

At a regular monthly meeting of the Accomack County Board of Supervisors, held on the 19th day of December 2018, in the Accomack County Board of Supervisors Chambers, Room 104, in Accomac, Virginia at 5:00 p.m.

1. Opening of Meeting

1.1. Call to Order

MEMBERS PRESENT AND ABSENT

Board of Supervisors Present:

Robert D. Crockett, Chair
Donald L. Hart, Jr., Vice Chair
William J. “Billy” Tarr
Laura Belle Gordy
Ron S. Wolff
Grayson C. Chesser
Harrison W. Phillips, III
Paul E. J. Muhly
C. Reneta Major

Board of Supervisors Absent:

Others Present:

Mr. Michael T. Mason, County Administrator
Mrs. Cela J. Burge, County Attorney
Mrs. Jessica Taylor Hargis, Executive Assistant

There being a quorum, Chairman Crockett called the meeting to order at 5:00 p.m.

1.2. Invocation

The invocation was given by Mr. Tarr.

1.3. Pledge of Allegiance

1.4. Adoption of Agenda

On a motion made by Mr. Wolff and seconded by Mr. Phillips, the Accomack County Board of Supervisors voted to adopt the agenda, as presented.

2. Public Comment Period

A. Mrs. Burge read the Public Comment rules.

Chairman Crockett opened the floor for the public comment period. No one signed-up or requested to speak; Chairman Crockett closed the public comment period.

3. Consideration of Minutes

3.1 November 14, 2018

On a motion made by Mr. Hart and seconded by Mr. Wolff, the Accomack County Board of Supervisors voted to approve the November 14, 2018 meeting minutes.

4. Recognitions

There were no Recognitions.

5. Consent Agenda

5.1 Approval of Consent Agenda

Mr. Hart requested that item 5.4 be removed from the Consent Agenda as the company being awarded the bid is owned by his son-in-law's family.

On a motion made by Mrs. Gordy and seconded by Mr. Phillips, the Accomack County Board of Supervisors voted to remove Consent Agenda Item 5.4 Consider award of Farm Lease (IFB 715), to allow Mr. Hart to abstain from the vote.

On a motion made by Mr. Phillips and seconded by Mr. Tarr, the Accomack County Board of Supervisors voted to approve the following items from the Consent Agenda:

5.2 Consider Scheduling a Public Hearing for Review and Renewal of the Joynes Neck Agricultural Forestal District (AFD) Ordinance

5.3 Consider award of IFB 717 - Repair and Modifications to Accomack Tower

5.5 Consider scheduling a public hearing regarding appropriating school division encumbrances still open at the end of FY18 into the current fiscal year and appropriating funding to create a FY19 School Division Budget Contingency both in accordance with approved County fiscal policy FP1005

5.6 Consider sending a letter to Governor Northam advocating that the Cost of Competing Adjustment (COCA) currently provided to 18 other School Divisions in Virginia be provided to Accomack County as well.

6. Items Removed from Consent Agenda

5.4 Consider award of Farm Lease (IFB 715)

On a motion made by Mr. Hart and seconded by Mr. Phillips, the Accomack County Board of Supervisors voted to award Long Farms, the high bidder, for Farm Lease IFB715 for:

Property 1: Portion of Tax Map No. 101-5-C (6 Acres, more or less)

Property 2: Portion of Tax Map No. 101-5-C (11 Acres, more or less)

Property 3: Portion of Tax Map No. 101-5-C (12 Acres, more or less)

Property 4: Portion of Tax Map No. 101-5-B (13 Acres, more or less)

Property 5: Portion of Tax Map No. 101-5-D (30 Acres, more or less)

7. Report of Public Officials

7.1 Receive Presentation on Next Generation 9-1-1 from Jeff Flournoy, 9-1-1 Executive Director

The Board received a presentation from Mr. Jeff Flournoy reviewing the requirements of the State in the upgrade and benefits of Next Generation 9-1-1.

