

VIRGINIA:

At a regular meeting of the Board of Supervisors of the County of Northampton, Virginia, held in the former circuit courtroom, 16404 Courthouse Road, Eastville, Virginia, on the 10th day of March, 2009, at 4:00 p.m.

Present:

Jeff Walker, Chairman

Richard Tankard, Vice Chairman

Laurence J. Trala

Dave Burden

H. Spencer Murray

Absent:

William A. Hughes

The meeting was called to order by the Chairman.

Closed Session

Motion was made by Mr. Murray that the Board enter Closed Session in accordance with Section 2.2-3711 of the Code of Virginia of 1950, as amended:

(A) Paragraph 1: Discussion or consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees or employees of any public body.

*Appointments to Boards/Commissions*

(B) Paragraph 3: Discussion or consideration of the condition, acquisition, or use of real property for public purpose, or of the disposition of publicly held property.

(C) Paragraph 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.

(D) Paragraph 7: Consultation with legal counsel and briefings by staff members,

consultants, or attorneys pertaining to actual or probable litigation, and consultation with legal counsel employed or retained by the Board of Supervisors regarding specific legal matters requiring the provision of legal advice by counsel.

(E) Paragraph 29: Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

*Webtide Proposal*

All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

After Closed Session, the Chairman reconvened the meeting and said that the Board had entered the closed session for those purposes as set out in paragraphs 1,3, 5, 7 and 29 of Section 2.1-3711 of the Code of Virginia of 1950, as amended. Upon being polled individually, each Board member confirmed that these were the only matters of discussion during the closed session.

Mr. Walker offered the invocation.

The Chairman read the following statement:

*It is the intent that all persons attending meetings of this Board, regardless of disability, shall have the opportunity to participate. Any person present that requires any special assistance or accommodations, please let the Board know in order that arrangements can be made.*

Board & Agency Presentations:

(1) Mr. Robert Isdell, Virginia Department of Transportation, commented on routine maintenance operations and noted that the Route 636 project is still on schedule and due for bid in July. He noted the issuance of the VDOT “blueprint”, which details future downsizing methods to be utilized within the Department including reductions in staffing and equipment maintenance. Finally, while final details are still unknown, he noted that it appears that future

state aid for highway improvements has been compromised. More details will be forthcoming.

Consent Agenda:

(2) Minutes of the meetings of February 10, 17 and 24, 2009. Motion was made by Mr. Tankard that the minutes of the meetings of February 10, 17 and 24, 2009 be approved. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

County Officials’ Reports:

(3) Mrs. Glenda Miller, Director of Finance, distributed the following budget amendments and appropriations with associated explanations:

“The attached supplemental appropriations and budget amendments represent the appropriation of increased grant proceeds for Northampton County Public Schools from the Reading First federal grant. Also included is an appropriation of \$144,887 for additional expenses related to the installation of the modular units at the High School and Elementary Schools. There is also a request for funding for the advertising expense associated with the proposed Zoning Ordinance. For the last two requests, the proposed funding source is a portion of the sale proceeds from the Hare Valley School.”

<u>G/L Account</u>	<u>Description</u>	<u>Debit Amount</u>	<u>Credit Amount</u>
100-0018-42030	Sale (loss) of land & bldgs (modular expenses)	144,887.00	
100-9600-56950	Transfer – School Operating	144,887.00	
910-0044-48000	Transfer from General Fund	144,887.00	
910-6300-56580	School Ops. & Maintenance	144,887.00	
100-0018-42030	Sale (loss) of land & bldgs (advertising expense)	17,772.00	
100-1201-50950	Advertising	17,772.00	
920-0034-44678	Title I, Part B, Reading First Grant		12,874.00
920-6500-55720	Title I, Part B, Reading First Grant		12,874.00

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Motion was made by Mr. Trala that the budget amendments and appropriations be approved as presented. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

(4) Ms. Sandra Benson, Director of Planning, presented her departmental update including

activity reports for the following projects: Community Housing Committee; Zoning Ordinance Review/Comprehensive Plan Update, Board of Zoning Appeals, and Staff Activities & Training. The Board then acknowledged receipt of the following AFD applications/additions and referred same to the Northampton County Joint Local Planning Commission for disposition.

<u>Proposed AFD/Additions</u>	<u>Acreage</u>
09-01 Addition to Sheps End	17.4
09-02 Herncliff-Pembroke	515.0
09-03 Hermitage	431.73
09-04 Seaside	2,226.28
09-05 Mason Farm	203.50
09-06 Holly Brook	399.33
09-07 Addition to Jacobus Point	<u>18.0</u>
Total Proposed Acreage	3,811.24

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At 6:00 p.m., the Chairman recessed for the supper break. Mr. Trala left the meeting at this time.

At 7:00 p.m., Chairman Walker reconvened the meeting.

The Chairman and Board recognized Eagle Scouts Nicolas Shafer and Cody Paglia and their families.

The Pledge of Allegiance was given, led by the Eagle Scouts.

