

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 December 18, 2006 at 8:30 AM.

SUPERVISORS PRESENT

Dallas O. Jones, Chairman (Drewryville)
Walter L. Young, Jr., Vice-Chairman (Franklin)
Walter D. Brown, III (Newsoms)
Carl J. Faison (Boykins-Branchville)
Anita T. Felts (Jerusalem)
Ronald M. West (Berlin-Ivor)
Moses Wyche (Capron)

SUPERVISORS ABSENT

None

OTHERS PRESENT

Michael W. Johnson, County Administrator (Clerk)
James A. Randolph, Assistant County Administrator
Julia G. Williams, Finance Director
Robert L. Barnett, Director of Community Development
Julien W. Johnson, Jr., Public Utilities Director
Richard E. Railey, Jr., County Attorney
Susan H. Wright, Administrative Secretary

Chairman Jones called the meeting to order, and after the *Pledge of Allegiance*, Supervisor Faison gave the invocation. (*Note: Vice-Chairman Young was not yet present.*)

Chairman Jones sought approval of the minutes of the November 27, 2006 regular meeting. They were approved as recorded, as there were no additions or corrections.

Regarding highway matters, Mr. Michael Johnson, County Administrator, announced that included in the agenda was a copy of the letter sent to David Ekern, Virginia Department of Transportation (VDOT) Commissioner, on their behalf regarding the proposal to close the Berlin Area Headquarters. He trusted that it sufficiently captured their sentiments. The letter was copied to our state delegates and senators with a personal note asking them to join us in opposition to the proposal. He informed that if they had not already heard, the Berlin Area Headquarters would be closed. Four of the 91 area headquarters that were scheduled to be closed made it off of the list, but Berlin was not one of them. He had heard back from Delegate Barlow who made calls to Commissioner Ekern and Dennis Heuer, VDOT's Hampton Roads District Administrator, but to no avail.

Regarding the Route 460 Corridor Public-Private Transportation Act (PPTA) Improvement Proposals, Mr. Johnson advised that included in the agenda were copies of the executive summaries of each of the three conceptual proposals. As discussed last month, all three proposals had been selected to advance to the next of six procurement phases, which was a review and recommendation by an independent review panel (IRP), to be appointed by the Secretary of Transportation. VDOT was soliciting local government feedback through January 15, 2007. With the project alignment already determined, perhaps the most significant remaining issue was one of access. A couple of the proposals included specific alternatives to defer construction of certain interchanges, including the one proposed near the Town of Ivor. While that alternative may generate modest savings initially, it provided only limited benefits for local residents – if no access points were constructed between Windsor and Waverly, the sole benefit for local residents was a reduction in traffic along the existing roadway. He stated that they may wish to officially go on record opposing any proposal or alternative that did not include at least one interchange in Southampton County. He pointed out that all three of the proposals did include at least one interchange in Southampton County, but two of the three put alternatives on the table as cost saving measures for the Commonwealth to consider.

Supervisor Brown advised that he agreed with the County Administrator and we needed to go on record to make sure there was accessibility in Southampton County.

Supervisor West stated that that was the original reason that they went on record supporting the southern corridor - nothing had changed.

Supervisor Faison stated that as far as cost-savings associated with deferring construction of an interchange in Southampton County, it might appear to be a savings initially, but as the population grew, the interchange would be needed down the road.

Supervisor Brown commended Mr. Johnson for the exceptional letter he wrote and sent to VDOT opposing the closure of the Berlin Area Headquarters.

Chairman Jones recognized Mr. Jerry Kee, Assistant Residency Administrator of the VDOT Franklin Residency.

(Note: Vice-Chairman Young arrived at this time.)

Mr. Kee advised that they had completed speed studies on Routes 684, 705, and 635. A reduction in speed was recommended on Route 705 (Dixie Farm Road). While a reduction in speed was not recommended on Routes 684 and 635, curve warning signs were recommended to be placed on those roads.

