

Initial Accomack County Board of Supervisors Minutes of August 15, 2012

VIRGINIA: At a Regular Monthly Meeting of the Board of Supervisors for the County of Accomack held in the Board Chambers in Accomac on the 15th day of August, A.D., 2012, at 5:00 p.m.

Members Present: Laura Belle Gordy, Chair
Wanda J. Thornton, Vice Chair
Ron S. Wolff
Grayson Chesser
John Charles "Jack" Gray
Kay W. Lewis
Robert D. Crockett
Donald L. Hart, Jr.
C. Reneta Major
Others Present: Steven B. Miner, County Administrator
Mark B. Taylor, County Attorney
Shelia S. Goodman, Administrative Assistant

Call to Order

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

Adoption of the Agenda

Mr. Wolff made a motion to adopt the Agenda. Ms. Major seconded the motion. The motion was unanimously approved.

Veteran's Tax Abatement

Mrs. Monica Hall appeared before the Board of Supervisors and commented on the Veteran's Tax Abatement problem she and her husband had encountered in the Commission of Revenue's Office. Commissioner Leslie Savage made responses to Mrs. Hall's comments.

Public Comments

The County Attorney read the rules governing conduct during the Public Comment period.

Mr. Roger Wheeler from Southwind Subdivision of Atlantic appeared before the Board to give a PowerPoint presentation for Mr. William Starr who was unable to attend the meeting. A discussion ensued concerning allowing a PowerPoint presentation under public participation.

Mrs. Thornton made a motion to bring back in paper form to the Board of Supervisors. Ms. Lewis seconded the motion. A discussion ensued. Mrs. Thornton withdrew the motion. Mrs. Thornton wanted it to be stated in the minutes that anyone could send anyone to do a presentation in their behalf at public comment period.

Suspension of Rules

Mr. Crockett made a motion to suspend the Rules of Procedures for the comments tonight and Mr. Gray seconded the motion. The motion was unanimously approved.

Mrs. Thornton made a motion to add under Public Comment Rules (g) anyone who would like to present a PowerPoint presentation for a public meeting has to present the presentation twenty-four (24) hours in advance for review by staff for appropriateness. Mr. Wolff seconded the motion. The motion was unanimously approved.

Consideration of Minutes

Mr. Hart made a motion to approve the Minutes of July 18, 2012 Regular Monthly Meeting and the August 1, 2012 Recessed Meeting. Ms. Major seconded the motion. The motion was unanimously approved.

Certificate of Achievement for Excellence in Financial Reporting

Mr. Miner commended Michael Mason, Finance Director and his staff with The Certificate of Achievement for the highest form of recognition in governmental accounting and financial reporting and its attainment represents a significant accomplishment by a government and its management.

Chairman Gordy congratulated Mr. Mason on behalf of the Board.

Consent Agenda

Mrs. Thornton made a motion to approve the Consent Agenda and Mr. Wolff seconded the motion to approve the Consent Agenda. The motion was unanimously approved.

5.2 Proclamation Proclaiming September 17-21, 2012 as Constitution Week

**PROCLAMATION
Proclaiming September 17 – 21, 2012
as
Constitution Week**

WHEREAS, We the People did ordain and establish a Constitution for the United States of America to secure the blessings of liberty for ourselves and our posterity; and

WHEREAS, it is important that all citizens fully understand the provisions, principles, and meaning of the Constitution so they can support, preserve, and defend it against encroachment; and

WHEREAS, the Bicentennial of the Constitution provides a historic opportunity for all Americans to learn about and to reflect upon the rights and privileges of citizenship and its responsibilities; and

WHEREAS, the President and the Congress of the United States have designated the week of September 17 – 21, 2012, as Constitution Week; and

WHEREAS, the people of the County of Accomack do enjoy the blessings of liberty, the guarantees of the Bill of Rights, equal protection of the law under the Constitution, and the freedoms derived from it:

NOW THEREFORE BE IT PROCLAIMED, that the County of Accomack in cooperation with the Commission on the Bicentennial of the United States Constitution, do hereby proclaim the week of September 17 – 21, 2012, as Constitution Week, and September 17, 2012, as Constitution Day, and invite every citizen and institution to join in the national commemoration.

5.3 Award of IFB 639 (Rebid) North Landfill Baler Floor Replacement for \$140,660 to Brittingham Bulldozing and Excavating, Inc.

