

At a regular meeting of the Caroline County Board of Supervisors held on Tuesday, June 17, 2008 in the auditorium of the Community Services Center, located at 17202 Richmond Turnpike, Milford, VA 22514.

**PRESENT**

Floyd W. Thomas - Chairman  
Jeff Sili – Vice-Chairman  
D. M. “Maxie” Rozell, Jr.  
Wayne A. Acors  
Bobby Popowicz

**ALSO PRESENT**

Percy C. Ashcraft – County Administrator  
Alan L. Partin – Assistant County Administrator  
Benjamin W. Emerson – County Attorney  
Michael A. Finchum - Director of Planning & Community Development  
Gary R. Wilson – Director of Economic Development  
Allen T. Ramsey – Director of Public Works  
Joseph C. Schiebel – Superintendent of Public Utilities  
Karen Jenkins – Webmaster/PIO

**CALL TO ORDER**

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

**INVOCATION**

Supervisor Popowicz led the invocation.

**PLEDGE OF ALLEGIANCE**

Chairman Thomas led the Pledge of Allegiance.

**AMENDMENTS TO THE AGENDA**

*Supervisor Popowicz moved and Supervisor Rozell seconded to amend the agenda by adding the following items:*

- ◆ *Item #4(H) – Approval of Change Order #8 for the Dawn Wastewater Project*
- ◆ *Item #4(I) - Approval of Resolution for Laura Vessells Thomas*

<b><i>Roll Call Vote:</i></b>	<b><i>Thomas</i></b>	<b><i>Yea</i></b>
	<b><i>Sili</i></b>	<b><i>Yea</i></b>
	<b><i>Rozell</i></b>	<b><i>Yea</i></b>

*Acors            Yea*  
*Popowicz       Yea*

**OPENING BOARD COMMENTS**

Supervisor Popowicz stated that as everyone knows, they have been going through the budget process over the last few months, and sometimes it has been trying and sometimes befuddling,; however, he believes they are going down the right path. He said in the next budget year they will be facing some of the same issues. Supervisor Popowicz said that in that vein, one of the items he feels very passionate about is the revamping of how they handle the County water and sewer rates. He said he had received some concerns from constituents about the entire County paying for a system they do not receive benefits from. Supervisor Popowicz said that they do not feel that it is fair that they are bearing the cost for this. He said with that in mind, he wanted the other Board members to remember that they are coming back to them with this and that he is not alone in this because some of the citizens from the Bowling Green and Madison districts as well as citizens in the Reedy Church District are facing the same thing. Supervisor Popowicz said that he thinks they need to make this an independent system. He said that he has worked on this with Supervisor Acors and he believes that some good ideas came out of that session. Supervisor Popowicz said that he hopes that the Board will look at this in the next few months with an open mind and open eyes because this means a lot to their future.

Supervisor Popowicz said with that said that he wanted to thank the Sheriff's Department because during this budget process they have been very helpful and willing to work with the Board and make things happen. He said that he also wanted to thank Bill Wick and the Fire and Rescue Departments because they have been instrumental in working through their budgets. Supervisor Popowicz said Mr. Wick has been working with the volunteer organizations to make their budget process into one system he believed this was notable and needed to be recognized. He said that he also believes this will help the Board in their budget process as well. Supervisor Popowicz said he also wanted to thank staff for their hard work on the budget.

Supervisor Acors stated that he wanted to thank staff for the team that went to Tampa to compete in the National Civic League and All-America Cities Award. He thanked Mr. Finchum and his staff for doing an outstanding job in putting together the presentation. Supervisor Acors said that it was a great presentation and Caroline has done a good job and did a great job in detailing what we are proud of. He said they finished in the top 17<sup>th</sup> in the United States. Supervisor Acors said that they were told by several judges that it was an extremely tough competition, but Caroline was prepared and it was a good product. He said there were six members on the team from Caroline, 65 members on the team from Akron, Ohio, Reedsville, North Carolina had about 50 members on their team, New Haven, Connecticut had 40 people on their team and it was difficult to overcome those odds. Supervisor Acors said it takes a year to put together a good program to compete and he would trust that they are going to be a finalist next year in the All-

America Cities Award. He said he would ask that they start now in putting together next year's presentation. Supervisor Acors said he was very proud to stand on the stage with the members of the team for what Caroline has accomplished.

Chairman Thomas said that unfortunately, a family emergency came up and he could not attend the All American Cities Award ceremony. He said he spoke with Mr. Finchum earlier and they should definitely do this again next year.

Chairman Thomas said that with regard to Supervisor Popowicz's concerns about the County system, that he understood those concerns and that Supervisor Popowicz should be aware that the County contributed directly to the Town of Port Royal for a water study there to talk about expansion.

Mr. Percy Ashcraft, County Administrator, responded that actually, the Town of Port Royal did not go forward with that study and they declined that idea and the County did not have to contribute financially, however, the County did offer to contribute.

**1. ADOPTION OF RESOLUTIONS REQUESTING THE NAMING OF BRIDGES IN CAROLINE COUNTY FOR FALLEN STATE TROOPERS**

Chairman Thomas stated that this idea came from one citizen, Roger Cavendish from the Mattaponi District, and that one person can make a difference. He asked Sheriff Lipa to come forward and speak on behalf of Roger Cavendish and other troopers that are asking for support in the adoption of these resolutions.

Sheriff Lipa stated that Mr. Cavendish could not attend the meeting tonight because he had a family commitment. He said he wanted to thank the Board for all of their efforts because this is great for Caroline County.

*Supervisor Acors moved and Supervisor Popowicz seconded to adopt the following resolutions:*

**R20/08**

**A RESOLUTION REQUESTING THAT THE ROUTE 207 BRIDGE AT I-95 BE NAMED IN HONOR OF TROOPER ROBERT TINSLEY LOHR**

***WHEREAS, Trooper Robert Tinsley Lohr was a Virginia State Trooper stationed in Caroline County, Virginia; and,***

***WHEREAS, on July 22, 1978, Trooper Lohr was assisting a motorist on Interstate-95 near Carmel Church; and,***

*WHEREAS, Trooper Lohr was struck at 4:20 a.m. while performing his duties to the citizens of Caroline County and the Commonwealth of Virginia and died later that same morning; and,*

*WHEREAS, the Board of Supervisors wishes to honor Trooper Lohr by having the Route 207 Bridge over Interstate 95 named in his honor;*

*NOW, THEREFORE BE IT RESOLVED, that the Caroline County Board of Supervisors does hereby request that the Route 207 Bridge over I-95 be named in honor of Trooper Robert Tinsley Lohr.*

*Adopted this 17th day of June, 2008.*

R21/08

**A RESOLUTION REQUESTING THAT THE ROUTE 639 BRIDGE OVER INTERSTATE 95 BE NAMED IN HONOR OF TROOPER ROBIN LEE FARMER**

*WHEREAS, Trooper Robin Lee Farmer was a Virginia State Trooper stationed in Caroline County, Virginia; and,*

*WHEREAS, on September 3, 1981, Trooper Farmer was conducting a motor vehicle safety checking detail while performing his duties to the citizens of Caroline County; and*

*WHEREAS, Trooper Farmer was killed in a two-vehicle collision crash while in pursuit of a driver who refused to stop at the safety checking detail; and*

*WHEREAS, the Board of Supervisors wishes to honor Trooper Farmer by having the Route 639 Bridge over Interstate 95 named in his honor.*

*NOW, THEREFORE BE IT RESOLVED, that the Caroline County Board of Supervisors does hereby request that the Route 639 Bridge over I-95 be named in honor of Trooper Robin Lee Farmer.*

*Adopted this 17th day of June 2008.*

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Yea</i>
	<i>Acors</i>	<i>Yea</i>
	<i>Popowicz</i>	<i>Yea</i>

Chairman Thomas asked if there was a third deputy.

