LUNENBURG COUNTY BOARD OF SUPERVISORS
GENERAL DISTRICT COURTROOM
LUNENBURG COURTS BUILDING
LUNENBURG, VIRGINIA

Minutes of December 8, 2016 Meeting

The regularly scheduled meeting of the Lunenburg County Board of Supervisors was held on Thursday, December 8, 2016 at 6:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors Frank Bacon, Edward Pennington, T. Wayne Hoover, Charles R. Slayton, Alvester Edmonds, David Wingold, Robert Zava, County Administrator Tracy M. Gee, Deputy County Administrator Nicole Clark, and County Attorney Frank Rennie.

Chairman Wingold called the meeting to order.

Supervisor Pennington gave the invocation and led the pledge of allegiance.

Chairman Wingold requested additions to the agenda from the Board and the public.

Community Development Director Beverley Hawthorne stated that she received a request from Mrs. Patricia Harper-Tunley of Unity Road, Kenbridge, to speak regarding a potential convenience center on Oral Oaks Road. Mrs. Harper-Tunley was added as 13A.

Supervisor Bacon made motion, seconded by Supervisor Slayton and unanimously approved, to approve the below resolution for the Lunenburg Middle School ACE Team Resolution.

RESOLUTION

WHEREAS, the Lunenburg Middle School Academic Competition for Excellence (ACE) Team had a very successful 2016 Southside Middle School Conference season; and

WHEREAS, the LMS ACE team completed their first meet winning 4 out of 5 rounds scoring a total of 1,068 points; and

WHEREAS, the LMS ACE team completed their second meet winning 3 out of 4 rounds scoring a total of 822 points; and

WHEREAS, the LMS ACE team completed their third meet winning 3 out of 5 rounds scoring a total of 959 points; and

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WHEREAS, the LMS ACE team members are Ben Currin, Ethan Currin, Sterling Currin, Cassidy Crouse, Kayla Foster, Jacob Inman, Rieley Phillips, Stephen Strigel, and Madalyn Sweitzer, led by Coach Tim Fowler with added support from dedicated parents and family of the team members; and

WHEREAS, the LMS ACE team represented the County with brilliance, academic proficiency, and good sportsmanship; and

NOW, THEREFORE, BE IT RESOLVED, that the Lunenburg County Board of Supervisors congratulates the Lunenburg Middle School Academic Competition for Excellence (ACE) Team on their outstanding accomplishments during the 2016 season.

BE IT FURTHER RESOLVED, that the Lunenburg County Board of Supervisors wishes the team and coach future success next season and in all endeavors.

Adopted this 8th day of December 2016.

Administrator Gee explained the Consent Agenda included an updated July 2016 warrant letter to include two bond payments made by wire through Benchmark Community Bank. She indicated the new method of wiring bond payments bypasses the accounts payable portion of the accounting system and directly posts to the general ledger. She advised that all accountability and treasurer’s reports have been accurate, but the updated warrant letter will ensure the warrant letter matches expenses.
Supervisor Pennington made motion, seconded by Supervisor Bacon and unanimously approved, to accept the Consent Agenda to include the Minutes of the November 10, 2016 meeting, the Treasurer’s October 2016 reports and the following Warrants for Approval:

Additions for June 2016 printed in July 2016:
(for inclusion in FY16 expenses)

Accounts Payable: #52911-39, 53014-25 $ 166,803.74

July 2016 (revised):
Payroll: Direct Deposit $ 113,346.69
Payroll Taxes Federal: $ 38,850.43
Payroll Taxes State: $ 6,405.09
Payroll VRS payment: $ 27,293.87
Payroll ICMA-RC payment: $ 214.74
Debt Service wire payments: $ 468,578.19
Accounts Payable: #52940-53013, 53026-74 $ 566,804.94

July Total (revised November 2016): $ 1,221,493.95

November 2016:
Payroll Direct Deposit: $ 114,996.65
Payroll Taxes Federal: $ 39,230.74
Payroll Taxes State: $ 6,484.34
Payroll VRS payment: $ 27,541.88
Payroll ICMA-RC payment: $ 225.58
Debt Service wire payments: $ 135,821.25
Accounts Payable: #53426-53577 $ 321,894.50

Total: $ 646,194.94

School Superintendent Charles Berkley, provided a monthly report. He noted that enrollment is still up and all schools are working towards accreditation. Superintendent Berkley advised that his office and the School Board had begun work on the FY2018 budget. He plans to provide a projected date for the 2017 joint meeting in January. Superintendent Berkley presented a check payable to the County fulfilling the debit owed for the debt service payment. He shared the below resolution approved by the School Board an early pay date of December 20, 2016 for all school personnel and requested approval from the Board.

