

A regular meeting of the Westmoreland County Board of Supervisors was held Monday, March 10, 2008, in the Circuit Courtroom of the George D. English, Sr. Memorial Building, Montross, Virginia. Those members present were Darryl E. Fisher, W. W. Hynson, Lynn C. Brownley, Russ Culver, and Larry Roberson. Also present were Norm Risavi, County Administrator, Karen Lewis, Assistant County Administrator, LaToya Ball-Tate, Administrative Assistant, and Tom Bondurant, County Attorney.

CALL TO ORDER

Chairman Fisher called the meeting to order at 6:10 p.m.

1. APPROVAL OF MINUTES

Mr. Fisher stated that all members had received draft minutes of the regular/land use meeting on February 11, 2008 and asked if there were any additions or corrections to these minutes. Upon motion by W. W. Hynson, second by Mr. Brownley, and carried unanimously, the Board approved the minutes as presented.

2. APPROVAL OF ACCOUNTS PAYABLE LIST AND PAYROLL REGISTER

Upon motion by Mr. Hynson, second by Mr. Culver, and carried unanimously, the Board approved the accounts payable list and payroll register as submitted by the Finance Director for the month of February 2008.

3. APPROVAL OF APPROPRIATION INCREASE/DECREASE REQUESTS

Upon motion by Mr. Hynson, second by Mr. Brownley, and carried with a unanimous roll call vote, with Mr. Brownley, Mr. Hynson, Mr. Culver, Mr. Roberson, and Mr. Fisher voting "aye", the Board approved the following appropriation increase/decrease requests: Fund #100 – Circuit Court - \$9,808.00 (Library of Virginia Grant) and Fund #515 – Washington District Sewer - \$95,664.00 (additional connection fees).

4. TOWN OF COLONIAL BEACH/CORRESPONDENCE

Mr. Roberson recognized Colonial Beach Town Council member Fred Rummage, as well as other Town officials who were present. The Town has been working closely with the County and VDOT to identify a solution to the road situation within Riverside Meadows. That matter will be put to a vote later today when the Board considers the resolution for participation in the FY 2009 Revenue Sharing Program.

5. TOWN OF MONTROSS/CORRESPONDENCE

There was no correspondence from the Town of Montross.

Mr. Brownley recognized Montross Town Manager Brenda Reamy who was present.

6. VIRGINIA DEPARTMENT OF TRANSPORTATION

Sean Trapani, Clifton Balderson, and Michael Parker were present on behalf of VDOT. Mr. Trapani briefed the Board on the following:

Resolution: FY 2009 Revenue Sharing Program – Mr. Trapani advised the Board that the deadline for revenue sharing applications has been deferred until after the General Assembly has completed its current session. It was noted that there are two proposed bills that affect the revenue sharing program, one of which would restructure the tiered system. After discussion, upon motion by Mr. Roberson, second by Mr. Culver, and carried with a unanimous roll call vote with Mr. Roberson, Mr. Culver, Mr. Brownley, Mr. Hynson, and Mr. Fisher voting “aye”, the Board waived the reading and adopted the following resolution:

RESOLUTION

Reference: Request for Revenue Sharing Funds for Fiscal Year 2008-09

WHEREAS, it is the desire of the Westmoreland County Board of Supervisors to support improvements to the primary and secondary roads within Westmoreland County; and

WHEREAS, the Westmoreland County Board of Supervisors must notify the Virginia Department of Transportation by March 20, 2008 of the proposed use of funds under the Primary and Secondary Roads Revenue Sharing Program;

NOW, THEREFORE, BE IT RESOLVED by the Westmoreland County Board of Supervisors on this 10th day of March, 2008 that the following secondary road improvement projects be and they hereby are requested for inclusion in the FY 2008-09 Primary and Secondary Roads Revenue Sharing Program:

Cabin Point Subdivision

Kings Orchard Lane	\$ 21,411.00
Stern Way (East)	\$ 14,276.00
Overlea Court	\$ 14,584.00
Launch Way	\$ 14,876.09
Cove Lane	\$ 19,097.00
Portal Drive (North)	\$ 18,632.00
Belle Way	\$ 30,774.00

Town of Colonial Beach: Riverside Meadows

Santa Maria Road(from Route 205 to Linda Lane)	\$ 48,760.00
Santa Maria Road (from Linda Lane to Wakefield Street)	\$ 44,320.00
Santa Maria Road (from Wakefield Street to Stratford Street)	<u>\$103,260.00</u>

Total \$329,990.09

Also see the attached projects list.

end of resolution

At Mr. Brownley's request, Mr. Trapani provided a brief explanation of how the Revenue Sharing Program works. It allows localities to make application for matching funds for transportation infrastructure improvements. This program has been beneficial to the county in getting unpaved roads brought up to standard for acceptance into the state highway system.

