

AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS OF NOTTOWAY COUNTY, VIRGINIA, HELD AT THE COURTHOUSE THEREOF, ON THURSDAY, THE 21ST DAY OF SEPTEMBER 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 Damien Batts from Mt. Nebo Baptist Church provided the invocation. Chairman Simmons led everyone in the Pledge of Allegiance to our flag.

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

The minutes of the August 17, 2017 regular Board meeting were presented. Vice Chairman Vaughn moved to adopt the August 17, 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 asks if there are any delegations from the public; there was no one wishing to speak.

Resolution: provides accolades to the volunteers and staff of the Nottoway Literacy Program on the occasion of its 30th anniversary; Supervisor Gary Simmons moves to adopt the resolution 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

(SEE PAGE THRU PAGE
FOR RESOLUTION)

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

To amend Article 2, Division 2 – Conservation District (C-1) by adding Section 2-2-4-26 under the following Style:

Uses Permitted by Special Exception
26: Light Commercial

Chairman Simmons asks if there is anyone present wishing to comment, either for or against, the proposed Zoning amendment; there is no one present wishing to comment.

Administrator Roark informs that the Planning Commission heard the request and recommend approval. Supervisor Bowen moved to approve the amendment to the Zoning Ordinance by adding Section 2-2-4-26, Uses Permitted by Special Exception – 26: Light Commercial. 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

Public Hearing – Special Exception: Request from Reuel “Todd” Tribble to establish and operate an abattoir to process meat from wild game that has been field dressed at 944 Cedar Hill Road (Rt. 610), Blackstone, VA, property is zoned A-1, Agriculture and is outparcel #1 of Cedar Hill Subdivision

Chairman Simmons asks if there is anyone present wishing to comment, either for or against, the abattoir request:

Todd Tribble, the property and business owner, is present to answer any questions. Mr. Tribble offers clarification on a concern from the Planning Commission hearing; he will not be United States Department of Agriculture (USDA) certified and is planning to only process field-dressed deer so the requirement for a drainage disposal system wouldn't apply. Mr. Tribble explains that he contacted the Health Department of another County and they informed him that neither USDA nor the Department of Health regulate an abattoir; states that the representative from the Health Department he contacted specifically told him “you can even do this in your own kitchen if you like.” Mr. Tribble further explains that he was already planning to install a drain system in the skinning shed to accommodate any potential fluid exposure.

Administrator Roark informs that the Planning Commission heard the Tribble abattoir request and recommend approval with the condition that the Nottoway County Health Department inspect and approve the drainage disposal system.

Assistant County Administrator John Prorise informs that he was contacted by Nottoway County Health Sanitarian Jaime Hawley stating that, although she admittedly wasn't familiar with all of the rules concerning such an operation, it was her understanding that Mr. Tribble would be required to install some type of drainage disposal system to operate the Abattoir. Mr. Tribble again suggests this is a requirement for a facility processing USDA meats; he is not. Following a discussion among the Board, to include Mr. Tribble, Vice Chairman Vaughn moves to approve the Tribble abattoir special exception request pending approval from the Health Department on his waste disposal system. 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

Public Hearing – Special Exception: Request from R. Vick/Ashley Leslie to erect a 130' to 190' telecommunications tower on their property located off the intersection of Cary Shop Road (Rt. 624) and W. Courthouse Road (Rt. 625); the property is zoned A-1, Agriculture and the tower will potentially be used for amateur radio communication and high speed broadband internet

Chairman Simmons asks if there is anyone present wishing to speak, either for or against, the Leslie tower request:

Mr. Leslie is in attendance to answer any questions and explains that his original request to install the tower for amateur radio communications has been expanded after research in broadband availability in the rural areas of Nottoway County. Mr. Leslie is joined at the meeting by Mr. Hodges of Straightupnet, LLC from Amelia County who has the ability to provide such broadband service.

Administrator Roark informs that the Planning Commission heard the request and recommend approval. Supervisor Bowen moves to approve the Leslie special exception request to erect the telecommunications tower on his property. 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

Public Hearing – Special Exception: Request from Nicki Shelton/Shelton Towing to establish a towing lot off of Jennings Road (Rt. 607), Crewe; property is zoned C-1, Conservation

Chairman Simmons asks if there is anyone present wishing to speak, either for or against, the Shelton towing lot request:

Mr. Shelton is in attendance to answer any questions and explains he is trying to expand his current towing business that is located in Lunenburg County.

