

**Board of Supervisors Meeting
May 11, 2017
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, May 11, 2017.

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

Matson C. Terry, II – County Attorney
Luttrell Tadlock – County Administrator

RE: INVOCATION

Pastor Lee Farmer, Coan Baptist Church led the invocation.

RE: PLEDGE OF ALLEGIANCE

Mr. Ed Gray, U.S. Coast Guard, led the Pledge of Allegiance.

RE: MINUTES APPROVAL- MARCH 9, MARCH 23, AND APRIL 6, 2017

Upon motion by James M. Long, duly seconded by Richard F. Haynie, the board voted to approve the minutes for March 9th, March 23rd, and April 6th. The vote on the motion is as follows:

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

RE: APPROVAL OF AGENDA

Upon motion by A. Joseph Self, Sr. duly seconded by James M. Long, the Board voted to approve the agenda for today’s meeting.

The vote on the motion is as follows.

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

RE: VIRGINIA DEPARTMENT OF TRANSPORTATION, MR. CARTER WHITE

Mr. White came before the board today for a work-session to review the proposed plan for the secondary road, six-year plan for the years 2018-2023. This will also include the FY 18 budget for the secondary system. He noted this does not include snow removal and maintenance. Mr. White also explained the funding sources that are available. The secondary system construction program list includes projects such as, Rte 360/Academic Ln. He said they didn't use funds from any of the three sources but has to list it because it is federal funded. He hopes this will start about May 15, 2017 but will not affect the graduation ceremony at the school in June. He also hopes to finish up this project around October 23rd.

He also stated he will need to get with Mr. Tadlock on setting up a meeting on how to spend left over project money from Rt. 604 and Rt. 607. Supervisor Tomlin asked if a culvert is needed on Fleeton Road. Mr. White said this has been researched and this project was eliminated because it would be a significant impact on the traffic on that road and they don't feel it would be appropriate to do this because of the undertaking and currently the pipes are functioning. Supervisor Long asked if he had a list of suggestions. He said he would be getting with County Administrator Tadlock.

Supervisor Long asked about the boat ramp sign that is gone from Gardy's Mill Pond.

Supervisor Haynie asked about the steps VDOT takes to determine if they will be milling or paving. Mr. White explained the process with the pavement rating as well as other variables. Supervisor Haynie then questioned the cost per mile to mill the roads. Mr. White explained that this area is one of the highest in the State to mill because there is only one company around that does this and the rock is at a minimal.

Supervisor Tomlin asked about the Downing Bridge as far as the problems that motorists have while they are working on it. Mr. White said they are evaluating this issue and are going to try to do the work at nights or switch to an automatic flagging device.

The public hearing will be advertised by the Virginia Department of Transportation for the Six-Year plan scheduled for next month, June 8, 2017 at 7 p.m.

RE: DR. HOLLY WARGO, SUPERINTENDENT OF SCHOOLS

Dr. Wargo came before the board and named several new position changes. Ms. Donna Booth is the Director of Finance, Mr. Adam Letizia is the Director of Special Education and Ms. Jovanda Ashton is the Principle of the Middle School. The Teacher of the Year is Mr. Eddie Barnes. She then spoke on the SOL upcoming schedule as well as safety updates.

RE: MR. ED GRAY, FLOTILLA COMMANDER, USCG AUXILIARY- NATIONAL SAFE BOATING WEEK PROCLAMATION

Upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the board voted to approve the following proclamation:

PROCLAMATION

Americans are increasingly heading to the water for recreation and relaxation as the opportunities for

on-the-water activities increase each year. With this growth comes additional responsibility. It is essential that both novice and experienced boaters alike learn and practice safe boating habits, wear a life jacket, and have aboard essential safety equipment. This year’s theme of the Boating Safety Campaign, **“Wear It”. Always Wear A Life Jacket**”, recognizes that boating safety begins long before the boat leaves the dock. Studies show that boaters who take a boating course are 4-5 times less likely to have a boating accident and 80 percent of the people who died in boating accidents were not wearing life jackets.

Whereas, the number of boats registered in Northumberland County is 5,537, and even more boats visit our area waters each summer,

Whereas, hundreds of lives could be saved each year by the wearing of life jackets and the life jackets of today are more comfortable, more attractive, and wearable than styles of past years,

Whereas, the law requires that wearable life jackets be carried for each person on board the boat - - and little effort is needed to wear those life jackets,

Whereas, boating courses are readily available from the Coast Guard Auxiliary throughout the primary boating season,

Now, Therefore it be resolved, that, the Northumberland County Board of Supervisors, do hereby support the goals of the National Safe Boating Campaign and proclaim May 20th through May 26th as “Safe Boating Week” and the start of the year round effort to promote safe boating in area waters.

