

VIRGINIA:

At a regular meeting of the Board of Supervisors of the County of Northampton, Virginia, held in the auditorium of the former Northampton Middle School, 7247 Young Street, Machipongo, Virginia, on the 8th day of June, 2010, at 4:00 p.m.

Present:

Laurence J. Trala, Chairman

Willie C. Randall, Vice Chairman

Richard Tankard

H. Spencer Murray

Oliver H. Bennett

Samuel J. Long, Jr.

The meeting was called to order by the Chairman.

Closed Session

Motion was made by Mr. Murray, seconded by Mr. Long, 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 with the exception of Mr. Tankard 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 that purpose as set out in paragraph 1 of Section 2.1-3711 of the Code of Virginia of 1950, as amended. Upon being polled individually, each Board member confirmed that this was the only matter of discussion during the closed session.

Mr. Tankard arrived at 4:55 p.m.

Mr. Trala offered the invocation.

The Pledge of Allegiance was given.

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 & Agency Presentations:

(1) Dr. Rick Bowmaster, School Superintendent, briefed the Board on on-going activities of the school system, noting that SOL tests have been completed and individual school improvement plans will soon be reviewed. He also referenced recent reductions amounting to \$302,000 as authorized by the School Board for FY 2011, but was not able to provide an estimated balance at the end of this fiscal year.

Consent Agenda:

(2) Minutes of the meetings of May 3, 5, 11, 24 and 25, 2010.

Motion was made by Mr. Long, seconded by Mr. Randall, that the minutes of the meetings of May 3, 5, 11, 24 and 25, 2010 be approved. All members were present and voted “yes.” The motion was unanimously passed.

(3) Ms. Glenda Miller, Director of Finance, distributed the following three Budget Amendments and Appropriations from the School System which stated in part:

[page one]

The Northampton County School Board respectfully requests a budget appropriation increase of \$3,897.00 for Fiscal Year 2010. This is to reflect an increase in State funding corresponding to an additional change in ADM shown on the final Entitlement Calculation Template. The Board's most recent appropriation reduction was based on an ADM of 1696.41; however, the final figure was 1696.55.

The reductions, listed below by revenue account, are all within the School Operating Fund. Expenditure reductions will be offset within the category of Instruction

\*\*\*\*\*

[page two]

The Northampton County School Board respectfully requests a budget appropriation in the amount of \$1,303.90 for the 2009-2010 School Operating Budget. This is for additional funding awarded to NCPS for Career & Technical Education Industry Certification Examinations and related assessments. These funds will be available for spending through June 30, 2010.

This grant will be tracked separately as State Revenue (NCPS revenue code is 100-000-240349), and expenditures will be classified under the School Operating Fund within the category of Instruction.

\*\*\*\*\*

[page three]

The Northampton County School Board respectfully requests the following transfers

between appropriated categories to adjust for areas of increased expenditure in relation to the original budget:

Instruction	(28,391.63)
Admin, Attendance & Health	23,761.00
Pupil Transportation	56,761.02
Operations & Maintenance	(52,130.39)

\* \* \* \* \*

Motion was made by Mr. Tankard, seconded by Mr. Murray, that the first and second pages of budget appropriation requests be approved. All members were present and voted “yes.” The motion was unanimously passed.

With regard to the third page of budget transfer requests, Mr. Tankard indicated that he would like to see more backup documentation. Ms. Brook Thomas, Director of Finance for the School System, indicated that the requests for the Administration category was for supply replenishment and division-wide reprographic services. The Pupil Transportation category request was offset by the Operations & Maintenance category request and comprised anticipated costs of electricity for the remainder of the year (savings) to be transferred to the vehicle fuel line item. Mr. Tankard indicated again that having no backup documentation was unacceptable and that he still believed that there is a “lot of fluff” in the budget. He noted that responsibility is on the Board of Supervisors to decide if these categorical changes are appropriate.

Motion was made by Mr. Randall, seconded by Mr. Bennett, that the third page of budget transfer requests be approved. All members were present and voted “yes,” with the exceptions of Mr. Murray and Mr. Tankard who voted “no.” Mr. Bennett noted that he supported the motion based on Ms. Thomas’ promise to provide backup documentation. Mr. Randall questioned whether the Board of Supervisors should consider keeping any unspent School funds

for reallocation rather than allowing the School System to roll them over into its Capital Plan. Mr. Murray noted his desire to wait until explanatory documentation could be received. Mr. Long suggested that this matter be held until the June 28<sup>th</sup> work session and with that said, the foregoing motion and second by Messrs. Randall and Bennett, respectively, were withdrawn.

(4) Ms. Sandra Benson, Director of Planning, presented the Planning & Zoning departmental update including activity reports for the following projects: Board of Zoning Appeals, Staff Activities, AFD's, and Purchase of Development Rights Committee. She also indicated that the Planning Commission awaits guidance from the Board on the draft storm water management ordinance which has been developed and that DCR and the County's consultant, John Salm, are agreeable to providing a presentation to the Board on this matter. It was noted that this would be one of the topics of the July work session.

The Board recessed at 6:15 p.m. for a dinner break.

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

The Pledge of Allegiance was given.

(5) Ms. Katie Nunez, County Administrator, presented the following work session agenda schedule for the Board's information:

- (i) 6/28/10: Work session – County/Towns Joint Public Hearing (PSA)
- (ii) 7/26/10: Work session – Draft stormwater management ordinance; Eastville Boundary Adjustment Request
- (iii) 8/23/10: Work session – Topic to be announced

The County Administrator's bi-monthly report was presented as follows:

**TO:** Board of Supervisors  
**FROM:** Katie H. Nunez, County Administrator  
**DATE:** June 4, 2010  
**RE:** Bi-Monthly Update

**I. PROJECTS:**

**A. Regional wastewater/water projects- Subcommittee Report:**

I have attached the responses to the questions posed from Supervisor Tankard. The Management Team Committee has met with DHCD to review the obligations of the grant and we are working on meeting the necessary milestones to enter into a full contract with DHCD for the full amount of the planning grants.

The Management Team has hosted the 2 initial community meetings (June 2 in Nassawadox for the Nassawadox/Exmore area and June 3 in Cheriton for the Cheriton/Cape Charles area) to make the community aware of the planning grants and next steps to start gathering information and answers.

We are scheduled for a joint public hearing with the Towns of Cape Charles, Cheriton, Exmore and Nassawadox to amend the Articles of Incorporation of the ESVA PSA on June 28, 2010 at 7:00 p.m.

**B. Construction Projects – Status Reports:**

1.) County Administration Renovations: The Abatement Contractor was notified of the bid award on Wednesday, May 26, 2010. They are required to provide a 20 day notification to the state of this type of work and that notification was provided on May 27, 2010. The anticipated time frame for completion of the work following the 20 day notification timeframe is 40 days for the main building and 10 days for the jail building. This puts us at a completion date of August 5, 2010.

Regarding the main building renovation contract, we have extended the due date of the bids from June 15 to June 30, 2010. We are anticipating the Board to award this bid at your July 13, 2010 meeting.

2.) Court Services/Probation Services Construction: Bids were received on this project in excess of the project budget. We have rejected all of the bids, revised the scope of work and will be reissuing the bids after the specifications and drawings are revised.

3.) Cheapside Waste Collection Center Construction: We have issued bids for this project with a bid due date of June 30, 2010. We are anticipating the Board to award this bid at your July 13, 2010 meeting.

**C. Verizon – Appeal to State Corporation Commission of Assessment Values:**

Verizon has filed an appeal to the State Corporation Commission regarding the assessment values for their property (real and personal). Since the state determines these values which are then accepted by the localities that have Verizon property as the basis for determining the annual tax bill for these properties, we were notified of this appeal. Verizon is seeking to reduce their assessments by almost 50% which would have a significant negative impact

on our tax revenue. We have chosen to join in this action to oppose the appeal filed by Verizon and to support the assessments issued by the State Corporation Commission.

D. 2010 Legislative Summary: Enclosed is the VACo Summary of the 2010 Legislative Action. I have enclosed a tracking sheet of the bills of interest/impact to the Board for your review. This has also been distributed to all departments as well.

E. South of Cape Charles Light Remediation Request to VDOT: Enclosed is e-mail correspondence from a citizen on this matter for the Board's review.

F. Virginia Retirement System – Transitional Benefits Program Resolution: Enclosed is correspondence from VRS regarding the Transitional Benefits Program that was enacted through the General Assembly for the upcoming budget year. This is an optional program that would allow for enhanced benefits to employees that have involuntarily separated from employment as a result of budget reductions. These enhanced benefits would be factored into new contribution rates for the locality as well as would require the locality to continue paying health insurance for 12 months on said employees. I am providing this information as a point of information but I am not recommending the Board to enact these benefits

## **II. MEETINGS**

August 9, 2010 & September 20, 2010 @ 11:00 a.m.: The State Land Evaluation Advisory Council (SLEAC) will be meeting on these dates at the Virginia Department of Forestry Central Office in Charlottesville to discuss the values used to assess farm and forestry land (the SLEAC values used for AFDs).

## **III. GRANT OPPORTUNITIES**

## **IV. OTHER**

Article from May 15, 2010 County Connections regarding Chesapeake Bay: Enclosed is article concerning the recent settlement between the Chesapeake Bay Foundation and EPA to reduce pollution in the Chesapeake Bay and its tributaries. This settlement will have an impact for our county in the months and years to come.

\* \* \* \* \*

### Citizen Information Period:

Mr. G. F. Hogg, Jr., questioned whether the Public Service Authority would be management the stormwater ordinance being proposed.

Public Hearings:

Prior to calling to order the following public hearings concerning agricultural-forestal districts, the County Administrator noted that as per the Code of Virginia, the Board cannot act on items #6 and #7; however, discussions is needed with regard to the content of the proposed ordinances which must be the subject of an additional public notice. With regard to items #8 and #9, due to an advertising oversight, another set of public hearings will be heard in July; no Board action can occur this evening.

The Chairman called to order the following public hearing:

(6) Ten-Year Review of Bridgetown AFD: Bridgetown AFD is located along Cedar Farm Road (SR 695) extending along certain portions of the north and south side of Bayside Road (SR 618) to a portion of the west side of Johnstontown Road (SR 618).

AN ORDINANCE TO RENEW  
AND AMEND AN ORDINANCE ENTITLED  
BRIDGETOWN 89-01  
AGRICULTURAL AND FORESTAL DISTRICT  
AND IMPOSING CERTAIN CONDITIONS THEREON

WHEREAS, an application for the creation of an Agricultural and Forestal District near Bridgetown was filed with the Northampton County Board of Supervisors on May 15, 1989; and

WHEREAS, in accordance with Sections 15.2-4307, 4308, and 4309 of the Code of Virginia, 1950, as amended, public notices have been filed and posted, public hearings have been advertised, and public hearings have been held on such application; and

WHEREAS, the Agricultural and Forestal District Advisory Committee presented a report recommending renewal of the application at the Northampton County Planning Commission meeting held on June 1, 2010 and,

WHEREAS, the Planning Commission on June 1, 2010, considered the application at a duly conducted public hearing.

NOW, THEREFORE, BE IT ORDAINED:

1. This ordinance is adopted pursuant to the provision of Title 15.2 Chapter 43 of the Code of Virginia, as amended, the "Agricultural and Forestal Districts Act."

2. There is hereby renewed the "Bridgetown Agricultural and Forestal District" hereinafter "District".

3. The District shall include the following parcels.

<u>Property Owner</u>	<u>Tax Map</u>	<u>Parcel Record No.</u>	<u>Acreage</u>
Mallery Knee Pittman	29-A-14	314	30.00
	30-16-A1	3673	26.00
Greg Etheridge	30-1-B	13537	43.02
John & Ann Snyder	30-A-2	11102	0.99
	30-2-B	7860	23.85
Henry Houston Smith	30-A-25	5969	90.97
	30-A-3	11103	44.00
	30-A-4	11104	45.00
Frank M. McCraw, III, Elizabeth Long, Ann Snyder	29-A-13	3730	31.00
	30-A-1	3731	60.00
BAR-RAB LLC	30-2-A	11410	49.18
	30-16-A2	15718	10.95
	30-3-1	3676	86.04
	30-3-2	3678	23.54
	30-3-3	3679	0.07

Total.....564.61 acres

Provided, however:

- A. That all lands lying within fifteen (15) feet of the rights-of-way from any state road shall be excluded from the District.
- B. No portion of a parcel within the District shall be authorized for withdrawal except as provided for under Section # I. herein.
- C. Land use values of property within the District shall be established by the County Commissioner of Revenue. Such land use values shall remain in effect until the next general reassessment of real estate.
- D. It shall be the obligation of each owner of land within the District to notify a prospective purchaser that such land is a part of the District prior to entering into any contract or other agreement or sale.
- E. The District shall be created for a period of ten (10) years. Prior to the termination of

the 10 year period the Board shall review the District to consider an additional 10 year period.

