

VIRGINIA: A REGULAR MEETING OF THE SURRY COUNTY BOARD OF SUPERVISORS HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY GOVERNMENT CENTER ON JUNE 4, 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, COUNTY ATTORNEY  
MRS. DEBORAH NEE, COMMISSIONER OF REVENUE  
MRS. VALERIE PIERCE, DIRECTOR OF SOCIAL SERVICES  
MR. LLOYD A. HAMLIN, DIVISION SUPERINTENDENT  
MRS. TAMARA A. BULTER, EMERGENCY COMMUNICATIONS MANAGER  
MR. STACEY WILLIAMS, BUILDING OFFICIAL  
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 May 7, 2009 Minutes
- Approval of May 21, 2009 Joint Meeting
- Approval of **June, 2009**

	Accounts Payable	Additional	Total
General Fund	- \$ 155,798.10	\$ 70,758.45	\$226,556.55
Debt Service	- \$ 24,852.26	\$ (22,658.62)	\$ 2,193.64
Capital	- \$ 61,074.74	\$ 4,546.48	\$ 65,621.22
Water & Sewer	- \$ 11,946.09	\$ 1,370.76	\$ 13,316.85
<b>Totals</b>	<b>- \$ 253,671.19</b>	<b>\$ 54,017.07</b>	<b>\$307,688.26</b>
- Appropriation Requests – **May, 2009**
  - A. Department of Social Services - **\$20,000 (Supplemental Request)**
- Appropriation Requests – **June, 2009**
  - A. School System - **\$1,384,171.00**
  - B. Department of Social Services - **\$ 185,000.00**
- FY 09 General Fund Budget Amendments
  - A. Office on Youth - **\$150.00**

Supervisor Harrison moved to approve the consent items as enumerated; Supervisor Blount 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 road projects:

- The Route 31 project is on schedule and he has been assured that the project will be completed on July 11, 2009.
- The contractor has completed the first mowing, litter pick up and trimming on the primary routes in Surry County. State forces are working on the secondary routes as well as performing other work.
- The surface treatment schedule (tar and rock) is underway in the County. The contractor is working from Bacons Castle toward Dendron.
- Smokehouse Road (Edwards Plant Road) has been paved and is on the plant mix schedule. That work should start in the County the week of June 22<sup>nd</sup>.
- VDOT personnel is planning to add another six inches of plant mix to the road to Claremont Beach.

He also reported that VDOT staff had been informed on May 20<sup>th</sup> that the Williamsburg Residency Office would not be closing, instead the Waverly Residency Office will be closing. He stated that he does not know the timetable yet. Mr. Richardson stated that it was his understanding that Surry County is scheduled to be assigned to the Williamsburg Residency.

Discussion ensued among the Board members, Mr. Franklin and Mr. Richardson regarding:

- The job status of Mr. Neblett and Mr. Richardson.
- The possibility of volunteers running state mowers to free up state forces to do other work.
- Utilizing community services workers and whether that would be a liability issue.

#### **B. Treasurer**

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

Chairman Holmes stated that the county had received a letter from Mrs. Faye P. Warren, Sr. Deputy Treasurer.

He stated that as of May 7, 2009, the county had \$13,229,932.59 in the LGIP Fund. Chairman Holmes stated that as of April, 2009, interest had accrued in the amount of \$10,026.42 increasing that balance to \$13,239,959.01. During the month of May, 2009, \$2,000,000.00 was transferred from the LGIP to the General Fund, decreasing the balance to \$11,239,959.01.

Chairman Holmes stated that as of May 7, 2009, the county had \$11,239,959.01 in total investments.

