

VIRGINIA:

At a regular 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 12th day of February, 2013, at 4:00 p.m.

Present:

Willie C. Randall, Chairman	Laurence J. Trala, Vice Chairman
Richard L. Hubbard	Larry LeMond
Oliver H. Bennett	

The meeting was called to order by the Chairman.

Closed Session

Motion was made by Mr. Trala, seconded by Mr. Bennett, 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.

(C) Paragraph 5: Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

(D) 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 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 5 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.

The Chairman read the following statement:

It is the intent that all persons attending meetings of this Board, regardless of disability, shall have the opportunity to participate. Any person present that requires any special assistance or accommodations, please let the Board know in order that arrangements can be made.

Board and Agency Presentations:

(1) Mr. Charles McSwain, the newly-hired Economic Development Director, was introduced to the Board and indicated that he was looking forward to working with the Board and the community.

(2) Dr. Linda Thomas-Glover, President of the Eastern Shore Community College, shared with the Board the following powerpoint presentation:

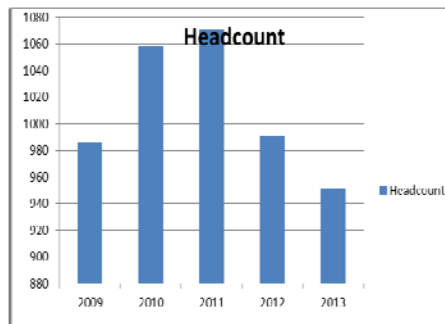
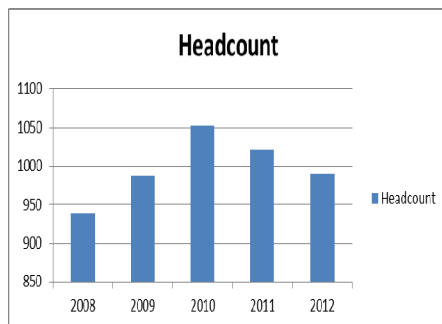
Presentation to Northampton County Board of Supervisors

Linda Thomas-Glover, President
Eastern Shore Community College
February 12, 2013

Enrollment (Unduplicated Headcount)

Fall

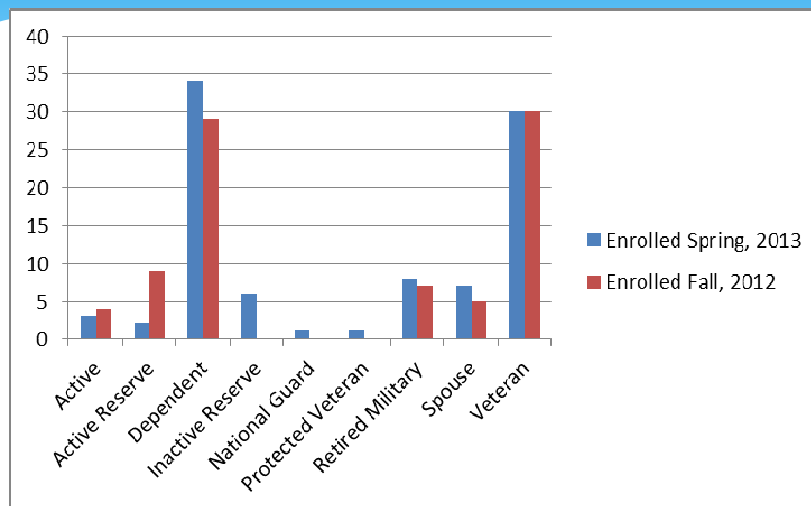
Spring



New Student Demographics: FA 12

- * Gender: 70% Female; 30 Male
- * Ethnicity: 43% Black; 51% White; 4% Hispanic
- * Age: 50% 18-19; 76% 18-29
- * Status: 25% Full-time; 75% Part-time
- * Majors:
 - * Liberal arts
 - * Pre-nursing
 - * Early Childhood edn.
 - * Welding
 - * Electronics

Military Enrollment Status



Supporting our Military

- * **“Military Friendly” designation by Military Advanced Education magazine**
- * **Partner with VEC & local veteran groups**
 - * Workshops 3rd Tuesday/month (10 AM) at VEC in Onley
 - * Completed Veteran’s Awareness Project
- * **VRAP – those whose benefits are exhausted**
- * **NSU – veterans/ dependents interested in STEM degrees**

