

**Buckingham County
Board of Supervisors
Monthly Meeting
November 10, 2009**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Tuesday, November 10, 2009 at 7:00 p.m. in the Buckingham County Agricultural Center Auditorium, the following members were present: I. Monroe Snoddy, Chairman; Joe N. Chambers, Jr., Vice-Chairman; E.A. "Bill" Talbert; F.D. "Danny" LeSueur; Dr. Brian D. Bates; Danny R. Allen; and John D. Kitchen, Jr. Also present were Rebecca S. Carter, County Administrator; Karl Carter, Asst. County Administrator; and E.M. Wright, Jr., County Attorney.

Re: Quorum Present

Chairman Snoddy certified that there was quorum-seven members were present and that the meeting could continue.

Re: Call to Order, Invocation, and Pledge of Allegiance

Chairman Snoddy called the meeting to order, Supervisor Bates gave the invocation and the Pledge of Allegiance was said by all who were in attendance.

Re: Approval of Agenda

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the agenda with the following amendments:

- M-9 Consider Resolution in Memoriam to Geneva Blackwell Camp*
- M10 Consider Letter of Support for Virginia Cooperative Extension-Tobacco Grant Initiative-Commodity Storage Initiative*

- N-9 Commonwealth Considers Revisions to Six-Year Improvement Program*

Re: Approval of Minutes

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the minutes as presented.

Re: Approval of Claims

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the claims as presented.

Re: Announcements

There were no announcements.

Re: Public Comment

Cindy Oliver: Hi, my name is Cindy Oliver. 8730 River Road, Henrico County, Richmond, Va 23229. My comment is on the minutes. The minutes from the Planning Commission are not accurate. Words are left out and things are put into other people's comments that weren't theirs on the September 28th meeting. I was wondering if yall had the same problem with your minutes. Also, I ask that a public hearing be held on the application for the Catholic Seminary Institute. The accuracy of those minutes may be very important because this may end up in Circuit Court. Thank you.

Re: Road Matters: Alan Leatherwood, VDOT Resident Administrator

Mark McKissick: Yes Sir. I don't have much for you, Mr. Snoddy. I do have one thing that's coming up. December 1st, Becky probably has a notice of this, the Annual Six Year Improvement Plan public hearing this year. It's only going to be one and it's down in Richmond this year. At the highway department down there at 6:00 on the 1st.

Mrs. Carter: Yes, that is a part of your addendum.

Mark McKissick: I did get a comment from one of the employees down at area headquarters. They wanted to express thanks to Ronnie Palmore. They said he is very diligent on getting information to us about where work is needed. If yall can pass the word, I'd appreciate it. Other than that, I don't have anything.

Chairman Snoddy asked if any Board member had anything.

Talbert: Yes, Mr. Chairman. Thank you, Mark for that work yall done that improved the road on Rt. 636. I've heard so many comments on it. Appreciate it so much of yall getting that done.

McKissick: It looks different.

Talbert: Yes. A whole lot different. Can you put on your docket Rt. 633 from Curdsville to Rt. 635 sometime in the next 10 years? That needs to be done bad too. But yall did a beautiful job on that 636.

Re: Zoning Matters: Private School/Seminary: Special Use Permit

Mrs. Cobb: I just have one item for you tonight, which is the special use permit, requested by Linda Fortin for Tax Map 64 Parcel 23, on Rt. 659, Ranson Road, in the Slate River Magisterial District. The property is currently zoned Agricultural A-1. The applicant is asking for approval for a special use permit for a private school/seminary. The Planning Commission held a public hearing on September 28, 2009 and continued that hearing on October 26th. There were comments during both public hearings. The first on September 28th, there was comments asking the Planning Commission to take their time, make sure that this will benefit the County as well as the Peter Francisco Soil and Water Conservation District had concerns about Muddy Creek Dam No. 1 with anticipated concerns with increase of sediment. Since then we have received further information from the State Engineers as well as a letter I provided to you in your packets that was provided by the applicant. On October 26th, we received 3 comments during that public comment time. One spoke against and one spoke asking for more research and time to be taken on this application. There was one person that came forth in favor of the seminary and the Planning Commission decided to recommend approval with 6 voting in favor and 2 abstained. There has been some change with the conditions as talked about at the Planning Commission. Condition 6 is being added to "The areas of any roads, drain fields, pond, well orchards, vineyards, gardens and trails shall not be counted against these forty (40) acres." of buildings and parking. Also, Condition 7 was discussed, the applicant asked for less than the 400 ft. as a buffer between the adjoining property lines and the Planning Commission wanted to leave the 400 ft. The Planning Commission also asked to add Condition 12 that says "All outdoor lighting shall be directed downward and inward to prevent glare on adjacent properties and light pollution in the night sky." I put this to you at this time to decide whether you would like to hold a public hearing or make a decision tonight.

