

**AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, DECEMBER 3, 2002, 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
Michael T. Soberick, County Attorney

CALL TO ORDER

Chairman Williams called the meeting to order at 9:00 A.M. and opened with a prayer.

PRESENTATION OF PLAQUE

Mr. Crittenden presented the Board with a plaque received in recognition of the Board's participation in the Veteran's Day Memorial.

MINUTES

The motion to approve the minutes of the November 5th and November 19th meetings was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

Mr. Crittenden presented a request and motion to change the Board's motion made at the November 19th meeting regarding the rezoning application submitted by Carlton and Edwards, Inc., to eliminate the requirement that the site plan be reviewed by the Board of Supervisors upon its' submission. This motion was seconded by Mr. Jessie and carried unanimously. The proposed use will require submission of a minor site plan application with review by the Planning Director.

DISBURSEMENTS

Board members questioned a payment request to the Department of Transportation. Mr. Crittenden noted that he continued to receive complaints about dog control in Piankatank Shores. The motion to approve the disbursements as presented was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously. Checks numbered 43668 through 43841 totaling \$110,540.22 were disbursed as approved.

PAYROLL

The motion to approve payroll for the month of November was made by Mrs. Weber, seconded by Mr. Jessie and carried unanimously. Checks numbered 43564 through 43666 totaling \$170,513.05 were disbursed as approved.

CONSTITUTIONAL OFFICERS

Treasurer and Commissioner of Revenue:

Mrs. Bray and Mrs. Ebinger were present.

Sheriff

Sheriff Abbott requested the Board's approval to reappropriation \$6,000 previously approved for Officer Boles, with \$4,000 to be applied to the investigator's position, \$1,000 to the task force volunteers and \$1,000 to the volunteer working with defibrillators. The motion to approve this reappropriation was made by Mr. Miller, seconded by Mr. Crittenden and carried unanimously.

HIGHWAY MATTERS

Resident Engineer, Marcie Parker was present for the meeting.

Rural Rustic Roads Program: Mrs. Parker discussed briefly the Rural Rustic Roads Program that is taking place of the Department's "pave in place" program. This program would not require roads to be widened to 18 feet and the cost of improvements is less than half the cost. Resolutions would be required from the Board for each road considered and would include a requirement that development would be limited.

School Bus Loops: Resolutions are required from the School Board to request that the bus loops at the middle school and the elementary school be taken into the State system for maintenance and adoption into the State secondary program.

Traffic Safety Project: Information has been requested regarding the Deltaville bike path project and having this become a traffic safety project through the Department of Transportation.

Harmony Grove Traffic Study: Study still in process.

Route 33/620: Verbal reply that the location did not warrant a traffic signal has been received. This location was originally scheduled for widening, however the project was cut at the district level.

Payment for VDOT Services: Mrs. Parker noted that VDOT assistance was requested by the Sheriff for the Saturday of the park dedication and payment was required for work provided out of normal working hours.

COMMITTEE REPORTS:

Mr. Miller:

- VACo Environmental Committee – the tipping fees being proposed could cost Middlesex County an additional \$50,000 in disposal costs. Resolution Committee – attending a meeting on December 4th regarding a lobbying effort to stop passing funding requirements on to the localities.

Mrs. Weber:

- VACo – details presented on the impact of the State budget cuts.

Mr. Jessie:

- Social Services – Suggested that Mrs. Fitchett meet with the Administrator regarding use of the van and to clear up any misunderstanding of who has been using it. It was suggested that a log sheet be kept in the van for anyone that is using it. It was agreed that the van could be returned for keeping at the Cooks Corner Office Complex and any problems with cleanliness are to be reported to the Administrator's Office.

Mr. Culley:

- Planning District Commission – worked on priorities for legislators; suggested giving counties the same taxing authority as cities and towns.
- Enhanced 911 – Wireless and landline trunk lines have been ordered.

Mr. Soberick:

- Surplus School Property – Mr. Soberick requested the Board take official action to accept the deed to the Wilton School property. The motion was made by Mr. Crittenden, seconded by Mrs. Weber and carried unanimously to accept the deed to the property for recordation. Mr. Crittenden suggested that the Board hold a work session after receiving Rappahannock Central to discuss options for the buildings.

WINGS AND WHEELS

Bob Crump, Chairman for the 2002 Wings and Wheels event, announced that Lee Rosser would be the chairman for the 2003 event. Ann Smith would be the Treasurer; a secretary was needed. Mr. Crump suggested that letters of appreciation be written to the Mr. Harmon of the Regional Jail and Phyllis Curtis for her singing of the National Anthem. Mr. Crump presented a check in the amount of \$1,500 from the Friends of Hummel Field to the Board.

Mr. Williams presented the following resolution to Mr. Crump in recognition of his work with the Wings and Wheels event:

Middlesex County, Virginia
Board of Supervisors

Whereas, Middlesex County, the Airport Committee and the Friends of Hummel Field have been sponsors of the annual Wings and Wheels event at Hummel Field since 1996; and

Whereas, dedicated volunteers have contributed greatly to the success of this event since its inception; and

Whereas, Wings and Wheels 2002 proved itself as an event that was an all-around success with regard to airport promotion, community participation and entertainment value to citizens and visitors to Middlesex County;

Whereas, successful events are the result of careful planning, dedicated volunteers and hard work;

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 A. Crump for his years of committed service in promoting aviation activities at Hummel Field and for his leadership and guidance in serving as the Wings and Wheels event Chairman.

Adopted this 3rd day of December, in the two thousand and two year of our Lord.

Kenneth W. Williams, Chairman

John D. Miller, Jr., Vice Chairman

Lenora O. Weber

Fred S. Crittenden

Wayne H. Jessie, Sr.

