

VIRGINIA: At a Regular Meeting of the Board of Supervisors for the County of Accomack held in the Cafetorium of Metompkin Elementary School in Parksley on the 16th day of April, 2008, at 7:00 p.m.

Members Present: Ron S. Wolff, Chair  
Steve D. Mallette, Vice Chair  
Wanda J. Thornton  
Grayson Chesser  
John C. Gray  
Sandra Hart Mears  
Laura Belle Gordy  
Donald L. Hart, Jr.  
E. Philip McCaleb

Others Present: Steven B. Miner, County Administrator  
Linda Martin Warner, Assistant County Administrator  
Yvonne N. Pennell, Administrative Assistant

### **Closed Meeting**

Mrs. Thornton made a motion that the Board go into closed meeting Pursuant to §2.2-3711 of the Code of Virginia of 1950, as amended, for the following purposes. Mr. Mallette seconded the motion. The motion passed unanimously.

1. Pursuant to subsection (A) (7) for discussion with legal counsel regarding pending litigation where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body concerning:
  - a. Prosecution of the Horntown fire
  - b. Frank Allen v. Gerald Sellars and Accomack County of Accomack, VA
  - c. Turner v. Industrial Development Authority
  - d. SONS lawsuit
2. Pursuant to subsection (A) (3) for discussion of acquisition of real property for public purposes where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, and
3. Pursuant to subsection (A) (1) for discussion of a specific assignment of a specific public employee of a public body.

### **Open Meeting**

The Chair declared the meeting open to the public.

### **Certification of Closed Meeting**

Mrs. Thornton made a motion that the only matters discussed during Closed Meeting were as so cited during the call for Closed Meeting. Mr. Mallette seconded the motion.

A roll call vote was taken pursuant to Section 2.2-3712 (D) of the Code of Virginia immediately after reconvening in Open Meeting, at which time each member certified by his vote that the only matters discussed during the Closed Meeting were (i) only public business matters lawfully exempted from Open Meeting requirements under this chapter and (ii) only

such public business matters as were identified in the motion by which the Closed Meeting was convened.

Aye:	Mrs. Thornton	Mrs. Mears	Mrs. Gordy
	Mr. Wolff	Mr. Gray	Mr. Hart
	Mr. Chesser	Mr. Mallette	Mr. McCaleb

### **Public Session**

#### **Call to Order**

The Chair called the meeting back to order.

#### **Invocation**

Rev. Donald Broad offered the Invocation, after which the Pledge of Allegiance to the Flag was recited.

#### **Adoption of Agenda**

The Chair requested the following changes to the Agenda:

##### **ADD**

##### **UNDER CONSENT AGENDA**

**8f** - Consider a Resolution authorizing a Community Development Block Grant application for the construction of the Wallops Research Park Workforce Training and Business Incubator Center,

**8g** – Consider proclaiming the week of April 26 – May 4 2008, as *National Safe Kids Week*

Mr. McCaleb made a motion to adopt the Agenda as amended. Mrs. Thornton seconded the motion. The motion passed unanimously.

#### **Public Comment**

The Chair read the rules governing conduct during the public comment period.

The following persons offered comments:

Bob Gresham, Accomac, VA – FY-2008/2009 Budget  
Carroll Savage, Painter, VA – Billboard fees  
Maria Paccioretti, Atlantic, VA – Assessments/Board of Equalization  
Sandy Gifford, Eagle Sound Subdivision, Atlantic, VA – Neighborhood safety plan/Police response  
William Paige, Eagle Sound Subdivision. Atlantic, VA – Neighborhood safety/Police response  
Val Vincent, Wachapreague, speed issues along Route 13 near Nandua High & Middle Schools  
John Vincent – Wachapreague, speed issues along Route 13 near Nandua High & Middle Schools

## Minutes

Mrs. Gordy made a motion to approve the Minutes of the January 16 and February 19, 2008, meetings. Mrs. Thornton seconded the motion. The motion passed unanimously.

## Consent Agenda

Mr. Gray made a motion to approve the following items under the Consent Agenda with the exception of Item F – Consideration of a Resolution authorizing a Community Development Block Grant application for the construction of the Wallops Research Park Workforce Training and Business Incubator Center, to be considered separately. Mrs. Thornton seconded the motion. The motion passed unanimously.

