

VIRGINIA: At a Regular Monthly Meeting of the Board of Supervisors for the County of Accomack held in the Board of Supervisors Chamber in Accomac, Virginia on the 18th day of May, A.D., 2016 at 5:00 p.m.

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

Others Present: Steven B. Miner, County Administrator
Cela J. Burge, County Attorney
Michael Mason, Finance Director
Shelia West, Administrative Assistant

Call to Order

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

Adoption of the Agenda

Mrs. Gordy made a motion to adopt the Agenda with the following addition:

Under 5. Consent Agenda

5.6 – To request VDOT conduct a traffic study in the town of Cashville for the installation of a speed reduction sign.

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

Public Comment

County Attorney Cela Burge read the rules governing conduct during the public comment period.

Comments were offered by the following:

Mr. Ronnie Thomas, 10259 Atlantic Road, Atlantic, VA expressed his opposition concerning the following matters:

- 1) The decision made by Board to fund the E. S. Public Library Building project in the amount of \$2 million of taxpayers' money after a failed referendum vote by the people,
- 2) The nomination of a Board member to the Accomack County Wallops Working Group known to speak out against the Antares rocket launch, and
- 3) The appointment of Mr. Tommy Clark to the Wallops Working Group who is an outspoken critic against aircraft projects at Wallops since its inception.

Ms. Shawn Coyte, Post Office Box 191, Mappsville, VA – requested that the

Board consider adopting a “No Tethering” Ordinance and presented a sample “draft” ordinance as a guideline which would require dog owners to bring chained dogs in from dusk until dawn.

Elizabeth Taylor, 30316 Chesser Road, Temperanceville, VA – PTA representative at Kegotank related to parents’ concerns regarding the Kegotank Elementary School Project and the lack of the School Board’s willingness to reach out to them to receive their input regarding the matter. She referenced concerns related to parking and other issues that needed to be addressed and presented letters from Jennifer Stapleton, President of the Kegotank PTA, and herself as a parent and a member of the PTA Advisory Committee which contained contact information.

Linda Meehan, 11601 Heron Drive, Machipongo, VA - As a nurse, she stated that she was present on the behalf of a child she cares for that resides on Fooks Lane and offered concerns related to the terrible road conditions of Fooks Lane in Painter, VA, i.e., potholes 6 to 8 inches deep, the inability of emergency services vehicles unable to reach critical care patients, etc., and that is was imperative and of urgency that the Board consider speeding up the process of requesting that Fooks Lane be taken into the State maintained road system.

Reverend Linda Stevens, 22232 Daughtery Road, Tasley, VA informed Board members of an accident she had been involved in and presented factual information received from the VDOT Engineer of Traffic, Richmond office, regarding the number of accidents reported from 2011 – 2015 (with injuries and two (2) fatalities) that had occurred at the intersection of Route 13, Lankford Highway and Route 648, Daughtery Road and requested that the Board have a traffic study conducted by VDOT for the installation of a traffic light at that intersection.

Cara Burton, Director, Eastern Shore Public Library, 24068 Bennett Street, Parksley, VA - presented Board members with a printed copy of the Conceptual Design Report from the architect which outlined the plans for the Eastern Shore Public Library Building project in Parksley, VA. She welcomed Board members to email her at cburton@espl.lib.va.us and invited them to stop by the library if they had any questions or comments.

John Owens, 33158 Hickman Street, Painter, VA – complained about the horrible road conditions on Fooks Lane in Painter, VA, reiterating what Linda Meehan had stated and stressing the need for the road to be taken into the State maintained road system as soon as possible because of the child’s medical condition.

Minutes

Ms. Major made a motion to approve the Minutes of April 4, 19 and 20, 2016 meetings. Mr. Hart seconded the motion. The motion was unanimously approved.

National Safe Boating Week

Mr. Hart mad made a motion to adopt the following Proclamation Proclaiming May 21st through May 27th, 2016 as National Safe Boating Week and presented the National Safe Boating Week Proclamation to the Coast Guard Auxiliary Flotilla 12-02 Painter and Wachapreague and Flotilla 12-06 Chincoteague and read same into the record. Ms. Major seconded the motion. The motion was unanimously approved.

**PROCLAMATION
PROCLAIMING
MAY 21 THROUGH MAY 27, 2016
As
NATIONAL SAFE BOATING WEEK**

Recreational boating is fun and enjoyable, and we are fortunate that we have sufficient resources to accommodate the wide variety of pleasure boating demands. However, our waterways can become crowded at times and be a place of chaos and confusion. While being a marvelous source of recreation, boating, to the unprepared, can be a risky sport. Not knowing or obeying the Navigation Rules or the nautical “Rules of the Road,” drinking alcohol or taking drugs while operating a boat, or choosing not to wear your life jacket when doing so is clearly NOT the smart thing to do, are all examples of human error or a lack of proper judgment. One particular behavior that can reduce the number of boaters who lose their lives by drowning each year by approximately 80% is the wearing of a life jacket. It is a simple task that has the potential to reduce terrible loss in lives.

Whereas, on average, 700 people die each year in boating-related accidents in the U.S.; nearly 70% of these are fatalities caused by drowning; and

Whereas, the vast majority of these accidents are caused by human error or poor judgment and not by the boat, equipment, or environmental factors; and

Whereas, a significant number of boaters who lose their lives by drowning each year would be alive today had they worn their life jackets; and

Whereas, modern life jackets are more comfortable, more attractive, and more wearable than styles of years past and deserve a fresh look by today’s boating public; and

Whereas, U.S. Coast Guard Auxiliary Flotilla 12-02 Painter and Flotilla 12-06 Chincoteague provide safe boating instructions for persons of all ages in order to prevent boating accidents and to teach rescue and survival techniques in case one does occur.

