

Public Hearing: Consideration of a proposed amendment to the Nottoway County Zoning Ordinance under the following style:

To amend Article 2, Division 3- Rural Residential District of the Nottoway County Code, under the following style:

Add Section 2-3-4-12 – Outdoor Events

Chairman Vaughn asked if there was anyone present wishing to speak either for or against the proposed Amendment; there is no one wishing to speak. Administrator Roark reports that the Planning Commission held their own public hearing and recommend approval of the Amendment.

Vice Chairman Bowen moves to approve the amendment to the Zoning Ordinance as presented. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Public Hearing: Consideration of a proposed amendment to the Nottoway County Zoning Ordinance under the following style:

To amend Article 4, Division 1, Accessory Uses and Parcel Limitations under the following style:

Add Section 4-1-4-8 – Accessory structures shall be subject to the building requirements for the zoning district in which they are located

Delete third paragraph of Section 4-1-5-2-2

Chairman Vaughn asked if there was anyone present wishing to speak either for or against the proposed Amendment; there is no one wishing to speak. Administrator Roark reports that the Planning Commission held their own public hearing and recommended approval of the Amendment.

Vice Chairman Bowen moves to approve the amendment to the Zoning Ordinance as presented. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Public Hearing: Consideration of a proposed amendment to the Nottoway County Zoning Ordinance under the following style:

To amend Article 4

Add Division 19 – Renewable Energy

Add – Uses permitted by Special Exception – Renewable Energy as

Section 2-1-4-38 – A-1

Section 2-2-4-27 – C-1

Section 2-6-4-18 – LI

Section 2-7-4-17 – GI

Add Article 6 – Definitions: Renewable Energy

Chairman Vaughn asked if there was anyone present wishing to speak either for or against the proposed Amendment; there is no one wishing to speak. Administrator Roark reports that the Planning Commission held their own public hearing and recommended approval of the Amendment.

Administrator Roark urges that the Board table action on this amendment and seek additional information; it is the consensus of the Board to do so.

Presentation: John Schutt is present to address the issue of waste handling by the County; in particular the convenience waste sites. Mr. Schutt explains that he has spent a considerable amount of time at the Rt. 723 site and presents his observations. Mr. Schutt suggests that the County doesn't have adequate staffing in order to alleviate the ongoing problems at the sites. Mr. Schutt also states that waste is falling off the County trucks and adding to the problem of litter on the roadways.

Chairman Vaughn informs Mr. Schutt that the Board has scheduled a work session to discuss the waste handling problems for next Thursday, June 28, 2018 at 5:00 p.m. in the Health Department Conference Room.

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 reports that secondary mowing is continuing (approximately 300 miles of secondary roadway in the County), pot hole patching and sight distance mowing continues also. Mrs. Bryant states that the Rt. 624 Bridge is expected to be open in July, the Rt. 601 bridge project is still behind schedule but is expected to still be completed on time.

A – June 2018 Virginia Department of Transportation Petersburg Residency report

School Board – Charlotte D. Wood, Clerk: Actions taken at the regular meeting of the Nottoway County School Board held on June 14, 2018, minutes of the regular meeting of the Nottoway County School Board held on May 10, 2018, minutes of the Budget work session of the Nottoway County School Board meeting held on May 29, 2018, 611B Carryover funds budget adjustment, Textbook Revenue budget adjustment, approval of the amendments to the FY19 budget, proposed use of additional state funding approved for FY19, revenue – regular operating budget for FY19

1 – Budget Adjustment – School - \$40,000.00

REVENUES:

3-201-33084-0027	611B Carryover funds from 16-17	\$40,000.00
		<u>\$40,000.00</u>

EXPENDITURES:

4-201-61100-3001-200-200-625	Purchased services OT/PT-611B	\$30,000.00
4-201-61100-6000-200-200-625	Materials & Supplies – 611B	10,000.00
		<u>\$40,000.00</u>

2 - Budget Adjustment – School - \$98,000.00

REVENUES:

3-202-16120-0030-100	Textbook Revenue	\$98,000.00
		<u>\$98,000.00</u>

EXPENDITURES:

4-202-61100-6020-900-000-100	Textbook Expenditures	\$98,000.00
		<u>\$98,000.00</u>

Supervisor Helen Simmons moved to approve the 611B and Textbook Revenue Budget adjustments. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Administrator Roark asks the Board to table action on the use of the additional State funding until July when the FY19 budget is in place.