- a. Scheduled Public Hearings at 7:30 p.m. on May 21, 2008, in the Cafetorium of Metompkin Elementary School to receive public comment concerning:
  - i. Accomack County, Virginia Ordinance amendment to Chapter 34, Elections, Article III, Precincts; Polling Places
  - ii. Accomack County, Virginia, Ordinance amendment to Chapter 42, Fire Prevention and Protection, Article II, Open Burning
- b. A letter to A. E. Dick Howard, Professor, University of Virginia School of Law requesting assistance in Accomack County's pursuit to improve Virginia's government
- c. Contract renewal of RFP #205 for Engineering Services for Environmental, Water and Wastewater issues
- d. Contract renewal of RFP #188 for Insurance Consultant
- e. The preparation of a Resolution of Recognition for James Behrmann
- f. The following Proclamation proclaiming May 1, 2008, as National Day of Prayer and request that the Bell of the Courthouse toll at 12:30 p.m.

**PROCLAMATION**  
**Proclaiming May 1, 2008**  
**as**  
**National Day of Prayer**

**WHEREAS**, since 1646 when settlers first came to Accomack County, our residents have recognized the importance of prayer to God for wisdom, safety, prosperity, and strength in times of crisis; and

**WHEREAS**, the founders of our nation proclaimed in 1775, through the Continental Congress, the observance of the first National Day of Prayer; and

**WHEREAS**, May 1, 2008, marks the 57<sup>th</sup> consecutive observance of the National Day of Prayer, as authorized by both houses of Congress and by our President in Public Law 100-307; and

**WHEREAS**, it is fitting and proper to set aside a day in our county for prayer to give thanks for the rich blessings that we have enjoyed, while recognizing the need for strengthening religious and moral values in Accomack County, Virginia, our nation and around the world; and

**WHEREAS**, this observance allows us, as Accomack County residents, to draw strength from our faith and reaffirm the important role prayer plays in our lives and to come together as a group and express our thoughts as one body; and

**NOW, THEREFORE**, we, the Accomack County Board of Supervisors, do hereby

proclaim May 1, 2008, as A Day of Prayer in the County of Accomack, and thus, call this observance to the attention of all our citizens.

g. The following Proclamation proclaiming the week of April 16 through May 4,  
2008 as National Safe Kids Week

**EASTERN SHORE OF VIRGINIA  
SAFE KIDS WEEK PROCLAMATION**

**PROCLAIMING**

**APRIL 26 – MAY 4, 2008**

**as**

**NATIONAL SAFE KIDS WEEK**

**WHEREAS**, unintentional injury is the number one killer of children ages 1 – 14 in the U. S.; and

**WHEREAS**, each year, more than 5,000 children 14 and under die from unintentional injuries; and

**WHEREAS**, for children ages 14 and under, the leading causes of unintentional injury deaths are motor vehicle-related injuries, drowning, residential fires or burn injury, suffocation and pedestrian injury; and

**WHEREAS**, 90 percent of these injuries and deaths are preventable; and

**WHEREAS**, reducing the barriers to attaining safety devices (such as smoke alarms, bicycle helmets, car seats and booster seats), increasing educational efforts directed toward children who are at high risk for injury, and improving the overall safety of the child's environment, are preventative strategies to keeping kids safe from unintentional injuries; and

**WHEREAS**, May 18, 2002, "Eastern Shore Stand for Children Day and Eastern Shore Safe Kids Coalition will join together and renew their commitment to improve the quality of our children" lives by building safer and healthier communities; and

**WHEREAS**, **Safe Kids USA, Safe Kids Eastern Shore of Virginia Coalition (with Eastern Shore Rural Health System, Inc. as the lead agency)** promotes childhood injury prevention strategies by uniting diverse groups into local and state coalitions, developing innovative educational tools and programs, initiating public policy changes, distributing safety devices to families in need, promoting new technology and raising awareness through the media; and

**WHEREAS**, Safe Kids UDA, with the support of founding sponsor Johnson & Johnson, launches Safe Kids Week 2008, "Gear Up for Safety," which focuses on celebrating 20 years of creating a safer world for kids and promoting efforts to make further progress to protect children from accidental injuries; and

**THEREFORE**, **Safe Kids Eastern Shore of Virginia Coalition** has planned special childhood injury prevention activities and community-based events for Safe Kids Week 2008 in an effort to educate families about child safety.

