

January 27, 2014

At a regular meeting of the Southampton County Board of Supervisors held in the Board Room of the Southampton County Office Center, 26022 Administration Center Drive, Courtland, Virginia on January 27, 2014 at 6:00 PM.

SUPERVISORS PRESENT

Dallas O. Jones, Chairman (Drewryville)  
Ronald M. West, Vice Chairman (Berlin-Ivor)  
Dr. Alan W. Edwards (Jerusalem)  
Glenn H. Updike (Newsoms)  
Carl J. Faison (Boykins-Branchville)  
Barry T. Porter (Franklin)  
S. Bruce Phillips (Capron)

SUPERVISORS ABSENT

OTHERS PRESENT

Michael W. Johnson, County Administrator (Clerk)  
Lynette C. Lowe, Deputy County Administrator/Chief Financial Officer  
Beth Lewis, Community Development Deputy Director  
Julien W. Johnson, Jr. Public Utilities Director  
Richard E. Railey, Jr., County Attorney  
Cynthia J. Edwards, Administrative Secretary

OTHERS ABSENT

Chairman Jones called the meeting to order.

After the Pledge of Allegiance, Supervisor Faison gave the invocation.

Chairman Jones stated that the first item on the agenda is a closed session.

Mr. Michael Johnson stated it is necessary for this Board to now conduct a closed meeting in accordance with the provisions set out in the Code of Virginia, 1950, as amended, for the following purpose:

- 1) In accordance with Section 2.2-3711 (A) (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.

A motion is required to convene a closed meeting for the purposes described above.

Chairman Jones asked if he could get a motion to go into closed session.

Supervisor Faison made a motion to go into closed session.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones stated that we are back in open session. There were no actions arising from the closed session. We did not discuss anything that was not on the agenda. He stated that at this time he needed the reading of the certification resolution to go back into open session.

Supervisor West read the certification resolution to go back into open session.

**RESOLUTION OF CLOSED MEETING**

**WHEREAS, the Southampton County Board of Supervisors had convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with**

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**the provisions of the Virginia Freedom of Information Act; and**

**WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.**

**NOW, THEREFORE, BE IT RESOLVED that the Southampton County Board of Supervisors 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 matters as were identified in the motion convening the closed meeting were heard, discussed and considered by the Southampton County Board of Supervisors.**

Supervisor West made a motion to adopt the certification resolution.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated that we would go now to number 4 – Citizens Comment Period.

Mr. John Burchett of Sebrell addressed the Board. He wished everyone a Happy New Year.

Chairman Jones said thank you sir.

Mr. John Burchett stated that he hadn't had a chance to see most of them. He said Chairman Jones I might need one minute more than the three because I've got comments on two months' worth of information.

Chairman Jones said take your time.

Mr. John Burchett apologized for not being here last month. He said he was ill. He said he had certainly been here last month than to feel the way he was feeling. He said Supervisor West...

Supervisor West said yes sir.

Mr. John Burchett said when you read the certification resolution it didn't really give me a warm fuzzy feeling.

Supervisor West said okay.

Mr. John Burchett said what you all did in November was very sad. I don't know what you all think, but myself and the rest of these people come here to listen to what is going on. But, when you hide stuff under the rug when there is no reason not to bring it up in public, hiding personnel issues is no good. I know what personnel issues are. I worked people for thirty years. If somebody has got a drinking problem and you have to discipline or if you are going to make a reduction in personnel you don't want to tell somebody in a public meeting. But, a reorganization which increases the manpower in the county, we have right to know, in my opinion. When you do something like you all did and you did it and then you sat up there and said the same thing that nothing was done in closed meeting, that is why I don't have that warm fuzzy feeling. I have lost credibility and lost confidence in every one of you except Supervisor Updike and I believe Supervisor Edwards was against what you all did. And, what I'm going by is what I read in the paper because I don't get anything from you all. I can only get what I read. I wonder why on earth would you do that. You try to hide stuff from us and then try to pass it by sneaking it in at the back of a meeting after we have sat here for three hours listening to what has gone on. Chairman Jones you are the leader; you didn't have to let that happen. I am disappointed. Now, that is enough said about that. Supervisor Porter I've heard you say in the past that our growth and our increased tax revenues would all be used to hopefully increase the salaries of our employees and maybe even give the teachers a raise. Yeah, that is what you said. But, all I see is you all spending money as fast as we get a little bit extra you spend it. And, you spend it under the table. The judges asked for a generator that they don't need and they get it. Mr. Mike Johnson gets I don't know how many more people and increases salaries. Where is the money going to be when the next budget comes up? Who are we going to take it from? That is a question for you

Supervisor Porter. I'm sure that all hunters know that our past hunting season has past. I had my cousins come down from the mountains. I've got a neighbor across the road from me from my farm and these people come in here from out of county. My neighbor across the road on Highway 35 who has bought three hundred acres to hunt had one person to come in here from West Virginia and one from Richmond. They come in here and they utilize our services and pay minimum taxes. What I'm trying to get at is that we have a resource that we are sorely lacking in utilizing to raise tax revenue. Thousands of people come to this county from out of county to hunt. We need to start utilizing this resource. Every other place that has a resource like Virginia Beach has their beaches they tax it and make money to run their government. This is something that we need to look at. Nobody is taking it serious, but when it comes down to time to do the budget there is only one place that you all have to go because the kids can't argue for themselves. And, that is to cut school spending and that is what is going to happen this year because there isn't any money. You all are afraid to do what needs to be done. Thank you all very much. Have a Happy New Year.

Mr. Ash Cutchin of the Jerusalem District addressed the Board. I have two brief points. First, in regards to the new Highway 460, is the new Highway 460 toll road a done deal or is it still in doubt, or do we know? If it is still in progress, I would like to go on record as being opposed to it. I drive up and down the present Highway 460 several times a month and there is a whole lot of open space on each side of the road to widen what is there except for in the small towns. My second point is this. As all of you know too well, I frequently stand in this spot and beg you to slow down on the habit of spending money that we don't have. At this point, with that being said, I would like to ask a question. And, that is are we better off financially than we were one year ago? Thank you.

Mr. Jeff Turner of Sedley addressed the Board. He stated that he was going to take less than three minutes if that was alright. He stated that he was the Executive Director of the Riverkeepers of the Nottoway River. He stated that he sent each of them a letter earlier this month. He said he would like that letter to go into their record. He said he guessed that they knew what the outcome of this was because the riverkeepers program is opposed to the current proposed Highway 460 plan. So, I'm not going to burden you all with why because you all got my letter.

Chairman Jones said right.

Supervisor Edwards said Mr. Jeff Turner I think it would help if you let everybody else know.

Mr. Jeff Turner said basically what we are opposed to is the now almost 500 acres of wetlands which will be destroyed for building this road. We just don't think this five hundred acres of gone wetlands being is going to be offset by any beneficial thing that that new road is going to be found to be beneficial. One point, four million dollars is a lot of money with which you could fix anything that is wrong with the current 460 without disturbing any wetlands. It is publicly known where we stand on that and I would especially like to ask you all as leaders of this community and this county we would like to hear as a similar voice where the county stands on. I think everybody would like to hear whether it is a yea or a nay that. That is basically all I've got to say about that. There is one other thing I would like for you to remember that this is former Governor Bob McDonnell's project. This is his baby. He is under Federal investigation right now for the way he does business. I'm just saying that as far as attaching your name to anything with ex- Governor Bob McDonnell right now, you may want to think about that. Thanks a lot.

Chairman Jones said thank you.

Mr. Rick Francis addressed the Board. He stated that he was their friendly neighborhood Clerk. He said last month right before Christmas when everything was crunch time we had to go through an Attorney General recount. And, now that is all in the rear view mirror, but I would be amiss if I did not publicly thank Mrs. Peggy Davis and Mrs. Lynne Burgess of our local Registrar's Office if I didn't thank them for the help that they gave to my office so that we could conduct the recount. Quite frankly, I was in charge of the recount. I had to comply with the special order that came out of the court of Richmond, but I could not have done my job if it hadn't been for them doing their job and actually paving the way for making my job very easy. So, I just want to let you know that the folks at the Registrar's Office are doing this area a great service and quite frankly my office in particular a great service. Anyway, I just wanted to say thank you to them in front of you all so that you know what they are doing.

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Chairman Jones said thank you very much. He asked if there was anyone else who wanted to speak. There being no one else wishing to speak, Chairman Jones closed the public hearing.

Chairman Jones stated that the next item was number 5 – Organizational Matters.

Mr. Michael Johnson said the first organizational matter in the new year is the election of officers. The State statutes require each local governing body to resolve certain organizational matters at its first meeting each year. The first order of business is election of the chairman and the vice-chairman. If the Board fails to designate the term of office, it is presumed, by law, that each is elected for a one-year term or until a successor of each has been elected. Chairmen and vice-chairmen may succeed themselves in office. You have in your agenda packages a copy of the statute for your information. At this time I will open the floor for nominations for Chairman.

Supervisor Edwards said I think Chairman Jones has done a good job of bringing everybody together and I would like to re-nominate Mr. Dallas Jones.

Supervisor West said I will second that.

Mr. Michael Johnson said we have a motion and a second, are there any other nominations?

Supervisor West said if it is appropriate I move that we close the nominations.

Mr. Michael Johnson said we have a nomination to close the nominations, is there a second?

Supervisor Edwards seconded the motion.

Mr. Michael Johnson asked if there was any discussion on that nomination to close the nominations. He called for the vote which carried unanimously.

Mr. Michael Johnson said we will go back to the original motion, the nomination of Mr. Dallas Jones as Chairman. He asked if there was any discussion on that motion. Hearing none, he called for the vote which carried unanimously. Mr. Chairman you have been duly elected; I will turn it back over to you for the nominations for Vice-Chairman.

Chairman Jones said thank you gentlemen for having the confidence in me again. I'm going to try to do the best I can and look after all of the citizens in the county and not just my district. I'm going to try my best to do the very best that I can do for everybody. At this time the floor is open for a Vice-Chairman.

Supervisor Edwards said he would like to see Mr. Ronnie West continue that. He has the knowledge and seniority on this Board and a lot of background. And, I would like to nominate Mr. Ronnie West.

Supervisor Faison seconded the motion.

Chairman Jones said it has been moved and properly seconded that Mr. Ronnie West's name is in. Is there anyone else? There being no one else nominated for Vice-Chairman, Chairman Jones called for the vote on Mr. Ronnie West serving as Vice-Chairman which carried unanimously. Chairman Jones congratulated Mr. Ronnie West as the Vice-Chairman. I hope we can do better for this year.

Chairman Jones said we need to establish the times and meeting dates for 2014.

Mr. Michael Johnson said the second order of business Mr. Chairman is to establish the dates and times for the regular monthly Board meetings. You have a resolution included in your agenda package which is consistent with the past policy of the Board to conduct your meetings on the fourth Monday of each month except for the month of May (moved to the following day in observance of Memorial Day) and in December (moved to the third Monday in observance of Christmas). The resolution does establish 6:00 p.m. as the starting time for all regular meetings.

The meeting schedule will be:

Monday, February 24, 2014.....	6:00 p.m.
Monday, March 24, 2014.....	6:00 p.m.
Monday, April 28, 2014.....	6:00 p.m.
Tuesday, May 27, 2014.....	6:00 p.m.
Monday, June 23, 2014.....	6:00 p.m.
Monday, July 28, 2014.....	6:00 p.m.
Monday, August 25, 2014.....	6:00 p.m.
Monday, September 22, 2014.....	6:00 p.m.
Monday, October 27, 2014.....	6:00 p.m.
Monday, November 24, 2014.....	6:00 p.m.
Monday, December 15, 2014.....	6:00 p.m.

The resolution provides that a regular meeting shall be continued to the next following regular business day if the Chairman, or Vice-Chairman in his absence, finds that inclement weather or other conditions are such that it is hazardous for members to attend.

Chairman Jones stated that he needed a motion on this resolution.

Supervisor West made a motion to adopt this resolution for our regular 2014 meeting dates.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item C – Establishment of 2014 Holiday Schedule.

Mr. Mike Johnson said it is necessary for the Board to establish the holiday schedule for county employees. The following list is consistent with past policies of the Board as well as with that for state employees:

Monday, February 17, 2014.....	George Washington Day
Monday, May 26, 2014.....	Memorial Day
Friday, July 4, 2014.....	Independence Day
Monday, September 1, 2014.....	Labor Day
Monday, October 13, 2014.....	Columbus Day
Tuesday, November 11, 2014.....	Veteran’s Day
Thursday, November 27, 2014.....	Thanksgiving Day
Friday, November 28, 2014.....	Thanksgiving Holiday
Thursday, December 25, 2014.....	Christmas Day
Thursday, January 1, 2015.....	New Year’s Day

And any other days, or portions thereof, designated by the Governor of the Commonwealth as a holiday for state executive branch offices.

Chairman Jones said you have heard the resolution. I need a motion to adopt the holiday schedule for 2014.

Supervisor Edwards made a motion to adopt the holiday schedule for 2014.

Supervisor West seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item number six – Approval of the Minutes. He asked if anyone had any problem with the minutes from the last meeting. There being no corrections or additions the minutes were approved as presented.

Chairman Jones stated that the next was number seven – Highway Matters.

Mr. Michael Johnson stated that at Supervisor West’s request, I contacted Mr. Phil Rinehart, the Route 460 Project Manager with VDOT, and asked if he’d be here tonight to provide you all with a project status update.

