

**PRINCE EDWARD COUNTY
BOARD OF SUPERVISORS**

SUPERVISORS
BOARD MEETING

September 8, 2009
7:00 P.M.

AGENDA

- 7:00 p.m.**
- 1.** The Chairman will call the September meeting to order. 1
 - 2.** Invocation 1
 - 3.** **PUBLIC PARTICIPATION:** *Citizens wishing to address the Board are asked to please sign the Public Participation Register prior to the beginning of the meeting* 3
 - 4.** Board of Supervisors Comments 5
 - 5.** Consent Agenda:
 - a.** Treasurer's Report: June 2009 7
 - b.** Approval of Minutes: August 11, 2009 13
 - c.** Review of Accounts & Claims 59
 - d.** The County Administrator reported that checks have been issued pursuant to the order of the Board of Supervisors as to salaries, etc., the amount of which salaries have been heretofore approved. 81
 - e.** Approval of Carnival/Festival Permits: Five County Fair 83
Riverside Community Church
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 - 13.** Request from Industrial Development Authority: Petition to Create a CDA 157
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(NOTE: Additional agenda items may be added to the Table Packet, which will be available for review after 4:30 p.m. on Tuesday, September 8, 2009.)



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 1 & 2
Department: Board of Supervisors
Staff Contact: W.W. Bartlett
Issue: Call to Order and Invocation

Summary: Chairman William G. Fore, Jr. will call to order the **September** meeting of the Prince Edward Board of Supervisors and ask for an invocation.

Attachments: None.

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 3
Department: Board of Supervisors
Staff Contact:
Issue: Public Participation

Summary: (Space for notes based on citizen input.)

Attachments: None.

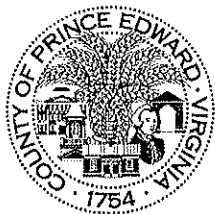
Recommendation: Follow up, if needed.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 4
Department: Board of Supervisors
Staff Contact:
Issue: Board of Supervisors Comments

Summary: The Board has set aside ten minutes for Board members to respond to citizen input from Public Participation.

Attachments: None.

Recommendation: Follow up, if needed.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 5-a
Department: Board of Supervisors
Staff Contact: Mable Shanaberger
Issue: Consent Agenda - Treasurer's Report

Summary: The June 2009 Treasurer's Report is attached.

Attachments: June 2009 Treasurer's Report

Recommendation: Approval

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

Prince Edward County Board of Supervisors

Description	Sub-Fund Balances	Fund Balances	Account Balances
General Fund	\$ 127,341.85		
General Fund Res. for Investments	\$ 6,213,979.55	\$ 6,341,321.40	*
PPEA Fund		\$ 22,391.00	
Industrial Development Authority Fund		\$ 734,995.67	
Recreation Fund Res for Investments		\$ 26,914.27	
Forfeited Assets Fd. Res. for Inv.		\$ 114,480.25	
School Capital Projects Fund--VPSA		\$ 183.55	
School Capital Projects Fund--QZAB01		\$ 415.14	
Underground Storage Tank Fund		\$ 21,010.00	
Economic Development Fund		\$ 493,426.98	
Board of Public Welfare Special Acct.		\$ 3,367.58	
Piedmont ASAP Fund		\$ 252,006.48	
QZAB Debt Services Fund		\$ 174,097.00	
Landfill Construction Fund		\$ 308,454.00	
PCS Fund		\$ 267,866.42	
Revenue Sharing Fund		\$ 66,964.86	
Retirement Benefits Fund		\$ 12,078.00	
School Capital Projects Fund--QZAB02		\$ 407,101.84	
Dare Donations Fund		\$ 1,755.95	
School Cafeteria Fund		\$ 174,892.94	
Pr Ed Community Dev Fund		\$ (1,688.00)	
Water Fund		\$ 5,024.64	
Sewer Fund		\$ (179.80)	
Cash in Office			\$ 1,000.00
Cash in Banks			\$ 192,137.89
Warrants Payable (School Fund)			\$ 1,406,207.01
General Fund Investments			\$ 6,213,979.55
VPSA Investments			\$ 183.55
QZAB01 Investments			\$ 415.14
Underground Storage Tank Fund			\$ 21,010.00
Recreation Fund Investments			\$ 26,914.27
QZAB02 Investments			\$ 407,102.84
Landfill Construction Fund for Investment			\$ 308,454.00
Forfeited Asset Fd for Investment			\$ 114,480.25
Industrial Dev Auth Fd for Inv			\$ 734,995.67
Totals:		\$ 9,426,880.17	\$ 9,426,880.17
*Of this \$6,341,321,40 in the General Fund, \$.00 is encumbered for:			
Transfers In:			
	School Fund		0.00
	VPA Fund		0.00
	Debt Obligations		0.00
	Total		0.00
This leaves an unencumbered balance of \$6,341,321.40 in the General Fund.			

Report for: June 2009

**Prince Edward Co. Board of Supervisors
Depository Balances**

Checking Accounts:

Benchmark Community Bank	\$	67,960.11
Wachovia Bank	\$	186,936.69
BB&T	\$	1,993,783.05
Bank of America	\$	342,074.15

Total: **\$ 2,590,754.00**

Investment Accounts:

Benchmark Community Bank	\$	950,336.57
Wachovia Bank	\$	-
Citizens Bank & Trust Company	\$	236,009.83
BB&T	\$	2,637,298.94
Planters Bank & Trust	\$	398,260.08
Mentor Investments	\$	162,364.45
SNAP (State Non-Arbitrage Plan)	\$	183.55
Bank of America	\$	2,450,672.75

Total: **\$ 6,835,126.17**

Mable H. Shanaberger, Treasurer

**Report Date: June
2009**

Prince Edward County Board of Supervisors

<i>Description</i>	<i>Sub-Fund Balances</i>	<i>Fund Balances</i>	<i>Account Balances</i>
General Fund	\$ 120,652.30		
General Fund Res. for Investments	\$ 5,827,940.95	\$ 5,948,593.25	*
Prince Edward Community Dev Fund		\$ 37,496.96	
Industrial Development Authority Fund		\$ 79,317.10	
Recreation Fund Res for Investments		\$ 25,595.72	
Forfeited Assets Fd. Res. for Inv.		\$ 147,733.77	
School Capital Projects Fund--VPSA		\$ 4.75	
School Capital Projects Fund--QZAB01		\$ 913.74	
Underground Storage Tank Fund		\$ 20,000.00	
Economic Development Fund		\$ 1,185,000.00	
Board of Public Welfare Special Acct.		\$ 1,829.11	
Piedmont ASAP Fund		\$ 201,821.67	
School Fund		\$ -	
Landfill Construction Fund		\$ (265,324.14)	
PCS Fund		\$ 218,158.77	
Revenue Sharing Fund		\$ (10,689.64)	
Retirement Benefits Fund		\$ 147.00	
School Capital Projects Fund--QZAB02		\$ 368,526.19	
Dare Donations Fund		\$ 3,779.65	
School Cafeteria Fund		\$ 185,195.94	
Cash in Office			\$ 1,000.00
Cash in Banks			\$ 579,317.18
Warrants Payable (School Fund)			\$ 1,363,074.58
General Fund Investments			\$ 5,827,940.95
VPSA Investments			\$ 4.75
QZAB01 Investments			\$ 913.74
Underground Storage Tank Fund			\$ 20,000.00
Recreation Fund Investments			\$ 25,595.72
QZAB02 Investments			\$ 368,526.19
Landfill Construction Fund for Investment			\$ (265,324.14)
Forfeited Asset Fd for Investment			\$ 147,733.77
Industrial Dev Auth Fd for Inv			\$ 79,317.10
Totals:		\$ 8,148,099.84	\$ 8,148,099.84
*Of this \$5,948,595.25 in the General Fund, \$.00 is encumbered for:			
Transfers In:	Retirement Benefits Fund	0.00	
	School Fund	0.00	
	VPA Fund	0.00	
	Landfill Construction Fund	0.00	
	Debt Obligations	0.00	
	Total	0.00	
This leaves an unencumbered balance of \$5,948,593.25 in the General Fund.			

**Prince Edward Co. Board of Supervisors
Depository Balances**

Checking Accounts:

Benchmark Community Bank	\$ 107,819.36
Wachovia Bank	\$ 164,264.07
BB&T	\$ 1,828,495.30
Bank of America	\$ 888,129.04

Total: **\$ 2,988,707.77**

Investment Accounts:

Benchmark Community Bank	\$ 749,315.66
Wachovia Bank	\$ 200,000.00
Citizens Bank & Trust Company	\$ 235,000.00
BB&T	\$ 1,481,921.23
Planters Bank & Trust	\$ 700,000.00
Mentor Investments	\$ 160,572.77
SNAP (State Non-Arbitrage Plan)	\$ 4.75
Bank of America	\$ 1,631,577.66

Total: **\$ 5,158,392.07**

Mable H. Shanaberger, Treasurer

Report Date: June
2008



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 5-b
Department: Board of Supervisors
Staff Contact: Karin Everhart
Issue: Consent Agenda – Minutes

Summary: Board meeting minutes are attached.

Attachments: August 11, 2009

Recommendation: Approval.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

August 11, 2009

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday the 11th day of August, 2009; at 7:00 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; James Ennis, County Attorney; Sharon Lee Carney, Director of Economic Development & Tourism; and Alan Leatherwood, Resident Highway Engineer.

Chairman Fore called the meeting to order. Supervisor Moore offered the invocation.

In Re: Public Participation

Kenneth Jackson, Leigh District, expressed his concern about the procedure that will be taken to secure a company to do the work on the private road that the County is planning on building for \$15,000. He suggested closed bids would be the best way to offer honesty, openness and fairness to all.

Bemeche Hicks, Lockett District, said that during the Saturday, August 8, 2009, meeting with Mrs. Dotson, Mr. Wade Bartlett and Mr. Jonathan Pickett, he was told the Board makes the decisions on what the Board authorizes [the staff] to do, and asked why a multi-million pipe-line is being installed from the Sandy River Reservoir with only one customer hook-up. He said the cost will be passed to the taxpayers who do not need a pipeline, and asked who will benefit from this pipe-line. He said that if the

corporations want it, they need to put up the money build the pipe-line. He asked if the citizens need to go to Washington to get answers, or if they should come here.

In Re: Board of Supervisors Comments

Supervisor Jones said a number of volunteer firemen attended the Virginia's Heartland Water and Sewer Authority meeting, which was held at 6:00 p.m. that evening, to express their support of the water line. He added the line would provide for fire hydrants to protect the homes and would save citizens on their insurance for those homes. He added that while there is one customer currently, discussion is ongoing with other communities that may join the Authority.

Supervisor Gilfillan noted the passing of Eunice Kennedy Shriver, who provided leadership and organized what eventually became Special Olympics.

Supervisor Moore asked Mrs. Sharon Dotson if the meeting held Saturday, August 8, 2009, was helpful. Mrs. Dotson replied that she was pleased with the opportunity and said they had agreed to disagree.

Supervisor Wiley said she learned of another pedestrian that had been struck by a vehicle in front of the Kroger's grocery store, the fourth pedestrian struck in the past two weeks. She asked what can be done to prevent this from happening again.

Supervisor Ward asked Mr. Jonathan Pickett for clarification about the road that is to be built on the Johnson estate. Mr. Pickett said that he and Mr. Bartlett met with Mr. Farmer, the property owners and Mr. Alan Leatherwood to discuss specifications for the road. He said VDOT will provide assistance with an estimate and specifications to go by for bid, and sealed bid will be done at that time. He said there is a road but was built to about two-tenths of a mile from the water. He said the process to secure a company to do the work will be by sealed bid. Mr. James Ennis, County Attorney, said the specifications must come from VDOT and the bid is not to exceed \$15,000. He added the bid process is always anticipated and was included in the resolution, as well as obtaining specifications for the construction of the road from VDOT.

Supervisor Ward asked about the length of time for the process. Mr. Pickett said it will take several months as wetland issues must be studied. Further discussion followed.

In Re: Consent Agenda

On motion of Mr. Moore 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 accepted the minutes of the meetings held July 14, 2009 at 7:00 p.m., and July 30, 2009 at 5:30 p.m.; Accounts and Claims; Salaries; a Festival Permit Application for George Whitewolf to hold the American Indian Pow-Wow and Western Festival on September 18, 19, and 20, 2009; and appropriations, as follows.

		<u>Debit</u>	<u>Credit</u>
3-100-41050-0100	Transfer in from General Fund Balance		\$ 79,717.11
4-100-32200-7001	Farmville Volunteer Fire Department	\$ 166.00	
4-100-32200-7003	Prospect Volunteer Fire Department	\$ 265.81	
4-100-32200-7005	Hampden-Sydney Volunteer Fire Department	\$ 62,512.57	
4-100-32200-7006	Pamplin Volunteer Fire Department	\$ 10,596.84	
4-100-32200-7007	Meherrin Volunteer Fire Department	\$ 6,175.89	
3-100-24040-0003	VITA Geographical Information System Grant		\$ 86,300.00
4-100-94000-0025	Geographical Information System	\$ 86,300.00	
3-100-24040-0004	VITA Global Positioning System Grant		\$ 19,000.00
4-100-94000-0026	Global Positioning System	\$ 19,000.00	
3-250-33020-0011	Title I – Stimulus Funds		\$ 259,228
3-250-33020-0021	IDEA Special Ed – Stimulus		\$ 365,378
3-250-33020-0022	IDEA Special Ed Preschool - Stimulus		\$ 12,304
4-250-61000-3101	Instruction Stimulus	\$ 544,211	
4-250-63000-3101	Transportation Stimulus	\$ 92,699	
3-270-30000-0002	Fresh Fruit & Vegetable Program		\$ 67,256
4-270-65100-0006	Food Products	\$ 60,556	
4-270-65100-0005	Non Food Expenses	\$ 6,700	

	<u>LIABILITIES</u>		
Virginia Department of Taxation	State sales tax		2.41

	<u>BOARD OF SUPERVISORS</u>		
Business Card	Display case cover	630.72	
	Luncheon	77.55	
	Reservations	785.84	
	Meals	72.04	
	CPEAV training	900.00	2,466.15
Farmville Printing	Programs	41.30	
	Books	140.50	181.80
Lowe's	Display case materials	290.65	
	Bottled water	7.94	298.59
McClintock & Derr	Framing service		68.13
Farmville Herald	Advertising		146.26
William G. Fore, Jr.	Mileage		23.10
Robert M. Jones	Mileage		71.50
Charles W. McKay	Mileage		150.70
James C. Moore	Mileage		506.00
Howard F. Simpson	Mileage		205.70
Lacy B. Ward	Mileage		212.30
Walmart	Soft drinks and water		35.92

	<u>COUNTY ADMINISTRATOR</u>		
AT&T	Phone		211.35
Embarq	Phone		466.97
US Cellular	Phone		56.96
Business Card	Reservation		278.44
University of Virginia	09-10 Membership dues		1,000.00
Diamond Springs	Equipment rental and water		15.70
Farmville Printing	Letterhead		165.00
Town of Farmville	Gas		52.47
Matthew Bender & Company, Inc.	09 Supplement/Index/RV5A		336.40
Business Data of Virginia, Inc.	Printer		232.98

	<u>COMMISSIONER OF REVENUE</u>		
AT&T	Phone		65.67
Treasurer of Virginia	Online service		125.38
VALECO	Dues		60.00
Virginia Association of Local Tax	Dues		10.00
Business Data of Virginia, Inc.	DMV list		197.31
Key Office Supply	Tray/sorter	51.38	
	Organizer	25.69	
	Ink cartridges	206.97	
	Trash cans	23.94	
	Chair mat	345.29	
	Office supplies	942.39	
	Planners	19.98	
	Copy paper	164.75	1,780.39

		<u>TREASURER</u>	
Key Office Supply	Typewriter service contracts (2)	157.00	
	Copier service contract	1,275.00	
	Fax service contract	171.00	
	Printer service contract	173.00	
	Ribbons	76.14	
	Office supplies	798.55	
	Rubber bands	9.39	
	Organizers	100.77	
	Data tapes	1,899.90	
	Pens	11.04	
	Shredder	1,999.00	
	Calculator	139.00	6,809.79
AT&T	Phone		127.85
Treasurer of Virginia	Online service		146.08
Embarq	Phone		226.21
Virginia Employment Commission	Online service		100.00
Treasurers Association of Virginia	Conference registration	275.00	
	Legal support fee	150.00	425.00
VALECO	Dues		60.00
Matthew Bender & Company, Inc.	Code Vol 7 09 Supplement		38.30
Compro Computers	Printers		1,599.97

		<u>INFORMATION TECHNOLOGY</u>	
Business Data of Virginia, Inc.	Travel expenses		1,625.00
	Monthly contract		2,800.00
	Hotel and meals		210.18
ComputerPlus Sales & Service	Maintenance contract		270.00

		<u>REGISTRAR</u>	
AT&T	Phone		45.87
Treasurer of Virginia	Online service		3.25
Embarq	Phone		148.57
Dale L. Bolt	Mileage	79.75	
	Meals & lodging	380.23	459.98
Key Office Supply	Copy paper		65.90

		<u>CIRCUIT COURT</u>	
AT&T	Phone		61.78
Embarq	Phone		158.96
Key Office Supply	Two-year planner	15.74	
	Laptop	749.00	764.74

		<u>GENERAL DISTRICT COURT</u>	
Joyce K. Sexton	Mediation services		712.50
AT&T	Phone-Juv. Prob.	179.40	
	Phone-J&D	122.05	
	Phone-Gen. Dist. Court	143.04	444.49
Embarq	Phone-J&D	109.46	
	Phone-Juv. Prob.	105.86	

U S Cellular	Phone-Gen. Dist. Court Phone	298.38	513.70 28.48
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SPECIAL MAGISTRATES

AT&T	Phone		130.35
Treasurer of Virginia	Pager rental		16.36
McMillian Pager Service	Pager rental		15.90
Embarq	Phone		90.66
Key Office Supply	Office supplies		448.36

CLERK OF THE CIRCUIT COURT

Key Office Supply	Typewriter service contracts (2)	216.00	
	Fax service contract	195.00	
	Coffee maker	58.19	
	Stamp ink	15.96	485.15
AT&T	Phone		112.62
Embarq	Phone		272.73
Kinex Networking Solution	DSL		74.95

LAW LIBRARY

AT&T	Data line		34.54
Embarq	Data line		32.05
LexisNexis	Online service		207.00
Matthew Bender & Company, Inc.	09 Supplement/Index/RV5A		336.40

COMMONWEALTH'S ATTORNEY

Cecelia Charlton	Postage		25.43
AT&T	Phone		309.33
Kinex Networking Solutions	Internet		49.95
Embarq	Phone		285.81
VALECO	Dues		60.00
Farmville Printing	Business cards		20.00
Matthew Bender & Company, Inc.	Supplement/Index/RV5A		647.25

VICTIM WITNESS ASSISTANCE PROGRAM

Farmville Printing	Brochures & copies		147.20
Key Office Supply	Office supplies		73.09

SHERIFF

East End Motor Company, Inc.	Radiator repairs	573.78	
	Radiator fan	538.78	
	Drive axles & brakes	1,827.85	
	Wrecker service	125.65	
	Oil/filter change	53.97	3,120.03
Kenbridge Tire & Auto	Calibration		25.00
U. S. Postal Service	Postage		116.00
Kinex Networking Solution	DSL & webhosting		139.85
Virginia Association of Counties Self-Insurance Risk Pool	Auto insurance		547.00
Business Card	Meals	87.76	

	Gas	43.67	
	Cameras and supplies	5,473.39	5,604.82
William D. Shular, Jr.	Meals		58.56
VALECO	Dues		60.00
Key Office Supply	Office supplies		51.32
Treasurer of Virginia	Notary		45.00
Town of Farmville	Gas		6,609.60
Fire & Safety Equipment Company	Fire extinguisher		46.95
Quantum Graphics/Uniforms	Uniforms		376.15
Southern Police Equipment Company	Belt keepers	86.00	
	Ammunition	517.00	
USA Mobility Wireless, Inc.	Pager rental		82.41
<u>HAMPDEN-SYDNEY VOLUNTEER FIRE DEPARTMENT</u>			
BB&T	Smeal truck payment		33,263.62
<u>BURKEVILLE VOLUNTEER FIRE DEPARTMENT</u>			
Burkeville Volunteer Fire Department	09-10 Support		800.00
<u>FIRST RESPONDERS</u>			
Hampden-Sydney Volunteer Fire Department	09-10 Support		2,500.00
<u>PRINCE EDWARD FIREFIGHTERS ASSOCIATION</u>			
Prince Edward Area Firefighters Association	09-10 Support		3,000.00
<u>PRINCE EDWARD RESCUE SQUAD</u>			
Prince Edward Volunteer Rescue Squad	09-10 Support		15,000.00
<u>PAMPLIN RESCUE SQUAD</u>			
Pamplin Volunteer Rescue Squad	09-10 Support		2,000.00
<u>MEHERRIN RESCUE SQUAD</u>			
Meherrin Fire & Rescue Squad	09-10 Support		2,500.00
<u>CHESTERFIELD COUNTY MED FLIGHT</u>			
Chesterfield County	09-10 Support		500.00
<u>OLD DOMINION EMS - LEIGH MOUNTAIN</u>			
Old Dominion EMS Alliance	09-10 Support		2,000.00
<u>EMERGENCY SERVICES</u>			
Timmons Group	System maintenance		855.00
Korman Signs	Signs & hardware		424.59
<u>REGIONAL JAIL & DETENTION</u>			
Piedmont Regional Juvenile Detention Center	Juvenile detention		9,000.00
Piedmont Regional Jail	Inmate per diem		3,446.30

<u>BUILDING OFFICIAL</u>		
Farmville Auto Parts	Serviced transmission	106.71
US Cellular	Phone	28.48
Treasurer of Virginia	Permit levy	384.21
Town of Farmville	Gas	209.83
<u>ANIMAL CONTROL</u>		
Lowe's	Brush	14.94
	Wire & screws	14.74
Ronald Van Eps	Entry latches	13.85
Dominion Virginia Power	Electric service	99.03
Embarq	Phone	31.58
US Cellular	Phone	56.96
Walmart	Dog food	155.00
Town of Farmville	Gas	564.40
<u>MEDICAL EXAMINER</u>		
Treasurer of Virginia	Coroner	20.00
<u>BIOSOLIDS MONITORING</u>		
Tri-County Ford-Mercury	Oil change	29.89
Manuel H. Toombs, Jr.	Internet	24.67
US Cellular	Phone	28.48
Town of Farmville	Gas	362.31
<u>REFUSE DISPOSAL</u>		
Resource International	Storm water compliance	367.75
	VPDES update	1,552.40
	Miscellaneous work tasks	4,702.05
	MRF assessment	1,740.00
	Groundwater monitoring	9,177.75
		17,539.95
Lowe's	Round-up	149.00
Moore Scale Service, Western Virginia	Balance & test scale	626.00
Southern States	Straps & gloves	16.95
Arena Trucking Company	Trash collection	389.00
STEPS, Inc.	Recycling fee	1,659.77
Southside Electric Cooperative	Darlington Heights site	59.06
	Virso site	76.11
		135.17
Dominion Virginia Power	Leachate pump	150.19
	Scalehouse	64.33
	Rice shelter	48.01
	Cell C pump station	20.78
	Green Bay site	48.69
	Worsham site	33.52
	Prospect site	69.31
	Landfill site	38.80
		473.63
AT&T	Phone	183.77
Embarq	Phone	234.65
US Cellular	Phone	114.48

Walmart	Phones & cords	30.85
Town of Farmville	Gas	964.26
Newman Tire Company, Inc.	Tires	480.00

SANDY RIVER RESERVOIR

Randall C. Allen, PC	SRR Water treatment	2,669.19
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GENERAL PROPERTIES

OK Termite & Pest Control	Exterminating service	150.00
Thyssenkrupp Elevator	Maintenance contract	1,975.43
Haley of Farmville, Inc.	Inspection	16.00
Taylor-Forbes Equipment Company	Mower repairs	249.78
	Oil	5.58
Southside Electric Cooperative	SRR Lights	30.43
Dominion Virginia Power	Industrial park	67.86
	Roy Clark monument	17.14
	Courthouse	14,626.96
	Shop	30.26
	Sheriff's Department shed	5.50
	Worsham Clerk's office	32.80
	Lights at Rice	81.04
	Ag building	1,106.82
Town of Farmville	Water & sewer	277.36
AT&T	Phone	35.83
Embarq	Line to hospital	7.97
	Phone	111.88
US Cellular	Phone	86.95
Aramark Uniform Services	Janitorial supplies	342.78
Lowe's	Cleaning supplies	47.76
	Plunger/mop head/Formula 409	24.94
	Glass cleaner & mops	22.71
	Bolt	3.52
	Light bulbs / padlock	23.89
	Screws	2.94
	Data jack & cable	46.91
	Filters	5.97
	Mulch / spray paint	32.38
Walmart	Mops & soap	8.21
	Markers	5.68
	AC charge kit	34.97
Wilco, Inc.	Janitorial supplies	48.86
Business Card	Handicap door control	1,916.90
Diamond Springs	Equipment rental & water	261.54
East End Chevron	Ice	29.20
Farmville Auto Parts	AHU belt	15.04
	Safety strobe light	11.35
	Refrigerant	540.00
Price Supply Company, Inc.	Air filters	13.98
Cintas Corporation #524	Uniform rental	565.33
Department of State Police	Safety inspection manual	2,333.70
		479.52
		20.00

Newman Tire Company, Inc.	Flat repair	10.88
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CANNERY

Price Supply Company, Inc.	Potato peeler belt	64.45
Southside Electric Cooperative	Electric service	81.16
Ellington Energy Service	Fuel oil	723.24
AT&T	Phone	36.74
Embarq	Phone	35.21
Farmville Printing	Business cards	39.00
Can Corporation of America, Inc.	Cans & lids	2,954.69
Virginia Department of Taxation	Sales use tax on cans	147.74

COMPREHENSIVE SERVICES ACT

Barry Robinson Center	Professional services	654.00
Centra Health	Professional services	26,710.00
Crossroads Services Board	Professional services	3,110.00
Emmanuel Family Services	Mentoring	250.00
Faison School for Autism	Professional services	2,600.00
Family Preservation Service	Professional services	2,970.00
Grafton School, Inc.	Professional services	13,156.00
Leigh D. Hagan, PhD, PC	Foster care	1,948.58
Heartland Family Counsel	Professional services	2,750.00
Helton House, Inc.	Professional services	5,580.75
Kristy Howells	Foster care	998.43
Joan Osborne	Foster care	1,621.07
Poplar Springs Hospital	Professional services	2,400.00
Presbyterian Home & Family Services	Professional services	2,790.00
Pickett Park Day Care Center	Foster care	409.00

OTHER WELFARE / SOCIAL SERVICES

SCOPE/Meals on Wheels	09-10 Support	4,750.00
Piedmont Senior Resources	09-10 Support	1,616.00
STEPS, Inc.	09-10 Support	6,808.00
Pamplin Community Center	09-10 Support	475.00
Jolly Glee Senior Center	09-10 Support	1,800.00
FACES, Inc.	09-10 Support	2,137.50
Special Olympics - Area 12	09-10 Support	200.00
Virginia Legal Aid Society, Inc.	09-10 Support	1,900.00
HOPE	09-10 Support	4,750.00
Tri-County Life Learners	09-10 Support	1,662.50
Southside Center for Violence Prevention, Inc.	09-10 Support	2,375.00
Longwood Center for Visual Arts	09-10 Support	1,247.00
Habitat for Humanity	09-10 Support	2,375.00
Prince Edward County High School After Prom Party	09-10 Support	950.00
Fuqua After Prom Party	09-10 Support	475.00

CONTRIBUTIONS TO COLLEGES

Southside Virginia Community College	09-10 Support	5,161.00
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Longwood Small Business Development Center	09-10 Support		3,537.00
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SUPERVISION OF PARKS & RECREATION

Prince Edward Community Center	09-10 Support		23,750.00
Southside Virginia Family YMCA	Summer program support		20,000.00

MUSEUMS

Robert Russa Moton Museum	09-10 Support		7,125.00
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PUBLIC LIBRARY

Farmville-Prince Edward Community Library	09-10 Support		38,014.75
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PLANNING

Samuel R. Coleman	Commission meeting	100.00	
	Mileage	13.20	113.20
Donald B. Gilliam	Commission meeting	100.00	
	Mileage	22.00	122.00
Lee Edward Hicks, Jr.	Commission meeting	100.00	
	Mileage	12.65	112.65
Robert M. Jones	Commission meeting	100.00	
	Mileage	5.50	105.50
Clifford Jack Leatherwood	Commission meeting		100.00
Robert Christopher Mason	Commission meeting	100.00	
	Mileage	9.90	109.90
James Robert Wilck	Commission meeting		100.00
Farmville Herald	Advertising		126.76
Business Card	Postage		94.18
US Cellular	Phone		56.96
Alecia Daves-Johnson	Mileage	47.85	
	Meal	21.97	69.82
Commonwealth Regional Council	09-10 Support		15,700.00
Business Data of Virginia, Inc.	Norton update		49.95
Town of Farmville	Gas		49.60
Treasurer of Virginia	E&S Field manuals		100.00

COMMUNITY DEVELOPMENT

Farmville Chamber of Commerce	09-10 Support		2,375.00
Town of Farmville	09-10 Airport support		4,750.00
Piedmont Area Transit	09-10 Support		2,500.00

ECONOMIC DEVELOPMENT

Dominion Virginia Power	Electric service		314.29
Town of Farmville	Water & sewer		41.33
AT&T	Phone		64.95
Moonstar BBS	DSL		45.00
Virginia's Retreat	09-10 Support		4,500.00
Key Office Supply	Indexes	14.28	
	Paper/labels/envelopes	614.72	629.00

SOIL & WATER CONSERVATION DISTRICT

Piedmont Soil & Water Conservation District	09-10 Support	4,845.00
Old Dominion RC&D	09-10 Support	1,775.00

COOPERATIVE EXTENSION OFFICE

Embarq	Phone	97.17
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FUND TRANSFERS OUT

Prince Edward County IDA	YMCA Loan payment	130,125.52
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CAPITAL PROJECTS

McGraw-Morgan, Inc.	Re-tube boiler	11,975.00
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DEBT SERVICE

Town of Farmville	Library loan	52,092.44
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PUBLIC / PRIVATE EDUCATION ACT FUND

Wiley & Wilson	Professional service	1,100.00
Davenport & Company, LLC	Financial advisory fee	1,540.40

WATER FUND

Town of Farmville	Water	139.82
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SEWER FUND

Dominion Virginia Power	Sewer pump	27.89
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PIEDMONT COURT SERVICES

Kroll Laboratory	Drug testing	58.44	
Dominion Virginia Power	Electric Service	282.84	
Pitney Bowes Financial Service	Postage meter lease	202.00	
AT&T	Phone	125.40	
Embarq	Phone	204.69	
Prince Edward County Treasurer	Fire insurance	75.00	
Matthew Bloom	Mileage	234.85	
Sheena Franklin	Mileage	100.10	
Ashley Glenn	Mileage	94.60	
Sharon Gray	Mileage	218.90	
Connie Stimpson	Mileage	65.28	
	Paint & supplies	103.86	169.14
Rebecca Moss	Mileage	210.10	
	Meals	32.34	242.44
Hampton Inn	Lodging		366.12
National Curriculum & Training Institute	Facilitator training	899.00	
	Training materials	964.00	1,863.00
William DeWindt	Batteries/software	870.25	
	Computer	1,167.19	2,037.44
Key Office Supply	OmniForm	36.95	

	Office supplies	1,289.53	
	Appointment book	10.69	1,337.17
Renee T. Maxey	Webcams		118.92
Virginia Correctional Enterprises	Binders & nameplate		21.57
Page Hardy	Cleaning service		420.00
SRP Corporation, LLC	Rent		2,383.00

ADDENDUM BILL LIST

LIABILITIES

Virginia Department of Taxation	State sales tax		2.37
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BOARD OF SUPERVISORS

Farmville Herald	Advertising		175.50
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COUNTY ADMINISTRATOR

Key Office Supply	Typewriter service contract	192.00	
	Copy paper	142.66	
	Paper	134.97	
	Data binders	33.95	503.58
Moonstar BBS	DSL		190.00
Business Data of Virginia, Inc.	Flash drive		39.95
Farmville Printing	Receipt book		79.20
Town of Farmville	Gas		58.56
Matthew Bender & Company, inc.	VA Code 09 RV4		54.50
Thompson Publishing Group	Handbook		438.50
Compro Computers	Computers		4,429.87

COMMISSIONER OF REVENUE

Key Office Supply	Copier service contract	205.00	
	Hanging file folders	63.90	268.90
Ntelos	Internet		20.44
Embarq	Phone		203.50
Business Data of Virginia, Inc.	Norton Anti-virus		49.99

ASSESSOR

Farmville Herald	Advertising		92.63
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TREASURER

Key Office Supply	Binders & clipboards		72.01
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INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Travel expenses	250.00	
	Monthly contract	2,800.00	3,050.00
ComputerPlus Sales & Service	Maintenance contract		270.00

	<u>CIRCUIT COURT</u>		
Virginia Lawyers Weekly	Subscription		162.50
	<u>GENERAL DISTRICT COURT</u>		
FedEx	Shipping charge		9.94
	<u>SPECIAL MAGISTRATES</u>		
Virginia Magistrates Association	Dues		75.00
	<u>CLERK OF CIRCUIT COURT</u>		
Key Office Supply	Typewriter service contract		108.00
AT&T	Phone		144.22
VALECO	Dues		110.00
Virginia Court Clerk's Association	Dues		445.00
Kinex Networking Solutions	DSL		74.95
	<u>LAW LIBRARY</u>		
AT&T	Data line		34.54
LexisNexis	Online service		207.00
Matthew Bender & Company, Inc.	VA Code 09 RV4		54.50
	<u>VICTIM WITNESS ASSISTANCE PROGRAM</u>		
Embarq	Phone		77.59
Cindy Sams	Mileage		115.50
Key Office Supply	Pens		9.69
	<u>SHERIFF</u>		
Walmart	Dog food	63.94	
	Office supplies	51.56	
	Photo processing	44.50	160.00
MedTox Laboratories, Inc.	Drug testing		50.00
Commtronics of Virginia	Radio repair	513.00	
	Radio holder/earpiece	155.27	668.27
Burkeville Body Shop	Auto repairs		3,440.20
Davis Pontiac	Auto repairs		594.27
East End Motor Company, Inc.	Towing		65.00
Express Care	Oil changes (5)		284.04
Farmville Auto Parts	Battery		99.99
Third Street Wrecker Service	Towing		75.00
AT&T	Phone		517.74
Embarq	Phone		474.13
Embarq Communications, Inc.	Phone		33.66
US Cellular	Phone		856.92
Diamond Springs	Equipment rental & water		64.90
Farmville Printing	Log sheets		63.90
Key Office Supply	Folders/meeting book/keytag	14.37	
	Folders	38.99	53.36
Southern Police Equipment Company	Taser dataports (2)	149.95	
	Maglight	87.99	

	Maglights/pepperspray	276.88	
	Shoes	52.50	
	Uniforms	177.41	
	Gloves	16.99	
	Taser holsters	489.90	
	Badge	54.99	
	Speedloader case	55.23	1,361.84
Staples Business Advantage	Office supplies		400.47
Ellington Energy Service	Gas		34.67
Town of Farmville	Gas		6,443.25
Tri-County Ford-Mercury	Key rack		6.00
Evident Crime Scene Products	Evidence tags		112.00
Town Police Supply - Richmond	Ammunition		1,475.56
Quantum Graphics/Uniforms	Uniforms		199.10
Matthew Bender & Company, Inc.	VA Criminal & Traffic Law	672.45	
	VA Code 09 Supplement	336.40	1,008.85
USA Mobility Wireless, Inc.	Pager rental		82.68
Crossroads Ford of Virginia	09 Crown Victoria	24,361.65	
	09 Crown Victoria	22,636.60	46,998.25

FARMVILLE VOLUNTEER FIRE DEPARTMENT

Chesterfield Insurers	Accident/health insurance		3,266.00
Davis Pontiac	Inspection		16.00
Farmville Volunteer Fire Department	Truck payment	34,604.77	
	Phone	81.16	
	Internet	24.90	34,710.83
Fire & Safety Equipment Company	SCBA flow tests	1,843.91	
	SCBA cylinder test	18.51	1,862.42
RJA Fire Extinguisher	Refill extinguishers		135.35
Singer Associates Fire Equipment	Linear strobe	212.00	
	Bulb.mount/hose	380.04	592.04
Witmer Public Safety Group	Shield/boots/visor	2,371.41	
	Gloves	703.43	
	Boots	987.45	
	Field guides/notebooks	91.84	
	Collar pins	43.94	
	Radio straps	109.99	4,308.06

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

Carpet House	Ceiling tiles		805.14
Farmville Auto Parts	Batteries		243.79
Fire & Safety Equipment Company	Cylinder inspection		29.50
Stellar One Bank	Loan payment		501.50
Southside Electric Cooperative	Electric service		414.28
Verizon	Phone		134.42
Watkins Insurance Agency	Accident insurance		1,998.00

HAMPDEN-SYDNEY VOLUNTEER FIRE DEPARTMENT

BB&T	Tanker truck payment		14,178.46
Fire & Safety Equipment Company	Recharge extinguishers		121.05

Foster Fuels	Propane		164.15
Pamplin Volunteer Fire Department	Fuel		350.70
Verizon	Phone		116.35
Dominion Virginia Power	Electric service		339.84

MEHERRIN VOLUNTEER FIRE DEPARTMENT

Chesterfield Insurers	Life/accident insurance		754.75
Parker Oil Company, Inc.	Gas		326.15
Public Safety Center, Inc.	Batteries		350.00
Safe Air Systems, Inc.	Serviced air compressor		593.62
Roy C. Jenkins, Inc.	Propane	620.70	
	Diesel	445.71	
	Water heater supplies	246.46	1,312.87
Jack L. Slagle Fire Equipment	Suction straps		80.00
U.S. Cellular	Phone		149.76
Verizon	Phone	141.64	
Dominion Virginia Power	Electric service		642.89
Watkins Insurance Agency	Insurance		2,995.00

EMERGENCY SERVICES

Timmons Group	GPS project		2,650.00
Earth Vector Systems, LLC	GPS rental		290.00
Korman Signs	Address markers		1,317.04

REGIONAL JAIL & DETENTION

Piedmont Regional Juvenile Detention Center	Juvenile detention		4,575.00
Piedmont Regional Jail	Inmate per diem		3,688.30

BUILDING OFFICIAL

Coy Leatherwood	Meeting registration		15.00
Town of Farmville	Gas		228.38

ANIMAL CONTROL

Lowe's	Entry latch balance due	0.09	
	Paint	26.88	
	Rail end/tension bands (2)	28.35	55.32
Embarq	Phone		31.63
Town of Farmville	Gas		453.26
Farmville Auto Parts	Battery		99.99

MEDICAL EXAMINER

Treasurer of Virginia	Coroner		20.00
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BIOSOLIDS MONITORING

Town of Farmville	Gas		279.25
Newman Tire Company, Inc.	Tires		257.00

REFUSE DISPOSAL

Moore Scale Service-Western VA	Scale repairs		2,966.60
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East End Motor Company, Inc.	Truck inspection	51.00
Wright's Excavating	Landfill operation	42,187.50
Emanuel Tire of Virginia	Tire recycling	2,989.80
STEPS, Inc.	Recycling fee	2,154.84
Southside Electric Cooperative	Virso site	78.61
Dominion Virginia Power	Rice site	36.08
AT&T	Phone	72.61
Embarq	Phone	35.31
O. O. Stiff, Inc.	Monthly service	662.50
Town of Farmville	Gas	1,112.99
Newman Tire Company, Inc.	Tires	960.00

GENERAL PROPERTIES

Putney Mechanical Company, Inc.	Heat pump compressor	1,724.00
Dominion Virginia Power	Ag building	945.23
AT&T	Phone	34.53
Embarq	Line to hospital	7.97
	Phone	48.26
O. O. Stiff, Inc.	Monthly service	100.00
Aramark Uniform Services	Janitorial supplies	229.18
Lowe's	Cleaning supplies	104.07
	Electric covers & tape	28.69
	Sheetrock	6.98
	Steel rods/rope	45.02
	Utility knife blades	18.98
	Drywall tape & paste	81.77
	Safety glasses/masks	39.33
	Green T-posts	28.45
Cintas Corporation #524	Uniform rental	353.29
Town of Farmville	Gas	646.50
Farmville Auto Parts	Battery/transmission fluid	85.33
	Shock absorber/refrigerant	107.14
	Oil & filter	17.33
Newman Tire Company, Inc.	Mower flat repair	209.80
		6.75

CANNERY

Farmville Auto Parts	Potato peeler belts	22.68
Rod & Staff Welding	Aluminum tabletop	53.64
AT&T	Phone	49.67
Embarq	Phone	32.36
Lowe's	Air conditioner	187.52
	Returned merchandise	-8.42
		179.10

COMPREHENSIVE SERVICES ACT

Amanda Blackburn	Foster care	700.99
Business Card	Foster care	159.60
Centra Health	Professional services	44,750.10
Dominion Youth Services	Foster care	43.46
Juanita Fisher	Foster care	230.00
Ryan Frey	Foster care	448.00

Frances Gibbs	Foster care		304.84
Heartland Family Counsel	Professional services		2,200.00
Shirley Hicks	Foster care		525.00
Helton House, Inc.	Professional services		5,994.90
Kristy Howells	Foster care		896.00
Brittany Jones	Foster care		300.00
Dekeace Morton	Foster care		891.00
Joan Osborne	Foster care		560.00
Pickett Park Day Care	Foster care		391.00
Poplar Springs Hospital	Professional services		2,480.00
Presbyterian Home & Family Services	Professional services		2,883.00
I'Shawn Smith	Foster care		644.00
Stepping Stones Day Care	Foster care		509.04
Angela Uhrich	Foster care		4,512.00
Shantay Watson	Foster care		48.89
A. James Anderson, PhD	Foster care		1,800.00

PLANNING

Farmville Herald	Advertising		351.00
Jonathan Pickett	Mileage		312.84
Key Office Supply	DataTraveler	29.95	
	Disks	24.44	54.39

COMMUNITY DEVELOPMENT

Town of Farmville	09-10 Support		20,000.00
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ECONOMIC DEVELOPMENT

Compro Computers	Laptop		1,879.89
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DEBT SERVICE

Rural Development	Courthouse loan payment		16,626.00
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PUBLIC/PRIVATE EDUCATION ACT FUND

Randall C. Allen, PC	Legal service		2,053.50
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WATER FUND

Wiley & Wilson	Professional services		775.00
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SEWER FUND

Dominion Virginia Power	Sewer pump		29.21
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RETIREMENT BENEFIT FUND

Vicki K. Johns	Retiree benefit		959.00
Anthem BCBS	Retiree health insurance		880.00

PIEDMONT COURT SERVICES

Matthew Bloom	Mileage		347.60
Sheena Franklin	Mileage	201.30	
	Meals	40.58	241.88
Sharon Gray	Mileage		204.05

Connie Stimpson	Mileage		80.96
Renee T. Maxey	Mileage	69.85	
	Meal	9.95	79.80
Rebecca Moss	Mileage		95.15
William DeWindt	Setup remote access		175.00
Key Office Supply	Dry erase board		552.99

PCS SUPERVISION FEES EXPENDITURES

William DeWindt	Excel spreadsheet work		600.00
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PCS DRUG TESTING FEES

Kroll Laboratory	Drug testing		19.48
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In Re: Highway Matters

Mr. Alan Leatherwood, Resident Highway Engineer, said the repaving/rehabilitation project on Route 460 began on August 10, paid for by stimulus funds, and that tree cutting and trimming is ongoing on Route 360 and Route 460 eastbound. Mr. Leatherwood said three culverts are being replaced on Route 643 to fix the huge dips in the road.

