

**VIRGINIA:**

A meeting of the Lancaster County Board of Supervisors was held in the courthouse of said county on Thursday, July 30, 2009.

Members Present: Jack S. Russell, 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**

Merry Point Ferry

Charles Costello, Merry Point, commended Robert Harper and Sean Trapani, VDOT Residency Administrator for the prompt attention to correcting the signs on the Merry Point ferry. He said this is typical of the way that the staff at Brookvale has acted in the interest of the citizens of this county. They do an excellent job and he appreciates what they do.

Mr. Costello stated he believes that the hours at the ferry need to be adjusted. He suggested closing the ferry one day, probably Monday, and spreading the hours out and having earlier hours so that people can use the ferry to get to work.

Dr. Russell agreed and stated that our VDOT Brookvale staff does an excellent job for the citizens of this county.

## **PRESENTATIONS**

None

## **VIRGINIA DEPARTMENT OF TRANSPORTATION**

Mr. Trapani said they finished storm cleanup on July 29, 2009.

Mr. Beauchamp stated they had done an outstanding job and informed everyone of that at the quarterly EMS meeting. Everyone at the meeting agreed.

Mr. Trapani stated they have been surface treating numerous secondary routes throughout the county.

Mr. Trapani said sometime in the month of August paving will begin on VSH 3 from Devils Bottom Road to the Wal-Mart light on both sides of the dual highway.

Mr. Trapani said the next mowing cycle will begin in late August on both primary and secondary roads.

## **PUBLIC HEARING**

1. Acquisition of Real Property – 261 Greentown Road – Mr. Pennell said at the May 28, 2009 regular monthly meeting of the Lancaster County Board of Supervisors, authorization was given to advertise an ordinance for the acquisition of real property at 261 Greentown Road, Weems, Virginia. This a continuous of last month's unofficial public hearing to discuss condemnation of property located at 261 Greentown Road for the purpose of providing wastewater treatment for the Greentown/Gaskins Road Community Development Block Grant (CDBG) project. The property is approximately 10 acres parcel that is in an estate and has been for many years. The preliminary test shows that an in-ground mass

drainfield system with pre-treatment at that site will accommodate the 43 homes in the CDBG Project area.

Mr. Pennell state this action is believed to be a viable option for the provision of wastewater treatment services to the community known as Greentown/Gaskins Road. A \$1.2 million Community Development Block Grant was awarded to Lancaster County several years ago to resolve the water/wastewater concerns of this community.

Mr. Pennell said much negotiation has taken place with a neighboring enterprise which has wastewater treatment facilities to utilize a portion of their resources to resolve the Greentown/Gaskins Road community dilemma. Unfortunately, these negotiations have stalled and resolution does not seem to be imminent.

Chairman Russell opened the public hearing.

Dr. Russell stated he received calls from at least five citizens in support of this project.

John Paul Hanbury, who lives at 145 Levering Lane which is the south end extension of Greentown Road, stated the people in the Greentown/Gaskins Road area are in great need of this project and he stated he was in total support of the project. He said in heavy rains Church Prong is filled with raw sewage and believes it comes from the outhouses in the Greentown/Gaskins Road community which is what the citizens of this community must rely on instead of indoor plumbing. He asked about the number of houses in the plan and will the wells be kept separate.

Mr. Pennell stated there are 43 houses. He said 22 houses have no indoor plumbing and 43 in the project area with minimum plumbing and the project will

take away some of those failing and inadequate septic systems. He said the wells will be kept separate.

Mr. Hanbury said with the downhill flow he hoped this 10 acre parcel is not downhill from most of the houses that will be served. What has been done about engineering because he assumed the treatment will be within the 10 acres. He also asked if there will be separate septic systems for each house or one master system. He asked about the time frame.

Mr. Pennell said there will be one master system and where the gravity does not work - there will be pumping stations. He stated a draft Request for Proposal (RFP) is ready once action is taken by the Board of Supervisors, if approved. The RFP will be put out for an Invitation to Bid. This will be an in-ground mass drainfield system with treatment inside closed tanks.