Mark Flanders mflanders@es.vccs.edu; 757-789-1777

Pharmacy Technician Program

1st Class - Sept. 2011 – April 2012

- * **Who: 15 students: 2 Northampton; 12 Accomack**
- * **What: 108 hrs. of instruction over**
- * **When: 24 weeks, Twice a week**
- * **Where: ESCC**
- * **Why: NLB: “employment of pharmacy technicians is expected to increase by 32% from 2010 to 2020, much faster than the average for all occupations”.**
- * **2010: median pay - \$13.65/hr. ; local b/w \$9 and \$11.**

Pharmacy Tech Program Outcomes

1st Course: 9/11-4/12

- * (15)
- * **Satisfactory: 80%**
- * **Unsatisfactory: 7%**
- * **Incomplete: 13%**
- * **Took the exam: 58%**
- * **Passed the exam: 57%**
- * **Gained employment: 2**



ESCC PHARMACY TECH INSTRUCTOR RECEIVES STATEWIDE AWARD

- * On Thursday December 6, the Virginia Community College System (VCCS) held its annual Innovators Awards Banquet.
- * Eastern Shore Community College's Pharmacy Technician program instructor, **Demetria Bynum** of Parksley was recognized as the statewide award recipient for Occupation Specific Instruction.



Internships

- * Office Administration
- * Business Administration
- * Electronics Technology
- * Information Technology

Student Internships @ WFF

- * Since Spring 2011
 - * 17 Appointments
 - * 11 different student
 - * Employment opportunities

ESCC Students Transfer Successfully

- * 40 Students :
 - * Gen Studies (31)
 - * Science (9)
- * Grad ESCC b/w 2007-2011
- * Most earned BA/BS degree within 2-3 years
- * ODU – 43%
- * UVA – 18%
- * VPI – 10%
- * VA Wesleyan – 8%
- * SU; UMES; VCU; W&M; CNU; JMU; Oregon State; Cedarville Union

Average College Costs 2012-13

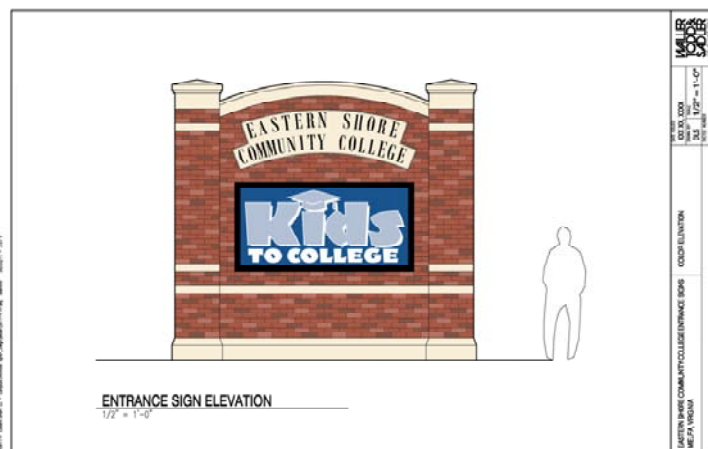
Tuition, Fees, Books, Supplies, Room & Board, Miscellaneous, Transportation

	Single Year	Four Years	Five Years
Private 4Yr.	\$43,289	\$173,156	\$216,445
Public 4 Yr.	\$22,261	\$89,044	\$111,305
ESCC	\$10,194 \$ 4,516 T,F,B,S	N/A	N/A

College Updates

- * Feb. 9 – Super Saturday
- * Feb. 23 – Heritage Festival
- * Feb. 18 – Students visit Richmond
- * March 23 – ESCC Fnd. w/ ACES Host Pandolfi
- * March 27 – Science Fair
- * May 15 – Graduation Ceremony

New Campus Sign



Bus Shelter

ESCC has
a new
Star Transit
bus shelter!



THANK YOU for....

