

VIRGINIA: At a Regular Monthly Meeting of the Board of Supervisors for the County
of Accomack held in the Board of Supervisors Chamber in Accomac,
Virginia on the 20th day of January, A.D., 2016 at 5:00 p.m.

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

Members Absent: C. Reneta Major

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

Call to Order

The meeting was called to order by the Chair who informed the Board that Ms. Major would not be attending the meeting because of a death in the family. Reverend Gary Miller opened with a prayer, after which, the Pledge of Allegiance to the Flag was recited.

Adoption of the Agenda

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

Public Comment

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

Comments were offered by the following opposing the proposed draft amendments to the poultry house Ordinance:

Joe Valentine – Onancock, VA
Jay Ford – Belle Haven, VA
Dr. Julian Fry – Talon, MD
John Schneider – Chincoteague, VA
Jay Davenport – Onancock, VA
Lee Anne Fick – Pungoteague, VA

Comments offered in support of the proposed draft amendments to the poultry house Ordinance:

Benny Hall – Temperanceville, VA

A comment was offered by the following concerning increasing the salaries of the Board of Supervisors:

Ronnie Thomas - Altantic, VA

Comments offered opposing off-shore drilling:

Matt Cormons – Parksley, VA

Following public comments, Mr. Crockett told the Board and media that in a letter received by Dr. Frye, there was a disclaimer that said the opinion in this letter are not those of Johns Hopkins University but of the writer herself and he wanted to make sure that everyone understood that the University was requiring that disclaimer on Dr. Frye's letter.

Minutes

Mr. Hart made a motion to approve the Minutes of December 16, 2015 and January 6, 2016 meetings. Mr. Phillips seconded the motion. The motion was unanimously approved with Ms. Major absent.

Recognitions

C. Ray Pruitt, Department of Public Safety Director, presented Plaques of Recognition to Fire Medics Vincent Savona and Brandon Warren who completed training and certification to become nationally certified as an Emergency Medical Technician-Paramedic which was highest degree to which EMS providers can aspire and that this level of training and certification would be a tremendous benefit to the citizens of Accomack County. He said EMT-Paramedics are able to provide advanced levels of patient assessment and treatment in the field on a daily basis and that type of care was critical for Accomack County given its long transport times to hospital emergency rooms.

Consent Agenda

Mr. Crockett made a motion to approve the following items under the Consent Agenda and Mrs. Gordy seconded the motion. The motion was unanimously approved with Ms. Major absent.

- 5.2 To authorize the Department of Public Works to apply for an Aid to Local Ports grant through the Virginia Port Authority for Greenbackville Harbor in the amount of \$300,000,
- 5.3 The FY2015 Local Government Agreement with the Health Department. Agreement serves to reflect the actual FY2016 appropriations by the County and the Department of Health's cooperative budget for FY2016, and
- 5.4 The following Resolution for a Tax Exempt Loan for Saxis Volunteer Fire Company,

**RESOLUTION FOR APPROVAL OF TAX-EXEMPT LOAN
TO SAXIS VOLUNTEER FIRE COMPANY, INC.**

WHEREAS, Saxis Volunteer Fire Company, Inc. (“the VFC”), is a non-for profit organization that is exempt from income taxes under Section 501(c)(3) of the Internal Revenue Code; and,

WHEREAS, the VFC provides, pursuant to a funding agreement for fire and/or rescue services signed by it and Accomack County, fire and rescue services within the County of Accomack, Virginia and,

WHEREAS, the VFC is in need of financing to purchase a Freightliner Pierce Tanker which will reside at the VFC fire house; and,

WHEREAS, the approval of the Accomack County Board of Supervisors is required for such financing in order for the VFC to obtain the benefits of tax exemption for any interest payments made by it; and,

WHEREAS, the Accomack County Board of Supervisors desires to grant such approval; and,

WHEREAS, this matter comes before the Accomack County Board of Supervisors after a public hearing was advertised and held by the VFC on December 14, 2015, at the Saxis Volunteer Fire Company fire house which provided the opportunity for public to be heard as required by law;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Accomack County Board of Supervisors does hereby approve (within the scope of the qualifying language set forth below) the tax-exempt loan to the Saxis Volunteer Fire Company, Inc. (“the VFC”) by Taylor Bank in the principal amount of not more than \$310,000, which is for the purpose of acquiring a Freightliner Pierce Tanker which will be owned and operated by the VFC.

