

October 13, 2009

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday the 13<sup>th</sup> day of October, 2009; at 7:00 p.m., there were present:

William G. Fore, Jr.

Sally W. Gilfillan

Robert M. Jones

Charles W. McKay

James C. Moore

Howard F. Simpson

Lacy B. Ward

Mattie P. Wiley

Also present: Wade Bartlett, County Administrator; Sarah Puckett, Assistant County Administrator; Jonathan L. Pickett, Director of Planning and Community Development; James Ennis, County Attorney; Sharon Lee Carney, Director of Economic Development & Tourism; Fred Pribble, Draper Aden; Carlos Norris, Crowder Construction; and Linnell Stanhope, Crowder Construction.

Chairman Fore called the meeting to order. Supervisor Moore offered the invocation.

In Re: Public Participation

**Dr. Chris Howard**, President of Hampden Sydney College, said the relationship between the town, county and the colleges is important, and asked the Board to call upon the Hampden Sydney College faculty, staff and students. He said community involvement is important. He said Hampden Sydney is spending time on the basics, including collective and individual responsibility, encouraging the students to be good men and good citizens.

**Sheila Gibbs**, Leigh District, expressed her concern about the poor condition of Rainbow Lane and asked when the road might be paved. Mrs. Sarah E. Puckett, Assistant County Administrator, said funding is not currently available through VDOT but the road is on the County's Rural Addition Priority List.

**Kenneth Jackson**, Leigh District, said the meeting held on September 22, 2009 at 1:00 p.m. was held at a bad time for the majority of citizens to attend. He asked that the Board be mindful of the time meetings are scheduled; he added citizens must be allowed to be in attendance to have open and honest government. Mr. Jackson then said he is concerned about the condition of Rainbow Lane, and said Ms. Gibbs has been before the Board a number of times. He said she has been given the “run-around” and the Board needs to tell her when the road will be paved. He said there is a list that is about “15-years long” because of the amount of work that needs to be done.

In Re: Board of Supervisors Comments

Chairman Fore said at the September 2009 meeting, the Board adopted the following policy:

*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.*

Supervisor Jones said that the road issues arise from the lack of funding that comes from the state. He said the road funding has been cut dramatically, and the Board is honest with people about what funding is available for roads. He said the County does not have a fund for the roads. .

Mrs. Puckett said the Rural Addition program has specific criteria, and Rainbow Lane is a private road. She said the County has to follow the criteria to qualify for funding through VDOT; it is impossible to know when the funding will become available for that particular road. She said the County staff and VDOT do not prequalify the roads because the criteria changes according the General Assembly rules. She said roads are put on the list in the order in which they come to the Board, and as funding becomes available, the roads are reviewed in the order that they were received for qualifying criteria.

Mr. Wade Bartlett, County Administrator, said the 15 Year Plan does not apply to the Rural Addition Program; that is the Six-Year Plan. Those are two different programs.

Supervisor Moore said misinformation has been provided to some of the residents about the rural roads by the real estate agents.

Supervisor Gilfillan said the circumstances in the past month have shown the community just how blessed it is to have a caring, hard-working law enforcement police departments, all of which have been incredible. She said that because of the terrible fire at the apartment complex, she is thankful for the fire departments and all the volunteers.

Supervisor McKay said there is never a perfect time for a meeting. He said he retired from shift work, and if someone works night shift, they are never able to attend any of the Board meetings.

Supervisor Ward said meetings held at 1:00 p.m. will not have the citizen turn-out as a meeting held at 6:00, 7:00 or 8:00 p.m. He said there is no excuse for a 1:00 p.m. meeting.

Supervisor Gilfillan asked for clarification on the topic of discussion for the 1:00 p.m. meeting; she said she didn't recall that there was any diversion from the announced topic of the meeting. Chairman Fore said the meeting covered just the one issue.

Chairman Fore commented on the emergency and police departments' reaction to the fire at the apartment complex. He thanked Jonathan Pickett, Emergency Manager, and the Red Cross and all of the volunteer workers for their swift action; he said the 21 families displaced by the fire were in alternate housing within 12-14 hours of the fire.

Jonathan Pickett said there were a number of volunteers and people from other apartment complexes that made rooms available to those displaced by the fire.

In Re: Consent Agenda

Supervisor Ward made a motion to remove the minutes from the meeting held September 8, 2009 from the Consent agenda; the motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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On motion of Supervisor Moore and carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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the Board accepted the minutes of the meeting held September 1, 2009 at 5:00 p.m., and the minutes of the meeting held September 22, 2009 at 1:00 p.m.; Accounts and Claims; Salaries; an erroneous assessment for Suzanne Brown in the amount of \$70.52; an erroneous assessment for Debra J. Norris in the amount of \$237.80; and budget amendments as follows:

		Debit	Credit
33010-0014	COPS Grant		\$ 19,800
31200-1200	Sheriff/Salary & Wages – O/T Grant	\$ 15,200	
31200-5540	Sheriff/Travel-Convention & Education	\$ 500	
31200-6018	Sheriff/Highway Safety Grant	\$ 4,100	
42300-3160	Refuse Disposal/Professional Services		\$ 3,738
12410-6030	Treasurer/Non-Capital Equipment	\$ 2,138	
12410-6040	Treasurer/ADP Equipment	\$ 1,600	

	<u>LIABILITIES</u>	
Virginia Department of Taxation	State sales tax	0.98
	<u>FORFEITED DRUG ASSET FUND</u>	
Department of Criminal Justice	Seized assets	530.00
	<u>BOARD OF SUPERVISORS</u>	
Business Card	Meals	129.25
	<u>COUNTY ADMINISTRATOR</u>	
Business Card	Postage	1,320.00
	Meals	135.62
	Envelopes	174.60
Pitney Bowes Financial Service	Postage meter lease	87.00
AT&T	Phone	187.51
Embarq	Phone	469.19

US Cellular	Phone		111.25
Business Data of Virginia, Inc.	Norton Anti-Virus		99.90
Diamond Springs	Water & equipment rental		15.70
Key Office Supply	Copy paper	250.54	
	Tablets	17.78	
	Office supplies	87.35	355.67
Reliable	Office supplies		134.32
Town of Farmville	Gas		79.88
Matthew Bender & Company, Inc.	09 Repl Vols 7A & 7B	101.46	
	Admin Law Appdx 09Ed	33.47	134.93

INDEPENDENT AUDITOR

Robinson Farmer Cox Associates	Cost allocation plan		3,500.00
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COMMISSIONER OF REVENUE

Key Office Supply	Copier service contract	535.00	
	Credit	-205.00	
	Data binders	23.92	353.92
AT&T	Phone		62.65
Treasurer of Virginia	Online service		125.38
Ntelos	Internet		20.44
Embarq	Phone		203.50
Commissioner of Revenue Association	Registrations		250.00

TREASURER

James W. Elliott, Attorney	Delinquent land sales		1,448.25
ComputerPlus Sales/Service	Maintenance contract		1,075.35
Key Office Supply	Typewriter service contracts (2)	260.00	
	Printer service contract	199.00	
	Credit	-173.00	
	Greenbar paper	299.94	
	Copy paper	65.90	
	Data binders	59.90	
	Calculator ribbons	11.34	
	Calculator	139.99	
	Pens	14.19	
	Ink cartridge	72.00	
	Post it notes	13.98	
	File folders	7.45	970.69
Paymaster Technologies	Maintenance contract		329.60
M&W Printers, Inc.	Postage - RE: Notices	2,989.80	
	Postage	3,992.76	
	Receipt paper	969.80	7,952.36
AT&T	Phone		120.22
Treasurer of Virginia	Online service		133.57
Embarq	Phone		225.26
NACCTFO	Dues		60.00
Business Data of Virginia, Inc.	Norton Anti-Virus		49.95
	Lodging	304.71	359.92
Treasurer's Association of Virginia	Meeting registrations		260.00