**NOW, THEREFORE, I, Ron S. Wolff**, Chairperson, Accomack County Board of Supervisors do hereby proclaim April 26 – May 4, 2008,

**NATIONAL SAFE KIDS WEEK**

On the Eastern Shore of Virginia and call upon all residents of this county to join with me in supporting the efforts and activities of Safe Kids Eastern Shore of Virginia Coalition to prevent childhood injury.

**Wallops Research Park Workforce Training and Business Incubator Center**

Following comments by County Administrator Steven B. Miner and a brief discussion, Mr. Wolff made a motion to adopt the following Resolution for the Wallops

Research Park Workforce Training and Business Incubator Center. Mrs. Mears seconded the motion. The motion passed unanimously.

### **RESOLUTION**

**BE IT RESOLVED** that, pursuant to two public hearings, Accomack County wishes to apply for \$700,000 of Virginia Community Development Block Grant funds for the construction of the Wallops Research Park Workforce Training and Business Incubator Center.

**WHEREAS**, \$2 million in Economic Development Administration funds will also be expended on this \$8 million project, it is projected that an enrollment of 676 students will be reached within five years of the center being opened, of which 50 percent, or 338 students, will be low-and moderate-income persons. Each of these students can receive the critical training needed to hold the high-tech jobs that Wallops Research Park can attract with the proper training opportunities in place.

**BE IT FURTHER RESOLVED** that Accomack County Administrator Steve Miner is hereby authorized to sign and submit appropriate documents for the submittal of this Virginia Community Development Block Grant proposal.

### **Highway Matters**

Mr. Tim Holloway, Residency Administrator, Virginia Department of Transportation, briefed the Board on various road projects, funding reductions issues for secondary and primary allocations affecting Accomack County, and responded to questions.

### **U. S. Route 13 and Warrior Drive Safety Issues**

Mr. Hart made a motion to request the Virginia Department of Transportation to do a comprehensive safety study at the intersection of U. S. Route 13 and Warrior Drive and that a copy of that study be forwarded to the Accomack-Northampton Planning District Commission Transportation Committee. Mrs. Thornton seconded the motion. The motion passed unanimously.

### **Intersection of Route 175 & 679 – Wattsville**

Mr. Holloway briefed the Board concerning a previous request to study the area of Routes 175 & 679 for the possible location of a traffic signal. He noted that the property owner was not willing to relinquish the required right-of-way and responded to questions.

### **Eagle Sound Subdivision**

Mr. Mallette made a motion to have Mr. William Paige of the Eagle Sound subdivision in Atlantic, VA prepare a fact sheet for the County Administrator to submit to the Sheriff detailing the issues related to lack of services from the Sheriff's Department during recent events in the community. Mrs. Mears seconded the motion. The motion passed unanimously.

### **Resolution of Recognition**

Mr. Wolff read and presented the following Resolution of Recognition to former Board Chair Gregory L. Duncan.

#### **RESOLUTION OF RECOGNITION**

**WHEREAS**, Gregory L. Duncan served as a member of the Accomack County Board of Supervisors since January, 1992 and served as its Chair in 1996, 2003, and 2007; and

**WHEREAS**, during his tenure, he diligently served this community in various capacities too numerous to list herein, but which would include in part: Accomack County Fire and Rescue Commission, Accomack-Northampton Planning District Commission, Accomack-Northampton Transportation District Commission, and the Eastern Shore Public Service Authority; and

**WHEREAS**, he was a conscientious and devoted member of the Accomack County Board of Supervisors and displayed the highest example of character, ethics, morals and unselfish service:

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors does hereby recognize and commend the distinguished, faithful and outstanding service of Gregory L. Duncan to the Accomack County Board of Supervisors and the citizens of the County of Accomack; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be spread upon the Minutes and be put upon a plaque to be presented to Mr. Duncan.

