

MINUTES  
OF  
MEETING OF STATE HIGHWAY AND TRANSPORTATION COMMISSION

Richmond, Virginia

November 19, 1981

The monthly meeting of the State Highway and Transportation Commission was held in the Central Highway Office in Richmond, Virginia, on November 19, 1981, at 10 a.m. The chairman, Mr. Harold C. King, presided.

Present, Messrs. King, Bane, Brydges, Hooper, Mohr, Delmer Robinson, William Robinson, and Watkins.

Absent: Mr. Vaughan.

On motion of Mr. Hooper, seconded by Mr. Wm. Robinson, the minutes of the meetings of September 24 and October 15, 1981, were approved.

On motion of Mr. Hooper, seconded by Mr. Wm. Robinson, permits issued from October 15, 1981, to November 18, 1981, inclusive, as shown by records of the Department, were approved.

Motion was made by Mr. Hooper, seconded by Mr. Wm. Robinson, that cancellation of permits from October 15, 1981, to November 18, 1981, inclusive, as shown by records of the Department, be approved. Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission approve additions to the Secondary System from October 15, 1981, to November 18, 1981, inclusive, as shown by records of the Department. Motion carried.

On motion of Mr. Mohr, seconded by Mr. Bane, the Commission voted to reinstate VABCO, Inc. to the Department's prequalified bidders' list.

No change was made in the debarment status of Phillips & Jordan, Inc. or Contractors Paving Co., Inc.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on bids received September 15 and 29, 1981, on the following projects:

Routes 66 and 395, Projects T066-967-101, S-901; T395-967-101, S-901

Permanent Sign Structures - 2 Mi. W. I-495 to Theodore Roosevelt Bridge and 1.75 Mi. S. Franconia Rd. to 14th St. Bridge, Arlington and Fairfax Counties and City of Alexandria. Award of contract to low bidder, Fosco Fabricators, Inc. & Sub., Dixon, Illinois.

Bid	\$1,235,248.00
Engineering and contingencies	195,189.18
Amount chargeable to project	1,430,417.18

\$143,041.72 to be provided in future Interstate Construction Allocations.

Route 395, Project T395-967-101, C-501

Int. 644 (Franconia Rd.) - 0.431 Mi. N. Int. 120 (S. Glebe Rd.), Culpeper District. Award of contract to low bidder, Shirley Contracting Corporation and Robert E. & Barbara S. Post, Alexandria, Virginia.

Bid	\$2,667,553.55
Engineering and contingencies	421,473.46
Work by State Forces	4,632.00
Amount chargeable to project	3,093,659.01

\$309,365.91 to be provided in future Interstate Construction Allocations.

Route 58, Project 0058-122-1901, SR01

Midtown Tunnel Between Portsmouth and Norfolk Under Elizabeth River, City of Norfolk. Award of contract to low bidder, APAC-Virginia, Inc., Richmond, Virginia.

Bid	\$169,580.22
Engineering and contingencies	26,793.67
Amount chargeable to project	196,373.89

\$196,373.89 to be financed from the Toll Facilities Maintenance Reserve Funds.

Route 101, Project 0101-128-102, C-501

Drainage Outfall - 180' Rt. Station 130+50 Rte. 101 - 278'  
Lt. Station 134+65 Rte. 581, City of Roanoke. Award of  
contract to low bidder, Laramore Construction Co., Inc.,  
Danville, Virginia.

Bid	\$363,490.02
Engineering and contingencies	57,431.42
Amount chargeable to project	420,921.44
Accounts Receivable - \$25,256.11 - City of Roanoke	

Route 608, Project 0608-081-6038, SR01

Bridge Abutment Repair - Rte. 608 over Buffalo Creek, Rockbridge  
County. Award of contract to low bidder, Charles W. Barger &  
Son Constr. Co., Inc., Lexington, Virginia.

Bid	\$18,197.00
Engineering and contingencies	2,559.12
Work by State Forces	3,253.98
Amount chargeable to project	22,010.10
\$22,010.10 to be financed from the Rockbridge County Secondary Maintenance Funds.	

Route 634, Project 0634-097-T81, N-502

Int. 641 - 0.15 Mi. W. Int. 636, Wise County. Award of  
contract to low bidder, W-L Construction & Paving, Inc.,  
Chilhowie, Virginia.

Bid	\$286,122.73
Engineering and contingencies	42,047.39
Amount chargeable to project	308,170.12
Accounts Receivable - \$308,170.12 - Wise County (Coal Severance Tax)	

Route 636, Project 0636-033-156, C-501, B-624

0.940 Mi. S. Int. 122 - 1.073 Mi. S. Int. 122, Franklin County.  
Award of contract to low bidder, A. R. Coffey & Sons, Inc.,  
Buchanan, Virginia.

Bid	\$203,282.60
Engineering and contingencies	32,115.49
Work by State Forces	3,531.90
Amount chargeable to project	238,909.99
\$35,629.55 to be provided in the 1982-83 Secondary Construction Funds.	

Projects 1585-043-133, P-401; 1572-043-134, P-401; 1586-043-135, P-401; 1574-043-137, P-401; 139, P-401

Bit. Conc. Overlay, Various Locations, Henrico County. Award of contract to low bidder, Mega Contractors, Inc., Richmond, Virginia.

Bid	\$194,345.38
Engineering and contingencies	30,706.57
Amount chargeable to project	225,051.95
Accounts Receivable - \$52,212.04 - Henrico County	
\$225,051.95 to be financed 76.8% FHWA 3R Funds and 23.2% County of Henrico.	

