

June 9, 2020

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 9th day of June, 2020; at 7:00 p.m., there were present:

Beverly M. Booth

Pattie Cooper-Jones

J. David Emert

Llew W. Gilliam, Jr.

Robert M. Jones

Odessa H. Pride

Jerry R. Townsend

James R. Wilck

Also present: Wade Bartlett, County Administrator; Sarah Elam Puckett, Assistant County Administrator; Trey Pyle, Deputy Emergency Coordinator; and Terri Atkins Wilson, County Attorney.

Chairman Townsend called the June meeting to order.

Chairman Townsend stated:

Due to the COVID-19 Emergency, the Board of Supervisors is operating pursuant to and in compliance with its "EMERGENCY ORDINANCE TO EFFECTUATE TEMPORARY CHANGES IN CERTAIN DEADLINES AND TO MODIFY PUBLIC MEETING AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH PANDEMIC DISASTER." This meeting is closed to in-person participation by the General Public, but citizens may listen to the meeting by calling 1-425-436-6394, Access Code: 867576#.

Supervisor Emert offered the invocation and led the Pledge of Allegiance.

In Re: Conflict of Interest Disclosures

Supervisor Pride stated:

As a member of the Prince Edward County Board of Supervisors, I, Odessa H. Pride, am disclosing that I have an interest in the adoption and appropriation of the FY 21 Prince Edward County School Budget, as I am periodically 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 and appropriation 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.

Chairman Townsend stated:

As a member of the Prince Edward County Board of Supervisors, I, Jerry R. Townsend, am disclosing that I have an interest in the adoption and appropriation of the FY 21 Prince Edward County School Budget, as my wife is an 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 and appropriation 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 Booth stated:

As a member of the Prince Edward County Board of Supervisors, I, Beverly M. Booth, am disclosing that I have a personal interest in the appropriation of the FY 21 Prince Edward County Budget, as my husband is an employee of the Prince Edward County Sheriff's Office. As the Prince Edward County Board of Supervisors has no authority over the expenditures and individual salaries of the Sheriff's Office, I am able to participate in the appropriation of the county 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: Public Participation

Chairman Townsend stated 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 the Administrator, Attorney or county staff to immediately correct any factual error that might occur.

Chairman Townsend then read the following:

Public Participation and Public Hearing comments for County meetings will be received by Karin Everhart, Deputy Clerk to the Board of Supervisors, using one the following methods:

1. **Written Comments:** Please limit word count to no more than 500 words. Must be received by 2:00 p.m. the day of the meeting.
 - a. **Mailed:** Board of Supervisors, P.O. Box 382, Farmville, VA 23901.
 - a. **E-Mailed:** Board of Supervisors: board@co.prince-edward.va.us
 - b. **County Dropbox:** Written comments may also be placed in the County “payment dropbox”, located in courthouse parking lot by 2:00 p.m. the day of the meeting.

2. **Verbal Comments:** **Citizens may also participate remotely during the meeting.** Using the meeting call-in information provided above, citizens may **phone-in to the meeting and provide comments during the Public Participation/Public Hearing portion of the agenda**; however, **citizens must pre-register** with the County Administrator’s Office at 434-392-8837 by 2:00 p.m. the day of the meeting. Callers must be on the line and ready to speak when called upon by the Chair. Please state your name and district of residence. Based upon the # of pre-registered speakers, the Chair will determine the time allotted to each speaker.

Ian Danielsen urged the Board to vote against the proposal to terminate the County’s public-private partnership with STEPS recycling services program. He said the County’s use of STEPS Recycling services represents a mutually beneficial business relationship spanning two decades. The revenue generated helps employ six staff members who have disabilities. He expressed his encouragement for the Board to continue to deliver quality opportunities, impact self-sufficiency and reduce poverty throughout the region. He asked the Board to vote for the employees that demonstrate their abilities outweigh their disabilities when given the opportunity.

Sharon Harrup, President and CEO of STEPS, said she was on the call to make herself available should the Board have any questions during the discussion of the STEPS Recycling Center.

Austin Van Horn, District 2, said he and his community members would like to try to bring about changes that benefit all of Farmville; he said there have been several peaceful protests in Farmville despite assumptions of ulterior outcomes. He said they have shown that they seek to bring about justice for African American community; these peaceful Black Lives Matter protests have helped him be more informed on how the criminal justice system and our society overall ignore and oppress men and women of color. Members of the community are calling for help and we, in places of privilege, need to answer that call by listening to

their experiences, empathizing as much as we can with their struggles and implementing change that will bring about the level of comfort and respect that they deserve.

Kenneth Jackson, Lockett District, presented several concerns; he applauds the Board members on their professionalism and the way they conducted business, but hurtful that he needed to put something in the newspaper because one Board member decided they knew more than the majority rule. He said there are problems at the Rice dump site, one is a DEQ matter and the other is an OSHA matter. He said he has been working with Mr. Bartlett for three weeks trying to get this done. Mr. Jackson said the County is going in another direction towards a brighter future and we have to build on it together. He said we want to be a prosperous County and will face some hardships this year, we need to work together to fix these issues and these problems. He said he is behind the Board 100% as long as we are moving forward positively together.

Halley Chambers, Prospect District, said she learned there is talk of Luck Stone adding a concrete and asphalt plants. She said she is severely allergic to asphalt and asked what investigation has been done into the health implications for people that live near an asphalt plant as well as a concrete plant. Chairman Townsend said there would be time during the public hearing later in the meeting for that discussion, and thanked her for her participation.

In Re: Board Comments

Supervisor Pride thanked everyone for attending and said for all to remain safe.

Supervisor Cooper-Jones thanked all for attending remotely and to be safe.

Supervisor Booth thanked those for their participation and input.

Chairman Townsend thanked everyone for their support and said for all to be safe and to comply with the Governor's orders.

In Re: Consent Agenda

On motion of Supervisor Wilck, seconded by Supervisor Cooper-Jones, and carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None
------	--	-----------

the Board accepted the Treasurer’s Report for May 2020; the minutes of the meetings held May 5, 2020, and May 12, 2020; Accounts and Claims, Board Mileage Sheets; and Salaries.

Prince Edward Treasurer's Report - May 2020

Name of Bank	Bank Balance	Available Balance
Benchmark Pooled Fund Account	12,286,000.96	12,286,000.96
Wells Fargo Social Services	334,070.66	334,070.66
Benchmark School Fund	2,680,243.14	2,680,243.14
Benchmark Food Service	242,965.38	242,965.38
TOTAL		15,543,280.14
Certificates of Deposit		
Benchmark		609,724.91
Farmers Bank		211,676.94
TOTAL		821,401.85
GRAND TOTAL		16,364,681.99

Accounts & Claims:

<u>BOARD OF SUPERVISORS</u>			
Business Card	VML advertising	75.00	
	Board meeting meals	50.75	
	Return credit	-249.99	-124.24
Farmville Newsmedia	Advertising		1,032.36
US Cellular	Cellular service		265.00
<u>COUNTY ADMINISTRATOR</u>			
US Cellular	Cellular service		126.12
Business Data of VA, Inc.	Norton antivirus		119.85
Key Office Supply	Cartridges	2,527.24	
	Greenbar paper	413.94	
	Staplers	25.99	2,967.17

	<u>INDEPENDENT AUDITOR</u>		
McGriff Insurance Services	OPEB accounting		6,608.00
	<u>COMMISSIONER OF REVENUE</u>		
Farmville Newsmedia	Advertising		73.74
Treasurer of Virginia	Online service		71.10
Business Data of VA, Inc.	Vehicle assess book		293.52
	<u>ASSESSOR</u>		
Wampler-Eanes Appraisal	Reassessment		14,355.00
	<u>TREASURER</u>		
TACS, P.C.	Title search fees		1,433.05
Benchmark Community Bank	Payflow/Paypal		15.50
Treasurer of Virginia	Online service		71.10
Weldon Cooper Center	Live class	150.00	
	Webinar	100.00	250.00
BAI Treasurers User Group	Membership dues		500.00
Key Office Supply	Rubber bands	3.36	
	Copy paper	99.98	
	Hi-Liters	5.54	108.88
DMV	DMV Stop fees		1,175.00
	<u>INFORMATION TECHNOLOGY</u>		
Business Data of VA, Inc.	Contract agreement	4,500.00	
	Travel & expense	1,950.00	6,450.00
BAI Municipal Software	Annual maintenance		5,765.00
ComputerPlus Sales/Service	Printer service contract		79.00
	<u>ELECTORAL BOARD AND OFFICIALS</u>		
Election Systems & Software	Maintenance service contract		5,930.00
Owen G Dunn Company	Ballots		3,414.37
Farmville Newsmedia	Advertising		159.77
	<u>REGISTRAR</u>		
Lynette Wright	Postage	11.30	
	COVID piling splies	66.50	
	Baggies / spray bottle	23.17	100.97
Key Office Supply	Labels	97.16	
	Copy paper / legal paper	129.85	
	Envelopes	639.40	866.41
Owen G Dunn Co.	Polling signs	165.45	
	COVID 19 signage	40.00	205.45
	<u>CIRCUIT COURT</u>		
Key Office Supply	Water		18.58
	<u>GENERAL DISTRICT COURT</u>		
Quadient Leasing USA, Inc.	Machine lease GDC		350.19

Key Office Supply	Machine stands	359.80	
	Heater	42.99	
	Hldr/orgnzer/cup	115.54	
	Diff in supplies	21.00	
	Desk trays	93.28	
	Strps/file bx/orgnzs	71.83	
	Keyboards	479.86	
	Label maker	45.73	
	Batteries/tape	26.29	
	Magazine rack	259.99	1,516.31

JUVENILE & DOMESTIC COURT

Quadient Finance USA, Inc.	Postage		2,000.00
Quadient Leasing USA, Inc.	Machine lease JDR		394.87
Diamond Springs Water, Inc.	Water & equipment rental		60.65
Key Office Supply	VRT FB95530	179.90	
	Desk chairs	557.00	736.90

SPECIAL MAGISTRATES

Business Card	UV Disinfect light		42.11
Christopher Salerno	Face masks		82.11

CLERK OF THE CIRCUIT COURT

Quadient Leasing USA, Inc.	Postage lease payment		382.29
CenturyLink	Phone		57.85
Diamond Springs Water, Inc.	Water & equipment rental		46.70
Key Office Supply	Wireless keyboard / mouse	127.28	
	Microwave	239.95	
	Copy paper	249.75	616.98

LAW LIBRARY

Relx Inc DBA LexisNexis	Monthly payment		366.00
-------------------------	-----------------	--	--------

COMMONWEALTH'S ATTORNEY

Business Data of VA, Inc.	Norton antivirus		39.95
Key Office Supply	Soap/scsrs/call bll	42.51	
	Stand/stmp/hldr/pens	130.67	
	Staples	24.99	
	Mouse pads	15.98	214.15

VICTIM WITNESS ASSISTANCE PROGRAM

Cindy Sams	Rug / fridge		200.16
------------	--------------	--	--------

SHERIFF

Business Card	Dog leads	37.89	
	Postage/print powder	90.15	
	HDMI cable	9.97	138.01
MedTox Diagnostics, Inc.	Drug test kits		617.66
MedTox Laboratories, Inc.	Drug testing		50.00

East End Motor Co. Inc.	Tail light assembly	255.56	
	Brake installation	683.91	
	Wheel shield/inspection	247.62	
	Inspection	20.00	1,207.09
Express Care	Oil changes		300.28
Kenbridge Tire	Calibration		25.00
Third Street Wrecker	Tow hook fee		175.00
Verizon Connect NWF, Inc.	GPS service		394.80
Verizon Wireless	Vehicle modem service	600.83	
	Accred phones	81.80	682.63
Kinex Networking Solutions	Remote backup		58.85
CenturyLink	Phone	10.36	
	Sheriff's VCIN	7.97	18.33
US Cellular	Cellular service		1,263.61
Brandon Yoder	Meals		183.36
Business Data of VA, Inc.	Norton antivirus		79.90
Diamond Springs Water, Inc.	Water & equipment rental		61.60
Key Office Supply	Copy paper	174.75	
	Monthly planner	25.18	
	CD spindle	29.98	
	Cartridges	197.28	427.19
Walmart Community / SYNCB	TV return credit	-178.00	
	TV / tilt mount	178.00	
	TV / tilt mount	17.96	
	Supplies	15.74	
	Badge holder / clips	12.45	46.15
O. O. Stiff, Inc.	John service		680.00
Kustom Signals, Inc.	Radar cable		26.00
Axon Enterprise, Inc.	Taser hlstrs/wrntees	1,800.50	
	Taser batteries	477.00	
	Tasers	5,565.00	7,842.50
DMV	Special ID		10.00
Galls, LLC	Mag light	122.00	
	BDUs	100.00	
	Belts	93.64	315.64
Matthew Bender & Co., Inc.	Legislative summary 20		111.43
Stopstick, LTD	Stop sticks		5,195.00

