

August 17, 2017

AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS OF NOTTOWAY COUNTY, VIRGINIA, HELD AT THE COURTHOUSE THEREOF, ON THURSDAY, THE 17TH DAY OF AUGUST IN THE YEAR OF OUR LORD TWO THOUSAND SEVENTEEN AND IN THE 242ND YEAR OF THE COMMONWEALTH:

PRESENT: HELEN M. SIMMONS, CHAIRMAN
SHERMAN C. VAUGHN, VICE CHAIRMAN
STEVE W. BOWEN
GARY L. SIMMONS
RONALD E. ROARK, COUNTY ADMINISTRATOR
JOHN N. PROSISE, ASSISTANT COUNTY ADMINISTRATOR
PRESTON G. WILLIAMS, COUNTY ATTORNEY

ABSENT: CLARENCE A. SIMPSON

Chairman Simmons called the meeting to order at 7:00 p.m.

Reverend Matt Brown of Blackstone Baptist Church provided the invocation. Chairman Simmons led everyone in the Pledge of Allegiance to our flag.

The minutes of the July 20, 2017 regular Board meeting were presented. Vice Chairman Vaughn moved to adopt the July 20, 2017 minutes as presented. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Chairman Simmons declares that with the absence of Supervisor Simpson a tie vote will result in a defeated motion.

Chairman Simmons asks if there are any delegations from the public:

Sonny Abbott: Mr. Abbott suggests the Board should consider reducing the recently increased real estate tax rate back to \$0.47 per \$100 of valuation; citing the return of unused FY17 funding from the School. Mr. Abbott urges it was the necessary \$1 million funding for the estimated \$2 million construction of an additional Landfill cell that was the real cause for the tax increase, not the School system.

John Schutt: Mr. Schutt urges the Board to ask for additional traffic improvements from VDOT for the Rt. 360/Rt. 460 Intersection near Burkeville. Mr. Schutt cites a recent increase in severe traffic accidents since January 1, 2017; after the recent VDOT improvements to the intersection.

Highway Department: Mrs. Dianna Bryant, Assistant Residency Administrator, is present to receive any communications from the Board, and also provide updates on the routine maintenance and/or projects performed since the last meeting. Mrs. Bryant provides an update, including pictures from the job site, on the Rt. 608 Bridge project, the Rt. 603 Grove Road Rural Rustic project is completed and only needs a site cleanup, authorization will soon begin on Lazaretto Creek Road, repair work is being completed on the Rt. 606 bridge (crossing Hwy 460), Rt. 360 paving of the east bound land in Nottoway beginning at the Prince Edward County line is expected to begin in September, tree trimming continues and it is urged for School Bus drivers to notify VDOT of concern areas, trash pick-up and mowing is being completed

Mrs. Bryant reminds that a safety study, along with a speed reduction study, was completed on the Rt. 723 and Hwy 460/360 intersection and it did not qualify for additional improvements but urges that she will request an additional review.

A – Letter – Dianna Bryant, Assistant Residency Administrator – Virginia Department of Transportation: a speed study has been completed on the entire corridor for Route 603, The Grove Road, from Business 460 to Route 626, Hungarytown Road as it was suggested that the existing paved section of the road should be posted at a reduced speed, along with the rural rustic part that VDOT just completed; the study supported that and the entire road will be posted at 35 mph as soon as all signage is installed

B – Letter – Julie R. Brown, Director, Local Assistance Division – Virginia Department of Transportation: Notice that applications are now being accepted for the FY19/20 Revenue Sharing Program

C – Virginia Department of Transportation Monthly report

School Board – Charlotte D. Wood, Clerk: Actions taken at the regular meeting of the Nottoway County School Board held on August 10, 2017; minutes of the regular meeting of the Nottoway County School Board held on July 13, 2017, minutes of a special called meeting of the Nottoway County School Board held on July 26, 2017

Health Department – Alex P. Samuel, MD MPH: There has been no report provided

Economic Development Committee: Administrator Roark informs there is a meeting scheduled for Thursday, August 24, 2017

Regional Jail Authority Report & Juvenile Detention Center: June 2017 Piedmont Regional Jail Authority Transportation Report, Piedmont Regional Jail Authority April 2017 – June 2017 Jurisdiction/Billing Reports, June 2017 Piedmont Regional Jail Revenue report

Administrator Roark announces that the Jail Authority will soon (September) advertise for bid the planned renovation project at an estimated cost of \$4.2 million; 50% will be reimbursed by the State, 50% to be borne by the 6 participating localities equally. Administrator Roark reminds the Board that he has already encumbered the vast majority of Nottoway's share.

