

October 13, 2020

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 13th day of October, 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: Sarah Elam Puckett, Acting County Administrator; Trey Pyle, Deputy Emergency Coordinator; Kate Pickett, Economic Development Director; Ron Van Eps, Public Works Director; Magi Van Eps, Tourism & Visitor Center Coordinator; and Terri Atkins Wilson, County Attorney.

Chairman Townsend called the October 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 1-844-890-7777, Access Code: 390313.

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.

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

In Re: Public Participation

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.

Mr. Ron Van Eps, Public Works Director, introduced two new staff, Jeff Jones, Solid Waste Manager and Randall Cook, Buildings & Grounds Supervisor. Chairman Townsend welcomed both men to the county staff.

In Re: Board Comments

Supervisor Pride commended Sarah Puckett for going above and beyond the call of duty in providing for a fallen tree to be removed from Abilene Road. Supervisor Pride said that she notified Mrs. Puckett on Sunday to report it, and Mrs. Puckett contacted VDOT who sent five or more men to clear the road and ditch line and cut up the tree.

Mrs. Puckett thanked Supervisor Pride and stated the photograph sent by Supervisor Pride clearly indicated a public safety concern; she notified Scott Frederick with VDOT who cleared the fallen tree to the ditch. She said VDOT cut and cleared the tree on Monday.

Chairman Townsend thanked everyone for their support during the pandemic; he asked all to stay safe and follow the VDH and CDC guidelines. He said the numbers are still increasing and we cannot let our guard down.

Supervisor Cooper-Jones welcomed all in attendance, and she will pray for safety for all in this serious time.

In Re: Consent Agenda

On motion of Supervisor Cooper-Jones, seconded by Supervisor Wilck, 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
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the Board accepted the Treasurer’s Report for September 2020; the minutes of the meeting held September 8, 2020 at 6:00 p.m., September 8, 2020 at 7:00 p.m., and September 24, 2020.; Accounts and Claims, Board Mileage Sheets; and Salaries.

Prince Edward Treasurer's Report - September 2020

Name of Bank	Bank Balance	Available Balance
Benchmark Pooled Fund Account	5,909,598.40	5,909,598.40
Wells Fargo Social Services	156,383.77	156,383.77
Benchmark School Fund	843,797.14	843,797.14
Benchmark Food Service	392,403.66	392,403.66
TOTAL		7,302,182.97

Certificates of Deposit

Benchmark		
0994		119,055.72
0995		119,055.72
0998		17,246.78
0268		108,544.62
1169		108,544.62
1170		22,080.02
Raymond James - Through Benchmark		
7288		362,340.54

TOTAL	<u>\$ 856,868.02</u>
GRAND TOTAL	<u><u>\$ 8,159,050.99</u></u>

In Re: FY19 Audit Report

Mr. Josh Roller, CPA, Robinson, Farmer, Cox Associates, presented the County's FY19 Audit.

Supervisor Wilck made a motion, seconded by Supervisor Pride, to accept the Prince Edward County FY19 Audit as presented; 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
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In Re: Appropriations FY21

The Sheriff has again received the DMV Selective Enforcement grants for Speed, Alcohol and Occupant Protection. As in the past, he will be using funds already contained in the budget for fuel as the match. The Speed grant will be used to pay for approximately 170 hours of over-time. The Alcohol grant will be used to purchase intoximeters and pay for 170 hours of over-time. The Occupant Protection Grant will be used for approximately 108 hours of over-time.

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to approve the budget amendment and appropriate the same, as follows:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	33010	0040	Enforcement Grant – Speed		5,610
4 (Exp)	100	31200	1200	DMV O/T – Speed	5,610	
3 (Rev)	100	33010	0045	DMV Grant – Alcohol		6,290
4 (Exp)	100	31200	1203	DMV O/T – Alcohol	5,610	
4 (Exp)	100	31200	6023	Equip – Alcohol Grant	680	
3 (Rev)	100	33010	0034	DMV Grant – Occupant Protection		3,575
4 (Exp)	100	31200	1206	DMV O/T – Occupant Protection	3,575	

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: AS400 Update

The County's existing AS400 server will be seven years old and IBM will no longer support that model or its software after our current maintenance agreement ends in December 2020.

Prince Edward County has the option to leverage either the County of Fairfax Cooperative Purchasing Contract #4400006324, the Charles County Public Schools Cooperative Marketing Contract ITB #LIE-1617 Contract or CAS Severn's GSA Contract #GS-3SF-0380V, Schedule 70 cooperative purchasing vehicles that offer pricing discounts. Virginia Commonwealth municipalities are approved to use these cooperative marketing purchasing vehicle to secure IT purchases.

The proposed CAS Severn Power9 recommendation is a Sole Source solution that includes the BAI Partnership, the IBM Server, IBM Five Year 24x7 Year Maintenance and Support, Implementation Services and CAS Severn's exclusive contract vehicles. CAS Severn guarantees the transfer to the new system will be transparent to Prince Edward County users. CAS Severn and BAI Municipal Software have an exclusive IBM Partnership and as BAI's sole Business Partner, CAS Severn offers server recommendations specifically configured for the BAI applications. In addition, CAS Severn services include pre-system BAI analysis of the existing system file structure for redundant data in order to significantly reduce backup and restore Windows. CAS Severn also provides optional On-going T &M system support that includes but is not limited to Health Checks, Operating System Version Upgrades, OS Fix Maintenance, and Printer Installation and Problem Resolution services.