**MOTION CARRIED**

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action rejecting bids received September 15, 1981, on the following projects, and authorize readvertisement:

Route 58, Project 0058-058-S22, M-501

Int. Improvement Rte. 38 & 1, Mecklenburg County. Low bid - 20.8% over estimate.

Route 64, Project 0064-003-104, G-306, Contr. II; 0064-081-101, G-301, Contr. III; 0064-003-104, G-307, Contr. II

Pipe Rehabilitation - 1.27 Mi. E. C & O RR Underpass (near M.P. 29) - 1.2 Mi. E. Rockbridge-Alleghany C.L. (near M.P. 42.2), Alleghany & Rockbridge Counties. Low bid - 19.3% over estimate.

Route 77, Project 0077-010-102, L-803

Walkways, Landscaping and Site Amenities, NBL Approx. 7 Mi. N. Bland (Int. 52) - SBL Approx. 10 Mi. N. Bland (Int. 52), Bland County. Low bid - 25.5% over estimate.

Route 95, Project 0095-076-112, C-502

1.261 Mi. S. Int. 642 (Smoketown Rd.) - 0.328 Mi. N. Int. 642 (Smoketown Rd.), Prince William County. It is felt that better bids may be obtained by the readvertisement of this project.

Route 223, Project 0223-057-1002, SR01

Renovation of Br. Operator's House and Platform - Rte. 223 over Milford Haven at Gwynns Island, Mathews County. Low bid - 140.8% over estimate.

Route 704, Project 0704-053-220, X-501

Rte. 7 Bypass - Exist. Rte. 7, Loudoun County. Low bid - 12.9% over estimate.

MOTION CARRIED

Moved by Mr. Delmer Robinson, seconded by Mr. Wm. Robinson, that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a location and design public hearing was held in the Elmont Ruritan Club building located at the intersection of Routes 626 and 623, south of Ashland, Virginia, on July 14, 1981, at 8 p.m., for the purpose of considering the proposed location and major design features of a bridge and approaches over Chickahominy River on Route 626 in Hanover and Henrico Counties, State Projects 0626-042-207, C-501; 0626-042-208, B-622; 0626-043-126, C-501; Federal Project BR-RS-042( ); and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said location and design public hearing by the Department's engineers.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of Virginia of 1950, as amended, request is made by the Town of Big Stone Gap for maintenance payments on additional streets meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the Town of Big Stone Gap on additional streets, totaling 2.72 miles, and meeting required standards under the aforementioned section of the Code, effective July 1, 1981, for the quarterly payments due after September 30, 1981. The additional streets and mileage eligible for payments are described as follows:

Wallens Ridge	- From Route 23 to 1.469 miles	
Access Road	Southwest of Route 23	1.47 miles
Algonquin Road	- From Shawnee Avenue South thence East to Archery Range	0.53 mile
Sixth Avenue	- From East 23rd Street to East 25th Street	0.20 mile
Fifth Avenue	- From East 24th Street to East 25th Street	0.10 mile
Ridge Avenue	- From Existing End East to Ridge Place	0.30 mile
Ridge Place	- From Ridge Avenue Northeast and Southeast to Ends	0.10 mile

These "Other Streets" additions, totaling 2.72 miles, increase the total "Other Streets" mileage in the Town of Big Stone Gap from 22.31 miles to 25.03 miles of approved streets subject to payment.

#### MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of Virginia of 1950, as amended, request is made by the City of Bristol for maintenance payments on an additional street meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the City of Bristol on an additional street of 0.06 mile which meets required standards under the aforementioned section of the Code, effective October 1, 1981, for quarterly payment due after December 31, 1981. The additional street mileage eligible for payment is described as follows:

Leonard Street - From Commonwealth Avenue West to Dead End	0.06 mile
---	-----------

This "Other Streets" addition of 0.06 mile increases the total "Other Streets" mileage in the City of Bristol from 97.72 miles to 97.78 miles of approved streets subject to payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of Virginia of 1950, as amended, request is made by the City of Poquoson for maintenance payments on additional streets meeting required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the City of Poquoson on additional streets, totaling 0.24 mile, and meeting required standards under the aforementioned section of the Code, effective October 1, 1981, for quarterly payment due after December 31, 1981. The additional streets and mileage eligible for payments are described as follows:

Locust Run - From Bunting Lane West to End	0.19 mile
Martha Court - From Locust Run South to End	0.05 mile

These "Other Streets" additions, totaling 0.24 mile, increase the total "Other Streets" mileage in the City of Poquoson from 35.02 miles to 35.26 miles of approved streets subject to payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, under authority of Section 33.1-43 of the Code of Virginia of 1950, as amended, request is made by the Town of Vinton for maintenance payments on an additional street which meets required standards;

NOW, THEREFORE, BE IT RESOLVED, that quarterly payments be made to the Town of Vinton on an additional street, length 0.22 mile, which meets required standards under the aforementioned section of the Code, effective October 1, 1981, for the quarterly payments due after December 31, 1981. The additional street mileage eligible for payments is described as follows:

Alison Lane - From Aragona Drive South to Cul-de-sac 0.22 mile

This "Other Streets" addition of 0.22 mile increases the total "Other Streets" mileage in the Town of Vinton from 34.34 miles to 34.56 miles of approved streets subject to payment.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Route 156 in Henrico County has been altered and reconstructed as shown on plans for Project 3443-02; and