Mr. Hanbury stated this is desperately needed for the Greentown/Gaskins Road community. He again said he was in total support of this project and hopefully this will reinstall community pride.

Chairman Russell closed the public hearing.

Dr. Russell made a motion to adopt the following ordinance authorizing the Acquisition of Real Property located at 261 Greentown Road, Weems, Virginia 22576 (Tax Map 27-202:

**ORDINANCE AUTHORIZING THE ACQUISITION  
OF REAL PROPERTY**

**WHEREAS**, the residents of the Greentown/Gaskins Road area of Lancaster County (the “area”) are in desperate need of wastewater treatment services to protect the public health, safety and welfare since many of the residences in this area have no wastewater treatment system or a failing

wastewater treatment system with the result that the public health is threatened;  
and

**WHEREAS**, Lancaster County has previously obtained a grant to provide wastewater treatment service to the area pursuant to the Virginia Community Development Block Grant (VCDBG) application dated March 22, 2005, and approved by the Virginia Department of Housing and Community Development;  
and,

**WHEREAS**, the County has made efforts to construct a wastewater treatment system to serve the residents of the area and connect such system to existing public or private wastewater treatment facilities but has determined that any such connection cannot be practically, economically or conveniently made;  
and,

**WHEREAS**, in an effort to provide wastewater treatment service for the area, the County has determined that the construction of a new system, including a mass drainfield is necessary and that, as part of such system, the acquisition of real estate is necessary upon which to construct such system and that one parcel which is required to be obtained is a parcel of real estate located at 261 Greentown Road, Weems, Virginia 22576 (Tax Map 27-202)(the “property”) upon which to construct the mass drainfield as part of the project; and,

**WHEREAS**, after due notice and advertisement, a public hearing was held on the adoption of this Ordinance.

**NOW THEREFORE, BE IT ORDAINED**, that the Lancaster County Board of Supervisors hereby finds that to promote the public health, safety and welfare of the citizens of Lancaster County, Virginia, and particularly those residents of the Greentown/Gaskins Road area of the County, it is necessary to acquire that certain parcel of real estate property located at 261 Greentown Road,

Weems, Virginia 22576 and hereby **AUTHORIZES** the acquisition of such property by purchase or by condemnation, said property to be used as part of the wastewater treatment system to be constructed for the Greentown/Gaskins Road area.

**BE IT FURTHER ORDAINED**, that an emergency is hereby declared to exist, and the County does hereby find that it is necessary and hereby declares its intent to enter upon the property and acquire the property prior to condemnation proceedings being instituted as permitted pursuant to Chapter 3 of Title 25.1 of the Code of Virginia, 1950, as amended, the owners of the property being in controversy and unknown. The compensation and value to be offered to the property owners for the property is \$46,000.00 as established pursuant to the appraisal of Allen G. Dorin, Jr., MAI, SRA, filed with the County with damages of \$0 since all of the property is being acquired.

This Ordinance shall become effective immediately.

ROLL CALL

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

2. Application for Special Exception – William G. Ehlman – Mr. Gill presented an Application for Special Exception by William G. Ehlman to place an 80 foot data antenna/pole for wireless Internet access on a 0.273-acre parcel described as Tax Map #20D-2-443. This property is zoned R-1, Residential General and is located at the intersection of VSH 1070 (Corrotoman Drive) and East High View Drive in the Corrotoman by the Bay Subdivision in District 1.

Mr. Gill stated Article 5-1-23 of the Lancaster County Land Development Code allows the placement of data antennas with a special exception. This is a

continuation of requests for special exception consideration to locate data antenna at various locations within the county to provide wireless broadband Internet access in areas lacking that capability.

Mr. Gill said there are no zoning issues with the location of this antenna/pole. The proposed location is outside the 100' Resource Protection Area (RPA) and it has the potential to serve many homes in the Corrotoman by the Bay Subdivision.

Mr. Gill stated this request has been advertised and adjoining property owners notified as required by law. To date, staff has received no input from the public.

