

**Board of Supervisors Meeting
December 11, 2014
5:00 P.M.**

NORTHUMBERLAND COUNTY, VA

The meeting was convened for the regular monthly meeting of the Northumberland County Board of Supervisors that was held at Northumberland Courts Building, on Thursday, December 11, 2014.

Present: Ronald L. Jett – Chairman
 Richard F. Haynie – Vice Chairman
 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

Dana Wilson led the invocation.

RE: PLEDGE OF ALLEGIANCE

Supervisor Self led in the Pledge of Allegiance.

RE: APPROVAL OF MINUTES FROM OCTOBER 30, 2014, NOVEMBER 6, 2014 AND NOVEMBER 13, 2014

Upon motion by James M. Long duly seconded by A. Joseph Self, Sr., the Board voted to approve the minutes from the October 30, 2014, November 6, 2014 and November 13, 2014 meeting. The vote on the motion is as follows:

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

RE: APPROVAL OF AGENDA

Upon motion by A. Joseph Self, Sr. duly seconded by Richard F. Haynie, the Board voted to approve the agenda for today's meeting. 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: DAVE BROWN, VIRGINIA DEPARTMENT OF TRANSPORTATION, NORTHERN NECK RESIDENCY

Mr. Brown reported that maintenance on area roads for low shoulder and pavement repairs is underway. Crews are also preparing for winter weather.

He then gave information about the Sunnybank Ferry maintenance that will begin in January and will last for about 90 days, during this time the ferry will not be operational.

Mr. Brown said speed limit signage for the Reedville area has been ordered.

RE: CHILDREN AT PLAY SIGN ON LIGHT STREET

Upon motion by James M. Long, duly seconded by A. Joseph Self, Sr. the Board voted to approve two Children at Play signs for Light Street. The signs will be purchased through the Northern Neck Planning District 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 – YEA
Thomas H. Tomlin – YEA	

RE: DR. REBECCA GATES, SUPERINTENDENT NORTHUMBERLAND COUNTY SCHOOLS

Dr. Gates gave out documents with information about the six year plan the School Board has created. She said the list has been in the works for about 1 ½ years and she is pleased with the input they have received and is proud of the product.

She then discussed with the Board that they started to work on the budget at this past Monday nights' meeting. They talked about what they wanted to achieve as well as some costs. The School Board has approved the budget schedule for the 2015-2016 year and invited them for a dinner on March 23, 2015.

RE: SPECIAL APPROPRIATIONS

Upon motion by James M. Long, duly seconded by Richard F. Haynie, the Board voted to approve the following appropriations that have no local cost:

\$ 10,543.92 – National School Lunch Equipment Assistance Grant
\$ 33,216.00 – Positive Behavior Intervention and Support Grant (PBIS) (Over 3 Year Period)

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	

Supervisor Tomlin asked about District I School Board Member Susan Saunders resigning. Dr. Gates confirmed her resignation letter received on December 8th and this will be effective January 2, 2015. Tomlin then questioned why a resolution was turned down at that same meeting to receive money from the state. Dr. Gates said yes a resolution was turned down by the Board because there was concern on how it would affect the composite index and in return affect other money we could receive.

RE: MS. JONIE CARTER, DR. EMORY LEWIS, DISCUSSION OF OYSTER TRAIL

Ms. Carter gave a presentation on the economic benefits of introducing an oyster trail in the County. She explained to the Board that she has traveled to the state government to get support on this and has been working on the trail with Lancaster, Middlesex and Mathews Counties. Ms. Carter has talked with the Governor to get the State to pass a resolution honoring Virginia as the Oyster state. She believes this is a tourism opportunity that should be taken and will be very beneficial to the Counties. Dr. Emory Lewis also present stated, that he traveled to Mobile Alabama and was introduced to an Oyster Trail there and said he was very impressed. Ms. Carter stated he wanted to make the County aware of this incredible opportunity.