Pitney Bowes, Inc.	Postage meter ink/tape	139.98
Matthew Bender & Company, Inc.	VA Taxation Code book	57.47

INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Travel expenses	875.00	
	Monthly contract	2,800.00	3,675.00
BAI Municipal Software	Technical support		7,525.00
ComputerPlus Sales/Service	Maintenance contract		270.00

REGISTRAR

U. S. Postal Service	Box rent		110.00
AT&T	Phone		46.87
Treasurer of Virginia	Online service		3.25
Embarq	Phone		146.07
			146.07

CIRCUIT COURT

AT&T	Phone		71.09
Embarq	Phone		173.91

GENERAL DISTRICT COURT

AT&T	Phone-Juv. Prob.	243.12	
	Phone-J&D	146.38	
	Phone-Gen. Dist. Court	148.71	538.21
Embarq	Phone-J&D	78.51	
	Phone-Juv. Prob.	103.96	
	Phone-Gen. Dist. Court	300.28	482.75
U S Cellular	Phone		28.48

SPECIAL MAGISTRATES

AT&T	Phone		181.37
Treasurer of Virginia	Pager rental		16.36
Embarq	Phone		87.69

CLERK OF THE CIRCUIT COURT

International Land Systems	Replacement battery		57.74
AT&T	Phone		141.82
Embarq	Phone		272.73
Caskie Graphics, Inc.	Casebinders	824.42	
	Folders	637.39	1,461.81
Image Graphics, Inc.	Film		1,270.00

LAW LIBRARY

AT&T	Data line		34.54
Embarq	Data line		32.25
LexisNexis	Online service		207.00
Matthew Bender & Company, Inc.	09 Repl Vols 7A & 7B	101.46	
	VA Admin Law Appdx	33.47	134.93

COMMONWEALTH'S ATTORNEY

Ceclia Charlton	Postage		7.69
AT&T	Phone		315.52
Kinex Networking Solutions	Internet		49.95
Embarq	Phone		274.21
LGA of Virginia, Inc.	Dues		320.00
Farmville Herald	Advertising		146.25
Key Office Supply	Appointment books	77.94	
	Computer RAM	240.00	317.94
Matthew Bender & Company, Inc.	Code Repl Vols 7A & 7B		205.94
Business Card	Computer memory	231.49	
	Credit	-154.64	76.85

VICTIM WITNESS ASSISTANCE PROGRAM

Embarq	Phone		75.93
Cindy Sams	Mileage	73.70	
	Meal	21.06	94.76
NCVC	Dues		95.00

SHERIFF

Walmart	Dog supplies	32.20	
	Photo processing	89.41	121.61
Commtronics of Virginia	Light bar repair		219.56
East End Motor Company, Inc.	Air flow sensor	371.03	
	Thermostat & gasket	169.20	
	Oil change	61.01	
	Install radio box	81.30	
	Inspect/repair fan	259.38	941.92
Kenbridge Tire & Auto	Calibrations		225.00
Newman Tire Company, Inc.	Alignment/flat repair		52.83
Kinex Networking Solution	Hard drive/restore data	200.00	
	DSL/webhosting	139.85	339.85
Business Card	Postage	14.34	
	Meals	17.53	
	Registration	225.00	
	Camera	371.36	628.23
UPS	Shipping		10.35
U. S. Postal Service	Box rent		70.00
Brandon Cummings	Postage		2.75
AT&T	Phone		592.30
Embarq	Radio	10.36	
	Phone	463.17	473.53
Embarq Communications, Inc.	Phone		40.22
US Cellular	Phone		827.27
Margie Franklin	Mileage		123.20
Larry Franklin	Meal		6.57
David Wilmoth	Meals		43.84
Michael Jackson	Meal		3.81
Diamond Springs	Equipment rental & water		64.90
Key Office Supply	DVD disk	21.49	

	Credit	-21.49	
	CDs	20.62	
	Ink cartridges	159.92	
	3-Ring binder	6.69	
	Partition folder	130.16	
	Folders	23.57	340.96
Staples Business Advantage	Tower/DVDs/planners	1,779.83	
	Credit	-95.15	1,684.68
Town of Farmville	Gas		6,927.38
Commtronics of VA	Light power supply		575.25
East End Motor Company, Inc.	Batteries		190.55
Newman Tire Company, Inc.	Tires		662.68
Virginia Communications	Camera cable		118.50
Farmville Printing	Color copies		10.68
Fire & Safety Equipment Company	Recharge extinguisher		54.95
Moore Medical, LLC	CPR masks/gloves		629.80
Stuart Raybold	Radio batteries		115.70
Quantum Graphics/Uniforms	Hats	146.75	
	Uniforms	111.35	258.10
Southern Police Equipment Company	Boots	114.00	
	Shoes	51.50	
	Badge	55.98	221.48
Matthew Bender & Company, Inc.	VA Code 2009 RV8A		54.71
USA Mobility Wireless, Inc.	Pager rental		82.68

PROSPECT VOLUNTEER FIRE DEPARTMENT

C. W. Williams	Thermal image camera		7,312.00
Chesterfield Insurers	Accident/health insurance		5,883.00
Goodman Truck & Tractor	Oil change/antifreeze		414.04
Singer Associates Fire Equipment	Light		20.27
VFIS	Package insurance	2,261.00	
	Auto insurance	3,200.00	
	Commercial excess insurance	375.00	5,836.00

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

Stellar One Bank	Loan payment		501.50
Southside Electric Cooperative	Electric service		510.94
Verizon	Phone		134.49

PAMPLIN VOLUNTEER FIRE DEPARTMENT

Amelia Overhead Doors	Door repair/springs		411.00
Pamplin Volunteer Fire Department	Phone	61.89	
	Fuel	184.17	246.06
Verizon	Phone		116.21
Dominion Virginia Power	Electric service		258.58

PRINCE EDWARD RESCUE SQUAD

Prince Edward Volunteer Rescue Squad	09-10 Support		15,000.00
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	<u>MEHERRIN RESCUE SQUAD</u>	
Meherrin Fire & Rescue Squad	09-10 Support	2,500.00
	<u>EMERGENCY SERVICES</u>	
Timmons Group	System maintenance	685.00
Korman Signs	Signs & hardware	654.19
	<u>REGIONAL JAIL &amp; DETENTION</u>	
Family Preservation Services	Electronic monitoring	570.00
Piedmont Regional Juvenile Detention Center	Juvenile detention	6,525.00
Piedmont Regional Jail	Inmate per diem	3,973.20
	<u>BUILDING OFFICIAL</u>	
US Cellular	Phone	44.24
Coy Leatherwood	Meeting registration	15.00
Town of Farmville	Gas	161.14
	<u>ANIMAL CONTROL</u>	
Farmville Auto Parts	Oil/filter/brake pad	223.26
Dominion Virginia Power	Electric service	85.14
Embarq	Phone	31.63
US Cellular	Phone	90.74
Gerry Spates	Bounty	50.00
Gary Womack	Bounty	50.00
John Adams	Bounty	150.00
George Dickhoff	Bounty	50.00
Nathan Smith	Bounty	50.00
Ray Foster	Dishpans	4.20
Walmart	Food & litter	229.26
Town of Farmville	Gas	437.93
	<u>MEDICAL EXAMINER</u>	
Treasurer of Virginia	Coroner	40.00
	<u>BIOSOLIDS MONITORING</u>	
Tri-County Ford-Mercury	Vehicle repairs	595.50
Manuel H. Toombs, Jr.	Phone	24.67
US Cellular	Phone	37.24
Town of Farmville	Gas	319.01
	<u>REFUSE DISPOSAL</u>	
Resource International	Miscellaneous work tasks	2,204.49
	MRF assessment	58.00
	Groundwater monitoring	19,053.96
Air Water & Soil Labs, Inc.	Leachate sample	13.00
Southern States	Grass seed	81.50
Ronald Van Eps	Gate wheel	19.99
American Electric Motors	10 HP motor	878.00
Farmville Auto Parts	Tarp straps	21.61