### **C. County Administrator**

#### **1. Presentation – School System Request**

Mr. Franklin advised the Board that the School Board had requested to make a presentation to the Board. He asked the representative to come forward. Mr. Lloyd A. Hamlin, Division Superintendent, appeared before the Board and stated that he was not before the Board requesting any expenditure of funds. He acknowledged the presence of members of the School Board, Mrs. Dennis, Mrs. Byrd and Mrs. Sheffield. He stated that the Commonwealth of Virginia requires all schools to administer SOL tests. The SOL tests were taken at the Middle School and High School on line and the Elementary School SOL tests were taken on paper and pencil. Mr. Hamlin stated that he wanted to give the Board of Supervisors a praise report on the Spring 2009 Online SOL Teacher Recognition (see attached) and also acknowledged the presence of the principals and assistant principal from the high school and middle school as well as several teachers from Surry Elementary School, Luther Porter Jackson Middle School and Surry High School. He reported this year, there was a requirement from the School Board that the 9<sup>th</sup> grade class had to obtain 28 credits to receive a high school diploma. He further talked about the SAGE Program.

Board members commended Mr. Hamlin, the School Board and staff for their hard work. Chairman Holmes asked everyone present to please stand and give the School Board a standing ovation on the School System accomplishments.

In closing, Mr. Hamlin stated that the School Board has challenged every child to do the best they can.

#### **2. CIP/Invoices – High School Renovation**

Mr. Franklin advised the Board that he had received correspondence from the School System requesting payments to E. T. Gresham Company, Inc. and Froehling & Robertson, Inc. for services rendered relative to the high school renovation project:

- E. T. Gresham Company, Inc. - \$78,029.34
- Froehling & Robertson, Inc. - \$ 941.00

Supervisor Lyttle moved to authorize payment to E. T. Gresham Company Inc. in the aggregate amount of \$78,029.34 and Froehling & Robertson, Inc. in the aggregate amount of \$941.00 for services rendered for the high school renovation project; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### **3. FY 2009 Fire Programs Training Mini-Grant**

Mr. Franklin advised the Board that the county has been awarded \$9,966.00 from the 2009 Fire Programs Training Mini Grant Program. He stated that the funds from this grant will be used to purchase equipment for the three (3) fire departments for training purposes.

He stated that in order to receive these funds, the Board of Supervisors must accept the Training Mini-Grant award in the amount of \$9,966.00 and appropriate these funds for expenditure.

Supervisor Harrison moved to accept the Training Mini-Grant in the amount of \$9,966.00 and appropriate funds for expenditure in FY 09-10; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

### **4. Contract for the Purchase of Ambulances**

Mr. Franklin advised the Board that the following agenda items pertains to emergency services (1) purchase of county ambulances and (2) contract for the expansion of the Claremont Fire Station. He asked Mr. Edwards to come forward and provide the specifics of these agenda items.

Mr. John Edwards, Asst. County Administrator, appeared before the Board and reminded the Board that June of last year, the Board of Supervisors approved a capital spending plan to purchase several pieces of emergency equipment, including two ambulances. He stated that staff proposes the purchase of these ambulances through an existing cooperative procurement contract between York County, Virginia and

Singer Associates. Purchasing through this contract will allow the county to purchase two Medtec ambulances for a total cost of \$263,652.00 which is approximately \$56,000.00 less than previously estimated. Mr. Edwards stated that if authorized by the Board, these funds will come from the Virginia Resource Authority loan that the county recently acquired for the purchase of emergency services equipment.

Vice-Chairman Seward moved to authorize the County Administrator to execute a contract with Singer Associates to provide two Medtec ambulances for a cost not to exceed \$263,652.00; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **5. Contract for the Expansion of the Claremont Fire Station**

Mr. Edwards advised the Board that the same capital funding for the contract for the purchase of ambulances would be used for the expansion of the Claremont Fire Station project. During its March 5<sup>th</sup> meeting, the Board of Supervisors authorized staff to publish a Request for Proposals for the expansion of the Claremont Fire Station. Eight proposals were received and two firms were selected for interview based on their responses to the RFP. The two firms interviewed were R. D. Lambert & Sons and W. E. Bowman Construction.