Mr. Kee informed that they had received the "Children-At-Play" signs (for Buckhorn Quarter and Dixie Farm Roads) that the Board passed resolutions on a couple months ago, and would be putting those up this week.

Mr. Kee stated that since it had not rained in a couple of weeks, they were working on some drainage problems. They might notice the guys out trying to clean out some ditches.

Mr. Kee advised that as Mr. Johnson mentioned, 4 of the 91 area headquarters that were scheduled to be closed were taken off the list. The Surry Area Headquarters was one of them, but Berlin was not so lucky. However, they were informed Friday that VDOT did have a job for all of the employees of the Berlin Area Headquarters.

Vice-Chairman Young asked if they had gotten any results from the survey at Edgehill? Mr. Kee replied that the survey had been completed and they were putting together the documentation. They did find that there was major beaver damage on the upstream end. They were going to try to work with the property owner. They should have a written report in the next couple of weeks.

Supervisor West asked if there would be any resurfacing of roads using plant mix? Did they have any budget for that to amount to anything in Southampton County? Mr. Kee replied that the budget was cut pretty bad but they did have some budget. He thought there were 6 roads scheduled for resurfacing with plant mix. He did not know which 6 they were but could find out. Supervisor West asked if any roads could possibly be added to the list? Mr. Kee replied only if they received some additional money.

Supervisor Brown stated that the Newsoms Town Council was interested in having some sidewalks added to the Six-Year Plan. He was not able to attend the last meeting and asked Mr. Kee if he would bring everyone up to date.

Mr. Kee advised that the Newsoms Town Council was interested in trying to get some sidewalk projects added to the Six-Year Plan. When VDOT sat down with them and explained how far it would be down the line, they opted to explore the Enhancement Program. He noted that the sidewalk project on the northern end of the Town of Courtland and the colonnade at the courthouse were done with enhancement money. The Town of Newsoms was very interested in the Enhancement Program and he was working with them and had already done some estimates to give them an idea of how much it would cost. He planned to meet with them again in the next couple weeks.

Mr. Johnson advised that he and Mr. Kee talked this morning and they would likely schedule the public hearing on the Six-Year Plan for secondary and unpaved roads in January.

Regarding reports, various reports were received and provided in the agenda. They were Financial, Sheriff's Office, Communication Center Activity Report, Traffic Tickets, and Building

Inspections. Also New Housing Starts, Treasurer’s Report, EMS and Fire Department Activity, Compensation Report – BZA, and Personnel.

In regards to the personnel report, Mr. Johnson advised that James Dale Pope was hired in the Sheriff’s Department effective 12/01/06 at an annual salary of \$28,974.

Supervisor West asked Mr. Vernie Francis, Southampton County Sheriff, who was in the audience, if the Sheriff’s Office was at full staff? Sheriff Francis replied no.

Moving to appointments, Mr. Johnson announced that included in the agenda was a notice from the Tidewater Emergency Medical Services (TEMS) Council, Inc. informing that Mr. Robert S. Grizzard’s term would expire on December 31, 2006. Mr. Grizzard was eligible for reelection at the Council’s election on January 25, 2007 and nominations were due by December 29, 2006. Mr. Grizzard attended 5 of 7 meetings over the past year. He noted that the two meetings he missed were due to health reasons.

Supervisor West stated that Mr. Grizzard represented us well.

Supervisor West moved, seconded by Vice-Chairman Young, to nominate Mr. Robert S. Grizzard for reelection to the TEMS Council. All were in favor.

Moving to financial matters, Mr. Johnson announced that included in the agenda was the semiannual appropriations resolution for the second half of FY 2007, with total appropriations of \$36,462,902.

