

At a regular meeting of the Southampton County Board of Supervisors held in the Board Room of the Southampton County Office Center at 26022 Administration Center Drive, Courtland, Virginia on August 25, 2003 at 8:30 AM.

SUPERVISORS PRESENT

Reggie W. Gilliam, Chairman  
Eppa J. Gray, Jr., Vice-Chairman  
Carl J. Faison  
Dallas O. Jones  
Charleton W. Sykes  
Ronald W. West  
Walter L. Young, Jr.

SUPERVISORS ABSENT

None

OTHERS PRESENT

Michael W. Johnson, County Administrator (Clerk)  
J. Waverly Coggsdale, III, Assistant County Administrator  
Julia G. Williams, Finance Director  
Cynthia L. Cave, Community/Economic Development Director  
Susan H. Wright, County Administration Executive Secretary

Chairman Gilliam called the meeting to order at 8:30 AM, and after the *Pledge of Allegiance*, Supervisor Sykes gave the invocation.

Chairman Gilliam sought approval of the minutes of the July 28, 2003 regular meeting. They were approved as recorded, as there were no additions or corrections.

Regarding highway matters, Chairman Gilliam recognized Mr. Randolph Cook, Resident Engineer of the Virginia Department of Transportation (VDOT).

Mr. Cook advised that the contractor was working on Route 671 and was progressing well.

Mr. Michael Johnson, County Administrator, announced that as they may be aware, VDOT had recently launched a three-year study to consider future improvements to Route 460 between I-295 in Prince George County and U.S. Route 58 in Suffolk. He advised that Waverly Coggsdale, Assistant County Administrator, Cindy Cave, Community/Economic Development Director, and himself, attended a public meeting in Windsor on August 6 where they received information regarding the "scope" of issues to be addressed in the study. He informed that the process was intended to be interactive whereby VDOT and its consultants would solicit public input to identify significant issues related to the proposed improvements and sensitive resources in the study area, *before selecting and identifying alternatives*. Issues to be addressed would include, among other things, road capacity, mobility and access, and impacts on historic resources, the environment, wildlife habitat, and the local economy. He advised that of concern to them was the breadth of the proposed study area which included a vast territory north of the present alignment, all the way to Route 10 which bisected Isle of Wight, Surry, and Prince George Counties. Also of concern was that the Study Area included no area south of the Norfolk Southern Railway.

He advised that they may recall that the 1999 TransAmerica Corridor Feasibility Study, precursor of the present study, identified the following two feasible alternatives for improvement to Rt. 460: 1) A new, limited access, freeway-type (interstate) highway; or 2) A four-lane divided facility with controlled access at the *bypasses* of small, urban communities. He stated that either of those scenarios, regardless of exact final alignment, could potentially have adverse economic impacts on Southampton County, and in particular, the Town of Ivor, as it was apparent that both would likely divert existing traffic away from town. Based on the current extent of the Study Area, it was entirely possible that a new highway could be constructed completely outside the Southampton County limits, transforming the present route into something comparable to often forgotten Route 301. Thus, it was essential that they speak loud and often in this process. He stated that he thought there were two items of paramount importance to them. First, that the improvements follow as closely as possible to the existing alignment. Second, if it was a forgone conclusion that the new alignment would bypass the towns, that the final design incorporate at least one interchange near the Town of Ivor. He advised that included in the agenda was a resolution for their consideration that would at least place the Board officially on the record as supporting an alignment as close as possible to the existing

alignment. He noted that this was the first of what he expected to be many resolutions regarding this topic over the next several years.

The resolution is as follows:

At a meeting of the Board of Supervisors of Southampton County, Virginia, held in the Southampton County Office Center, Board of Supervisors' Meeting Room, 26022 Administration Center Drive, Courtland, Virginia on Monday, August 25, 2003 at 8:30 AM.

PRESENT: Reggie W. Gilliam, Chairman  
Eppa J. Gray, Jr., Vice-Chairman  
Carl J. Faison  
Dallas O. Jones  
Charleton W. Sykes  
Ronald M. West  
Walter L. Young, Jr.

IN RE: Route 460 Location Study

Supervisor West moved:

*WHEREAS, the Comprehensive Plan of Southampton County identifies U.S. Route 460 as a primary, arterial, commercial and industrial corridor, vitally important to the overall well-being and economic development of Southampton County, and*

*WHEREAS, the Virginia Department of Transportation has initiated the Route 460 Location Study to consider future improvements to Route 460 between Interstate 295 in Prince George County to the Suffolk Bypass (U.S. 58) in Suffolk; and*

*WHEREAS, the proposed study area includes a vast territory, far beyond the existing highway alignment, reaching northward to Virginia Route 10, but including no areas south of the Norfolk Southern Railway.*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that it respectfully requests the Virginia Department of Transportation (VDOT) to amend the proposed study area to include areas south of the Norfolk Southern Railway; and*

*BE IT FURTHER RESOLVED that this Board respectfully requests VDOT to duly consider and weight heavily any and all economic impacts that any proposed realignment may have upon the towns and counties presently served; and*

*BE IT FURTHER RESOLVED that this Board respectfully requests VDOT to fully evaluate and weigh heavily the potential adverse impacts upon land use, air quality, water quality, and wildlife habitat of any proposed realignment of Route 460 between I-295 and U.S. Route 58; and*

*BE IT FURTHER RESOLVED that this Board heartily endorses and supports an alignment of Route 460 in close proximity to the current alignment and existing towns along the Route 460 corridor.*

Seconded by Supervisor Jones.