5.4 Award of RFP 255 Elevated Water Tank Painting and Maintenance for \$199,996 to Caldwell Tanks, Inc.

5.5 Watch for Children Sign and Speed Study on Route 619, Boggs Road

New Business

Award Contract IFB 644 – Hunting Creek Pier Replace/Refurbish

Stewart Hall, Public Works Director stated Hunting Creek Pier was damaged by Hurricane Irene recommended full replacement and that FEMA was considering the project for full replacement less proceeds received from the County’s insurance carrier, VACorp. Mr. Hall requested the Board to consider funding any shortfall from contingencies.

Ms. Lewis made a motion to approve contract award to BIC, Inc. for the full replacement cost of the Hunting Creek Pier in the amount of \$113,950. Mr. Wolff seconded the motion. The motion was unanimously approved.

Presentation on County Other Post-Employment Benefit Plans Sustainability

Finance Director Mike Mason gave a presentation on the (OPEB) and discussed how the County provides health insurance benefits to both retirees, who met certain eligibility requirements at their retirement date, and employees who were disabled in the performance of their County duties. He stated these benefits were described as other post-employment benefits (OPEB) to distinguish them from pensions. Mr. Mason continued and stated by providing these benefits creates funding and budgetary challenges that will only grow with time and the County needs to develop a deliberative process that ensures the sustainability of any OPEB plan it would offer to County employees whether it would be our current plan or variations of them.

Mr. Mason spoke on the required contribution that should be set aside every year to meet the wave of retirees that is heading toward the County. Mr. Mason responded to questions presented to him from the Board members.

It was the consensus of the Board to authorize Mr. Mason to move forward in finding ways to work out different options/solutions and plan for a future work session.

County FY12 4th Quarter Summary Financial Report

Michael Mason, Finance Director presented the 4th Quarter Fiscal Year 2012 (Unaudited) Summary Financial Report to the Board. He gave an overall of the County's major revenues and stated they were down 1.1% for the 4th Quarter of fiscal year 2012 as compared to the prior year. He said most of the decrease was due to delinquent personal property tax collections which were lagging from the previous year. Mr. Mason told the Board for the entire fiscal year, major revenues were down 1.8% beating the estimate of 4.1% decrease as compared to the previous year. He continued and stated the County expects to finish the fiscal year with an estimated \$2 million in unassigned fund balance which was a surplus, but the number was an estimate and would probably change as the County continues its fiscal year financial close process.

Mr. Mason gave a summary on the Real Estate Taxes (current and delinquent), Personal Property Taxes (current and delinquent), Local Sales and Use Taxes, Recordation Taxes, Communications Tax, Personal Property Tax Relief (PPTRA) Aid, Consumer Utility Taxes, Building Permits, Transient Occupancy Taxes, Landfill Tipping Fees, Public Service Corporation Real Estate Taxes, Shared Expense Reimbursements, Vehicle License Fees, General Fund Department or other Fund Expenditures Over Appropriation for FY12, Unrestricted Cash and Cash Equivalents Average Monthly Balance, Delinquent Property Taxes by Tax Year As of 6/30/2012, Unreserved General Fund Balance, and Fund Balance Designated for a "Rainy Day" as a per cent of General Fund and School Funds Revenue, Landfill Enterprise Fund (projected ending fund balances by Fiscal Year).

Emergency Polling Place Ordinance

County Attorney Mark Taylor told the Board they needed to take action to enact a minor change to the designation of the Greenbackville polling place in the County ordinance. He stated it presently reads "New Greenbackville Firehouse" and the change would read "Greenbackville Vol. Fire Dept." He continued and stated the purpose of the

change was to clarify that voting at Greenbackville will occur in the Fire Department's social hall and not in the bays where the fire equipment is stored.

Mr. Wolff made a motion to adopt the following emergency ordinance and to hold a Public Hearing on September 19, 2012 at 7:30 p. m. in the Board Chambers. Mr. Hart seconded the motion. The motion was unanimously approved.