RESOLVED, FURTHER, that the approval of the loan to the VFC set forth above is given solely for purposes of the public approval requirements for tax-exempt financing applicable to the VFC because of Section 150 (e) (3) and Section 147 (f) of the Internal Revenue Code of 1986, as amended, and such approval does not obligate Accomack County or its Board of Supervisors in any way regarding repayment of the debt.

Report of Public Officials

Virginia Department of Motor Vehicles

Mr. Robert Erving, Virginia Department of Motor Vehicles (DMV) Assistant Commissioner of Customer Service and Charles Browning, Deputy of the SELECT Program appeared before the Board in response to the Board’s letter of opposition in the closing of the Oak Hall DMV office. Mr. Erving and Mr. Browning informed the Board that they would restore DMV service in northern Accomack County, but in the interim, would be adding additional staff to the Onancock office and have that office open on Saturdays to accommodate citizens of Accomack County.

Mr. Irving said DMV would like to have the new location in a government setting and had been investigating towns in the northern end of Accomack County to accommodate full-time service; that he felt a town or government building would be desirable.

Mr. Hart and Mr. Wolff explained that it would be desirable for the office to be along Highway 13, which would make it more accessible to all citizens than if it was located in a small town off Route 13.

Mr. Browning told the Board that it was DMV's goal to have an office within 30 minutes of any citizen in Accomack County.

Mr. Chesser told Mr. Irving and Mr. Browning about the number of complaints he had received about the closing of the Oak Hall location. The Board asked the DMV officials to keep them informed.

Mr. Browning and Mr. Irving stated they felt there could be some type of DMV service in the northern end of the County shortly after the first of February.

Report on Status of 2016 Reassessment


County Assessor Brent Hurdle gave a report on the 2016 biennial reassessment of all real property in the County and stated it had been completed and that notices would be mailed to all property owners within a week. Mr. Hurdle told the Board he estimated that the general assessment values would be down approximately 2% creating a reduction in revenue of approximately \$250,000 for the upcoming year but not all parcels had declined in value. Mr. Hurdle stated any property owner aggrieved by the assessment on their property had the right to appeal the assessment to any, or all of the following, and responded to questions:

- The Accomack County Department of Assessment,
- The Accomack County Board of Equalization;
- The Circuit Court for the County of Accomack.

Committee Reports

Proposed Policy Revision

Mr. Crockett made a motion to adopt the following revisions to Personnel Policy Number 502.0 and Mr. Phillips seconded the motion. A discussion ensued. The motion was unanimously approved with Ms. Major absent.

	SUBJECT:	
	SICK LEAVE	
	POLICY NUMBER: 502.0	PAGE: 1 OF 2
EFFECTIVE DATE: 10/18/2000	REVISED DATE: 03/21/2007	

OVERVIEW: It is the intent of the County to provide employees with paid time off for health related reasons.

SCOPE: This policy applies to all full-time regular and limited-term employees.

DEFINITIONS:

Immediate Family Member - For purposes of this policy, the County defines an immediate family member as an employee's spouse, parent, child, sibling, step child, step parent, mother-in-law, father-in-law, grandparent, or any other individual residing in the same household.

40-hour employees - Those employees assigned a normal work period which consists of 40 hours in a week.

45-hour employees – Those employees assigned a normal schedule which consists of 45 hours in a week.

212-hour employees - Those employees assigned a normal work period which consists of 212 hours in a 28 day period.

PROVISIONS:

A. Accrual and Carryover

40-hour employees accrue sick leave at the rate of 5 hours per pay period. 45-hour employees accrue sick leave at the rate of 5.5 hours per pay period. 212-hour employees accrue sick leave at the rate of 12.25 hours per work period.


Employees on leave without pay for more than 25% of the work period will not accumulate sick leave for that pay period month.

Regardless of accrual amount, employees may carry over all accrued balances into the next calendar year.