- * Your financial support
- * Appointment of College Board Members
- * Ensuring our mission



(3) Mr. Bill Parr, Chairman of the Comprehensive Plan Advisory Committee, presented its report to the Board, in completion of three of the five charges so assigned to that body. The Report is on file in the Office of the County Administrator as well as the Planning & Zoning Office. Mr. Parr read opening comments as set out below:

“Good evening Mr. Chairman, Board members and fellow citizens. I am Bill Parr, Chairman of the Comprehensive Plan Review Committee. With Over 14 months of meetings, many hundreds of hours of research and debate - the 9 member committee and our diligent support staff of, Sandra Benson, Peter Stith and Kay Downing have all done an amazing job to get us here tonight. They all deserve our thanks. I also want to thank Ava Wise of the US Sustainable Development Corporation for her assistance in summarizing our findings and preparing the report. She did an outstanding job.

*“This is the final report of the CPAC in completion of the 3 core charges given the committee. I believe that we have diligently completed these duties and that you will find the report to be very direct, brutally direct at times, on the major issues that must be addressed for our community to move forward into a positive economic condition. The level of Poverty in our community is the most visible measure of our economic condition – and the fact that we are a community designated by the US Government as a place of **Persistent Poverty** gives rise to an immediate need for a sustainable, long term plan of economic development. We believe that this report, its recommendations and the short term economic development plan that follows provide facts and opportunities for solutions that can lead our local economy out of poverty and into a more stable and sustainable prosperity for our citizens.*

“You have a choice as the leaders of this community. Another generation of our children can grow up in the unchecked persistent poverty of Northampton County to potentially become our future social problems, or we can provide them and their families with the economic opportunities necessary for them to become our greatest future leaders.

“We need new sources of revenue to fund the county budget, or be required to raise the tax burden on our residents who already struggle financially. Our population is decreasing in numbers, along with our school enrollment. The need for economic critical mass is real across the entire Northampton county financial spectrum. It is a fact that the tax burden must be spread out over a larger and better employed population than our current demographic projections indicate, or our community will continue to suffer.

*“Poverty appears to be a litmus test. If we improve our economy, we will reduce poverty overall. And while poverty may still exist, a more healthy economy will put it in check for a very significant reduction in the numbers. If this is the right litmus test, then we must look into the eyes of the 31.5% of children in our county who live in **persistent poverty**, many of whom woke up in a cold room this morning, with an empty stomach in a disenfranchised family with very little hope for a better future. I invite you to talk to your teachers about these children. I might add, 75% of our public school children receive free or reduced lunches. Now, let’s explain to*

*these children just how beautiful our community is, how we have been blessed with natural resources and pristine environments worthy of international recognition – and how at the moment, they may get no economic benefit from any of it. Be prepared for these children to ask you, as our supervisors, **why?***

*“Therein lies the challenge. The CPAC believes in the protection of these important natural resources, but also understands the need to enhance the human condition of our citizens with opportunities for a better life. **It is urgent** that we find a balance between these competing priorities. We believe that it can be done, and that this report will lead us in the right direction. We commend the board for its leadership in the hiring of our first economic development director, and for establishing the Economic Development Authority. There is much left to be done.*

“It will require bold leadership, compassion for our least fortunate, and a vision for a more prosperous future where economic sustainability and environmental stewardship have an equal footing.

“I want to be very direct in urging you to take action. We urge the board to delete the entire economic development section of the existing comprehensive plan. It is a failed plan that perpetuates poverty in our community, which is a proven fact. We urge you to remove every word and every page of that failed plan at the earliest possible time after due process has been completed, and replace it with this report, and all of its listed appendices.

“The members of the committee have made great sacrifices to complete this report. Speaking for myself, the amount of personal and professional time consumed were far greater than I could have ever imagined, and the resulting personal sacrifices far greater even still. I want to commend the committee members for a job well done, for the depth of their commitment to conclude our charge, and thank them all for the sacrifices that they made to bring you this report tonight.”

* * * * *

Recommendations contained within the Report include:

(1) That the entire economic plan section of the current Comprehensive Plan be replaced with this report. The base report, the twelve-month economic plan, all related appendices, and documents should be used as the economic portion of the Comprehensive Plan.

(2) That the Supervisors direct the Planning Commission to amend the Comprehensive Plan’s Future Land Use Maps to include the following six maps for designation as Economic Development Areas as shown. Further, that the Supervisors also direct the Planning

Commission to revise the zoning maps to include the development areas shown on the following maps with the maximum appropriate level of by-right uses possible within these designated Economic Development Areas.