Administrator Roark explains that the Planning Commission heard this request and recommend approval. Vice Chairman Vaughn moved to approve the Nicki Shelton/Shelton Towing special exception request to operate a tow lot on the Jennings Road property. 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

Presentation: Nottoway County Public Library Director, Jackie Zataweski, is present to seek the Board's position on the relocation of the Burkeville Library from its current location to the newly renovated Burkeville Train Station. She states that Mayor Morrisette is in favor of the Library relocating along with the Office of the Chief of Police.

It is the consensus of the Board that the decision will be that of both the Burkeville Town Council and the Nottoway Library Board of Trustees.

Director Zataweski informs everyone in attendance, in response to the prior conversation about rural internet access, that the Public Library System will soon be offering card-holding patrons Wi-Fi hotspots for personal use on loan.

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 a second round of primary mowing as well as sight distance mowing is being performed, they have completed a lot of dead tree removal on Rt. 723, the surface treatment team was able to complete additional roads in the County, brush and tree removal was completed at the 360/460 split to help with sight distance, construction on Lazaretto Creek Road has been started. Mrs. Bryant informs that the call center, VDOT's work order system, has only received four work orders for Nottoway County.

Supervisor Bowen asks Mrs. Bryant if the paving project for the east bound lane of 360 is still planned. Mrs. Bryant explains that the paving project for 360 is still on schedule to begin in October.

A – Virginia Department of Transportation – Barton A. Thrasher, P.E.: Providing details about the Commonwealth Transportation Board meeting scheduled for Monday, October 2, 2017; providing the opportunity to review materials produced by agency staff and discuss specific projects or issues, additionally information will be provided on proposed changes to the SMART SCALE prioritization process

B – Virginia Department of Transportation Monthly report

C - Statements – Nottoway Avenue Revenue Sharing Project – Town of Blackstone: Invoice for payment to the Town for the Nottoway Avenue Sidewalk Project; two Invoices totaling \$84,801.07

Administrator Roark informs the Board that an additional appropriation will need to be made to pay these new bills from the Town; \$58,091.26 is needed. It is further stated that there will likely need to be a future appropriation to complete the project.

Vice Chairman Vaughn moves to appropriate the \$58,091.26 and pay the Town of Blackstone invoices totaling \$84,801.07 for the Nottoway Avenue Sidewalk Revenue Sharing 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

School Board – Charlotte D. Wood, Clerk: Actions taken at the regular meeting of the Nottoway County School Board held on September 14, 2017; minutes of the regular meeting of the Nottoway County School Board held on August 10, 2017

Health Department – Alex P. Samuel, MD MPH: Dr. Samuel announces his resignation as Piedmont Health District Director but will remain in the capacity until a replacement is secured; he has accepted a position as the Chesterfield Health District Director

Vice Chairman Vaughn moves to forward a letter of appreciation to Dr. Samuel. 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

Economic Development Committee: Administrator Roark informs there is no meeting scheduled for September

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

Landfill: Administrator Roark gave the Landfill report

A – Letter – Virginia Department of Environmental Quality - the solid waste annual fee due is \$2,174.72; Supervisor Bowen moves to approve payment of the annual fee to DEQ for the operations of the Landfill. 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

B - August 2017 Solid Waste Report; average of 68.41 tons of waste per day received

Fort Pickett Redevelopment Authority: Administrator Roark has nothing to report

Planning Commission Report: Administrator Roark reports the Commission met and heard the four cases presented for public hearing tonight

Ordinance: Administrator Roark provides the Board with a draft copy of the proposed Ordinance to eliminate the County Decal and add the \$25.00 fee to personal property tax tickets

Supervisor Bowen moves to advertise the proposed Ordinance as presented for public hearing at the October Board meeting. 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 – Virginia Association of Counties – Valerie Russell, Administrative Secretary: asking all localities to submit one hand-crafted ornament that uniquely represents their community to be placed on the holiday tree in the Executive Mansion; Vice Chairman Vaughn suggests Supervisor Gary Simmons asking Wanda Cary of Crewe to prepare the 2017 ornament.

