

February 13, 2018

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 13<sup>th</sup> day of February, 2018; at 7:00 p.m., there were present:

Pattie Cooper-Jones

J. David Emert

Robert M. Jones

Odessa H. Pride

C. Robert Timmons, Jr.

Jerry R. Townsend

Jim R. Wilck

Absent: Howard F. Simpson

Also present: Wade Bartlett, County Administrator; Sarah Elam Puckett, Assistant County Administrator; and James Ennis, County Attorney.

Chairman Cooper-Jones called the February meeting to order.

Supervisor Wilck made a motion, seconded by Supervisor Timmons, to convene in Closed Session for the protection of the privacy of individuals in personal matters not related to public business, pursuant to the exemption provided for in Section 2.2-3711(A)(4) of the *Code of Virginia*; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		
Absent:	Howard F. Simpson		

Supervisor Wilck made a motion, seconded by Supervisor Emert, to reconvene in open session; the motion carried:

Aye: Pattie Cooper-Jones  
J. David Emert  
Robert M. Jones  
Odessa H. Pride  
C. Robert Timmons, Jr.  
Jerry R. Townsend  
Jim R. Wilck  
Absent: Howard F. Simpson  
Nay: None

Chairman Cooper-Jones said that she was sad to announce that Supervisor Simpson had just passed away, and that the reason for the Closed Session was to obtain permission from his wife to make the announcement. She asked for a moment of silence.

Supervisor Townsend led the invocation and the Pledge of Allegiance.

In Re: Conflict of Interest Disclosure

(None)

In Re: Public Participation

**Michael Manzella**, Leigh District, expressed his sadness at the passing of Supervisor Simpson. He and his wife, Nadine, thanked Supervisor Townsend and the County for all the work done concerning the barking dog issue. He said they understand it could not be enforced with two officers, and that their option is to pursue a civil complaint. He said seven neighbors also have an issue with the noise. He said it is proven that lack of sleep causes poor work and school performance and impaired judgement. He said the Board of Supervisors' motto is to provide a good "quality of life" to its citizens. Mr. Manzella said he has an audio recording of the barking along with documents with dates and times to present to the Board. He said he hoped the barking dogs issue does not cause them to move out of the county.

Mr. Manzella then notified the Board that the neighbors have been dumping horse and dog manure on the fence the Manzellas put up to buffer the noise from the dogs.

**Vicky Page**, Leigh District, expressed her condolences to the Board and family of Supervisor Simpson. She then said she has concerns regarding the recently completed audit of the Piedmont Regional Jail Authority. Ms. Page then announced the Farmville Branch of the Central Virginia Regional Library held a doll tea party for children, which was a huge success. She said there were many children in attendance to

enjoy the crafts, games and the tea room. She said she is proud of the library and how this event created a spirit of community.

In Re: Board of Supervisors Comments

Supervisor Emert thanked everyone for their attendance at the meeting.

Supervisor Pride welcomed everyone in attendance and thanked Dr. Clark and her class for attending the meeting. She added that her granddaughter attended the tea at the library and thoroughly enjoyed it.

Supervisor Townsend thanked everyone for attending the meeting.

Chairman Cooper-Jones thanked everyone for attending the meeting.

In Re: Consent Agenda

On motion of Supervisor Timmons, seconded by Supervisor Townsend, and carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

the Board accepted the Treasurer's Report for December 2017; the minutes of the meeting held January 9, 2018; Accounts and Claims and Board Mileage Sheets; Salaries; an Event Permit from Chet and Janie Atkins for Terrier Trials; and appropriations as follows:

FY17 Budget Amendments						
Rev / Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	23000	0080	Technology Trust Fund		\$ 4,000
4 (Exp)	100	21600	5880	Technology Trust Fund	\$ 4,000	

**Prince Edward Treasurer's Report - December 2018**

Name of Bank	Bank Balance	Available Balance
Benchmark Pooled Fund Account	16,038,484.62	16,038,484.62
Wells Fargo Social Services	179,505.91	179,505.91
Benchmark School Fund	224,881.57	224,881.57
Benchmark Food Service	175,156.71	175,156.71
<b>TOTAL</b>		<b>17,587,296.17</b>

**Certificates of Deposit**

Benchmark	593,197.16
Citizens Bank Recreation	16,518.43
Farmers Bank	210,096.18
<b>TOTAL</b>	<u>819,811.77</u>
 <b>GRAND TOTAL</b>	 <u><u>18,407,107.94</u></u>

**MOTOR VEHICLE LICENSE TAXES**

Town of Farmville	Motor vehicle tax	57,275.44
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**BOARD OF SUPERVISORS**

Pattie Cooper-Jones	Mileage	171.20	
	Meal	18.54	189.74
Odessa H. Pride	Mileage		298.53
Howard F. Simpson	Mileage	176.01	
	Meals	51.32	227.33
C. Robert Timmons, Jr.	Mileage		317.66
Jerry R. Townsend	Mileage		288.90
Business Card	Meals	40.90	
Verizon Wireless	Government Day registration	2,225.00	2,265.90
	iPad monthly service		465.54

**COUNTY ADMINISTRATOR**

Business Card	Postage	4.20	
	Government Day registration	335.00	339.20
US Cellular	Phone		138.48
Diamond Springs Water, Inc.	Equipment rental		8.95
Farmville Printing	Business cards		112.00
Key Office Supply	Copy paper	231.60	
	Calendars / HP drum	148.59	380.19
Matthew Bender & Company, Inc.	VA Adv Crt Rules		109.43

**INDEPENDENT AUDITOR**

Stanley Hunt Dupree & Rhine	OPEB Report	981.00
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**COMMISSIONER OF REVENUE**