(3) That the County direct the Planning Commission to revise the Comprehensive Plan and related zoning ordinances to expand the development area north of Cheriton along the railroad track to include adequate by-right uses that would stimulate industrial growth.

(4) That the Board of Supervisors make the elimination of persistent poverty in Northampton County a visible top priority for every employee, department, committee and agency of the county government. Include it in all of our county documents.

(5) That the position of the director of economic development should be an exclusive position reporting to the Economic Development Authority (EDA). The position of the director of economic development should serve as the chief advocate for economic development in the County to assist citizens and businesses in all matters involving growth and development of commerce in the County.

(6) That Northampton County reviews the current County performance standards to identify potential revisions that are more conducive to economic development.

(7) That the Northampton County Economic Development Director should work collaboratively with the ANPDC, Accomack County, and the local governments of the Hampton Roads community in its economic development efforts.

(8) That Northampton County commits to have water and sewer infrastructure constructed by 2018. This includes contracting in advance to reserve wastewater treatment capacity in the Cape Charles facility for use in serving southern county commercial growth needs.

(9) That the Board of Supervisors completes the creation of a Northampton County Economic Development Authority. The EDA should be included as a core element of governance in economic development matters. The Authority must have a funding mechanism, similar to the funding method used by the Tourism Commission, which provides it with working capital.

(10) That Northampton County acknowledges two of its very significant economic assets in its railroad and broadband fiber optic network. The CPAC recommends that these resources be analyzed for higher and better economic development use.

(11) That Northampton County analyze what portion of the critical groundwater and deep aquifer recharge areas are currently developed and what portion in what locations can be developed with minimum impact to our fresh water resources.

* * * * *

Board members thanked Mr. Parr and the members of the Committee for their hard work in the creation of the report.

Consent Agenda:

(4) Minutes of the meetings of January 18, 28 and 30, 2013.

(5) Consider approval of FY 2013 Local Government Agreement Amendment with Eastern Shore Health District.

(6) Consider A-95 Review entitled, “(1) 15-passenger BOC van with lift”; applicant: Eastern Shore Community Services Board

Motion was made by Mr. Trala, seconded by Mr. Bennett, that the Consent Agenda be approved as presented. All members were present and voted “yes.” The motion was unanimously passed.

County Officials’ Reports:

(7) There were no budget amendments and/or supplemental appropriations for the Board's consideration.

At 6:00 p.m., the Board recessed for supper.

At 7:00 p.m., the Chairman reconvened the meeting.

The invocation was offered by Rev. Harry Crandall.

The Pledge of Allegiance was given.

(8- 12) Ms. Katherine H. Nunez, County Administrator presented the following bi-monthly report for the Board's review.

- (i) 2/25/13: Ordinance Review Discussion
- (ii) 3/4/13: Recessed meeting re: FY 14 budget (revenues)
- (iii) 3/25/13: FY 14 budget (expenditures)

TO: Board of Supervisors
FROM: Katie H. Nunez, County Administrator
DATE: February 8, 2013
RE: Bi-Monthly Report

I. Projects:

A. Public Service Authority:

The Public Service Authority met on January 15, 2013 and discussed the two additional requests for information from the Board in looking at a Southern Node wastewater project, specifically a cost to add the Town of Cheriton as an option and a cost to add the Webster property as an option. They are working on compiling this information along with a financial proposal for a Special Tax District vs. a general tax increase. This matter will be finalized at their next meeting on February 19, 2013 at 7:00 p.m.

B. Eastville Waste Collection Site:

The Board of Zoning Appeals approved our request for a variance on the impervious surface requirements. The bid documents are being finalized and proposals for construction will be released next week. We are approximately one month behind schedule but believe that this site will be operational this summer.

C. County-Owned Property:

In accordance with the Board's request from our January regular meeting, we have provided a full listing of all County-owned property through the attached maps, running from the south to the north. We have flagged how each property is utilized

(government, waste management, public ramps/recreation, school board, etc.). Please note that the School properties are under the control of the School Board as long as they are being utilized for school purposes; however, once they are no longer being used for school purposes and so declared by the School Board, the property reverts to the Board of Supervisors for care, custody and control.