RICE VOLUNTEER FIRE DEPARTMENT

County Waste	Trash collection		53.17
Ellington's Lawn Service	Mowing		225.00
Fire & Safety Equipment Co.	Vests & lettering		497.43
Dominion Energy Virginia	RVFD electric		179.93

PROSPECT VOLUNTEER FIRE DEPARTMENT

Fire & Safety Equipment Co.	Fire ext recharge		47.00
NAPA of Farmville	Battery	428.97	
	Gloves	57.97	486.94
Pamplin Exxon	Fuel		28.51
Prince Edward County Public Schools	Diesel		107.75

Prince Edward Overhead Doors	Button remote	185.00
Prince Edward County Treasurer	Gas	59.87

DARLINGTON HEIGHTS VOLUNTEER FIRE DEPARTMENT

Atlantic Emergency	DVFD Truck 1st payment	48,796.50
Darlington Heights Volunteer Fire Dept.	Internet / parts / ink	197.11
Hill & Davis, CPA PC	Filed tax forms	100.00
Southside Electric Cooperative	Electric	230.97

MEHERRIN VOLUNTEER FIRE DEPARTMENT

C W Williams	Equipment repair	1,456.15
Parker Oil Co., Inc.	Diesel	439.15
Verizon Wireless	Phone	98.29

EMERGENCY SERVICES

Timmons Group	Address X reference	190.00
Business Card	Spray bottles	42.10
	Funnels	8.41
Interstate Rescue	KN95 masks	2,277.44
	Thermometers	314.33
Lowe's	Brackets / boards	17.00
Southern States	Sanitizr spry bottles	18.13
Vernon Company	KN95 masks	2,112.13
	Face masks	3,700.00
Korman Signs	Signs/posts/hardware	2,858.14

REGIONAL JAIL & DETENTION

Southside Outreach Detention	Electronic monitoring	1,824.00
------------------------------	-----------------------	----------

BUILDING OFFICIAL

US Cellular	Cellular service	32.03
Coy Leatherwood	Meals	31.88
	Meeting registration	45.00

ANIMAL CONTROL

Farmville Wholesale Electric	Ballast	73.92
Puckett Construction	Excavator rental	300.00
Dominion Energy Virginia	Animal shelter	140.30
CenturyLink	Phone	137.37
US Cellular	Cellular service	76.05
Sherwin Williams Co.	Epoxy / supplies	228.72

MEDICAL EXAMINER

Treasurer of Virginia	Coroner	20.00
-----------------------	---------	-------

SANDY RIVER RESERVOIR

Hurt & Proffitt, Inc.	PMP/Splwy cap analysis	2,000.00
-----------------------	------------------------	----------

GENERAL PROPERTIES

Fire Sprinkler LTD	Sprinkler inspection	515.00
--------------------	----------------------	--------

Southside Electric Cooperative	Electric		24.76
Dominion Energy Virginia	Roy Clark monument	8.14	
	SCOPE building	45.47	
	Courthouse	11,866.66	
	STEPS Headquarters	731.90	
	Sheriff shed	6.59	
	Worsham Clerks office	12.59	
	Lights at Rice	123.69	
	Ag building	751.34	
	Shop	26.89	13,573.27
Town of Farmville	Water & sewer		262.30
AT&T	Shop phone		44.66
CenturyLink	Phone		65.08
US Cellular	Cellular service		64.06
National Flood Insurance Program	Flood insurance-Courthouse		1,225.00
O. O. Stiff, Inc.	Monthly service		100.00
Diamond Paper Company	Dispenser	10.10	
	Hand sanitizer	177.18	
	Cleaner/twl/soap/tp	717.57	
	Glybet/bleach	110.02	
	Trsh bgs/flves/blch	570.07	
	Soap/glves/cleaner	799.39	2,384.33
Unifirst Corporation	Cleaning rentals		152.18
Walmart Community/SYNCB	Cleaning supplies		85.87
Astrophysics, Inc.	Xray troubleshooting		1,880.00
Business Card	Electric motor		468.00
Farmville Wholesale Electric	Ballast		129.24
Grainger	Batteries	4.46	
	Transmitter	46.90	51.36
J R Tharpe Trucking Co.	Stone & hauling		431.72
Lowe's	Cat 6 insert/pltes		56.55
Price Supply Co., Inc.	Handle & stem	14.73	
	Stems / sink repair	103.80	118.53
Cintas Corporation #524	Uniform rentals		672.77
Mike Smith	Ag Bldg sink parts		12.87
Taylor-Forbes Equipment Co.	Safety glasses	30.14	
	Trimmer head / charges	24.93	55.07
Prince Edward County Public Schools	Diesel		99.52
NAPA of Farmville	Trailer hitch pin	42.68	
	Lights	57.99	
	Trailer hitch adptr	31.99	
	Trailer jack	61.99	194.65
	<u>CANNERY</u>		
Virginia Food Works	Commercial contract		2,916.67
Southside Electric Cooperative	Electric		290.01
CenturyLink	Phone		279.69

COMPREHENSIVE SERVICES ACT

Acewall Scholars	Professional services		1,100.00
------------------	-----------------------	--	----------

Bear Creek Academy	Professional services		7,220.00
Building Blocks to Success	Professional services		80.00
Morgan Carraway	Professional services		1,442.00
Centra Health	Professional services		17,314.50
Chestnut Hill Mental Health	Professional services		8,250.00
Faison School for Autism	Professional services		5,693.00
Harbor Point Behavioral	Professional services		5,740.00

PLANNING

Donald B. Gilliam	Commission meeting		100.00
Preston Hunt	Commission meeting	100.00	
	Mileage	23.00	123.00
Robert M. Jones	Commission meeting	100.00	
	Mileage	5.75	105.75
Clifford Jack Leatherwood	Commission meeting		100.00
Whitfield Paige	Commission meeting		100.00
John W. Peery, Jr.	Commission meeting	100.00	
	Mileage	1.73	101.73
John C. Prengaman	Commission meeting	100.00	
	Mileage	5.75	105.75
Brett Von Cannon Watson	Commission meeting		100.00
US Cellular	Cellular service		64.06

ECONOMIC DEVELOPMENT

US Cellular	Cellular service		45.03
-------------	------------------	--	-------

TOURISM

Dominion Energy Virginia	Visitors center electric		70.92
Town of Farmville	Water & sewer		48.84

FLOOD & EROSION CONTROL

Hurt & Proffitt, Inc.	Storm water plan review		540.00
Stormwater Solutions & Services, LLC	Storm water plan review		296.50

COOPERATIVE EXTENSION OFFICE

CenturyLink	Phone		123.70
-------------	-------	--	--------

GENERAL EXPENSE

Segra	Phone		2,597.43
James River Solutions	Gas		10,153.15

CAPITAL PROJECTS

Business Data of VA, Inc.	Computer supplies	64.45	
	Remote PC	259.95	
	Partition editor	159.95	
	Winzip	7.99	492.34
Crabtree, Rohrbaugh & Associates	CH Construction		6,924.43
Lowe's	Blinds		110.16
Timmons Consulting Service	Consulting services		4,683.00
Commtronics of Virginia	Sally port equipment		1,374.94

Key Office Supply	Cubicle configuration	1,571.69	
	Furniture	11,547.80	13,119.49
Mountain Creek Signs	Road sign installed		600.00

FORFEITED DRUG ASSETS

Thomson Reuters-West	Court screen access		63.00
----------------------	---------------------	--	-------

WATER FUND

Town of Farmville	Water & sewer		21.10
-------------------	---------------	--	-------

SEWER FUND

Dominion Energy Virginia	Sewer pump		45.75
--------------------------	------------	--	-------

COLLECTIONS

East End Motor Co., Inc.	Wrecker service	250.00	
	Flat tire repair	179.74	
	Flat tire	42.75	
	Tires	1,069.74	
	Service call	323.00	1,865.23
Goodman Truck & Tractor	Shim / gasket		11.63
J R Tharpe Trucking Co.	Stone & hauling		207.70
Llewellyn Metal Works, Inc.	Repair can	2,452.10	
	Gate Green Bay	870.00	3,322.10
Lowe's	Keys		12.25
Schmidt's Repair Service	Service Mack diesel		138.09
Emanuel Tire of Virginia	Tire recycling		1,355.60
Southside Electric Cooperative	Electric		153.65
Dominion Energy Virginia	Rice collection center	44.20	
	Cell C pump station	37.12	
	Green Bay site	37.84	
	Schlse leachate pump	48.23	
	Worsham site	46.52	
	Prospect site	48.02	
	Scalehouse	64.44	
	Landfill site	20.21	346.58
CenturyLink	Phone	128.34	
	Phone - Worsham	47.46	175.80
US Cellular	Cellular service		32.03
Verizon	Phone		143.53
O. O. Stiff, Inc.	Monthly service		702.50
Prince Edward County Public Schools	Diesel		1,559.95
Bo's Hydraulics, Inc.	Rebuilt pump		1,230.17

LANDFILL OPERATIONS

Southern States	Grass seed / fertilizer		134.94
Resource International	Project management expense	2,967.35	
	Landfill monitoring	13,653.19	
	SWP PJT Compliance mgmt.	924.00	17,544.54
Anderson Tire Co., Inc.	Tire repair		86.90
Arc3 Gases	Tank rental	28.80	

	Paint / hazmat	90.32	119.12
Carter Machinery Co. Inc.	Service charge	20.21	
	Repair 963C	1,187.91	
	Damper	254.19	
	Parts for 816B	226.10	
	Keys	77.90	
	Seal & elbow	37.44	
	Hydraulic fluid	665.61	
	Repair 816C	1,998.61	
	Oil	585.75	
	Seal	23.98	
	Excluder	17.46	5,095.16
Cavalier Hose & Fittings	Hose connector		7.28
Paul Lanlois	Bolts		9.58
Lowe's	Screws/washers		11.37
NAPA of Farmville	Shop towel/penetrant	32.96	
	Start fluid/lubricant	17.57	
	Trailer hitch	14.49	
	Transfer pumps	196.47	
	Adapter/brake cleaner	70.17	
	Tie down	29.99	
	Hose/ftng/clmp/glue	39.83	
	Air & fuel filter	179.53	
	Relay/wire/fuse	44.46	
	Elbws/pipe/cap/adptr	513.31	
	Air filter	154.99	
	Oil filter/oil	166.96	
	Oil	200.56	
	Return oil credit	-126.98	
	Brake fluid	49.98	
	Jck/tstr/multi-meter	136.96	
	Windshield fluid/pliers	20.98	
	Trans fluid	186.99	1,929.22
Pairet's, Inc.	Sign		25.00
Watts Industrial Equipment	Equipment repair		545.00
CenturyLink	Phone		113.68
US Cellular	Cellular service		45.03
Prince Edward County Public Schools	Diesel		293.85

RETIREMENT BENEFIT FUND

Vicki K. Johns	Retiree benefit		1,187.00
----------------	-----------------	--	----------

PIEDMONT COURT SERVICES

Redwood Toxicology Lab	Drug tests		218.51
Farmville Printing	Printing & binding		75.00
Southside Messenger	Advertising		396.00
Dominion Energy Virginia	Electric		128.17
Connie Stimpson	Postal services	17.48	
	Mileage	6.78	
	Kiosk check-in system	181.94	206.20

CenturyLink	Fax line	145.82
SEGRA	Phone	314.07
SRP Corporation, LLC	Rent	2,750.00
Zachary Ayoub	Mileage	48.01
Key Office Supply	Sticky notes	14.96
	Soap	33.18
	Name plates	30.24
Phelps Locksmith Service	Re-key door & keys	110.00
Business Card	PCS Zoom meeting	15.74
Farmville Herald	Subscription	36.00
Business Data of VA, Inc.	Norton antivirus	39.95
Kinex Networking Solutions	Remote backup	120.00
CMI, Inc.	Alco sensors	615.66

PCS SUPERVISION FEES EXPENDITURES

Connie Stimpson	Thermometers	262.60
-----------------	--------------	--------

In Re: Livestock Claim

Mr. Bartlett stated a livestock claim was received from Paul and LoriBelle Paluszka. He said that on April 26, 2020, they had 58 chickens killed by dogs, the owners of which are unknown. The breed of the chickens is the result of crossing White Rock rooster with Rhode Island Red hen.