The cost of the new server, software and a 5-year maintenance agreement are \$49,492. If the Board does not wish to update the mainframe the only other option to continue operating the County's financial systems, tax information to include assessments, on-line payment processing and building permit functions

would be to find a third party (non-IBlv1) vendor to maintain the current AS400. But once the machine needs any replacement parts the County would have to find used parts to continue operating. The following is the proposed budget amendment to allow the replacement of the County AS400 mainframe:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		49,492
4 (Exp)	100	94000	0002	Capital Projects – Computer	49,492	

Supervisor Booth made a motion, seconded by Supervisor Cooper-Jones, to authorize the replacement of the County’s AS400 mainframe, enter into an agreement with CAS Severn and approve the FY21 budget amendment as proposed and appropriate the same funds; 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: Treasurer’s Office, Part-Time

As the Board is aware, the County will be engaging the services of a retired Treasurer from a neighboring county to provide staff training and assist the Treasurer’s Office with the closing of FY20. This will be scheduled for October and November; the engagement is estimated for 21 days at eight hours per day, at \$18.88 per hour.

Supervisor Wilck made a motion, seconded by Supervisor Pride, to approve the FY21 budget amendment as proposed and appropriate the same funds; 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

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		\$3,200
4 (Exp)	100	12410	1300	P-T Salaries & Wages (Treasurer)	\$3,200	

In Re: Appropriations: Professional Pre-Audit Services

To enable the County of Prince Edward to meet the requirements of the Statement of Auditing Standards 115 (SAS 115) issued by the American Institute of Certified Public Accountants, and provide guidance to external auditors on how they should communicate internal control related matters identified in their audit to an organization's financial statements, the County will engage professional accounting services to provide a pre-audit scope of work. Mary K. Earhart, PLLC, provides this same scope of services to neighboring counties, to include Lunenburg, Charlotte, Appomattox and Cumberland. Her letter of engagement, which includes her scope of services and fee schedule, has been presented to the Board members. It is anticipated she will begin on or about November 30, 2020.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Emert, to approve hiring Mary K. Earhart, PLLC, authorize the Board Chair to execute the agreement, and to approve the FY21 budget amendment as proposed and appropriate the same funds:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		26,000
4 (Exp)	100	12240	3120	Accounting Services	26,000	

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: Sandy River Reservoir Permit

In September, the Board approved engaging the professional engineering services of the Timmons Group to assist the County with the submission of an application to DEQ for the renewal of the County's Intake Permit for Sandy River Reservoir.

A copy of the scope of work was presented to the Board members. The appropriation below represents the anticipated cost for Tasks 1 - 4 to facilitate the submittal of the permit application and the permit application fee.

Chairman Townsend said this is just the beginning of the process.

Mrs. Puckett said the County can do this in stages, as it moves forward. She said the new County Administrator will be involved with this project. She said this is the scope of work and permit negotiations will follow. This lump sum fee for pre-application submittal and the application permit fee. Some discussion followed.

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to approve the FY21 budget amendment as proposed and appropriate the same funds:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		\$100,000
4 (Exp)	100	42610	3160	Professional Services SRR	\$ 75,000	
4 (Exp)	100	42610	5601	DEQ Permit Application Permit Fee	\$ 25,000	

The motion carried:

<p>Aye:</p> <p>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</p>	<p>Nay: None</p>
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In Re: Appropriations – Prince Edward County Public Schools

The County received a letter from Prince Edward County Public Schools requesting an appropriation of the 21st Century Community Learning Centers Federal Grant funds in the amount of \$187,281.00 to the Instruction category.

Supervisor Emert made a motion, seconded by Supervisor Pride, to approve the FY21 budget amendment as proposed and appropriate the same funds:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	250	33020	0018	Title IV – Part B 21 st Century		\$187,281
4 (Exp)	250	62000	0001	Instruction	\$187,281	

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: Appropriations – Forfeited Assets, Sheriff’s Office

The County received a letter from Sheriff Tony Epps requesting use of \$7,845.86 of Forfeited Asset Fund to pay the cost of equipment to run the Sheriff’s Office interview/interrogation room and training room. The Sheriff has approximately \$17,496.84 in this fund.

Supervisor Jones made a motion, seconded by Supervisor Cooper-Jones, to approve the FY21 budget amendment as proposed and appropriate the same funds:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	105	41050	0105	Fund Balance		\$7,845.86
4 (Exp)	105	31700	6010	Police Supplies	\$7,845.86	

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: Appropriations – Sandy River Reservoir, Legal Services

Part of the scope of work that Timmons Group will be providing for the submission of an application to DEQ for the renewal of the County’s Intake Permit for Sandy River Reservoir may require legal services. Timmons recommended the County consider AquaLaw, which specializes in water and wastewater utility law.

Mrs. Puckett presented a letter of engagement received from AquaLaw; they have proposed an initial budget authorization in an amount to not exceed \$17,500 for the scope of work generally outlined in Item A

of their October 12, 2020 letter. Expenses are billed at actual cost and at a billable hourly basis not to exceed \$17,500.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Pride, to approve the FY21 budget amendment as proposed and appropriate the same funds; and to authorize the Board Chair to execute the Letter of Engagement with AquaLaw:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		\$17,500
4 (Exp)	100	42610	3150	Legal Services – SRR Permit	\$17,500	

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
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In Re: Highway Matters

Supervisor Gilliam stated that during the previous Board meeting, he reported trimming that needed to be done near the Darlington Heights firehouse; it has not yet been done.

Supervisor Emert thanked VDOT for addressing the issues previously reported.

Supervisor Pride thanked VDOT for the immediate and efficient attention to the fallen tree on Monday, and asked when work will begin on the Abilene Road extension.