Mr. Duncan expressed his appreciation to the Board and the constituency of Election District 5 as well as the entire citizenry of Accomack County for support during his tenure as a member of the Accomack County Board of Supervisors.

### **Employee Recognition**

The staff of the Department of Parks and Recreation was recognized as the April Employee Excellence recipients for excellent customer service and public relations.

Assistant County Administrator Linda Martin Warner told the Board that when she became employed by the County 5-12 years ago, she quickly learned that Mr. William L. Allen, Director of Parks & Recreation, could stretch a penny farther than any other department, said she found his penny, and presented it to him.

### **Accomack County Public Schools**

W. Richard Bull, Division Superintendent, Accomack County Public Schools, gave his monthly report on school activities, budget issues, and responded to various questions.

### **Director of Planning**

James M. McGowan, Director of Planning, gave his monthly report and responded to questions from the Board on the following topics:

- **Draft Comprehensive Plan**

Mr. McGowan reviewed with the Board possible dates that Planning Consultant Milton Herd would be available to meet jointly with the Planning Commission. A brief discussion took place.

Mr. McCaleb made a motion to hold a Joint Public Hearing with the Planning Commission to receive public comment on the Draft Comprehensive Plan. Mr. Mallette seconded the motion. The motion passed unanimously.

By consensus, the Board agreed tentatively to meet on May 28, 2008 at 7:00 p.m. at Metompkin Elementary School pending concurrence of Planning Commission Chair E. Philip Hickman.

- **Chesapeake Bay Septic System Pumpout Program**
- **Accomack Town Chesapeake Bay Septic System Pumpout Program**

Mr. Hart made a motion to approve an agreement for the Accomack Town Septic Pumpout Notification Program Grant. Mrs. Mears seconded the motion. The motion passed unanimously.

- **2010 US Census**
- **AccoMap Quarterly Report**

### **Billboard Sign Fees**

Director of Building and Zoning David Fluhart offered comments related to an issue raised during the Public Comments segment of the meeting related to the fees charged for billboard signs and responded to questions.

A lengthy discussion took place and no action was taken.

### **Public Hearing**

The Chair read the rules governing conduct during Public Hearings.

**Proposed Joint Resolution – Eastern Shore of Virginia Broadband Authority**

The Chair opened a Public Hearing to afford interested person the opportunity to be heard or to present written comments concerning the review and consideration of a Joint Resolution to create an Eastern Shore of Virginia Broadband Authority.

Comments of support were offered by:

Todd Thornes, Onley Town Council  
Pete Lalor, Wachapreague

The Chair closed the Public Hearing.

Comments of explanation for the proposed creation of an Eastern Shore of Virginia Broadband Authority were given by County Administrator Steven B. Miner and Economic A-N Planning District Commission's Economic Development Coordinator Barbara Schwenk.

A general discussion ensued regarding appointments to the authority.

Mr. McCaleb made a motion to adopt the following Concurrent Resolution and to ask the Mayor's Association to make a recommendation for a representative on the Authority for any vacancies that may become available. Mr. Hart seconded the motion. The motion passed unanimously.

**CONCURRENT RESOLUTION**

**A RESOLUTION CREATING THE  
EASTERN SHORE OF VIRGINIA BROADBAND AUTHORITY**

**WHEREAS**, a meeting of the Board of Supervisors of Accomack County, Virginia (Accomack) was held on the 16<sup>th</sup> day of April 2008, and a meeting of the Board of Supervisors of Northampton County (Northampton) (collectively "the localities") was held on the 8th day of April 2008, and this Concurrent Resolution was adopted upon motion duly made and seconded by each Board; and

**WHEREAS**, in order to promote economic development of the localities and for the comfort, convenience and welfare of the citizens thereof, the Accomack and Northampton County Boards of Supervisors have made a determination that a Wireless Broadband Authority needs to be created to provide high speed data service and internet access service to local businesses, local government, and the public.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eastern Shore of Virginia Broadband Authority (hereinafter the Authority) be created pursuant to the Virginia Wireless Service Authorities Act, Chapter 54.1 §15.2-543.1.1 et seq.