In Witness Whereof, I urge all those who boat to **“Wear It” “Always Wear A Life Jacket”** and to practice boating safety by taking a boating course, wearing their life jackets and having their boats checked for other safety equipment by the Coast Guard Auxiliary. GIVEN under my signature and the seal of Northumberland County, in Heathsville, Virginia this 11th day of May, in the year of the Lord Two Thousand Seventeen.

The vote on the motion is as follows:

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

RE: BUILDING PERMIT REPORT

Month of APRIL 2017	2017	2016
Total construction cost for the month	\$ 1,236,615.00	\$ 3,141,956.85
Total Bldg. Permit Cost for Month	\$ 3,457.44	\$ 4,400.92
Total Zoning Permit Cost for the Month	\$ 1,920.00	\$ 1,600.00
Total Levy Fee for the Month	\$ 69.15	\$ 88.03
Total Construction cost year to date	\$ 6,930,306.00	\$ 6,508,308.14

RE: BAY AGING APPOINTMENT – MR. BRUCE M. CRAIG

Upon motion by Mr. Richard F. Haynie, duly seconded by Thomas H. Tomlin, the board voted to appoint Mr. Bruce M. Craig as the County's representing member on the Bay Aging Board. Mr. Craig's appointment will expire on May 11, 2022. 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: APPOINTMENTS NEEDED

Mr. Tadlock reminded the Board that an appointment is needed for a representative on the Community Services Board and CPMT Board.

RE: SHERIFF OFFICE APPROPRIATION – GAME PAYROLL/ SECURITY ACCOUNT

Upon motion by Richard F. Haynie, duly seconded by James M. Long, the board voted to appropriate \$805.00 from line item 10-273 (Sheriff's office game payroll reimbursement account) to 3102-1006 (Security Athletics Events) for funds paid by the Northumberland County School System for high school games.

The vote on the motion is as follows:

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

RE: ANIMAL SHELTER APPROPRIATION

Upon motion by Richard F. Haynie, duly seconded by James M. Long, the board voted to appropriate \$4,298.75 to line item 10-3501-1004 for funds received from animal shelter yard sale to cover additional funds to animal shelter employees.

The vote on the motion is as follows:

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

RE: RESOLUTION- EMERGENCY SERVICES WEEK

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

**EMS WEEK RESOLUTION
May 21-May 27**

A Resolution of the Board of Supervisors of Northumberland County, Virginia, recognizing the important contributions made to the well-being and safety of the County's citizens by Emergency Services personnel,

and, establishing the week of May 21 through 27, 2017, as Emergency Medical Services Week in Northumberland County.

WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, emergency medical services has grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

WHEREAS, the emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out of hospital medical care providers; and,

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and,

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Northumberland County, Virginia, hereby commends all Emergency Services Personnel who serve this county for their dedication to the safety, health, and well-being of all County citizens, and,

BE IT FURTHER RESOLVED that the week of May 21 through 27, 2017, shall be observed throughout the County as Emergency Medical Services Appreciation Week with this year's theme being "**EMS Strong: Always in Service**".

The vote on the motion is as follows:

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

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

RE: RESOLUTION – DHCD COMMERCIAL AFFILIATE, CALLAO REVITALIZATION PROJECT

Upon motion by James M. Long duly seconded by Richard F. Haynie the board voted to adopt the following resolution:

A RESOLUTION AUTHORIZING PARTICIPATION IN THE

DHCD COMMERCIAL DISTRICT AFFILIATE PROGRAM

WHEREAS, the Virginia Main Street has established the DHCD Commercial District Affiliate Program in the Virginia Department of Housing and Community Development to assist localities in developing public/private efforts to revitalize their downtown commercial areas, and

WHEREAS, interested Virginia cities, towns, and counties that are exploring downtown revitalization, those that may not be eligible for designation or those that do not wish to meet Main Street requirements may participate as an Affiliate, and

WHEREAS, Affiliate communities will have access to all Virginia Main Street training and limited on-site assistance, as resources permit, and

WHEREAS, Northumberland County and the Callao Hometown Community Association desire to participate in the DHCD Commercial District Affiliate Program.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF NORTHUMBERLAND COUNTY AND THE CALLAO HOMETOWN COMMUNITY ASSOCIATION...

SECTION 1. That Northumberland County and Callao Hometown Community Association apply for selection to participate in the DHCD Commercial District Affiliate Program with the specific goal of economically revitalizing the designated downtown district within the context of historic preservation using the Main Street Approach;

SECTION 2. It is recognized that downtown revitalization requires an on-going commitment, continuous attention and a full public-private partnership. The Main Street program is considered one of many economic and community development tools used by a locality.

