

June 8, 2010

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday the 8th day of June, 2010; at 7:00 p.m., there were present:

Howard M. Campbell

William G. Fore, Jr.

Don C. Gantt, Jr.

Robert M. Jones

Charles W. McKay

Howard F. Simpson

Jim R. Wilck

Mattie P. Wiley

Also present: Wade Bartlett, County Administrator; Sarah Puckett, Assistant County Administrator; Sharon Lee Carney, Director of Economic Development & Tourism; Jonathan Pickett, Director of Planning and Community Development; Jim Ennis, County Attorney; Mabel Shanaberger, Treasurer; Beverly Booth, Commissioner of Revenue; Fred Pribble, Draper Aden Associates; David Ferguson, Shentel Cable Company; and Kevin Wright, Interim Residency Administrator, VDOT.

Chairman Fore called the June meeting to order. Supervisor McKay offered the invocation.

In Re: Presentation of Resolution of Respect: Dr. Patricia P. Cormier

On motion of Supervisor McKay and carried:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

the Board approved the Resolution of Respect to Dr. Patricia P. Cormier.

Chairman Fore presented a Resolution of Respect to Dr. Patricia P. Cormier to honor her tenure as President of Longwood University.

Dr. Cormier expressed her deep appreciation for the recognition and said her accomplishments at Longwood University were a team effort with the Board of Supervisors. She said Brigadier General Patrick Finnegan, who will become the 25th president of Longwood University, “not to follow in my footsteps, but to create his own pathway.”

A RESOLUTION OF RESPECT

**DR. PATRICIA PICARD CORMIER
PRESIDENT, LONGWOOD UNIVERSITY**

WHEREAS, Dr. Patricia Picard Cormier, the 24th president of Longwood University, has been a resident of Prince Edward County and the Town of Farmville since 1996; and

WHEREAS, during her tenure as president, Dr. Cormier has led Longwood University to new levels of academic excellence; through the rebuilding as a result of the “Great Fire of 2001”; from college to university status; to NCAA Division 1 status; to accomplishing Brock Commons, the Chichester Science Center, Longwood Landings, Lancer Park, the new Health & Fitness Center, a Bachelor of Science in Nursing Program and a permanent home for the Longwood Center for the Visual Arts; to name a few; and

WHEREAS, Dr. Cormier, who will retire from the presidency of Longwood University on June 30, 2010, leaves an extraordinary legacy not only to Longwood University, but also to the Prince Edward-Farmville community; and

WHEREAS, her energy, leadership, generosity, and indomitable spirit will be keenly missed, Dr. Cormier will be fondly remembered by the Prince Edward-Farmville community;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia, hereby expresses its sincere appreciation to Dr. Patricia P. Cormier for her exemplary leadership and vision as president of Longwood University and for her significant contributions to the Prince Edward-Farmville community; and

BE IT RESOLVED FURTHER, that a copy of this resolution be prepared for presentation to Dr. Patricia P. Cormier, as an expression of respect by the members of the Board of Supervisors of the County of Prince Edward, Virginia.

In Re: Public Participation

Chairman Fore read the Public Participation Policy, adopted at the September 2009 meeting:

Public Participation is a time set aside for citizens to share their thoughts, ideas and concerns. An official record is made of each person’s contribution tonight and will be directed to the County Administrator for

follow-up; any necessary follow-up will be noted and tracked. Follow-up may consist of an immediate response, or planned action by the County Administrator or Board, or by placement on a future Board agenda. Tonight's agenda cannot be changed because the public needs advance knowledge of and the opportunity to review related materials regarding items addressed by the Board. To further assist public information, the Board requests our Administrator, Attorney or county staff immediately correct any factual error that might occur.

Brenda Clark, Lockett District, requested the Board of Supervisors to consider an amendment to the County Animal Control Ordinance to include prohibition of fowl running at large. She said she is not opposed to her neighbor having the fowl but asks that they be kept on their property by whatever means necessary.

Susan Borum, Hampden District, asked the Board to amend the confinement law in regards to the fowl; she said the County also needs to further investigate the erroneous assessment request of Anne Bowman. Mrs. Borum then expressed her concern regarding the Prince Edward County Schools, and asked the Board to change from an appointed to an elected School Board with limited terms.

Anne Bowman, Hampden District, asked the Board to investigate the reimbursement of real estate taxes she paid for the past 41 years; she stated she does not hold clear title to the property.

Sam Campbell, Buffalo District, expressed his concern on the proposed increase in taxes, and asked the Board to cut spending.

Ralph Hines, Lockett District, expressed his concern on the proposed increase in taxes, and asked the Board to reduce county spending in an equal amount, to include the Board's salaries.

Henry Shelton, Prospect District, expressed his concern on the problem with values and wasteful spending by the County, giving an example of a dual 911 system and said the current economy does not allow for \$10,000 bonuses to employees. He asked the Board to consider raising the sales tax. He then questioned the cost of the Interim Water Agreement, asked why the County is paying \$45,000 for the CDA, and asked if the County is spending taxpayer money for daycare "disguised as a Community Center."

Joe Huddleston, Buffalo District, expressed his concern about the proposed increase in taxes and an erroneous assessment.

Patrick Murphy, Prospect District, expressed his concern regarding the proposed increase in taxes and asked the Board to balance the budget at its current level. He said the 10% increase to landowners should be distributed across the board if the taxes must be raised. He then spoke regarding the waste in the system and his embarrassment of the school system; he suggested a pay-for-performance policy.

Jack Houghton, Farmville District, requested a water project update and expressed his continued concern that there are more studies needed and there are still no partners nor customers.

Kenneth Jackson, Leigh District, said the Mary E. Branch Community Center is not a “daycare in disguise” and they are obtaining a license because they will be taking care of and instructing children; the curriculum is education-based. He added 230 applications have been distributed; 140 applications have been received. Mr. Jackson said they are working with the schools and the YMCA.

Mr. Jackson then said the School Board is a separate entity and the Board of Supervisors cannot dictate to the School Board. He added citizens bring problems to the Board, and they should also bring solutions for consideration.

In Re: Board of Supervisors Comments

Supervisor Campbell thanked all who attended the Community meeting in Prospect on Monday, May 24, 2010 at 7:00 p.m. He said the meeting was beneficial to his constituents.

Supervisor McKay said there were several untruths told and asked Mr. Bartlett to give the proper information.

Mr. Bartlett said no bonuses are given to any County employee or Constitutional Officer. He said there are salary supplements (for Constitutional Officers) which are part of their salary, which are more than what is reimbursed by the State. He said the sales tax cannot be raised except by the General Assembly; the request has been made previously and has been denied to allow the County to have authority to raise the sales tax. He added the County requests increased state funding; the County receives what the State provides. He said that was a major problem in this year’s budget as there were a lot of reductions from the state to local governments because of the issues the state is facing and their reduced revenues from their various taxes.

Supervisor Wilck said he attended the Prospect Community meeting on May 24 (2010) and was pleasantly surprised and impressed. He said approximately 60 people attended and the questions posed by the citizens were handled well.

Supervisor Jones thanked the Board and the community for the expressions of sympathy on the loss of his mother. He then clarified that the Town and County do not have a dual 911 system; the Town handles all 911 calls. He said the County and the Town do have separate dispatcher units.

