

At a regular meeting of the Caroline County Board of Supervisors held on Tuesday, June 24, 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. Ramsay – Director of Public Works  
Joseph C. Schiebel – Superintendent of Public Utilities  
Karen Jenkins – Webmaster/PIO  
Kathy Beard – Tourism Manager

**CALL TO ORDER**

Chairman Thomas called the meeting to order at approximately 6:05 p.m.

**INVOCATION**

Supervisor Acors led the invocation.

**PLEDGE OF ALLEGIANCE**

Chairman Thomas led the Pledge of Allegiance.

**OPENING BOARD COMMENTS**

Supervisor Popowicz stated that he had a discussion with one of the members of the Port Royal Town Counsel and they have expressed a desire to hold a joint meeting in September.

Chairman Thomas responded that they would be happy to meet with them and that it was a great idea.

Supervisor Popowicz reminded everyone about the 4<sup>th</sup> of July celebration in Port Royal and encouraged everyone to attend.

Supervisor Rozell asked staff to tie up the ends on the Youth Task Force. He then said that he wanted to follow up on the last meeting and asked staff to check up on Caroline's Promise and find out what they are doing with the funding and asked the Board to reconsider the \$3,000 that was cut from the budget at the last meeting.

***Supervisor Rozell moved and Supervisor Sili seconded to reconsider the reduction made at the last meeting of \$3,000 for Caroline's Promise.***

<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>Nay</i></b>
	<b><i>Popowicz</i></b>	<b><i>Yea</i></b>

#### **AMENDMENTS TO THE AGENDA**

***Supervisor Rozell moved and Supervisor Sili seconded to amend the agenda as follows:***

- ◆ ***Removal of Item #10 - Request from Town of Bowling Green to Connect to County Sewer Line***
- ◆ ***Addition of Closed Meeting under 2.2-3711 (A)(3): Acquisition of Real Property for Public Purpose or the Disposition of Government Owned Property Where Public Discussion Would Jeopardize the County's Bargaining or Negotiating Position and 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>Nay</i></b>
	<b><i>Popowicz</i></b>	<b><i>Yea</i></b>

#### **1. DONATION TO VISITOR CENTER WHALE PROJECT FROM VSE CORPORATION**

Mr. Gary Wilson, Director of Economic Development, said that he was pleased to have Maurice Gauthier and Eugene Hosier from VSE Corporation here tonight. He said they would be presenting a check for \$25,000 as a contribution to the Whale Project at the Visitor's Center.

Mr. Gauthier said on behalf of the 1,500 men and women of VSE, they are happy to present this check for \$25,000 to the Whale Project at the Visitor's Center.

## 2. PRESENTATIONS/REPORTS

### ◆ Treasurer's Report

Mrs. Beth Curran, Treasurer, presented the monthly Treasurer's Report. She stated that in going through the report she did try to give the Board a cumulative report through Friday when it was prepared. Ms. Curran said there are some figures that have not come in and were not included. She said it looks like the real estate taxes are going to come in a little under what was budgeted, even though they have done better at collecting delinquent taxes. Ms. Curran said she did not know when they prepared the budget, if they guessed that there would be more coming in for the first half, but at this point, they were looking to collect an additional \$167,000 in real estate taxes before the end of June.

Mrs. Curran said that the Public Service Corporation would be short and they have discussed that before. She said with regard to personal property taxes, that as of Friday they were about \$86,000 short of what was budgeted. Mrs. Curran explained that because some payments have been coming in late, they have charged some penalty and interest and as a result, those categories are both over what they had budgeted. She said overall it looks like the property tax is short about \$600,000 as of Friday, however, a big part of that is the Public Service portion.

Mrs. Curran said as far as the ambulance recovery fees are concerned, they also look like they are a little short with what they had budgeted, however, they got started later than they had planned. She said they had gotten in about another \$18,000 that is not reflected in the report, and was not posted as of Friday from both Medicare and the insurance companies.

Chairman Thomas said just to refresh the Board's memory, the Public Service was reduced because of the County's assessment value.

Mrs. Curran responded that she believed that when they were preparing the budget last year, they anticipated them coming on line with some improvements that are not reflected in this year's budget and those figures will not come on until next year.

Chairman Thomas responded that basically that was Dominion Power.

Mr. Courtney Rogers, of Davenport and Company, responded that actually they were only short \$129,000 from the estimates. He said in terms of the project itself, when the budget was put together last year, it was assumed that it would be coming on line this year and it didn't, however, it should be fully on line in the 2010 budget.

Chairman Thomas said again, there would be no income in the next budget.

Mr. Rogers responded that was correct, however, he did not want to assume anything and make the same mistake twice. He said that some line items have slowed down because of the economy, such as recordation taxes, etc.

Chairman Thomas asked if there was any category where revenue exceeded expectations.

Mrs. Curran responded that fines and forfeitures exceeded revenue expectations, which is \$131,000 over what they had anticipated. She said there were also other areas such as interest on investments, which \$50,000 was made over what was projected in the budget.

◆ **Discussion of Proposed Lease for Virginia Cooperative Extension Office at State Fair of Virginia Meadow Farm Site**

Chairman Thomas stated that this item has been discussed previously and some citizens expressed concerns about relocating the Extension Office away from the center of the County.

Mr. Percy Ashcraft, County Administrator, said that Ray Ali, Associate Director for Field Operations and Northern District Director, Donna Wells, were in attendance tonight. He said he has spoken with Ms. Wells and discussed why they are here, which is to tell the Board of the general interest from the Office of Extension and potentially moving to the State Fair Grounds. Mr. Ashcraft said that they all know the importance of that office and how it serves the citizens of Caroline.

Dr. Ray Ali thanked the Board for the opportunity to visit and that he was here to answer any questions. He said their primary interest is to provide accessibility from both the physical and program prospective.

Ms. Donna Wells stated that she has had the opportunity to be the District Director and work with the Board and the Extension Office. She said their major interest was to work with the public. Ms. Wells said that they looked at the video from the last Board meeting and that brought up some concerns. She said they are currently in three offices and complimented staff for making adjustments and meeting the needs of the citizens to the best of their ability. Ms. Wells said if they could pick the best location, they would certainly pick the Bowling Green area and staff also agrees. She said that in choosing the best location, they asked about the location of the "hub" and about the locations of the people that are using this program and services.