The Articles of Incorporation of the Authority shall be as follows:

**ARTICLES OF INCORPORATION OF THE EASTERN SHORE OF VIRGINIA  
BROADBAND AUTHORITY**

The Accomack and Northampton County Boards of Supervisors pursuant to Virginia Code §15.2-543.1:1 et seq hereby establishes and adopts these Articles of Incorporation of the Eastern Shore of Virginia Wireless Broadband Authority:

- (a) The name of the Authority is “Eastern Shore of Virginia Broadband Authority.”
- (b) The address of its principal office is: P.O. Box 417, Accomac, Virginia 23301
- (c) The Authority shall be physically located at the Accomack-Northampton Planning District Commission offices at 23372 Front Street, Accomac, Virginia.
- (d) The Authority shall consist of five voting members. Two members shall be the respective county administrators and three members shall be appointed from the community by agreement of the two County Boards of Supervisors.

County administrators from Accomack County and Northampton County will be appointed for four-year terms. The three appointees from the community shall have three-year terms as shown below. The names, addresses, and terms of office of the initial Members of the Authority are as follows:

<b>Name of Member</b>	<b>Address</b>	<b>Term of Office</b>
Steven Miner County Administrator Accomack County Representative	P.O. Box 388 Accomac, VA 23301	4 years
Katie H. Nunez County Administrator Northampton County Representative	P.O. Box 66 Eastville, VA 23347	4 years
Dimitri Plionis Economist	P.O. Box 658 Eastville, VA 23347	3 years
Michael Zodun Chief Information Officer Eastern Shore Rural Health Network	P.O. Box 1039 Nassawadox, VA 23413	3 years
Joseph L. Caffrey Business Consultant	P.O. Box 98 Onancock, VA 23417	3 years

The terms of office of the members shall begin on the date the certificate of incorporation or charter is issued by the State Corporation Commission. The successor of each member shall be appointed as is described above, either as a county administrator or a community member as chosen by both counties Boards of Supervisors, and new members shall be appointed for the same term. Any person who is appointed to serve the remaining term of his predecessor, however, shall serve only for the unexpired term of office. All members shall hold office until their successors have been appointed, and they may succeed themselves.

- (e) The purpose of the Authority is: The Authority is created to exercise all powers conferred by the Virginia Wireless Service Authority Act, Chapter 54.1 §15.2-543.1:1 et. Seq. and Article 5.1 §56.484.7:1.
- (f) The general business of the Authority, including the issuance of bonds not based upon the full faith, credit and assets of the Authority and the expenditure of funds for general expenses, shall be conducted by majority action of the Board of the Authority, provided, such Board may create an executive committee and such other committees as the Board may direct, including project committees. The Authority shall, from time to time, by majority action of the Board of the Authority, establish such fees and rates as shall be necessary to support the general activities of the Authority, provided, however, that, without its express agreement, no locality shall be required to pay any fees or assessments to support the general activities of the Authority.

(g) The Authority is vested with the powers of a body corporate, including the power to sue and be sued in its own name, plead and be impleaded, and adopt and use a common seal and alter the same as may be deemed expedient. The Authority shall have all rights, duties and powers provided by the provisions of the Act, including the power to issue bonds for any valid purpose.

**IN WITNESS WHEREOF**, the Governing Bodies identified, by authorized action, have caused this Resolution to be approved after public hearings in each locality, properly advertised and conducted in conformity with the Act, and their respective seals to be affixed hereto and attested by their respective clerks or secretaries commencing this 6<sup>th</sup> day, of April, 2008.

This Resolution approved this 16th day of April, 2008, by the Accomack County Board of Supervisors.

This Resolution approved this 8th day of April, 2008, by the Northampton County Board of Supervisors.

### **Comprehensive Plan - Joint Public Hearing with Planning Commission**

Director of Planning James McGowan told the Board that he had spoken with Planning Commission Chair who had indicated the date of May 29<sup>th</sup> previously selected for the Joint Public Hearing was not a good date for him, but that May 14<sup>th</sup> he would be available..

Following a brief discussion, it was the consensus of the Board to hold the Hearing on May 14<sup>th</sup> at 7:00 p.m. at Metompkin Elementary School, if available.

### **Economic Development Presentation**

Economic Development Director Larry D. Forbes gave a PowerPoint presentation on Economic Development within the County of Accomack and responded to questions.