In Re: Consent Agenda

Supervisor McKay made a motion to remove the request for erroneous assessment for Anne H. Bowman in the amount of \$424 from the Consent Agenda. The motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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On motion of Supervisor Jones and carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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the Board accepted the minutes of the meeting held May 11, 2010; Accounts and Claims; Salaries; and appropriations as follows:

		<u>Debit</u>	<u>Credit</u>
3-100-29030-0001	Recovered Cost		\$ 614
4-100-13200-5210	Registrar / Postal Services	\$ 614	

	<u>BOARD OF SUPERVISORS</u>		
Business Card	Meals		245.96
	<u>COUNTY ADMINISTRATOR</u>		
US Cellular	Phone		55.76
Town of Farmville	Fuel		83.17
	<u>TREASURER</u>		
AT&T	Phone		114.92
Treasurer of Virginia	Online service		11.73
Pitney Bowes Financial Services	Postage machine lease		1,815.66
	<u>REGISTRAR</u>		
VRAV	Registration		140.00
	<u>CIRCUIT COURT</u>		
AT&T	Phone		66.09
	<u>GENERAL DISTRICT COURT</u>		
US Cellular	Phone		27.88
	<u>LAW LIBRARY</u>		
CenturyLink	Data line		35.16
	<u>COMMONWEALTH'S ATTORNEY</u>		
Wells Fargo Bank, NA	Bank records		12.25
	<u>SHERIFF</u>		
Business Card	Postage	176.00	
	Meals & lodging	1,237.82	
	Service fee	4.78	
	Gas	50.84	1,469.44
Town of Farmville	Fuel		7,019.11
	<u>RICE VOLUNTEER FIRE DEPARTMENT</u>		
Dominion Virginia Power	Electric service		195.97
	<u>EMERGENCY SERVICES</u>		
Timmons Group	System maintenance		1,215.00
Korman Signs	Signs & hardware		476.34
Vernon Company	County maps		3,840.07
	<u>REGIONAL JAIL & DETENTION</u>		
Family Preservation Services	Electronic monitoring		900.00
Piedmont Regional Juvenile Detention Center	Juvenile detention		7,275.00
Piedmont Regional Jail	Inmate per diem		3,859.90

	<u>BUILDING OFFICIAL</u>		
East End Chevron	Oil change	30.90	
	Battery & oil	124.95	155.85
US Cellular	Phone		27.88
Town of Farmville	Fuel		227.17
	<u>ANIMAL CONTROL</u>		
US Cellular	Phone		55.76
Town of Farmville	Fuel		540.91
Vortech Pharmaceuticals	Fatal Plus solution		307.64
	<u>BIOSOLIDS MONITORING</u>		
US Cellular	Phone		27.88
Town of Farmville	Fuel		306.10
	<u>REFUSE DISPOSAL</u>		
Resource International	Miscellaneous work tasks	137.00	
	Storm water compliance permit	116.00	253.00
Moore Scale Service - Western VA	Serviced scales		484.77
Jimmy's Power Wash	Washed trash truck		75.00
CenturyLink	Phone		45.15
US Cellular	Phone		28.63
Town of Farmville	Fuel		1,599.10
	<u>SANDY RIVER RESERVOIR</u>		
Draper Aden Associates	Dam 12 O&M application		2,800.00
	<u>GENERAL PROPERTIES</u>		
Ellington Energy Service	Diesel fuel		587.27
US Cellular	Phone		100.60
C & L Machine & Welding	AHU bearings	61.90	
	AHU fan shaft	51.00	112.90
East End Chevron	Gloves & ice		12.27
Shanaberger & Sons	Safety glasses	25.90	
	Saw carrying case	44.95	
	Primer bulb/lock	6.80	
	Chainsaw	377.96	455.61
Town of Farmville	Fuel		746.03
	<u>HEALTH DEPARTMENT</u>		
Prince Edward Health Department	4th Quarter support		27,392.00
	<u>CHAPTER X BOARD</u>		
Crossroad Services Board	4th Quarter support		15,660.75
	<u>COMPREHENSIVE SERVICES ACT</u>		
Centra Health	Professional service		13,872.00
Crossroads Services Board	Professional service		3,290.00
Family Preservation Services	Professional service		1,321.25
Grafton School, Inc.	Professional service		8,182.50

Sheila Martin	Mileage		121.00
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PLANNING

Business Card	Postage		39.76
US Cellular	Phone		55.76
Alecia Daves-Johnson	Mileage	160.05	
	Meals	36.72	196.77

ECONOMIC DEVELOPMENT

US Cellular	Phone		27.88
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TOURISM

Business Card	Postage		84.38
AT&T	Phone		76.97

CAPITAL PROJECTS

Timmons Group	GIS system		8,734.80
Oneida Air Systems	Dust collection system		4,720.44
Calloway Johnson Moore & West	Architectural work		5,000.00

WATER FUND

Town of Farmville	Flushed hydrants	275.00	
	Water testing	40.00	
	Surveyor - marked utility	90.00	405.00

SEWER FUND

Dominion Virginia Power	Sewer pump		10.67
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REVENUE SHARING FUND - VDOT

Hurt & Proffitt, Inc.	Project management		1,657.50
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ADDENDUM BILL LIST

LIABILITIES

Virginia Department of Taxation	State sales tax		1.40
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BOARD OF SUPERVISORS

Awesome Party Supplies & Event Rentals	Tent & chair rental		177.00
Farmville Printing	Memorial postcards		57.10
L. E. Simmons Monument Company	War memorial monument		6,145.00
Farmville Herald	Advertising		1,014.00
Walmart	Soft drinks & water		59.98

COUNTY ADMINISTRATOR

AT&T	Phone		240.64
Moonstar BBS	Monthly service	16.67	
	DSL	95.00	111.67
CenturyLink	Phone		493.09

Virginia Association of Counties	10-11 Dues		4,731.00
Diamond Springs	Water & equipment rental		15.70
Key Office Supply	Credit	-14.99	
	Envelopes	26.98	
	Copier paper	305.91	
	Ink cartridges	191.97	
	Binders	40.14	
	Staples	4.15	554.16
Matthew Bender & Company, Inc.	Code Rules 2010 RV11		47.71

COMMISSIONER OF REVENUE

Treasurer of Virginia	Online service		125.38
Moonstar BBS	Monthly service		16.67
Ntelos	Phone		214.57
CenturyLink	Phone		214.57
M&W Printers, Inc.	RE/Personal property books		1,375.00

TREASURER

Key Office Supply	Fax service contract	171.00	
	Ink cartridges	231.97	
	Adding machine tape	40.00	
	Index tabs	4.20	
	Paper clips	1.90	
	Data tapes	949.95	1,399.02
Treasurer of Virginia	Online service		125.38
Moonstar BBS	Monthly service		16.66
CenturyLink	Phone		237.08
BAI Treasurers User Group	Dues		400.00
Business Data of Virginia, Inc.	Printer cable		34.95
Farmville Printing	Window envelopes		676.28

INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Travel expenses	500.00	
	Monthly contract	2,800.00	3,300.00
ComputerPlus Sales & Service	Maintenance contract		270.00

REGISTRAR

Dale L. Bolt	Postage	26.40	
	Mileage	16.00	42.40
U. S. Postal Service	Postage		88.00
AT&T	Phone		50.87
Treasurer of Virginia	Online service		3.25
CenturyLink	Phone		162.97

CIRCUIT COURT

CenturyLink	Phone		175.63
Key Office Supply	Ink cartridges		64.98

GENERAL DISTRICT COURT

Key Office Supply	Copier maintenance contract		695.00
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AT&T	Phone-J&D	203.41	
	Phone-Juv. Prob.	254.37	
	Phone-Gen. Dist. Court	137.53	595.31
CenturyLink	Phone-J&D	82.44	
	Phone-Juv. Prob.	114.33	
	Phone-Gen. Dist. Court	297.76	494.53

SPECIAL MAGISTRATES

AT&T	Phone		128.56
Treasurer of Virginia	Pager rental		17.10
CenturyLink	Phone		89.30
Key Office Supply	Desk trays/envelopes		25.66

CLERK OF THE CIRCUIT COURT

Brown's River Marotti Company	Book restoration		4,995.00
AT&T	Phone		110.36
CenturyLink	Phone		279.24
Image Graphics, Inc.	Microfilm conversion		1,950.00

LAW LIBRARY

Matthew Bender & Company, Inc.	Code Rules 2010 RV11		47.71
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COMMONWEALTH'S ATTORNEY

Pitney Bowes Financial Services	Equipment lease		105.87
AT&T	Phone		569.13
Kinex Networking Solutions	Internet		49.95
CenturyLink	Phone		288.80
Shred-It	Shredding service		42.00
Geronimo Development Corporation	Subscription - Casefinder		619.00

VICTIM WITNESS ASSISTANCE PROGRAM

CenturyLink	Phone		81.93
Cindy Sams	Mileage		50.00
Key Office Supply	Office supplies		8.14

SHERIFF

Medtox Laboratories, Inc.	Drug testing		50.00
Robby Franklin	Repair 1986 Blazer		150.00
Kustom Signals, Inc.	Repair in-car camera		626.45
Robbie Lam	Repair light bar control		80.00
Stuart Raybold	DMV registration		5.00
Kinex Networking Solutions	Repair VCIN		37.50
AT&T	Phone		547.31
CenturyLink	Phone		467.26
US Cellular	Phone		678.75
Lynnaeus Carr	Meals		15.80
Larry Franklin	Meals		4.82
Roger Jackson	Meals		8.58
Staples Business Advantage	Photo paper & ink	1,366.15	
	Copy paper / hanging files	224.32	

