

1. MEETING MINUTES

Attached for your consideration please find a copy of the Board of Supervisor's meeting minutes for the regular session of November 25, 2013.

MOTION REQUIRED: Unless corrections or additions to the minutes are noted, they will be considered approved as presented by unanimous consent.

At a regular meeting of the Southampton County Board of Supervisors held in the Board Room of the Southampton County Office Center, 26022 Administration Center Drive, Courtland, Virginia on November 25, 2013 at 6:00 PM.

SUPERVISORS PRESENT

Dallas O. Jones, Chairman (Drewryville)
Ronald M. West, Vice Chairman (Berlin-Ivor)
Dr. Alan W. Edwards (Jerusalem)
Glenn H. Updike (Newsoms)
Carl J. Faison (Boykins-Branchville)
Barry T. Porter (Franklin)
S. Bruce Phillips (Capron)

SUPERVISORS ABSENT

OTHERS PRESENT

Michael W. Johnson, County Administrator (Clerk)
Lynette C. Lowe, Finance Director
Beth Lewis, Director of Community Development
Julien W. Johnson, Jr. Public Utilities Director
Richard E. Railey, Jr., County Attorney
Cynthia J. Edwards, Administrative Secretary

OTHERS ABSENT

Chairman Jones called the meeting to order.

After the Pledge of Allegiance, Supervisor Faison gave the invocation.

Chairman Jones stated that the first item on the agenda is a closed session.

Mr. Michael Johnson stated it is necessary for this Board to now conduct a closed meeting in accordance with the provisions set out in the Code of Virginia, 1950, as amended, for the following purpose:

- 1) In accordance with Section 2.2-3711 (A) (19), Discussion of plans related to the security of the Southampton Courthouse, and the safety of persons using such facility;
- 2) In accordance with Section 2.2-3711 (A) (5), Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community;
- 3) In accordance with Section 2.2-3711 (A) (7), Consultation with legal counsel and staff members regarding the Amended and Restated Performance Agreement with Enviva, L.P., where such consultation in an open meeting would adversely affect the negotiating posture of the governing body;
- 4) In accordance with Section 2.2-3711 (A) (3), Discussion or consideration of the disposition of publicly held real property at 22361 Main Street, Courtland, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and
- 5) In accordance with Section 2.2-3711 (A) (1), Discussion and consideration of prospective candidates for assignment and promotion.

A motion is required to convene a closed meeting for the purposes described above.

Chairman Jones asked if he could get a motion to go into closed session.

Supervisor West made a motion to go into closed session.

Supervisor Porter seconded the motion which carried unanimously.

Chairman Jones stated that at this time he needed the reading of the certification resolution to go back into open session.

Supervisor West read the certification resolution to go back into open session.

RESOLUTION OF CLOSED MEETING

WHEREAS, the Southampton County Board of Supervisors had convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Southampton County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public matters as were identified in the motion convening the closed meeting were heard, discussed and considered by the Southampton County Board of Supervisors.

Supervisor West made a motion to adopt the certification resolution.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones stated that we are now back in open session and we didn't talk about anything that we weren't supposed to.

Chairman Jones stated that item number three was actions arising from the closed meeting and that there were none.

Chairman Jones stated that item number four was approval of the minutes. He asked if anybody had any problem with the minutes. There being no corrections or additions to the minutes they were approved as presented.

Chairman Jones stated that the next item of business was number five – Highway Matters.

Supervisor West said everybody is mighty quiet.

Chairman Jones asked Mr. Michael Johnson if he had anything new on highway matters.

Mr. Michael Johnson said he didn't have anything new. He stated that he had some follow up from the two items from last month and he would certainly be glad to take whatever you have this month.

Chairman Jones called on Supervisor West. He asked Supervisor West if he had anything.

Supervisor West said not a thing sir. He said he was just pleased with the way things are.

Chairman Jones called on Supervisor Faison.

Supervisor Faison stated that he didn't have anything.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said I'm trying to think.

Chairman Jones called on Supervisor Edwards.

Supervisor Edwards said not a thing, thank you.

Chairman Jones called on Supervisor Updike.

Supervisor Updike said I'm going to let you get by this month.

Chairman Jones stated that we would move on to the next item – Appointments.

Mr. Michael Johnson said the first one, Mr. Chairman, is the Industrial Development Authority. We talked about it last month. Mr. V. S. Pittman, II's term on the IDA will expire on December 31 and I think Supervisor Phillips has been talking to some perspective candidates.

Supervisor Phillips said he talked with Mr. V. S. Pittman, II and because of the most recent redistricting that has put him in the Boykins District. So, he is willing to continue to serve, but I have spoken to Mr. Bill Day who is a Capron representative, and he has agreed to serve and to represent the Capron District. So tonight I would like to put his name in as a candidate for this position.

Chairman Jones said Day.

Supervisor Phillips said Mr. Bill Day.

Supervisor West said Dey or Dae.

Supervisor Phillips said Day.

Chairman Jones asked was he putting that in the form of a motion.

Supervisor Phillips said yes sir.

Supervisor Edwards said he would second that motion which carried unanimously.

Chairman Jones stated the next item was B.

Mr. Michael Johnson stated that B is the Western Tidewater Community Services Board. We talked about this one last month as well, Mrs. Dorothy Jones' term on that Board will expire on December 31 and she is eligible for reappointment and I think Supervisor Phillips has spoken with her as well.

Supervisor Phillips said, Mr. Chairman, I have spoken with Mrs. Dorothy Jones and she has served on this Board for some time. I had a long conversation with her about this and she is willing to continue to serve. And, I would like to re-nominate her. She was a wealth of information. She helped me to better understand what this Board does. I would say that she is doing an excellent job.

Chairman Jones stated that he had a motion on the floor and asked if he had a second.

Supervisor Edwards stated that he would second it. The motion carried unanimously.

Chairman Jones stated that we would go to item C.

Mr. Michael Johnson stated that item C. is Community Policy and Management Team. As you all may remember, in order to continue receiving state funds for delivery of services mandated by the Comprehensive Services Act (CSA), the county is required to maintain a community policy and management team to cooperatively manage the needs of troubled and at-risk youths and their families. The team is comprised of one designee from the governing body (Mrs. Lynette Lowe), and the local agency heads or designees of the Community Services Board, juvenile Court Services Unit, Department of Health, Department of Social Services, Sheriff's Office, The Children's Center, and the local School Division. The team must also include a parent representative. You may remember you just appointed Ms. Joy Eaton back in August). You see

correspondence in your agenda from our local CSA Coordinator, Mrs. Amy Lehman as she is seeking your consideration in officially appointing Deputy Lundy Sadler as the Sheriff's Office representative, and Ms. Dorothy Bryant as The Children's Center representative.

Chairman Jones asked if anyone had any problem with that.

Supervisor Edwards made a motion to appoint Deputy Lundy Sadler and Ms. Dorothy Bryant to the CPMT.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones stated that we would move to item D.

Mr. Michael Johnson stated that item D relates to the County Building Official. The Virginia Uniform Statewide Building Code (VUSBC) provides that, "Every local building department shall have a building official as the executive official in charge of the department. The building official shall be appointed in a manner selected by the local governing body." Under the new Shared Services arrangement, Mr. Donald Goodwin is the most experienced Code Official, first achieving certification as a Building Official in 1987. He is also certified as a Fire Protection Inspector and Plans Examiner, a Commercial Building Inspector and Plans Examiner, as well as an Amusement Device Inspector. He has continuously served as the Building Official in the City of Franklin since the early 1990's. Under the VUSBC and the new Shared Services program, it is necessary for Mr. Donald Goodwin to be officially recognized as the "Building Official" by Southampton County. He stated that we have Mr. Donald Goodwin here with us tonight. He said he would like to ask him to stand. He said Mr. Donald Goodwin I don't know if you have any remarks that you would like to make.

Mr. Donald Goodwin said he would just welcome the opportunity.

Chairman Jones asked if anyone had any questions.

Supervisor West said not a thing. He said it sounds good.

Chairman Jones stated that he needed a motion.

Supervisor West made a motion to appoint Mr. Donald Goodwin as the Building Official for Southampton County.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones said welcome aboard Mr. Donald Goodwin.

Mr. Michael Johnson said Mr. Donald Goodwin is not being rude; he has a part in a public hearing in the City of Franklin at 7:30 PM so he needs to leave.

Chairman Jones said I understand; he is wearing two hats.

Chairman Jones stated that we would go to item number seven – Reports. Reports were Financial Report, Sheriff's Office, Animal Control, Litter Control, Treasurer's Office. He stated that Mr. David Britt was not here.

Mr. Michael Johnson stated that Mr. David Britt is not here, but there is a printed report at your place tonight.

Chairman Jones said yes we have a print out. He asked if anyone had any questions on this.

Supervisor Porter said he thought the Treasurer's Report should be read for the public.

Chairman Jones said Mr. Michael Johnson will you read that for us please.

Mr. Michael Johnson said I'm not sure that I have one at my place. He asked Supervisor Phillips if he could take his.

Mr. Michael Johnson said the amount of 2013 taxes for real estate and personal property collected to date \$5,293,609.56. The remaining amount of 2013 taxes to be collected is \$11,320,572.40. We will be processing a check for \$2.5 million tomorrow to pay off the line of credit that you all established a month or so ago. And, we will fully pay off that revenue anticipation note as of tomorrow. It is my understanding that the cash balance as of today was about \$5.5 million dollars.

Chairman Jones asked if anybody had any questions.

Supervisor Phillips asked if he had any idea how much that revenue anticipation note costs the county?

Mr. Michael Johnson said he would have to go look. I can't tell you right off the top of my head, but I'll let you know next month.

Supervisor Phillips said thank you.

Supervisor Porter said he would just like to say one thing. He would like to thank all the residents who made the effort to pay off their taxes ahead of time so we could pay off the note.

Chairman Jones said thank you. Other reports were Cooperative Extension, Solid Waste Quantities, and Personnel. He asked Mr. Michael Johnson if he wanted to give us a Personnel Report.