LeSueur: With the recommended conditions from the Planning Commission, I've only got 1-10. How many do you have total?

Cobb: There are 15 conditions.

LeSueur and Bates: We are missing the last 5.

Bates: I make a motion that we schedule a public hearing at next month's regular Board meeting at 7:15. Becca, if you wouldn't mind sending us the list of conditions.

Cobb: Sure, I'm sorry it was left out.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to hold a public hearing at the December 14, 2009 Board meeting at 7:15 to hear public comments on the proposed Special Use Permit for the Private School/Seminary.

Re: Charles J. Kerns, Jr., LandSource, Inc.

Mr. Chairman, Members of the Board, my name is Charles J. Kerns, Jr. I represent LandTech LLC. We own 273 acres which lies north of the County's property of Love Landfill. Chesapeake Cooperation

owned this property in past and has used an old road that went around the clearing of the old landfill, accesses about 20 acres south of Lee Branch. I've talked to the Administrator and she requested that I come before you to request access for logging purposes of these 20 acres. I am willing to have my attorney work with the County Attorney and personnel in drawing up the proper documents to maintain the road and place the road back to current condition.

Kitchen: Chairman, I move that we allow this with County Attorney approval.

Supervisor Kitchen moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve Charles Kerns to access the 20 acres of his property through the old landfill property with County Attorney approval.

Re: Sheriff Kidd: Transfer of funds

Good evening. I would like to request a transfer of funds from the drug account to the budget line for police supplies and criminal justice training.

- A. Narcotics Detection K-9 training for Deputy Erik Bryan. \$1,000 to be transferred to the Criminal Justice Training line #31200-5860.

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to approve the transfer of \$1,000 from the Drug account to Criminal Justice Training #31200-5860.

- B. Field narcotic testing kits for deputies. \$1,400 to be transferred to the police supplies line #31200-6010.

Supervisor LeSueur moved, Supervisor Talbert seconded and was unanimously carried by the Board to approve the transfer of \$1,000 from the Drug account to police supplies line #31200-6010.

Re: Sheriff Kidd: Authorization to Solicit Bids for three (3) 2010 Patrol Vehicles

Also, I'd like to request authorization from you to solicit bids for 2010 patrol cars. I'm only asking for 3.

The specifications are:

Base vehicle 2010 Ford Crown Victoria Police Interceptor (marked)

Solid White in color

Full size wheel covers

Base police prep package (65a) & power supply

One (1") inch bonding strap

3:27 limited slip rear axle

Courtesy lamp disable

Red/White map light

Six -6 inch spot light drivers side only (black in color)

Rear door handles inoperative (power locks front seat control only)

Go-Rino-Push bumper & wrap

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to authorize soliciting bids for three 2010 patrol vehicles.

Talbert: I'd like to make a comment, Mr. Chairman. I've been a member of my church for 60 years, never had I seen a pink slip in the door. Deputies came by and said the building was secured and I appreciate that. I appreciate you doing that and I hope that you are doing it throughout the county.

Kidd: Yes, sir.

Re: Gary Blair, School Superintendent: 2010 Revised Budget and Approval of the Literary Loan application.

Good evening Mr. Chairman, Members of the Board and Mrs. Carter. Before I get started I would like to formally and publicly thank Mr. Talbert for this weekend by way of the surplus sale. All together, I'd been down there 15-20 times in the past couple weeks to make sure everything was in order. I'd seen enough and I got so excited that I wanted to bid on stuff and I was out bid. We had limits. Thank you for that. We made around \$29,000 and we'll come back and ask you to adjust the budget and I'm thankful for your efforts. Thank you very much.