F. Upon termination of a district or withdrawal or removal of any land from a district created pursuant to this chapter, land that is no longer part of a district shall be subject to and liable for roll-back taxes as are provided in §58.1-3237 Rollback Taxes of the Code of Virginia. Sale or gift of a portion of land in a district to a member of the immediate family as defined in §15.2-2244 shall not in and of itself constitute a withdrawal or removal of any of the land from a district.

G. No parcel of land with the District shall be rezoned to any Hamlet, Waterfront Hamlet, residential, commercial or industrial classification during the period which said parcel remains within the District.

H. No parcel of land within the District shall, without the prior approval of the Board, be developed to any more intensive use, including the placement of buildings and dwellings thereon, other than uses resulting in more intensive agricultural or forestal production, during the period which said parcel remains with the District. The underlying zoning for each parcel shall apply for parcels zoned Agriculture/Rural Business, Village-1, and Waterfront Village-1; for parcels within the District that are subject to other zoning classifications, any use of land, other than agricultural or forestal activities, shall require a minor special use permit except as provided for in Section 3. F. above. No special use permit shall be approved for any use within the District that is in conflict with the policies and purposes of the Act.

I. At any time after the creation of the District, any owner of land lying in this District may file with the Board a written request to withdraw all or part of such land from this District for good and reasonable cause, defined as the death of the owner or demonstration of a substantial hardship other than the loss of potential income. The Board shall process the written request in keeping with §15.2-4314 of the Code of Virginia and §58.1-3237 Rollback Taxes of the Virginia State Code as amended.

\*\*\*\*\*

He asked if there were any present desiring to speak.

Ms. Benson indicating that the AFD Committee as well as the Northampton County Planning Commission were recommending approval of this petition.

Mr. Steve Sturgis, President of Northampton County Farm Bureau, spoke in support of the renewal of this AFD as well as the Happy Union petition to follow.

Ms. Elizabeth Long said that her family has farmed the subject property for many years

and asked for the Board's favorable consideration of this petition.

Ms. Ann Snyder said that her family is a part of the Bridgetown AFD and spoke in support of the renewal as well as the value of agriculture in the County.

Ms. Nancy Holcomb, President of Citizens for a Better Eastern Shore, read the following statement:

**CBES Public Statement *re* AFD Applications**

June 8, 2010

Farm and forest land make money for the county even when taxed on use values while other types of property cost the county money even when taxed at full fair market value.

Good evening, I am Nancy Holcomb, president of Citizens for a Better Eastern Shore, a local non-profit organization of approximately 1000 members. The following statement has been approved by our Executive Committee.

CBES believes that all rural farm and woodland owners should have access to use value assessment or so-called "land use assessment." Use values assess land based on its *actual* use rather than the more speculative value known as "fair market value."

One of the best tools that counties can use to give farm and woodland owners access to use-value assessment is Agricultural and Forestal Districts (AFD), several of which you are considering for renewal tonight.

While it is true that owners of farm and woodland pay lower taxes under use value assessment than under speculative "fair market value" assessment, use values are not really a "tax break," as is often said, but are more properly characterized as "tax equity."

This is true for several reasons:

- First, all farm residences and other farm structures are assessed at their full market value and, therefore, are taxed just as all other residences are.
- Second, farm and woodland require virtually nothing in services from the county. In fact, the services charged to them are primarily administrative costs allocated to them by the county government.
- Third, farm and woodland, even with use value assessment, pay more in taxes than they require in services and, therefore, actually subsidize other residential and commercial taxpayers who pay less in taxes than they use in services.
- Finally, use values are recommended by a state commission for each of 135 jurisdictions of the state. The 2010 values have not yet been published but for 2009

Northampton County had the highest use values in the state and, therefore, paid a higher tax burden on farm and woodland than did any other jurisdiction in the state – even with land use assessment in place.

The presence of farm and woodland is necessary to maintain the character of our community and keep it a community that so many want to share. Use values are necessary to maintain farm and woodland.

In short, farm and forest land make money for the county even when taxed on use values while other types of property cost the county money even when taxed at full fair market value.

Therefore, we urge approval of all AFD applications before you tonight.

\* \* \* \* \*

The following e-mail correspondence was also read into the record:

“I would like to submit the following comment to be made part of the public hearing record at the Board of Supervisors meeting Tuesday, June 8<sup>th</sup>.

As a tax-paying, public school-utilizing, open-space loving resident of Northampton County, I think losing AFD’s would ultimately lead to a negative outcome for the county...for the short-term tax gain I think we could lose farmers and their income, it could force land owners with relatively untouched forests to look into a so-called “higher” and “better” use just to get more money, property could be auctioned off to the highest bidder and we could be looking at a county filled with even more incomplete subdivisions. That’s not the Northampton County I hope to see. Thank you for your time and consideration.

/s/ Meghan Rolley Neville  
Cheriton”

\* \* \* \* \*

The Chairman called to order the following public hearing:

(7) Ten-Year Review of Happy Union AFD: Happy Union AFD is located along the north and south sides of Happy Union Drive (SR 692) with additional acreage located across Nassawadox Creek along Johnson Point Lane and Creek Court.

AN ORDINANCE TO RENEW  
AND AMEND  
AN ORDINANCE ENTITLED  
HAPPY UNION 90-01  
AGRICULTURAL AND FORESTAL DISTRICT  
AND IMPOSING CERTAIN CONDITIONS THEREON

WHEREAS, an application for the creation of an Agricultural and Forestal District near Bridgetown was filed with the Northampton County Board of Supervisors on July 14, 1990; and

WHEREAS, in accordance with Sections 15.2-4307, 4308, and 4309 of the Code of Virginia, 1950, as amended, public notices have been filed and posted, public hearings have been advertised, and public hearings have been held on such application; and

WHEREAS, the Agricultural and Forestal District Advisory Committee presented a report recommending approval of the application at the Northampton County Planning Commission meeting held on June 1, 2010, and,

WHEREAS, the Planning Commission on June 1, 2010, considered the application at a duly conducted public hearing.

NOW, THEREFORE, BE IT ORDAINED:

1. This ordinance is adopted pursuant to the provision of Title 15.2 Chapter 43 of the Code of Virginia, as amended, the "Agricultural and Forestal Districts Act."
2. There is hereby renewed the "The Happy Union Agricultural and Forestal District" hereinafter "District".
3. The District shall include the following parcels.

<u>Property Owner</u>	<u>Tax Map</u>	<u>Parcel No.</u>	<u>Acreage</u>
Francis A. Shelton	14-A-22	5634	236.60
Don & Bonnie Miles	13-A-A	4456	12.98
Total.....			249.58 acres

Provided, however:

- A. That all lands lying within fifteen (15) feet of the rights-of-way from any state road shall be excluded from the District.
- B. No portion of a parcel within the District shall be authorized for withdrawal except as provided for under Section # I. herein.
- C. Land use values of property within the District shall be established by the County Commissioner of Revenue. Such land use values shall remain in effect until the next general reassessment of real estate.
- D. It shall be the obligation of each owner of land within the District to notify a prospective purchaser that such land is a part of the District prior to entering into any

contract or other agreement or sale.

E. The District shall be created for a period of ten (10) years. Prior to the termination of the 10 year period the Board shall review the District to consider an additional 10 year period.

F. Upon termination of a district or withdrawal or removal of any land from a district created pursuant to this chapter, land that is no longer part of a district shall be subject to and liable for roll-back taxes as are provided in §58.1-3237 Rollback Taxes of the Code of Virginia. Sale or gift of a portion of land in a district to a member of the immediate family as defined in §15.2-2244 shall not in and of itself constitute a withdrawal or removal of any of the land from a district.

G. No parcel of land with the District shall be rezoned to any Hamlet, Waterfront Hamlet, residential, commercial or industrial classification during the period which said parcel remains within the District.

H. No parcel of land within the District shall, without the prior approval of the Board, be developed to any more intensive use, including the placement of buildings and dwellings thereon, other than uses resulting in more intensive agricultural or forestal production, during the period which said parcel remains with the District. The underlying zoning for each parcel shall apply for parcels zoned Agriculture/Rural Business, Village-1, and Waterfront Village-1; for parcels within the District that are subject to other zoning classifications, any use of land, other than agricultural or forestal activities, shall require a minor special use permit except as provided for in Section 3. F. above. No special use permit shall be approved for any use within the District that is in conflict with the policies and purposes of the Act.

I. At any time after the creation of the District, any owner of land lying in this District may file with the Board a written request to withdraw all or part of such land from this District for good and reasonable cause, defined as the death of the owner or demonstration of a substantial hardship other than the loss of potential income. The Board shall process the written request in keeping with §15.2-4314 of the Code of Virginia and §58.1-3237 Rollback Taxes of the Virginia State Code as amended.

\*\*\*\*\*

Ms. Benson indicated that the AFD Advisory Committee and the Planning Commission were recommending approval of this petition.

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

The Chairman called to order the next public hearing as follows:

(8) Addition to Happy Union AFD: A. Stephen Boyer has applied to add 74 acres of land

located on Nassawadox Creek near the terminus of Wellington Neck Road (SR 609) and described as being Tax Map 14, double circle 13, parcel H.

AN ORDINANCE AMENDING  
AN ORDINANCE ENTITLED  
HAPPY UNION 90-01  
AGRICULTURAL AND FORESTAL DISTRICT  
AND IMPOSING CERTAIN CONDITIONS THEREON

WHEREAS, an application for the creation of an Agricultural and Forestal District near Bridgetown was filed with the Northampton County Board of Supervisors on July 14, 1990; and

WHEREAS, in accordance with Sections 15.2-4307, 4308, and 4309 of the Code of Virginia, 1950, as amended, public notices have been filed and posted, public hearings have been advertised, and public hearings have been held on such application; and

WHEREAS, the Agricultural and Forestal District Advisory Committee presented a report recommending approval of the application at the Northampton County Planning Commission meeting held on June 1, 2010, and,

WHEREAS, the Planning Commission on June 1, 2010, considered the application at a duly conducted public hearing.

NOW, THEREFORE, BE IT ORDAINED:

1. This ordinance is adopted pursuant to the provision of Title 15.2 Chapter 43 of the Code of Virginia, as amended, the "Agricultural and Forestal Districts Act."
2. There is hereby amended the "The Happy Union Agricultural and Forestal District" hereinafter "District".
3. The District shall include the following parcels.

<u>Property Owner</u>	<u>Tax Map</u>	<u>Parcel No.</u>	<u>Acreage</u>
Francis A. Shelton	14-A-22	5634	236.60
Don & Bonnie Miles	13-A-A	4456	12.98
A. Stephen Boyer	14-13-H	1152	74.00

Total.....323.58 acres

Provided, however:

- A. That all lands lying within fifteen (15) feet of the rights-of-way from any state road shall be excluded from the District.

B. No portion of a parcel within the District shall be authorized for withdrawal except as provided for under Section # I. herein.

C. Land use values of property within the District shall be established by the County Commissioner of Revenue. Such land use values shall remain in effect until the next general reassessment of real estate.

D. It shall be the obligation of each owner of land within the District to notify a prospective purchaser that such land is a part of the District prior to entering into any contract or other agreement or sale.

E. The District shall be created for a period of ten (10) years. Prior to the termination of the 10 year period the Board shall review the District to consider an additional 10 year period.

F. Upon termination of a district or withdrawal or removal of any land from a district created pursuant to this chapter, land that is no longer part of a district shall be subject to and liable for roll-back taxes as are provided in §58.1-3237 Rollback Taxes of the Code of Virginia. Sale or gift of a portion of land in a district to a member of the immediate family as defined in §15.2-2244 shall not in and of itself constitute a withdrawal or removal of any of the land from a district.

G. No parcel of land with the District shall be rezoned to any Hamlet, Waterfront Hamlet, residential, commercial or industrial classification during the period which said parcel remains within the District.

