

April 8, 2008

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday the 8th day of April, 2008; at 7:10 p.m., there were present:

William G. Fore, Jr.

Sally W. Gilfillan

Robert M. Jones

Charles W. McKay

James C. Moore

Howard F. Simpson

Lacy B. Ward

Mattie P. Wiley

Also present: Wade Bartlett, County Administrator; Sarah Puckett, Assistant County Administrator; Jonathan L. Pickett, Director of Planning and Community Development; Alecia Daves-Johnson, Planner I; Mable Shanaberger, Treasurer; Sharon Lee Carney, Director of Economic Development & Tourism; Travis Harris, Sheriff; Mabelle Eppes, Clerk of the Court; and Beverly Booth, Commissioner of the Revenue.

Chairman Fore called the meeting to order. Reverend Stanley Wesley, the Pastor of the Upper Room Ministry offered the invocation.

In Re: Public Participation

There was no one present wishing to speak.

In Re: Consent Agenda

On motion of Mr. Moore and carried:

Aye:	William G. Fore, Jr.	Nay: None
	Sally W. Gilfillan	
	Robert M. Jones	
	Charles W. McKay	
	James C. Moore	
	Howard F. Simpson	
	Lacy B. Ward	
	Mattie P. Wiley	

the Board accepted the Treasurer's Report for the month of January, 2008; the minutes of the meetings held March 11, 2008 at 3:00 p.m., March 11, 2008 at 7:00 p.m., March 18, 2008 at 5:00 p.m., and March 25, 2008 at 5:00 p.m.; Accounts & Claims; Salaries; an Erroneous Assessment for Nellie G. Hodges in the amount of \$23.55; an appropriation to the Sheriff's Department to be used to purchase up to 13 bulletproof vests, as follows:

		<u>Debit</u>	<u>Credit</u>
3-100-33010-0012	Bulletproof Vests Grant	\$4,740	
4-100-31200-6010	Sheriff Dept-Police Supplies		\$4,740

an appropriation to the Sheriff's Department to be used for personal protective equipment (three gas masks, one ballistic blanket, and 12 flash fire resistance coveralls) through a grant from the Law Enforcement Terrorism Prevention Program, as follows:

3-100-33010-0020	Law Enforcement Terrorism Prevention Program Grant	\$4,906.00	
4-100-31200-6010	Sheriff's Dept-Police Supplies		\$4,906.00

an appropriation to Animal Control to be used for uniforms through a donation from the Farmville Woman's Club, as follows:

3-100-18990-0003	Miscellaneous-Gifts & Donations	\$ 474.00	
4-100-36100-6011	Animal Control-Uniforms & Wearing Apparel		\$ 474.00

and an appropriation to the Clerk of the Circuit Court in the amount of \$780.00 in Technology Trust Funds to be used for DSL service, as follows:

3-100-23000-0080	Technology Trust Funds – Clerk		\$ 780.00
4-100-21600-5880	Technology Trust Funds – Clerk	\$ 780.00	

January 2008

Fund balances were as follows:

General Fund-----	\$ 121,586.32	
General Fund Reserved for Investment-----	10,787,955.72	
		10,909,542.04 *
Prince Edward Community Development Fund-----	0.00	
Industrial Development Authority Fund-----	714,744.50	
Recreation Fund Reserved for Investments-----	25,573.23	
Forfeited Assets Fund Reserved for Investment-----	159,643.26	
School Capital Projects Fund—VPSA-----	28,987.72	
School Capital Projects Fund—QZAB01-----	15,690.82	
Underground Storage Tank		
Liability Fund Reserved for Inventory-----	20,000.00	
Economic Development Fund-----	10,000.00	
Board of Public Welfare Special Account-----	2,164.10	
Piedmont ASAP Fund-----	189,868.78	
School Fund-----	0.00	
Landfill Construction Fund-----	530,450.44	
PCS Fund-----	290,084.40	
Revenue Sharing Fund-----	(71,634.14)	
Retirement Benefits Fund-----	13,610.00	
School Capital Projects Fund—QZAB02-----	696,121.76	
DARE Donations Fund-----	5,371.45	
School Cafeteria Fund-----	225,518.69	
		\$13,765,737.05

Cash accounts were as follows:

Cash in Office-----	1,000.00
Cash in Banks-----	885,899.60
Warrants Payable (School Fund)-----	0.00
General Fund Investments-----	10,787,955.72
VPSA Investments-----	28,987.72
QZAB01 Investments-----	15,690.82
Underground Storage Tank Fund-----	20,000.00
Recreation Fund Investments-----	25,243.23
QZAB02 Investments-----	696,121.76
Landfill Construction Fund for Investment-----	430,450.44
Forfeited Asset Fund for Investment-----	159,643.26
Industrial Development Authority Fund for Investment-----	714,744.50
	\$13,765,737.05

*Of this \$10,909,542.04 in the General Fund, \$6,058,314.79 is encumbered for:

Transfers to:	
School Fund	\$ 4,126,332.30
VPA Fund	267,252.72
Economic Development Fund	1,300,000.00
Debt Obligations	364,729.77
Total	\$6,058,314.79

This leaves an unencumbered balance of \$4,851,227.25 in the General Fund.

STATEMENT OF DEPOSITORY BALANCES

Balances as of January 2008:

Checking Accounts:

Benchmark Community Bank	156,162.45	
Wachovia Bank	199,538.44	
BB&T	2,296,612.28	
Bank of America	291,630.73	
		\$2,943,943.90

Investment Accounts:

Benchmark Community Bank	749,315.66	
Wachovia Bank	200,000.00	
Citizens Bank & Trust Company	535,000.00	
BB&T	5,184,658.34	
Planters Bank & Trust	700,000.00	
Mentor Investments	158,961.19	
SNAP (State Non-Arbitrage Plan)	28,987.72	
Bank of America	3,263,870.24	
		\$10,820,793.15

BOARD OF SUPERVISORS

News & Advance	Advertising	114.26
Business Card	Meals	156.20
Walmart	Meeting refreshments	45.26

COUNTY ADMINISTRATOR

Atwork Personnel Services	Clerical support	860.40
Business Card	Postage-9.60	
	Fees-13.43	23.03
AT&T	Phone	166.25
Moonstar BBS	DSL	95.00
Embarq	Phone	467.73
U.S. Cellular	Phone	74.62
Diamond Springs	Office supplies	15.45
Key Office Supplies	Office supplies	196.51
Walmart	Office supplies	67.09
Farmville Herald	Subscription (1 year)	38.00
Thompson Publishing Group	Subscription (1 year)	428.50
Virginia Municipal League	Update renewal (1 year)	25.00

COMMISSIONER OF REVENUE

Business Data of Virginia, Inc.	Postage-5,015.12	
	Processing property forms-1,600.00	6,615.12

