VIRGINIA:

At a regular meeting of the Board of Supervisors of the County of Northampton, Virginia, held at the Board Room of the County Administration Building, 16404 Courthouse Road, Eastville, Virginia, on the 8th day of March, 2016, at 5:00 p.m.

Present:

H. Spencer Murray, Chairman	Granville F. Hogg, Jr.
Larry LeMond, Vice Chairman	Robert G. Duer
Oliver H. Bennett	

The meeting was called to order by the Chairman.

Adoption of the Agenda:

The Chairman indicated that there was one additional budget amendment needed this evening to reflect a donation for EMS equipment. The Board agreed to amend the agenda in this regard.

Board and Agency Presentations:

(1) Jay Ford, Virginia Eastern Shorekeeper: Offshore Drilling Leases Update

Mr. Jay Ford of Virginia Eastern Shorekeeper was recognized. He briefed the Board on the subject of offshore drilling leases and noted the devastating impacts for our region's aquaculture and tourism industries even if there are no spill incidents. Two maps were distributed indicating areas of major, moderate and minor impacts as well as the 2017-2022 oil and gas leasing draft proposed program for the lower 48 states. He said that the draft lease will be released on March 15th and urged the Board to consider adopting a resolution expressing these concerns. Motion was made by Mr. LeMond, seconded by Mr. Hogg, that the County

Administrator, with the assistance of the Chairman, be authorized to draft and submit a resolution. All members were present and voted "yes," with the exception of Mr. Bennett who abstained. The motion was passed. The resolution as drafted is set out below:

RESOLUTION
REGARDING LEASING OF CERTAIN OFFSHORE
DRILLING RIGHTS NEAR NORTHAMPTON COUNTY, VIRGINIA

WHEREAS, the County of Northampton has enjoyed and continues to enjoy the economic benefits of its aquaculture and tourism industries; and

WHEREAS, these industries are thriving and growing and constitute an immense value to the national, regional and local economy; and

WHEREAS, the proposal to lease drilling rights off of Northampton County's coastline has been opposed by our regional leadership as drilling would threaten our environment and cause hardship to those to seek to promote the greater interests of the County and the region through the unfettered and free access to our own marine resources; and

WHEREAS, the Board of Supervisors of Northampton County has been called upon to involve itself in the matter of a proposal to lease these rights to others.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Northampton County, that it does now go officially on record as being opposed to the lease of drilling rights offshore as currently proposed.

* * * * *

(2) Dave Kabler, Parks & Recreation Advisory Board: Annual Report & Recommendations

The Board recognized Mr. David Kabler, a member of the Parks & Recreation Advisory Board, who shared that body's annual report. Mr. Kabler, with the assistance of Parks & Recreation Director Laura Jenrette and Friends of the Park Director Kristin Willis presented a proposed economic development initiative that could create a partnership between economic development and parks & recreation for the use and development of the former middle school property at Machipongo. Mr. Kabler said that the proposal has been reviewed by the boards of

directors of CBES and the Chamber of Commerce, both of which have passed resolutions of support. His powerpoint presentation is set out below:

3/8/2016

Northampton County

Parks and Recreation

PRESENTED BY:

- Laura Jenrette, Director
- David Kabler, Advisory Board
- Kristin Willis, Friends of Northampton County Parks & Rec

Let's Talk

- Parks & Rec Director's Report
- Advisory Board's 5 Year Strategic Plan
- Friend's Report
- New Business Incubator Initiative
- Q&A

1

Parks & Rec Director's Report

Current Annual Budget	$185,549.00
Staff	1 Full Time
	3 Part Time Employees
Programs	12
Participants Reached	> 1,000
Fees earned annually	$36,757.00 for FY 15
	~$40< projected for FY16
Annual Growth	+10%

Indiantown Park

Facilities at Indiantown Park include:

- Children's playground
- 9 hole Disc Golf Course/Nature Trail
- Office/Recreation/Meeting Room/Restrooms– Rented Often!
- Lighted Softball Field
- Soccer Field
- Outdoor Picnic Pavilion
- Parking Lot

Programs at Indiantown Park include:

- Softball
- Spring Soccer

Machipongo Middle School Programs

- **Men's Basketball** – Adult (October – December)
- **Youth Basketball** - Pee Wee, Boys Minor, Girls Minor, Junior Leagues (December – February)
- **Co-ed Volleyball** – Adult (March – June)
- **Summer Camp** Ages 5 -12, 40 children/week/10 weeks (June – August) Sells out every year.

Look Ahead to FY17

Annual Budget Request	$243,023.00
Staff	2 Full Time
	3 Part Time Employees
Programs	16 (+4 increase)
Participants Reached	Target 1,400 (+400 increase)
Fees earned annually	$45< projected for FY17
Annual Growth	Target +12.5%

- Increased use of Machipongo Facility
- Expand Summer Camp
- Expand After School Rec Programs: Cheerleading, Field Hockey, After-school Tutoring, Youth Volleyball
- Community Partnerships

Boards of Directors

Parks & Rec Advisory Board
District 1 – Allan Kappeler
District 2 – Kate Latham
District 3 – Vacant
District 4 – David Gabler, Pres.
District 5 – Roy Ballard
At Large – Chris Marshall, V.P.
At Large – David Boyd
At Large Carl Nordstrom
At Large Vacant

Friends of Parks & Rec Board
David Kabler, President
Chris Marshall, Vice President
Laura Jenrette, Secretary
Meagan Kelley, Treasurer
Alan Kappeler
Tess Taylor
Patty Driscoll
Kristin Willis

Parks & Rec Advisory Board
Five Year Strategic Plan

1) Preserve the **Machipongo Middle School** property for **future expansion** of parks and recreation facilities and programs
2) Collaborate with the Friends board to fund and construct a **public aquatics facility** at the Machipongo school property
3) Expand the aquatics center facility to include a public **recreation center** with fitness, running, weight training, etc.
4) Develop **after school programs** targeting students of all grades to improve academic performance and SOL scores

Friends of N.Co. Parks & Rec

We are a fully approved 501(c)3.

Our Board's Goals are:

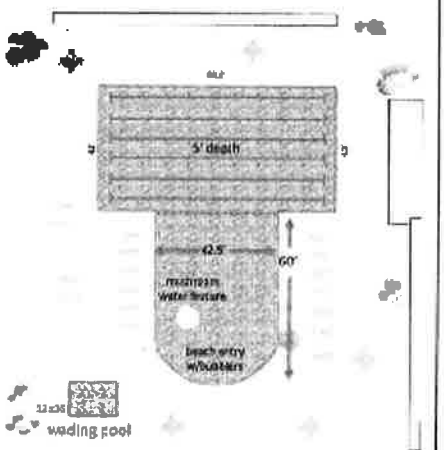
- Fundraising to support Parks & Rec
- Apply for major grants and solicit donations
- Community outreach
- Community surveys
- Financial planning and feasibility for aquatics center... It's not impossible.

