

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 April 23, 2012 at 7:00 PM.

SUPERVISORS PRESENT

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

SUPERVISORS ABSENT

None

OTHERS PRESENT

Michael W. Johnson, County Administrator (Clerk)
Jon Mendenhall, Assistant County Administrator
Lynette C. Lowe, Finance Director
Sandi Plyler, Information Technology Manager
Julien W. Johnson, Jr. Public Utilities Director
Richard E. Railey, Jr., County Attorney
Cynthia J. Edwards, Administrative Secretary

Chairman Jones called the meeting to order. After the *Pledge of Allegiance*, Supervisor Faison gave the invocation.

Chairman Jones said he was glad to see so many out and he hoped they would hear what they wanted to hear tonight as far as the budget was concerned.

Chairman Jones sought approval of the minutes for the Budget Workshop, March 21, 2012 and the Regular Session of March 26, 2012.

Supervisor Porter stated that on page 275 midway down the page it should read “shirk our responsibility” instead of “jerk our responsibility”. The minutes were approved with this correction.

Chairman Jones stated the next item of business was item two which is highway matters.

Supervisor Porter said before they moved on he would like to make a suggestion that they move agenda item eight to the end. That is the budget item and he thought they should take care of the other business before they started discussing the budget.

Chairman Jones said they were already going to do that. He had already moved that item to the end.

Supervisor Edwards asked if he meant at the end of the meeting before the closed session.

Supervisor Porter said after the closed session.

Chairman Jones asked if everybody was okay with that.

Supervisor Edwards said he would like to make a change in that. He thought they ought to move the budget item before the public comment period. He asked if that would be acceptable.

Supervisor Porter said he would prefer it be moved to the end after the citizen comments.

Supervisor West said he would for some obvious reasons. He thinks the reason is they would like all input but they would like it to be directed to other items as well and not only to the budget. There will be a budget hearing in May and at that time they could get the citizens input. There

will be a public hearing at that time and he thinks it would be better to put it off until then.

Supervisor Faison said he thought so too.

Chairman Jones said they already got it at the end.

Supervisor Edwards said it made more sense to him to have it and then have the citizens to be able to comment on it.

Supervisor Porter stated that he and Supervisor Phillips would like not to have a public hearing on the budget tonight. A public hearing is scheduled for the budget. They have a lot of work to do before they get to that.

Chairman Jones asked what the Board members wanted to do. He has three different opinions.

Supervisor West said we have a pressing number of items, 18 or 20 items in addition to the budget and we need to deal with them tonight and there is a designated time coming up for the budget hearing. There may be some comments after the closed session; however at this time it would seem appropriate to put this off to the assigned and designated time for the budget discussion.

Chairman Jones said he thought so too because if not they would be here forever.

Supervisor West said the average people will only get to speak for two minutes and that is not sufficient for most.

Chairman Jones said at the public hearing they can speak for five minutes he guessed.

Supervisor Updike said we can cancel the discussion on the budget tonight or have it before they have the citizens comment period or postpone it entirely. He stated we are an open government and he didn't want to let people go home or stick around for an hour and then come back. We are not serving the people if we do that. We can either cancel it or have it before the citizen comment period.

Supervisor Edwards asked how you could comment on something that you hadn't heard.

Supervisor Updike said he was saying you could have it before the public comment period.

Supervisor Porter said he understood that these are budget work sessions. They are not sessions for citizens input and he wants to focus on discussing the issues of the budget therefore he thought the appropriate time for citizen input is when they have the public hearing not after our discussion. The public is welcome to get in touch with the Board members individually and talk about these issues. Let's not create an environment that we don't have to create at this point.

Chairman Jones said he still has three different opinions.

Supervisor West said he thought they agreed that whatever was said tonight was short term and it suggested that thoughts may be put out in the public that shouldn't be presented at this point when in fact they may be resolved next Wednesday night. If we go into it tonight a lot of rumors will be put out that have no basis whatsoever but they will be spread. You can have a discussion if you want to, but we ask that you hold off until Wednesday. Then dedicate that time strictly to budget hearing.

Chairman Jones said right.

Supervisor Updike said he won't disagree with that but it may be 12:00 or more before all the citizens could speak but the citizens deserve to hear what is going on and not put up obstacles where they can't hear what is going on. So he agrees either wait until Wednesday or have it before the citizen comment session. He said he would go along with either one of those directions, but not after the closed door session.

Chairman Jones asked what they wanted to do with it because if they kept going like this they

wouldn't get to it tonight. We need to do one or the other. He said if you all can't make up your mind he would do it. They would postpone the budget hearing for Wednesday.

Supervisor Porter said there was no budget hearing Wednesday it was a budget work session.

Chairman Jones said yes it's a budget work session.

Michael Johnson stated to please find the notice of The Commonwealth Transportation Board's planned public hearing on Monday, May 7 at 6:00 p.m. in Chesapeake to receive comments on projects and programs to be included in the 2013-2018 Six-Year Improvement Program.



RECEIVED APR 13 2012

COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION
HAMPTON ROADS DISTRICT
1700 NORTHVAH STREET
SUFFOLK, VIRGINIA 23064

Gregory A. Whirley
Commissioner

April 12, 2012

Mr. Michael W. Johnson
Southampton County Administrator
P. O. Box 400
Courtland, Virginia 23837

Dear Mr. Johnson:

The Commonwealth Transportation Board will conduct a public hearing in our area to give citizens the opportunity to review and provide comments on projects and programs to be included in the Fiscal Year 2013-2018 Six-Year Improvement Program (FY13-18 SYIP), including highway, rail and public transportation initiatives.

These projects and programs represent important improvements to address safety, congestion and preservation of Virginia's transportation network. It is important that we hear from you and your constituents about those projects you feel are the highest priority for the state's limited transportation funds.

The public hearing for citizens in our region will start at 6:00 PM on Monday, May 7th, at the Hampton Roads Planning District Commission, located at 723 Woodlake Drive in Chesapeake. Written comments may also be submitted during the hearing, or they may be mailed or E-mailed afterwards.

I encourage you to attend the public hearing in our region, or one of the other hearings listed on the enclosure if it is more convenient for you. If you cannot attend the briefing or hearing, you may send your comments to Programming Director at 1401 E. Broad Street, Richmond, VA 23219 or E-mail them to Six-YearProgram@vdot.virginia.gov.

I truly appreciate your attendance at this session. If you have any questions prior to the meeting, please contact Adam Jack, District Preliminary Engineering Manager, at (757) 925-2415 or via E-mail at Adam.Jack@VDOT.Virginia.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dennis W. Heuer".

Dennis W. Heuer, P.E.
District Administrator



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION
1700 NORTH MAIN STREET
SUFFOLK, VIRGINIA 23061

Gregory A. Whirley
Commissioner

April 02, 2012

MEMORANDUM

TO: Mr. Joe Lomax
ATTN: Mr. Jerry Kee
FROM: Mr. Robert A. Weber III, P.E., PTOE *RAW*
SUBJECT: Speed Study (SH-0673-20120131-SP)
Route 673 (Statesville Road)
Southampton County

This is in reference to your request to perform a speed study on Route 673 in Southampton County.

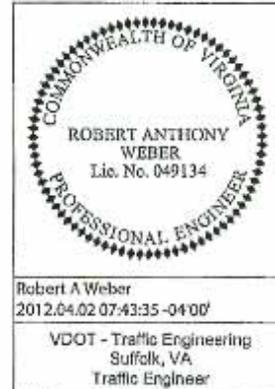
A traffic engineering investigation was conducted on Route 673 and based on the 85th percentile speed of 55 mph and other factors shown in the VDOT Speed Limit Study report, Traffic Engineering does not recommend a reduction in speed.

Also, the request for a through truck restriction on Route 673 (Statesville Road) must be submitted to VDOT by the Southampton County Board of Supervisors in accordance with Section 46.2-809 of the Code Of Virginia.

The speed study details are found in the attached report. The engineering data collected was compiled by Keith Aston, Engineering Technician.

Attachment

VDOT Speed Limit Study
Eastern Region Traffic Engineering
Date 4/2/2012



Study Area:

Route # 673
 Street name: Statesville Road
 Jurisdiction: Southampton County
 From: Route 665 (Cross Keys Road)
 To: Route 672 (Cypress Bridge Road)
 Length: 1.38 miles

Functional Class:

Rural Minor Collector (5)

Speed limit for study roadway:

Route 673 has a statutory 65/45 mph speed limit for this section of roadway.

Origin and Nature of Request:

Jerry Kee of the Franklin Residency requested a speed study on Route 673.

Study Results and Recommendation:

The 85th percentile speed is 65 mph on this roadway. The average pavement width is 20' with 2'-3' grass shoulders in good condition. This is a rural roadway section with woods, open fields and a small amount of traffic in a 24hr. period. Most residential homes are located a distance from the road. The crash history in the past three years is attributed to alcohol and driver inattention errors. Based on this information and other factors in this report, we do not recommend a reduction in the current speed limit at the present time.

Study Details:

A. Speed Data

Table 1 - Date of Speed Samples: March 06, 2012

Route 673 Speed Data			
Sample Location	85 th Percentile Speed	Median Speed	Pace Speed
0.46 miles South of Route 672(Cypress Bridge Road)	65.0	45.0	45-65

B. Road characteristics

Physical Roadway: Route 673 is a relatively flat, two lane roadway in Southampton County, with 20 feet of pavement, 2'-3' grass shoulders, one (1) horizontal reverse curve & no vertical curves, and a unposted statutory 65 mph speed limit. The road has no centerline or edgelines and is in good condition in a rural area. This studied section of Route 673 carries 382 vehicles per day.

Traffic Control Devices: Route 673 has some regulatory & warning signage such as Stop Signs, School Bus Stop Ahead & curve delineators.

C. Roadside development and environment: This section of Route 673 is wooded with mostly open fields and twenty-five (25) residential entrances. There are two intersecting routes, one at each end of the project limits. There is a small reuse center at the end near Route 672 (Cypress Bridge Road).

D. Parking practices and pedestrian activity: There is no on-street parking on this roadway and none was observed. Pedestrian activity was not observed during this traffic study.

E. Reported crash experience for most recent 3-year period:

Crash records obtained through "RNS" are for the period:
From: January 01, 2008
To: December 31, 2010
Length of period: 3 years

Note: Only crashes involving an injury or fatality or property damage exceeding \$1,500 are reportable and available through the Department of Motor Vehicles (DMV). Also, due to the time required for DMV to process and code reported crashes, data for the previous six (6) months may not be available.

According to our records, the total number of reported crashes for this section of highway is: 2

And, the total number of reported injuries for this section of highway is: 2

And, the total number of reported fatalities for this section of highway is: 0

The crash rate for this section of highway is: 346 per 100 million VMT.

The injury rate for this section of highway is: 346 per 100 million VMT.

The fatality rate for this section of highway is: 0 per 100 million VMT.

***For Secondary highways:**

The district average crash rate is: 197 per 100 million VMT.

The district average injury rate is: 110 per 100 million VMT.

The district average fatality rate is: 2.85 per 100 million VMT.

* For secondary roads the District average may be used in lieu of the statewide average.

Discussion of crash experience and relevant information:

RNS records indicate that there were two recorded crashes in the last three years. Although the crash and injury rates are elevated for this segment, it should be noted that fatigue and alcohol were the factors in both these crashes. These crashes caused two injuries. The offense charged to the drivers was failure to maintain proper control. The crash reports do not indicate that a DUI was issued in either occurrence. Elevated crash rates are also due to the low ADT on this segment of roadway. The 10-year crash rate is 148.5 per 100 million VMT, which is below the District average for secondary highways.

F. Enforcement Consensus:

This recommended change in speed limit has been discussed with _____ of the Virginia State Police and _____ of the _____ County Police / Sheriff's Office. The Local enforcement officer concurs with/ opposes the recommendation. **N/A, No Change Recommended.**

The State Police Officer:

- Concurs
- Opposes

Through Truck Restriction

§ 46.2-809 of the Code of Virginia provides that a locality may formally request that VDOT restrict through trucks on certain segments of primary and secondary routes in the limited number of cases where doing so will promote the health, safety and welfare of the public without creating an undue hardship on any transportation users.