As you know, I'd like to request approval of carryover funds of local money, update of the Federal carry over funds, and revisions to the budget to reflect the Governor's recommendations for the 2010 budget. All of those are in the middle column.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the revised 2010 budget for the School System.

The second item is to ask your approval of the literary loan application. As you know, you did do the resolution and the next step is the application. I humbly request your approval.

Supervisor Bates moved, Supervisor LeSueur and Talbert seconded and was unanimously carried by the Board to approve the literary loan application to renovate the Dillwyn Elementary School.

Re: Consider appointment to the Old Dominion Resource Conservation and Development Council

Chairman Snoddy called for any nominations. There were none.

Mrs. Carter stated that she was the alternate.

No action was taken.

Re: Consider Request of Anti-Litter Task Force to Transfer funds

In a memo from Helen Saxon, Chairperson of the BCALTF, Mrs. Saxon informs that the Task Force has accumulated \$922.85 deposited with the Treasurer’s Office from the sale of aluminum and clothing. If approval is given to re-instate the prison pickup program, BCALTF would like to request that enough money be transferred from this into Part-Time salaries and Wages in order to cover this program. If any money remains after covering this program, or if the program is not approved, we would like to request that the money be deposited into operating supplies.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the transfer of \$922.85 from the sale of aluminum and clothing to part-time salaries and wages in order to pay for prison pickup program and any remaining from the pickup program to be deposited into operating supplies.

Re: Consider Resolution in Memoriam to the Honorable Robert Bruce Spencer, Jr.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to adopt the following Resolution in Memoriam to the Honorable Robert Bruce Spencer, Jr.

**Resolution
In Memoriam to
Judge Robert Bruce Spencer, Jr.**

WHEREAS, The Honorable Robert Bruce Spencer, Jr. departed this life on Saturday, October 17, 2009, and

WHEREAS, The Honorable Robert Bruce Spencer, Jr. is preceded in death by his parents, Robert B. Spencer, Sr. and Fannie Charlton Spencer and two children, Carolyn Ann and William Shepherd Spencer and

WHEREAS, The Honorable Robert Bruce Spencer, Jr. is survived by his wife of 54 years, Ann Shepherd Spencer; one son, Robert Bruce Spencer III and his wife, Ellen Edgar Spencer; and numerous nieces and nephews.

WHEREAS, The Honorable Robert Bruce Spencer, Jr. was a native of Buckingham County, he served in the United States Army from 1943 through 1946, was a 1947 graduate of Hampden-Sydney College, a 1951 graduate of Washington & Lee University Law School; and

WHEREAS, The Honorable Robert Bruce Spencer, Jr. began his law practice in Buckingham County in 1952. He was appointed as part-time Judge of Buckingham County in 1960, was appointed as part-time Judge in Cumberland County in 1973, became full time Judge in Buckingham, Cumberland and Appomattox Counties General District Court in 1979; and

WHEREAS, The Honorable Robert Bruce Spencer, Jr. was a member of the Virginia Bar Association, member of Whitehall United Methodist Church; member and past Master of the Dillwyn Masonic Lodge No. 315 A.F. & A.M.; member and secretary of the Buckingham Volunteer Fire Department; member and past president of the Circuit Bar Association and the Association of District Judges of Virginia; member of the Commission of Virginia Alcohol Safety Action Program and member of Brandermill Country Club where he served as a marshal for many years; past member and president of the Buckingham Ruritan Club; past member of the Buckingham Lion's Club; past district deputy of the 17th Masonic District; past high priest of the Arvonias Arch Chapter #64; and past secretary of the Buckingham County Democratic Committee; and

WHEREAS, throughout his long distinguished career in public service, Judge Robert Bruce Spencer has served the people of his community and the people of the Commonwealth with such dedication, integrity, and distinction, and will be greatly missed by all who had the honor of knowing him.

