

AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS OF NOTTOWAY COUNTY, VIRGINIA, HELD AT THE COURTHOUSE THEREOF, ON THURSDAY, THE 21ST DAY OF FEBRUARY IN THE YEAR OF OUR LORD TWO THOUSAND NINETEEN AND IN THE 243RD YEAR OF THE COMMONWEALTH:

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

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

Chairman Bowen provided the invocation. Chairman Bowen led everyone in the Pledge of Allegiance to our flag.

The minutes of the January 17, 2019 regular Board meeting were presented. Supervisor Helen Simmons moved to adopt the January 17, 2019 minutes as presented. The motion carried as follows:

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

Chairman Bowen asks if there are any delegations from the public;

Sonny Abbott: Mr. Abbott continues to express his concerns with the Board's lack of citizen consideration as it relates to responding to direct questions from them, allowing ample time for their concerns to be heard, taking action on their requests/suggestions

Daphne Norton: Mrs. Norton urges the Board to take the same consideration for its tax paying citizens as it does for animals in the County. Mrs. Norton acknowledges that animal control is a hugely trending matter right now but suggests that so is the conditions of the County's Waste Convenience sites. Mrs. Norton further encourages additional funding for County Emergency Services and utilizing funding to better market the County for economic development.

Public Hearing – Special Exception: Request from Tri County Eagles to host a truck and tractor pull in partner with the Blackstone Volunteer Fire Department on property located off Rt. 460 – Cox Road in Bellefonte District; property is zoned RR-Rural Residential and is owned by Tri County Fraternal Order of Eagles Aerie 4543

Chairman Bowen asks if there is anyone present wishing to speak on the request, either for or against; there is no one present wishing to comment. Administrator Roark states the Planning Commission heard the Tri County Eagles request and recommend approval.

Supervisor Shekleton moves to approve the Special Exception request from Tri County Eagles to host a truck and tractor pull in partner with the Blackstone Volunteer Fire Department on property located off Rt. 460 – Cox Road. The motion carried as follows:

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

Public Hearing – Special Exception: Request from Mullins-Starke Camp to use an existing facility for the Nottoway County Special Olympic Headquarters and The Happy Place Psychosocial Rehabilitation Program with future plans to include camp facilities for individuals enrolled in Intellectual Disabilities Case Management Services with Crossroads Community Services Board; the property is located off Rt. 661 – Woodman’s Road in Haytokah District and is zoned C-1, Conservation, the property being leased by the applicants is owned by East Virginia Woodmen of the World

Chairman Bowen asks if there is anyone present wishing to speak on the Mullins-Starke Camp request; either for or against:

Carlton Starke, owner of The Happy Place, provides a brief on the mission of the Mullins-Starke Camp and explains the planned uses for the property.

Evette Houseman: Ms. Houseman is the mother of a special needs child and currently receives benefits from the Special Olympics and Starke Behavioral Services and urges the Board to approve the special exception request

Administrator Roark states the Planning Commission heard the Mullins-Starke Camp request and recommend approval. Supervisor Helen Simmons moves to approve the Special Exception request from Mullins-Starke Camp to use an existing facility for the Nottoway County Special Olympic Headquarters and The Happy Place Psychosocial Rehabilitation Program. The motion carried as follows:

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

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 VDOT has fielded a number of calls concerning the Jennings Road closure and she explains the factors behind the project delay; weather being a primary factor. Weather has proven to be a factor in the delay with road maintenance such as shoulder repairs and pothole patching. Mrs. Bryant additionally reports that Rt. 624-Cary Shop Road has received a temporary pipe repair but will require a future road closure to complete a permanent fix, Rt. 723-Lewiston Plank still requires some repairs to make permanent what was done after the damage from the last tropical storm. Mrs. Bryant informs that the Indian Oak Road Bridge was recently re-evaluated and had deteriorated within the last year to the point of requiring closure. Mrs. Bryant asks the Board to schedule the work session for the Secondary Six-Year Improvement Plan for March; this will be done during the regular Board meeting.