The procedures and requirements for initiating & implementing these measures as outlined below are stipulated by the policy adopted by the Commonwealth Transportation Board on October 16, 2003 "Guidelines for Considering Requests to Restrict Through Trucks on Primary and Secondary Highways

For a request to be considered by VDOT, and in order to insure that all concerned parties have an opportunity to provide input concerning the proposed restriction and alternate route, the Board of Supervisors must hold a public hearing and make a formal request of the Department. The following must be adhered to:

- (A) The public notices for the hearing must include a description of the proposed through truck restriction and the alternate route with the same termini. A copy of the notices must be provided.
- (B) A public hearing must be held by the Board of Supervisors and a transcript of the hearing must be provided with the resolution.
- (C) The resolution must describe the proposed through truck restriction and a description of the alternate, including termini.
- (D) The Board of Supervisors must include in the resolution that it will use its good offices for enforcement of the proposed restriction by the appropriate local law enforcement agency.

Failure to comply with (A), (B), (C) and (D) will result in the request being returned.

The Board of Supervisors must make its formal request through the designated local VDOT manager, certifying that it has met all the requirements noted above.

VDOT will conduct a traffic engineering study of the restriction request and prepare a report of the study findings and develop a recommendation which will consider the four criteria outlined in the CTB approved guidelines as well as the appropriate public input. This report and a recommendation to approve or deny the proposed restriction will be presented to the Commissioner if the request is on a secondary road or the Commonwealth Transportation Board if the request is on a primary road.

Following approval or denial by the Commissioner or CTB, the State Traffic Engineer will make all appropriate notifications. The residency will be requested to post appropriate signs if the restriction is approved.

Chairman Jones asked if there were any question on this. He asked if anyone had any concerns in their district.

Supervisor West said one thing that was introduced to him today and he didn't know what the speed limit was and this was a school teacher who presented this. At the high school where the crossover at 35 the students are asked to drive away from the school and enter onto 35 to exit the property and never cross over the east bound lane on Hwy. 58 for safety reasons. It was brought to his attention that maybe the speed limit there needs to be reduced because apparently going both ways the speed is 45 (not sure). He is asking for some input on that and if it would reduce the potential for accidents it would be a great thing to do because the students are asked to drive through the parking lot and exit on Hwy. 35 go over the overpass to go west. Traffic needs to be alerted there with flashing lights or whatever.

Mr. Michael Johnson asked Supervisor West specifically what he was asking for.

Supervisor West said he would like to see if VDOT would look at it to see if any safety potentials were there that could be addressed to make it more safe for students entering and exiting the Southampton High School and Middle School area as well as teachers. In the morning teachers and students are arriving at the same time and no one is supposed to exit the property and go west

crossing the east bound lanes. If asked if they understood what he was saying.

Supervisor West said it was also his understanding that some mowers had been seen in the neighborhood. He had seen some mowing machines out for grass cutting. He said he understood VDOT is cutting three times a year on secondary roads is that correct.

Mr. Michael Johnson said he was going to look at Mr. Jerry Kee.

Mr. Jerry Kee said three definitely and they might get to it four times.

Supervisor West asked if they were just going to run two tractors along the shoulder of the road, one and then the other behind it.

Mr. Jerry Kee said they were going to cut both ways and cut behind the ditch. He said that's what they were supposed to be doing if you see they aren't, let him know.

Supervisor West said moving on up.

Chairman Jones asked if anyone else had anything.

Supervisor Updike said he appreciated the patching of the pipes over on Statesville Road. He said this was only temporary and he was wondering what the schedule was for replacing the pipes on Statesville Road when the tractor-trailers had bust through. These temporary patches are only going to last a few days or weeks and the holes will be right back in there. There has been nothing done to fix the shoulders of that road.

Chairman Jones said they would move on to item number three – reports. The reports are financial reports, animal control, litter control, building permits, new housing starts, solid waste quantities, and personnel. Chairman Jones called on Mr. Michael Johnson for the personnel report.

Mr. Michael Johnson said we have seven personnel changes. There were three new employees hired during the month. They were all hired on April 2, 2012, all in the Sheriff's Office. They are Eric E. Dimick, Wesley L. Parker, and Michael R. Vandiford, Jr. all with a salary of \$29,843. There were two resignations both in the Sheriff's Office. They are Thomas D. Barksdale effective on March 2, 2012 and Jesse A. Wills effective on March 31, 2012. There were two employees separated during the month both in the Utilities Department. They are David B. Grizzard and S. Gerald Griffin, Jr. both effective on April 8, 2012.

Chairman Jones stated the next report was cooperative extension.

Chairman Jones stated we would move on to item number four – financial matters. He asked if anyone had any concerns as far as financial matters.

Supervisor Updike said he was just looking through here and he had several questions. He noticed the last couple of months Vernie Francis was paid \$1,800.00 a month. He wanted to know what that was for.

Mr. Michael Johnson said that we have a contract for Mr. Vernie Francis for maintenance of the public safety communication system. If there are problems with pagers, problems with mobile radios, or problems at tower locations Mr. Vernie Francis is the person who takes care of those things for us; it was formerly handled by a full time employee at the Sheriff's Office who retired so we have contracted the service since that employee retired.

Chairman Jones asked if there was anything else.

Supervisor Updike stated that every time he looks at one of the reports there are charges from the contract with the Timmons Group and he wished we could do something about it. Last, but not least, we said we made seven different contributions to the Hampton Roads Planning District running from \$100.00 to \$3,800.00. He asked what kind of services they were providing to earn that kind of contribution.

Mr. Michael Johnson asked what page he was on.

Supervisor Updike said he was on page 416.

Mr. Michael Johnson asked Mrs. Lynette Lowe if she would answer that.

Mrs. Lynette Lowe stated this was paid quarterly. It is basically in the Hampton Roads group and it is considered a contribution per their invoice.

Mr. Michael Johnson said it is a quarterly payment. We like 15 other communities are members of the Hampton Roads Planning District Commission. There is an assessment which is based on a per capita which is the largest piece of that. Then there are various programs that we participate in. He stated he would be glad to go ahead and get Supervisor Updike the break down on that.

Chairman Jones said this wouldn't be a contribution. This would be something we have to pay.

Supervisor Updike said that it was listed as a contribution and there were several of them in one month.

Chairman Jones said he knew they had it listed that way but it was something they had to pay.

Supervisor Edwards said the next thing is what do we get out of that.

Mr. Michael Johnson said we are actually required to pay this. Every community is in one of the Planning District Commissions. The purpose is to coordinate all the planning throughout the region to make sure the communities overall planning efforts are consistent with one another. The biggest piece of it is like that they pay a per capita amount just based on the population just like the fifteen other communities. Some of the others are regional water planning programs. They have a role in the ground water permit issuance process and those kinds of things. If there are special projects that we contract with them for such as comprehensive plan updates, they are in addition to these contributions.

Supervisor Edwards said so are we not mandated by any state laws or regulations to contribute.

Mr. Michael Johnson said yes we are.

Supervisor Edwards asked we are.

Mr. Michael Johnson said yes we are.

Chairman Jones asked if anybody else had any questions.

Supervisor Updike asked if we are closer in line with the interest in Hampton Roads or the interest in agricultural community in the state and other planning districts.

Mr. Michael Johnson said these lines are actually drawn by the state. We don't get a choice as to which group we affiliate with. We are part of Hampton Roads. That is the way the state has established it.

Chairman Jones said the state says we have to do that.

Chairman Jones stated he needed a motion to pay the bills.

Supervisor West made a motion, seconded by Supervisor Faison to pay the bills in the amount of \$1,566,719.66 to be paid by check numbers 125482 through 125844. All were in favor.

Chairman Jones stated the next item of business was number five – appointments.

Mr. Michael Johnson stated as discussed last month, Ms. Kathleen Holloway resigned from the Board of Directors of the Western Tidewater Community Services Board in January. Her unexpired term runs through December 31, 2013. Supervisor West agreed to search for a

successor. A motion is required to appoint a successor to fill Ms. Holloway's unexpired term through December 31, 2013.

Supervisor West stated he had the privilege of referring to Supervisor Faison who has this person's name.

Supervisor Faison said he actually had a person to volunteer to serve on this board. Her name is Ms. Amy Lehman, 29062 Garris Mill Road, Boykins, VA 23827.

Chairman Jones stated he needed a motion for that.

Supervisor Faison made a motion to appoint Ms. Amy Lehman to fill Ms. Holloway's unexpired term through December 31, 2013.

Supervisor West seconded the motion which carried unanimously.

Chairman Jones said the next appointment was the planning commission.

Mr. Michael Johnson stated as discussed last month, three of the nine Planning Commissioner's terms expire on April 30, 2012:

Ira H. Barham, Capron District
Freeman J. Harrell, Franklin District
Keith Tennessee, Drewryville District

All are eligible for reappointment.

Motions are required to fill the respective positions, which are for 4-year terms beginning May 1, 2012 and ending April 30, 2016.

Supervisor Phillips made a motion that Mr. Ira H. Barham fill the respective position from the Capron District.

Supervisor West seconded the motion which carried unanimously.

Supervisor Porter made a motion that Mr. Freeman J. Harrell, fill the respective position from the Franklin District.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones made a recommendation that Mr. Keith Tennessee fill the respective position from the Drewryville District.

Supervisor Edwards stated that he thought Mr. Keith Tennessee was a fine gentleman and he made a motion that Mr. Keith Tennessee fill the respective position from the Drewryville District.

Supervisor West seconded the motion which carried unanimously.

Chairman Jones stated the next appointment was the south centre corridors RC&D Council.

Mr. Michael Johnson stated at last month's meeting, Supervisor West resigned his seat on the captioned Board. The organization is a 501 (c) (3) non-profit corporation created to identify and address natural resource concerns in the counties of Dinwiddie, Greenville, Prince George, Southampton and Sussex as well as the cities of Hopewell and Petersburg. The Council is comprised of roughly 22 members, 2 of which are from Southampton County – M.L. Everett, Jr. is currently our other representative. The Council meets on a bi-monthly basis and rotates its meetings throughout the region it serves. It is necessary for a member to volunteer to serve, or to seek a volunteer to serve.

Chairman Jones asked if he had anyone to volunteer for this.

Supervisor West stated it was a good opportunity for someone like Supervisor Updike who has agricultural concerns. He stated Supervisor Updike and Mr. M. L. Everett, Jr. could get together and talk this thing over and it also gives you the opportunity to go west. He stated that he had been assigned to a more eastern direction. He stated this is an opportunity wrapped in a bow.

Supervisor Edwards said he agreed with Supervisor West assessment.

Supervisor West made a motion that Supervisor Updike be the nominee to serve in this capacity.

Supervisor Edwards seconded the motion which carried unanimously.

Supervisor Faison asked if Supervisor Updike accepted it.

Chairman Jones said yes he accepted it.

Chairman Jones said the next appointment was the Franklin Southampton Economic Development, Inc.

Mr. Michael Johnson said attached for your reference, please find correspondence from Ms. Jarratt seeking nominations for their Board of Directors. Their organizational bylaws provide that the Board of Supervisors shall submit a slate of three nominees, one of which will be elected to serve. Mr. Harrell Turner is currently the Southampton County representative – he is eligible for reappointment and has expressed a willingness to continue, if nominated. The Board will need to determine its slate of nominees.

FS Franklin Southampton
ECONOMIC DEVELOPMENT, INC.

601 N. Mechanic Street • Suite 300 • Franklin, VA 23851 • 757-562-1958
Fax 757-562-0486 • www.franklinsouthamptonva.com

March 22, 2012

RECEIVED MAR 23 2012

Mr. Michael Johnson
County Administrator
Southampton County
P.O. Box 400
Courtland, Virginia 23837

Dear Mike,

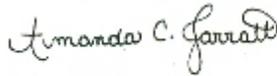
In accordance with the Bylaws of Franklin Southampton Economic Development, Inc. (FSEDI) it is time to nominate the successor to the Board of Directors named by the Southampton County Board of Supervisors.

The second term for C. Harrell Turner is coming to a close as of June 30, 2012. At this time the FSEDI Board of Directors requests that the Southampton County Board of Supervisors submit a slate of three nominees of which C. Harrell Turner could be included, to serve a new three year term. Mr. Turner has indicated that he is more than willing to serve another term.

The current FSEDI Bylaws specifically state that elected officials of Southampton County and the City of Franklin, the County Administrator of Southampton and the City Manager of Franklin are ineligible to serve on the Board while serving in those other capacities.

Please forward the Southampton County slate of board nominees to me no later than June 1, 2012.

Sincerely,



Amanda C. Jarratt
President

Member of Virginia's Hampton Roads
Economic Development Alliance



10000 Old Dominion Blvd., Suite 100
Richmond, VA 23234

Chairman Jones asked if they wanted to make that nomination.