In addition to his presentation, Mr. Forbes outlined the following goals he hoped to accomplish within the next few years:

- Bring three manufacturing or commercial businesses to the area
- Develop a commercial park
- Create approximately 85 new jobs
- Assist five new retail businesses in locating in the County
- Implement an annual May business appreciation day

He told the Board the 1<sup>st</sup> Annual Accomack County Business Appreciation Dinner would be held on May 15<sup>th</sup> from 5:30 – 7:00 p.m. on the front lawn of Perdue Farms in Accomac.

A general discussion took place.

### **Board of Equalization Hearings**

A discussion took place regarding the lack of information afforded citizens to the appeal process for appealing their respective reassessments to the Board of Equalization with County Assessor Brent A. Hurdle responding to questions.

After much discussion, it was the consensus of the Board to request the Board of Equalization for a copy of the appeal application and fact sheet.

### **STAG Grant**

Following a briefing by Public Works Director Stewart Hall, Mr. Hart made a motion to proceed with the submission of a STAG grant as previously discussed for a Wastewater Septage Pretreatment Facility at the Northern Landfill. Mrs. Thornton seconded the motion. Ayes: Mrs. Thornton, Mr. Wolff, Mr. Gray, Mrs. Mears, Mr. Mallette, Mrs. Gordy, Mr. Hart, Mr. McCaleb. Nays: Mr. Chesser.

### **Pre-Emptive Traffic Control Device Grant**

Public Safety Director Jason Loftus gave an update on a grant through the Virginia Office of Emergency medical Service (OMES) Rescue Squad Assistance Fund (RASAF) for the acquisition and installation of pre-emptive traffic control devices in the County.

Captain Greg Lewis, Public Safety, gave a short presentation showing the operation of devices at traffic lights during the movement of emergency vehicles.

### **Fire Training Center Burn Building**

County Administrator Steven B. Miner, updated the Board regarding the issues related to the Fire Training Center Burn Building, recognized Kenny Ainsworth, Chair of the Fire Training Center Committee and Freddie Matthews, Chair of the Accomack County Fire and Rescue Commission and recent meetings he had attended.

He presented the following for consideration by the Board:

- Include initiatives in the Strategic Plan to offer incentives to volunteers in the County
- Have an engineer look at the existing building and offer recommendations
- Adopt a policy of full maintenance and oversight of the planning, construction, and upkeep of the building site currently and in the future

While these were just a few of the issues that needed to be addressed, Mr. Miner said he would be bringing back a more precise list of items for the Board's consideration.

The Chair noted for the record that volunteer services had not been affected by the recent budget cuts.

A general discussion took place.

**Accomack County Airport Commission - Appointment**

Mrs. Gordy made a motion to appoint Lee Johnson to the Accomack County Airport Commission for a three-year term to replace A. Joseph McMath whose term had expired, the term to begin immediately and end on December 31, 2010. Mrs. Thornton seconded the motion. The motion passed unanimously.

**Accomack County Building & Fire Code Board of Appeals – Appointment**

Mr. Mallette made a motion to appoint William T. Brown to the Accomack County Building & Fire Code Board of Appeals to replace deceased member Eddie McFord, the term to begin immediately and end on March 31, 2011. Mrs. Mears seconded the motion. The motion passed unanimously.

**Accomack-Northampton Planning District Commission – Appointments**

Mrs. Gordy made a motion to reappoint Thomas E. Rienenrth to the Accomack-Northampton Planning District Commission for a one-year term beginning July 1, 2008 and ending June 30, 2009. Mrs. Mears seconded the motion. The motion passed unanimously.

Mr. Hart made a motion to reappoint Gwendolyn Turner to the Accomack-Northampton Planning District Commission for a one-year term beginning July 1, 2008 and ending June 30, 2009. Mr. Mallette seconded the motion. The motion passed unanimously.

**Eastern Shore Community College Board – Appointment**

Mr. Wolff made a motion to reappoint W. Maurice Enright to the Eastern Shore Community College Board for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mrs. Thornton seconded the motion. The motion passed unanimously.

**Eastern Shore Public Library Board – Appointments**

Mrs. Gordy made a motion to reappoint Yvonne N. Pennell to the Eastern Shore Library Board of Trustees for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mrs. Mears seconded the motion. The motion passed unanimously.

