

VIRGINIA: At a Regular Monthly Meeting of the Board of Supervisors for the County
of Accomack held in the Board of Supervisors Chambers in Accomac,
Virginia on the 18th day of June, A.D., 2014 at 5:00 p.m..

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

Member Absent: Robert D. Crockett

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

Call to Order

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

Adoption of the Agenda

Mr. Wolff made a motion to amend the Agenda to add 7.3 under Reports Public Officials Patricia White, Registrar to answer questions concerning polling places. Mrs. Lewis seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Public Comments

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

Public comments were offered by:

Colette Nelson - Accomac she read a letter from the Eastern Shore Public Library Board of Trustees to the Board of Supervisors regarding withdrawing their request of \$3.5 to fund a new library building and requested the Board of Supervisors take action to rescind its resolution to place the question of a new library in a referendum in November 2014.

The following letter was read into the record in the public comment period, but no action was taken.

Board of Supervisors, Accomack County, Virginia

Ladies and Gentlemen:

As you know, the Eastern Shore has a seriously aging main library that is too small for the population it serves, and something must be done to continue to deliver the library services our citizens deserve. We don't believe anyone wants to see the library in an unsafe or inoperable condition, or without the ability to serve our citizens appropriately. The question is how to avoid this.

After a number of years of research and study, community meetings and meetings with the supervisors, the Library Trustees offered a proposal to the Board of Supervisors which requested \$3,500,000 from Accomack County to fund a portion of the cost of a new main library in Onley. At the May 28 meeting of the Board of Supervisors, the Supervisors voted to send the question to a referendum. This vote had the effect of killing the library proposal since no referendum has ever passed in Accomack County except for one in 1993 for solid waste improvements, which had the full support of the Supervisors, resulted in no tax increase and where failure to pass would have resulted in additional costs to the county.

The Trustees of the Eastern Shore Public Library are appointed by the Boards of Supervisors of Accomack County and Northampton County to manage the Eastern Shore Public Library in such a way that all citizens of the Eastern Shore have access to good library services. We are trying to continue to exercise our fiduciary duty to provide the best library service we can in light of a very difficult situation.

The Trustees held a special meeting on Monday, June 16 to consider the situation and determined that the best opportunity for moving forward is to stop the referendum, in light of the history of referenda in Accomack County. Therefore, the Board of Trustees of the Eastern Shore Public Library hereby formally withdraws its request for \$3,500,000 to fund a portion of the cost of construction of a new main library, and requests that the Board of Supervisors take action to rescind its resolution to place the question of a new library in a referendum in November, 2014.

The Trustees continue to want to work together with the Supervisors to find solutions for our aging library and ways to deliver services. We want to hear the Supervisors' ideas about design, size, location and services and what their vision is for what our library can be. We want to have meaningful conversations about a joint solution to the library problems which is consistent with the county's other space needs. We all want to continue to have a library so we need to work together to do that.

We look forward to discussing with you the way to move forward from here.

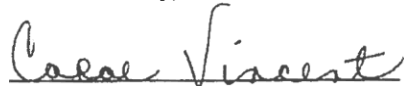
Very truly yours,

BOARD OF TRUSTEES OF THE EASTERN SHORE PUBLIC LIBRARY

Barbara Coady, Chair

RESOLVED that the Board of Trustees of the Eastern Shore Public library formally withdraw its request to the Accomack County Board of Supervisors for \$3,500,000 to fund a portion of the cost of construction of a new main library, and the appropriate officers of the Eastern Shore Public library are authorized and directed to take such action as may be necessary or convenient to withdraw such request.

Barbara Coady, Chair



Carol Vincent, Secretary

John L. Hopkins, Town of Melfa Attorney, offered comments concerning the location of Melfa Precinct voting for General Elections being moved to a site that is more than 1 mile outside of the town limit of Melfa. A discussion ensued concerning the Melfa Fire House polling place.

Daniel Joseph Thore, Deep Creek, commented concerning the Latent Ambiguities and constructive trust of the County (Board of Supervisors) and trust of the County.

Minutes

Mr. Hart made a motion to approve the Minutes of May 21 and May 28, 2014 meetings. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Resolutions of Recognition – High School Valedictorians

Mr. Gray stated that Mr. Crockett and Mrs. Thornton had presented the following Valedictorian recognitions to Nora Delaine Parks of Tangier Combined School and Jessica Marie Stanfield of Chincoteague High School Classes of 2014, respectively.

A RESOLUTION TO RECOGNIZE THE 2014 VALEDICTORIAN AT TANGIER COMBINED SCHOOL

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Nora Delaine Parks has been named the Valedictorian for the Tangier Combined School Class of 2014; and will graduate with 15 college credits and an Advanced Studies Diploma; and

WHEREAS, she has exemplified high academic performance, positive social interaction and exemplary character that sets an example for her peers to emulate; and

WHEREAS, she has participated in numerous school activities, such as: Hi-Y and the Club's Model General Assembly, and

WHEREAS, she has been actively involved in the community and has used her organizational leadership skills to organize many activities including Island Clean-ups, Christmas Bazaars, Relay for Life Luminary Ceremony, and the Arts and Crafts Show. Nora is an active member of the New Testament Church and she teaches Sunday School and helps with Vacation Bible School, and she also works during the summer, often holding two jobs; and

WHEREAS, she has earned a Grade Point Average of 4.0 and will be attending Old Dominion University in the fall majoring in Speech Language Pathology; now,

THEREFORE BE IT RESOLVED that the Accomack County Board of Supervisors recognizes Nora Delaine Parks for academic achievement and congratulates her on her selection as Valedictorian of the Tangier Combined School Class of 2014; and

BE IT FURTHER RESOLVED that we wish her continued success in achieving her career goals.