Supervisor Jones said the work on the Rails to Trails extension to Pamplin looks very good, and asked when the work will begin from High Bridge to Burkeville. Mr. Leatherwood said he was unsure, and said that DCR requested VDOT do the work because of the good job that has been done so far.

Chairman Fore said the contractor did a good job of resurfacing on Route 628.

Supervisor Moore complimented VDOT on the repaving job done in Green Bay.

Supervisor Gilfillan said she has seen teens sitting on the ledges of the bridge over Little Buffalo Creek, and it is a safety issue.

In Re: VDOT Revenue Sharing Application

Chairman Fore said the deadline for the FY 10 Revenue Sharing Program is August 14, 2009. He said the Board has discussed applying for funding to relocate Route 628 for the purpose of moving traffic out of the School Complex and to facilitate economic development along the new corridor.

Chairman Fore said the estimated cost of the project is \$2.84 million, to include construction, engineering and right-of-way. The Revenue Sharing Program will pay for up to \$1.0 million of the project costs.

Discussion of the estimated costs and the process of the revenue sharing fund program followed.

Supervisor McKay made a motion to approve the Resolution Requesting Revenue Sharing Program Funds and to authorize the Board of Supervisors Chair and the County Administrator to sign all necessary documents; the motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Mattie P. Wiley	Nay:	Lacy B. Ward
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**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA
REQUESTING REVENUE SHARING PROGRAM FUNDS**

At a regularly scheduled meeting of the Board of Supervisors of the County of Prince Edward, Virginia held at the Prince Edward County Courthouse, Board of Supervisors Room, Tuesday, August 11, 2009, at 7:00 p.m., on a motion by Supervisor McKay, the following resolution was adopted on the following vote:

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

Nay: Lacy B. Ward

Absent: None

WHEREAS, the Board of Supervisors of the County of Prince Edward desires to submit an application for an allocation of funds of up to \$1,000,000 through the Virginia Department of Transportation Fiscal Year 2010, Revenue Sharing Program; and

WHEREAS, \$1,000,000 of these funds are requested to fund the construction of approximately 0.83 miles of Route 628, from the intersection of U.S. 15 to approximately 0.83 miles east of Route 15;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of the County of Prince Edward hereby supports this application for an allocation of \$1,000,000 through the Virginia Department of Transportation Revenue Sharing Program;

BE IT FURTHER RESOLVED, THAT the Board of Supervisors of the County of Prince Edward hereby grants authority for the County Administrator to execute project administration agreements for any approved revenue sharing projects.

In Re: Public Hearing – Rezoning Request for Prince Edward County IDA

Chairman Fore announced this was the date and time scheduled for a public hearing on the rezoning request for the Prince Edward County Industrial Development Authority, to rezone from A-2, Agricultural Residential, to C-1, General Commercial, approximately 95 acres located on the south side of Zion Hill Road, to the south east of the Prince Edward County Public Schools complex. Notice of this hearing was advertised according to law in the July 24, 2009 and July 31, 2009 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Jonathan Pickett, Director of Planning and Community Development, said the Prince Edward County Industrial Development Authority is requesting to rezone approximately 95 acres of a 120.3 acre tract located on the south side of Zion Hill Road (Route 628) to the southeast of the Public Schools complex from A-2, Agricultural Residential, to C-1, General Commercial. The purpose of this rezoning is to permit development of an inn and conference center on the property. Mr. Pickett said the Prince Edward County Planning Commission held a public hearing on July 21, 2009 and following the hearing recommended approval of the request with acceptance of the following proffers:

- Rezoned property be used only for hotel/motel/motor lodge use to include conference center and restaurant.
- Route 628 be relocated as part of the project in order to bypass the school complex.
- A bike lane be provided on the north side of the relocated portion of Route 628.

Mr. Pickett stated that staff recommends approval of this request with the exception of one proffered item. He said the Code of Virginia requires that offered proffers have a direct relation to the request in question, and staff does not interpret the bike lane as meeting this requirement and therefore should not and cannot be accepted.

Mr. Pickett said citizen concerns related to the cost of the land, environmental concerns, and the existing Route 628, and added that it was unknown if the existing Route 628 would be dead-ended, closed at the bus garage or closed to the apartments.

Chairman Fore opened the public hearing.

Kenneth Jackson, Leigh District, expressed his concern that the land is being sold below value, and that the Planning Commission was asked by the citizens to have the property reappraised. He said the investors are still not known, and the proposal is not a “done deal.” He added that the citizens will go over the Board’s heads to the state representatives.

Catherine White, Poplar Hills, said she was grateful that Mr. Pickett went to her apartment complex to address the concerns of the residents, but said the residents still have concerns about the rezoning without first having an impact study done.

Dennis Creran, Farmville, said if the zoning is changed and the developer does not build the conference center as planned, the property may be sold to another developer, since the land will be zoned “commercial.” He added the width of the proposed road may be a concern due to the volume of people attending conventions.

Kim Schmidt said she lives on Route 628 and is concerned that the road may be closed. She asked that the Board consider keeping it open for safety issues for the school as well as for access for the residents.

Chairman Fore said the Route 628 closure does not mean the road will be closed; Alternate Route 628 would provide access to Route 15. Discussion followed.

Mr. Pickett said the property had been a quarry in the 1930s and 1940s, and was not a natural aquifer. He said public water and sewer facilities would be used for the proposed hotel and conference center.

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

A brief discussion on the benefits to leaving the current Route 628 open followed.

Mr. Pickett said the developer will do exhaustive environmental impact studies with the Army Corps of Engineers, Marine Resource Commission and Department of Conservation and Recreation. The County will request a copy of the study from each agency and from the developer for public record.

Mr. Robert Fowler, the developer, said the preliminary wetlands determination study has been completed so the hotel will not impact the wetlands. Environmental scientists will do further study, and DCR and the Army Corps of Engineers will walk the property and affirm the flaggings where wetlands are located and to satisfy any impact. He added continual monitoring will be done by environmental scientists.

Mr. Bartlett said the studies will be done and public hearings will be held.

Supervisor Gilfillan asked for clarification about a citizen's comment that the property may be sold and developed by another developer. Mr. Pickett said one of the stipulations is that the zoning is for this particular hotel and any other commercial entity would have to come before the Board for conditional zoning for that project. He added that property owners were notified by certified letters.

Discussion followed on "spot zoning" and the value of the land. Mr. Bartlett said the appraiser had reported the 22-acre parcel was appraised at \$15,000 per acre because it is flat, easy to develop, and has road-frontage. He said the rest of the land was appraised at approximately \$4,000 per acre because it has a much rougher topography and it is farther from Route 628. Mr. Bartlett added if the developer does not move forward with the project, the County will still benefit from the increase in tax revenue and the construction of the road, which has been a concern for a number of years.

Discussion followed about proffers and the appraisal of the land.

Supervisor Jones made a motion to approve the rezoning request of approximately 95 acres located on the south side of Zion Hill Road (Route 628) to the southeast of the Public Schools complex from A-2 (Agricultural Residential) to C-1 (General Commercial) to permit development of an inn and conference center on the property, with the following proffers: that the rezoned property be used only for hotel/motel/motor lodge use to include conference center and restaurant, and that Route 628 be relocated as part of the project in order to bypass the school complex; the motion carried:

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

Nay: Lacy B. Ward

In Re: Tobacco Commission Grant – Route 628

Mrs. Sharon L. Carney, Director of Economic Development and Tourism, said that in 2009, the Virginia Tobacco Commission established a Reserve Fund Program with the objective of utilizing Commission funding to leverage non-Commission grant funds for accomplishing economic revitalization.

Eligible projects are limited to fund non-commission grants that require a match, not to exceed fifty percent of project cost. This new Reserve Fund Program can be used as the matching funds to a VDOT Revenue Sharing Grant application.

Mrs. Carney said the estimated cost for the construction, engineering and acquisition of right-of-way of the new alternate Route 628 is \$2.84 million. The VDOT Revenue Sharing Grant will pay up to a maximum of \$1 million. The Tobacco Commission grant will pay 50% of the authorized cost of the road project, which would be an estimated \$1.42 million. The remaining balance of the estimated road cost of \$420,000 would be the responsibility of the developer and/or the County.

Discussion followed on the anticipated authorized cost of the new Route 628 and potential financing.

Supervisor Gilfillan made a motion to authorize the submission of a Tobacco Commission Reserve Fund grant application for the construction of the new Route 628 in the amount of \$1,420,000 through the adoption of the Resolution of Project Endorsement, and to authorize the County Administrator to sign any and all documents associated with the grant application; the motion carried:

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

**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 \$1,420,000 to the Reserve Fund of the Virginia Tobacco Indemnification and Community Revitalization Commission as matching funds for a

Virginia Department of Transportation Revenue Sharing Highway Funds grant in the amount of \$1,000,000; and

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 and Community Revitalization Commission for the construction of an alternate Route 628 road providing highway access for potential economic development growth and a method to move traffic away from the congested area of the Prince Edward County School campus; 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 County Administrator to sign all necessary grant documents to execute the application, grant reports and grant contract.

In Re: STEPS Tobacco Commission Grant

Mrs. Carney said Prince Edward County has been asked by STEPS, Incorporated to partner with their organization to apply for an Economic Development Tobacco Commission Grant in the amount of \$145,848, for building improvements to their facility in Farmville at the Old Craddock Terry Building. The building will be updated with new doors, HVAC, roof and other improvements to enable STEPS to start up a Secure Document Destruction business. The \$145,848 is the amount of the County's annual allocation by the Tobacco Commission Economic Development grants as of June 2009. Mrs. Carney said the new business will provide sixteen new jobs and over \$800,000 in investment at the Farmville facility. In addition to the proposed Tobacco Commission funds, \$300,000 has been applied for through a Fiscal Year 2010 Appropriation Request by Congressman Perriello's office. The remaining \$345,152 will be provided from other potential grand funding sources, annual financial support by the six counties that STEPS currently receives financial funding from or financial alternatives to be repaid from STEPS business operations.

Supervisor Moore made a motion to adopt the Resolution of Project Endorsement to approve the request by STEPS, Inc. for the County to apply for an Economic Development Tobacco Commission Grant in the amount of \$145,848 for improvements to the old Craddock Terry Building, and to authorize the County Administrator to sign any and all documents associated with the grant application and grant agreement with the Tobacco Commission; 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

In Re: Floodplain Ordinance

Mr. Pickett said the County recently received new floodplain maps, the first update since 1977. He said due to the map revisions, the county will need to amend the existing county floodplain ordinance to take into account new federal language as well as to incorporate the new map effective dates into the ordinance. He said the draft represents a substantial rewrite of the ordinance and has been approved by the state.

Supervisor Wiley made a motion to authorize advertisement of a public hearing to be held on the proposed amendments to the County Floodplain Ordinance during the September 8, 2009 Board of Supervisors 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

Article D. Floodplain Districts

Division I General Provisions

Section 54-31. Purpose.

The purpose of these provisions is to prevent: the loss of life and property, the creation of health and safety hazards, the disruption of commerce and governmental services, the extraordinary and unnecessary expenditure of public funds for flood protection and relief, and the impairment of the tax base by

- A. regulating uses, activities, and development which, alone or in combination with other existing or future uses, activities, and development, will cause unacceptable increases in flood heights, velocities, and frequencies;
- B. restricting or prohibiting certain uses, activities, and development from locating within districts subject to flooding;
- C. requiring all those uses, activities, and developments that do occur in flood-prone districts to be protected and/or flood-proofed against flooding and flood damage; and,
- D. protecting individuals from buying land and structures which are unsuited for intended purposes because of flood hazards.

Section 54-32. Applicability

This article applies to all unincorporated lands within Prince Edward County and identified as being in the 100-year floodplain by the Federal Insurance Administration.

Section 54-33. Compliance Liability

- A. No land shall hereafter be developed and no structure shall be located, relocated, constructed, reconstructed, enlarged, or structurally altered except in full compliance with the terms and provisions of this article and any other applicable ordinances and regulations which apply to uses within the jurisdiction of this article.
- B. The degree of flood protection sought by the provisions of this article is considered reasonable for regulatory purposes and is based on acceptable engineering methods of study. Larger floods may occur on rare occasions. Flood heights may be increased by man-made or natural causes, such as ice jams and bridge openings restricted by debris. This ordinance does not imply that districts outside the floodplain district, or that land uses permitted within such district will be free from flooding or flood damages.
- C. Records of actions associated with administering this ordinance shall be kept on file and maintained by the Zoning Officer.
- D. This article shall not create liability on the part of Prince Edward County or any officer or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

Section 54-34. Abrogation and Greater Restrictions

This article supersedes any ordinance currently in effect in flood-prone districts. However, any underlying ordinance shall remain in full force and effect to the extent that its provisions are more restrictive than this article.

Section 54-35 Severability

If any section, subsection, paragraph, sentence, clause, or phrase of this article shall be declared invalid for any reason whatever, such decision shall not affect the remaining portions of this article. The remaining portions shall remain in full force and effect; and for this purpose, the provisions of this article are hereby declared to be severable.

Section 54.36 Penalty for Violations

Any person who fails to comply with any of the requirements or provisions of this article or directions of the director of planning or any authorized employee of Prince Edward County shall be guilty of a misdemeanor and subject to the penalties therefore.

In addition to the above penalties, all other actions are hereby reserved, including an action in equity for the proper enforcement of this article. The imposition of a fine or penalty for any violation of, or noncompliance with, this article shall not excuse the violation or noncompliance or permit it to continue; and all such persons shall be required to correct or remedy such violations or non-compliances within a reasonable time. Any structure constructed, reconstructed, enlarged, altered or relocated in noncompliance with this article may be declared by Prince Edward County to be a public nuisance and abatable as such. Flood insurance may be withheld from structures constructed in violation of this article.

Division II Definitions

Section 54.56

- A. Base flood - The flood having a one percent chance of being equaled or exceeded in any given year.
- B. Base flood elevation - The Federal Emergency Management Agency designated one hundred (100)-year water surface elevation.
- C. Basement - Any area of the building having its floor sub-grade (below ground level) on all sides.
- D. Board of Zoning Appeals - The board appointed to review appeals made by individuals with regard to decisions of the Zoning Administrator in the interpretation of this article.
- E. Development - Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.
- F. Elevated building - A non-basement building built to have the lowest floor elevated above the ground level by means of fill, solid foundation perimeter walls, pilings, or columns (posts and piers).
- G. Encroachment - The advance or infringement of uses, plant growth, fill, excavation, buildings, permanent structures or development into a floodplain, which may impede or alter the flow capacity of a floodplain.
- H. Existing manufactured home park or subdivision - a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and

either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.

- I. Expansion to an existing manufactured home park or subdivision - the preparation of additional sites by the construction of facilities for servicing the lots on which the manufacturing homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).
- J. Flood or flooding -
 - 1. A general or temporary condition of partial or complete inundation of normally dry land areas from
 - a. the overflow of inland or tidal waters; or,
 - b. the unusual and rapid accumulation or runoff of surface waters from any source.
 - 2. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph 1 (a) of this definition.
 - 3. Mudflows which are proximately caused by flooding as defined in paragraph (a)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
- K. Flood Insurance Rate Map (FIRM) – an official map of a community on which the Administrator has delineated both the special hazard areas and the risk premium zones applicable to the community.
- L. Flood Insurance Study (FIS) – an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudflow and/or flood-related erosion hazards.
- M. Floodplain or flood-prone area - Any land area susceptible to being inundated by water from any source.
- N. Floodproofing – any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.
- O. Floodway - The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.
- P. Freeboard - A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. “Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization in the watershed.
- Q. Highest Adjacent Grade – the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

- R. Historic structure - Any structure that is
1. listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
 2. certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
 3. individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or,
 4. individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either
 - a. by an approved state program as determined by the Secretary of the Interior; or,
 - b. directly by the Secretary of the Interior in states without approved programs.
- S. Lowest floor - The lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of Federal Code 44CFR §60.3.
- T. Manufactured home - A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term manufactured home also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days.
- U. Manufactured home park or subdivision - a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.
- V. New construction - For the purposes of determining insurance rates, structures for which the "start of construction" commenced on or after September 1, 1978, and includes any subsequent improvements to such structures. For floodplain management purposes, *new construction* means structures for which *start of construction* commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.
- W. New manufactured home park or subdivision - a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.
- X. Recreational vehicle - A vehicle which is
1. built on a single chassis;
 2. 400 square feet or less when measured at the largest horizontal projection;
 3. designed to be self-propelled or permanently towable by a light duty truck; and,

4. designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational camping, travel, or seasonal use.
- Y. Special flood hazard area - The land in the floodplain subject to a one (1%) percent or greater chance of being flooded in any given year as determined in Article 3, Section 3.2 of this article.
- Z. Start of construction - The date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, substantial improvement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of the construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.
- AA. Structure – for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.
- Structure*, for insurance rating purposes, means a walled and roofed building, other than a gas or liquid storage tank, that is principally above ground and affixed to a permanent site, as well as a manufactured home on a permanent foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such construction, alteration or repair, unless such materials or supplies are within an enclosed building on the premises.
- BB. Substantial damage - Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.
- CC. Substantial improvement - Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the *start of construction* of the improvement. This term includes structures which have incurred *substantial damage* regardless of the actual repair work performed. The term does not, however, include either:
1. any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions, or
 2. any alteration of a *historic structure*, provided that the alteration will not preclude the structure's continued designation as a *historic structure*.
- DD. Watercourse - A lake, river, creek, stream, wash, channel or other topographic feature on or over which waters flow at least periodically. Watercourse includes specifically designated areas in which substantial flood damage may occur.
- EE. Violation - means the failure of a structure or other development to be fully compliant with the community's flood plain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

Division III Establishment of Districts

Section 54-76 Basis of Districts

The various floodplain districts shall include special flood hazard areas. The basis for the delineation of these districts shall be the Flood Insurance Study (FIS) and the Flood Insurance Rate Maps (FIRM) for Prince Edward County prepared by the Federal Emergency Management Agency, Federal Insurance Administration, dated October 2, 2009, as amended.

The Floodway District is delineated, for purposes of this article, using the criterion that certain areas within the floodplain must be capable of carrying the waters of the one hundred (100)-year flood without increasing the water surface elevation of that flood more than one (1) foot at any point. The areas included in this District are specifically defined in the above-referenced Flood Insurance Study and shown on the accompanying Flood Boundary and Floodway Map or Flood Insurance Rate Map.

The Special Floodplain District shall be those areas identified as an AE Zone on the maps accompanying the Flood Insurance Study for which one hundred (100)-year flood elevations have been provided.

The Approximated Floodplain District shall be those areas identified as an A Zone on the maps accompanying the Flood Insurance Study. In these zones, no detailed flood profiles or elevations are provided, but the one hundred (100)-year floodplain boundary has been approximated.

Section 54-77 Overlay Concept

1. The Floodplain Districts described above shall be overlays to the existing underlying districts as shown on the Official Floodplain Ordinance Map, and as such, the provisions for the floodplain districts shall serve as a supplement to the underlying district provisions.
2. If there is any conflict between the provisions or requirements of the Floodplain Districts and those of any underlying district, the more restrictive provisions and/or those pertaining to the floodplain districts shall apply.
3. In the event any provision concerning a Floodplain District is declared inapplicable as a result of any legislative or administrative actions or judicial decision, the basic underlying provisions shall remain applicable.

Section 54-78 Official Floodplain Map

The boundaries of the Special Flood Hazard Area and Floodplain Districts are established as shown on the Flood Boundary and Floodway Map and/or Flood Insurance Rate Map which is declared to be a part of this article and which shall be kept on file at the Prince Edward County Planning office.

Section 54-79 District Boundary Changes

The delineation of any of the Floodplain Districts may be revised by Prince Edward County where natural or man-made changes have occurred and/or where more detailed studies have been conducted or undertaken by the U. S. Army Corps of Engineers or other qualified agency, or an individual documents the need for such change. However, prior to any such change, approval must be obtained from the Federal Insurance Administration.

Section 54-80 Interpretation of District Boundaries

Initial interpretations of the boundaries of the Floodplain Districts shall be made by the Zoning Officer. Should a dispute arise concerning the boundaries of any of the Districts, the Board of Zoning Appeals shall make the necessary determination. The person questioning or contesting the location of the District boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.

Section 54-81 Submitted Technical Data

A community's base flood elevation may increase or decrease resulting from physical changes affecting flooding conditions. As soon as practicable, but not later than six months after the date such information becomes available, a community shall notify the Federal Insurance Administrator of the changes by submitting technical or scientific data. Such a submission is necessary so that upon confirmation of those physical changes affecting flooding conditions, risk premium rates and flood plain management requirements will be based upon current data.

Division IV District Provisions

Section 54-96 Permit and Application Requirements

A. Permit Requirement

All uses, activities, and development occurring within any floodplain district shall be undertaken only upon the issuance of a zoning permit. Such development shall be undertaken only in strict compliance with the provisions of the article and with all other applicable codes and ordinances, as amended, such as the Virginia Uniform Statewide Building Code (VA USBC) and Prince Edward County's Subdivision Regulations. Prior to the issuance of any such permit, the Zoning Officer shall require all applications to include compliance with all applicable state and federal laws. Under no circumstances shall any use, activity, and/or development adversely affect the capacity of the channels or floodways of any watercourse, drainage ditch, or any other drainage facility or system.

B. Alteration or Relocation of a Watercourse

Prior to any proposed alteration or relocation of any channel or of any watercourse within this jurisdiction, a permit shall be obtained from the U. S. Army Corps of Engineers, the Virginia Department of Environmental Quality, and the Virginia Marine Resources Commission (a joint

permit application is available from any one of these organizations). Further notification of the proposal shall be given to all adjacent jurisdictions, the Division of Dam Safety and Floodplain Management (Department of Conservation and Recreation), and the Federal Insurance Administration.

C. Site Plans and Permit Applications

All applications for development within any floodplain district and all building permits issued for the floodplain shall incorporate the following information:

1. The elevation of the Base Flood at the site.
2. The elevation of the lowest floor (including basement).
3. For structures to be flood-proofed (non-residential only), the elevation to which the structure will be flood-proofed.
4. Topographic information showing existing and proposed ground elevations.

Section 54-97 General Standards

In all special flood hazard areas the following provisions shall apply:

- A. New construction and substantial improvements shall be according to the VA USBC, and anchored to prevent flotation, collapse or lateral movement of the structure.
- B. Manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This standard shall be in addition to and consistent with applicable state requirements for resisting wind forces.
- C. New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- D. New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.
- E. Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities, including duct work, shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.
- F. New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system.
- G. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters.
- H. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding.
- I. Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this ordinance shall meet the requirements of "new construction" as contained in this ordinance.

- J. Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this ordinance, shall be undertaken only if said non-conformity is not furthered, extended, or replaced.
- K. Prior to any proposed alteration or relocation of any channels or of any watercourse, stream, etc., within this jurisdiction a permit shall be obtained from the U. S. Corps of Engineers, the Virginia Department of Environmental Quality, and the Virginia Marine Resources Commission (a joint permit application is available from any of these organizations). Furthermore, notification of the proposal shall be given by the applicant to all affected adjacent jurisdictions, the Department of Conservation and Recreation (Division of Dam Safety and Floodplain Management) and the Federal Insurance Administration.
- L. The flood carrying capacity within an altered or relocated portion of any watercourse shall be maintained.

Section 54-98 Specific Standards

In all special flood hazard areas where base flood elevations have been provided in the Flood Insurance Study or generated according Article 4, section 4.4 (A), the following provisions shall apply:

A. Residential Construction

New construction or substantial improvement of any residential structure (including manufactured homes) shall have the lowest floor, including basement, elevated no lower than 1 foot above the base flood elevation.

B. Non-Residential Construction

New construction or substantial improvement of any commercial, industrial, or non-residential building (or manufactured home) shall have the lowest floor, including basement, elevated to no lower than 1 foot above the base flood elevation. Buildings located in all A, AE, and AH zones may be flood-proofed in lieu of being elevated provided that all areas of the building components below the elevation corresponding to the BFE plus one foot are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied.

C. Elevated Buildings

Enclosed areas, of new construction or substantially improved structures, which are below the regulatory flood protection elevation shall:

1. not be designed or used for human habitation, but shall only be used for parking of vehicles, building access, or limited storage of maintenance equipment used in connection with the premises. Access to the enclosed area shall be the minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment (standard exterior door), or entry to the living area (stairway or elevator).
2. be constructed entirely of flood resistant materials below the regulatory flood protection elevation;

3. in the Coastal High Hazard District, follow the standards for elevation outlined in Article 4, Section 4.9.
4. include, in Zones A, AO, and AE, measures to automatically equalize hydrostatic flood forces on walls by allowing for the entry and exit of floodwaters. To meet this requirement, the openings must either be certified by a professional engineer or architect or meet the following minimum design criteria:
 - a. Provide a minimum of two openings on different sides of each enclosed area subject to flooding.
 - b. The total net area of all openings must be at least one (1) square inch for each square foot of enclosed area subject to flooding.
 - c. If a building has more than one enclosed area, each area must have openings to allow floodwaters to automatically enter and exit.
 - d. The bottom of all required openings shall be no higher than one (1) foot above the adjacent grade.
 - e. Openings may be equipped with screens, louvers, or other opening coverings or devices, provided they permit the automatic flow of floodwaters in both directions.
 - f. Foundation enclosures made of flexible skirting are not considered enclosures for regulatory purposes, and, therefore, do not require openings. Masonry or wood underpinning, regardless of structural status, is considered an enclosure and requires openings as outlined above.

D. Standards for Manufactured Homes and Recreational Vehicles

1. All manufactured homes placed, or substantially improved, on individual lots or parcels, in expansions to existing manufactured home parks or subdivisions, in a new manufactured home park or subdivision or in an existing manufactured home park or subdivision on which a manufactured home has incurred substantial damage as the result of a flood, must meet all the requirements for new construction, including the elevation and anchoring requirements in Article 4, section 4.2 (A) and (B), and section 4.3 (A).
2. All manufactured homes placed or substantially improved in an existing manufactured home park or subdivision in which a manufactured home has **not** incurred substantial damage as the result of a flood shall be elevated so that either
 - a. the lowest floor of the manufactured home is elevated no lower than 1 foot above the base flood elevation; or
 - b. the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade
 - c. and be securely anchored to the adequately anchored foundation system to resist flotation, collapse and lateral movement.
3. All recreational vehicles placed on sites must either
 - a. be on the site for fewer than 180 consecutive days;
 - b. be fully licensed and ready for highway use (a recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect

type utilities and security devices and has no permanently attached additions); or,

- c. meet all the requirements for manufactured homes in Article 4, section 4.3 (D).

Section 54-100 Standards for the Floodway District

The following provisions shall apply within the Floodway District:

- A. Encroachments, including fill, new construction, substantial improvements and other developments are prohibited unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood.

Development activities which increase the water surface elevation of the base flood may be allowed, provided that the applicant first applies – with Prince Edward County’s endorsement – for a conditional Flood Insurance Rate Map and floodway revision, and receives the approval of the Federal Emergency Management Agency.

- B. If Article 4, Section 4.6 (A) is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article 4.
- C. The placement of manufactured homes (mobile homes) is prohibited, except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring, elevation, and encroachment standards are met.

Section 54-102 Standards for the Special Floodplain District

The following provisions shall apply within the Special Floodplain District:

Until a regulatory floodway is designated, no new construction, substantial improvements, or other development (including fill) shall be permitted within the areas of special flood hazard, designated as Zones A and AE on the Flood Rate Insurance Map, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development will not increase the water surface elevation of the base flood more than one foot at any point within Prince Edward County.

Development activities in Zones A, AE, and AH, on Prince Edward County’s Flood Insurance Rate Map which increase the water surface elevation of the base flood by more than one foot may be allowed, provided that the applicant first applies – with Prince Edward County’s endorsement – for a conditional Flood Insurance Rate Map revision, and receives the approval of the Federal Emergency Management Agency.

Section 54-104 Standards for Approximated Floodplain

The following provisions shall apply with the Approximate Floodplain District:

The Approximated Floodplain District shall be that floodplain area for which no detailed flood profiles or elevations are provided, but where a one hundred (100)-year floodplain boundary has been approximated. Such areas are shown as Zone A on the maps accompanying the Flood Insurance Study. For these areas, the one hundred (100)-year flood elevations and floodway information from federal, state, and other acceptable sources shall be used, when available. Where the specific one hundred (100)-year flood elevation cannot be determined for this area using other sources of data, such as the U. S. Army Corps of Engineers Floodplain Information Reports, U. S. Geological Survey Flood-Prone Quadrangles, etc., then the applicant for the proposed use, development and/or activity shall determine this elevation in accordance with hydrologic and hydraulic engineering techniques. Hydrologic and hydraulic analyses shall be undertaken only by

professional engineers or others of demonstrated qualifications, who shall certify that the technical methods used correctly reflect currently-accepted technical concepts. Studies, analyses, computations, etc., shall be submitted in sufficient detail to allow a thorough review by the Department of Planning and Community Development.

When such base flood elevation data is utilized, the lowest floor shall be 1 foot above the base flood elevation. During the permitting process, the applicant shall obtain:

- 1) the elevation of the lowest floor (including the basement) of all new and substantially improved structures; and,
- 2) if the structure has been flood-proofed in accordance with the requirements of this article, the elevation to which the structure has been flood-proofed.

Section 54-108 Standards for Subdivision Proposals

- A. All subdivision proposals shall be consistent with the need to minimize flood damage;
- B. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage;
- C. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards.

DIVISION V - VARIANCES: FACTORS TO BE CONSIDERED

In passing upon applications for Variances, the Board of Zoning Appeals shall satisfy all relevant factors and procedures specified in other sections of the zoning ordinance and consider the following additional factors:

- A. The showing of good and sufficient cause.
- B. The danger to life and property due to increased flood heights or velocities caused by encroachments. No variance shall be granted for any proposed use, development, or activity within any Floodway District that will cause any increase in the one hundred (100)-year flood elevation.
- C. The danger that materials may be swept on to other lands or downstream to the injury of others.
- D. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination, and unsanitary conditions.
- E. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owners.
- F. The importance of the services provided by the proposed facility to the community.
- G. The requirements of the facility for a waterfront location.

- H. The availability of alternative locations not subject to flooding for the proposed use.
- I. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.
- J. The relationship of the proposed use to the comprehensive plan and floodplain management program for the area.
- K. The safety of access by ordinary and emergency vehicles to the property in time of flood.
- L. The expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters expected at the site.
- M. The repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- N. Such other factors which are relevant to the purposes of this ordinance.

The Board of Zoning Appeals may refer any application and accompanying documentation pertaining to any request for a variance to any engineer or other qualified person or agency for technical assistance in evaluating the proposed project in relation to flood heights and velocities, and the adequacy of the plans for flood protection and other related matters.

Variations shall be issued only after the Board of Zoning Appeals has determined that the granting of such will not result in (a) unacceptable or prohibited increases in flood heights, (b) additional threats to public safety, (c) extraordinary public expense; and will not (d) create nuisances, (e) cause fraud or victimization of the public, or (f) conflict with local laws or ordinances.

Variations shall be issued only after the Board of Zoning Appeals has determined that the variance will be the minimum required to provide relief.

The Board of Zoning Appeals shall notify the applicant for a variance, in writing, that the issuance of a variance to construct a structure below the one hundred (100)-year flood elevation (a) increases the risks to life and property and (b) will result in increased premium rates for flood insurance.

A record shall be maintained of the above notification as well as all variance actions, including justification for the issuance of the variations. Any variations that are issued shall be noted in the annual or biennial report submitted to the Federal Insurance Administrator.

DIVISION VI – EXISTING STRUCTURES IN FLOODPLAIN AREAS

A structure or use of a structure or premises which lawfully existed before the enactment of these provisions, but which is not in conformity with these provisions, may be continued subject to the following conditions:

- A. Existing structures in the Floodway Area shall not be expanded or enlarged unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the proposed expansion would not result in any increase in the base flood elevation.

- B. Any modification, alteration, repair, reconstruction, or improvement of any kind to a structure and/or use located in any flood plain areas to an extent or amount of less than fifty (50) percent of its market value shall conform to the VA USBC.
- C. The modification, alteration, repair, reconstruction, or improvement of any kind to a structure and/or use, regardless of its location in a floodplain area to an extent or amount of fifty (50) percent or more of its market value shall be undertaken only in full compliance with this ordinance and shall require the entire structure to conform to the VA USBC.

In Re: Public Participation Process

Chairman Fore said that at the July 2009 Board meeting, Supervisor Gilfillan asked the Board to consider establishing a process to manage the questions asked by citizens during Public Participation. County staff submitted an inquiry to the Virginia Institute of Government to see what solutions other counties have developed. Chairman Fore said not many counties have a system or procedure whereby they get back to the citizens directly, but Prince Edward County wishes to have such a procedure. Supervisors Gilfillan, McKay and Wiley volunteered to serve on the Public Participation Procedure Committee. Supervisor Gilfillan said a major concern is that when errors of fact are made, the Board and staff need to be able to correct them immediately.

In Re: County Administrator's Report

Mr. Bartlett said the annual VACo meeting and the Veteran's Day holiday coincide with the date of the regular Board of Supervisors meeting, and asked that the Board consider setting the November Board meeting date for Tuesday, November 17, 2009.

Supervisor Moore made a motion to approve the change in Board of Supervisors meeting date from November 10, 2009 to November 17, 2009. 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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Mr. Bartlett said DigitalBridge Communications has requested a letter of support from Prince Edward County for their application for a Federal Wireless Broadband Grant to provide wireless service to the County of Prince Edward. Mr. Bartlett said there is significant stimulus funding for this project; the County is not liable for the build-out, and there is no commitment of County funds.

Supervisor Simpson made a motion to authorize the Letter of Support for the Federal Wireless Broadband Grant; 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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Mr. Bartlett then said the Town of Farmville is requesting a donation from the County of the youth football equipment. He said there had been an issue with how the league operated in the past, and that there were no requirements that all children could participate.

Supervisor Ward said his understanding was that the donation from the County to the YMCA was because the YMCA ran the football program. Mr. Bartlett said the YMCA received funding for other expanded programs. Further discussion followed.

Supervisor Jones made a motion to donate the youth football equipment to the Town of Farmville.

Supervisor Ward made a substitute motion to delay the vote until the September issue to permit time to look into the issue further.

After further discussion, Supervisor Ward withdrew the substitute motion.

Supervisor Jones restated his original motion to give first option of the youth football equipment to the public schools; if the public schools decline the equipment, the youth football equipment will be donated to the Town of Farmville. 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	Nay: Mattie P. Wiley
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Chairman Fore instructed the County Administrator to contact the Prince Edward County Public Schools regarding the donation of the youth football equipment.

In Re: Amendment to the Water & Sewer Agreement

Mr. Bartlett stated the Town of Farmville agreed to an \$18,000 reduction in the second installment payment as had been set forth in the Water and Sewer Agreement dated November 19, 2008. He said the amount of the installment will be \$1,232,000.

Supervisor Jones made a motion to authorize the pre-payment to the Town of Farmville at the reduced rate of \$1,232,000 and to authorize the Chairman to sign the Amendment to the Water & Sewer Agreement; 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: VA Dam Safety Regulations -- Dam Break Inundation Zone Mapping

Mr. Pickett said Prince Edward County has an opportunity to request \$5,000 in grant funds from the Virginia Dam Safety, Flood Prevention & Protection Assistance Fund to complete a Dam Break Inundation Zone Analysis and Mapping project for Prince Edward County's High Hazard Dam: the Sandy River Reservoir, Bush River #12. He said the mapping is required by Virginia Dam Safety Regulations as a component of the County's Operation & Maintenance Certificate Renewal application, due March 2010.

Mr. Pickett said the total cost for the Dam Break Inundation Zone Mapping is estimated at \$28,000. The County is responsible for 100% of the cost, but the grant funding will offset a portion of the cost. The maximum project award is \$5,000, which is being requested. Prince Edward County will provide the \$23,000 match until the grant award is received.

Supervisor Moore made a motion to authorize the grant application and approve the Resolution Regarding Virginia Dam Safety, Flood Protection and Protection Assistance Fund Grant, and to authorize the County Administrator to sign all necessary grant documents; the motion carried:

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

Nay: None

Absent: Sally W. Gilfillan

In Re: Personnel Committee Report

Mr. Bartlett said the Personnel Committee comprising Supervisors Simpson, Gilfillan, Moore and Wiley met on August 11, 2009 to review requests from Constitutional Officers. The Committee made a recommendation to authorize the Commonwealth's Attorney to advertise and fill the vacancy in his office caused by a death of an employee.

Supervisor Moore made a motion to authorize the Commonwealth's Attorney to advertise and fill the vacancy in his office caused by a death of an employee; 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

Mr. Bartlett then said the Personnel Committee recommended the Board authorize the Committee to initiate an in-house review of the County's Compensation and Classification Plan and bring recommendations to the Board of Supervisors, as the current plan was implemented in January 2006.

In Re: Closed Session

Supervisor McKay made a motion that the Board convene in Closed Session for consultation with legal counsel for the purpose of discussing pending litigation, pursuant to the exemptions provided for in Section 2.2-3711(A)(7) of the *Code of Virginia*. 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

The Board returned to regular session by motion of Supervisor McKay and adopted as follows:

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

On motion of Supervisor Jones, and seconded by Supervisor McKay, and carried by the following roll call 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 following Certification of Closed Meeting was adopted in accordance with the Virginia Freedom of Information Act:

WHEREAS, the Prince Edward County Board of Supervisors convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the *Code of Virginia* requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Prince Edward County Board of Supervisors hereby certifies that to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Prince Edward County Board of Supervisors.

