

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS  
HELD ON TUESDAY, DECEMBER 4, 2001, IN THE BOARD ROOM OF THE  
WOODWARD BUILDING, SALUDA, VIRGINIA:

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

Charles M. Culley, Jr., County Administrator

**CALL TO ORDER**

The Chairman, Mr. Williams, called the meeting to order at 9:00 a.m. and opened with a prayer.

**MINUTES**

A correction was made to a name referenced in the minutes of the November 20<sup>th</sup> meeting. The motion to approve the minutes of November 7<sup>th</sup> and November 20<sup>th</sup> as corrected was made by Mrs. Weber, seconded by Mr. Jessie 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 40382 through 40559 totaling \$86,752.31 were disbursed as approved. After some discussion regarding credit card receipts, it was noted that the policy shall be that all receipts be signed and include a description of the good or service purchased.

**PAYROLL**

The motion to approve payroll for the month of November was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Checks numbered 40282 through 40381 totaling \$159,473.66 were disbursed as approved.

**COMMITTEE REPORTS**

Mr. Miller:

- Dragon Run Steering Committee – Meeting scheduled for December 10<sup>th</sup>.

- Virginia Association of Counties – Attended session with environmental agricultural committee – discussion on bio-solids (sludge) and concern for heavy metals. This could become another issue like waste disposal and hauling in sludge from out of state.

Mrs. Weber:

- Jail Board – Did not attend jail board meeting.
- Virginia Association of Counties – State funded programs will be cut to make up for budget shortfall. Mrs. Weber also requested that letters be written to each regional director with a copy to Jim Campbell, requesting that vendors get what rooms are left after county officials have been assured of having a room.
- River Country – This group will continue as one unit until July 2002; revenue will be split 60/40; each group will apply for separate charters.

Mr. Jessie:

- Social Services – The department has requested a radio for the Chief Social Worker. Mr. Culley recommended that since the Social Services Board does not want the van currently being leased, the Board of Supervisors should pay the final payment of \$1.00 for it's purchase and request the title be turned back into the County. The motion to approve this was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.
- Virginia Association of Counties – Attended meeting regarding animal shelters – It was reported that there would be no monetary penalty placed on localities who were trying to get a regional plan together.
- Airport Committee – Several recommendations for appointments have been made, however, they have not been confirmed.

Mr. Crittenden:

- Airport Committee – Mr. Crittenden recommended that Mrs. Weber and Mr. Miller contact Mrs. Miller as soon as her health permits regarding topping the pecan tree.
- Social Services – The Staff of Social Services believes they need their own attorney.

Mr. Williams:

- Planning District Commission – Sewage loan program – staff has suggested lowering the interest rate for the program. Priorities have been established for the legislators.

- Virginia Association of Counties – Theresa Altemus was re-elected as District Representative to VACo.

Mr. Culley:

- Communications Committee – E-911 Addresses: Local post offices have had willingness to deliver to new addresses, even if conversion is not complete or up to the 97% being required. Mike Nelson of the Richmond office has advised to send the latest information for conversion.

## **CONSTITUTIONAL OFFICERS**

**Treasurer:** The motion to approve the lease of a new copy machine at the same price as the current machine was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

**Commissioner of Revenue:** Mrs. Ebinger advised the Board of Supervisors of letters that will be going out to certain landowners regarding the State sponsored Conservation Reserve Enhancement Program. This program provides rental payments of as much as \$100 per acre for 10 or 15 years to landowners who plant vegetative buffers on lands adjoining streams. Incentives are also being provided to share in the planting costs and for signing contracts early. Contracts must be signed by December 31, 2002; information would be provided by the USDA Form Service Agency, Natural Resources Conservation Service or the Soil and Water Conservation District.

**Sheriff:** Major Bushey was present representing Sheriff Abbott.

## **HIGHWAY MATTERS**

Resident Engineer, Marcie Parker, was present for the meeting.

***Route 612:*** Work should be completed during the week.

***Route 604*** – Work has started, however, has been delayed because of an eagle's nest.

**Sports Complex Signs:** Signs have been approved. Mrs. Parker will get with Mrs. Weber regarding placement and specific wording.

**Maintenance Department:** Mr. Culley expressed his thanks to Mr. Price of the VDOT maintenance department for his assistance at the communications building.

**Six-Year Plan for Secondary Road Improvements:** Mrs. Parker presented projects proposed for the Six-Year plan. It was noted that improvements to Route 33 in the area of St. Clare Walker were included in the draft primary plan, with expected advertisement in 2004. An appeal could be made to the Commonwealth Transportation Board to get it moved up in the priority listing. The following roads were proposed for secondary improvements: Paved Routes 631, 630, 637, 629; Unpaved routes: 604, 686, 650, 615, 669. In order to be considered for paving there must be a vehicle count of 50 vehicles per day.