Farmville Newsmedia	Advertising	224.66
Beverly M. Booth	Postage	6.10
Watkins Litho, LLC	Postage	245.00
J D Power	Used car subscription	125.00

**TREASURER**

Farmville Newsmedia	Advertising	310.68
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BMS Direct	Delinquent Property postage	2,538.00	
	Delinquent Real Estate postage	634.50	
	Window envelopes	228.33	3,400.83
Benchmark Community Bank	Payflow / PayPal		27.50
Treasurer of Virginia	Online service		81.59
Key Office Supply	Ink cartridge	42.99	
	Laser cartridge	83.59	
	Credit card rolls	3.60	130.18
STEPS, Inc.	Shredding service		35.00

INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Monthly contract	3,900.00	
	Travel expense	950.00	4,850.00
ComputerPlus Sales/Service	Printer service contract		79.00

REGISTRAR

VRAV	Membership dues		200.00
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CIRCUIT COURT

Matthew Bender & Company, Inc.	Law of Evidence supp		340.31
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GENERAL DISTRICT COURT

STEPS, Inc.	Shredding service		35.00
US Cellular	Phone		24.21
Key Office Supply	Year stickers	3.19	
	Copy paper	39.26	42.45

CLERK OF THE CIRCUIT COURT

Treasurer of Virginia	Records management system		4,000.00
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COMMONWEALTH'S ATTORNEY

STEPS, Inc.	Shredding service		35.00
Key Office Supply	Binders	13.45	
	Copy paper	379.90	
	File folders / post it	30.66	
	Toner / folders / calendar	177.58	601.59

VICTIM WITNESS ASSISTANCE PROGRAM

Key Office Supply	Ink cartridges		157.78
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SHERIFF

Medtox Laboratories, Inc.	Drug testing		50.00
Burkeville Body Shop	Auto repairs		3,411.55
Express Care	Oil changes		476.81
Haley Auto Mall	Lamp assembly		65.63
Kenbridge Tire	Calibration		25.00
Business Card	Postage	84.13	
	Meals & lodging	490.72	
	Cups / plates / utensils	96.38	
	Vehicle registration	5.00	

	Shadow box	35.00	
	Police supplies	43.44	754.67
Key Office Supply	Cardstock paper	14.99	
	Legal & note pads	22.29	
	Copy paper	149.75	
	Date stamp	29.99	
	Toner	790.93	
	Ink cartridges	104.97	
	Flash drives	111.86	
	USB hub	7.99	
	Labels	41.58	
	Notepads	24.39	1,298.74
Walmart Community / SYNCB	Coffee / creamer	23.36	
	Christmas cards	19.76	
	Candy / lunch bags	4.94	48.06
Southside Electric Cooperative	Electric service		14.72
John Johnson	Gas		15.00
Fisher Auto Parts, Inc.	Key fob battery		2.06
Fire & Safety Equipment Company	Extinguisher inspections		127.25
Kustom Signals, Inc.	Radar remote assembly		97.00
American Uniform Sales	Shirts		112.16
Galls, LLC	Hat		95.00
Janneer Jefferson	Sew on patches		28.00

FARMVILLE VOLUNTEER FIRE DEPARTMENT

Air-Care, Inc.	Strut mounts		411.45
Key Office Supply	Calendars / ink		163.26
Municipal Emergency Services	Pants		216.55
NAFECO, Inc.	Pants		45.82
Taylor-Forbes Equipment Company	Stihl parts	57.46	
	Motomix	31.80	89.26
Town of Farmville	Truck payment		35,000.00
Witmer Public Safety Group	Coat	470.00	
	Name tapes	50.00	520.00

RICE VOLUNTEER FIRE DEPARTMENT

C W Williams	Overheat protect vlv		666.90
Hill & Davis, CPA, PC	Accounting work		500.00
CenturyLink	Phone		200.87
Municipal Emergency Service	Thermal imaging camera battery		187.50
Dominion Energy Virginia	Electric service		9.04
Watkins Insurance Agency	Auto & Package insurance	7,150.00	
	Accident insurance	2,771.00	9,921.00
Witmer Public Safety Group	Shirts & pants		165.32

PROSPECT VOLUNTEER FIRE DEPARTMENT

C W Williams	Foam		396.60
Davis GMC Truck, Inc.	Truck service / inspection		161.15
Foster Fuels, Inc.	Fuel		553.97
Pamplin Exxon	Diesel		35.34

Prince Edward County Public Schools	Diesel		302.09
Prince Edward County Treasurer	Gas		161.04
Watkins Insurance Agency	Auto & Package insurance	8,589.00	
	Accident insurance	2,771.00	11,360.00

DARLINGTON VOLUNTEER FIRE DEPARTMENT

Cyrus Pest Control Company	Exterminating service		90.00
Darlington Heights Fire Dept.	Internet		195.80
East End Motor Company, Inc.	Inspection		51.00
Fisher Auto Parts, Inc.	Back-up lamp		15.31
Southside Electric Cooperative	Electric service		287.02
Watkins Insurance Agency	Auto & package insurance	7,017.00	
	Accident insurance	2,771.00	9,788.00

HAMPDEN-SYDNEY VOLUNTEER FIRE DEPARTMENT

Watkins Insurance Agency	Auto & package insurance	8,049.00	
	Accident insurance	3,424.00	11,473.00

PAMPLIN VOLUNTEER FIRE DEPARTMENT

4Guys Fire Trucks	Kenworth truck		135,394.00
Watkins Insurance Agency	Auto & package insurance		11,908.00