Supervisor Faison nominated Mr. Harrell Turner for the Franklin Southampton Economic Development, Inc. Board of Directors.

Supervisor West seconded the motion with it being carried unanimously.

Mr. Michael Johnson stated they also need two others Mr. Chairman.

Chairman Jones asked if anyone wanted to volunteer to get someone out of their district. He stated this is in economic development working with Ms. Amanda Jarratt.

Supervisor Edwards stated he didn't know if Mr. Ash Cutchin would like to serve on this board or

not.

Mr. Ash Cutchin stated he was already on the IDA.

Supervisor Edwards asked if he couldn't do both.

Mr. Ash Cutchin said he thought not.

Supervisor Updike asked could they wait until next month.

Mr. Michael Johnson said that was fine.

Chairman Jones said we don't have to have anybody tonight. You can think about it. He stated they would do that next month.

Chairman Jones stated the next item of business was number six – public hearings.

Mr. Michael Johnson stated that we had originally scheduled three public hearings for tonight, but regrettably due to an error beyond our control the notice of public hearing for two of those failed to run as prescribed by the statute and we will have to reschedule those hearings next month. The two hearings that we will need to reschedule are related to an ordinance relating to Section 10-26 – Hunting of Groundhogs and Coyotes with Rifles Larger than .22 Caliber Outside the General Firearms Deer Season and the other a Rezoning Request by Lloyd and Trina Johnson that would have created one residential building lot. He stated we will re-advertise and schedule those hearings for next month May 29, 2012. The notice that did run in accordance with the statute is related to the Priority List for Improvements to Secondary and Unpaved Roads. He asked Chairman Jones if he would like for him to read the opening statement before he proceeded with that.

Chairman Jones said yes he would.

Mr. Michael Johnson stated this public hearing is held pursuant to 33.1-70.01, Code of Virginia, 1950, as amended to receive public comment on the Priority List for Proposed Improvements to the Secondary and Unpaved Roads of Southampton County and the FY 2013 Secondary and Unpaved Road Construction Budget.

The notice of this public hearing was published in the Tidewater News on April 1 and April 8, 2012. After conclusion of this public hearing, the Board of Supervisors will consider the comments offered this evening and will adopt a resolution establishing its priorities for improvements to secondary and unpaved roads.

At this time, I'll provide a brief overview of the priority List and the FY 2013 Construction Budget, after which we will be pleased to receive public comment.

Mr. Michael Johnson gave the following presentation:



**Southampton County
Secondary Six Year Program
2013 – 2018**

April 23, 2012
Secondary Six Year Program
Public Hearing

Southampton County Secondary Six Year Program

- Estimated Program Allocations
- Scheduled Advertisement Dates for County Priority Projects
- Unpaved Roads Priority List

Estimated Program Allocations

Fiscal Year	Incidental Construction	Regular Construction	Unpaved Roads	Total
2013	\$0	\$59,673	\$0	\$59,673
2014	\$0	\$65,678	\$0	\$65,678
2015	\$0	\$65,678	\$0	\$65,678
2016	\$0	\$65,678	\$0	\$65,678
2017	\$0	\$65,678	\$0	\$65,678
2018	\$0	\$65,678	\$0	\$65,678
Total	\$0	\$388,063	\$0	\$388,063

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Advertisement Dates for Current Six Year Plan Projects County's Priorities

#1 Priority – UPC 94052 (Route 688 – Rose Valley Road)
 From: Intersection of Route 671
 To: 0.50 Mi south of Intersection of Route 671
 Ad Date – 10/1/2012

#2 Priority – UPC 17661 (Route 671 – Gen. Thomas Highway)
 From: 0.056 Mi W Int. Route 650
 To: 0.023 Mi W Int. Route 687
 Ad Date – 12/10/2013 (Revised Ad Date: 7/10/2012)

#3 Priority – UPC 1949 (Route 651 – Indian Town Road)
 From: Route 653
 To: Route 609
 Ad Date – 03/06/2012

4

Current Six Year Plan Projects County's Priorities

#4 Priority – UPC 57325 (Route 743 – Fullers Mill Road)
 From: Route 671
 To: 0.7 Mi south of Route 671
 Ad Date – Will be adjusted based on funding availability.

#5 Priority – UPC 1787 (Route 654 – Rawlings Road)
 From: Route 609
 To: Route 58
 Ad Date – Will be adjusted based on funding availability.

#6 Priority – UPC 57327 (Route 646 – Governor Darden)
 To: 2.5 Mi east Ecl Courtland
 From: Route 641
 Ad Date – Will be adjusted based on funding availability.

5

Proposed Allocations, Estimates, & Expenditures for Current Six Year Plan Projects

	UPC	ALLOCATIONS	ESTIMATE	EXPENDED	REMAINING BALANCE
#1	94052	\$1,833,859 Prev. - \$1,758,480 Fut. - \$75,379	\$1,833,859 PE - \$9,500 RW - \$75,000 CN - \$1,749,359	\$0	\$0
#2	17661	\$4,165,751 Prev. - \$4,125,831 Fut. - \$39,920	\$4,165,751 PE - \$1,100,000 RW - \$384,471 CN - \$2,701,280	\$1,317,093 As of 4/5/2012	\$0
#3	1949	\$55,825 Prev. - \$55,825 Fut. - \$0	\$55,825 PE - \$0 RW - \$0 CN - \$55,825	\$27,922 As of 4/9/2012	\$0
#4	57325	\$291,273 Prev. - \$18,509 Fut. - \$272,764	\$3,162,309 PE - \$389,445 RW - \$497,300 CN - \$2,275,564	\$18,509 As of 2/3/2005	(\$2,871,036)
#5	1787	\$5,001 Prev. - \$5,001 Fut. - \$0	\$574,265 PE - \$15,000 RW - \$10,000 CN - \$549,265	\$0	(\$569,264)
#6	57327	\$170,103 Prev. - \$170,103 Fut. - \$0	\$2,023,317 PE - \$102,064 RW - \$0 CN - \$1,921,253	\$0	(\$1,853,214)

Secondary Six Year Plan Unpaved Road Priority List

	UPC	Route	Road Name	Length	Estimate
#3	1949	653	Indian Town Road	1.3 Mi	\$55,825
#5	1787	654	Rawlings Road	0.9 Mi	\$574,265

Chairman Jones asked if anyone has any questions on the six year plan.

Supervisor West stated he had one. Last year the bridge over Route 635 Norfolk Southern's wooden structure that was just recently repaired in some sense had some funding on it.

Mr. Jerry Kee said he thought it had some funds on it but he wasn't sure how much, but he could find out.

Supervisor West said it was \$300,000 or \$400,000 dollars.

Mr. Jerry Kee stated he thought it was about \$400,000, but he could find out.

Supervisor West asked where did it go.

Mr. Jerry Kee said it was still there, but not enough to build you a bridge.

Supervisor West said no it isn't. You just said it showed a lack of funding and he knows it was seven or eight on the list last year.

Chairman Jones asked if any other board members had any questions.

Chairman Jones opened the public hearing. He said if you wish to speak come up to the podium and state your name for the secretary.

Mrs. Patsy Marks of Buckhorn Quarter Road addressed the Board. She stated she had talked a little bit about the pavement of their road and when it would be scheduled. She asked that some consideration be given to that road for the residents who are there and any other residents of Southampton County who use the road. She stated they would appreciate anything you could head their way. She thanked the Board.

There being no one else wishing to speak, Chairman Jones closed the public hearing. He stated they needed to approve the six year plan.

Supervisor West said yes they were going to have to do it and it was the right thing to do but he is having some difficulty realizing that \$388,000 will be sent down from VDOT and he is going to be asked to forfeit property and everything else and Route 460 would be coming through his neighborhood one way or another and you are going to fund that there is only \$388,000 for six years from VDOT to keep the roads running and operating in Southampton County's secondary roads. He stated he is amazed at whoever figured that out. He thanked Mr. Kee.

Chairman Jones asked if there were any other comments. He stated he needed a motion to approve the six year plan.

Supervisor West made a motion to adopt the VDOT six year plan.

Supervisor Edwards seconded the motion which was approved unanimously.

Chairman Jones called for item number seven – Proposal to install additional flow gauges in the Chowan River Basin.

Mr. Michael Johnson stated in 2008, Southampton County contributed slightly less than \$6,500 for its pro-rata share of a \$90,000 study prepared by the U.S. Army Corps of Engineers which identified the location, number and types of river gauges that would better predict the timing and extent of flood events within the Chowan Basin (Blackwater, Nottoway and Meherrin Rivers). Other participating communities included the counties of Greenville, Sussex, Surry, and Isle of Wight as well as the cities of Emporia and Franklin.

The study was completed in 2010 and recommended construction of a number of new gauges throughout the basin, locally on the Blackwater River near Zuni and the Meherrin River near Branchville. There are existing gauges on the Nottoway River near Sebrell and the Blackwater River near Burdette. The Commonwealth of Virginia and U. S. Geological Survey have agreed to split the cost of buying and installing the gauges throughout the basis, but the cost of maintenance must be shared equally by the local communities. Those costs have been estimated at approximately \$7,000 per locality for the first 2 years and will be reviewed and adjusted accordingly thereafter.

Mr. Mark Mansfield, Chief of Policy and Planning for the U.S. Army Corps of Engineers, Norfolk District, is scheduled to make a brief presentation on the project and solicit your participation in maintaining them. The proposal was approved by the Franklin City Council on April 9.

If the Board is so inclined a motion is required to approve annual funding of \$6,915 for maintenance and operation of the gauges.

Mr. Mark Mansfield , Chief of Policy and Planning for the U.S. Army Corps of Engineers, Norfolk District and also the Flood Risk Management Business Line Manager for 9,000 residents here in the Commonwealth. He does have a unique perspective on the flooding that we have here. He would like to update us on where we need to go from here. The Chowan River basin is comprised of three major river systems – the Blackwater, the Nottoway, and the Meherrin with each generally running from north and west to south and east. This relative flat topography combined with frequent storms such as hurricanes and northeasters renders this area susceptible to flooding. The flooding is a water resources issue in the Chowan River Basin. The flood of record occurred in 1999 as a result of hurricanes Dennis and Floyd. He is sure we all remember those.

He spent six weeks of his life in the City of Franklin with flood recovery efforts. He is very familiar with flooding in this part of the world. Significant flooding has also occurred in numerous locations throughout the basin in 1998, 2003, 2006, 2009, and 2011 and in fact some of the top high water marks have occurred from 1998 forward. He has a handout that the county administrator will hand out to you that will describe in a little more detail. He showed a few PowerPoint slides. He showed two hydrographs that represented the flooding in 2006. He would like to direct your attention to two items. One is the duration of flooding which is another term for the length of the flood period and the other is the hydro flood waters which we also call the amplitude. With respect to the technology that was available in 2006 what we found was in terms of duration the flood duration was about 290% longer than was originally forecast which means the flood lasted about seven days when it was forecast originally for about a 2 ½ day period. In terms of amplitude the forecast elevation was about 13.8 feet when in fact the elevation level reached about 22.9 feet in Franklin, Virginia which was about 66% higher. Hydrographs represent time and motion in flood waters throughout the basin. The flooding like we experienced in the Chowan is not like what we experience in other places throughout the Commonwealth. When it floods in the Chowan River Basin it is like an hour glass. The flooding tends to be worst at the smallest point in the hour glass which happens to be many of the localities here in the Chowan River basin. As he said the Core completed a study in 2010 and he would like to read with the core. It was funded generally by the core, the City of Emporia, the City of Franklin, Greenville County, Isle of Wight County, Southampton County, Surry County and Sussex County, Stake holders and partners in the effort for the technical advisory committee that made the recommendations that he will be presenting are the Virginia Department of Emergency Management, Environmental Quality, Game and Inland Fisheries, Forestry, National Weather Service, United States Geological Survey, Core of Engineers, and the Federal Emergency Management Agency. They worked together collaboratively on the recommendations that are being made to you tonight. A couple of the things in terms of where we go from here depend on the funding aspects as was mentioned the State of Virginia, and the National U.S.D.S. Service had agreed to fund 50% each of the cost of acquisitions and implementation of the stream gauges. In other words there will be no cost to the seven localities for the installation. There is a cooperative cost share required of 50% from the localities so there will be a 1/7 requirement of each of the localities about \$6,900 dollars per year for each of the first two years and this is an all or nothing proposition. All seven localities will have to agree to jointly fund the effort program to help improve both the rainfall gauges and the spring gauges in the network. They do have a system and he had handouts on this. The spring gauge network would include in addition to the network that is in place with the additional gauges in South Hill, Purdie, Delaware, Winton, and Branchville and then likewise spring gauge upgrades in Fort Pickett, Lawrenceville, Emporia, and Holland. The most important thing he thinks is that the new gauges would provide much improvement and allow for forecasting flooding in a more effective way and it would have an impact where our citizens and business could more properly be evacuated and properly be rearranged before flood waters become an issue. He is here tonight to indicate from each of the localities the cost share is set forth by the U.S.G.S. Cooperative Program which would be a 1/7 each cost share to match the other six localities. He believes the exact number is \$6,915. Again it is an all or nothing proposition. If all do not participate then the network will not be approved. He stated he would answer any questions.