AT&T	Phone	58.52
nTelos	Internet	19.95
Embarq	Phone	202.35
Commissioners of the Revenue		
Association of Virginia	Training	300.00
Key Office Supply	Ink cartridge	72.00

TREASURER

Key Office Supply	Printer maintenance contract-326.00	
	Office supplies-1,963.32	2,298.32
Farmville Herald	Advertising	78.00
AT&T	Phone	132.07
Embarq	Phone	223.88
Pitney Bowes Financial Service	Equipment lease	993.00

INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Travel expense	375.00
BAI Municipal Software	Technical support	7,167.00

REGISTRAR

AT&T	Phone	43.14
Embarq	Phone	144.14

CIRCUIT COURT

Elizabeth Allen	Juror	30.00
Frances M. Arehart	Juror	30.00
Susan Bagby	Juror	30.00
Elizabeth Robb Breen	Juror	30.00
Annie Mae Brown	Juror	30.00
James W. Cowl	Juror	30.00
Barbara Williams Daniel	Juror	60.00
Martha Dorrill	Juror	30.00
Brenda M. Eanes	Juror	30.00
Donald B. Gilliam	Juror	60.00
Crawleigh B. Hall	Juror	60.00
Estle William Hannah	Juror	60.00
Hazel Harrison	Juror	60.00
Diane D. Hendricks	Juror	30.00
Robert T. Herdegen	Juror	30.00
Patricia M. Horn	Juror	60.00
Paula T. Hornstein	Juror	60.00
Barry Kim Jones	Juror	30.00
George R. Jones, Jr.	Juror	30.00
Mildred Jones	Juror	60.00
James L. Lyttle	Juror	30.00
David E. Marion	Juror	30.00
Joy D. Martin	Juror	30.00
Ellen Masters	Juror	30.00
Janet B. McCraw	Juror	30.00
Arlene W. Oliver	Juror	60.00
Donald A. Parr	Juror	60.00
Pamela T. Venable	Juror	60.00
Davie Wayne Wallace	Juror	30.00
Lonnie Watson	Juror	60.00
AT&T	Phone	54.74
Embarq	Phone	161.53

<u>GENERAL DISTRICT COURT</u>		
AT&T	Phone-Juv. Prob.-140.67	
	Phone-J&D-115.33	
	Phone-Gen. Dist. Court-134.66	390.66
Embarq	Phone-J&D-101.65	
	Phone-Juv. Prob.-105.09	
	Phone-Gen. Dist. Court-299.60	506.34
U.S. Cellular	Phone	37.31
Key Office Supply	Rubber stamps-61.90	
	Copier maintenance contract-695.00	756.90
<u>SPECIAL MAGISTRATES</u>		
AT&T	Phone	95.30
Embarq	Phone	86.62
<u>CLERK OF THE CIRCUIT COURT</u>		
AT&T	Phone	114.70
Embarq	Phone	274.55
<u>LAW LIBRARY</u>		
Embarq	Phone	32.56
<u>COMMONWEALTH'S ATTORNEY</u>		
Pitney Bowes Financial Service	Equipment lease	105.87
AT&T	Phone	209.29
Kinex Networking Solutions	Internet	49.95
Embarq	Phone	281.13
Shred-It	Professional service	42.00
<u>VICTIM WITNESS ASSISTANCE PROGRAM</u>		
Cindy Sams	Mileage	164.90
AT&T	Phone	47.68
Key Office Supply	Office supplies	212.05
Embarq	Phone	44.15
<u>SHERIFF</u>		
Crossroads Ford of Virginia	Radio installation-1,858.47	
	Credit memo-(159.04-)	1,699.43
Robby Franklin	Radio cable	22.43
Business Card	Auto registrations-15.00	
	Meals-29.51	
	Lockers-319.98	364.49
East End Motor Company, Inc.	Battery-112.70	
	Wiper blades-25.60	
	Wrecker service/antifreeze-137.99	
	Oil change-37.85	314.14
Virginia Communications	Radar cables	222.00
Setina Manufacturing Company, Inc.	Partition transfer kit	150.38
AT&T	Phone	613.69
Carrington's Music	Razor phone	19.95
Embarq	Phone	472.90
Embarq Communications, Inc.	Phone	23.89
US Cellular	Phone	767.10
Sonya Walker	Meeting refreshments	20.88
Diamond Springs	Office supplies	57.15

Key Office Supply	Office supplies-171.36	
	File cabinet-119.99	291.35
Staples Business Advantage	Printer ink/foam cups-230.65	
	Printer ink/file folders-360.48	
	File dividers/paper-201.80	792.93
Southern Police Equipment Company	Leg irons/handcuffs-390.50	
	Badge-52.75	
	Handcuff case-18.99	462.24
USA Mobility Wireless, Inc.	Pager rental	118.59

RICE VOLUNTEER FIRE DEPARTMENT

C. W. Williams	Air horn repair kit-31.28	
	Hood & gloves-563.08	
	Bulbs-22.90	617.26
Farmville Auto Parts	Anti-freeze & oil	126.54
Fire & Safety Equipment Company	Gloves	40.00
Key Office Supply	Office supplies	35.58
M&W Fire Apparatus, Inc.	Gloves & hoods	1,235.12
Price Supply Company, Inc.	Commodos (4)	1,033.92
Shanaberger & Sons	Chain	40.00
Embarq	Phone	89.26
Taylor-Forbes Equipment Company	Oil	6.00
VFIS	Commercial excess insurance-187.00	
	Package insurance-2,430.00	2,617.00
Dominion Virginia Power	Electric service	253.53
Southern Emblem Company	Emblems	236.00

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

Darlington Heights Volunteer		
Fire Department	Training books	261.60
Elecom, Inc.	Radio battery/antenna-155.26	
	Radio repairs-126.85	
	Moving base station-1,018.26	1,304.37
Ellington Energy Service	Propane-924.47	
	Repair unit heater-152.92	1,077.39
Farmville Auto Parts	Anti-freeze-20.98	
	Batteries-198.28	219.26
Farmville Wholesale Electric	Ballasts	101.05
Fire & Safety Equipment Company	Gear bag/gloves/hood	130.00
Lumber Yard, Inc.	Closet door-128.00	
	Slide bolt-2.83	
	Drywall sanding screen-3.03	133.86
Planters Bank & Trust	Loan payment	501.50
Southside Electric Cooperative	Electric service	224.05
Verizon	Phone	73.10

PAMPLIN VOLUNTEER FIRE DEPARTMENT

AT&T	Phone	42.15
Foster Fuels, Inc.	Propane	779.87
M&W Fire Apparatus, Inc.	Assault gear pants-612.32	
	Hoses-1,024.62	1,636.94
Pamplin Volunteer Fire Department	Fuel	796.02
Verizon	Phone	104.52
Dominion Virginia Power	Electric service	297.98

