

June 8, 2021

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 8th day of June, 2021; 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: Douglas P. Stanley, County Administrator; Sarah Elam Puckett, Assistant County Administrator; Cheryl Stimpson, Human Resources; Trey Pyle, Deputy Emergency Management Coordinator; Terri Atkins Wilson, County Attorney; Scott Frederick, P.E., VDOT Resident Engineer; Kim Allen, Social Services; Chelsey White, Director, Economic Development & Tourism.

Chairman Emert called the June meeting to order.

Chairman Emert 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 Emert 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 Booth asked for a moment of silence for the Coe family, then 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.

Vicky Page, Leigh District, thanked the Board for allowing her to serve on the Central Virginia Regional Library Board in the past, but upon learning Ms. Shaunna Hunter-McKinney had applied for the position, wished to withdraw her application. Ms. Page said Ms. Hunter-McKinney is an excellent candidate and the Library would be best served by Ms. Hunter-McKinney.

In Re: Board Comments

Chairman Emert and the entire Board extended their sympathy to the Coe family.

Supervisor Cooper-Jones expressed her thanks to all who were in attendance.

Supervisor Booth presented a statement to the Board:

“During the Joint Meeting between this Board and Town Council, Supervisor Wilck shared his concerns and statistics regarding our County School system. While my approach may be a little different than my colleague, I too am concerned about our students, teachers, and our faculty. The detrimental effects of the pandemic have been a challenge for our school system; the last 15 months has taken a toll on all of us,

but the hardest hit was our children. Some teachers shared with me their struggles and frustrations during that time and I want them to know, I heard you. I heard you. My hope is that this Board, along with Dr. Johnson and the School Board can come together and exchange ideas. You know, it takes a village to raise a child. Perhaps it takes a village to educate one. I know together we can make a difference in our children's lives. Thank you."

Supervisor Townsend said to be safe and encouraged everyone to get the vaccine. He said the County's vaccinated rate only is about 30%. He asked everyone to tell those that are not vaccinated all the reasons why it is important to become fully vaccinated.

In Re: Consent Agenda

On motion of Supervisor Wilck, seconded by Supervisor Townsend, 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 April 2021 Treasurer's Report; the minutes of the meeting held May 11, 2021; Accounts and Claims, Board Mileage Sheets; and Salaries.

Prince Edward Treasurer's Report - April 2021

Name of Bank	Bank Balance	Available Balance
Benchmark Pooled Fund Account	\$17,542,739.40	\$17,542,739.40
Benchmark Social Services	\$236,927.99	\$236,927.99
Benchmark School Fund	\$975,302.26	\$975,302.26
Benchmark Food Service	\$223,766.61	\$223,766.61
TOTAL		\$18,978,736.26

Certificates of Deposit

Benchmark	\$862,293.01
Farmers Bank	\$2,000,000.00
Benchmark 5yr CD-letter of credit	\$651,602.74
TOTAL	\$3,513,895.75

GRAND TOTAL

\$22,492,632.01

In Re: Appropriation of FY22 Prince Edward County Budget

On April 27, 2021, the Board of Supervisors approved the FY22 Budget for Prince Edward County. The resolution adopted on that date listed a total budget of \$62,634,751 which included a School budget of \$27,555,143 and a School Cafeteria budget of \$1,428,574.

While the Board approved the FY22 Budget, funds cannot be expended until the money is appropriated. Historically, the Board waits until the June meeting to appropriate the budget for the new fiscal year. The Annual Resolution of Appropriation empowers County officers to expend funds and manage cash assets in accordance with the policies contained in the resolution. Last year, the Board of Supervisors restricted the expenditure of funds on capital projects due to the uncertainty of the impact of the economic disruption caused by the pandemic, and required that capital project expenditures can only be approved by a vote of the Board which will be on a case by case basis until otherwise amended.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to adopt the Resolution of Appropriations for the FY 2021-2022 Prince Edward County Budget as approved on April 27, 2021, in the amount of \$62,634,751, which includes the approved Prince Edward County School Budget of \$27,555,143; 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	

**ANNUAL RESOLUTION OF APPROPRIATION OF THE COUNTY OF PRINCE
EDWARD FOR THE FISCAL YEAR ENDING JUNE 30, 2022**

A resolution to appropriate designated funds and accounts from specified estimated revenues for FY 2022 for the operating budget and the Capital Improvements Program for the County of Prince

Edward and to authorize and empower County officers to expend funds and manage cash assets; and to establish policies under which funds will be expended and managed.

The Prince Edward County Board of Supervisors does hereby resolve on this 8th day of June 2021 that, for the fiscal year beginning on July 1, 2021, and ending on June 30, 2022, the following sections are hereby adopted.

- Section 1. The cost centers shown on the attached letter labeled FY 2021-2022 Appropriations are hereby appropriated from the designated estimated revenues as approved by the Board of Supervisors on April 27, 2021 for FY 2021-2022.
- 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, 2021 shall be re-appropriated to the FY2022 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, 2021 and appropriations as they are made in the FY 2022 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, 2021 and appropriations in the FY 2022 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, 2021.

In Re: FY21 Appropriations – Sheriff’s Department

Sheriff Epps is requesting to move forward with the purchase of two 911 soft terminals in order to remain in compliance with the “Next Gen” radios and CAD system. Currently, the appropriated amount is \$22,500; a quote of \$25,279 was received which includes the first year of annual maintenance cost of \$2,629 and an additional \$150 for equipment costs. The Sheriff is requesting the Board appropriate the additional \$150 to cover the cost for communications equipment and \$2,629 for the maintenance agreement.

Supervisor Townsend made a motion, seconded by Supervisor Wilck, to approve the Sheriff’s request to purchase two 911 soft terminals at a total cost of \$24,279 as quoted:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	General Fund Balance		\$2,779
4 (Exp)	100	31200	8203	PECSO Communications Equip	\$ 150	
4 (Exp)	100	31200	3320	PECSO Maintenance Contract	\$2,629	

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: FY21 Appropriations – CDA Special Levy

The CDA Special Levy appropriation in the FY21 Budget is currently \$92,004 which includes the adjustment in February to meet the Treasurer’s billed amount. An additional appropriation of \$94,180 is being requested to cover the CDA Special Levy payment received in May that must be transferred to the CDA.

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the budget amendments as presented and appropriate the same funds in the FY21 budget, as follows:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	115	011015	0001	CDA Special Levy		\$94,180
4 (Exp)	115	012110	0001	Special Levy Payment to CDA	\$94,180	

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: FY21 Appropriations – Town of Farmville Utility Grant

The Town of Farmville was awarded an additional \$1,229 as part of the COVID-19 Municipal Utility Relief Program and has asked Prince Edward County to serve as the Town’s partner fiscal agent to receive funds from the Department of Accounts. Once appropriated, the check will be written to the Town of Farmville and project expenses will be properly documented.

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

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	700	41050	0100	From General Fund Balance		\$1,229.46
4 (Exp)	700	83000	0001	COVID Utility Relief Grant	\$1,229.46	

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: FY21 Appropriations – Manor Sewer Pump

The Manor sewer pump needed immediate repair. Due to the unexpected expense, staff is requesting the Board appropriate an additional \$10,256 to the Sewer Maintenance line to pay the invoice from Electrical and Mechanical Resources, Inc., which totaled \$11,555.00.

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the budget amendments and appropriate the same funds in the FY21 budget, as follows:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	501	41050	0100	From General Fund Balance		\$10,256
4 (Exp)	501	30000	3810	Sewer Repairs & Maintenance	\$10,256	

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: Department of Social Services Update

Mrs. Kimberly Allen, Family Services Supervisor, Social Services, announced that she has been selected to fill the vacancy left by Mrs. Roma Morris' retirement. Mrs. Allen reported that as of May 31st, 2021, they are 100% caught up on the rent payments to the County, and will now continue with the month-to-month rental agreement. She said the department is now fully staffed; these new staff members are getting virtual State training as well as a hybrid classroom training to get hands-on experience. The State said that moving forward, about 75% or more of the training will be virtual for the foreseeable future. This will provide significant savings for the department.

