

**Buckingham County
Board of Supervisors
Monthly Meeting
September 14, 2009**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, September 14, 2009 at 7:00 p.m. in the Buckingham County Agricultural Center Auditorium, the following members were present: I. Monroe Snoddy, Chairman; Joe N. Chamber, 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 a quorum-seven member present and that the meeting could continue.

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

Chairman Snoddy called the meeting to order. Vice-Chairman Chambers 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:

L. Department/Agencies: Appointment, Requests, and Presentations

6. Karl Carter, Asst. County Administrator: Streetscape Enhancement Project
Request to work with CRC for Grant Agreement to apply for additional funding

N. Other Items for Board Consideration

6. Consider approval of price to repair oldest Recreational Department lawnmower from Scottsville Power Equipment
7. Consider approval to solicit for bids for 6,000 square feet of #21 gravel @ 8" (approx. 290 tons) of at Rt. 56 dumpster site
8. Consider Parking of County Vehicles

O. County Administrator's Report

5. Update on Governor Kaine's September 8th budget reduction strategies

Re: Approval of Minutes

Supervisor Kitchen moved, Vice-Chairman Chambers seconded and was unanimously carried by the Board to approve the minutes as presented.

Re: Approval of Claims

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

Re: Approval of Second Quarter Appropriations

Buckingham County
FY 2009/2010
First Quarter Appropriations

| | |
|------------------------------------|--------------|
| General Fund | \$ 1,543,651 |
| Water Fund | 280,855 |
| Sewer Fund | 572,764 |
| Capital Improvements Fund | 36,250 |
| VPA Fund | 681,053 |
| ***Courthouse Debt Service | 585,916 |
| Schools: | |
| Instruction | 3,939,554 |
| Adm/Attn/Health | 243,833 |
| Transportation | 473,616 |
| Operations | 537,378 |
| School Food Services | 34,258 |
| Capital Outlay | 218 |
| Cafeteria | 306,333 |
| Technology | 204,206 |
| Debt Service for School Renovation | 175,500 |
| **Debt Service High School | 315,401 |
| **Debt Service Middle School | 985,320 |

**Actual Budget Numbers

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the above Second Quarter Appropriations for FY 2009/10.

Re: Announcements

Allen: I've got one announcement. I've talked to some folks that are doing the hiring down at Bear Garden and it looks like we might have a bit of a drug problem in Buckingham. One third of the people that tried to get a job failed the drug test. I'm trying to get all the numbers, right now they say it's one third.

Bates: All the applicants aren't just from Buckingham though, correct?

Allen: They are supposed to be in a 15 mile radius.

Re: Public Comments

Henry Howell: My name is Henry Howell, I represent 6 property owners whose property is being condemned by Columbia Gas of Virginia. I delivered some paperwork that came from the Virginia State Corporation Commission relating to whether they are required to do environmental testing for the 13 ½ mile pipeline that they are doing for VEPCO. My clients live on the James, near route 15. They are Daniel J. Holm and Mary J. Scrupe; Donald R. Jones, Jr.; Charles W. Hickey, Jr.; and Sally K. Hickey and William Clyde Martin, Jr. Christian B. Martin and Eric B. Martin. The history of the pipeline is that Tenaska initially got the certificate and this pipeline would be built under supervision. Vepco bought the certificate from Tenaska to have a power plant, which is included in this project, with the 13 ½ mile natural gas pipeline. During Vepco's application process, they made representation that they were going to contract to build it; they wanted to own it off the Transco Pipeline off of Rt. 20. Columbia Gas intervened saying this is our territory, we are going to build it. Columbia Gas in agreement with Vepco took over the construction of the 13 ½ miles of pipeline under their franchise that the State Corporation Commission had given them. Columbia Gas at this point is asserting the position that this 13 ½ mile pipeline is an ordinary extension in the usual course of business. That allows them to circumvent the certificate of public convenience and necessity filed before the State Corporation Commission which has special laws governing transmission and distribution of natural gas line. There must be a special announcement declaring public safety. They are attempting right now, before State Corporation Commission to get a ruling from them that they do not need to do the environmental due diligence. Including in the packet is a letter from Dr. Martin Chapman who is the leading Seismologist at Virginia Tech and he has indicated the earthquake history in this area and has urged that environmental due diligence does need to be done for this pipeline through this area. This route may be the safest route but we don't know because Columbia Gas is attempting to circumvent all the environmental due diligence that this pipeline requires. I think this is a matter of interest but this is going on right now. They are condemning property the first time for this property. This is not an ordinary extension. That by itself makes it not an ordinary extension. But still they persist. Our position is sited in the paper. I know that managing corporate partners equal citizens, property owners are viewed and we want to make sure that our corporate partners are doing the right thing in public interest and are taking fully in account, public safety. If I can answer any questions, but I wanted to make sure that you

were familiar with the materials and the relevance of them. We hope that Buckingham County will take an interest.

