

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 March, 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.

*County Administration Evaluation*

(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.

*Status of Oyster right-of-way sale; Exmore-Willis Wharf School; Galloway suit*

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:

The Board recognized Mr. John Ozmore, Project Architect of DJG Architects, who presented the Board with an award they’d received for the County Administration Renovation Project from the American Council of Engineering Companies.

The Board recognized Mr. Steve Sturgis, a local farmer, and Mr. Brick Viers of Monsanto Industries, who presented a \$2500 check to Mr. Sturgis as a result of his grant application. Mr. Sturgis donated the \$2500 to the Northampton High School FFA Chapter and its President, Jordan Jefferson, was present to receive the funds.

(1) Ms. Katherine H. Nunez, County Administrator and Executive Director of the Eastern Shore of Virginia Public Service Authority, shared with the Board additional information prepared by the PSA in response to questions posed by the Board relative to the Southern Node Commercial Project and various options for implementation of the project. Option 1 includes the Base Southern Commercial District including the Town of Cheriton. Options 2 and 3 add the Webster properties via the railroad right-of-way or Route 13. Option 4 includes the Base

Project plus the Town of Cheriton plus Webster.

Following the presentation, Mr. LeMond noted that he would like to receive input from the County's newly hired Economic Development Director, Mr. Charles McSwain. Mr. Randall also commented that he would like to receive any recommendations offered by the PSA itself. It was noted that the Town of Cheriton would have to adopt a mandatory connection ordinance in order for Option 1 to be successful. Public hearings would be necessary should the Board choose to implement a special tax district.

Consent Agenda:

(2) Minutes of the meetings of February 12 and 25, 2013.

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

County Officials' Reports:

(3) Mrs. Leslie Lewis, Director of Finance, presented the following budget amendments and/or supplemental appropriations for the Board's consideration:

**TO:** Board of Supervisors  
**FROM:** Leslie Lewis, Director of Finance  
**DATE:** March 6, 2013  
**RE:** Budget Amendments and Appropriations – FY 2013

Your approval is respectfully requested for the following budget amendment and supplemental appropriation:

**\$5,496.86** – This represents an insurance claim reimbursement as a result of damages sustained to police equipment (which was contained within the flooded sheriff's vehicle – Hurricane Sandy). Please transfer these funds to the Sheriff's Police Supplies line item (100-3102-55950).

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

**TO:** Board of Supervisors  
**FROM:** Leslie Lewis, Director of Finance  
**DATE:** March 7, 2013  
**RE:** Budget Amendments and Appropriations – FY 2013

Your approval is respectfully requested for the following budget amendments and supplemental appropriations as requested by the Northampton County Public Schools:

- (A) **\$1,000.** This is for a Grant Award received from the Virginia Department of Education for one teacher who qualifies for the “Career Switcher” mentoring program and will be spent to support the mentoring program for this new teacher.
- (B) **\$500.** This is for a Grant Award received from the Virginia Foundation for Healthy Youth and will be expended on Healthy Youth Day at Kiptopeke Elementary and Northampton High School in order to promote physical activity and healthy snack choices.
- (C) **\$15,565.09.** This is to reflect additional funds received from the US Department of Education under the 2012-2013 Consortium Incentive Grant and will be used to fund costs of the Migrant Education Program and is available for spending through September 30, 2013.
- (D) **\$7,000.** This is to reflect testing fees collected for GED testing (Race to GED) which will be used to fund salaries and benefits of the employees delivering and processing the examinations.
- (E) **\$33,200.** This is the amount of insurance proceeds received related to a 2007 Thomas school bus, which was involved in an accident on November 3, 2012, and deemed to be a total loss. These funds will be used to fund towing costs and to partially fund the purchase of a replacement school bus.
- (F) **\$343.01.** This is the amount of an award received from the Virginia Department of Education Office of Career and Technical Education Services and will be used to fund materials and supplies necessary to implement *Workforce Readiness Skills* for the Commonwealth examinations.
- (G) **\$7,603.63.** This is for the Grant Award received from the Virginia Department of Education for 31 teachers who qualify for the “Mentor Teacher Program”. These funds will be spent to

support the mentoring program for these new teachers.

