

**PRINCE EDWARD COUNTY
BOARD OF SUPERVISORS**

SUPERVISORS
BOARD MEETING

February 10, 2009
7:00 P.M.

A G E N D A

- 7:00 p.m.**
1. The Chairman will call the February meeting to order.
 2. Invocation
 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*
 4. **CONSENT AGENDA:**
 - a. Treasurer's Report: November 2008
Delinquent Real Estate Subject to Sale
 - b. Approval of Minutes: January 13, 2009 @ 5:00 p.m.
January 13, 2009 @ 7:00 p.m.
January 24, 2009 @ 8:00 a.m.
 - c. Review of Accounts & Claims
 - 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.
 - e. Erroneous Assessments: Nancy M. Belknap (\$71.69 – Real Estate)
Maxine Hicks Gandy (\$52.50 – Real Estate)
James L. Whitlock (\$33.50 – Real Estate)
 5. Highway Matters: Alan Leatherwood, Resident Engineer
 6. FY 08 Audit: Matthew A. McLearn, CPA. Robinson, Farmer, Cox Associates
 7. High Bridge Trail State Park Update: Eric Houglan, Park Manager
- 7:30 p.m.**
8. **PUBLIC HEARING: COUNTY ANIMAL CONTROL ORDINANCE**
(The Board will receive public input prior to considering amendments to extend to year-round the County's restriction on dogs running at large.)
 9. **PUBLIC HEARING: COUNTY SUBDIVISION ORDINANCE**
(The Board will receive public input prior to considering amendments to require evidence of payment for private improvements prior to acceptance into a public system)
 10. School Board Appointments: District 401 (McKay)
District 701 (Gilfillan)
 11. Resolution: NAACP Centennial Anniversary
 12. Request from William F. Watkins, Jr.

- 8:00 p.m. 13. County Attorney's Report**
a. Appointment of Deputy County Attorney
- 14. County Administrator's Report**
a. County Utility System Update
b. County Water & Sewer Ordinances – Authorize Public Hearing
c. Wiley & Wilson Proposal – Utility Organization Services
d. PPEA – Approve Proceeding with Detailed Stage of Review
e. Wiley & Wilson Proposal – PPEA Review Assistance
f. FY 2010 Federal Appropriations Request
- 15. Excerpt of January Meeting Minutes**
- 16. Correspondence:**
a. E-Mail, RE: Sandy River Protection Overlay District
b. VDOT, RE: Six Year Improvement Program
c. VDCR, RE: Parking for High Bridge Trail State Park
d. Clerk of Circuit Court, RE: Appointment to Electoral Board
e. APA, RE: Annual Audit of Clerk of Circuit Court
- 17. Informational:**
a. Central Virginia Electric Cooperative Rate Increase
b. N.Y. Times News Article: RE: Regional Jail
- 18. Monthly Reports:**
a. Animal Control
b. Building Official
c. Cannery
d. Prince Edward County Public Schools
e. PERT

(NOTE: Additional agenda items may be added to the Table Packet, which will be available for review after 4:30 p.m. on Tuesday, February 10, 2009.)



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 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 **February** meeting of the Prince Edward Board of Supervisors and ask for an invocation.

Attachments: None.

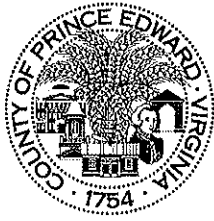
Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 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: February 10, 2009
Item No.: 4-a
Department: Board of Supervisors
Staff Contact: Mable Shanaberger
Issue: Consent Agenda - Treasurer's Report

Summary: The Treasurer is requesting authorization from the Board to advertise the attached list of delinquent properties for sale.

Attachments: November 2008 Treasurer's Report
Delinquent Real Estate Subject to Sale

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	\$ 156,294.81		
General Fund Res. for Investments	\$ 6,154,113.59	\$ 6,310,408.40	*
PPEA Fund		\$ 5,000.00	
Industrial Development Authority Fund		\$ 45,468.27	
Recreation Fund Res for Investments		\$ 25,608.68	
Forfeited Assets Fd. Res. for Inv.		\$ 128,925.56	
School Capital Projects Fund--VPSA		\$ 183.55	
School Capital Projects Fund--QZAB01		\$ 414.98	
Underground Storage Tank Fund		\$ 20,000.00	
Economic Development Fund		\$ 1,132,926.98	
Board of Public Welfare Special Acct.		\$ 2,806.55	
Piedmont ASAP Fund		\$ 234,072.00	
School Fund		\$ -	
Landfill Construction Fund		\$ 80,808.28	
PCS Fund		\$ 277,332.26	
Revenue Sharing Fund		\$ (447,797.91)	
Retirement Benefits Fund		\$ (1,389.00)	
School Capital Projects Fund--QZAB02		\$ 372,132.29	
Dare Donations Fund		\$ 4,041.36	
School Cafeteria Fund		\$ 164,732.81	
Cash in Office			\$ 1,000.00
Cash in Banks			\$ 1,527,019.86
Warrants Payable (School Fund)			\$ -
General Fund Investments			\$ 6,154,113.59
VPSA Investments			\$ 183.55
QZAB01 Investments			\$ 414.98
Underground Storage Tank Fund			\$ 20,000.00
Recreation Fund Investments			\$ 25,608.68
QZAB02 Investments			\$ 372,132.29
Landfill Construction Fund for Investment			\$ 80,808.28
Forfeited Asset Fd for Investment			\$ 128,925.56
Industrial Dev Auth Fd for Inv			\$ 45,468.27
Totals:		\$ 8,355,675.06	\$ 8,355,675.06
*Of this \$6,310,408.40 in the General Fund, \$6,109,231.01 is encumbered for:			
Transfers In:	Retirement Benefits Fund	30,900.00	
	School Fund	5,286,408.71	
	VPA Fund	395,039.53	
	Landfill Construction Fund	0.00	
	Debt Obligations	396,882.77	
	Total	6,109,231.01	
This leaves an unencumbered balance of \$201,177.39) in the General Fund.			

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

Checking Accounts:

Benchmark Community Bank	\$	52,887.44
Wachovia Bank	\$	129,537.99
BB&T	\$	3,364,183.95
Bank of America	\$	286,839.04

Total: **\$ 3,833,448.42**

Investment Accounts:

Benchmark Community Bank	\$	749,315.66
Wachovia Bank	\$	-
Citizens Bank & Trust Company	\$	35,000.00
BB&T	\$	1,569,052.60
Planters Bank & Trust	\$	200,000.00
Mentor Investments	\$	161,834.43
SNAP (State Non-Arbitrage Plan)	\$	183.55
Bank of America	\$	1,805,840.40

Total: **\$ 4,521,226.64**

Mable H. Shanaberger, Treasurer

Prince Edward County Board of Supervisors

Description	Sub-Fund Balances	Fund Balances	Account Balances
General Fund	\$ 125,786.30		
General Fund Res. for Investments	\$ 8,126,390.34	\$ 8,252,176.64	*
Prince Edward Community Dev Fund		\$ -	
Industrial Development Authority Fund		\$ 1,133,426.11	
Recreation Fund Res for Investments		\$ 25,549.84	
Forfeited Assets Fd. Res. for Inv.		\$ 159,259.57	
School Capital Projects Fund--VPSA		\$ 28,749.96	
School Capital Projects Fund--QZAB01		\$ 15,008.80	
Underground Storage Tank Fund		\$ 20,000.00	
Economic Development Fund		\$ (50,000.00)	
Board of Public Welfare Special Acct.		\$ 2,257.68	
Piedmont ASAP Fund		\$ 173,877.66	
School Fund		\$ -	
Landfill Construction Fund		\$ 477,652.83	
PCS Fund		\$ 248,552.99	
Revenue Sharing Fund		\$ (71,029.14)	
Retirement Benefits Fund		\$ 19,152.00	
School Capital Projects Fund--QZAB02		\$ 689,034.90	
Dare Donations Fund		\$ 5,343.70	
School Cafeteria Fund		\$ 231,689.72	
Cash in Office			\$ 1,000.00
Cash in Banks			\$ 684,630.91
Warrants Payable (School Fund)			\$ -
General Fund Investments			\$ 8,126,390.34
VPSA Investments			\$ 28,749.96
QZAB01 Investments			\$ 15,008.80
Underground Storage Tank Fund			\$ 20,000.00
Recreation Fund Investments			\$ 25,549.84
QZAB02 Investments			\$ 689,034.90
Landfill Construction Fund for Investment			\$ 477,652.83
Forfeited Asset Fd for Investment			\$ 159,259.57
Industrial Dev Auth Fd for Inv			\$ 1,133,426.11
Totals:		\$ 11,360,703.26	\$ 11,360,703.26
*Of this \$8,252,176.64 in the General Fund, \$7,466,919.68 is encumbered for:			
	Transfers to:		
	School Fund	5,297,528.02	
	VPA Fund	322,258.66	
	Economic Develop. Fund	1,300,000.00	
	Debt Obligations	547,133.00	
	Total	7,466,919.68	
This leaves an unencumbered balance of \$785,256.96 in the General Fund.			

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

Checking Accounts:

Benchmark Community Bank	\$	80,470.50
Wachovia Bank	\$	85,853.07
BB&T	\$	4,483,511.85
Bank of America	\$	235,000.00

Total: **\$ 4,884,835.42**

Investment Accounts:

	\$	-
Benchmark Community Bank	\$	749,315.66
Wachovia Bank	\$	200,000.00
Citizens Bank & Trust Company	\$	535,000.00
BB&T	\$	2,100,077.69
Planters Bank & Trust	\$	700,000.00
Mentor Investments	\$	157,884.05
SNAP (State Non-Arbitrage Plan)	\$	28,749.96
Bank of America	\$	2,003,840.48

Total: **\$ 6,474,867.84**

Mable H. Shanaberger, Treasurer

Prince Edward County
OFFICE OF THE TREASURER
P.O. BOX 522
Farmville, Virginia 23901

MABLE H. SHANABERGER
TREASURER

Tel. (434) 392-3454

Fax (434) 392-3490

Email: treasurer@co.prince-edward.va.us



BARBARA R. LEE
DEPUTY TREASURER III

CAROL A. OVERSTREET
DEPUTY TREASURER II

February 4, 2009

William G. Fore, Jr., Chairman
Howard F. Simpson, Vice-Chair
Robert M. Jones
James C. Moore
Lacy B. Ward, Sr.
Sally W. Gilfillan
Mattie P. Wiley

RE: Delinquent real estate taxes

Dear Members of the Board of Supervisors:

Please find following a list of real estate parcels that are delinquent for at least three years. I request authorization to commence proceedings under the authority of § 58.1-3965 et seq. of the Code of Virginia to sell these parcels for payment of delinquent taxes.

Notification has been mailed to each of these delinquent taxpayers informing them of impending legal action. These parcels are to be advertised in the February 12, 2009 printing of The Farmville Herald. Any parcel may be redeemed at any time before the date of sale by payment of all taxes, penalties, interest, and collection costs.

Thank you for your assistance in this matter.

Sincerely,

Mable H. Shanaberger
Prince Edward County Treasurer

NOTICE

**COUNTY OF PRINCE EDWARD
JUDICIAL SALE OF REAL PROPERTY**

On February 12, 2009 proceedings will be commenced under the authority of § 58.1-3965 et seq. of the Code of Virginia to sell the following parcels for payment of delinquent taxes:

<u>NAME</u>	<u>DESCRIPTION</u>	<u>MAP #</u>
<u>BUFFALO DISTRICT</u>		
COMPANION JOEY & JOSEPH JULES	LOBLOLLY LAKE SEC C LOT 3	059 3 3C
GUILL TANYA L	BUFFALO FOREST LOT 6	057 3 6
HASKINS HYLINER L	PAMPLIN DB 229/908	044 A 77A
HASKINS HYLNER L	COCKRAN	059 A 23
KEENAN VICTOR L & ROSA J	LOBLOLLY LAKE LOT 1	046 3 1
MORTON ETTA B	DOTSON LOT 3	086 5 3
SHELTON JUDITH A	PAMPLIN	058 A 1
WALKER COLONEL D & ROSALEE	OAKES	059 A 5
WALKER COLONEL D & ROSALEE	HELMS	059 A 6
WALKER ROSALEE HUGHES ET AL	WOMACK WADE PARCEL A	074 1 A
WILSON CLAIBORNE	PAYNE	086 A 7B
WOMACK GEORGE WILLIAM	CARTER-SOUTHALL SEE 48 A 8	062 A 1C
WRIGHT OLLIE W & DOROTHY S	GRAY LOT 9	044 4 9
WRIGHT OLLIE W & DOROTHY S	LIGON	044 A 106
<u>FARMVILLE DISTRICT</u>		
CALLAS CHRISTY A	TATE	022 A 123
HUTCHINS ROY WAYNE	SMITH	025 A 18
KELLEY ETHEL MAE	KELLEY 0.19 AC	023 A 7
<u>HAMPDEN DISTRICT</u>		
ATKINS W T	VIRSO	121 A 54
BAILEY PHILLIP A & ANITA T	ABILENE	101 2 10B
CHIDESTER CALVIN JR	CEDAR CROFT EST LOT 14	091 3 14
EGGLESTON GEORGE ET AL	SMITH LOTS 28A & 28B	113 A 28A
EVANS ETHEL ANDERSON	DICKINSON 9 AC	049 A 39
EVANS ETHEL MAY	MOHAUPT	065 A 77
ODINO BESSIE	STOKES	079 A 22
PETERSON KEITH W & DEVORA G	DICKINSON	078 A 1A
REDD HENRIETTA	BOOKER 3.5 AC	079 A 54
ROARK HOWARD L	GUTHRIE	079 5 8
ROBINSON ALICE J	GREEN ACS S D LOT 3 SEC 1	079A 1 3
ROSARIO QUWANDA JONES	OAK RIDGE S D LOT 4 SEC I	077A 1 4
STEVENS HYACINTH & STEVENS EVELYN	EVANSVILLE PART VIII 2 AC	076 3 8
STOKES MARY ARLENE	PRIDE	112 A 24
STOKES WARREN R	COLLEGE	049 A 45
THOMAS CASSANDRA DENISE	BOULDIN	113 A 26C
TRENT DAMON	BROWN	064 A 95A
TRENT SALLIE	BROWN	064 A 95
WALTON JAMES WILBERT	BOOKER	113 A 20
WATSON ASHLEY NEAL	NEAL PARCEL I 26.19 AC	121 1 1
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 1	063 4 1
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 2	063 4 2
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 3	063 4 3
WILKERSON ROBERT DWIGHT	AARON JOHNSON SUBDIVISION LOT 5	063 5 5
WILKERSON ROBERT DWIGHT	AARON JOHNSON SUBDIVISION LOT 7	063 5 7
WOMACK PETER JR & ELSIE H	RICHIE 1 AC	092 A 25

NOTICE

**COUNTY OF PRINCE EDWARD
JUDICIAL SALE OF REAL PROPERTY**

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<u>NAME</u>	<u>DESCRIPTION</u>	<u>MAP #</u>
<u>BUFFALO DISTRICT</u>		
COMPANION JOEY & JOSEPH JULES	LOBLOLLY LAKE SEC C LOT 3	059 3 3C
GUILL TANYA L	BUFFALO FOREST LOT 6	057 3 6
HASKINS HYLNER L	PAMPLIN DB 229/908	044 A 77A
HASKINS HYLNER L	COCKRAN	059 A 23
KEENAN VICTOR L & ROSA J	LOBLOLLY LAKE LOT 1	046 3 1
MORTON ETTA B	DOTSON LOT 3	086 5 3
SHELTON JUDITH A	PAMPLIN	058 A 1
WALKER COLONEL D & ROSALEE	OAKES	059 A 5
WALKER COLONEL D & ROSALEE	HELMS	059 A 6
WALKER ROSALEE HUGHES ET AL	WOMACK WADE PARCEL A	074 1 A
WILSON CLAIBORNE	PAYNE	086 A 7B
WOMACK GEORGE WILLIAM	CARTER-SOUTHALL SEE 48 A 8	062 A 1C
WRIGHT OLLIE W & DOROTHY S	GRAY LOT 9	044 4 9
WRIGHT OLLIE W & DOROTHY S	LIGON	044 A 106
<u>FARMVILLE DISTRICT</u>		
CALLAS CHRISTY A	TATE	022 A 123
HUTCHINS ROY WAYNE	SMITH	025 A 18
KELLEY ETHEL MAE	KELLEY 0.19 AC	023 A 7
<u>HAMPDEN DISTRICT</u>		
ATKINS W T	VIRSO	121 A 54
BAILEY PHILLIP A & ANITA T	ABILENE	101 2 10B
CHIDESTER CALVIN JR	CEDAR CROFT EST LOT 14	091 3 14
EGGLESTON GEORGE ET AL	SMITH LOTS 28A & 28B	113 A 28A
EVANS ETHEL ANDERSON	DICKINSON 9 AC	049 A 39
EVANS ETHEL MAY	MOHAUPT	065 A 77
ODINO BESSIE	STOKES	079 A 22
PETERSON KEITH W & DEVORA G	DICKINSON	078 A 1A
REDD HENRIETTA	BOOKER 3.5 AC	079 A 54
ROARK HOWARD L	GUTHRIE	079 5 8
ROBINSON ALICE J	GREEN ACS S D LOT 3 SEC 1	079A 1 3
ROSARIO QUWANDA JONES	OAK RIDGE S D LOT 4 SEC I	077A 1 4
STEVENS HYACINTH & STEVENS EVELYN	EVANSVILLE PART VIII 2 AC	076 3 8
STOKES MARY ARLENE	PRIDE	112 A 24
STOKES WARREN R	COLLEGE	049 A 45
THOMAS CASSANDRA DENISE	BOULDIN	113 A 26C
TRENT DAMON	BROWN	064 A 95A
TRENT SALLIE	BROWN	064 A 95
WALTON JAMES WILBERT	BOOKER	113 A 20
WATSON ASHLEY NEAL	NEAL PARCEL I 26.19 AC	121 1 1
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 1	063 4 1
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 2	063 4 2
WILKERSON ROBERT DWIGHT	THE JOHNSON PLACE LOT 3	063 4 3
WILKERSON ROBERT DWIGHT	AARON JOHNSON SUBDIVISION LOT 5	063 5 5
WILKERSON ROBERT DWIGHT	AARON JOHNSON SUBDIVISION LOT 7	063 5 7
WOMACK PETER JR & ELSIE H	RICHIE 1 AC	092 A 25

LEIGH DISTRICT

BRATHWAITE COLLIN F	THE CEDARS LOT B	114	2	B
CARTER PAUL	IRBY 3.05 A C	109	A	16
COOPER TIMOTHY D & JANET ECHOLS	GREEN BAY	107	1	1
DEMARCO ANTHONY C	CHAMBERS	107	A	34
HAMLIN JAMES EDWARD	ANDERSON	082	A	21
HUNT BEATRICE WOOD	DANCE	093	A	22D
HUNT HENRY BERNARD	JOY LOT 2	115	10	2
JEFFERSON WILLIE JR ET AL	CARTER 7 AC DB 206/63	109	A	3
JOHNS W L JR	DAVIS	115	A	36
NEWMAN CURTIS L JR & DONNA M	SILCOX LOT #1	122	A	28C
NEWMAN CURTIS L JR & DONNA M	MEHERRIN	122	A	30
OWEN CHARLES SCOTT	FLIPPEN	095	A	5
STALLINGS URIAH EDWARD SHANE	HATTERS CREEK ESTATES LOT 40 SEC C	107	2C	40
STELLY GARY JR	GREEN BAY ACRES LOT 4	107	4	4
STOKES FANNIE	HOLMES	115	A	54
STOKES PAULINE W	WATKINS	105	A	8A
TANNER HORACE & IRENE T HENLEY	MEAGUS 1 A C	109	A	6

LOCKETT DISTRICT

ALICIA ANGELA	BRADSHAW	042	A	6G
DOVE SIDNEY JOHN & VA G EST ET AL	DAVID N DOVE	056	A	60
EASTER BOBBY G & GRACIE G	PRICE LOT 6	028	1	6
EPPS ROBERT F & LUCY J	WEAVER	070	A	29
HASKINS WILLIAM E	MILLER LOT B	070	2	B
HASKINS WILLIAM E & DONNA M	MILLER LOT A	070	2	A
HILL MABEL L ET AL	DOVE	056	A	60A
LEE MARK D & SHERBY J	WEAVER	070	A	39
SMITH BERLEAN E ET AL	J S BRADSHAW	070	A	74A
WEST ARNOLD N ET ALS	BONDURANT	052	A	35
WILLIAMS MARGARET V	FLIPPEN	070	5	B3

PROSPECT DISTRICT

BEASLEY JAMES E	CARR 4 AC	007	A	49
BENNETT ALBERT JR ET ALS	GREEN LOT #6 DB 240/817	047	A	38
BOYD DOROTHY L	PINEVIEW ACRES SUBD LOT 6	047A	1	6
BROWN EDWARD T	HOLLOMAN 1 AC	020	4	1A
BROWN JAMES H JR & KATE S	CARTER SUB DIV LOT 7	033	1	7
BROWN NORA	CLAY 1 AC	019	A	24
CUFFIE MOSES T	WELTON 1.50 AC	021	A	48
DUPUY ANNIE	WOODSON 1 AC	020	A	18
EPPERSON ROYCE C	JACKSON WARD MANOR LOT 3	020A	1	3
FERGUSON HOWARD	FERGUSON 0.143 AC	044	A	17
HASKINS ADELL	DURPHY 1 AC	044	A	38
HUBBARD YVONNE & MALLORY MARY	LIGON	033	A	39
JONES BETTY	LEWIS	033	A	132
JORDAN LARRY L & EVELYN L	BOOKER JONES CARR BRISENTINE	007	A	52C
LEWARNE JAMES E & SANDRA M	BRISENTINE	019	A	7
LIGON RAYMOND EVERETT	LIGON	033	A	40
LIGON RAYMOND EVERETT	WILTSE	033	A	41
MOSLEY CHRISTOPHER C	HENDRICKS DB 241/064	046	A	96
MOSLEY CHRISTOPHER C	LINDSEY TOWN TAYLOR DB 241/064	046	A	97
MOSLEY CHRISTOPHER C	LINDSEY TOWN TAYLOR DB 288/492	046	A	99
SHELTON LESLIE WAYNE	BLISS	021	A	49
SKATES GLENN W & SHIRLEY A	CLAY	019	A	40
WATKINS CARL W & CYNTHIA R	FOUR ALLEN'S ESTATE LOT 11	031	8	11

PROSPECT DISTRICT (continued)

WILLIAMS EDDIE ESTATE	LINDSAY TOWN	000	95
WOMACK GEORGE W	HARRIS DB 244/097 261/295	047	A 48
WOMACK THERESA ANGY & WILSON	THOMPSON KYLE LOT D	033	4 D
WOMACK THERESA ANGY & WILSON	THOMPSON KYLE LOT 5	034	2 5
YOUNG JUSTINE A	BRISENTINE	019	A 64

FARMVILLE CORPORATION DISTRICT

ANDERSON BUCK & ELIZ C HARGRAVE	H S ROAD 6.9AC	023A8	A 26
BAKER LUCY M	PT 131 WGV TM 230207	023A4	12 7
BANKS JOHN & JOHN JR	PT 32 JR TM 300105	023A4171	5
BANKS JOHN & JOHN JR	PT 28 TJG VA ST TM 300106	023A4171	6
BARKSDALE MARC FINLEY	PT TM222201 ELY DB 262/005	023A8	2 2
BOLDING TOM & IDA	1/2 OF 308 HURDS TM 261105	023A7	711 5
BRUCE ALLISON KERSH & ANNE	LOTS 11 TO 22 B-13 HURDS TM 221704	023A7	617 4
BYRD H STEVEN	CRESTVIEW S D II LOT 58	037A	4 58
BYRD H STEVEN	CRESTVIEW S D II LOT 61	037A	4 61
BYRD PEGGY A	LOT BEECH ST JACKSON TM 231309	023A4	113 9
FRAZIER DARRELL DEVON	PT LOTS 305 & 306 HURDS TM 261102A & 26	023A7	711 2A
IRVING F T JR	LOT 29 & 2/3 OF 28 B-2 EMV TM 291309B	023A81913	9C
LEATHERWOOD AMY R ALVIS	LOTS 7 & 8 NOBLIN	023A101	7
LEATHERWOOD AMY R ALVIS	PT LOT 4 WARD	023A102	4A
REDD FLOYD & LOUISE	LOT 3 & PT 4 B-13 EMV TM 281303F	023A81413	1B
SCOTT GREGORY	LOT 8 H-S ROAD DB 233/763	023A8	A 17
TAYLOR ASA D & NINA MARIE	PT 300302A LOT SERPELL ST	023A5	13 1D
THARPE LISA ANN	LOTS 18-19-20-21-22 B2 EMV TM 291308	023A81913	8A
WATKINS MILDRED G	LOT PT 68 & 69 VDV PT TM271207	023A8	912 7A

THE OWNER OF ANY PROPERTY LISTED MAY REDEEM AT ANY TIME BEFORE THE DATE OF SALE BY
PAYING ALL ACCUMULATED TAXES, PENALTIES, INTEREST, AND COSTS THEREON.

MABLE H SHANABERGER
TREASURER



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 4-b
Department: Board of Supervisors
Staff Contact: Karin Everhart
Issue: Consent Agenda – Minutes

Summary: Board meeting minutes are attached.

Attachments: January 13, 2009 @ 5:00 p.m.
January 13, 2009 @ 7:00 p.m.
January 24, 2009 @ 8:00 a.m.

Recommendation: Approval.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 4-c
Department: Accounts Payable
Staff Contact: Barbara Poulston
Issue: Consent Agenda – Review of Accounts & Claims

Summary:

Attachments: Addendum Bill List

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

2/03/2009

FROM DATE- 1/27/2009
TO DATE- 2/03/2009

ACCOUNTS PAYABLE CHECKS
PRINCE EDWARD

FUND NO.	DESCRIPTION	\$\$\$ PAY \$\$\$
100	GENERAL FUND	\$279,527.96
115	POPLAR HILL COMMUNITY DEV AUTHORITY	\$40,268.00
331	LANDFILL CONSTRUCTION FUND	\$6,496.94
732	RETIREMENT BENEFIT FUND	\$2,575.00
741	PIEDMONT COURT SERVICES FUND	\$3,825.40
	TOTAL	332,693.30

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MAJOR# ACCT# 01010	VENDOR NUMBER BOARD OF SUPERVISORS	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
3160	113781	Professional Services DOYNE-BURGER-DAVIS FUNERL	UNID MALE SRR	PROFESSIONAL SERVICE	3,094.75 *
5510	15897	Travel-Mileage FORE WILLIAM G JR	HOMESTEAD 08	MILEAGE	184.04
	15897	FORE WILLIAM G JR	OCT-DEC 08	MILEAGE	15.80
	19875	JONES ROBERT M	OCT-DEC 08	MILEAGE	40.95
	22287	MCKAY CHARLES W	HOMESTEAD 08	MILEAGE	210.02
	22287	MCKAY CHARLES W	OCT-DEC 08	MILEAGE	93.02
	32127	WARD LACY B	OCT-DEC 08	MILEAGE	98.28
5530	11894	Travel-Subsistence & Lodg BUSINESS CARD	1412 PUCKETT109	MEALS	96.75
	15897	FORE WILLIAM G JR	HOMESTEAD 08	MEALS & TIPS	64.47
	22287	MCKAY CHARLES W	HOMESTEAD 08	MEALS	22.80
	32131	WAL-MART COMMUNITY	2238 CO ADM 109	WATER & SOFT DRINKS	51.14
				ACCOUNT TOTAL	235.16 *
				MAJOR TOTAL	3,972.02 **
012110		COUNTY ADMINISTRATOR			
3311	14795	Repairs & Maint-Auto & Eq ESI OF VIRGINIA INC	25531	PHONE REPAIRS	145.00
5210	11894	Postal Services BUSINESS CARD	1412 PUCKETT109	POSTAGE	145.00 *
5230	10097	Telecommunications AT&T	392 8837 109	PHONE	182.84
	22489	MOONSTAR BRS	PECOUNTY 109	DSL	95.00
	28711	EMBARQ	392 8837 109	PHONE	459.24
	30439	US CELLULAR	816442183 109	PHONE	74.62
				ACCOUNT TOTAL	811.70 *
5530	14440	Travel-Subsistence & Lodg PUCKETT SARAH E	EXPENSES 109	MTG REFRESHMENTS	12.30
5810	31374	Dues & Association Member VGFOA	09 DUES BARTLTT	DUES	12.30 *
	31374	VGFOA	09 DUES POULSTN	DUES	35.00
6001	11894	Office Supplies BUSINESS CARD	1412 PUCKETT109	CALENDARS	70.00 *
	11894	BUSINESS CARD	1412 PUCKETT109	ENVELOPES	62.09
	13369	DIAMOND SPRINGS	11393100 109	EQUIP RENTAL	187.60
	20600	KEY OFFICE SUPPLY	354033	CALENDAR/SHT PROTECT	8.95
	20600	KEY OFFICE SUPPLY	354126	CALENDAR/SHT PROTECT	21.16
	20600	KEY OFFICE SUPPLY	354338	CARTRIDGES & TAPES	153.78
				CORRECTION TAPE	5.75

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MAJOR# ACCT#	VENDOR NUMBER NAME	INV#	DESCRIPTION	AMOUNT
6012	20600 KEY OFFICE SUPPLY	354936	PAPER	149.97
	20600 KEY OFFICE SUPPLY	354937	PAPER	167.37
	20600 KEY OFFICE SUPPLY	354938	RING BINDERS	48.28
	20600 KEY OFFICE SUPPLY	354939	COMPUTER PAPER	134.97
			ACCOUNT TOTAL	939.92 *
	Books and Subscriptions			
	12896 CREWE-BURKEVILLE JOURNAL	CO ADM SUBSC 09	SUBSCRIPTION-1 YR	19.00
	31704 VA MUNICIPAL LEAGUE	17996	UPDATE RENEWAL-1 YR	25.00
			ACCOUNT TOTAL	44.00 *
			MAJOR TOTAL	3,492.92 **
012240	INDEPENDENT AUDITOR			
3120	Accountings & Auditing Se 28729 STANLEY HUNT DUPREE &	31004	OPEB REPORT	8,624.08
			ACCOUNT TOTAL	8,624.08 *
			MAJOR TOTAL	8,624.08 **
012310	COMMISSIONER OF REVENUE			
5230	Telecommunications			
	14795 ESI OF VIRGINIA INC	25533	RELOCATED PHONE	95.00
	23933 NTELOS	14147315 109	INTERNET	20.44
	28711 EMBARQ	392 3231 109	PHONE	218.94
			ACCOUNT TOTAL	334.38 *
6001	Office Supplies			
	20600 KEY OFFICE SUPPLY	354086	RIBBON	13.50
	20600 KEY OFFICE SUPPLY	354634	CARTRIDGES	145.98
	20600 KEY OFFICE SUPPLY	354641	BULBS	9.98
			ACCOUNT TOTAL	169.46 *
			MAJOR TOTAL	503.84 **
012320	ASSESSOR			
3160	Professional Services			
	10098 THACKSTON MARSHALL	JAN 20 09	EQUALIZATION BD MTG	100.00
	12359 CHAFFIN WALKIE	JAN 20 09	EQUALIZATION BD MTG	100.00
	15504 FARRAR DORIS W	JAN 20 09	EQUALIZATION BD MTG	100.00
	16142 GARNETT JAMES W JR	JAN 20 09	EQUALIZATION BD MTG	100.00
	32537 WHIRLEY CHERYL B	JAN 20 09	EQUALIZATION BD MTG	100.00
			ACCOUNT TOTAL	500.00 *
			MAJOR TOTAL	500.00 **
012410	TREASURER			
5230	Telecommunications			
	10097 AT&T	392 3454 109	PHONE	106.54
	10099 AT&T	392 3454 109	PHONE	33.59
	28711 EMBARQ	392 3454 109	PHONE	222.98

MAJOR# ACCT#	VENDOR NUMBER	VENDOR NAME	COMMISSION	INV#	DESCRIPTION	ACCOUNT TOTAL	AMOUNT
5410	31859	VA EMPLOYMENT COMMISSION	CR 08 04087		ONLINE SERVICE	453.11 *	453.11 *
	25483	Lease/Rent Equipment					
	25483	PITNEY BOWES FINANCL SERV	6924195 DC08		POSTAGE METER LEASE	3,953.16	3,953.16
		PITNEY BOWES FINANCL SERV	6924195 NV08A		EQUIPMENT LEASE	665.12	665.12
5510	28220	Travel-Mileage	MILEAGE 109		MILEAGE	42.90	42.90 *
		SHANABERGER WABLE					
5810	31374	Dues & Association Member	08 DUES SHANABE		DUES	35.00	35.00 *
		VGFOA					
6001	20600	Office Supplies	353944		DATE STAMPS	8.97	8.97
	20600	KEY OFFICE SUPPLY	354151		POST-IT NOTES	9.98	9.98
	20600	KEY OFFICE SUPPLY	354396		PAPER CLIPS	1.90	1.90
	20600	KEY OFFICE SUPPLY	354402		RUBBER STAMP	9.99	9.99
	20600	KEY OFFICE SUPPLY	354945		MONTHLY PLANNER	8.99	8.99
	20600	KEY OFFICE SUPPLY	355005		CARTRIDGES	149.98	149.98
	20600	KEY OFFICE SUPPLY	355012		CARTRIDGES	339.79 *	339.79 *
6012	15240	Books & Subscriptions	TREAS 109		SUBSCRIPTION	38.00	38.00 *
		FARVILLE HERALD					
6014	14691	Other Operating Supplies	JAN 12 09		BOND FEE	632.00	632.00
	14691	ELLIOTT JAMES W ATTY	JAN 26 09		COURT COSTS	90.00	90.00
	14691	ELLIOTT JAMES W ATTY	JAN 26 09		BOND FEE	800.00	800.00
012510		INFORMATION TECHNOLOGY				1,522.00 *	1,522.00 *
3160		Professional Services				7,059.08 **	7,059.08 **
	11902	BUSINESS DATA OF VA, INC.	103391		TRAVEL EXPENSE	125.00	125.00
	11902	BUSINESS DATA OF VA, INC.	103392		TRAVEL EXPENSE	125.00	125.00
	11902	BUSINESS DATA OF VA, INC.	103398		TRAVEL EXPENSE	125.00	125.00
	11902	BUSINESS DATA OF VA, INC.	103403		TRAVEL EXPENSE	125.00	125.00
	11902	BUSINESS DATA OF VA, INC.	103413		TRAVEL EXPENSE	125.00	125.00
	11902	BUSINESS DATA OF VA, INC.	103415		FEE CONTRACT	2,800.00	2,800.00
013100		ELECTORAL BOARD AND OFFICIALS				3,425.00 *	3,425.00 **
3500	20214	Printing	09 109		PAPER BALLOT ARTWORK	175.00	175.00 *
		UNILECT CORPORATION				175.00 **	175.00 **