A – Request for return of funds from FY17 for use for personnel needs; an additional Special Education teacher was hired during SY17-18 for Blackstone Primary School

Supervisor Helen Simmons moves to approve the \$60,000 return of funds to the Schools. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Health Department: No report provided

Economic Development Committee: Administrator Roark informs the Committee will not meet for June

Regional Jail Authority Report & Juvenile Detention Center: No report provided

Administrator Roark explains that during the recent Regional Jail Authority Board meeting it was stated that the debt service payment, for the Jail renovations, is expected to cost each participating locality \$60,000 annually for 15 years; the County already has funds earmarked for these payments.

Landfill: Administrator Roark gave the Landfill report

Administrator Roark states that he and the County's Certified Landfill Operator recently had to meet with the Virginia Department of Environmental Quality due to noted violations from a recent unannounced inspection of the facility. Administrator Roark explains the violations; litter on the grounds of the facility from the wind, the workface of the active cell was too large and was believed to be left uncovered at the end of the workday, sludge brought in from the Town of Blackstone was deposited in the wrong location – all issues have been or are currently being corrected

A - May 2018 Solid Waste Report; average of 79.33 tons of waste per day received

B – Memorandum – Draper Aden Associates – Jeff Norman, Environmental Services Division: results of the May 1, 2018 Groundwater Monitoring Program sampling event at the Nottoway County Sanitary Landfill (Closed facility)

C – Memorandum – Draper Aden Associates – Jeff Norman Environmental Services Division: results of the April 27, 2018 Groundwater Monitoring Program sampling event at the Nottoway County Sanitary Landfill (active facility)

Fort Pickett Redevelopment Authority: There is nothing to report at this time

Planning Commission Report: Administrator Roark states the Commission met on Tuesday, June 19, 2018 and called for a public hearing at their July meeting to consider several zoning amendments being requested by Luck Stone Corporation.

Letter – FEMA U.S. Department of Homeland Security – Janice P. Barlow, Director, Mitigation Division, FEMA Region III: Notification that the County's Hazard Mitigation Plan has been approved

Appointment – Building Code Appeals Board: as a requirement of the Building Code the County must establish a Local Board of Building Code Appeals; recommendations for appointment are as follows:

Vice Chairman Bowen moves to appoint Chairman Vaughn's selection from District 4, Todd Martin, to the Local Board of Building Code Appeals. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Appropriation – 2018-19 Budget: Supervisor Shekleton moves to appropriate the FY 2018-2019 Nottoway County Budget totaling \$37,350,148.00 including all outstanding purchase orders and committed funds; contingent upon receipt of all State and Federal funding. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Courthouse Complex Committee: Committee Chairman Noel Shekleton is requesting that the Board proceed with finding a suitable building to relocate the Registrar's Office. Committee Chairman Shekleton explains that he performed a thorough inspection of the building and the conditions are deplorable; equipment is being damaged and the personnel are being exposed to harmful levels of mold. Supervisor Shekleton urges the Board to allow Administrator Roark and the Electoral Board to look into the possibility of relocating the Office to the Burkeville Elementary School.

Appointments to the Nottoway County Planning Commission: the terms of the following Planning Commission members will expire on July 31, 2018; the Board will need to reappoint these members or seek replacements:

- Mr. Weston Yeatts – District 2
- Mr. Clarence Allen – District 3
- *Mr. Allen is the court appointed Planning Commission member on the Zoning Appeals Board
- Mr. Hugh Jones – District 5

It is the consensus of the Board to table action on the appointments until all three can be asked their intentions about continuing their service on the Commission.

