

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, MARCH 6, 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

Absent: Frank Jessie, Jamaica District

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

CALL TO ORDER

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

RECOGNITION OF SHERMAN HOLMES

Mr. Williams read a resolution adopted by the Middlesex County Wetlands Board in memorial recognition of Sherman Holmes. The Resolution was presented to the family at the last Wetland's Board meeting; a copy will hang in the Board Room.

MINUTES

One correction was made to the minutes of the February 6th meeting to correct a typographic error. The motion to approve the minutes as presented and corrected for February 6th, 7th, and 20th was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously.

DISBURSEMENTS

The motion to approve the disbursements as presented was made by Mr. Crittenden, seconded by Mrs. Weber and carried unanimously. Checks numbered 37922 through 38046 totaling \$138,266.90 were disbursed as approved.

PAYROLL

The motion to approve payroll for the month of February was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously. Checks numbered 37822 through 37919 totaling \$154,206.43 were disbursed as approved.

COMMITTEE REPORTS

Mr. Miller:

- Dragon Run Steering Committee - Mr. Hall, of King and Queen has been elected as chairman; Dorothy Miller is Vice Chairman. A canoe trip is in the planning stages.
- Virginia's River Country - It was discussed as to the services being provided to the County by this organization; Mrs. Weber has been appointed to fill the position left by Curtis Jones, who had resigned.

Mrs. Weber:

- Social Services - no report
- Communications Committee - FAA approval has been received for all sites; additional studies for natural and historic resources are pending.

Mr. Crittenden:

- Airport Committee - A special Airport Committee meeting was held on February 19th, with members making a presentation to the Board of Supervisors at their February 20th meeting.

Mr. Williams:

- Planning District Commission - Staff activities report was presented; block grant application was approved.

Mr. Culley:

- Planning District Commission - A proposal to begin an oyster shell-recycling program through the Virginia Peninsulas Public Service Authority was discussed. Mr. Culley noted that he did not believe that the proposal would go any further than a discussion phase.

Mrs. Weber:

- LifeCare - Mrs. Weber reported that representatives of LifeCare, a private ambulance service, had met with the Emergency Services Committee to explain the services they could offer to citizens and volunteer rescue squads. The rescue squads will schedule a joint meeting with the representatives.

CONSTITUTIONAL OFFICERS

Commissioner of Revenue:

- Personal Property Forms - Mrs. Ebinger advised the Board that she had a bill at the post office of \$319.65 to pick up personal property forms that were returned due to wrong addresses. There will be an additional cost to re-mail the forms once the address is corrected. The cost for sending the forms has been \$5,247 for printing the forms and \$3,200 plus the bulk rate fee. Mrs. Ebinger estimated that only one-third of the forms would be returned. It was suggested that the practice of sending the forms be discontinued if it was costing more money to send the forms than would be received from additional taxes.
- Vacancy and Turn-over Savings - Mrs. Ebinger reported that she had requested that the Compensation Board release or re-categorize savings she had in her State budget in vacancy and turn-over categories. The Governor has currently frozen these monies to off-set the proposed budget.

Treasurer:

The Treasurer, Mrs. Bray, reported that \$2,630 had been collected in decal penalties.

SHERIFF

Funding:

Sheriff Abbott reported that his department had over \$9,300 in vacancy savings being held on the State level. The Sheriff will be meeting with local legislators and attending senate conference regarding funding.

The Sheriff presented a written request that the County include funding for three additional positions, 2 road deputies and a resource officer, even though he would be applying for state and federal monies to fund the positions. The Sheriff noted that County funds for the three positions, two vehicles, and required equipment and training would only be used if other funding were not approved. There is an April 6th deadline for a grant for the school resource officer, which would require full County funding for one budget year following the grant period. The Sheriff added that he was concerned about the County's liability if the need for additional coverage was expressed and funds not granted to provide it.