(H) **\$1,470.41.** This is a budget *reduction* to adjust for the final award of State Breakfast Incentive funds receives from the Virginia Department of Education.

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Motion was made by Mr. Hubbard, seconded by Mr. LeMond, that the first four budget amendments and supplemental appropriations be approved as presented above. All members were present and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that the last four budget amendments and supplemental appropriations be approved as presented above. All members were present and voted “yes.” The motion was unanimously passed.

In response to a question from Mr. Hubbard, Ms. Brook Thomas, Director of Finance for the Northampton County Public Schools, indicated that federal funding will be reduced as a result of sequestration. This will affect the Title I program as well as School Improvement funds.

In response to a question from Mr. Bennett, Ms. Thomas indicated that some new positions will be included in the FY 2014 budget request. Mr. Bennett also asked about a plan for the care and management of existing school properties, the dress code and the use of electronic devices. Ms. Thomas indicated that she would relay those questions to the Superintendent for response.

The County Administrator indicated that correspondence had been received this date from the Town of Eastville, seeking a \$3,000 contribution towards its second annual event in May which will feature a “Homecoming Pow-Wow” of the Accohannock Tribe at Indiantown Park. It was the consensus of the Board to table this request pending receipt of information relative to available funding through Transient Occupancy Tax revenues.

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. Judy Worthington.

The Pledge of Allegiance was given.

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

- (i) 3/25/13: FY 14 budget (expenditures)
- (ii) 4/4/13: State of the County Breakfast (8:00 a.m., Cheriton Firehouse)
- (iii) 4/22/13: Topic to be announced

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

**I. Projects:**

**A. Public Service Authority:**

The Public Service Authority met on February 19, 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 completed this work and it is on the march 12, 2013 Board agenda during the 5:00 p.m. session. Their next meeting is on March 19, 2013 at 7:00 p.m.

**B. Eastville Waste Collection Site:**

This project is out to bid with a deadline to receive bid proposals of Friday, March 15, 2013 @ 2:00 p.m.

**C. County-Owned Property:**

As a follow-up from our February meeting where we reviewed in detail all of the County-owned property, I am providing this additional information on three of the sites:

- 1) The property located south of Nassawadox (2 parcels totaling .38 acres) – the adjacent property owners are: Elmer L. Collins, et al; Robert L. Brickhouse (dec'd); Tankard Farms Inc.; and Anne R. Tankard Revocable Trust.
- 2) The property located south of the Cape Charles CornerMart (1 parcel totaling .91 acres) – the adjacent property owners are: Crile & Noel Crisler; Landmark Holdings; ANEC; and Francis E. Wendell, Jr..

- 3) The property located in Cheapside (1 parcel totaling .62 acres) – the adjacent property owners are Delzena M. Jones & Menetta Johnson; Betty Ann Barlow; Josephine D. Rowley Est., Beatrice S. Smaugh; and David K. Hammond.

***These 3 properties are not being used by the County and we do not foresee a need or use of these 3 properties by the County; therefore, we would recommend that the Board authorize the staff to move forward with disposing of these properties through sale. In addition, the remaining supplies and materials have been fully moved from the former home of Facilities Management in Eastville to their new location on Stumptown Road. Therefore, with the Board's permission, I will move that property forward for disposition through sale.***

*It was the consensus of the Board to offer these three small surplus parcels for sale. The Board also concurred with the plan of the County Administrator to move to sale the block of buildings across-the-street.*

Lastly, the Board inquired if there are any impediments to transferring the “Selma Farm” lots to the School Board. There are no impediments to such a transfer. ***The Board will need to vote to authorize staff to take the necessary steps to transfer this property to the School Board for school-related use, if that is your intent.***

*It was the consensus of the Board to retain ownership of the Selma lots at this time while allowing the School Board to use the property as directed in the past.*

**D. Chesapeake Bay Bridge Tunnel – Commuter Toll:**

As a follow-up from a Board request seeking additional information on the proposed commuter toll and E-Z Pass requirements, I am enclosing e-mail correspondence from Jeff Holland, Executive Director of the CBBT, providing information on their proposed changes.

