

August 14, 2007

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday the 14th day of August, 2007, at 7:00 p.m., there were present:

William G. Fore, Jr., Chairman

Howard F. Simpson, Vice-Chairman

Sally W. Gilfillan

Robert M. Jones

Charles W. McKay

James C. Moore

Lacy B. Ward

Also Present: Wade Bartlett, County Administrator; Sarah Puckett, Assistant County Administrator; Jonathan L. Pickett, Director of Planning and Community Development; James R. Ennis, County Attorney; Sharon Carney, Director of Economic Development and Tourism; Mable Shanaberger, Treasurer; and Mark McKissick, Assistant Resident Engineer.

Chairman William G. Fore, Jr., called the meeting to order and Supervisor James C. Moore offered the invocation.

In Re: Public Participation

Chairman Fore said no one had signed up to speak and asked if anyone present wished to speak. There being no one wishing so speak, public participation was closed.

In Re: Consent Agenda

Supervisor Ward made a motion to remove the bill list from the consent agenda for further discussion. The motion 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	

Pattie Cooper-Jones entered the meeting at this time.

Supervisor Gilfillan asked about the omission of a Treasurer's Report. Mable Shanaberger, Treasurer, stated due to the new accounting standards and inclusion of the School Cafeteria Fund and the IDA, it has taken longer to prepare the June report.

On motion of Mr. McKay and carried:

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

the Board accepted the Delinquent Property Tax Report, the meeting minutes of July 10, 2007 at 7:00 p.m.; an Erroneous Assessment for Charlotte Haskins in the amount of \$36.98; an Erroneous Assessment for John Reynolds in the amount of \$363.22; a Building Permit Refund for Lawrence & Lorelei Brown in the amount of \$213.60; the return of Unexpended Funds to the Treasurer of Virginia from the Criminal Justice Services Grant in the amount of \$1,174.31; the return of Unexpended Local Law Enforcement Block Grant Funds to the Office of Justice Programs in the amount of \$342.62; granted authorization to the County Administrator to execute contract documents and reports related to the Virginia Department of Environmental Quality Local and Regional Water Supply Planning Competitive Grant Program for Fiscal Year 2008; a Building Permit Refund for Ernest Lee Coleman, Jr. in the amount of \$240.00; a Livestock Claim for Marcella Robinson in the amount of \$100.00; appropriations totaling \$44,298.12 to meet FY 06-07 year-end expenditures in order to comply with the new SAS-112 auditing standards, as follows:

3-100	From General Fund Balance	\$ 1.05
4-100-34100-6001	Building Official-Office Supplies	\$ 1.05
3	From General Fund Balance	\$ 6,700.45
4-100-42300-3160	Refuse Disposal-Professional Services	\$ 6,700.45
3	From General Fund Balance	\$ 37,596.62
4-100-53500-3160	Comprehensive Services Act-Program	\$ 37,596.62

appropriations for the Forfeited Assets Fund in the amount of \$155,555.45 to carry forward the Fund

Balances from the FY 07 fiscal year, as follows:

3-105	FY 07 Forfeited Assets Fund Balance	\$155,555.45
4-105-31700-6010	Police Supplies-Sheriff	\$115,593.26
4-105-31700-6020	Commonwealth Attorney Expenditures	\$ 39,962.19

and an appropriation for the DARE Fund in the amount of \$4,684.58 to carry forward the Fund Balances from the FY 07 fiscal year, as follows:

3-125	FY 07 DARE Fund Balance	\$ 4,684.58
4-125-31299-0001	Expenditures-DARE Donations	\$ 4,684.58

Mr. Ward asked for clarification on the CRC Legislative line item and where it appears in the County budget. Sarah Puckett, Assistant County Administrator, stated it is in the adopted budget under the Board of Supervisors department, and provided each Board member a copy of the FY 08 Budget for the Board of Supervisors Department.

Mr. Moore made a motion to approve the following accounts and claims for payment; the motion carried:

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

BOARD OF SUPERVISORS

Cantor Arkema, PC	Professional services	2,800.00
Commonwealth Regional Council	2008 Legislative Program	8,500.00
Farmville Herald	Advertising	477.00
Robert M. Jones	Mileage	71.20
Charles W. McKay	Mileage	149.52
Lacy B. Ward	Mileage	196.69
Business Card	Homestead reservations-624.00	
	Meals-19.02	643.02
Walmart	Meeting refreshments	64.88

COUNTY ADMINISTRATOR

AT&T	Phone	202.18
VITA	Pager rental	16.36
Embarq	Phone	423.93
U. S. Cellular	Phone	75.22
Barbara N. Poulston	Mileage-89.00	

	Meals-22.23	111.23
Business Card	Homestead reservation-312.00	
	Meals-164.75	
	Fed Ex-31.53	508.28
Virginia Institute of Government	07-08 Membership dues-1,000.00	
	Compensation survey-360.00	1,360.00
Virginia Local Government Management Association	Dues	247.50
Baldwin Cooke	Calendars	225.19
Diamond Springs	Office supplies	15.45
Farmville Printing	Business cards-49.00	
	Letterhead-116.00	
	Invitations & envelopes-143.00	308.00
Key Office Supply	Office supplies	53.89
Moonstar BBS	DSL	95.00
Pairet's, Inc.	Plaque	65.10
Reliable	Office supplies	99.34
Sheridan Books, Inc.	Negatives-County history	30.00
Walmart	Office supplies	34.37
Matthew Bender & Company, Inc.	Virginia Code books	102.90
Thompson Publishing Group	Subscription-1 year	378.50
	<u>INDEPENDENT AUDITOR</u>	
Robinson, Farmer, Cox Associates	Cost allocation plan	3,000.00
	<u>COMMISSIONER OF REVENUE</u>	
AT&T	Phone	66.23
VITA	Online service	125.38
Ntelos	Internet	19.95
Embarq	Phone	201.40
	<u>TREASURER</u>	
James W. Elliott, Attorney	Advertising	77.00
AT&T	Phone	108.62
VITA	Online service	125.38
Embarq	Phone	191.35
Mable Shanaberger	Mileage-137.95	
	Meals-41.21	
	Lodging-437.31	616.47
BAI Treasurers User Group	Training	90.00
Key Office Supply	Office supplies-128.71	
	Chair-249.00	377.71
James W. Elliott, Attorney	Court costs	24.00
	<u>INFORMATION TECHNOLOGY</u>	
Business Data of Virginia, Inc.	Travel expenses-500.00	
	Monthly contract-2,800.00	3,300.00
Computerplus Sales & Service	Service contract	270.00
	<u>REGISTRAR</u>	
AT&T	Phone	48.49
Embarq	Phone	144.86
VITA	Online service	3.25
	<u>CIRCUIT COURT</u>	
AT&T	Phone	53.48

Embarq	Phone	155.24
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GENERAL DISTRICT COURT

AT&T	Phone-Juv. Prob.-191.16	
	Phone-J&D-118.21	
	Phone-Gen. Dist. Court-108.14	417.51
Embarq	Phone-J&D-98.71	
	Phone-Juv. Prob.-101.75	
	Phone-Gen. Dist. Court-296.53	496.99
U.S. Cellular	Phone	37.61
Key Office Supply	Desk/Pre-inked stamp	921.92
June B. Silveira	Reimbursement-software CD	55.00

SPECIAL MAGISTRATES

AT&T	Phone	69.58
Embarq	Phone	82.52
Virginia Magistrates Association	Dues	75.00
VITA	Pager rental	16.36

CLERK OF THE CIRCUIT COURT

AT&T	Phone	112.79
Embarq	Phone	272.93
Virginia Court Clerk's Association	Dues	445.00
Foley Company	Checks	142.00
Key Office Supply	Office supplies	27.90
International Land Systems	Flat panel monitors	10,395.71

LAW LIBRARY

AT&T	Phone	33.65
LexisNexis	Online service	394.00
Matthew Bender & Company, Inc.	Virginia Code books	102.90
Embarq	Phone	33.12

COMMONWEALTH'S ATTORNEY

AT&T	Phone	177.08
Kinex Networking Solutions	Internet-49.95	
	Technician time-37.50	87.45
Embarq	Phone	280.60
Brian Butler	Mileage-165.99	
	Lodging-631.08	
	Meals-152.98	950.05
James R. Ennis	Mileage-164.65	
	Lodging-621.58	
	Meals-134.22	920.45
Edward A. Mann	Mileage-152.19	
	Lodging-390.72	
	Meals-47.14	590.05
Eric A. Tinnell	Mileage-155.75	
	Lodging-608.58	
	Meals-130.54	894.87
Shred-It	Professional service	42.00
Key Office Supply	Office supplies	214.99

VICTIM WITNESS ASSISTANCE PROGRAM

Cindy Sams	Mileage-51.62	
	Meal-12.61	64.23

AT&T	Phone	100.63
Key Office Supply	Ink cartridges	65.96
Embarq	Phone	45.16

SHERIFF

East End Motor Company, Inc.	Transmission-2,430.84	
	Install compressor-719.19	
	Battery/check AC-391.93	3,541.96
Farmville Auto Parts	Windshield wash-5.61	
	Oil change-36.82	
	Wiper blades-17.80	60.23
Newman Tire Company, Inc.	Tire-94.18	
	Belt tensioner-107.20	
	Flat repair-17.00	218.38
Sheehy Ford	Auto maintenance	137.90
Tri-County Ford-Mercury	Auto maintenance	455.37
AT&T	Phone	478.90
Embarq	Phone	507.90
Embarq Communications, Inc.	Phone	18.48
U. S. Cellular	Phone	716.86
Jimmy Farley	Meals	23.66
Larry Franklin	Meals-8.20	
	Gas-29.00	37.20
Central Virginia Criminal Justice Academy	Membership fee	8,100.00
Diamond Springs	Office supplies	76.35
Farmville Printing	Office forms	38.00
Key Office Supply	Office supplies	498.44
Kinex Networking Solutions	DSL	99.95
Commtronics of Virginia	Install car camera	695.25
Town of Farmville	Gas	7,517.85
Matthew Bender & Company, Inc.	Virginia Code books	363.80
Penn Camera Exchange, Inc.	Film	116.00
Ridge Animal Hospital	Vet services	285.43
Sirchie Finger Print Labs	Palm printer	154.34
Southern Police Equipment Company	Holsters-273.98	
	Rifle sling-133.74	
	Aerosol case-22.25	
	Handcuff/baton/target-177.50	
	Uniforms-323.13	
	Shoes-258.06	
	Duty belt-32.98	
	Belt/pepperspray holder-81.97	
	Tie clip-11.981	1,315.59
McMillian Pager Service	Pager rental	230.00