Regional Jail:

The Sheriff reported that Jail Board representatives had questioned the policy of housing prisoners from neighboring jurisdictions at no charge, or for trade. Mr. Culley noted that the juvenile detention facility charges either the same per diem rate, or more, to non-member jurisdictions. The Sheriff noted he would pass along the Board's

concern. Mrs. Weber thanked the Sheriff for his work on the FY 02 Jail Budget, which is expected to save the County over \$100,000.

Appropriation Requests:

The motion to approve the following appropriation was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously:

Telephone Refund: Reimbursement of refunds received from Verizon Communications; FROM: 3-1-18030-0003 (Expenditure Refunds - Telephone Reimbursement) \$1,867.00 TO: 4-1-31020-5203 (Sheriff - Telephone) \$1867.

HIGHWAY MATTERS

Board members were introduced to Marcie Parker, Resident Engineer for the Saluda District.

Abandonment:

Jamie Surface requested that the Board approved the abandonment of a section of right-of-way between a discontinued section of Route 620 and a section of Route 620 that was constructed during the Route 33 widening at Locust Hill. The motion to approve the abandonment was made by Mr. Miller, seconded by Mrs. Weber and carried unanimously. The motion to approve the following resolution was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously:

RESOLUTION

PROJECT 033-059-V06, C-505

WHEREAS the Virginia Department of Transportation has provided this Board with a sketch dated July 27, 1999 depicting the abandonment required in the primary system of highways as a result of Project 0033-059-V06, C-505, which sketch is hereby incorporated herein by reference.

WHEREAS, the portions of the old road identified to be abandoned are deemed to no longer serve the public convenience warranting maintenance at public expense, and

WHEREAS, the new road serves the same citizens as those portions of the old road identified to be abandoned and those segments no longer serve a public need, and

NOW, THEREFORE, BE RIT RESOLVED, this Board concurs with the abandonment as part of the primary system of highways, those portions of road identified by the sketch to be abandoned, pursuant to Section 33.1-144.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

<i>Kenneth W. Williams</i>	<i>aye</i>
<i>Fred S. Crittenden</i>	<i>aye</i>
<i>Lenora O. Weber</i>	<i>aye</i>
<i>John D. Miller, Jr.</i>	<i>aye</i>

Frank Jessie

absent

Route 612: VDOT is in the process of approving a final plan for condemnation.

Route 629: The bridge project is on schedule and the road should be open to through traffic some time in early summer, possible mid-late June.

Route 33: Mr. Miller issued a formal request for lowering the speed limit through Locust Hill. Mr. Surface indicated that he would forward the request to traffic engineering for study.

Mr. Surface noted that while it is not required to notify localities of changes in speed limits, other counties have requested their supervisors be advised.

Route 630: Mr. Crittenden questioned the process to limit through traffic on a road such as 630. Mr. Surface commented that a request for study would have to be made to VDOT. Mr. Crittenden noted no request would be made at this time.

SCHOOL MATTERS

Mr. Lackey, School Superintendent, updated the Board on various school and academic activities. According to Mr. Lackey, he would be making a request for appropriations for fuel at the Board's next day meeting. Mr. Williams requested that Mr. Wilson, the Planning Director, be included in renovation/construction planning meetings. Mr. Lackey noted that he had met with Mr. Wilson and would continue to keep him informed. Mr. Lackey noted his approval of the school resource officer position.

Spending Resolution:

Mr. Crittenden requested the Board consider adoption of a spending resolution, which he said he requested to be drafted following the last meeting. Mr. Crittenden expressed his displeasure at the proposal to approve an additional 2.3 million dollars for the high school renovation without public consideration. Mr. Crittenden stated that major funding requests such as were made need more time for consideration. The proposed resolution would allow time to think about appropriation requests. The motion to adopt the following resolution was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously:

SPENDING RESOLUTION

WHEREAS the Board of Supervisors is charged with the responsibility and duty of providing and planning for the health, safety and general welfare of all the citizens of Middlesex County, and;

WHEREAS part of the responsibility to provide for the citizens of Middlesex County includes the implementation of sound fiscal planning, and;

WHEREAS the Board of Supervisors is often called upon to incur expenses or make appropriations outside of the normal budget planning process, and;

WHEREAS the Board of Supervisors believes that it's fiscal principles and policies should be conservative and that all matters brought before the Board should be properly considered, discussed and debated;

NOW THEREFORE, be it resolved by the Board of Supervisors of Middlesex County that no non-budget expense, appropriation or request for monies, in excess of \$30,000.000, shall be considered or acted upon by the Board unless the matter shall be presented to the Board for at least two weeks prior to any action of the Board.