In Re: Public Hearing – Amendments to the Enterprise Zone

Chairman Townsend announced that this was the date and time scheduled for a public hearing to receive citizen input prior to considering proposed amendments (additions) to the County’s Enterprise Zone Boundary. The proposed expansion includes two parcels totaling 290 +/- acres. The first property is the potential data center site (230 Kelly Lane), which is owned by the Prince Edward County Industrial Development Authority (approximately 287 acres). The second site is located in Rice at 499 Rice’s Depot Road and is owned by Caryn Kayton. Notice of this hearing was advertised according to law in the

Wednesday, September 30, 2020 and Wednesday, October 7, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Ms. Kate Pickett, Economic Development Director, stated the County has had its Enterprise Zone since 2000 and was renewed last year for another five years. She is requesting an amendment to the Zone to add two new properties. She said the Enterprise Zone is a partnership between the state and local governments to promote development through both job creation and real property investments in the Zone. Our Enterprise Zone was last amended in 2015 with properties in Rice and Prospect; amendments may be made every 12 months. Prince Edward County currently has 2,859 acres and the County may have up to 3,840, which leaves 981 more acres Prince Edward County can designate in the Enterprise Zone. The two properties total about 290 acres total. The first site is the data center site at 230 Kelly Lane and is about 287 acres; the second site is 499 Rice's Depot Road and is an old school which will be converted to two apartments on the upper level and offices, meeting space and/or event space. The owner will need a conditional use permit in order to have office space; in order to get incentives through the Enterprise Zone, the property has to be one-third commercial.

Ms. Pickett said Prince Edward County would need to have a joint amendment form with Charlotte and Lunenburg Counties because we share the Enterprise Zone with them; she has spoken with both County Administrators and both are supportive of adding to the Zone.

Staff recommends approval of the addition of Tax Map Parcels #039-A-3 and #040-A-19 to the County's Enterprise Zone and approval of the draft resolution which will authorize the submission of the amendment application to the Virginia Department of Housing and Community Development.

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 addition of Tax Map Parcels #039-A-3 and #040-A-19 to the County's Enterprise Zone and to adopt the draft resolution authorizing the submission of the amendment application to the Virginia Department of Housing and Community Development; 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

Resolution Approving the Expansion of the County Enterprise Zone

WHEREAS, the County of Prince Edward has a designated Enterprise Zone, identified as Zone #48, that provides a combination of State and Local incentives to promote economic development; and

WHEREAS, there is a current need to amend the existing Enterprise Zone #48 to incorporate additional properties and to increase economic growth opportunities, and

WHEREAS, this proposed expansion will serve to benefit economic and industrial expansion of Prince Edward County to meet the goals and objectives of the Virginia Enterprise Zone Program;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia, authorizes the County Administrator to submit the necessary Enterprise Zone amendment package and sign all necessary documentation on behalf of Prince Edward County for this proposed Enterprise Zone amendment, and to meet other program administrative and reporting requirements, as defined by Enterprise Zone Regulations throughout the life of the zone.

In Re: Public Hearing – Special Use Permit, Good’s Construction DBA Cenvar Roofing

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Good’s Construction Co., DBA Cenvar Roofing for a Special Use Permit to allow the location of a business office and enclosed storage building on Tax Map Parcel 041-A-57B, with an address of 24457 Prince Edward Highway, Rice, VA. Notice of this hearing was advertised according to law in the Wednesday, September 30, 2020 and Wednesday, October 7, 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 Good's Construction Co. DBA Cenvar Roofing for Tax Map Parcel 041-A-57B, identified as 24457 Prince Edward

Highway, Rice, VA. This parcel is in an A-1, Agricultural Conservation zoning district and businesses are allowed in the district only after approval of a special use permit.

The purpose of the Special Use is to convert the existing home into a business office and to construct a 24' x 40' enclosed metal storage building for the purpose of materials storage. Any security lighting shall be installed and properly angled to avoid light spillage onto adjoining properties; a tree buffer will be placed along the property lines of adjoining homes to the rear, side and front where the new building will be constructed.

The Planning Commission held a public hearing on September 15, 2020; no one spoke in opposition and the County has received no other correspondence opposing the request. The Planning Commission unanimously approved forwarding the request to the Board of Supervisors for approval. County staff is of the opinion the use is compatible with the zoning district and will have minimal impact on surrounding properties.

Mr. Love said Mr. Christopher Good, owner, was present on the phone to answer any questions.

Chairman Townsend opened the public hearing.

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

Supervisor Cooper-Jones made a motion, seconded by Supervisor Wilck, to approve the request by Good's Construction Co., DBA Cenvar Roofing for a Special Use Permit to allow the location of a business office and enclosed storage building on Tax Map Parcel 041-A-57B, with an address of 24457 Prince Edward Highway, Rice, VA, with the following conditions: 1) downward shielded lighting and 2) a tree buffer as set forth in the Zoning 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	

In Re: Public Hearing – Rezoning, A-1 to MHP

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by David Furlong, DBA Locket Creek Real Estate Group for a Rezoning of Tax Map

Parcel 022-4-C, on Booker Court, located on Mt. Moriah Road, Farmville, VA from A-1, Agricultural Conservation to MHP, Manufactured Home Park to allow for the expansion and re-opening of the mobile home park. Notice of this hearing was advertised according to law in the Wednesday, September 30, 2020 and Wednesday, October 7, 2020 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

The County has received a Rezoning application from Mr. David Furlong for Tax Map Parcel 022-4-C on Booker Court, owned by Locket Creek Real Estate Group. This parcel is in an A-1, Agricultural Conservation zoning district and requires rezoning to MHP, Manufactured Home Park to allow for the remodeling and expansion of the mobile home park.

