

VIRGINIA: A REGULAR MEETING OF THE SURRY COUNTY BOARD OF SUPERVISORS HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY GOVERNMENT CENTER ON APRIL 2, 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  
MRS. MELISSA D. ROLLINS, DIRECTOR OF FINANCE & TECHNOLOGY  
MR. WILLIAM HEFTY, COUNTY ATTORNEY  
MS. RHONDA R. MACK, COMMUNITY & DEVELOP. DIRECTOR  
MRS. DEBORAH NEE, COMMISSIONER OF REVENUE  
MRS. VALERIE PIERCE, DIRECTOR OF SOCIAL SERVICES  
MRS. MONIQUE BARNES, FINANCE DIRECTOR, SCHOOL DIVISION  
MS. GAIL P. CLAYTON, CLERK OF CIRCUIT COURT  
MR. ERVIN A. JONES, PARKS & RECREATION DIRECTOR  
DEPUTY MICHAEL KEITH

## 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 March 5, 2009 Minutes
  - Approval of March 19, 2009 Continued Meeting
  - Approval of **March, 2009** Accounts Payable
- |               |   |             | Additional         | Total              |
|---------------|---|-------------|--------------------|--------------------|
| General Fund  | - | \$ -        | \$ 1,843.62        | \$ 1,843.62        |
| Debt Service  | - | \$ -        | \$ -               | \$ -               |
| Capital       | - | \$ -        | \$ 13,157.00       | \$ 13,157.00       |
| Water & Sewer | - | \$ -        | \$ -               | \$ -               |
| <b>Totals</b> | - | <b>\$ -</b> | <b>\$15,000.62</b> | <b>\$15,000.62</b> |
- 
- Approval of **April, 2009** Accounts Payable
- |               |   |                       | Additional          | Total                 |
|---------------|---|-----------------------|---------------------|-----------------------|
| General Fund  | - | \$201,850.49          | \$155,446.32        | \$357,296.81          |
| Debt Service  | - | \$ 24,852.26          | \$ -                | \$ 24,852.26          |
| Capital       | - | \$1,429,787.02        | \$297,975.21        | \$1,727,762.23        |
| Water & Sewer | - | \$ 13,863.34          | \$ 1,865.56         | \$ 15,728.90          |
| <b>Totals</b> | - | <b>\$1,663,104.89</b> | <b>\$453,421.53</b> | <b>\$2,116,526.42</b> |

- Appropriation Requests – **April, 2009**
  - A. School System - **\$1,450,000.00**
  - B. Department of Social Services - **\$ 150,000.00**
  - C. General Fund – **4th Quarter Requests**
    - General Government - \$1,336,910.25
    - Special Funds - \$ 27,000.00
    - Debt Services - \$ 27,067.00
    - Capital - \$1,600,000.00
    - Total - \$2,990,977.25**
- General Fund Supplemental Appropriation Request – 3rd Quarter
  - A. General Fund (Board of Supervisors) **\$55,000.00**
  - B. Debt Service Fund **\$50,000.00**
  - C. Office on Youth **\$ 150.00**
- Budget Amendments – General Fund FY 09
  - A. Four For Life Funds (FY 09) Fire & Rescue Budget - **\$5,122.00**
  - B. Four For Life Funds (FY 09) Fire & Rescue Budget - **\$8,118.24**

Vice-Chairman Seward moved to approve the consent items as enumerated; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### III. PROGRESS REPORTS

#### A. VDOT

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

- The Route 31 project was a little behind schedule, however, it will be completed on or before July 11, 2009.
- State forces were ready to begin construction on Smokehouse Road (the road to Edwards Ham Plant).

Mr. Richardson reviewed with the Board the proposed priority list of the Secondary Six-Year Plan (see attached). He stated that since there is little funding available, the bulk of the allocations will go to the federally funded Lebanon Road project. The Dripping Springs project will be dropped since it is completed. He stated that the Mancha Avenue (raise the grade project) will be dropped due to the high cost of the project, however, the project will be accomplished in another manner.