Mr. Michael Johnson said yes sir. I have a number of items to report on personnel. Starting first in the Commonwealth Attorney's Office we had one employee hired effective November 1, 2013, Christopher M. Bell, starting salary \$49,601. We had two employees hired as of November 12, 2013, in the Department of Utilities (and we talked about this last month) Mr. David L. Howell with an annual salary \$40,000 and Mr. Jason A. Lee with an annual salary of \$23,383. You all may also recall back at your July meeting you approved a reclassification plan for the Sheriff's Office. You have got an extensive list on a person by person basis and so what that reclassification means is basically all of the law enforcement deputy sheriffs were regraded from what was a grade 21 up to a grade 24; so they moved up three grades. The Sergeants, Lieutenants, and the Administrative Personnel in the Law Enforcement Division all moved three grades. And, the Corporals in the Law Enforcement Division moved two grades from grade 23 to grade 25. On the Detention side the deputy sheriffs that work with corrections were re-graded by one grade from a grade 21 to a grade 22. And, the Sergeants, Communication Officers, Cooks, and the Administrative people on that side also went up one grade. What that really means is that 56 people that were affected and the aggregate sum of the salary adjustments based on those reclassifications is \$130,691.00. The fringe benefits associated with this is another \$34,489.00. So, the total sum on an annual basis is \$165,180.00 for a full twelve months. The employee reclassifications for the Sheriff's Office are stated below:

Employee	Date	Department	Salary
Angel Joshua J.	11/01/13	Sheriff	\$36,922
Artis, Aviva C.	11/01/13	Sheriff	\$31,336
Avent, John G.	11/01/13	Sheriff	\$31,336
Barnes, Beverly A.	11/01/13	Sheriff	\$28,206
Bell, Harlee T.	11/01/13	Sheriff	\$28,422
Bell, Kimberly C.	11/01/13	Sheriff	\$30,376
Blythe, J. Michael	11/01/13	Sheriff	\$41,673
Bowden, Jonathan M.	11/01/13	Sheriff	\$41,673
Boyce, Dylan T.	11/01/13	Sheriff	\$31,336
Busching, Robert W.	11/01/13	Sheriff	\$41,673
Carr, Robert M.	11/01/13	Sheriff	\$33,490
Clasp, Nina R.	11/01/13	Sheriff	\$35,644
Clasp, Thomas K.	11/01/13	Sheriff	\$31,336
Cobb, Camden S.	11/01/13	Sheriff	\$36,922
Colby, Ronald D., Jr.	11/01/13	Sheriff	\$34,547
Cook, Loretta B.	11/01/13	Sheriff	\$24,991
Croak, Elizabeth A.	11/01/13	Sheriff	\$28,422

Darden, Michael L.	11/01/13	Sheriff	\$59,028
Forren, Dwayne A.	11/01/13	Sheriff	\$37,798
Fuller, James H.	11/01/13	Sheriff	\$34,547
Griffin, Ashley	11/01/13	Sheriff	\$28,422
Griffith E. Greg	11/01/13	Sheriff	\$50,653
Griffith, Scott T.	11/01/13	Sheriff	\$38,768
Griggs, John W., Jr.	11/01/13	Sheriff	\$37,798
Holland, William B.	11/01/13	Sheriff	\$46,423
Jarratt, William G., Jr.	11/01/13	Sheriff	\$39,298
Johnson, Matthew N.	11/01/13	Sheriff	\$33,490
Kindred, Jerrel J.	11/01/13	Sheriff	\$35,644
Lee, David S.	11/01/13	Sheriff	\$34,547
Malcolm, Teresa L.	11/01/13	Sheriff	\$37,798
McKinney, M. E. Fancher	11/01/13	Sheriff	\$36,922
Mills, Dominique A.	11/01/13	Sheriff	\$30,376
Neave, Robbie Lynn	11/01/13	Sheriff	\$43,756
Parsons, Ernest L.	11/01/13	Sheriff	\$39,298
Pearce, Robert B., Jr.	11/01/13	Sheriff	\$33,490
Prince, Lisa C.	11/01/13	Sheriff	\$30,376
Rollins, Shana P.	11/01/13	Sheriff	\$30,376
Rose, Teresa G.	11/01/13	Sheriff	\$36,238
Sadler, Lundy G.	11/01/13	Sheriff	\$36,922
Scott, Brenda D.	11/01/13	Sheriff	\$23,383
Smith, Brenda S.	11/01/13	Sheriff	\$37,798
Stapleton, William D.	11/01/13	Sheriff	\$45,944
Stevens, Robert T.	11/01/13	Sheriff	\$47,766
Stith, Jovan S.	11/01/13	Sheriff	\$33,490
Story, J. Kevin	11/01/13	Sheriff	\$35,644
Turner, Bruce W.	11/01/13	Sheriff	\$34,547
Turner, Mark B.	11/01/13	Sheriff	\$47,766
Vance, Billy G.	11/01/13	Sheriff	\$45,944
Vick, Jim I., Jr.	11/01/13	Sheriff	\$35,644
Watson, Stanley E.	11/01/13	Sheriff	\$39,953
Whitby, Douglas W.	11/01/13	Sheriff	\$31,336
Winslow, Benjamin L.	11/01/13	Sheriff	\$31,336
Woodard, Dennis M.	11/01/13	Sheriff	\$37,798
Worth, David I.	11/01/13	Sheriff	\$31,336
Wyche, Josh A.	11/01/13	Sheriff	\$62,211
Xinos, Vicki L.	11/01/13	Sheriff	\$29,325

There was one employee separated from the Commonwealth Attorney's Office, Steven Bulger, effective October 11, 2013.

Chairman Jones asked if there were any questions.

Supervisor Updike said he had one question. This \$160,000 was supposed to be collected in fees, traffic fees. How much has been collected from traffic court to pay these salaries?

Mr. Michael Johnson said currently we are about on the same pace as we were, Supervisor Updike, as we were last year, but keep in mind that the Board didn't approve it until the end of July and then there was a period to get started and it takes about thirty days for it to be collected once the tickets are written. We talked to the Sheriff today and the Sheriff assures me the tickets are being written. You just won't see the revenue start to pick up probably until next month.

Supervisor Updike said he would like to keep tabs on what is going on.

Mr. Michael Johnsons said that was a good question.

Supervisor Updike said before we go to the next item I would like to ask for a couple of more reports. He said he would like to congratulate Chairman Jones on his award. He said he would like for Chairman Jones to give us a report on his trip and what he learned to help us in the future to save us money and make us more efficient, and any useful ideas that came from the sessions.

Chairman Jones stated that he would do that at another time. It is not on the agenda right now. We have never done it before. At the other meetings and other times every member had a chance to go and we all went and we all knew what we were there for. We never came back with a report. So, that is for each individual Board member to go and get the information for themselves. You had a chance to go just like I did.

Supervisor Updike said thank you. He stated that it had been a few months since he had heard anything about what's going on with SPSA. What is the update on the latest with SPSA?

Chairman Jones asked Supervisor Updike didn't he get a letter every month.

Supervisor Updike said from SPSA, no.

Chairman Jones said Supervisor West you are on there aren't you.

Supervisor West said I am.

Chairman Jones said this is not the time for this. This can come as late arriving.

Supervisor West said he would like to give a report at that time if he may and respond to your request at that time. I will do that at that time if I may; I did attend the meeting.

Chairman Jones said I can do that at late arriving or miscellaneous.

Chairman Jones said at this time we will go to number eight – Financial Matters.

Mr. Michael Johnson said item A, Chairman Jones, is the Semiannual Appropriation Resolution and that is attached as pages two through five of the agenda item that you have. The FY 2014 semiannual appropriation resolution appropriates the remaining funds in the second half of the fiscal year. It is a total of \$25,318,047.00. You all approved the first semiannual appropriation resolution at your June meeting. So, this is the one that provided the funding for the second half of the fiscal year.

At a meeting of the Board of Supervisors of Southampton County, Virginia held in the Board of Supervisors Room on Monday, November 25, 2013

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that the following appropriations be and hereby are made from the Fund to the Fund indicated for the period July 1, 2013 through June 30, 2014 for the function and purpose indicated:

From the General Fund to the General Operating Fund to be expended only on order of the Board of Supervisors:

11010	Board of Supervisors	105,158	
12110	County Administration	108,061	
12310	Commissioner of Revenue	152,949	
12320	Board of Assessors	4,419	
12410	Treasurer	156,137	
12415	Delinquent Tax Collection	5,979	
12430	Accounting	114,602	
12510	Data Processing	188,861	
12550	Insurance/County Code	-	
13200	Registrar	75,936	
21100	Circuit Court	17,113	
21200	Combined District Courts	11,100	
21300	Special Magistrates	329	
21600	Clerk of the Circuit Court	237,594	
21700	Sheriff - Bailiff	185,031	
21750	Courthouse Security	167,806	
22100	Commonwealth's Attorney	254,406	
22200	Victim Witness		37,094

31200	Sheriff	843,023
31400	Enhanced 911	75,736
31500	PSAP Wireless E-911	24,193
31750	School Resource Officer	26,697
32200	Volunteer Fire Departments	-
32300	Volunteer Rescue Squads	-
32400	State Forestry Service	-
33100	Detention	1,421,328

33300	Probation	51,655
34000	Building Inspections	57,135
35100	Animal Control	52,614
35300	Medical Examiner	200
35500	Emergency Service/Civil Defense	70,178
41320	Street Lights	24,000
41500	Assign-A-Highway Program	2,594
42300	Refuse Collection	379,278
42400	Refuse Disposal	545,500
43000	Buildings & Grounds	251,598
51100	Local Health Department	147,440
52000	Mental Health Services	-
53240	Sr Services of Southeastern	-
53500	Comprehensive Services Act	180,692
53600	STOP Organization	-
72000	Community Concert Series	-
72200	Rawls Museum Arts	-
72500	Historical Society	-
73200	Walter Cecil Rawls Library	114,886
81100	Planning/Zoning	100,011
81500	Economic Development	-
82400	Soil & Water Conservation District	-
83500	Cooperative Extension Service	22,391
91400	Non-Departmental Operating	-

TOTAL 6,213,724

From the General Fund to the Enterprise Fund to be expended only on order of the Board of Supervisors:

89600	Enterprise Fund Water	369,501
89500	Enterprise Fund Sewer	1,515,251

TOTAL 1,884,752

From the General Fund to the Building Fund to be expended only on order of the Board of Supervisors:

94000	Building Fund	924,109
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TOTAL 924,109

From the General Fund to the School Operating Fund to be expended only on order of the Southampton County School Board:

61000	Instruction	8,563,466
62000	Administration	478,124
63000	Other Direction & Management	1,442,839

64000	Operation & Maintenance Services	1,562,196
68000	School Food Service	31,020
66000	Facilities	77,013
67000	Debt Service	1,130,995
68000	Technology/School Operating	229,920
260	Rental Textbook	83,177
265	Technology	116,000
400	At Risk 4-Year Olds	116,776
450	Early Reading Intervention	22,387
500	Title I	281,503
525	Reading First Grant	-
550	Title VIB Special Ed-Flow Through	297,570
560	21st Century Community Learning Center	-
625	Title II-A Training and Recruitment	62,852
630	Title IID Ed Tech	-
650	Substance & Drug Prevention	-
800	Vocational Special Education	23,682
850	Opportunity Inc	50,000
900	Pre-School Incentive	6,410
		TOTAL 14,575,930

From the General Fund to the School Operating Fund to be expended only on order of the Southampton County School Board:

65100	School Food Service	586,245
		TOTAL 586,245

From the Virginia Public Assistance Fund to the Virginia Public Assistance Operating Fund to be expended only on order of the Social Services Board of Southampton County:

309	Welfare Administration	897,041
310	Welfare Administration	-
313	Benefit Programs	236,246
		TOTAL 1,133,287
	TOTAL APPROPRIATIONS	25,318,047

BE IT FURTHER RESOLVED that the Treasurer of Southampton County shall transfer to the accounts as indicated, the funds from time to time, as the need occurs and as funds become available.