The purpose of the Rezoning is to allow for the remodeling and expansion of the mobile home park to add eleven additional units. The site currently has nine mobile home hookups/sites per the County tax records. This use would generate trips by the residents and their guests. The Planning Commission recommended the following conditions: that rules be established by Mr. Furlong, such as quiet time by park residents; and installing site security lighting so as not to shine onto adjacent properties.

The Planning Commission held a public hearing on September 15, 2020; no one spoke in opposition and the County has received no other correspondence opposing the request. The Planning Commission unanimously approved forwarding the request to the Board of Supervisors for approval.

County staff is of the opinion the use is generally compatible with the zoning district but will not have major impacts on surrounding properties as far as traffic and noise.

Chairman Townsend opened the public hearing.

Supervisor Pride asked if any of the housing facilities would be larger than one-bedroom. Mr. Furlong said the older homes that had been in place have been destroyed and replaced with 2020-model one-bedroom, one-bath homes. He said he put in the road, lighting, security cameras and landscaping.

Supervisor Emert asked if the park closed for certain amount of time. Mr. Love stated the ordinance states that it would have to be closed for more than two years.

Chairman Townsend questioned the length of time this site had been closed. Mr. Furlong said the two years would have been up on November 13 or 15 [2020]. Discussion followed.

Supervisor Cooper-Jones stated that the site appears very well developed and commended Mr. Furlong on making a nice neighborhood.

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 Rezoning of Tax Map Parcel 022-4-C, on Booker Court, located on Mt. Moriah Road, Farmville, VA from A-1, Agricultural Conservation to MHP, Manufactured Home Park to allow for the expansion and re-opening of the mobile home park; the motion carried:

Aye:	Beverly M. Booth	Nay:
	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, Daycare Center

Chairman Townsend announced that this was the date and time scheduled for a public hearing prior to considering a request by Prince Edward County for a Special Use Permit to allow for a Daycare Center on Tax Map Parcel 051-A-39, with an address of 1328 Zion Hill Road, Farmville, VA. Notice of this hearing was advertised according to law in the Wednesday, September 30, 2020 and Wednesday, October 7, 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 Prince Edward County for Tax Map Parcel 051-A-39, identified as 1328 Zion Hill Road, Farmville. This parcel is in an A-2, Agricultural Residential zoning district and businesses are allowed in the district only after approval of a special use permit.

The purpose of the Special Use is to utilize the existing building as a daycare center facility. Along with the daycare center, there will be the potential for sheltering in the event of an emergency, along with recreational use, both of which are allowed in the A-2 district.

The Planning Commission held a public hearing on September 15, 2020; no one spoke in opposition and the County has received no other correspondence opposing the request. The Planning Commission unanimously approved forwarding the request to the Board of Supervisors for approval.

County staff is of the opinion the use is compatible with the zoning district and will have minimal impact on surrounding properties.

Chairman Townsend opened the public hearing.

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

Supervisor Booth made a motion, seconded by Supervisor Wilck, to approve the request by Prince Edward County for a Special Use Permit to allow for a Daycare Center on Tax Map Parcel 051-A-39, with an address of 1328 Zion Hill Road, Farmville, VA; the motion carried:

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

In Re: County Emergency COVID-19 Ordinance

Mrs. Puckett presented the County's *Ordinance Instituting Temporary Measures for Certain Gatherings to Prevent the Spread of COVID-19*, enacted by the Board as an Emergency Ordinance at its August 21, 2020 meeting.

As the Board is aware, "emergency ordinances may be adopted without prior notice; however, no such ordinance shall be enforced for more than sixty days, unless readopted in conformity with the provision of this Code" (Section 15.2-1427).

The Board held a public hearing on September 8, 2020 to meet the requirements of the *Code of Virginia* and to enable the County to extend the enforcement of the Ordinance beyond the 60 days, until such time as the Board should determine it is no longer necessary.

The Board tabled action in September pending additional recommendations for amendment. Staff is not aware of any recommended amendments.

Mrs. Puckett said there have been no requests for events and no proposed changes; some discussion followed.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Gilliam, to re-adopt the *Emergency Ordinance Instituting Temporary Measures for Certain Gatherings to Prevent the Spread of COVID-19*; the motion carried:

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

**ORDINANCE INSTITUTING TEMPORARY
MEASURES FOR CERTAIN GATHERINGS TO
PREVENT THE SPREAD OF COVID-19**

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary declared a public health emergency for the United States to aid the healthcare community in responding to the novel coronavirus, SARS-CoV-2, and the disease it causes, commonly referred to as COVID-19 (collectively, "COVID-19"); and

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

WHEREAS, on March 12, 2020, by Executive Order No. .51 ("EO 51"), Governor Ralph S. Northam declared a state of emergency in the Commonwealth of Virginia due to the spread of the COVID-19 virus, and declared the anticipated effects of COVID-19 to be a disaster within the meaning of Virginia Code § 44-146.16, as a communicable disease of public health threat that is anticipated to spread; and

WHEREAS, on March 13, 2020, the President of the United States found and proclaimed that the COVID-19 outbreak in the United States constitutes a national emergency, beginning March 1, 2020; and

WHEREAS, on March 17, 2020, Governor Northam, jointly with the Virginia State Health Commissioner, declared a continuing public health emergency in Virginia resulting from the spread of the COVID-19 virus, and imposed stringent measures to combat the spread of COVID- 19; and

WHEREAS, since Governor Northam issued EO 51 on March 12, 2020, he has issued several more Executive Orders jointly with Orders of Public Health Emergency issued by M. Norman Oliver, MD, MA, State Health Commissioner, pertaining to COVID-19, including, as of the date of this Ordinance, "Executive Order Number Sixty-Seven (2020) and Order of Public Health Emergency Seven, Phase Three Easing of Certain Temporary Restrictions Due to Novel Coronavirus (COVID-19)" (collectively, "EO 67"), which became effective on July 1, 2020; and

