

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 July, A.D., 2008.

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

Others Present: Steven B. Miner, County Administrator
Yvonne N. Pennell, Administrative Assistant
Mark B. Taylor, County Attorney

Closed Meeting

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

1. Pursuant to subsection (A) (3) of the Code of Virginia of 1950, as amended, for the purpose of discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.
2. Pursuant to subsection (A) (29) of the Code of Virginia of 1950, as amended, for the purpose of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.
Landfill use negotiation
3. Pursuant to subsection (A) (1) for discussion of:
 - (a) Appointments to a Public Service Authority,
 - (b) Interviewing Public Service Authority applicants
 - (c) Duties of the Economic Development Director

Open Meeting

The Chair declared the meeting open to the public.

Certification of Closed Meeting

On a motion by Mrs. Gordy and seconded by Mrs. Thornton, 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 meeting was called to order by the Chair and with a prayer by Mr. Hart, after which the Pledge of Allegiance to the Flag was recited.

Adoption of Agenda

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

Public Participation

The Chair read the rules governing Public Participation.

The following persons offered comments in opposition to the proposed PSA:

Maria Paccioretti
Ben Ludwig
Linda K. Smith
Ace Seybolt
Jim Frese
Shirley Zamora
Toni Trepanier

The following person addressed the Board concerning the need for a Regional Stormwater Management Plan:

Pat Morrison

The following person read a statement of opposition to the proposed Public Service Authority (PSA):

Jim Frese

The following person addressed the Board regarding noise issues in the Hopeton area:

Matt Cormons

Chair's Comments

The Chair reported that County Economic Development Director Larry Forbes was the guest speaker at the E. D. 2 Regular Monthly Meeting.

Consideration of Minutes

Mr. McCaleb made a motion to approve the Minutes of the February 22, March 4, March 19, March 27, and April 14, 2008, meetings. Mr. Mallette seconded the motion. The motion passed unanimously.

Consent Agenda

Mrs. Thornton requested that the following item be removed from the Consent Agenda to be discussed separately.

- b. Authorize the Department of Public Works to advertise and hire, through internal or external recruitment, a Landfill Supervisor

Mr. Hart made a motion to approve the following Items under the Consent Agenda, with the stated change to Item d. Mrs. Gordy seconded the motion. The motion passed unanimously.

- a. Approved formalizing the STAG grant application
- c. Authorized Branscome Eastern Shore to use the Harborton Barge Landing for loading and unloading equipment and materials for transport to Tangier
- d. Approved the following Resolution for the installation of “*Watch for Children*” signs near 26054 Evans Wharf Road in Cashville

RESOLUTION

BE IT RESOLVED that the Accomack County Board of Supervisors hereby request 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 in the Cashville area at the described locations shown below.

26054 Evans Wharf Road

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

Authorization for the Hiring of a Landfill Supervisor

Mrs. Thornton stated that she could not support the hiring of a Landfill Supervisor during the current hiring freeze, unless the position was included in the FY2008/2009 Budget.

County Director of Public Works Stewart Hall explained that the position in question was budgeted in FY2008/2009. The previous Landfill Supervisor had resigned from the position to accept a position in the County Department of Public Safety.

Mrs. Gordy made a motion to authorize the Department of Public Works to advertise and hire, through internal or external recruitment, a Landfill Supervisor. Mrs. Mears seconded the motion. The motion passed unanimously.

Highway Matters

Mr. Timothy Holloway, Acting Resident Administrator, Virginia Department of Transportation (VDOT), responded to questions and comments from the Board.

Resolution of Commendation

Mrs. Thornton explained that Mrs. Donna West was unable to be present, and read the following Resolution of Commendation in recognition of her service on the Eastern Shore Community College Board, to the Eastern Shore Community College, and residents of the Eastern Shore.

RESOLUTION OF COMMENDATION

WHEREAS, Donna West was a member of the Eastern Shore Community College Board from November, 2000 through June 30, 2008; and

WHEREAS, she has been a conscientious and devoted member of the Eastern Shore Community College Board and gave generously of her time and efforts:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby recognize and commend the distinguished, faithful and outstanding service of Donna West to the Eastern Shore Community College 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 Mrs. West.

Resolution of Recognition

Mr. Gray presented the following Resolution of Recognition to Miss Erin Ayres, Valedictorian of Arcadia High School, Class of 2008.