RICE VOLUNTEER FIRE DEPARTMENT

Commodore Sales, Inc.	Cleaning supplies	87.60
Farmville Auto Parts	Floor-dry	70.55
Farmville Wholesale Electric	Aluminum box & cover-7.72	
	Rubber cord & tape-54.19	61.91
Roy C. Jenkins, Inc.	Fuel-55.16	
	LP Gas-91.94	147.10
Embarq	Phone	87.51
Dominion Virginia Power	Electric service	313.86

PROSPECT VOLUNTEER FIRE DEPARTMENT

Citizens Bank & Trust Company	Truck payment-July-3,424.73	
	Truck payment-August-3,424.73	6,849.46
Elecom, Inc.	Radio repair-125.00	
	Batteries-6.00	
	Pagers-1,748.00	
	Dust cover-6.60	1,885.60
Farmville Auto Parts	Truck part	158.34
M&W Fire Apparatus, Inc.	Turn-out gear	127.04
Embarq	Phone	58.79
Dominion Virginia Power	Electric service	321.02
Watts Industrial Equipment	Truck repairs	75.00

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

Darlington Heights Vol Fire Dept	Truck maintenance-477.59	
	Fuel-105.00	
	Loan payments-1,028.07	1,610.66
Key Office Supply	Folding tables & chairs	1,536.00
Lumber Yard, Inc.	Building materials	23.19
Pamplin Exxon	Fuel	33.01
Southside Electric Cooperative	Electric service	271.69

HAMPDEN-SYDNEY VOLUNTEER FIRE DEPARTMENT

AT&T	Phone	31.20
BB&T	Truck payment	14,178.46
Arcet Equipment Company	Compressed air/oxygen	196.42
Chesterfield Insurers	Accident/health insurance	4,083.00
Davis Pontiac	Truck repairs	497.02
Fire Engineering	Subscription	67.95
Hampden-Sydney College	Fuel & postage	995.25
Keplinger Repair Service, Inc.	Truck grill repairs	387.21
Shanaberger & Sons	Chainsaw	469.00
Embarq	Phone	38.24
Dominion Virginia Power	Electric service	296.46
Walmart	Printer/fax ribbons	86.56
South Central EMS Council	Dues	25.00
First Responder Newspaper	Subscription	50.00

PAMPLIN VOLUNTEER FIRE DEPARTMENT

AT&T	Phone	67.41
Citizens Bank & Trust	Truck payment	11,053.03
Pamplin Vol Fire Dept	Radio batteries-632.17	
	Fuel-1,150.76	
	Absorbent-275.00	
	Helmet faceshields-326.56	2,384.49
Verizon	Phone	106.24
Dominion Virginia Power	Electric service	284.94

MEHERRIN VOLUNTEER FIRE DEPARTMENT

Chesterfield Insurers	Accident/health insurance-3,522.00	
	Insurance renewal-4,466.50	7,988.50
Roy C. Jenkins, Inc.	Fuel oil-242.03	
	Gas-168.05	410.08
U. S. Cellular	Phone	155.84
Verizon	Phone	112.32
Dominion Virginia Power	Electric service	396.11

<u>BURKEVILLE VOLUNTEER FIRE DEPARTMENT</u>		
Burkeville Volunteer Fire Department	07-08 Support	1,200.00
<u>FIRST RESPONDERS</u>		
Hampden-Sydney Volunteer Fire Department	First Responder	07-08 Support
		5,000.00
Rice Volunteer Fire Department	First Responder	07-08 Support
		5,000.00
<u>PRINCE EDWARD FIREFIGHTERS ASSOCIATION</u>		
Prince Edward Area Firefighters Association	07-08 Support	6,000.00
<u>AMBULANCE AND RESCUE SERVICES</u>		
Prince Edward Volunteer Rescue Squad	07-08 Support	60,000.00
Pamplin Volunteer Fire Department	First Responder	07-08 Support
		25,000.00
Meherrin Fire & Rescue	07-08 Support	10,000.00
Appomattox Rescue Squad	07-08 Support	1,000.00
Chesterfield County Med Flight	07-08 Support	500.00
Old Dominion EMS Alliance	07-08 Support	2,000.00
<u>EMERGENCY SERVICES</u>		
Timmons Group	System maintenance	1,245.00
Korman Signs	Mile posts-2,590.40	
	Diecut numbers-181.77	2,772.17
<u>REGIONAL JAIL & DETENTION</u>		
Family Preservation Services	Electronic monitor	552.00
Piedmont Regional Juvenile Detention Center	Juvenile detention	11,025.00
<u>BUILDING OFFICIAL</u>		
Coy Leatherwood	Meeting registration-15.00	
	Meal-7.83	22.83
Town of Farmville	Gas	361.55
Ranson's, Inc.	Caller ID	19.99
U. S. Cellular	Phone	37.61
<u>ANIMAL CONTROL</u>		
Embarq	Phone	33.05
U. S. Cellular	Phone	75.22
Town of Farmville	Gas	771.55
Jesse Yeatts	Coyote bounty	50.00
Mark Jenkins	Coyote bounty	100.00
VITA	Pager rental	16.36
Walmart	Dog & cat food	72.66
Galls, Inc.	Raincoat	116.44
Mary Lou's Monogramming	Monogrammed shirts	260.00
<u>MEDICAL EXAMINER</u>		
Treasurer of Virginia	Coroner	20.00

<u>BIOSOLIDS MONITORING</u>		
U. S. Cellular	Phone	37.61
Town of Farmville	Gas	382.27
Tri-County Ford-Mercury	Oil change	50.92
<u>REFUSE DISPOSAL</u>		
Resource International	Miscellaneous work tasks-984.50	
	Solid waste management plan-1,082.80	
	Phase 1 Closure-949.50	
	Storm water permit compliance-1,231.02	4,247.82
Blue Tarp Financial, Inc.	Deck screws-7.43	
	Maintenance supplies-3.96	11.39
Farmville Auto Parts	Tool set-47.43	
	Grease-44.02	91.45
Luck Stone Corporation	Stone-Pamplin site	1,787.80
Poulston's	Air conditioner	119.00
Reliable	Time cards & ribbon-142.15	
	Time clocks-2,001.24	
	Time card racks-225.12	2,368.51
O. O. Stiff, Inc.	Monthly service	577.50
Dave M. Walker	Cleaning box site	250.00
Walmart	Bleach	13.68
East End Motor Company, Inc.	Trash truck inspection	92.63
Jimmy's Service Center	Brake repairs	1,170.49
Newman Tire Company, Inc.	Flat repair-25.00	
	Tires-480.00	505.00
Southern States	Straps	15.52
Jimmy Whirley	Steam-clean rolloffs	130.00
Arena Trucking Company	Trash pickup	358.00
Resource International	Groundwater monitoring	2,349.35
Wright's Excavating	Landfill operation	42,187.50
Emanuel Tire of Virginia	Tire recycling	838.50
AT&T	Phone	125.20
Ranson's, Inc.	Slimline phone	12.99
Embarq	Phone	224.41
U. S. Cellular	Phone	37.61
Verizon	Phone	56.33
Town of Farmville	Gas	1,867.50
<u>GENERAL PROPERTIES</u>		
Servicemaster	Janitorial service	4,875.83
Cummins Atlantic, LLC	Generator filters/belt	1,252.70
O. O. Stiff, Inc.	Monthly service	100.00
Southside Electric Cooperative	DH-Electric service-57.28	
	SRR-Electric service-30.95	88.23
Dominion Virginia Power	Animal shelter-74.24	
	Industrial Park street lights-61.55	
	Roy Clark monument-10.62	
	Courthouse-9,195.86	
	Leachate pump-276.76	
	Scalehouse-31.31	
	Shop-57.74	
	Rice site-42.37	
	Cell C pump station-14.63	

	Moore building-329.15	
	Green Bay site-59.03	
	Sheriff Department shed-5.50	
	Worsham Clerk office-32.52	
	Lights at Rice-65.38	
	Worsham site-56.75	
	Ag building-1,103.44	
	Prospect site-43.16	
	Landfill site-32.83	11,492.84
Roy C. Jenkins, Inc.	Fuel oil	233.04
AT&T	Phone	33.99
Embarq	Line to hospital-7.97	
	Phone-109.78	117.75
U. S. Cellular	Phone	225.75
Aramark Uniform Services	Janitorial supplies	351.01
Handi-Clean Products, Inc.	Janitorial supplies	197.30
Walmart	Janitorial supplies	82.62
Wilco, Inc.	Toilet tissue-335.70	
	Paper towels-492.00	827.70
Blue Tarp Financial, Inc.	Hoe & gloves-10.28	
	Drill bits-6.46	
	Weather stripping-17.94	
	50 lb. Kleen Sweep-15.47	
	Picture hanger-1.78	
	Maintenance supplies-10.46	
	Plywood-66.87	
	Epoxy-3.49	
	Keys-5.00	
	Wood bit-7.77	145.52
VITA	Pager rental	33.62
East End Chevron	Ice	35.72
Fisher Auto Parts, Inc.	Utility trailer light	34.49
OK Termite & Pest Control	Exterminating service	150.00
Reliable	Time card racks-56.26	
	Time clock-250.15	306.41
Cintas Corporation #524	Uniform rental	451.48
Shanaberger & Sons	Weed-eater repairs	108.65
Newman Tire Company, Inc.	Flat repair-10.88	
	Tires-145.90	156.78
Town of Farmville	Gas	778.96

CANNERY

Blue Tarp Financial, Inc.	Flapper & batteries	35.65
Southside Electric Cooperative	Electric service	66.48
Roy C. Jenkins, Inc.	Fuel oil	830.92
AT&T	Phone	33.65
Embarq	Phone	31.20
Reliable	Time clock & rack	279.46
Your Safety Company	First aid supplies	114.42

