

September 12, 2023

At the regular meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 12th day of September, at 7:00 p.m., there were present:

Pattie Cooper-Jones

J. David Emert

Llew W. Gilliam, Jr.

Victor "Bill" Jenkins

E. Harrison Jones

Odessa H. Pride

Jerry R. Townsend

Cannon Watson

Also present: Douglas P. Stanley, County Administrator; Sarah Elam Puckett, Assistant County Administrator; Robert Love, Director of Planning & Community Development; Terri Atkins Wilson, County Attorney; Maria Almond, MD, MPH, Piedmont Health District Director; and Scott Davis, LP. D., Farmville Town Manager.

Chairman Gilliam called the September meeting to order.

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

In Re: Recognitions

"Recognitions" is an opportunity for the Board of Supervisors to recognize achievements in our community, with a focus on the accomplishments of students, employees and our citizen volunteers who serve the County of Prince Edward.

The Board would like to recognize Howard Estes as Employee of the Month for September. Chief Deputy Farley stated, "Howard is one of the most knowledgeable people we know. Although Howard is a Courtroom Deputy, he strives to help all of us with anything we ask him to do. He helps with IT issues, delivers paperwork, and offers his advice which is always excellent advice. He also never complains or lets anything get him down. Howard is one in a million!" We'd like to thank Deputy Estes for his hard work and dedication. We're lucky to have a person of his caliber employed at Prince Edward County.

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.

Tim Dotson, Lockett District, expressed his concerns about the flag issue, the reservoir, the landfill, and the need for clean water.

Michael Lucas expressed his concerns regarding the safety on Back Hampden-Sydney Road beginning at the Town limits to Five Forks Road. He said drivers speed along the road, around blind curves, and do not adhere to the posted speed limit. He requested more speed limit signs and Children at Play signs.

In Re: Board of Supervisors Comments

The Board members thanked those in attendance for making them aware of the issues and holding them accountable.

In Re: Consent Agenda

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

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor "Bill" Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

the Board accepted the July 2023 Treasurer's Report; the minutes of the meeting held August 8, 2023 and August 31, 2023; Accounts and Claims, Board Mileage Sheets; and Salaries.

Prince Edward Treasurer's Report - July 2023

Name of Bank	Ref #	Int. Rate	Bank Balance	Available Balance
Benchmark Pooled Fund Account	7654		\$6,029,238.33	\$6,029,238.33
Benchmark Social Services	9746		\$177,004.06	\$177,004.06
Benchmark School Fund	3352		\$2,569,564.02	\$2,569,564.02
Benchmark Food Service	3742		\$423,234.37	\$423,234.37
TOTAL				\$9,199,040.78

*Note: School Fund and Cafeteria Fund balances shown above are estimated balances due to end of the fiscal year.

Certificates of Deposit				
Benchmark	0994	1.00	\$123,192.71	
	0995	1.00	\$123,192.71	
Recreation Fund	0998	0.50	\$17,551.09	
Benchmark 5 Yr CD-letter of credit	0632	1.00	\$666,406.72	\$930,343.23
Benchmark Investment Acct	L796	3.35	\$2,476,835.41	\$2,476,835.41
Farmers Bank	2465	0.50	\$110,178.70	
	2466	0.50	\$110,178.70	
Underground Storage	2478	0.60	\$23,007.64	
	2501	2.09	\$2,260,087.68	
	3465	4.15	\$2,546,004.17	
	3438	4.95	\$2,520,827.78	
	3454	4.65	\$2,528,500.69	
	3457	4.75	\$5,000,000.00	\$15,098,785.36
TOTAL				\$18,505,964.00
GRAND TOTAL				<u>\$27,705,004.78</u>

In Re: Community Partner Updates

Maria Almond, MD, MPH, Piedmont Health District Director, reported that there are still outbreaks of COVID occurring, and they are monitoring emergency room visits and hospitalizations for these outbreaks. She discussed one way to track it is through wastewater surveillance with the Town. She said we need to prepare for the possibility of the threat, which is currently much lower than in years past, partly due to our immune systems. She said that since the start of the pandemic, we have had 344 deaths across the district; in the last year that number was 27 and in the past 13 weeks, there have been three deaths and 31 hospitalizations across the district, with 28 of those aged 60 or older.

Dr. Almond recommended COVID, flu and RSV vaccinations, and said the CDC approved a new vaccine for anyone six months and older. This would reduce the severity, prevent long COVID and protect others. She stated that any gatherings present a risk that we will pass on any sort of illnesses, but we must work together, and must also

reduce the risks to each other. She reported information regarding meningococcal vaccines and other services provided, such as sports physicals and physicals for school bus drivers, and recently returned to in-person visits for WIC.