A RESOLUTION TO RECOGNIZE THE 2008 VALEDICTORIAN AT ARCADIA HIGH SCHOOL

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Erin Ayres, has been named the Valedictorian for the Arcadia High School Class of 2008; and

WHEREAS, she has attended Arcadia High School for grades nine through twelve; and

WHEREAS, she has received an \$8,000 Art Scholarship from James Madison University and a \$1,000 scholarship from the Tenaska Power Fund, L.P.; and

WHEREAS, she has received many honors and awards which are too numerous to list herein, but which would include in part: the Virginian Pilot Scholastic Achievement Award, 1st place in the Eastern Shore Art League Exhibit and Eastern Shore Soil and Water Conservation District Poster Contest for 2006 and 2007, finalist in Photography and Mixed Media at the Student Art Gallery, Norfolk, VA; and

WHEREAS, she has exemplified high academic performance, positive social interaction and exemplary character that sets an example for her peers to emulate; and

WHEREAS, she has participated in numerous school and community activities such as Arcadia High School BETA Club, National Honors BETA Society, Early College Program, Advanced Placement Courses, four-year junior and varsity cheerleader, volunteer in various programs at the Modest Town Baptist Church, 2008 Homecoming Queen, various community services; and

WHEREAS, Miss Ayres maintained Honor Roll status during her four years at Arcadia High School and has earned a Grade Point Average of 4.1515:

NOW, LET IT THEREFORE BE RESOLVED that the Accomack County Board of Supervisors recognizes Erin Ayres for academic achievement and congratulates her on her selection as Valedictorian of the Arcadia High School Class of 2008; and

BE IT FURTHER RESOLVED, that we wish her continued success in achieving her career goals.

Resolution of Commendation

Mr. Gray explained that Mr. Nathaniel B. Williams was unable to be present due to illness, and read the following Resolution of Commendation in recognition of his service on the Social Services Board.

RESOLUTION OF COMMENDATION

WHEREAS, Nathaniel B. Williams was a member of the Social Services Board from March, 2000 through June, 2008; and

WHEREAS, he has been a conscientious and devoted member of the Social Services Board and gave generously of his time and efforts:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby recognize and commend the distinguished, faithful and outstanding service of Nathaniel B. Williams to the Social Services Board 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. Williams.

Resolution of Recognition

Mrs. Thornton presented the following Resolution of Recognition to Mr. Jason Beebe, Valedictorian of Chincoteague High School, Class of 2008.

A RESOLUTION TO RECOGNIZE THE 2008 VALEDICTORIAN AT CHINCOTEAGUE HIGH SCHOOL

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Jason Beebe, has been selected as the Valedictorian for the Chincoteague High School Class of 2008; and

WHEREAS, he has been a member of the school's Beta Club, baseball, basketball, and golf teams and tutored students during the school year and has maintained straight A's through high school; and

WHEREAS, he has been recognized by Wavy TV 10's Hampton Roads Young Achievers Program; and

WHEREAS, he has exemplified high academic performance, positive social interaction and exemplary character that sets an example for his peers to emulate; and

WHEREAS, he enjoys surfing, weightlifting and volunteering his time in the community while maintaining a job; and

WHEREAS, he graduated with a 4.2353 GPA and will be attending Auburn University to major in mechanical engineering;

NOW, THEREFORE IT BE RESOLVED that the Accomack County Board of Supervisors wishes to recognize Jason Beebe for his many years of academic achievement and congratulates him on his selection as Valedictorian of the Chincoteague High School Class of 2008.

Resolution of Recognition

Mr. Hart presented the following Resolution of Recognition to Mr. George Waldenmaier Valedictorian of Nandua High School, Class of 2008.