WELFARE/SOCIAL SERVICES

Department of Medical Assistance Services	State/local hospitalization	3,047.00
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COMPREHENSIVE SERVICE ACT

Latrind Abdus Sabur	Foster care	360.00
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Rickey Brown	Foster care	483.00
Business Card	Professional service	14.70
Centra Health	Professional service	13,630.00
Crossroads Services Board	Professional services	5,289.00
Dominion Youth Services	Professional services-7,956.07	
	Clothing allowance-193.30	8,149.37
Elk Hill	Professional services	700.00
Family Preservation Services	Professional services	9,725.00
Juanita Fisher	Foster care	230.00
Grafton School, Inc.	Professional services	10,740.00
Hallmark Youthcare-Richmond	Professional services	2,720.00
Heartland Family Counseling	Professional services	2,750.00
Christy Johnson	Foster care	799.00
Lakeisha Lawson	Foster care	862.00
Ernestine Lee	Foster care	862.00
New Dominion School-Boys	Professional services	8,680.00
Natasha Parker	Foster care	36.73
Presbyterian Home & Family Services	Foster care	2,921.50
Prince Edward County Department of Social Services	Day care	372.12
Angela Uhrich	Foster care	2,092.00
Vanguard Service Unlimited	Professional services	11,067.00
Sadie Walker	Foster care	1,800.20
Walmart	Foster care	128.85
Carrie Ziegfeld	Foster care	217.00

OTHER WELFARE/SOCIAL SERVICES

Scope/Meals on Wheels	07-08 Support	9,500.00
Piedmont Senior Resources	07-08 Support	1,616.00
STEPS, Inc.	07-08 Support	27,232.00
Pamplin Community Center	07-08 Support	475.00
Jolly Glee Senior Center	07-08 Support	1,900.00
FACES, Inc.	07-08 Support	4,275.00
Special Olympics-Area 12	07-08 Support	238.00
Virginia Legal Aid Society, Inc.	07-08 Support	1,900.00
HOPE	07-08 Support	9,500.00
Southside Virginia Family YMCA	07-08 Support	2,850.00
Tri-County Life Learners	07-08 Support	3,325.00
Southside Center for Violence	07-08 Support	4,750.00
Longwood Center for Visual Arts	07-08 Support	2,494.00
Habitat for Humanity	07-08 Support	4,750.00
Prince Edward County High School After Prom Party	07-08 Support	950.00
Fuqua After Prom Party	07-08 Support	475.00
Piedmont Regional Disability Services Board	07-08 Support	500.00

CONTRIBUTIONS TO COLLEGES

Southside Virginia Community College	07-08 Support	4,816.00
Longwood Small Business Development Center	07-08 Support	7,074.00

SUPERVISION OF PARKS & RECREATION

Prince Edward-Farmville Youth Association	07-08 Support	24,000.00
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Prince Edward Community Center	07-08 Support	23,750.00
Heart of Virginia Festival	07-08 Support	2,850.00
Southside Virginia Family YMCA	07-08 County programs	25,000.00
Town of Farmville	07 Heart of Virginia Fireworks	2,500.00

MUSEUMS

Southern States	Soaker hose	42.99
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PUBLIC LIBRARY

Farmville-Prince Edward Community Library	07-08 Support	152,059.00
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PLANNING

Samuel Coleman	Commission meeting	110.68
Jack Leatherwood	Commission meeting	100.00
Chris Mason	Commission meeting	108.01
Thomas M. Pairet	Commission meeting	100.00
Clem Richards	Commission meeting	117.80
Mattie P. Wiley	Commission meeting	100.00
U. S. Cellular	Phone	40.61
Business Card	Meeting registration/lodging-508.01	
	Meal-9.51	517.52
Jonathan Pickett	Mileage	522.83
Commonwealth Regional Council	07-08 Support	15,700.00

COMMUNITY DEVELOPMENT

Farmville Chamber of Commerce	07-08 Support	4,750.00
Town of Farmville	07-08 Support-Airport	9,500.00
Town of Farmville	07-08 Bus service	20,000.00
Piedmont Area Transit	07-08 Support	10,000.00

ECONOMIC DEVELOPMENT

AT&T	Phone	67.11
ESI of Virginia, Inc.	Program phone	63.65
Moonstar BBS	Webhosting/internet	60.00
Embarq	Phone	181.27
Business Card	Meal-23.74	
	Event supplies-344.81	
	Office supplies-359.91	728.46
Sharon Lee Carney	Mileage & meals-174.89	
	Office supplies-7.77	182.66
Magi VanEps	Mileage-3.56	
	Office supplies-51.20	54.76
Sherwin Williams Company	Paint	17.43
Robin Buckalew	Geotextile fabric	49.40
Key Office Supply	Office supplies	52.73
Jo Smith	History of High Bridge	150.00
Lynne Henshaw	Binders	13.82

SOIL & WATER CONSERVATION DISTRICT

Piedmont Soil & Water Conservation District	07-08 Dam repairs-2,850.00	
	07-08 Operation-6,840.00	9,690.00
Old Dominion RC&D	07-08 Support	1,775.00

	<u>COOPERATIVE EXTENSION OFFICE</u>	
Embarq	Phone	93.38
	<u>CAPITAL PROJECTS</u>	
Blue Tarp Financial, Inc.	Culvert pipe	437.07
Central Redi-mix Concrete	Virso concrete pad	8,265.00
Draper Aden Associates	SRR Financial analysis-2,964.18	
	SRR Protection plan-19,482.00	22,446.18
	<u>DEBT SERVICE</u>	
Rural Development	Courthouse loan	16,626.00
	<u>FORFEITED DRUG ASSETS</u>	
Jolly Giant Software, Inc.	Software	392.00
	<u>RETIREE BENEFITS FUND</u>	
Vicki K. Johns	Retiree benefit-959.00	
	Benefit supplement-67.00	1026.00
Anthem BCBS	Retiree health insurance	906.00
	<u>REVENUE SHARING FUND – VDOT</u>	
Draper Aden Associates	Via Sacra design	2,750.00
	<u>PIEDMONT COURT SERVICES</u>	
Charlotte Gazette	Advertising	35.00
Kenbridge-Victoria Dispatch	Advertising	30.00
Powhatan Today	Advertising	90.00
AT&T	Phone	306.19
Embarq	Phone	230.10
Prince Edward County Treasurer	Fire insurance	300.00
Sheena Franklin	Mileage	29.37
Sharon Gray	Mileage	196.69
Connie Stimpson	Mileage	21.80
Ashley Hricko	Mileage	68.07
Renee T. Maxey	Mileage	37.38
Dominion Virginia Power	Electric service	187.05
Sheldon's Motel & Restaurant	Meals	119.86
Dell Catalog Sales, LP	Replacement battery cartridge	117.06
	<u>PCS SUPERVISION FEES EXPENDITURES</u>	
SRP Corporation, LLC	Rent	1,550.00
Awards.com	Shipping	10.00
Page Hardy	Cleaning service	120.00
	<u>HANDWRITTEN CHECKS</u>	
Prince Edward County IDA	07-08 Support-50,000.00	
	YMCA Loan-112,101.24	162,101.24
	ADDENDUM BILL LIST	
	<u>COUNTY ADMINISTRATOR</u>	
Business Data of Virginia, Inc.	Norton Anti-virus	49.99

	<u>TREASURER</u>	
Treasurer's Association of Virginia	Training	95.00
VALECO	Dues	60.00
	<u>INFORMATION TECHNOLOGY</u>	
Business Data of Virginia, Inc.	Travel expenses	250.00
	<u>CIRCUIT COURT</u>	
Cathleen Fate	Witness	209.15
	<u>SPECIAL MAGISTRATES</u>	
McMillian Pager Service	Pager rental	15.90
	<u>CLERK OF THE CIRCUIT COURT</u>	
VALECO	Dues	110.00
Review Publications	Subscription	18.00
	<u>LAW LIBRARY</u>	
AT&T	Phone	33.65
	<u>COMMONWEALTH'S ATTORNEY</u>	
Cecelia Charlton	Postage	4.24
Matthew Bender & Company, Inc.	Virginia Code 07 Supplement-262.27	
	Virginia Forms 06 Supplement-261.40	
	07 Anno Citator-97.15	
	Virginia Code 07 RV6A-42.50	663.32
	<u>SHERIFF</u>	
Commtronics of Virginia	Radio repairs	2,803.80
ID Networks	Software maintenance fee	775.00
Embarq	Radio	10.52
Business Card	Meals-114.64	
	Gas-187.00	
	Camera & supplies-1,187.24	
	Uniforms-94.48	1,583.36
Joseph Sprague	Gas	43.96
Southern Police Equipment Company	Badges & nameplates-119.48	
	Mace & traffic wand-202.82	
	Rifle sling-21.98	
	Uniforms-82.91	
	Dutybelt/accessories-385.21	
	Beltkeepers/handcuff case-54.48	866.88
MAS Modern Marketing	Badge stickers	178.64
Century Uniform-Raleigh	Uniforms	303.60
Guardian Fire-Safety Equipment	Uniforms	159.30
McMillian Pager Service	Pager rental	230.00
	<u>FARMVILLE VOLUNTEER FIRE DEPARTMENT</u>	
Farmville Volunteer Fire Department	Truck payment	34,604.77
	<u>RICE VOLUNTEER FIRE DEPARTMENT</u>	
Home Trust Bank	Truck payment	23,854.55
VFIS	Commercial excess-187.00	
	Package insurance-2,002.00	
	Add truck to policy-334.00	
	Add pumper to policy-932.00	

	Amend policy credit-(-645.00)	2,810.00
	<u>REGIONAL JAIL & DETENTION</u>	
Piedmont Regional Jail	Inmate per diem	4,521.00
	<u>BUILDING OFFICIAL</u>	
ESI of Virginia, Inc.	Connect Caller ID	95.00
	<u>ANIMAL CONTROL</u>	
Embarq	Phone	32.51
	<u>BIOSOLIDS MONITORING</u>	
Manuel H. Toombs, Jr.	Well water sample-30.00	
	Phone-24.67	54.67
	<u>REFUSE DISPOSAL</u>	
Treasurer of Virginia	Annual permit fee	2,350.40
Emanuel Tire of Virginia	Recycling fee	876.00
STEPS, Inc.	Recycling fee	565.05
AT&T	Phone	222.12
Ranson's, Inc.	Phone	11.15
Embarq	Phone	34.25
	<u>GENERAL PROPERTIES</u>	
Dominion Virginia Power	Courthouse	10,405.13
Embarq	Phone	47.74
	<u>CANNERY</u>	
Embarq	Phone	33.33
	<u>COMPREHENSIVE SERVICES ACT</u>	
Centra Health	Professional services	3,862.00
Dominion Youth Services	Clothing allowance	250.00
	<u>PLANNING</u>	
Alecia Daves-Johnson	Mileage-210.35	
	Meals-59.81	
	Lodging-160.67	430.83
Business Data of Virginia, Inc.	Norton Anti-virus	49.99

APPROVED AT BOARD MEETING

	<u>ANIMAL CONTROL</u>	
Marcella Robinson	Livestock claim	100.00

In Re: Appropriation – Moton Museum VDOT Enhancement Grant

Chairman Fore stated the County serves as fiscal agent for the R. R. Moton Museum VDOT Enhancement Grant by paying the grant bills and being reimbursed by VDOT or the Museum. An appropriation of \$191,920 was requested for FY 07-08. No county funds will be expended.