B. Use of sick leave:

Sick leave should only be used:

1. To provide an employee the opportunity to rest or recover from an illness, pregnancy or disabling condition.
2. When an employee has been exposed to a contagious disease such that attendance at work would jeopardize the health of fellow employees or the public.

	SUBJECT:	
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3. To attend a medical or dental appointment.

4. To care for a sick member of the employee's immediate family.

C. Verification:

A Department Head may ask for justification for use of sick leave by requesting that the employee obtain verification of the illness from a physician.

C. Special Conditions

When it becomes evident an employee shall be unable to be at work for an extended period of time (five consecutive workdays), the employee may be required to furnish the Department Head with a written statement from his/her physician. The statement will identify the nature of the employee's condition, the expected date on which the employee will be able to return and perform normal work duties and the approximate anticipated date of medical release by the physician.

D. Notification:

An employee who anticipates being absent from work as a result of a medical condition (such as scheduled surgery, pregnancy, etc.) should inform management as early as possible to assist management in planning for the employee's absence.

An employee or his or her representative must notify his or her Department Head promptly by telephone or messenger no later than one half hour after reporting time that he or she is not able to report to work. When in the interest of public safety, specific employees shall be requested to notify the Department Head at least one hour before reporting to work, if possible.

F. Exhausted Sick Leave:

Once sick leave has been exhausted, an employee may use all other available accrued leave to supplement his or her salary while out sick or apply to the sick leave bank if the employee is a member.

G. Separation from Service:

Employees with five years of uninterrupted service in a sick leave earning position will be paid for unused sick leave upon termination of employment. Payment will be equal to 25% of the employee's sick leave balance or \$5,000 whichever is less.

Employees who are retiring under VRS may elect to use sick leave termination benefits to "buy" additional years of service in the Virginia Retirement System (VRS). For more information concerning this option, contact the Central Accounting office.

Eastern Shore Regional Jail

Mr. Crockett made a motion to appoint Mr. William J. Tarr to the Eastern Shore Regional Jail effective immediately to replace him. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

Sheriff's Department Liaison

Mr. Chesser made a motion to appoint Mr. Harrison Phillips to serve as the liaison to the Sheriff Department effective immediately to replace him. Mr. Crockett seconded the motion. The motion was unanimously approved with Ms. Major absent.

Accomack County School Board Liaison

Mr. Wolff made a motion to appoint Mr. Grayson Chesser to serve as the liaison to the Accomack County School Board effective immediately to replace Mr. John Charles "Jack" Gray. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

Accomack-Northampton Planning District Commission

Mr. Hart made a motion to appoint Mr. Harrison Phillips to the Accomack-Northampton Planning District Commission effective immediately to replace Mr. John

Charles “Jack” Gray. Mr. Crockett seconded the motion. The motion was unanimously approved with Ms. Major absent.

Mr. Hart made a motion to appoint Ms. C. Reneta Major to the Accomack-Northampton Planning District Commission effective immediately to replace Ms. Kay Lewis. Mr. Crockett seconded the motion. The motion was unanimously approved with Ms. Major absent.

Eastern Shore Regional Navigable Waterways Committee

Mr. Wolff made a motion to appoint Mr. William J. “Billy” Tarr to the Eastern Shore Regional Navigable Waterways Committee effective immediately to replace Mrs. Wanda Thornton. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

Eastern Shore of Virginia Ground Water Committee

Mr. Wolff made a motion to appoint Mr. Paul Muhly to the Eastern Shore of Virginia Ground Water Committee effective immediately to replace Mrs. Wanda J. Thornton. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

Roads Additions Committee

Mr. Crockett made a motion to appoint Mrs. Laura Belle Gordy to the Roads Additions Committee effective immediately to replace Mr. John Charles “Jack” Gray. Mr. Phillips seconded the motion. The motion was unanimously approved with Ms. Major absent.