RE: BUILDING PERMIT REPORT

Month of October	2014	2013
Total construction cost for the month	\$ 2,809,085.00	\$ 2,265,364.28
Total Bldg. Permit Cost for Month	\$ 4,311.58	\$ 3,672.40
Total Zoning Permit Cost for the Month	\$ 1,840.00	\$ 1,180.00
Total Levy Fee for the Month	\$ 86.24	\$ 73.47
Total Construction cost year to date	\$ 30,095,164.78	\$ 25,861,893.12

RE: RESOLUTION-RECOGNITION TO WILLIAM HUDNALL

Upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the Board voted to adopt the following resolution:

**RESOLUTION
HONORING WILLIAM A. HUDNALL**

WHEREAS; Mr. William A. Hudnall was born on December 22, 1914, and

WHEREAS; Mr. Hudnall served fifteen years on the Planning Commission and twelve years on the Board of Supervisors, and

WHEREAS; the same William Hudnall demonstrated the most creditable standards of ethics and honesty in a caring and professional manner across the years of service as the Chairman of both the Planning Commission and Board of Supervisors, and

WHEREAS; the same William Hudnall enjoys the respect and devotion of his friends and colleagues in the county, and

WHEREAS; the same William Hudnall has been untiring in his efforts to promote the best interests of Northumberland County, thereby helping to secure its prosperity, growth and quality of life, and

WHEREAS; the same William Hudnall will be celebrating his One-Hundredth Birthday on December 22, 2014,

NOW, THEREFORE, BE IT RESOLVED, THAT THE Board of Supervisors hereby expresses its deepest appreciation and gratitude to Mr. Hudnall and wishes him much happiness as he celebrates his one-hundredth birthday, and

BE IT FURTHER RESOLVED, that Mr. Hudnall be presented this resolution and given best wishes on this historic and special day.

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: APPROPRIATION, ANIMAL SHELTER REIMBURSEMENT

Upon motion by A. Joseph Self, Sr., duly seconded by Thomas H. Tomlin, the Board voted to approve the following appropriation:

\$6,000.00 for Yard Sale funds received to line item 10-3501-1004 (November)
\$8,000.00 for Yard Sale funds received to line item 10-3501-1004 (December)

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: APPROPRIATION, ENERGY SHARE CONTRIBUTION

Upon motion by James M. Long duly seconded by Thomas H. Tomlin, the Board voted to approve the following appropriation:

\$3,000.00 to the budget line item 5302-5613 which is for heating assistance for the elderly and disabled emergency heating costs. Money was added to the budget but was not appropriated during the budget adoption process back in June 2014.

The vote on the motion is as follows:

Ronald L. Jett – YEA
James M. Long – YEA
Thomas H. Tomlin – YEA

A. Joseph Self, Sr. - YEA
Richard F. Haynie – YEA

RE: STATE AID REDUCTION

County administrator Eades presented the State Reductions in Aid To Localities where the state is cutting reimbursements to localities so they can save money. This year's cut from the state will amount to \$23,508 and affects all the Constitutional Officers, Courts, etc.

RE: LODGE LANDING AGREEMENT WITH GAME AND INLAND FISHERIES

Mr. Eades asked the Board to consider entering into a lease agreement with Game and Inland Fisheries at Lodge Landing with the understanding with agreement terms as specified and with reimbursement with capital costs.

Upon motion by James M. Long and seconded by A. Joseph Self Sr., the Board voted to enter into an agreement with Game and Inland Fisheries.

Supervisor Tomlin questioned County Attorney Les Kilduff if this required a public hearing. Mr. Kilduff said it possibly could. Supervisor Long withdrew his motion.

The Board agreed to hold a public hearing on this before making a decision.

RE: ABSTRACT VOTES

Election held November 4, 2014

Proposed Constitutional Amendment

Question: Shall Section 6-A of Article X (Taxation and Finance) of the Constitution of Virginia be amended to allow the General Assembly to exempt from taxation the real property of the surviving spouse of any member of the armed forces of the United States who was killed in action, where the surviving spouse occupies the real property as his or her principal place of residence and has not remarried?