	Cameras	599.70	2,190.17
DMV	Special ID		10.00
Sirchie Finger Print Labs	Fingerprint supplies	982.49	
	Fingerprint pad	99.78	1,082.27
Southern Police Equipment Company	Holster / ammo magazine	137.94	
	Shoes & brass buckle	62.99	
	Radio belt loop	59.97	
	Shoes	63.46	324.36
Town Police Supply - Richmond	Ammunition		466.68
Just Sew Embroidery	Caps with Prince Edward County logo		312.00
Quantum Graphics / Uniforms	Shirts	164.00	
	Sergeant chevrons	14.00	178.00
Matthew Bender & Company, Inc.	Legislative summary		65.71
Uptime Business Products	Dispatcher chairs		1,884.00
USA Mobility Wireless, Inc.	Pager rental		82.86

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

C. W. Williams	SCBA tests		1,598.98
Mid-Atlantic Irrigation	Pump for brush truck		3,426.70
Stellar One Bank	Loan payment		501.50
Southside Electric Cooperative	Electric service		194.75

PAMPLIN VOLUNTEER FIRE DEPARTMENT

AT&T	Phone		43.67
Amelia Overhead Doors	Checked bay door		250.00
Blue Ridge Rescue Suppliers	Serviced Jaws of Life		515.00
C. W. Williams	Serviced SCBA equipment		1,117.80
Fire & Safety Equipment Company	Test SCBA tanks		70.00
Pamplin Volunteer Fire Department	Insurance	2,546.00	
	Vehicle maintenance/repair	229.28	
	Fuel	391.70	3,166.98
Verizon	Phone		61.17
Vest's Sale & Service, Inc.	Boots		140.00
Dominion Virginia Power	Electric service		200.31

BUILDING OFFICIAL

Farmville Printing	Office forms		69.10
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ANIMAL CONTROL

Dominion Virginia Power	Electric service		52.18
Walmart	Dog & cat food		191.74
Business Data of Virginia, Inc.	Norton Anti-Virus		39.95

BIOSOLIDS MONITORING

Bill's Tire & Auto Service	Tires		263.00
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REFUSE DISPOSAL

NAPA of Farmville	Circuit breakers/tools		51.55
Southern States	Rubber straps & rake		22.44
Arcet Equipment Company	Gloves		12.60

Arena Trucking Company	Trash collection		274.00
Wright's Excavating	Landfill operation		42,187.50
Emanuel Tire of Virginia	Tire recycling		958.50
Southside Electric Cooperative	Darlington Heights site		62.03
Dominion Virginia Power	Leachate pump	156.50	
	Scalehouse	44.34	
	Cell C pump station	16.30	
	Green Bay site	39.87	
	Worsham site	34.70	
	Prospect site	48.66	
	Landfill site	24.20	364.57
AT&T	Phone		130.41
CenturyLink	Phone		166.76
Verizon	Phone		125.23
O. O. Stiff, Inc.	Monthly service		662.50

SANDY RIVER RESERVOIR

Schnabel Engineering, LLC	Dam Inundation study		11,335.50
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GENERAL PROPERTIES

Fire Sprinkler LTD	Annual service contract		1,200.00
OK Termite & Pest Control	Exterminating service		150.00
Southside Electric Cooperative	SRR lights		28.55
Dominion Virginia Power	Roy Clark monument	11.14	
	Courthouse	8,638.63	
	Shop	21.70	
	Sheriff Department shed	5.50	
	Worsham Clerk Office	11.93	8,688.90
CenturyLink	Phone		69.32
National Flood Insurance Program	Flood insurance		740.00
O. O. Stiff, Inc.	Monthly service		100.00
Wilco, Inc.	Janitorial supplies		867.59
Blue Ridge Imaging	County flags		1,188.00
Diamond Springs	Water & equipment rental		15.70
W. C. Newman Company, Inc.	Concrete		669.25
Price Supply Company, Inc.	Plumbing supplies		91.82
Farmville Auto Parts	Recharge kit/Stop-leak	32.97	
	Windshield repair kit	13.60	46.57
Walmart	Fix-a-flat		3.24

CANNERY

Southside Electric Cooperative	Electric service		51.12
Treasurer of Virginia	Process control school		1,500.00
Farmville Printing	Stamp		23.10

COMPREHENSIVE SERVICES ACT

Braley & Thompson, Inc.	Professional service		3,577.00
Juanita Fisher	Foster care		230.00
Ronald & Sarah Harlan	Foster care		448.00
Helton House, Inc.	Professional service		5,326.35

Robert & Lillian Johansen	Foster care		1,050.00
Bonnie Mills	Foster care		896.00
Dekeace Morton	Foster care		666.00
I'Shawn Smith	Foster care		644.00

PLANNING

Farmville Herald	Advertising		78.00
Jonathan Pickett	Mileage		292.10
John F. Townsend, III	Mileage	60.00	
	Meal & lodging	111.37	171.37
Business Data of Virginia, Inc.	WinZip software		39.95

ECONOMIC DEVELOPMENT

Details & Company	Photography		100.00
Dominion Virginia Power	Electric service		101.84
Sharon Lee Carney	Chamber meeting lunches		20.00
Farmville Printing	Copies		91.40

TOURISM

Dominion Virginia Power	Electric service		101.83
Moonstar BBS	DSL		45.00
CenturyLink	Phone		193.39
Key Office Supply	Ink cartridges/envelopes	317.87	
	Receipt book	10.75	328.62

COOPERATIVE EXTENSION OFFICE

Treasurer, Virginia Tech	3rd Quarter support		11,163.69
CenturyLink	Phone		97.69

CAPITAL PROJECTS

Farmville Wholesale Electric	Conduit to run cable	327.08	
	Electrical supplies	33.64	360.72
Dixie Canner Company	Freight charges		430.59
Ferguson Enterprises, Inc.	Plumbing supplies		33.21
Amelia Overhead Doors	Overhead doors - steps		19,438.00

DEBT SERVICE

Rural Development	Courthouse loan		16,626.00
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WATER FUND

Crowder Construction Company	Water treatment project		122,091.00
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RETIREMENT BENEFIT FUND

Vicki K. Johns	Retiree benefit		1,038.00
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PIEDMONT COURT SERVICES

Dominion Virginia Power	Electric service		152.24
AT&T	Phone		155.20
CenturyLink	Phone		208.89
Sandy Fox	Mileage		4.00

PAS Systems	ALCO Sensor calibration	109.37
Kinex Networking Solutions	Off site back up	14.95
Rebecca Moss	Mileage	105.50

PCS SUPERVISION FEES EXPENDITURES

SRP Corporation, LLC	Rent	2,383.00
Page Hardy	Cleaning service	210.00

In Re: Highway Matters

Kevin Wright, Kevin Wright, Interim Residency Administrator, VDOT, updated the Board on several projects:

- Route 751 Project – contract will be awarded soon, work is expected to begin in the next week or two. Any funds saved on the project can be used for the next project on the Priority List; it is unknown until the project is complete what amount of funds may be transferred.
- Alternate 628 Project – conceptual drawings have been received from Hurt & Proffitt

Mr. Wright said mowing has been done on the second and 2-lane primary roadways, and growth regulator has also been applied along the 4-lane roads.

In Re: VDOT Revenue Sharing Program – FY 11

Wade Bartlett, County Administrator, said the deadline for the FY 11 Revenue Sharing Program is June 18, 2010, and that the staff is not aware of any projects for which the Board wishes to seek funding. Mr. Bartlett said a letter of intent and a resolution authorizing the application must be submitted to VDOT by June 18 in order to apply for funding from the FY 11 Revenue Sharing Program.