Mr. Mallette made a motion to reappoint Colette Nelson to the Eastern Shore Library Board of Trustees for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mrs. Mears seconded the motion. The motion passed unanimously.

### **Eastern Shore Resource Conservation and Development Council-Appointment**

Mrs. Mears made a motion to appoint James B. Bull to the Eastern Shore Resource Conservation and Development Council to fill the unexpired term of Jane Corson-Lassiter, who resigned, the term beginning immediately and ending December 31, 2010. Mr. Mallette seconded the motion. The motion passed unanimously.

### **Economic Development Authority – Appointment**

Mrs. Gordy made a motion to appoint Jerry L. Eller to the Accomack County Economic Development Authority to fill the unexpired term of Duke Shannahan, who has resigned, the term beginning immediately and ending February 18, 2012. Mr. Hart seconded the motion. The motion passed unanimously.

### **Parks and Recreation Advisory Commission - Appointment**

Mrs. Gordy made a motion to reappoint Steve D. Mallette to the Accomack County Parks and Recreation Advisory Commission for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mr. Wolff seconded the motion. The motion passed unanimously.

### **Social Services Board - Appointments**

Mrs. Thornton made a motion to reappoint C. Ray Davis to the Social Services Board for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mr. Chesser seconded the motion. The motion passed unanimously.

Mrs. Gordy made a motion to appoint R. Dodd Obenshain to the Social Services Board for a four-year term beginning July 1, 2008 and ending June 30, 2012. Mr. Mallette seconded the motion. The motion passed unanimously.

### **Wetlands Board**

Mr. Chesser made a motion to reappoint Lee LeProwse Merrill to the Accomack County Wetlands Board for a five-year term beginning July 1, 2008 and ending June 30, 2013. Mrs. Thornton seconded the motion. The motion passed unanimously.

### **Emergency Services Response Time Analysis**

Public Safety Director Jason Loftus briefed the Board concerning fire EMS response times with the use of maps to show each fire and EMS station and the service delivery areas, including drive time plus turn-out time, and responded to questions.

A general discussion ensued with the Board noting that the maps as presented should be included in any reference material in Planning, Zoning, etc.

By consensus, the Board requested that other rural areas be looked at to do a comparative study for response times for fire and EMS units.

### **Onancock Volunteer Fire Department – Ambulance Billing**

Mr. Mike Truitt, Chief, and Mr. Terry Payne, President, Onancock Volunteer Fire Company, following a briefing related to billing for ambulance service, requested that beginning July 1, 2008, the Company be permitted to institute billing for ambulance service and retain 60% of the funds derived from same.

A brief discussion took place.

Mrs. Gordy made a motion to schedule a work session to further discuss the matter. Mrs. Thornton seconded the motion. Ayes: Mr. Wolff, Mr. Chesser, Mr. Gray, Mrs. Mears, Mr. Mallette, Mrs. Gordy, Mr. Hart, Mr. McCaleb. Nays: None. Abstentions: Mrs. Thornton.

Following a brief discussion, it was the consensus of the Board to hold the work session on May 1, 2008, in the Cafetorium of Metompkin Elementary School at 7:00 p.m. to discuss fire and EMS issues relative to funding for paid staff through mutual agreements executed between Accomack County and various volunteer departments.

### **Closed Meeting**

It was the consensus of the Board to meet on April 23, 2008, at 5:00 p.m. in the Board Chambers in Accomac to conduct a Closed Meeting pursuant to §2.2-3711 of the Code of Virginia of 1950, as amended, for the following purposes:

- 1) Pursuant to subsection (A) (3) for discussion of acquisition or disposition of real property for public purposes relating to County solid waste disposal, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, and
- 2) Pursuant to subsection (A) (1) for discussion of a specific assignment of a specific public employee of a public body.

### **County Administrator's Report**

County Administrator Steven B. Miner briefed the Board on the following matters:

- EMS Study
- Blue Ribbon Committee on Sewer & Water Needs would be providing its final report for presentation to the Board in the near future

**County Attorney's Report**

County Attorney Mark B. Taylor gave a briefing related to instituting PPEA/PPTA Procurement Policy Guidelines for relatively large procurement projects the for County, i.e., Wallops Research Park.