Therefore, we, the Accomack County Board of Supervisors, do hereby support the goals of the North American Safe Boating Campaign and proclaim May 21-27, 2016, as National Safe Boating Week and the start of the year-round effort to promote safe boating. And we encourage all boaters to wear their life jackets, boat responsibly, and enroll in a safe boating class.

In Witness Whereof, the Accomack County Board of Supervisors urge all those who boat to “Boat Smart. Boat Safe. Wear it.” and practice safe boating habits.

Resolution of Recognition for John Custis

Mr. Crockett made a motion to approve the following resolution recognizing Mr. John Custis. Mrs. Gordy seconded the motion. The motion was unanimously approved.

RESOLUTION OF RECOGNITION OF THE BOARD OF SUPERVISORS OF ACCOMACK COUNTY, VIRGINIA

WHEREAS, John Custis is an attorney in Accomack County, Virginia; and

WHEREAS, during the time in 2015 when Accomack County was without a fulltime in-house attorney, John Custis was available to assist with legal issues for Accomack County, and did so without hesitation or remuneration and was invaluable to the legal office; and

WHEREAS, the Accomack County Board of Supervisors wishes to recognize John Custis for his time, assistance and service to Accomack County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors does hereby recognize and commend John Custis for his time, assistance and service to Accomack County and the citizens of the County of Accomack; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Minutes.

Consent Agenda

Mr. Crockett made a motion to approve the following items under the Consent Agenda. Ms. Hart seconded the motion. The motion was unanimously approved.

5.2 The award of RFP 280 for Engineering and Planning Services for Accomack County Airport to Talbert & Bright for the term of May 19, 2016 to May 18, 2021 in accordance with the terms and conditions of RFP 280. The funding agency requires a five-year term for engineering contracts for Airport Engineering Services,

5.3 The following Resolution endorsing the Eastern Shore Juneteenth Festival,

RESOLUTION

WHEREAS, Accomack County’s economic and social well-being requires the best efforts and cooperation residents of all races, creeds and backgrounds; and

WHEREAS, for fourteen years, the Juneteenth Festival has been in an arena to educate and promote cultural enlightenment and diversity to the residents of the Eastern Shore of Virginia; and

WHEREAS, Juneteenth, also known as “Freedom Day” or “Emancipation Day” is the oldest known festival to celebrate the end of slavery and celebrates African-American freedom, encourages strong family structure, and emphasizes the importance of the church in the African-American community; and

WHEREAS, today many African Americans across the United States celebrate Juneteenth through the traditions of picnicking and barbecuing but also through prayer services, African arts and craft sales, concerts and parades; and

WHEREAS, this year’s festival will be held on Saturday, June 20, 2015 at the Eastern Shore Community College and will be combined with a health fair to educate Eastern Shore residents on healthy living practices; now

THEREFORE BE IT RESOLVED that the Accomack County Board of Supervisors does hereby endorse the EASTERN SHORE JUNETEENTH FESTIVAL to be held June 18, 2016.

5.4 Resolution Supporting Planning for the Development of a Small Business Incubator or Community Kitchen in Machipongo, Virginia as requested by Northampton County,

A RESOLUTION SUPPORTING PLANNING FOR THE DEVELOPMENT OF A SMALL BUSINESS INCUBATOR OR COMMUNITY KITCHEN IN MACHIPONGO, VIRGINIA.

WHEREAS, the entire Eastern Shore Region has a need for economic development and small business support, continued community development, and a more robust working relationship between counties and towns; and

WHEREAS, Northampton County has expressed an interest in redeveloping the former Northampton Middle School facility in Machipongo, Virginia in a manner that best suits the needs of regional businesses, residents and local government on the Eastern Shore of Virginia; and

WHEREAS, the Stronger Economies Together and Comprehensive Economic Development Strategy economic development plans for the Eastern Shore of Virginia have resulted in the creation of a virtual network of local government and business stakeholders and identified a need for small-business incubator or community kitchen facilities, as well as other community use, recreation and *educational space, within the region; and*

WHEREAS, the Virginia Department of Housing and Community Development provides funding for planning activities, which will only support regional collaborative efforts, through the Building Collaborative Communities Program; and

WHEREAS, the Accomack-Northampton Planning District Commission supports Northampton County's interests in redeveloping the facility in a manner that suits the needs of local businesses and residents and is committed to administering the grant contract and providing the \$10,000 local match funding required.

NOW, THEREFORE BE IT RESOLVED that the Accomack County Board of Supervisors hereby supports an application for funding through the Virginia Department of Housing and Community Development's Building Collaborative Communities Program to support a planning grant focused on the expansion and continuation of the existing virtual government/business network, accommodated at the former Northampton Middle School facility in Machipongo, VA.

5.5 The Purchase of a Dell/Nutanix server and storage solution that has been competitively procured through VITA contract VA-101112-DELL at a cost of \$67,904.

5.6 To request VDOT conduct a traffic study for the installation of a sign or a speed limit reduction in the vicinity of the village of Cashville located on Broadway Road, Route 641, from Broadway Baptist Church heading east to the stop sign at Cashville.