Chairman Jones asked if there were any questions.

Supervisor Porter asked if this \$6,915 is a good number. He wanted to know if it could be much higher in the future.

Mr. Mark Mansfield said he didn't think they would find the number increasing over time. Technology tells us with that it will likely be lower in the future. That number of \$6,915 is a very good number that was developed by their technical committee. It will not exceed that.

Supervisor Phillips said in the handout that they were given it says that it is \$7,000.00 per locality for the first two years to be reviewed annual the first two years.

Mr. Mark Mansfield said yes it will be reassessed every two years and they do not believe the cost will increase in the next cycle. The first cycles cost is \$6,915.00.

Supervisor West asked wasn't it a government program.

Mr. Mark Mansfield said yes it is a government program.

Supervisor West said so you are furnishing the equipment and you want us to pay for the maintenance.

Mr. Mark Mansfield said that is the way the program works.

Supervisor West said so you have complete control of the equipment and whatever we have to pay for maintenance. He said it is a government program passed down from whoever in Washington to a locality mandated to us all or none and we have paid it. We are looking at a tight budget of what is \$13,830. Again that is an important number to us. He wants to say thank you and no thank you both at the same time. We do need it to some degree and he hopes that these things are helpful, but no one can stop the flood that is out of your hands and the president of the administrations hands.

Mr. Mark Mansfield said this is a forecasting tool. It will not stop the flooding, but it will provide more timely information for evacuation of residents and businesses.

Supervisor Edwards asked how much more timely information.

Mr. Mark Mansfield said they hope to cut the response time in half from the numbers that you saw. So where the forecast was 2 ½ days and it ended up being seven we want to get those two numbers closer together. In other words the forecast will be more real time. The information will be published every fifteen minutes. That is the increment of time that the data network will play.

Supervisor Porter said he knew that Isle of Wight took no action on this do you know why they did that.

Mr. Mark Mansfield said he did not know what any localities have done other than Franklin. He was asked to speak there last week and he did. He knows that they unanimously approved their 1/7 of the cost, but he didn't know what any of the other localities did.

Supervisor Faison said with the rain we are having today that probably doesn't come to mind so much, but he remembers Hurricane Floyd and he remembers the flood. He thinks anything we can do to give ourselves more warning in a situation like that is good so he thinks we need to invest in it.

Supervisor Updike stated he had two things. The first one is you all cover 50% for the first two years then like all government programs everything is going to be turned back to us to come up with additional funds and God only knows where they will stop. Right now like Supervisor West said we don't have the additional funds to support it. Whether the flood last two days or seven days he doesn't see what your benefits from it would be.

Mr. Mark Mansfield said he wasn't here to put the price or value on human life, but he would tell you he thinks it is pretty important.

Supervisor Updike said this will not stop the flood.

Mr. Mark Mansfield said it will not stop the flood but it will provide a warning time and evacuation time for residents and businesses.

Supervisor Phillips said the charts that you showed are off the North site.

Mr. Mark Mansfield said this is off the U.S.D.S. site.

Supervisor Phillips said so in other words it will give you a better quality of prediction as far as duration of the flood.

Mr. Mark Mansfield said yes the duration of the flood and the elevation of the flood.

Supervisor Phillips said he farms on the Nottoway River and he uses that site to plan. He said he can tell if it is going to be in his fields to this point and he thinks other people will be able to tell when it will be in their homes if people are aware this is available on the internet you can look and see where the river is going to be and when it is going to crest and how long it is going to stay there.

Mr. Mark Mansfield said it would also be available to emergency managers planning and zoning officials where they can access the information real time. So rather than waiting for a piece of paper to be delivered from somewhere your emergency manager can read the information on line and decide how and when to evacuate.

Chairman Jones asked if there were any other questions.

Supervisor Porter asked if we participate is there any option for terminating our participation in the future.

Mr. Mark Mansfield said sure the agreement is signed every two years and the thing to Supervisor Updike's question is that he isn't here to try to sell something to you all. He is trying to provide a service. You all have opportunities. You sign an agreement every couple of years for the gauges so if the gauges are due for updating and you decide you don't want to participate in the next cycle then you wouldn't have to sign an agreement for it. The agreement is for a certain period of time so you have the option to make decisions otherwise in the future.

Supervisor West said well you said tonight if we didn't agree and the other six members do the program will not go on.

Mr. Mark Mansfield said that is correct. For the first two year cycle that program would not be going.

Supervisor Porter said he knew Isle of Wight did not endorse the program yet. They haven't decided.

Mr. Mark Mansfield said he could not comment as he did not brief them. He stated other than the City of Franklin he has not briefed anybody else.

Supervisor West stated it is a valuable tool. It is no doubt about that. Seven thousand dollars in proximity is one thing, but the idea is that it will help the citizens of this county and help us all to plan ahead. He just doesn't like the idea of unfunded mandates that's all.

Supervisor Edwards asked how many citizens live in flood plains.

Supervisor West said too many.

Mr. Michael Johnson told Supervisor Edwards he didn't know right off the top of his head, but there is a fair number. The primary communities that are in the flood plains are South of Franklin in the Kingsdale area, Battles Beach area, Burdette, and up near Tucker Swamp. Those areas are along the Blackwater. Shands on the Nottoway. Delaware Woods on the Nottoway. They are the primary communities.

Chairman Jones asked what they wanted to do.

Mr. Mark Mansfield said he was looking for an action.

Chairman Jones said he needed a motion.

Supervisor Faison said he was in favor of it. He made a motion that they approve annual funding of \$6,915 for maintenance and operation of the gauges.

Supervisor West said he would second it. He did want to comment that it is a two year program and they could get out of it at the end of that time and it is not overly expensive and it could be valuable to the citizens. The motion was carried with Supervisor Updike voting nay.

Chairman Jones stated they would move on to item number nine – Update on Wireless Broadband Services Buggs Island Telephone Cooperative.

Mr. Michael Johnson stated as you may recall, Buggs Island Telephone Cooperative applied for \$18.9 million in federal stimulus funding in 2009 to develop a rural broadband system in a 15-county area of Southside Virginia, including Southampton County. We provided them a letter of support for the application at that time. Their grant application was approved in April 2010 and they've been working diligently towards implementation over the past two years.

I've invited their General Manager, Mickey Sims, to discuss the planned roll-out of services. With broadband access presently limited to our towns and larger villages, rural residents have long been relegated to dial-up access, or an expensive satellite or air-card connection. Affordable broadband access is an economic game-changer for rural communities, opening doors and providing opportunities for rural residents that have long been beyond their reach.

Mr. Mickey Sims addressed the Board. He stated that Buggs Island Telephone Cooperative did receive a federal stimulus grant on April 26, 2009 in the amount of \$18.9 million dollars. He stated that there are 35 sites which of those 24 have been completed. They are also using a \$3.9 million dollar Virginia tobacco commission grant. All of which are used for infrastructure and none for operating expenses. When he last spoke here after the grant was announced he learned a lot about Southampton County and there were some questions about the coverage. He said he thinks you will see they had some foresight in Southampton County as Ivor is completed already. Franklin, Courtland, and Boykins are waiting for Midland Broadband to connect those three sights. Unfortunately it is going to be in August before that construction is completed and in service. After the construction is complete, they will be doing some testing and then they will be offering service in Southampton County immediately after Labor Day. He knows that is a long time away from now. He stated it is \$37.95 per month and 1.5 megabits per second and there is no cap on that. It is unlimited usage for the month. That \$37.95 is actually \$34.95 for the service and \$3.00 lease fee for the 12 x 12 x 2 inch antenna that goes on the outside of a business or home. It is a wireless service. It is a wiremax which is an older, proven technology. They also offer a \$30.00 per month unlimited long distance and local voice telephone service with that service offering. He appreciates your indulgence again. There have been some miss-steps. The staff finally got the project in June of 2011. It has taken them nine months for them to get the 24 sites up and the thirty five will be completed in August. Again their intent is to cover 100% of the geographic area all fifteen counties. He thinks they will do that. He feels like they will have enough capacity to meet the demand for it. They used part of the \$18.9 million dollars to buy twenty additional fill in sites for any area that is not covered properly. They will come back and any areas that do not have excellent coverage they will come back and fill in with those sites to make sure they have excellent coverage. They will have service offerings at higher speeds than that, but they guarantee 1.5 mega-bites to every customer in the service area. Again they will have a customer service center in Franklin, Emporia, South Hill, Smithfield, South Boston and Farmville. He stated he would be glad to respond to any questions.

Chairman Jones asked if there were any questions.

Supervisor Phillips asked at this point if he had any idea what percentage of coverage in Southampton County.

Mr. Mark Mansfield said 100%.

Supervisor Faison said you mentioned the cost would be around \$37.00.

Mr. Mark Mansfield said it is \$37.94 per month for 1.5 mega-bites per second.

Chairman Jones asked if there were any other questions.

Supervisor West asked what did the typical air card have power wise. He asked if it was 1.5 megabytes.

Mr. Mark Mansfield said it is 1.5 mega-bites generally. He thought you could buy higher speeds

at additional costs. He thinks it is a compromise service. He stated theirs was not capped, but he thought the others were capped.

Supervisor West asked if after you spend this \$18 million dollars what is on the book for the rest of it as far as maintenance and all the good things that go with it.

Mr. Mark Mansfield said that already have \$1.2 million dollars' worth of money in the project and more coming.

Supervisor Porter asked what was the probability of that fee going up. He stated he was not a fan of cable or internet services because his service started out at \$24.95 and now he is paying \$40.00 for his internet service and the quality had degraded because of additional users.

Mr. Mark Mansfield said he understood that. He said the \$37.95 was the price they agreed to with the NTI Department of Commerce as a condition to get the stimulus grant so that price is good for four years. He can't speak past after that as to how high or low it will be. He stated this is a fixed service. It is not a mobile service. He suspected after four years there would be a mobile service available. The basic fee is \$37.95 per month of course you would have to pay the Virginia communication fees and tax.

Chairman Jones asked if there were any further questions.

Chairman Jones stated the next item was number 10 – Capital Funding Request.

Mr. Michael Johnson stated attached for your reference, please find a capital funding request from the Ivor Volunteer Rescue Squad to assist them in acquiring two LIFEPAK 15 monitor/defibrillators. The cost of the units is in excess of \$50,000.

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.

The attached table indicates the status of capital appropriations since FY 2000. As you can see, we are holding \$28,000 (FY's 2009, 2010, 2011, and 2012) in escrow for Ivor VRS.

To date, we've collectively appropriated \$1,605,500 for fire and rescue improvements and are holding \$224,500 in escrow.

A motion is required to approve the capital funding request for Ivor Volunteer Rescue Squad in the amount of \$28,000.

Chairman Jones asked if there were any questions.

Supervisor West said he was privileged to make this request tonight and put a motion on the floor that they grant capital funding for the good services of the Ivor Volunteer Rescue Squad.

Supervisor Edwards seconded the motion which carried unanimously.



RECEIVED APR 12 2012

IVOR VOLUNTEER RESCUE SQUAD
P.O. BOX 228
IVOR, VIRGINIA — 23866

The Board of Supervisors
Southampton County

April 11, 2012

Attn: Mike Johnson, County Administrator

The Board of Directors of the Ivor Rescue Squad has directed the Squad Captain to secure two LIFEPAK 15 monitor/defibrillators. This will give us the most advanced emergency response monitor/defibrillators in use. We are dedicated to finding innovative solutions for emergency response care for our first responders to use.

We are requesting the release of funds set aside for the Ivor Rescue Squad capital improvements in the amount of \$28,000.00. This will help in funding the purchase of the units, which cost in excess of \$25,000.00 each.

As in the past, we again would like to thank the Board of Supervisors for their forethought and commitment to the local emergency service organizations in their efforts to better serve their communities.