MEHERRIN VOLUNTEER FIRE DEPARTMENT

Parker Oil Company, Inc.	Propane	770.21	
	Diesel	687.82	1,458.03
Verizon Wireless	Phones		268.16
Dominion Energy Virginia	Electric service		414.60
Watkins Insurance Agency	Auto & package insurance	13,515.00	
	Accident insurance	4,269.00	17,784.00

EMERGENCY SERVICES

Korman Signs	Mile posts		1,747.25
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REGIONAL JAIL & DETENTION

Piedmont Regional Jail	Inmate days - 3rd quarter		223,739.17
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BUILDING OFFICIAL

US Cellular	Phone		24.21
Coy Leatherwood	Meal	8.58	
	Meeting registration	15.00	23.58
Treasurer of Virginia	2% levy on permits		249.37

ANIMAL CONTROL

Rod & Staff, LLC	Kennel doors		233.50
Southern States	Fencing pliers	17.98	
	Feed bags	75.00	92.98
Dominion Energy Virginia	Electric service		713.37
CenturyLink	Phone		120.47
US Cellular	Phone		110.68
VACORP	Workers compensation		255.50

	<u>MEDICAL EXAMINER</u>	
Treasurer of Virginia	Coroner	60.00
	<u>REFUSE DISPOSAL</u>	
US Cellular	Phone	24.21
Prince Edward County Public Schools	Diesel	1,153.04
	<u>GENERAL PROPERTIES</u>	
Doli / Boiler Safety	Boiler inspections	60.00
Dodson Brothers Exterminating	Pest control	237.00
ThyssenKrupp Elevator	Service contract - Jan / Mar	2,881.36
Davis GMC Truck, Inc.	Checked brakes	74.00
Southside Electric Cooperative	SRR lights	30.04
Dominion Energy Virginia	SCOPE building	289.80
	Courthouse	9,813.04
	Sheriff Dept. shed	6.59
	Worsham Clerk office	244.44
	Lights at Rice	111.74
	Ag building	2,629.09
	Shop	39.69
		13,134.39
Town of Farmville	Water & sewer	145.17
AT&T	Phone	44.19
CenturyLink	Phone	144.78
US Cellular	Phone	117.90
Foremost Insurance Company	Flood ins-visitor center	7,046.00
O. O. Stiff, Inc.	Monthly service	100.00
Diamond Paper Company	Janitorial supplies	513.87
Handi-Clean Products, Inc.	Floor sealer / stripper	352.69
Lowe's	Floor cleaner	14.20
	Lopper / pruner / gloves	70.25
	Toilet pliers	144.39
	Tools	65.49
		294.33
Diamond Springs Water, Inc.	Equipment rental	8.95
Farmville Wholesale Electric	Light bulbs	46.00
	Light bulbs / driver set	385.38
		431.38
Fisher Auto Parts, Inc.	Hand soap	14.71
	Funnel	2.39
	Jack oil / tool	19.52
	Oil & filter	39.63
	Coolant tester	3.99
		80.24
Cintas Corporation #524	Uniform rental	180.51
Sherwin Williams Company	Tape	6.29
	Paint	132.54
Prince Edward County Public Schools	Diesel	550.52
East End Motor Company, Inc.	Inspection	16.00
NAPA of Farmville	DEF	7.99
	<u>CANNERY</u>	
Virginia Food Works	Contract payment	2,916.67



Business Card	Seals	26.04
Farmville Wholesale Electric	Wire	39.22
Southside Electric Cooperative	Electric service	309.35
CenturyLink	Phone	250.85

CHAPTER X BOARD

Crossroad Services Board	3rd Quarter support	15,000.00
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COMPREHENSIVE SERVICES ACT

Bear Creek Academy	Professional service	2,035.00
Blue Ridge Autism & Achievement Center	Professional service	3,900.00
Braley & Thompson	Professional service	23,784.76
Center for Pediatric Therapies	Professional service	640.00
Centra Health	Professional service	20,446.00
Family & Community Support	Professional service	1,567.50
Grafton School, Inc.	Professional service	13,970.00
James River Therapy Services	Professional service	385.00
Ashley Long	Foster care	2,302.05
STEPS, Inc.	Professional service	967.50
Virginia Keys School	Professional service	6,800.00
Voices Speech Therapy	Professional service	708.35

PLANNING

Donald B. Gilliam	Commission meeting	100.00	
	Mileage	21.80	121.80
Preston Hunt	Commission meeting	100.00	
	Mileage	21.80	121.80
Robert M. Jones	Commission meeting	100.00	
	Mileage	5.45	105.45
Clifford Jack Leatherwood	Commission meeting		100.00
Robert Christopher Mason	Commission meeting	100.00	
	Mileage	9.81	109.81
John W. Peery, Jr.	Commission meeting	100.00	
	Mileage	1.63	101.63
John C. Prengaman	Commission meeting	100.00	
	Mileage	5.45	105.45
Teresa Sandlin	Commission meeting	100.00	
	Mileage	6.54	106.54
Brett Von Cannon Watson	Commission meeting		100.00
Farmville Newsmedia	Advertising		245.00
Business Card	Postage		61.00
US Cellular	Phone		50.46

TOURISM

Town of Farmville	Thoya partnership	2,000.00	
	Water & sewer	214.30	2,214.30
Dominion Energy Virginia	Electric service		226.32
Ellington Energy Service	Heating fuel		477.00
Business Card	UPS		19.83
CenturyLink	Phone		349.07