Mr. Culver thanked Mr. Brownley for chairing the subcommittee that is working with VDOT on the development of a proposed transportation service district ordinance.

Secondary Six-Year Plan – Mr. Trapani advised the Board that, due to revenue projections, the secondary six-year plan budget for the upcoming six years has an approximate 44% cut. He hopes the new budget figures will be in the system by the time of the public hearing on the proposed secondary six-year plan. Budget reductions are uniform throughout the state based on the equations set up by the Department of Taxation and VDOT's financial team, depending on the population and number of square miles within a locality.

Discussion ensued among the Board concerning the impact of this proposed budget reduction and the dire need for state officials to identify additional sources of revenue for transportation.

Signage – Mr. Trapani advised the Board that traffic engineers have looked at the landfill intersection, as requested at the Board's previous meeting. VDOT will install intersection advisory signage just before the intersection of Route 622 with Route 799.

Supervisors reported the following:

District 5 – Mr. Roberson commented that the Town will continue to work with Mr. Brownley and the road committee on the proposed transportation service district ordinance.

District 2 – Mr. Culver thanked the local VDOT staff for their cooperation in working with the County in meeting local transportation needs.

District 3 – Mr. Brownley commented that the Riverside Meadows/Bluff Point areas flood easily. He also reminded VDOT to take a look at Twiford Road and Claymont Road in Leedstown.

District 4 – Mr. Hynson asked if VDOT has had an opportunity to look at the intersection of Route 3 and the Mexican restaurant at Oak Grove. Mr. Trapani advised that VDOT's traffic engineers are not recommending any changes in speed limit or signage in that area. Mr. Hynson reiterated that this area is a blind turn. He would hate for someone to have a bad accident before something is done. Mr. Trapani indicated he would look into this further. He thought a hidden entrance or some other type of sign warning of that turn might be appropriate. VDOT does not install that type of sign for a business. Someone would need to get with the owner of the business to discuss the matter.

District 1 – Mr. Fisher commented on trash along the roadways throughout the county, particularly along Antioch Road and Tallent Town Road. He appealed to the public to make a report to the sheriff's office if they see someone throwing trash out of their vehicle onto the roadway. It may be the only way to get on top of the situation. VDOT and the Northern Neck Planning District Commission (Assign-A-Highway Program) are working as hard as they can to keep the roads clean. In a month's time, it looks as if the trash was never picked up. Much of the trash that is on the road is generated from fast food establishments located outside the county.

District 5 – Mr. Roberson asked if VDOT had anything to report on his French drain idea. Mr. Trapani noted that they are looking at it for some of the design work in Riverside Meadows.

Members of the public reported the following:

Peggy Campbell (Colonial Beach) – Ms. Campbell asked if the 44% reduction in the construction budget would impact the two bridge projects along Route 205. Mr. Trapani clarified that the 44% reduction applies to the secondary road plan. Bridges are included in the primary six-year plan. That is under the jurisdiction of the Commonwealth Transportation Board.

John Krainock (Kinsale) – Mr. Krainock commended VDOT for their quick response times in trying to open up the roads after a recent wind storm caused trees to fall across area roads.

Fred Rummage (Colonial Beach) – Mr. Rummage complimented the Board for the cooperation he has just seen on behalf of the Town of Colonial Beach with regard to the Revenue Sharing Program. Mr. Rummage commented that he hopes this is the beginning of an open door policy between the Town, County, State, and Federal governments.

7. SAM JOHNSON, VPI EXTENSION SERVICE

Sam Johnson, Extension Agent, was recognized and presented a summary of extension

program/educational highlights for 2007. Program areas include: agriculture/horticulture, family & consumer sciences, and 4-H Youth, He also presented a statement by the Rappahannock Migrant & Seasonal Farmworker Council regarding the importance of farmworkers to the local economy/agricultural economy. Certain segments of the farm industry are run on migrant labor. The Council would like to see some resolution to the issue of immigration and looks for a continued dependable workforce for farmers. While it does not condone illegal immigration, the Council has expressed a desire to see those workers treated fairly.