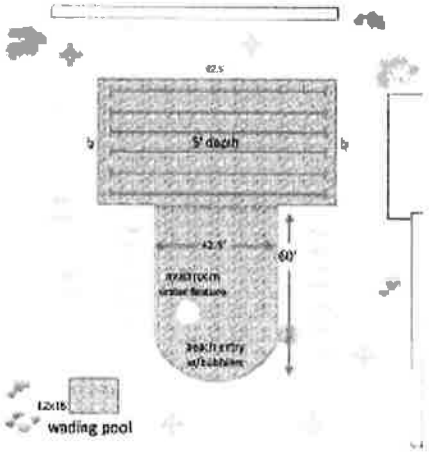
Aquatics Center

- Earned 501(c)3 status in 2015
- Phase 1: **Outdoor Seasonal Use**
  - Feasibility and Budget
  - Fund Construction with Grants and Donations
  - Fund Operations and Maintenance with user fees (CONFIRMED with survey results)
- Benefits
  - Enhances public health and safety- **TEACH KIDS TO SWIM**
  - Improve infrastructure
  - New Job Creation- seasonal local staff

Construction

- Estimates $300-$650K
- Funded with Grants and Donations
- Gunnite Concrete Pool
- 122' x 142' concrete decking
- Brick coping, marbleize finish
- Variability involves bathhouse, fencing, and electric





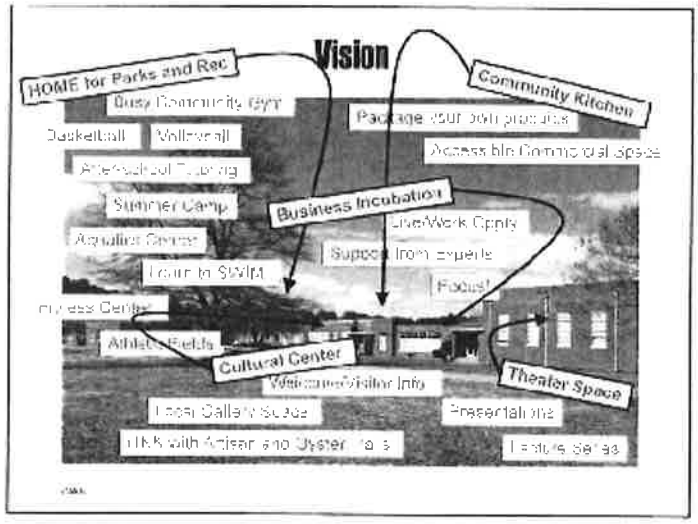
Operations

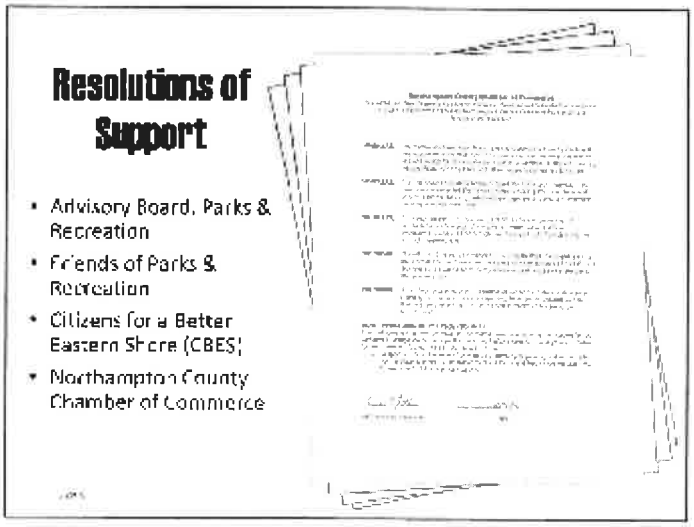
- Memorial Day through Labor Day
- $6,800 for full season of pool service (3x weekly)
- ~$75.50 per day PLUS cost of staff
- HIRE local attendants
- Concessions could be outsourced
- Revenue streams:
  - Memberships
  - Passes
  - Facility rentals
  - Swim lessons

2016 Basketball Awards Banquet

New Business Incubator Initiative

- Partners Parks and Rec with Economic Dev.
- Adaptive reuse of Machipongo Middle Sch.
- Preserves that property for public/private use
- Allows the future expansion of P&R facilities
- Attracts new business entrepreneurs
- Organizes community stakeholders & assets
- Funded through grants, donations, investment




Resolutions of Support
- Advisory Board, Parks & Recreation
- Friends of Parks & Recreation
- Citizens for a Better Eastern Shore (CBES)
- Northampton County Chamber of Commerce

Our Objective

A **partnership** between the departments of Parks and Recreation and Economic Development to explore use and development of the Machipongo Middle School property.

Course of Action

BOS direct the Economic Development Director together with the Parks and Recreation Director and Advisory Board to conduct a **feasibility study** for implementation of the New Business Economic Development Initiative.

Questions & Answers

Mr. Hogg said that there was a need to determine what we can do beyond the current plan of simply maintaining the building and that he was not in favor of spending money unnecessarily. Mr. LeMond said that he was in favor of doing the feasibility study. Motion was made by Mr. LeMond, seconded by Mr. Duer, that the County's Economic Development Director, Kris Tucker, be directed to work with the Parks & Recreation Board in the development of a feasibility study as outlined in the following resolution. All members were present and voted "yes." Said resolution as adopted is set forth below:

The Northampton County Board of Supervisors

Resolution on "New Business Incubation Economic Development Initiative" as a Program to create a Partnership between Northampton County Parks and Recreation and Economic Development

WHEREAS, The former Northampton Middle School property is utilized by Parks and Recreation for more than half of its programs, and has vacant spaces that are well suited for community use such as a cafeteria, a 400 seat theater, athletic fields, running track and other vacant buildings and land; and

WHEREAS, The Northampton County Advisory Board for Parks and Recreation has unanimously identified the former middle school as the most likely and best location for future growth and development of parks and recreation facilities and programs; and

WHEREAS, The need has been recognized to attract a younger generation of residents to Northampton County for entrepreneurial business development, and yet also recognizes the scarcity of affordable housing for such persons; and

WHEREAS, The office of County Administration has reported that the ongoing annual maintenance of the former middle school complex exceeds $100,000, and that there are no long term, comprehensive plans in place for the use of that property; and

WHEREAS, It has been proposed that a cooperative use of the former middle school property by Economic Development and Parks and Recreation as a New Business Incubator might be in the best interests of Northampton County; and

NOW THEREFORE, BE IT RESOLVED THAT:

The Northampton County Board of Supervisors does hereby pledge its support for the complete investigation of the New Business Incubation Economic Development Initiative for Northampton County and her Incorporated Towns.