In Re: Animal Warden's Report

Mr. Ray Foster, Animal Warden, submitted a report for the month of July 2009, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Coy Leatherwood, Building Inspector, submitted reports for the month of July 2009, 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 2009, 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 July 2009, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Wiley 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 adjourned at 10:05 p.m.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 5-c
Department: Accounts Payable
Staff Contact: Barbara Poulston
Issue: Consent Agenda – Review of Accounts & Claims

Summary:

Attachments: Bill List

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

9/02/2009

FROM DATE- 8/13/2009
TO DATE- 9/02/2009

ACCOUNTS PAYABLE CHECKS
PRINCE EDWARD

PAGE 1

FUND NO.	DESCRIPTION	\$\$\$ PAY \$\$\$
100	GENERAL FUND	\$245,477.45
331	LANDFILL CONSTRUCTION FUND	\$10,935.52
501	WATER FUND	\$616,000.00
502	SEWER FUND	\$616,000.00
732	RETIREMENT BENEFIT FUND	\$880.00
741	PIEDMONT COURT SERVICES FUND	\$4,877.76
	TOTAL	1,494,170.73

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9/02/2009
FUND # - 100 GENERAL FUND

PRINCE EDWARD
LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

AFTER CHECKS
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MAJOR# ACCT# 011010	VENDOR NUMBER BOARD OF SUPERVISORS	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
3130	12077	Light of Reconciliation CALLOWAY JOHNSON MOORE	12431	CH LANDSCAPE PLAN	2,151.86 2,151.86 *
3600	15240	Advertising FARMVILLE HERALD	CO ADMR 809	ADVERTISING	195.00 195.00 * 2,346.86 **
012110		COUNTY ADMINISTRATOR			
5210	11894	Postal Services BUSINESS CARD	1412 PUCKETT809	POSTAGE	1,414.18 1,414.18 *
5230	10097	Telecommunications AT&T	392 8837 809	PHONE	203.25
	22489	MOONSTAR BBS	PECOUNTY 809	INTERNET	95.00
	22489	MOONSTAR BBS	PECOUNTY 809	MONTHLY SERV-JULY/SPT	50.00
	28711	EMBARQ	392 8837 809	PHONE	467.97
	30439	US CELLULAR	816442183 809	PHONE	56.96
5530	11894	Travel-Subsistence & Lodg BUSINESS CARD	1412 PUCKETT809	MEALS	873.18 *
6001	11894	Office Supplies BUSINESS CARD	1412 PUCKETT809	MEALS	155.97 155.97 *
	13369	DIAMOND SPRINGS	1412 PUCKETT809	ENVELOPES	174.60
	20600	KEY OFFICE SUPPLY	11393100 809	EQUIPMENT RENTAL	8.95
	20600	KEY OFFICE SUPPLY	364732	PRINTER CARTRIDGE	18.57
	20600	KEY OFFICE SUPPLY	364764	INK CARTRIDGES	89.98
	20600	KEY OFFICE SUPPLY	364925	LEGAL PADS & TONER	72.58
	20600	KEY OFFICE SUPPLY	364928	COPY PAPER	65.90
	20600	KEY OFFICE SUPPLY	364932	LEGAL PADS	67.53
	32131	WAL-MART COMMUNITY	2238 CO ADM 809	OFFICE SUPPLIES	76.26
6009	11894	Vehicle & Powered Equip S BUSINESS CARD	1412 PUCKETT809	OFFICE SUPPLIES	574.37 *
6012	22210	Books and Subscriptions MATTHEW BENDER & CO INC	88865898	AUTO LICENSE	5.00 5.00 *
	22210	MATTHEW BENDER & CO INC	90212991	09 ANNO CITATOR	57.47
				VA CODE 2009 RV8A	54.71
012310		COMMISSIONER OF REVENUE		ACCOUNT TOTAL	112.18 *
5230	10097	Telecommunications AT&T	392 3231 809	MAJOR TOTAL	3,134.88 **
	13325	TREASURER OF VIRGINIA	T209544	PHONE	65.07
				ONLINE SERVICE	125.38

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PRINCE EDWARD
LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

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MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
8201		20600	Machinery & Equipment KEY OFFICE SUPPLY	364153	USB CABLE	23.00
						23.00 *
					ACCOUNT TOTAL	487.39 **
012320	ASSESSOR					
3200		10098	Equalization Board Compen THACKSTON MARSHALL	AUG 25 09	EQUALIZATION BD MTG	100.00
		15504	FARRAR DORIS W	AUG 25 09	EQUALIZATION BD MTG	100.00
		16142	GARNETT JAMES W JR	AUG 25 09	EQUALIZATION BD MTG	100.00
		32537	WHIRLEY CHERYL B	AUG 25 09	EQUALIZATION BD MTG	100.00
					ACCOUNT TOTAL	400.00 *
3600		15240	Advertising FARMVILLE HERALD	CO ADMR 809	ADVERTISING	92.63
						92.63 *
					ACCOUNT TOTAL	492.63 **
012410	TREASURER					
3170		14691	Land Sale Expense ELLIOTT JAMES W ATTY	AUG 11 09	DELINQUENT LND SALES	390.00
						390.00 *
5230		10097	Telecommunications AT&T	392 3454 809	PHONE	76.51
		10099	AT&T	392 3454 809	PHONE	34.54
		13325	TREASURER OF VIRGINIA T209544		ONLINE SERVICE	125.38
		22489	MOONSTAR BBS	PECOUNTY 809	MONTHLY SERV-JLY/SPT	50.00
		28711	EMBARQ	392 3454 809	PHONE	225.26
					ACCOUNT TOTAL	511.69 *
5410		25483	Lease/Rent Equipment PITNEY BOWES FINANCL SERV	6924195 AUG09	EQUIPMENT LEASE	1,815.66
						1,815.66 *
5530		28220	Travel-Subsistence & Lodg SHANABERGER MABLE	EXPENSES 809	MEALS	55.21
		28220	SHANABERGER MABLE	EXPENSES 809	LODGING	304.71
					ACCOUNT TOTAL	359.92 *
5540		29395	Travel-Convention & Educa TREASURERS ASSOC OF VA	FALL MTG 809	MTG REGISTRATIONS	260.00
						260.00 *
6001		25482	Office Supplies PITNEY BOWES INC	414040	POSTAGE MTR INK/TAPE	139.98
						139.98 *
					ACCOUNT TOTAL	3,477.25 **

MAJOR# ACCT# 012510	VENDOR NUMBER VENDOR NAME INFORMATION TECHNOLOGY	INV#	DESCRIPTION	AMOUNT
3160	Professional Services 11902 BUSINESS DATA OF VA, INC. 11902 BUSINESS DATA OF VA, INC. 11902 BUSINESS DATA OF VA, INC.	103732 103734 103745	TRAVEL EXPENSE TRAVEL EXPENSE TRAVEL EXPENSE	125.00 125.00 125.00 375.00 * 375.00 **
013200	REGISTRAR			
5210	Postal Services 30550 U S POSTAL SERVICE	POSTAGE 809	POSTAGE	440.00 440.00 *
5230	Telecommunications 10099 AT&T 13325 TREASURER OF VIRGINIA 28711 EMBARQ	392 4767 809 T209544 392 4767 809	PHONE ONLINE SERVICE PHONE	43.37 3.25 146.07 192.69 *
5510	Travel-Mileage 11406 BOLT DALE L	MILEAGE 809	MILEAGE	89.10 89.10 *
5530	Travel-Subsistance & Lodg 11406 BOLT DALE L	MEAL 809	MEAL	18.05 18.05 *
6001	Office Supplies 20600 KEY OFFICE SUPPLY	364885	BINDERS & LABELS	76.04 76.04 * 815.88 **
021100	CIRCUIT COURT			
5230	Telecommunications 10097 AT&T 28711 EMBARQ	392 5171 809 392 5171 809	PHONE PHONE	66.76 196.26 263.02 *
6001	Office Supplies 20600 KEY OFFICE SUPPLY	365571	BINDERS	29.96 29.96 * 292.98 **
021200	GENERAL DISTRICT COURT			
5230	Telecommunications 10097 AT&T 10099 AT&T 10099 AT&T 28711 EMBARQ 28711 EMBARQ	392 3623 809 392 3343 809 392 4024 809 392 3343 809 392 3623 809	PHONE-JUV PROB PHONE-J&D PHONE-GEN DIST COURT PHONE-J&D PHONE-JUV PROB	238.01 137.14 135.51 96.11 103.01

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LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

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MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
6001		28711	EMBARQ	392 4024 809	PHONE-GEN DIST COURT	299.08
		30439	US CELLULAR	816442183 809	PHONE	28.48
			Office Supplies			1,037.34 *
		20600	KEY OFFICE SUPPLY	364497	BOOKCASE	184.99
						184.99 *
						1,222.33 **
021300			SPECIAL MAGISTRATES			
5230			Telecommunications			
		10099	AT&T	392 3750 809	PHONE	138.13
		13325	TREASURER OF VIRGINIA	T209544	ONLINE SERVICE	16.36
		23221	MCMILLIAN PAGER SERVICE	6011082009	PAGER RENTAL	15.90
		23221	MCMILLIAN PAGER SERVICE	6011092009	PAGER RENTAL	15.90
		28711	EMBARQ	392 3750 809	PHONE	95.94
						282.23 *
						282.23 **
021600			CLERK OF THE CIRCUIT COURT			
3310			Repairs/Maintenance			
		20600	KEY OFFICE SUPPLY	364952	TYPEWTR SERV CONTRCT	108.00
		32515	WHITECOM SYSTEMS	11819	ALARM SYSTEM MONITOR	258.00
						366.00 *
5230			Telecommunications			
		10097	AT&T	392 5145 809	PHONE	128.00
		28711	EMBARQ	392 5145 809	PHONE	271.78
						399.78 *
5510			Travel-Mileage			
		14781	EPPES MACHELLE J	EXPENSES 809	MILEAGE	121.19
						121.19 *
5530			Travel-Subsistence & Lodg			
		14781	EPPES MACHELLE J	EXPENSES 809	RESERVATION	195.00
		14781	EPPES MACHELLE J	EXPENSES 809	MEAL	6.00
						201.00 *
5540			Travel-Convention & Educa			
		14781	EPPES MACHELLE J	EXPENSES 809	MTG REGISTRATION	150.00
						150.00 *
5880			Technology Trust Funds			
		20904	KINEX NETWORKING SOLUTION	090901 0051	INTERNET	74.95
						74.95 *
						1,312.92 **
021800			LAW LIBRARY			
5230			Telecommunications			
		28711	EMBARQ	315 0208 809	PHONE	32.25
						32.25 *

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PRINCE EDWARD
LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

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MAJOR# ACCT# 6012	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
	22210	Books and Subscriptions MATTHEW BENDER & CO INC	89877136	09 ANNO CITATOR	57.47
	22210	MATTHEW BENDER & CO INC	9023636X	VA CODE 09 RV8A	54.71
				ACCOUNT TOTAL	112.18 *
				MAJOR TOTAL	144.43 **
022100		COMMONWEALTH'S ATTORNEY			
5210	25483	Postal Services PITNEY BOWES FINANCL SERV	1679555 AUG09	POSTAGE METER LEASE	105.87
5230	10099	Telecommunications AT&T	392 1902 809	PHONE	295.23
	20904	KINEX NETWORKING SOLUTION	090814 0009	INTERNET	49.95
	28711	EMBARQ	392 1902 809	PHONE	300.06
				ACCOUNT TOTAL	645.24 *
5510	11943	Travel-Mileage BUTLER BRIAN	09 SUMMER CONF	MILEAGE	213.40
	14746	ENNIS JAMES R	09 SUMMER CONF	MILEAGE	213.95
	16819	GREER MORGAN	09 SUMMER CONF	MILEAGE	173.80
				ACCOUNT TOTAL	601.15 *
5530	11943	Travel-Subsistence & Lodg BUTLER BRIAN	09 SUMMER CONF	MEALS & LODGING	729.50
	14746	ENNIS JAMES R	09 SUMMER CONF	MEALS & LODGING	763.93
	16819	GREER MORGAN	09 SUMMER CONF	MEALS & LODGING	758.20
				ACCOUNT TOTAL	2,251.63 *
5899	28342	Miscellaneous SHRED-IT	064524731	SHREDDING SERVICE	42.00
	999999	ELICK DAYNA	AIRFARE 809	WITNESS AIRFARE	426.90
				ACCOUNT TOTAL	468.90 *
				MAJOR TOTAL	4,072.79 **
022200		VICTIM WITNESS ASSISTANCE PROGRAM			
5230	28711	Telecommunications EMBARQ	315 0065 809	PHONE	78.00
5530	999999	Travel-Subsistence & Lodg SHERATON HOTEL	SAMS 809	RESERVATION	78.00 *
5540	31982	Travel-Convention & Educa VNVWC	ANNUAL CONF 809	REGISTRATION	218.96
				ACCOUNT TOTAL	218.96 *
031200		SHERIFF			
3311	14300	Repairs & Maint-Auto & Eq EAST END MOTOR CO INC	51967	SERVICED TRANSMSSION	150.00
				ACCOUNT TOTAL	150.00 *
				MAJOR TOTAL	446.96 **
					323.80

MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
3320		14300	EAST END MOTOR CO INC	52241	BRAKE ROTORS	507.85
		14300	EAST END MOTOR CO INC	52375	AC FAN MOTOR ASSMELY	709.24
		14300	EAST END MOTOR CO INC	52440	TRANSMISSION	2,491.01
		14300	EAST END MOTOR CO INC	52448	OIL CHANGE	64.82
		14300	EAST END MOTOR CO INC	52516	BRAKES & ROTORS	718.75
		14915	EXPRESS CARE	27975	OIL CHANGE	38.99
		23726	NEWMAN TIRE CO INC	169942	FLAT REPAIR	10.88
					ACCOUNT TOTAL	4,865.34 *
5210		18661	Maintenance Service Contr ID NETWORKS	162823	LIVESCAN MAINT FEE	775.00
					ACCOUNT TOTAL	775.00 *
5230		14815	Postal Services	POSTAGE 809	POSTAGE	3.00
		30402	ESTES HOWARD	RY9495309	SHIPPING	46.04
		30402	UPS	RY9495319	SHIPPING	24.11
					ACCOUNT TOTAL	73.15 *
5530		20904	Telecommunications	090801 0028	DSL/WEBHOSTING	139.85
		28711	KINEX NETWORKING SOLUTION EMBARQ	024 0031 809	RADIO	10.51
					ACCOUNT TOTAL	150.36 *
5540		28703	Travel-Subsistence & Lodg SPRAGUE JOSEPH	MEAL 809	MEAL	17.61
					ACCOUNT TOTAL	17.61 *
6008		12318	Travel-Convention and Edu CNTRL VA CRIMINAL JUSTICE	0901	FIREARMS TRAINING	250.00
					ACCOUNT TOTAL	250.00 *
6011		11894	Vehicle & Powered Equip F BUSINESS CARD	0555 SHERIFF809	GAS	31.00
		11894	BUSINESS CARD	0555 SHERIFF809	FEES	113.35
		28413	SHULAR WILLIAM D JR	EXPENSES 809	GAS	33.00
					ACCOUNT TOTAL	177.35 *
6012		26360	Uniforms & Wearing Appare QUANTUM GRAPHICS/UNIFORMS	4286	UNIFORMS	77.40
					ACCOUNT TOTAL	77.40 *
031201		22210	Books & Subscriptions MATTHEW BENDER & CO INC	8835461X	VA CODE 09 RV4	54.50
					ACCOUNT TOTAL	54.50 *
					MAJOR TOTAL	6,440.71 **
5530		999999	Travel-Subsistence & Lodg JACKSON MICHAEL	MEAL 809	MEAL	5.47
					ACCOUNT TOTAL	5.47 *
6011		26360	Uniforms & Wearing Appare QUANTUM GRAPHICS/UNIFORMS	4286	UNIFORMS	77.50
					ACCOUNT TOTAL	77.50 *
					MAJOR TOTAL	82.97 **

MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
7001	14300	Payment to Farmville VFD			
	15520	EAST END MOTOR CO INC	53194	TRUCK REPAIRS	1,273.38
	15520	FARMVILLE VOL FIRE DEPT	REIMB 809	INTERNET	24.90
	15520	FARMVILLE VOL FIRE DEPT	REIMB 809	CELL PHONE	81.16
	20600	FARMVILLE VOL FIRE DEPT	REIMB 809	POSTAGE	44.00
	28431	KEY OFFICE SUPPLY	354460	EXPANDING FILE/PADS	7.01
	28431	SINGER ASSOC FIRE EQUIP	ROR0138ROP	ANNUAL INSPECT/MAINT	5,512.05
	28431	SINGER ASSOC FIRE EQUIP	ROR0160ROP	REPAIR AIR LEAK	684.55
	29083	SINGER ASSOC FIRE EQUIP	ROS0309P	LIGHT	329.64
		TAYLOR-FORBES EQUIP CO	IN88966	TRUCK PART	3.65
				ACCOUNT TOTAL	7,960.34 *
7002	17738	Payment to Rice VFD			
	27867	HOMETRUST BANK	2468015926 809	TRUCK PAYMENT	23,854.55
	28711	SAFE AIR SYSTEMS INC	S007767	ROUTINE SERVICE	426.56
	31368	EMBARQ	392 8737 809	PHONE	88.28
	31368	VFIS	838902	COMMERCL EXCESS INS	187.00
	31368	VFIS	838903	PACKAGE INSURANCE	2,447.00
	31846	DOMINION VA POWER	5487358649 809	ELECTRIC SERVICE	9.00
				ACCOUNT TOTAL	27,012.39 *
7004	14300	Payment to Darlington VFD			
	15560	EAST END MOTOR CO INC	52381	FUEL PUMP	1,055.18
	22502	FARMVILLE WHSALE ELECTRIC	397860	LIGHT CLIPS	9.72
	28640	STELLAR ONE BANK	0467949058 #49	LOAN PAYMENT	501.50
	29145	SOUTHSIDE ELECTRIC COOP	38156 001 809	ELECTRIC SERVICE	368.87
	31335	THE FIRST SIGNS OF FIRE	S090275	ACCOUNTABILITY TAGS	105.50
	32734	VERIZON	248 6805 809	PHONE	131.43
		WITMER PUBLIC SAFETY GRP	849188	FIRE HOOKS/AX	569.97
				ACCOUNT TOTAL	2,742.17 *
7006	25200	Payment to Pamplin VFD			
	31335	PAMPLIN VOL FIRE DEPT	REIMB CK 3095	FUEL	251.11
	31846	VERIZON	248 6690 809	PHONE	50.98
	31846	DOMINION VA POWER	4743517221 809	ELECTRIC SERVICE	283.87
	31846	DOMINION VA POWER	6280980001 809	ELECTRIC SERVICE	45.54
				ACCOUNT TOTAL	631.50 *
7007	12758	Payment to Meheerrin VFD			
	25246	COMMTRONICS OF VA	189243	RADIO REPAIRS	267.83
	28446	PARKER OIL CO INC	103008	DIESEL	301.14
	30439	SLAGLE JACK L FIRE EQUIP	10032660 01	STROBE TUBE	79.59
	31335	US CELLULAR	811808312 809	PHONE	154.76
	31846	VERIZON	736 0633 809	PHONE	156.13
	31846	DOMINION VA POWER	0519881510 809	ELECTRIC SERVICE	415.42
	31846	DOMINION VA POWER	1913347348 809	ELECTRIC SERVICE	24.92
	31846	DOMINION VA POWER	2725824417 809	ELECTRIC SERVICE	30.94
	999999	PF DISTRIBUTION CENTR INC	11405	SCENE SAFETY LIGHTS	628.85
				ACCOUNT TOTAL	2,059.58 *
				MAJOR TOTAL	40,405.98 **

MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	ACCOUNT TOTAL	MAJOR TOTAL	AMOUNT
032400	28864	Forest Fire Service STATE FORESTER	2009-10	FOREST FIRE CONTROL	12,040.29	12,040.29 *	12,040.29 **
032500		EMERGENCY SERVICES					
6014	21005	Other Operating Supplies KORMAN SIGNS	219730	SIGNS & HARDWARE	547.04	547.04 *	547.04 **
034100		BUILDING OFFICIAL					
3311	14287	Repairs & Maint-Auto EAST END CHEVRON	SEPT 1 09	OIL CHANGE	32.85	32.85 *	
5230	30439	Telecommunications US CELLULAR	816442183 809	PHONE	28.48	28.48 *	
5530	21498	Travel-Subsistence & Lodg LEATHERWOOD COY	EXPENSES 809	MEAL	5.56	5.56 *	66.89 **
035100		ANIMAL CONTROL					
3110	27524	Vet Care RIDGE ANIMAL HOSPITAL	101024 809	OFFICE VISIT/EXAM	42.00	42.00 *	
5110	31844	Electrical Services DOMINION VA POWER	0890745003 809	ELECTRIC SERVICE	84.47	84.47 *	
5230	30439	Telecommunications US CELLULAR	816442183 809	PHONE	56.96	56.96 *	
5821	999999	Coyote Bounties HAMLETT CURTIS	COYOTE 809	BOUNTY	50.00	50.00	
	999999	JENKINS MARK	COYOTE 809	BOUNTY	50.00	50.00	
6002	28596	Supplies for Shelter SOUTHERN STATES	97640	FEEDBAGS	75.00	75.00	
	32131	WAL-MART COMMUNITY	2238 CO ADM 809	FOOD/LITTER/REPELLNT	72.36	72.36	
6005	32131	Janitorial Supplies WAL-MART COMMUNITY	2238 CO ADM 809	CLEANING SUPPLIES	147.36	147.36 *	
					12.03	12.03 *	
					12.03	12.03 *	442.82 **

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MAJOR# ACCT# 035300	VENDOR NUMBER NAME MEDICAL EXAMINER	INV#	DESCRIPTION	AMOUNT
3110	Professional Health Serv 29459 TREASURER OF VIRGINIA 29459 TREASURER OF VIRGINIA	MCILVAIN CHERYL WOOD CHARLES E	CORONER CORONER	20.00 20.00 40.00 * 40.00 **
036100	BIOSOLIDS MONITORING			ACCOUNT TOTAL MAJOR TOTAL
3311	Repairs & Maint-Auto & Eq 29925 TRI-COUNTY FORD-MERCURY	79512	WHEEL BEARING/OILCHG	652.89 652.89 *
5230	Telecommunications 29339 TOOMBS MANUEL H JR 29339 TOOMBS MANUEL H JR 30439 US CELLULAR	EXPENSES 809 INTERNET 809 816442183 809	PHONE INTERNET SERVICE-1YR PHONE	24.67 120.00 28.48 173.15 * 826.04 **
042300	REFUSE DISPOSAL			ACCOUNT TOTAL MAJOR TOTAL
3160	Professional Services 27191 RESOURCE INTERNATIONAL 27191 RESOURCE INTERNATIONAL 27191 RESOURCE INTERNATIONAL	35085 35086 35087	STRMTR PLAN UPDATE STRMTR PERMT COMPLY MRF ASSESSMENT	950.25 911.45 812.00 2,673.70 *
3310	Repairs/Maintenance 21830 LUCK STONE CORPORATION 22669 MOORE SCALE SRV-WSTRN VA	905759 3340	STONE SCALE REPAIRS	353.43 3,077.17 3,430.60 *
3311	Repairs & Maint-Auto & Eq 23726 NEWMAN TIRE CO INC 28596 SOUTHERN STATES	171486 97640	FLAT REPAIR STRAPS & GLOVES	30.95 35.93 66.88 *
3840	Contract Landfill - POS 10811 ARENA TRUCKING COMPANY 27191 RESOURCE INTERNATIONAL 32950 WRIGHT'S EXCAVATING	AUG 09 35056 SEPT 09	TRASH COLLECTION GRDWR MONITORING LANDFILL OPERATION	374.00 9,710.86 42,187.50 52,272.36 *
3841	Purchase of Serv - Recycli 14723 EMANUEL TIRE OF VIRGINIA 14723 EMANUEL TIRE OF VIRGINIA 14723 EMANUEL TIRE OF VIRGINIA 14723 EMANUEL TIRE OF VIRGINIA	461869 461870 461993 461994	TIRE RECYCLING TIRE RECYCLING TIRE RECYCLING TIRE RECYCLING	811.50 582.00 571.20 633.60 2,598.30 *
5110	Electrical Services 28640 SOUTHSIDE ELECTRIC COOP 31844 DOMINION VA POWER	114379 001 809 5181167213 809	PAMPLIN SITE LEACHATE PUMP	51.44 205.04

MAJOR# ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
5230		Telecommunications			
	10099	AT&T	223 1595 809	PHONE	43.81
	10099	AT&T	248 5696 809	PHONE	1.75
	10099	AT&T	392 9223 809	PHONE	38.23
	10099	AT&T	574 4166 809	PHONE	35.05
	10099	AT&T	767 2769 809	PHONE	34.54
	28711	EMBARQ	391 3442 809	PHONE	33.18
	28711	EMBARQ	392 3675 809	PHONE	43.38
	28711	EMBARQ	392 9223 809	PHONE	39.56
	28711	EMBARQ	574 4166 809	PHONE	39.55
	28711	EMBARQ	767 2769 809	PHONE	40.64
	30439	US CELLULAR	816442183 809	PHONE	28.48
	31335	VERIZON	248 5696 809	PHONE	47.72
	31335	VERIZON	735 2828 809	PHONE	66.02
				ACCOUNT TOTAL	491.91 *
5440	28869	Portable Toilet Rental STIFF O O INC	390	MONTHLY SERVICE	662.50
				ACCOUNT TOTAL	662.50 *
5601	29503	Annual Landfill Permit TREASURER OF VIRGINIA	901350	ANNUAL FEE	2,819.51
				ACCOUNT TOTAL	2,819.51 *
				MAJOR TOTAL	65,508.30 **
042610		SANDY RIVER RESERVOIR			
3310	13316	Repairs/Maintenance DEPT OF GAME & INLAND	100	GRASS CARP	6,520.00
				ACCOUNT TOTAL	6,520.00 *
				MAJOR TOTAL	6,520.00 **
043200		GENERAL PROPERTIES			
3310	24086	Repairs/Maintenance OK TERMITTE & PEST CONTROL	AUG 26 09	EXTERMINATING SERVIC	150.00
				ACCOUNT TOTAL	150.00 *
3311	23726	Repairs & Maint-Auto & Eq NEWMAN TIRE CO INC	171405	MOWER FLAT REPAIR	10.88
				ACCOUNT TOTAL	10.88 *
5110	28640	Electrical Services SOUTHSIDE ELECTRIC COOP	114379 002 809	SRR LIGHTS	30.55
	31844	DOMINION VA POWER	1230385005 809	ROY CLARK MONUMENT	16.85
	31844	DOMINION VA POWER	2786281903 809	COURTHOUSE	11,261.94

MAJOR# ACCT#	VENDOR NUMBER NAME	INV#	DESCRIPTION	AMOUNT
5230	31844 DOMINION VA POWER	9670710004 809	SHOP	26.28
	31846 DOMINION VA POWER	4951935099 809	SHERIFF DEPT SHED	5.50
	31846 DOMINION VA POWER	5856894620 809	WORSHAM CLERK OFFICE	46.58
	Telecommunications			11,387.70 *
	28711 EMBARC	392 1943 809	PHONE	63.62
	30439 US CELLULAR	816442183 809	PHONE	85.45
5440	28869 Stiff O O INC	390	MONTHLY SERVICE	149.07 *
6005	32550 Janitorial Supplies WILCO INC.	1222518 02	JANITORIAL SUPPLIES	100.00
				100.00 *
6007	10900 Repairs and Maintenance S AYERS BLDG. & SUPPLY CO	167857	LOCKS	363.50
	11894 BUSINESS CARD	1412 PUCKETT809	PANIC BUTTON	363.50 *
	13369 DIAMOND SPRINGS	11393100 809	EQUIPMENT RENTAL	26.43
	14287 EAST END CHEVRON	SEPT 1 09	ICE	199.90
	15560 FARMVILLE WHSALE ELECTRIC	398155	ELECT COVERS/SCRWDRV	8.95
	15560 FARMVILLE WHSALE ELECTRIC	399002	FUSES	9.40
				27.32
				9.00
				281.00 *
				12,442.15 **
043400	CANNERY			
3310	13664 Repairs & Maintenance DIXIE CANNER COMPANY	1268	SEAMER PARTS	94.78
				94.78 *
5110	28640 Electrical Services SOUTHSIDE ELECTRIC COOP	44435 001 809	ELECTRIC SERVICE	148.75
				148.75 *
6040	11902 ADP Equipment BUSINESS DATA OF VA, INC.	103734	NORTON ANTI-VIRUS	49.95
				49.95 *
				293.48 **
052500	CHAPTER X BOARD			
5640	12928 Payment to Crossroad Ser CROSSROAD SERVICES BOARD	1ST QTR 809	LOCAL SUPPORT	15,660.75
				15,660.75 *
				15,660.75 **
053500	COMPREHENSIVE SERVICES ACT			
3160	11233 CSA Programs BLACKBURN AMANDA		FOSTER CARE	525.00
	11894 BUSINESS CARD	AUG 09	FOSTER CARE	40.47
		AUG 09		

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MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INVT#	DESCRIPTION	AMOUNT
		12929	CROSSROADS SERVICES BD	FAPT/CPMT 809	PROFESSIONAL SERVICE	3,785.00
		14738	EMMANUEL FAMILY SERVICES	10	PROFESSIONAL SERVICE	250.00
		14738	EMMANUEL FAMILY SERVICES	12	PROFESSIONAL SERVICE	150.00
		14933	FAMILY PRESERVATION SERV	40701	PROFESSIONAL SERVICE	350.00
		14933	FAMILY PRESERVATION SERV	40707	PROFESSIONAL SERVICE	700.00
		14933	FAMILY PRESERVATION SERV	40715	PROFESSIONAL SERVICE	350.00
		14933	FAMILY PRESERVATION SERV	40727	PROFESSIONAL SERVICE	2,115.00
		14933	FAMILY PRESERVATION SERV	40734	PROFESSIONAL SERVICE	105.00
		15743	FISHER BETTY	AUG 09	FOSTER CARE	189.48
		15766	FISHER JUANITA	AUG 09	FOSTER CARE	230.00
		15957	FREY RYAN	AUG 09	FOSTER CARE	448.00
		16171	GIBBS FRANCES	AUG 09	FOSTER CARE	525.00
		16672	GRAFTON SCHOOL INC	116239	PROFESSIONAL SERVICE	805.00
		16672	GRAFTON SCHOOL INC	116240	PROFESSIONAL SERVICE	604.50
		16672	GRAFTON SCHOOL INC	116241	PROFESSIONAL SERVICE	1,121.25
		16672	GRAFTON SCHOOL INC	116443	PROFESSIONAL SERVICE	3,600.00
		16672	GRAFTON SCHOOL INC	116444	PROFESSIONAL SERVICE	3,600.00
		16672	GRAFTON SCHOOL INC	116445	PROFESSIONAL SERVICE	3,600.00
		17486	HEARTLAND FAMILY COUNSEL	68	PROFESSIONAL SERVICE	2,200.00
		17652	HICKS SHIRLEY	AUG 09	FOSTER CARE	101.61
		17754	HELTON HOUSE INC	1750	PROFESSIONAL SERVICE	2,371.95
		17754	HELTON HOUSE INC	1751	PROFESSIONAL SERVICE	1,755.00
		17754	HELTON HOUSE INC	1752	PROFESSIONAL SERVICE	2,160.00
		17772	HOWELLS KRISTY	AUG 09	FOSTER CARE	896.00
		20919	KINGSLEY JENNIFER	AUG 09	FOSTER CARE	423.39
		20919	KINGSLEY JENNIFER	AUG 09A	FOSTER CARE	118.13
		22457	MILLS BONNIE	AUG 09	FOSTER CARE	28.20
		22457	MILLS BONNIE	AUG 09	FOSTER CARE	10.00
		22703	MORTON DEKEACE	AUG 09	FOSTER CARE	666.00
		24218	OSBORNE JOAN	AUG 09	FOSTER CARE	510.10
		25364	PICKETT PARK DAY CARE	AUG 09	FOSTER CARE	357.00
		25549	POPLAR SPRINGS HOSPITAL	2034786 SB 809	PROFESSIONAL SERVICE	2,480.00
		28447	SMITH I'SHAWN	AUG 09	FOSTER CARE	644.00
		28872	STEPPING STONES DAY CARE	AUG 09	FOSTER CARE	111.28
		999999	BRIDGES OF FARMVILLE	AUG 09	FOSTER CARE	299.92
		999999	EXTENDED CARE ASSOCIATES	AUG 09	FOSTER CARE	27.60
3180		20600	Administrative			38,253.88 *
		20600	KEY OFFICE SUPPLY	364891	INK CARTRIDGES	49.97
081100	PLANNING					49.97 *
						38,303.85 **
3161		12628	Planning Commission			100.00
		16195	COLEMAN R SAMUEL	AUG 18 09	COMMISSION MTG	100.00
		17646	GILLIAM DONALD B	AUG 18 09	COMMISSION MTG	100.00
		19875	HICKS LEE EDWARD JR	AUG 18 09	COMMISSION MTG	100.00
			JONES ROBERT M	AUG 18 09	COMMISSION MTG	100.00

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MAJOR#	VENDOR	INVOICE#	DESCRIPTION	AMOUNT
3600	Advertising FARMVILLE HERALD	CO ADMR 809	ADVERTISING	287.64
5210	Postal Services FEDEX	9 296 58509	SHIPPING	23.06
5230	Telecommunications US CELLULAR	816442183 809	PHONE	56.96
5510	Travel-Mileage COLEMAN R SAMUEL GILLIAM DONALD B HICKS LEE EDWARD JR JONES ROBERT M MASON ROBERT CHRISTOPHER PICKETT JONATHAN	AUG 18 09 AUG 18 09 AUG 18 09 AUG 18 09 AUG 18 09 EXPENSES 809	MILEAGE MILEAGE MILEAGE MILEAGE MILEAGE	13.20 22.00 12.65 5.50 9.90 340.17
5540	Travel-Convention & Educa TREASURER OF VIRGINIA RURAL PLANNING CAUCUS OF	ESC CERTIFICATN REGISTRATION809	REGISTRATION REGISTRATION	75.00 100.00
6008	Vehicle & Powered Equip F PICKETT JONATHAN	EXPENSES 809	GAS	10.00
081500	ECONOMIC DEVELOPMENT			10.00
3600	Advertising TOWN OF FARMVILLE	BROCHURES	TOURISM BROCHURE AD	1,964.47
5110	Electrical Services DOMINION VA POWER DOMINION VA POWER DOMINION VA POWER	0675198071 809 1059387447 809 1059387447 809A	ELECTRIC SERVICE ELECTRIC SERVICE ELECTRIC SERVICE	276.04 112.01 99.97
5210	Postal Services BUSINESS CARD BUSINESS CARD	2078 CARNEY 809 2078 CARNEY809A	POSTAL SERVICES POSTAGE	488.02
5230	Telecommunications AT&T MOONSTAR BBS EMBARQ EMBARQ	392 1482 809 ECO DEV 809 392 1482 809 392 1482 809A	PHONE DSL PHONE PHONE	1,424.79 28.95 1,453.74
			ACCOUNT TOTAL	60.43
			ACCOUNT TOTAL	45.00
			ACCOUNT TOTAL	186.06
			ACCOUNT TOTAL	190.19
			ACCOUNT TOTAL	481.68

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MAJOR# ACCT# 5530	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
	11894	BUSINESS CARD	2078 CARNEY809A	MEAL	10.00
				ACCOUNT TOTAL	10.00 *
5540	11894	Travel-Convention & Educa BUSINESS CARD	2078 CARNEY 809	CONFERENCE REGISTRAT	100.00
				ACCOUNT TOTAL	100.00 *
5899	11894	Special Projects BUSINESS CARD	2078 CARNEY 809	SHIPPING CHARGES	530.27
				ACCOUNT TOTAL	530.27 *
6001	11894	Office Supplies BUSINESS CARD	2078 CARNEY 809	FRAMING	193.45
				SERVICE CHARGE	1.00
				FEES	62.35
				MOUSE PAD/USB CABLE	11.98
				ACCOUNT TOTAL	268.78 *
				MAJOR TOTAL	5,296.96 **
083500		COOPERATIVE EXTENSION OFFICE			
5230	28711	Telecommunications EMBARQ	392 4246 809	PHONE	96.22
				ACCOUNT TOTAL	96.22 *
				MAJOR TOTAL	96.22 **
094000		CAPITAL PROJECTS			
0013	25680	Animal Shelter PRICE SUPPLY CO INC	766998	HEATING/COOLING UNIT	1,235.00
			7072 0	PAINT/PRIMER/ROLLERS	391.39
				ACCOUNT TOTAL	1,626.39 *
0026	29280	Global Positioning System TIMMONS GROUP	126349	GPS PROJECT	1,650.00
				ACCOUNT TOTAL	1,650.00 *
				MAJOR TOTAL	3,276.39 **
095000		DEBT SERVICE			
0010	30600	Rural Dev Rev Bond 1998B-- RURAL DEVELOPMENT	LOAN 97-01 809	CH LOAN	6,508.00
				ACCOUNT TOTAL	6,508.00 *
0012	30600	Rural Dev CH Constr 1998C RURAL DEVELOPMENT	LOAN 97-02 809	CH LOAN	10,118.00
				ACCOUNT TOTAL	10,118.00 *
				MAJOR TOTAL	16,626.00 **
				FUND TOTAL	245,477.45

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LANDFILL CONSTRUCTION FUND

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MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
0051	28524	Landfill Construction SODERQUIST R M INC		CELL D CONSTRUCTION	10,935.52
				RETAINAGE	10,935.52 *
				ACCOUNT TOTAL	10,935.52 **
				MAJOR TOTAL	
				FUND TOTAL	10,935.52

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PRINCE EDWARD
 LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

AFTER CHECKS
 PAGE 16

MAJOR#	VENDOR	INVOICE#	DESCRIPTION	AMOUNT
ACCT# 094000	VENDOR NUMBER CAPITAL PROJECTS	INV#	DESCRIPTION	
8101	Infrastructure Payment to TOWN OF FARMVILLE	INFRASTRUCTRE09	INFRASTRUCTURE PMT	616,000.00
			ACCOUNT TOTAL	616,000.00 *
			MAJOR TOTAL	616,000.00 **
			FUND TOTAL	616,000.00

AP375H
 9/02/2009
 FUND # - 502 SEWER FUND

PRINCE EDWARD
 LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

AFTER CHECKS
 PAGE 17

MAJOR# ACCT# 094000	VENDOR NUMBER CAPITAL PROJECTS	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
8101	29332	Infrastructure Payment to TOWN OF FARMVILLE	INFRASTRUCTRE09	INFRASTRUCTURE PMT	616,000.00
				ACCOUNT TOTAL	616,000.00 *
				MAJOR TOTAL	616,000.00 **
				FUND TOTAL	616,000.00

AP375H
9/02/2009

PRINCE EDWARD
LISTING OF INVOICES FOR 8/13/2009 -- 9/02/2009

AFTER CHECKS
PAGE 18

FUND # - 732 RETIREMENT BENEFIT FUND

MAJOR# VENDOR VENDOR
ACCT# NUMBER NAME
002230 RETIREMENT BENEFIT FUND

1102 Retirees Insurance
29937 ANTHEM BCBS

INV# DESCRIPTION

OCT 09 RETIREE HEALTH INS

AMOUNT

880.00
880.00 *
880.00 **
880.00

ACCOUNT TOTAL
MAJOR TOTAL
FUND TOTAL

MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
021400	PIEDMONT COURT SERVICES				
5110	31846	Electrical Service	4323543985	ELECTRIC SERVICE	59.89
	31846	DOMINION VA POWER	7218131923	ELECTRIC SERVICE	203.17
				ACCOUNT TOTAL	263.06 *
5230	10097	Telecommunications	392 8161	PHONE	130.64
	28711	AT&T	392 8161	PHONE	204.69
				ACCOUNT TOTAL	335.33 *
5510	15936	Travel - Mileage		AIRFARE	267.40
	15936	FOX SANDY		MILEAGE	164.78
	15954	FRANKLIN SHEENA		MILEAGE	221.10
	16682	GRAY SHARON		MILEAGE	294.80
	16944	STIMPSON CONNIE		MILEAGE	11.88
	22217	MAXEY RENEE T		MILEAGE	181.75
	22749	MOSS REBECCA		MILEAGE	145.75
				ACCOUNT TOTAL	1,287.46 *
5530	15936	Travel - Subsistence & Lo		MEALS	85.03
	22259	FOX SANDY		MEALS	105.44
				ACCOUNT TOTAL	190.47 *
6040	13344	ADP Equipment		INSTALL ANTI-VIRUS	150.00
		DEWINDT WILLIAM			150.00 *
				ACCOUNT TOTAL	2,226.32 **
097001	PCS SUPERVISION FEES EXPENDITURES				
5420	28724	PCS - Lease/Rent of Build		RENT	2,383.00
		SRP CORPORATION LLC			2,383.00 *
6006	17346	PCS - Janitorial Services		CLEANING SERVICE	210.00
		HARDY PAGE			210.00 *
				ACCOUNT TOTAL	2,593.00 **
097002	PCS DRUG TESTING FEES				
0001	28095	PCS Drug Testing Fees		DRUG TESTING	58.44
		KROLL LABORATORY	193845		58.44 *
				ACCOUNT TOTAL	58.44 **
				FUND TOTAL	4,877.76
				TOTAL DUE	1,494,170.73

Approved at meeting of _____ on _____
Signed _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 5-d
Department: Payroll
Staff Contact: Barbara Poulston
Issue: Consent Agenda – Salaries

Summary:

The County Administrator reported that checks have been issued pursuant to the order of the Board of Supervisors as to salaries, etc., the amount of which salaries have been heretofore approved.

Attachments: None.

Recommendation: Approval

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 5-e
Department: Administration
Staff Contact: Penny Huskey
Issue: Consent Agenda - Carnival/Festival Permit Applications

Summary: The County Administrator’s Office has received permit applications as follows:

- a. Five County Fair Association is requesting to hold the annual “Five County Fair” at the Fairgrounds, September 11, 2009 until September 20, 2009.
- b. Riverside Community Church is requesting to hold an outdoor festival at the Fairgrounds on September 26, 2009 from 10:00 a.m. – 7:00 p.m.

Attachments: Five County Fair Application
Riverside Community Church Application

Recommendation: Approval.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

APPLICATION FOR EVENT / FESTIVAL PERMIT
PRINCE EDWARD COUNTY

Organization / Agency Conducting Event: Five County Fair Assoc Inc

Person (s) Representing Organization: Anhunn F. Estes

EVENT

Type: Fair

Location: 209 Fair Grounds Rd Farmville Va. 23901

Date(s): Sept 11-20-09 Time(s):

of Tickets for Sale: 15,000 Estimated # of Persons to Attend: 18,000

Name(s) / Address(es) / Phone # of Promoters:
Fair Assoc. Anhunn Estes
285 Gully Tavern Rd Rice, VA 434-392-5758

Financial backing of the event: Assoc - Sales

Name of all persons or groups that will perform: Glen Shelton / Jimmy Johnson Band
Local Talent Shows - Competition Dance

Name and Address of property owner which event is to be held: Five County Fair Assoc
209 Fair Grounds Rd Farmville, VA 23901

Nature and interest of applicant(s) in the property on which the event is to be held (if any):
N/A

Detailed plan for adequate sanitation facilities / garbage and trash disposal (must be approved by the county health inspector): Rest Rooms / Snow Patching

Plan for providing food, water, and lodging for persons at event (must be approved by the county health inspector): Water - well - food by vendors

Plan for adequate medical facilities for persons at the event (must be approved by the county health inspector): Rescue Squad

Plan for adequate parking facilities and traffic control in and around event:
15 Acres - paid parking personnel

Event/Festival Permit

Plan for adequate fire protection (must be approved by the county forestry warden):

Fire Dept's on grounds

Statement specifying whether any outdoor lights or lighting are to be utilized, (if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the event is held:

No lighting glows beyond prop that will ~~be~~ be a problem

Statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating therefrom shall be unreasonably audible beyond the property on which the event is located:

None

Applications must be filed in duplicate with the Clerk of the Board, at least twenty-one (21) days prior to the event date.

Music shall not be rendered nor entertainment provided for more than eight (8) hours in any twenty-four (24) hour period, such twenty-four (24) hours to be measured from the beginning of the first performance at the event.

No person under the age of eighteen (18) years of age shall be admitted unless accompanied by a parent or guardian, the parent or guardian to remain with the person at all times.

Specific reference is hereby made to Section 6 - 66-71, et. Seq., of the Code of Prince Edward County, Virginia, which provisions are incorporated herein by reference.

Date

8-31-09

Signature of Applicant(s)

[Handwritten Signature]

Date

Approval by

County Administrator
Clerk of the Board

Fee \$ 50 Fee Paid By _____ Date Received _____

**.APPLICATION FOR EVENT / FESTIVAL PERMIT
PRINCE EDWARD COUNTY**

Organization / Agency Conducting Event: Riverside Community Church

Person (s) Representing Organization: (Pastor) Frank Lacey

EVENT

Type: Outdoor Festival

Location: 5 County Fair Grounds

Date(s): September 26 Time(s): 10am - 7pm

of Tickets for Sale: — Estimated # of Persons to Attend: 250-300

Name(s) / Address(es) / Phone # of Promoters:

Riverside Community Church (434) 547-6770
PO Box 765
Farmville, VA

Financial backing of the event: Riverside Community Church

Name of all persons or groups that will perform: Riverside Band

Name and Address of property owner which event is to be held: _____

5 County Fair Grounds
Auburn Estes 392-5758 See attached

Nature and interest of applicant(s) in the property on which the event is to be held (if any):

None

Detailed plan for adequate sanitation facilities / garbage and trash disposal (must be approved by the county health inspector): _____

Fairground Facilities

Plan for providing food, water, and lodging for persons at event (must be approved by the county health inspector): _____

Plan for adequate medical facilities for persons at the event (must be approved by the county health inspector): _____

Plan for adequate parking facilities and traffic control in and around event:

RN on premises

Plan for adequate fire protection (must be approved by the county forestry warden):

Fair Ground Parking

Statement specifying whether any outdoor lights or lighting are to be utilized, (if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the event is held: _____

Fairground Lighting

Statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating therefrom shall be unreasonably audible beyond the property on which the event is located:

Music will be reasonable and finished no later than 8 pm Sept 26

Applications must be filed in duplicate with the Clerk of the Board, at least twenty-one (21) days prior to the event date.

Music shall not be rendered nor entertainment provided for more than eight (8) hours in any twenty-four (24) hour period, such twenty-four (24) hours to be measured from the beginning of the first performance at the event.

No person under the age of eighteen (18) years of age shall be admitted unless accompanied by a parent or guardian, the parent or guardian to remain with the person at all times.

Specific reference is hereby made to Section 6 - 66-71, et. Seq., of the Code of Prince Edward County, Virginia, which provisions are incorporated herein by reference.

Date
Aug 28 / 2009

Signature of Applicant(s)
Frank Posey

Date

Approval by

County Administrator
Clerk of the Board

Fee \$ 50 Fee Paid By No FEE Date Received _____



**County of Prince Edward
Board of Supervisors
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 6
Department: County Administration
Staff Contact: W.W. Bartlett
Issue: Budget Request – Habitat for Humanity

Summary: Attached for your consideration is a budget request from Habitat for Humanity. The Board has previously approved an FY 10 donation to Habitat for Humanity in the amount of \$4,750.