The semiannual appropriations resolution is as follows:

**At a meeting of the Board of Supervisors of Southampton County,
Virginia held in the Board of Supervisors Room on Monday,
December 18, 2006**

RESOLUTION

**BE IT RESOLVED by the Board of Supervisors of Southampton County,
Virginia that the following appropriations be and hereby are made
from the Fund to the Fund indicated for the period July 1, 2006
through June 30, 2007 for the function and purpose indicated:**

**From the General Fund to the General
Operating Fund to be expended only
on order of the Board of Supervisors:**

11010	Board of Supervisors	56,196
12110	County Administration	150,217
12310	Commissioner of Revenue	123,266
12320	Board of Assessors	-
12410	Treasurer	114,373
12415	Delinquent Tax Collection	28,350
12430	Accounting	92,113
12510	Data Processing	101,881
12550	Insurance/County Code	59,465
13200	Registrar	68,110
21100	Circuit Court	33,315

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21200	Combined District Courts	10,588
21300	Special Magistrates	719
21600	Clerk of the Circuit Court	218,096
21700	Sheriff - Bailiff	169,430
21750	Courthouse Security	28,032
22100	Commonwealth's Attorney	202,099
22200	Victim Witness	31,904
31200	Sheriff	771,309
31750	School Resource Officer	21,113
32200	Volunteer Fire Departments	-
32300	Volunteer Rescue Squads	-
32400	State Forestry Service	-
33100	Detention	1,219,558
33300	Probation	46,348
34000	Building Inspections	65,615
35100	Animal Control	49,203
35300	Medical Examiner	750
35500	Emergency Service/Civil Defense	-
41320	Street Lights	22,000
42300	Refuse Collection	420,289
42400	Refuse Disposal	394,728
43000	Buildings & Grounds	229,208
51100	Local Health Department	147,808
52000	Mental Health Services	-
53220	State/Local Hospitalization	-
53240	Sr Services of Southeastern	-
53500	Comprehensive Services Act	27,860
53600	STOP Organization	-
72000	Community Concert Series	-
72200	Rawls Museum Arts	-
72500	Historical Society	-
73200	Walter Cecil Rawls Library	96,474
81100	Planning/Zoning	111,768
81500	Economic Development	75,000
82400	Soil & Water Conservation District	-
83500	Cooperative Extension Service	27,072
91400	Non-Departmental Operating	45,000

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265	Technology	103,000
400	At Risk 4-Year Olds	61,343
450	Early Reading Intervention	15,093
500	Title I	287,272
550	Title VIB Special Ed-Flow Through	315,140
600	Title VI Innovative Educ Program	7,386
650	Substance & Drug Prevention	8,885
800	Vocational Special Education	26,617
900	Pre-School Incentive	6,900
570	Sliver Grant	7,492
625	Title II-A Training and Recruitment	78,632
660	Community Service Grant	-
630	Title IID Ed Tech	7,018
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	TOTAL	14,121,573

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

65100	School Food Service	526,475
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	TOTAL	526,475

**From the Virginia Public Assistance Fund to the
Virginia Public Assistance Operating Fund to be
expended only on order of the Social Services
Board of Southampton County:**

309	Welfare Administration (Eligibility)	315,749
310	Welfare Administration (Service)	237,225
311	Welfare Administration (Joint)	164,510
312	Program Improvement Plan	2,500
313	Benefit Programs	313,318
314	Welfare Administration (Energy)	13,375
319	Welfare Administration (VIEW)	35,896
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	TOTAL	1,082,573

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TOTAL APPROPRIATIONS

36,462,902

BE IT FURTHER RESOLVED that the Treasurer of Southampton County shall transfer to the accounts as indicated, the funds from time to time, as the need occurs and as funds become available.

A copy teste: _____, Clerk
Michael W. Johnson

**Southampton County Board of Supervisors
12/18/06**

Supervisor Wyche moved, seconded by Vice-Chairman Young, to adopt the semiannual appropriations resolution. All were in favor.

Mr. Johnson advised that included in the agenda was a salary appropriation totaling \$435,833 for our five constitutional officers, reflecting increases granted by the State Compensation Board, effective December 1, 2006. He noted that employees of all constitutional officers were now covered by the county's pay and classification plan, and received raises last July.