Appropriation – Department of Fire Programs funding: Administrator Roark informs the County is in receipt of the Fiscal Year 2017 Department of Fire Programs funding and needs to be appropriated; \$30,744.00. Administrator Roark further explains that in the past the funding has been distributed equally between the Blackstone, Burkeville, and Crewe Volunteer Fire Departments. Supervisor Gary Simmons moves to appropriate the FY2017 Department of Fire Programs funding and distribute equally between the three Fire Departments. 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 – Nottoway Circuit Court – Jane L. Brown, Clerk: Requesting, upon receipt of funds, appropriation of grant funding from the Library of Virginia in the amount of \$1,835.00 to be used for restoration of a record book retained in her office; the work has been completed and the invoice will need to be paid

Supervisor Bowen moves to appropriate the \$1,835 grant funding and pay the invoice upon receipt of funds by the Treasurer’s Office. 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

Correspondence – Virginia Department of Elections – Elizabeth L. Howard, Deputy Commissioner: Advising that on Friday, September 8, 2017 Direct Recording Electronic (or “touchscreen) voting machines were decertified for use in the Commonwealth; localities will need to immediately obtain new voting equipment that has been certified by the State Board of Elections pursuant to Code of Virginia §24.2-626

Administrator Roark informs that the Board does not need to take action because new, certified voting machines have already been purchased and received.

Letter – C. Duncan Quicke: Mr. Quicke, a member of both the Nottoway County Planning Commission and Nottoway County Board of Zoning Appeals has submitted his resignation; effective immediately

Vice Chairman Vaughn moves to accept Mr. Quicke’s resignation and send him a letter of appreciation for his service. 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 – has been awarded a Highway Safety Grant for Selective Enforcement in the amount of \$7,460.00; Supervisor Bowen moves to approve and appropriate the grant funding. 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

- 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 - \$4,185.00

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	\$4,185.00
	(VML Insurance proceeds – total loss)	<u>\$4,185.00</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	\$4,185.00
		<u>\$4,185.00</u>

2 – Budget Adjustment – Sheriff - \$72.15

REVENUES:

3-100-19010-0040	Forfeited Assets - Sheriff	<u>\$72.15</u>
		<u>\$72.15</u>

EXPENDITURES:

4-100-31020-5808	State Asset Forfeiture	<u>\$72.15</u>
		<u>\$72.15</u>

3 – Budget Adjustment – Sheriff - \$271.05

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined (VML Insurance Proceeds – Auto Loss)	<u>\$137.80</u>
		<u>\$137.80</u>

EXPENDITURES:

4-100-53010-5408	Vehicle Supplies	<u>\$137.80</u>
		<u>\$137.80</u>

4 – Erroneous Assessment: Refund Ms. Peggy Rogers \$806.52 for erroneous real estate assessments for numerous years; the refund will be applied to her 2017 personal property taxes

Vice Chairman Vaughn 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 – Letter – Piedmont Senior Resources – Justine A. Young: Announcing the grand opening of their new office location at 1413 South Main Street, Farmville, VA; there will be a celebration held on September 27, 2017 from 3:30-6:30 p.m.

2 – Minutes: Minutes of the Piedmont Regional Jail Board Authority held on July 19, 2017, August 2017 report Nottoway County Public Library, minutes of the Nottoway County Planning Commission meeting held on August 15, 2017, minutes of the Piedmont Soil and Water Conservation District Board of Directors meeting held on July 25, 2017, minutes of the Nottoway County Board of Zoning Appeals meeting held on July 24, 2017, minutes of the Virginia’s Growth Alliance meeting held on July 13, 2017, minutes of the Nottoway Planning Council meeting held on January 05, 2017, minutes of the Virginia’s Growth Alliance meeting held on July 13, 2017, minute of the South Central Workforce Development Board Chief Local Elected Officials meeting held on April 28, 2017, minutes of the South Central Workforce Development Board meeting held on April 20, 2017