Voting on the Item: YES – Reggie W. Gilliam  
Eppa J. Gray, Jr.  
Carl J. Faison  
Dallas O. Jones  
Charleton W. Sykes  
Ronald M. West  
Walter L. Young, Jr.

NO – None

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Reggie W. Gilliam, Chairman  
Southampton County Board of Supervisors

A COPY TESTE:

\_\_\_\_\_  
Michael W. Johnson, Clerk  
Southampton County Board of Supervisors

**Supervisor West made a motion to adopt the resolution. Supervisor Jones seconded the motion. All were in favor.**

Continuing with highway matters, Mr. Cook pleasingly announced that the Commonwealth Transportation Board's FY 2005 Preallocation Hearing for our District was scheduled for November 6, 2003 at the Paul D. Camp Workforce Development Center in Franklin. He advised that Ms. Carolyn Crowder and others at the Workforce Development Center were very helpful in making the rent as cheap as possible. He remarked that he was glad it was coming to our area. Chairman Gilliam commented that they had been riding a long time.

Mr. Johnson advised that included in the agenda was correspondence from Mr. Cook confirming that a recent traffic study warranted the establishment of a no-passing zone on U.S. Route 258 near the Southampton Meadows mobile home park.

Mr. Johnson informed that at the request of Supervisor Jones, they had evaluated Sheffield Drive, a private drive, for potential inclusion in the secondary system of highways as a rural addition. He advised that there was an issue of "speculative interest" that he would have Mr. Richard Railey, County Attorney, look at before considering a resolution. Hopefully they would have a resolution next month if they determined there was no speculative interest. He noted that even if eligible, it would probably be 5 to 6 years before any funding would be available for that project.

Supervisor Young brought up the Delaware Road railroad crossing that he mentioned several months ago. Mr. Cook advised that it appeared that they had taken out the wood and patched it with asphalt, which was an improvement, but was not a total fix.

Supervisor West asked Mr. Cook if they had an abundance of the plant mix he had mentioned at the last meeting? Mr. Cook replied no they did not. He advised that they were using it on Route 614 in his area (Berlin-Ivor) and in some other areas. Mr. Cook confirmed for Mr. West that the plant mix was basically being used to build up the shoulders. He added that they used plant mix on approximately half of Governor Darden Road (Route 614) this year, and because it was so far down on the six-year plan, they were going to do the other half all the way to Route 641 next year. He commented that it was not the best solution, but was better than what was there. Once he got the shoulders built up, he would like to do further improvements as money allowed.

Moving forward to appointments, regarding the appointment of a successor for Reverend James W. Browder, III on the Blackwater Regional Library Board of Trustees (his term expired June 30, 2003 and was not interested in serving again), Chairman Gilliam informed that the person in the Capron District (his District) that was recommended to him had declined, stating that he had too much other to take care of. He advised that Mr. Johnson gave him the names of 2 other individuals: Ms. Ann Pittman of the Capron District, and Ms. Hazel Railey of the Jerusalem District. Chairman Gilliam then offered to contact Ms. Pittman. Vice-Chairman Gray asked him to do so and then call him, before he would contact the individual in the Jerusalem District (his District).

In regards to the reappointment of Mrs. Barbara Ellsworth to the Board of Zoning Appeals (she was appointed last October to fill the unexpired term of Trent Fox, which would expire September 30, 2003, and was eligible for reappointment), Supervisor Jones advised that he had not yet had the opportunity to speak with her, but would contact her. He had not heard her say that she would not serve. Chairman Gilliam remarked that he did not anticipate her declining to serve.

Regarding the reappointment of Mr. E. P. "Buddy" Kea, Jr. to the Board of Building Code Appeals (his term would expire September 30, 2003), Supervisor West advised that he would contact him. He confirmed with Mr. Johnson that that Board had only met twice over the last 25 years. Mr. Johnson added that he did not think Buddy had ever met with them.

Mr. Johnson noted that the two latter appointments were not needed until next month. He was just providing advance notice.

Supervisor Jones mentioned that he had a couple of people ask him about the Highway Safety Commission. He asked was it still in existence? Chairman Gilliam and Mr. Johnson replied yes. Chairman Gilliam added that they met occasionally; they may go 6 months or so without meeting, but they were in existence. Mr. Johnson noted that they met 2 months ago, and Chairman Gilliam commented that they had very good turnout.

Proceeding to monthly reports, Mr. Johnson received various reports and provided them in the agenda. Those reports were Financial, Sheriff's Office, Traffic Tickets for 2003, 9-1-1 Sign Repair, Animal Control, and Building Inspections. Also New Housing Starts, Cooperative Extension, Delinquent Tax Collection, Daytime E.M.S. Contract, and Personnel.

Regarding the traffic tickets report, Supervisor West asked if Route 58 was the primary area they were selectively patrolling? Mr. Johnson replied that the vast majority was Route 58 due to the traffic count. He added that the Sheriff could better answer what other areas they were patrolling.