Magi Van Eps	VA Retreat luncheon	14.24
Key Office Supply	Desk calendar	2.99

COOPERATIVE EXTENSION OFFICE

Treasurer Virginia Tech	2nd Quarter support	16,825.11
CenturyLink	Phone	109.38

GENERAL EXPENSE

Lumos Networks	Phone	2,836.70
James River Solutions	Gas	10,051.76

CAPITAL PROJECTS

Business Data of Virginia, Inc.	Router	109.74	
	Switches for cameras	425.12	
	Adobe	449.00	983.86
Hurt & Proffitt, Inc.	Ind Park road design		1,030.00
Crabtree Rohrbough & Associates	CH Additions / renovation		6,117.30

WATER FUND

Town of Farmville	Water	33.88
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SEWER FUND

Dominion Energy Virginia	Sewer pump	40.04
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COLLECTIONS

Lowe's	Drywall / panel	18.47		
	Bolts	12.80		
	Bolts / washers	17.36	48.63	
Business Card	Compactor motor / hub	2,163.30		
	Rebuild compactor motor	1,200.00	3,363.30	
Cavalier Equipment Corporation	Tarp rollers		1,094.16	
Farmville Wholesale Electric	Wire / tape / connectors		82.62	
Fisher Auto Parts, Inc.	Battery / fuel pump	260.98		
	Hydraulic oil	41.98	302.96	
James P. Childress, Jr.	Truck maintenance		656.00	
	Compactor plate	75.00		
Rod & Staff, LLC	Repair trailer jack	52.00	127.00	
	Tie-downs / straps		24.95	
Southern States	Trash collection		431.83	
Republic Services #974	Tire recycling		1,363.20	
Emanuel Tire of Virginia	Recycling fee		2,923.24	
STEPS, Inc.	DH site	141.00		
	Virso site	155.47	296.47	
Southside Electric Cooperative	Rice site	83.05		
	Cell C pump station	15.29		
	Leachate pump	222.41		
	Worsham site	153.44		
	Prospect site	105.42		
	Scalehouse	144.22		
	Landfill site	95.46	819.29	
	Dominion Energy Virginia			

CenturyLink	Phone		260.26
Verizon	Phone		140.76
O. O. Stiff, Inc.	Monthly service		702.50
Prince Edward County Public Schools	Diesel		1,974.80
NAPA of Farmville	Def	31.96	
	Antifreeze / deicer	125.42	157.38

LANDFILL OPERATIONS

Rod & Staff, LLC	Tires	1,633.00	
	Diagnose brake lights	198.00	1,828.00
CenturyLink	Phone		51.73
Business Card	Pressure washer		4,549.99
Wright's Excavating, LLC	Landfill equipment		166,700.00
T&J Farm Equipment Sales, Inc.	New Holland tractor		32,000.00

RETIREMENT BENEFIT FUND

Vicki K. Johns	Retiree benefit		1,132.00
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PIEDMONT COURT SERVICES

Alere Toxicology Services, Inc.	Drug testing		102.40
Southside Messenger	Advertising		64.00
Dominion Energy Virginia	Electric service		294.23
Mail Finance	Postage meter lease		190.68
CenturyLink	Phone		66.38
Lumos Networks	Phone		313.73
Connie Stimpson	Mileage		13.04
Renee T. Maxey	Mileage		201.18
Megan Neal	Mileage		38.15
Paige Roberts	Mileage	70.19	
	Newspapers	1.05	71.24
Rachel Stahlman	Mileage	16.89	
	Newspaper	0.75	17.64

PCS SUPERVISION FEES EXPENDITURES

SRP Corporation, LLC	Rent		2,500.00
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In Re: Courthouse Renovation Project Update

Mr. Josh Bower, AIA, Crabtree, Rohrbaugh & Associates Architects, presented a project update to the Board of Supervisors.

Mr. Bower discussed the plans to renovate and fit-out the STEPS building; he said Social Services currently occupies 8,000 square feet in the Courthouse and their space in the STEPS building will increase to 11,250 square feet. He reviewed plans delineating the office space for both Social Services and the STEPS program and offices.

Supervisor Timmons said the design meets the design requests of the STEPS Board, and Roma Morris, Director of Social Services.

Mr. Bower then reviewed the plans for renovations for the Juvenile Court, General District Court, the Clerk of Courts and the Magistrate. He said there is a deadline of December 31 [2018] for the General District Court and Juvenile Courts. He said there will be a secure entrance and upgrades for the Sheriff's Department. Improvements will be done on the second floor, to include the Commonwealth Attorney's office, and some renovations will be done on the third floor in the main courtroom; this should go to bid in June or July [2018].

Supervisor Timmons stated the judges, magistrate, and Juvenile Probation have all given their approval; he said the Committee recommends moving forward with the renovations.

Supervisor Jones said the Committee has done a good job getting the project organized.

In Re: Highway Matters

Supervisor Emert reported there is trash on Route 608, Prospect Road, and on Hard Times Road coming out of the landfill, several citizens have reported mud and trash is being brought out by the trucks and scattered on the road all the way to Route 460. He asked if the County has a sweeper brush to help with the mud cleanup; Mr. Bartlett said we do not.

Supervisor Pride stated there is excessive trash on Abilene Road, Route 133.

Supervisor Townsend said there is trash and debris all over the district. He stated chevrons are needed on a curve; he will email the address to Mr. Bartlett.

Supervisor Jones said there are potholes throughout his district, and county-wide, from the cold weather. He said VDOT just needs to drive the roads.

Supervisor Timmons stated the sign is down at the Spring Creek Road and Darlington Heights Road intersection. He asked if someone was able to get to Nursery Road.

Supervisor Townsend said there is logging on Oak Grove Road, off Redd Shop Road. Mr. Bartlett said they have already been warned about the mud.

Supervisor Pride said there is a rut along the side of intersection of Route 671 (County Line Road) and Route 15.