MEHERRIN VOLUNTEER FIRE DEPARTMENT

Chesterfield Insurers	Insurance	8,546.00
Commtronics of Virginia	Antenna & charger	273.99
Safe Air Systems, Inc.	Service SCBA compressor	565.00
Roy C. Jenkins, Inc.	Propane-604.55	
	Gas-150.88	
	Diesel-954.81	1,710.24
Jack L. Slagle Fire Equipment	Fire hose	367.36
US Cellular	Phone	155.56
Verizon	Phone	125.59
Dominion Virginia Power	Electric service	237.57

PRINCE EDWARD FIREFIGHTERS ASSOCIATION

Prince Edward Area Firefighters Association	Air van	59,900.00
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EMERGENCY SERVICES

Timmons Group	System maintenance	525.00
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BUILDING OFFICAL

East End Chevron	Oil change	24.44
Coy Leatherwood	Meals/meeting registration	36.14
US Cellular	Phone	37.31

ANIMAL CONTROL

Blue Tarp Financial, Inc.	Repair runs	34.74
U.S. Cellular	Phone	74.62
Walmart	Dog food-75.42	
	Boots-39.83	115.25

BIOSOLIDS MONITORING

U.S. Cellular	Phone	37.31
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REFUSE DISPOSAL

Resource International	Miscellaneous work tasks-968.00	
	Storm water permit compliance-116.00	
	Cell D Construction documents-5,240.37	6,342.37
Wright's Excavating	Operating scalehouse-240.00	
	Landfill operation-42,187.50	42,427.50
Blue Tarp Financial, Inc.	Shovel	38.01
C & L Machine & Welding	Modify two compactors	1,685.00
Luck Stone Corporation	Gravel	2,917.57
Sherwin Williams Company	Paint for recycle box	109.95
Southern States	Rubber strap/gloves	22.43
Dave M. Walker	Cleaning box site	250.00
Walmart	Bug spray	11.82
Arena Trucking Company	Trash collection	274.00
Emanuel Tire of Virginia	Tire recycling	2,831.31
AT&T	Phone	150.55
Ranson's, Inc.	Phones (Green Bay, Darl. Hts)	29.98
Embarq	Phone	199.62
Verizon	Phone	110.67

SANDY RIVER RESERVOIR

Draper Aden Associates	Financial analysis-253.75	
	Intake/pump facility-6,000.00	

	SRR water supply plan-6,380.00	
	Water main extension to HSC-2,800.00	15,433.75
	<u>GENERAL PROPERTIES</u>	
Servicemaster	Monthly contract	4,875.83
Dunnavant Excavating & Grading, Inc.	Repair water leak – Ag Bldg	6,500.00
Southside Electric Cooperative	Pamplin site-150.90	
	SRR lights-33.03	183.93
Dominion Virginia Power	Animal shelter-243.37	
	Roy Clark monument-17.54	
	Leachate pump-96.95	
	Scalehouse-91.73	
	Shop-55.75	
	Cell C pump station-16.56	
	Moore building-168.55	
	Green Bay site-63.53	
	Sheriff Department shed-5.50	
	Worsham Clerk office-155.82	
	Worsham site-84.15	
	Prospect site-81.57	
	Landfill site-64.94	1,145.96
AT&T	Phone	33.37
Embarq	Line to hospital-7.97	
	Phone-63.16	71.13
U.S. Cellular	Phone	136.64
Blue Tarp Financial, Inc.	Bolts/nuts/fasteners-49.35	
	Weatherstrip-23.01	
	Garden hose nozzle-4.50	
	Work gloves-10.77	87.63
Arcet Equipment Company	Safety glasses	9.77
C & L Machine & Welding	Fan motor	28.90
Diamond Springs	Office supplies	55.40
Farmville Wholesale Electric	Ballast	79.50
OK Termite & Pest Control	Exterminating service	150.00
Sherwin Williams Company	Paint-45.56	
	Cabinet stain-73.86	
	Steel wool/trim-15.23	134.65
Taylor-Forbes Equipment Company	Oil for mower-47.28	
	Tune mower motor-16.26	63.54
Walmart	Batteries/glue	20.12
	<u>CANNERY</u>	
Southside Electric Cooperative	Electric service	44.41
AT&T	Phone	33.37
	<u>COMPREHENSIVE SERVICES ACT</u>	
Centra Health	Professional services	24,976.00
Crossroads Services Board	Professional services	2,810.00
Family Preservation Services	Professional services	5,525.00
Juanita Fisher	Foster care	230.00
Grafton School, Inc.	Professional services	12,662.25
Heartland Family Counseling	Professional services	2,530.00
Christy Johnson	Foster care	431.00
Brittany Jones	Foster care	696.00
Lakeisha Lawson	Foster care	862.00

Ernestine Lee	Foster care	862.00
Presbyterian Home & Family Services	Foster care	3,122.81
Angela Uhrich	Foster care	1,661.00
VSDB	Professional services	1,905.89

PLANNING

Samuel Coleman	Commission meeting	111.64
Donald Gilliam	Commission meeting	119.40
Jack Leatherwood	Commission meeting	100.00
Robert Christopher Mason	Commission meeting	108.73
James Robert Wilck	Commission meeting	100.00
Robert M. Jones	Commission meeting	104.85
Business Card	Postage-129.72	
	Meeting registration-175.00	304.72
US Cellular	Phone	74.62
Jonathan Pickett	Mileage	454.11
U.S. Cellular	Phone	75.28
Korman Signs	Zoning signs	221.40
Watson & Duggan, PLC	Copies	30.00

ECONOMIC DEVELOPMENT

AT&T	Phone	67.18
Embarq	Phone	184.19
Business Card	Meeting registration-165.00	
	Meals-47.39	
	Postage/UPS-214.09	
	Books-54.84	481.32
Key Office Supply	Office supplies	24.16

DEBT SERVICE

Rural Development	Courthouse loan	16,626.00
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FORFEITED DRUG ASSETS

Crossroads Ford of Virginia	08 Crown Victoria	22,654.70
Law Enforcement Associate	Bodywire USB Port	69.95

DARE FUND EXPENSES

Creative Product Sourcing	Pencils/bookmarks/mugs-137.23	
	Balloons-14.00	151.23
Tee's Plus	T-shirts	1,212.12

RETIREMENT BENEFIT FUND

Vicki K. Johns	Retiree benefit	959.00
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REVENUE SHARING FUND – VDOT

Draper Aden Associates	Via Sacra design	3,300.00
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PIEDMONT COURT SERVICES

Dominion Virginia Power	Electric service	143.67
AT&T	Phone	322.18
Embarq	Phone	232.29
Sheena Franklin	Mileage	64.02
Mildred's Meals	Meals	119.83
Pitney Bowes Financial Services	Equipment lease	2.44