H. No parcel of land within the District shall, without the prior approval of the Board, be developed to any more intensive use, including the placement of buildings and dwellings thereon, other than uses resulting in more intensive agricultural or forestal production, during the period which said parcel remains with the District. The underlying zoning for each parcel shall apply for parcels zoned Agriculture/Rural Business, Village-1, and Waterfront Village-1; for parcels within the District that are subject to other zoning classifications, any use of land; other than agricultural or forestal activities; shall require a minor special use permit except as provided for in Section 3. F. above. No special use permit shall be approved for any use within the District that is in conflict with the policies and purposes of the Act.

I. At any time after the creation of the District, any owner of land lying in this District may file with the Board a written request to withdraw all or part of such land from this District for good and reasonable cause, defined as the death of the owner or demonstration of a substantial hardship other than the loss of potential income. The Board shall process the written request in keeping with §15.2-4314 of the Code of Virginia and §58.1-3237 Rollback Taxes of the Virginia State Code as amended.

\*\*\*\*\*

He asked if there were any present desiring to speak.

Ms. Benson indicated that the AFD Advisory Committee and the Planning Commission were recommending approval of the petition.

Mr. John Cleaveland, a neighbor of A. Stephen Boyer, read the following letter into the record:

Dear Members of the Board:

I write to respectfully request your approval of the application for renewal of the Happy Union AFD and of my application to add 74 acres of farm and forest land to the Happy Union AFD. I have owned most of this farm and forest land for nearly 40 years and have added forest to the original farm over the years. My land is located near the terminus of Wellington Neck Road (SR 609) and is described as Tax Map 14, double circle 13, parcel H.

My farm has had an agricultural and forest use since well before my ownership. Some of the forest land was harvested for timber just prior to my purchase of it. The cleared land generates yearly rental income as fenced horse pasture.

The forest contains two large tidal pools. In turn, the pools drain through marsh land covered by mostly Spartina grass which protects the creek bank from erosion. I have encouraged expansion of the marshes during my ownership. This drainage situation through grassland, forest and marsh is important not only to minimize erosion but also to protect the quality of water draining this land into the creek. The marshes also contribute to the populations of marine life which propagate within them. The marshes drain into Nassawadox Creek. With the exception of my home site and two nearby outbuildings my land has no other purpose than that described above.

To date, my application for an AFD for my land has been approved by the AFD Local Advisory Committee (May 12, 2010) and by the Northampton County Planning Commission (June 1, 2010). The Commission vote was unanimous. Again, I respectfully request that you affirm my application and these recommendations.

I regret that I cannot attend this Board meeting. I will be in Oregon on that date.

Thank you for your kind attention.

/s/ A. Stephen Boyer

\* \* \* \* \*

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

Chairman Trala called to order the next public hearing as follows:

(9) Addition to Mason Farm AFD: The Judith F. Burger Trust dated January 8, 2008 has applied to add 52.86 acres of land located on Nassawadox Creek and Cedar Cottage Road and is described as Tax Map 20, double circle 3, parcel A.

AN ORDINANCE AMENDING  
MASON FARM  
AGRICULTURAL AND FORESTAL DISTRICT  
AFD 09-05  
AND IMPOSING CERTAIN CONDITIONS THEREON

WHEREAS, an application for the creation of an Agricultural and Forestal District near Franktown was filed with the Northampton County Board of Supervisors on February 10, 2009 and

WHEREAS, in accordance with Sections 15.2-4307, 4308, and 4309 of the Code of Virginia, 1950, as amended, public notices have been filed and posted, public hearings have been advertised, and public hearings have been held on such application; and

WHEREAS, the Agricultural and Forestal District Advisory Committee presented a report recommending approval of the application at the Northampton County Joint Local Planning Commission meeting held on June 1, 2010, and,

WHEREAS, the Planning Commission on June 1, 2010 considered the application at a duly conducted public hearing.

NOW, THEREFORE, BE IT ORDAINED:

1. This ordinance is adopted pursuant to the provision of Title 15.2 Chapter 43 of the Code of Virginia, as amended, the "Agricultural and Forestal Districts Act."
2. There is hereby amended the "Mason Farm Agricultural and Forestal District" hereinafter "District".
3. The District shall include the following parcels.

<u>Property Owner</u>	<u>Tax Map</u>	<u>Parcel No.</u>	<u>Acreage</u>
Hermitage Farms Land LLC	21 ((A)) 36	5652	95
	20 ((A)) 71	1467	101.5
	20 ((5)) A	11025	5
Margaret O. James	20 ((A)) 40	3311	79.02

Arthur Carter, Marsha Carter,	20 ((A)) 31	232	16.5
Kobi Carter & Malaika	20 ((A)) 58	11032	2
Carter Barlow	20 ((A)) 59	240	29.2
	20 ((A)) 59A	9253	2
	20 ((A)) 60	229	31
	20 ((A)) 61	9254	3
	20 ((A)) 62	230	6
	20 ((A)) 72	12849	24
Laura Nottingham,	20-A-29	4318	56.80
Spencer Nottingham,			
Laura Savage & Alfred			
Nottingham			
Michael & Patricia Rouke	20-A-41	6370	101.66
The Judith F. Burger Trust dated	20-3-A	1864	52.86
January 8, 2008			

Total.....605.54 acres

Provided, however:

A. That all lands lying within fifteen (15) of the rights-of-way from S. R. 609 Franktown Road, S. R. 617 Bayford Road, S. R. 618 Bayside Road, S. R. 710 Hallidon Drive, and S. R. 616 Cedar Cottage Road shall be excluded from the District.

B. No portion of a parcel within the District shall be authorized for withdrawal except as provided for under Section # J. herein.

C. Land use values of property within the District shall be established by the County Commissioner of Revenue. Such land use values shall remain in effect until the next general reassessment of real estate.

D. It shall be the obligation of each owner of land within the District to notify a prospective purchaser that such land is a part of the District prior to entering into any contract or other agreement or sale.

E. The District shall be created for a period of ten (10) years. Prior to the termination of the 10 year period the Board shall review the District to consider an additional 10 year period.

F. Land lying within the District shall not be subdivided during the period that such District exists, except that with the prior approval of the Board, lots of not less than one (1) acre each may be subdivided for the purpose of permitting the construction of a residence for use by an immediate family member of the owner of such land. In the event

that such family lots become owned, leased or otherwise principally occupied by anyone other than an immediate family member, then such lot shall be immediately subject to rollback taxes, plus interest, for the period beginning with the date of subdivision of the lot. Further, land may be subdivided and sold for continued agricultural or forestal use by another.

G. No parcel of land within the District shall, without the prior approval of the Board, be developed to any more intensive use, including the placement of buildings and dwellings thereon, other than uses resulting in more intensive agricultural or forestal production, during the period which said parcel remains with the District.

H. No parcel of land with the District shall be rezoned to any residential, commercial or industrial classification during the period which said parcel remains within the District.

I. Any use of land within the District, other than agricultural or forestal activities, shall require a special use permit. Except as provided for in Section 3. F. above, no special use permit shall be issued for such property except for agricultural and forestal activities not in conflict with the policies and purposes of the Act.

J. At any time after the creation of the District, any owner of land lying in this District may file with the Board a written request to withdraw all or part of such land from this District for good and reasonable cause, defined as the death of the owner or demonstration of a substantial hardship other than the loss of potential income. The Board shall process the written request in keeping with Sections 15.2-4314 and 58.1-3237 Rollback Taxes of the Virginia State Code as amended.

\*\*\*\*\*

The Chairman asked if there were any present and desiring to speak.

Ms. Sandra Benson indicated that the Planning Commission and AFD Advisory Committee were recommending approval.

Mr. Ray Burger, representing the Judith Burger Trust, spoke in support of the subject petition.

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

Mr. Murray indicated that he supported the AFD Program noting that this was a “smart move” for the County to encourage agriculture.

Mr. Tankard spoke of the good stewardship identified by these subject parcels including

the very generous buffers and noted that a 10-year commitment by the property owners was not a casual maneuver.

Mr. Randall spoke in support of a four- or five-year term for the AFD ordinances but later agreed that a ten-year agreement was acceptable based on the provision of roll-back taxes which would be incurred if a property owner withdraws prior to the end of the 10-year term.

Chairman Trala indicated that he was in support of the AFD program but was concerned with how much tax revenue the County could bear to lose.

Following discussion, it was the consensus of the Board that the proposed terms and conditions of the two renewal ordinances were acceptable and should be released for public notification as per the Code of Virginia.

Chairman Trala called to order the next public hearing as follows:

(10) Special Use Permit 10-05: Alfred & Jane Dennis have applied to locate a single-wide mobile home on property located on Sealey Road in Treherneville. The property, owned by Anthony Dozier, Robert and Gregory Dozier, is described as Tax Map 40B, double circle 7, parcel B, and is zoned V-2 Village-2.

The Chairman asked if there were any present desiring to speak.

Ms. Benson indicated that the Planning Commission was recommending approval.

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

Motion was made by Mr. Tankard, seconded by Mr. Bennett, that Special Use Permit 10-05 be approved as presented for the placement of a 2005 Fleetwood single-wide mobile home (S/N: GAFL507A55191-8A32). All members were present and voted "yes." The motion was unanimously passed.

Chairman Trala called to order the next public hearing:

(11) AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR THE REGULATION OF TRAFFIC AND MOTOR VEHICLES IN NORTHAMPTON COUNTY AND PROVIDING PENALTIES FOR VIOLATIONS

THEREOF”

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED,  
"AN ORDINANCE PROVIDING FOR THE REGULATION OF TRAFFIC AND  
MOTOR VEHICLES IN NORTHAMPTON COUNTY AND PROVIDING  
PENALTIES FOR VIOLATIONS THEREOF"**

BE IT ORDAINED by the Board of Supervisors of Northampton County, that AN ORDINANCE PROVIDING FOR THE REGULATION OF TRAFFIC AND MOTOR VEHICLES IN NORTHAMPTON COUNTY AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF be amended as follows:

1. That Section 2. Adoption of state law be amended to read as follows:

Section 2. Adoption of state law . . . Pursuant to the authority of Chapter 13, Title 46.2 of the Code of Virginia, 1950, as amended, all of the provisions and requirements of the laws of the Commonwealth of Virginia contained in Title 46.2 and in Article 9 (§16.1-278 et seq.) of Chapter 11 of Title 16.1 and in Article 2 (§18.2-266 et seq.) of Chapter 7 of Title 18.2 of the Code of Virginia, as amended, and in force on July 1, 2010, except those provisions and requirements the violation of which constitutes a felony, and except those provisions and regulations which by their very nature can have no application to or within Northampton County (the "County"), are hereby adopted and incorporated herein by reference and made applicable within the County. References to "highways of the state" contained in such provisions and requirements hereby adopted shall be deemed to refer to the streets, highways and other public ways within the County. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this ordinance as fully as though set forth at length herein, and it shall be unlawful for any person, within the County to violate or fail, neglect or refuse to comply with, any provision of Title 46.2 or of Article 9, Chapter 11, Title 16.1, or of Article 2, Chapter 7, Title 18.2 of the Code of Virginia, 1950, as amended, and effective on July 1, 2010, which are adopted hereby; provided, that the penalties imposed for the violation of any provision or requirement hereby adopted shall be the same as the penalty imposed for a similar offense under Title 46.2 and under Article 9, Chapter 11, Title 16.1, or of Article 2, Chapter 7, Title 18.2 of the Code of Virginia, 1950, as amended, and effective on July 1, 2010. Amendments to such state law hereafter adopted shall be incorporated herein on their respective effective dates unless specifically rejected by the governing body of this County.

2. That all remaining portions and provisions of AN ORDINANCE PROVIDING FOR THE REGULATION OF TRAFFIC AND MOTOR VEHICLES IN NORTHAMPTON COUNTY AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF are reenacted and reaffirmed hereby.

\* \* \* \* \*

The County Administrator indicated that the purpose of this ordinance was to incorporate

any changes made by the General Assembly to become effective July 1, 2010.

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

Motion was made by Mr. Long, seconded by Mr. Murray that AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE PROVIDING FOR THE REGULATION OF TRAFFIC AND MOTOR VEHICLES IN NORTHAMPTON COUNTY AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF" be adopted as presented. All members were present and voted "yes." The motion was unanimously passed.

Chairman Trala called to order the next public hearing as follows:

(12) Conduct a public hearing to solicit views within the Northampton County School District regarding the appointment of one **District One** Member and one **At-Large** Member of the Northampton County School Board. At this time, applications have been received Mickey Merritt (incumbent: At-Large), Delores Nottingham Lindsey (District One), Gwendolyn K. Coghill (At-Large & District One) and Brenda CampbellJones (At-Large).