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5230	10099	Telecommunications	392 4767 109	PHONE	69.84
	28711	EMBARQ	392 4767 109	PHONE	142.84
				ACCOUNT TOTAL	212.68 *
6001	11406	Office Supplies	EXPENSES 109	ETHERNET CABLE	11.51
		BOLT DALE L			11.51 *
				ACCOUNT TOTAL	224.19 **
021100		CIRCUIT COURT			
5230	28711	Telecommunications	392 5171 109	PHONE	167.92
		EMBARQ			167.92 *
				ACCOUNT TOTAL	
6001	20600	Office Supplies	355102	OFFICE SUPPLIES	20.57
		KEY OFFICE SUPPLY			20.57 *
				ACCOUNT TOTAL	188.49 **
021200		GENERAL DISTRICT COURT			
5230	10097	Telecommunications	392 3623 109	PHONE-JUV PROB	173.70
	10099	AT&T	392 3343 109	PHONE-J&D	86.62
	10099	AT&T	392 4024 109	PHONE-GEN DIST COURT	102.87
	14795	ESI OF VIRGINIA INC	25532	RELOCATE STATIONS	95.00
	28711	EMBARQ	392 3343 109	PHONE-J&D	86.16
	28711	EMBARQ	392 3623 109	PHONE-JUV PROB	101.87
	28711	EMBARQ	392 4024 109	PHONE-GEN DIST COURT	307.00
	30439	US CELLULAR	816442183 109	PHONE	37.31
				ACCOUNT TOTAL	990.53 *
				MAJOR TOTAL	990.53 **
021300		SPECIAL MAGISTRATES			
5230	10099	Telecommunications	392 3750 109	PHONE	115.22
	28711	EMBARQ	392 3750 109	PHONE	91.78
				ACCOUNT TOTAL	207.00 *
				MAJOR TOTAL	207.00 **
021600		CLERK OF THE CIRCUIT COURT			
5210	30610	Postal Services	STAMPED ENV 109	POSTAGE	2,100.00
		U S POSTAL SERVICE			2,100.00 *
5230	10097	Telecommunications	392 5145 109	PHONE	92.06
		AT&T			

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MAJOR# ACCT#	VENDOR NUMBER 28711	VENDOR NAME EMBARQ	INVOICE# 392 5145 109	DESCRIPTION PHONE	AMOUNT
5850		Jurors/Witnesses			381.99 *
	999999	ATKINS BARBARA B	JUROR 109	JUROR	30.00
	999999	GEE EDITH	JUROR 109	JUROR	30.00
	999999	HENDERSON GAIL L	JUROR 109	JUROR	30.00
	999999	HORNE CARLENE SUE	JUROR 109	JUROR	30.00
	999999	IRVING EUGENE JR	JUROR 109	JUROR	30.00
	999999	KNOTT KYLE G JR	JUROR 109	JUROR	30.00
	999999	LEE CLARENCE M	JUROR 109	JUROR	30.00
	999999	LINGERFELT CHERYL	JUROR 109	JUROR	30.00
	999999	MOTTLEY PATRICIA M	JUROR 109	JUROR	30.00
	999999	MYERS THOMAS	JUROR 109	JUROR	30.00
	999999	PERKINS GARLAND W	JUROR 109	JUROR	30.00
	999999	RUNION MELINDA S	JUROR 109	JUROR	30.00
	999999	STOKES BUD T	JUROR 109	JUROR	30.00
	999999	STREAT FRANCES MAE	JUROR 109	JUROR	30.00
	999999	THOMPSON KATHARINE H	JUROR 109	JUROR	30.00
	999999	WALKER GEORGE M	JUROR 109	JUROR	30.00
	999999	WATKINS RUTH A	JUROR 109	JUROR	30.00
	999999	WEBB GAIL M	JUROR 109	JUROR	30.00
	999999	WEBB HUGH L	JUROR 109	JUROR	30.00
	999999	WHEELER JOHNNY L SR	JUROR 109	JUROR	30.00
	999999	WINKLER STACY	JUROR 109	JUROR	30.00
	999999	WOODSON WALLACE G	JUROR 109	JUROR	30.00
	999999	YEATTS MARY B	JUROR 109	JUROR	30.00
	999999	ATKINS BARBARA D	JUROR 109A	JUROR	30.00
	999999	BENJAMIN EMILY G	JUROR 109A	JUROR	30.00
	999999	COOK ALAN CLAYTON	JUROR 109A	JUROR	30.00
	999999	FAIRET THOMAS M	JUROR 109A	JUROR	30.00
	999999	PETERSON SUSAN MARETA	JUROR 109A	JUROR	30.00
	999999	PUTNEY LINDA D	JUROR 109A	JUROR	30.00
	999999	HARRIS PAUL	WITNESS 109	MILEAGE	30.30
				ACCOUNT TOTAL	900.30 *
6001	30610	Office Supplies U S POSTAL SERVICE	STAMPED ENV 109	ENVELOPES	262.60
				ACCOUNT TOTAL	262.60 *
6012	31851	Books and Subscriptions VA REVIEW	CLERK 109	GOVT OFFCL DIRECTORY	319.75
				ACCOUNT TOTAL	319.75 *
				MAJOR TOTAL	3,944.64 **
021800	LAW LIBRARY				
5230	28711	Telecommunications EMBARQ	315 0268 109	DATA LINE	32.48
				ACCOUNT TOTAL	32.48 *
				MAJOR TOTAL	32.48 **

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5230	20904	Telecommunications KINEX NETWORKING SOLUTION	090114 0011	INTERNET (2 MO)	99.90 *
				ACCOUNT TOTAL	99.90 *
6012	22210	Books and Subscriptions MATHEW BENDER & CO INC	80450849	VA CRIME BENCHBOOK	185.80 *
				ACCOUNT TOTAL	185.80 *
				MAJOR TOTAL	286.70 **
022200		VICTIM WITNESS ASSISTANCE PROGRAM			
5230	28711	Telecommunications EMBARQ	315 0065 109	PHONE	80.68 *
				ACCOUNT TOTAL	80.68 *
				MAJOR TOTAL	80.68 **
031200	SHERIFF				
3110	12100	Animal Care/Services CANFIELD JOSEPH W	DOG TRAINING	BLOODHOUND TRAINING	1,250.00
	32131	WAL-MART COMMUNITY	2117SHERIFF 109	DOG FOOD/PAW TRIMMER	63.83
				ACCOUNT TOTAL	1,313.83 *
3310	12758	Repairs/Maintenance COMMTRONICS OF VA	100241	CHECKED LINE ON SIRS	277.84
	12758	COMMTRONICS OF VA	100242	REPROGRAMMED RADIO	142.84
	12758	COMMTRONICS OF VA	100243	INSTALL NOISE FILTER	167.84
	12758	COMMTRONICS OF VA	100244	RADIO REPAIR	142.84
	12758	COMMTRONICS OF VA	100245	RADIO REPAIR	250.84
	12758	COMMTRONICS OF VA	185874	RADIO REPAIR	438.00
	12930	CROSSROADS FORD OF VA	FOCS883512	INSTALL VEHICLE EQUIP	3,825.47
	12930	CROSSROADS FORD OF VA	FOCS83685	INSTALL VEHICLE EQUIP	3,812.25
	12930	CROSSROADS FORD OF VA	FOCS84133	INSTALL VEHICLE EQUIP	375.00
				ACCOUNT TOTAL	9,432.92 *
3311	11775	Repairs & Maint-Auto & Eq BURKEVILLE BODY SHOP	22755	VEHICLE REPAIRS	5,916.01
	14300	EAST END MOTOR CO INC	46527	INSPECTION	17.00
	14300	EAST END MOTOR CO INC	46826	STROBE LIGHT FUSE	66.98
	14300	EAST END MOTOR CO INC	47093	INSPECTION & OIL CHG	66.67
	14300	EAST END MOTOR CO INC	47116	INSPECT/ADJUST BRAKE	64.61
	14915	EXPRESS CARE	19167	OIL CHANGE	34.99
	14915	EXPRESS CARE	19264	OIL CHANGE	68.87
	14915	EXPRESS CARE	19552	OIL CHANGE	37.74
	14915	EXPRESS CARE	19566	OIL CHANGE & WIPERS	71.62
	20323	KENBRIDGE TIRE	48254	CALIBRATION	35.00
	29199	THIRD ST WRECKER SERVICE	4570	CHANGED TIRE	75.00
				ACCOUNT TOTAL	6,454.49 *
3312	20904	Repairs & Maintenance-Off KINEX NETWORKING SOLUTION	090112 0121	VIRUS/SPYWARE CLEANUP	75.00 *
				ACCOUNT TOTAL	75.00 *

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MAJOR# ACCT# 5210	VENDOR NUMBER 11894	VENDOR NAME Postal Services BUSINESS CARD	INV# 0555 SHERIFF109	DESCRIPTION POSTAGE & POSTCARDS	ACCOUNT TOTAL	AMOUNT 30.00 30.00 *
5230		Telecommunications				
	10099	AT&T	392 8101 109	PHONE		564.74
	20904	KINEX NETWORKING SOLUTION	090101 0028	DSL & WEBHOSTING		124.85
	28711	EMBARQ	024 0031 109	RADIO		10.36
	28711	EMBARQ	392 6730 109	PHONE		30.83
	28711	EMBARQ	392 8101 109	PHONE		421.65
	28728	EMBARQ COMMUNICATIONS INC	1000121124 109	PHONE		42.02
	30439	US CELLULAR	918210747 109	PHONE		746.66
				ACCOUNT TOTAL		1,941.11 *
5530		Travel-Subsistence & Lodg				
	11894	BUSINESS CARD	0555 SHERIFF109	MEALS		50.03
	15944	FRANKLIN LARRY	MEALS 109	MEALS		16.62
	17903	HURAK RICHARD	MEALS 109	MEALS		30.78
	28413	SHULAR WILLIAM D JR	MEALS 109	MEALS		82.87
	32600	WILMOTH DAVID	MEALS 109	MEALS		7.98
				ACCOUNT TOTAL		188.28 *
6001		Office Supplies				
	11894	BUSINESS CARD	0555 SHERIFF109	FEES		14.85
	13369	DIAMOND SPRINGS	27961300 109	EQUIP RENTAL & WATER		81.80
	20600	KEY OFFICE SUPPLY	352403	OFFICE SUPPLIES		5.46
	20600	KEY OFFICE SUPPLY	353034	COPY PAPER/FILE FLDR		41.93
	28757	STAPLES BUSINESS ADVANTAG	8011353863	TONER		1,391.80
	32131	WAL-MART COMMUNITY	2117SHERIFF 109	COFFEE SUPPLIES		104.80
				ACCOUNT TOTAL		1,640.64 *
6008		Vehicle & Powered Equip F				
	11894	BUSINESS CARD	0555 SHERIFF109	GAS		29.00
				ACCOUNT TOTAL		29.00 *
6009		Vehicle & Powered Equip S				
	14300	EAST END MOTOR CO INC	46573	BATTERY		129.58
	23726	NEWMAN TIRE CO INC	162920	TIRES		127.34
	23726	NEWMAN TIRE CO INC	162931	TIRES		249.68
	23726	NEWMAN TIRE CO INC	162943	TIRES		456.68
	23726	NEWMAN TIRE CO INC	163036	TIRES		515.36
	23726	NEWMAN TIRE CO INC	163264	TIRES		127.34
	23726	NEWMAN TIRE CO INC	163459	TIRES & ALIGNMENT		296.88
	23726	NEWMAN TIRE CO INC	163692	FLAT REPAIR		13.26
	28410	SIGNS@WORK INC	1726	VEHICLE DECALS		91.00
				ACCOUNT TOTAL		2,007.12 *
6010		Police Supplies				
	11894	BUSINESS CARD	0555 SHERIFF109	CAMERAS		277.01
	32131	WAL-MART COMMUNITY	2117SHERIFF 109	PHOTO PROCESSING		80.74
				ACCOUNT TOTAL		357.75 *
6011		Uniforms & Wearing Appare				
	11894	BUSINESS CARD	0555 SHERIFF109	SHOES & UNIFORMS		52.49
	22166	MARY LOU'S MONOGRAMMING	239	MONOGRAMMED SHIRTS		208.65
	22166	MARY LOU'S MONOGRAMMING	260	MONOGRAMMED SHIRTS		186.60

MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
8203		26360	QUANTUM GRAPHICS/UNIFORMS	3403	UNIFORMS	185.75
		28592	SOUTHERN POLICE EQUIP CO	126563	BADGE WALLET	24.49
		28592	SOUTHERN POLICE EQUIP CO	126609	AEROSOL CASE	26.98
					ACCOUNT TOTAL	684.95 *
8205		30470	Communications Equipment USA MOBILITY WIRELESS INC	RO638317L	PAGER RENTAL	82.41
					ACCOUNT TOTAL	82.41 *
		28303	Motor Vehicles SHEEHY AUTO STORES	53243	09 DODGE CHARGER	22,302.00
		28303	SHEEHY AUTO STORES	53247	09 DODGE CHARGER	22,077.00
					ACCOUNT TOTAL	44,379.00 *
					MAJOR TOTAL	68,616.51 **
032200			VOLUNTEER FIRE DEPARTMENT			
7001			Payment to Farmville VFD			
		10621	APLUS	638276	ACCOUNTABILITY TAGS	34.65
		15150	FARMVILLE AUTO PARTS	13961 2703	TOWELS	10.29
		15150	FARMVILLE AUTO PARTS	13961 2877	THREAD LOCKER	8.04
		15155	FARMVILLE AUTOMOTIVE &	10357	OIL & FILTER	178.01
		15220	FARMVILLE VOL FIRE DEPT	REMB 109	INTERNET	24.90
		15220	FARMVILLE VOL FIRE DEPT	REMB 109	CELL PHONE	86.57
		15220	FARMVILLE VOL FIRE DEPT	REMB 109	WEBSITE HOSTING	24.95
		15656	FIRE & SAFETY EQUIP CO	22468	TRANSMITTER	406.81
		15656	FIRE & SAFETY EQUIP CO	22502	BADGE	77.70
		27590	RJA FIRE EXTINGUISHER	12309	REFILLED EXTINGUISHR	123.05
		28431	SINGER ASSOC FIRE EQUIP	8552	TRUCK REPAIRS	3,320.34
		28431	SINGER ASSOC FIRE EQUIP	8977	TRUCK REPAIRS	2,703.12
					ACCOUNT TOTAL	6,992.43 *
7002			Payment to Rice VFD			
		12767	COMPANION P&C	WVA61082890445	WRK COMPENSATION	6,054.00
		16658	GOODMAN TRUCK & TRACTOR	89033	TRUCK REPAIRS	1,450.84
		28711	EMBARQ	392 8737 109	PHONE	89.34
		31368	VFIS	782657	PACKAGE INSURANCE	2,448.00
		31368	VFIS	782683	COMMERCIAL EXCSS INS	189.00
		31844	DOMINION VA POWER	4500455009 109	ELECTRIC SERVICE	260.57
		31846	DOMINION VA POWER	5487358649 109	ELECTRIC SERVICE	9.00
					ACCOUNT TOTAL	10,500.75 *
7003			Payment to Prospect VFD			
		12553	CITIZENS BANK & TRUST CO	4000613500 #52	TRUCK PAYMENT	3,424.73
		12758	COMMTRONICS OF VA	18607C	PAGER CHARGER	38.50
		12758	COMMTRONICS OF VA	186382	PAGER CHARGER	38.50
		12758	COMMTRONICS OF VA	186634	PAGER BATTERY	14.00
		13166	DAVIS PONTIAC	124454	CLUTCH REPAIR	132.84
		13166	DAVIS PONTIAC	125036	INSPECTION	28.65
		22050	M&W FIRE APPARATUS INC	P40329	FIRE COAT & PANTS	1,464.27
		22050	M&W FIRE APPARATUS INC	P40400	ACCOUNTABILITY TAGS	58.12
		27907	ROY C JENKINS INC	10066137	LP GAS	100.95
		27907	ROY C JENKINS INC	10067154	LP GAS	159.88

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MAJOR# ACCT#	VENDOR NUMBER NAME	INVOICE#	DESCRIPTION	AMOUNT
7004	27907 ROY C JENKINS INC	10068471	LP GAS	364.94
	29332 TOWN OF FARMVILLE	805 PVFD 109	GAS (NOV-DEC)	626.58
	31368 VFIS	786558	AUTO INSURANCE	3,555.00
	31368 VFIS	786559	COMMERCL EXCESS INS	375.00
	31368 VFIS	786560	LIABILITY INSURANCE	2,003.00
			ACCOUNT TOTAL	12,384.96 *
	14300 EAST END MOTOR CO INC	46857	BATTERY	203.96
	14300 EAST END MOTOR CO INC	47016	INSPECT & ADJ BRAKES	117.43
	14700 ELLINGTON ENERGY SERVICE	24716	PROPANE	468.77
	14700 ELLINGTON ENERGY SERVICE	24717	PROPANE	351.42
	15150 FARMVILLE AUTO PARTS	13961 1395	BATTERY CHARGER	35.95
	15560 FARMVILLE WHSALE ELECTRIC	382843	LIGHT REPAIRS	193.68
	22502 STELLAR ONE BANK	0467949058 #42	LOAN PAYMENT	501.50
	28446 SLAGLE JACK L FIRE EQUIP	10031301 02	JACKET LETTERING	20.01
	28640 SOUTHSIDE ELECTRIC COOP	38156 001 109	ELECTRIC SERVICE	162.89
	31335 VERIZON	248 6805 109	PHONE	123.05
			ACCOUNT TOTAL	2,178.66 *
7006	10099 AT&T	248 6690 109	PHONE	36.89
	12553 CITIZENS BANK & TRUST CO	4001033000 #13	TRUCK PAYMENT	11,053.03
	12758 COMMTRONICS OF VA	186511	RADIO REPAIR	19.60
	15908 FOSTER FUELS INC	151060Y	PROPANE	190.41
	15908 FOSTER FUELS INC	151061Y	PROPANE	415.85
	15908 FOSTER FUELS INC	151306Y	PROPANE	354.90
	31335 VERIZON	248 6100 109	PHONE	65.90
	31335 VERIZON	248 6690 109	PHONE	50.98
	31846 DOMINION VA POWER	4743517221 109	ELECTRIC SERVICE	227.91
	31846 DOMINION VA POWER	6280960001 109	ELECTRIC SERVICE	50.67
			ACCOUNT TOTAL	12,466.14 *
7007	27907 ROY C JENKINS INC	10067607	LP GAS	547.16
	27907 ROY C JENKINS INC	96911C2	DIESEL	921.07
	28446 SLAGLE JACK L FIRE EQUIP	10031369000110	HELMET CRESCENT/WRNCH	22.10
	30439 US CELLULAR	811806312 109	PHONE	153.60
	31335 VERIZON	736 0633 109	PHONE	136.42
	31846 DOMINION VA POWER	0519861510 109	ELECTRIC SERVICE	312.57
	31846 DOMINION VA POWER	1913347348 109	ELECTRIC SERVICE	28.97
	31846 DOMINION VA POWER	2725624417 109	ELECTRIC SERVICE	13.76
			ACCOUNT TOTAL	2,135.65 *
			MAJOR TOTAL	46,658.59 **
032500	EMERGENCY SERVICES			
3160	Professional Service E-91			
	29280 TIMMONS GROUP	121735	SYSTEM MAINTENANCE	340.00
			ACCOUNT TOTAL	340.00 *
5410	Lease/Rent of Equipment			
	14259 EARTH VECTOR SYSTEMS LLC	1010913	GPS RENTAL	145.00
			ACCOUNT TOTAL	145.00 *

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MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
6014	21005	Other Operating Supplies KORMAN SIGNS	214043	SIGNS & HARDWARE	440.20 *
				ACCOUNT TOTAL	440.20 *
				MAJOR TOTAL	925.20 **
033200		REGIONAL JAIL & DETENTION			
3196	14933	Purchase of Services - Ja FAMILY PRESERVATION SERV	36826	ELECTRONIC MONITOR	660.00
	14933	FAMILY PRESERVATION SERV	36841	ELECTRONIC MONITOR	660.00
				ACCOUNT TOTAL	1,320.00 *
				MAJOR TOTAL	1,320.00 **
034100		BUILDING OFFICIAL			
5230	30439	Telecommunications US CELLULAR	816442183	PHONE	37.31 *
				ACCOUNT TOTAL	37.31 *
5540	21498	Travel-Convention & Educa LEATHERWOOD COY	EXPENSES 109	MTG REGISTRATION	15.00 *
				ACCOUNT TOTAL	15.00 *
5810	19102	Dues & Association Member JMBCOA	09 DUES	DUES	25.00
	31293	VBCOA	09 DUES	DUES	35.00
				ACCOUNT TOTAL	60.00 *
6001	20600	Office Supplies KEY OFFICE SUPPLY	354033	PENS	6.70 *
				ACCOUNT TOTAL	6.70 *
				MAJOR TOTAL	119.01 **
035100		ANIMAL CONTROL			
5110	31844	Electrical Services DOMINION VA POWER	0890745003	DOG FOUND	412.44 *
				ACCOUNT TOTAL	412.44 *
5230	30439	Telecommunications US CELLULAR	816442183	PHONE	74.62 *
				ACCOUNT TOTAL	74.62 *
5821	999999	Coyote Bounties ABSTON MIKE	COYOTE 109	BOUNTY	50.00
	999999	ABSTON MIKE	COYOTE 109	BOUNTY	50.00
	999999	POWERS JOHN	COYOTE 109	BOUNTY	50.00
				ACCOUNT TOTAL	150.00 *
6001	29505	Office Supplies TREASURER OF VIRGINIA	CSR PERMIT 109	LICENSE RENEWAL	90.00 *
				ACCOUNT TOTAL	90.00 *
6002	10900	Supplies for Shelter AYERS BLDG. & SUPPLY CO	152836	PADLOCKS	44.80
	10900	AYERS BLDG. & SUPPLY CO	154765	LOCKS	61.22
				ACCOUNT TOTAL	106.02 *
				MAJOR TOTAL	833.08 **

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MAJOR# ACCT# 036100	VENDOR NUMBER BIOSOLIDS MONITORING	VENDOR NAME	DESCRIPTION	INV#	AMOUNT
3311	29925	Repairs & Maint-Auto & Eq TRI-COUNTY FORD-MERCURY	OIL CHANGE	76675	29.89 *
5230	30439	Telecommunications US CELLULAR	PHONE	816442183 109	37.31 * 37.31 * 67.20 **
042300	REFUSE DISPOSAL				
3160	27191	Professional Services RESOURCE INTERNATIONAL	ENGINEERING SERVICE	34269	580.00
	27191	RESOURCE INTERNATIONAL	MRF ASSESSMENT	34271	4,496.20 5,076.20 *
3310	11894	Repairs/Maintenance BUSINESS CARD	PUMP INSPECT/REPAIR	1412 PUCKETT109	250.00
	25120	PAIRET'S INC	MAGNETIC SIGNS	8162	210.00
	28352	SHERWIN WILLIAMS CO	PAINT FOR DUMPSTERS	0259 0	233.94
	28352	SHERWIN WILLIAMS CO	BRUSH	0260 8	4.99
			ACCOUNT TOTAL		698.93 *
3311	12032	Repairs & Maint-Auto & Eq C & L MACHINE & WELDING	STRAIGHTEN ROLLOFF	154312	115.00
	28596	SOUTHERN STATES	GLOVES/RUBBER STRAPS	5035	31.41 *
			ACCOUNT TOTAL		146.41 *
3840	10811	Contract Landfill - POS ARENA TRUCKING COMPANY	TRASH COLLECTION	JAN 09	184.00
	10811	ARENA TRUCKING COMPANY	TRASH COLLECTION	JAN 09	84.00
	10811	ARENA TRUCKING COMPANY	TRASH COLLECTION	JAN 09	100.00
	32950	WRIGHT'S EXCAVATING	LANDFILL OPERATION	FEB 09	42,187.50
			ACCOUNT TOTAL		42,555.50 *
3841	14723	Purchase of Serv - Recycli EMANUEL TIRE OF VIRGINIA	TIRE RECYCLING	459539	925.50
	14723	EMANUEL TIRE OF VIRGINIA	TIRE RECYCLING	459596	520.80
	14723	EMANUEL TIRE OF VIRGINIA	TIRE RECYCLING	459654	670.80
			ACCOUNT TOTAL		2,117.10 *
5110	28640	Electrical Services SOUTHSIDE ELECTRIC COOP	DH SITE	114379 001 109	158.12
	31844	DOMINION VA POWER	LEACHATE PUMP	5181167213 109	5.88
	31844	DOMINION VA POWER	SCALEHOUSE	8970737501 109	188.11
	31846	DOMINION VA POWER	CELL C PUMP STATION	0670040567 109	23.51
	31846	DOMINION VA POWER	GREEN BAY SITE	1144204110 109	89.09
	31846	DOMINION VA POWER	WORSHAM SITE	7471653571 109	151.96
	31846	DOMINION VA POWER	PROSPECT SITE	8601161519 109	154.10
	31846	DOMINION VA POWER	LANDFILL SITE	9176847250 109	126.69
			ACCOUNT TOTAL		897.46 *
5230	10099	Telecommunications AT&T	PHONE	223 1595 109	39.71

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	10099	AT&T	248 5696 109	PHONE	34.01
	10099	AT&T	392 9223 109	PHONE	34.60
	10099	AT&T	574 4166 109	PHONE	213.94
	28711	EMBARQ	391 3442 109	PHONE	57.08
	28711	EMBARQ	392 3675 109	PHONE	45.13
	28711	EMBARQ	392 9223 109	PHONE	37.88
	28711	EMBARQ	574 4166 109	PHONE	38.79
	28711	EMBARQ	767 2769 109	PHONE	40.90
	30439	US CELLULAR	816442183 109	PHONE	37.31
	31335	VERIZON	248 5696 109	PHONE	101.88
	31335	VERIZON	736 2828 109	PHONE	67.01
				ACCOUNT TOTAL	748.24 *
5440	28869	Portable Toilet Rental STIFF O O INC	47	MONTHLY SERVICE	702.75
				ACCOUNT TOTAL	702.75 *
6009	12032	Vehicle & Powered Equip S C & L MACHINE & WELDING	154052	OIL	83.90
				ACCOUNT TOTAL	83.90 *
				MAJOR TOTAL	53,026.49 **
042610		SANDY RIVER RESERVOIR			
3160	13779	Professional Services DRAPER ADEN ASSOCIATES	2008120325	WATER SUPPLY PLAN	625.00
				ACCOUNT TOTAL	625.00 *
				MAJOR TOTAL	625.00 **
043200		GENERAL PROPERTIES			
3310		Repairs/Maintenance			
	12128	CARPET HOUSE	117786	FLOORING-CLERK OFFIC	595.00
	12128	CARPET HOUSE	117937	FLOORING-COMBINE CRT	2,710.00
	17877	HUBSON-PAYNE ELECTRONICS	8123001	FIRE ALRM TST CNTRCT	650.00
	22322	MCQUAY SERVICE	2323532	CHILLR MAINT CNTRCT	2,350.50
	24086	OK TERMITE & PEST CONTROL	JAN 2C 09	EXTERMINATING SERVIC	150.00
	25960	PUTNEY MECHANICAL CO INC	22019	CHECK FOR GAS LEAK	142.50
				ACCOUNT TOTAL	6,598.00 *
5110		Electrical Services			
	28640	SOUTHSIDE ELECTRIC COOP	114379 002 109	SRR LIGHTS	34.18
	31844	DOMINION VA POWER	0916362831 109	INDUSTRIAL PARK	67.86
	31844	DOMINION VA POWER	1230385005 109	ROY CLARK MONUMENT	61.00
	31844	DOMINION VA POWER	9670710004 109	SHOP	73.86
	31846	DOMINION VA POWER	0675198071 109	MOORE BLDG	194.36
	31846	DOMINION VA POWER	31846	LIGHTS AT RICE	81.02
	31846	DOMINION VA POWER	4951915099 109	SHERIFF DEPT SHED	5.50
	31846	DOMINION VA POWER	5856894620 109	WORSHAM CLERK OFFICE	201.16
				ACCOUNT TOTAL	718.94 *
5120	14700	Heating Services ELLINGTON ENERGY SERVICE	11809	PROPANE	793.59

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5230	14700 ELLINGTON ENERGY SERVICE	25662	HEATING FUEL	1,017.99 *
	Telecommunications			
	28711 EMBARQ	392 1943 109	PHONE	62.86
	30439 US CELLULAR	816442183 109	PHONE	186.59
5440			ACCOUNT TOTAL	249.45 *
	Portable Toilet Rental			
	28869 STIFF O O INC	47	MONTHLY SERVICE	100.00 *
6005			ACCOUNT TOTAL	100.00 *
	Janitorial Supplies			
	32550 WILCO INC.	1216370 01	JANITORIAL SUPPLIES	1,541.92
6007			ACCOUNT TOTAL	1,541.92 *
	Repairs and Maintenance S			
	10005 ABC LOCKSMITH SERVICE	355	REKEY PADLOCKS	149.05
	13369 DIAMOND SPRINGS	11393100 109	EQUIP RENTAL	9.70
	15560 FARMVILLE WHSALE ELECTRIC	383082	ELECT TAPE/CONNECTOR	25.90
	15560 FARMVILLE WHSALE ELECTRIC	383416	LIGHTBULBS	108.78
	15560 FARMVILLE WHSALE ELECTRIC	383684	FUSES	54.80
	25680 PRICE SUPPLY CO INC	755184	FUEL OIL FILTERS	39.76
	27132 RANSON'S INC	10161516	BATTERIES	19.99
	32131 WAL-MART COMMUNITY	2238 CO ADM 109	VACUUM	65.00
	32131 WAL-MART COMMUNITY	2238 CO ADM 109	BATTERIES	49.20
6009			ACCOUNT TOTAL	522.18 *
	Vehicle & Powered Equip S			
	13166 DAVIS PONTIAC	126268	INSPECT/REPLC BULBS	50.94
043400	CANNERY		ACCOUNT TOTAL	50.94 *
	Repairs & Maintenance			
	17778 HUBERT CO	998817B1	3/4" PUNCH	15.57
	25680 PRICE SUPPLY CO INC	754646	CONTROL & PHOTO CELL	69.33
	25680 PRICE SUPPLY CO INC	755123	FUEL PUMP PIPING	5.58
5110			ACCOUNT TOTAL	90.48 *
	Electrical Services			
	28640 SOUTHSIDE ELECTRIC COOP	44435 001 109	ELECTRIC SERVICE	127.78
5120			ACCOUNT TOTAL	127.78 *
	Heating Services			
	14700 ELLINGTON ENERGY SERVICE	25661	FUEL OIL	561.00
053500	COMPREHENSIVE SERVICES ACT		ACCOUNT TOTAL	561.00 *
	CSA Programs			
	10015 A-1 PERSONAL CARE	JAN 23 09	PROFESSIONAL SERVICE	2,925.76
	11146 BANDY KATHY	JAN 09	FOSTER CARE	628.00
3160		4475 109	PROFESSIONAL SERVICE	2,180.00
			ACCOUNT TOTAL	561.00 *
			MAJOR TOTAL	779.26 **

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MAJOR#	ACCT#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
		11570	BRIDGES TREATMENT CENTER	JAN 09	FOSTER CARE	127.28
		12929	CROSSROADS SERVICES BD	FAST/CPMT 109	PROFESSIONAL SERVICE	5,255.00
		13329	DESKINS CHERYL	JAN 09	FOSTER CARE	495.00
		14933	FAMILY PRESERVATION SERV	JAN 09	FOSTER CARE	990.00
		14933	FAMILY PRESERVATION SERV	36818	PROFESSIONAL SERVICE	245.00
		14933	FAMILY PRESERVATION SERV	36820	PROFESSIONAL SERVICE	350.00
		14933	FAMILY PRESERVATION SERV	36830	PROFESSIONAL SERVICE	193.75
		14933	FAMILY PRESERVATION SERV	36851	PROFESSIONAL SERVICE	498.75
		14933	FAMILY PRESERVATION SERV	36869	PROFESSIONAL SERVICE	715.00
		15766	FISHER JUANITA	JAN 09	FOSTER CARE	230.00
		16672	GRAFTON SCHOOL INC	110322	PROFESSIONAL SERVICE	112.00
		16672	GRAFTON SCHOOL INC	110323	PROFESSIONAL SERVICE	168.00
		16672	GRAFTON SCHOOL INC	110468	PROFESSIONAL SERVICE	3,400.00
		16672	GRAFTON SCHOOL INC	110469	PROFESSIONAL SERVICE	3,400.00
		16672	GRAFTON SCHOOL INC	110757	PROFESSIONAL SERVICE	575.00
		16672	GRAFTON SCHOOL INC	110758	PROFESSIONAL SERVICE	519.50
		17486	HEARTLAND FAMILY COUNSEL	36	PROFESSIONAL SERVICE	2,750.00
		22703	MORTON DEKEACE	JAN 09	FOSTER CARE	628.00
		25620	PRESBYTERIAN HM/FMLY SERV	JAN 09	FOSTER CARE	100.00
		25913	PROFFITT JEREMY & JAMIE	DEC 08	FOSTER CARE	150.72
		25913	PROFFITT JEREMY & JAMIE	JAN 09	FOSTER CARE	990.00
		30364	UHRICH ANGELA	JAN 09	FOSTER CARE	4,452.00
		30415	UNITED METHODIST FAMILY	29505	PROFESSIONAL SERVICE	293.90
		30415	UNITED METHODIST FAMILY	29506	PROFESSIONAL SERVICE	293.90
		30415	UNITED METHODIST FAMILY	29507	PROFESSIONAL SERVICE	1,086.40
		30415	UNITED METHODIST FAMILY	29508	PROFESSIONAL SERVICE	1,086.40
		30415	UNITED METHODIST FAMILY	29509	PROFESSIONAL SERVICE	108.80
		30415	UNITED METHODIST FAMILY	29510	PROFESSIONAL SERVICE	108.80
		32131	WAL-MART COMMUNITY	JAN 09	FOSTER CARE	66.21
		999999	NYC DEPT OF HEALTH &	JAN 09	FOSTER CARE	15.00
081100	PLANNING				ACCOUNT TOTAL	35,138.17 *
					MAJOR TOTAL	35,138.17 **
3161	Planning Commission					
12628	COLEMAN R SAMUEL			JAN 20 09	COMMISSION MTG	100.00
16195	GILLIAM DONALD B			JAN 20 09	COMMISSION MTG	100.00
16195	GILLIAM DONALD B			JAN 22 09	COMMISSION MTG	100.00
17646	HICKS LEE EDWARD JR			JAN 20 09	COMMISSION MTG	100.00
19875	JONES ROBERT M			JAN 20 09	COMMISSION MTG	100.00
21525	LEATHERWOOD CLIFFORD JACK			JAN 20 09	COMMISSION MTG	100.00
21525	LEATHERWOOD CLIFFORD JACK			JAN 22 09	COMMISSION MTG	100.00
22170	MASON ROBERT CHRISTOPHER			JAN 20 09	COMMISSION MTG	100.00
22170	MASON ROBERT CHRISTOPHER			JAN 22 09	COMMISSION MTG	100.00
25100	PAIRET THOMAS M			JAN 20 09	COMMISSION MTG	100.00
25100	PAIRET THOMAS M			JAN 22 09	COMMISSION MTG	100.00
29353	TONEY ERNEST LEWIS SR			JAN 20 09	COMMISSION MTG	100.00
29353	TONEY ERNEST LEWIS SR			JAN 22 09	COMMISSION MTG	100.00