Eastern Shore Community Services Board

Mr. Tarr made a motion to appoint Ms. Gina Bowden Williams to the Eastern Shore Community Services Board effective immediately and ending December 31, 2018 to replace Ms. Sallye Dukes who was deceased. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

Eastern Shore Community Policy and Management Team for At-Risk Youth & Families

Mr. Hart made a motion to appoint Ms. C. Reneta Major to the Eastern Shore Community Policy and Management Team for At-Risk Youth & Families effective immediately to replace Mr. John Charles “Jack” Gray. Mr. Crockett seconded the motion. The motion was unanimously approved with Ms. Major absent.

Economic Development Authority Liaison

Mrs. Gordy made a motion to appoint Mr. Harrison Phillips as liaison of the Economic Development Authority of Accomack County effective immediately to replace Mrs. Wanda J. Thornton. Mr. Tarr seconded the motion. The motion was unanimously approved with Ms. Major absent.

Mrs. Gordy made a motion to appoint Mr. Paul Muhly as liaison of the Economic Development Authority of Accomack County effective immediately to replace Ms. Kay Lewis. Mr. Tarr seconded the motion. The motion was unanimously approved with Ms. Major absent.

Eastern Shore Regional Navigable Waterways Committee

Mr. Muhly made a motion to appoint Mr. Bill Burnham as a citizen member to the Eastern Shore Regional Navigable Waterways Committee effective immediately. Mr. Phillips seconded the motion. The motion was unanimously approved with Ms. Major absent.

Mr. Hart made a motion to reappoint Mr. John Joeckel, Mr. Wayne Merritt, and himself to serve on the Eastern Shore Regional Navigable Waterways Committee. Mr. Tarr seconded the motion. The motion was unanimously approved with Ms. Major absent.

Comprehensive Annual Financial Report for the year ending 6/3/2015

Finance Director Michael Mason gave a brief summary of the upcoming audited 2014/2015 year end statement. He said the Audit would be presented at the February meeting and that the auditors would be present. He highlighted the following points:

- That the general fund revenue was at \$37.6 million with a \$247,126 increase from 2015,
- Expressed concerns over the surplus in each of the last four-year budgets showing a downward trend which was affecting the capital budget plan,
- That the rainy day fund was at \$8.4 million with a County contribution of \$16.6 million to the local school system and the school budget had a \$4.6 million unassigned balance,
- That the County debt was at a 10 year low and the Peaker Energy Plant was the single largest taxpayer in Accomack County and 24% of the jobs in the County were poultry, and
- That Accomack County's tax collection rate was low compared to other counties.

Recess

It was the consensus of the Board to recess for 30 minutes.

Call to Order

The Chair called the meeting back to order.

Public Hearing

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

Hack's Neck, Hallwood, Mutton Hunk and Parramore Island Agricultural and Forestal District Reviews

Director of Planning and Community Development Rich Morrison gave a presentation and review of the Hallwood, Mutton Hunk and Parramore Island on the Hack's Neck, on the Agricultural and Forestal Districts.

The Chair opened the public hearing to afford interested persons the opportunity to be heard or to present written comments concerning the Hack's Neck, Hallwood, Mutton Hunk and Parramore Island Agricultural and Forestal Districts.

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

Mr. Crockett made a motion to adopt the following Resolutions to continue the Hack's Neck, Hallwood, Mutton Hunk and Parramore Island Agricultural and Forestal Districts. Mr. Hart seconded the motion. The motion was unanimously approved with Ms. Major absent.

**RESOLUTION OF ADOPTION OF THE
HACK'S NECK AGRICULTURAL AND
FORESTAL DISTRICT ORDINANCE**

WHEREAS, it is the policy of the Board of Supervisors to conserve, protect and encourage the development and improvement of the County's agricultural and forestal lands for the production of food and other agricultural and forestal products and to conserve and protect agricultural and forestal lands as valued natural and ecological resources which provide essential open spaces for clean air sheds, shellfish and fisheries production, watershed protection, wildlife habitat, and aesthetic purposes, through a mutual undertaking by landowners and the County to protect and enhance agricultural and forestal land as a viable segment of the County's economy and as an economic and environmental resource of major importance; and

WHEREAS, the Board of Supervisors is authorized pursuant to §§ 15.2-4300, *et seq.*, VA Code Ann., to create agricultural, forestal or agricultural and forestal districts; and