NOW, THEREFORE, BE IT RESOLVED, that the Buckingham County Board of Supervisors does, in memoriam on this 10th day of November, 2009, pay tribute to and express its highest esteem to The Honorable Robert Bruce Spencer, Jr. and extends its deepest sympathy to his loved ones.

ATTEST:

Rebecca S. Carter
County Administrator/Clerk

I. Monroe Snoddy
Chairman

Re: Consider Resolution in Memoriam to Berkley Leroy Jones

Supervisor LeSueur moved, Supervisor Talbert seconded and was unanimously carried by the Board to adopt the following Resolution in Memoriam for Berkley Leroy Jones.

The resolution was read by Mrs. Carter and Chairman Snoddy presented it to Mrs. Jones.

RESOLUTION IN MEMORIAM TO Berkley Leroy Jones

WHEREAS, Berkley Leroy Jones departed this life on October 12, 2009 at the age of 75;

WHEREAS, Berkley Leroy Jones was born on September 25, 1934 to the late Roy Berkley and Mary Harding Jones.

WHEREAS, Berkley Leroy Jones is survived by his wife of 53 years, Kathleen B. Jones; a daughter, Sharon Jones White and her husband, Butch of Dillwyn; four sons, Calvin B. Jones and his wife,

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Bobbie Jo; Lin Jones and his wife, Brenda; Troy Jones and his wife, Lisa; and Tracy Jones and his wife, Ann Marie of New Canton. He is also survived by one sister, three brothers, eight grandchildren and two great grandchildren.

WHEREAS, Berkley Leroy Jones is the retired owner of New Canton Concrete which he owned for 36 years. He was a building contractor and farmer. He was an avid turkey hunter. He was also a member of Stonewall Lodge AFandM #200 of New Canton.

WHEREAS, Berkley Leroy Jones was loved and respected by many and will be greatly missed by all who knew him;

NOW, THEREFORE, BE IT RESOLVED, that the Buckingham County Board of Supervisors does, in memoriam on this the 10th day of November, 2009, pay tribute to and express its highest esteem for Berkley Leroy Jones, and extends its deepest sympathy to his loved ones.

ATTEST:

ATTEST:

Rebecca S. Carter
County Administrator/Clerk

I. Monroe Snoddy
Chairman

Re: Consider Resolution of Memoriam for Geneva Blackwell Camp

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to adopt the following Resolution in Memoriam for Geneva Blackwell Camp.

The resolution was read by Mrs. Carter and Supervisor LeSueur presented the Resolution to Mr. Chris Hardiman.

RESOLUTION IN MEMORIAM TO GENEVA BLACKWELL CAMP

WHEREAS, Geneva Blackwell Camp departed this life on Friday, October 30, 2009 in Dillwyn at the age of 106. Mrs. Camp was one of the oldest citizens in Buckingham County.

WHEREAS, Geneva Blackwell Camp was born on May 7, 1903 in Kentucky to the late Joseph Warren and Mattie Rogers Blackwell. She was the third of seven children. Mrs. Camp is survived by a sister, Mary B. Hardiman of Buckingham and many nieces and nephews.

WHEREAS, Geneva Blackwell Camp attended Farmville Teacher’s College (now known as Longwood University) where she received her teaching degree. Mrs. Camp taught for 47 years in several counties in Virginia. She taught in the Buckingham County School System in the 1940’s. She left to teach in another county and then returned to Buckingham Schools between 1962-1970 where she retired from teaching in 1970. Mrs. Camp worked as a companion for the elderly for the past 20 years.

WHEREAS, Geneva Blackwell Camp was a member of Salem United Methodist Church in Dillwyn. Mrs. Camp is known for her tatting ability. Her work is displayed in the homes of her family, friends and also at the Housewright Museum.

NOW, THEREFORE, BE IT RESOLVED, that the Buckingham County Board of Supervisors does, in memoriam on this the 10th day of November, 2009, pay tribute to and express its highest esteem for Geneva Blackwell Camp, and extends its deepest sympathy to her loved ones.

ATTEST:

Rebecca S. Carter
County Administrator

I. Monroe Snoddy
Chairman

Talbert: Correct me if I’m wrong, but I think that at a 105 she was still doing that tatting. At church Sunday, they asked all that she had taught to stand up and I think about half of the church stood up. Remarkable lady.