BE IT FURTHER resolved that this policy shall not be waived without the unanimous consent of the Board of Supervisors upon a finding of urgent public necessity as determined by the Board of Supervisors.

<i>Kenneth W. Williams</i>	<i>aye</i>
<i>Fred S. Crittenden</i>	<i>aye</i>
<i>Lenora O. Weber</i>	<i>aye</i>
<i>John D. Miller, Jr.</i>	<i>aye</i>
<i>Frank Jessie</i>	<i>absent</i>

Mr. Pitts, former Board member, agreed with the Resolution adopted. Mrs. Weber commented that her motion at the February 20th meeting was mis-worded and she knew the funds could not be appropriated without a public hearing.

VIRGINIA COOPERATIVE EXTENSION

Carl Theil-Goin, 4-H Agent, introduced Nadine Brewer-Selph, who was named 4-H Volunteer of the Year for 2000. Mrs. Selph's name was added to the plaque in the Board Room.

AIRPORT MATTERS

Airport Layout Plan:

Mr. Culley informed the Board that the Virginia Department of Aviation had recommended retaining a qualified airport engineering firm that could be contracted to prepare a new Airport Layout Plan. The State has indicated that an update of the existing plan would not suffice. The County could apply for grant funding from the State to finance a percentage of the cost. Mr. Culley suggested appointing an interview committee to interview perspective engineers. Mr. Williams appointed Bob Crump and Scott Kauffman from the Airport Committee, and Mr. Crittenden and Mr. Culley to serve on this committee. A Request for Qualified Engineers would be solicited.

Wings and Wheels:

Jamie Barnhardt and Bob Crump presented a check in the amount of \$2,500 from the Friends of Hummel Field. This was money collected as part of Wings and Wheels 2000 revenue.

Appropriation Request:

The motion approve the following appropriation was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously:

Appropriation of revenue received from sale of fuel to be used to purchase addition fuel: FROM: 3-1-12080-0003 (Airport Revenue) \$20,000.00 TO: 4-1-10020-3012 (Airport-Fuel) \$20,000.00.

CANOE HOUSE LANDING

Mr. Culley advised the Board that he and Mr. Jessie had met on several occasions with Mr. Luck and Mr. Burk, adjoining property owners to Canoe House Landing regarding the boundary lines for the property. Mr. Luck has proposed shifting the property lines at the waterfront and exchanging the approximate 15 feet of waterfront he would lose with an unused piece of property to the rear.

The motion to agree to the exchange of property with Mr. Luck and shifting the property lines at the water by 15 feet was made by Mr. Crittenden, seconded by Mrs. Weber and carried unanimously. A boundary line agreement would be prepared based on a survey to be revised. Mr. Luck has also requested installation of a chain link fence to run along the west property line to the water to assist in keeping people from trespassing on his property.

BOARD OF ZONING APPEALS

No action was taken regarding a recommendation for the Pinetop seat currently held by Tommy Gilbert on the Board of Zoning Appeals.

APPROPRIATIONS

The following appropriations were all passed by unanimous vote; names listed are given for the Board member who made motion to approve, along with the name of the person who seconded the motion.