A RESOLUTION TO RECOGNIZE THE 2014 VALEDICTORIAN AT CHINCOTEAGUE HIGH SCHOOL

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Jessica Marie Stanfield has been named the Valedictorian for the Chincoteague High School Class of 2014, has received all A's on the Principals' List, won The College of William and Mary Leadership Award for 2013, won state level awards for her Forensics Poetry Interpretation, was Homecoming Queen in 2013-2014, and won Best Actress and Most Outstanding Performer Awards in Theater Festival at both the District and Conference levels; and

WHEREAS, she has exemplified high academic performance, positive social interaction and exemplary character that sets an example for her peers to emulate; and

WHEREAS, she has participated in numerous school activities, such as: Yearbook, Future Business Leaders of America, Senior BETA, and Hi-Y, participated in the Scholastic Bowl as Senior Captain, Environmental Team as Senior Captain, and was her Senior Class President; she will be a 2014 Summer Intern at NASA Wallops Flight Facility in the Journalism Department; and

WHEREAS, she has been actively involved in the community by serving as a Regional Referee for seven years for the American Youth Soccer Organization, worked at the drink station for the Oyster Festival, and organized and coordinated the float design for the Homecoming Float for three years; and

WHEREAS, she has earned a Grade Point Average of 4.1515 and will be attending the University of Virginia in the fall majoring in Foreign Affairs with a minor in Language; now

THEREFORE BE IT RESOLVED that the Accomack County Board of Supervisors recognizes Jessica Marie Stanfield for academic achievement and congratulates her on her selection as Valedictorian of the Chincoteague High School Class of 2014; and

BE IT FURTHER RESOLVED, that we wish her continued success in achieving her career goals.

Mr. Gray read and presented the following Resolution to Jamie Patricia Cranmer, Valedictorian of Arcadia High School Class of 2014.

***A RESOLUTION TO RECOGNIZE THE 2014 VALEDICTORIAN AT
ARCADIA HIGH SCHOOL***

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Jamie Patricia Cranmer has been named the Valedictorian for the Arcadia High School Class of 2014, has attended Arcadia High School for grades nine through twelve, has maintained four years on the Honor Roll, was awarded the Jefferson Book Award, Randolph Book Award and has earned the highest average in Calculus, Chemistry, and Biology; and

WHEREAS, she has exemplified high academic performance, positive social interaction and exemplary character that sets an example for her peers to emulate; she participated on the Scholastic Bowl, Envirothon, and Forensics Teams; and

WHEREAS, she played Street Hockey and was the Youth Soccer Coach, and has worked part time as a waitress and dishwasher; and

WHEREAS, she has earned a Grade Point Average of 4.3529 and will be attending the University of Virginia in the fall, where she will major in Pediatric Neuropsychiatrist, with a major in Neuroscience and Psychology; now

THEREFORE BE IT RESOLVED that the Accomack County Board of Supervisors recognizes Jamie Patricia Cranmer for academic achievement and congratulates her on her selection as Valedictorian of the Arcadia High School Class of 2014; and

BE IT FURTHER RESOLVED, that we wish her continued success in achieving her career goals.

Ms. Major read and presented the following Resolution to Charlotte Emily Olmsted, Valedictorian of Nandua High School Class of 2014.

***A RESOLUTION TO RECOGNIZE THE 2014 VALEDICTORIAN AT
NANDUA HIGH SCHOOL***

WHEREAS, the Accomack County Board of Supervisors wishes to recognize academic excellence and achievement by the county's high school students; and

WHEREAS, Charlotte Emily Olmsted has been named the Valedictorian for the Nandua High School Class of 2014, has been active in Student Government, the National BETA Society, the Hi-Y Club, has gone to Richmond for the past two years with the Model General Assembly; won the Swarthmore College "Thomas B. McCabe" Book Award, the William and Mary Leadership Award, was chosen to attend the Electric Cooperative Sponsored Youth Tour and the Youth Conservation Camp; was nominated for the Jefferson Scholars Award, the Eastern Shore News Leadership Award, and the Virginia Pilot Scholastic Achievement Team; and

WHEREAS, she has exemplified high academic performance, positive social interaction and exemplary character that sets an example for her peers to emulate; Charlotte has volunteered her time to work with the afterschool peer tutoring program; and has documented over 222 hours of Community Service through the National BETA Society and through Hi-Y; and

WHEREAS, she has participated in numerous school activities, such as: the Track and Field and Cross Country Teams and has played on the Soccer Team, the Scholastic Bowl Team, Forensics Team, and Theater Festival Company; and

WHEREAS, she has earned a Grade Point Average of 4.233 and will be attending Virginia Tech in the fall majoring in Engineering; now

THEREFORE LET IT BE RESOLVED that the Accomack County Board of Supervisors recognizes Charlotte Emily Olmstead for academic achievement and congratulates her on her selection as Valedictorian of the Nandua High School Class of 2014; and

BE IT FURTHER RESOLVED, that we wish her continued success in achieving her career goals.

Resolution of Respect for Kenneth Whitmal "K.W." Ainsworth

Mr. Chesser presented the Resolution of Respect to the family of Kenneth Whitmal "K. W." Ainsworth.

RESOLUTION OF RESPECT

WHEREAS, Kenneth Whitmal "K. W." Ainsworth was a "Longtime First Responder" and was extremely active in fire and rescue companies, and many related auxiliary services, including: Bloxom Volunteer Fire Company, past chief; Atlantic Volunteer Fire and Rescue Company, past assistant chief; NASA Wallops Flight Facility Fire Department, past chief; Eastern Shore Regional Hazmat Team, member and hazardous material Technical; Eastern Shore Regional Fire Training Center, member and instructor, and Accomack County Fire and Rescue Commission member; and

WHEREAS, he was self-employed as owner/operator of Coastal Business Resources (CBR). He served in the U. S. Navy, and was a disabled veteran and a charter member of the Eastern Shore Disabled American Veterans; and

WHEREAS, "K. W." was a conscientious and devoted volunteer as a public servant and displayed the highest example of character, ethics, morals and unselfish service:

NOW, THEREFORE, BE IT RESOLVED that the Accomack County Board of Supervisors does express to the wife and family of "K. W." Ainsworth, its profound sorrow upon his passing and its sincere sympathy; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the Minutes of this meeting and a copy presented to the family of Kenneth Whitmal "K. W." Ainsworth.

Resolution of Commendation for Terry Howard

Mrs. Thornton stated she would present the Resolution of Commendation to Mr. Terry Howard on behalf of the Board of Supervisors at the reception at the Community Center on June 19, 2014 at 5:00p.m.

RESOLUTION OF COMMENDATION

WHEREAS, the Honorable Terry Howard has served the Town of Chincoteague unselfishly for many years in many capacities; and

WHEREAS, he has served faithfully as a member of the Town Council since May, 1982; and served on the Planning Commission prior to election to the Town Council; and

WHEREAS, the exemplary conduct and sense of fairness he has demonstrated has furthered the cause of better understanding and has been an influence for better growth and progress on Chincoteague and the County; and

WHEREAS, he has been a conscientious and devoted member of the Chincoteague Town Council and displayed the highest example of civic service; now

THEREFORE, BE IT RESOLVED, that the Accomack County Board of Supervisors does hereby recognizes the Honorable Terry Howard for years of dedicated service and leadership on the Town Council; and

BE IT FURTHER RESOLVED that the Accomack County Board of Supervisors hereby commends the Honorable Terry Howard for his outstanding contributions and valuable public service to the Town of Chincoteague.