Sheriff Lipa responded that he believed there was a third deputy from Caroline in 1947, that was killed in the line of duty and that he was going to research this a little bit more.

Supervisor Sili responded that he believed the deputy was killed in the jail.

Sheriff Lipa said he would be following up with additional information.

## 2. PRESENTATIONS/REPORTS

### ◆ VDOT Monthly Report

Mr. Charlie Stunkle, Residency Administrator for the Bowling Green office of VDOT, stated that Lake Land'Or turn lanes are still on schedule for July advertisement. He said the turn lanes on Route 30 at Signboard Road is still on target for September Advertisement. Mr. Stunkle said that with regard to the Carmel Church project, VDOT now has title to all of the right-of-way and has notified the utilities companies to move forward with relocation. He said that they see no reason why this project cannot make the November advertisement.

Mr. Stunkle stated that starting today, they have a paving contractor paving Jericho Road to Cedar Fork Road and this contractor will also be paving Pepmier Hill Road to Route 17. He said Dry Bridge Road, based on the speed study, has been approved for posting at 45 miles per hour and will require additional curve warning signs.

Mr. Stunkle said that this is the time of year that they will be applying for railroad crossing improvements. He said for a number of years they have applied for Route 606 at Guinea Station to improve the type of crossing material in place. Mr. Stunkle said that unless they hear otherwise, they intend to apply again. He said those improvements have to fall in with all the other railroad improvement priorities on the CSX line. Mr. Stunkle said that they have not made the cut yet, but they intend to keep trying.

Supervisor Popowicz asked about the temporary measures at the CSX crossing at Route 606.

Mr. Stunkle responded that they have continued to ask them to patch the crossing but unfortunately, they have not had much luck.

Supervisor Popowicz said that he has received several complaints from his constituents as well about this.

Supervisor Rozell said that at the last meeting they talked about the through traffic for trucks on Dry Bridge Road. He said it was his desire for the Board to have a public hearing based on the through truck traffic because 22% is truck traffic on Dry Bridge Road.

Mr. Stunkle responded that 22% of the truck traffic is on the Route 207 side, but only 7% is on the other end, but that is higher than average.

Supervisor Rozell responded that they need to make an educated decision on how to proceed and he does believe they could use additional information before going to public hearing. He said that the concerns are about tractor-trailers mixing with regular traffic. Supervisor Rozell said again, he would like to move forward with this issue to a public hearing.

Mr. Stunkle responded that he would work with staff to develop an appropriate advertisement.

Supervisor Sili asked if they knew what the alternative route for truck traffic would be.

Mr. Stunkle responded that an alternative route would be the determination of the Board and what the Board wants to choose as alternate routes. He said there are several routes through Bowling Green, Milford and Penola.

Supervisor Sili responded that was one of the issues with the Town of Bowling Green because they have been trying to keep truck traffic from downtown. He said the bypass on the other end of town is not suitable for trucks since they redid it because trucks cannot make that turn safely. Supervisor Sili said the Town Council does not want additional truck traffic going through town.

Supervisor Rozell said that at their last meeting, they talked about the Pilot entrance and they talked to the First Sergeant with the State Police to see what they could do to help us a little more and also talking to Pilot to see if they could help us.

Mr. Stunkle responded that he had a discussion with First Sargeant Bladdenberg on this situation and he was familiar with it. He said that First Sargeant Bladdenberg said that he will be having a staff meeting shortly and he will bring that up to his troopers, however, he didn't know if this was going to be helpful in the long-term.

Supervisor Rozell responded that the State Police or the Sheriff could declare this an unsafe entrance. He said this summer is going to be a hectic time for the citizens living in that area.

Supervisor Acors asked about the Lake Land'Or turning lanes and if there was anything that could possibly happen between now and July with the Transportation Board that would change that.

Mr. Stunkle responded that basically the money is Caroline County's Secondary Road Fund and Revenue Sharing Funds, and that should not be a problem.

Supervisor Sili stated that he has received several complaints from two bus drivers about Wrightsville Road. He said there are no speed limit signs coming west on Route 301. Supervisor Sili said they have had a few people run off the road and those people just keep on going. Supervisor Sili said that the two bus drivers are very concerned about getting the buses in and out of there.

Mr. Stunkle responded that the road does not have a posted speed limit and so they can go ahead and ask about having a speed study to recommend a speed limit.

Chairman Thomas asked if it was not posted, what is the speed limit.

Mr. Stunkle responded if it was not posted, it was 55 and 45 for trucks.

Chairman Thomas said that he received a call from the Washington family that lives on Old Nelson Hill Road, and they said that when the new road was made, the old piece seems to have been neglected. He said that the old piece does not seem to be receiving any maintenance.

Mr. Stunkle responded that back in the 60's when Nelson Hill Road was reconstructed, that old portion of the road only had one occupied dwelling and so they discontinued maintenance. He said now, additional people are living there and maintenance is becoming a concern. Mr. Stunkle said that he has also talked to Mrs. Washington about this.

Chairman Thomas asked if they would pick up maintenance again on the old piece because of the additional people now living on that road.

Mr. Stunkle responded that there is no automatic mechanism for that road to come back into the system; however, it could potentially come back through a rural addition or it could be improved and come back in as a subdivision road.

Chairman Thomas said that he does not understand because if the State took the road or reconfigures a road that was part of the maintained road and is no longer maintained and now the County has to do something to ask the State to maintain the road.

Mr. Stunkle responded that basically it would be the same as any other addition and it would be the Board's choice to add it back into the State system, but there is no automatic way for it to come back into the system.

Chairman Thomas said so they would have to go back through the rural additional process to add it back in and asked if funding was required for that.

Mr. Stunkle responded that they have not looked at the road and they do not have an estimate; however, he will look at the road to see what funding would be required. He said unfortunately, this is something that has happened on several occasions. Mr. Stunkle

said that there is no way for them to automatically take them back into the system just because at one time they were a State maintained road. He said if they have service at the time of reconstruction, what they would do is just renumber the road and those are all around the County, however, if they do not have the service, VDOT does not keep them in the system.

Chairman Thomas responded for example, Milford Street, the people at the end are still considered in the system after reconstruction because there are so many people there.

Mr. Stunkle responded yes because there were so many and they did not eliminate Old Nelson Hill Road because it is still recognized as a public road, but they just do not maintain it.

Chairman Thomas asked Mr. Stunkle to look at this to see what it will take to bring Old Nelson Hill Road back into the system.

Chairman Thomas said that he has noticed the grass cutting, which does make the roads look a lot better, and asked if it was just one cut this summer.

Mr. Stunkle responded that there would be multiple grass cuttings, depending upon the weather.

### 3. APPOINTMENTS

#### ◆ Social Services Board of Directors (Bowling Green District)

This appointment was deferred.

#### ◆ Museum Exploratory Committee

*Supervisor Rozell moved and Supervisor Sili seconded to appoint Aletha Rucker as the Reedy Church District Representative to the Museum Exploratory Committee.*

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Yea</i>
	<i>Acors</i>	<i>Yea</i>
	<i>Popowicz</i>	<i>Yea</i>

*Supervisor Acors moved and Supervisor Sili seconded to appoint Bruce Levy as the Madison District Representative to the Museum Exploratory Committee.*

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Yea</i>

*Acors            Yea*  
*Popowicz       Yea*

*Supervisor Sili moved and Supervisor Rozell seconded to appoint Kathy McVay as the Bowling Green Representative to the Museum Exploratory Committee.*

*Roll Call Vote:    Thomas       Yea*  
*Sili            Yea*  
*Rozell        Yea*  
*Acors        Yea*  
*Popowicz    Yea*

*Supervisor Sili moved and Supervisor Popowicz seconded to appoint Doris Carter as the Mattaponi District Representative to the Museum Exploratory Committee.*

*Roll Call Vote:    Thomas       Yea*  
*Sili            Yea*  
*Rozell        Yea*  
*Acors        Yea*  
*Popowicz    Yea*

Chairman Thomas asked that Kathy Beard be the staff representative on this committee.