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

Aye:	Pattie Cooper-Jones 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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the Prince Edward County Board of Supervisors approved an appropriation of \$191,920 as follows:

3-100-24040-0005	Other Categorical Aid-Moton Museum VDOT Grant
4-100-94000-0018	Capital Projects-Moton Museum VDOT Grant

In Re: Appropriation - State/Local Hospitalization Program

Chairman Fore said the County received an additional FY 07-08 allocation of State and Local Hospitalization funding, increasing the County's cost share \$283 for local match.

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

Aye:	Pattie Cooper-Jones 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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the Prince Edward County Board of Supervisors approved a \$283 appropriation to Account #4-100-53220-5714, Welfare/Social Services-State & Local Hospitalization.

In Re: Appropriation – Funding for Part-Time Salaries and Wages, Clerk of the Circuit Court Office

Mr. Fore said funding for part-time salaries and wages for the Circuit Court Clerk's Office was inadvertently omitted from the information submitted for budget deliberations and was not included in the 2007-2008 County Budget. An appropriation is requested for \$9,408.

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

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

the Prince Edward County Board of Supervisors approved an appropriation of \$9,408 to Account #4-100-21600-1300, Clerk of Circuit Court-Part Time Salaries & Wages.

In Re: Highway Matters

Mr. Mark McKissick, Assistant Resident Engineer, said the political signs for the upcoming elections must be placed behind the ditch-line and off the right-of-way. He added that by law, any signs in the right-of-way must be taken down as it is a safety issue. He also said the signs must not be placed near intersections or driveways.

Mr. McKissick said bridges have been in the news recently because of the bridge collapse in Minnesota. He assured the Board that the new bridge in Virso is safe, and said there are eight bridges in Prince Edward County that are structurally deficient. He added that VDOT is moving towards getting them repaired, but that none are imminently going to fall and said funding is allotted for the repairs each year. Mrs. Gilfillan asked how much time passes between a bridge being declared deficient and its repair. Mr. McKissick said bridges are checked thoroughly at least every two years; if there is structural damage, repair begins in a few days.

Mr. McKissick reported Route 634 is expected to be completed and open by the end of September. Four parcels on Route 613, Miller Lake Road, have not yet been cleared. The Hidden Lake Road project, Route 751, is still awaiting signatures on three parcels. Mr. McKissick said he has been contacted by citizens who have concerns about the construction on both Route 643, Back Hampden-Sydney Road, and Route 15 simultaneously. He said VDOT is aware of this issue. Chairman Fore said several citizens have

inquired about the anticipated increase in traffic on Route 643. Mr. McKissick said he has also been requested to make Back Hampden-Sydney Road approximately four feet wider and pave the shoulders to accommodate bike traffic. He said that in addition to the bike traffic, the paved shoulders help the asphalt hold up through the years and reduce the maintenance costs.

Mr. Ward asked about the time schedule for the Hidden Lake Road project once the signatures are obtained. Mr. McKissick stated after the right-of-way is cleared, it generally takes 30 days to put the contract together; after that, a minimum of 82 days; then three months later, construction could begin if funds are available.

Mr. Jones asked if the Miller Lake Road project could begin with one signature. Mr. McKissick said the others could be worked around, and they hope to begin work by next month.

Mr. Moore thanked VDOT for taking care of the Route 634 bridge.

Mr. McKay asked for a status report on the Slaydon Forest Road project; Mr. McKissick said the project is on track.

Chairman Fore asked if the Rustic Road Program still available; Mr. McKissick said that it is.

Mr. Simpson asked what steps must be taken to have a road built as a Rural Rustic. Mr. McKissick said the proposed road would need to meet certain criteria, including having no blind curves, no development on the road for five years, and would need to support under 50 vehicles per day.

In Re: Public Hearing – Animal Control Ordinance

Chairman Fore announced this was the date and time scheduled for a public hearing on the Animal Control Ordinance. Notice of this hearing was advertised according to law in the July 27, 2007 and August 3, 2007 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward. The floor was opened for public input.

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

A motion was made by Mr. Jones to approve the recommendation of the County Attorney to repeal Article IV of County Animal Control Ordinance which concerns exotic animals. The motion carried:

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

Nay: None

CHAPTER 10 ANIMALS

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Sec. 10-2. Definitions

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Sec. 10-10. Purposes; legislative authority.
Sec. 10-11. Lawful fence.

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Sec. 10-20. Disposal of Companion Animals
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ARTICLE III. DOGS

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- Sec. 10-70. Prohibited.
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Division 5. Impoundment

- Sec. 10-80. County dog pound.
Sec. 10-81. Confinement and disposition of dogs.
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- Sec. 10-90. Disposition of funds.
Sec. 10-91. Compensation for livestock and poultry killed or injured by dogs.
Sec. 10-92. Seizure of dogs suspected of killing or injuring livestock or poultry.

Division 7. Dangerous or Vicious Dogs

- Sec. 10-100. Control of dangerous or vicious dogs; penalties.

~~ARTICLE IV. WILD OR EXOTIC ANIMALS.~~

- ~~Sec. 10-110. Display or exhibition.~~
~~Sec. 10-111. Keeping as a pet.~~
~~Sec. 10-112. Notice required at place of sale.~~
~~Sec. 10-113. Penalty.~~
~~Sec. 10-114. Enforcement.~~
~~Sec. 10-115. Effective date.~~

ARTICLE V. HYBRID CANINE

- Sec. 10-120. Definitions
Sec. 10-121. Hybrid canine ordinance; penalty.

ARTICLE I. IN GENERAL

Sec.10-1. Adoption of state comprehensive animal laws.

The provisions of Code of Virginia of 1950, § 3.1-796.66 et seq., are adopted and made a part of this chapter as fully as though set forth in this section.

Sec.10-2. Definitions.

For the purpose of this chapter the following words and phrases shall have the following meanings unless otherwise defined within this chapter. Words and phrases not defined herein, which are defined in section 3.1-796.66 of the Code of Virginia shall have the meanings ascribed to them by that section:

ANIMAL CONTROL OFFICER means a person appointed as the animal control officer or a deputy animal control officer pursuant to Virginia law to enforce the Virginia Comprehensive Animal Laws, this Chapter, and all laws for the protection of domestic animals.

COMPANION ANIMAL means any domestic dog, domestic cat, non-human primate, guinea pig, hamster, rabbit not raised for human food or fiber, or other animal not prohibited, kept for pleasure rather than utility

LIVESTOCK includes all domestic or domesticated: bovine animals; equine animals; ovine animals; porcine animals; cervidae animals; capradae animals; animals of the genus Lama; ratites; fish or shellfish in aquaculture facilities as defined by state law; enclosed domesticated rabbits or hares raised for human food or fiber; or any other individual animal specifically raised for food or fiber, except companion animals.

WILD OR EXOTIC ANIMAL means any raccoon, skunk, wolf, squirrel, fox, leopard, panther, tiger, lion, lynx or any other warm-blooded animal, poisonous snake or tarantula which can normally be found in the wild state or any other member of crocodilian, including but not limited to alligators, crocodiles, caimans and gavials. Ferrets, nonpoisonous snakes, rabbits and laboratory rats which have been bred in captivity and which never have known the wild shall be excluded from this definition.

DIVISION 1. CONTAINMENT OF LIVESTOCK

Sec. 10-10. Purposes; legislative authority.

(a) The purpose of this division is to provide for the containment of livestock in the county and to prescribe the penalties for its violation.

(b) This division is adopted under the provisions of Code of Virginia, § 55-310, et. seq.

Sec. 10-11. Lawful fence.

(a) The boundary line of each lot or tract of land or any stream in the county shall be a lawful fence as to any livestock domesticated by man.

(b) It shall be unlawful for any person who is the owner or manager of any livestock domesticated by man to permit any such livestock, as to which the boundaries of lots or tracts of land have been constituted a legal fence, to run at large beyond the limits of his own lands within the county; and such animal shall be deemed to be running at large while roaming or running off the property, whether owned or rented, of its owner or manager, and not under their owner's or manager's immediate control.

(c) Any such owner or manager, after having been notified by an officer of the law that such animal is running at large, permits such animal to continue to run at large, shall be deemed to have violated this section and shall be guilty of a Class 4 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section.

DIVISION 2. MISCELLANEOUS ANIMAL REGULATIONS

Sec. 10-20. Disposal of companion animals.

(a) The owner of any companion animal which has died from disease or other cause shall forthwith cremate or bury or sanitarly dispose of the companion animal.

(b) If after notice any owner fails to comply with this section, the animal control officer or other officer cremate or bury or sanitarly dispose of the companion animal; and may recover on behalf of the county from the owner the cost of this service.

Sec. 10-21. Killing of coyotes permitted; bounty established; procedures for claims.

(a) The killing 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 amount of bounties to be paid under this division shall not exceed the sum of \$2,500.00 per calendar year, except by additional appropriation 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 this division, which act shall constitute a Class 1 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section.