Sincerely yours,

Merrell Carr, Jr., President
Ivor Rescue Squad Board of Directors

cc:
Ronald M. West, Supervisor
Berlin-Ivor District

STATUS OF CAPITAL APPROPRIATIONS
Fire & Rescue
April 17, 2012

	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Boykins Fire & Rescue	\$ 12,000	\$ 13,000	\$ 14,000	\$ 14,500	\$ 15,000	\$ 15,000	\$ 15,000	\$ 18,000	\$ 19,500	\$ 21,000
Branchville Fire	8,000	8,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Capron Fire & Rescue	12,000	13,000	14,000	14,500	15,000	15,000	15,000	18,000	19,500	21,000
Courtland Fire	8,000	8,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Courtland Rescue	4,000	4,500	5,000	5,000	5,000	5,000	5,000	6,000	6,500	7,000
Drewryville Fire	8,000	8,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Franklin Fire & Rescue	12,000	13,000	14,000	14,500	15,000	15,000	14,000	18,000	19,500	21,000
Hunterdale Fire	6,000	6,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Ivor Fire	6,000	6,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Ivor Rescue	4,000	4,500	5,000	5,000	5,000	5,000	5,000	6,000	6,500	7,000
Newsoms Fire	8,000	8,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
Sedley Fire	8,000	8,500	9,000	9,500	10,000	10,000	10,000	12,000	13,000	14,000
	\$ 100,000	\$ 107,500	\$ 115,000	\$ 120,000	\$ 125,000	\$ 125,000	\$ 124,000	\$ 150,000	\$ 162,500	\$ 175,000

	FY 2010	FY 2011	FY 2012	Appropriated	Escrow
Boykins Fire & Rescue	\$ 21,000	\$ 21,000	\$ 21,000	\$ 220,000	\$ -
Branchville Fire	14,000	14,000	14,000	146,000	-
Capron Fire & Rescue	21,000	21,000	21,000	136,000	84,000
Courtland Fire	14,000	14,000	14,000	132,000	14,000
Courtland Rescue	7,000	7,000	7,000	53,000	21,000
Drewryville Fire	14,000	14,000	14,000	146,000	-
Franklin Fire & Rescue	27,500	14,500	21,000	184,500	35,500
Hunterdale Fire	14,000	14,000	14,000	146,000	-
Ivor Fire	14,000	14,000	14,000	146,000	-
Ivor Rescue	7,000	7,000	7,000	46,000	28,000
Newsoms Fire	14,000	14,000	14,000	104,000	42,000
Sedley Fire	14,000	14,000	14,000	146,000	-
	\$ 181,500	\$ 168,500	\$ 175,000	\$ 1,605,500	\$ 224,500

Held in escrow pending request

10-3

Chairman Jones stated they would go to number eleven – Request for Support of the Port of Virginia Economic and Infrastructure Development Zone.

Mr. Michael Johnson stated that during the 2012 session, the McDonnell administration proposed a comprehensive piece of legislation that, among other things, would have included the creation of the Route 460 Corridor Interstate 85 Connector Economic Development Zone. Unfortunately, the provision that created the economic development zone was removed during the conference process.

The legislation would have provided companies that export or import goods through the Port of Virginia and locate their business within the zone a corporate income tax exemption for their first 2 years of operation. The amount of the credit would have corresponded with the number of jobs their business creates – 25 or more jobs would have equaled a 25% credit; 50 or more jobs would have equaled a 50% credit; 75 or more jobs would have equaled a 75% credit and 100 or more jobs equals a 100% credit.

Governor McDonnell intends to offer amendments to the legislation that will again create the zone, now referred to as the Port of Virginia Economic and Infrastructure Development Zone – it is comprised of the Counties of Brunswick, Chesterfield, Dinwiddie, Greensville, Isle of Wight, Mecklenburg, Montgomery, Prince George, Southampton, Surry, Sussex, and Warren and the Cities of Chesapeake, Colonial Heights, Emporia, Hopewell, Norfolk, Petersburg, Portsmouth, Richmond, Suffolk, and Virginia Beach. If approved, beginning July 1, 2014 and ending January

1, 2019, any company involved in maritime commerce that located within the zone and imports or exports its goods through the Port of Virginia would be eligible for the credits described above.

The Governor is seeking your support of the proposed amendment in the form of the attached resolution which he asks you to adopt and forward to our respective delegates and senators.

If the Board is so inclined, a motion is required to adopt the attached resolution.

Chairman Jones said you have heard what Mr. Michael Johnson has said. He asked if anyone had any comments on this.

Supervisor West asked if this thing was always tied in with Interstate 85.

Mr. Michael Johnson said yes. Some of your I-85 communities were in from the beginning. He can't speak to Montgomery, and Warren Counties.

Supervisor West asked where did that come from.

Mr. Michael Johnson said Richmond politics is all he can tell you.

Supervisor West said well yeah. That is amazing.

Chairman Jones asked if there were any other comments.

Supervisor West said he thought you shoot yourself in the foot if you don't do it. If you do it, who knows whatever will come down the pipes. He stated he had just read an article in the "Smithfield Times" today about Highway 460 funding. That is a little bit on the refreshing side but who knows what is going to be next. They have got everything under control. He said he guessed we need to adopt this resolution because if we don't we are never going to get there.

Chairman Jones asked if anyone else had anything.

Supervisor West said it would be a good place to send hams up and down the road everywhere.

Chairman Jones said yes sir. He stated he needed a motion.

Supervisor Phillips made a motion to adopt the resolution request for Support of the Port of Virginia Economic and Infrastructure Development Zone.

Supervisor Faison seconded the motion which carried unanimously.

WHEREAS, the Port of Virginia – sustaining 343,000 jobs and generating over \$41 billion in revenues, \$13 billion in payroll, and \$1.2 billion in tax revenue – is one of the Commonwealth's greatest economic assets; and

WHEREAS, the Port of Virginia, despite its recent challenges brought on by the economic recession, is projected to undergo significant growth in the coming years with the completion of the Panama Canal Extension Project; and

WHEREAS, the Port of Virginia cannot achieve this growth without the development of the distribution, intermodal, manufacturing, warehousing, and other supply chain facilities necessary to support port operations; and

WHEREAS, driving the development of these facilities to specific areas can help reduce congestion in the Hampton Roads region; and

WHEREAS, Governor McDonnell is proposing to create the Port of Virginia Economic and Infrastructure Development Zone, which will incentive companies involved in maritime commerce and that import and export goods through the Port of Virginia to locate in Virginia; and

WHEREAS, creation of this zone is estimated to have an economic impact of \$7.3 billion, sustaining 14,120 jobs in the Route 460 Corridor and \$5.7 billion, sustaining 11,255 in the Hampton Roads area; and

WHEREAS, creation of this zone will bring much needed jobs and economic development to our community; and

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that we support the establishment of the Port of Virginia Economic and Infrastructure Development Zone and respectfully request the House of Delegates and the Senate of Virginia to approve Governor McDonnell's proposed amendments to HB 1183 and SB 578 establishing this zone.

11-2

Chairman Jones stated the next item of business was number twelve – Request for Support of Greenwood RRST LLC's Application for Industrial Access Railroad Track Funds.

Mr. Michael Johnson stated in November 2000, Eastern Fuels, Inc. conditionally zoned approximately 131.42 acres of property just east of Branchville to Industrial M-2 and obtained a conditional use permit to develop a wholesale propane storage and distribution facility. Shortly thereafter, the Board of Supervisors endorsed and supported applications by Meherrin thereafter; the Board of Supervisors endorsed and supported applications by Meherrin Ag & Chemical Company and Eastern Fuels, Inc.'s for Industrial Access Railroad Funds to construct parallel rail spurs into the site, one for fertilizer and the other for propane.

In 2002, Eastern Fuels, Inc. merged with Red Apple Markets, Inc. which subsequently conveyed approximately 5.5 acres to Greenwood RRST in 2005. In 2009, Greenwood RRST, LLC obtained

a conditional use permit to develop an asphalt storage facility on the site. The Board adopted a resolution endorsing and supporting Greenwood RRST LLC's application for \$46,500 in Industrial Access Railroad Funds to extend its rail spur approximately 290 linear feet.

Greenwood RRST has recently advised us of their intention to expand their propane business which will require rail spur construction in the approximate amount of \$950,000. Program Guidelines for the Industrial Access Railroad Program require each applicant to discuss their project with their respective local government and to secure a resolution of support from their Board of Supervisors. Wood Beasley, representing Greenwood RRST, is here to discuss his project and seek your support of his request for up to \$142,500 in Industrial Access Railroad Track Funds.

As you may know, the Industrial Access Railroad Program is administered by the Commonwealth transportation Board and is intended to be used as an incentive to encourage industrial or commercial development. New or expanding businesses and industries are eligible to apply directly to the Virginia Department of Rail and Public Transportation for funding to construct railroad tracks to access their respective industrial sites. Funds may be used for engineering, environmental mitigation, site preparation and track construction.

According to Program Guidelines, no more than \$300,000 of unmatched funds may be allocated to any one project in any fiscal year. Any funds in excess of \$300,000 must be matched dollar-for-dollar by the recipient. Applications are competitive with the projected number of railroad car loads and added employment carrying significant weight in the scoring.

If the Board is so inclined, a motion is required to adopt the attached resolution.

Mr. Wood Beasley addressed the Board. He thanked the Board for allowing him the time to come up and ask you for approval of his business expansion plans. What is boosting his business right now and you may have heard of is Marcellus shale fracking in West Virginia. As they are fracking natural gas liquids propane is a by-product of that mining fracking process. Since propane is now a by-product of that process, the best way to get it out of the mountains of West Virginia is by rail. By doing that the price of propane is going down and it is correlating more to the price of natural gas versus the OPEC barrel. He said he didn't want to get too far in the weeds. The bottom line it means that for him as a rail person is that his facility can price propane to wholesale customers such as Amerigas and Airgas competitive with the Apex pipeline in North Carolina. That will improve an increased demand of cars coming down. What he is asking your support on is in putting two more spurs beside the two current spurs that they had so graciously allowed him to put in in the past. Right now he can unload four rail cars every other day. He can unload four cars and CSX will pick them up the next day and he can continue that cycle on a daily basis. If he can put in two more spurs he can unload eight cars a day and significantly increase his capacity to be able to handle the cars coming out of the mountains of West Virginia. He stated this is a great opportunity to get some cheap gas and propane out of the mountains of West Virginia. He said will it make the price of gas go down he didn't have any idea. He said he doesn't sell gas. All he does is handle it for the wholesalers. He sees it as a great opportunity for him as well as Southampton County especially the Boykins/Branchville area. He said they would probably hire at least four more people and approximately 1,500 trucks a year.

Chairman Jones asked if anyone had any questions.

Supervisor Edwards asked if this would add any employees to Mr. Wood Beasley's staff.

Mr. Wood Beasley stated yes four.

Supervisor Porter asked Mr. Wood Beasley if he would be adding any tanks or other assets.

Mr. Wood Beasley said he was looking at this in two phases. In the \$950,000 is two phases. Phase one is to put the tracks in and putting the tracks in and purchasing a rail car mover so he can move cars versus waiting for CSX to move them. That will improve unloading his railcar capacity. If that overwhelms his truck loading capacity then phase two would be to put in another set of tanks and a secondary loading rack which would handle excess trucks probably just during November, December, January, and February.

Chairman Jones asked if there were any further questions. He stated it wouldn't cost us anything there was no money involved.

Supervisor Porter said he supported the expansion. His wife is in the energy business and he understands what Mr. Wood Beasley is doing and appreciates it.