Chairman Townsend asked if there was documentation, and requested that in the future, photos be made available to the Board for review.

Mr. Bartlett said the Animal Control Officers investigated the report.

Mr. Adam Mumma, Chief Animal Control Officer, stated during their investigation, they found substantial feathers and large dog prints that were too large to be coyote tracks. He said no neighbors saw the dogs; he said the chickens had been confined within a “snow fence” or orange barrier and the coop but not all of them had gone into the coop.

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to approve the payment of the claim of \$580.00; the motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None
------	--	-----------

In Re: FY 21 Budget Appropriation

Mr. Bartlett stated that on May 5, 2020, the Board of Supervisors approved the FY21 Budget for Prince Edward County. The resolution adopted on that date listed a total budget of \$59,038,640 which included a School budget of \$26,675,355 and a School Cafeteria Budget of \$1,491,347.

After the Board of Supervisors adopted the FY21 County budget, the Governor and General Assembly reduced funding to Schools across the Commonwealth in response to the loss of revenue the Commonwealth estimates will occur as a result of the economic disruption caused by the pandemic. For Prince Edward County, the state funding reduction totaled \$412,809 for the schools operating budget and \$1,494 for the Schools Food services budget. Most of the funding reduction from the state occurred in two revenue categories. The compensation supplement of \$173,431 which was to fund a 2% pay increase was completely eliminated and the At-Risk program was reduced by \$138,511. These two items accounted for \$311,942 of the \$412,809 in revenue reduction. The schools had planned on providing a 2% across-the-board pay increase which would have cost \$370,675.

Mr. Bartlett said the amended budget for the School system reflects the state revenue and County reductions. Compared to the Budget of \$26,852,999 contained in the School Budget request dated March 31, 2020, the final Budget now submitted had to be reduced by \$590,453. This includes both the \$412,809 state funding reduction and the \$177,644 County reduction.

Mr. Bartlett stated that while the Board approved the FY21 Budget, funds cannot be expended until the money is actually appropriated. Historically, the Board waits until the June meeting to appropriate the budget for the new fiscal year. He said the Annual Resolution of Appropriation empowers County officers to expend funds and manage cash assets in accordance with the policies contained in the resolution and reviewed the specific amounts appropriated by cost centers.

Mr. Bartlett said that due to the uncertainty of the impact of the economic disruption caused by the pandemic, the Board of Supervisors has restricted the expenditure of funds on capital projects. Until otherwise amended, capital project expenditures can only be approved by a vote of the Board which will be on a case by case basis.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Emert, to approve the amended FY21 School System Budget; the motion carried:

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

Nay: None

Supervisor Cooper-Jones made a motion, seconded by Supervisor Pride, to approve the Annual Resolution of FY21 Appropriations and to appropriate the FY21 Budget as submitted; the motion carried:

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

Nay: None

**ANNUAL RESOLUTION OF APPROPRIATION OF THE COUNTY OF PRINCE EDWARD
FOR THE FISCAL YEAR ENDING JUNE 30, 2021**

A resolution to appropriate designated funds and account from specified estimated revenues for FY 2020/or 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 9th day of June 2020 that, for the fiscal year beginning on July 1, 2020, and ending on June 30, 2021, the following sections are hereby adopted.

- Section 1. The cost centers shown on the attached letter labeled FY 2020-2021 Appropriations are hereby appropriated from the designated estimated revenues as approved by the Board of Supervisors on May 5, 2020 for FY 2020-2021.
- 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.
- 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.
- 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, 2020 shall be re-appropriated to the FY2021 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, 2020 and appropriations as they are made in the FY 2021 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 departments 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, 2020 and appropriations in the FY 2021 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 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 for information 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 ordinance 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 ordinance shall be and the same are hereby repealed.

Section 21. This ordinance shall become effective on July 1, 2020.

In Re: Highway Matters

Mr. Scott D. Frederick, P.E., VDOT Resident Engineer, presented an update on VDOT activities; he said there are 100 miles of primary and 200 miles of secondary routes in Prince Edward County. He said crews are working on the first mowing and working to “daylight” around signs. Mr. Frederick said crews can mow about 18-25 miles per day.

Mr. Frederick stated spot treatment, leveling and surface treatment will be done on Green Bay Road; it will then be re-stripped. He said Route 613, Miller Lake Road is being marked for utilities. He said patching is being done on Routes 15 & 628, Zion Hill Road; restriping will be done in the near future.

Mr. Frederick stated that due to the heavy rains, two pipes on Route 735 washed out and the road had failed, and there was a failure at a bridge on Route 620, Scuffletown Road; the pipes have been replaced on Pisgah Church Road and on Route 620, the area at the bridge is filled in and surface treated. He said the pipes on Peaks Road have been cleaned out and the drainage on that road should be back to 100%. He said that the driveway pipe on Oliver Lane, crews cleaned the ends and some maintenance, and brought up a question of the maintenance of the roads in that area; VDOT will verify the Right of Way limits on Oliver Road.

Mr. Frederick discussed how VDOT chooses which roads to cut first; he said Prince Edward County is divided into five sections. Crews make right turns to ensure they do not have to cross traffic.

Mr. Frederick reported the Route 604 widening project will fall in with the Rural Rustic on Route 613. He said the ditching on Rice Creek Road has been done from Redd Shop Road down to the bridge.

Supervisor Pride questioned the safety and widening of Abilene Road project; Mr. Frederick said it should begin in August, weather permitting.

Supervisor Pride then said some of the grass on Abilene Road is still very high and questioned the process for determining which roads are mowed first. She then questioned the “No Maintenance” sign on Oliver Lane.

Mr. Frederick said crews follow the right-turn policy as they go down each artery to complete the mowing. He said if the road is currently not in the state maintenance system, they will have to go through the process to bring it up to state standards.

Supervisor Pride asked to set up a meeting with Mr. Frederick to review Oliver Lane. Mr. Bartlett said Oliver Lane has a state route number of 1021 and should therefore be in the state system. Discussion followed.

Supervisor Gilliam said that on County Line Road, on the north side, at 911 marker 9017, people are using hedge clippers to cut the trees back so they can see to get out onto the road because it’s that overgrown. He then stated that on Route 658, Five Forks Road, the “Reduce Speed” sign is leaning against a tree.

Supervisor Jones questioned if the study was complete on Route 630, Old Ridge Road, and asked if there may be a reduced speed limit or a line added to the road. Mr. Frederick said VDOT did not recommend a speed reduction, but did recommend curve signs with a speed advisory in that section.

Chairman Townsend said that no work has been done at the bridge on Route 633, Virso Road, at Route 360 West. Mr. Frederick said he will follow up.

Chairman Townsend then reported Route 662, Levi Road, trees are growing over the road. He added VDOT crews did a wonderful job on Rice Creek Road on one side, but not both sides.

In Re: Public Hearing – Rezoning, Luck Stone

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Luck Stone Corporation to rezone Tax Map Parcels 10-A-8 and 21-A-83 from A-1, Agricultural Conservation to A-2, Agricultural Residential. Notice of this hearing was advertised

according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received a request from Luck Stone to rezone Tax Map Parcel 10-A-8 and 21-A-83 from A1, Agricultural Conservation to A2, Agricultural Residential. The purpose of the rezoning is to allow Luck Stone to recruit new businesses to the parcels which are also the site of Luck Stone's Quarry. Specifically, Luck Stone has stated they would like to recruit both an Asphalt Plant and a Concrete Plant to the site. Neither uses are allowed in the A1 zoning district. Once rezoned, Luck Stone could locate any use allowed by right in the A2 zone on the property but all of those are less intensive than the current quarry operation. Such uses allowed by right in the A2 zone include 1) Agriculture; 2) various Residential uses; 3) Civic uses such as camps, post office, public assembly and community recreation; 4) Medical Office; 5) various Commercial Uses such as antique shop, personal services, veterinary services; and 6) Miscellaneous Uses such as an amateur radio tower and minor utility services. No Industrial Uses are allowed by right in the A2 zone.

The properties already house the Luck Stone quarry and has a large commercial entrance that can be used for additional commercial uses. The property is adjacent to Highway 460 West at 11779 Prince Edward Highway, Farmville, VA 23901, and is near the intersection of Highway 460 and Highway 15. The request is consistent with the County's Comprehensive Plan which states the Route 460 corridor west of Farmville is a commercial corridor. The Comprehensive Plan states the location of new business in the County is a primary objective to achieve the goal of stabilizing, balancing and strengthening the local economy. This rezoning will assist the County in achieving that goal and changing the zoning to A2 would better align the zoning with the current use even with no additional uses placed on the properties.

The Planning Commission held a public hearing on this request on May 19, 2020. The County received three emails concerning this request. Two were from citizens living on adjoining property and both were against approving the rezoning. The main reasons were noise, dust, odor, impact on ground water and surface water. The Planning Commission voted 8-0 to approve recommending approval of the rezoning.

Chairman Townsend opened the public hearing.

Doug Quarles, Luck Stone, presented an overview and history of Luck Stone. He said it is advantageous to locate asphalt and concrete plants directly adjacent to an operational quarry; he added they

have not identified who the related users will be. Mr. Quarles then reviewed site plans; he added they do not anticipate noise, dust, or odor impacts to the adjacent properties, and the forested land that exists on the general development plan will remain intact and serve to minimize any potential impact on adjacent properties. He said they will not be creating an additional entrance as both of the plants will use the existing entrance. He said the asphalt plant will be regulated by DEQ standards, and will follow all stormwater and Erosion & Sediment Control (E&SC) requirements. Mr. Quarles reviewed the traffic impacts, potential revenue, local spending and taxes that could occur with this expansion.

Mr. Quarles said that during the Planning Commission meeting, Ben Sears expressed his concerns about dust and asked Luck Stone to do everything they can to minimize it. He said that Robyn Simpson had reported concerns regarding blasting and a light shining towards her property; he said Luck Stone has added a seismograph at her house to monitor future blasts and compare results to other readings nearby, and the light was from the flagpole and has been repositioned. He then said Vicky Rundstrom brought up concerns about dust, truck noise and the asphalt plant; he said he has been in touch with Mrs. Rundstrom over the past few weeks in an attempt to address some of those concerns. He said they are currently leveling some land at the scale office and will be using the water truck more frequently in order to minimize dust impacts along the entrance road. He said they are also working to minimize the truck back-up alarms during loading and scale house activities. He said Mrs. Rundstrom expressed concerns about the selection of the location of the asphalt plant; Luck Stone and quarry design teams worked together to determine this location would provide better screening based on the elevation and current surrounding buffers to minimize the impact to the viewshed as much as possible. He said the Planning Commission recommended adding a condition requiring the planting of three rows of evergreen trees, two rows of larger and one row of smaller trees along the eastern side of the site to assist screening of the Rundstrom property. He said he would like to take this a step further; prior to any construction of new plants, they will construct ten-foot high berms along the eastern side of both related-user sites with the three rows of evergreens planted on top of those berms to increase screening height.

Halimah Chambers stated she just moved to Prince Edward County; she said she has a neurological disorder and is very sensitive to asphalt, which is a huge concern. She said the smell can incapacitate her for days, and her sister has asthma. She asked what studies have been done on the compounds that are added to

mitigate the problems. She then asked what would be done regarding the dust issue from the proposed concrete plant and if there was a shortage of asphalt and concrete that a new plant is needed.

Mr. Quarles said the asphalt plant emissions are heavily regulated by the EPA and DEQ; he said if they exceed the state limits, the plant will be shut down. Odors can be reduced by mixing additives into the asphalt; Mr. Quarles said Luck Stone does not operate an asphalt plant and does not have all the details on what DEQ regulates. Mr. Quarles said it is in Luck Stone's best interest to have these plants on site in planning for the future and long-term sustainability.