Move the Consent Agenda after Public Officials

Mrs. Thornton made a motion to move the Consent Agenda after Public Officials. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Legislative Issues Discussion

Senator Lynwood W. Lewis, Jr. and Delegate Robert S. Bloxom, Jr. informed the Board that the State Budget had been passed in both the House of Delegates and Senate. Senator Lewis gave a briefing regarding some of the highlights of the recent session as follows:

- Reduction of SOL testing from 22 tests per year to 17 tests per year,
- Reduction of new spending totaling \$800,000,
- The \$700,000 from the rainy day fund to close the gap of \$1.5 billion that was created due to the short fall in tax revenue to the State of Virginia.

Delegate Robert Bloxom told the Board that the original budget had a 3% growth but the forecast was a 4% to 5% growth. He said the budget would go into effect on Monday, June 23, 2014, if the governor did not take any action in the meantime.

Treasurer's Report

Mrs. Bundick had been asked by the Board to attend the Board meeting this month to answer questions concerning uncashed checks in the Treasurer's Office. She told the Board she had listened to the tape from the May 21, 2014 Board of Supervisors Meeting and asked Mr. Wolff if he would get a list of the names and phone numbers of the people that were complaining about their tax payment checks not being cashed and she would respond to them individually and address the problem. Mrs. Bundick responded to questions from the Board.

Patricia White, Registrar

Mrs. White handed out information concerning the consolidation of precincts and the cost saving in the areas and answered questions from the Board. Mrs. White proposed approximately \$20,000 savings by limiting most election districts to one polling place. A discussion ensued concerning electronic poll books.

Mrs. White verified she did visit with Mr. Hart Melfa Fire House and stated it would qualify for a polling place. Comments were offered by the Board concerning consolidating polling places. The Board was polled on reducing their polling places in their district and the poll was as follows:

Ayes: 0

Nays: Mr. Chesser, Mr. Wolff, Mrs. Thornton, Mr. Gray, Mrs. Lewis, Mrs. Gordy, Mrs. Hart, Ms. Major

Absent: Mr. Crockett

Consent Agenda

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

5.2 Ditch Maintenance Operator – move to re-instate the position of Ditch Maintenance on a part-time basis. No additional funds required. Benefits would not be offered and wages would come out of District Projects Funds, same as contracted ditch maintenance work is currently. Operator would be called in as needed and would report to the Ditch Maintenance Supervisor. Position was classified in 1998 as Pay Grade 13 which currently has a midpoint wage of \$16.72 per hour.

5.3 The renewal of County Attorney Contract - annual salary of \$131,602.

EMPLOYMENT AGREEMENT

THIS AGREEMENT made this _____ day of _____, 2014, by and between the ACCOMACK COUNTY BOARD OF SUPERVISORS, hereinafter referred to as "Employer" and Mark B. Taylor, hereinafter referred to as "Employee".

RECITALS The parties recite and declare:

- The Employer is in need of the services of a person possessing the skills, ability and certifications required to be the County Attorney, and
- The Employee, through education and experience, possesses the requisite skills, ability and certifications to perform these duties, and
- The Employer desires, therefore, to engage the services of Employee as County Attorney under the direction of the Employer, pursuant to the authority vested in Employer by Section 15.2-1542 of the Code of Virginia (1950), as amended.

For the reasons set forth above and in consideration of the mutual covenants and promises of the parties, Employer and Employee agree as follows:

SECTION ONE **Employment**

Employer employs, engages and hires Employee as the County Attorney of Accomack County and Employee accepts and agrees to this employment, engaging and hiring.

SECTION TWO **Governing Law**

This agreement and the employment of Employee shall be subject to all applicable provisions of the Code of Virginia (1950), as amended, the Code of the County of Accomack,

Policies adopted by Employer and provisions of the Accomack County Personnel Manual, relating to sick leave, retirement, and life insurance contributions, holidays, and other fringe benefits not specifically addressed in this agreement.

SECTION THREE **Duties**

The employee shall devote himself to serving the Board and County's need for legal services, including service at such times as the Board in the future may require; including, but not limited to day and evening meetings of the Board and its various component bodies as may be required (though not to include the school board, constitutional officers,

or the department of social services without express Board permission). The employee shall endeavor to ensure that the Office of County Attorney maintains office hours consistent with other County office business hours and shall endeavor to make himself available as needed, including for time sensitive or urgent matters outside of normal weekday business hours.

Employee is hereby delegated the following powers and duties:

1. The statutory powers and duties as set forth in Sections 15.2-1245 (claims made against the county) 15.2-1542 (general authority), and any other powers and duties set forth in any other sections of the Code of Virginia (1950), now or as amended.
2. Exercise all powers and duties delegated pursuant to the Accomack County code.
3. Exercise any additional legally permissible and proper powers or duties as may be prescribed by the governing body.

SECTION FOUR **Place of Employment**

The duties and functions required of Employee under this Agreement shall be rendered generally at the Administrative Offices of the County of Accomack located at 23296 Courthouse Avenue, Accomac, Virginia, and such other place or places as Employer shall in good faith require or as the interest and needs of the Employer shall require.

SECTION FIVE **Terms of Employment and Severance Pay**

- A. This Agreement shall be for a term ending June 30, 2017. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the employer to terminate the services of Employee at any time, subject to the provisions set forth in Section 5E of this Agreement.
- B. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of Employee to resign at any time, provided Employee gives written notice to the Chairman of the Board of Supervisors at least sixty (60) days prior to its effective date unless the parties otherwise agree.
- C. Employee shall remain in the exclusive employ of the Employer and devote all of the Employee's working time, attention, knowledge and skills solely to the interests of the Employer, and Employer shall be entitled to all of the benefits arising from or incident to

all work, services and advice of Employee. The term "Employee's time" shall not be construed to include Employee's annual and holiday time off.

D. Employee shall maintain his residence within the boundaries of Accomack County for the duration of this contract.

E. In the event that Employee is terminated by the Board before expiration of the aforesaid term of employment and during such time that the Employee is willing and able to perform the duties of County Attorney, the Board agrees to pay the Employee upon the date of his termination a lump sum cash severance payment equal to twelve (12) months aggregate salary; provided, however, that in the event the Employee is terminated because of his conviction of any felony or illegal activity involving personal gain to him, then, and only in that event, the Board shall have no obligation to pay the severance payment herein provided.