Chairman Thomas said that he would also like to have a representative from the Library Board and Town of Bowling Green as well as someone from the Town of Port Royal, possibly.

◆ **Indoor Plumbing and Rehabilitation (IPR) Board**

This appointment was deferred.

◆ **Rappahannock Area Community Services Board**

*Supervisor Rozell moved and Supervisor Popowicz seconded to appoint Warren Samuel as one of the County's representatives to the Rappahannock Area Community Services Board for a term beginning immediately and expiring June 30, 2011.*

*Roll Call Vote:    Thomas       Yea*  
*Sili            Yea*  
*Rozell        Yea*  
*Acors        Yea*  
*Popowicz    Yea*

4. **CONSENT AGENDA**

Supervisor Sili asked that *Items 4C and 4D* be removed from the Consent Agenda.

*Supervisor Rozell moved and Supervisor Popowicz seconded to approve Consent Agenda items A, B and E through I as presented:*

**A) Approval of Minutes**

**Action Taken:** *Approval of the minutes from the May 13, 2008 Board of Supervisors meeting.*

**B) Approval of Warrants**

**Action Taken:** *Approval of warrants.*

<i>General Funds</i>	<i>\$479,448.20</i>
<i>Consumer Utility Tax 911</i>	<i>4,863.76</i>
<i>Law Library</i>	<i>310.00</i>
<i>Capital Improvements Fund</i>	<i>26,369.02</i>
<i>School Projects</i>	<i>28,512.90</i>
<i>Utility Construction Fund</i>	<i>342,902.51</i>
<i>Debt Retirement</i>	<i>247,373.86</i>
<i>Milford Sanitary</i>	<i>1,453.27</i>
<i>Carmel Church Utilities</i>	<i><u>158,087.81</u></i>
<b>TOTAL</b>	<b>\$1,289,321.33</b>

**E) Designation of Indoor Plumbing and Rehabilitation (IRP) Administrative Agent for Fiscal year 2009**

**Action Taken:** *Staff was directed to continue with Quin Rivers as the IPR (Indoor Plumbing & Rehabilitation) Program Administrator for F& 2009.*

**F) Approval of Payment Request #23 for the Dawn Wastewater Project**

**Action Taken:** *Approval of Payment Request #23 from Enviroscape in the amount of \$92,347.28 for work completed on the Dawn Wastewater Project.*

**G) Approval of Proposed Increase in Utility Plan Review Fees**

**Action Taken:** *Approval of the following utility related increase:*

*“Increase plan review fees from base fee of \$35 + \$5 for first 100 ft. + \$1 for every 100 ft. after + \$10 each pump or well to cost plus 20% effective immediately” as recommended by staff. This fee is charged*

to cover staff's time to review utility related plans submitted by developers.

**H) Approval of Dawn Wastewater Project Change Order #8**

**Action Taken:** Approval of Change Order #8 for the Dawn Wastewater project in the amount of \$23,476.95. The purpose of this change order is to add two new connections to the system, one at a residence on Quash Lane and the other at the eating establishment next to the Frog Level Volunteer Fire Department. Both connections are full fee customers and the County already has the entire amount in hand for the restaurant and all but \$800 on the residential connection.

**I) Adoption of a Resolution Commemorating the 100<sup>th</sup> Birthday of Mrs. Laura Vessels Thomas**

**Action Taken:** Adoption of the following resolution:

**R24/08**

**A Resolution Commemorating the 100<sup>th</sup> Birthday of  
Mrs. Laura Vessels Thomas**

**WHEREAS, Mrs. Laura Vessels Thomas has been a resident of Caroline County for nearly all her life; and**

**WHEREAS, she has been a devout member of the Jerusalem Baptist Church, where she has served as a Deaconess and Sunday School teacher for decades; and**

**WHEREAS, she was married for 56 years before the passing of her beloved husband Clinton Thomas; and**

**WHEREAS, she raised two children, Alma Thomas Mickens and Warren Thomas, Sr., has 6 grandchildren and 8 grandchildren and helped raise over 30 foster children over the years; and**

**WHEREAS, on May 21, 2008, she celebrated her 100<sup>th</sup> birthday at Jerusalem Baptist Church; and**

**WHEREAS, Caroline County wishes to help commemorate the occasion and thank Mrs. Thomas for her contributions to the community.**

**NOW, THEREFORE BE IT RESOLVED THAT the Caroline**

*County Board of Supervisors hereby extends its warmest congratulations to Mrs. Laura Vessells Thomas for having reached this very significant milestone, thanks her for her service to the community and wishes her many more happy, healthy years as a resident of Caroline County.*

*Adopted this 17th day of June 2008.*

**Roll Call Vote:**

<i>Thomas</i>	<i>Yea</i>
<i>Sili</i>	<i>Yea</i>
<i>Rozell</i>	<i>Yea</i>
<i>Acors</i>	<i>Yea</i>
<i>Popowicz</i>	<i>Yea</i>

**ITEM 4C - Consent Agenda: Approval of Contract with Lardner/Klein Landscape Architects for Services Related to Victory Park**

Supervisor Sili said that he noticed in Item 4C, \$114,000 that the County must contribute to the TEA-21 Grant for Victory Park and he said he was concerned about that contribution given the budget situation and asked where this money was coming from.

Mr. Ashcraft responded that the money was part of the borrowing that they had done previously and the money is available, but it is borrowed.

Supervisor Sili responded that he was very uncomfortable borrowing money with so much in front of them, however, he understands that the TEA-21 is there.

Supervisor Rozell responded that he does not know how they can go back.

Chairman Thomas said that this was an 80/20 grant from VDOT and it was part of the borrowing from last year.

Supervisor Sili said he just wanted clarity.

***Supervisor Sili moved and Supervisor Rozell seconded to approve a contract with Lardner/Klein Landscape Architects for to provide services related to the development of the Victory Park project at a not to exceed amount of \$102,696. The necessary funds will be taken from the project budget of \$572,500, 80% of which is provided by a federal TEA-21 grant.***

**Roll Call Vote:**

<i>Thomas</i>	<i>Yea</i>
<i>Sili</i>	<i>Yea</i>
<i>Rozell</i>	<i>Yea</i>
<i>Acors</i>	<i>Yea</i>
<i>Popowicz</i>	<i>Yea</i>

**ITEM 4D - Consent Agenda: Adoption of a Resolution Urging the Governor and General Assembly to Enact a Transportation Funding Package to Include Dedicated, New, Significant and Recurring Annual Revenues to Address the Commonwealth's Documented Transportation Infrastructure Needs**

Supervisor Sili said that this was a resolution brought to them by VACo and he said one of the things in this resolution that he could not go along with was the inclusion of a gas tax. He said he understands the funding issue, but he just cannot go along with this. Supervisor Sili said that he did not agree with some of the options from some of the Governor's proposed transportation issues. He said he has thought about how the gas tax will hurt almost everyone in the county.

Chairman Thomas said that this is not the local tax, but is an increase in the State tax to help produce transportation funding.

Supervisor Popowicz said that he wanted to raise the same concern about the gas tax as Supervisor Sili.

Supervisor Sili said that he believes the entire resolution will have to be rewritten because it is laced together very cleverly and because at the end it talks about how the gas tax has not been increased since 1986 and is only 17.5 cents.