- Support will be in the form of performance of a feasibility study by the departments of Parks and Recreation and Economic Development of Northampton County.

* * * * *

(3) Mary Margaret Revell Goodwin, Queen Anne's County Maryland Historian

Ms. Mary Margaret Revell Goodwin, History for Queen Anne's County, Maryland, was absent. This topic will be moved to the April meeting.

Consent Agenda:

(4) Minutes of the meetings of February 1, 9, 19 and 22, 2016.

Following correction of a typographical error on page 53 of the February 9th minutes, motion was made by Bennett, seconded by Mr. Hogg, that the minutes of the meetings of February 1, 9, 19 and 22, 2016 be approved as corrected. All members were present and voted "yes." The motion was unanimously passed.

County Officials' Reports:

(5) Mr. John J. Andrzejewski, Finance Director, presented the following Budget Amendments and Appropriations for the Board's review:

TO: Board of Supervisors

FROM: John J. Andrzejewski, Director of Finance

DATE: March 8, 2016

RE: Budget Amendments and Appropriations – FY 2016

Your approval is respectfully requested for the following budget amendments and supplemental appropriations:

$47.90 – This represents a transfer from the Jail Discretionary Fund account to pay for flowers for the late Margaret Kellam (mother of Peggy Rogers).

$10,000 – This represents a transfer of Comp Board payroll lapse from the ES Regional Jail Fund to Police Supplies.

$53,026.83 – This represents a gift from Riverside Foundation for 3 Lucas Chest Compression Units ($40,570) and 3 years of maintenance ($12,457).

* * * *

Motion was made by Mr. Duer, seconded by Mr. LeMond, that the foregoing budget amendments and appropriations be approved as presented. All members were present and voted "yes." The motion was unanimously passed.

The Chairman indicated that he would like to see additional detail relative to the source of the $53,000 gift for the EMS equipment and specifically, the name of the chairman of the group so that an appropriate thank-you letter could be provided. He also asked for a June 30th budget forecast.

Mr. Bennett stated that he hoped part of the $10,000 allocated for police supplies could be used for camera placement at Treherneville.

Closed Session

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

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

Appointments to boards, committees: (Area Agency on Aging, Recreation Board, E. S. of Va. Housing Alliance, A-N Planning District Commission, Community College Board, Public Library Board, Planning Commission, Wetlands Board)

(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.

Lease of Office Space – Next to Eastville Inn

(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 such counsel.

Boundary Adjustment Counter-Proposal from Town of Eastville
Potential Conflict of Interest Issue by Board Member

All members were present and voted "yes." The motion was unanimously passed.

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

The Chairman read the following statement:

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

A Moment of Silence was observed.

The Board recited the Pledge of Allegiance.

Public Hearing:

(6) **Special Use Permit 2016-03**: Elizabeth Dodd has applied to obtain a special use permit for an Event Venue on property located 16111 Elkington Road, near Eastville. The property, described as Tax Map 57, double circle A, parcel 52A, is zoned AG, Agriculture and contains approximately 25 acres of land.

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

Mr. Peter Stith, Long-Range Planner, indicated that the Planning Commission was recommending approval of the petition with the following conditions:

(1) All facilities will be located outside of the RPA;
(2) No music after 10 PM and
(3) Limited to a maximum of 500 guests for an event.

Ms. Elizabeth Dodd, the applicant, requested the Board's favorable consideration relative to her request for an Event Venue. She noted that her family has owned the property for many years and she plans to live there herself eventually. When questioned by Supervisor Duer, Ms. Dodd indicated that she was agreeable with the conditions as recommended by the Planning Commission.

Mrs. Jonny Stevenson noted that she had used the property for her late husband's funeral and everyone was very impressed with the facility.

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

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that the Board approve Special Use Permit 2016-03 for an Event Venue in keeping with Planning Commission recommendation with the following conditions:

(1) All facilities will be located outside of the RPA;
(2) No music after 10 PM; and
(3) Limited to a maximum of 500 guests for an event.

All members were present and voted "yes." The motion was unanimously passed.

Citizens' Information Period (only matters pertaining to County business or items that are not on the Board agenda for public hearing that evening.

There were no citizen comments.

The following future meeting agenda was shared with the Board:

Work session/other meeting agendas:

(i) 3/9/16: Joint Public Hearing w/ Planning Commission
(ii) 3/28/16: Work Session: Topic to be determined
(iii) 4/25/16: Work Session: Topic to be determined

(7) The County Administrator's bi-monthly report was distributed to the Board as follows:

TO: Board of Supervisors
FROM: Katie H. Nunez, County Administrator
DATE: March 1, 2016
RE: Bi-Monthly Report

I. Projects:

A. USDA Grant Obligation Update:

November/December 2015 & January 2016 Status Report: As an update from your October 13, 2015 meeting, we have continued to move forward with meeting the requirements of this agreement. USDA has signed off completely on all items except for the 2 generators for the School. Staff is still developing the procurement documents for the 2 generators for the elementary schools. To date, we have now committed $496,283.85 of the $599,734.80 obligation or 82.75%.

School Administration has received bids in for the installation of a generator at each elementary school. The price is $109,000 per school. We budgeted $50,000 per school. I have spoken with the school and their recommendation is to install one generator at Occohannock Elementary. If the Board would like to proceed with installing one generator at a cost of $109,000, then the shortfall is $9,000 which will be offset by $3,451 of the previously identified funds when the Sheriff's vehicles came in under budget. Therefore, the final short is $5,549 which could be taken from Undesignated Fund Balance. This allows us to fully meet our obligation to USDA.

If the Board does not wish to move forward with the generators, then the County would need to identify and obtain approval from USDA for a different project in the amount of $103,700.

Board direction is needed regarding the installation of a generator at the elementary school, based upon the budgetary issues identified above.

Supervisor Hogg said that he would like further discussion at the next work session and wondered if the School Board would change its mind relative to the position of the one generator once the ongoing tower study

was completed. It was the consensus of the Board to place this item on the March 28th work session agenda for discussion.

B. SET (Stronger Economies Together) Grant:
Work is progressing on the regional SET Grant. The first four community meetings were held on October 27, 2015, December 15, 2015, January 12, 2016, and February 16, 2016. The next forum is scheduled for Tuesday, March 15, 2016 from 8:30 a.m. – 12:30 p.m. at the Community College. There is limited seating for this forum; however, this is the fifth of six forums that will be held over six months. The purpose and intent of the SET Grant is to develop a strategic economic plan for the region, based upon community input with assistance from the ANPDC, USDA, and Virginia Tech personnel.