Attachments: Donation Request

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Habitat
for Humanity™

Building
Stronger
Families
Since 1976

TO: Prince Edward County
FROM: Farmville Area Habitat for Humanity
DATE: August 12, 2009
SUBJECT: Habitat for Humanity Youth Program

To whom it may concern at Prince Edward County,

Hello! The Farmville Area Habitat for Humanity will be holding a youth program to raise awareness among the youths in the community. The purpose of this program is to get youth involved with Habitat for Humanity. The youth program will be held over a span of two Saturdays. There will be fun activities that will get the youth to be involved hands on. The activities include building dog houses that resemble Habitat homes, a house design contest, and constructing paper houses for the younger children. However, we need your help. Please consider sponsoring a dog house or donating art supplies.

There are several sponsorships available to you. You can sign up to be a \$100 bulldog, \$50 hound dog, or \$25 puppy dog house sponsor. After the projects are all completed, dog houses will be sold at the new Habitat for Humanity Restore to benefit the Habitat program. For more details, please see the attached brochure.

Thank you so much for your time. If you have any other questions or comments you can reach us at (434) 390-4618, (434) 607-3219, or (434) 392-6627.

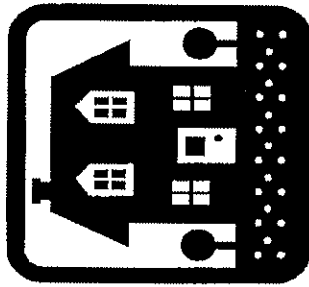
Diana Allen

Katisha Sargeant

Katisha Sargeant and Diana Allen, Program Coordinators
Enclosures

Speakers

During the youth program there will be speakers to inform the youth about what Habitat for Humanity does.



Mrs. Jayne Johnson
Mrs. Johnson is director the Farmville Area Habitat for Humanity.

Diana Allen
Ms. Allen is one of the project coordinators and will be talking about the purpose of the youth day.

Kalisha Sargeant
Ms. Sargeant is the other project coordinator. She will be speaking with Ms. Allen about the purpose of the youth days.

Farmville
Area Habitat
for Humanity

Youth Awareness Program

Date: September
12 and September
19, 2009

Time: 10 a.m.— 4p.m
Prince Edward County
Middle School Cafeteria



Farmville Area Habitat for Humanity

Phone: 434-392-6627
Fax: 434-392-3279

Habitat for Humanity

What Habitat for Humanity Does

Families in need of decent shelter apply to local Habitat affiliates. The affiliate's family selection committee chooses homeowners based on their level of need, ability to pay, and willingness to become partners in the program. Every affiliate follows a non-discriminatory policy of family selection. Neither race nor religion is a factor in choosing the families who are selected to build a Habitat homes.

Through volunteer labor and donations of money and materials, Habitat builds simple, decent houses with the help of partner families at no

profit, financed with affordable, no-interest mortgage. The homeowners' monthly mortgage payments are used to build more Habitat homes.

Habitat homeowners are also required to attend 15 hours of educational sessions to fulfill their partnership with Habitat for Humanity. The topics of these sessions range from budget management to home maintenance and help the homeowner acquire the skills necessary to be successful homeowners.



Youth Awareness Program

The youth program was designed to raise awareness of Habitat for Humanity in the community youths. The targeted age range is youths from the ages of 5-18. There will be many activities for the youth to partake in. Along with all of the fun activities, there will also be a raffle and a prize. The tickets will be \$0.75 for one ticket or \$1.00 for two tickets. At the conclusion of the program, the winning ticket will be drawn and the winner will be announced.

There are several different activities for the children. There will be dog house building, house design contest, and constructing paper houses.

- Building Dog Houses- This is an activity for children at least ten years of age and

up. During this activity the children will be building model houses for dogs. The houses will be replications of homes that the Habitat for Humanity has already built. The first 36 children to sign for this activity will be able to participate in the building of the dog houses. The 36 children will then be divided into six groups of six. They will then build the dog houses in their teams of six.

House Design Contest- This activity will be open for children of all ages. The children will be drawing ideal homes. They may use any type of art supplies that are available to them. They will be given one sheet of 8 1/2 X 11 paper and will have the entire length of the program to complete their house. They may choose to color the house or not.

Sign up sheets for each activity will be presented at registration each day of the event.

- Paper House Building- This is an activity designed for the children between the ages of five and ten. The children will be given a printed paper house. They will then have to cut, color, and glue the houses together.

For any questions please call Diana Allen (434) 607-3219, Katisha Sargeant (434) 390-4618, or the Habitat office (434) 392-6627.

Farmville Area Habitat for Humanity

Phone: 434-392-6627

Fax: 434-392-3279



**County of Prince Edward
Board of Supervisor
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 7
Department: County Administrator
Staff Contact: W.W. Bartlett
Issue: Law Enforcement Supplemental Retirement Rate

Summary:

Effective in FY99 (July 1, 1998 – June 30, 1999) the Board of Supervisors approved the implementation of a County funded benefit program similar to the VRS's special retirement benefit program for Law Enforcement Officers, commonly known as LEOS.

In an effort to provide the benefit, but at the same time lower the cost to the tax payers, the Board of Supervisors provided this benefit directly to eligible employees instead of through VRS. The Commonwealth mandated localities to provide this benefit through VRS effective July 1, 2008 for eligible retirees who retire after July 1, 2008.

At this time we still have one retiree under the County funded plan. It has been the practice of the County to provide the same level of benefit for employees as if they were under the VRS. VRS increased the supplement from \$11,508 to \$12,456 per year effective July 1, 2009. This increase was not included in the budget approved by the Board for the new Fiscal Year. To adjust for this oversight the following budget amendments and appropriations would need to be approved.

REV/EXP	FUND	DEPART	OBJECT	DESCRIPTION	DEBIT	CREDIT
3 (Rev)	100	041050	0100	General Fund/From Fund Balance		\$948
4 (Exp)	100	093000	0732	General Fund/Transfer to Retirement Fund	\$948	
3 (Rev)	732	041050	0100	Retirement Fund/Transfer from General Fund		\$948
4 (Exp)	732	002230	1101	Retirement Fund/LEOS Disbursement	\$948	

Attachments: None

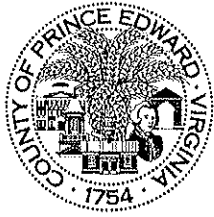
Recommendation: Approve as proposed.

Motion _____
 Second _____

Chairman Fore _____
 V-Chair Simpson _____
 Moore _____

Wiley _____
 Jones _____
 Ward _____

Gilfillan _____
 McKay _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 8
Department: County Administration
Staff Contact: W.W. Bartlett
Issue: Virginia Department of Forestry

Summary: Tom Zaebst, Assistant State Forest Manager, Virginia Department of Forestry, will be present to present the Board a check for the County's share of the Prince Edward-Gallion State Forest sale of timber proceeds.

Attachments: None.

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Giffillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 9
Department: VDOT
Staff Contact: Alan Leatherwood, P.E.
Issue: Highway Matters

Summary: Mr. Alan Leatherwood, P.E., VDOT Residency Administrator, will be present to update the Board on County highway matters.

Attachments:

Recommendation:

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



**County of Prince Edward
Board of Supervisors
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 10
Department: Planning and Community Development
Staff Contact: Jonathan Pickett
Issue: Public Hearing- Floodplain Ordinance

Summary: As was discussed at the August Board meeting, the County has recently received new floodplain maps from the Federal Emergency Management Agency (FEMA), the first update since 1977. Due to the map revisions, the county also must amend the existing county floodplain ordinance to take into account new federal language as well as to incorporate the new map effective dates into the ordinance.

Attached is the proposed draft ordinance. This draft represents a substantial rewrite of the ordinance and has been approved by the state. I would note that there has been some confusion between this ordinance and the Sandy River Reservoir Overlay Protection District (RPOD) ordinance. These are two totally separate documents, with no relation to each other.

Attachments: Public Hearing Notice
Proposed Amendments to County Floodplain Ordinance

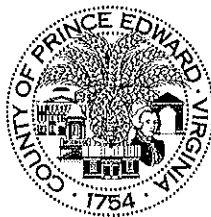
Recommendation: Following the public hearing, adopt the amended ordinance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



August 18, 2009

Please run in the Friday, August 21st & 28th editions of *The Farmville Herald*.



PUBLIC HEARING NOTICE

The Prince Edward County Board of Supervisors will hold a public hearing on Tuesday, September 8, 2009, at 7:30 p.m., in the Board of Supervisors Room of the Courthouse, Farmville, VA, to gather citizen input on the following:

Amendments to Chapter 54 Article 2, of the *Prince Edward County Code*, also referred to as the Prince Edward County Floodplain Ordinance. Amendments are being proposed to bring the ordinance into compliance with new federal and state guidelines.

A copy of the complete text of the proposed amended ordinance is available for review in the County Administrator's office or on the county web-site at www.co.prince-edward.va.us. Questions should be directed to Jonathan Pickett, Director of Planning and Community Development, at (434) 392-8837.

It is the County's intention to comply with the requirements of the Americans with Disabilities Act. Should you need special accommodations, please contact Jonathan L. Pickett at 434-392-8837.

By Order of the Board of Supervisors
Of Prince Edward County, Virginia
W. W. Bartlett, County Administrator

Article D. Floodplain Districts

Division I General Provisions

Section 54-31. Purpose.

The purpose of these provisions is to prevent: the loss of life and property, the creation of health and safety hazards, the disruption of commerce and governmental services, the extraordinary and unnecessary expenditure of public funds for flood protection and relief, and the impairment of the tax base by

- A. regulating uses, activities, and development which, alone or in combination with other existing or future uses, activities, and development, will cause unacceptable increases in flood heights, velocities, and frequencies;
- B. restricting or prohibiting certain uses, activities, and development from locating within districts subject to flooding;
- C. requiring all those uses, activities, and developments that do occur in flood-prone districts to be protected and/or flood-proofed against flooding and flood damage; and,
- D. protecting individuals from buying land and structures which are unsuited for intended purposes because of flood hazards.

Section 54-32. Applicability

This article applies to all unincorporated lands within Prince Edward County and identified as being in the 100-year floodplain by the Federal Insurance Administration.

Section 54-33. Compliance Liability

- A. No land shall hereafter be developed and no structure shall be located, relocated, constructed, reconstructed, enlarged, or structurally altered except in full compliance with the terms and provisions of this article and any other applicable ordinances and regulations which apply to uses within the jurisdiction of this article.
- B. The degree of flood protection sought by the provisions of this article is considered reasonable for regulatory purposes and is based on acceptable engineering methods of study. Larger floods may occur on rare occasions. Flood heights may be increased by man-made or natural causes, such as ice jams and bridge openings restricted by debris. This ordinance does not imply that districts outside the floodplain district, or that land uses permitted within such district will be free from flooding or flood damages.
- C. Records of actions associated with administering this ordinance shall be kept on file and maintained by the Zoning Officer.

- D. This article shall not create liability on the part of Prince Edward County or any officer or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

Section 54-34. Abrogation and Greater Restrictions

This article supersedes any ordinance currently in effect in flood-prone districts. However, any underlying ordinance shall remain in full force and effect to the extent that its provisions are more restrictive than this article.

Section 54-35 Severability

If any section, subsection, paragraph, sentence, clause, or phrase of this article shall be declared invalid for any reason whatever, such decision shall not affect the remaining portions of this article. The remaining portions shall remain in full force and effect; and for this purpose, the provisions of this article are hereby declared to be severable.

Section 54.36 Penalty for Violations

Any person who fails to comply with any of the requirements or provisions of this article or directions of the director of planning or any authorized employee of Prince Edward County shall be guilty of a misdemeanor and subject to the penalties therefore.

In addition to the above penalties, all other actions are hereby reserved, including an action in equity for the proper enforcement of this article. The imposition of a fine or penalty for any violation of, or noncompliance with, this article shall not excuse the violation or noncompliance or permit it to continue; and all such persons shall be required to correct or remedy such violations or non-compliances within a reasonable time. Any structure constructed, reconstructed, enlarged, altered or relocated in noncompliance with this article may be declared by Prince Edward County to be a public nuisance and abatable as such. Flood insurance may be withheld from structures constructed in violation of this article.

Division II Definitions

Section 54.56

- A. Base flood - The flood having a one percent chance of being equaled or exceeded in any given year.
- B. Base flood elevation - The Federal Emergency Management Agency designated one hundred (100)-year water surface elevation.
- C. Basement - Any area of the building having its floor sub-grade (below ground level) on all sides.
- D. Board of Zoning Appeals - The board appointed to review appeals made by individuals with regard to decisions of the Zoning Administrator in the interpretation of this article.

- E. Development - Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.
- F. Elevated building - A non-basement building built to have the lowest floor elevated above the ground level by means of fill, solid foundation perimeter walls, pilings, or columns (posts and piers).
- G. Encroachment - The advance or infringement of uses, plant growth, fill, excavation, buildings, permanent structures or development into a floodplain, which may impede or alter the flow capacity of a floodplain.
- H. Existing manufactured home park or subdivision - a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by a community.
- I. Expansion to an existing manufactured home park or subdivision - the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).
- J. Flood or flooding -
1. A general or temporary condition of partial or complete inundation of normally dry land areas from
 - a. the overflow of inland or tidal waters; or,
 - b. the unusual and rapid accumulation or runoff of surface waters from any source.
 2. The collapse or subsistence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature such as flash flood, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph 1 (a) of this definition.
 3. Mudflows which are proximately caused by flooding as defined in paragraph (a)(2) of this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.
- K. Flood Insurance Rate Map (FIRM) – an official map of a community on which the Administrator has delineated both the special hazard areas and the risk premium zones applicable to the community.
- L. Flood Insurance Study (FIS) – an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudflow and/or flood-related erosion hazards.

- M. Floodplain or flood-prone area - Any land area susceptible to being inundated by water from any source.
- N. Floodproofing – any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.
- O. Floodway - The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.
- P. Freeboard - A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. “Freeboard” tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization in the watershed.
- Q. Highest Adjacent Grade – the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.
- R. Historic structure - Any structure that is
1. listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
 2. certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
 3. individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or,
 4. individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either
 - a. by an approved state program as determined by the Secretary of the Interior; or,
 - b. directly by the Secretary of the Interior in states without approved programs.
- S. Lowest floor - The lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building’s lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of Federal Code 44CFR §60.3.
- T. Manufactured home - A structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term manufactured home also includes park trailers, travel trailers, and other similar vehicles placed one a site for greater than 180 consecutive days.

U. Manufactured home park or subdivision - a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

V. New construction - For the purposes of determining insurance rates, structures for which the “start of construction” commenced on or after September 1, 1978, and includes any subsequent improvements to such structures. For floodplain management purposes, *new construction* means structures for which *start of construction* commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

W. New manufactured home park or subdivision - a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by a community.

X. Recreational vehicle - A vehicle which is

1. built on a single chassis;
2. 400 square feet or less when measured at the largest horizontal projection;
3. designed to be self-propelled or permanently towable by a light duty truck; and,
4. designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational camping, travel, or seasonal use.

Y. Special flood hazard area - The land in the floodplain subject to a one (1%) percent or greater chance of being flooded in any given year as determined by Division III, Sec. 54-76 of this article.

Z. Start of construction - The date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, substantial improvement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of the construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

AA. Structure – for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

Structure, for insurance rating purposes, means a walled and roofed building, other than a gas or liquid storage tank, that is principally above ground and affixed to a permanent site, as well as a manufactured home on a permanent foundation. For the latter purpose, the term includes a building while in the course of construction, alteration or repair, but does not include building materials or supplies intended for use in such construction, alteration or repair, unless such materials or supplies are within an enclosed building on the premises.

- BB. Substantial damage - Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.
- CC. Substantial improvement - Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the *start of construction* of the improvement. This term includes structures which have incurred *substantial damage* regardless of the actual repair work performed. The term does not, however, include either:
1. any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions, or
 2. any alteration of a *historic structure*, provided that the alteration will not preclude the structure's continued designation as a *historic structure*.
- DD. Watercourse - A lake, river, creek, stream, wash, channel or other topographic feature on or over which waters flow at least periodically. Watercourse includes specifically designated areas in which substantial flood damage may occur.
- EE. Violation - means the failure of a structure or other development to be fully compliant with the community's flood plain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance required in this ordinance is presumed to be in violation until such time as that documentation is provided.

Division III Establishment of Districts

Section 54-76 Basis of Districts

The various floodplain districts shall include special flood hazard areas. The basis for the delineation of these districts shall be the Flood Insurance Study (FIS) and the Flood Insurance Rate Maps (FIRM) for Prince Edward County prepared by the Federal Emergency Management Agency, Federal Insurance Administration, dated October 2, 2009, as amended.

1. The Floodway District is delineated, for purposes of this article, using the criterion that certain areas within the floodplain must be capable of carrying the waters of the one hundred (100)-year flood without increasing the water surface elevation of that flood more than one (1) foot at any point. The areas included in this District are specifically defined in the above-referenced Flood Insurance Study and shown on the accompanying Flood Boundary and Floodway Map or Flood Insurance Rate Map.
2. The Special Floodplain District shall be those areas identified as an AE Zone on the maps accompanying the Flood Insurance Study for which one hundred (100)-year flood elevations have been provided.

3. The Approximated Floodplain District shall be those areas identified as an A Zone on the maps accompanying the Flood Insurance Study. In these zones, no detailed flood profiles or elevations are provided, but the one hundred (100)-year floodplain boundary has been approximated.

Section 54-77 Overlay Concept

1. The Floodplain Districts described above shall be overlays to the existing underlying districts as shown on the Official Floodplain Ordinance Map, and as such, the provisions for the floodplain districts shall serve as a supplement to the underlying district provisions.
2. If there is any conflict between the provisions or requirements of the Floodplain Districts and those of any underlying district, the more restrictive provisions and/or those pertaining to the floodplain districts shall apply.
3. In the event any provision concerning a Floodplain District is declared inapplicable as a result of any legislative or administrative actions or judicial decision, the basic underlying provisions shall remain applicable.

Section 54-78 Official Floodplain Map

The boundaries of the Special Flood Hazard Area and Floodplain Districts are established as shown on the Flood Boundary and Floodway Map and/or Flood Insurance Rate Map which is declared to be a part of this article and which shall be kept on file at the Prince Edward County Planning office.

Section 54-79 District Boundary Changes

The delineation of any of the Floodplain Districts may be revised by Prince Edward County where natural or man-made changes have occurred and/or where more detailed studies have been conducted or undertaken by the U. S. Army Corps of Engineers or other qualified agency, or an individual documents the need for such change. However, prior to any such change, approval must be obtained from the Federal Insurance Administration.

Section 54-80 Interpretation of District Boundaries

Initial interpretations of the boundaries of the Floodplain Districts shall be made by the Zoning Officer. Should a dispute arise concerning the boundaries of any of the Districts, the Board of Zoning Appeals shall make the necessary determination. The person questioning or contesting the location of the District boundary shall be given a reasonable opportunity to present his case to the Board and to submit his own technical evidence if he so desires.

Section 54-81 Submitted Technical Data

A community's base flood elevation may increase or decrease resulting from physical changes affecting flooding conditions. As soon as practicable, but not later than six months after the date such information becomes available, a community shall notify the Federal Insurance Administrator of the changes by submitting technical or scientific data. Such a submission is necessary so that upon confirmation of those

physical changes affecting flooding conditions, risk premium rates and flood plain management requirements will be based upon current data.

Division IV District Provisions

Section 54-96 Permit and Application Requirements

A. Permit Requirement

All uses, activities, and development occurring within any floodplain district shall be undertaken only upon the issuance of a zoning permit. Such development shall be undertaken only in strict compliance with the provisions of the article and with all other applicable codes and ordinances, as amended, such as the Virginia Uniform Statewide Building Code (VA USBC) and Prince Edward County’s Subdivision Regulations. Prior to the issuance of any such permit, the Zoning Officer shall require all applications to include compliance with all applicable state and federal laws. Under no circumstances shall any use, activity, and/or development adversely affect the capacity of the channels or floodways of any watercourse, drainage ditch, or any other drainage facility or system.

B. Alteration or Relocation of a Watercourse

Prior to any proposed alteration or relocation of any channel or of any watercourse within this jurisdiction, a permit shall be obtained from the U. S. Army Corps of Engineers, the Virginia Department of Environmental Quality, and the Virginia Marine Resources Commission (a joint permit application is available from any one of these organizations). Further notification of the proposal shall be given to all adjacent jurisdictions, the Division of Dam Safety and Floodplain Management (Department of Conservation and Recreation), and the Federal Insurance Administration.

C. Site Plans and Permit Applications

All applications for development within any floodplain district and all building permits issued for the floodplain shall incorporate the following information:

1. The elevation of the Base Flood at the site.
2. The elevation of the lowest floor (including basement).
3. For structures to be flood-proofed (non-residential only), the elevation to which the structure will be flood-proofed.
4. Topographic information showing existing and proposed ground elevations.

Section 54-97 General Standards

In all special flood hazard areas the following provisions shall apply:

- A. New construction and substantial improvements shall be according to the VA USBC, and anchored to prevent flotation, collapse or lateral movement of the structure.
- B. Manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This standard shall be in addition to and consistent with applicable state requirements for resisting wind forces.
- C. New construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
- D. New construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.
- E. Electrical, heating, ventilation, plumbing, air conditioning equipment and other service facilities, including duct work, shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.
- F. New and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system.
- G. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters.
- H. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during flooding.
- I. Any alteration, repair, reconstruction or improvements to a building that is in compliance with the provisions of this ordinance shall meet the requirements of "new construction" as contained in this ordinance.
- J. Any alteration, repair, reconstruction or improvements to a building that is not in compliance with the provisions of this ordinance, shall be undertaken only if said non-conformity is not furthered, extended, or replaced.
- K. Prior to any proposed alteration or relocation of any channels or of any watercourse, stream, etc., within this jurisdiction a permit shall be obtained from the U. S. Corps of Engineers, the Virginia Department of Environmental Quality, and the Virginia Marine Resources Commission (a joint permit application is available from any of these organizations). Furthermore, notification of the proposal shall be given by the applicant to all affected adjacent jurisdictions, the Department of Conservation and Recreation (Division of Dam Safety and Floodplain Management) and the Federal Insurance Administration.
- L. The flood carrying capacity within an altered or relocated portion of any watercourse shall be maintained.

Section 54-98 Specific Standards

In all special flood hazard areas where base flood elevations have been provided in the Flood Insurance Study or generated according to Division III, Section 54-81, the following provisions shall apply:

A. Residential Construction

New construction or substantial improvement of any residential structure (including manufactured homes) shall have the lowest floor, including basement, elevated no lower than 1 foot above the base flood elevation.

B. Non-Residential Construction

New construction or substantial improvement of any commercial, industrial, or non-residential building (or manufactured home) shall have the lowest floor, including basement, elevated to no lower than 1 foot above the base flood elevation. Buildings located in all A, AE, and AH zones may be flood-proofed in lieu of being elevated provided that all areas of the building components below the elevation corresponding to the BFE plus one foot are water tight with walls substantially impermeable to the passage of water, and use structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effect of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied.

C. Elevated Buildings

Enclosed areas, of new construction or substantially improved structures, which are below the regulatory flood protection elevation shall:

1. not be designed or used for human habitation, but shall only be used for parking of vehicles, building access, or limited storage of maintenance equipment used in connection with the premises. Access to the enclosed area shall be the minimum necessary to allow for parking of vehicles (garage door) or limited storage of maintenance equipment (standard exterior door), or entry to the living area (stairway or elevator).
2. be constructed entirely of flood resistant materials below the regulatory flood protection elevation;
3. include, in Zones A, AO, and AE, measures to automatically equalize hydrostatic flood forces on walls by allowing for the entry and exit of floodwaters. To meet this requirement, the openings must either be certified by a professional engineer or architect or meet the following minimum design criteria:
 - a. Provide a minimum of two openings on different sides of each enclosed area subject to flooding.
 - b. The total net area of all openings must be at least one (1) square inch for each square foot of enclosed area subject to flooding.
 - c. If a building has more than one enclosed area, each area must have openings to allow floodwaters to automatically enter and exit.
 - d. The bottom of all required openings shall be no higher than one (1) foot above the adjacent grade.

- e. Openings may be equipped with screens, louvers, or other opening coverings or devices, provided they permit the automatic flow of floodwaters in both directions.
- f. Foundation enclosures made of flexible skirting are not considered enclosures for regulatory purposes, and, therefore, do not require openings. Masonry or wood underpinning, regardless of structural status, is considered an enclosure and requires openings as outlined above.

D. Standards for Manufactured Homes and Recreational Vehicles

1. All manufactured homes placed, or substantially improved, on individual lots or parcels, in expansions to existing manufactured home parks or subdivisions, in a new manufactured home park or subdivision or in an existing manufactured home park or subdivision on which a manufactured home has incurred substantial damage as the result of a flood, must meet all the requirements for new construction, including the elevation and anchoring requirements in Division IV, Section 54-97.
2. All manufactured homes placed or substantially improved in an existing manufactured home park or subdivision in which a manufactured home has **not** incurred substantial damage as the result of a flood shall be elevated so that either
 - a. the lowest floor of the manufactured home is elevated no lower than 1 foot above the base flood elevation; or
 - b. the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade
 - c. and be securely anchored to the adequately anchored foundation system to resist flotation, collapse and lateral movement.
3. All recreational vehicles placed on sites must either
 - a. be on the site for fewer than 180 consecutive days;
 - b. be fully licensed and ready for highway use (a recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions); or,
 - c. meet all the requirements for manufactured homes in Article 4, section 4.3 (D).

Section 54-100 Standards for the Floodway District

The following provisions shall apply within the Floodway District:

- A. Encroachments, including fill, new construction, substantial improvements and other developments are prohibited unless certification (with supporting technical data) by a registered professional engineer is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood.

Development activities which increase the water surface elevation of the base flood may be allowed, provided that the applicant first applies – with Prince Edward County’s endorsement – for a conditional Flood Insurance Rate Map and floodway revision, and receives the approval of the Federal Emergency Management Agency.

- B. If Division IV, Section 54-104 is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Division IV.
- C. The placement of manufactured homes (mobile homes) is prohibited, except in an existing manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring, elevation, and encroachment standards are met.

Section 54-102 Standards for the Special Floodplain District

The following provisions shall apply within the Special Floodplain District:

Until a regulatory floodway is designated, no new construction, substantial improvements, or other development (including fill) shall be permitted within the areas of special flood hazard, designated as Zones A and AE on the Flood Rate Insurance Map, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development will not increase the water surface elevation of the base flood more than one foot at any point within Prince Edward County.

Development activities in Zones A, AE, and AH, on Prince Edward County’s Flood Insurance Rate Map which increase the water surface elevation of the base flood by more than one foot may be allowed, provided that the applicant first applies – with Prince Edward County’s endorsement – for a conditional Flood Insurance Rate Map revision, and receives the approval of the Federal Emergency Management Agency.

Section 54-104 Standards for Approximated Floodplain

The following provisions shall apply with the Approximate Floodplain District:

The Approximated Floodplain District shall be that floodplain area for which no detailed flood profiles or elevations are provided, but where a one hundred (100)-year floodplain boundary has been approximated. Such areas are shown as Zone A on the maps accompanying the Flood Insurance Study. For these areas, the one hundred (100)-year flood elevations and floodway information from federal, state, and other acceptable sources shall be used, when available. Where the specific one hundred (100)-year flood elevation cannot be determined for this area using other sources of data, such as the U. S. Army Corps of Engineers Floodplain Information Reports, U. S. Geological Survey Flood-Prone Quadrangles, etc., then the applicant for the proposed use, development and/or activity shall determine this elevation in accordance with hydrologic and hydraulic engineering techniques. Hydrologic and hydraulic analyses shall be undertaken only by professional engineers or others of demonstrated qualifications, who shall certify that the technical methods used correctly reflect currently-accepted technical concepts. Studies, analyses, computations, etc., shall be submitted in sufficient detail to allow a thorough review by the Department of Planning and Community Development.

When such base flood elevation data is utilized, the lowest floor shall be 1 foot above the base flood elevation. During the permitting process, the applicant shall obtain:

- 1) the elevation of the lowest floor (including the basement) of all new and substantially improved structures; and,
- 2) if the structure has been flood-proofed in accordance with the requirements of this article, the elevation to which the structure has been flood-proofed.

Section 54-108 Standards for Subdivision Proposals

- A. All subdivision proposals shall be consistent with the need to minimize flood damage;
- B. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage;
- C. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards.

DIVISION V - VARIANCES: FACTORS TO BE CONSIDERED

In passing upon applications for Variances, the Board of Zoning Appeals shall satisfy all relevant factors and procedures specified in other sections of the zoning ordinance and consider the following additional factors:

- A. The showing of good and sufficient cause.
- B. The danger to life and property due to increased flood heights or velocities caused by encroachments. No variance shall be granted for any proposed use, development, or activity within any Floodway District that will cause any increase in the one hundred (100)-year flood elevation.
- C. The danger that materials may be swept on to other lands or downstream to the injury of others.
- D. The proposed water supply and sanitation systems and the ability of these systems to prevent disease, contamination, and unsanitary conditions.
- E. The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owners.
- F. The importance of the services provided by the proposed facility to the community.
- G. The requirements of the facility for a waterfront location.
- H. The availability of alternative locations not subject to flooding for the proposed use.
- I. The compatibility of the proposed use with existing development and development anticipated in the foreseeable future.

- J. The relationship of the proposed use to the comprehensive plan and floodplain management program for the area.
- K. The safety of access by ordinary and emergency vehicles to the property in time of flood.
- L. The expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters expected at the site.
- M. The repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- N. Such other factors which are relevant to the purposes of this ordinance.

The Board of Zoning Appeals may refer any application and accompanying documentation pertaining to any request for a variance to any engineer or other qualified person or agency for technical assistance in evaluating the proposed project in relation to flood heights and velocities, and the adequacy of the plans for flood protection and other related matters.

Variations shall be issued only after the Board of Zoning Appeals has determined that the granting of such will not result in (a) unacceptable or prohibited increases in flood heights, (b) additional threats to public safety, (c) extraordinary public expense; and will not (d) create nuisances, (e) cause fraud or victimization of the public, or (f) conflict with local laws or ordinances.

Variations shall be issued only after the Board of Zoning Appeals has determined that the variance will be the minimum required to provide relief.

The Board of Zoning Appeals shall notify the applicant for a variance, in writing, that the issuance of a variance to construct a structure below the one hundred (100)-year flood elevation (a) increases the risks to life and property and (b) will result in increased premium rates for flood insurance.

A record shall be maintained of the above notification as well as all variance actions, including justification for the issuance of the variances. Any variances that are issued shall be noted in the annual or biennial report submitted to the Federal Insurance Administrator.

DIVISION VI – EXISTING STRUCTURES IN FLOODPLAIN AREAS

A structure or use of a structure or premises which lawfully existed before the enactment of these provisions, but which is not in conformity with these provisions, may be continued subject to the following conditions:

- A. Existing structures in the Floodway Area shall not be expanded or enlarged unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practices that the proposed expansion would not result in any increase in the base flood elevation.
- B. Any modification, alteration, repair, reconstruction, or improvement of any kind to a structure and/or use located in any flood plain areas to an extent or amount of less than fifty (50) percent of its market value shall conform to the VA USBC.

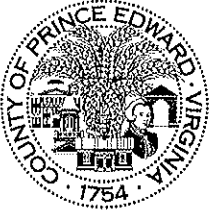
- C. The modification, alteration, repair, reconstruction, or improvement of any kind to a structure and/or use, regardless of its location in a floodplain area to an extent or amount of fifty (50) percent or more of its market value shall be undertaken only in full compliance with this ordinance and shall require the entire structure to conform to the VA USBC.

DIVISION VII - ENACTMENT

ENACTED AND ORDAINED THIS ____ DAY OF _____, 20___. This ordinance shall become effective upon passage.

Signed

Attested



County of Prince Edward
Board of Supervisor
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 11
Department: County Administrator
Staff Contact: W.W. Bartlett
Issue: PPEA Project Interim Agreement: Authorize Public Hearing & Public Input Period

Summary:

On or about February 10, 2009 Prince Edward County selected the team of Crowder Construction Company and Draper Aden for negotiation of interim and comprehensive agreements for the development, design and construction of water treat plant and distribution system.

The last several months have been used to negotiate an Interim Agreement (see attachment) consistent with the Design-Builder’s proposal and the County’s guidelines and procedures concerning the Public-Private Education facilities and Infrastructure Act of 2002 as adopted on July 8, 2008.

Per Section IX.C of the County’s guidelines 30 days prior to entering into an interim agreement the County shall provide an opportunity for public comment. Such public comment shall include a Public Hearing held by the Board of Supervisors.

Staff has considered the Proposal and has determined in the interest of developing a water supply system it is in the best interest of the County to proceed and established the 30 day period for public comment.

Attachments:

Interim Agreement between Prince Edward County and Crowder Construction Company for Design and Construction of Sandy River Reservoir Water Treatment and Distribution Project.

Recommendation:

Accept the interim agreement for the purposes of posting for public comment as specified in the County’s Guidelines and authorize a public hearing for the October board meeting to receive comments.

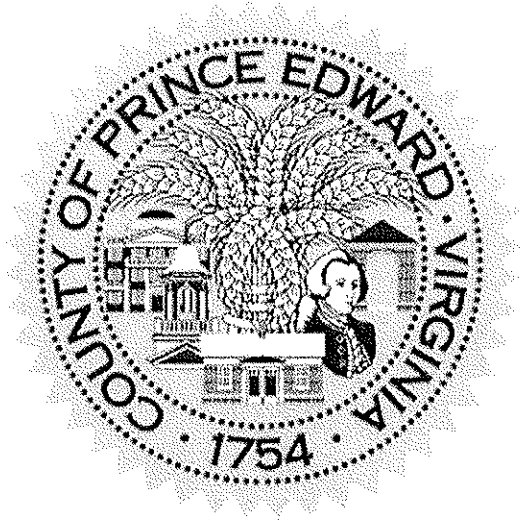
Motion _____
Second _____

Chairman Fore _____
V-Chair Simpson _____
Moore _____

Wiley _____
Jones _____
Ward _____

Gilfillan _____
McKay _____

DRAFT: 9/1/2009



INTERIM AGREEMENT

between

THE COUNTY OF PRINCE EDWARD, VIRGINIA

and

CROWDER CONSTRUCTION COMPANY

For

DESIGN AND CONSTRUCTION

of

SANDY RIVER RESERVOIR

WATER TREATMENT AND DISTRIBUTION PROJECT

-

Public-Private Education Facilities and Infrastructure Act of 2002

October , 2009

INTERIM AGREEMENT

THIS INTERIM (“Agreement”) is entered into as of October , 2009 (the “Effective Date”), between **THE COUNTY OF PRINCE EDWARD, VIRGINIA** (“the Owner” or “the County”), and **CROWDER CONSTRUCTION COMPANY** (“Design-Builder”), a North Carolina corporation, licensed to perform general construction contracting in the Commonwealth of Virginia. The County and Design-Builder are referred to individually as a “Party” and collectively as “the Parties”.

1. On July 8, 2008, the County enacted “Guidelines and Procedures” implementing the Public-Private Education Facilities and Infrastructure Act of 2002 (Va. Code §56-575.1, et seq.), establishing procedures for the development of public facilities through public-private partnerships (“Guidelines”).
2. On or about October 17, 2008, the County received an unsolicited proposal (“Proposal” or “Conceptual Phase Proposal”) from Design-Builder pursuant to the Public-Private Education Facilities and Infrastructure Act of 2002 (“PPEA”), Va. Code § 56-575.1, et seq. (as amended) to develop, design and construct the Sandy River Reservoir Water Treatment and Distribution Project. For the purposes of this Interim Agreement, the term “Private Entity” as utilized in the PPEA shall be Crowder Construction Company.
3. Pursuant to the Guidelines, the County subsequently posted notice of, and advertised, its decision to accept Design-Builder’s proposal for conceptual stage consideration.
4. On or about October 21, 2008, the County’s Board of Supervisors, finding that it would be advantageous for the County to proceed with the Project (as defined below) using procedures for competitive negotiation, rather than sealed, competitive bids, given the probable scope, complexity and urgency of the Project, voted to accept the proposal for publication and conceptual stage consideration and caused the County Administrator to advertise for competing proposals.
5. On or about October 21, 2008, the County elected to solicit for consideration, competing proposals for the Project, in accordance with the PPEA and the

Guidelines. No competing proposals were submitted within the time period established for receipt of same.

6. On or about February 10, 2009, the County selected Design-Builder for negotiation of interim and comprehensive agreements for the development, design and construction of the Project, all in accordance with the PPEA and the Guidelines.
7. The Parties have negotiated this Interim Agreement consistent with the PPEA, the Guidelines, other law, Design-Builder's Proposal, and discussions between representatives of the County and Design-Builder, the terms and conditions of which are set out in this Agreement.
8. Having considered Design-Builder's Conceptual Phase Proposal and other information, the County has determined that it is in the best interest of the County and the public purposes of the PPEA, as amended, to authorize Design-Builder to commence preparation of the Detailed Phase Proposal and to perform certain tasks in accordance with the following terms and conditions.

NOW THEREFORE, for and in consideration of the mutual promises, conditions and covenants herein set forth, the Parties agree as follows:

1. **Incorporation of Recitals.** The foregoing recitals are true and correct and are incorporated herein by reference.
2. **Definitions.** The following definitions apply to this Agreement. Capitalized Terms not defined herein shall have the meanings as defined in the PPEA, The Guidelines and Design-Builder's Conceptual Phase Proposal.
 - a. "Interim Agreement Price" means the amount that the County will be obligated to pay the Design-Builder as stated at Article 7 of this Agreement.
 - b. "Project" means the design, development and construction of the Sandy River Reservoir Water Treatment and Distribution Project as contemplated by the Proposal. "Project" includes both the entirety of the Project or a part thereof.
 - c. "Proposal" means Design-Builder's Conceptual Phase Proposal dated October 17, 2008.
3. **Design-Builder's Responsibilities.**
 - a. Design-Builder shall perform all services set forth in Exhibit A (the "Services").

- b. Design-Builder shall provide the Services in accordance with the schedule set forth in Attachment 1 to Exhibit A (“Interim Agreement Schedule”).
- c. The County and Design-Builder shall use their best efforts to maintain the Interim Agreement Schedule, which can be modified by mutual written agreement of the Parties as circumstances warrant.
- d. Design-Builder shall procure and maintain insurance in accordance with Exhibit D.

4. **County’s Responsibilities.**

- a. The Owner shall have the responsibilities set forth herein as well as set forth in Exhibit B.
- b. The Owner shall provide a proposed form of Comprehensive Agreement and design-build agreement in sufficient time to avoid delay to the Project.

5. **Interpretation and Intent.**

- a. Terms, words and phrases used in this Interim Agreement shall have the meanings given them in this Agreement and the Proposal.
- b. This Interim Agreement forms the entire Agreement between Owner and Design-Builder. No oral representations or other agreements have been made by the Parties except as specifically stated in the Interim Agreement.
- c. Execution of this Interim Agreement shall not bind the County to engage or retain Design-Builder for any additional services through a subsequent Interim Agreement, a Comprehensive Agreement or any other contract.

6. **Contract Price.**

If Owner elects to proceed with the Project after acceptance of Design-Builder’s detailed phase proposal, a Lump Sum Contract Price shall be set forth in the Comprehensive Agreement in accordance with the PPEA and the Guidelines.

7. **Interim Agreement Price and Payments.**

- a. **Interim Agreement Price:** Owner shall pay Design-Builder as set forth in Exhibit C.
- b. **Progress Payments**

- i. Design-Builder shall submit to Owner on the fifth (5th) day of each month after execution of this Interim Agreement, Design-Builder's Application for Payment. The Schedule of Values upon which the Applications for Payment will be based shall be in form and level of detail required by Owner and reasonably acceptable to Design-Builder
 - ii. Owner shall make payment within thirty (30) days after Owner's receipt of each properly submitted and accurate Application for Payment in accordance with Article 7.b of this Interim Agreement, but in each case less the total of payments previously made.

- 8. If, at the sole election of the County, the County decides to proceed with the Project and enter a Comprehensive Agreement with Design-Builder, the Parties agree to negotiate in good faith a Comprehensive Agreement including terms and conditions as follow:
 - a. Design-Builder shall self-perform schedule critical portions of the Project.
 - b. Design-Builder shall enter the Comprehensive Agreement in its corporate capacity, utilizing neither a special purpose entity nor joint-venture, partnership or other form of business association with a third-party. The County acknowledges Design-Builder's intent to utilize consultants, sub-consultants and other entities identified in the Proposal. Design-Builder shall not substitute another entity for the services to be performed by Draper Aden Associates as described in the proposal without the County's prior written approval, which approval shall not be unreasonably withheld.
 - c. Differing Site Conditions: Design-Builder shall assume liability for subsurface conditions that differ materially from conditions that would reasonably be anticipated by the Design-Builder, in the exercise of ordinary care and skill in performing and interpreting a geotechnical investigation conducted with the care and skill ordinarily used by members of the geotechnical engineering profession practicing in the Commonwealth of Virginia under similar conditions at the same time.
 - d. Design-Builder acknowledges that the County is prohibited by law from undertaking any indemnity obligations to Design-Builder.

- 9. **Stop Work and Termination for Cause.**
 - a. **County's Right to Stop Work.** The County may, without cause and for its convenience, order Design-Builder in writing to stop and suspend the Work. Such suspension shall not exceed ninety (90) consecutive days, unless the parties agree to further extend said suspension

b. County's Right to Terminate for Cause.

- i. If Design-Builder persistently fails to (i) provide a sufficient number of design professionals; (ii) perform the Services with promptness and diligence to ensure that the detailed design and permitting are completed in accordance with the Interim Agreement Schedule; **OR IF** Design-Builder (i) becomes insolvent; (ii) makes a general assignment for the benefit of its creditors; (iii) commences or consents to any action seeking reorganization, liquidation or dissolution under any law relating to bankruptcy or relief of debtors; or (iv) commences or consents to any action seeking appointment of a receiver or trustee for itself or its assets, then the County, shall have the rights set forth in Article 9.b.ii below.
- ii. Upon the occurrence of an event set forth in Article 9.b.i above, the County may provide written notice to Design-Builder that it intends to terminate the Interim Agreement unless the problem cited is cured, or reasonably commenced to be cured, within 30 days of Design-Builder's receipt of such notice. If Design-Builder fails to cure, or reasonably commence to cure, such problem, then the County may declare the Agreement terminated for default by providing written notice to Design-Builder of such declaration. In such case, Design-Builder shall not be entitled to receive any payment until the Services are complete. If the unpaid balance due Design-Builder under this subparagraph exceeds all direct costs, losses, and damages sustained by the County in completing the Services (including but not limited to all fees and charges of engineers, architects, attorneys, and other professionals, and all court or other dispute resolution costs), such excess will be paid to Design-Builder. If such costs, losses and damages exceed such unpaid balance, Design-Builder shall pay the difference to the County.

- c. **Design-Builder's Right to Terminate for Cause.** Upon the County's failure to make payments in accordance with the provisions hereof, Design-Builder may, upon thirty (30) days written notice, terminate its obligation to provide further services.