In response to a question from Chairman Thomas, Ms. Wells stated that the current Extension office has five people in three offices, which are located within the Department of Social Services. She said if someone comes in to visit or meet with them, one person has to leave the room. Ms. Wells explained that they just wanted to make sure that they were in an office space that lends itself to having people come in and bring soil samples,

look at diseased trees under microscopes, etc. and the current space does not allow for that.

Supervisor Popowicz asked if there was any reason that they should not move into the State Fair Grounds.

Ms. Wells responded that when the discussion started in 2004, it wasn't an excellent partnership and it kind of goes hand in hand. She said there was a lot of discussion with the Fair Board and it seemed to fit very nicely; however, after hearing that there may be some other space, they would like to discuss that further. Ms. Wells said that they are the Extension Office in Caroline County and they are there to serve Caroline County first. She said also additional money could be a concern.

Supervisor Popowicz asked if by moving to the State Fair, they would lose any customer service at that point.

Ms. Wells responded that they do not have as many users of their services in that location. She said her other concern was the cost of gas and people traveling in that location. Ms. Wells said that she has visited the location and they can make it work, but they need to determine if the residents can get to that area. She said basically, they would just like additional space, but somewhere that the citizens can easily access.

Supervisor Rozell said he was hearing Ms. Wells talk about the issue and it makes him believe this may not be the right space for the Extension Office.

Supervisor Acors responded that he agreed with the relocation because he felt it was something that the Extension Office wanted. He said other than that, he had no preference as to where they were located. Supervisor Acors said that the only caution is that as a Board, they need to tell who is going where because they keep telling people that they will work with them.

Ms. Wells responded that it is not that they did not want to be located at the State Fair because it is a wonderful location and at the time, they did not have space in Bowling Green. She said they would be satisfied with whatever location; however, they did want to advise the Board.

Supervisor Sili said that space is still an issue and it could be March of next year before anyone gets moved. He said he would hate to pass up something, but he thought the Extension Office was excited about moving to the State Fair and he was surprised to hear differently.

Dr. Ali responded that there are synergies between the agricultural program and between the college and the State Fair and the Extension Office. He said there are still issues of concern in moving the location away from the users and the cost of that move.

Chairman Thomas asked if they were actually with Virginia Tech.

Dr. Ali responded yes.

Chairman Thomas asked if it would be possible that Virginia Tech could help Caroline, a small rural county, with its Extension Office.

Dr. Ali responded that Virginia Tech operates the Extension Office, which comes from legislation and the money roughly is 90 cents on the dollar that goes toward salaries and benefits. He said they are looking at the possibility of a 2% cut and they do not foresee the funds, in short, to help with any type of fiscal plan. Dr. Ali said the other issue is they have 107 offices throughout the Commonwealth and in all instances, they have an agreement with the locality that they will provide the office space. He said for Virginia Tech to help Caroline, it would create an inconsistency with those other 106 users.

Chairman Thomas asked if they would be willing to consider some type of donation to Caroline County and said he had to ask.

Dr. Ali responded that they couldn't do that at this time.

Chairman Thomas said that they have spoken to local staff of the Extension Office and there are several functions that they perform and asked if there was any function that they could move to the State Fair while leaving some of the other functions here closer to the County seat.

Ms. Wells responded that in some of the more urban offices, they have divided them and it left people not knowing who to talk to and what department to go to and it took away from the cohesiveness that is provided to the client. She said that history has it, that it is not the best situation.

Chairman Thomas said that what Ms. Wells was saying was that they needed to stay together for different things that the Extension Office does, such as public awareness, things that people see just because they are there and the fact that you cannot get anything from Tech. He said he believes that they will have to keep them centrally located and the County will have to bare the brunt of any Extension exhibits at the State Fair.

Ms. Wells responded that if they are going down there representing the Extension Office and taking an exhibit that will promote the Extension Office, they will certainly cover the costs for travel and the costs of the exhibit. She said basically, they are speaking about the office space.

Chairman Thomas said that it was pretty much the consensus of the Board that they will keep the Extension Office centrally located.

Mr. Ashcraft asked how the Board would like staff to communicate with the State Fair officials.

Chairman Thomas responded to let the State Fair officials know that the Board is not ready to enter into an agreement at this time. He asked also that staff let them know that the Extension Office will be available to help with the exhibits or anything of that nature.

◆ *Caroline's Promise*

Mrs. Susan Sili stated that she was actually here to ask for the reinstatement of the \$3,000. However, the Board had already generously done that earlier. She thanked the Board very much for the reinstatement and said that they could not do what they do without the Board's help.

Mrs. Sili said that Caroline's Promise has been meeting weekly and have revised their by-laws and looking to do an open house in September. She again thanked the Board so much for the reinstatement of their budget amount.

◆ *Discussion of Peumansend Creek Regional Jail (PCRJ) Fee for Services Agreement*

Mr. Alan Partin, Assistant County Administrator, stated that it was time to reexamine the fees paid by the Peumansend Creek Regional Jail (PCRJ) for services provided to the jail by the County. He said Section 2.4 of the Service Agreement between Caroline County and the PCRJ Authority includes language regarding fees the jail will pay for fire and rescue service calls and for governmental services such as the Sheriff's workload and Court services.

Mr. Partin said that the Service Agreement specifies that the Authority "shall pay to the volunteer fire service and volunteer rescue service of Caroline County a flat fee of \$150 for each service call to the Jail. This amount shall be re-examined and negotiated by Caroline County and the Authority every two years, but shall not be less than \$150 for each service call."

Mr. Partin said with regard to compensation for documented direct services provided to the Authority by Caroline County agencies (including "Court services and Sheriff's workload"), the Service Agreement stipulates that the County and Authority shall enter into an agreement for compensation to be updated every two years. He said no specific amount of compensation is mentioned in the agreement.

Mr. Partin said that the Service Agreement contains a clause stipulating that the "amount of compensation shall be offset by the documented positive economic impact of the Jail within the County beginning with the design and construction phase of the Jail."

Mr. Partin said that the fees for fire and rescue services have remained constant since the Service Agreement was signed in 1994 (the jail opened in 1999).

Mr. Partin stated that to date, the thinking has been that the economic benefit to the County provided by the jail has offset the cost. He said as a result, no compensation has been provided for services such as Sheriff's Office calls and Court services.

Mr. Partin said that Sheriff Lipa advises that calls for deputies to the jail have been minimal and he continues to believe a fee is unnecessary for these services.

Mr. Partin then said that PCRJ Superintendent Sandra Thacker is here to discuss this matter. He said the Authority is proposing no changes to the current agreement.