Vicky Rundstrom said she has spoken with Mr. Quarles; and to solve the dust problem, Luck Stone proposes running the water truck more often but the dust is coming off the top of the piles of rock and the land they have cleared up front, and off the huge piles of dirt over on [Route] 15, and off the mobile plant itself; she said the water truck is not going to resolve those issues. She said while Luck Stone may disconnect the beepers on their trucks, the customers still have their beepers going. She said blasting is still an issue and while it may meet the guidelines, the blasts still affect her home. She appreciates the County gets revenue and other businesses get money, but she feels that she is being sacrificed. She said the only restriction the County has about noise is dogs continuously barking which has no decibel measurement. She said she moved to an agricultural area so she could raise her children and enjoy her retirement in a peaceful place. She added her income has been affected because her tenants have not been able to put up with the issues. She asked that the Board not move forward with this until Luck Stone can resolve the current issues. She said the concrete and asphalt plant across the road are 1 ¼ miles away and the noise from the existing asphalt plant can be heard when they start their heater at 3:00 a.m. to heat asphalt for a job; she said the ones being requested would be less than 2,000 feet from her home. She stated she emailed several photos and a video presenting the issues that have affected her income.

Dustin Rundstrom expressed his opposition to the rezoning of the Luck Stone property; he said the noise and dust are major problems. He said the lake is filled with a film of red dirt and fine rock dust. He said the berm does nothing to stop the noise, which is constant. He stated Luck Stone has not lived up to their responsibilities in regards to the quarry and should not be allowed to expand until they do. He said there are currently plants that fill the needs for concrete and asphalt.

Bernadette Francis stated she is a frontline essential worker and the blasting is annoying and knocks things off her walls in her home. She works at night and cannot sleep during the day because of the noise. She moved to the area for the peace but she is now unable to sit outside because of the dust and the noise; she said the noise affects her pet who goes into hiding and is frightened. She added there is a person in her home with asthma.

Brandon Kelly expressed his opposition to the project; he asked if an environmental study was done in the area for the concrete and asphalt plants. He said the concrete plant needs a lot of water; he added the plant has decimated all animals in that area.

Mr. Quarles said DEQ has a strict set of guidelines for the new plants to operate regarding emissions, stormwater and E&S controls for both sites; they will both likely have retention ponds. He said they will have to verify and pass those inspections prior to any operations. He said plans and permits will be submitted prior to any construction.

Robyn Simpson said she agrees with previous speakers; she said she is an adjacent property owner and the property includes Mottley Lake, which indicates how far from the current asphalt plant her property is but she can hear and smell the current one. She said she has constant, all day noise from Luck Stone and can also hear things at the asphalt plant. She doesn't understand the need for another one. Mrs. Simpson said her family is trying to live a simple farm life and industry is moving in.

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

Supervisor Wilck stated he has been involved with Luck Stone since 2008-2009 when he was on the Planning Commission; he had heard a lot of positive things but also some complaints so made it a point to investigate the complaints regarding the blasting. He said he contacted the Headquarters in Goochland; they arranged for him to hear a blast at the Burkeville quarry. He said the berms are placed in the quarry and the blast was like a medium thunderclap. He said they told him it takes five to seven days to clean up after a blast so there is a blast every five days to two weeks. He said the blast noise isn't a major factor because it happens so seldom. Supervisor Wilck stated Joe Morrisette was the mayor of Burkeville at the time and said Luck Stone is absolutely the best corporate citizen. Supervisor Wilck said he became familiar with DEQ and what they do when he was fighting the water plant. He said he met with Harry Bryant, Luck Stone, and Tim Tharpe, who leases the property to Luck Stone; he said there is a company in Lynchburg that owns quarries

that has an interest in buying the concrete plant and the asphalt plant, and if that occurs, they may not have enough business to keep theirs open, and to protect themselves, Luck Stone needs to have it rezoned and have them onsite.

Supervisor Wilck said the blasting is not worthy of a complaint. He said it would be nice if we could all live in a vacuum and control everything around us after we move in, but that is not practical. He said as long as DEQ and the state laws are observed from noise, odors and so forth, he is comfortable with that; he said, "I am sorry if you have a problem but the law is the law and we can't adjust the entire County because of one person."

Supervisor Wilck made a motion, seconded by Supervisor Gilliam, to rezone Tax Map Parcels 10-A-8 and 21-A-83 from A-1, Agricultural Conservation to A-2, Agricultural Residential; the motion carried:

Aye:	Beverly M. Booth	Nay:	Pattie Cooper-Jones
	Llew W. Gilliam, Jr.		J. David Emert
	Robert M. Jones		
	Odessa H. Pride		
	Jerry R. Townsend		
	James R. Wilck		

In Re: Public Hearing – Special Use Permit, Luck Stone

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Luck Stone Corporation for a Special Use Permit to allow the construction and operation of an asphalt plant and a concrete plant on Tax Map Parcels 10-A-8 and 21-A-83 on which the Luck Stone Quarry operation exists at 11779 Prince Edward Highway. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received a request from Luck Stone for a Special Use Permit for Tax Map Parcels 10-A-8 and 21-A-83; specifically, Luck Stone would like to site both an Asphalt Plant and a Concrete Plant on the parcels. Both operations are allowed in the A2, Agricultural Residential zoning district.

The properties already house the Luck Stone quarry which has a large commercial entrance that can be used for additional commercial uses. The property is adjacent to Highway 460 West at 11779 Prince Edward Highway, Farmville, VA 23901 and is near the intersection of Highway 460 and Highway 15. The

request is consistent with the County's Comprehensive Plan which states the Route 460 corridor west of Farmville is a commercial corridor. The Comprehensive Plan states the location of new business in the County is a primary objective to achieve the goal of stabilizing, balancing and strengthening the local economy.

The County Zoning Ordinance (Section 3-100.11) requires a Type C buffer between an Asphalt Plant and adjoining property. Typically, concrete plants have been treated the same as Asphalt plants and this site is recommended for this use. A Type C buffer can be either 1) a 15-foot buffer yard with one row of large evergreen trees and one row of small evergreen trees or 2) a 25-foot buffer yard with one row of large evergreen trees. In addition, if an Asphalt Plant is within 1,000 feet of a residential use, the Zoning Ordinance states the Planning Commission and the Board of Supervisors "shall specifically consider and set standards for the following: 1) the maximum height of any structure and any additional setback requirements necessary to compensate for any increased height; 2) specific measures to control dust during the construction and operation of the plant; 3) specific levels of noise permitted during the daytime and nighttime operation of the plant, as measured at adjacent property lines and any additional requirements for the design or operation of the plant intended to reduce noise." There is one residential use within 1,000 feet of the proposed sites for the plants.

Luck Stone's application narrative states the silos at each plant will not exceed 100 feet; it does not address either dust control or noise levels in their application except to state "Noise, odor and dust will be minimal and should not impact any of the surrounding properties."

VDOT's 2019 Daily Traffic Volume Estimate showing the Annual Average Daily Traffic (AADT) for Highway 460 from SR 307 to the Appomattox County Line. The traffic Count at the quarry entrance is approximately 9,000 – 10,000 AADT. The Green Light Solutions Traffic Assessment estimates the two plants would add 152 trips each day after discounting internal trips, with one-half of the trips (76) entering the site and one-half exiting. This number will not have a significant impact on Highway 460 and the report concludes the existing turning lanes associated with the Highway 460 median crossover will be able to handle the projected volumes.

Luck Stone submitted proposed conditions that they are offering to impose on plant operators; the sites will be using wells and septic systems. Luck Stone did not address dust control measures in their narrative or request.

It is Luck Stone's intention that other companies will build and operate both of these plants; they do not plan on building and operating either plant. At this time, Luck Stone has not identified any company that will build either plant. That means the request is speculative at this time. If the Board approves this request, it will be Luck Stone's responsibility to ensure the plants are built according to the approved site plans and the plants must operate and abide by any and all conditions placed on the site by the Planning Commission and Board.

The Planning Commission held a Public Hearing on May 19, 2020 for the Special Use request. The Commission received letters from two citizens who reside on adjoining properties who opposed approving the Special Use Permit. The Commission received a letter from one citizen, the land owner of the Quarry, in support of the permit. One person spoke during the public hearing in opposition; this person was also one of the two who sent an email opposing. The Planning Commission voted to recommend the Board of Supervisors approve the request but with additional conditions.

Supervisor Emert said he was concerned with the statement that there will be no anticipated noise, dust, and odor impacts to adjacent properties. He said that has been proven to be impossible and a fallacy. He said he listened to the public hearing held by the Planning Commission, and the statement was made that all plants have related user concrete and asphalt plants; he questioned the Burkeville site.

Mr. Quarles said the Burkeville site does have an asphalt plant, Colony, on site.

Chairman Townsend said there are photos showing the dust from the site on the pond.

Mr. Quarles said Luck Stone is doing clearing at the roadway and Scale Office and the red dust is related to that. He said that once that is complete, they will increase the water truck use.

Supervisor Emert asked if dust was not specified to be controlled in the first Special Use Permit application, and if it was, does that put them in non-compliance. Mr. Bartlett said there were 23-24 conditions and the County can contact DMME about that.

Chairman Townsend asked if there have been complaints before. Mr. Bartlett said there were complaints initially and then again when this process began [for the Special Use Permit].

Mr. Quarles said Luck Stone is heavily regulated; they have not been cited for any of their current operations. He said they will work to improve on the dust [control] by watering.

Supervisor Emert said he agrees that Luck Stone is probably not against State Code but the Special Use is from the County and can be completely different from what the State requires. He said the County can add conditions in addition to the State and if not in compliance with the initial conditions, it would be hard to give another Special Use Permit.

Mr. Quarles said Luck Stone tries to be beyond compliant at the county and state levels.

Chairman Townsend opened the public hearing.

Vicky Rundstrom asked how the dust will be controlled on the tops of the piles of rock that the concrete and asphalt plants will be using. Mr. Quarles said that any piles that dry out will be watered with sprinkler systems.

Mrs. Rundstrom asked if [the sprinkler systems] could be used currently. Mr. Quarles said they can and will use a “water cannon.”

Halimah Chambers said that Supervisor Wilck’s comment regarding delaying this because of one person, she said this isn’t about one person, this is a whole community and this is a decision to change Farmville into industry and an industrial area which will affect so many people in this section. She said abiding by state laws doesn’t stop the smell and the [asphalt and concrete] plants will change the environment for all the neighbors around.

Brandon Kelly said County revenue is important, but why bring competition to the two local companies that have been here and which could drive out the two small businesses. He said while this is not violating the law, just because it is the law doesn’t mean it is fair and just law. He said it is not just affecting one person; he said if it was you who was that one person, you wouldn’t feel that way and the comment was inappropriate and the Board needs to remember who they represent. He said it is important to vote “No.”

Robyn Simpson stated she agrees with the previous speakers, also would like to say you have heard of remedies from Luck Stone that Luck Stone has worked on. She said these remedies did not always come quickly and they suffered through a lot before getting any relief.

Mr. Quarles said in regards to Mr. Kelly’s comment, he isn’t sure who was speaking but it was not anyone from Luck Stone.

Supervisor Emert advised the Board that this is not Luck Stone but third-parties that will build and run the plants.

Dustin Rundstrom questioned Luck Stone's plan to erect 10-foot berms and put evergreens on top, and how that will affect smells. Mr. Quarles said the 10' berm would be seeded and planted; additionally, the topography at that location increases the elevation. He said there is a 100' restriction on the silo height which would be hidden by evergreens on top of the berms. He said steam comes out of the silos and emissions contained farther down and would be regulated.

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

Supervisor Cooper-Jones thanked the citizens for their input about their neighborhood, because it does matter. She said asphalt has a direct effect on asthma, the nostrils, can cause severe burns and especially if there is an allergy to asphalt. She said she agrees with Supervisor Emert and this is a third-party operation; she added that Prince Edward County has been protective in the past about speculative businesses, and would be no different if it was in the industrial park. She said we want to know who people are and what their intentions are. She said she appreciates the tax dollars that Luck Stone has provided to the County, but asked if it outweighs the health and peace and the enjoyment of a property that was purchased for a lifetime for you and your family to live on.

Supervisor Jones said there have been no complaints at the Burkeville plant; they blast one time a week. He said they have asphalt and concrete plants there.

Discussion followed regarding how the County handles complaint-based issues regarding dust. Mr. Bartlett said Erosion and Sediment Control handles issues while they are building, and Stormwater is after it is built. He said citizens would call in their complaint and the County would investigate. He said the "fugitive dust" generated on site shall be controlled onsite by wet suppression and/or dry dust collection systems. Fugitive dust generated by vehicular traffic shall be controlled by the application of water to the roadways and other traveled surfaces on the property."

Supervisor Wilck said Luck Stone still has not built the permanent plant, which would benefit the County economically; that will not be built until the situation is stabilized and this will help stabilize that.