	Cleaner/hydraulic fluid	24.68	46.29
Jimmy's Service Center	Antifreeze	58.76	
	Truck maintenance	1,229.43	1,288.19
Arena Trucking Company	Trash collection		415.00
Emanuel Tire of Virginia	Tire recycling		2,055.00
Wright's Excavating	Landfill operation		42,187.50
STEPS, Inc.	Recycling fee		455.36
Southside Electric Cooperative	Darlington Heights site	52.31	
	Virso site	78.27	130.58
Dominion Virginia Power	Leachate pump	264.60	
	Scalehouse	35.86	
	Rice site	33.98	
	Cell C pump station	18.98	
	Green Bay site	46.17	
	Worsham site	28.72	
	Prospect site	56.08	
	Landfill site	28.38	512.77
AT&T	Phone		210.35
Embarq	Phone		238.24
US Cellular	Phone		32.73
Verizon	Phone		130.79
O. O. Stiff, Inc.	Monthly service		662.50
Town of Farmville	Gas		1,249.52

SANDY RIVER RESERVOIR

Piedmont Soil & Water	Mowing dam		2,400.00
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GENERAL PROPERTIES

McQuay International	Chiller maintenance contract		2,150.50
OK Termite & Pest Control	Exterminating service		150.00
Southside Electric Cooperative	SRR lights		30.93
Dominion Virginia Power	Roy Clark monument	16.77	
	Courthouse	11,613.85	
	Shop	25.60	
	Sheriff's Department shed	5.50	
	Worsham Clerk's office	26.09	
	Ag building	921.58	12,609.39
Town of Farmville	Water & sewer	203.87	
	Gas	624.08	827.95
AT&T	Phone		34.53
Embarq	Phone		118.90
US Cellular	Phone		96.45
O. O. Stiff, Inc.	Monthly service		100.00
Aramark Uniform Services	Cleaning supplies		228.52
Handi-Clean Products, Inc.	Glass cleaner		130.42
Lowe's	Trash can & dolly	71.19	
	Cleaning supplies	116.53	187.72
	Primer/paint supplies	81.86	
	Concrete caulk	94.36	
	PVC pipe/cement/trim	18.36	

	Wire cutter/stripper	44.76	
	Concrete caulk/trim	23.94	
	Paint supplies	67.88	
	Sockets & wrenches	226.72	
	Trim board/door threshold	74.43	
Wilco, Inc.	Janitorial supplies		2,100.20
Carpet House	Ceiling tile		400.00
Diamond Springs	Water & equipment rental		15.70
Farmville Auto Parts	Tool mat	4.47	
	Oil	5.94	
	Power steering/transmission fluid	37.77	
	Oil filter	7.35	
	Transfer pump	19.95	75.48
Rod & Staff Welding	Angle iron		35.00
Cintas Corporation #524	Uniform rental		479.52
Shanaberger & Sons	Weed-eater spool/plug		21.98
Taylor-Forbes Equipment Company	Mower blades	59.85	
	Oil/filter/guide wheel	49.64	
	Oil & filter	19.56	
	Installed mower blade	23.40	152.45

CANNERY

Southside Electric Cooperative	Electric service		116.75
Ellington Energy Service	Fuel oil		820.00
Parker Oil Company, Inc.	Heating fuel		867.09
AT&T	Phone		64.09
Embarq	Phone		32.56
Can Corporation Of America, Inc.	Cans & lids		1,975.08
Virginia Department of Taxation	Sale use tax on cans		98.75

HEALTH DEPARTMENT

Prince Edward County Health Department	Local support		41,304.50
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COMPREHENSIVE SERVICES ACT

Amanda Blackburn	Foster care		525.00
Centra Health	Professional service		19,653.00
Family Preservation Service	Professional services		4,208.75
Juanita Fisher	Foster care		230.00
Ryan Frey	Foster care		448.00
Frances Gibbs	Foster care		525.00
Grafton School, Inc.	Professional Services		13,330.75
Kristy Howells	Foster care		896.00
Jennifer Kingsley	Foster care		525.00
Bonnie Mills	Foster care		557.35
Dekeace Morton	Foster care		666.00
Joan Osborne	Foster care		661.68
Presbyterian Home & Family Services	Professional Services		2,883.00
I'Shawn Smith	Foster care		644.00
Starell Lee	Foster care		71.31
Marilyn Peterson	Foster care		194.13

Piedmont Psychiatric Center	Foster care		657.72
	<u>OTHER WELFARE / SOCIAL SERVICES</u>		
STEPS, Inc.	09-10 Support		6,808.00
	<u>MUSEUMS</u>		
Robert Russa Moton Museum	09-10 Support		7,125.00
	<u>PUBLIC LIBRARY</u>		
Farmville-Prince Edward Community Library	09-10 Support		38,014.75
	<u>PLANNING</u>		
Alecia Daves-Johnson	Flat repair/car wash	12.00	
	Meals	34.53	
	Insect repellent	6.81	
	Gas	11.02	64.36
Business Card	Postage		17.42
US Cellular	Phone	76.47	
Maxey-Hines & Associates	Copies of tax maps		467.50
Town of Farmville	Gas		78.84
Champlain Planning Press	Planning Commission Journal		188.00
	<u>COMMUNITY DEVELOPMENT</u>		
Piedmont Area Transit	09-10 Support		2,500.00
	<u>ECONOMIC DEVELOPMENT</u>		
Dominion Virginia Power	Electric service		321.63
Town of Farmville	Water & sewer		41.33
	<u>COOPERATIVE EXTENSION OFFICE</u>		
Embarq	Phone		96.22
	<u>CAPITAL PROJECTS</u>		
Lowe's	Floodlights	13.98	
	Insulation/PVC trim	336.86	
	Insulation	42.32	
	Concrete primer	49.00	442.16
Sherwin Williams Company	Paint & tray liner	539.37	
	Paint roller cover	4.19	
	Paint	441.42	984.98
Timmons Group	GPS project		12,513.11
	<u>FORFEITED DRUG ASSETS</u>		
Criswell	09 Chevy Tahoe		22,355.00
	<u>PUBLIC / PRIVATE EDUCATION ACT FUND</u>		
Randall C. Allen, PC	Legal service		1,057.75

	<u>WATER FUND</u>	
Town of Farmville	Water	102.42

	<u>SEWER FUND</u>	
Dominion Virginia Power	Sewer pump	28.97

	<u>RETIREMENT BENEFIT FUND</u>	
Vicki K. Johns	Retiree benefit	1,196.00

	<u>PIEDMONT COURT SERVICES</u>	
Dominion Virginia Power	Electric Service	209.67
AT&T	Phone	159.13
Embarq	Phone	204.69
Matthew Bloom	Mileage	219.45
	Meals	103.85
Renee T. Maxey	Mileage	102.30
Towneplace Suites by Marriott	Lodging	610.50
Crowne Plaza Hotel	Lodging	549.18
Treasurer of Virginia	FOIA Training	35.00
Four Seasons Restaurant	Meals	253.02
Correctional Enterprises	Office supplies	29.97