Following some discussion, Supervisor Gantt made a motion to adopt the FY11 Revenue Sharing Program Resolution and to submit a letter of intent to VDOT, and to authorize the County Administrator to sign all necessary documents for repairs to the bridges on Route 623; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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In Re: Public Hearing: Amendment to County Zoning Ordinance

Chairman Fore announced this was the date and time scheduled for a public hearing on the County Zoning Ordinance. Notice of this hearing was advertised according to law in the May 21, 2010 and May 28, 2010 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Jonathan Pickett, Director of Planning and Community Development, said that at its April 19, 2010 meeting, the Prince Edward County Planning Commission held a public hearing on a proposed amendment to Section 3-100.3 of the County Zoning Ordinance to allow multi-family dwellings to be served by private water and sewer systems. Currently the County Zoning Ordinance requires multi-family dwellings be served by public water and sewer. He said the amendment has been requested by Watts Contractor's, Inc. and Ross Fickenschler who are proposing to rehabilitate the former Worsham school building, agricultural building and cannery into a total of 20 apartment units. Public water and sewer are not currently available at the former Worsham school property, and the closest public system is Hampden-Sydney, which is a little more than a mile away.

Chairman Fore opened the public hearing.

Tony Williams, Buffalo District, expressed his concern regarding that the change in verbiage in the ordinance will cause the public to lose the ability to speak on proposed developments such as this.

Warner Winborne, Hampden District, said the developer would be required to meet existing code, but requested the developer be required to install a water sprinkler system hooked into the public system at Hampden Sydney or to install tanks sufficient to meet the needs of the sprinkler system. He expressed concern the power would be lost and asked the Board to insist on the installation of a backup pump powered by a generator with a transfer switch if the water tank would be installed. Mr. Winborne then reviewed the benefits of a water line extended to Worsham, not just for the proposed project but for the southern end of the county.

Discussion followed on ownership and maintenance of a line.

Mr. Ennis said this discussion is exactly a consideration that the Zoning Ordinance currently prohibits; the amendment would allow for this type of consideration.

Mr. Pickett said exceptions would be in the zoning issue and decided on a case by case basis.

There being no one further wishing to speak, Chairman Fore closed the public hearing.

Supervisor Jones made a motion to approve an amendment to Section 3-100.3 of the County

Zoning Ordinance; the motion carried:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

AMENDMENT TO ZONING ORDINANCE (CHANGE IN ITALICS)

Multi-Family Dwellings

- A. Intent: The following minimum standards are intended to create a safe and healthy multi-family living environment. Setback and density regulations have been established to ensure an adequate separation between buildings.
- B. General Standards:
 - 1. Applicants for multi-family developments shall submit a site plan in accordance with Sec. 4-100 of this ordinance. The submitted site plan shall be approved by the County prior to commencing development of the site.
 - 2. The following minimum lot areas shall be required for all multi-family dwelling units. The listed square footage requirements shall be in addition to a base minimum lot area required by the district regulations.

Number of Bedrooms in Unit	Square Feet Required
Efficiency	1,500
One Bedroom	2,000
Two Bedroom	2,500
Three Bedroom	3,000
Four or more Bedrooms	3,500

For the purposes of calculating minimum lot area requirements, any room, other than a living room, dining room or area, kitchen, or bathroom that could be used for sleeping purposes shall be counted as a bedroom.

- 3. All multi-family dwellings shall be served by public water and sewer. *Exceptions may be considered during the rezoning process for projects involving the rehabilitation of existing structures.*
- 4. A minimum 40 foot separation shall be provided between buildings containing multi-family dwellings. This minimum separation may be

reduced to 20 feet if both facing walls contain no windows, doors or balconies, or the corners of adjacent buildings are at right angles to one another.

5. Any new or expanded multi-family use containing over 20 units shall devote a minimum of 10 percent of the area of the development to recreational and open space uses.
6. Open space and recreation areas may be passive or active. The location and character of open space and recreation areas should be appropriate to meet the needs of residents and shall include such facilities as recreation centers, swimming pools, athletic courts, bikeways, walking trails, picnic areas, tot lots and other similar facilities.

In Re: Public Hearing: Rezoning Request

Chairman Fore announced this was the date and time scheduled for a public hearing on the request of Watts Contractors, Inc. and Ross Fickenscher to rezone the Worsham School property from A-1 (Agricultural Conservation) to R-3 (Medium Density Residential). Notice of this hearing was advertised according to law in the May 21, 2010 and May 28, 2010 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Pickett said that at its April 19, 2010 meeting, the Prince Edward County Planning Commission held a public hearing on a request by Watts Contractors, Inc. and Ross Fickenscher to rezone the Worsham School property, at 8832 Abilene Road, from A-1 (Agricultural Conservation) to R-3 (Medium Density Residential), to allow for the rehabilitation of the former Worsham school building, agricultural building and cannery into 20 apartment units. Following the public hearing, the Planning Commission voted to recommend approval of the request conditional on the applicants providing additional water storage on-site for fire-fighting purposes.

Mr. Pickett said the plans submitted by the developer do include additional water storage on-site, and a request to require generator cannot be passed at the current time. He said the Building Inspector will inspect; it is uncertain as to whether a generator will be required as part of the project. The developer will offer additional water storage capacity onsite; it will be limited to 20 units and limited to the existing buildings.

Mr. Ross Fickenscher said the adaptive reuse of the buildings which would have a sprinkler system throughout and would use a 13-R system; a fire pump, generator system and transfer switch with a

series of wells are included in the plans. He said the estimated cost of \$200,000 for a water line would be cost-prohibitive to the project.

Supervisor Campbell asked about the cost of a generator and maintenance agreement; Mr. Fickenscher said the generators require periodic maintenance and industry standards will be followed.

Chairman Fore opened the public hearing.

Tony Williams, Buffalo District, expressed his concern over the ability of the wells to adequately produce water in the event of a fire, and reviewed the cost for the wells, generator and maintenance in comparison with public water lines. Further discussion followed.

Warner Winborne, Hampden District, said the 13-R system would be minimally acceptable; the sprinkler heads pull about 13 gallons per minute. The average fire-flow sprinkler uses 300 gallons. He said that if the lines are extended to Worsham, it would offer significantly improved fire service to the southern end of the county. He added a cistern is minimally acceptable.

Mr. Bartlett said the \$200,000 estimated cost for a line of that length would be about \$22 per foot, which is approximately one-third of the actual cost. Mr. Fred Pribble, Draper Aden Associates, said currently the price is approximately \$40 per foot, and right of way and easements would need to be secured.

Mr. Fickenscher said he is taking all necessary steps to ensure the building and fire codes are met to international as well as U.S. standards.

There being no one further wishing to speak, Chairman Fore closed the public hearing.

Supervisor Simpson made a motion to turn over the matter to the Water Authority and to conduct a study with the developer. Discussion followed regarding the time frame for the project and water storage for fire safety.

Supervisor Gantt made a substitute motion to approve the rezoning request per the Planning Commission's recommendations.

Chairman Fore called for a vote on the motion to turn the matter over to the Water Authority as the main motion; the motion failed:

Aye: Howard M. Campbell
Howard F. Simpson
Jim R. Wilck

Nay: William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Mattie P. Wiley

Discussion followed.

Supervisor Wiley left the meeting at this time.

Chairman Fore returned to Supervisor Gantt's motion to approve the rezoning of the Worsham School property, at 8832 Abilene road, from A-1 (Agricultural Conservation) to R-3 (Medium Density Residential) with the conditions set forth by the Planning Commission; the motion carried:

Aye: William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Jim R. Wilck

Nay: Howard M. Campbell
Howard F. Simpson

Absent: Mattie P. Wiley

Supervisor Wiley returned to the meeting at this time.

In Re: Supplemental Budget Request from Robert Russa Moton Museum

Mr. Bartlett said the Robert Russa Moton Museum has been awarded two grants and has requested Prince Edward County provide the required matching funds.

Supervisor Wilck commended Mr. Lacy Ward, Jr. on his fund raising efforts, and said other organizations that assist the citizens must also be considered. Discussion followed.

