

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, JANUARY 6, 2004, 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

This being the annual organizational meeting of the Board, the meeting was called to order at 9:00 A.M. by Mr. Culley, who opened with a prayer and pledge. The floor was opened for nominations for the position of chairman. Mrs. Weber was nominated as chairperson by Mr. Crittenden; second by Mr. Williams. There being no others, the floor was closed for nominations by motion of Mr. Crittenden, second by Mr. Miller. The motion to elect Mrs. Weber as chairperson carried by a vote of 4-0-1 with Mrs. Weber abstaining.

Mr. Crittenden was nominated as vice chairman by Mr. Williams; second by Mr. Miller. There being no other nominations, the floor was closed for nominations by Mr. Miller, second by Mr. Williams. The motion to elect Mr. Crittenden as vice chairman carried by a vote of 4-0-1, with Mr. Crittenden abstaining.

The motion to continue meeting on the first Tuesday of each month at 9:00 AM, and the third Tuesday of each month at 7:30 PM, in the Board Room of the Woodward Building, was made by Mr. Miller, seconded by Mr. Williams and carried unanimously.

Mrs. Weber took the Chair.

PRESENTATION

Mr. Jessie and Mr. Crittenden, Supervisor representatives on the Social Services Board of Directors, presented Mrs. Kathryn Fitchett a plaque for her service of 34 years to the Department of Social Services. Mrs. Fitchett officially retired December 31, 2003.

MINUTES

The motion to approve the minutes of the December 2nd and December 16th meetings was made by Mr. Crittenden, seconded by Mr. Jessie and carried unanimously.

DISBURSEMENTS

The motion to approve the disbursements as presented was made by Mr. Williams, seconded by Mr. Miller and carried unanimously. Checks numbered 47275 through 47395 totaling \$259,826.30 were disbursed as approved.

PAYROLL

The motion to approve payroll for the month of December was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Checks numbered 46597 through 46698 totaling \$179,020.57 were disbursed as approved.

CONSTITUTIONAL OFFICERS

Treasurer

Mrs. Bray was available for questions from the Board.

Commissioner of Revenue:

Mrs. Ebinger noted that the reassessment firm was working on mobile homes reporting and seemed to be on track.

Sheriff

Major Jordan filled in for the Sheriff, who was away at another meeting. There were no questions from the Board of Supervisors.

COMMITTEE REPORTS:

Mr. Miller:

- Department of Environmental Quality – Representatives met with representatives of the Planning District Commission and local governments. Mr. Miller noted his disappointment with the meeting and commented that the State was making up rules as they go.
- Library Board – working on Library Board budget with Bill Wills.

- Dragon Run Meeting – Mr. Miller believes that the Dragon Run will suffer as it is opened up to tourists who could destroy it.
- Probation Services Board – will meet later this month.

Mr. Williams:

- Planning District Commission – also met with DEQ representatives. New regulations will be made final in July.

Mr. Jessie:

- Social Services Board – the new director is Denise Brown, who will be starting January 26th.

Mr. Crittenden:

- Social Services Board – Mr. Crittenden noted that he was pleased with the selection of Ms. Brown as the new director.

Mrs. Weber:

- Comprehensive Services – expenses for services appear to be leveling out; there have not been many new cases.
- Jail Board – looking for big cuts within their budget for the next year – 75% in some spots.
- Construction – there will be a meeting with the architects later this month to get some questions resolved.
- Regional Reassessment – A memo was received from the Gloucester Administrator which indicated that Gloucester would not be participating in a regional reassessment proposal.

HIGHWAY MATTERS

Resident Engineer, Marcie Parker was present for the meeting.

Hurricane Isabel: Debris clean-up is complete.

Pre-Allocation Hearing: Results from the pre-allocation hearing should be ready in draft form by February or March.

Rural Rustic Roads: Will be scheduling a meeting with Planning Director, Matt Higgins, to discuss this program.