Supervisor Harrison inquired about the high shoulders on Laurel Springs Road and other shoulder work that needed to be done. Mr. Richardson responded that VDOT personnel will get to it when possible, noting that VDOT only have eleven operators in Surry to get everything done that needs to be done. Supervisor Blount noted that a ditch needed to be cleaned out or

opened up on Golden Hill Road. Supervisor Lyttle inquired about support to close in the ditches along Moonlight Road from Route 10 to the bridge. Chairman Holmes asked Mr. Richardson about getting dirt that is cleaned from ditches delivered to private landowners. Mr. Richardson stated that VDOT can give it to landowners after the area is reviewed by VDOT's environmental section. He stated that it can't go in or near anything that would be considered a wetland.

In conclusion, Mr. Richardson asked the Board to schedule a public hearing on the Secondary Six-Year Plan and 2009-0010 budget.

Supervisor Harrison moved to schedule a joint public hearing with VDOT officials to consider the Secondary Six-Year Plan and 2009-2010 budget on May 7th; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### **1. Jamestown-Scotland Ferry Resolution**

Mr. Franklin reminded the Board of VDOT's announcement of its comprehensive plan to address long-term funding reductions in the amount of \$2.6 billion. He stated that the plan as it relates to the Jamestown-Scotland Ferry calls for a reduction in operating hours from 24 hours per day to 16 hours per day in addition to reducing the number of boats used for transport.

Mr. Franklin requested the Board to approve a resolution requesting the Commonwealth Transportation Board to seek other cost saving measures that do not include a reduction in the Jamestown-Scotland Ferry service.

Supervisor Lyttle moved to approve a resolution which seeks to maintain full service of the Jamestown-Scotland Ferry System; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### **B. Treasurer**

#### **1. Investment Letter**

Chairman Holmes stated that as of April 2, 2009, the county had \$15,702,995.83 in the LGIP Fund. He stated that as of February, 2009, interest had accrued in the amount of \$13,751.84 increasing that balance to \$15,716,747.67. During the month of March, 2009, \$1,000,000.00 was transferred from the LGIP to the General Fund, decreasing the balance to \$14,716,747.67.

Chairman Holmes stated that as of April 2, 2009, the county had \$14,716,747.67 in total investments.

### C. County Administrator

#### 1. FY 2009-2010 Proposed School System Budget

Mr. Franklin advised the Board that Mr. Hamlin was out of town and Mrs. Monique Barnes, Finance Director for the school system was here to present the School System's FY 09-10 budget tonight.

Mrs. Monique Barnes, Finance Director, appeared before the Board and showed a slide presentation of the FY 2009-2010 Proposed School Fund Budget. Mrs. Barnes highlighted on the following:

- **Expenditures by Category** – 65% of the budget is for Instruction, 11.5% for Operation & Maintenance and 8% for Pupil Transportation.
- **Sources of Revenue** - 2% reduction in income provided by the State. The money from the Federal Stimulus package is incorporated in the budget, however, the majority of the budget is supported by Surry County.
- **Reductions** – Two retiree positions will not be filled, \$0 wage increases, there is a plan for consolidated service agreements and to purchase instructional materials and office supplies in bulk.
- **Expected Increases** – 3 new school buses, increases in operational and liability insurance, repair and maintenance. She noted that there was a 12% increase in the health insurance premiums (7% was included in the budget for health insurance (note: the employees will have to make up the additional 5% increase).

In conclusion, Mrs. Barnes stated that the School Board was working on a thin budget and the overall budget was reduced by 22%. She thanked the Board for its continued support of the School System and stated that she would be happy to entertain any questions that the Board may have.

Discussion ensued among the Board members and Mrs. Barnes regarding the dollar amount for the 5% increase in the health premium for the employees. Mrs. Barnes advised the Board that she did not have that amount available but would provide it to the Board.

Mr. Franklin stated that the required action of the Board was to schedule a public hearing on the Proposed FY 2009-2010 School System Budget. He recommended that the Board schedule April 23, 2009 at 7:00 p.m.

Supervisor Lyttle moved to schedule a public hearing on the Proposed FY 2009-2010 School System Budget on April 23, 2009 at 7:00 p.m.; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

## 2. FY 09-10 Employees Health Insurance Program

Mr. Franklin asked Mrs. Rollins to come forward and give the specifics on the FY 2009-2010 Employees Health Insurance Program.