ADDENDUM BILL LIST

	<u>LIABILITIES</u>	
Virginia Department of Taxation	State sales tax	2.05

	<u>BOARD OF SUPERVISORS</u>	
Farmville Herald	Advertising	789.76

	<u>COUNTY ADMINISTRATOR</u>	
Moonstar BBS	Monthly service - Oct	16.67
	DSL	95.00
Matthew Bender & Company, inc.	VA Advance Code Serv	61.00

	<u>COMMISSIONER OF REVENUE</u>	
Moonstar BBS	Monthly service - Oct	16.67

	<u>ASSESSOR</u>	
Marshall Thackston	Equalization Board meeting	100.00
Doris W. Farrar	Equalization Board meeting	100.00
James W. Garnett, Jr.	Equalization Board meeting	100.00
Cheryl B. Whirley	Equalization Board meeting	100.00
Farmville Herald	Advertising	214.50

	<u>TREASURER</u>	
Moonstar BBS	Monthly service - Oct	16.66

INFORMATION TECHNOLOGY

Business Data of Virginia, Inc.	Monthly contract	2,800.00
ComputerPlus Sales & Service	Maintenance contract	270.00

ELECTORAL BOARD AND OFFICIALS

Unilect Corporation	Maintenance contract	4,125.00
	Shipping	9.30
		4,134.30

REGISTRAR

Farmville Herald	Advertising	121.88
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SPECIAL MAGISTRATES

McMillian Pager Service	Pager rental	15.90
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CLERK OF CIRCUIT COURT

Key Office Supply	Typewriter service contract	108.00
Kisha Banks	Juror	30.00
Maureice Booker	Juror	30.00
James A. Brown	Juror	30.00
Tashan Brown	Juror	30.00
Harry W. Bryant, III	Juror	30.00
Melissa R. Burger	Juror	30.00
Monica Butler	Juror	30.00
Carolyn S. Campbell	Juror	30.00
Debra A. Campbell	Juror	150.00
Peter Canney	Juror	150.00
Therese A. Clark	Juror	30.00
Mary V. Clements	Juror	150.00
David A. Clifford	Juror	30.00
Neil Scott Cole	Juror	30.00
Eisenhower Coleman	Juror	150.00
Randall L. Cook	Juror	150.00
Charles Couch	Juror	150.00
Jean M. Dooley	Juror	30.00
Blake Duffey	Juror	30.00
Lennon Evans	Juror	30.00
Erin Glascock	Juror	30.00
Robert M. Glenn, Jr.	Juror	30.00
Matthew Grissom	Juror	30.00
Mark H. Gubash	Juror	30.00
Magnolia B. Hayes	Juror	30.00
Sherrell Hill	Juror	60.00
Penelope G. Howard	Juror	150.00
Jeffrey C. Hudgins	Juror	60.00
Stanley R. Jackson, Jr.	Juror	60.00
Amber L. Jones	Juror	60.00
Ellis Jones	Juror	60.00
Mildred I. Kellum	Juror	60.00
Octavia lawson	Juror	30.00
Laken Giovanni Lee	Juror	60.00

Otis Marshall	Juror	30.00
Jane Martin	Juror	60.00
Robert D. may	Juror	60.00
Dawn D. Myers	Juror	60.00
Donald Lee Neathery	Juror	30.00
Wayne R. O'Brien	Juror	30.00
Andrew Orth	Juror	30.00
Gloria F. Rosser	Juror	30.00
Lawrence M. Simmons	Juror	30.00
Gordon V. Smith	Juror	30.00
Michael J. Smith	Juror	30.00
Jennifer F. Southall	Juror	30.00
Gerald M. Vanromondt	Juror	30.00
Natasha S. Vaughan	Juror	30.00
Joshua S. Watkins	Juror	30.00
Katherine J. Weese	Juror	30.00
Juleen H. West	Juror	30.00
James R. Wilck	Juror	30.00
Tammy Williams	Juror	30.00
Stacy Yoder	Juror	30.00
Julio C. Zeledon	Juror	30.00

LAW LIBRARY

Matthew Bender & Company, Inc.	Model Jury Instructions - Criminal	209.32
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COMMONWEALTH'S ATTORNEY

Key Office Supply	Ink pens	12.72
Matthew Bender & Company, Inc.	Criminal Law Case Find-Supp	108.46

FARMVILLE VOLUNTEER FIRE DEPARTMENT

A Plus	Accountability tags	28.65
Elecom, Inc.	Antenna	56.75
Farmville Auto Parts	Fuse	3.54
	Bolt nut	2.66
		6.20
Farmville Automotive	Oil change	139.28
Farmville Volunteer Fire Department	Website hosting	24.95
	Phone	81.16
	Internet	24.90
		131.01
Goodman Truck & Tractor	Truck repairs	726.59
Singer Associates Fire Equipment	Check ladder waterway	1,072.19
	Spotlight	168.75
		1,240.94
Witmer Public Safety Group	Gloves	217.97
	Pants	90.97
		308.94

RICE VOLUNTEER FIRE DEPARTMENT

Parker Oil Company, Inc.	Diesel	331.81
	Gas	336.03
	Propane	982.43
		1,650.27
Schmidt's Repair Service	Truck repairs/maintenance	533.88
Embarq	Phone	88.24

VFIS	Commercial excess	187.00	
	Package insurance	2,447.00	2,634.00
Dominion Virginia Power	Electric service		9.30

MEHERRIN VOLUNTEER FIRE DEPARTMENT

Motorola	Software/mic/belt clip		419.06
Parker Oil Company, Inc.	Diesel	241.54	
	Gas	302.72	544.26
US Cellular	Phone		149.76
Verizon	Phone		154.72
Dominion Virginia Power	Electric service		463.07

REGIONAL JAIL & DETENTION

Piedmont Regional Juvenile Detention Center	Juvenile detention		4,350.00
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BUILDING OFFICIAL

Treasurer of Virginia	Permit levy		401.28
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ANIMAL CONTROL

VACA	Dues - Foster	30.00	
	Dues - Horn	30.00	60.00
John Adams	Bounties		400.00
Vortech Pharmaceuticals	Fatal Plus Solution		306.86

REFUSE DISPOSAL

Jimmy's Power Wash	Washed trash truck		65.00
Jimmy's Service Center	Oil change/brake adjustment		498.87
Wright's Excavating	Landfill operation		42,187.50
East End Motor Company, Inc.	Truck inspection		51.00
Wright's Excavating	Landfill operation		42,187.50
Southside Electric Cooperative	Virso site		78.02
Dominion Virginia Power	Rice site		44.48
Farmville Auto Parts	Hydraulic fluid		17.80

GENERAL PROPERTIES

Putney Mechanical Company, Inc.	AC repair - Ag building		144.95
Taylor-Forbes Equipment Company	Leveled mower deck		20.40
East End Chevron	Ice		7.52
Farmville Auto Parts	Hand cleaner	12.62	
	Hammer	4.47	
	Power steering fluid/oil	70.17	
	Air filter	65.87	
	Oil	57.51	210.64
Grant's Glass	Mirror		25.00
Newman Tire Company, Inc.	Flat repair		26.25

CANNERY

Farmville Auto Parts	Gasket/sealer/bolts		20.81
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COMPREHENSIVE SERVICES ACT

Business Card	Foster care		320.40
Crossroads Services Board	Foster care	246.30	
	Professional services	4,925.00	5,171.30
Heartland Family Counseling	Professional services		2,200.00
Helton House, Inc.	Professional services		5,994.90
Pickett Park Day Care	Foster care		374.00
Poplar Springs Hospital	Professional services		2,400.00
Presbyterian Home & Family Services	Professional services		2,790.00
Sheila Martin	Mileage		177.10

PLANNING

Farmville Herald	Advertising		63.38
FedEx	Shipping		16.99
Samuel R. Coleman	Mileage		128.15
Jonathan Pickett	Mileage	387.75	
	Meal	6.22	393.97