After 31 years of service, Mr. Johnson announced plans to retire on June 30, 2008. He is trying to ensure that his position does not become part of the state hiring freeze. He will be advertising and filling that position as soon as possible. The Board expressed appreciation to Mr. Johnson for all that he has done in his capacity as extension agent over the past several years, noting that he is a “world class” extension agent.

8. DR. ELAINE FOGLIANI, SUPERINTENDENT OF SCHOOLS

Dr. Elaine Fogliani, Superintendent, was recognized and requested the Board’s authorization to transfer funds from the fund balance for the FY 2006-07 school year in order to increase the school system’s current budget by \$270,274.00. The funds will be used as follows: Pupil Transportation - \$20,000.00 (Additional fuel costs); Operation/Maintenance - \$230,274.00 (Sewer Connection – Washington District Elementary School); Facilities - \$20,000.00 (to replace HVAC unit in the library at Washington & Lee High School). Based on the age of the equipment, Mr. Culver suggested budgeting for the replacement of one HVAC unit per year until all sixteen units have been replaced. Mr. Roberson asked Dr. Fogliani to keep a running tab of the school system’s fuel expenditures so the Board can have some idea of the budget impact in light of rising fuel costs. Mr. Brownley requested clarification regarding the additional \$20,000 requested for pupil transportation and whether those costs have increased solely because of extra trips for athletic and academic competitions. Dr. Fogliani explained that, in addition to fuel costs, the extra trips include salaries for the bus drivers, wear and tear on the buses, etc. Those trips have contributed to the increase in that line item. After discussion, upon motion by Mr. Roberson, second by Mr. Culver, and carried with a unanimous roll call vote, with Mr. Brownley, Mr. Hynson, Mr. Culver, Mr. Roberson, and Mr. Fisher voting “aye”, the Board approved the following appropriation increase/decrease request: Fund #205 - Pupil Transportation, Maintenance, Facilities - \$270,274.00 (monies from fund balance from the 2006-2007 school year).

Energy Performance Contract – Dr. Fogliani advised the Board that the major portions of the Energy Performance Contract have been completed. However, they have not yet issued a request

for proposals for a maintenance & service contract on the HVAC system. Dr. Fogliani presented for the Board's information the following resolution passed by the School Board approving an addendum to the Energy Performance Contract to address equipment needs within the school cafeterias. Said addendum is in the amount of \$163,000. The school system expects to recoup that cost through energy savings. There are particular concerns regarding cafeteria equipment at Cople Elementary School. There is only one oven operating at that facility. This addendum will address cafeteria equipment at all four cafeterias within the school system.

Mr. Risavi asked if this is beyond what the Board has previously approved. Dr. Fogliani advised that it is approximately \$100,000 over and above what was previously approved. Mr. Risavi commented that he believes the Board has to take action to approve this addendum to the Energy Performance Contract. In response to questions raised by Mr. Brownley, Dr. Fogliani commented on the aging equipment in the school cafeterias. The Food Services Budget sits outside of the school's operating budget. The School Board has always had a small line item in its operating budget for repairs and replacement of equipment. They have purchased two new steamers. All of the equipment, being 20-30+ years old, is not energy efficient. The contractor has guaranteed that the school system can recoup these funds through energy savings.

Dr. Fogliani noted that attorney Pat Lacey is reviewing this on behalf of the school board, as well.

After discussion, the consensus was to defer action until the Board's next regular meeting to be held April 14, 2008. This matter will be reviewed by the auditors and county attorney to determine whether any Board action is necessary.

9. ROBINSON, FARMER, COX ASSOCIATES

PRESENTATION OF FINANCIAL STATEMENT FOR FY 2007

Andrew Grossnickle of Robinson, Farmer, Cox Associates was recognized and presented a summary of Westmoreland County's financial statement (audit) for Fiscal Year 2006-2007. Mr. Grossnickle confirmed that there were no compliance issues.

In follow up to the Board's discussion with Dr. Fogliani regarding lease-purchase arrangements and energy performance contracts, Mr. Grossnickle noted that these types of arrangements are common across the state.