ARTICLE II. ANIMAL CONTROL OFFICERS

Sec. 10-30. Position created.

The animal control officer shall discharge the duties provided for in Code of Virginia § 3.1-796.66, et seq., and such other duties as are provided in this chapter. The animal control officer shall be paid from the dog operating fund such compensation as the board of supervisors by resolution may determine, such compensation to be paid monthly.

Sec. 10-31. Dog operating fund.

The dog operating fund shall consist of the funds received from dog license taxes and fines imposed for the violation of the provisions of this chapter.

Fees for services provided by the animal control officer, or for reclaiming animals, not otherwise specified within this Chapter shall be set by resolution of the Board of Supervisors.

ARTICLE III. DOGS

DIVISION 1. GENERALLY

Sec. 10-40. Disposal of dead dogs.

The owner of any dog which has died from disease or other cause shall forthwith cremate or bury and dispose of the dog. If after notice any owner fails to do so, the animal control officer or other officer shall bury or cremate the dog; and he may recover on behalf of the county from the owner the cost of his service.

Sec. 10-41. Unlawful acts.

The following shall be deemed unlawful acts the violation of which shall be a Class 4 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section:

- (1) Diseased dogs. For the owner of any dog with a contagious or infectious disease to permit such dog to stray from his premises if such disease is known to the owner.
- (2) Female dog in season. For the owner of any female dog to permit such dog to stray from his premises while such dog is known to such owner to be in season.
- (3) Removing collar and tag. For any person except the owner or custodian to remove a legally acquired license tag from a dog without the permission of the owner or custodian.
- (4) Concealing a dog. For any person to conceal or harbor any dog for which the license tax has not been paid or to conceal a vicious or dangerous to prevent the same from being destroyed.

DIVISION 2. LICENSE TAX

Sec. 10-50. Unlicensed dogs prohibited.

It shall be unlawful for any person to own a dog four months or older unless such dog is licensed as required by the provisions of the Code of Virginia, § 3.1-796.85, and this division.

Any person violating this section shall be guilty of a class 4 misdemeanor and, upon their first offense of this section and shall be guilty of a Class 3 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section.

Sec. 10-51. How to obtain license.

Dogs shall be licensed as provided by Code of Virginia, § 3.1-796.86, by reference, which section is adopted and made a part of this chapter by reference as fully as though set forth at length in this section.

Sec. 10-52. Amount of license tax.

(a) Pursuant to the authority of Code of Virginia, § 3.1-796.87, any person licensing a dog in the county shall pay an annual license tax on the ownership of the dog according to the following schedule:

Male dog . . .	\$10.00
Unsexed (castrated) male dog . . .	\$ 5.00
Female dog . . .	\$10.00
Unsexed (spayed) female dog . . .	\$ 5.00

(b) No license tax shall be levied on a guide dog for a blind person, service dog or dogs under four months of age.

Sec. 10-53. Kennel license tax.

The tax for a licensed kennel shall be according to the following schedule:

5--20 dogs . . .	\$35.00
Over--20 dogs . . .	\$50.00

Sec. 10-54. When license tax payable.

The license tax imposed by this division shall be payable to the treasurer of the county, as required by Code of Virginia, § 3.1-796.88, which section is adopted and made a part of this chapter as fully as though set forth at length in this section.

Sec. 10-55. Effect of dog not wearing collar as evidence.

Any dog not wearing a collar bearing a license tag of the proper calendar year shall prima facie be deemed to be unlicensed and a stray; and in any proceedings under this division, the burden of proof of the fact that such dog has been licensed or is otherwise not required to bear a tag at the time shall be on the owner of the dog.

Sec. 10-56. What dog license shall consist of.

The county dog license shall consist of a license receipt and a metal tag. The tag shall be stamped or otherwise permanently marked to show the jurisdiction issuing the license, the sex of the dog and the calendar year for which issued, and shall bear a serial number.

Sec. 10-57. Duplicate license tags.

Duplicate license tags shall be obtained by the owner of a dog as provided by Code of Virginia, § 3.1-796.91, which section is adopted by reference and made a part of this chapter as if fully set forth in this section.

Sec. 10-58. Displaying receipts; dogs to wear tags.

Dog license receipts shall be displayed and dog license tags shall be worn as required by Code of Virginia, § 3.1-796.92.

Sec. 10-59. Payment of license tax subsequent to summons.

Payment of the license tax subsequent to a summons to appear before the general district court or other court for failure to do so within the time required shall not operate to relieve such owner of the penalties provided.

DIVISION 3. RABIES CONTROL

Sec. 10-60. Vaccination required.

It shall be unlawful for any person to own a dog or domesticated cat, age four months or older unless such dog or cat has been inoculated or vaccinated against rabies by a duly licensed veterinarian or licensed veterinary technician who is under the immediate and direct supervision of a licensed veterinarian on the premises. No license tags shall be issued for any dog unless there is presented to the treasurer at the time application for license is made evidence satisfactory to the treasurer, showing that such dog has been inoculated or vaccinated against rabies by a duly licensed veterinarian or licensed veterinary technician who is under the immediate and direct supervision of a licensed veterinarian on the premises, and that such inoculation or vaccination remains valid for the time application for license is made. Any person violating this section shall be guilty of a class 4 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section.

Sec. 10-61. Rabies clinic authorized.

The board of supervisors finding that the number of resident veterinarians is inadequate to meet the need, the county health department shall provide a rabies clinic at least once per year.

Sec. 10-62. Dogs or cats not vaccinated.

Any dog or cat found in the county not vaccinated and identified as described in this subdivision shall be impounded by the animal control officer, and such dogs shall be held for a period of five days. The dog or cat may be returned to its owner upon proof of ownership, vaccination of the dog or cat, and payment of the cost of impounding the dog or cat at usual rates, and payment of any fines assessed under the provisions of this division. At the expiration of the five-day period, any dog or cat not so claimed by its owner may be disposed of by giving it into the possession of any person willing to pay the cost of impounding, vaccination and license. If not so disposed of, the dog or cat shall be euthanized in an humane manner by the impounding officer or other designated official.

Sec. 10-63. Quarantine authorized.

When the board of supervisors finds that there is sufficient reason to believe that a rabid animal is at large, the board shall have the power to pass an emergency ordinance requiring all owners of all dogs in the county to keep the dogs confined on their premises, and may further adopt such ordinances, regulations or other measures as it may deem reasonably necessary to prevent the spread within the county of the disease of rabies.

DIVISION 4. RUNNING AT LARGE

Sec. 10-70. Prohibited.

(a) It shall be unlawful for any person to permit any dog, belonging to him or under his control, to run at large in the county at any time from March 1 to August 31. For the purpose of this division, a dog shall be deemed to be running at large while roaming or running or self-hunting off the property of its owner or custodian and not under the owner's or custodians' immediate control. Any person, after having been notified by any animal control officer or other officer of the law that the dog is running at large, who is the owner or custodian of the dog thereafter found running at large shall be deemed to have violated the provisions of this section.

(b) This section shall not apply to any person or persons while engaging in the following activities:

- (1) Lawful hunting with a dog or dogs;
- (2) Law enforcement or search and rescue activity;
- (3) A supervised formal obedience training class or show;
- (4) Formally sanctioned field trials; or
- (5) Bona fide hunting or field trial dog training.

(c) A violation of this section shall constitute a Class 4 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section; however, if the dog is a dangerous or vicious dog, a violation of this section shall constitute a Class 1 misdemeanor and shall be punished in accordance with the provisions of Code of Virginia, §§ 3.1-796.128, 18.2-03.1, 18.2-03.2, 18.2-403.3, which sections are adopted by reference and made a part of this chapter as if fully set forth in this section .

(d) Should the animal control officer or any law enforcement officer have reason to believe that any dog found running at large is dangerous to the health, safety or property of any person, such officer may order the confinement of such animal by delivering a confinement order to the owner or custodian of such animal and any person who thereafter permits such animal to run at large or remain unconfined, unrestricted or not penned up shall be deemed to have violated this section. Should the animal not be confined within six hours after the delivery of the confinement order or should the animal control officer or other officer, after due diligence, be unable to deliver the confinement order to the owner or custodian of such animal, the animal control officer or any other law enforcement officer shall impound any such vicious or destructive dog pursuant to the provision of section 6-197. Upon the issuance of the confinement order, or the impoundment of such animal to appear in the general district court of the county where the matter shall be heard on criminal warrants and the animal shall remain confined until the final disposition of the court proceeding; However, for the purposes of this section the owner or custodian of such dog shall be conclusively presumed to have known the dog to be vicious or destructive if at any time prior to the running at large of such animal the owner or custodian has received from any person a complaint that the animal is dangerous to the health, safety or property of any person.

Sec. 10-71. Unlicensed dogs prohibited.

The running at large of dogs not duly licensed and displaying tags pursuant to the provisions of this article is prohibited.

DIVISION 5. IMPOUNDMENT

Sec. 10-80. County dog pound.

The animal control officer shall cause to be maintained a pound or enclosure as required by Code of Virginia, § 3.1-796.96.

Sec. 10-81. Confinement and disposition of dogs.

It shall be the duty of the animal control officer to confine and dispose of dogs pursuant to provisions of Code of Virginia, § 3.1-796.66 et seq.

Sec. 10-82. Fees for confinement.

The legal owner of any dog seized and confined by the animal control officer shall pay to the animal control officer a charge for the confinement of the dog, the amount of such charge to be in accordance with the fees established by the board of supervisors. All fees received by the animal control officer shall be paid over to the county treasurer.

Sec. 10-83. Unlicensed dogs.

(a) It shall be the duty of the animal control officer, or any other officer, to capture and impound any companion animal found running at large on which the license tax has not been paid. A reasonable effort will be made to find the owner. After five days, if the owner is not found, the animal shall be declared abandoned. If the owner is known, the animal will be held an additional five days. The provisions of Code of Virginia, § 3.1-796.96 shall apply where applicable to the disposition of the dog. Any person, animal control officer or other officer euthanizing a dog under this chapter shall cremate, bury or sanitarily dispose of the dog. Prior to the disposition by euthanasia or otherwise, all of the provisions of Code of Virginia, § 3.1-796.66 et seq., shall have been complied with.