In reference to the personnel report, Mr. Johnson announced that Charles C. Edwards was hired in the Sheriff's Department effective 08/15/03 at an annual salary of \$23,329. There were 3 employees who had salary adjustments. The annual salary of James C. Vinson, Jr. of the Sheriff's Department was adjusted to \$25,501 effective 08/01/03 as a result of a 12 month regrade by the Compensation Board. The annual salary of James T. Cooke, Jr. of the Sheriff's Department was also adjusted to \$25,501 effective 08/01/03 as a result of a 12 month regrade by the Compensation Board. The annual salary of Cora L. Falkins, Victim Witness Coordinator of the Commonwealth Attorney's Office, was adjusted to \$32,353 as a result of a federal grant increase. He mentioned that J. Michael Blythe and Raymond E. Merkh of the Sheriff's Department remained on active military leave. The last he heard, Michael Blythe was in Kuwait and Raymond Merkh was still stateside.

Moving forward to the bills, bills in the amount of \$1,054,028.21 were received. **Vice-Chairman Gray moved, seconded by Supervisor Young, that the bills be paid with check numbers 57587 through 58035. All were in favor.**

Proceeding to the performance contract and budget of the Western Tidewater Community Services Board, Mr. Johnson recognized Mr. Demetrios Peratsakis, Executive Director of that organization.

Mr. Peratsakis greeted the Board and thanked them for the opportunity to speak. He requested that they respectively approve their FY 2004 budget and contract submission to the State Department of Mental Health. The contract would allow them to bring approximately \$10 million of health and human services to their surrounding communities. It would allow them to provide approximately \$800,000 of services to approximately 500 Southampton County citizens, of which about 250 had serious brain disorders. Thus, the money was put to good use. He advised that they appreciated their support and looked forward to them approving the contract. He then welcomed any questions.

The resolution approving their FY 2004 performance contract and budget is as follows:

At a regular meeting of the Board of Supervisors of Southampton County, Virginia, held in the Southampton County Office Center, Board of Supervisors' Meeting Room, 26022 Administration Center Drive, Courtland, Virginia on Monday, August 25, 2003 at 8:30 AM.

PRESENT: Reggie W. Gilliam, Chairman  
 Eppa J. Gray, Jr., Vice-Chairman  
 Carl J. Faison  
 Dallas O. Jones  
 Charleton W. Sykes  
 Ronald M. West  
 Walter L. Young, Jr.

IN RE: WESTERN TIDEWATER COMMUNITY SERVICES BOARD  
FY 2004 PERFORMANCE CONTRACT/BUDGET

Supervisor Jones moved that the FY 2004 Performance Contract and Budget for the Western Tidewater Community Services Board be approved with revenues estimated at \$12,736,263 and allocated as follows:

Mental Health	\$	4,699.872
Substance Abuse		1,723,801
Mental Retardation		<u>6,312,590</u>
	\$	12,736,263

Seconded by Supervisor Young.

Voting on the Item: YES – Gilliam, Gray, Faison, Jones, Sykes, West, Young.

NO – none.

A COPY TESTE:

Regarding capital funding requests, Mr. Johnson announced that included in the agenda were requests for FY 2004 capital funding from Courtland Volunteer Rescue Squad and Capron Volunteer Fire Department and First Aid Squad, Inc. He noted that a spreadsheet showing the status of capital appropriations was provided in the agenda. He also informed that in front of them was a request he received early this morning from the Ivor Volunteer Rescue Squad for their FY 2004 funds. He advised that he would like the Board to consider all 3 requests this morning. He stated that Capron Fire & Rescue's allocation, since they had not drawn any of their funds down since it was started in FY 2000, was \$68,500. They would like to use those funds to offset their cost in the purchase of a new ambulance they just received. Courtland Volunteer Rescue Squad was drawing down only their FY 2004 funds, which was \$5,000, and the same was true for the Ivor Volunteer Rescue Squad. He noted that all of those squads had purchased new ambulances in the last several years and the Board used the funds to assist with the debt associated with such.

**Vice-Chairman Gray made a motion to approve all 3 requests. Supervisor West seconded the motion.** Supervisor West remarked that Ivor used their money well, as they had done an outstanding job in purchasing equipment and modernizing. Chairman Gilliam commented that Capron did not realize they could get the money until he was up there recently. He added that they had done a good job raising money, as they had already purchased a new ambulance. Supervisor West stated when they had volunteers willing to give their time and go into the community and support it and raise a significant amount of money like they did, the capital funding was a small amount that the Board could give back every year. He thought it was something they needed to address and even look at increasing every year because it was very important and came back to the community to every person. **All were in favor of the motion.**

Moving forward to the State Homeland Security Grant Program, Mr. Johnson advised that as the Board may recall from the March 6, 2003 Retreat, they were informed by the Virginia Department of Emergency Management (VDEM) late last year that they would be receiving 4 separate grants totaling \$32,559.22 for certain equipment to assist with emergency responses to incidents involving weapons of mass destruction. At that time, the Board authorized him to formally apply for those grant funds and work cooperatively with the Sheriff's Office and Fire & Rescue Association to determine the best use of those funds. He reported that at this time, they had only expended funds associated with the 1999 grant, which was \$3,817.67 used for detection and monitoring equipment for the Fire & Rescue Association. That equipment was housed at the Courtland Volunteer Fire Department, but made available to any county fire department that may have need for its use. He advised that included in the agenda was the breakdown of the grants by fiscal years. It was fairly specific about what could and could not be purchased. For the first 3 years, only personal protective equipment, chemical, biological, or radiological detection equipment, decontamination equipment, or communications equipment could be purchased. In the 4<sup>th</sup> year, it expanded a little to include physical security equipment, general support equipment, and medical supplies/ pharmaceuticals.