Supervisor Acors responded that they all talk about no funding for improvements to roads and that he could tell you that they have to stop talking and do something about it. He said nobody on this Board hates to raise taxes any more than he does, but you have to do something about it because the General Assembly is not doing anything about it. Supervisor Acors said that personally, he has no problem with this resolution and basically, it is saying that we need to find funding to fill the gap with transportation funding. He said it is like their budget issues, no one wants to cut personnel or services, but you have to do something.

Chairman Thomas responded that he wanted to know what they could take out because this is a generic resolution. He said he also concurred with Supervisor Popowicz and Supervisor Sili because he has said over and over again with respect to the VRE, he is not going to vote for a 2% gas tax in addition to what we already have. Chairman Thomas said that by endorsing this resolution, what they are saying is that they expect the Commonwealth to do something about it. He said that he was in favor of the resolution, however, as much as he drives, he would not like to see the gas tax go up. Chairman Thomas said that this resolution is just generically saying that we want them to help us and they are just saying that they have not increased the gas tax since 1986.

Supervisor Sili responded that the point is, they have all been talking to the General Assembly about funding issues. He said he could not agree that this is that generic and that once this gets bundled up and gets in the hands of somebody who says, see,

everybody wants to raise the gas tax. Supervisor Sili said that raising the tax is going to go into the General Fund, and it doesn't fix anything and the language in the resolution does not give any indication that the money is going to be used for transportation.

Chairman Thomas suggested that a sentence be added, saying that any new funding should be put towards transportation.

Supervisor Sili responded that he believes that if Caroline agrees to this resolution, it is going to look like they are in favor of raising taxes and that money not necessarily going for transportation.

Chairman Thomas responded that he travels 40,000 miles each year, and if you have ever sat on 95 at 5:00 in the evening, all of those cars sitting there, not moving creates a poor environment. He said if there were more roads, there would be less congestion. Chairman Thomas said that he just believes the resolution is saying that they would like to get this fixed and that he reads the resolution to say, Caroline is going to join Fairfax, Prince William and all the other counties, saying please help us.

Supervisor Popowicz said that one of the problems he had was in the last paragraph of the resolution. He said there are needs here that are not addressed and need to be addressed, such as rural issues.

Chairman Thomas responded that they can add to this resolution, to say what they want it to say, such as: "Rural localities such as Caroline that have transportation needs."

Supervisor Popowicz said he would like to strike Hampton Roads and Northern Virginia and put in Caroline County and rural areas. He said that he was not thrilled with raising taxes. Supervisor Popowicz said that he did not want to put his representative in the General Assembly, in the position of saying that we are in support of raising taxes.

Chairman Thomas responded that he understands Supervisor Popowicz' position; however, he believes it is naïve not to fix this and the crumbling infrastructure.

Supervisor Popowicz responded he did not believe that passing this resolution would fix the problem and he was not going to put his stamp on anything that says, go ahead and raise my taxes and say that to his delegate.

Supervisor Acors said that by not taking action on this resolution, as in the past, money will be taken from transportation and transferred to other areas in the General Fund budget and that's the reason there is no money in the transportation fund. He said he would agree that they could put a clause in the resolution that says a lockbox will be established and used for transportation only. Supervisor Acors said that the fact is, how much less money did they get in Caroline this year that they had previously received. He said they are making them raise taxes on our people because they are not taking action in Richmond.

Chairman Thomas asked Supervisor Rozell how much money they had lost in the last few years, from the Commonwealth.

Supervisor Rozell responded 47% of road maintenance was cut. He said originally, there was \$9 million dollars set aside for the Ladysmith intersection that went away.

Chairman Thomas responded that those were commitments from the Commonwealth that they lost.

Supervisor Popowicz responded that the rural issues are not addressed and Caroline is last on the list. He said it does not change anything if they approve this or not and he is not going to be a party to that.

Chairman Thomas suggested that changes be made to the last paragraph to address the concerns raised by Board members as follows:

*“Be it further resolved that all additional revenue funds should be dedicated strictly to transportation.”*

Supervisor Popowicz responded that Hampton Roads and Northern Virginia are high volume traffic areas and they can add tolls to those roads and this was something that they need to include in there, instead of raising taxes.

Supervisor Rozell suggested changes to the second page, top, by deleting the last part regarding the last increase in the gas tax in Virginia in 1986.

*Supervisor Acors moved and Supervisor Rozell seconded to approve the following resolution:*

R22/08

**A RESOLUTION URGING THE GOVERNOR AND GENERAL ASSEMBLY TO  
ENACT A SIGNIFICANT TRANSPORTATION FUNDING PACKAGE TO  
INCLUDE DEDICATED, NEW, SIGNIFICANT AND RECURRING ANNUAL  
REVENUES TO ADDRESS THE COMMONWEALTH'S DOCUMENTED  
TRANSPORTATION INFRASTRUCTURE NEEDS**

*WHEREAS, an efficient transportation network is crucial to sustainable economic growth in the Commonwealth, a cleaner environment and enhanced public safety and quality of life; and*

*WHEREAS, the Commonwealth faces a documented transportation funding shortfall including a recurring and inflating road maintenance funding shortfall resulting in*

*the Commonwealth Transportation Board eliminating and reducing programmed project spending totaling \$1.1 billion in the new six-year transportation program; and*

*WHEREAS, the Virginia Department of Transportation is transferring almost \$400 million in Fiscal Year 2008 from road construction funds to support road maintenance activities; and*

*WHEREAS, the eliminated and stalled project monies include primary, urban, and secondary construction funding reductions to regions and localities of up to 44 percent for Fiscal Year 2009; and*

*WHEREAS, funding for new highway and bridge construction is diminished as the annual road maintenance shortfall continues to escalate and the estimate to repair the Commonwealth's 1,700 deficient bridges totals more than \$3 billion; and*

*WHEREAS, regions of economic importance to the Commonwealth, including Hampton Roads and Northern Virginia, confront major transportation funding challenges in addition to those shared by all other areas of the Commonwealth; and*

*WHEREAS, transferring state general funds to transportation neither adequately supports documented and recurring transportation infrastructure investment needs, nor serves to protect the Commonwealth's additional core services including public education, health care, mental health and retardation, and public safety; and*

*WHEREAS, Virginia has the nation's seventh lowest motor vehicle sales tax rate and the Commonwealth last enacted dedicated, new, significant and recurring annual statewide revenues for transportation in 1986; and*

*WHEREAS, since 2006 the Commonwealth has enacted significant reforms to improve the coordination between transportation and local land-use planning.*

*NOW, THEREFORE, BE IT RESOLVED that the County of Caroline hereby calls on the Governor of Virginia and the Virginia General Assembly during the forthcoming transportation special session to enact a significant transportation funding package to include dedicated, new, significant and recurring annual revenues to address the Commonwealth's documented transportation infrastructure needs.*

*BE IT FURTHER RESOLVED, that the Governor of Virginia and the Virginia General Assembly are urged to enact dedicated, new, significant and recurring annual revenues to eliminate the road maintenance shortfall; increase funding directed to interstate and primary highways, urban and secondary roads, and transit projects; guard against the transfer of general funds to transportation; and address the unique transportation needs of specific regions of the Commonwealth including Hampton Roads, Northern Virginia and rural localities such as Caroline.*

***AND BE IT FURTHER THAT all additional revenue generated should be dedicated strictly to transportation.***

***Adopted this 17<sup>th</sup> day of June 2008.***

<b><i>Roll Call Vote:</i></b>	<b><i>Thomas</i></b>	<b><i>Yea</i></b>
	<b><i>Sili</i></b>	<b><i>Yea</i></b>
	<b><i>Rozell</i></b>	<b><i>Yea</i></b>
	<b><i>Acors</i></b>	<b><i>Yea</i></b>
	<b><i>Popowicz</i></b>	<b><i>Yea</i></b>