(b) If the animal control officer or other officer exercises his option to deliver such dog to any person in his jurisdiction who will pay the required license tax and cost on such dog, the person accepting delivery of such dog shall, within five days after such delivery, furnish to the animal control officer evidence of the inoculation and licensing of such dog as required by this article; and the failure to provide such evidence shall be a violation of this article and shall constitute a separate offense.

DIVISION 6. DAMAGE BY DOGS

Sec. 10-90. Disposition of funds.

The treasurer shall keep all money collected by him for dog licenses in a separate account as part of the general fund; and such funds shall be used for the purposes designated by Code of Virginia, § 3.1-796.101, which section is adopted by reference and made a part of this chapter as if fully set forth in this section.

Sec. 10-91. Compensation for livestock and poultry killed or injured by dogs.

(a) Any person who has any livestock or poultry killed or injured by any dog not his own in the county shall be entitled to receive as compensation the fair market value of such livestock or poultry not to exceed \$400.00 per animal or \$10.00 per fowl, provided that:

(1) Within 72 hours of discovery of the death or injury, the claimant gives notice of the incident to the animal control officer.

(2) Within 60 days of the discovery of the death or injury, the claimant shall furnish such evidence of the quantity and value of the dead or injured livestock or poultry and the reasons the claimant believes that death or injury was caused by a dog to the board of supervisors.

(3) The claimant first has exhausted his legal remedies against the owner, if known, of the dog doing the damage for which compensation under this section is sought. Exhaustion shall mean a judgment against the owner of the dog upon which execution has returned unsatisfied.

(b) Upon a determination by the board that a claim meets the criteria set forth in this section for compensation, the board shall approve the same and forward the approval to the treasurer. Upon payment under this section, the board shall be surrogated to the extent of compensation paid to the right of action to the owner of the livestock or poultry against the owner of the dog and may enforce such compensation in an appropriate action at law.

Sec. 10-92 Seizure of dogs suspected of killing or injuring livestock or poultry.

If any person, including the animal control officer, has reason to believe that any dog is killing livestock or poultry, he shall apply to a magistrate of the county, who shall issue a warrant requiring the owner or custodian, if known, to appear before the judge of the general district court at the time and place named therein, at which time evidence shall be heard. If it shall be determined by the court that such dog is a livestock or poultry killer, the dog shall be ordered (i) euthanized immediately by the animal control officer or other officer designated by the judge of the general district court or (ii) removed to another state which does not border on the commonwealth. Any dog ordered

removed which is later found in the commonwealth shall be ordered by a court to be euthanized immediately.

DIVISION 6. DANGEROUS OR VICIOUS DOGS

Sec. 10-100. Control of dangerous or vicious dogs; penalties.

(a) As used in this section:

"Dangerous dog" means a canine or canine crossbreed that has bitten, attacked, or inflicted injury on a person or companion animal that is a dog or cat, or killed a companion animal that is a dog or cat. However, when a dog attacks or bites a companion animal that is a dog or cat, the attacking or biting dog shall not be deemed dangerous (i) if no serious physical injury as determined by a licensed veterinarian has occurred to the dog or cat as a result of the attack or bite, (ii) if both animals are owned by the same person, (iii) if such attack occurs on the property of the attacking or biting dog's owner or custodian, or (iv) for other good cause as determined by the court. No dog shall be found to be a dangerous dog as a result of biting, attacking, or inflicting injury on a dog or cat while engaged with an owner or custodian as part of lawful hunting or participating in an organized, lawful dog handling event.

"Vicious dog" means a canine or canine crossbreed that has (i) killed a person; (ii) inflicted serious injury to a person, including multiple bites, serious disfigurement, serious impairment of health, or serious impairment of a bodily function; or (iii) continued to exhibit the behavior that resulted in a previous finding by a court or, on or before July 1, 2006, by an animal control officer as authorized by local ordinance, that it is a dangerous dog, provided that its owner has been given notice of that finding.

(b) Any law-enforcement officer or animal control officer who has reason to believe that a canine or canine crossbreed within his jurisdiction is a dangerous dog or vicious dog shall apply to a magistrate of the jurisdiction for the issuance of a summons requiring the owner or custodian, if known, to appear before a general district court at a specified time. The summons shall advise the owner of the nature of the proceeding and the matters at issue. If a law-enforcement officer successfully makes an application for the issuance of a summons, he shall contact the local animal control officer and inform him of the location of the dog and the relevant facts pertaining to his belief that the dog is dangerous or vicious. The animal control officer shall confine the animal until such time as evidence shall be heard and a verdict rendered. If the animal control officer determines that the owner or custodian can confine the animal in a manner that protects the public safety, he may permit the owner or custodian to confine the animal until such time as evidence shall be heard and a verdict rendered. The court, through its contempt powers, may compel the owner, custodian or harbinger of the animal to produce the animal. If, after hearing the evidence, the court finds that the animal is a dangerous dog, the court shall order the animal's owner to comply with the provisions of this section. If, after hearing the evidence, the court finds that the animal is a vicious dog, the court shall order the animal euthanized in accordance with the provisions of § 3.1-796.119 of the Code of Virginia, 1950, as amended. The procedure for appeal and trial shall be the same as provided by law for misdemeanors. Trial by jury shall be as provided in Article 4 (§ 19.2-260 et seq.) of Chapter 15 of Title 19.2 of the Code of Virginia, 1950, as amended. The Commonwealth shall be required to prove its case beyond a reasonable doubt.

(c) No canine or canine crossbreed shall be found to be a dangerous dog or vicious dog solely because it is a particular breed, nor is the ownership of a particular breed of canine or canine crossbreed prohibited. No animal shall be found to be a dangerous dog or vicious dog if the threat, injury or damage was sustained by a person who was (i) committing, at the time, a crime upon the premises occupied by the animal's owner or custodian, (ii) committing, at the time, a willful trespass upon the premises occupied by the animal's owner or custodian, or (iii) provoking, tormenting, or physically abusing the animal, or can be shown to have repeatedly provoked, tormented, abused, or assaulted the animal at other times. No police dog that was engaged in the performance of its duties as

such at the time of the acts complained of shall be found to be a dangerous dog or a vicious dog. No animal that, at the time of the acts complained of, was responding to pain or injury, or was protecting itself, its kennel, its offspring, a person, or its owner's or custodian's property, shall be found to be a dangerous dog or a vicious dog.

(d) If the owner of an animal found to be a dangerous dog is a minor, the custodial parent or legal guardian shall be responsible for complying with all requirements of this section.

(e) The owner of any animal found to be a dangerous dog shall, within 10 days of such finding, obtain a dangerous dog registration certificate from the local animal control officer or treasurer for a fee of \$50, in addition to other fees that may be authorized by law. The local animal control officer or treasurer shall also provide the owner with a uniformly designed tag that identifies the animal as a dangerous dog. The owner shall affix the tag to the animal's collar and ensure that the animal wears the collar and tag at all times. All certificates obtained pursuant to this subsection shall be renewed annually for the same fee and in the same manner as the initial certificate was obtained. The animal control officer shall provide a copy of the dangerous dog registration certificate and verification of compliance to the State Veterinarian.

(f) All dangerous dog registration certificates or renewals thereof required to be obtained under this section shall only be issued to persons 18 years of age or older who present satisfactory evidence (i) of the animal's current rabies vaccination, if applicable, (ii) that the animal has been neutered or spayed, and (iii) that the animal is and will be confined in a proper enclosure or is and will be confined inside the owner's residence or is and will be muzzled and confined in the owner's fenced-in yard until the proper enclosure is constructed. In addition, owners who apply for certificates or renewals thereof under this section shall not be issued a certificate or renewal thereof unless they present satisfactory evidence that (i) their residence is and will continue to be posted with clearly visible signs warning both minors and adults of the presence of a dangerous dog on the property and (ii) the animal has been permanently identified by means of a tattoo on the inside thigh or by electronic implantation. All certificates or renewals thereof required to be obtained under this section shall only be issued to persons who present satisfactory evidence that the owner has liability insurance coverage, to the value of at least \$100,000, which covers animal bites. The owner may obtain and maintain a bond in surety, in lieu of liability insurance, to the value of at least \$100,000.

(g) While on the property of its owner, an animal found to be a dangerous dog shall be confined indoors or in a securely enclosed and locked structure of sufficient height and design to prevent its escape or direct contact with or entry by minors, adults, or other animals. The structure shall be designed to provide the animal with shelter from the elements of nature. When off its owner's property, an animal found to be a dangerous dog shall be kept on a leash and muzzled in such a manner as not to cause injury to the animal or interfere with the animal's vision or respiration, but so as to prevent it from biting a person or another animal.

(h) The owner of any dog found to be dangerous shall register the animal with the Commonwealth of Virginia Dangerous Dog Registry, as established under § 3.1-796.93:3 of the Code of Virginia, 1950, as amended, within 45 days of such a finding by a court of competent jurisdiction.

The owner shall also cause the local animal control officer to be promptly notified of (i) the names, addresses, and telephone numbers of all owners; (ii) all of the means necessary to locate the owner and the dog at any time; (iii) any complaints or incidents of attack by the dog upon any person or cat or dog; (iv) any claims made or lawsuits brought as a result of any attack; (v) tattoo or chip identification information or both; (vi) proof of insurance or surety bond; and (vii) the death of the dog.

(i) After an animal has been found to be a dangerous dog, the animal's owner shall immediately, upon learning of same, cause the local animal control authority to be notified if the animal (i) is loose or unconfined; or (ii) bites a person or attacks another animal; or (iii) is sold, given away, or dies. Any owner of a dangerous dog who relocates to a new address shall, within 10 days of relocating, provide written notice to the appropriate local animal control authority for the old address from which the animal has moved and the new address to which the animal has been moved.

(j) Any owner or custodian of a canine or canine crossbreed or other animal is guilty of a:

1. Class 2 misdemeanor if the canine or canine crossbreed previously declared a dangerous dog pursuant to this section, when such declaration arose out of a separate and distinct incident, attacks and injures or kills a cat or dog that is a companion animal belonging to another person;
2. Class 1 misdemeanor if the canine or canine crossbreed previously declared a dangerous dog pursuant to this section, when such declaration arose out of a separate and distinct incident, bites a human being or attacks a human being causing bodily injury; or
3. Class 6 felony if any owner or custodian whose willful act or omission in the care, control, or containment of a canine, canine crossbreed, or other animal is so gross, wanton, and culpable as to show a reckless disregard for human life, and is the proximate cause of such dog or other animal attacking and causing serious bodily injury to any person.