Chairman Russell opened the public hearing.

John Copper, member of the Board of Directors for Corrotoman by the Bay stated this is great news and asked the Board of Supervisors to approve this request.

Chairman Russell closed the public hearing.

Mr. Jenkins made a motion to approve the application for special exception by William G. Ehlman to place an 80 foot data antenna/pole for wireless Internet access on a 0.273-acre parcel described as Tax Map #20D-2-443 located at the intersection of VSH 1070 (Corrotoman Drive) and East High View Drive in the Corrotoman By The Bay Subdivision in District 1.

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

**CONSENSUS DOCKET**

Motion was made by Mr. Jenkins to approve the Consensus Docket and recommendations as follows:

A. Minutes for June 25, 2009

Recommendation: Approve minutes as submitted

B. Declaration of Local Emergency – July 12, 2009 Downburst

Recommendation: Adopt and ratify the following Resolution:

**DECLARATION OF A LOCAL EMERGENCY  
SEVERE WEATHER (DOWNBURST)**

At the regular monthly meeting of the Lancaster County Board of Supervisors held on July 30, 2009, the members ratify the declaration of a local emergency declared at 7:15 p.m., Sunday, July 12, 2009:

**WHEREAS**, the Board of Supervisors of the County of Lancaster, Virginia, hereby finds as follows:

1. That due to the occurrence of severe weather (downburst), the County of Lancaster is facing a condition of extreme peril to the lives, safety and property of the residents of Lancaster County;
2. That as a result of this extreme peril, the proclamation of the existence of an emergency is necessary to permit the full powers of government to deal effectively with this condition of peril.

**NOW, THEREFORE, BE IT HEREBY PROCLAIMED** by the Board of Supervisors of the County of Lancaster, Virginia, that a local emergency now exists throughout the County of Lancaster; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that this Emergency will be declared to be over at 12:01 a.m., Sunday, August 9, 2009; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of this emergency the powers, functions, and duties of the Director of Emergency Services and the Emergency Services organization and functions of the County of Lancaster shall be those prescribed by the laws of the Commonwealth of Virginia and the ordinances, resolutions, and approved plans of the County of Lancaster in order to mitigate the effects of said emergency.

C. A.T. Wright School – Proclamation

Recommendation: Adopt the following Resolution:

**A. T. WRIGHT SCHOOL**

**WHEREAS**, the Alumni of the A. T. Wright School of Lancaster County, Virginia are planning a reunion for Saturday, September 5, 2009; and

**WHEREAS**, Alumni of the A. T. Wright School have spread throughout the world to live out their lives as role models for those generations that succeed them; and

**WHEREAS**, the A. T. Wright School was an excellent example of an institution being able to overcome challenges it faced during difficult times;

**WHEREAS**, the citizens of Lancaster County are proud of the Alumni of the A. T. Wright School.

**NOW THEREFORE BE IT RESOLVED**, that the Lancaster County Board of Supervisors proclaims September 5, 2009 as the A. T. Wright School Day in Lancaster County, Virginia; and

**BE IT FURTHER RESOLVED**, that the Lancaster County Board of Supervisors hopes the A. T. Wright School reunion allows the rekindling of old friendships and the making of new.

D. Community Services Board – Approval of a Line of Credit

Recommendation: Adopt the following Resolution:

**Middle Peninsula-Northern Neck Community Services Board  
Line of Credit**

**WHEREAS**, Chapter 781 of the *Virginia Acts of Assembly* [2009] as amended, permits Community Services Boards to establish a line of credit loan for up to three months' operating expenses to assure adequate cash flow; and

**WHEREAS**, the Middle Peninsula–Northern Neck Community Services Board requests the Boards of Supervisors of its governing counties to approve a line of credit loan of \$3,000,000. These governing counties are Essex, Gloucester, King and Queen, King William, Lancaster, Mathews, Middlesex, Northumberland, Richmond, and Westmoreland.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Lancaster County, Virginia, that a line of credit loan for \$3,000,000 requested by the Middle Peninsula–Northern Neck Community Services Board is hereby approved and may be established.

