

Board of Supervisors Meeting
November 12, 2009
5:00 P.M.

NORTHUMBERLAND COUNTY, VA

The meeting was reconvened for the regular monthly meeting of the Northumberland County Board of Supervisors that was held in the New Courts Building, on Thursday, November 12, 2009

Present: Ronald L. Jett. – Supervisor
 Richard F. Haynie – Supervisor
 A. Joseph Self, Sr. – Supervisor
 Thomas H. Tomlin – Supervisor
 James M. Long – Supervisor

W. Leslie Kilduff, Jr. – County Attorney
Kenneth D. Eades – County Administrator
Luttrell Tadlock – Assistant County Administrator

RE: INVOCATION

Supervisor James M. Long, led the invocation.

RE: PLEDGE OF ALLEGIANCE

County Administrator Kenneth D. Eades led in the Pledge of Allegiance.

RE: ADJOURNMENT OF OCTOBER 8, 2009 MEETING

Upon motion by Richard F. Haynie, duly seconded by James M. Long, the Board voted to adjourn from the October 8, 2009 meeting because it had been left open. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - YEA
Thomas H. Tomlin – YEA	

RE: APPROVAL OF MINUTES FROM OCTOBER 8, 2009

Upon motion by A. Joseph Self, Jr., duly seconded by James M. Long the Board voted to adopt the October 8, 2009 minutes. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - YEA
Thomas H. Tomlin – YEA	

RE: APPROVAL OF AGENDA

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long the Board voted unanimously to approve the agenda with the following changes: A Virginia Department of Transportation will not be present today because of their cleanup efforts from Tropical Storm Ida. The vote on the motion was as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - YEA
Thomas H. Tomlin – YEA	

RE: MR. D. CLINT STABLES, SUPERINTENDENT OF SCHOOLS

Mr. Stables reported there will be a 2 hr. delay in school tomorrow due to the weather.

Mr. Stables then stated the drop out rate reported was received and it was not pleasant. He said they will be looking at 22 former students to find out why they did not graduate in four years and what they are doing now. He continued on and said that it doesn't just affect high school students but also Elementary and Middle School students if they are held back 1 year. Supervisor Tomlin commented that if the attendance is being checked then it doesn't count against the system.

Mr. Stables reported his concerns with the composite index that has gone up from .7355 to .80. Mr. Stables went on to say they have been working on a projected estimate of loss of money for the County due to the index changing and estimates of a loss about \$710,000.00 is what we have projected. Also there will be a loss of stimulus funds in the amount of \$577,879.00. The sales tax drop is \$116,000.00 and the VRS increase of 4%, totals \$480,000.00. Mr. Stables reported a total decrease of approximately 1.5 million dollars for the next school year. He added this is the worst budget in years.

Chairman Jett questioned the stimulus money saying he was thought the money would be divided up between 2 years.

Mr. Stables said he was going to look at more information and seek public input and what options we need to explore to balance out.

Other concerns with the school, Mr. Stables reported the towers on the new schools are leaking and the contractors are working on fixing this problem. Supervisor Haynie expressed his concerns with the problems that are occurring with the new school and said he thought the contractors were dragging their feet. Mr. Stables stated they are still holding enough money in order to get this all straight. Supervisor Tomlin said this is ridiculous and shows no pride in workmanship. Supervisor Tomlin asked if they have signed off on substantial completion. Mr. Stables said they have been requesting it, but it has not been signed off and we are withholding a substantial amount of money. Supervisor Haynie stated that this type of workmanship was a waste of taxpayer's dollars.

Supervisor Self suggested during sporting events to get someone to direct traffic off of the grass.

Supervisor Long informed Mr. Stables that screws were coming out of the bleachers.

Supervisor Tomlin questioned whether there was an American flag in the Auditorium? Mr. Stables stated that yes there was but it had been taken out for an event in the gymnasium.

Chairman Jett stated he was concerned about the report card problem that the students had with getting them. It took entirely too long.