He informed that he had recently been notified again by VDEM that 2 additional grants were forthcoming, upon written application, totaling \$117,253. They were broken down into 2 separate grants, with the first being \$31,099.00 and the second \$86,144.00. He noted that in addition to personal protective equipment, decontamination equipment, etc., those grants opened up a fair amount of other things that could be considered for purchase, including awareness and performance training, and assessments and implementation of the Homeland Security Strategy. He advised that before they could access those funds, adoption of a resolution by the Board was required, which would officially designate an agent of the county to make the application for the grants. A resolution for their consideration was included in the agenda that would give him, as County Administrator, the authority to pursue those funds. He noted that their plan was to again work cooperatively with the Sheriff's Office and Fire & Rescue Association to determine the best use of those funds. In fact, they had a meeting scheduled later this week with Vince Holt, President of the Fire & Rescue Association, and Sheriff Francis and his staff.

The resolution is as follows:

# DESIGNATION OF APPLICANTS AGENT

## RESOLUTION

BE IT RESOLVED BY OF Board of Supervisors OF Southampton County

THAT Michael W. Johnson , County Administrator

Is hereby authorized to execute for and in behalf of

Southampton County , a public entity established under the laws of the State of Virginia, this application and to file it in the appropriate State Office for the purpose of obtaining certain Federal financial assistance under the OJP, National Domestic Preparedness Office Grant Program(s), administered by the Commonwealth of Virginia.

That, Southampton County , a public entity established under the laws of the Commonwealth of Virginia, hereby authorizes its agent to provide to the Commonwealth and to the Office of Justice Programs (OJP) for all matters pertaining to such Federal financial assistance any and all information pertaining to these Grants as may be requested.

Passed and approved this 25 day of August , 20 03

- Reggie W. Gilliam
- Eppa J. Gray, Jr.
- Carl J. Faison
- Dallas O. Jones
- Charleton W. Sykes
- Ronald M. West
- Walter L. Young, Jr.

## CERTIFICATION

I, Michael W. Johnson , duly appointed and Clerk for the Board of Supervisors of Southampton County , do hereby certify that the above is a true and correct copy of a

Resolution passed and approved by the Board of Supervisors of Southampton County

On the 25 Day of August , 20 03

Date: August 25, 2003 Clerk to the Board

**Vice-Chairman Gray moved, seconded by Supervisor Young, that the resolution be adopted. All were in favor.**

Proceeding to solid waste matters, Mr. Johnson announced that with the enforcement of illegal dumping becoming a significant priority of the Board, he was suggesting that they consider replacement of the signs at the solid waste transfer sites to better clarify what is, and is not, allowed in the county dumpsters. Provided in the agenda were examples of the existing signs, shown with a red background, and examples of signs with the suggested revisions, shown with a green background. He clarified that the red and green colors were used only to differentiate between the old and new signs. He stated that the revised signs would make it clear that the sites were for household trash only, and specifically note that commercial and industrial waste, construction debris, shingles and siding, lumber, bricks and blocks, etc. were expressly prohibited. They would also note that there should be no abandonment of live animals at the sites. He mentioned that the language on the

proposed signs paralleled that of the existing ordinance, a copy of which was included in the agenda for their reference. He advised that the estimated cost to replace all the signs, including several spares, was less than \$5,000. He was open to their suggestions and comments on if they thought it was necessary, and if so, on the wording of the sign itself.

An example of the *existing* sign (with red background) is as follows:



An example of the replacement sign is as follows:



Vice-Chairman Gray asked how large the signs were? Mr. Johnson replied 4 x 4 and confirmed for him that they were not larger than the existing signs. Vice-Chairman Gray commented, somewhat jokingly, that they needed billboard size signs.

Supervisor West asked wouldn't it be a bit of push to put 16 items on a 4 x 4 sign? Mr. Johnson replied that the examples in the agenda were scaled copies, so they could see how they could read it compared to the existing signs. Obviously someone riding by at 55 mph would not be able to read it, but if they stopped at the entrance to the site and looked at it, it would be plenty big.

Supervisor Jones stated that he had had questions concerning stoves, refrigerators, washing machines, etc. Mr. Johnson advised that those items were permitted to go in the dumpsters under their definition of household solid waste. Supervisor Jones asked if those items should be placed *in* the

dumpster or *beside* it? Mr. Johnson replied that they should be placed *in* the dumpster; anything placed beside it meant that the county's guys had to pick it up and put it in the dumpster.

Chairman Gilliam mentioned that at one time there were concerns with freon. Mr. Johnson advised that their plan with SPSA (Southeastern Public Service Authority) provided that refrigerators, etc. were to be placed in the dumpsters, and when the dumpsters were carried to the transfer stations, the refrigerators were pulled aside and the freon removed from them. Chairman Gilliam asked, was it ok then to put air conditions, etc. in the dumpsters? Mr. Johnson replied yes, until he heard otherwise.