E. Community Services Board – FY10 Performance Contract

Recommendation: Adopt the following Resolution:

**Middle Peninsula-Northern Neck Community Services Board  
FY 2010 Performance Contract and Operating Budget**

**WHEREAS**, §37.2-508 of the *Code of Virginia* [1950] as amended, requires each Community Services Board to submit, to the governing body of each political subdivision that established it, an annual performance contract for community mental health, mental retardation and substance abuse services for its approval prior to submission of the contract to the Virginia Department of Behavioral Health and Developmental Services, and

**WHEREAS**, the Middle Peninsula – Northern Neck Community Services Board has put forward its proposed Performance Contract for Fiscal Year 2010, for approval by the Boards of Supervisors of its governing counties of Essex, Gloucester King and Queen, King William, Lancaster, Mathews, Middlesex, Northumberland, Richmond, and Westmoreland.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Lancaster County, Virginia, that the Performance Contract prepared by the Middle Peninsula-Northern Neck Community Services Board for Fiscal Year 2010 and presented to the Board is hereby approved and may be forwarded to the Department of Behavioral Health and Developmental Services as further required.

VOTE:	Jack S. Russell	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 July 2009 Salaries and Invoice Listings

Motion was made by Mr. Beauchamp to approve the Salaries for July 2009 in the amount of \$213,694.25 and Invoice Listings for July 2009 in the amount of \$759,687.94.

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

2. FY 2010 Appropriation Amendment #1 – Mr. Larson said first quarter appropriations having been distributed; there are four revisions that are recommended.

Mr. Larson stated the Clerk of the Circuit Court has pointed out that no funds were budgeted or appropriated for juror or jury commission compensation. The impact is to raise the annual amount appropriated for the Circuit Court from \$12,000 to \$15,300. The Treasurer has pointed out that her requirement for part-time salaries is \$5,000 vice the \$13,000 budgeted and appropriated. The impact is to lower the Treasurer’s annual appropriation from \$265,086 to \$257,086. The Sheriff has stated that he did not include the part-time salary requirement of \$20,000 for bailiffs in his budget submission believing they were funded from an “off-budget” source. The impact is to raise the annual appropriation for the Sheriff (Law Enforcement) from \$1,339,477 to \$1,359,477. Finally, the School Board, by memorandum dated June 29, 2009, requested that the appropriation for School Cafeteria be reduced from \$686,905 to \$652,100 to correspond to a revised estimate in revenues. Net total effect of these four proposed actions is to reduce the total annual planned appropriation from \$26,335,241 to \$26,315,736.

Mr. Geilich made a motion to approve the FY 2010 Appropriation Amendment #1 as submitted.

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

3. FY 2010 Out-of-Cycle Capital Improvement Request – Mr. Larson stated the Sheriff’s Department has this date submitted a request for FY 2010 capital improvement funding in the amount of \$89,429 for a security system upgrade to the correctional center.

**REQUEST WITHDRAWN BY THE SHERIFF**

4. Construction Contract for 129 Winona Drive and 491 Riverside Drive – FEMA Hazard Mitigation Grant – Mr. Pennell said following Tropical Depression Ernesto FEMA announced the availability of grant funding to elevate homes out of the flood plain. Lancaster County submitted a proposal and was awarded funding to elevate seven houses. A requirement of the program is that a general contractor be retained. After advertising and accepting bids for these houses Edison Group was selected to elevate the next two houses which are located at 129 Winona Drive and 491 Riverside Drive. The Edison Group was the lowest responsible bidder.

Mr. Pennell said Lancaster County advertised in the Richmond Times Dispatch and the Rappahannock Record. The advertisement was also posted on the County’s web page.