<u>PCS SUPERVISION FEES EXPENDITURES</u>		
SRP Corporation, LLC	Rent	1,550.00
Page Hardy	Cleaning service	120.00
<u>ADDENDUM BILL LIST</u>		
<u>BOARD OF SUPERVISORS</u>		
Farmville Herald	Advertising	1,735.54
Richmond Times Dispatch	Advertising	1,660.60
Howard F. Simpson	Mileage-214.37	
	Meals-33.00	247.37
<u>COUNTY ADMINISTRATOR</u>		
Atwork Personnel Services	Clerical support	478.00
U. S. Postal Service	Postage for meter	1,000.00
VITA	Pager rental	16.36
Business Data of Virginia	Software	59.95
Farmville Printing	Envelopes & supplies	303.90
Town of Farmville	Gas	121.98
Review Publications	Local government directory	65.95
<u>COMMISSIONER OF REVENUE</u>		
VITA	Online service	125.38
Central District Commissioner Of Revenue's Association	Dues	25.00
<u>TREASURER</u>		
VITA	Online service	125.38
ESI of Virginia, Inc.	Relocate stations	118.75
Farmville Printing	Envelopes	397.00
<u>INFORMATION TECHNOLOGY</u>		
Business Data of Virginia, Inc.	Travel expense-125.00	
	Monthly contract-2,800.00	2,925.00
ComputerPlus Sales & Service	Maintenance contract	270.00
<u>REGISTRAR</u>		
VITA	Online service	3.25
<u>SPECIAL MAGISTRATES</u>		
VITA	Pager rental	16.36
<u>CLERK OF THE CIRCUIT COURT</u>		
Whitecom Systems	Checked alarm system	315.00
Kinex Networking Solutions	DSL	899.40
Farmville Printing	Business cards	49.00
Brown's River Bindery, Inc.	Deed books	7,989.00
<u>LAW LIBRARY</u>		
Matthew Bender & Company, Inc.	Annual code service	59.35
<u>COMMONWEALTH'S ATTORNEY</u>		
U. S. Postal Service	Box rent	104.00
Key Office Supply	Office supplies	25.79

SHERIFF

Crossroads Ford of Virginia	Install scanner antenna-159.20	
	Install camera assembly-338.72	497.92
Haley of Farmville, Inc.	Repair circuit	158.40
Kenbridge Tire	Calibration	60.00
Newman Tire Company, Inc.	Tires	243.66
Walmart	Car battery charger-64.72	
	Ammunition & photo developing-204.85	269.57
Stuart Raybold	Postage	17.97
Kinex Networking Solutions	DSL	124.85
Kevin Randolph	Training per diem	161.00
Farmville Printing	Copies & envelopes	248.00
Town of Farmville	Gas	8,061.57
DMV	ID cards	20.00
Sirchie Finger Print Labs	Fingerprint supplies	187.56
Southern Police Equipment Company	Personal protection equipment-800.00	
	Shoes-69.03	869.03
Town Police Supply-Richmond	Ammunition	1,395.58
Coast to Coast Solutions	Barricade tape	140.00

REGIONAL JAIL & DETENTION

Piedmont Regional Juvenile Detention Center	Juvenile detention	11,100.00
Piedmont Regional Jail	Inmate per diem	4,262.50

BUILDING OFFICIAL

Town of Farmville	Gas	322.72
Treasurer of Virginia	Jan-Mar permit levy	268.59

ANIMAL CONTROL

Haley of Farmville, Inc.	Oil change	48.97
Town of Farmville	Gas	726.43
VITA	Pager rental	16.36
Ray Foster	Titer vaccination	25.00
Victoria Horn	Titer vaccination	25.00

BIOSOLIDS MONITORING

Manuel H. Toombs, Jr.	Internet	24.67
Town of Farmville	Gas	404.14

REFUSE DISPOSAL

Countryside Homes of Farmville	Gate entrance holes	250.00
Farmville Auto Parts	Grease fittings-6.34	
	Anti-freeze & oil-25.66	32.00
Rod & Staff Welding	Metal	24.90
O. O. Stiff, Inc.	Monthly service	671.75
Jimmy's Service Center	Wheel cap & fitting	142.15
Newman Tire Company, Inc.	Flat repairs	63.57
Town of Farmville	Gas	2,632.64

GENERAL PROPERTIES

O. O. Stiff, Inc.	Monthly service	100.00
ThyssenKrupp Elevator	Quarterly maintenance contract	1,846.20
Southside Electric Coop	Virso site	159.60
Dominion Virginia Power	Industrial park-62.07	

	Lights at Rice-65.91	127.98
Embarq	Phone	8.08
Wilco, Inc.	Janitorial supplies	1,087.40
VITA	Pager rental	33.62
Luck Stone Corporation	Rock dust (CH brick)	9.63
Rod & Staff Welding	Metal	117.40
Cintas Corporation #524	Uniform rental	433.00
Shanaberger & Sons	Chain/sharpening set	49.35
Sherwin Williams Company	Maintenance supplies	47.19
Farmville Auto Parts	Power steering fluid-2.20	
	Anti-freeze-11.90	14.10
Newman Tire Company, Inc.	Front end alignment	47.20
Town of Farmville	Gas	663.19

COMPREHENSIVE SERVICES ACT

Sabur Latrind Abdus	Foster care	360.00
Cumberland Hospital	Professional services	15,557.35
Elk Hill	Professional services	3,446.31
Presbyterian Home/Family Services	Foster care	3,255.00
Angela Uhrich	Foster care	2,298.00
Walmart	Foster care	150.00
Whisper Ridge-Charlottesville	Professional services	2,835.00
Kathy Bandy	Foster care	2,349.60
Mable Shanaberger	Administrative fee	150.00

PLANNING

Alecia Daves-Johnson	Mileage-79.74	
	Meals-9.21	
	Gas-12.45	101.40
Farmville Auto Parts	Battery	92.95
Farmville Herald	Advertising	78.00

ECONOMIC DEVELOPMENT

Pearson Equipment Company	Tree removal-Industrial Park	250.00
U. S. Postal Service	Box rent	104.00

CAPITAL PROJECTS

Ferguson Enterprises, Inc.	PVC pipe	324.32
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PIEDMONT COURT SERVICES

Sharon Gray	Mileage	125.11
Connie Stimpson	Mileage	51.69
Ashley Hricko	Mileage	98.92
Brittany Layne	Mileage	457.34
Renee T. Maxey	Mileage	102.00
Rebecca Moss	Mileage	107.67
Buckingham Beacon	Subscription	20.00

PCS DRUG TESTING FEES

Kroll Laboratory	Drug testing	93.42
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In Re: Highway Matters

No VDOT representative was in attendance and no discussion occurred regarding highway matters.