He asked if there were any present desiring to speak.

Ms. Anne Sayers indicated her support for the nomination of Ms. Gwen Coghill.

It was noted that numerous letters of support had been received for Mickey Merritt and one letter of recommendation on behalf of Brenda CampbellJones.

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

It was noted that the Board will conduct interviews with the School Board candidates on Monday, June 14, 2010.

The Chairman called to order the final public hearing as follows:

(13) The Board will hear public comments on the estimated revenues, projected expenditures, and supporting tax rates of the Fiscal Year 2011 Budget.

Tax Rates for Tax Year 2010 are proposed to be set as follows:

	<u>Tax Year 2009 (Current)</u>	<u>Tax Year 2010 (Proposed)</u>
Real Estate:	\$.49 per \$100 assessed value	\$.53 per \$100 assessed value
Mobile Homes:	\$.49 per \$100 assessed value	\$.53 per \$100 assessed value

Tangible Pers. Property	\$4.10 per \$100 assessed value	\$4.10 per \$100 assessed value
Boats	\$.99 per \$100 assessed value	\$.99 per \$100 assessed value
Machinery & Tools	\$2.25 per \$100 assessed value	\$2.25 per \$100 assessed value
Merchant's Capital	\$0.00 per \$100 assessed value	\$0.00 per \$100 assessed value
Farm Mach. & Equip.	\$1.43 per \$100 assessed value	\$1.43 per \$100 assessed value
Heavy Construction	\$2.86 per \$100 assessed value	\$2.86 per \$100 assessed value
Solar Installations	\$0.00 per \$100 assessed value	\$.53 per \$100 assessed value

# Northampton County, VA

## Annual Operating Budget

Fiscal Year 2011

July 1, 2010 – June 30, 2011

## MISSION STATEMENT

The mission of the Northampton County Government is to provide the necessary services to protect the health, safety, welfare, environment and quality of life of our citizens consistent with the communities' values and priorities. This mission is accomplished by encouraging citizen involvement, by preserving the County's fiscal stability, traditional values and unity of our people through the implementation of effective and efficient government programs; consensus building; managing the County's natural, cultural, and historic resources; planning for the future; and representing citizen needs and desires to other levels of government.

---

---

## LONG TERM GOALS

- Develop financial plan to enhance community by providing quality of life & safe environment.
  - Invigorate economic viability while preserving natural resources & tranquil lifestyle.
  - Maintain reasonable tax structure by balancing needs with available resources.
  - Maintain a Capital Improvement Program to address capital expenditures for infrastructure and required services.
  - Promote accountable, responsive local government with efficiency & effectiveness.
  - Facilitate the development of a quality educational environment that provides for high quality educational and job readiness skills for all Northampton County residents.
- 
-

## FY10/FY11 SHORT TERM GOALS

### Land Use

- Overview/review of Zoning Ordinance thru a Steering Committee to forward recommendations to BOS for potential action.
  - Finalize Town Edge Plans.
  - Create Watershed Management Plan
  - Create Proffer Committee and review/revise Proffer Policies.
  - Review and revise Subdivision Ordinance in compliance with revised Comprehensive Plan
  - Develop Historic Corridor Designation for Rte. 184 (Stone Road) and Old Cape Charles Road.
  - Pursue funding to implement VDOT Access Management Plan for US Rte. 13
- 
- 

## FY10/FY11 SHORT TERM GOALS

### Solid Waste

- Acquire property for 6<sup>th</sup> & final waste collection site for District 4 & construct said site.
  - Construct the 5<sup>th</sup> Waste Collection Site in District 1 (Cheapside).
  - Institute recycling for County offices.
  - Establish litter campaign; examine penalties allowed in Code & in local ordinance(s).
  - Examine feasibility of Probationer use in other aspects of County maintenance.
  - Computer/Technology Recycling Event.
  - Beautify the Waste Collection Centers.
- 
-

## FY10/FY11 SHORT TERM GOALS

### Affordable Housing

- Increase frequency of Delinquent Tax Auctions.
- Develop plan of target areas for affordable housing and forward to ANRHA and ANHA for action

### Water/Wastewater

- Review and develop comprehensive plan for County-wide drainage.
  - Establish structure/composition of a Public Service Authority (PSA).
  - Completion of wastewater grants to service communities (north & south).
  - Extend wastewater service to County property across from old Courthouse.
  - Examine water line to high school – potential upgrade.
- 
- 

## FY10/FY11 SHORT TERM GOALS

### • Education

- Examine shared services with schools (payroll, facilities management, fuel purchasing, leasing/financing services, purchases, accounts payable)
  - Cafeteria Wall Repair
  - Finalize Capital Improvement Plan for School
  - Study regionalization opportunities with Accomack
  - Examination of Capital Plant
- 
-

## FY10/FY11 SHORT TERM GOALS

### Economic Development

- Establish Economic Development Advisory Committee.
  - Review of potential incentives that County may wish to adopt.
  - Gain better understanding of present employers, understand their needs.
  - Re-activate the Industrial Development Authority in terms of purpose and mission.
  - Resolve all issues associated with STIP property, specifically the Nature Preserve.
  - Update the Comprehensive Economic Development Strategy (CEDS)
  - Pursue legislation for creation of Agricultural Enterprise Zone.
  - Encourage Industrial Development along with Block Commercial Development in the Land Use Section of the Comp Plan.
- 
- 

## FY10/FY11 SHORT TERM GOALS

### Recreation

- Implement grant funds for renovation of Indiantown Park
  - Explore relationship with Randy Custis Park.
  - Investigate feasibility of a firing range at closed landfill.
  - Examine private sector possibilities of providing a firing range.
- 
-

## FY10/FY11 SHORT TERM GOALS

### County Property Items

- Inventory and dispose of unused county property, including the Hare Valley School and the old Social Services building.
  - Get nighttime lighting to be more dark-sky friendly for County-owned properties.
  - Examine reuse options for Willow Oak property.
  - Renovate Admin buildings and utilize 1914 jail.
  - EMS Location - purchase existing site or relocate to former middle school.
  - Determine use/access of birding walkway @landfill.
  - Sell holdings on east side of Courthouse Road
  - Devise strategy for Raccoon Park (Firing Range)
  - Work with Health Department to relocate further south.
- 

## FY10/FY11 SHORT TERM GOALS

### • Other

- Consider bi-annual tax billing.
  - Review use of technology to assist with tax collections.
  - Institute tax lien program
  - Review County policy re: boundary adjustments.
  - Update Emergency Operations Plan.
  - Improve Town/County relations & communications.
  - Explore “lease” options re: delinquent tax properties.
  - Explore joint purchasing of health insurance benefits with Accomack county/county-wide.
  - Evaluate elevation requirements for structures located near tidal waters.
-

## Budget Comparison

Fund Expenditures	FY10 Amended Budget	FY11 Proposed Budget	FY11-FY10 Variance	FY11-FY10 % Change
General Fund	23,442,738	23,653,146	\$210,408	0.90%
Less Transfers	(\$13,055,987)	(\$13,703,883)	(\$647,896)	4.96%
<b>Net General Fund</b>	<b>\$10,386,751</b>	<b>\$9,949,263</b>	<b>(\$437,488)</b>	<b>-4.21%</b>
Social Services Fund	\$3,417,704	\$3,380,109	(\$37,595)	-1.10%
Less Transfers	(\$69,000)	(\$77,500)	(\$8,500)	12.32%
<b>Net Social Services</b>	<b>\$3,348,704</b>	<b>\$3,302,609</b>	<b>(\$46,095)</b>	<b>-1.38%</b>
ES Regional Jail Fund	\$3,406,555	\$3,465,358	\$58,803	1.73%
Purch. of Devpt. Rights	\$0	\$0	\$0	#DIV/0!
General Debt Service	\$2,913,264	\$2,940,279	\$27,015	0.93%
IDA Debt Service	\$0	\$0	\$0	#DIV/0!
School Debt Service	\$1,408,432	\$1,319,056	(\$89,376)	-6.35%
Public Utilities Fund	\$141,714	\$119,960	(\$21,754)	-15.35%
School Operating Funds	\$21,731,471	\$20,868,233	(\$863,238)	-3.97%
<b>Net Grand Total</b>	<b>\$43,336,891</b>	<b>\$41,964,758</b>	<b>(\$1,372,133)</b>	<b>-3.17%</b>

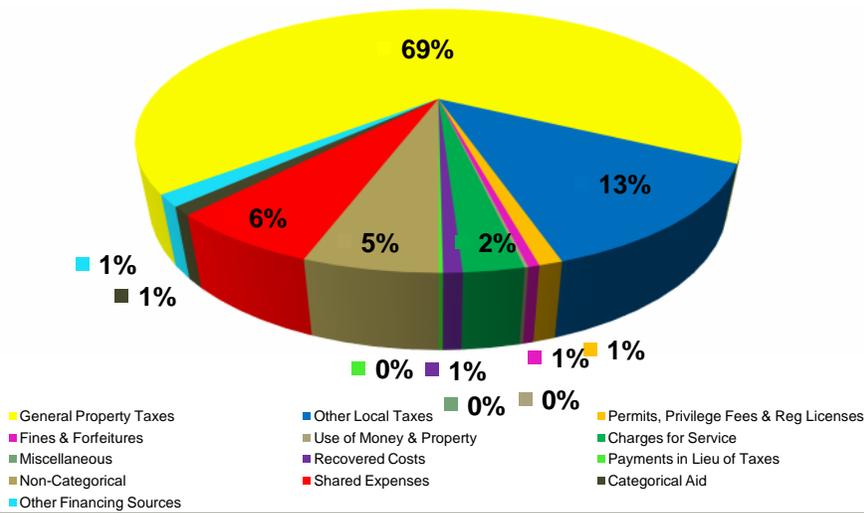
## School Funds Detail-Budget Comparison

Fund Expenditures	FY10 Amended Budget	FY11 Proposed Budget	FY11-FY10 Variance	FY11-FY10 % Change
School General Operating Fund	\$17,215,176	\$17,103,375	(\$111,801)	-1.00%
School Federal Grants Fund	\$3,671,981	\$2,920,544	(\$751,437)	-20.00%
School Food Service Fund	\$844,314	\$844,314	\$0	0.00%
<b>Total School Op. Funds</b>	<b>\$21,731,471</b>	<b>\$20,868,233</b>	<b>(\$863,238)</b>	<b>-3.97%</b>

# GENERAL FUND



## General Fund Where the Money Comes From



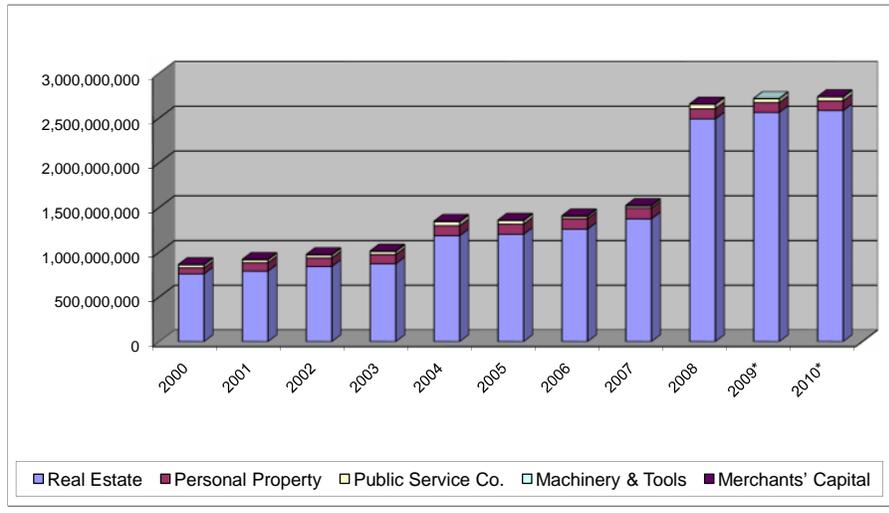
## Tax Rates Proposed for the FY11 Budget

	Tax Year 2009 Tax Rate Per Hundred	Tax Year 2010 (Proposed) Tax Rate Per Hundred
Real Estate	.49	.53
Mobile Homes	.49	.53
Solar Installations	.00	.53
Personal Property	4.10	4.10
Boats	.99	.99
Machinery & Tools	2.25	2.25
Merchants Capital	0.00	0.00
Farm Machinery & Equip.	1.43	1.43
Heavy Construction Equip.	2.86	2.86

