

VIRGINIA: A REGULAR MEETING OF THE SURRY COUNTY BOARD OF SUPERVISORS HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY GOVERNMENT CENTER ON SEPTEMBER 3, 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, HEFTY & WILEY
MRS. MARY H. SHAW, TREASURER
MRS. DEBORAH NEE, COMMISSIONER OF REVENUE
MS. RHONDA R. MACK, COMMUNITY DEVELOPMENT DIRECTOR
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 August 6, 2009 Minutes
- Approval of **June, 2009**

	Accounts Payable	Additional	Total
General Fund	- \$ 5,331.85	\$ -0-	\$ 5,331.85
Debt Service	- \$ -0-	\$ -0-	\$ -0-
Capital	- \$ -0-	\$ -0-	\$ -0-
Water & Sewer	- \$	\$ -0-	\$ -0-
Totals	- \$ 5,331.85	\$ -0-	\$ 5,331.85
- Approval of **September, 2009**

	Accounts Payable	Additional	Total
General Fund	- \$220,306.24	\$ 57,566.19	\$277,872.43
Debt Service	- \$ -0-	\$ -0-	\$ -0-
Capital	- \$ 20,280.55	\$ 11,997.65	\$ 32,278.20
Water & Sewer	- \$ 430.98	\$ 2,650.00	\$ 3,080.98
Totals	- \$292,643.06	\$ 73,965.92	\$ 366,608.98
- Appropriation Requests – **September, 2009**

A. School System	\$ 1,620,000.00
B. Department of Social Services	\$ 160,000.00

- **FY 08-09 Supplemental Appropriation Requests**
 1. Clerk of Circuit Court \$ 2,158.00
 2. Surry Tourism Bureau \$ 3,000.00
- **FY 08-09 Capital Projects – Appropriations To FY 09-10**
 1. Public Safety Equipment Acquisition Project \$ 569,134.00
 2. Surry County Circuit Courthouse/Govt. \$ 1,203,496.13

Center Acquisition

Supervisor Harrison moved to approve the consent items as enumerated; 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 passed out a handout of a sample resolution for the addition and abandonment on Highgate Road due to project construction. He stated that the contractor has finished the Route 31 (ferry) project. A subcontractor is still working to place the pavement markings correctly for the center local traffic. Mr. Richardson noted that there was a private entrance where the owner can't see traffic on Route 31 when he comes out. He stated that the State forces will try to fix that problem.

In regards to mowing, he stated that the last primary mowing cycle will begin the last of September or early October. The Slurry Seal Contractor has completed the Town of Surry and the part of Route 618 between Loafers Oak and Route 10 that was on the paving schedule.

Supervisor Blount advised Mr. Richardson of several recent accidents on Route 31 near his residence and asked him to have his staff to investigate. Mr. Richardson responded affirmatively. Supervisor Lyttle asked about repairs on Route 628. Mr. Richardson stated that VDOT staff was aware of where the edge raveling was, however, he did not know if they had been repaired. He stated that staff was working on the ditching on Moonlight Road.

Vice-Chairman Seward moved to approve the resolution from VDOT regarding the addition and abandonment on Highgate Road; 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 the county had received a letter from Mrs. Mary Shaw, Treasurer.

He stated that as of August 6, 2009, the county had \$8,251,837.53 in the LGIP Fund. Chairman Holmes stated that as of July, 2009, interest had accrued in the amount of \$3,605.83 increasing that balance to \$8,255,443.36. During the month of August, 2009, \$1,500,000.00 was transferred from the LGIP to the General Fund, decreasing the balance to \$6,755,443.36.

Chairman Holmes stated that as of September 3, 2009, the county had \$6,755,443.36 in total investments.

Mr. Franklin provided the Board with a status report relative to the total amount the county has collected for delinquent taxes as of June 30, 2009:

1. As of December 6, 2008, the total delinquent Real Estate was \$3,150,063.49. As of June 30, 2009, the county collected a total of **\$2,561,443.32** leaving a delinquent real estate balance of \$588,620.17.
2. As of December 6, 2008, the total delinquent Personal Property was \$660,590.32. As of June 30, 2009, the county collected **\$431,179.09** leaving a delinquent balance personal property balance of \$229,411.23.