In Re: Prince Edward County School Board – Announcement of Nominees

Supervisor Moore introduced Mrs. Bertha Shepperson, District 301 Chair. Mrs. Shepperson announced that Mrs. Harriett Fentress wishes to continue to serve on the School Board representing District 301.

Chairman Fore said he spoke with Mr. Carl Blessing, District 501 Chair, who stated Mr. Russell Dove wishes to continue to serve on the School Board representing District 501.

No other nominees were presented.

Chairman Fore said a public hearing will be held during the May Board meeting on the School Board nominees for Districts 301 and 501, as presented by the Citizen Committees.

In Re: Transfer of Industrial Park Parcels to Industrial Development Authority

Sharon Carney, Director of Economic Development & Tourism, said in April of 2007, the Board of Supervisors gave formal approval to timber approximately 44 acres at the Prince Edward County Business Park with the ultimate intention of developing part of the raw land into approximately three industrial sites. She said the harvesting of timber is complete.

Mrs. Carney said in January 2008, the Board of Supervisors approved a resolution and grant application to the Virginia Tobacco Indemnification and Community Revitalization Commission in the amount of \$193,510 to assist with the engineering and development costs of three industrial sites at the Prince Edward County Business Park. The grant application outlined the scope of work to consist of approximately 25 acres for three “ready-to-go” industrial sites at a projected cost of \$762,000. She added funding awards by the Virginia Tobacco Indemnification and Community Revitalization Commission will take place April 29, 2008.

Mrs. Carney said on March 28, 2008, the Industrial Development Authority (IDA) awarded an engineering contract for \$57,794 to Hurt & Proffitt from Lynchburg to begin necessary engineering for the development of three “ready-to-go” industrial sites - sites #7, #10, and #12.

Mrs. Carney said the Industrial Development Authority requested the Board of Supervisors transfer the 25 acres +/- to the IDA. She said this procedure has been followed for past development at the Business Park, and allows the Board of Supervisors to maintain control of development and the sale of property.

A motion was made by Mr. Simpson to authorize a public hearing for the transfer of 25 acres +/- to the IDA for the May 13th, 2008 meeting. The motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Request for Commonwealth Regional Council Assistance from Moton Museum

Mrs. Sharon Carney requested Board approval to seek grant writing assistance from the Commonwealth Regional Council (CRC) for the R. R. Moton Museum. The Museum wishes to pursue funding from the Save America’s Treasures program through the National Park Service and the Special Projects or Economic Development programs of the Tobacco Commission. The CRC has provided similar assistance to the Moton Museum in the past, and the cost has historically been an allowable grant expense or borne by the Museum, and there is no cost to the County.

Mr. Moore made a motion to approve the request from the R. R. Moton Museum to seek grant writing assistance from the Commonwealth Regional Council. The motion carried unanimously:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: YMCA Day

On motion of Mr. Simpson and carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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the Board of Supervisors unanimously adopted the following Resolution declaring the second Saturday in May as YMCA Day.

A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE
COUNTY OF PRINCE EDWARD, VIRGINIA

YMCA DAY

WHEREAS, the County of Prince Edward recognizes the Southside Virginia Family YMCA as an asset to the youth, teens, adults and seniors of Prince Edward County; and

WHEREAS, the YMCA has a commitment to Character Development and the mission *of putting Christian principles into practice through programs that build a healthy spirit, mind and body for all*; and

WHEREAS, the YMCA is open to all, and will continue to work diligently to raise the necessary funds through an annual support campaign that will provide financial assistance to all those that demonstrate a need; and

WHEREAS, the YMCA, in accordance with the national Activate America Initiative, will provide programs and services to actively engage all members of our community, with the goal of decreasing the youth obesity epidemic and increasing the wellness level for everyone;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Prince Edward does hereby establish the second Saturday in May as YMCA Day for Prince Edward County.

In Re: County Administrator's Report

Mr. Wade Bartlett, County Administrator, thanked all department directors and Constitutional Officers for their assistance with the budget. He said Mable Shanaberger and Beverly Booth were very

helpful with the history, and that some of the duties were being moved between the Treasurer's office and the County Administrator's office in conjunction with the auditors' report.

Mr. Bartlett said the Request for Qualifications for a Special Audit that had been advertised returned no responses, and requested authorization to contact at least three auditing firms directly to secure an auditing contract.

On motion of Mr. Moore and carried unanimously:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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the Board approved authorization for Mr. Bartlett to contact auditing firms to secure an auditing contract.

Mr. Bartlett said Mr. James Ennis, County Attorney, had not yet received all of the information necessary from the Town of Farmville regarding the boundary adjustment request. The Board pack included a letter from the architect regarding the costs associated with the library. He said the total cost estimate has not been presented to the Library Committee, and the County is waiting for final construction cost estimates prior to scheduling further joint Library Committee meetings. Mrs. Gilfillan suggested the Board consider a Citizen Committee to assist with planning of the library.

Mr. Bartlett then said he was pleased to report that Hampden-Sydney College and Prince Edward County have reached a verbal agreement on connecting the proposed Prince Edward County Highway 15 South waterline to the Hampden-Sydney water tank. He added both Hampden-Sydney and Prince Edward County envision this to be just the beginning of a collaborative partnership focused on fostering and managing the future growth along the Route 15 South corridor.

In Re: Public Hearing – Rezoning Request of John Janson and Kanak Amin

Chairman Fore announced this was the day and time set for a public hearing on the request of John Janson and Kanak Amin to rezone from R-2, General Residential, to C-1, General Commercial, that portion of the property of Earl and Janice Fariss presently zoned R-2. The purpose of the request is to allow for the construction of a Holiday Inn Express on the property.

Mr. Jonathan Pickett, Director of Planning & Community Development, said the County Planning Commission held a public hearing on the request on March 18, 2008, at which several residents of the Crestview Subdivision spoke in opposition. The Planning Commission voted to recommend approval of the request with conditions. He said that staff recommends approval of the request with the following conditions:

- 1) The rezoned property be used only for a motel or hotel.
- 2) The buffer area will be at least 15 feet wide consisting of one row of large evergreen trees and one row of small evergreen trees. (Type C Buffer in County Zoning Ordinance, or better)
- 3) A walkway path be placed around the perimeter of the property for use by guests and the neighborhood.
- 4) Any elevated signage will be placed on the town portion of the property adjacent to South Main Street. Any signage on the county portion of the property will be monument style.
- 5) Lighting on the property be shielded and focused inward, to minimize the impact on adjoining properties.
- 6) A dumpster location to be positioned and collection service hours set so as to minimize noise.
- 7) The structure will not exceed the height of four floors plus roof.
- 8) Work with VDOT and the Town regarding easements and real estate necessary to properly improve intersection.