A RESOLUTION TO RECOGNIZE THE 2008 VALEDICTORIAN AT NANDUAHIGH SCHOOL

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, George J. Waldenmaier, has been named the Valedictorian for the Nandua High School Class of 2008; and

WHEREAS, he has attended Nandua High School for grades nine through twelve; and

WHEREAS, he has received many honors and awards which are too numerous to list herein, but which would include in part: the Accomack County School Board Meritorious Achievement Award, College of William and Mary Leadership Award, Highest Average Award several courses, Perfect Attendance Award, State Forensics Champion in Humorous Interpretation for 2008, Virginian Pilot Scholastic Achievement Award; and

WHEREAS, he has exemplified high academic performance, positive social interaction and exemplary character that sets an example for his peers to emulate; and

WHEREAS, he has participated in numerous school and community activities such as Nandua Forensics Team, Beta Club, County Student Advisory Committee, Model General Assembly, College of William and Mary Leadership Conference, Hugh O'Brian Youth Leadership Conference, National Honors BETA Society, Early College Program, Advanced Placement Courses, volunteered in various community activities; and

WHEREAS, he has maintained Honor Roll and Principal's List status during his four years at Nandua High School and has earned a Grade Point Average of 4.667:

NOW, LET IT THEREFORE BE RESOLVED that the Accomack County Board of Supervisors recognizes George J. Waldenmaier for academic achievement and congratulates him on his selection as Valedictorian of the Nandua High School Class of 2008; and

BE IT FURTHER RESOLVED, that we wish him continued success in achieving his career goals.

Accomack County Public Schools

W. Richard Bull, Division Superintendent, Accomack County Public Schools, summarized his monthly report, and responded to questions from the Board.

Director of Planning

James M. McGowan, Director of Planning, presented the monthly report and responded to questions from the Board.

By consensus, the Board tentatively scheduled an Open Space Zoning Presentation by Mr. Randall Arendt, Planning Consultant, to begin at 7:00P.M. on Tuesday September 9, 2008, at the Shore Financial Building in Onley.

Mr. McGowan reported on the popularity and effectiveness of the AccoMap service, and recognized the work of County GIS Coordinator Tom Brockenbrough in the implementation and updating of the service.

Mrs. Thornton made a motion to authorize the preparation of a Letter of Commendation for Tom Brockenbrough, with a copy placed in his Personnel File. Mrs. Gordy seconded the motion. The motion passed unanimously.

Eastern Shore of Virginia Tourism Commission

Robert Lentz, Eastern Shore of Virginia Tourism Commission, gave a brief Tourism presentation.

Accomack County Strategic Plan #2: 2008-2011

Mr. Miner responded to questions from the Board concerning the following Accomack County Strategic Plan #2: 2008-2011.

ACCOMACK COUNTY STRATEGIC PLAN #2: 2008 - 2011

Accomack County Board of Supervisors

April 2, 2008 draft prepared by E. Franklin Dukes, Institute for Environmental Negotiation, University of Virginia

INTRODUCTION

In May 2005 the Accomack County Board of Supervisors adopted a strategic plan to guide important policy and investment decisions over the following three years. Discussion focused on patterns and trends, strengths and weaknesses, and needs and opportunities in the county. The Board also identified elements of a long-term vision for Accomack County. That vision and initial plan was used to develop staff and budget priorities during the three-year period it covered.

The Board agreed to review and update the goals and actions of the strategic plan in early 2008. As was the case in 2004, the County will continue to provide a wide range of ongoing services not specifically addressed in this plan. The purpose of this plan is to:

- identify high priority goals and necessary actions for Accomack County over the next three years (2008 – 2011);
- focus Board and staff time and County resources on achieving the goals set forth in the plan;
- communicate clearly to the public key goals and actions, and promote accountability to the public for those goals and actions.

Long-term Vision for Accomack County

- The rural character, natural resources and beauty of the County will be conserved.
- Growth and development in the County will be well managed.
- The County will promote meaningful employment growth in sustainable agriculture, forestry, aquaculture and seafood as well as through business and industrial park development.
- The County will support education, including public libraries, as the foundation of economic development.
- Affordable housing, cultural, and recreational opportunities will meet the needs of families, youth and young professionals.
- Route 13 will be an attractive travel corridor that serves the needs of residents, businesses and tourists.
- The County will use public resources wisely and efficiently to support service needs.

The Board identified the following goals to address during the next three years:

Continued Goals:

1. Adopt the County Comprehensive Plan and ordinances needed to support the Plan.
2. Establish strategically located solid waste convenience centers to improve the efficiency and effectiveness of solid waste collection in the County.
3. Develop centralized wastewater treatment capacity in key locations to address economic development and environmental quality concerns.
4. Expand the Capital Improvement Program (CIP) for the County to include education, and update it annually.
5. Develop an annual real estate assessment schedule to be conducted by staff.
6. Continue to integrate the goals and actions of the strategic plan into budgeting, staffing, performance review, and other planning and decision-making as appropriate.