C. County Administrator

1. Presentation - The Green Jobs Alliance

Mr. Franklin advised the Board that Mr. Zac Jungers, Development Director of the Green Jobs Alliance was present tonight to give the Board a brief presentation on the Green Jobs Alliance and to seek approval of a resolution for the program. He asked Mr. Jungers to come forward. Mr. Jungers appeared before the Board and introduced himself. He stated that the Green Jobs Alliance was requesting endorsement of its efforts to develop an evolving energy efficiency and renewable emergency industries workforce. The Green Jobs Alliance will coordinate resourcing, training, an associated support in order to establish economic independence for individual workers, including those who seek a pathway out of poverty.

In conclusion, Mr. Jungers stated that in order to carry out its mission, the Green Jobs Alliance will apply for federal grants available under the American Recovery and Reinvestment Act. He stated that the grant must be submitted to the U.S. Department of Labor by September 4, 2009. Mr.

Jungers asked the Board of Supervisors to approve a resolution supporting the Green Jobs Alliance mission.

Discussion ensued among the Board members, Mr. Jungers and Mr. Franklin.

Supervisor Lyttle moved to approve a resolution supporting the Green Jobs Alliance mission; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

2. CIP/Invoices – High School Renovation

Mr. Franklin advised the Board that he had received correspondence from the School System requesting payments to Ballou Justice Upton Architects, Inc., Froehling & Robertson, Inc., Electronic Systems and Spectrum Industries, Inc. for services rendered relative to the high school renovation project:

- Ballou Justice Upton Architects - \$ 9,750.00
- Ballou Justice Upton Architects - \$ 60,240.00
- Froehling & Robertson, Inc. - \$ 2,346.00
- Electronic Systems - \$ 40,249.00
- Spectrum Industries, Inc. - \$ 37,899.16

Supervisor Harrison moved to authorize payment to Ballou Justice Upton Architects, Froehling & Robertson, Inc., Electronic Systems and Spectrum Industries, Inc. in the aggregate amounts as outline above; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

3. Broadband Implementation Project Submittal of Block Grant Application to the Virginia Department of Housing & Community Development (VDHCD)

Mr. Franklin advised the Board that the next items pertained to broadband and asked Ms. Rhonda Mack to come forward and give the Board the specifics of the agenda notes.

Ms. Rhonda Mack, Community Development Director, appeared before the Board and gave a brief background on the submittal of a block grant application to the Virginia Department of Housing & Community Development for the broadband implementation project in the County. She stated that as previously discussed, the county will submit a Telecommunications (Broadband Implementation) project proposal to the Virginia Department of Housing & Community Development under its Community Development Block Grant –Local Innovation Program. She

stated that funding up to \$200,000 per project is available for eligible telecommunication projects that meet the objective of CDBG Programs.

In conclusion she stated that staff was requesting authorization to proceed with soliciting funding up to \$200,000 per project. In order for the county to submit its Broadband project proposal to VDHCD, two public hearings and a resolution of support is required. The public hearings must be held during the grant development process to facilitate citizen participation and discussion regarding the proposed project. Ms. Mack stated that the deadline for submitting the proposal is September 30, 2009.

Ms. Mack asked the Board to consider the following:

- Schedule two public hearings on the Community Improvement Grant Local Innovation Program
 - Hearing #1 - September 10, 2009 - 7:00 p.m. CIG Local Innovation Program. The public hearing will be conducted by the Planning Department (this is a planning and information hearing, no action by the Board of Supervisors is required).
 - Hearing #2 - September 17, 2009 - 7:00 p.m. CIG Local Innovation Program (the Board will need to continue tonight's meeting to September 17th).

Supervisor Harrison moved to schedule a public hearing on September 10th at 7:-00 p.m. for the CIG Local Innovation Program; Vice-Chairman Seward seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion;

Vice-Chairman Seward moved to schedule a public hearing on September 17, 2009 at 7:00 p.m. for the CIG Local Innovation Program; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

4. Broadband Authority Planning Meeting & Broadband Grant Application (P.H.)

Mr. Franklin stated that the Surry County Broadband Authority was formed by the county after a duly advertised public hearing was held and a resolution was adopted by the Board of Supervisors on July 2, 2009. The State Corporation Commission issued the Authority its certificate of incorporation on July 29th which established the Authority as a corporate body under Virginia law.