WHEREAS, on March 16, 2020, the County Administrator for the County of Prince

Edward, Virginia (the "County"), who serves as the County's Director of Emergency Management, issued a Declaration of Local Emergency due to the threats posed by the COVID-19 pandemic, pursuant to Virginia Code § 44-146.21; and

WHEREAS, the Board of Supervisors of the County of Prince Edward, Virginia (the "Board") confirmed, consented to, and ratified the Declaration of Local Emergency at its meeting held on April 7, 2020; and

WHEREAS, COVID-19 spreads person to person and, at this time, it appears that COVID-19 is spread primarily through respiratory droplets, which can land in the mouths, noses or eyes of people who are nearby or possibly be inhaled into the lungs, and spread is more likely when people are in close contact with one another (within about six feet); and

WHEREAS, COVID-19 is extremely easy to transmit and can be transmitted by infected people who show no symptoms; and

WHEREAS, at this time, there is no known cure, no effective treatment, no vaccine, and because people may be infected but are asymptomatic, they may inadvertently infect others; and

WHEREAS, the World Health Organization, the U.S. Centers for Disease Control and Prevention ("Centers for Disease Control") and the Virginia Department of Health have all identified several behaviors and practices that are fundamental in controlling the spread of COVID-19 in the community, including, frequent hand washing, sanitizing frequently touched surfaces, wearing a cloth face covering when in public, maintaining a separation of at least six feet between people ("social distancing" or "physical distancing"), limiting the size of gatherings in public places, and limiting the duration of gatherings; and

WHEREAS, according to the World Health Organization, fabric face coverings, if made and worn properly, can serve as a barrier to droplets expelled from the wearer into the air and environment, however, these face coverings must be used as part of a comprehensive package of preventive measures, which includes frequent hand washing, physical distancing when possible, respiratory etiquette, environmental cleaning and disinfection; recommended precautions also include avoiding indoor crowded gatherings as much as possible, in particular when physical distancing is not feasible, and ensuring good environmental ventilation in any closed setting; and

WHEREAS, the World Health Organization advises that people take a number of precautions, including: (i) maintaining social distancing because when someone coughs, sneezes, or speaks they spray small liquid droplets from their nose or mouth which may contain virus, and if other persons are too close, they can breathe in the droplets, including the COVID-19 virus, if the person coughing, sneezing, or speaking has the disease; and (ii) avoiding crowded places because when people are in crowds, they are more likely to come into close contact with someone that has COVID-19 and it is more difficult to maintain social distancing; and

WHEREAS, the Centers for Disease Control caution that: (i) the more people a person interacts with at a gathering and the longer that interaction lasts, the higher the potential risk of becoming infected with COVID-19 and COVID-19 spreading; (ii) the higher the level of community transmission in the area that a gathering is being held, the higher the risk of COVID-19 spreading during the gathering; and (iii) large in-person gatherings where it is difficult for persons to remain spaced at least six feet apart and attendees travel from outside the local area pose the highest risk of COVID-19 spreading; and

WHEREAS, the Centers for Disease Control state that cloth face coverings are strongly encouraged in settings where persons might raise their voice; and

WHEREAS, the Centers for Disease Control advises, in restaurants: (i) wearing cloth face coverings when less than six feet apart from other people or indoors; (ii) wearing face coverings as much as possible when not eating; (iii) maintaining a proper social distancing if persons are sitting with others who do not live with the person; and (iv) sitting outside when possible; and

WHEREAS, the Virginia Department of Health has stated that those businesses that operate indoors and at higher capacity, where physical distancing recommendations are not observed, sharing objects is permitted, and persons are not wearing cloth face coverings, create higher risk for the transmission of COVID-19; and

WHEREAS, the return of the student populations of Longwood University and Hampden-Sydney College will significantly increase the population of the County of Prince Edward; and

WHEREAS, in approximately the last three weeks, Prince Edward County has observed the number of its confirmed cases of COVID-19 almost double; and

WHEREAS, for these and related reasons, the Board of Supervisors finds that the temporary measures provided in this Ordinance are necessary to protect the health, safety, and welfare of the public from the threats posed by COVID-19;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Prince Edward, Virginia, as follows:

Sec. 1. Purpose.

For the reasons stated in the recitals, the purpose of this Ordinance is to protect the health, safety, and welfare of the public by preventing the spread of COVID-19.

Sec. 2. Authority.

This Ordinance is authorized by Virginia Code § 15.2-1200, which enables the County, through its Board of Supervisors to adopt “necessary regulations to prevent the spread of contagious diseases among persons . . .” that “are not inconsistent with the general laws of the Commonwealth.”

Sec. 3. Definitions.

The following definitions apply to this Ordinance:

A. "Employee" means an individual identified as being in employed status as shown on an employer's payroll records or a member of a family working for a family-owned business.

B. "Expressive activity" means a non-commercial activity in which a person intends to convey a lawful message through speech or conduct that is likely to be perceived by an observer of the speech or conduct, and includes any lawful public gathering, demonstration, procession, or parade in which the primary purpose is to exercise the rights of free speech or peaceable assembly.

C. "Gathering" means a planned or spontaneous indoor or outdoor, or both, event with people participating or attending for a common purpose such as a community event,

concert, festival, conference, parade, wedding, sporting event, party (including parties at private residences), celebration, and other social events. "Gathering" does not include: a place of employment where persons are present to perform their functions of employment; events or activities on the grounds of an institution of higher education or school-owned property that are institution- or school-related and sanctioned; persons engaging in religious exercise at their religious institution or other place of religious significance; functions at any child day center (i.e., child day care program) as defined by Virginia Code § 63.2-100.