Mr. Robert Love stated this will be enforced through his office; he said once the site would be up and running, it would be on a complaint and discovery solution. He said he would be working with the

applicants, whoever that would be, regarding the zoning permit and would remind and enforce the conditions both during and post-construction. Mr. Bartlett said there is nothing regarding dust control; he suggested adding “Duplicate the original dust control condition that was applied in 2009 for vehicular and other sources by water and other dust collection means.”

Supervisor Jones made a motion, seconded by Supervisor Wilck, to approve the request by Luck Stone Corporation for a Special Use Permit to allow the construction and operation of an asphalt plant and a concrete plant on Tax Map Parcels 10-A-8 and 21-A-83; the motion failed:

Aye:	Llew W. Gilliam, Jr.	Nay:	Beverly M. Booth
	Robert M. Jones		Pattie Cooper-Jones
	Jerry R. Townsend		J. David Emert
	James R. Wilck		Odessa H. Pride

In Re: Public Hearing – Re-adoption of Emergency Ordinance

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to taking action on the Re-adoption of the Emergency Ordinance to Allow for the Continuity of Government Operations During the Pandemic, Including Altering the Process for Conducting Public Meetings; Restricting the use of Public Buildings or Facilities; Providing Additional Powers to the Director of Emergency Management to Incur Costs, Waive Procedures and Take Other Temporary Actions; and Suspending Deadlines and Procedures, in accordance with Section 15.2-1413 of the *Code of Virginia*. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Bartlett said the County Attorney has researched and consulted with other local government attorneys, and recommends the Board consider re-adoption of the Continuity of Government Ordinance. The original Continuity of Government Ordinance, adopted on March 24, 2020 was adopted with a 60-day effective date because it was implemented as an “emergency ordinance” as authorized under Section 14-2-1427(F), without the benefit of a public hearing.

Under Section 14.2-1413 and following a properly advertised Public Hearing, the ordinance can remain in effect for a period not exceeding six months after the disaster has ended, or until repealed or amended by the Board of Supervisors.

Chairman Townsend opened the public hearing.

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

Supervisor Jones made a motion, seconded by Supervisor Emert, to re-adopt the Continuity of Operations Ordinance; the motion carried:

Aye:	Beverly M. Booth	Nay: None
	Pattie Cooper-Jones	
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Robert M. Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	James R. Wilck	

READOPTING EMERGENCY ORDINANCE TO ALLOW FOR THE CONTINUITY OF GOVERNMENT OPERATIONS DURING THE PANDEMIC, INCLUDING ALTERING THE PROCESS FOR CONDUCTING PUBLIC MEETINGS; RESTRICTING THE USE OF PUBLIC BUILDINGS OR FACILITIES; PROVIDING ADDITIONAL POWERS TO THE DIRECTOR OF EMERGENCY MANAGEMENT TO INCUR COSTS, WAIVE PROCEDURES AND TAKE OTHER TEMPORARY ACTIONS; AND SUSPENDING DEADLINES AND PROCEDURES

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, on March 12, n2020, Governor Ralph S. Northam issued Executive Order Fifty-One declared a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code §44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order Fifty-One ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive “any state requirement or regulation” as appropriate; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 16, 2020, the County Administrator, acting as the Director of Emergency Management, declared a local emergency because of the COVID-19 pandemic pursuant to his authority under Virginia Code §44-146.21; and

WHEREAS, on March 17, 2020, Governor Ralph S. Northam and the Virginia State Health Commissioner issued an Order of the Governor and State Health Commission Declaration of Public Health Emergency (amended on March 20, 2020) limiting the number of patrons in restaurants, fitness centers, and theaters to no more than 10 per establishment; and

WHEREAS, on March 20, 2020, the Attorney General for the Commonwealth of Virginia issued an opinion in which he concluded that the COVID-19 pandemic, which the Governor declared is a “disaster” as defined in Virginia Code §15.2-1413; and

WHEREAS, on March 23, 2020, Governor Ralph S. Northam issued Executive Order Fifty-Three, which closed all public and private K-12 schools throughout the Commonwealth of Virginia for the remainder of the 2019-2020 school year, imposed further restrictions on public and private gatherings on several classes of dining establishments, closed many classes of “recreational and entertainment businesses” in their entirety, imposed limitations on the number of patrons allowed in other businesses and encouraged businesses to use teleworking when feasible and, if not feasible, to adhere to social distancing recommendations, enhanced sanitizing practices on common surfaces, and other appropriate workplace guidance to the extent possible; and

WHEREAS, on March 30, 2020, Governor Ralph S. Northam issued Executive Order Fifty-Five, to reinforce the Commonwealth’s response to COVID-19 ordering “all individual in Virginia shall remain at their place of residence, except as provided below by this Order and Executive Order 53. To the extent that individuals use shared or outdoor spaces, whether on land or on water, they must at all times maintain social distancing of at least six feet from any other person, with the exception of family or household members or caretakers;” and

WHEREAS, on April 7, 2020, the Board of Supervisors affirmed the actions of the County Administrator, acting as the Director of Emergency Management, in issuing the declaration of local emergency on March 16, 2020 and the amended declaration of local emergency on March 16, 2020 and the amended declaration of local emergency to refer to the COVID-19 pandemic as not only an emergency, but also as a “disaster,” as the Governor had included in Executive Order Fifty-One, and the County Administrator had issued on April 7, 2020; and

WHEREAS, the Board finds that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a “disaster” as defined by Virginia Code §44-146.16 being a “communicable disease of public health threat;” and

WHEREAS, Virginia Code §15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

WHEREAS, Virginia Code §44-146.21(C) further provides that a local director of emergency management or any member of a governing body in his absence may upon the declaration of a local emergency “proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to performance of public work;” and

WHEREAS, Virginia Code §2.2-3708.1(A)(3) allows, under certain procedural requirements including public notice and access, that members of the Board may convene solely by electronic means “to address the emergency;” and

WHEREAS, the open public meeting requirements of the Virginia Freedom of Information Act (“FOIA”) are limited only by a properly claimed exemption provided under that Act or “any other statute;” and

WHEREAS, the Governor and Health Commissioner of the Commonwealth of Virginia and the President of the United States have recommended suspension of public gatherings of more than ten attendees; and

WHEREAS, the Attorney General of Virginia issued an opinion dated March 20, 2020 stating that localities have the authority during disasters to adopt ordinances to ensure the continuity of government; and

WHEREAS, this emergency ordinance in response to the disaster caused by the COVID-19 pandemic promotes public health, safety and welfare and is consistent with the law of the Commonwealth of Virginia, the Constitution of Virginia and the Constitution of the United States of America.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Prince Edward County, Virginia:

1. That the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the Board, the School Board, the Planning Commission and all local and regional boards, commissions, committees and authorities created by the Board or to which the Board appoints all or a portion of its members (collectively “Public Entities” and individually “Public Entity”), or for such Public Entities to conduct meetings in accordance with normal practices and procedures.
2. That in accordance with Virginia Code §15.2-1413, and notwithstanding any contrary provision of law, general or special, the following emergency procedures are adopted to ensure the continuity of government during this emergency and disaster:
 - a. Any meeting or activities which require the physical presence of members of the Public Entities may be held through real time electronic means (including audio, telephonic, video or other practical electronic medium) without a quorum physically present in one location; and
 - b. Prior to holding any such electronic meeting, the Public Entity shall provide notice of at least three days in advance of the electronic meeting, except for emergency meetings, identifying how the public may participate or otherwise offer comment; and
 - c. Any such electronic meeting of Public Entities shall state on its agenda and at the beginning of such meeting that it is being held pursuant to and in compliance with this Ordinance; identify Public Entity members physically and/or electronically present; identify the persons responsible for receiving public comment; and identify notice of the opportunities for the public to access and participate in such electronic meeting; and
 - d. Any such electronic meeting of a Public Entity shall be open to electronic participation by the public and closed to in-person participation by the public; and
 - e. For any matters requiring a public hearing, public comment may be solicited by electronic means in advance and shall also be solicited through telephonic or other electronic means during the course of the electronic meeting. All such public comments will be provided to members of the Public Entity at or before the electronic meeting and made part of the record for such meeting; and
 - f. The minutes of all electronic meetings shall conform to the requirements of law, identify how the meeting was conducted, identify members participating, and specify what actions were taken at the meeting. A Public Entity may approve minutes of an electronic meeting at a subsequent electronic meeting and shall later approve all such minutes at a regular or special meeting after the emergency and disaster has ended.

IT IS FURTHER ORDAINED that notwithstanding any provision of law, regulation or policy to the contrary, any deadlines requiring action by a Public Entity, its officers (including Constitutional Officers) and employees of its organization shall be suspended during this emergency and disaster, however, the Public Entities, officers and employees thereof are encouraged to take such action as is practical and appropriate to meet those deadlines. Failure to meet any such deadlines shall not constitute a default, violation, approval, recommendation or otherwise.

IT IS FURTHER ORDAINED, that non-emergency public hearings and action items of Public Entities may be postponed to a date certain provided that public notice is given so that the public are aware of how and when to present their views.

IT IS FURTHER ORDAINED, that each incorporated town within the boundaries of Prince Edward County, Virginia is encouraged, authorized and/or directed to declare its own state of local emergency and disaster or incorporate by reference the County's local state of emergency and disaster and to adopt an ordinance for the continuity of town government.

IT IS FURTHER ORDAINED, that the provisions of the Emergency Ordinance adopted by the Prince Edward County Board of Supervisors on April 7, 2020, directed that it should remain in full force and effect for a period of 60 days, unless amended, rescinded or readopted by the Board in conformity with the notice provisions set forth in Virginia Code §15.2-1427 but in no event shall such ordinance be effective for more than six months. Upon rescission by the Board or automatic expiration as described herein, this emergency ordinance shall terminate and normal practices and procedures of government shall resume.

Nothing in this original or readopted Emergency Ordinance shall prohibit Public Entities from holding in-person public meetings provided that public health and safety measures as well as social distancing are taken into consideration.

WHEREAS, the full text of this proposed ordinance was available for public inspection in the Prince Edward County Administrator's Office, Prince Edward County Courthouse Building, 111 South Street, Third Floor, Farmville, Virginia 23901, and on the Prince Edward County website; and

WHEREAS, a public hearing was conducted on June 9, 2020 at the Prince Edward County Courthouse Building, Board of Supervisors Room, Third Floor, Farmville, Virginia 23901, after proper advertisement was made, as required by law.

NOW, THEREFORE, BE IT ORDAINED, that this uncodified ordinance is hereby readopted, as drafted, and it is effective immediately and will remain in effect, yet set to expire within six months of the end of the disaster, when normal operations will resume. The Board of Supervisors of Prince Edward County shall have the right to amend, rescind or revoke this ordinance in conformity with the notice provisions of Virginia Code §15.2-1427 at such time within six months from the conclusion of the declared disaster or merely allow the ordinance to expire on its own terms.

An emergency is deemed to exist, and this ordinance shall be effective upon its adoption.

ADOPTED by the Board of Supervisors this 9th day of June, 2020.

In Re: Public Hearing – Special Use Permit – Burger, Shooting Range

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Jack Burger for a Special Use Permit to operate an outdoor shooting range on Tax Map Parcel 113-6-A with an address of 1633 Virso Road. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received an application for a Special Use Permit from Mr. Jack Burger for Tax Map Parcel 113-6-A, identified as 1633 Virso Road, owned by Jack and Roseanne Burger. This parcel is in an

A1, Agricultural Conservation zoning district and Outdoor Shooting Ranges are allowed in the district only after approval of a special use permit.

The purpose of the Special Use is to build and operate a skeet shooting range. The range will primarily be used by a shooting team from Hampden-Sydney College. The range will only be used during daylight and it is anticipated to be used one day a week on average from approximately 4:00 – 8:00 p.m. It is anticipated approximately 6-12 people will be in attendance with three to five vehicles during each session with 200-250 rounds fired, and the sessions would last approximately one to two hours. There will be three mechanical throwers located approximately 700 feet from Virso Road in the middle of the property. The clay pigeons will be launched to fly toward the back of the property. The back property line is 700 feet from the launchers. The site proposed does not contain enough land to meet the recommendations listed in a pamphlet from the National Skeet Shooter Association regarding the planning, building and operation of a skeet field. These recommendations are for a commercial range with several shooting fields; this range will have only one field. Mr. Bartlett said his research indicates only having one field will greatly reduce the width of the land needed but not the depth of the range. He said the distance a pellet can travel depends on the size and from what gauge shotgun the shell is fired. It appears the shot most often used in skeet shooting is either #8 or #9. Assuming they are shot from a 12-gauge shotgun, the pellets will travel approximately 600 feet depending on wind and other environmental factors. From the description of where the shooters will stand, it seems there will be about 700 feet from them to the property line. That does not leave much of a safety/buffer zone and from research, a 300-foot buffer zone is most often recommended. Other than safety, noise and clean-up of broken clay pigeons would be further challenges; if lead shot is used, that could pose potential contamination challenges for both wildlife and water. How easily lead oxides and can be transported is dependent on many factors with the amount of precipitation and the acidity of the soil being the major factors. We do not know the soil acidity of the site.