ECONOMIC DEVELOPMENT

Farmville Herald	Advertising		165.76
Business Card	Postage/shipping charge	151.92	
	Fees	5.31	157.23
AT&T	Phone		78.24
Moonstar BBS	DSL		90.00
Embarq	Phone		195.02
Farmville Chamber of Commerce	Luncheon program		45.00
Magi VanEps	Meals & lodging		190.95
Key Office Supply	Hanging file folders		16.58

DEBT SERVICE

Rural Development	Courthouse loan payment		16,626.00
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RETIREMENT BENEFIT FUND

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

Connie Stimpson	Postage	7.55	
	Mileage	106.26	
	Frames	9.00	
Pitney Bowes Financial Service	Postage meter lease		202.00
Matthew Bloom	Mileage		264.55
Sandy Fox	Mileage		3.30
Sheena Franklin	Mileage		200.20
Sharon Gray	Mileage		187.00
Rebecca Moss	Mileage		135.85
Sam's Club	Membership fee		35.00

PCS SUPERVISION FEES EXPENDITURES

SRP Corporation, LLC	Rent		2,383.00
Page Hardy	Cleaning service		315.00

In Re: Minutes of September 8, 2009

Supervisor Ward questioned the minutes of the meeting held September 8, 2009 regarding the omission of the discussion regarding of the omission of the firm of Draper Aden from the Interim Agreement. He said Draper Aden had been prominently mentioned as equals in the admission of the unsolicited proposal, and wondered why Draper Aden has almost been deleted from the Interim proposal. He said the answer had been that Draper Aden is a subcontractor. Supervisor Ward said he would like to have seen the questions posed during that meeting put into the minutes.

Mrs. Puckett said that historically, if a Board member wished to have something verbatim or something specific in the minutes, the Board member would let staff know. Staff will go back to the tape to pull from the reference. It would be helpful to indicate the importance of a certain item. She added that it is necessary for the Board member to let staff know if it is to be transcribed verbatim into the minutes.

Supervisor Ward said a question of conflict of interest came up and suddenly Draper Aden dropped from its original status. He said he will not pre-do the minutes, but this is a question based on a charge of conflict of interest. Draper Aden was removed from a prominent place, but is hardly mentioned except under the insurance clause.

Supervisor Ward continued "How it is put into the minutes or not – there was another thing at the last meeting but I let it slip. I think it's up to staff to – I'm perfectly willing to – in other words I'm not going to come down and tell the staff this should be in the minutes, that's not my aim. But there's certain things that I just think that staff would say, 'here's a question, and here's a big difference in what the supervisor thought and the answer that was given – it wasn't resolved and it's still not resolved in my mind, but it's – it's just left completely out of the minutes.'"

Chairman Fore told him that the portion could be transcribed and inserted into the minutes, and directed the Deputy Clerk to do so; the minutes will be put before the Board at the next month's meeting.

Supervisor Ward said that the status of Draper Aden in this contract should be known – are they subcontractor or are they equal. He said the letter to Mr. Bartlett, dated October 17, 2009 and signed by Carlos Norris, Vice-President of Crowder [Construction] and Fred T. Pribble, Vice-President of Draper Aden makes him uneasy.

Supervisor Gilfillan said she was unaware of a charge of conflict of interest. Supervisor Ward said it wasn't here, but was raised by a citizen.

Supervisor Simpson said the Board agreed to instruct staff to enter a statement or motion verbatim in the minutes at the time it was said.

In Re: Highway Matters

Chairman Fore asked for comments for staff to relay to VDOT. No comments were submitted.

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 proposed amendment to Article II, Section 2-100.3(B) of the Zoning Ordinance to add Commercial Outdoor Entertainment as a special use in the A-1 zoning district and for the proposed amendment to Article III, Section 3-100.9 to add use and design standards for such activities. Notice of this hearing was advertised according to law in the September 25, 2009 and October 2, 2009 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Jonathan Pickett, Director of Planning and Community Development, said the zoning use type of Commercial Outdoor Entertainment is a use not provided for in the county's A-1 Agricultural Conservation Zoning District. A citizen request prompted the staff to request the Board consider allowing this use with a special use permit in the A-1 zone. Activities covered under the Commercial Outdoor Entertainment classification include sports arenas, motor vehicle or animal racing facilities and outdoor amusement parks. Activities like the recent Indian Pow-Wow would also fall under this classification.

Mr. Pickett said the Planning Commission held a public hearing in July 2009 and then requested staff to develop additional language to add into Article III of the zoning ordinance relating to use and design standards. The Commission approved of the new language at the September commission meeting and recommended by unanimous vote that Commercial Outdoor Entertainment be added as a special use in the county's A-1 zoning district.

Chairman Fore asked if an application will be required to come before the Board; Mr. Pickett said the applicant would have to go before the Planning Commission and the Board of Supervisors with a Special Use Permit application.

Supervisor Gilfillan asked about the use of the property, and if the zoning carries with the land if sold; Mr. Pickett said the use goes with the property. He said the county staff would monitor the use, and a special use permit can be revoked if necessary. Discussion followed.

Chairman Fore opened the public hearing to permit commercial outdoor entertainment as a special use in the A-1 zoning district and add use and design standards for such activities.

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

Supervisor Jones made a motion to amend Article II, Section 2-100.3(B) of the zoning ordinance to add Commercial Outdoor Entertainment as a special use in the A-1 zoning district and to also amend Article III, Section 3-100.9 to add use and design standards for such activities; the motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Public Hearing – Special Use Permit (Charles Puckett, Crematorium)

Chairman Fore announced this was the date and time scheduled for a public hearing on the proposed Special Use Permit to allow Charles Puckett to operate a crematorium on property owned by Beatrice Hartig located immediately behind the Town and Country Furniture Store, 5301 Farmville Road. Notice of this hearing was advertised according to law in the September 25, 2009 and October 2, 2009 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Pickett said Charles Puckett requested a special use permit to operate a crematorium at 5301 Farmville Road; no formal funerals will be conducted from that site. He said the nearest residence is approximately 1500 feet from the proposed site of the crematorium. Mr. Pickett said the Planning Commission held a public hearing on September 15, 2009 and one person spoke in favor of the request; the Planning Commission voted unanimously to recommend approval of this request.

Mr. Pickett added three environmental agencies monitor crematoriums for emissions: the Virginia Board of Funeral Directors and Embalmers, the Department of Environmental Quality (DEQ), and the Occupational Health and Safety Administration (OSHA). Discussion followed on possible emission issues.

Chairman Fore opened the public hearing.

There being no one wishing to speak, the public hearing was closed.

Supervisor McKay made a motion, seconded by Supervisor Moore, to approve a special use permit to operate a crematorium on property owned by Beatrice Hartig located immediately behind the Town and Country Furniture Store, 5301 Farmville Road.

Supervisor Gilfillan said she would like the Board to keep “on top of” the emissions for potential issues. Further discussion followed.

Supervisor Moore called for the motion; the motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward	Nay:	Mattie P. Wiley
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In Re: Public Hearing –Interim Agreement with Crowder Construction

Chairman Fore announced this was the date and time scheduled for a public hearing on the Interim Agreement between the County of Prince Edward, Virginia and Crowder Construction Company for Design and Construction of the Sandy River Reservoir Water Treatment and Distribution Project. Notice of this hearing was advertised according to law in the September 11, 2009 and September 18, 2009 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Bartlett said that over the last several months, the County has negotiated with Crowder Construction Company an Interim Agreement consistent with the Design-Builder’s proposal and the County’s guidelines and procedures concerning the Public-Private Education Facilities and Infrastructure Act of 2002 as adopted on July 8, 2008.