Mrs. Allen said there has been an influx of Child and Adult Protective Services reports along with applications for benefits such as SNAP and Medicaid applications. The agency dashboard has just been released and during the third quarter, the statistics show the employees are processing applications in a timely manner and they are meeting the state target rates for services. Mrs. Allen said the Public Health Emergency Procedures are still in place for Medicaid program, and there will be no reduction or termination of coverage through at least July. The Cooling Assistance Program will begin June 15 through August 16; Family First funding will become available July 1, 2021, which is the Provision of Evidence Based Programs for Families and Children. She said this is the first time Federal funding can be used for preventative or foster care

services to families. She said one service locally has been approved, Functional Family Therapy. Mrs. Allen said she looks forward to working with the Board in the future.

In Re: Highway Matters

Mr. Scott D. Frederick, P.E., reported crews have completed the primary mowing and have started the mowing on secondary routes. He said their Fiscal Year is wrapping up and there was enough funding left in the budget to bring the contractors in to begin mowing, which frees up VDOT crews to get to work on things that were lagging after the ice storm. He said they are on schedule to begin the widening of Route 604 next week; it will be a slow start but should be complete in three to four weeks after they begin.

Mr. Frederick said they are using some of the leftover FY21 budget to make sure they spend as much as possible before the fiscal year runs out; stone has been placed on the gravel roads throughout the county. He said the surface treatment will begin soon; there is no exact date yet for Route 612 surface treatment project, but plant mix asphalt is being placed in the bad areas on Routes 696 and 607. He said that is also being done on Route 636. Those will all be surface treated by VDOT crews and are not part of the surface treatment schedule.

Supervisor Pride thanked VDOT for the efforts on Route 604; she said Bloomfield, Abilene and County Line Roads are in need of mowing. Mr. Frederick said the mowing pattern is similar to last year, but has been deviated from due to the work on Route 604.

Supervisor Jones said the build-up of the shoulders on Routes 612 and 636 are good.

Supervisor Townsend asked where crews are in mowing currently. Mr. Frederick reported crews mowed a portion of Route 628 today; there are five tractors cutting. He said typically, crews work their way down taking all right turns, which keeps crews of out traffic as much as possible and allows the most efficiency.

Supervisor Gilliam reported trees have broadened out on Darlington Heights Road before Moore Road; he said they have also grown out on Allen Road on the south or west end.

Supervisor Townsend reported he put a crew out to police the roads for litter; he said if any Supervisor has a road in their district that needs policing, please let Mr. Stanley know and he will make sure it gets to the appropriate people for work and then bag retrieval.

Mr. Frederick said VDOT just received approval to start working with the partners to have crews pick up bags. Some discussion followed.

In Re: Public Hearing – VDOT Six-Year Plan

Chairman Emert announced that this was the date and time scheduled for a public hearing in accordance with Section 33.2-331 of the *Code of Virginia*, for the purpose of receiving public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2022-2027 in the County and on the Secondary System Construction Budget for Fiscal Year 2022. Notice of this hearing was advertised according to law in the Wednesday, May 26, 2021, and Wednesday, June 2, 2021 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Frederick reviewed the Six-Year Plan and FY20 Construction Program for Prince Edward County. He reported

Roads in the current Six-Year Plan include:

- Miller Lake Road
- Hidden Lake Road
- Copper Hill Road
- Mill Creek Road
- Bolden-Flournoy Road
- Whispering Woods Road
- School House Road
- Old Oak Road
- Falkland Road
- Route 625 from Holiday Lake Road to 0.3 mi E of Holiday Lake Rd
- Route 647 from Redd Shop Road to 0.3 mi SE of Redd Shop Road
- Route 611 from Miller Lake Road to 0.3 mi E of Miller Lake Road
- Route 668 from Morris Creek Road to 0.3 mi NE of Morris Creek Road
- Route 625 from 0.3 mi E of Holiday Lake Road to 1.05 mi E of Holiday Lake Road
- Route 647 from 03.mi SE of Redd Shop Road to 1.05 mi SE of Redd Shop Road
- Route 611 from 0.3 mi E of Miller Lake Road to 1.05 mi E of Miller Lake Road
- Route 668 from 0.3 mi NE of Morris Creek Road to 1.05 mi NE of Morris Creek Road

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the 2022-2027 Six-Year Plan and FY 22 Construction Program, and to authorize the Chairman or County Administrator to sign the resolution; 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

**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF PRINCE EDWARD, VIRGINIA**

**FY 22-27 SIX-YEAR ROAD PLAN
AND FY 22 CONSTRUCTION PRIORITY LIST**

At a regular meeting of the Board of Supervisors of the County of Prince Edward, Virginia, held at the Prince Edward County Courthouse, Board of Supervisors Room, Tuesday, June 8, 2021, at 7:00 p.m.:

MEMBERS 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

MEMBERS ABSENT:

(None)

On motion of Supervisor Townsend, seconded by Supervisor Cooper-Jones, and carried by the following 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)

WHEREAS, Section 33.2-331 of the Code of Virginia, 1950, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation on the development of a Secondary Six-Year Road Plan and budget; and

WHEREAS, this Board has previously agreed to assist in the preparation of this Plan, in accordance with the Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (FY 2022 through 2027), as well as the Construction Priority List (FY 2022) on June 8, 2021, after being duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List; and

WHEREAS, Scott D. Frederick, P.E., Resident Engineer, Virginia Department of Transportation, appeared remotely before the Board and recommended approval of the Six-Year Plan for Secondary Roads (FY 2022 through 2027) and the Construction Priority List (FY 2022) for Prince Edward County;

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Prince Edward County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (FY 2022 through 2027) and Construction Priority List (FY 2022) are hereby approved as presented at the public hearing

In Re: Public Hearing – Transient Occupancy Tax Ordinance Amendments

Chairman Emert announced that this was the date and time scheduled for a public hearing prior to considering amendments to the County’s Transient Occupancy Tax Ordinance, including an increase from the current five percent to a proposed seven percent charge for the occupancy of any room or space occupied for fewer than 30 days. Notice of this hearing was advertised according to law in the Wednesday, May 26, 2021, and Wednesday, June 2, 2021 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Stanley stated that at its May 11, 2021 meeting, the Board authorized the advertisement of amendments to the County's Transient Occupancy Tax Ordinance. The Ordinance was originally adopted a Transient Occupancy Ordinance in 2007 with a 5% rate, but it was never enacted. The attached draft was amended and approved by the County Attorney, based on the current Code of Virginia.

- The draft ordinance proposes a seven (7) percent charge for the occupancy of any room or space occupied for fewer than 30 days.
- Revenues collected from the portion of the tax over two (2) percent shall be used exclusively for promoting tourism travel or businesses that generate tourism or travel in Prince Edward County. The revenue generated from up to 2% would go to the County General Fund.
- This tax will only apply to lodging outside the Town of Farmville, as Farmville has its own occupancy tax.
- Back in December 2020, Magi Van Eps shared research she had done on the rental locations in Prince Edward County (outside the town of Farmville) that are listed on Airbnb and VRBO (Vacation Rental by Owner). Based on the number of rentals and the number of beds, she estimated that if each had only two rental days per week each year, the county could generate approximately \$50,000 pe year of Transient Occupancy Tax revenue.
- The implementation of this will include both the Commissioner of the Revenue and the Treasurer for the assessment and collection of the tax revenues.

Chairman Emert opened the public hearing.

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

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, that the Board amend the ordinance to use the term “shall” for direction to the Commissioner of Revenue in Section 70-191 for failure to collect, report, etc.; 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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Supervisor Cooper-Jones made a motion, seconded by Supervisor Booth, that the Board approve the updated and amended County Transient Occupancy Tax Ordinance, as presented with a rate of 7%, and establish an effective date of July 1, 2021 for implementation; 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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TRANSIENT OCCUPANCY TAX ORDINANCE

***Cross references:** Commissioner of revenue to be administrator of tax imposed by this article.

ARTICLE VIII.