The County has received two objections to the request from adjoining property owners who are concerned with the noise, safety, loss of property value and ability to sell their property in the future because of the shooting range. Mr. Larry Adkins, owner of Tax Map Parcel 113-A-28B2, the long narrow property immediately north of the property, and Mr. Jeff Arnold Pride, owner of Tax Map 113-A-17, addressed as 39 Walton Farm Drive, both objected to the placement of a shooting range on Mr. Burger's property.

The Planning Commission held a public hearing to gather public input on this request on May 19, 2020. The County had received two phone calls from adjoining landowners who opposed the request. Both cited noise, safety, loss of property value and it would be an impediment to selling their property. During the actual public hearing, one citizen – the coach of the Hampden-Sydney Shooting team – spoke in favor of the use.

Since the Planning Commission meeting, the County has received an additional two phone calls against the request. From the calls, it appears there is a considerable amount of shooting that is happening now. The Planning Commission tabled the request until a detailed site plan was received. A minimum site plan was received and the Planning Commission reviewed the request and voted to disapprove the request because of safety and noise issues.

County staff is of the opinion the use is not compatible with the adjoining properties due to noise and safety concerns.

Charles Horton, Hampden Sydney College Sporting Clay Team, said additional information was provided to the Board to clarify the intent for Mr. Burger's property. He said a concern was raised previously that the property would be used on weekends presenting a noise concern; this is not the case. The team intends to practice once or twice a week on the property and only during daylight hours during the academic year. He said the team consists of less than a dozen individuals, practice sessions would last approximately 90 minutes. He said safety was cited as a potential concern, the practices would be conducted in as safe a manner as possible for what is classified as a low-risk activity. The size 8 shot that the team uses has a maximum range of 198 yards; there are no structures for over five times that distance in the direction they would be shooting and Mr. Burger's property line extends over 100 yards past the distance needed to prevent the activity from having any impact on neighboring properties. He said he is a Certified Range Safety Officer and would personally proctor team activities. He said the Hampden Sydney Sporting Clays team has been operational for over a decade with no safety incidents of any kind. He said the team uses exclusively biodegradable targets. He added the practices are so limited in size and duration they do not present a noise problem and fall well within the parameters necessary for safe use of the property. This would allow the college to develop a valuable extra-curricular activity, contribute a productive use for Mr. Burger's property and provide a stimulus to local economy that would otherwise not exist.

Chairman Townsend opened the public hearing.

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

Chairman Townsend said the range is in the midst of a small community and the gunfire can be heard.

Chairman Townsend made a motion, seconded by Supervisor Cooper-Jones, to disapprove the Special Use Permit request for a shooting range on Tax Map Parcel 113-6-A; the motion carried:

Aye:	Beverly M. Booth	Nay:	None
	Pattie Cooper-Jones		
	J. David Emert		
	Llew W. Gilliam, Jr.		
	Robert M. Jones		
	Odessa H. Pride		
	Jerry R. Townsend		
	James R. Wilck		

In Re: Public Hearing – Special Use Permit, Hertzler, School

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Tobias Hertzler for a Special Use Permit to construct and operate a one-room schoolhouse on Tax Map Parcel 86-A-1, near 3859 County Line Road. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received a request from Mr. Tobias Hertzler for Tax Map Parcel 86-A-1, identified as 3859 County Line Road, owned by Israel and Katherine Yoder. The purpose of the Special Use is to build and operate a one-room schoolhouse. This parcel is in an A1, Agricultural Conservation zoning district and educational facilities are allowed in the district only after approval of a special use permit.

The School will consist of one room with vinyl siding and a metal roof and will be 42' x 26' in size. It will be located 168 feet from SR 671, County Line Road and the setback from adjoining properties far exceed the minimum requirement of 35 feet. There will be two 9'x 9' privies constructed of concrete block and wood. One will be located 27 feet in front of the School and the other 47 feet behind the Schoolhouse. There will be a 16' x 16' metal shed enclosed on three sides, 63 feet behind the School to store buggies, horses, fire wood, etc.

The School is expected to operate from 8:30 a.m. to 3:00 p.m. from the end of August to mid-May of the following year. County staff is of the opinion the use is compatible with the zoning district and will have minimum impact on surrounding properties.

The Planning Commission held a public hearing on May 19, 2020 to hear public input concerning the request to construct and operate a school on the parcel mentioned above. The County received no comments either negative or positive in relation to the request. The Planning Commission voted unanimously to recommend approval to the Board of Supervisors.

Chairman Townsend opened the public hearing.

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

Supervisor Gilliam asked if there was a need for another Amish School because there is one close by; Mr. Bartlett said the existing schoolhouse is in Charlotte County and this would be the first one in Prince Edward County.

Supervisor Jones made a motion, seconded by Supervisor Emert, to approve the Special Use Permit request from Mr. Tobias Hertzler to build and operate a one-room school house on Tax Map Parcel 86-A-1; the motion carried:

Aye:	Beverly M. Booth	Nay: None
	Pattie Cooper-Jones	
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Robert M. Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	James R. Wilck	

In Re: Public Hearing - Special Use Permit, Napier, Truck Yard

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by James A. Napier for a Special Use Permit to construct and operate a “truck yard” on Tax Map Parcel 120-A-35-B1, with an address of 111 Patrick Henry Highway, Meherrin. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received an application for a Special Use Permit from James Napier for Tax Map Parcel 120-A-35-B1, owned by Dawn and Joseph Patterson with an address of 111 Patrick Henry Highway, Meherrin, VA. The purpose of the Special Use permit is to build and operate a tow/impound yard under the use type of Truck Yard, which is a more intense use than normally associated with a tow/impound yard.

Mr. Napier operates a towing and recovery business. In order for Mr. Napier to operate in Prince Edward County and tow vehicles when requested by the state police (after accidents, abandoned vehicles, etc.), he must have a storage lot in the County. Mr. Napier will use the lot primarily for automobiles and pick-up trucks. On occasion, he may have a Road Tractor. Most of the vehicles will be stored for 30 days or less but there may be occasions when a vehicle is stored for up to 60 days at the lot.

The lot will only be 40' x 40' and will be enclosed by a 6-foot-tall fence. There is also a stand of trees between the site and Patrick Henry Highway (US 360). The gate will be closed and locked when no one is on-site. Mr. Napier estimates he will have no more than 10 vehicles on the lot at any one time and there will be no more than 10 trips per week. Operating hours with customers will be 9:00 a.m. - 4:30 p.m. He does not plan on erecting an outside security light, if he is required to erect a light it will be down-shielded.

The latest VDOT traffic data estimates the Average Annual Daily Trip Count on Prince Edward Highway at that entrance is 5,200. This proposed increase in traffic will have a minimum impact on traffic at the site.

The Planning Commission held a public hearing on June 3, 2020; no one spoke in opposition and the County has received no other correspondence opposing the request. The original application requested a lot size of 40' x 26' but during the public hearing, Mr. Napier requested to increase the size to 40' x 40'. The Planning Commission unanimously approved forwarding the request to the Board of Supervisors for approval.

Chairman Townsend opened the public hearing.

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

Supervisor Wilck asked what a truck yard is; Mr. Bartlett said the best definition on this would be a towing and impound lot, but that definition is not in the ordinance, and he said there would be times when he would have a road tractor there on the lot. Mr. Bartlett said Mr. Napier needs to use it for towing

operations; the State requirement is that if you are called by the State Police for an abandoned vehicle or wrecked vehicle in your county, it must be towed in your county.

Supervisor Wilck asked if there will be screening; Mr. Bartlett said there is a six-foot fence the whole way around it.

Supervisor Wilck made a motion, seconded by Chairman Townsend, to construct and operate a “truck yard” on Tax Map Parcel 120-A-35-B1, with an address of 111 Patrick Henry Highway, Meherrin, VA; the motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay:	None
------	--	------	------

In Re: Public Hearing - Special Use Permit, Simpson, Surface Mine

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Mary Kay Simpson and Averette Simpson, Jr., for a Special Use Permit to conduct surface mining operation for amethysts on Tax Map Parcel 21-A-10, near 261 Scufflin Acres Lane, Prospect. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received an application for a Special Use Permit application from Mary Kay Simpson and Averette Simpson, Jr., to conduct surface mining operations for amethysts on Tax Map Parcel 21-A-10, near 261 Scufflin Acres Lane, Prospect. This parcel is in an A1, Agricultural Conservation zoning district and surface mining facilities are allowed in the district only after approval of a special use permit.

The purpose of the Special Use is to conduct surface mining operations for amethysts. There will be no major traffic or noise emitted from the operation.

The following information obtained from DMME is to inform the Board of the detail and overview that DMME will require before the mine can be reopened.

The County Administrator contacted the local DMME representative and received the investigation report from DMME completed in October 2019. DMME received a complaint about the operations of this surface mine and investigated and has caused the Simpsons to cease operating. Since that time DMME has been working with the owners to help develop a License and a Permit Application to allow the mine to reopen. DMME feels they are close to completing that process.

DMME Permit Application requires three items to be approved 1) Mining Operations Plan, 2) Permit map detailing the site which is used to determine the bond amount required which is \$3,000 per acre and 3) Detailed site plan to include E&S control plan and a reclamation plan.

The Mining Operations Plan consists of three items: 1) Daily Operations and maintenance plan, 2) Drainage and sediment control plan, and 3) detailed reclamation plan.

If operations are allowed to commence, DMME will inspect the site at least every six months.

If Prince Edward does not approve the special use permit, DMME will require the site to be reclaimed.

The Planning Commission held a public hearing on this special use permit on June 3, 2020. The County received a combination of seven email / phone calls about this request, all in support. During the public hearing, 17 people spoke, all in support. Only one of the people who spoke at the public hearing is a duplicate of those who emailed or called.

This site has been operating for at least four years and the County nor DMME have received any complaints concerning its operations until October of last year.

Chairman Townsend opened the public hearing.

William Turner, Spotsylvania, said Scufflin Acres had 30 to 40 people saying all the good points; he said this helps children enjoy the outdoors. The site brings people from all over the country. He said no one has ever been hurt and they have an entire community of people to assist them to get everything right.

Miranda Mercer, Alexandria, said it is a pleasure to visit and is a wonderful facility.

Mr. Bartlett said that since it is considered a mine, DMME must approve the site plan. DMME will not do anything until the County will allow the project.

Supervisor Emert said the mine is right up against others' properties, within 100 feet.

Mr. Bartlett said 35 feet is a normal setback. He said in an A-1 area, the side setbacks are 35 feet; rear yard is 70 feet and front yard is 75 feet and there is no differentiation on use. Discussion followed.

Mrs. Simpson said all of the surrounding properties are owned by family and use the same road. No one has a problem with the right of way; she said they are working with DMME and Damien Fehrer, following all their rules and regulations. She said Mr. Fehrer said they must get the Board's permission before they can move forward with more work.

Supervisor Jones asked if there will be a limit on the number of people that can attend at one time. Mrs. Simpson said normally there are a few people there at a time, sometimes homeschool groups of no more than 20 children with three or four adults. She said rarely are there more than 30.

Chairman Townsend asked if she takes reservations; Mrs. Simpson said a lot of people do schedule their trip but she doesn't like to take reservations; they have never been overwhelmed. She said that last year, every state was represented.

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

Supervisor Gilliam asked if they did any erosion control. Mr. Bartlett said DMME plans for that and if they are not approved, they would have to do a reclamation plan.

Supervisor Emert said there is no deeded right of way and asked if they plan to add any bathrooms. He said there have been some complaints about fears that it would cave in as there is no containment wall. Mr. Bartlett said DMME will set any regulations for those conditions and they would have to obtain porta-johns. Discussion followed.