Mr. Phil Rinehart addressed the Board. He gave the following presentation and made the

following comments:



### Southampton County Board of Supervisors

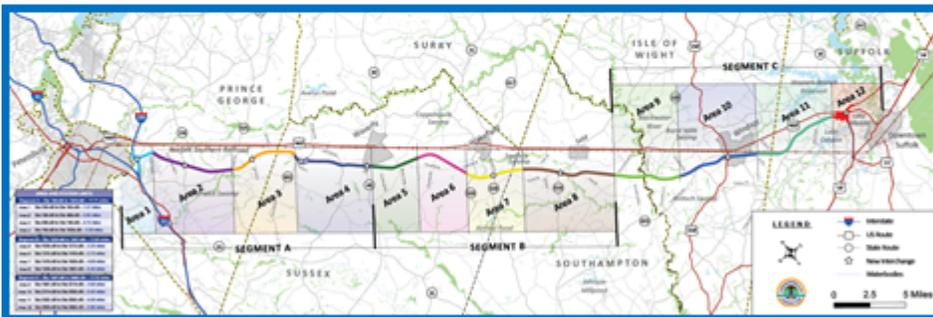
Philip Rinehart, Project Manager

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A PROJECT OF **VDOT** DELIVERED BY **US 460** Mobility Partners

## PROPOSED ROUTE 460

- Regional connectivity
- New, 55-mile, four lane road parallel to the existing U.S. Route 460
- Seven intermediate interchanges
- 70MPH posted speed
- Electronic tolling



Existing Route 460 will remain a free option

## PROJECT PURPOSE

- Improve **travel safety and efficiency** along the corridor and enhanced **regional connectivity**
- **Economic Impact**
  - Generate approximately 4,000 jobs during construction and 14,000+ jobs long-term (due to new economic development)
  - Attract new businesses
  - Boost tourism
- Accommodate **greater freight traffic** from the expected growth in demand at the Port of Virginia
- Expand westbound **emergency evacuation routes**
- Enhance connections among the region's **military installations**

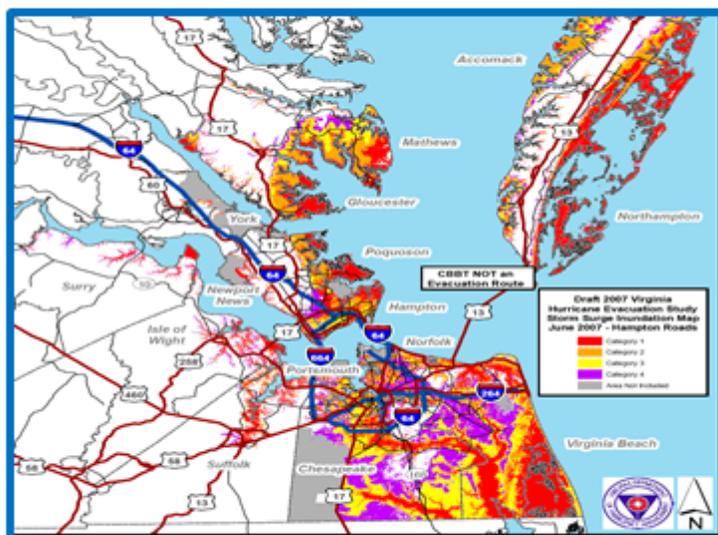


## SAFETY

- Commonwealth Connector will improve safety by:
  - Addressing demand for higher speeds
  - Separating conflicts between turning movements and thru traffic
  - Diverting long haul truck traffic from the existing U.S. Route 460
  - Meeting modern safety criteria

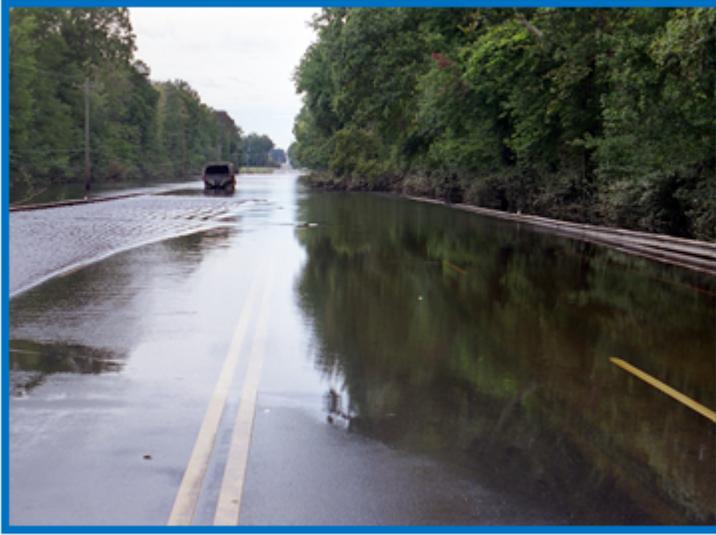


## EVACUATION



Provides an alternative facility to Interstate 64 when incidents occur and reduces reliance on water crossings.

## EVACUATION



Improve route liability

## EVACUATION



Evacuates 153,000 citizens from the Hampton Roads region

## ECONOMIC BENEFITS

### Annual Impact

U.S. Route 460 Corridor	\$7.3 billion	14,120 jobs
Hampton Roads	\$5.7 billion	11,255 jobs

### Construction Benefits

U.S. Route 460 Corridor	\$2.5 billion	4,000 jobs
Hampton Roads	\$151.5 million	1,182 jobs

### Annual Tax Benefits

Governments on Corridor	\$3.7 million
Hampton Roads	\$2.5 million
Virginia State Government	\$59.3 million

### Annual Port of Virginia Benefits

U.S. Route 460 Corridor	\$1.4 billion	4,730 jobs
Hampton Roads	\$1.3 billion	4,658 jobs



## CURRENT ACTIVITIES

- Supplemental Environmental Impact Statement (SEIS) \* permit application
  - Data collection, field work, analysis, reporting
  - Design to support SEIS and permit application (roadway plans, bridge design, reports, drainage)
- Activities NOT underway:
  - Design Public hearings
  - Right of Way acquisition (except 1 hardship case)
  - Construction



## SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT (SEIS)

- The Federal Highway Administration (FHWA) and the United States Army Corps of Engineers (USACE), Norfolk District, as joint lead federal agencies
- USACE, FHWA, & VDOT will prepare a Supplemental Environmental Impact Statement (SEIS).
- The purpose of this SEIS:
  - To evaluate new information regarding the aquatic resource impacts and alternatives
  - Evaluate proposed changes to the termini and the proposed interchange at Route 620
  - Evaluate proposed changes to the selected alignment to avoid and minimize aquatic resource impacts
  - Address tolling component



## ITEMS OF INTEREST TEST EMBANKMENT IN WAKEFIELD, VA

- Innovative testing methodology
- Measures soil settlement amount and rate
- 66,000 cubic yards of soil
- Approximately 300 feet square and 35 feet high



## WANT MORE INFORMATION?

[CommConnector.com](http://CommConnector.com)

[info@us460mp.us](mailto:info@us460mp.us)

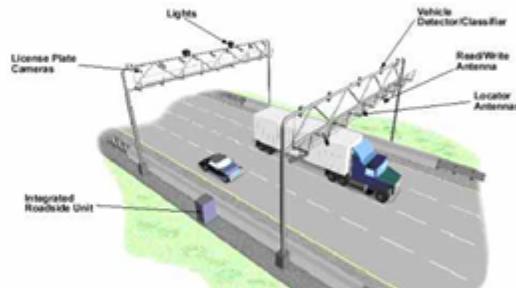
757-337-5919 or

1-855-968-7900



## TOLLING

- All Electronic Tolloed facility
  - Pay only for distance traveled
  - E-ZPass
  - Video (License Plate) processing
  - No toll booths
- Emergency Evacuation (i.e., hurricane)
  - Tolling will be suspended
- Toll rates
  - 7 cents a mile for cars
  - 21 cents a mile for trucks



*Note: Actual toll road will be two lanes in each direction, not four lanes as depicted here.*



## PROJECT FINANCE

**Project cost is \$1.393 billion.**

**The financial agreement was signed on December 20, 2012 with the following funding sources, provided solely for use on this project:**

- VDOT - \$903 million
- Virginia Port Authority - \$250 million
- Private sector tax-exempt bonds - \$243 million

*Public subsidy from VDOT and the Virginia Port Authority will decrease should the project secure a TIFIA loan.*



He stated that it was good to see them all again. He stated that the environmental issue would probably be the highlight of the evening. If you will, please bear with me through a few of these steps. He said the last time that I was here I believe that I spoke with you all about the Commonwealth Connector and the theme of this. The Route 460 Project is supposed to be interstate quality action between Route 58 and Route 295. It has been a state wide transportation project for many years and the roads will connect the Hampton Roads District with the rest of the Commonwealth and of course the rest of the country. The project purpose has been well stated for years. He stated that he would like to point out a couple of things with this in terms of traffic safety and so forth and reliability. Highway 64 is a heavily congested roadway today. There is a lot of concern also with storm events where wave action or wind action has limited the ability to use the Hampton Roads Bridge Tunnel, The Monitor Merrimack, or the James River Bridge. This provides an alternative facility. Likewise, when we get some storm events around here we get some local flooding around here and this offers an alternative access to get around some of the flood areas. From an economic opportunities standpoint if you look at an aerial map of the peninsula you will notice that the area is pretty well built out unless you look at the government facilities and so forth and they are pretty well off limits. This facility will offer some more opportunities for the region. So, reliability and opportunity are two of the key messages there. Safety is an issue. Highway 460 is known for its accidents. It has narrow lanes and straight roads with limited shoulder space. This project again is supposed to provide an interstate quality type facility. It is to be limited to get the through traffic that isn't stopping separated from the local traffic. So evacuation is one of the concerns here as I mentioned. Water crossings are a big issue. As you can see there is a lot of population in this area that would have to be evacuated out through Interstate 64. The second question that comes to mind as you are looking at this evacuation, not only are they going to go up the peninsula some of them will come out this way, but there has also got to be local access on Highway 460 and Highway 58 for emergency responses as well as for locals moving around themselves. Highway 460 is intended to provide that additional outlet. So, as far as local access if you remember Floyd, Dennis, and some of these other storms we have had a number of rivers that were flooded and it took some time for them to reroute.

Supervisor West said outside of Zuni.

Mr. Phil Rinehart said yes sir. He said the point here is that even when we haven't had a hurricane, when this ground around here gets saturated, it takes long time for that water to recede. This is an issue that is a concern locally. The other issue is when these storms pass we are still dealing with these issues. One of the things I want to point out here is just the outlet. If you look at the bottom line here, he pointed to traffic moving out of the Hampton Roads area. He said Highway 460 will still be open to local traffic. In an evacuation traffic going out would simply be four lanes until we got all the traffic out and then we can filter traffic back in after the storm has ceased. As far as some of the economic benefits, we have talked about jobs and so forth, but there are a lot of opportunities out there. It's not just the Port, but there are some tax benefits that come to localities. This is about growth; it's not just about construction work. It is the ability to accommodate and take advantage of any potential out there. As was mentioned a few minutes ago we have growth opportunity on the south side that is not available on the Peninsula. So, that is a great opportunity to capture. Now, what is going on today? If you have read the paper over the past couple of weeks, you have probably seen some interesting articles that indicated the project is suspended. It is not suspended, but the project is focused on the environmental activities. No right of way activities are going on. No construction activities are going on. We are constantly looking at the wetland activities to make sure they are conducting the environmental impacts statement and the permit application. In regards to those activities the Federal Highway Administration, VDOT, and the Corp. of Engineers have signed a memorandum of understanding about how to conduct this environmental impact statement. The environmental impact statement is updated information and a lot of it is driven by the wetland impacts that were recorded in the original impact study and what we are finding out in the field. Those wetlands that were originally reported were based on aerial mapping, which are known as National Wetland Inventory Maps and once you get out into the field and get your boots on the ground and start delineating these things you find out the information is different. So, back in September the contractor reported 474 acres of impacts and the Corp is in the process of validating those numbers and the final number should be known pretty soon. In the meanwhile, the Corp and other regulatory agencies are working on their permit application. And they are already revising their designs to accommodate the permit application to reduce some of those impacts. By the way this memorandum of understanding of

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the Corp. can be found on line at the project website which is [www.commonwealthconnector.com](http://www.commonwealthconnector.com). There is a wealth of information there and the memorandum of understanding of the Corps of Engineers is there. It has a schedule for the proposed supplemental environmental study impact statement and that should help you understand what they are proposing to do as far as working together. Now, I don't know if anybody has been out on Brittle's Mill Road, but we have a little project going on out there. It is not a construction project. This is actually a test site. It is 300 feet by 300 feet by about 35 feet high. The contractor has placed fill soil out there to measure for the next six months as to how the ground settles. There are some neat characteristics at that site. In the permit application and the FCIS efforts, we have an alignment that isn't quite adopted by the Corp. yet, but should they adopt it they may actually adjust some of the alignment. It is possible in this area that the contractor is putting down the soil at his own risk. We made sure the property owner is protected with a lease that requires the contractor to restore should this not become part of the construction project. So, there are two things to take away with this. It is a test site. The contractor has got to restore it. The other part is that there is some soil along here that we needed anyway. There was some damage to this road and VDOT is fixing it. I don't know the current status of that road, but we are working on it with the contractor as far as the damage. We are working with the Corps of Engineers on it as well. It is an issue that we will be looking at going forward as well. I just want to let you know that we are watching. He stated that really concluded his presentation and that he stated that he was open to any comments or questions that they may have.

Chairman Jones asked if anyone had any questions for Mr. Phil Rinehart.

Supervisor West said Good Evening to Mr. Phil Rinehart and thanked him for taking the time out of his very busy schedule to come out. He stated that he should have made notes and he didn't so he was going to speak from his heart because he has got some concerns. He thanked him for having lunch at the Virginia Diner and talking time there again. He stated that there was one of the ladies in the back of the room that he had been out with her too. He said he was doing well. He said he had some real concerns and the concerns are for the damage to the environment and the damage to people's lives. The damage to the environment concerns come through Mr. Jeff Turner. He stated that he believed Mr. Jeff Turner. He said Mr. Jeff Turner loves this area as much as anyone. He said he was going to use the term, Blackwater watershed, and correct me if I am wrong Mr. Jeff Turner, is going to be dramatically affected. And, that being said I am concerned that there was a quote that there was initially 125 acres identified by the original whatever, and now you are four times higher than that; and even if you come in three times higher or five times higher I believe you that you are telling the truth but the impact is tremendous. I hear about these red-headed woodpeckers and all these creatures; and I know there was a culvert put under the road at Route 635 where I live and it was raised a little bit too high and had to be lowered so a crawdad could go across and not have to crawl up on the concrete which would affect his environment. Did you all hear that?

Supervisor Edwards said I got it.

Supervisor West said it concerns me that I know you are going to do damage to the environment of the Blackwater Watershed. And, it starts in Isle of Wight county and comes through Southampton County and I want you to identify as much of Southampton as you can as to what is going to be affected. Then I want you to tell me about the century old farms. I want you to tell me for one as far as the environmental affect, how are you going to compensate and how is it going to be done? Is this going to be the stopping thing? I know what the Governor McDonnell wanted. I know it was his desire. I have heard that forever. Now, quote unquote, with the new Governor there is all sorts of stuff coming out and the Transportation Director is doing the same thing. Frankly, Mr. Phil Rinehart I don't know who to believe. Is somebody misleading us?

Mr. Phil Rinehart said let's start with the key. This is the first week of this new administration and I have known the Secretary for a few years. He was on the Board for this corporation for this project which I represent. And quite candidly it is a little different signal from the Commonwealth Transportation Board and asking questions and answering. And, I think if he could do it again I think he would have provided more clarity. Essentially what he was trying to say is that we are going to focus on the environmental efforts and we aren't going to spend any more money on any other projects until we get this issue resolved, either up or down. Either we have a project environmentally or we don't. That is where we are going to focus our efforts. From what I understand from the newspapers, and I haven't seen the quote myself, he said we would not spend

any more money until we have a permit. The only problem with that logic if you think about it is that we have to spend in an effort to get a permit so I think the State was a little short in its answer. It is a rough week that first week.