Two-for-Life: Appropriation of revenue received from State Two-for-Life funds: FROM: 3-1-24040-0009 (Two-for-Life Funding) \$5,588 TO: 4-1-32030-5604 (Central Middlesex Rescue) \$2,794 and 4-1-32030-5605 (Middlesex Rescue) \$2,794. Crittenden/Miller

Fire Programs: Appropriation of revenue received from State Fire Program funds: FROM: 3-1-24040-0010 \$11,538 TO: 4-1-32010-5605 (UMVFD) \$3846; 4-1-32010-5606 (HVFD) \$3846; and 4-1-32010-5607 (LMVFD) \$3846. Crittenden/Miller

Clerk's Office: Appropriation of in-and-out grant funds for computer hardware and software: FROM: 3-1-23080-0001 (Circuit court Clerk) \$3,000 TO: 4-1-21060-7001 (Circuit Court Clerk - Machinery & Equipment). Miller/Crittenden

ENHANCED 911

Tim Wilson, Planning Director, updated the Board on the status of mapping for the Enhanced 911 system and requested the Board's authorization to advertise for a public hearing on the Master Street Name List. Mr. Wilson also requested that the Board consider releasing a request for firms to provide for the installation and maintenance of street signs.

The motion to advertise the hearing for April 17 and for the solicitation of the request for proposals was made by Mr. Miller, seconded by Mr. Crittenden and carried unanimously.

NEW BUSINESS

Hartfield:

Mr. Wilson advised that he had contacted a citizen who wished to have property rezoned regarding application requirements. The rezoning application requires that the owner of the property make application.

Violation:

Mr. Wilson advised that the County is being assisted by Buddy Bland of the Tidewater Soil and Water Conservation District in investigation of a land disturbing violation on property belonging to Pedro Fernandez.

CLOSED MEETING

The motion to conduct a closed meeting for the purpose of discussing personnel issues, pursuant to §2.1-344.a1, 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. Miller, seconded by Mrs. Weber 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 Meeting, there was no action taken.

BUDGET WORK SESSION

Following a recess for lunch, the Board conducted a budget work session. It was the consensus of the Board that the public hearing announcement for the proposed budget includes a proposed tax increase of three (3) cents. It was noted that the tax rate could be adopted at a lower rate. The hearing would be scheduled for 7:30 P.M., on March 20, 2001, in the Board Room.

Expenditures	FY 00-01 Budget	FY 01-02 Budget	% Increase
General Government Administration	883,558.00	960,637.00	8.72%
Judicial Administration	348,340.00	338,959.00	-2.69%
Public Safety	1,875,711.00	1,859,626.00	-0.86%
Public Works	906,606.00	1,012,052.00	11.63%
Public Works - Airport	91,374.00	112,095.00	22.68%
Health & Welfare	1,416,416.00	1,581,111.00	11.63%
Parks, Recreation & Cultural	141,906.00	152,016.00	7.12%
Community Development	135,314.00	160,883.00	18.90%
Environmental Management	81,549.00	82,964.00	1.74%
Capital Projects	244,000.00	140,000.00	-42.62%
E911	97,538.00	592,132.00	507.08%
Transfer to Capital Fund 49		257,020.00	
Transfer to School Funds	4,175,952.00	4,597,669.00	10.10%
Debt Service (Local Funds)	901,978.00	956,073.00	6.00%
Total Expenditures	11,300,242.00	12,803,237.00	13.30%

Revenues	FY 00-01 Budget	FY 01-02 Budget	% Increase
General Property Taxes	7,240,747.00	7,918,029.00	9.35%
Other Local Taxes	1,377,500.00	1,548,834.00	12.44%
Permits, Privilege Fees, etc.	100,100.00	147,900.00	47.75%
Fines & Forfeitures	2,000.00	3,100.00	55.00%
Revenue from Use of Money & Property	243,000.00	261,000.00	7.41%
Charges for Services	32,290.00	34,950.00	8.24%
Airport Revenues	61,400.00	105,500.00	71.82%
Miscellaneous	38,550.00	54,500.00	41.37%
Revenue from the Commonwealth	1,979,470.00	2,012,050.00	1.65%
Revenue from Town of Urbanna	40,006.00	41,876.00	4.67%
Transfer from Other Funds	97,538.00	376,578.00	286.08%
Carryover Funds	87,641.00	298,920.00	241.07%
Total Revenues	11,300,242.00	12,803,237.00	13.30%

ADJOURN

There being no further business, the meeting was adjourned until the regular scheduled meeting on March 20, 2001.

Kenneth W. Williams, Chairman
Board of Supervisors