[Resolution Image]
Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to approve the resolution for an early pay date of December 20, 2016 for all school personnel.

Mr. James Abernathy, Assistant Superintendent presented the monthly financial report. He said that year-to-date expenses were slightly under budget.

Mr. Billy Smith of VDOT presented the monthly report. He advised that replacement of Dixie’s Bridge on Route 621 was almost complete and they plan to have it open on December 21, 2016. He noted that the Wallace Bridge project on Route 712 was completed and the total cost was only about half of the budgeted amount. Therefore, savings would be applied to other projects on the Secondary Six Year Plan. Mr. Smith stated that utilities were currently be moved along the Rocky Mill bridge on Route 633 in preparation for a May start date.

Supervisor Pennington asked if VDOT was prepared for inclement weather for the approaching winter season. Mr. Smith replied yes, and indicated that equipment, materials and contractors were in place for an inclement weather event.

Administrator Gee explained that Animal Friendly License Plate funds from DMV are due to Lunenburg in the amount of $105. She requested that the Board authorize acceptance and distribution of the funds to the Southside SPCA.

Supervisor Bacon made motion, seconded by Supervisor Edmonds and unanimously approved, to authorize acceptance and distribution of the Animal Friendly License Plate funds, in the amount of $105, to the Southside SPCA.

Administrator Gee advised that one of the Sheriff’s vehicles, a 2008 Crown Victoria, struck a deer in November. The vehicle was a total loss, as the value of the vehicle was $2,235 and damages were $3,349. The Sheriff requests that the Board declare the vehicle as surplus and accept the value minus the $250 deductible. The Sheriff also requests the funds be benchmarked for equipment for the new vehicles on the USDA grant.

Supervisor Hoover made a motion, seconded by Supervisor Bacon and unanimously approved, to declare the 2008 Crown Victoria as surplus and accept the value of $2,235 minus the $250 deductible.

Administrator Gee addressed the Bond refinancing RFP discussed at the November meeting. The County has the opportunity to refinance the Courthouse Facility Lease Revenue Bond (2012) to avoid a $1.87 million balloon payment in 2022 with PNC Bank. The Finance Committee and IDA Chair agree with the administrative recommendation to move forward with the negotiated rate of 1.97% offered by Benchmark Community Bank to refinance the Courthouse Facility Lease Revenue Bond. The County also has an opportunity to refinance the School General Obligation Bond (2005B), currently with Sun Trust, to realize upfront cash savings of over $165,000 with no net change in annual debt service obligation. The one-time savings may be used for essential facility maintenance. The Finance Committee agreed with the administrative recommendation to move forward with the lowest bidder, Carter Bank & Trust, offering a rate of 2.10%.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, by roll call vote, with all members voting yes, to refinance the Courthouse Facility Lease Revenue Bond (2012) with Benchmark Community Bank at a rate of 1.97% and to allow authorized signers to sign the resolution.
Supervisor Hoover made a motion, seconded by Supervisor Edmonds and unanimously approved, by roll call vote, with all members voting yes, to recommend the Industrial Development Authority refinance the School General Obligation Bond (2005B) with Carter Bank and Trust at a rate of 2.10% and to allow authorized signers to sign the resolutions.
NOW, THEREFORE, IT IS RESOLVED:

1. The Board hereby authorizes the County Administrator, with the advice and consent of the Board of Supervisors, to acquire the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, inaccurate for the purpose of providing a location for the County Administration Center.

2. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.

3. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.

4. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.

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6. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.

7. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.

8. The Board hereby authorizes the County Administrator to enter into an agreement for the purchase of the Board of Supervisors Building, located at 701 North Main Street, Bruton Township, and to enter into an agreement for the lease of the County Administration Center for the purpose of providing a location for the County Administration Center.
Supervisor Slayton made a motion, seconded by Supervisor Bacon and unanimously approved, to reappoint Mr. Sidney Smyth for another 3-year term to the Crossroads Community Services Board.

Supervisor Slayton nominated Supervisor Edmonds for the Board of Supervisors position on the Crossroads Community Services Board for a three-year term commencing 1-1-2017 and ending 12-31-2019.

Supervisor Pennington made a motion, seconded by Supervisor Bacon and unanimously approved, to reappoint Mr. Tony Trent (District 4), Mr. Walter Thompson (District 3) and Mr. Cecil Shell (District 6) to the Planning Commission for another 4-year term commencing 1-1-17 and ending 12-31-2020.