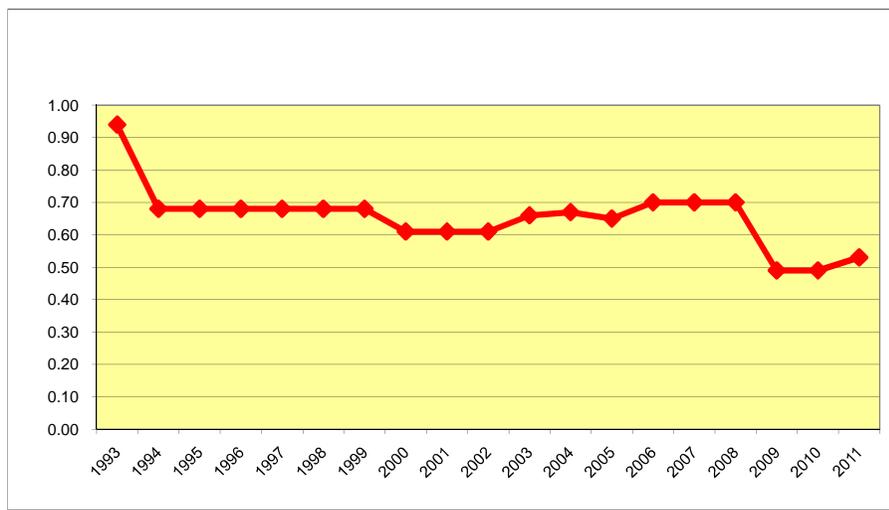
## SAMPLE IMPACT OF TAX RATES

	FY11	Cost of	Cost of	Cost of	Cost of
Real Estate	Taxes Due	One Cent	Two Cent	Three Cent	Four Cent
Assessment	\$0.49	Increase	Increase	Increase	Increase
\$ 50,000.00	\$ 245.00	\$ 5.00	\$ 10.00	\$ 15.00	\$ 20.00
\$ 100,000.00	\$ 490.00	\$ 10.00	\$ 20.00	\$ 30.00	\$ 40.00
\$ 200,000.00	\$ 980.00	\$ 20.00	\$ 40.00	\$ 60.00	\$ 80.00
\$ 300,000.00	\$ 1,470.00	\$ 30.00	\$ 60.00	\$ 90.00	\$ 120.00
\$ 400,000.00	\$ 1,960.00	\$ 40.00	\$ 80.00	\$ 120.00	\$ 160.00
\$ 500,000.00	\$ 2,450.00	\$ 50.00	\$ 100.00	\$ 150.00	\$ 200.00
\$ 600,000.00	\$ 2,940.00	\$ 60.00	\$ 120.00	\$ 180.00	\$ 240.00
\$ 700,000.00	\$ 3,430.00	\$ 70.00	\$ 140.00	\$ 210.00	\$ 280.00
\$ 800,000.00	\$ 3,920.00	\$ 80.00	\$ 160.00	\$ 240.00	\$ 320.00
\$ 900,000.00	\$ 4,410.00	\$ 90.00	\$ 180.00	\$ 270.00	\$ 360.00
\$ 1,000,000.00	\$ 4,900.00	\$ 100.00	\$ 200.00	\$ 300.00	\$ 400.00

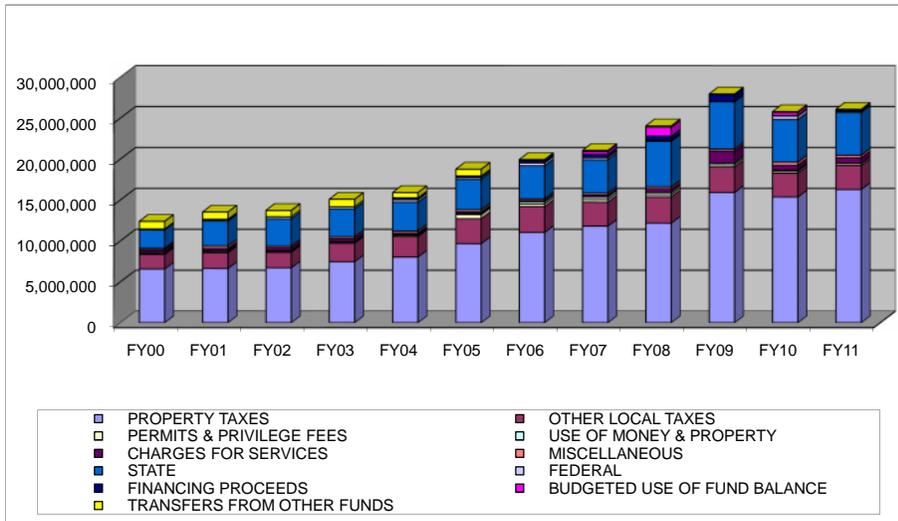
## Taxable Assessed Property Values



## History of Real Estate Tax Rate



## General Fund Revenues by Classification (inc. Jail)



## Revenue Changes in Detail

- Real Estate Property Tax is proposed to increase from \$.49 to \$.53, an 8% increase. This proposed increase will allow a fully funded local school contribution at the original requested level after factoring in the corrected bus lease repayment schedule (\$779,888)
- Personal Property Tax has declined over this current budget year by \$270,424 based upon the poor economy which was not conducive to new car sales. Historically, the County has annually collected around \$1,850,000 since FY07 for these taxes so this has been a dramatic reduction of 15% in a generally stable revenue stream.
- Merchant's Capital Tax was eliminated as part of the FY10 budget – this resulted in a loss of \$93,356 in revenue. This tax was replaced by a modified version of the BPOL (Business, Profession, Occupational License) which has generated to date \$13,000. These tax changes were enacted to enhance business development.
- The estimated total amount Northampton County will receive for PPTRA Reimbursement for FY09 is \$1,421,967. This will enable the County to provide car tax relief of 60% up to the first \$20,000 in value.
- Proposed new tax structure for solar generation plants based upon real estate tax rate.

## Revenue Changes in Detail

- Recordation Taxes have declined over \$80,165 or 31% since FY2007. This is an indication of a stagnant housing market as well as reflective of the banking crisis and the lack of refinancing options available to consumers.
  - Sales Tax has declined by \$288,131 or a decrease of 21% since FY07.
  - Food & Beverage Tax has declined \$20,000 as a result of the Town of Eastville adopting their own Food & Beverage Tax. At this time, the Towns of Cape Charles, Nassawadox, Exmore and Eastville impose the Food & Beverage Tax which disallows the county to impose the tax in those jurisdictions.
  - Transient Occupancy Tax has decreased by \$70,832 or 24% since FY2008 when the County increased this tax from 2% to 5%. Please note that 3% of this tax must be dedicated to tourism funding and the remaining 2% of this tax is allocated per the Board's discretion.
  - Building Fees have decreased by \$113,077 or 60% since FY2007. This is indicative of the economy as a whole and the real estate market in particular.
  - Planning & Zoning Fees have decreased by \$21,749 or 39% since FY2007.
- 
- 

## Revenue Changes in Detail

- State Aid for Constitutional Offices: The state is moving toward a full shift of funding for the Treasurer's, Commissioner of Revenue's and Commonwealth Attorney's office staff to the localities. While the final state budget scaled back from full commitment on this issue, it did remove funding equal to the elimination of one position per office which the County has been compelled to fund from general operating funds. Since FY2008, we have decreased by the amount of \$169,256 or 10% in state shared expenses for constitutional salaries in the general fund.
  - Additional Jail Construction Reimbursement was not included in the state budget which caused a shortfall of \$794,768 for FY2011 to meet our debt obligations. As a whole, the state reimbursement for the additional jail construction costs is \$3,116,122.
- 
-

## Revenue Changes in Detail

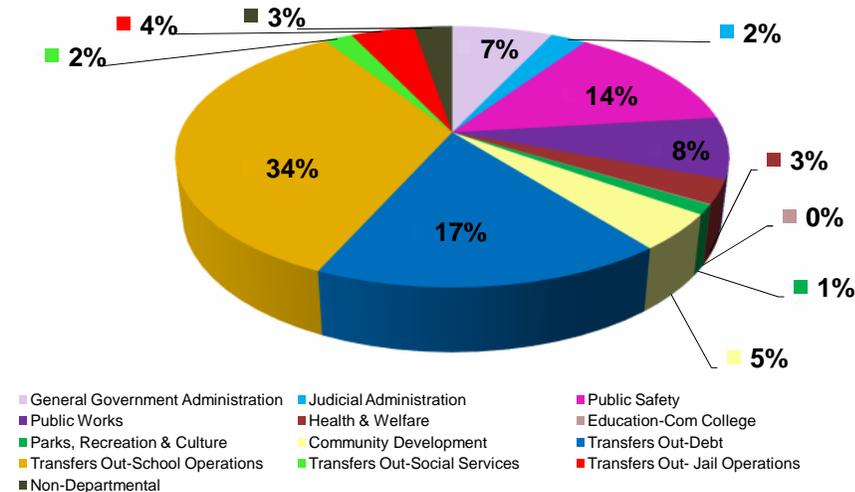
In FY09 & FY10, the State imposed a 5% reduction to all localities which would be imposed either through a reduction of direct state aid to the identified programs or would be paid directly by the County to the State. These reductions are in addition to any specific reductions implemented in the state budget to the departments directly.

The agencies/departments/programs that would have been impacted: All Constitutional Offices, General Registrar, Electoral Board, Eastern Shore Library, and Child & Youth Services.

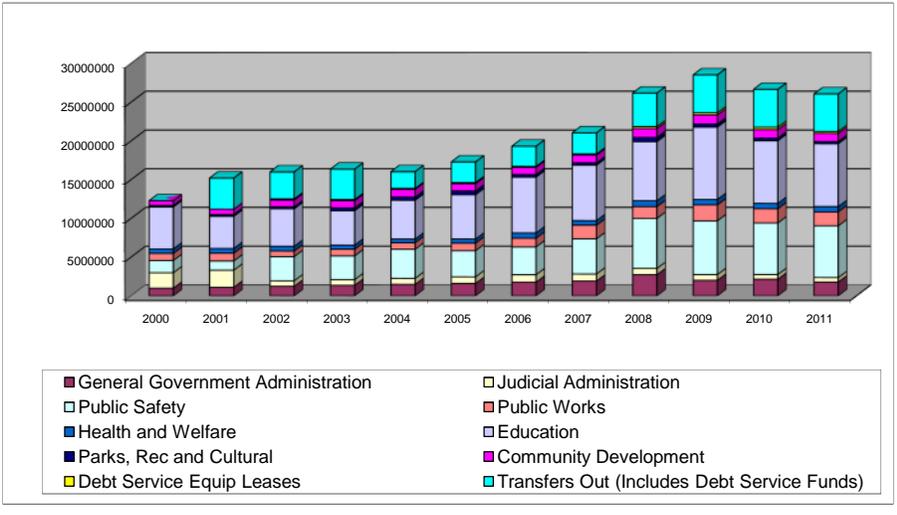
The County opted to not impose this budget reduction directly to those agencies/departments but rather to include this as part of its FY09 & FY10 budget processes. The County budgeted \$196,656 for FY09 and \$192,013 for FY10 which was paid directly to the state.

For FY2011, the State re-instituted this reduction program at a higher total pool than the prior 2 years. The County has chosen the same remedy and has budgeted \$230,415 to be paid directly to the state rather than impose additional reductions only to those agencies/departments that receive a direct support from the state.