*While the Board indicated that it understood the business decision made by the Commission, it remains concerned that a significant segment of the County's citizenry will be negatively impacted by the new toll policy. The Board requested the County Administrator to send a letter to the Commission, requesting that it reconsider keeping the current \$17.00 commuter toll rate for those citizens not able to utilize the E-Z method.*

**E. School – Capital Plan/High School:**

In response to a query from the Board regarding the process for a bond referendum relative to the consideration of a the capital plan request from the School Board for a new high school, I have consulted with legal counsel and provide you the following information on this process:

1. Pass an ordinance authorizing the bond issue which would be subject to the referendum. Process for an ordinance requires two public notices, separated by at least a week prior to the public hearing.
2. If the ordinance passes, a certified copy is filed with the Clerk of the Circuit Court and the Judge issues an order setting the election date which can be on the day of a general election.
3. The order the referendum must be made at least 81 days prior to the date of election. The referendum itself must be advertised at least once at least 10 days prior to the election.
4. As a locality still under the requirements of Section 5 of the Voting Rights Act of 1965, the referendum election requires “preclearance” by the Department of Justice and DOJ has 60 days to act on our submission.

So, if the Board was considering having this item on the November 5, 2013 General Election, the final deadline for action by the Circuit Court Judge is August 15, 2013. The local ordinance would need to be adopted no later than June 2013 to allow sufficient time for submission to the Department of Justice.

F. VDOT – VA Surface Transportation Plan:

In the January 2013 Draft Virginia Surface Transportation Plan – 2035 Update, a project within our County moved onto the project list. Specifically, it calls for widening of US Route 13 from the south corporate limits of Nassawadox to the north corporate limits of Nassawadox (see page 62 of this draft report).

In researching how this project was listed as part of this draft plan, this widening of US Route 13 through Nassawadox was discussed and identified as a priority project in the Route 13/Wallops Island Access Management Study (see attached excerpts from that study). The Eastern Shore Transportation Technical Committee, staffed by Barbara Schwenk of ANPDC, brought this matter to my attention as well as to the Nassawadox Town Council to determine if this is still a priority project of the County. Nassawadox Mayor Estelle Murphy has reviewed this matter with the Town Council and has indicated that they are not in support of this project and would like this project removed from the VDOT Plan.

***I am seeking the Board’s position on this proposed project.***

*While the Board indicated that it was always cognizant of safety issues, motion was made by Mr. Bennett, seconded by Mr. Hubbard, that the Board support the wishes of the Town of Nassawadox and ask VDOT to remove this project from the Surface Transportation Plan. All members were present and voted “yes,” with the exception of Mr. LeMond who abstained. The motion was passed.*

G. 2013 Reassessment and the Board of Equalization:

The 2013 Reassessment notices are anticipated to be mailed on March 15, 2013, reflecting the old and new property values.



Judge Lewis has appointed the Board of Equalization as follows: George Schoolfield; Charles Renner, and Denise Bland. This Board will sit until July 31, 2013 in accordance with the Board adopted ordinance

*The Board recognized Mrs. Anne Sayers, Commissioner of the Revenue, who explained the reassessment process and timeline. It was noted that there is the expectation that assessed values will be lower than are currently in place, which will require the Board to equalize the tax rates in order to achieve the same level of revenue.*

#### H. Update of the County's Solid Waste Management Plan

In accordance with solid waste regulations, each solid waste planning unit must update its Solid Waste Management Plan every five years. The last plan, adopted in 2009, is due for review & update by June 20, 2013. The County's planning unit includes all five incorporated towns.

Minimum items to be addressed include:

1. Evaluation of current waste generation estimates against previous estimates to verify accurate projections for future waste handling systems. This evaluation must address both quantity and composition of waste generation within the planning unit.
2. Evaluation of the original 20-year planning efforts and milestones to determine if these have been met, are being implemented or are no longer valid. New planning activities and milestones can be developed through this process as appropriate.
3. Determine if 20-years of landfill capacity remains available to the planning unit or, if not, appropriate planning milestones have been developed to assure adequate waste handling within the planning period.