~~SECTION 70-183.~~ Violations of article.

(a) Any person violating or failing to comply with any of the provisions of this article shall be guilty of a class 1 misdemeanor except that any person failing to file such a return shall be guilty of a class 3 misdemeanor if the amount of tax lawfully assessed in connection with the return is one thousand dollars (\$1,000.00) or less.

(b) Except as provided in subsection (a) above, any corporate or partnership officer, as defined in Code of Virginia, § 58.1-3906, or any other person required to collect, account for, or pay over the tax imposed under this article, who willfully fails to collect or truthfully account for or pay over such tax, or who willfully evades or attempts to evade such tax or payment thereof, shall, in addition to any other penalties imposed by law, be guilty of a class 1 misdemeanor.

(c) Each violation or failure shall constitute a separate offense. Prosecution under this section shall be in addition to the penalties provided under section 70-190 and no conviction of any such violation

shall relieve any person from the payment, collection or remittance of the tax as provided for in this article.

Cross references: Penalty for Class 3 misdemeanor. Code of Virginia Sec. 18.2-11

SECTION 70-184. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Commissioner means the commissioner of the revenue of the county and his or her duly authorized agents.

Lodging means any room or space furnished to any transient, including the cost of all services when furnished with such space or room for a unit price.

Person means any individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee or any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise; and any combination or group of individuals acting as a unit.

Transient means any person who, for a period of not more than thirty (30) consecutive days, either at his own expense or at the expense of another, obtains lodging, as defined herein.

Treasurer means the treasurer of the county and his or her duly authorized agents.

Cross references: Definitions and rules of construction generally can be found in Code Sec. 1-2.

SECTION 70-184. Levied.

Pursuant to Code of Virginia, § 58.1-3819 (1950, as amended), there is hereby imposed and levied by the County of Prince Edward a transient occupancy tax on all hotels, motels, boarding houses, travel campgrounds, and other facilities offering guest rooms rented for continuous occupancy for fewer than thirty (30) consecutive days, operating within the boundaries of Prince Edward County. Said tax shall be in an amount of seven (7) per cent of the charge for the occupancy of any room or space occupied, said tax to be collected from the persons occupying said rooms or spaces. The revenues collected from that portion of the tax over two (2) percent shall be designated and spent for promoting tourism, travel or business that generates tourism or travel in the county.

State law references: Authority of county to impose tax on transient room rentals. Code of Virginia, Sec. 58.1-3819 and 58.1-3823.

SECTION 70-185. Exemptions.

No tax shall be payable under this article on charges for lodging paid to any hospital, medical clinic, convalescent home, home for the aged or in any educational institution.

SECTION 70-186. Collection.

Every person receiving any payment for lodging with respect to which a tax is levied under this article shall collect the amount of such tax so imposed from the transient on whom such tax is levied, or from the person paying for such lodging at the time payment for such lodging is made. The taxes so collected shall be deemed to be held in trust for the county by the person required to collect them, until they have been remitted to the county as provided in this article.

SECTION 70-187. Reports and remittances generally.

(a) It shall be the duty of every seller of lodging in acting as the tax collection medium or agency for the tax levied in this article, for the use of the county, to collect the tax at the time of collecting the purchase price charged for the lodging, and the taxes collected during each calendar month shall be reported to the commissioner and remitted to the treasurer on or before the last day of the following month. The commissioner shall prescribe the form of the report to be submitted.

(b) Any seller collecting the tax levied by this article on transactions exempt or not taxable under this article shall transmit to the treasurer such erroneously or illegally collected tax unless and until he can affirmatively show that the tax has been refunded to the purchaser or credited to his account.

SECTION 70-188. Collector's records.

Each and every operator of a lodging shall keep complete records showing all occupancies for hire at their business, which records shall show the price charged for the occupancy of a room or space, the date thereof, the date of the payment thereof, and the amount of tax imposed hereunder.

Such records shall be retained for three (3) years. All such records shall be kept open for inspection by the commissioner at reasonable times, and the commissioner shall have the right, power, and authority to make such copies or transcripts thereof during such times as they may desire.

SECTION 70-189. Tax immediately: due and payable upon cessation of business.

Whenever any person required to collect and remit to the county any tax imposed by this article shall cease to operate, all such taxes collected and any tax payable under this article shall thereupon be reported to the commissioner and remitted to the treasurer.

SECTION 70-190. Penalty for late remittance.

(a) If any person fails or refuses to remit to the treasurer the tax required to be collected and paid under this article within the time and in the amount specified in this article plus thirty (30) days, there shall be added to such tax by the treasurer, interest at the rate of ten (10) percent per annum from the first day following the day such tax is due upon the amount of the tax for each year or portion thereof.

(b) If any person shall fail or refuse to file a return required by this article in the time specified plus five (5) days, there shall be added to the tax by the county treasurer a late filing penalty of seven (7) percent of the tax on such return or ten dollars (\$10.00), whichever is greater; provided, however, that the penalty shall in no case exceed the tax amount.

(c) In the case of a false or fraudulent report to the commissioner with intent to defraud the county of any tax due under this article, a penalty of fifty (50) percent of the tax shall be assessed against the person.

SECTION 70-191. Procedure upon failure to collect, report, etc.

(a) If any person, whose duty it is to do so, shall fail or refuse to collect the tax imposed under this article and make timely report and remittance thereof, the commissioner of revenue shall proceed in such manner as is practicable to obtain facts and information on which to base an estimate of the tax due. When any such facts and information are obtained, upon which to base the assessment of any tax payable by any person who has failed to collect, report or remit such tax, the commissioner shall proceed to determine and assess against such person the tax, penalty and interest provided in this article, and shall notify such person by registered mail sent to his last known address, of the amount of such tax, penalty and interest, and the total amount thereof shall be payable within ten (10) days from the date such notice is sent.

(b) It shall be the duty of the commissioner of revenue to ascertain the name of every person operating a hotel in the county, liable for the collection of the tax imposed by this article, who fails, refuses or neglects to collect such tax or to make the reports and remittances required by this article. The commissioner may have issued a summons for such person, which summons may be served upon such person by any county law enforcement officer in the manner provided by law, and one (1) return of the original thereof shall be made to the general district court for the county.

SECTION 70-192. Jurisdiction (Prince Edward County)

The provision of the title shall apply to Prince Edward County including the incorporated Municipalities where the Transient Occupancy Tax does not exist.

In Re: Public Hearing – Tax Relief for the Elderly & Disabled

Chairman Emert announced that this was the date and time scheduled for a public hearing prior to considering amendments to the County's Tax Relief for Elderly & Disabled Ordinance, to include increasing the "home and one acre" value from \$100,000 to \$120,000 to coincide with the values represented in the recent re-assessment. Notice of this hearing was advertised according to law in the Wednesday, May 26, 2021, and Wednesday, June 2, 2021 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Stanley said that at its May 11, 2021 meeting, the Board authorized the advertisement of amendments to the County's Ordinance for Tax Relief for the Elderly & Disabled to increase the home + 1 acre value from \$100,000 to \$120,000.

Currently, Section 70.203.4 of the Prince Edward County Code provides a partial exemption from real property taxes for citizens aged 65 and older or who are permanently and totally disabled, who qualify for the exemption. The current ordinance exempts people whose gross combined income of \$22,000 or under and the net combined financial worth does not exceed \$100,000.

With the recent increase in assessed values of 18.27% in conjunction with the 2021 general reassessment, the Commissioner of the Revenue and I had discussed the need to increase the home value limit from the current \$100,000.

As the attached letter shows, for Tax Year 2020 the County had 64 qualified applicants. After the reassessment, 22 of the 64 individuals would be ineligible as their dwelling and 1 acre exceeds \$120,000. By increasing the limit to \$120,000 only two would be ineligible. The Commissioner has also provided a table comparing the limits of our surrounding counties.

