

LUNENBURG COUNTY BOARD OF SUPERVISORS
GENERAL DISTRICT COURTROOM
LUNENBURG COURTS BUILDING
LUNENBURG, VIRGINIA

Minutes of January 8, 2015 Meeting

The annual reorganizational meeting of the Lunenburg County Board of Supervisors was held on Thursday, January 8, 2015 at 6:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors T. Wayne Hoover, Alvester Edmonds, Charles R. Slayton, Frank Bacon, Robert Zava, Edward Pennington, David Wingold, County Administrator Tracy M. Gee, Assistant to the Administrator Nicole Clark, and County Attorney Frank Rennie.

County Administrator Gee called the meeting to order.

Administrator Gee asked for nominations for the position of Chairman.

Supervisor Wingold nominated Charles R. Slayton; Supervisor Edmonds seconded the motion. Supervisor Bacon moved that nominations be closed with Supervisor Pennington making the second. Supervisor Slayton declined the nomination for chairman due to other obligations.

Supervisor Slayton nominated David Wingold; Supervisor Edmonds seconded the motion. Supervisor Bacon moved that nominations be closed with Supervisor Edmonds making the second. On a roll call vote, Supervisor Wingold was unanimously elected to the position of Chairman.

Chairman Wingold asked for nominations for the position of Vice-Chairman.

Supervisor Bacon nominated Charles R. Slayton for Vice-Chairman; Supervisor Edmonds seconded the motion. Supervisor Hoover moved that nominations be closed with Supervisor Edmonds making the second. On a roll call vote, Supervisor Slayton was unanimously elected to the position of Vice-Chairman.

Supervisor Bacon made motion, seconded by Supervisor Pennington and unanimously approved to adopt the 2015 Invocation and Meeting Schedule and 2015 Holiday Calendar.

Chairman Wingold presented Supervisor Pennington with an engraved gavel set and thanked him for serving as Chairman for the past two years.

Chairman Wingold called the regular meeting of the Board of Supervisors to order.

Supervisor Hoover led the Pledge of Allegiance and gave the invocation.

Chairman Wingold requested additions to the agenda from the Board and the public.

Supervisor Zava made motion, seconded by Supervisor Bacon and unanimously approved, to accept the Consent Agenda to include the minutes of the December 11, 2014 meeting, the Treasurer's November 2014 reports and the following Warrants for Approval:

December 2014:	Payroll:	Direct Deposit	\$ 113,172.18
	Payroll Taxes Federal:		\$ 37,917.47
	Payroll Taxes State:		\$ 6,691.69
	Payroll VRS payment:		\$ 30,936.37
	Payroll ICMA-RC payment:		\$ 251.24
	Accounts Payable: #50085-50268		<u>\$ 295,747.57</u>
	Total:		\$ 484,716.52

Supervisor Bacon made motion, seconded by Supervisor Hoover and unanimously approved, to enter into public hearing concerning the Airport Aviation Easement property.

As advertised the purpose of the public hearing is to receive public comment on the necessity to purchase an aviation easement at the Lunenburg County Airport and the authorization to utilize eminent domain to acquire the easements.

Administrator Gee read the below proposed resolution for adoption.

WHEREAS, the Lunenburg County Airport is owned by Lunenburg County; and

WHEREAS, the Lunenburg County Airport and its operations are important to the public welfare of the citizens of Lunenburg County; and

WHEREAS, the Lunenburg County Airport requires an expansion of the Airport runway easement in order that aircraft can operate safely at the airport; and

WHEREAS, Lunenburg County has a duty to maintain and operate the airport for the public use and benefit of the citizens and businesses of Lunenburg County; and

WHEREAS, the County has determined the property necessary for the aviation easements and has notified the owners of the property affect thereby; and

WHEREAS, the County has offered to purchase the easements, but no agreement has been reached with the landowners regarding the purchase of the easements;

NOW, THEREFORE, BE IT RESOLVED, that the Lunenburg County Board of Supervisors states and resolves that the operation of the Lunenburg County Airport is a public necessity and that the maintenance of easements in and around the airport is necessary in order to properly operate the airport. Further, the Lunenburg County Board of Supervisors does hereby declare a public use for the easements necessary to operate the airport safely. Therefore, the Lunenburg County Board of Supervisors does hereby authorize the exercise of eminent domain to obtain the easements necessary to maintain the aviation approaches to the airport for aircraft to safely operate at the airport. Specifically, the Board of Supervisors authorizes the County Attorney to file the necessary court documents to obtain the aviation easements by use of the County's power of eminent domain as shown on the attached survey (Exhibit A) in the amounts shown on Exhibit B.