D. "Independent contractor" means an individual or legal business entity providing services to another under an agreement for goods or services.

E. "Face covering" means an item normally made of cloth or various other materials with elastic bands or cloth ties to secure over the wearer's nose and mouth in an effort to contain or reduce the spread of potentially infectious respiratory secretions at the source (i.e., the person's nose and mouth).

F. "Public place" means: any place other than a person's residence or personal vehicle that is indoors, or the indoor portion of the place, or outdoors where at least six feet of physical distancing between persons not living in the same household cannot be maintained, and generally open to the public including, but not limited to, retail stores, food establishments, theaters, personal care and personal grooming services, and transportation other than a personal vehicle. "Public place" does not include institutions of higher education and other schools, fitness and other exercise facilities, religious institutions, or indoor shooting ranges, and the County courthouse.

Sec. 4. Limitation on the Number of Attendees at Gatherings.

A. *Gatherings of more than 50 persons prohibited.* All public and private in-person gatherings of more than 50 persons are prohibited except as provided in Section 4(B).

B. *Gatherings not subject to the 50-person limit.* Section 4(A) does not apply to the following gatherings and, instead, the maximum size for gatherings established in EO 67, or as it may be further amended or superseded, or any Order of Public Health Emergency, applies:

1. Gatherings for religious exercise including, but not limited to, religious ceremonies;
2. Wedding ceremonies and wedding receptions;
3. Funerals;
4. "Expressive activity" on a public street, public sidewalk, and demonstrations on County property and on other public property as permitted by a special event permit, if required, issued by the County Administrator or their designee;
5. Educational institutions; and
6. Restaurants and other licensed establishments serving food and/or drink.

C. *Persons working not counted.* Persons working at gatherings, either as employees or independent contractors, do not count towards the limit on the number of persons at a gathering.

D. *State requirements, recommendations, and guidance.* Except as provided in Sections 4(A), (B), and (C), this Section does not affect any requirement, recommendation, or guidance including, but not limited to, those requiring or recommending physical distancing, that

apply to gatherings established in EO 67, or as it may be further amended or superseded, any Order of Public Health Emergency, any workplace safety regulations, or any other State or federal laws related to the COVID-19 pandemic.

Sec. 5. Effect of More Restrictive Executive Order or Order of Public Health Emergency.

Section 4 does not apply when a more restrictive requirement in an Executive Order or an Order of Public Health Emergency is in effect.

Sec. 6. Penalties; Enforcement.

A. *Penalty for violation of Section 4.* A violation of Section 4 by the owner or tenant of the private property on which the gathering is located, after first being warned by a law enforcement officer to disperse the gathering and failing to do so, is punishable as a civil penalty of not more than \$300.00. A violation of Section 4 by any person attending the gathering, after first being warned by a law enforcement officer to disperse from the gathering because it exceeds the limitation for a gathering and having failed to disperse after a reasonable period of time, not to exceed two (2) minutes, is punishable as a civil penalty of not more than \$150.00. Section 4(D) is not enforced pursuant to this Ordinance.

B. *Injunctive relief.* In addition to any other penalty provided in this Ordinance, the County, Board of Supervisors, the Sheriff or any Prince Edward County Sheriff's Deputy may seek to enjoin the continuing violation of any provision of this Ordinance by bringing a proceeding for an injunction in any court of competent jurisdiction.

Sec. 7. Effect of this Ordinance on the Powers of the Director of Emergency Management.

This Ordinance does not affect the powers of the County Administrator, acting as the Director of Emergency Management, pursuant to Virginia Code § 44-146.21 during the COVID-19 disaster.

Sec. 8. Severability.

It is the intention of the Board of Supervisors that any part of this Ordinance is severable. If any part is declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisdiction, the unconstitutionality or invalidity does not affect any other part of this Ordinance.

Sec. 9. General Exceptions.

Nothing in this Ordinance shall limit:

- a. The provision of health care or medical services;
- b. Access to essential services for County residents, such as food banks;
- c. The operations of media; or,
- d. The operations of government.

Sec. 10. Duration.

This Ordinance is effective upon adoption, this 13th day of October, 2020 at 7:53 p.m.

In Re: Board of Equalization

Mrs. Puckett said that pursuant to Section 58.1-3370 of the *Code of Virginia*, the Board of Supervisors will wish to recommend appointees to the Circuit Court for the Board of Equalization (BOE). The BOE is appointed by the Circuit Court after the completion of a general reassessment. Members, made up of Prince Edward County residents, are to be broadly representative of the community with a majority being freeholders and at least 30 percent being current or former professionals in real estate, construction, financial, or legal fields. The BOE shall be composed of not less than three, nor more than five members or the number of election districts in the locality, whichever is greater. Prince Edward County has historically had a five-member BOE.

The BOE is tasked with the following:

- To hear or receive complaints (appeals) concerning the fair market value or uniformity of real estate assessments from any taxpayer or his agent;
- To correct any errors or omissions;
- To correct any known duplication or omissions in the assessment roll;
- To make public advertisement of its meetings and keep minutes of such meetings.

In all cases brought before the BOE, the valuation determined by the assessor is presumed to be correct. The taxpayer bears the burden of proving that the property is valued at more than its fair market value, that the assessment is not uniform in its application, or that the assessment is otherwise not equalized.

At the September Board meeting, the Board asked Staff to contact the members of the 2015 Board of Equalization to determine their willingness to return and to bring to the Board recommendations to fill the vacancies.

