

**AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, AUGUST 5, 2003, IN THE BOARD ROOM OF THE
WOODWARD BUILDING, SALUDA, VIRGINIA:**

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

Absent: John D. Miller, Jr., Saluda District

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

CALL TO ORDER

The Chairperson, Mrs. Weber called the meeting to order at 9:00 A.M. and opened with a prayer; Mr. Culley led the Pledge of Allegiance. It was announced that Mr. Miller was out of town and would not be at the meeting.

MINUTES

The motion to approve the minutes for the July 1st and July 15th meetings was made by Mr. Williams, seconded by Mr. Jessie and carried unanimously.

DISBURSEMENTS

The motion to approve the disbursements as presented was made by Mr. Jessie, seconded by Mr. Crittenden and carried unanimously. Checks dated June 30, 2003, numbered 45830 through 45841 totaling \$50,316.00 and checks dated August 5, 2003, numbered 45842 through 45979 totaling \$612,452.21 were disbursed as approved. Board members requested an update on activities of the Industrial Development Authority.

PAYROLL

The motion to approve payroll for the month of July was made by Mr. Williams, seconded by Mr. Jessie and carried unanimously. Checks numbered 45530 through 45630 totaling \$175,186.18 were disbursed as approved.

CONSTITUTIONAL OFFICERS

Treasurer

Mrs. Bray presented the Board with copies of the delinquent tax lists and advised the Board that it would cost \$1,575 to publish the lists in the paper. The Board agreed that the ad could be run after placing a notice in the local paper two weeks in advance notifying citizens that the list would be published.

Commissioner of Revenue:

Mrs. Ebinger introduced Donna Powell who was hired as a personal property clerk. Mrs. Ebinger advised the Board that they might want to consider increasing the level of eligibility income for the tax relief for the elderly program. The limit is currently set at \$12,000, but Mrs. Ebinger suggested increasing it to \$14,000; the current cap on a refund is \$360.00. There are less than 50 citizens of the County that are still receiving the benefit. Mrs. Ebinger advised the Board that the State required random audit letters be sent out to those involved in the PPTRA program. Rather than sending letters to those that had submitted the proper information, Mrs. Ebinger has been sending out requests for information to those that haven't sent information in; so far 120 letters have gone out. The Board of Equalization will have to work under new regulations, including an extended term length.

Sheriff

Sheriff Abbott presented statistics for the current year – 4796 calls received by dispatch; 4045 of them police calls; 764 building checks made in July; grants received which allowed the purchase of two in-car cameras and four alcohol-sensors. The sheriff advised the Board that he was working to get back into the Tri-Ad program working with elderly people; currently his department is going above the requirements however this could be a way to obtain more state funding.

Deputy Kenny Jordan talked briefly with the Board regarding a program available which provides emergency vehicles to law enforcement personnel for \$1.00 in exchange for allowing the company to provide advertising. Once the sheriff's office makes the initial application, other emergency departments are allowed to make application.

Mrs. Weber asked that Mr. Soberick review the information provided, including the agreement that is required with the County. The Board will consider action on the request once Mr. Soberick is satisfied with the documentation.

ROTARY CLUB

Dennis Durette presented the Board of Supervisors and Matthew Higgins certificates of appreciation in recognition of their part in the Rotary Club's ethics seminar held in the spring. Mr. Durette also advised the Board that Rotary had received authorization to start a High School Rotary Club.

HIGHWAY MATTERS

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

Primary Road Pre-Allocation Hearing: Notice will be arriving soon of the primary road pre-allocation hearing to be scheduled for September 23, Caroline County.

Hilliard's Mill Pond: Repair has been completed and the final inspection has been done, however, the Contractor needs to request that VDOT close the permit. The motion to authorize payment by the County as soon as the permit is closed was made by Mr. Crittenden, seconded by Mr. Jessie and carried unanimously. This money is to be reimbursed to the County from the secondary road maintenance fund.

Bus Loops: The motion to adopt the following resolution was made by Mr. Williams, seconded by Mr. Jessie and carried unanimously:

RESOLUTION

BUS LOOPS

WHEREAS, St. Clare Walker Middle School and Middlesex Elementary School are public schools within the County of Middlesex; and

WHEREAS, §33.1-68 of the Code of Virginia, provides that all roads leading to public schools within the Commonwealth that are traveled by school buses, including those roads that are on school property, shall be improved and maintained as a portion of the secondary system of state highways; and

NOW, THEREFORE BE IT RESOLVED; that the Middlesex County Board of Supervisors respectfully requests that the bus loops of St. Clare Walker Middle School and Middlesex Elementary School be taken into the secondary systems of state highways for improvement and maintenance.

Kenneth W. Williams	aye	_____
Fred S. Crittenden	aye	_____
Lenora O. Weber	aye	_____
John D. Miller, Jr.	absent	_____
Wayne H. Jessie	aye	_____

Bowden Street Closure: The General Contractor has withdrawn his request to close Bowden Street during the erection of steel for the courthouse project.

Route 630 – Weight Restriction: This project has been sent to the Commonwealth Transportation Board for their review, however, it was not placed on their last meeting agenda. Mr. Crittenden requested information of who to contact to get it on the agenda.

Johnson Grass: Mr. Crittenden questioned whether or not the State would be spraying the Johnson grass so that it did not spread into farm fields. Mrs. Parker stated that it has been sprayed once on the primary roads and would be sprayed again. Cutting of primary roads would be in the next few weeks.

Accident Report: The report of accidents received by Mrs. Parker was for critical accidents only and reported for eight specific intersections in the County. Mr. Crittenden requested a copy.

SCHOOL MATTERS

Assistant Superintendent, Cynthia Pitts, reported in the absence of Mr. Myers, who was on vacation.