Triton Program Update

Mr. Peter Bale, Chairman, Wallops Island Regional Alliance (WIRA) and Principal, Sentinel Robotics Solutions appeared before the Board and presented a

video and PowerPoint presentation promoting the Wallops Complex as an ideal base for the Navy's proposed Triton program. He gave a very detailed update regarding the program, its purpose, employment opportunities and salary increase above the median wage, etc., and responded to various questions regarding same.

He gave an introduction about the Wallops Island Regional Alliance and its role in the Triton Program. He informed members that competition for the program was down to two locations, Accomack or Mayport, Florida. He stated that it was a unique opportunity for the Eastern Shore "a diamond in the rough".

Mr. Bale presented a copy of a letter of support from the Maryland General Assembly and requested that the Board write a letter of support to include as a part of the packet. A discussion continued.

He invited Board members to participate in the next "WIRA" meeting.

Deborah Christie, Assistant to Congressman Rigell's Office spoke briefly regarding the criteria that the Navy would use for site selection and stressed the importance of having local support.

A discussion continued regarding matters relating to the Triton Program.

Mr. Bale responded to questions regarding employment skills, timeframe for award and selection criteria, location, etc.

Mr. Hart made a motion for the Board to fully support the Triton Program and to adopt the following Resolution. Ms. Major seconded the motion. The motion was unanimously approved.

RESOLUTION OF SUPPORT

WHEREAS, the Wallops Flight Facility in Virginia is being considered as the East Coast Forward Operating Base for MA-4C Triton unmanned aircraft; and

WHEREAS, the Accomack County Board of Supervisors believes that Wallops will provide an ideal home for these revolutionary aircraft and for the Sailors and families supporting them; and

WHEREAS, Wallops is located on the Eastern Shore of Virginia less than 100 miles from the fleet concentration area in Hampton Roads where Naval aviation already has a well-established presence at Wallops, with E-2 and C-2 aircraft using Wallops on a routine basis for fleet carrier landing practice; and

WHEREAS, basing the first operation of Triton at Wallops would locate those aircraft in close proximity to NAS Patuxent River and Naval Air Combat Systems Command, where the Triton was developed and tested and would also locate them in close proximity to the fleet at Naval Station Norfolk, the Master Jet Base at NAS Oceana, and the entire Virginia Capes operating area; and

WHEREAS, Basing Triton in close proximity to these other Navy facilities, headquarters, and operating forces will create synergies and facilitate the faster integration of Triton into the Navy's battle network and also believe that Wallops' location provides a superior base of operations for conducting maritime surveillance missions throughout the entire Atlantic; and

WHEREAS, Wallops is an ideal site for basing unmanned aircraft, in particular, and despite its central location in the Mid-Atlantic, Wallops enjoys uncrowded airspace and its rural environs generate no encroachment issues with two 8000' runways and the taxiways and apron space to support additional aircraft, Wallops is ready to accommodate Triton with minimal additional construction; and

WHEREAS, Wallops is also already an established center of unmanned aerial vehicle (UAV) activity and home to a number of UAVs, including NASA's RQ-4 Global Hawks, an aircraft very similar to Triton which unlike at many other locations, UAVs are a familiar sight in Wallops' airspace and Air traffic controllers in the region are familiar and comfortable with UAVs, including the Triton from its development period at nearby Pax River as compared to other locations being considered, Wallops is also less adversely impacted by hurricanes and other severe weather events that could disrupt operations and damage aircraft:

NOW, THEREFORE BE IT RESOLVED THAT the Accomack County Board of Supervisors does hereby realize Wallops and other Navy, Department of Defense, and Federal facilities in Virginia benefit from the strong support of the communities of which they are a part and pledges to fully support an expanded Navy mission at Wallops, as may be required to ensure the success of the mission in the event that Wallops is selected as the base for this vital national asset.

Update on Remaining Airspace at Northern Landfill

Mr. Stewart Hall, Public Works Director, appeared before the Board and gave a brief update regarding the status of the remaining airspace at the northern landfill, informed members that the current airspace was rapidly diminishing and would consume the remaining space by the end of the calendar year if plans weren't looked at diverting some of the waste.

He the "the good news" was that there were some options to address the issue. He gave a brief recap of the project which started in July, 2012, noting some of the difficulties and delays that had been experienced which involved DEQ, and were being told that it could take three (3) months to get a permit.

He said they had been exploring different options and the least cost option would be to defer a portion of the waste from the southern transfer station to Bethel Landfill which is located near Hampton. He briefed the Board on the process, said upon contacting Waste Management; they agreed to honor their pricing schedule with a tipping fee of \$19.58 per ton. He apprised members of other contacts that had been made of the three (3) southern Maryland counties on the Eastern Shore but advised they were unable to accept Virginia waste.

He informed members the charges would be put against the Landfill Enterprise Fund and there were enough funds in the existing appropriation to cover from June 1st to the end of the fiscal year, but noted to continue would have to bring back an appropriation request from the next fiscal year at a later date.

Mr. Crockett noted that the delay in getting the permit was not attributed to the staff. A discussion continued about the tipping fee costs, the tonnage being transported and other related matters. It was the consensus of the Board that Mr. Hall move forward with plans for transporting the waste.