Reports, requests, and recommendations of Constitutional Officers:

- 1 – Jane Brown, Clerk – not in attendance
- 2 – Larry J. Parrish, Sheriff – 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 Vaughn presents the CONSENT CALENDAR:

- 1 – Budget Adjustment – General Fund - \$1,001,100.64

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	\$1,001,100.64
	(Matured Certificate of Deposit from BB&T)	<u>\$1,001,100.64</u>

EXPENDITURES:

4-100-11020-5804	Anticipated General Fund Balance	\$1,001,100.64
		<u>\$1,001,100.64</u>

- 2 – Budget Adjustment – Sheriff - \$756.95

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	\$352.35
3-100-18990-0050	Miscellaneous – Undefined	<u>404.60</u>
	(Fuel Consumption by DSS)	<u>\$756.95</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	\$756.95
		<u>\$756.95</u>

- 3 – Erroneous Assessment: Refund Lori Lee \$365.50 for an erroneous real estate assessment for tax year 2017

Supervisor Helen Simmons moved to approve the CONSENT CALENDAR as presented. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Administrator Roark provided the following information items:

1 – Blackstone Volunteer Fire Department April 2018 Incident Report

2 – Letter – Virginia Department of Agriculture and Consumer Services – Debra Martin, Program Manager, Office of Plant Industry Services: Notification that the required bamboo model ordinance is available for review

3 - Blackstone Volunteer Fire Department May 2018 Incident Report

4 – Notice – Columbia Gas: Application of Columbia Gas of Virginia, Inc. for authorization to amend and extend its Conservation and Ratemaking Efficiency Plan pursuant to Chapter 25 of Title 56 of the Code of Virginia Case No. PUR-2018-00057

5 – Letter – County citizen Thomas R. Reynolds, Sr., 1528 West Courthouse Road, Crewe: Mr. Reynolds expresses concern for the new County dog license fee; suggests the fees are unfair to the taxpayers that abide by the law

6 – Notices – Dominion Energy: Application of Virginia Electric and Power Company for revision of rate adjustment clause: Rider B, Biomass Conversion of the Altavista, Hopewell, and Southampton Power Stations, for the rate year commencing April 1, 2019 Case No. PUR-2018-00083, Application of Virginia Electric and Power Company for revision of rate adjustment clause: Rider GV, Greensville County Power Station, for the Rate Year commencing April 1, 2019 Case No. PUR-2018-00084, Application of Virginia Electric and Power Company for revision of rate adjustment clause: Rider R, Bear Garden Generating Station, for the Rate Year commencing April 1, 2019 Case No. PUR-2018-00085, Application of Virginia Electric and Power Company for revision of rate adjustment clause: Rider S, Virginia City Hybrid Energy Center, for the Rate Year Commencing April 1, 2019 Case No. PUR-2018-0008, Application of Virginia Electric and Power Company for revision of rate adjustment clause: Rider W, Warren County Power Station, for the Rate Year commencing April 1, 2019 Case No. PUR-2018-00087, Application of Virginia Electric and Power Company for approval to establish a Virginia community solar pilot program, pursuant to § 56-585.1:3 of the Code of Virginia Case No. PUR-2018-00009, Application of Virginia Electric and Power Company for approval of a rate adjustment clause pursuant to §56-585.1 A 4 of the Code of Virginia Case No. PUR-2018-00066, Application of Virginia Electric and Power Company to revise its fuel factor pursuant to §56-249.6 of the Code of Virginia Case No. PUR-2018-00067, Virginia Electric and Power Company's Integrated Resource Plan filing pursuant to Va. Code §56-597 *et seq.* Case No. PUR-2018-00065

7 – Minutes: minutes of the Piedmont Soil and Water Conservation District Board of Directors meeting held on May 22, 2018, minutes of the Nottoway County Planning Commission meeting held on April 17, 2018, minutes of the Nottoway County Public Library Board of Trustees meeting held on April 4, 2018, minutes of the Nottoway County Public Library Board of Trustees meeting held on May 16, 2018

Administrator Roark presents the following correspondence:

1 - Building Inspector's Report: Report period May 2018

A – Code Official Dean Lewis has obtained his certification from the Virginia State Water Control Board as a Certified Land Applier; this allows the County to bill the Commonwealth for the expenses related to him inspecting sites that are to receive biosolids

Administrator Roark explains that during recent training it was reported that there are two different designations needed to be official in all inspection capacities; Building Official and Code Official. County Inspector Dean Lewis only has one of the necessary titles. Supervisor Shekleton moves to give Dean Lewis the title of Building Official and Code Official for Nottoway County. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

2 - Animal Control Officer's Report: Report period May 2018

A – Blackstone Animal Clinic has agreed to provide a discount plan for veterinary services for animals treated while in custody of Nottoway County Animal Control

Exams – 25% Discount
Services – 25% Discount
Products – i.e. medicines, flea & tick products, dewormer – 10% percent

Vice Chairman Bowen moves to accept the veterinary services discount plan offered from Blackstone Animal Clinic. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Administrator Roark advises that he is also in negotiations with Blackstone Animal Clinic and Dr. Anne Carr to serve as the County's Supervising Veterinarian.