C. 2016 Reassessment:
The Commissioner of Revenue's office has completed all of the field work for the reassessment and data entry. Final proofing of the work is being conducted now. We are scheduled for the mailing of notices by the end of this month.

D. Enterprise Zone – Request to Add to the Map:
At your February meeting, you agreed to move forward to public hearing to amend the Enterprise Zone map for two parcels (83A3-2-2-84 and 31-A-76).

The County is allowed to amend the Enterprise Zone Map annually with the caveat that there must be more than one parcel being considered for inclusion. VA Department of Housing and Community Development (DHCD), who oversees this program, also indicated that map amendments must be a minimum of 10 acres plus at least two distinct lots. The two parcels being proposed total only 6 acres.

Therefore, we have delayed the public hearing as we continue to look for additional parcels that meet the qualifications.

The County Administrator noted that staff has developed three options for additional properties which the Board may want to include in the EZ. The first option is a four acre parcel directly across from the Hare Valley Convenience Center; a restaurant/seafood business was located there in the past. The second option was a four acre tract adjacent to Webster's near Cheriton. The third option was the entire tract encompassing Cherrystone Campground and Aqua-Farms operations near Cheriton containing 189+ acres. It was the consensus of the Board that these property owners be contacted and that a public hearing be subsequently scheduled.

E. New Event Proposed by Virginia Cooperative Extension:
Virginia Cooperative Extension in partnership with Farm Bureau Young Farmers and Northampton County Chamber of Commerce is proposing to host an

Agricultural County Fair on October 1 at the former Middle School property. I have met with the organizers and will continue to work with them on this event. It is planned on being free to the public and meant to showcase the agricultural community of the Eastern Shore.

* * * * * *

(8) FY 2017 Budget: Expenditures Summary

The following memorandum was distributed for the Board's review:

MEMORANDUM:

TO: Katie Nunez, County Administrator
Board of Supervisors

FROM: John J. Andrzejewski, Director of Finance

DATE: March 8, 2016

RE: FY 2017 Expenditures – Summary Report

I am pleased to provide the following Summary of Expenditures with regard to the FY 2017 County Budget separated into major topics as outlined below. This summary reflects the requirements submitted by the Department Heads and does not represent the Financial Director or County Administrator recommendation.

Detailed Expenditure Report

Tab A contains the FY 2017 Department Request Summarized by Fund. This report shows expenses for the FY 2014, FY 2015 and FY 2016 Adopted Budgets, the FY 2017 Departmental Requests and the difference between the FY 2016 Adopted Budget and the FY 2017 Department Request.

Personnel Requests

Tab B contains new personnel related requests including new positions, OT increases, pay increases for attaining certification, on-call pay, instructor stipends and bonuses

Capital Outlays

Tab C contains a summary of capital outlays by department.

Outside Agency Requests

Tab D contains a summary of requests made outside agencies and departments such as fire and rescue stations, libraries, and economic and community development entities.

Transfers Out

In addition to Federal and State assistance, fines, penalties and other sources of revenue, the County supports all departments with General Fund monies. Tab E contains a summary of the funding provided to departments in order for them to meet their operational requirements.

Schools

For a summary of the school budget see pages 38 through 44 of the School Board's Proposed Budget for Fiscal Year 2017.

If detail discussion is necessary, a schedule will be developed to address specific areas of concern.

TAB B – PERSONNEL RELATED REQUESTS

EMS	
8 - EMS Provider FT (paramedic)	$ 413,456
7 - EMS Provider Enhanced FT	$ 312,200
OT Increase	$ 202,995
	$ 928,651
Sheriff	
School Resource Officer	$ 53,627
On-Call Pay	$ 14,431
Instructor Stipend	$ 2,161
2% Bonus	$ 28,457
	$ 98,676
Animal Control	
Animal Control Officer	$ 48,308
ES Regional Jail	
2% Bonus	$ 41,196
Commissioner of the Revenue	
Appraisal Assistant	$ 38,852
General District Court	

Clerk PT	$ 9,912
Facilities Management	
Eliminate Custodian PT	($5,218)
Custodian FT	$ 29,667
	$ 24,449
Parks & Recreation	
Assistant Director	$ 45,433
Economic Development	
Pay increase for completion of certification:	
Environmental Compliance Specialist	$ 10,101
Long Range Planner	$ 8,096
	$ 18,197
TOTAL	**$1,253,674**

All personnel items include benefits and taxes.

Not included in this summary are positions under discussion by the Board:

The restoration of the FT Code Compliance Officer, possibly under the auspices of the Sheriff's department. The costs are to be determined.

The restoration of the Building Inspection position. The cost of this position is $47,927.

TAB C – CAPITAL OUTLAYS

Sheriff	
4 Dodge Chargers	$ 155,750
Animal Control	
Truck (tied to new Animal Control position)	$ 44,060
EMS	
Ambulance	$ 200,000
Ambulance Equipment and Supplies	$ 75,000
	$ 275,000
General Reassessment	
Passenger Vehicle	$ 30,000

Facilities Management	
Paint Exterior of Eastville Inn	$ 20,000
Replace Chiller at Middle School	$ 200,000
	$ 220,000
Solid Waste	
Replace Tires on Loader	$ 25,000
8 – Green Boxes	$ 9,247
New Tractor and Mower	$ 35,000
	$ 69,247
Parks & Recreation	
Renovation of Middle School Floor	$ 16,000
Torro Infield Sand Pro (field groomer)	$ 10,000
	$ 26,000
Harbor Improvement Fund	
Prepare Willis Wharf Spoils Site (80% grant funded)	$ 20,000
Community College (year 3 of 3)	$ 111,000
Public Utilities Fund	
Cover for WWTP Tank and Additional Equipment	$ 190,000
Greensand Treatment System for Government Complex	$ 350,000
Paint Elevated Water Storage Tank	$ 66,000
Paint Water Storage Tank at Bayview	$ 6,000
	$ 612,000
TOTAL	**$1,593,077**

TAB D – OUTSIDE AGENCY REQUESTS

Fire Prevention (100-3204)		
Cape Charles	$ 30,000	
Cheriton	$ 30,000	
Exmore	$ 50,000	$20,000 increase
Eastville	$ 30,000	
Nassawadox	$ 34,610	$4,610 increase
Accomack Training Center	$ 13,700	
Northampton County Fire & Rescue Commission	$ 8,700	
Virginia Department of Forestry	$ 2,308	