Supervisor West stated that he was in favor of anything that would more strongly let the public know that they had a problem and wanted to enforce it. He asked how the sheriff's department was doing with the monitoring? Mr. Johnson replied that he knew they were working the sites because he was getting a lot more calls. He added that he noticed this morning that a business he rode by on his way to work had a brand new dumpster the business was paying for. He thought *The Tidewater News* had done a good job in getting the issue out to the public, and that the public was aware of the increased enforcement activities. He hoped he would have some data in the next couple of months on the amount of waste they were getting rid of to compare and see how effective it had been.

Supervisor West asked Mr. Johnson, other than the business in Capron, had he heard of concerns from other businesses in the county? Mr. Johnson replied yes and advised that there was an item on the agenda to discuss in closed session related to that.

Chairman Gilliam asked if they wanted to go with that color (green), a different color, or keep with the existing color (red) for the signs? Mr. Johnson noted that in going with a new color, the public would see it as something new and maybe it would catch their attention. Supervisors Young and West agreed.

**Supervisor West made a motion to replace the existing signs (red background) with the new signs (green background). Supervisor Jones seconded the motion** Mr. Johnson clarified for the Board that the sign was the size of half a sheet of plywood. Supervisor West asked what was the difference in cost for a sign the size of a whole sheet of plywood? Mr. Johnson replied not much, but you would only be adding width, and people tended to read signs top to bottom. Supervisor Young added that he thought a 4 x 8 sign would have a tendency to be windblown more than a 4 x 4. Supervisor Jones jokingly remarked that a 4 x 8 sign would also be a bigger target for someone to shoot at. The Board then discussed placement of the signs and ultimately decided to let County staff determine the best placement of the signs at each transfer station. **All were in favor of the motion.**

Moving forward to the Enterprise Zone application public hearing, Ms. Cindy Cave, Community/Economic Development Director, presented a brief PowerPoint presentation to the Board entitled, "*Enterprise Zone Program administered by Virginia Department of Housing and Community Development.*" She explained that the purpose of the program was to stimulate overall economic growth and neighborhood revitalization by providing tax and financial incentives to businesses operating in Enterprise Zones. Enterprise Zones stimulated growth through state and local incentives, new and existing businesses, and urban and rural areas. She reported that there were 57 Enterprise Zones throughout the state of Virginia. Once a locality was designated as such, there was a 20-year span. At the end of the 20 years, a locality was eligible to reapply for Enterprise Zone designation. On a map showing the Enterprise Zones in Virginia, she pointed out that east of Interstate 95 there was a huge void in Enterprise Zones. The closest one to Southampton County was Emporia, and there was also one in Suffolk. She announced that there would be 5 Enterprise Zones available in 2004, meaning that 5 existing Enterprise Zone localities would have reached the end of their 20-year period. The application deadline was October 1, 2003 and they had been warned several times that it was incredibly competitive. She advised that the criteria for Enterprise Zone designation was that the unemployment rate of the locality must be at least 1.5 times the state average, **OR at least 25% of the zoned households must have incomes less than 80% of the locality's median income**, OR the zone must have a commercial vacancy rate of at least 20%. She informed that Southampton County qualified based on the second criteria, denoted in bold print.

Ms. Cave then showed a map illustrating the proposed zone and subzone for Southampton County. The proposed zone included the Southampton Business Park and other targeted industrial sites along Route 58, in compliance with the Comprehensive plan, as well as existing businesses. That area was considered one zone because of the sites' link by right of way of Route 58. The proposed subzone was the Boykins/Branchville area (Route 186) that currently had 2 manufacturers. She stated that if successful in achieving Enterprise Zone designation, they would have both a zone and subzone qualifying as an Enterprise Zone with applicable benefits. She informed that the proposed zone and

subzone totaled 2,332.82 acres. She noted that the maximum acreage allowed was a little over 3,000 acres, but VHCD did not recommend utilizing the full quantity because you may want to reevaluate in a year or so and readjust your boundaries.

Supervisor West asked if favor was given to the same 5 localities that were previously designated as Enterprise Zones? Ms. Cave replied that she had asked that question, and the answer they gave her was, not necessarily so. They said that what she did not know was whether or not those localities had run their Enterprise Zones well. She clarified that annual reports were required so they could see if the localities were utilizing the Enterprise Zones in the manner they said they were going to.

Supervisor Faison asked if 57 Enterprise Zones was all that was allowed in Virginia? Ms. Cave replied yes and that only the Governor could expand that.

Supervisor West asked if she had experience with Enterprise Zones? Ms. Cave replied yes, in her previous job, she was zone administrator for Prince Edward County. She advised that Enterprise Zone designation was based on distress criteria. Supervisor West stated that the fact that at least 25% of the zoned households in Southampton County had incomes less than 80% of the locality's median income was significant. Ms. Cave agreed but noted that localities west of Southampton County had double-digit unemployment. Her job was to say that they owed their citizens the opportunity to make a better living, therefore raising the quality of life.

Chairman Gilliam announced that this was a public hearing, and asked if anyone wished to speak? Hearing no one, he closed the public hearing.