10. **Termination for Convenience.** Upon seven (7) days written notice to Design-Builder, the County may, for its convenience and without cause, elect to terminate this Interim Agreement. In such event, the County shall pay Design-Builder for the following:

- a. All Work executed in connection with the Interim Agreement in accordance with the payment terms of the Interim Agreement;
 - b. The County shall not be obligated to pay Design-Builder for profit on services not performed as a result of such termination.
11. **Standard of Care:** Design-Builder agrees that the standard of care for all professional design services performed under this Interim Agreement shall be the care and skill ordinarily used by members of the design profession in the Commonwealth of Virginia practicing on similar projects at the same time.
12. **Resolution of Disputes, Claims and Other Matters.** Disputes, claims and other matters in question between the Parties under the Interim Agreement shall only be resolved as follows:
 - a. The Parties shall first endeavor to resolve any disputes, claims or other matters in question between them through direct negotiations, and if such direct negotiations fail, by non-binding mediation, with the site of the mediation being the County of Prince Edward, Virginia, which is agreed to be the sole and exclusive venue. Should the dispute, claim, or other matter in question remain unresolved for the shorter of (i) the period following negotiation and mediation, or (ii) more than ninety (90) days after mediation is requested by a Party, either Party may proceed in accordance with subparagraph 12(b) below.
 - b. If the procedures of subparagraph 12(a) have been followed, but, more than ninety (90) days have passed since a Party has requested mediation, and the dispute, claim or matter in question remains unresolved, then either Party may institute a lawsuit in the Circuit Court of the County of Prince Edward, Virginia, and may pursue all available appeals in Virginia state courts, to the extent they have jurisdiction.
 - c. Nothing in paragraphs (a) or (b) shall prevent a Party from seeking temporary injunctive or other temporary equitable relief in the Circuit Court of the County of Prince Edward, Virginia if circumstances so warrant.
 - d. In the event of any dispute, claim, or other matter in question arising, Design-Builder shall continue its performance diligently during its pendency as if no dispute, claim or other matter in question had arisen. During the pendency of any dispute in connection with the payment of moneys, Design-Builder shall be entitled to receive payments for non-disputed items.
13. **Notices.** All notices and demands by any party to any other shall be given in writing and sent by a nationally recognized overnight courier or by United States certified mail, postage prepaid, return receipt requested, and addressed as follows:

To the County: Wade Bartlett, County Administrator
Prince Edward County, Virginia
Post Office Box 382
Farmville, Virginia 23901

With copies to: Office of the County Attorney
Prince Edward County, Virginia
Post Office Box 382
Farmville, Virginia 23901

To Design-Builder: Crowder Construction Company
Attn: Otis A. Crowder, President
6425 Brookshire Blvd.
Charlotte, NC 28216

With copies to: Carlos W. Norris, Vice President
Crowder Construction Company
1111 Burma Drive
Apex, NC 27539

Any party may, upon prior notice to the others, specify a different address for the giving of notice. Notices shall be effective one (1) day after sending if sent by overnight courier or three (3) days after sending if sent by certified mail, return receipt requested.

14. **Successors and Assigns.** Except as expressly otherwise provided, all of the terms, covenants and conditions hereof shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns. This Interim Agreement may not be assigned by Design-Builder without the prior written consent of the County, exercised in the sole discretion of the Board of Supervisors. Design-Builder acknowledges that the County may assign the Interim Agreement to the Virginia's Heartland Water and Sewer Authority, approval for which Design-Builder shall not unreasonably withhold or condition.
15. **Independent Contractor.** It is expressly understood and agreed by the Parties hereto that Design-Builder, in performing its obligations under this Interim Agreement, shall be deemed an independent contractor and not an agent, employee or partner of the County.
16. **Counterparts.** This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but both of such counterparts together shall be deemed to be one and the same instrument. It shall not be necessary in making proof of this Agreement or any counterpart hereof to produce or account for the other counterpart.

17. **Governing Law.** The Interim Agreement shall be governed by, and construed in accordance with, the laws of the Commonwealth of Virginia.

18. **Annual Appropriation; Filing With Auditor of Public Accounts.** The financial obligations of the County contained in this Agreement are subject to annual appropriation. Within thirty (30) days after the date of this Agreement, the County shall submit a copy of this Agreement to the Auditor of Public Accounts, to the extent required by Va. Code § 56-575.9(F).

19. **Exhibits::** The following exhibits are attached and made part of the contract
 1. Exhibit A – Design/Builder’s Services
 2. Exhibit B – Owner’ Responsibilities
 3. Exhibit C – Payments to Design/Builder for Services
 4. Exhibit D – Insurance
 5. Exhibit E – Proposal Form
 6. Exhibit F – Dispute Resolution (**Not Used**)
 7. Exhibit G – Allocation of Risks
 8. Exhibit H – Special Provisions (**Not Used**)

IN WITNESS WHEREOF, the Parties have executed this Comprehensive Agreement as of the day and year first above written.

**COUNTY OF PRINCE EDWARD,
VIRGINIA**

By: _____
Name: _____

ATTEST:

County Clerk

Approved as to form:

_____, County Attorney

CROWDER CONSTRUCTION COMPANY

By: _____
Name: _____

This is **EXHIBIT A**, consisting of 12 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated __, __.

Initials
Owner: _____
Design/Builder: _____

Design/Builder's Services

ARTICLE A1 –SCOPE OF SERVICES

Part 1. Financial Feasibility Services

The Design/Builder shall perform a financial feasibility analysis that will include the development of a financial model to illustrate projected revenues and expenses of the proposed water system.

A. Financial Model

The scope of services is to develop a financial model so that the financial impacts can be examined based on various scenarios described below. The final deliverable will be the summarization of the analysis and modeling produced in the form of a report to be provided to the County. The financial model shall be developed based on the preliminary conceptual cost estimate, and shall be updated based on the option selected by the Owner.

a. Option 1 – Hampden-Sydney College Area Only

The objective of this option is to create a financial model of the “backbone system” that will include the intake and water treatment structures, the main transmission lines and distribution to provide water service to The Manor and to Hampden-Sydney College only. The base model will include the following:

1. Assumptions regarding user rates and fees including fees from new connections.
2. Estimated water consumption, on an annual basis, for a planning horizon of 20 years.
3. Projected revenue from user fees to include residential usage, commercial and business usage, etc.
4. Projected operating expenses.
5. Projected debt service assuming “level” debt service.
6. Projected debt service using debt scenarios structured by Davenport & Company LLC.
7. Projected reserves.
8. Projected impact on real estate tax rates using previously prepared analysis by Davenport & Company, LLC (County’s financial consultant).

The County will review and agree with projections and assumptions as described in Exhibit B of this Agreement.

b. Option 2 – Hampden-Sydney Area & Crewe / Burkeville Area

The objective of this option is to create a financial model of the “backbone system” that will include the intake and water treatment structures, the main transmission lines and distribution to provide water service to The Manor, Hampden-Sydney College, and to the Towns of Crewe and Burkeville. The base model will include the following:

1. Assumptions regarding user rates and fees including fees from new connections.
2. Estimated water consumption, on an annual basis, for a planning horizon of 20 years.
3. Projected revenue from user fees to include residential usage, commercial and business usage, etc.
4. Projected revenue from sale of water to Crewe and Burkeville
5. Projected operating expenses.
6. Projected debt service assuming “level” debt service.
7. Projected debt service using debt scenarios structured by Davenport & Company LLC.
8. Projected reserves.
9. Projected impact on real estate tax rates using previously prepared analysis by Davenport & Company, LLC (County’s financial consultant)

c. Option 3 – Crewe / Burkeville Area Only

The objective of this option is to create a financial model of the “backbone system” that will include the intake and water treatment structures, the main transmission lines and distribution to provide water service to the Towns of Crewe and Burkeville only. The base model will include the following:

1. Projected revenue from sale of water to Crewe and Burkeville
2. Estimated water consumption, on an annual basis, for a planning horizon of 20 years.
3. Projected operating expenses.
4. Projected debt service assuming “level” debt service.
5. Projected debt service using debt scenarios structured by Davenport & Company LLC.
6. Projected reserves.
7. Projected impact on real estate tax rates using previously prepared analysis by Davenport & Company, LLC (County’s financial consultant).

B. Presentations

The Design/Builder shall present the findings of the financial feasibility analysis to the County staff and the County’s Board, at separate meetings, if requested by Prince Edward County. This will include presentations at the conceptual estimate phase and at the final Lump Sum estimate phase.

C. Funding Assistance

The Design/Builder shall prepare up to four (4) funding applications for the County to the following sources: Rural Development; Virginia Resources Authority; Tobacco Commission; and Virginia Department of Health.

D. Assist with Negotiations

The Design/Builder shall assist with negotiations with potential partners to determine feasibility. At this time the potential partners will be the Towns of Crewe and Burkeville and Nottoway County. No more than three presentation/meetings are anticipated.

Part 2. Design and Engineering Services

The Design/Builder shall perform engineering services related to the construction of the Sandy River Reservoir Water Treatment and Distribution System. These services include the following categories of work:

A. Sandy River Water Treatment Plant

The scope of services is to provide a Preliminary Engineering Report (PER) and approximately 30% complete preliminary design for the proposed Sandy River Reservoir Water Treatment Plant. The primary objective of the work performed herein is to refine the concept for treatment based on capacity needs for the service area and develop adequate information in order to prepare a Lump Sum (LUMP SUM) for the comprehensive agreement to include the treatment plant, raw water intake and transmission mains, and finished distribution facilities for the selected option.

a. Report Phase Services

i. Preliminary Engineering Report (PER)

The objective of the PER is to answer outstanding questions regarding system capacity needs, service area, evaluated treatment options, and obtain approval from VDH. The final deliverable is a report to be submitted to VDH and Prince Edward County. The PER will require the following activities to be performed:

1. Review treatability report from Old Dominion University (ODU)
2. Meet with VDH staff to discuss and get buy in on treatability options
3. Perform additional treatability study on the formation potential for disinfection byproducts using ODU.
4. Meet with county staff to discuss capacity needs.
5. Evaluate options for major treatment components
6. Address equipment sizing efficiency issues based on actual and projected future demands for distribution option selected.
7. Develop opinion of probable cost
8. Report to include financial analysis and Environmental Assessment per Rural Development guidelines.
9. Prepare and deliver report

ii. Preliminary Site Plan

In order to access the site for detailed surveying and geotechnical investigations, a site plan will be needed for land disturbing activities. This preliminary site plan would be submitted to the County for review and approval to start temporary construction measures to facilitate items iii and iv below. The final deliverable will be a rough grade site plan to include the below features:

1. Access Roads
2. Clearing Limits
3. Rough Grading Plan based on the concept developed in the PER in item i above.
4. Erosion Control & Stormwater Management features

iii. Preliminary Site Survey

In general, existing available aerial topo will be utilized for preliminary engineering design of the water treatment plant. However, the following additional field survey items will be performed to supplement existing information and to aid with completion of the preliminary design:

1. Research property lines for site
2. Establish five (5) GPS control points total at various points on the site
3. Stake out limits of clearing to be tied to property line and major stormwater management features.
4. Stake out geotechnical boring locations
5. Assist with locations of bore holes drilled by barge using sub-meter hand held GPS

iv. Geotechnical Investigations

The objective of this item is to perform subsurface investigation at the proposed site areas including the reservoir, raw water pumping station, and water treatment plant. The final deliverable will be a geotechnical report suitable for development of a Lump Sum Proposal for this project.

v. TOC Sampling

The objective of this item is to perform additional Total Organic Carbon (TOC) sampling in order to provide a basis of discussion with VDH regarding pretreatment options with the intent to eliminate the need altogether. The final deliverable will be a report summarizing the results of the sampling and laboratory analysis. The testing will include the following:

1. Weekly sampling at the proposed intake site at three (3) different depths for a period of 12 months.
2. Includes equipment, travel expenses, time for two technicians, and laboratory costs.
3. Monthly monitoring for constituents listed in the Virginia Solid Waste Regulations table 5.5. The location of the sampling will be at the intake point.

b. Preliminary Engineering & Design Phase Services

i. Designer Project Management and Administration

Client meetings and workshops included in the lump sum for Engineering Services include the following:

1. Comprehensive Team Kick-Off Meeting in Prince Edward County
2. Interim Progress (Work Session) Meetings – Four (4) Total
3. Monthly Progress Reports
4. Senior Design Staff Quality Reviews

ii. DEQ Discharge Permit

A DEQ discharge permit will be required for dealing with the process wastewater from the water plant. The final deliverable for this item is the submittal of the permit to DEQ. The following will be required for this item:

1. Calculations associated with the permit
2. Meet with DEQ
3. Prepare the permit and submit to DEQ
4. Respond to comments and re-submit if needed

iii. Preliminary Plant, Intake, and Pretreatment Design

The objective of the preliminary design is to refine the concept developed in the PER to approximately 30% complete design adequate enough to develop a Lump Sum Proposal. The final deliverable for this item is a 30% design submittal issued to the Owner for comments prior to Lump Sum Proposal submission. The following will be included in this 30% design effort:

1. Process equipment selections based on calculations and PER recommendations.
2. Preliminary mechanical layouts of buildings
3. Preliminary electrical service and generator sizing including coordination with Dominion Power on incoming power requirements and costs.
4. Architectural programming with the County and preliminary plans based on mechanical space requirements based on developed concept.
5. Preliminary structural design to include sizing, reinforcing requirements, foundation designs, and typical details.
6. Fully developed design for the raw water intake system including the screens, piping, supports, and wetwell for early construction start if desired by the County. If desired, the County will request a change order proposal from the Design Builder for construction of the partial intake facility in the interim agreement period. Design would only include the structures and would not include mechanical, electrical, or above grade building work, etc, which will only be developed to 30% in this interim agreement phase. Full design of associated structures, mechanical, electrical work for the raw water intake system will be included in the comprehensive agreement.

B. Sandy River Water System Infrastructure

The scope of services is to provide a Preliminary Engineering Report (PER) and approximately 15% +/- complete preliminary design for the proposed Sandy River Reservoir Water System. The primary objective of the work performed herein is to refine the concept for the distribution system (including mains, storage tanks, booster stations, etc.) based on capacity needs for the service area and develop adequate information in order to prepare a Lump Sum Proposal for the comprehensive agreement.

c. Report Phase Services

i. Preliminary Engineering Report (PER)

The objective of the PER is to determine alignment, water demands, pipe sizes, water storage, address water quality issues (disinfection), and obtain approval from VDH. The final deliverable is a report to be submitted to VDH and Prince Edward County. The PER will require the following activities to be performed:

1. Meet with VDH staff to discuss scope of work and disinfection concerns
2. Determine alignment options
3. Perform water model of water distribution system
4. Develop opinion of probable cost
5. Prepare and deliver report

d. Preliminary Engineering & Design Phase Services

i. Designer Project Management and Administration

Client meetings and workshops included in the lump sum for Engineering Services include the following:

1. Comprehensive Team Kick-Off Meeting in Prince Edward County
2. Monthly Client Progress Meetings – Eight (8) Total
3. Interim Progress (Work Session) Meetings – Two (2) Total
4. Monthly Progress Reports
5. Senior Design Staff Quality Reviews

ii. Environmental Permitting

Environmental permitting will include the determination of number of location permits required at all stream crossings and impacted wetlands. The final deliverable is the preparation and submission of the permit documents. The following activities are included in this item:

1. Delineation of jurisdictional wetlands and water of the U.S. including the coordination with the Corps of Engineers for confirmation.
2. Review design alternatives with regard to wetland impacts and permit feasibility.

It is anticipated that final permits will be obtained in the future Comprehensive Agreement phase.

iii. Route 15 Water Main

The Route 15 water main is currently designed to 95% of completion. The final deliverable of this item is to finalize design and produce Issue for Construction documents. The following activities are also included in the item:

1. Assist Owner with easement acquisition (most easements have already been prepared and preliminary negotiations have taken place)
2. VDH review and approval
3. Prepare record drawings

iv. Preliminary Water Main Design

1. Water Main to Route 15

Existing available aerial topo will be used to generate a preliminary plan and profile of the proposed alignment. The alignment will be chosen based on property owner / right-of-way research and information provided by the utility companies regarding general locations of utilities. A preliminary easement determination will be made based on those property owners affected by the proposed alignment. The final deliverable for this item is a 15% +/- design

submittal issued to the Owner for comments prior to the Lump Sum Proposal. The following will be included in this 15% +/- design effort:

- a. Parcel maps will be generated by digitizing County tax maps
- b. Geophysical survey of the alignment using electrical resistivity to determine presence of any rock up to 15 feet below grade.
- c. Geotechnical borings to a depth of 20-feet at proposed stream crossings, road crossings, and other critical areas.

2. Water Main to Crewe

Existing available aerial topo will be used to generate a preliminary plan and profile of the proposed alignment. The alignment will be chosen based on property owner / right-of-way research and information provided by the utility companies regarding general locations of utilities. A preliminary easement determination will be made based on those property owners affected by the proposed alignment. The final deliverable for this item is a 15% +/- design submittal issued to the Owner for comments prior to LUMP SUM submission. The following will be included in this 15% +/- design effort:

- a. Parcel maps will be generated by digitizing County tax maps
- b. Geophysical survey of the alignment using electrical resistivity to determine presence of any rock up to 15 feet below grade.
- c. Geotechnical borings to a depth of 20-feet at proposed stream crossings, road crossings, and other critical areas.
- d. Evaluation of the applicability of the size of the existing lines in the Crewe / Burkeville area only. Determination of useful life or condition will not be considered at this stage.

v. Preliminary Booster and Disinfection Station Design

The objective of the preliminary design is to refine the concept developed in the PER to approximately 30% complete design adequate enough to develop a Lump Sum Proposal. The location will be determined in the PER phase. The final deliverable for this item is a 30% design submittal issued to the Owner for comments prior to Lump Sum Proposal. The following will be included in this 30% design effort:

1. Site Plan (including limits of disturbance, erosion and sediment control measures, site access)
2. Conceptual Building Design
3. Plan submittal to DCR and Prince Edward County for Review
4. Geotechnical investigations will include a 25-foot test hole at the site of the proposed building.

vi. Preliminary Water Storage Tank Design

A 500,000-gallon elevated water storage tank will be designed to meet the hydraulic conditions of the new Water Treatment Plant. The objective of the preliminary design is to refine the concept developed in the PER to approximately 30% complete design adequate enough to develop a Lump Sum Proposal. The final deliverable for this item is a 30% design submittal issued to the Owner for

comments prior to LUMP SUM submission. The following will be included in this 30% design effort:

1. Site Plan (including limits of disturbance, erosion and sediment control measures, site access, and site layout)
2. Site topographical survey to provide plan with 1-foot contours.
3. Plan submittal to DCR and Prince Edward County for Review
4. Geotechnical investigations will include a 25-foot test hole at the site of the proposed tank.

Part 3. Preconstruction Services

The Design/Builder shall perform preconstruction services related to the construction of the Sandy River Reservoir Water Treatment and Distribution System. These services include the following categories of work:

A. Estimating

a. Presentation Level Estimate

The Design/Builder will establish a presentation level estimate (+/-30%) for Options 1 through 3 as defined in Part 1.A of this Exhibit. The estimate will be presented in a mutually agreeable matrix broken down by work area (e.g. water treatment plant, infrastructure/distribution, etc.) and will include any optional treatment process that may be considered. This estimate may contain a range of high and low costs associated with the items broken down in the matrix. The intent of the presentation level estimate is to allow the Owner to begin development of partnerships with other entities as defined in the options referenced above.

b. Preliminary Conceptual Estimate (90% PER)

The Design/Builder will establish an estimate (+/- 20%) based on the 90% complete PER and available level of preliminary design. The intent of this estimate is to provide the Owner a more refined estimate in order to solidify any agreements with potential partners as defined in the options presented.

c. Final Conceptual Estimate (100% PER)

Upon completion of the PER, the Design/Builder will refine its preliminary conceptual estimate (revised to +/- 15%) based on any changes to the PER from the 90% submission.

d. Lump Sum Proposal (30% WTP / 15% Infrastructure)

The Design/Builder will provide a detailed estimate and Lump Sump Proposal for the completion of the work, in a mutually agreed upon format and per that described in Exhibit E. At this level, the Design/Builder shall guarantee a Lump Sum price and assume the remaining risk for the cost of the Project as it is defined in the Comprehensive Agreement. The Design/Builder will indicate any time sensitive pricing items in the proposal.

B. Scheduling

a. Design Schedule

The Design/Builder shall produce, monitor, and update a design stage schedule in Primavera (P3).

b. Preliminary Construction Schedule

The Design/Builder shall produce a preliminary Construction schedule as part of the Lump Sum Proposal as outlined in 2.A.b above.

C. Value Engineering

a. Bi-Weekly Reviews

Design/Builder shall conduct bi-weekly reviews of the design progress, which shall include evaluating constructability, process equipment and material alternatives and other value-engineering considerations to reduce Project costs and/or improve the Project. The Owner will have the opportunity to participate in value engineering discussions. The Lump Sum Proposal will be developed based on exhibits sufficient to adequately clarify major construction components, facilities, materials, and equipment to the Owner and will be included in the Comprehensive Agreement. If a Comprehensive Agreement is executed after preparation of the Lump Sum Proposal, any value engineering will be done only with written approval from the Owner.

D. Construction Planning

a. Coordination

Design/Builder shall provide planning and coordination for subsequent Construction activities as it relates to the preliminary design packages, including, potential subcontractor prequalification, vendor/supplier source listings, etc.

Part 4. Services Not Included (Currently)

The following activities are currently not included in the interim agreement but may be incorporated by written amendment as the Project advances:

- A. Construction Management
- B. Pilot Studies (It is the intent of the Design/Build team to negotiate with Virginia Department of Health to avoid installation of a pre-treatment facility, which would be a significant project expense. Based on preliminary water quality data, we have a reasonable degree of confidence that we will be successful with this negotiation. However, if pre-treatment cannot be avoided, we will submit a proposal for an amendment to perform a pilot study and associated preliminary design as needed to prepare an accurate Lump Sum Proposal).
- C. Final Design (except for that specifically included in this Scope of Services)
- D. Design revisions, financial model modifications and participation in meetings and/or negotiations to accommodate changes to serve or not serve potential wholesale partners after the 120 day decision period to be coordinated by the Owner.
- E. Submittal of designs to review agencies
- F. Construction of the Project or portions thereof
- G. Basic Engineering Services during Construction
- H. Quality Control Testing and Inspections
- I. Record Drawings
- J. Operations & Maintenance Manuals or Training

**Attachment 1 to Exhibit A
Anticipated Progress Schedule**

The following is a summary of the anticipated progress schedule broken down by the activities set forth in Exhibit A above:

Part 1. Financial Feasibility Services

TASK	START	FINISH
Financial Modeling	Completion of Preliminary Concept Level Estimate	Two Weeks from Preliminary Concept Estimate
Report	Financial Model Completion	Two Weeks from Financial Model
Presentations to PEC Staff & Board	Monthly Updates As Needed	
Funding Assistance	Completion of Final Concept Level Estimate	Lump Sum Proposal Submittal

Part 2. Engineering Services

A. Sandy River Water Treatment Plant

TASK	START	FINISH
Preliminary Engineering Report (PER)	NTP	90% 6 Months from NTP (Allow 4 months for wholesale partners to make decision to participate) Finalize and submit to VDH within 30 days of Final options chosen
TOC Sampling	NTP	12 Months from NTP
Site Plan	2 Months from NTP	4 Months from NTP (Submittal to County for Approval)
Survey Research & Control	NTP	2 Months from NTP
Survey Stake-out	Site Plan Approval	2 Weeks from Site Plan Approval
Geotechnical Exploration & Reporting	Survey Stake-out	2 Months from Survey Stake-out
DEQ Discharge Permit	2 Months from NTP	6 Months from NTP
Preliminary Design	NTP	12 Months from NTP
Design of Intake Wetwell & Underwater Structures	NTP	6 Months from NTP & 2 Months from Completion of Geotechnical Report

B. Sandy River Water System Infrastructure

TASK	START	FINISH
Preliminary Engineering Report (PER)	NTP	90% 6 Months from NTP (Allow 4 months for wholesale partners to make decision to participate) Finalize and submit to VDH within 30 days of Final options chosen
Hampden-Sydney Water Main	NTP	3 Months from NTP, IFC Set

		Issued
Preliminary Water Main Design	NTP	4 Months from Final option
Booster Station Site Plan	Final option chosen	4 Months from Final Option
Water Storage Tank Design	Final option chosen	6 Months from Final Option
Environmental Permit Preparation	Final option chosen	6 Months from Final Option

Part 3. Preconstruction Services

TASK	START	FINISH
Presentation Level Estimate	NTP	2 Months
Preliminary Concept Estimate	Completion of Presentation Level Estimate	6 Months from NTP
Final Concept Estimate	Final Options Chosen	1 Month
Lump Sum Proposal	Owner's Comments Received*	2 Months from receipt of comments
Design Schedule	NTP	1 Month from NTP
Preliminary Construction Schedule	Owner's Comments Received*	2 Months from receipt of comments
Value Engineering	NTP	Lump Sum Proposal Submitted
Construction Planning	NTP	Lump Sum Proposal Submitted

*See Exhibit E, E1.01, A for further description

This is **EXHIBIT B**, consisting of 2 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated __, __.

Initials
Owner: _____
Design/Builder: _____

Owner's Responsibilities

ARTICLE B1 – FURTHER RESPONSIBILITIES OF OWNER

B1.01 In addition to other responsibilities of Owner as set forth in this Agreement, Owner shall:

A. Prepare and provide to Design/Builder the Comprehensive Agreement, General Conditions, Supplementary Conditions, and Bond Forms which will be required in connection with the Comprehensive Agreement.

B. As appropriate, provide Design/Builder with all criteria and full information as to Owner's requirements for the Project, including design objectives and constraints, space, capacity and performance requirements, flexibility and expandability, and any budgetary limitations.

C. Furnish copies of all design and Construction standards which Owner shall require to be included in the Contract Documents.

D. Furnish to Design/Builder any other available existing information pertinent to the Project including reports and data relative to previous designs, or investigation at or adjacent to the Site.

E. Following Design/Builder's assessment of initially-available Project information and data, upon Design/Builder's request, furnish or otherwise make available such additional existing Project-related information and data as is reasonably required to enable Design/Builder to complete its Engineering Services. Such additional information or data may include the following:

1. Zoning, deed, and other land use restrictions;

2. Available existing data prepared by or services of others, including without limitation explorations and tests of subsurface conditions at or contiguous to the Site, Drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site, or hydrographic surveys, with appropriate professional interpretation thereof;

3. Available existing environmental assessments, audits, investigations, and impact statements, and other relevant environmental or cultural studies as to the Project, the Site, and adjacent areas; and

F. Give prompt written notice to Design/Builder whenever Owner observes or otherwise becomes aware of any development that affects the scope or time of performance or furnishing of Design/Builder's services, or any defect or nonconformance in Design/Builder's services.

G. Furnish, as appropriate, other services or provide written authorization to Design/Builder to provide required –Services Not Included (Currently) as set forth in Exhibit A, Part 4.

H. Arrange for safe access to and make all provisions for Design/Builder and Design/Builder's sub-consultants to enter upon public and private property as may reasonably be required for Design/Builder to perform services under the Agreement. This does not relieve the Design/Builder of its responsibility for safety with its own activities.

I. Examine all alternate solutions, studies, reports, sketches, Drawings, Specifications, proposals, and other documents presented by Design/Builder (including obtaining advice of an attorney, insurance counselor, and other consultants as Owner deems appropriate with respect to such examination) and render in writing decisions pertaining thereto within a mutually agreeable time after receipt of documents.

J. Obtain reviews, approvals, and permits from all governmental authorities having jurisdiction over the Project or from such others as may be necessary for completion of each Phase of the services in this Agreement.

K. Provide, as required for the Project:

1. Accounting, bond, financial advisory, and insurance counseling services;
2. Legal services with regard to the Project as needed by Owner, or as Design/Builder reasonably requests.

L. Advise Design/Builder of the identity and scope of services of any independent consultants employed by Owner to perform or furnish services in regard to the Project, including, but not limited to, cost estimating, Project peer review, value engineering, and constructability review.

M. Additional Owner responsibilities:

1. Costs of all permits to be paid directly by the Owner.
2. Coordinate meetings with Crewe and Burkeville or any other potential wholesale customers as needed.
3. Owner will pay the cost for any utility connections fees to the new plant facilities (e.g. Dominion Power, Verizon, etc.)
4. Owner will provide and pay for all third party reviews of the preliminary design and engineering services as needed.
5. Costs associated with railroad permits/flagmen will be paid by the Owner.
6. Owner will review and agree with assumptions and projections for rates, fees, number of users, projected revenue, and cost sharing information to be used in the financial model prior to completion.
7. Owner shall provide preliminary financial model based on Preliminary Concept Estimate to potential wholesale partners. Owner shall allow for 120 days for potential wholesale partners to decide if they want to participate in the Project. Owner shall notify Design/Builder of the option selected based on the responses or lack of responses from the potential wholesale partners at the end of the 120 days. Design revisions after that period will be considered an Additional Service.
8. Owner will pay all legal and purchase costs associated with the acquisition of land or easements as required for the Project.

This is **EXHIBIT C**, consisting of 2 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated __, __.

Initials
Owner: _____
Design/Builder: _____

Payments to Design/Builder for Services

Article 7 of the Agreement is supplemented as follows:

ARTICLE 7 – Interim Agreement Price and Payments

For Basic Services Having a Determined Scope

A. Owner shall pay Design/Builder for the Scope of Services set forth in Exhibit A, including all related expenses, as follows:

1. A Lump Sum of \$1,979,000 for the Scope of Services in Exhibit A allocated as follows:

- a. Financial Feasibility Services \$29,000
- b. Engineering Services \$1,599,000
- c. Preconstruction Services \$351,000

2. The Lump Sum includes compensation for Design/Builder's services and services of Design/Builder's Subcontractors, if any. Appropriate factors have been incorporated into the Lump Sum to account for labor, overhead, profit, and Reimbursable Expenses.

3. The portion of the Lump Sum billed will be based upon Design/Builder's estimate of the proportion of the total services actually completed during the billing period to the Lump Sum for the phase.

This is **EXHIBIT D**, consisting of 2 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated __, __.

Initials
 Owner: _____
 Design/Builder: _____

Insurance

The limits of liability for the insurance required by the Agreement are as follows:

A. By Design/Builder:

- | | | |
|--|--|---------------------|
| 1. Workers' Compensation: | | Statutory |
| 2. Employer's Liability – | | |
| Each Accident: | | <u>\$500,000</u> |
| Disease, Policy Limit: | | <u>\$500,000</u> |
| Disease, Each Employee: | | <u>\$500,000</u> |
| 3. General Liability – | | |
| General Aggregate: | | <u>\$2,000,000</u> |
| Each Occurrence (Bodily Injury and Property Damage): | | <u>\$1,000,000</u> |
| 4. Excess Umbrella Liability – | | |
| Each Occurrence: | | <u>\$5,000,000</u> |
| General Aggregate: | | <u>\$5,000,000</u> |
| 5. Automobile Liability – | | |
| a. _____ Bodily Injury: | | |
| _____ Each Person | | _____ \$ |
| _____ Each Accident | | _____ \$ |
| _____ Property Damage | | |
| _____ Each Accident | | _____ \$ |
| _____ or | | |
| a. Combined Single Limit
(Bodily Injury and Property Damage): | | |
| Each Accident | | <u>\$1,000,000</u> |
| 6. Professional Liability Insurance (by Design Professional) | | |
| Per Claim: | | \$2,000,000 |
| Aggregate: | | \$3,000,000 |

7. ~~Other (specify):~~ _____ \$

B. By Owner:

1. General Liability:
General Aggregate: \$2,000,000
Each Occurrence (Bodily Injury and
Property Damage): \$1,000,000

2. ~~Property Damage Liability Insurance:~~ _____ \$

3. Property Insurance: \$1,000,000

4. ~~Other (specify):~~ _____ \$

5. Additional Insureds. The following individuals or entities are to be listed on Owner's policies of insurance as additional insureds as provided in paragraph 6.05.B of the Agreement:

Crowder Construction Company, its officers, directors, employees and agents

Draper Aden Associates, its officers, directors, employees and agents

This is **EXHIBIT E**, consisting of 1 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated ____, ____.

Initials
Owner: _____
Design/Builder: _____

Proposal Form

ARTICLE E1 – LUMP SUM PROPOSAL

E1.01 General

- A. When the design and engineering is approximately 30% complete, the Design/Builder shall issue a review set to the Owner for comment. The Owner shall within forty-five (45) calendar days, submit a written response with comments requesting changes to the Conceptual Drawings or Specifications issued. The Design/Builder shall incorporate those changes into a final document in which the Lump Sum Proposal is based upon.
- B. The Design/Builder shall propose a Lump Sum which shall be the sum of the remainder of the design fee, the cost of the Design Professional’s services during Construction, the cost of quality control testing services that fall outside the Owner’s responsibility, Construction Project management, the cost of the Work and the Design/Builder’s fee including overhead and profit.
- C. As the design and engineering is not finished at the time the Lump Sum Proposal is prepared, the Design/Builder shall provide in the Lump Sum for costs associated with the further development of the Drawings and Specifications by the Design Professional that is consistent with the Contract Documents and reasonably inferable therefrom. Such further development does not include such things as Owner requested changes in scope, systems, kinds and quality of materials, finishes or equipment all of which, if required, shall be incorporated by Change Order.
- D. The Design/Builder shall include with the Lump Sum Proposal a written statement of its basis, which shall include:
 - a. A list of Drawings and Specifications and the conditions of the contract, which were used in preparation of the Lump Sum Proposal.
 - b. A list of the clarifications and assumptions made by the Design/Builder in the preparation of the Lump Sum proposal to supplement the information contained in the Drawings and Specifications.
 - c. The proposed Lump Sum as described in item B above.
 - d. A detailed schedule of Construction outlining the remaining Design Professional’s tasks, permitting allowances, construction activities, start-up and testing, training of the Owner’s operational staff, and facilities acceptance and commissioning. The schedule shall identify the Notice to Proceed date in which the Lump Sum Proposal was based upon.
- E. The Design/Builder shall meet with the Owner to review the Lump Sum Proposal and the written statement of its basis. In the event that the Owner discovers any inconsistencies or inaccuracies in the information presented, the Owner shall promptly notify the Design/Builder, who shall make appropriate adjustments to the Lump Sum Proposal, its basis, or both.

This is **EXHIBIT F**, consisting of 1 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated ____, ____.

Initials

Owner: _____

Design/Builder: _____

Dispute Resolution

Intentionally Omitted

This is **EXHIBIT G**, consisting of 1 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated , .

Initials
Owner: _____
Design/Builder: _____

Allocation of Risks

The limitations on Design/Builder's liability and on damages set forth in this Exhibit G shall have no force and effect if Design/Builder and Owner enter into a contract for the remainder of the Work; in such case the terms of the subsequent contract shall establish the contractual limitations, if any, on Design/Builder's liability and on damages.

Limitation of Design/Builder's Liability

1. *[Design/Builder's Liability Limited to Amount of Design/Builder's Compensation]*

To the fullest extent permitted by law, and notwithstanding any other provision of this Agreement, the total liability, in the aggregate, of Design/Builder and Design/Builder's officers, directors, partners, employees, agents, and Subcontractors, and any of them, to Owner and anyone claiming by, through, or under Owner, for any and all claims, losses, costs, or damages whatsoever arising out of, resulting from, or in any way related to the services included in this Agreement from any cause or causes, including but not limited to the negligence, professional errors or omissions, strict liability, or breach of contract or warranty (express or implied) of Design/Builder or Design/Builder's officers, directors, partners, employees, agents, or Subcontractors, or any of them, shall not exceed the total compensation received by Design/Builder under this Agreement.

2. *[Exclusion of Special, Incidental, Indirect and Consequential Damages]*

To the fullest extent permitted by law, and notwithstanding any other provision in the Agreement, Neither Owner nor Design/Builder and Design/Builder's officers, directors, partners, employees, agents, and Subcontractors shall be liable to one another or anyone claiming by, through, or under any of them, for any special, incidental, indirect, or consequential damages whatsoever arising out of, resulting from or in any way related to services included in this Agreement from any cause or causes, including but not limited to any such damages caused by the negligence, professional errors or omissions, strict liability, breach of contract or breach of warranty (express or implied) of Design/Builder or Design/Builder's officers, directors, partners, employees, agents, or Subcontractors, or any of them.

This is **EXHIBIT H**, consisting of 1 pages, referred to in and part of the **Interim Agreement for Design And Construction of Sandy River Reservoir Water Treatment And Distribution Project** dated ____, ____.

Initials

Owner: _____

Design/Builder: _____

Special Provisions

Intentionally Omitted



**County of Prince Edward
Board of Supervisor
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 12
Department: County Administrator
Staff Contact: W.W. Bartlett
Issue: Request from Herberon Va. Development, LLC: Acceptance of Sewer Lines

Summary:

The owners of the Manor Resort have requested Prince Edward County accept the transfer of the existing sewer infrastructure, with easements for access and maintenance, (The System) located on the property. This request is pursuant to Sections 15.2-2122 and 15.2-1800 of the Code of Virginia. Section 15.2-1800 allows any locality to acquire property by gift, bequest etc. Section 15.2-2122 allows any locality to operate and maintain a sewer system.

The System is comprised of 23,000 feet of sewer lines and 86 manholes. The Manor Resort had The System inspected by an engineering firm. The inspection determined The System was constructed in conformance with the plans and specifications and should operate as designed. After the inspection a "punch list" of recommended repairs was developed. It is my understanding the "punch list" has been completed but prior to acceptance I would recommend the Manor provide the Board certification the repairs have been made. In addition I would recommend the Manor be required to provide the County any maps and designs that exist of The System.

Our Attorney has recommended the Manor be required to indemnify the County concerning any possible claims arising from ownership of The System.

Attachments:

- Letter dated September 2, 2009 from Harlan Horton, esquire for the Manor Resort
- Letter dated July 8, 2009 from Draper Aden
- Sections 15.2-1800 and 15.32-2122 of the Code of Virginia

Recommendation: Approve acceptance of the System by the County Administrator upon approval of the County Attorney conditioned upon: (1) receipt of appropriate easements; (2) receipt of maps and designs of The System; and (3) receipt of document indemnifying the County from claims arising from ownership of The System.

Motion _____
 Second _____

Chairman Fore _____
 V-Chair Simpson _____
 Moore _____

Wiley _____
 Jones _____
 Ward _____

Gilfillan _____
 McKay _____

Harlan L. Horton, P.C.

Harlan L. Horton, Esquire
Kristin W. Gee, Esquire
Attorneys At Law

Harlan L. Horton
hlhesq@kinex.net

113-B Second Street
Post Office Box 605
Farmville, Virginia 23901
Telephone 434.391.1014
Facsimile 434.391.1016

September 2, 2009

Mr. Wade W. Bartlett
County Administrator
Post Office Box 382
Farmville, Virginia 23901

**Re: The Manor Resort, Spa and Residential Estate
Conveyance of sewer infrastructure to Prince Edward County**

Dear Mr. Bartlett:

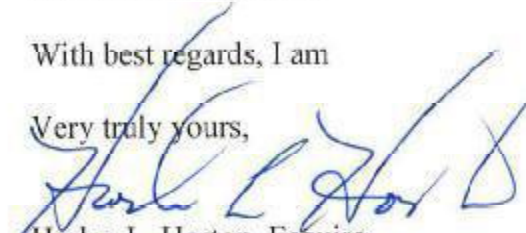
I write to you on behalf of my clients, the ownership entities comprising The Manor Resort, Spa and Residential Estate at Historic Poplar Hill Farm ("The Manor Resort"). The General Partner for the ownership entities, Herberton Virginia Development, LLC, is now in a position to transfer existing sewer infrastructure, along with easements for access and maintenance, (the "System") and all of its right, title and interest in the sewer pump station, if any, located at The Manor Resort to Prince Edward County (the "County") pursuant to Section 15.2-2122 and 15.2-1800 of the Code of Virginia. By this letter The Manor Resort is requesting that the Board of Supervisors of the County (the "Board") accept the System as soon as possible. Acceptance at the earliest possible time will allow The Manor Resort to continue development as planned and on the construction timetable which provides for completion of the first Hospitality Cottage by October 1, 2009. The Manor Resort believes that such acceptance will benefit Prince Edward County by enabling future development within The Manor Resort complex and throughout the Highway 15 South corridor.

The System is comprised of 23,000 linear feet of sewer lines and 86 manhole covers to form a fully functional System ready to be activated by the County upon the request of The Manor Resort and in line with its development and construction requirements and timelines. As you know, The Manor Resort engaged Draper Aden to conduct a comprehensive review of the System at your request and in order to obtain a PE certificate of condition necessary for the conveyance to the County. Draper Aden concluded the study and determined that overall the System is in very good condition. However, they noted several issues that need to be corrected, all of which The Manor Resort will have corrected prior to conveyance. Please see attached letter from Draper Aden certifying the condition of the system and outlining a punch list agreed to by you of items which The Manor Resort agreed to correct.

The Manor Resort respectfully requests that the Board accept the System at its regularly scheduled meeting on September 8, 2009 or as soon thereafter as may be practicable for the Board members. I am available to you to answer any questions and provide any information that will help your process.

With best regards, I am

Very truly yours,

A handwritten signature in blue ink, appearing to read "Harlan L. Horton". The signature is fluid and cursive, with a large initial "H" and "L".

Harlan L. Horton, Esquire
For The Manor Resort

Enclosure: Draper Aden PE Letter of Certification

Cc: Frank Duignan, Manager Herberton Virginia Development, LLC
Michael Heffernan, Manager Herberton Virginia Development, LLC

8090 Villa Park Drive
Richmond, Virginia 23228
(804) 264-2228 • Fax (804) 264-8773
www.daa.com

July 8, 2009

Mr. Michael Heffernan
Manager and General Partner,
Herberton Virginia Development, LLC
200 North Main Street
Farmville, VA 23901

**Re: The Manor Resort Sanitary Sewer Collection System Condition
Assessment/Evaluation – DAA Project No. R04682-24S**

Dear Michael:

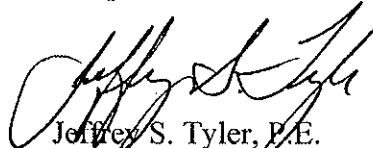
Per the scope of services outlined in our March 31, 2009 short form agreement letter/proposal, Draper Aden Associates has performed a condition assessment of the sanitary sewer collection system by inspecting the inside of approximately 85 manholes and lamping all incoming and outgoing pipelines using a pole mounted zoom camera system. After our review of all the inspection photographs and video images, Draper Aden Associates have concluded that the sanitary sewer collection system was built in general conformance with the contract plans and specifications and should operate as designed. Please understand that pipeline inverts were not obtained to confirm pipe slopes and pipeline inspections were not performed to help us assess the overall condition of the entire collection system. Listed below are some typical defects and/or observations that need to be addressed.