F. In the event the Board at any time during the employment of the Employee reduces the salary or other financial benefits of the Employee or in the event the Board refuses, following written notice, to comply with any other provision of this Agreement benefiting the Employee or the Employee resigns following a suggestion, whether formal or informal, by a majority of the Board that he resign, then, in that event, the Employee may at his sole option, be deemed "terminated" at the date of such reduction or such refusal or such suggestion, within the meaning and context of the severance pay provision set forth in this paragraph.

G. In the event the Employee leaves County employment for any reason, the Employee agrees he will not represent any interest, other than a personal interest, before the County Board of Supervisors or any of its boards, commissions or departments for a period of one year from the date of separation without prior approval of the Board.

SECTION SIX **Salary**

Employer shall pay Employee, and Employee shall accept from Employer, an annual base salary of one hundred and thirty-one thousand, six hundred two dollars and thirty-two cents per year (\$131,602.32) effective July 1, 2014, and payable in installments as provided for County employees generally.

Any salary increase, including cost of living, within the term of this contract will be discussed and acted upon separate from the Employer's consideration of compensation adjustments for other County employees.

At no time shall such salary be less than that provided during the term of this contract.

SECTION SEVEN
Performance Evaluations

A. Employer shall annually review and evaluate the performance of Employee. Said evaluation shall occur on or before December 31 of each year. Said review and evaluation shall be in accordance with the specific criteria developed jointly by Employer and Employee. Said criteria may be changed from time to time by Employer, in consultation with Employee. Employer shall provide Employee with a written summary of the finding of the Employer and provide an adequate opportunity to discuss said evaluation.

B. Annually, prior to the evaluation required above, Employer, in consultation with Employee, shall establish goals and performance objectives which they determine necessary for the proper operation of the County and in the attainment of the Employer's policy objectives, and shall further establish a relative priority among the goals and objectives which shall be reduced to writing. Said goals shall be attainable within the time limitations provided and the annual operating and capital budgets and appropriations provided.

C. Employer may increase the compensation of Employee upon completion of its annual performance evaluation provided for pursuant to Section 7A and 7B of this Agreement. Increases in Employee's compensation will be based on successful attainment of goals as documented by the Employee and approved by the Board.

D. Employee shall create an activity report each month and distribute the same to the Board, with a copy to the County Administrator, due at the end of the month.

SECTION EIGHT
Benefits

A. Employer agrees to offer the same Group Medical and Hospitalization and dental insurance plans as available to County employees to the Employee and his family and to pay a portion of the premiums according to the following formula:

1. The Employer's c o n t r i b u t i o n to the Employee's insurance shall not exceed the maximum sum of \$1500.00 per month; thereafter, regardless of changes to the rates, the Employee shall pay any amount over and above \$1500.00 per month for insurance coverage.

2. At no time during this agreement will the Employer contribute any less towards this benefit than the amount paid by it on behalf of regular employees receiving the benefit.

B. Annual leave shall be provided at the rate of twelve (12) hours earned per month with a maximum accumulation in accordance with adopted County policies for those earning equivalent leave. Sick leave shall be provided in accordance with adopted County policies. The Employee shall maintain an accounting of days worked and leave taken.

C. Employee's duties require that he/she will be reimbursed for mileage at the prevailing County rate while using their personal vehicle while on County business. The Employee shall be responsible for paying for liability, property damage, and comprehensive insurance and for the purchase, operation, maintenance, repair, and regular replacement of said automobile.

SECTION NINE **Dues Membership, Education and Meetings**

A. Employer agrees to budget and to pay for the professional dues and subscriptions of Employee necessary for his membership in the Virginia State Bar, the Local Government Attorneys of Virginia, and the International Municipal Lawyers Association, and subscription to Virginia Lawyers Weekly and a Virginia Code service acceptable to the Attorney (Geronimo Software Development or equivalent) as necessary and desirable for his continued professional participation, growth, and advancement, and for the good of the Employer.

B. Employer hereby agrees to budget for and to pay the travel and subsistence expenses of Employee for professional and official travel, meetings and occasions adequate to continue the professional development of Employee and to adequately pursue necessary official and other functions for Employer, including the Spring and Fall conferences of the Virginia Local Government Attorneys Association. All other professional travel and attendance by the Attorney shall be at the direction of the Board and subject to funding availability and appropriations, and as may be mutually agreed upon by the Board and the employee.

C. Employer also agrees, subject to funding availability, to budget and pay for the registration fees, travel and subsistence expenses of the Attorney for short courses, institutes and seminars that are necessary for the Attorney's professional development and for the good of the county.

SECTION TEN
Indemnification

Employer shall defend, save harmless and indemnify Employee against any and all liability, loss or claim arising out of or caused by the performance of Employee's duties. Employee is authorized to select his attorney in consultation with Employer.

SECTION ELEVEN
Outside Counsel

The Board and the Attorney agree that it may be necessary from time to time for the County to employ outside counsel. The Board and the Attorney agree that in the event it is determined to be necessary and desirable for the Board to employ outside counsel, the Board will endeavor to consult with and seek the recommendation of the Attorney. Unless otherwise directed, it shall be the Attorney's responsibility to review and approve statements submitted by outside counsel and to oversee the performance of outside counsel as may be necessary and desirable.

SECTION TWELVE
Bonding

Employer shall bear the full cost of and fidelity or other bonds required of the Employee under any law or ordinance.

SECTION THIRTEEN
Extension of Agreement

If Employee is not notified by Employer of termination or alteration of contractual terms at least sixty (60) days before the expiration date, this Agreement shall be extended on the same terms and conditions for additional three (3) year periods. All amendments to this Agreement shall be mutually agreed upon by the parties.

SECTION FOURTEEN
Modification

The Agreement shall become effective July 1, 2014. Any modification or waiver of this Agreement or of any covenant, condition or provision of it, shall not be valid unless in writing and executed by the parties.

SECTION FIFTEEN
Severability

All Agreements and covenants in this Agreement are severable, and in the event any of them shall be held to be invalid by any competent court, this Agreement shall be interpreted as if the invalid Agreements or covenants were not contained.

SECTION SIXTEEN
Entire Agreement

This written Agreement embodies the whole agreement between the parties. There are no inducements, promises, terms, conditions, or obligations made or entered into by either Employer or Employee other than those contained in this Agreement.

IN WITNESS THEREOF, the Accomack County Board of Supervisors has caused this Agreement to be signed and executed in its behalf by its Chairman and the Employee has signed and executed this Agreement, both in duplicate, the day and year first above written.