We will review the list with the Board to determine if there are any parcels that the Board wishes to sell in addition to the property in Eastville that has already been identified for sale (the former Social Services building and adjacent buildings that recently housed Facilities Management, Voter Registrar and currently houses the Thrift Shop).

The Board identified several parcels for potential sale and asked for additional information regarding same.

D. Cape Charles Harbor Access Road:

Under the 6-Year Transportation Plan, the County's top priority is the widening and improvement of Route 642 to allow for improved access for the industrial properties on the south side of the Cape Charles Harbor. Recent discussions with property owners have resulted in a revised plan to provide a new harbor access road that would replace the current plan of the full widening of Route 642. Enclosed is a map of the new plan along with a white paper highlighting the benefits of this proposal. This information has been shared with our representatives in Richmond as funds are being sought to implement this proposal. ***I am requesting a Resolution of Support for this proposal and authorization to notify VDOT that the parameters of our top road project have changed.***

Motion was made by Mr. Hubbard, seconded by Mr. LeMond, that the following resolution be adopted. All members were present and voted "yes." The motion was unanimously passed. Said resolution as adopted is set forth below:

RESOLUTION

Northampton County Board of Supervisors
CAPE CHARLES HARBOR ACCESS ROAD

WHEREAS, the Northampton County Board of Supervisors has adopted "Economic Development" as one of its Strategic Goals, to create an environment where businesses are welcome and services are available to help them be prosperous; and

WHEREAS, the Cape Charles Harbor Access Road Project will create expanded economic development opportunity for underdeveloped and impoverished Northampton County by providing a much-needed highway access connecting sea-lane and rail-based shipping, deep-water access, and the Route 13 north/south highway corridor serving the Atlantic seacoast; and

WHEREAS, significant savings will be derived by the Commonwealth and the businesses interested in Northampton County through the construction and implementation of the Cape Charles Harbor Access Road Project – being a more efficient use of existing resources than the upgrade of Route 642 as is presently contained in the County’s Secondary Roads Six Year Plan for Fiscal Years 2013-2014 and Improvement Priorities List for Fiscal Year 2012-2013 as adopted by the Board; and

WHEREAS, the Cape Charles Harbor Access Road Project will maximize the utility of the Cape Charles Harbor area and its road/rail/water access by enhancing its competitiveness in economic development and jobs creation.

NOW, THEREFORE, BE IT RESOLVED, that the Northampton County Board of Supervisors does hereby declare its support for this proposal and authorizes the County Administrator to so notify the Virginia Department of Transportation that the parameters of its Priority Number One Project – the widening and improvement of State Route 642 to allow for improved access for the industrial properties on the south side of Cape Charles Harbor – have changed.

* * * * *

E. Dissolution of Industrial Development Authority of Cape Charles-Northampton County:

As you may recall, the county had 2 IDAs: one formed in the early 1970’s and was used primarily for hospital financing and one formed in the late 1990’s associated with the Sustainable Technology Industrial Park (STIP). A meeting was convened of the earlier IDA, the Industrial Development Authority of Cape Charles – Northampton County, and they have adopted a resolution to dissolve themselves since all bond obligations are resolved and they have no outstanding issues that require their involvement.

Since this IDA was originally created by ordinance by both the County and the Town of Cape Charles, I am recommending that the Board pursue an ordinance that will dissolve this IDA. This matter has also been referred to the Cape Charles Town Council to take similar action.

Motion was made by Mr. Bennett, seconded by Mr. Hubbard, that the Board proceed to public hearing with an ordinance to dissolve the Industrial-Development Authority of Cape Charles-Northampton County. All members were present and voted “yes.” The motion was unanimously passed.

F. School – Capital Plan/High School:

A joint meeting was held with the School Board on Wednesday, January 30, 2013 to receive a presentation from the School Board’s architect regarding the possibility of renovating and expanding the high school as well as constructing a new high school

facility. Three options were presented along with estimated costs for each option. The School Board is seeking direction from the Board of Supervisors regarding next steps in this matter.

If the Board is desirous, I can refer this matter to our financial advisors, Davenport & Co., to determine the financial impact of this capital project within our current debt load for the Board's consideration. In addition, there was discussion at the joint meeting if consideration of a high school capital project (whether renovation of existing structure or construction of a new facility) should be handled as a referendum question. We can discuss the process involved for a referendum question for the Board's edification.