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5210	11894	Postal Services BUSINESS CARD	1412 PUCKETT109	POSTAGE	252.00 *
5230	30439	Telecommunications US CELLULAR	816442183 109	PHONE	252.00 *
5510	12628	Travel-Mileage COLEMAN R SAMUEL	JAN 20 09	MILEAGE	74.62 *
	16195	GILLIAM DONALD B	JAN 20 09	MILEAGE	13.20
	16195	GILLIAM DONALD B	JAN 22 09	MILEAGE	22.00
	17646	HICKS LEE EDWARD JR	JAN 20 09	MILEAGE	22.00
	19875	JONES ROBERT M	JAN 20 09	MILEAGE	12.65
	22170	MASON ROBERT CHRISTOPHER	JAN 20 09	MILEAGE	5.50
	22170	MASON ROBERT CHRISTOPHER	JAN 22 09	MILEAGE	9.90
	25359	PICKETT JONATHAN	MILEAGE 109	MILEAGE	9.90
	25359	PICKETT JONATHAN	MILEAGE 109	TOLLS	523.77
	29353	ONEY ERNEST LEWIS SR	JAN 20 09	MILEAGE	16.50
	29353	ONEY ERNEST LEWIS SR	JAN 22 09	MILEAGE	11.00
					11.00
				ACCOUNT TOTAL	657.42 *
				MAJOR TOTAL	2,484.04 **
081500		ECONOMIC DEVELOPMENT			
3160	13335	Professional Services DETAILS & COMPANY	NOV 08	VILLAGE PROFILE AD	250.00
	22254	MCCAIN PRINTING CO INC	17937	E-ZONE BROCHURES	404.46
	31246	VADEN & ASSOCIATES INC	10475	UPDATE E-ZONE BROCHR	45.00
				ACCOUNT TOTAL	699.46 *
5210	11894	Postal Services BUSINESS CARD	2078 CARNEY 109	UPS CHARGES	16.93
	11894	BUSINESS CARD	2078 CARNEY 109	UPS CHARGES	10.62
				ACCOUNT TOTAL	27.55 *
5230	10097	Telecommunications AT&T	392 1482 109	PHONE	60.12
	22489	MOONSTAR BBS	ECO DEV FEB 09	DSL	45.00
	28711	EMBARQ	392 1482 109	PHONE	186.86
				ACCOUNT TOTAL	291.98 *
6001	11894	Office Supplies BUSINESS CARD	2078 CARNEY 109	FINANCE CHARGE	1.12
	20600	KEY OFFICE SUPPLY	352832	OFFICE SUPPLIES	12.78
				ACCOUNT TOTAL	13.90 *
6040	11894	ADP Equipment BUSINESS CARD	2078 CARNEY 109	COMPUTER THUMB DRIVE	59.99
				ACCOUNT TOTAL	59.99 *
				MAJOR TOTAL	1,092.88 **

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083500	28711	Telecommunications	392 4246 109	PHONE	95.46 *
		EMBARQ			95.46 **
094000		CAPITAL PROJECTS			
0013	11193	Animal Shelter	1147	ADDITION TO FOUND	6,615.00 *
		BEACHY MASONRY INC			6,615.00 **
095000		DEBT SERVICE			
0010	30600	Rural Dev Rev Bond 1998B-	LOAN 97-01 109	COURTHOUSE LOAN	6,508.00 *
		RURAL DEVELOPMENT			6,508.00 *
0012	30600	Rural Dev CH Constr 1998C	LOAN 97-02 109	COURTHOUSE LOAN	10,118.00 *
		RURAL DEVELOPMENT			10,118.00 *
				FUND TOTAL	279,527.96
				ACCOUNT TOTAL	
				MAJOR TOTAL	

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FUND # - 115 POPLAR HILL COMMUNITY DEV AUTHORITY

MAJOR#	VENDOR NUMBER	VENDOR NAME	INV#	DESCRIPTION	AMOUNT
01210	01210	POPLAR HILL COMMUNITY DEV AUTHORITY			
0001	25545	Special Levy Payment to C POPLAR HILL COMMUNITY	2008 LEVY	08 SPECIAL TAX LEVY	40,268.00
				ACCOUNT TOTAL	40,268.00 *
				MAJOR TOTAL	40,268.00 **
				FUND TOTAL	40,268.00

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FUND # - 331 LANDFILL CONSTRUCTION FUND

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0051	28524	Landfill Construction SODERQUIST R M INC	7	CELL D CONSTRUCTION	6,496.94
				ACCOUNT TOTAL	6,496.94 *
				MAJOR TOTAL	6,496.94 **
				FUND TOTAL	6,496.94

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RETIREMENT BENEFIT FUND

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1101	25257	LEOS Disbursements JOHNS VICKI K	FEB 09	RETIREE BENEFIT	959.00 *
1102	29937	Retirees Insurance ANTHEM BCBS	MARCH 09	RETIREE HEALTH INS	1,616.00 *
				ACCOUNT TOTAL	959.00 *
				ACCOUNT TOTAL	1,616.00 *
				MAJOR TOTAL	2,575.00 **
				FUND TOTAL	2,575.00

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FUND # - 741 PIEDMONT COURT SERVICES FUND

MAJOR# ACCT# 021400	VENDOR NUMBER PIEDMONT COURT SERVICES	VENDOR NAME PIEDMONT COURT SERVICES	INV#	DESCRIPTION	AMOUNT
5110	31846	Electrical Service	4323543985 109	ELECTRIC SERVICE	31.72
	31846	DOMINION VA POWER	7218131923 109	ELECTRIC SERVICE	156.49
				ACCOUNT TOTAL	188.21 *
5210	25483	Postal Services	6947601 109	TAX ON POSTAGE METER	2.28
		PITNEY BOWES FINANCL SERV		ACCOUNT TOTAL	2.28 *
5230	10097	Telecommunications	392 8161 109	PHONE	123.08
	28711	EMEARQ	392 8161 109	PHONE	203.74
				ACCOUNT TOTAL	326.82 *
5510	15954	Travel - Mileage	MILEAGE 109	MILEAGE	72.60
	16682	FRANKLIN SHEENA	MILEAGE 109	MILEAGE	139.70
	21444	GRAY SHARON	MILEAGE 109	MILEAGE	82.50
	22749	LAYNE BRITTANY	MILEAGE 109	MILEAGE	138.60
		MOSS REBECCA		ACCOUNT TOTAL	433.40 *
5540	17472	Travel - Convention and E	3092372	TRAINING DVD	155.95
	999999	HAZELDEN	TRAINING 109	TRAINING	110.00
		THE EDUCATION COALITION		ACCOUNT TOTAL	265.95 *
6001	22217	Office Supplies	EXPENSES 109	DOORMAT	15.74
		MAXEY RENEE T		ACCOUNT TOTAL	15.74 *
				MAJOR TOTAL	1,232.40 **
097001	PCS SUPERVISION FEES EXPENDITURES				
5420	28724	FCS - Lease/Rent of Build	RENT 109	RENT	2,383.00
		SRP CORPORATION LLC		ACCOUNT TOTAL	2,383.00 *
6006	17346	FCS - Janitorial Services	JAN 09	CLEANING SERVICE	210.00
		HARDY PAGE		ACCOUNT TOTAL	210.00 *
				MAJOR TOTAL	2,593.00 **
				FUND TOTAL	3,825.40
				TOTAL DUE	332,693.30

Approved at meeting of _____ on _____.

Signed _____ Title _____ Date _____
 _____ Title _____ Date _____
 _____ Title _____ Date _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 4-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: February 10, 2009
Item No.: 4-e
Department: Commissioner of Revenue
Staff Contact: Beverly Booth
Issue: Consent Agenda – Erroneous Assessments

Summary:

See Attachments

Attachments:

- Certificate of Refund – Nancy M. Belknap (\$71.69 – Real Estate)
- Certificate of Refund – Maxine Hicks Gandy (\$52.50 – Real Estate)
- Certificate of Refund – James L. Whitlock (\$33.50 – Real Estate)

Recommendation: Approval

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

Office of the Commissioner of the Revenue
Prince Edward County

Certificate for Refund of Local Taxes Erroneously Assessed and Paid

Date: January 27, 2009
 Pay To: Nancy M Belknap
 Address: 9750 Nittany Drive #101
Manassas VA 20110
 Total Refund: \$71.69

The above named taxpayer has duly filed application for the refund of Local Taxes assessed by the said Commissioner of the Revenue for the County of Prince Edward as follows:

<u>Subject of Taxation</u>	<u>Year</u>	<u>Page</u>	<u>Line</u>	<u>Value</u>	<u>Penalty/ Interest</u>	<u>Total Taxes</u>
Real Estate	2006	1158	6	\$6,700	-0-	\$33.50
Real Estate	2007	88	4	\$6,700	-0-	\$38.19

The foregoing assessment(s), having been paid and on evidence submitted, it is adjudged that the foregoing assessment(s) is/are erroneous for the following reason(s): No improvements on property.

<u>Subject of Taxation</u>	<u>Year</u>	<u>Value</u>	<u>Taxes</u>	<u>Penalty/ Interest</u>	<u>Total</u>	<u>Refund</u>
Real Estate	2006	\$6,700	\$33.50	-0-	\$33.50	\$33.50
Real Estate	2007	\$6,700	\$38.19	-0-	\$38.19	\$38.19

Pursuant to Section 58.1-3981, Code of Virginia, I do hereby certify that the foregoing certificate for refund is correct to the best of my knowledge and belief:

Burton Booth
Commissioner of the Revenue

I do hereby approve the foregoing certificate for refund:

James R. Es
Attorney for the Commonwealth

According to the foregoing certificate of refund as submitted by the Commissioner of the Revenue and approved by the Attorney for the Commonwealth, it is adjudged that the taxpayer is entitled to a refund in the amount of the difference between the taxes assessed and paid and the taxes which should have been assessed and paid, and that the Treasurer of this County is hereby directed to refund to Nancy M Belknap the excess taxes paid in the amount of \$ 71.69.

By order of the Board of Supervisors:

Date

Clerk, Board of Supervisors

Office of the Commissioner of the Revenue
Prince Edward County

Certificate for Refund of Local Taxes Erroneously Assessed and Paid

Date: January 27, 2009
Pay To: Maxine Hicks Gandy
Address: 402 Hicks Lane
Rice VA 23966
Total
Refund: \$52.50

The above named taxpayer has duly filed application for the refund of Local Taxes assessed by the said Commissioner of the Revenue for the County of Prince Edward as follows:

<u>Subject of Taxation</u>	<u>Year</u>	<u>Page</u>	<u>Line</u>	<u>Value</u>	<u>Penalty/ Interest</u>	<u>Total Taxes</u>
Real Estate	2005	459	9	\$10,500	-0-	\$52.50

The foregoing assessment(s), having been paid and on evidence submitted, it is adjudged that the foregoing assessment(s) is/are erroneous for the following reason(s): Land does not exist.

<u>Subject of Taxation</u>	<u>Year</u>	<u>Value</u>	<u>Taxes</u>	<u>Penalty/ Interest</u>	<u>Total</u>	<u>Refund</u>
Real Estate	2005	\$10,500	\$52.50	-0-	\$52.50	\$52.50

Pursuant to Section 58.1-3981, Code of Virginia, I do hereby certify that the foregoing certificate for refund is correct to the best of my knowledge and belief:

Brynlyn R. Booth
Commissioner of the Revenue

I do hereby approve the foregoing certificate for refund:

James R. [Signature]
Attorney for the Commonwealth

According to the foregoing certificate of refund as submitted by the Commissioner of the Revenue and approved by the Attorney for the Commonwealth, it is adjudged that the taxpayer is entitled to a refund in the amount of the difference between the taxes assessed and paid and the taxes which should have been assessed and paid, and that the Treasurer of this County is hereby directed to refund to Maxine Hicks Gandy the excess taxes paid in the amount of \$ 52.50.

By order of the Board of Supervisors:

Date

Clerk, Board of Supervisors



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 5
Department: VDOT
Staff Contact: Alan Leatherwood
Issue: Highway Matters

Summary:

Attachments: None

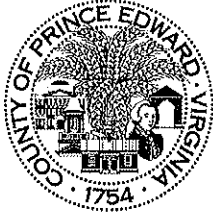
Recommendation: None

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 6
Department: County Administration
Staff Contact: W.W. Bartlett
Issue: FY 08 County Audit

Summary: Matthew McLearen, CPA, with Robinson, Farmer, Cox will be in attendance at the February 10th Board meeting to present the County's FY 08 Audit.

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: February 10, 2009
Item No.: 7
Department: County Administration
Staff Contact: Sarah Elam Puckett
Issue: High Bridge Trail State Park Update

Summary: As requested at the January 24, 2009 Board meeting, Eric Houglan, Park Manager of High Bridge Trail State Park, will be in attendance at the February Board meeting to provide the Board an update on the construction of the park.

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: February 10, 2009
Item No.: 8
Department: Animal Control
Staff Contact: Sarah Elam Puckett/Ray Foster/Vicki Horn
Issue: PUBLIC HEARING – COUNTY ANIMAL CONTROL ORDINANCE

Summary: At the January Board meeting, the Board authorized advertising a public hearing to receive public input prior to considering an extension of the County's running-at-large period. The County's current ordinance establishes the prohibition period for dogs running at large from March 1 – August 31. As you will recall, an e-mail in your November Board pack from Mr. George Kurtz requested that the Board consider year-round confinement.

The County Attorney has drafted the attached draft amendments to the County Animal Control Ordinance, which would extend to year-round the County's prohibition of dogs running at large.

Additionally, the attached e-mail is addressed to the Board of Supervisors from a citizen expressing his opinion on this issue.

Attachments: Public Hearing Notice
Proposed Amendments to Section 10-70 of the County Ordinance
E-Mail from Tom Curtis

Recommendation: Following the public hearing, discuss and consider the amendment to the County Animal Control Ordinance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Please publish the following Public Notice in the Wednesday, January 28, 2009 and Wednesday, February 4, 2009 editions of *The Farmville Herald*. Please provide a Certificate of Publication to the Prince Edward County Administrator's Office.

NOTICE OF PUBLIC HEARING

PUBLIC HEARING – The Prince Edward County Board of Supervisors will hold a public hearing to receive input prior to considering amendments to the County's Animal Control Ordinance, which would extend to year-round the County's restriction to animals running at-large. The public hearing is scheduled for Tuesday, February 10, 2009 at 7:30 p.m. in the Board of Supervisors Room, on the Third Floor of the Prince Edward County Courthouse, 111 South Street, Farmville, Virginia. A copy of the text of the proposed amendment is available for review in the Office of the County Administrator. 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 County Administrator office at 434-392-8837, prior to February 6, 2009.

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

CHAPTER 10 ANIMALS
ARTICLE III. DOGS

DIVISION 4. RUNNING AT LARGE

Sec. 10-70. Prohibited.

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

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

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

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

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

Sec. 10-71. Unlicensed dogs prohibited.

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

K Everhart

From: Tom Curtis [tjshway@ceva.net]
Sent: Wednesday, January 21, 2009 10:05 PM
To: board@co.prince-edward.va.us
Subject: Confinement Laws

To the Prince Edward Co. Supervisors :

I live in Meherrin (Leigh District) I own a large section of wooded land. Every year I'am confronted with dogs that roam free both domestic and left behind hunting dogs.

I support the year – round confinement law.

I understand that under the proposed ordinance hunting dogs will be excluded. I would ask you to consider amending the confinement law to say that hunting dogs will be excluded during legal hunting hours only.

Hopefully hunters will make a better effort to retrieve their dogs after the hunt. Sometimes dogs are left to run, because it's late and they don't have time to look for them.

They hope they will find them on the next hunt. These dogs are left to run free for days and weeks and some times for the entire hunting season.

Amending this ordinance will give the animal control officers the authority to pick up hunting dogs that have been abandoned, some of these dogs will be without ID collars and no way to contact the owners.

Dogs that are legally ID with phone number and name of owners could be contacted by the land owner or animal control officers, so they could retrieve their dogs. (No Penalty)

Prince Edward Co. is a good hunting area and we have many out of town hunters who use dogs to hunt.

Sometimes these hunters leave their dogs here to roam free, because they say they could not find the dogs or didn't have time to look for them, because they had to leave to go back home.

I have contacted different hunters from out of town several times I have been asked to keep the dogs until they come back in a few days or next week to hunt. As a land owner I shouldn't have to care for other people's hunting dogs.

In the past when I called for assistance in this matter I was told there was nothing that animal control officers could do. Because there's no confinement laws that covers dogs at large during this time of year.

If hunting dogs are excluded altogether. It would allow hunting dogs to run at large anytime 24/7. We the land owners will still be confronted with same nuisance animals,

dangerous animals and dogs running around in our yards and on our property. We are not trying to outlaw dog hunting. Just trying to control the problem with hunters and hunting dogs on private property.

With this ordinance in the future when we have these types of complaints and call the animal control office they would be able to help the land owners by enforcement of the confinement laws.

If the board of supervisors would consider this amendment, you would be helping land owners and would give animal control officers flexibility and the authority to handle these complaints.

This would allow the hunters to continue using hunting dogs (responsibly) and enjoy a day of hunting. I feel this would help the land owners and the hunters to respect each other's rights.

Thank You

Thomas Curtis
434-223-1205



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 9
Department: Planning and Community Development
Staff Contact: Jonathan Pickett
Issue: Public Hearing- Amendment to Subdivision Ordinance

Summary: With the county’s recent establishment of a water authority and a county utility system, it is likely that at some point in the future the county will be accepting already constructed water lines into the county system. In anticipation of this, the Planning Commission and staff are recommending amendments to the county subdivision ordinance to require that before the Board of Supervisors accepts any private improvements into a public system (roads, utilities, etc.), proof of payment for the improvements be shown. This is a mechanism used to ensure the county does end up being responsible for any unpaid bills associated with improvement construction. This amendment language comes directly from the *Code of Virginia* and covers all types of improvements including water, sewer, roads, etc. The Prince Edward County Planning Commission held a public hearing on January 20, 2009 and no one spoke either in favor or against the proposed amendment.

Attachments: 1) Public Hearing Notice
2) Amendment Language

Recommendation: The Prince Edward County Planning Commission voted to recommend approval of this amendment on a unanimous vote and staff concurs with this recommendation.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

January 20, 2008

Please run the following in the Friday (Jan. 23rd & 30th) editions of ***The Farmville Herald***:

PUBLIC NOTICE

The Prince Edward County Board of Supervisors will hold a public hearing on **February 10, 2009 at 7:30 p.m.** in the Board of Supervisors Room (3rd floor) of the Courthouse, Farmville, Virginia, to gather citizen input on a proposed amendment to Section 4-4 of the Prince Edward County Subdivision Ordinance. The amendment would add language relating to the public acceptance of certain subdivision improvements, including but not limited to streets, utilities, easements, etc. A complete text of the proposed amendment can be obtained by contacting the county administrator's office at 434-392-8837.

It is the County's intent to comply with the Americans with Disabilities Act. Should you need special accommodations, please contact Jonathan Pickett, Planning Director at (434) 392-8837.

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

Sec: 4-4 Acceptance of dedication to public use: bonding.

- (a) The act of approval and recordation of a subdivision plat shall be acceptance of dedication for public use of any right of way located within any subdivision which is constructed or proposed to be constructed within the subdivision or section thereof, subject to the exceptions set forth in §4-4 of this Code.
 - (b) (1) Any street, curb, gutter, sidewalk, bicycle trail, drainage or sewerage system, waterline as part of a public system or other improvement dedicated for public use, and maintained by the County, the Commonwealth, or other public agency, and other site-related improvements required by local ordinances for vehicular ingress and egress, including traffic signalization and control, for public access streets, for structures necessary to ensure stability of critical slopes, and for stormwater management facilities, financed or to be financed in whole or in part by private funds shall be accepted only if the owner or developer (i) certifies to the governing body that the construction costs have been paid to the person constructing such facilities; (ii) furnishes to the governing body a certified check or cash escrow in the amount of the estimated costs of construction or a personal, corporate or property bond, with surety satisfactory to the governing body, in an amount sufficient for and conditioned upon the construction of such facilities, or a contract for the construction of such facilities, and the contractor's bond with like surety, in like amount and so conditioned; or (iii) furnishes to the governing body a bank or savings institution's irrevocable letter of credit on certain designated funds satisfactory to the governing body as to the bank or savings institution, the amount and the form. The amount of such certified check, cash escrow, bond, or letter of credit shall not exceed the total of the estimated cost of construction based on unit prices for new public or private sector construction in the County and a reasonable allowance for estimated administrative costs, inflation, and potential damage to existing roads or utilities, which shall not exceed twenty-five percent of the estimated construction costs. "Such facilities," as used in this section, means those facilities specifically provided for in this section.
 - (2) If a developer records a final plat which may be a section of a subdivision as shown on an approved preliminary plat and furnishes to the governing body a certified check, cash escrow, bond, or letter of credit in the amount of the estimated cost of construction to the facilities to be dedicated within said section for public use and maintained by the County, the Commonwealth, or other public agency, the developer shall have the right to record the remaining sections shown on the preliminary plat for a period of five years from the recordation date of the first section, or for such longer period as the local commission or other agent may, at the approval, determine to be reasonable, taking into consideration the size and phasing of the proposed development subject to the terms and conditions of this ordinance and subject to engineering and construction standards and zoning requirements in effect at the time that each remaining section is recorded. If the governing body has accepted the dedication of a road for public use and such road due to factors other than its quality of construction is not acceptable into the secondary system of state highways, then the subdivider or developer shall be required to furnish the County with a maintenance and indemnifying bond, commercial or County, with surety satisfactory to the governing body, in an amount sufficient for and conditioned upon the maintenance of such road until such time as it is accepted into the secondary system of state highways. In lieu of such bond, the governing body may accept a bank or savings institution's irrevocable letter of credit on certain designated funds satisfactory to the governing body as to the bank or savings institution, the amount and the form or accept payment of a negotiated sum of money sufficient for and conditioned upon the maintenance of such road until such time as it is accepted into the secondary system of state highways and assume the subdivider's or developer's liability for maintenance of such road. "Maintenance of such road" as used in this section means maintenance of the streets, curb, gutter, drainage facilities, utilities or other street improvements, including the correction of defects or damages and the removal of snow, water or debris, so as to keep such road reasonably open for public usage.
- (c) In the case of harvesting and reforestation of a tract of timber, if an easement for ingress and egress to and from the tract of timber is clearly designated on a plat showing such way, then the provisions of the foregoing paragraph of this section shall not apply provided that the final

subdivision plat submitted for approval to the Planning Commission, or Agent, as the case may be, shall bear the notation, "The easement of way shown hereon is for ingress and egress for the purposes of harvesting and reforestation only, and shall not be considered to be a dedicated way and shall, upon the completion of harvesting and reforestation be deemed to be extinguished by operation of law."

- (d) Notwithstanding the provisions of paragraph (b)(2) of this section, provided the developer and the governing body have agreed upon the delineation of sections within a proposed development, the developer shall not be required to furnish to the governing body a certified check, cash escrow, bond or letter of credit in the amount of the estimated cost of construction of facilities to be dedicated for public use within each section of the development until such time as construction plans are submitted for the section in which such facilities are to be located.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 10
Department: County Administration
Staff Contact: Sarah Elam Puckett
Issue: School Board Appointments

Summary: The terms of the following School Board members expire as of June 30, 2009:

District 401 – Osa Sue Dowdy (McKay)
District 701 – Ellery Sedgwick (Gilfillan)

Attachments: District 401 and District 701 Citizen Committees
Criteria for Selection of School Board Members (as amended)

Recommendations:

1. Supervisor Gilfillan and Supervisor McKay will announce their Citizen Committees at the February Board meeting. (see attachment)
2. The Board will authorize the advertisement of the Citizen Committees for the purpose of encouraging citizens to submit nominations to the Committee.
3. The Board will authorize a public hearing for the March Board meeting at which citizens will have an opportunity to submit names of candidates to be considered for appointment to the School Board.
4. Supervisor Gilfillan and Supervisor McKay will wish to ask the members of the Citizen Committees to attend the Public Hearing at the March Board meeting.

Motion _____
Second _____

Chairman Fore _____
V-Chair Simpson _____
Moore _____

Wiley _____
Jones _____
Ward _____

Gilfillan _____
McKay _____

CITIZEN COMMITTEES

District 401

Ms. Shelby Asal, Chair
142 Etherton Drive
Farmville, Virginia 23901
Phone: 434-223-8973

Dr. John Eastby
1 Venable Lane
Farmville, Virginia 23901
Phone: 434-223-8940

Ms. Pam Venable
7706 Abilene Road
Farmville, Virginia 23901
Phone: 434-223-3644

District 701

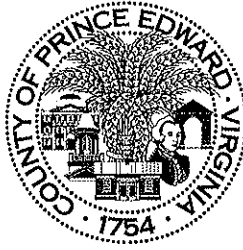
Dr. Geoffrey Orth, Chair
1003 Sixth Avenue
Farmville, Virginia 23901
Phone: 434-392-3922

Mrs. Michelle Giese
112 Crestview Drive
Farmville, Virginia 23901
Phone: 434-392-5005

Dr. Robert Lynch
1409 High Street
Farmville, Virginia 23901
Phone: 434-392-5727

Mrs. Betty Sumner
112 Williams Street
Farmville, Virginia 23901
Phone: 434-392-8772

Mrs. Connie Young
2009 Peery Drive
Farmville, Virginia 23901
Phone: 434-392-3081



Adopted: November 13, 1984

Revised: August 10, 2004

Revised: January 13, 2009

CRITERIA FOR SELECTION OF SCHOOL BOARD MEMBERS

1. Each of the eight School Board members shall be appointed by a majority vote of the full Board of Supervisors when the School Board members' terms expire. This vote of the Board of Supervisors shall be by the show of hands.
2. The School Board members' terms of office shall commence on July 1.
3. The criteria for the appointment of School Board members are as follow:
 - a. Each year, the Supervisor from each election district in which a School Board member's term expires shall appoint a three (3) or five (5) member Citizens Committee to review and select candidate(s) for appointment to the School Board.
 - b. The membership of the Citizens Committee shall be announced at the Board of Supervisors meeting in February and published in a newspaper of general circulation, and the voters of the electoral district encouraged to submit nominations to the Chairman of the Committee.
 - c. For the March Board meeting, the County Administrator shall schedule and publish notice of a public hearing at which citizens will have an opportunity to submit names of candidates to be considered for appointment to the School Board. The members of the appointed Citizens Committee shall attend.
 - d. After the public hearing, the Citizens Committee shall interview and seriously consider all persons who are nominated and express willingness to serve, if appointed.
 - e. At the April Board meeting, the Citizens Committee shall report to the full Board of Supervisors a list of candidates for consideration. If the incumbent is requesting reappointment and is the only citizen expressing an interest, the Citizens Committee shall only be required to submit one name, the incumbent's, for consideration. If the incumbent is not requesting reappointment or is ineligible for reappointment, the Citizens Committee shall submit one or more names for consideration. The Citizens Committee shall also provide the Board biographical information on each candidate.
 - f. At the May Board meeting, a public hearing shall be held on the candidate(s) submitted at the April meeting.
 - g. At the June meeting, the Board, by a majority vote, shall appoint one candidate to the School Board.
 - h. The Citizens Committee, in selecting the candidates, shall consider the following:
 1. Person must be an eligible voter and resident of the election district;
 2. Person should be a freeholder;
 3. Person must be willing to serve on the School Board;
 4. Person should have at least a high school education;
 5. Person should be oriented to public service;
 6. Person should be involved, concerned, and dedicated to public education;
 7. Person should be independent (base decisions on factual matters rather than as a representative of a group or faction);
 8. Person should be able to perform the duties and obligations of School Board members;
 9. Person should be of integrity in all matters;
 10. Person should be above prejudice with regard to race, creed, sex, religion, age, and national origin.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 11
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Elam Puckett
Issue: Resolution – NAACP CENTENNIAL ANNIVERSARY

Summary: Attached for your consideration is a resolution honoring the 100th anniversary of the founding of the NAACP.

Attachments: Draft Resolution

Recommendation: Approval

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 12
Department: County Administration
Staff Contact: W.W. Bartlett
Issue: Request from William F. Watkins, Jr.

Summary: Attached for your consideration is a request from William F. Watkins, Jr.. For the Board's information, staff has placed all of the portraits in the County's possession in the hallway of the County Administrator's office. If you have an opportunity prior to the Board meeting, you may wish to stop by and review the collection, including those referenced by Mr. Watkins.

Attachments: Letter from William F. Watkins, Jr.

Recommendation: Respond to Mr. Watkins' request.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

William F. Watkins, Jr.
PO Box 81
Farmville, Va.
El # 434-382-3714

January 29, 2009

Mr. Wade Bartlett
County Administrator
Prince Edward County
PO Box 382
Farmville, Va. 23901

Dear Mr. Bartlett:

Prior to the construction of the new court house and Circuit Court Room, it was the policy of the county or the court to place portraits of various persons, who had some relationship to the county or the court system, along the walls of the Circuit Room..

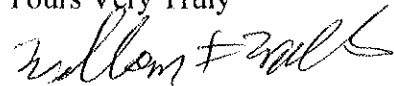
When the Court room was completed, the above policy was discontinued. Among the portraits was my Grandfather, Asa J. Watkins, who served as Commonwealth's Attorney and as member of the House of Delegates and the Virginia State Senate representing Prince Edward County. Also was the patriot of Francis Nathaniel Watkins, my Great Grandfather who served as Commonwealth Attorney and a Judge of the County Court.

The Watkins, men, including the above two also served as members of the Board of Trustees of Hampden Sydney College from the time of it's foundation in 1776 for a total of 157 years until 1933. The Esther Atkinson Museum at Hampden Sydney has expressed a desire to have the above portions of Asa D. Watkins and Francis Nathaniel Watkins to hang in it's museum.

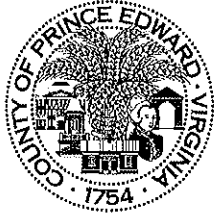
It would very much be appreciated if the county would give these two porticos to me, in order that I might in turn give them to Hampden Sydney College..

You favorable action on the above request would be very much appreciated.

Yours Very Truly



William F. Watkins, Jr.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 13
Department: County Attorney
Staff Contact: James R. Ennis
Issue: Appointment of Deputy County Attorney

Summary: Effective February 2, 2009, Morgan S. Greer joined the Commonwealth Attorney's Office as an Assistant Commonwealth's Attorney. The Board will wish to appoint Morgan Greer as a Deputy County Attorney to fill the vacancy created by the resignation of Eric Tinnel.

Attachments: None

Recommendation: Appoint Morgan S. Greer as a Deputy County Attorney, effective February 10, 2009 through June 30, 2009.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



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

Meeting Date: February 10, 2009
Item No.: 14-a
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: Prince Edward County Utility System Update

Summary:

It has become apparent to me there is much confusion and misunderstanding concerning the actions the Board of Supervisors have and have not taken in regard to the County's utility system. To inform the public and update the Board, I will summarize the actions that have occurred to date.

On November 26, 2007 the Board authorized the appropriation of funds for four projects.

1. Interim Water Supply (\$99,000). All has been expended. This is the engineering design of a water line following U.S. 15 and then ending at the water tank at Hampden-Sydney. This project is vital to the expansion of the County's water system. It stretches the length of the County's designated growth corridor and will be instrumental in fostering development of that corridor. This development will significantly increase and diversify the tax base of the County, easing the tax burden on existing residents and businesses. In addition, future development will provide employment opportunities and additional shopping, eating and entertainment venues locally. This project is unique in that it does not require the development of the Sandy River Reservoir; it can become operational as an extension of the County's current utility system. Plus, since it is fully designed it could be a strong contender for any economic stimulus funds.

2. Sandy River Reservoir Treatability Study (\$75,000). This study is being conducted by Dr. Schafarn of ODU. Negotiations with ODU, coupled with the availability of data collected previously, allowed us to sign this contract for \$44,162. Of this amount approximately 85% is payable to ODU. Draper Aden is assisting in the coordination of the study and using data for preliminary treatment analysis. This study is approximately 75% complete and \$33,135 has been expended to date. The treatability study is required by the Virginia Department of Health prior to moving forward with preliminary engineering and design of a water treatment plant. This study takes one year to complete since the water must be tested over a consecutive series of seasonal changes. Not to have started this study would have significantly delayed any decision on the part of the Board in regard to developing the reservoir as a water supply. In addition, this data is needed to determine the type of treatment processes possible which is vital in designing a treatment plant. Without this data any final cost estimate for constructing and operating a treatment plant would be suspect.

Motion _____
 Second _____

Fore _____
 McKay _____
 Ward _____

Gilfillan _____
 Moore _____
 Wiley _____

Jones _____
 Simpson _____



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

- 3. Preliminary Engineering of a Raw Water Intake (\$82,500). Approximately 60% of this work was completed before the PPEA proposal was received. A total of \$48,650 has been paid. This project is on hold and the rest of the work will be part of any PPEA, if approved. Field and aerial surveying has been completed, construction options have been developed. Methods of construction have been evaluated and a construction analysis was started. This work and the construction of the intake are vital in our ability to show we are moving forward in the development of the Reservoir and to solidify our claim on the reservoir. Any work already accomplished will not be duplicated in the PPEA project and will be part of any negotiations concerning an interim agreement.

- 4. Preliminary Engineering for a Water Treatment Plant (WTP) (\$99,000). No contract has been signed with Draper Aden as the treatability study must be completed prior to the start of preliminary engineering and design. This project will become part of the PPEA process and will occur only if the Board decides to move forward on the construction of a WTP.

- 5. Sandy River Overlay Protection District (RPOD) (\$99,500). This contract was originally signed January 2, 2007 for \$99,500. Due to the high public interest in this project, the original scope of work was exceeded and an additional \$7,000 was approved by the Board of Supervisors on November 12, 2008 to be expended from savings associated with the projects listed above. The County received a grant from National Fish and Wildlife Foundation for \$35,000 to help defray the cost of this project. The work is ongoing.

- 6. PPEA. The County received an unsolicited PPEA proposal from the team of Draper Aden and Crowder Construction on October 17, 2008, with a \$5,000 deposit for the Proposal Review fee. The County accepted the PPEA proposal on October 17, 2008 and then advertised for competing proposals. No other bids were received. At present, no contract has been signed and no County funds have been expended.

To summarize, the County has or will expend a total of \$199,312 in our effort to develop the reservoir as a water supply, which does not include the costs associated with the water line along U.S. 15 or the cost to build the reservoir.

Attachments: None.

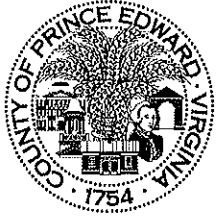
Recommendation: None.

Motion _____
Second _____

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McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 14-b
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: County Water & Sewer Ordinance – Authorize Public Hearing

Summary:

With the recent purchase of water and sewer infrastructure from the Town and the decision to operate a County utility system, certain steps must be taken to properly implement the operation of a public utility system. One immediate item is the adoption of ordinances that set forth policies and procedures for the operation of the system.