The Board recognized Mr. Joe Zager of Shore Health Services, who briefed the Board on recent negotiations between Shore Memorial Hospital and Riverside Health Services of Newport News, Virginia.

(5) Ms. Katie Nunez, County Administrator, presented the following work session agenda schedule for the Board's information:

- (i) 3/24/09: Discussion of formation/reformation of public service authority
- (ii) 4/28/09: FY 2010 Budget discussion

(iii) 5/26/09: To be determined

The County Administrator's bi-monthly report was presented as follows:

**I. PROJECTS:**

Federal Stimulus Projects: County Administration has compiled and submitted 18 projects to the State's Stimulus website, totaling \$24,461,970. These projects range from various building renovations and improvements to additional law enforcement personnel and various dredging projects. The School Board has submitted a total of 10 projects, totaling \$62,191,000. Contained in the School Board project submissions are various alternates of project approach for the high school and elementary schools.

On Tuesday evening, I will provide a full listing that contains all of the County projects and a listing of regional projects and town projects for the Board's information. Since the state website is still accepting submissions until Friday evening, I want to ensure that I am giving you a complete list after the close of the website deadline.

**NORTHAMPTON COUNTY PROJECT REQUESTS**

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5414: County Administration Renovation	Renovation and upgrade of building systems for existing county administration building, adjacent 1899 courthouse, adjacent 1914 jail building and adjacent older jail building. These three structures will be fully converted to house county administration while preserving the historic nature of the buildings, upgrading the structures to be energy efficient, and bringing all structures into compliance with current building code and ADA requirements.	\$4,675,000	Shovel Ready  5/1/2009	Infrastructure – Other

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5415: Court Services Building	Construction of new building to house Juvenile & Domestic Relations Court Services building due to current space constraints, improve security and proximity to courthouse for enhanced work operations. Building will be designed and constructed, implementing enhanced building systems to reduce operating costs and increase energy efficiency.	\$572,000	Shovel Ready  5/1/2009	Infrastructure – Other
Project #5475: Nassawadox Creek Dredging	Dredging of Nassawadox Creek to ensure navigability of creek for local watermen. This project has been pursued for over 9 years working with the Army Corps of Engineers for the designation of a federal channel. All plans and engineering studies are completed. Funding is necessary to complete the construction. The County is not able to provide its matching share due to increased costs and the ACOE have not been able to provide the federal funding for this project.	\$1,198,000	Shovel Ready  6/1/2009	Infrastructure – Environment/ Water

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5486: Landfill Capping	Closure and capping of the Northampton County landfill, as mandated by Department of Environmental Quality. The County has already constructed a Transfer Station to handle its waste stream and is required to cap its remaining active landfill cell, approximately 12 acres, due to capacity issues. This capping will allow Northampton County to complete cease disposing of any solid waste into the land and provide for improving this property which has over 1500 feet of coast line, fronting the Atlantic Ocean.	\$2,178,400	Shovel Ready 6/1/2009	Infrastructure – Environment/ Water
Project #5492: Former Middle School Renovations	Renovation of former Middle School to provide a community facility to upgrade core building systems, including heating and cooling systems, to make the building more energy efficient and adaptable as office space and meeting space. The intent is to allow a multitude of agencies to utilize space in this former school to create a diverse environment for community use, with current tenants of Northampton County Extension Services, a satellite office of the Eastern Shore Community College, and Northampton County Parks & Recreation. There is ability for additional tenants and expanded use of this facility once upgrades are done to the bathroom facilities, common spaces, and centralized building functions.	\$3,415,000	Shovel Ready 8/1/2009	Infrastructure – Other

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5505: County Complex Water System	Installation of a water filtration system to address the removal of manganese and iron from the water wells serving the County Complex, which services the Eastern Shore Regional Jail, Courthouse, Social Services, Sheriff's Office and County Administration. These two metals are detected in levels exceeding the regulatory limit for drinking water wells and are required to be addressed by the Department of Health.	\$350,000	Shovel Ready  6/1/2008	Infrastructure – Environment/ Water
Project #5606: Ocohanock Creek Dredging	Dredging of Ocohanock Creek to ensure navigability of creek for local watermen. This creek is already designated a federal channel for shallow draft navigation through the Army Corps of Engineers and ongoing maintenance is necessary to keep the channel passable for the local working watermen and the growth of one of the Shore's key industries: aquaculture.	\$1,200,000	Engineering	Infrastructure – Other
Project #5607: Coastal Waterway of Virginia Dredging	Dredging of Coastal Waterway of Virginia, also known as the Virginia Inside Passage, a key water path on the Eastern Shore, widely utilized by local watermen, visitors and residents of the Eastern Shore. This passage is vital to provide access to the fishing areas in and around the barrier island for the local watermen and to provide safe access for recreational boating traffic.	\$5,000,000	Engineering	Infrastructure – Other