Supervisor Edwards said he wanted to ask why the environmental things weren't considered in the first place because you are telling us that the aerial maps were inaccurate and that you made all of your calculations on that. That seems like the job wasn't done right from the beginning.

Mr. Phil Rinehart stated that he didn't know whether it was done right or wrong. I don't know that. All I know is that from a planning level they were using this type of mapping as they were doing their studies and so forth. We went out and validated some of this quickly, about 25 sites with the Corps, before we validated the contract. We noticed some increases there and then once we got out in the field with the contractor and we had the survey, GPS, and a lot of crews out there all at one time. Then the contractor got all of this mapped and then he submitted his permit application so we had an indication of what he had out in the field. Then the Corps has got to come out and validate that. They may increase or decrease. Normally, there is a little increase in these things. We don't have a final tally yet. When we have a final tally, it will be published. But, right now they are still out in the field verifying this information. It is a question of resources at various levels of effort. In terms of impacts out there, this is a collaborative effort, not only in the terms of environmental impacts statement. That is an update of information especially with the new information that we have got, but we are developing a design concept with that statement and with the permit application. So, we are looking at ways of reducing these impacts. And, of course they won't all go away, but with some of the things the Corp. is looking they have requested longer spans across inundated wetlands. These are areas that are not streams, but they get submerged seasonally. They are looking at other areas where they want minimization. The first thing that we do when we do these studies is look at ways of avoiding impacts until it is reasonably not practical. Ultimately the Corps can still request all of these things and they can still make a determination that this is not sufficient and the project can't go forward. At the same time, we are looking at coordinating all of these efforts to come to a good decision on this.

Supervisor West said what amazes me is what Mr. Jeff Turner said, how can VDOT or anyone environmentally dig a few ditches on a field somewhere and call that stream credits when they destroy the environment. When they dig those ditches with a whatever type digging machine and you let the reeds grow and the grass grow, and you let the critters come. It is not the same environment that we are destroying and that concerns me gravely that this is taking place, Mr. Phil Rinehart. I think there has been poor insight. I have been there two times and plan to go back soon to that. Now, I understand that is bed area at Brittle's Mill Pond. Is that correct? That is actually a tracking area for the highway, sir?

Mr. Phil Rinehart said it is currently in alignment of the project.

Supervisor West said right. And, as for compassion what about the Blackwater Watershed, I mean the swamp there near me drops down in front of my house and goes down a good 50 foot and the land is rotten. When it rains it gets really bad quick. You built the millpond in a field. How do you come down to the swamp and neglect that. Are you going to start piling it and doing that?

Mr. Phil Rinehart said the contractor is going to enforce it. Going back to what you are talking about as far as the mitigation this is the key reason why the first step is identification, the second step is minimization, and when we get to mitigation. And I will tell you that is the least preferred alternative, but it is something that we will look at. Depending on the quality of the wetland that mitigation could vary greatly. For instance for the flat bottom pine lands where a lot of timbering goes on that is considered a lower quality wetland so that might be one for mitigation. It would evolve on the types of species. You mentioned the red cockaded woodpeckers. An application deals with various regulatory agencies. All of them get together. The Corps task was looking at section 404 of the U.S. Code and so they look at a variety of aquatic resources, it is not just water; it is aquatic resources. Depending on the quality of the mitigation if you go to mitigate the number of credits and the number of acres to be repaired per acre goes up. The highest I have heard is ten to one. But, it depends on the nature of the facility.

Supervisor West said I have heard, because rumor is really rampant in Southampton County, just this week that the contractor will come in and if he beats the deadline, let's just say that it is January 1, 2017 and he beats that deadline and comes in under contract, let's say \$1.4 billion

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dollars of whatever that figure is, he is going to get a substantial bonus for doing so when all along my concern has been that you are going to enter Southampton County cul de sac Tucker Swamp Road, overpass Seacock Chapel Road, cul de sac Doles Road, and then go to Sussex County. And, of course there will be an interchange at Route 620, I mean Route 616 in Ivor. So, you will do whatever you have to do there. I assume there will be an overpass. But, if the man doesn't have any incentive to look at me and build a church I can't understand it. I have a church that was built in 1806; that is before me – okay. That is older than him (pointing to Chairman Jones). With that being said you are changing a way of life for a lot of people. And then Mr. Jeffrey Pulley has 2,000 acres of beautiful farm land and it is going to divide him. He will have to come out of his driveway, come to Ivor, go through Ivor, and go down Highway 460, come to my house, and then go back to get to the other side of his 2,000 acres. I've got real issues with this. And, he is a century farm owner in a third generation. This is important to us as a way of life. There may be 14,000 jobs maybe in Suffolk and probably in Prince George, but a few, not that there would be any in Southampton County, but I would like to think there would. And, this brings another issue that I want to point out. The current Highway 460 is in deplorable condition. The travel lanes are beat up. I know there it is dissinegration due to frozen weather and wet weather and things like that. I'm afraid you are going to toll this road and cause everybody to ride on it and let the present Highway 460 fall apart and spend no money on it. You are going to try to force me to spend \$4.00 to ride to Windsor and back and I've got an issue with this.

Mr. Phil Rinehart said that is a great point and I appreciate that. The budget for road maintenance on the primary and secondary roads will not change because the new Highway 460 is in place. The current Highway 460 will be maintained on its own. I wish Mr. Joe Lomax was here tonight so he could take the heat on that one for the pavement. But, you are right it is wearing and that is all concrete and the condition is a combination of things. I'll pass it on; I'm talking to the District Administrator tomorrow and I'll pass it on to him and the district maintenance engineer. Mr. Joe Lomax would normally do that, but I'll just pass the message on and get them to take a look at it. The intention is not to force you off of the existing Highway 460. We are not going to reduce lanes. We are not going to take away lanes. We are not changing that pavement; we will maintain it. This is just a new road way, a new alignment, and through the toll it will be maintained also.

Chairman Jones asked if anyone else had anything.

Supervisor Porter thanked Mr. Phil Rinehart for coming. He said he was not going to be adverse like some of these other people. I want to make a few statements. I've heard some people say that it is Mr. Bob McDonald's road. Well, all I've got to say is that if you believe that go to Virginia Beach, go to Chesapeake, go to Portsmouth, and go to Norfolk and talk to the people there. Yeah, they are completely behind it. Go to Isle of Wight; Isle of Wight is behind it. Mr. Bob McDonald was pushing it because the people in these communities are pushing it because they are looking at what is happening with the port and they were looking at opportunities to increase the industrial development of the port. Because we are next to those areas we have an opportunity to also get some industrial development from it. So, we will get some of those \$14,000 dollars. Now, the other thing is people say fix Highway 460. Well, there are two problems and maybe I've been involved in some discussions too many. I was actually at the meeting where the secretary made some statements clarifying that as well. I really didn't mean we weren't going to spend any more money. Here is what we aren't going to spend money on. We aren't going to spend money on right away acquisitions. We aren't going to spend money on construction. What we are going to do is we are going to continue to spend the money to get the environmental permits and make sure that we have an environmentally sound project. I'm as for the environment as anyone, okay; but sometimes you have to look at the whole picture and not just one picture or one piece. If we don't have industrial development; we die. What we have to do is find a way to do that environmentally responsible. I have a lot of confidence in the Corps of Engineers and I have a lot of confidence in the EPA and they will not allow you to be irresponsible on these projects. The other thing is getting back to the original Highway 460, let's face it, it would probably take more than \$1.4 billion dollars to fix Highway 460 to get it to the place that will get the incentive of the trucks which will lead to the development of the economy in the area. Highway 460 is not built right now to handle the traffic that needs to come out of the port. It just can't do it. You would have to completely upgrade. You would have to add lanes. You would have to build by passes around all the towns and in many cases you will still have a 55 mph which would be looked at as not be adequate enough to support the development of the port. It is a question of whether or not we want the economic development of the port and let it spin off development for us and whether or not we want to do it right. And, I'm not backing off the fact that you have to be environmentally

responsible. A lot of people don't understand the point you made about the stream credits and wetland credits. There is an evaluation of the quality of the credits so that it can be updated ten to one. It takes ten to restore a very, very sensitive area. You have to buy ten credits just to offset that.

Mr. Phil Rinehart said I think you made a credit statement there. And, the Corps is going to make sure we have awarded and minimized before they will let us do credits because they do recognize that nature can do a better job than we can. So, if we are going to do it they want something that they think is sustainable to do that, but they prefer to let nature do it first.

Supervisor Edwards said just let me say one thing about economic development in this country and this world. We have already destroyed 90% of our rivers and streams. You can't drink out of 90% of the rivers and streams in this country without getting sick. So, that is economic development. Sooner or later we are going to have to take a stand and say no more of this. You know we lose three million acres of farm land a year. I think it is ridiculous the way this thing is planned.

Chairman Jones asked if there was anyone else who wanted to comment.

Supervisor Updike said he was hoping for good news tonight, but you brought in bad news. You have already spent close to three hundred million dollars to nowhere. And, I think if then you talk about economic development, have you traveled from North Carolina to Fredericksburg on Highway 301, when you put a highway in for that distance the businesses that are there are going to die. Look at Franklin, when they put the bypass around Franklin all of the east side died. These people had jobs there; they had investments there; so there was a tremendous investment there. When bypasses and new roads are put in they are going to kill these independent Mom & Pop businesses up and down the old Highway 460. It is going to kill them. You aren't going to have any off ramps and where there should be off ramps you are going to have all these big developers so the Mom & Pop shops will be gone. In these presentations I've never seen anything about what is going to happen to these small Mom & Pop operations up and down these roads and access roads. I go along with the environment and we should be. We should be looking at improving the rail structure for the ports, not building through the swamps. I hope this Board has the courtesy tonight to go ahead and express their opinion in a resolution to deny it. Well, we can't deny it, but oppose it. I hope at the end we will have courtesy enough to stand up and do it.

Chairman Jones said alright is there anything else.

Supervisor West said Mr. Phil Rinehart, thank you for being open and transparent with us. I sometimes don't feel that VDOT has been that way and again I would like to reemphasize that I feel like that I have been left out in Southampton County. You are going to travel at least eleven miles through the county and we have never really had a get together meeting where you have laid some of my fears to rest and helped me to understand some things. With that being said VDOT hasn't been open to us like they should and the contractor has been less so. And, we have had people all up and down the road marking this and marking things, and putting flags, and doing things, and putting lines all over the road and doing, and putting a geological marker right up next to my house and things like that. They say they have got a right to do it, and that's fine, I can live with that. The bottom line is simply this. We have heard so much adverse about what is and I understand what you and I talked about at Wakefield and that is as far as you are concerned the project is still as it is supposed to be, on time, and in place, and there is no delay or anything like that which I am amazed at when I see what is taking place at Brittle's Mill Pond. Then you go to Disputana and that is a major swamp to travel through there. You know I'm just really concerned over all about the transparency and openness that VDOT has shown. And, I don't think for a moment that I go to a meeting and VDOT has put out that you are listening to a thing that I have said because it is already predetermined. Now that is a personal opinion and it scares me when I feel that way because again it says the government is going to do what it wants to, when it wants to, how it wants to. And, I have to go along with it whether I like it or not or I'm not going to be considered. Again that church that I leave and go a mile and a half to I will now go in the opposite direction and I'll go eleven miles to get to the same church that I'm been to for 68 years. Rescue and fire vehicles they can't go the way they go now to my house which is 4.6 miles. They too have been a part of this process and will be coming out of Ivor eleven or twelve miles the same way. It is going to affect my life dramatically, but I'm insignificant but a whole lot of people around me are more significant. You have got a tough job. Thank you for coming out tonight and

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thank you for taking the time to answer the questions tonight.

Mr. Phil Rinehart said if you have any further questions call me back and I'll be happy to answer them.

Chairman Jones asked if anyone else had any questions for Mr. Phil Rinehart.

Supervisor Phillips asked Mr. Phil Rinehart if he could give us any sense of the environmental impact re-study or however you want to term it is progressing. I've heard things as well as everyone else on the Board about how the wetlands were not accurately recorded. How long do you think it is going to take to get an accurate inventory of the wetlands?

Mr. Phil Rinehart said his understanding of the Corps schedule is that this is not the only thing that they do, but my understanding is that they should be finished out in the field next month and they will have to do an assessment and make a final determination about what those wetland impacts are. If you go to that memorandum of understanding I think it is very helpful. I think one of the keys here is that the Corps is a good bird dog. That is their job and they are respected and I applaud it. They are going to make sure that their mission is sustained and they have the final say on this. But, in that memorandum of understanding there are two important things. They have agreed to be a co-lead with the Highway Administration. So, you have two federal agencies sharing the lead so I think that is pretty significant. The other thing in there is that there is a schedule of activities that they will do. And, I think the goal is August or September for having a record of decision to finalize this. Now, leading up to that there will be determinations about the term LEDPA which is an acronym that stands for Least Environmental Damaging Particible Alternative and they can adopt one of they can say there is not one. That is their choice. That is a decision for the Corps to make based on the review of the information that is developed over the next few months.

Supervisor Phillips said so the no bill is still a part of the equation at this point.

Mr. Phil Rinehart said it is, it is. It is a decision that the Corps makes. In the end it is their decision.

Supervisor Edwards said but on your terms there it is the least environmental damage still does not guarantee that is not going to ruin the Blackwater River system. That just says you are going the least environmental damage. That is what bothers me. We keep doing this in this country in the name of progress and like I said before 90% of our waters we can't even drink out of. When are we going to stop.

Chairman Jones called on Supervisor Faison.

Supervisor Faison said again I too thank you for coming and having this conversation with us. And I share everybody's concerns about the environmental impact that this road will have on Southampton County. But, I'm sure that regardless of what Southampton County says or does if it is going to happen;, it's going to happen. But, I just hope that the proper balance will be there. It would certainly have an economic boost to somebody and hopefully it would be to Southampton County also. I would certainly hope that there is sincerity and genuineness in the facts that they are trying to look out for the environment as much as possible because certainly Southampton County is going to be impacted. And I would hope that it would be as little as possible.

Mr. Phil Rinehart said I think that is the goal. I view myself as a public steward so I don't think of myself as a heavy handed person. My job is to carry out the vision of this project and in the end if that means that it doesn't go forward; it doesn't go forward. But, right now we are in the middle of an environmental study to determine whether this project should go forward or not and if so what that means. And, that is what we are looking at. We are not doing anything else as far as construction until that issue is clarified.

Chairman Jones asked if anyone had anything else.

Supervisor Porter said he would just like to reiterate that I don't believe that the Corps is going to let you do anything that is going to do damage to the Blackwater River system. They are going to require you to do the least amount of environmental damage, but they are not going to do anything

significant that is going to damage that system.

Mr. Phil Rinehart said that is correct.