Outfall Pipe: Mrs. Parker commented that sand has blocked the drainage outlet to the river, which is on private property. VDOT is attempting to remedy the situation and is waiting for permits from various state and federal departments; the application for repair work is currently in the environmental department of VDOT. Mr. Crittenden requested a copy of the file.

Bus Loops: Typical sections of construction have just been received. VDOT will prepare the resolutions necessary for VDOT to take over maintenance.

SCHOOL MATTERS

Budget: Mrs. Pitts presented a report of budget versus actual expenses for the school system. Major problem areas include expenses for electricity and fuel.

Enrollment: The budget was based on 1330 students; enrollment was 1334 today.

Firewall: The project began before the end of year as required by the Building Official; the fire doors will be the hold up.

PERSONAL WATERCRAFT

Mr. Randolph Segar was present representing the Izaak Walton League in requesting the Board of Supervisors endorsement of legislation being proposed by the General Assembly. The bill as proposed would allow the County to adopt local regulations for control of personal watercraft (such as jet skis). Mr. Segar sited the environmental and wildlife problems that are caused by these vehicles navigating in shallow waters. According to Mr. Segar, the ordinance would allow for enforcement by any law enforcement officer, not just county employees.

Board members agreed to conduct a public informational hearing at their January 20th meeting.

APPROPRIATION REQUEST

The motion to approve the following appropriation was made by Mr. Jessie, seconded by Mr. Miller and carried unanimously: FROM: 3-1-18030-0001, \$643.00 TO: 4-1-43020-3002, \$643.00. Reimbursement of current year expenses on High School Parking Lot from School Construction Bond Fund. FY-03 expenses of \$5,494.50 have been reimbursed to the General Fund.

APPOINTMENT

The motion to appoint Mr. Miller to serve as the County's representative on the Tidewater Resource Conservation and Development Board was made by Mr. Williams, seconded by Mr. Crittenden and carried unanimously.

FOREST CONSULTING AGREEMENT

The Board reviewed a performance agreement submitted by John Magruder of Three Rivers Forestry to provide timber cruising services for a fee of ten (10) percent of the timber sold from the County property near the airport. If the timber is left unsold, a fee of \$400.00 is to be paid to Mr. Magruder. The motion to enter an agreement with Mr. Magruder was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

SCHOOL CONSTRUCTION

Mr. John Moore was present to give a final accounting of school projects. Mr. Moore advised the Board to be watchful of the following:

Elementary School: Extended warranty on boilers; a modification that was supposed to have been installed in November has not be completed; this would reduce operational costs; warranty on the air conditioning should have been extended; landscaping is not complete; fencing around the oil tank and lines has not been installed.

High School: Extended warranty on the boiler units; extended warranty on the air conditioning units until June 4; modification to AC2 unit in the courtyard – need to reach an agreement that warranties are not voided; funds were being retained from the architect because of issues under the architects control.

Remaining monies in the construction account are still under the control of Mr. Moore, Mr. Crittenden, Mr. Culley and the Treasurer. These are the only representatives of the County that can sign transfer of funds requests. Mr. Moore noted that Mr. Miller had campaigned against him working in this capacity, but Mr. Moore indicated that he would continue to represent the Board of Supervisors should they be unanimous in their desire for him to serve. All the Board members thanked Mr. Moore for the work that he has done with the school construction projects and were unanimous in their expression that he continue with this duty.

Plaque: Mrs. Weber presented Mr. Moore with a plaque in appreciation of his work managing the construction projects and service to the School Board.

RECESS

The motion to recess the meeting for lunch, reconvening at 1:30 P.M., was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Mrs. Weber announced that the Board would be meeting in closed session following lunch to discuss personnel matters, however there would be no action taken.

CLOSED MEETING

Upon reconvening, the motion to convene in closed session to discuss matters relating to personnel, per Code of Virginia §2.1-3711.A1, was made by Mr. Miller, seconded by Mr. Williams 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 §2.1-3711.A1 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 meeting was scheduled for January 20, 2004, at 7:30 P.M.

Lenora O. Weber, Chairman
Board of Supervisors