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5936: County Boat Landing/Ramps	Improvements to County-owned boat landing located at Raccoon Park (Wise Point) and the County-owned boat ramps located at Willis Wharf, Morley's Wharf & Oyster. Specific improvements are a new ramp at Morley's Wharf, new plumbing & electrical systems and redevelopment of parking area at Willis Wharf, additional boat ramp on commercial side of Oyster Harbor, and renovation of boat landing and improvements to parking area at Raccoon Park. These improvements will allow increased and continued usage of our harbors by the local watermen and to provide expanded opportunities to the harbors to increase services to the watermen, County residents and visitors.	\$375,000	Engineering 4/1/2009	Infrastructure - Transportation
Project #5731: Construction of 2 Convenience Centers	Construction of 2 remaining convenience centers which would allow for full closure of all unmonitored waste drop-off locations in the County. The County has previously constructed 4 sites but is lacking 2 additional sites to achieve full coverage of the county. These manned convenience centers will allow the county to have greater control of the waste stream for the county, implement county-wide recycling initiatives, reduce littering through staff oversight of the center, and utilization of compaction methods to reduce hauling and disposal costs of the solid waste.	\$1,172,000	Shovel Ready 7/1/2009	Infrastructure - Environment/ Water

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5741: Paving Improvements to Convenience Center	Upgrade the surface feature at the Birdsnest Convenience Center by paving the site. This will improve use and traffic flow at this convenience center.	\$60,000	Shovel Ready 4/1/2009	Infrastructure – Other
Project #5746: Transfer Station Equipment	Purchase of landscaping equipment and retro-fit of former landfill assigned equipment to operate within the enclosed Transfer Station building for operations of solid waste system for the county.	50,000	Shovel Ready 4/1/2009	Infrastructure – Other
Project #7350: COPS Funding	Creation of 4 public safety positions for the Sheriff's Department to provide enhanced services in law enforcement. The County covers 355 square miles, population of 13,093 and the County currently has only 13 law enforcement deputies. The County is not able to dedicate personnel solely to a regional drug task force which is a growing problem in our locality.	\$175,000	Shovel Ready 6/1/2009	Law & Justice
Project #5760: Bike Path Construction	Completion of bike path in the southern portion of the County. This project is an essential project for the County in terms of providing expanded recreational opportunities as part of our tourism initiative, a key component of the County's Economic Development Strategy. The bike path will link up Kiptopeke State Park to the National Wildlife Refuge Center and provide a circular path between these two visitor destinations. The County is working in partnership with US Fish & Wildlife on this project.	\$552,000	Shovel Ready 9/1/2009	Infrastructure – Transportation

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5932: EMS Building Addition	Expansion of Emergency Medical Services building with a 700 square foot addition and a 1,300 square foot garage area with 3 vehicle bays. This facility houses the full-time EMS staff, located in the middle of the County, and the operations have outgrown the usable space. In addition, as the County has increased its level of service, we have a need to provide a garaged area for our rescue vehicles to be protected from the elements and to ensure that the medical supplies and equipment are maintained at a proper and constant temperature.	\$400,000	Shovel ready  9/1/2009	Infrastructure – Other
Project #7961: Firearms Range	Creation of a Firearms Range for use by Eastern Shore public safety officials as well as for the residents of the Eastern Shore. The current firearms range operated by the County is located on property that is surrounded by US Fish & Wildlife’s Eastern Shore of Virginia National Wildlife Refuge Center, not fully accessible to officials or residents of the County and is not compatible with the surrounding property, in terms of use or management.	\$400,000	Concept	Infrastructure – Other

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #7926: Improvements to County Complex Wastewater System	Construction of a building over the existing treatment tanks and purchasing of laboratory testing equipment to allow the County to bring this function in-house. These two items will allow the County to meet permit limits and will reduce effluent pollutant loadings. Without these improvements, the County is hampered by weather fluctuations and the inability to closely monitor and adjust treatment processes.	\$189,970	Engineering  4/1/2009	Infrastructure – Environment/ Water
Project #7968: Old Eastville High School Building	Renovation and restoration of former Eastville High School building for community facilities. In addition, clean-up of the remaining school property which is currently serving as the school bus garage location, with associated gas tanks and pumps and the four additional building structures on the property which are in a state of decline.	\$2,500,000	Concept	Infrastructure - Other

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5560: Modernization of Elementary Schools	Modernize two elementary schools by adding two wings to expand preschool education program to allow all 4 year olds in the county to attend school daily along with a 2 and 3 year old program for at-risk children, to include early childhood SPED. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$5,000,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5547: New High School Facility	This new energy efficient green designed facility would replace existing 55 year old structure to house 1,000 students and serve the county as its hurricane shelter. This project would provide jobs for local workforce with a 7.9% unemployment rate. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$32,775,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5521: Expansion of Preschool Education	Modernize two elementary schools by adding two wings to expand preschool education program to allow all 4 year olds in the county to attend school daily along with a 2 and 3 year old program for at-risk children, to include early childhood SPED. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$10,695,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5516: High School – Phase 2 Renovation /Addition	Renovate/demo 1954 building to include smaller more energy efficient windows, lights, insulation, ADA standards, hurricane standards. NHS serves as the county’s hurricane shelter. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$5,750,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #5567: Roof Replacement	Replace roofing on all schools; metal and green roofs on both elementary schools and green roof on high school to protect the Chesapeake Bay by reducing the run-off. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$4,025,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5571: Solar Panels for Elementary Schools	<p>Install solar panels and replace existing fluroscnt lighting in elementary schools with new more energy efficient lighting to reduce energy consumption.</p> <p>IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.</p>	\$1,035,000	Shovel Ready  5/1/2009	Infrastructure – School Construction