Dr. Almond stated the Governor has elevated the urgency in the fight against opioid and fentanyl deaths. She said these numbers doubled in 2013, 2015, 2016, 2020, and currently there have been 2,000 fentanyl deaths in a year. She added the next steps will be with the local government officials, law enforcement, schools, non-profits and the community. She closed by thanking the Board for its ongoing support.

Scott Davis, LP. D., Town Manager, reported the playground off Vernon Street was completed for that neighborhood. He said the Recreation Department has seen an increase in the football and cheerleading program participation. He said there are nearly 150 participating in the football program. He reported they are about to break ground on the Splash Pad at Lion's Park, and renovations will soon begin on the skateboard park.

Dr. Davis said the Town received State of Good Repair Funds from VDOT, which will be used to complete both sides, two lanes, and a center lane on another portion of West Third Street. Dr. Davis said the Town received FAA and Department of Virginia Aviation funding for the rehabilitation of the taxiways leading to and around hangars at the airport. He said the Town IDA is applying for an IRF grant for Farmville Downtown Partnership to revitalize 109-111 North Main Street.

Dr. Davis said that he and the County Administrator are working together with the Mary E. Branch Community Center and on public safety and the possibility of combining the Emergency Operations Center, to have all emergency communications under one roof.

Dr. Davis then invited everyone to come enjoy the Heart of Virginia Festival on Saturday, September 16.

In Re: Mary E. Branch Community Center Update

Shirby Scott Brown, spokesperson for the Mary E. Branch Heritage Center, introduced the Board and its members, and reviewed the plans for the Center. She asked the Board for its financial support, and invited the Board of Supervisors to their "Motown" event on October 21, 2023.

Supervisor Pride asked for the financial status of the Center. Ms. Scott Brown stated they are in the process of applying for grants; one is with CRC; they are in partnership with Virginia Tech, and are collaborating with the Henrico Police Athletic League on an after-school program.

In Re: Public Hearing – Special Use Permit, C-Store Developer, LLC

Chairman Gilliam announced that this was the date and time scheduled for a public hearing to receive citizen input prior to considering a special use permit request to construct and operate a car wash on land identified as Tax Map Parcels 051-A-33 and 051-10-2D, located on the west side of Farmville Road (State Route 15), at its intersection with Commerce Road (State Route 628). Notice of this hearing was advertised according to law in the Wednesday, August 30, 2023, and Wednesday, September 6, 2023 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mr. Love stated the County has received an application request by C-Store Developer LLC for a Special Use permit to construct and operate a car wash on a parcel of land denoted as Tax Map Parcels 051-A-33 & 051-10-2D, located on the west side of Farmville Road (State Route 15), at its intersection with Commerce Road (State Route 628). This parcel is in the Commercial zoning district and requires a Special Use Permit to locate and operate a car wash.

The Planning Commission held a public hearing on August 15, 2023, no one spoke in opposition of the application and the County has received no correspondence opposing the request. The Planning Commission recommended approval with conditions, forwarding the request to the Board of Supervisors for Public Hearing. Mr. Love provided a list of Potential Conditions as recommended by the Planning Commission.

This development site is within the Highway Corridor Overlay District with specific design standards requiring the provision of shared entrances with an inter-parcel connection, upgraded architectural details visible from the public right-of-way, landscaped parking islands, full-cutoff fixture site lighting, and monument signage not exceeding 30 square feet on each face.

Supervisor Townsend asked about the number of employees; Mark Greenburg stated there will be about 15; this is a full-service [car] wash, not a self-service. He said there will also be vacuum stations.

Supervisor Pride asked how large a vehicle may go through the car wash, and about the approximate cost. Mr. Greenburg stated it is not his car wash, but he believes a large SUV can go through, and he doesn't specifically know the cost. Some discussion followed.

Mr. Stanley asked if there will be connective access to the Lowe's parking lot. Mr. Greenburg stated there is one provided for but they do not have the right to build it; he said there is a shared entrance with Wawa.

Supervisor Emert asked if there is an entrance off Commerce Road. Mr. Stanley said there is an entrance off Route 15 and an entrance off Commerce Road.

Chairman Gilliam opened the public hearing.

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

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the special use permit request to construct and operate a car wash on land identified as Tax Map Parcels 051-A-33 and 051-10-2D, located on the west side of Farmville Road (State Route 15), at its intersection with Commerce Road (State Route 628), with the conditions as set forth by the Planning Commission; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Llew W. Gilliam, Jr.		
	Victor "Bill" Jenkins		
	E. Harrison Jones		
	Odessa H. Pride		
	Jerry R. Townsend		
	Cannon Watson		

Special Use Permit – C-Store Developer, LLC
Tax Parcel Map#: 051-A-33 & 051-10-2D
CONDITIONS