There then followed a brief discussion between the Board and Mr. Grossnickle with regard to those items mentioned in the management letter which accompanied the financial statement.

10. KENNON MORRIS, WESTMORELAND COUNTY CITIZENS ASSOCIATION

Kennon Morris, President of the Westmoreland County Citizens Association, was recognized and thanked the Board for allowing him to address the Board at this time. Mr. Morris re-stated the mission of the organization and noted that their meetings are held on the fourth Monday of each month. Attendance ranges from 40 to 100 people. Membership is continuing to grow. Mr. Morris commented that he feels the organization is developing a positive mutual relationship with the Board. He thinks things are being discussed more openly. He expressed thanks to Assistant County Administrator, Karen Lewis, for her assistance, as well as the Land Use Administration office for their efforts in addressing the group's concerns. He also expressed appreciation for staff making copies of the minutes available at each meeting so that the public can read what happened at the previous month's meeting. Mr. Morris offered the organization's service to the county, stating that they are here for the county and they, too, want this to be a great county. He thinks the county and the citizens association agree on where they want to go, although they may not always have the same way of getting there.

Mr. Morris commented further that he attended the ad hoc committee meetings on the budget. Those meetings were very informative and well run. However, nothing was said about cutting the budget. Mr. Morris stated he feels the Board needs to take a look at cutting a few things, without hurting the people of the county.

Mr. Morris then commented that he feels it is important that when guests are before the Board, the public should be allowed to ask questions for clarification on matters being discussed. Mr. Morris further stated that he would like to know how much debt the county is in and how that debt compares to the total county budget. Chairman Fisher advised Mr. Morris that the information he is seeking can be found in the county audit and that staff will work with Mr. Morris to get the information that he needs. Mr. Risavi presented Mr. Morris with a copy of the Fiscal Year 2006-2007 audit. The audit will also be posted on the Westmoreland County website.

Mr. Morris closed by inviting all Board members to attend the Association's next meeting at 7:00 p.m. on March 24, 2008, at the Westmoreland Volunteer Fire Department.

11. NEW BUSINESS

Resolution – Northern Neck Heritage Trail – Upon motion by Mr. Culver, second by Mr. Roberson and carried unanimously by those present, the Board waived the reading and adopted the following

resolution:

RESOLUTION

Supporting the Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail

WHEREAS, the Potomac River corridor is one of the most historically significant regions in the United States; and

WHEREAS, among other forms of recognition, Congress affirmed the significance of the Potomac River corridor in 1983 by designating a corridor for the Potomac Heritage National Scenic Trail; and

WHEREAS, the Trail corridor, one of only 24 national historic and scenic trails in the National Trails System, offers communities in the Commonwealth of Virginia immense opportunities to enhance existing recreational amenities, leverage heritage tourism and economic benefits, expand non-motorized transportation networks, preserve natural areas, and create new and exciting educational and interpretive experiences as well as connections to places with related themes; and

WHEREAS, the Northern Neck Planning District Commission has been working in partnership and collaboration with its member counties, the adjoining planning districts, BikeWalk Virginia and the National Park Service, to identify and develop segments of the Potomac Heritage National Scenic Trail in the Commonwealth of Virginia to include the Northern Neck region; and

WHEREAS, these efforts have culminated into proposed trail routes as identified in the Application for Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail.

THEREFORE, BE IT RESOLVED, that the Westmoreland County Board of Supervisors, meeting this 10th day of March, 2008, hereby endorses and supports the Application for Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail, and requests that the National Park Service approve and designate these proposed routes accordingly.

end of resolution

Resolution: Designation of Bay Aging as Community Action Agency – Upon motion by Mr. Roberson, second by Mr. Culver and carried with a unanimous vote, the Board waived the reading and adopted the following resolution:

RESOLUTION DESIGNATING BAY AGING AS WESTMORELAND COUNTY'S COMMUNITY ACTION AGENCY

WHEREAS, the Westmoreland County Board of Supervisors desires that the citizens of Westmoreland County have access to opportunities to reach their goals to enhance their lives; and

WHEREAS, Bay Aging has had experience in delivering services that provide opportunities for housing, transportation, health, nutrition, and general community economic development since 1978 in Westmoreland County; and

WHEREAS, Bay Aging desires to develop and offer services to the citizens of Westmoreland County, as the County's Community Action Agency.