Re: Consider Letter of Support for Virginia Cooperative Extension-Tobacco Grant Initiative-Commodity Storage Initiative

In a letter from Jennifer Ligon, VCE Project Associate with Buckingham County Extension: “Buckingham is involved in requesting a Commodity Storage Initiative from the Tobacco Commission. The initiative is to support livestock producers in improving their own farm feed and storage efficiency of commodities. I am enclosing a copy of the objective for the project. We are requesting that Buckingham County Board of Supervisors pass a resolution supporting this project.”

The overall objective of the Central Virginia Commodity Storage Initiative is to improve the feed and/or storage efficiency of commodities for livestock and grain producers in tobacco dependent communities. Construction of on-farm structures will enhance farm profitability and therefore benefit the region’s overall economy. Participating counties include; Amelia, Appomattox, Bedford, Buckingham, Campbell, Cumberland, Lunenburg, Mecklenburg, and Pittsylvania. Producers will have the opportunity to select between improvement practices in either hay/straw storage, feed/grain storage, or commodity feed storage structures. Livestock producers will implement improved feeding programs that will increase

production using lower input costs. The initiative will enable grain producers to implement marketing strategies to capture higher prices than available on the cash market at harvest and potentially capture new market opportunity with alternative fuels.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve a letter of support for the Buckingham Extension Service to apply to the Tobacco Commission for Commodity Storage Initiative.

Re: Consider Appropriation of \$13,191 of Grant Money to the Sheriff's Department

Memo from Karl Carter: With the help of our Information Technology Manger, Jamie Shumaker, the Buckingham County Sheriff's Office has been awarded a state grant in the amount of \$13,191 for the purchase of new portable radios. These funds have been received by the Treasurer's office. The funds do not require any matching funds from the County.

Please consider appropriating this money to line item 4-100-31200-6010 for use by the Sheriff's Department.

Supervisor LeSueur & Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to appropriate \$13,191 from a grant received to purchase portable radios to the Sheriff's Department Line Item 4-100-31200-6010.

Re: Consider Bids for Concrete Pad and Stone and Fencing for the Rt. 56 Recycling Site

Mrs. Carter stated that this was needed due to moving the site over from putting the fire training facility in.

We have two separate bids, one for the concrete pad & stone and the other was for fencing. They were bid separately.

The following bids were received for the projects of Concrete Pad & Stone and Fencing for the Rt. 56 Recycling Site:

Opened November 2, 2009 @ 10:15 a.m.

Tyson's Contracting & Excavating LLC 20950 N. James Madison Hwy. Dillwyn, Va 23936	Concrete & Stone Fence	\$23,150.00 5,495.50
W.L. Kidd 1636 New Store Road Dillwyn, Va 23936	Concrete & Stone Fence	\$26,085.60 4,000.00

Pearson Construction Inc. 485 Pearson Drive Dillwyn, Va 23936	Concrete & Stone Fence	\$26,100.00 5,656.00
Jerry L. Saunders & Son Inc. 760 Arrington Rd. Arrington, Va 22922	Concrete & Stone Fence	\$36,136.45 5,060.00

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to award the bid for the Concrete Pad and Stone to Tyson's Contracting for a price of \$23,150.

Bates: I have a question about the fencing, Mrs. Carter, is it the intention to lock the site like the one in Dillwyn and Arvonnia or is it just a perimeter fence with the opening left open.

Mrs. Carter: Just a perimeter fence at this time.

Bates: Ok, I just don't think it needs to be locked up at night.

Mrs. Carter: Not at this site.

Kitchen: I'd like to see electricity go in there.

Bates: I thought that was the plan.

Kitchen: I did too but it didn't happen.

Bates: I mean, when we got the electricity down there, it was on us to do the lights.

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to put lights up at the Rt. 56 Recycling Site.

Mrs. Carter: For clarification, the Concrete pad and stone, that bid was awarded to Tyson?

Kitchen: Right.

Mrs. Carter: Then what about the fence?

Kitchen: They were bid separate?