Chairman Snoddy: You say that this is under litigation now?

Howell: Well there are 4 condemnation acts pending in the Circuit Court in Buckingham County. The owners are in the position that they should not do it until they do the environmental due diligence and get certificate of public convenience and necessity. Courts should not entertain the condemnation. But it is also pending right now before the State Corporation Commission where Columbia Gas is seeking a ruling from them that this is simply an ordinary extension and they need not engage in further environmental due diligence with special interest on the earthquakes and geological aspects. It just simply has not been studied. It may be the safest route, but it may not. But, should something happen down the road, and due diligence hasn't been done, we are sort of second guessing. They had an explosion not too far from here on the natural gas line.

Talbert: Mr. Chairman, if you would permit me. But that pipeline has been in there 60 years. When it blew up, all of our fire departments went to that fire. It's been there 60 years and I think that is a good record.

Howell: This pipeline that they are building is going to be there forever.

Talbert: Those are too. As a matter of fact, there are 4 in there that come through Buckingham.

Howell: We are only asking that a study be done on the geology so make sure this route is the safest. Because it hasn't been looked at.

LeSueur: So your issue is the environmental alone?

Howell: My issue is that they should go for the certificate process for all stake holders who participate before the State Corporation Commission and whether the certificate should be granted and all the safety issues, they are demanding things from this County. Paying more for training and more equipment to anticipate an explosion. I don't know, but things are being given by the County to Columbia Gas of Virginia. What's being extracted back? How about making sure that you study whether this is the safest route? Can you do that?

Chairman Snoddy: Since this under litigation, I don't think we should discuss this.

Howell: Thank you for your attention.

Re: Road Matters

Mark McKissick: Alan couldn't be here so I'm standing in for him. I have nothing to report. But I will take any questions or comments.

Talbert: I would like to make one comment. Mark, your employees had quick response down there at Andersonville shop. Someone had stolen the stop sign up there on Rt. 636 and 640. Mr. Ragland said he would take care of that. I called there at 10:00 and by 4:00 the sign was up. I appreciate that.

McKissick: I like hearing that. I'll let them know that.

LeSueur: Mark, I said something to Alan the other day about some tree trimming at the intersection of Rt. 650 where 668 comes out on 650. It's hard to see down the road when you come up to the end of the intersection. If you could check on that for me I'd appreciate it.

Re: Resolution regarding changes in the Secondary System of State Highways

McKissick: I saw this on the agenda and I don't have any idea what that's about.

Mrs. Carter: This is something that Daryl Edwards sent to Jennifer. He said that this should be an item on the agenda to be addressed during the Road Matters. We hoped that you all would be able to explain it further. What I understand is that a resolution for an addition to secondary system of state highway. There are several. Ridge Lane, State Route Number 1040; Bolling Place, State Route Number 1041; Forest Pass, State Route 1042; Beaver Lane, State Route Number 1043; and Beaver Place, State Route 1044.

Chambers: I say we table this until we can get more information.

Supervisor Chambers moved, Supervisor Talbert seconded and was unanimously carried by the Board to table this matter until further information could be received.

McKissick: Do you need any information, I know a little bit about it. There are 2 sections of that subdivision out there on Rt. 20. How much information do you want?

Talbert: The only thing I have question about is this something that the State will have to put on the 6 year plan or not?

McKissick: No sir. They were built to state standards. They've been paved.

Mrs. Carter: It is in the subdivision ordinance that they have to be built to state specs.

Kitchen: My problem with it is why are we going to take more into the system when we can't take care of what we've got now. I don't think a lot of that.

McKissick: It's a State law.

LeSueur: It's in the code. We don't have a choice.

Kitchen: Well I say I'd like to go out there and look. I haven't had a chance to go out there.

LeSueur: That's fine.

McKissick: These are the ones down there at Little Georgia Creek.

Do you want me to get more information? We have folders and folders.

LeSueur: Whatever you can get it us. Something that we can use to make a good decision on this.

Bates: Mark, am I right to assume that if VDOT prepares a resolution, that this meets all your minimum specifications?

McKissick: The standards to those roads.

Bates: I'm not sure what other information you will need to provide. I can't imagine you all wanting us to approve a resolution if it wasn't up to code.

Mrs. Carter: In approving the subdivision, like Forrest Ridge, it has to meet State requirements; it's saying that we agree that the state take them into the system.

Bates: One question, are there any financial ramifications if we do not act on this tonight?

McKissick: No.

LeSueur: Does this go into the maintenance money that the state has?