WHEREAS, one section of the old road is no longer necessary as a public road, the new road serving the same citizens as the old;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-148 of the Code of Virginia of 1950, as amended, 0.09 mile of old Route 156 shown in blue and designated as Section 4 of the plat dated March 7, 1978, Project 3443-02, be abandoned as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Route 211 in Rappahannock County has been altered and reconstructed as shown on plans for Project 6211-078-104, C-501; and

WHEREAS, one section of the old road is no longer necessary for purposes of the State Highway System, a new road having been constructed in lieu thereof;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-144 of the Code of Virginia of 1950, as amended, 0.23 mile of old Route 211, shown in red and designated as Section 1 on the plat dated September 12, 1979, Project 6211-078-104, C-501, be discontinued as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, Interstate Route 95 in Sussex County has been constructed on new location as shown on plans for Project 0095-091-004, C-502; and

WHEREAS, the construction of Interstate Route 95 necessitates alterations on sections of Routes 301 and 40, five sections of existing Routes 301 and 40 are no longer necessary for purposes of the State Highway System, a new road having been constructed in lieu thereof;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-144 of the Code of Virginia of 1950, as amended, 1.34 miles of present Routes 301 and 40, shown in yellow and designated as Sections 1, 2, 3, 6 and 8 on the plat dated July 24, 1981, Project 0095-091-004, C-502, be discontinued as a part of the State Highway System.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson, that the Commission confirm letter ballot action on the following resolution:

WHEREAS, by proper resolutions, the Boards of Supervisors of Amherst, Mecklenburg and Sussex Counties have requested that certain roads which no longer serve as a public necessity be discontinued as parts of the Secondary System of Highways;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 33.1-150 of the Code of Virginia of 1950, as amended, the following roads be discontinued as parts of the Secondary System of Highways, effective this date:

Amherst County	- Route 9019, Elon Elementary School--beginning at a point on existing Route 9019, thence 0.09 mile northwest to a dead end	0.09 mile
Mecklenburg County	- Route 9251 - Entrance to Clarksville School	0.34 mile
Sussex County	- Sections 11, 24 and 25 of old location Route 657 between Route 40 and Route 649, Proj. 0095-091-004, C-502	0.24 mile
	- Section 9 of old location Route 659 from Route 301 to new Route 659, Proj. 0095-091-004, C-502	0.03 mile
	- Section 12 of old location Route 670 between the NCL Stony Creek and the new service road, Proj. 0095-091-004, C-502	0.36 mile
	- Section 26 and 27 of old location Route 602, between Route 618 and Route 670, Proj. 0095-091-004, C-502	0.42 mile

MOTION CARRIED

Moved by Mr. Brydges, seconded by Mr. Mohr,  
that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a design public hearing was held in the Council Chambers of the Hampton City Hall in Hampton, Virginia, on September 24, 1981, at 7 p.m., for the purpose of considering the proposed major design features of Route 143 (Settlers Landing Road) from Eaton Street to the Interstate Route 64 Interchange in the City of Hampton, State Project 0143-114-102, C-501, B-601, B-603; Federal Project BR-M-5122( ); and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the major design features of this project be approved in accordance with the plan as proposed and presented at the said design public hearing by the Department's engineers.

MOTION CARRIED

Moved by Dr. Watkins, seconded by Mr. Bane,  
that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a combined location and design public hearing was held in the Council Chambers of the Lynchburg City Hall, Lynchburg, Virginia, on June 18, 1981, at 7:30 p.m., for the purpose of considering the proposed location and major design features of Route 460 (Fort Avenue) from the intersection of Belfast Street to 0.04 mile north of the intersection of Lindsay Street in the City of Lynchburg, State Project 7460-118-101, C-501; Federal Project M-5118(103); and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said combined location and design public hearing by the Department's engineers.

MOTION CARRIED

Moved by Mr. Mohr, seconded by Mr. Hooper,  
that

WHEREAS, the Commission designated Route 150 (Chippenham Parkway) in Chesterfield County as a limited access facility by resolution dated September 21, 1961, under Route 592; and

WHEREAS, Route 592 was later transferred into the primary system of State highways by resolution dated May 11, 1967; and

WHEREAS, the Commonwealth accepted an easement to certain lands near Strathmore Road from the United States of America, Department of the Army (Bellwood) on which to build a portion of the limited access facility allowing the United States to retain a limited privilege to cross through the limited access fence; and

WHEREAS, the United States declared as surplus a portion of the land (2.1 acres) located behind the limited access fence on the Bellwood access road surplus and sold it to Joseph Francer; and

WHEREAS, Joseph Francer instituted a civil action which is pending and set for trial December 13, 1981, in the United States District Court for the Eastern District of Virginia claiming that he had received the privilege of crossing the limited access fence previously held by the United States by virtue of his deed from the United States; and

WHEREAS, facts surrounding this interchange reveal that the portion of the interchange on Strathmore Road has always had unlimited access and that by Commission resolution dated October 27, 1977, one 50-foot-wide opening in the limited access fence on the cloverleaf loop itself was authorized; and

WHEREAS, the Bellwood Access Road portion of the interchange between approximate Section 10+46.46 and Station 7+10.00 is not as integral to the operation of the cloverleaf as other portions of the ramp roads; and

WHEREAS, if the proposed usage of Mr. Francer's property is single family residential, the location of a standard residential entrance on the cloverleaf ramp loop between Stations 14 and 15 would not jeopardize the operation of the cloverleaf given existing conditions; and