*\*The Board took a recess at approximately at 7:15 p.m. and reconvened the meeting at approximately 7:35 p.m.*

**PUBLIC COMMENTS**

Mr. Tony Spencer, Commonwealth Attorney and a resident of the Bowling Green District, stated that he understands that currently the requested budget for the Commonwealth Attorney's Office is still in the budget. He said that he is here tonight out of an abundance of caution, to urge the Board of Supervisors to fund the request. Mr. Spencer urged the Board to consider that his Office is working really hard, but he is already starting to let a few things slip and he had to borrow two Commonwealth Attorneys from Spotsylvania last week and previously had to borrow one for the Blanton trial. He said he would have to do this again because of the backlog of construction fraud cases and that 6 cases should have been prosecuted already. Mr. Spencer explained the time involved in those cases and that when he is talking about construction fraud cases, he is talking about people who have had their life savings stolen. He said unfortunately, he has had to put those cases on the backburner because of the murder cases they are doing. Mr. Spencer said that if they had one more prosecutor, they could get those cases taken care of. He said he was in Court today and they had three cases today with kids, 14 and 15 year olds. Mr. Spencer said that he didn't know if the Board knew this or not, but now they have a gang in the middle school called the "Goonsquad". He said they had two members of that gang in Court today on robbery charges, who were 14 and 15 years old, that knocked down a 61-year old woman and stole her purse. Mr. Spencer said this was a serious problem and goes to the high school and beyond where there was a murder by mob case with 9 people involved. He said there were so many things he could do and his office could be more proactive if he had just one more prosecutor in his office. Mr. Spencer pointed out that King George has less people and they have 3 full-time prosecutors. He said starting July 1<sup>st</sup>, they will have one full-time prosecutor and with one more they could do so much more.

Mr. Jay Fuller, of the Port Royal District, said he was a volunteer rescuer and has been dealing with the churches and they are interested in getting involved with rescue squads. He said he just wanted the County to be aware that they are out there providing this service. Mr. Fuller said that Caroline County has great department heads with Ed Fuzy

and Mark Garnett and they are willing to work with them and the churches. He said he is the spokesperson for his organization and they would like to get training with the paid people and receive expertise and hang their certifications. Mr. Fuller said again that the churches are very interested.

Lieutenant Colonel Mike Hall, of the Caroline County Sheriff's Department, said that on behalf of the Sheriff and the County Sheriff's Office, he wanted to extend appreciation to the Board of Supervisors and County staff for their efforts on the budget. He said this has been four years coming into the budget process and it has been very challenging.

Chairman Thomas stated that in response to Mr. Spencer's comments, that it appears that he is still in the budget as is and he just wanted to let Mr. Spencer feel reassured. He said that they will adopt the budget in the next meeting and Mr. Spencer should still be okay.

Chairman Thomas stated that in response to Mr. Fuller's comments that the County actually created a position at the request of Ed Fuzy for volunteer training. He asked Mr. Fuller to get in touch with Mr. Fuzy.

Chairman Thomas said that the Board appreciated Lieutenant Colonel Hall coming to say thank you.

**PUBLIC HEARINGS**

**5. AUTHORIZATION TO ISSUE UP TO \$8,000,000 PRINCIPAL AMOUNT OF A REVENUE BOND ANTICIPATION NOTE FOR THE PURPOSE OF REFINANCING AN EXISTING OUTSTANDING NOTE OF THE COUNTY AND FOR CERTAIN ADDITIONAL COSTS RELATED TO COUNTY UTILITY PROJECTS**

Mr. Gabe Rodrigues, of Davenport & Company, explained that in the fall of 2007, the County issued a \$7 million Bond Anticipation Note (BAN) for Utility capital projects that would be taken out when the County issued long-term bonds for the larger Utility capital needs. He said the final maturity of the 2007 BAN is June 20, 2008 and as the larger Utility capital needs are still being discussed, the 2007 BAN needs to be refinanced. Mr. Rodrigues said that Davenport sent out a Request for Proposals from various regional and local banking institutions and in the RFP they asked for two year and three year rates to see what the rate differential would be. He said the following bids were received yesterday:

<u>Financial Institution</u>	<u>2-Year Rate</u>	<u>3-Year Rate</u>
Bank of America*	3.63%	4.19%
Union Bank	4.31%	4.54%
SunTrust Bank	4.34%	4.47%

*\*Make whole prepayment penalty.*

*\*\*Prepayment at 1% after year 2.*

Mr. Rodrigues said that unfortunately, the lower rate of Bank of America comes with an unknown prepayment penalty (it is a formula tied to interest rates at the time of prepayment). He said they attempted to get the bank to waive this provision, but they would not budget. Mr. Rodrigues said essentially, it would cost the County to prepay the 2008 BAN prior to the final maturity date if rates are higher at the time of the prepayment (conversely it would not cost the County if rates are lower; however, this is less likely). He said, however, they have no way of quantifying this number at this time. Mr. Rodrigues said that SunTrust will not allow any prepayment on the 2-year rate and a 1% penalty after year 2 on the 3-year rate. He said on the other hand, Union Bank will allow us to pay the 2008 BAN off at any time with no penalty in either case.

Mr. Rodrigues said that it was the recommendation of Davenport, to go with the Union Bank bid. He said as for the length of the loan, they would look to the Board for guidance. Mr. Rodrigues said that it appears that the County will need to undertake a larger capital borrowing in the near future. He said the 2-year Union Bank rate will allow the County a little over 24 months to put a long-term financing in place. Mr. Rodrigues said that if the Board feels it will be longer than 24 months, then it would be better to go with the Union Bank's 3-year rate of 4.54%. He said if the County were not to move forward with the larger Utility capital needs by July 15, 2010 (the two-year final maturity) or July 15, 2011 (the three-year final maturity), then the County could roll this 2008 BAN once again, or take the 2008 BAN by itself (i.e. without the larger capital needs) with long-term bonds. Mr. Rodrigues said that Davenport would respectfully recommend the County choose either Union Bank's 2-year option of 4.31% or Union Bank's 3-year option of 4.54%.

Mr. Rodrigues said that the sizing of the 2008 BAN will consist of the \$7 million principal amount plus the interest due at closing on the 2007 BAN; the interest due on January 15, 2009 on the 2008 BAN and interest due on July 15, 2009 on the 2008 BAN. He said to note that interest due on January 15, 2010 (Budget FY 2010) and July 15, 2010 (Budget FY 2011) will need to come from either the Utility Enterprise Fund revenues or General Fund support.

Mr. Rodrigues said that in addition, they have sat down with Joey Schiebel from the Utility Department regarding smaller Utility Enterprise Fund capital needs and Mr. Schiebel has identified the following capital needs for FY 2009:

1) Generator	\$ 27,000
2) Generator	48,000
3) Truck-crane	140,000
4) Water Tank Maintenance (Year 1)	<u>175,000</u>
 Total 2009 Utility CIP	 \$ 390,000

<i>FY 2010 Water Tank Maintenance (Year 2)</i>	<i>175,000</i>
<i>FY 2011 Water Tank Maintenance (Year 3)</i>	<i><u>175,000</u></i>
<i>Total</i>	<i>\$ 740,000</i>
<i>Less: Amount available from 2007 BAN</i>	<i><u>(500,000)</u></i>
<i>Amount needed from 2008 BAN</i>	<i>\$ 240,000</i>

Mr. Rodrigues explained that the Water Tank Maintenance consists of three annual payments for a contract with a firm to maintain each of the four water tanks in the system. He said each tank is in need of paint inside and out as well as mixer repair. Mr. Rodrigues said that after the three annual payments, an annual maintenance fee of \$42,583 begins in year 4 and would be built into the Utility operating budget.