Chairman Emert opened the public hearing.

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

Supervisor Jones made a motion, seconded by Supervisor Cooper-Jones, to approve the proposed amendments to Section 70-203.4 of the Prince Edward County Code to increase the home + 1 acre value from \$100,000 to \$120,000; 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		

Chapter 70 – TAXATION

ARTICLE VII. – EXEMPTIONS

DIVISION 1. - REAL ESTATE EXEMPTION FOR ELDERLY AND PERMANENTLY DISABLED PERSONS

Sec. 70-203. - Specific requirements.

Exemption shall be granted to person subject to the following provisions:

- (1) The title to the property for which exemption is claimed is held, or partially held, on December 31, immediately preceding the taxable year by the person or persons claiming exemption.
- (2) The head of the household occupying the dwelling and owning title or partial title thereto is 65 years or older on December 31 of the year immediately preceding the taxable year. Such dwelling must be occupied as the sole dwelling of the person or persons claiming exemption.
- (3) The gross combined income of the owner during the year immediately preceding the taxable year shall be determined by the commissioner to be in an amount not to exceed \$22,000.00. Gross combined income shall include all income from all sources of the owner, spouse, and of the owner's relatives living in the dwelling for which exemption is claimed. For purposes of this article, the first \$6,500.00 of annual income of each of the owner's relatives living in the owner's dwelling shall be excluded in computing gross combined income.
- (4) The net combined financial worth of the owner as of December 31 of the year immediately preceding the taxable year shall be determined by the commissioner to be an amount not to exceed \$120,000.00. Net combined financial worth shall include the value of all assets, including equitable interest, of the owner and the spouse of any owner, excluding the fair market value of the dwelling and the land, not exceeding one acre, upon which the owner's dwelling is situated, not to exceed \$150,000.00, and for which exception is claimed.
- (5) The fact that persons who are otherwise qualified for tax exemption are residing in hospitals, nursing homes, convalescent homes, or other facilities for physical or mental care for extended periods of time

shall not be construed to mean that the real estate for which the tax exemption is sought does not continue to be the sole dwelling of such persons during extended periods of other residence, so long as the real estate is not used by or leased to others for consideration.

- (6) The exemption shall be allowed for any year following the date that the qualified owner occupying the dwelling and owning title or partial title to the property reaches the age of 65 years, or for any year following the date the disability occurred.
- (7) Changes in respect to income, financial worth, ownership of property, or other factors occurring during the taxable year for which the affidavit is filed and having the effect of exceeding, or violating the limitations and conditions provided in this article for the exemption from taxation, shall nullify any exemption or deferral for the then current taxable year and the taxable year immediately following.
- (8) A certification is required by the Social Security Administration, the Veteran's Administration, or the Railroad Retirement Board, or if the person is not eligible for certification by any of those agencies, the sworn affidavit of two medical doctors licensed to practice in this commonwealth to the effect that the person is permanently and totally disabled. If the doctor's affidavit is used, the affidavit of at least one of the doctors must be based upon a physical examination by the doctor. The affidavit of one of the doctors may be based upon medical information contained in the records of the civil service commission which is relevant to the standards for determining permanent and total disability as defined in this article.
- (9) If there is a change of ownership of the property from a qualified owner to a spouse who is less than 65 years of age or who is not permanently and totally disabled, and when that change of ownership has resulted solely from the death of his or her qualified spouse, the change shall result in a prorated exemption for the then current taxable year. The prorated exemption shall be determined by multiplying the amount of the exemption by a fraction which numerator is the number of complete months of the year that such property was eligible for the exemption, and whose denominator is the number 12.
- (10) The commissioner of revenue is designated to administer this exemption. Persons who claim this exemption shall annually report the following information on forms provided by the commissioner of revenue.
 - a. The name of the qualified owner.
 - b. The spouse of the qualified owner who resides at the dwelling for which the exemption is claimed.
 - c. The names of the related persons occupying the dwelling for which the exemption is claimed.
 - d. The total combined net worth, including equitable interests of the persons specified in sections (a), (b), and (c) of this subsection of this article.
 - e. The combined income from all sources of the persons specified in sections (a), (b), and (c) of this subsection of this article.
 - f. The applicant shall provide the required certification or affidavits to be used in the determination of the applicant's status as being permanently and totally disabled.
 - g. The applicant shall provide some reliable proof of age if the exemption claim is based upon the owner being not less than 65 years of age. The applicant for the exception shall be required to produce a copy of the most recent Federal Income tax return to establish the incomes. A detailed financial statement may be required to establish financial worth.

In Re: VDOT Revenue Sharing Application

Mr. Stanley said VDOT is currently advertising for submissions for the Revenue Sharing program. The program will provide a dollar-for-dollar match up to \$10,000,000 for any locality for qualifying transportation projects.

Projects are funded based on a 4-tier ranking system:

Construction and maintenance projects will be evaluated and prioritized for funding as follows:

Priority 1 - Construction Projects that have previously received Revenue Sharing funding

- Locality requests up to a total of \$1 million will be evaluated first and funded first
- Locality requests over \$1 million and up to \$10 million will be evaluated next and funded next

Priority 2 - Construction Projects that meet a transportation need identified in the Statewide Transportation Plan or projects that will be accelerated in a locality's capital plan

- Locality requests up to a total of \$1 million will be evaluated first and funded first
- Locality requests over \$1 million and up to \$10 million will be evaluated next and funded next

Priority 3 - Projects that address deficient pavement resurfacing and bridge rehabilitation (as described in Appendix C)

- Locality requests up to \$1 million will be evaluated first and funded first
- Locality requests over \$1 million up to \$5 million will be evaluated next and funded next

Priority 4- All other eligible projects (projects not meeting priority criteria described above)

- Locality requests up to \$1 million will be evaluated first and funded first
- Locality requests over \$1 million will be evaluated next and funded next

The Poplar Hill CDA has discussed that the County apply for funding through the program for proposed turn lanes for Manor House Drive. The turn lanes are required for the build-out of the project. The current estimate is \$1,358,450. The CDA and its partners could provide a portion of the required match for the project.

During the County's consideration of the FY 22-26 Secondary Six-Year Plan (SSYP), it was discussed that the County could apply for revenue sharing funds we could accelerate the current plan. After further discussions with VDOT senior staff, such an application would be classified as a Priority 4 and will not score high enough to get funded. Once we get the project(s) in our Capital Improvement Plan we may be able to get it up to Priority 2 status.

The other project we discussed as potential project was the 3rd Street Interchange project. Given the significant estimated cost of the project \$30+ million we do not feel putting even a \$1 million on it at this

point through revenue sharing will secure enough points for it to qualify. We are working with VDOT to consider an Urban Development Area around the data center site to give it priority funding status for the Smart Scale process.

Due to the COVID-19 impacts funding for the Revenue Sharing was used to offset revenue to keep the States Smart Scale projects on schedule. As a result, funding for revenue sharing was pushed back four years. If approved, funds would be available beginning July 1, 2026 for FY 27. The positive news is that 1) matching funding will not have to be made available until FY 27 and 2) the County could cancel the project and forfeit the funding without penalty. If we do not make the request, the project will continue to languish and the next round would not make funding available until FY 29. Given that the original Manor House Drive was constructed using a portion of Tobacco Commission Grants, we can look for matching funds there as well in the coming years.

If approved, staff would work with the CRC to submit a pre-application by the July 1, 2021 deadline.

Supervisor Jones made a motion, seconded by Supervisor Wilck, to approve the attached resolution for the VDOT Revenue Sharing program as outlined; 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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**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF
PRINCE EDWARD, VIRGINIA**

FY 2027-2028 REVENUE SHARING PROGRAM

At a regularly scheduled meeting of the Board of Supervisors of Prince Edward County held June 8, 2021, on a motion by Supervisor Jones, seconded by Supervisor Wilck, the following resolution was adopted by a vote 8 to 0.