Ms. Sandra Thacker, Superintendent of PCRJ, introduced herself to the two new members of the Board. She said that PCRJ was a 336 bed male and female facility and Caroline has three of those 336 beds and has two members as part of the 12 members participating in the jurisdictional authority that governs the jail. Ms. Thacker said that there is no other jail in the Commonwealth that supports and carries three National accreditations and the County should be very proud of that.

Ms. Thacker said that during the last fiscal year, they have used rescue services four times and Sheriff's services have been very minimal. She said that they have made purchases from the local community over the past fiscal year in the sum of over \$40,000 and explained how some of the employees of the facility are Caroline County residents. Ms. Thacker said that there has been no increase of the budget from last year and again, no increase is requested and they would request to remain at \$150 for each service call.

Ms. Thacker stated that their staff constantly supports every month, local causes such as Caroline's Promise and the Food Pantry for Social Services.

*Supervisor Sili moved and Supervisor Popowicz seconded to keep the fee structure as presented.*

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

Supervisor Sili stated that the jail did a phenomenal job at the Cancer Walk this year and provided tremendous service to the County.

### 3. REPORTS FROM SUPERVISOR LIAISONS

#### ◆ Education

Chairman Thomas stated that Mr. Jones could not make it tonight and asked for the new superintendant to come next month to the Board meeting to introduce himself.

◆ **Utilities/Public Works**

Supervisor Popowicz stated that he had nothing new to report for Utilities and Public Works.

◆ **Finance**

Supervisor Acors stated that he had no other information other than what has been discussed tonight and he is sure they will vote on the budget shortly.

◆ **Public Safety**

Supervisor Rozell stated that volunteers and staff participated in the FEMA exercise and he understands that went well, and dealt with Hazard Materials Spills. He said they had a significant fire on Penola Road on June 11<sup>th</sup> and all departments had to respond. Supervisor Rozell said that they also responded to several calls at A. P. Hill. He said that Fire & Rescue is working with the Boy Scouts on the 2010 Jamboree and they are also providing coverage for the Relay for Life.

Supervisor Rozell said that also, storms have been keeping everyone in Fire & Rescue busy and it has been a challenge.

Chairman Thomas said that last Thursday when he was on his way home from work, he saw fire trucks at the courthouse and he found out that the hail had stopped up the drains and flooded Dispatch. He said that LTC Hall, Fire & Rescue and Public Works people were there and everyone was doing a great job and he commended everyone for their efforts.

◆ **Economic Development**

Supervisor Sili reported that he and Supervisor Popowicz were at the George Washington Regional Commission meeting last night and the Commission has made a map of distressed properties and how that plays into Economic Development. He said he asked the Director to forward a copy to Mr. Ashcraft so that everyone can have a copy. Supervisor Sili said it was very informative and amazing at the number of homes that are being foreclosed on and for sale because of economic distress. He said it really opens your eyes as to what is going on right now.

4. **APPOINTMENTS**

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

This appointment was deferred.

◆ Emergency Services Commission

*Supervisor Sili moved and Supervisor Acors seconded to appoint John Nunally as the Bowling Green District representative to the Emergency Services Commissions for a term beginning immediately and expiring June 30, 2013.*

*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>

◆ Museum Exploratory Committee

*Supervisor Popowicz moved and Supervisor Acors seconded to appoint Cleo Coleman as the Port Royal District representative to the Museum Exploratory Committee.*

*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>

5. CONSENT AGENDA

*Supervisor Popowicz moved and Supervisor Rozell seconded to approve the following Consent Agenda items:*

A) Approval of Warrants

*Action Taken: Approval of the following warrants:*

<i>General Funds</i>	<i>\$269,868.18</i>
<i>Consumer Utility Tax 911</i>	<i>1,727.34</i>
<i>Law Library</i>	<i>56.96</i>
<i>Tourism</i>	<i>2,625.00</i>
<i>School Projects</i>	<i>27,000.00</i>
<i>Utility Construction Fund</i>	<i>430,841.84</i>
<i>Debt Retirement</i>	<i>437,514.38</i>
<i>Milford Sanitary</i>	<i>548.05</i>
<i>Carmel Church Utilities</i>	<i>25,163.05</i>
<i>Dawn Sewer</i>	<i><u>1,272.48</u></i>

**TOTAL**

**\$1,196,617.28**

**B) Review of Planning Commission Actions**

**Action Taken:** *The Board reviewed the actions taken by the Planning Commission at its June 18, 2008 meeting and authorized staff to advertise the following requests for public hearing at the July 22, 2008 meeting:*

- ◆ *RZ-11-2007 – Belmont North II, Linda & Frank Sealy, Applicant*
- ◆ *SPEX-01-2008 – Donna m. Castles, Auston T. & Donna M. Cooper, Owner; Donna M. Cooper, Applicant*

**C) Proposed Policy for Assessment of Water & Sewer Availability and Connection Fees for County and School Owned Facilities**

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

*“Whereas the Department of Public Utilities furnishes public water and sewer to County and school owned facilities, it shall be the policy of Caroline County to assess water and sewer availability and connection fees to such facilities. The connection and availability fees shall be the same amount and upon the same terms and conditions as set forth in §112-51 of the Code of Caroline County.”*

<b>Roll Call Vote:</b>	<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**

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

Supervisor Popowicz stated that previously he had requested that a sliding scale be put into place as far as fees are concerned and they have come up with an adequate solution for that and he is now satisfied.

Chairman Thomas accepted the first reading and authorized staff to advertise the public hearing for July 22, 2008.

**NEW BUSINESS**

## **9. PRESENTATION OF VISITOR CENTER MAPPING CONCEPT**

Ms. Kathy Beard, Tourism Manager, said that early on during the build out process of the Visitor's Center, the Department was challenged by Mr. Ashcraft to develop and investigate a mapping system. She said the mapping system had to have several criteria, such as being cost effective, showcase the County and move visitors in front of cash registers throughout the community. Ms. Beard said that after a lot of research they have identified a mapping system and hopes that the Board will enjoy the presentation. She said that this was just for information and to familiarize everyone with what the capabilities will be at the Visitor's Center. Ms. Beard introduced Mr. Eddie Canaday of Map Network.

Mr. Eddie Canaday stated that he had traveled out to the facility today and it was a beautiful facility. He gave a PowerPoint presentation and started off giving the Board a little information on NAVTEQ, who is a leading provider of digital map data and mapping solutions in the entire world.