<u>PROJECT NAME</u>	<u>PROJECT DESCRIPTION</u>	<u>COST</u>	<u>STATUS</u>	<u>SUBMITTED TO WEBSITE</u>
Project #5554: High School Cafeteria Renovation	Renovate 1954 high school cafeteria to serve 1,900 students in county. This will centralize food service operations and would allow us to meet the wellness initiatives to reduce childhood obesity. IDENTIFICATION OF NEED: NCPS, located on the tip of the ESVA, has a population of 13,401 residents and a school population of 1,741 students. Recent budget cuts resulted in the closing of the middle school complex last year and the relocation of the students into two elementary schools, grades PK-7 and in one high school, grades 8-12. The poverty of the families of Northampton is reflected by the 64% free/reduced lunch rate of our students with 20.5% of the households below the poverty line.	\$690,000	Shovel Ready  5/1/2009	Infrastructure – School Construction
Project #6692: School District/ County Bus Garage	Replace existing 45 year old bus garage with new facility that will house the standard size buses and provide a dry, secure warehouse to share with the county.	\$1,100,000	Concept	Infrastructure – Transportation
Project #6714: New School Buses	These new buses will allow the district to maintain a fleet that falls within the state mandated age requirements of school buses.	\$621,000	Planning	Infrastructure – Transportation

<b><u>PROJECT NAME</u></b>	<b><u>PROJECT DESCRIPTION</u></b>	<b><u>COST</u></b>	<b><u>STATUS</u></b>	<b><u>SUBMITTED TO WEBSITE</u></b>
Project #6770: Teacher Recruitment	Due to the geographic isolation of the Eastern Shore, the \$17 round trip toll per diem costs a teacher \$4,280 annually and attributes to a critical teacher shortage in a high poverty area. This will also allow us to develop a promotional recruitment video to attract new teachers to our area who are lost to other districts. Sign-on bonuses for critical teacher shortage areas to include: SPED, Math, Science, English and Foreign Language. Tuition assistance to assist provisional licensed teachers to become highly qualified. Pay full cost for certification/recertification for ALL teachers.	\$500,000	Concept	K-12 Education
Bathroom Renovation/ADA Improvements	The Career Technical Education building located at Northampton High School needs to have its bathroom facilities upgraded to accommodate/meet ADA standards.	\$500,000	Planning	Infrastructure – School Construction

## REGIONAL PROJECT REQUESTS

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
<i>Project #3293: Adult Day Care (Eastern Shore Area Agency on Aging)</i>	<i>Renovation of a building to provide respite care, meals, education and Adult daycare services for elderly citizens with dementia. Project would provide construction jobs as well as expanded services for area residents.</i>	<i>\$350,000</i>	<i>Shovel Ready  4/1/2009</i>	<i>Human Services Program  Infrastructure - Other</i>
<i>Project #3279: PS Radio Infrastructure Improvement Plan- ESVA 911</i>	<i>Provide a system-wide upgrade of public safety radio communications systems. Serving the Counties of Accomack and Northampton (Eastern Shore of Virginia) to assure public safety, homeland security, emergency management, and Interoperability capabilities. These systems are supported by the Eastern Shore of Virginia 9-1-1 Commission, a bi-county agency serving both counties. The overall project includes sixteen different projects to provide the necessary infrastructure to promote reliable public safety communications in Northampton And Accomack counties.</i>	<i>\$911,000</i>	<i>Shovel Ready</i>	<i>Infrastructure - Other</i>
<i>Project #3279: Eastern Shore of Virginia Broadband Authority</i>	<i>These funds will build last mile or community networks that will leverage the fiber backbone that is being built on the Eastern Shore as part of the Eastern Shore of Virginia Broadband Initiative. Four communities shall be serviced by fiber, 11 by wireless network.</i>	<i>\$4,000,000</i>	<i>Shovel Ready</i>	<i>Infrastructure - Broadband</i>