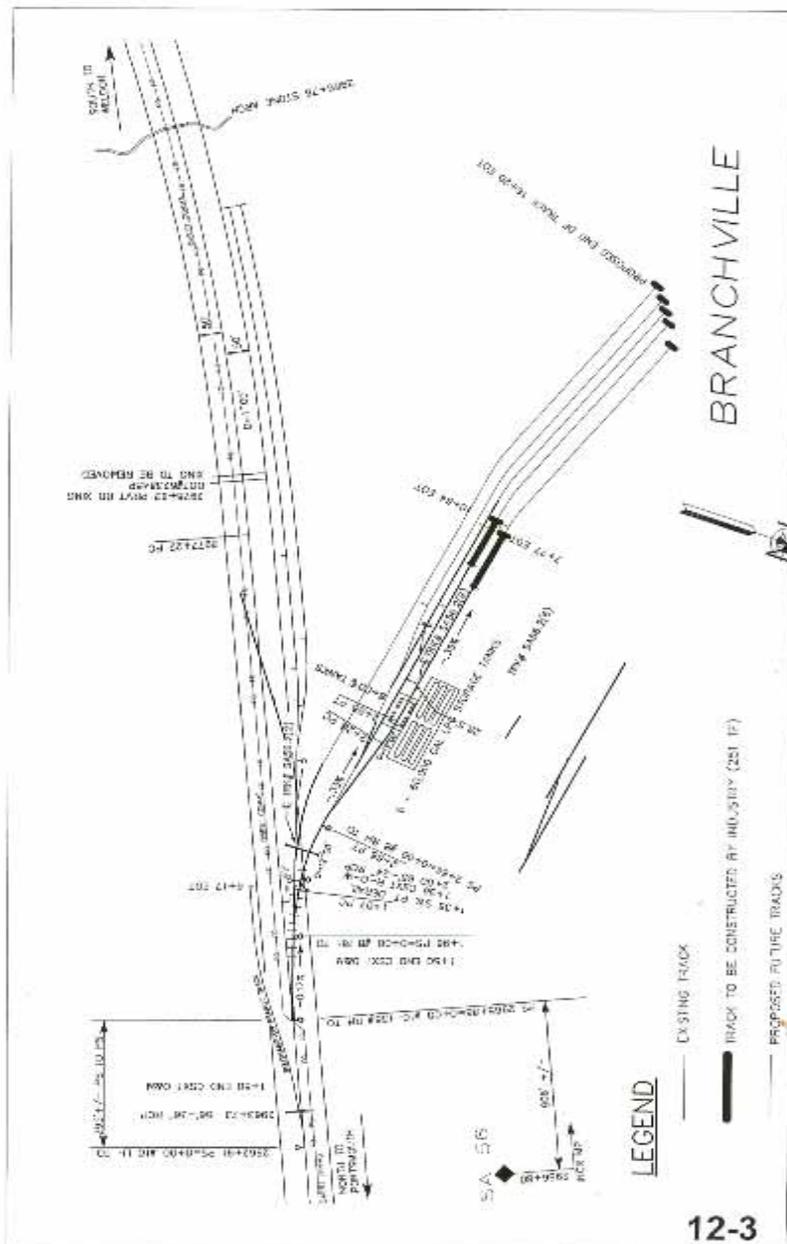
Mr. Wood Beasley thanked Supervisor Porter.

Supervisor Faison said he is certainly glad to see an expansion and he loves it in that part of the county. He made a motion that we adopt the resolution supporting Greenwood RRST LLC's application for industrial access railroad track funds.

Mr. Michael Johnson stated actually there is a revised resolution at your place. He stated he had picked up the total cost of the project at \$950,000. The actual application through the railroad fund is \$142,500.

Chairman Jones said he needed a second to the motion.

Supervisor Porter seconded the motion which carried unanimously.





RESOLUTION OF LOCAL SUPPORT FOR THE UTILIZATION OF INDUSTRIAL
ACCESS RAILROAD TRACK FUNDS

A RESOLUTION OF THE
SOUTHAMPTON COUNTY BOARD OF SUPERVISORS

Whereas, Greenwood RRST, LLC has expressed its intent and desire to the Southampton County Board of Supervisors to expand its industrial operation in Southampton County; and

Whereas, Greenwood RRST, LLC's expansion will require additional rail access; and

Whereas, Greenwood RRST, LLC has reported to the county its intent to apply for Industrial Access Railroad Track Funds from the Commonwealth of Virginia's Department of Rail and Public Transportation in the amount of ~~\$950,000~~ \$142,500; and

Whereas, Greenwood RRST, LLC has requested that the Southampton County Board of Supervisors provide a resolution supporting its application for said funds which are administered by the Virginia Department of Rail and Public Transportation.

Now, therefore, be it resolved, that the Southampton County Board of Supervisors hereby endorses and supports the application of Greenwood RRST, LLC for ~~\$950,000~~ \$142,500 in Industrial Access Railroad Track Funds; and

Be it further resolved, that the Southampton County Board of Supervisors hereby makes known its desire and intent to assist industrial development in the Commonwealth of Virginia and to provide support for the location of industrial facilities in Southampton County.

Adopted: April 23, 2012

Dallas O. Jones, Chairman
Board of Supervisors

A COPY TESTE:

Michael W. Johnson, Clerk

12-2

Supervisor West said he had a curiosity question. Flouride and propane what is the proximity. He heard about something blowing up in Oklahoma one time.

Mr. Wood Beasley said that pot ash was not the ingredient that caused the explosion. Actually aluminum sulfate was the other ingredient in the bomb.

Supervisor West said he was just curious.

Chairman Jones stated they would move on to item 13 – Voluntary Cash Proffers.

Mr. Michael Johnson stated as I suspect most of you know, a cash proffer is “Any money

voluntarily offered in writing and signed by the owner, submitted as part of a rezoning application, and accepted by a locality pursuant to the authority granted by Section 15.2-2303 of the Code of Virginia.”

In accordance with the statute:

- a. Proffers must be associated with a conditional rezoning application;
- b. Proffers must be voluntary – cannot be “demanded” from the applicant;
- c. Proffers must be reasonably related to the rezoning and in conformity with the locality’s comprehensive plan;
- d. Dedication of property or cash cannot be transferred or paid until the facilities for which the proffers are given are included in the locality’s Capital Improvement Plan;
- e. The locality must spend the money within 7 years or forfeit the funds to the Commonwealth Transportation Board;
- f. The locality may not require payment of proffer until building permit is issued.

To pass the test that the proffer is “reasonably related to the rezoning”, localities typically prepare or have prepared a “fiscal impact study” to calculate the incremental impact of each new residential unit. Current levels of service are used as a baseline, with capital costs for new infrastructure (streets, schools, public safety, solid waste, utilities, etc.) factored in. based on a multi-variable formula, a net capital cost per unit is derived after which credits for the taxes to be generated by the project are discounted to net present value and then subtracted from the net cost. Armed with this quantitative analysis, a locality may establish a policy of what is a reasonable voluntary cash proffer.

The Planning Commission has worked to update the number, factoring in the latest census, the recent property reassessment, updated school enrollment figures and the 2012 capital improvements plan. After updating the variables in the formula, the Planning Commission is recommending that the Board consider a suggested proffer amount of \$2,260 for single family residences and \$3,135 for manufactured homes.

The Planning Commission indicates that these figures are interim in nature and they will consider modifications to the model (not just the variables) later this year.

If the Board is so inclined, a motion is required to accept the Planning Commission recommendation and update the suggested proffer amounts as indicated herein above.

Chairman Jones asked if anyone had any questions on this. He said Supervisor Updike you have been talking about this for a long time.

Supervisor Updike said this is temporary, or at least he hopes it is temporary, because a proffer as far as he is concerned should be based not on a home but a unit. It is based on the services that the people are going to need in the future. Where they have single family dwelling for residents and a manufactured home, you have got the same number of people demanding services out of each home or unit. He has a hard time excepting \$200,000 manufactured home as any different from a \$200,000 single family residence. He cannot accept the breakdown in that method. It should be based on units because people are what demands services and proffers are for services for the people. He said he would go along with it on a temporary basis, but he cannot accept the premises for the differential in fees.

Chairman Jones stated he was on the Planning Commission for quite a while and you have been talking about raising this proffer for a whole lot of years. You finally got it raised.

Supervisor Updike said yeah it is raised, but it is not raised right.

Supervisor West stated that from \$1,728 to \$2,260 isn’t a whole lot of change.

Supervisor Edwards stated that each one went up about five hundred bucks. You are not going to make money on proffers. It was never intended to do that. We have not had one yet to refuse to pay the proffer and if it happens in Ivor you can’t take it to Boykins. It has to be used there. We went up \$500 on each one and we haven’t had one that has been refused yet.

Supervisor Porter said when you say interim or temporary do we have any idea how long that is. He asked how long a period of time are we talking about – is it six months or a year, or two years.

Supervisor Edwards said do what now.

Supervisor Porter asked again how long this interim or temporary period was going to last.

Supervisor West said they say later this year so that narrows it down to the next eight months.

Mrs. Beth Lewis stated that she and Mr. Michael Johnson had discussed this and by later this fall they should have a different model to work with.

Supervisor Porter said another question he has is that it is \$0.00 for multi-family units. He doesn't understand that. He asked if she could help him to understand that.

Mrs. Beth Lewis stated that is the proffer model they are using now you plug in the assessed value of the structures and the model determined how much over the life time of the structure they will pay in taxes. There are very few multi-family structures in Southampton County but they had a high value so the high assessed value would increase their tax payments over the years which then lower their proffer number. The two work together. When you pay more property taxes over the lifetime of the structure the proffer number is lower because you are making it up in the property taxes that you pay over the years. That is the difference between a site built home and a manufactured home as well because over the life time of the structure you factor in the amount of property taxes that are paid.

Supervisor Porter said he understood that. He may have a hard time believing that when you are in apartments that are relatively 900 or 1,000 square foot apartment bring in more taxes than a 2,500 square foot home. That is the reason he is struggling with it.

Supervisor Edwards said remember if requires a rezoning to get this so most other places are going to be in areas that are already zoned for that anyway. The down side is there is nothing you can hang your hat on you have to spend money to make proffers.

Supervisor Porter said he understands that. He is saying that the fact all of our multi-units are currently built in places that are already zoned for multi-units doesn't prevent someone from coming in in the future and asking for a rezoning of a residential area to a multi-family unit. He said look at Franklin they do that all the time. He just has a hard time understanding the economics are so different on that when you put so many more people in the same space. It is not necessarily the house that generates the impact it is the additional residents that generate the impact in the use of services.

Mrs. Beth Lewis stated there is nothing to prohibit the Board of Supervisors from adopting a recommended proffer.

Supervisor Porter stated that is why he is looking at this temporary. He doesn't anticipate between now and the fall that we are going to do a rezoning for a multifamily unit but when you come back with a more permanent proffer in the fall he wants to make sure they we reflect the true impact of all of the types of properties that we rezone for.

Supervisor Edwards said he was sure the Planning Commission would welcome that if you want to make that in the form of a motion to look at that. He said they had discussed that many times.

Mrs. Beth Lewis said it is important to remember that since the proffer policy went into effect in 2006 or 2007 the Board of Supervisors has accepted proffers for about 50 pieces of property and we have collected less than a quarter of those. Less than a quarter of those lot owners have requested building permits. So while it is an important figure, at the time it is not a burning issue. She thinks in the almost three years that she has been working for Southampton County they had collected proffers for three to five pieces of property because that is all that have asked for building permits.

Supervisor Updike said that is another burning issue and that is issuing and receiving commitments of proffers and you sit there and hold them for ten or fifteen years and during this time the proffers would go up. If it goes up to \$5,000 and they are sitting there with a \$1,700 proffer for use. He wanted to make another part of it a time limit. If they don't submit the proffer in five years then they are subject to proffer amount at the time they execute their commitment or get their building permit.

Supervisor Edwards said they are rezoned so they are paying the rezoned price. They are paying extra tax.

Mrs. Beth Lewis said the proffers are a condition of zoning and the general statutes require that when a locality accepts a condition it remains as it is.

Supervisor Edwards said he thought the drawing question for the Planning Commission when it came through originally if somebody would like to make a motion he would be glad to mandate that the Planning Commission go back and look at that and come back with an answer.

Chairman Jones asked what they wanted to do with it.

Supervisor Porter asked if they needed two motions first for a temporary.

Chairman Jones said yes they should vote on the proffers.

Supervisor Porter made a motion that they approve the temporary increase in the proffers.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones said now we are ready for the other motion.

Supervisor Porter made a motion that the Planning Commission considers the appropriate proffers for multifamily units as well when they schedule the more permanent proffers.

Supervisor Edwards seconded the motion which carried unanimously.

Chairman Jones stated they would go to number fourteen – miscellaneous.

Mr. Michael Johnson stated he had an update on Ivor Elementary School Demolition. The UST removal is now complete and the tank closure report was forwarded to DEQ on April 16 – there were no visible hydrocarbons in the pit or the excavated solid and the sample results came back below quantification levels – all good news. Gray and Sons is working on demolition of the structure and is expected to be complete in the next 2 – 3 weeks.

Chairman Jones asked if there were any questions on this.

Supervisor Updike said his only question is what are we going to do with the property – sell it or sit on it and it be idle.

Mr. Michael Johnson said that is a great question and one this Board needs to consider.