	$199,318	
Animal Control Contribution (100-3503)		
A-N Animal Control Facility	$ 39,877	
ESVA 911 Commission (100-3505-56500)	$238,736	
Local Health (100-5101)		
Northampton County Health Department	$391,769	
Northampton County EMS Pilot Program Contribution	$ 0	$7,500 decrease
	$391,769	
ES Community Services Board (100-5205)	$ 65,491	
Community College (100-6501)		
College Expansion (also listed under capital outlays)	$111,000	year 3 of 3
Community College Contribution	$ 20,723	
	$131,723	
Comprehensive Services Act (100-5309)	$150,000	$5,000 increase
Libraries (100-7302)		
ES Regional Library		
Expansion (also listed under capital outlays)	$ 50,000	
Operations	$127,559	$2,667 increase
	$177,559	
Cape Charles	$ 30,000	$10,000 increase
	$207,559	
Other Economic Development (100-8108)		
A-N Transportation District Commission	$ 18,666	
Star Transit	$ 89,440	
HR Small Business Development Center	$ 2,000	
VA ES Tourism Commission	$121,500	
	$231,606	
Community Development (100-8102)		
ESVA Housing Alliance	$ 4,747	
A-N Planning District Commission	$ 35,352	
ES Coalition Against Domestic Violence (Misc)	$ 20,000	
ES SPCA Spay & Neuter Services (Misc)	$ 3,125	
The Healing Place of Hampton Roads (Misc)	$ 1,084	New request
Cape Charles 4th of July Fireworks	$ 8,000	New request
Cape Charles Public Beach Maintenance & Safety	$ 10,000	New request

ES Area Agency on Aging (meals)	$ 14,400
ES Resource Conservation & Development Commission	$ 7,281
	$103,989
Soil & Water Conservation (100-8203)	
A-N PDC Groundwater Commission	$ 17,885
ES Soil & Water Conservation District	$ 10,898
	$ 28,783
TOTAL	**$1,788,851**

TAB E – TRANSFERS OUT

Transfers from the General Fund to:	
Social Services	$ 488,000
Harbor Improvement Fund (Willis Wharf grant match)	$ 4,850
ES Regional Jail	$ 2,043,460
Northampton County Tourism Grant Fund	$ 40,500
School Debt Service	$ 342,914
General Debt Service	$ 2,277,405
Capital Reserve Fund	$ 808,046
Schools	$ 8,696,858
TOTAL	**$14,702,033**

* * * * * * *

With respect to the former middle school roof, it was the consensus of the Board to request quotations on both short-term and long-term repair and/or replacement of same.

Supervisor Murray again asked to receive a "forecast" of the June 30, 2016 ending balances.

Tabled Item:

(9) Special Use Permit 2015-16: Eastern Shore Rural Health System, Inc. has applied to obtain a special use permit for a Medical Facility. The proposed facility will be located on an approximately 14 acre parcel to be subdivided from property described as Tax Map 68, double circle A, parcel 52, and parcel 51. Parcels 68-A-52 and 51 are zoned AG. *This item was tabled at the January 12, 2016 meeting pending receipt of additional information from the Planning Commission.*

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that this item be taken off the table. All members were present and voted "yes." The motion was unanimously passed.

Supervisor Hogg stated that there was the potential that he may have some type of conflict of interest and therefore needed to recuse himself. At this time, Supervisor Hogg left the meeting.

Mrs. Nancy Stern, CEO of Eastern Shore Rural Health, reviewed with the Board the additional information as provided by Eastern Shore Rural Health. The supplemental documents were compiled to address the Board's questions at the January 12th public hearing as well as several additional matters/questions heard by the public during the January 5th hearing before the Planning Commission and the January 12th public hearing before the Board and are enumerated below:

(1) What is the plan for ingress/egress (traffic control and management) to the site?

Ms. Betty Teslin, PE, of The Traffic Group, noted that a Traffic Impact study has been conducted to determine if there is sufficient capacity at the adjacent intersections to handle the additional traffic anticipated by the new Eastville Community Health Center. VDOT has reviewed the study and concurred with its findings that there was sufficient capacity and based on these findings, they expressed no reason to neither deny access to US Route 13 nor require any other site improvements other than installation of a full-width deceleration lane consisting of a 200 foot taper and a 200 foot deceleration lane; a STOP sign and a STOP bar will be installed on the site on the exit lane.

At this time, the County Administrator read an e-mail from Mr. Bill Shockley, requesting that the median cross-over just south of the project area, not be closed as was being discussed, because he uses that median to move his farming equipment to the property.

Supervisor Murray questioned why ESRH wanted to be located on US Route 13. He said that he was concerned with the health and safety of residents using Rt. 13 and believes that this location will be hazardous. In response to one of his questions, Ms. Teslin reported that the traffic impact studies have shown that the longest queue of vehicles waiting to make a U-turn at the stoplight is equivalent to two vehicles. Supervisor LeMond stated that he does not believe that the U-turn either at the stoplight or the Stumptown Road intersection will be a problem as compared to an unsignalled cross-over.

(2) What is the plan for stormwater management on the site; i.e., the placement of any stormwater management ponds and security for same?

Mr. Peter Bozick and Ms. Katherine McAllister, engineers with GMB, Inc., noted that ESRH has proposed to construct and maintain a stormwater management system which meets the most updated DEQ regulations. A system of wetlands and stormwater ponds will be constructed on-site. The pond will be designed with safety benches to manage the contours of the pond and eliminate drop-offs. There will be no reduction in groundwater recharge as the stormwater management system will be designed to treat runoff within the wetlands and allow infiltration of the rainwater back into the ground surface. ESRH recently permitted, constructed and now operates the same type and size stormwater management systems at the Onley Community Health Center and Accomack Community Health Center. The proposed Eastville facility will meet all current regulations in order to obtain required permits.

(3) Would the placement of this facility prevent any other health care provider from locating in this area?

Mrs. Stern noted that ESRH System does not require a COPN nor would its presence in Eastville interfere with that process for another entity which may wish to locate here. Questions

continue to arise about EMS co-habiting on the proposed property. There is no clinical advantage for that suggestion and is not pertinent to this request for rezoning.

(4) What is the plan for fire protection for the facility?

Ms. McAllister said that ESRH is prepared to design, permit and construct a fire protection system that is compliant with all building codes and national fire protection safety codes that are applicable. An inquiry was made to the Eastville Fire Department to discuss fire protection matters which should be incorporated during the design phase. The EMS Director was also contacted. Ingress and Egress locations, fire walls, fire resistant materials and other building considerations will be incorporated into the project design and construction. ESRH conducts annual certified inspections with local and state fire marshals to verify the facilities' safety and ensure all standards are met.