WHEREAS, assuming the Court would vindicate the Commonwealth's position at trial, this land would remain unusable and at a lower tax rate without said access; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the allowance of a maximum of a 70-foot break between the stations listed does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System; and

WHEREAS, Joseph Francer has proposed to pay the sum of \$8,000 to the Commonwealth in return for the right of one opening in the Limited Access fence between the stations listed hereinabove and has further agreed to apply for an entrance permit, the terms of which are to be worked out between counsel;

NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the State Highway and Transportation Commissioner is authorized to execute whatever documents counsel recommends to effectuate the settlement of his dispute whereby the limited access line is broken up to a maximum of a 70-foot break between the stations hereinabove described under the guidelines for such entrances, such as sight distance acceptable to him; and

BE IT FURTHER RESOLVED, that in the event the entrance requested is for a residential single family entrance, the limited access fence may be broken anywhere along the property line facing public roads that the Commissioner deems appropriate consistent with the standard set out in Section 33.1-197 of the Code.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Alternate Route 58, State Highway Project 7058-097-101, C-503, the Commonwealth acquired certain lands from C. E. Roberson and Parkis Dotson and Myrtle Dotson by instrument dated August 19, 1963, case for which has been concluded, and recorded in Deed Book 376, Page 281 in the Office of the Clerk of the Circuit Court of Wise County; and

WHEREAS, in order to more fully develop the adjacent properties, the adjoining landowners wish to acquire certain excess land lying between the north proposed right of way line of Alternate Route 58 and the north normal right of way limits of Alternate Route 58; and

WHEREAS, the area lies below the grade of Alternate Route 58 and is utilized for the support of slopes and for drainage; and

WHEREAS, the adjacent landowners would like to grade this area to road level; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land containing approximately 0.70 acre, more or less, and lying north of and adjacent to the north normal right of way limits of Alternate Route 58, from a point approximately 80 feet opposite approximate Station 313+00 (ultimate centerline Alternate Route 58) to a point approximately 80 feet opposite approximate Station 321+50 (ultimate centerline Alternate Route 58) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the said lands, so certified, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth deeds, without warranty, conveying same to the adjoining landowners of record for considerations satisfactory to the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 81, State Highway Project 0081-086-003, RW-2, the Commonwealth acquired certain lands, a portion of which lies outside the normal right of way, from Howard Chitwood, et al, by deed dated May 10, 1960, recorded in Deed Book 168, Page 354 in the Office of the Clerk of the Circuit Court of Smyth County; and

WHEREAS, in order to more fully develop their lands, the adjoining landowners have requested that the excess land be conveyed to them; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying between the south proposed right of way line of Route 81 and the south normal right of way limits of Route 81, from a point approximately 194 feet right of approximate Station 406+73 (EEL centerline Route 81) to a point approximately 220 feet right of approximate Station 412+30 (EEL centerline Route 81) and containing 0.40 acre, more or less, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified is approved and the State Highway and Transportation Commissioner is hereby authorized to execute deeds without warranty, conveying same to the adjoining landowners of record for considerations satisfactory to the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 11, State Highway Project 0011-132-102, RW-201, the Commonwealth acquired certain lands, portions of which lie outside the proposed right of way, from Edna E. Thurber, by deed dated March 23, 1976, recorded in

Deed Book 206, Page 17; from Mamie Rodgers Whitlock, by deed dated January 15, 1976, recorded in Deed Book 204, Page 445; from Carroll D. Fauber and Frances B. Fauber, by deed dated January 6, 1976, recorded in Deed Book 204, Page 519; from Roy A. Rexrode and Annie M. Rexrode by deed dated January 15, 1976, recorded in Deed Book 205, Page 142; and from Woodrow Wilson Birthplace Foundation, Inc., by deed dated February 19, 1976, recorded in Deed Book 205, Page 376; and by ordinance entered by the City on May 14, 1981, interest to the eastern half of Calvert Street. The abovementioned deeds are recorded in the Office of the Clerk of the Circuit Court of the City of Staunton; and

WHEREAS, it is proposed that the excess land which lies between the west proposed right of way line of Route 11 and the center of Calvert Street be advertised for public sale; and

WHEREAS, if no satisfactory bids are received, a sale will be negotiated with anyone willing to pay a satisfactory amount provided no other State agency requires the said parcel; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying east of the east proposed right of way line of Route 11 from a point 72 feet left of Station 36+63 (proposed centerline Route 11) to a point approximately 44 feet left of approximate Station 38+92 (proposed centerline Route 11) and containing approximately 14,268 square feet, more or less, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the said land, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed conveying same without warranty for a consideration satisfactory to the State Right of Way Engineer, and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 220, State Highway Project 1833-17, the Commonwealth acquired certain lands from Mollie Webster by deed dated May 29, 1953, recorded in Deed Book 124, Page 296 in the Office of the Clerk of the Circuit Court of Franklin County; and