Supervisor West asked if the County had sought Enterprise Zone designation before? Mr. Johnson replied no.

Mr. Johnson advised that the Board would not take any action this morning. The purpose this morning was to present the matter to receive public comment. There would be a resolution forthcoming next month.

Mr. Johnson noted that provided in the agenda were frequently asked questions he obtained from the VHCD website regarding Enterprise Zones, in which some detail was provided on tax incentives available to businesses that located within them. He stated that anything they could do to make the County more competitive would do nothing but help. Frankly, they were at a disadvantage in competing with other localities with Enterprise Zones because a lot of them were receiving tobacco settlement money, which was rolled right into economic development.

Supervisor West stated that they were primarily designating the Route 58 corridor as an Enterprise Zone. He asked if it were possible to break it up into 2 different areas, perhaps to include Route 460? Mr. Johnson replied no, not with this application. He stated that as Ms. Cave mentioned, they had 1 contiguous zone lined by Route 58. They were only allowed 1 subzone, and in staff discussion, they looked at the Boykins/Branchville area because there was already infrastructure there and already a couple of manufacturers located on that site. He advised that of concern to them with Route 460 was with the location study up in the air right now, he was not sure how favorably the State would look at designating an Enterprise Zone on a highway that may or may not be in the same location 10 years from now. As a result, they decided to take a wait-and-see approach. He noted that there was nothing preventing them from submitting another application in the future on the Route 460 corridor.

Ms. Cave clarified for Supervisor West that they could amend the boundaries of the zone after a year or so. Supervisor West remarked that it was important to have that opportunity.

Supervisor Faison remarked that he appreciated the Boykins/Branchville area being put on the map.

Regarding miscellaneous issues, Mr. Johnson announced that included in the agenda was correspondence from the Virginia Department of Historic Resources seeking the Board's review and comment regarding their planned nomination of the Vincent House in Southampton County to the National Register of Historic Places and Virginia Landmarks Register. He advised that the Vincent House was the first house built in the Capron settlement in 1889 by Mr. William H. Vincent, a prominent businessman and founder of the Capron United Methodist Church. The house was later home to the Hon. William V. Rawlings, Virginia State Senator, grandnephew of William H. Vincent. The house itself epitomized the Queen Anne Architectural Style and retained much of the original windows, floors, and gas fixtures.

**Supervisor Jones moved, seconded by Supervisor Young, to support and endorse the nomination. All were in favor.**

Mr. Johnson announced that included in the agenda was a copy of an incidence report associated with the Courtland solid waste transfer site that was submitted to the Department of Environmental Quality (DEQ) on August 7. They had a problem with what was later found to be diluted antifreeze, behind the dumpsters at that site on 3 separate occasions between July 30 and August 7. The liquid was well diluted by the rainfall they had during that period and the sample they had taken showed that it contained no traces of glycol. Based on DEQ's instructions, the liquid was absorbed and placed into one of the County's containers and disposed of with the rest of the trash. He noted that until the liquid was identified as non-hazardous, the Sheriff's Office and Fire Department took no chances and closed the site to the public on July 30-August 1.

Supervisor Faison asked if they knew who did it? Mr. Johnson replied no, but they were continuing to pursue that.

Supervisor West asked what was the quantity of the antifreeze? Mr. Johnson replied less than 5 gallons, but with all the heavy rainfall, it made an awful mess. It was lime green and looked like a lake back there. He advised that they had no runoff until the 3<sup>rd</sup> occasion that it was dumped, when it rained the same morning and some did run into the stream. That was why they notified DEQ right away. He noted that DEQ did not have any real concerns and told them how to handle it. Supervisor West asked what would have been the ramifications if there had been a worse problem? Mr. Johnson replied that the County had liability for what happens on that site, so if something much worse was dumped and they had an environmental cleanup associated with it, the County would be responsible.

Supervisor West stated that the Ivor transfer site had a place to dump oil and asked if that was the case at other sites? Mr. Johnson replied that only the SPSA-controlled sites had a place to dump oil, which was only the Ivor site in the County and a site in Franklin. He added that there were recycling boxes provided by SPSA at some of the other County sites for the recycling of plastics and newsprint.

Vice-Chairman Gray asked what were the chances of getting SPSA recycling boxes at all the County (transfer) sites? Mr. Johnson replied that the County had to pay a monthly fee for the boxes. He advised Vice-Chairman Gray that he did know the amount of the fee but would check on it and get back to him. Supervisor West stated that there were a lot of people who were very conscientious of recycling. Vice-Chairman Gray commented that if he had somewhere to recycle in his area, he would do so. Supervisor West remarked that he would do the same.