Per Section IX.C of the County's guidelines 30 days prior to entering into an interim agreement the County shall provide an opportunity for public comment. Such public comment shall include a Public Hearing held by the Board of Supervisors.

On September 8, 2009 the Board of Supervisors accepted the Interim Agreement for the purpose of posting the agreement for public comment as specified in the County's guidelines. Additionally, the Board of Supervisors authorized the advertisement of a public hearing on the topic to be held at 7:30 p.m. on October 13, 2009. The notice of public comment was so posted and the public hearing advertised.

Mr. Bartlett said that no comments were received and a few questions were submitted. He said Jimmy Sanderson, Davenport, provided a financial analysis to show the possible scenario with no grants, no "0% interest" loans, and no revenues taken into account, which results in a higher figure.

Mr. Jimmy Sanderson presented a brief update from the December 2008 presentation, including the county's current obligations, and reviewed the analysis. He said the debt service drops off significantly, and the drop in the debt service can be used to bring on additional debt for other projects. He added the payout ratio for the County is very strong at 70%. Mr. Sanderson then pointed out that assumptions were made, and the County could add up to \$25.5 million associated with the water system in FY 2010; he added \$1.3 million of school projects would bring the total to \$26.8 million of project costs. He said each additional million dollars of project cost debt would equal ½ cent on the tax rate. Every penny added to the tax rate would equal \$150,000 in revenue. He then discussed financing options and reviewed the debt service. Further discussion followed.

Mr. Bartlett said there are differences from the previous presentation that are not represented in this presentation, such as a change in the residential connection fee of \$2,500, and a commercial connection fee of \$3,000. The ordinance the Board approved has a residential connection fee of \$4,500 and a commercial connection fee of \$6,000. He said that is one of the reasons the Interim Agreement is being done, to better define any proposed revenue. He said this presentation gives the scope and presents a worst-case scenario. He said it includes other municipalities but no revenue from the other municipalities. Mr. Bartlett then said if approved, the county has two months from the notice to proceed to take the Presentation Level Estimate to the other localities. He said then four months are allotted to work any

partners into the Agreement. At that time, a preliminary estimate is to help educate the partners that may wish to join, which in turn will determine the final decision.

Discussion followed on potential partnerships.

Chairman Fore opened the public hearing to receive public comment concerning the Interim Agreement with Crowder Construction.

**Kenneth Jackson**, Leigh District, asked where the \$2 million is going to come from. He cautioned the Board against how the loans are taken, and expressed his concern about fees and interest rates. He questioned grants being available due to the state budget shortfalls.

**Jack Houghton**, Farmville, noted that he is a candidate for the Board of Supervisors, and acknowledged and thanked Mr. Bartlett for his prompt answers. Mr. Houghton said that at the September meeting, the Board received requests for small financial donations from two civic groups, and while acknowledged as ‘worthy’ both were declined due to “tough times.” He said the Board is considering spending \$1,979,000 for the performance of certain work – engineering work and related studies, and added that the same care and concern should also extend to this Interim Agreement as was applied to the civic groups.

Mr. Houghton gave a history of public utilities in other localities, and said “localities in Virginia and elsewhere are experiencing fiscal difficulties now, and those who are wise are bracing for more difficulties in the next budget cycle. From this I come to one conclusion: this is not be a good time for localities to over-extend themselves or the taxpayers on non-essential financial obligations.” He added that the PPEA is a relatively new process and is relatively rarely used, and is largely unproven as being cost-effective. He said it is a non-competitive process. Mr. Houghton then spoke about a potential customer base and its limitations. He recommended the Board not proceed with the Interim Agreement but seek less expensive options to explore and document the basic need and financial feasibility before spending another \$2 million for studies and engineering services. He asked the Board to consider putting the issue to referendum.

**Ralph Hines**, Lockett District, said a vote for the \$2 million agreement will increase the real estate tax rate 35% to pay for it. He said real estate taxes on a house assessed at \$150,000 would increase from \$600 to \$810 for all taxpayers to serve five to ten percent of the County’s residents. Mr. Hines

recommended the County commission an affordable a feasibility study and a preliminary engineering report in the budget range of \$100,000-\$150,000 to determine the feasibility, need and financial potential of a water treatment plant at Sandy River and the supporting distribution system. He asked the Board to consider the agreement for a while, and said more time is needed to have a better idea of what it will cost.

Mr. Bartlett reviewed the breakdown of costs as presented by Crowder Construction and Draper Aden; he said Rural Development has different guidelines, and every governmental entity has different guidelines on how they classify the various expenses. Mr. Hines questioned the change in the pre-construction cost. Mr. Bartlett said the cost didn't change, but the classification changed based on different guidelines. Mr. Hines again asked the Board to study this issue further.

**Lawrence C. McMurtray**, Farmville, asked the Board if any private water utility company has been asked to give a bid or estimate on water service to Prince Edward County. Mr. Bartlett said two surrounding localities did contract with private companies, and both failed to renew due to escalated price and poor service. He said both took back control of their facilities. Mr. McMurtray said he referred to installation of a system.

Mr. Jackson again approached the podium and said a request was made to the Governor's stimulus package for the water project, as well as Congressman Perriello put through a \$17.5 million earmarked fund package, and they were told the project was "shovel ready." He said someone was mistaken when they submitted it, because this does not seem "shovel ready." Mr. Bartlett said portions of the project are ready, and cited the example of the water line to Hampden Sydney on Route 15 South. He said the design is complete and the five percent that is not complete is the attainment of the easements. Mr. Jackson said studies are still not complete, so the project is not "shovel ready" but the Board is ready to pay another \$2 million.

**Cornell Walker**, Prospect District, said the Board is ready to build the project on an assumed cost, and asked the Board to look at the demographics of the County, as most are retired and elderly. He said that if the line would be installed by his house, he would be forced to hook up to the system at a cost of \$4,500 even though he has a functioning well. He said without enough customers, the County would have to mandate the people to become customers, and asked the Board to reconsider.

Chairman Fore closed the public hearing.



Supervisor McKay: Mr. Chairman, I'd like to move that we --

Supervisor Ward: Could we -- could we discuss it a bit before we -- could we not -- the reason I'm asking for this, Charlie, we are going to call for the question. I know that, and it's going to be cut off, and I'm wondering also, should we check and see if we're really using that call for the question correctly. Can one person just shut off all debate?

Chairman Fore: It is correct.

Supervisor Ward: Pardon?

Chairman Fore: I have no reservation about it.

Supervisor Ward: Well, I do have reservation about it.

Chairman Fore: If it is, Mr. Ward, it's up to me to call it.

Supervisor Ward: But can we -- can we just talk about it a little bit before we jump into --

Chairman Fore: Charlie gave you the floor. He started a motion.

Supervisor Ward: Well, I wanted to make sure that you -- you heard that. You know, few of us here, on the Board, if any, have engineering background. Maybe we do. I'd like to hear about it. But we've got engineers, we've got people with half century -- quarter century experience that come in and challenge the information that we're about to vote on tonight. And I'm wondering whether we listen to people who have experience in something as complex as setting up a water treatment facility. But there's one thing that we don't need an engineer for. We don't have customers, and we've just kept saying this over and over and over. We don't have customers. Now, one outfit that we're depending on -- The Manor -- Poplar Hill before them -- they came out ten, eleven years ago with an estimate of about 11,000.

Mr. Pickett: There are five cottages. The first five.