He stated that based on the information provided in the proposals and interviews, the interview panel determined that R. D. Lambert & Sons best meets the selection criteria. Staff recommends that the county enter into a contract with R. D. Lambert & Sons to complete this project for a cost not to exceed \$293,183.00.

Supervisor Harrison moved to authorize the County Administrator to execute a contract with R. D. Lambert & Sons to expand the Claremont Fire Station for a cost not to exceed \$293,183.00; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### **6. Action FY 2009-2010 Consolidated Budget**

Mr. Franklin stated that the FY 2009-2010 Consolidated Budget is scheduled for adoption tonight, however, there were a couple of action that the Board of Supervisors needs to take. He asked Mrs. Rollins to come forward and provide a more detail overview of the proposed budget.

Mrs. Melissa D. Rollins, Finance Director, appeared before the Board and stated that Board of Supervisors had conducted a public hearing on the FY 09-10 Consolidated Budget at its last meeting. She stated that the proposed operating budget is \$28,456,599 and the proposed capital budget is \$970,000 for a total consolidated budget of \$29,426,599.00.

She stated that subsequent to the public hearing, adjustments have been made to the general fund operating budgets to reflect the personnel changes as a result of implementing Option "2" of the salary study and other minor adjustments. In conclusion, she stated the Board need to approve the following resolutions (see attached):

- **Resolution 09-06 - Adopting A Budget For FY 09-10**
- **Resolution 09-07 - Adopting The Tax Rates For FY 09-10**
- **Resolution 09-08 - Establishing Policies Regarding the Transfer and Appropriations of Fund For FY 09-10**

Mrs. Rollins advised the Board that there was an amendment added to Resolution 09-06, adding Sections 2, 3, 4, and 5.

Supervisor Lyttle inquired about Section 2. After discussion among the Board, Mr. Franklin and Mrs. Rollins, it was the concensus of the Board that staff provide a report of all budget changes periodically to the Board.

- **Resolution 09-06- Adopting A Budget For FY 09-10**

Supervisor Harrison moved to Adopt **Resolution 09-06** in the amount of \$29,426,599; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

- **Resolution 09-07 - Adopting the Tax Rates for FY 09-10**

The proposed tax rates are as follows:

Real Estate	\$0.70/\$100 of assessed value
Personal Property	\$3.50/\$100 of assessed value
Personal Property Tax Relief Percentage	\$50.0%
Machinery & Tools	\$1.00/\$100 of assessed value
Merchants Capital	\$0.00/\$100 of assessed value
Farm Machinery & Tools	\$0.00/\$100 of assessed value
A motor vehicle (valued at up to \$15,000 owned by a member of a Volunteer Rescue or Volunteer Fire Department operating in Surry County upon certification by the Commissioner of Revenue	\$0.00/\$100 of assessed value

Vice-Chairman Seward moved to adopt **Resolution 09-07** as enumerated above; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

- **Resolution 09-08 – Establishing Policies Regarding the Transfer and Appropriation of Funds for FY 09-010**

The policies remain the same as current that requires agencies of the County to obtain prior approval for transfers and appropriations.

Supervisor Harrison moved to adopt **Resolution 09-08**; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Mr. Franklin advised the Board that the county had recently hired two new county employees. He introduced Mrs. Tamara Byrd Arthur as the Emergency Communications Manger. He stated that Mr. Wallace Mavin will be retiring as the county's Building Official after 25 years of services to the county and Mr. Stacey Williams has been selected to fill his position. Chairman Holmes welcomed Mrs. Arthur and Mr. Williams to the county and stated that he looked forward to working with them.

**V. Unfinished Business – None.**

**VI. New Business**

**1. Appointment – Building Appeals Board**

Mr. Franklin advised the Board that several years ago, the Board of Supervisors appointed a Building Appeals Board. This Board consisted of a representative from each district. He stated that from conversations with the former Building Official, to his knowledge, the Building Appeals Board only heard one case and has not had reason to convene since.