NOW, THEREFORE BE IT RESOLVED that the Westmoreland County Board of Supervisors does hereby designate Bay Aging as Westmoreland County's Community Action Agency.

Adopted this 10th day of March, 2008.

end of resolution

Acceptance of Abstracts of Votes – Upon motion by Mr. Roberson, second by Mr. Hynson and carried unanimously, the Board accepted the abstracts of votes submitted by the Westmoreland County Electoral Board for the Democratic and Republican Presidential Primary Elections held on February 12, 2008. The results of those primary elections are as follows:

Democratic Presidential Primary Election

Barack Obama	1,284
Dennis J. Kucinich	10
Hillary Clinton	768
Bill Richardson	4
Joe Biden	4
John Edwards	7
Total Number of Overvotes for Office	0

Republican Presidential Primary Election

Ron Paul	35
John McCain	664
Fred D. Thompson	8
Mike Huckabee	364
Rudy Giuliani	6
Mitt Romney	38
Total Number of Overvotes for Office	0

Upon motion by Mr. Brownley, second by Mr. Hynson and carried unanimously, the Board accepted the abstract of votes submitted by the Westmoreland County Electoral Board for the Special

Election for Member, House of Delegates held on February 19, 2008. The results of that special election are as follows:

Member, House of Delegates (99th District)

Albert C. Pollard, Jr. (D)	1,413
Lee Anne Washington (R)	764
Total Write-In Votes	0
Total Number of Overvotes for Office	0

* Albert C. Pollard, Jr. was elected to represent the 99th District in the Virginia House of Delegates.

Resolution: Northern Neck Heritage Trail – John Krainock was recognized and suggested that the Board did not complete the vote on the adoption of this resolution. For purposes of clarity, upon motion by Mr. Brownley, second by Mr. Roberson and carried unanimously, the Board affirmed the adoption of the following resolution:

RESOLUTION

Supporting the Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail

WHEREAS, the Potomac River corridor is one of the most historically significant regions in the United States; and

WHEREAS, among other forms of recognition, Congress affirmed the significance of the Potomac River corridor in 1983 by designating a corridor for the Potomac Heritage National Scenic Trail; and

WHEREAS, the Trail corridor, one of only 24 national historic and scenic trails in the National Trails System, offers communities in the Commonwealth of Virginia immense opportunities to enhance existing recreational amenities, leverage heritage tourism and economic benefits, expand non-motorized transportation networks, preserve natural areas, and create new and exciting educational and interpretive experiences as well as connections to places with related themes; and

WHEREAS, the Northern Neck Planning District Commission has been working in partnership and collaboration with its member counties, the adjoining planning districts, BikeWalk Virginia and the National Park Service, to identify and develop segments of the Potomac Heritage National Scenic Trail in the Commonwealth of Virginia to include the Northern Neck region; and

WHEREAS, these efforts have culminated into proposed trail routes as identified in the Application for Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail.

THEREFORE, BE IT RESOLVED, that the Westmoreland County Board of Supervisors, meeting this 10th day of March, 2008, hereby endorses and supports the Application for Designation of the Northern Neck Heritage Trail Bicycling Route Network and a Connecting Water Trail as Segments of the Potomac Heritage National Scenic Trail, and requests that the National Park Service approve and designate these proposed routes accordingly.

end of resolution

Appointments – The following appointments were presented for the Board’s consideration:

Middle Peninsula – Juvenile Detention Commission – Larry Roberson agreed to serve in this capacity. Upon motion by Mr. Culver, second by Mr. Hynson and carried unanimously, the Board appointed Larry Roberson to fill the unexpired term of Dr. Ralph Gardner as Westmoreland County’s representative on the Middle Peninsula – Juvenile Detention Commission through June 30, 2010.

Workforce Investment Board – It has been determined that this appointee must be a current member of the Board of Supervisors; therefore, Felix Redmond is no longer eligible to serve in this capacity. Lynn Brownley agreed to fill this vacancy. Upon motion by Mr. Roberson, second by Mr. Culver and carried unanimously, the Board appointed Lynn C. Brownley to serve as Westmoreland County’s representative on the Workforce Investment Board.