SECTION 3. Northumberland County and Callao Hometown Community Association understand that participation as an Affiliate Community does not guarantee selection as a Designated Main Street Community, and we will be eligible to receive Affiliate Community services from Virginia Main Street as long as the requirements stated in the Program Guidelines are met.

SECTION 4. That the County Administrator is designated to assist in the submission of the application.

The vote on the motion is as follows:

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

RE: NORTHERN NECK REGIONAL JAIL ADOPTION OF THE FY 18 BUDGET

Upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie the Board voted to adopt the FY 2017/2018 Budget in the amount of \$7,209,152.00.

The vote on the motion is as follows:

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

RE: PRE-AUDIT CONTRACT WITH MARY K. EARHART, PLLC

County Administrator Tadlock stated as they had discussed in a previous meeting, the contract for accounting services offered by Mary K. Earhart, Certified Public Accountant, for the preparation of the audit year ending, June 30, 2017. This pre-audit has been suggested by our regular auditor, Mr. Paul Lee of Robinson, Farmer and Cox. Mr. Tadlock asked the Board members if they would like to move forward with signing the contract with Ms. Earhart. Mr. Tadlock stated that the cost of the accounting services would range from \$12,500 to \$16,500.

Upon motion by James M. Long, duly seconded by A. Joseph Self, Sr., the board voted to approve to move forward with the agreement acceptance with Mary K. Earhart, PLLC for accounting services in the form of preparation for the audit.

The vote on the motion is as follows:

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

RE: WORK-SESSION ON BUDGET SCHEDULED

The Board of Supervisor’s will hold a work-session for both the School Board budget as well as the County budget on Thursday, May 18, 2017 at 7 p.m. in the Old Courthouse meeting room.

RE: CHECK REGISTER APPROVAL

Upon motion by James M. Long, duly seconded by Richard F. Haynie, the board voted to approve the check register for April 2017 and May 2017 as submitted.

The vote on the motion is as follows:

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

RE: BOARD COMMENT PERIOD

The board members discussed the water withdrawal permit at West Point as well as the status of the old EVB building.

RE: CLOSED MEETING

Upon motion by James M. Long duly seconded by, Richard F. Haynie, the Board voted unanimously to convene into closed meeting to discuss a personnel matter and discussion of a contractual matter and personnel matter as permitted by Virginia Code Section 2.2-3711 (A) (1) and (7). The vote on the motion was as follows:

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

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

RE: OPEN MEETING

The Board convened back into open session upon motion by Thomas H. Tomlin, duly seconded by James M. Long, 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. – AYE
Richard F. Haynie – AYE
Thomas H. Tomlin – AYE

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

RE: MOTION AND CERTIFICATION OF CLOSED MEETING

A motion was made by James M. Long, duly seconded by Richard F. Haynie, 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 to discuss a personnel matter, use of public property and a contract matter.

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

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

RE: ACTION TAKEN

Upon motion by Thomas H. Tomlin, duly seconded by Jim Long, the board voted to authorize the County Administrator and County Attorney to send letters to developers still owning lots in the subdivisions they developed where the bond has lapsed or has been pre-released on roads not meeting VDOT's state specifications. The letter will place the developer on notice that no permits will be issued until a bond or a letter of credit has been restored on such roads.

The vote on the motion is as follows:

Ronald L. Jett – AYE
A. Joseph Self, Sr. – AYE

Thomas H. Tomlin – AYE
Richard F. Haynie – AYE

James M. Long – AYE

PUBLIC HEARING
7 P.M.

RE: PUBLIC HEARING REQUEST BY THOMAS AND SHARON WRIGHTSON, OWNER, FOR A CONDITIONAL USE PERMIT TO ALLOW PERMANENT STORAGE OF A MOBILE HOME. THE PROPERTY IS LOCATED AT 697 MUNDY POINT ROAD.

Zoning Administrator Philip Marston described the request for a conditional use permit to allow a permanent storage of a mobile home at the residence located at 697 Mundy Point Road.

Mr. Wrightson said this mobile unit is not a home, it is a 24' by 36', old Fredericksburg school building and it is for storage work area only and not living space.

Supervisor Self questioned the trailer location being different on the drawing from what was advertised.

Public Hearing Open

Ms. Rosalie Coultrip stated that having this mobile unit is not in character with the rest of the residents of the area. She asked if the unit is for him to make crab pots and if so then this is a business. She said if this is approved she hopes there will be strict, clear use of the building and no business. She wants it to be kept neat and in an orderly fashion. She said she is opposed to this request especially if this is a business.

Mr. Warren Woolly of 775 Mundy Point Road expressed his concern with the primary events. He gave an example such as during the fall of 2016 when hunters gathered at this location and proceeded to trespass on other property hunting. He also noted he felt it was a type of hunt club.