SITE PLAN

1. Development activities on the site shall be limited to those as specified in the Special Use Permit Application and Site Plan. The final locations of incidental facilities may be adjusted provided no such adjustment violates any buffers, setbacks, or other statutory requirement. The concepts reflected in the filed special use permit dated 07/24/2023 are hereby made part of these development conditions.
2. Final site plan approval for the car wash shall be submitted to the Prince Edward County Community Development Department for final review and approval pursuant to Appendix B of the Prince Edward County Code (Zoning Ordinance).
3. Any proposed expansion of the operation, change of activities or additional facilities or activities shall be submitted to the Prince Edward County Planning and Community Development office for review prior to implementation. Any changes may be subject to Permit amendment procedures, including Public Hearings.
4. All buildings within the property shall be developed pursuant to Section 2-1300, Highway Corridor Overlay District, as a cohesive entity ensuring that building placement, architectural treatment, parking lot lighting, landscaping, trash disposal, vehicular and pedestrian circulation and other development elements work together functionally and aesthetically.
5. All landscaping shall be mulched and maintained to the reasonable satisfaction of the Prince Edward County Director of Planning and Community Development. Any vegetation found to be of poor condition shall be replaced and/ or improved at the reasonable direction of the Director of Planning and Community Development or his designee.

ENVIRONMENTAL

6. All pollution control measures, erosion and sediment control measures, storm water control facilities, and all construction activities shall comply with the requirements of the appropriate federal, state, and local regulations and ordinances.
7. All facilities for the provision of potable water and sanitation and wastewater disposal systems shall be approved by the appropriate local, state, or federal agency including but not limited to Virginia Department of Health, Virginia Departments of Environmental Quality, Environmental Protection Agency, etc.
8. Any development activities of a structural or land disturbing nature not specifically addressed by these Conditions shall be in conformance with applicable provisions of federal, state, and local statues and regulations.

TRANSPORTATION

9. All entrance permits must be authorized by the Virginia Department of Transportation.
10. All internal roads used for public access shall be of compacted earth or have a minimum of a four (4) inch stone base and shall be paved with concrete, asphalt, or durable pervious paving material.
11. Adequate area shall be provided on site to accommodate parking of all employees and patrons. It shall be the responsibility of the Permittee to assure that employees and patrons park only on site and not on any highway right-of-way, or on adjoining or adjacent parcels unless written consent is provided by the owner or owners thereof.

GENERAL

12. All exterior lighting shall be designed and installed so as to minimize glare onto adjoining properties or any public access road. All lighting shall be full cut-off type fixtures.
13. Outdoor storage of trash containers shall be appropriately screened in materials matching the building façade.
14. The Permittee is responsible for the appearance of the site including litter pick-up and other orderly site appearance.
15. This Permit is non-transferable, except and unless written notice from the Permittee regarding the transfer, and a signed document from the proposed new Permittee is received by the Planning and Community Development Office which states that the new Permittee agrees to comply with all terms and Conditions imposed with the original Permit Issuance. If the proposed new Permittee desires to amend the original Permit Conditions, amendments must be addressed by the Prince Edward County Planning Commission and Board of Supervisors through the Special Use Permit process.
16. Failure of Permittee to full conform to all terms and conditions may result in revocation of this Special Use Permit if said failure or failures are not corrected or addressed to the satisfaction, not to be unreasonably withheld, of the County within thirty (30) days of written notice from the County.

In Re: Public Hearing – Proposed Restrictions on “Through Trucks”, Monroe Church Road

Chairman Gilliam announced that this was the date and time scheduled for a public hearing to receive citizen input prior to considering proposed restrictions on “through trucks” for the entire length of State Route 640 (Monroe

Church Road) from its northern terminus with U.S. 460 (Prince Edward Highway) to its southern terminus with State Route 696 (Green Bay Road) in Prince Edward County, in accordance with §46.2-809 of the Code of Virginia and the VDOT Guidelines for Considering Requests to Restrict through-Trucks on Primary and Secondary Highways. The proposed alternate route is State Route 696 (Green Bay Road) from its intersection with State Route 640 (Monroe Church Road) to its northern terminus with U.S. 460 (Prince Edward Highway). Notice of this hearing was advertised according to law in the Wednesday, August 30, 2023, and Wednesday, September 6, 2023 editions of THE FARMVILLE HERALD, a newspaper published in the County of Prince Edward.

Mrs. Puckett stated that at its August meeting, the Board voted to hold a public hearing to receive public input prior to considering through-truck restrictions on Monroe Church Road (State Route 640). Per Section 46.2-809 of the Code of Virginia, which addresses the regulation of truck traffic on primary and secondary highways, the Commonwealth Transportation Board, or its designee, in response to a formal request by a local governing body, after such body has held public hearing.

For the Board's information, staff presented a copy of the VDOT Guidelines for Considering Requests to Restrict Through Trucks on Primary and Secondary Highways, which provides the specifics by which VDOT will consider requests for restricting through trucks on secondary roads.

Staff also presented a draft resolution for consideration by the Board and two citizen emails, both in support of through truck restrictions on Monroe Church Road.

Chairman Gilliam opened the public hearing.