Staff provided the following slate of members for the 2021 Board of Equalization for the Board of Supervisors to recommend to the Circuit Court: Russell Dove, James Garnett, Marshall Thackston, Bob Timmons, and Cheryl Whirley.

Supervisor Emert made a motion, seconded by Supervisor Jones, to approve recommendation to the Circuit Court of the following members for the 2021 Board of Equalization: Russell Dove, James Garnett, Marshall Thackston, Bob Timmons, and Cheryl Whirley; the motion carried:

Aye:	Beverly M. Booth	Nay:
	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 Works Update

Mr. Ron Van Eps, Director of Public Works, discussed the following issues and projects:

County Surplus Sale – Mr. Van Eps stated the auction of 12 surplus vehicles provided \$5,625 in revenue.

Completion of carpeting in courthouse – Mr. Van Eps said there is enough carpeting in stock to do the Administrator’s office but not the hallways, and availability of additional supplies is tight. He said to install the carpeting will cost \$1,350 and will be done on October 23 and 24.

Mrs. Puckett added staff is currently painting the Administrator’s office.

Following some discussion, Chairman Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the purchase of additional carpeting and to appropriate the funds needed for the Administration suite at an anticipated material cost of \$23,000; the motion carried:

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

FY 21 Capital Projects – Mr. Van Eps stated there is \$38,000 in the budget for compactor bins for the convenience sites; he requested authority to purchase two 40-yard open-top bins for \$4,465, two 30-yard open-top bins for \$3,974 and two compactor bins for \$6,200 each, bringing the total to \$29,278, which is \$8,732 under budget. He said as this is under-budget, he would like to add a third compactor bin.

Chairman Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve release of funds to allow the purchase of two 30-yard bins, two 40-yard bins and three compactor bins for the landfill sites; 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:
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Driveway at Rice Site – Mr. Van Eps said the driveway at the Rice Site has been damaged and he would like to install a concrete apron at a cost of \$4,500. He said this was not in the budget but the funds could come from the landfill operational budget.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Booth, to approve installation of a concrete apron at the Rice Site driveway; 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:
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Convenience Site Sheds – Mr. Van Eps said funding is in the budget for the replacement of three remaining sheds at the Green Bay, Meherrin, and Tuggle sites, for a cost of \$15,000.

Chairman Townsend made a motion, seconded by Supervisor Jones, to release the funds for the purchase of three sheds for the Green Bay, Meherrin and Tuggle sites; 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:

Truck for Building & Grounds – Mr. Van Eps stated the budget includes funding for a new pickup truck for Building & Grounds, and requested release of the funds.

Supervisor Jones made a motion, seconded by Supervisor Pride, to approve the release of funds for the purchase of a pickup truck for Building & Grounds; 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:

Supervisor Gilliam reported that at the lower gate at the Darlington Heights site, the road has eroded down and needs to be cleaned so the gate can roll. He said at the upper gate, the culvert pipe is sticking out of the ground and all the rock is gone. Mr. Van Eps said that is on the schedule for work.

In Re: Tourism Update

Mrs. Magi Van Eps, Tourism Coordinator, presented a project update. She reported that she was able to secure a \$10,000 grant from the Virginia Tourism Corporation called Find What You Love in Farmville. One of the pieces of that grant is a brand new LoveWorks that is expected to be installed at Camp Paradise Road in the parking lot sometime in the next month. She said this will be six feet tall and eight feet wide. She said High Bridge Trail brings, on average, 200,000 visitors a year; she said that this year they are breaking records because with COVID-19, it's safer to be outside. She said road side banners with #findwhatyouloveinfarmville will be posted guiding people into Prince Edward County.

Mrs. Van Eps then reported the Civil Rights in Education Heritage Trail is expanding; 52 of 53 sites are up. She said the Richmond Times Dispatch and VCU Capital News Service printed articles which were

picked up by the Associated Press (AP). She said because of that, 34 different news agencies ran the article about The Civil Rights in Education Heritage Trail; two of our sites were prominently displayed in these articles. She is receiving calls asking for more information about coming to the area, where to stay, dine and shop.

Mrs. Van Eps said she has been contacted by a screenwriter that has been working on a documentary about when the schools closed in Prince Edward County; she is currently seeking living survivors willing to tell their story about not just at Moton, but also at the Beneficial Benevolent Society, and the state parks. Mrs. Van Eps said the writer will be in the area to begin filming the end of October.

Mrs. Van Eps then stated the Health Equity program has been providing hand sanitizer, masks and information on COVID-19 for distribution to citizens in need. She reported her staff has assembled over 3,000 bags for distribution; 2,000 have been distributed to the public and another 1,000 are ready for distribution.

Mr. Trey Pyle, Deputy Emergency Management Coordinator, said he had not anticipated having bags ready for distribution every two to three days, and commended the ladies' quick work.

Mrs. Puckett said Hampden-Sydney College has kindly shared its warehouse; most deliveries of supplies require a loading dock and Mr. John Pregelman and the College graciously accepts and stores all supplies coming from the state for the County and the community.

In Re: Emergency Management Update

Mr. Trey Pyle presented the Board Briefing; he stated there was a jump in COVID cases from 509 to 673, due to community spread, and outbreaks at correctional facilities and long-term care facilities. He said flu vaccines are available and requested everyone get their vaccines earlier this year. Mr. Pyle reviewed the EMS call volume for September, which were down slightly from one year ago. He said the AFG Grant for PPE has been approved; 90% purchasing is complete for the grant and said N95 masks are still needed.

Mr. Pyle said the message boards have been delivered and will be deployed around the county and town later this week with COVID safety messages. Three will be located in the town, three will be placed along major highways; he said these are solar-powered signs.