Mark B. Taylor

Chairman, Accomack County
Board of Supervisors

- 5.4 The Eastern Shore Health District FY2014 Local Government Agreement and authorized the County Administrator to execute the Eastern Shore Health District FY2014 Local Government Agreement.

Space Needs Analysis Part II

County Administrator, Steve Miner reported he had been caught off guard at the School Board meeting on Tuesday, June 17, 2014 and was unable to make a full report on county space issue. He told the Board that the school division needs more office space and said he had been under the impression the space needs for them had been put on the back burner. He said the school division was essential to the county plan because they still owned the former Accomack Primary School, which was the site being considered for a new county administration building. He told the Board that they could not move forward on this until the new school superintendent is on board to enable him to give his input on the office space that would be needed as part of the plan and work.

Eastern Shore Rural Health - Real Estate Tax Exemption Request

Eastern Shore Rural Health CEO Nancy Stern asked the Board for tax exempt status for her agency to offset the 180 dental visits worth approximately \$26,000. She told the board Rural Health's contributions to the community employing 220 and serving 36,000 of the 45,500 population equates to 78 percent and that she was very proud of that; was accessible to the public for night hours, and that the tourist and seasonal farm labor would bring the figure around to approximately 40,000. She said 7,000 of the patients did not have insurance and for every 1 medically uninsured patient, there were 4 uninsured dental patients. Mrs. Stern continued with statistics stating the \$100,000

federal grant helps because it was earmarked for the dental program. A discussion ensued.

Mrs. Gordy made a motion to table the tax exempt status request until the July 16, 2014 meeting when the full Board would be present. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Repeal of FY15 Annual Appropriations and Replacing with Quarterly Appropriations

Finance Director Michael Mason made a presentation requesting a resolution of quarterly funding of all departments and projects versus annual. He explained that until the final revenue numbers had been received from the state there were unanswered questions concerning exactly how much money the county would receive. Mr. Mason said quarterly funding would give the County better control of expenses and felt that a re-forecast and financial analysis could be done some time in August for final analysis.

Mr. Hart made a motion to adopt the following Resolution. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

RESOLUTION TO RESCHEDULE FISCAL YEAR 2015 APPROPRIATIONS

WHEREAS, it is the responsibility of the Accomack County Board of Supervisors to approve all appropriations for fiscal year 2015; and

WHEREAS, on April 8, 2014, the Accomack County Board of Supervisors adopted annual appropriations for fiscal year 2015 for all County funds; and

WHEREAS, these annual appropriations for Fiscal Year 2015 were made under the reasonable expectation that the revenue estimates provided by the Commonwealth for Commonwealth Aid for such functions as public education, shared services, human services and tax relief were accurate and reliable (as they have been for the past several years) as a basis for developing the County Fiscal Year 2015 Budget; and

WHEREAS, the County is dependent on Commonwealth funds to provide County services including public education, police protection, emergency medical services and other mandated programs; and

WHEREAS, as of June 12, 2014, the General Assembly budget committee has identified close to \$900 million in spending reductions for the biennium in anticipation of a \$1.5 billion revenue shortfall that will likely not be formally quantified until August of 2014; and

WHEREAS, the non-anticipated revenue shortfall is apparently the consequence of a failure on the part of the Commonwealth to correctly forecast a foreseeable reduction in non-withholding income taxes; and

WHEREAS, a portion the nearly \$900 million in spending reductions identified by the General Assembly budget committee and likely to be adopted pertain to K-12 public education with the exact amount of reductions to the Accomack County School Board unknown as of June 12, 2014; and,

WHEREAS, the imminent reductions in Commonwealth aid from the amounts initially communicated to the County and for which the County and School Board relied upon in order to adopt their FY15 budget absolutely necessitates that the need Accomack Board of Supervisors provide for rescheduling of the FY15 appropriations; and

WHEREAS, the rescheduling of appropriations is not intended to reduce the local share of public education funds for fiscal year 2015 which is budgeted at \$16,668,344; and

WHEREAS, although the local share of the imminent reductions in Commonwealth funding has yet to be determined, any such reduction will likely create a financial hardship on the County since tax rates have already been set thus a reduction in

Commonwealth funding would reduce the ability of the County to provide services to County citizens who are entitled to these services and dependent upon them; and,

WHEREAS, the Code of Virginia § 15.2-2506 allows the County to appropriate on an annual, semiannual, quarterly or monthly appropriation basis; and,

BE IT RESOLVED, by the Accomack Board of Supervisors this 18th day of June, 2014, that a fiscal crisis shall exist in Accomack County and the annual appropriations adopted by the Accomack Board of Supervisors on April 8, 2014 shall hereby be repealed and replaced by quarterly appropriations effective July 1, 2014, as set forth in the tables below:

ALL COUNTY FUNDS	
Appropriations:	
Expenditures:	FY15 First Quarter Appropriation
General Fund:	
Board of Supervisors	\$ 36,936
County Administrator	129,636
Human Resources	6,463
Legal Services	58,671
Commissioner of the Revenue	73,228
County Assessor	170,915
Treasurer	138,533
Central Accounting	124,649
Information Technology	141,664
Risk Management	210,650
Electoral Board	12,157
Registrar	33,874
Circuit Court	21,387
General District Court	2,493
Chief Magistrate	4,235
Juvenile & Domestic Relations Court	3,413
Clerk of the Circuit Court	103,764
Sheriff - Court Services	105,463
Commissioner of Accounts	54
Commonwealth's Attorney	102,658
Victim & Witness Assistance program	15,071
Sheriff - Law Enforcement Services	520,846
Volunteer Fire & Rescue	67,965
Emergency Medical Services	52,694
Sheriff - Jail Operation	533,279
Juvenile Probation Office	34,499
Building and Zoning	124,655
Ordinance Enforcement	15,545
Animal Control	25,286
Regional Animal Shelter	27,680
Emergency Management	19,883
S.P.C.A. Operating Subsidy	230
Storm Drainage	45,984
Litter Control	66,451
Solid Waste	492,653
Buildings & Grounds	286,103
Health Department Operating Subsidy	125,208
School Dental Program Operating Subsidy	1,243
Community Services Board Operating Subsidy	33,749

ALL COUNTY FUNDS (continued)