APPOINTMENTS

The motion to appoint Mrs. Diana Rollins to the Community Services Board subject to her acceptance, was made by Mr. Crittenden, seconded by Mrs. Weber and carried unanimously.

APPROPRIATIONS

Permit Fee:

The motion to approve the appropriation of funds to cover the permit fee to the Department of Environmental Quality for the wastewater treatment plant was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously; FROM: 3-1-41060-0001, General Fund \$6,000.00 TO: 4-1-10010-7009.

Reimbursement from Bond Proceeds:

The motion to approve the appropriation of funds from the bond proceeds to reimburse the Capital Outlay fund for courthouse design was made by Mrs. Weber, seconded by Mr. Jessie and carried unanimously; FROM: 3-1-41060-0001, General Fund \$193,213.00 TO: 4-1-10010-7016.

REQUEST PAYMENT FROM BOND PROCEEDS

The motion to request the Treasurer pay an invoice of \$66,988.90 from the bond proceeds to Wiley and Wilson for courthouse design was made by Mr. Jessie, seconded by Mr. Miller and carried unanimously.

REQUEST TO WAIVE FEES

The motion to waive the Planning and Building Department fees associated with the construction of an addition at the Upper Middlesex Volunteer Fire Department in Water View was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

ST. JOSEPH'S VILLA

Craig Hedley, Ramon Pardue and Susan Kocoskie, all with St. Joseph's Villa, were present to request the Board's consideration of renting a portion of the addition at Rappahannock Central Elementary School to the school for operation of a pilot day school program from January to July 1, 2003. The school proposed to pay \$2,000 per month in rent. The school would be open for use by the children currently transported to Richmond, Newport News or further for schooling as part of the comprehensive services program. The location of a regional facility in this area would save the County transportation costs to various special education facilities. It is hoped to have forty students in the program.

Mr. Culley suggested that because the group did not currently need the entire building at Rappahannock that perhaps they could use the Wilton facility instead as the heat and water was still cut on at that location. Mr. Hedley indicated he would visit the site for suitability.

This item was tabled until the December 17th meeting.

SCHOOL MATTERS

Agreement:

Mr. Myers presented a proposed hold harmless agreement between the School Board and Board of Supervisors regarding the fiber optic line that had been installed across the Sports Complex property. Mr. Soberick requested some additional language be added and a plat attached to the agreement indicating the location. Mr. Myers would make corrections and return the agreement at the Board's January meeting.

Roof at the High School:

Mr. Myers would discuss the problem with the high school roof with the Board at their next day meeting, indicating that he had received three estimates for repair. Mr. Jessie commented that the problem appears to be improper ventilation causing shingles to come off.

MORATORIUM ON STREET NAME CHANGES

A motion to maintain a moratorium on changes to street names until such time as the Board lifts it was made by Mrs. Weber, seconded by Mr. Miller and carried unanimously.

BUDGET ADJUSTMENTS

Board members agreed that the County should not be responsible for making up the balance from State budget cuts. The following motion was read by Mrs. Weber, seconded by Mr. Miller and carried unanimously:

"I hereby move to require that any department which receives state or federal revenue, which has such revenue reduced to a level less than that amount shown in the current adopted budget for FY 2003, shall have an equal amount reduced in the department appropriation for FY 2003. And furthermore, these budget reductions shall be in effect when the County receives written confirmation of the reductions from the appropriate state or federal agency."

COURTHOUSE PROJECT – WATER SUPPLY

Mr. Jesse Royall and Cliff Parker representing Sydnor Hydro, Inc. were present to discuss options to upgrade the water supply lines that will serve the new courthouse in peak domestic demand and for fire suppression. Two options were presented, both

to include preparing the plans and specifications and coordinating with the Department of Health, installing the system up to the meter box and installing six fire hydrants. One option proposed to run the line down the north side of 17, however, because of existing fiber optic lines at the edge of the highway right of way, additional utility easements would be required from property owners. Sydnor representatives would approach owners for donated easements for an additional \$5,000; the cost of the waterline installation is \$139,217.50. Option two would run the water line down the south side of Route 17, however, this would require the existing sidewalk to be removed and a boring across Route 17. The cost to replace the sidewalk was not included in the price quoted of \$174,836.04.

After discussion of the proposals, it was the consensus of the Board that Sydnor should proceed with plans to use the north side of 17. The motion to enter a contract with Sydnor for \$139,217.50, plus \$5,000 for easement negotiations was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

AIRPORT SURVEY

A motion to proceed with having an obstruction survey performed at the end of the runway to determine the amount to be cut from an obstructing tree was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

COURTHOUSE PROJECT

Mrs. Weber presented boards of the planned interior design for the new courthouse; \$150,000.00 has been budgeted for furniture and fixtures. The proposed designs should come under this budget.

CLOSED MEETING

The motion to convene in closed session pursuant to Code of Virginia §2.2-3711. A.1 to discuss personnel issues and §2.2-3711.A.7 to discuss the obstruction at the south end of the airport runway was made by Mr. Miller, seconded by Mr. Crittenden and carried unanimously. Upon reconvening in open session, the following motion was made by Mrs. Weber, 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.1 and §2.2-3711. A.7 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, the following action was taken. The motion to enter a contract with Mrs. Louise Miller for trimming the pecan tree at the airport was made by Mr. Jessie, seconded by Mr. Crittenden and carried unanimously. The tree is

to be trimmed between January 15 and February 1, 2003. Mrs. Miller will be paid \$1,000 as soon as the cutting is completed. It was further agreed that the tree could be cut at six (6) year intervals during the same period.

ADJOURN

As there was no further business, the motion to adjourn was made by Mr. Jessie, seconded by Mr. Miller and carried unanimously.

Kenneth W. Williams, Chairman
Board of Supervisors