**AN ORDINANCE TO AMEND CHAPTER 34, ELECTIONS,
ARTICLE III, PRECINCTS,
SEC. 34-67, POLLING PLACES
OF THE ACCOMACK COUNTY CODE**

WHEREAS, the Board of Supervisors of Accomack County, Virginia, at its May 12, 2011, meeting enacted revisions to the Accomack County Code with regard to Polling Places; and

WHEREAS, the Board of Supervisors of Accomack County has been advised that an emergency exists relating to the name of the polling place in Greenbackville, Virginia, and finds that Chapter 34, Elections, Article III, Precincts, Sec. 34-67, Polling Places, of the Accomack County Code needs to be amended to correctly state the name of the building that is the Polling Location in District 2, Precinct 202, Greenbackville, Virginia from New Greenbackville Firehouse to Greenbackville Vol. Fire Dept.; and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED as an Emergency Ordinance of Accomack County, that the Accomack County Ordinance enacted May 12, 2011, amending the Accomack County Code as it pertains to Polling Places, is hereby further amended to state that the name of the Polling Place in District 2, Precinct 202, Greenbackville, Virginia, shall be Greenbackville Vol. Fire Dept. and not New Greenbackville Firehouse. Therefore, Chapter 34, Elections, Article III, Precincts, Sec. 34-67 of the Accomack County Code is hereby amended as follows:

Chapter 34. Elections

Article III. Precincts

Sec. 34-67. Polling Places.

Section 34-67 as previously shown in the Accomack County Code is hereby deleted in its entirety.

The precincts for each election district and the polling place for each precinct shall be set forth below:

Election District	Precinct Number	Precinct Name	Polling Location
District 1	101	Chincoteague	Chincoteague Community Center
District 2	201 202	Atlantic Greenbackville	Atlantic Fire House New Greenbackville Vol. Fire Dept. Fire House
District 3	301	Oak Hall	Arcadia High School
District 4	401 402	Bloxom Parksley	Bloxom Town Hall Parksley Fire House

	403	Saxis	Saxis Fire House
District 5	501 502	Mappsville Rue	Kegotank Elementary Metompinkin Elementary
District 6	601 602	Accomac Tangier	Tasley Fire House Tangier Combined School
District 7	701 702	Onancock Onley	Onancock Town Hall Onley Volunteer Fire and Rescue Company 25489 Maple Street
District 8	801 802 803	Bobtown Melfa Wachapreague	Pungoteague Elementary School Melfa Fire House Wachapreague Fire House
District 9	901	Painter	Painter Fire House
Central Absentee Ballot Precinct Place			Board of Supervisors Room, Accomack County Administra- tion Building, 23296 Courthouse Avenue Accomac, Virginia

State Law Reference – Polling Places, §24.2-305, et seq.

This Ordinance is effective immediately.

County Administrators Report

Tangier Volunteer Fire Department

Mr. Miner told the Board of Supervisors that the Tangier Volunteer Fire Department successfully passed the inspection and was now a licensed EMS agency. He said Accomack County Department of Public Safety was now providing paid-on-call staff to Tangier.

Mr. Crockett thanked C. Ray Pruitt for his hard work in assisting Tangier and also thanked Department of Public Safety's staff.

Wallops Research Park Work Session

Mr. Miner stated the September 5th meeting with the Board of Supervisors and Wallops Research Park Work Session would have to be cancelled because the appraisal for the portion of land had not been completed and it would be rescheduled for November 7, 2012 at 5:00 p.m. in the Board Chambers.

Parks and Recreation

He told the Board he had met with the Parks and Recreation Commission and he said he asked them to start the process for looking for property and comparing property so they could bring a recommendation back to the Board.

Mr. Miner told the Board about the invitation of the Small Business Meeting that would be held on August 21, 2012 at 5:00 p.m. at the Chamber of Commerce and stated they were invited to attend the 15th Annual Farm Day Tour on September 25, 2012 from 9:30 a.m. until 2:00 p.m. at Duncan Farm in New Church which was sponsored by Virginia Cooperative Extension.

Mr. Miner gave an update to the Board on the meeting with the Constitutional Officers. Mrs. Thornton asked Mr. Mason and Mr. Miner if the Board could receive a copy of the non-mandated local money the Constitutional Officers receives from the County.

County Attorney's Report

Atlantic Town Center

Mr. Taylor handed out a copy of Mr. Baumgartner's letter concerning the Atlantic Town Center Future Land Use Map Amendment request and a copy of the transcript of the motion that had been made by Mr. Wolff regarding the Nocks Landing Road site to be taken off the table. A lengthy discussion ensued concerning a written commitment to put the sewage and water and the disposal within site A or site C. Mr. Wolff stated he feels the clarity of the letter from Mr. Baumgartner is not clear and specific.

Mr. Taylor asked for more time to allow him and Mr. Baumgartner to discuss the issue outside the meeting.

Board Member Censure

Mrs. Thornton stated she needed clarification regarding an email Mr. Taylor had sent to all Virginia County Attorneys. She said Mr. Taylor had asked other attorneys for "a copy of any governing body bylaws or policies that include procedure for censure of a member of the body." Mrs. Thornton asked questions concerning why it was sent out and was he asked by a member of the Board. Mr. Taylor responded to the questions. Mr. Chesser stated he was the Supervisor that asked Mr. Taylor to send the request to the other attorneys.