Fooks Lane – Pungoteague, Virginia

Mr. Stewart Hall, Public Works Director, presented a report from the Roads Additions Committee resultant from a meeting held on April 11, 2016, which the committee had reviewed information related to Fooks Lane in Pungoteague, Virginia. He referred materials provided to members with a cost estimate entitled “Fooks Lane Special Assessment” in which VDOT reported that there was currently \$199,000 in stated funds available for Rural Addition projects with the expectancy of additional funds maybe being added later in the year. He informed members that the total project costs was estimated at \$400,000, and of that amount, the Commonwealth’s Policies allow up to one-half of \$200,000 to come from State managed funds and the remainder to come from local sources which could include the County and/or landowners.

He advised members that the committee moved to recommend that the Board proceed with the necessary steps for the acceptance of Fooks Lane into state maintenance, pending the appropriation of funding after FY 16 closing.

Ms. Major, Chair of the Roads Additions Committee thanked staff and the committee for working tirelessly on the Fooks Lane project.

She offered comments regarding creation of the secondary road system by the State and the policy which the Board had adopted establishing the Rural Roads Additions Committee. She referenced projects which had been completed since the inception of the Rural Roads Committee and relinquished the floor to Mr. Hall to explain the screening process for acceptance of roads into state maintenance. Ms. Major gave a brief history about the Fooks Lane, noting the meetings that were held with constituents and State officials. She recognized the residents and landowners

from Fooks Lane that were in attendance. She stated that the residents were willing to pay a special tax assessment in addition to their tax payments for the Fooks Lane project and noted after special tax assessments, the County would be responsible for \$34,099. A discussion continued.

Ms. Major made a motion to proceed with the necessary steps for the acceptance of Fooks Lane into state maintenance, pending the appropriation of funding after FY 16 closing. Mr. Hart seconded the motion. The motion was unanimously approved.

Mr. Hall responded to questions regarding secondary roads. A discussion continued regarding the conditions of the secondary roads in the County.

Mr. Crockett suggested the Board revisiting the policy to consider setting a dollar limit for contributing to projects and also the subsidy for the special assessment that residents have to meet.

Mr. Hall responded to an inquiry regarding the process in getting a road to the committee for consideration. A discussion continued.

A4-F Skyhawk at Accomack County Airport

Mrs. Barbara Haxter, Airport Manager, appeared before the Board and presented a power point presentation explaining how the County had acquired the A4-F Skyhawk from the Department of the Navy's National Naval Aviation Museum which had been on display at the County Airport. She stated that the loan agreement required that maintenance be performed to keep the aircraft in display ready condition and stated that it needed some corrosion control and cosmetic restoration.

She noted the numerous organizations that had been contacted for the past several months for assistance.

She presented the following options to the Board for their consideration:

- 1) Funding the restoration (\$25K), 2) approve fund raising efforts for the restoration, or 3) request that the National Naval Aviation Museum find the aircraft another location.

There was a discussion regarding the options as recommended and other related matters.

The Board recommended that Option 2 fund raising efforts be considered.

Accomack Wallops Working Group

County Administrator Steven B. Miner advised members of the request which generated from the Department of Planning Office and from NASA (Ms. Caroline Massey) to add someone from the Air Navy's Fleet Carrier Landing Practice to the Accomack Wallops Working Group (AWWG) voting membership.

Mrs. Gordy stated that she would like to see a resume on the person(s) that are chosen or nominated to serve. A discussion continued.

Mr. Crockett made a motion to create two (2) new positions on the Accomack Wallops Working Group with one representing the Navy and the other representing a Board member. Mr. Tarr seconded the motion. The motion passed unanimously.

Mr. Chesser made a motion to appoint Mr. Harrison W. Phillips, III, to the Accomack Wallops Working Group. Mr. Muhly seconded the motion. The motion was unanimously approved.

Traffic Light at Intersection of Route 648 Daughtery Road and Lankford Highway

Mr. Crockett made a motion to request the Virginia Department of Transportation (VDOT) conduct a traffic study for the installation of a traffic light at the intersection of US 13 Lankford Highway and Route 648 – Daughtery Road in Tasley, Virginia, based on the number of reported accidents and fatalities that have occurred from 2011 – 2016. Ms. Major seconded the motion. The motion was unanimously approved.

County Administrator's Report

Cost Share Letter to Northampton County

Based on a request from Northampton County to have a letter come from Accomack County, rather than the library, regarding their share of the costs for the Eastern Shore Public Library project. Mr. Miner advised members of a "draft" letter that he had prepared based on information he had requested Cara Burton, Library Director, to get from the architects. He discussed the results of the information he had received and referred to it as the "cost allocations". He advised members that the share of the costs would be based on the allocation funding formula of 25/75 as used for other funding allocations.

A discussion ensued.

Mr. Hart recommended that the letter should include the contributions figuratively that Accomack County paid for the Northampton County library and the percentage that it pays for the yearly operation.

Mr. Muhly made a motion to send the letter to Northampton County with the recommendation made by Mr. Hart. Mr. Crockett seconded the motion. The motion was unanimously approved.

County Attorney's Report

No Tethering Ordinance

County Attorney Cela Burge gave a brief update on the "No Tethering" issue and informed members that the County currently has an ordinance regarding animal care (Section 10-66) where it is already a requirement for adequate shelter and care for dogs in the County. She stated that the County could enhance the current ordinance with some "No Tethering" limits that is to types, conditions, etc., that were mentioned by Ms. Coyte. She informed members that she had been provided a copy of the "draft" ordinance that they had received. She noted that in her review of other ordinances, she only found one (1) where there was "No Tethering" at all. She told members that enforcement would be exceptionally difficult to do.