Attached is a draft of the County's first utility ordinance.

Attachments: Draft Water and Sewer Ordinance

Recommendation: Authorize the advertisement of a Public Hearing

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

Chapter 75 WATER, SEWERS AND SEWAGE DISPOSAL*

Article I. In General

Secs. 28-1--28-25. Reserved.

Article II. Water

Division 1. Generally

Sec. 75-1. Rules and regulations generally.

Sec. 75-2. Taking water without authority.

Sec. 75-3. General restrictions on use of water.

Sec. 75-4. Management vested in town manager.

Sec. 75-5. Waterworks fund.

Sec. 75-6. Fire hydrants.

Sec. 75-7. Tampering, etc., with waterworks property.

Sec. 75-8. Failure of system; right to cut off water generally.

Sec. 75-9. Right of entry.

Sec. 75-10. Discharge from sinks, bathrooms, etc.

Secs. 75-11--75-15 Reserved.

Division 2. Connections and Charges

Sec. 75-16. Application for service.

Sec. 75-17. Permit for connection.

Sec. 75-18. Each residential unit or business establishment to have separate connection; exception.

Sec. 75-19. Water connection charges.

Sec. 75-20. Deposits.

Sec. 75-21. Rate schedule.

Sec. 75-22. Surcharge on multiple units served by a single meter.

Sec. 75-23. Town to maintain connections to meter box.

Sec. 75-24. Consumer to furnish connections between house and meter box.

Sec. 75-25. Turning on water.

Sec. 75-26. Disconnection of service.

Secs. 75-27--75-29. Reserved.

Division 3. Meters

Sec. 75-30. Provided by County.

Sec. 75-31. Bimonthly readings; when bills due, delinquent accounts.

Sec. 75-32. Testing; deposit.

Sec. 75-33. Refunds when meters in error.

Sec. 75-34. Failure to register.

Sec. 75-35. Removal for illegal use or abuse.

Secs. 75-36--75-38. Reserved.

Article III. Sewers and Sewage Disposal

Division 1. Generally

Sec. 75-39. Management vested in town manager.

Sec. 75-41. Application and permit for connection.

Sec. 75-42. Branch pipes--Generally.

Sec. 75-43. Same--Abutting property owners to pay expense of laying.

Sec. 75-44. Same--Maintenance.

Sec. 75-45. Claims arising out of sewer stoppages.

Sec. 75-47. Laying private sewers.

Sec. 75-48. Rain and storm water, sump pump, etc., connections.

Sec. 75-49. Use of system.

Sec. 75-50. Breaking, etc., sewers and sewer equipment.

Division 2. Charges and Rates

Sec. 75-51. Sewer connection charges

Sec. 75-52. Sewer charge.

Sec. 75-53. Sewer surcharge.

Sec. 75-54. Sewer user charge review.

Secs. 75-55—75-64. Reserved.

Division 2. Cross-Connection and Backflow Prevention for Waterworks

Sec75-65. Definitions.

Sec. 75-66. Supplement.

Sec. 75-67. Commonwealth regulations adopted.

Sec. 75-68. Inspections to be made.

Sec. 75-69. Right of entry; supply of requested information; discontinuance of service; cross-connection and backflow devices.

Sec75-70. Potable water protection.

Article V. Sewer Use

Division 1. Generally

Sec. 75-71. Purpose.

Sec. 75-72. Scope.

Sec. 75-73. Administration.

Sec. 75-74. Fees and charges.

Sec. 75-75. Inspections.

Sec. 75-76. Vandalism.

Sec. 75-77. Severability.

Sec. 75-78. Amendments of the ordinance.

Division 2. Definitions

Sec. 75-79. Specific definitions.

Sec. 75-80. General definitions.

Division 3. Use of City's Treatment Works and Treatment Facility

Sec. 75-81. Waste disposal.

Sec. 75-82. Wastewater discharges.

Division 4. Building Sewers and Connections

Sec. 75-85. Connection permit.

Sec. 75-86. Connection costs.

Sec. 75-87. Separate connections required.

Sec. 75-89. Building sewer design.

Sec. 75-90. Building sewer elevation.

Sec. 75-91. Surface runoff and groundwater drains.

Sec. 75-92. Conformance to applicable codes.

Sec. 75-93. Connection inspection.

Sec. 75-94. Excavation guards and property restoration.

Sec. 75-95. Protection of capacity for existing users.

Division 5. Conditions to Use the Town's Treatment Works

Sec. 75-96. Special uses of treatment works.

Sec. 75-97. Industrial user, general prohibition upon.

Sec. 75-98. Restricted discharges.

Sec. 75-99. Categorical pretreatment standards.

Sec. 75-100. Special agreements.

Sec. 75-101. Water and energy conservation.

Sec. 75-102. Excessive discharge.

Sec. 75-103. Accidental discharges (slug load).

Division 6. Industrial Dischargers

Sec. 75-104. Information requirements.

Sec. 75-105. User permits.

Sec. 75-106. Reporting requirements for permittee.

Sec. 75-107. Provision for monitoring.

Sec. 75-108. Costs of damage.

Division 7. Pretreatment

Sec. 75-109. Wastewaters with special characteristics.

Sec. 75-110. Compliance with pretreatment requirements.

Sec. 75-111. Monitoring requirements.

Sec. 75-112. Effect of federal law.

Sec75-113. Certification.

Division 8. Wastewater Service Charges and Industrial Cost Recovery

Sec. 75-114. Wastewater service charges.

Sec. 75-115. Industrial cost recovery.

Sec. 75-116. Determination of system use.

Division 9. Enforcement

Sec. 75-117 Harmful contributions.
Sec. 75-118 Revocation of permit.
Sec. 75-119 Notification of violation.
Sec75-120 Show cause hearing.
Sec. 75-121 Legal action.
Sec. 75-122. Penalties.
Sec. 75-123. Falsifying information.

ARTICLE II. WATER

DIVISION 1. GENERALLY

Sec. 75-1. Rules and regulations generally.

The rules and regulations set out in this article shall be considered a part of the contract with every person supplied with water through the county waterworks system and every person by taking water shall be considered to express his assent to be bound thereby. When any of the rules and regulations are violated or such others as the Board of Supervisors may adopt, water shall be cut off from the building or place of such violations and shall not be turned on except by order of the county administrator or Board of Supervisors and then only after the payment of the sum of ten dollars (\$50.00) to cover the cost of shutting off the water and turning it on again; and in case of such violations, the Board of Supervisors shall have the right to declare forfeited any payment made for water by persons committing or permitting such violations.

Sec. 75-2. Taking water without authority.

It is hereby declared unlawful for any person to take any water from the waterworks system of the county, except in accordance with the provisions of this article. Waterworks system is defined as any and all equipment connected to the water distribution system to include but not limited to water lines, hydrants, valves, meter boxes and storage facilities.

Sec. 75-3. General restrictions on use of water.

No consumer shall supply water to other families nor suffer them to take water off his premises. Nothing in this section shall prevent the occupant of any house or premises supplied with county water from having, when his hydrant or connection is out of order, the use of water from another house or premises with the permission of the occupant thereof nor prevent any person from taking county water to extinguish a fire in the case of an emergency. But in no case shall an account holder/consumer provide water to another premises via a piped connection or to another accountholder/consumer who has had service disconnected by the County.

Sec. 75-4. Management vested in county administrator.

The county administrator shall have the general management and control of the county waterworks and the properties appertaining thereto. He shall have authority to appoint such assistants and employees as he may deem necessary for the operation and maintenance of the waterworks, to fix their compensation and to remove such assistants and employees at any time; provided, that in such general management and

control, the county administrator shall be subject to the control of the Board of Supervisors.

Sec. 75-5. Waterworks fund.

There shall be an account kept by the treasurer known as the "waterworks fund." All money received from the sale of waterworks bonds, from the collection of water rents, from any taxation for waterworks purposes, from the sale of any property or material connected with the waterworks, from any appropriation made by the Board of Supervisors for the purpose of construction or extension of the waterworks or from any source whatsoever connected with the management and operation of the waterworks system shall be placed in the waterworks fund; and all salaries and disbursements connected with the management and operation of the waterworks system shall be paid out of this fund, insofar as possible.

Sec. 75-6. Fire hydrants.

(a) All hydrants erected for the purpose of extinguishing fires are hereby declared to be public hydrants. No persons, except the members of the fire departments, or persons especially authorized by the county administrator or Board of Supervisors, and then only in the exercise of the authority delegated, shall open any of such hydrants or uncover or remove any protection from or in any manner interfere with such hydrants.

(b) It shall be unlawful for any person authorized to open hydrants to delegate his authority to another or to let or suffer another person to take wrenches or tools furnished him or to suffer the same to be taken from any fire station except for the purpose strictly connected with the fire department or as they accompany fire apparatus on occasion of fire.

Sec. 75-7. Tampering, etc., with waterworks property.

It shall be unlawful to break, injure, mark, deface, interfere with or disturb any building, machinery, apparatus, mains, pipes, meters, fixtures, attachments or appurtenances of the waterworks system or any part thereof or to commit any act tending to obstruct or impair the intended use of the above-mentioned property without permission of the county administrator or Board of Supervisors or excepting cases provided by ordinance or this Code. The waterworks system referred to in this section shall not include the pipes, fixtures, etc., owned and maintained by the consumer.

Sec. 75-8. Failure of system; right to cut off water generally.

The county does not guarantee a regular and uninterrupted supply of water to any consumer and shall not be liable for any failure to supply the same nor shall it be liable for any claim or damages by reason of the breaking of any main, service pipe, stopcock or other equipment or if for any reason the supply of water shall be shut off to make repairs, connections or extensions or for any other reason whatsoever. The right is reserved to cut off the supply of water at any time. When possible to do so, reasonable notice of such discontinuation shall be given to the consumers affected.

Sec. 75-9. Right of entry.

Every consumer shall permit the county administrator and the duly authorized employees of the waterworks system of the county or any person or corporation authorized by the county to install or repair a portion of the waterworks system, at all reasonable hours of the day, to enter his premises or building to examine the pipes and fixtures and the manner in which the water is used. Such consumer shall frankly and without concealment answer questions put to him relative to the use of water on such premises or in such building. The county shall have the right, on giving reasonable notice to the consumer, to discontinue the service when such access at any time is refused or not permitted.

Sec. 75-10. Discharge from sinks, bathrooms, etc.

No sewage or wastewater from any lot or discharge from any sink, bathroom or hydrant or other water fixture shall be permitted to flow into the street, upon the sidewalk or footway, or upon the premises of any adjacent owner.

DIVISION 2. CONNECTIONS AND CHARGES

Sec. 75-16. Application for service.

Every person desiring a supply of water shall make application therefor to the county administrator on such forms as may be prescribed by the Board of Supervisors and provided for that purpose. The application shall state fully and truly all the uses to which the water is to be applied; no different or additional use will be allowed, except by written permission made therefor.

The permit for the connection to the service pipes or water mains shall be issued by the county administrator or his designated representative to some licensed plumber employed by the applicant to make such connection.

Sec. 75-18. Each residential unit or business establishment to have separate connection; exception.

Not more than one (1) house, mobile home, house trailer or other unit used as a residence and not more than one (1) place of business, manufacturing plant or other business establishment shall be supplied from or through any one (1) water tap or connection, except on written permission of the board of Supervisors and not then in any case unless provision is made so that each house, mobile home, house trailer or other unit used as a residence, place of business, manufacturing plant or other business establishment may be shut off independently of all others. Mobile home parks, described as any lot or premises on which two (2) or more mobile homes are parked or located, shall have either a separate water meter supplying each mobile home or, with the approval of the county administrator or his authorized representative, may be supplied by one (1) or more meters if the water is purchased by the owner or operator of the mobile home park.

Sec. 75-19. Water connection charge.

(a) The basic connection fee is to cover the cost of the service tap w/stop, service line, meter setter and meter box. The basic connection fee shall be assessed all residential,

commercial and industrial connectors and the payment shall accompany the application for water service as set forth in the schedule of fees below:

- a. Residential, 3/4" tap, per unit . . . \$4,500.00
- b. Commercial/industrial, 3/4" tap, per unit . . . 6,000.00
plus cost of labor, materials and equipment to make tap
- c. All taps, over 3/4"
× size of meter . . . 10,000.00
plus \$3,000.00 per unit in excess of one (1)
plus cost of labor, materials and equipment to make tap
- d. Yard, 5/8" tap
if connected to existing service line . . . 1000.00
4,500.00 if connected to main

- (b) For the purpose of this section, a unit is described as follows:
 - (1) The part of a building designed or used as separate living quarters.
 - (2) The part of a building designed or used as a separate business, profession, trade or occupation.
 - (3) For nursing homes, hospitals, rooming houses, boarding houses or any like structure, every four (4) beds shall constitute one (1) unit.
 - (4) For hotels, motels or any like structure, every four (4) rooms shall constitute one (1) unit.
 - (5) For mobile home parks, each space designed or used to accommodate one (1) mobile home shall constitute one (1) unit.
 - (6) For schools, daycare centers or any like structure, every fifteen (15) students shall constitute one (1) unit.
- (c) If the county's actual cost of installing residential water service is more than the applicable basic connection fee, the applicant owner shall pay such difference plus an administrative fee equal to ten (10) percent of total cost.
- (d) In addition to the charges imposed by this section, the developer shall also pay the entire cost of extending facilities. Facilities construction credits may be allowed by the county, in its sole discretion, for construction of facilities in excess of size necessary to adequately serve (owner) applicant. Credits will be limited to a maximum of one-half (1/2) the amount assessed for the availability fee. Credits will be based on recent construction bids of similar facilities.
- (e) When water requirements of a connector exceed that originally applied for, the county shall require additional connection fees in accordance with the schedule of fees in effect at that time.

Sec. 75-20. Deposits.

- (a) **The treasurer is** authorized to require the following deposits from persons opening new water accounts:
 - (1) *Residential consumers:*
 - a. In county . . . \$120.00
 - (2) *Commercial consumers* (on the basis of the County Administrator or his designated representative estimates of the prospective consumer's use):

- a. In excess of twenty thousand (20,000) gallons per two (2) months:
 - 1. In county . . . \$225.00
- b. In excess of forty thousand (40,000) gallons per two (2) months:
 - 1. In county. . . 450.00
- c. In excess of one hundred thousand (100,000) gallons per two (2) months:
 - 1. In county . . . 600.00

(b) Any deposit not reclaimed by the depositor within one (1) year after the depositor ceases to use county water shall be deemed abandoned by the depositor and shall not be subject to reclamation.

Sec. 75-20. Rate schedule.

- (a) The charge for water shall be:
 - (1) First 3,000 gallons . . . \$25.93
 - (2) Over 3,001 gallons to 20,000 gallons, per 1,000 gallons . . . 3.99
 - (3) Over 20,001 gallons, per 1,000 gallons . . . 6.00

Sec. 75-21. Surcharge on multiple units served by a single meter.

(a) In addition to the charges imposed by other sections of this article, there shall be added to all bills for meters serving more than one (1) unit, a bimonthly surcharge of five dollars (\$5.00) per unit for all units in excess of one (1), whether occupied or not. For the purpose of this section, a unit is described as follows:

- (1) The part of a building designed or used as separate living quarters.
- (2) The part of a building designed or used as a separate business, profession, trade or occupation.
- (3) For nursing homes, hospitals, rooming houses, boarding houses, or any like structure, every four (4) beds shall constitute one (1) unit.
- (4) For hotels, motels, or any like structure, every four (4) rooms shall constitute one (1) unit.
- (5) For mobile home parks, each space designed or used to accommodate one (1) mobile home shall constitute one (1) unit.

(b) There shall be no surcharge on dormitories when they are owned by an educational institution and used to house students attending that institution.

Sec. 75-23. County to maintain connections to meter box.

After the final inspection and approval of any service connection by the county administrator or his authorized agent, the county shall maintain all connections from the water main up to and including the water meters and meter box; except that when a meter is on private property, the county's responsibility shall not extend beyond the property line.

Sec. 75-24. Consumer to furnish connections between house and meter box.

Lateral lines between the house or premises of the property owner or consumer and the county meter shall be the responsibility of the property owner or the consumer.

Sec. 75-25. Turning on water.

Water shall not be turned on in any house or private service except by order of the county administrator or Board of Supervisors. Any person who turns on county water or who takes water from the county water system by any means except by order of the county administrator or Board of Supervisors shall be guilty of a misdemeanor and any person who uses water so taken shall be guilty of a misdemeanor. This rule shall not be construed to prohibit plumbers from turning water into any pipe to test same or for the purpose of testing the plumbing connected thereto. Should the meter or connections be damaged in any way by the turning on of water for testing purposes, the plumber shall be responsible for all such damages.

Sec. 75-26. Disconnection of service.

Water service may be disconnected on notice to the county administrator whenever the premises are to be unoccupied and shall be reconnected on request.

DIVISION 3. METERS

Sec. 75-30. Provided by county.

All water furnished by the county shall be measured by meters furnished by the county for that purpose.

Sec. 75-31. Bimonthly readings; when bills due, delinquent accounts.

(a) Meters shall be read every two (2) months by the properly authorized persons and water bills for the same shall be due and payable at the office of the county treasurer on the first day of the following month; if not paid by the twentieth day of that month, they shall be subject to a penalty of ten (10) percent, and if not paid on or before the last day of that month, water service to the delinquent consumer may be discontinued. To be reconnected, the delinquent consumer shall pay all accounts then due and, in addition, a reconnection charge of twenty dollars (\$50.00).

(b) If the bill is not paid by the twentieth day of such month, the county treasurer shall mail a notice to the delinquent consumer, stating that the ten-percent penalty has been applied to the bill and if the bill is not paid on or before the last day of such month, service shall be disconnected. If service is disconnected and the consumer does not choose to have it reconnected, after ten (10) days the county treasurer may apply the consumer's deposit to his unpaid account.

Sec. 75-32. Testing; deposit.

Any consumer may require his meter to be tested when a monthly usage exceeds the yearly average usage by 50% by paying to the county treasurer the sum of ten dollars (\$20.00). The county administrator shall thereupon see that the meter is properly tested. Should the meter register three (3) percent or more over, the consumer shall have his deposit for testing the meter returned to him.

Sec. 75-33. Refunds when meters in error.

Whenever a meter is found to have an average error in registration exceeding three (3) percent, an adjustment shall be made between the county and the consumer on the

basis of the error found, covering a period equal to one-half of the time elapsed since the last previous test; but in no case shall this period exceed three (3) months.

Sec. 75-34 Failure to register.

If the metering equipment is found to be out of order or fails to register for a certain period, the amount of water consumed shall be estimated, using as a basis the amount consumed during a similar period and under comparable conditions.

Sec. 75-35. Removal for illegal use or abuse.

If at any time it becomes necessary to remove a water meter because of improper or illegal use or abuse, the meter shall not be replaced until a fifty-dollar reinstallation charge is paid to the county treasurer, in addition to all other charges properly due.

ARTICLE III. SEWERS AND SEWAGE DISPOSAL*

DIVISION 1. GENERALLY

Sec. 75-39 Management vested in county administrator.

Any sewerage system and/or sewage disposal plant established by the County shall be under the supervision and control of the county administrator. The county administrator shall be subject to the control of the entire Board of Supervisors.

Sec. 75-41. Application and permit for connection.

Any person who owns a lot and desires to make a connection with the sewer system shall first file with the county administrator an application therefor in such form as may be prescribed by the Board of Supervisors and provided for that purpose. The application shall set forth the location and description of the property to be connected and for what purpose the sewer is to be used. If the use to which the sewer is to be put is practicable, the county administrator shall issue a permit therefor. It shall be unlawful to make any such connection until the required permit has been secured.

Sec. 75-42. Lateral lines--Generally.

No person shall connect with any sewer at any other place than through the lateral connections approved by the county for that purpose, unless special permission therefor is given by the Board of Supervisors.

Sec. 75-43. Same--Abutting property owners to pay expense of laying.

Laterals for connections with the county sewer system shall be authorized by the county at the expense of the abutting property owners. Such lateral shall extend from the county sewer to the

property line; but when the abutting property is not already built upon no bill shall be rendered for the laterals until the property shall have been built upon and application made for a sewer connection permit. The cost of laying laterals for connections shall be ascertained and certified by the county administrator to the treasurer, and the treasurer shall make proper entry thereof in his book and make out the necessary bills. The treasurer shall thereupon notify the owner of each lot liable for one (1) of the bills or his agents that the bill is in the hands of the treasurer for collection. Such notice shall state the location of the lot, the kind of work done, the amount of the bill and the fact that the bill will be delinquent and subject to a penalty of ten (10) percent on and after the first day of January next ensuing. In no case shall any property owner be charged a greater sum than he would otherwise be required to pay for the lateral for connection with the public sewer because the sewer is not placed in the center of the street or alley.

Sec. 75-44. Same--Maintenance.

Laterals connecting with the county sanitary sewer mains shall be maintained at the expense of the county whenever the lateral lies under a public way.

Sec. 75-45. Claims arising out of sewer stoppages.

The county administrator shall investigate individual claims arising out of sewer stoppages on personal property and shall submit each to the County's insurance company for possible payment.

Sec. 75-47. Laying private sewers.

The consent of VDOT shall be secured before laying any private sewer line along any state maintained road. The provisions of the Uniform Statewide Building Code shall be complied with in laying such private sewers along any street or alley. When the sewers are laid and the connections made, the person authorized to make the connections and to lay the sewers shall notify the county administrator or his authorized agent, who shall inspect such work promptly as his duties permit, and if the material used and the work done meets the requirements set forth, he shall approve the same.

Sec. 75-48. Rain and storm water, sump pump, etc., connections.

Rainwater, stormwater, subsurface drainage and sump pump connections handling the same shall not be made with the sanitary sewer system.

Sec. 75-49. Use of system.

It shall be unlawful to throw, place or deposit, or cause or permit to be thrown, placed or deposited in any vessel or receptacle connected with the sewer system any garbage, hair, ashes, fruit, vegetables, peelings, refuse, rags, sticks, cinders or any other matter or thing except human excrement, urine, the necessary toilet paper, liquid slops and drainage of like character. (See BOCA Code, Sec. 309.0)

Sec. 75-50. Breaking, etc., sewers and sewer equipment.

It shall be unlawful to break, injure, mark, deface, interfere with or disturb any sewer line, manhole, building, machinery, apparatus or appurtenances of the sewer system or any part thereof belonging to the county or to commit any act tending to obstruct or impair the intended use of the

above-mentioned property without permission of the county administrator or the Board of Supervisors or excepting cases provided for in this Code or otherwise provided by ordinance.

DIVISION 2. CHARGES AND RATES*

Sec. 75-51. Sewer connection charge.

(a) The basic connection fee is to cover the cost of the service tap w/stop, service line and clean-out. The basic connection fee shall be assessed all residential, commercial and industrial connectors and the payment shall accompany the application for sewer service as set forth in the schedule of fees below:

- a. Residential, 4" tap, per unit . . . \$4,500.00
- b. Commercial/industrial, 4" tap, per unit . . . 6,000.00
plus cost of labor, materials and equipment to make tap
- c. All taps, over 4" . . . 10,000.00
plus \$10,000.00 per inch in excess of four (4)
plus \$10000.00 per unit in excess of one (1)
plus cost of labor, materials and equipment

(b) For the purpose of this section, a unit is described as follows:

- (1) The part of a building designed or used as separate living quarters.
- (2) The part of a building designed or used as a separate business, profession, trade or occupation.
- (3) For nursing homes, hospitals, rooming houses, boarding houses or any like structure, every four (4) beds shall constitute one (1) unit.
- (4) For hotels, motels or any like structure, every four (4) rooms shall constitute one (1) unit.
- (5) For mobile home parks, each space designed or used to accommodate one (1) mobile home shall constitute one (1) unit.
- (6) For schools, daycare centers or any like structures, every fifteen (15) students shall constitute one (1) unit.

(c) If the county's actual cost of installing residential sewer service is more than the applicable basic connection fee, the applicant owner shall pay such difference plus an administrative fee equal to ten (10) percent of total cost.

(d) In addition to the charges imposed by this section, the developer shall also pay the entire cost of extending facilities. Facilities construction credits may be allowed by the county, in its sole discretion, for construction of facilities in excess of size necessary to adequately serve (owner) applicant. Credits will be limited to a maximum of one-half (1/2) the amount assessed for the availability fee. Credits will be based on recent construction bids of similar facilities.

(e) When sewer requirements of a connector exceed that originally applied for, the county shall require additional connection fees in accordance with the schedule of fees in effect at that time.

(f) The total connection fee shall be paid before connection, with twenty-five (25) percent payable at the time of plan approval and the remainder prior to activation.

(g) The Board of Supervisors may, in its sole discretion, by resolution, waive a portion of the connection fees for sewer facilities installed under federal or state funded sewer projects. The portion of the fee that is waived shall be indicated as county financial participation in the water project.

Sec. 75-52. Sewer charge.

- (a) There is hereby imposed against each water user having a sewer connection into the county sewer system a charge equaling one hundred ten (110) percent of the water bill.
- (b) For each connection into the county sewer system that is not a user of county water, there shall be a bimonthly charge of forty-four dollars (\$66.00), plus a bimonthly charge of forty-four dollars (\$66.00) for each additional unit, whether occupied or not.
- (c) For the purpose of this section, a unit is described as follows:
 - (1) The part of a building designed or used as separate living quarters.
 - (2) The part of a building designed or used as a separate business, profession, trade or occupation.
 - (3) For nursing homes, hospitals, roominghouses, boardinghouses, or any like structure, every four (4) beds shall constitute one (1) unit.
 - (4) For hotels, motels, or any like structure, every four (4) rooms shall constitute one (1) unit.
 - (5) For mobile home parks, each space designed or used to accommodate one (1) mobile home shall constitute one (1) unit.
 - (6) For schools, day-care centers, or any like structure, every fifteen (15) students shall constitute one (1) unit.
- (e) All users contributing more than five hundred thousand (500,000) gallons per month and whose waste strength is greater than two hundred (200) mg. BOD/l or two hundred (200) mg. TSS/l or twenty-five (25) mg. TKN/l, shall prepare and file with the county administrator a report that shall include pertinent data relating to the wastewater characteristics, including the methods of sampling and measurement to obtain these data, and these data shall be used to calculate the user charge for that user. The employees of the county or designated agent shall have the right to gain access to the waste stream and take its own samples. Should the employees of the county or designated agent do so and should the results be substantially different as determined by the laboratory of the county wastewater treatment facility or designated certified laboratory from the data submitted by the user, the user charge for that user shall be revised for the next billing cycle period.

Sec. 75-53. Sewer surcharge.

For those users whose wastewater has a greater strength than normal domestic sewage, a surcharge in addition to the normal user charge will be collected. The surcharge for operation and maintenance including replacement is:

TABLE INSET:

<i>BOD</i>				<i>BOD mg/l</i>
<i>Normal charge</i>	x	<i>0.43</i>	x	_____
				<i>200 mg/l</i>
<i>TSS</i>				<i>TSS mg/l</i>
<i>Normal charge</i>	x	<i>.026</i>	x	_____
				<i>200 mg/l</i>

TKN				TKN mg/l
Normal charge	x	0.17	x	_____
				25 mg/l

Sec. 75-54. Sewer user charge review.

The county will review the user charges at least annually and revise the rates as necessary to ensure that adequate revenues are generated to pay the costs of operation and maintenance including replacement and that the system continues to provide for the proportional distribution of operation and maintenance including replacement costs among users and user classes. Notification of any proposed rate changes will be provided to those users impacted.

ARTICLE IV. PLUMBING*

*Cross references: Plumbing code, § 6-31 et seq.

DIVISION 2. CROSS-CONNECTION AND BACKFLOW PREVENTION FOR WATERWORKS

Sec. 75-65. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Air gap separation means the unobstructed vertical distance through the free atmosphere between the lowest opening from any pipe or faucet supplying pure water to a tank, plumbing fixture or other device and the rim of the receptacle.

Auxiliary water system means any water system on or available to the premises other than the waterworks. These auxiliary waters may include water from another purveyor's waterworks, or water from a source such as wells, lakes or streams, or process fluids, or used water. They may be polluted or contaminated or objectionable, or constitute a water source or system over which the water purveyor does not have control.

Backflow means the flow of contaminants, pollutants, process fluids, used water, untreated waters, chemicals, gases, or nonpotable waters into any part of a waterworks.

Backflow prevention device means any approved device, method or type of construction intended to prevent backflow into a waterworks.

Consumer means the owner or person in control of any premises supplied by or in any manner connected to a waterworks.

Consumer's water system means any water system located on the consumer's premises, supplied by or in any manner connected to a waterworks.

Contamination means any introduction into pure water of microorganics, wastes, wastewater, undesirable chemicals or gases.

Cross-connection means any connection or structural arrangement, direct or indirect, to the waterworks whereby backflow can occur.

Degree of hazard is a term derived from an evaluation of the potential risk to health and the adverse effect upon the waterworks.

Double gate, double check valve assembly means an approved assembly composed of two (2) single, independently acting check valves including tightly closing shutoff valves located at each end of the assembly and petcocks and test gauges for testing the watertightness of each check valve.

Health hazard means any condition, device or practice in a waterworks or its operation that creates, or may create, a danger to the health and well-being of the water consumer.

Interchangeable connection means an arrangement or device that will allow alternate but not simultaneous use of two (2) sources of water.

Pollution means the presence of any foreign substance (chemical, physical, radiological or biological) in water that tends to degrade its quality so as to constitute an unnecessary risk or impair the usefulness of the water.

Pollution hazard means a condition through which an aesthetically objectionable or degrading material may enter the waterworks or a consumer's water system.

Process fluids means any fluid or solution which may be chemically, biologically or otherwise contaminated or polluted which would constitute a health, pollutional or system hazard if introduced into the waterworks. This includes, but is not limited to:

- (1) Polluted or contaminated waters.
- (2) Process waters.
- (3) Used water originating from the waterworks which may have deteriorated in sanitary quality.
- (4) Cooling waters.
- (5) Contaminated natural waters taken from wells, lakes, streams or irrigation systems.
- (6) Chemicals in solution or suspension.
- (7) Oils, gases, acids, alkalis and other liquid and gaseous fluids used in industrial or other processes, or for firefighting purposes.

Pure water or *potable water* means water fit for human consumption and use which is sanitary and normally free of minerals, organic substances, and toxic agents in excess of reasonable amounts of domestic usage in the area served and normally adequate in supply for the minimum health requirements of the persons served.

Reduced pressure principle backflow prevention device means a device containing a minimum of two (2) independently acting check valves together with an automatically operated pressure differential relief valve located between the two (2) check valves. During normal flow and at the cessation of normal flow, the pressure between these two (2) checks shall be less than the supply pressure. In case of leakage of either check valve, the differential relief valve, by discharging to the atmosphere, shall operate to maintain the pressure between the check valves at less than the supply pressure. The unit must include tightly closing shutoff valves located at each end of the device, and each device shall be fitted with properly located test cocks. These devices must be of the approved type.

Service connection means the terminal end of a service line from the waterworks. If a meter is installed at the end of the service, then the service connection means that downstream end of the meter.

System hazard means a condition posing an actual, or threat of, damage to the physical properties of the waterworks or a consumer's water system.

Used water means any water supplied by a water purveyor from waterworks to a consumer's water system after it has passed through the service connection.

Water purveyor means an individual, group of individuals, partnership, firm, association, institution, corporation, municipal corporation, county or authority which supplies water to any person within this state from or by means of any waterworks.

Waterworks means all structures and appliances used in connection with the collection, storage, purification and treatment of water for drinking or domestic use and the distribution thereof to the public or residential consumers as set forth in Code of Virginia, Tit. 62.1, Ch. 4, § 62.1-45a.

Sec. 75-66. Supplement.

This article is a supplement to the BOCA National Plumbing Code.
(Code 1973, § 28-62)

Sec. 75-67. Commonwealth regulations adopted.

The Board of Supervisors hereby adopts by reference, Section 6.00, Cross-Connection and Backflow Prevention Control in Waterworks, Commonwealth of Virginia Waterworks Regulations.

Sec. 75-68. Inspections to be made.

It shall be the duty of the Board of Supervisors to cause inspections to be made of properties served by the waterworks where cross-connections with the waterworks are deemed possible. The frequency of inspections and reinspections based on potential health hazards involved, shall be established by the building official in the cross-connection control and backflow prevention program and as approved by the state department of health.

Sec. 75-69. Right of entry; supply of requested information; discontinuance of service; cross-connection and backflow devices.

(a) The representative of the Board of Supervisors, upon written request to the effected property owner or occupant, shall be granted the right to enter at any reasonable time properties served by a connection to the waterworks of the county for the purpose of inspecting the piping system for cross-connections. Also upon written request, the owner or occupant of such property shall furnish to such representative any requested information regarding the piping system on such property. Failure to grant the right to enter or to supply the requested information, as described herein, shall entitle the county to immediately and without notice discontinue county water service to the effected premises. In the event of such discontinuance, the county shall not restore such service until an inspection of the premises has been made or the requested information has been furnished, either or both; provided however, that the county may extend such discontinuance of service under the conditions described in subsection (b), below.

(b) The water purveyor may deny or discontinue the water service to a consumer if the required backflow prevention device is not installed. If it is found that the device has been removed or bypassed or if a cross-connection exists on the premises, or if the pressure in the waterworks is lowered below ten (10) psi gauge, the purveyor shall take positive action to insure that the waterworks is adequately protected at all times. Water service to such premises shall not be restored until the deficiencies have been corrected or eliminated in accordance with commonwealth waterworks regulations and to the satisfaction of the purveyor.

Sec. 75-70. Potable water protection.

The potable water made available on the properties served by the waterworks shall be protected from possible contamination or pollution by enforcement of this article and the county plumbing code. Any water outlet which could be used for potable or domestic purposes and is not supplied by the potable system must be labeled as "water unsafe for drinking" in a conspicuous manner.

ARTICLE V. SEWER USE
DIVISION 1. GENERALLY
Sec. 75-71. Purpose.

The purpose of this article is to provide for the maximum possible beneficial public use of the Town of Farmville and Prince Edward County treatment works through regulation of sewer construction, sewer use and wastewater discharges, to provide for equitable distribution of the costs of the treatment works, and to provide procedures for complying with the requirements contained herein.

Sec. 75-72. Scope.

(a) The definitions of terms used in this article are found in section 75-79. The provisions of this article shall apply to the discharge of all wastewater to treatment works of the Town of Farmville or Prince Edward County. This article provides for use of the town's treatment works, regulation of sewer construction, control of the quantity and quality of wastewater discharged, wastewater pretreatment, equitable distribution of costs, assurance that existing customers' capacity will not be preempted, approval of sewer construction plans, issuance of user permits, minimum sewer connection standards and conditions, and penalties and other procedures in cases of violation of this article.

(b) This article shall apply to the all persons in the county who are, by contract, permit or agreement with the town users of the town's treatment works.

Sec. 75-73. Administration.

Except as otherwise provided herein, the county administrator shall administer, implement and enforce the provisions of this article.

Sec. 75-74. Fees and charges.

