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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 May 27, 2014 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, Deputy County Administrator/Chief Financial Officer
Beth Lewis, Community Development Deputy Director
Julien W. Johnson, Jr. Public Utilities Director
Richard E. Railey, Jr., County Attorney
Amanda N. Smith, Administrative Assistant

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) (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; and
- 2) In accordance with Section 2.2-3711 (A) (3), Discussion or consideration of the acquisition of real property for economic development purposes, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and
- 3) In accordance with Section 2.2-3711 (A) (3), Discussion or consideration of the disposition of real property for a public purpose (former Voter Registrar's Office) where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and
- 4) In accordance with Section 2.1-3711 (A) (29), Discussion of the terms and scope of a public contract with Narricot Industries where discussion in an open session would adversely affect the negotiating strategy of the governing body.

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.

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Supervisor West made a motion to go into closed session.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated at this time we will have the certification.

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 which carried unanimously.

Chairman Jones stated at this time we are now in open session. Good evening everyone. It is nice to see a full house and not be in black powder. We did not do anything except what was on the agenda. We do have one motion to make. One action arrived and at this time we will have a motion for that action.

Supervisor West states with assistance Mr. Johnson at this time I would like to make a motion for this board that we appropriate up to \$25,000 to the Franklin Southampton Economic Development Corporation for investment to establish the potential project at Cypress Cove site for consideration for wetlands mitigation, assessed value, and anything that comes along to establish value to the Cypress Cove site.

Supervisor Porter seconded the motion which carried unanimously.

Chairman Jones states citizen comment period. Anyone wants to come up.

Mr. James Poindexter addressed the board. My name is James Poindexter and I live on Guy Place Road. I have a few residents in the house this evening. We came to discuss or hear about repairing Guy Place Road. We have had numerous storms this past winter and the roads were closed for about two weeks. When I first purchased my property about eight years ago, I was told we were on the plan. Apparently at some point in time we got off that plan, just due to the lack of attention being placed on that road and also budget cuts. I have heard good news speaking with Mr. Johnson that we are back on the plan and hoping that means our road will get paved and get the attention it needs here shortly. We have young children on the street, families they had to drive their children all the way to the main roads during that time period because the buses couldn't make it on the street. The road condition is the same as it was last summer prior to these storms and without the proper maintenance, and hopefully the proper construction and paving, I am hoping if that does happen we will avoid situations like we had this past winter. That is the only thing I wanted to talk about this evening and I hope that the board has considered that and I hope that we can get some resolution that will help everybody. Thank you.

Chairman Jones states alright. Anyone have any questions? Anyone else?

Mr. John Burchett addressed the board. Good evening, my name is John Burchett I live in Sebrell. I know this is not a budget meeting but I just want to make a couple of comments. Again I appreciate the work you all have done to fund the schools and other needed projects. I just needed to comment just so everybody understood about my comments at the budget meeting. I definitely fully support funding the weekend emergency response people; the medical people. Enough said about that, I am totally on board with that. The way to get the money for it I have a problem with. Barry, at the budget hearing you said you asked some of your constituents about what I suggested about reducing the hours of the trash collection points on the weekdays. A lot of times the way you ask a question is going to determine the answer and you know that as a business man. I don't know how you asked the question, but if somebody comes up to me and say John which would you rather do, raise your real estate taxes a penny or reduce operating hours of the collection facilities two out of three days and still be open all day on weekends. I hope whoever said they would rather have the tax increase is here to say that, but I have my doubts about that. Dr. Edwards, you said that people have a better feeling about paying taxes now that you all are spending money more responsibly. All of you guys are nice guys and I think a lot of you, but I don't care who it is sitting in that chair, if you got your hand in my pocket I have a problem with it. You didn't make any effort. All you have to do is go to Michael and tell him we have \$75,000 if you went along with my suggestion. All you have to do is tell that man sitting right there we need to cut \$75,000 more out of the budget. But you know, we didn't do that, we are going to just go ahead and raise taxes .02 cents. As far as I know we still don't have a state budget, is that correct?

Mr. Michael Johnson states that is correct.

Mr. John Burchett states I would like to make a comment on that. I have been in Virginia a long time and I have never seen, not that I recall, this kind of situation. Mark Warner and Tim Caine, our current senators were governors, they worked with republican legislation and they compromised. This man we bought in from New York he is cut from Michael Bloomberg cloth, he won't compromise. He insists on having his way. It's a sad situation. You all have a good evening.

Chairman Jones states thank you, anyone else? Comment session closed. The minutes; anyone have any problems with the minutes? We had three sets of minutes. Anyone have any problems with the minutes?

Supervisor Phillips motion to approve the minutes as presented.

Supervisor West seconded the motion which passed unanimously.

Chairman Jones states next we have highway matters.

Mr. Jerry Kee, Assistant Residency Administrator with VDOT, addressed the board. Good evening. At last month's meeting regarding the six month plan, I believe you requested for us to take a look at Guy Place Road to assess what we thought was the best thing to do with construction. We had our geologist take a look at it, and he done an assessment of it and some of the issues we are having with the road includes not having adequate drainage. It has a lot of unsuitable material which means the material is not draining and functions as compacted as a roadway should function so if we go in and rebuild it we will have to remove most of that. He also recommended raising the road about a foot and a half because most of the drainage comes to the road from the farms and the surrounding property. Raising it a foot and a half and doing it as a regular construction project and don't do it as rural rustic, and I think it was originally looked at as rural rustic, isn't that right Michael?

Mr. Michael Johnson states that is correct.

Mr. Jerry Kee states doing full construction that includes design, which is survey, environmental and actual plan design, you have to purchase right-a-way because if we do a full blown reconstruction we have to improve it to the proper widths and show the widths for the speed limits. It looks like it would be about \$2 million to build it as a regular construction project. Now you have one other option, and that other option is the pave in place option. The road still would be reconstructed but we get all donated right-a-way from the land owners. That would reduce the cost by about \$300,000 if we received donated right-a-way. The price for rural rustic is \$400,000 which is what we estimated to do it and that is just adding a little stone and paving it, but there is no way

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that road will hold up if we do that so we would just be wasting \$400,000 in my opinion. I will take any questions you may have at this time.

Chairman Jones states any questions? Chairman Jones calls on Supervisor Phillips.