Supervisor Hoover thanked Mr. Berkley for offering the utilization of school personnel to erect and move both sets of score boards. He added that this has saved the volunteers a lot of man hours. He appreciates Mr. Berkley's assistance.

Administrator Gee advised that a resolution for the undefeated Central High School JV football team would be presented at next week's Board meeting.

Administrator Gee reminded the Board that Mr. Manuel Tombs, the Regional Biosolids Monitor, is planning to retire in March. A decision is needed from the Board on how they would like the program to proceed after Mr. Tombs' retirement. Administrator Gee added that all biosolids will be classified as Class A in the near future. The plant that supplies the local biosolids has begun a de-watering process, which results in the biosolids being classified as Class A. Class A means there will be fewer restrictions on how and where the biosolids can be applied. DEQ reimburses localities for monitoring based on tonnage of spread biosolids. Due to the decrease in weight from the loss of water content, the revenue received will fall by at least 50%. With that said, there will still be a period of time in which Class B biosolids will still be used with the most recently permitted acreage.

County Attorney Rennie followed up on a previous inquiry from Supervisor Zava regarding charging a fee to those residents using biosolids that would assist in the expense of a monitor. County Attorney Rennie stated that the State of Virginia does not allow localities to charge biosolid users a fee. He suggested that if other counties are interested in charging a fee, all counties should collectively approach DEQ and suggest a change.

Supervisor Zava questioned why the localities should have to pay for a service that is not mandatory nor is every constituent in the county using the service. He asked how long the Class B biosolids would continue to be in use.

Administrator Gee replied that the permit is still in place and reimbursements will continue until the permit expires. She is concerned the cost for monitoring will outweigh the reimbursements, but believes a regional monitor will be less expensive than a local monitor for each county. She has a scheduled regional County Administrators meeting on Friday, January 23rd. She will discuss this issue with other County Administrators and report back to the Board.

Administrator Gee reported that the county has three arm chairs to be declared surplus property and disposed of due to their state of disrepair. The chairs were in the probation office at the courthouse and have been replaced by donated furniture from the probation office in Farmville.

Supervisor Bacon made motion, seconded by Supervisor Pennington and unanimously approved, to declare the three arm chairs surplus.

Mrs. Beverley Hawthorne, Landfill Liaison, provided her monthly report. She shared a list of payments made by CFS to the county over the past six months. Mrs. Hawthorne stated that the remaining balance of the host fee is due in January. She advised that the Landfill Committee met on Tuesday, January 6th, with Tim Webb and Sandy Cothran both with CFS. She added that a lot of topics were covered in the meeting. Mr. Webb updated the group on the new design plan for the landfill and noted it should be completed in 2016. DEQ is guiding them on a time line and requirements for the new design. Mrs. Hawthorne commented that no funds have been received by the county for recycling. She

added that the host agreement states that the proceeds from recycling should be shared between the county and CFS 50/50. Mr. Webb explained that no profits have occurred from recycling efforts in the county as of yet, however, recycling amounts are increasing. He noted that some animal carcasses have been placed in recycling containers. The items in those containers were not able to be recycled.

Mrs. Hawthorne reported that there was oil spilled at the Owl Creek site recently. The work crew was able to clean up the oil; however, the oil stained the gravel and the concrete pad. Mrs. Hawthorne stated that someone had driven donuts in the gravel also at the Owl Creek site. She noted that new gravel will need to be smoothed out to fix the tire tracks and will likely be an added expense to the county. Mrs. Hawthorne advised that the trash collection workers continued to run the sites during normal hours over the holidays. She commented that the office building made by the shop class at the high school was delivered to the Owl Creek site. It has electricity, heat, a desk and a chair for employees to utilize. The second building should be ready in the coming weeks and will be placed at the Oral Oaks site. The third building should be ready for the Nutbush site by March.