DEQ suggests the following additional items as well:

1. Population information and projections for 20 years of population growth and development patterns
2. Estimates of solid waste generation from residential, commercial, institutional, industrial, construction, demolition, debris and other types of sources, including the amounts reused, recycled, recovered as a resource, incinerated and landfilled
3. Existing and planned solid waste collection, storage, treatment, transportation, disposal and other management facilities, their projected capacities, expected life and systems for their use
4. All milestones in the implementation of the solid waste management plan over the 20-year projection and the parties responsible for each milestone.

5. The assessment of all current and predicted needs for solid waste management for a period of 20 years and a description of the action to be taken to meet those needs.

We have contracted with Draper Aden Associates, the County's solid waste engineers, to perform this update. A draft plan will be provided to the County for review not later than April 1, 2013 with a final copy being provided by May 1<sup>st</sup>. That will provide time for input from each town as well as required public hearings.

**I. Correspondence re: Request for County to issue Request for Proposals for a Free-Standing Emergency Department**

Enclosed is correspondence received from Cape Charles Mayor Dora Sullivan as well as a group of concerned citizens requesting the county to issue a request for proposals for health care providers to provide a free-standing emergency department in the southern half of Northampton County.

*Mr. Randall indicated that more information is needed with regard to this request, particularly who will pay for the service. Mrs. Nunez said that the Town representatives would be happy to meet with the Board to provide further explanation and the Board asked that this joint meeting be scheduled.*

**II. OTHER**

**Update on Planning Commission:**

Attached is a memorandum from Peter Stith, Long Rang Planner, with an updated timeline for the Comprehensive Plan review

**Update of the Virginia State Rural Health Plan**

The state is in the process of updating the 2008 Virginia State Rural Health Plan (enclosed) through an engagement of stakeholders via survey, community input sessions, and website information.

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**Citizen Information Period:**

Mr. Robert C. Richardson of Seaview requested that the Board suspend all ordinances not mandated by State law from 1985 through 2013 for one year. He called this a "test to see whether the area 1 economy will respond to this initiative".

Mrs. Nancy Mulligan read the following letter into the record:

## **Town of Eastville**

PO Box 747  
Eastville, VA 23347

March 12, 2013

Northampton County Administration  
PO Box 66  
16404 Courthouse Road  
Eastville, VA 23347

Attn: Katherine H. Nunez, County Administrator

Dear Katie,

As you are aware Eastville is hosting their second annual event this May. Last year Eastville proudly took part, as a Cape Charles "sister city", in the Tall Ship event. While Cape Charles utilized it's harbor and many businesses, Eastville's event was based on the historical status of our town and commemorated the two hundredth anniversary of the War of 1812 and the writing of The Star Spangled Banner with a gala festival "Eastville's Star Spangled Day". Eastville's event was an assortment local artisans, entertainers, lectures, book signings, historical presentations and for the first time, the opening of the Courthouse on a weekend, to give access to the Oldest Continuous Court Records in America, to the public. Genealogist, historians and Native American's reiterated the importance of these records and how it affected their research. It was our goal to bring Eastville and its historic treasures to the forefront and reawaken the public's interest.

The County graciously gave us use of the administration building and parking areas for the day, which assisted us in making the event so enjoyable. The PVA dressed in period costumes and gave walking tours of the court green and historic buildings. The Eastville Fire Company provided drinks, shore businesses donated refuse clean up and some local businesses and residents made some financial donations to help defer the expenses the Town of Eastville incurred. While Eastville didn't make any money, the artists, restaurants and vendors stated that it was a positive day for them financially and the visitors left saying they were looking forward to next year. The day was a rousing success, with over 500 attendees. We believe that the good will generated was worth the cost to the town and the long hours of the volunteers.