Supervisor Helen Simmons asks for an update on the study of Rocky Ford Road as it relates to the Union Baptist Church petition. Mrs. Bryant explains that based on the study criteria the area in question does not meet the warrants for the requested improvements.

A – Correspondence – Virginia Department of Transportation – Dianna Bryant, Assistant Residency Administrator: Providing updated traffic counts on Rt. 656-Friend Road, Rt. 680-Ingleside Road, and Rt. 685-Piper Lane; the counts were still lower than the requirement and no longer qualify for the use of unpaved road funds – these roads will need to be removed from the Secondary Six-Year Plan. Rt. 656-Friend Road was partially funded in the current plan so these funds can be transferred to the next eligible project which is Rt. 664-Dusty Road; the transfer of \$60,500 will not completely fund the Rt. 664 project 1.7 mile long project. The Board can alternately choose to transfer the funding to Rt. 703-Loveland Road which would completely fund this 0.40 mile long project.

School Board – Charlotte D. Wood, Clerk: Actions taken at the regular meeting of the Nottoway County School Board held on February 14, 2019, minutes of the regular meeting of the Nottoway County School Board meeting held on January 10, 2019, minutes of the Budget work session of the Nottoway County School Board held on January 30, 2019

Health Department – Howard Nash, MD FCAP: No report provided

Economic Development Committee: Administrator Roark informs the Committee will meet Thursday, February 28, 2019

Regional Jail Authority Report & Juvenile Detention Center: December 2018 Piedmont Regional Jail Authority Transportation Report, October-December 2018 Piedmont Regional Jail Authority Jurisdiction Report, December 2018 Piedmont Regional Jail Revenue Report

Landfill: Administrator Roark gave the Landfill report

A – November 2018 and December 2018 Daily Leachate Disposal Record; this records the hauling of leachate from the Landfill to the Blackstone Wastewater Treatment Plant

B – Letter – Virginia Department of Environmental Quality (DEQ) – Heather A. H. Deihls, Water Compliance Manager: Conditions were observed at the Nottoway County Sanitary Landfill that may be in violation of the State Water Control Law and Regulations

Administrator Roark explains that Draper Aden Associates is handling the response to DEQ and that the issue is a significant erosion rill and accumulated sediment in Basin 6. These items are to be addressed as part of the construction for Cell 5 but temporary measures may have to be implemented until a permanent correction can be made.

C – Letter – Draper Aden Associates – Jeff Norman (PG), Environmental Services Division: results of the Nottoway Sanitary Landfill Gas Monitoring Program monitoring event performed on 01-22-19; the facility was found to be in compliance with Virginia Solid Waste Management Regulations as they pertain to control of landfill gases at the facility boundary and within facility structures

D – Review of the Nottoway County Landfill 5-year Solid Waste Management Plan for an update; the Virginia Department of Environmental Quality has accepted the County's submission

E - January 2019 Solid Waste Report; average of 69.38 tons of waste per day received

F – Letter – Virginia Department of Environmental Quality – Eric A. Seavey, P.G., Groundwater Remediation Specialist: acknowledging receipt and review of the 2017 Annual Report for the Nottoway County Sanitary Landfill (active and closed); the review has determined the technical content of the submissions meets the reporting requirements of 9 VAC 20-81-250.E.2.a.(2) and the Department’s submission instructions

The review of the closed facility was missing a date that waste ceased to be accepted at the facility; this is noted to be necessary information and must be included in all future annual reports

Administrator Roark informs that the new garbage truck has been ordered (\$152,000), the purchase order has been issued for the fencing at the waste convenience sites (\$20,000) (two sites have been completed), and bids have been received for the construction of Attendant buildings at each site (\$25,000).

Fort Pickett Redevelopment Authority: Administrator Roark has received bids on the replacement of three roofs on buildings and a purchase order to Frankie Williamson will soon be issued for this.