Supervisor Wilck made a motion not to honor the request from the Robert Russa Moton Museum; the motion carried:

Aye: Howard M. Campbell
William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard F. Simpson
Jim R. Wilck

Nay: None

Abstain: Mattie P. Wiley

In Re: Amendment to County Motor Vehicle License Tax Ordinance

On motion of Supervisor Simpson and carried:

Class Code	Description	Estimated Vehicle Count	Current License Tax	Proposed License Tax
01	Automobiles	10,572	\$25.00	\$ 35.00
07	Farm Trucks	192	\$25.00	\$ 35.00
09	Trucks < 7500 lbs	4,084	\$25.00	\$ 35.00
11	Motorcycles	338	\$15.00	\$ 25.00
13	Trailers	3,201	\$15.00	\$ 18.00
25	Motor Homes	50	\$25.00	\$ 35.00
45	Antique Veh 1st Yr	-----	\$30.00	\$ 35.00
51	Trucks > 7500 lbs	1,268	\$35.00	\$ 45.00
NG	National Guard	27	\$15.00	\$ 15.00
	Total Tax			

the Board approved the amendment to the Prince Edward County Motor Vehicle License Tax Ordinance:

Aye: William G. Fore, Jr.
 Robert M. Jones
 Charles W. McKay
 Howard F. Simpson
 Jim R. Wilck
 Mattie P. Wiley

Nay: Howard M. Campbell
 Don C. Gantt

In Re: FY 11 Prince Edward County Budget

Supervisor Jones made a motion that the Fiscal Year 2011 Prince Edward County Budget of \$53,652,905 be approved in accordance with Section 15.1-160 of the *Code of Virginia*, as amended, and the tax levy for tax year 2010 be set at the following amounts per \$100.00 assessed valuation:

- \$0.42 Real Estate
- 0.70 Merchant's Capital
- 4.20 Machinery & Tools
- 4.50 Personal Property
- 0.00 Farm Machinery & Livestock

excepting therefrom such segregated property as set forth in Section 58.1-3600 et. seq. (*Code of Virginia*, 1950, as amended) upon which the tax shall be zero.

The motion carried:

Aye: William G. Fore, Jr.
Robert M. Jones
Charles W. McKay
Howard F. Simpson
Jim R. Wilck

Nay: Howard M. Campbell
Don C. Gantt
Mattie P. Wiley

On motion of Supervisor McKay and carried:

Aye: Howard M. Campbell
William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard F. Simpson
Jim R. Wilck
Mattie P. Wiley

Nay: None

the Board approved the following Annual Resolution of Appropriation for the Fiscal Year Ending June 30, 2011 and the FY 11 Budget General Appropriations:

ANNUAL RESOLUTION OF APPROPRIATION OF THE COUNTY OF PRINCE EDWARD FOR THE FISCAL YEAR ENDING JUNE 30, 2011

A resolution to appropriate designated funds and accounts from specified estimated revenues for FY 2011 for the operating budget and the Capital Improvements Program for the County of Prince Edward and to authorize and empower County officers to expend funds and manage cash assets; and to establish policies under which funds will be expended and managed.

The Prince Edward County Board of Supervisors does hereby resolve on this 8th day of June, 2010 that, for the fiscal year beginning on July 1, 2010, and ending on June 30, 2011, the following sections are hereby adopted.

- Section 1. The cost centers shown on the attached letter labeled FY 2010-2011 Appropriations are hereby appropriated from the designated estimated revenues as approved by the Board of Supervisors on June 8, 2010 for FY 2010-2011.
- Section 2. Appropriations, in addition to those contained in this general Appropriations Resolution, may be made by the Board of Supervisors only if deemed appropriate and there is available in the fund unencumbered or unappropriated sums sufficient to meet such appropriations.
- Section 3. All appropriations herein authorized shall be on the basis of cost centers for all departments and agencies and by Category for the Schools.
- Section 4. The Social Services Board is separately granted authority for implementation of the appropriated funds for their respective operations. By this resolution the Social Services Board is authorized to approve the transfer of any unencumbered balance or portion thereof from one classification of expenditure to another within its respective funds in any amount.

- Section 5. The School Board is separately granted authority for implementation of the appropriated funds for their respective operations. Appropriations for the School Board are by Category. By this resolution the School Board is authorized to approve the transfer of any unencumbered balance or portion thereof from one classification of expenditure to another within a category. Transfer of funds between categories requires prior Approval of the Board of Supervisors.
- Section 6. The County Administrator is expressly authorized to approve transfers of any unencumbered balance or portion thereof from one classification of expenditure to another within the same Fund with the exception of Constitutional Officers for the efficient operation of government. Transfers into or out of a department of a Constitutional Officer requires prior approval of the Board of Supervisors.
- Section 7. All outstanding encumbrances, both operating and capital, at June 30, 2010* shall be reappropriated to the FY2011 fiscal year to the same cost center and account for which they are encumbered in the previous year.
- Section 8. At the close of the fiscal year, all unencumbered appropriations lapse for budget items other than those involving ongoing operational projects, or programs supported by grants or County funds, which must be preapproved by the County Administrator or his designee and submitted to the Board of Supervisors for final approval. Such funds must be applied to the purpose for which they were originally approved.
- Section 9. Appropriations previously designated for capital projects will not lapse at the end of the fiscal year but shall remain appropriated until the completion of the project if funding is available from all planned sources, or until the Board of Supervisors, by appropriate ordinance, resolution or other action changes or eliminates the appropriation. Upon completion of a capital project, the County Administrator is hereby authorized to close out the project and return to the funding source any remaining balances. This section applies to all existing appropriations for capital projects at June 30, 2010 and appropriations as they are made in the FY 2011 Budget. The County Administrator is hereby authorized to approve construction change orders to contracts up to an increase of \$10,000.00 as long as funds are available from the funding sources and approve all change orders for reduction of contracts.
- Section 10. The approval of the Board of Supervisors of any grant of funds to the County shall constitute the appropriation of both the revenue to be received from the grant and the County's expenditure required by the terms of the grant, if any. The appropriation of grant funds will not lapse at the end of the fiscal year but shall remain appropriated until completion of the project or until the Board of Supervisors, by appropriate action, changes or eliminates the appropriation. The County Administrator may increase or reduce any grant appropriation to the level approved by the granting agency during the fiscal year. The County Administrator may approve necessary accounting transfers between department and funds to enable the grant to be accounted for in the correct manner. Upon completion of a grant project, the County Administrator is authorized to close out the grant and return to the funding source any remaining balance. This section applies to appropriations for grants outstanding at June 30, 2010 and appropriations in the FY 2011 Budget.
- Section 11. The County Administrator may reduce revenue and expenditure appropriations related to programs funded all or in part by the Commonwealth of Virginia

and/or the Federal Government to the level approved by the responsible state or federal agency.

- Section 12. The County Administrator is authorized to make transfers to the various funds for which there are transfers budgeted. The County Administrator shall transfer funds as deemed necessary up to amounts budgeted or in accordance with any existing bond resolutions that specify the matter in which transfers are to be made.
- Section 13. The Treasurer may advance monies to and from the various funds of the County to allow maximum cash flow efficiency. The advances must not violate County bond covenants or other legal restrictions that would prohibit an advance. The Treasurer is authorized and directed to credit all interest received from the investment of all County funds to the General fund, with the exception of the School Fund (which will be allowed to maintain a fund balance), School Construction Fund, Economic Development Fund, Recreation Fund, Forfeited Assets Fund, Landfill Fund, D.A.R.E. Fund, VDOT Revenue Sharing Fund (non-local money only) and the Piedmont Court Services Fund, wherein all interest earned will be credited to the respective funds.
- Section 14. All procurement activities with funds appropriated herein shall be made in accordance with the County purchasing policy and applicable state statutes.
- Section 15. It is the intent of this resolution that funds be expended for the purpose indicated in the budget; therefore, budgeted funds may not be transferred from operating expenditures to capital projects or from capital projects to operating expenses without the prior approval from the Board of Supervisors. Also, funds may not be transferred from one capital project to another without the prior approval of the Board of Supervisors.
- Section 16. The County Administrator is authorized, pursuant to State statute, to issue orders and checks for payments where funds have been budgeted, appropriated, and where sufficient funds are available. A listing of vendor payments shall be presented to the Board of Supervisors not less frequently than monthly.
- Section 17. Subject to the qualifications in this resolution contained, all appropriations are declared to be maximum, conditional and proportionate appropriations – the purpose being to make the appropriations payable in full in the amount named herein if necessary and then only in the event the aggregate revenues collected and available during the fiscal year for which the appropriations are made are sufficient to pay all the appropriations in full. Otherwise, the said appropriations shall be deemed to be payable in such proportions as the total sum of all realized revenue of the respective funds is to the total amount of revenue estimated to be available in the said fiscal year by the Board of Supervisors.
- Section 18. All revenues received by an agency under the financial control of the Board of Supervisors or by the School Board or by the Social Services Board not included in its estimate of revenue for the financing of the fund budget as submitted to the Board of Supervisors may not be expended by said agency under the financial control of the Board of Supervisors or by the School Board or by the Social Services Board without the consent of the Board of Supervisors being first obtained, and those sums appropriated to the budget. Any grant approved by the Board for application shall not be expended until the grant is approved by the funding agency for drawdown. Nor may any of these agencies or boards make expenditures which will exceed a specific item of an appropriation.