Mr. Johnson announced that included in the agenda was correspondence from Governor Warner and Jamestown 2007 inviting all Virginia communities to become part of our Nation's 400<sup>th</sup> anniversary. They were seeking to recognize communities interested in spotlighting their own unique contributions to Virginia's history and culture by official designation as a "Jamestown 2007 Community." He advised that there were steps a community had to take to be recognized. First, a 2007 Planning Committee must be organized. That committee would examine the community's own local history, heroes, and heritage, and also discover unique assets that may reside in that community. They would then develop special projects and events highlighting those features and attractions. After all that had been completed, official designation as a "Jamestown 2007 Community" could be applied for. He pointed out that included in the agenda were examples of pilot projects underway across the commonwealth. He noted that Smithfield and Isle of Wight County were working on being designated as such. He reminded that one of the things they talked about last year was trying to get official designation from the Virginia Scenic Byway along Route 620 from Smithfield to Courtland and Route 616 from Ivor to Courtland. So they were working with those localities in that regard to hopefully try and get some tourists who would be visiting Southeastern Virginia in 2007 down this way at least to see the Agriculture & Forestry Museum and those kinds of things. He advised that if this was something the Board was interested in pursuing, they needed to go ahead and consider appointing a planning committee.

Supervisor Gray stated that Jamestown 2007 had been taking some heat about a licensing fee of \$1.00 per license plate that was going to them. Supervisors Jones and West remarked that consumers were donating \$1.00 without realizing it. Mr. Johnson commented that he thought there was a box you had to check if you did *not* want to donate \$1.00. Vice-Chairman Gray remarked that the news media portrayed it as a hidden tax, and if he remembered correctly, it was quite a bit of money. He wondered if they were trying to get communities to buy into it to take some of the heat off of them.

Supervisor Faison stated that he thought the County should exercise every opportunity to become more visible. Supervisor West commented that there would be a lot of people excited about the Nation's 400<sup>th</sup> anniversary and he thought it was important for the County to participate. It was the consensus of the Board for the County to participate. Vice-Chairman Gray mentioned the Historical Society possibly being part of the planning committee. Supervisor Faison stated that he thought they should certainly ask them to be part of the planning committee, but that other persons should be part of it as well to offer different perspectives. It was the consensus of the Board to ask the Historical Society if they would be interested in serving on the Jamestown 2007 planning committee, and for 2 persons from each of the Supervisors' respective districts to also be appointed to the committee. They agreed to be prepared to present the names of the appointees at the next meeting.

Continuing with miscellaneous issues, he mentioned that Heritage Day would be September 20, 2003 at the Agricultural and Forestry Museum. In the agenda was a handbill with a schedule of events.

Mr. Johnson informed that the following environmental notices were received:

- 1) From the Department of Health to S.V. Camp, III seeking permission to revoke *his* waterworks permit for Nottoway Gardens, which was sold to C & P Water Company;
- 2) From the Department of Environmental Quality, notice of an application for groundwater withdrawal by the City of Chesapeake for monthly withdrawals of 186 million gallons;
- 3) Copied correspondence from the Department of Health to Harlan Heikens, Allen Gordon, and R.L. Magette informing them that they have failed to provide a licensed operator for the water systems at Nottoway Shores (Dockside), Southampton Meadows, and Sedley;
- 4) From the Western Tidewater Health District, notice that a crow had tested positive for the West Nile Virus in Franklin on August 13.

He informed that the following incoming correspondence was received:

- 1) From VDHCD, copied correspondence to the STOP Organization relative to IPR projects in Isle of Wight, Southampton, and Suffolk;
- 2) From the STOP Organization to VDHCD, a response to its findings;
- 3) Notice from ICMA that Southampton County is now officially an "ICMA-Recognized Community";
- 4) From Suffolk Shelter for the Homeless, Inc., a note of thanks for appointing Mrs. Barbara Green to their Board of Directors and for the \$500 contribution;
- 5) From VDHCD to the STOP Organization, confirmation of their annual compliance review for IPR programs on September 30-October 1;
- 6) A note of thanks from the Genieve Shelter for the Board's support of their upcoming Annual Roast, and a copy of their quarterly newsletter.

Finalizing miscellaneous issues, Mr. Johnson advised that outgoing correspondence and various news articles of interest were included in the agenda.

Vice-Chairman Gray asked Mr. Johnson if the County had anything in place to address West Nile Virus? Mr. Johnson replied that Southampton County did not have a mosquito control program. He noted that the Town of Courtland and Town of Boykins had their own mosquito control programs. Supervisor Faison commented that it was very expensive to spray for mosquitoes. Vice-Chairman Gray informed that it cost \$1.00 an acre plus chemicals. Mr. Johnson advised that Southampton County covered 600 square miles or 384,000 acres. Supervisor Faison thought awareness of West Nile Virus was important. Mr. Johnson advised that there was public education information available for little to no cost. He mentioned possibly putting educational information on the County website.

Proceeding to late arriving matters, Mr. Johnson announced that at their place this morning was a resolution authorizing competitive negotiation as the method of procuring a needs assessment for a radio system for public safety in Southampton County. Because there were many factors to consider in addition to price when procuring that kind of equipment, staff did not believe that competitive sealed bidding was fiscally advantageous to the citizens of Southampton County. He advised that it was questionable as to whether or not this was a service that would require a resolution in advance by the Board. However, he was being cautious and asking the Board to consider the following resolution in advance this morning:

A RESOLUTION AUTHORIZING COMPETITIVE NEGOTIATION  
AS THE METHOD OF PROCURING SERVICES FOR A  
NEEDS ASSESSMENT FOR PUBLIC SAFETY RADIO

WHEREAS, Southampton County is seeking professional, objective advice in assessing its present and future needs for a public safety radio system; and