The provisions of this subsection shall not apply to any animal that, at the time of the acts complained of, was responding to pain or injury, or was protecting itself, its kennel, its offspring, a person, or its owner's or custodian's property, or when the animal is a police dog that is engaged in the performance of its duties at the time of the attack.

(k) The owner of any animal that has been found to be a dangerous dog who willfully fails to comply with the requirements of this section is guilty of a Class 1 misdemeanor.

(l) All fees collected pursuant to this section, less the costs incurred by the animal control authority in producing and distributing the certificates and tags required by this section, shall be paid into a special dedicated fund in the treasury of the locality for the purpose of paying the expenses of any training course required under § 3.1-796.104:1 of the Code of Virginia, 1950, as amended.

~~ARTICLE VI. WILD OR EXOTIC ANIMALS~~

~~Sec. 10-110. Display or exhibition.~~

~~No person shall keep or permit to be kept on his premises any wild or exotic animal for display or for exhibition purposes, whether gratuitously or for a fee. This section shall not be construed to apply to zoological parks, performing animal exhibitions, circuses or veterinary clinics which are properly licensed by the federal government or Commonwealth of Virginia. In no case, however, shall such wild or exotic animals be exhibited or displayed in such a manner that persons other than their handlers can pet, fondle or otherwise come in direct physical contact with such animals.~~

~~Sec. 10-111. Keeping as a pet.~~

~~No person shall keep or permit to be kept any wild or exotic animal as a pet.~~

~~Sec. 10-112. Notice required at place of sale.~~

~~Any person who offers for sale a wild or exotic animal, as defined by section 4-1 of this chapter, shall post conspicuously at the place of sale or display the following notice:~~

~~"No person may lawfully keep or permit to be kept in Prince Edward County any live monkey (nonhuman primate), raccoon, skunk, wolf, squirrel, fox, leopard, panther, tiger, lion, lynx or any other warm blooded animal, poisonous snake or tarantula, crocodile or~~

~~alligator, which can normally be found in the wild state or any other member of the crocodylian, including but not limited to alligators, crocodiles, caimans and gavials."~~

~~Sec. 10-113. Penalty.~~

~~Any person violating any of the provisions of this article shall be deemed guilty of a Class 3 misdemeanor. Each day a violation of this article shall continue constitutes a separate offense.~~

~~Sec. 10-114. Enforcement.~~

~~The provisions of this article shall be enforced by the animal control officer or other officer as provided in § 3.1-796.104 of the Code of Virginia, 1950, as amended.~~

~~Sec. 10-115. Effective date.~~

~~(a) Any person who keeps a wild or exotic animal in contravention of this article may dispose of the animal by removal of the animal from the county, by giving or selling the animal to a zoological park, or by releasing the animal to the animal control officer. The animal control officer is authorized to release the animal to the wild, to a zoological park, or to a responsible adult, or euthanize the animal, if the circumstances warrant.~~

~~(b) This article shall be effective immediately; provided, that any person currently keeping any wild or exotic animals in the county shall dispose of same within five (5) years of the date of adoption of this article; and provided further, that such wild animals shall be registered with the animal control officer within sixty (60) days from the date of adoption of this article.~~

ARTICLE V. HYBRID CANINE.

Section 10-120 Definitions.

As used in this article:

1. "Hybrid canine" means any animal which at any time has been or is permitted, licensed registered, or otherwise described or represented as a hybrid canine, wolf or coyote by its owner to a licensed veterinarian, law enforcement officer, animal control officer, humane investigator, official of the Department of Health, or representative of the State Veterinarian.

2. "Adequate confinement" means that, while on the property of its owner and not under the direct supervision and control of the owner or custodian, a hybrid canine shall be confined in a humane manner in a securely enclosed and locked structure of sufficient height and design to (i) prevent the animal's escape; or if the hybrid canine is determined to be a dangerous dog pursuant to § 3.1-796.93:1, the structure shall prevent direct contact with any person or animal not authorized by the owner to be in direct contact with the hybrid canine, and (ii) provide a minimum of 100 square feet of floor space for each adult animal. Tethering of a hybrid canine not under the direct supervision and control of the owner or custodian shall not be considered adequate confinement.

3. "Responsible ownership" means the ownership and humane care of a hybrid canine in such a manner as to comply with all laws and ordinances regarding hybrid canines and prevent endangerment by the animal to public health and safety.

4. "Owner" means any person who (a) has a right or property in an animal, (b) keeps or harbors an animal, (c) has an animal in his care, or (d) acts as a custodian of an animal.

Section 10-121. Hybrid canine ordinance; penalty.

1. It shall be unlawful for the owner or custodian to allow any hybrid canine to run at large in the country during the period of January 1 through December 31 inclusive of any year. For the purpose of this section, a hybrid canine shall be deemed to be running at large while outside of any pen or enclosure as provided in subsection 2 of this section, however, any owner or custodian of a hybrid canine may be allowed to remove a hybrid canine from any pen or enclosure for purposes of transportation to another pen or enclosure or for the purpose of obtaining medical attention. In no event shall any hybrid canine be allowed to be set free on any property within the county whether or not the hybrid canine is under its owner's or custodian's immediate control.

2. It shall be unlawful to own or possess a hybrid canine unless such hybrid canine is kept and maintained in a pen or enclosure as follows:

(a) The pen or enclosure shall contain at least 200 square feet of space per adult hybrid canine.

(b) Any fencing used in the construction of the pen or enclosure shall be at least eight (8) feet in height with an additional overhang of fencing or barbed wire angling a minimum of three (3) feet into the pen or enclosure. Such wire enclosure shall be of such strength as to prevent the escape of any hybrid canine enclosed therein.

(c) To prevent digging out along the fence, concrete footers at least one (1) foot wide and six (6) inches deep shall be installed along the perimeter of the pen or enclosure or a wire footing of 12-gauge wire buried six (6) inches in the ground with at least three feet of wire on the inside of the pen or enclosure, bending the remaining one (1) foot of wire up in a 90° angle and connect every six (6) inches to the bottom outside of the pen or enclosure.

(d) The pen or enclosure shall provide shelter which affords complete protection from all elements of nature.

(e) A violation of this ordinance shall be a Class 3 misdemeanor for the first violation and a Class 1 misdemeanor for any second or subsequent offense. Upon a conviction of a second violation of this ordinance, the owner shall surrender the hybrid canine to the animal control officer for euthanasia in accordance with § 3.1-796.119 of the Code of Virginia, 1950, as amended.

In Re: Public Hearing – DUI Expenses Reimbursement Ordinance

Chairman Fore announced this was the date and time scheduled for a public hearing on the DUI Expenses Reimbursement Ordinance. Notice of this hearing was advertised according to law in the July 27, 2007 and August 3, 2007 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward. The floor was opened for public input.

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

A motion was made by Mr. Moore to approve the recommended amendments to bring the County ordinance into compliance with the *Code of Virginia*. The motion carried:

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

Nay: None

DUI EXPENSES REIMBURSEMENT ORDINANCE

- A. A person convicted of violating any of the following provisions shall be liable *FOR RESTITUTION AT THE TIME OF SENTENCING OR* in a separate civil action *TO THE COUNTY OR TO ANY RESPONDING VOLUNTEER FIRE OR RESCUE SQUAD, OR BOTH*, for reasonable expenses incurred by the County *FOR RESPONDING LAW ENFORCEMENT, FIRE FIGHTING, RESCUE AND EMERGENCY SERVICES*, including by the sheriff's office of such locality, or by any volunteer fire or rescue squad, or by any combination of the foregoing, when providing an appropriate emergency response to any accident or incident related to such violation:
1. The provisions of § 18.2-51.4, 18.2-266, 18.2-266.1, 29.1-738, 29.1-738.02, or a similar ordinance, when such operation of a motor vehicle, engine, train or watercraft while so impaired is the proximate cause of the accident or incident;
 2. The provisions of Article 7 (§ 46.2-852 et seq.) of Chapter 8 of Title 46.2 relating to reckless driving, when such reckless driving is the proximate cause of the accident or incident;
 3. The provisions of Article 1 (§ 46.2-300 et seq.) of Chapter 3 of Title 46.2 relating to driving without a license or driving with a suspended or revoked license; and
 4. The provisions of § 46.2-894 relating to improperly leaving the scene of an accident.
- B. Personal liability under this ordinance for reasonable expenses of an appropriate emergency response shall not exceed \$1,000 in the aggregate for a particular accident or incident occurring in the County. In determining the "reasonable expenses," the County may bill a flat fee of \$250 or a minute-by-minute accounting of the actual costs incurred. As used in this ordinance, "appropriate emergency response" includes all costs of providing law-enforcement, fire-fighting, rescue, and emergency medical services. The court may order as restitution the reasonable expenses incurred by the County for *RESPONDING LAW-ENFORCEMENT*, fire-fighting, rescue and emergency medical services. The provisions of this ordinance shall not preempt or limit any remedy available to the Commonwealth, to the County or to any volunteer rescue squad to recover the reasonable expenses of an emergency response to an accident or incident not involving impaired driving, operation of a vehicle or other conduct as set forth herein.

In Re: Tobacco Commission Special Projects Grant

Chairman Fore said the County did not receive the economic development grant in July, but there is an opportunity to re-apply for a “Special Projects Grant.” He then asked Sharon Carney, Director of Economic Development and Tourism, to explain about the grant.

Mrs. Carney stated the amount of “Special Projects Grant” to be requested and County matching funds required depend on the scope of work desired, and recommended asking for more funding than before as it may be the County’s only opportunity. She then reviewed the three options available and the costs and challenges of each option, as follows:

Option I – Total cost is \$370,000. Request \$200,000 from the Commission with the remaining \$170,000 funded by PEC from the proceeds of the sale of land. The Commission’s funds will be used to complete the engineering and site development plan necessary for the entire park consisting of 4-6 sites. The PEC funding of \$170,000 will fund the preparation of Lot #10 at the corner of Dominion Drive, next to Paris Ceramics, USA. This lot consists of approximately 8.48 acres with easy access and the highest potential industry interest.