Supervisor Ward: Okay. Five cottages. Five -- five from 11,000 -- that's -- that's big. Their history tells us not going to be a substantial customer. We have designed a water line from The Manor to Hampden Sydney and yet we say we have nothing in writing, we have no commitment, we have no promise from Hampden Sydney. We spent \$100,000 designing that thing. I don't think we're going to spend that much money unless we're going to build it. Are we? I wouldn't think so. We're going to build it, Hampden Sydney's not going to say whether they're going to be a part of our Authority or not, they're making no commitment, they're making no letter of interest. I think we ought to listen. First of all, we

ought to just listen to the figures, and they're not there to justify a water treatment plant. But we don't care – I know there's going to be a vote for it if it comes to a quick vote. We're going to vote for it, I have no doubt about that. But I think it's a mistake. But I want to clear up something before we – before we leave here that Ward gave some erroneous information – if you don't mind – take a minute. Yeah, I did take notice that we got this unlisted [unsolicited] proposal from Crowder – Draper Aden, signed by the two companies. Okay. And it says “teamed with” -- “teamed with.” I thought of them as being equals. And so I did – it did catch my eye when we get this Interim report, but Draper Aden is barely mentioned on that. Now I mentioned a conflict of interest – no, I know of no charge in a court of law, but I know someone other than me must have heard the question raised about the fact that Mr. Pribble has been working with a number of the projects that are going to be included in this project, that he's been working as consultant for the County 16-17 years, and that the advantage that he had over other would-be firms interested in this might constitute a conflict of interest. This is my own thought – this is a good reason to drop from prominence. You were prominent at one time, and now you're not prominent? Who are we dealing with? What is Draper Aden's responsibility to us? They signed this unsolicited proposal. I think we should know who is responsible for delivering on it. What is Draper Aden's status? What is their responsibility to us? Sure, Crowder could – and they will – hire subcontractors, we know this. But this is -- equal firms – they teamed with each other. But it doesn't seem to bother us. But it is a question in my mind. And as far as the word “charge,” no, I don't know that anyone has charged anybody in court. But it's certainly been a discussed issue even in this forum here and you should've heard about it.

Chairman Fore: Do you have a comment? Charlie, back to you. Do you ...

Supervisor McKay made a motion, seconded by Supervisor Wiley, to delay the decision on the Interim Agreement until the December 8, 2009 Board meeting.

Mr. Bartlett asked Crowder Construction if there is a time limit on the bid submitted by Crowder Construction; Mr. Norris said they are comfortable with extending the offer 60 days.

The motion carried unanimously:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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Chairman Fore introduced Mr. Carlos Norris, Senior Vice-President of Crowder Construction.

Mr. Norris said Crowder Construction has always been the lead on the project and the partnership has not changed, and apologized for any confusion about the prominence or role of Draper Aden. He said Draper Aden has its role in a project as this in engineering and feasibility, and certain things that they are very important partner in the team. He said Crowder Construction took lead from the beginning. He added the design-build was the best option for the project, and he would be willing to give another presentation on the design-build project and its benefits of design-build. He said one reason design-build has taken priority is because owners have control on 7-10 items, such as a single source responsibility. He said contracts require licenses and bonds, and contractors can bond projects such as this; engineers cannot build, and have to be led by a licensed contractor. Another reason is Builder's Risk insurances, and other things that the industry requires of the contractor. Mr. Norris said nothing changed in the partnership and apologized again for any confusion.

Mr. Bartlett said the question raised by Mr. Jackson regarding the "conservative interest rates," that meant interest rates used in the example were higher than the rates that are currently available to show a more costly analysis. He said Mr. Houghton said, in his opinion, it is not a good time to extend "ourselves" on any major project, but it is exactly the right time for a major project because contractor costs and interest rates are at historically low levels. Mr. Bartlett said the County Administrators from Southampton, Spotsylvania and the City Manager of Fredericksburg were contacted and they said they will not do a major project in the future without going through the PPEA, for several reasons, one of which is that there is a sole entity to hold responsible. He added the PPEA with VITA is not a construction project but an ongoing service related project.

Mr. Bartlett said Crewe and Burkeville are interested in the system as their water demand has increased and may increase even further because the state institutions may be expanding. He said that he will look into some of the private companies suggested by Mr. McMurtray. Addressing Mr. Walker's concern of building on assumed costs, Mr. Bartlett explained that this agreement is to receive an estimate on the cost to build, and does not commit the County to build anything; he said the County can stop the process at any time with a seven-day notice. One of the processes of the agreement is to look at potential partners and the future customer base. He said any new system will have a small initial customer base. Mr. Bartlett said The Manor currently has five cottages; they've reached an agreement with a contractor to build out their first "pod" and a "ten unit" called Manor Heights appears to consist of approximately 20 houses in near future, which is a start. He said other developments are in progress, such as Granite Falls; the connection fees with that project as is now stated alone would be \$600,000 in revenues. He added other developers are interested in the Route 15 South area for large commercial projects that would provide considerable fees and usages.

Mr. Bartlett said one of the original reasons the Board began the process wasn't because of a large demand that wasn't being met, but because of a question about water supply. He said water supply was questionable during three of the last seven years, and the County must ensure not just the future growth but also the current sustainability. He said that was the main reason the Board is interested in developing the Sandy River Reservoir.

Supervisor Ward said the County had been in negotiations with the Town of Farmville, and it is necessary to know what the \$2 million will be spent on. Supervisor Jones said the \$2 million would be spent on getting the idea of future revenues. Future discussion followed.

Mr. Bartlett said that \$29,000 was spent on financial feasibility. He said some of the design is necessary, as Crewe and Burkeville have the same questions; they need to know the cost and how it will impact their rates and fees, and will need to know a cost to alter their own infrastructures. He said the plan can be scaled down if necessary. Mr. Bartlett then said the estimate presented by Mr. Hines was not correct as a \$0.14 tax increase, but he will look into that and also how the debt service decreases over time, which is a positive for the County. He said within the first 10 years, the debt service falls approximately \$900,000.

Supervisor Jones asked about the citizens being forced to connect. Mr. Bartlett said that would require action by the General Assembly; the Board has never said about taking such action. He said that cannot happen without going to the General Assembly and requesting it, adding that it is not part of the plan.

Supervisor Gilfillan said in the beginning, the funding to create the Sandy River Reservoir was to promise for a public water supply. She said during time of drought, the Appomattox River Authority came to Prince Edward County for water. This County must retain the use of the water at the Sandy River Reservoir to ensure the Prince Edward County residents receive the benefit from the water.

Supervisor Ward said the Board should consider a citizen referendum.

Supervisor Simpson said that in regards to Supervisor Gilfillan's comment about using the water supply before someone else lays claim to it, the County has been working for three or four years to get it worked out, and now it is delayed another 60 days. He said in order to have customers, you have to have water in place.

In Re: Ordinance to Ratify County's 1999 Ordinance to Consider CDA Petitions

Chairman Fore announced this was the date and time scheduled for a public hearing on the Ordinance to Ratify Prince Edward County's 1999 Ordinance to consider CDA Petitions. Notice of this hearing was advertised according to law in the September 23, 2009 and September 30, 2009 issues of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Chairman Fore said that in 1999, the Prince Edward County Board of Supervisors adopted an ordinance enabling the Board to assume the power to consider petitions for the creation of community development authorities. As there have been significant changes in the membership of the Board of Supervisors and to the Code of Virginia since that time, the Board voted to ratify the 1999 Ordinance, prior to acting on the Petition for a new Community Development Authority that has been filed by the Industrial Development Authority.

Chairman Fore opened the public hearing.

**Kenneth Jackson**, Leigh District, cautioned the Board about creating CDAs. He said taxpayers shouldn't be responsible for lawsuits that arise regarding the CDAs. If developers invest their own funds in the community, they stay. He said CDAs should be used wisely and cautiously.

**Bemeche Hicks**, Lockett District, expressed his concern about the relocation of Route 628 for safety issues. He asked the Board to reconsider the relocation of the road.