It is because of the "Star Spangled Day" success, that this year we were approached by members of the Accohannock Tribe to put on a Pow-Wow and continue to enlighten the public of the national treasure we have in our Court Records and historic district. Much of the history documented by the Accohannock tribe was discovered from researching our records at the courthouse. Also last June, the Smithsonian and other researchers conducted a "dig" and concluded that the pottery found near Savage Neck is more that 1000 years older than previously believed. Indian Town Park where the Pow-Wow will be held is an original Gingaskin reservation dating from 1640 to 1813. This year celebrates the bicentennial of the dissolution of the reservation.

Building on our history serves as an economic engine for our area. It brings revenue to the County that Eastville does not necessarily benefit from monetarily. Eastville has been instrumental in marketing the records and drawing attention to the historical buildings and landmarks of the County. However, we cannot do it alone. We are a very small town with few businesses but we know that events like these continue to educate and help bring occupancy tax, sales tax and meals tax as streams of revenue to the County.

We therefore, respectfully request that the County match Eastville's donation of \$3,000 to help defer the costs of advertising and promotional material. We believe that tourism is a positive revenue producer for a County with such wonderful treasures. We look forward to your positive response and hope you will join us at the Pow-Wow on May 25th and 26th of the Memorial Day Weekend 2013.

Sincerely,

Nancy Mulligan  
Eastville Town Council

**Town Council**

Mayor James Sturgis  
Vice Mayor Eleanor Gordon  
Todd Simpson  
Ben Fox  
John Crockett  
Edgar Sturgis

Cc: Board of Supervisors

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Ms. Katie Sharpley, one of the County's EMS providers, read the following letter on behalf of Mr. Kevin Holloway:

Chairman Randall, Vice-Chairman Trala, and Members of the Board of Supervisors.

My name is Kevin Holloway, a resident of Greenbackville in Accomack County. I currently work as a Paramedic and EMS Lieutenant with the Northampton County Department of EMS, of which I have served for a total of nearly 10 years. I regret not being able to be in attendance tonight to share my thoughts on such a critical issue facing some of your employees.

Over the last ten years, I have witnessed the tremendous growth of our department to include

acquisition of a station on leased property in Machipongo, the acquisition of our first ALS Quick Response Vehicles, and most recently our ALS ambulance, which is one of the busiest ALS transport units on the Eastern Shore. I am pleased to say that my fellow co-workers and I are very proud of the high quality patient care that we deliver to the citizens and visitors of Northampton County.

As you are aware, our “station” currently exists on leased property in Machipongo. It is from this office that we provide staffing 24/7 including nights, weekends, and holidays. We live there. At night and on the weekends, a minimum of three employees are housed, utilizing two private bunk rooms, a third make-shift bunk area, and a couch. We have minimal space for small classes and meetings. With only one true office, our other supervisors share office space and lack the ability to hold private conversations with members of the public as well as our fellow employees. Our vehicle fleet, with one ambulance and three quick response vehicles, live outdoors. These aren’t just any vehicles. With a combined estimated value of well over \$250,000 fully equipped, these vehicles represent the investments of the taxpayers of this County. These vehicles store life-saving medications and IV fluids which must be maintained in a defined temperature range, as well as many medications that dictate that the vehicle be housed in a secure, temperature-controlled building. In periods of inclement weather, we are forced to keep mats on the windshields to allow quicker response during snow events. We have had instances where brief delays have been encountered as we remove snow and ice from our trucks. In the heat of the summer, our vehicles are again subjected to hot temperatures, making patient care areas extremely warm.

The bottom line is that our department is growing to meet the continuing demands of our customers. With the challenges facing our department with the relocation of the hospital, now is the time to address our space and garage needs to provide comfortable living quarters for our staff and appropriate housing for the vehicles owned by you, the taxpayers. While our current home has served us very well over the last ten years, the growth experienced by our department necessitates a close look at our space needs. We understand and appreciate the tough decisions faced by this body especially now as you prepare for budget deliberations. We realize that you have many tough decisions before you. From our standpoint, we love what we do and the customers we serve and we respectfully ask for your humble consideration of these issues as we strive to meet the demands before us. Again, thank you for your time and for hearing our concerns.

Respectfully Submitted,

Kevin T. Holloway  
Greenbackville, VA

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Mr. Dick Surran, an EMS employee, requested the Board’s favorable consideration to add onto their existing office in Machipongo in order to accommodate growth within that

department. He also stressed to the Board the need for a four-bay garage to contain their vehicles.