Mr. Pickett said the preliminary site plan does not include an additional entry from Williams Street, and the entrance will be where the existing one is currently. He added there will be passenger vehicle parking only, no truck parking. He said the residents of the Crestview subdivision were concerned with the maintenance of the buffers, and the County does have enforcement authority.

Mr. John Jansen said he was asking for the rezoning of the property, and the architectural draft was not yet complete. He said he had no intention of building a high-rise, and said that Holiday Inn Express buildings' fit well and look good, and a lot of money is spent keeping a nice appearance and in being a good neighbor.

Mrs. Gilfillan said her concern was for the future, and asked for the actual height requested.

Mr. Jansen said it would be four (4) floors maximum, and was willing to change the proffers to include that specification. He said the site and buffer would allow access up to the convenience store, and

when a \$7 million hotel is built, the landscaping and the setting must be visually appealing and functional. He added traffic engineering and input from VDOT and the Town of Farmville will be necessary.

Chairman Fore opened the public hearing.

Jim McGall, Crestview Subdivision, said the proposed Holiday Inn is not as close to him as some others, but is concerned about how the traffic will affect Crestview residents. He said he is opposed to the Holiday Inn Express being built in the neighborhood. He said the traffic problems have not been addressed and the height of the building has not been established. He added the recreational facilities would need to be on the side of the building facing Route 460, not the neighborhood, and has concerns about the buffer being maintained.

Jack Houghton, Crestview Subdivision, said the proposed building would be directly across the street from his home. He said Mr. Jim Wilck met with the Crestview neighbors on March 16, 2008, and Mr. Wilck advised the pending request to rezone the Fariss property for the motel was likely to be approved, and further advised that the residents' best hope was to go along with the rezoning request, to support it, and to ask for concessions, so the residents don't end up with nothing. Mr. Houghton said that as a community planner, he felt it was troubling that the idea of due process and due diligence might be supplanted by political expediency in the implementation of important land use decisions. He said it may have been well-intended advice, but he is unable in good conscience to support this request for rezoning but more importantly, to focus on the actual planning issues that are at stake. He said he primarily objected to the rezoning on the grounds that it is fundamentally an incompatible commercial land use intrusion into a well established residential neighborhood. Mr. Houghton said the Board has complete discretionary authority to say no to this request on those grounds; similar problematic rezoning requests are routinely denied on that basis alone, and that, if approved, the depth of the commercial zone would more than double into a well established residential neighborhood.

Mr. Houghton said that over the years, the Crestview residents have supported development that is similar in character and intensity to the existing land use patterns. The residents have supported the recent extension of the Crestview neighborhood to include Jay's Road and Cooper Street, which will nearly double the number of single family homes in the neighborhood. He said they have supported keeping the commercial zone in line with the existing commercial development along South Main Street. Mr.

Houghton said the 250 townhouses on the former county land to the south of the Crestview neighborhood were not supported because the development was too large and too dense, and did not have adequate vehicular access. He said it was difficult to satisfactorily reconcile such a commercial zone extension as compatible with single family residential development unless there is a transitional zone between the existing residential land use and the proposed commercial land uses. He said the 15' foliage buffer may help the visual impact; it will not help the traffic problem. The new commercially generated traffic will be added to the already heavy and dangerous traffic at the Peery Drive/Williams Street intersection.

Mr. Houghton said the big problem is what the Board will be asked to approve on new commercial rezoning in the area in the future. He said the Board has the authority to say no and to draw the line on the commercial expansion, as Crestview is being rezoned in piecemeal fashion, which is not good planning or policy making.

There being no one else wishing to speak, Chairman Fore closed the public hearing.

Mr. Ward asked for clarification and said he had a concern about the newest member of the Planning Commission saying there was no need to have a hearing as the rezoning was likely to be approved, and for the residents to ask for concessions. He said a hearing was a forum, and both sides should be heard and respected. He said he can't see how, as a Board, would condone an action where a Planning Commission member who has never attended a meeting would tell a group of taxpayers that the decision has already been made, or that they were likely to lose so the best they could do was to try for concessions, or the residents would have nothing. Mr. Ward said he saw this as the utmost contempt for the citizens, and it reflects on the Board if the Board condones such action.

Mrs. Gilfillan said she had, as a resident, invited Mr. Wilck to the Crestview residents meeting as Mr. Wilck has experience with neighborhood associations. She said she received a different impression from Mr. Wilck's comments, and felt he was trying to be helpful. She said she had to strongly disagree and apologized to Mr. Wilck, because she invited him to the meeting.

Mr. Ward said he was relying on Mr. Houghton's comments, and had nothing to do with who invited him to the meeting.

Mrs. Gilfillan said that was not the point of his statement; he was there to help. She said that is a difference of opinion and different perspective.

Mr. Ward asked if Mr. Houghton's statement was erroneous.

Mrs. Gilfillan said people have different perspectives. His statement was his perspective. She said she and Mr. Houghton discussed the fact that they disagree. She said she did not get the same message, and appreciated the help, the thoughts, the ideas, and the input. She added she is in support of the neighbors in their stress and concern, and said the Crestview subdivision was there before Walmart and the Route 460 bypass, and the neighborhood has been squeezed by commercial pressure. Mrs. Gilfillan said these citizens have a right to ask that property that is zoned residential and is within a neighborhood remain residential. She said there is something more important than commercial and businesses; the neighborhood is thinking of the quality of life and sense of community.

Chairman Fore said the Planning Commission has approved the request, and the staff has written a lengthy impact report, along with its recommendation to approve the request. The Board has heard the concerns of the citizens.

Mr. Moore said in a similar situation in 1968, Longwood College removed homes in order to build. He said this will not remove homes, but add a business. Mr. Moore made a motion to approve the rezoning from R-2, General Residential, to C-1, General Commercial for the construction of a Holiday Inn Express, to include the recommended eight proffers as follows:

- 1) The rezoned property be used only for a motel or hotel.
- 2) The buffer area will be at least 15 feet wide consisting of one row of large evergreen trees and one row of small evergreen trees. (Type C Buffer in County Zoning Ordinance, or better)
- 3) A walkway path be placed around the perimeter of the property for use by guests and the neighborhood.
- 4) Any elevated signage will be placed on the town portion of the property adjacent to South Main Street. Any signage on the county portion of the property will be monument style.
- 5) Lighting on the property be shielded and focused inward, to minimize the impact on adjoining properties.
- 6) A dumpster location to be positioned and collection service hours set so as to minimize noise.
- 7) The structure will not exceed the height of four floors plus roof.
- 8) Work with VDOT and the Town regarding easements and real estate necessary to properly improve intersection.