WHEREAS, the Board of Supervisors of Prince Edward County has requested and the Commonwealth Transportation Board has approved at its meeting on June 8, 2021, an allocation of funds of up to \$750,000 through the Virginia Department of Transportation Fiscal Year 2027- 2028 Revenue Sharing Program with VDOT funding 50% of such funding and Prince Edward County the remaining 50%; and,

WHEREAS, \$750,000 of these funds are requested to fund the following project:

Priority #1 - Turn Lane Project - Manor House Drive - 0.38+/- miles (Manor Subdivision) - \$750,000. Project provide north and south turn lanes off Route 15 (Farmville Road) onto Manor House Drive to minimum VDOT standards and provide adequate capacity and safety to meet the ultimate buildout of the subdivision.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Prince Edward County hereby commits to fund its local share of preliminary engineering, right-of-way, and construction of the projects under agreement with the Virginia Department of Transportation in accordance with the project financial documents.

BE IT FURTHER RESOLVED that the Board of Supervisors of Prince Edward County hereby grants authority for the County Administrator to execute all agreements and/ or addendums for any approved projects with the Virginia Department of Transportation.

In Re: Citizen Volunteer Appointments – Board of Appeals for Building Code

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

<u>Candidate</u>	<u>Vote</u>
Lanay Walker	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

Lanay Walker will be appointed to the Board of Appeals for Building Code for a term of five years beginning July 1, 2021 and ending June 30, 2026.

In Re: Citizen Volunteer Appointments – Poplar Hill Community Development Authority

A vote was taken on the candidates for the two-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, 2021 and ending June 30, 2023.

In Re: Citizen Volunteer Appointments – Industrial Development Authority

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

<u>Candidate</u>	<u>Vote</u>
Quincy Von Handy	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
Mark Southall	(None)
Tim Tharpe	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

Quincy Von Handy and Tim Tharpe will be appointed to the Prince Edward County Industrial Development Authority for a term of four years beginning July 1, 2021 and ending June 30, 2025

In Re: Citizen Volunteer Appointments – 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>
Brenda D. Lee	(None)
Pamela W. Snead	(None)
Gaynelle Troxler	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

Gaynelle Troxler will be appointed to the Social Services Board for a term of four years beginning July 1, 2021 and ending June 30, 2025.

In Re: Citizen Volunteer Appointments – Central Virginia Regional Library Board

A vote was taken on the candidate for the four-year term for the Central Virginia Regional Library Board. Ms. Vicky Page withdrew her application.

<u>Candidate</u>	<u>Vote</u>
Shaunna Hunter-McKinney	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

Shaunna Hunter-McKinney will be appointed to the Central Virginia Regional Library Board for a term of four years beginning July 1, 2021 and ending June 30, 2025.

In Re: Citizen Volunteer Appointments – Southside Virginia Community College Board

A vote was taken on the candidates for the four-year term for the Southside Virginia Community College Board:

Candidate

Vote

Russell L. Dove

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

Russell L. Dove will be appointed to the Southside Virginia Community College Board for a term of four years beginning July 1, 2021 and ending June 30, 2025.

In Re: Board Appointments – Outside Agencies

The Board of Supervisors appoints three members of the eight-member Poplar Hill Community Development Authority. Two have historically been citizens and one has been a member of the Board of Supervisors. Currently, Supervisor Beverly M. Booth holds the Board position on the CDA; her term expires June 30, 2021.

Supervisor Jones made a motion, seconded by Supervisor Cooper-Jones, to appoint Supervisor Booth to the Poplar Hill Community Development Authority for a two-year term to expire June 30, 2023; 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 Jim R. Wilck	Nay: None
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Supervisor Jones made a motion, seconded by Supervisor Cooper-Jones, to appoint Supervisor Pride to Piedmont Senior Resources for a three-year term to expire June 30, 2024; 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
Jim R. Wilck

Nay: None

In Re: Crossroads Community Services Board – Resolution for Forensic Audit

Mr. Stanley stated Crossroads Community Service Board (CSB) is the primary provider of mental health, intellectual disability, substance abuse, and housing services to residents of Amelia, Buckingham, Charlotte, Cumberland, Lunenburg, Nottoway, and Prince Edward.

There have been a number of concerns raised by Crossroads CSB Board members, members of the various Boards of Supervisors, current and former staff members of Crossroads, and members of the general public regarding the expenditure/misuse of public funds and other management issues.

After discussion with other County Administrators in the region served by Crossroads CSB, the recommendation is to request that the Crossroads Community Service Board Board of Directors conduct a thorough forensic audit of its records for budget years FY 2019, FY 2020, and FY 2021.

Mr. Stanley said there is no direct cost to the County if the cost of the audit is borne by the Crossroads Community Services Board.

Supervisor Cooper-Jones made a motion, seconded by Chairman Emert, to adopt the resolution requesting that the Crossroads Community Service Board have a forensic audit performed for FY 2019, FY 2020, and FY 2021 as outlined; 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

**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF
PRINCE EDWARD, VIRGINIA**

**REQUEST TO THE CROSSROADS COMMUNITY SERVICE BOARD
TO CONDUCT A FORENSIC AUDIT OF ITS FINANCES**

WHEREAS, Crossroads Community Service Board (CSB) is the primary provider of mental health, intellectual disability, substance abuse, and housing services to residents of Amelia, Buckingham, Charlotte, Cumberland, Lunenburg, Nottoway, and Prince Edward; and

WHEREAS, the Crossroads CSB has over 230 full-time and 50 part-time employees, 3,058 clients, and has an FY 2021 total budget of \$15,486,594; and

WHEREAS, there have been a number of concerns raised by Crossroads CSB Board members, members of the various Boards of Supervisors, current and former staff members of Crossroads, and members of the general public regarding the budgeting and allocation of public funds and other management issues; and

WHEREAS, the Crossroads CSB Board of Directors, at a special called meeting on May 5, 2021, removed its Director Dr. Susan Baker after six (6) tumultuous years in the position; and

WHEREAS, Prince Edward County has been asked to commit \$60,000 in the proposed FY 2021-2022 budget as a local match to 90/10 funding from the Commonwealth of Virginia for the provision of services in Prince Edward County, and

WHEREAS, Prince Edward County is greatly appreciative of the services provided by the Crossroads CSB and the support of its staff, and

WHEREAS, the Prince Edward County Board of Supervisors as one of the seven governing bodies described in §37.2-504 of the Code of Virginia, must ensure the fiscal accountability of public funds.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia, does hereby request that the Crossroads Community Service Board Board of Directors conduct a thorough external, independent forensic audit of its records for budget years FY 2019, FY 2020, and FY 2021; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Prince Edward, Virginia does hereby state its intent to withhold funding from Crossroads Community Services Board until such forensic audit is authorized by the Crossroads Community Services Board of Directors.

In Re: Split Precinct Waiver

Mrs. Sarah Puckett, Assistant Administrator, said that Mrs. Lynette Wright, Director of Elections, was wrapping up the elections process from earlier in the day. She advised the Board that the Code of Virginia (§ 24.2-307) requires the elimination of split precincts for elections held in November, 2021 and all subsequent elections.

Affects to the County:

- The governing bodies of localities are required to establish precincts that are wholly contained within a single congressional district, Senate district, House of Delegates district, and local election district. If a governing body is unable to establish a precinct with the minimum number of registered voters without splitting the precinct, it may apply for a waiver.
- Additionally, if precinct boundaries that are consistent with any Congressional district, Senate district, House of Delegates district, and local election district that will be adopted by the appropriate authority, cannot be established before the 60 day precinct change prohibition pursuant to §24.2-306, a governing body may request a waiver. Given the delay in Redistricting activities due to delayed Census data, the state will be granting waivers for the curing of the split precincts, as detailed above.
- Once approved by the governing body, the General Registrar can fill out the waiver application and attach the governing body's meeting minutes or resolution. A locality may only administer a split precinct for elections held in the year the waiver is granted.
- Under the provisions of §24.2-307, Prince Edward County has the following split precincts in need of a waiver.