Landfill: Administrator Roark gave the Landfill report

A - July 2017 Solid Waste Report; average of 66.16 tons of waste per day received

B – Letter – Jeff Norman, PG, Senior Project Geologist – Draper Aden Associates: Results of the Nottoway County Sanitary Landfill (closed) – GW Event 47

C – Letter – Jeff Norman, PG, Senior Project Geologist – Draper Aden Associates: Results of the Nottoway County Sanitary Landfill (active) – GW Event 82

D – Letter – Jeff Norman, PG, Environmental Services Division – Draper Aden Associates: Results of the Nottoway County Sanitary Landfill (active facility) Groundwater Monitoring Program Sampling Event 83 completed on 07-18-17

Fort Pickett Redevelopment Authority: Administrator Roark explains there are two buildings that will need to be demolished and asks for authorization to seek bids on the work

Vice Chairman Vaughn moves to authorize seeking bids for the demolition of the two buildings in Pickett Park. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Planning Commission Report: Administrator Roark reports the Commission met and discussed a variety of issues to include a subdivision boundary adjustment and solar farms and how the County Ordinance does not include any type of renewable energy permitted uses

Letter – Virginia Department of Environmental Quality (DEQ) – Melanie D. Davenport: Seeking the County’s decision on the acceptance of a Memorandum of Agreement (MOA) that establishes a cooperative relationship between DEQ and Nottoway County in the review of Erosion and Sediment Control (ESC) and Stormwater Management (SWM) plans and future compliance and inspection activities related to the proposed Atlantic Coast Pipeline (ACP) project; DEQ would assume responsibility for review and enforcement

Supervisor Gary Simmons moves to approve the Memorandum of Agreement between DEQ and the County as it relates to review and compliance of Erosion and Sediment Control and Stormwater Management plans for the Atlantic Coast Pipeline project. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

(SEE PAGE THRU PAGE
FOR MEMORANDUM
OF AGREEMENT)

Appointments: the following members of the Nottoway County Planning Commission will need to be reappointed or replaced:

William Gunn	District 5
Jesse Roberts	District 2
Duncan C. Quicke	District 5
Jack Leslie	District 1

Vice Chairman Vaughn moves to reappoint William Gunn, Jesse Roberts, Duncan Quicke, and Jack Leslie to the Planning Commission. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Appointments: the following Industrial Development Authority (IDA) member’s term in office expired on June 30, 2017 and will need to be reappointed or replaced:

Jerome A. Wilson, III
Denis J. McCarthy
William E. Wilkerson, Jr.

Supervisor Gary Simmons moves to reappoint Jerome Wilson, Denis McCarthy, and William Wilkerson, Jr. to the IDA. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Letter – Francine C. Ecker, Director – Virginia Department of Criminal Justice Services: Grant number 18-E3162VW16 for the Victim Witness Program has been approved for FY18; for a total of \$57,713.00 in Federal Funds and \$19,237.00 in State Special Funds for a total award of \$76,950.00

Administrator Roark explains that he had already budgeted \$61,000 for FY18; only the remaining \$15,950 needs to be appropriated. Vice Chairman Vaughn moves to accept the Victim Witness Program grant award and appropriate the \$15,950. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Reports, requests, and recommendations of Constitutional Officers:

- 1 – Jane Brown, Clerk – not in attendance
- 2 – Larry J. Parrish – nothing to report at this time
- 3 – Ellen F. Myatt, Treasurer – nothing to report at this time
- 4 – Christy Hudson, Commissioner of the Revenue – not in attendance
- 5 – Terry Royall, Commonwealth’s Attorney – not in attendance

Chairman Simmons presents the CONSENT CALENDAR:

1 – Budget Adjustment – Sheriff - \$632.20

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$632.20</u>
	(VML Insurance proceeds)	<u>\$632.20</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	<u>\$632.20</u>
		<u>\$632.20</u>

2 – Budget Adjustment – Sheriff - \$212.30

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$212.30</u>
	(Vendor Refund)	<u>\$212.30</u>

EXPENDITURES:

4-100-31020-5201	Postage	<u>\$212.30</u>
		<u>\$212.30</u>

3 – Budget Adjustment – Sheriff - \$271.05

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$271.05</u>
	(VML Insurance Proceeds)	<u>\$271.05</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	<u>\$271.05</u>
		<u>\$271.05</u>

4 – Budget Adjustment – Library - \$400.00

REVENUES:

3-100-18990-0990	Library – Miscellaneous	<u>\$400.00</u>
	(Pilcrow Foundation Grant Match)	<u>\$400.00</u>

EXPENDITURES:

4-100-73010-5411	Books & Periodicals	<u>\$400.00</u>
		<u>\$400.00</u>

5 – Erroneous Assessment: Refund Buggs Island Telephone Cooperative \$2,920.92; per Supplemental Assessment Order from the State Corporation Commission for tax year 2016

6 – Erroneous Assessment: Refund W.T. Mottley, Jr. \$1,694.97; he has not received his land use program exemption for tax years 2014, 2015, and 2016

Supervisor Bowen moves to approve the CONSENT CALENDAR as presented. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

Administrator Roark provided the following information items:

1 – Notice of Virginia Electric and Power Company d/b/a Dominion Energy Virginia of intent to file applications of petitions pursuant to § 56-585.1 A 5 and A 6 of the Code of Virginia

2 – Note of thanks for bereavement flowers from the family of Pauline Simmons

3 – Burkeville Volunteer Fire Department Operational Summary for Jan – June 2017

4 – Notice from the United States Department of Agriculture on the release of the draft Record of Decision for one (1) authorization of a special use permit to Atlantic Coast Pipeline (ACP) for the use of National Forest System land to construct, operate, maintain and eventually decommission a natural gas pipeline on the Monongahela National Forest (MNF) and George Washington National Forest (GWNF) and approval of project-specific amendments to the MNF and GWNF Land and Resource Management Plans associated with implementing the ACP

5 – Minutes: minutes of the Southern Virginia GO Regional Council meeting held on May 9, 2017, minutes of the Piedmont Regional Jail Board meeting held on June 21, 2017, minutes of the Piedmont Regional Jail Authority Board meeting held on June 21, 2017, minutes of the Piedmont Soil and Water Conservation District Board of Directors meeting held on June 27, 2017, minutes of the Nottoway Community Planning Management Team meeting held on June 26, 2017, report from Nottoway County Public Library

6 - Blackstone Volunteer Fire Department Incident Report for July 2017

Supervisor Bowen asks for clarification on a Virginia Association of Counties report that was released on Local Government Fiscal distress. Administrator Roark explains that Nottoway County scored very high on the document showing Nottoway’s strong financial stability; the County scored in the top five for three consecutive fiscal years – scoring the highest two of those three years. The information was released by the Auditor of Public Accounts for fiscal years 2014, 2015 and 2016.

1 - Building Inspector’s Report: Report period July 2017

2 - Animal Control Officer's Report: Report period July 2017

Administrator Roark informs that the 24/7 Animal Control coverage has been in place for two weeks.

3 - Erosion and Sedimentation Report: Report period July 2017

4 – Letter – Jacqueline Zataweski, Director – Nottoway County Public Library: requesting the approval to dispose of, or have them removed from the office, a number of antiquated and/or inoperable technology equipment

Supervisor Gary Simmons moves to authorize the disposal of the obsolete Library equipment. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

5 – Broadband: Administrator Roark explains that the Center for Innovative Technology is requesting the appointment of a Committee to begin the process of the broadband needs study. Administrator Roark suggests appointing County Planner Maegan Hailey, Assistant County Planner Logan Presley, and Assistant County Administrator John Prorise. Supervisor Vaughn suggests appointing Supervisor Gary Simmons and Supervisor Steve Bowen to the Committee as well.

6 – Letter – Mike Coleman, Military Relations Liaison, Commonwealth of Virginia, Secretary of Veterans & Defense Affairs: Offering a compromise on the OEA request to seek grant funding to complete a Joint Land Use Study (JLUS) on the County property surrounding Ft. Pickett in the form of voting on a resolution that would clearly state the following:

- A – The JLUS report will consist of a separate annex for each county and town
- B – Only the county or town can approve recommendations in the respective annex
- C – The Board reserves the right to strike any recommendation made pertaining to them prior to the publication of the FINAL report

The Board Resolution would be approved prior to the grant submission thus would be included in the grant application the Commonwealth submits; if OEA has a concern with the outlined conditions, no grant is awarded and no study conducted

Supervisor Gary Simmons moves to accept the terms as presented. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

7 – Nottoway County Emergency Services Association: Administrator Roark informs that Assistant County Administrator John Prorise attended the most recent meeting; it was requested that the missing E-911 posts be actively replaced

8 – Letter – Larry J. Parrish, Sheriff: requesting the Board appropriate \$15,000 that was budgeted in FY17, which his office failed to request for carryover, for the purchase of body cameras. Vice Chairman Vaughn moves to appropriate the \$15,000 to the Sheriff’s budget. The motion carried as follows:

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

9 – Letter – Greg Eanes, Mayor – Town of Crewe: requesting that the Board adopt a resolution endorsing the advocating of full funding for Virginia State Parks; Supervisor Bowen moves to adopt such a resolution

G.L. Simmons	Yes
S.W. Bowen	Yes
C.A. Simpson	Absent
S.C. Vaughn	Yes
H.M. Simmons	Yes

10 – Administrator Roark informs that the field and administration work is near completion for the County’s real estate reassessment; a Board of Equalization will need to be appointed by the Court and the Board needs to gather their recommendations to be forwarded to the Judge for consideration. The Board will provide Administrator Roark their recommendations prior to the September Board meeting.

Supervisor Bowen comments on remarks made earlier by citizen speaker Sonny Abbott; suggests that he welcomes public comments but feels that the media frenzy is driving a wedge between the Board of Supervisors and the School Board.

There being no further business to come before the Board, Chairman Simmons adjourned the meeting at 7:48 p.m.

_____ Chairman _____ Clerk