A discussion ensued.

Mrs. Thornton made a motion to adopt the PPEA/PPTA Procurement Policy Guidelines for Accomack County. Mrs. Mears seconded the motion. The motion passed unanimously.

**Board of Supervisors' Comments**

**Sewage Treatment Systems**

Mr. Mallette made a motion to have the County Attorney investigate to determine if there are any legislative remedies to allow retrofitting of sewage treatment systems that require excess capacity more than 50% to the public for other use and to submit same to the Virginia Association of Counties Health and Human Resources Department. Mr. Hart seconded the motion. The motion passed unanimously.

**SONS Suit**

Mrs. Thornton made a motion to pursue getting back monies spent during the recent suit filed by the group Save our Necks. There was no second. No action was taken.

**Budget and Appropriation Items**

Mrs. Mears made a motion to approve the following budget and appropriation items. Mr. Mallette seconded the motion. The motion passed unanimously.

*FISCAL YEAR 2008*

**Grants, Etc.**

<b>Increase Revenues</b>	
From the Commonwealth	\$ 32,290
From the Federal Government	\$ 19,641
<b>Increase Expenditures</b>	
Social Services	\$ 51,931
Health Families Program grant award	
 <b>Increase Revenues</b>	
From the Commonwealth	\$ 281
<b>Increase Expenditures</b>	
SPCA	\$ 281
Animal friendly license plate sale proceeds received	
 <b>Increase Revenues</b>	
From the Commonwealth	\$ 21,574

**Increase Expenditures**

EMS	\$ 21,574
Additional “For-for-Life” program grant award	

**Increase Revenues**

From the Commonwealth	\$ 11,500
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**Increase Expenditures**

EMS/Fire Training Center	\$ 11,500
Grant award for renovation of the burn building	

**Increase Revenues**

From the Commonwealth	\$ 52,336
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**Increase Expenditures**

Social Services/CSA	\$ 52,336
Safe and Stable Families Program grant award	

**Increase Revenues**

From the Commonwealth	\$205,435
From Northampton County of Accomack, VA	\$155,000

**Increase Expenditures**

Social Services/CSA	\$360,435
Additional Northampton CSA allocation. Accomack County Is fiscal agent	

**From Contingencies (\$48,006 unappropriated balance as of 04/01/08)**

None

**Decrease Contingencies****Other****Increase Revenues**

Miscellaneous Revenue	\$1,942
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**Increase Expenditures**

EMS	\$1,942
Community funds received for AED device purchase	

**Payables**

Mrs. Gordy made a motion to authorize the payment of invoices. Mrs. Thornton seconded the motion. The motion passed unanimously.

**Closed Meeting**

Mrs. Thornton made a motion that the Board go into closed meeting Pursuant to §2.2-3711 of the Code of Virginia of 1950, as amended, for the following purposes. Mrs. Mears seconded the motion. The motion passed unanimously.

1. Pursuant to subsection (A) (1) for discussion of a specific assignment of a specific public employee of a public body, and
2. Pursuant to subsection (A) (3) for discussion of acquisition of real property for public purposes where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

**Open Meeting**

The Chair declared the meeting open to the public.

**Certification of Closed Meeting**

Mrs. Thornton made a motion that the only matters discussed during Closed Meeting were as so cited during the call for Closed Meeting. Mr. Hart seconded the motion.

A roll call vote was taken pursuant to Section 2.2-3712 (D) of the Code of Virginia immediately after reconvening in Open Meeting, at which time each member certified by his vote that the only matters discussed during the Closed Meeting were (i) only public business matters lawfully exempted from Open Meeting requirements under this chapter and (ii) only such public business matters as were identified in the motion by which the Closed Meeting was convened.

Aye:	Mrs. Thornton	Mrs. Mears	Mrs. Gordy
	Mr. Wolff	Mr. Gray	Mr. Hart
	Mr. Chesser	Mr. Mallette	Mr. McCaleb

**Adjournment**

Mrs. Thornton made a motion to adjourn. Mrs. Mears seconded the motion. The motion passed unanimously. The meeting adjourned at 10:55 P.M.

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Chair