After discussion, it was the consensus of the Board not to explore the "No Tethering" Ordinance any further.

Department of Public Safety

Based on an inquiry from Supervisor Crockett, Attorney Burge gave an update on the effects of the Federal Labor Standards Act on the Department of Public Safety. She informed members that based upon the research conducted by the Public Safety Director and herself, she was recommending that the Board retain the Department of Public Service Policy No. 230 which dealt with volunteer service that permits fire medics to volunteer if they choose to and to leave the policy "as is".

A discussion ensued.

Mr. Hart noted his disagreement because of the number of volunteers that were being lost due to the present policy.

Discussion continued.

Attorney Burge briefed members on policies of some other companies that were reviewed and shared her concern about the funding liability that could be a

possibility when you have persons in a working/volunteering scenario which could cause a very blurry area administratively.

Mr. Hart made a motion that the County Attorney explore the matter further.

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

Recess

The Chair, by consensus, declared the meeting in recess.

Call to order

The Chair called the meeting back to order.

Public Hearings

County Attorney Cela Burge read the rules governing conduct during Public Hearings.

Public Hearings.

Amendment to the Accomack County Zoning Ordinance: Chapter 106, Article X, General Provision, Section 106-232, Poultry

Following comments by Planning and Community Development Director Rich Morrison, the Chair opened the public hearing to afford interested persons the opportunity to be heard or to present written comments concerning the Amendment to the Accomack County Zoning Ordinance: Chapter 106, Article X, General Provision, Section 106-232, Poultry.

No public comments were offered and the Chair closed the public hearing.

Mr. Crockett made a motion to amend Article X, General Provisions, Section 106-232, Poultry, of the Accomack County Zoning Ordinance, as recommended by the Accomack County Planning Commission on March 9, 2016. Mr. Phillips seconded the motion. The motion was unanimously approved.

County Code Amendment – Chapter 34, Elections, Article III, Precincts-Sec. 34-37, Polling Places

The Chair reiterated the Public Hearing Rules as read by County Attorney Burge.

Following a briefing by County Attorney Burge and Registrar Patricia White, the Chair opened the public hearing to afford interested persons the opportunity to be heard or to present written comments concerning County Code Amendment- Chapter 34, Elections, Article III, Precincts – Sec. 34, Elections, Article III, Precincts-Sec. 34-37, Polling Places.

No public comments were offered and the Chair closed the public hearing.

Mrs. Gordy made a motion to approve an amendment to Chapter 34, Elections, Article III, Precincts – Sec. 34, Elections, Article III, Precincts-Sec. 34-37, Polling Places to change District 7, Precinct No. 701, Onancock, from the Onancock Town Hall, and Precinct No. 702, Onley, from the Onley Volunteer and Rescue Company to Nandua Middle School, 20330 Warrior Drive, Onley, Virginia AND to change Oak Hall, District 3, Precinct No, 301, from Arcadia High School, Oak Hall, Virginia, to the New Church Volunteer Fire and Rescue Co., Inc., 4264 Firehouse Street, New Church, Virginia.

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

Secondary Six-Year Plan FY 2016-2017 to 2017-2022 and Improvements Priorities for FY 16-17

The Chair reiterated the Public Hearing Rules as read by County Attorney Burge.

Mr. Chris Isdell, Accomack Residency Administrator, Virginia Department of Transportation presented Accomack County's Secondary Six Year Plan for FY 2016-2017 to 2017-2022 and 2017. He informed members that no changes had been made from the Power Point Presentation made at its last meeting and requested the Board's support for the Resolution for the Accomack County Secondary Six-Year Program for FY 2017 – 2022, as previously presented. schedule advertising dates for County priority projects, Governor's transportation funding on those projects, and the secondary unpaved priority roads projects.

He told the Board that from last year's FY14-FY19 to FY15-20 there was a decrease in the amount of money that Accomack County received, gave a brief report on road projects and responded to questions.

Mr. Hart asked about the old list of the projects that was put on the six year plan years ago showing that the projects were moving up, and a discussion ensued. Mr. Hart requested Mike Mason and Mr. Miner to try to research and find the projects that were put on the list years ago.

The Chair opened a Public Hearing to afford interested persons the opportunity to be heard or to present written comments concerning the proposed Secondary Road

Six Year Plan 2016-2017 – 2017/2022 and Improvement Priorities for Fiscal Year 2016-2017 for Accomack County.

No public comments were offered.

The Chair closed the Public Hearing.

Mr. Crockett made a motion to adopt the following Resolution approving the Secondary Road Six Year Plan 2016/17 – 2017-2022 and Improvement Priorities for Fiscal Year 2016-2017 for Accomack County. Mrs. Gordy seconded the motion. The motion was unanimously approved.

R E S O L U T I O N

WHEREAS, the Virginia Department of Transportation and the Accomack County Board of Supervisors have jointly established the Secondary Road Six-Year-Plan for the fiscal years 2016-2017 to 2017-2022 and priority list for the fiscal year 2016-2017; and

WHEREAS, the Virginia Department of Transportation and the Accomack County Board of Supervisors have jointly held a Public Hearing on the Secondary Road Six-Year Plan for fiscal years 2016-2017 to 2017-2022 and Improvement Priorities for fiscal year 2016-2017.