Construction Projects: Bids close on August 8th for the air conditioning project at the high school gym; there have been 10 interested parties. There have been only two (2) companies interested in the firewall project.

Personnel: Twelve persons have been hired and three will go to the School Board at their next meeting; three positions are still unfilled. All bus driver positions and substitutes have been filled. Mrs. Pitts noted that the speech pathologist position is still unfilled; last year this position was unfilled and the school had to contract for services. There are currently 72 kindergarten students enrolled and a new teacher may have to be added.

Tuition: Tuition for out-of-county students has been set at \$2,700 per child, with no discount for multiple children. Students previously enrolled are being charged \$1,400 per child, with no discount for other children. The first payment is due August 28th and a report will be given at the next meeting. Of the new hires, all will reside in the County.

Food Service: Mr. Jessie questioned whether or not the co-manager's position has been filled at the elementary school, or whether this has been changed to a single manager's position. Mrs. Pitts will check on this information.

Trailers: Mrs. Pitts explained that there had been six trailers and one modular unit that had been sold as surplus property from Rappahannock Central Elementary; the modular unit and three trailers were sold to Lebanon Baptist Church for \$2,300; two trailers were sold for \$1,000 and the County has moved one trailer to Hummel Field to use as a terminal building. A second letter has been sent to Lebanon Church ordering that their trailers be removed from the property before the St. Joseph's opens the Bay School in the media building. Mr. Culley requested approval to clean up the remaining trailers and debris; the lowest price obtained for this work was \$4,500.00 from WHW, Inc. Board members asked Mr. Culley to consider and obtain prices for burning the trailers and disposing of the debris.

A double-wide, single-wide unit and storage building at Wilton Elementary had been purchased for \$4,049.00; all these units have been removed.

Bay School: Bay School's open house was held on August 1st; it is planned that twelve kids will begin the program.

COMMITTEE REPORTS:

Mr. Williams:

- Planning District Commission – staff report for July; no closing date on property for the Middle Peninsula Regional Airport at West Point.

Mr. Jessie:

- Social Services – no report; majority of the meeting was held in Closed Session to discuss Personnel matters.
- Airport Committee – no quorum; report given that grant had been awarded for layout plan and Wings and Wheels.
- Museum – another historical play is being planned for November 15th.

Mr. Crittenden:

- Social Services – No report

Mrs. Weber:

- Airport – Mr. Crump, Airport Committee Chairman, has worked out a plan for night-time training flights by the Naval Air Services from Langley and Patauxent River.

DEBRIS REMOVAL

Board members considered a contract between the County and the Virginia Peninsulas Public Service Authority for debris removal during disaster events. VPPSA has arranged contracts with three firms from out of the state; Board and VPPSA approval are required before a contract can be enacted for actual work. This type of contract arrangement is necessary in order to apply for Federal disaster recovery money. The motion to approve the contract was made by Mr. Crittenden, seconded by Mr. Williams and carried unanimously.

APPROPRIATIONS

Sheriff's Department – DUI Grant – FROM: 3-1-41060-0001, \$1,920.00, Fund Balance TO: 4-1-31020-1004, \$1,920.00, Sheriff's Department – DUI Grant. This was an appropriation of funds remaining in the account as of June 30, 2003. Motion to approve by Mr. Jessie, seconded by Mr. Williams, carried unanimously.

Verizon Contract – FROM: 3-1-41060-0001, \$130,127.00 (from State funds received, but not budgeted), 3-1-41060-0001, \$114,479.00 (fund balance) and 3-9-00300-0001, \$298,443.00 Beginning fund balance – E911 Tax Fund TO: 4-1-36090-3002, \$543,049.00, E-911 Professional Services. This money will fund the 1999 contract with GTE/Verizon as sole-source provider for E911 implementation. Motion by Mr. Williams, seconded by Mr. Jessie, carried unanimously. The original estimate to borrow from the fund balance had been much higher but was offset with State funds received.

APPOINTMENTS

There was no action taken regarding appointments

CHANGE ORDER

Board members reviewed a request from Sydnor Hydro to consider approval of a change order for two items related to installation of the water lines for the courthouse project. The company requested an additional \$6,247.80 to compensate for having to cut through concrete rather than compacted stone and gravel as originally assumed and \$4,098.60 for adding flaggers so workers could work in the right of way off of the sidewalk area. Mr. Crittenden was absent for most of the discussion of this issue and was not present for the vote. Board members agreed that Sydnor should have checked better to see the material they would have to dig through and believed that there was enough in the total contract to cover these additional expenditures. The motion to deny the request for additional funding was made by Mr. Williams, seconded by Mr. Jessie and carried by a vote of 3 for (Weber, Williams, Jessie) 2 absent (Miller and Crittenden). Mr. Crittenden returned to the meeting following the vote.

BIOSOLIDS

Board members agreed to wait and see what action other counties would be taking related to biosolids.

OLD/NEW BUSINESS

Highway Matters: Mr. Crittenden announced that he had spoken by phone with VDOT Fredericksburg District Administrator, David Ogle, who will check into finding out why the Route 630 weight restriction had not been put on the agenda for action by the Commonwealth Transportation Board.

CLOSED SESSION

The motion to convene in closed session regarding personnel issues, pursuant to §2.1-3711.a1 and consultation with legal council per §2.1-3711.a7 was made by Mr. Jessie, seconded by Mr. Williams and carried unanimously.

Upon reconvening in open session, the following motion was made by Mr. Crittenden, 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.1 and §2.1-3711.a7 as 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.

ADJOURN

As there was no further business, the meeting was adjourned. The next regular meeting was scheduled for August 19, 2003.

Lee O. Weber, Chairperson
Board of Supervisors