Precinct Name	Split Type
101 – Farmville	Town Boundary (Farmville)
501 – Darlington Heights	Town Boundary (Pamplin)
502 – Buffalo Heights	Town Boundary (Farmville)
701 – West End	Town Boundary (Farmville)
801 – Center	Town Boundary (Farmville)

- In addition to the split precincts for Town of Farmville voters, the Town of Pamplin (Appomattox Co.) has voters in Prince Edward County, Precinct 501- Darlington Heights will be a split precinct for Prince Edward County and (Appomattox) Town voters.

In order to request this waiver, the Registrar will need to provide the Department of Elections a copy of the minutes from a Board of Supervisors meeting, in which the governing body formally requests a waiver until such a time as redistricting can be completed.

Supervisor Jones made a motion, seconded by Supervisor Wilck, to approve the resolution authorizing the County's Director of Elections/General Registrar to request a waiver from the Department of Elections for the November 2021 elections in order to comply with the new election law under the provisions of §24.2-307, effective July 1, 2021; 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: GIS – Unmatched Tax Record Analysis

Mr. Stanley said that one of the items he identified in his Entry Plan is to update and bring the County's Geographic Information System (GIS) up-to-date and online. A Geographic Information System (GIS) is a computer system that analyzes and displays geographically referenced information. It uses data that is attached to a unique location.

Prince Edward has been working with its contractor Timmons on the site since 2017. The site includes numerous layers of data including, tax ownership, zoning, floodplain, election district, enterprise zone, etc. It is tied to the Bright System in the Commissioner of the Revenue's Office for the assessment data. It is an extremely useful tool for development and real estate professionals when the information is accurate and up-to-date. Unfortunately, the current data is not completely matching and returns upwards of 3,000 of the County's 14,057 parcels (a little over 20%) show the ownership information as unmatched or null. For that reason, we have not made the site "live" and available to the public.

To correct this problem Timmons has developed a proposal in the amount of \$17,900. While the amount is within his authorization to approve, funding is not available in the GIS line to pay for the request.

Mr. Stanley said there is funding left in the current FY 21 budget for ordinance codification (12210-3191) and requested authorization to appropriate \$17,900 from to the FY 22 budget (94000-0025) to cover the cost of the project. The project would be completed in two months.

Supervisor Cooper-Jones made a motion, seconded by Chairman Emert, to approve the appropriation of \$17,900 for correcting the unmatched data in the County's GIS, and further moved to authorize the County Administrator to execute the contract for the project with Timmons on behalf of the County and authorize him to approve any change orders up to 10% of the contract amount, as follows:

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	12210	3191	Ordinance Codification		\$17,900
4 (Exp)	100	94000	0025	GIS	\$17,900	

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: COVID Ordinance

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

At the October 13, 2020 meeting, following a public hearing on September 8, 2020, the Board re-adopted the Ordinance to enable the County to extend its enforcement beyond the 60 days allowable for an emergency ordinance and until such time as the Board should determine it is no longer necessary.

With the cessation of COVID mitigation measures by the Commonwealth, staff is recommending that the Board consider repealing of the County's *Ordinance Instituting Temporary Measures for Certain Gatherings to Prevent the Spread of COVID-19*.

Mrs. Puckett clarified that this amendment is for the event-based events and not County operations.

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to repeal the County's *Ordinance Instituting Temporary Measures for Certain Gatherings to Prevent the Spread of COVID-19*; 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: Courthouse Lawn Restoration

Mr. Stanley said the Prince Edward County Courthouse and its front lawn represent the most prominent public space on Main Street. To-date, the County has not done a good job of developing and maintaining the space, which has the potential to be a public gathering spot, a place for people to come together and celebrate, to remember the past, and to practice their rights to assemble.

The project would renovate the existing Courthouse lawn including reconstruction of the plaza, removal of shrub hedge and brick columns, installation of new plaza and walkways, power washing of existing concrete, installation of new landscaping, signage, lighting, flagpoles, and site furniture.

The existing lawn and plaza are worn and in need of repair. The bricks in the plaza are uneven and present a tripping hazard. The gravel pathways present a maintenance problem due to washing onto the Town sidewalks. The brick columns along the front are crumbling in places and need to be re-pointed or removed. The shrubs are overgrown and the lawn needs to be replanted. Additional site lighting and benches need to be added to improve the visitor experience. Lastly, the flagpoles need to be replaced with more substantial poles befitting the Courthouse lawn.

The Properties Committee reviewed the requests at its meeting on May 11th and had recommended that the County move forward with development of design documents. The project has been put in as a Capital Improvement Plan request and will go through the scoring process.

At this time, only the final design and development of bid documents are being considered. As the estimated cost is less than \$20,000, pursuant to the County's adopted purchasing policies, competition is not required and will be utilized whenever deemed necessary. Land Planning and Design Associates (LPDA) does work for the Town of Farmville and has developed the concept plan at no cost to the County. Mr. Stanley has worked with LPDA previously and have found them to be very competent in their design and project management.

Supervisor Townsend made a motion, seconded by Supervisor Jones, to approve the expenditure of up to \$15,000 for final design and development of bid documents, as follows:

Description	Estimated Cost
Final Design and Preparation of Bid Docs	\$12,000 - \$15,000
Demo and Site Prep (remove columns, remove gravel, remove and store existing signs and monuments, remove portions of concrete in sunken courtyards)	\$12,000
Planting	\$10,000 - \$15,000
Hardscape (fine grading, re-lay old brick pavers, add new plaza, power wash existing concrete, re-set signs and memorials)	\$40,000
Signage and Site Furniture	\$15,000
Incidentals (site lighting, flagpoles)	\$12,000
Construction Oversight	TBD
Total Estimate	\$101,000 - \$109,000

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: Roof Replacement – Shredit Portion of Yak Attack Building

Mr. Stanley said the Shredit roof is located on the back side of the Yak-Attack building is leaking and in need of replacement. Staff has received correspondence from Yak-Attack and their concerns relative to impact on their operations. A total of six (6) quotes were obtained to repair or replace the roof by Buildings and Grounds Supervisor Randy Cook:

Description	Total Price	Warranty	Company
Metal Restoration	\$40,125	3yrL/10y Mfg	Mast Enterprises, LLC
Silicone Coating Installation	\$24,500	2yrCt/20yr Mfg	Craftsman Roofing, LLC
Roof Retro Fit Installation	\$50,500	2yrCt/20y Mfg	Craftsman Roofing, LLC
Metal Roof	\$36,300	30yrs/call	Willis Mountain Sales, LLC
Spray foam roof paint/sealer onto	\$39,500	20yrs/call	Willis Mountain Sales, LLC
Metal Restoration	\$39,744	3yrL/10y Mfg	

The Properties Committee reviewed the requests at its meeting on May 11th and had recommended that the new metal roofing option from Willis Mountain Sales, LLC at \$36,300 is the most cost effective and offers a 30-year warranty.

Mr. Stanley said there may be funding available in Buildings and Grounds in the end of FY21 balance; otherwise there is capital improvement funding in the FY 22 budget that can cover the cost of the project.

Supervisor Jones made a motion, seconded by Supervisor Wilck, to approve the awarding of a contract to Willis Mountain Sales, LLC for the replacement of the Shredit roof as outlined, and that the cost of the project shall be paid out of a combination of budget lines 94000-0043 (General Properties) and 94000-0053 (Capital Projects); 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: Tobacco Commission Grant - Kinex

Mr. Stanley said the Prince Edward County IDA is being asked to authorize the submission of an application to the Tobacco Region Revitalization Commission's (TRRC) Community and Business Lending (CBL) Program for a \$1-\$4 million loan to finance a broadband expansion project on behalf of Mr. Jim Garrett, of Kinex Telecom. The FCC is requiring that the loan be secured by a \$1 million deposit which Mr. Garret will need to acquire through applying to the CBL program. This application needs to be authorized by the IDA and a resolution is required. At their May 28th meeting, the IDA adopted a resolution to authorize an application to be made on its behalf to the TRRC's CBL program for funding to support this project. The IDA requests that the Board of Supervisors also show support of this project, in the form of adopting a resolution.

