

VIRGINIA: At a Regular Monthly Meeting of the Board of Supervisors for the County of Accomack held in the Board of Supervisors Chambers in Accomac, Virginia on the 18th Day of December, A.D., 2013.

Members Present: Donald L. Hart, Jr., Chair
Wanda J. Thornton
Ron S. Wolff
Grayson Chesser
John Charles "Jack" Gray, Vice Chair
Kay W. Lewis
Robert D. Crockett
C. Reneta Major

Members Absent: Laura Belle, Gordy

Others Present: Steven B. Miner, County Administrator
Mark B. Taylor, County Attorney
Shelia Goodman, Administrative Assistant

Call to Order

The meeting was called to order by the Chair and opened with a prayer by Mr. Wolff, after which the Pledge of Allegiance to the Flag was recited.

Adoption of the Agenda

Ms. Major made a motion to adopt the Agenda. Mr. Crockett seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Public Comments

County Attorney Mark B. Taylor read the rules governing conduct during the Public Comment period.

Mr. Kim Miles, Onancock, VA offered comments concerning the priority of the construction of a new public library

Minutes

Mr. Wolff made a motion to approve the November 6 and November 20, 2013 Minutes. Mr. Crockett seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Government Finance Officers Association (GFOA)

County Administrator Steven B. Miner announced the County of Accomack had received the Distinguished Budget Presentation Award for the current budget from the Government Finance Officers Association (GFOA). He stated this award was the highest form of recognition in governmental budgeting and represents a significant achievement. He said a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation was also presented to the individual or department designated as being primarily responsible for having achieved the award and

was being presented to the Central Accounting Department. Mr. Crockett offered comments to Finance Director Mike Mason for a job well deserved.

Items Removed from Consent Agenda

Mr. Wolff asked that Item 5.4 - Schedule a public hearing for the Comprehensive Plan Review and Update be removed from the Consent Agenda and be discussed separately.

Consent Agenda

Mrs. Thornton made motion to approve the following items under the Consent Agenda. Mrs. Lewis seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

- 5.2 Request the Virginia Department of Transportation conduct a speed study on Route 657 (Deep Creek Road) and Route 771 (Savage Lane) in the Village of Deep Creek,
- 5.3 Scheduled a Public Hearing on the New Saxis LLC Rezoning on January 15, 2014, and
- 5.4 Awarded RFP #263 – Risk Insurance Consultant – to Pragmatic Solutions, INC. in the State-Contract amount of \$22, 500 for the first year, for providing consulting services for risk management for three years. Years 2 and 3 will increase by 5% per year.

Comprehensive Plan review and update

Mr. Wolff offered comments concerning the Comprehensive Plan and stated it did not address the idea of importance of public input.

Mr. Wolff made a motion to schedule the Public Hearing for the Comprehensive Plan Review and Update at the February meeting and to include the statement of public input that would be drawn up by Mr. Morrison and given to the Board of Supervisors ahead of time. Mr. Crockett seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Eastern Shore of Virginia License Plate Legislation

Jean Hungiville, Chamber of Commerce Director, asked the Board for a letter of support for Eastern Shore of Virginia License Plate Legislation and explained the Bill to amend and reenact 46.7-749.7:3 of the Code of Virginia relating to special license plates for supporting the Eastern Shore Business Community; fees and responded to questions.

Mr. Crockett made a motion to approve the request for a letter of support. Mr. Wolff seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Pungoteague South Homeowners Association

Mrs. Denise Watson read the following letter into the record:

December 17, 2014

Dear Board Members:

There is a residential subdivision in Election District 9 known as Pungoteague South. This subdivision has 29 residential lots with homes on 17 lots. We have an organization known as the Pungoteague South Homeowner4s Association. We have only one street in Pungoteague South known as Fooks Lane, which is privately owned but publically used. The Association has spent thousands of dollars over the years trying to fix Fooks Lane, mainly by adding sand and dirt. Unfortunately, due to the high volume of traffic and the weather, the street needs repairs within a few months after each effort. This leaves us with numerous potholes.