RE: BUILDING PERMIT REPORT

RE: BUILDING PERMIT REPORT:		
	2009	2008
Total construction cost for the month	\$ 7,067,131.58	\$ 2,560,056.00
Total Bldg. Permit Cost for Month	\$ 9,099.56	\$ 5,430.08
Total Zoning Permit Cost for the Month	\$ 3,350.00	\$ 2,550.00
Total Levy Fee for the Month	\$ 176.00	\$ 95.47
<i>Total Construction cost year to date</i>	\$ 52,014,396.94	\$ 50,767,459.60

RE: PROPOSAL TO AMEND NORTHERN NECK REGIONAL ENTERPRISE ZONE

Mr. Eades reported he had received a request from the Northern Neck Planning District Commission to add acreage to the Enterprise Zone and since Northumberland County is evolved, the Board needed to give permission to do this.

Upon motion by Thomas H. Tomlin, duly seconded by A. Joseph Self, Sr., the Board voted to approve to add acreage to the existing Northern Neck Enterprise Zone. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - YEA
Thomas H. Tomlin – YEA	

**RESOLUTION
AMENDMENT TO NORTHERN NECK REGIONAL ENTERPRISE ZONE**

WHEREAS, the Counties of Lancaster, Northumberland, Richmond and Westmoreland, and the Towns of Kilmarnock and Warsaw (known as the localities) comprise the Northern Neck Regional Enterprise Zone; and,

WHEREAS, the localities have designated and authorized the Northern Neck Planning District Commission to serve as EZ Program Administrator and to carry out all program administration and reporting requirements on their behalf; and,

WHEREAS, Westmoreland County and the Town of Warsaw propose to amend their enterprise zone areas to include additional property as outlined on Attachment 1 & 2 to this resolution; and,

WHEREAS, Westmoreland County and the Town of Warsaw have conducted the required public hearings and adopted resolutions endorsing and authorizing the proposed amendment;

NOW, THEREFORE, BE IT RESOLVED THAT the Northumberland County Board of Supervisors hereby endorses and approves of the proposed amendment to the Northern Neck Regional Enterprise Zone and authorizes the County Administrator to execute FORM EZ-2-JA.

RE: DECISION TO HIRE SPRINGSTED INCORPORATED TO DO FIRE STUDY FOR THE COUNTY

Mr. Eades informed the Board that he had met with both Fire Chiefs and Chairman Jett on the Fire Study Proposals that were received. Mr. Eades stated that they unanumously decided to hire Springsted Inc. to complete a fire study for the entire county and at the existing fire stations to see if they are adequate. The cost for the proposal is \$11,580.00 and \$1,000.00 for expenses.

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the contract for Springsted Inc. to complete the Northumberland County Fire Study as proposed and give the County Administrator authority to sign the contract. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - Absent
Thomas H. Tomlin – YEA	

Chairman Jett commented that Springsted has also done work for the Northern Neck Regional Jail Board and Westmoreland County in the past and are well qualified to complete this study.

Supervisor Haynie had a family emergency and left at this point.

RE: ECONOMIC DEVELOPMENT APPOINTMENT, BRUCE ANDREWS

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to appoint Mr. Bruce Andrews to a four year term on the Economic Development Commission. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - Absent
Thomas H. Tomlin – YEA	

RE: ABSTRACT VOTES

Mr. Eades read through the abstract of votes from the November 3, 2009 election.