Board of Supervisors Comment Period

Mr. Wolff thanked Mr. Crockett for attending his meeting on Monday night.

Mrs. Thornton told the Board a meeting was being held either tonight or tomorrow on the TMDL and the regulations on farmers and the Board did not know about it. Mrs. Thornton asked Mr. Miner to see if he could find out the results of the meeting and let the Board know.

Mrs. Thornton informed the Board Toni Trepanier’s Memorial Services would be held on Saturday at 3:00 p.m. at the farm on Groton Town Road.

Mr. Crockett stated he enjoyed attending Mr. Wolff’s meeting on Monday night.

Public Hearings

Amendment Ordinance to Chapter 58, Offenses and Miscellaneous Provisions, Section 58-11, Prohibiting Loitering or Hunting Near School County or Town Park

The Chair opened the public hearing to afford interested persons the opportunity to be heard or to present written comment concerning prohibiting Loitering or Hunting near school county or town park.

There were no public comments.

Chairman Gordy closed the Public Hearing.

ACCOMACK COUNTY, VIRGINIA, ORDINANCE AMENDMENT TO CHAPTER 58, OFFENSES AND MISCELLANEOUS PROVISIONS, SEC. 58-11, LOITERING, TO PROHIBIT LOITERING IN PUBLIC PLACES AND HUNTING IN THE VICINITY OF PUBLIC SCHOOLS AND PARKS

WHEREAS, The Accomack County Board of Supervisors, is desirous of amending the County Code as it pertains to loitering and hunting in the vicinity of public schools and county or town parks; and

WHEREAS, the Accomack County Board of Supervisors finds that the public health, safety, and general welfare of the citizens of Accomack County is served by such an amendment to the County Code; and

WHEREAS, the Accomack County Board of Supervisors, is desirous of amending the Accomack County Code, Chapter 58, Offenses and Miscellaneous Provisions, Sec. 58-11, Loitering.

NOW, THEREFORE, BE IT ENACTED that the Board of Supervisors of Accomack County, Virginia, pursuant to Virginia Code §§ 29.1-527 and 15.2-926, amends Accomack County Code, Chapter 58, Offenses and Miscellaneous Provisions, Sec. 58-11, Loitering, as follows:

Sec. 58-11. – Loitering; In Public Places or Hunting in Vicinity of Public School or County or Town Park prohibited.

(a) ~~Loitering in, upon, or around any, shooting or hunting with a firearm, or traversing an area while in possession of a loaded firearm, within 100 yards of any~~

~~property line of a public place, public school, or a county, city, town or regional town~~ park is prohibited.

(b) Shooting or hunting with a firearm within 100 yards of any property line of a public school or county or town park is prohibited. For purposes of this section, “hunting with a firearm” expressly includes, but is not limited to; traverse of such designated area by a hunter while in possession of a loaded firearm.

(c) Any violation of this section shall be a Class 4 misdemeanor.

This Ordinance is effective upon adoption.

Mr. Wolff made a motion to approve the amendment prohibiting Loitering or Hunting near school, county or town park. Mr. Hart seconded the motion. The motion was unanimously approved.

Ordinance Amendment to Chapter 58, Offenses and Miscellaneous Provision, Section 58-1, Issuance of Handgun Permits; Conditions, to comply with the new Virginia Code Section 18.2-308 requiring the removal of the local fingerprinting option from the handgun permit to comply with the state law

**ACCOMACK COUNTY, VIRGINIA, ORDINANCE AMENDMENT TO
CHAPTER 58, OFFENSES AND MISCELLANEOUS PROVISIONS
SEC. 58-1, ISSUANCE OF HANDGUN PERMIT; CONDITIONS**

WHEREAS, The Accomack County Board of Supervisors, is desirous of amending the County Code to update the changes necessary to comply with the new Virginia Code §18.2-308 allowing for the removal of the fingerprinting option from the handgun permit; and

NOW, THEREFORE, BE IN ENACTED that the Board of Supervisors of Accomack County, Virginia, amends Accomack County Code, Chapter 58, Offenses and Miscellaneous Provisions, Sec. 58-1, Issuance of Handgun Permit; Conditions, as follows:

Sec. 58-1. Repealed. ~~Issuance of handgun permit; conditions.~~

~~As a condition for issuance of a concealed handgun permit, any applicant who is a resident of the County shall submit to finger printing by the sheriff's department and provide personal descriptive information to be forwarded with the fingerprints through the Central Criminal Records Exchange to the Federal Bureau of Investigation for the purpose of obtaining criminal history record information regarding the applicant.~~

State law reference – Code of Virginia, § 18.2-308.