A copy teste: _____, Clerk
Michael W. Johnson

Southampton County Board of Supervisors
11/25/13

Chairman Jones said you all see that; what do you say.

Supervisor West said he had an opportunity to read through the appropriation resolution and I see it to be in order and at this time I make a motion to adopt the semiannual appropriation resolution.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones stated we would go to item B.

Mr. Michael Johnson stated that item B is a deferred revenue appropriation. It appropriates \$138,712.95 in deferred revenue from various sources and programs all of which are going to Southampton County Public Schools.

At a meeting of the Board of Supervisors of Southampton County, Virginia on Monday, November 25, 2013

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that the following appropriations be and hereby are made for the period of July 1, 2013 through June 30, 2014 for the function and purpose indicated:

From the General Fund to the School Operating Fund to be expended only on order of the Southampton County School Board:

RENTAL TEXTBOOKS, PROGRAM 260			
4-205-61100-6040-002-1-260	TEXTBOOKS		<u>8,853.18</u>
		TOTAL	8,853.18

CAMP FOUNDATION GRANTS, PROGRAM 310			
4-205-61100-6004-002-1-310	EARLY CHILDREN'S LITERACY		<u>717.97</u>
		TOTAL	717.97

SCIENCE LAB - SHS FY13, PROGRAM 315			
4-205-61100-6000-003-1-315	SCIENCE LAB SHS FY13		<u>118.64</u>
		TOTAL	118.64

FRANKLIN SOUTHAMPTON CHARITIES, PROGRAM 320

4-205-61100-3001-002-5-320	EDDIE EAGLE GUN SAFETY-F/S		450.00
61100-3001-003-3-320	TECH CENTER COMP F/S GRANT FY13		7,000.00
61100-6001-002-1-320	MATERIALS AND SUPPLIES		10,745.78
61100-6003-002-1-320	READING CENTER-HUNTERDALE		26,646.26
61100-6023-002-1-320	CAPRON HISTORY BOOKS		2,984.42
61100-6044-003-3-320	TECH CENTER COMPETITION COSTS 05/06		1,522.07
61100-6045-003-3-320	TECH CNTR-STUDENT COMP FEES 07/08		2,970.15
61100-6046-003-3-320	T/C STUDENT COMP FEES 10/11		135.56
61100-8200-003-3-320	TECH CENTER KIT/PLYGRD EQUIP 05/06		3,367.61
61100-8204-003-3-320	TECH CNTR TECHNOLOGY LAB EQUIP 0506		934.25
61100-8206-003-3-320	CAPITAL OUTLAY-SHS BAND (06/07)		818.67
61100-8212-003-1-320	SECURITY CAMERAS BUSES 07/08		10,210.50
61100-8228-002-1-320	READ WITH ME-CAPRON 07/08		<u>754.71</u>
		TOTAL	68,539.98

INTERNATIONAL PAPER GRANTS, PROGRAM 330

4-205-61100-6004-002-1-330	HUNT SOL SCIENCE KITS 07/08		211.37
61100-6000-002-1-330	CAPRON ELEM EDU MAT'L & SUPL 09	10	2,295.04
61100-6002-002-1-330	NES "MOMENTUM" CLASSROOM FY13		307.50
61100-6014-002-1-330	IP ACCELERATED READING-MEH 0910		96.13
61100-6015-002-1-330	IP LEVELED READING-MEH 0910		1,366.13
61100-6013-002-1-330	LITERACY WORK STATIONS-CAPRON FY 10		<u>80.00</u>
		TOTAL	4,356.17

HUNTERDALE FAMILY PRESERVATION, PROGRAM 350

4-205-61100-6000-002-1-350	MATERIAL & SUPPLIES		<u>9,267.19</u>
		TOTAL	9,267.19

LOCAL DONATIONS, PROGRAM 360

4-205-66200-8100- -360 LOCAL DONATION - SHS TENNIS COURTS			<u>25,000.00</u>
		TOTAL	25,000.00

AT RISK - 4 YEAR OLDS

4-205-61100-6000-000-1-400	MATERIALS & SUPPLIES – REG	<u>7,444.42</u>
	TOTAL	7,444.42
MENTOR PROGRAM PROJECT, PROGRAM 425		
4-205-61100-6000-003-1-425	SUPPLEMENTAL SALARIES-REG	<u>4,789.36</u>
	TOTAL	4,789.36
READING INTERVENTION, PROGRAM 450		
4-205-61100-1140-002-1-450	TECHNICAL SALARIES – REG	<u>9,626.04</u>
		9,626.04
	TOTAL SCHOOL FUND	=====
		138,712.95

REVENUE APPROPRIATION NOVEMBER 25, 2013
(REVENUE RECEIVED FOR ABOVE EXPENDITURES)
SCHOOL FUND

3-205-18990-0100	EXPENDITURE REFUNDS	8,853.18
3-205-18990-0100	EXPENDITURE REFUNDS	7,444.42
3-205-18990-0100	EXPENDITURE REFUNDS	9,626.04
3-205-18990-0101	DONATIONS	717.97
3-205-18990-0101	DONATIONS	118.64
3-205-18990-0101	DONATIONS	68,539.98
3-205-18990-0101	DONATIONS	4,356.17
3-205-18990-0101	DONATIONS	9,267.19
3-205-18990-0101	DONATIONS	25,000.00
3-205-24020-0915	MENTOR TEACHER PROGRAM	<u>4,789.36</u>
		=====
	REVENUE SCHOOL FUND	TOTAL
		138,712.95

A copy teste: _____, Clerk
Michael W. Johnson

Southampton County Board of Supervisors
11/25/2013

APPROPRIATION - NOVEMBER 25, 2013

NO NEW LOCAL FUNDS

SCHOOL BOARD (1) Deferred revenue brought forward from FY 2013--
see attached letter (\$138,712.95)

TO: MR. MICHAEL JOHNSON, SOUTHAMPTON COUNTY ADMINISTRATOR

FROM: JOY CARR
DIRECTOR OF FINANCE

DATE: NOVEMBER 13, 2012

SUBJECT: DEFERRED REVENUE APPROPRIATIONS

REQUESTING THE FOLLOWING APPROPRIATIONS OF DEFERRED REVENUE

<u>REVENUE CODE</u>	<u>EXPENDITURE CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
3-205-018990-0100	4-205-61100-6040-002-1-260	TEXTBOOKS	8,853.18
3-205-018990-0101	4-205-61100-6004-002-1-310	EARLY CHILDREN'S LITERACY	717.97
3-205-018990-0101	4-205-61100-6000-003-1-315	SCIENCE LAB SHS FY13	118.64
3-205-018990-0101	4-205-61100-3001-002-5-320	EDDIE EAGLE GUN SAFETY - F/S	450.00
	4-205-61100-3001-003-3-320	TECH CENTER COMP F/S GRANT FY13	7,000.00
	4-205-61100-6001-002-1-320	MATERIALS & SUPPLIES	10,745.78
	4-205-61100-6003-002-1-320	READING CENTER – HUNTERDALE	26,646.26
	4-205-61100-6023-002-1-320	CAPRON HISTORY BOOKS	2,984.42
	4-205-61100-8228-002-1-320	READ WITH ME - CAPRON 07/08	754.71
	4-205-61100-6044-003-3-320	TECH CENTER COMPETITION COSTS 05/06	1,522.07
	4-205-61100-6045-003-3-320	TECH CNTR-STUDENT COMP FEES 07/08	2,970.15
	4-205-61100-6046-003-3-320	T/C STUDENT COMP FEES 10/11	135.56
	4-205-61100-8200-003-3-320	TECH CENTER KIT/PLYGRD EQUIP 05/06	3,367.61
	4-205-61100-8204-003-3-320	TECH CNTR TECHNOLOGY LAB EQUIP 0506	934.25
	4-205-61100-8206-003-3-320	CAPITAL OUTLAY - SHS BAND (06/07)	818.67
	4-205-61100-8212-003-1-320	SECURITY CAMERAS BUSES 07/08	10,210.50
		SUB TOTAL	68,539.98
3-205-018990-0101	4-205-61100-6000-002-1-330	CAPRON ELEM EDU MAT'L & SUPL 0910	2,295.04
	4-205-61100-6004-002-1-330	HUNT SOL SCIENCE KITS 07/08	211.37
	4-205-61100-6013-002-1-330	LITERACY WORK STATIONS-CAPRON FY	10 80.00

4-205-61100-6014-002-1-330	IP ACCELERATED READING-MEH 0910	96.13	
4-205-61100-6015-002-1-330	IP LEVELED READING-MEH 0910	1,366.13	
4-205-61100-6002-002-1-330	NES "MOMENTUM" CLASSROOM FY13	307.50	
	SUB TOTAL	4,356.17	
3-205-018990-0101	4-205-61100-6000-002-1-350	MATERIALS & SUPPLIES	9,267.19
3-205-018990-0101	4-205-66200-8100- 360	LOCAL DONATION - SHS TENNIS COURTS	25,000.00
3-205-018990-0100	4-205-61100-6000-000-1-400	MATERIALS & SUPPLIES - REG	7,444.42
3-205-024020-0915	4-205-61100-6000-003-1-425	MATERIALS & SUPPLIES - REG	4,789.36
3-205-018990-0100	4-205-61100-1140-002-1-450	TECHNICAL SALARIES – REG	9,626.04
			138,712.95

Chairman Jones asked if there were any questions on this.

Supervisor West said no sir. They seem to be in order as well and I also make a motion that we adopt this deferred revenue appropriation resolution.

Supervisor Edwards seconded the motion which carried unanimously.

At a meeting of the Board of Supervisors of Southampton County, Virginia on Monday, November 25, 2013

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that the following appropriations be and hereby are made from the Fund to the Fund for the period of July 1, 2013 through June 30, 2014 for the function and purpose indicated:

From the General Fund to the School Operating Fund to be expended only on order of the Southampton County School Board:

4-205-61100-3000-003-1-100	OTHER INSTRUCTIONAL COSTS - REG	9,000.00
61100-6000-002-5-100	MATERIALS AND SUPPLIES - OTHER	150.00
61100-6020-003-1-100	TEXTBOOKS FURNISHED FREE-REG	10.46
61310-6000-002-6-100	MATERIALS & SUPPLIES-SUMMER SCHOOL	150.00
61310-6000-002-6-100	MATERIALS & SUPPLIES-SUMMER SCHOOL	75.00
62120-2350	RETIREE HEALTH INS PREMIUMS	9,981.00
62120-2350	RETIREE HEALTH INS PREMIUMS	9,047.00
62120-2350	RETIREE HEALTH INS PREMIUMS	11,111.00
62120-2350	RETIREE HEALTH INS PREMIUMS	12,880.00
62120-2350	RETIREE HEALTH INS PREMIUMS	2,485.00
63200-2300	HOSPITALIZATION	215.00
63200-2300	HOSPITALIZATION	268.00
63200-2300	HOSPITALIZATION	268.00
63200-2300	HOSPITALIZATION	296.00
64200-5201	POSTAL SERVICES	406.64
	TOTAL	56,343.10
PROGRAM 315		
4-205-68100-8200-003- -315	SHS LAP TOPS FY14	10,000.00
	TOTAL	10,000.00
FRANKLIN SOUTHAMPTON CHARITIES, PROGRAM 320		
4-205-68100-8200-002- -320	RES LAP TOP CART FY14	29,995.00
4-205-68100-8201-002- -320	MES, NES, CES, RES IPAD CARTS FY14	58,685.00
	TOTAL	88,680.00
PROGRAM 340		
4-205-61100-6000-003-1-340	ENERGY GRANT SHS FY14	4,000.00
	TOTAL	4,000.00
	TOTAL SCHOOL FUND	159,023.10
	TOTAL APPROPRIATION	159,023.10

Chairman Jones asked if anybody had any problems with the bills. If not, I'll need a motion to pay the bills.