- ❖ Clean/flush all debris and/or sediment from the pipelines and manholes.
- ❖ Grout all the incoming and outgoing pipe penetrations inside the manhole.
- ❖ Remove heavy debris in the trough of MH 6 just downstream of the golf maintenance shed.
- ❖ Pipeline upstream of MH 10013 appears to have an ovality issue.
- ❖ Reset the manhole frame and cover on MH 6.
- ❖ Two unconventional drop connections in MH 39, which obstruct access the bench/trough area.
- ❖ Pipeline leaving MH 10054 appears to have a defect (circ. crack?) ~15' to 20' from manhole.
- ❖ Locate and inspect the manholes not found as shown on the enclosed map.

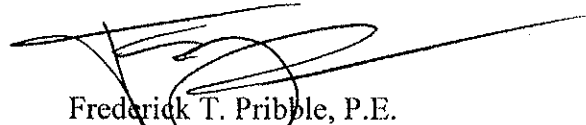
Mr. Michael Heffernan
July 8, 2009
Page 2 of 2

Our revised punch list and an overall sanitary sewer collection system map are enclosed. Our final punch list does describe other inspection observations, such as pipeline misalignments, non-radial pipe connections to manholes and improperly poured manhole troughs, but Draper Aden Associates is not concerned that these observations would affect the overall performance of this collection system. However, we do recommend that all the items in our final punch list be addressed. If you have any questions, please do not hesitate to contact either Fred Pribble or me at 264-2228.

Sincerely,
Draper Aden Associates



Jeffrey S. Tyler, P.E.
Sr. Program Manager



Frederick T. Pribble, P.E.
Vice President/Principal

Enclosed: project area map, punch list

cc: project folder

§ 15.2-1800. Purchase, sale, use, etc., of real property.

A. A locality may acquire by purchase, gift, devise, bequest, exchange, lease as lessee, or otherwise, title to, or any interests in, any real property, whether improved or unimproved, within its jurisdiction, for any public use. Acquisition of any interest in real property by condemnation is governed by Chapter 19 (§ 15.2-1901 et seq.). The acquisition of a leasehold or other interest in a telecommunications tower, owned by a nongovernmental source, for the operation of a locality's wireless radio communications systems shall be governed by this chapter.

B. Subject to any applicable requirements of Article VII, Section 9 of the Constitution, any locality may sell, at public or private sale, exchange, lease as lessor, mortgage, pledge, subordinate interest in or otherwise dispose of its real property, which includes the superjacent airspace (except airspace provided for in § 15.2-2030) which may be subdivided and conveyed separate from the subjacent land surface, provided that no such real property, whether improved or unimproved, shall be disposed of until the governing body has held a public hearing concerning such disposal. However, the holding of a public hearing shall not apply to (i) the leasing of real property to another public body, political subdivision or authority of the Commonwealth or (ii) conveyance of site development easements across public property, including, but not limited to, easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances, that are consistent with the local capital improvement program, involving improvement of property owned by the locality. The provisions of this section shall not apply to the vacation of public interests in real property under the provisions of Articles 6 (§ 15.2-2240 et seq.) and 7 (§ 15.2-2280 et seq.) of Chapter 22 of this title.

C. A city or town may also acquire real property for a public use outside its boundaries; a county may acquire real property for a public use outside its boundaries when expressly authorized by law.

D. A locality may construct, insure, and equip buildings, structures and other improvements on real property owned or leased by it.

E. A locality may operate, maintain, and regulate the use of its real property or may contract with other persons to do so.

Notwithstanding any contrary provision of law, general or special, no locality providing access and opportunity to use its real property, whether improved or unimproved, may deny equal access or a fair opportunity to use such real property to, or otherwise discriminate against, the Boy Scouts of America or the Girl Scouts of the USA. Nothing in this paragraph shall be construed to require any locality to sponsor the Boy Scouts of America or the Girl Scouts of the USA, or to exempt any such groups from local policies governing access to and use of a locality's real property. The provisions of this paragraph applicable to a locality shall also apply equally to any local governmental entity, including a department, agency, or authority.

F. This section shall not be construed to deprive the resident judge or judges of the right to control the use of the courthouse.

G. "Public use" as used in this section shall have the same meaning as in § 1-219.1.

(Code 1950, § 15-692; 1962, c. 623, § 15.1-262; 1968, c. 418; 1974, c. 282; 1977, c. 269; 1979, c. 431; 1980, cc. 212, 559; 1984, c. 241; 1986, cc. 477, 573; 1990, c. 813; 1997, c. 587; 1998, c. 696; 2005, c. 822; 2006, c. 57; 2007, cc. 882, 901, 926.)

§ 15.2-2122. Localities authorized to establish, etc., sewage disposal system; incidental powers.

For the purpose of providing relief from pollution, and for the improvement of conditions affecting the public health, and in addition to other powers conferred by law, any locality shall have power and authority to:

1. Establish, construct, improve, enlarge, operate and maintain a sewage disposal system with all the necessary sewers, conduits, pipelines, pumping and ventilating stations, treatment plants and works, and other plants, structures, boats, conveyances and other real and personal property necessary for the operation of such system, subject to the approvals required by § 62.1-44.19.
2. Acquire as permitted by § 15.2-1800, real estate, or rights or easements therein, necessary or convenient for the establishment, enlargement, maintenance or operation of such sewage disposal system and the property, in whole or in part, of any private or public service corporation operating a sewage disposal system or chartered for the purpose of acquiring or operating such a system, including its lands, plants, works, buildings, machinery, pipes, mains and all appurtenances thereto and its contracts, easements, rights and franchises, including its franchise to be a corporation, and have the right to dispose of property so acquired no longer necessary for the use of such system. However, any locality condemning property hereunder shall rest under obligation to furnish sewage service, at appropriate rates, to the customers of any corporation whose property is condemned.
3. Borrow money for the purpose of establishing, constructing, improving and enlarging the sewage disposal system and to issue bonds therefor in the name of the locality.
4. Accept gifts or grants of real or personal property, money, material, labor or supplies for the establishment and operation of such sewage disposal system and make and perform such agreements or contracts as may be necessary or convenient in connection with the procuring or acceptance of such gifts or grants.
5. Enter on any lands, waters and premises for the purpose of making surveys, borings, soundings and examinations for constructing and operating the sewage disposal system, and for the prevention of pollution.
6. Enter into contracts with the United States of America, or any department or agency thereof, or any person, firm or corporation, or the governing body of any other locality, providing for or relating to the treatment and disposal of sewage and industrial wastes.
7. Fix, charge and collect fees or other charges for the use and services of the sewage disposal system; and, except in counties which are not otherwise authorized, require the connection of premises with facilities provided for sewage disposal services. Water and sewer connection fees established by any locality shall be fair and reasonable. Such fees shall be reviewed by the locality periodically and shall be adjusted, if necessary, to assure that they continue to be fair and reasonable. Nothing herein shall affect existing contracts with bondholders which are in conflict with any of the foregoing provisions.
8. Finance in whole or in part the cost of establishing, constructing, improving or enlarging the sewage disposal systems authorized to be established, constructed, improved or enlarged by this section, in advance of putting such systems in operation.
9. Fix, charge and collect fees and other charges for the use and services of sanitary, combined and storm water sewers operated and maintained by any locality. Such fees and charges may be fixed and collected in accordance with and subject to the provisions of § 15.2-2119.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 13
Department: Economic Development
Staff Contact: Sharon Carney, Director Economic Development & Tourism
Issue: IDA Petition for Community Development Authority

Summary:

On August 14, 2009, the Prince Edward Industrial Development Authority (IDA) approved the request to petition the County of Prince Edward for the formation of a Community Development Authority (CDA). The proposed CDA area would comprise the 94 acres that is under a contingent contract with the IDA for the development of the 150 room Granite Falls Hotel & Conference Center. The purpose of the organization of a CDA is to assist with the financing of the infrastructure improvements necessary for the development of the Center and is also a contingency of the pending contract.

Attachments: IDA Petition for the Creation of the Granite Falls CDA

Recommendation: Acknowledge receipt of the Petition to create the Granite Falls CDA.

(Note: Further action on the Petition will be considered at the October Board meeting. See Agenda Item # 14.)

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

**PETITION
FOR THE CREATION OF THE GRANITE FALLS
COMMUNITY DEVELOPMENT AUTHORITY**

**COUNTY OF PRINCE EDWARD, VIRGINIA
AUGUST 14, 2009**

WHEREAS, the undersigned Industrial Development Authority of Prince Edward County, Virginia (the "IDA") is the owner of certain land in the County of Prince Edward, Virginia, (the "County") that includes approximately 94 acres, located southwest of Rt. 628 (Zion Hill Rd.) (the "Real Estate");

WHEREAS, the IDA proposes to sell the Real Estate to Prince Edward Development, LLC (the "Purchaser") pursuant to a Real Estate Contract dated July 21, 2009 between the IDA and the Purchaser;

WHEREAS, the Purchaser has requested the IDA, as owner of the Real Estate, to petition the Board of Supervisors of the County to create a community development authority encompassing the Real Estate;

WHEREAS, the Purchaser desires to develop such property as a hotel and conference center, including meeting space, food service facilities and training facilities, all of which would provide additional employment, training and business opportunities for the citizens of the County, as well as infrastructure improvements benefiting the citizens of the County, and which would expand the tax base of the County; and

WHEREAS, the IDA and the Purchaser propose to create a community development authority as permitted under Virginia Code Sections 15.2-5152, et seq., and other applicable provisions of Chapter 51, Title 15.2 of the Code of Virginia of 1950, as amended (the "Act") to assist in financing certain public infrastructure necessary or desirable for development within or affecting the community development authority district;

NOW, THEREFORE, the IDA and the Purchaser respectfully request that the Board of Supervisors of the County adopt an ordinance creating the Granite Falls Community Development Authority pursuant to the provisions of the Act, and in support of such request, the IDA and the Purchaser, as appropriate, represent and state as follows:

1. **Standing and Jurisdiction.** The IDA is the owner of all the real estate to be included in the community development authority district (except for any publicly owned roads, rights of way or other publicly owned property). All such real estate is located wholly within the County.

2. **Name and Boundaries of the Proposed District.** The IDA and the Purchaser request that the Board of Supervisors create the Granite Falls Community Development Authority (the "CDA") pursuant to the authority granted in the Act. The boundaries of the CDA district (the "District") will be as described on Exhibit A attached hereto. The District will be entitled the Granite Falls Community Development Authority District. The IDA and the Purchaser request that the ordinance creating the CDA provide that the CDA shall be dissolved if the Real Estate has not been acquired by the Purchaser, or its designee, within two years after the adoption of such ordinance.

3. **Services and Facilities to be Undertaken by the CDA.** The CDA will undertake to finance, acquire and construct public improvements pursuant to Section 15.2-5158 of the Act, which public improvements may include sewer system improvements, roads and road improvements, landscaping, parking and such other facilities and services as are permitted by the Act (collectively, the "Improvements"). All Improvements will be constructed in accordance with applicable governmental standards after obtaining all necessary permits and approvals therefor.

4. **Proposed Plan for Providing and Financing the Improvements**

A. The CDA will undertake to issue revenue bonds or similar financing under the authority of the Act, specifically Virginia Code Sections 15.2-5158 and 15.2-5125, as those Sections may be amended, to finance the Improvements, including the costs of issuing such bonds and administrative costs of the CDA and the County in connection with financing the Improvements,

B. The Purchaser proposes that the CDA request the Board of Supervisors to establish a special ad valorem tax or a special assessment upon the property within the District to finance the Improvements, including administrative costs as described above, as provided in Virginia Code Sections 15.2-5158(A)(3) and 15.2-5158(A)(5).

C. The CDA or its designee will contract for the construction of the Improvements and for their operation and maintenance until such time as the Improvements are conveyed to or dedicated and accepted by the applicable governmental entity, or until such time as the responsibility for operation and maintenance is assumed by another entity in accordance with applicable laws and regulations.

5. **Benefits from Construction of Improvements.** Petitioner represents that the following benefits are expected to be derived from the construction of the Improvements by the CDA:

A. The proposed Improvements and services to be undertaken by the CDA will facilitate development in the County, will provide training, commercial and business opportunities for County residents and will promote economic development in the County by creating new jobs and will generate substantial tax revenues for the County.

B. The establishment of the CDA will help to provide for needed public improvements, including, among other things, realignment of Route 628.

6. **CDA Board Members.** The members of the Board of the CDA shall be appointed by the Board of Supervisors, under the applicable provisions of Virginia Code Section 15.2-5113 and in consultation with the Purchaser.

Respectfully submitted,

PETITIONERS:

INDUSTRIAL DEVELOPMENT AUTHORITY
OF PRINCE EDWARD COUNTY, VIRGINIA

By: D. U. Shaver

Its: Chairman

PRINCE EDWARD DEVELOPMENT, LLC

By: *Robert J. Fowler*

Its: *Witness*

EXHIBIT A

Description of Community Development Authority Boundaries

<u>Tax Map Parcel</u>	<u>Owner</u>	<u>Acreage</u>
51-A-40 (Portion)	Industrial Development Authority of Prince Edward County, Virginia	30.79
52-A-2	Industrial Development Authority of Prince Edward County, Virginia	<u>63.34</u>
	Total Acres:	94.13

The community development authority district will also include all public roads and rights-of-way or other publicly owned property within the boundaries of the above described district.



**County of Prince Edward
Board of Supervisors
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 14
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Elam Puckett
Issue: Ratification of County's 1999 Ordinance to Consider Petitions

Summary: In 1999, the Prince Edward County Board of Supervisors adopted a ordinance enabling the Board to assume the power to consider petitions for the creation of community development authorities. As there have been significant changes in the membership of Board of Supervisors and to the *Code of Virginia* since that time, the Board of Supervisors may wish to consider ratifying the 1999 Ordinance, prior to acting on the Petition (see Agenda Item # 13) that has been filed by the Industrial Development Authority.

In order to ratify the existing ordinance, the Board will wish to authorize a public hearing for the October Board meeting. Following the public hearing, the Board would consider the adoption of the attached ratifying ordinance.

For the Board's information, we have also attached the sections of the *Code of Virginia* (15.2-5152 through 15.2-5159) that discuss the process for creating a CDA and the powers of the CDA.

Attachments: 1999 County Ordinance
Draft Public Hearing Notice
Draft Ratifying Ordinance
Code of Virginia (15.2-5152 – 15.2-5159)

Recommendation: Authorize a public hearing for the October Board meeting to consider the ratifying ordinance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

At a regular meeting of the Board of Supervisors of the County of Prince Edward, Virginia, held on the 9th day of February, 1999, the following Board of Supervisors members were recorded as present:

PRESENT: Albert M. Davis, Jr.
 William G. Fore, Jr.
 James C. Moore
 Howard F. Simpson
 Mary M. Stokes
 W. Bidgood Wall, Jr.
 Grace S. Ward
 Hunter R. Watson

On motion by W. Bidgood Wall, Jr., seconded by Grace S. Ward, the attached Ordinance was adopted by the Board of Supervisors by a roll call vote, the votes being recorded as follows:

<u>MEMBER</u>	<u>VOTE</u>
Albert M. Davis, Jr.	Yes
William G. Fore, Jr.	Yes
James C. Moore	Yes
Howard F. Simpson	Yes
Mary M. Stokes	No
W. Bidgood Wall, Jr.	Yes
Grace S. Ward	Yes
Hunter R. Watson	Abstain

**AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF PRINCE EDWARD, VIRGINIA
ELECTING TO ASSUME THE POWER TO CONSIDER PETITIONS
FOR THE CREATION OF COMMUNITY DEVELOPMENT
AUTHORITIES**

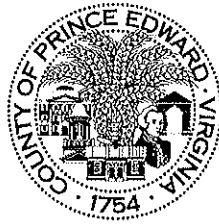
WHEREAS, the Virginia Water and Waste Authorities Act (the "Act") empowers any county not otherwise authorized by the Act to, by ordinance, elect to assume the power to consider petitions for the creation of community development authorities in accordance with the Act; and

WHEREAS, following a public hearing held in accordance with the Act, the Board of Supervisors of the County of Prince Edward, Virginia has determined that it is in the best interest of the County of Prince Edward, Virginia (the "County") for the County to elect to assume such power to consider petitions for the creation of community development authorities.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA:

1. The County hereby elects to assume the power to consider petitions for the creation of community development authorities in accordance with the Act. Said petitions shall be filed in accordance with the Act and any regulations as established by the Prince Edward County Board of Supervisors.
2. This Ordinance shall become effective upon adoption.

CERTIFIED TRUE COPY



**NOTICE OF PUBLIC HEARING
ON PROPOSED ORDINANCE RATIFYING ORDINANCE AUTHORIZING
THE BOARD OF SUPERVISORS
TO CONSIDER PETITIONS TO CREATE COMMUNITY
DEVELOPMENT AUTHORITIES**

Notice is hereby given that the Board of Supervisors of the County of Prince Edward, Virginia will hold a public hearing on a proposed ordinance entitled "AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA RATIFYING AN ORDINANCE ADOPTED FEBRUARY 9, 1999 ELECTING TO ASSUME THE POWER TO CONSIDER PETITIONS FOR THE CREATION OF COMMUNITY DEVELOPMENT AUTHORITIES."

The public hearing, which may be continued or adjourned, will be held at 7:30 p.m. or as soon thereafter as the matter may be heard on October 13, 2009 in the Board of Supervisors' meeting room, Courthouse Annex, 111 South Street, 3rd Floor, Farmville, Virginia. Any person interested in the proposed ordinance may appear and be heard. A copy of the full text of the proposed ordinance is available for public inspection during regular business hours in the County Administrator's office at the above address.

It is the County's intent to comply with the requirements of the Americans with Disabilities Act. Should you need special accommodations, please contact the Prince Edward County Administrator's Office at 434-392-8837, prior to May 8, 2009.

By Order of the Board of Supervisors
W.W. Bartlett, County Administrator

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF PRINCE EDWARD, VIRGINIA
RATIFYING AN ORDINANCE ADOPTED FEBRUARY 9, 1999,
ELECTING TO ASSUME THE POWER TO CONSIDER PETITIONS
FOR THE CREATION OF COMMUNITY DEVELOPMENT AUTHORITIES**

WHEREAS, the Virginia Water and Waste Authorities Act, Chapter 51, Title 15.2, Code of Virginia of 1950, as amended (the "Act") empowers any county, by ordinance, to elect to assume the power to consider petitions for the creation of community development authorities in accordance with the Act; and

WHEREAS, following a public hearing held in accordance with the Act, the Board of Supervisors of the County of Prince Edward, Virginia (the "Board"), on February 9, 1999, adopted an Ordinance (the "1999 Ordinance") electing to assume the power to consider petitions for the creation of community development authorities; and

WHEREAS, the Board proposes to adopt an ordinance ratifying the 1999 Ordinance and has held a public hearing thereon;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA:

1. The Board hereby ratifies the 1999 Ordinance and the 1999 Ordinance shall be effective from the date of its adoption and shall remain in full force and effect.
2. This Ordinance shall become effective upon adoption.

The undersigned Clerk of the Board of Supervisors of the County of Prince Edward, Virginia, certifies that the foregoing constitutes a true, complete and correct copy of an Ordinance adopted at a regular meeting of the Board of Supervisors of the County of Prince Edward, Virginia, held on October 13, 2009.

Clerk, Board of Supervisors, County of
Prince Edward, Virginia

Code of Virginia

§ 15.2-5152. Localities may consider petitions for creation of authority.

A. Any city may consider petitions for the creation of community development authorities in accordance with this article.

B. Any town may by ordinance elect to assume the power to consider petitions for the creation of community development authorities in accordance with this article. A public hearing shall be held on such ordinance.

C. Any county may by ordinance elect to assume the power to consider petitions for the creation of community development authorities in accordance with this article. A public hearing shall be held on such ordinance.

D. Notwithstanding any other provision of law, community development authorities shall be created pursuant to this Article and the provisions of §§ 15.2-5103 and 15.2-5107 through 15.2-5111.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587; 2003, c. 712; 2005, c. 547; 2009, c. 473.)

§ 15.2-5153. Landowners may petition localities.

The owner or owners of at least 51 percent of the land area or assessed value of land in any tract or tracts of land in any locality or localities may petition the locality or localities in which the tract or tracts are located for the creation of a community development authority, provided that before the creation of a community development authority in any town or county, the town or county has elected to consider petitions to create community development authorities pursuant to the applicable provisions of § 15.2-5152. Any petition for the creation of a community development authority in multiple tracts which are not contiguous shall be signed by the owner or owners of at least 51 percent of the land area or assessed value of land in each such non-contiguous tract.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587; 2003, c. 443; 2005, c. 547; 2009, c. 473.)

§ 15.2-5154. Contents of petition.

A petition for the creation of a community development authority shall:

1. Set forth the name and describe the boundaries of the proposed district, including any provisions for adjusting the community development authority district boundaries pursuant to subsection A of § 15.2-5155;
2. Describe the services and facilities proposed to be undertaken by the community development authority within the district;
3. Describe a proposed plan for providing and financing such services and facilities within the district;
4. Describe the benefits which can be expected from the provision of such services and facilities by the community development authority;
5. Provide that the board members of the community development authority shall be selected under the applicable provisions of § 15.2-5113; and
6. Request the local governing body to establish the proposed community development authority for the purposes set forth in the petition.

Such petition may provide that the board members of the community development authority appointed pursuant to § 15.2-5113 shall consist of a majority of the petitioning landowners or their designees or nominees.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587; 2009, c. 473.)

§ 15.2-5155. Ordinance or resolution creating authority.

A. Any locality authorized to consider petitions under this article may, by ordinance or resolution not inconsistent with the petition proposing the creation of the authority, create a community development authority, a public body politic and corporate and political subdivision of the Commonwealth. Community development authorities proposed for districts that are within any two or more localities may be formed by concurrent ordinances of each locality, and such localities may contract with one another for administration of the authority. If the boundaries of the proposed community development authority district are located wholly in a town, the owner or owners shall petition the town and need not petition the county and the town may create the authority without action by the county. If the petition for the creation of a community development authority so provides, the ordinance or resolution creating the community development authority may provide for the locality at any time after the creation of the community development authority to adjust the boundaries of the community development authority district to exclude certain land as long as the owners of at least 51 percent of the land area or assessed value of land remaining in the community development authority district after the adjustment petitioned for the creation of the community development authority.

B. An ordinance or resolution creating a community development authority shall not permit the community development authority to provide services which are provided by, or are obligated to be provided by, any authority already in existence whose charter requires or permits service within the proposed community development district, unless the existing authority first certifies to the governing body that the services provided by the proposed community development authority will not have a negative impact upon the existing authority's operational or financial condition. Such certification shall not be unreasonably withheld by the existing authority.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587; 2003, c. 712; 2009, c. 473.)

§ 15.2-5156. Hearing; notice.

A. An ordinance or resolution creating a community development authority shall not be adopted or approved until a public hearing has been held by the governing body on the question of its adoption or approval. Notice of the public hearing shall be published once a week for three successive weeks in a newspaper of general circulation within the locality. The petitioning landowners shall bear the expense of publishing the notice. The hearing shall not be held sooner than ten days after completion of publication of the notice.

B. After the public hearing and before adoption of the ordinance or resolution, the local governing body shall mail a true copy of its proposed ordinance or resolution creating the development authority to the petitioning landowners or their attorney in fact. Unless waived in writing, any petitioning landowner shall have thirty days from mailing of the proposed ordinance or resolution in which to withdraw his signature from the petition in writing prior to the vote of the local governing body on such ordinance or resolution. If any signatures on the petition are so withdrawn, the local governing body may pass the proposed ordinance or resolution only upon certification by the petitioners that the petition continues to meet the requirements of § 15.2-5152. If all petitioning landowners waive the right to withdraw their signatures from the petition, the local governing body may adopt the ordinance or resolution upon compliance with the provisions of subsection A and any other applicable provisions of law.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587; 1998, c. 188.)

§ 15.2-5157. Recording in land records.

The local governing body, upon approving the resolution or ordinance creating the district, shall direct that a copy of the resolution or ordinance be recorded in the land records of the circuit court for the locality in which the district is located for each parcel included in the district and be noted on the land books of the locality. For the purposes of this section, "parcel" is defined as tax map parcel.

(Code 1950, § 15-764.3; 1950, p. 1315; 1962, c. 623, § 15.1-1241; 1972, c. 370; 1973, c. 478; 1993, c. 850; 1995, c. 402; 1996, c. 897; 1997, c. 587.)

§ 15.2-5158. Additional powers of community development authorities.

A. Each community development authority created under this article, in addition to the powers provided in Article 3 (§ 15.2-5110 et seq.) of Chapter 51 of this title, may:

1. Subject to any statutory or regulatory jurisdiction and permitting authority of all applicable governmental bodies and agencies having authority with respect to any area included therein, finance, fund, plan, establish, acquire, construct or reconstruct, enlarge, extend, equip, operate, and maintain the infrastructure improvements enumerated in the ordinance or resolution establishing the district, as necessary or desirable for development or redevelopment within or affecting the district or to meet the increased demands placed upon the locality as a result of development or redevelopment within or affecting the district, including, but not limited to:

a. Roads, bridges, parking facilities, curbs, gutters, sidewalks, traffic signals, storm water management and retention systems, gas and electric lines and street lights within or serving the district which meet or exceed the specifications of the locality in which the roads are located.

b. Parks and facilities for indoor and outdoor recreational, cultural and educational uses; entrance areas; security facilities; fencing and landscaping improvements throughout the district.

c. Fire prevention and control systems, including fire stations, water mains and plugs, fire trucks, rescue vehicles and other vehicles and equipment.

d. School buildings and related structures, which may be leased, sold or donated to the school district, for use in the educational system when authorized by the local governing body and the school board.

e. Infrastructure and recreational facilities for age-restricted active adult communities, and any other necessary infrastructure improvements as provided above, with a minimum population approved under local zoning laws of 1,000 residents. Such development may include security facilities and systems or measures which control or restrict access to such community and its improvements.

2. Issue revenue bonds of the development authority as provided in § 15.2-5125, including but not limited to refunding bonds, subject to such limitation in amount, and terms and conditions regarding capitalized interest, reserve funds, contingent funds, and investment restrictions, as may be established in the ordinance or resolution establishing the district, for all costs associated with the improvements enumerated in subdivision 1 of this subsection. Such revenue bonds shall be payable solely from revenues received by the development authority. The revenue bonds issued by a development authority shall not require the consent of the locality, except where consent is specifically required by the provisions of the resolution authorizing the collection of revenues and/or the trust agreement securing the same, and shall not be deemed to constitute a debt, liability, or obligation of any other political subdivision, and shall not impact upon the debt capacity of any other political subdivision.

3. Request annually that the locality levy and collect a special tax on taxable real property within the development authority's jurisdiction to finance the services and facilities provided by the authority. Notwithstanding the provisions of Article 4 (§ 58.1-3229 et seq.) of Chapter 32 of Title 58.1, any such special tax imposed by the locality shall be levied upon the assessed fair market value of the taxable real property. Unless requested by every property owner within the proposed district, the rate of the special tax shall not be more than \$.25 per \$100 of the assessed fair market value of any taxable real estate or the assessable value of taxable leasehold property as specified by § 58.1-3203. The special taxes shall be collected at the same time and in the same manner as the locality's taxes are collected, and the proceeds shall be kept in a separate account and be used only for the purposes provided in this chapter. All revenues received by the locality from such special tax shall be paid over to the development authority for its use pursuant to this chapter subject to annual appropriation. No other funds of the locality shall be loaned or paid to the development authority without the prior approval of the local governing body.

4. Provide special services, including: garbage and trash removal and disposal, street cleaning, snow removal, extra

security personnel and equipment, recreational management and supervision, and grounds keeping.

5. Finance the services and facilities it provides to abutting property within the district by special assessment thereon imposed by the local governing body. All assessments pursuant to this section shall be subject to the laws pertaining to assessments under Article 2 (§ 15.2-2404 et seq.) of Chapter 24; provided that any other provision of law notwithstanding, (i) the taxes or assessments shall not exceed the full cost of the improvements, including without limitation the legal, financial and other directly attributable costs of creating the district and the planning, designing, operating and financing of the improvements which include administration of the collection and payment of the assessments and reserve funds permitted by applicable law; (ii) the taxes or assessments may be imposed upon abutting land which is later subdivided in accordance with the terms of the ordinance forming the district, in amounts which do not exceed the peculiar benefits of the improvements to the abutting land as subdivided; and (iii) the taxes or assessments may be made subject to installment payments for up to 40 years in an amount calculated to cover principal, interest and administrative costs in connection with any financing by the authority, without a penalty for prepayment. Notwithstanding any other provision of law, any assessments made pursuant to this section may be made effective as a lien upon a specified date, by ordinance, but such assessments may not thereafter be modified in a manner inconsistent with the terms of the debt instruments financing the improvements. All assessments pursuant to this section may also be made subject to installment payments and other provisions allowed for local assessments under this section or under Article 2 of Chapter 24. All revenues received by the locality pursuant to any such special assessments which the locality elects to impose upon request of the development authority shall be paid over to the development authority for its use under this chapter, subject to annual appropriation, and may be used for no other purposes.

6. Fix, charge, and collect rates, fees, and charges for the use of, or the benefit derived from, the services and/or facilities provided, owned, operated, or financed by the authority benefiting property within the district. Such rates, fees, and charges may be charged to and collected by such persons and in such manner as the authority may determine from (i) any person contracting for the services or using the facilities and/or (ii) the owners, tenants, or customers of the real estate and improvements that are served by, or benefit from the use of, any such services or facilities, in such manner as shall be authorized by the authority in connection with the provision of such services or facilities.

7. Purchase development rights that will be dedicated as easements for conservation, open space or other purposes pursuant to the Open-Space Land Act (§ 10.1-1700 et seq.). For purposes of this subdivision, "development rights" means the level and quantity of development permitted by the zoning ordinance expressed in terms of housing units per acre, floor area ratio or equivalent local measure. An authority shall not use the power of condemnation to acquire development rights.

8. Subject to any statutory or regulatory jurisdiction and permitting authority of all applicable governmental bodies and agencies having authority with respect to any area included therein, finance and fund the acquisition of land within the district. All financing authority and methods provided by subsections 2, 3, 4, 5, 6, and 7 shall be permitted for the acquisition of land as provided herein.

B. Nothing contained in this chapter shall relieve the local governing body of its general obligations to provide services and facilities to the district to the same extent as would otherwise be provided were the district not formed.

(1993, c. 850, § 15.1-1250.03; 1995, c. 402; 1997, cc. 363, 587; 2000, cc. 724, 747; 2004, c. 637; 2005, c. 547; 2009, c. 473.)

§ 15.2-5159. Validation of creation of authorities; bonds issued.

All proceedings heretofore taken with respect to the creation of a community development authority by any locality pursuant to this chapter are hereby presumed to be valid and all such authorities are presumed to be legally created. All proceedings heretofore taken by any community development authority with respect to the authorization, issuance, sale, execution, delivery, and repayment of bonds by any community development authority are presumed to be valid, and any such bonds so issued are presumed valid and legal obligations of such community development authority, enforceable in accordance with law.

(2009, c. 473.)



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8th, 2009
Item No.: 15
Department: Economic Development
Staff Contact: Sharon Carney, Director Economic Development & Tourism
Issue: Letter of Support - Economic Development Administration Grant for Granite Falls Hotel & Conference Center

Summary:

At the August 14, 2009 Industrial Development Authority (IDA) Meeting, the Authority approved the submittal of an Economic Development Administration (EDA) grant on behalf of the development of the 150 room Granite Falls Hotel & Conference Center. The grant request amount will be for \$3M, and to be used only for public improvements such as water and sewer lines, communication lines, etc. necessary for the development of the Center. Once installed, these utility and public improvements will be beneficial for additional development in the area.

The EDA grant application requires the municipality where a proposed EDA project is to be located to provide a letter of support since the funds are to be used for public improvements. Therefore, the Prince Edward IDA is respectfully requesting the County of Prince Edward Board of Supervisors to provide a letter of support for the proposed Granite Falls Hotel & Conference Center Economic Development Administration Grant in the amount of \$3M. Assisting with the writing and application of grants on behalf of the Granite Falls Center is one of the contingencies of the pending contract for the IDA.

Any required matching funds for this grant of will be paid for by other grant opportunities or through other financing methods by the developer and/or a proposed CDA financing. Notification of an EDA grant approval usually take (6) six months, thus the IDA is requesting the letter of support at this time to be available for spring 2010 construction. To move forward with the project in a timely manner will also enable the IDA to take advantage of the very reasonable construction costs at this time, due to the down turn in the economy and will help to generate many local employment opportunities (95 to 100 workers a day during construction period).

Attachments: IDA Resolution for Economic Development Administration Grant
Draft Letter of Support

Recommendation:

- Approve a letter of support for IDA's submittal of an EDA Grant for \$3M.
- Authorize the Board of Supervisors Chairman and/or County Administrator to sign the proposed a letter of support.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

**RESOLUTION OF THE INDUSTRIAL DEVELOPMENT AUTHORITY
OF THE COUNTY OF PRINCE EDWARD, VIRGINIA**

**ECONOMIC DEVELOPMENT ADMINISTRATION PROJECT GRANT ENDORSEMENT
RESOLUTION**

WHEREAS, the Economic Development Administration (EDA) was created to help foster economic development; and

WHEREAS, the Prince Edward Industrial Development Authority (IDA) would like to submit a grant application for \$3,000,000 to partially fund the infrastructure improvements necessary for the development of the Granite Falls Hotel & Conference Center in Prince Edward County; and

NOW, THEREFORE, BE IT RESOLVED, that the IDA Board of the County of Prince Edward, Virginia does hereby support a grant application to the Economic Development Administration for the infrastructure construction of for the potential economic development growth

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

Certification

I do hereby certify that the foregoing resolution was duly considered by the Prince Edward Industrial Development Authority, Prince Edward County, Virginia at an IDA meeting in Prince Edward County, Virginia, at which time a quorum was present and that same was passed this 14th day of August, 2009.



Mr. Robert M. Showalter, Chairman

ATTEST:



Sharon Lee Carney, IDA Secretary



COUNTY OF PRINCE EDWARD, VIRGINIA

WWW.CO.PRINCE-EDWARD.VA.US

POST OFFICE BOX 382, FARMVILLE, VA 23901
(434) 392-8937 VOICE + (434) 392-6603 FAX
INFO@CO.PRINCE-EDWARD.VA.US

September 8th, 2009

Mr. Robert M. Showalter, Chairman
Prince Edward Industrial Development Authority
P. O. 625
Farmville, VA 23901

Dear Mr. Showalter,

On behalf of the County of Prince Edward Board of Supervisors, I would like to express our support of the Industrial Development Authority's (IDA) request for an Economic Development Administration Grant in the amount of \$3M for the construction of infrastructure improvements for the proposed new Granite Falls Hotel & Conference Center. The location of a 150/200 room, full service hotel and hospitality facility in Prince Edward County will be a catalyst not only for the future economic prosperity of our County but for Southside Virginia as a whole. There is not another full-service hotel facility within a 60 mile radius of Farmville.

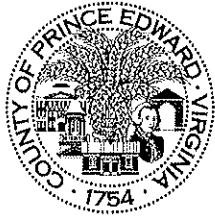
In addition to providing quality hospitality services to visitors to the region, the \$40M Granite Falls Hotel & Conference Center will provide more than 120 jobs once complete. The immediate regional economic impact will be critical to stabilizing the economy of the Prince Edward County area, especially in these difficult economic times. During the construction phase, this project will provide an average of 95 immediate jobs, with an average annual payroll of \$6M over the course of the next 12 to 18 months, which will primarily be spent in the Prince Edward community, hiring local contractors.

The advancement of tourism opportunities in Prince Edward County has been chosen as an economic development goal as a result of the County's new High Bridge Trail State Park, the growth at Longwood University moving up to a Division I Athletic Program, the construction of the new Museum of the Confederacy in our neighboring County, Appomattox, and the Commonwealth's commitment to dedicate 6 years of commemorative programming for the Sesquicentennial of the Civil War from 2011 to 2015, not including the long lasting residual impacts. All these events are projected to bring thousands of visitors to our area, who will stay, spend money and recreate if suitable accommodations and hospitality facilities are available. The new Granite Falls Hotel & Conference Center will do that. People are now "Stay-cationing" with their families instead of taking expensive exotic vacations, visiting their own backyards.

Therefore, we respectfully request your favorable response to the Prince Edward IDA's request, and approve their \$3M Economic Development Administration Grant for the construction of the necessary infrastructure for the Granite Falls Hotel & Conference Center. Thank you in advance for your consideration.

Sincerely yours,

William G. Fore, Jr. Chairman
Prince Edward County Board of Supervisors



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 16
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Elam Puckett
Issue: Request to Commonwealth Regional Council: Local Food/Sustainable Agriculture

Summary: Many communities and regions across Virginia and the nation have initiated programs involving the creation local food systems and sustainable agriculture opportunities. In fact, the Board of Supervisors identified “sustainable agriculture” as one of its priorities for FY 2009-2010 in its strategic action plan. Attached for your review and consideration is a National Association of Counties document entitled “*Counties and Local Food Systems*.” This is not a comprehensive document on the topic, but provides an overview of what actions several other counties across America have taken in support of creating a local food system.

At this point, staff is not in a position to recommend specific County/Board actions to further this initiative. Instead, we would recommend to the Board that a letter of request be sent to the Commonwealth Regional Council (CRC) asking them to assist our region with beginning a “regional conversation” involving a broad representation of interested stakeholders and agricultural professionals. The ultimate success of this opportunity will depend largely on interest from farmers; however, the support of the local governments could be significant.

One small component of a larger sustainable agriculture plan could also involve the County’s cannery. There has been some interest expressed in determining the feasibility and cost of upgrading the cannery from a home-use only facility to a commercial-grade facility. This could allow cannery users to sell their products. The first step in this process would be to request an inspection from the Virginia Department of Agriculture and Consumer Services. Staff would recommend the Board authorized this action.

Attachments: “*Counties and Local Food Systems*”

Recommendation:

1. Approve a letter of request be sent to the CRC asking for their assistance with initiating a regional conversation and determining regional support for the creation of a local food system and sustainable agriculture opportunities.
2. Authorize a letter be sent to VDACS requesting their assistance with evaluating the County cannery for the feasibility of upgrading it to a commercial-grade facility.

Motion _____
 Second _____

Fore _____
 McKay _____
 Ward _____

Gilfillan _____
 Moore _____
 Wiley _____

Jones _____
 Simpson _____

Counties and Local Food Systems

Ensuring Healthy Foods,
Nurturing Healthy Children



A Publication of the NACo Center
for Sustainable Communities

Written by Casey Dillon
Edited by Martin Harris

July 2007



About NACo – The Voice of America's Counties

The National Association of Counties (NACo) is the only national organization that represents county governments in the United States. Founded in 1935, NACo provides essential services to the nation's 3,066 counties. NACo advances issues with a unified voice before the federal government, improves the public's understanding of county government, assists counties in finding and sharing innovative solutions through education and research, and provides value-added services to save counties and taxpayers money. For more information about NACo, visit www.naco.org.

About the NACo Center for Sustainable Communities

The NACo Center for Sustainable Communities' primary mission is to provide a forum for county leaders to work with other governments, the private sector and communities to develop policies and programs that will lead to economic enhancement, environmental stewardship and social well being — the three pillars of sustainable communities. The Center helps local elected officials build sustainable communities by promoting community leadership initiatives, facilitating multi-jurisdictional and public-private partnerships, providing technical assistance and training, and conducting community policy and educational forums.

The Center provides local elected officials with assistance in using policies and tools necessary for creating sustainable communities. In particular, local elected officials are interested in finding more cost-effective and comprehensive ways to address such issues as transportation management, brownfields revitalization, environmental protection, housing, energy conservation, job training, health and public safety.

Although the Center's primary function is to serve counties, it has been a facilitator of partnerships across jurisdictional lines. Through a six-year partnership with the United States Conference of Mayors focusing on sustainability and regionalism, the Center worked closely with America's cities in addressing economic, environmental and equity issues, producing an extensive library of technical assistance materials to address the challenges facing local governments.

While the Center is not a repository of all relevant information on sustainable development, with its access to public and private sector leaders nationwide, it is a catalyst to help local government officials find solutions to problems facing their communities.

This publication was authored by Center Program Assistant Casey Dillon and edited by Former Center Director Martin L. Harris, with contributions from the American Farmland Trust, the Community Food Security Coalition, the National Farm to School Network, and the International City County Management Association.

The Center would like to say thank you to all of the people who were interviewed in researching for this publication: Kyle Richmond, Ruth Simpson, Lee Cunningham, Gerry Campbell, Ariel Bleth, Bill Carey, Linda Sarnel, Trudy Mizner, Janie Burns, Robert Marqusee, Mark Buschkamp, Mark Schuett, Matt Knepper, Dean Severson and Peter Olmstead.

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Introduction

This publication contains four methods and case studies for how county governments can support their local food systems. It was written with a focus on obesity prevention, but readers interested in the links between agriculture and economic development, environmental protection, and food security will also find the content useful.

Youth Obesity and Access to Fresh Food

The NACo Center for Sustainable Communities (the Center) wrote this publication with the goal of assisting county governments to leverage their local food systems, combat youth obesity and build healthy communities. Numerous studies and the Center's own research have shown that access to healthy food is both a major challenge and a major opportunity for reducing obesity. Food access obstacles such as neighborhoods with few stores that sell fresh food and the high cost of fresh foods relative to unhealthy alternatives make it difficult for many children and families to obtain the fruits, vegetables and other wholesome foods they need in order to maintain a balanced diet. By working with local food systems to create communities in which there is ready and affordable access to healthy food, local governments play a key role in combating the obesity epidemic and creating a vibrant future for our children.

Local Food Systems

Local Food Systems are composed of all the interdependent steps and actors that go into producing the food that is grown and raised in a region. This includes: planting, raising, harvesting, storing, transporting, processing, packaging, marketing, and retailing of food, as well as actors such as farmers, suppliers, buyers and government.

Local food systems are an invaluable resource for creating healthy communities because their actors have the ability to increase the amount of affordable fresh food available in community stores, farmers markets, low income food basket programs, road side

stands and restaurants. Not only can actors of local food systems increase healthy food access, they can also provide food education to citizens, teaching them about how food is grown, processed, marketed, what its history is, how to cook it, etc. Such education often encourages people to begin thinking more critically about what they eat on a day to day basis, and is an important step towards creating community environments that promote healthy living.

Four Methods to Support Local Food Systems

The following pages contain detailed descriptions of four methods counties have used to build their local food systems into rich community resources. The four methods are: food policy councils, farm to school programs, infrastructure for local producers and agriculture conservation easement programs. They were chosen for the success counties have had in implementing them and for their significant impact. Each method is paired with a comprehensive case study which illuminates how the method plays out on the ground, and includes peer-to-peer advice.

1. Food Policy Councils

(Case Study: Dane County, WI)

- Bring stakeholders together
- Make recommendations
- Coordinate and deliver existing programs
- Create new programs
- Address policy barriers
- Community outreach

2. Farm to School

(Case Study: Missoula County, MT)

- Bring fresh food to school meals
- Educate children about food
- Instill lifelong healthy preferences
- Support the local farm economy
- Use less gas to transport food to schools

Local Food Systems are composed of all the interdependent steps and actors that go into producing the food that is grown and raised in a region.