Paul Maserjian, Lockett District, expressed his thanks for the Board's consideration of the issues on Monroe Church Road. He said he is thankful for the 35 mph signs, but feels that 25 mph would be better between the reservoir and Green Bay Road, for safety issues including pedestrian activity. He requested more warning signage if the speed limit cannot be lowered further, and better enforcement of the posted speed limit.

David Call, Lockett District, expressed his concerns about the safety on Monroe Church Road. He said there is increased traffic and pedestrian traffic due to Outdoor Adventure, which has five driveways along three curves in a stretch of road less than a mile long. Some areas of the road are 16 feet wide, and trees, hills and banks along the edges of the road. Mr. Call requested the speed limit through that section be decreased to 25 mph.

Brad Watson, Lockett District, requested more speed limit signs be posted; he said the first one had been blocked by tree limbs. He reported the ditches along Monroe Church Road need cleaning, the grass is high and bending over the road at Route 460 and Monroe Church Road and also at Route 307 and Route 460.

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

Chairman Gilliam stated that he petitioned for 25 years to get his road paved, and once it was, it turned into a racetrack. He added that the rain this spring and summer encouraged the growth of trees and grass; he reported VDOT crews are cutting the Johnson grass to the ground.

Supervisor Emert asked if there have been accidents on Monroe Church Road; he said VDOT could do a road study. He added that the requirements for action such as this, three things have to be met. It has to be for the health, safety and welfare of the citizens of the Commonwealth without causing undue hardship. He said he owns a trucking company and this would create a hardship for trucking companies because of sight-distance issues on the proposed alternate route. Discussion followed on truck sizes and clearance required.

Supervisor Emert made a motion, seconded by Supervisor Cooper-Jones, to table the consideration of the resolution to request through-truck restrictions on State Route 640, Monroe Church Road, until further information is available; the motion carried:

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor "Bill" Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

In Re: Community Policy Management Team

As the Board may be aware, the Community Policy Management Team (CPMT) is comprised of members from agencies within the County, to include a representative for the Board of Supervisors (County Administrator), Prince Edward County Public Schools, Social Services, the Court Service Unit, the Crossroads Services Board, the Health Department, a private provider representative, and a parent representative, as directed by Code of Virginia, Section 2.2-5205.

Section 2.2-5206 states that the CPMT "shall manage the cooperative effort in each community to better serve the needs of troubled and at-risk youths and their families and to maximize the use of state and community

resources”. The Code further defines the roles and responsibilities of the team regarding setting specific policies and procedures to complete the overall mission of the Children’s Services Act. A key strategic direction for the Prince Edward County CPMT is to keep county government and the community well informed. A goal under that strategic direction is to introduce members of the CPMT to the Board of Supervisors and the community through not only attendance at board meetings, but also through posts on the CSA webpage on the County website.

Cyntina Bagley, Crossroads Emergency Services Director, presented an overview of the organization and their services provided to at-risk families in the region and introduced the CPMT Team

In Re: Highway Matters

Mrs. Puckett stated several calls were received regarding mowing throughout the County; Mr. Frederick said crews are mowing secondary roadways and work is expected to be complete by October 1. The final cut on primary roads will start October 15. Mrs. Puckett then stated staff will report any issues from the Board to Mr. Frederick.

Supervisor Jenkins reported shoulder work needs done on Poorhouse Road and at Route 460 and Poorhouse Road. He said that on High Bridge Road, there are trees overhanging the road at Route 688.

Supervisor Townsend asked for the status of Green Bay Road and Levi Road; he said there are trees over the roadway.

Supervisor Emert reported dead trees on the east end of Prospect Road, two dead oaks on Hard Times Road, and one behind Hendrick’s Store. He said a pin oak that was cut down before is still lying too close to the road near Rattler’s Branch.

Chairman Gilliam reported a hole in the road on Heights School Road.

Supervisor Pride reported the grass needs mowed on Bloomfield Road; she said individuals are cutting it back.

In Re: Structure of Planning Commission

At its meeting on April 11, 2006, the Board of Supervisors passed a resolution to increase the membership of the Prince Edward County Planning Commission to its current ten members.

Mr. Stanley said that since he has been with the County, there have been comments made by members of the Board of Supervisors, the Planning Commission, and the public of shifting to a District appointment process for

membership. In that format, there would be eight appointees and the Board member appointee which would reduce the overall membership from ten to nine members. In June, Preston Hunt resigned from the Commission which presents an opportunity to consider this option. As the attached spreadsheet shows, the current membership is distributed among the districts with the Buffalo District having three members, Town – 701 with 2, and Districts 201, 301 (now vacant), and 801 with no representation.

Mr. Stanley said that with the upcoming start of the Comprehensive Plan and the updating of the CIP, he is not advocating asking members of the current Planning Commission to resign. He said the County needs their background and experience. If the Board wants to move forward with the concept, the current vacancy could go unfilled and, as each vacancy occurs in the future, look to restructure the Commission with the goal of a representative of each District.

