

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, JULY 15, 2008, IN THE BOARD ROOM OF THE
HISTORIC COURTHOUSE, SALUDA, VIRGINIA:

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

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

CALL TO ORDER

The Chairman Mr. Williams called the meeting to order at 7:30 P.M. Mr. Miller offered a prayer and Mr. Culley led the Pledge of Allegiance.

REZONING APPLICATION 2008-02

The applicant, Gene Ruark, requested that action on the application be tabled until the night meeting on August 19. Mr. Soberick noted that he would not be present at that meeting and asked that action be postponed further. The motion to schedule action on the application for September 2, 2008, was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously.

DELTAVILLE MARITIME MUSEUM

Gene Ruark requested Board approval to install a museum case on the first floor of the Woodward Building, similar to the one in place for the Middlesex Museum that would contain information on the Deltaville Maritime Museum. The motion to approve the case was made by Mr. Miller, seconded by Mr. Crump and carried unanimously.

POLICE SERVICES AGREEMENT

Mr. Culley requested that action on the police services agreement between the Town, Sheriff and County be tabled until the August 5th meeting. The motion to table action was made by Mr. Miller, seconded by Mr. Crump and carried unanimously.

WATCH FOR CHILDREN SIGN

Board members considered a request for a Watch for Children sign to be installed on Route 646 Long Point Lane. The motion to approve the request was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously:

RESOLUTION VIRGINIA DEPARTMENT OF TRANSPORTATION WATCH FOR CHILDREN SIGN – LONG POINT LANE

WHEREAS, a citizen of Long Point Lane has requested that a "Watch for Children" sign be installed to alert motorists of children playing nearby; and

WHEREAS, the Code of Virginia, §33.1-210.2 allows counties to submit requests for installation and maintenance of signs alerting motorists that children may be at play nearby; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Middlesex County, Virginia, hereby requests that a "Watch for Children" sign be installed at a location approximately 2300 feet from the intersection of Route 646 (Long Point Lane) and Route 3 (Grey's Point Road); and

BE IT FURTHER RESOLVED that funding for the installation of this sign should come from the secondary system construction allocation for Middlesex County and that maintenance of such sign shall be paid out of the secondary system maintenance allocation to the County.

Charles M. Culley, Jr., Clerk

PULLER CENTER LEASE

The motion to approve the lease agreement with the Community Services Board to lease a portion of the Puller Center was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

CONSIDERATION OF ORDINANCE TO REMOVE BOATS

Complaints have been received from Delegate Morgan regarding a boat that has been abandoned on LaGrange Creek. Virginia Marine Resources officers have indicated that the boat is out of their jurisdiction to remove. The State Code has enabling legislation that if adopted by the County in the form of an ordinance would allow the County to remove the boat or other obstructions from the water.

Gene Ruark commented that as a marina owner he thought it was a great idea because there are numerous times that boats become abandoned. Mr. Miller commented that it sounded like a good idea, but it also sounded like a lot of work and a lot of expense to the county. The motion to not pursue establishing an ordinance was made by Miller, seconded by Mr. Crump and carried by a vote of 4-1 (Williams

opposed). Mr. Williams commented that a lot of marinas have problems with abandoned boats and he would not have been opposed to having a public hearing.

COMMONWEALTH ATTORNEY

The position of Commonwealth Attorney was made full time effective July 1, 2008. The County does not have office space or furnishings for this position and space in the Saluda area is very limited. One space has been found that the owner is willing to renovate if the County is willing to sign a 3-year lease, for \$800.00 per month. This would give the County time to design and build office space in the basement of the courthouse should that be the desire of the Board. Office space rented previously for the General District Court offices was \$600.00 per month. This space is no longer available. The motion to enter a lease agreement with Saluda Professional Center for \$800.00 per month for a 3-year period was made by Mr. Crump, seconded by Mr. Jessie and carried unanimously.

AIRPORT

Mr. Culley stated that the engineer for the retaining pond is still working on trying to get a plan approved. Virginia Power will not design underground service until the pond is in place. Mr. Culley commented that the contractor is just as anxious for this project to be completed because the County is holding funds until the project is complete.

PAYROLL

The motion to approve payroll for the month of July was made by Mr. Miller, seconded by Mr. Crump and carried unanimously. Checks numbered 62152 through 62229 and 62312 through 62328 totaling \$331,594.50 were distributed as approved.

DISBURSEMENTS

Mrs. Jones noted that the check payable to Mr. Campbell had been lowered and an additional disbursement was included for the County's annual donation to the Sports Complex. The motion to approve the disbursements as corrected was made by Mr. Crump, seconded by Mr. Miller and carried unanimously. Checks numbered 62329 through 62330 and 62230 through 62311 totaling \$13,329.80 were disbursed as approved.

NEW BUSINESS

Bay Art School – The motion to send a letter of support for the Bay Art School was made by Mr. Crump, seconded by Mr. Miller and carried unanimously. It is understood that there is no cost involved with this support.

Meadows Trailer Park – The owners of Meadows Trailer Park have requested that the Board consider adoption of a leash law for their property. According to Mrs. Jones there have been several instances of biting and aggressive dogs and the Animal Warden has to respond on a regular basis. Mr. Soberick requested time to review the request and noted that the owner needs to take more aggressive steps to prevent actions, such as making it a condition of the lease that no animals can be left outside unattended.

Re-inspection Fee – Mr. Miller Smither was present on behalf of the Wetlands Board to ask the Board's consideration of including a re-inspection fee for wetlands projects. Mr. Smither suggested a minimum \$25.00 fee be charged. Mr. Crump noted that all fees are being looked into and suggested that this review include Mr. Smither's request. The motion to include the request for charging a re-inspection fee was made by Mr. Crump, seconded by Mr. Miller and carried unanimously.

Mr. Miller questioned whether or not a wetlands permit was required for repair of marine structures. According to Mr. Miller, there are some instances where a local permit is being required, and the State is not requiring a permit, in particular, replacing a bulkhead with a new one in the same footprint. This will be researched with information presented.

ADJOURNED

There being no further business, the meeting was adjourned until the next regular meeting scheduled for August 5, 2008, 9:00 a.m., in the Board Room of the Historic Courthouse.

Kenneth W. Williams, Chairman
Board of Supervisors