(a) All fees and charges payable under the provisions of this article shall be paid to the county. Such fees and charges shall be as set forth herein or as established in the latest edition of the County's Treatment Works User Charge Ordinance.

(b) All user fees, penalties and charges collected under this article (and the Treatment Works User Charge Ordinance) shall be used for the sole purpose of constructing, operating or maintaining the treatment works of the county, or the retirement of debt incurred for same.

(c) All fees and charges payable under the provisions of this article are due and payable upon the receipt of notice of charges. Unpaid charges shall become delinquent and shall be subject to penalty and interest charges as provided for in the latest edition of the County's Treatment Works User Charge Ordinance.

Sec. 75-75. Inspections.

(a) The county administrator his designated representative or authorized state or federal officials, bearing the proper credentials and identification, shall be permitted to enter all premises where an effluent source or treatment system is located at any reasonable time for the purposes of inspection, observation, measurement, sampling and/or copying records of the wastewater discharge to ensure that discharge to the treatment works is in accordance with the provisions of this article.

(b) The county administrator or authorized county designee bearing proper credentials and identification, shall be permitted to enter all private property through which the county holds an easement for the purposes of inspection, observation, measurement, sampling, repair and maintenance of any of the county's treatment works lying within the easement. All entry and any subsequent work on the easement, shall be done in full accordance with the terms of the easement pertaining to the private property involved.

(c) While performing any necessary work on private properties referred to in subsections (a) and (b) above, the county administrator or authorized designee, shall observe all safety and occupational rules established by the owner or occupant of the property and applicable to the premises.

Sec. 75-76. Vandalism.

No person shall maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the county's treatment works. Any person who violates this section shall be guilty of a misdemeanor and, upon conviction, is punishable by a fine in an amount not to exceed two hundred fifty dollars (\$250.00).

Sec. 75-77. Severability.

If any provision of these regulations, or the application of any provision of these regulations to any person or circumstances, is held invalid, the application of such provision to other persons or circumstances, and the remainder of the regulations, shall not be affected thereby.

Sec. 75-78. Amendments of the ordinance.

Public notice shall be given in accordance with applicable provisions of the county ordinances, state and federal law, prior to adoption of any amendments of this ordinance.

DIVISION 2. DEFINITIONS

Sec. 75-79. Specific definitions.

Unless the context of usage indicates otherwise, the meaning of specific terms in this article shall be as follows:

Act shall mean the Federal Clean Water Act, 33. U.S.C. 1251 et seq.

Approval authority shall mean the Executive Director or Director of the State Water Control Board.

ASTM shall mean the American Society for Testing and Materials.

Authorized representative of industrial user shall mean:

- (1) A principal executive officer of at least the level of vice president, if the industrial user is a corporation;
- (2) A general partner or proprietor if the industrial user is a partnership or sole proprietorship respectively; or

(3) A duly authorized representative of the individual designated in (1) or (2) above, if such representative is responsible for the overall operation of the facility from which the discharge to the POTW originates. The authorization must be submitted to the County Administrator prior to or together with any reports to be signed by the authorized representative.

BOD (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen used in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C, expressed in milligrams per liter.

Building sewer shall mean the extension from a building wastewater plumbing facility to the treatment works.

Categorical pretreatment standard or categorical standard shall mean any regulation containing pollutant discharge limits promulgated by the EPA in accordance with Sections 307(a) and 307(c) of the Act, which apply to specific categories of industrial users which appear in 40 CFR Chapter I, Subchapter N, Parts 405--471.

Combined sewer shall mean a sewer intended to receive both wastewater and storm or surface water.

Day shall mean the 24-hour period beginning at 12:01 a.m.

Discharger shall mean person or persons, firm, company, industry or other similar sources of wastewater who introduce such into the POTW.

Easement shall mean an acquired legal right for the specific use of land owned by others.

EPA shall mean the United States Environmental Protection Agency.

Establishment shall mean any industrial establishment, mill, factory, tannery, paper or pulp mill, mine, coal mine, colliery, breaker or coal processing operations, quarry, oil refinery, boat, vessel and each and every other industry or plant or works the operation of which produces industrial wastes or other wastes or which may otherwise alter the physical, chemical or biological properties of any state waters.

Existing source shall mean any source of discharge, the construction or operation of which commenced prior to the publication of proposed categorical pretreatment standards which will be applicable to such source if the standard is thereafter promulgated in accordance with Section 307 of the Act.

Garbage shall mean the solid animal and vegetable wastes resulting from the domestic or commercial handling, storage, dispensing, preparation, cooking and serving of foods.

Groundwater shall mean water beneath the land surface in the zone of saturation.

Indirect discharge shall mean the introduction of (nondomestic) pollutants into the POTW from any nondomestic source regulated under Section 307(b), (c) or (d) of the Act.

Industrial user or significant discharger shall mean a source of indirect discharge or a nondomestic discharge to a treatment works.

Industrial wastes shall mean liquid or other wastes resulting from any process of industry, manufacture, trade or business, or from the development of any natural resources.

Interference shall mean an inhibition or disruption of the POTW, its treatment processes or operations, or its sludge processes, which clearly causes, in whole or in part, a violation of any requirement of the POTW's VPDES permit, including those discharges that prevent the use or disposal of sludge by the POTW in accordance with any federal or state laws, regulations, permits or sludge management plans.

Manager shall mean the town manager or an authorized designee.

May shall be permissible.

Municipality shall mean a city, county, town, district association, authority or other public body created under the law and having jurisdiction over disposal of sewage, industrial or other wastes.

Natural outlet shall mean any outlet into a watercourse, pond, ditch, lake or any other body of surface or groundwater.

New source shall have the same meaning as provided in 40 CFR Part 403.3(k) (1990).

Owner shall mean the Commonwealth or any of its political subdivisions, including, but not limited to, sanitation district commissions and authorities, and public or private institutions, corporations, associations, firms or companies organized or existing under the laws of this or any other state or country, or any person or group of persons acting individually or as a group.

Pass-through shall mean the discharge of pollutants through a POTW into state waters in quantities or concentrations which are a cause in whole or in part of a violation of any requirement of the POTW's VPDES permit, including an increase in the magnitude or duration of a violation.

Person shall mean any individual, firm, company, association, society, partnership, corporation, governmental entity or other similar organization, agency or group.

pH shall mean the logarithm of the reciprocal of the hydrogen ion concentration expressed in grams per liter of solution as determined by standard methods.

Pollutant shall mean any dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, medical waste, chemical waste, industrial waste, biological materials, radioactive material, heat wrecked or discarded equipment, rock, sand, cellar dirt, agricultural and industrial waste, the characteristics of the wastewater (i.e. pH, temperature, TSS, turbidity, color, BOD, COD, toxicity, odor).

POTW (denoting Publicly Owned Treatment Works) shall mean any sewage treatment works that is owned by a state or municipality. Sewers, pipes or other conveyances are included in this definition only if they convey wastewater to a POTW providing treatment.

Pretreatment shall mean the reduction of the amount of pollutants, the elimination of pollutants, or the alteration of the nature of pollutant properties in wastewater prior to discharge to the County sewer system.

Pretreatment requirement shall mean any substantive or procedural requirement related to pretreatment imposed on an industrial user, other than a pretreatment standard.

Pretreatment standard shall mean any regulation containing pollutant discharge limits promulgated by the EPA in accordance with Section 307(b) and (c) or the Act, which applies to industrial users.

Prohibited discharges or prohibited discharge standards shall mean absolute prohibition against the discharge of certain substances. These prohibitions appear in sections 28-262 and 28-263.

Properly shredded garbages shall mean garbage that has been shredded to such a degree that all particles will be carried freely under flow conditions normally prevailing in the treatment works, with no particle greater than one-half (1/2) inch in any dimension.

Residential user (Class I) shall mean all premises used only for human residency and which is connected to the treatment works.

Sanitary wastewater shall mean wastewater discharged from the sanitary conveniences of dwellings, office buildings, industrial plants or institutions.

Shall shall be mandatory.

Significant industrial user shall be defined as follows:

- (1) Has a process wastewater* flow of 25,000 gallons or more per average work day; (*Excludes sanitary, non-contact cooling and boiler blowdown wastewater)
- (2) Contributes a process waste stream which makes up five (5) percent or more of the average dry weather hydraulic or organic capacity of the POTW;
- (3) Is subject to categorical pretreatment standards; or
- (4) Has significant impact, either singularly or in combination with other significant dischargers, on the treatment works or the quality of its effluent.

Slug load shall mean any discharge at a flow rate or concentration which could cause a violation of the prohibited discharge standard in section 28-263 or any discharge of a nonroutine, episodic nature, including but not limited to an accidental spill or a noncustomary batch discharge.

Standard methods shall mean the latest edition of Standard Methods for the Examination of Water and Wastewater, published by the American Public Health Association, Water Pollution Control Federation and American Water Works Association.

State shall mean the Commonwealth of Virginia.

Storm sewer shall mean a sewer for conveying storm, surface and other waters, which is not intended to be transported to a treatment works.

Surface water shall mean:

- (1) All waters which are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide;
- (2) All interstate waters, including interstate "wetlands";
- (3) All other waters such as inter/intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, "wetlands", sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds the use, degradation, or destruction of which would affect or could affect interstate or foreign commerce including any such waters:
 - a. Which are or could be used by interstate or foreign travelers for recreational or other purposes;
 - b. From which fish or shellfish are or could be taken and sold in interstate or foreign commerce; or
 - c. Which are used or could be used for industrial purposes by industries in interstate commerce;
- (4) All impoundments of waters otherwise defined as surface waters under this definition;
- (5) Tributaries of waters identified in paragraphs (3)a. and (4) of this definition;
- (6) The territorial sea; and
- (7) "Wetlands" adjacent to waters, other than waters that are themselves wetlands, identified in paragraphs (1) - (6) of this definition.

Suspended solids shall mean the total suspended matter that either floats on the surface of, or is in suspension in, water or wastewater as determined by standard methods.

Toxics shall mean any of the pollutants designated by federal regulations pursuant to Section 307(a) (1) of the Act.

Treatment facility shall mean only those mechanical power driven devices necessary for the transmission and treatment of pollutants (e.g., pump stations, unit treatment processes).

Treatment works shall mean any devices and systems used for the storage, treatment, recycling and/or reclamation of sewage or liquid industrial waste, or other waste necessary to recycle or reuse water, including intercepting sewers, outfall sewers, sewage collection systems, individual systems, pumping, power and other equipment and their appurtenances; extensions, improvements, remodeling, additions or alterations; and any works, including land that will be an integral part of the treatment process or is used for ultimate disposal of residues resulting from such treatment; or any other method or system used for preventing, abating, reducing, storing, treating, separating, or disposing of municipal waste or industrial waste, including waste in combined sewer water and sanitary sewer systems.

User shall mean a source of wastewater discharge into a POTW.

User permit shall mean a document issued by the POTW to the user that permits the connection and/or introduction of wastes into the treatment works under the provisions of this article.

VPDES shall mean Virginia Pollutant Discharge Elimination System permit program, as administered by the Commonwealth of Virginia.

Wastewater shall mean a combination of liquid and water-carried wastes from residences, commercial buildings, industries, and institutions, together with any groundwater, surface water or storm water that may be present.

WPCF shall mean the water pollution control federation.

(Ord. No. 19, 2-10-93)

Sec. 75-80. General definitions.

Unless the context of usage indicates otherwise, the meaning of terms in this article and not defined in section 75-79 above, shall be as defined in the glossary: Water and Wastewater Control Engineering prepared by Joint Editorial Board of the American Public Health Association, American Society of Civil Engineers, American Water Works Association, and Water Pollution Control Federation, Copyright 1969.

DIVISION 3. USE OF TREATMENT WORKS AND TREATMENT FACILITY

Sec. 75-81. Waste disposal.

It shall be unlawful for any person to place, deposit, or permit to be deposited in any condition that may be considered as an unsanitary or unhygienic manner on public or private property within the county, or in any area under the jurisdiction of said county, any human or animal excrement, garbage, or other objectionable waste.

Sec. 75-82. Wastewater discharges.

It shall be unlawful under state and federal law to discharge without a VPDES permit to any natural outlet within the County of Prince Edward, or in any area under its jurisdiction. Wastewater discharges to the county's treatment works are not authorized unless permitted by the county administrator in accordance with provisions of this article.

DIVISION 4. BUILDING SEWERS AND CONNECTIONS

Sec. 75-85. Connection permit.

(a) No person shall uncover, make any connections with, use, alter or disturb any wastewater sewer or a storm sewer without first obtaining a written permit from the county administrator or authorized designee.

(b) There shall be two (2) classes of permits for connections to the county's treatment works and treatment facilities.

Class I--Residential Class II--Industrial

In all cases, the owner shall make application for a permit to connect to the county treatment works on a form furnished by the county. The permit application shall be supplemented by wastewater information required to administer this article. A permit and inspection fee of twenty-five dollars (\$25.00) for a Class I, or fifty dollars (\$50.00) for a Class II connection permit shall be paid to the county at the time the application is filed.

(c) Connections to a storm sewer shall be subject to a permit and inspection fee of fifty dollars (\$50.00). Such connections shall be subject to the provisions of this article and the approval of the county administrator.

Sec. 75-86. Connection costs.

The costs and expenses incidental to the building sewer installation and connection to the county's treatment works shall be borne by the owner. The owner shall indemnify the county from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 75-87 Separate connections required.

A separate and independent building sewer shall be provided for every building

Sec. 75-89. Building sewer design.

The size, slope, alignment, construction materials, trench excavation and backfill methods, pipe placement, jointing and testing methods used in the construction and installation of a building sewer shall conform to the building and plumbing code or other applicable requirements of the county. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the ASTM and WPCF shall apply.

Sec. 75-90. Building sewer elevation.

Whenever practicable, the building sewer shall be brought to a building at an elevation below the basement floor. In buildings in which any building drain is too low to permit gravity flow to the county's treatment works, wastewater carried by such building drain shall be lifted by an approved means and discharged to a building sewer draining to the county's sewer.

Sec. 75-91. Surface runoff and groundwater drains.

(a) No person shall connect roof, foundation, areaway, parking lot, roadway or other surface runoff or groundwater drains to any sewer which is connected to a treatment works unless such connection is authorized in writing by the county administrator. The connection of such drains shall conform to codes specified in section 75-92 or as specified by the county administrator as a condition of approval of such connection.

(b) Except as provided in subsection (a) above, roof, foundation, areaway, parking lot, roadway or other surface runoff or groundwater drains shall discharge to natural outlets or storm sewers.

Sec. 75-92. Conformance to applicable codes.

The connection of a building sewer into a treatment works shall conform to the requirements of the building and plumbing code or other applicable requirements of the county, or the procedures set forth in appropriate specifications of the Commonwealth of Virginia Sewerage Regulations, Uniform Building Code of Virginia and American Society of Testing Materials. The connections shall be made gastight and watertight and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved in writing by the county administrator before installation.

Sec. 75-93. Connection inspection.

The applicant for a building sewer or other drainage connection permit shall notify the county administrator when such sewer or drainage connection is ready for inspection prior to its connection to the county's treatment works. Such connection inspections and testing as deemed necessary by the county administrator and shall be made by the county administrator's authorized designee.

Sec. 75-94. Excavation guards and property restoration.

Excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the county.

Sec. 75-95. Protection of capacity for existing users.

The county administrator shall not issue a permit for any class of connection to the county's treatment works or treatment facilities unless there is sufficient capacity, not legally committed to other users, in the treatment works and treatment facilities to convey and adequately treat the quantity of wastewater which the requested connection will add to the treatment works or treatment facility. The county administrator may permit such a connection if there are legally binding commitments to provide the needed capacity.

DIVISION 5. CONDITIONS TO USE THE COUNTY'S TREATMENT WORKS

Sec. 75-96. Special uses of treatment works.

All discharges of storm water, surface water, groundwater, roof runoff, subsurface drainage or other waters not intended to be treated in the treatment facility shall be made to storm sewers or natural outlets designed for such discharges, except as authorized in prior or subsequent sections of this ordinance. Any connection, drain, or arrangement which will permit any such waters to enter any other sewer shall be deemed to be a violation of this section and this article.

Sec. 75-97. Industrial user, general prohibition upon.

An industrial user shall not introduce any pollutants into the county's treatment works which will pass through or interfere with the operation or performance of the treatment facilities.

Sec. 75-98. Restricted discharges.

(a) No person shall discharge or cause to be discharged to any of the county's treatment works or distribution or collection system any substances, materials, waters or wastes in such quantities or concentrations which do or are likely to:

(1) Create a fire or explosion hazard in the POTW including, but not limited to, gasoline, benzene, naphtha, fuel oil or other flammable or explosive liquid, solid or gas, wastestream with a closed cup flashpoint of less than one hundred forty (140) degrees Fahrenheit or sixty (60) degrees Centigrade using test methods specified in 40 CFR 261.21;

(2) Cause corrosive damage or hazard to structures, equipment or personnel of the wastewater facilities, but in no case discharges with the following properties:
Having a pH lower than 5.0 or greater than 11.0;

(3) Cause obstruction to the flow in sewers or other interference with the operation of treatment facilities due to accumulation of solid or viscous materials;

(4) Constitute a rate of discharge or substantial deviation from normal rates of discharge, ("slug discharge"), sufficient to cause interference in the operation and performance of the treatment facilities;

(5) Contain heat in amounts which are likely to accelerate the biodegradation of wastes, causing the formation of excessive amounts of hydrogen sulfide in the treatment works or inhibit biological activity in the treatment facilities, but in no case shall the discharge of heat cause the temperature in the county wastewater sewer to exceed sixty-five (65) degrees C (150 degrees F) or the temperature of the influent to the treatment facilities to exceed forty (40) degrees C (104 degrees F) unless the facilities can accommodate such heat and the county has obtained prior approval from the approval authority;

(6) Contain more than one hundred (100) milligrams per liter of nonbiodegradable oils of mineral or petroleum origin;

- (7) Contain floatable oils, fat or grease;
 - (8) Contain toxic gases, vapors or fumes, malodorous gas or substance in quantities that may cause a public nuisance or cause acute human health or safety problems;
 - (9) Contain radioactive wastes in harmful quantities as defined by applicable state and federal regulations;
 - (10) Contain any garbage that has not been properly shredded;
 - (11) Contain any odor or color producing substances exceeding concentration limits which may be established by the county administrator for purposes meeting the county's VPDES permit;
 - (12) Petroleum oil, nonbiodegradeable cutting oil or products of mineral oil origin in amounts that will cause interference or pass through;
 - (13) Any trucked or hauled pollutants except at designated discharge points.
- (b) If, in establishing discharge restrictions, discharge limits, or pretreatment standards pursuant to the division, the county administrator establishes concentration limits to be met by a user, the county administrator in lieu of concentration limits, may establish mass limits of comparable stringency for an individual user at the request of such user. Upon approval by the state such limits should become pretreatment standards.

Sec. 75-99. Categorical pretreatment standards.

- (a) No person shall discharge or cause to be discharged to any treatment works, wastewaters containing substances subject to an applicable categorical pretreatment standard promulgated by EPA in excess of the quantity prescribed in such applicable pretreatment standards except as otherwise provided in this section. Compliance with such applicable pretreatment standards shall be within three (3) years of the date the standard is promulgated; provided however, compliance with a categorical pretreatment standard for new sources shall be required upon commencement of discharge to the treatment works.
- (b) The county administrator shall notify any industrial user affected by the provisions of this section and establish an enforceable compliance schedule for each.
- (c) No person shall discharge trucked hazardous wastes to the county's treatment works.

Sec. 75-100. Special agreements.

Nothing in this article shall be construed as preventing any agreement or arrangement between the county and any user of the treatment works and treatment facility whereby wastewater of unusual strength or character (only in terms of BOD and/or suspended solids) is accepted into the system and specially treated subject to additional payments or user charges as may be applicable.

Sec. 75-101. Water and energy conservation.

The conservation of water and energy shall be encouraged by the county administrator. In establishing discharge restrictions upon users, the county administrator shall take into account already implemented or planned conservation steps revealed by the user. Upon request of the county administrator, each user will provide the county administrator with pertinent information showing that the quantities of substances or pollutants have not been and will not be increased as a result of the conservation steps. Upon such a showing to the satisfaction of the county administrator, he shall make adjustments to discharge restrictions, which have been based on concentrations to reflect the conservation steps.

Sec. 75-102. Excessive discharge.

No user shall ever increase the use of process water or, in any way, attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the limitations contained in the Federal Categorical Pretreatment Standards, or in any other pollutant-specific limitation developed by the county or state.

Sec. 75-103. Accidental discharges (slug load).

(a) Each user shall provide protection from accidental discharge of prohibited materials or other substances regulated by this article. Facilities to prevent accidental discharge of prohibited materials shall be provided and maintained at the owner's or user's own cost and expense. Detailed plans showing facilities and operating procedures to provide this protection shall be submitted to the county for review, and shall be approved by the county before construction of the facility. No user who commences contribution to the POTW after the effective date of this ordinance shall be permitted to introduce pollutants into the system until accidental discharge procedures have been approved by the county. Review and approval of such plans and operating procedures shall not relieve the user from the responsibility to modify the user's facility as necessary to meet the requirements of this article. In the case of an accidental discharge, it is the responsibility of the user to immediately telephone and notify the POTW of the incident. The notification shall include location of discharge, type of waste, concentration and volume, and corrective actions.

(b) Within five (5) days following an accidental discharge; the user shall submit to the county administrator a detailed written report describing the cause of the discharge and the measures to be taken by the user to prevent similar future occurrences. Such notification shall not relieve the user of any expense, loss, damage, or other liability which may be incurred as a result of damage to the treatment works and treatment facility, fish kills, or any other damage to person or property; nor shall such notification relieve the user of any fines, civil penalties, or other liability which may be imposed by this article or other applicable law.

(c) A notice shall be permanently posted on the user's bulletin board or other prominent place advising employees whom to call in event of a dangerous discharge. Employers shall insure that all employees who may cause or suffer such a dangerous discharge to occur are advised of the emergency notification procedure.

DIVISION 6. INDUSTRIAL DISCHARGERS

Sec. 75-104. Information requirements.

(a) All industrial dischargers shall file with the county wastewater information deemed necessary by the county administrator for determination of compliance with this article, the county's VPDES permit conditions, and state and federal law. Such information shall be provided by completion of a questionnaire designed and supplied by the county administrator and by supplements thereto as may be necessary. Information requested in the questionnaire and designated by the discharger as confidential is subject to the conditions of confidentiality as set out in section 75-104(c).

(b) Where a person owns, operates or occupies properties designated as an industrial discharger at more than one location, separate information submittals shall be made for each location as may be required by the county administrator.

(c) Information and data on an industrial user obtained from reports, questionnaires, permit applications, permits and monitoring programs and from inspections shall be available to the public or other governmental agency without restriction unless the user specifically requests and is able to demonstrate to the satisfaction of the county that the release of such information would divulge information, processes or methods of production entitled to protection as trade secrets of the user.

When requested by the person furnishing a report, the portions of a report which might disclose trade secrets or secret processes shall not be made available for inspection by the public but shall be made available upon written request to governmental agencies for uses related to this article, the Virginia Pollutant Discharge Elimination System (VPDES) Permit, state disposal system permit and/or the pretreatment programs; provided, however, that such portions of a report shall be available for use by the state or any state agency in judicial review or enforcement proceedings involving the person furnishing the report. Wastewater constituents and characteristics will not be recognized as confidential information.

Information accepted by the county as confidential, shall not be transmitted to any governmental agency or to the general public by the county until and unless a ten-day notification is given to the user.

Sec. 75-105. User permits.

(a) All significant industrial users proposing to connect to or to contribute to the treatment works shall obtain a user permit before connecting to or contributing to the treatment works. All existing significant industrial users connected to or contributing to the treatment works shall obtain a user permit within one hundred eighty (180) days after the effective date of this article.

(b) Significant industrial users required to obtain a permit shall complete and file with the county an application in the form prescribed by the county, and accompanied by a fee of fifty dollars (\$50.00). Proposed new significant industrial users shall apply at least ninety (90) days prior to connecting to or contributing to the treatment works. In support of the application, the user shall submit, in units and terms appropriate for evaluation, the following information:

(1) Name, address and location, (if different from address);

(2) SIC number according to the Standards Industrial Classification Manual, Bureau of the Budget, 1987, as amended;

(3) Wastewater constituents and characteristics including but not limited to those mentioned in article V, section 2 of this ordinance as determined by a reliable analytical laboratory, sampling and analysis shall be performed in accordance with procedures established by the EPA pursuant to Section 304(g) of the Act and contained in 40 CFR, Part 136, as amended;

(4) Time and duration of contribution;

(5) Average daily and peak wastewater flow rates, including daily, monthly and seasonal variations if any;

(6) Site plans, floor plans, mechanical and plumbing plans and details to show all sewers, sewer connections and appurtenances by size, location and elevation;

(7) Description of activities, facilities and plant processes on the premises including all materials which are or could be discharged;

(8) The nature and concentration of any pollutants in the discharge. A statement identifying the applicable pretreatment standards and requirements, and a statement regarding whether or not the pretreatment standards are being met on a consistent basis and if not, whether additional O&M and/or additional pretreatment is required for the user to meet applicable pretreatment standards;

(9) If additional pretreatment and/or O&M will be required to meet the pretreatment standards; the shortest schedule by which the user will provide such additional pretreatment. The completion date in this schedule shall not be later than the compliance date established for the applicable pretreatment standard. The following conditions shall apply to this schedule:

a. The schedule shall contain increments of progress in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the user to meet the applicable pretreatment standards (e.g., hiring an engineer, completing final plans, executing contract for major components, commencing construction, completing construction, etc.),

b. No increment referred to in paragraph a. shall exceed nine (9) months,

c. Not later than fourteen (14) days following each date in the schedule and the final date for compliance, the user shall submit a progress report to the county administrator including, as a minimum, whether or not it complied with the increment of progress to be met on such date and, if not, the date on which it complied with the increment of progress to be met on such date and, if not, the date on which it expects to comply with this increment of progress; the reason for delay, and the steps being taken by the user to return the construction to the schedule established. In no event shall more than one (1) year elapse between such progress reports to the county administrator.

(10) Each product produced by type, amount, process or processes and rate of production;

(11) Type and amount of raw materials processed (average and maximum per day);

(12) Number of type of employees and hours of operation of plant and proposed or actual hours of operation of pretreatment system;

(13) Any other information as may be deemed by the county to be necessary to evaluate the user permit application;

The county will evaluate the data furnished by the user and may require additional information. After evaluation and acceptance of the data furnished, the county may issue a user permit subject to terms and conditions provided herein.

(c) Within nine (9) months of the promulgation of a National Categorical Pretreatment Standard, the user permit of users subject to such standards shall be revised to require compliance with such standard if they are more restrictive than the local limits developed by the POTW within the time frame prescribed by such standard. Where a user, subject to a National Categorical Pretreatment Standard, has not previously submitted an application for a user permit as required by subsection (b), the user shall apply for a user permit within one hundred eighty (180) days after the promulgation of the applicable National Categorical Pretreatment Standard. In addition, the user with an existing user permit shall submit to the county administrator within one hundred eighty (180) days after the promulgation of an applicable Federal Categorical Pretreatment Standard the information required by paragraph (8) and (9) of subsection (b).

(d) *Permit conditions.* User permits shall be expressly subject to all provisions of this article and all other applicable regulations, user charges and fees established by the county permits may contain the following:

(1) The unit charge or schedule of user charges and fees for the wastewater to be discharged to a community sewer;

(2) Limits on the average and maximum wastewater constituents and characteristics. (Permits must contain this item);

(3) Limits on average and maximum rate and time of discharge or requirements for flow regulations and equalization. (Permits must contain this item);

(4) Requirements for installation and maintenance of inspection and sampling facilities;

(5) Specifications for monitoring programs which may include sampling locations, frequency of sampling, number, types and standards for tests and reporting schedule;

(6) Compliance schedules;

(7) Requirements for submission of technical reports or discharge reports. See section 28-270. (Permits must contain this item);

(8) Requirements for maintaining and retaining plant records relating to wastewater discharge as specified by the county, and affording the county access thereto. (Permits must contain this item);

(9) Requirements for notification of the county for any new introduction of wastewater constituents or any substantial change in volume or character of the wastewater constituents being introduced into the treatment works. (Permits must contain this item);

(10) Requirements for immediate notification of slug discharges. (Permits must contain this item);

(11) Other conditions as deemed appropriate by the county to ensure compliance with this article;

(12) Statement of applicable remedies.

(e) User permits shall be issued for a specified time period, not to exceed five (5) (optional) years. A permit may be issued for a period less than a year or may be stated to expire on a specific date.

The user shall apply for permit reissuance a minimum of one hundred eighty (180) days prior to the expiration of the user's existing permit. The terms and conditions of the permit may be subject to modification by the county during the term of the permit as limitations or requirements as identified in this section are modified or other must cause exists. The user shall be informed of any proposed changes in his permit at least thirty (30) days prior to the effective date of change. Any changes or new conditions in the permit shall include a reasonable time schedule for compliance.

(f) User permits are issued to a specific user for a specific operation. A user permit shall not be reassigned or transferred or sold by the user to a new owner, new user, different premises or a new or changed operation without the approval of the town. Any succeeding owner or user shall also comply with the terms and conditions of the existing permit in the interim prior to the issuance of the respective new permit.

Sec. 75-106. Reporting requirements for permittee.

(a) Within ninety (90) days following the date for final compliance with applicable pretreatment standards or, in the case of a new source, following commencement of the introduction of wastewater into the wastewater treatment facilities, any user subject to pretreatment standards and requirements shall submit to the county administrator a report indicating the nature and concentration of all pollutants in the discharge from the regulated process which are limited by pretreatment standards and requirements and the average and maximum daily flow for these process units in the user facility which are limited by such pretreatment standards or requirements. The report shall state whether the applicable pretreatment standards or requirements are being met on a consistent basis and, if not, what additional O&M and/or pretreatment is necessary to bring the user into compliance with the applicable pretreatment standards or requirements. In addition, the report shall contain the results of any sampling and analysis of the discharge as specified in section 28-270(b)(2) below. This statement shall be signed by an authorized representative of the user, and certified to by a qualified professional.

(b) (1) Any user subject to a pretreatment standard, after the compliance date of such pretreatment standard, or, in the case of such pretreatment standard, or, in the case of a new source, after commencement of the discharge into the treatment works, shall submit to the county administrator during the months of June and December, unless required more frequently in the pretreatment standard or by the county administrator, a report indicating the nature and concentration, of pollutants in the effluent which are limited by such pretreatment standards. In addition, this report shall include a record of all daily flows which during the reporting period exceeded the average daily flow reported. At the discretion of the county administrator and in consideration of such factors as local high or low flow rates, holidays, budget cycles, etc., the county administrator may agree to alter the months during which the above reports are to be submitted.

(2) The county administrator may impose mass limitations on users which are using dilution to meet applicable pretreatment standards or requirements, or in other cases where the imposition of mass limitations are appropriate. In such cases, the report required by subparagraph (1) of this paragraph shall indicate the mass of pollutants regulated by pretreatment standards in the effluent of the user. These reports shall contain the results of sampling and analysis of the discharge, including the flow and the nature and concentration, or production and mass where requested by the county administrator, of pollutants contained therein which are limited by the applicable pretreatment standards. The frequency of monitoring shall be prescribed in the permit. All analysis shall be performed in accordance with procedures established by EPA pursuant to Section 304(9) of the Act and contained in 40 CFR, Part 136 and amendments thereto or with any other test procedures approved by EPA. Sampling shall be performed in accordance with the techniques approved by EPA. All samples analyzed by this method should be reported.

Editor's note: Where 40 CFR, Part 136 does not include a sampling or analytical technique for the pollutant in question sampling and analysis shall be performed in accordance with sampling and analytical procedures approved.

Sec. 75-107. Provision for monitoring.

(a) When required by the county administrator, the owner of any property serviced by a building sewer carrying Class II wastewater discharges shall provide suitable access and such necessary meters and other devices in the building sewer to facilitate observation, sampling, and measurement of the wastewater. Such access shall be in a readily and safely accessible location and shall be provided in accordance with plans approved by the county administrator. The access shall be provided and maintained at the owner's expense so as to be safe and accessible at reasonable times.

(b) The county administrator shall consider such factors as the volume and strength of discharge, rate of discharge, quantities of toxic materials in the discharge, treatment facility removal capabilities and cost effectiveness in determining whether or not access and equipment for monitoring Class II wastewater discharges shall be required.

(c) Where the county administrator determines access and equipment for monitoring or measuring Class II wastewater discharges is not practicable, reliable, or cost effective, the county administrator may specify alternative methods of determining the characteristics of the wastewater discharges which will, in the county administrator's judgement, provide a reasonably reliable measurement of such characteristics.

(d) Measurements, tests and analyses of the characteristics of wastewater required by this article shall conform to 40 CFR Part 136 and be performed by a qualified laboratory. When such analyses are required of a discharger, the discharger may, in lieu of using the town's laboratory, make arrangement with any qualified laboratory, including that of the discharger, to perform such analyses.

(e) Fees for any given measurement, test or analysis of wastewater required by this article and performed by the county shall be the same for all classes of dischargers, regardless of the quantity or quality of the discharge and shall reflect only direct cost. Costs of analyses performed by an independent laboratory at the option of discharger shall be borne directly by the discharger.

Sec. 75-108. Costs of damage.

If the drainage or discharge from any establishment causes a deposit, obstruction or damage to any of the county's treatment works or treatment facility, the county administrator shall cause the deposit or obstruction to be promptly removed or cause the damage to be promptly repaired. The cost for such work, including materials, labor, and supervision shall be borne by the person causing such deposit, obstruction or damage.

DIVISION 7. PRETREATMENT

Sec. 75-109. Wastewaters with special characteristics.

(a) While the county administrator should initially rely upon the Federal Categorical Pretreatment Standards to protect wastewater facilities or receiving waters, if any wastewater which contains substances or possesses characteristics shown to have deleterious effect upon the treatment works or treatment facilities, processes, equipment or receiving waters, or constitutes a public nuisance or hazard, is discharged or is proposed for discharge to the wastewater sewers, the county administrator or his authorized designee may require any or all of the following:

(1) Pretreatment by the user or discharger to a condition acceptable for discharge to the treatment works;

- (2) Control over the quantities and rates of discharge;
 - (3) The development of compliance schedules to meet any applicable pretreatment requirements;
 - (4) The submission of reports necessary to assure compliance with applicable pretreatment requirements;
 - (5) Carry out all inspection, surveillance and monitoring necessary to determine compliance with applicable pretreatment requirements;
 - (6) Obtain remedies for noncompliance by any user. Such remedies may include injunctive relief, the civil penalties specified in division IX of this article, or appropriate criminal penalties; or
 - (7) Reject the wastewater if evidence discloses that discharge will create unreasonable hazards or have unreasonable deleterious effects on the treatment works or treatment facilities.
- (b) When considering the above alternatives, the county administrator shall assure that conditions of the county's permit are met. The county administrator shall also take into consideration cost effectiveness, the economic impact of the alternatives, and the willful noncompliance of the discharger. If the county administrator allows the pretreatment or equalization of wastewater flows, the installation of the necessary facilities shall be subject to review. The county administrator shall review and recommend any appropriate changes to the program, within thirty (30) days of submittal.
- (c) Where pretreatment or flow-equalizing facilities are provided or required for any wastewater, they shall be maintained continuously in satisfactory and effective operation at the expense of the owner.