It was the consensus of the Board that the County Administrator be instructed to proceed with the financial analysis by Davenport & Co. Chairman Randall reiterated its comments from the recent School Board/Board of Supervisors joint meeting that the School Board also needs to conduct a review of its own assets as well as search for any and all grant funding which can be used towards this project.

G. Biennial Tax Billing:

Following the discussion at the last meeting, the staff has discussed the best means of transitioning the county from an annual billing process to a biennial billing process. We are recommending that the Board move to public hearing an ordinance that will institute the biennial tax billing, effective January 1, 2014 with tax bill due dates of June 5 and December 5 for real estate billing and retaining an annual billing due date of December 5 for personal property and all other tax classifications. Counsel has clarified that penalties and interest are effective from the date after each billing deadline. This process will impact our traditional budget calendar and we have been reviewing that calendar as well.

Therefore, the tax bills that will be issued this year with a due date of December 5, 2013 are expected to be the last annual bill issued for real estate and it is anticipated that the first semi-annual real estate tax bill will be due on June 5, 2014 and the second half bill will be due on December 5, 2014. ***I am requesting the Board to move this matter to public hearing to take up this proposed ordinance changing the tax due dates.***

Motion was made by Mr. Trala, seconded by Mr. Bennett, that the Board proceed to public hearing for an ordinance establishing biennial tax billing process. All members were present and voted "yes." The motion was unanimously passed.

H. Tax-Exempt Property:

In response to a Board request to review all tax-exempt property, I have enclosed the tax-exempt classification reports from the Commissioner of Revenue.

There are several means in which a property has achieved tax-exempt status: by virtue of the Constitution of Virginia, by Acts of the Assembly following petition for special legislation, by Code provisions, or by local ordinance. Counsel is prepared to discuss the process, if available, to reconsider tax exempt status.

1. Class 71 – Federal Government: Established under the Constitution of Virginia, all property owned by the federal government receives this exemption. There are 33 parcels valued at \$31,855,000 that are owned by the federal government.
2. Class 72 – State Government: Established under the Constitution of Virginia, all property owned by the state government receives this exemption. There are 217 parcels valued at \$54,268,200 that are owned by the state government.
3. Class 74 – Local Government: Established under the Constitution of Virginia, all property owned by the local government receives this exemption. There are 130 parcels valued at \$103,468,700 that are owned by the local government.
4. Class 76 – Religious: Established under the Constitution of Virginia, all property owned by the local government receives this exemption. There are 119 parcels valued at \$26,649,400 that are owned by religious establishments.
5. Class 78 – Educational: Recent interpretation by counsel deems educational establishments as by right under the Constitution of Virginia. There are 6 parcels valued at \$7,799,200 that are owned by private educational facilities.
6. Class 79 – Non Government: There are divided into subcategories:
 - a. Public Utilities: A&N Electric, Bell Atlantic, Canonic Atlantic Company;
 - b. Cemeteries: Allen, James C., Jr.; Alworth,, RL Heirs; Brickhouse, Robert L; Bynum, Barbara H.; Cape Charles Cemetery Board; Dickinson, Frank Parsons & Sharon V.; Fitchett Family Cemeteries; Hampton, Anna Parker; Parsons Cemetery; Richardson Family Cemetery; Saunders & Baker Cemetery; Turner, Cecile Mears; Whitehead Cemetery;
 - c. Public Parks: The Nature Conservancy;
 - d. Public Library: Eastern Shore Public Library; Northampton Memorial Library;
 - e. 58.1-3612: American Legion Post, No. 56; Arlington Foundation Incorporated; Brickhouse, Willie T.; Broadwater Lodge #71
 - f. 58.1 – 3607 Association for the Preservation of Virginia Antiquities
 - g. 58.1 – 3610: Cape Charles Volunteer Fire Co. No. 1; Cheriton Volunteer Fire Co.; Community Fire Company, Inc.; Eastville Volunteer Fire Company, Inc.
 - h. 58.1 – 3606.1: Chesapeake Bay Bridge Tunnel District; Commonwealth of Virginia; Exmore, Town of; Northampton County School Board;
 - i. 58.1 – 3617: Full Gospel, Church of;
 - j. 58.1 - 3606.7: Pride of Virginia Lodge No. 18; Willow Grove Temple Corp.
 - k. 58.1 – 3606.5: Young Men’s Christian Association
 - l. Prior to 1971: Northampton Accomack Memorial Hospital
 - m. By State Designation per Local Request: Cape Charles Historical Society; Community Fire Company, Inc.; Eastern Shore Barrier Islands Center; Eastern Shore of Virginia Habitat for Humanity; Northampton County Rescue Squad, Inc.; Willis Wharf Village Trust Inc.;
 - n. By Local Designation: Arts Enter Cape Charles, Inc.; Eastern Shore Rural Health System, Inc.; Randy Custis Memorial Fund;