Supervisor Hoover asked if the person who left donut marks in the gravel at the Owl Creek site would be prosecuted.

Mrs. Hawthorne replied yes, the county is attempting to prosecute them.

Supervisor Hoover suggested that the county research placing security cameras at each site that has electricity.

Supervisor Edmonds, a member of the Landfill Committee, commented that cameras were placed at the Switchback site in the past. The recordings didn't provide a good picture of a person's face and therefore didn't provide much assistance.

Supervisor Zava, also a member of the Landfill Committee, agreed, stating the faces weren't recognizable on the recordings. He believes manning the sites during operating hours will help eliminate most of the illegal acts.

Chairman Wingold suggested that the cameras may help deter the unwanted behavior.

Supervisor Hoover commented that better technology is available. He added that a camera can be purchased for around \$100 and a DVR for around \$500. He noted that a picture of the license plate number would be helpful. Supervisor Hoover offered to assist in researching cameras for the county.

Mr. Lamont Brand of Bethel Church Road, commented that he is impressed with the Nutbush site. He noted that it was very secure and complemented the men that are manning the site. He stated that they are in need of an office building as well.

Mr. Raymond Holliday of Victoria asked if the potential cameras would run continuously or be motion activated.

Supervisor Hoover stated that he would like to have cameras that run continuously and hold up to two months of recordings.

Administrator Gee said that she received a letter from Mr. Charles Rickers complimenting County Solid Waste Collection employee, John Wayne Edmonds.

Supervisor Zava commented that trucks carrying the remains of a large building from Longwood University were traveling to the Lunenburg Landfill. He noted that the tonnage maxed out at 1,000 tons and the traffic had not prompted any complaints. He stated that the county would be responsible for collecting and the cost of disposal of some items such as tires and electronics. He added that the county will need to start collecting fees to dispose of these items and haul them to the landfill. Supervisor Zava stated that the electronics included old TV and computer monitors that contain hazardous materials.

Supervisor Zava advised that the county has lowered the number of dumpster sites in the county to 15 sites. Less sites means the county employees are better able to monitor, clean, and maintain the sites.

Mrs. Hawthorne informed the Board that Mike Snow is planning to begin work on the new site at the Courthouse Complex the following week, weather permitting. They plan to have the site completed by the end of February if the weather allows for it.

Mrs. Beverley Hawthorne, Community Development Director provided her monthly report. She invited the Board members to attend the upcoming Buy Fresh Buy Local annual meeting on January 29th. She explained that the Commonwealth Regional Council will potentially be seeking a new fiscal agent. She will update the Board as she learns more. Mrs. Hawthorne has been working with the Town of Kenbridge to get water and sewage hookups for the company Coast to Coast. She advised that the Tobacco Commission is meeting next week and she is planning to attend. ABC recycling will be applying for an enterprise zone grant in the coming weeks. She noted that STEPS, Inc. is still working with the state for the contract as the Community Action Provider for the area. The state will determine which programs they can administer. She will provide an update as it is available. Mrs. Hawthorne stated that there was a fire in the bailer of the STEPS, Inc. document destruction building. No damage occurred to the building.

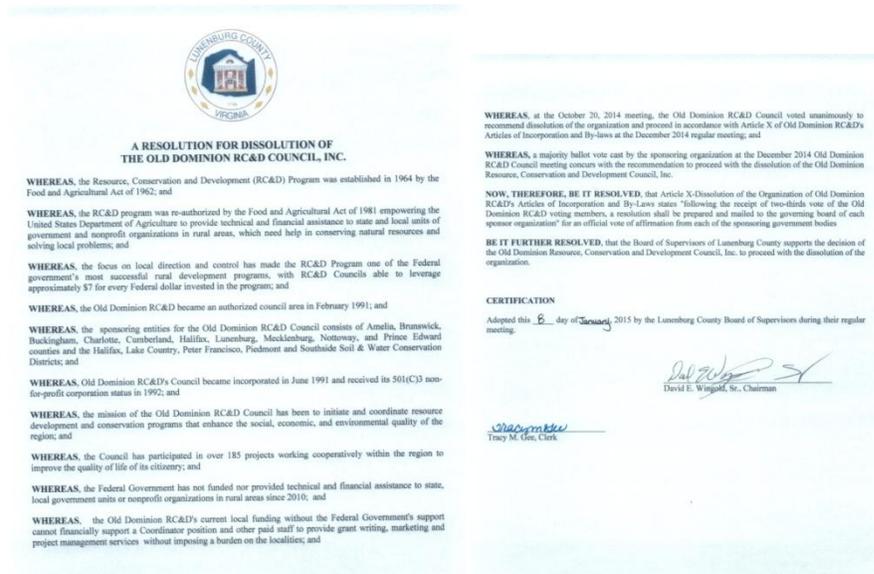
Administrator Gee shared the third quarter invoice from Piedmont Regional Jail. She explained that the per diem rate was a little higher than last quarter. This payment includes aid to localities of over \$100,000, the final payment for the central control panel, and cost for the booking area study of \$69,000.