Westmoreland County Group Health Insurance Renewal for FY 2008-09 – Mr. Risavi advised the Board that the County’s health insurance will not increase for the upcoming fiscal year. After brief discussion, upon motion by Mr. Brownley, second by Mr. Hynson and carried unanimously, the Board authorized renewal of Westmoreland County’s existing group health insurance plan under the Local Choice Health Care Program for Fiscal Year 2008/2009, with the following rate structure:

<u>ACTIVE EMPLOYEES</u>	<u>Single</u>	<u>Dual</u>	<u>Family</u>
*Key Advantage Expanded	\$500	\$925	\$1,350
Key Advantage 200	\$481	\$890	\$1,299
Key Advantage 300	\$446	\$825	\$1,204
*Key Advantage 500	\$435	\$805	\$1,175
TLC High Deductible Health Plan	\$362	\$671	\$ 979

*Benefit Plans Currently Offered

Request For Proposals – Reassessment – The Board acknowledged receipt of correspondence from the Virginia Department of Taxation concerning standards for required assessments established under Virginia Code Section 58.1-3259 and the 2006 Virginia Assessment/Sales Ratio Study. A copy of that study was included in the Board’s agenda packet. Mr. Risavi briefly summarized how the numbers in the sales ratio study impact school funding requirements under

the Standards of Quality. The County's last reassessment was completed in 2005 and effective January 1, 2006. The Board has previously voted to conduct a reassessment every four years. The County's sales ratio is 66%. By state law, that ratio cannot be below 70%. The Department of Taxation is recommending that the County accelerate the reassessment process in order to comply with the six year statutory requirement. Carol Gawen, Commissioner of the Revenue, was recognized and commented that the number of sales has declined, but values do not appear to have decreased.

After further discussion, upon motion by Mr. Culver, second by Mr. Roberson and carried with a unanimous vote, the Board authorized the County Administrator to issue a Request For Proposals for a General Real Estate Reassessment in order to meet state requirements, with the understanding that, based on the outcome of that state review, the Board will make a decision as to whether or not to continue with the four-year policy for future reassessments.

Delegate Albert C. Pollard, Jr. – Delegate Pollard was recognized and given an opportunity to speak. Delegate Pollard indicated he is prepared to vote against the proposed state budget. He will be planning, in the next month or so, a forum to explain the school funding formula, exactly how it works, and how it is particularly unfair to the Northern Neck counties.

12. OLD BUSINESS

Montross-Westmoreland Sewer Authority: Transfer of Ownership to County – Mr. Risavi advised the Board that Rural Development has accepted the County's counter proposal regarding the transfer of the Sewer Authority assets to Westmoreland County. Rural Development has indicated that they will credit the prior support payments made by the County, which reduces the \$1.5 million balance to \$1,019,000. Mr. Risavi recommended the Board consider paying \$19,000 to Rural Development at closing and refinancing the remaining \$1 million for a 40-year period. The \$19,000 is already included in the current budget. The initial step will be for the County to submit a loan application to Rural Development. Once all the bond documents have been finalized, the Board would need to advertise a public hearing on the proposed issuance of that sewer revenue bond. Below is the estimated timetable provided by bond counsel:

Schedule of Events
Transfer of the Sewer System
Of
Montross-Westmoreland Sewer Authority
To

Westmoreland County

April __ and __: BOS runs Notice of Public Hearing on issuance of bond

April __: BOS, Town Council and Sewer Authority hold joint meeting:

- (a) BOS holds public hearing on proposed issuance of revenue bond
- (b) Each governing body adopts resolution approving transfer and all documents

April __: Closing – to be executed and delivered at the Closing:

- (a) Transfer Agreement between Authority and County
- (b) Assumption Agreement among Authority, County, Town and Rural Development
- (c) Sewer Revenue Bond from County to Rural Development
- (d) Release from Rural Development to Authority
- (e) Deeds and Bills of Sale from Authority to County
- (f) Closing certificates and legal opinions

June __: Authority adopts dissolution resolution finding that its operations have been taken over by County and its obligations assumed

June __ and June __: BOS and Town Council adopt resolutions concurring with dissolution resolution

June 30: BOS and Town Council file Articles of Dissolution with the State Corporation Commission

After discussion, upon motion by Mr. Hynson, second by Mr. Brownley and carried unanimously, the Board accepted the above recommendation with regard to the proposed transfer of the Montross-Westmoreland Sewer Authority assets to Westmoreland County, and authorized the County Administrator to proceed accordingly.