YES -4548

NO – 415

MEMBERS HOUSE OF REPRESENTATIVES

Robert J. "Rob" Wittman – Republican - 3348

Norman G. "Norm" Mosher- Democrat – 1690

Glenda Gail Parker – Independent Green – 68

UNITED STATES SENATE

Ed W. Gillespie – Republican – 2939

Mark R. Warner – Democrat – 2089
Robert C. Sarvis – Libertarian – 99

RE: APPROPRIATION – IT POSITION

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to appropriate \$4,908.30 in budget category 1401 to cover the personnel expenses for the IT Administrator position.

The vote on the motion is as follows:

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

RE: APPOINTMENTS NEEDED

Mr. Eades stated to the Board that appointments are needed for Board of Zoning Appeals and the Wetlands Board.

RE: RADIOS UPDATE

Mr. Eades updated the Board on the radio towers and asked if the board would approve three change orders. Change order number 1 included dispatch console in the amount of \$60,868.75, change order number 2 included a logging recorder in the amount of \$24,352.00, and change order number 3 was to add the E-911 CPE computer equipment for the 911 system in the amount of \$149,907.00 (a grant from the Wireless Board will cover the computer equipment).

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the necessary change orders from Radio Communications.

The vote on the motion is as follows:

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

RE: PAVEMENT AT THE NEW SHERIFF OFFICE

Mr. Eades stated that the pavement project at the new sheriff's office building will be held off until spring because of the outside temperatures.

RE: CHECK REGISTER FOR NOVEMBER AND DECEMBER

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the check register for the months of November and December 2014.

The vote on the motion is as follows:

A. Joseph Self, Sr. – YEA
Richard F. Haynie – YEA
Thomas H. Tomlin – YEA

Ronald L. Jett – YEA
James M. Long – YEA

RE: BOARD COMMENT PERIOD

RE: CLOSED MEETING

Upon motion by A. Joseph Self, Sr. duly seconded by, Richard F. Haynie, and the Board voted unanimously to convene into closed meeting to discuss a personnel matter.

The vote on the motion was as follows:

A. Joseph Self, Sr. – YEA
Richard F. Haynie – YEA
Thomas H. Tomlin – YEA

Ronald L. Jett – YEA
James M. Long – YEA

RE: OPEN MEETING

The Board convened back into open session upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the Board voted unanimously that in the closed meeting just concluded, nothing was discussed except the matters lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in the motion. The vote on the motion was as follows:

A. Joseph Self, Sr. – YEA
Richard F. Haynie – YEA
Thomas H. Tomlin – YEA

Ronald L. Jett – YEA
James M. Long – YEA

RE: MOTION AND CERTIFICATION OF CLOSED MEETING

A motion was made by Thomas H. Tomlin, duly seconded by A. Joseph Self, Sr., the Board voted unanimously to certify the closed meeting:

WHEREAS, The Northumberland County Board of Supervisors, herein Board, has convened a closed meeting on this date pursuant to the affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act: and

WHEREAS, 2.1-344.1 of the Code of Virginia requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW THEREFORE, BE IT RESOLVED that the Board 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 business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board specifically discussion of a personnel matter.

The vote on the motion was passed by a roll call vote as follows:

Ronald L. Jett – YEA
James M. Long – YEA
Thomas H. Tomlin – YEA

A. Joseph Self, Sr. - YEA
Richard F. Haynie - YEA

RE: ACTION TAKEN

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to increase Clifton Lee Bowles, sanitary worker, an annual increase in the amount of \$3,000 effective December 1, 2014.

The vote on the motion is as follows:

A. Joseph Self, Sr. – YEA
Richard F. Haynie – YEA
Thomas H. Tomlin – YEA

Ronald L. Jett – YEA
James M. Long – YEA

PUBLIC HEARING

RE: REQUEST BY GREGORY J. SMITH FOR A CONDITIONAL USE PERMIT TO CONSTRUCT A 12' X 44" X 19.5' OPEN SIDED BOATHOUSE ON ELLYSON CREEK AT 155 WICOMICO HARBOR DRIVE

Zoning Administrator Philip Marston described the boathouse request on Ellyson Creek. He did not receive any comments on the request.