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to approve the Special Use Permit to conduct surface mining operation for amethysts on Tax Map Parcel 21-A-10, near 261 Scufflin Acres Lane, Prospect; the motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None	Abstain: J. David Emert
------	--	-----------	-------------------------

In Re: Public Hearing - Rezoning, Martin, MHP

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Thomas Martin to rezone Tax Map Parcel 52-A-31, Eggleston Circle Mobile Home Park on Old Ridge Road, from A2, Agricultural Residential to MHP, Manufactured Home Park District to allow for the remodeling and re-opening of the mobile home park. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Bartlett said the County has received an application for a Rezoning application from Thomas Martin for Tax Map Parcel 52-A-31 on Old Ridge Road, owned by Thomas Martin. This parcel is an A2, Agricultural Residential zoning district and requires rezoning to MHP, Manufactured Home Park, to allow for the remodeling and re-opening of the mobile home park.

The purpose of the Rezoning is to allow for the remodeling and re-opening of the mobile home park. Due to the fact that it has been out of operation exceeding two years, it is not considered to be allowed as a non-conforming use, aka grandfathered by the Code of Virginia and Prince Edward County Zoning Ordinance. The site currently has seven mobile home hookups / sites per the County tax records. This use would generate trips by the residents and their guests. It is recommended that rules be established by Mr. Martin as far as quiet time by park residents as well as installing some site security lighting so as not to shine onto adjacent properties.

The Planning Commission held a public hearing on this request on June 3, 2020. Prior to the hearing the County had received three written statements from landowners who were either adjoining or in close proximity against the request. During the public hearing one additional citizen spoke against the request. The opposition primarily reflected the problems with the operation of the formal mobile home park that was on the property and owned by a different person. Citizens were concerned about noise, trash, poor upkeep of the MHP, law enforcement issues, safety, gun fire, and impact on groundwater. They were also concerned that a mobile home park would lower property values and was not compatible with the existing single-family homes in the vicinity.

The owner stated he is slowly cleaning the property and removing the existing run-down mobile homes. He stated he would not tolerate noise or other problems and wants to have a respectable place. He

stated at the moment he had made a down payment on a 2007 mobile home as he could possibly renovate two of the existing homes and he would slowly add additional homes as he could afford to do so until he reached seven homes.

The Planning Commission unanimously voted not to recommend approval of the request.

County staff is of the opinion the use is generally compatible with the zoning district but will have some impacts on surrounding properties as far as traffic and noise.

Chairman Townsend opened the public hearing.

Thomas Martin said he purchased the land six or seven years ago with the plans to reopen the park. He said one or two homes could be restored and he has made a deposit to purchase a 2007 model home. He said since it has been unoccupied for over two years, it is not “grandfathered in.” He said one home is repairable and one may be but the rest need to be torn down.

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

Mr. Bartlett said four people spoke against the project at the Planning Commission meeting, citing noise, trash, poor upkeep, safety, and the impact on the water table. He said they are remembering the mobile home park there before Mr. Martin purchased the land. He said several people have said the project is “not compatible” with the community.

Chairman Townsend clarified that Mr. Martin is planning to purchase a 2007 mobile home, and that he is cleaning the park. Discussion followed.

Chairman Townsend said Mr. Martin sounds passionate about providing decent homes for tenants; he said he spoke with neighbors who gave accolades on the work Mr. Martin has done.

Mr. Love said the conditions would include exterior lighting downward shielded, maintain existing buffer with tree line and shrubs, quiet hours from 11:00 p.m. to 7:00 a.m., and others.

Chairman Townsend made a motion, seconded by Supervisor Jones, to approve the rezoning of Tax Map Parcel 52-A-31 from A2, Agriculture Residential to MHP, Manufactured Home Park with the conditions mentioned above, to allow for the remodeling and re-opening of the mobile home park; the motion carried:

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

Nay: None

In Re: Public Hearing – Special Use Permit, Long Tree, LLC, Pawn Shop

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Long Tree, LLC for a Special Use Permit to allow the operation of a pawn shop on Tax Map Parcel 19-A-70 and addressed as 85 Railroad Avenue. Notice of this hearing was advertised according to law in the Wednesday, May 27, 2020 and Wednesday, June 3, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Bartlett said the County has received an application for a Special Use Permit application from Mr. Muhammad Umar Alahbakshs for Tax Map Parcel 19-A-80, addressed as 85 Railroad Avenue. The purpose of the Special Use is to operate a pawn shop at the site. This site is zoned as General Commercial, C1, with limited uses. The site was rezoned to C1 in November 2011 with the following allowed uses: 1) Automobile Sales, 2) Retail Sales, 3) Personal Services Uses, 4) Gasoline Station, 5) Convenience Store and 6) Restaurant Use.

The proposed hours of operation are from 10:00 a.m. to 7:00 p.m., Monday through Saturday. The site has a long history of retail operation and has ample parking and is already lit. The site is located on Highway 460 with a current Average Annual Daily Traffic volume of 9,100 with existing commercial entrances. The proposed Pawn Shop will not significantly impact traffic volumes at the location and the use is compatible with the existing uses and the County's Comp Plan. No other similar uses are located in the vicinity, the use would diversify the economy in the area and provide area citizens the ability to use a nearby local business. Currently local residents have to travel several miles to use the services offered by such an establishment.

The Planning Commission held a Public Hearing on June 3, 2020 to receive public input regarding the special use request to operate a pawn shop at 85 Railroad Avenue. During the Public Hearing, only one

person spoke other than the owner requesting the special use permit; that person is an adjoining landowner and spoke in favor of the permit. The Planning Commission unanimously approved sending the application to the Board of Supervisors requesting approval.

Chairman Townsend opened the public hearing.

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

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to approve the Special Use Permit application from Mr. Muhammad Umar Alahbakshs for Tax Map Parcel 19-A-70, addressed as 85 Railroad Avenue, to operate a pawn shop between the hours of 10:00 a.m. and 7:00 p.m., Monday through Saturday; the motion carried:

Aye:	Beverly M. Booth	Nay:	None
	Pattie Cooper-Jones		
	J. David Emert		
	Llew W. Gilliam, Jr.		
	Robert M. Jones		
	Odessa H. Pride		
	Jerry R. Townsend		
	James R. Wilck		

In Re: Emergency Management Update

Mrs. Sarah Elam Puckett, Assistant County Administrator, presented a COVID-19 update. She reported that in the Piedmont Health District, the case count grew from 68 to 151; there are currently nine outbreaks which is defined as three or more cases in one facility. She stated adherence to the public health directive by our citizens to wearing a mask and social distancing will determine the containment and mitigation of community spread. She said the wearing of masks in public and social distancing should be encouraged and promoted in all situations.

Mrs. Puckett said the Governor announced his directive on k-12 schools; it is anticipated he will announce this week his plans for reopening colleges and universities.

Mrs. Puckett said masks are required to enter the Prince Edward County Courthouse.

Mrs. Puckett reviewed the call counts for Prince Edward County; she announced the AFG grant has been submitted for PPE for all of our fire and EMS agencies and hope to receive news of the funding in the next week or two.

Mrs. Puckett said the County Economic Development Director provided information regarding the economic impact and recovery; she is working jointly with the Town of Farmville.

Supervisor Wilck said a lot of press regarding the \$10,000 grant with the IDA and that the Town of Farmville has contributed; he said the Board was involved with that as well as has received no press. He requested a press release be sent stating the County is matching what the Town has done. Mr. Bartlett said there was a meeting with the IDA earlier in the day to set up with the Town's IDA, and trying not to duplicate which businesses will receive funding.

In Re: Appointment – Board of Appeals for Building Code

Mr. Bartlett said there were no applicants for the upcoming vacancy; the Board concurred to re-advertise for the position.

In Re: Appointment – Poplar Hill Community Development Authority

A vote was taken on the candidates for the one-year term of the Poplar Hill CDA.

<u>Candidate</u>	<u>Vote</u>
John Gantt	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck
Roy R. Yeatts, Jr.	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck

John Gantt and Roy R. Yeatts, Jr. will be appointed to the Poplar Hill Community Development Authority for a term of one year beginning July 1, 2020 and ending June 30, 2021.

In Re: Appointment – Prince Edward County Industrial Development Authority – Four Year Term

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>
Robert Atkinson	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck
Michael Montgomery	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck

Robert Atkinson and Michael Montgomery will be appointed to the Prince Edward County Industrial Development Authority for a term of four years beginning July 1, 2020 and ending June 30, 2024.

In Re: Appointment – Social Services Board

A vote was taken on the candidate for the four-year term for the Prince Edward Social Services Board.

<u>Candidate</u>	<u>Vote</u>
Carol Stiff	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck
Jeff Tindall	(None)

Carol Stiff will be appointed to the Social Services Board for a term of four years beginning July 1, 2020 and ending June 30, 2024.

In Re: Appointment – Central Virginia Regional Library Board

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

<u>Candidate</u>	<u>Vote</u>
Marianna Snow Campbell	(None)
Susan Smith	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend Jim R. Wilck

Susan Smith will be appointed to the Central Virginia Regional Library Board for a term of four years beginning July 1, 2020 and ending June 30, 2024.

In Re: County Administrator’s Report - CARES ACT

Mr. Bartlett said that as authorized by the Board of Supervisors, the Chairman of the Board, the Treasurer and the County Administrator signed the Certification for Receipt of Coronavirus Relief Fund Payments and the certification was submitted to the Commonwealth. This resulted in the County receiving \$1,989,387 from the Federal Government as our share of the Coronavirus Relief Fund (CRF) which was established by the Coronavirus Aid, Relief, and Economic Security (CARES) Act of 2020. Allocations were based on population and the funds have been provided on an “up-front” basis.

These funds may be used for qualifying expenses but may only be used to cover costs that:

1. Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
2. Were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act); and
3. Were incurred during the period that begins on March 1, 2020, and ends December 30, 2020.

At this point, federal guidance dictates that CRF funds can only be used for the direct costs associated with the response to the COVID-19 pandemic and cannot be used to make up for revenue shortfalls.

Mr. Bartlett cautioned the Board that the Act is clear that the burden of ensuring all CRF funds are spent for qualifying purposes falls on the local government that initially received the funds. In addition, the local government receiving the funds is responsible for maintaining all necessary documentation to ensure compliance with the federal requirements. Thus, if a decision is made to provide funds to another entity and that entity expends the funds on non-qualifying expenses Prince Edward County would be responsible for paying the funds back. Mr. Bartlett said the Act contains funding that will allow the Federal Government to hire private accounting firms who will audit each locality to determine if the funds were used appropriately.

Some expenses are easy to justify but there are others that are not and will require considerable documentation and knowledge of the reason for the expense so it can be classified as NECESSARY and can withstand an audit. There are guidelines that have been issued by the U.S. Treasury but in review, they have raised as many questions as they have answered regarding the proper use of the funds.

A review of these guidelines and other guidance that has been received are beyond the scope of this meeting.

Mr. Bartlett said that some localities are creating committees which contain individuals from a cross section of the locality to determine the best way to allocate and use these funds. That appears to be a reasonable process. Mr. Bartlett said he found it rare to find a person that can divorce themselves from their own organization or personal interest and look at what is best for the Community as a whole. He said the group that he believes can do that and provide help to the Board is the County's IDA. This group of men and women have demonstrated that they have the County's best interest at heart. He recommended the Board create a committee composed of members of the Board and members of the IDA to develop a plan for the use of these funds. The Board may desire to include other individuals on any committee created but advised they not be attached to any specific group or organization to ensure they are not narrowly focused on their own group. After this plan is developed, he would recommend that before any funds are provided to any entity that the receiving organization provide invoices to the County and the County make the payment directly to the vendors to ensure the specific item requested is purchased and in that way the County will have the necessary documentation to justify the expenditure. He said the Board may have to provide a narrative explaining why the specific item or items were purchased and that they were a necessary expense related to COVID-19.

Mr. Bartlett said that in addition to purchases of goods and equipment, these funds can be used to help fund items that are not as easy to justify and track. These would closely relate to programs that could assist local businesses and citizens. Such assistance will require the development of policies and procedures to ensure the funds are used on justified expenses. Agencies such as the County's Social Services, STEPS, and Piedmont Senior Resources already have programs in place and trained people that have experience in determining if a person qualifies for assistance in other programs. He recommended the committee reach out to such organizations and ask them to develop programs that would meet the federal criteria and at the same time assist Prince Edward County citizens. The Committee would have to vet the program policies before providing any funding to the program and then periodically monitor compliance to the stated policies to ensure the funds are used appropriately. He said we will learn more and hopefully will receive better guidance from the Treasury department as this moves forward.