Mrs. Rollins appeared before the Board and advised the Board that the county had received its proposal for the upcoming year and noted that the premiums had **increased** by nearly 10%. She stated that the county offers two plans: Key Advantage w/Expanded Benefits and Key Advantage 300. According to the county's local choice representative, the industry average rate increase is 10%. Mrs. Rollins reminded the Board that in FY 09, the county experienced a 4.0% **decrease** in monthly premiums. She stated that she had polled other surrounding localities and was advised that they were also experiencing from 5% to 12% increase.

She stated that despite this year's 10% rate increase, the county strongly feels that the Local Choice Program offers the best program for employees. The FY 10 plan calls for no cost increases in most covered services and added benefit for vision services available under both plans offered by the county. Mrs. Rollins stated that staff recommends that county continue its health insurance program under the Local Choice Program and continue to offer a different (proportional) employer share of the monthly premium for single, dual and family coverage. It is also recommended that the county's employer share remain the same as FY 09 as noted below:

	<u>Single</u>	<u>Dual</u>	<u>Family</u>
Key Advantage w/Expanded Benefit	\$394	\$494	\$594
Key Advantage 300	\$384	\$494	\$595

Supervisor Lyttle moved to continue to provide health care benefits to employees through the Local Choice Program and continue to pay the same employer's contribution as FY 09; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### 3. Rezoning Application #2009-001

Mr. Franklin asked Ms. Mack to come forward and give the specifics of the agenda note.

Ms. Rhonda Mack, Community Development Director, appeared before the Board and stated that the property owner reports that they were advised that the subject property was zoned to permit residential development prior to acquisition, however, the area 500' along the northwest corner of the intersection fronting on Colonial Trail West and 175' along White Marsh Road is zoned Local Business District (B-1). Given the hardship borne by the applicant by retaining a property which cannot be developed for the intended used, staff believes it's reasonable to consider rezoning the subject property in a manner that maintains the frontage along Colonial Trail as commercial and increasing the size of the portion of the property zoned for Agricultural Rural Residence uses along White Marsh Road to a sufficient size to permit a standard residential lot.

Ms. Mack asked the Board to consider authorizing advertisement of a public hearing for Rezoning Application #2009-001 on April 23, 2009.

Supervisor Harrison moved to schedule a public hearing for Rezoning Application #2009-001 on April 23, 2009 at 7:30 p.m.; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### 4. CIP/Invoices for High School Renovation Work

Mr. Franklin advised the Board that he had received correspondence from the School System requesting payment to Ballou, Justice Upton Architects for additional professional services rendered relative to the high school renovation project.

• Professional services rendered	-	\$14,625
• Professional services rendered Regarding the HAZMAT Abatement		<u>\$ 3,298</u>
<b>TOTAL:</b>		<b>\$17,923</b>

Supervisor Harrison moved to authorize payment to Ballou, Justice Upton Architects in the aggregate amount of \$17,923 as outline above; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

## **5. Surry County's Farmer's Market**

Mr. Franklin advised the Board that the Parks & Recreation staff has developed a new pilot program and was seeking the Board of Supervisors support for its implementation. He asked Mr. Ervin Jones to come forward and give the Board some background information on the request.

Mr. Ervin Jones, Director of Parks & Recreation, appeared before the Board and stated that the Parks & Recreation staff would like to implement a farmers market in the county. He stated that he had received some information from the State and other localities that had farmers market and used their programs as a reference. Mr. Jones stated that local farmers were selling fresh produce from the back of their trucks and he hoped that this new program would get more people involved in the farmers market. He publicly read the Surry Farmers Market statement and hours of operation/guidelines.

In conclusion, Mr. Jones stated that the county would purchase attractive signs that would be placed throughout the county. He stated that it would not only be a farmers market, it would also be a social gathering. Further, the county may consider providing large tents for the farmers market.

Discussion ensued among the Board members, Mr. Franklin and Mr. Jones regarding the request from the SPCA in regards to using the area where the farmers market will be located and other organizations using the farmers market. It was also discussed that at a later date, the Board of Supervisors would develop criteria for non-profit organizations who wished to participate in the farmers market.

Supervisor Harrison moved to approve the implementation of the Surry Farmer's Market and to expand guidelines for other requests; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

## **6. County Surplus Auction**

Mr. Franklin advised the Board that included in the Board's agenda packet was a list of vehicles, equipment and furnishings that staff is requesting the Board to declare surplus to be removed from the county inventory. He stated that if declared as surplus, stall will coordinate with the School System to have these items sold at its upcoming auction on April 18, 2009.