7.2 Receive Presentation by Zane Hadzick, Mitigation Planning Specialist for FEMA Region III of the new Community Rating System (CRS) score & plaque

Mr. Tom Brockenbrough, GIS Coordinator and Flood Plain Administrator, explained that Accomack County participates in the Community Rating System (CRS). The CRS is a voluntary program of the National Flood Insurance Program that Accomack County has

participated in for over 25 years. As a result of Accomack County going above the FEMA minimum standards in locally administering the flood program, flood insurance policy holders on property in the unincorporated portion of Accomack County are eligible for discounts on their flood insurance premiums.

Mr. Zane Hadzick presented a plaque to the County reflecting Accomack County's updated CRS Status to Mr. Brockenbrough and Chairman Crockett. He thanked County staff for their continued efforts.

8. Committee Reports

There were no Committee Reports.

9. Old Business

A. Receive Update on Northern Spur Water & Wastewater Project

The Board received an update from Mr. Stewart Hall, Deputy County Administrator – Public Works & Facilities. Mr. Hall informed the Board that the 100% plans had been submitted for review to VDOT, Virginia Department of Health, and the County. Following the current timeline, the project would be advertised for bids in February.

10. Appointments

10.1 November Appointments

A. Eastern Shore of Virginia Resource Conservation and Development Council:

On a motion made by Mrs. Gordy and seconded by Mr. Muhly, the Accomack County Board of Supervisors voted to appoint Ms. Karen Emerson to the Eastern Shore of Virginia Resource Conservation and Development Council to replace Mr. David Vaughn. This three-year term will commence immediately and expire on December 31, 2021.

B. Board of Trustees of the Eastern Shore Public Library:

An appointment was continued until the January meeting.

C. Eastern Shore Community Services Board:

On a motion made by Mr. Hart and seconded by Mr. Wolff, the Accomack County Board of Supervisors voted to appointment Ms. Eve Belote to the Eastern Shore Community Services Board to replace Mrs. Gina Crockett. Ms. Belote's 3-year term commences on January 1, 2019 and expire on December 2021.

D. Planning Commission:

On a motion made by Mr. Wolff and seconded by Ms. Major, the Accomack County Board of Supervisors voted to reappoint the following Planning Commissioners:

| | <u>Term Begins</u> | <u>New Terms Expires</u> |
|-------------------|--------------------|--------------------------|
| Custis, Roy | December 31, 2018 | December 31, 2022 |
| Gayle, Lynn | December 31, 2018 | December 31, 2022 |
| Lumgair, David | December 31, 2018 | December 31, 2022 |
| Arnold, James | December 31, 2018 | December 31, 2022 |
| Wingfield, Angela | December 31, 2018 | December 31, 2022 |

E. Harborton Public Facilities Committee:

On a motion made by Mr. Hart and seconded by Ms. Major, the Accomack County Board of Supervisors voted to reappoint the following committee members:

| | <u>Term Begins</u> | <u>New Terms Expires</u> |
|--------------------|--------------------|--------------------------|
| Jenkins, Ralph | January 1, 2019 | December 31, 2023 |
| Mickiewicz, Robert | January 1, 2019 | December 31, 2023 |
| Smith, Rodney | January 1, 2019 | December 31, 2023 |

10.2 November Attendance Report

There was no discussion on the attendance reports.

11. Public Hearing (5:30 P.M.)

11.1 Public Hearing Rules

11.2 REZ-2018-004 Matthews Market Rezoning Application from Residential to General Business

Chairman Crockett opened the public hearing. The Board received a review of the project from staff, noting the following supportive reasoning as identified by the Planning Commission:

1. Matthews Market has been in existence since 1960 and pre-dates the County's zoning ordinance. It is not a new use for this area and has been integral to the development of the Mappsville area.
2. The Comprehensive Plan states that development should be concentrated around existing towns and villages and to cluster businesses on Route 13 (see Page 6-17 of the Comprehensive Plan).
3. At their September 25, 2018 meeting, the Planning Commission has indicated that Agricultural Future Land Use is no longer desirable for Mappsville and that the core area of Mappsville should be re-designated.