Mr. Pennell said bids received for 129 Winona Drive:

<u>Name</u>	<u>Bid Amount</u>
Edison Group	\$ 90,497.00
Chesapeake Custom Homes	No Bid
B & B Custom Homes & Renovation, Inc.	140,281.00

Mr. Pennell said bids received for 491 Riverside Drive:

<u>Name</u>	<u>Bid Amount</u>
Edison Group	\$110,968.00
Chesapeake Custom Homes	162,400.00
B & B Custom Homes & Renovation, Inc.	133,060.00

Mr. Jenkins made a motion to accept the bids from Edison Group and after review by the County Attorney, authorize the County Administrator to execute the contract.

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

5. Ambulance Billing Contract – Chief Hudson said the Department of Emergency Services solicited bids for Ambulance Billing and Collections Services vendors. The county received a total of 14 proposals from across the country. He and Assistant County Administrator, Jack Larson, conducted independent reviews of each proposal. Four proposals were granted an interview. Interviews with the four finalists have been conducted. After the interview process they recommend ADPI-Intermedix to serve as the new ambulance billing and collections vendor for Lancaster County.

Chief Hudson stated ADPI-Intermedix obtained current collection and revenue history information and during the interview process they provided projections and predictions that in three collection areas we will see increase revenue.

Chief Hudson said ADPI-Intermedix’s service fee is 7%. This is very competitive to the other vendors. However, they are willing to adjust the service fee on a performance based sliding scale. We will have the ability to access all patient records and the ability to track performance through a web based dedicated site. ADPI-Intermedix has a 97% client retention rate with strong references from Virginia based EMS agencies.

Mr. Beauchamp made a motion to Approve ADPI-Intermedix to serve as the new ambulance billing and collections vendor for Lancaster County and authorize the County Administrator to negotiate and execute the contract.

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

6. Construction Contract Award – New Judicial Center – Mr. Pennell stated the Lancaster County Board of Supervisors has been planning for the construction of a new judicial center to accommodate the space and security needs of the Lancaster County Courts and their ancillary services. An invitation to bid on the approved design for this project was advertised on June 7, 2009. Bids were due and were opened at 3:00 p.m. on July 14, 2009.

Mr. Pennell said the following “lump sum” bids were received on July 14, 2009:

1. David A. Nice Builders	\$3,969,000
2. Haley Builders	\$4,299,000
3. Conrad Brother	\$4,361,500
4. Raymond Key Commercial Contractors	\$4,389,000
5. Milestone Construction Services	\$4,447,000
6. Southwood Builders	\$4,494,000
7. A. D. Whitaker	\$4,555,000
8. Lougheridge Company	\$4,562,000
9. W. M. Jordan	\$4,716,316
10. L. F. Jennings	\$4,764,926
11. Oyster Point	\$4,957,000

Mr. Pennell stated Mr. Randal S. Vaughan, Architect, of Wiley and Wilson Architects, has performed a review of the low bidder and the bid document and it is his belief that David A. Nice Builders’ bid should be considered the lowest, responsible bid.

Mr. Jenkins said the county has received a report that David A. Nice Builders is capable firm and has done other projects of this scope.

Mr. Geilich made a motion to approve the following resolution of notice of award to construct the Lancaster County Judicial Center awarding the construction contract to David A. Nice Builders and authorized the County Attorney and County Administrator to execute the necessary documentation:

**NOTICE OF AWARD TO  
CONSTRUCT THE LANCASTER COUNTY JUDICIAL CENTER**

**WHEREAS**, on June 7, 2009, the Lancaster County Board of Supervisors issued an advertisement to bid on the construction of an approximate 23,000 square foot, one story building to house the Lancaster County Judicial Center; and

**WHEREAS**, the lowest, responsible bidder responding to the aforementioned advertisement to bid is David A. Nice Builders, Incorporated, 4571 Ware Creek Road, Williamsburg, Virginia;

**WHEREAS**, the David A. Nice Builders' lump-sum bid for this project is \$3,969,000.00; and

**WHEREAS**, the David A. Nice Builders' bid included a bid bond issued by the Travelers Casualty and Surety Company of America in the amount of 5% of the construction cost; and

**WHEREAS**, a review of the David A. Nice Builders' bid and corporate information by Wiley and Wilson, the project architect, indicates that the David A. Nice Builders' bid should be considered "responsible."