The salary appropriations resolution is as follows:

At a meeting of the Southampton County Board of Supervisors held in the Board of Supervisors Meeting Room, Courtland, Virginia, on Monday, December 18, 2006.

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia, that annual salaries of personnel be and hereby are fixed as indicated, effective December 1, 2006.

COMMISSIONER OF THE REVENUE

Harrup, John Robert 68,337

TREASURER

Britt, David K. 63,237

COMMONWEALTH'S ATTORNEY

Cooke, Eric A. 111,371

CLERK OF CIRCUIT COURT

Cosby, Wayne M. 100,341

SHERIFF - LAW ENFORCEMENT

Francis, Vernie W., Jr. 92,547

TOTAL \$435,833

A copy teste: _____

Michael W. Johnson, Clerk

Southampton County Board of Supervisors

12/18/2006

Supervisor Wyche moved, seconded by Supervisor Felts, to adopt the salary appropriations resolution. All were in favor.

Mr. Johnson advised that in keeping with past traditions, he was seeking their authority to provide early payroll disbursement for all employees in December. He was requesting a motion to issue payroll checks to all employees for the December pay period on Thursday, December 21, 2006.

Vice-Chairman Young moved, seconded by Supervisor Wyche, to authorize early payroll disbursement on December 21, 2006. All were in favor.

Mr. Johnson informed that bills in the amount of \$1,851,472.70 were received.

Vice-Chairman Young moved, seconded by Supervisor West, that the bills in the amount of \$1,851,472.70 be paid with check numbers 79251 through 79614. All were in favor.

Moving to 2007 organizational matters, Mr. Johnson announced that § 15.2-1416, *Code of Virginia*, required each Board of Supervisors to meet at a public place in January each year to organize itself by electing a Chairman and Vice-Chairman and setting the days, times and places of regular meetings to be held during the ensuing months. The employee holiday schedule for the coming year was typically adopted at the organizational meeting as well. He stated that historically (up until 1999), the Board met on the first working day each year at 9:00 AM for this specific purpose. Since 1999, organizational matters had been deferred until the regular January meeting. If they would prefer not to have a special meeting simply to resolve organizational matters, a motion was required to establish Monday, January 22, 2007 at 6:00 PM as the annual/organizational meeting. Otherwise, a motion would be required to establish the date and time for a special organizational meeting by the Board.

Supervisor Wyche moved, seconded by Supervisor Felts, to establish Monday, January 22, 2007 as the date for the 2007 Annual/Organizational Meeting. All were in favor.

Mr. Johnson advised that since the Board had chosen to defer organizational matters until January 22, 2007, a motion was also required to establish and set aside the following two legal holidays which would occur prior to the Annual/Organizational Meeting:

- Friday, January 12, 2007 – Lee-Jackson Day; and
- Monday, January 15, 2007 – Martin Luther King, Jr. Day

Vice-Chairman Young moved, seconded by Supervisor Brown, to set aside those two holidays for county employees. All were in favor.

Moving forward, Mr. Johnson announced that included in the agenda was a resolution recognizing and commending the life of Robert A. Hill, Sr. Following adoption, he would have a framed, presentation-copy prepared which may be presented to the Hill family at the beginning of their regular meeting in January.

The resolution is as follows:

WHEREAS, Robert A. Hill, Sr., 42, a Senior State Trooper with the Virginia State Police, was tragically struck and killed by a motor vehicle while conducting a traffic stop on U.S. Route 58 in Southampton County on November 24, 2006; and

WHEREAS, Robert A. Hill, Sr. grew up in Southampton County and spent the last 13 years of his tour of duty assigned to his native home, on patrol and as a crime prevention specialist; and

WHEREAS, Senior Trooper Robert A. Hill, Sr., served the Commonwealth of Virginia with dignity, honor and distinction for 19 years, earning the highest respect and admiration of his law-

enforcement peers and area residents; and

WHEREAS, Robert A. Hill, Sr. devoted much of his personal time and energy in serving his local community, through his association with First Baptist Church of Courtland, the Fraternal Order of Police, the Courtland Ruritan Club, and Franklin Sportsman Association, or simply on his own accord while collecting toys from local merchants for underprivileged children; and