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

Discussion followed on the ratification. Mr. Jim Ennis, County Attorney, stated the ordinance empowers the County to create CDAs, and does not create a specific CDA. Chairman Fore added this ordinance strengthens the ordinance currently in place. Further discussion followed.

Supervisor Moore made a motion to adopt the Ordinance to Consider CDA Petitions; the motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Granite Falls Community Development Authority

Mrs. Sharon Carney, Director of Economic Development & Tourism, said that in July 2009, the Industrial Development Authority signed a contingent contract with Prince Edward Development, LLC for the development of a 150 room Hotel, Conference and Hospitality Training Facility. One of the contract contingencies was the establishment of a Community Development Authority by the Prince Edward County Board of Supervisors. This Authority will have the capability to levy certain special assessments such as an assessment on the sale of food and beverages on businesses that operate within the Authority's boundaries, which would be paid by the patrons of the establishment and not the taxpayers. The purpose of such assessments is to provide financing for all or portions of the costs of various public improvements including roads and road improvements, water and sewer improvements and parking facilities in connection with the proposed hotel and conference center. It is anticipated the only property to be within

the Granite Falls CDA is the Granite Falls Hotel/Conference and Hospitality Training Facility, thus having no impact on properties or businesses outside the Granite Falls CDA zone.

Supervisor Wiley left the meeting at this time.

Supervisor McKay made a motion to authorize a public hearing for the November 17, 2009 Board of Supervisors meeting to establish the Granite Falls Community Development Authority; the motion carried:

Aye: William G. Fore, Jr.  
 Sally W. Gilfillan  
 Robert M. Jones  
 Charles W. McKay  
 James C. Moore  
 Howard F. Simpson  
 Lacy B. Ward

Nay: None

Absent: Mattie P. Wiley

In Re: Appointments

Chairman Fore said the terms of the following positions expire December 31, 2009 and will be advertised in the Farmville Herald:

<b>Appointment</b>	<b>Term of Office</b>	<b># of Terms Expiring or Vacancies</b>	<b>Individual Currently in Office</b>
Prince Edward County Planning Commission	4 Years	3 <i>(County Positions)</i>	Sam Coleman* William Porterfield* Earnest Toney
Board of Zoning Appeals <i>(Recommendation to Circuit Court Judge)</i>	5 Years	1	Chuck Benhoff*

Supervisor Wiley entered the meeting at this time.

Chairman Fore said three of the four currently in office have made known their willingness to continue to serve.

Supervisor Jones made a motion to authorize advertisement of the vacancies for the Prince Edward County Planning Commission and the Board of Zoning Appeals; the motion carried:

Aye: William G. Fore, Jr.  
Sally W. Gilfillan  
Robert M. Jones  
Charles W. McKay  
James C. Moore  
Howard F. Simpson  
Lacy B. Ward

Nay: None

Abstain: Mattie P. Wiley

In Re: County Administrator's Report

Mr. Bartlett said the County's application for STEPS, Inc. was recommended for funding by the Southside Economic Development Commission; he said it will go before the full Tobacco Commission on October 29, 2009.

Mr. Bartlett said the Tobacco Commission has a grant program for agricultural business; on September 28, 2009, he and Assistant County Administrator Sarah Puckett attended the training conducted by the Tobacco Commission regarding the program. He said at the encouragement of the Tobacco Commission staff, the County is considering submitting a grant application for sustainable agriculture and the development of a local food initiative. The deadline for the grant is November 2, 2009. Mr. Bartlett said Mrs. Alecia Daves-Johnson and Mrs. Puckett have done a lot of work on the grant; farmers and purchasers have been contacted, and quite a bit of progress has been made. Mr. Bartlett said the grant requires an unspecified match; the County's match would be funds that have already been budgeted to operate the Cannery, as an in-kind match, and in savings from the vacant position at the extension office. He said the initiatives that are being considered are upgrades to the cannery to allow local producers to market the products. The second initiative would be to bring together the local growers to sell to the local institutions (schools, hospital, colleges). The third initiative is to create a regional food system.

Supervisor Moore made a motion to authorize the County Administrator to sign the Agriculture Business Grant application; the motion carried:

Aye: William G. Fore, Jr.  
Sally W. Gilfillan  
Robert M. Jones  
Charles W. McKay  
James C. Moore  
Howard F. Simpson  
Lacy B. Ward  
Mattie P. Wiley

Nay: None



In Re: VACo Annual Meeting Voting Credentials

Chairman Fore asked for nominations for voting delegate and alternate for the VACo Annual Business Meeting.

Supervisor Jones made a motion to designate Chairman Fore as voting delegate and Supervisor Simpson as alternate for the VACo Annual Business Meeting. The motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Lacy B. Ward Mattie P. Wiley	Nay: None
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In Re: Auditor

Supervisor Gilfillan asked for clarification on the Auditor of Public Accounts report. Mr. Bartlett said that some departments are audited annually, and the audit concerned funds the Treasurer maintains for the state. This audit had nothing to do with County funds.

In Re: Closed Session

Supervisor Wiley made a motion that the Board convene in Closed Session for consultation with legal counsel regarding a specific legal matter related to road construction and requiring the provision of legal advice by such counsel, pursuant to the exemptions provided for in Section 2.2-3711(A)(7) of the *Code of Virginia*. The motion carried:

Aye:	William G. Fore, Jr. Sally W. Gilfillan Robert M. Jones Charles W. McKay James C. Moore Howard F. Simpson Mattie P. Wiley	Nay: Lacy B. Ward
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The Board returned to regular session by motion of Supervisor McKay and adopted as follows:

Aye: William G. Fore, Jr.  
Sally W. Gilfillan  
Robert M. Jones  
Charles W. McKay  
James C. Moore  
Howard F. Simpson  
Lacy B. Ward  
Mattie P. Wiley

Nay: None

On motion of Supervisor Jones and carried by the following roll call vote:

Aye: William G. Fore, Jr.  
Sally W. Gilfillan  
Robert M. Jones  
Charles W. McKay  
James C. Moore  
Howard F. Simpson  
Lacy B. Ward  
Mattie P. Wiley

Nay: None

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

WHEREAS, the Prince Edward County Board of Supervisors convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

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

NOW, THEREFORE, BE IT RESOLVED that the Prince Edward County Board of Supervisors hereby certifies that to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Prince Edward County Board of Supervisors.

Supervisor Moore made a motion to authorize the Request for Permission to Inspect and Notice of Intent to Enter be sent to Mr. Lacey with regards to his property located on Route 15 South.

The motion carried:

Aye: William G. Fore, Jr.  
Sally W. Gilfillan  
Robert M. Jones  
Charles W. McKay  
James C. Moore  
Howard F. Simpson  
Mattie P. Wiley

Nay: Lacy B. Ward

In Re: Animal Warden's Report

Mr. Ray Foster, Animal Warden, submitted a report for the month of September 2009, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Coy Leatherwood, Building Inspector, submitted reports for the month of September 2009, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery

Mrs. Lena Huddleston, Cannery Manager, submitted a report for the month of September 2009, which was reviewed and ordered to be filed with the Board papers.

In Re: Financial Report from Prince Edward County Schools

Dr. Patricia Watkins, School Superintendent, submitted a financial summary report for the month of September 2009, which was reviewed and ordered to be filed with the Board papers.

In Re: PERT Ridership Report

The Board reviewed the September 2009 ridership report from PERT and ordered it to be filed with the Board papers.

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

Aye:	William G. Fore, Jr.	Nay: None
	Sally W. Gilfillan	
	Robert M. Jones	
	Charles W. McKay	
	James C. Moore	
	Howard F. Simpson	
	Lacy B. Ward	
	Mattie P. Wiley	

the meeting was adjourned at 10:31 p.m.