- o. Common Areas – Subdivisions (please note that while these are tracked and listed as exempt, the common areas of the subdivisions are actually apportioned to the property assessments of the residents of the subdivisions): Bay Creek at Cape Charles Community Association; Bay Ridge Property Owners Association, Inc.; Burton, James Heirs; Central Mortgage Company; Chateaux at Lake Allure Property Owners; Cowan, David N. & Jane Ellis; CPD at 245 Mason LLC; CPD II, Inc.; Dickinson, Frank Parsons & Sharon V; Downing, Bolton Barron Jr.; Dunes at Ridge Property Owners Association; Hideaway Property Owners; Kings Creek Landing Property Owners; Latimer’s Bluff Owners; Manuel Development Corporation; Mattawoman Estates Lot Owners; Meadows Unofficial Home Owners Association; Mockhorn Bay Landing Property Owners; Peaceful Acres, Peaceful Pines, Peaceful Beach Estates Property Owners; Peaceful Lakes Property Owners Association; Pleasant Meadows Property Owners; Rolling Meadows POA Inc.; Solitude Trail Property Owners Association; Vaucluse Shores Association Inc.; Vision Remodeling LLC; Walden Property Owners Association; Wilsonia Landing Owners’ Association;
- p. Veteran’s Exemption (amendment to Constitution as of 2012): These have been marked on the report from the Commissioner’s office.

Mr. Bennett asked that the County Administrator provide dollar figures associated with items “c” through “o” above. The Board indicated that it would be taking a closer look at tax exempt properties of medical facilities as well as The Nature Conservancy.

I. Tourism Commission Joint Resolution – Clarifying Items:

While you discussed this item at the January 2013 work session, clarification is needed regarding the following provisions in order to get to a new resolution for the two counties to consider:

(1) in regards to the appointments made by Northampton County, we have never specified any term limits for these appointments. Do you wish to have term limits for these appointments?

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that the appointments to the Tourism Commission be set for four-year terms. All members were present and voted “yes.” The motion was unanimously passed.

(2) the last adopted version of the Joint Resolution for the Tourism Commission did not specify any funding formula between the 2 counties. The only language in the last adopted version of the Joint Resolution stated that if the annual funding from either county exceeds that of the other county by 51% paid to the Tourism Commission, then that would entitle that county to one additional appointment for that fiscal year. There is confusion over how this determination is made and whether this provision should remain, especially if funding formula language is re-introduced into the Joint Resolution. Does the Board want the Joint Resolution to contain a funding formula provision? If so, what funding formula do you wish to have? What

do you wish to do with the existing clause providing the additional appointment for the county that pays more than the other county?

Mr. LeMond stated that he would like to see at least a 50-50 funding split between the two counties. Mr. Trala would like to see the traditional 1/3, 2/3 split. Mr. LeMond suggested that Accomack work towards matching Northampton's contribution, currently \$28,000 in excess of Accomack's contribution. Mr. Trala reiterated his belief that Accomack should pay two-thirds share of the Tourism Commission contribution. With no clear consensus, the County Administrator was directed to share these diverging perspectives with the Accomack County Administrator.

J. Discussion of Agricultural Forestal Districts & One Year Land Use Program:

Upon request from Board Members Randall & Hubbard, I have placed this item as part of my report for discussion and clarification in preparing an analysis as part of the Fiscal Year 2014 budget. The Board has maintained an unofficial policy relative to adding any additional land to the AFD program for the past 3 years and staff has so advised any possible applicants of this "unofficial policy". There has been a request for the Board to reconsider offering the One Year Land Use program which was eliminated 4 years ago. I would like to discuss these matters with the Board to ensure that our analysis covers the areas in question and provides you the necessary information to make decisions on this policy issue.