WHEREAS, the Board of Supervisors established the Hack's Neck Agricultural and Forestal District for a period of four years beginning October 19, 1983; and

WHEREAS, the Hack's Neck Agricultural and Forestal District has been renewed every four years since 1983 and the Board of Supervisors has requested the Agricultural and Forestal District Advisory Committee and Planning Commission to review and make recommendations on renewal of the district in 2015; and

WHEREAS, the Agricultural and Forestal District Advisory Committee reviewed the Hack's Neck Agricultural and Forestal District on September 23, 2015

and recommended continuation of the district with the modification of properties within the district; and

WHEREAS, the Planning Commission advertised a Public Meeting with the landowners in the Hack's Neck Agricultural and Forestal District and the Public Meeting was held by the Planning Commission on November 4, 2015, and the Planning Commission recommended continuation of the district with the modification of properties within the district; and

WHEREAS, the proposed ordinance has been advertised in the Eastern Shore News, a newspaper published or having general circulation in the County, on January 6 and January 13, 2016 and a Public Hearing was held by the Board of Supervisors on January 20, 2016; and

WHEREAS, the landowners in the Hack's Neck Agricultural and Forestal District were notified, by First Class Mail postage pre-paid, regarding the November 4, 2015, Planning Commission Public Meeting and the January 20, 2016, Board of Supervisors Public Hearing, and provided the following information regarding the proposed modification of properties in the district and the proposed modifications to the district conditions: copy of the proposed Hack's Neck Agricultural and Forestal District Ordinance, including a list of properties in the district; and

WHEREAS, the proposed ordinance will further the public health, safety and welfare of citizens of Accomack County;

NOW, THEREFORE, BE IT ORDAINED that the Board of Supervisors of Accomack County does hereby enact the attached Hack's Neck Agricultural and Forestal District Ordinance to continue such district.

RESOLUTION OF ADOPTION OF THE HALLWOOD AGRICULTURAL AND FORESTAL DISTRICT

WHEREAS, it is the policy of the Board of Supervisors to conserve, protect and encourage the development and improvement of the County's agricultural and forestal lands for the production of food and other agricultural and forestal products and to conserve and protect agricultural and forestal lands as valued natural and ecological resources which provide essential open spaces for clean air sheds, shellfish and fisheries production, watershed protection, wildlife habitat, and aesthetic purposes, through a mutual undertaking by landowners and the County to protect and enhance agricultural and forestal land as a viable segment of the County's economy and as an economic and environmental resource of major importance; and

WHEREAS, the Board of Supervisors is authorized pursuant to §§ 15.2-4300, *et seq.*, VA Code Ann., to create agricultural, forestal or agricultural and forestal districts; and

WHEREAS, the Board of Supervisors established the Hallwood Agricultural and Forestal District for a period of four years beginning October 19, 1983; and

WHEREAS, the Hallwood Agricultural and Forestal District has been renewed every four years since 1983 and the Board of Supervisors has requested the Agricultural and Forestal District Advisory Committee and Planning Commission to review and make recommendations on renewal of the district in 2015; and

WHEREAS, the Agricultural and Forestal District Advisory Committee reviewed the Hallwood Agricultural and Forestal District on September 23, 2015, and recommended continuation of the district with no modification of properties within the district; and

WHEREAS, the Planning Commission advertised a Public Meeting with the landowners in the Hallwood Agricultural and Forestal District and the Public Meeting was held by the Planning Commission on November 4,

2015, and the Planning Commission recommended continuation of the district with the modification of properties within the district; and

WHEREAS, the attached proposed ordinance has been advertised in the Eastern Shore News, a newspaper published or having general circulation in the County, on January 6 and January 13, 2016, and a Public Hearing was held by the Board of Supervisors on January 20, 2016; and

WHEREAS, the landowners in the Hallwood Agricultural and Forestal District were notified, by First Class Mail postage pre-paid, regarding the November 4, 2015, Planning Commission Public Meeting and the January 20, 2016, Board of Supervisors Public Hearing, and provided the following formation regarding the proposed modification of properties in the district and the proposed modifications to the district conditions: copy of the proposed Hallwood Agricultural and Forestal District Ordinance, including a list of properties in the district; and

WHEREAS, the proposed ordinance will further the public health, safety and welfare of citizens of Accomack County;

NOW, THEREFORE, BE IT ORDAINED that the Board of Supervisors of Accomack County does hereby enact the attached Hallwood Agricultural and Forestal District Ordinance to continue such district.