Planning Commission Report: Administrator Roark reports that the Commission met to and held public hearings on both the Tri-County Eagles and the Mullins-Starke Camp special exception requests. The Commission will advertise for a public hearing for minor changes to the Nottoway County Zoning Ordinance.

The Planning Commission also held a discussion concerning plat reviews and as a result is recommending that the County Zoning Administrator begin reviewing all plats before recordation to determine subdivisions. Vice Chairman Gary Simmons moves to authorize the County Administration staff to review all plats before recordation. The motion carried as follows:

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

Administrator Roark explains that the newest zoning request from Luck Stone had to be withdrawn. Per the County Zoning Ordinance (and the opinion of County Attorney Preston Williams) applicants of any zoning request that is denied cannot reapply for that same request for 12 months.

Administrator Roark also reports that the Planning Commission has received a request to construct a Verizon Wireless telecommunications tower on property located in the County; both the Planning Commission and the Board will advertise for and hold public hearings on this request for March.

Personnel Committee Chairman Supervisor Vaughn provides a report following a recent Committee meeting. The Committee recommends that the concept of the compensation plan provided by Robinson, Farmer, Cox Associates be adopted and the plan implemented July 1, 2019, giving the Personnel Committee authority to establish the pay grades and make revisions to the duties shown in the job description as deemed necessary. The Committee further recommends they be given the authority to review the pay grades and job descriptions every two years to determine if modifications need to be made. Chairman Bowen asked that performance evaluations to be included as part of the biennial review.

Supervisor Vaughn moves to accept the Personnel Committee recommendations with the inclusion of the employee evaluations. The motion carried as follows:

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

Appointment – Planning Commission: Supervisor Helen Simmons moves to appoint Chandra Lewis to the Nottoway County Planning Commission. The motion carried as follows:

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

Letter – STEPS – Sharon L. Harrup, MS, President & CEO: Requesting the signature of the County Administrator on the Certification of Local Government Approval for Nonprofit Organizations Receiving Virginia Homeless Solutions Program Funds from State Subrecipients; this is required for STEPS to receive FY20 funding from the Virginia Department of Housing and Community Development

Supervisor Helen Simmons moves to authorize Administrator Roark to sign the Certification of Local Government Approval for Nonprofit Organizations Receiving Virginia Homeless Solutions Program Funds from State Subrecipients for STEPS. The motion carried as follows:

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

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: not in attendance

4 – Christy Hudson, Commissioner of the Revenue – not in attendance

5 – Terry Royall, Commonwealth’s Attorney: Attorney Royall announces her recent appointment to Judgeship effective July 1, 2019 and informs that Assistant Commonwealth Attorney Leanne Watrous will be serving as interim until the November 2019 election. Assistant Commonwealth’s Attorney Watrous addressed the Board and expressed her expectation for upcoming changes to their Office due to pending Legislation and further expresses appreciation for the additional funding provided in their FY19 Budget for the case management system.

Chairman Bowen presents the CONSENT CALENDAR:

1 – Budget Adjustment – Sheriff - \$2,186.90

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$2,186.90</u>
	(VML Ins. Proceeds – Felder loss)	<u>\$2,186.90</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	<u>\$2,186.90</u>
		<u>\$2,186.90</u>

2 – Erroneous Assessment: Refund Hyundai Finance \$199.17 for an erroneous personal property assessment for tax year 2018

3 – Erroneous Assesment: Refund Glen Murphy \$167.98 for an erroneous personal property assessment (he was not given the Personal Property Tax Relief Act discount) for tax year 2018

4 – Budget Adjustment – Sheriff - \$2,138.71

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$2,138.71</u>
	(VML Ins. Proceeds – Felder Supplement)	<u>\$2,138.71</u>

EXPENDITURES:

4-100-31020-5408	Vehicle Supplies	<u>\$2,138.71</u>
		<u>\$2,138.71</u>

5 – Erroneous Assessment: Refund Betty E. Page \$24.48 for an erroneous personal property assessment for tax year 2018