The other option is to try to refill the current vacancy with another resident of District 301 (Leigh) and readdress the membership when we have vacancies in the future.

Following some discussion, Supervisor Townsend made a motion, seconded by Supervisor Emert, to not fill the position left vacant by the resignation; the motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Victor “Bill” Jenkins E. Harrison Jones Odessa H. Pride Jerry R. Townsend Cannon Watson	Nay: None
------	--	-----------

In Re: Citizen Volunteer Vacancies

The following boards and commissions have upcoming vacancies and/or expiring terms of office in December 2023.

Following some discussion, Supervisor Emert made a motion, seconded by Supervisor Townsend, to advertise the following expiring positions:

APPOINTMENT	TERM OF OFFICE	# OF VACANCIES	CURRENTLY IN OFFICE
Prince Edward County Planning Commission	4 Years	1 County Position, Leigh or Prospect Districts	Whitfield Paige

Board of Zoning Appeals ¹	5 Years	1	Paul Hoffman
--------------------------------------	---------	---	--------------

¹ The Board makes a recommendation to the Circuit Court Judge for positions on the BZA.

Following some discussion, the motion carried:

Aye: Pattie Cooper-Jones Nay: None
 J. David Emert
 Llew W. Gilliam, Jr.
 Victor “Bill” Jenkins
 E. Harrison Jones
 Odessa H. Pride
 Jerry R. Townsend
 Cannon Watson

In Re: Business Park Road Reimbursement

Commonwealth Regional Council submitted a request for reimbursement through the Tobacco Region Revitalization Commission (TRRC) Grant and VDOT for the Business Park Road Development Project. The County received both disbursements in August totaling \$391,411.70. The Board is asked to approve the appropriation for FY23 to recoup costs previously approved and expended.

FY23 BUDGET SUPPLEMENT

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	20404	0019	TRRC Grant		\$241,411.70
3 (Rev)	100	24040	0021	VDOT Access Road Project		\$150,000.00
4 (Exp)	100	94000	0007	Business Park Road Dev.	\$391,411.70	

Supervisor Emert made a motion, seconded by Supervisor Townsend, to approve the budget supplement request and appropriate the same funds; the motion carried:

Aye: Pattie Cooper-Jones Nay: None
 J. David Emert
 Llew W. Gilliam, Jr.
 Victor “Bill” Jenkins
 E. Harrison Jones
 Odessa H. Pride
 Jerry R. Townsend
 Cannon Watson

In Re: County Meals Tax

The County received \$19,981.41 for FY23 meals tax. The meals tax is to be set aside for PECPS Capital Improvement Projects. We ask the Board to appropriate as follows:

FY23 BUDGET SUPPLEMENT

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	12010	0004	Meals Tax		\$19,981.41
4 (Exp)	100	94000	0250	School CIP	\$19,981.41	

Supervisor Emert made a motion, seconded by Supervisor Townsend, to approve the budget supplement request and appropriate the same funds; the motion carried:

<p>Aye:</p> <p>Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Victor “Bill” Jenkins E. Harrison Jones Odessa H. Pride Jerry R. Townsend Cannon Watson</p>	<p>Nay: None</p>
--	------------------

In Re: Transient Occupancy Tax

The County received \$75,599.74 for FY23 Transient Occupancy Tax. This tax is set aside for Tourism, appropriated as follows:

FY23 BUDGET AMENDMENTS

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	12010	0003	Transient Occupancy Tax		\$75,599.74
4 (Exp)	100	81600	3700	Transient Occupancy Tax	\$75,599.74	

Supervisor Townsend made a motion, seconded by Supervisor Jones, to approve the budget amendment and appropriate the same funds; the motion carried:

<p>Aye:</p> <p>Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Victor “Bill” Jenkins E. Harrison Jones Odessa H. Pride Jerry R. Townsend Cannon Watson</p>	<p>Nay: None</p>
--	------------------

In Re: FY23 Committed Funds Transfer

The Board is asked to approve the transfer of the below referenced FY23 funds into the Special Projects Committed Fund as detailed below. This fund enables Prince Edward County to better prepare for future expenses, both planned and unexpected.