- Section 19. Allowances out of any of the appropriations made in this resolution by any or all County departments, commissions, bureaus, or agencies under the financial control of the Board of Supervisors to any of their officers and employees for expense on account of the use of such officers and employees of their personal automobiles in the discharge of their official duties shall be paid at the same rate as that established by the internal revenue service and shall be subject to change by the County Administrator from time to time to maintain like rates.
- Section 20. All previous appropriation ordinances or resolutions to the extent that they are inconsistent with the provisions of this resolution shall be and the same are hereby repealed.
- Section 21. This resolution shall become effective on July 1, 2010.

Listed below are the appropriations for each County Department and Fund:

	<u>FUND AND FUNCTION</u>		<u>AMOUNT</u>
	<u>General Fund</u>		
11010	Board of Supervisors	\$	117,900
12110	County Administrator		479,643
12210	Legal Services		66,897
12240	Independent Auditor		36,000
12310	Commissioner of Revenue		279,275
12320	Assessor		15,000
12410	Treasurer		354,103
12510	Information Technology		74,000
13100	Electoral Board & Officials		25,341
13200	Registrar		91,714
21100	Circuit Court		51,745
21200	General District Court		13,700
21300	Magistrates		4,625
21600	Clerk of Circuit Court		455,741
21800	Law Library		4,650
22100	Commonwealth's Attorney		617,449
22200	Victim Witness Assistance Program		57,047
31200	Sheriff		1,615,424
31201	Sheriff – Courts		340,743
32200	Volunteer Fire Departments		487,800
32300	Ambulance & Rescue Squad		76,500
32400	Forest Fire Prevention		14,448
32500	Emergency Services		20,000
33200	Regional Jail		195,000
34100	Building Official		96,606
35100	Animal Control		121,559
35300	Medical Examiner		500
36100	Biosolids Monitor		65,270
42300	Refuse Disposal		1,151,700
42600	Litter Control		5,000
42610	Sandy River Reservoir		40,000
43200	General Properties		661,678
43400	Cannery		56,076
51100	Health Department		167,761

52500	Crossroads Services Board	62,643
53500	Comprehensive Services Act	1,001,000
53501	Other Welfare/Donations	68,742
68100	Community College	14,030
71100	Parks & Recreation	118,100
72200	Museums	11,000
73500	Public Library	166,559
81100	Planning	187,549
81200	Community Development	44,250
81500	Economic Development	93,666
81600	Tourism	85,888
82400	Soil & Water Conservation	11,465
83500	Cooperative Extension Office	61,192
91000	General Expense	244,397
93000	Transfers Out	8,671,215
94000	Capital Projects	86,150
95000	Debt Service	777,768
	TOTAL GENERAL FUND	\$ 19,566,509

CDA Special Levy Fund \$ 0
(Affidavits have not been received; tax rate can be set later)

Welfare Fund \$ 2,761,176
(To be expended only on order of the Social Services Board)

School Fund
(To be expended only on order of the School Board)

61000 – Instruction	\$20,494,761	
62000 – Administration, Health, Attendance	1,539,615	
63000 – Pupil Transportation	1,785,334	
64000 – Operation & Maintenance	1,930,175	
65000 – School Food Service	11,436	
66000 – Facilities	142,967	
97000 – Debt Service	794,519	
Total		\$ 26,698,807

School Cafeteria Fund \$ 1,028,055
(To be expended only on order of the School Board)

Landfill Construction Fund \$ 1,000,000
(To be expended only on order of the Board of Supervisors)

Water Fund \$ 2,000,958
(To be expended only on order of the Board of Supervisors)

<u>Sewer Fund</u>	\$	47,989
(To be expended only on order of the Board of Supervisors)		
<u>Retiree Benefits Fund</u>	\$	24,696
(To be expended only on order of the Board of Supervisors)		
<u>Piedmont Court Services Fund</u>	\$	524,715
(To be expended only on order of the Board of Supervisors)		
TOTAL APPROPRIATIONS	\$	53,652,905

The Treasurer is authorized and directed to transfer from the General Fund to the Welfare Fund, School Fund, and Retiree Benefits Fund such sums as may be needed to meet the foregoing appropriations. The Treasurer is authorized and directed to credit all interest received from the investment of all county funds to the General Fund, with the exception of the School Fund (which will be allowed to maintain a fund balance), School Construction Fund, Economic Development Fund, Recreation Fund, Forfeited Assets Fund, Landfill Fund, D.A.R.E. Fund, VDOT Revenue Sharing Fund (non-local money only) and the Piedmont Court Services Fund, wherein all interest earned will be credited to the respective funds.

In Re: Appointments – Prince Edward County School Board

A vote was taken on the candidates for the four-year term for the Prince Edward County School

Board:

<u>Candidate</u>	<u>Vote</u>
Peter Y. Gur, Ph.D.	(none)
Linda L. Leatherwood	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard R. Simpson Jim R. Wilck

Abstain: Mattie P. Wiley

Linda L. Leatherwood will serve a four-year term as the School Board representative for District 101.

By unanimous vote:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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Dr. Lawrence C. Varner, M.D., will serve a four-year term as the School Board representative for District 801.

In Re: Appointments – Boards and Commissions

Board of Appeals for Building Code: A vote was taken on the candidates for the five-year term for the Board of Appeals for Building Code:

<u>Candidate</u>	<u>Vote</u>
Kenneth W. Jackson.	(none)
Anthony T. Williams	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard R. Simpson Jim R. Wilck Mattie P. Wiley

Anthony T. Williams will be appointed to the Board of Appeals for Building Code for a term of five years beginning July 1, 2010 and ending June 30, 2015.

Poplar Hill Community Development Authority: A vote was taken on the candidates for the one-year term for the Poplar Hill Community Development Authority; the Board was instructed to choose two:

<u>Candidate</u>	<u>Vote</u>
Ken Copeland	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard R. Simpson Jim R. Wilck Mattie P. Wiley

Joe Eppes

Howard M. Campbell
William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard R. Simpson
Jim R. Wilck
Mattie P. Wiley

Ken Copeland and Joe Eppes will be re-appointed to the Poplar Hill Community Development Authority for a term of one year beginning July 1, 2010 and ending June 30, 2011.

By unanimous consent, Supervisor Howard F. Simpson was re-appointed to represent the Board of Supervisors on the Poplar Hill Community Development Authority for a one-year term beginning July 1, 2010 and expiring June 30, 2011.

Prince Edward County Industrial Development Authority: A vote was taken on the candidates for the four-year term for the Prince Edward County Industrial Development Authority:

<u>Candidate</u>	<u>Vote</u>
A. P. Jackson	Charles W. McKay
Kenneth W. Jackson	(none)
Brian O'Connor	(none)
Robert Showalter	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Howard R. Simpson Jim R. Wilck Mattie P. Wiley

Robert Showalter will be appointed to the Prince Edward County Industrial Development Authority for a term of four years beginning July 1, 2010 and ending June 30, 2014.

Social Services Board: A vote was taken on the candidates for the four-year term for the Social Services Board:

Candidate

Vote

LeAnne R. Emert

Don C. Gantt
Robert M. Jones
Jim R. Wilck

Lanay S. Walker

Howard M. Campbell
William G. Fore, Jr.
Charles W. McKay
Howard R. Simpson
Mattie P. Wiley

Lanay S. Walker will be appointed to the Social Services Board for a term of four years beginning July 1, 2010 and ending June 30, 2014.

Central Virginia Regional Library Board: A vote was taken on the candidates for the four-year term for the Central Virginia Regional Library Board:

Candidate

Vote

Patricia Keaveny Smith

Howard M. Campbell
William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard R. Simpson
Jim R. Wilck
Mattie P. Wiley

Patricia Keaveny Smith will be appointed to the Central Virginia Regional Library Board for a term of four year beginning July 1, 2010 and ending June 30, 2014.

In Re: Piedmont Regional Jail Workforce Program

Mr. Jim Ennis, Commonwealth's Attorney and Mr. Ernest Toney, Superintendent of the Piedmont Regional Jail requested authority to establish a Workforce Program to be managed by the Piedmont Regional Jail.