He stated that the Board of Supervisors needs to reinstate this Board to comply with the requirements of the Virginia Uniform Statewide Building Code. Mr. Franklin noted the following:

- **Terms of members** – Member terms may be of different length so that less than half will expire in any one-year period.
- **Qualifications** – At least one member should be an experience builder, at least one member should be a Registered Design

Professional (Architect) and at least one member should be an experienced property manager.

A question was posed as to what type of cases would the Building Appeals Board hear. Mr. Stacey Williams responded that the Board would hear any discrepancies from the Building Official.

It was the concensus of the Board for staff to develop a list of names and report back to the Board at its next meeting.

## **VII. BOARDS' CONCERNS**

Supervisor Harrison commented that the Board of Supervisors had not taken any official position regarding the proposed Coal Power Plant. He recommended that the Board contact a resource person to come and assist the Board in making its decision. Supervisor Harrison noted that that person should not have any ties to the County or ODEC, just provide comprehensive information to the Board.

## **VIII. CITIZEN COMMENTS**

Chairman Holmes announced that all citizens would be allowed three minutes to speak.

Mrs. Jennifer Gwaltney, Captain of the Surry Volunteer Rescue Squad, appeared before the Board and stated that the volunteer rescue squad had put out for sealed bids on the two old ambulances. They each have over 100,000 miles on them. She thanked the Board for the action that the Board had taken earlier for the purchase of two new ambulances.

She stated that she was concerned with the move of the (VDOT) Surry Residence to the Williamsburg area. She asked what would be the impact on the residence from a safety issue.

Mrs. Lisa Craig suggested that the Board of Supervisors form a citizen round table to discuss and brainstorm ideas for improvement in Surry County.

Mr. Mike Eggleston of the Dendron Election District, appeared before the Board and talked about the following:

1. Status report on the Animal Pound.
2. Delinquent taxes (i.e. DMV stops, etc.)
3. Farmers market.

4. No public boat ramp.
5. No additional dump sites.
6. Public officials wearing logos of corporations at a public meeting.
7. Spending practices in the County.

Chairman Holmes commented that there was nothing that prohibited three members of the Board to attend a meeting as long as no official action is taken.

Mrs. Bessie Sheppard of the Surry Election District, appeared before the Board and passed out handouts to the Board members regarding three large new stories pertaining to Coal Power Plants. She suggested that the Board get an expert for themselves to educate the Board on Coal Power Plants.

Mrs. Helen Eggleston of the Dendron Election District, appeared before the Board and thanked Supervisor Harrison for recommending the Board to get a resource person to assist the Board in making its decision regarding the Coal Power Plant. She commended the School System achievements regarding the SOL tests.

Mr. Chris Anderson of the Surry Election District, appeared before the Board and talked about the ODEC closed meeting, some residents of the Town of Dendron invited to tour the coal power plant in Clover, VA, misrepresentation of one of ODEC employee, ODEC passing out erroneous information and supervisors wearing ODEC logos.

A citizen appeared before the Board and stated that she was glad that the Board was considering getting an unbiased support regarding the Coal Power Plant. She also talked about three board members wearing ODEC stickers at a public meeting. She applauds the success of the schools.

Chairman Holmes commented that the Board of Supervisors had not taken any action at this time. The Board cannot keep ODEC from making an application with the county.

Ms. Fran Hopper of the Dendron Election District, appeared before the Board of stated that she was in opposition of the Coal Power Plant.

A resident from the Dendron Election District appeared before the Board and stated that all residents did not get an invitation to tour the Coal Power Plant in Clover, Virginia.

## **VIII. CLOSED SESSION**

Supervisor Harrison moved that the Board convene in closed session pursuant to Virginia Code Section 2.2-371(A)(3), a matter involving the acquisition of real property for public purposes where discussion in an open meeting would adversely affect our bargaining position; 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 Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

#### IX. ADJOURNMENT

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