Chairman Jones said we will consider it when it is complete.

Supervisor Updike said it is almost complete

Chairman Jones said when it is complete we will decide what to do with it.

Supervisor West said we should take a look at it next month and see what we need to do to get it ready to sell.

Supervisor Porter said he thought we should sell it and get it back on the tax rolls as quickly as possible.

Supervisor West said they are all single family dwelling adjacent to it. Town water is there.

Mr. Michel Johnson said item B. is Non-Judicial Auction Sale for Unpaid Real Estate Taxes. The sales were held on April 13, 2012. There were 34 attendees (24 bidders) and twelve lots were sold. Proceeds for the sale were \$83,800, equating to roughly 57.75% of the aggregate assessed value. He stated he didn't know if Mr. David Britt wanted to comment on it.

Mr. David Britt asked if anyone had any questions on the sale.

Supervisor Porter asked how much of this money do we get.

Mr. David Britt said once the court approves the sale and all the expenses then the amount we will receive will be determined at that time. They have to collect the balance due and they have to have a hearing in the Circuit Court on some of the properties so the non-judicial sale we will probably know in the next two to three weeks. The buyers had ten days to pay the balance of the sale price.

Supervisor Porter asked whether we get the taxes from them or from the sale, from these properties how much tax do we expect to receive.

Mr. David Britt said he would have to look at each individual property because some of them only brought \$300.00 and more than that was owed on them. They had other properties that were assessed at \$5,300 dollars and they brought over \$10,000 that means we had a surplus which will be held in escrow for two years. At the end of two years if no one makes a claim on it then it reverts over to the county. He can give you a better report once the monies are received in. He can then give you a break-down of how of the taxes were paid up out of the sale.

Supervisor Porter asked when he would have that.

Mr. David Britt said some of that is based on the time the Circuit Court takes to complete their part and having the filing done and the judge signing off on it.

Supervisor Porter asked Mr. David Britt if he could at least give them an estimate or an expectation as to what we would receive at next month's meeting.

Mr. David Britt said yes he could do that. Also, this past month they have collected \$225,000 and over the last quarter they have collected somewhere over \$894,000 in outstanding taxes. This past month they did have 450 payment plans set up. They have \$364,000 dollars included in those plans that were set up which hopefully we can have collected by June 30, 2012. He also included collections received from the collection agencies working for us which were David, Camp, & Frank \$149,881.69, Taxing Authority \$107,917.14. He noticed Taxing Authority's checks are getting larger so that is good news. Right now we are involved in the budget process so you might be interested to know we currently have \$1.6 million dollars outstanding which equated to what we had outstanding last year this time at \$1.6 million dollars. They are continuing to try to work on collections. They are currently in the process of turning the 2011 files over to Virginia Auction Company for starting the booting process. This is thirty days sooner than they did last year so hopefully they can bring in some more money.

Chairman Jones asked if there were any questions for Mr. David Britt.

Supervisor Porter said he would just like to compliment Mr. David Britt on pursuing these issues and encouraged him to be aggressive.

Mr. David Britt thanked Supervisor Porter.

Chairman Jones thanked Mr. David Britt also.

Mr. Michael Johnson stated item C is the Superintendent's Annual Report – Table 15. Please find a copy of the report attached which illustrates the total per-pupil expenditures for operations for the fiscal year ending June 30, 2011. Southampton County's local per-pupil expenditure was \$3,392 and the total per-pupil expenditure was \$9,323, 13.6% below the statewide average.

Supervisor Porter said he thought Mr. Michael Johnson had the wrong number there. He thought he picked up the one below us. He thinks the number should be \$10,449 which is right on the state average.

Mr. Michael Johnson said okay.

Mr. Michael Johnson said item D is Letter of Commendation. He said please find a letter of commendation attached from the Department of Conservation and Recreation as it relates to the County's Erosion and Sedimentation Control Program.

Mr. Michael Johnson stated that items E, F and G are simply notices, correspondence, and articles of interest. He would be happy to answer any questions about them.

Chairman Jones asked if anyone had any questions.

Chairman Jones asked if there were any late arrival matters.

Mr. Michael Johnson said there weren't any.

Chairman Jones said we would have the citizen comment period now. If you would like to speak, come up to the podium and give your name for the secretary. He asked that comments be limited to two minutes please.

Mr. Ash Cutchin of 29018 Darden Point Road addressed the Commission. He stated in his hand he held several pages he copied from the Virginia Employment Commission website. One page listed the 2010 county population as 18,570. Another page listed the top county employers #1 is the school system, #2 is Deerfield Correctional Center, #3 is Narricot, and #4 is the County of Southampton. So two out of the top four are the schools and the county, but they don't however list the number of employees. Another pages shows employee by age and another pages showed employment by industry, 545 in manufacturing for example. One thing that bothers him is that it lists educational services as non-disclosable data and it didn't say why it was un-disclosable. Another page shows the average weekly wage by industry and that also shows educational services as undisclosed data without saying why. He feels the public is entitled to know why it is undisclosed. It may be homeland security. He didn't know. It does list in the county work force 1,568 and this was updated in March so it is supposedly accurate. There are 54 federal government employees in the county, 670 state employees, and it list 844 local government employees even though the newspaper said yesterday 145. He stated he didn't know the reason for the discrepancy there.

Mr. Michael Johnson said Southampton County Schools.

Mr. Ash Cutchin said so the Schools aren't included in the 145 but they are included in the 844.

Mr. Michael Johnson said that is correct.

Mr. Ash Cutchin stated that it shows the local government average wages as \$568 dollars a week so that is \$29,526 for 52 weeks which is what he was making as an appraiser before the recession. When he was an airplane pilot for 25 years he was a member of organized labor which often gets a bad rap, but safety was rewarded and pay was up there at the top of the list. He points out to us from experience that whenever a contract came up for renegotiation they were always told that the company simple could not make it if they didn't agree to a pay cut. May times that was the case and all shared in the pain rather than the company laying off junior workers. In the last few years the pilots took a combined 25% pay cut rather than having to lay off junior pilots. One year he remembers taking a 15% pay cut when the CEO got a 68% pay raise. The board of electors said he received a pay raise because he had reduced expenses, but he reduced expenses on the backs of workers. He said why he is mentioning this. He stated because at the meeting last Wednesday as he listened to the department heads as they explained the drastic effects from having to reduce the budget he noticed that he never once heard anyone say rather than layoff 10 deputies or 30 teachers or whatever (he didn't take notes) they could keep all their workers if they agreed to a slight pay reduction. He asked if that was simply not an option in the way they negotiate with

their workers and if not he wants to know why. Next he would like to say we hear a lot lately about everyone paying his or her fair share. We hear it all the time on the national news. Regarding the county population of 18,570 and we assume 570 of those are behind bars and the other 18,000 are running around free with the 3.2 million short fall in the budget as presented last week if we all share in the pain to maintain our services that mean everyone would have to pay their share which is \$178.00 per resident. Now that would be \$256.00 for his wife and him instead of the \$915.00 if you raise his property taxes \$0.24 which Supervisor Edwards said we may have to do. No one wants the Sheriff to have to lay off deputies, no one wants to have to eliminate the night shift, and no one wants to live in area without the street lights. All of these situations would cause increased crime. No one wants to see any of the teachers fired. In December of 2009 he stood right here and suggested that the Supervisors take a pay cut which you did and he commends you for it. He also suggested that the department heads take a pay cut. In his way of thinking that also shows they are willing to share in the pain. Tonight he makes that same suggestion. Share the budget increase among those who receive their pay from the county as well as those who fund it. That seems fair to him. Finally regarding land use which came up last Wednesday night, he gets the satisfaction that it helps many of our farmers. He thinks those that protest land use the most, and that includes you Supervisor Faison, are using the same tactics as our President and that is practicing class warfare and that is warfare against approximately 900 land owners or less than 1/2 of 1% of our population.

Mr. Richard Harris of 27161 Trinity Church Road, Courtland, Virginia addressed the Board. Last week for an hour and a half he watched Southampton County's Administrator Mr. Michael Johnson's drastic presentation of what would happen if you had to trim the proposed operating budget by \$4 million dollars. It could have been a script for a horror film or a science fiction movie. It would leave one to believe that the county would cease to function on July 1, 2012 or as Chicken Little would have said the sky is falling, but it isn't going to happen. Belt tightening and change is always tough. He said he used to buy a new car every two years. Now he drives one that is five years old. He used to take one or two weeks off a year and go anywhere he wanted to now he takes a day when he can. He used to have a business with ten plus employees now it is him and his wife because he can't afford any more. Yet last year he thinks the county raised real estate tax 1% per \$100.00 of assessed value. Then you bring in this Wingate crew and raise most everyone's assessment and some by obscene amounts. An answer he got from one of the ones he talked to was well you have got a nice home. That is absolutely no reason to raise anyone's assessments. They have to have comparables. He asked them where they were and they have never shown him any. You just cannot pull a figure out of the air. You treat us like a cash cow. Need more money, just grab another utter, squeeze a little tighter and you are bound to get a few more bucks from Joe Citizen. Well I'm here to tell you Joe Citizen is tired of getting squeezed for just a few more bucks when he or she is getting nothing, zero, zilch, nada, in return. You gentlemen volunteered for a job and he's here to tell you it is tough. During this position that you have for the next four years you are going to have more request than a disc jockey at a radio station and your budget deliberations you are probably going to hear more sob stories than a priest during confession. Your decisions will not always be popular and no matter what you decide at least one third of the citizens in this community are going to be dissatisfied; however he employs you to stick tight and not be persuaded by a slick, dooms day power point presentation to raise the 2012 -2013 operating budget by almost \$4 million dollars. You can do it by what the previous speaker said. Everyone can tighten their belt a little bit and give a little bit. It is not always take, take, and take. He thanked them for their time.

Mr. Jamie Lee of 29206 Flaggy Run Road, Courtland, Virginia addressed the Board. He thinks you r probably already know why he is here tonight. While most of this Board of Supervisors was not on Board when this debt was accumulated you have certainly got a tough job, probably one that none of us would want and that is finding a way to get this county out of the mess it is in. He feels that our society today has become one that feels like they are entitled, if you will, to things they want, but maybe cannot afford. We have become accustomed to getting what we want right now even if we don't have the means to pay for it. This is as dangerous mind set to have and a poor example to set for our children. There is nothing wrong with saying we will have to wait for this or that until we can pay for it. He is reminded of the old saying don't let your wants hurt you. We simply will have to learn to do with less and pay as we go. He believed that when our forefathers founded this country intended for government to have a limited role in our lives. They never intended for the government to solve all our problems or provide all of our wants. They provided us with a government that was designed to protect us and provide law and order and not

burden us with rules, regulations, taxes, and kill our desire to succeed on our own. He believed it was Thomas Jefferson who said it best when he said "A government who governs least governs best". He was shocked and disappointed last week at the budget meeting when only one department head in the county even offered to try to help control cost and look for a solution to this problem. All others with the exception of that one seemed to have the same attitude of don't cut me. This is the reason that we are in the shape we are in now. He doesn't think anyone out here wants to see anyone lose their job, but the reality is that in the private sector this happens every day. We are all being asked to do more with less. He asked how our department heads or county administrator could think that they should not have to do the same. Maybe they all need to be reminded that the government works for the people. It is past time for the tax paying citizens to stand up and be counted. Let our officials know they work for us and that we pay their salary. If they can't do what the citizens have asked them to do, then they can and will be replaced. Our country, state, and county will never be great again until we all decide to do the right thing and get our government back to being fiscal responsible. In closing he would like to remind each of you who were just elected that you were elected by the majority of the voters not any one person or group because you vowed to not raising taxes and get this county back to being good stewards of our tax dollars.

Mrs. Linda Vick of Newsoms, Virginia addressed the Board. She stated she had a tax question that she would like to ask you. She stated that she owns Boykins Manor Mobile Home Park out in Supervisor Faison's district. Last year the value was \$247,800 dollars. With the new assessment the property was valued at \$405,400. That is a 64% increase in what she will have to pay taxes on. Last year she paid \$7,301.34 on this piece of property. Her taxes for the coming year will be \$11,406. That is an increase of \$4,100.00. At the present time she pays for her own street lights out there for the citizens. She pays for their trash pick-up. She maintains the street which goes through there which county school buses travel on every day twice a day. Her rent has gone down at least \$3,500 dollars a month because of layoffs from Narricot where people cannot pay their rent and they have had to move. Some of them she has worked with so they can pay their rent twice a month - the first of the month and usually along the middle of the month. If she is paying for all of this now, the street lights, the trash pick-up, and paying for the road to be maintained back there, what is the county giving her for her tax dollar and what is she going to get for the next \$4,100.00 if she is getting nothing now what is she going to get after all this. She wants an answer to that. She feels like her taxes shouldn't be raised because she is already paying for everything plus the taxes.