Mr. Pyle reviewed the Health Equity Program and the distribution of hand sanitizer, masks and health information has been distributed to 2,000 in the community. He said Phase 2 is ready to begin and the County will partner with churches and faith-based organizations. He said distribution has also been handled at the Darlington Heights Fire Department.

In Re: Acting County Administrator’s Report – USDA Lease Agreement for County Ag Building

Mrs. Puckett said staff has stepped up and thanked them for their support during the transition; she said everyone has been willing to expand their roles and has pulled together as a team.

Mrs. Puckett stated the lease for the USDA Service Center, located at 100 Dominion Drive, expires on December 31, 2020. USDA would like to extend this lease by three additional years; she said this generates approximately \$110,000 of revenue for the County annually. She said this Lease Amendment Number 5 establishes a three-year extension through December 31, 2023. Mrs. Puckett said the County Attorney has reviewed the agreement. Mrs. Puckett added there are new cleaning requirements on Page Two of the agreement, which have been reviewed by the Director of Public Works. Discussion followed.

Supervisor Jones made a motion, seconded by Supervisor Wilck, to approve the USDA Lease Agreement for the County Ag Building, and to authorize the Board Chair to execute the document; the motion carried:

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

In Re: County Administrator’s Report – Upcoming Citizen Volunteer Term Expirations

Mrs. Puckett said the following County citizen volunteer position have terms expiring December 31, 2020: Planning Commission (two positions); Board of Zoning Appeals (one position); Piedmont Regional Jail (one position). She said that historically, the Board approved advertisement of these upcoming Citizen Volunteer Positions. The Board concurred.

In Re: County Administrator’s Report – Posting County Land for No Hunting

Mrs. Puckett said that annually, the Board approves the posting of the following County-owned property for “NO HUNTING”:

- County-owned property at the Prince Edward County Landfill
- County-owned property at the Prince Edward County Industrial Park
- County-owned property along Granite Falls Boulevard
- County-owned property adjoining the Piedmont Regional Jail

The exception to this posting is for duck hunting at Sandy River Reservoir, which is not allowed on Sunday.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Gilliam, to authorize County staff to post County-owned land for No Hunting; the motion carried:

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

In Re: Personnel Action

Mrs. Puckett said that the Personnel Policy stipulates that the Board should be notified if there is a Personnel action; there was an individual employee in the Public Works department that was terminated for cause last week. She said the employee walked off the job. Mr. Van Eps said multiple attempts to reach the individual were not successful.

In Re: CARES Committee Report

Mrs. Puckett reported the County received \$3,978,744 of CARES Act funding which may be used for qualifying expenses but may only be used to cover costs that:

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

Mrs. Puckett said the CARES Act Committee, comprised of Supervisor Pattie Cooper-Jones (Committee Chair), Supervisor David Emert, Supervisor Jim Wilck, Town Councilman Donald Hunter, IDA Member Brad Watson and IDA Member Joyce Yeatts, met September 15, 2020 and September 29, 2020 to prepare Recommendation #4. Mrs. Puckett reviewed the recommended items:

Farmville Emergency Communications – \$38,349.83 for VESTA Command Post and two laptops; this investment would outlive COVID

Farmville-Prince Edward Community Library - \$4,131.16 for masks and cleaning supplies

Emergency Management - \$800 for pop-up tents to use for vaccine distribution, and use as multi-use such as a command post for anywhere in the county

Heart of Virginia Clinic - \$1,392 for PPE, cleaning supplies, lost revenue

SCOPE/Meals on Wheels - \$20,000 for lost revenue

VA Smooth Rydaz – \$11,997 for lost revenue

This brings the total for Round #4 to \$76,669.99; CARES Act funding for Rounds 1-4 is \$2,715,398.76 and total CARES funding is \$3,978,774.00. She said they have made a request to Senator Kaine to have the deadline extended.

Supervisor Wilck made a motion, seconded by Supervisor Jones, to authorize the disbursement of funds presented in Recommendation #4 from the CARES Act Committee for a total of \$76,669.99; the motion carried unanimously:

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

Ms. Pickett said \$300,000 was allocated for the Economic Sustainability Committee, who decided to provide 100% of the requested amount to businesses, up to a maximum of \$5,000. She said in Round #1, the Committee allocated \$160,000 for businesses and Round #2, so far, have provided \$136,000 for businesses. She said some of the non-direct service provider non-profits were also sent to the Committee to

be reviewed; \$80,000 was allocated to non-profits. This brings the total to \$276,000 and leaves \$24,000.

She said the grants are still open.

Mrs. Puckett stated the CARES Act Committee will meet Tuesday, October 20.

In Re: Closed Session

Chairman Townsend made a motion, seconded by Supervisor Emert, that the Board convene in Closed Session for discussion and consideration of prospective candidates for employment for the position of County Administrator pursuant to the exemption provided for in Section 2.2-371 1(A)(1) of the *Code of Virginia*; and for discussion and consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the County would be adversely affected; 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
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The Board returned to regular session by motion of Chairman Townsend, seconded by Supervisor Cooper-Jones 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
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On motion of Supervisor Emert, and seconded by Supervisor 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
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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. Chris Riviere, Deputy Animal Control Officer, submitted a report for the month of September 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 September 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery – Home

Ms. Patty Gulick, Cannery Manager, submitted a report for September 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 September 2020, which was reviewed and ordered to be filed with the Board papers.

In Re: Prince Edward County Public Schools

Dr. Barbara Johnson, Superintendent, submitted a financial summary report for the month of September 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 September 2020, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Booth, 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 9:50 p.m.