Supervisor Harrison moved to declare the list of items as surplus, authorize the sale of these items and if not sold, be disposed of at the auction; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **7. County Clean-Up Month**

Mr. Franklin informed the Board of a proposed resolution that upon adoption will declare April, 2009 as "**Surry County Clean-Up Month**". He stated that during this month, clean-up activities will be undertaken throughout the county. April 18th and April 25th (Saturdays) have been established as major debris collection days.

Supervisor Harrison moved to designate April, 2009 as "**Surry County Clean-Up Month**"; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **8. Surry Fire Department Storage Building**

Mr. Franklin advised the Board that the Surry Volunteer Fire Department has requested permission to construct an 18' X 20' metal storage building attached to the north wall of the fire station. The purpose of this addition is to house the department's antique fire truck to provide room with the station for the new tanker and mini pumper that are due to be delivered in the coming weeks.

Supervisor Blount moved to approve the construction of the storage building; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **IV. Board's Concerns**

Mr. Franklin advised the Board that included in the Board's agenda package was an agreement between the County of Surry and the Town of Dendron which would allow the County and Town to coordinate the review of the project. The County and Town will work together to conduct the reviews and negotiations with Old Dominion regarding all aspects of the project, including specifically zoning review, special exception and conditional use permit, storm water review, sanitary waste review, water supply review, site plan review, building permit and inspections, erosion control, Chesapeake Bay Act, other environmental review and any other reviews that are necessary.

Discussion ensued among the Board members, Mr. Franklin and Mr. Hefty. Mr. Hefty acknowledged the presence of Mr. Steven Blaine who represents Old Dominion and stated that if the Board had any questions, they could address them to him.

Supervisor Harrison moved to approve the agreement between the County of Surry and The Town of Dendron to coordinate the review of the Old Dominion project; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Mr. Franklin advised the Board that he would like to revisit the subject matter relating to security on the ferry and whether the Board wished to send a letter to VDOT's Secretary of Transportation asking them to remove that service.

Vice-Chairman Seward commented that James City County had prepared a letter in that regard and was waiting on Surry County to endorse.

Discussion ensued among the Board members regarding the security on the ferry.

Vice-Chairman Seward commented that the security on the ferry was mandated by the federal government, not VDOT. He stated that this Board should offer its support to get rid of the security on the ferry.

Vice-Chairman Seward moved that the Board of Supervisors support the efforts of the removal of security on the ferry as a measure to maintain ferry services; there being no second, the vote died.

Supervisor Blount advised the Board that he had attended the 41<sup>st</sup> annual banquet of The Improvement Association on March 26<sup>th</sup>. He stated that Surry County was honored during the banquet and presented a plaque. Supervisor Blount stated that Supervisor Lyttle served as the county's representative on The Improvement Association Board.

## **VI. CITIZENS COMMENTS**

Mr. Mike Eggleston of the Blackwater Election District, appeared before the Board and discussed (1) sludge problem in Claremont, (2) OLF and (3) ODEC. He stated the Town of Dendron was becoming a toxic waste site aided and abetted by the Board of Supervisors.

Mr. Helen Eggleston of the Dendron Election District, appeared before the Board and talked about her dissatisfaction of the coal power plant coming

to the Town of Dendron. She stated that she was concerned about the fly ashe. Mrs. Eggleston asked the Board to reconsider their approval of this plant.

Mr. Claude Reeson of the Carsley Election District, appeared before the Board and talked about ferry issues. He suggested that the county send a delegation to all of the Commonwealth Transportation meetings and further, during the Shad Planking get the candidates involved as well as representatives from Virginia Power. Mr. Reeson stated that Surry County can't do this by themselves.

Mr. Franklin reminded the Board members of the School System groundbreaking ceremony on April 10<sup>th</sup> at 1:30 p.m.

#### **VII. CLOSED SESSION**

Supervisor Harrison moved that the Board convene in closed session pursuant to Virginia Code Section 2.2-371(A-7), consultation about legal counsel regarding candidates for a position and resignation; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Supervisor Lyttle 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 Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **VIII. ADJOURNMENT**

Supervisor Harrison moved to continue the meeting until April 23, 2009 at 7:00 p.m.; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.