Mrs. Carter: They were bid separate.

LeSueur: It looks like Kidd was the low bidder.

Kitchen: I thought it was bid together, then I move to give the bid to Kidd.

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to award the bid for the fence at the Rt. 56 Recycling Center to W.L. Kidd at a price of \$4,000.

Re: Consider bids for Snow Removal for the 2009-2010 Winter Season

The following bids were received for the snow removal of the Courthouse Area and the Dumpster Sites.

Opened November 2, 2009 @ 10:15 a.m.

Tim Cox:

Courthouse	Per Event:	\$1,890
	Per Season:	\$7,500
Recycling Centers	Per Event:	\$2,200
	Per Season:	\$6,590

Talbott Wood Products

Courthouse:	Per Event:	\$ 540
Recycling Center:	Per Event:	700

(Did not bid per season)

Supervisor Kitchen moved, Supervisor LeSueur and Talbert seconded and was unanimously carried by the Board to award the bid for snow removal for the 2009-10 winter season to Talbott Wood Products for a price of \$540 per event for the Courthouse area and \$700 per event for the Recycling centers.

Re: Consider Bids for Storage Building for Solid Waste Department

Due to the requirements of the State Veterinarian's Office, the use of the storage shed by the Solid Waste Department at the Animal Pound site had to be discontinued. This building housed cleaning chemicals for the Solid Waste Trucks and other vehicle maintenance supplies. We have received three quotes for a building replacement that will be placed in a different part of the property. The bids received were as follows:

Wilck's Lake	\$3,444.99
Leonard Aluminum Utility Buildings	\$4,518.14
Buggy Top	\$2,930.00

Please consider awarding this contract to Buggy Top for a total price of \$2,930 which will include tax, delivery, and set up.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to award the bid for a storage building for the Solid Waste Department to Buggy Top at a price of \$2,930.

Re: Consider authorization of the Nineteenth Annual Community Christmas Tree Lighting Ceremony

Please consider approval to hold the Nineteenth Annual Community Tree Lighting Ceremony on Friday, December 4, 2009 at 7:00 p.m. at the entrance to the Courthouse.

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to approve the Nineteenth Annual Community Christmas Tree Lighting Ceremony on December 4, 2009 at 7:00 p.m.

County Administrator's Report

Re: Reminder of Upcoming IDA and Planning Commission Position Expirations

Mrs. Carter: I'd like to remind you and to see if perhaps this evening you may be ready to make appointments for the upcoming IDA and Planning Commission positions. They expire at the end of December, so the December meeting will still be okay. But I did want to remind you so that you can talk to your appointees.

Kitchen: I've talked to Crews and he agreed to serve another term on the Planning Commission.

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to reappoint Dabney Crews to another term on the Planning Commission for the Maysville District.

Bates: Mr. Chairman, I've spoken to Annie Parr and she has agreed to serve on the IDA for the James River District.

Supervisor Bates moved, Supervisor LeSueur and Chambers seconded and was unanimously carried by the Board to reappoint Annie Parr to another term on the IDA for the James River District.

Re: Update on the Fire Training Facility Management Committee

Mrs. Carter explained that officially she has only heard from Arvonias. But I do understand that Toga and Dillwyn have their appointments to that committee. I'm still waiting to hear from Glenmore. Once I get the official notice from all the Departments, we will begin to set up a meeting. I do urge that we do that as soon as possible because we are already getting calls for use of that building. I think we had a nice

ribbon cutting ceremony and the fire programs praised the County for their efforts in building here in the County.

RE: Town of Dillwyn Christmas Parade

You have an invitation to participate in the Town of Dillwyn's Christmas Parade. I encourage you to let them know if you wish to be in the parade.

RE: Consider Interest in Pursuing a Meals Tax Study

I bring this to you all because in talking to Delegate Abbitt, the General Assembly would have to approve for the County to have a meals tax. In some counties, it has even been put to referendum. At this time, I ask you all that if there is interest, that if you want us to do a study to see how much revenue a meals tax could bring into the County and also, if you may be interested, we need to ask Delegate Abbitt to introduce this for the County, and it could be non-binding even, to have a meals tax.