In Re: Public Hearing – Special Use Permit, Abner King

Chairman Cooper-Jones announced that this was the date and time scheduled for a public hearing on the request from Abner King for a Special Use Permit to permit a Custom Manufacturing operation within an existing building located at 653 Plum Creek Road on Tax Map Parcel 008-A-20, owned by Abner and Rebecca King. The property is zoned A1, Agricultural Conservation and this zoning classification permits Custom Manufacturing by Special Use Permit. Notice of this hearing was advertised according to law in the Friday, February 2, 2018, and Friday, February 9, 2018 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Chairman Cooper-Jones opened the public hearing.

Nate Boehmer spoke in support of Abner King. Mr. Boehmer stated he owned the farm prior to Mr. King buying it; Mr. King is family-driven and wishes to work at home.

There being no one further wishing to speak, Chairman Cooper-Jones closed the public hearing.

Mr. Bartlett stated the property is approximately 55 acres. No exterior improvements are planned, and the location has ample parking on-site. Mr. King will be custom manufacturing storage sheds/buildings for a third-party vendor and will operate within an existing 2,400 square foot building and may employ up to six people.

The Planning Commission conducted a public hearing on December 19, 2017 to obtain public comment on the proposed Special Use Permit. Three citizens spoke concerning traffic, safety, noise and the location of the building. The Planning Commission postponed the matter to gather more information from the applicant concerning the issues raised during the meeting.

The Planning Commission continued discussion on the request during its January 16, 2018 meeting and recommended forwarding the application to the Board of Supervisors for approval with the following conditions:

- No retail sales on site
- Maximum of 15 finished buildings stored on-site
- Fence/buffer around generator for noise control
- Shrubs planted to continue the buffer from its existing location to the barn
- Portable toilet facilities maintained for employees

Staff has no concerns of negative impacts on the surrounding properties associated with the request.

Supervisor Jones stated the vote was postponed during the first date of the public hearing in order for Mr. King to come to the meeting; he has agreed to take care of the concerns that the Planning Commission had.

Mr. Bartlett stated the nearest home is 400 feet away. Mr. King has agreed to comply with the conditions.

Supervisor Timmons asked if the roads and bridges are substantial enough to handle the truck traffic. Mr. Bartlett said VDOT has given its approval; he added the same trucks and hauling of sheds was done by the prior owner. Mr. Bartlett added the sheds weigh less than loaded cattle trailers.

Supervisor Timmons stated that in the area in which he lives, in the Darlington Heights area, Amish families have a sawmill about three-quarters of a mile from his home, and another has been built about three-tenths of a mile from his home. He said there is noise from a generator running from 6:30 a.m. until dark; in addition, a large loader is running that doesn't seem to have a muffler on it. He said it is not fair for a group to come in and use their property which infringes on the property and rights of others. He said the sawmills are an eyesore to its neighbors, and asked how the noise from the generators can be managed.

Supervisor Timmons then asked the process if Mr. King seeks to increase production next year. Mr. Bartlett stated that if Mr. King wishes to expand his operations or the building, he would have to return to the County for another Special Use Permit and public hearing.

Chairman Cooper-Jones said the hours are proposed to be from 7:00 a.m. until 5:00 p.m., no weekends, and three to five employees.

Supervisor Timmons asked how it will be monitored. Mr. Bartlett said enforcement is complaint based, as are all ordinances. He said if the neighbors complain, it will be checked out. If he expands his business without an updated Special Use Permit, the County can cease his operations.

Supervisor Townsend made a motion, seconded by Supervisor Pride, to approve the Special Use Permit Application from Abner King to permit a Custom Manufacturing operation within an existing building located at 653 Plum Creek Road on Tax Map Parcel 008-A-20, with the following conditions:

- No retail sales on site
- Maximum of 15 finished buildings stored on-site
- Fence/buffer around generator for noise control
- Shrubs planted to continue the buffer from its existing location to the barn
- Portable toilet facilities maintained for employees

- Any expansion would require an updated Special Use Permit
- Hours of operation to be from 7:00 a.m. until 5:00 p.m., Monday through Friday

The motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay:	None
Absent:	Howard F. Simpson		

In Re: Public Hearing – Special Use Permit, Bart Gray

Chairman Cooper-Jones announced that this was the date and time scheduled for a public hearing on the request from Bart Gray for a Special Use Permit to operate an Indoor/Outdoor Commercial Sports and Recreation Center located at 140 Sheppards Road on property identified as Tax Map Parcel 022-A-73. This is an A2, Agricultural Residential District. Notice of this hearing was advertised according to law in the Friday, February 2, 2018, and Friday, February 9, 2018 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The property is approximately 27 acres and the proposed facility will consist of an approximately 7,000 square foot building that will house two batting cages, a synthetic field space, and off-street parking. The facility will operate Monday through Sunday, 12:00 p.m. – 10:00 p.m. with limited openings outside of the normal operating hours for special occasions.

The Planning Commission conducted a public hearing on January 16, 2018 to obtain public comment of the proposed Special Use Permit. One person spoke to the application concerning the safety of operating the facility adjacent to the existing sawmill operations of Lindsay Hardwoods.

The Planning Commission recommended forwarding the application to the Board of Supervisors for approval with the following conditions:

- A seven-foot high fence be installed in advance of the building opening, along the Southern edge of the parking lot and attached to the building.
- Future outside pitching mounds on the north side must be fenced.
- Any future expansion of the operation must obtain another Special Use Permit and approval.

Staff does not have any concerns of negative impacts on the surrounding properties associated with the request.

Chairman Cooper-Jones opened the public hearing.