WHEREAS, Robert A. Hill, Sr. leaves an enduring legacy as a devoted husband and father, dedicated public servant, courageous trooper, and tireless community leader, who made and will continue to make a difference in the countless lives of those he touched.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Southampton County, Virginia that, it does hereby recognize and commend the gallant service and noble life of Senior Trooper Robert A. Hill, Sr., who was killed in the line of duty in Southampton County, Virginia on Friday, November 24, 2006, and further extends its deepest condolences and fervent prayers to the Hill family for having laid so costly a sacrifice upon the altar of public service; and

BE IT FURTHER RESOLVED, that a copy of this resolution be presented to the surviving family of Robert A. Hill, Sr. in representation of the high esteem in which he will be eternally held in his native home, Southampton County, Virginia; and

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of this Board on the 18th day of December 2006, forever preserving and recording the memory of Senior Trooper Robert A. Hill, Sr.

Dallas O. Jones, Chairman
Board of Supervisors

ATTEST

Michael W. Johnson, Clerk

Supervisor Wyche moved, seconded by Vice-Chairman Young, to adopt the resolution. All were in favor.

Chairman Jones commented that the Norfolk Police Department had a beautiful stone placed at the cemetery for Officer Senaca B. Darden.

Regarding miscellaneous issues, Mr. Johnson announced that included in the agenda was a copy of the most recent newsletter of the Virginia Legal Aid Society. He reminded that we included \$3,000 for them in our FY 2007 budget.

Mr. Johnson advised that included in the agenda was correspondence from Dana Dickens, President and CEO of the Hampton Roads Partnership, regarding their recent branding initiative, *America's First Region*. Among other things, they were asking all member communities to:

- 1) Place the new logo and tagline on the county website and in publications, (i.e., "*Southampton County is Proud to be part of Hampton Roads, America's First Region.*");
- 2) Formally endorse the new initiative;
- 3) Consider highway signage at the entrances to Southampton County identifying it as a Hampton Roads, America's First Region community;
- 4) Place Hampton Roads, America's First Region banners at major fairs and festivals (i.e., County Fair, Pow-Wow, etc.)

Mr. Johnson clarified for Supervisor West that the Hampton Roads Partnership was looking for an endorsement.

Supervisor Brown moved, seconded by Supervisor Wyche, to formally endorse the new

initiative and authorize county participation. All were in favor.

Mr. Johnson informed that the following incoming correspondence was received:

1. From the Virginia Soil and Water Conservation Board, asking them to consider the financial needs of the Chowan Basin Soil and Water Conservation District and recognize the many benefits of their efforts;
2. From the Virginia Department of Motor Vehicles, notice that the Tidewater Coach had applied for authority to operate as a common carrier in 19 Virginia localities, including Southampton County. The public comment period would close on December 18; and
3. From SPSA, notice of receipt of an award for "Outstanding Achievement for a Local Government Facility" from Businesses for the Bay.

Mr. Johnson noted that outgoing correspondence and articles of interest were also in the agenda.

Chairman Jones recognized Mr. Charles Turner, Superintendent of Southampton County Public Schools.

Mr. Turner advised that he was pleased to inform that Southampton County Public Schools now had an instant alert notification system which would enable them to provide better communication to the parents. The system was capable of calling 10,000 telephones in a matter of minutes. They could notify parents of all the children or certain groups of parents. For example, if a bus was going to be late, they could program the system to only call the parents of students that would be affected.

Mr. Turner also shared that 133 students scored a perfect 600 on the Standards of Learning (SOL)

Proceeding to public hearings, Mr. Johnson announced that the first public hearing was to consider the following:

CUP 2006:07 Application filed by Southampton County Schools (applicant) requesting a conditional use permit pursuant to Section 18-72(28) of the Southampton County Code in order to construct a 750 student elementary school on 32.25 acres. The subject property is located on Camp Parkway (Rt. 58 Business) approximately ¼ mile west of the intersection with Delaware Road (Rt. 687) and is further identified as a portion of Tax Map Parcel 77-36. The property is located in the Franklin Magisterial District.