**NOW THEREFORE BE IT RESOLVED**, that the Lancaster County Board of Supervisors believes it to be in the best interest of the citizens of

Lancaster County, Virginia to accept the David A. Nice Builders' bid of \$3,969,000.00; and

**BE IT FURTHER RESOLVED**, that the County Administrator and County Attorney are authorized to negotiate the specific contract language for this Lancaster County Judicial Center construction project; and

**BE IT FURTHER RESOLVED**, that once the final contract language has been negotiated, the County Administrator is authorized to execute the contract on behalf of the Lancaster County Board of Supervisors in the amount \$3,969,000.00.

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

**BOARD REPORTS**

Golf Carts request - Village of Weems

Mr. Beauchamp stated he received a request from the Village of Weems requesting a public hearing which would permit golf carts and utility vehicles to be used in their community.

By consensus of the Board of Supervisors conduct a public hearing August 27, 2009.

Appointments

Mr. Beauchamp made a motion to approve two alternate appointees to the Lancaster County Wetlands Boards.

Mr. George W. Crenshaw, Jr.  
5446 Irvington Road, P.O. Box 190  
Kilmarnock, VA 22482  
804-435-0064

Mr. James C. Schmidt  
246 Beach Road  
White Stone, VA 22578  
804-436-8509

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

Dr. Russell made a motion to approve the reappointment of Joseph Curry to the Board of Directors of Bay Aging as a Lancaster County's representative for a five-year term ending on June 30, 2014.

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

**COUNTY ADMINISTRATOR**

Mr. Pennell stated he attended a summit in Charlottesville put on by Senator Warner and in the afternoon session of the summit the Richmond Department of Housing and Community Development did a presentation for stimulus grant application. The work that the Board of Supervisors and Planning District Commission had approved to do studies on the broadband capabilities in this area and he learned that nine counties are in very good position to apply for a stimulus grant due no later than 5:00 p.m. on Friday, August 14, 2009. He said the county is preparing to do so for approximately \$19 million in federal funding to build the backbone and last mile infrastructure to bring high speed

broadband to nine counties. Each region (Middle Peninsula and Northern Neck) will create its own Broadband Authorities. The Broadband Authority will consist of five members to represent each region to manage the broadband work that will be done. Both the Planning District Commission and Economic Development Partnership has recommended to the Board of Supervisors.

Mr. Pennell said he is requesting that the Board of Supervisors give him permission to advertise for a public hearing in preparation of the Broadband Authority for the regular board meeting on September 24, 2009.

Mr. Jenkins said the Authority is comprised of how many counties?

Mr. Pennell stated he is suggesting the four counties of the Northern Neck, Middle Peninsula counties will have their own.

Mr. Jenkins said Authorities have powers that no elected board can interfere with, which is a concern, however; he is not opposed to the idea because we need the broadband. Additional details of the Authority are certainly needed and hope that can be worked on before the September public hearing.

Dr. Russell asked if Lancaster was going to apply for the grant.

Mr. Pennell said yes.

Dr. Russell asked what is the difference between USDA and NTIA?

Mr. Pennell said the big difference said the USDA is mainly loans and NTIA is mainly grants. Because we are rural, we have to apply first to the USDA but at the same time that also goes to NTIA. The county does not plan on obtaining a loan because the funding is not available to pay a loan, which means the county will go after the 80% of the \$19 million grant. He said the county is hoping to use private ISPs and other

investors as the required 20% match. It is the plan for the 10 counties to make this application through the Northern Neck Planning District Commission.

Mr. Geilich asked how Authorities work.

Mr. Pennell stated he believes the Planning District Commission and other County Administrators will recommend that the Authority consist of five members, one from each county and not sure about the fifth member. Would like to have people who have some technical knowledge.

By consensus of the Board of Supervisors, authority the county administrator to advertise for public hearing at the September 24, 2009 regular board meeting.

**ADJOURNMENT**

Motion was made by Mr. Beauchamp to adjourn to the meeting.

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