Ms. Jonny Stevenson, the Eastville Town Clerk, read the following letter:

Good evening.

My name is Jonny Stevenson and I am the Eastville Town Clerk.

Since 1997, the Town has been involved with putting Eastville, and Northampton County, on the map. In 1997, the Town had their first ever celebration commemorating the 365<sup>th</sup> year of the Oldest Continuous Court Records in the Nation. As part of that celebration, we worked hard to honor our people in the community, and set out to make the records and their importance to Virginia, known. At that time, the only historic reference on the Eastern Shore of Virginia on the Virginia State Map was Kerr Place in Onancock. That year, we put our records on the map. We felt that the reference would bring in more people to visit our treasure.

In 2007, the Town participated in the 400<sup>th</sup> Anniversary of Jamestown by starting a geocache to attract a younger and a broader type of personality to our community. When we did this, we took them to our Historic Court Green and introduced them to the local history. We also designed and sold a commemorative coin that highlighted our early Native Americans and what they contributed to Jamestown. We have had rave reviews on its historic geocache, titled 1632. I have provided you the flyer from the geocache.

Last year, we accepted your invitation to participate in the OpSail 2012/Tall Ships at Cape Charles local initiative for economic growth. We received no money from the funds provided by the County for the initiative.

Eastville's Star Spangled day was purposely planned to compliment the activities in Cape Charles. Our thought was if they are coming to Northampton County, they need to know our local treasure, the Oldest Continuous Court Records in the Nation. It was during this planning that we realized they were not just Eastville's or Northampton County's or Virginia's treasurer....they are a NATIONAL TREASURE.... Right here in our county. Our events were educational and provided a national level of entertainment with Dean Shostak from Williamsburg, the Hildebrand's from the Colonial Music Institute, and our own Alvy Powell who has sung at Presidential inaugurations. All of them felt our venue was wonderful and preferred it to others in which they had participated. As mentioned in the letter, our vendors were pleased with the response of this first event of its sort in Eastville.

During last year's planning, we learned from the Accohannock Historian, Mike "Fierce Arrow" Hinman, that our records have been instrumental in their research for tribal recognition. They believe the local historic records are a gem to the Native American community. We promised to help them bring awareness to our community, and others, of the indigenous peoples that lived here when the colonists arrived. We agreed we would do all we could for the families descended from the Accomac to rediscover their own heritage.

The Town of Eastville has little to gain from events as we have few businesses in town. However we do feel strongly that Northampton County has a treasure here that can provide an avenue for economic growth on the Shore...and NO ONE ELSE HAS IT!! That is a direct quote from the Tribal Historian, Mike Hinman.

I would like to encourage you to help us financially in this event. It stands to help the community as a whole. Indiantown Park is the original Gingaskin Reservation and this is the 200<sup>th</sup> year since it was dissolved and divided amongst our own. This event brings the Park much needed recognition. Personally, I would love to see a Native American longhouse erected there...but, that's another year.

I am presenting the County with a copy of Helen C. Rountree & Thomas E. Davidson's book, EASTERN SHORE INDIANS OF VIRGINIA AND MARYLAND, on the local Native American heritage. The Accohannock are referenced in this book. I hope each of you has the opportunity to read it.

Please consider helping us fund the Bicentennial Homecoming PowWow being held Memorial Day Weekend at Indiantown Park by matching Eastville's budget of \$3000.00.

Thank you.

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The Hon. Traci Johnson, Clerk of Circuit Court, requested that the Board assist the Town of Eastville with the project as described above.

Public Hearings:

(5) Special Use Permit 2013-01: BECO Construction, Inc., has applied to operate a Live/Work Unit on property located at 26452 Lankford Highway in the Cape Center area. The property, containing 30,492 square feet of land, is described as Tax Map 98, double circle A, parcel 46, and is zoned EB Existing Business.

The Chairman called the public hearing to order and asked if there were any present desiring to speak.

Mr. Peter Stith, Long Range Planner, indicated that the Planning Commission was recommending approval of this petition.

