

**VIRGINIA:**

A meeting of the Lancaster County Board of Supervisors was held in the courthouse of said county on Thursday, April 29, 2010.

Members Present: Jack S. Russell, Chair  
Ernest W. Palin, Jr., Vice Chair  
Peter N. Geilich, Board Member  
B. Wally Beauchamp, Board Member  
F.W. Jenkins, Jr., Board Member

Staff Present: William H. Pennell, Jr., County Administrator  
Jack D. Larson, Assistant County Administrator  
Don G. Gill, Planning and Land Use Director

Dr. Russell called the meeting to order at 7:00 p.m.

**PUBLIC INPUT**

None

**PRESENTATIONS**

1. Lancaster High School 2010 Girls Basketball Team – Mr. Pennell stated the Lancaster High school Girls Basketball Team had an extremely successful year during 2009-2010. The young women were runners-up in the state tournament. He read the resolution of commendation and Dr. Russell read some of their accomplishments.

Coach Webb-Fary stated that she was very excited and appreciated the Board of Supervisors recognizing the girl’s basketball team. She explained that some of the girls were attending an academic banquet. She introduced each of the girls in attendance, giving a synopsis of their role on the team. Six seniors on the team will be attending college in the fall with three continuing to play basketball at the college of their choice.

Coach Webb-Fary stated she is extremely pleased with this group of girls; they are hard workers, and have great attitudes.

Mr. Pennell read the following resolution:

**LANCASTER HIGH SCHOOL  
2010 GIRLS BASKETBALL TEAM**

**WHEREAS**, the 2010 Lancaster County High School Girls Basketball Team was the regular season and tournament champion in the Northern Neck District; and

**WHEREAS**, the 2010 Lancaster County High School Girls Basketball Team was celebrated as the Region A Championship Girls Basketball Team; and

**WHEREAS**, the 2010 Lancaster County High School Girls Basketball Team was the runner-up in the 2010 Virginia Group A, Division 2 championship final game; and

**WHEREAS**, this was the second state championship game in three years in which the Lancaster County High School Girls Basketball Team ever played.

**NOW THEREFORE BE IT RESOLVED**, that the Lancaster County Board of Supervisors commends the following members of the 2010 Lancaster County High School Girls Basketball Team; Andrea White, Ashley Ransome, Jasmine Moody, Shamerah Taylor, Kalisha Harding, Shanice Yerby, Samantha Cain, Tiara Scott, Kelvonna Clayton, Tikoya Henderson and Aleyah Davenport for their hard work and successful year; and

**BE IT FURTHER RESOLVED**, that the Lancaster County Board of Supervisors commends Lancaster County High School Girls Basketball Team Coaches; Joanne Webb-Fary, head coach, and Megan Netherton and Draper Washington, assistant coaches, for their commitment to and leadership of the basketball team.

Dr. Russell made a motion to Adopt the Resolution of Commendation to the 2010 Lancaster High School Girls Basketball Team.

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

### **VIRGINIA DEPARTMENT OF TRANSPORTATION**

1. Abandon VDOT Right-of-Way – Virginia State Highway 717 – Mr. Trapani stated the County of Lancaster recently received a request made by Mr. Lloyd B. Medlin and Mr. L. Bruce Medlin, Jr. to abandon Virginia State Highway 717 in front of their homes.

Mr. Trapani said he has not determined whether this road can be abandoned because there may be utilities located on the road. There would have to be a public hearing, and the Board would have to take action on the matter.

Mr. Pennell asked if an easement could be made in front of the property, planting grass and making the area look better.

Mr. Trapani said that making an easement is a possibility. He would have more information available for the May 27, 2010 Board of Supervisors meeting.

### **New Communication List**

Mr. Trapani stated he provided Mr. Pennell with a new communications list, as the reorganization within VDOT has begun. It has been both trying and interesting. When citizens from Lancaster County call the headquarters they will be speaking to someone at the call center in Salem, Virginia. Mr. Trapani is receiving the work requests that are generated, and he is contacting the concerned citizens.