Sec. 75-110. Compliance with pretreatment requirements.

Persons required to pretreat wastewater in accordance with section 75-109 above, shall provide a statement, reviewed by an authorized representative of the user and certified by such representative indicating whether applicable pretreatment requirements are being met on a consistent basis and, if not, describe the additional operation and maintenance or additional pretreatment required for the user to meet the pretreatment requirements. If additional pretreatment or operation and maintenance will be required to meet the pretreatment requirements the user shall submit a plan (including schedules) to the county administrator as described in section 75-105(b)(9). The plan (including schedules) shall be consistent with applicable conditions of the county's permit or other local, state or federal laws.

Sec. 75-111. Monitoring requirements.

Discharges of wastewater to the county's treatment works from the facilities of any user shall be monitored in accordance with provisions of the user's permit.

Sec. 75-112. Effect of federal law.

In the event that the federal government promulgates a regulation for a given new or existing user in a specific industrial subcategory that establishes pretreatment standards or establishes that such user is exempt from pretreatment standards, such federal regulations shall immediately supersede section 75-109, if they are more stringent.

Sec. 75-113. Certification.

All reports and permit applications must be signed by the industrial user's authorized representative and certified by a qualified professional, indicating whether pretreatment standards are being met on a consistent basis and if not, whether additional O&M and/or additional pretreatment is required to meet the pretreatment standards and requirements.

DIVISION 8. WASTEWATER SERVICE CHARGES AND INDUSTRIAL COST RECOVERY

Sec. 75-114. Wastewater service charges.

Charges and fees for the use of the public treatment works and treatment facility shall be based upon the actual use of such system, or contractual obligations for a level of use in excess of current actual use. Property value may be used to collect the amount due as permitted by law.

Sec. 75-115. Industrial cost recovery.

Users of the county's treatment works and treatment facilities will also be assessed industrial cost recovery charges as required by law.

Sec. 75-116. Determination of system use.

(a) The use of the county's treatment works and treatment facilities shall be based upon actual measurement and analysis of each user's wastewater discharge, in accordance with provisions of section 75-107 to the extent such measurement and analysis is considered by the county administrator to be feasible and cost-effective.

(b) Where measurement and analysis is considered not feasible, determination of each user's use of the treatment works and treatment facilities shall be based upon the quantity of water used whether purchased from a public water utility or obtained from a private source, or an alternative means as provided by subsection (c) below.

(c) The county administrator when determining actual use of the county's treatment works and treatment facilities based on water use, shall consider consumptive, evaporative, or other use of water which results in a significant difference between a discharger's water use and wastewater discharge. Where appropriate, such consumptive water use may be metered to aid in determining actual use of the treatment works and treatment facilities. The meters used to measure such water uses shall be of a type and installed in a manner approved by the county administrator.

The actual average water use by each residential user (Class I) during the three (3) months of (January, February and March) shall be used as the measure of each respective residential user's actual use of the sewer system throughout the year.

DIVISION 9. ENFORCEMENT

Sec. 75-117. Harmful contributions.

(a) The county may suspend the wastewater treatment service and/or a user permit when such suspension is necessary, in the opinion of the county, in order to stop an actual or threatened discharge which presents or may present an imminent or substantial endangerment to the health or welfare of person, to the environment, causes interference to the treatment facilities or causes the county to violate any condition of its VPDES permit.

(b) Any person notified of a suspension of the wastewater treatment service and/or the user permit shall immediately stop or eliminate the contribution. In the event of a failure of the person to comply voluntarily with the suspension order, the county shall take such steps as deemed necessary including immediate severance of the sewer connection and/or the seeking of legal and equitable relief in the circuit court, to prevent or minimize damage to the wastewater treatment facilities or endangerment to any individuals. The county shall reinstate the user permit and/or the wastewater treatment service upon proof of the elimination of the non-complying discharge. A detailed written statement submitted by the user describing the causes of the harmful contribution and the measures

taken to prevent any future occurrence shall be submitted to the county within fifteen (15) days of the date of occurrence.

Sec. 75-118. Revocation of permit.

Any user who violates the following conditions of this article, or applicable state and federal regulations, is subject to having his permit revoked in accordance with the procedures of division IX of this article for:

- (1) Failure of a user to factually report the wastewater constituents and characteristics of his discharge;
- (2) Failure of the user to report significant changes in operations or wastewater constituents and characteristics;
- (3) Refusal of reasonable access to the user's premises for the purpose of inspection or monitoring; or
- (4) Violation of conditions of the permit.

Sec. 75-119. Notification of violation.

Whenever the county finds that any user has violated or is violating this article, user permit, or any prohibition, limitation or requirements contained herein, the county may serve upon such person a written notice stating the nature of the violation. Within thirty (30) days of the date of the notice, a plan for the satisfactory correction thereof shall be submitted to the county by the user.

Sec. 75-120. Show cause hearing.

(a) The county may order any user who causes or allows an unauthorized discharge to show cause why the proposed enforcement action should not be taken. Such hearings shall be preceded by a notice being served on the user specifying the time and place of the hearing, the reasons why the action is to be taken, the proposed enforcement action, and directing the user to show cause why the proposed enforcement action should not be taken. The notice of the hearing shall be served personally or by registered or certified mail (return receipt requested) at least ten (10) days before the hearing. Service may be made on any agent or officer of a corporation.

(b) The county administrator may conduct the hearing and take the evidence or may designate any of its members or any officer or employee of the public works department to:

(1) Issue in the name of the county administrator notices of hearings requesting the attendance and testimony of witnesses and the production of evidence relevant to any matter involved in such hearing;

(2) Take the evidence;

(3) Transmit a report of the evidence and hearing, including transcripts and other evidence, together with recommendations to the county administrator for action thereon.

(c) At any hearing held pursuant to this article, testimony taken must be under oath and recorded stenographically. The transcript, so recorded, will be made available to any member of the public or any party to the hearing upon payment of the transcript costs.

(d) After the county administrator has reviewed the evidence, he may issue an order to the user responsible for the discharge directing that, following a specified time period, the sewer service be discontinued unless adequate treatment facilities, devices or other related appurtenances shall have been installed on existing treatment facilities, devices or other related appurtenances are properly operated. Further orders and directives as are necessary and appropriate may be issued.

Sec. 75-121. Legal action.

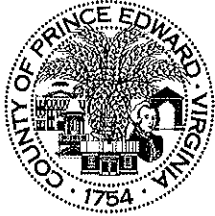
If any person discharges sewage, industrial wastes or other wastes into the county's treatment works contrary to the provisions of this article, applicable federal or state pretreatment requirements, or any order of the county or if any industrial user refuses access to the manager or his designee for purposes of inspection, the county attorney may commence an action for appropriate legal and/or equitable relief in the circuit court.

Sec. 75-122. Penalties.

The county administrator shall have the authority to assess on any user who is found to have violated an order of the county administrator or who failed to comply with any provision of this article and the orders, rules, regulations and permits issued hereunder a penalty of one thousand dollars (\$1,000.00) per day per violation. Each day on which a violation shall occur or continue shall be deemed a separate and distinct offense.

Sec. 75-123. Falsifying information.

Any person who knowingly makes any false statements, representation or certification in any application, record, report, plan or other document filed or required to be maintained pursuant to this article, or user permit, or who falsifies any monitoring device or method required under this article, shall upon conviction, be guilty of a Class I misdemeanor.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 14-c
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: Wiley & Wilson Proposal – Utility Organization Services

Summary:

With the recent purchase of water and sewer infrastructure from the Town and the decision to operate a utility system certain steps must be taken for the operation of a utility system. This is a new endeavor for the County and existing staff has limited knowledge and experience in operating a utility system. Instead of hiring additional staff at this time, I recommend we enter into an agreement with a firm to provide guidance for the initial organization and operating requirements to operate such a system.

I interviewed representatives from Wiley & Wilson, whom we have under an annual services contract. They have recently hired Mr. Tim Slaydon. Besides being a professional engineer, Mr. Slaydon has extensive experience in operating a utility system. He recently served as Spotsylvania County's director of utilities. Thus, Mr. Slaydon has both engineering and operational expertise.

The attached proposal spells out various services Wiley & Wilson will perform to assist the County. The cost of such services is \$16,300.

Attachments: W&W - Annual Services Task Order 2009-01 – Utility Organization Services

Recommendation: Authorize the approval of the attached proposal. Sufficient funds are currently available in the Sandy River Department of the General Fund to pay for this service. No new appropriation is required.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



January 22, 2009

Mr. W. Wade Bartlett
County Administrator
Prince Edward County, Virginia
P.O. Box 382
Farmville, VA 23901

Re: Prince Edward County, Virginia
Annual Services Task Order 2009-01 - Utility Organization Services
Wiley|Wilson Proposal No. P2009029

Dear Mr. Bartlett:

Wiley|Wilson is pleased to present the following professional services task order proposal to Prince Edward County, Virginia for Utility Organization Services. Wiley|Wilson presents this pricing proposal pursuant to our annual services contract with Prince Edward County.

- **Scope of Services**

The Scope of Services is given in the attachment entitled, Scope of Services, Annual Services Task Order 2009-01 – Utility Organization Services, 22 January 2009, Prince Edward County, Virginia. Please note that we have included in our proposal two 1-day visits to the County to gather information and to present the report.

- **Basis of Proposal**

The basis of this proposal is also described in the attached Scope of Services.

- **Deliverables**

Wiley|Wilson will provide an electronic PDF copy and one hard copy of the report as set forth in the Scope of Services.

- **Schedule**

Wiley|Wilson will begin work immediately upon receipt of a counter signed copy of this proposal. Wiley|Wilson can present the County with an electronic draft of the report in 21 days from the date of the meeting with County staff to gather information. The final report will be submitted seven days upon receipt of the County's comments.

Mr. W. Wade Bartlett, County Administrator
Prince Edward County, Virginia
January 22, 2009
Page 2



- **Fee**

The lump sum fee for the proposed services is \$16,300.00.

- **Changes in Scope**

It is common for the scope of services to change over the course of this type project. Changes in Wiley|Wilson's scope of services as defined in this letter must be authorized in writing by the County.

Please indicate your acceptance of this proposal by signing in the space provided below and returning one copy of the letter to us. Please contact Mr. Slaydon or me with any questions. We look forward to working with the County on this and other projects.

Sincerely,

Wiley|Wilson

J. Fred Armstrong, P.E.
Chairman and CEO

TMS:cmm

cc: Ms. Sarah Puckett, Assistant County Administrator
Thomas M. Slaydon, PE., Project Manager, Wiley|Wilson

Annual Services Task Order 2009-01

Approved: _____

Title: _____

Date: _____

Scope of Services

Annual Services Task Order 2009-01 – Utility Organization Services 22 January 2009

Prince Edward County, Virginia

Based on the documents provided and our conversations with Prince Edward County's administration, Wiley|Wilson will provide engineering services to provide guidance to Prince Edward County for the initial organization and immediate requirements to operate a public water and wastewater utility. This scope of work is based upon our understandings that are listed as Attachment A.

1. Wiley|Wilson has identified the following agencies that could impose requirements upon the County or with whom working relationships should be developed before the County initiates water and wastewater utility operations or soon thereafter.
 - A. Federal
 - EPA
 - US Army Corps of Engineers
 - B. State
 - Virginia Office of Drinking Water
 - Virginia Department of Environmental Quality
 - Virginia Department of Highways
 - State Corporation Commission
 - Virginia Department of Labor and Industry (VOSH)
 - Virginia Marine Resources Commission
 - C. Local
 - Prince Edward County Board of Supervisors
 - Prince Edward County Administrator
 - Prince Edward County Fire and Rescue
 - Prince Edward County Department of Planning & Community Development
 - Prince Edward County Emergency Services
 - Prince Edward County Building Office
 - Prince Edward County Economic Development
 - Prince Edward County Finance Department
 - Town of Farmville as imposed by 19 November 2008 Agreement
 - Town of Farmville as imposed by anticipated Interim Operations agreement
 - Town of Farmville Department of Utilities



2. Wiley|Wilson will identify the requirements that each of these agencies or entities will impose on the County and the working relationships and lines of communications that must be established in order for the County to begin operations of a public water and wastewater utility. This identification will be made by electronic and personal contacts with the agencies, research of laws and regulations, and through discussions with other utility operators.
3. Wiley|Wilson will prioritize the requirements and relationships into the following categories:
 - A. Requirements/relationships that must be fulfilled before water or wastewater service is provided to any customer.
 - B. Requirements/relationships that must be fulfilled before the waterworks can be classified as a non-transient, non community waterworks.
 - C. Requirements/relationships that should be fulfilled within six months after beginning water and sewer service.
 - D. Requirements/relationships that should be fulfilled within one year of operations.
4. Wiley|Wilson will make recommendations on who should fulfill the requirements/relationships recommended above.
5. Wiley|Wilson will provide recommendations on drinking water quality monitoring beyond the minimum drinking water requirements imposed by the Virginia Health Department's Office of Drinking Water. These recommendations will assist the County in operating a water line with limited demands and potentially excessive water age.
6. Wiley|Wilson will review the County's proposed changes to the Code of the County of Prince Edward, as of 15 January 2009. Such review will consist of following:
 - A. Verifying the proposed changes address the requirements identified under Task 3 above.
 - B. Identifying policies and operational issues that could be addressed administratively; thereby, providing greater operational flexibility that could be useful during the early years of the utility's operations.



- C. Identifying other water and wastewater utility issues that the County could consider to address legislatively.

The review will not be a legal review of the proposed changes.

7. Wiley|Wilson will provide the County with an electronic pdf file and one copy of a report that contains the recommendations described above.
8. Wiley|Wilson will make one visit to the County to gather information from County and Town officials and one visit to present the report.
9. The County will promptly make department head, administrators, or other knowledgeable staff available to Wiley|Wilson for interviews, telephone calls, and emails.
10. The County will promptly provide Wiley|Wilson with the proposed changes in the Code of the County of Prince Edward and a copy of the current Code.
11. The County will promptly provide Wiley|Wilson with any organizational charts, administrative policies, agreements, or other information in the County's possession that Wiley|Wilson may identify as needed during the course of the work.
12. The County will assist Wiley|Wilson with communications with the Town of Farmville's staff.
13. This scope of work does not include any evaluations of the safety, capacity, correct installation, design, or other analysis of the existing water and wastewater facilities that the County has acquired.



Attachment A

Annual Services Task Order 2009-01 – Utility Organization Services 22 January 2009

Prince Edward County, Virginia

Wiley|Wilson's Understandings

1. Existing Water Facilities

Prince Edward County (County) has acquired a water distribution system that will be a consecutive waterworks that is connected to the Town of Farmville (Town). This water distribution system include no wells, hydropneumatic tanks, or other present sources of potable water. The waterworks includes no storage tanks, but an existing Town water storage tank serves the County system. No active water service connections exist as of January 1, 2009, but customers are anticipated within 60 to 90 days.

2. Future Water Facilities

The County intends to construct, own, and operate a water treatment plant with associated raw water intakes and finished water transmission mains sometime in the future. The County will provide or cause to be provided water transmission and distribution mains and finished water storage facilities within the County's service area with possible service to Hampden Sidney College. A PPEA proposal for such facilities was submitted to the County in October 2008. Such facilities will be capable of meeting fire flow and irrigation demands in addition to domestic water demands. The County may discontinue using the Town's waterworks as its primary supplier of treated water. The County may extend water service to areas outside of Prince Edward County.

3. Existing Wastewater Facilities

The County has acquired a sanitary sewage collection and transmission system that includes gravity sewers, a sewage pumping station, and a force main that delivers flow to the Town's sewage transmission system. No active sewer service connections exist as of January 1, 2009, but customers are anticipated within 60 to 90 days.

4. Future Wastewater Facilities

The County intends to extend sanitary sewage collection and transmission facilities within the County's service area.



5. Institutional Arrangements

Water and Sewer Agreement between the County of Prince Edward, Virginia and the Town of Farmville, Virginia dated 19 November 2008 - This agreement provides that:

- A. For designated service areas with the County, the Town will provide treated water to agreed upon points of delivery to the County and will receive, at agreed upon points of delivery, sewage for treatment from the County. A portion of the County will remain within the Town's service area.
- B. The Town has conveyed to the County a portion of the Town's water distribution and sewage collection and transmission system.
- C. The County will own, operate, and maintain the conveyed facilities located within the County's designated service area. The County may and expects to contract with the Town for interim operation and maintenance of the County's facilities. Any extension, repair, operation, or maintenance of the County's water and wastewater systems that are connected to the Town's systems must meet all Federal, State, and local requirements.
- D. The Town has the right to inspect construction, operation, and maintenance activities for facilities connected to the Town's system.
- E. The County will adopt water and wastewater use ordinances that are consistent with the Town's. "Nothing in the agreement obligates the County to make improvements or modifications to the Town's wastewater facilities or water treatment facilities."
- F. The County may not extend water or sewer service outside the County without the Town's approval.
- G. The Town will provide, at no expense to the County, water and wastewater meters at each point of connection where possible.
- H. The County will not discharge or allow the discharge of sewage of unusual strength or character. Discharges under the agreement are subject to applicable Federal, State and Town laws or ordinances.



- I. The County will provide the Town information needed to comply with the Town's VPDES discharge permit.
- J. The County will provide the Town requested information regarding the number of County connections being served from the Town's system.
- K. The Town's charges to the County are defined and constrained in the agreement.
- L. The agreement has a 10-year term with provisions for extension and termination.
- M. The rights and duties of the County may be assigned to the Virginia's Heartland Water and Sewer Authority.

Sewerage Agreement between Hampden-Sidney College, Prince Edward County and the Town of Farmville dated 11 January 1997: This agreement provides that:

- A. The Town will accept for treatment sewage from Hampden-Sydney, the County's public school system and Industrial Park on Route 15 South, and the area to be developed in-between.
- B. Hampden-Sydney will have an allocation, or right to convey to the Town, of 251,000 gallons per day (gpd). The County's public school and industrial park will have an allocation of 259,000 gpd and another 38,000 gpd "below MH 282." Allocations are based upon daily flow averaged over a 12-month billing period.
- C. Hampden-Sydney owns and operates a sanitary sewage collection and transmission system that extends into the Town. The College service area is defined.
- D. The Town will own and operate the sewerage facilities within Drainage Areas A and B.

Agreement between Poplar Hill Community Development Authority, Prince Edward County, and the Town of Farmville dated 11 January 2000: This agreement sets forth the provisions whereby water and sewer lines will be



extended into the County to serve Poplar Hill. The County and Town have obtained releases from this agreement.

Virginia's Heartland Water and Sewer Authority: This authority has been incorporated by the SCC to provide water and sewer services within Prince Edward County excepting the Town's portion and the Hampden-Sydney College sewer service area. The Prince Edward County Board of Supervisor's 18 June 2008 resolution to "signify the intention" included the ability for the Authority to enter into service agreements with others, presumably outside of the defined service area.

6. Capacities and Waste Load Allocations

A. Water

1. The County has a DEQ permit (Virginia Surface Water Protection Permit (§401) for 6.3-mgd withdrawal from the Sandy River Reservoir.
2. The County has no explicit allocation or reserve capacity in any component of the Town's waterworks.

B. Wastewater

1. The County has no explicit allocation or reserve capacity in the Town wastewater treatment plant.
2. The County has no nutrient allocations. The Town has allocations for nitrogen and phosphorus for 2.4 mgd (43,835 Lb TN and 3,653 lb TP).



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

Meeting Date: February 10, 2009
Item No.: 14-d
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: PPEA – Approve Proceeding with Detailed Stage of Review

Summary:

The team of Draper Aden and Crowder Construction submitted an unsolicited PPEA proposal for a water treatment and distribution project. On October 21, 2008, the Board of Supervisors accepted the proposal for conceptual stage consideration and advertisement for competing bids. The request for proposals was advertised and no competing bids were received.

Per the County’s guidelines and procedures for PPEA adopted on July 8, 2008, it is the now responsibility of the County Administrator to make a recommendation to the Board on the County’s course of action. The Board of Supervisors shall approve the course of action to be implemented by the County.

I recommend to the Board that the County proceed to the detailed (part 2) stage of review with the original proposal. The purpose of the detailed review is to determine if the County should move forward with the project and enter into an interim agreement.

Reasonable costs (to include legal and engineering) associated with the review of the proposal will be paid from the proposal review fee from the team, in this case up to \$50,000. The County’s PPEA guidelines provide a template of information we will seek during the detailed review.

Attachments:

Recommendation:

1. Approve proceeding to the detailed (Part 2) stage of review with the original proposal.
2. Schedule a meeting of the Board devoted to this subject which would include: (a) a review of the County’s Guidelines, and (b) a presentation by and discussion with the team of Draper Aden Associates and Crowder Construction.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



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

Meeting Date: February 10, 2009
Item No.: 14-e
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: PPEA – Hire Wiley | Wilson for Review Assistance

Summary:

To ensure the County has engineering counsel, if needed, concerning the review of the unsolicited PPEA proposal that has been submitted, I recommend we engage the services of a firm to provide independent, professional engineering review and advice.

Wiley & Wilson is a well established engineering firm with offices in Lynchburg, Richmond and Alexandria. They have considerable experience in the design of all phases of a water system to include elevated storage tanks, distribution lines, and water treatment plants. They have designed water treatment plants for the Appomattox River Authority and Roanoke. They also have experience serving as a consultant for local governments in PPEA projects.

The County has Wiley & Wilson under annual contract and can enter into an agreement with them on an hourly consulting basis.

Attachments: None

Recommendation: Authorize the County Administrator to engage Wiley & Wilson to provide professional engineering assistance and guidance regarding the unsolicited PPEA proposal.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 14-f
Department: County Administrator
Staff Contact: Wade Bartlett
Issue: FY 2010 Federal Appropriations Request

Summary:

Just as we are developing our budget the Federal Government will soon begin its own budget process. Congressman Perriello is requesting submissions from localities in his jurisdiction for projects they would like to have funded in the FY 2010 federal budget. The instructions plainly state we must prioritize our requests and the deadline for submission is February 23, 2009. The instructions recommend a letter of support from the local elected board be included. The list below contains my recommendations and the priority ranking of each.

1. Water Treatment Plant and Distribution System
2. Wireless Broadband System
3. Industrial Site Development

Attachments:

Fiscal Year 2010 Appropriation request Application and Instructions.

Recommendation:

Authorize the submission of applications for the above projects and containing a letter of support from the Board signed by the Board Chairman.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

Fiscal Year 2010 Appropriation Request Instructions

Office of Congressman Tom Perriello (VA-05)

Requests due Monday, February 23, 2009

Congressman Perriello is committed to securing federal support for deserving appropriations projects in the 5th Congressional District. To help present his case to the House Appropriations Committee, please carefully read the following directions and fill out the Perriello Request Form thoroughly and completely to the best of your ability. Congressman Perriello is not responsible for inaccurate or incomplete information submitted, which could result in disqualification of your request. If you have any questions, please do not hesitate to contact Beth Elliott at (202) 225-4711 or beth.elliott@mail.house.gov.

- 1. Project Name:** The project to be funded. If applicable, label with the name in previous Appropriations bills or in the latest relevant House, Senate or Conference Report.
- 2. Physical location of project:** Note to the best of your ability the actual physical location of the project and in which Congressional District it falls (if multiple Congressional Districts, please list all included).
- 3. Overall Priority:** Multiple requests from the same entity must be ranked in priority order across all appropriations bills, even if the requests are all in one bill.
For example, we need to know what your number one priority project is in FY2010, in addition to what is your number one in Agriculture, or number one in Transportation.
- 4. Appropriations Bill:** Choose one bill only. We will make the determination if a project can be funded under a different bill, agency, or account.
For example: Labor-HHS-Education.
- 5. Priority within Subcommittee:** If you are requesting more than one project within a particular Subcommittee, rank them in priority order.
- 6. Agency and Account:** The Federal agency within the bill from which funding is being requested. *For example: Health and Human Services.*
Within that agency, the appropriations account from which funding is sought.
For example: Health Resources Services Administration.
- 7. Amount Requested:** Do not use words or abbreviate; write out the numeral (*i.e.* \$5,000,000). If you are only requesting language, write "Language" and attach draft language and specify whether it is intended for Bill or Report language.
- 8. New Study:** Is this a new project or study? If not, provide the report language as it appears in the most recent House or Conference Report and the year it appeared.
- 9. Previous Federal Appropriations History:** Should be broken down by federal fiscal year.

Only include actual funding, not unfunded requests. *The following format is preferred:*
LHHS, HHS, HRSA, FY 2005: House: \$A Senate: \$B Conference: \$C
LHHS, HHS, HRSA, FY 2003: House: \$X Senate: \$Y Conference: \$Z

10. **Requesting Entity:** The name of the local government or organization making the request and contact who has firm understanding of the project.
11. **DC Contact:** Lobbying firm or lobbyist representing entity in Washington, D.C.
12. **Total Project Cost and Detailed Budget Breakdown:** This should include the project's total cost, non-federal sources of funding, etc. The budget for the project should also break out the activities for which the requested funding will be utilized – what specific elements will be paid for with federal funding. If the request includes personnel, detail the number and types of positions and sources of funding for the positions in future years. If the request is for construction, please specify the sources of cost estimates. Break out the local, state, federal, private funding for the full cost of the project. Include the amount of non-federal match for the project (dollar amount and/or percentage). *Please note that most appropriations funds now REQUIRE a local match.*
13. **President's Budget:** Is this project included in the President's Budget Request? If so, list the amount indicated in his request.
14. **Statutory Authorization:** If the requested project is authorized, please note the statutory authorization law number and section.
For example: Public Law 108-1, Section 111
15. **Description of Project:** Provide a DETAILED description of the project, its history, impact, etc. Helpful questions to consider are: How is this project important to the Commonwealth of Virginia and to the 5th District? Why does it deserve federal funding? Whom does it serve? How many people does it serve? What is the proposed schedule, status of work on the project, and current state of development? What is the minimum level of federal funding to move it forward? If applicable, include additional materials (photos, charts, maps, etc.) that help to justify the project.

Additional Information for Defense Requests:

- RDT&E requests must have relevant Program Element and line numbers.
- Procurement requests must have line numbers.
- O&M requests must have Budget Activity numbers and subactivity group.
- Include the contact name and telephone for the DoD Program Manager.
- Is this project included on the unfunded priority list?
- Where is the project in development? How long before it will be tested or fielded?

Additional Information for Energy & Water (Army Corps or Reclamation) Requests:

- Note if this is a New Study or Construction Start.
- Note the authorization Public Law # and section (*ex. P.L. 108-41, section 408*).

Additional Information for Transportation Requests:

- Has the project previously received any federal, state, or private funding, including federal discretionary grants or State federal-aid highway or transit formula apportionment funding? If yes, how much, from what source, and when?
- Have you confirmed either with USDOT or a regional USDOT office that this project is eligible for funds provided under the requested account?
- Note other federal funds that have or will be committed to this project (TEA-21, other appropriations bills).
- If the project is a highway or bridge project, is it on the National Highway System?
- Note the amount of anticipated non-federal match in 2009, prior years and future years (percent or dollar amount).
- Identify any reason why the funding requested could not be obligated in full on the date of enactment of the bill.
- Identify if the project is included in the state, regional, county, or metropolitan transportation improvement program.
- What economic, environmental, congestion mitigation and safety benefits will be associated with the completion of the project?

16. Letters of Support: A letter of support from a local elected official or board is recommended. Any letters of support should be included with your requests.

17. Statement: Include a brief summary (50 words or fewer) testifying to the project's viability and importance to Virginia's 5th Congressional District.

Fiscal Year 2010 Appropriation Request Application

Office of Congressman Tom Perriello (VA-05)
Requests due Monday, February 23, 2009

1. **Project Name**

2. **Physical location of Project and Congressional District**

3. **Overall priority for requesting agency for all requests submitted of**

4. **House Appropriations Subcommittee**
Select Subcommittee Here

5. **Project priority within this Subcommittee**

6. **Agency and Funding Program**
Agency:
Account:

7. **Total Appropriation Request**
\$

8. **Is this a new project/study? If not, provide report language and year.**
 YES NO
Report Language:
Year:

9. **Has the project received appropriations funding in the past? If so, please list:**

10. **Name of Requesting Entity**
Organization:
Point of Contact:
Address:

Phone: ()
Email:

11. Washington DC Contact, if applicable

Point of Contact:

Association:

Address:

Phone: ()

Email:

12. Total Project Cost:

Matching Funds: \$ or %

Detailed Budget (*Attach another sheet if necessary*):

13. Is this project included in the President's Budget Request? If so, how much?

\$

14. Statutory authorization (if applicable):

15. Describe project IN DETAIL (**Review instructions for Defense requests*). **Be sure to explain what the funds will actually be used for once received.** (*Attach another sheet if necessary.*)

15a. If this is a *Transportation* request, please answer the following questions:

- How much of the request can be spent in FY2010? \$
- If this is a highway, transit, rail, or aviation request, is it eligible with VDOT, FTA, FRA, or FAA? YES NO
- If yes, did VDOT, FTA, FRA, or FAA indicate that the project is eligible under the account requested? YES NO
- If this is an FHWA request, is the project considered by the state and/or regional transportation officials as critical to their needs? YES NO
- If this is a highway request, is the project on VA's transportation improvement plan? YES NO

15b. If this is a request for the *Interior and Environmental Subcommittee*, answer the following questions:

- Is preliminary planning and engineering design complete? YES NO
- Total estimated cost of the project based on facilities plan or preliminary engineering report: \$

- Does the community have a financing plan certified by an authorized local official demonstrating how it will cover the 45% matching funds?
 YES NO
- Is the project on the state's SRF priority list? If so, what rank?

16. Attach Letters of Support and provide a 50 word Summary Statement.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 15
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Excerpts of January Meeting Minutes

Summary: At the January 24, 2008 Board meeting, the Board requested that the following excerpts be placed on the agenda of the February Board meeting.

Attachments:

- a. Excerpt of January 22, 2009 Public Information Meeting
- b. Excerpt of January 24, 2009 Board Meeting

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

January 29, 2009

The following is an excerpt of the minutes of the Public Informational Meeting of the Prince Edward County Planning Commission held January 22, 2009.

In Re: Question & Answer Session

Lacy Ward: My name's Lacy Ward, and I'm a member of the Board of Supervisors. And it was going to be a change in the ordinance, one day we're going to have to vote on it, is that right?

PC Chair: The only thing we would do is make a recommendation to the Board.

Supervisor Ward: So you're going to make a recommendation to the Board, we're going to vote on it. I never heard as many people from as many different positions – landowners, engineers, or a gentleman here, I think he was an engineer. Farmers. People who are going to be directly impacted by this ordinance. The County Administrator has made a few remarks and I'm not going to call him wrong as such, but I think that we need to go just a little bit further to let you know where we are in this county. I serve on the Board of Supervisors, unfortunately I don't have all of the answers, because that's the way we do business in Prince Edward County. (Inaudible comment from audience.) No, we do a lot of secretive business here. One thing – one thing I want to say, we ought to be honest and forthright with the citizens and let the citizens know that we are well on our way toward constructing a water treatment plant. We are well on our way. This is not a dream. We've got an unsolicited proposal and we voted on the first part of that proposal. Yes, we have.

Mr. Bartlett: Only to advertise, that's it.

Supervisor Ward: We voted.

Citizen: You didn't vote on a secret vote, going behind closed doors.

Supervisor Ward: But – but what I'm saying is, we've spent quite a bit of money in – in consultants to build the water treatment plant. Now if you're going to spend a couple hundred thousand, you're going to spend a hundred thousand dollars, you intend to build something, I would think. Or you don't spend that money. So let no one tell you that this is not a part of this expensive – could be 34 – 30-some million

dollars – water treatment plant, that we, the Board of Supervisors – there are eight of us. But we don't have any customers. (General conversation) We do not have any customers to sell this water to. Which means – which means – which means, in addition to what you're going to have to pay to comply with the Sandy River Reservoir, you're going to also have to pay for a 30-some million water treatment plant. And are you ever going to get any treated water in Prospect where I live? No, you're not. We have favored – we have favored – and I say it and I'd be glad to debate it – we have favored The Manor which is the golf course people –

Citizen: Which don't pay no taxes.

Supervisor Ward: Well – well, I intended not to say anything, but I don't want us to tell these many people – I don't want – I don't want anyone to act like – that we're not going full speed ahead to build a water treatment plant. Now. I wish a few of you would come to the Board of Supervisors meeting. Ask us some questions. Because we're used to having a meeting, half a dozen people show up. And we're happy about that. Because we vote eight - seven to one to do what we're going to do, and we send you the bill for it. And you should get the bill if you don't come out and speak your mind on this. Anytime there are this many concerned about a proposal –

Citizen: Trash it.

Supervisor Ward: There's something wrong.

January 29, 2009

The following is an excerpt of the minutes of the reconvened meeting of the Prince Edward County Board of Supervisors held January 24, 2009.

In Re: Other Business

Supervisor Gilfillan asked Supervisor Ward why he felt the Board is holding "secret meetings." She said either she doesn't understand his definition or there are meetings she doesn't know about.

Supervisor Ward: I say that things are being done in secrecy – I didn't say secret meetings. I didn't say that you're having – that you're calling everybody in but me. But things are happening. Let me give you an example – I'll give you a couple of examples. The Jim Ennis letter, and the whole handling of the – of the so-called poll that was taken –

Supervisor Gilfillan: In November – you're back on the November 2007 --

Supervisor Ward: Yes, because I've made this point. You know when Lacy Ward knew about that? Now maybe everybody else knew. I knew about it at the June [2008] meeting.

Mr. Bartlett: That is not correct.

Supervisor Ward: Why? Wait a minute –

Mr. Bartlett: I informed the entire Board of the letter concerning the wells at the very next Authority meeting after that letter was sent.

Supervisor Ward: No, you misunderstood me. You misunderstood me. The Jim Ennis letter -- is that what you're talking about?

Mr. Bartlett: No, I meant the letter I sent concerning the wells.

Supervisor Ward: Then you're wrong. Jim Ennis' letter went out in November, and that's the letter I'm talking about. I didn't know about it until June. I didn't know a poll was taken, I didn't know anything about that. Now, I'm a member of the Board. Now, to me, something was done in secrecy

because I didn't know, Sally, and there have been other things that have happened that were not done in the open.

Supervisor McKay: By a Board member?

Supervisor Ward: Well, the Board runs this Board – I don't know who made it.

Supervisor McKay: Well, then, evidently you did, because you're the Board member. I mean, don't include me in something when you're saying – I've done nothing in secrecy. I have done absolutely nothing –

Supervisor Ward: I gave you the example of the Jim Ennis letter –

Supervisor McKay: But nothing in secrecy (inaudible)

Supervisor Ward: I didn't say that you did.

Supervisor McKay: But you said the Board did.

Supervisor Wiley: But Mr. Ward, when you got up the other night in the meeting there – in the Planning Commission – you indicated that the Board members were having secret meetings.

Supervisor Ward: No.

Supervisor Wiley: You said the Board members were having secret meetings.