Supervisor Porter said because that is emission. People forget that. They have the say so. The second thing is that it may not go forward, but if it does go forward I think Southampton County will have a little bit more consideration in where you have some of the overpasses. I mean it is just ridiculous the way you are cutting some people's lives into. I would encourage the Board to take the approach which puts the pressure on you (Mr. Phil Rinehart), VDOT, or whoever to consider giving us enough overpasses so that we don't have the negative impact that is going to ruin someone's lifestyle that they currently have.

Chairman Jones asked if anyone else had anything else.

Chairman Jones said thank you Mr. Phil Rinehart.

Mr. Phil Rinehart said thank you very much for your time. Thank you for your input.

Supervisor West said at this time based on what you have heard I have talked with several Board members and I have concerns about the environmental issue. And, I think Mr. Jeff Turner has raised an issue that is important. My concern at this point is that it is an unknown what damage would be done environmentally and I think the county needs to take a stand. Hey, folks in the audience, if we sell the stream credits and we sell them in a lump sum to Highway we get a big pay back down here at the Turner Tract, okay – big bucks, a billion and a half in hand, real quick okay, whereas if it is drawn out over a schedule of years 150, 175 and eventually to 200 as the stream credits are sold. So, I have a mixed emotion for what is best for the county. But, he said the impact is still unknown and that would be controlling what would happen. And, I think the motion from this Board should be tonight to say until VDOT or whoever is doing this work makes this determination as to what damage will be done environmentally we need to back off of it. We need to take a stand in Southampton County and say we are not in favor of this. Just back off of it, support what Mr. Jeff Turner says; support the river keeper. Protect the environment because there are too many unknowns. Maybe we will relook at this another time, but the bottom line is tonight with the unknowns I can't favor it with what is going on.

Supervisor Edwards said I think if we look at the plan they have right now we should all be against it. Supervisor Edwards said I will make that motion.

Supervisor Porter said I think you guys are cutting off the process. You don't know what the damage is and until we get the result of the environmental impact statement from the Corps of Engineers I think you are shooting yourself in the foot. I think it is too early to take any kind of action opposing or supporting the project until we have the information that tells us what kind of environmental damage that it is going to do. I think we just have to wait until that report becomes final before we can make a statement based on those assumptions.

Supervisor Edwards said if you are going to believe that report. You know so far the Corps of Engineers has done a great job of damming all the rivers we have. You can use dam like a different term if you want to like damming a structure. They have done a great job in doing that and now they are tearing them down. And, I'm not sure I believe these things because things are politically driven. And, somewhere in this country we have got to stop punishing old mother earth, taking everything and giving back nothing.

Supervisor West said in Ivor on Highway 460 we have got a little old tiny bridge that water has a struggle getting under and a railroad trussle and the rest of it is earth. And, I've seen things that I've never seen before. I've seen the water overflowing the railroad trussel. They are Norfolk Southern's railroad. Now you are going to have that dam over here and you are going to put another dam over here and look out in between. You are going to back up the water unbelievable because they are going to do the cheapest they can to cross that swamp as they can or maybe they are going to pack the earth or tap it down to see if it sinks. By John it's time now for you to speak, but I'm saying to you that this is a situation that affects people's lives in a dramatic way. And, I cannot favor it until the Corps of Engineers has the right answers. And, I think that is what my statement is to you tonight. Until they come up with the rights we can't look at it. I've been wrong more than one time and will continue to be wrong, but the bottom line is that it is going to

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happen and they are going to buy land whether you want it or not. It is not because I live close to it because I don't in a sense. It is six tenths of a mile from my house in actuality, but the bottom line is that is going to affect people's lives and people are really upset about it. And, how do you fly over it in an airplane and say the ground is this and that and everything else, and go up there and do the same thing. You know we have had no real evaluation. The man that has been lying out there on the ground with the "Spirit of Moonpie" knows this river better than anyone else. This is my issue and I don't think they have been open with us all along in their evaluation. I just want to take an environmental stand tonight and say that VDOT has overstepped its bounds. They have already spent the \$200 plus million dollars on something that they have to take a further look at at this point. I know it is a corridor for moving in and moving out and I know it has a lot to do here with the safety of the "quote "residents. That is no real joy with all those folks moving out here coming into our neighborhood, but it just concerns me a whole lot. The environment is important, okay.

Supervisor Porter said I can see the importance of making a statement concerning the environmental impact of the project.

Supervisor West said I am.

Supervisor Porter said we want to make sure the most responsible evaluation occurs.

Supervisor West said I do.

Supervisor Porter said I cannot sit here and say we oppose this project on an environmental basis because we don't have the answers yet. And, I think it is foolish to impose it right now because we don't have the answers.

Supervisor Edwards said it seems to me they went ahead with the project without the answers. They didn't care about the answers. They went and spent \$220 million bucks of the taxpayer's money. And we are stuck now. We are stuck Supervisor Porter. We are stuck with almost a quarter of a billion dollars.

Supervisor Porter said what is taking a stand against a project that we don't have the information to make an intelligent decision going to do with respect to that money that has already been spent. It is going to do nothing. I'm just saying that you have got to get the information before you can make the decision guys.

Supervisor West said when we get the information I think it is going to be too late. I think we need to make a stand up front.

Supervisor Porter said, no, you make the stand when it happens.

Supervisor Updike said it is a proven fact that we should have taken a stand a long time ago instead of waiting. After they make a decision you are wasting your breath. We are really getting to that point right now. We are wasting our breath because they didn't realize upfront that we do not support it because of environmental issues.

Supervisor Porter said the bottom line is that we do not know if there are environmental issues. We do not know because the study isn't complete. We haven't seen the report. We haven't seen the information. The consequence is that I can't make a decision because I don't have that information. I know I don't oppose it from an economic basis.

Chairman Jones said Supervisor Phillips do you have something that you want to say?

Supervisor Phillips said I have listened to the concerns for the environment. I have listened to Supervisor Porters comments. I believe that there is a concern, but if we categorically oppose the whole project then we lose any opportunity to have input. I think what Supervisor Porte said is that we need to stay strong and we need to stay involved where we might be able to get some more overpasses. I know Mr. Jeffrey Pulley myself and I know that he has a century farm. I would say that we need a resolution of concern about how the environmental study has progressed to this point. But, do not close the door. And, then express our concerns about how the cul de sacing of roads in the county will negatively impact the county. That way you maintain a dialogue. Don't

close that door all the way. I know we are concerned about the Blackwater River Basin and once you say that is it, there is no dialogue. So let's maintain that dialogue as we go forward.

Supervisor Edwards said I don't agree with that. I think they went ahead and did what they did thinking they would not get caught. Okay, the government.

Supervisor Phillips said if you will and I wasn't going to say this, but Mr. John Burchett thinks that we do the same thing. And, you know yourself that we are not. We are doing the best that we can. The issues that we address in our closed sessions are not voted on or decided on behind closed doors. We have a protocol that we have to do. The reason the state is going back to the environmental impact studies is the same thing. They have found that there is a flaw in the study; so therefore, they are going back over it again. Maybe I'm overly optimistic, but I'm trying to say that the system is still working and let's give it that opportunity.

Supervisor Porter said that is exactly what I am trying to say.

Supervisor Faison said he certainly appreciates all the concerns that have been expressed about this. They are very important and I hope they will certainly be considered. But, I agree with Supervisor Porter and Supervisor Phillips that it would be premature for us to come out in opposition to it out at this point. A report is going to be done and submitted. Now if we come out prior to seeing the report and make a stand I think we lose credibility. But, after we look at the report and evaluate the report and still have the same opinion about it and then make a resolution that it would be more timely.

Chairman Jones stated that he agreed with Supervisor Phillips and Porter too we don't need to shut the door. Once we go against it, we are through. There will be no need to ask for anything because we aren't going to get anything.

Supervisor Edwards said we can say that we are against it as it now stands. We aren't going to lose a thing.

Chairman Jones said no...

Supervisor Edwards said I'll make a motion; I'm against. I make a motion that we are against it as it now stands tonight.

Supervisor Updike seconded the motion.

Supervisor Porter said I don't know how it stands. There is nothing out there right now. There is nothing that they are doing or proposing until they finish the environmental impact statement. So, how can you make a statement that you are against how it stands. What you are saying is that I'm against it how I think it stands.

Supervisor Edwards said so what. That's what I said. You know they started out doing an aerial. They started out flying over in an airplane and tell you have many acres. That shows you how much concern they had for it. They had no concern for it.

Supervisor Porter said the problem with that is that they didn't do an aerial flyover. They had aerial maps that were lineated to designate what were the wetlands. They were government maps that they used. They are Federal Government maps. When they went out there and put boots on the grounds, they found that those maps were inaccurate. They is why they are redoing the environmental impact statement. I think that is the responsible approach that they are doing and now they know because they have walked the wetlands so they are going to come back with more accurate information. I think you will see there will be extremely more demand put on them to move forward. There is nothing out there to move forward on; right now the project is on hold pending the completion of the supplemental environmental impact statement. So, there is nothing going forward right now.

Supervisor West said I wonder though why the VDOT project team has not met with the people from Southampton County one on one, individually. I've been to meetings in Isle of Wight County, I've been to meetings in Wakefield and Sussex County. I also went to a meeting in Prince George County. We have had no respect at this point. And, we have one of the major feeders to

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the Chowan River Basin, the Blackwater River. Now, I'm concerned about the fact that we have been disregarded to some point and disrespected. And, I still feel the need to let someone know through a resolution that as the project has gone down to this point we have not been fully informed or kept in the loop as we should have. And, with the environmental issues that have been expressed, I think mistakes have been made that make us doubtful of the whole process. And, therefore I can't support it at this time. Now, that is for the public record okay. But, I can't support it. If that is all the information that you gave me and you are going to spend \$1.4 billion dollars, and I know I don't know all the details, but I know what I think, I think about it okay. But, when was the last time you drove on the Highway 460 itself. Don't answer that Supervisor Porter.

Supervisor Porter said last week.

Supervisor West said okay very good. I'm just saying you have never walked that swamp. You have never seen that woodpecker. You have never been there on a boat. You have never camped in that area. And, until you have been there, you don't know.

Supervisor Porter said and I don't disagree with you. All I'm saying is that I have no problem coming out and saying that we want to make sure that it is done in an environmentally responsible way.

Supervisor West said I'm in favor of that.

Supervisor Porter said and also, is the fact that we want more consideration on the impacts of Southampton County residents. Those two things I'm for.

Supervisor West said make that motion and I'll second it.

Supervisor Porter stated that he would make that motion.

Supervisor West said I'll second the motion.

Mr. David Britt, of the audience, said you already have a motion on the floor.

Chairman Jones stated that there was already a motion on the floor.

Supervisor Edwards stated that he would withdraw his motion.

Chairman Jones asked Supervisor Updike if he was withdrawing his second.

Supervisor Updike said yes. He asked that Supervisor Porter restate his motion.

Chairman Jones asked that Supervisor Porter restate his motion.

Supervisor Porter said he moved that the Board take a position to ensure that the project proceeds in an environmental responsible manner and that VDOT give more consideration to the impact on the lives of Southampton County residents.

Chairman Jones stated that this motion has been moved and properly seconded. Chairman Jones called for the vote which carried unanimously.

Chairman Jones called for monthly concerns. He asked Supervisor West if he had any monthly concerns.

Supervisor West said just that there is lots and lots of water across the roads as you can imagine and the ditches are clogged. I'd give some specifics, but I already have.

Chairman Jones called on Supervisor Faison.

Supervisor Faison said there was a culvert on Cross Keys Road that they are working on.

Mr. Michael Johnson said it should be finished.

Supervisor Faison said well no hard service has been put on it.

Chairman Jones called on Supervisor Porter.

Supervisor Porter said there is just lots and lots of water.

Chairman Jones called on Supervisor Updike.

Supervisor Updike said he had several. On Three Bees road there are three potholes. One of them is as big as a truck according to my constituent.

Chairman Jones said as big as a truck.

Supervisor Updike said the second one is that I got some calls on the area outside of the Sycamore Church area raising the roof and rightfully so. All of these logging trucks are cutting through the back roads and they are tearing the road up; so, I wish VDOT would go and talk to Mr. Buddy Cobb and Enviva who has all of these trucks going down all of these back roads. It has got to cease because we can't keep all of these back roads up on good shape. Then on Barnes Circle Road they marked a couple of culverts that need to be fixed. I just want to remind them while they are in that area they have two culverts right next to the bridge that they had previously fixed, but they are giving away. I haven't been by there, but a person called and said Highway 671 between Cross Keys Road and the trash dump they said it was a hole on the side of the road. I haven't witnessed it so anyway...

Mr. Michael Johnson asked if it was on the Boykins end or the Franklin end.

Supervisor Updike said it is on the Boykins end. He said I can't tell you exactly where it is. I just received a phone call.

Mr. Michael Johnson asked if it was on the shoulder.

Supervisor Updike said that was his understanding.

Chairman Jones asked if that was it.

Supervisor Updike said that will take care of it.

Supervisor Edwards said he would just like to say on a positive note that he thought VDOT did a good job during the recent snow.

Supervisor West said absolutely.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said he would like to say thank you to VDOT. He said there has apparently been, I believe VDOT did it, some trimming along side of Highway 628, Wakefield Road. And, some of the underbrush that was leaning out into the road has been trimmed back and it was for several miles. On Cary's Bridge Road there are several cedar trees that are leaning over in the road where if you meet a tractor-trailer or if you are driving a grain truck someone is going to have to stop, otherwise you will tear the side off the truck.

Mr. Micheal Johnson asked for the location.

Supervisor Phillips said one place is right at the Virginia Beach pipeline crossing. He stated that he met a school bus there today and he had to get off the road so that the bus could continue. Further on down there are a couple of other cedar trees that could stand some trimming. He stated that he would like to go back to the previous item just for a minute if we could. He stated that if we could talk with Mr. Phil Rinehart again just for an update in other words not just leave this resolution standing, but get updates and also to see if we can find out if there are any better ways rather than having cul de sacs. Maybe Mr. Michael Johnson could find out if there are any real ways to prevail upon them to work with us or has that design already been bid out. Where are we

with that?

Mr. Michael Johnson said it is a design build project. So the design was ongoing until they suspended it.

Supervisor Phillips said so potentially we could start that discussion.

Mr. Michael Johnson said I'm not sure where they are in the design, but the design has stopped so they are not moving any further.

Supervisor Edwards said that is a pretty pertinent question.

Supervisor Phillips said what I'm trying to say is we made a motion and passed a resolution so let's see what we can do in the meantime to relay some of your concerns as it is in your district. Let's get in touch with Mr. Phil Rinehart or VDOT to see where we stand or where that process stands if you can come back to us with some updates at our next meeting.

Supervisor Edwards said what we need Supervisor Phillips is for the Board to lay out those concerns.

Supervisor Phillips said in other words don't just drop it right here; let's expand on it.

Chairman Jones said that's what I'm saying; keep the door open. If we go against it, then we can't ask for those things.