Supervisor West said it is rather extensive. I do see that the cumulative total paid to Timmons is \$19,633.91. Everything seems to be in line by our accounting. Thank you.

Supervisor West made a motion seconded by Supervisor Faison to pay the bills in the amount of \$3,980,837.19 to be paid by check numbers 133393 through 133888. The motion carried unanimously.

Chairman Jones stated that we would go to item number 9.

Mr. Michael Johnson stated that item 9 is Economic Development Matters. The first item is a local performance agreement with Severn Peanut Company. You have in your agenda packages a proposed performance agreement with Severn Peanut Company, DBA Hampton Farms, which as you know, has acquired approximately forty (40) acres in the Franklin Magisterial District to repurpose an existing industrial building for the processing of peanut butter. The Company is contemplating an investment in Southampton County in land, buildings, and equipment of at least Five and One-Half Million Dollars (\$5,500,000.00), and creation of sixty (60) new full-time jobs. In order to induce and encourage their investment and job creation, the attached performance agreement offers local economic incentives in accordance with the County's adopted Enterprise Zone program. This agreement offers to the company a 50% rebate on the machinery and tools taxes it pays for the first five years, and a rebate of all permit fees paid by the company. The estimated value of incentives (rebates) is approximately \$215,000 over the next five years, while the project is expected to generate approximately \$450,000 in direct tax revenues, assuming no additional investment. This is also subject to approval by the Industrial Development Authority of Southampton County.

Chairman Jones asked if there were any questions on this.

Supervisor West said no sir. I think it is a great deal and Severn Peanut Company DBA as Hampton Farms is the number one roaster of salted in the shell peanuts. With the opportunity we have with this business and the business opportunity for the peanut growers, I think it is a fantastic mix. At this time I'd like to recommend and make a motion that we authorize the execution of the Performance Agreement.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones stated the next item is item B.

Mr. Michael Johnson stated that item B is a second performance agreement and this one relates to the state economic incentives for this project. Under the terms of this agreement, the County will disburse \$200,000 from the Governor's Development Opportunity Fund to the Company by December 31, 2013 and, further, monitor the Company's progress on target investment and job creation. Severn Peanut Company is also expected to qualify for an additional \$324,000 through the State Enterprise Zone and Virginia jobs Investment Program(s). This agreement is also subject to approval by the Industrial Development Authority of Southampton County.

Chairman Jones asked if anyone had any problem with this.

Supervisor West said this is good inducement and the Governor was behind it from the get go and it brought the business to Virginia and they were already in the State of North Carolina and had a big business down there and we were blessed to have them come here because of the Governor's Opportunity Fund. So, again, I'd like to make a motion to adopt and authorize the execution of this Governor's Opportunity Fund Performance Agreement.

Chairman Jones stated that he needed a second.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item number 10.

Mr. Michael Johnson stated that item number ten, Mr. Chairman, is the Western Tidewater Free Clinic. They have requested a few minutes on your agenda to give you an update on their activities. And, we have with us tonight Dr. Patsy Joyner, one of their board members and a Southampton County resident.

Dr. Patsy Joyner addressed the Board. She said kudos to each one of you for your devoted service. She stated that she was a proud resident of Southampton County. She stated that she was a member of the Board of the Western Tidewater Free Clinic board member. She stated that on behalf of the Board, staff, and volunteer members we want to let you know that we appreciate your service and support of this vital program which serves Southampton, Isle of Wight, Franklin, and Suffolk. Since we opened in 2007 the clinic has provided care to over 3,220 unduplicated patients through over 54,000 medical, dental, and mental health visits and pharmacy consultations. The percentage of patients based on location is 55% from Suffolk, 23% for Isle of Wight, 13% for Southampton County, and 9% for Franklin. Pharmacy patients have received over \$90,000 in pharmacy products with a retail value of over \$13 million dollars. From January of 2013 through September of 2013 the clinic treated 500 distinct dental patients through 1,674 visits with a value of \$515,823. Eighty six percent of the clinics patients are at over above 150% of the federal poverty level which for a family of four is an income of \$35,325. Sixty two percent are at a level below 100% of the federal poverty level which translates to an income of \$23,550 for a family of four. Also since we opened in 2007 volunteers have donated over 73,000 hours that are valued at \$2.5 million and which we figured are equivalent to seven full time positions for volunteer work; and there are seventeen paid staff. From January 2013 through September 2013 Southampton County had 172 medical patients with a total of 1,114 medical visits plus 59 dental patients with a total of 202 dental visits with a cost of \$106,596.00. To date, since your contributions started in 2009 and counting this year's contribution you will have given \$47,250 to this worthy cause. Our heart-felt thanks for your continued support.

Chairman Jones thanked Dr. Patsy Joyner. He asked if there were any questions for Dr. Patsy Joyner.

Supervisor Updike stated that he had one.

Chairman Jones asked Dr. Patsy Joyner to return to the podium. He stated that Supervisor Updike had a question for her.

Dr. Patsy Joyner said who does?

Chairman Jones said Supervisor Updike.

Dr. Patsy Joyner said okay.

Supervisor Updike asked what are you all doing right now to get these people enrolled in the government health care and Medicare. He stated that health care and Medicare should provide them with complete service because the taxpayers and individuals are paying dearly for these programs. So, be sure to get them signed up so there would not be as big a burden on you all to try to subsidize the government by providing these health and Medicaid services. You all sign them up or make sure they all get signed up.

Dr. Patsy Joyner said I don't understand your question to me, but we have a waiting list of 400 patients who are eligible for service that we can't accommodate because of the positions of the volunteers that we have. We don't know how the healthcare plan is going to pan out, but presently we have a waiting list of 400.

Supervisor Updike said I'm suggesting that you put your effort in encouraging growth in those programs so that it will take the burden off of the county.

Dr. Patsy Joyner said at the Western Tidewater Free Clinic we treat non-emergency, non-insured patients. But, if you have any form of insurance you are not eligible for the services. It is for those who have no insurance and have a certain limited level of income.

Supervisor West said Dr. Patsy Joyner, thank you so very much for what you are doing in

volunteerism. And, we have given \$9,000 for this year out of our annual budget and you are producing \$106,000 as I recall the number, you have 90 some patients that you are providing the medications and everything else. You would think the Federal Government would learn something from you about how to do things. You take a dollar and get something out of it. We are proud of what you do in every way.

Dr. Patsy Joyner stated that she was proud to be on this board. She stated that it was the best run board that she had ever served on. It is well run, I'm here to say. One thing that I didn't mention and that is upcoming in January I believe the plans are that the Franklin Cooperative Ministry has agreed for the clinic to use their site. We are going to set up a practice where eligibility can be taken there so that they can go to Franklin. Also, there have been some citizens who are interested in helping with transportation. There are sometimes problems with getting them there. So, we appreciate your support.

Chairman Jones said we thank you so much for what you do.

Chairman Jones stated that the next item was number eleven, a public hearing.

Mr. Michael Johnson said number eleven, Mr. Chairman, is a public hearing in regard to a conditional use permit application by Verizon Wireless. This public hearing is held pursuant to § 15.2-2204, Code of Virginia, 1950, as amended to receive public comment on an application by Verizon Wireless (agent), on behalf of Paige Pulley (owner), for a conditional use permit to permit construction of a 199' wireless telecommunication tower along with associated equipment behind the residence located at 32168 Millfield Road. The proposed site is approximately 2,000 feet east of the intersection of Ivor Road (Rt. 616) and Millfield Road (Rt. 605), has a zoning designation of A-1, Agricultural, and will consist of approximately 10,000 square feet plus an access easement from a 60.4 acre parent parcel. The property is a portion of Tax Parcel 23-14 and is located in the Berlin-Ivor Voting and Magisterial Districts. The notice of public hearing was published in the Tidewater News on November 10 and November 17, 2013 as required by law. After conclusion of the public hearing, the Board of Supervisors will consider the comments offered this evening and will proceed to adopt, reject or defer action on the proposed application. Mrs. Beth Lewis is here with us tonight; she is the Secretary to the Planning Commission. She will give you their report.

Mrs. Beth Lewis addressed the Board. Good Evening. The process for a conditional use permit for a new cell phone tower in Southampton County is a lengthy one. The applicant turns in a lengthy report with all the FCC and FAA information. The county sends it out to the county's consultant who has been the county's consultant for over fifteen years. And, that firm reviews the plans to make sure they meet all the requirements of our ordinance and of the telecommunications requirements as a whole. Then the application goes to the Planning Commission and then to you. So, this is a thoroughly reviewed process. The Planning Commission held a public hearing. This is going to be a tower that, provided in the information from the applicant, the tower height including the lightning rod will be 199'. The tower will be fitted with one antenna ready, twelve panel antennas and a corporate lightning rod. The equipment will be in a one room 192 square foot equipment shelter with an emergency generator, a 32 square foot concrete pad surrounded by a six foot tall chain link fence that is topped with bobbed wire. There is required landscaping around it and the back of it which is the southern side of it is against a well forested area so that doesn't require any type of landscaping. They did simulations from the tower from five different addresses to show how much of the tower can or will be seen. There aren't any off site residences within half a mile of the tower. The property owner lives nearby, but there aren't any off site residences. The tower will have a galvanized steel finished stand, and a neutral, non-reflective color, and lighting will only be installed as required by FCC regulations for a tower that is more than 199' tall. This tower is not required under FCC regulations to have lighting. It will be designed so as not to interfere with the county's public radio system. And, it will meet or exceed all applicable regulations and FCC and have safety inspections on an annual basis. Should any portion of it cease to be used for twelve months it shall be considered to be abandoned and removed within 90 days of receipt of notice of the county. And they have to post a bond with the Corp of Engineers based on how much it would cost to remove this tower in the event that it is no longer in use. The most recent cost that I have seen to remove a tower is \$50,000. So, they are required to post a bond in the event that it needs to be removed and they are required to remove it if it is no longer being used. The county's consultant reports the application conforms to the letter here and conforms to all federal, state, and county regulations regarding the construction of telecommunication towers. It represents sound design and therefore, should be granted the

conditional use permit. Over the past five years there have been ten to twelve applications throughout the county for addition of antennas to existing cell towers. This is the first new cell tower in a long time, at least for the last four and a half years since I have been here, and probably considerably longer than that. The others have all been upgrades to existing towers which didn't increase the height at all. The county's consultant is here. The Verizon consultant is here. But, I don't see the property owner here. Do you have any questions?