New Goals

1. Improve surface and ground water quality on the Seaside.
2. Provide comprehensive, equitable fire and emergency management services throughout the County.
3. Increase the availability of quality affordable housing.
4. Promote concern for a sense of place and quality of life.

Three-Year Goals, Actions and Benchmarks: 2008-2011

The following section of this plan outlines the strategy the Board has agreed to pursue over the next three years. It includes specific goals and actions as well as benchmarks that indicate successful completion of the actions. In developing and adopting this plan, the Board is committing itself to work together with staff to see that these benchmarks will be met during the next three years. The plan will be reviewed annually to assess progress and revised as needed to reflect new circumstances and conditions.

The plan is in two parts: part one contains elements begun in 2005 but still needing attention. Part Two contains four new goals that the Board has identified as deserving of attention and resources during the next three years.

Part One: Goals Continued from the 2005 Plan

Continued Goal #1: Adopt the County Comprehensive Plan and ordinances needed to support the Plan.

Intent: The Comprehensive Plan and supporting ordinances lay out plans and guidelines for meeting the parts of the vision related to land use, the environment, and other quality of life issues.

Actions	Timeframe
1. Complete the over-lay district for Route 13 corridor as recommended in the Route 13/Wallops Island Access Management Study.	December 2008
2. Monitor legislative action affecting impact fees and take action when appropriate.	December 2008
3. Finalize and add the transportation element to comprehensive plan.	Complete
4. Complete revision of the land use plan to reflect desired growth patterns.	Complete
5. Continue revision of zoning ordinance to implement the plan and address growth management, economic development, affordable housing and other concerns.	June 2010
Rural Residential District	December 31, 2008
Village Development District	December 31, 2008
Agricultural District	June 30, 2009
Planned Unit Development	June 30, 2009
General Business District	December 31, 2009
Industrial District	December 31, 2009

Residential District	June 30, 2010
6. Adopt Prioritized work plan for Item #5, upon Planning Commission's input.	July 2008
7. EDA committee formed to consider business/industrial zoning needs	July 2008
8. Consider Economic Opportunity Overlay District	March 2009
9. Develop a countywide drainage element to add to comprehensive plan.	June 2009
10. Adopt the comprehensive plan.	Complete

Continued Goal #2: Establish strategically located solid waste convenience centers to improve the efficiency and effectiveness of solid waste collection in the County.

Actions	Timeframe
1. Continue to identify potential sites for additional convenience centers within the general areas identified by the criteria, including but not limited to former school sites and other county-owned property.	Ongoing
2. Purchase, lease or take other steps to secure appropriate sites as they become available.	Ongoing
3. Promote increased recycling in the County.	Ongoing

Benchmarks:

- ✓ Additional convenience centers established by December 2010
- ✓ Recycling rate meets state average of 36.75% by 2012

Continued Goal #3: Develop centralized wastewater treatment capacity in key locations to address economic development and environmental quality concerns.

Actions	Timeframe
1. Review, revise as appropriate, and adopt recommendations of Blue Ribbon Committee.	August 2008
2. Work with NASA and other partners to identify the most appropriate way to govern and manage wastewater treatment capacity.	PSA
3. Use the information in the feasibility studies to pursue funding to support engineering and construction of the proposed new facilities.	PSA
4. Based on the results of the feasibility studies, identify service area boundaries	December 2008
5. Initiate preliminary engineering for the new facilities	PSA
6. Adopt local laws and procedures related to hook-up and use of the new facilities.	PSA
7. Complete implementation of the plan to make utilities available where desired.	PSA

Continued Goal #4: Expand the Capital Improvement Program (CIP) for the County to include education, and update it annually.

Actions	Timeframe
1. Incorporate educational capital improvements into the CIP.	09-10 FY Budget
2. Incorporate library services capital improvements into the CIP.	09-10 FY Budget
3. Use the “wish list” to guide any potential proffers.	Ongoing
4. Use the CIP to guide capital spending decisions in Spring 2008 budget deliberations.	Complete

Benchmarks:

Continued Goal #5: Develop an annual real estate assessment schedule to be conducted by staff.

