

VIRGINIA: A REGULAR MEETING OF THE SURRY COUNTY BOARD OF SUPERVISORS HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY GOVERNMENT CENTER ON OCTOBER 1, 2009 AT 7:00 P.M.

PRESENT: SUPERVISOR M. SHERLOCK HOLMES, CHAIRMAN
 SUPERVISOR JOHN M. SEWARD, VICE-CHAIRMAN
 SUPERVISOR ERNEST L. BLOUNT
 SUPERVISOR REGINALD O. HARRISON
 SUPERVISOR JUDY S. LYTTLE

ALSO

PRESENT: MR. TYRONE W. FRANKLIN, COUNTY ADMINISTRATOR
 MR. JOHN B. EDWARDS, JR., ASST. COUNTY ADMINISTRATOR
 MRS. MELISSA D. ROLLINS, DIRECTOR OF FINANCE & TECHNOLOGY
 MR. WILLIAM HEFTY, HEFTY & WILEY
 MRS. MARY H. SHAW, TREASURER
 MRS. DEBORAH NEE, COMMISSIONER OF REVENUE
 MRS. VALERIE PIERCE, DIRECTOR OF SOCIAL SERVICES
 SHERIFF HAROLD D. BROWN

I. CALL TO ORDER/MOMENT OF SILENCE/PLEDGE OF ALLEGIANCE

The meeting was called to order by Chairman Holmes. Chairman Holmes asked for a moment of silence. Following the moment of silence, he asked the citizens to stand and say the pledge of allegiance.

II. CONSENT ITEMS

- Approval of September 3, 2009 Minutes
- Approval of September 17, 2009 Continued Meetings
- Approval of **October, 2009**

Accounts Payable	Additional	Total
General Fund - \$ 155,168.77	\$ 20,878.48	\$ 176,047.25
Debt Service - \$ 24,852.26	\$ 24,852.26	\$ 49,704.52
Capital - \$ 12,717.94	\$ -0-	\$ 12,717.94
Water & Sewer - \$ 7,841.92	\$ -0-	\$ 7,841.92
Indoor Plumbing - \$ 32,338.87	\$ -0-	\$ 32,338.87
Totals - \$ 232,919.76	\$ 45,730.74	\$ 278,650.50
- Appropriation Requests – **October, 2009**

A. School System	\$ 1,205,000.00
B. Department of Social Services -	\$ 150,000.00
C. General Fund – 2nd Quarter	
General Government	\$1,832,225.25
Special Funds	\$ 35,000.00
Debt Service	\$ 680,643.00
Capital Projects	\$ 50,000.00
Totals	\$2,597,868.25

- **FY 09-10 Budget Amendment Requests**
 1. School System (21st Century Community Learning Centers Grant) **\$199,999**
 2. Fire Programs Fund (Surry, Dendron & Claremont Vol. Fire Depts.) **\$16,352**
- **FY 09-10 Supplemental Appropriation Request**
 1. Board of Supervisors **\$ 50,000**

Supervisor Blount asked to remove the agenda item under **FY 09-10 Supplemental Appropriation Request (Board of Supervisors \$50,000)** for discussion.

Supervisor Harrison moved to approve the consent items as enumerated with the exception of the agenda item noted for discussion; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

B. PROGRESS REPORTS

A. VDOT

Mr. William Richardson, Asst. Residency Administrator, appeared before the Board and reported on the following:

- **Mowing** - The final mowing, litter pick up and tree trimming by VDOT's mowing contractor on the primary system will start around the middle of October.
- **Moonlight Road** - VDOT staff has been installing pipe and drop inlets in the ditch and are near completion. After it settles, staff intends to pave the shoulder and channel the surface water to the new pipe.
- **Claremont Beach** - VDOT staff was in the process of deciding whether to raise the Claremont Beach road another six inches this fall. He noted that there has not been enough rain to go over the foot that has already been raised.
- **Route 602** - The pot holes have been repaired and several short sections have been overlaid with about 1 ½ inches of plant mix. He stated that there were still a few potholes and they will fill those doing additional overlays to continue to try to stabilize the areas.

In conclusion, Mr. Richardson stated that three mechanics in the Waverly shop would be assigned to the Franklin shop.

Vice-Chairman Seward asked Mr. Richardson about the no passing zone approaching the new three lane section on Route 31 at the ferry. Mr. Richardson responded that there is a short section of no passing which will take a professional engineer signing off on changing it to a passing zone. He stated that there are liability issues with a professional engineer signing off

on that and so far, VDOT has not been able to find any of its professional engineers that are willing to risk their license to make this change. The three lanes will work fine most of the time.

He stated that he had received an e-mail from Sam Edwards saying that the new traffic was working at this time.

Mr. Richardson reminded the Board that the county still has access to the \$500,000 in revenue sharing if they wanted to spend it to further extend the three lane section.