**Route 676:** Mr. Miller requested that the centerline of Route 676 be marked; Mrs. Parker would check on the width of the road

## **SCHOOL MATTERS**

### ***Superintendent Myers:***

Mr. Myers reported that enrollment was at 1317.

### ***Closed Meeting with School Board:***

The motion to convene in Closed Session with members of the School Board to discuss appointment of a representative of the public body, pursuant to §2.2-3711.a1, 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. Crittenden and carried unanimously:

- To the best of the members' knowledge, only public business matters lawfully exempted from open meeting requirements under Code of Virginia §2.2-3711.A.1 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 Meeting there was no action taken.

## **MARITIME MUSEUM**

Gene Ruark, Blanche Scharf, and Raynell Smith, representing the Deltaville Community Association, presented a proposal to develop the County's Holly Point property in Deltaville as a maritime museum and recreational area. The group foresees the property as being used as a put-in spot for kayaks, and a place for

educational uses such as boat building, in addition to regular maritime museum features. This would be a self-supporting venture, that would create an environment that would bring money in. The group had sent letters to surrounding property owners explaining their desires; there was no opposition expressed.

Mrs. Weber expressed her concern regarding the real estate taxes that have been lost, approximately \$34,372 since the donation in 1990, and suggested that the DCA may consider purchasing the property. Mrs. Weber also expressed concern that the creation of a museum in the Deltaville area would further divide the County, since there is already an established museum in Saluda. The group disagreed, noting that the Saluda museum addresses the agrarian nature of the county and the proposed museum would address maritime; the two would compliment each other.

Mr. Ruark noted that the group is proposing a five-year plan with costs ranging from \$300-\$500,000, hopefully grant funded. The group believes the property could be opened to the schools for educational purposes with little money.

Mr. Crittenden commented that he was not interested in selling the property and the public needed to be involved in how the property is used. He noted that there are legal issues that needed to be resolved, possibly some type of lease agreement. Mr. Williams suggested Anne Swanson of the Chesapeake Bay Commission be contacted for assistance with grant funding. Mrs. Weber stressed that there would be no monetary support or staff support from the County.

### **CEMETERY BOOKS**

Mrs. Pat Perkinson presented the Board with a copy of the new Cemeteries in Middlesex County book that has been printed and thanked the Board of Supervisors for their support of the project.

### **CLOSED MEETING**

The motion to conduct a closed meeting for the purpose of consulting with legal counsel, pursuant to §2.2-3711.A.7 of the 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 §2.2-3711. A.7 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 Meeting the following action was taken: the motion to withdraw the application for ordinance amendment to list hunting and fishing clubs, firearm sports and training facilities and outdoor shooting ranges as special exception uses in the Low Density Rural Zoning Classification, and defining same, was made by Mrs. Weber, seconded by Mr. Jessie and carried unanimously.

**APPOINTMENTS**

***Planning Commission:***

The motion to move Jan Dunlevy to the Jamaica District position on the Planning Commission that had previously been held by Henry Easton was made by Mr. Miller seconded by Mr. Jessie and carried unanimously.

***Airport Committee:***

No action was taken regarding vacant positions on the Airport Committee.

***Disability Services Board:***

The motion to appoint Mr. Miller to replace Mrs. Weber on the Disability Services Board was made by Mrs. Weber, seconded by Mr. Crittenden and carried unanimously. Mr. Colaw would remain as a representative.

**TIE-DOWN AGREEMENT**

The motion to approve a three-year contract to rent tie-down spaces from the Barnhardt's was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

**APPROPRIATION**

The motion to approve the following appropriation for refund of a fee collected was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously: FROM:3-1-18990-0003, \$50.00; TO:4-1-71010-5413, \$50.00.

**RABIES CLINIC**

The motion to hold the annual rabies clinic on January 12, from 9:00 AM – 11:00 AM, charging \$3.00 per shot, was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously.

## **RESOLUTIONS**

The motion to adopt the following resolutions was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously:

*Middlesex County, Virginia  
Board of Supervisors*

*Whereas, the Middlesex County Board of Supervisors appointed a committee to study the conditions of the County's emergency radio communications system, and*

*Whereas, the Middlesex County Emergency Services Committee studied the issues and developed a report, and*

*Whereas, this report recommended that a new county-wide radio system be purchased, and*

*Whereas, the Board, after receiving bids for a new radio system, entered into a contract for the same with Motorola to provide a complete three-site simulcast VHF emergency radio system, and*