WHEREAS, in order to more fully develop her property, the adjoining landowner has requested that a portion of the lands so acquired be conveyed to her; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying between the west existing right of way line of Route 220 and the west normal right of way limits of Route 220, from a point approximately 80 feet opposite approximate Station 984+70 (survey centerline Route 220, State Highway Project 0220-033-104, RW-202) to a point approximately 80 feet opposite approximate Station 987+05 (survey centerline Route 220, State Highway Project 0220-033-104, RW-202) and containing 5,712 square feet, more or less, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute a deed, without warranty, conveying same to the adjoining landowner of record for a consideration satisfactory to the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in order to improve the connection with Route 3, later Route 739, the Commonwealth acquired under Project 1085-J, certain lands from Sallie Robinson, et al, by deed dated June 13, 1938, recorded in Deed Book 178, Page 60; and under Project 6037-034-101, RW-201, the Commonwealth acquired certain lands, a portion of which lies outside the normal right of way, from Mabel R. Cather, by deed dated February 23, 1967, recorded in Deed Book 330, Page 662. Both of these deeds are recorded in the Office of the Clerk of the Circuit Court of Frederick County; and

WHEREAS, under Project 6037-034-101, PW-202, a section of Route 739 was relocated in a northern direction for approximately 0.38 mile, which new location has been approved by the State Highway and Transportation Commissioner; and

WHEREAS, the old location of Route 739 was abandoned by the Board of Supervisors of Frederick County by resolution dated June 12, 1974; and

WHEREAS, the adjoining landowner has requested that the Commonwealth convey to him two (2) portions of old Route 739, which the Commonwealth owns in fee, so that he may more fully enhance his property; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the portions of old Route 739 containing 1,967 square feet, more or less, and lying south of the south proposed right of way and limited access line of present Route 37, from a point approximately 200 feet opposite approximate Station 490+40 (survey and NEL centerline) to a point approximately 200 feet opposite approximate Station 490+90 (survey and NEL centerline); and also lying north of the north normal right of way limits of Route 522, from a point approximately 50 feet opposite approximate Station 64+80 (Route 522 survey and ultimate NEL centerline) to a point approximately 50 feet opposite approximate Station 65+15 (Route 522 survey and ultimate NEL centerline) do not constitute sections of the public road and are deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is hereby approved and the State Highway and Transportation Commissioner is authorized to execute in the name of the Commonwealth a deed conveying same for a consideration acceptable to the State Right of Way Engineer, and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,  
that

WHEREAS, in connection with Route 23, State Highway Project 6023-084-112, RW-201, the Commonwealth acquired certain

lands from Ruby H. Quillen by Certificate No. C-11378 dated April 25, 1966, recorded in Deed Book 232, Page 223, case which has been concluded; from E. B. Elliott and Edna Elliott, et al, by Certificate No. C-11387 dated April 27, 1966, recorded in Deed Book 232, Page 220, case which has been concluded; from J. P. Cleek and Gladys Cleek, et al, by Certificate No. C-11379 dated April 25, 1966, recorded in Deed Book 232, Page 275, case which has been concluded; from Jean McConnell Blackburn and Oran L. Blackburn, et al, by deed dated May 23, 1966, recorded in Deed Book 238, Page 502; from Susie Cleek by Certificate No. C-11279 dated April 1, 1966, recorded in Deed Book 231, Page 418, case which has been concluded; from Esirs at Law of Warren Eugene Cleek by Certificate No. C-11376 dated April 25, 1966, recorded in Deed Book 232, Page 172, case which has been concluded; from P. L. Kane and Harriet D. Kane by Certificate No. C-11714 dated August 9, 1966, recorded in Deed Book 234, Page 350, case which has been concluded; and from J. L. O. Moore, Jr. by deed dated September 12, 1967, recorded in Deed Book 242, Page 258. All of these instruments are recorded in the Office of the Clerk of the Circuit Court of Scott County; and

WHEREAS, the adjoining landowner has requested that the Commonwealth convey to him the excess right of way, including Service Road No. 1 and a portion of Terrace Street lying between the south proposed limited access line of Route 23 and the south proposed right of way line of Route 23, including any interests the Commonwealth may have in the abandoned city streets lying within the proposed conveyance, in order that he may more fully develop his lands; and

WHEREAS, the abovementioned service road was constructed to serve the adjoining property; and

WHEREAS, the adjoining lands have been developed into a shopping center and the said service road no longer serves the purpose originally intended; and

WHEREAS, at its meeting of October 15, 1981, the State Highway and Transportation Commission abandoned all of said Service Road No. 1; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land containing 2.85 acres, more or less, and lying between the south limited access line of Route 23 and the south proposed right of way line of Route 23, from a point approximately 170 feet left of approximate Station 48+40 (SBL centerline Route 23) to a point approximately 114 feet

left of approximate Station 64+95 (SBL centerline Route 23) and the Commonwealth's interest in the abandoned city streets lying within the described land, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, the conveyance of the said land, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed, without warranty, conveying the lands acquired in fee and quitclaim any rights, title or interest the Commonwealth may have in the abandoned city streets, to the adjoining landowner of record for a consideration satisfactory to the State Right of Way Engineer and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 3, State Highway Project 0003-059-101, RW-202, the Commonwealth acquired certain lands from Harlan H. Jackson, Jr. and Malsie Jackson, by Certificate No. C-14606 dated March 6, 1968, case which has been concluded, recorded in Deed Book 89, Page 28; and from Anna M. Bristow, by Certificate No. C-15042 dated June 3, 1968, case which has been concluded, recorded in Deed Book 89, Page 345; and the Commonwealth is the apparent owner of 1/2 of old Route 3. The aforementioned instruments are recorded in the Office of the Clerk of the Circuit Court of Middlesex County; and

WHEREAS, under Project 0003-059-101, RW-202, Route 3 was relocated in a northern direction, and the new location serves the same citizens as the old location and has been approved by the State Highway and Transportation Commissioner; and