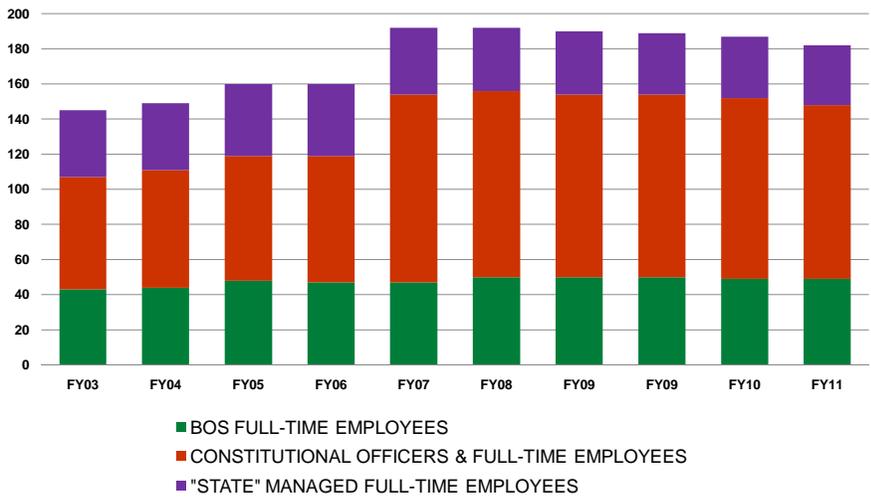
## General Fund Where the Money Goes



## General Fund Expenditures by Function (inc. Jail)



## FULL-TIME COUNTY EMPLOYEES FY03 – FY11



## General Fund

### EXPENDITURES – EMPLOYEE COMPENSATION

- For all employees, the County continues funding of its share of the health insurance contributions at the FY08 level; the employees will be shouldering a larger percentage of the health insurance due to a 23-30% increase in the premiums (still be negotiated).
  - For Board of Supervisors' employees, there will be no COLA increase (last COLA increase was in FY08) nor any merit increases (last Merit increase was in FY09).
  - For constitutional officers and their staffs, there is no salary increase for FY11. The state last provided an increase in FY08 (the FY09 budget contained a 2% salary increase but this was repealed by the state and was not granted).
  - For Social Service employees, there is no salary increase for FY11. The state last provided an increase in FY08 (the FY09 budget contained a 2% salary increase but this was repealed by the state and was not granted).
- 
- 

## General Fund

### EXPENDITURES - OPERATIONAL

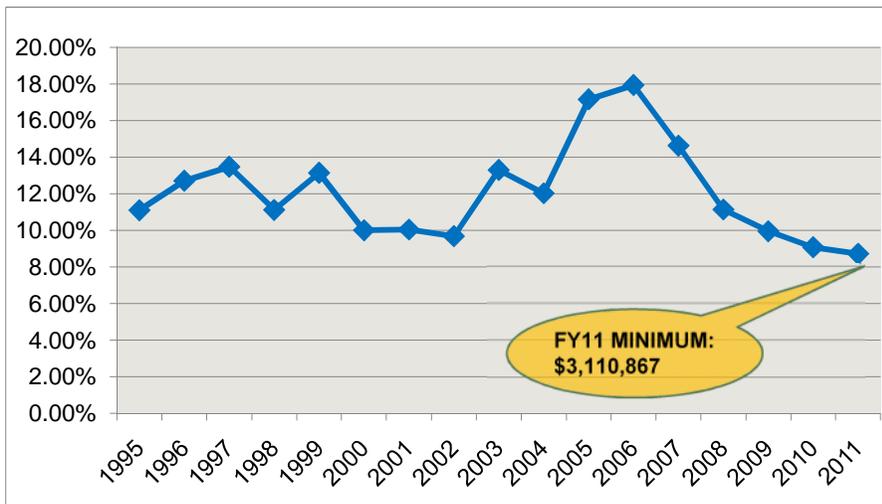
- In FY10, the County instituted reductions for all departments representing 2% of the adopted budget. Cuts included furloughs for County staff, ranging from 2 days up to 10 days. Excluded from these reductions were the School Department, Social Services and the Regionally Funded Agencies.
  - In FY11, the County continued to reduce operational expenses across all departments, either through deferral of expenses or continued consolidation of services.
  - The budget was developed to meet the short term goals of the Board of Supervisors.
- 
-

## Recommended for Lease-Purchase

<u>DEPARTMENT</u>	<u>ITEM</u>	<u>ANNUAL PAYMENT</u>	<u>TOTAL</u>
Sheriff	Vehicles (3)	\$10,704	\$81,370
Animal Control	Vehicle (1)	\$3,269	\$24,849
<i>Financing over three years (Assumes purchase after January 1, 2011)</i>			

School	Buses (3)	\$60,000	\$300,000 <i>(does not include interest)</i>
	<i>As of 6/2/10, School Board has eliminated certain options to reduce the bus costs.</i>	<b>\$40,000</b>	<b>\$200,000</b>
<i>Financing over five years; funds included in Operating Contribution to the Schools This is the Fourth Year of Scheduled Bus Replacement for the next round of buses.</i>			

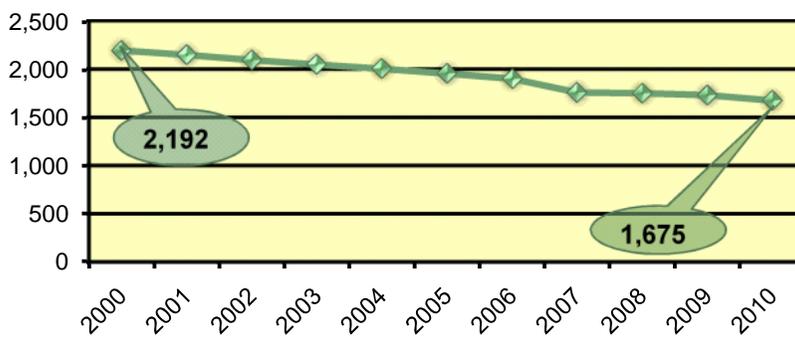
## General Fund Balance as a % of Expenditures



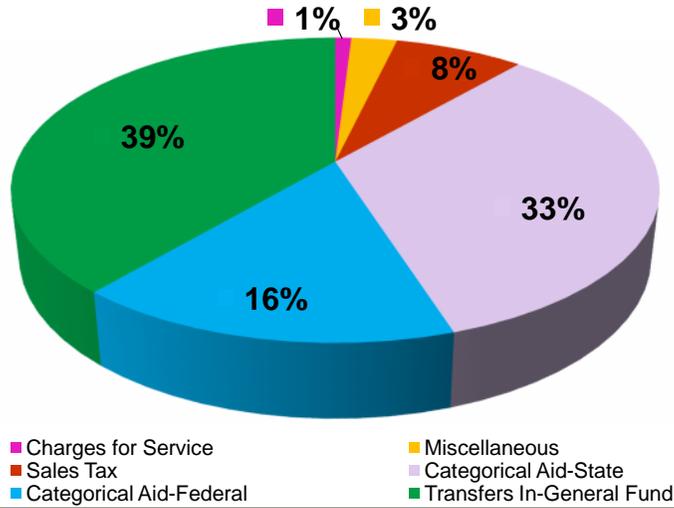
# SCHOOL FUND



# School Enrollment

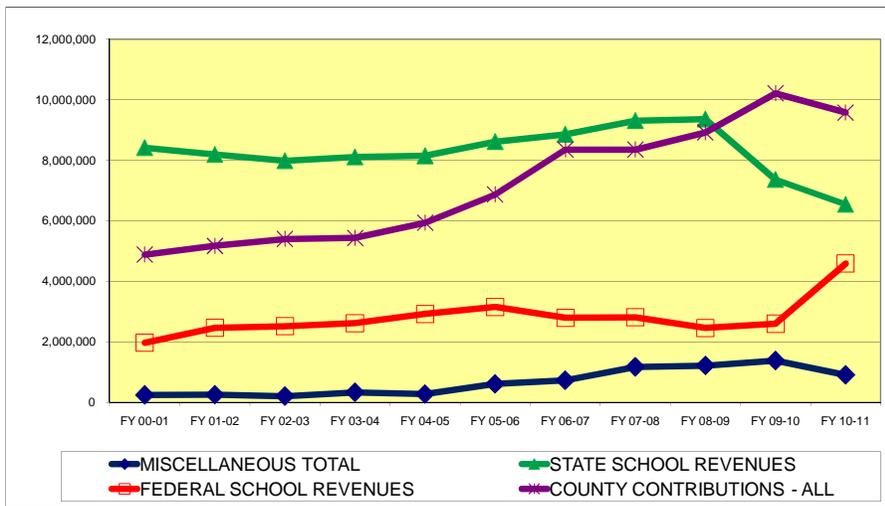


## School Operating Funds Where the Money Comes From

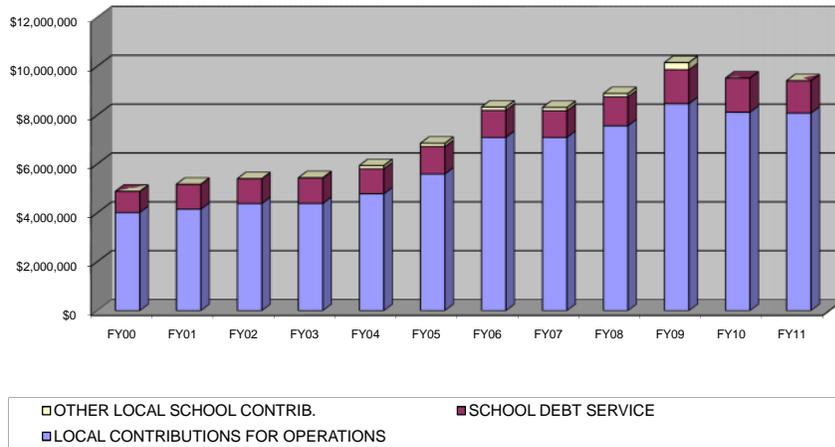


■ Charges for Service      ■ Miscellaneous  
■ Sales Tax                      ■ Categorical Aid-State  
■ Categorical Aid-Federal      ■ Transfers In-General Fund

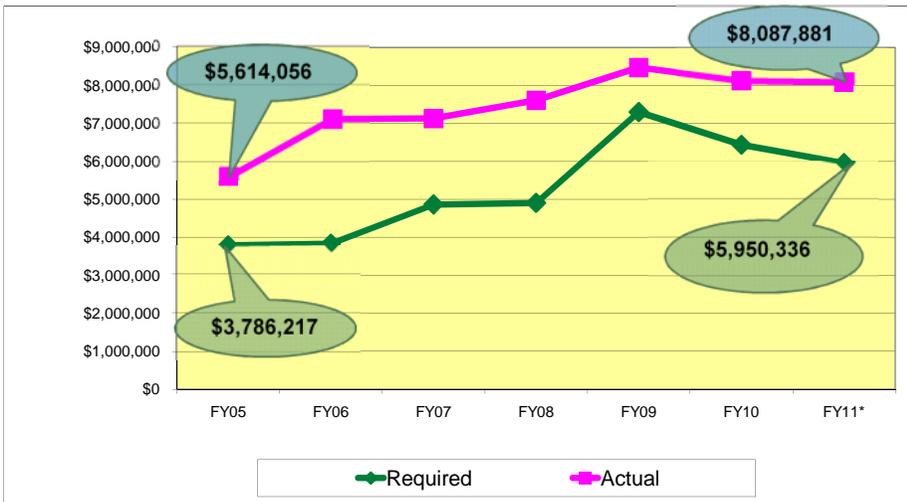
## School Operating Funds Revenues by Type



# Local School Contributions



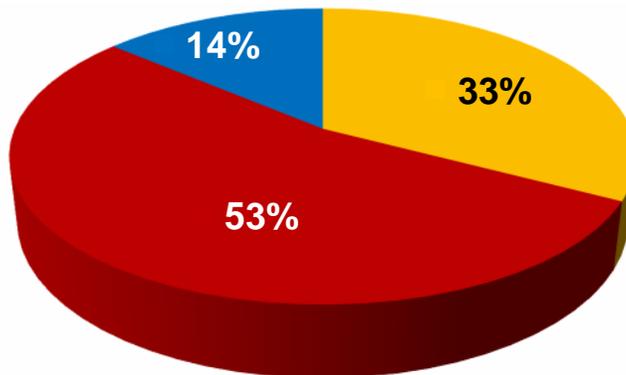
# School Operations Required Local Effort vs. Actual Local Effort



## SOCIAL SERVICES FUND



## Social Services Fund Where the Money Comes From



■ Categorical Aid-State ■ Categorical Aid-Federal ■ Other Financing Sources

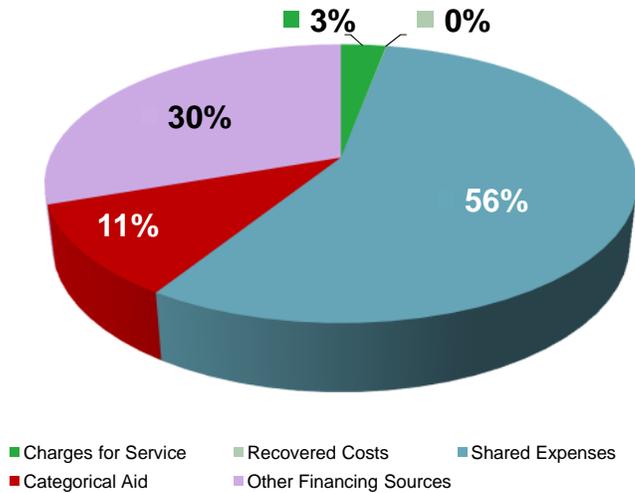
## Social Services Fund

- Provides services to children & families (foster care, at-risk of foster care, residential special ed., at-risk of residential special ed.) which prevent dependency and encourage self-sufficiency; preserve and restore family stability.
  - Significant legislative changes occurred in the administration of the Comprehensive Services Act (CSA) which will impact the level and financial obligations required of localities in coming year.
- 
- 