Mr. Ennis said the Workforce Program would permit the change of status of inmates serving their sentences in jail on weekends to providing work-hours on weekends; only those with 60 days or less would be eligible for the program. In lieu of serving a jail sentence, individuals convicted of misdemeanors and traffic offenses would have the opportunity to volunteer for the workforce program and would be charged \$12.50 per day to participate, and go out and work in the community on public property or for non-profit

organizations. No violent-crime offenders would be eligible. Mr. Ennis said eligibility would be determined at time of sentencing, and would be on a case by case basis, with each reviewed and approved by his office.

Mr. Toney said the cost savings between housing Prince Edward County offenders for the weekend and their working through the Workforce Program would be approximately \$75,000 per year.

Supervisor Wiley made a motion to approve the request of the Commonwealth's Attorney and Superintendent of the Piedmont Regional Jail to create a Workforce Program to be managed by the Piedmont Regional Jail under rules established by the courts, the Office of the Commonwealth's Attorney and the Jail, and for it to begin immediately; the motion carried:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

In Re: Virginia Retirement System (VRS)

Mr. Bartlett said that during the 2010 session of the General Assembly, HB1189 and SB232 were passed. This legislation implements new VRS plan provisions for employees hired or rehired on or after July 1, 2010. The new plan is called VRS Plan 2. VRS Plan 1 includes employees hired before July 1, 2010. Plan 1 benefits and policies were not changed by this legislation. Most notably the 5% member contribution must still be paid by Prince Edward County for the current employees and cannot be changed.

After some discussion, Supervisor Gantt made a motion to elect to pay 1% of the member contribution rate into VRS with the balance (if any) be paid by the employee for any new employees after July 1, 2010, to pass the resolution of Authorization to Pick-up the Employee's Contribution to VRS Under Section 414(h) of the Internal Revenue Code for Plan 2 Employees, to authorize the County Administrator to research supplemental retirement plans and to authorize the County Administrator to sign any and all documents necessary; the motion carried:

Aye: Howard M. Campbell
William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard F. Simpson
Jim R. Wilck
Mattie P. Wiley

Nay: None

RESOLUTION

Authorization to Pick-up the Employee's Contribution to VRS Under § 414(h) of the Internal Revenue Code For Plan 2 Employees

WHEREAS, the Virginia General Assembly, in its 2010 session passed legislation creating a separate retirement plan for employees hired on or after July 1, 2010 (hereafter referred to as "Plan 2 Employees"). The legislation stipulates that Plan 2 Employees will pay their 5 percent member contribution and that, absent other action by the employer, such contribution will be paid through salary reduction according to Internal Revenue Code § 414 (h) on a pre-tax basis; and

WHEREAS, the legislation allows certain employers, including the County of Prince Edward, to pick-up and pay all or a portion of the member contributions on behalf of its Plan 2 Employees as an additional benefit not paid as salary; and

WHEREAS, the election to pick-up and pay all or a portion of the member contributions on behalf of its Plan 2 Employees as an additional benefit not paid as salary shall, once made, remain in effect for the applicable fiscal year (July 1 – June 30) and shall continue in effect beyond the end of such fiscal year absent a subsequent resolution changing the way the 5 percent member contribution is paid; and

WHEREAS, employee contributions that are picked-up as an additional benefit not paid as salary are not considered wages for purposes of VA Code § 51.1 -100 et seq. nor shall they be considered salary for purposes of VA Code § 51.1 -100 et seq ; and

WHEREAS, the County of Prince Edward desires to pick-up and pay its Plan 2 Employees' member contributions to VRS as an additional benefit not paid as salary in an amount equal to 1% of creditable compensation; and

WHEREAS, VRS tracks such picked-up member contributions and is prepared to treat such contributions as employee contributions for all purposes of VRS.

NOW, THEREFORE, IT IS HEREBY RESOLVED that effective the first day of July 1, 2010, the County of Prince Edward shall pick-up member contributions of its Plan 2 Employees to VRS as an additional benefit not paid as salary in an amount equal to 1% of creditable compensation subject to the terms and conditions described above; and it is further

RESOLVED that such contributions, although designated as member contributions, are to be made by the County of Prince Edward in lieu of member contributions; and it is further

RESOLVED that nothing herein shall be construed so as to permit or extend an option to VRS members to receive the picked-up contributions made by the County of Prince Edward directly instead of having them paid to VRS.

In Re: Amendment to County Health Insurance Program

Mr. Bartlett said a request has been made to amend the County's Insurance Plan to allow members of the Board of Supervisors to participate in the county's Health Insurance Program known as The Local Choice (TLC). He said elected officials can be covered as a "special class;" the classification can be either as part-time or full-time employee but cannot be classified as retirees.

Following discussion, Supervisor Gantt made a motion that the County's Health Insurance Program remain unchanged; the motion carried:

Aye:	Don C. Gantt	Nay:	Howard M. Campbell
	Robert M. Jones		William G. Fore, Jr.
	Charles W. McKay		Howard F. Simpson
	Jim R. Wilck		

Abstain: Mattie P. Wiley

In Re: Request from Dinwiddie County

Mr. Bartlett said Dinwiddie County is requesting the Board's support and endorsement of Harrison A. Moody for the position of Secretary-Treasurer of the Virginia's Association of Counties.

Supervisor Jones made a motion to authorize the Resolution to Endorse Harrison A. Moody for the Position of Secretary/Treasurer of the Virginia Association of Counties. The motion carried:

Aye:	Howard M. Campbell	Nay:	None
	William G. Fore, Jr.		
	Don C. Gantt		
	Robert M. Jones		
	Charles W. McKay		
	Howard F. Simpson		
	Jim R. Wilck		
	Mattie P. Wiley		

**BOARD OF SUPERVISORS
PRINCE EDWARD COUNTY, VIRGINIA**

**RESOLUTION TO ENDORSE
HARRISON A. MOODY
FOR THE POSITION OF SECRETARY/TREASURER
OF THE VIRGINIA ASSOCIATION OF COUNTIES**

WHEREAS, Harrison A. Moody has established a long record of leadership and commitment to his community by serving on the Dinwiddie County Board of Supervisors for 22 years; and

WHEREAS, as Supervisor, Mr. Moody has represented the Dinwiddie County Board of Supervisors with concerned leadership on many committees, including the Dinwiddie County Planning Commission; the Extension leadership Council; the Dinwiddie County Youth Advisory Board; and the Virginia Gateway Region; and

WHEREAS, Mr. Moody has also served with distinction on the Virginia Association of Counties as Region 4 Director; as member of the Environment and Agriculture Committee; and Chairman of the Rural Caucus Committee, as well as past member of the National Association of Counties Board of Directors; and is currently serving on the Rural Caucus Committee and the Agriculture and Rural Affairs Steering Committee of the National Association of Counties; and

WHEREAS, Mr. Moody's tireless dedication, excellent leadership, and long record of diligent representation on the Dinwiddie County Board of Supervisors have proven his commitment and dedication to public service;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Prince Edward County, Virginia formally endorses the candidacy of Harrison A. Moody for the position of Secretary-Treasurer of the Virginia Association of Counties.

In Re: Shentel TV Cable Company Franchise Agreement

Mr. Bartlett said Shentel Cable Company in Edinburg, Virginia has a pending acquisition of JetBroadband. He said as per Code Section 15.2-2108.22.3, the County can require a cable operator to pay a recurring fee (PEG Capital fee) to support capital costs of a Public/Educational/Governmental (PEG) Channel. The fee can be no more than 1.5% of the gross revenues.

Mr. David Ferguson, Shentel Cable Company, gave a presentation on the history of the company and its plans for the future.