Administrator Roark presents the following correspondence:

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

2 - Animal Control Officer’s Report: Report period August 2017

Administrator Roark informs the Board of a need for an additional appropriation for the Animal Control Budget; the Vet Line item. He explains that the original budget amount was very quickly exceeded with not only the increased expense with seeking medical care for animals in custody but expenses related to the most recent horse seizure. He suggests that an additional \$10,000 be transferred from the General Fund balance. Supervisor Bowen moves to approve the \$10,000 transfer from the General Fund balance to the Animal Control Budget, Vet Line. 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

3 - Erosion and Sedimentation Report: No report received

4 – Letter – Parker Oil Company, Inc. – Michael Tatum, Burkeville Plant Manager: Mr. Tatum is requesting a refund of \$204.00 for a building permit Parker Oil obtained and was afterwards informed they did not need it

Supervisor Gary Simmons moves to approve the \$204 refund to Parker Oil Company, Inc. 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 – Deed of Trust: Administrator Roark requests authorization to have County Attorney Preston Williams prepare necessary documents to release the Deed of Trust on property located in the Burkeville District 1 Housing project area; Mr. Brown has met the financial obligation

Vice Chairman Vaughn moves to approve the release of the Deed of Trust for the Burkeville property. 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

6 - Library Grant: Administrator Roark explains that the FY18 Library Budget was prepared using an estimated State Aid Grant figure of \$58,967, the actual approved funding was \$58,995; the Board needs to appropriate the additional \$28.00 to the Library Budget. Vice Chairman Vaughn moves to make that appropriation. 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 – Minimum requirement on issued Purchase Orders: Administrator Roark explains that the original minimum requirement of \$200 is inadequate due to the continual cost rises in the economy and suggests increasing it to \$500

Vice Chairman Vaughn moves to increase the minimum requirement on issued purchase orders to \$500. 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

8 – Letter – James W Elliott, Attorney At Law: Providing notification of thirteen (13) County properties that have been approved for auction, due to delinquent taxes, by the Nottoway County Circuit Court

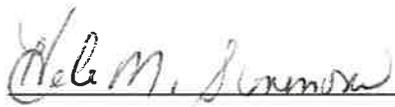
Letter – James W. Elliott, Attorney at Law: Request for reimbursement of costs incurred with the collection of delinquent taxes; \$1,135.00. Supervisor Bowen moves to approve the payment to Attorney Elliott. The motion carried as follows:

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

9 – Virginia’s Growth Alliance: Administrator Roark reports that he and Supervisor Simmons attended the last meeting and heard a presentation from Dominion Energy relating to liquefied natural gas. He further reports that as a result of efforts by the VGA, an economic development prospect recently met with he and Assistant Administrator Prosisie.

Supervisor Bowen asks for the Board meeting agenda to be placed on the County’s website.

There being no further business to come before the Board, Chairman Simmons adjourned the meeting at 7:52 p.m.



Chairman



Clerk

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF NOTTOWAY COUNTY, VIRGINIA, HELD AT THE COURT HOUSE THEREOF ON THURSDAY, THE 21ST DAY OF SEPTEMBER, IN THE YEAR OF OUR LORD TWO THOUSAND AND 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
R. E. ROARK, COUNTY ADMINISTRATOR

ABSENT: CLARENCE A. SIMPSON

AMEND ORDINANCE

By authority of Section 15.2-2280 et seq. of the Code of Virginia (1950), as amended, the Nottoway County Zoning Ordinance is hereby amended with respect to the following articles and sections, to-wit:

Article 2 – BASE DISTRICT REGULATIONS GENERALLY
Division 2 – CONSERVATION DISTRICT C-1

Section 2-2-4- ADD SECTION 2-2-4-26: LIGHT COMMERCIAL

Effective date of this amendment is upon its passage, to-wit:

Passed by the Board of Supervisors of Nottoway County at a meeting and public hearing held on the 21st day of September, 2017 by a vote of 4 to 0.

FOR THE BOARD OF SUPERVISORS:

BY: Helen M. Simmons
Helen M. Simmons, Chairman

ATTEST:

Ronald E. Roark
Ronald E. Roark, Clerk