Supervisor Lyttle commented that the project looked good. Supervisor Harrison advised Mr. Richardson about a dip at a cross pipe on Huntington Road. Mr. Richardson stated that he would investigate that matter. Chairman Holmes informed Mr. Richardson about a bump on Route 602 near Laurel Springs Road. Mr. Richardson responded that he would see if VDOT staff could repair that while we are working on the rest of Route 602. Supervisor Harrison inquired whether there was any liability with logging companies cutting up pavement and Mr. Richardson responded negatively.

B. Treasurer

1. Investment Letter

Chairman Holmes stated that the county had received a letter from Mrs. Mary Shaw, Treasurer.

He stated that as of September 3, 2009, the county had \$6,755,443.36 in the LGIP Fund. Chairman Holmes stated that as of August, 2009, interest had accrued in the amount of \$2,791.03 increasing that balance to \$6,758,234.39. During the month of September, 2009, \$1,500,000.00 was transferred from the LGIP to the General Fund, decreasing the balance to \$5,258,234.39.

Chairman Holmes stated that as of October 1, 2009, the county had \$5,258,234.39 in total investments.

2. Board's Concerns

Vice-Chairman Seward reiterated his concerns regarding the Route 31 (ferry) project. He stated that he wanted VDOT to provide a remedy to reach the original goals of the ferry slip. Vice-Chairman Seward stated that he and Mr. Franklin had met with several representatives from VDOT to try to get the markings correct. He stated that the three lanes are not correct and this is not acceptable.

Vice-Chairman moved to request from VDOT a remedy to meet the county's original goals at the ferry slip; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

C. County Administrator

1. Surry County Extension Request

Mr. Franklin advised the Board that representatives from the Surry County 4-H would like to make a presentation to the Board. He asked representatives to come forward.

Several youth members gave the Board a brief synopsis of the 4-H program in the county. The members advised the Board that October 4-10, 2009 is being observed as National 4-H Week.

Members of the 4-H asked the Board to approve and sign a proclamation pertaining to National 4-H Week. Following the presentation, members presented the Board, Mr. Franklin and Mr. Edwards with a token of appreciation and thanked the Board for its continued support.

Supervisor Harrison moved to adopt a proclamation pertaining to National 4-H Week in Surry County; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

2. Worldview Solutions Presentation

Mr. Franklin advised the Board that that the county has GIS in the county in the Commissioner of Revenue Office and Planning Department. He stated that the county had hired a consultant to assist in this project and a representative was here tonight to give the Board an update on the project.

Mr. Jamie Christenson of Worldview Solutions, appeared before the Board and showed a slide presentation (see attached). He stated that he has been working with the county since 2003 and built the GIS system for the county and was working toward the final document that will allow the public to access the county's GIS via internet.

Discussion ensued among the Board members and Mr. Christenson.

3. CPI/Invoices – High School Renovation

- Ballou Justice Upton Architects - \$ 2,426.91

- Ballou Justice Upton Architects - \$ 9,750.00
- E. T. Gresham Company, Inc. - \$262,012.72
- E. T. Gresham Company, Inc. - \$331,621.60
- E. T. Gresham Company, Inc. - \$419,719.37
- ALKAT Electrical Contractors, Inc. - \$ 10,117.84
- KI-The Hinman Group - \$ 22,464.00

Supervisor Harrison moved to authorize payment to Ballou Justice Upton Architects, E. T. Gresham Company, Inc., ALKAT Electrical Contractors, Inc. and KI-The Hinman Group in the aggregate amounts as outline above; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

4. Appointments

1. Industrial Development Authority At-Large Representatives

Mr. Franklin advised the Board that he had received correspondence from the Industrial Development Authority secretary advising the Board that the terms of Mr. Pernell Johnson and Mr. Joseph Riley will expire on October 31, 2009. He stated that Mr. Johnson and Mr. Riley serve as At-Large representatives on the Authority and both have indicated a willingness to serve another term on the Authority.

Vice-Chairman Seward moved to reappoint Mr. Pernell Johnson and Mr. Joseph Riley to the Industrial Development Authority for a term ending October 31, 2013; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

5. Zoning Request – Old Dominion Electric Cooperative (ODEC)

Mr. Franklin advised the Board that Old Dominion Cooperative has applied to the county for a comprehensive plan amendment and an amendment to the county's zoning ordinance to permit commercial and industrial uses, including uses related to an electric power plant generating plant, on two sites adjacent to the Town of Dendron. He stated that a second application includes a request for a conditional use permit to allow the use of a water intake facility on a site along the James River or Cobham Wharf.

Mr. Franklin stated that Section 15.2-2285 of the Code of Virginia requires that the Board of Supervisors refer these applications to the Planning Commission for their recommendation following a public hearing.