Mr. Hubbard indicated that Farm Bureau would like some idea from the Board as to its future approach to both the AFD program as well as the one-year land use program, which was eliminated four years ago. He said that the agency does not think it is fair for the County to receive AFD applications, with an application fee of \$500.00, knowing that they will be denied. He further stated that Farm Bureau would like to see the elimination of the farm equipment tax.

Mr. LeMond stated that while he would like to be able to assist the farming community, the County does not have the tax base to be able to support additional AFDs.

Mr. Randall stated that the entire AFD program needs to be evaluated including the locations of AFDs in the County, the timeline for inclusion in a district (typically ten years), and the elimination of the forestry component.

Mr. Trala commented that the County cannot afford the program.

Based on these comments, the County Administrator was instructed to do further investigation and analysis and report back to the Board.

II. OTHER

Update on Planning Commission:

The Planning Commission held a joint meeting with the Town of Eastville to complete their Comprehensive Plan at their February 5, 2013 meeting.

The Planning Commission is progressing on the County Comprehensive Plan Review as well. It is anticipated that the Environmental, Community Services, and Transportation Chapters and associated data chapters will be through their review by March 2013. This leaves the Housing chapter which is under review but no date of completion indicated yet as well as the Economic Chapter (pending receipt of the CPAC work product) and the Land Use Chapter to be reviewed.

The Planning Commission drafted their annual report and have requested to convene a joint meeting with the Board of Supervisors to reach agreement on their work plan for the year. We will need to provide possible dates for a joint meeting with them.

The Board selected March 25th at 5:00 p.m. as the date/time for the annual joint meeting with the Planning Commission.

Courthouse Court Green – Archeological Dig:

I was contacted by Mike Barber, State Archeologist, looking to conduct an archeological dig on the court green this spring. They conducted a dig last year on the Eastern Shore which went very well and they want to continue that effort with our property. I have spoken with our local preservation group who is supportive of this effort as well as the Town of Eastville. The state will do a presentation of the dig results once completed and any artifacts that are uncovered will be turned over to the county for display.

* * * * *

Citizen Information Period:

There were no comments from the public.

Action Items:

(13) Consider the following requests from Shelton H. & Jennifer C. Alley:

(A) Permission to build a primary residence within the Milford AFD

Motion was made by Mr. Hubbard, seconded by Mr. Trala, that the Board approve the request for construction of a primary residence on Tax Map 99-4-8 within the Milford AFD. All members were present and voted “yes.” The motion was unanimously passed.

(B) Permission to vacate two property lines within the Milford AFD in order to allow all three affected parcels to receive land use taxation (they are currently

within the AFD but due to size, do not enjoy the reduced tax rate for those parcels)

Mr. Alley, the applicant, was recognized by the Chairman and explained to the Board that a paper subdivision existed on these parcels, meaning that their small size prohibited the three lots from enjoying the reduced tax rate even though they were included in the Milford AFD. All of the parcels are currently under cultivation. The County Administrator indicated that she believed it was the Board's intent in 2011 to include these parcels when the AFD Ordinance was approved and that the resulting reduction in tax revenue as a result of the lowered tax rate on these three parcels would be less than \$1,000.00.

Motion was made by Mr. Hubbard to approve the request of Mr. Alley for vacation of the lot lines as requested, but due to lack of a second, the motion failed.

There being no further motions, Mr. Alley's request was denied.

Matters Presented by the Board Including Committee Reports & Appointments

Motion was made by Mr. Hubbard, seconded by Mr. LeMond, that Mr. Garrett Dunham be appointed to the Eastern Shore of Virginia Public Service Authority for a term of office expiring June 30, 2016 (filling the vacancy left by the resignation of Mr. Joe Stevens). All members were present and voted "yes." The motion was unanimously passed.

Recess:

Motion was made by Mr. Trala, seconded by Mr. LeMond, that the meeting be recessed until 5:00 p.m., Monday, February 25, 2013 in the Board Room of the County Administration Building, 16404 Courthouse Road, Eastville, Virginia. All members were present and voted "yes." The motion was unanimously passed. The meeting was recessed.

CHAIRMAN

COUNTY ADMINISTRATOR