	FY15 First Quarter Appropriation
Eastern Shore Area Agency on Aging Operating Subsidy	5,858
Tax Relief for Seniors , Disabled and Veterans	33,631
Eastern Shore Community College Operating Subsidy	65,757
Accomack County School Board Subsidy	4,167,086
Parks & Recreation	78,275
Translator Television	18,614
Public Boating Docks and Ramps	11,248
Eastern Shore Public Library Operating Subsidy	86,477
Planning District Commission Operating Subsidy	17,676
Eastern Shore of Va. Housing Alliance Operating Subsidy	2,304
Planning	149,789
Transportation District Commission Operating Subsidy	4,827
Eastern Shore Tourism Commission Operating Subsidy	21,713
Resource Conserv. & Development Council Operating Sub.	2,546
Soil & Water Conservation District Operating Subsidy	5,289
Star Transit Operating Subsidy	31,217
Eastern Shore Groundwater Committee Operating Subsidy	4,930
E.S. Small Business Dev. Center Operating Subsidy	1,152
ESCADV Operating Subsidy	2,500
Johnsongrass & Gypsy Moth Program	3,042
Wallops Research Park	10,000
Cooperative Extension Service	22,917
Economic Development Authority Operating Subsidy	1,875
Nondepartmental	60,614
Total General Fund	8,779,204
Virginia Public Assistance Fund	959,697
Comprehensive Youth Services Fund	346,613
Law Library Fund	1,750
Consolidated EMS Fund	679,680
Consolidated Fire and Rescue Fund	373,688
Greenbackville/Captains Cove Mosquito Control Fund	13,125
Court Security Fee Fund	18,750
Drug Seizures Fund	500
Fire Programs Fund	12,448
Emergency 911 Fund	139,653
County Capital Projects Fund	96,781
School Debt Service Fund	2,794,255
Parks & Recreation Enterprise Fund	15,500
Airport Fund	116,072
Landfill Enterprise Fund	556,067
Water & Sewer Enterprise Fund	55,185
Total Expenditures	14,958,968
To Reserves:	
Transfer to Landfill Closure/Post Closure Reserve	125,837
Transfer to Airport Hangar Maintenance Reserve	6,965
Transfer to Rainy Day Reserve	195,826
Total Other Uses	328,628
Total Expenditures & Other Uses	\$ 15,287,596

Accomack County School Board

Appropriations:	
School Operating Fund	\$ 11,516,884
School Food Services Fund	695,136
Total Expenditures	\$ 12,212,020

Accomack County Economic Development Authority

	FY15 First Quarter Appropriation
Operating Fund	\$ 1,875

Road Additions Committee

Mr. Hart made a motion to appoint Mr. Gray and Ms. Major to serve on the Road Additions Committee. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Accomack-Northampton Housing and Redevelopment Corporation Board of Directors

Mr. Hart made a motion to reappoint Richard Jenkins to the Accomack-Northampton Housing and Redevelopment Corporation Board of Directors for a three-year term commencing July 1, 2014 and expiring June 30, 2017. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Accomack-Northampton Planning District Commission

Mr. Hart made a motion to reappoint Gwendolyn Turner to the Accomack-Northampton Planning District Commission for a one-year term commencing July 1, 2014 and expiring June 30, 2015. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Mr. Hart made a motion to reappoint Thomas E. Rienenrth to the Accomack-Northampton Planning District Commission for a one-year term commencing July 1, 2014 and expiring June 30, 2015. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Captains Cove/Greenbackville Mosquito Control District

Mr. Wolff made a motion to reappoint Ron Moyer to the Captains/Cove/Greenbackville Mosquito Control District for a four-year term commencing July 1, 2014 and expiring June 30, 2018. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Eastern Shore Community College Board

Ms. Major made a motion to reappoint Dee Fitch to the Eastern Shore Community College Board for a four-year term commencing July 1, 2014 and expiring June 30, 2018. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Parks and Recreation Advisory Commission

Mr. Gray made a motion to appoint Kay Lewis to the Parks and Recreation Advisory Commission for a four-year term commencing July 1, 2014, expiring June 30,

2018. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Ms. Major made a motion to appoint Robert Bunting, Jr. to the Parks and Recreation Advisory Commission for a four-year term commencing July 1, 2014, expiring June 30, 2018. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Quinby Boat Harbor Committee

Mr. Hart made a motion to reappoint George Ward, Jr. to the Quinby Boat Harbor Committee for a four-year term commencing July 1, 2014, expiring June 30, 2018. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Mr. Hart made a motion to reappoint David Fluhart to the Quinby Boat Harbor Committee for a four-year term commencing July 1, 2014, expiring June 30, 2018. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Workforce Investment Board

Ms. Major made a motion to reappoint Kelvin A. Pettit to the Workforce Investment Board for a four-year term commencing July 1, 2014, expiring June 30, 2018. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

County Attorney's Report

Following comments by County Attorney Mark B. Taylor, Mrs. Thornton made a motion to approve the following Emergency Ordinance amendment to the Accomack County Stormwater Management Emergency Ordinance with the fee provision change on July 1, 2014. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

AN ORDINANCE TO AMEND THE ACCOMACK COUNTY STORMWATER MANAGEMENT ORDINANCE

WHEREAS, the Board of Supervisors of Accomack County finds that THE Stormwater Management Ordinance enacted on May 21, 2014 must be amended to clarify the issue of fees to be charged; and

WHEREAS, the Board is advised that an emergency exists as the Stormwater Ordinance relates to fees to be charged effective July 1, 2014.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Accomack County Board of Supervisors this 18th day of June, 2014, that the Accomack County

Stormwater Management Ordinance is hereby amended with regard to fees to be charged effective July 1, 2014, on an emergency basis, as follows:

1-15. FEES.

The following total fees to be paid by applicant apply to (i) any operator seeking coverage under the a July 1, 2014 General Permit for Discharges of Stormwater from Construction Activities for or (ii) on or after July 1, 2014 to any operator seeking coverage under a General Permit for Discharges of Stormwater from Construction Activities, a state or federal agency that does not file annual standards and specifications or an individual permit issued by the board. On and after approval by the board of a VSMP authority for coverage under the General Permit for Discharges of Stormwater from Construction Activities, no more than 50% of the base total fee to be paid by applicant set out in this part shall be due at the time that a stormwater management plan or an initial stormwater management plan is submitted for review in accordance with 9VAC25-870-108.

The remaining total fee to be paid by applicant balance shall be due prior to the issuance of coverage under the General Permit for Discharges of Stormwater from Construction Activities. When a site or sites are purchased for development within a previously permitted common plan of development or sale, the applicant shall be subject to fees ("total fee to be paid by applicant" column) in accordance with the disturbed acreage of their site or sites

according to the following table.