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
<i>Project #1248: Fire Training Center - Burn Building</i>	<i>To building a new Burn Building for the purpose of training the Firefighters of Accomack and Northampton Counties. Plans for the construction of the Burn Building would follow the Virginia Department of Fire programs existing Prototype I for Class A masonry buildings. The new building would be a 2 story, 1,900 square structure specialty designed for “Live Fire” training. In addition the structure would be used to complete all practical evolutions and skills associated with the Fire Fighter I &amp; II curriculum. Fire Departments in the region would also be able to use the building for “on-going” practice and training in order to enhance skill level and meet recommended training standards for personnel.</i>	<i>\$400,000</i>	<i>Shovel Ready 4/1/2009</i>	<i>Infrastructure – Other</i>
<i>Waste Water Facility – Servicing Shore Memorial Hospital &amp; Associated Medical Facilities</i>	<i>Installation of Membrane Bio Reactor Waste Water Facility to serve local health care facilities – includes hospital, nursing home, Doctors offices, and several other businesses. This plant would also contribute to the continued revitalization of the Chesapeake Bay. The plant would be a 100,000 gallon per day facility and would employ licensed operators.</i>	<i>\$3,000,000</i>	<i>Planning 3/2010</i>	<i>Infrastructure – Environment/ Water</i>

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
<i>Leachate Treatment Facility Upgrade</i>	<i>These funds will be used to upgrade the existing wastewater treatment facility located adjacent to Accomack County's Northern Landfill. These upgrades will allow the facility to accept septage from private haulers who currently carry the material out-of-state because an acceptable local facility does not exist. These upgrades will also allow the facility to reduce the amount of Total Suspended Solids currently being discharged and will also allow for the dewatering of solids. Some local funds and STAG funds have already been secured. This construction project is truly shovel-ready.</i>	\$885,000	<i>Shovel Ready 2/2009</i>	<i>Infrastructure – Environment/Water</i>

## TOWN PROJECT REQUESTS

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
Project #2125: Exmore Wastewater Plant Climate Control Structure	The Town of Exmore has a Wastewater Treatment Plant which, though new, isn't performing well due to cold climatic conditions. Total Nitrogen is high in the effluent due to temperatures which are below those which nitrifying are active (55 degrees F). The Town of Exmore is under a consent order from the Virginia Department of Health which we are violating as a result of the low temperatures. We need a climate control building to surround the plant. The current price for such a building is \$69,820. Insulation will add \$2,750. Accessory heat will likely cost an additional \$5,000. Exmore has spent much more than anticipated on this plant and at present simply needs the building for climate control to gain full, year-round compliance.	\$77,000	Shovel Ready	Infrastructure – Environment/ Water

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
Project #1992: Cape Charles Broadband Computer Center & Library	Restore and remodel the historic Cape Charles High School building for an expanded library and computer center. DHCD has granted Cape Charles funds to construct a Broadband Fiber Optic Loop from the main backbone being installed on the Eastern Shore. This will include 20 computer work stations for training and access. The existing library is desperately over-crowded and has room for only 6 work stations. Constructing this facility will greatly benefit low income residents in Cape Charles and Northampton County who do not currently have internet access. For example, nearly 40% of our students do not have internet access at their home.	\$1,700,000	Shovel Ready  6/1/2009	Infrastructure – Broadband

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
Project #1988: Cape Charles Offshore Breakwater	Construction of an offshore breakwater to protect the western boundary of the Cape Charles commercial harbor from swells created by prevailing westerly winds and storm surge. The Cape Charles harbor currently handles over 900,000 tons of cargo per year. This will increase as the Cape Charles Yacht Center develops. The breakwater will contribute to the continued economic development of the area by protecting the Federal Channel, Harbor of Refuge and commercial facilities from wave and storm surge damage. Benefitting parties are: Bay Shore Concrete, Bay Coast Railroad, Cape Charles Yacht Center, Cape Charles Yacht Center and numerous commercial watermen. The US Army Corps of Engineers has issued a permit for the project.	\$3,000,000	Shovel Ready  6/1/2009	Infrastructure – Transportation

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
Project #1979: Cape Charles Wastewater Treatment Plant (WWTP)	Replace existing, obsolete WWTP with a new Membrane Bio-Reactor plant that will meet the new nutrient waste load allocation for effluent discharge into the Chesapeake Bay. Completion of the new WWTP by the deadline of Jan. 1, 2011 will preserve our 500,000 gallons per day discharge permit. This will allow the Town to accommodate planned economic development while contributing to the clean-up of the Bay. We are in the final design phase and plan to award the construction contract in July 2009. Total project cost estimate is \$23.5M. A DEQ nutrient removal grant is expected to cover about 35% of total project cost.	\$15,275,000	Engineering 7/1/2009	Infrastructure – Environment/Water

<u>Project Name</u>	<u>Project Description</u>	<u>Cost</u>	<u>Status</u>	<u>Submitted to Website</u>
Eastville Town Hall Building	The Town of Eastville is in desperate need of a town hall in which to conduct business, have public hearings, and hold regular meetings. The town currently rents a small two-room side of an equally small commercial building which cannot accommodate the public whatsoever. This building is not Handicapped Accessible whatsoever. The estimated size of the planned building is 2,200 square feet and will conform to the architecture currently enjoyed and appreciated by our historic town. This project will be a model example in which stimulus money could be proven that it is being wisely and prudently employed in order to serve the best interests of the general public.	\$450,000	Planning	Infrastructure – Other
<b>Various Localities – Regional Water &amp; Wastewater System</b>	<b>There were multiple submissions on the website for water and wastewater systems, possibly in a regional capacity or more localized. The County is supportive of funds to assist the towns to develop and implement water and wastewater solutions.</b>			

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FY2010 Budget: During the month of February, all departments submitted FY2010 budget requests that contained a 10% reduction across the board. All departments have met with Finance Director Glenda Miller and me to review and discuss their budget submissions. The Budget subcommittee has met once to review the FY2010 proposed revenue projections and to discuss the proposed state budget and its impact on County revenue.