No one signed up or requested to speak; Chairman Crockett closed the public hearing.

On a motion made by Mr. Phillips and seconded by Mr. Muhly, the Accomack County Board of Supervisors voted to approve the application (REZ-2018-004) for Mr. Bruce Matthews to rezone Tax Map #55A-A-66, 55A-A-61C, 55A-A-65, 55A-A-61D, 55A-1-1, 55A-1-2, 55A-A-68, and 55A-1-1A from Residential to General Business. The property is located at 29187 Bloxom Circle, Mappsville. The Board's decision is supported by the following:

1. **The Board of Supervisors has reviewed the materials produced by the Staff and Planning Commission regarding this application and based on that information desires to rezone the property as requested.**
2. **The Board of Supervisors agrees with the supportive reasoning outlined by the Planning Commission which supports the rezoning of the property.**

11.3 REZ-2018-005 Bloxom Auto Rezoning Application from Residential to General Business

Chairman Crockett opened the public hearing. The Board received a review of the project from staff, noting the following supportive reasoning as identified by the Planning Commission:

1. Bloxom Auto Supply has been in existence in some fashion as early as 1950 and pre-dates the County's zoning ordinance. It is not a new use for this area and has been integral to the development of the Mappsville area.
2. The Comprehensive Plan states that development should be concentrated around existing towns and villages and to cluster businesses on Route 13 (see Page 6-17 of the Comprehensive Plan).
3. At their September 25, 2018 meeting, the Planning Commission has indicated that Agricultural Future Land Use is no longer desirable for Mappsville and that the core area of Mappsville should be re-designated.

No one signed up or requested to speak; Chairman Crockett closed the public hearing.

On a motion made by Mr. Phillips and seconded by Mr. Muhly, the Accomack County Board of Supervisors voted to approve rezoning application #REZ-2018-005 to rezone Tax Map Parcels # 55A-A-3, 55A-A-3A, 55A-A-4A, 55A-A-2, 55A-A-1, and 55A-A-4 from Residential to General Business and to recommend to not rezone Tax Map #55A-A-6 from Residential to General Business; said parcels are located at 14110, 14116 & 14126 Lankford Highway, Mappsville, VA. Said motion is based on the following:

- A. The Board of Supervisors has reviewed the materials produced by the Staff and Planning Commission regarding this application and based on that information desires to rezone the property as requested.**
- B. The Board of Supervisors agrees with the supportive reasoning outlined by the Planning Commission which supports the rezoning of the property.**

12. New Business

12.1 Town of Onancock Wastewater Chargers Refund Request

On a motion made by Chairman Crockett and seconded by Supervisor Phillips, the Accomack County Board of Supervisors voted to accept a 50% recovery, \$44,472, of the total amount of \$88,94 requested from the Town for wastewater treatment charges paid to the Town during the period of March 2017 to September 2018, in the form of a bill credit over a 22 month period. The refund is due to an issue with the meter responsible for measuring the amount of wastewater being transmitted from the County's Central Accomack Sewer System to the Town's Sewer System was determined to be defective during this timeframe.

Chairman Crockett thanked Mrs. Burge, Mr. Hall, and Mr. Mason for their diligence to resolve the matter.

Mrs. Burge will meet with the Town Attorney, John Custis to review the current contact between the County and Town and amend, if necessary.

13. County Administrator's Report

Mr. Mason updated the Board on the following matters:

13.1 Set January 2, 2019 as the date for the Board’s Organizational Meeting and Approve the 2019 Meeting Schedule

On a motion made by Mr. Wolff and seconded by Mr. Muhly, the Accomack County Board of Supervisors voted to approve the following 2019 meeting schedule:



**COUNTY OF ACCOMACK
BOARD OF SUPERVISORS
2019 MEETING SCHEDULE**

REGULAR MONTHLY MEETINGS – 5:00 P.M.
PUBLIC HEARINGS – 6:30 P.M.