3. Infrastructure Development

(Case Study: Woodbury County, IA)

- Enable farmers to offer new products to local purchasers
- Aid farm entrepreneurs
- Provide incentives for a new generation of small and mid scale farmers
- Retain existing agriculture infrastructure
- Respond to market changes

4. Agriculture Conservation Easements

(Case Study: Lancaster County, PA)

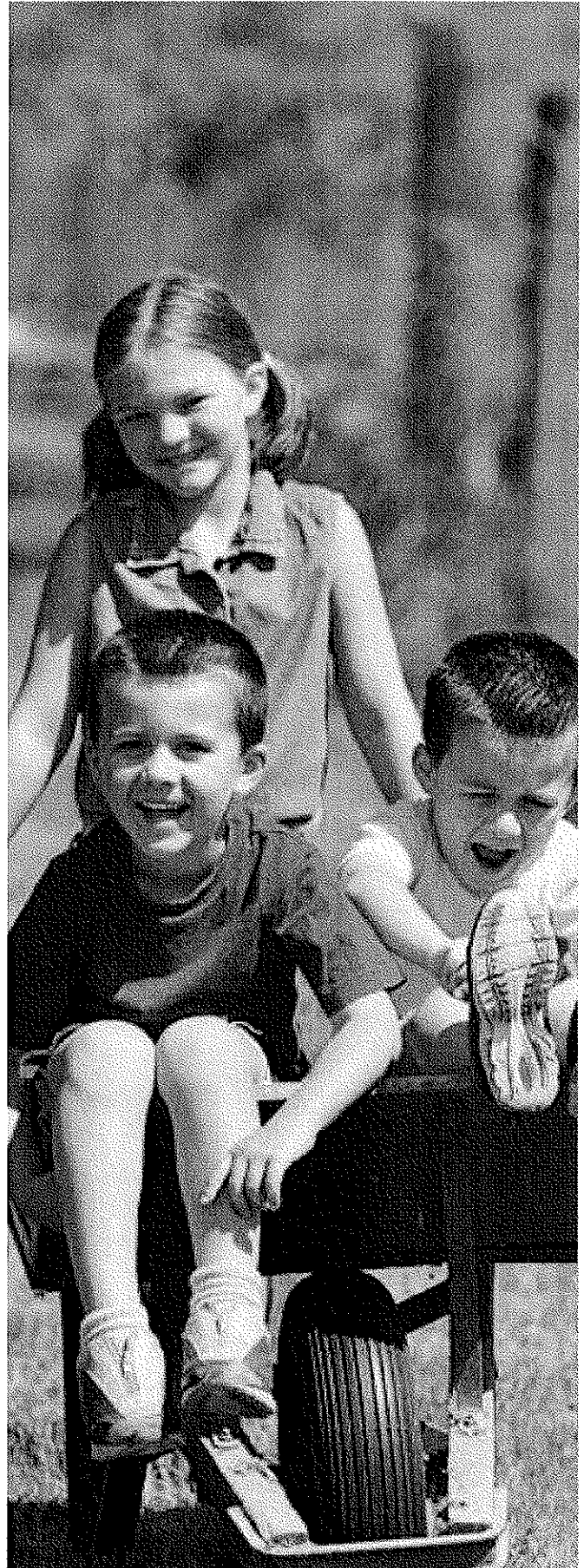
- Set aside land for farming now and in the future
- Ensure long term ability to grow local fresh foods
- Preserve community character
- Provide income for farmers
- Conserve green space

Leadership for Healthy Communities

Helping counties build healthy communities is part of the mission of the NACo Center for Sustainable Communities, and combating youth obesity is one issue to which the Center is particularly dedicated. For the past four years the Center has been an active partner in Leadership for Healthy Communities, a coalition of local government agencies funded through the Robert Wood Johnson Foundation that is committed to promoting active living and combating obesity. For information about the Center's ongoing work, past projects or publications please visit www.naco.org/sustainable or contact:

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Food Councils



Promoting farmers markets is one action food councils can take to increase the availability of fresh foods in communities.

Definition

A food council is a group of stakeholders that provides support to governments and citizens in developing policy and programs related to the local food supply. The members of a food council have a solid understanding of the local food system and represent a diversity of community interests. The structure of a food council will vary depending upon the character of the community it serves. For instance, many food councils are designed to advise governments on policy and are referred to as food *policy* councils, while others focus their energies on work within the community. Likewise, some food councils are official branches of government while others are recognized as advisory groups.

Background

Food and agriculture issues significantly affect public health, land use, hunger, community culture, economy, environment and quality of life. Although most counties have agencies responsible for these individual issues, many do not have a single government body illuminating ways that food production

and consumption impact these different areas, nor do they have a body making recommendations for promoting the sustainable development of the local food system. To address this gap, local governments have begun establishing food councils. Today, food councils exist in Dane County, WI; Palm Beach County, FL; Lane County, OR; Boulder County, CO; Jefferson County, AL; Pima County, AZ; and four California counties: Yolo, Oakland, Marin and Fresno. Food councils have also been established by several cities and states.

Food councils serve as a comprehensive bridge of communication between community stakeholders, ensuring that they are aware of a common vision for the community's food supply and of each others' actions that affect it. Food councils can make recommendations, coordinate programs, create new programs, and address policy barriers. Food councils also serve as a citizen resource and a source of inspiration for grassroots efforts to support farmers markets, community gardens, local food sourcing, etc. A useful resource for counties interested in starting their own food council is the Community Food Security Coalition (<http://foodsecurity.org/FPC/index.html>).

Locally grown food is central to the County's history, culture, landscape, economy and health.

How County Governments Can Support Food Councils

County governments can support food councils in a number of ways. First and foremost, they can sponsor their creation, either at the county or regional level. Once a food council is established a county can provide technical support, in-kind support such as office space, funding or staff assistance. Political legitimization from elected officials is also invaluable to the success of food councils, and can be given in the form of participating on food councils, addressing policy barriers and by publicizing and supporting their work.

Best Practice Example: Food Councils Dane County, WI

About

The Dane County Food Council was created in October 2005 by a County Board resolution and at the recommendation of a citizen advisory group that had been appointed by the county a year earlier to study the local food system: the Local Food Policy Advisory Subcommittee. Dane County, the City of Madison and the University of Wisconsin-Madison (Wisconsin Food System Partnership) initially contributed a total of \$15,000 to support the Food Council in its first year. Since then, the Dane County Food Council has been an active and positive force in building the local food system.

There are twelve citizen members on the Dane County Food Council. They serve two-year terms and represent a range of interests and backgrounds including: small and large scale farmers, urban planners, nutrition and hunger prevention advocates, non-profit representatives, university professors and farmers market managers. These positions are appointed by the County Executive and two County Board Committees. This was a natural fit in Dane County due to its long legacy of citizen and community support for sustainable agriculture.

Dane County has a dynamic and growing local food system including highly productive farms, numerous farmers markets and restaurants, and unique community events such as the Food for Thought Festival, Breakfast on the Farm and Corn Fest. Locally grown food is central to the County's history, culture, landscape, economy and health. The Food Council grew out of this rich heritage. In 1997, a conference on urban food systems was held in Madison that built public interest around food security, access to fresh produce, and local farm economy and preservation issues. This conference was the result of a partnership of University and citizen groups funded by a W.K. Kellogg foundation grant called the Wisconsin Food Systems Partnership. It was because of strong citizen interest in



The mayor of Madison, WI speaks with local farmers about issues affecting agricultural production.

issues such as these that Kyle Richmond, Chair of Dane County's Environment, Agriculture and Natural Resources Committee, appointed the Local Food Policy Advisory Subcommittee in 2004. He directed the Subcommittee to study and make recommendations about the local food system. After a year of research and deliberation the Subcommittee made a number of recommendations in a document entitled "Recipes for Success," one of which was to create a food policy council. The Dane County Executive was supportive of this recommendation.

When it was approved in 2005, the Dane County Food Council was charged with implementing many of the other recommendations the Local Food Policy Advisory Subcommittee had made. In order to address these multiple recommendations and support local citizen efforts, Food Council members divided themselves into four subcommittees: the Farmers' Market Network Subcommittee, Institutional Food Purchasing Subcommittee, Market Basket Subcommittee and Education and Outreach Subcommittee. The Food Council meets monthly, and members on the four subcommittees meet with volunteers and partners more regularly. The monthly meetings are open to the public, and often feature speakers who broaden the Food Council's understanding of Dane County's food system and the factors affecting it.

Dane County's Role

Dane County supports its Food Council in a number of ways. Since the County recognized the Food Council as an official body in late 2005, the County has provided funding, in-kind assistance, and political support. The Environmental, Agriculture and Natural Resources Committee has oversight over the Food Council's budget. The budget pays primarily for a part time staff person who is housed in the Planning and Development Department. These types of support al-

low the Dane County Food Council to function professionally and effectively. The Food Council has also benefited from the political support of county officials such as Executive Kathleen Falk, who recently presented recognition awards at the Food Council's annual conference in March 2007.

Dane County also provides guidance to its Food Council. The Board and Executive appoint new members to the Food Council when existing members exhaust their term limits. Food Council members check in on a regular basis with the county officials who appointed them and with the Environment, Agriculture and Natural Resources Committee, which hears and represents any policy proposals or comments that the Food Council wants to put before the Board.

Benefits to the Community

Since its creation, the Food Council has achieved a great deal. The Farmer's Market Network Subcommittee helped to create the Farmers Market Alliance for South Central Wisconsin, a network of farmers' markets in Dane County and the surrounding region, which supports and promotes the vitality of

markets by sharing resources and information. The Farmers Market Alliance is working to make WIC and food stamp debit machines available at all markets by offering workshops about this opportunity and raising funds for mini-grants. In addition, the Farmers' Market Alliance is raising funds for joint marketing and promotion projects.

The Institutional Food Purchasing Subcommittee worked with citizen groups and local farmers to pass a County Board resolution that encourages local sourcing of foods purchased for the County jail, juvenile retention center, and senior centers. The resolution supports the local farm economy and increases the likelihood that the people served in these county buildings will receive fresh food. The Subcommittee is also partnering with other groups addressing local food purchasing through Universities, schools, hospitals, hotels, and convention centers.

The Market Basket Subcommittee expanded a program that provides baskets of fresh fruits and vegetables to low income households. The program offers a choice of four baskets: regular box which serves a family of four, half box for seniors or individuals, organic box, and a box tailored to the Latino community. The

By sourcing directly from farmers and eliminating the middle man, the Market Basket program is contributing to greater food security and a more balanced diet, while at the same time creating a reliable market for small-scale farmers.



Dane County residents shop at the Southside Farmers Market.

cost ranges from \$8-\$26 per week, with a savings of \$6-\$15 over the retail price. By sourcing directly from farmers and eliminating the middle man, the Market Basket program is contributing to greater food security and a more balanced diet, while at the same time creating a reliable market for small-scale farmers.

The Outreach and Education Subcommittee planned the Council's first annual "Planting Seeds for Our Future" Conference in March 2007 which attracted more than 150 people. The Food Council solicited nominations from the community and hosted a recognition ceremony for 22 local leaders who are helping to create a vibrant community food system. The conference also included workshop sessions on topics such as childhood obesity prevention, lake fish as a food source, new immigrant farming, food waste in landfills and alternative composting operations, growing new fruit crops for market (i.e. Aronia), state legislation and the Farm Bill, and community gardens. At this event the Food Council also gained valuable insight and input from community members who will help shape its vision and sow the seeds for future action.

Peer-to-Peer Advice

Asked what they would say to officials interested in starting food councils in their own counties, leaders of the Dane County Food Council gave the following advice:

- Look at the intersection between food and important issues in your community such as hunger, obesity, the farm economy and land use. If it seems like the community would benefit from the leadership of a food council, call a meeting of affected stakeholders and have a discussion with them around the question: if we had a food council, what would it look like?

— Kyle Richmond, Chair, Dane County Agriculture, Environment and Natural Resources Committee

- The Food Council should serve as a way for people and organizations concerned about food access, food production and food processing to interact and create a tapestry that can be stronger than the sum of its parts. Creating a local food system that is economically and environmentally sustainable should be a mission for every county across the country. But, keep in mind that going through the county government process of approving a food council takes time. It is important to speak to elected officials because to be successful political support is crucial.

— Ruth Simpson, Chair, Dane County Food Council

- Most counties have a connection to the Cooperative Extension system which provides many research-

based education programs related to food production, safe affordable nutrition practices through the Nutrition Education Program for low-income families, essential family living issues, sustainable community development and long-term environmental quality. Cooperative Extension is also directly connected to the Land Grant University which is an important ally as well.

— Lee Cunningham, Dane County, UW-Extension, Department Head

- Look for well-positioned resource partners. For instance local colleges and universities, especially those public "Land Grant" universities, are an excellent place to look for expertise, resources, and partners for grants; it is part of their mission to support local communities, they can be a source of faculty expertise and student volunteers and they often have access to grant money.

— Gerry Campbell, Professor, University of Wisconsin Madison Extension

For More Information

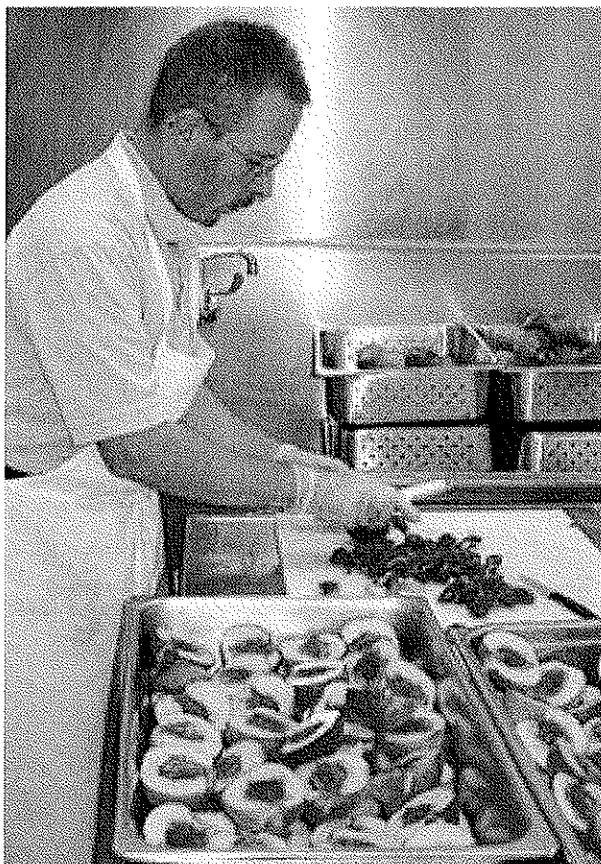
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Farm to School

Definition

A farm to school program exists when a K-12 school district or school purchases fruit, vegetables and other fresh products from local farms to serve as part of school meals and/or snacks. There is often an education component in which students learn about nutrition and the food supply. Education varies by program, but it is common for students to take trips to local farms and taste test and learn about topics such as animal husbandry, soil fertility and harvesting. It is also common for students to participate in school gardens, learning how to grow their own food and how this ties in with science, math and other subjects. Older students often participate in nutrient mapping exercises and some schools offer cooking classes in which students prepare food using local ingredients. School size and capacity and involvement of local growers are three important factors that influence the scope of farm to school programs.



A Missoula Public Schools employee prepares locally grown peaches to serve with students' lunch.

Background

A national farm to school movement has been building for over a decade, bringing fresh nutritious food into school cafeterias while at the same time strengthening local farm economies. Supported by parents, schools, community groups, state preferential purchasing laws, the United States Department of Agriculture and the Department of Defense, farm to school programs now exist in 1,035 school districts in 35 states. The National Farm to School Network (www.farmtoschool.org/) provides information and resources to those involved. Farm to school programs are also part of a larger farm to cafeteria movement, which brings locally grown food into hospitals, jails, businesses, universities and other institutions.

Increasingly, community leaders are recognizing that farm to school programs have potential to counteract obesity and other diet-related chronic diseases such as diabetes and hypertension among America's youth. If left unchanged the current eating habits of many of America's youth will result in significant consequences down the road: high medical costs, unnecessarily early death, and reduced quality of life.

Students eat up to 40% of their meals through the school meal programs. Thus, changing the menu and bringing locally grown fresh fruits and vegetables into cafeterias encourages America's children to consider the intersection between their health and their food. It puts nutritious options in front of kids in an era when they are surrounded by ads for fast food, soft drinks and candy. Though food does not necessarily have to be local to be nutritious, locally grown food is often more flavorful, and kids are intrigued by the 'cool factor' of knowing that the food on their plates comes from places in their community.

Another benefit worth noting of local food purchasing is that food only has to be transported a short distance. This reduces the fuel required to ship it and cuts down on carbon emissions, road wear and cost.

How County Governments can Support Farm to School

Due to United States Department of Agriculture (USDA) and Department of Defense programs, as well as laws in a number of states, many counties will find that the resources to create vibrant farm to school programs in their communities already exist, and that they can capitalize on these resources by encouraging school and farm leaders to collaborate and take advantage of them.

There is also a need for local leadership in facilitating

Through cost analysis the school district found that buying these local seasonal foods was either less expensive or no more expensive than what it would have cost to purchase comparable foods through mainstream suppliers such as Food Services of America and Sysco.

preferential purchasing and production, distribution and storage needs. Due to the current wording of USDA farm to school rules many food service directors feel they can not use federal funds to purchase local food unless it is less expensive than all other comparable options. Counties can assist farm to school programs by supporting local purchasing and by helping fund it. Another key county action is working with farmers to improve their ability to provide food to schools. Often times small and mid sized local farmers struggle to meet large orders of fruits and vegetables, lack processing facilities to transform their products into forms school kitchens can easily use (for instance washed, chopped, frozen vegetables that are ready to cook and serve) and lack an effective storage and transportation infrastructure to get their food to central school kitchens.

Counties can also support farm to school programs with general political, financial and educational assistance.

Best Practice Example: Farm to School Missoula County, MT

About

Missoula Farm to School began in 2005 thanks to a question asked by a young woman named Crissie McMullan. As a graduate student, McMullan started the farm to college program at the University of Montana. In 2004, excited about the success of the farm to university program, McMullan reached out to the Food Service Manager of Missoula County Public Schools (MCPS) and asked if any of Missoula's thirteen school districts would be interested in starting up a farm to school program. The Food Service Manager was interested, but realized that sourcing from local farmers would require staff hours she couldn't spare. Encouraged by the Food Service Manager's interest, McMullan began looking for ways to provide the necessary staff support. In 2005 she secured a private sector grant that paid for two graduate students from the University of Montana to help start and staff Missoula Farm to School. The program serves students in Montana County Public School District 1.

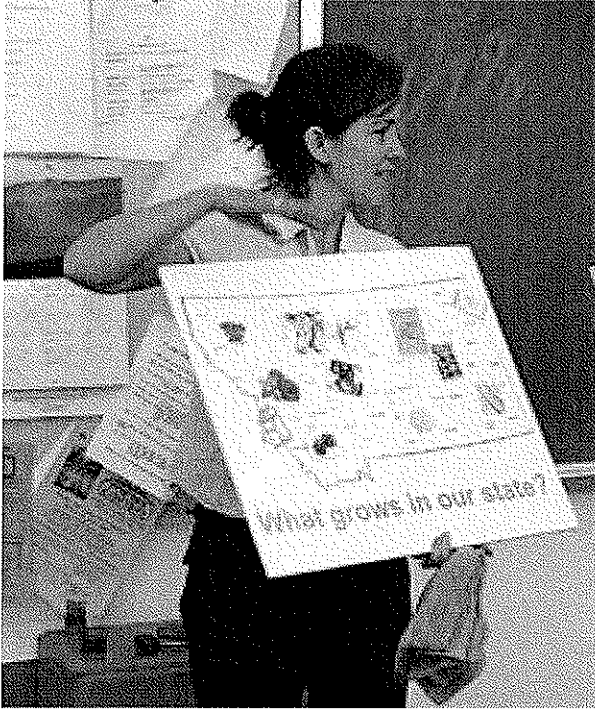
In its first year, Missoula Farm to School built



relationships with farmers and tested the feasibility of sourcing from local farmers with two "Montana Made Meal Events." In each event 3,000 school children received a meal made with locally grown ingredients. The first meal event, held in the fall of 2005, included one food item each day of the week that was made entirely of Montana products. The second meal event, held in the spring of 2006, featured an entire meal made of Montana products. Despite a few minor glitches, the Montana Made Meal Events demonstrated to the Food Service Manager that working with local farmers was doable, and Missoula Farm to School staff began working to purchase Montana grown food on a regular basis. Thanks to their effort, in the first part of the 2006-2007 school year over 16,000 lbs of Montana grown food were purchased, including: oats, whole wheat flour, peaches, apples, cantaloupe, carrots, cucumbers, potatoes, zucchini, cheese, pasta, honey and salad greens. Nearly all of these products were organically grown. Through cost analysis the school district found that buying these local seasonal foods was either less expensive or no more expensive than what it would have cost to purchase comparable foods through mainstream suppliers such as Food Services of America and Sysco.

Missoula Farm to School provides an educational component to complement its food sourcing. Staff works with community partners to provide lessons to students about the food they eat, where it comes from, and how it is processed and prepared. Programs include field trips to local farms, taste tests of Montana grown foods, a mobile cooking cart in which students grind their own flour and make biscuits and a nutritional activity linking USDA guidelines to food production. Thus far, in the 2006-2007 year alone, Missoula Farm to School has helped provide educational programs to over 1,600 K-12 youth.

Missoula County Public School District 1 has been very supportive of Missoula Farm to School. Last year the Board of Trustees passed a unanimous resolution supporting the program, and the Food Service Director and farm to school staff held meetings with farmers to discuss what they were planning to plant so that they could reliably supply the food MCPS would need during the school year. One of the reasons Missoula Farm to School got off the ground and gained support so quickly is because of the community assets to which it



Ariel Bleth, Program Coordinator of Missoula Farm to School, teaches students what foods grow in their state.

has access. There is broad interest in the Missoula region for community supported agriculture and nutrition education. County and city officials sit on the regional food council, the Missoula City-County Health Department is dedicated to utilizing local farmers and gardeners as a tool to improve citizen nutrition, community gardens are grown on land donated by the city, the University of Montana offers numerous locally focused agriculture programs, there is an established farmers market that accepts WIC/senior vouchers and Electronic Benefit Transfer (EBT) cards, and there are local farmers who produce a large variety of food.

Thanks to this rich community environment, Missoula Farm to School had access to a pre-existing database of farmers, vendors and contractors, as well as contacts with producer groups such as the Western Montana's Growers Cooperative and a community of Hmong growers. Without this information, Missoula Farm to School staff would have had to spend significant time making cold calls to farmers figuring out how to supply and deliver enough products from different farms to meet school demand. Community contacts also helped Missoula Farm to School tackle the challenge of how to prepare locally grown products so that they meet the needs of school cafeterias. As in many public school districts, Missoula County Public School cafeteria and central kitchen staff have little flexibility in experimenting with new foods. Collaboration with the University of Montana, the Mission Mountain Market Enterprise and farms such as Common Ground Farm help

to create value-added forms of local foods, such as "carrot coins," which more easily meet the needs of institutional food procurement.

Missoula County's Role

Missoula County provides political support to Missoula Farm to School in a number of ways. The County encourages purchasing of local agricultural products in its legislation, such as the Missoula Greenhouse Gas and Energy Efficiency Plan and Joint Resolution Number 6889. Joint Resolution Number 6889 was passed by the City and the County in 2005 and is particularly important because it states that both governments will "actively support efforts to increase the security of the local food system so that it is based on sustainable agriculture." The resolution also supported the creation of the Community Food and Agriculture Coalition, the Missoula region's food policy council, and stipulates that a county commissioner serve on it. Commissioner Bill Carey currently fills this role, bringing with him a long history of work in Montana's food and nutrition communities. Missoula Farm to School is under the umbrella of the Community Food and Agriculture Coalition and shares in the support the County gives the council. The Missoula City-County Health Department also supports Missoula Farm to School as part of its promotion of local food system programs.

Benefits to the Community

Benefits of Missoula Farm to School are numerous. Perhaps most important among them is that students are receiving fresh produce and dairy products as part of their school lunch. Having fresh, flavorful and visually appealing foods on student's lunch trays increases the chance that they will eat them and obtain important nutrients, as does the fact that the students know the foods come from their home state. Fresh products also tend to contain less sugar, salt, food colorings and preservatives. Large amounts of these ingredients have been linked to obesity, high blood pressure and other chronic health diseases; by familiarizing youth with alternatives Missoula Farm to School helps instill a preference for healthy foods. Students also benefit from the nutrition education Missoula Farm to School offers. Learning to think about the food they eat and what their bodies need from it is a life long skill that will help them maintain balanced nutrition.

The farm to school program also has economic benefits. Schools are major food purchasers. Knowing that they are willing to source locally is a significant incentive for farmers to expand their existing operations, and for interested parties to start new farms. This growth in the local agriculture sector generates income, jobs and opportunities for new service providers such as processors and distributors to establish themselves in the community.

Other benefits of Missoula Farm to School include reduced environmental impact. Missoula Farm to School reduces the County's environmental footprint by lowering the amount of resources needed to transport food from suppliers to schools (fuel to transport it, energy to cool it, packaging to transport it in, etc.).

Peer-to-Peer Advice

Asked what they would say to officials interested in starting farm to school programs in their own counties, leaders in Missoula County gave the following advice:

- "Farm to School ideally links what happens in the cafeteria with what happens in the classroom, creating an entire school environment that supports healthy choices. For children to understand how their choices affect their own physical well-being, as well as that of their community and surrounding environment, it is essential that we provide them with the opportunity to build connection and relationship - with where their food comes from, who grows it and how it is prepared."

— Ariel Bleth, Program Coordinator, Missoula Farm to School

- All the communities in the country need to grow and prepare more of their own food. Missoula's Community Food and Agriculture Coalition and the programs it supports are on the leading edge of this effort."

— The Honorable Bill Carey, Commissioner, Missoula County

- "If you don't have a cooperative or a group in the community where people from the schools can meet with farmers and work out what foods are needed and how to supply them, start one. Communication is key to making farm to school programs work."

— Linda Samel, Food Service Director, Missoula County Public Schools District 1

- "The Missoula City-County Health Department got involved in efforts to grow locally available fresh foods and educate people about them because of the obesity and nutritional needs of our residents. This has proven a proactive way to improve citizen health and I recommend it to other health departments."

— Trudy Mizner, Nursing Services Supervisor, Missoula City-County Health Department

For More Information

www.umt.edu/cfa/Farm%20To%20School2.htm

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Infrastructure for Local Producers



Woodbury County residents enjoy fresh food and good company at Fiona's Firehouse Bistro, a restaurant that serves locally grown vegetables, meat, and fruit.

Definition

Infrastructure for local producers means land on which to grow food, suppliers from which to purchase seeds, inputs, tools and machinery; facilities in which to store goods, processing and packing facilities to transform raw products into marketable ones, and shipping and distribution methods to deliver products to buyers.

Background

No matter the size of their operation, farmers need infrastructure in order to run effective businesses. To have a vibrant local food system, a county must have solid infrastructure to support it. In researching for this publication, examples of county-supported agriculture infrastructure development, particularly for mid and small sized farmers, were hard to find, though there were many calls for it.

In most agricultural communities at least some infrastructure is already in place to help farmers run successful

operations. Commonly, this infrastructure is geared towards large scale producers, and there is a growing need for infrastructure that accommodates mid and small sized producers. As Janie Burns, small farm entrepreneur from Canyon County, ID says, "The middle pieces are what's often missing for small farmers who want to expand their businesses. We can increase our supply, and we know that there is a demand for our products, but where do we process our foods and how do we transport and store them? Right now, most of those systems are designed to accommodate large scale producers and buyers rather than small operations."

Small and mid sized producers are most likely to sell their products locally, and infrastructure gives them the leg up they need to begin expanding production. It also encourages new small and mid sized entrepreneurs to start up operations. The federal government offers funding to communities who wish to build up community-oriented agriculture through USDA Extension grant programs such

The Board passed the Organics Conversion Policy and became the first county in the nation to make tax rebates available to farmers who convert to organic agriculture.

Money is staying in the community.

as Community Food Projects and SARE. Information about these programs can be found at www.csrees.usda.gov/fo/communityfoodprojects.cfm and www.csrees.usda.gov/fo/sustainableagricultureresearchandeducation.cfm.

Though smaller farmers are more likely to sell locally, producers of all sizes provide fresh foods to communities, and all of them can use infrastructure help from local governments when faced with challenges such as changes in market demand and loss of agricultural base. Changes in market demand often require farmers to start raising different types of food or following new certification standards, and these changes can necessitate new processing facilities, storage, and distribution. Loss of the agricultural base occurs when falling commodity prices and/or development pressures lead to farm closures. If a community loses enough of its farms, suppliers and processors who have for years operated in the community may move away and leave remaining farmers stranded.

How County Governments Can Help Provide Infrastructure for Local Farmers

Depending on the need, county governments can help provide local agricultural infrastructure in different ways. If there is a need to support small and medium scale producers, counties often have the greatest impact by assisting in the creation of storage, processing, and distribution infrastructure that accommodates smaller producers. County government can do this by: streamlining permit processes for such facilities, providing mini-grants towards their creation, donating county resources and helping farmers establish partnerships with community stakeholders who can offer these services.

If there is a need to respond to changing market conditions, counties can work with farmers and agriculture industry groups to support new products and certification standards. If a community is at risk of losing existing infrastructure, counties can offer infrastructure providers incentives to remain, such as tax rebates and political support. They can also ensure existing infrastructure providers that farming will remain a mainstay in the local economy for years to come through steps such as: conservation easements, financial aid for farmers, economic success strategies for local agriculture, political support and zoning.

Best Practice Example: Infrastructure for Local Producers Woodbury County, IA

About

Woodbury County has recently gained recognition as one of the leading counties in the effort to support local farm economies. A major reason for this is that in 2005 Woodbury County hired a Director of Rural Economic Development and charged him with determining why the county's traditional agricultural economy was declining and what they could do to simulate growth while maintaining the rural character of the community. One of the recommendations the Director made to the County Board was to encourage local purchasing. Another was to begin producing organic niche products. Growing organic was not something that Woodbury County farmers had much experience with, but with a steady history of 20% growth or more per year and a gap in American suppliers, organic niche products seemed like a promising way to transition to a prosperous agricultural economy.

At the Director's recommendation, the Board passed the Organics Conversion Policy and became the first county in the nation to make tax rebates available to farmers who convert to organic agriculture. The Board also passed the Local Food Purchase Policy, which requires the County Food Service Contractor to purchase locally grown food, with a preference for organics. In addition, the Board Passed the Woodbury Health Initiative which established a public campaign for healthy lifestyles. One aspect of the campaign is initiating middle school cooking classes using local fresh ingredients.

It was in this context that the County and regional stakeholders began collaborating to build infrastructure to support local and organic farmers. One of the first steps was the opening of a store in Sioux City to sell locally grown and organic produce. Next, the County partnered with community stakeholders to renovate a commercial kitchen that is used by a local food/organic restaurant and will also soon be used to process organic salsa using locally grown ingredients. In the County's





Locally produced soaps are sold at the new Floyd Boulevard Local Foods Market.

most recent effort to improve infrastructure for local organic growers, the Chamber of Commerce, the City of Sioux City (county seat), and Woodbury County are taking steps to market an existing 280,000 sq.ft. cold storage/packaging/distribution facility as a major initiative to develop the entire region into the "midwest center of the organic food industry".

The cold storage facility is unique among the County's efforts in that it is a large scale infrastructure investment by the firm of Jacobson-Bekin. It would be able to hold much more organic food than is currently produced in Woodbury County. The goal is to lease the entire space to organic growers from the greater area and develop a reputation for the Woodbury region as the place to go for organic agriculture services. This is not an unrealistic goal, considering that neighboring Cherokee County boasts BLOWA Natresutical-Spectrum Organics' flax processing plant as well as American Natural Soy's processing plant. Entrepreneur Mark Schuett, founder of American Natural Soy, shares Woodbury County's desire to develop the region into an organic hub where growers send their products to be stored, processed, etc. He has seen his own business grow by tapping into the organics market, and believes that by investing in infrastructure to make the region a leader in organics Woodbury and Cherokee Counties could see huge gains in their economies and quality of life. Another step Woodbury County has taken in this direction is to acquire its own trademark, "Sioux City Sue" to brand foods produced from local ingredients. This brand will ideally function like other popular regional quality food labels such as Organic Valley.

Despite Woodbury County's efforts to support local and organic farmers, a change from traditional to organic agricultural practices has not taken place overnight. In a

community where farmers have been growing corn and soybeans for generations, many are not comfortable with changing their ways and are skeptical of 'hippie farming.' But some change has taken place. Local sales have increased and two farms have converted to organic. In addition, new jobs have been created due to the increased sales and the processing of local products.

Woodbury County's Role

Woodbury County played a major role in developing infrastructure to support local/organic farmers. That role began with the Board hiring a Director of Rural Economic Development and continued with their passing the Organics Conversion Policy, Local Food Purchase Policy and Woodbury Health Initiative. Encouraged by these policies, two farms shifted to organic production and other local farmers began diversifying their production and looking to sell more goods to local buyers. This resulted in a need for new infrastructure.

To help create that infrastructure the County supported the creation and expansion of a local food store via political support and by purchasing food from the store through the County food service contractor. The Board worked with a coalition of stakeholders to fund the renovation of the commercial grade kitchen, giving \$20,000 of the \$100,000 project. Currently, the Chamber of Commerce is taking steps to establish a working relationship with Jacobson-Bekin, the owner of the cold storage facility that the County would like to see made available to organic producers.



Woodbury County growers sell fruits and vegetables at the newly created Sioux City Organic Farmer's Market.

Benefits to the Community

Constituents benefit in a number of ways from the infrastructure Woodbury County has created to support its local and organic farmers—a local foods store, an organic commercial grade kitchen and steps towards an organic cold storage facility. They have more access to fresh food through the local foods store. Money is staying in the community because the store is purchasing from local producers, shoppers are purchasing food from the store, and workers are being hired and paid by the store and the new salsa processing operation. If the County is successful in leasing the cold storage facility, it will be a big step towards creating a reputation for the Woodbury/Cherokee region as an organic production hub. Becoming a leader in the growing organic segment of the agriculture industry would invigorate Woodbury County's entire farm sector and also has the potential to slow another problem the community has struggled with of late: youth flight.

Few young people have chosen to stay on and continue the family farm in recent years. Some reasons for this are the financial hardships that most mainstream farmers face and the fact that conventional farming relies heavily on machinery and agrichemicals such as pesticides and fertilizers. Across the nation, younger people are more and more often drawn to organic farming. Some are taking note of what is going on in Woodbury County. One couple who grew up in Woodbury County and then moved to Texas is coming back and starting an organic farm.

Peer-to-Peer Advice

Asked what they would say to officials interested in creating infrastructure and invigorating the economic prospects for producers in their own counties, leaders in Woodbury County and Cherokee County gave the following advice:

- “Most people think we have to look outside of Woodbury County to reinvigorate our economy, but we live in one of the richest agricultural areas in the world. We simply have to be willing to support local farmers and help them develop products that are lucrative in today's markets rather than putting them out of business just to save a few dollars in the short term.”

— Robert Marqusee, Director, Woodbury County Rural Economic Development Dept.

- The growing market for locally raised fresh foods and organics is often much more obvious in urban areas than in traditional farm communities like ours. Because farmers don't see those products in the grocery stores they shop at, they often need to be educated about these emerging markets and the profits than can be made in them.

— Mark Buschkamp, Executive Director, Cherokee Area Economic Development

- Incorporating as many infrastructure projects in the region as you can is key. This creates a preferred spot to have processing done and draws significant investment into the region. In terms of organic agriculture, a wide range of infrastructure services is especially important, because when you don't use pesticides you have to grow a greater variety of crops to keep the land fertile and weed free. Thus, you need not only corn and soy facilities, but also wheat and alfalfa facilities.

— Mark Schuett, President, American Natural Soy

For More Information

www.woodbury-ia.com/departments/EconomicDevelopment/index.asp

Robert Marqusee
Director, Rural Economic Development
(712) 279-6609
rmarqusee@sioux-city.org

Agricultural Conservation Easements



Agricultural conservation easement programs ensure that farms like these will remain available for food production for generations to come.

Definition

Agricultural conservation easements are deed restrictions landowners voluntarily place on their property to keep land available for agriculture. They are flexible documents tailored to each property and the needs of individual landowners. They may cover an entire parcel or portions of a property. Landowners (grantors) may either donate or sell easements to qualified conservation organizations, including: private land trusts, soil and water conservation districts and public agencies such as local, tribal and state governments. The conservation organization (grantee) is responsible for monitoring and enforcing the restrictions set forth in the agreement. After the easement is granted, the landowner retains title to the property and can continue to live on and/or use the property.

Background

At least 55 local governments and 27 states have developed programs to purchase agricultural conservation easements. Furthermore, the USDA Natural Resources

Conservation Service offers matching funds to established programs. Agricultural conservation easement programs and federal support for them exists because the farmland that is essential to America's food production is also flat, well drained and inexpensive to develop. By permanently protecting agricultural land, agricultural conservation easement programs preserve the capacity to produce food locally now and for future generations, setting the stage for community environments in which access to fresh food is something all citizens are accustomed to and rely on.

Many farmers who enter into agriculture conservation easements continue to grow crops and raise animals on their land, but a farmer does not necessarily have to farm under an agriculture conservation agreement. He must maintain his land in such a state that farming could resume in the future. Whether in use or not, communities enjoy the local history and culture, open space and environmental amenities that preserved farmland provides.

The community is not the only party to benefit when farmers sell or donate their development rights, farmers

More farmers are interested in selling their development rights than the agencies have funds to purchase.

benefit too. For those who want to keep the farm in the family for generations, agricultural conservation easements offer a form of estate planning. After selling their development rights farmer's taxes generally go down, and if they donate their rights rather than selling them there is a federal tax benefit. Selling development rights is also a way of tapping into the equity of one's property and gaining capital that can be put towards farm improvements, debt or retirement.

How County Governments Can Support Farmland Conservation Easements

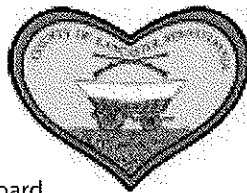
County governments can support agricultural conservation easement programs first and foremost by making such programs available to their constituents. Counties can support legislation and funding for agricultural conservation easements or work through the state or federal government to provide farmers with a conservation easement option. Counties also can support a non-profit organization's creation of a land trust. Once a conservation agency has been established, county governments can support them by giving funds and/or political support.

Best Practice Example: Farmland Conservation Easements

Lancaster County, PA

About

In 1978, a group of Lancaster County citizens created an Agriculture Preservation Task Force and began lobbying the Board of Commissioners to take advantage of a recently passed state law that allowed for the purchase of development rights. They were motivated out of dismay at the loss of prime agricultural land and also out of a desire to preserve the farms that represented their livelihood, their heritage and their culture. After three years their work paid off and the Lancaster County Commissioners appointed a nine member Agricultural Preserve Board. Three years later, the county added staff members and made the Agricultural Preserve Board into an official department charged



with administering the purchase of development rights program for farmers.

During the nineties, the sizable Amish and Mennonite communities in Lancaster County became interested in conserving their farmland as well, and the Lancaster Farmland Trust was created. The Lancaster Farmland Trust functions as a compliment to the Agricultural Preserve Board, offering a non-governmental option for preserving farmland. In 1999, both conservation agencies became incorporated into the Pennsylvania state agricultural program.

Since their inception the two conservation agencies have preserved over 69,000 acres of farmland, with the Agricultural Preserve Board preserving over 54,000 acres and the Lancaster Farmland Trust preserving over 15,000. This represents over a tenth of the land in the county. Today, both organizations have wait lists; more farmers are interested in selling their development rights than the agencies have funds to purchase. Of course, for those who can afford donate all or some of their development rights, the wait list is much shorter.

A farmer may also have a shorter wait depending upon the characteristics of his or her land. The Agricultural Preserve Board receives a sizable portion of its funding from the state, and as such is required to use GIS technology to rank which farms it should buy development rights from. Using GIS, the Agricultural Preserve Board compares soil quality, development potential, farm potential, and clustering (how close the farm is to others that have sold their development rights). The Lancaster Farmland Trust receives less funding through the state but has greater flexibility in how it prioritizes farms. Donations from local municipalities also help the conservation agencies in their work.

The efforts of Lancaster County's two agricultural conservation agencies have a strong overlap with the efforts of the County Planning Commission. Since 1992, the County of Lancaster has been targeting new development to designated growth areas. Recently, the Commission also established designated rural areas. Because the state of Pennsylvania is a commonwealth, the County does not have ultimate authority when it comes to land use planning; the townships and Burroughs do. The Commission's plan is a suggestion, but generally the municipalities respect it. The work of the Agricultural Preserve Board

and the Lancaster Farmland Trust further strengthens the Commission's strategic plan by reinforcing the 'designated rural areas' with conserved farmland.

Lancaster County's Role

The County of Lancaster has played a major role in the agricultural conservation easement programs. The Agricultural Preserve Board is an official county department, with a nine member board and a staff of six people including a Director appointed by the Board of Commissioners. The county also provides generous funding to the Agriculture Preserve Board. In 2006 and 2007 it provided eight million dollars through a specially created bond. The county also supports the Lancaster Farmland Trust with one million dollars in 2006 and again in 2007.

The designated rural and growth areas that the Lancaster County Planning Commission has set have a significant influence on where the Agricultural Preserve Board and the Lancaster Farmland Trust purchase development rights. In addition, the goals and projects to which the Planning Commission is committed also influence their work. The Planning Commission is currently working to find

innovative ways to maintain a vibrant farm economy, such as using methane from manure to create a renewable energy source and looking to connect farmers with the niche markets of nearby cities on the Eastern Seaboard. The Agricultural Preserve Board and the Lancaster Farmland Trust keep this in mind when they interact with farmers.

Benefits to the Community

By putting aside 69,000+ acres of land for the sole purpose of farming, Lancaster County has created stability and assurance that agriculture will remain as a mainstay in the local economy. This is especially important for young people who have watched agricultural infrastructure dwindle in other agrarian communities due to changes in land use practices, but nonetheless want to remain in their community and continue in the tradition of their ancestors. Knowing that there is enough critical land mass to maintain farm suppliers and service providers such as shipping, storage and processing gives future farmers the peace of mind to follow their dreams.

Preserving farmland has also encouraged smart growth in Lancaster County. The County's zoning and agricultural conservation

By putting aside 69,000+ acres of land for the sole purpose of farming, Lancaster County has created stability and assurance that agriculture will remain as a mainstay in the local economy.



Conserved farmland in Lancaster County.

easement programs have resulted in seventy five percent of new buildings going up in designated growth areas, areas that are easily serviced by municipalities. This higher density development has saved local governments a significant amount of money in infrastructure costs.