Public Hearing Closed

Mr. Wrightson stated to the board that part time he makes crab pots for Jett's Hardware and this is a place he can build inside. He is 65 years old and continued to say he is not associated with some of them boys he used to be associated with and it is no hunt club. He said he also makes custom jewelry and he stores pots but takes the finished products elsewhere and nothing is sold on the property.

Supervisor Self suggested carrying over this request because the conditions may change and asked Mr. Wrightson to put 4 stakes out where the mobile unit will be located. Supervisor Self asked what kind of condition the mobile home was in. Mr. Wrightson said he will be doing some minor repairs to the building.

Upon motion by A. Joseph Self, Sr., duly seconded by Thomas H. Tomlin, the board voted to carry over the request and asked the owner, Mr. Wrightson, to place stakes out where the mobile unit will be moved to and to contact Mr. Marston to let him know when he has placed the stakes so that it can be revisited.

The vote on the motion is as follows:

Ronald L. Jett – AYE

Thomas H. Tomlin – AYE

A. Joseph Self, Sr. – AYE
James M. Long – AYE

Richard F. Haynie – AYE

**RE: PUBLIC HEARING REQUEST BY DONALD WALTROUS, OWNER, FOR A
CONDITIONAL USE PERMIT IN ORDER TO ALLOW FARMING WITH LIVESTOCK ON
PROPERTY ZONED R-2, RESIDENTIAL WATERFRONT. THE PROPERTY IS LOCATED
AT 2115 MOB NECK ROAD.**

Zoning Administrator Marston described the request to allow farming with livestock on property zoned R-2, residential waterfront. This property is located at 2115 Mob Neck Road.

Mr. Donald Waltrous was present for the hearing and explained that he wanted to clarify “farming with livestock”. He said he is not a farmer, he has pets and he has been there close to 10 years. He is in the middle of a family squabble and he is moving his pets to his own personal property. He added that this is his full-time home.

Public Hearing Open

Mrs. Deanna Waltrous stated that their pets are goats, ducks, chickens, and a rescue pig.

Mr. Eliot Levinson stated that his property butts up to the Watrous property and they have nice animals that are pets and he has no issue with this request.

Ms. Bryna Brennah does not have any issues with this and it is a huge amount of property. This is a rural county and it is appropriate to have pets such as chickens.

Ms. Yvonne Swann stated that the animals they have are pets and well loved. This is rural area and there have not been any complaints.

Ms. Bonnie Bryce is a neighbor and the Watrous’s are lovely neighbors and the animals are miles from Mob Neck Road.

Ms. Carolyn Plummer stated that they have not had any issues with their neighbor, the Watrous’s.

Mr. Scott Watrous stated that he is in opposition to this request and the majority of the owners in Cubit Creek do not have to deal with this issue. He said he strictly opposes this.

Supervisor Tomlin asked how much land does he (Donald Watrous) own? Mr. Donald Watrous said he owns a lot that is 1.13 acres and Scott Watrous owns .91 acres. Serenity Farms LLC is 62 acres which includes a grass runway. Mr. Scott Watrous said he is having problems with the animals on the runway as he needs to land his plane. He then indicated that this is a business with the animals.

Mr. Donald Watrous stated he does not have any intentions to have a business and this is family issue and Scott does not live here and has only come down a few times in the last year. He stated that some of the chickens were given to them by Scott. He did add that the eggs from the chickens are given away.

County Attorney, Matson C. Terry was asked the difference between livestock/farm animals versus pets. Mr. Terry said it is in the “eye of the beholder”.

Supervisor Self said he thinks it is a water quality issue and also a private issue and we are not going to take care of a family squabble. Supervisor Tomlin agreed that Northern Neck Soil and Water needed to be notified and give their opinion because of the Chesapeake Bay Act.

Upon motion by A. Joseph Self, Sr., duly seconded by Thomas H. Tomlin, the board voted to carry over this request and notify Northern Neck Soil and Water to do an evaluation of the property for the effects it could have on the water quality.

The vote on the motion is as follows:

Ronald L. Jett – AYE
A. Joseph Self, Sr. – AYE
James M. Long – AYE

Thomas H. Tomlin – AYE
Richard F. Haynie – AYE

RE: PUBLIC COMMENT PERIOD

No comments were given.

RE: CARRY OVER

Upon motion by James M. Long seconded by Richard F. Haynie, the Board voted to carry over the meeting until May 18, 2017. The vote on the motion was:

Ronald L. Jett – AYE
A. Joseph Self, Sr. – AYE
James M. Long – AYE

Thomas H. Tomlin – AYE
Richard F. Haynie – AYE

E. Luttrell Tadlock, Clerk