

AT A SPECIAL MEETING OF THE MIDDLESEX COUNTY BOARD OF
SUPERVISORS HELD ON THURSDAY, FEBRUARY 15, 2007, IN THE BOARD
ROOM OF THE WOODWARD BUILDING, SALUDA, VIRGINIA:

Present: John D. Miller, Jr., Saluda District
Wayne Jessie, Sr., Jamaica District
Fred S. Crittenden, Pinetop District
Robert A. Crump, Saluda District
Kenneth W. Williams, Pinetop District

Charles M. Culley, Jr., County Administrator
Marcia Jones, Assistant Administrator

CALL TO ORDER

The meeting was called to order at 2:00.M. by the Chairman, Mr. Miller.

CLOSED MEETING

The motion to meet in Closed Session for consultation with legal counsel regarding potential courthouse litigation, pursuant to §2.2-3711.A7, was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously. Upon reconvening in open session, the following motion was made by Mr. Williams, 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.A7 as identified in the motion by which the Closed Meeting convened were heard, discussed, or considered by the public body.

Action:

Waterproofing Project:

The motion to have contract documents prepared to engage Richmond Primoid to do waterproofing repair work at the Courthouse in the amount of \$128,880.00 was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously. Contract documents would be prepared by the attorney and engineer for the courthouse project.

Generator Project:

Board members had reviewed the recommendation submitted by Steve Burks of Baskervill for the generator project. Due to the short time frame to have the work done, and submission of incomplete information by the bidders, the motion to directly purchase the generator and transfer switch from Carter Machinery for \$141,882.00 was made by Mr. Crump, seconded by Mr. Jessie. Installation will be negotiated with the lowest bid contractor, for a total of equipment and installation not to exceed

\$241,882.00. The motion included that \$50,000.00 would be appropriated from the general fund and the remaining \$191,882.00 necessary to fund the project would come from the Courthouse bond fund. This motion carried unanimously.

BOND REFINANCING

Mr. Culley reported that the projected savings if 2002 bonds are refinanced through the VACo/VML Finance Program has been reduced to approximately 2.88%. Insurance costs through VACo/VML have been quoted at \$132,104.00, because the County has received a BBB rating from the company they would use. Mr. Culley reported that he has had difficulty getting complete information from the VACo/VML group. Davenport and Company continues to report a savings of approximately 3.5%, possibly more, with insurance costs of \$39,357.00.

Mr. Crittenden commented that it was important to have someone that the County can deal with. Mr. Williams noted that he wanted the County to save as much as possible. Mr. Culley noted that if the Board should decide to pull out of the VACo/VML program it would be good to cover the legal fees that they expended. The motion to withdraw from the VACo/VML program, reimbursing up to \$11,000.00 in legal fees, and proceed with refinancing through Davenport and Company at a net savings on not less than 3.5%, pending approval of the Resolution by the County Attorney was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously.

JOINT MEETING WITH SCHOOL BOARD

The Board was reminded that they would meet with the School Board on Thursday, February 22nd, at 9:00 A.M. to tour the schools followed by a budget work session and lunch.

LOCKLIES CREEK

Mr. Williams requested an update on projects at Locklies Creek. Mr. Culley explained that the application for raising the existing pilings has been held by the Virginia Marine Resources Commission pending approval by the Health Department in Richmond. The Health Department has indicated that because boats are allowed to moor at the public dock overnight, and because the dock is lit, it is classed as a marina and therefore must conform to all requirements of a marina, including having pump outs, flushing toilets and running water. Written clarification on requirements has been requested from the State Health Department.

RECESS

There being no further business, the motion to recess until the regular meeting scheduled for February 20, 2007, was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously.

John D. Miller, Jr., Chairman
Board of Supervisors