6 – Budget Adjustment – Electoral Board - \$403.29

REVENUES:

3-100-18990-0050	Miscellaneous – Undefined	<u>\$403.29</u>
	(refund of conference registration fee)	<u>\$403.29</u>

EXPENDITURES:

4-100-13010-5504	Travel – Convention & Education	<u>\$403.29</u>
		<u>\$403.29</u>

Administrator Roark asks that two items be added to the CONSENT CALENDAR:

1 – Budget Adjustment – Landfill - \$183,700.00

REVENUES

3-214-16080-0001	Landfill Use	\$ 94,000.00
3-214-16080-0002	Landfill Use – Ft. Pickett	6,000.00
3-214-16080-0010	Communications Tax	65,000.00
3-214-16080-0003	Landfill Use – Piedmont	15,000.00
3-214-16080-0009	Landfill Use – VCBR	<u>3,700.00</u>
		<u>\$183,700.00</u>

EXPENDITURES:

4-214-42040-7012	Capital Outlay	<u>\$183,700.00</u>
		<u>\$183,700.00</u>

2 – Budget Adjustment – Treasurer - \$2,000.00

REVENUES:

3-100-18990-0400	DMV Stop Fee	<u>\$2,000.00</u>
		<u>\$2,000.00</u>

EXPENDITURES:

4-100-12130-5804	DMV Stop Fee	<u>\$2,000.00</u>
		<u>\$2,000.00</u>

Supervisor Vaughn moves to approve the CONSENT CALENDAR as presented, with the inclusion of the two additional Budget Adjustments. The motion carried as follows:

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

Administrator Roark presents the following information items:

1 – Letter – United States Department of Agriculture – Scott C. Barras, State Director, Wildlife Services – Virginia: Providing effective management methods for the Canada Goose population; applications from landowners can be submitted for a nest & egg depredation order

2 – Notice – Dominion Energy Virginia: Application of Virginia Electric and Power Company for approval of a rate adjustment clause, designated Rider E, for the recovery of costs incurred to comply with state and federal environmental regulations pursuant to § 56-585.1 A 5 e of the Code of Virginia; Case No. PUR-2018-00195, Notice of Virginia Electric and Power Company d/b/a Dominion Energy Virginia of intent to file applications or petitions pursuant to §56-585.1 A 6 of the Code of Virginia

3 – Letter – Virginia Auditor of Public Accounts – Martha S. Mavredes: Informing of delays with the required financial reporting from localities for the 2018 Comparative Report of Local Government Revenues and Expenditures

4 – Letter – American Evolution – Kristin Ritchey, Statewide Engagement Coordinator: Promotion of a partnership between the Virginia Department of Transportation and the Virginia Department of Historic Resources to designate the thirty-seven Historic Markers representing stories on the Virginia History Trails App with exclusive signage during the Commemorative Year

5 – Notice – Dominion Energy Virginia: Application of Virginia Electric and Power Company for approval to establish a rate schedule designated Rate Schedule MBR, pursuant to §56-234 A of the Code of Virginia Case No. PUR-2018-00192

6 – Letter – Wayne Carter, Mecklenburg County Administrator: Encouraging localities to deny requests for solar farms due to potential legislation in the General Assembly that will allow an 80% solar tax exemption for the life of the project; suggests this can cost localities millions of dollars.

7 – Letter – Virginia Department of Conservation and Recreation – Jennifer Wampler, Trails Coordinator: Seeking contribution of information towards the conception of the James River Heritage Trail and the “Envision the James” planning effort focused on improving the health of the river