WHEREAS, the old location was abandoned by action of the State Highway and Transportation Commission at its meeting of December 21, 1972; and

WHEREAS, in order to more fully develop their lands, the adjoining landowners have requested that the excess land lying between the center of old Route 3 and the south normal right

of way limits of Route 3 be conveyed to them; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land containing 2.19 acres, more or less, and lying between the center of old Route 3 and the south normal right of way limits of Route 3, from a point 55 feet right of approximate Station 107+50 (Fev. "B" centerline) to a point 55 feet right of approximate Station 126+06 (Fev. "B" centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is hereby approved and the State Highway and Transportation Commissioner is authorized to execute in the name of the Commonwealth deeds conveying same to the adjoining landowners of record for considerations satisfactory to the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, the Department of Highways and Transportation (VDH&T) and the Department of Corrections (DOC) have for many years jointly used certain properties across the State; and

WHEREAS, some of these correctional field unit sites are owned in fee by VDH&T, some are owned by DOC, while others are owned jointly; and

WHEREAS, the department is now attempting to transfer entire tracts, or portions thereof, in order to retain in fee ownership only the acreage necessary to accommodate certain capital outlay facilities operating from these sites; and

WHEREAS, DOC has indicated a need for all of the correctional field unit land which we do not wish to retain; and

WHEREAS, a certain portion of the VDH&T owned tract located at Correctional Field Unit 17 in Richmond County has been

deemed surplus to the needs of this department; and

WHEREAS, 135.03 acres were acquired from Claude L. King, et al, by deed dated November 16, 1951, and recorded in Deed Book 67, Page 86 in the Office of the Clerk of the Circuit Court of Richmond County; of this acreage, approximately 9.16 acres will be retained for maintenance purposes and approximately 0.54 acre for Route 650, plus a 40-foot easement of access across the adjacent property to Route 619; the remaining 125.3 acres, more or less, have been defined as surplus.

WHEREAS, it is recommended that the approximate total of 125.3 acres (subject to survey and retention of right of way) be conveyed to the Department of Corrections; and

WHEREAS, in the event the proposed conveyance is not consummated with DCC, it is further recommended that this property be offered for sale to the general public, the appropriate county and municipal governments, or to any other agency of the state or federal government; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the surplus land located at Correctional Field Unit 17 in Richmond County, exclusive of the right of way located thereon, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System and the secondary system of State Highways.

NOW, THEREFORE, in accordance with the provisions of Sections 33.1-149, 33.1-154 and 2.1-5 of the Code of Virginia (1950), as amended, the conveyance of the said land, so certified, is hereby approved and the State Highway and Transportation Commissioner is hereby authorized to execute a deed or deeds in the name of the Commonwealth for a consideration or considerations deemed satisfactory to the Department, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 29A, State Highway Project 4605-02, the Commonwealth acquired certain lands

from J. Felix Miller and Louise T. Miller by deed dated August 14, 1951 and recorded in Deed Book 153, Page 494; from A. L. Tyree and Anna K. Tyree by deed dated September 21, 1951 and recorded in Deed Book 154, Page 312; and from E. W. Woody, et al, by deed dated September 21, 1951 and recorded in Deed Book 154, Page 316. These deeds are recorded in the Office of the Clerk of the Circuit Court of Amherst County; and

WHEREAS, in order to more fully develop his property, the adjacent landowner has requested that portions of this property which lie outside the present normal right of way requirements be conveyed to him; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land containing approximately 0.16 acre, more or less, and lying northeast of and adjacent to the northeast normal right of way limits of Route 29 from a point approximately 50 feet left of approximate Station 29+30 (Ramp "E" centerline) to a point approximately 50 feet left of approximate Station 30+40 (Ramp "E" centerline) and from a point approximately 50 feet left of approximate Station 30+70 (Ramp "E" centerline) to a point approximately 50 feet left of approximate Station 32+10 (Ramp "E" centerline) does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the lands, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute, in the name of the Commonwealth a deed conveying same to the adjoining landowner of record for a consideration satisfactory with the State Right of Way Engineer, subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 12 (now Route 340), State Highway Project 1161-E, the Commonwealth acquired certain lands, including a portion of a well, from Elanche L. Tanner and Floyd P. Tanner by deed dated May 14, 1942 and recorded in Deed Book 314, Page 42 in the Office of the Clerk of the Circuit

Court of Augusta County; and

WHEREAS, at the time of negotiations, the Commonwealth agreed to the restriction of the right of way line in order that the well would remain on private property; and

WHEREAS, the negotiations were completed and a portion of the well has remained within the right of way limits of Route 12 (now Route 340); and

WHEREAS, the present landowners, Mr. and Mrs. Earl Sned, have requested that the portion of the right of way on which the well is located now be conveyed to them in order that they may sell their property; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the parcel of land lying southwest of the northeast existing right of way line of Route 12, from a point approximately 23 feet right of Station 284+55 (Route 12 centerline) to a point approximately 28 feet right of Station 284+66 (Route 12 centerline), and containing 55 square feet, more or less, land does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the land, so certified, is hereby approved and the State Highway and Transportation Commissioner is authorized to execute in the name of the Commonwealth a deed without warranty to the adjoining landowner, subject to such restrictions as may be deemed requisite.

AND FURTHER, no consideration will be collected inasmuch as the conveyance is considered a part of the original settlement with the Tanners.

Motion carried.