RESOLUTION OF ADOPTION OF THE MUTTON HUNK AGRICULTURAL AND FORESTAL DISTRICT ORDINANCE

WHEREAS, it is the policy of the Board of Supervisors to conserve, protect and encourage the development and improvement of the County's agricultural and forestal lands for the production of food and other agricultural and forestal products and to conserve and protect agricultural and forestal lands as valued natural and ecological resources which provide essential open spaces for clean air sheds, shellfish and fisheries production, watershed protection, wildlife habitat, and aesthetic purposes, through a mutual undertaking by landowners and the County to protect and enhance agricultural and forestal land as a viable segment of the County's economy and as an economic and environmental resource of major importance; and

WHEREAS, the Board of Supervisors is authorized pursuant to §§ 15.2-4300, *et seq.*, VA Code Ann., to create agricultural, forestal or agricultural and forestal districts; and

WHEREAS, the Board of Supervisors established the Mutton Hunk Agricultural and Forestal District for a period of four years beginning October 19, 1983; and

WHEREAS, the Mutton Hunk Agricultural and Forestal District has been renewed every four years since 1983 and the Board of Supervisors has requested the Agricultural and Forestal District Advisory Committee and Planning Commission to review and make recommendations on renewal of the district in 2015; and

WHEREAS, the Agricultural and Forestal District Advisory Committee reviewed the Mutton Hunk Agricultural and Forestal District on September 23, 2015, and recommended continuation of the district with no modification of properties within the district; and

WHEREAS, the Planning Commission advertised a Public Meeting with the landowners in the Mutton Hunk Agricultural and Forestal District and the Public Meeting was held by the Planning Commission on November 4, 2015, and the Planning Commission recommended continuation of the district with the modification of properties within the district; and

WHEREAS, the attached proposed ordinance has been advertised in the Eastern Shore News, a newspaper published or having general circulation in the County, on January 6 and January 13, 2016, and a Public Hearing was held by the

Board of Supervisors on January 20, 2016; and

WHEREAS, the landowners in the Mutton Hunk Agricultural and Forestal District were notified, by First Class Mail postage pre-paid, regarding the November 4, 2015, Planning Commission Public Meeting and the January 20, 2016, Board of Supervisors Public Hearing, and provided the following information regarding the proposed modification of properties in the district and the proposed modifications to the district conditions: copy of the proposed Mutton Hunk Agricultural and Forestal District Ordinance, including a list of properties in the district; and

WHEREAS, the proposed ordinance will further the public health, safety and welfare of citizens of Accomack County;

NOW, THEREFORE, BE IT ORDAINED that the Board of Supervisors of Accomack County does hereby enact the attached Mutton Hunk Agricultural and Forestal District Ordinance to continue such district.

**RESOLUTION ADOPTION OF THE
PARRAMORE ISLAND AGRICULTURAL
AND FORESTAL DISTRICT ORDINANCE**

WHEREAS, it is the policy of the Board of Supervisors to conserve, protect and encourage the development and improvement of the County's agricultural and forestal lands for the production of food and other agricultural and forestal products and to conserve and protect agricultural and forestal lands as valued natural and ecological resources which provide essential open spaces for clean air sheds, shellfish and fisheries production, watershed protection, wildlife habitat, and aesthetic purposes, through a mutual undertaking by landowners and the County to protect and enhance agricultural and forestal land as a viable segment of the County's economy and as an economic and environmental resource of major importance; and

WHEREAS, the Board of Supervisors is authorized pursuant to §§ 15.2-4300, *et seq.*, VA Code Ann., to create agricultural, forestal or agricultural and forestal districts; and

WHEREAS, the Board of Supervisors established the Parramore Island Agricultural and Forestal District for a period of four years beginning October 19, 1983; and

