

VIRGINIA:

A meeting of the Lancaster County Board of Supervisors was held in the courthouse of said county on Thursday, October 26, 2006.

Present: F.W. Jenkins, Jr., Chair
Peter N. Geilich, Vice Chair
B. Wally Beauchamp, Board Member
Jack S. Russell, Board Member
William H. Pennell, Jr., County Administrator

Others

Present: Robert Harper, Virginia Department of Transportation; Charles Costello, Friends of Lancaster County; Jack Larson, Planning/Land Use; Mark Favazza, Bill Lee, Weston Conley, YMCA; Randolph Latimore, Lancaster County School Board; Joan McBride, Rappahannock Record; Starke Jett, Northumberland Echo

Mr. Jenkins called the meeting to order at 7:00 p.m.

Mr. Jenkins made a motion to authorize the county administrator to break the contact with the current provider Single Employer Trust (SET) of the county health care insurance and further authorize the county administrator to contract with Southern Health to reinstate that healthcare policy.

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

PUBLIC INPUT

Dawn Machaffy, Department of Social Services said on behalf of many employees of Lancaster County she would like their sincere appreciation to Mr. Jenkins and Mr. Pennell who representative the county administration at a meeting to discuss the employees concerns over the county health plan. Both, Mr. Jenkins and Mr. Pennell appeared genuinely interested and listened to their concerns. She again thanked the board.

PRESENTATION

1. YMCA Budget Review – Mark Favazza, Executive Director, Northern Neck Family YMCA introduced board members, Austin Roberts, Weston Conley, and Bill Lee. Mr. Favazza said with the new facility they have seen an increase in YMCA membership. The YMCA serves men, women and children of all ages, races, abilities, incomes and religions. The Guardian Program provides financial assistant those who are unable to participate due to their inability to pay the full membership or program fees. Some of the programs offered are aquatics, martial arts, school-age after school programs, summer camp, group exercise, family movie night at the Y, health and fitness programs, and sports. Unfortunately, the YMCA was unable to submit their budget request during the FY07 budget process, therefore; they are formally requesting for \$75,000. The Board of Supervisors has already approved \$50,000 and the YMCA is requesting an additional \$25,000 for this fiscal year.

Dr. Russell made a motion to approve the additional \$25,000 for the YMCA for fiscal year 2007.

VOTE: F.W. Jenkins, Jr. Aye

Peter N. Geilich Aye
B. Wally Beauchamp Aye
Jack S. Russell Aye

VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harper stated the annual maintenance will be completed in the a few weeks including spot paving.

Mr. Harper said the Taylor’s Creek Road project is going well, however; the weather is not cooperating but they are still moving forward.

Request for a traffic signal at the intersection VSH 688/James Jones Memorial Highway and VSH 200/Irvington Road

Mr. Beauchamp stated they still have not received the traffic signal study results for the intersection of James Jones Memorial Highway/Irvington Road and that intersection is getting worse.

Speed Study Request/Town of Weems

Mr. Beauchamp asked about the status on the requested speed study in the Town of Weems.

Mr. Harper stated they have not received the speed study results yet.

PUBLIC HEARINGS

1. Application for Special Exception, Individual Manufactured Home – James Christopher Felthouse – Mr. Larson presented an application for special exception by James Christopher Felthouse to place an individual manufactured home on

property identified as Tax Map #5-29C. The subject property is off VSH 690, Norwood Church Road, near Morattico, Virginia in Voting District 1.

Mr. Larson said Mr. Felthouse wishes to place a singlewide manufactured home on the subject property. He is the contract purchaser of the property and will be required to close on the contract prior to issuance of permits. He has met all other requirements for consideration of this request.

Mr. Larson stated that advertising as required by law has been conducted and adjoining property owners individually notified of this public hearing. To date, there has been no input from either adjoining property owners or other interested members of the public.

Chairman Jenkins opened the public hearing.

Glen Brook stated he was an adjacent property owner and has concerns about the type of improvement. There are currently no mobile homes in the area and if this is approved it will lower his property value. He asked the board not to approve this request.

Mr. Geilich asked Mr. Brook when he purchased the property because his name was not listed.

Mr. Brook stated he purchased the property from Ruby Meade and it will not be changed over until January 2007.

Chairman Jenkins closed the public hearing.

Mr. Jenkins made a motion to deny the Application for Special Exception for an Individual Manufactured Home for James Christopher Felthouse.

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

2. Application for Special Exception – R. Eddie Headley, Jr. – Mr. Larson presented an application for special exception by R. Eddie Headley, Jr. to place a data antenna on property described as Tax Map #14A-2-3. The subject property is on VSH 201, White Chapel Road, Virginia in Voting District 1.

Mr. Larson said while placement of these antennas has been supported in the past as a means of extending high-speed internet access to citizens of the County, this request represent the first example of what could be a significant problem. Specifically, if approved, this antenna would be within a quarter of a mile of a competitor’s antenna at the Upper Lancaster Rescue Squad building. As more providers compete to provide service, more requests for placement of these antennas can be expected. The proposed locations will inevitably be in close proximity because the selection criteria of high ground and potential customer base will be the same. Providers advise that sharing an antenna of the type is not possible.

Mr. Larson stated adjoining property owners have been notified and advertising conducted as required by law. To date, there has been no input from either adjoining property owners or other interested members of the public.

Chairman Jenkins opened the public hearing.