Mr. Jay Randolph, Assistant County Administrator and Secretary of the Planning Commission, reported that the Planning Commission held a public hearing on this application at its November 9, 2006 meeting and recommended approval, subject to the following one (1) condition:

- Conformity with the submitted conceptual plan

Chairman Jones opened the public hearing.

Mr. Jamie Weist of Woolpert Engineering addressed the Board. He advised that he was representing Southampton County Public Schools. He introduced Chris Crowder of Powell Management and recognized Mr. Charles Turner, Superintendent of Southampton County Public Schools. Mr. Crowder shared the conceptual plan with the Board. Mr. Weist advised that the developer (who donated the land to the school and who owned property surrounding the school) was developing the entrance, handling everything involved in getting water and sewer to the site, developing the BMP Pond, which he would maintain, and was assuming all associated costs.

Supervisor West asked what was the potential expansion capability of the proposed school? Were they proposing to construct a 750-student school? Mr. Turner advised that they were planning to construct a 750-student school and that was as big of an elementary school that you wanted.

Supervisor Brown asked if the water line could be redirected to get water from Courtland? Was that in the overall plan? Mr. Weist replied that the developer was handling everything to do with water and sewer. He did not know if that was being looked at or considered.

Supervisor Brown asked if the naming of the boulevard entrance to the school would be open to the general public? Mr. Weist replied that he was not aware.

Mr. Johnson clarified for Supervisor Felts that the discussion between the County and the City of Franklin regarding tap fees was much broader than just the school, as the developer owned land surrounding the school that could be developed. Nevertheless, the City of Franklin would own the main line and any branches off of that main line would be the County's infrastructure.

Mr. Weist clarified for Vice-Chairman Young that they found 3 very active drain tiles on the property about 4 feet in the ground. They were working with the developer to re-route it.

Chairman Jones closed the public hearing.

Vice-Chairman Young moved, seconded by Supervisor West, to approve the conditional use permit subject to the one (1) aforesated condition. All were in favor.

Mr. Johnson announced that the second public hearing was to consider the following:

REZ 2006:15 Application filed by Herman W. Cobb (owner) requesting a change in zoning classification from A-1, Agricultural to C-M1, Conditional Limited Industrial of approximately 1.71 acres. The purpose of the application is to repair and construct farm equipment, as conditioned. The property is located on the west side of Drake Road (Rt. 638) approximately ¼ mile north of the intersection with Vicksville Road (Rt. 645). The property is further identified as Tax Map Parcel 47-4E and is located in the Berlin-Ivor Magisterial District.

Mr. Jay Randolph reported that the Planning Commission held a public hearing on this application at its November 9, 2006 meeting and recommended approval.

Mr. Randolph advised that the requested conditional rezoning would allow Mr. Cobb to lease the property to Joey Hewett for his business.

The applicant had proffered to exclude all of the permitted uses in the M-1 District except the following:

- (2) Agriculture, general, and forestry as permitted in the A-2 agricultural district.
- (3) Agriculture or farm implements, manufacture, sale, storage or repair.
- (9) Bolts, buttons, nuts, screws and rivets, ornamental iron products, firearms, tools, dies, machinery and hardware products, sheetmetal products and vitreous enameled metal-products.
- (59) Structural iron and steel fabrication.
- (64) Welding, bracing, or soldering shops.

Chairman Jones opened the public hearing.

Mr. Randolph clarified for Supervisor Brown that there could possibly be a transportation concern because the roads were narrow and farm equipment could take up the entire road. Also, if tractor-trailers were in and out all day, it could potentially be a problem.