NOW, THEREFORE, BE IT RESOLVED that the Accomack County Board of Supervisors hereby approves the Secondary Road Six-Year-Plan for Fiscal Year 2016-2017 to 2017-2022 and Improvement Priorities for Fiscal Year 2016 – 2017.

Board of Supervisors Comments

Mrs. Gordy thanked Board members for all the well wishes during her illness.

Mr. Chesser informed members that he had attended the School Board's meeting and gave a brief update regarding School Superintendent Chris Holland's report citing the change of plans for the Kegotank Elementary School project which he felt was a better one. He noted the School Board's neglect to have the parents involved in the planning. He also talked about the parking problem which needed to be addressed.

Ms. Major informed members that she had attended the Painter Volunteer Fire Company's Awards Dinner and there was great comradery.

Mr. Crockett stated that High School graduations are held in June but would be before the Board's June meeting and requested that the Board allow the Chair and himself to sign the Resolution recognizing the Valedictorian for Tangier Combined School in order to present it at the June 9th graduation.

It was the consensus of the Board to allow same.

Mr. Muhly informed members of his conversation with Meredith O'Brian, PTA Chairman of Metompkin Elementary School. He said she had made him aware of the large influx of students of Haitian population that are non-native speaking and the entire School system only has two (2) Creole-speaking translators and noted the burden it was putting on the School system.

Mr. Muhly referenced the closing of the satellite DMV office Oak Hall in December and no action having been taken by the State to open another office.

Mr. Wolff informed members that Senator Lewis and Delegate Bloxom were present at his community meeting and had stated that the State was getting extremely close to having a satellite location in the northern part of the County but did not disclose the information.

Mr. Wolff requested that members of the press remain to hear his comments.

Following comments regarding several concerns that he had with the School Board in not responding to invitations he has extended for the School Board to meet jointly with the Board and the School Superintendent to attend Board meetings to give brief updates, Mr. Wolff requested that the Board direct the County Administrator to write a letter to the School Superintendent strongly requesting a meeting of the two Boards. It was a consensus of the Board that the letter be written.

Budget and Appropriation Items

Resolution to Amend the Fiscal Year 2017 Accomack County Budget

Finance Director Michael Mason appeared before the Board with a brief update regarding the direction given by the Board at its April 20th meeting requesting an amendment to the FY 17 County and School Board adopted budget that reduces local funds transfer to the Accomack County School Board by approximately \$1.5 million dollars and at the same time increases the amount of State Carryover Funds by the same amount. He pointed out that the amendment had no impact on the School Board's adopted expenditure budget. There was discussion regarding same.

Mr. Crockett made a motion to adopt the following Resolution to amend the Fiscal Year 2017 budget by decreasing the local funds transfer to the Accomack County School Board and increasing projected State Carryover funds. Mr. Tarr seconded the motion. The motion was unanimously approved.

**RESOLUTION TO AMEND THE FISCAL YEAR 2017
ACCOMACK COUNTY BUDGET**

WHEREAS, it is the responsibility of the Accomack County Board of Supervisors to approve and maintain the budget for Accomack County; and

WHEREAS, the Accomack County Board of Supervisors held a Public Hearing on the FY17 Proposed County and School Board Budgets on March 17, 2016; and

WHEREAS, on April 4, 2016, the Board of Supervisors adopted the Accomack County Fiscal Year 2017 Budget; and

WHEREAS, the Accomack County Board of Supervisors has yet to appropriate any funding for Fiscal Year 2017 to any department, agency or organization; and

WHEREAS, on April 20, 2016, the Board of Supervisors directed staff to prepare an amendment to the Fiscal Year 2017 adopted budget that reduces the amount of local funding allocated to the Accomack County School Board by \$1,525,603; and

WHEREAS, on April 20, 2016, the Board of Supervisors also directed staff to prepare an amendment to the Fiscal Year 2017 adopted budget that increases the amount of State Direct Aid to Public Education Carryover Funds to be utilized by the Accomack County School Board by \$1,525,603; now, therefore

BE IT RESOLVED, by the Board of Supervisors of Accomack County, Virginia, that the Fiscal Year 2017 County budget be amended as listed below; and,

GENERAL FUND	Amount
Reduce Local Funds Contribution to School Division	\$ (1,525,603)
Total	\$ (1,525,603)
SCHOOL FUND	Amount
Reduce Local Funds Contribution From County	\$ (1,525,603)
Increase Carryover of State Direct Aid To Public Education Funds	\$ 1,525,603
Total	\$ -

BE IT FURTHER RESOLVED that the net result of these budget amendments has no impact on the adopted expenditure budget of the Accomack County School Board for Fiscal Year 2017 which will remain at \$51,249,710.

Appropriation of Funds for FY 17

Finance Director Michael Mason requested that the Board adopt the Resolution to appropriate funds for FY 17. A discussion continued regarding the appropriation of funds.

Mr. Crockett made a motion to adopt following Resolution as recommended by staff. Mr. Tarr seconded the motion. The motion was unanimously approved.