McKissick: Our portion will actually increase. But overall will be the same, but be a little more in maintenance.

Re: Planning Commission Work Session Update

Rebecca Cobb: Good evening. Tonight I just have an update for you. It was a while ago that we adopted our Comprehensive Plan and you all directed the Planning Commission, E.M. and myself to work on looking at the Comprehensive Plan and updating the Subdivision and Zoning Ordinance to match all those together and make it work. So it has been quite a large undertaking and we've gotten some of the most important things done and we hope to bring that to you in the next month or two. We are hoping to do this in stages and little chunks and hopefully get things updated. I wanted to make you aware that we are working on it and we should have something to you soon, in the next month or two. With that said, to give you an additional comment that I didn't include in my memo to you, the subdivision ordinance had a condition in it that says that you are not suppose to circumvent the ordinance by a bunch of minor additions, and to date that has been hard to keep track of and monitor and prevent it on a consistent basis. I had a case that came up recently that I did notice that the person was circumventing and I had sent them a letter letting them know that they are not allowed to do that. I expect them to be coming forward

asking to rezone to do the divisions that they want. In the meantime, I'm trying to develop a data base in a way of tracking this so we can catch this a little bit better in the future. I just wanted to make you aware of that.

Re: Gwen Tyler, Virginia Department of Forestry: Annual Report

Mr. Chairman, Board members, Mrs. Carter and fellow citizens,

It is a pleasure to come before you tonight to give you an update on forestry activities in Buckingham County and some of the things the Virginia Department of Forestry has been doing.

As you are aware, we work with private forest landowners to help them manage their timberland. We are also responsible for inspecting logging activities with regards to water quality on all forest land in the county as well as helping to control wildfires that may occur.

While there has been a lot of forestry activity going on in the county, this year was not quite as eventful as last year was, especially with the fire situation. I think the biggest change this year has been the number of acres where timber harvesting has taken place.

According to our timber harvesting notification records, for the time period from July 1, 2008 to June 30, 2009, there were 177 logging jobs. This is about a 10% increase over last year. However, the most significant change is in the number of acres where timber was harvested. The total acreage jumped from 6,600 last year to over 11,400 for an increase of about 4800 acres or approximately 72%.

I think several things helped to spark this increase in cutting. One is that because of the economy, some landowners cut their timber to generate money to pay their bills. In a lot of cases, the timber was at the age where it needed to be thinned. In other cases, where the land was sold, the new owners cut the timber to help pay for the land. I'm sure there were other reasons as well.

On about 30% of the tracts where harvesting took place, the cuttings were thinning instead of clear cuts. This amounted to about 40% of the acres cut. A thinning is where a logger removed the less desirable trees to make room for the better quality trees to grow, and therefore extending the life of the stand.

Approximately 25% of the harvested clear cut areas have been replanted with pines. The remaining areas will either be planted back this winter or left to regenerate naturally with what ever species are growing on the area, most likely hardwoods.

This year there were 33 tree planting projects done by private landowners on over 1500 acres of land. Most of the trees were loblolly pines, but approximately 30 acres of shortleaf pines were planted. Keep in mind that timber company land is not included in these totals. Much of that land was planted as well.

Three landowners planted hardwoods on a total of 11 acres. We are often asked why more hardwoods are not planted. There are two primary reasons. One is that it is very expensive. In order to plant the trees properly it costs the landowner over \$500 per acre. The other reason is that it takes 50-60 years or more for a landowner to make a return on his investment. So unless a landowner is planting the trees for the next generation or has an objective other than growing the trees for income, most landowners don't want to plant them. If left alone, many areas will regenerate naturally with hardwoods without any efforts on the landowner's part.

In addition to tree planting, timber stand improvements work was done on approximately 3800 acres. This includes work from pine thinning, hardwood brush control, and one of our newest programs, the Pine Bark Beetle Prevention Program. This program assists landowners with precommercial thinning in overstocked pine stands. Funds are provided through the US Forest Service to reimburse a landowner up to 60% of the cost.

Unlike last year, we had a relatively light fire season this spring. So far we have had 12 reportable forest fires that burned approximately 26 acres. A combination of favorable weather conditions, quick response time, and the general public being more cautious when conducting burning operations, has contributed to the low number of acres burned this year. However, the fall fire season is just around the corner. It officially begins on October 15th and extends through November 30th. We would like to remind everyone that fire conditions can change quickly this time of year, especially when the leaves begin to fall.

We still have our fire departments assistance grants available to help with the purchase of certain types of fire equipment. Two of our departments received grants this year.

The dry fire hydrant grant program is still available to help with the installation of hydrants in areas where the public water supply is not available. If you know of a pond or other suitable area where one could be installed let us know.