This Ordinance is effective immediately.

Mr. Crockett made a motion to approve the amendment to the Ordinance Amendment to Chapter 58, Offenses and Miscellaneous Provisions, Section 58-1, Issuance of Handgun Permits; Conditions, to comply with the new Virginia Code Section 18.2-308 requiring the removal of the local fingerprinting option from the handgun permit to comply with state law. Ms. Lewis seconded the motion. The motion was unanimously approved.

**Ordinance Amendment to Chapter 42, Fire Prevention and Protection, Article II.
Open Burning, Section 42-43-Permissible Open Burning, to clarify that certain
opening burning is permissible under the present County Code**

**ACCOMACK COUNTY, VIRGINIA, ORDINANCE AMENDMENT TO
CHAPTER 42, FIRE PREVENTION AND PROTECTION,
ARTICLE II. OPEN BURNING, SEC. 42-43. - PERMISSIBLE OPEN BURNING**

WHEREAS, The Accomack County Board of Supervisors, is desirous of amending the County Code to clarify a certain Code provision; and

WHEREAS, this amendment is for clarification purposes only; and

WHEREAS, the Accomack County Board of Supervisors, is desirous of amending the Accomack County Code, Chapter 42, Fire Prevention and Protection, Article II, Open Burning, Sec. 42-43, Permissible Open Burning.

NOW, THEREFORE, BE IN ENACTED that the Board of Supervisors of Accomack County, Virginia, pursuant to Virginia Code § 15.2-922.1, amends Accomack County Code, Chapter 42, Fire Prevention and Protection, Article II, Open Burning, Sec. 42-43, Permissible Open Burning, as follows:

Sec. 42-43. – Permissible open burning.

Open burning is permissible only in accordance with the following specifications:
~~pursuant to a permit issued by the state department of environmental quality;~~

(1) Open burning for training and instruction of governmental, volunteer or industrial firefighters under the supervision of the designated official and industrial in-house fire fighting personnel; Whenever a building or structure is used by one or more fire companies for bona fide firefighting instruction, the owner or his agent shall be exempted from the requirements, provided a fire company is in attendance at all times fires are conducted;

(2) Open burning for camp fires or other fires that are used solely for recreational purposes, for ceremonial occasions, for outdoor noncommercial preparation of food, and for warming of outdoor workers; however, applicable materials specified in this article shall not be burned, and such fires shall be attended at all times. Notice of open fires specified in Section 42-43 shall not be required;

(3) Open burning for the destruction of any combustible liquid or gaseous material by burning in a flare or flare stack;

(4) Open burning for the destruction of classified military documents;

(5) Open burning of forests and fields in accordance with forest management and agricultural practices approved by the state air pollution control board provided that the burn area is at least 1,000 feet away from any occupied building unless the occupant has granted prior permission and in accordance with the department of forestry's smoke management plan (ref: 9 VAC 5-40-5631);

(6) In urban areas, open burning is permitted for the disposal of yard waste (leaves and tree waste and garden trimmings) located on the premises of private property, provided that no regularly scheduled public or private collection service for such trimmings is available at the adjacent street or public road. In non-urban areas, open burning is permitted for the disposal of leaves and tree, yard waste and garden trimmings located on the premises of private property regardless of the availability of collection service for such trimmings. The location of the burning is not less than 300 feet from any occupied building unless the occupants have given prior permission, other than a building located on the property on which the burning is conducted; and provided that prevailing winds are away from any town or built-up area;

(7) Open burning is permitted on site for the destruction of household waste by homeowners or tenants, provided that the following conditions are met:

- a. The burning takes place on the premises of the dwelling;
- b. Animal carcasses or animal wastes are not burned;
- c. Garbage is not burned;
- d. The location of the burning is not less than 300 feet from any occupied building unless the occupants have given prior permission, other than a building located on the property on which the burning is conducted; and
- e. No regularly scheduled public or private collection service for such refuse is available at the adjacent street or public road.

