

May 1, 2018

At the special meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 1st day of May, 2018; at 5:30 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

Also present: Wade Bartlett, County Administrator; and James R. Ennis, County Attorney.

Chairman Cooper-Jones called the special meeting to order.

In Re: Conflict of Interest Disclosures

Supervisor Pride declared the following Conflict of Interest Disclosure Statement:

As a member of the Prince Edward County Board of Supervisors, I am disclosing that I have an interest in the adoption of the FY 19 Prince Edward County School Budget, as I am a part-time student tutor for the Prince Edward County Public Schools. As the Prince Edward County Board of Supervisors has no authority over setting the salaries or pay increases of School employees, I am able to participate in the adoption of the school budget fairly, objectively and in the public interest. I have filed a statement of disclosure with the Office of the Prince Edward County Administrator, a copy of which is available for public review.

Supervisor Townsend declared the following Conflict of Interest Disclosure Statement:

As a member of the Prince Edward County Board of Supervisors, I am disclosing that I have an interest in the adoption of the FY 19 Prince Edward County School Budget, as my wife is a full-time employee of the Prince Edward County Public Schools. As the Prince Edward County

Board of Supervisors has no authority over setting the salaries or pay increases of School employees, I am able to participate in the adoption of the school budget fairly, objectively and in the public interest. I have filed a statement of disclosure with the Office of the Prince Edward County Administrator, a copy of which is available for public review.

In Re: Closed Session

Supervisor Wilck made a motion, seconded by Supervisor Pride, that the Board convene in Closed Session for consideration of the disposition of real property, 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 consideration of the award of public contracts for the renovations to the STEPS building, including discussions of the terms and scope of such contracts, where discussion in an open session would adversely affect the negotiating strategy of the County, pursuant to the exemption provided for in Section 2.2-3711(A)(29) of the *Code of Virginia*; and for consultation with legal counsel regarding a specific legal matter requiring the provision of legal advice related to the County Industrial Development Authority, pursuant to the exemption provided for in Section 2.2-3711(A)(8) 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		

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

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		

On motion of Supervisor Wilck and seconded by Supervisor Emert, and carried by the following roll call 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	

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: FY 19 County Budget

Mr. Bartlett asked for discussion on any unresolved items in the budget for FY19. He stated the increase in the insurance reserve line will be managed due to the increase in revenues from Personal Property and vacancies. Mr. Bartlett said the School Resource Officer grant is being opened up again and will provide \$25,000 for that position if awarded.

Supervisor Timmons said Piedmont Senior Resources' budget increased by \$5,000 last year due to needing a match for a grant, but he has heard they did not get that grant. He recommended reducing their donation by \$5,000. Mr. Bartlett said that amount can be held in advance or can be removed. After some discussion, the Board concurred to put the funds in a contingency fund, verify if the grant was received and then remove or replace the \$5,000, whichever is appropriate.

Mr. Bartlett said that because the Board may pass the County budget before the General Assembly has passed the State budget, the Board will have to amend the County budget. He said we do not know how

much money the County will get from the State, especially with the Schools. He said once the General Assembly reaches a compromise and reconciles the great disparities between the Senate, House and Governor's budget, we will likely have to adjust the budget down.

Discussion followed regarding a letter from the Schools requesting an additional \$235,407 and the initial requested amount of \$348,407, if the Senate or House budgets are adopted and not the Governor's budget. Mr. Bartlett said the Board does not have to pass a budget at this time. The *Code of Virginia* states localities have a specific number of days to pass their budgets from the date the General Assembly passes its budget, which hasn't yet happened.

Supervisor Timmons said the Board can come back and adjust amounts later.

Mr. Bartlett stated he split the amount between the legal and IT positions. He said it is the same amount total, just split, which was just moving funding from one department to another. He said since the attorney works for the Board, and the IT works for the County Administrator, the Board would be part of the interview and hiring process. Discussion followed.

Supervisor Timmons stated he supports the one attorney concept, but Mr. Ennis needs to have time to bring someone up to speed. He suggested figuring up a projected cost including the transition time.

Chairman Cooper-Jones said the IT position is a separate position, and while the applicant can do both, he or she would have to apply like everyone else.

Supervisor Timmons said this could be two employees, and if so, the money would be wrong. Mr. Bartlett said he proposed it would be one position that would cover both jobs; he said you are not going to get either one of these positions for the amount proposed. An IT person could probably get more money than an attorney. He said a lot of small counties have employees that do two or three jobs; we have several current employees that have several areas of responsibilities that are stand-alone positions in larger communities. Further discussion followed.