Furthermore, the matter is worse because there is a family living in Pu8ngoteague South that has a six year old daughter who cannot walk. The family has a nurse who works with the child in their home. The nurse has often complained about the condition of the Fooks Lane. Also, young school aged children have to walk about one half mile in all kinds of weather to the bus stop, since the bus does not travel Fooks Lane.

Fooks Lane has a 50 foot right of way, platted and recorded with the Accomack County Clerk of the Court. The Association is asking the Accomack County Board of Su0pervisors to take over the responsibility of Fooks Lane in conjunction with VDOT as a public street. If you have any questions or comments, please feel free to contact at (757) 710-0201. We thank you in advance for your cooperation.

Sincerely,

Denise Watson

Ms. Major told the Board that the road (Fooks Lane) in the subdivision was in deplorable condition and that she felt the road could be brought into the secondary system under the unpaved road criteria.

Ms. Major made a motion to instruct staff to ask the Virginia Department of Transportation if unpaved roads can be taken into the secondary system of highways and be maintained by VDOT and to provide list of any unpaved state-maintained roads in Accomack County. Mr. Hart seconded the motion.

A discussion took place.

The motion, as stated, was unanimously approved with Mrs. Gordy absent.

Virginia Stormwater Management Proposed Changes

Mr. Crockett made a motion to schedule a work session the first Wednesday in February at 5:00 p.m. in the Board Chambers to discuss the Virginia Stormwater Management proposed changes. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Appointments

Accomack County Fire and Rescue Commission

Mr. Crockett made a motion to ratify all members of the Accomack County Fire and Rescue Commission members. Mr. Wolff seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Eastern Shore Community Services Board

Mr. Crockett made a motion to reappoint Dee N. Fitch to the Eastern Shore Community Services Board for a three year term commencing on December 31, 2013 and expiring on December 31, 2016. Mr. Wolff seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Hunter/Landowner Advisory Committee

Mrs. Lewis made a motion to appoint Harold Turner to the Hunter/Landowner Advisory Committee to replace of O. W. Mears who had resigned. Mr. Gray seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Accomack Village – Community Development Block Grant Pre-Application

Following discussion, Mr. Gray made a motion to postpone any action until the Organizational Meeting on January 8, 2014. Mr. Crockett seconded the motion. A discussion ensued. Mr. Gray withdrew his motion.

Planning and Community Director Rich Morrison gave a presentation on the process of the Mark-Dana Corporation unconditionally approval of a conditional use permit and responded to questions, and introduced Kristen Tremblay, Planner of the Planning Department.

Ms. Major made a motion to approve the following Resolution of Support. Mrs. Lewis seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

RESOLUTION OF SUPPORT

WHEREAS, the Mark-Dana Corporation developed the Accomack Manor project in Parksley, Virginia, near the intersection of Route 13 and Metompkin Road; and

WHEREAS, the Mark-Dana Corporation wishes to construct the Accomack Village project on property adjacent to Accomack Manor; and

WHEREAS, the Planning Commission has identified a need for additional multiple-family housing stock in the 2013 Comprehensive Plan review and update; and

WHEREAS, an application for a Community Development Block Grant (CDBG) is needed to support the project; and

WHEREAS, a Conditional Use Permit from Accomack County is a necessary step in order for the development to occur;

NOW, THEREFORE, BE IT RESOLVED, that the Accomack County Board of Supervisors does hereby express its support for the Accomack Village project by inviting the application of a Conditional Use Permit; and

BE IT FURTHER RESOLVED that the Board of Supervisors authorizes the ANPDC to submit a CDBG pre-application before December 31, 2013.

County Administrator's Report

County Administrator Steven B. Miner informed the Board he had received a letter from Judy Lytle referencing the existing vacancy for a Region 1 VACo representative asking if anyone in Accomack County was interested.