Kitchen: I think it would be a good idea if you would look into it and see what it would bring.

Re: Consider Interest in pursuing a Personal Property Late Filing Fee

Another issue that the Commissioner of Revenue has asked that I bring before you all is probability of a late filing fee. Personal Property Tax tickets have gone out and each year the Commissioner of Revenue sends out notices to all the personal property owners. If there is a mistake, that is when they would catch it. Everyone is supposed to turn the papers back in to say that they are correct. She's finding that a majority of time people are not turning those back in and then they find an error with a vehicle that has been sold or transferred or whatever, it's not picked up until they get their tax tickets. Some counties do charge a late filing fee. Our neighbor Cumberland charges a \$20 late filing fee and they find that in most cases will encourage people to turn those papers back in so the Commissioner of Revenue can ensure that the information she has is accurate and that the proper owner is charged for the correct vehicle. So I ask you all if you would like to consider that option. We could probably work to propose that fee in the next fiscal year and do that at budget time, but in order to do some research on it, I ask your consideration on that now.

LeSueur: I think that is something we need to look at. Especially now with the way the economy is, I would appreciate it if you would pursue that late filing fee on the personal property.

Kitchen: Look at it and see.

Mrs. Carter: What it is, let me make it clear, the personal property, the citizen will be charged let's say \$20 if they do not turn in their paperwork on their vehicles.

Talbert: I had a couple of constituents of mine call me, this is no disrespect against our Commissioner of Revenue, but he showed me the paper when I went up to his house, I don't know what, if you go by the Blue Book or what kind of book they use, he tried to trade the vehicle and was offered \$4,000 and he got a tax ticket for \$11,000 on a vehicle with a hundred and some thousand miles on it. Now, his

problem was, what book do you go buy? Do we approve what book the Commissioner of Revenue use, Blue Book or something the State does, because if you couldn't get \$4,000 and you pay taxes on \$11,000, that is way off market price.

Mrs. Carter: The Commissioner of Revenue can answer that.

LeSueur: Stephanie, what book do you use?

Mrs. MidKiff: We use the NADA, the January edition.

Talbert: Does that go along with the Blue Book or not?

Mrs. MidKiff: I'm not familiar with the Blue Book.

Talbert: The Blue Book is what the State of Virginia uses for cars, new cars, used cars, whatever it is.

LeSueur: I think we've been using that NADA book for as long as I can remember.

Talbert: There is no way possible that you can go down here and they say the vehicle is worth \$4,000 and pay taxes on \$11,000.

Bates: The fact of the matter is, we don't....

Bill Lewis Moss: You are not understanding. The value of that car and not knowing the mileage, that could be one thing Mrs. Carter is talking about. When you send it back, you can put your mileage on there if you send your paperwork back. This lady can't... she can't value when she doesn't know how many miles is on it.

Talbert: You think that is what the problem is. Ok, I'll get back with them.

Bates: I want to be clear, the Board of Supervisors does not tell the Commissioner of Revenue what book to use. The Commissioner of Revenue is a Constitutional Officer and does not answer to us.

LeSueur: Exactly.

Talbert: I wasn't insinuating that we tell her what book to use, but I'm simply saying that is based on what I was told, we set the fee, \$4.05 for the Commissioner of Revenue to go by.

Re: Anti-Litter Prevention and Recycling Program Grant

Department of Environmental Quality grant award of \$5,755 has been approved for the County of Buckingham Litter Prevention and Recycling Program activities for the period July 1, 2009 to June 30, 2010. We had a carry forward of \$397 for a total of \$6,152 available this year for the program. We need the County to take action to carry over that money.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve to carry over the \$397 for the Litter Prevention and Recycling Program.

Re: Letter from Filmer Hevener, President Lower Francisco Fire Association

I have received a letter from Filmer Hevener, who is President of the Lower Francisco Fire Association, again wanting the Board to continue to support funding for the Lower Francisco Fire Association.

Allen: Wouldn't that need to be entertained at budget?

Mrs. Carter: Right.

That's all I have at this time for my report.