Lastly, Mrs. Stern noted that responses to the multiple questions posed by Mr. Bob Meyers were also contained within the agenda materials.

* * * * * *

The Board was in receipt of the following response from the Planning Commission:

"The questions raised by the Board of Supervisors and the public have been adequately addressed by ESRH. The Planning Commission reaffirms the initial recommendation made on January 5, 2016 based upon findings that ESRH's proposal is consistent with all applicable standards and regulations, with the Healthy Communities initiative, and the Comprehensive Plan. Notwithstanding the lack of response from the Eastville Fire Chief and the town of Eastville, any outstanding issues will be addressed during the normal site plan review process."

* * * * *

Motion was made by Mr. Duer, seconded by Mr. LeMond, that Special Use Permit 2015-16 as petitioned by Eastern Shore Rural Health be approved with the following conditions:

(1) Type C opaque screening along the north boundary
(2) Explore option 1 as outlined in the staff report when you the subdivision process is initiated.

All members were present and voted "yes", with the exception of Mr. Murray who voted "no," and Mr. Hogg who was absent. The motion was passed. Mr. Murray commented that he continued to have serious traffic concerns with the proposed project.

Mr. Hogg returned to the meeting at this time.

(10) Special Use Permit 2016-2: Hecate Energy has applied to obtain a special use permit for a 20-megawatt solar energy facility on property located 15446 Seaside Rd., near Cape Charles. The property, described as Tax Map 59, double circle A, parcel 2, is zoned AG, Agriculture, and contains approximately 185 acres of land. *This item was tabled at the February 9, 2016 meeting.*

Motion was made by Mr. Bennett, seconded by Mr. Duer, that this matter be taken off the table. All members were present and voted "yes." The motion was unanimously passed.

Ms. Patti Shorr and Mr. Preston Schultz of Hecate Energy were recognized and said that they wanted to be a responsible member of the community and have enjoyed working with County staff to bring this project to completion.

Supervisor Hogg stated that he had provided two documents to the Hecate Energy representative relative to decommissioning arrangements in other localities.

Supervisor Duer said that he had concerns about the contract; it was not clean.

Supervisor Murray briefly discussed the proposed special use permit agreement which has been drafted by the County and Hecate including a decommissioning standard schedule and payment schedule.

Mr. Hogg said that if we can follow-up with the plans as contained in the two documents referenced earlier, he can support the project. Ms. Shorr stated that she understood that the decommissioning plan would be worked out during the site plan review process.

Mr. Schultz commented that there were slight technological differences between the reports' panel technology and the technology used by Hecate Energy for this project. He said that Hecate will own the property; leaving it in a worthless condition will not benefit them.

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that Special Use Permit 2016-02 as petitioned by Hecate Energy be approved with the following conditions and subject to review by legal counsel of the special use permit agreement thereto:

(1) all water usage will be trucked in from off-site;
(2) screening installed in accordance with Section 154.1-315(C)(7);
(3) bond and removal plan with the amount of the bond being determined with input from staff and Hecate prior to construction; and
(4) all areas are vegetated and properly maintained through vegetation maintenance.

All members were present and voted "yes", with the exceptions of Mr. Hogg and Mr. Duer who voted "no." The motion was passed.

Action Items:

(11) EMS Staffing/Funding Proposal

Ms. Hollye Carpenter, EMS Director, shared with the Board the following powerpoint presentation:

Northampton County

EMERGENCY MEDICAL SERVICES

Hollye B Carpenter, NREMT-P
Emergency Medical Services Director

Staggered Hiring Proposal
March 8, 2016

1

Provision of EMS Services

- § 15.2-955. B. Each locality shall seek to ensure that emergency medical services are maintained throughout the entire locality.
- An EMS agency shall provide service within its primary service area on a 24-hour continuous basis.
  (12VAC5-31-380 ~ EMS Agency Availability)

VA Rules & Regulations

Medical Protocols

Tidewater EMS Council
Regional Medical Protocols

- July 2013 (October 2013)
- ***Ambulance Patient Destination Policy*** which requires transport to the closest appropriate facility

Tidewater EMS Council

Medical Direction

Stephen Grimes MD

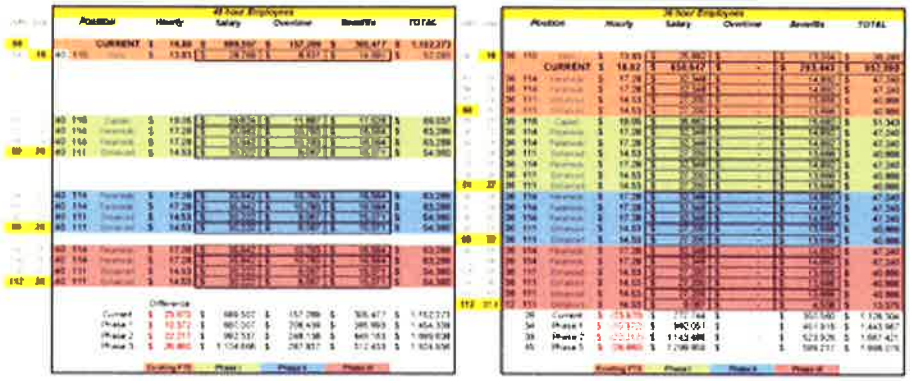
Can provide contact information upon request

Operational Medical Director

Fair Labor Standards

- The 7(k) exemption can only apply to employees engaged in fire protection activities and law enforcement activities.
- Our EMS employees do not meet either of these definitions and must be paid on a 40 hour work week. Anything in access of 40 hours must be paid in overtime.
- To qualify for 7(k) pay as a fire protection employee, an EMS employee must (a) work for a (government) fire department, (b) be trained in fire suppression, (c) have the legal authority to fight fires, (d) have the responsibility to fight fires, (e) and either actually engage in fire suppression work or non-fire emergency responses.