FY23 BUDGET SUPPLEMENT

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
4 (Exp)	100	12110	8205	Co. Admin – Vehicles		\$5,000.00
4 (Exp)	100	32300	8006	Rescue Squad Capital Equip		\$20,000.00
4 (Exp)	100	35100	8205	Animal Control – Vehicles		\$2,500.00
4 (Exp)	100	43400	1300	Cannery – P/T Salaries & Wages		\$15,000.00
4 (Exp)	100	81100	3160	Planning – Professional Services		\$50,000.00
4 (Exp)	100	81500	5602	Regional Development Partnership		\$25,000.00
4 (Exp)	100	81600	1300	Tourism – P/T Salaries & Wages		\$19,359.18
4 (Exp)	100	81600	1100	Tourism – Salaries & Wages		\$640.82
4 (Exp)	100	12320	3160	Assessor – Professional Services		\$56,310.00
4 (Exp)	100	94000	0250	School CIP		\$269,981.41
4 (Exp)	100	52400	5601	Opioid Remediation		\$56,636.26
4 (Exp)	100	71100	5651	County Recreation		\$10,000.00
4 (Exp)	100	72200	5640	Worsham Clerk’s Office		\$5,300.00
4 (Exp)	100	81600	3700	Transient Occupancy Tax		\$72,943.43
4 (Exp)	520	42400	8400	Landfill – Property		\$45,000.00
4 (Exp)	520	93000	0202	Transfer to Special Projects	\$45,000.00	
4 (Exp)	100	93000	0202	Transfer to Special Projects	\$608,671.10	
				<i>Committed CIP</i>	<i>\$70,000.00</i>	
				<i>Committed Rescue Cap Equip</i>	<i>\$20,000.00</i>	
				<i>Committed Regional Dev Part</i>	<i>\$25,000.00</i>	
				<i>Committed Animal Control</i>	<i>\$2,500.00</i>	
				<i>Committed Tourism</i>	<i>\$20,000.00</i>	
				<i>Committed Assessor</i>	<i>\$56,310.00</i>	
				<i>Committed School CIP</i>	<i>269,981.41</i>	
				<i>Committed Opioid Remediation</i>	<i>\$56,636.26</i>	
				<i>Committed County Recreation</i>	<i>\$10,000.00</i>	
				<i>Committed Worsham Clerk’s Office</i>	<i>\$5,300.00</i>	
				<i>Committed Transient Occupancy Tax</i>	<i>\$72,943.43</i>	
				<i>Committed Solid Waste</i>	<i>\$45,000.00</i>	
3 (Rev)	202	41050	0202	From SP Fund Balance	\$653,671.10	
3 (Rev)	202	41050	0520	Transfer from Solid Waste Fund		\$45,000.00
3 (Rev)	202	41050	0100	Transfer from General Fund		\$608,671.10

Supervisor Townsend made a motion, seconded by Supervisor Cooper-Jones, to approve the budget supplement request and appropriate the same funds; the motion carried:

Aye:	Pattie Cooper-Jones J. David Emert Llew W. Gilliam, Jr. Victor “Bill” Jenkins E. Harrison Jones Odessa H. Pride Jerry R. Townsend Cannon Watson	Nay: None
------	--	-----------

In Re: FY24 Carryover Funds

On June 30, 2023, the following funds were left remaining for FY23. The Board is asked to approve and appropriate the carryover funds from FY23 to FY24 as follows:

FY24 BUDGET SUPPLEMENT

Rev/Exp	Fund	Dept	Object	Description	Debit	Credit
3 (Rev)	100	41050	0100	From General Fund Balance		\$177,738.80
3 (Rev)	205	41050	0205	From EMS Levy Fund Balance		\$91,548.86
4 (Exp)	100	31200	6002	Sheriff – Ammunition	\$4,975.94	
4 (Exp)	100	31200	8205	Sheriff – Vehicles	\$141,139.16	
4 (Exp)	100	32300	7040	Rescue Squad Insurance	\$808.50	
4 (Exp)	100	81600	5892	VTC ARPA Tourism Grant	\$4,629.19	
4 (Exp)	100	81600	5893	VTC DMO Marketing Grant	\$5,136.01	
4 (Exp)	100	94000	0302	Countywide Comm System	\$21,050.00	
4 (Exp)	205	32301	7005	PEVRS	\$8,025.64	
4 (Exp)	205	32301	7008	Meherrin EMS	\$72,371.78	
4 (Exp)	205	32301	7010	Hampden Sydney	\$11,151.44	

Supervisor Townsend made a motion, seconded by Supervisor Jones, to approve the budget supplement request and appropriate the same funds; the motion carried:

Aye: Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Victor “Bill” Jenkins
E. Harrison Jones
Odessa H. Pride
Jerry R. Townsend
Cannon Watson

Nay: None

In Re: County Attorney Update

Mrs. Terri Atkins Wilson, County Attorney, reported there is no new litigation pending. She said she has been working on the access road, and with the Commissioner of Revenue’s office on tax abatement issues. Mrs. Atkins Wilson said she has also been working on items for projects with the IDA and on the car wash project.

In Re: Town of Farmville, Sewer Pipe, Access Road

During the construction of the new access road in the Prince Edward County Business Park, located across Commerce Road from the Southside Virginia Family YMCA, there is a section of sewer pipe that had to be installed and located approximately twenty-five (25) feet under fill dirt, and the Town of Farmville did not want to have the responsibility for the installation, future repair, upkeep or maintenance for this particular section of pipe.