Option II – Total cost is \$762,000. Request \$396,000 from the Commission with the remaining \$366,000 funded by PEC. This option will allow the completion of all items listed in Option I plus the preparation of Lots #8A and 12 consisting of approximately 20 acres fronting Commerce Street or Route 628 across from the Southside Virginia Family YMCA plot. These two sites have easy access and will be the next most desirable industrial sites at the park.

Option III – Total cost is \$1,858,000. Request \$944,000 from the Commission with the remaining \$914,000 funded by PEC. This option allows the completion of all items in Options I and II plus the construction of a ¼ mile road, a cul-de-sac and development of the remainder of the Park. The road would give access to the remaining land in the Park of approximately 50 acres which could potentially contain three or four sites. Once complete, this will account for the total build-out of the Prince Edward Business Park and should prepare the County for economic development opportunities for several years to come.

Mrs. Gilfillan asked if a change in the Park covenants would impact the outcome; Mrs. Carney said it would not. Mrs. Puckett said the needed matching funds are available in the Economic Development Fund, if the Board chose to appropriate them. Mrs. Carney added the funds were from the timber sales, the sale of property, and from Paris Ceramics USA.

Mr. McKay made a motion to accept Option II for the grant application process. The motion carried:

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

Nay: None

A motion was made by Mrs. Pattie Cooper-Jones to approve the following resolution, authorize submittal of the Tobacco Commission Grant Application, and authorize the Board Chair and/or County Administrator to sign all grant documents. The motion carried:

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

Nay: None

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

**VIRGINIA TOBACCO INDEMNIFICATION AND COMMUNITY
REVITALIZATION COMMISSION
PROJECT ENDORSEMENT RESOLUTION**

WHEREAS, the Virginia Tobacco Indemnification and Community Revitalization Commission was created to help foster economic development in the tobacco dependent communities of Southside and Southeast Virginia; and

WHEREAS, the County of Prince Edward Board of Supervisors would like to submit a grant application for \$396,000 to the Virginia Tobacco Indemnification and Community Revitalization Commission from the "Special Projects Fund" currently available by August 15th, 2007.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia, does hereby support a grant application to the Virginia Tobacco Indemnification Community Revitalization Commission for engineering and site development costs of approximately 25 acres +/- at the Prince Edward Industrial Park for the development of industrial sites as an inducement for the recruitment of prospect industries to locate to Prince Edward County; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia does hereby authorize the Board of Supervisors Chairman and/or County Administrator to sign all necessary grant documents to execute the application, grant reports and grant contract.

In Re: Rescue Squad Update

Mr. Brian Butler, Captain, and Mr. Bill Hogan, President, of the Prince Edward Volunteer Rescue Squad, presented an update of the squad's long range plans. Captain Butler stated the squad's response time has improved and reviewed various suggestions to improve further. Captain Butler said the number of responses in the first seven months of 2007 were 1,321; 220 of those were in April. He said one option to decrease response time would be to hire additional paid staff and more highly trained providers. He added substations would reduce travel time; Hampden-Sydney has agreed to house an ambulance at their station, and Pamplin is in the process of being licensed for an ambulance.

Mr. Moore asked how the costs are calculated for transferring patients to other localities. Captain Butler stated the squad doesn't transfer patients due to lack of volunteers and staff. He added there are a number of private ambulance companies that transfer patients. Mr. Bill Hogan said there is a schedule for billing the patients, and it is a base rate plus mileage charge. He added there is never a judgment against an individual for payment.

Chairman Fore asked if the Squad's long range plan includes the purchase of additional vehicles for the satellite substations. Captain Butler said the squad would use existing vehicles for the Hampden-Sydney substation, but if more substations could be added, they would look to purchase more vehicles. He added the squad has paid off four ambulances with the yearly support from the Board.

Mrs. Gilfillan said the Board should continue to support the Squad as it serves an area eight times larger than the other squads and they provide a necessary service.

Mr. Hogan said the Squad expects approximately 500 additional calls this year. He said volunteers are not all local people, but are often students who leave after having received the training. There was a brief discussion on recruiting volunteers and the costs involved.

In Re: County Zoning Ordinance

Mr. Jonathan Pickett, Director of Planning and Community Development, said the Board held an informational meeting on July 17, and most attendees seemed satisfied with the final draft of the County Zoning Ordinance and that the County had listened to the citizens' concerns over the past year. He added

that an additional public hearing would require a mass mailing at a cost of approximately \$4,000.00. Mr. Pickett recommended the Board adopt the Zoning Ordinance as is, with an effective date of October 1, 2007.

Mr. Ward asked if this would impact the budget or the citizens. Mr. Pickett said it would not. He said the Ordinance is longer because there are definitions to clarify situations and provide more consistency.

Mr. Moore made a motion to adopt the County Zoning Ordinance and maps as presented with an effective date of October 1, 2007. The motion carried:

Aye:	Pattie Cooper-Jones 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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In Re: Leigh Mountain Tower

Mr. Pickett advised the Board that the County, the Old Dominion Emergency Medical Services Alliance (ODEMSA), the hospital and emergency responders from the area met and reached an agreement. He said ODEMSA will retain ownership of the tower for another five year lease period, and ODEMSA, Prince Edward County and Lunenburg Fire & Rescue will each contribute \$2,000 annually to the rent and maintenance associated with the tower. He added the group will look into other tower locations on the mountain during the five year period.

In Re: Library Committee Report

After review of the minutes from the Library Committee meeting, Mrs. Gilfillan said that in the beginning of the discussion with the Town of Farmville, the library building was to be owned and maintained by the Town of Farmville. She asked why Prince Edward County would not want them to own the building.

Chairman Fore said that if the building were to be sold in the future, the County would want some return on the funds put into the building.

Mrs. Gilfillan suggested a clause be added in the agreement. Chairman Fore said the negotiations have not yet reached that point.

In Re: County Administrator's Report

Mr. Wade Bartlett, County Administrator, presented organizational charts to outline the overall structure of the County government and the Administrative organization of the County government. He asked the Board for approval of the organizational structure as presented.

Mr. Moore made a motion to adopt the organizational structures for both the governmental structure of the County and the detailed Administrative organization. The motion carried:

Aye:	Pattie Cooper-Jones 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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Mr. Bartlett reported on the implementation plan of a Finance Committee, and presented a tentative schedule to follow over the next few months. He said the first step would be to appoint members, and he would prepare a 10-year history of Revenues, Expenditures and Fund Balances to study trends. He said the Committee would review the current year's budget and decisions with future year implications, and develop policies and ordinances listing specific financial responsibilities and authority of the County Administrator. Mr. Bartlett proposed a meeting between the Board of Supervisors and the School Board, development of guidelines for funding outside agencies and reporting requirements, and asked the Board of Supervisors provide guidance for the development of the FY 09 budget.

On motion of Mr. McKay and carried:

Aye:	Pattie Cooper-Jones 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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the Board of Supervisors approved County Administrator Wade Bartlett's plan of action for the creation of a Finance Committee and its tentative schedule.

In Re: Virginia Association of Counties Annual Meeting

Mr. Ward said there were problems obtaining arrangements at The Homestead in 2006, and asked if the problems have been corrected.

Mrs. Puckett said that The Homestead had been contacted within the hour of receiving notice of the meeting for accommodations. She said as was the situation last year, three rooms are guaranteed and the County will be notified as additional rooms become available.

In Re: Sandy River Reservoir Committee Report

Supervisor Jones said the Committee met and finalized the County's proposal to the Town of Farmville regarding the Sandy River Reservoir. He reported the proposal states the County agrees to fund 100% of the cost of the intake and pump station along with in-reservoir treatment facilities to improve raw water quality at an estimated project cost of \$4.98 million. He said the County will retain ownership of the intake and reserves the right to withdraw water for its own use.

The proposal also states the Town of Farmville would agree to operate and maintain the intake, pump station, reservoir treatment facilities, principal spillway and flow monitoring facilities to ensure compliance with Virginia Water Protection No. 051462 for a period of 30 years. The Farmville Town Council would adopt utility rate revisions to equalize water and sewer rates, fees and connection charges for both Town and future county customers. Finally, the Town of Farmville and Prince Edward County would agree to jointly pursue grant funds for this project and any project savings associated with grant funds would be proportionally split between the two organizations.

Mr. Jones reported this proposal will be presented to the Town Water Committee on August 24, and a meeting will be held with the Farmville Town Council on August 30.

Mrs. Gilfillan asked for clarification on the issue of water rates for Town and County customers. Mr. Jones stated all customers should pay the same rates and fees. Mrs. Gilfillan then asked how long it

would take to get all in place once agreed upon. Mr. Simpson stated the pump station would take approximately 2 ½ - 3 years to complete. Mr. Jones said it would take the same for the intake.

In Re: Other Business

Mr. Ward said Attorney Oliver Hill was an icon in the Civil Rights field, and was connected to Prince Edward County, having met with students and represented a case in Prince Edward County joined with Brown vs. Board. He said he felt it appropriate for the Board to present a resolution in recognition of Mr. Hill's accomplishments to his family as an act of reconciliation, healing and growth.

Chairman Fore requested staff to prepare the resolution for approval during the September meeting.

Mrs. Gilfillan reported the Technology Committee survey for the County government staff to assess the County's needs would be available within the next two weeks. She added the Board of Supervisors has also been requested to take the survey.

In Re: Animal Warden's Report

Mr. Ray Foster, Animal Warden, submitted a report for the month of July 2007, 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 July 2007, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery

Mrs. Lena Huddleston, Cannery Manager, submitted a report for the month of July 2007, which was reviewed and ordered to be filed with the Board papers.

In Re: PERT Ridership Report

The Board reviewed the June 2007 and July 2007 reports from PERT and ordered them to be filed with the Board papers.

In Re: Financial Reports from Prince Edward County Schools

Dr. Patricia Watkins, School Superintendent, submitted a financial summary report and a comparative receipts and expenditures report for the month of July 2007, which were reviewed and ordered to be filed with the Board papers.

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

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

the meeting was recessed at 8:45 p.m. and will reconvene at 12:00 noon, August 30, 2007.