Mr. Stanley stated when the American Rescue Plan releases funds, he would like to see the Board put some of the \$4.4 million towards the project; he said this could be made subject to Cumberland County and Lunenburg County, as both have portions that are covered by Prince Edward County. He said a significant portion of Prince Edward County will receive fiber [cable] from their house in the next six years. He said the \$10 million grant will cover the bulk of the cost and the rest will come from the income from

sales to pay back the loans. Mr. Stanley said this is the best option Prince Edward County has seen for getting broadband extended across the County. He said this project will provide service to Prince Edward, Cumberland and Lunenburg Counties.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to adopt the Resolution for Support for the Kinex Telecom Broadband Fiber Project; 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		

**Prince Edward County Board of Supervisors
Resolution of Support for the
Kinex Telecom Broadband Fiber Project
Virginia Tobacco Commission Community and Business Lending Program Application
on behalf of the Prince Edward County Industrial Development Authority**

WHEREAS, Kinex Telecom, Inc. ("Kinex") has won an RDOF reverse auction with the Federal Communications Commission (FCC) to provide broadband fiber (the "Broadband Fiber Project" or the "Project") to portions of Prince Edward, Cumberland, and Lunenburg Counties (the "Localities"); and

WHEREAS, the Project funding package consists of grant and loan funding, plus committed future revenues from Kinex, to cover project costs, and that the loan funding requires a line of credit to secure the loan portion of the funding; and

WHEREAS, the Tobacco Region Revitalization Commission (the "Tobacco Commission") administers the Community and Business Lending (CBL) program, hereinafter referred to as the CBL program; and

WHEREAS, the Prince Edward County Industrial Development Authority (the "Prince Edward IDA" or "IDA") is desirous to apply for loan funds from the CBL program to assist Kinex with the Project to cover the credit line and costs not covered by funding currently allocated for the Project; and

WHEREAS, the IDA has received information regarding the CBL loan opportunity and is desirous to assist Kinex with the Project; and

WHEREAS, CBL loan funding is essential to the continued success of the Project which will provide broadband fiber service with 1 GB/s download speed and 1 GB/s upload speed to areas within the Localities that currently do not have this service.

NOW THEREFORE BE IT RESOLVED, the Prince Edward County Board of Supervisors hereby support an application (the "Application") to be made on the IDA's behalf to the Tobacco Commission Community and Business Loan program for funding to support the Broadband Fiber Project and urges the Tobacco Commission to favorably consider the Application.

BE IT FURTHER RESOLVED, the Prince Edward County Board of Supervisors supports the IDA in their agreement to be the applicant for the Application and understands that the Chairman of the IDA has been authorized to sign the Application on behalf of the Prince Edward County IDA.

In Re: Economic Development Report – Chelsey White

Ms. Chelsey White, Director of Economic Development, reported Prince Edward County will be featured in the July edition of Business View Magazine, and promotes Prince Edward County as a unique destination and great place to grow, start, or relocate a business.

She reported work is ongoing with Timmons Group on better marketing the County's Enterprise Zone by integrating it into the County's GIS website. Currently, the GIS website is in beta and has not been released to the public. She said the Data Center marketing is also ongoing, to take the Heartland Innovative Technology Park to Tier 3 certification. She has been coordinating with the Town of Farmville on the necessary infrastructure plans. She said site visits continue with commercial developers and correspondence continues with regional and state Economic Development partners regarding leads.

Ms. White reported that last Friday, June 4, Paris Ceramics was approved to receive a loan from the IDA that will allow the company to expand their Farmville operation, located in the County's business park. The additional equipment purchased will allow five additional full-time skilled employees to join their existing 25-person team.

Ms. White thanked the Board for providing support on the Kinex Telecom Broadband project. At the May 28th meeting, the IDA adopted a resolution to authorize an application to be made on its behalf to the Tobacco Commission Community Business Loan program for funding to support this project.

Ms. White stated the Visitor's Center has been open full-time for about a month, and visitors have increased, many out-of-state and from as far as Hawaii. She said the most recent month count was 257, which is in line with pre-COVID numbers. She said the Visitor's Center is now open Monday through Saturday, from 8:30 a.m. to 4:30 p.m., and Sunday from 12:30 p.m. to 4:30 p.m. There is a new part-time staff member and a new volunteer.

Ms. White then announced the County recently earned the ACT Work Ready Community designation and meeting 100% of our program goal. She said an announcement celebration is being planned

for July 8th that will be attended by our community partners on this project and a representative from Governor Northam's office. The county began participation in this program in 2018 aiming to get workers spanning across a variety of career levels to complete the necessary assessments to earn the ACT National Career Readiness Certification. This certification demonstrates career readiness and one criterion used by developers for site selection.

Ms. White has convened for meetings with staff from VDOT, the Commonwealth Regional Council, and the Timmons Group concerning the industrial park access road project and grant management; she said she recently met with a commercial developer for a site visit, allowing us to show various sites around Prince Edward County.

Supervisor Jones asked about Yak Attack. Mr. Stanley said the business has grown exponentially and are currently hiring.

Chairman Emert questioned the issue at Lowe's; Mr. Stanley reported there is an agreement on the issue of access, which will require of the County approximately \$17,500 in repair work and \$1,000 per year, moving forward, which would increase by 10% every five years, and would be assumed by whomever purchases the property. He said the County is awaiting legal documents; he is optimistic this will be finalized this summer.

In Re: Emergency Management Update

Mr. Trey Pyle, Deputy Emergency Management Coordinator, presented the Board Briefing #22; he reported while variants continue to be a growing threat, and there were 62 outbreaks in the Piedmont Health District. He reported that 8,294 first vaccines have been administered to Prince Edward County residents, with a total of 14,770 total shots, and 6,819 individuals in Prince Edward County are now fully vaccinated. He reported three additional mobile clinics are scheduled and the County continues to work with VDEM and Piedmont Health District throughout the County to assist in reaching the vulnerable and underserved population.

Mr. Pyle reported Dr. Sulola Adekoya, MD, MPH, continues as the Acting Health Director for the Piedmont Health District.

Mr. Pyle stated VACCINFINDER.ORG can be used to locate clinics and pharmacies; locally, clinics are still focused on the most vulnerable citizens. He said the Health Department continues to administer weekly vaccination clinics throughout the health district. Piedmont Health District has plans to move to Wednesday clinics only for the month of July at the PEFYA Gym. At the vaccine clinic held May 18, 52 shots were administered.

Mr. Pyle reported Governor Northam issued Executive Order 79, Ending of Commonsense Public Health Restrictions. He said new COVID variants are continuing to spread across the U.S.

Mr. Pyle said Courthouse operations are following CDC guidance. At the Courthouse, masks are no longer required if fully vaccinated, but social distancing is still required.

Mr. Pyle reported in May, the EMS agencies saw 345 calls, up from 318 in May of 2020.

Mr. Pyle stated the #VaccinatePrinceEdward Scholarship Initiative is being advertised; information is being gathered, but it has started and currently there are nine applications to date.

Mr. Pyle stated the County continues to work with Letterpress Communications to assist with public information and strategic messaging regarding the COVID vaccination process with specific focus on health equity. Over 1,000 Health Equity bags have been distributed, to date.

Mr. Pyle then reported Emergency Management Staff supported Prince Edward County's Sheriff's Office with two Search and Rescue operations over the past two weeks. The County also supported the Town of Farmville on emergency water distribution due to the water main break.

In Re: County Attorney's Report

Mrs. Terri Atkins Wilson, County Attorney, stated there are no pending lawsuits; she said she has been working with Mr. Stanley and Mrs. Puckett on various issues and ordinances.