Therefore, a Memorandum of Understanding (MOU) has been drafted in order to memorialize the agreement and more clearly reflect the rights, duties and obligations of the County of Prince Edward and the Town of Farmville in the installation, construction, repair, upkeep and maintenance of this section of pipe. As part of the MOU, Prince Edward accepts responsibility for the portion of sewer line between manholes as noted and which has been placed within a metal pipe sleeve for repair/removal if needed in the future.

Supervisor Emert asked if the pipe has been installed. Mr. Stanley said it has been installed.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to authorize the County Administrator to sign the Memorandum of Understanding with the County of Prince Edward and the Town of Farmville, agreeing to the installation, construction, repair, upkeep and maintenance of this section of sewer pipe; the motion carried:

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor "Bill" Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

In Re: County Administrator Update

Mr. Stanley presented his report:

- **FY 2023-2024 State Budget** – The General Assembly came back for a special session on September 6th to pass budget amendments. We were successful in receiving additional funding for Piedmont Regional Jail and DGS getting language added to allow for extension of the line from the State facilities to Prince Edward without having to have Nottoway or Crewe approval. We were unsuccessful in lobbying for language for the Sales Tax Amendment for School Capital.
- **Raise Grant/3rd Street Intersection** – Back in February, the CRC, on our behalf, submitted a \$500,000 Federal Raise Grant application for transportation funding through the U.S. Department of Transportation (DOT) for a planning grant for improvements for the 3rd Street/460 Intersection. Unfortunately, we were not successful in getting funding for the project. Melody Foster and I had a debriefing from DOT on our application and how to make it stronger for next year's application cycle. We feel that, working with VDOT, we can strengthen the application to at least get in the next round for funding consideration. DOT received 1,100 applications (\$15 billion) and 162 projects (\$2.26 billion) were awarded funding.
- **Sandy River Permit** – We received a draft of the Sandy River Water Withdrawal Permit from DEQ. Our project team provided comments back to DEQ which should allow them to start the 30-day public comment period within the next week.

- **Prince Edward County Elementary School Renovation** – The Board held a meeting at 5:30 pm on August 31st. Moseley Architects, and Davenport were in attendance to present design and financing options to get direction from the Board. After deliberation, the Board selected Option #3 as the preferred renovation options. School staff, with help from Moseley Architects, will work to submit a grant request to the State which should cover 20% of the cost.

- **Joint Dispatch** – County Emergency Services staff met with the Town of Farmville, Town Police Department, Town Communications Center Director, and the Prince Edward County Sheriff’s Office (PECSO) to continue the discussion on the potential for merging the PESCO dispatch with the Town 911 Dispatch. Currently the Town’s 911 Dispatch Center handles all calls for the community EXCEPT for PECSO calls. The PECSO currently has 5 positions (4 compensation board and 1 County) that staff their dispatch 24/7. We run into issues with incoming calls having to be transferred from the Town 911 Dispatch to PECSO and the fact that there is only one employee there at a time. The Sheriff is adamant that, even if we move dispatch (which is supportive of) that the PECSO needs to be manned to handle records, the County VCIN, and handle resident calls. We have asked the Town for an estimated cost of becoming part of their system as well as a cost of still providing administrative support at PECSO 24/7. We hope to meet again in a month to review. The goal is to put something in front of the Board and Council as part of the FY 2024-2025 budget.

- **Regional Economic Development Organization (REDO)** - As you are aware, the Commonwealth Regional Council (CRC) received designation by EDA as an Economic Development District. Once this was achieved, the CRC was eligible for EDA funding to cover staff costs for planning activities with the CRC providing in-kind matching funds. The CRC has finally received notification of our EDA Award for funding for Economic Development District (EDD) Planning Activities. This is a big step towards establishing a regional organization.

- **Community Solar Application** – The County has received an intent to apply for a 3 MW/23-acre community solar project off Old Ridge Road. We expect them to hold a community meeting in October on the project. Community meeting will be held at the Rice VFD on September 21st at 7:00 pm.

- **Upcoming BOS Engagement Opportunities** – Upcoming opportunities within the community for BOS engagement include:
 - Heart of Virginia Festival – 9/16
 - Dairy Day Program – Former Supervisor Bobby Jones’ Farm 10:00 am – 2:00 pm– 9/30
 - Habitat for Humanity Pig Roast – 6:00 pm – 10:00 pm – 9/30
 - Extension Better Together Program - Farmville Train Station – 10/7 10:00 am to 12:00 pm

In Re: November Meeting Date

The regular November Board meeting date is Tuesday, November 14th. As a majority of the members of the Board plan to attend the VACo Conference, which is Sunday, November 12 through Tuesday, November 14, the Board may wish to consider changing the date of its November meeting.

Historically, the Board has moved its November meeting to the Thursday following the VACo Conference, which would be Thursday, November 16.