Actions	Timeframe
1. Incorporate public comments into recommended changes in how the assessment is conducted.	Fall 2008
2. Complete the Hillman staffing study.	August 2008
3. Complete the Hillman service/cost options study.	December 2008
4. Implement the assessment plan.	2010

Benchmarks:

- ✓ Changes made to reassessment policy by December 2008
- ✓ Revised property reassessment successfully conducted in 2010
- ✓ Annual re-assessments begun by 2010.

Continued Goal #6: Continue to integrate the goals and actions of the strategic plan into budgeting, staffing, performance review, and other planning and decision-making as appropriate.

Intent: The intention is to clarify expectations and to offer improved accountability for accomplishing goals and actions throughout the County.

Actions	Timeframe
1. Integrate the goals and actions of the strategy into budget priorities and determine budget implications of actions.	Ongoing
2. Set staff performance standards based on the Board's strategic priorities and use these in conducting annual performance reviews.	Summer 2009

3. Communicate performance goals to those boards and commissions whose activities are tied to the budget.	July 2008
4. Document service levels and benchmark measures for Agencies, Constitutional Officers and Departments for budget purposes	December 2008
5. Conduct an annual review of progress towards implementing the strategic plan that incorporates Board and staff performance assessments;	January 2009
6. Make changes to the plan needed.	Ongoing

Benchmarks:

- ✓ Goals and actions integrated into budget priorities;
- ✓ Annual staff performance reviews that include evaluation of progress on the strategic plan conducted annually;
- ✓ Relevant boards and commissions notified of performance goals;
- ✓ Reviews of progress completed on the strategic plan and Board and staff performance conducted annually.
- ✓ Plan updated as necessary.

Part Two: New Goals

New Goal #1: Improve surface and ground water quality on the Seaside.

Intent: Sufficient water quality and quantity is essential for drinking water supplies, aquaculture, and other economic activity. Improved protection also may lead to additional opportunities for cost-sharing funding.

Actions	Timeframe
1. Review the Chesapeake Bay Act for elements of water protection appropriate for Seaside areas.	August 2008
2. Adopt elements of the Act and other water quality improvement measures that support this goal.	December 2008

Benchmarks:

- ✓ Chesapeake Bay Act reviewed.
- ✓ Appropriate water quality protections adopted.

New Goal #2: Provide comprehensive, equitable fire and emergency management services throughout the County.

Intent: Providing for public safety is a primary County function. There needs to be equity in coverage as well as in payment for coverage. The County values the services of volunteers as well as that of paid staff and needs to recognize and reward their contributions.

Actions	Timeframe
1. Establish dialogue and facilitate Appreciative Inquiry process with volunteers and others with goal of developing a merged Fire and EMS system.	August 2008
2. Convene a citizen-based task force including volunteers to review the Report and examine the following issues: <ul style="list-style-type: none"> ○ 24-hour paid coverage; ○ compensation and recognition for volunteers; ○ costs of and payment for service, including arguments for and against a flat tax; ○ provisions for paying for Fire and EMS services in comprehensive 	Hold

and equitable manner.	
3. Consider LEOS and other benefits and incentives for paid and volunteer members.	Summer 2009
4. Secure a repeater at the North end	December 2008

Benchmarks:

- ✓ Appreciative Inquiry convened by summer 2008;

New Goal #3: Increase the availability of quality affordable housing.

Intent: County housing costs are rising, which means that citizens providing many desired services cannot afford to live within the County. This harms business recruitment as well as recruitment and retention of public servants.

Actions	Timeframe
1. Explore means within County authority to increase quality affordable housing, including the following: <ul style="list-style-type: none"> ▪ mixed use and multi-family zoning; ▪ conversion of existing structures and use of delinquent properties; ▪ tax credits; ▪ innovative financing; ▪ ideas being used by other rural counties to increase quality affordable housing. ▪ use of county tax and zoning policies to lower housing costs through market-based incentives 	Fall 2008
2. Engage the Housing Authority, Habitat for Humanity, and other relevant organizations concerning ways of increasing quality affordable housing.	Spring 2009

Benchmarks:

- ✓ Report to the Board of Supervisors by December 2009

New Goal #4: Promote concern for a sense of place and quality of life.

Intent: The natural beauty of the County is threatened by increasing amounts of litter as well as abandoned properties. This has an impact on residents' quality of life and detracts from tourism as well.