Mr. Rodrigues said that there are enough proceeds left from the 2007 BAN to provide for \$500,000 of the \$740,000 needed to take care of all of the above capital needs, however, they would need to add \$240,000 of new capital needs to the 2008 BAN to cover everything.

Mr. Rodrigues said that if the Board would approve these CIP items, they will include \$240,000 in the 2008-BAN borrowing, if not, they will downsize the 2008 BAN accordingly.

Mr. Rodrigues said that with the Board's approval of the resolution, they will move to close next week so that the 2008 BAN is paid off prior to its final maturity date of June 30, 2008.

Chairman Thomas asked about the penalty.

Mr. Rodrigues said that the penalty would be 1% on the principal, which would be \$80,000 or higher.

Chairman Thomas asked about the risk and if at .7% over 2 years it would be \$56,000 at the higher rate and at the lower rate, the risk being \$80,000.

Mr. Rodrigues responded that was correct and that the rates are going to go up. He said the interest rates have been at an all time low, but they are going to go up.

Chairman Thomas declared the public hearing open. There were no comments and he declared the public hearing closed.

Supervisor Sili said that first, he was not sure what BAN meant, and two, he was curious as to what they spent the initial \$7 million dollars on and now they are rolling over that debt.

Mr. Joey Schiebel responded that unfortunately he does not know all the answers as to where the initial \$7 millions dollars went because it was here when he started. He said some of it was left over from when they initially upgraded the wastewater treatment plant and they had to borrow money for that and that is where probably a large part of that is. Mr. Schiebel said that there was also money wrapped up in that when they did the water and sewer lines going from the Community Services Center to the schools, Route 1 interconnect and the VDOT wells.

Supervisor Sili responded that he did not realize that they spent \$7 million dollars on that.

Mr. Schiebel responded that they spent part of the \$7 million dollars on the wastewater treatment design, Rappahannock Intake Permit and well drilling and there is still money available and not all of the \$7 million has been spent.

Supervisor Sili said that they had spent some of their cash reserve on the water and sewer as well.

Supervisor Acors said that the \$7 million dollars was also to help pay back the General Fund for the various projects talked about by Mr. Schiebel.

Supervisor Sili responded that it was not back in the General Fund and he was still trying to figure out where they were and he was lost. He said that it was his understanding that they spent cash reserve so they would not have to borrow, but they did both.

Chairman Thomas responded that the money out of the General Fund was in between these two.

Mr. Ashcraft responded that Chairman Thomas was correct and that one of the biggest expenses was paying engineering consultants. He said that money should have specifically come out of the General Fund and that the money being borrowed, will go back to the General Fund. Mr. Ashcraft explained that they still have projects that are waiting to be completed, but they ran out of time on the original BAN, which runs out on June 30, 2008.

Mr. Rodrigues said that BAN is short-term borrowing and you pay interest and then you borrow to pay the principal. He said it turns out that they are not ready to pay this off and they are doing another BAN.

Supervisor Sili asked if this was all they needed to finish the water and sewer where they are today.

Mr. Schiebel responded that this would take care of the wastewater treatment plant. He said they need more time to finish the design, to look at where they are and determine what the actual cost is going to be.

Supervisor Sili asked about the other items to be purchased, such as the two generators.

Mr. Schiebel responded that one generator will go to the Petro well, which would allow them to provide water during power outages. He said the other generator would be for the Milford System, which would allow them to continue to provide emergency water services to that system. Mr. Schiebel said that the crane truck is currently outsourced. He said that the wastewater treatment plant has two pumps pulled quarterly and inspected annually. Mr. Schiebel said that in addition, each pump station is also pulled on an annual basis and they probably spend between \$25,000 and \$30,000 on an annual basis, depending on any problems that arise. He said they have a window of opportunity now and they can pull a pump and put it back in service if an emergency arises.

Supervisor Sili asked if they really want to borrow another \$140,000 today, given the current state of the budget. He said they are borrowing a tremendous amount of money as a County, 5% is for infrastructure and that is short-term. Supervisor Sili said that he was just trying to decide where the break-even point was. He said he did not have a good sense of the plan and when he sees \$7 million dollars short term and they haven't paid anything but interest and now they are borrowing more and it's still not done, and he wondered if they were moving forward or just standing still.

Mr. Schiebel responded that the biggest hurdle they have to overcome at this point is, what are we going to do with the wastewater treatment plant. He said in the last couple of meetings they have been talking about what expansion they are going to do at the plant and there are three different options out there between \$10 million and \$30 million. Mr. Schiebel said this was anticipated to be included in the long-term financing. He said at this point, the Board went from a \$3 million dollar plant down to a \$1.5 million dollar plant and they are in the design phase of trying to finish that up at the end of this month. Mr. Schiebel said that until they have some decisions made on the wastewater treatment plant, they are not in any position to make a decision on the long-term financing. He said they borrowed the same amount and they just rolled it into another loan.

Chairman Thomas stated that really the point was, they were in a position to expand the wastewater treatment plant and they could borrow \$20 or \$30 million dollars. He said instead of borrowing \$20 or \$30 million dollars and paying interest on it, they took out a short-term loan to do the preliminary work and other activities as far as the utility system. He said that once they make a decision as a Board in the next year, as to what they are going to do with the wastewater treatment plant, they will borrow that \$20 or \$30 million dollars and pay back the \$8 million.

Mr. Rodrigues responded that was correct and they had a plan all along to do long-term financing.

Supervisor Sili asked if the interest payment was in this year's budget. He said his other thing is, they are borrowing money to pay the interest, but they are going to have \$240,000 left in the current money borrowed.

Chairman Thomas responded it was \$500,000.

Supervisor Sili said that at some point they have got to visit how they are going to get this system to be self-sufficient and he has not heard anybody talk about that. He said he believes this should be discussed in a work session.

Mr. Schiebel responded that actually that is being worked on and he hopes to have this to the Board in November. He said they talked about an increase in January and they need to determine what it is going to take to fund this wastewater treatment plant and how it is going to be done so it will be self-sufficient.

Supervisor Sili said that at some point, it needs to come off of everyone's back and get up and running and let the people who are using it pay for it. He asked if there were any more BAN's.

Mr. Rodrigues responded that there is one more BAN coming up.

Supervisor Acors said that he understands the concern about the BAN's, however, if it was not for the system, there would be more people complaining about their taxes. He said you can check the numbers with the Commissioner of Revenue and she will tell you that at the interchange of Carmel Church and at Ladysmith, as to how much revenue it provides for the County per year and is a lot greater than real estate taxes. Supervisor Acors said that they need not to lose sight of the fact that the people in Caroline County are benefiting greatly from the tax revenues that come from BPOL, sales tax and all those other taxes that are placed on businesses such as the meals tax and hotel tax. He said they need to let people know about the other revenues coming to the County provided by the users of this system.

Chairman Thomas said that he understands the need for a more detailed discussion on this.

*Supervisor Popowicz moved and Supervisor Acors seconded to go with the recommendation of Davenport & Company at the 2-year rate of 4.31% with Union Bank.*

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Yea</i>
	<i>Acors</i>	<i>Yea</i>
	<i>Popowicz</i>	<i>Yea</i>

**UNFINISHED BUSINESS**

**6. CONTINUED DISCUSSION OF LADYSMITH SHERIFF'S SUBSTATION**

Chairman Thomas asked if they had heard from the School Board about the questions posed to Mr. Jones about the old Ladysmith Elementary School and Library.

Mr. Ashcraft responded that he did not receive a response, however, he did hear from Mr. Ramsay that the school is going to have some summer programs that they did not know about.

Supervisor Sili asked about the cost of the lease.

Chairman Thomas responded that the School Board wanted to maintain title to that property and the County leased it for \$1 per year and the County does have access to the building.