Mr. Canaday said that this is a flexible, dynamic one stop shopping for marketing with regards to mapping solutions. He said all they need to get the process started is a database of the County's businesses. Mr. Canaday explained how the mapping process could be personalized to fit the County and a consultant is available to work with County staff to handle all of the details and features that promote your specific destination on the map. He said that they would be with the County continuously, going through all of the steps.

Mr. Canaday said that he wanted to touch on the deliverables of the system itself and that they have two basic maps, one is regional and the other is a downtown map, both of which are customized. He said they have category specific icons that are linked to the database and capability to add points of interest, et cetera.

Mr. Canaday stated that they represent over 200 conventions and visitor's bureaus, local governments, et cetera throughout the world. He then showed the different capabilities and aspects of the map. Mr. Canaday said that you can list all tourism attractions, golf courses, sports complexes or whatever you would like to list.

Ms. Beard said that as a resident and anyone traveling to the County, you can click on and find out about all activities months ahead of time with this program.

Chairman Thomas asked if this was for information purposes only.

Ms. Beard responded that it was within the budget and they were just demonstrating this in response to Mr. Ashcraft's challenge for the Department and this is where they are to date.

Mr. Canaday gave the website [www.mapnetwork.com](http://www.mapnetwork.com) for the Board's information.

*\*The Board took a break at approximately 7:20 p.m. and reconvened the meeting at approximately 7:50 p.m.*

### **PUBLIC COMMENTS**

Mr. Les Stanley, of the Bowling Green District, stated that he wanted the Board to know that he has talked with Mike Finchum on more than one occasion as well as Supervisor Sili and Mr. Ashcraft. He said that he appreciates the things that they have tried to do about the situation, but he was present tonight to see what action could happen with it.

Mr. Stanley said that the property next to his became a major subdivision and it was one parcel in 2005 and was later subdivided and subdivided again. He said this was a clear violation of the Subdivision Ordinance in Caroline County. Mr. Stanley said that both Mike Finchum and Mr. Ashcraft understand that the person in the Planning Office who did that applied that rule incorrectly. He said basically, in rural preservation, one parcel was split into four and many people have tried to do this and could not because of the regulations. Mr. Stanley said once again, this same person has taken two parcels and split it into 8 parcels and that is a clear violation of the County's ordinance by County staff, by the same individual.

Mr. Stanley said the plats had the Planning Commission stamps on them and they have been recorded. He said the public puts its trust in the Board of Supervisors and, of course, County staff, to make sure that things are done according to the law. Mr. Stanley said that in this case, the public trust was violated. He said he awoke this morning to find a sign next to his property that said there was going to be an auction and that the four parcels that he has just described, is going to be auctioned off. Mr. Stanley said so the person has gotten this advantage and said that he was going to build a house and now he has changed his mind and he's going to auction it off. He said none of them know who is going to buy this property or what they are going to do with it. Mr. Stanley said that this is wrong, and he is very disappointed that it has come to this. He said again, they have an ordinance that needs to be followed and it was not followed and that is a very serious thing.

Mr. Stanley said he would like to know what the County plans to do to address the situation and what can be done to address the error by County staff. He said this affects him personally and many people in Sparta are watching to see what is going to happen because they are a rural preservation area.

Chairman Thomas asked how large this parcel was next to Mr. Stanley.

Mr. Stanley responded that originally, it was 47 acres and they have been split into maybe 11, 13, 10, and 11-acre parcels.

Chairman Thomas said so 10+ acres.

Mr. Stanley said that this was not a family subdivision, but was a major subdivision that was done.

Chairman Thomas stated that after the public comments period, he will ask Mr. Finchum to provide the Board with more information.

Mr. Al Collins, representing the Rappahannock Area Community Board (RACSB) of Directors, thanked the Board for appointing him to that Board and for appointing Warren Samuel to the Board in the last meeting to serve the County. He then thanked the Board for their past support.

Mr. Collins said that last year they built a new \$1 million dollar facility across from Caroline High School that was for an adult daycare center for the mentally disabled and rehabilitation for substance abuse. He said he wanted to point out that the County contributed the land on which this facility is built. Mr. Collins said that as the Board knows, RACSB is a government agency that provides services to residents in five jurisdictions. He said as everyone knows from watching the news, the incident at Virginia Tech involving a mentally ill person and as a result of that, new laws were passed in the General Assembly that will be affecting the commitment of a mentally ill person and no longer has to be an imminent danger to someone. Mr. Collins said that this will increase the load in the mental health area tremendously. He said they are looking at building a new facility that will double that size and he would like to keep them in the community and not send them to Eastern State or Central State. Mr. Collins explained that statistics show that 1 in 5 people experience mental illness and 1 in 17 have a chronic mental illness all the time. He said that they have a waiting list for both mental health and mental retardation at the current RACSB. Mr. Collins said that of those 44 on the waiting list for residential services eight are from Caroline. He said there are 160 on a waiting list for mental retardation and 16 are from Caroline.

Mr. Collins said that need was evident and mandates have been passed and he thanked the Board again for their support; however, he found out that the budget for this year was cut down to \$113,005 and is a cut of 10% from last year or 13% from what they requested this year. He said that they will be coming forward probably to ask for additional money in the future as the budget flushes out and the Board has an opportunity to see what revenue is available.

There were no other public comments and Chairman Thomas closed the public comment period.

Chairman Thomas said that he believes Mr. Collins has the solution that the Board would come up with. He said they basically have to look at their revenues right now and based on the revenue they had the Board reduced a lot of agencies by 10% from last year's budget amount because of the current situation. Chairman Thomas said that he

understands the unique relationship between the County and RACSB and they will address the budget in the future and make every attempt to make RACSB whole.

Chairman Thomas asked Mr. Finchum to come forward and address Mr. Stanley's concerns.

Mr. Finchum said that there were a couple of subdivisions approved in the eastern part of the County and were approved as major subdivisions. He said there were some questions about the applicability of sections of the ordinance. Mr. Finchum explained that in a major subdivision, there is a standard that all lots are to be served by an internal State road.

Chairman Thomas asked when these major subdivisions were approved.