Actions	Timeframe
1. Review ordinances and enforcement for effectiveness in controlling abandoned or illegal use of vehicles, houses and travel trailers;	October 2008

<p>2. Develop a program for reducing litter and trash including the following potential elements:</p> <ul style="list-style-type: none"> ▪ Offer two clean-up days per year with waived tipping fees; ▪ Promote the Adopt-a-Highway program; ▪ Promote voluntary school-based education; ▪ Consider a citizen incentive program to reward clean-up efforts; ▪ Enhance the roadside pick-up program for probationers. 	<p>December 2008</p>
<p>3. Consider an ordinance for new construction including signage, landscaping/buffers, and lighting.</p>	<p>July 2009</p>
<p>4. Consider “Garden Market” area between Melfa and Accomac for enhanced placemaking zoning, increased housing densities and economic opportunities.</p>	<p>December 2009</p>

Benchmarks:

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Conclusion

The Accomack County Board of Supervisors is committed to completing the activities and achieving the goals outlined in this plan over the next three years. We believe that making these strategic priorities a reality will improve the services provided to county residents and businesses and will prepare the county to manage future growth and development in ways that will preserve and enhance the quality of life in the County.

Mrs. Gordy made a motion to adopt the Accomack County Strategic Plan #2: 2008-2011 as presented Mrs. Mears seconded the motion.

Stormwater Management Recommendations

Mr. McGowan read the following Recommendations on Stormwater Management, as requested by the Board at the June 18, 2008, and responded to questions from the Board.

1. Adopt Model State Stormwater Management Ordinance
2. Use the Consulting Professional Engineer for Plan Review
3. Amend the Erosion & Sediment Plan Review Fee Schedule
4. Plan For and Fund Additional Staffing and Training
5. Regional Stormwater Management Pilot Project

Discussion of the recommendations was interrupted for the Public Hearing at 7:30P.M.

Public Hearing

The Chair read the rules governing conduct during Public Hearings.

Shields Agricultural & Forestal District Review

Mr. McGowan read the Staff Review of the request for withdrawal from the Shields Agricultural and Forestal District.

The Chair opened a Public Hearing to afford interested persons the opportunity to be heard or to present written comments concerning the following request for removal from the Shields Agricultural and Forestal District:

1. Tax Parcel: 118-A-63A

Isaac W. Johnson
A&F District: Shields
Reason: Applying for Minor Cluster Subdivision

No public comments were offered and the Chair closed the Public Hearing.

Mr. McCaleb stated his opposition to the request. Discussion followed.

Mrs. Gordy made a motion to approve the request to remove Tax Parcel: 118-A-63A from the Shields Agricultural and Forestal District. Mrs. Thornton seconded the motion. The motion passed unanimously.

Stormwater Management Recommendations (cont'd)

Discussion of the Stormwater Management Recommendations resumed.

Mr. Mallette made a motion to approve staff recommendations to Adopt Model State Stormwater Management Ordinance and to Use the Consulting Professional Engineer for Plan Review. Mr. Chesser seconded the motion.

Discussion followed.

Mr. Mallette modified the motion to approve having the Consulting Professional Engineer review the Model State Stormwater Ordinance and present a draft ordinance appropriate for local conditions, with costs not exceeding \$2,400 to be paid from Contingencies. Mr. Chesser seconded the modified motion. The motion passed unanimously.

Discussion of fees associated with plan review followed.

Public Service Authority Issues

Consideration of establishing the Accomack County Public Service Authority, appointment of members of the Accomack County Public Service Authority, and the final draft of Accomack County Public Service Authority Articles of Incorporation was postponed until the Board could continue Closed Session discussion.

Northampton County's Solid Waste RFP

Reed Ennis, County Director of Finance, reported that Northampton County had received bids in response to that county's Solid Waste Request for Proposals (RFP). Mr. Ennis stated the financial impact on Accomack County's projected revenues would be significant.

Mrs. Mears made a motion to authorize staff to discuss options with Northampton County to retain that county's solid waste disposal contract with Accomack County. Mr. Mallette seconded the motion. The motion passed unanimously.

Mrs. Thornton requested that the information be disseminated to the Board when completed, prior to the August Board meeting.

Eastern Shore of Virginia Tourism Commission - Appointment

Mrs. Thornton made a motion to appoint Mr. Steve Potts to the Tourism Commission to fill the unexpired term of Ms. Threse Hamilton.