Supervisor Harrison moved to forward the applications of Old Dominion Electric Cooperative requesting changes to the county's comprehensive plan,

amendments to the county's zoning ordinance to permit commercial and industrial uses, including uses related to an electric power generating plant on two sites adjacent to the Town of Dendron and an application for a conditional use permit to allow the use of a water intake facility on a site along the James River or Cobham Wharf to the Planning Commission pursuant to Section 15.2-2285 of the Code of Virginia for a recommendation to the Board of Supervisors; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

6. Resolution - Former Building Official

Mr. Franklin asked the Board to approve a resolution for Mr. Wallace Mavin, former Building Official upon his retirement with Surry County after twenty-five years of dedicated services to Surry County.

Discussion ensued among the Board members relative to employees' recognition. It was the consensus of the Board for staff to investigate an employee recognition program. Board members also discussed the placement of a plaque for the government center now that the project is complete.

IV. UNFINISHED BUSINESS - None.

V. PUBLIC HEARING

1. Vehicle License Tax Ordinance #09-01

Chairman Holmes called the public hearing to order and asked staff for the statement of the case. Mr. Franklin stated the Board of Supervisors has scheduled a public hearing to consider an ordinance providing for the licensing of motor vehicles, amending the license fee year and eliminate license decals.

Chairman Holmes declared the public hearing opened and asked all persons wishing to speak to come forward and be recognized by the chair.

Mrs. Lisa Craig of the Surry Election District, appeared before the Board and asked what the substance for the elimination of county decals was, she realizes that the county needs more revenue, however, it still seems unwise to her.

Mr. Franklin responded that the county will still collect taxes and noted that there are other means to collect taxes. Mrs. Craig asked how non-county residents would be recognized using the county's solid waste sites. Mr.

Franklin stated that the county was working on a method by use of bumper stickers.

Mr. Joseph Robers of the Claremont Election District, appeared before the Board and stated that the county has two systems that do not integrate with each other and stated that he opposed the elimination of county decals.

There being no further public comments, Chairman Holmes declared the public hearing closed.

Discussion ensued among the Board members, Mrs. Nee, Mrs. Shaw and Mr. Robers relating to the different systems utilized by the Commissioner of Revenue's office, several methods used by the Treasurer in collecting delinquent taxes, etc.

It was the consensus of the Board to table action on this agenda item until the Board's next meeting.

VI. CITIZENS COMMENTS

Chairman Holmes asked all persons wishing to speak to come forward and be recognized by the chair and announced that they had three minutes to speak.

Mrs. Bessie Shepard and Mrs. Lisa Craig of the Surry Election District, appeared before the Board and presented each Board member and Mr. Franklin with a comprehensive manual relating to scientific information regarding coal power plants. Mrs. Craig stated that they had been informed that the Surry coal power plant should be delayed and the pollutant levels are not safe. She stated that this was a huge issue that did not only affect Surry County and Hampton Roads but was international. Mrs. Craig asked the Board to do the right thing for our county.

Mr. John Stokes of the Surry Election District, appeared before the Board and stated that the contractor VDOT had hired to do the tree trimming in the county is doing a poor job by leaving chipped material in right of way and stated that someone needs to investigate.

Mrs. Lisa Craig asked whether the Board had hired an un-bias person to assist the county in the coal power plant proposal. Chairman Holmes stated that the Board was working on that issue with the assistance of Mr. William Hefty, County Attorney.

Mr. Joseph Robers asked about the status of the 4x8 signs. Mr. Franklin stated that the he was working with the Planning Department and would provide the Board with an update at the next meeting.

Mr. Robers stated that the 4x8 signs are illegal in Surry County unless the property owner has a permit. He stated that the signs have been up over 60 days. Discussion ensued among the Board members, Mr. Hefty and Mr. Robers regarding the 4x8 signs. Mr. Hefty advised the Board that he would investigate the matter and give the Board an opinion at the next meeting.

VII. CLOSED SESSION

Supervisor Harrison moved that the Board convene in closed session pursuant to Virginia Code Section 2.2-3711(A) (29), for the discussion of the award of a public contract involving the expenditure of public funds, and discussion of the terms or scope of such contract where discussion in an open session would adversely affect the bargaining or negotiating strategy of the public body, and for the discussion of a specific issue which is not subject to the Freedom of Information Act; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Supervisor Harrison moved that the Board of Supervisors return to open session and certify by roll vote, that the closed session just concluded, nothing was discussed except the matter or matters permitted to be discussed under the provisions of the Virginia Freedom of Information Act in the motion; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Supervisor Harrison moved to rescind a motion to table the original request to pursue hiring an outside consultant to review ODEC Power Plant proposal for the Town of Dendron; Supervisor Lyttle seconded the motion; Supervisors Holmes,

VIII. ADJOURNMENT

Supervisor Harrison moved that the meeting be adjourned; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.