## Primary Six-Year Plan

The Primary Six Year Plan public hearing will held on May 19, 2010 at the Central Office in Richmond. Mr. Trapani stated that Mr. Pennell has sent correspondence on behalf of the County to request consideration for a couple of small projects; one project requested was the left hand turn at VSH 3/VSH 604 Pinkardville Road and VSH 3/VSH 605 Regina Road. Mr. Trapani met with the Commonwealth Transportation Board representative, and she is aware of those locations. The Commonwealth Transportation Board is looking for small projects for the Primary Six Year Plan. It was thought that these two projects would be beneficial and that the Commonwealth Transportation Board might consider funding them. The Board of Supervisors does not need to attend the consideration meeting, as the correspondence is sufficient.

## County-wide Maintenance

Mr. Trapani stated regular maintenance consists of paving and pothole patching.

Mr. Jenkins said there are trees hanging into Millenbeck Road and that two cars cannot pass as a result. He requested that VDOT take corrective action.

Mr. Jenkins further stated that when Lee Highway Paving was paving VSH 201 and VSH 354, it was a big mess. They cannot handle the job without VDOT supervision. A different contractor is doing the line painting with no signs or people directing traffic. He requested that VDOT also take corrective action on this matter.

Mr. Pennell asked how many times VDOT would mow the primary system during this season.

Mr. Trapani stated they would mow one time for the year.

Mr. Pennell asked Mr. Trapani if he would continue to attend the monthly Board of Supervisors meeting.

Mr. Trapani said that he would as long as he is the liaison for the county.

## **PUBLIC HEARING**

1. Jacqueline Gibson – Application for Special Exception (Individual Manufactured Home)

– Mr. Gill presented an Application for Special Exception by Jacqueline Gibson to place an individual manufactured home on a 1.339-acre parcel described as Tax Map #21-85. This property is located on VSH 612 (Buzzards Neck Road) near its intersection with VSH 713 (River Ridge Road) and is in Voting District 2.

Mr. Gill said Ms. Gibson’s individual manufactured home (32’X60’ double wide) meets all of the requirements of the Zoning Ordinance Article 5-1-3 for “by right” placement EXCEPT “a roof pitch of 3.25:12 or greater” and therefore requires a special exception. The roof pitch, as stated by the applicant and verified with Clayton Homes, is only 3:12.

Mr. Gill stated this property would utilize the existing septic site and well. All front, rear and side setbacks can be met. Similar types of manufactured homes exist in this neighborhood.

Mr. Gill said this issue has been advertised and adjoining property owners notified as required by law. To date, there has been no input from adjoining property owners or other interested members of the public.

Chairman Russell opened the public hearing.

Hearing none, Chairman Russell closed the public hearing.

Mr. Palin made a motion to Approve the Application for Special Exception by Jacqueline Gibson to place an individual manufactured home on a 1.339-acre parcel described as Tax Map #21-85 located on VSH 612 (Buzzards Neck Road) near its intersection with VSH 713 (River Ridge Road).

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

2. FY 2011 Lancaster County Public Schools Budget – Mr. Larson requested that the Board hold a public hearing on the proposed FY 2011 Lancaster County Public Schools Operating Budget and School Cafeteria Budget and approve the subject budgets as submitted or modified.

Code of Virginia, §22.1-93, states, “the governing body of a county shall prepare and approve an annual budget for educational purposes by May first or within thirty days of the receipt by the county of the estimates of state funds, whichever shall later occur.” The Board has indicated their general satisfaction with the budgets at a previous meeting with members of the School Board and a work session in which Ms. Sciabbarrasi, Superintendent of School presented the budget.

**Operating Budget**

Revenues:	Approved FY 10	Proposed FY 11	Difference
State Sources	\$ 3,416,549	\$ 3,158,703	\$ - 257,846
Federal Sources	\$ 861,691	\$ 988,437	\$ 126,746
Other Funds	\$ 186,696	\$ 186,696	\$ 0
County Funds	<u>\$10,203,966</u>	<u>\$10,256,808</u>	<u>\$ 52,842</u>
Total	\$14,668,902	\$14,590,644	\$ - 78,258

Expenditures:

Instruction	\$11,190,858	\$11,138,197	\$ - 52,661
Administration	\$ 753,312	\$ 762,581	\$ 9,269
Transportation	\$ 1,115,739	\$ 1,097,624	\$ - 18,115
Ops & Maint.	\$ 1,521,598	\$ 1,398,846	\$ -122,752
Debt Service	<u>\$ 87,395</u>	<u>\$ 193,396</u>	<u>\$ 106,001</u>
Total	\$14,668,902	\$ 14,590,644	\$ - 78,258