Mr. Mallette stated that the Chincoteague Chamber of Commerce had requested that the Chamber Board be allowed time to provide recommendations for the Tourism Commission vacancy.

Discussion of the appointment and request followed.

Mrs. Thornton stated that her motion stood. Mrs. Gordy seconded the motion.

Further discussion of the request followed.

Following a Call for the Question, the motion passed with the following vote. Ayes: Mrs. Thornton, Mr. Chesser, Mrs. Mears, Mr. Gray Mr. Mallette, Mrs. Gordy, and Mr. Hart. Nay: Mr. McCaleb.

Delmarva Water Transport Committee - Appointment

Mrs. Thornton explained that she had resigned from the Delmarva Water Transport Committee due to the number of committees and commissions on which she served, and made a motion to appoint Mr. Stewart Hall to the Delmarva Water Transport Committee to fill her unexpired term. Mrs. Mears seconded the motion. The motion passed unanimously.

Committee Resignations

Mr. Hart announced his resignation from the Accomack-Northampton Transportation District Commission and the Canonic-Atlantic Board of Directors, as he was unable to attend the meetings and requested that staff send letters to each stating that he was no longer a member.

Tax Project Plan

Mr. Ennis provided an overview of the Tax Project Plan, which summarizes priorities for tax processing enhancements with timelines to include improved collections,

elimination of decals, improved efficiencies for the Assessor's office, and possible lock box deposit processing.

Mr. Ennis and Mrs. Bundick responded to comments and questions from the Board.

Mr. Wolff made a motion to concur with the Tax Project Plan for Accomack County to move forward as quickly as possible with the priorities as outlined in the Plan. Mrs. Mears seconded the motion.

Discussion followed.

Following a Call for the Question, the motion passed unanimously.

Procedure for Legal Advertising

Darlene Burton, County Purchasing and Contracts Manager, asked the Board for direction in establishing a Procedure for Legal Advertising. Mrs. Burton provided background on the current procedure, and outlined legal requirements for such advertising, and responded to questions from the Board.

Mr. Wolff made a motion to grant Mrs. Burton the authority to determine what procurement method to use to solicit Legal Advertising and return to the Board with information for approval. Mrs. Thornton seconded the motion. The motion passed unanimously.

Personnel Committee

Mr. Wolff stated that he had asked Mr. Hart to consider an appointment to replace former Supervisor Gregory Duncan on the Personnel Committee. Mr. Hart declined the appointment, due to time constraints.

Discussion followed.

Mrs. Thornton made a motion to set a policy that the Chair and Vice-Chair serve on the Personnel Committee. Mrs. Mears seconded the motion. The motion passed unanimously.

Virginia Sesquicentennial of the American Civil War Commission

Mr. Miner reported a request from the Virginia Sesquicentennial of the American Civil War Commission that the Board appoint a committee relative to the four-year celebration of the American Civil War Sesquicentennial. Mr. Miner reported that the Northampton County Board of Supervisors had commented that the United Daughters of the Confederacy be involved, perhaps coordinated by the Tourism Commission.

Discussion followed.

Mrs. Thornton made a motion to form a Regional Committee for the Virginia Sesquicentennial of the American Civil War, and contact the groups and individuals named by the Board members. Mr. Hart seconded the motion.

Discussion followed.

The motion passed unanimously.

Fire & Rescue Work

Mr. Miner provided an update on the Fire and Rescue Work.

Mr. Hart made a motion to authorize staff to consider compromises concerning the findings and recommendations in the Fire and Rescue Report. Mr. Wolff seconded the motion. The motion passed unanimously.

Emergency Management Training for Elected Officials

The Chair reported that the Board would meet in the Emergency Operations Center Room at the 911 Communications Center at 6:00P.M. on Wednesday August 6, 2008 for a one-night emergency management seminar. The seminar was scheduled to fulfill the requirements of the National Incident Management System (NIMS), the mandatory emergency management training for elected officials established by Presidential Directive Number 5.

County Attorney's Report

Mr. Taylor reported that he had received the Appellant's Brief in the Tax Levy Appeal, and that he and his staff were compiling the County's response.

Board of Supervisors Comment Period

Mr. Hart requested three items be placed on the Agenda for the next monthly meeting.