Since that meeting, the General Assembly has passed a budget, which still must

be acted upon by the Governor. The passed budget utilized Federal Stimulus funds, specifically the Fiscal Stabilization Funds, to fill gaps in the state budget and to reduce and/or eliminate certain proposed reductions originally contained in Governor Kaine's budget. In particular, restorations occurred in Compensation Board funding which impacts Sheriff's Office, Regional Jail, Treasurer, Commissioner of Revenue, Clerk of Court and Commonwealth Attorney. School funding has also been increased over the proposed levels contained in Governor Kaine's budget.

**II. MEETINGS**

**III. GRANT OPPORTUNITIES**

**IV. OTHER**

March 19, 2009 @ 1:00 p.m.: I have registered for an audio-conference sponsored by ICMA re: Economic Stimulus Package and impact on local governments. I have extended an invitation to all local officials from the Towns of Cape Charles, Cheriton, Eastville, Nassawadox, and Exmore and various County department heads to participate at no cost. I am hosting this call in the old courthouse, 2<sup>nd</sup> floor.

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Citizen Information Period:

Ms. Sheila Thomas provided the following comments:

Ms. Sheila Thomas (8225 Bayford Road, Weirwood, Va.) Mr. Chairman, members of the Board of Supervisors, staff, residents of Northampton County, Va., and visitors. Good evening. Someone once said: "If you wanna know where I'm going, look at where I've been. IMAGINE...(in the year 2009), Unsafe, Unsanitary, Undesirable living conditions...for instance:

Homes without Indoor Plumbing, Faulty Electrical Wiring, Hazardous Debris, Pest Infestations, Continual Leaks, Damaged and Weak Floors, Inoperable Sewage System, Water which contains extreme Rust and Unbearable Odors, Lead Poisoning, and Water erosion...

Well, we the Concern Citizens of the Weirwood Community don't have to image; for this is our reality, and not to appear factious, but we endure all the affects and comforts of Sub-Standard Housing on a continual day-to-day basis.

Yet in still, it has been brought to our attention that at least one (1) member of your Governing Body is determine to have Community Block Grant funds which are in fact designated for impoverished Neighborhoods such as ours; be given to a (Non-Community Based Organization) such as Eastern Shore Area on Aging. Well, this is beyond my comprehension.

I'm sure that you are all familiar with the old cliché: "Any man more right than his Neighbor,

constitutes a majority of one (1). The beauty, and the burden of democracy is this: no idea primarily without the support of the majority, of the people, decide the moral issues of the day; not the majority of one (1).”

The past unfortunately cannot be changed, but something can be done about the future. I would like to further state: the scale of the Residents in Weirwood’s challenge is great. The road has been long. Believe me, we are frustrated, and devastated, but not destroyed....for we are still standing.

We have the power to live life right now, and with Jesus in our corner, we are beyond strength and are able to accomplish things which are unimaginable. Needless to say, we will be extraordinary together, rather than ordinary apart and continue to work, stand, and fulfill our hopes of rebuilding our Community.

It has always been instilled that one of the most valuable assets here on the Eastern Shore are the people themselves. I am here to say to you, someone has forgotten to protect us.

Finally: Martha Meade once said, and I quote: “Never doubt that a small group of Citizens can’t get together and change the world. Therefore, the time for change, for Freedom, For Justice is and always has been now.”

At this point, I would like to request that my comments be added to the Monthly Minutes as well as being made a part of the Public Record.

Thank you.

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Dr. Mike Peirson, representing Cherrystone Aqua-Farms, spoke in reference to the proposed Zoning Ordinance, noting that the entire seaside of the county is designated “Conservation”. He felt that this designation would prove a hardship to many of the small aqua-culture operations and asked the Board to consider aqua-culture as a by-right use in the conservation district.

Mr. Dave Kabler, speaking as a member of the Parks & Recreation Advisory Board, commented that the Disc Golf Club has volunteered to install some new playground equipment at Indiantown Park and are asking for improvement to the disc golf course in return.

Ms. Ruby Beckett of Hare Valley told the Board that she and her grandchildren live in a

house with no indoor plumbing and asked the Board for assistance in finding better living conditions.

Ms. Mary Pike read the following statement:

#### Is This Discrimination?

Reading the two articles about the need to reduce or do away with the boat tax, I feel it is necessary to question the fairness of Northampton County taxes.