Chairman Jones asked if anyone had any questions for Mrs. Beth Lewis.

Mrs. Beth Lewis stated that the Planning Commission had a public hearing. The only speaker was the property owner; no one else spoke.

Supervisor West said he could speak for the property owner having spoken to him about this. I feel very comfortable with this happening. We are getting closer to Sedley. We are getting closer to moving communication over the county and increasing the coverage would be great. One hundred and ninety nine feet is the legal amount. He stated that he had no objection and he thought it was a wonderful thing and he told Mr. Paige Pulley that and I think it is a good thing.

Mrs. Beth Lewis stated at the Planning Commission they did recommend this conditional use permit for approval. She stated that she had the Power Point she would show.

Chairman Jones asked if anyone needed to see the Power Point.

Supervisor West said he didn't think that we needed the Power Point, but it's up to you. He stated that most of the trees around it are 80' or 90'.

Chairman Jones said a tower is a tower.

Mrs. Beth Lewis said yes.

Chairman Jones thanked Mrs. Beth Lewis. He opened the public hearing and asked if there was anyone for or against this application.

Mr. Robert M. Felts, Jr. addressed the Board. He said Good Evening Mr. Chairman and Board of Supervisors. He stated that he lives approximately three and a half miles from this location. He said he used Verizon and sometimes he has to go out on the front porch to get a good signal. He stated that he had a Verizon phone and internet service. You also have an elementary school in about two miles of this location and two churches near this location. He stated that he was here in support of the tower. He said he thought it was going to be sensitive where it was going, but he thought it was going to be a big plus for communication with cell phones and computers.

Chairman Jones thanked Mr. Robert M. Felts, Jr. He stated that it would be moving communication into the 21st century. He asked if there was anyone else wishing to speak.

Mr. Steve Romine addressed the Board. He stated that he was a local attorney. He said he represented Verizon Wireless. He stated that with him tonight he had Mr. Drew Patterson who is available to answer any technical questions. He said he would give an abbreviated version of his presentation since you are not using the Power Point. He stated that he wanted to number one thank Mrs. Beth Lewis for all of her diligent support in putting this application together and getting us through this process. As you know without the power antennas it is very difficult to propagate their signal and for the FCC to provide service to the citizens of Southampton County in this area. We look forward to doing that here. The property as you know is an A-1 parcel. It is a 199' self-support lattice tower which will not be lit. It satisfies your setbacks. It will provide an opportunity for emergency services as well and as many as four additional co-locators. So, again I appreciate your time and if there are any other concerns, I will standby to try to answer your questions.

Chairman Jones thanked Mr. Steve Romine.

Mr. John Burchett asked if he could ask one question.

Chairman Jones said come up to the podium.

Mr. John Burchett asked what was the diameter of the coverage?

Chairman Jones stated 10,000 square feet.

Mr. Steve Romine asked if Chairman Jones wanted him to respond to that.

Mr. John Burchett said he wanted to know if it was going to help his dead area.

Mr. Steve Romine asked Mr. John Burchett where he lived.

Mr. John Burchett responded Sebrell.

Mr. Steve Romine stated that it was not likely that this will help Sebrell at this time. This tower is going to help the north east part of the county.

Chairman Jones thanked Mr. Steve Romine. He asked if there was anyone else wishing to speak.

Mr. Ash Cutchin of Darden Point Road addressed the Board. He stated that he just had a comment. He stated that he has a cell phone tower on his farm and he thinks that it is one of the greatest inventions of the last century. He said he had a question for the gentleman from Verizon. He asked how long this technology would be in existence before it was replaced by some other system, maybe satellite or something else. In other words, what is the useful life. Has anybody done any long range projections on those?

Mr. Steve Romine asked if he would like for him to respond to that?

Supervisor West said yes.

Chairman Jones said go right ahead.

Mr. Steve Romine said that is a good question because I have been doing this since 1986 when the telecommunication law was passed by the Federal Government and we thought we were going to build ourselves out of a job in a short period. But, the projections now are that there is a need for about 4 million more towers. And, we have about a half of a million right now. So the delivery of the service is that they are trying to deliver low hanging satellites but because of weather and other limitations on technology it was scuttled pretty quickly. So, I think most people believe land base telecommunication signal is here for at least the next thirty years, unless there is some brilliant rise somewhere with someone coming up with something different. So, I would say we anticipate probably at least thirty years.

Mr. Ash Cutchin said thank you.

Chairman Jones asked if there was anyone else.

Mr. Jay O'Berry of Ivor Road addressed the Board. He stated that he lives like right in the middle of the big white spot. So, I would love to see that tower go in so that we might have communications. I would also like think about getting into an old matter about considering putting a limit on the height of a tower. I think those should be based on the individual technical merits because we have a screening process that takes it through all of these steps for approval and each one should be looked at as an individual and not just tie our hands behind our back and say never build a tower more than 199'.

Chairman Jones said we are looking at going higher.

Mr. Jay O'Berry said right and in my opinion that would be a mistake to say we would look at one height. Say that we would look at a tower and then pick a height for that tower based on its location and the needs for that location, engineers, landowners, you know what I'm saying. I would love to have cell phone service where I'm located.

Chairman Jones said thank you sir. He asked if there was anyone else wishing to speak. There being no one else wishing to speak Chairman Jones closed the public hearing. He asked what say

ye Board?

Supervisor West said well it's in the Berlin Ivor District.

Supervisor Edwards said I think we ought to go with the Planning Commission's recommendation.

Supervisor West said so do I and I'll make a motion that we approve this conditional use permit application tonight.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones stated that we would move on to number twelve, no number thirteen.

Mr. Michael Johnson stated that there were no more public hearings.

Supervisor Phillips stated that we had two elevens.

Supervisor West said yes we have two elevens.

Chairman Jones stated we would move on to item number twelve – Presentation of Claim for Damage to Livestock.

Mr. Michael Johnson stated that item number twelve, Mr. Chairman, is a claim for damage to livestock. Section 3.2-6553 of the Code of Virginia provides that any person who has any livestock killed or injured by any dog not his own is entitled to receive as compensation the fair market value of such livestock, subject to the 3 conditions that are contained in the statute. The first condition is that the claimant must furnish evidence within 60 days of discovery of the quantity and value of the dead or injured livestock and the reasons the claimant believes that death or injury was caused by a dog. The second condition is that the animal control officer or other officer must be notified of the incident within 72 hours of its discovery. And, the third is that the claimant first has exhausted his legal remedies against the owner, if known, of the dog doing the damage for which compensation under this section is sought. In this particular case the owner did not know whose dog injured or killed the rabbits. There were seven rabbits that were killed. The property owner is Braxton Bunn of Newsoms. He did have animal control come out to his property and animal control has certified that the rabbits were killed by dogs. Seven rabbits valued at \$15.00 each. Mr. Braxton Bunn is seeking total compensation in the amount of \$105.00 for his loss.

Chairman Jones said this is in the Newsoms area Supervisor Updike.

Supervisor Updike made a motion to pay the bill.

Supervisor West said I'll second that Supervisor Updike. The motion carried unanimously.

Mr. Richard Railey said where do you get \$15.00 for a dog gone rabbit? How much is a squirrel worth?

Chairman Jones stated we would go to item number 13.

Mr. Richard Railey asked how much is a possum worth?

Mr. Michael Johnson stated that item number 13 as you all may remember, at your January 3, 2012 organizational meeting you all adopted a policy providing for the receipt of citizen comments at each regular session at the conclusion of the open meeting but prior to any closed meeting. Chairman Jones did ask that you all revisit this policy tonight with consideration given to moving the citizen comment period to the beginning of the meeting. So, I placed it on your agenda and just for your recollection I did include the excerpts from your discussion back on January 3rd of 2012.

Chairman Jones asked the Board if they had any comments on that.

Supervisor Edwards said Mr. Chairman I think this is a very good idea. People will be able to

comment on things before we vote; not after we vote.

Chairman Jones said that's right.

Supervisor West said he agrees with Supervisor Edwards. I reread my comments from back then and sometimes the second guessing afterwards is never good and particularly when you are making accusations at someone. I don't know why you did that or what your choice was, or what were you thinking the night when you made that decision; these are not conducive to certainly a good relationship with folks in the county. My personal opinion is yes to have the time. I want everyone to be able to speak, to come in and sign a piece of paper, put your name on it and the subject that you would like to address, and then allow up to three minutes. We want to allow and value your communication and then come back and address that issue at that time instead of coming back and at the end of the meeting second guessing everything that was said. So I've said that before and I feel the same tonight. I would like to see it moved to a more appropriate time than at the end of the meeting.

Chairman Jones called on Supervisor Faison.

Supervisor Faison said he agrees that it is a more appropriate time.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips asked if we going to make that a sign in thing or just change the time from where we had it.

Chairman Jones said I just want to change the time.

Supervisor Phillips said right.

Chairman Jones said I just want to give everybody the opportunity to come up.

Supervisor Phillips said yes and just ask them to be as brief as possible.

Chairman Jones said right. He said he would ask for a time limit, but I don't think they will go with that. I know one fellow is not going to go with it; I'm not going to call any names.

Supervisor West stated that Supervisor Updike asked me about the meetings at the VACO Conference and one of the things that was said by a number of participants from a number of the other counties have a sign in sheet and it asked for the name of the item that you intend to address. And, I don't think that is a bad thing for you to do instead of just getting up and wandering. The list will be moved up from that point and handed over to the Chairman and he will know what the subject will be. I don't think that's a bad idea. Do you just want to stand here and wander; is that what you want to do or do you want to address and set a subject to begin with; what is the purpose? I'd rather see us keep this; it is an important fact. I do think it is good to add the sign in time, okay.

Chairman Jones called on Supervisor Porter.

Supervisor Porter said I think there is a lot of value to hearing the public before we discuss an issue and having their input before we take a vote. Monday morning quarterbacking doesn't really benefit anybody who wants to get in. I would like to at this point just move forward. Everywhere that I go I know they do have sign-in sheets, but what that does is discourage people to participate and I don't want that to happen. I think we should just move forward and let the people speak unless we start having a problem. I don't think we have a problem. So, I would like to try it without having to sign in. I would also like to emphasize that most places do have a time limit and I think that if we start to having people abuse the time limit, we need to be a little more stringent in that area as well.

Chairman Jones called on Supervisor Updike.

Supervisor Updike said he thought it was a move in the right direction. We need to listen to what the citizens have to say and take their opinion seriously on all issues. I agree we don't want to

restrict anyone from talking by using sign-up sheets. If we run into any problems, then we will address that problem. So, I don't think sign-up sheets are of any benefit. We need to encourage people to participate not discourage them. I back this 100%. Let's move forward and today I'd like for people to comment during public comment session if this is the direction you all want to go or we can back track if you all had rather have it last or any other time.