The motion carried:

Aye: William G. Fore, Jr.
Robert M. Jones
Charles W. McKay
James C. Moore
Howard F. Simpson
Mattie P. Wiley

Nay: Sally W. Gilfillan
Lacy B. Ward

In Re: Public Hearing – County Animal Control Ordinance

The Chairman announced that this was the time and place for a public hearing on the proposed amendment to Section 10-21 of the County Code (Animal Control) which would change the County's financial accounting of coyote bounties from a calendar year to a fiscal year. Chairman Fore opened the public hearing

There being no one wishing to speak, the public hearing was closed.

On motion of Mr. McKay and adopted by the following vote:

Aye: William G. Fore, Jr.
Sally W. Gilfillan
Robert M. Jones
Charles W. McKay
James C. Moore
Howard F. Simpson
Lacy B. Ward
Mattie P. Wiley

Nay: None

the Prince Edward County Board of Supervisors adopted the amendment to Section 10-16 of the County Code (Animal Control), changing the County's financial accounting of coyote bounties from a calendar year to a fiscal year.

**SECTION 10-21 KILLING OF COYOTES PERMITTED, BOUNTY
ESTABLISHED; PROCEDURES FOR CLAIMS**

(a) The killing of coyotes within the boundaries of the county is hereby authorized for bounties upon the following conditions: A bounty of \$50.00 shall be paid by the county, from available funds, for each coyote killed within the boundaries of the county.

(b) All payments shall be contingent upon the furnishing of such identifying information as requested by the county's designated agent (county animal control). The Board of Supervisors shall be the approving authority for payment of all claims presented.

(c) Available funds not to exceed \$2,500.00. The total dollar amount of bounties to be paid under this division shall not exceed the sum of \$2,500.00 per fiscal year, except by additional appropriate by the Board.

(d) Unlawful acts; penalties. It shall be unlawful for any person to present a false claim or to receive any money on a false claim under the ordinance, which act shall constitute a class one misdemeanor, punishable by a fine not to exceed \$2,500.00 and/or confinement in jail for a period not to exceed one year.

In Re: Public Hearing – County Noise Ordinance

The Chairman announced that this was the time and place for a public hearing on the proposed amendment to the County Noise Ordinance. He said the Noise Ordinance Committee worked with the County Attorney on the draft of the amendments to the Chapter 46, Article II of the County Code (Noise). These amendments represent a significant rewrite of the ordinance to make it enforceable in court and bring it into compliance with the Code of Virginia.

Chairman Fore opened the public hearing.

Kelly Martin, Farmville, said she resides at the Poplar Forest Apartments near Fever's Nightclub. She said every Friday, Saturday and Sunday night, she hears loud pounding bass from the music in the nightclub. She said that the noise will also be an issue once the proposed apartments are constructed for older adults, and the noise reached her apartment prior to the trees being removed. She requested the ordinance be updated.

Catherine Basham, Farmville, said she also resides at in the Poplar Forest Apartments and said the bass coming from Fevers Nightclub continues until 2:00 a.m. when the club closes for the night. She said the violence is another issue that could be affected if the noise ordinance is approved.

Michael Stange, Farmville, said he resides at the Poplar Forest Apartments and said the noise from Fever's Nightclub continues until 2:00 a.m. when the club closes, but then after that there is significant screaming and the squealing of tires from the club's patrons. He said the previous citizen addressed the violence issue, and added that drug paraphernalia has been found nearby. He said he moved to the apartment complex for the quiet environment, but it is not quiet due to Fever's, which is located more than 300 feet away. He said the noise ordinance and its enforcement is necessary.

Robin Buckalew, of Lockett District, said she is in support of the changes to the noise ordinance, but questioned the complaint requirement by two persons, and if the complain could remain anonymous as

if it were public knowledge, as there could be reprisal. She also asked if there was a way to monitor the decibel level on the noise.

Mr. McKay said the County Attorney would need to address that, but if a summons is written, the complainant would have to appear in court. He said if the decibel level would be made part of the ordinance, each police car would have to carry the decibel meter to check the sound. Mr. McKay said the County Attorney suggested the expense may be too great to supply meters to every car.

Ms. Buckalew asked if ATVs were included in the vehicle category. Mr. McKay said they were not, only vehicles registered by the state.

Mr. Moore said there are three acres between Fever's nightclub and the property of the new construction and the apartments, and someone may need to speak to the nightclub's owners to turn the volume of the music down. He said there is no buffer zone, as the trees were removed.

Further discussion followed. A citizen said the neighbors of Hampden-Sydney "put up with" the noise from Hampden-Sydney's Greek Week, and suggested speaking with the owners of the nightclub.

Paul Walker said the EPA regulates noise over 85 decibels, and the noise ordinance needs to include decibel levels to make the ordinance enforceable.

Mr. Ward said he feels the decibel meters are necessary to take a reading; he said anyone that does not conform to the ordinance would be in violation of the law. He said noise at a distance of 50 feet may not be disturbing, and there must be a device to measure the intensity of the noise if it will be enforced in a court of law.

There being no one else wishing to speak, Chairman Fore closed the public hearing.

After a brief discussion, Mr. McKay made a motion to table the noise ordinance until such time as the Noise Ordinance Committee can go over the citizen concerns and meet with the County Attorney and the Sheriff. The motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Public Hearing – Amendment to County Special Assessment for Land Preservation Ordinance

The Chairman announced that this was the time and place for a public hearing on the amendments to Chapter 70, Article II of the County Code dealing with the Special Assessment for Land Preservation Ordinance. This brings the County's ordinance into compliance with the Code of Virginia and provides for a filing extension. Chairman Fore opened the public hearing.

There being no one wishing to speak, Chairman Fore closed the public hearing.

On motion of Mr. Jones and carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward	Nay: None
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Abstain: Mattie P. Wiley

the Board approved the amendments to Chapter 70, Article II of the County Code, Special Assessment for Land Preservation.

SPECIAL ASSESSMENT FOR LAND PRESERVATION ORDINANCE

SECTION 70-31 FINDINGS OF FACT

The Board of Supervisors finds that the preservation of real estate devoted to agricultural and horticultural uses within the county is in the public interest and, having heretofore adopted a land use plan, ordains that such real estate shall be taxed in accordance with the provisions of §58.1-3230 et. Seq. of the Code of Virginia, 1950, as amended, and of this article.

SECTION 70-32 APPLICATION FOR CLASSIFICATION; DEADLINE

- (a) The owner of any real estate meeting the criteria set forth in §58.1-3230 and §58.1-3233 of the Code of Virginia, 1950, as amended, may, on or before November 1, apply to the Commissioner of the Revenue for the classification, assessment and taxation of such property for the next succeeding tax year on the basis of its use, under procedures set forth in §58.1-3236 of the Code of Virginia, 1950, as amended.
- (b) In any year in which a general reassessment is being made, the property owner may submit such application until thirty (30) days have elapsed after the notice of increase in assessment is mailed in accordance with §58.1-3330 of the Code of Virginia, 1950, as amended, or sixty (60) days preceding the tax year, whichever is later.