Mr. Finchum responded that they were approved between 2006 and earlier this year. He explained that one was approved administratively and the other one by the Planning Commission. Mr. Finchum said that none were approved by the Board of Supervisors. He said in the course of the approval of the plats, there were a total of five entrances on existing State roads over these two parcels of land in lieu of the internal State road requirements of the ordinance. Mr. Finchum said that this issue brought to light some deficiencies in the subdivision ordinance. He said in zoning actions where you have rezoning requests, you have public notice that is sent to abutting property owners, however, in the subdivision ordinance there is no such notice requirement. Mr. Finchum said that he believes they have some procedural issues to address as well as some technical issues to the zoning and subdivision ordinances in the future. He said in fact, one is on the agenda for later this evening related to rural subdivisions.

Supervisor Sili asked if there was any recourse for Mr. Stanley at this point.

Mr. Finchum responded that was a legal question and they have had discussion with legal counsel.

Mr. Benjamin Emerson, County Attorney, responded that this was a closed meeting issue.

Chairman Thomas stated that Mr. Emerson has said that he would prefer to do that in closed meeting. He said that he was not aware that there was an opportunity for a subdivision to take place without coming to the Board of Supervisors. Chairman Thomas asked how that happened.

Mr. Finchum responded that it was written several years ago into the subdivision ordinance and predates all current Board of Supervisor members and that Board vested plat approval with the Planning Commission.

Chairman Thomas responded that was something that they needed to address because public trust does lie with the Board. He said they are obviously in a position where they

have no input one way or the other. Chairman Thomas said that normal procedure would be to notify adjacent property owners and they did not do that. He expressed his regret to Mr. Stanley that the Board was unable to answer his questions right now; however, when they hear from Mr. Finchum, Supervisor Sili will be in contact with him.

Supervisor Sili said that Mr. Stanley was just one of more than a dozen people that he has met with on this issue. He said it was not just a single person that has been impacted by this decision because there could be many, many more that could have been here and filled the room and they are waiting to hear what is going to happen.

### **PUBLIC HEARINGS**

6. **PROPOSED AMENDMENTS TO THE CAROLINE COUNTY CODE (THE "CODE") TO CREATE A CENTRAL ABSENTEE VOTER PRECINCT LOCATED IN THE CAROLINE COUNTY ADMINISTRATION BUILDING FOR THE PURPOSE OF RECEIVING, COUNTING AND RECORDING ABSENTEE BALLOTS CAST IN THE COUNTY AND TO ADOPT AN ORDINANCE TO AMEND CHAPTER 5, ELECTION DISTRICTS, OF THE CODE EFFECTING THIS CHANGE**

Chairman Thomas stated that this is a proposed amendment to the County Code to create a central absentee voter precinct to be located in the County Administration Building and whatever changes they make have to be submitted to the Department of Justice.

Ms. Danette Moen, Voter Registrar, stated that this was for a central absentee precinct and they are doing this because the exemption to allow small localities to use paper absentee ballots was taken out of the Code last year. She said all the localities now must have at least one voting machine meeting the criteria for accessibility for voters with disability. Ms. Moen said this was in order to comply with the Help America Vote Act of 2002.

Ms. Moen said they are looking for a larger turnout for this year's Presidential election and the only way to get around this is to have 9 machines in her office and they could not be used on election day, which makes it very hard not to have a CAP.

Ms. Moen said that the room in which the CAP will be located is at 212 N. Main Street and she was hoping to use the conference room and that room can be available November 4<sup>th</sup> even though they will not be in that building yet. She said the fact that she did ask for just the building they can use any room in the building.

Chairman Thomas asked if CAP only applies to Presidential elections.

Ms. Moen responded no, it applies to all elections. She said they are telling her that her office is a polling place because people do actually vote there. Ms. Moen said the only people that would come there would be the three precinct workers and anyone who has

sent in an absentee ballot and are in town the day of the election and have not mailed it yet.

Chairman Thomas said that in looking past the Presidential election to the next County election, when there are District Representatives, School Board, Board of Supervisors, all of those absentee ballots will be sent to one place and then they will be divided up from there and counted for the particular districts.

Mr. Moen responded that was correct and actually the CAP does all the counting from now on and is considered a precinct of its own and no longer will it be a requirement for the poll workers to stay there and count ballots. She said the CAP will call them just like another precinct does.

Chairman Thomas declared the Public Hearing open. There were no public comments and Chairman Thomas declared the Public Hearing closed.

*Supervisor Popowicz moved and Supervisor Sili seconded to accept the ordinance as presented by staff to amend the County Code to create a Central Absentee Voter Precinct and forward recommendations to the Department of Justice for approval.*

<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 asked that now that the current Ladysmith Elementary School is moving, where does that leave that precinct.

Ms. Moen responded that they are trying to decide which place will be the best place and they will talk to Mr. Ashcraft about this.

### **UNFINISHED BUSINESS**

#### **8. ADOPTION OF FISCAL YEAR 2008/2009 BUDGET**

Chairman Thomas stated that after much work and deliberation, they are at the point where they can adopt the budget, recognizing that they made one more budget adjustment today earlier in the meeting, by restoring the \$3,000 back to Caroline's Promise.

Mr. Ashcraft stated that prior to the Board vote on adoption of the budget, he would like to say a few things regarding this process that staff wants to improve upon as they embark on this budget year starting July 1<sup>st</sup>. He said he believed communication between the Board of Supervisors and staff needs to improve on a monthly basis and they need to keep the Board better informed as to where the County is financially.

Mr. Ashcraft said that he recalls that the number one goal in January was the budget process and the Board has staff's commitment to do that. He said they would discuss this more at the July 8<sup>th</sup> retreat that they have been talking about. Mr. Ashcraft said that it was his hope that at that session, they would lay out the long-term financial plan. He said they have not done that in a long time. Mr. Ashcraft said they need to know where our capital projects are in priority and ways to pay for that and operations. He said he would like for the Board of Supervisors to prepare itself mentally and be ready to address that. Mr. Ashcraft said that as the Board knows, he works best from a plan and not from crisis management. He said now they are facing some challenges and fuel is one that has hit the County hard and nobody believed it would stay that bad that long.

Mr. Ashcraft thanked staff, Courtney Rogers of Davenport and the Treasurer, who have been in contact daily and communicated daily to provide input in the budget. He said he believes that they are about to approve a spending plan that does continue to move the County forward, even though they have had to make some serious reductions as outlined by Mr. Collins earlier. Mr. Ashcraft said that he and staff are certainly available for any last questions, however, as the Board knows, it is the Board's responsibility to approve a budget by June 30<sup>th</sup>, so that it may be submitted to the State.