8 – Minutes: minutes of the Nottoway County Public Library Board of Trustees Meeting held on February 11, 2019, minutes of the Nottoway County Public Library Board of Trustees meeting held on January 16, 2019, minutes of the South Central Workforce Development Board Chief Local Elected Officials meeting held on November 02, 2018, minutes of the South Central Workforce Development Board meeting held on October 18, 2018, minutes of the Nottoway County Planning Commission meeting held on December 18, 2018, minutes of the Nottoway County EFSP Local Board meeting held on July 25, 2018, minutes of the Nottoway County Planning Commission meeting held on October 16, 2018, minutes of the Piedmont Regional Jail Authority Board meeting held on December 19, 2018, minutes of the Nottoway County Planning Council meeting held on November 7, 2018

Administrator Roark presents the following correspondence:

Administrator Roark informs of recent water damage in the General District Court Judges' office and Treasurer's Office from a pump malfunctioning in the geothermal system; repairs are in the process as well as replacement of all pumps in the system. There was also standing water found on the floor of Agricultural Building, and no heat in the Health Department.

Administrator Roark recently met with General District Judge Joe Teefey and Chief General District Judge Lupold and they are requesting air quality testing be performed in the General District Court building as a result of the recent water damage. The Board approves the request; Supervisor Shekleton will be securing the services necessary to perform the testing.

1 - Building Inspector's Report: report period January 2019

2 - Animal Control Officer's (ACO) Report: report period January 2019, Results from unannounced visits to the Pound by Supervisor Shekleton

Administrator Roark announces the Board has a scheduled visit of the Emporia Animal Shelter on Monday, March 18, 2019.

3 - Erosion and Sedimentation Report: no report provided

Administrator Roark informs of a request from Burkeville Volunteer Fire Chief John Schutt to hold a work session with Nottoway Emergency Services.

4 – Fiscal Year 2019-2020 Budget request and procedures schedule; Departmental meetings are scheduled for Monday, March 11, 2019, the Budget Committee will meet each night from Tuesday, March 12, 2019 thru Thursday, March 14, 2019, a work session is scheduled for Wednesday, March 27, 2019 for the Committee to present its recommendations to the full Board and the FY20 Budget is scheduled to be presented at its regular meeting on April 18, 2019; scheduled to be adopted on April 25, 2019

5 - Dog Confinement: Administrator Roark asks the Board to set the annual dog confinement; the past years' confinement has been during the months of April and May. Supervisor Shekleton moves to set the 2019 dog confinement period as April and May. The motion carried as follows:

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

6 – Letter(s) – Virginia Association of Counties – Timothy A. Reeves, Sr., 2018-2019 President: Supervisor Helen Simmons has been appointed to the 2019 Health and Human Resources Steering Committee, Supervisor Vaughn has been appointed to the 2019 Finance Steering Committee, Supervisor Shekleton has been appointed to the 2019 Environment and Agriculture Steering Committee, Chairman Bowen has been appointed to the 2019 Economic Development and Planning Steering Committee, the 2019 Resolutions Operations Committee, and the 2019 Conference Planning Operations Committee

7 - Administrator Roark provides receipt of the FY18 Four-For-Life Funding totaling \$12,794.08. Vice Chairman Gary Simmons moves to appropriate the Four-For-Life Funding and distribute it, as done in the past; 80% to the Nottoway County Emergency Squad and 20% to the Burkeville Volunteer Rescue Squad. The motion carried as follows:

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

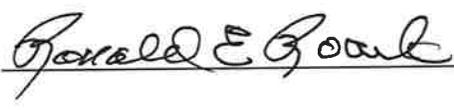
8 – Administrator Roark informs of a International garbage truck that is no longer operable at the Nottoway County Landfill and would like authorization to advertise for bids for disposal and if none received authorization to have it taken to ABC Recycling

Supervisor Vaughn moves to declare the garbage truck as surplus and authorize the disposal of it either by a bid for disposal or arranged transportation to ABC Recycling. The motion carried as follows:

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

Citizen Sonny Abbott asks for the Board to announce when it will meet with the Nottoway County School Board concerning their FY20 budgetS,. Administrator Roark states that he has not yet received the School’s budget request.

There being no further business to come before the Board, Chairman Bowen adjourned the meeting at 8:09 p.m.

 Chairman  Clerk