**School Cafeteria**

Revenue

Food Sales	\$ 212,661	\$ 167,500	\$ -45,161
State	\$ 12,947	\$ 12,500	\$ - 447
Federal	<u>\$ 426,492</u>	<u>\$ 400,000</u>	<u>\$ - 26,492</u>
Total	\$ 652,100	\$ 580,000	\$ -72,100
Expenditures	\$ 652,100	\$ 580,000	\$ -72,100

Chairman Russell opened the public hearing.

Ms. Sciabbarrasi stated all schools meet state accreditation, the high school does offer dual enrollment whereas, and students can achieve an Associate Degree at the same time as their high school diploma. She said 48.65 % of high school graduates receive an advanced diploma. The Class of 2010 has post graduate plans as follows: (1) 47% will attend a four year college; (2) 27% will attend a two year college; (3) 9% will attend a trade school; (4) 7% will enlist in the military; and (5) 10% will enter the workforce. The Vocational Center offers state board certificates and industry standards certificates. She

stated the primary school asphalt parking and bus loop project has been completed, HVAC has been replaced, and all the classrooms have Smart Board. She further stated that security cameras, fire alarm and intercom systems at the middle school have been updated, and renovation of the field area (restrooms, entrance, concession stand and gate) has been completed at the high school. Also, district-wide, they are providing classrooms with 21<sup>st</sup> Century skills by upgrading Windows with the newest version of software.

Ms. Sciabbarrasi said in a 2008 Comparison by District that Lancaster County had the greatest percent of on-time graduation rate of 88% and the lowest dropout rate in regard to all students in the school at 5.6%. The on-time graduation rate is 6% higher than the state average and the dropout rate is 4.3% lower than the state average. She also stated that Lancaster County surpasses neighboring districts with 75.2% of students attending a two or four year college.

Ms. Sciabbarrasi asked the Board of Supervisors for an annual appropriation vice quarterly and that a lump sum appropriation be continued. She said they must pay Bright for each report requested to reflect quarterly appropriations. She said 75% of the budget is committed at the beginning of the year for contracts.

Mr. Jenkins asked if teachers who leave in the middle of the year before their contract expires tend to have a higher salary than the teacher hired to fill the remainder of the contract.

Ms. Sciabbarrasi said that if someone leaves middle year, which seldom happens, the new teacher's salary would likely be less, but could also be more depending on qualifications of the new teacher.

Mr. Jenkins said from past experience with the old administration a replacement would come in at a lower salary and that salary went somewhere else which was one of the reasons this board had opted for quarterly appropriations. He agreed that a large percentage of the school budget is tied to contracts, but not all of it. He stated all other

county departments have no problem working on a quarterly appropriation and that Ms. Sciabbarrasi has also achieved a high degree of efficiency and effectiveness in the school system working with quarterly appropriations.

Ms. Sciabbarrasi stated the proposed FY 2011 budget reflects a reduction of \$78,000 overall from the FY 2010 budget. They are able to do this and still fund an energy performance contract, one bus, textbook adoption, and \$85,000 that the county has previously funded for behavior aides. She also, stated that earlier in the week three teaching candidates were offered positions, and all three turned down the offer because of the salary.

Dr. Russell asked Ms. Sciabbarrasi if she believes we are not getting the best teachers because of salary.

Ms. Sciabbarrasi said he does not believe that is true; however; it does take longer and greater effort to meet staffing goals.

Dr. Russell said he agrees with Mr. Jenkins that the school budget is increasingly more efficient and effective. The School Board and the Board of Supervisors now have a great working relationship, and that was not the case a few years ago.

Mr. Jenkins stated he would prefer that the schools continue on a quarterly appropriation instead of the requested annual appropriation.

Mr. Costello stated he was happy to see both boards working together and that the budget process has become much smoother.

Being no further input, Chairman Russell closed the public hearing.