Supervisor Phillips states so Jerry what did we just hear?

Mr. Jerry Kee states basically we recommend that you rebuild it as a regular project if you want it to hold up.

Supervisor Phillips states and where would that put... it is in the priority list.

Mr. Jerry Kee states it's in the priority list but you would have to allocate additional funds to it because we are talking \$2 million dollars now versus \$400,000. I don't have claims on which was the next project on there, was it Governors Darden Road for a regular project?

Supervisor Edwards states the next question is what is the time frame on this?

Mr. Jerry Kee states it really depends on funds and looking at the funds right now you are talking about a sizable wait down the road.

Mr. Michael Johnson states there is Governors Darden Road and then you have Fullers Mill Road behind that and we had talked about....

Supervisor West states we had talked about moving funds from that right?

Mr. Michael Johnson states that may no longer be necessary.

Supervisor Phillips states Rawlings Road is already funded.

A Mr. Jerry Kee state that is funded, that will be done this summer.

Supervisor Phillips states then Warriquet Road and then Guy Place. The figure you just said was how much?

Mr. Jerry Kee states \$2 million if you go in full construction.

Supervisor Phillips states so what can we do in the meantime.

Mr. Jerry Kee states we can maintain it as we have been maintaining it putting stone on it. We are going to put calcium chloride on it this summer which helps with the dust and we are going to do that in the next 45 days. Sometimes we don't but are doing that this year so that will be done and we will put maintenance stone on the road. So we will maintain it just like we have been maintaining it, but that really is all that we can do.

Supervisor Phillips states are there any outfall ditches that could be...

Mr. Jerry Kee states there are two outfalls on the road now. One is almost at Route 628 and the other one is about halfway through the project. I went out there and looked at them today. They could stand a little work to try to help get rid some of the water. But the issue is most of the farm; all of the water mainly drains to the road.

Supervisor Phillips states I have ridden through the road as well and I this is in my district. I would tell those in the audience that when I heard about it at our last meeting, well I heard about it just prior to our last meeting. What I would like to say is I am available but I haven't heard from anyone on Guy Place Road. I will do what I can but we are limited on what we can do with the state money.

Mr. Jerry Kee states and we are limited on what we can do with maintenance money, because it has to be used for maintenance.

Supervisor Phillips states so again, just to recap what you said, you are going to do something for

the dust, which is an issue.

Mr. Jerry Kee states we are going to do that and we also going to put maintenance stone down which builds the base up.

Supervisor Phillips states but if they do a total rebuild of the road than they would have to remove all of that.

Mr. Jerry Kee states they will remove it but they would reuse what they can reuse. The main problem with the road now is it is saturated below. It is the material that the road was built on is sorry material.

Supervisor Phillips states from what I saw is the water runs out of the field into the road. The road is basically the ditch.

Mr. Jerry Kee states and that is why the geologist recommended raising the road. He recommended raising it a foot and a half.

Supervisor Edwards states what they are saying then we never had a problem and it is at the highest priority that we can get.

Mr. Jerry Kee states we are still working trying to come up with solutions because I got our hydraulic guy to come out here and look at it too.

Supervisor Phillips states what is the possibility of cutting anymore outfall ditches? Somewhere at least before it gets back into the residential section.

Mr. Jerry Kee states that might be an issue. You have to deal with property owners and get the approval to dump the water on their property.

Supervisor Phillips states it is all going somewhere.

Mr. Jerry Kee states I am not saying you can't try it, I am just telling you a lot of people complain about outfalls coming across their property.

Supervisor Phillips states the maintenance thereof is an issue.

Mr. Jerry Kee states that is an option we can look at. We do have our hydraulic engineers who are doing a review on it. I haven't gotten it back yet. He is working on it. So when I get that I will make sure Michael Johnson gets a copy, so everyone can get one.

Mr. Michael Johnson states Jerry do you know how much if any money is currently parked on that Fullers Mill Road project.

Mr. Jerry Kee states I think Michael, I want to say it is right at \$200,000.

Mr. Michael Johnson states the last time I dealt with the plan it was like \$185,000 to \$190,000.

Mr. James Poindexter addressed Mr. Jerry Kee. Mr. James Poindexter asked is all of this information documented somewhere? Is it possible for us to get a copy of that?

Mr. Jerry Kee states yes I can get you a copy of the report.

Mr. James Poindexter states you also stated and I don't know if I am allowed to speak but the donated right-a-way you mentioned that. How does the offset the cost? How does that work?

Mr. Jerry Kee states that will offset the project cost by about \$300,000. Which they estimated, our right-a-way people, realigning the right-a-way, utility relocation, and whatever else. A lot of times with dirt roads we ask the citizens to donate 10ft of right-a-way. That helps to save some money and helps the project move along. But it is about \$300,000 from what we estimated.

Chairman Jones states alright any other questions.

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Supervisor Porter states so that makes it about \$1.7 million instead of \$2 million.

Mr. Jerry Kee states if you do the pave in place and get the donated right-a-way, yes.

Supervisor Porter states so is it \$1.7 million or assuming that we have a \$1.3 million because we already have it in the priority list as \$400,000.

Mr. Jerry Kee states the money for the \$400,000 is not actually funded. That is future money correct?

Mr. Michael Johnson states correct.

Mr. Jerry Kee states that is future money so it is not actually funded yet?

Supervisor Porter states so how much money do we have funded?

Mr. Jerry Kee states it is zero right now.

Supervisor Porter states all we can do is put it in the priority list and when funds become available and if this is something we want to move up...

Mr. Jerry Kee states yes you can move it up.

Supervisor Porter states and right now there is \$3 million in this priority list for Fullers Mill Road and I am hearing maybe we don't want to do that.

Mr. Jerry Kee states yes, but that \$3 million that is on Fullers Mill Road is just an estimate. It is not much money left.

Supervisor Porter states I know but it is a matter of where we put it if it is high on the priority list and the question is whether it should be up there and Fullers Mill Road drop below it.

Mr. Jerry Kee states I am like Michael, Fullers Mill Road was mainly for the mill and the mill is not running now.

Mr. Michael Johnson states let me put this in perspective so everyone have a full understanding of how much money you have to deal with. You only get in fiscal year 2015 \$84,000 for all of your unpaved roads. So when you are talking about trying to approve \$2 million dollars at \$84,000 a year for everything that will take a long time.