Supervisor Zava stated that the rate has continued to increase since the county looked into other options. He would like to see some consistency from period to period.

Administrator Gee stated that would ask the fiscal agent, Vivian Giles, how the per diem rate is calculated and share the information with the Board. She continued that approval for payment was not needed as the county is still within the budgeted amount.

Administrator Gee shared a resolution for dissolution of the Old Dominion RC&C. The resolution explained that the Federal Government has not funded nor provided technical and financial assistance to state, local government units or nonprofit organization in rural areas since 2010. Old Dominion RC&D's current local funding without this federal support does not financially support a coordinator position or other paid staff to provide the needed services. Therefore, the Council voted to recommend dissolution and asked for support from the member localities.

Supervisor Bacon made motion, seconded by Supervisor Hoover and unanimously approved, to adopt the resolution of dissolution.



Administrator Gee provided her monthly report. She stated that Karen Scales will be attending a Board meeting soon to provide an update on the progress of the Lunenburg Library System. She explained that it was Constitutional Officer's week. She is planning to recognize each Constitutional Officer in the county. Administrator Gee informed the Board that Animal Control Officer, Ray Elliott, completed and submitted the annual animal report for the animals cared for in the shelter with some assistance from Nicole Clark. She commented that the finance committee would need to schedule a meeting with auditor, Paul Lee before the February meeting. Administrator Gee reported that she is researching options for the sewer system at the complex to make it more efficient and will advertise for bids to evaluate and design a conventional system, if possible.

Administrator Gee notified the Board that VACo County Government Day will be held on February 5, 2015. Any board member that would like to attend should inform her as soon as possible.

County Attorney Rennie stated that obtaining easements with surrounding property owners at the airport should be resolved by the end of February. He added that about ten trees need to be removed in order to comply with the Department of Aviation. He suggested that the Board grant permission to Administrator Gee to move forward with obtaining RFP's for tree removal.

Supervisor Bacon questioned if a vote was necessary since the removal of trees would not cost more than \$10,000.

Administrator Gee stated that she would like approval as the tree roots may also need to be removed and that would increase the cost of the job.

Supervisor Bacon made motion, seconded by Supervisor Edmonds and unanimously approved, to allow Administrator Gee to obtain RFP's for tree removal.

Supervisor Bacon made motion, seconded by Supervisor Pennington and unanimously approved, to enter Closed Session citing Virginia Code Section §2.2-3711A1 Personnel and §2.2-3711A7 Legal Consult.

CERTIFICATION OF CLOSED SESSION MEETING

WHEREAS, the Board of Supervisors of Lunenburg County, Virginia (“Board”) convened a Closed Session Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section §2.2-3712 of the Code of Virginia, 1950, as amended, requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board 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 Closed Meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board.

VOTING YES	VOTING NO	ABSENT
Supervisor Hoover		
Supervisor Edmonds		
Supervisor Pennington		
Supervisor Bacon		
Supervisor Slayton		
Supervisor Zava		
Supervisor Wingold		

Supervisor Bacon made motion, seconded by Supervisor Edmonds and unanimously approved, to return to Open Session.

Supervisor Zava made motion, seconded by Supervisor Bacon and unanimously approved, to adjourn.

Tracy M. Gee, Clerk
County Administrator

David E. Wingold Sr., Chairman
Board of Supervisors