Preserving farmland in Lancaster County is also beneficial because it ensures a constant future supply of fresh foods to constituents. Preserving farmland does not always have this effect, because in some counties farms are dedicated solely to producing a few commodity crops, but in Lancaster County there are a number of farms producing a wide range of fresh foods. These foods are sold at farm stands and farmers markets, and served in local restaurants.

Peer-to-Peer Advice

Asked what they would say to officials interested in starting agriculture conservation easement programs in their own counties, leaders of the Lancaster farmland conservation effort gave the following advice:

- There are plenty of reasons to conserve farmland: to prevent sprawl, to maintain a strong farm economy, food security both at the local and national level. Certain arguments will resonate more in different communities, and in some communities you'll face more skepticism than others. Always be prepared to answer the question: Would the value of the land be greater if it were put to other uses?

— Matt Knepper, Director, Lancaster County Agricultural Preserve Board

- The easy part is preserving the land. Preserving agriculture, which is the idea behind farmland conservation easements, is much harder. To do so, local governments must help farmers adapt to changing markets and the global economy and ensure that some kind of agricultural industry continues.

— Dean Severson, Lancaster County Planning Commission

- Farmland conservation agencies exist to assist people in maintaining a lifestyle and a community. The best way to go about doing that is to develop a reputable program and strong personal relationships with local farmers.

— Peter Olmstead, Lancaster Farmland Trust

For More Information

Lancaster County Agricultural Preserve Board
www.co.lancaster.pa.us/lanco/cwp/view.asp?A=371&Q=384772

Matt Knepper
 Agricultural Preserve Board
 50 N. Duke St
 P.O. Box 83480
 Lancaster, Pa. 17608-3480
 (717) 299-8355

Lancaster Farmland Trust
www.lancasterfarmlandtrust.org/index.html

Peter Olmstead
 Lancaster Farmland Trust
 125 Lancaster Avenue
 Strasburg, PA 17579
 717-687-8484



**County of Prince Edward
Board of Supervisors
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 17
Department: Planning and Community Development
Staff Contact: Jonathan Pickett
Issue: Amendment to Building Inspection Fee Schedule

Summary: The Building Official's office has been receiving an increasing number of requests to inspect adult group homes in the county. These facilities are usually single family homes that are converted into group quarters. Before they can be used as group homes the Building Official has to inspect the structures to insure all fire and other safety codes are met.

Presently, the inspection fee schedule does not address these type inspections. Therefore, the Building Official is recommending that a new classification entitled "Occupancy Permits" be added to the County fee schedule with a proposed fee of \$75.

Attachments: Proposed amended fee schedule.

Recommendation: Staff recommends the amended fee schedule be approved.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

**PRINCE EDWARD COUNTY
BUILDING PERMIT FEES
EFFECTIVE JULY 1, 2009**

No permit to begin work for new construction or other building operation shall be issued until the fees prescribed in this section have been paid. The fees shall be affixed at the following rates:

(1)	<i>Single-family/Multi-family and duplex dwellings.</i>	Minimum \$ 150
	<i>Or, per square foot.</i>	\$.20
(2)	<i>Manufactured Homes</i>	Minimum \$ 100
	<i>Or, per square foot.</i>	\$.10
(3)	<i>Additions:</i>	
	<i>Additions or remodeling to living area.</i>	Minimum \$ 75
	<i>Or, per square foot.</i>	\$.15
	<i> Pools (above ground)</i>	\$ 35
	<i> Pools (in-ground)</i>	\$ 75
	<i> Carports, porches, decks</i>	\$ 75
	<i> Garages (sheds/shops)</i>	
	<i> Less than 150 sq ft</i>	no fee
	<i> More than 150 sq ft</i>	Minimum \$ 75 or \$.15 sq ft
(4)	<i>Electrical, plumbing and mechanical</i>	\$ 50
	<i>(each must be pulled in addition to new construction permit)</i>	
	<i>Electrical reconnect</i>	\$ 35
(5)	<i>Farm buildings: (must provide tax form Schedule F)</i>	no fee
	<i>Electrical connection to farm building.</i>	\$ 35
(6)	<i>Demolition</i>	\$ 50
(7)	<i>Churches, volunteer fire departments, rescue squads:</i>	charge commercial rate

(8) *Commercial:*

New structures.	Minimum \$ 150
Or, per square foot:	
Up to 10,000 square feet.	\$.12
Over 10,000 square feet	\$.08
Additions	Minimum \$ 100
Or, per square foot.	\$.10
Electrical, plumbing, mechanical	\$ 100
(each must be pulled in addition to new construction permit)	

(9) *Towers.*

New Construction.	\$ 750
Collocation	\$ 500

(10) *Amusement Rides (mechanical)*

Major	(per ride) \$ 35
Kiddie	(per ride) \$ 15

(11) *Signs* \$ 40

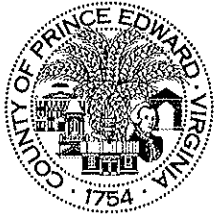
(12) *Request for refund, 80% of permit cost.*

(13) *Building Official may impose re-inspection fee after 2nd failure* \$ 25

(14) *Building permits required for construction costs over \$2,000*

→ (15) ***Occupancy Permit (excludes new construction, addition, remodel)*** \$ 75

** The Commonwealth of Virginia imposes a 2 % levy on all building permit fees.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 18-a
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: Committee Report - Public Participation Process

Summary: At the August Board meeting, Chairman Fore appointed a committee comprising Supervisor Gilfillan, Supervisors McKay and Supervisor Wiley, which was charged with the task of recommending to the Board a process by which the County could manage the questions asked by citizens during Public Participation.

The Committee met on August 26, 2009 and reviewed all of the input provided by other localities through the Virginia Institute of Government. Following much discussion, the Committee drafted the following "Public Participation Response Policy":

Public Participation is a time set aside for citizens to share their thoughts, ideas and concerns. An official record is made of each person's contribution tonight and will be directed to the County Administrator for follow-up; any necessary follow-up will be noted and tracked. Follow-up may consist of an immediate response, or planned action by the County Administrator or Board, or by placement on a future Board agenda. Tonight's agenda cannot be changed because the public needs advance knowledge of and the opportunity to review related materials regarding items addressed by the Board. To further assist public information, the Board requests our Administrator, Attorney or county staff immediately correct any factual error that might occur.

The committee recommends (1) that the Board adopt this policy and (2) requests that the Chairman read this statement at the beginning of Public Participating at each Board of Supervisors meeting.

Attachments: None.

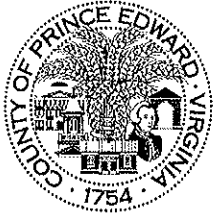
Recommendation: Accept the Committee's recommendations.

Motion _____
 Second _____

Fore _____
 McKay _____
 Ward _____

Gilfillan _____
 Moore _____
 Wiley _____

Jones _____
 Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 19
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: County Administrator's Report

Summary: The County Administrator will provide a verbal report to the Board.

Attachments: None.

Recommendation: To Be Determined.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 20
Department: County Administration/County Attorney
Staff Contact: W.W. Bartlett/James R. Ennis
Issue: Closed Session

Summary: (*Sample Motion*) I move that the Prince Edward County Board of Supervisors convene in Closed Session for consultation with legal counsel for the purpose of discussing pending litigation, pursuant to the exemption provided for in Section 2.2-3711(A)(7) of the *Code of Virginia*.

Attachments: None.

Recommendation: Convene in Closed Session

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 21
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Correspondence

Summary:

Attachments:

- a. VACo Region 4 Caucus

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Virginia Association of Counties

Virginia Association of Counties

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General Counsel
William A. Errico, Esq., CAE

7 E. Main St.
Suite 300
Stafford, Virginia
2019-3627

ONE: 804-788-6652
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Email: mail@vaco.org
Web site: www.vaco.org

August 25, 2009

Mr. Harrison A. Moody
Supervisor
Dinwiddie County
10876 Zilles Rd.
Blackstone, VA 23824

Dear Harrison:

Your current term on the Board of Directors expires at the end of this year. According to VACo's By-Laws, you are not eligible to serve additional terms.

As the incumbent regional representative, you are urged to assemble a caucus of the counties from your region (Region 4) to determine who will represent your region on the VACo Board of Directors for the 2-year term ending December 31, 2011. We have scheduled the Blue Ridge Room for your regional caucus at VACo's annual conference at 4:15 p.m., Sunday, November 8, 2009.

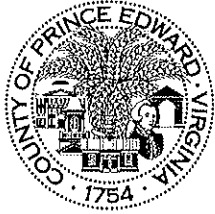
Should you need additional information, please call me.

Sincerely,

James D. Campbell, CAE
Executive Director

Copies to:

Region 4 County Administrators ✓
Region 4 Board of Supervisors Chairmen ✓



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: September 8, 2009
Item No.: 22
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Informational

Summary:

Attachments:

- a. CRC September Meeting Agenda
- b. Blackstone Area Bus Quarterly News

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



IN PARTNERSHIP WITH

The counties of Amelia | Buckingham | Charlotte | Cumberland | Lunenburg | Prince Edward and Longwood University

MEETING AGENDA

Thursday, September 3, 2009, 7:00 p.m.
Commonwealth Regional Council Office
One Mill Street, Suite 101
Farmville, Virginia 23901

****Installation of New Chairman (passing the gavel)****

- I. Welcome & Call to Order..... Chairman Walker
II. Invocation
III. Approval of Minutes of August 6, 2009 Meeting..... Secretary Bates
IV. Treasurers' Report – August Financial Statement, Attachment 1 Treasurer Moore
V. Report of Officers & Committees
A. Chairman's Report..... Chairman Walker
B. Executive Committee Report (No Report This Month)
C. Report on Chief Administrative Officer's Committee Meeting, Attachment 2
VI. Old Business..... Chairman Walker
A. President & Staff Reports
1) Report on CRC Vehicle Bids, Attachment 3..... Mary Hickman
2) Report on CRC Rural Long Range Plan Activities..... Melody Foster
3) Discussion - Farmville/Hampden-Sydney Membership
4) Council Member Comments
VII. New Business Chairman Walker
A. President & Staff Reports
1) CRC 2008-2009 Financial Audit Report Larry Sneed
Burnett & Sneed
2) Tourism/Marketing Update Pat MacKenzie
3) Report on Meeting with Senator Webb Representatives Mary Hickman
4) Draft Letter to Senator Webb Concerning EDA Funding, Attachment 4 Mary Hickman
5) Buckingham County Transportation Enhancement Project Contract Amendment, Attachment 5..... Todd Fortune
6) Request from the Town of Victoria for Grant Writing Assistance/ Contract Agreement Attachment 6 Todd Fortune
7) VAPDC Membership, Attachment 7..... Mary Hickman
8) Request from Prince Edward County for Letter of Support for EDA Grant, Attachment 8 Mary Hickman
9) Annual Performance Report on VDOT Rural Transportation Planning Assistance Program, Attachment 9..... Melody Foster
10) Council Member Comments
VIII. Commonwealth Intergovernmental Review Process, Attachment 10
IX. Council Member Comments
X. Other Business



**Commonwealth Regional Council
Farmville, VA 23901
August 6, 2009**

Welcome & Call to Order

The Vice-Chairman called the meeting to order at 7:00 p.m. at the Commonwealth Regional Council Office located at One Mill Street, Suite 101, Farmville, Virginia. The Vice-Chairman stated Chairman Walker was unable to attend the meeting due to traveling to Mississippi to Coach the Charlotte County Dixie Youth All-Star Majors team in the Dixie Youth World Series.

INVOCATION

Mr. Moore gave the invocation.

APPROVAL OF MINUTES OF June 4, 2009 MEETING

Dr. Bates moved and Ms. Atkins seconded to approve the minutes as presented. Motion carried.

ROLL CALL**MEMBERS****PRESENT****ABSENT**

Amelia:

Mr. Ellsworth J. Bennett
*Mr. Ralph A. Whitaker, Jr.

Mr. Ellsworth J. Bennett

Buckingham:

Dr. Brian Bates
*Mr. F.D. LeSueur

Dr. Brian Bates
(Secretary)

Charlotte:

Mr. Gary Walker
*Mr. Haywood J. Hamlet

Mr. Gary Walker
(Chairman)

Cumberland:

Mr. Bill Osl, Jr.
Mr. Van Petty

Mr. Bill Osl, Jr.

Lunenburg:

Mr. George Ingram
*Mr David Wingold

Mr. George Ingram
(Vice-Chairman)

Prince Edward:

Mr. James Moore
*Mr. William G. Fore, Jr.

Mr. James Moore
(Treasurer)

Longwood University:
Ms. Brenda Atkins Ms. Brenda Atkins
*Dr. Wayne McWee

NOTE: *Denotes Alternates

STAFF

Ms. Mary Hickman, Acting President/CEO
Ms. Melody Foster, Regional Planner
Mr. Andre' Gilliam, Community Development Planner
Mr. Todd Fortune, Community Development Planner
Ms. Pat MacKenzie, Marketing Associate
Ms. Barbara Terry, Planner (Part Time)

Treasurer's Report

July Financial Statement: Mr. Moore reported the July Treasurer's Report and Financial Statement were included in the packet for review. Mr. Moore stated cash on hand as of July 31, 2009 of \$576,087.83.

Mr. Moore moved and Dr. Bates seconded to approve the report as presented. Motion carried.

Report of Officers & Committees

Chairman's Report: The Vice-Chairman stated there was no report.

Executive Committee Report: The Executive Committee met on July 15, 2009 at the CRC offices. The following items were discussed at the Executive Committee meeting.

CRC Office Lease Renewal: The Vice-Chairman stated the Executive Committee is recommending that the CRC approve the renewal of the lease for office space for three years. The monthly rate was slated to increase from \$2,500 to \$3,000, however the landlord has agreed to hold the rate to \$2,500 for the next three years.

Mr. Moore moved and Ms. Atkins seconded to approve the extension of the lease for office space at One Mill Street, Suite 101, for the next three years at a rate of \$2,500 per month. Motion carried.

CRC Office Vehicle: The Vice-Chairman stated the vehicle is currently not been used and the cost for upkeep last year was \$4,300. The 2004 Ford Explorer has 84,780 miles and has a Blue Book value (in good condition) of \$8,165. The Executive Committee recommended to dispose of the vehicle and continue paying reimbursement to staff for mileage traveled for business as presented in the budget. It was also suggested that, as an option, local member localities would be contacted to see if they would be interested in purchasing the vehicle.

Ms. Hickman stated the CRC has discussed previously selling the vehicle and in 2005 received three bids with the highest bid being \$7,100. At that time the Blue Book value was \$15,000.

That bid was not accepted. There was discussion on the matter.

Dr. Bates moved and Ms. Atkins seconded to send a notice by email to CRC members: Amelia, Buckingham, Charlotte, Cumberland, Lunenburg, Prince Edward and Longwood University and provide them 15 days to submit a sealed bid to purchase the vehicle. The CRC reserves the right to refuse all bids. Motion was amended by Mr. Moore to include former members Hampden-Sydney and the Town of Farmville as well as Nottoway County. Motion carried.

It was stated if no bids are received staff are directed to advertise the vehicle to the public for bids. Bids that are received will be brought back to the September CRC meeting for acceptance by the CRC board.

FY 2010 Budget Accrued Leave Inclusion: The Vice-Chairman stated the Executive Committee recommends amending the FY 09-10 budget to include the accrued leave, as of June 30, 2009 - \$64,496.19 as an expense.

Ms. Hickman stated during a recent review of the approved budget, she had noted that accrued leave for staff was not included as a liability under expenses. Ms. Hickman stated accrued vacation leave is payable to an employee if she/he leaves the organization and has a limit of carry forward each fiscal year based on years of service with a maximum payout at time of separation of 36 days. Sick leave is non-compensable at time of separation, however, if a staff person becomes ill, sick leave can be used up to a maximum accumulation of 120 days. Compensatory leave is payable to an employee if she/he leaves with a maximum accumulation of 80 hours. Therefore, all of these benefits are liabilities to the Council's budget.

Ms. Atkins moved and Dr. Bates seconded to amend the FY 09-10 CRC Budget to include accrued leave in the amount of \$64,496.19 as an expense. Motion carried.

Status Report on Farmville/Hampden-Sydney Membership: Mr. Moore stated he had discussions with Dr. Gordon concerning membership in the CRC as well as the new President of Hampden-Sydney College, Dr. Christopher Howard. Ms. Atkins stated Dr. Howard has met with the President of Longwood and has expressed interest in economic development.

The Vice-Chairman stated the Executive Committee recommends that all members continue to communicate with Farmville officials the CRC's desire for them to return as members. It was also the Executive Committee's recommendation to visit Dr. Howard in the Fall and present him a copy of the CRC's Annual Report and discuss the CRC's programs with him at that time.

Regional Hazard Mitigation Grant Update: Ms. Hickman stated the Virginia Department of Emergency Management (VDEM) contacted CRC staff, Todd Fortune, in mid-July regarding the CRC application for funding to update the CRC Regional Hazard Mitigation Plan. Nottoway County has expressed reservations over their proposed share of the cash match for the grant, specifically their required cash match per their participation in the CRC Plan Update. At the time of the application submission, Nottoway indicated their intention to participate by way of cash match. Nottoway County has inquired to VDEM about applying for grant funds to develop a separate plan. Ms. Hickman stated VDEM staff discussed with Mr. Fortune the CRC providing Nottoway County the option of contributing in-kind match versus cash. This option was discussed with Nottoway County Planner, Steve Ferguson who stated while he was not

authorized to approve the option, if offered; he would take to the Nottoway County Board of Supervisors for their consideration. Ms. Hickman stated the Executive Committee held discussions on whether the CRC would be receptive to Nottoway County using in-kind as opposed to a cash match as other CRC member localities would be providing. It was the Executive Committee's recommendation that if Nottoway County would like to participate in the Update of the CRC Regional Hazard Mitigation Plan, they would need to provide the \$3,350 cash match as proposed. CRC members have indicated their intent to provide a \$2,200 cash match to participate.

There was discussion on the matter. Mr. Fortune stated Nottoway County stated their intention to participate before the costs for participation were prepared. After the costs were provided that showed Nottoway would pay a higher cost than member localities, Nottoway began to discuss dissention. There was discussion that member localities should receive a benefit for being a member of the CRC and therefore receive a reduced rate than a non-due paying member.

Dr. Bates moved and Ms. Atkins to request that Nottoway County provide cash match as a requirement to participate in the Update of CRC Regional Hazard Mitigation Plan. Motion carried.

Kemper Consulting, Inc.: Ms. Hickman stated the Executive Committee also discussed the feasibility of contacting Kemper Consulting to see if they would be receptive to terminating their contract at the end of July. The contract term was for September 15, 2008 thru August 31, 2009. This could net the CRC a savings of \$2,500 to \$3,000. Ms. Hickman stated Kemper's contract was renegotiated in December to a lower amount. Ms. Hickman stated the Executive Committee directed her to contact Kemper to discuss terminating the contract. Ms. Hickman stated she spoke with Ms. Marianne Radcliff of Kemper on Wednesday, August 5, 2009. Ms. Radcliff stated the total fee is budgeted on a monthly basis to spread the costs out evenly over the contract period. Ms. Radcliff also noted the firms' deduction in fees this past December and regretfully would not be able to terminate the contract one month early.

Mr. Moore moved and Dr. Bates seconded to the originally agreed upon termination of contract date of August 31, 2009 for Kemper Consulting, Inc. Motion carried.

Financials: Ms. Hickman noted to council members the new format for the financial statement information provided to members in the monthly board packet. This new format was at the request of the CRC Treasurer, Mr. James Moore to provide more detailed information to members.

Housekeeping Items: Ms. Hickman stated the Town of Drakes Branch requested assistance from the CRC on a Comprehensive Plan Amendment in June that was approved by the CRC pending acceptance of the proposal by the Drakes Branch Town Council. The draft contract was sent to Drakes Branch in June for action at the Town's July meeting. However, due to an oversight, the signature of the former President, Mr. Danny Fore was not obtained before his departure. Therefore, Ms. Hickman requested authorization to sign the contract in her Acting capacity. Mr. Moore moved and Dr. Bates seconded to authorize Ms. Hickman to execute the contract between Drakes Branch and the CRC. Motion carried.

Ms. Hickman stated she discussed with the Executive Committee clarification on her title as Acting President/CEO when the Bylaws states the title would be Executive Director. Ms. Hickman stated when Mr. Fore was hired it was stated in his contract that his title would be President/CEO. Ms. Hickman stated the Executive Committee recommended that the title go back to Executive Director, due to the main focus of the organization returning back to Planning. There was discussion.

Dr. Bates moved that the title remain as Acting President/CEO to be consistent. It was the consensus of the members to approve the title of Acting President/CEO. It was discussed to have the Executive Committee review the CRC Bylaws in relation to the title of the chief administrative officer of the CRC.

Report on Chief Administrative Officer's Committee Meeting: Ms. Hickman stated this will be an item added each month to the Council packet for information. Ms. Hickman stated staff have been meeting monthly with the Chief Administrative Officers of the CRC membership since the CRC was established in 2005. Ms. Hickman stated she wanted to provide a copy of the agenda of these meetings in order that Council members be aware of items discussed and allow them to seek additional comments on any items discussed.

Council Member Comments: Ms. Atkins reported that Dr. Edward Gordon gave Longwood University's Nursing Program \$1 million dollars to be used for equipment for a simulation lab. Ms. Atkins stated the Virginia Tobacco Commission also approved a grant fund request in the amount of \$325,800 for equipment for the simulation lab. Ms. Atkins stated Longwood still needs \$2.6 million for renovations.

Mr. Ingram stated Victoria is celebrating its Centennial this year. Mr. Ingram also commented the Town of Victoria's Railroad Park and how well it is coming along. Mr. Ingram also stated the Town of Kenbridge hosted the Darling's State Softball Tournament which drew a large crowd.

Mr. Moore encouraged people to go by the Robert Russa Moton Museum. Mr. Moore stated with the recent work on the windows the Museum looks really nice. Mr. Moore also congratulated Mr. Andre' Gilliam for all of his work on the grants received by the Museum.

Old Business

President & Staff Reports:

Tourism/Marketing Update: Ms. MacKenzie reported advertising on both of the CRC's websites: virginiashartland.org and tourism.virginiashartland.org are starting to pay off.

The CRC received a free advertisement on Civilwar.com, that includes an advertorial and a photo. Ms. MacKenzie stated using Google Analytics she has determined that during the period of June 27th- July 27th the CRC's tourism website received 81 new visitors of which 14% were civilwar.com referrals. Also, people are visiting the Virginia.org website to view the Virginia is for Lovers Sweepstakes, which currently has the CRC package, "A Sojourn through Virginia's Historic Heartland" featured. This also, has provided hits to the CRC's websites and provided free advertisement for this area. Ms. MacKenzie stated on the business industrial side, the

CRC's websites have received 425 hits during the period of June 27th – July 27th.

Ms. MacKenzie stated as reported at previous meetings, the CRC advertised in the *Virginia Travel Values* publication. Ms. MacKenzie stated a copy of the publication was provided to each Council Member in their board packet. Ms. MacKenzie stated the Virginia Heartland region was featured in this edition with the front page picture featuring Sailor's Creek Battlefield State Park. Ms. MacKenzie's advertorial was featured on pages 4 and 5 of the edition. There were also numerous other advertisements of the region included in the edition. Ms. MacKenzie stated the CRC were hand delivered advanced copies of the edition by the Art Director, Mr. Mike Hurt at the National Trails Day celebration held in Farmville on June 6, 2009. Ms. MacKenzie stated after talking with the Art Director, discovered he is a Lunenburg County native. Mr. Hurt has offered to assist the CRC in providing advertising design, free of charge in the future. Ms. MacKenzie stated she has already distributed over 1,200 copies of the publication in the region. Ms. MacKenzie stated that the Manor Resort has indicated because of the advertisement they placed in the *Virginia Travel Values* publication as well as the Virginia's Heartland advertisements, they have received numerous phone calls and written communication regarding their Resort.

Ms. MacKenzie stated that while Mr. Hurt has offered his services free of charge, he does have a full time job and may not always be able to accommodate a request in a time crunch situation. Therefore, Ms. MacKenzie stated she had spoken to Ms. Atkins regarding contacting the Longwood University's Arts Department to see if students can assist the CRC in designing ads in various sizes that will enable the CRC to respond to requests in situations where a quick turnaround is necessary. Ms. MacKenzie stated she has received several offers for free advertising, however, the request for ads have been for very specific sizes that the CRC does not always have available. The relationship with the students and Mr. Hurt could solve this current problem.

Ms. MacKenzie stated the next edition of *Virginia Travel Values* will be distributed on September 30, 2009. Ms. MacKenzie stated Media General the parent company of the publication has stated ad sales are booming since this publication hit the streets in June.

Ms. MacKenzie stated the CRC also advertised this past Spring in the *Shenandoah Valley and Beyond* magazine. Ms. MacKenzie stated after this publication was published the CRC's website received 30 visitors from the Charlottesville area.

Ms. MacKenzie stated this past year, utilizing the funds from the Special Appropriation, the CRC created a driving tour for the *Virginia is for Lover's* sweepstakes package. Ms. MacKenzie stated after creating the driving tour for the sweepstakes package it was decided to make the driving tour more generic so that anyone could use the information to visit the area. The driving tour is downloadable on the CRC's website. It was also decided to create a map to be used with the written driving tour. Copies of the printed map arrived in the office the day before the meeting. Ms. MacKenzie passed out copies of the map to each Council member present at the meeting. Ms. MacKenzie stated the driving tour will also be produced in audio and put on a CD so that it can be listened to while driving the tour. Ms. MacKenzie stated she will be contacting the Longwood University Dramatic Arts Department to see if students are interested in participating in the audio CD. Ms. MacKenzie stated the map provides the website address for downloading the written driving tour. Ms. MacKenzie stated she has begun working

on taking the written driving tour provided and turning it into a booklet form that would be distributed with the maps to interested persons.

New Business

President & Staff Reports

Request from Victoria for Grant Writing Assistance to DCR: Mr. Fortune stated on July 23, 2009 the Town of Victoria requested the CRC's assistance in applying for grant funds from the Virginia Department of Conservation and Recreation (VDCR) 2009 Recreational Trails Program. The due date for the application was July 31, 2009. Therefore, due to the time constraints the Executive Committee was polled and approved the request for assistance. The Town is applying for \$100,000 in funding to construct a recreational trail within the Victoria Railroad Park and extending from Railroad Avenue to Twin Cemetery Road in the Town of Victoria. The total project budget is \$130,000. The application was completed and delivered on time. There is \$800,000 available in funding for this program.

Request from Drakes Branch for Grant Writing Assistance for USDA Application: Ms. Hickman stated the Town of Drakes Branch requested the CRC's assistance in applying for grant/loan funds in the amount of \$4 million from Rural Development to address the town's water and sewer upgrades for the proposed private prison. The application was due July 22, 2009. Ms. Hickman stated that due to the urgency of the request, and there not being a July CRC meeting scheduled, the CRC Executive Committee, by email consensus, approved the Town of Drakes Branch's request for assistance. Ms. Hickman stated this application was part of a \$18 million dollar project to support the building of the proposed prison in Charlotte County.

Request for an Amendment to the Victoria Transportation Enhancement Contract for a Time Extension: Mr. Fortune reported that the CRC assisted the Town of Victoria in the initial grant award for the Victoria Transportation Enhancement Project. Since that time, the Town has received an additional \$383,000 award of funds and would like for the CRC to administer the continuation of this project. Therefore, the CRC is proposing an amendment to the original contract to extend the contract for 18 months and receive an additional compensation of \$8,000 for these services.

Mr. Moore moved and Dr. Bates seconded to approve the request for an amendment to the contract to continue services. Motion carried.

CRC Planning Project Status Report: Ms. Hickman stated enclosed in the packet is a status report on projects as of August of 2009. Ms. Hickman stated since February of 2009, the CRC has picked up two new construction projects and five grant writing contracts. Also, under Other Regional Activities, three new items have been added that Ms. MacKenzie, Marketing Associate has been involved in; Staunton River PCDB TMDL Committee, High Bridge Trail National Trails Day Celebration and Regional Service Approach (inexpensive marketing/advertisement opportunities).

Tobacco Commission, FY10 Special Projects Recommendations: Mr. Gilliam reported that the Tobacco Commission has released the funding of FY10 Special Projects funding. Mr.

Gilliam stated the CRC assisted the Moton Museum in seeking funding for the Moton 2011: the Permanent Exhibition. The Moton Museum was awarded funding in the amount of \$520,000. Mr. Gilliam stated these funds will be utilized for the design of the Permanent Exhibition. The Museum will still be seeking additional funds in the future.

Report on Virginia Summit on Broadband Access: Ms. Foster stated enclosed in the packet is the program from the Virginia Summit on Broadband Access that was held on Monday, July 27, 2009 at the Piedmont Virginia Community College in Charlottesville, Virginia. Ms. Foster stated the CRC has assisted Charlotte County in administering the funds they received from the Rural Broadband Planning Initiative through DHCD. Ms. Foster stated she was invited by Charlotte County to attend the Summit as well as a meeting that was held later in the day with DHCD in Richmond concerning the Stimulus funds. Ms. Foster stated DHCD had originally sent notifications to localities that had received funding through the Rural Broadband Planning Initiative that were in a position to pursue Stimulus funds that DHCD would be submitting a Statewide grant on behalf of those selected localities. However, after learning more about the program, DHCD notified the localities at the meeting on July 27th that it would not be advantageous for the localities to be submitted as a group application, but would fare better individually, due to the fact that the application would only be as good as it's weakest link. Charlotte County had made the decision to wait and not apply in the first round. Ms. Foster stated there were only two workshops held on the Broadband Stimulus funds on the East Coast prior to the submittal date. The workshop held in Charlottesville while touted as informational, was a very good opportunity for someone to get first hand information if they were planning on applying for the Stimulus Funds. Ms. Foster stated the CRC has also been assisting Lunenburg and Amelia County in administering funds from DHCD for Broadband Access.

Draft CRC Annual Report: Ms. MacKenzie stated Draft copies of the FY 09 Annual Report were included in the packet for Council members review and comment. Ms. MacKenzie stated she has received two estimates for printing; one at \$1,400 and the other \$630. Longwood Printing was the lowest estimate coming in at \$630.

Dr. Bates moved and Mr. Moore seconded to accept the lowest estimate from Longwood Printing at \$630 to print the CRC Annual Report. Motion carried.

Other Business:

Commonwealth Intergovernmental Review Process (CIRPS): Ms. Foster stated the Chief Administrative Officers reviewed the following CIRPS:

- USDA/Drakes Branch, Upgrade of Town's Water/Sewer System
- USDA/Kenbridge, Purchase Equipment Chipper

Mr. Moore moved and Dr. Bates seconded to give the listed CIRPS a Level One – no comment. Motion carried.

Adjournment: The meeting adjourned at 8:10 p.m.

Brian Bates, Secretary

BABS QUARTERLY

VOLUME 1 ISSUE 2 SUMMER 2009

NEW DINWIDDIE ROUTE UP AND RUNNING

The Dinwiddie Express bus route began its services on April 6 of this year. So far the bus has performed well and is gradually increasing its rider ship.

Although called the Dinwiddie Express, the route also runs into Petersburg and has a bus stop at the new Petersburg Transfer Facility. At the new transfer facility, the busses also link up with the Greater Richmond Transit Company (GRTC).

The route travels Route 40 to McKenney and then travels Route 1 and makes stops in DeWitt, Dinwiddie Courthouse and Petersburg.



Above: A rider getting onboard the Dinwiddie Express

The bus route is still very new, but everyone at BABS is very excited about the opportunity that this route brings. Being able to link up with Petersburg Area Transit and GRTC are great for the entire region.

Through July that route has already seen large increases. The route has carried over 700 people in only a few months with 305 of them being carried in July alone.

SUCCESSFUL GRAND OPENING

The Grand Opening for the new bus facility took place on January 12th, 2009. We had a wonderful crowd of about 60 people from all over the Southside region. Speakers at the event included Blackstone Mayor Billy Coleburn, Blackstone Town Manager Larry Pal-

more, Kenbridge Construction representative Stuart Taylor and Department of Rail and Public Transit (DRPT) representative Darrel Feasel. We are proud of our new facility and welcome everyone to come take a look.



INSIDE THIS ISSUE:

DINWIDDIE EXPRESS 1

SUCCESSFUL GRAND OPENING 1

BABS TROLLEY-DING DING! 2

Other BABS News 2

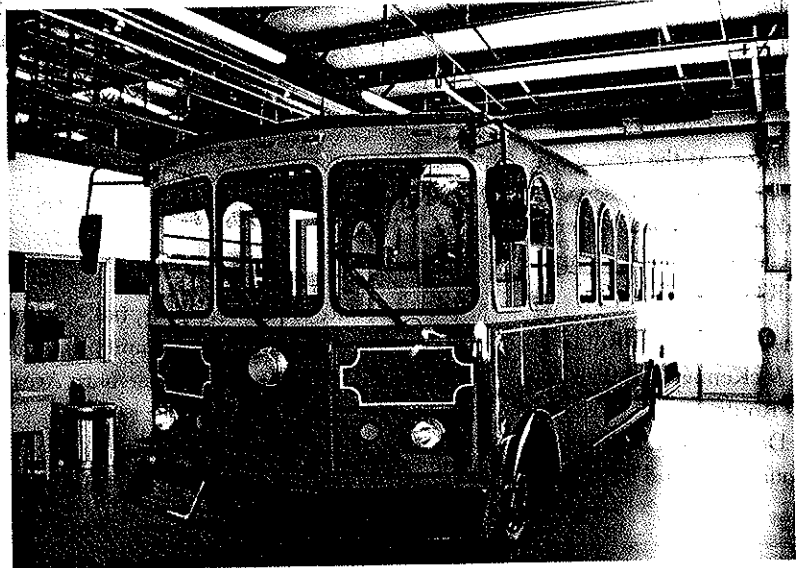
Record Setting Year at BABS 3

Other BABS Headlines

Ding Ding!!

The Blackstone Area Bus System has a Trolley! Much attention has been focused around the trolley lately with many questions being asked. The trolley is expected to begin operations in the early fall and a downtown express is scheduled. The plan is that the trolley will run three hours a day between 11 a.m. and 2 p.m. The trolley will begin at the bus shop and work it's way down Main Street all the way to Food Lion and Wal-Mart. We are hoping that many of the downtown business owners and workers will be able to utilize the trolley throughout the lunch hour.

Another question has been where did the money come from and why did we choose a trolley. The money came from the State of Virginia along with the Federal Government with no funds coming from Blackstone or any of the other localities served by the bus system. We are looking forward to getting the trolley in service so that all can enjoy it.



Crewe Cutting Service

Due to Nottoway County Budget cuts, the Crewe-Burkeville express will be cutting its route to only three days a week instead of four. In a letter written to the Nottoway County Board of Supervisors, Transportation Director Jennifer Beck told them that since \$10,000 was required for four day operation and only \$8,000 was budgeted that the route would have to be dropped to only three days. The scheduled day to go into effect is October 1st. The Crewe-Burkeville route is the second busiest route that BABS operates. From 2007 to 2008 the route increased ridership by 35% and is on pace in 2009 for another substantial increase.

Brunswick to Run Four Days a Week Again

The Brunswick Express will start running four days a week again starting August 24th. During the summer months the bus has only run two days a week because school is out. Students from Southside Virginia Community College is Alberta are very dedicated BABS riders.

Possible Fort Pickett Bus Route?

In the works is a plan to look at the possibility of starting a bus route to and from Fort Pickett. A feasibility study will be done in the near future to study the demand for the route. If the demand is there along with the funding, BABS may be adding another route which would be very beneficial to both the soldiers at Fort. Pickett and the local economy.



BABS

BLACKSTONE AREA BUS SYSTEM

BLACKSTONE AREA BUS SYSTEM

Blackstone Area Bus System
101 BABS Lane
Blackstone, Virginia 23824

Phone: 434-292-3025
Fax: 434-292-3026
Email: Jennifer.beck@Blackstonebus.com

WE'RE ON THE WEB

WWW.BLACKSTONEBUS.COM

TAKE BABS. SHE'LL GET YOU THERE

BABS is off to a great start in 2009. After BABS record year in 2008 when we carried over 33,000 people, we are on pace to break that this year. Through seven months BABS has already carried 5,000 more riders than last year at this time.

Route	2007 Totals	2008 Totals	2008 Jan-July	2009 Jan-July
BABS	11,543	13,116	6,826	9,391
Brunswick Express	2,915	3,363	1,583	2,157
Crewes-Burkeville	4,592	6,154	3,226	3,402
Amelia/Prince Edward	3,166	4,390	2,244	2,598
Buckingham/Cumberland	3,080	3,031	1,612	2,196
Kenbridge/Victoria	3,376	3,146	1,604	2,107
Dinwiddie**	n/a	n/a	n/a	703
	28,672	33,191	17,095	22,554

** - Started April 2009

RECORD SETTING YEAR

2008 was a banner year for BABS. All of our systems combined to carry 33,191 riders, almost 5,000 more than in 2007. Four of the Six routes saw a dramatic increase while two of the routes remained steady. The two routes that saw the largest increase were the Blackstone route and the Crewes-Burkeville Express.

The Blackstone route saw about a 12% increase in ridership increasing from 11,543 to 13,116 while the Crewes-Burkeville Express saw an astounding 35% increase from 4,592 to 6,154.

2009 is continuing on the upward trend that 2008 ended on. So far this year all 7 routes are easily outdoing 2008 with Blackstone seeing the largest increase by carrying almost 3,000 more riders.

Monthly Winners

The Blackstone Area Bus System recently held its first bus pass drawing for the month of July. Every rider is eligible to fill out one entry form every time they get on the bus. July's winners were two of our most dedicated riders who ride BABS on a daily basis. Our two winners were Kay Brewington of

Burkeville, and Jacquie Reese of Blackstone. Both received a 1 month pass good for the month of August as well as a bag full of prizes.

Pictured Below: From Left, Jacquie Reese, Kay Brewington and dedicated BABS driver Rudy Ludvick





**County of Prince Edward
Board of Supervisors
Agenda Summary**

Meeting Date: September 8, 2009
Item No.: 23
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Monthly Reports

Summary:

Attachments:

- a. Animal Control
- b. Building Official
- c. Cannery
- d. PERT

Recommendation: Acceptance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Animal Control Monthly Report

"August 2009"

Dogs

Picked Up	46
Claimed By Owner	4
Adopted	3
Died in Kennel	0
Euthanized	22
Transferred to SPCA	17
Dead on Arrival	0

Wildlife

Handled	1
Euthanized	1

Livestock

Returned to Owner	0
Died in Kennel	0

Other Companion Animals

Returned to Owner	0
-------------------	---

Cats

Picked Up	49
Claimed By Owner	0
Adopted	0
Euthanized	33
Died in Kennel	1
Transferred to SPCA	15
Dead on Arrival	0

Number of Calls to Shelter 130

Summons Issued 13

Warrants Served 0

Days in Court 1

Nuisance Dogs 4

Dangerous Dogs 0

Fees Collected \$190.00

Bill the Town of Farmville

23 Cats housed (7 days each)

Total \$805.00

Total Fees Collected \$190.00

S. Ray Foster & Vicki Horn, Animal Control

BUILDING OFFICIAL
Permits Issued Report
8/01/2009 Through 8/31/2009

BI411

ADDITIONS	- Issued	7
	- Value	\$152,000.00
	- Permit Fees	\$734.40
	- 2.00% STATE TAX	\$14.50
	- Fees Collected	\$.00
COMMERCIAL	- Issued	1
	- Value	\$48,989.00
	- Permit Fees	\$.00
	- 2.00% STATE TAX	\$.00
	- Fees Collected	\$.00
ONE & TWO FAMILY DWELLING	- Issued	8
	- Value	\$990,647.00
	- Permit Fees	\$2,853.20
	- 2.00% STATE TAX	\$55.72
	- Fees Collected	\$.00
ELECTRICAL	- Issued	27
	- Value	\$.00
	- Permit Fees	\$1,700.00
	- 2.00% STATE TAX	\$33.75
	- Fees Collected	\$.00
FARM BUILDINGS	- Issued	3
	- Value	\$58,450.00
	- Permit Fees	\$.00
	- 2.00% STATE TAX	\$.00
	- Fees Collected	\$.00
MECHANICAL	- Issued	16
	- Value	\$6,300.00
	- Permit Fees	\$1,050.00
	- 2.00% STATE TAX	\$21.00
	- Fees Collected	\$.00
MECHANICAL/GAS	- Issued	3
	- Value	\$.00
	- Permit Fees	\$150.00
	- 2.00% STATE TAX	\$3.00
	- Fees Collected	\$.00
MANUFACTURED HOMES	- Issued	6
	- Value	\$115,450.00
	- Permit Fees	\$657.60
	- 2.00% STATE TAX	\$13.15
	- Fees Collected	\$.00
PLUMBING	- Issued	24
	- Value	\$.00
	- Permit Fees	\$1,550.00
	- 2.00% STATE TAX	\$30.75
	- Fees Collected	\$.00
REMODELING	- Issued	8
	- Value	\$282,000.00
	- Permit Fees	\$801.20
	- 2.00% STATE TAX	\$16.02
	- Fees Collected	\$.00
Total Permits - Issued		103
Total Permits - Value		\$1,653,836.00
Total Permits - Permit Fees		\$9,496.40
Total Permits - State TAX 2%		187.89
		\$9,684.29

INSPECTIONS FOR AUGUST

112

PRINCE EDWARD COUNTY CANNERY

7916 Abilene Road
Farmville, Virginia 23901

LENA HUDDLESTON
Cannery Manager
434-223-8664
Home 434-392-4218

August 2009 Cannery Report

Another hot and busy month at the Cannery, the following cans were canned:

2497 (qt.)	@	.48 =	1198.56
357 (pt)	@	.40 =	142.80
67 Patrons usage	@	1.00 =	67.00
30 % out of county			5.12
178 gal.	@	1.25 =	<u>222.50</u>
TOTAL			\$1635.98

L. Huddleston

dbw

**PERT RIDERSHIP
MONTH OF JULY 2009**

WEEK	DATE	PASSENGER COUNT	BUS LINE
Wednesday	1	17	ORANGE
Thursday	2	13	GREEN
Friday	3	25	ORANGE
Monday	6	8	GREEN
Tuesday	7	28	ORANGE
Wednesday	8	22	ORANGE
Thursday	9	13	GREEN
Friday	10	25	ORANGE
Monday	13	7	GREEN
Tuesday	14	15	ORANGE
Wednesday	15	17	ORANGE
Thursday	16	5	GREEN
Friday	17	20	ORANGE
Monday	20	10	GREEN
Tuesday	21	25	ORANGE
Wednesday	22	4	ORANGE
Thursday	23	9	GREEN
Friday	24	19	ORANGE
Monday	27	14	GREEN
Tuesday	28	14	ORANGE
Wednesday	29	11	ORANGE
Thursday	30	6	GREEN
Friday	31	15	ORANGE
TOTAL		342	

<u>BUS LINE</u>	<u>ROUTE</u>	<u>DAYS OF OPERATION</u>
GREEN	Prospect / Pamplin	Mondays & Thursdays
ORANGE	Mcherrin / Green Bay	Tuesdays, Wednesdays, & Fridays