Supervisor Phillips said exactly. If Mr. Michael Johnson will correspond with Mr. Phil Rinehart and see what we can find out to give the people some further updates.

Chairman Jones said okay.

Supervisor Updike said he had one more problem. At Sands Road and Statesville Road there is a dead pine tree right there in the corner. If VDOT and the electric company work together they can get it taken down for a little of nothing, but if they hire a tree expert it is going to cost a fortune. Also, right straight across from Mr. Michael Drake's house there is a tree leaning over the road. If there is a strong wind or any kind of rainy weather it is going to come down. It is leaning over top of the road so it is just a matter of time. So, there are two trees on Sands Road.

Chairman Jones asked if they were on state property Supervisor Updike.

Supervisor Updike said it's on the right of way.

Chairman Jones said if it's on the right of way there is nothing that we can do about it. The state will have to do that on their own. In other words we can't send somebody out there to cut it down.

Supervisor Updike said the electric company wire is right there at it so they can do it.

Chairman Jones said I understand what you are saying, but if it is on the right of way there is nothing that we can do about it. We can ask the state to do it, but you were talking about getting somebody else cheaper.

Supervisor Updike said no. I said work with them. I didn't say get them.

Chairman Jones said that is all we can do is tell the state your concerns and I hope that they will take care of all of them.

Chairman Jones asked if there was anything else.

Chairman Jones stated that we would move to item number eight – Appointments.

Mr. Michael Johnson stated that item number eight is appointments. He said the first appointment on your agenda tonight is the Southeast Public Service Authority. This is the Ex Officio Appointment. As you all may recall, in addition to the appointments made by the Governor, each

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member locality is authorized to appoint one ex officio member to the SPSA Board of Directors. The ex officio director must be an employee of the member locality and be appointed by the governing body. Ex officio members have full voting rights on the SPSA Board of Directors, and each locality is also authorized to appoint an alternate ex officio member. As you know, in one of his last actions before leaving office, Governor McDonnell appointed Mr. Mark Hodges to succeed Mr. Roy Chesson the SPSA Board.

Chairman Jones said okay Board you see what is on your agenda there.

Supervisor West said Mr. Michael Johnson has represented us well and will continue to represent our best interest and I would make the motion that he be our ex officio member of the SPSA and that Ms. Lynette C. Lowe be our alternate ex-officio member.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones stated we would move to item B.

Mr. Michael Johnson said item B. Mr. Chairman, is budget liaisons with the School Board. As you all may recall from last year, in lieu of large group meetings between the full membership of the School Board and Board of Supervisors in preparation of the FY 2015 annual budget, Dr. Parrish has again suggested smaller committee meetings between representatives of the two bodies. She seeks your consideration in appointing a 2-member committee to serve as liaisons between the School Board budget committee and the Board of Supervisors. She has also recommended two liaison meeting dates: Tuesday, February 4, 2014 at 5:30 p.m. and Tuesday, February 25, 2014 at 5:30 p.m. Last year, Chairman Jones appointed Supervisor(s) Edwards and Faison to serve on this committee.

Chairman Jones asked Supervisors Edwards and Faison if they were willing to stay where they are.

Supervisor Edwards said he would be willing to.

Supervisor Faison said he would be glad to unless someone else has a burning desire.

Supervisor Edwards said he had two children in Riverdale so he was going to try to get them some more money.

Chairman Jones said alright. He asked if this was alright with everybody else. Chairman Jones stated that he would need a motion to that effect.

Supervisor West made a motion that Supervisors Edwards and Faison be appointed to be the budget liaisons with the School Board.

Supervisor Porter seconded the motion which carried unanimously.

Chairman Jones stated that we would move to item number nine – Reports.

Reports were Financial Report, Sheriff's Office, Animal Control, and Litter Control.

Mr. Spier Edwards, Mayor of Boykins and Chairman of the Litter Control Council addressed the Board. He stated that he just wanted you to know at our last meeting we decided to put an article in the Tidewater News each month concerning how we are doing with our Litter Council and what we are doing in our school system, and so forth. I just wanted to let you all know.

Chairman Jones thanked Mr. Spier Edwards. He said I'm glad you are working with this.

Supervisor West thanked Mr. Spier Edwards.

Chairman Jones stated the next report was the Treasurer's Office. He called on Mr. David Britt.

Mr. David Britt said Good Evening Gentlemen. He said the first thing on his mind right now was to let them know the Solid Waste bills were mailed out Friday. They should be appearing in peoples mailboxes over the next week. With that being said last year's total outstanding is

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\$112,000. To let you know I've heard different rumors out there, but I am actively pursuing payments. We are doing civil warrants. The court convenes on the second and fourth Fridays of every month. We have thirty warrants that we do each court session. I sat down with the Clerk of Court, Mrs. Belinda Jones, and tried to figure out a good reasonable amount of cases for each court session so that we don't overload the court and overwhelm the Sheriff's Office as well. Like I said we are doing about thirty warrants every two weeks. I think the last group that we did we had somewhere in the neighborhood of sixteen payments out of the thirty warrants. So, it's being a little active. Just to give you a run down on how our delinquencies are now versus last year this time. Personal property outstanding as of right now is \$1,075,000.00. A year ago it was \$1,088,000.00. I'm sorry that was our real estate. I was looking at the wrong report. Actually our real estate has come down a little bit since last year. With that being said our personal property this year is \$1.4 million dollars outstanding at this time where as last year at this time it was \$1.3 million last year. So we are \$100,000 down on the real estate and up \$100,00 in personal property. We will be getting out delinquent notices next month and try to start working on those. He asked if there were any questions.

Chairman Jones asked if anyone had any questions.

Supervisor Phillips said in the past we had a percentage just kind of a means of tracking as where we are with the solid waste bill.

Mr. David Britt said we are at \$1.3 million last year so I think we are under 90%.

Mr. Michael Johnson said you are 92.3%.

Chairman Jones thanked Mr. David Britt.

Supervisor Edwards asked Mr. Michael Johnson where we stood in the legislature in our efforts to use that as a method of collection.

Mr. Michael Johnson said Senate Bill 589 is to be heard tomorrow, the committee on local government. Right now I'm scheduled to make the trip to Richmond. House bill 62 I think is tentatively on the document for Wednesday morning very early. I am doubtful that I will be able to make that meeting because of the weather. But, I do intend to be there tomorrow on the Senate side.

Chairman Jones stated other reports were Cooperative Extension.

Supervisor Updike asked if anything had been done or considered about replacing Mr. Chris Drake.

Supervisor West said about what sir?

Supervisor Updike said about replacing Mr. Chris Drake since he retired.

Supervisor Phillips said he resigned.

Supervisor Updike said I mean since he left.

Mr. Michael Johnson said he had a call from Mr. Neil Clark once he got the notice that Mr. Chris Drake was leaving and his question to me was it the county's intention to continue funding that position at its current level. And, I indicated to him that it was. So, they are in the process of advertising that position.

Supervisor West asked Supervisor Phillips when Mr. Chris Drake left.

Supervisor Phillips said January 1. He's still here. He has another job that he will be transitioning into.

Supervisor West said he had seen him and that was the reason he was thinking he was still here.

Mr. Michael Johnson said I think he is working through the end of this month. He's got to do the

banquet.

Supervisor West said he has our best interest at heart.

Supervisor Phillips said yes, he's got to do the awards banquet. He was picking up the trophies today.

Chairman Jones stated the next report were Solid Waste Quantities and Fines and Forfeitures.

Mr. Michael Johnson said this is what Supervisor Updike specifically asked us to include last month and we went back and looked at the first six months of fiscal year 2013 and compared that to the current fiscal year 2014. The number of traffic offenses or tickets is up by 5.69%. Last year this time they had written 4,391 and this year it is 4,641. The total amounts of fines and costs associated with that last year was \$483,942 and this year it is \$561,821 so that is up by almost 16%. The bad news is what has actually been collected from last year was \$319,367.53 and through this year it was only \$285,439. So, collections are down 10%. So, that is a question that we need to circle back to the district court clerk to find out what the lag is in the collection of writing the tickets.

Supervisor Updike to pay the bill of increase in salaries it is going to take about \$15,000 a month additionally.

Chairman Jones said okay. He stated that the next report was personnel. He called on Mr. Michael Johnson.

Mr. Michael Johnson stated that there were a number of personnel changes to report, Mr. Chairman. There were two employees hired during the month, both effective December 30<sup>th</sup> in the Sheriff's Office. They are Mr. Robert L. Brown, III with an annual salary of \$31,336 and Ms. Britney N. Lashley with a salary of \$28,422. Of course you all are well aware of the salary reclassifications that were approved back in November. And, the annual salary for Ms. Lynette C. Lowe effective January 1<sup>st</sup> is \$77,603, June W. Steele, \$56,447, and Cynthia J. Edwards \$38,088. There was one retirement effective January 1<sup>st</sup> in the Sheriff's Office, Ms. Loretta B. Cook.

Chairman Jones asked if there were any questions on this.

Chairman Jones stated that we would go to item number ten – Financial Matters.

Mr. Michael Johnson said the first item is presentation of the FY 2013 annual audit. An electronic copy of the FY 2013 Comprehensive Annual Financial Report (CAFR) prepared by Creedle, Jones, and Alga, P.C., Certified Public Accountants, was emailed under separate cover to each of you last week along with a copy of the Financial Statement Compilation. There is also at your places tonight a printed copy of that report, and Mrs. Robin Jones is here to go over the highlights. Just so you will know the schedule of findings and questioned costs appears on page 74 of the report – please note that the report includes an unmodified (clean) opinion with no significant deficiencies, no instances of noncompliance and no findings. It is also important to keep in mind that an audit is only a snapshot of the County's financial position on June 30, 2013 – there have been a number of changes since that time which are not reflected in the audit. As far as the report there are some major items to note:

- In the general fund, overall, we collected \$149,086 less revenue than budgeted – (pages 51-53). Chiefly responsible for the negative variance was a shortage of \$379,079 in Solid Waste management fees that were not collected as of June 30, 2013. This shortfall in revenues was partially mitigated by an increase in our Other Local Taxes of \$241,643; and increase of \$40,894 in the Industrial Corridor Revenue; and an increase of \$40,378 in the Communications Sales Tax.
- Actual spending was \$480,089 less than budgeted (pages 53-55). The expenditure savings were somewhat shared equally by all departments.
- The school board underspent its local budget by \$454 (page 54).

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- Your initial FY 2013 budget included up to \$452,260 from the General Fund Reserve. The end of year general fund balance decreased by \$512,500 and is at \$3,927,758 (page 12). The un-appropriated fund balance is currently equivalent to roughly 13.59% of your overall General Fund budget, including transfers.
- Your FY 2014 budget provides for up to \$460,564 to come from the un-appropriated general fund reserve, if necessary, to balance.

With that I will turn it over to Mrs. Robin Jones for her report.

Mrs. Robin Jones thanked the Board for having her here tonight. She thanked Mr. Michael Johnson for the great recap again. I agree with Mr. Michael Johnson that the main focus is on page 74 which is next to the last page in the audit. Again, that is what I call your report card. I think you all would probably get an A+ because everything was like he said it was a clean opinion, there were no deficiencies or instances of non-compliance, and we know that you all are considered a low risk audit too. That means that over the last three years we have had no findings and no instances of non-compliance so we classify you all as a low risk audit and that means that you all meet the Federal Audit Requirements of the United States. We basically issued three opinions in this report. The first one being our audit report on the financial statement itself and again this is a modified clean opinion and it does say that we do things on based on the periodicity level we don't look at every transaction. I am supposed to mention that too. The other two reports that we do are on pages 67 and 69. They are required by the governing auditor standards and by the single audit act of the United States. One of those reports is just on Federal money. Most of your Federal money is identified on pages 71 and 72. That is a recap of Federal money. The majority of that money is school money – your school lunch program, Title 1, and special ed, and then your welfare department gets a lot of Federal money. The rest of the audit was covered by Mr. Michael Johnson. I don't know that I need to go back over them. The one change that we had this year which is a cosmetic change and you all probably wouldn't have even noticed it, but on page ten, exhibit 1 is now called a statement of net position and it used to be called a statement of net assets. So if you would happen to look at last year's audit the term net assets has now changed to net position which is a very minor change. They have to change something every year. She asked if anyone had any questions.

Chairman Jones asked if anyone had any questions for Mrs. Robin Jones. He thanked Mrs. Robin Jones.

Mrs. Robin Jones said thank you all. Stay warm.

Supervisor West said he would like to commend Mrs. Lynette Lowe and her staff. They all work hard.

Mrs. Robin Jones said they do an excellent job.

Chairman Jones said they all work to keep us straight. That's great. Thank you, Mrs. Robin Jones and thank you, Mrs. Lynette Lowe and staff.

Supervisor Phillips made a motion to accept the audit as presented.

Supervisor Porter seconded the motion which carried unanimously.

Chairman Jones stated we would move to item B. - FY 2015 Budget Calendar and Call for Estimates (Pages 3-4).

Mr. Michael Johnson said on pages three and four of this agenda item you will find a draft budget calendar as well as a draft memo which we call our Call For Estimates. Subject to your approval, I'll transmit these documents to department and agency heads on or before February 7. I hope you all have had an opportunity to look at the budget calendar. It lays out the process from beginning on February 4<sup>th</sup> all the way to the end with meetings in between to the end of May. So, if you haven't already, if you will look at that calendar and I'm open to your suggestions.

Chairman Jones asked if anyone had any suggestions.

Supervisor Updike said he had one suggestion.

Chairman Jones said yes Supervisor Updike what is your suggestion.

Supervisor Updike said it looks like in my opinion that you are going to have quite a bit more expenditures in the year than we did last year. And I would hope that you would request a 3% to 5% decrease to the departments, in other words request them to cut their budget by that amount. We are going to wind up short. Look at the reserve box. We have about \$3 million dollars and it should be in the neighborhood of \$6 to \$9 million. We rob that general fund every year. It goes down, down, down. It can't continue. You have been borrowing money and you have salary increases coming up that we have got to pay for. The State paid for it last year and we have got to pick up the bill this year. We have got more expenses and our revenue income is going down, for example Valley Proteins went out last year. That is equivalent to about \$100,000 dollars less tax revenue. Unless our tax revenue is going to increase significantly, we are in trouble.

Mr. Michael Johnson said it will be projected to increase significantly based on the Enviva investment and the AMAC investment.

Supervisor Phillips said Hardees.

Mr. Michael Johnson said that was in last years.

Supervisor Phillips said but it will be a full year this year won't it?

Mr. Michael Johnson said it was last year.

Chairman Jones asked if there was anything else on the budget calendar.

Supervisor Porter said one thing is that there should be a reference in the letter reminding the department heads that we are still looking at our cost very closely and that they need to look at their cost very closely when they are requesting their budgets and that they should not be expecting any significant increase.