**RESOLUTION APPROPRIATING THE FISCAL YEAR 2017 ACCOMACK
COUNTY AND SCHOOL BOARD BUDGETS**

WHEREAS, the Accomack County Board of Supervisors adopted the County and School Board Fiscal Year 2017 Budgets on April 4th, 2016; and,

WHEREAS, the Accomack County Board of Supervisors amended the Fiscal Year 2017 Adopted County and School Board Budgets on May 18th, 2016; and,

WHEREAS, the Accomack County Board of Supervisors has yet to appropriate any Fiscal Year 2017 funds; and,

WHEREAS, the Accomack County Board of Supervisors now wishes to appropriate the Adopted Fiscal Year 2017 County and School Board budgets, as amended;

BE IT RESOLVED, by the Accomack Board of Supervisors this 18th day of May, 2016, that the following budgets are hereby appropriated effective July 1, 2016 as set forth in Table 1 below; and

BE IT FUTRTHET RESOLVED, that departments and agencies shall adhere to these appropriations and amendments thereto; and,

BE IT FURTHER RESOLVED, that the entire Fiscal Year 2017 School Division appropriation, \$51,249,710, is made in lump sum as allowed by the Code of Virginia and recommended by the Virginia Department of Education; and,

BE IT FURTHER RESOLVED, that the Fiscal Year 2017 School Board appropriation includes a maximum of \$15,421,521 in local funds and \$1,525,603 in state direct aid to Public Education carryover funds.

BE IT FURTHER RESOLVED, that all appropriations contained in this resolution for a 3% general salary increase for county and state-supported employees effective November 1st, 2016 are contingent on the receipt of matching state funds and that these appropriations shall remain a part of the County's budget contingency until such time as funding from the state is assured.

BE IT FURTHER RESOLVED, that the appropriations designated for County capital projects and active grants shall not lapse at the end of the fiscal year but shall remain appropriations until the completion of the project or grant or until the Accomack Board of Supervisors changes or eliminates the appropriation; and

BE IT FURTHER RESOLVED, that the additional appropriations are hereby authorized for the *Law Library Fund, Stormwater Ordinance Fund, Courthouse Security Fee Fund, Drug Seizures Fund, Hazardous Materials Response Fund, Fire Programs Fund, Consolidated Fire and Rescue Fund and Captains Cove/Greenbackville Mosquito Control Fund* equal to the total fund balance as of June 30, 2016 for each individual fund.

BE IT FURTHER RESOLVED, that the Finance Director be authorized to increase appropriations for non-budgeted revenue received from the following sources during the fiscal year:

- a) Insurance recoveries received for damage to any county property, including vehicles, for which County funds have been expended to make repairs; and
- b) Virginia Department of Motor Vehicle (DMV) withholding registration fees collected from taxpayers for which County funds have been expended to place the withholding registration fees; and
- c) Reimbursements made to the County for services performed by the Public Works Garage for which County funds have been expended to make said repairs.

**TABLE 1
FISCAL YEAR 2017 APPROPRIATIONS**

ALL COUNTY FUNDS	
Estimated Revenues & Other Sources:	
Revenues:	
General property taxes	\$ 30,668,592
Other local taxes	7,659,375
Permits, privilege fees, and licenses	338,765
Fines and forfeitures	70,000
Revenue from use of money & property	392,821
Charges for services	3,515,731
Miscellaneous revenue	115,074
Recovered costs	210,441
Commonwealth aid	9,228,766
Federal aid	2,073,423
Proceeds from capital leases	1,258,500
Total Revenues	55,531,488
Use of Reserves:	
From General Fund Undesignated Fund Balance	1,615,615
From Landfill Closure Reserve	1,403,484
From Water and Sewer Fund Balance	435,738
From Debt Service Fund Balances	615,169
Total Other Sources	4,070,006
Total Revenues and Other Sources	\$ 59,601,494
Appropriations:	
Expenditures:	
General Fund:	
Board of Supervisors	142,801
County Administrator	550,883
Human Resources	106,918
Legal Services	210,590
Commissioner of the Revenue	297,667
County Assessor	653,142
Treasurer	536,065
Finance	468,258
Information Technology	673,750
Risk Management	260,527
Electoral Board	48,628
Registrar	177,460
Circuit Court	82,606
General District Court	11,471
Chief Magistrate	16,938
Juvenile & Domestic Relations Court	13,650
Clerk of the Circuit Court	425,404
Sheriff - Court Services	431,602
Commissioner of Accounts	214
Commonwealth's Attorney	418,198
Victim & Witness Assistance program	62,912
Sheriff - Law Enforcement Services	2,097,194
Volunteer Fire & Rescue	265,110
Emergency Medical Services	238,624
Sheriff - Jail Operation	2,208,610
Juvenile Probation Office	129,575
Building and Zoning	488,196
Ordinance Enforcement	63,598
Animal Control	114,227