Supervisor Porter states but if you don't put it up in the priority list, and you don't seek the funds you are never going to get it, is that right?

Mr. Jerry Kee states yes, you can move it up. That is your priority to move it up in the priority list.

Supervisor Porter states and what determines whether or not we get the money. When does it become available or is this something that is determined by Virginia Department of Transportation.

Mr. Michael Johnson states it is appropriated by the General Assembly.

Mr. Jerry Kee states and like Michael said you are only getting \$84,000 this year.

Supervisor West states so even paving in place there is no money there. At this point you can beat this boy up from \$400,000 to \$1.3 million or \$1.7 million.

Mr. Jerry Kee states to do the rural rustic is \$400,000...

Supervisor West states which is dead right?

Supervisor Porter states but where it is on the priority list it may take 50 years to get it done.

Supervisor West states where is it on the priority list?

Supervisor Porter states it is the last.

Supervisor Phillips states my thought is, I have ridden the road, I can only imagine what it was like last winter because from what Joe Lomax said you couldn't even get to...

Mr. Jerry Kee states the road was impassable when I went out there.

Supervisor Phillips states you couldn't even get to the other end of the road. I mean I know what a farm path is. It is like logging and once the road goes to pieces there is not a lot you can do with it.

Mr. Jerry Kee states it was impassable. There is no doubt about that.

Supervisor Phillips states well I would like a discussion regarding moving Guy Place Road if not to the top of the list, then behind General Thomas Highway or... I am looking for some guidance here.

Supervisor Edwards states when you look at it that is the only thing we can do. That is our only option to move it up on the list. We don't have any other control except that list.

Supervisor Phillips states the governor may give us some money, you never know.

Supervisor Edwards states yeah right.

Mr. Michael Johnson states we can move it behind General Thomas Highway and ahead of Governors Darden Road if that is your priority.

Supervisor Edwards states I think that is what we should do. That is the only thing we can do. That is our only option that I can see.

Chairman Jones states alright gentlemen.

Supervisor Phillips makes a motion to move Guy Place Road up in the priority list in between General Thomas Highway and Governors Darden Road.

Chairman Jones states so you want to make that number three.

Supervisor Phillips states yes. The other two projects are Rose Valley Road and General Thomas Highway.

Chairman Jones states okay between General Thomas Highway and Governors Darden Road.

Supervisor Phillips states right and just like the gentlemen said the school buses couldn't come down the road because probably there were nowhere for them to turn around. We have to do what we can.

Supervisor Edwards seconded the motion and stated that is all we can do.

Supervisor Porter states in your motion do you also want to upgrade it to \$2 million dollar construction cost instead of the \$400,000 construction cost as it currently exist.

Supervisor Phillips states then we come back to the question when Joe was here he made a comment he urged us not to change the priorities until all of the research was done.

Mr. Jerry Kee states and that is correct. You can move the priority up. It is not going to be built in the next three or four years anyway. You can wait and move it up next year.

Supervisor Phillips states if nothing else I want to move it tonight if we can.

Mr. Jerry Kee states the only thing I am waiting for right now is the hydraulics information.

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Supervisor Phillips states will you come back soon as you get that and then we can consider what to do with it at that time.

Mr. Jerry Kee states yes sir I will be glad too.

Supervisor West states but don't we have to move on this tonight.

Supervisor Phillips states we can move yes, rearrange the list of priorities.

Supervisor Edwards states you already made the motion and I seconded it.

Supervisor Phillips states but Mr. Porter was asking if I wanted to amend my motion.

Supervisor Porter states the question is was your motion intent to do it at the \$400,000 funding or the \$2 million funding.

Supervisor Phillips states I would leave it at the \$400,000 funding until the hydrologist makes his report to see if there are any other things... that is what I remember being Joe Lomax's recommendation. Wait until all the information is available. That way the priority is there and we can change that.

Supervisor Porter states I understand that but I heard him just say if we did \$400,000 it was wasting \$400,000 so why should we fool ourselves and put it in there as \$400,000.

Supervisor Phillips states and your recommendation Jerry?

Mr. Jerry Kee states it is full blown construction. That is what I think needs to be done. Whether it's \$2 million or \$1.7 million whichever one you decide you want to do. The \$400,000 is just a bandage. The first bad winter you have all the pavement is going to break up.

Supervisor Phillips states because there is no sub-base.

Mr. Jerry Kee states yes because there is no sub-base there.

Supervisor Porter states I would do it at \$1.7 million sending a message to the residents that we need help doing it, so that we do need them to contribute the right-a-way.

Supervisor Phillips states I would like to amend my motion to make it a project at \$1.7 million.

Chairman Jones states alright, we are moving the Guy Place Road priority up between General Thomas Highway and Governors Darden Road. We will put that on our new priority list and we will ask for \$1.7 million.

Supervisor Phillips states would we be better off leaving it at \$2 million.

Supervisor Edwards states I think we would be better off just to up... we can't micro manage the rest of the situation.

Mr. Jerry Kee states once the project goes into the system and we put it in as what you want it to be at, we constantly update the estimate, so it will tell as it adjusts one way or the other. When we initially do the first estimate that is what will be put into the system \$1.7 million.

Chairman Jones states okay \$1.7 million. Chairman Jones calls for a vote.

Mr. Richard Railey, county attorney, states wait a minute. You had a motion, did you have a second? Who made the motion?

Supervisor Phillips states I made the motion and he seconded it.

Mr. Richard Railey states alright did you yield to the amendment?

Supervisor Edwards states I will.

Mr. Richard Railey states okay. Go ahead and vote.

Chairman Jones called for a vote which carried unanimously.

Supervisor Porter states do we need to adopt the whole plan again.

Mr. Michael Johnson states you just did basically by making that one change.

Chairman Jones states okay we will go to B.

Mr. Michael Johnson states item B Mr. Chairman is related to a request for a watch for children sign on No Head Lane. Supervisor West was recently contacted by one of his constituents with regard to that matter. Just so you all are aware in November 2012, VDOT changed its policy regarding installation of these signs. Basically, they no longer install them. They will allow localities to enter into a written agreement to install and maintain the signs at the locality's expense subject to their departmental regulation. The biggest issue that we have encountered with the request that we have had since that policy change is that the signs can only be posted on roadways where the speed limit does not exceeds 35mph. In this particular case, VDOT just completed a speed study on No Head Lane and they intend to reduce that posted speed limit to 35mph so that this particular road will qualify for a sign under their regulations.