Chairman Thomas said that it was, without a doubt, their intention to submit a balanced budget to the State.

*Supervisor Acors move and Supervisor Rozell seconded to approve the Budget, General Fund Revenues as well as the School Budget, Social Services Fund, Comprehensive Services Act, as well as all other funds as presented by Staff as well as the change made to Caroline's Promise budget tonight as outlined in the following resolution for fiscal year 2008/09:*

R25/08

**A RESOLUTION ADOPTING AND APPROPRIATING FUNDS FOR  
THE FISCAL YEAR 2008/2009 BUDGET**

Be it resolved by the Board of Supervisors of the County of Caroline that the following appropriations are hereby made for the fiscal year from July 1, 2008 through June 30, 2009:

The General Fund Budget is hereby adopted and funds are hereby appropriated by department as follows:

**GENERAL FUND REVENUES**

Local	\$29,501,362
State	4,907,028
Federal	27,120
Carryover of FY 2008 Funds	501,612

Use of Fund Balance 861,826

**Projected Total Revenues** 35,798,949

**GENERAL FUND EXPENDITURES AND TRANSFERS**

Board of Supervisors	161,809
County Administrator	478,896
County Attorney	200,000
Professional Services	100,500
Audit	45,520
Public Communications	50,000
Summer Youth Program	39,905
Commissioner of the Revenue	603,667
Business License	57,179
Land Use	3,700
Treasurer	459,805
Finance	364,740
Data Processing	205,051
Electoral Board	38,825
General Registrar	127,764
Circuit Court	40,773
General District Court	15,640
Magistrates	2,050
Juvenile and Domestic Relations Court	16,251
Virginia Juvenile Community Crime Act Program	57,564
Clerk of the Circuit Court	517,572
Commonwealth's Attorney	314,272
Victim Witness Program	62,126
Sheriff-Law Enforcement	4,257,887
Volunteer Fire & Rescue	1,001,262
Forest Fire Control	12,538
Emergency Services	1,980,657
Emergency Management Commission	6,100
County/City Jointly Operated	
Correctional Institutions	1,330,111
Building	
Inspection	376,612
Animal Control	273,186
Medical Examiner	500
Public Works Administration	310,420
Milford Street Lights	4,558
Solid Waste	1,712,111

General Properties	1,171,756
The Cannery	22,809
Health Department Contribution	388,435
Social Service Contributions-Outside Agencies	279,337
Community Colleges	4,083
Recreation Department	459,920
Library	362,279
Planning Commission	29,501
Planning Department	965,510
Board of Zoning Appeals	3,023
Economic Development	207,303
Regional Planning	59,500
Industrial Development Authority	2,500
Soil and Water Conservation District	51,896
Virginia Cooperative Extension Service	102,378
Transfer to School Operating Fund	11,942,281
Transfers to Debt Retirement:	
Dedicated Personal Property Taxes	1,018,820
Additional Debt Retirement Transfer	2,160,722
Transfer to Capital Improvement Fund	0
Transfer to E-911 Fund	202,938
Transfer to Social Services Fund	491,409
Transfer to CSA Fund	439,990
Transfer to Caroline County Utilities Fund	59,619
Transfer to Milford Sanitary District Fund	11,652
Transfer to Dawn Utility Fund	81,737
Reserves	<u>50,000</u>
<b>Total General Fund Expenditures and Transfers</b>	<b><u>35,798,949</u></b>

**SCHOOLS OPERATING FUND**

The Caroline County School Division Operating Budget is hereby adopted and funds are hereby appropriated by category as follows:

**Revenue**

Local	41,000
State	22,988,278
Federal	1,109,269
County General Fund Transfer	11,942,281
Carryover of FY 2008 Funds	<u>400,000</u>

<b>Total Operating Revenues</b>	36,480,828
Special Funds Revenue	<u>2,697,787</u>
<b>Total All Revenue Sources</b>	<u>39,178,615</u>

**Expenditures**

Instruction	28,817,320
Administration/Attendance/Health	1,483,279
Pupil Transportation	2,676,149
Operations and Maintenance	3,358,242
Facilities	<u>145,838</u>
<b>Total School Operating Expenditures</b>	36,480,828
Special Funds Expenditures	<u>2,697,787</u>
<b>Total All Expenditures</b>	<u>39,178,615</u>

**SOCIAL SERVICES FUND**

The Social Services (VPA) Department Budget is hereby adopted and funds are hereby appropriated by category as follows:

**Revenues**

Local	0
State & Federal	2,058,202
General Fund Transfer	<u>491,409</u>
<b>Total Revenues</b>	<u>2,549,611</u>

**Expenditures**

Welfare Administration	1,692,814
Public Assistance	311,479
Purchase of Services	517,919
Local Only/Non-Reimbursable	2,000
Quality Initiative Grant	12,375
Pharmacy Connection Grant	<u>13,024</u>
<b>Total Social Services Fund Expenditures</b>	<u>2,549,611</u>

**COMPREHENSIVE SERVICES ACT (CSA) FUND**

The CSA Fund Budget is hereby adopted and funds are hereby appropriated by category as follows:

**Revenues**

State/Federal	892,588
General Fund Transfer	<u>439,990</u>
<b>Total Revenues</b>	<b><u>1,332,578</u></b>

**Expenditures**

Mandated Services	1,291,420
Non-Mandated Services	19,958
CSA Coordinator/Admin. Exp.	15,000
Regional Contribution	<u>6,200</u>
<b>Total CSA Fund Expenditures</b>	<b><u>1,332,578</u></b>

**OTHER FUNDS**

Budgets for other County Budgeted Funds are hereby adopted and funds are hereby appropriated as follows:

E-911 Fund	945,464
Law Library Fund	6,700
Courthouse Maintenance Fund	24,000
Tourism Fund	233,770
Debt Retirement Fund	5,397,986
General Capital Improvements	8,242,764
School Capital Projects Fund	338,000
<b><u>Enterprise Funds</u></b>	
Milford Sanitary District Fund	66,724
Caroline County Public Utilities Fund	2,863,344
Utility Construction Fund	1,992,500
Dawn Utility Fund	<u>177,837</u>
<b>Total Other Funds</b>	<b><u>20,289,089</u></b>

**Adopted this 24th 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>

*Acors            Yea*  
*Popowicz       Yea*

Chairman Thomas stated that he appreciated everyone's efforts in putting this together and everyone will be more frugal and will keep a closer eye on all line items. He said he was sure that the new Finance Director will be in touch with the Treasurer to make sure that this bumpy ride will be a little smoother. Chairman Thomas said that he also wanted to thank Davenport & Company, Staff, Treasurer and County citizens for their input and fellow supervisors for their hard work and many hours.