Moved by Mr. Hooper, seconded by Mr. Wm. Robinson,

that

WHEREAS, in connection with Route 31, now Route 132, State Highway Project 3399-01, the Commonwealth acquired certain lands from the United States of America by deed of easement

dated January 16, 1956 and recorded in Deed Book 108, Page 125; from Betty Steel Broadus and T. Nash Broadus by deed dated December 7, 1955 and recorded in Deed Book 105, Page 282; from Vincent D. McManus and Pearl P. McManus by deed dated November 22, 1955 and recorded in Deed Book 107, Page 267; from Williamsburg Restoration, Incorporated, a Virginia Corporation by deed dated May 4, 1956 and recorded in Deed Book 109, Page 283; and from C. C. Hall and Beulah B. Hall, et al, by deed dated November 22, 1955 and recorded in Deed Book 107, Page 264. These deeds are recorded in the Office of the Clerk of the Circuit Court of York County; and

WHEREAS, it is proposed that the excess right of way which lies outside the normal right of way requirements of the Route 60 Bypass and Route 132 be conveyed to Colonial Williamsburg Foundation; and

WHEREAS, this conveyance will serve to relieve the department of its maintenance responsibilities and provide Colonial Williamsburg with additional area for beautification purposes; and

WHEREAS, the State Highway and Transportation Commissioner has certified in writing that the land lying outside the normal right of way requirements of the Route 60 Bypass and Route 132, extending from the intersection of Route 143 with Route 132 to approximately 450 feet southwest of Route 60, including connections with Route 60, does not constitute a section of the public road and is deemed by him no longer necessary for the uses of the State Highway System.

NOW, THEREFORE, in accordance with the provisions of Section 33.1-149 of the Code of Virginia (1950), as amended, the conveyance of the said land, so certified, is approved and the State Highway and Transportation Commissioner is hereby authorized to execute in the name of the Commonwealth a deed conveying same without warranty for a consideration satisfactory to the State Right of Way Engineer, and subject to such restrictions as may be deemed requisite.

Motion carried.

Moved by Mr. Wm. Robinson, seconded by Mr. Brydges,  
that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a location and design public hearing was held in the King William Courthouse, King William, Virginia, on August 18, 1981, at 7:30 p.m., for the purpose of considering the proposed location and major design features of Route 605 from 0.11 mile north of the intersection of Route 360 to 0.13 mile west of the intersection of Route 611 in King William County, State Project 0605-050-127, M-501, M-502; Federal Project RS-764( ); and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said location and design public hearing by the Department's engineers.

MOTION CARRIED

Moved by Mr. Hooper, seconded by Mr. Brydges,  
that

WHEREAS, in accordance with the provisions of Section 128 of Title 23 - Highways, United States Code, and FHPM 7-7-5, a location and design public hearing was held in the Council Chambers of the Martinsville City Hall in Martinsville, Virginia, on August 18, 1981, at 7:30 p.m., for the purpose of considering the proposed location and major design features of a box culvert and approaches over Mulberry Creek on Route 650 (Spruce Street) in the City of Martinsville, State Project 0630-120-101, C-502, D-601; Federal Project BR-M-5120(105); and

WHEREAS, proper notice was given in advance and all those present were given a full opportunity to express their opinions and recommendations for or against the proposed project as presented, and their statements being duly recorded; and

WHEREAS, the economic, social and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other, has been carefully reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the location and major design features of this project be approved in accordance with the plan as proposed and presented at the said location and design public hearing by the Department's engineers, and amended to include an alignment shift of approximately 50 feet to the north.

**MOTION CARRIED**

Moved by Mr. Wm. Robinson, seconded by Mr. Mohr,  
that

WHEREAS, Section 33.1-223 of the Code of Virginia sets forth that the General Assembly of Virginia has found and declared that it is "... in the public interest that access roads and bikeways to public recreational areas and historical sites be provided by using highway funds..."; provides highway funds for such purpose; and further provides that "The State Highway and Transportation Commission and the Commission of Outdoor Recreation are hereby authorized to make regulations to carry out the provisions of this section."; and

WHEREAS, the Commission of Outdoor Recreation and the State Highway and Transportation Commission have adopted a joint policy to govern the use of recreational access funds pursuant to Section 33.1-223 of the Code of Virginia; and

WHEREAS, the Board of Supervisors of Stafford County has by resolution requested recreational access funds to provide access to Fritter Park, located off Route 1 in Stafford County near the Prince William County line, estimated to cost \$42,000; and

WHEREAS, this request has been considered by the Commission of Outdoor Recreation and has been found to comply fully with the provisions of Section 33.1-223; and

WHEREAS, the Commission of Outdoor Recreation has recommended the construction of the aforementioned access;

NOW, THEREFORE, BE IT RESOLVED, that \$42,000 from the 1981-82 recreational access fund be allocated to provide access to Fritter Park, located off Route 1 in Stafford County near the Prince William County line, Project 0729-089-187, C-501, contingent upon the necessary right of way and adjustment of utilities being provided at no cost to the Commonwealth.