- (c) Such application may be filed any time within such sixty (60) day period immediately preceding the beginning of the next tax year in which such assessment is sought upon the payment of a late filing fee as provided in this article.
- (d) Such application shall be on forms provided by the State Department of Taxation and supplied by the Commissioner of the Revenue and shall include such additional information, including but not limited to schedules, photographs, soil maps, geological surveys, soil conservation plans and the like as may be required by the Commissioner of the Revenue and available to the applicant.
- (e) A separate application shall be filed for each parcel on the land book.
- (f) Each owner of real estate having been previously approved for the classification, assessment and taxation of such property must file annually with the Commissioner of the Revenue a revalidation application on forms provided, by November 1. A timely filed revalidation application shall not require a fee. A revalidation application filed after November 1, shall be assessed a late filing fee. A revalidation fee equal to the fee required with the filing of an initial application shall be required every sixth year.
- (g) An application shall be submitted whenever the use or acreage of such land previously approved changes.

SECTION 70-33 DETERMINATION OF USE VALUE BY COMMISSIONER OF THE REVENUE

- (a) Promptly upon receipt of any application, the Commissioner of the Revenue shall determine whether the subject property meets the criteria for taxation hereunder. If the Commissioner of the Revenue determines that the subject property does not meet such criteria, he or she shall determine the value of such property for its qualifying use as well as its fair market value.
- (b) In determining whether the subject property meets the criteria for “agricultural use” or “horticultural use” the Commissioner of the Revenue may request an opinion from the Commissioner of Agriculture and Consumer Services. Upon refusal of the Commissioner of Agriculture and Consumer Services to issue an opinion, or in the event of an unfavorable opinion which does not comport with the standards set forth by the Commissioner, the party aggrieved may seek relief from the Circuit Court of Prince Edward County. If the Court finds in his or her favor, the Court may issue an order which shall serve in lieu of an opinion for the purposes of this article.
- (c) In valuing qualifying real estate for purposes of taxation the Commissioner of the Revenue shall consider only those indicia of value which such estate has for agricultural or horticultural use. In addition to the use of his or her personal knowledge, judgment and experience as to value of real estate in agricultural or horticultural use, he or she shall, in arriving at the value of such land, consider available evidence of agricultural or horticultural capability; and the recommendations of value of such real estate as made by the state land evaluation advisory committee.
- (d) In determining the total area of real estate actively devoted to agricultural or horticultural use, there shall be included in the area of all real estate under barns, sheds, silos, cribs, greenhouses, lakes, dams, ponds, streams, irrigation ditches and like facilities, but real estate under and such additional real estate as may be actually used in connection with the farmhouse or home or any other structure not related to such special use shall be excluded in determining such total area.

(e) All structures which are located on real estate in agricultural or horticultural use and the farmhouse or home or any other structure not related to such special use and the real estate on which farmhouse or home or such other structure is located, together with the additional real estate use in connection therewith, shall be valued, assessed and taxed by the same standards, methods and procedures as other taxable structures and other real estate in the County.

SECTION 70-34 USE VALUE AND FAIR MARKET VALUE PLACED ON LAND BOOK

The use value and fair market value of any qualifying property under this article shall be placed on the land book before delivery to the treasurer, and the tax for the next succeeding tax year shall be extended for the use value. Such use value shall be reassessed from time to time in accordance with the policies and recommendations of the state land evaluation advisory council, and to comport with more accurate information as it becomes available regarding each piece of land.

SECTION 70-35 ROLL BACK TAX

(a) There is hereby imposed a roll-back tax and interest thereon, in such amounts as may be determined under §58.1-3237 of the Code of Virginia, 1950, as amended, upon any property as to which the use changes to a non-qualifying use under this article.

(b) The owner of any real estate liable for roll-back taxes shall report to the Commissioner of the Revenue, on forms to be prescribed, any change in the use of such property to a non-qualifying use and shall pay the roll-back tax then due. On failure to report and pay within sixty (60) days following such change in use, such owner shall be liable for an additional penalty equal to ten (10) percent of the amount of the roll-back tax and interest, which penalty shall be collected as a part of the tax. In addition to such penalty, there is imposed interest on the amount of roll back tax, interest and penalty, at the same interest rate applicable to delinquent taxes in the county for each month or fraction thereof during which the failure continues.

SECTION 70-36 MISSTATEMENT ON APPLICATION

Any person making a material misstatement of fact in any application filed pursuant to this article shall be liable for all taxes, in such amounts and at such times as if such property has been assessed on the basis of fair market value as applied to other real estate in the County, together with interest and penalties thereon, and the owner shall further be assessed with an additional penalty of one hundred (100) percent of such unpaid taxes.

SECTION 70-37 APPLICATION FEES

(a) A fee of fifty dollars (\$50.00) shall be required for each application, plus \$5.00 for each additional application.

(b) An additional fee of \$10.00 shall be required for each application filed after the filing deadline.

SECTION 70-38 APPLICABILITY OF STATE LAW

The provisions of the Code of Virginia, Title 58.1, applicable to local levies and real estate assessment and taxation shall be applicable to assessments and taxation under this article, including without limitation, provisions relating to tax liens and the correction of erroneous assessments; and for such purposes the roll back taxes shall be considered to be deferred real estate taxes.

In Re: Appointment – Workforce Investment Board

Chairman Fore said the County received word from Debra Crowder indicating the term of Sharon Carney as a member of the Workforce Investment Board will expire June 30, 2008. He said she is willing and eligible to serve another two-year term, if nominated. He said Sharon represents Economic Development and could also represent the business sector if the county wishes to designate her as such.

Mr. Simpson made a motion to reappoint Sharon Carney for another term on the Workforce Investment Board and designate her presentation for the County as Economic Development and Business.

The motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Upcoming

Chairman Fore reminded the Board of the upcoming R. R. Moton Museum major funding announcement on Wednesday, April 23 at 4:00 p.m., and of the work session next Tuesday, April 15, at 5:00 p.m.

In Re: Animal Warden's Report

Mr. Ray Foster, Animal Warden, submitted a report for the month of March 2008, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Coy Leatherwood, Building Inspector, submitted a report for the month of March 2008, which was reviewed and ordered to be filed with the Board papers.

In Re: Financial Report from Prince Edward County Schools

Dr. Patricia Watkins, School Superintendent, submitted a financial summary report for the month of March 2008, which was reviewed and ordered to be filed with the Board papers.

In Re: PERT Ridership Report

The Board reviewed the March 2008 report from PERT and ordered it to be filed with the Board papers.

On motion of Mr. McKay and adopted by the following vote:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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the meeting was recessed at 8:48 p.m., and will reconvene at 5:00 p.m., Tuesday, April 15, 2008.