He stated that a meeting of the Authority is needed to (1) organize the Authority by electing officers, (2) adopt by-laws and (3) establish a future meetings schedule.

Mr. Franklin stated that the Broadband Authority meetings could take place immediately prior to a regular Board of Supervisors meeting. A copy of the proposed bylaws is included in the Board's agenda packet for review.

In conclusion, Mr. Franklin stated that the required action was for the Board to consider approving an organizational meeting of the Surry County Broadband Authority on September 17, 2009 at 6:00 p.m. and authorize staff to provide the required public notice for such meeting.

Discussion ensued among the Board members, Mr. Franklin and Mr. Hefty.

Mr. Franklin advised the Board that Mr. Ervin Jones has resigned his appointment as the county's representative to the South Hampton Roads Resource Conservation & Development Council due to other commitments. Supervisor Lyttle wishes to recommend Reverend Daniel Baltimore to replace Mr. Jones on the Council. Reverend Baltimore has been contacted and has indicated a willingness to serve on the Council.

Discussion ensued among the Board members.

Supervisor Blount moved to appoint Reverend Daniel Baltimore to replace Mr. Ervin Jones as the county's representative to the South Hampton Roads Resource Conservation & Development Council for a four year term; Supervisor Harrison seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

IV. UNFINISHED BUSINESS

A. Appointment - Board of Zoning Appeals/Surry Election District

Mr. Franklin stated that he had received correspondence from Ms. Mack, Community Development Director, advising that term of Mr. S. Wallace Edwards, III has expired. He reminded the Board members that during your last meeting, Vice-Chairman Seward advised the Board that Mr. Edwards indicated that he does not wish to serve another term.

Vice-Chairman Seward moved to recommend Mr. Mike Holle as the Surry Election District representation to the Circuit Court to serve on the Board of Zoning Appeals for a four year term; Supervisor Harrison seconded the

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

V. PUBLIC HEARING

1. Vehicle License Tax Ordinance #09-01

Mr. Franklin advised the Board that the newspaper inadvertently did not post the second notice for the public hearing scheduled for tonight, therefore, the Board needs to reschedule the public hearing and recommended that the hearing be held on October 1, 2009.

Supervisor Harrison moved to reschedule the Vehicle License Tax Ordinance public hearing until October 1, 2009 at 7:00 p.m.; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

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.

Mr. Mike Eggleston of the Dendron Election District, appeared before the Board and asked if the county was making any debt service payments. He also talked about the solid waste collection sites. Mr. Eggleston stated that the county had provided seed money from a grant for bus services to provide transportation for county residents traveling to Williamsburg, however, he has never seen a single passenger on the bus.

Mrs. Lisa Craig of the Surry Election District, appeared before the Board and stated that she was in Richmond the entire day at an air control meeting and did not see one elected official. She stated that she had the opportunity to address the group.

Chairman Holmes requested staff to respond to Mr. Eggleston's request.

Mrs. Rollins, Finance Director, responded by saying that debt service payments are not deferred and may not necessarily be due each month.

Mrs. Bessie Sheppard of the Surry Election District, appeared before the Board and stated that she had attended the air borne meeting in Richmond today and was alarmed by the number ODEPC gave them. In regards to Hampton University using coal power plant, the university

was cited and fined nearly \$40,000.00. She also talked about Duke University fly ashe. In conclusion, Mrs. Sheppard commented that it appears that the Board was supporting the coal power plant and wondered who was looking out for the citizens.

Mr. Joseph Robers of the Claremont Election District, appeared before the Board and talked about the delinquent report. He stated that several meetings of the minutes were not on the county's web site and further, noted that in some instances in the minutes, its recorded a "citizen" appeared before the Board.

VII. CLOSED SESSION

Supervisor Harrison moved that the Board convene in closed session pursuant to Virginia Code Section 2.2-3711(A) (1), a personal matter involving the salary or other compensation of a specific individual and Virginia Code Section 2.2-3711 (A)(29), a discussion of the award of a public contract involving the expenditure of public funds where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Board; Supervisor Lyttle seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.

Vice-Chairman Seward 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 September 17, 2009 at 6:00 p.m.; Supervisor Blount seconded the motion; Supervisors Holmes, Seward, Blount, Harrison and Lyttle voted in favor of the motion.