Fee type	Total fee to be paid by Applicant (includes both VSMP authority and Department portions where applicable)	Department portion of "total fee to be paid by Applicant" (based on 28% of total fee paid*)
Chesapeake Bay Preservation Act Land-Disturbing Activity (not subject to General Permit coverage; sites within designated areas of Chesapeake Bay Act localities with land-disturbance acreage equal to or greater than 2,500 square feet and less than 1 acre)	\$209	\$0
General I Stormwater Management - Small Construction Activity/Land Clearing {Areas within common plans of development or sale with land disturbance acreage less than 1 acre.} <u>(Agreement in lieu of a Plan for a single-family residence built in a common plat of development with land disturbance greater than one acre).</u>	\$290	\$0
General I Stormwater Management - Small Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 1 acre and less than 5 Acres)	\$2,700	\$756
General I Stormwater Management - Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 5 acres and less than 10 acres)	\$3,400	\$952

General / Stormwater Management – Large Construction Activity/Land Clearing [Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 10 acres and less than 50 acres]	\$4,500	\$1,260
General / Stormwater Management – Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 50 acres and less than 100 acres)	\$6,100	\$1,708
General / Stormwater Management – Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 100 acres)	\$9,600	\$2,688
Individual Permit for Discharges of Stormwater from Construction Activities (This will be administered by the department)	\$15,000	\$15,000

* If the project is completely administered by the Department such as may be the case for a state or federal project or projects covered by individual permits, the entire applicant fee shall be paid to the Department.

9VAC25-870-820. Fees for an individual permit or coverage under the General Permit for Discharges of Stormwater from Construction Activities.

The following fees apply, until June 30, 2014, to coverage under the General Permit for Discharges of Stormwater from Construction Activities issued by the department prior to a VSMP authority being approved by the board in the area where the applicable land-disturbing activity is located, or where the department has issued an individual permit or coverage under the General Permit for Discharges of Stormwater from Construction Activities for a state or federal agency.

General/Stormwater Management- Phase I Land Clearing ("Large" Construction Activity- Sites or common plans of development equal to or greater than five acres.	\$750
General/Stormwater Management- Phase II Land Clearing ("Small" Construction Activity- Sites or common plans of development equal to or greater than one acre and less than five acres)	\$450
General/Stormwater Management- Small Construction Activity/Land Clearing (Sites within designated areas of Chesapeake Bay Act localities with land disturbance acreage equal to or greater than 2,500 square feet and less than one acre) (Fee valid until July 1, 2014)	\$200
Individual Permit for Discharges of Stormwater from Construction Activities	\$15,000

~~The following total fees to be paid by applicant apply to (i) any operator seeking coverage under the a July 1, 2014 General Permit for Discharges of Stormwater from Construction Activities for or (ii) on or after July 1, 2014 to any operator seeking coverage under a General Permit for Discharges of Stormwater from Construction Activities, a state or federal agency that does not file annual standards and specifications or an individual permit issued by the board. On and after approval by the board of a VSMP authority for coverage under the General Permit for Discharges of Stormwater from Construction Activities, no more than 50% of the base total fee to be paid by applicant set out in this part shall be due at the time that a stormwater management plan or an initial stormwater management plan is submitted for review in accordance with 9VAC25-870-~~

~~108. The remaining total fee to be paid by applicant balance shall be due prior to the issuance of coverage under the General Permit for Discharges of Stormwater from Construction Activities.~~

The following fees apply, on or after July 1, 2014 to coverage under the General Permit for Discharges of Stormwater from Construction Activities issues by the board for a state or federal agency that has annual standards and specifications approved by the board.

General Stormwater Management- Phase I Land Clearing ("Large" Construction Activity- Sites or common plans of development equal to or greater than five acres.	\$750
General Stormwater Management- Phase II Land Clearing ("Small" Construction Activity- Sites or common plans of development equal to or greater than one acre and less than five acres)	\$450

9VAC25-870-825. Fees for the modification or transfer of registration statements for the General Permit for Discharges of Stormwater from Construction Activities.

The following fees apply to modification or transfer of individual permits or of registration statements for the General Permit for Discharges of Stormwater from Construction Activities issued by the board. If the state permit modifications result in changes to stormwater management plans that require additional review by the VSMP authority, such reviews shall be acreage of the site. In addition to the state permit modification fee, modifications resulting in an increase in total disturbed acreage shall pay the difference in the initial state permit fee paid and the state permit fee that would have applied for the total disturbed acreage in 9VAC25-870-820. No modification or transfer fee shall be required until such board approved programs exist. These fees shall only be effective when assessed by a VSMP authority, including the department when acting in that capacity that has been approved by the board. No modification fee shall be required for the General Permit for Discharges of Stormwater form Construction Activities for a state or federal agency that is administering a project in accordance with approved annual standards and specifications but apply to all other state or federal agency projects.

Type of Permit	Fee Amount
General / Stormwater Management – Small Construction Activity/Land Clearing (Areas within common plans of development or sale with land disturbance acreage less than 1 acre)	\$20
General/ Stormwater Management- Small Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 1 and less than 5 acres)	\$200
General/ Stormwater Management – Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 5 acres and less than 10 acres)	\$250
General/ Stormwater Management- Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 10 acres and less than 50 acres)	\$300
General/ Stormwater Management- Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 50 acres and less than 100 acres)	\$450
General/ Stormwater Management- Large Construction Activity/Land Clearing (Sites or areas within common plans of development or sale with land disturbance acreage equal to or greater than 100 acres)	\$700

Individual Permit for Discharges of Stormwater from Construction Activities	\$5,000
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Mrs. Thornton made a motion to adopt the following Resolution. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

RESOLUTION CALLING FOR COOPERATING AGENCY STATUS FOR ACCOMACK COUNTY IN USFWS CHINCOTEAGUE & WALLOPS ISLAND NATIONAL WILDLIFE REFUGES COMPREHENSIVE CONSERVATION PLAN & ENVIRONMENTAL IMPACT STATEMENT

WHEREAS, Chincoteague Island and the Chincoteague National Wildlife Refuge draw more than one million visitors annually to Accomack County, representing a significant portion of Accomack County tourism, and

WHEREAS, according to the Accomack County Office of Assessments, Chincoteague Island holds more than twenty-five (25 %) of the assessed value of real estate in Accomack County, and

WHEREAS, shellfish aquaculture and other harvesting of marine products in the vicinity of Chincoteague Island and Wallops Island is a vital part of Accomack County's economy, and

WHEREAS, the United States Fish and Wildlife Service (USFWS) has been under guidance from the U.S. Department of the Interior (USDI) since 1999 to actively solicit participation of state and local governments as cooperating agencies under the National Environmental Policy Act (NEPA) to share state and local expertise and to address issues within state and local jurisdiction with the USFWS in the Comprehensive Conservation Planning (CCP) and Environmental Impact Statement (EIS) process; and