WHEREAS, Southampton County is further seeking competent professional advice in preparing specifications for public safety radio improvements and in overseeing and administering the installation of a new public safety system;

WHEREAS, Southampton County recognizes that prospective offerors may utilize different techniques, and methods in meeting its needs, with equal success; and

WHEREAS, Southampton County seeks to encourage innovation, efficiency, objectivity, and superior levels of performance in procurement of such services; and

WHEREAS, there are many factors in addition to price that must be considered when procuring such services, including, but not limited to the qualifications of project personnel, a demonstrated experience in performing needs assessments and radio systems design; and

WHEREAS, the process of competitive sealed bidding does not lend itself to the consideration of these and other factors when considering award of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that, in its judgment, competitive sealed bidding is not fiscally advantageous to the citizens of Southampton County for the reasons described herein above; and

BE IT FURTHER RESOLVED that this Board intends to utilize competitive negotiation to procure such services and authorizes its County Administrator to publish and distribute a Request for Proposals, with such proposals to be received and evaluated by a committee appointed by the County Administrator; and

BE IT FURTHER RESOLVED that such committee shall competitively negotiate with such offerors it deems to be fully qualified and best suited based upon the evaluation criteria contained in the RFP, and shall make a recommendation to this Board for action at its October 2003 meeting.

Adopted this 25<sup>th</sup> day of August 2003.

BOARD OF SUPERVISORS

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Reggie W. Gilliam, Chairman

ATTEST

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Michael W. Johnson, Clerk

Mr. Johnson clarified that they would only utilize competitive negotiation for the services to do the needs assessment and design the radio system. They would competitively bid the actual purchase of the radio equipment.

Mr. Johnson noted that Mr. Waverly Coggsdale, Assistant County Administrator, had drafted a Request for Proposals, which was provided in the agenda.

**Vice-Chairman Gray made a motion to adopt the resolution. Supervisor West seconded the motion. All were in favor.** Supervisor West asked how old was the present radio system? Mr. Johnson replied approximately 20 years. Supervisor West asked if that was the normal life of such a system? Mr. Johnson replied no, he would figure about 10 years. Mr. Johnson clarified for Mr. West that the consultant they would hire would meet with each of the fire departments and rescue squads and make sure that all the equipment was fully compatible with the base station at the dispatch center, with each other, and hopefully with regions outside of Southampton County.

Supervisor Faison asked if the Homeland Security Grant Program Funds could be used at all? Mr. Johnson replied that they could possibly use some of those funds for this, but the radio system would be a huge capital expenditure that they would have to discuss at budget time next year. He felt sure they would be borrowing money, as it was a multi-million dollar project. Thus, a \$5,000 or \$10,000 grant may help, but would not carry them very far. He noted that money was included in the budget this year for the needs assessment, and actually a little bit of money set aside for the radio system next year, but it would take substantially more than what was set aside.

**Chairman Gilliam advised it was necessary for a closed meeting to be held in accordance with the provisions set out in the Code of Virginia, 1950, as amended, for the following purposes:**

**Section 2.2-3711 (A) (5) Discussion concerning prospective industries where no previous announcement has been made of the business' or industry's interest in locating its facilities in the community;**

**Section 2.2-3711 (A) (3) Discussion concerning the potential disposition of property in the Berlin-Ivor District formerly used as an elementary school where discussion in an open forum could adversely affect the bargaining position or negotiating strategy of the governing body;**

**Section 2.2-3711 (A) (7) Consultation with legal counsel and briefings by staff members relative to legal matters associated with the disposal of municipal solid waste at Southampton County transfer stations;**

**Section 2.2-3711 (A) (1) Discussion of prospective candidates for employment; and**

**Section 2.2-3711 (A) (1) Discussion of performance of specific employees.**

**Vice-Chairman Gray made a motion to conduct a closed meeting for the purposes aforementioned. Supervisor Young seconded the motion. All were in favor.**

Richard Railey, County Attorney, Waverly Coggsdale, Assistant County Administrator, and Cindy Cave, Community/Economic Development Director, were present in the closed session.

Upon returning to open session, Chairman Gilliam advised that only those items previously assigned had been discussed.

**Vice-Chairman Gray moved, seconded by Supervisor Young, to adopt the following 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.**

**Supervisors Voting Aye: Reggie W. Gilliam  
Eppa J. Gray, Jr.  
Carl J. Faison  
Dallas O. Jones  
Charleton W. Sykes  
Ronald M. West  
Walter L. Young, Jr.**

**The motion was approved unanimously.**

Chairman Gilliam advised that as a result of the closed meeting, a motion was needed regarding the salary adjustment for Keith Jackson. **Vice-Chairman Gray made a motion authorizing a salary adjustment of 5% for Keith Jackson. Supervisors Jones and Young seconded the motion. All were in favor.**

Chairman Gilliam mentioned that last year the Board received an invitation from Mr. Turner, School Superintendent, to attend the school luncheon. He wondered why they did not receive one this year. (The luncheon was being held today). Supervisor Jones remarked that he had been looking for one.

Mr. Johnson advised that the Southampton County website homepage received 62,248 hits between July 1 – August 1.

There being no further business, the meeting was adjourned at 11:15 AM.

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Reggie W. Gilliam, Chairman

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Michael W. Johnson, Clerk