

VIRGINIA:

At a recessed 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 24th day of March, 2009, at 5:00 p.m.

Present:

Jeff Walker, Chairman

H. Spencer Murray, Vice Chairman

Laurence J. Trala

Dave Burden

Richard Tankard

William A. Hughes

The meeting was called to order by the Chairman.

Action Agenda:

(A) Reactivation of the Eastern Shore of Virginia Public Service Authority

The Board's discussion focused on determining whether there was a level of interest at the towns' level to work with the County on water and wastewater issues and should this interest be expressed through the reactivation of the public service authority. The County Administrator noted that the Eastern Shore of Virginia Public Service Authority's Articles of Incorporation and Bylaws were provided for the Board information. It was noted that the Towns of Exmore, Cape Charles and Nassawadox have all responded to the County's inquiry, with varying degrees of interest.

The County Attorney and County Administrator were asked to provide alternatives to the creation/reactivation of a public service authority in order to address water and wastewater issues, both in the unincorporated areas of the County as well as whatever interest is expressed by the towns. This information may be available at the regular April meeting or possibly the

April work session. Mr. Bob Panek, wastewater consultant to the Town of Cape Charles, was in the audience and agreed to provide information to the County Administrator.

Mr. Tankard urged the Board members to review the Comprehensive Plan in the mean time for possible revisions to clear up what he called “nebulous” directions contained therein relative to water and wastewater and how the County and Towns may work together (or separately) in this regard.

(B) Restructuring of the Northampton County Joint Local Planning Commission

The County Administrator provided background to the Board on the creation of the Joint Local Planning Commission and a listing of the current membership, noting that the original agreement calls for 15 members: five from each of the three magisterial districts. Currently there is no representation from the Capeville Magisterial District.

Noting the recent unsuccessful attempt to have the member towns approve an amendment to the original agreement to downsize the body from 15 to 9 members, Board members indicated their desire to review the structure of the current body with formal action to take place at the April regular meeting. As the original agreement provides for a thirty-day notification to the other party(ies), the County Administrator was instructed to notify the member towns (Cheriton, Eastville and Nassawadox) in the interim, indicating that the County was considering withdrawing from the Joint Local Planning Commission.

Possible scenarios for the new body included:

(1) Nine member body with one member from each of the six voting districts and three at-large representatives;

(2) Nine member body with two members from each of the three magisterial districts and three at-large representatives;

(3) Another “*joint*” local planning commission with seven to nine members: one representative from each of the six voting districts plus one, two, or three town representatives from whichever of the towns may express interest in joining. There could be variations to this scenario depending on how many towns want to participate and if the Board feels there should be any at-large members.

On another matter, the County Administrator called the Board’s attention to a letter in the agenda packet received from the Norfolk District Corps of Engineers relative to the Nassawadox Creek Dredging Project. With the County lacking the required local match, the Corps offered to “keep this project in an on-the-shelf status and be ready to resume the remaining work on the project at such point in the future that the County may be ready to proceed”. The Board concurred with this assessment and advised the County Administrator to acknowledge same to the Corps.

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

Possible waste collection center locations

(B) 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.

All members were present 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 3 and 7 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.

Motion was made by Mr. Burden that Mr. Tankard be authorized to negotiate for certain properties in the Cheapside and Eastville areas for possible locations of waste collection centers; said locations identified as Option 2 in Cheapside for an assessed value of \$59,500 and Option 1 in Eastville for an assessed value of \$51,500. All members were present and voted “yes.” The motion was unanimously passed.

Adjourn:

Motion was made by Mr. Murray that the meeting be adjourned. All members were present and voted “yes.” The motion was unanimously passed.

The meeting was adjourned.

_____CHAIRMAN

_____ COUNTY ADMINISTRATOR