Mrs. Cela Burge, agent for the applicant, asked for the Board's favorable consideration

and noted several “findings” for the Board’s review:

1. the intended use meets the objectives of the Comprehensive Plan
2. the intended use will not change the character of the neighborhood
3. the intended use will not impact the adjacent properties
4. the intended use meets the definition of “live/work unit”, especially with the existing residential component.

Mr. Robert C. Richardson of Seaview noted that he was in favor of the application.

There being no further speakers, the public hearing was closed.

Motion was made by Mr. Trala, seconded by Mr. LeMond, that Special Use Permit 2013-01 as petitioned by BECO Construction, Inc., be approved as presented. All members were present and voted “yes.” The motion was unanimously passed.

(6) AN ORDINANCE TO REPEAL “AN ORDINANCE TO CREATE THE JOINT INDUSTRIAL DEVELOPMENT AUTHORITY OF CAPE CHARLES-NORTHAMPTON COUNTY, VIRGINIA, PURSUANT TO THE INDUSTRIAL DEVELOPMENT AND REVENUE BOND ACT CONSTITUTING CHAPTER 33 OF TITLE 15.1 OF THE CODE OF VIRGINIA OF 1950, AS AMENDED”.

#### **AN ORDINANCE TO REPEAL**

#### **“AN ORDINANCE TO CREATE THE JOINT INDUSTRIAL DEVELOPMENT AUTHORITY OF CAPE CHARLES-NORTHAMPTON COUNTY, VIRGINIA, PURSUANT TO THE INDUSTRIAL DEVELOPMENT AND REVENUE BOND ACT CONSTITUTING CHAPTER 33 OF TITLE 15.1 OF THE CODE OF VIRGINIA OF 1950, AS AMENDED”**

WHEREAS, the Northampton County Board of Supervisors adopted “An Ordinance to Create the Joint Industrial Development Authority of Cape Charles-Northampton County, Virginia, Pursuant to the Industrial Development and Revenue Bond Act Constituting Chapter 33 of Title 15.1 of the Code of Virginia of 1950, As Amended” on June 5, 1972; and

WHEREAS, the Town Council of the Town of Cape Charles adopted “An Ordinance to Create the Joint Industrial Development Authority of Cape Charles-Northampton County, Virginia, Pursuant to the Industrial Development and Revenue Bond Act Constituting Chapter 33



of Title 15.1 of the Code of Virginia of 1950, As Amended” on June 13, 1972; and

WHEREAS, the Joint Industrial Development Authority of Cape Charles-Northampton County was created to serve as a financing vehicle for Northampton-Accomack Memorial Hospital and subsequent medical facility construction needs; and

WHEREAS, all bond obligations issued through this industrial development authority have been reviewed and it has been determined that all of the bond obligations theretofore issued have been fully paid; and

WHEREAS, on February 4, 2013, the Joint Industrial Development Authority of Cape Charles-Northampton County adopted a resolution indicating its desire to effect its dissolution and has provided such declaration to the governing bodies of Northampton County and the Town of Cape Charles.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Northampton County does hereby repeal “An Ordinance to Create the Joint Industrial Development Authority of Cape Charles-Northampton County, Virginia, Pursuant to the Industrial Development and Revenue Bond Act Constituting Chapter 33 of Title 15.1 of the Code of Virginia of 1950, As Amended”, effective this 12th day of March, 2013, as codified in the Northampton County Code of Ordinances, Section 30.02, and the said Joint Industrial Development Authority of Cape Charles-Northampton County is hereby dissolved.

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The Chairman called to order the public hearing and asked if there were any present desiring to speak.

The County Administrator indicated that all outstanding bond obligations issued by the industrial development authority have been paid and the need for the entity no longer exists.

Mr. Robert C. Richardson of Seaview spoke in support of the dissolution of the agency.

There being no further speakers, the public hearing was closed.