County Attorney's Report

County Attorney Mark B. Taylor informed the Board of Supervisors a letter was being written to exempt three island towns (Chincoteague, Saxis, and Tangier) from the Stormwater Ordinance. He also informed the Board of Supervisors the Garret Property was moving forward with development.

Board of Supervisors Comment Period

Mr. Chesser thanked Mr. Hart and Mr. Gray for doing a good job this year as Chair and Vice-Chair.

Mr. Gray wished all a Merry Christmas.

Mrs. Lewis wished all a very Merry Christmas and a Happy New Year and hoped this year would bring forth economic changes and financial changes that would be of assistance to the citizens of Accomack County.

Mr. Wolff stated it had been quite a year sitting beside the Chair and it was an honor to do so. He gave a brief update on the rocket launch stating it had been postponed and hopefully a launch would be scheduled in mid-January. He wished all a Merry Christmas.

Ms. Major stated Elvin Custis had passed and made a motion to invite Mr. Custis' family at the Board Meeting to present them with the following Resolution of Respect.

Mr. Hart seconded the motion. The motion was unanimously approved.

RESOLUTION OF RESPECT

WHEREAS, Elvin R. Custis, Jr. served as a member of the Accomack County Board of Supervisors from January 1, 1972 through December 31, 1983 and served as its Vice Chair 1972-1975 and in 1982; 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 Accomack County Board of Supervisors does expresses to the wife and family of Elvin R. Custis, Jr., its profound sorrow upon his passing and its sincere sympathy; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Minutes of this meeting and a copy presented to the family of Elvin R. Custis, Jr.

Ms. Major wrote a poem in honor of the Board of Supervisors and read it to the Board of Supervisors.

Mrs. Thornton stated the State Water Control Board met last week about the Storm water Ordinance and told the Board the Homeowner's Association were trying to get legislative changes as well. She continued and said the Town of Chincoteague had passed a resolution asking they be made exempt and she had it to Tangier and Saxis, and Mark Taylor. She wished all a Merry Christmas.

Mr. Crockett commended Chair Donald Hart and Vice Chair Jack Gray and stated Mr. Hart ran as well an organized meeting that he had every dealt with in his many years of organized meetings. He wished all a Merry Christmas and a Happy New Year.

Mr. Hart thanked all Board Members and said it had been a pleasure working with all of them and thanked them for all of their support. He wished all a Merry Christmas.

Payables

Upon certification by the County Administrator, Mr. Wolff made a motion to approve the December payables. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Closed Meeting

Mr. Wolff made a motion to go into closed meeting pursuant to Virginia Code §2.2-3711 for the following purpose: Mrs. Thornton seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

1. Pursuant to subsection (A) (1) discussion, consideration, or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body.

Open Session

The Chair declared the meeting open to the public.

Certification of Closed Meeting

Mr. Wolff made the motion to reconvene in Open Meeting and to certify by roll call vote, pursuant to Section 2.2-3712(D) of the Code of Virginia, 1950, as amended, that to the best of each member's knowledge the only matters heard, discussed, or

considered during the Closed Meeting were (i) public business matters lawfully exempted from Opening Meeting requirements under this chapter and (ii) such public business matters as were identified in the motion by which the Closed Meeting was convened.

Mrs. Lewis seconded the motion. The motion was unanimously approved.

Roll Call

Ayes: Mr. Chesser	Mrs. Thornton	Mr. Crockett
Ms. Lewis	Mr. Gray	Ms. Major
Mr. Wolff	Mr. Hart	

Absent: Mrs. Gordy

Meeting with Town of Onancock

Mr. Wolff made a motion that a committee be formed in response to the Town of Onancock's proposal to meet and that the committee consist of Mr. Hart, Mr. Crockett, and Mr. Miner. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mrs. Gordy absent.

Adjournment

Ms. Major made a motion to adjourn the meeting. Mr. Crockett seconded the motion. The motion was unanimously approved with Mrs. Gordy absent. The meeting adjourned at 6:30 p.m.

Donald L. Hart, Jr., Chair

Date