-0100, \$47,146.22; FROM 3-1-41060-0001 (General Fund); Carry over balance from FY 99 Capital Improvements
- Social Services - Fraud Free Program - The motion approving the following appropriation was made by Mr. Jessie, seconded by Mrs. Weber and carried by vote of 4 for, 1 opposed (Crittenden): TO: 4-1-53010-5725; \$4,700.00; FROM: 3-1-24010-0002; Grant - 100% Federally Reimbursed.
- Social Services - Taniff Community Resources - The motion approving the following appropriation was made by Mr. Jessie, seconded by Mrs. Weber and carried unanimously: TO: 4-1-53010-5724; \$5,000; FROM: 3-1-24010-0002; Public Assistance and Welfare (100% funded)
- Social Services - Fuel Assistance - The motion approving the following appropriation was made by Mr. Williams, seconded by Mr. Miller and carried unanimously: TO: 4-1-53010-5707; \$3,169.00; FROM: 3-1-24010-0006; Fuel Assistance Reimbursement
- Insurance - The motion approving the following appropriation was made by Mrs. Weber, seconded by Mr. Jessie and carried unanimously: TO: 4-1-12190-5308; \$19,918.82; FROM: 3-1-41060-0001; To fund increase in American Medical rates during negotiations with Southern Health.
- Phone Line - The motion approving the following appropriation was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously: TO: 4-1-12090-8002; \$258.00 and 4-1-12130-8002; \$258.00; FROM: 3-1-18030-0003; Reimbursement to budget lines due to overpayment.

RABIES CLINIC

The motion approving the Rabies Clinic to be held on January 8, 2000, and charging a fee of \$3.00 per shot, was made by Mr. Miller, seconded by Mr. Williams and carried unanimously.

STREET NAME REQUESTS

The motion to approve the following street names for private roads was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously:

Musick Lane - Location: Tax Map 40 (28) 2

Oney Lane - Location: Tax Maps 36-18 and 19

HOLIDAY SCHEDULE

The motion to approve the following State holiday schedule for County employees was made by Mr. Williams, seconded by Mr. Miller and carried unanimously:

Thursday, December 23 - close at Noon
Friday, December 24 - closed all day
Friday, December 31 - closed all day
Monday, January 3 - closed all day

SAVE THE BLUE CRAB FOUNDATION

The motion to approve endorsement of the Save the Blue Crab Foundation was made by Mr. Miller, seconded by Mr. Jessie, and carried by a vote of 3 for (Miller, Jessie, Weber), 1 opposed (Crittenden), 1 abstain (Williams). Mr. Williams noted that the Virginia Marine Resources Commission would debate the issue at a later date.

REQUEST TO WAIVE FEES

The motion to deny the request to waive the Wetlands Application fee for application 99-1993, submitted by the Marine Resources Commission, was made by Mr. Williams, seconded by Mr. Miller and carried unanimously.

APPOINTMENTS

There was no action taken regarding appointments to the Board of Equalization, Road Viewers or Tidewater Resource, Conservation and Development Council.

OLD BUSINESS

Water Authority - Mr. Culley informed the Board that he had made a presentation at the Deltaville Civic Association meeting in November. He recommended that a public hearing on the creation of a water authority be conducted in the Deltaville area and another in Saluda. Comments received at these hearings should allow the Board to determine whether or not to have the question put on a referendum. Mr. Culley will try to schedule hearings for January or early February so as not to conflict with budget hearings.

Generator - The Jail and Sydnor will be paying for the installation of a generator to provide service to the pumps in Saluda during a power outage. Sydnor has indicated that they will pass along the cost of the generator to the customers on the system.

Christmas Luncheon - Board members were invited to the annual Christmas Luncheon to be held on December 17.

Decals - Mrs. Weber questioned the delay in ordering decals for County vehicles and requested that this matter be taken care of as soon as possible.

Audit - Mrs. Weber questioned the delay in the annual audit. According to Mr. Culley, the auditors had delayed their work until the first part of December due to the changing in treasurer at the end of the month. The treasurer's office will be closed on December 29 and 30 to enable the auditors to complete an accounting of the current treasurer's books.

CLOSED MEETING

The motion to convene in Closed Meeting to discuss pending litigation involving the Show Cause Hearing with the Courthouse, pursuant to §2.1-344.a7, and land acquisitions, pursuant to §2.1-344.a3, Code of Virginia, was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously. Upon reconvening in open session, the following motion was made by Mr. Williams, seconded by Mr. Miller and carried unanimously:

- To the best of the members' knowledge, only public business matters lawfully exempted from open meeting requirements under Code of Virginia §2.1-344.a7 and .a3 and identified in the motion by which the Closed Meeting convened were heard, discussed, or considered by the public body.

Action:

As a result of the Closed Session, there was no action taken.

POLICE SERVICES AGREEMENT

Lewis Filling, Mayor of Urbanna, advised the Board that the current police services agreement would cease to be in effect after December 31st, when Sheriff Abbott took over. It was suggested that the existing agreement be extended for a trial period of 90 days, with 90 days funding. After the trial period, a new agreement can be drawn up with the new sheriff. Mayor Filling would request action by the Town and report back to the Board.

ADJOURN

There being no further business, the meeting was adjourned. The next regular meeting of the Board was scheduled for December 21, 1999, at 7:30 P.M.

Fred S. Crittenden, Chairman
Board of Supervisors