The boat tax in Northampton County is \$2.05 per \$100. A \$20,000 boat would be taxed \$410.00. However, if you own a \$20,000 camper or motor home, the tax would be \$4.10 per \$100, or \$820.00. We both share the same title, recreational. They both need fuel, insurance, and needless to say, they both depreciate.

When a boater arrives in port at Cape Charles, they don't usually have access to transportation, except walking. So, who are the boaters supporting? It's usually just the marina stores, and not the local stores and farm markets just out of town. Is that helping our county out? There's more to Northampton than just marinas. We have three local campgrounds that totally support the stores and farm markets, etc. in our county.

In one of the articles it was stated that most of the annual slip holders at Bay Creek Marina aren't there at tax time. Where do they do? I would love to put my camper somewhere else during tax time, but isn't that cheating the county government out of taxes?

I am sorry that many of the newcomers have a mounting anxiety regarding this boat tax. The tax was there when they came to Northampton County. And when you consider the current tax rate they are paying, they are actually getting a half-price bargain!

Discrimination is a "treatment or consideration based on class or category rather than individual merit". Isn't the recreational tax table for boaters already discriminating when compared to the RV tax rate? I think Northampton County should take a second look at BOTH taxes and consider campers and boats on the same tax base level. Please lower the tax rate on campers to equal at least the \$2.05 rate. We would greatly appreciate that.

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#### Public Hearings:

Chairman Walker called to order the following public hearing:

(6) Consider leasing of the following described property:

A portion of former Northampton Middle School, located at 7247 Young Street, Machipongo, Virginia, containing four classrooms and the library space. The Board

proposes to lease same to the Eastern Shore Community College.

He asked if there were any present desiring to speak.

The County Administrator indicated that lease of this property to the College represented an opportunity to have full curriculum courses at the Machipongo campus as well as workforce development classes.

There being no further speakers, the public hearing was closed.

Following much discussion, motion was made by Mr. Tankard that the Board approve a lease of a portion of the former Northampton County Middle School (four classrooms and library space) to the Eastern Shore Community College. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

Mr. Walker called to order the following public hearing:

(7) Receive public comment on the request of World Healing Institute to obtain Virginia tax exempt status. The World Healing Institute does not own any real estate in Northampton County but is the owner of certain personal property with an assessed value of \$25,000 and was taxed \$825.00 in 2008 for personal property taxes.

The Chairman asked if there were any present desiring to speak.

Mrs. Anne Hess, representing the applicant, requested the Board’s favorable consideration of their request for tax exemption of their personal property.

There being no further speakers, the public hearing was closed.

Echoing Mr. Murray’s comments, motion was made by Mr. Tankard that the Board table action on this request pending receipt of additional information. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

The Chairman called to order the following public hearing:

(8) Subdivision Text Amendment 09-01 NHCO: The Northampton County Board of Supervisors proposes to amend Chapter 156, Subdivision Code, of the Northampton County Code, such that Section 156.097, Standards for Public Roads, Private Roads, and Alleys,

subsection (C) would read as follows: The minimum width of the right of way of proposed roads, measured from lot line to opposite lot line, shall be not less than fifty feet (50'). Road layouts shall minimize pedestrian and vehicle conflict points. Northampton County may require the installation of sidewalks when such improvements are important to traffic safety and, when required, shall adhere to the standards developed by the Virginia Department of Transportation. **When the property to be subdivided is zoned to an industrial classification and the proposed road(s) is (are) not intended to accommodate through traffic, the minimum width of the right of way may be reduced to forty feet (40'), and shoulders and/or drainage provisions shall be of sufficient width and design to accommodate storm water runoff as deemed necessary by the Subdivision Agent.**

Ms. Benson indicated that the Planning Commission was recommending amended language to the proposal as follows:

Section 156.097, Standards for Public Roads, Private Roads, and Alleys, subsection (C) would read as follows: The minimum width of the right of way of proposed roads, measured from lot line to opposite lot line, shall be not less than fifty feet (50'). Road layouts shall minimize pedestrian and vehicle conflict points. Northampton County may require the installation of sidewalks when such improvements are important to traffic safety and, when required, shall adhere to the standards developed by the Virginia Department of Transportation. When the property to be subdivided is zoned to an industrial classification and the proposed road(s) is (are) not intended to accommodate through traffic, the minimum width of the right of way may, if determined to be necessary by the Subdivision Agent, be reduced by the minimum distance required to afford relief from the standard requirement but in no case to less than forty feet (40'), and shoulders and/or drainage provisions shall be of sufficient width and design to accommodate storm water runoff as deemed necessary by the Subdivision Agent.

Mr. Eyre Baldwin, representing both the buyer and the seller of properties at the former KMC Plant in Cheriton, requested that the Board adopt the subdivision text amendment in order to facilitate development there.

There being no further speakers, the public hearing was closed.