3 - Erosion and Sedimentation Report: Report period May 2018

4 – Letter – County of Prince Edward, Virginia: On April 6, 2018 the Prince Edward County Board of Supervisors voted to withdraw from the Virginia's Growth Alliance (VGA); requesting a waiver from the member jurisdictions of the requirement to provide a six month notice of intent to withdraw

5 – Letter – Circuit Court Clerk's Office – Jane L. Brown, Clerk: Request to appropriate \$14,230.00 grant funding from the Library of Virginia for restoration of documents and after receipt of funding pay the invoice from Kofile Technologies for the work performed for the same amount.

Supervisor **Shekleton** moved to appropriate the \$14,230 grant funding and upon receipt pay the invoice from Kofile Technologies. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

6 - Assessment – Virginia Energy Purchasing Governmental Association (VEPGA) – Sandra Harrington, Secretary/Treasurer: Providing the 2018-19 assessment to cover the legal, consulting and administrative costs anticipated by VEPGA during the fiscal year; the assessment is \$154.00.

Supervisor Helen Simmons moves to pay the \$154.00 fee assessed by VEPGA. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

7 – Lease – Nottoway Lanes, LLC: Proposed extension of the term of the Lease, originally entered into March 5, 2010, through calendar year 2018 for a lease fee of 8% of the gross receipts (which will be payable on a monthly basis by the 10th respectively with an account of gross receipts for the previous month) retroactive to January 1, 2018; Lessee is granted the option at the same lease fee for calendar year 2019

Supervisor Shekleton moves to approve the extension of the Lease term to Nottoway Lanes, LLC as presented. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

8 – E911 sign maintenance report

9 - Administrator Roark provides the Board with the panel of Physicians approved for the County's Worker's Compensation Plan by Virginia Municipal League (VML) Insurance Programs for their approval. Supervisor Helen Simmons moves to approve the VML Insurance Programs panel of Physicians for the County's Worker's Compensation Plan as presented. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

Administrator Roark states that he has items that need to be discussed in closed session. The Board enters closed session to discuss a prospective industry under Code of Virginia § 2.2-3711-A-5 Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community, and § 2.2-3711-A-7 Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body.

The Board enters closed session at 8:10 p.m.

The Board returned to open session at 8:50 p.m.

June 21, 2018

Administrator Roark asks the Board to certify the closed session, an affirmative vote meaning that no other subject was discussed other than that allowed under the above code sections. The motion carried as follows with a roll call vote:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

(SEE PAGE THRU PAGE
FOR CERTIFICATION OF
EXECUTIVE MEETING)

Vice Chairman Bowen authorizes Chairman Vaughn and Administrator Roark to sign the Performance Agreement for Project Shadow. The motion carried as follows:

N. R. Shekleton	Yes
H. M. Simmons	Yes
G. L. Simmons	Absent
S. W. Bowen	Yes
S. C. Vaughn	Yes

There being no further business to come before the Board, Chairman Vaughn adjourned the meeting at 9:00 p.m. until Thursday, June 28, 2018.

Sherron C. Vaughn Chairman Ronald E. Roark Clerk

NOTTOWAY COUNTY BOARD OF SUPERVISORS

MEETING DATE:

June 21, 2018

MOTION:

To enter Closed Session pursuant to Code of Virginia § 2.2-3711 A 5 – Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating or expanding its facilities in the community, and § 2.2-3711 A 7 – Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body

CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Nottoway County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, §2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such executive meeting was conducted in conformity with Virginia Law;

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

VOTE:

AYES: 4

NAYS: 0

(For each nay vote, the substance of the departure from the requirements of the Act should be described.)

ABSENT DURING VOTE: *MR SIMMONS*

ABSENT DURING MEETING: *MR SIMMONS*


Clerk to the Board of Supervisors