Supervisor West stated that he had known Mr. Cobb all of his life and you would not find better aesthetics from anyone. The property that Mr. Hewett worked out of had been sold and Mr. Cobb was willing to lease this property to him. It was a win-win.

Mr. Jimmy Rowe, attorney representing Mr. Cobb, addressed the Board. He advised that he was present to answer any questions. He pointed out that the Planning Commission forwarded a favorable recommendation. He noted that this was an existing business being transferred to a different location.

Chairman Jones closed the public hearing.

Supervisor West moved, seconded by Vice-Chairman Young, to approve the conditional rezoning. All were in favor.

Mr. Johnson announced that the third and final public hearing was to consider the following:

REZ 2006:17 Application filed by Benjamin J., Sr. & Margaret H. Bryant (owners) requesting a change in zoning classification from A-1, Agricultural to C-RR, Conditional Rural Residential approximately 2 acres from a 58.94 acre parent tract for the purpose of one (1) residential building lot, as conditioned. The application is subject to the standards provided under the Timed Approach, Section 18-178 of the Southampton County Code. The subject property is located on the east side of Sunbeam Road (Rt. 680) approximately ¼ mile north of the intersection with Sandy Ridge Road (Rt. 685). The property is further identified as a portion of Tax Map Parcel 116-31 and is located in the Newsoms Magisterial District.

Mr. Jay Randolph reported that the Planning Commission held a public hearing on this application at its November 9, 2006 meeting and recommended approval.

The applicants had proffered the following:

- The lot size would be 2 acres (rather than 5 acres, which was the maximum permitted);
- A voluntary cash proffer in the amount of \$1,728 would be paid by the buyer of the lot upon securing a building permit; and
- The Timed Approach would be utilized, meaning 1 cut every 3 years.

Chairman Jones opened the public hearing.

Mrs. Margaret Bryant, co-owner/co-applicant, addressed the Board. She stated that it saddened her heart that Ben was not able to be here and do this himself. She would be glad to answer any questions.

Supervisor Brown advised that he was familiar with the area and the Bryant's had followed all of the guidelines.

Supervisor Brown moved, seconded by Vice-Chairman Young, to approve the conditional rezoning. All were in favor.

Moving forward, Mr. Johnson announced that he had invited Mr. Courtney Rogers, our financial advisor with Davenport & Company, to share the final details of the bond and note financing for capital projects included in their FY 2007 annual budget. As briefly discussed at Tuesday's retreat, the terms were more favorable than included in our budget projections and the long-term fiscal impact on the real property tax rate would not be quite as significant as originally projected.

Chairman Jones recognized Mr. Courtney Rogers.

Mr. Rogers addressed the Board and distributed copies of the Capital Funding Plan Final Results. He advised that the final amount of the bonds was \$21,300,000 and the true interest cost was 4.31%, which was lower than the Spring 2006 estimate of 5.12%. The final amount of the note was \$7,500,000 and the true interest cost was 3.90%, which was lower than the Spring 2006 estimate of 4.50%. The average annual debt service for the bonds was \$1,645,000. He noted that the full principal and interest would begin in FY 2009. The average annual debt service for the note was \$300,000 which was interest only. The total debt service savings versus the Spring 2006 rates was \$1,200,000 on the bonds and \$88,000 on the note. The total debt service savings by virtue of using the bond insurance was \$463,000 on the bonds. The bottom line was that we did very well and could not have picked a better time to get in the market.

Chairman Jones asked if there was anything else to come before this Board?

Supervisor Wyche recognized Mrs. Judy English, Director of Southampton County Social Services. Mrs. English extended her best wishes for a happy holiday season.

Mr. John Robert Harrup, Southampton County Commissioner of the Revenue, who was in the audience, encouraged the Supervisors to inform their constituents about the real estate tax exemption program for the elderly and handicapped (that the Board adopted in June 2006).

Chairman Jones announced that it was necessary for the Board to conduct a closed meeting 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 businesses or 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 or consideration of the acquisition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the governing body;

Vice-Chairman Young moved, seconded by Supervisor Wyche, to conduct a closed meeting for the purposes previously read.