Chairman Emert questioned the practice that in the past, regarding animals running at-large, the offended party had to contact the person to whom it was believed they belonged. He said now, the first call is to the Animal Control office or Sheriff's office. Discussion followed.

In Re: Audit Contract Renewal

Mr. Stanley said Robinson, Farmer, Cox presented an audit contract and information regarding new audit standards that will apply to the upcoming FY21 Audit.

As Robinson, Farmer, Cox continues to provide excellent service, the Board will wish to consider renewing the contract for audit services for FY 21. The estimated cost of the annual audit is \$43,000.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to approve the 2021 Audit Contract with Robinson, Farmer, Cox CPA firm to conduct the 2021 annual audit for Prince Edward 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
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In Re: Collective Bargaining

Mr. Stanley said that as of May 1, 2021, Virginia localities may pass an ordinance or resolution which allows for: (1) the recognition of unions or employee associations as the exclusive bargaining representatives for certain segments of their workforces; and (2) collective bargaining with such exclusive representatives. See Va. Code § 40.1-57.2(A).

Localities may also choose to pass an ordinance or resolution which makes clear that they will not authorize exclusive bargaining agents and/ or collective bargaining.

If a locality does not pass a resolution or ordinance regarding collective bargaining, then a majority of such locality's employees "in a unit considered by such employees to be appropriate for the purposes of collective bargaining," may certify to the locality their intention to be represented by an exclusive bargaining agent and to collectively bargain with the locality. Va. Code §40.1-57.2(C). The locality will then have 120 days from such certification within which to hold a vote on an ordinance or resolution regarding collective bargaining. No locality will be required to authorize collective bargaining, and no resolution or ordinance

which authorizes collective bargaining shall restrict the locality's authority to establish its budget or to appropriate funds. Va. Code § 40.1-57.2(B).

Supervisor Jones made a motion, seconded by Chairman Emert, to adopt the attached resolution to prohibit County employees from engaging in collective bargaining or recognizing any individual, employee organization, labor organization, association, or other entity as the exclusive employee representative or bargaining agent of any County employees with respect to any matter relating to employment or service with the County as outlined; 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		

**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE COUNTY OF
PRINCE EDWARD, VIRGINIA
COLLECTIVE BARGAINING RESOLUTION**

WHEREAS, effective May 1, 2021, the Code of Virginia §40.1-57.2 allows certain local government employees to pursue collective bargaining agreements with the County; and

WHEREAS, the Code of Virginia §40.1-57.2 provides the local governing body the authority to determine whether to allow exclusive bargaining agents and the use of collective bargaining agreements; and

WHEREAS, the County has a long history of working with its employees on issues such as working conditions, pay, benefits, and other matters and values the contributions of each and every employee; and

WHEREAS, the Board of Supervisors wishes to maintain its ability to work directly with employees on these issues.

NOW, THEREFORE, BE IT RESOLVED the County Administrator and employees of Prince Edward County are prohibited from engaging in collective bargaining or recognizing any individual, employee organization, labor organization, association, or other entity as the exclusive employee representative or bargaining agent of any County employees with respect to any matter relating to employment or service with the County.

APPROVED AND ORDERED ENTERED in the official records by vote of the Prince Edward County Board of Supervisors' members assembled on the 8th day of June 2021.

In Re: County Administrator's Report

Mr. Stanley thanked Piedmont Regional Jail for their efforts; they gathered 70 bags of trash.

Mr. Stanley then stated he and Ms. White have met with the IDA regarding the Business Park access road which will be shifted slightly to the east; he said a meeting will be held with Mr. Myers of Tri-Boro in the next few weeks.

Mr. Stanley reported County staff has ordered the attendant shelters for the Solid Waste convenience sites at Virso, Green Bay and Tuggle; these should be installed in 30-45 days. He then invited the Board to the Administration offices as the new carpet has been installed in nearly all the offices.

Supervisor Jones stated a person has walked away from a facility numerous times; he questioned the procedure to keep this from happening again as this is a great expense to the County and other agencies.

Mr. Stanley invited the Board members to look at the Administrative offices; these are the last offices to complete the renovation of the Courthouse.

Supervisor Jones stated there was a large police presence in his neighborhood recently to locate a person; he said this has been a recurring event. He expressed his concern about this occurring and the expense, between the County and the State agencies. He asked if there is anything that can be done. Mr. Stanley said this has been the fifth time and there should be a way to recoup some of those costs. Discussion followed.

Supervisor Jones questioned the possibility to place stipulations regarding this type of event on this type of property during the Special Use Permit process. Mr. Stanley said a reasonable condition could be placed during the Special Use Permit process; he said the laws have changed and a group home of less than eight residents is allowed in any district, anywhere. Discussion followed.

In Re: Board of Supervisors Salaries

Pursuant to Section 15.2-1414.2 of the *Code of Virginia*, the annual compensation to be allowed each member of the board of supervisors of a county shall be determined by the board of supervisors of such county but such compensation shall not be more than a maximum determined in the following manner. Prior to July 1 of the year in which members of the board of supervisors are to be elected or, if the board is elected for staggered terms, of any year in which at least forty percent of the members of the board are to be elected,

the current board, by a recorded vote of a majority present, shall set a maximum annual compensation which will become effective as of January 1 of the next year.

The current annual salary of the Board of Supervisors is \$11,820 for the Chair and \$10,431 for the other seven members. With the adoption of the budget, a 5% cost of living adjustment (COLA) was included for all County staff, including Board members. Formal approval of the salary has to be approved prior to July 1 and will not go into effect until January 1, 2022 if approved by the Board

Supervisor Wilck made a motion, seconded by Supervisor Cooper-Jones, to set the salary of the Board of Supervisors at \$12,411 for the Chair(man) and \$10,953 for the other members of the Board effective January 1, 2022; the motion carried:

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

Nay: None

Abstain: Llew W. Gilliam, Jr.

In Re: Properties Committee Report – Tipping Fees

The Properties Committee, comprising David Emert-Chair, Pattie Cooper-Jones, and Jerry Townsend met on May 11, 2021 and made the following recommendation to the Board of Supervisors:

	Current Tipping Fee	Committee Recommendation
In-County	\$38.50 per ton	\$40.00 per ton
Out-of-County	\$44.00 per ton	\$44.00 per ton
Tires (Commercial)	\$75.00 per ton	\$150.00 per ton

Supervisor Townsend made a motion, seconded by Supervisor Wilck, to accept the recommendation of the Properties Committee to increase the in-county landfill tipping fee from \$38.50 per ton to \$40.00 per ton and the commercial tire rate from \$75.00 per ton to \$150.00 per ton, effective July 1, 2021; 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

Discussion followed on the upcoming need for the expansion of the landfill.

Supervisor Wilck questioned the procedure needed to return to appointing school board members instead of holding elections for school board members. Discussion followed on the process necessary for that change and the quality of the schools. Mr. Stanley said he will attend the School Board meeting the following evening.

Mr. Stanley said the County in lieu of flowers, the Coe family has requested donations be made to Prince Edward Rescue Squad.

Supervisor Wilck made a motion, seconded by Supervisor Booth, to authorize a \$100 donation to the Prince Edward Rescue Squad in memory of Billy Coe; the motion carried unanimously:

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: Animal Warden's Report

Mr. Chris Riviere, Deputy Animal Control Officer, submitted a report for the month of May 2021, 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 2021, 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 2021, which was reviewed and ordered to be filed with the Board papers.

In Re: Commonwealth Regional Council Items of Interest

Ms. Melody Foster, Executive Director, submitted a report for the month of May 2021, 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 May 2021, which were reviewed and ordered to be filed with the Board papers.

In Re: Tourism/Visitor Center Report

Ms. Chelsey White, Director of Economic Development and Tourism, submitted a report for the month of May 2021, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Jones, seconded by Supervisor Townsend, 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 9:31 p.m.