Mr. Michael Johnson said just for the audience so you will know what is in the memo right now it says that while economic conditions have not returned to pre-recession levels we have some hopeful signs of recovery that encourage us to think positively after several years of reductions and holding the line in response to the economic downturn. With that said we must continue to respond to the challenge of managing our limited financial resources by focusing on core services and seeking innovative solutions to reduce expenses and create long term effectiveness, efficiency, and stability. Despite our long term optimism based upon an initial review of the anticipated revenue streams in fiscal year 2015, the Board has indicated that recipients may anticipate level funding with some limited exceptions. So, that is what is in it right now.

Supervisor Edwards said that is a very good statement.

Chairman Jones asked if anybody had any problem with the budget calendar. It is set up just like it was last year. He stated that if there weren't any questions or problems he needed a motion.

Supervisor West made a motion to approve the budget calendar and the call for estimates.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item number C – Appropriation Resolution.

Mr. Michael Johnson said item C is an appropriation resolution which is on pages 5 – 8 of your agenda item. It appropriates \$144,836.60 in revenue from various sources and programs to Southampton County Public Schools.

At a meeting of the Board of Supervisors of Southampton County,  
Virginia on Monday, January 27, 2014

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Southampton County,  
Virginia that the following appropriations be and hereby are made  
from the Fund to the Fund for the period of July 1, 2013 through  
June 30, 2014 for the function and purpose indicated:

From the General Fund to the School  
Operating Fund to be expended only  
on order of the Southampton County  
School Board:

4-205-61100-1620-002-1-100	SUPPLEMENTAL SALARY - REG	125.00
61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	5,039.56
61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS - SP	509.88
61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	3,173.07
61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	1,500.00
61100-6000-002-5-100	MATERIALS AND SUPPLIES – OTHER	50.00
61100-6000-002-5-100	MATERIALS AND SUPPLIES - OTHER	425.00
61100-6001-003-1-100	MATERIALS & SUPPLIES - FRESH START	10.00
61100-6001-003-1-100	MATERIALS & SUPPLIES - FRESH START	100.00
62120-2350	RETIREE HEALTH INS PREMIUMS	10,817.00
62120-2350	RETIREE HEALTH INS PREMIUMS	134.00
62120-2350	RETIREE HEALTH INS PREMIUMS	3,259.00
62120-2350	RETIREE HEALTH INS PREMIUMS	10,246.00
62120-2350	RETIREE HEALTH INS PREMIUMS	1,243.00
62120-5802	GI GO FUND CONTRIBUTIONS	160.00
62120-6000	OFFICE SUPPLIES	3,058.89
63200-2300	HOSPITALIZATION	134.00
63200-2300	HOSPITALIZATION	215.00
63200-6009	VEHICLE & POWERED EQUIP – SUPPLIES	1,846.77
63200-6009	VEHICLE & POWERED EQUIP – SUPPLIES	133.22
64200-5100	UTILITIES	25,413.71
64200-5201	POSTAL SERVICES	604.32
68100-5001-09- - 100	TELECOMMUNICATIONS	76,639.18
	TOTAL SCHOOL FUND	<u>144,836.60</u>
	TOTAL APPROPRIATION	<u>=====</u> 144,836.60

REVENUE APPROPRIATION JANUARY 27, 2014  
(REVENUE RECEIVED FOR ABOVE EXPENDITURES)

SCHOOL FUND

3-205-018990-0032	INSURANCE	1,846.77
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	10,817.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	134.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	3,259.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	134.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	10,246.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	215.00
3-205-18990-0060	SCHOOL BLUE CROSS BLUE SHIELD	1,243.00
3-205-18990-0100	EXPENDITURE REFUNDS	5,039.56
3-205-18990-0100	EXPENDITURE REFUNDS	509.88
3-205-18990-0100	EXPENDITURE REFUNDS	3,173.07
3-205-18990-0100	EXPENDITURE REFUNDS	604.32
3-205-18990-0100	EXPENDITURE REFUNDS	1,500.00
3-205-18990-0100	EXPENDITURE REFUNDS	125.00
3-205-18990-0100	EXPENDITURE REFUNDS	10.00
3-205-18990-0100	EXPENDITURE REFUNDS	133.22
3-205-18990-0100	EXPENDITURE REFUNDS	3,058.89
3-205-18990-0100	EXPENDITURE REFUNDS	25,413.71
3-205-18990-0101	DONATIONS	50.00
3-205-18990-0101	DONATIONS	160.00
3-205-18990-0101	DONATIONS	100.00
3-205-18990-0101	DONATIONS	425.00
3-205-18990-0200	ERATE	<u>76,639.18</u>

January 27, 2014

REVENUE SCHOOL FUND

144,836.60

TOTAL APPROPRIATION

=====

144,836.60

A copy teste: \_\_\_\_\_, Clerk  
 Michael W. Johnson

Southampton County Board of Supervisors  
 01/27/2014

**APPROPRIATION - January 27, 2014**

**NO NEW FUNDS**

SCHOOL BOARD See attached letter/spreadsheets for:  
 (1) Expenditure refunds received  
 (2) Reimbursements from retirees for health  
 (3) Donations received  
 (4) E-rates received  
 (5) School Medicaid Reimbursements  
 (6) Insurance proceeds

**APPROPRIATION - January 27, 2014**

SOUTHAMPTON COUNTY SCHOOL BOARD  
 P O BOX 96  
 COURTLAND, VA 23837

TO: MR. MICHAEL JOHNSON, COUNTY ADMINISTRATOR  
 SOUTHAMPTON COUNTY

FROM: JOY CARR  
 DIRECTOR OF FINANCE

DATE: JANUARY 15, 2014

SUBJECT: REVENUE APPROPRIATIONS

REQUESTING THE FOLLOWING APPROPRIATIONS OF REVENUE

REVENUE CODE	INTERFACE	DEPOSIT DATE	EXPENDITURE CODE	DESCRIPTION	AMOUNT
3-205-018990-0100	EXPR	10/4/2013	4-205-61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	5,039.56
3-205-018990-0100	EXPR	10/11/2013	4-205-61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	509.88
3-205-018990-0100	EXPR	11/1/2013	4-205-61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS – SP	3,173.07
<b>TOTAL</b>					<b>8,722.51</b>
3-205-018990-0060	SBCB	11/8/2013	4-205-62120-2350	RETIREE HEALTH INS PREMIUMS	1 0,817.00
3-205-018990-0060	SBCB	11/8/2013	4-205-63200-2300	HOSPITALIZATION	134.00
3-205-018990-0100	EXPR	11/8/2013	4-205-64200-5201	POSTAL SERVICES	604.32
3-205-018990-0032	INSC	11/8/2013	4-205-63200-6009	VEHICLE & POWERED EQUIP – SUPPLIES	1,846.77
3-205-018990-0100	EXPR	11/8/2013	4-205-61100-3000-002-2-100	OTHER INSTRUCTIONAL COSTS - SP	1,500.00
<b>TOTAL</b>					<b>14,902.09</b>
3-205-018990-0060	SBCB	11/22/2013	4-205-62120-2350	RETIREE HEALTH INS PREMIUMS	3,259.00
3-205-018990-0060	SBCB	11/22/2013	4-205-63200-2300	HOSPITALIZATION	134.00
3-205-018990-0100	EXPR	11/22/2013	4-205-61100-1620-002-1-100	SUPPLEMENTAL SALARY - REG	125.00
<b>TOTAL</b>					<b>3,518.00</b>
3-205-018990-0060	SBCB	12/11/2013	4-205-62120-2350	RETIREE HEALTH INS PREMIUMS	1 0,246.00
3-205-018990-0060	SBCB	12/11/2013	4-205-63200-2300	HOSPITALIZATION	215.00
3-205-018990-0100	EXPR	12/11/2013	4-205-61100-6001-003-1-100	MATERIALS & SUPPLIES - FRESH START	10.00
3-205-018990-0100	EXPR	12/11/2013	4-205-63200-6009	VEHICLE & POWERED EQUIP - SUPPLIES	133.22
3-205-018990-0101	DONA	12/11/2013	4-205-61100-6000-002-5-100	MATERIALS & SUPPLIES – OTHER	50.00
3-205-018990-0101	DONA	12/11/2013	4-205-62120-5802	GI GO FUND CONTRIBUTIONS	160.00
3-205-018990-0200	ERAT	12/11/2013	4-205-68100-5001-09	100 TELECOMMUNICATIONS	7 6,639.18
3-205-018990-0100	EXPR	12/11/2013	4-205-62120-6000	OFFICE SUPPLIES	3,058.89
3-205-018990-0100	EXPR	12/11/2013	4-205-64200-5100	UTILITIES	2 5,413.71
<b>TOTAL</b>					<b>115,926.00</b>
3-205-018990-0060	SBCB	12/18/2013	4-205-62120-2350	RETIREE HEALTH INS PREMIUMS	1,243.00
3-205-018990-0101	DONA	12/18/2013	4-205-61100-6001-003-1-100	MATERIALS & SUPPLIES - FRESH START	100.00
3-205-018990-0101	DONA	12/18/2013q	4-205-61100-6000-002-5-100	MATERIALS & SUPPLIES – OTHER	425.00
<b>TOTAL</b>					<b>1,768.00</b>
<b>GRAND TOTAL</b>					<b>144,836.60</b>

Chairman Jones asked if anyone had any questions on this. If not he stated, he needed a motion to approve the resolution.

Supervisor Porter made a motion to approve the appropriation resolution.

Supervisor Faison seconded the motion which carried unanimously.

Chairman Jones stated that we would move to item D. – Bill Lists. He asked if anybody had any questions about the bills.

Supervisor West said I think they have been audited appropriately sir.

Supervisor Updike said I've looked over it and I hope the Mr. Julien Johnson cleans up some of the problems in the near future...

Chairman Jones said we can't hear you Supervisor Updike.

Supervisor Updike said the testing has increased significantly so I hope that clears up the problems.

Chairman Jones asked Mr. Julien Johnson if he knew what test he was talking about.

Mr. Julien Johnson said the lab test?

Chairman Jones said okay the lab test. As much as it has been raining that may cause the problems.

Supervisor West made a motion seconded by Supervisor Faison to pay the bills in the amount of \$2,267,054.27 to be paid by check numbers 134268 through 134775. The motion carried unanimously.

Chairman Jones stated that we would go to item number 11 – Public Hearings.

Mr. Michael Johnson said the first public hearing, Mr. Chairman, is a rezoning request by Mrs. Iola Scott Lamison. This public hearing is held pursuant to § 15.2-2204, Code of Virginia, 1950, as amended to receive public comment on an application by Iola Scott Lamison, applicant, on behalf of Lennie E. Scott, owner, for a zoning map amendment from A-1, Agricultural District, to CRR, Conditional Rural Residential District for a 3.399 acre portion of a parcel known as Tax Parcel 47-60. The property is located on the north side of Cobb Road (Rt. 642) approximately 176' east of its intersection with Rosemont Road (Rt. 646). The notice of public hearing was published in the Tidewater News on January 5, and January 12, 2014 as required by law. After conclusion of the public hearing, the Board of Supervisors will consider the comments offered this evening and will proceed to approve, deny or defer action on the proposed application. I'll call on Mrs. Beth Lewis at this time who is our staff liaison and Secretary to the Planning Commission for the Planning Commission's report.

Mrs. Beth Lewis said Good Evening. This is a request for a zoning map amendment from A-1, Agricultural to CRR, Conditional Rural Residential as provided in the Zoning Ordinance. This is a 37 acre tract. This portion, 3.399 acres, is separated from the rest of the family farm by Cobb Road. This portion 3.399 acres is on the north side of Cobb Road and the rest of the farm is on the south side of Cobb Road. This piece of property is a triangular piece of property bound on one side by a farm path and on the other side by a creek. It is right behind Rosemont Road on the outskirts of Sedley. This is an area that is developed with single family homes. The Planning Commission held a public hearing and voted unanimously to recommend approval of this request. This would permit one buildable lot under the zoning ordinance with a 37.642 acre tract and this is the only lot that could be created. Under the requirements, the original lot size must be at least 25 acres. The requirements permit the creation of one lot for the first 25 acres and additional lots are permitted at one lot for each additional 40 acres. This is the only lot that can be created. The rest

of the family farm on the south side of Cobb Road will remain intact unless they do family transfers. When this application was originally submitted, Mrs. Lennie Scott, was the property owner, and Mrs. Iola Scott Lamison was her daughter and she had power of attorney. Sadly, since that time Mrs. Lennie Lamison has passed away. Mrs. Iola Scott Lamison is now the executor of the estate and the family is deciding what to do with the property. But, this piece of property regardless of what the family does, should they record a plat then they have the authority to plat this 3.399 acre piece of property. And, they have included the traditional proffer which is \$2,260 which will be payable at the time of the issuance of a building permit. Mrs. Iola Scott Lamison is here if you have any questions.

Chairman Jones asked if anyone had any questions. There being none, Chairman Jones opened the public hearing. He asked if anyone wanted to speak for or against this application.

Mr. Ash Cutchin of Darden Mills addressed the Board. When we had the land use task force and we changed these zonings to rural residential our intent was to keep development along country roads or the back roads. And, of course this complies with that; therefore, I speak in favor of it.

Chairman Jones asked if anyone else wanted to speak.

Supervisor West said did you have something Supervisor Edwards.

Supervisor Edwards said yes sir. It was approved by the Planning Commission. The only question was what was the proffer and the proffer was \$2,260.

Chairman Jones closed the public hearing as there was no one else wishing to speak. He asked what say ye Board.

Supervisor Edwards said I make a recommendation that we go along with the Planning Commission's recommendation.

Supervisor West seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item B.

Mr. Michael Johnson said item B. is also a Rezoning Request and it is one that was initiated by this Board. This public hearing is held pursuant to title § 15.2-2204, Code of Virginia, 1950, as amended to receive public comment on an application by the Southampton County Board of Supervisors, owner, for a zoning map amendment from R-1, Residential District, to A-2, Agricultural District for a parcel is approximately 8.02 acres in size and is located at 7488 Proctor's Bridge Road (Rt. 616), approximately 1,100' north of the intersection of Proctor's Bridge Road and Browns Avenue (Rt. 736). The notice of public hearing was published in the Tidewater News on January 5 and January 12, 2014 as required by law. After conclusion of the public hearing, the Board of Supervisors will consider the comments offered this evening and will proceed to approve, deny or defer action on the proposed application. He stated that he would turn it over to Mrs. Beth Lewis for opening comments.

Mrs. Beth Lewis said this is a piece of property that this Board is very familiar with. It is the location of the former Ivor Elementary School. The school has been removed. The septic system has been removed.

Mr. Michael Johnson said correct.