Chairman Jones said we need to make that decision. We have it at the back right now and we have decided that it is not the best way to do it right now. I think we need to move it to the front so that they can discuss whatever they want to discuss. They have got the agenda right in front of them. If they want to discuss it they can discuss it before we vote.

Supervisor Faison stated that he agreed that it needed to be moved to the front, but he said he kind of likes the sign-in sheet just so that we know what to look forward to during that time.

Chairman Jones said then if anybody else wants to speak I've always asked at the end of every meeting if there is anybody else who wants to speak.

Supervisor Edwards said we don't have a sign in sheet then.

Chairman Jones said not right now.

Supervisor Edwards said that's what I mean if you are going to let anybody else who wants to speak. I agree, I don't think we need a sign in sheet. I think that discourages people from getting up because they may think of something, but then they remember oh I didn't sign up to talk about that.

Chairman Jones said some have it and some don't and since we have been doing this over the last couple of years, I can almost name the people that are going to be up here. So, it really doesn't matter.

Supervisor Porter said after hearing the discussions, I would like to move that we move the public comment period to the beginning of the session and that it does not require a sign in sheet and that in the event that we see an abuse in the time limit that we take measures to control that.

Supervisor Edwards seconded the motion.

Chairman Jones stated that it had been moved and properly seconded that we move the public comment period to the beginning of the meeting and that we would have a time limit.

Supervisor Porter said we would have a time limit, but we would not enforce it strictly unless we see abuse of it.

Chairman Jones said I don't do that anyway.

Mr. Richard Railey said when you say at the beginning of the meeting are you talking about prior to the closed session.

Chairman Jones said no, at the beginning of the open meeting.

Mr. Richard Railey said okay.

Mr. Michael Johnson said he was going to suggest, Mr. Chairman, that perhaps as a standing item number five, right after the approval of the minutes.

Chairman Jones said right. That will be good. It will be item number five.

Supervisor Faison said are we going to set a time limit or when do we call it.

Supervisor Edwards said I think we ought to set a time limit of two minutes, but it is at our discretion that if somebody has something very important to say I might be willing to let them go for more than two minutes. On the other hand if it's not very important I might want to stick to the two minutes.

Supervisor Porter said he was going to be generous and say three.

Chairman Jones said we will say three.

Mr. Richard Railey said then you are going to be having somebody else yielding their time.

Chairman Jones said the motion is that we have it at the beginning and it will be item number five after the minutes.

Chairman Jones called for the vote which carried unanimously.

Chairman Jones stated that the next item was number 14 – Old Business.

Mr. Michael Johnson stated that item number 14 is Old Business. He said item A. is that we are looking for a report from Supervisor West regarding parking for the Voter Registrar's Office.

Supervisor West stated that he had a couple of opportunities to meet with people in Ivor and today spoke with Mr. Felts as well who is very concerned about voting and availability and meeting the federal standards for the handicap parking at the new location of the Voter Registrar's Office. He stated that he spoke with Mr. Andy Curtis some time back. He's the owner of AMAC and today followed up with Mr. Martin Harrell, Jr. which some of you may know him and was assured that right now the plant will be opening and producing some asphalt. He is the manager of the new asphalt plant on Highway 460. He advised that it is a done deal when we want to do it and it will be on his nickel, okay. So, the county won't have to pay for the changes. I asked Mr. Felts if he could work with us to provide a diagram of what he would like and what would best fit the American Disabilities Act and the Registrar's Office needs and we would work with him and then we will put that together with AMAC and it will be taken care of in just that way. So, I think that is a positive way to do it and Mr. Felts will come back with that information for us.

Chairman Jones asked if that was agreeable with everybody. He thanked Supervisor West.

Chairman Jones said the next item is item B.

Mr. Michael Johnson said as far as item B., Mr. Chairman, we talked about this last month that the Planning Commission was going to discuss the possibility of increasing the maximum height of wireless telecommunication towers at their November meeting. On a 4-3 vote, they voted not to proceed with a public hearing to increase the height. Notwithstanding the Planning Commission's action, if the Board would like to proceed in considering an amendment, based on the process prescribed by Section 15.2-2285, these are necessary steps to move forward. The first thing that would have to happen is the Board would need to direct staff to develop a proposed zoning amendment that would either increase the maximum height of wireless towers or remove the maximum height altogether. Number two that amendment would need to be forwarded to the Planning Commission to hold a public hearing on the proposed amendment after providing adequate notice. You can direct the Planning Commission to report its recommendations not later than 100 days (or less if you want to specify a period shorter than that the code allows you to specify a shorter period) after their next meeting. If the Planning Commission fails to report its recommendation within the amount of time that you all have specified then the amendment is actually deemed to be approved by the Planning Commission. Upon receipt of the Planning Commission's recommendation or the expiration of that one hundred day or shorter period the Board must hold at least one public hearing after you provide adequate notice and then after following that public hearing you can act upon the proposed amendment. So we are certainly open to the direction that you all would like to proceed.

Chairman Jones called on Supervisor West.

Supervisor West stated that he was in favor of proceeding and he stated that he had had some contact with some people even in this room tonight, if I may use your name Mr. Hunter Darden, III, talking about the increased height of towers. It is 199' at the present time. I see a proliferation of towers to continue as we go along, but if you add 50' more or whatever it takes there will be a requirement of a light on top and that may be offensive to some people; but, according to Mr. Hunter Darden, III that is not a real situation. He has reason that at his own father's residence that

is not a real issue. Is that correct, sir?

Mr. Hunter Darden, III said that's right.

Supervisor West said it is a favorable light; it is a slow light and if it will give more coverage that is what we want and more availability for computers and cell phones by adding the 50'. I favor it and it may cut out the need for more towers, but taller towers. And, then the citizen input seems to be that it is a good thing because you may be able to add more visitors to that tower as well; code, whatever you call it. But, I think it is a good thing.

Chairman Jones said you get more coverage.

Supervisor West said yes you get more coverage.

Chairman Jones called on Supervisor Faison.

Supervisor Faison said he agreed because there are lots of dead spots in the county. He said when traveling through it when he worked as a probation officer which was some time ago, but he also travels around quite a bit now and there are some places in the county where you don't have any service. So, I think it would be a good idea and if there could be fewer towers that would certainly be a positive thing.

Chairman Jones called on Supervisor Porter.

Supervisor Porter said he agreed that we should proceed as well. He said he didn't understand the objections of the members of the Planning Commission members who voted against it because when he talked with people when he was out, he has not had anyone whom he had discussed this that would object to raising the height. We live in the 21st century so we have to move into the 21st century and provide the infrastructure to do the things we can do to progress. And, I think there is no decision here; the decision is we need to do the things which increase the coverage of cell phones in the county which will increase the availability of wireless internet to the county and should help everyone. We have to move into this century to do everything that we can. I think the stigma of the lighted tower was something of the past for most people. I don't think anyone even notices it any more. When I drove here tonight, I went by four towers and they were cell towers and I got no benefit from them. It would be nice if I do see the tower lights that I get some benefit from those towers.

Chairman Jones called on Supervisor Updike.

Supervisor Updike said this is the greatest idea since apple pie. Another thing we are talking about being business friendly and here we have an ordinance that is very, very anti-business. You are restricting their ability to provide service to the citizens. More towers cost them more and cost the citizens more. This is a win-win situation. Put the towers up to where it is most efficient. It is a good idea to remove the height restrictions to move ahead with faster, better service.

Supervisor Edwards said he didn't think there was a problem with the lights. He said he agreed. He thought we needed to move on this because this is controlled by the conditional use permit process. So, when this comes to a public hearing if it is an area where lights would be a problem, don't give them the permit; if it is in an area where nobody really cares, go ahead and give it to them. I think we need to move forward on it.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said Mr. Chairman I concur with the rest of our Board here. I would also add that I don't want to limit the height, just like the speaker that spoke earlier said this is a conditional use permit that is looked at on an individual basis. Let it stand on its own merits. We have got a consultant that we pay. The companies will come forth and then they will, I believe, give you a reasonable explanation of what they are asking for. And, if they continue to give us maps that show the coverage areas, I think we will see why we need it. And, those of us that still live in areas that they consider minimal coverage will probably recognize the benefit quicker. And, I would also like to see our instruction to the Planning Commission to be: to move as quickly as possible so that the current towers that we just approved tonight would be able to have some

adjustments if necessary. And, I think that...

Supervisor Edwards said that tower is a done deal.

Supervisor Phillips said I know, but it's not built so they could actually come back before the Planning Commission again. It would be a whole lot easier to get this straight now. I would offer that when we send the message to the Planning Commission that instead of giving them 100 days, just giving them 30 or 60 or whatever.

Chairman Jones said is 60 days too much. Sixty days is that time enough.

Supervisor Phillips said I would think that would be greatest a plenty. Let me think.

Chairman Jones said one month they can advertise and the next month do it.

Supervisor Phillips said right.

Supervisor Edwards said they can do it at the January meeting.

Mr. Michael Johnson said correct.

He stated that he would like to direct them to see if they can go ahead and get on with the public hearing.

Supervisor Phillips said our consultant would like to say something.

Chairman Jones asked Mr. George Condyles, IV to come on up to the podium if he would like to say something.

Mr. George Condyles, IV, President of Atlantic Technology Consultants. He stated that it was a privilege to be their consultant. He stated that he had been their consultant for many years, since back when he and Mr. Michael Johnson used to have hair. Basically just to answer a few questions here, I'll just take the tower that was approved tonight at 199'. Ninety percent of the towers that are submitted state wide are at that height. So, there are only just a few, maybe ten percent, that are applied for in any jurisdiction. What I do for you I do for about 55 other counties. So, if I die and wake up in a public hearing I wouldn't be disappointed. So, eliminating the height restriction is not a big thing because each application does stand on its own merit. The real difference is what kind of lighting is going to be required. There are two types of lighting. One is a beacon lighting, which is kind of the soft red blinker that you see; and the other is strobe lighting and that is the hard, white light that reverberates. The FAA has the jurisdiction over that lighting and that type of thing. However, the applicant knows when they apply what type of lighting they are going to have so that is always a part of our review and a part of your questioning and answering during the presentation. To eliminate 195' or 199' is really not that big of a deal. Frankly and honestly just to have a tower 50' higher would only give you about maybe ten percent more coverage. But, from an aesthetic standpoint the average person would not be able to tell the difference in height just standing there of 199' versus a 250' tower. So aesthetically, I really don't think that you have anything to worry about. And increasing height or eliminating the height is not a problem from our standpoint.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said when the original study was done ten years ago it was my understanding that your company recommended a 250' height, but the Planning Commission chose to do the 199'.

Mr. George Condyles, IV said I will have to go back into my deep memory now because I am a senior citizen, but I don't remember that but that doesn't mean that that didn't happen. Typically in rural, agricultural counties it is not uncommon to have a 250' telecommunication tower. And, in the county here you do have towers that are taller than that can be co-located with the wireless carrier. And, some cannot be because of the structural design of the towers.