14. PUBLIC HEARING – CASE #0803-RZ-01 - FRANK IANNARELLI & SHIRLEY KENNEDY, 4618 LEEDSTOWN ROAD, COLONIAL BEACH, VA - PURSUANT TO ARTICLE 10-3.9 OF THE ZONING ORDINANCE, THE OWNER REQUESTS A CHANGE IN ZONING DISTRICT CLASSIFICATION FROM AGRICULTURAL, A-1 TO BUSINESS GENERAL, BG. THE PROPERTY IS LOCATED AT 4618 LEEDSTOWN ROAD, PARCEL 73 AS SHOWN ON ZONING

DISTRICT MAP 17, WASHINGTON MAGISTERIAL DISTRICT. THE PURPOSE OF THE REZONING IS FOR "COMMERCIAL RECREATION".

Chairman Fisher announced that the public hearing on Case #0803-RZ-01 would not be held at this meeting. Due to an error, this case was not heard by the Planning Commission at their March 3, 2008 meeting.

12. OLD BUSINESS

Proposed Stratford Hall Fire Substation – For the benefit of the public, Mr. Culver read aloud action taken at the Board's February 11, 2008 meeting with regard to the proposed Stratford Hall Fire Substation.

13. PUBLIC COMMENT PERIOD

Chairman Fisher reminded the public that persons desiring to speak will be allowed three minutes to state their position. Those individuals are asked to come to the podium and state their names for the record. Chairman Fisher reaffirmed that this is not a Question & Answer period. Individuals may state their question(s) and those questions will be taken under advisement. Responses will be given on an individual basis, with the exception of any responses deemed appropriate at this time. Comments are to be directed to the Chair.

The following persons spoke during the public comment period:

Barbara Garrett – Ms. Garrett inquired as to the status of Phase II of the Washington District Sewer Project. Ms. Garrett also asked if developer Rich Ward has put up his contribution and, if not, when is the deadline for that payment to the County.

John Krainock - Mr. Krainock commented on the cost to replace the HVAC unit at Washington & Lee High School which was discussed earlier during the meeting during Dr. Fogliani's presentation. Mr. Krainock suggested it would be wise to set aside reserve funds for these types of expenses.

Carey Parker – Mr. Parker asked if the County has an emergency preparedness plan in place and how that information is distributed to the public. This inquiry will be forwarded to Deputy Emergency Services Coordinator, Calvin Balderson, for response.

Bill Alverson – Mr. Alverson commented on the following: (1) trash along the roadways; (2) school funding and whether it is necessary to pay for a lawyer for the school board, as well as a county attorney; (3) suggested that a different firm perform the County's next audit; and (4) suggested that

a different appraisal firm conduct the County's next reassessment. Chairman Fisher advised Mr. Alverson that some of his concerns should be addressed to the School Board and/or School Superintendent. Those concerns that this Board can address will be taken under advisement.

Scott Duprey – Mr. Duprey addressed the Board concerning the need to acquire the Drivers Education building located adjacent to Washington & Lee High School for use by the school system. He has presented a proposal to Mr. Pisani and talked with certain school board members, but this item has not yet been put on the table for discussion by the School Board. Mr. Roberson noted that he recently had an opportunity to look at this building with the superintendent.

Barbara Garrett – Ms. Garrett followed up on concerns previously expressed about allowing citizens time to speak during the meetings, suggesting that questions could be submitted in writing ahead of time so that the Board can be better prepared to answer citizen inquiries at the Board meetings.

In follow up to comments by Mr. Parker, Mr. Culver noted that the County does have an emergency operations plan and suggested that staff set a date and time to exercise that plan for training purposes.

Steve Bryant – Mr. Bryant commented on the need for Board members to use their microphones so that the public might be better able to hear. He also commented on alleged mistakes made by Pearson's Appraisal during the last reassessment process.

Wallace McGinness – Mr. McGinness commented on the proposed transfer of the Montross-Westmoreland sewer facilities to the County. He also asked if there will be a need to make some upgrades to that system.

There being no further comments, Chairman Fisher closed the public comment period and thanked the members of the public for coming out.

There being no further business to come before the Board at this time, upon motion by Mr. Roberson, second by Mr. Hynson and carried unanimously, the Board adjourned at 9:00 p.m.

Chairman, _____