*Whereas, Motorola provided Mr. Robert C. Kirk, MH Consulting, Inc., to serve as Project Manager to work with County Staff, Fire & Rescue volunteers and the Sheriff's Department to insure that the new radio system was designed to meet the needs of the County and that the system was installed professionally and as designed, and*

*Whereas, each and every time that problems arose during implementation Mr. Kirk was available to help solve the problem, coordinate changes and see that additional costs were not passed to Middlesex County unnecessarily, and*

*Whereas, the new Emergency Radio System is completed and working as designed and is providing emergency radio coverage in over 98% of the County.*

*Now Be It Resolved by the Board of Supervisors of Middlesex County, that it be made fully known to all those who shall follow,*

*To wit:*

*That the Board of Supervisors hereby publicly recognizes Mr. Robert C. Kirk for providing a service to the citizens of Middlesex County above and beyond the scope of his contract, for saving the citizens thousands of dollars in additional costs, and for always working in a professional and responsible manner.*

*Adopted this 4<sup>th</sup> day of December, in the two thousand and one year of our Lord.*

*Middlesex County, Virginia  
Board of Supervisors*

*Whereas, the Middlesex County Board of Supervisors appointed a committee to study the conditions of the County's emergency radio communications system, and*

*Whereas, the Middlesex County Emergency Services Committee studied the issues and developed a report, and*

*Whereas, this report recommended that a new county-wide radio system be purchased, and*

*Whereas, the Board, after receiving bids for a new radio system, entered into a contract for the same with Motorola to provide a complete three-site simulcast VHF emergency radio system, and*

*Whereas, Motorola employees worked with County Staff, Fire & Rescue volunteers and the Sheriff's Department to insure that the new radio system was designed to meet the needs of the County and that the system was installed professionally and as designed, and*

*Whereas, each and every time that problems arose during implementation Motorola solved the problem, made the changes and covered any additional costs even if the problems were not of Motorola's origin, and*

*Whereas, the new Emergency Radio System is completed and working as designed and is providing emergency radio coverage in over 98% of the County.*

*Now Be It Resolved by the Board of Supervisors of Middlesex County, that it be made fully known to all those who shall follow,*

*To wit:*

*That the Board of Supervisors hereby publicly recognizes Motorola for providing a service to the citizens of Middlesex County above and beyond the scope of their contract, for saving the citizens thousands of additional dollars by covering additional project costs, and for always working in a professional and responsible manner.*

*Adopted this 4<sup>th</sup> day of December, in the two thousand and one year of our Lord.*

## **COMPREHENSIVE PLAN UPDATE**

Mr. Culley noted that corrections had been made to identified errors in the draft plan, however, no changes to policies or items that are subjective in nature had been made. The motion to adopt the updated plan as amended was made by Mr. Miller, seconded by Mr. Crittenden and carried unanimously.

## **LONGEVITY AWARDS**

Mr. Culley presented longevity awards from the Virginia Association of Counties to Mr. Williams and Mrs. Weber.

## **OTHER BUSINESS**

### ***County Flag:***

Mr. Miller suggested contacting David Downs of D & P Embroidery for a price on making a County flag.

### ***County Signs:***

Mr. Culley was asked to check to see if there were any laborers currently at the Regional Security Center who could lay bricks around the County signs.

**Wave Rider:**

Mrs. Weber requested action on various violations at the Wave Rider business at Topping. Mr. Culley noted that he would visit the site.

**MIDDLESEX VOLUNTEER RESCUE SQUAD**

The rescue squad based in Deltaville will be submitting a request for exemption to Chapter 30-C.1.c of the Rules and Regulations or Certification Level with the Commonwealth of Virginia, Department of Health, Office of Emergency Medical Services. This Code requires all advanced life support transports to have an emergency medical technician-A as an attendant in addition to the attendant in charge. Because of limited volunteer resources, this is often not possible. The motion to endorse the squad's request was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously.

**STREET NAME CHANGE – SUMMERLYN ROAD**

Mr. Culley presented a letter received from W. F. Hutchens, regarding the recent road name change from Summerlyn Road to Willie's Neck Road. Mr. Hutchen's letter included references to an adopted ordinance, which outlined procedures for name changes which was not followed by the Board. Mr. Hutchen requested the road name be changed back to Summerlyn. As Mr. Soberick was not present, it was requested by Mr. Miller, seconded by Crittenden that the matter be tabled until the County Attorney could be present.

**CLOSED MEETING**

The motion to conduct a closed meeting for the purpose of consulting with legal counsel regarding the investment of public funds, pursuant to §2.2-3711.A.6 of the 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. Crittenden, 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 §2.2-3711.A.6 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 Meeting there was no action taken.

**ADJOURN**

There being no further business, the meeting was adjourned until December 18, 2001.

---

Kenneth W. Williams, Chairman  
Board of Supervisors