- 1) Discussion of Solid Waste Disposal charges to the Wachapreague Volunteer Firemen's Carnival;
- 2) Establishment of a 'No Wake Zone' near the Harborton Boat Dock, Ramps, and Commercial Area;
- 3) Amending the County Ordinance restricting overgrowth of grass and weeds currently enforced in Residential Zoning Districts to allow enforcement in Agricultural Zoning Districts abutting residential dwellings.

Mr. McCaleb reported complaints about the 'No Fishing' restrictions in the Harborton Dock. Mr. Hart explained that when Chesapeake Lumber owned the property, individuals

fished illegally. After the County purchased the property with grant funds, legal fishing and crabbing remained on the long dock, but not the short dock due to safety concerns.

Mrs. Thornton asked that consideration of Resolutions of Commendation for Rev. and Mrs. Broad, in recognition of his years of service to the Board and her willingness to allow his service, be placed on the Agenda for the next monthly meeting.

The Chair asked that consideration of a request from Yvonne N. Pennell, Administrative Assistant to Mr. Miner, to allow Rev. Broad to continue his service of proofreading the Board Minutes prior to distribution be placed on the Agenda for the next monthly meeting.

Mrs. Gordy reported on the latest Social Services Board Meeting.

Payables

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

Recess

On a consensus of the Board, the Chair declared a five-minute recess.

Call to Order

The Chair called the meeting back to order.

Closed Meeting

Mr. Wolff announced that the Board would be returning to Closed Session to complete items unfinished earlier in the evening.

Mr. Mallette made a motion that the Board reconvene in closed session for the following purposes pursuant to Section 2.2-3711 of the Code of Virginia of 1950, as amended. Mr. McCaleb seconded the motion. The motion passed unanimously.

1. Pursuant to subsection (A) (1) for discussion of:
 - (a) Appointments to a Public Service Authority,
 - (b) Interviewing Public Service Authority applicants
 - (c) Duties of the Economic Development Director

Open Meeting

The Chair declared the meeting open to the public.

Certification of Closed Meeting

On a motion by Mr. Hart and seconded by Mrs. Thornton, a roll call vote was taken 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 Service Authority

Mr. Taylor provided a summary of the Closed Session discussion of the creation of a Public Service Authority for Water and Sewer Service in Accomack County.

Mr. McCaleb made a motion to establish a Utility Cost Committee to be charged with the following. Mrs. Thornton seconded the motion. Ayes: Mrs. Thornton, Mrs. Mears, Mr. Gray Mr. Mallette, Mrs. Gordy, Mr. Hart, and Mr. McCaleb. Nay: Mr. Chesser.

The initial limited purpose for which the Committee is formed is to advise the Board of Supervisors to complete, as responsibly and promptly as possible, three specific and limited Initial Projects: (1) a water and sewer service & rate study to determine the financial feasibility of providing water and sanitary sewer service to some or all of the Service Area identified in the "Effluent Disposal and Wastewater Reuse Alternatives" study dated August 22, 2005, prepared for the County of Accomack and the Town of Onancock by Camp, Dresser & McKee, Inc. (CDM), (2) financing plan for a water and sewer service delivery considering all available service delivery alternatives including the negotiated agreement and financing options for the same (pursuant to item (3) below), setting forth a proposed service strategy and capital financing program (including proposed rates and charges necessary to fund the same) to provide water and central sewer service to the above-referenced Service Area in central Accomack County, and (3) negotiation towards either a water and sewer plant acquisition or water purchase and sewerage treatment capacity acquisition agreement with the Town of Onancock, subject to final approval by the Accomack County Board of Supervisors, to provide water and sewage treatment capacity sufficient to serve some or all of the above-described Service Area. At the Committee's sole discretion and so long as no delay in the completion of these Initial Projects is caused or suffered, the Committee may (but is not required to) include in this service delivery and financing plan consideration of service delivery alternatives and financing options with regard to the treatment and disposal of pumped household septage and/or the acquisition, operation and maintenance of existing clustered and/or community waste disposal systems in Accomack County.

The following persons were appointed as members of the Utility Cost Committee - Mr. David Lumgair, Mr. George McMath, Mr. Pete Lalor, Mr. Wesley Edwards, and Mr. Kelly Conklin.

Adjournment

Mrs. Thornton made a motion to adjourn. Mrs. Mears seconded the motion. The motion passed unanimously. The meeting adjourned at 11:05 p.m.