MOTION CARRIED

Moved by Mr. Bane, seconded by Mr. Brydges, that

WHEREAS, Section 33.1-223 of the Code of Virginia sets forth that the General Assembly of Virginia has found and declared that it is "... in the public interest that access roads and bikeways to public recreational areas and historical sites be provided by using highway funds..."; provides highway funds for such purpose; and further provides that "The State Highway and Transportation Commission and the Commission of Outdoor Recreation are hereby authorized to make regulations to carry out the provisions of this section."; and

WHEREAS, the Commission of Outdoor Recreation and the State Highway and Transportation Commission have adopted a joint policy to govern the use of recreational access funds pursuant to Section 33.1-223 of the Code of Virginia; and

WHEREAS, the City Council of Norton has by resolution requested access funds to provide adequate access to the Flag Rock Recreational Area, located in the southern part of the City of Norton, estimated to cost \$196,000; and

WHEREAS, this request has been considered by the Commission of Outdoor Recreation and has been found to comply fully with the provisions of Section 33.1-223; and

WHEREAS, the Commission of Outdoor Recreation has recommended the construction of the aforementioned access;

NOW, THEREFORE, BE IT RESOLVED, that \$196,000 from the 1981-82 recreational access fund be allocated to provide adequate access to the Flag Rock Recreational Area, located in the southern part of the City of Norton, Project 9999-146-102, M-501, contingent upon (1) the necessary right of way and adjustment of utilities being provided at no cost to the Commonwealth, and (2) the city's entering into an agreement to carry through with the improvement of the gap between the northern terminus of the project and Alternate Route 58.

MOTION CARRIED

Moved by Mr. Brydges, seconded by Mr. Mohr, that

WHEREAS, Section 33.1-223 of the Code of Virginia sets forth that the General Assembly of Virginia has found and declared that it is "...in the public interest that access roads and bikeways to public recreational areas and historical sites be provided by using highway funds..."; provides highway funds for such purpose; and further provides that "The State Highway and Transportation Commission and the Commission of Outdoor Recreation are hereby authorized to make regulations to carry out the provisions of this section."; and

WHEREAS, the Commission of Outdoor Recreation and the State Highway and Transportation Commission have adopted a joint policy to govern the use of recreational access funds pursuant to Section 33.1-223 of the Code of Virginia; and

WHEREAS, the City Council of Virginia Beach has by resolution requested recreational access funds to provide bikeway access to Princess Anne Park, located in the city, estimated to cost \$110,000; and

WHEREAS, this request has been considered by the Commission of Outdoor Recreation and has been found to comply fully with the provisions of Section 33.1-223; and

WHEREAS, the Commission of Outdoor Recreation has recommended the construction of the aforementioned access;

NOW, THEREFORE, BE IT RESOLVED, that \$75,000 from the 1981-82 recreational access fund be allocated to assist in providing bikeway access to Princess Anne Park, located in the City of Virginia Beach, Project 9999-134-105, M-501, contingent upon (1) the necessary right of way and adjustment of utilities being provided at no cost to the Commonwealth, and (2) the city's entering into an agreement to match the actual cost on a dollar-for-dollar basis between \$50,000 and \$100,000, and further agreeing to pay all additional cost over and above \$100,000.

MOTION CARRIED

Mr. Tucker reported on the status of residue parcels. He stated that in 1979-80, the Department disposed of 92 parcels with a collection of \$349,000; in 1980-81 the Department sold 105 parcels for \$389,000; and in 1981-82, since July, the Department has taken in \$383,000 and sold 24 parcels.

Mr. Hooper reported that the Internal Audit Committee had met following the last Commission meeting on October 15, 1981, and reviewed the status of all internal audit recommendations made during the last quarter. They were satisfied, he stated, as to the progress of implementation. Reports reviewed were the Jamestown-Scotland Ferry toll receipts audit, the Urban Mass Transportation Administration audit, and the construction audit, all issued in July 1981. Mr. King stated that JLARC had voiced concern that the committee was not receiving all reports, but further investigation revealed that the reports involved were made prior to the formation of the committee. He further stated that the internal audit section is to forward all reports to the Commission committee members and him, and Mr. Hooper stated the committee would take some action on each report as it is received.

Mr. Delmer Robinson asked Mr. King about a \$304 million imbalance which the staff of JLARC had indicated existed between allocations for various construction projects and the amounts actually spent. This was brought up in an interview by that agency, he said, and the implication was that someone benefited from the transfer of money.

Mr. Busser explained that JLARC is incorrect in assuming the Department had transferred money allocated for the urban, primary and secondary roads because it had not been spent. The money was used to expedite projects on which it could obtain federal matching funds--mostly Interstate projects. This move, Mr. Busser stated, amounted to a bookkeeping transaction that left an unobligated balance in the other systems that still must be met in the future. He noted that the report did not say the Department acted illegally but implied that liberties were taken with the meaning of allocations as stated in the Code. He added he could not specifically identify where the money was used or the projects involved without a detailed review of the Department's accounting records. He said the projects covered the entire state but probably much of the money was spent in the Tidewater area, where Interstate work is still under way, and also in Northern Virginia.

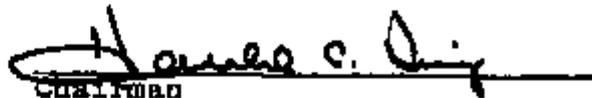
Mr. Busser also took issue with another portion of the report, which stated the Department overspent its maintenance allocations for 1978-80 by about \$60 million. He stated the overspending referred to appeared to involve money for storm damage repairs, such as replacement of bridges. Although storm damage expenditures are accumulated in maintenance cost accounts, the repairs are not maintenance, but rather reconstruction. It was therefore appropriate that construction funds were used to finance flood damage work.

The next Commission meeting will be held on December 17, 1981.

The meeting was adjourned at 10:51 a.m.

Approved:

Attested:

  
Chairman

  
Secretary