After some discussion, Supervisor Gantt made a motion to approve the Resolution Approving the Assignment of the Cable Television Franchise and to authorize the County Administrator to execute all necessary documents; the motion carried:

Aye: William G. Fore, Jr.
Don C. Gantt
Robert M. Jones
Charles W. McKay
Howard F. Simpson
Jim R. Wilck
Mattie P. Wiley

Nay: Howard M. Campbell

**RESOLUTION OF PRINCE EDWARD COUNTY, VA
APPROVING THE ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE**

WHEREAS, JetBroadband VA, LLC (“Franchisee”) owns, operates, and maintains a cable television system (“System”) serving Prince Edward County, VA (the “Franchise Authority”), and Franchisee is the duly authorized holder of the Franchise; and

WHEREAS, on April 16, 2010, JetBroadband,VA, LLC entered into an Asset Purchase Agreement (the “Agreement”) with Shentel Cable Company (“Shentel”) in which, among other things, the Franchisee proposes to sell and assign to Shentel certain of the assets, including the Franchise, used by Franchisee in the operation of the System (the “Transaction”); and

WHEREAS, Franchisee and Shentel have requested the consent of the Franchise Authority for the assignment of the Franchise in accordance with the requirements of the Franchise and applicable law and have filed with the Franchise Authority a franchise assignment application on FCC Form 394 that includes relevant information concerning the Transaction and the legal, technical and financial qualifications of Shentel (collectively, the “Application”); and

WHEREAS, the Franchise Authority has reviewed the Application, examined the legal, financial and technical qualifications of Shentel, followed all required procedures to consider and act upon the Application and considered the comments of all interested parties; and

WHEREAS, the Franchise Authority believes that it is in the interest of the community to approve the Application and the assignment of the Franchise and the System to Shentel, as described in the Application.

NOW, THEREFORE, BE IT RESOLVED BY THE FRANCHISE AUTHORITY AS FOLLOWS:

SECTION 1: The Franchise Authority hereby approves the Application and consents to the assignment of the Franchise and System to Shentel; all in accordance with the terms of the Franchise and applicable law.

SECTION 2: The Franchise Authority confirms that (a) the Franchise was properly granted or assigned to Franchisee and is in full force and effect, (b) the Franchise represents the entire understanding of the parties and the Franchisee has no obligation to the Franchise Authority other than those specifically stated in the Franchise; and (c) the Franchisee is materially in compliance with the provisions of the Franchise and applicable law, and there exists no fact or circumstance known to the Franchise Authority which constitutes or which, with the passage of time or the giving of notice or both, would constitute a default or breach under the Franchise or would allow the Franchise Authority to cancel or terminate the rights of the Franchisee thereunder.

SECTION 3: The Franchise Authority hereby consents to and approves (a) the pledge or grant of a security interest to, or the exercise of associated remedies by, any lender(s) of Shentel or its affiliates in Shentel's assets, including, but not limited to, the Franchise, or of interests in Shentel, for purposes of securing any indebtedness; and (b) the assignment or transfer of Shentel's assets, including the Franchise, provided that such assignment or transfer is to an entity directly or indirectly controlling, controlled by or under common control with Shentel.

SECTION 4: The Franchise Authority's approval of the Application and its consent to the assignment of the Franchise to Shentel shall be effective immediately, and Shentel shall notify the Franchise Authority upon the Closing Date.

SECTION 5: The Franchise Authority releases the Franchisee, effective upon the Closing Date, from all obligations and liabilities under the Franchise and applicable law that accrue on and after the Closing Date; provided that Shentel shall be responsible for any obligations and liabilities under the Franchise that accrue on and after the Closing Date.

SECTION 6: This Resolution shall have the force of a continuing agreement with Franchisee and Shentel, and the Franchising Authority shall not revoke, amend or otherwise alter this Resolution without the consent of the Franchisee and Shentel.

In Re: Planning Department Report

Mr. Pickett requested advertisement of a public hearing to be held at the July 2010 meeting on an amendment to the Comprehensive Plan to include the Route 628 Project as a priority in the Revenue Sharing Program.

Supervisor Simpson made a motion to authorize a public hearing for July 13, 2010 for an amendment of the Comprehensive Plan to include the Route 628 Project; the motion carried:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

In Re: County Administrator's Report

Mr. Bartlett introduced Fred Pribble, Draper Aden Associates, who gave a brief history and an update on the PPEA Project.

Mr. Pribble said the study includes a survey, geo-technical work and sampling to determine the most effective treatment process. He said the Preliminary Engineering Report must be presented to the Health Department and funding agencies, and will address the scope of the cost and capital operating expenses, which in part will determine who the customers will be. He said meetings have been held with representatives from the Health Department, Crewe, Burkeville, Hampden Sydney, the hospitals, Rural Development as customers and partners, and with funding agencies, such as the Tobacco Commission, STAG, the Health Department grants, DEQ, and Block grants to name a few. He said another option is New Market Tax Credits, an option where the contractors themselves would potentially fund the project. He said regional partners will bring a larger customer base and will increase the opportunity for grant funding.

Mr. Pribble said filtration will be used and the existing landfill in the vicinity will be closely monitored; there is no indication of any concern from the landfill. He said the landfill investigation and the preliminary estimate should be complete in the next few weeks.

Mr. Bartlett said he met with Burkeville; the representatives showed enthusiasm for the project as they will have significant capital costs if they don't join. He said a meeting will be held with the new mayor of Crewe.

Mr. Bartlett briefly reviewed the New Market Tax Credit Financing Structure.

Discussion about costs followed; Mr. Bartlett suggested the Board schedule a work session for more detailed information. Discussion turned to concerns about the adjacent landfill; Mr. Pribble said a hole will be drilled next week. Mr. Bartlett added that no volatile constituents have been found.

Mr. Bartlett then reported the Board's request for renegotiations with Wiley & Wilson to assist the County with the PPEA Review were successfully brought from \$36,000 down to a cost of \$30,000.

Supervisor Gantt made a motion to table the issue until the July 13, 2010 meeting; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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Mr. Bartlett said that at the May meeting, he discussed the proposed County Line of Credit, which will be used to finance the PPEA Interim Agreement, pending approval by the Industrial Development Authority on June 11, 2010.

Supervisor Wilck made a motion to table the request for authorization to drawdown the County Line of Credit of \$1.125 million, pending approval by the Industrial Development Authority on June 11, 2010; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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In Re: VDOT Revenue Sharing

Following some discussion on an amount to be included in the application for VDOT Revenue Sharing, Supervisor Gantt restated his motion to adopt the FY11 Revenue Sharing Program Resolution and to submit a letter of intent to VDOT for up to \$1 million in funding, and to authorize the Chairman and the County Administrator to sign all necessary documents; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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In Re: Committee Reports

Memorial Committee: Chairman Fore reported the dedication ceremony went well, with a larger crowd than anticipated. He thanked all for their work on the project.

SCOPE Building Committee: Chairman Fore reported the committee met three times but not enough of the issues are resolved to offer a recommendation at this time. Mr. Bartlett added that more organizations have come forward that wish to participate in the SCOPE building programs.

In Re: Closed Session

Supervisor Gantt made a motion that the Board convene in Closed Session for discussion of the reappointment of specific public officers, the County Administrator and County Attorney, pursuant to the exemptions provided for in Section 2.2-3711(A)(1) of the *Code of Virginia*. The motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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The Board returned to regular session by motion of Supervisor McKay and adopted as follows:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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On motion of Supervisor Jones and carried by the following roll call vote:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

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.

In Re: Re-appointment of County Attorney and Deputy County Attorneys

On motion of Supervisor Jones and adopted by the following vote:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

the Prince Edward County Board of Supervisors approved the re-appointment of James R. Ennis as County Attorney, and the re-appointments of Brian Butler and Morgan Greer as Deputy County Attorneys from July 1, 2010 to June 30, 2011, and requested the update of the contract for County Attorney services.

In Re: Re-appointment of County Administrator

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

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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the Prince Edward County Board of Supervisors approved the renewal of the contract for County Administrator W. Wade Bartlett, and to update the contract to reflect the renewal.

In Re: Amendment to County Health Insurance Program

Supervisor Gantt made a motion to reconsider the County Health Insurance Program; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Don C. Gantt Robert M. Jones Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: None
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After some discussion, Supervisor Wilck made a motion to adopt the resolution authorizing Board members to be covered under The Local Choice Program; the motion carried:

Aye:	Howard M. Campbell William G. Fore, Jr. Charles W. McKay Howard F. Simpson Jim R. Wilck Mattie P. Wiley	Nay: Don C. Gantt Robert M. Jones
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On motion of Supervisor Wiley and adopted by the following vote:

Aye:	Howard M. Campbell	Nay: None
	William G. Fore, Jr.	
	Don C. Gantt	
	Robert M. Jones	
	Charles W. McKay	
	Howard F. Simpson	
	Jim R. Wilck	
	Mattie P. Wiley	

the meeting was adjourned at 1:10 a.m..