FTE Salary Comparison



Utilization of OVERTIME

	Current	Phase I	Phase II	Phase III
Shifts	59	80	96	112
Admin	3	3	3	3
Captain	3	4	4	4
I/P	6	8	10	12
B/E	7	8	10	12
TOTAL	19	23	27	31

40/48 Hr Employees

	Current	Phase I	Phase II	Phase III
Shifts	59	80	96	112
Admin	3	3	3	3
Captain	3	4	4	4
I/P	8	11	14	16
B/E	8	12	14	17
TOTAL	22	30	35	40
Difference	3	7	5	5

36 Hr Employees

7

Base Salary Information

Northampton	Hourly	Base - 36	Base - 40 2080	Overtime 8 scheduled hrs	Annual w/OT
EMT	$ 13.84	$ 25,908	$ 28,787	$ 8,636	$ 37,423
Enhanced	$ 14.53	$ 27,200	$ 30,222	$ 9,067	$ 39,289
Intermediate	$ 16.46	$ 30,813	$ 34,237	$ 10,271	$ 44,508
Paramedic	$ 17.28	$ 32,348	$ 35,942	$ 10,783	$ 46,725
Lieutenant	$ 18.14	$ 33,958	$ 37,731	$ 11,319	$ 49,051
Captain	$ 19.05	$ 35,662	$ 39,624	$ 11,887	$ 51,511
Battalian Chief	$ 20.00	$ 37,440	$ 41,600	$ 12,480	$ 54,080
Chief	$ 23.67	$ 44,310	$ 49,234	$ 14,770	$ 64,004

Northampton	Hourly 44 % increase	Base - 36	Base - 40
EMT	$ 19.93	$ 37,308	n/a
Enhanced	$ 20.92	$ 39,168	n/a
Intermediate	$ 23.70	$ 44,371	n/a
Paramedic	$ 24.88	$ 46,581	n/a
Lieutenant	$ 26.12	$ 48,900	n/a
Captain	$ 27.43	$ 51,353	n/a
Battalion Chief	$ 28.80	n/a	$ 59,904
Chief	$ 34.08	n/a	$ 70,896

8

Benefits of Overtime

- Less employees to manage.
- Less sick leave and annual leave awarded.
- Decreased costs for EMS gear and uniforms. (Costs approximately $1600 to outfit new employee and yearly costs for replacement there after.)

Exmore 24 Hour Shift Rotation

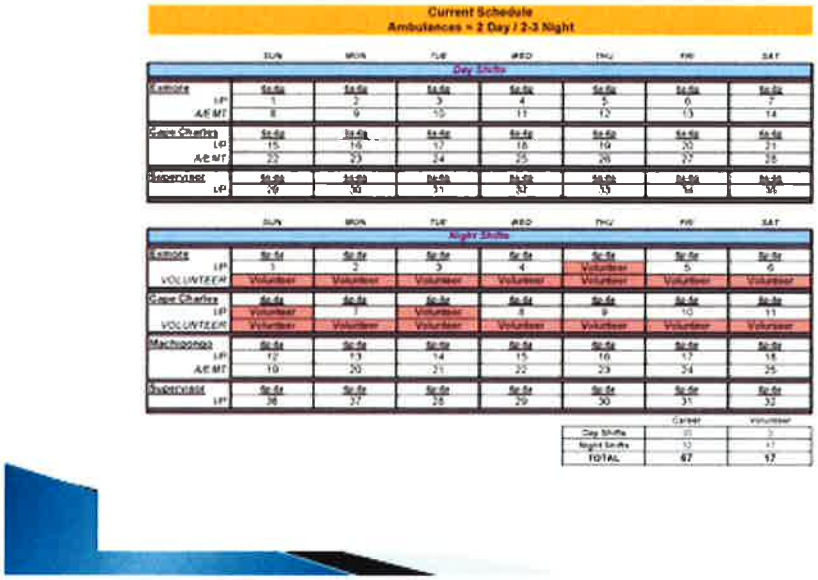
A	B	C	shifts	C	B	A

MARCH

S	M	T	W	T	F	S
	29	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	

Utilizing 24 hour shift since 2012

CURRENT SHIFTS



11

PHASE I Schedule

12

Phase I – 3 day / 3 night

Funding

FY16	81,744
FY17	303,620
FY18	303,620

Time Line

Hiring Process	03/09/16-03/23/16
Start Date	03/27/16
Orientation Complete	04/30/16

Personnel

Positions	FY16	Phase I
Administrative	3	3
Captains	3	4
I/P	6	8
B/E	7	8
TOTAL	19	23
Increase	*0*	*4*

- Increases 5 current employees form 36 hours work week to 40 hours with OT.
- Hire 4 new employees.
- Requires Cape Charles RS & Community FC to provide 1 volunteer 6p/a on all nights.

13

PHASE II Schedule

14

Phase II – 4 day / 3 night

Funding

FY16	0
FY17	201,035
FY18	227,257

Time Line

Hiring Process	07/13/16-08/10/16
Start Date	08/14/16
Orientation Complete	09/17/16

Personnel

Positions	Phase I	Phase II
Administrative	3	3
Captains	4	4
I/P	8	10
B/E	8	10
TOTAL	23	27
Increase	*4*	*4*

- Hire 4 new employees, for total of 8.
- Requires Cape Charles RS & Community FC to provide 1 volunteer 6p/a on all nights.

15

PHASE III Schedule

15

Phase III - 4 day / 3 night

Funding

FY16	0
FY17	166,073
FY18	235,298

Time Line

Hiring Process	09/07/16-10/05/16
Start Date	10/09/16
Orientation Complete	11/12/16

Personnel

Positions	Phase II	Phase III
Admin	3	3
Captains	4	4
I/P	10	12
B/E	10	12
TOTAL	27	31
Increase	*4*	*4*

- Hire 4 new employees, for total of 12.
- No volunteers available.

17

FTE Budget & Personnel

Additional FTE Funding

	FY16 amended	FY17	FY18
FY16 funded	$ 1,158,760	$ 1,158,760	$ 1,158,760
Phase I	$ 81,744	$ 303,620	$ 303,620
Phase 2	$ -	$ 201,035	$ 227,257
Phase 3	$ -	$ 166,073	$ 235,298
TOTAL	$ 1,240,504	$ 1,829,488	$ 1,924,935
ncrease	$ 81,744	$ 670,728	$ 766,175

Additional FTE Positions

	FY16 Approved	FY16 Amended	FY17	FY18
Administrative	3	3	3	3
Captains/Supervisors	3	4	4	4
Intermediate/Paramedic	6	8	12	12
Basic/Enhanced	7	8	12	12
TOTAL	19	23	31	31
ncrease	0	4	8	0

18

Requested Budget

	FY16 Adopted	FY17 Phase I	FY17 Phase II	FY17 Phase III	FY18 Phase III
FTE	$ 1,158,769	$ 1,452,320	$ 1,683,415	$ 1,829,488	$ 1,924,935
PTE	$ 75,373	$ 116,079	$ 116,079	$ 116,079	$ 116,079
Operations	$ 105,395	$ 126,665	$ 126,665	$ 126,665	$ 126,665
Capital	$ 17,650	$ 275,000	$ 275,000	$ 275,000	$ 275,000
TOTAL	$ 1,357,178	$ 1,969,124	$ 2,181,159	$ 2,347,232	$ 2,442,679
Increase		$ 611,946	$ 823,981	$ 990,054	$ 1,085,501

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Summary

- Tonight I am requesting we move forward with Phase I:
  - Hire 4 new EMS providers.
- This will provide 3 staffed ambulances, 24/7, as we move into the busy summer months.
- The funding commitment required is:
  - $ 81,744 for FY16
  - $303,620 for FY17 and beyond

20

Staff Placement

- Please note in the previous slides little reference was made to ambulance placement.
- I have provided recommendations and reasoning for placement.
- The bottom line is we need additional staff, no matter where they may be placed.