Supervisor West states yes I went to, and it is close to my home and I went down the road maybe 3/10 of a mile and it is unpaved and maybe five or six homes, but there are a number of farm paths that are frequented by people outside the area to be honest with you. They go in and they fly out. I don't know what their business is but it is slower going in than it is coming out, and that being said residents on No Head Lane have a complaint that is legitimate. The fact is the traffic needs to be slowed down because they disregard children and the houses are fairly close to the surface itself so they disregard the speed limit and the children and there are a number of young children in that area. If there is any way to authorize this on our behalf, I know there is an additional expense, and VDOT I am sorry you stepped out of this but you want to regulate it, I see you still regulate it. You are going to tell us what to do and how to do it but you say it's your sign. Way to go Jerry.

Mr. Jerry Kee states we still maintain the rest of them down there.

Supervisor West states yeah, good.

Supervisor Edwards states overhead expense is around \$700 was it not?

Mr. Michael Johnson states they say it could cost up to \$850 now that is there estimate. Now obviously the sign doesn't cost that much, I am assuming that is the labor.

Mr. Jerry Kee states that is the cost of labor to put it in, the anchor to put it in, and so on.

Supervisor West states come on Jerry for \$850 I will put them up all day long for you.

Mr. Jerry Kee states it's a new anchor system put on every sign that is hurricane proof.

Mr. Michael Johnson states it is also a custom made sign too.

Supervisor West makes a motion authorizing the County Administrator to enter into a written agreement with VDOT to install the Watch for Children sign.

Supervisor Edwards seconded the motion which carried unanimously.

Supervisor Phillips states Mr. West if I may, talking with Michael Johnson previously the speed limit on that 3/10 of a mile road was 55mph and now we have put up a no outlet sign and lowered it to 35mph. I think your neighbors and constituents would probably appreciate that as well.

Supervisor West states I hope so but the idea of it is putting the sign up will help recognize the children and people walking the road in the afternoon, animals, and children riding their bicycles.

Supervisor Phillips states certainly.

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Chairman Jones states okay monthly concerns and calls on Mr. West.

Supervisor West states at this time I have gotten in touch with Mr. Brown and everything is fine. I do need to see some more, and soon as you can get some money, as soon as possible, and I know that you have done Route 460.

Mr. Jerry Kee states the contractor will be here next week.

Supervisor West states and pass this on if you will to Mr. Lomax okay. Last year after July 1st we talked about some additional funds for paving the streets for a place called Ivor. It hasn't been done in eons okay. That being said, he stated money had tightened up due to snow removal and things of that nature this past winter. I understand that but you were able to pave the streets of Windsor real recently.

Mr. Jerry Kee states they were already in the budget.

Supervisor West states okay. I was kind of promised that these were in the budget, but you already done Franklin.

Mr. Jerry Kee states they are getting ready to do Courtland too.

Supervisor West states well do you understand.

Mr. Jerry Kee states they were already in the plan though. What he was talking about doing was adding it in this year's plan. Well... you know what I mean... I just wanted to tell you, you are important too.

Supervisor West states thank you much.

Chairman Jones called on Supervisor Faison.

Supervisor Faison states nothing new but I just had a question about Cross Keys Road.

Mr. Jerry Kee states Ben has that on the schedule for next week to pave that pipe. I talked to him about it today.

Supervisor Faison states okay and Route 671 is broken up quite a bit in several places.

Mr. Jerry Kee states we have a contractor coming in. I talked to the construction guy Friday and I want to say he said they are coming next week. They are going to cut that entire section out and repave it. That is on the plan to be done. We have already met with the contractor.

Supervisor Faison states thanks.

Chairman Jones called on Supervisor Updike.

Supervisor Updike states we need to go back to Statesville Road on that curb. You have worked on it several times last year. It has gotten worse than ever.

Mr. Jerry Kee states is that the one right in the curb where water stands in the curb.

Supervisor Updike states broken back about halfway of the pipe and backs up into the ditch. When it rains it floods that road. We had last month on Martin Circle the shoulders had a big wash out. They are not real bad at the present time but if we don't do something now we will have to do major later.

Chairman Jones called on Supervisor Porter.

Supervisor Porter states I am just looking forward to some grass cutting.

Mr. Jerry Kee states I believe he is cutting on Route 649, 643... he is in that area right now this

week and also the contractor that we use is coming in next week to do some of the other.

Supervisor Updike states I have one other comment. Personally I will donate my mowing if you will do a little bit more work on the roads. I would rather have my money spent on improvements in fixing the roads than cutting the banks. Twice a year is a plenty.

Mr. Jerry Kee states okay.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips states highway 35 at Sebrell; it is Joe Gray's property. Every time, last week, about ten days ago, when we had it, the big rain event. As I motored along, there was a man who had gone up into Mr. Gray's field and the water was all the way out to the center line. I was also going to thank you for the mowing on highway 35 so now is a good time to take a look at it so you can see what's there. Where he ran off the road at, it broke the edge of the field, so any water that comes from a big rain is going to come right out of the field.

Mr. Jerry Kee states okay I will take a look at that.

Supervisor Phillips states if you would.

Mr. Jerry Kee states I know exactly where it is.

Supervisor Phillips states thank you. One other thing, someone approached me on behalf of the town of Ivor. There is a one block portion if memory serves me correctly, Railroad Street.

Supervisor West states no, no. Well, we got that under control. I am not trying to take your thunder away...

Supervisor Phillips states that is fine then.

Supervisor West states but Mr. Brown and I have been consulting...

Supervisor Phillips states that is what you were talking about then.

Supervisor West states Main Street at Railroad Street along the main drag and it's clogged up. You have cleaned out everything else but we are still waiting on that.

Mr. Jerry Kee states we will get the backhoe truck and come clean all those pipes out.

Supervisor West states but it's right there in front of Bain Estate. You know where it is.

Mr. Jerry Kee states yes, I know exactly where it is.

Supervisor West states thank you.