(8) Open burning is permitted for the disposal of debris waste resulting from property maintenance, from the development or modification of roads and highways, parking areas, railroad tracks, pipelines, power and communication lines, buildings or building areas, sanitary landfills, or from any other clearing operations which may be approved by (designated local official), provided the following conditions are met:

- a. All reasonable efforts shall be made to minimize the amount of material burned, with the number and size of the debris piles approved by (designated local official);
- b. The material to be burned shall consist of brush, stumps and similar debris waste and shall not include demolition material;
- c. The burning shall be at least 500 feet from any occupied building unless the occupants have given prior permission, other than a building located on the property on which the burning is conducted;
- d. The burning shall be conducted at the greatest distance practical from highways and air fields; and
- e. The burning shall be conducted only when the prevailing winds are away from any city, town or built-up area; and

(9) Open burning or the use of special incineration devices is permitted on site for the destruction of clean burning waste and debris waste resulting from property maintenance, from the development or modification of roads and highways, parking areas, railroad tracks, pipelines, power and communication lines, buildings or building areas, sanitary landfills, or from any other clearing operations.

This Ordinance is effective upon adoption.

Mr. Wolff made a motion to approve the Ordinance Amendment to Chapter 42, Fire Prevention and Protection, Article II Open Burning, Section 42-43 – Permissible Open Burning, to clarify that certain opening burning is permissible under the present County Code. Mrs. Thornton seconded the motion. The motion was unanimously approved.

Budget Items

Mr. Hart made a motion to approve the Budget Items. Mr. Wolff seconded the motion. The motion was unanimously approved.

**Budget and Appropriation Items
August 15, 2012 Board of Supervisors Meeting**

FISCAL YEAR 2012

Grants, etc.

Decrease Contingency

FY12 Contingency (Balance remaining for FY12=\$75,960) \$40,500

Increases Expenditures

Translator TV

--Local share of TTV digital upgrade grant program required to be paid in FY12 in order to take advantage of program match. FY13 Appropriation will be reduced to reimburse budget contingency. \$40,500

Increase Revenues

Revenue from the Commonwealth \$14,488

Increase Expenditures

Clerk of Circuit Court \$14,488

--Additional technology trust funds award

FISCAL YEAR 2013

Grants, etc.

Decrease Expenditures

Translator TV \$40,500

Increases Contingency

FY13 Contingency (Balance remaining for FY13=\$200,855)

--See above \$40,500

Payables

Mr. Miner certified the payables.

Mr. Hart made a motion to approve the payables. Mr. Gray seconded the motion.

The motion was unanimously approved.

Closed Meeting

The County Attorney read the rules governing conduct during for Closed Meeting.

Mr. Wolff made a motion to go into Closed Meeting pursuant to §2.2-3711.A of the Code of Virginia of 1950, as amended, pursuant to subsections (1) for 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, including, but not limited to, the Wetlands Board and other committees and commissions where such evaluation will necessarily involve discussion of the performance of specific individuals; (3) for 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;

and (5) for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community matter. Mrs. Thornton seconded the motion. The motion was unanimously approved.

Open Meeting

The Chair declared the meeting open to the public.

Certification of Closed Meeting

Mr. Wolff made the motion to certify by roll call vote, pursuant to §§ 2.2-3711.A (1), (3) and (5) of the Code of Virginia, that to the best of each member's knowledge the only matters heard, discussed, or considered during the Closed Meeting were discussion or consideration of the matters that were identified in the motion by which the Closed Meeting was convened, being Virginia Code §§ 2.2-3711.A (1), (3) and (5). Mrs. Thornton seconded the motion. The motion was unanimously approved.

Roll Call

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

Airport Commission

Mr. Wolff made a motion to schedule a Public Hearing at 7:30 p.m. on September 19, 2012, to afford interested persons the opportunity to be heard or to present written comments concerning a proposed Ordinance to discontinue the Accomack County Airport Commission without continuing the advisory body. Ms. Lewis seconded the motion. The motion was unanimously approved.

Recognition For Charles Russell

Mr. Hart made a motion that staff prepare a resolution to recognize Charlie Russell and his family of WESR for all the support and help they have done during all emergencies, hurricanes, tornados, etc. over the years. Mrs. Thornton seconded the motion. The motion was unanimously approved.

Safety Award Plaque Placement

Mr. Hart made a motion to authorize the Chair and the County Administrator to find the appropriate place for the Lee Ruark Safety Award Plaque in the County Building. Ms. Major seconded the motion. The motion was unanimously approved.

Adjournment

Mr. Wolff made a motion to adjourn. Mrs. Thornton seconded the motion. The motion was unanimously approved. The meeting adjourned at 10:15 p.m.

Laura Belle Gordy, Chair

Date