WHEREAS, the U.S. Fish and Wildlife Service (USFWS) released its May 2014 Draft CCP and EIS for the Chincoteague Island and Wallops Island Wildlife Refuges; and

WHEREAS, the Chincoteague and Wallops Island National Wildlife Refuges CCP and EIS may substantially impact tourism, aquaculture, and the harvesting of marine products to and around Chincoteague Island and, consequently, substantially impact property values and the Accomack County tax base on Chincoteague Island; and

WHEREAS, notwithstanding the guidance of the USDI calling for solicitation of cooperating agencies, the USFWS has not solicited Accomack County's participation in the CCP/EIS process or participation of other cooperating agencies that we know of; and

WHEREAS, the CCP/EIS for Chincoteague and Wallops Island National Wildlife Refuges may have profound impacts upon Accomack County; and,

WHEREAS, Accomack County desires to participate as a cooperating agency in the CCP and EIS for the Chincoteague and Wallops Island National Wildlife Refuges and desires that such participation by other agencies be solicited also, including particularly the Town of Chincoteague, the Virginia Eastern Shore Tourism Commission, the Virginia Marine Resources Commission, the Virginia Tourism Authority, the Virginia Economic Development Partnership, the United States Army Corps of Engineers, and the United States Geological Survey;

NOW THEREFORE BE IT RESOLVED by the Accomack Board of Supervisors this 18th day of June, 2014, that Accomack County requests participation as a cooperating agency in the Chincoteague Island and Wallops Island Wildlife Refuges CCP and EIS processes; and

BE IT FURTHER RESOLVED that the Board of Supervisors calls upon the USFWS to solicit, in writing, participation by the Town of Chincoteague, the Virginia Eastern Shore Tourism Commission, the Virginia Marine Resources Commission, the Virginia Tourism Authority, the Virginia Economic Development Partnership, the United States Army Corps of Engineers, and the United States Geological Survey as cooperating agencies in the Chincoteague and Wallops Island National Wildlife Refuges CCP and EIS processes.

The County Attorney gave a recap of what was being advertised concerning the polling place changes. He told the Board the Public Hearing would be on July 16, 2014 on changing the polling place from Tasley Fire House to the Elks in Accomac.

Board of Supervisors Comments

Ms. Major stated Election District 9 would be having their first Quarterly District Meeting on July 10 at Painter Fire House at 6:30p.m. She continued and stated Chris Isdell would be present at the meeting to talk about Rural Additions, and Delegate Bloxom, Senator Lewis, and other County Staff would be attending the meeting.

Mrs. Thornton stated she also gives Quarterly Reports to Chincoteague Town Council. Mrs. Thornton asked County Administrator Steve Miner to have Brent Hurdle to prepare a list of tax exempt organizations excluding Government, churches, and schools. Mrs. Thornton also reminded the Board Terry Howard's reception would be held at the Community Center at 5:00p.m. on June 19th and thanked the Board on supporting the Resolution Calling for Cooperating Agency Status for Accomack County in USFWS Chincoteague & Wallops Island National Wildlife Refuges Comprehensive Conservation Plan & Environmental Impact Statement. She also thanked the County Administrator and County Attorney for the hard work they had done in helping with the Resolution.

Mr. Wolff apologized to the Board on the dedication on the Wallops Research Park for not introducing the Board of Supervisors.

Budget and Appropriation Items

Mr. Hart made a motion to adopt the following Resolution. Mr. Wolff seconded the motion. The motion was approved with Mr. Crockett absent.

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Accomack County, Virginia, that the FY2014 County budget be amended by the amounts listed below and the same amounts appropriated for the purposes indicated.

Fund	Department	Purpose	Funding Source	Amount
General Fund	EMS	To recognize the award of "Four-for-Life" funds.	State Revenue	\$ 34,829
General Fund	Commonwealth's Attorney	To recognize temporary personnel funds approved by the Comp. Board but not included in adopted expenditure budget. Funding was included in the revenue estimate.	Contingencies	\$ 6,500
General Fund	Parks & Recreation	To recognize estimated USDA funding for the Summer Food Program.	Federal Revenue	\$132,665
General Fund	Hurricane Sandy	To recognize estimated FEMA reimbursement.	Federal Revenue	\$ 58,771
General Fund	Assessor	To recognize receipt of auto insurance payment.	Other Revenue	\$ 706
General Fund	Sheriff	To recognize receipt of auto insurance payment.	Other Revenue	\$ 4,963
General Fund	Electoral Board	To recognize expected reimbursement from Towns for Town elections held in May.	Other Revenue	\$ 3,866
General Fund	Solid Waste/Bld.& Grounds	To allow transfer of excess funds from the Solid Waste Department to Building and Grounds Department to cover any budget shortfall incurred through June 30. See 3rd Qtr financial report for more information.	n/a	To be Determined
General Fund	Property Tax Relief for Seniors, Disabled and Veterans	The cost of tax relief has grown due to mandates from the General Assembly. An additional appropriation is needed to cover relief granted in FY14.	Contingencies	\$ 1,394
General Fund	General District Court	To cover unanticipated court expenditures and the Judge Vincent's travel expenditures for serving as a board member of the Association for District Court Judges .	Contingencies	\$ 1,500
Total				\$245,194

Payables

Upon certification by the County Administrator, Mrs. Thornton made a motion to approve the Payables. Mrs. Lewis seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Closed Meeting

Mrs. Thornton made a motion to go into Closed Meeting for the following purposes. Mr. Wolff seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Pursuant to subsection 2.2-3711A (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; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter that involves the teacher and some student and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the appropriate board.

Open Session

The Chair declared the meeting open to the public.

Certification of Closed Meeting

Ms. Major made the motion to reconvene in Opening Meeting and to certify by roll call vote, pursuant to Section 2.2-3712 (D) of the Code of Virginia, 1950 as amended, that to the best of each member's knowledge the only matters heard, discussed, or considered during the Closed Meeting were (1) public business matters lawfully exempted matters as were identified in the motion by which the Closed Meeting was convened. Mrs. Thornton seconded the motion. The motion was unanimously approved with Mr. Crockett absent.

Roll Call

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

Nays: None

Absent: Mr. Crockett

Adjournment

Mrs. Thornton made a motion to adjourn the meeting. Mr. Hart seconded the motion. The motion was unanimously approved with Mr. Crockett absent. The meeting adjourned at 8:00p.m.

John Charles "Jack" Gray, Chair

Date