Supervisor Acors said that he was under the impression during discussions with the School Board, and he knew this issue came up, but he does not know if it was resolved, but they were concerned about the County making the building into a Sheriff's substation. He asked if it was put in the lease that it could not be used as a Sheriff's substation.

Mr. Ashcraft responded that it was not put in the lease, but in a conversation with Mr. Jones on behalf of the School Board, they no longer had a concern about that based on their discussions with the Sheriff's Department.

Supervisor Acors said he would like to have a letter from Mr. Jones about that.

Lieutenant Colonel Hall said that the Sheriff would like to refer to it as a satellite office of the Sheriff's Office so as not to cause concern.

Mr. Ashcraft said that he would get this in writing from Mr. Jones and that Mr. Jones seemed satisfied that this was discussed at a board meeting.

Supervisor Acors asked if they had a plan for that building.

Mr. Ashcraft responded that was an open-ended question and he believes they were waiting on the County's contribution to their budget for next year.

Chairman Thomas said some things may be lost in the transition because there is a new superintendent starting July 1<sup>st</sup>, so they will make every effort to make sure all those questions are answered before or shortly thereafter.

Chairman Thomas asked Lieutenant Colonel Hall if the Board was successful with all of the items they need to take care of on the housekeeping side, how quickly could the Sheriff's Satellite Office be relocated.

Lieutenant Colonel Hall responded they could move within 30 days.

Mr. Ashcraft said that they have 90 days and that would work out well because they also have some repairs and renovations to do.

Lieutenant Colonel Hall said the renovations were to be done on their behalf.

Mr. Ashcraft said that the 90 days would allow them to get the work done and they would be moved in, in 90 days.

***Supervisor Sili moved and Supervisor Popowicz seconded to authorize staff to notify Carlson of the termination of the lease within 90 days timeframe.***

<b><i>Roll Call Vote:</i></b>	<b><i>Thomas</i></b>	<b><i>Yea</i></b>
	<b><i>Sili</i></b>	<b><i>Yea</i></b>
	<b><i>Rozell</i></b>	<b><i>Yea</i></b>
	<b><i>Acors</i></b>	<b><i>Yea</i></b>
	<b><i>Popowicz</i></b>	<b><i>Yea</i></b>

**7. ADDITIONAL DISCUSSION OF PROPOSED FY 2008/2009 BUDGET**

Mr. Ashcraft directed the Board's attention to Page 4 and said that the bulk of tonight's requests are listed as the proposed reductions as discussed with Supervisor Acors as the Board's Finance liaison. He said that staff has worked with Supervisor Acors to come up with the bottom line where you see \$7,578 of a surplus in addition to what the fund balance would be, which he estimated would be \$150,000.

Chairman Thomas responded that the difference in those two was they took the Circuit Court server and moved that to the CIP.

Mr. Rodrigues said the other change was the library position.

Chairman Thomas said there was a \$150,000 in there for higher fuel cost.

Mr. Ashcraft said that they were able to balance that out with the duplication of a position that was erroneously counted twice and that was \$161,000.

Supervisor Acors asked what the total was for all the reductions.

Mr. Rodrigues responded that the total of reductions was \$161,000.

Supervisor Acors asked about the position for Caroline's Promise and since that position is vacant, could they delete that and then come back later if they needed to and address this issue.

Chairman Thomas responded that they are trying to hire somebody now and they are 30 days from them hiring somebody, so they will be getting 1/12<sup>th</sup> of that salary back.

Supervisor Acors responded that was his point and asked if they could reduce the appropriation because each quarter they are going to ask for a portion of the \$40,000. He said he was not sure that they needed that entire amount because they are not sure when it will be filled.

Chairman Thomas responded that they are going to get whatever money is left over from that salary and it will go back into the General Fund.

Supervisor Acors responded that he was not sure if that was the way it worked.

Mr. Ashcraft responded that they divide their appropriation in quarters and pay that way and that they do not do it line by line and it is just part of the appropriation process.

Chairman Thomas said that he just thought that they would not use that money and it would come back.

Supervisor Acors responded that they have the money and they could save the leftover from this year and use it for next year. He said the way it was proposed now, they would give them \$10,000 each quarter for the position and they may not need that.

Chairman Thomas said that they would have to remember this next year during the budget process.

Supervisor Acors said that he believes that they should treat this just like a lot of the other agencies. He said if they're not going to use the money, then they take it back and if they need to look at it later and need the position or need to have money for the increase in salary, then they look at it at that point.

Mr. Ashcraft said that he understands from Donnell Howard, who serves on our behalf, the entire salary amount will be paid through June 30<sup>th</sup> for that position and that was what was agreed upon.

Supervisor Acors responded that he does not believe that this Board should concern itself with paying the Director of another Board, and he is just talking in terms of appropriations and they need to reduce the appropriation by another \$6,000.

Mr. Ashcraft responded that he agreed with Supervisor Acors, that they should not get caught up in the salary issue.

***Supervisor Sili moved and Supervisor Popowicz seconded to reduce \$3,000 from the Caroline Promise Budget in lieu of Budget cuts that they have to make and sustain the cash reserve.***

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Nay</i>
	<i>Acors</i>	<i>Nay</i>
	<i>Popowicz</i>	<i>Yea</i>

Chairman Thomas stated that they will take \$3,000 and move on. He said that according to law the budget is now balanced for the most part and they will be adopting the budget next week.

**NEW BUSINESS**

**8. DISCUSSION OF PROPOSED COUNTY VISION, MISSION AND CORE VALUES STATEMENT**

Mr. Ashcraft said that this is a one-page document, but there was a large amount of thought that went into this by every agency and department in the County Government. He said they had several meetings about what is the true purpose and vision mission and core values of what our government represents. Mr. Ashcraft said it was not an easy task and they have tried to reduce it down to what is before the Board tonight. He said they feel very strongly about this as representatives of County Government. Mr. Ashcraft read the Proposed County Vision, Mission and Core Values Statement.

Chairman Thomas stated that he would like to make one request and that was to add “respecting our history and embracing our future” into the vision statement.

Mr. Ashcraft responded that they wrestled with that word, “history” because the word history tends to look at points in time and the word, “heritage”, encompasses points in time and people.

Chairman Thomas responded that he wanted to represent that we are all together and that was why he wanted to use the word, “history” because everyone has a history.

*Supervisor Popowicz moved and Supervisor Rozell seconded to adopt the proposed County Vision, Mission and Core Values Statement as amended.*

<i>Roll Call Vote:</i>	<i>Thomas</i>	<i>Yea</i>
	<i>Sili</i>	<i>Yea</i>
	<i>Rozell</i>	<i>Yea</i>
	<i>Acors</i>	<i>Yea</i>
	<i>Popowicz</i>	<i>Yea</i>

**9. FIRST READING OF PROPOSED INCREASES TO PLANNING AND BUILDING RELATED FEES**

Mr. Michael Finchum, Director of Planning and Zoning, stated that Mr. Wightman and other members of staff evaluated our fees and came up with the proposed amendments to the fee schedule that is before the Board.

Mr. Finchum said that this is a conservative estimate, but the fee changes would generate approximately \$75,000 per year in additional revenues, not currently budgeted in the 2008/2009 budget that is before the Board, so this would be additional revenue above and beyond what County Administration and the Board of Supervisors have identified for the next fiscal year.

Mr. Finchum explained that the changes generally are in two areas. He said the single biggest change would be to recap some of our third party plan reviews of documents such as subdivisions, deeds of dedications and those would become pass through costs instead of the County bearing those costs. Mr. Finchum said that the second change would be for the fees to better reflect and cover our actual costs in processing and covering those costs.

Chairman Thomas asked about the third party issue.