Mr. Geilich made a motion to approve the local contribution to the Lancaster County School Division Budget and Cafeteria in “lump sum” amount of \$10,256,808 for FY10-11. The budget would be funded as follows:

\$10,256,808	Local Funding
3,158,703	State Funding and Sales Tax
988,437	Federal Funding
<u>186,696</u>	Other Funds
<u>\$14,590,644</u>	Total School Budget

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

Mr. Geilich made a motion to approve the requested Lancaster County School Division Budget for FY10-11 as an annual appropriation.

Mr. Jenkins stated he still does not believe the school board has presented a good reason for the annual appropriation other than the fact that they had to pay for an additional template from Bright to get a report. The template is now in place and will not have to be paid for again.

Mr. Palin said he has knowledge first hand on how a specific report could be more helpful, rather than getting a report and needing to sift through the information to get what is actually needed.

Mr. Jenkins asked if the Board would be willing to make annual appropriations to every County department. Quarterly appropriations were put in place a few years ago and have been working. He stated he believes the Board of Supervisors needs more

information to justify why an annual appropriation would be better than a quarterly appropriation. The Board has until July 1, 2010 to approve the way the funding should be disbursed. This will give staff enough time to research the benefits, should changes be justified.

Dr. Russell stated when the Board of Supervisors decided to go to the quarterly appropriation there was a trust issue and he believes the superintendent and the school board has earned that trust.

Mr. Jenkins said he agreed that both the superintendent and school board have done a great job; however, the Board of Supervisors has set up a good system that has been effective. He is only asking that this request be studied before the Board decides to make changes.

Mr. Beauchamp asked Mr. Larson to report to the Board of Supervisors at the next budget work session meeting on the pros and cons of continuing with the quarterly appropriation versus an annual appropriation.

Mr. Geilich withdrew his motion to approve the local contribution as requested in an annual appropriation.

### **CONSENSUS DOCKET**

Motion was made by Mr. Palin to Approve the Consensus Docket and recommendations as follows:

A. Minutes for March 25, 2010, April 13, 2010, and April 20, 2010

Recommendation: Approve minutes as submitted

B. Older Americans Month

Recommendation: Adopt the Resolution

## **OLDER VIRGINIANS MONTH - May 2010**

**WHEREAS**, since 1963, the month of May has been designated by the U.S. Administration on Aging as America's special time to honor and recognize its older citizens. This year's theme is "***Live Strong! Live Long!***" which recognizes the diversity and vitality of today's older Americans who span several generations; and

**WHEREAS**, according to the U.S. Census Bureau, one out of every nine baby boomers will live to be at least age 90. In Lancaster County, the Census Bureau estimates that by the year 2020, the 65 and older set will number over 2,600 people; and

**WHEREAS**, healthy lifestyle choices can prevent or control many of the region's leading causes of death linked to smoking, physical inactivity, poor diet, chronic diseases, and alcohol abuse; and

**WHEREAS**, there is now strong scientific evidence that it is never too late for healthy lifestyle choices to positively impact the physical, emotional and mental health of older persons. Older Virginians are encouraged to make healthy lifestyle choices that will help them live strong and long in order to maintain their independence in their homes and communities and avoid institutionalization.

**NOW THEREFORE BE IT RESOLVED**, that the Lancaster County Board of Supervisors asks the citizens of Lancaster County to join in celebrating this May as Older Virginians Month. The "***Live Strong! Live Long!***" theme encourages us everyone to educate themselves about the advantages of a healthy lifestyle and to access available resources in our communities and online; and

**BE IT FURTHER RESOLVED**, the U.S. Administration on Aging, Virginia Department for the Aging, Bay Aging and Lancaster Board of Supervisors call upon this community to observe Older Virginians Month and to "***Live Strong! Live Long!***"

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

**CONSIDERATION DOCKET**

The Board considered the following items on its Consideration Docket:

1. Approval of April 2010 Salaries and Invoice Listings

Motion was made by Mr. Beauchamp to approve the salaries for April 2010 in the amount of \$210,005.83 and Invoice Listings for April 2010 in the amount of \$961,361.90.

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

\*Judicial Center Expenses \$435,508.30

2. Sheriff's Office – Security Integration System – Invitation to Bid – Mr. Pennell said Lancaster County issued an Invitation to Bid on March 10, 2010 for an Inegrated Security System Upgrade to the Sheriff's Office facilities. This bid was to replace and integrate the jail door control system and intercom system including the addition of three new cameras and one pan-tilt-zoom camera. The Board of Supervisors heard a report from Sgt. Jeffrey Haywood earlier this year and authorized the issuance of this Invitation to Bid.