Bart Gray presented photographs to the Board members and said he was not pursuing the outdoor field portion of the project. He said he gave Mr. Fowler further information to provide to the Board members.

Supervisor Timmons asked for clarification on the hours proposed for the Center. Mr. Gray said hours will be from 11:00 a.m. until 10:30 p.m. on weekdays, 9:00 a.m. until 10:30 p.m. on Saturday, and 12:00 noon – 9:00 p.m. on Sunday.

Supervisor Timmons asked how many cars will be on the property at any one time. Mr. Gray said they expect two youth baseball teams, with nine cars per team, and the coaches, would total about 20 cars. He said they would stagger the times to help alleviate traffic congestion.

Supervisor Timmons asked if the entire operation is to be held inside. Mr. Gray said it is; he said if anything is to be done outside behind the center, he is aware he needs to return to the County for an additional public hearing. He said there are doors along the north side that may be opened for light and air and that side of the building will be fenced. Mr. Gray said fencing was not in the original plan but has no problem installing it. He added the seven-foot-high fence is not standard, but is security fencing and is about \$1,000 more than normal six-foot-high fencing.

Supervisor Timmons said the sawmill has no fencing, even from the residential area or the Executive Inn.

Mr. Gray said he thought people would park and go into the building; this is not an unsupervised operation. He said there are coaches coming in with their teams. It is a 7,000 square foot clear span building with two batting cages and enough room to throw and hit ground balls.

Mr. Bartlett said the Planning Commission felt that a compromise may be approved by the Board of Supervisors, of extending the wooden fence on the southeast edge, with it connecting to the building.

Supervisor Timmons asked about the north side if the doors are opened. Mr. Gray said he planned to fence it with a six- or seven-foot fence with netting connected to the top of the building. Discussion followed.



Supervisor Timmons recommended the area with pitching and the ball cage would be fenced with a six-foot-high fence, and the inside fence would not be necessary.

There being no one further wishing to speak, Chairman Cooper-Jones closed the public hearing.

Supervisor Jones made a motion, seconded by Supervisor Townsend, to approve the Special Use Permit Application from Bart Gray for a Special Use Permit to operate an Indoor/Outdoor Commercial Sports and Recreation Center located at 140 Sheppards Road on property identified as Tax Map Parcel 022-A-73, with the following conditions:

- Continue split from the edge of the parking lot to the corner of the building.
- Area on the North side of the building to tie into the corner of the building bounded by a 6' chain link fence to close in the Courtyard area.
- Future outside pitching mounds on the north side must be fenced.
- Any future expansion of the operation must obtain another Special Use Permit and approval.
- Hours of operation are 11:00 a.m. until 10:30 p.m. on weekdays, 9:00 a.m. until 10:30 p.m. on Saturday, and 12:00 noon – 9:00 p.m. on Sunday

The motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

In Re: Citizen Volunteer Appointment – Piedmont Senior Resources

Mr. Bartlett said Ms. Justine Young, Executive Director of Piedmont Senior Resources (PSR), notified the County that Ms. Pauline Stokes, a current member of her Board for Prince Edward County, has resigned for family reasons.

The County has two citizen members on the Piedmont Senior Resources Board. Mrs. LeAnne Emert is also a Board member. Mrs. Emert is currently serving her second term on the PSR Board, which will expire in January of 2020.

The term of office for a PSR Board member is three years from the original date of appointment, and a Board member may serve two consecutive terms.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to advertise the vacancy on the Piedmont Senior Resources Board for Citizen Volunteer Applications; the motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

In Re: Regional Hazard Mitigation Plan

Mrs. Sarah Elam Puckett, Assistant County Administrator, said the Counties of Prince Edward, Amelia, Buckingham, Charlotte, Nottoway, Lunenburg and the Towns of Farmville, Dillwyn, Charlotte Court House, Drakes Branch, Keysville, Phenix, Kenbridge, Victoria, Blackstone, Burkeville and Crewe worked together to update the *Regional Hazard Mitigation Plan*, with FEMA funding, as part of a mitigation planning requirement of the Disaster Mitigation Act of 2000 (DMA 2000). A plan update is required every five years.

The Disaster Mitigation Act charges localities with the responsibility of identifying, assessing, and mitigating the risks within their communities to ensure that critical services would continue to function if a disaster were to occur. The update of the Regional Hazard Mitigation Plan has been approved by the Virginia Department of Emergency Management (VDEM) and the Federal Emergency Management Agency. It is important to note that with an approved Hazard Mitigation Plan, the County is eligible for future mitigation opportunities, if available, to implement pre-and post-disaster projects.

The final draft of the Commonwealth Regional Council Regional Hazard Mitigation Plan in its entirety is available for public review on the County's website at [www.co.prince-edward.va.us](http://www.co.prince-edward.va.us); however, an excerpt of the plan is attached to provide the Board an overview of the hazard rankings proposed mitigation actions for the County of Prince Edward.