**TABLE 1-CONTINUED
FISCAL YEAR 2017 APPROPRIATIONS**

Regional Animal Shelter	102,642
Emergency Management	90,663
Medical Examiner	5,000
E.S. Coalition Against Domestic Violence Supplement	20,000
S.P.C.A. Operating Subsidy	5,921
Storm Drainage	180,666
Litter Control	350,893
Solid Waste	1,979,868
Buildings & Grounds	986,870
Health Department Operating Subsidy	531,721
School Dental Program Operating Subsidy	30,971
Community Services Board Operating Subsidy	178,286
Eastern Shore Area Agency on Aging Operating Subsidy	23,430
Tax Relief for Seniors, Disabled and Veterans	144,525
Eastern Shore Community College Operating Subsidy	263,028
Accomack County School Board Subsidy	15,421,521
Parks & Recreation	328,214
Translator Television	74,457
Public Boating Docks and Ramps	144,890
Eastern Shore Public Library Operating Subsidy	345,907
Planning District Commission Operating Subsidy	70,703
Eastern Shore of Va. Housing Alliance Operating Subsidy	9,215
Planning	437,677
Transportation District Commission Operating Subsidy	18,666
Eastern Shore Tourism Commission Operating Subsidy	86,853
Resource Conserv. & Development Council Operating Sub.	9,999
Soil & Water Conservation District Operating Subsidy	21,154
Star Transit Operating Subsidy	176,800
Eastern Shore Groundwater Committee Operating Subsidy	19,721
E.S. Small Business Dev. Center Operating Subsidy	4,607
Johnsongrass & Gypsy Moth Program	12,025
Wallops Research Park	191,676
Cooperative Extension Service	91,712
Economic Development Authority Operating Subsidy	7,500
Operating/Capital Contingency	190,412
Set aside for employee salary increases	227,212
Debt Service	772,360
Virginia Public Assistance Fund	4,106,762
Comprehensive Youth Services Fund	1,132,016
Law Library Fund	7,000
Stormwater Fund	122,870
Consolidated EMS Fund	3,427,224
Consolidated Fire and Rescue Fund	1,476,768
Greenbackville/Captains Cove Mosquito Control Fund	52,381
Court Security Fee Fund	80,000
Drug Seizures Fund	2,000
Fire Programs Fund	88,700
Hazardous Materials Response Fund	7,000
Emergency 911 Fund	523,281
County Capital Projects Fund (All G.Fund Cap prj over 50K)	304,545
School Debt Service Fund	4,555,170
Parks & Recreation Enterprise Fund	62,000
Airport Fund	492,386
Landfill Enterprise Fund	5,360,572

**TABLE 1-CONTINUED
FISCAL YEAR 2017 APPROPRIATIONS**

Water & Sewer Enterprise Fund	645,738
Total Expenditures	57,198,996
To Reserves:	
Transfer to Airport Hangar Maintenance Reserve	28,270
Transfer to Other Fund Reserves	41,645
Transfer to Rainy Day Reserve	806,980
Total Other Uses	876,895
Total Expenditures & Other Uses	\$ 58,075,891
Accomack County School Board	
Estimated Revenues & Other Sources:	
Charges for services	\$ 570,000
Other Sources	412,776
Local government aid	15,421,521
Commonwealth aid	30,937,080
Federal aid	2,382,730
From State Carryover Funds	1,525,603
Total Revenues	51,249,710
Appropriations:	
School Operating Fund	\$ 48,391,710
School Food Services Fund	2,858,000
Total Expenditures	\$ 51,249,710
Accomack County Economic Development Authority	
Estimated Revenues & Other Sources:	
Local government aid	\$ 7,500
Appropriations:	
Operating Fund	\$ 7,500

Resolution to Amend the Fiscal Year 2016 Budget and Appropriate Related Funds

Mr. Crockett made a motion to adopt the following Resolution to Amend the Fiscal Year 2016 Budget and Appropriate Related Funds. Mr. Phillips seconded the motion. The motion was unanimously approved.

RESOLUTION TO AMEND THE FISCAL YEAR 2016 ACCOMACK COUNTY BUDGET

WHEREAS, it is the responsibility of the Accomack County Board of Supervisors to approve and maintain the budget for Accomack County; and

WHEREAS, on March 31, 2015, the Board of Supervisors adopted the Accomack County Fiscal Year 2016 Budget; and

WHEREAS, during the course of the fiscal year certain unanticipated events occur that compel amendments to the budget be made; and

WHEREAS, staff has reviewed the following budget amendments and recommends that they be approved; now, therefore,

BE IT RESOLVED by the Board of Supervisors of Accomack County, Virginia, that the Fiscal Year 2016 County budget be amended by the amounts listed below and the amounts appropriated for the purposes indicated.

Requesting Department	Fund/ Function	Purpose	Funding Source	Total
Finance	General Fund/Contingency	To replenish budget contingency. These funds were received from the ESVBA in FY16 and represent a return on the County investment in the ESVBA.	Unbudgeted funds received from ESVBA	\$ 100,000
Finance	General Fund/Contingency	To replenish budget contingency. These recurring funds were previously set aside for employee compensation increases but funds will not be needed until the 11/1/16 which is the effective date of the next general salary increase.	Funds already appropriated (\$111,049). This is a change in intended use only.	\$ -
Finance	General Fund/Legal Services	To cover out-of-pocket third party attorney fees through April and to provide an additional \$91K for future legal obligations most of which is tied to the ATC case.	Contingency	\$ 200,000
Parks & Rec	Parks & Rec Revolving Fund/Recreation	To transfer excess funds received from the USDA for the summer food program to the Parks and Rec Fund for use on vehicle maintenance.	Grant Funds	\$ 1,411
Parks & Rec	General Fund/Parks & Recreation	To cover additional Tangier ballfield construction costs.	Contingency	\$ 5,000
IT	General Fund/IT	Repurpose Desktop Virtualization Project funds to the Information Security Enhancement Project per plan discussed at April 20, 2016 meeting.	Funds already appropriated (\$57,603) This is a change in intended use only.	\$ -
Total				\$ 306,411

Payables

Upon certification by the County Administrator, Mr. Tarr made a motion to approve the payables. Mr. Crockett seconded the motion. The motion was unanimously approved.

Adjournment

Mr. Crockett made a motion to adjourn the meeting at 8:15 p.m. Ms. Major seconded the motion. The motion was unanimously approved.

Ron S. Wolff, Chair

Date