## EASTERN SHORE REGIONAL JAIL FUND



## Eastern Shore Regional Jail Fund Where the Money Comes From



---

## Revenue Changes in Detail

- For state shared expenses for jail salaries, these have been reduced by \$76,549 since FY2008 or a reduction of 4%.
  - Jail Per Diems: While we are anticipating more revenue from jail per diems in the FY11 budget, this is a result of increase population, not from the actual rate. The state has reduced the jail per diem rate by as much as 50%, dependent upon the type of prisoner and length of incarceration.
-

## **PURCHASE OF DEVELOPMENT RIGHTS FUND**



---

---

### **PDR Fund**

- In July 2005, the Board of Supervisors voted to adopt an ordinance for the creation of a Purchase of Development Rights Program.
  - The intent of this program is to protect productive farmland and associated forest lands, groundwater recharge areas and surface water, as a foundation for a strong rural community, a healthy environmental and a thriving economy through the purchase of development rights in the form of conservation easements.
- 
-

## PDR Fund (cont')

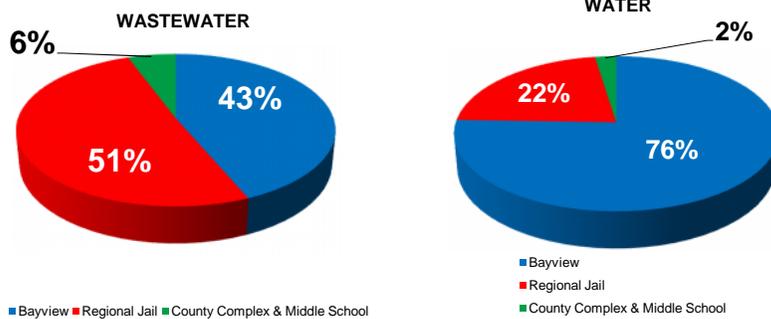
- In June 2007, the Board of Supervisors adopted a revised Transient Occupancy Tax Policy that dedicated 1% of the Transient Occupancy Tax to the Purchase of Development Rights Program on an annual basis.
  - In FY09, the PDR Committee did complete its first transaction for the Richardson property (268 acres) in the southern part of the county. It was accomplished through a combination of federal, state and local funds. The local funds were from the FY09 & the advancement of the FY10 1% Transient Occupancy Tax Revenue to serve as match funds for the federal and state grant funds.
  - In the FY2011 Budget, the 1% Transient Occupancy Tax Revenue, approximately \$44,000, was not dedicated to the PDR Fund but is maintained in the general fund. This was done as a result of Governor McDonnell's reduced state funding for open space preservation as well as tight budget conditions for the county.
- 

## PUBLIC UTILITIES FUND



# PUBLIC UTILITIES FUND

## WHERE THE MONEY COMES FROM



	Bayview	Regional Jail	County Complex & Middle School
Wastewater Budget	\$ 33,148	\$ 38,638	\$ 4,293
Water Budget	\$ 33,148	\$ 9,659	\$ 1,073

## SCHOOL BUDGET REVISIONS AS OF 6/2/2010

- At the 6/2/2010 School Board meeting, a list of reductions was finalized and approved to reduce the school's budget as a whole and to specifically reduce the requested local school contribution by \$302,000.
- These changes have not been factored into the numbers presented in the Power Point but could reduce the advertised tax rate for real estate by 1.2¢
- Factoring in this new request from the School Board, a tax rate increase of 2.5¢ would generate \$612,302 which would allow for full funding of the revised school requested local contribution difference of \$477,888, fund the remaining budget deficit of \$139,389 from the tax increase and not from the undesignated fund balance and reduce the FY11 contingency line item by \$4,974 to achieve a balanced budget.

## SCHOOL BOARD REDUCTIONS AS OF 6/2/2010

• Revised pricing on Teacher laptops:	\$ 4,000
• Reduce Sick Leave Payout Line:	\$30,000
• Revision to PT Bus Driver Insurance:	\$75,000
• Adjust School Calendar down by 5 days:	\$19,000
• Received Quote on Property Ins.:	\$70,000
• Received revised VRS rates:	\$84,000
• <u>Select fewer options on Buses:</u>	<u>\$20,000</u>
<b>TOTAL</b>	<b>\$302,000</b>

---

---



Questions?

---

---

The Chairman asked if there were any present desiring to speak.

Mr. Peter Henderson made the following comments:

I am here tonight as Chairman of the Northampton County Purchase of Development Rights Committee to ask the Board to support continued county funding for the Purchase of Development Rights Program.

The purpose of the PDR program is to further the goals of Northampton County's Comprehensive Plan with the protection of productive farmland and associated forest lands, groundwater recharge areas and surface water, as a foundation for a strong rural community, a healthy environment and a thriving economy.

As you know, the County has annually dedicated 20% of the total transient occupancy tax collected, usually around \$45,000 per year, to the PDR program. The County has thus been able to leverage a good sum of money into funds sufficient to pay a landowner to put a perpetual conservation easement on valuable farm and forestlands.

**The beauty of the PDR set-up is that local people have an avenue with which to protect local lands without themselves paying for it. Tourists passing through and staying in hotels or B&Bs pay for the County's share, not county taxpayers.**

In June of 2009 the PDR Program completed its first Purchase of Development Rights on Nancy Richardson's family farm in Capeville. To obtain the necessary funding to purchase the conservation easement, four agencies were involved to provide approximately 92% of the easement purchase price. The other agencies and approximate contributing percentages were: Natural Resource Conservation Service's (NRCS) Farm and Ranchland Protection Program (\$50%), Virginia Outdoors Foundation (VOF) Preservation Trust Fund (\$10%), Virginia Department of Conservation and Recreation's Virginia Conservation Land Foundation (VCLF) (\$25%), and Virginia Department of Agriculture and Consumer Services (VDACS) (\$8%)

This illustrates the power of leveraging relatively small portions of money to accumulate significant funds from other state and federal sources to complete a transaction.

Currently the PDR Committee is working on securing its second conservation easement purchase on the Nottingham Farm, located near Nassawadox and Franktown, and in close proximity to two other permanently protected farms, Happy Union and Locust Grove.

**To date, the PDR Program has been informed that it will be awarded one half of the purchase price of the Nottingham Farm conservation easement with grant monies from the Natural Resource Conservation Service's (NRCS) Farm and Ranchland Protection Program.**

As Chairman of the PDR Program, I have heard that the County has put PDR funding in the proposed FY2011 Budget. Since County funding is required to apply for matching state funds,

the PDR program will not be able to leverage enough state funding necessary to complete the purchase of the Nottingham Farm conservation easement without county support in FY 2011.

With half of the money in hand and the potential to secure all of the purchase price for the Nottingham Farm conservation easement, failure to proceed without County support could not only prove catastrophe for this deal, but would also damage the program's ability to secure future funding from other sources for future projects.

Please consider reinstating the traditional PDR funding in the county FY 2011 Budget.

I welcome the opportunity to further discuss this topic and answer any questions you may have.

Respectfully,

Peter N. Henderson  
Chairman, Northampton County Purchase Development Rights Committee

\* \* \* \* \*

Dr. Rick Bowmaster, Division Superintendent of Northampton County Public Schools, spoke in support of a tax increase which would fund the school's FY 2011 request. He also commented on the before-mentioned \$302,000 cuts made by the School Board and called them "very commendable".

Mr. Dave Kabler asked the Board to consider "no new tax increases" for the schools or any other purpose. He said that there must be opportunities to reduce expenditures for the 1675 students in three schools.

Ms. Cathy Buyrn gave credit to the Board for providing funding over-and-above that mandated by the State but cautioned the Board that "holding to minimum standards will result in minimum results."

Mr. Anthony Morris, a Northampton High School teacher, spoke in support of the amended School Board budget.

Mr. Bob Meyers read the following statement:

**TO: Board of Supervisors 8 Jun 10 Public Hearing**

Gentlemen,

I am opposed to a tax increase based on the claimed needs of the Superintendent of Schools and the School Board.

On April 15<sup>th</sup> Dr. Bowmaster sent a letter to the parents of the Northampton Schools. In it he stated. "the School board and I reduced Administrative positions and salaries, reduced instructional materials and supplies, did **not include a pay increase for staff...**"

Now that the Superintendent has made this statement, consider the Budget submitted to the Board of Supervisors several weeks later. On Page 9 of the budget, the School Board and Superintendent have two items listed under **EXECUTIVE ADMINISTRATIVE SERVICES, for SUPERINTENDENT & CLERICAL SALARIES**. They include an increase of \$6,252

Of many specious statements this letter contains, the \$6252 increase for the superintendent's **own office** is at best a prevarication, at worst an intentional false statement.

On Page 12, the Transportation Vehicle Operative Salary increase of \$87,900 is another example of this misrepresentation. In that same category, a \$75,600 health benefit is clearly a huge indirect salary increase.

\$20,000 is budgeted for a psychologist's salary, obviously a part time service at that amount. Providing that part time position with Retirement and Medical benefits is beyond credulity.

The Superintendent's and School Board's threat in this letter to cut all students' sports if they are not funded as they request is a classic example of sandbagging the student's parents and the Board of Supervisors.

The fiduciary standing of the Superintendent and the School Board borders on the nonexistent. They have done a disservice to all the citizens of Northampton County.

Let's now consider the performance of the Superintendent and its Board from the reports submitted to the Department of Education. The Government of Virginia web site states that "The high school graduation rate is one measure of the success of a state's elementary and secondary educational system and the **quality of its workforce**."

The average graduation rates for the last two years in Virginia improved from **82 percent to 83 percent.**"

**However, in Northampton school, the graduation rate for '07 and '08 was only 72% and last year it dropped even further to 68% . This is after the county had increased its share of the budget by 100 % since 2004. A greater budget has yielded poorer and poorer results by the Northampton Schools. This is no way to build a quality county workforce and is counter productive to the health of the entire County.**

**The Board of Supervisors and the citizens of the County are not being given credible**

**information by the School System. The School budget should NOT be used to justify a tax increase.**

**RH Meyers, Exmore**

\* \* \* \* \*

Mr. Richard Leal questioned the amount outstanding for delinquent taxes and said that developers were using the County as a bank. He also said that the Treasurer was delinquent in her duties.

Mrs. Norma Spencer, past Director of Finance for the School System, said that in the past election, constituents made clear their choices for education and business development. She said that the County's schoolchildren should not be penalized as a result of the AFD program and expenditures related to the regional jail.

Mrs. Mary Miller read the following comments:

Budget Public Hearing

8 June 2010

I appreciate the difficulty of balancing a budget in these times of uncertain revenues and unforeseen obligations. I appreciate the willingness of County Government Staff to cut their expenses, cut their hours, to help achieve a balanced budget—we all have to share the reduction in services.

I'm sure you know there was, and there is, a better way to make the budget balance—and that would be to look at collecting your accounts receivable. There are hundreds of thousands of dollars, probably millions, owed to the county in back taxes—much of it owed by people who've just decided not to pay up.

I've heard you talk about those payment plans happening in the Treasurer's Office. The only legal payment plans I can find in the VA Code are the ones for people who haven't paid taxes for two years, and their property is going for tax auction. That's a last resort. They can get a one year payment plan then, so their property doesn't get sold.

But what about those two free years of not paying taxes??? That sounds like a bailout by the rest of us for tax delinquents who figured out how to work the system.

I'm glad to see that you're considering. The Code gives you some tools to collect unpaid taxes—you don't have to wait two years. Code sections 58.1-3947, 3953, and 3954 appear to give you the tools. I have a copy here for the record.

Those of you who run businesses know about those unpaid bills—if a customer owes you money and figures you won't go after him, he won't be in any hurry to pay. That looks like the situation now. Tax delinquents know they can wait two years and cut a deal with the Treasurer. But if they know you have some tools to get them moving, it might be easier for them to just pay up.