Mr. Jerry Kee states okay.

Supervisor Phillips states I am glad we got that taken care of.

Supervisor Edwards states I haven't heard of any new complaints. I think that everything that we complained about the last two to three months they have taken care of.

Chairman Jones states alright, thank you very much. We will go to number seven, appointments.

Mr. Michael Johnson states chairman the first appointments are related to the Paul D. Camp Community College Board. You see correspondence from Dr. Paul Conco. With regard to that, the county has three representatives on that board, Ms. Kisha Watford from Boykins-Branchville district, Ms. Syretha Wright from Drewryville district, and Mr. A. Meredith Felts Jr from Berlin-Ivor District. Ms. Watford and Ms. Wright are both eligible to succeed themselves for a second term which will commence July 1, 2014 through June 30, 2018. Because Mr. Felts is concluding his second term he is not eligible for reappointment at this time. It is my understanding that

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Supervisor Porter has spoken with Jim Strozier who is the Chief Operating Officer of Highground Services who has expressed some interest in succeeding Mr. Felts on that board.

Supervisor Porter states Mr. Strozier said he would be happy to serve on that board.

Chairman Jones states I need a motion.

Supervisor Porter states I make a motion that we appoint Mr. Strozier to replace Mr. Felts on the local College Board for terms commencing July 1, 2014 and ending June 30, 2018.

Supervisor West seconded the motion which carried unanimously.

Supervisor Porter states I make a motion that Ms. Watford and Ms. Wright be reappointed to the local College Board for terms commencing July 1, 2014 and ending June 30, 2018.

Chairman Jones states Ms. Wright has already insisted that she would succeed herself for a second term.

Supervisor Faison states so has Ms. Watford.

Chairman Jones states I have a motion need a second.

Supervisor West second the motion which carried unanimously.

Chairman Jones states item b.

Mr. Michael Johnson states item b is the Hampton Roads Planning District Commission. You may recall from last May Supervisor Porter was appointed to fill Mr. West unexpired term through June 30, 2014. He is eligible for reappointment to another 2 year term or at least to the end of his term as a local elected official.

Supervisor West made a motion to reappoint Mr. Porter to another 2 year term.

Supervisor Edwards second that motion which carried unanimously.

Chairman Jones states item c.

Mr. Michael Johnson states item c; I did speak with Mrs. Stivers on Friday morning and Ms. Marcia Garris' term on the Department of Social Services Administrative Board will expire on June 30, 2014. Mrs. Stivers has confirmed that Ms. Garris is eligible for reappointment and has expressed a willingness to continue serving.

Supervisor Edwards made a motion to reappoint Ms. Marcia Garris for another term to the Department of Social Services Administrative Board.

Supervisor Faison seconded that motion which carried unanimously.

Chairman Jones states we will go to number 8, reports, Sherriff's Office, Animal Control, Litter Control, Building Permits, Cooperative Extension, Solid Waste Quantities, Fines and Forfeitures, Personnel. You don't have Mr. Britt up here.

Mr. Michael Johnson states I have a few items to report on personnel Mr. Chairman. We had two employees hired during the period, Amanda N. Smith effective April 7, 2014 in the County Administrative office annual salary \$25,780 and Renee M. Trull in the Office of the Clerk Circuit Court effective May 21, 2014 annual salary \$30,500. There were four employees reclassified in the Clerk of the Circuit Court Office. All effective on May 1, 2014; Linda Beatty annual salary \$33,500, Melanie Cross annual salary \$47,000, Kathy Everett annual salary \$39,750, and Theresa Kannan annual salary \$35,750. There was one employee separated during the period in the Office of the Commonwealth Attorney, Tiffany A. Laney effective May 30, 2014.

Chairman Jones states okay, Mr. Britt do you have anything.

Mr. David Britt, Treasurer, addressed the board. Good evening, we have started our collection

efforts for this year. We have sent out delinquent notices and have asked people to sign up for payment plans which we have signed up over 375 taxpayers. We are trying to have them paid out by the end of the fiscal year June 30, 2014. We are also going to start on our DMV stops. Hopefully by the end of this month we can get them in place by sending a file up to the Department of Motor Vehicles. We are also going to start our efforts in doing tax liens to collect delinquencies as well. With that being said, our delinquencies as of this past Friday, for personal property \$950,000 that is currently outstanding. Compare that to last year \$735,000. Real Estate currently has \$734,000 outstanding compared to \$794,000 last year. As far as solid waste goes 2012 solid waste fee we still have \$76,000 outstanding on that which we are still working on processing warrants in debt. For this year, 2013 solid waste fees we are currently at \$279,000 outstanding there. Any questions?

Chairman Jones states any questions for Mr. Britt. Okay, thank you. Mrs. Carr do you have anything.

Mrs. Amy Carr, Commissioner of Revenue, responds with no.

Chairman Jones states we will go to number 9 financial matters.

Mr. Michael Johnson states chairman the first item on your agenda for financial matters tonight is consideration of the fiscal year 2015 annual budget. You have included in your agenda package a copy of the proposed budget synopsis, as it was advertised for public comment in the Tidewater News on May 4.

Chairman Jones states alright gentlemen. This is the budget what are you going to do with it. We have talked about this.

Supervisor West states we had decent and good, fair input at the Public Hearing in Southampton. I was somewhat disappointed with the crowd. The teachers and the school system people that did represent the school I thank you for your attendance. There were a few people, Mr. Garner you were there, and I thank you for that. I know that it is never good and I agree with everything that has been said about the .02 cent increase to raise taxes. We have seen a need this year that we have not had in past years. I think Mr. Garner with Fire and Rescue has warned us repeatedly that it is going to happen and this is the time to do it, so we have added that .02 cent on and I support that .02 cent as well as the current proposed budget that has been advertised and properly spoken of and at this time if you ready for a motion I will make a motion that we adopt this 2015 annual budget.

Supervisor Faison seconded the motion. Supervisor Porter, Edwards, and Phillips voted by the word and sound of I; Supervisor Updike opposed. Motion is carried.

Chairman Jones states we will go to item b, annual tax rate.

Mr. Michael Johnson states item b is obviously a related matter Mr. Chairman, it is necessary for the board to adopt an ordinance which establishes the calendar year 2014 or fiscal year 2015 annual tax rate. You have a copy of that proposal in your agenda packages. The ordinance reflects the notice of public hearing that ran in the Tidewater News again on May 4, 2014.