Mrs. Beth Lewis said there is pavement left and gravel where the driveway was. But, it is for the most part unimproved. That property had R-1 single family residential zoning and with the zoning designation there could have been built by right eight family residences here. This Board asked the Planning Commission to decide what to do with this piece of property that would be in the best interest in the business of Southampton County. After the Planning Commission talked about it for a couple of months they all went and visited the site their opinion and recommendation was that the property should have a zoning map amendment of A-2, an agricultural designation that is the same designation as most of the surrounding properties. Their thinking was that would encourage a local person who is engaged in agriculture to be able to purchase and use this property. So, the Planning Commission made a recommendation to this Board for a zoning map

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amendment to A-2 and then this Board made this request. The Planning Commission had a public hearing. There were no speakers from the public to comment. I received no phone calls about it. The Planning Commission made a unanimous recommendation of approval to change the zoning to A-2, Agricultural on this piece of property.

Chairman Jones asked if there were any questions on this. There being no questions from the Board, Chairman Jones opened the public hearing.

Mr. Ash Cutchin of Darden Mill Estates addressed the Board. He stated just because I don't think you ought to do anything without one public comment I would like to recommend that you approve it.

Chairman Jones thanked Mr. Ash Cutchin.

Supervisor West said just one comment.

Mr. John Burchett of Sebrell addressed the Board. He asked how much money we had invested in the demolition and removal of the school.

Supervisor Edwards said \$64,000.

Mr. John Burchett said to me my number one priority would be to find out what is the best way to recover some of this money for the county. Farm land, I don't know, is what \$1,500.00 an acre. And if you subdivide it into three building lots it is in a prime location. It is thirty yards...yeah...miles from Newport News Shipbuilding. I know that because I drove that road for thirty years. There are many people there in Ivor who can probably attest to this. To me the primary thing to me that we should look at is how are we going to re-coop some of this money that we spent. I recommend that we deny this, that we turn it over to a realtor, and make a good faith effort to re-coop this money. Thank you. I appreciate it.

Chairman Jones asked if there was anyone else who wished to speak. There being no one else wishing to speak, Chairman Jones closed the public hearing.

Supervisor Edwards said this was looked at as possible residential, but it's not a good residential area and nobody wanted a residential area there. This was battered back and forth between the two Boards and I think the Planning Commission came up with the best answer – A-2.

Supervisor Porter said there was one comment he wanted to make. He said we tried to sell it as resident, but we failed. We had no interest.

Supervisor Edwards said we had not the first bid.

Mr. John Burchett asked if they turned it over to a realtor. He asked if it was okay for him to say something again.

Supervisor Porter asked if he could say something.

Chairman Jones told yes sir.

Supervisor Porter stated that he was a real estate broker. After the process that we went through in trying to sell the property, I would not want to waste my time as a realtor trying to sell it.

Mr. John Burchett said we will never get our money back out of this.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said, Mr. Chairman, I'm probably remiss in not making this comment but on this site there is a deep well there. Now I'm not sure whether it is functional or not, but that should add some value to the property. Where the circular driveway was there was a little wooden house and when I picked the roof up there was a deep well there. So, when we sell it we ought to make sure that that is part of what we are offering. We did most certainly try to sell it. We advertised in the newspaper. We put a sign up and then if I remember, Mr. Bob Felts came in and

gave us a real lecture on the value of property on that road. So, I would say I would be in favor of this resolution to change the zoning to A-2.

Chairman Jones asked if there were any other comments.

Supervisor West said having looked at the property and having been in my neighborhood for a long time it is something of a deteriorating neighborhood after you pass the church and the first two or three homes on the left. The neighborhood in general is just deteriorated. Trees grow in the yard and the buildings are falling down as was the school which was a moral and physical hazard to the children in the neighborhood. With that being said I think the best thing to do because we have had some interest expressed by a gentleman who lives down the road from the school, approximately a mile, and he had some interest in purchasing the property. And, if you were to put houses on this property you would have to put these above ground septic systems in place. There is no draining. There is no curbing. There is no nothing. And, Mr. John Burchett we are not going to get back what we put out, but maybe we will get a substantial amount and we are going to pursue that. And, sometimes you just don't, but we have done a good thing for the community. We have removed a hazard.

Mr. John Burchett said so you all have removed everything.

Supervisor West said yes we have and that is a good thing for any neighborhood. There was a place where boards were removed on the windows and people went inside and things were going on. It was a good thing to get rid of it. We have no more maintenance on it once we sell it as far as keeping the lot up and cutting the grass. So, at this time unless there is any further to do from anyone I make a motion that we abide by the Planning Commission's recommendation to approve this application.

Supervisor Edwards seconded the motion which carried unanimously.

Supervisor West asked if he could follow up with one comment.

Chairman Jones said yes you can.

Supervisor West said nothing was bantered around as much as this particular one from the Board of Supervisors to the Planning Commission to back to back. And, none have had more visual site inspection than this particular site, I'm sure.

Chairman Jones said yes sir.

Supervisor West said so we did our homework.

Mr. John Burchett said he had to admit that he never saw it.

Mr. Ash Cutchin, of the audience, said I thought you drove by it for thirty years.

Chairman Jones stated the next item is number 12 – Capital Funding Request.

Mr. Michael Johnson said in your agenda, you will see a capital funding request form the Courtland Volunteer Fire Department to assist them in servicing debt for fire apparatus. Capital funding in specified amounts has been set aside annually for each fire department and rescue squad since FY 2000. These funds are held in escrow until a request to draw them down is approved by the Board of Supervisors. Escrowed funds continue to accrue for each department/squad if they are not drawn down on an annual basis. You have a table in your agenda that indicates the status of capital appropriations since FY 2000. As you can see, we are holding \$14,000 (FY 2014) in escrow for the Courtland Volunteer Fire Department. To date, we've collectively appropriated \$1,766,500 for fire and rescue improvements and are holding \$413,500 in escrow.

Supervisor Edwards stated that it was in his district and he would make a motion that we give Courtland Volunteer Fire Department the \$14,000 that is being held in escrow.

Supervisor Phillips seconded the motion which carried unanimously.

Chairman Jones stated that we would move to item number 15.

Mr. Michael Johnson stated that item number 15 is a Status Report – Shared Services. This is for Community Development with the City of Franklin. We did receive a copy of the documentation from the City of Franklin on January 13 as it relates to cost allocation of shared services for the first quarter of FY 2014. Worksheet #3 illustrates the allocation of permits issued, plan reviews performed and inspections conducted between July 1, 2013 and September 30, 2013. Basically, 82% of the inspections conducted and 83% of the plan reviews performed were for Southampton County residents. 76% of the fees collected came from county residents for services rendered. The City is invoicing us for 47% of the total expenditures for Planning and Zoning, and 64% of the total expenditures for Inspections. The total amount for both departments for the quarter, minus the fees already paid by county residents, is \$44,755.42. Included with your agenda is a chart illustrating the budget projections we made last year when we prepared the budget and the actual numbers that I have just gone over. When the actual budget was prepared the overall shared services budget for both planning and inspections was estimated at \$533,737, coming out of that was \$27,242 of expenses which were only for the city. That would be things like for their Planning Commissioners salaries in the city. It would be things like demolitions for structures that they are tearing down within the city limits to comply with their building and maintenance code. It is those kinds of things. So, the net resources for humans and capital to be shared is \$506,495. If you look at our adopted budget we included on the expenditure side \$200,023 for the planning and \$114,271 for the inspection side which is a total of \$314,294. When you back out our non-shared expenses, the Planning Commission salaries, the appropriation to the HRPDC, the legal fees that Mr. Richard Railey charges to attend Planning Commission meetings, and those kinds of things totaled \$50,900. So, we have a net of \$263,394. But, we also budgeted in our revenue estimate \$96,031 which obviously are being collected by the city and not us. So, when you back that out of the equation that left a net budgeted resource available to share of \$167,363. If you do the math and divide that by four, it comes out to a little bit more than \$41,000 per quarter. And, you can see that the first quarter expenses were about \$44,000. So, we are tracking a little bit ahead of budget right now, but the point I would like to make is that we didn't take any drawdowns on that state storm water grant before September 30. So, I am hopeful that once we factor in those revenues and begin to draw those down for what is storm water related expenses that the minor variance in the budget projections and the actual expenses that the variance that we have in the budget will go away as the year progresses.

Chairman Jones asked if there were any questions for Mr. Michael Johnson on the status report.

Supervisor Porter said I just noticed the inspections are running higher than what we budgeted, is that because of the nature of the inspections. This is for the months of July, August, and September.

Mr. Michael Johnson said it is partly that and part of that is because the market has improved. We are issuing more permits than last year, and the year before, and the year before. As we have seen the housing market began to rebound, we have seen the number of inspections creep back up.

Supervisor Faison asked if we are still offsetting revenue.

Mr. Michael Johnson said you are. That revenues are obviously tracking ahead of what we budgeted. We budgeted \$96,000 for the whole year and we collected almost \$31,000 for the first quarter.

Chairman Jones stated that we are ahead of schedule. He asked if there were any more questions. He stated we just want you to know what is happening.

Chairman Jones stated that we would move to item number 14.

Mr. Michael Johnson stated item number 14, Mr. Chairman, is a Notice of Franchise Renewal – Charter Communications. They currently hold a cable television franchise to provide cable service within the territorial limits of Southampton County, which is scheduled to expire on November 23, 2016. The federal Cable Act provides that if a written renewal request is submitted by the cable operator during the 6-month period which begins with the 36<sup>th</sup> month before franchise expiration and ends with the 30<sup>th</sup> month prior to franchise expiration, a franchising authority shall, within

sixth months of the request, commence, proceedings to identify future cable-related community needs and interests and to review the performance of the cable operator under the franchise during the current franchise term. Charter Communications has submitted the written request specified in the Cable Act by letter dated December 27, 2013, which letter was received by the County on December 30, 2013. The written request advises the County that Charter Communications is invoking its rights under the formal renewal procedures set forth in the Cable Act, 47 U.S.C. § 546(a)-(g). Based on the date the County received the written request from Charter Communicatins, the Cable Act would require the County to commence a needs assessment and past performance proceeding not later than June 30, 2014. With that said, the Cable Act contemplates both a “formal” and “informal” procedure to accomplish renewal. Agreeing to utilize the informal renewal process described in Section 626(h) of the Cable Act, 47 U.S.C. § 546(h), would be mutually beneficial and preferable to the formal renewal procedures. The last two pages of the agreement are what we refer to as a “Standstill Agreement” which provides that the County and Charter Communications agree to proceed exclusively under the “informal” renewal process, while each party reserves the right to at any time continue with the formal renewal procedures. Either party may invoke its right to continue with the formal renewal procedures by providing written notification to the other party. They sent us a notice. They started the clock ticking. The next step is for us to get back in touch with them and say we prefer to use the informal process. This is the terms we would like to proceed under. We should send that to them and get their response to that.

Chairman Jones asked if anyone had any questions on this.

Supervisor West said it is going to cost us some money. Do you know what that amount is?

Mr. Michael Johnson said no, but this is not something that we have any staff expertise in. It gets really complicated.

Supervisor West said with Federal laws.

Mr. Michael Johnson said right. It gets really complicated with Federal law. There are a lot of firms that specialize in this, but I prefer to avoid using them if we can.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips stated that he did read part of this. He asked if they were supplying cable to our schools.

Mr. Michael Johnson said yes.

Supervisor Phillips said so that is part of the contract.

Mr. Michael Johnson said yes.

Supervisor Phillips said one of my constituents wanted to know, but after I read this thing they are not required to go but so many cable miles and you have got to have thirty thousand.

Mr. Michael Johnson said correct. He said there is a formula and you have to have a certain density before you they are obligated to extend service to certain areas.

Supervisor Phillips said because these people knew that this cable ran past them to the school, but it wasn't offered to them.

Mr. Michael Johnson said correct.

Supervisor Phillips said there is no way we can do anything.

Mr. Michael Johnson said no I don't think so. That is a question that you can raise as far as the franchise negotiation this time. If you raise that, you can at least get an answer from Charter.

Supervisor Phillips said okay.

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Chairman Jones said we have to agree with the standards of the business.

Mr. Michael Johnson said another point I would like to make is the franchise only speaks to public television. A lot of time people want to get involved in discussions about data and discussions about cell phones, and those kinds of things. The franchise doesn't address those. Under the Federal Act you only regulate people's television, not broad bands, not voice.

Chairman Jones asked if there was anything else they wanted to ask about the cable television.

Supervisor Porter asked Mr. Michael Johnson if he tell us as far as the italicized words, the difference in the words "informal" and "formal".

Mr. Michael Johnson said the biggest thing is that it does not obligate us to proceed with that full blown. The term the Federal Act uses is the needs assessment and task performance proceedings. That is comprised of a specific process that we would have to go outside and get expertise to do for us.

Supervisor Porter said under the informal do we have to have someone to do that.

Mr. Michael Johnson said yes.

Supervisor Porter asked how we would go about that.

Mr. Michael Johnson said under the informal process what we probably would do, and I need to look at that a little further, is schedule a public forum and give the public an opportunity to come in and tell us what their concerns are, what their needs are, and use that as input to share with Charter. But, it would be a much more informal process compared to having a formal report prepared.

Supervisor Edwards asked if it would be without paying a consultant.

Mr. Michael Johnson said correct.

Supervisor Porter asked if we would need a consultant for that.

Mr. Michael Johnson said we don't know the answer to that yet. Like I said we are just getting into it and this is something that we have to do once every 15 years. We did not use a consultant in 2001.

Supervisor Porter made a motion to adopt this approach.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated that at this time we would go to item 15.

Mr. Michael Johnson said Mr. Chairman item 15 is a First Reading – Ordinance Amendment Related to Weeds, Grass, and Unhealthy Growth. If you will reference the correspondence from Mr. Richard Railey relating to proposed changes to Section 10-48 of the County Code. Many of the revisions that Mr. Richard Railey has suggested are intended to clarify and strengthen the existing ordinance, the most substantive change is that, if adopted, it would now require the County to give notice only once per growing season as opposed to each time the grass exceeds the maximum height. Currently the way the ordinance reads that we have to give notice every time the grass gets taller than twelve inches. This way we only provide it the first time that it exceeds that and then we wouldn't have to give notice and slow the process down each time.

Supervisor West said I'm sure those with complaints would appreciate that because that really does slow down the process when you have to notify them each time.

Mr. Michael Johnson said correct.

Chairman Jones said it makes sense. He asked if anyone had any problems with this.

Supervisor West asked if we needed a public hearing on this.

Chairman Jones said yes we need a public hearing.

Supervisor West made a motion that we authorize holding a public hearing on the proposed amendment at the next meeting which is in February.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated that we would go to item 16 – Miscellaneous.

Mr. Michael Johnson stated item A., Mr. Chairman, is the 2013 Annual Financial Statement from Social Services. You see a copy of that or Southampton County DSS for FY 2013 included in your agenda. The only comment that I would make is that if you look at that report our local Department of Social Services administered more than \$27.5 million in Federal and State benefits in FY 2013. The vast majority (almost \$19 million) are Medicaid benefits.