Public Hearing Open

No comments given

Public Hearing Closed

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the conditional use permit with the following conditions.

1. All necessary permits and or licenses will need to be obtained from all regulatory agencies
2. The permit is valid for two years and will expire on December 12, 2016, at which time the boathouse must be completed.
3. All exterior lighting must be non-reflective and directed downward
4. A fire extinguisher that is accessible from the pier must be located within the boathouse.
5. The approval of the boathouse does not imply nor grant the establishment of a riparian apportionment.

The vote on the motion was passed by a roll call vote as follows:

Ronald L. Jett – YEA
James M. Long – YEA

A. Joseph Self, Sr. - YEA
Richard F. Haynie - YEA

Thomas H. Tomlin – YEA

RE: REQUEST BY ANNE L. EDWARDS AT 39 MULBERRY FIELD ROAD IN FLEETON POINT TO ABANDON A 33 FOOT WIDE AVENUE WHICH IS PART OF TAX MAP 45B-1-104

County Administrator Eades described the request for the easement to be abandoned.

Public Hearing Open

No Comments were given

Public Hearing Closed

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the request by Anne L. Edwards at 39 Mulberry Field Road in Fleeton Point to abandon a 33 foot wide Avenue which is part of Tax Map 45B-1-104.

RESOLUTION

The undersigned, Kenneth D. Eades, County Administrator of Northumberland County Virginia hereby certifies that the following is a true copy of a Resolution adopted by the Board of Supervisors, of Northumberland County, Virginia, at its regularly scheduled meeting held December 11, 2014, following public notice and a public hearing as required by the Code of Virginia, 1950, as amended, §33.2-916 et. Seq., which motion was duly made and seconded and unanimously carried:

RESOLVED, that a certain thirty-three foot wide alley shown on a preliminary plat of survey by Tomlin & Keyser dated November 13, 2014, and shown further as a part of Tax Map 45B-1-104, at 39 Mulberry Field Road in Fleeton, be abandoned as having been dedicated for the use by others but not used by anyone over the years for water access. The alley way being abandoned is more particularly described as follows:

Beginning at a point, the southernmost corner and running thence in a northwesterly direction at S 59° 35' 17" E along property owned by Anne L. Edwards, a distance of approximately 217 feet to a point being the mean low water of Cockrell Creek, thence in a northeasterly direction along mean low water for a distance of 33 feet, thence in a southeasterly direction at S 59° 35' 17" E a distance of approximately 209.75 feet to a northeasterly corner, thence in a southwesterly direction at S 29° 58' 43" W along the property line to the point of beginning. The alley way abandoned hereby is rectangular in shape and is approximately 33 feet wide and 210 feet long, and lies between tax map 45B-1-104 and 45B-1-86.

The undersigned, further certifies that the foregoing Resolution has not been rescinded, revoked or modified as of the date hereof.

The vote on the motion was passed by a roll call vote as follows:

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

RE: AN AMENDMENT TO THE NORTHUMBERLAND COUNTY ZONING ORDINANCE CHAPTER 148 ARTICLE I, SECTION 148-5 TO ALLOW “AQUACULTURE FACILITY, COMMERCIAL” AS A PERMITTED USE IN THE AGRICULTURAL DISTRICT (A-1) AS REQUIRED BY A RECENT AMENDMENT TO THE CODE OF VIRGINIA

Assistant County Administrator Luttrell Tadlock described the amendment to allow aquaculture facility, commercial in Chapter 148 Article I, Section 148-5. Mr. Tadlock stated that the Planning Commission has recommended approval of this.

Public Hearing Open

No comments were given

Public Hearing Closed

Upon motion by Richard F. Haynie duly seconded by James M. Long, the Board voted to approve the amendment as stated.

The vote on the motion was passed by a roll call vote as follows:

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

RE: ADJOURNMENT

Upon motion by Thomas H. Tomlin, seconded by, Richard F. Haynie, the Board voted to adjourn. The vote on the motion was:

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

Kenneth D. Eades, Clerk