Supervisor Timmons made a motion, seconded by Supervisor Emert, to adopt the resolution approving the Regional Hazard Mitigation Plan; the motion carried:

Aye: Pattie Cooper-Jones  
J. David Emert  
Robert M. Jones  
Odessa H. Pride  
C. Robert Timmons, Jr.  
Jerry R. Townsend  
Jim R. Wilck  
Absent: Howard F. Simpson  
Nay: None

**RESOLUTION TO ADOPT  
COMMONWEALTH REGIONAL COUNCIL  
REGIONAL HAZARD MITIGATION PLAN UPDATE**

**WHEREAS**, the Disaster Mitigation Act of 2000, as amended, requires that local governments, develop, adopt, and update natural hazard mitigation plans to receive certain federal assistance, and

**WHEREAS**, a Hazard Mitigation Technical Advisory Committee comprised of representatives from the Counties of Prince Edward, Amelia, Buckingham, Charlotte, Nottoway, Lunenburg and the Towns of Farmville, Dillwyn, Charlotte Court House, Drakes Branch, Keysville, Phenix, Kenbridge, Victoria, Blackstone, Burkeville and Crewe was convened to study the region's risks from and vulnerabilities to natural hazards, and to make recommendations on mitigating the effects of such hazards on this multi-region; and

**WHEREAS**, the efforts of the Committee members and the staff of the Commonwealth Regional Council, in consultation with members of the public, private and non-profit sectors, have resulted in an update of the Regional Hazard Mitigation Plan, including the County of Prince Edward;

**NOW THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Prince Edward, that the CRC Regional Hazard Mitigation Plan update dated December 2017 is hereby approved and adopted for the County of Prince Edward, Virginia.

In Re: County Attorney's Report

Mr. James R. Ennis, County Attorney, stated the Honorable Machel J. Eppes, Clerk of the Court of Prince Edward County, has tendered her resignation to be effective April 1, 2018. He said by statute, her Chief Deputy will serve as Clerk on an interim basis; the Board can ask for a special election to fill that vacancy. In order for that to occur, the Board needs to accept the resignation of Mrs. Eppes and to file a petition with the Circuit Court of Prince Edward County requesting that a special election be held and determine the date that the Court would be requested to set for the special election. Mr. Ennis said there are

certain limitations on how quickly that date can occur; the Board can also request that the special election be held on the same day as a General election, which will be November 6, 2018.

Supervisor Wilck questioned if this can be held in conjunction with replacing Mr. Simpson as well. Mr. Ennis said if that is the will of the Board; the Board has an option whether to appoint someone in the interim to fill Mr. Simpson's position, but you don't have to fill it. At some point there is an unexpired term and a special election will need to be held, which can also be held on the November date.

Supervisor Jones asked if the decisions should be made tonight.

Supervisor Timmons suggested it be made two separate items.

Mr. Bartlett said there is enough time and said you cannot hold a special election sooner than 55 days before any general election or primary. If there is a primary in June, the special election would have to be held in April, which would not give enough time to allow candidates to file, get signatures, et cetera. Mr. Bartlett recommended the special election be held on November 6. He added that it would cost the County between \$16,000 - \$20,000 to hold a special election outside of the normal electoral process.

Discussion followed.

Supervisor Timmons made a motion, seconded by Supervisor Townsend, to accept the resignation of the Honorable Machel J. Eppes, Clerk of Court for the County of Prince Edward, effective April 1, 2018, and that the special election to fill the vacancy be held on November 6, 2018, and to authorize the County Attorney to petition the Circuit Court for a special election to be held on November 6, 2018; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		
Absent:	Howard F. Simpson		

Mr. Ennis said the County has received notice of a claim from the estate of an inmate who was housed at Piedmont Regional Jail and who passed away. There has been no actual suit filed, but under the Virginia Tort Claims Act, if the County government is not notified of the claim, the suit can be barred. This includes the County, the Jail Authority, at least two hospitals where the inmate was treated; the notice clearly

specifies that the matter is still under investigation by the attorneys who are representing the estate. Mr. Ennis said there has been no suit filed. He said he does not expect there to be liability on the part of the County since the Jail now operates under the Piedmont Regional Jail Authority, but the attorneys are naming everybody. He said he will keep aware of that situation.

In Re: County Administrator's Report – STEPS, Virginia Homeless Solutions Program Certification

Mr. Bartlett said that since April 2013, the Prince Edward County Board of Supervisors has approved STEPS' request to act on behalf of Prince Edward County in the execution of the Virginia Homeless Solutions Program (VHSP). The VHSP provides the following services: rapid rehousing, prevention and shelter services to those who qualify. Funding for these services is received through a grant from the Virginia Department of Housing and Community Development (DHCD). STEPS serves as the lead agency, coordinating homeless services across our region, for the Heartland Local Planning Group, in an attempt to enhance and not duplicate services. Last year STEPS provided assistance to 170 people in Prince Edward County.

Mr. Bartlett said there is no request for matching funds from the County and we have not provided any funds for the duration of this program. The VHSP grant application is due March 30, 2018. The certification is exactly the same as the previous three which the Board authorized.

Supervisor Timmons made a motion, seconded by Supervisor Townsend, to authorize STEPS to continue to act on behalf of Prince Edward County in the provision of emergency housing services to our citizens and authorize the Chairman of the Board or the County Administrator to sign the certification form and any other required documents; the motion carried:

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Robert M. Jones	
	Odessa H. Pride	
	C. Robert Timmons, Jr.	
	Jerry R. Townsend	
	Jim R. Wilck	
Absent:	Howard F. Simpson	

In Re: County Administrator’s Report – CRC CEDS Committee Appointments

Mr. Bartlett said that during the January [2018] Board meeting, the Commonwealth Regional Council (CRC) is asking each member locality to recommend appointments to the CEDS Committee in the following sectors: 1 Elected Official, 1 Private Sector Individual, 1 Chief Administrative Official. The private sector representative must be a member of senior management or executive holding a key decision-making position.

Mr. Bartlett said Supervisor Timmons is the elected official, and he himself serves as Chief Administrative Official; Mr. Bartlett said Ms. Claudia Meinhard, Vice President of Nurses at Centra, can serve as the private sector representative and she has volunteered to take the position, if approved.