**NEW BUSINESS**

**10.    REQUEST FROM TOWN OF BOWLING GREEN TO CONNECT TO COUNTY SEWER LINE**

This item was removed from the agenda at the request of the Town of Bowling Green.

**11.    PROPOSED AMENDMENT OF CHAPTERS 92 AND 112 OF THE CODE OF CAROLINE (SEWERS AND WATER) TO PROVIDE FOR THE PREPAYMENT OF AVAILABILITY FEES (FIRST READING)**

Mr. Joseph Schiebel, Superintendent of Public Utilities, said that as the Board is aware, they have talked previously about allowing developers to prepay availability fees. He said the Board directed the County Attorney to develop such an ordinance, which is now before the Board. Mr. Schiebel said in there is also some additional amendment changes, which some are to clarify changes made and to make the standard even across the board. He said he does have a red line copy that he will hand out to the Board and would make it easier for the Board to see the changes provided by the County Attorney.

Chairman Thomas noted that red is what was there and blue are the changes.

Mr. Schiebel responded that was correct. He said Chapter 92 is the Sewer System and Chapter 112 is the Water System. Mr. Schiebel said that the water system includes Milford.

Mr. Schiebel went over the changes and stated that if you look at the larger of the two ordinances, which includes the water systems and the Milford System, the first thing that they are changing is the plan review fee and inspection fee. He said it used to be that they would have a \$10 application fee to review the plans and now they are changing that to match the County's at cost plus 20% to review the plans. Mr. Schiebel said this was for the developers and there is no cost to a residence when they connect to the system, unless it's through the developer.

Mr. Schiebel said that the second page is the connection and availability fees. He said this goes through where they're actually changing the availability fee to match the

County's system, which is going from the current \$2,800 to \$7,000. Mr. Schiebel said in here, they have allowed existing structures and with more Board discussion, whether to allow any recorded lot now to be able to have a six-month time frame to be able to connect at the current rate. He said they did that at the County system, which that has expired at this time and thought that the Board would wish to do this on this system as well.

Chairman Thomas asked if this was specifically the Milford System.

Mr. Schiebel responded that this one was the particular ordinance that is on the Milford System and as they continue through, it talks about the pre-payment and how the pre-payment would be done and how it would be handled and allows up to 75 connections maximum per developer. He said each of these ordinances are the same and in all three of them it changes as to whether it is the County System, the Milford System or as it relates directly to sewer and the language is changed appropriately.

Mr. Schiebel said that it goes through and also allows for anything in addition to a residential equivalent connection and how those fees will be changed. He said payment and connection of the availability fee goes through how they would do that and it also stipulates how once a permit is withdrawn, when you will actually start paying your fees. Mr. Schiebel said currently when you pull a permit and pay your availability fee, within 90 days of you pulling that permit, you automatically start receiving a sewer bill. He said they had to change that due to a three-year window of opportunity for the developers to be able to pull an availability fee and pull that permit. Mr. Schiebel said that once they have put that fee with a permit, there are time frames that they will be allotted in order for the County to start collecting revenues. He said right now if a developer builds a house, within 180 maximum days, if no one has moved in, the County automatically starts charging them the minimum water and sewer rate for that connection.

Mr. Schiebel said the next one is the plan review fees and is just a clarification and basically makes the Milford System the same as the County System, cost plus 20%.

Chairman Thomas said that they are really now including the Milford System in the availability fees and adding new users.

Mr. Schiebel responded for availability fees and connection fees. He said the connection fees are already currently the same as the County and it does not impact the current users of the system and the billing system will remain the same.

Chairman Thomas said that he wanted to make sure that it is pointed out that the systems were created for two very different purposes. He said the Milford System was low-income from a Federal Grant in the 70's and now both systems are pretty much the same.

Mr. Schiebel responded that was correct. He said Section 4 starts with the County System and the changes and is the same language that was in the Milford System. Mr.

Schiebel said that Section 6 is the same thing, which is the County System instead of the Milford System. He said Section 7 is amending the Milford System and repealing the entire structure that was there to set up for availability fees.

Mr. Schiebel said that the other one is for the sewer, Section 92. He said there are a few other additional changes. Mr. Schiebel said that on Page 1, they are adding to the County Sewer Ordinance an as-built plan requirement and this was already on the water side and they included it on the sewer side to make it more clear and create less confusion. He said the inspection fee, 92-21.1, was a clarification and was already approved by the Board and Article 5 is the availability fees and reads the same as the water for Milford and the County.

Chairman Thomas said that this was very thorough, however, he did have a quick hypothetical question, which was removed from the agenda. He said if there is a case where a development is outside of the Town of Bowling Green or Town of Port Royal, where they can provide water or sewer, would that development still be subject to these guidelines.

Mr. Schiebel responded that would be handled under a different amendment, in that the Ordinance does not allow them to service without prior approval by the Board of Supervisors.

Chairman Thomas said to clarify, that this would require a separate agreement for that particular development based upon these same guidelines or fee structure.

Mr. Schiebel responded that typically the way the Board has done that, is those fees go to the Town.

Supervisor Rozell apologized for chasing a rabbit, but they had talked about making sure that we have some reserve capacity put aside for commercial and industrial business. He said he did not want to have all of these on the block and not have any space left for business opportunities. Supervisor Rozell said that he wanted to have a reserve in place before approving this. He said that the financial impact of moving forward with this needs to be considered and it would make good sense to do some of this, however, have they looked all the way through to see if this capacity is going to be more valuable now or later.

Chairman Thomas said that Mr. Schiebel had addressed something of this nature in his presentation and asked him to elaborate on this.

Mr. Schiebel responded that they have been discussing new commercial business at staff level. He said they would like to be able to say that 20% would be left for commercial, however, if they go to a larger plant, that number may have to be re-evaluated. Mr. Schiebel said at the next meeting on July 8th, they will have the waste water treatment plant that they will be talking about again with a lot of numbers and figures to give the

Board an idea of what a big box development would provide and the impact to the County. He said that Economic Development did receive a cold call from a developer looking for 200,000 gallons a day of water and sewer and they had to pass them by because they did not have the capacity and they didn't even get the opportunity to find out what was out there because of the lack of capacity.