Mr. Bartlett reminded the Board that there are two steps in the budget process, and no one can spend the money until it has been appropriated.

Following further discussion, Supervisor Jones made a motion, seconded by Supervisor Townsend, to approve the budget as presented, review and move \$5,000 from Piedmont Senior Resources to the Contingency Fund, and to level fund the schools; 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

In Re: FY 19 Prince Edward County School Budget

Supervisor Emert made a motion, seconded by Supervisor Jones, that the FY 19 Prince Edward County School Budget be approved as follows:

School Fund – The total for the School Fund is \$25,765,776, of which \$8,440,984 is local revenue as a transfer from the County General Fund.

School Cafeteria Fund – The total for the School Cafeteria Fund is \$1,301,000 of which \$0.00 is local revenue as a transfer from the County General Fund.

This provides for an overall FY 19 Prince Edward County School Budget in the amount of \$27,066,776.00.

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

In Re: FY 19 County Budget

Supervisor Pride made a motion, seconded by Supervisor Jones, to approve the Resolution for the FY19 County budget; the motion carried:

Aye: Pattie Cooper-Jones
J. David Emert
Robert M. Jones
Odessa H. Pride
C. Robert Timmons, Jr.
Jim R. Wilck

Nay: Jerry R. Townsend

A Resolution to Approve the FY 19 Prince Edward County Budget

WHEREAS, it is the responsibility of the Prince Edward County Board of Supervisors to approve and control the fiscal plan for the County of Prince Edward, Virginia for Fiscal Year 2019 (FY 19); and

WHEREAS, February 6, 2018 the Board of Supervisors provided guidance to the County Administrator on the development of the FY 19 Budget; and

WHEREAS, on March 27, 2018 the County Administrator submitted to the Board of Supervisors the Proposed FY 19 Budget; and

WHEREAS, the Board of Supervisors has conducted a total of seven meetings / work sessions on the FY 19 County Budget; and

WHEREAS, the Board of Supervisors has received citizen input on the proposed budget and proposed tax rates at a duly advertised Public Hearing held April 17, 2018; and

WHEREAS, it is the intent of the Board of Supervisors that departments and agencies shall adhere to the budgeted funds in accordance with departmental budgets presented by the County Administrator and amended by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Prince Edward, that the FY 19 Budget for Prince Edward County of \$54,934,764 is hereby approved and effective July 1, 2018.

Certification

I hereby certify that the foregoing resolution was duly considered by the Board of Supervisors of the County of Prince Edward, Virginia at a regular board meeting in Prince Edward County, Virginia, at which a quorum was present and that same was passed by a vote of 7 in favor and 0 opposed, this 1st day of May, 2018.

In Re: Resolution to Set the Calendar Year 2018 Tax Rates

Supervisor Townsend made a motion, seconded by Supervisor Pride, to approve the Resolution to Impose Tax Levies for Calendar Year 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		

A Resolution to Impose Tax Levies For Calendar Year 2018

Whereas, the Prince Edward County Board of Supervisors establishes the levies for the County of Prince Edward, Virginia; and

Whereas, for calendar year 2018, beginning January 1, 2018 and ending December 31, 2018, the Board of Supervisors has duly advertised and on April 17, 2018 held a public hearing on the subject tax levies;

Now, Therefore, Be It Resolved, by the Board of Supervisors of the County of Prince Edward that the following tax levies be, and hereby are, imposed for the calendar year 2018:

Levy	Nominal Tax Rate (per \$100 of assessed valuation)	Value Used for Assessment Purposes	Effective Tax Rate (Per \$100 of assessed valuation)
Real Estate	\$0.51	Fair Market Value	\$0.51
Mobile Homes	\$0.51	Fair Market Value	\$0.51
Merchant's Capital	\$0.70	100% of Original Cost	\$0.70
Tangible Personal Property - Motor Vehicles	\$4.50	N.A.D.A. Guide, Loan Value	\$4.50
Tangible Personal Property – Business Furniture & Fixtures	\$4.50	20% of Original Cost	\$0.90
Tangible Personal Property – Heavy Equipment	\$4.50	20% of Original Cost	\$0.90
Machinery & Tools	\$4.20	10% of Original Cost	\$0.42
Farm Machinery & Equipment	\$0.00	----	\$0.00
Additional Special Levy – Poplar Hill CDA District Only			
Levy	Nominal Tax Rate (per \$100 of assessed valuation)	Value Used for Assessment Purposes	Effective Tax Rate (Per \$100 of assessed valuation)
Poplar Hill CDA Real Estate Special Levy	\$1.00	Fair Market Value	\$1.00

Certification

I hereby certify that the foregoing resolution was duly considered by the Board of Supervisors of the County of Prince Edward, Virginia at a regular board meeting in Prince Edward County, Virginia, at which a quorum was present and that same was passed by a vote of 7 in favor and 0 opposed, this 1st day of May, 2018.