Chairman Jones called for a motion.

Supervisor West states again that reflected two changes, Real Estate .75 cents to .77 cents and then Heavy Construction Machinery from \$2.40 to \$1.95. The tax ordinance reflects those two changes. It also supports the budget that has already been presented. At this time I make a motion that we adopt the fiscal year 2015 annual tax levy.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones states appropriation resolution item d.

Mr. Michael Johnson states c, we have one other related matter, Mr. Chairman for consideration of the fiscal year 2015 water, sewer, and solid waste fees. You have a copy again of the ordinance which establishes those fees. There is no change in fiscal year 2015 from current rates in 2014.

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Chairman Jones states we need a motion.

Supervisor West made a motion to adopt the ordinance establishing the water, sewer, and solid waste fees for fiscal year 2015.

Supervisor Phillips seconded the motion. Supervisor Porter, Faison, and Edwards voted by the word and sound of I; Supervisor Updike opposed. Motion is carried.

Chairman Jones states now item d.

Mr. Michael Johnson states item d is appropriation resolution, with total appropriations of \$588,597.89. That resolution includes \$466,081.19 to the General Fund and \$122,516.70 to the School Operating Fund. On the revenue side, it does include \$515,247.93 in current revenues from the sources indicated on the resolution, \$35,187.31 in federal grant funds, and \$38,162.65 in new money which is necessary to cover mandated services under the Comprehensive Services Act.

Chairman Jones states alright, any questions on this resolution. Okay, I need a motion.

Supervisor West states I think we are all aware of this resolution and the supporting documentation here and we have had time to read it. I make a motion that we adopt the resolution.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones states let's go to item e, bill list. Anybody have any problems with the bills. If not, I need a motion to pay the bills.

Supervisor West made a motion to authorize payment of the monthly bills.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones states now we will go to item 10.

Mr. Michael Johnson states item 10 Mr. Chairman relates to the certification of your member contribution rate for the Virginia Retirement. Language in the 2013 Appropriations Act now allows localities to make an election regarding their employer contribution rate every biennium. Accordingly, you have two options. The first option is to pay the rate that has been certified by VRS Board of Trustees for the biennium of 2015 and 2016. That rate is 14.35% of your covered payroll or 11.48% which is the alternate rate, which is 80% of the VRS certified rate. The intent of the language in the 2013 Appropriations Act was to offer localities some budget relief with respect to their retirement contributions. However, despite the option, the County's overall obligation to adequately fund its pension benefits does not change. So if you were to consider choosing the alternate rate that would result in reduced contributions and investment earnings, meaning fewer assets available for payment of retirement benefits. It would also result in a lower funded ratio when the next actuarial evaluation is completed, equating to a higher calculated rate at that time. It would finally result in a requirement that the potential short-term savings be reflected as a Net Pension Obligation or NPO in your Comprehensive Annual Financial Report. With an annual payroll of approximately \$5.6 million, the potential short-term savings achieved through an alternate rate are approximately \$320,000 over the next two years. Keep in mind that this is a classic case of "pay me now or pay me later" and pay me later always costs more. The fiscal year 2015 annual budget includes sufficient funding for the certified rate of 14.35%.

Chairman Jones states are there any questions on this.

Supervisor West states again this is a classic example of Richmond changing in the middle of the ball game. Leaving us holding the bag and they are not going to shorten our duties and responsibilities and I feel it is necessary for us to pay it at the certified rate of 14.35%.

Supervisor Edwards states I agree; I seconded that. Pay now.

Chairman Jones called for a vote to adopt the resolution certifying the Board's election to pay the certified rate of 14.35% which passed unanimously.

Chairman Jones states go to number 11.

Mr. Michael Johnson states number 11 Mr. Chairman is the Southampton County EMS Response Plan. You all may remember from your meeting with representatives of the Fire and Rescue Association back in March, the Virginia Administrative Code was amended in late 2012, requiring all designated emergency response agencies to develop and participate in a written local EMS response plan. That plan is intended to define how the agencies intend to provide 24-hour coverage within their primary service areas, and further define a response time standard within their respective service areas. Attached for your consideration with your agenda packages, you will find a copy of the Southampton County EMS Response Plan, developed by the EMS Committee of the Southampton county Fire and Rescue Association. This plan has been accepted by all EMS responders including the Courtland Volunteer Rescue Squad, Capron Fire and Rescue, Ivor Volunteer Rescue Squad, Boykins Fire and Rescue, and the fire departments in Newsoms and Sedley which operate first responder/non-transport programs. The written plan ratifies the current EMS primary response areas. Courtland volunteer rescue squad would have primary responsibility for 138.5 square miles and 2,831 address points and also provide mutual aid to an additional 276.46 square miles with 4,672 address points. Capron Fire and Rescue would have primary responsibility for 130.99 square miles and 1,286 address points and also provide mutual aid to an additional 138.38 square miles with 1,956 address points. Ivor Fire and Rescue Squad would have primary responsibility for 118.63 square miles and 1,570 address points and also provide mutual aid to an additional 42.03 square miles with 838 address points. The Boykins Volunteer Rescue Squad would have primary responsibility for 122.17 square miles and 1,799 address points and provide mutual aid to an additional 68.05 square miles with 465 address points. The Sedley Volunteer Fire Department would serve as a first responder/non-transport agency for 51.18 square miles and 1,033 address points and the Newsoms Volunteer Fire Department would serve as a first responder/non-transport agency for 73.42 square miles and 962 address points. In addition to that, Franklin Fire and Rescue and the Greensville County Volunteer Rescue Squad also have primary response areas in Southampton County and those areas will be reflected in their respective plans. The response time standard for the contract daytime crews is established at 15 minutes and established at 19 minutes for the volunteer rescue squads. The response time standard for mutual aid is 25 minutes. These response times will be reviewed quarterly by each agency and copies of those quarterly reports will be transmitted to the Board of Supervisors. Because the plan must be developed in coordination with the locality, the Fire and Rescue Association is seeking your approval of the plan and authorizing Chairman Jones to sign off on that plan.

Chairman Jones states alright gentlemen you have heard the plan. Are there any questions? Are you ready to vote?