21

Power Stretcher STANDARD

Power Stretcher

- Is the **STANDARD** across the state.
- Entire fleets are converting to save the potential workers comp claim and cost associated with back injuries

Ambulances

- Accomack has 21 ambulances
- 1 ambulance is not equipped with a power stretcher
- Northampton has 6 ambulances (a third due unit)
- 2 ambulances are not equipped with a power stretcher

Statement

- It is imperative we seek to ensure, at a minimum, all our first due ambulances used by county staff have a power stretcher.

22

* * * * *

When asked by Supervisor Hogg, Ms. Carpenter explained the policy relative to transportation of patients; i.e., ambulances are required to transport to the closest available facility based on the patient's condition/needs. This is weighed against each day's particular circumstances in relation to whether the patient is transported to Hampton Roads or north to the hospital.

Supervisor Murray stated that he wanted to have additional time to review the numbers and asked if EMS services can be outsourced. When Supervisor LeMond pressed for a decision on the requested FY 2016 funding, the Chairman promised that a decision would be made at the March work session.

(12) Consider renewal of the contract with Tidewater Fibre to provide recycling services.

The County Administrator indicated that the recycling contract currently in place with Tidewater Fibre expires in March. The original proposal allows for a second, five-year term extension of the contract until March 31, 2021 and staff, as well as Accomack County, were recommending approval of the extension. Motion was made by Mr. Duer, seconded by Mr. LeMond, that the recycling contract be extended for another five-year term expiring March 31, 2021. All members were present and voted "yes." The motion was unanimously passed.

Matters Presented by the Board Including Committee Reports & Appointments

Motion was made by Mr. LeMond, seconded by Mr. Bennett, that Ms. Kate Latham be appointed as At Large Representative to the Northampton County Parks & Recreation Advisory Board. All members were present and voted "yes." The motion was unanimously passed.

Citizens' Information Period #2 (in which the public can again address the Board for an additional two minutes concerning what happened at tonight's meeting)

Mr. Bill Parr said that the Board needed to find new sources of revenue and establish new tax base. Most communities look to commercial growth and that the Board should direct some of its energy towards creating new commercial tax base, which will generate jobs.

Ms. Jackie Chatmon, Chairman of the Planning Commission, said that Supervisor Murray had made two negative comments earlier in the evening relative to the Planning Commission. She said that the presentation by Rural Health had previously been provided to both the Commission and the Board and it had been unnecessary to go through that again. Supervisor Murray said that he stood by his earlier comments.

Mr. Pat Coady said that the Chairman had intimated earlier in the evening that zoning comments would not be welcomed this evening and should be held until the joint public hearing tomorrow night. He distributed written comments nevertheless, which are set out below:

Good Evening Honorable Supervisors

Supervisor Hogg:

As you stated in your email to Mr. Colson: "My experience has been when I make to many revisions to complex documents I miss many of the things that cause a domino effect." If you felt that way after all the time spent on the 2015 code, how can you support 183 pages containing changes in this so called re-adoption.

Supervisor Duer:

You are new to the Board. If these changes are approved according to the timetable currently outlined, are you not totally substituting your judgment for the judgment of the previous Board, which wrestled with these changes for three years? Do you not value precedent and a prior Board's dedication and efforts?

Additionally, you have stated that you "must look out for Exmore first". If you truly feel that way you are failing your county oath and creating a serious conflict of interest. If you vote for this proposed zoning ordinance you are restricting growth in the County, which directly benefits a progressive Exmore.

Supervisor Murray:

You and Supervisor Duer put forth a motion that was not even legally permissible in attempting to "rescind" the 2015 code. You further endeavored to alter the 2009 code while claiming it's a re-adoption.

In response to a FOIA request you claimed that the Attachment to the motion was "drafted by private citizens" and was therefore not subject to FOIA. That may be true, but in one meeting you claimed you wrote it and in another identified several other authors. Regardless, the method by which it came to be attached to the motion is most definitely subject to FOIA as are all emails and correspondence regarding it from the date of swearing in. That makes your answer, while technically accurate, very disingenuous and should be beneath you.

At a recent citizen meeting you stated that the current zoning code was "jammed down your throat". Quite the contrary argument is more valid. It was the sitting board's right and responsibility to complete work they had initiated and worked on for three years. It would have been wrong for them to say "well we don't have to finish this—we can leave it for a new Board vote upon or decide to undertake all over again. As you are well aware, there is a process for any remaining defects in the 2015 code to be addressed.

Finally, if you proceed with your present course of action, you will put lie to all the quotes you have made in the preceding years regarding the restrictions in the

current comprehensive plan and the 2009 zoning and their detrimental effects on this County.

To the entire Board: If you proceed with the proposed actions and timetable without time for full consideration by the Planning Commission and the public, you will open yourselves and the County to expensive lawsuits.

There is an appropriate solution: Complete the comprehensive plan; then proceed with a full proper re-zoning process. The 2015 zoning is superior to the previous zoning. It is in general compliance with the 2009 comprehensive plan; far more so than the 2009 zoning.

Ladies and Gentlemen of the Audience: These are honorable men and I expect them to make honorable decisions. Decisions in the best interests of "all" the citizens—not one town nor one group of lobbying citizens—not even "my group"!!

PATRICK COADY
8 MARCH 2016

Supervisor Hogg asked about the status of the agreement (for the pilot program) with Dr. Matson. Mr. Coady responded that there complications at the state level which have since been resolved and that Dr. Matson is now getting the final documents executed.

Recess

Motion was made by Mr. Bennett, seconded by Mr. Hogg, that the meeting be recessed until 7:00 p.m., Wednesday, March 9, 2016, at the Northampton High School Auditorium, 16041 Courthouse Road, Eastville, Virginia, in order to conduct a joint public hearing with the Northampton County Planning Commission relative to the proposed 2016 Zoning Code text and map petitions (zoning text amendment ZTA 2016-01 and zoning map amendment ZMP 2016-01). All members were present and voted "yes." The motion was unanimously passed.

The meeting was recessed.

_____CHAIRMAN

_____ COUNTY ADMINISTRATOR