Hearing no public comments, Chairman Jenkins closed the public hearing.

Mr. Jenkins made a motion to approve the Application for Special Exception for R. Eddie Headley, Jr. to place a data antenna.

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

3. Repeal Law Library Fees Ordinance – Mr. Pennell stated he received a letter from William L. Lewis, an attorney and the Chairman of the Board of Trustees of the Cooperative Law Library lodged in the Rappahannock Community College in Warsaw, advises that the Law Library will cease operations on or before December 31, 2006. Mr. Lewis asks that the Lancaster County Board of Supervisor take immediate action to suspend the collection of fees in the amount of \$4.00 from citizens filing civil cases in Lancaster County courts.

Dr. Russell made a motion to approve the following ordinance to Repeal Law Library Fees in the amount of \$4.00 per civil case filed:

REPEAL OF LAW LIBRARY FEES

Be it ordained by the Lancaster County Board of Supervisors that the ordinance entitled – **Libraries – Article II. Law Library, Section 46-26 of the Lancaster County Code of Ordinances** is hereby repealed.

A roll call vote was taken:

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

Peter N. Geilich Aye
B. Wally Beauchamp Aye
Jack S. Russell Aye

2. Expansion of a Nonconforming Use – Donahue Properties LLC – Mr. Larson said the request to expand a nonconforming use, a restaurant, to a 27-unit hotel by Donahue Properties, LLC on property described as Tax Map #34-209. This property is off VSH 3 near White Stone, Virginia and is in Voting District 5.

Mr. Larson stated this request was continued to this meeting from the September 28, 2006 regular board meeting to give the applicant time to provide additional information. Applicant advises that he is not prepared to have his request considered at this meeting and requests continuance to the November 30, 2006 regular board meeting.

By consensus of the board continue to the regular Board of Supervisors meeting on Thursday, November 30, 2006.

3. High School Wastewater Repairs – Dr. Latimore said the School Board has asked him to request of the Board of Supervisors to reallocate the additional state revenue of \$53,947.00 which was received at the end of fiscal year 2006. The school board desires to use the additional revenue to go toward the purchase of one new bus. The cost of a one new bus will be approximately \$61,000 and the additional revenue needed to purchase the bus will be taken out of the existing school operating budget.

Dr. Russell made a motion to approve the School Board Budget Amendment Request to reallocate the additional state revenue of \$53,947.00.

VOTE: F.W. Jenkins, Jr. Aye

Peter N. Geilich	Aye
B. Wally Beauchamp	Aye
Jack S. Russell	Aye

BOARD REPORTS

Appointments

Mr. Geilich made a motion to reappoint Howard Kyzer, Jr. to the Lancaster County Industrial Development Authority as a representative for District 3 for a four year term beginning November 10, 2006 and ends November 9, 2010.

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

Dr. Russell made a motion to reappoint Caroline Veney to the Lancaster County Industrial Development Authority as a representative for District 4 for a four year term beginning November 10, 2006 and ends November 9, 2010.

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

Mr. Beauchamp made a motion to reappoint Alexander McD. Fleet to the Lancaster County Industrial Development Authority as a representative for District 5 for a four year term beginning November 10, 2006 and ends November 9, 2010.

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

NN-MP Community Services Board

Mr. Geilich made a motion to appoint Joseph Curry to the NN-MP Community Services Board as Lancaster County’s representative for a three-year term beginning January 1, 2007 and ending on December 31, 2009.

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

Broadband in Lancaster County

Mr. Jenkins said the county should consider building multi-sided towers in several areas of the county on county property and lease tower space to vendors. This could be an excellent source of revenue for the county.

Mr. Pennell said he just received information pertaining to grants being offered in rural area for towers and will pursue this possibility.

Dr. Russell said this is a very profitable enterprise.

Space Needs & Assessment

Mr. Geilich asked about the space need and assessment process, because of the judge’s concerns about lack of security. Let the judges know the board is aware of the problem and working on that.

Mr. Pennell stated the judges are very cooperative and waiting on Wiley & Wilson to finalize the needs assessment they are preparing.

COUNTY ADMINISTRATOR REPORT

Mr. Pennell stated Elder Richardson will be feeding the elderly on November 18, 2006 from 2:00 – 5:00 p.m. at the Lively Ruritan Center. The board has been cordially invited to attend.

Mr. Pennell stated the Virginia cooperative Extension has invited the board to their 2006 Extension Volunteer Appreciation Program on Monday, October 30, 2006 at 7:00 p.m. at Wicomico Episcopal Church Fellowship Hall. The guest speaks will be Delegate Robert J. Wittman, District 99 Representative and George E. “Sonny” Thomas, Lancaster County Commissioner of the Revenue.

Mr. Pennell said there will be a “Dutch Treat” Legislative Reception/Dinner prior to the 2007 General Assembly to be held at Lowery’s Seafood Restaurant on January 4, 2007 at 6:00 p.m.

Town of Kilmarnock Boundary Line Adjustment

Mr. Pennell stated he just received information for the Town of Kilmarnock about the Boundary Line Adjustment and believes this issue should be handled at the regular Board of Supervisors meeting on November 30, 2006.

By consensus of the board bring the Town of Kilmarnock Boundary Line Adjustment issue to the November 30, 2006 Board of Supervisors meeting.

ADJOURNMENT

Motion was made by Mr. Beauchamp to adjourn.

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