Mr. Michael Johnson stated that item B. is a Notice From Providence Agriculture. They sent correspondence announcing, as you all know, that they have leased some office and warehouse space from Southampton Terminals, LLC in the Southampton Business Park across from the State Farmers' Market.

Mr. Michael Johnson stated that item C. is a number of environmental notices and foreclosure notices that we are obligated to share with you. Item D. is items of correspondence. We will be glad to answer any questions you may have about any of those.

Chairman Jones asked if anyone had any questions.

Chairman Jones called for item 17 – Late Arriving Matters.

Mr. Michael Johnson said we have one late arriving matter which is at your places. Supervisors Jones and West were both contacted this weekend by constituents requesting them to introduce a resolution that opposes hunting on Sundays. House Bill 1239 (of which a copy is attached at your places) was favorably reported by the House Committee on Agriculture last week by a vote of 12 to 10. Among other things, this bill makes a provision for Sunday hunting for any landowner or member of his family or any person with written permission from the landowner, except within 200 yards of a place of worship or any accessory structure thereof. Attached for your consideration, there is a copy of a resolution which Supervisor West forwarded to me this morning. This resolution has been adopted by the respective Board of Supervisors of Buckingham, Charlotte, Cumberland, Dinwiddie, Essex, Lunenburg and Nottoway counties.

Chairman Jones said alright Board members what say ye?

Supervisor West said I've heard from two or three people and I'm sure as the knowledge or information gets out there will be others to comply. All hunters that love dog hunting are not in favor of this in Southampton County. I feel that not only does it keep the dog hunting away from places of worship but it is going to intrude on the citizen saying too many dogs running all the time in the county even on Sunday. I'm sick of it. And, I think the more you get that in front of people who are moving into the county there is going to be a request before this Board saying you need to restrict and tie the dogs and not allow dogs to run. So, I think that we have to protect the hunter as well. And, I am in favor of not allowing hunting on Sunday.

Supervisor Edwards said we need to protect Sunday as well.

Supervisor West said yes we need to protect Sunday as well and that is my real reason.

Supervisor Porter said I respect Sundays, but my concern is that Sunday is special for me and you, but there are religions that have other days that are special for them as well. And, hunting on Sunday for some people is like hunting on Saturday for others who wouldn't be in favor of it. The people that have come to me wanting to hunt on Sunday are people who work during the week and a half a day on Saturday and don't have time to hunt. Are these religious people? No, they are religious people, but they have a right to hunt just as much as I have a right to hunt. Do I have a

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right to tell them they can't hunt on my Sabbath Day? No, I don't have a right to tell them they can't hunt on my Sabbath Day because the constitution of the United States prohibits me from doing that. I think that if we get to the point that we are adamantly committed to preventing hunting on Sunday, I think we are going to lose because the ACLU will take these people's case up and we will be sued. I want to see us stay out of court.

Supervisor Edwards said if there are some things you believe in then you have got to take a stand up sometimes.

Supervisor Porter said well the law tells us that there are some things we can't impose on other people and I think this falls into that category. There are a lot of things I don't like. There are a lot of laws that I don't like, but I adhere to those laws because they are written in the Constitution.

Supervisor West said well I don't understand how so many things have been so good for so long that are now bad. And there is the possibly of some ACLU lawyer who could come along and choose to sue you for this reason. I'm not going to go with this Supervisor Porter. I feel very strongly about this. It is a day set aside that is special to the people of Southampton County. It is recognized as a day of worship and people can worship whoever, whenever, and however. I...

Supervisor Porter said I have Jewish friends and their special day is Saturday. Do I want them telling me that I can't hunt on Saturday because that is their special day?

Supervisor Edwards said no; they can hunt or they can worship. They have a choice.

Supervisor Porter said well now you are speaking out of both sides of your mouth. You can't have it both ways. If I tell them they can't hunt on my Sabbath Day; they have a right to tell me that I can't hunt on theirs. I just think what we have got to deal with is what is fair to everybody here.

Supervisor West asked if this was something that we could get Mr. Richard Railey to look into.

Supervisor Porter said I just think that it would be an. . .

Chairman Jones called on Supervisor Faison.

Supervisor Faison said I certainly observe the Sabbath on Sunday I would never hunt on Sunday, but I too understand what Supervisor Porter is saying. I don't know that we have the right to impose on other people who don't necessarily share our same beliefs. You know at one time there were Blue Laws against people working on Sundays. But, they are not in effect now. I certainly don't want to come out and say that I'm in favor of hunting on Sunday. This is one of those things where I feel the same way about this as I do about. . . I would say if the majority of people in the county want to hunt on Sunday I could go along with it. But, like you were saying you would like input from the persons in the audience now I want a greater input than that. I want an input from Southampton County.

Supervisor West said I don't that would be necessary. We have these faithful few that have come out tonight and I'd like to hear from them. They attend all the meetings and their feelings are important to us regardless of where we do this behind closed doors after you have left.

Mr. John Burchett said are you saying you are going to let us comment?

Supervisor West said our Chairman is going to think about it.

Chairman Jones said yes Mr. John Burchett, you can comment.

Mr. Ash Cutchin of Darden Mill Estates addressed the Board. He stated that he had hunted in Alabama, Texas, Idaho, and both Dakotas and I can't think of anywhere places, other than Virginia. And, all of those other places allow hunting on Sunday. It surprised me when I discovered that, but then I got to thinking I'm paying a lot of money to travel there, spending money staying in their hotels, buying their expensive licenses which are several hundred dollars so it would be a shame for me to have to sit in my hotel room and watch TV on Sunday. I'd like to be able to hunt on those Sundays when I travel for a week or ten days for hunting. But, then when you turn the tables around I would not want to hear those dogs running across the creek from me

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on Mr. Ryland Beales' farm, and shots going off on Sunday so as far as Southampton County I'm opposed to it. If that sounds two-faced I'm sorry, but that is just the way I feel, but I thought I would share my other experiences with you.

Chairman Jones asked if there was anyone else wishing to speak.

Mr. James Fuller addressed the Board. He said he was not speaking as a Deputy that he was speaking as a citizen for himself. He stated that he was a member of Shiloh Hunt Club and that there probably wasn't a greater dog hunter than he is. He said he had 29 hunting dogs. He stated that they had discussed this at their hunt club a number of times and he stated that even if this passes that his hunt club would not allow their members to hunt as a club. So, I will speak on behalf of Shiloh Hunt Club because their whole club was opposed to hunting on Sunday.

Supervisor Edwards said he would speak on behalf of the Manry Hunt Club. He stated that they had discussed it too and they were not going to allow hunting on Sunday no matter if the law changes.

Supervisor Porter said he agrees with the fact that you can impose it on yourself, but he doesn't think that we necessarily have the right to impose it on someone else.

Chairman Jones said his thing was that if you were hunting with dogs that dogs don't know a church from any other building. If you say stay 200 yards from the church and the deer runs through the church yard the dogs are going to run through there too.

Supervisor Edwards said it is not enforceable.

Supervisor West said I suppose if you allow this then the next thing you will allow two male dogs to get married.

Chairman Jones said if you want to speak, all we are doing right now is getting opinions.

Supervisor Phillips said Mr. Chairman all we are going to do tonight is get an opinion. It is at the State legislature and it may well already be decided before we can even have a community meeting.

Chairman Jones said right.

Supervisor Phillips said and we are one of six states that currently does not allow this.

Chairman Jones said yes and we are the only County in the state of Virginia that doesn't allow black powder.

Supervisor West said I was told that the people in Southampton want to remain unique. They want to be different. And, if this sets us aside, then it sets us aside.

Supervisor West said if the floor is open and ready I'll make a motion that this resolution opposing hunting on Sunday be our stand in Southampton County.

Supervisor Edwards second the motion which carried with a 5 to 2 vote with Supervisors Porter and Faison voting nay.

Chairman Jones stated that we would go to late arriving matters. He asked if there were any late arriving matters.

Mr. Michael Johnson stated that Supervisor West had one late arriving matter.

Supervisor West stated that he had been contacted by Ivor Rescue Squad and there are some problems in responding in a timely manner to recent calls. And with that being said, over the weekend there are not enough volunteer rescue squad people available. And the issue is turning into one where we need full time or at least we need to make some arrangements with Courtland to spread the load a little bit closer to the Ivor way. I understand there is a working agreement with the Isle of Wight County people that we have right now with Windsor and the issue is not getting

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to Ivor in a timely manner on a rescue squad call. And, my point in bringing this up tonight is that this is an issue to think about for the budget process. We have a lot of issues and need for money to be spent. This is something that will affect every citizen probably sooner or later when you have that heart attack, or when you have some issue and need that rescue squad in a timely manner. I don't think the response time is any better in Adams Grove or Statesville than it would be Ivor.

Chairman Jones stated that there are also some concerns with the Drewryville Fire Department. They don't have the people to respond in a timely manner either.

Supervisor West said he would like to ask you as an audience tonight and people in general to talk about it and see what the needs and priorities are and any concerns. Not necessarily here tonight, but it is going to come up during budget season. It is an issue before us that we have to think about. I think in the long run the volunteer people are dropping off because they are pulled by jobs away and on the weekends they want off period; and therefore, there are no response people in Ivor. Now, I have not heard this from the Fire Department, but only from the Rescue Squad. I know that we have staff people from 5 a.m. to 5 p.m. or 6 a.m. to 6 p.m. five days a week.

Mr. Michael Johnson said 6 a.m. to 6 p.m. Monday through Friday and then we have medics available at Courtland 24/7.

Supervisor West said and the idea may have been to look at more medics 24/7.

Mr. Michael Johnson said the protocol right now is if there is a call in Ivor on the weekend Ivor Rescue Squad is paged out first, if they do not respond very quickly, then the medic from Courtland will leave in his own car so that he can get to the site and begin to perform whatever is necessary. Now, he is not transport capable. He is only there to provide whatever he can do until they get a transport unit. So while all of that is going on the dispatcher is going to the second call which in this case for Ivor happens to be Windsor. They have a mutual aid agreement with Windsor. They call Windsor. Windsor sends a transport unit. If they are going to get there before the medic gets there they will call the medic and say we have got the call, you can turn around and go on back to Courtland and we will be there in five minutes. Or they may say it is going to take us 20 minutes; you get there and start providing medical care and we will meet you there and we will provide the transport when we get there. Now the problem is as you have just mentioned if there are not volunteers there to respond it gets a little problematic. If you look at your data, the reports that are in your agenda tonight, you have got the end of the year report through the last calendar year and in that report there were thirty calls in the last calendar year in which they were not able to respond to. There were thirty five out of Capron and two out of Boykins and all of those Courtland responded to.

Supervisor West said I want to tell you something that we all need to know. A rescue squad trip to Obici Hospital (which is about 90% of the time where they go) or either I'm sure it would be to Southside in Petersburg would require at least a three hour tour in a hospital for paperwork, sitting still, which a man has to transport, then sit there, and then turn around and come back. So, it is easy to spend four, five, or six hours on one transport.

Mr. Michael Johnson said and that unit is out of service during that period.

Supervisor West said people are really discouraged with the Federal regulations.....which you don't want me to say.

Chairman Jones said no please don't. He stated I think that is happening with all of them. Volunteers are drying up.

Supervisor West said yes. It is a big issue for volunteers to sit in a hospital three hours waiting on that paper work.

Chairman Jones said we are paying somebody to do all that.

Mr. Michael Johnsons said to get back to your point the Fire and Rescue Association the last two years, has asked for funding to be able to put 24/7 coverage in Ivor first, then someone in Capron, and Boykins too. But, they want to start with Ivor first because that seems to be the area with the

biggest concern. And, for funding reasons, you haven't been able to fund it.

Supervisor Edwards said that is something that we need to look at.

Supervisor West asked what it cost to fund the Courtland people.

Mr. Michael Johnson said he didn't remember; but he could get that; but it was in hundreds of thousands of dollars because you are paying two people around the clock to be able to do that.

Supervisor West said and they just furnish their vehicle to the scene to do the preliminary waiting for the ambulance.

Mr. Michael Johnson said all you are paying for is their labor. A vehicle is provided by Courtland Volunteer Rescue Squad. All the buildings, equipment, uniforms, etc. are paid for by the Rescue Squad. The people are what you are paying for.

Supervisor West said over \$100,000 for two people for their service and time and \$145,000 equals to one on the tax rate.

Supervisor Edwards said that's right.

Chairman Jones said he had one thing. He stated that he thought we needed to have a retreat before we start work on the budget. He asked the Board what they thought.

Supervisor West said that he and Supervisor Porter choose not to speak on it until the rest have spoken on it.

Chairman Jones called on Supervisor Faison.

Supervisor Faison said he thought it was a good idea. He said he thought it would give them a chance to kick some things around that we would be discussing during the budget which would help us with our planning that otherwise may be overlooked.

Chairman Jones called on Supervisor Phillips.

Supervisor Phillips said it's just like the rescue squad issue we can ask Mr. Michael Johnson to surface any other issues that are out there.

Chairman Jones said right and we can do it without all the other people.

Supervisor Edwards said he thought it was absolutely necessary if we are going to plan a good budget.

Chairman Jones said right. He said we need to be ready so when questions are asked we can answer them and be ready to back it up.

Supervisor West said he would buy Mr. Ash Cutchin lunch.

Chairman Jones said no, we are going back to the way we have been doing. We are going to stop that.

Mr. Ash Cutchin, of the audience, said didn't I buy yours last time.

Supervisor West said not that I remember.

Chairman Jones said no sir; you were eating up everybody else's. I was there. I saw you. I know what you were doing.

Mr. Ash Cutchin said we went to Hardee's.

Supervisor West said el cheapo.

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Chairman Jones said it seems there is a consensus that we need a retreat. He asked Mr. Michael Johnson to set up one.

Mr. Michael Johnson asked if they had any preferred dates. He said he thought it would be more meaningful if they waited until we got to March when we have got pretty good revenue estimates at that point.

Chairman Jones said yes sir; that will be fine.

Supervisor Edwards said that makes sense.

Supervisor Phillips said you will have had your meetings with the School Board.

Supervisor Porter said he thought we should have a single objective for budget issues specifically.

Supervisor West said you are all invited.

Mr. Ash Cutchin said bring your own lunch.

Chairman Jones asked if there was anything else to come before the Board.

Mr. Michael Johnson asked if there were any days of the week or time of day that they wanted to have the retreat.

Supervisor West said let's think about it since we are waiting until March. We can give you a date at the next meeting and we will have a consensus among us.

Supervisor Phillips said we will have a better idea of what the schedules are for the other meetings.

Mr. Michael Johnson said well we have a schedule for the other meetings on the hand out.

Chairman Jones asked if there was anything else to come before the Board before they adjourned. There being no further business the meeting was adjourned at 9:45 p.m.

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Dallas O. Jones, Chairman

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Michael W. Johnson, Clerk

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