Re: Other Board Matters

Chambers: Mr. Chairman, I have a Board matter. I have a letter from the employees of the Courts that have declared these days for the holidays: they are closed at noon on Wednesday, November 25th, 26th and 27th close all day. They also close Wednesday, December 23rd at noon, all day on December 24th and 25th and for New Years, December 31st and that Friday. I make a motion that we do the same.

Supervisor Chambers moved, Supervisor Talbert seconded and was unanimously carried by the Board to grant the holiday schedule for their employees to be the same as the Court's schedule and listed above.

Re: Commonwealth Considers Revision to Six Year Improvement Program

No action needs to be taken on this. It is just information regarding what Mark was talking about. The public hearing on the VDOT 6-Year Plan is on December 1st at 6:00 at the VDOT Central Office in Richmond. If you have any comments that you would like to make, you can give them to me or if anyone cares to appear before the Commonwealth Board we can make arrangements to do that.

Re: VACo Meeting

Chairman Snoddy: The VACo meeting was attended by Karl Carter, Mrs. Carter, Bill Talbert and myself. It was a very good meeting. Just to give you one or two things about it. The Budget 2010 Session at the General Assembly, the responsibility of holding a public office, health care reform, saving money through regional cooperation. These are some of the topics we looked at. Supervisor Talbert, do you have any comments about the meeting?

Talbert: I'd simply say that this Emergency Management Program that they have some grants that the gentleman from Richmond talked about that might be available. Delegate Landes from Albermarle area, he said that this year is not going to be easy with the budget like it is. Money is not there and there is going to be a whole lot of work to get the budget to work out. I did bring up before him, the same thing

I talked to the state with on this wheels tax legislation that the County should come back and put \$1, \$2, \$3.00 and put the County with \$5 per wheel and that money should have to go to unpaved roads. In one County, in a few years, they paved all their unpaved roads, that's all that money goes to is unpaved roads. But he's interested in that. I talked to him about that, so I am going to reissue that to my Delegate and see what they do with that. It's got to be approved by legislature and brought back to the counties. The County can approve it or not approve it.

Chairman Snoddy: Thank you for that. Mrs. Carter?

Mrs. Carter: I thought it was a very good conference this year especially with the hard times. They are not making any promises that they can't keep so we didn't get a lot of good news. We did find out where there might be some grants available and learned more about the stimulus money. We did get to split up and cover all the sessions for the day. But I think that generally that Mr. Snoddy and Talbert pretty much covered what we learned there.

Talbert: I might add that we had Senator Connolly, he said this, he was a supervisor before he ran for United States Senate. He said that every citizen in every County should have to sit on the Board of Supervisors. Then you would understand where we sit and you as citizens, we do the best we can. That way people would have a thorough understanding. That's not going to happen but I kind of liked what he said.

Mrs. Carter: In one of the sessions I attended was on revisions to the retirement. As we know they are looking into the retirement and there are some proposed changes. We can watch what happens with that. They are saying that they had a 21% loss so they are looking at changing some formulas. I did pick some pretty good information on that. None of which of course has been approved, we did have a very informative meeting on that.

Talbert: One other thing, Hugh Rosser of Campbell County, they gave him a plaque for 50 years of service on the Board of Supervisors. When he finishes this term, it will be 52 years on the Board. Longest serving Supervisor in the history of Virginia.

Mrs. Carter: Supervisor Bates was acknowledged for 10 years and Vice Chairman Chambers for 20 years service.

Bates: I don't think I have 40 more in me.

Re: Executive Session

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to enter into executive session under the following code:

Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body. (Code of Virginia, as amended, Section 2.2.3711.A.3)

Re: Return to Regular Session

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to return to regular session.

Re: Certification of Business Discussed

Supervisor Bates moved, Supervisor Talbert and Kitchen seconded and was unanimously carried by the Board that to the best of each Board member's knowledge only business matters related to the code of which the executive closed meeting was convened was discussed or considered in the executive session.

Re: Action taken as a result of Executive Session

There was no action taken as a result of executive session.

There being no further business, Chairman Snoddy declared the meeting adjourned.

ATTEST:

Rebecca S. Carter
County Administrator/Clerk

I. Monroe Snoddy
Chairman