WHEREAS, the Parramore Island Agricultural and Forestal District has been renewed every four years since 1983 and the Board of Supervisors has requested the Agricultural and Forestal District Advisory Committee and Planning Commission to review and make recommendations on renewal of the district in 2015; and

WHEREAS, the Agricultural and Forestal District Advisory Committee reviewed the Parramore Island Agricultural and Forestal District on September 23, 2015, and recommended continuation of the district with no modification of properties within the district; and

WHEREAS, the Planning Commission advertised a Public Meeting with the landowners in the Parramore Island Agricultural and Forestal District and the Public Meeting was held by the Planning Commission on November 4, 2015, and the Planning Commission recommended continuation of the district with the modification of properties within the district; and

WHEREAS, the attached proposed ordinance has been advertised in the Eastern Shore News, a newspaper published or having general circulation in the County, on January 6 and January 13, 2016, and a Public Hearing was held by the Board of Supervisors on January 20, 2016; and

WHEREAS, the landowners in the Parramore Island Agricultural and Forestal District were notified, by First Class Mail postage pre-paid, regarding the November 4, 2015, Planning Commission Public Meeting and the January 20, 2016, Board of Supervisors Public Hearing, and provided the following information regarding the proposed modification of properties in the district and the proposed modifications to

the district conditions: copy of the proposed Parramore Island Agricultural and Forestal District Ordinance, including a list of properties in the district; and

WHEREAS, the proposed ordinance will further the public health, safety and welfare of citizens of Accomack County;

NOW, THEREFORE, BE IT ORDAINED that the Board of Supervisors of Accomack County does hereby enact the attached Parramore Island Agricultural and Forestal District Ordinance to continue such district.

Joint Land Use Study Implementation Plan

The Chair opened a Public Hearing to afford interested persons the opportunity to be heard or to present written comments concerning the proposed Joint Land Use Study (JLUS) Implementation Plan.

Planning and Community Development Director Rich Morrison gave a brief presentation of the Joint Land Use Study (JLUS) Implementation Plan and responded to questions regarding the Accident Potential Zone (APZ's) Blast Zone.

Comments were offered by the following persons:

Mr. Garnett Kellam – Assawoman, VA - commented about the restrictions placed on the land would be a reduction in value to the land in the rocket blast zones, as well as the APZ'S Zones.

Mr. Fred Darby – Assawoman, VA – commented that if the value would go down on his farm and similar pieces in and around Wallops, the lost revenue would have to be made up from districts across Accomack County.

Doris Tosi – Harborton – commented about needing more information about what is going on and how it would impact the quality of life.

Scott Belfit – Assawoman, VA –

Other opposing speakers contended that NASA or the Navy had the ability to get funding to compensate for future losses. Mr. Morrison replied because the Navy is leasing the property and there is no federal ownership, funding for compensation was not available.

Mr. Hart stated clarification was needed and that no action be taken on this matter until further study is completed by the Accomack County Planning Commission. He talked about flight plans and issues. The Board commented on the blast zones.

Mr. Chesser told the Board from his prospective, the value going forward with the study was the same value as it from the beginning. He said the citizens of Accomack County would be informed and would know how it was affecting their neighbors and people in the north end of the County; that this was the real value of the study by letting them know what was happening, what it means to the County, and felt the County should move forward with the study and work together.

The Chair closed the public hearing.

Mr. Crockett made a motion to continue the process and for the Planning Commission to continue to study the JLUS as recommended by the two board members that served on the JLUS Committee and by the Planning Commission so not only would the Board become better informed but the public would as well. Mr. Muhly seconded the motion.

A discussion ensued.

The motion, as stated, was unanimously approved with Ms. Major absent.

Proposed Joint Land Use Study Comprehensive Plan Amendment

Planning and Community Development Director Morrison told the Board the most topical points of the proposed amendment addressed the Wallops Flight Facility (WFF) operational footprint, Accident Potential Zones (APZ'S), Aircraft Noise Zones, and Rocket Range Hazard Areas. He also noted that a separate and more detailed review of the Comprehensive Plan incorporating policy and land use related matters may occur over the next several years if the Board so chooses.