Supervisor Ward: No, I said a lot of things are done in secrecy –

Supervisor Wiley: No sir. You said the Board members were having secret meetings.

Supervisor Simpson: No, you said the Board was having secret meetings, and if we had a secret meeting, I want you to tell us when it was.

Supervisor Wiley: Now, and I want to know what secret meeting did they have – that I didn't go to either, if that's the case. And you also implied –

Supervisor Ward: No, I didn't – if I said that, that's not what I intended to say, and –

Supervisor Wiley: Well, that's what you said.

Supervisor Simpson: (inaudible) Chance now you go back and correct it with all those people that are looking at us that we were having secret meetings.

Supervisor Wiley: Now, and you also said that we had voted on this reservoir thing. Nobody's voted on that.

Supervisor Ward: Why, I never said you voted on the reservoir thing.

Supervisor Wiley: Yes sir. Yes sir. You said something about the reservoir – well, you said the water treatment stuff.

Supervisor Ward: I said – let me tell you what I said on that. I said we are moving full steam ahead on developing a water treatment plant. If you apply to the government to get money for a water treatment plant –

Supervisor Wiley: You used the words “voted” came out of your mouth. And I sat there –

Supervisor Ward: Whatever I said, I can back it up.

Supervisor Moore: Don’t worry, I have a tape of the whole thing, the tape of the meeting.

Supervisor Wiley: The word “voted” came out of your mouth.

Supervisor Ward: Mr. – I can tell you –

Supervisor Wiley: I don’t appreciate it one bit, because I don’t do anything in secrecy as far as this County is concerned.

Supervisor Ward: Well, what you don’t like – do whatever you care to do about. You do whatever you care to do about it.

Supervisor Wiley: But Mr. Ward, you (inaudible) the people that are on the Board for no reason. If you tell the truth on me, I can deal with it. But please do not lie on me, because I don’t appreciate it. Not one bit. I got on this Board to do the best that I could with the citizens of this county. And that is what I do. I don’t care who it is. When I sit there and I listen to the citizens talk about their concerns, I felt for them the other night. Because there were things in there that I truly did not understand, and wouldn’t want it to happen to me. But that wasn’t my business to address any of that in there the other night because it was the Planning Commission.

Supervisor Ward: Let me tell you – let me tell you why I said anything the other night. When the citizens talked about this water plant, some guy brought up – is this being done – he used The Manor. Now, Wade said – and I’ve argued about this before. We haven’t made a decision on the construction of anything at the water plant. And I have said that we are spending money in development, we have accepted an unsolicited proposal, we have applied for money from the government, but we haven’t told the citizens anything about what we’re doing. And every time it comes up in a citizen forum, then we’ll say “Well, we haven’t made a decision on this yet.”

Supervisor McKay: We have applied for money –

Mr. Bartlett: I think what he's talking about is the economic stimulus package, is that what you're referring to?

Supervisor Ward: You have given the County Attorney – I mean the County Administrator authority – this is a vote in the last meeting – I wasn't there but it happened – the authority to complete the plan of items to go into the application for – am I right? To go into the stimulus plan.

Supervisor McKay: Yes.

Supervisor Ward: Now, if we – if we put this into the government and said we want this much money to complete our stimulus plan, to build a water treatment plant, and they say "Yeah, here it is," are we applying for money about something that we're not going to do?

Mr. Bartlett: There are three specific items concerning the water utility system for the county. One was the line running down [Route] 15 towards Hampden-Sydney –

Supervisor Ward: Which was the line from Hampden-Sydney to The Manor, which we –

Mr. Bartlett: Which is not part of the PPEA. That is a separate item.

Supervisor Ward: But wait just a minute. But wait just a minute. What do you mean it's a separate item.

Mr. Bartlett: It's a separate item. It's not part of the PPEA submission. I'll go back and look but I do not believe it's a part of the PPEA submission. That was a stand-alone item that is an extension of the current water system from – right now. As we said, these things are living documents.

Supervisor Ward: So you told me it's the very same water line –

Mr. Bartlett: A water line is a water line.

Supervisor Ward: - that we talked about earlier that goes from Hampden-Sydney to what?

Mr. Bartlett: To approximately –

Supervisor Ward: To The Manor.

Mr. Bartlett: -- the entrance – to the entrance to The Manor. It does not – it has not been designed to connect –

Supervisor Ward: This is – didn't you tell me that it's the same water line?

Mr. Bartlett: (inaudible) It is the same one. And then the second one was a storage tank, and I cannot recall the third item on that.

Supervisor Ward: Yeah, there were three on there. But they all have to do with our water –

Mr. Bartlett: Utility system – correct – that can move forward with or without a water treatment plant.

Supervisor Ward: And the guy that you talked with suggested that you put the whole plant.

Mr. Bartlett: In the one that is coming up, that are earmarked (inaudible)

Supervisor Ward: Well, I'll tell you what I'd like to do – I'll tell you what I'd like to do, and I'll be very glad to do. I will take my notes and my experiences on any number of things, and I'll bring it to you, and I'll tell you if I called it secret – if I called it secret, if it happens and I don't know about it, then I've got to call it secret. Anybody's got a problem with that, then they've got problems.

Supervisor Wiley: I don't have a problem with what you consider a secret, that's your business. I don't have a problem with that. But I have a problem when you indicate that I am having secret meetings with people concerning the Board. I have a problem with that because I don't do that. And I may not agree with anything that you say, or anything that some of the others say, but I'm going to agree with what my heart tells me and what I've heard from the people in the community. That's what I agree with whether you like it or not. That's me. One thing I am, is not a dishonest person. And I don't appreciate anybody implying that I am because I don't do that, Mr. Ward.

Supervisor Ward: I wouldn't imply – if I wanted to call you dishonest, I would call you dishonest.

Supervisor Wiley: But that's what you basically got up and said.

Supervisor Gilfillan: Was there a tape made at the meeting the other night?

Supervisor Moore: Yeah, I have a tape.

Supervisor Gilfillan: Then I would like to request – because I had two phone calls with “why are you all meeting in secret?”

Mr. Bartlett: There will be minutes.

Supervisor Gilfillan: I had two phone calls about that, so I would like to request that on the agenda of the February meeting, that somebody's gone back and checked the minutes as to whether or not it was said that we are meeting in secret. I defend to my death your right to say anything you believe, but if

you really believe we're meeting in secret, then I want to know about it, because I – that's not my experience. So, I think the public – if the public is truly told that the minutes show that we're meeting in secret, then that needs to be corrected in public. Because if it's said in public, it needs to be corrected in public. And if we're having secret meetings, that's outrageous, horrible and we're violating, and should be thrown out of office. And to my knowledge we're not having secret meetings.

Supervisor Wiley: But you know what is most disturbing, too, Mr. Ward, is that's not the first time you said that. You said it – and I think all of us sit here and really start ignoring it because, you know, sometimes people just say things. And we ignore it. But for you to continue to say it, and get up in a public place, that room was full over there the other night with people, and then people are standing there, and they wanted to applaud you for saying that. I don't understand it, Mr. Ward. Where is it coming from? If I don't know something, then maybe you need to tell me.

Supervisor Gilfillan: You should have been told. It was a mistake that you were not. I would agree with you. But we're a year and a half later. And I just want us to be sure that we're not saying we're having secret meetings, and if you don't think you said that, then let's check and see.

Supervisor Ward: That was not my intention to say we have secret meetings, but we do things in secrecy. And I'm going to hold to that. I'm going to hold to that. Because we have.

Supervisor McKay: We do? You do.

Supervisor Gilfillan: We're not doing things in secret.

Supervisor McKay: Do you do things in secrecy?

Supervisor Ward: Sure, I do things in secrecy.

Supervisor McKay: Okay, then say – that's fine. I don't.

Supervisor Ward: You do – you do everything you do in the open?

Supervisor McKay: Yes sir. When it comes to this Board, yes sir.

Supervisor Ward: I'm not talking about just this Board.

Supervisor McKay: Well, I was talking about this Board. Now do you do anything in secrecy on this Board?

Supervisor Ward: Who?

Supervisor McKay: Mr. Lacy Ward.

Supervisor Ward: What are you talking about, Charlie?

Supervisor McKay: You just said you do things in secrecy. You said we do things in secrecy.

Supervisor Ward: I do things in secrecy, I didn't say on this Board. I didn't say that.

Supervisor McKay: Well, people are expecting you to talk about the Board.

Supervisor Wiley: I didn't want to go there --

Supervisor Ward: You can go anywhere you want to, Mattie. Have your fun.

Supervisor Wiley: I really didn't. But you know, I've seen you having meetings with people that probably you fed information to and that's why they could be so -- so open when they come to some of these meetings about things. You know, you shouldn't start something if you're not ready to finish it.

Chairman Fore: Let me interrupt. We've gone far enough.

Supervisor Ward: Now we're all enjoying this because Lacy's --

Chairman Fore: I'm not. I'm the Chair, I'm not. Let me have a motion that we adjourn.

On motion of Supervisor Moore, seconded by Supervisor McKay and adopted by the following vote:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None	Absent: Robert M. Jones
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the meeting was adjourned at 11:51 a.m.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 16
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Correspondence

Summary:

Attachments:

- a. E-Mail, RE: Sandy River Protection Overlay District
- b. VDOT, RE: Six Year Improvement Program
- c. VDCR, RE: Parking for High Bridge Trail State Park
- d. Clerk of Circuit Court, RE: Appointment to Electoral Board
- e. APA, RE: Annual Audit of Clerk of Circuit Court

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____

K Everhart

From: Tom Schneider [snitz11tom@yahoo.com]
Sent: Friday, January 23, 2009 10:30 AM
To: editor@farmvilleheald.com
Cc: board@co.prince-edward.va.us
Subject: Sandy River Overlay Ordinance

Tom Schneider
3030 Mount Hill Drive
Midlothian, VA 23113
January 23, 2009

Farmville Herald, Ken Woodley, editor@farmvilleherald.com

Reference Sandy River Overlay Information Meeting Jan 22,2009:

I hope that you had a reporter on hand for the January 22, 2009 Prince Edward County Information Meeting of the Planning Board. If you missed it, I believe that the county administration has a tape of all the proceedings. It bears listening to.

Also, if you missed it, you missed a chance to see productive grass roots government in action. There were over 100 citizens, landowners, taxpayers in attendance and many of them addressed the gathering. Their comments varied by their perspective of the proposal and it's effect on them and the county. But, **all** were in agreement that the proposal was bad legislation. **Very bad legislation!** Their arguments were lucid, fact filled, to the point, and well thought out. It occurred to me that this is what Thomas Jefferson was thinking about when he expected citizens to run the government.

The Protection Overlay Proposal presented is a cobbled array of water management practices that in no way applies to the Sandy River Watershed. Sandy River Watershed is a rural and agricultural area. No tanneries, chemical plants, copper mines, coal mining, electroplating, or steel plants are in the watershed. Farming, timbering, gardens, horses, and hunting are the activities. In addition, the existing watershed provides very good quality water into the Reservoir. Development is minimal and the expectation for substantial development is just not there. However, it is important for the administration to monitor the condition of the watershed and how it is changing. Regular testing could produce a profile of water quality that would allow for corrective action if and when needed.

My comments and recommendation on this issue are as follows:

First, it is easy to see why our property taxes are spiraling upward in Prince Edward County. The administration persists in hiring and paying outside sources to create solutions for problems that do not exist. That's expensive! Second, before the county passes a draconian law that has widespread negative impact on landowners and taxpayers, it needs to know what the water quality is, where it is headed, what are the causes, and what limits need to be in place. A program of simple water testing and evaluation will tell the county what it needs to know at a very minimal cost.

It is my hope that the county administration will scrap the proposed legislation and instead, initiate a cost-effective testing plan.

Tom Schneider

CC Mr. William Fore, board@co.prince-edward.va.us



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION
1401 EAST BROAD STREET
RICHMOND, VIRGINIA 23219-2000

David S. Ekern, P.E.
COMMISSIONER

January 23, 2009

To: All Urban Municipalities and Counties
Subject: Revision of the FY2009-2014 Six Year Improvement Program

As you are undoubtedly aware, we are facing unprecedented challenges in transportation funding due to the economic downturn. In December, the Commonwealth Transportation Board (CTB) released the Working Draft of a revision to the FY09-14 Six-Year Improvement Program (SYIP) that took into account the significant reductions in transportation revenue over the first half of fiscal year 2009.

Recent revenue forecasts indicate the need for additional reductions, leaving no state and federal funds to flow through the allocation formula for the Primary, Secondary, and Urban Systems in fiscal years 2010-2014. Formula funds remain in fiscal year 2009, and some limited federal funds will flow to regions through the relevant federal allocation formula.

As we complete the Final Revised FY2009-2014 SYIP, our focus is on funding construction projects currently underway or scheduled to be advertised by the end of the federal fiscal year and addressing deficient pavements and bridges. It will be difficult, if not impossible, to add new projects to the program. Maintenance payments will be unaffected for fiscal year 2009, but will grow at a 3% annual growth rate rather than the historical 4% rate. This is the same rate of growth that will be applied to VDOT's maintenance program.

Due to the significant changes to the program between the draft and the final, an additional public hearing has been scheduled for February 5th at 6:30 PM in the VDOT Central Office Auditorium in Richmond. The draft Final Revised 09-14 SYIP and project specific impacts will be posted on VDOT's website prior to the public hearing. The CTB is expected to adopt the Final Revised FY09-14 SYIP at their regularly scheduled meeting on February 19th. The public comment period has been extended through February 13th.

I encourage you to participate in the hearings and share your perspective with the Board. We remain committed to working in partnership with local government and will keep you informed as we finalize the revised program. In the meantime, please continue to work with your Urban Program Manager, Residency Administrator, or District Administrator on these issues.

Sincerely,

A handwritten signature in black ink that reads 'David S. Ekern'. The signature is fluid and cursive, with a long, sweeping line extending from the end of the name.

David S. Ekern, P.E.

Cc: Virginia Association of Counties
Virginia Municipal League

L. Preston Bryant, Jr.
Secretary of Natural Resources



Joseph H. Maroon
Director

COMMONWEALTH of VIRGINIA
DEPARTMENT OF CONSERVATION AND RECREATION

203 Governor Street
Richmond, Virginia 23219-2010
(804) 786-6124

High Bridge Trail State Park
6888 Green Bay Road
Green Bay, VA 23942
January 23, 2009

Virginia Department of Transportation
Dillwyn Residency
P.O. Box 10
Dillwyn, VA 23936

Dear Alan:

To follow up on a previous conversation with you I am writing to request the use of some VDOT property by High Bridge Trail State Park. The property is where Business 460 and 460 intersect just east of Pamplin. This is the site that Prince Edward County formerly used as a transfer station for trash disposal. Prince Edward County Board of Supervisors voted to close the site and remove the dumpsters effective December 31, 2008. With the close proximity to the trail and close access to 460 I believe this would be an excellent location for a parking area to access High Bridge Trail. Development of the site would be funded by DCR, High Bridge Trail. Maintenance of the site would also be the responsibility of the park. Please consider this a formal request for use of this VDOT property for High Bridge Trail State Park. I look forward to hearing from you.

Sincerely,

A handwritten signature in black ink that reads "J. Eric Hougland".

J. Eric Hougland
Park Manager
High Bridge Trail State Park

Cc: Wade Bartlett, Prince Edward County
Sarah Puckett, Prince Edward County

Deputies

Lynnette Coe
Jennifer A. Johns
Jackie N. Glascock
Teresa N. Estes
Melinda P. Toney

MACHELLE J. EPPES
CLERK OF CIRCUIT COURT
FOR PRINCE EDWARD COUNTY
Prince Edward County Courthouse
111 South Street, 2nd Floor • P.O. Box 304
Farmville, Virginia 23901-0304
(434) 392-5145

Judges

Hon. Richard S. Blanton
Farmville, Virginia 23901
Chief Judge
Hon. Leslie M. Osborn
Boynton, Virginia 23917
Judge

January 27, 2009

Ms. Jean R. Jensen
Secretary
State Board Of Elections
200 North Ninth Street, Suite 101
Richmond, VA 23219

Dear Ms. Jensen:

I am enclosing a copy teste of the court order reappointing Mr. Gordon Vance Smith, as a member of the Electoral Board for Prince Edward County for a three-year term beginning March 1, 2009, and a copy of the Certificate of Eligibility For Appointment To Electoral Board form signed by Mr. Smith. For your information, Mr. Smith took the oath of office on January 27, 2009.

By copy of this letter, I am notifying the local Electoral Board, our local Registrar, County Administrator and the Chairman of the Republican Committee.

Sincerely,


Machelle J. Eppes

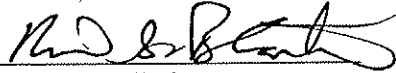
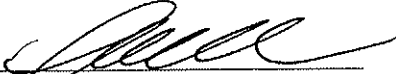
Enclosures

Cc: Electoral Board Members
Registrar
County Administrator
Chairman of Republican Committee

VIRGINIA: IIN THE CIRCUIT COURT OF THE COUNTY OF PRINCE EDWRAD.

IN RE: GORDON VANCE SMITH-MEMBER OF ELECTORAL BOARD

Whereas the term of Gordon Vance Smith, one of the members of the Electoral Board for the County Prince Edward, will expire on the 28th day of February, 2009, and whereas one name has been recommended for consideration for reappointment to the Court by letter received on January 15, 2009, from John C. Marsden, Chairman of the Prince Edward County Republican Party, the undersigned judges of this Circuit hereby reappoints Gordon Vance Smith, as a member of the said Electoral Board for a term of three years from the 1st day of March, 2009, pursuant to Code Section 24.2-106 of the Code of Virginia, 1950, as amended.

Enter: 1/26/09

Judge

Judge

A TRUE COPY - Teste:
Machelle J. Eppes Clerk
By: Melinda P. Jones D.C.

VIRGINIA:

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE COUNTY OF
PRINCE EDWARD.

GORDON VANCE SMITH – MEMBER ELECTORAL BOARD

Gordon Vance Smith, who was reappointed by order dated the 26th day of
January, 2009, as a member of the Electoral Board of the County of Prince Edward for a
term of three years beginning March 1, 2009, this day personally appeared before me,
Machelle J. Eppes, Clerk of the Circuit Court of said County, and took and subscribed the
Oath of Office as prescribed by law.

Date: January 21, 2009 Machelle J. Eppes, Clerk

A TRUE COPY - Teste:
Machelle J. Eppes Clerk
By Melinda P. Jones D.C.



Commonwealth of Virginia

Auditor of Public Accounts
P.O. Box 1295
Richmond, Virginia 23218

Walter J. Kucharski, Auditor

January 26, 2009

The Honorable Machel J. Eppes
Clerk of the Circuit Court
County of Prince Edward

Board of Supervisors
County of Prince Edward

Audit Period: July 1, 2007 through September 30, 2008
Court System: County of Prince Edward

We have audited the cash receipts and disbursements of the Clerk of the Circuit Court for this locality. Our primary objectives were to test the accuracy of financial transactions recorded on the Court's financial management system; evaluate the Court's internal controls; and test its compliance with significant state laws, regulations, and policies.

Management's Responsibility

Court management has responsibility for establishing and maintaining internal controls and complying with applicable laws and regulations. Internal control is a process designed to provide reasonable, but not absolute, assurance regarding the reliability of financial reporting, effectiveness and efficiency of operations, and compliance with applicable laws and regulations. Deficiencies in internal controls could possibly lead to the loss of revenues or assets, or otherwise compromise fiscal accountability.

Financial Matters

We noted no instances of improper recording and reporting of financial transactions in the Court's financial management system.

Internal Controls

We noted no matters involving internal control and its operation necessary to bring to management's attention.



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 17
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Informational

Summary:

Attachments:

- a. Central Virginia Electric Cooperative Rate Increase
- b. N.Y. Times News Article: RE: Regional Jail

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



A Message About the CVEC Rate Increase

Central Virginia Electric Cooperative (CVEC) sent a letter to the Cooperative members at the beginning of December 2008, to let the members know that CVEC would be adjusting rates in early 2009.

In that letter, it was noted that the Cooperative has experienced increases in costs over the past several years. Higher prices for everything from metals to wood products to health care have pushed the cost of providing electric service above the present rates, which were originally approved in 2000. While CVEC has worked hard to keep rates low over the years, the Cooperative must now seek a rate adjustment to assure that it remains financially strong and that it will be able to continue to provide reliable electric service to its members.

CVEC plans to file a streamlined rate case with the Virginia State Corporation Commission on March 2, 2009. To provide members with a thirty day notice, CVEC has placed a legal notice in the major newspapers in the region. Enclosed is a copy of that notice for your review. As you can see, the Cooperative was successful in keeping the rate increase below the target of 4.9% of total revenues.

CVEC has a long history of working to keep rates low for our members, and we will continue that tradition as we strive to provide reliable electric service at reasonable cost. To learn more about CVEC rates over the years and how they compare to other utilities today, visit www.forvec.com or look for a special insert in the CVEC owner's manual that will be delivered to members at the beginning of March.

Gregory J. Kelly
Member Services Director
800-367-2832 ext. 1500
gkelly@forvec.com



CENTRAL
VIRGINIA
ELECTRIC
COOPERATIVE

**NOTICE TO THE PUBLIC OF AN APPLICATION FOR A STREAMLINED
INCREASE IN RATES BY CENTRAL VIRGINIA ELECTRIC COOPERATIVE**

On March 2, 2009, Central Virginia Electric Cooperative ("CVEC") intends to file an application for a streamlined rate increase with the State Corporation Commission ("SCC"). The application will propose an increase in rates and charges for electric service to produce an increase in additional gross annual revenues of \$2,314,643 or 4.63%. The resulting proposed percentage increase for each rate schedule is as follows: Schedule A, Farm & Home, 4.77%; Schedule B, General Services, 5.36%; Schedule LP, Large Power Service, 4.24%; Schedule I, Industrial Service, 1.79%; Schedule SHL, Street Light Service, 7.81%. The increases will be spread across all non-energy charges, and all energy related charges will remain the same. The Cooperative proposes to make the revised rates effective April 1, 2009.

For a residential customer using 1000 kWh, the proposed rates will result in the following monthly charges: Metering and Billing \$5.00, Basic Service Charge \$12.49, Distribution Charge \$26.99, and Power Charge \$45.48, for a total of \$89.96, which is an increase of \$4.42 in the monthly bill. Depending upon the amount of usage on an account, individual customers may see increases of more or less than the average of 4.63%.

Copies of CVEC's application and the data relied upon to support the increase can be reviewed after March 2, 2009, during regular business hours at CVEC's office in Arrington, Virginia 22922.

Any interested party has the right to request a hearing on CVEC's application, and such request should be directed to the Clerk of the State Corporation Commission, P.O. Box 2118, Richmond, Virginia, 23218, with service upon CVEC directed to its counsel, Richard Gary, Hunton & Williams, Riverfront Plaza – East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074. Such requests should be made by April 1, 2009.

The SCC may convene a hearing on the case, and if a hearing is held, the Commission may order rate relief, redesign rates, or adopt tariff revisions which differ from those in the CVEC application. If the lesser of 150 or 5.0% of the customers or other persons within a class and subject to a rate, toll, or charge do not request a hearing, and if the lesser of 150 or 5% of the customers or other persons subject to such rate, toll, or charge of the Cooperative do not object to the rate change or tariff revision, the Cooperative may petition the Commission to make rates permanent within 30 days after the application is filed with the Commission.

For additional information, visit www.forcvec.com.

The New York Times

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January 28, 2009

Another Jail Death, and Mounting Questions

By [NINA BERNSTEIN](#)

He lived 42 of his 48 years in the United States, and had the words “Raised American” tattooed on his shoulder. But Guido R. Newbrough was born German, and he died in November as an [immigration](#) detainee of a Virginia jail, his heart devastated by an overwhelming bacterial infection.

His family and fellow detainees say the infection went untreated, despite his mounting pleas for medical care in the 10 days before his death. Instead, after his calls for help grew insistent, detainees said, guards at the Piedmont Regional Jail in Farmville, Va., threw him to the floor, dragged him away as he cried out in pain, and locked him in an isolation cell.

Mr. Newbrough, a construction worker who had served jail time for molesting a girlfriend’s young daughter, was found unresponsive in the cell several days later, on Nov. 27, and died at a hospital the next day without regaining consciousness. An autopsy report last week cited a virulent staph infection as an underlying cause of his death from endocarditis, an infection of the heart valves that is typically cured with antibiotics.

Accounts of Mr. Newbrough’s last days echo other cases of deaths in immigration custody, including one at the same jail in December 2006, which prompted a review by immigration officials that found the medical unit so lacking that they concluded, “Detainee health care is in jeopardy.”

But [Immigration and Customs Enforcement](#) never released those findings, even when asked about allegations of neglect in that death, of Abdoulaye Sall, 50, a Guinea-born mechanic with no criminal record whose kidneys failed over several weeks. Instead, officials defended care in that case and other deaths as Congress and the news media questioned medical practices in the patchwork of county jails, private prisons and federal detention centers under contract to hold noncitizens while the government tries to deport them.

The 2006 report — and a set of talking points the agency produced for its press officers to use when discussing deaths in detention — were only recently obtained by the [American Civil Liberties Union](#) through a lawsuit under the Freedom of Information Act; the group provided copies to The New York Times, which [first reported](#) Mr. Sall’s death.

“This facility has failed on multiple levels to perform basic supervision and provide for the safety and welfare of ICE detainees,” the six-page report concluded shortly after he died. “The medical health care unit does not

meet minimum ICE standards.”

The report said the jail had failed to respond adequately as Mr. Sall grew sicker, and that even when he was found unconscious on the floor, employees “stood around for approximately one minute” before trying to revive him. The jail’s superintendent, who said he never saw the report, adamantly denied those conclusions this week.

But Tom Jawetz, a lawyer with the civil liberties union’s National Prison Project, said the new death at the same jail underscored the lack of accountability in immigration detention nationwide.

“Piedmont is a facility that was understaffed and underresponsive to clear medical needs,” Mr. Jawetz said. “The reports of Mr. Newbrough’s death raise serious questions about whether those failures were ever remedied.”

Asked Monday what measures it had taken after Mr. Sall’s death, the immigration agency promised a response but did not provide one. Kelly A. Nantel, a spokeswoman, said earlier that an investigation of Mr. Newbrough’s death was under way.

The 780-bed Piedmont jail, run by governments of six Virginia counties, typically houses about 300 immigration detainees, and is now down to fewer than 150. But Ms. Nantel denied rumors that the agency was pulling them out, as it did last month at a detention center in Central Falls, R.I., where a Chinese computer engineer’s extensive cancer and fractured spine went undiagnosed until shortly before his death on Aug. 6.

In that case, investigators for the federal immigration agency found that the engineer, Hiu Lui Ng, had been denied proper medical treatment, and dragged from his cell to a van as he screamed in pain six days before his death.

The parallels with detainee accounts of Mr. Newbrough’s treatment are striking to Jeff Winder, an organizer for the grass-roots Virginia group People United, who was contacted by several inmates at Piedmont who also spoke to a reporter. The latest death has heightened the group’s opposition to plans by private developers and city officials to build another immigration detention center in Farmville, with 1,000 to 2,500 beds.

“ICE has no obligation to send detainees there after the next detainee dies,” Mr. Winder said. “Farmville could be left with the reputation as a place where detainees die of medical neglect.”

Ernest L. Toney, the jail superintendent, denied accounts that Mr. Newbrough had been mistreated, saying, “That is not our protocol here.” He referred all other questions about his death to the federal immigration agency.

But Dr. Homer D. Venters, an expert in detention health care who learned about the case from Mr. Newbrough’s family and reviewed the autopsy, said available evidence showed violations of detention

standards that let the detainee's treatable local infections rage out of control. Dr. Venters, a public health fellow at [New York University](#), was critical of the medical care in immigration detention when he testified last year at a [Congressional subcommittee hearing](#), and is on an Immigration and Customs Enforcement advisory group.

"First, Mr. Newbrough's medical complaints were apparently ignored," he wrote in a [preliminary analysis](#) of the case for Mr. Newbrough's parents. "Second, Mr. Newbrough was placed in a disciplinary setting while ill and despite having voiced medical complaints. Third, Mr. Newbrough was not adequately (if at all) medically monitored" in the isolation cell.

During those last days, Dr. Venters added in an interview, even guards should have noticed that Mr. Newbrough was in critical condition as the bacteria colonizing his heart broke loose, creating abscesses in his brain, liver and kidneys. "When endocarditis is not treated, it kills people," he said. With modern hospital care, the death rate is 25 percent or less.

"We were sitting here, powerless," said Mr. Newbrough's stepfather, Jack Newbrough, 70, a former Air Force sergeant who met Guido's mother, Heidi, and Guido, then 2, when he was stationed in their native Germany. "I am just so disappointed in my country, this homeland security system they got set up."

Mrs. Newbrough, 65, said her son, who had an estranged wife and three American-born children, had quit drinking after serving 11 months for molestation and, on probation, moved back to his childhood home in Manassas, Va., from a trailer park in Stafford. A [1999 article about life in the park](#), in the first issue of [Tina Brown's Talk](#) magazine, featured him prominently — under the rubric "Dialing America."

"Nobody knew he wasn't American," his mother said. "Even he didn't know. He found out the day they picked him up here."

His arrest last February, immigration records show, was a result of Operation Coldplay, which combs probation records to find past sex offenders whose immigration status makes them deportable. Mr. Newbrough had taken what is known as an Alford plea to charges of "indecent liberties with a minor," and aggravated sexual battery in 2002 — denying his guilt, but acknowledging that prosecutors had evidence that could cause a jury to convict him of molesting his girlfriend's 4-year-old.

Mr. Newbrough, who spoke no German, would have automatically become a citizen if his American-born stepfather had formally adopted him when he was a child, or if his mother had been naturalized while he was a minor, rather than just four years ago.

While Mr. Newbrough waited at Piedmont for nine months, an immigration lawyer argued that he had derived citizenship from his stepfather. An immigration judge disagreed. The appeal was pending in mid-November when Mr. Newbrough began to complain in phone calls of terrible back pain and stomach aches, his family said. When they urged him to tell the medical staff, they said, he replied: "I did. They just don't care."

Several detainees interviewed by telephone last week said that in the two weeks before Thanksgiving, Mr. Newbrough's back pain grew so bad that he began sobbing through the night, and some in the 90-man unit took turns making him hot compresses. By the Sunday before Thanksgiving, he was desperate, two detainees said, and banged at the door of the unit's lunchroom, yelling for help. They said by the time guards responded, he was seated at a table.

"They told him to get up, and he said he couldn't get up because he was in a lot of pain," said Salvador Alberto Rivas, who identified himself as Mr. Newbrough's bunk mate, awaiting deportation to El Salvador. "Because of the pain, he started crying, and he was trying to tell them he had put in requests for medical and didn't get any. And then one of the guards threw him to the floor."

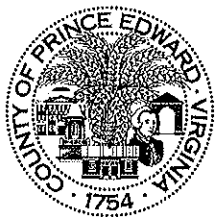
"They drag him by his leg, in front of about 30 people," said another detainee, who gave his name only as Jose for fear of retaliation, adding that many witnesses had since been transferred to other jails or deported.

"We didn't know that he was dying," added Jose, who wrote about the case in a letter published online by a Spanish weekly. "They took him to the hole. He was yelling for help in the hole, too."

That information, he said, came from a detainee in the isolation section at the same time, but since deported, who was so upset by Mr. Newbrough's death that he left his name and alien registration number — Rene Cordoba Palma, No. 088424581 — in case anyone wanted his testimony.