Mr. Pennell stated the three respondents to the Invitation to Bid are as follows:

Esitech	\$ 95,261.00
Simplex-Grinnell	103,938.00
Cornerstone Detention Products	163,000.00

Mr. Pennell said Sgt. Haywood reviewed each of the responses to the Invitation to Bid and has determined that Esitech is capable of performing the work, is the low bidder, and has sufficient good references to lead him to believe the work will be performed satisfactorily.

Sgt. Haywood stated Mr. Pennell and Mr. Larson were helpful throughout this process, and the first part of the equipment was installed today.

Mr. Palin made a motion to Approve the award of a contract for the described equipment to Esitech (Engineered Systems and Installation Technologies) in the amount of \$95,261.00, authorize the county administrator to execute the contract on behalf of the Board of Supervisors, amend the FY10 capital improvement budget, and appropriate \$95,261.00 to accommodate payment of this contract.

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

3. Demolition of the Pierce House, 8275 Mary Ball Road and Removal of Demolition Materials, 5294 Mary Ball Road – Mr. Pennell said Lancaster County recently issued an Invitation to Bid for the demolition and removal of materials from the Pierce House, 8275 Mary Ball Road, and the remaining materials from the controlled burn of the Spence House, 5294 Mary Ball Road.

Mr. Pennell said in response to the Invitation to Bid issued by Lancaster County from this work, the following bids were received:

**Pierce House – 8275 Mary Ball Road**

Barrack Excavation - \$6,200.00  
Thomas W. Beasley, Septic Contractor - \$6,840.00  
Riverview Contracting - \$6,900.00  
TSL Property Maintenance - \$6,935.00  
Earth Resources - \$7,000.00  
Seaflor Construction - \$8,256.00  
Chesapeake Custom Builders - \$8,900.00  
J & J, Inc. - \$10,500.00

**Spence House – 5294 Mary Ball Road**

Riverview Contracting - \$900.00  
J & J, Inc. – \$1,500.00  
Chesapeake Custom Builders - \$2,100.00  
Seaflor Construction – \$2,268.00  
Earth Resources – \$2,500.00  
Barrack Excavation - \$3,100.00  
Thomas W. Beasley, Septic Contractor – \$3,120.00  
TSL Property Maintenance - \$3,275.00

Mr. Pennell stated a ninth estimate was received from a contractor, but a written request was received to withdraw the bid because of errors made in the bid documentation.

Mr. Geilich made a motion to Approve and Award a contract in the amount of \$6,200.00 to demolish and remove demolition materials from the Pierce House, 8275 Mary Ball Road to Barrack Excavation, 515 Maon Road, Farnham, Virginia and award a contract in the amount of \$900.00 to remove the demolition materials from the Spence

House, 5294 Mary Ball Road to Reverview Contracting, Post Office Box 10, Kilmarnock, Virginia. The county administrator is authorized to execute the appropriate contracts for the same.

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye

### **BOARD REPORTS**

None

### **COUNTY ADMINISTRATOR**

Mr. Pennell said the Cornerstone Celebration for the New Judicial Center will be held on Saturday, September 11, 2010 at 3:00 p.m. This will be a very historic ceremony as the Prince Hall Grand Lodge of Virginia and Grand Lodge of Virginia, an African-American group of Masons and White group of Masons respectively, will conduct the ceremony together. It is believed that this is the first time this has ever been done. He stated he met with Thomas Gale, Currie Funeral Home, who would like to create and donate the stone.

By consensus of the Board the Cornerstone Celebration for the New Judicial Center will be held on Saturday, September 11, 2010 at 3:00 p.m.

### **ADJOURNMENT**

Motion was made by Mr. Beauchamp to adjourn to May 12, 2010 at 4:00 p.m. in the General District Courtroom for a Budget Work Session.

VOTE:	Jack S. Russell	Aye
	Ernest W. Palin, Jr.	Aye
	Peter N. Geilich	Aye
	B. Wally Beauchamp	Aye
	F. W. Jenkins, Jr.	Aye