Motion was made by Mr. Tankard that the Board adopt Subdivision Text Amendment 09-01 as amended by the Joint Local Planning Commission and as set out above. All members were present with the exception of Mr. Hughes and voted "yes." The motion was unanimously passed.

Tabled Items:

Motion was made by Mr. Burden that the following item be taken off the table. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

(9) Comprehensive Plan Amendment 08-03 NHC0: The Joint Local Planning Commission, under motion of intent, proposes to amend the Northampton County Comprehensive Plan by adding a new section to be known as “Part 1, Section 3, Economic Development Plan” and by updating Part 2, Section 4, Economic Analysis.

Ms. Benson indicated that the Planning Commission was recommending approval of amended versions of the foregoing sections of the Comprehensive Plan.

The Chairman asked if there were any members of the public present who wished to comment on the amended Plan segments.

Mr. John Nottingham said that the public needed to see the amendments prior to making comments.

Motion was made by Mr. Murray that the Board table action on Comprehensive Plan Amendment 08-03 NHC0 until the information can be disseminated to the public for review. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

Action Item:

Motion was made by Mr. Tankard that the Board authorize the Accomack-Northampton Planning District Commission to apply for Community Development Block Grant planning grant funds for the renovation of a community facility (former Northampton Middle School). All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously passed.

(11) Matters Presented by the Board

Motion was made by Mr. Tankard that Mr. Charlie Dickinson be reappointed to the Industrial Development Authority of Cape Charles-Northampton County for a new term of office commencing January 1, 2009. All members were present with the exception of Mr. Hughes and voted "yes." The motion was unanimously passed.

Mr. Murray read the following comments:

Webtide Unsolicited PPEA Proposal  
Comments to the Board of Supervisors  
H. Spencer Murray, Supervisor, District #4  
March 10, 2009

Mr. Chairman and fellow Board members:

Over the last few months we have been considering an unsolicited proposal from Webtide investors. The scope of the proposal as presented involved the County and the incorporated towns of Cape Charles and Cheriton, with a mention of possible expansion to other towns.

Since our receipt of the proposal, Cape Charles has rejected the proposal and Cheriton has accepted it, agreeing to move forward. Other towns have been approached by Webtide as well.

The PPEA guidelines adopted by the County give a limited number of response options regarding an unsolicited proposal. For a variety of reasons, none of which represent a rejection of Webtide, its partners, engineers or planners, I feel we must reject the unsolicited proposal.

1. As of today, the county does not have an active governing structure which can properly plan, construct, and manage provision of sewer and water utilities with the assistance of a PPEA or any other partner. Therefore, I recently proposed and the BOS moved to reactivate the County Public Service Authority (PSA) to include those towns that wish to participate. An issue of this magnitude with decades of implications for the county demands special expertise and dedicated resources.
2. As I have stated many times, our Comprehensive Plan states that the County and towns will work together to determine where sewer and water utilities are needed to provide for managed growth and protection of our natural resources. I believe that anything less than a coordinated plan could lead to unintended consequences that are contrary to our Comprehensive Plan and the protection of our rural character.
3. While there are clearly targeted areas where sewer and water utilities need to be upgraded or put in place, there are also areas where such utilities will not be required for decades or possibly ever.
4. Whatever plan for sewer and water emerges, it must be affordable and make financial sense

for possible investors and for debt service as required. The potential for Stimulus funding is real and it is being pursued, but it should not drive a bad decision that will impact our communities for years.

5. The decision to provide sewer and water is extremely divisive in the community. Those who need it welcome it at any price, while those who do not need it feel pushed into an expensive connection and monthly expense they do not wish to bear. Fortunately, today there are alternatives for individual homeowners, though they are expensive. This fact calls even more for a non-political plan and operation as much as possible.

I wish to thank the Webtide Investors for their willingness to invest in the welfare of the County and sincerely hope as we move forward with our planning they will stay involved and respond to needs expressed by the PSA. Their efforts have moved the discussion forward and they have contributed to the understanding that without cooperation and a willingness to plan as a county and community of towns we will not move forward.

Respectfully

/s/ H. Spencer Murray

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Following brief comments by each Board member relative to their opinions on the Webtide proposal, motion was made by Mr. Murray that the Board reject the Webtide unsolicited proposal at this time. All members were present with the exception of Mr. Hughes and voted “yes”, with the exception of Mr. Burden who voted “no.” The motion was passed.

Mr. Tankard noted that he is supportive of uses of CDBG funds for more than just housing projects and offered to meet with Ms. Thomas (who spoke earlier in the evening). Additionally, Mr. Tankard indicated his willingness to meet with Ms. Beckett and her landlord with regard to her housing situation.

Recess:

Motion was made by Mr. Murray that the meeting be recessed until 5:00 p.m., Tuesday, March 24, 2009 in order to conduct the regular monthly work session. All members were present with the exception of Mr. Hughes and voted “yes.” The motion was unanimously

passed.

The meeting was recessed.

\_\_\_\_\_ CHAIRMAN

\_\_\_\_\_ COUNTY ADMINISTRATOR