Supervisor West states Mr. Garner you are familiar with all of this I am sure. Do you put your stamp of approval on it?

Mr. Carl Garner states we don't have much choice. If we don't get it done, the state is going to shut all the Rescue down in the County and then you all would have to worry about it.

Supervisor West makes a motion to approve the plan and authorize Chairman Jones to sign it as soon as possible.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones states item number 12, citizen request.

Mr. Michael Johnson states Chairman you see correspondence from Ms. Heather Hoffman requesting time to speak regarding consideration of an ordinance requiring dogs in Sedley to be kept on leashes.

Ms. Heather Hoffman addressed the Board. Hi, good evening, my name is Heather Hoffman. It was a beautiful sunny afternoon on January 15. I went grocery shopping, did some laundry and I decided to take my dog out to the park, and about a half hour later I was in the back of an ambulance with a broken knee. Just like that my life changed 180. I could not work for three months. I lost my pride and my dignity along the way. I went seeking help through Social Services to ask for help with paying my utilities. Veterinarian bills, health insurance, and other bills I had to

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keep up in order for the other bills to be paid. In quote I was told that I wouldn't be able to get help until I had a shut-off notice. As far as gas in my car, getting around to the bank, or to make my care payments I was out of luck. I ask you would you be able to live being out of work for 3 months. How would your utilities get paid? How would your rent get paid? How would you get food and gas? I have never asked for help; never have asked for help. I have worked hard, my parents taught me how to work and I chose a profession that I love and that loves me. My pride was down because I was unable to pay for my bills. I borrowed \$5000 to survive. I have to get help with daily living. Have you ever tried going to use the bathroom when you only have one leg to get down on the toilet and get back up? You have to sit a certain way. You have to maneuver a certain way. Have you ever tried taking a shower with a broken leg? You have one leg out and the water trickles down and leaves a mess. My life changed 180. Not only did it change for me but it changed for my patients as well. I am a CNA resident at the Village. I am a Navy family. My Navy family got shipped out two years ago to California and I chose my patients, my patients' family, and my coworker to be my family until the Navy decides to ship them back. Not only was I going through an emotional break, they were going through an emotional break. Dwayne Young Jr, the owner of the pitbull got nothing, absolutely nothing. His life did not change at all. All I was doing was going to the park. Is that a crime to go to a park in my neighborhood? What if there was a kid. What if I didn't have my dog to protect me between the pitbull; I was in the park. Kids play in the park. Please keep us safe. Can you keep us safe please? Keep our kids safe, keep you safe, and your sisters, and your moms, and your dads, safe. Please pass a law for Sedley to have a leash law. Hold the pet owners responsible please. I am \$15,000 in debt. Dr. Patel sees me every two weeks for an x-ray. That is \$250.00. I went to physical therapy for twelve weeks, three times a week; \$49 a visit. I am in debt and Dwayne Young has had no responsibility whatsoever. Please, please don't let this happen again. Pass a law please, thank you, good night.

Supervisor Edwards states well I am certain we are all sorry that this happened, very sorry. I am not sure what a leash law would do concerning this situation. I don't know how many times we have had a problem like this. First one I have heard about. Certainly sympathize with your situation.

Chairman Jones states is there anything we can do on this. In Sedley, somehow?

Supervisor West states if it was a town incorporated...

Richard Railey, County Attorney, states the only way you could do it is make it all of Southampton County. You can't make it just for Sedley. Sedley is a village.

Ms. Heather Hoffman states I have a question. Would you feel safe walking down the street knowing you have a pitbull loose? Would you get your daughter, your grandbaby and go down to the park knowing that dog is out? Would you? I am not against hunting dogs. I am not against animals period. I am a big girl. I broke a knee. If it was a kid, would it have been a shoulder, a knee, and an ankle. If it was a kid would it have gone down and went for the head. If I didn't have my golden retriever in between me and the pitbull would it have come for me? Come on now. This is common courtesy taking care of your fellow man. Something, anything, make that owner responsible. There is no responsibility whatsoever. I got cards, flowers, and calls from my patients, coworkers, didn't get anything from him and he was just around the corner. Thank you.

Supervisor Edwards states Mr. Railey anything that we would change would pertain to the whole county. Is that correct sir?

Mr. Richard Railey states you can do the whole county or you can't do it. You could do the Town of Courtland, Town of Capron, Town of Branchville, they could do their own if they wanted to, but Sedley is a village. Sedley elected a long time ago they didn't want the right to make decisions. They didn't want a town council, employees, or anything.

Chairman Jones states are pitbulls on the vicious list.

Supervisor West states well he is not dangerous because he didn't bite, but he attacked. That is legal stuff okay. You know insurance company, homeowners insurance...

Ms. Heather Hoffman states he doesn't have any, he doesn't have a job.

Supervisor West states okay.

Ms. Heather Hoffman states we have called this an investigation and he doesn't even have a job. He has no insurance at all.

Mr. Richard Railey states ask her if she has under insured on her homeowners.

Ms. Heather Hoffman states I rent.

Supervisor West states not really. I will throw the ball out, is this something that we need a public hearing on another time? You know a dog; "DOG" type is the type that...I mean this is an important part of most men's lives and ladies in Southampton County. The word that bothers me is the word "dangerous" and the word "vicious". I am not convinced that a rottweiler or a pitbull, they fall under a different category to me and there are other breeds as well. There should be certain restraints, in my mind there should be, because if my seven year old granddaughter were attacked by this dog, I don't want to say I would get a gun out but I might get a gun out okay. That being said, I think we need to hear from the public to get more influence on this.

Mr. Michael Johnson states let me point out one thing just to make sure it is clear to you all. You have an ordinance that relates to dangerous and vicious dogs. That ordinance is word for word pretty much what is in the Code of Virginia. Unfortunately for a dog to be classified as dangerous or vicious it has to first bite someone and then based on a report that is done by the animal control officer, then that dog may be judged either dangerous and/or vicious. But specifically in that state legislation, and I am reading right out of your county code, it says no canine or canine crossbreed shall be found a dangerous dog or a vicious dog solely because of its particular breed. So you can't just start carving out breeds of dogs and declaring them to be dangerous or vicious.

Supervisor West states maybe we need to look at that.