Supervisor Pennington made a motion, seconded by Supervisor Slayton and unanimously approved, to reappoint Mr. Herman Newcomb (District 4) and Mrs. Marianne Cicala (District 5) to the Lunenburg Industrial Development Authority for another 4-year term commencing 1-1-17 and ending 12-31-2020.

Administrator Gee advised that the Social Services Advisory Board would need nominations and appointments in January for Districts 1 (Gail Berkley), 5 (Gloria Allen), and 6 (Jacqueline Moore) as those serving are no longer able to do so. The Board tabled the appointments for the Advisory Board until January.

Mrs. Beverley Hawthorne, Community Development Director, provided her monthly report. She explained that she received notice from Verizon stating that the County owed $3,500 for intermodulation studies to be conducted at each of the newly constructed cell towers. Mrs. Hawthorne stated that she reviewed the lease agreement and did not find where the study and cost were outlined. She noted that she would continue to question Verizon, but asked for approval from the Board for the studies and payment. Supervisor Zava questioned if the funds were in the budget. Supervisor Hoover noted that typically the funds would come from the 911 fund. He added that the towers would not be online before the next board meeting and suggested that the issue be tabled until that point.

Mrs. Hawthorne stated that an effective date for the Event Permit Ordinance was not included in the motion at the November meeting. She suggested an effective date of January 1, 2017 with no events prior to May 1, being considered.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to approve the Event Permit Ordinance and application with an effective date of January 1, 2017 with no events prior to May 1, being considered.

Mrs. Hawthorne requested permission for the Chairman to sign a Memorandum of Understanding with DHCD as the County was awarded a Building Entrepreneurial Economies Planning Grant of $15,000. She added that the time period to complete the grant is from December 1, 2016 to June 1, 2017 and at this point no local funding is required.

Supervisor Hoover made a motion, seconded by Supervisor Pennington and unanimously approved, to allow the Chairman to sign a Memorandum of Understanding for the Building Entrepreneurial Economies Planning Grant.

Mrs. Patricia Harper-Tunley of Unity Road in Kenbridge addressed the Board concerning a potential convenience center at the intersection of Oral Oaks and Unity Road. She as well as other residents in the area are concerned because of several reasons to include, the site would be adjacent to a senior resident’s home, safety concerns, appearance, odor control, increased traffic to the area, and the increased activity of large and small animals in the area. She strongly urged the County to seek an alternative location for the site. She suggested potential locations at Jones Store and on Bagley’s Mill Road. Mrs. Harper-Tunley provided a list of questions for the Board and/or County staff. Mrs. Hawthorne stated that she would work with the Landfill Committee on responses to Mrs. Harper-Tunley’s questions.

The monthly landfill liaison report was provided as well as the total tonnage report.
Administrator Gee provided her monthly report. She noted that the updated resolution for the Piedmont Jail Authority was not included. Once all the Board member names from member counties are selected, she will present an updated copy for approval. She commented that the Commissioner of Revenue’s Office is actively working on preparation for reassessment by working through both software systems to ensure all is up to date. Administrator Gee advised that Mr. Paul Lee of Robinson, Farmer, Cox would like to meet with the Finance Committee before the January Board meeting to discuss the FY2016 Annual Audit. Mr. Lee will then present it to the full Board during the meeting. Administrator Gee reminded the Board of VCU Health Community Memorial Hospital’s request for a statement of gift intent. She recommended not to commit future budget funds over five years. Supervisor Bacon agreed, stating that several hospitals serve the County.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to enter Closed Session citing Virginia Code Section §2.2-3711A1 Personnel, § 2.2-3711A3 Acquisition or Disposition of Real Property, § 2.2-3711A4 Protection of the Privacy of Individuals, § 2.2-3711A6 Discussion or Consideration of the Investment of Public Funds, and § 2.2-3711A7 Legal Consult.

CERTIFICATION OF CLOSED SESSION MEETING

WHEREAS, the Board of Supervisors of Lunenburg County, Virginia (“Board”) convened a Closed Session Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Freedom of Information Act; and

WHEREAS, Section §2.2-3712 of the Code of Virginia, 1950, as amended, requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board 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 Board.

VOTING YES
Supervisor Bacon
Supervisor Edmonds
Supervisor Hoover
Supervisor Pennington
Supervisor Slayton
Supervisor Wingold
Supervisor Zava

VOTING NO

ABSENT

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to return to Open Session.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to authorize the transfer of the 9+/- acres of County property behind the Treasurer’s Office to the Industrial Development Authority.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to adjourn.

Tracy M. Gee, Clerk
County Administrator

David E. Wingold, Sr., Chairman
Board of Supervisors