Supervisor Phillips said but we are a fairly flat county.

Mr. George Condyles, IV said yes.

Supervisor Phillips said I can understand with mountains or other places or locations the height would matter.

Mr. George Condyles, IV said in a mountainous terrain you can use the elevation of the ground, like the hilltop or whatever, to locate a tower due to the topography. In your county I wouldn't be objected to eliminate the height conformity in general and just let each application be proposed and reviewed. Let's just look at this one as an example here, there is really one more color that should be added and that is for voice because those towers do produce a voice. That is really more for the data. So, if you look at what they are doing tonight they are really looking at the data that is going to be used for broadband, but there is more voice coverage, but it is not as robust as what the data would be.

Chairman Jones said okay.

Mr. George Condyles, IV said he would have no objections if this county just decided that they are not going to even identify 199' and just have an application come in at 300' and it would have merit. And, that is what we do. We are outsourced and we review these applications in great detail with field trips, with the calculations, and we do all of these things and then come and write a report as I'm sure you have seen the case report for tonight. So, we look at all of them for merit. He thanked Chairman Jones.

Chairman Jones thanked Mr. George Condyles, IV. He said they appreciated what he had done.

Supervisor Phillips said to finish there are some other things about setbacks if you are going to allow them to add some more sections (they come in 20 foot sections if my memory serves me correctly).

Mr. George Condyles, IV said that is one thing I wanted to say, excuse me. You can actually instruct the applicant to do a reverse stack. They have already gotten this figured out. They can go ahead because they haven't designed the tower or anything yet really so they can specify out a 250' tower, but only go 199' and then when and if the county changes their policy in March or whatever if they haven't built it yet we can come back and put the conditional use into in. An addendum like you are talking about tonight would allow it to go up. Or, if they don't want to do that they can wait until a year from now and then come back. They will have to modify the existing conditional use permit from tonight, but they can put the foundation in for a 250' tower and build the first 200' and then allow for the additional sections to come when you need it and that is called reverse stacking.

Supervisor Phillips said that his other comment would be that the setback that is required for this, in other words if there are any buildings on the site...

Supervisor Edwards said that is determined by the tower.

Supervisor Phillips said that is my point.

Mr. George Condyles, IV said yes it is determined by the tower.

Supervisor Phillips said so it would be prudent for them to get it through as quickly as possible.

Mr. George Condyles, IV said this is in the middle of a big, big field.

Supervisor Phillips said he had been there.

Chairman Jones said so we need to let the Planning Commission know that we want to take the maximum height off.

Supervisor Phillips said yes.

Chairman Jones said just have no height at all.

Supervisor Phillips said and let each tower stand on its own merit.

Chairman Jones said right. So that is what we need to do.

Supervisor Edwards said he that it would be very appropriate for the January meeting of the Planning Commission.

Chairman Jones said right and have it back to us by January.

Supervisor Edwards said no it has to go to the Planning Commission in January and then they send it back. Isn't that right Mrs. Beth Lewis?

Mrs. Beth Lewis said yes.

Supervisor Porter said then we could get it at our January meeting as well couldn't we?

Mr. Michael Johnson said then you would have to schedule your public hearing in February.

Supervisor Porter said oh yes, that is right.

Chairman Jones said as soon as possible Mr. Johnson.

Supervisor West said you haven't had any comments.

Chairman Jones said what do you want.

Supervisor West asked if anybody else wanted to comment on that.

Supervisor Phillips asked if they needed to make a motion on that.

Chairman Jones said no.

Mr. Michael Johnson said that it would be good if you got a motion on that to direct the Planning Commission.

Supervisor Edwards made a motion to remove the height limitation for the towers.

Supervisor Updike seconded the motion which carried unanimously.

Chairman Jones said we'll do this as soon as possible.

Chairman Jones stated that the next item was number 15 – Miscellaneous.

Mr. Michael Johnson said under miscellaneous, Mr. Chairman, you see a copy of the abstract of votes that had been certified by the Electoral Board, for the General Election of November 5, 2013. Included in your agendas you also have a copy of the newsletter from Southampton High School for the fall. And, then you have a number of notices from the Health Department just for your information.

Chairman Jones asked if there were any late arriving.

Mr. Michael Johnson said no, sir.

Supervisor West asked if he could speak and address Supervisor Updike.

Chairman Jones said yes sir, go right ahead.

Supervisor West said we did split up and go to some of the meetings that I think are important to us all. One concern was the Virginia Retirement System and the new mandate on the county localities having to pay more on the retirement for the teachers in the State of Virginia. And with that being said the amendment from Richmond is going to be to increase the amount that we have

to pay and this is the beginning. I think Mr. Michael Johnson has already addressed the issue, but they haven't mandated it yet, but they are in the process of discussing it and will be doing so at the General Assembly level in January so we need to contact our delegates and Senators and let them know of our objection to this because the decision has not been paid. But, they are looking at the percentage that we participate in the retirement now and it continues to go up.

Supervisor Edwards said we all expected that.

Supervisor West said the meeting results were to go to your Delegates and Senators. The second one was the Right to Farm and people in the county need to look at agricultural districts and agricultural subsidies. And, a farmer has a right, Mrs. Beth Lewis, not only to produce peanuts and pumpkins on the farm, but the right to sell for a \$25.00 permit. This is one of the things that was going on; not a big expensive process to come before you process and be drag out as a \$1,000 to do, but for \$25 set up a stand on his farm to sell farm products as a result of the farming operation. Looking at the farming districts in the county, it was a very successful way to expand agriculture, expand the farmer's income, and draw people and visitors into the county. And, then it talked about the effect of just an acre of pumpkins and getting in touch with Wal-Mart Stores and K-Mart Stores, Kroger's, and all of these and backing the truck up there and turning big bucks quickly. But, do not require him to go and get a permit that cost him \$1,000, but give him a \$25 permit we know this is going on operational permit for a period of 90 days or whatever is necessary. It is something that needs to be looked into.

Mrs. Beth Lewis said we have that in use today where you can go into the Commissioner's Office in the A-1 District now with no public hearing, no conditional use permit for a farm stand. If you grow it on that property you can get a business license today through the Commissioner of Revenue's office for a farm stand today with no public hearing and no special permit process.

Supervisor West said I would say that is not overly known, but I don't know that. That is a great thing, but we need to let the people know the local product is here. We have peanuts that are being sold from Severn and Hampton Farms and that is just a promotional item and we need to promote it. Then they talked about the four original agricultural, it's wasn't agricultural, but what was it, the building out here on Highway 58 where they sell the vegetables and things.

Mr. Michael Johnson said the Farmers Market.

Supervisor West said Southampton was one of the original four wasn't it designated in the State of Virginia and the other use of that and the banding together and working together, and pulling together of the farmers. How important it can be and the contacts that you can get from these things are worthwhile. They last about an hour and fifteen or twenty minutes. You make a lot of contacts. Chairman Jones said you go and do this and I'll do this and we covered things. We made contacts and talked to people and covered things and it is important to do that. If you want some more details I would love to tell you later.

Supervisor Edwards said we discussed agriculture and forestry districts the first of the year and it sort of died on the vine so I think tonight we need to decide if we want to resurrect that concept and move forward with it.

Supervisor West said well they said there are distinct advantages to it and with people coming in and applying for permits to build here and build there wanting to put in a subdivision he said well wait a minute where are you putting this and you can't do this okay. So, I think you are right.

Chairman Jones said also you have people who manufacture the peanuts and they operate their own little farms. They sell their peanuts there by Highway 58. He stated that he had one in his district.

Supervisor West said there were a lot of good things at the conference. Thank you for that information.

Supervisor Edwards asked if they wanted to take any action on that tonight; we don't want to let it go by again. It came out in January and it kind of withered there.

Supervisor West said well Isle of Wight is fully involved with ag and forestry district. And, it is

successful.

Chairman Jones asked if they wanted to send it back to the Planning Commission and tell them to look at it again.

Supervisor Edwards said he would be highly in favor of that.

Supervisor West said yes.

Chairman Jones said we had that in mind to do that.

Supervisor Porter made a motion to send it to the Ag and Forestry District to go before the Planning Commission for a look.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones said that's it. We'll go to the citizens comment period.

Mr. Michael Johnson asked if we had any late arriving matters.

Chairman Jones said no.

Mr. Michael Johnson asked if he was going to talk about SPSA, Supervisor West.

Chairman Jones asked Supervisor West if he was going to talk about SPSA.

Supervisor West said well I can, Supervisor Porter can do the same.

Supervisor Porter said well you volunteered.

Supervisor West said well as all of you know our agreement with SPSA concludes December 31, 2017.

Mr. Michael Johnson said January 18, 2018.

Supervisor West said okay, I was close. With that being said right now we have kind of a Western Tidewater or Western Alliance should I say with SPSA and that includes the City of Franklin, Isle of Wight County, and Southampton County. And, guess what we have a new partner, the City of Portsmouth. And, in SPSA we vote and we have the same vote as Virginia Beach. There has been an effort to weight the vote because of the tonnage when comparing us to the little guy. With that being said, that is not going to happen so we are looking at all of our alternatives. They do have such things as Waste Management on Highway 460 which is in Waverly (Sussex County). They include Brunswick County and includes...

Supervisor Phillips said there are five different services.

Supervisor West said but at one time we had a strong feeling that we were saying we were going public or private and get away from SPSA, but it is looking like there is going to be a way of working it out at a fairly reasonable price because our old debt will be retired on January 18, 2018. There will be an organization in place that we are familiar with and that owes nobody anything and they can do worker cheaper than anybody else. And, we have been meeting with the City of Franklin and Portsmouth now and Isle of Wight County collectively and boy we carry some clout. And, now we are talking Chesapeake. So, that gives you five and Chesapeake is coming this way a little bit too. With that being the best deal is what the county will seek whether it is with SPSA, Republic, or Waste Management at the cheapest and most economical rate. We are tied into \$120 a ton. Am I correct?

Mr. Michael Johnson said \$125.00.

Supervisor West said \$125.00 a ton until January 18, but it could drop dramatically but that is unknown because there are other unknowns. We could continue to use the cell in Suffolk; you know where you go around the by-pass in Suffolk and the site there off of Highway 58 going

towards Virginia Beach, where all the trash is being handled. Now, I see the Mayor of Ivor is here and we are breaking out and doing recycling. And AVES is responsible for that coming back and the recycling is working in the small towns and the breakdown was where originally, Mr. Michael Johnson. I know Ivor and Sedley.

Mr. Michael Johnson said we added Capron, Sedley, Darden's Mill, and Ivor since the summer and Branchville will be next.

Supervisor West said keep in mind that every piece of trash that we pull out of the regular flow saves you dollars. It doesn't go to the landfill; we don't pay to move it. AVES actually separates the items so that you don't have to put little plastic things over here and little aluminum things over here like that; you mix them. You don't put the regular garbage in with that.