The Chair opened a Public Hearing to afford interested persons the opportunity to be heard or to present written comments concerning a proposed Joint Land Use Study Comprehensive Plan Amendment.

Comments were offered by the following persons:

Garnett Kellam – Assawoman Creek on Point Breeze Lane – commented on the 10,000 foot Arc map

The Chair closed the public hearing.

Mr. Hart made a motion to approve the Planning Commission's recommendation on the proposed amendments to the Comprehensive Plan. Mr. Muhly seconded the motion. The motion was unanimously approved with Ms. Major absent.

County Administrator's Report

Dr. Miner told the Board Mr. Mason needed to confirm dates for the budget meetings as follows:

Monday, February 8, 2016 at 5:00p.m. in the Board Chambers for the presentation of the County Administrator's Proposed FY17 Annual Fiscal Plan-Budget/CIP,

Wednesday, February 10, 2016 and Thursday, February 11, 2016 for presentations by Departments/Agencies at 5:00p.m.

He said the School Board Budget would be presented to the Board on Wednesday, February 17, 2016 during the regular monthly meeting at 5:000 p.m.

He informed the Board that no information had been received concerning the off-shore drilling issue at this point in time; that the Governor indicated he had not heard a comment from the Eastern Shore relative to the off-shore drilling.

The Chair of the Board polled the Board to see if they were pro/con to off-shore drilling. The following responded “no:” Mr. Tarr, Mr. Wolff, Mr. Chesser, Mr. Muhly, Mr. Phillips, Mr. Crockett, Mrs. Gordy, and Mr. Hart. Ms. Major was absent.

He informed the Board that there was a vacancy on the VACo Board for Region 1.

County Attorney’s Report

County Attorney Cela Burge reported on the following legislative issues:

- Gave a brief update on Legislative issues. She said the time sensitive issues was the discussion of the JLUS and had reviewed draft language for it enabling legislation Section 55-519.1 (which the board would be empowered to require disclosures to an existing legislature that is in place currently),
- That she had learned about the Dog Deer Hunting,
- Commented about the Health Department sewage permit that had been discussed at the November meeting and she said HB588 has been proposed to transition it,
- That she had been meeting with some departments and was getting familiar with some of their issues,
- That the Comprehensive Plan was a guidance document and the purpose of comprehensive planning was to provide the Board and the citizens a base to know where their local government is generally headed and create the strong base of information and knowledge and take action if they choose, and
- That she would need to speak in a Closed Meeting regarding some ongoing legislation.

Board of Supervisors Comments

Mrs. Gordy commented about the joint land use study and felt she was hearing more about the land and not the rockets.

Board Appointed Bodies

Mrs. Gordy said she would like review the list of appointments of Board appointed bodies next month item by item.

Zoning Matters

Mr. Hart stated if Accomack County would change its zoning and the Board start down zoning property the County would be responsible.

Mr. Tarr offered comments concerning JLUS and the County's working relation with NASA.

Mr. Chesser gave his opinion concerning something that was said under public participation about Dr. Matson of the Health Department was unfair.

Mr. Muhly stated he agreed with Mr. Chesser and he was really impressed with Dr. Matson. Mr. Muhly talked about the article concerning the dog attack.

Mr. Wolff thanked Ms. Burge for attending his monthly meeting which was his 145th meeting and the start of his 13th year of consecutive monthly district meetings.

Budget and Appropriation Items

Resolution to Amend the Fiscal Year 2016 County Budget and Appropriate Related Funding

Mr. Hart made a motion to adopt the following resolution. Mr. Crockett seconded the motion. The motion was unanimously approve.

RESOLUTION TO AMEND THE FISCAL YEAR 2016 ACCOMACK COUNTY BUDGET

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

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

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

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

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

Requesting Department	Fund/Function	Purpose	Funding Source	Amount
Finance	General Fund/Legal Services	To recognize the receipt of insurance proceeds received from VACORP for ATC related legal expenses.	Insurance Reimbursements	\$ 33,541
Public Safety	Consolidated EMS Fund	To accept insurance proceeds to cover the cost of the cost of vehicle damages from an accident including towing.	Insurance Reimbursements	\$ 7,377
Total				\$ 40,918

Payables

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