Mr. Finchum responded that for example, they have a plan reviewed that assists in the review of commercial plans reviews. He said there is a proposed \$75 per hour fee for that consultant, which is their actual cost for that consultant to come in and conduct those reviews. Mr. Finchum said that would also include the inspections that they assist us on.

Chairman Thomas asked if this fee structure were approved as presented, how much would that affect a brand new house structure.

Mr. Kevin Wightman, Building Official, responded that the only thing it would affect on a new dwelling is if there was an amendment. He said that would increase from \$50 to \$75. Mr. Wightman said that this weighs heavy on the additions and alterations and for example, you could build a garage for \$50 right now and inspections for that take a minimum of 3 visits. He said that the price of the permit does not cover the service. Mr. Wightman said that they had a Builder's Seminar a few months ago proposing these changes and he has had zero negative comments. He said that pools are like garages, and require a minimum of 3 inspections and the cost of the permit does not cover those visits.

Supervisor Popowicz asked what other localities were doing.

Mr. Wightman responded that Caroline is still low compared to the other localities and Caroline is extremely low for sprinkler inspections.

Supervisor Popowicz asked what a permit would cost on the average, for a new home.

Mr. Wightman responded about \$350 for 1,200 square foot home.

Supervisor Popowicz said he would surmise that they have a sliding scale for people building without a permit, especially if it is a dwelling as opposed to a deck or something, and people did not realize they need a permit for. He said he would like to see it be more of a sliding scale and hit them with a base fee or impact fee of some sort, instead of making it twice the amount of the permit.

Mr. Wightman responded that they have only had two homes in the last few years because most people when they come in and see the fee schedule that is posted, tends to make them get their permits.

Supervisor Popowicz said he was looking more along the lines of some of the more recent members of the County, especially like Four Winds and in some of the other campgrounds, who have decided to build homes in there. He said he doesn't necessarily want to get the guy who maybe made a mistake, he is more concerned about the big ones.

Chairman Thomas asked if they adopt this new fee structure could they go back and charge someone for a permit that was issued and the structure built before the new fee structure was adopted.

Mr. Wightman responded that was correct and actually when he catches someone, he makes them go to the office and get a permit and have it inspected because life safety is at stake.

Supervisor Popowicz said that he just does not want this to happen again for those who are grossly ignoring getting a permit and he wants to see tougher penalties for people who do not get a permit.

Mr. Wightman responded that the bigger the addition, the bigger the fine would be for not getting the permit.

Chairman Thomas said that was the sliding scale that Supervisor Popowicz was looking for.

Supervisor Acors asked about the legal fees of \$250 an hour plus and if this was for review.

Mr. Finchum responded that any legal document that comes in such as subdivision plats, deeds of dedication for utility lines, public rights-of-way, et cetera, there is a legal review of those documents involved and this fee is to recoup some of those costs from the County Attorney.

Supervisor Sili asked about the removal of above ground fuel tanks for \$100.

Mr. Wightman responded that DEQ is on top of this and smaller residential tanks are exempt unless they are leaking. He said if they leak, they have to go out and make a site

visit, get an environmental report, remove any contaminated soil and then remove the tank. Mr. Wightman said this is a small number, but they can be intensive and the old fee was not the covering cost of sending an inspector out 3 or 4 times.

Chairman Thomas said that this was the first reading and there will be a second reading and review before the public hearing.

#### **10. INFORMATIONAL/CALENDAR ITEMS**

Mr. Ashcraft reminded everyone that the next Board meeting will be on June 24<sup>th</sup>.

Mr. Ashcraft then directed everyone's attention to the Monthly Well Production Report included in the Board's packet. He said that it was previously requested that this be included in the packet each month for the Board's review.

The next meeting of the Business Roundtable is scheduled for June 19<sup>th</sup>.

Supervisor Acors will also be conducting a community meeting at Lake Caroline on June 19<sup>th</sup>.

The Animal Control Department is sponsoring an Adopt-A-Pet-A-Thon on June 21<sup>st</sup>.

Chairman Thomas stated that he would not be going to the NACo and asked Mr. Ashcraft to look at a community meeting for him on July 11<sup>th</sup>.

In response to a question from Supervisor Rozell, Chairman Thomas agreed to conduct a joint community meeting in Carmel Church at the Moose Lodge.

#### **◆ Proposed Board of Supervisors Retreat**

Mr. Ashcraft said that he wanted to raise the question again and determine if the Board is interested in planning a retreat or a group meeting. He explained that this would be for them to go into detail on some of the issues facing the Board for the next budget year. He asked for direction on this item because it does take some time to plan schedules and locations, etc. Mr. Ashcraft said that staff believes it would be a great benefit to have the Board's direction outside of the normal six month goal process.

After discussion, it was determined that Board members would look at their September calendars and try to find an agreeable date.

#### **CLOSING BOARD COMMENTS**

Supervisor Rozell said that he agrees with what Supervisor Acors said earlier, in that there was some vision many years ago about the need to invest in infrastructure for future jobs to come to the County. He said he had wanted to raise the fees to \$8,000 at the last

meeting; however, they have saved a lot of money because of the decisions made by previous Board members. Supervisor Rozell said that Caroline County is wealthier because of those previous members and we do need to continue to work to make things pay their way.

Supervisor Rozell said also with regard to the Caroline's Promise issue, he would have preferred not to cut it at all and that is why he voted against it.

Chairman Thomas said that he wanted to thank Mr. Finchum and the people that went to Tampa. He said they did a great job.

Chairman Thomas said again, that he was extremely impressed at the way Mr. Schiebel has handled himself and he is doing a fine job and thanked Mr. Schiebel.

**CLOSED MEETING**

***Supervisor Popowicz moved and Supervisor Sili seconded to enter into Closed Meeting under Section 2.2-3711 (A)(3): Discussion or Consideration of the Acquisition of Real Property for a Public Purpose, or of the Disposition of Publicly Held real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body; and Section 2.2-3711(A)(7): Consultation with Legal Counsel and Briefings by Staff.***

<b><i>Roll Call Vote:</i></b>	<b><i>Thomas</i></b>	<b><i>Yea</i></b>
	<b><i>Sili</i></b>	<b><i>Yea</i></b>
	<b><i>Rozell</i></b>	<b><i>Yea</i></b>
	<b><i>Acors</i></b>	<b><i>Yea</i></b>
	<b><i>Popowicz</i></b>	<b><i>Yea</i></b>

The Board returned to regular session and adopted the following certification:

***I move that the Caroline County Board of Supervisors certify that to the best of each Board member's knowledge:***

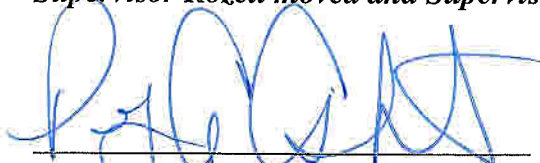
- (i) only public business matters lawfully exempted from the open session requirements by Virginia law were discussed in closed session to which this certification applies; and***
- (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board.***

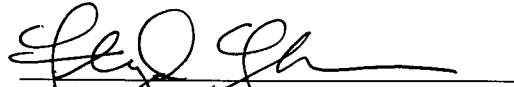
<b><i>Certification by Roll Call Vote:</i></b>	<b><i>Thomas</i></b>	<b><i>Yea</i></b>
	<b><i>Sili</i></b>	<b><i>Yea</i></b>
	<b><i>Rozell</i></b>	<b><i>Yea</i></b>

*Acors            Yea*  
*Popowicz       Yea*

**ADJOURNMENT**

*Supervisor Rozell moved and Supervisor Popowicz seconded to adjourn the meeting.*

  
\_\_\_\_\_  
CLERK TO THE BOARD

  
\_\_\_\_\_  
CHAIRMAN