Supervisor Jones made a motion, seconded by Supervisor Emert, to appoint Supervisor Timmons, Wade Bartlett, and Claudia Meinhard to the Commonwealth Regional Council CEDS Committee; the motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

In Re: Economic Developer Hired

Mr. Bartlett announced the hiring of Kate Pickett Eggleston to fill the Economic Development position. He said she will begin work with the County on March 5, 2018.

In Re: Noise Ordinance Committee Report

Mr. Bartlett stated the Noise Ordinance Committee, comprising of Supervisor Jones (Chair), Supervisor Townsend, and Supervisor Wilck, met January 30, 2018 at 3:00 p.m. Also participating in the meeting were Wade Bartlett, County Administrator; Jim Ennis, County Attorney; Wesley Reed, Sheriff; Sarah Puckett, Assistant County Administrator; and Adam Mumma, Chief Animal Control Officer.

Following a discussion of the current complaint about noise caused by barking dogs and a review of sample ordinances from other jurisdictions provided by the County Attorney, and discussion with the Sheriff, County Administrator and Chief Animal Control Officer, the Committee considers the circumstances of the current complaint to be unique and not requiring governmental intervention. The Committee also understands citizens have a civil remedy that can be pursued without involving the County, and believes a noise ordinance provision for barking dogs presents numerous enforcement challenges. Therefore, the Committee was unanimous in its recommendation that the Noise Ordinance not be amended to address the issue of barking dogs.

Mr. Bartlett stated that several other jurisdictions' ordinances state that any property over five acres would be considered exempt; a civil suit can be filed under "Public Nuisance." Discussion followed.

Supervisor Jones said if the neighbors are harassing the Manzellas, it should be taken up in civil court.

Supervisor Townsend made a motion, seconded by Supervisor Townsend, to keep the Noise Ordinance as is and not amend to address the issue of barking dogs; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		
Absent:	Howard F. Simpson		

In Re: Closed Session

Supervisor Wilck made a motion, seconded by Chairman Cooper-Jones, that the Board convene in Closed Session for discussion to consider the acquisition of real property for a public purpose, where discussion in an open meeting could adversely affect the negotiating strategy of the County, pursuant to the exemption provided for in Section 2.2-3711(A)(3) of the *Code of Virginia*, and for discussion of the terms and scope of a public contract involving the county industrial park and the expenditure of public funds, where

discussion in an open session would adversely affect the negotiating strategy of the public body, pursuant to the exemption provided for in Section 2.2-3711(A)(29) of the *Code of Virginia*; the motion carried:

Aye: Pattie Cooper-Jones  
J. David Emert  
Robert M. Jones  
Odessa H. Pride  
C. Robert Timmons, Jr.  
Jerry R. Townsend  
Jim R. Wilck  
Absent: Howard F. Simpson  
Nay: None

The Board returned to regular session by motion of Supervisor Wilck, seconded by Supervisor Timmons and adopted as follows:

Aye: Pattie Cooper-Jones  
J. David Emert  
Robert M. Jones  
Odessa H. Pride  
C. Robert Timmons, Jr.  
Jerry R. Townsend  
Jim R. Wilck  
Absent: Howard F. Simpson  
Nay: None

On motion of Chairman Cooper-Jones and seconded by Supervisor Timmons, and carried by the following roll call vote

Aye: Pattie Cooper-Jones  
J. David Emert  
Robert M. Jones  
Odessa H. Pride  
C. Robert Timmons, Jr.  
Jerry R. Townsend  
Jim R. Wilck  
Absent: Howard F. Simpson  
Nay: None

the following Certification of Closed Meeting was adopted in accordance with the Virginia Freedom of Information Act:

WHEREAS, the Prince Edward County Board of Supervisors convened a closed 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, Section 2.2-3712 of the *Code of Virginia* requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Prince Edward 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 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 Prince Edward County Board of Supervisors.

Supervisor Wilck made a motion, seconded by Chairman Timmons, that the Board convene in Closed Session for discussion, consideration and evaluation of the performance of the County Administrator, pursuant to the exemption provided for in Section 2.2-3711(A)(1) of the *Code of Virginia*; the motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

The Board returned to regular session by motion of Supervisor Wilck, seconded by Supervisor Timmons and adopted as follows:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

On motion of Chairman Cooper-Jones and seconded by Supervisor Timmons, and carried by the following roll call vote:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
Absent:	Howard F. Simpson	

the following Certification of Closed Meeting was adopted in accordance with the Virginia Freedom of Information Act:

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NOW, THEREFORE, BE IT RESOLVED that the Prince Edward 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 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 Prince Edward County Board of Supervisors.

In Re: Animal Warden's Report

Mr. Adam Mumma, Animal Control Officer, submitted a report for the month of January 2018, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Coy Leatherwood, Building Inspector, submitted a report for the month of January 2018, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery – Commercial Operations

Ms. Allie Hill, Virginia Food Works, submitted a report for January 2018, which was reviewed and ordered to be filed with the Board papers.

In Re: Prince Edward County Public Schools

Dr. Barbara Johnson, Superintendent, submitted a financial summary report for the month of January 2018, which was reviewed and ordered to be filed with the Board papers.

In Re: Tourism and Visitor Center Report

Mrs. Magi Van Eps, Tourism & Visitor Center Coordinator, submitted a report for the month of January 2018, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Wilck, seconded by Supervisor Pride, and adopted by the following vote:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		
Absent:	Howard F. Simpson		

the meeting was recessed at 9:27 p.m. until Tuesday, March 6, 2018 at 5:30 p.m. in the Board of Supervisors Room of the Prince Edward County Courthouse, 111 South Street, Third Floor, Farmville, Virginia.

DRAFT