Mr. Richard Railey states well you probably need to look at it with the general assembly and I would even go further, with what we got we went as far as we possibly could with what the general assembly would allow us to do. The fact is would you want to put in the leg work for it. Now, as the common law for dogs and the statutory law of dogs there are suits against dog owners who are negligence and careless. Outside of this ordinance a suit is possible but that doesn't do any good if they don't have any insurance. That gets to a much more fundamental problem that is way beyond our local Board of Supervisors. We don't even require everybody in the Commonwealth that drives an automobile to have insurance. Now, that would be a step but we certainly in a perfect world maybe when you went to get a dog license you had to show a homeowner's endorsement that said you had insurance. But we are a long ways from that. The problem is it's much more than a leash law or a dangerous dog ordinance.

Supervisor West states I am going to read this out loud. The governing body of any locality may adopt ordinances requiring that dogs within any such locality be kept on a leash or otherwise restrained and may, by resolution directed to the circuit court, request the court to order a referendum as to whether any such ordinance so adopted shall become effective. So it comes right down to the voters making that decision is that correct?

Mr. Richard Railey states that is right.

Supervisor Faison states again it would have to be for the whole county or none at all.

Supervisor West states right.

Supervisor Edwards states you are exactly right.

Mr. Michael Johnson states and that referendum is nonbinding which is a little unusual. It just allows you to take the referendum of the people.

Chairman Jones states I am sorry Ms. Hoffman; there is nothing that we actually can do about it. We have the strongest that we can have as far as the state is concerned. We can't do any else. Are there any other comments?

Supervisor West states I have seen some yeses to a public meeting on this and I have seen some

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nos.

Chairman Jones states alright gentlemen what do you want to do.

Supervisor Updike states it looks like we have done everything we can possibly do. Having a public hearing or anything else is a waste of time and money. I regret that this has happened. Of course taking it any further than this, I don't feel it would be beneficial to anyone.

Chairman Jones states any other comments.

Supervisor Porter states I just have one question. You stated that to be classified as a dangerous dog they have to bite.

Mr. Michael Johnson states correct.

Supervisor Porter states I mean, our ordinance says has bitten, attacked or inflicted injury on a person. That suggests to me that if the dog attacks a person and the person hurts themselves to try to prevent the dog from biting them, that would be include in this law.

Supervisor West states as a result of the attack.

Supervisor Porter states yeah. Am I wrong?

Mr. Michael Johnson states that would in the judgment I suppose of the animal control officer that investigates the incident.

Supervisor Porter states I know they have to be declared dangerous by authorities, the judge.

Mr. Michael Johnson states yes.

Supervisor Edwards states you know bad things sometimes happen to good people and I think that is what happened here. A bad thing happened to this lady and I don't think there is any way we can legislate it one way or another.

Supervisor Porter states but if this is truly a dangerous dog it should be classified as a dangerous dog and I would like to see what the animal control officer had to say in these circumstances.

Supervisor Edwards states do you have the report from animal control from this incident.

Ms. Heather Hoffman states you can get it from the Police Department. They were notified. All you have to do is make the call.

Chairman Jones states can you get that report Mr. Johnson.

Mr. Michael Johnson states yes sir.

Supervisor Edwards states I would like to say this to finalize this, like I said sometimes bad things happen to good people, and honestly that's what happened here. I would like to see that report come back to us so we can really look at it and see what animal control said.

Supervisor Porter states I am a dog lover but if there is a dog out there causing problems for majority of the well behaved dogs then something should be done to that dog.

Supervisor West states I agree with Mr. Porter.

Supervisor Edwards states so we will have that report for next month.

Mr. Michael Johnson states I can ask for that report, yes.

Chairman Jones states thank you we will go to miscellaneous.

Mr. Michael Johnson states just to make you all aware you see correspondence from the Western

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Tidewater Health District regarding a pilot program that they intend to implement this summer that will affect their hours of operation. The pilot program will run from June 16 through August 29. During that period of time services will be offered Monday through Thursday from 7:30 a.m. to 4:30 p.m. and on Fridays from 8:00 a.m. to 2:30 p.m. Their current hours of operation are 8:00 a.m. to 4:30 p.m. Monday through Friday. Item B, just for your information, you see a draft memorandum of agreement that designates the City of Franklin to serve as fiscal agent for the localities that contribute to the maintenance of the river gauges within the Chowan River basin. Basically that is saying each locality would appropriate its prorata share of the local cost. You may remember you all approved that agreement back March 24. The MOA isn't intended for anybody's execution but was only provided to allow each locality an advanced opportunity to review it. So once all seven localities have acted on that upon request, the MOA will be distributed for execution. Item C, just a reminder, that you all have been invited to the 100th year celebration of the Virginia Cooperative Extension. That is going to be June 12 down in Virginia Beach. Neil Clark has indicated that he has some limited room in his vehicle if anyone would like to carpool. Item D is just copies of various notices for your information and we also have some items of correspondence.

Chairman Jones states alright any late arriving matters.

Mr. Michael Johnson states I don't think so, but let me double check. No sir.

Chairman Jones states does any board member have anything.

Supervisor West states I want to mention something if it's appropriate and that concerns a recent Supreme Court decision 5-4. I know some of the audience tonight may have noticed that we have a prayer in this room before the start of the meeting. There have been a number of suits filed against different localities in the fourth district court system which includes Washington, Maryland...

Mr. Richard Railey states not D.C.; Virginia, West Virginia, North Carolina, South Carolina, Georgia.

Supervisor West states alright and it includes Southampton which we are a part of but the Supreme Court ruled recently and early April that yes you can, you can mentioned the name of God the Creator, you can mention the name of Jesus Christ, but you cannot attack any other religion or any part of that religion in that prayer. But you are perfectly legal by the Supreme Court to mention the name of God as you pray and to lift up the name of Jesus Christ.

Supervisor Edwards states the only trouble with that thing is the vote was 5-4.

Supervisor West states that is as good as 9-0 sir.

Chairman Jones asked if there was anything else to come before the Board, if not I need a motion to adjourn.

Supervisor West made a motion to adjourn.

Supervisor Edwards seconded the motion which passed unanimously.

There being no further business the meeting adjourned at 8:19 p.m.

Dallas O. Jones, Chairman

Michael W. Johnson, Clerk

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