Supervisor Edwards said that is a very good comment that most people don't understand. Mr. Michael Johnson has been our writer so maybe that could be the subject for a short little piece for the paper to get the word around.

Supervisor West said it could potentially save a great deal of money and we are asking to see how well it works in these towns. The more we save obviously it helps the tax payer. So, I'm saying that we are working with these other infinities and people and SPSA is not the ugly word that it was; it's still not our best bud, but we are working with them. With that being said there are more meetings that are coming down the tube and right now Virginia Beach has the same strength as Southampton County voting wise. And, I would like throw out some tonnage, but I can't remember enough of it to tell. We are peons; we are nothing as far as the tons – maybe 8,000 tons a year. Is that correct Mr. Michael Johnson?

Mr. Michael Johnson said that's in the ball park.

Supervisor West and then the City of Franklin is about 6,000 or 7,000 and then Isle of Wight is about between 14,000, 15,000 or 17,000 something like that. It's less than 30,000, but that is us three entities. And, Virginia Beach is in the hundreds of thousands. So, I'm saying we are in a pretty good position.

Chairman Jones said thank you so much for that information, Supervisor West.

Chairman Jones asked if there was anything else. There being no other business Chairman Jones stated that we would move to item number 17 – Citizen's Comment Period.

Mr. John Burchett of Sebrell addressed the Board. He said a lot of times when he comes to these meetings he has a blank agenda; he doesn't have anything. But, generated by what comes up at the meeting and what you all decide, I may feel the need to make a comment. Did you ever hear the saying "Strike while the iron is hot"? When this Board was elected and I think it was about three years ago, I had a real good feeling. And then when Chairman Jones came up with his comments about the citizens comments being unrestricted, but now I think tonight you all took a step toward suppressing our ability to comment. Because now if something, let's just say a fuel tank was purchased before we had a chance to find out and comment and what if we found out that is was \$12,000 for somebody to tell us where to go buy a bus and it was approved before we had the chance to comment. And, what if the vote on the kind of thing comes up at a meeting such as the repairing of the roof on the old Voter Registrar's Office after we decide to move the Voter Registrar's Office to another building because the roof leaked? So, this kind of thing comes up at a meeting and I may have a need or somebody else may have a need to make a comment and now we won't have that opportunity. I am very disappointed. I'm serious. You have suppressed our ability to comment.

Supervisor Edwards said let me ask you one question. Had you rather comment before we vote or after we vote? The way we have it set up now you can comment before.

Mr. John Burchett said Supervisor Edwards I had no idea what you are going to talk about like the school buses and the repair of the roof on the building. There wasn't a public hearing. I couldn't say I don't think we need to do that or whatever; I could only comment after it was done. I could be up here tonight commenting about what was done last month, but that was done last month. I'm going to tell you how I feel. I'm a very emotional person and I'll tell you how I feel. I feel

like you have suppressed my right to comment.

Chairman Jones said you still have that right.

Mr. John Burchett said Chairman Jones you have said you as much said that you didn't like the heat, that you didn't like the comments that we were making. That is enough said about that. A couple of comments that I did have before I came tonight that came up at the Planning Commission, the one about the pipeline park or whatever you want to call it, the bicycle trails, hiking trails. Well, there was a gentleman with the lady who made the presentation, who was with some kind of hiking organization or whatever. I'm really not sure what it was. He more or less made a veil threat to me that whether we like it or not that it could be done. And, I think it would be to our advantage to be prepared for any move that may be made to shove this down our throat. Did you get that idea, Supervisor Edwards?

Supervisor Edwards said it was not clear to him whether, Virginia Beach, because they own the line could go ahead and do anything against our will or not. He asked if anybody knew anything about that.

Mr. John Burchett said well we need to know what they can do. It's kind of like the OLF; there was a successful fight against that.

Supervisor Edwards said that's a good point. I think we all know the answer to that.

Mr. John Burchett said can it be done.

Supervisor Edwards said good question.

Mr. John Burchett said and Mrs. Amanda Jarratt is that her name, I didn't stay for all of her presentation when she was talking about making more land available. And, I was thinking out near Riverdale that that land was set aside. I think it was 400 acres.

Supervisor Phillips said the Council farm.

Mr. John Burchett said it was set aside to build 400 houses.

Supervisor Phillips said 700.

Mr. John Burchett said 700 house or 700 acres.

Supervisor West said 700 or so houses can be built on the 400 or so acres.

Mr. John Burchett said why not right now change the designation of that land.

Supervisor West said to what.

Mr. John Burchett said to light industrial, something that would be compatible.

Chairman Jones said we are looking at that.

Supervisor Porter said that is what she is recommending.

Mr. John Burchett said I didn't know. He didn't stay for all of it so he didn't know. All I know was that she named three parcels and that was one of them. The infrastructure is already there on that, but it would have to be something that is compatible with a school. Something like Enviva wouldn't be compatible.

Chairman Jones said no. He said we wouldn't want anything like that out there.

Mr. John Burchett said that is generating a lot of noise.

Chairman Jones said we would not want that.

Mr. John Burchett said one more time I do appreciate your listening to me.

Chairman Jones said we appreciate your coming. Keep on coming.

Chairman Jones asked if anyone else wanted to speak.

Mr. Bob Felts addressed the Board. He said he was going to make this short and sweet. He said I don't know if you all are paying Mr. Richard Railey by the hour or by the visit but we need to get with him on the laws. He stated that he was speaking to you tonight on the Electoral Board. He said we just had an election in November and he was here to give praise to our Registrar, Mrs. Peggy Davis and her assistant, Mrs. Lynn Burgess. I want to thank Mr. Michael Johnson and Mr. Jackie Vick from the county for helping us. We have one of our officers of elections here with us tonight, Mrs. Lynda Updike, and she can tell you it is a long day from 4:00 or 5:00 in the morning until 7:00 at night. We had an excellent turn out in Southampton County. Everything went smooth. All of you know that they certified it today there is about a 165 vote's difference where over 2 million votes that were cast for Attorney General in the State of Virginia. There could be a recall and if it is we are ready in our office for the recall. I do want to thank everyone that had a part in it, Mr. Michael Johnson, Mr. Jackie Vick who rigged up the lights for us and made everything accessible to vote, and all of the officers of election who took part in the election and for the different building that we used in the community. We used churches, fire houses, community buildings and the people were very cooperative and they were real safe and sound. And, it was a good enthusiast group of officers of elections that work in these polling places. I know you all are familiar with the ones in your jurisdictions. I want to thank all of them plus our Registrar, Mrs. Peggy Davis and her assistant over there in the Registrar's Office. Thank you all for moving us to the new building. With the heat and air conditioning it is far superior to what we had. We will work out the little bugs in the parking and get that all out of the way. Thank you all for your cooperation in working with our department to make sure every vote cast is done fair and square. They do an excellent job over at the Registrar's Office. Thank you all for all of your help; it was all team work. Thank you Chairman Jones.

Chairman Jones said he would like for them to look at Drewryville next time. All of the workers parked in front of the door. You could not see the sign and that it was moved. Had I not had people sitting out there saying don't walk in that door you will get in trouble, you need to walk around to the other place because they could not see the sign that was up against the door at the Drewryville site.

Mr. Bob Felts said we used to have it right where the trucks were parked now we have a new roof on the side it's on the side.

Chairman Jones said well each one of the workers had their car parked right in front of the building.

Mr. Bob Felts said we will address that before the next election.

Chairman Jones said they have enough room to park up on the church yard next or down next to the railroad tracks. Then when people came up they could see the voting sign.

Mr. Bob Felts said I think Joe probably overlooked it; Joe runs that Capron Precinct back there and does a good job.

Chairman Jones said this is just something that I saw that the cars did not need to be parked in front of the building.

Mr. Bob Felts said thank you, thank you, and thank you.

Chairman Jones said this was the only thing that I saw; everything else was fine.

Mr. Bob Felts said and Ms. Sandi helps us with the IT, I think that is her name. She has saved us a lot of money doing the IT work so we were trying to pinch pennies as best as we good. We appreciate all the support we have had.

Chairman Jones said that's the only problem we had; they were parked in front of the building.

Mr. Bob Felts said we will move them.

Chairman Jones said yes sir. He asked if there was anyone else wishing to speak.

Chairman Jones stated they would take a five minute break.

Upon return from recess, Chairman Jones stated it is necessary for this Board to now return to a closed meeting in accordance with the provisions set out in the Code of Virginia, 1950, as amended, to finish the closed session agenda items.

Supervisor West made a motion to conduct a closed meeting in accordance with the provisions set out in the Code of Virginia, 1950, as amended, for the following purposes:

- 1) In accordance with Section 2.2-3711 (A) (3), Discussion or consideration of the disposition of publicly held real property at 22361 Main Street, Courtland, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and
- 2) In accordance with Section 2.2-3711 (A) (1), Discussion and consideration of prospective candidates for assignment and promotion.

Supervisor Faison seconded the motion.

After returning to open session, Chairman Jones stated that at this time he needed the reading of the certification resolution to go back into open session.

Supervisor West read the certification resolution to go back into open session.

RESOLUTION OF CLOSED MEETING

WHEREAS, the Southampton County Board of Supervisors had convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Southampton County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public matters as were identified in the motion convening the closed meeting were heard, discussed and considered by the Southampton County Board of Supervisors.

Supervisor West made a motion to adopt the certification resolution.

Supervisor Edwards seconded the motion.

Chairman Jones stated that they were back in open session and that nothing was discussed that was not on the agenda.

Chairman Jones stated that there were some issues from the closed session requiring action.

Supervisor Porter moved to approve a plan of reorganization, effective January 1, 2014, in accordance with the following:

- a. The Finance Director position will be renamed Deputy County Administrator/Chief Financial Officer and regraded to a Grade 39 – effective January 1, Mrs. Lynette Lowe's annual salary will be adjusted to \$77,603;
- b. A new position of Finance Manager will be established at a Grade 29 and Mrs. June Steele

will be placed in the position – effective January 1, Mrs. Steele’s annual salary will be adjusted to \$56,447;

- c. Effective January 1, Ms. Cindy Edwards will be promoted to the Accountant’s position (Grade 26) at the entry level of \$38,088; and
- d. After January 1, the Administrative Assistant position vacated by Ms. Edwards may be filled at the entry level of \$25,780.

The motion was seconded by Supervisor West. During discussion, Supervisor Porter indicated that the plan of reorganization should be presented by Mr. Johnson at the very beginning of next month’s meeting to include the material discussed by the Board in closed session tonight – specifically addressing the reasons for reorganization, the key duties of the Deputy County Administrator/CFO and Finance Manager, and a comparison of cost between filling the vacant Deputy County Administrator position at the entry level and the plan of reorganization.

Following discussion, the motion was approved 5-2, with Supervisors Jones, West, Faison, Phillips and Porter voting in favor, and Supervisors Edwards and Updike opposed.

There being no further business, the meeting was adjourned at 9:40 p.m.

Dallas O. Jones, Chairman

Michael W. Johnson, Clerk