GOVERNOR

Robert F. “Bob” McDonnell –	3167
R. Creigh Deeds -	1665

LIUTENANT GOVERNOR

William T. “Bill” Bolling -	3027
Jody M. Wagner	1742

ATTORNEY GENERAL

Ken T. Cuccinelli II -	3098
Stephen C. Shannon -	1664

MEMBER HOUSE OF DELEGATES

Catherine T. Crabill - 2384
Albert C. Pollard, Jr. - 2385

COMMONWEALTH’S ATTORNEY

Jane Blackwell Wrightson - 3776

MEMBER BOARD OF SUPERVISORS DISTRICT 2

Richard F. Haynie - 713

MEMBER BOARD OF SUPERVISOR DISTRICT 3

James M. Long - 588

MEMBER SCHOOL BOARD DISTRICT 2

Dean W. Sumner - 603

MEMBER SCHOOL BOARD DISTRICT 3

Myrtle L. Phillips- 524

RE: APPROVAL OF CHECK REGISTER

Upon motion by James M. Long duly seconded by A. Joseph Self, Sr., the Board voted unanimously to approve the check register, as submitted. The vote on the motion was as follows:

Ronald L. Jett – YEA A. Joseph Self, Sr. - YEA
James M. Long – YEA Richard F. Haynie - Absent
Thomas H. Tomlin – YEA

RE: BOARD COMMENT PERIOD

Supervisor Tomlin said he went to Richmond on Tuesday to attend a quick hearing on Verizon being declared competitive. He noted that no one opposed and it appears that Verizon will receive this declaration and rates should start going up.

PUBLIC HEARINGS

RE: REQUEST BY FREDERICK M. AND DEBORAH A. MARL, FOR A CONDITIONAL USE PERMIT TO ALLOW “FARMING WITH LIVESTOCK” INCLUDING HORSES AND GOATS LOCATED AT 2398 FAIRPORT ROAD.

Zoning Administrator, W.H. Shirley described the request for the conditional use and stated he received one comment that was just an objective statement.

Ms. Marl stated she plans on putting retired horses there and no breeding will take place. She is requesting the goats as a hobby.

PUBLIC HEARING OPEN

Mr. Wendell Haynie stated he thought it would be nice to have horses there.

Mr. Lee Allain said at first he was unsure about the request but after talking with Ms. Marl, he thought this is okay.

PUBLIC HEARING CLOSED

Zoning Administrator Shirley read the list of conditions recommended by staff as follows:

1. The permit will be issued upon receipt of a nutrient management plan that includes storage and handling of animal waste and a rotational grazing plan. Both plans must comply with all state and federal guidelines and be approved by the Northern Neck Soil and Water Conservation District;
2. Adequate fencing that provides for a minimum of 1.5 acres of pasture or paddock area per horse; and,
3. You will be limited to keeping 8 horses and 18 goats on the property.

Upon motion by Ronald L. Jett duly seconded by James M. Long., the Board voted to approve the request with the conditions noted. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - Absent
Thomas H. Tomlin – YEA	

RE: REQUEST BY THE GREATER REEDVILLE ASSOCIATION FOR A CONDITIONAL USE PERMIT TO PLACE A USED CLASSROOM TRAILER ON THEIR PROPERTY ON OLD BETHANY ROAD TO BE USED FOR STORAGE

Zoning Administrator Shirley described the request. He stated he received no comments.

Mr. Wendell Haynie stated he apologized for the current appearance of the property. They plan to clean it up and put a fence around it.

Public Hearing Open

No other comments were given

Public Hearing Closed

Supervisor Self asked if there would be any inoperable watercraft. Mr. Haynie said they don't have any but if they did receive any they would be sold quickly.

Upon motion by Ronald L. Jett, duly seconded by Mr. James M. Long, the Board voted to approve the request with the following conditions:

1. Before a permit is issued, all trash, debris and inoperable watercraft must be removed from the property; and,
2. All necessary building and zoning permits obtained.

The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - Absent
Thomas H. Tomlin – YEA	

RE: PUBLIC COMMENT PERIOD

No comments were given

RE: ADJOURNMENT

Upon motion by James M. Long, the Board voted unanimously to adjourn until December 10, 2009 the meeting. The vote on the motion was:

Ronald L. Jett – YEA	Thomas H. Tomlin – YEA
A. Joseph Self, Sr. – YEA	Richard F. Haynie – Absent
James M. Long – YEA	

Kenneth D. Eades, Clerk