

VIRGINIA:

At a recessed meeting of the Board of Supervisors of the County of Northampton, Virginia, held in the Board Chambers of the County Administration Building, 16404 Courthouse Road, Eastville, Virginia, on the 23rd day of January, 2012, at 5:00 p.m.

Present:

Oliver H. Bennett, Chairman

Willie C. Randall, Vice Chairman

Laurence J. Trala

Richard L. Hubbard

Absent:

Samuel J. Long, Jr., Vice Chairman

The meeting was called to order by the Chairman.

Consent Agenda:

(2) Consider an A-95 Review entitled, "Production and distribution of Chesapeake Bay Journal"; applicant: Chesapeake Media Service

Motion was made by Mr. Randall, seconded by Mr. Trala, that the Consent Agenda be approved as presented. All members were present with the exception of Mr. Long and voted "yes." The motion was unanimously passed.

Budget Amendment & Appropriation

Ms. Nunez presented the following Budget Amendment and Appropriation request:

TO: Board of Supervisors
FROM: Katie H. Nunez, County Administrator
DATE: January 20, 2012
RE: Budget Amendments and Appropriations – FY 2012

Your approval is respectfully requested for the attached budget amendment and supplemental appropriation.

1. Request from the School System for an appropriation in the amount of \$46,300 from the balance of funds that remained at the end of Fiscal Year 2010 into the Capital Improvement Fund for the replacement of the boiler at Occohannock Elementary School and the related cost of the rental boiler, which was installed on January 12, 2012 as an emergency measure.

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Motion was made by Mr. Randall, seconded by Mr. Trala, that the foregoing budget amendment and appropriation be approved as presented. All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

(3) Conduct joint meeting with the Eastern Shore of Virginia Public Service Authority

The Eastern Shore of Virginia Public Service Authority was present and in session. Mr. Panek, the Chairman, led the discussion through the following powerpoint presentation:

ESVAPSA Regional Wastewater System

Northampton County
Board of Supervisors
Work Session – Jan. 23, 2012

Northern and Southern Node Projects

- Preliminary Engineering Reports done.
- Northern Node - \$11.3M, 421 Equivalent Residential Connections (ERCs), 65/35 grant/loan ratio (\$7.3/\$4.0).
- Southern Node - \$11.9M, 753 ERCs, 71/29 grant loan ratio (\$8.4/\$3.5).
- Both heavily dependent on grants and full customer participation to achieve an affordable service rate. (Presuming maximum user rate of \$42/month)

Northern Node Status

- State Water Control Board approved \$4.0M, 0% interest, 30 yr loan.
- \$7.3M of grants needed.
- Discussions with Riverside on capital contribution based on percentage flow.
- Balance from USDA and DHCD (CDBG).
- PSA intends to apply to USDA.
- PSA is not an eligible entity for DHCD funds but the County can apply on behalf of PSA for these funds. Applications are due March 1.

BOS Commitment Needed

- Dedicate maximum CDBG project capacity; approximately \$1.8M.
- Commit to apply for CDBG funds (would request assistance from ANPDC to assist in preparing application)
- Mandatory connection ordinance for any of the county areas in the Northern Node area.
- Moral obligation bond to underwrite loan from State Water Control Board.
- Letter of support for application(s) submitted by PSA to USDA.

Southern Node Status

- State Water Control Board approved loan only, no grant. The County declined loan but indicated a future request for this project would be submitted for consideration.
- Fairview citizens petitioned to be removed from new service area.
- USDA and DHCD applications put on hold.
- Additional engagement of County areas.
- Residential generally against.
- Significant commercial interest.

Reexamination of Southern Node Service Area

- Cost analysis of service area options at USDA minimum rate with **100%** hook up:

	Capital Cost	ERC	Cost/ERC	Grant/Loan	Annual D/S	Annual O&M	Rate
PER	\$11.9M	753	\$15K	71/29	\$228K	\$177K	\$42
w/o Fairview	\$10.8M	597	\$18K	86/14	\$125K	\$161K	\$42
Cheriton	\$7.5M	341	\$22K	82/18	\$ 88K	\$ 84K	\$42

Way Ahead

- Recommend BOS concur with “Cheriton only” service area.
- Revise PER; plan for financial assistance applications.
- PSA continue to work with commercial interests for US 13/SR 184 service area.

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Mr. Randall spoke in favor of the proposed projects, calling them “job creators”, which

would entice industry to come to the County.

With regard the recommended items of action, motion was made by Mr. Randall, seconded by Mr. Trala that the Board dedicate the maximum amount of CDBG project capacity, currently estimated to be approximately \$1.8 million to the regional wastewater project (Northern Node). All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Trala, seconded by Mr. Randall, that the County request assistance from the Accomack-Northampton Planning District Commission in the preparation of a CDBG fund application (Northern Node). All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Randall, seconded by Mr. Hubbard, that the Board provide letters of support to accompany the PSA’s application(s) for the Northern Node project to USDA. All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

While noting their preference for additional information sessions for maximum public engagement, the Board concurred with the sentiment that it consider a mandatory connection ordinance for the county areas in the Northern Node area.

Motion was made by Mr. Randall, seconded by Mr. Trala, that the Board provide a statement of commitment to the PSA; i.e., an assurance from the Board that the PSA is “on the right track” and the Board’s intent to “stand behind” the PSA and provide the moral obligation bond to underwrite the loan from the State Water Control Board. All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed. (The actual resolution required therefor would be presented at the time of the Note’s execution.)

Closed Session

Motion was made by Mr. Trala, seconded by Mr. Randall, that the Board enter Closed Session in accordance with Section 2.2-3711 of the Code of Virginia of 1950, as amended:

(A) Paragraph 1: Discussion or consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees or employees of any public body.

Appointments to Boards/Commissions

(B) Paragraph 3: Discussion or consideration of the condition, acquisition, or use of real property for public purpose, or of the disposition of publicly held property.

Old Jails Lease

(C) Paragraph 7: Consultation with legal counsel and briefings by staff members, consultants, or attorneys pertaining to actual or probable litigation, and consultation with legal counsel employed or retained by the Board of Supervisors regarding specific legal matters requiring the provision of legal advice by counsel.

All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

After Closed Session, the Chairman reconvened the meeting and said that the Board had entered the closed session for those purposes as set out in paragraphs 1, 3 and 7 of Section 2.1-3711 of the Code of Virginia of 1950, as amended. Upon being polled individually, each Board member confirmed that these were the only matters of discussion during the closed session.

Motion was made by Mr. Hubbard, seconded by Mr. Randall, that Mr. Billy Moore, Jr., and Mr. Pat Coady be appointed to the Comprehensive Plan Advisory Committee. All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

The County Administrator indicated that due to scheduling conflicts, the Board’s proposed strategic retreat, originally scheduled for Saturday, January 28, 2012, would have to be

postponed until sometime in February.

Recess:

Motion was made by Mr. Hubbard, seconded by Mr. Trala, that the meeting be recessed until 5:00 p.m., Wednesday, February 1, 2012 in the Board Room of the County Administration Building, 16404 Courthouse Road, Eastville, Virginia, in order to meet with Riverside Shore Memorial Hospital officials. All members were present with the exception of Mr. Long and voted “yes.” The motion was unanimously passed.

The meeting was recessed.

_____ CHAIRMAN

_____ COUNTY ADMINISTRATOR

DRAFT