Mr. Lawrence Brown of 32482 Schoolhouse Road Courtland, VA addressed the Board. In order to keep the tax rates of Southampton County at the present rate some drastic, unpleasant measures need to be taken. Southampton County present tax rate is higher than surrounding counties and cities that are also searching for new employment opportunities. We are behind the eight ball compared to our competitors. Last Wednesday the potential for new cash was mentioned. He said he didn't know if there would be a lot of money in this, but he has a problem taking tax money that he is paying going to teachers and employees taking money to where they reside. He said he guessed what he was saying is that we ought to take a look at making it mandatory and necessary for people employed by Southampton County to live in Southampton County unless there are some extenuating circumstances. Last week all the department heads stated they were already working on a bare bones budget and any cuts from the proposed budget would have drastic ramifications for all of the residents of Southampton County. No one spoke to the side of the majority of the residents of Southampton County which 40% are near or at the poverty level and can't afford any new taxes. The school system requested the largest amount of money when they are now getting 58.6% of Southampton County's tax money. He noticed in the Virginia Pilot that other school systems are getting in the high 40% tax range of local tax money for schools. These schools have a student to teacher ratio in the 22- 24 to 1 range. He said he had been told that Southampton County has a 12 to 1 ratio. It seems to him an adjustment to the county student/teacher ratio would be a way to save money. There has been some talk about adjusting the land use taxation program in the county to get additional income. Mr. Michael Johnson had an article in the Tidewater News that stated that agriculture and forestry required very little county services. Most if not all farmers in Southampton County pay a considerable amount of personal property tax on their farm equipment that most farmers in adjoining counties do not pay. Every farmer in Southampton County has a house that is being taxed at the same rate as teachers and other Southampton County employees pay. Southampton County has approximately 18,500 residents and the City of Franklin has about 8,000 residents. The City of Franklin has the same

governmental structure that Southampton County has. Last Spring Steve Stewart wrote an article in the Tidewater News that stated millions of dollars would be obtained if Southampton County and the City of Franklin merged. The overhead per capita for the residents of the city and county would be dramatically reduced resulting in a tax savings and possibly a tax reduction for the county and city residents. The recommendation would be difficult to implement because of political job preservation and events that have happened in years gone by between Franklin and Southampton County. The deciding majority would offer a no tax increase by merging. The two entities are facing a significant tax increase. He suspects these people would vote to have a merger. He knows it is going to be a difficult thing to talk about or consider, but it is just the way he feels about it. The combined population between Franklin and Southampton County is between 25,000 and 30,000 and he feels the duplication of jobs is not cost effective for Franklin or Southampton County. Most residents would probably be better served from a tax standpoint if Southampton County and Franklin merge.

Mr. Bill Worsham of 12685 Appleton Road, Ivor, Virginia addressed the Board. He stated that Supervisor West represents that area. He is here tonight to comment on the meeting of April 18, 2012 which was last Wednesday. One important item was omitted from that meeting and that is the fact this county is in debt by 69.8 million dollars. If you look at the debt service indebtedness it is about 4/5 of one million dollars or \$800,000 dollars that will be paid out this year. That is a drag upon our economy. It is a drag upon our society. He has a story on one of your tax payers. This is a young couple who has a child on the way and one in a stroller. They had to borrow money to pay taxes last year in this county alone. They are wondering what they are going to do this time because of the assessment. He wonders what they are going to do too and you should be wondering. Our debt has reached a critical mass. It is about to explode. He thinks the reason why you have had the criticism over this budget is the fact that they have accumulated this debt through past Boards. The mean of spend and tax has brought us to this area. We can't stand it anymore. The taxpayers can't put up with it. At the meeting last Wednesday night there were discussions of all kinds about raising revenue. At the beginning we were told back in this draft with a \$.24 cents tax increase on property taxes. We also talked about a \$150.00 trash fee for the privilege of taking his trash over to the dump and putting it in by taking his pickup truck and using his gas. We also talked about collecting taxes twice a year. That is going to put a hardship on our farmers because they are going to have to pay land rent and then taxes two times a year when they are only budgeted for one. We also talked about land use deletion. He thinks land use deletion was put in for a couple of reasons. Number one to make sure we didn't explode in residential homes in the county thereby increasing our indebtedness more and the other reason to give some relief to farmers who have outstanding debts as far as gas, seed, and anything involved with the petroleum industry. He thinks we need to look out for those folks, but to say to us we are going to go back and revert to the same only thing. The only way we are going to take care of this is to increase a tax or impose a fee is not what we want to hear. The taxpayers are at a point where we can stand no more. He stated he had suggested a few things to reduce the indebtedness the county has. Back in April 2011 the General Assembly met in a veto session and they reappropriated money to the school boards. The money that came to the Southampton County School Board was somewhere in the neighborhood of 1/10 or 2/10 of a million dollars. That money was allocated after the previous Board has approved the School Board budget included in the county budget. He requested to the School Board return that money to you to bring down some of this debt. Having received no answer from them he came back to you and made that same request. He said Mr. Jones you looked at me and said I would have to take it back to the school board. He has done that and he is back here again looking for an answer. He thinks the only way we are going to come out of this debt is as Mr. Ash Cutchin and a few others have said and that is to share the burden. That sharing the burden is not an increase in expenses or taxes or fees. If you go that level this will be the third straight year that you have increased taxes in some way. This year tax payers in this county are going to be hit with a \$0.02 cents for a sewer system that has been overbuilt and underutilized. We are paying for it and we can't stand it anymore. Don't tell us we are going to have to lay this many employees off that is not a solution to the budget problem. The solution to the budget problem is balancing the budget without a tax increase of any kind.

Mr. David Joyner of 8411 Main Street, Ivor, Virginia addressed the Board. He didn't come planning to speak tonight but he has heard all sides of the arguments. He has the privilege in past years in sister county, Isle of Wight to be a planning commissioner for eight and a half years. He has recently been appointed to your Board of Zoning Appeals and he appreciated that by this Board. He is weighing the sides of the citizens and he is weighing the sides of the Board because

he has sat on both sides tonight and he has some suggestions for you. He had talked to the Board of Supervisors this week about a 5% cut as a couple of the citizens had recommended. That only equates to \$285,000 which only saves seven jobs. Time you figure overhead, taxes, and insurance that probably only equates to 6 ½ jobs with a 5% cut in pay. He had been on the phone today with some officials in this county and some department heads and been asking what can he do. He said he had a suggestion tonight he would like for you to consider. He stated he would be with us Wednesday night also. He just heard a citizen say tonight let's all invest in this county. One man stated \$256.00 for him and his wife. It may sound kind of crazy but a very sound business opportunity for you tonight issue municipal bonds to take some of this debt off of you. Find out how many citizens that say tonight they want to invest in you will. Find out how many will take the risk with you that you have to sit there and try to determine where the money comes from. He has had the worst 3 ½ years in business in his entire life. Four years ago tonight on paper he was a multimillionaire tonight he has no retirement and neither does his wife. He is starting over at 53 years old, but one thing he has done is that he has invested in himself. He has invested in his company. He has taken everything that he knew to do to keep his business going. So he is asking you tonight and asking the citizens and this is probably not going to be popular with either side but he feels led and compelled to say this if the citizens don't want to be taxed and you don't want to raise taxes then let's invest together because he loves Southampton County. His blood roots are from this county and our sister County of Isle of Wight. There is a lot to be considered here. He said he was going to personally ask you because this is a pet peeve of his, you can ask every dispatcher with Southampton County Sheriff's Department how often he calls. Don't cut our enforcement staff. He doesn't want to shoot somebody coming into his home in the middle of the night because he knows there is not a Deputy within two hundred miles of his house for four hours. Don't cut the funding so we don't have a jail farm which is actually making money. He asked does it make good sense. Well not completely, but it makes money every year. Do not cut your selective enforcement staff because they bring in over half a million dollars a year in extra money from people who don't even live in this county. That's for that wonderful 58 bypass. Thank you Mr. Jerry Kee, if you are still here, for widening that road from the old death highway. There is a lot to be considered here tonight gentlemen. He is just making what suggestion he can. He knows we are supposed to have a separate of church and state but he is going to end with one statement tonight and he wants you to think heavily on this. It is in the Book of Proverbs and it says Trust in the Lord with all your heart and lean not unto your own understanding but in all your ways acknowledge Him and He will direct your path". Good Night.

Mr. Jimmy Lee of 23279 Shands Drive, Courtland, Virginia and a lifelong resident of Southampton County addressed the Board. He would like to know that his comments tonight are not personal and he is just speaking from the heart. The reason we are here tonight is to talk about the high taxes. We receded from England and fought the Revolutionary War because people were taxed to death. We just can't stand to be taxed but so much. We had this argument and discuss last year and we have had it this year. If we don't do something about it this year we will be having the same argument next year. He thinks we are on the brink and you get addicted to excess spending and it's like drugs almost. We had an argument last year and we explained ourselves and this year we raised the budget again and now if we don't hold it down this year what is going to happen next year. He just doesn't understand it. The reason we are in this situation is because we have made some bad decisions which we are all human and nobody is looking down somebody's nose but we have listened to consultants instead of listening to the people of Southampton County and made some bad decisions – an industrial park, a sewer plant that is too big and takes too many people to run. The industrial park has caused us a big loss. He knows the Board of Supervisors doesn't dictate to the School Board but the new Superintendent that they are hiring he feels sure is a fine lady, but he doesn't understand how you can hire somebody new and start them off at the same salary as somebody that had been in the position for thirteen years. He thought you always started off at the bottom and worked your way to the top, but if you start at the top you don't have anywhere else to go. The decisions like this have got us in the trouble that we are in. He thinks the tax rate is so high that he doesn't know how we will ever technically administer it. He knows we have got a new pellet plant coming in but he thinks that is stimulus money and when that plays out he doesn't know where the next industry is coming from because he has a hard time believing the private sector would invest in a county that the tax rate is higher or almost twice as high as surrounding counties. He has heard some solutions about how we are going to solve this and one is collecting tax twice a year. He thinks that is voodoo. It may solve the problem this year, but what about next year. We are just kidding ourselves. It is robbing Peter to pay Paul. One other thing he wants to talk about and he wants to address Supervisor Faison on this directly and that is

land use. Out of the 95 counties in Virginia 76 have land use so you all aren't doing us any special favors. The land use is not the exception to the rule; it's the rule. About 80% of the counties in Virginia have land use. A field of soybeans doesn't require much attention or services from the county in what it requires. He and his wife pay their taxes as a household, it is too much but they still pay it. He thinks if you are going to insist on more taxes the fair way to go would be a consumption tax. He asked isn't it fair that if a person who have four children in school pay more tax than a person who has three children in school. He asked isn't it fair that a person that generates 40 pounds of garbage per week would pay more than somebody who recycles and only generates 12 pounds of garbage per week. If you are going to raise taxes let's go to a consumption tax and you are going to find out that the people who contribute the least to the taxes require the most from the county. Last he doesn't think that the election of the four new Supervisors was not insignificant, but very significant. In fact he thinks it was a mandate from the people. He urges you to be as good as your word, do something that you very rarely ever see a public elected official do and that is do what you said you were going to do before the election. You ran on a platform of cutting expenses and not raising taxes and he hopes you will be as good as your word.

Chairman Jones asked if anyone else wished to speak. There being no one else he stated they would take a five minute break before going in a closed meeting.

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

Supervisor Faison made a motion to convene a closed meeting for purposes as described.

Supervisor Edwards seconded the motion with it being carried unanimously.

Supervisor Edwards read the certification resolution.

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 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 Edwards made a motion to go back into open session.

Supervisor Porter seconded the motion which carried unanimously.

**Supervisors Voting Aye: Dallas O. Jones
Barry Porter
Glen Updike
Carl J. Faison
Alan Edwards
Ronald M. West
Bruce Phillips**

Supervisors Voting Nay: None

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Chairman Jones stated that they did not discuss anything that was not on the agenda.

Chairman Jones asked if there was anything else to come before them before they adjourned the meeting.

There being no further business the meeting was adjourned.

Dallas O. Jones, Chairman

Michael W. Johnson, Clerk

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April 23, 2012