| MEETING DATE | MEETING TYPE | MEETING LOCATION |
|---|------------------------------------|-------------------------|
| WEDNESDAY, JANUARY 2 | ORGANIZATIONAL MEETING | BOARD CHAMBERS |
| WEDNESDAY, JANUARY 16 | REGULAR MEETING | BOARD CHAMBERS |
| MONDAY, FEBRUARY 4 | FY20 PROPOSED BUDGET | BOARD CHAMBERS |
| WEDNESDAY, FEBRUARY 6 | FY20 PROPOSED BUDGET | BOARD CHAMBERS |
| WEDNESDAY, FEBRUARY 20 | REGULAR MEETING | BOARD CHAMBERS |
| | FY20 BUDGET PUBLIC HEARINGS | BOARD CHAMBERS |
| WEDNESDAY, MARCH 20 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, APRIL 17 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, MAY 15 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, JUNE 19 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, JULY 17 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, AUGUST 21 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, SEPTEMBER 18 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, OCTOBER 16 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, NOVEMBER 20 | REGULAR MEETING | BOARD CHAMBERS |
| WEDNESDAY, DECEMBER 18 | REGULAR MEETING | BOARD CHAMBERS |
| MEETING SCHEDULE IS SUBJECT TO CHANGE | | |
| **WORK SESSIONS ARE HELD, AS NEEDED, ON THE FIRST WEDNESDAY OF THE MONTH** | | |

13.2 The Expanded EMS staffing model became operational December 3, 2018. Full-time staff are now stationed at Melfa, Saxis & Greenbackville. Chairman Crockett thanked Mr. Mason, Ms. Carmody, and Mr. Pruitt for their efforts to fulfill the positions.

13.3 The County Airport runway and lighting rehab project has been completed. The runway reopened on December 7, 2018

13.4 Preliminary Damage Assessment for Hurricane Florence Received

The County has been notified that property damage incurred as a result of Hurricane Florence did not meet the financial threshold for recovery from FEMA.

14. County Attorney's Report

Mrs. Burge had nothing to discuss during Open Session.

15. Board of Supervisors Comment Period

A. Mr. Hart – No comment.

B. Ms. Major – Apprised the Board that she had been approached regarding the ratification of the Equal Rights Amendment. She is aware that other counties are submitting resolutions of support.

C. Mr. Tarr – No comment.

D. Mrs. Gordy – No comment

E. Mr. Wolff – Thanked Chairman Crockett for his service as Chair for two consecutive terms.

F. Mr. Muhly – Thanked Chairman Crockett for a job well done.

G. Mr. Phillips – No comment.

H. Mr. Chesser – Stated that it is a pleasure to work with the Board and he looks forward to another year of serving with them.

I. Chairman Crockett – Thanked the Board for allowing him to serve as Chairman for two consecutive terms. Thanked the staff for their hard work.

The Board wished the Board, staff, and community a Merry Christmas, Happy Hanukah, Kwanzaa, Holidays and a Happy New Year.

16. Budget and Appropriation Items

There was no discussion on this matter.

17. Payables

17.1 December Payables

Mr. Mason certified the December payables.

On a motion made by Mr. Wolff and seconded by Mr. Phillips, the Accomack County Board of Supervisors voted to certify Mr. Mason to pay the December payables.

18. Closed Meeting

On a motion made by Mr. Tarr and seconded by Mr. Wolff, the Board of Supervisors voted unanimously to enter into Closed Session pursuant to Virginia Code Section 2.2-3711. for the following purposes:

18.1 Virginia Code Section 2.2-3711.A.7 – Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body.

On a motion made by Mr. Tarr and seconded by Mr. Wolff, the Accomack County Board of supervisors entered into Open Session, with a roll call vote, to pass the item as discussed in Closed Session.

Crockett: aye Hart: aye Gordy: aye Tarr: aye Major: aye

Chesser: aye Phillips: aye Muhly: aye Wolff: aye

19. Adjournment

19.1 Adjournment

On a motion made by Mr. Wolff and seconded by Mr. Phillips, the Accomack County Board of Supervisors voted to adjourn at 6:08 p.m.