Supervisor Cooper-Jones made a motion, seconded by Supervisor Townsend, to approve moving the date of its November 2023 meeting to Thursday, November 9, 2023 and authorize staff to publish the required public notice to advertise the new meeting date; the motion carried:

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor “Bill” Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

In Re: Building Fee Schedule Revision

On October 15, 2022 the Board adopted an updated schedule of building plan review and inspection fees to bring them in line with surrounding community and to bring the Department closer to self-sufficiency and covering the annual operating expenses of the Department.

The Budget for 2023-2024 is \$210,203. To date for the calendar year the County has collected approximately \$154,000 + an additional \$85,000 in fees on solar projects_ which are one time and sporadic.

At this time, we are proposing a couple modifications to the fee schedule to address a couple issues that have come up over the past year including:

- Provided for reduced Foundation/basement encapsulation fee for someone that is not finishing the basement but performing waterproofing or other work
- Reduced the fee for a singlewide mobile home by only charging 1 trade fee for all connections
- Provided a reduced fee for commercial re-roofing projects of \$0.15 /SF vs. \$0.25 /SF
- Provided a reduced fee for solar projects of \$0.25/SF vs. \$0.33/SF
- Increased the fee for commercial construction projects from \$0.30/SF vs. \$0.35/SF to address additional workload associated
- Provided for a Certificate of Occupancy (CO) fee of \$100 for structures that must be reinspected if there is no CO on file

Following some discussion, Supervisor Emert made a motion, seconded by Supervisor Jones, to adopt the revised Commercial and Residential Building Fee Schedule as proposed with the exception of the reduction for solar projects, and to maintain the fee for solar projects the same as commercial construction projects; the motion carried:

Aye: Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Victor "Bill" Jenkins
E. Harrison Jones
Odessa H. Pride
Jerry R. Townsend
Cannon Watson

Nay: None

In Re: Closed Session

Supervisor Emert made a motion, seconded by Supervisor Townsend, that the Board convene in Closed Session for discussion of the award of public contracts for survey work and legal services involving the discussion of the terms and scope of such contact where discussion in an open session would adversely affect the bargaining position of the county, pursuant to the exemptions provided for in Section 2.2-3711(A)(29) of the *Code of Virginia*; the motion carried:

Aye: Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Victor "Bill" Jenkins
E. Harrison Jones
Odessa H. Pride
Jerry R. Townsend
Cannon Watson

Nay: None

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

Aye: Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Victor "Bill" Jenkins
E. Harrison Jones
Odessa H. Pride
Jerry R. Townsend
Cannon Watson

Nay: None

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

Aye: Pattie Cooper-Jones
J. David Emert
Llew W. Gilliam, Jr.
Victor "Bill" Jenkins
E. Harrison Jones
Odessa H. Pride
Jerry R. Townsend
Cannon Watson

Nay: None

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

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

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

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

Supervisor Cooper-Jones made a motion, seconded by Supervisor Emert, to direct staff to enter a contract with Hurt&Proffitt based on the proposal dated June 13, 2023 to complete field research, survey the County boundary line, install, and provide composite survey plats and install permanent monuments at all state highway and utility crossings, and further move that Prince Edward invoice Nottoway County for one-half of the cost; the motion carried:

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor "Bill" Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

Supervisor Emert asked for an explanation of the Dylan Rule.

Mrs. Puckett stated the Town has a charter and its powers are set forth in the Town Charter; the County's powers are provided by the Virginia General Assembly, and if certain powers are not addressed, the County does not have those powers. They must be specifically laid out in the *Code of Virginia*.

Supervisor Emert said a question was presented to him if the Town residents have to follow County ordinances as well as Town ordinance, or does the Town exempt their citizens from County ordinances. Discussion followed.

In Re: Animal Warden's Report

Mr. Adam Mumma, Chief Animal Control Officer, submitted a report for the month of August 2023, which was reviewed and ordered to be filed with the Board papers.

In Re: Building Official's Report

Mr. Phillip Moore, Building Inspector, submitted a report for the month of August 2023, which was reviewed and ordered to be filed with the Board papers.

In Re: Cannery - Home

Patty Gulick, Cannery Manager, submitted a report for the month of August 2023, 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 August 2023, which was reviewed and ordered to be filed with the Board papers.

In Re: Tourism and Visitor Center Report

Ms. Chelsey White, Director of Economic Development and Tourism, submitted a report for the month of August 2023, which was reviewed and ordered to be filed with the Board papers.

On motion of Supervisor Emert, seconded by Supervisor Townsend, and adopted by the following vote

Aye:	Pattie Cooper-Jones	Nay: None
	J. David Emert	
	Llew W. Gilliam, Jr.	
	Victor "Bill" Jenkins	
	E. Harrison Jones	
	Odessa H. Pride	
	Jerry R. Townsend	
	Cannon Watson	

the meeting was adjourned at 9:49 p.m.