I ask that you vigorously use whatever authority you have to make sure everyone pays their fair share in taxes—so you won't be cutting any more services next year.

I request that my comments and the Code references attached, be made part of the public record.

/s/ Mary Miller, Eastville

\* \* \* \* \*

(copy of Va. Code as referenced above is on file in the Office of the County Administrator.)

Mr. David Boyd said that he was opposed to a real estate tax increase, most of which was to be dedicated to the School System. He said that all of the other departments were taking cuts and that the school should take them also.

Mr. G. F. Hogg, Jr., questioned how much sales tax is received by the County and how much is projected for FY 2011. He also questioned the Public Utilities Fund and the County's obligation to the Bayview system as well as ongoing maintenance for the Bayview buildings.

The following e-mail correspondence was read into the record from Dan Lytle:

“I believe the proposed tax increase is terrible. We live on a fixed income and just had the recent near 50% tax increase. Let the cuts come from the school system. Let them produce college bound, employable graduates. Not pour good money after bad.”

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

Mr. Murray read the following statement:

2010-2011 Budget Comments (6/8/2010)

Mr. Chairman –

1. Tonight, democracy is at work. The public has spoken regarding the budget.

Mr. Chairman, I have done 2 school budget and now 2 county budgets. For some of us, the battle to avoid a tax increase started last year.

- \* County Admin – 5% cuts/furloughs to come in on budget this month for FY 10
- \* Efforts to get prisoners and the remaining \$3.1 million in jail construction funding Were unsuccessful then.
- \* Specific guidance to the school board and all county divisions – do not expect level funding. In fact, a 5-10% reduction. I have a folder of e-mails and minutes of meetings.

2. In April, this Board of Supervisors recognized two major budget issues: funding the jail debt and the School Board's request for "level funding".

The County Administrator went to work with the Constitutional Officers and all county divisions. They cut \$996K from their budgets, creating a balanced budget with a surplus to apply to the jail debt. Along with increased state prisoners the jail debt has been reduced from \$794K to \$139K.

The School Board, which had \$377K extra in last year's budget – the auditor later found – was asked to reduce their base by that amount but has refused. Instead they requested "level funding" including the \$377K and warned parents in a letter from Dr. Bowmaster on April 15<sup>th</sup> to parents (threatening) "no athletics".

Numerous reductions that would not impact athletics or class size have been recommended by this Board and the County Administrator. The suggestions were not acted on.

The School Board has said that the \$300K contract with Verizon for on-line testing was an immediate need. I verified with the Department of Education that it is not. We have been told it is a three year contract. We learned tonight it is a one year contract. I hope not, as the Broadband fiber will be lit in the next month or so.

Other suggestions such as \$127K in technology were not acted on. White Boards, etc. A lot of knowledge has come from a blackboard and chalk.

A heating A/C technician was hired in a full time position for three schools and one admin building.

On June 2<sup>nd</sup>, reductions were offered in the amount of \$302K, far short of the \$779K reduction requested. Editorials and news articles were immediately released praising this School Board effort. Every penny counts so the cut is good. So far, all discussions have been about funding, and the performance issue has been ignored. So here is some perspective.

Northampton County is in the top 10 of 98 Virginia school districts in spending per student - \$11,900K.

In that top 10% which invest more funding in students, outcomes are 78% graduation rate vs. Northampton at 67.8% and at least ½ of those district schools met all AYP goals. All three failed here.

Because I question the numbers and performance, I will take some public flak!

After the County staff has cut \$996K, the School Board has only cut \$302K out of a \$21 million budget. I cannot vote for a tax increase that I feel is unnecessary.

Thank you, Mr. Chairman.

\* \* \* \* \*

Mr. Tankard said that he was disappointed that the School System could only come up with \$302,000 in cuts and reiterated that much guidance had been provided to the School Administration in the formation of the FY 2011 budget. He cited what he called numerous examples of an “erosion of credibility” and detailed additional cuts he would like to see made which would total \$917,900 (including elimination of part-time bus drivers’ hospitalization [\$50,400]; technology cuts [\$127,000]; elimination of retiree health care premium [\$66,500]; change to the recalculated “base” for funding [\$377,000], and result in no tax increase.

Action on the FY 2011 County budget and Tax Rates for Tax Year 2010 is anticipated at the June 28<sup>th</sup> work session.

Tabled Items:

(14) Zoning Text Amendment 10-05 NHCO: The Northampton County Planning Commission proposes to amend the Northampton County Code Section 154.084 *Statements of Intent for Floating Zone Districts*, specifically subsection (B); and Section 154.175 *Floating Districts* and also to add a new Section 154.179 *Solar Energy District (SED)*.

Motion was made by Mr. Randall, seconded by Mr. Murray, that this matter be taken off the table. All members were present and voted “yes.” The motion was unanimously passed.

Ms. Benson noted that the Planning Commission was recommending that the Board submit to public hearing Section 154.113 (Solar Energy District); to move definitions to Section

154.003; to delete the remainder of the section; and to delete references to “Solar Energy Facility, Large-Scale”, in Appendix A in the Zoning Ordinance.

Following discussion, motion was made by Mr. Murray, seconded by Mr. Tankard, that this matter be tabled pending correction of conflicting zoning ordinance language and instructed staff to move forward with those recommendations as submitted by the Planning Commission. All members were present and voted “yes.” The motion was unanimously passed.

Action Items

(15) A Resolution to Create a Finance Advisory Committee

Noting that the County Treasurer has indicated her unwillingness to serve on the Committee, it was suggested by Mr. Randall that this matter be tabled again. The Board concurred.

(16) Consider request to the County’s Agriculture Committee to meet and examine different ways that the Board can support the agricultural community.

Motion was made by Mr. Long, seconded by Mr. Tankard, 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:

A RESOLUTION  
to Request a Study on Ways to Support and Encourage  
the Agricultural Industry of Northampton County  
by the Northampton County Agriculture Committee

WHEREAS, the Agricultural Industry is and has been an economic foundation of Northampton County throughout the County’s existence; and,

WHEREAS, Section 3.2 of the Comprehensive Plan of Northampton County expresses concern at the decreasing population of farmers; and

WHEREAS, Section 3.2.1 of the Comprehensive Plan of Northampton County contains the following goals: (1) Ensure that Farmers have the opportunity to expand their business; (2) To encourage the local workforce to consider Farming as a viable occupational

alternative; and

WHEREAS, the Northampton County Board of Supervisors recognizes the impact on our County of a strong, vibrant Agriculture industry.

NOW, THEREFORE, BE IT RESOLVED that the Northampton County Board of Supervisors does hereby direct the Agriculture Committee to meet in conjunction with the Agriculture Extension Agent of the County as necessary, the purpose of said meetings to be the creation of a list of ideas and policies in support of the continued prosperity and expansion of the County's Agriculture Industry.

Said policies and ideas will also contain ideas to amend current statutes and guidelines for the benefit of this industry.

The Committee is further directed to report its findings to this Board not later than Monday, July 26, 2010.

\* \* \* \* \*

(17) Consider approval of Energy Efficiency Grant

Motion was made by Mr. Murray, seconded by Mr. Randall, that the County Administrator be authorized to execute the contract with the Virginia Department of Mines, Minerals & Energy for the installation of geo-thermal wells as part of the County Administration Renovation Project, as well as any and all other necessary documents associated with this grant. All members were present and voted "yes." The motion was unanimously passed.

(18) Consider action on VRS legislation: new hires after 7/1 – employee contribution

The County Administrator indicated that she was recommending that the County continue to make the 5% employee contribution for new hires employed after July 1, 2010. The Board decided to table this action until the June 28<sup>th</sup> work session at which time the budget will be acted upon.

(19) Consider adoption of Resolution in support of a submission of a Housing Preservation Grant pre-application from the Eastern Shore Housing Alliance for the Culls Community.

Following brief comments from Mr. John Aigner of the Eastern Shore Housing Alliance,

motion was made by Mr. Murray, seconded by Mr. Randall, that the following resolution be adopted. All members were present and voted “yes.” The motion was unanimously passed.

**RESOLUTION**

WHEREAS, the United States Department of Agriculture/Rural Development is now accepting pre-applications for its 2010, Section 533 Housing Preservation Grant Program; and

WHEREAS, it is the policy of the United States Department of Agriculture/Rural Development to provide Housing Preservation Grants to eligible applicants to operate a program which finances repair and rehabilitation of single-family housing for low-income homeowners; and

WHEREAS, the County of Northampton supports the residents of the Culls Community in their efforts to improve the living conditions of families within their community; and

WHEREAS, the residents of the Culls Community have requested that the Eastern Shore of Virginia Housing Alliance apply for a Housing Preservation Grant to help rehabilitate houses in their community;

NOW, THEREFORE, BE IT RESOLVED that the County of Northampton does hereby endorse the submission of a Housing Preservation Grant pre-application from the Eastern Shore of Virginia Housing Alliance for a Housing Preservation Project targeted toward the Culls Community.

\* \* \* \* \*

Matters Presented by the Board Including Committee Reports & Appointments

Motion was made by Mr. Long, seconded by Mr. Randall, that the following resolution be adopted requesting Watch for Children signs on Maple Drive in Cheriton and that a speed study be conducted on that route. All members were present and voted “yes.” The motion was unanimously passed. Said resolution as adopted is set forth below:

**RESOLUTION**

BE IT RESOLVED, that the Northampton County Board of Supervisors hereby requests the Commissioner of the Virginia Department of Transportation or his representatives to provide, in accordance with Section 33.1-210 of the Code of Virginia, and install “**Watch for Children**” signs at the described location shown below.

Along Route 1304, Maple Drive, Cheriton, Virginia

The Northampton County Board of Supervisors also requests these signs should be paid out of the secondary construction allocations allotted to Northampton County.

\* \* \* \* \*

Mr. Long said that he was sorry Mr. Bobby Isdell was no longer allowed to make monthly reports to the Board as he would have appreciated the opportunity to discuss this matter with him beforehand.

Motion was made by Mr. Murray, seconded by Mr. Bennett, that Mr. Dimitri Plionis be appointed to the newly-created Ad-Hoc Economic Development Advisory Committee. All members were present and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Long, seconded by Mr. Murray, that Supervisors Randall and Bennett be appointed to the newly-created Ad-Hoc Economic Development Advisory Committee. All members were present and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Randall, seconded by Mr. Bennett, that Mr. Eddie Swain be recommended for reappointment to the Workforce Investment Board. All members were present and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Murray, seconded by Mr. Randall, that Ms. Roberta Kellam be reappointed to the Northampton County Planning Commission for a new term of office commencing July 1, 2010. All members were present and voted “yes.” The motion was unanimously passed.

Motion was made by Mr. Long, seconded by Mr. Murray, that Ms. Nour Krawczel be appointed to the Social Services Board, replacing Ms. Dora Sullivan who is unable to be reappointed due to term limits. All members were present and voted “yes.” The motion was unanimously passed.

In a matter not on the agenda, the County Administrator requested that the Board reaffirm

its action from April, 2010, on approval of a request from the County of Accomack for amendment to its enterprise zone. Motion was made by Mr. Murray, seconded by Mr. Long, that the following resolution be adopted and reaffirmed. All members were present and voted “yes.” The motion was unanimously passed. Said resolution is set out below:

## **RESOLUTION**

WHEREAS, the Counties of Accomack and Northampton constitute the Accomack-Northampton Enterprise Zone; and

WHEREAS, the County of Accomack deems it necessary to amend its boundaries of the Accomack-Northampton Enterprise Zone; and

WHEREAS, it is required that all participating jurisdictions approve any amendment to the boundary of the Enterprise Zone.

NOW, THEREFORE, BE IT RESOLVED, that the County of Northampton hereby approves the amendment to the Accomack-Northampton Enterprise Zone as petitioned by the County of Accomack.

\* \* \* \* \*

Mr. Tankard asked that a matter be placed on the regular July 2010 agenda for the Board to consider a request from G. F. Hogg, Jr., for enjoinder of his suit concerning the entryway into the Rock-n-Robin/ice machine location.

Recess:

Motion was made by Mr. Long, seconded by Mr. Bennett that the Board recess until 4:00 p.m., Monday, June 14, 2010 in conference room #2 of the former Northampton Middle School, 7247 Young Street, Machipongo, Virginia, for the purpose of conducting interviews with prospective school board candidates. All members were present and voted “yes.” The motion was unanimously passed.

The meeting was recessed.

\_\_\_\_\_ CHAIRMAN

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