Supervisor Acors said that he was just wondering if it makes sense to cap, rather than say 75 pre-pay units to a developer. He said who is going to define who a developer is. Supervisor Acors said if we look at people who build homes as developers, we could allow people to prepay up to 500 - 600 connections. He said as Supervisor Rozell has said, we would then be mortgaging our future to pay for the present. Supervisor Acors said that they need to look at the numbers for developers to prepay and the Board has talked about ways to cap it. He stated that he believes that all the builders deserve an opportunity to prepay, and also believes 75 would be a good number. Supervisor Acors said these numbers will add up to a big amount of prepayments.

Chairman Thomas said that he believes this may need more work on the Board side to determine developer versus development.

Supervisor Acors stated that the purpose of the prepayment was the fact that we wanted to put this system into a position of where it would carry its own weight and they do not need to put 500 out there when 200 units will do that.

Chairman Thomas responded that he understood what Supervisor Acors was saying and that Supervisor Acors was saying that instead of 75 per development, they have 200 prepayment units that are available for prepayment and they are available to anyone.

Supervisor Sili responded that developers may not be as interested in this as the builders.

Mr. Schiebel responded that staff has had some interest.

Supervisor Popowicz said that he would not want to see this become a contest and one person get all the connections.

Chairman Thomas responded that the Ordinance as it is, the Board is going to take another reading. He said they need to work this out but if we adopt it as is, they can go back and change that 75 to whatever number.

Mr. Schiebel responded that they will be able to lay those numbers out a little better at the next meeting.

12. **PROPOSED EXPANSION OF RESOURCE SENSITIVE OVERLAY DESIGNATION TO AREAS SURROUNDING SPARTA AND FORT A. P. HILL**

**13. DISCUSSION OF POSSIBLE DEVELOPMENT OF GUINEA SUB-AREA PLAN**

Mr. Finchum stated that he would speak on both #12 and #13 of the Agenda together. He said, as the Board was aware, staff has completed the two most recent sub-area planning processes in Ladysmith and Dawn with the help of those citizen advisory committees. Mr. Finchum said that staff is also in the process of working with the County's consultant on a general update of the overall Comprehensive Plan. He said the Plan has been amended in bits and pieces over the years including the sub-area plans and they have undertaken a major rewrite of that Plan to insure consistency throughout the document.

Mr. Finchum said that based upon some interest on the County's part as well as potential impacts from our neighbors in Spotsylvania County, they are seeking input as to whether the Board of Supervisors would consider a sub-area planning process for the Guinea area of the County. He said there is some land in the western part of the County that has been subject to some industrial interest and they have talked generally about potential development of property in that area and about public water and sewer. Mr. Finchum said recognizing the interest in the area, and in talking to Supervisor Popowicz, he believes it makes good sense for the Board to undertake a sub-area process for the Guinea area to the Thornburg area within Caroline County, to look at the possibilities in that area.

Mr. Finchum stated that normally the Board member or members take part in that process along with several citizens of the area. He said although the interchange is within Spotsylvania, it is the basis of access to the county, and he has outlined in a memorandum, some options and issues related to working with Spotsylvania County and suggested that this is probably the correct process to go through before any zoning application makes it to the Planning Commission or Board of Supervisors.

Chairman Thomas said that he has spoken with Supervisor Popowicz about this and they see no reason not to move forward with this. He said he does believe they should include the Spotsylvania Board of Supervisors member representing that area. Chairman Thomas said it is the consensus of the Board to move forward with this.

Supervisor Popowicz asked Supervisor Acors to provide him with a member from LAPAC to be an advisory member and mesh with what has already been done.

Chairman Thomas asked how Agenda Item #12 would affect Mr. Stanley.

Mr. Finchum responded that this would be a starting point and would address future development within any area ultimately determined by the Board of Supervisors.

Mr. Finchum said that currently the Resource Sensitive Areas are limited to the Rappahannock River Valley Corridor. He said many of the reasons that are in that corridor also exist in other areas of the County such as prime agricultural soils, water

bodies that are worthy of some type of protection or other historical structures within the area. Mr. Finchum said they also have A. P. Hill who is a valued partner to Caroline County and the Board of Supervisors has, over the years, expressed a desire to protect A. P. Hill from encroachment. He said based upon those factors, it would seem that there are tools in the Comprehensive Plan and Zoning Ordinance that could be used to extend those standards in place to the Rappahannock River Valley and other areas of the County. Mr. Finchum said that it was suggested by staff that this might be a good first step towards evaluating these other potential areas for inclusion under that designation.

Chairman Thomas said he was sure Mr. Finchum would work with Supervisor Sili in putting together a preliminary plan and bring it back to the Board.

Mr. Finchum said that he would coordinate with Supervisor Sili.

#### **14. INFORMATIONAL/CALENDAR ITEMS**

Mr. Ashcraft stated that Mr. Schiebel has alluded to the wastewater treatment plant expansion in his presentation and he would like for the Board to come at 4:30 on July 8<sup>th</sup> to dedicate time just for this subject.

Mr. Ashcraft said that Supervisor Rozell had handed him a letter this evening from Craig Lewis, who was appointed on the REDCO Board, sincerely asking to be removed from the Board because of other commitments and this will be placed on the next agenda for a replacement.

Mr. Ashcraft said that they will be interviewing Utility Director candidates tomorrow and interviewing Finance Director candidates next week. He said they hope to make a recommendation to the Board at the July 8<sup>th</sup> meeting.

#### **CLOSING BOARD COMMENTS**

Supervisor Rozell stated that he had a constituents meeting with Caroline Pines and they would like to do something on Signboard Road and Ruther Glen Road with regards to litter control pickup. He said he would like to see if they could have the Regional Litter Control Group do this litter pickup.

Chairman Thomas stated that the landfill looks good and he appreciates everyone's efforts in keeping it clean.

#### **CLOSED MEETING**

***Supervisor Sili moved and Supervisor Rozell seconded to enter into Closed Meeting under Section 2.2-3711 (A)(5): Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or***

*expanding its facilities in the community; Section 2.2-3711(A)(6): Discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected; and Section 2.2-3711(A)(7): Consultation with Legal Counsel and Briefings by Staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.*

**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>

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.***

**Certification by 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>

## **ADJOURNMENT**

***Supervisor Acors moved and Supervisor Sili seconded to adjourn the meeting.***

**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>

  
CLERK TO THE BOARD

  
CHAIRMAN