Mr. Richard Railey, County Attorney, Mrs. Julia Williams, Finance Director, Mr. Jay Randolph, Assistant County Administrator, Mr. Robert Barnett, Director of Community Development, and Mr. Julien Johnson, Public Utilities Director, were also present in the closed meeting.

Upon returning to open session, **Vice-Chairman Young moved, seconded by Supervisor West, 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: Dallas O. Jones
Walter L. Young, Jr.
Walter D. Brown, III
Carl J. Faison
Anita T. Felts
Ronald M. West
Moses Wyche**

The motion passed unanimously.

Mr. Jay Randolph distributed copies of the PowerPoint presentation he presented and the PowerPoint presentation representatives from the Hampton Roads Planning District Commission (HRPDC) presented Thursday night regarding the Comprehensive Plan Update. He noted that representatives from the HRPDC also distributed copies of the first draft of the new and updated Comprehensive Plan Thursday night.

Supervisor Brown asked if the PowerPoint presentations would be available to the general public? Mr. Randolph replied that they would be happy to provide the presentations upon request, but the actual new and updated Comprehensive Plan would be available at the library and an electronic version would be available on our website.

Chairman Jones advised that he attended the Comprehensive Plan Update sessions, and people

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were interested in being able to address the Board at the regular Board meetings without having to make a request in writing to do so. He asked the Board if they were interested in having a public comment period at the Board meetings?

Supervisor Faison advised that he would be interested in having public forums in the community. Supervisor West stated that he too would like to have public forums. Perhaps they could have one additional meeting once a quarter in alternating locations throughout the County to bring government to the people.

Supervisor Felts stated that unless an issue was at their back door and pertaining to them, some citizens were just not going to participate in local government.

Supervisor Faison asked Mr. Johnson if the recent public forums (Comprehensive Plan Update sessions) were difficult to arrange? Mr. Johnson replied not extremely, but they had a specific topic. He cautioned that if the Board had public forums without a specific topic, and just let the citizens talk about anything, they may get bombarded with citizens airing their complaints.

Mr. Johnson advised that surveys were an effective way to find out what the citizens deemed important. He noted that Albemarle County just completed a phone survey to get citizen input and it was very effective.

Chairman Jones stated that we could look at the cost of doing such a survey during the next budget session.

Mr. Jay Randolph advised that the Planning Commission had a public comment period at the end of each meeting in which citizens were welcome to talk about anything they chose. Some citizens used that public comment period to get an issue in front of Dallas Jones because they knew that he was Chairman of the Board of Supervisors. *(Note: Dallas Jones also served on the Planning Commission.)*

Chairman Jones stated that it was recently brought up at the Planning Commission by a citizen that a business person in the County had offered to place boxes at the dump sites in the County for citizens to dispose of refrigerators, stoves, and other metals at no charge to the County. The citizen wanted to know why we did not take the citizen up on this offer and why we were paying SPSA so much for each item disposed of and so much per box and paying them to haul it away.

Mr. Johnson advised that if citizens in the County wanted to take their refrigerators, etc. to that business person, they could certainly do that. But he thought it would be in violation of their contract with SPSA for the County to negotiate a contract with that person.

Supervisor Felts stated that she had gotten both compliments and complaints regarding the attended dump sites. About 20 people had told her that trash was being dumped elsewhere (along the roads, in the woods, etc.) and that shingles had been dumped in the woods.

Vice-Chairman Young asked when was the court date? *(Note: There were 9 citations for illegal dumping on a court docket.)* Mr. Johnson replied tomorrow, December 19, 2006.

Chairman Jones remarked that in North Carolina, they had specific boxes at the dump sites in which specific things were to be placed.

Supervisor Brown asked wasn't it a good return on investment to recycle and have recycling boxes at our dump sites?

There being no further business, the meeting was adjourned at 11:20 AM.

Dallas O. Jones, Chairman

Michael W. Johnson, Clerk