Motion was made by Mr. Trala, seconded by Mr. Hubbard, that AN ORDINANCE TO REPEAL “AN ORDINANCE TO CREATE THE JOINT INDUSTRIAL DEVELOPMENT AUTHORITY OF CAPE CHARLES-NORTHAMPTON COUNTY, VIRGINIA, PURSUANT TO THE INDUSTRIAL DEVELOPMENT AND REVENUE BOND ACT CONSTITUTING CHAPTER 33 OF TITLE 15.1 OF THE CODE OF VIRGINIA OF 1950, AS AMENDED” be

adopted as presented. All members were present and voted “yes.” The motion was unanimously passed.

Action Items:

(7) Consider adopting program fee changes for the Department of Parks & Recreation

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that the following fee schedule be adopted, effective immediately. All members were present and voted “yes.” The motion was unanimously passed. Said fee schedule is set out below:

<b>Program Name</b>	<b>Current Fee</b>	<b>Recommended Fee</b>
Adult Men’s Softball (spring & fall leagues)	\$400.00 per team (up to 20 players per roster)	\$250.00 per team (team participation has dwindled due to current league fees)
Adult Women’s Softball (spring league)	\$400.00 per team (up to 20 players per roster)	\$250.00 per team (team participation has dwindled due to current league fees)
Adult Coed Volleyball	\$125.00 per team (up to 10 players per roster)	\$125.00 per team (up to 10 players per roster)
Adult Men’s Basketball (winter & summer leagues)	\$300.00 per team (up to 15 players per roster)	\$300.00 per team (up to 15 players per roster)
Adult Women’s Basketball (winter & summer leagues)	\$300.00 per team (up to 15 players per roster)	\$300.00 per team (up to 15 players per roster)
Youth Basketball	\$30.00 per child ((\$5.00 late fee per child)	\$30.00 per child ((\$5.00 late fee per child)
Summer Camp	\$40.00 per week (10 week program)	\$40.00 per week (10 week program)
Facility Rental	\$150.00 for eight hour rental	\$150.00 for eight hour rental

	(\$50.00 deposit)	(\$50.00 deposit)
4 <sup>th</sup> of July Fun Run	\$10.00 per participant (all proceeds go to Nassawadox)	\$10.00 per participant (all proceeds to go Nassawadox)
Turkey Trot Fun Run	\$5.00 per participant (kids 12 and under free)	\$5.00 per participant (kids 12 and under free)

(8) Consider renewal of scrap metal contract with Schultz & Sons Salvage, Inc.

Motion was made by Mr. Trala, seconded by Mr. Bennett, that the Board approve the contract renewal with Schultz & Sons Salvage, Inc. for the purchase and removal of scrap metal for the term of March 20, 2013 through March 19, 2014 (final renewal term on this contract). All members were present and voted “yes.” The motion was unanimously passed.

Matters Presented by the Board Including Committee Reports & Appointments

Mr. Randall said that currently, there were two at-large members of the School Board and that in order to align the two bodies, the Board needed to discuss whether to retain the two at-large members. The remaining Board members indicated their desire to continue this discussion; Mr. Hubbard said that he would be interested in having some public input on the matter. The County Administrator was asked to research the procedure for removal of the two at-large school board members and to bring this information back to the Board for its consideration at the March 25<sup>th</sup> work session.

Mr. LeMond indicated that he would be seeking re-election in the upcoming November 2013 election for District Two.

Mr. Bennett again mentioned the poor drainage situation along Virginia Street in the Town of Exmore and said that, in spite of reports from the Exmore Town Office, he does not see

any positive results from VDOT's efforts. He asked what could be done to alleviate this problem.

Mr. Trala said that he was hearing concerns about the condition of the docks at Willis Wharf. The County Administrator indicated that she would investigate the situation.

Recess:

Motion was made by Mr. Trala, seconded by Mr. LeMond, that the meeting be recessed until 5:00 p.m., Monday, March 25, 2013 in the Board Room of the County Administration Building, 16404 Courthouse Road, Eastville, Virginia, in order to conduct the regular work session as well as a joint session with the Northampton County Planning Commission. All members were present and voted "yes." The motion was unanimously passed. The meeting was recessed.

\_\_\_\_\_CHAIRMAN

\_\_\_\_\_ COUNTY ADMINISTRATOR