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County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 18
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Monthly Reports

Summary:

Attachments:

- a. Animal Control
- b. Building Official
- c. Cannery
- d. Prince Edward County Public Schools
- e. PERT

Recommendation: Acceptance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Animal Control Monthly Report

"January 2009"

Dogs		Wildlife	
Picked Up	31	Handled	0
Claimed By Owner	9	Euthanized	0
Adopted	11		
Died in Kennel	0	Livestock	
Euthanized	9	Returned to Owner	0
Transferred to SPCA	2	Died in Kennel	0
Dead on Arrival	0		
		Other Companion Animals	
Cats		Returned to Owner	0
Picked Up	15		
Claimed By Owner	0		
Adopted	1	Number of Calls to Shelter	193
Euthanized	14		
Died in Kennel	0	Summons Issued	7
Transferred to SPCA	4		
Dead on Arrival	0	Days in Court	1
Fees Collected from Town	\$660.00	Nuisance Animals	18
Bill the Town of Farmville			
7 Cats housed (7 days each)			
Total	\$245.00	Total Fees Collected	\$245.00

S. Ray Foster & Vicki Horn, Animal Control

Permits Issued Report
1/01/2009 Through 1/30/2009

BI411

ADDITIONS	- Issued	2
	- Value	\$7,500.00
	- Permit Fees	\$125.00
	- 1.75% STATE TAX	\$2.18
	- Fees Collected	\$.00
ONE & TWO FAMILY DWELLING	- Issued	3
	- Value	\$965,000.00
	- Permit Fees	\$1,690.80
	- 1.75% STATE TAX	\$29.59
	- Fees Collected	\$.00
ELECTRICAL	- Issued	8
	- Value	\$13,000.00
	- Permit Fees	\$485.00
	- 1.75% STATE TAX	\$8.46
	- Fees Collected	\$.00
FARM BUILDINGS	- Issued	2
	- Value	\$.00
	- Permit Fees	\$.00
	- 1.75% STATE TAX	\$.00
	- Fees Collected	\$.00
MECHANICAL	- Issued	2
	- Value	\$.00
	- Permit Fees	\$100.00
	- 1.75% STATE TAX	\$1.74
	- Fees Collected	\$.00
MECHANICAL/GAS	- Issued	1
	- Value	\$.00
	- Permit Fees	\$50.00
	- 1.75% STATE TAX	\$.87
	- Fees Collected	\$.00
PLUMBING	- Issued	2
	- Value	\$.00
	- Permit Fees	\$100.00
	- 1.75% STATE TAX	\$1.74
	- Fees Collected	\$.00
REMODELING	- Issued	2
	- Value	\$26,400.00
	- Permit Fees	\$268.05
	- 1.75% STATE TAX	\$4.69
	- Fees Collected	\$.00
Total Permits - Issued		22
Total Permits - Value		\$1,011,900.00
Total Permits - Permit Fees		\$2,818.85
Total Permits - State Tax 1.75 %		49.27
		\$2,868.12

PRINCE EDWARD COUNTY CANNERY

7916 Abilene Road
Farmville, Virginia 23901

LENA HUDDLESTON

Cannery Manager
434-223-8664
Home 434-392-4218

January 2009 Cannery Report

During the month of January, the following number of cans were canned and meat processed:

500 (qt.)	@	.48 =	240.00
50 (pt)	@	.40 =	20.00
500 (lbs.)	@	.20 =	100.00
20 Patrons usage	@	1.00 =	20.00
30 % out of county			20.58
60 gal.	@	1.25 =	<u>75.00</u>
TOTAL			\$ 475.58

L. Huddleston

dbw

Prince Edward County Public Schools

2008 - 2009

Comparative Receipts and Expenditures
Food Service Department
Year to Date
Month of January 2009

Receipts:	Fiscal 2008				Fiscal 2009			
	Budgeted	Rec. YTD	Percent	Budgeted	Rec. YTD	Percent	Diff.	
State School Food	14,467	13,408	92.68	13,408	13,265	98.94	6.26	
School Breakfast	4,084	237	5.80	0	10,939	0.00	-5.80	
Total State	18,551	13,645	73.55	13,408	24,204	180.52	106.97	
Federal Reimbursement	873,517	335,807	38.44	787,392	345,197	43.84	5.40	
Cash Book - Local	187,399	140,020	74.72	285,000	148,932	52.26	-22.46	
Total Revenue	\$1,079,467	\$489,472	45.34	\$1,085,800	\$518,333	47.74	2.39	
Expenditures:	Budgeted	Expended YTD	Percent	Budgeted	Expended YTD	Percent	Diff.	
Salary	448,013	239,989	53.57	415,296	215,596	51.91	-1.65	
Fringe Benefits	173,350	90,615	52.27	167,883	86,958	51.80	-0.48	
Purchased Services	16,060	8,246	51.34	24,200	16,400	67.77	16.42	
Materials & Supplies	62,779	52,048	82.91	110,032	30,234	27.48	-55.43	
Food Supplies	364,370	164,720	45.21	352,389	181,207	51.42	6.22	
Uniforms	0	0	0.00	0	0	0.00	0.00	
Furniture/Equipment	14,895	2,576	17.29	16,000	6,876	42.98	25.68	
Contingency Reserves								
Total Expenditures	\$1,079,467	\$558,194	51.71	\$1,085,800	\$537,271	49.48	-2.23	

Prince Edward County Public Schools
 Food Service Department
 Summary Financial Report
 2008-2009

Fund 4
 Month Ending January 31, 2009

(rounded to nearest dollar)

<u>Revenues</u>	<u>Current Month</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance Actual Under (Over) Budget</u>	<u>YTD as a Percent of Budget</u>
From the Commonwealth:					
State School Food	-	\$ 13,265	\$ 13,408	\$ 143	98.93
School Breakfast	1,167	\$ 10,939	-	\$ (10,939)	0.00
Total State.....	1,167	\$ 24,204	\$ 13,408	\$ (10,796)	180.52
Federal Reimbursement	58,787	\$ 345,197	\$ 787,392	\$ 442,195	43.84
Cash Book -Local.....	15,065	\$ 148,932	\$ 285,000	\$ 136,068	52.26
Total Revenues.....	75,019	\$ 518,333	\$ 1,085,800	\$ 567,467	47.74

<u>Expenditures</u>	<u>Current Month</u>	<u>Year to Date</u>	<u>Outstanding Encumbrances</u>	<u>Budget</u>	<u>Expended & Encumbered (Over) Under Budget</u>	<u>Expen. & Encumbrance as a % of Budget</u>
Salary	32,937	\$ 215,596	\$ 192,588	\$ 415,296	\$ 7,113	98.29
Fringe Benefits	13,761	\$ 86,958	\$ 80,416	\$ 167,883	\$ 509	99.70
Purchased Services	631	\$ 16,400	\$ 1,987	\$ 24,200	\$ 5,814	75.98
Materials & Supplies	1,882	\$ 30,234	\$ 6,040	\$ 110,032	\$ 73,757	32.97
Food Supplies	22,164	\$ 181,207	\$ 31,327	\$ 352,389	\$ 139,855	60.31
Uniforms	-	-	-	-	-	0
Furniture/Equipment	-	\$ 6,876	-	\$ 16,000	\$ 9,124	42.98
Total Expenditures.....	71,376	\$ 537,271	\$ 312,358	\$ 1,085,800	\$ 236,172	78.25

Prince Edward County Public Schools
 Summary Financial Report
 2008-2009

Month Ending January 31, 2009

(rounded to nearest dollar)

Revenues	Current	Year to	Budget	Variance	YTD as a
	Month	Date		Actual Under	
				(Over)	Budget
From the Commonwealth:					
State Sales Tax.....	\$ 197,448	\$ 1,672,673	\$ 3,083,012	\$ 1,410,339	54.25
Basic School Aid.....	\$ 723,858	\$ 5,041,923	\$ 8,858,101	\$ 3,816,178	56.92
All Other.....	\$ 765,970	\$ 2,568,285	\$ 6,128,154	\$ 3,559,869	41.91
Total State.....	\$ 1,687,276	\$ 9,282,880	\$ 18,069,267	\$ 8,786,387	51.37
From the Federal Gov't.....	\$ 321,330	\$ 792,083	\$ 2,403,092	\$ 1,611,009	32.96
Tran. From General Fund(County)	\$ 103,429	\$ 3,906,974	\$ 8,077,457	\$ 4,170,483	48.37
Cash Book -Local.....	\$ 26,333	\$ 235,938	\$ 375,100	\$ 139,162	62.90
Total Revenues.....	\$ 2,138,368	\$ 14,217,875	\$ 28,924,916	\$ 14,707,041	49.15
Expenditures				Expended &	Encumbered
	Current	Year to	Outstanding	(Over) Under	as a % of
	Month	Date	Encumbrances	Budget	Budget
1000-Instruction.....	\$ 1,628,527	\$ 10,468,296	\$ 8,711,638	\$ 2,926,947	86.76
2000-Admin., Health/Att.....	\$ 109,361	\$ 832,859	\$ 506,155	\$ 251,561	84.18
3000-Transportation.....	\$ 125,640	\$ 820,569	\$ 480,937	\$ 725,394	64.21
4000-Operation/Maintenance	\$ 186,112	\$ 1,118,479	\$ 472,760	\$ 454,411	77.79
5000-Food Service.....	\$ 788	\$ 3,974	\$ -	\$ 6,184	39.12
6000-Facilities.....	\$ 1,308	\$ 25,050	\$ 12,583	\$ 148,187	20.25
7000-Debt. Ser.....	\$ 86,633	\$ 948,647	\$ 9,360	\$ 925	99.90
8000-Contingency Reserve	\$ -	\$ -	\$ -	\$ -	0.00
Total Expenditures.....	\$ 2,138,368	\$ 14,217,875	\$ 10,193,433	\$ 4,513,609	84.40

Prince Edward County Public Schools
Comparative Receipts and Expenditures
 Year to Date
 Month of January 09

	Fiscal 2008				Fiscal 2009			
Receipts:	Budgeted	Rec. YTD	Percent	Diff.	Budgeted	Rec. YTD	Percent	Diff.
Sales Tax	3,102,350	1,705,416	54.97	-1,396,934	3,083,012	1,672,673	54.25	-1,410,339
Basic Aid	7,987,757	4,590,343	57.47	-3,397,414	8,858,101	5,041,923	56.92	-3,816,178
Other State	6,702,046	2,615,263	39.02	-4,086,783	6,128,154	2,568,285	41.91	-3,559,869
Total State	17,792,153	8,911,022	50.08	-8,881,131	18,069,267	9,282,880	51.37	-8,786,387
Federal Funds	2,144,398	776,438	36.21	-1,367,960	2,403,092	792,083	32.96	-1,611,009
Local Funds	7,895,412	3,812,429	48.29	-4,082,983	8,077,457	3,906,974	48.37	-4,170,483
Cash Book	305,341	180,195	59.01	-125,146	375,100	235,938	62.90	-139,162
Total Revenue	\$28,137,304	\$13,680,084	48.62	-14,457,220	\$28,924,916	\$14,217,875	49.15	-14,707,041
Expenditures:								
Instruction	21,467,363	10,135,328	47.21	-11,332,035	22,106,881	10,468,296	47.35	-11,638,585
Administration	1,673,963	767,206	45.83	-906,757	1,590,575	832,859	52.36	-858,716
Transportation	1,836,704	770,917	41.97	-1,065,787	2,026,900	820,569	40.48	-1,206,331
Maintenance	1,974,736	945,724	47.89	-1,029,012	2,045,650	1,118,479	54.68	-927,171
Food Service	9,050	3,148	34.78	-5,902	10,158	3,974	39.12	-6,184
Facilities	177,391	72,942	41.12	-104,449	185,820	25,050	13.48	-160,770
Debt Service	998,097	984,819	98.67	-13,278	958,932	948,647	98.93	-49,285
Contingency Reserves	0	0		0	0	0		0
Total Expenditures	\$28,137,304	\$13,680,084	48.62	-14,457,220	\$28,924,916	\$14,217,875	49.15	-14,707,041

Technology Expenditures are included as a part of both Instruction and Administration.

**PERT RIDERSHIP
MONTH OF DECEMBER 2008**

WEEK	DATE	PASSENGER COUNT	BUS LINE
Monday	1	9	GREEN
Tuesday	2	18	ORANGE
Wednesday	3	22	ORANGE
Thursday	4	19	GREEN
Friday	5	33	ORANGE
Monday	8	15	GREEN
Tuesday	9	22	ORANGE
Wednesday	10	22	ORANGE
Thursday	11	13	GREEN
Friday	12	16	ORANGE
Monday	15	6	GREEN
Tuesday	16	20	ORANGE
Wednesday	17	15	ORANGE
Thursday	18	13	GREEN
Friday	19	23	ORANGE
Monday	22	16	GREEN
Tuesday	23	24	ORANGE
Wednesday	24	CLOSED	ORANGE
Thursday	25	CLOSED	GREEN
Friday	26	10	ORANGE
Monday	29	12	GREEN
Tuesday	30	17	ORANGE
Wednesday	31	15	ORANGE
TOTAL		360	

BUS LINE**ROUTE****DAYS OF OPERATION**

GREEN

Prospect / Pamplin

Mondays & Thursdays

ORANGE

Meherrin / Green Bay

Tuesdays, Wednesdays, & Fridays



County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 17
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Informational

Summary:

Attachments:

- a. Central Virginia Electric Cooperative Rate Increase
- b. N.Y. Times News Article: RE: Regional Jail

Recommendation: None.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



A Message About the CVEC Rate Increase

Central Virginia Electric Cooperative (CVEC) sent a letter to the Cooperative members at the beginning of December 2008, to let the members know that CVEC would be adjusting rates in early 2009.

In that letter, it was noted that the Cooperative has experienced increases in costs over the past several years. Higher prices for everything from metals to wood products to health care have pushed the cost of providing electric service above the present rates, which were originally approved in 2000. While CVEC has worked hard to keep rates low over the years, the Cooperative must now seek a rate adjustment to assure that it remains financially strong and that it will be able to continue to provide reliable electric service to its members.

CVEC plans to file a streamlined rate case with the Virginia State Corporation Commission on March 2, 2009. To provide members with a thirty day notice, CVEC has placed a legal notice in the major newspapers in the region. Enclosed is a copy of that notice for your review. As you can see, the Cooperative was successful in keeping the rate increase below the target of 4.9% of total revenues.

CVEC has a long history of working to keep rates low for our members, and we will continue that tradition as we strive to provide reliable electric service at reasonable cost. To learn more about CVEC rates over the years and how they compare to other utilities today, visit www.forvec.com or look for a special insert in the CVEC owner's manual that will be delivered to members at the beginning of March.

Gregory J. Kelly
Member Services Director
800-367-2832 ext. 1500
gkelly@forvec.com



CENTRAL
VIRGINIA
ELECTRIC
COOPERATIVE

**NOTICE TO THE PUBLIC OF AN APPLICATION FOR A STREAMLINED
INCREASE IN RATES BY CENTRAL VIRGINIA ELECTRIC COOPERATIVE**

On March 2, 2009, Central Virginia Electric Cooperative ("CVEC") intends to file an application for a streamlined rate increase with the State Corporation Commission ("SCC"). The application will propose an increase in rates and charges for electric service to produce an increase in additional gross annual revenues of \$2,314,643 or 4.63%. The resulting proposed percentage increase for each rate schedule is as follows: Schedule A, Farm & Home, 4.77%; Schedule B, General Services, 5.36%; Schedule LP, Large Power Service, 4.24%; Schedule I, Industrial Service, 1.79%; Schedule SHL, Street Light Service, 7.81%. The increases will be spread across all non-energy charges, and all energy related charges will remain the same. The Cooperative proposes to make the revised rates effective April 1, 2009.

For a residential customer using 1000 kWh, the proposed rates will result in the following monthly charges: Metering and Billing \$5.00, Basic Service Charge \$12.49, Distribution Charge \$26.99, and Power Charge \$45.48, for a total of \$89.96, which is an increase of \$4.42 in the monthly bill. Depending upon the amount of usage on an account, individual customers may see increases of more or less than the average of 4.63%.

Copies of CVEC's application and the data relied upon to support the increase can be reviewed after March 2, 2009, during regular business hours at CVEC's office in Arrington, Virginia 22922.

Any interested party has the right to request a hearing on CVEC's application, and such request should be directed to the Clerk of the State Corporation Commission, P.O. Box 2118, Richmond, Virginia, 23218, with service upon CVEC directed to its counsel, Richard Gary, Hunton & Williams, Riverfront Plaza – East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074. Such requests should be made by April 1, 2009.

The SCC may convene a hearing on the case, and if a hearing is held, the Commission may order rate relief, redesign rates, or adopt tariff revisions which differ from those in the CVEC application. If the lesser of 150 or 5.0% of the customers or other persons within a class and subject to a rate, toll, or charge do not request a hearing, and if the lesser of 150 or 5% of the customers or other persons subject to such rate, toll, or charge of the Cooperative do not object to the rate change or tariff revision, the Cooperative may petition the Commission to make rates permanent within 30 days after the application is filed with the Commission.

For additional information, visit www.forcvec.com.

The New York Times

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PREMIER-FRIENDLY FORMAT
SPONSORED BY



January 28, 2009

Another Jail Death, and Mounting Questions

By [NINA BERNSTEIN](#)

He lived 42 of his 48 years in the United States, and had the words “Raised American” tattooed on his shoulder. But Guido R. Newbrough was born German, and he died in November as an [immigration](#) detainee of a Virginia jail, his heart devastated by an overwhelming bacterial infection.

His family and fellow detainees say the infection went untreated, despite his mounting pleas for medical care in the 10 days before his death. Instead, after his calls for help grew insistent, detainees said, guards at the Piedmont Regional Jail in Farmville, Va., threw him to the floor, dragged him away as he cried out in pain, and locked him in an isolation cell.

Mr. Newbrough, a construction worker who had served jail time for molesting a girlfriend’s young daughter, was found unresponsive in the cell several days later, on Nov. 27, and died at a hospital the next day without regaining consciousness. An autopsy report last week cited a virulent staph infection as an underlying cause of his death from endocarditis, an infection of the heart valves that is typically cured with antibiotics.

Accounts of Mr. Newbrough’s last days echo other cases of deaths in immigration custody, including one at the same jail in December 2006, which prompted a review by immigration officials that found the medical unit so lacking that they concluded, “Detainee health care is in jeopardy.”

But [Immigration and Customs Enforcement](#) never released those findings, even when asked about allegations of neglect in that death, of Abdoulaye Sall, 50, a Guinea-born mechanic with no criminal record whose kidneys failed over several weeks. Instead, officials defended care in that case and other deaths as Congress and the news media questioned medical practices in the patchwork of county jails, private prisons and federal detention centers under contract to hold noncitizens while the government tries to deport them.

The 2006 report — and a set of talking points the agency produced for its press officers to use when discussing deaths in detention — were only recently obtained by the [American Civil Liberties Union](#) through a lawsuit under the Freedom of Information Act; the group provided copies to The New York Times, which [first reported](#) Mr. Sall’s death.

“This facility has failed on multiple levels to perform basic supervision and provide for the safety and welfare of ICE detainees,” the six-page report concluded shortly after he died. “The medical health care unit does not

meet minimum ICE standards.”

The report said the jail had failed to respond adequately as Mr. Sall grew sicker, and that even when he was found unconscious on the floor, employees “stood around for approximately one minute” before trying to revive him. The jail’s superintendent, who said he never saw the report, adamantly denied those conclusions this week.

But Tom Jawetz, a lawyer with the civil liberties union’s National Prison Project, said the new death at the same jail underscored the lack of accountability in immigration detention nationwide.

“Piedmont is a facility that was understaffed and underresponsive to clear medical needs,” Mr. Jawetz said. “The reports of Mr. Newbrough’s death raise serious questions about whether those failures were ever remedied.”

Asked Monday what measures it had taken after Mr. Sall’s death, the immigration agency promised a response but did not provide one. Kelly A. Nantel, a spokeswoman, said earlier that an investigation of Mr. Newbrough’s death was under way.

The 780-bed Piedmont jail, run by governments of six Virginia counties, typically houses about 300 immigration detainees, and is now down to fewer than 150. But Ms. Nantel denied rumors that the agency was pulling them out, as it did last month at a detention center in Central Falls, R.I., where a Chinese computer engineer’s extensive cancer and fractured spine went undiagnosed until shortly before his death on Aug. 6.

In that case, investigators for the federal immigration agency found that the engineer, Hiu Lui Ng, had been denied proper medical treatment, and dragged from his cell to a van as he screamed in pain six days before his death.

The parallels with detainee accounts of Mr. Newbrough’s treatment are striking to Jeff Winder, an organizer for the grass-roots Virginia group People United, who was contacted by several inmates at Piedmont who also spoke to a reporter. The latest death has heightened the group’s opposition to plans by private developers and city officials to build another immigration detention center in Farmville, with 1,000 to 2,500 beds.

“ICE has no obligation to send detainees there after the next detainee dies,” Mr. Winder said. “Farmville could be left with the reputation as a place where detainees die of medical neglect.”

Ernest L. Toney, the jail superintendent, denied accounts that Mr. Newbrough had been mistreated, saying, “That is not our protocol here.” He referred all other questions about his death to the federal immigration agency.

But Dr. Homer D. Venters, an expert in detention health care who learned about the case from Mr. Newbrough’s family and reviewed the autopsy, said available evidence showed violations of detention

standards that let the detainee's treatable local infections rage out of control. Dr. Venters, a public health fellow at [New York University](#), was critical of the medical care in immigration detention when he testified last year at a [Congressional subcommittee hearing](#), and is on an Immigration and Customs Enforcement advisory group.

"First, Mr. Newbrough's medical complaints were apparently ignored," he wrote in a [preliminary analysis](#) of the case for Mr. Newbrough's parents. "Second, Mr. Newbrough was placed in a disciplinary setting while ill and despite having voiced medical complaints. Third, Mr. Newbrough was not adequately (if at all) medically monitored" in the isolation cell.

During those last days, Dr. Venters added in an interview, even guards should have noticed that Mr. Newbrough was in critical condition as the bacteria colonizing his heart broke loose, creating abscesses in his brain, liver and kidneys. "When endocarditis is not treated, it kills people," he said. With modern hospital care, the death rate is 25 percent or less.

"We were sitting here, powerless," said Mr. Newbrough's stepfather, Jack Newbrough, 70, a former Air Force sergeant who met Guido's mother, Heidi, and Guido, then 2, when he was stationed in their native Germany. "I am just so disappointed in my country, this homeland security system they got set up."

Mrs. Newbrough, 65, said her son, who had an estranged wife and three American-born children, had quit drinking after serving 11 months for molestation and, on probation, moved back to his childhood home in Manassas, Va., from a trailer park in Stafford. A [1999 article about life in the park](#), in the first issue of [Tina Brown's Talk](#) magazine, featured him prominently — under the rubric "Dialing America."

"Nobody knew he wasn't American," his mother said. "Even he didn't know. He found out the day they picked him up here."

His arrest last February, immigration records show, was a result of Operation Coldplay, which combs probation records to find past sex offenders whose immigration status makes them deportable. Mr. Newbrough had taken what is known as an Alford plea to charges of "indecent liberties with a minor," and aggravated sexual battery in 2002 — denying his guilt, but acknowledging that prosecutors had evidence that could cause a jury to convict him of molesting his girlfriend's 4-year-old.

Mr. Newbrough, who spoke no German, would have automatically become a citizen if his American-born stepfather had formally adopted him when he was a child, or if his mother had been naturalized while he was a minor, rather than just four years ago.

While Mr. Newbrough waited at Piedmont for nine months, an immigration lawyer argued that he had derived citizenship from his stepfather. An immigration judge disagreed. The appeal was pending in mid-November when Mr. Newbrough began to complain in phone calls of terrible back pain and stomach aches, his family said. When they urged him to tell the medical staff, they said, he replied: "I did. They just don't care."

Several detainees interviewed by telephone last week said that in the two weeks before Thanksgiving, Mr. Newbrough's back pain grew so bad that he began sobbing through the night, and some in the 90-man unit took turns making him hot compresses. By the Sunday before Thanksgiving, he was desperate, two detainees said, and banged at the door of the unit's lunchroom, yelling for help. They said by the time guards responded, he was seated at a table.

"They told him to get up, and he said he couldn't get up because he was in a lot of pain," said Salvador Alberto Rivas, who identified himself as Mr. Newbrough's bunk mate, awaiting deportation to El Salvador. "Because of the pain, he started crying, and he was trying to tell them he had put in requests for medical and didn't get any. And then one of the guards threw him to the floor."

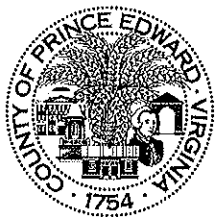
"They drag him by his leg, in front of about 30 people," said another detainee, who gave his name only as Jose for fear of retaliation, adding that many witnesses had since been transferred to other jails or deported.

"We didn't know that he was dying," added Jose, who wrote about the case in a letter published online by a Spanish weekly. "They took him to the hole. He was yelling for help in the hole, too."

That information, he said, came from a detainee in the isolation section at the same time, but since deported, who was so upset by Mr. Newbrough's death that he left his name and alien registration number — Rene Cordoba Palma, No. 088424581 — in case anyone wanted his testimony.

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County of Prince Edward
Board of Supervisors
Agenda Summary

Meeting Date: February 10, 2009
Item No.: 18
Department: County Administration
Staff Contact: W.W. Bartlett/Sarah Puckett
Issue: Monthly Reports

Summary:

Attachments:

- a. Animal Control
- b. Building Official
- c. Cannery
- d. Prince Edward County Public Schools
- e. PERT

Recommendation: Acceptance.

Motion _____
Second _____

Fore _____
McKay _____
Ward _____

Gilfillan _____
Moore _____
Wiley _____

Jones _____
Simpson _____



Animal Control Monthly Report

"January 2009"

Dogs		Wildlife	
Picked Up	31	Handled	0
Claimed By Owner	9	Euthanized	0
Adopted	11		
Died in Kennel	0	Livestock	
Euthanized	9	Returned to Owner	0
Transferred to SPCA	2	Died in Kennel	0
Dead on Arrival	0		
		Other Companion Animals	
Cats		Returned to Owner	0
Picked Up	15		
Claimed By Owner	0		
Adopted	1	Number of Calls to Shelter	193
Euthanized	14		
Died in Kennel	0	Summons Issued	7
Transferred to SPCA	4		
Dead on Arrival	0	Days in Court	1
Fees Collected from Town	\$660.00	Nuisance Animals	18
 Bill the Town of Farmville			
7 Cats housed (7 days each)			
Total	\$245.00	Total Fees Collected	\$245.00

S. Ray Foster & Vicki Horn, Animal Control

Permits Issued Report
1/01/2009 Through 1/30/2009

BI411

ADDITIONS	- Issued	2
	- Value	\$7,500.00
	- Permit Fees	\$125.00
	- 1.75% STATE TAX	\$2.18
	- Fees Collected	\$.00
ONE & TWO FAMILY DWELLING	- Issued	3
	- Value	\$965,000.00
	- Permit Fees	\$1,690.80
	- 1.75% STATE TAX	\$29.59
	- Fees Collected	\$.00
ELECTRICAL	- Issued	8
	- Value	\$13,000.00
	- Permit Fees	\$485.00
	- 1.75% STATE TAX	\$8.46
	- Fees Collected	\$.00
FARM BUILDINGS	- Issued	2
	- Value	\$.00
	- Permit Fees	\$.00
	- 1.75% STATE TAX	\$.00
	- Fees Collected	\$.00
MECHANICAL	- Issued	2
	- Value	\$.00
	- Permit Fees	\$100.00
	- 1.75% STATE TAX	\$1.74
	- Fees Collected	\$.00
MECHANICAL/GAS	- Issued	1
	- Value	\$.00
	- Permit Fees	\$50.00
	- 1.75% STATE TAX	\$.87
	- Fees Collected	\$.00
PLUMBING	- Issued	2
	- Value	\$.00
	- Permit Fees	\$100.00
	- 1.75% STATE TAX	\$1.74
	- Fees Collected	\$.00
REMODELING	- Issued	2
	- Value	\$26,400.00
	- Permit Fees	\$268.05
	- 1.75% STATE TAX	\$4.69
	- Fees Collected	\$.00
Total Permits - Issued		22
Total Permits - Value		\$1,011,900.00
Total Permits - Permit Fees		\$2,818.85
Total Permits - State Tax 1.75 %		49.27
		\$2,868.12

PRINCE EDWARD COUNTY CANNERY

7916 Abilene Road
Farmville, Virginia 23901

LENA HUDDLESTON

Cannery Manager
434-223-8664
Home 434-392-4218

January 2009 Cannery Report

During the month of January, the following number of cans were canned and meat processed:

500 (qt.)	@	.48 =	240.00
50 (pt)	@	.40 =	20.00
500 (lbs.)	@	.20 =	100.00
20 Patrons usage	@	1.00 =	20.00
30 % out of county			20.58
60 gal.	@	1.25 =	<u>75.00</u>
TOTAL			\$ 475.58

L. Huddleston

dbw

Prince Edward County Public Schools

2008 - 2009

Comparative Receipts and Expenditures
Food Service Department
Year to Date
Month of January 2009

Receipts:	Fiscal 2008				Fiscal 2009				Diff.
	Budgeted	Rec. YTD	Percent	Budgeted	Rec. YTD	Percent	Diff.		
State School Food	14,467	13,408	92.68	13,408	13,265	98.94	6.26		
School Breakfast	4,084	237	5.80	0	10,939	0.00	-5.80		
Total State	18,551	13,645	73.55	13,408	24,204	180.52	106.97		
Federal Reimbursement	873,517	335,807	38.44	787,392	345,197	43.84	5.40		
Cash Book - Local	187,399	140,020	74.72	285,000	148,932	52.26	-22.46		
Total Revenue	\$1,079,467	\$489,472	45.34	\$1,085,800	\$518,333	47.74	2.39		
Expenditures:	Budgeted	Expended YTD	Percent	Budgeted	Expended YTD	Percent	Diff.		
Salary	448,013	239,989	53.57	415,296	215,596	51.91	-1.65		
Fringe Benefits	173,350	90,615	52.27	167,883	86,958	51.80	-0.48		
Purchased Services	16,060	8,246	51.34	24,200	16,400	67.77	16.42		
Materials & Supplies	62,779	52,048	82.91	110,032	30,234	27.48	-55.43		
Food Supplies	364,370	164,720	45.21	352,389	181,207	51.42	6.22		
Uniforms	0	0	0.00	0	0	0.00	0.00		
Furniture/Equipment	14,895	2,576	17.29	16,000	6,876	42.98	25.68		
Contingency Reserves									
Total Expenditures	\$1,079,467	\$558,194	51.71	\$1,085,800	\$537,271	49.48	-2.23		

Prince Edward County Public Schools
Food Service Department
Summary Financial Report
2008-2009

Fund 4
Month Ending January 31, 2009

(rounded to nearest dollar)

<u>Revenues</u>	<u>Current Month</u>	<u>Year to Date</u>	<u>Budget</u>	<u>Variance Actual Under (Over) Budget</u>	<u>YTD as a Percent of Budget</u>
From the Commonwealth:					
State School Food	-	\$ 13,265	\$ 13,408	\$ 143	98.93
School Breakfast	1,167	\$ 10,939	-	\$ (10,939)	0.00
Total State.....	1,167	\$ 24,204	\$ 13,408	\$ (10,796)	180.52
Federal Reimbursement	58,787	\$ 345,197	\$ 787,392	\$ 442,195	43.84
Cash Book -Local.....	15,065	\$ 148,932	\$ 285,000	\$ 136,068	52.26
Total Revenues.....	75,019	\$ 518,333	\$ 1,085,800	\$ 567,467	47.74

<u>Expenditures</u>	<u>Current Month</u>	<u>Year to Date</u>	<u>Outstanding Encumbrances</u>	<u>Budget</u>	<u>Expended & Encumbered (Over) Under Budget</u>	<u>Expen. & Encumbrance as a % of Budget</u>
Salary	32,937	\$ 215,596	\$ 192,588	\$ 415,296	\$ 7,113	98.29
Fringe Benefits	13,761	\$ 86,958	\$ 80,416	\$ 167,883	\$ 509	99.70
Purchased Services	631	\$ 16,400	\$ 1,987	\$ 24,200	\$ 5,814	75.98
Materials & Supplies	1,882	\$ 30,234	\$ 6,040	\$ 110,032	\$ 73,757	32.97
Food Supplies	22,164	\$ 181,207	\$ 31,327	\$ 352,389	\$ 139,855	60.31
Uniforms	-	-	-	-	-	0
Furniture/Equipment	-	\$ 6,876	-	\$ 16,000	\$ 9,124	42.98
Total Expenditures.....	71,376	\$ 537,271	\$ 312,358	\$ 1,085,800	\$ 236,172	78.25

Prince Edward County Public Schools
 Summary Financial Report
 2008-2009

Month Ending January 31, 2009

(rounded to nearest dollar)

Revenues	Current	Year to	Budget	Variance	YTD as a
	Month	Date		Actual Under (Over)	
From the Commonwealth:					
State Sales Tax.....	\$ 197,448	\$ 1,672,673	\$ 3,083,012	\$ 1,410,339	54.25
Basic School Aid.....	\$ 723,858	\$ 5,041,923	\$ 8,858,101	\$ 3,816,178	56.92
All Other.....	\$ 765,970	\$ 2,568,285	\$ 6,128,154	\$ 3,559,869	41.91
Total State.....	\$ 1,687,276	\$ 9,282,880	\$ 18,069,267	\$ 8,786,387	51.37
From the Federal Gov't.....	\$ 321,330	\$ 792,083	\$ 2,403,092	\$ 1,611,009	32.96
Tran. From General Fund(County)	\$ 103,429	\$ 3,906,974	\$ 8,077,457	\$ 4,170,483	48.37
Cash Book -Local.....	\$ 26,333	\$ 235,938	\$ 375,100	\$ 139,162	62.90
Total Revenues.....	\$ 2,138,368	\$ 14,217,875	\$ 28,924,916	\$ 14,707,041	49.15
Expenditures	Current	Year to	Outstanding	Expended &	Expended &
	Month	Date	Encumbrances	(Over) Under	as a % of
			Budget	Budget	Budget
1000-Instruction.....	\$ 1,628,527	\$ 10,468,296	\$ 8,711,638	\$ 2,926,947	86.76
2000-Admin., Health/Att.....	\$ 109,361	\$ 832,859	\$ 506,155	\$ 251,561	84.18
3000-Transportation.....	\$ 125,640	\$ 820,569	\$ 480,937	\$ 725,394	64.21
4000-Operation/Maintenance	\$ 186,112	\$ 1,118,479	\$ 472,760	\$ 454,411	77.79
5000-Food Service.....	\$ 788	\$ 3,974	\$ -	\$ 6,184	39.12
6000-Facilities.....	\$ 1,308	\$ 25,050	\$ 12,583	\$ 148,187	20.25
7000-Debt. Ser.....	\$ 86,633	\$ 948,647	\$ 9,360	\$ 925	99.90
8000-Contingency Reserve	\$ -	\$ -	\$ -	\$ -	0.00
Total Expenditures.....	\$ 2,138,368	\$ 14,217,875	\$ 10,193,433	\$ 4,513,609	84.40

Prince Edward County Public Schools
Comparative Receipts and Expenditures
 Year to Date
 Month of January 09

	Fiscal 2008				Fiscal 2009			
Receipts:	Budgeted	Rec. YTD	Percent	Diff.	Budgeted	Rec. YTD	Percent	Diff.
Sales Tax	3,102,350	1,705,416	54.97	-1,396,934	3,083,012	1,672,673	54.25	-1,410,339
Basic Aid	7,987,757	4,590,343	57.47	-3,397,414	8,858,101	5,041,923	56.92	-3,816,178
Other State	6,702,046	2,615,263	39.02	-4,086,783	6,128,154	2,568,285	41.91	-4,559,869
Total State	17,792,153	8,911,022	50.08	-8,881,131	18,069,267	9,282,880	51.37	-9,786,387
Federal Funds	2,144,398	776,438	36.21	-1,367,960	2,403,092	792,083	32.96	-1,611,009
Local Funds	7,895,412	3,812,429	48.29	-4,082,983	8,077,457	3,906,974	48.37	-4,170,483
Cash Book	305,341	180,195	59.01	-125,146	375,100	235,938	62.90	-139,162
Total Revenue	\$28,137,304	\$13,680,084	48.62	-14,457,220	\$28,924,916	\$14,217,875	49.15	-14,707,041
Expenditures:								
Instruction	21,467,363	10,135,328	47.21	-11,332,035	22,106,881	10,468,296	47.35	-11,638,585
Administration	1,673,963	767,206	45.83	-906,757	1,590,575	832,859	52.36	-857,716
Transportation	1,836,704	770,917	41.97	-1,065,787	2,026,900	820,569	40.48	-1,206,331
Maintenance	1,974,736	945,724	47.89	-1,029,012	2,045,650	1,118,479	54.68	-927,171
Food Service	9,050	3,148	34.78	-5,902	10,158	3,974	39.12	-6,184
Facilities	177,391	72,942	41.12	-104,449	185,820	25,050	13.48	-160,770
Debt Service	998,097	984,819	98.67	-13,278	958,932	948,647	98.93	-49,285
Contingency Reserves	0	0		0	0	0		0
Total Expenditures	\$28,137,304	\$13,680,084	48.62	-14,457,220	\$28,924,916	\$14,217,875	49.15	-14,707,041

Technology Expenditures are included as a part of both Instruction and Administration.

**PERT RIDERSHIP
MONTH OF DECEMBER 2008**

WEEK	DATE	PASSENGER COUNT	BUS LINE
Monday	1	9	GREEN
Tuesday	2	18	ORANGE
Wednesday	3	22	ORANGE
Thursday	4	19	GREEN
Friday	5	33	ORANGE
Monday	8	15	GREEN
Tuesday	9	22	ORANGE
Wednesday	10	22	ORANGE
Thursday	11	13	GREEN
Friday	12	16	ORANGE
Monday	15	6	GREEN
Tuesday	16	20	ORANGE
Wednesday	17	15	ORANGE
Thursday	18	13	GREEN
Friday	19	23	ORANGE
Monday	22	16	GREEN
Tuesday	23	24	ORANGE
Wednesday	24	CLOSED	ORANGE
Thursday	25	CLOSED	GREEN
Friday	26	10	ORANGE
Monday	29	12	GREEN
Tuesday	30	17	ORANGE
Wednesday	31	15	ORANGE
TOTAL		360	

BUS LINE**ROUTE****DAYS OF OPERATION**

GREEN

Prospect / Pamplin

Mondays & Thursdays

ORANGE

Meherrin / Green Bay

Tuesdays, Wednesdays, & Fridays