Following some discussion, Chairman Townsend appointed Supervisor Cooper-Jones (Chair), Supervisor Emert and Supervisor Wilck to the CARES ACT Committee. He said they can maximize the resources and report to the full Board on what has been expended. He said the County Administrator and County Attorney would also need to be there.

Mr. Bartlett said a first step for the committee would be to develop a policy on what they will provide the money for or what organizations; the committee may hear from the Town or other organizations, and then would come back to the Board.

Supervisor Pride asked if a timeline is associated with this; Mr. Bartlett said the funds can be used on items from March through December 30, 2020.

Supervisor Emert made a motion, seconded by Supervisor Booth, to authorize a public hearing to amend the FY21 budget and accept the distribution of \$1,989,387 of Federal Coronavirus Relief Funds to be appropriated and distributed by the Board of Supervisors; the motion carried:

Aye:	Beverly M. Booth	Nay:	None
	Pattie Cooper-Jones		
	J. David Emert		
	Llew W. Gilliam, Jr.		
	Robert M. Jones		
	Odessa H. Pride		
	Jerry R. Townsend		
	James R. Wilck		

In Re: Emergency Food & Shelter Program

Mr. Bartlett stated there is more funding, not directly related to the COVID-19, called the Emergency Food and Shelter Program. He said there are two different allocations of funding in that program for Prince Edward County, which totals about \$20,000; he recommended creating a committee to handle this allocation. He said most counties have not availed themselves to these funds; Nottoway County is participating. Prince Edward County participated in this program in 2009 and Supervisor Cooper-Jones was on the committee. Mr. Bartlett said the state recently sent out an email regarding this program; the Salvation Army previously provided administration for this program.

Following discussion, Supervisor Cooper-Jones volunteered to participate in the Emergency Food & Shelter Program Committee.

In Re: County Administrator's Report – Recycling

Mr. Bartlett said that as the Board will recall, one of the unfortunate impacts of COVID-19 was that STEPS had to close their recycling program to protect their workers. The Board then authorized the County to contact a private recycler to continue the County's recycling program. The County was recently informed by STEPS they are reopening their recycling program.

While the County has used STEPS for over 20 years to provide recycling services, and it may have been thought the County would automatically move our program back to STEPS, Mr. Bartlett provided updated information to the Board that has been learned over the last two months to allow the Board to provide guidance to County Administration on how to move forward.

Mr. Bartlett said it is very hard to "make money" running a recycling program; most recycling programs actually lose money. They do help extend the life of your landfill and the state mandates a certain amount of recycling. That said, last FY the County paid STEPS \$16,713.52 for recycling services. This FY we had paid STEPS \$17,513.38 until they had to shut down. In addition to this cost, the County paid \$20,647.60 to recycle electronics last FY and had paid \$15,204.70 this FY until STEPS had to shut down. That's a total of \$37,361.10 last FY and \$32,718.08 this FY. STEPS palletize the electronics recycling, and

the County pays another company to dispose of that. We have to pay STEPS \$28 per ton for cardboard and newspaper and \$0.46 per pound for plastic.

With the company the County has been using while STEPS was not open, we have not had to pay them anything for cardboard or newspaper and we have to pay \$150 for each load of plastic. Over the two months the average cost per pound of plastic has been \$.1276 per pound for a total cost of \$1,500 and we have not had to pay anything for cardboard or newspaper. For the Company not to charge for cardboard and newspaper, we negotiated an agreement whereby they could take the metal from four of our sites which are our lowest metal volume producers. The other four sites produce twice the volume of metal. Over the two months the company hauled 41,710 pounds of metal. As the County normally takes the metal to a recycler ourselves and receives payment, we estimate we lost \$1,480 in revenue. If you add that to the cost to dispose of the plastic, the cost to the County was actually \$ 2,980 for those two months. Assuming the same volumes that would cost approximately \$18,000 a year.

Mr. Bartlett said that is very close to the cost we have paid STEPS but is a complete savings for the electronics, which is about \$20,000 per year. There was no electronic cost because the new recycler agreed to take the electronics at no charge. He will bring back items from the electronics that he cannot sell and we will have to place them in our landfill. So far, he has not brought anything back but it has only been two months and that could easily change.

Mr. Bartlett said that if the Board decides to cease using STEPS for recycling, he would advise the Board not discuss this issue any further in open session. The County will need to create an RFP and bid the recycling services out and this will become a contract negotiation process and recommended the County not tip our hand on our negotiation strategy.

STEPS is a local company and the recycling program provides jobs to 6 people with disabilities. This program pumps almost \$141,000 into the local economy. This decision is more complex than one would think and the decision to stop using STEPS will have both positive and negative impacts for the County in other areas besides recycling. If the Board wishes to research this, we will need a work session on the topic.

Supervisor Emert said there were 67 trips in two months' time, which is equal to 134 man hours at \$75 per hour, or \$10,050 saved in two months. He said those 67 hours could be used for our own trash services going to the landfill as opposed to going somewhere else. The private hauler does it all and not only

would the County save that \$10,000, it would cut down on tires and wear and tear of the truck. Mr. Bartlett said it would offer savings and increase the ability to better service the convenience sites but would not provide the savings that Supervisor Emert figured.

Chairman Townsend recommended tabling this issue until more financial information could be gathered. He said it also concerns six employees and their jobs and needs to be sensible, justifiable response.

Mr. Bartlett said that what would be lost is the revenues; it would allow the driver to make more trips to the convenience sites and costs would not be much different. He said the County pays \$150 for each trip of plastic taken. Discussion followed.

Chairman Townsend questioned how much the County is losing each month between STEPS vs. a private vendor. He asked if it is worth six individuals losing their jobs. Discussion followed.

Supervisor Pride requested the presentation of a spreadsheet.

Supervisor Emert made a motion, seconded by Supervisor Pride, to table this decision until further information could be provided; the motion carried:

Aye:	Beverly M. Booth	Nay: None
	Pattie Cooper-Jones	
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Robert M. Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	James R. Wilck	

In Re: Fire Association Capital Expenditure Financing Fund

Mr. Bartlett said that in 2011 the Board of Supervisors approved the creation of the Fire Association Financing Fund. At that time, the Board voted to provide up to \$600,000 to members of the Fire Association for low interest loans for the purchase of trucks and other equipment. Section 15.2-954 of the *Code of Virginia* authorizes any locality to make loans to any nonprofit organization furnishing firefighting or rescue services.

Mr. Bartlett stated the Master Agreement, signed by all the VFD and the Rescue Squad, contains the procedures by which the Fire Association will request funds to be borrowed and for which organization, and the County will create a promissory note which provides that in the event of a default, each member of the Association guarantees repayment of the loan. At its March 27, 2019 meeting the Fire Association

approved a request from the Darlington Heights VFD for a loan of up to \$210,000 to finance a fire truck from the Capital Expenditure Fund.

The current outstanding loans and the current balances and the balances on August 8, 2020 are:

	<u>Current Balance</u>	<u>Balance 8/8/2020</u>
HSC VFD	\$ 72,000	\$54,000
Prospect VFD	\$ 37,500	\$0
Rescue Squad – Building	\$364,817	\$346,267
Rescue Squad – Defibrillators	\$ 48,000	\$ 48,000
TOTAL	\$522,317	\$448,267

Mr. Bartlett said Darlington Heights VFD initially requested a loan of \$162,878 to fund the balance of a truck costing \$366,786. There is already a \$203,908 equity position in the truck. Providing such a loan will cause the outstanding balance to be \$685,195 as of the date of the loan, but by August 8, 2020 because of scheduled payments between now and August, that amount will decrease to \$611,505 on August 8, 2020. The County has collected \$31,484 in interest to date on previous loans. If those funds are made part of the program, the outstanding balance is under the funding allocated by the Board to this program. Mr. Bartlett said they have amended their request to \$150,000 and provided a new amortization schedule. He said the balance would be under the \$600,000, and that includes the building that was just refinanced with the Rescue Squad.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Wilck, to approve the request from the Fire Association for a loan of \$150,000 and authorize the Chair or County Administrator to execute the agreement on behalf of the County; the motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None
------	--	-----------

In Re: County Administrator’s Report – Request from Meherrin Fire & Rescue

Mr. Bartlett said Meherrin Volunteer Fire & Rescue had an opportunity to purchase a boat and trailer appropriate for water rescue for \$5,500. The 16-foot boat is in excellent condition and was purchased at a

very fair price. They are asking if the Board of Supervisors would consider assisting with the cost of putting the boat into service by sharing one-half of the purchase price or \$2,750. They are also requesting assistance from Lunenburg County.

Mr. Bartlett said this boat will be used to provide a water rescue capability that the County is currently lacking. So far this year there have been three incidents requiring water rescue. One was on Rices Creek Watershed. Two have occurred on Briery Creek Lake. This boat is a 16-foot, aluminum, flat bottom Polar Kraft, with a 40-hp motor and trailer.

Mr. Bartlett said the County was hoping the boats that the Sheriff declared surplus could help solve this deficiency but we have found that one boat was too small and the other has a hole in the fiberglass transom.

Mr. Bartlett stated the County would not typically provide funding after the fact but Meherrin Fire & Rescue learned about this boat over the weekend and had to move quickly to make the purchase.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Booth, to provide reimbursement to Meherrin Fire & Rescue for the purchase of the flat-bottom Polar Kraft boat in the amount of \$2,750; the motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None
------	--	-----------

In Re: County Administrator's Report – Technology Trust Fund

Mr. Bartlett said the Clerk of Circuit Court has requested \$4,480 from the State Compensation Board as reimbursement from the Technology Trust Fund (TTF) that has been collected in Prince Edward County. The funds will be used to pay for the Maintenance of Records Management and Secured Remote Access Systems.

Supervisor Jones made a motion, seconded by Supervisor Emert, to approve the FY20 Budget Amendment appropriate the funds as follows:

REV/EXP	FUND	DEPT	OBJECT	DESCRIPTION	DEBIT	CREDIT
4 (Exp)	100	23000	0080	Technology Trust Fund		\$4,480
4 (Exp)	100	21600	5880	Clerk of Circuit Court-TTF	\$4,480	

The motion carried:

Aye:	Beverly M. Booth Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Robert M. Jones Odessa H. Pride Jerry R. Townsend James R. Wilck	Nay: None
------	--	-----------

In Re: Other Business

Chairman Townsend said he would like to set up a meeting with the Properties Committee; a few months ago, Judge Blessing and the Board asked that the State Police do a security assessment of the Courthouse. He said that is complete; there is nothing very costly on the recommendations or enhancements. He said these would make the building safer for everyone. He asked that the Properties Committee meet with the County Administrator and Mr. Van Eps to review the assessment.

Ms. Terri Atkins Wilson, County Attorney, stated there is a matter coming before the Court to appeal a Zoning issue; she requested the Board hire outside counsel because this litigation is not her primary expertise and the issue involves someone on the Board of Supervisors. She said it would be a conflict of interest for her to represent the County in this matter. Discussion followed.

In Re: Closed Session

Chairman Townsend made a motion, seconded by Supervisor Cooper-Jones, that the Board convene in Closed Session for discussion of the acquisition of real property for the public purpose of public safety, where discussion in an open meeting would adversely affect the bargaining position of the County, pursuant to the exemption provided for in Section 2.2-3711(A)(3) of the *Code of Virginia*; the motion carried:

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

Nay: None

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

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

Nay: None

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

Aye: Beverly M. Booth
Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Robert M. Jones
Odessa H. Pride
Jerry R. Townsend
James R. Wilck

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.

In Re: Animal Warden's Report

Mr. Adam Mumma, Animal Control Officer, submitted a report for the month of May 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Coy Leatherwood, Building Inspector, submitted a report for the month of May 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery – Commercial

Ms. Katharine Wilson, Food Works Director, submitted a report for May 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Farmville Downtown Update

Ms. Chelsey White, Manager, submitted a report for the month of May 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Tourism and Visitor Center Report

Mrs. Magi Van Eps, Tourism & Visitor Center Coordinator, submitted a report for the month of May 2020, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Emert, seconded by Supervisor Cooper-Jones, and adopted by the following vote:

Aye:	Beverly M. Booth	Nay: None
	Pattie Cooper-Jones	
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Robert M. Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	James R. Wilck	

the meeting was adjourned at 11:34 p.m.