In Re: Resolution – US 15 / VA 692 (Kingsville) Intersection

Mr. Bartlett said as the Board is aware, since 2015 the County has been working with VDOT on improvements to the US 15/VA 692 (Kingsville) intersection. Over the last few months, the County has had lengthy conversations with VDOT regarding the need for full ingress/egress access, both northbound and southbound, and for the businesses at the intersection. There appears to be no access issue on the west side of the intersection (Exxon), but the preliminary design by VDOT has not provided full access to the businesses (Fishin' Pig and the Convenience Store) on the east side of the intersection; the businesses would

find it difficult to receive deliveries. Mr. Bartlett said delivery trucks would have to turn onto US 692, then travel to Abilene Road, make a left and turn left again onto Rt. 15 and meander through the parking lot in front of the gas pumps for deliveries to both units. He said it would also eliminate about 30% of the parking for Fishin' Pig. He said VDOT is well aware of the issues.

A design public hearing was held by VDOT on April 19, 2018; as follow-up to the public hearing, a letter was sent to VDOT outlining the issues seen by the County and to clarify the County's position about the roundabout and need for full access. A resolution has been drafted for the Board's consideration in support of this position.

Mr. Bartlett said VDOT staff realizes and assures the County that they will adjust their design. Discussion followed regarding accidents at the intersection.

Supervisor Jones made a motion, seconded by Supervisor Timmons, to approve the Resolution of the Board of Supervisors of the County of Price Edward, Virginia, U.S. 15/VA 692 (Kingsville) Intersection; 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	

**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA
U.S. 15/VA 692 (KINGSVILLE) INTERSECTION**

At a special meeting of the Board of Supervisors of the County of Prince Edward, Virginia, held at the Prince Edward County Courthouse, Board of Supervisors Room, Tuesday, May 1, 2018, at 5:30 p.m.:

MEMBERS PRESENT:	Pattie Cooper-Jones, Chair	MEMBERS ABSENT:	None
	James R. Wilck, Vice-Chair		
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		

On motion of Supervisor Jones, seconded by Supervisor Timmons, and carried by the following vote:

Aye:	Pattie Cooper-Jones, Chair James R. Wilck, Vice-Chair J. David Emert Robert M. Jones Odessa H. Pride C. Robert Timmons, Jr. Jerry R. Townsend	Nay: None
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WHEREAS, in September of 2015, the County of Prince Edward submitted an HB2 project to the U.S. 15/VA 692 intersection at Kingsville; and

WHEREAS, VDOT proposed a design solution that included a roundabout, which would improve traffic flow and help solve access management and safety issues at the intersection; and

WHEREAS, the initial VDOT roundabout design (Attachment 1) provided to the County in 2015, included full ingress/egress access, both northbound and southbound, for the businesses located on the eastern side of U.S. 15; and

WHEREAS, on April 19, 2018, VDOT held a design public hearing on the proposed U.S. 15/VA 692 intersection roundabout project at Kingsville on a plan that had substantially changed the ingress/egress for the businesses located on the eastern side of U.S. 15; and

WHEREAS, the County Administrator has submitted written comments to VDOT regarding the design presented at the public hearing asking that full ingress/egress access be restored to the businesses located on the eastern side of U.S. 15; and

WHEREAS, the Board of Supervisors has complete confidence that VDOT will take the appropriate action to amend the design of the roundabout to ensure that full ingress/egress access from both the northbound and southbound lanes of U.S. 15, as well as VA 692, is provided to Tax Parcel #050-A-89 and Tax Parcel #050-A-90A, located on the eastern side of U.S. 15;

NOW, THEREFORE, BE IT RESOVED that the Board of Supervisors of the County of Prince Edward hereby endorses moving forward with the roundabout design solution at the intersection of U.S. 15/VA 692 (Kingsville) with the amendments heretofore proposed by the County.

Certification

I hereby certify that the foregoing resolution was duly considered by the Board of Supervisors of the County of Prince Edward, Virginia at a special board meeting in Prince Edward County, Virginia, at which a quorum was present and that same was passed this 1st day of May, 2018.

On motion of Supervisor Townsend, seconded by Supervisor Timmons, and adopted by the following 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
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the meeting was adjourned at 7:08 p.m.