A number of localities across the State are looking at ways to reduce the threat of wildfire in subdivisions. Last fall, we presented information to the planning commission for their consideration of things that could be included in the new subdivision ordinance. While this is still a work in progress, when applications for new subdivisions come in, the Planning Commission reviews them with fire safety in mind. They are encouraging developers to consider fire safety when making their plans.

As the number of developments and woodland homes increases with the growth in population, the threat of wildfires will increase. We can help reduce the threat by encouraging homeowners and developers to make the area around their homes fire safe and educating them about fire danger.

With regards to forest health, we have not seen much pine bark beetle activity. With the exception of a few homeowners, there also does not appear to be much activity from Gypsy Moths this year. This has not been a problem in the forest but it is a concern for home owners especially if they have oak trees in their yard.

There have been a number of questions recently regarding how the State budget will affect our agency. We don't have a lot of details yet. It is my understanding at this time, that some of the changes will involve a reduction in cost share incentive payments for reforestation work, there will be a change in work schedules such as going to 4-10 hour work days, and we will lose several full time positions within the agency. There are other budget reductions, but these are things that will have some impact on our services to landowners in the County. However, we will continue to try to meet requests for assistance as best we can and fire emergency work will remain a top priority.

In the uncertain times we live in and with the down turn in the economy, it is important that we all work together to keep our forests healthy and productive. We have a lot of good people in Buckingham who play a role in managing our forests in such a way that they can provide jobs, income for landowners, habitat for wildlife, clean water, and opportunities for recreation. From the landowners, to the loggers, the county planners, the volunteer firemen, and local citizens we all have an opportunity to make a positive impact on our forests so that they can be a productive renewable resource well into the future. It is vital to our local economy as well as our environment.

Thank you for your time. If we can be of any assistance to you please let me know.

Re: Tom Zaebst, Virginia Department of Forestry: Presentation of Annual Proceeds

Tom Zaebst: I am Assistant Manager of the State Forestry. It's been a little while since I've been here to speak to yall. Just for a quick things on how things are going on the Forest. You've already been informed about the timber market. We do a lot of things as Gwen mentioned before me. We are having a bit of nail biting times ourselves with budget cuts coming out of Richmond. Other than that. We are still here. We are still doing our best to be good Foresters. Do you have any questions? Well, I've got a whopping check for \$23,490.34 for you.

Re: Ruth Wallace, VA Cooperative Extension: Introduction of new staff member

Ruth Wallace: Good evening. It's a pleasure to be here tonight to introduce to your our newest staff member, who is Jennifer Liggon. Just a little background on her position, each year the Board of Supervisors appropriate money in the Virginia Cooperative Extension budget to pay 1/3 of each full time extension agent's salary. As you know the state's budget crisis is upon us and there is a state hiring freeze and our position has been vacant since November 2007. With the state hiring freeze, we didn't have any money to put toward hiring a full time position and so this Board allowed up to use the 1/3 that is appropriated toward that position to hire a part time person. Jennifer Liggon started in July. She is studying Agriculture and Natural Resources with specialty in Animal Science and she works 21 hours per week. Thanks very much for allowing us to hire and we are very glad she is here.

Jennifer Liggon: Thanks very much. It's a pleasure to be able to work with you.

Re: Kevan Danker, Asst. Executive Director of Jaunt: Annual Report

Kevan Danker: Thank you for allowing me to present our Annual Report to you. With your generous support Jaunt has had a very successful year in Buckingham. We look forward to continuing working with you to make sure that everyone has the transportation they need throughout Buckingham. The commuter route to Charlottesville continues to be Jaunt's most successful route. Thanks to our larger bus, we are able to meet all the requests to ride and we are not turning down folks like we used to which is a good thing. With the addition to the second route, we have seen a record ridership in Buckingham. We are really glad about that. We've added Buckingham Health Connector route this year. With funding from a one year program, this grant brings people from Albermarle and Fluvanna County into the Central Virginia Community Health Center. We've been able to provide this service from those Counties as well as from Buckingham Residents also. In addition to taking them to the Center, in order to help the economy of Buckingham by bringing seniors from the other counties into Dillwyn to shop. We are glad to see some of those folks coming into Buckingham. Jaunt's year was extraordinary, system wide also. We've had outstanding performance with a record year for the third year in a row. We are working with the passengers to reduce the number of no shows. Despite the gas prices, and several other challenges, we were able to finish the year within the budget. We had 20% reductions on preventable accidents. Which we feel is extremely important to providing safe service to our citizens. Also the employee turnover was fourth time in a row at an all time low. Dropped all the way down to 5%. Buckingham actually from day one has been at low rates. We've been able to give our Buckingham employees an award because we have great employees from Buckingham. Some of them are that we are very proud of is Mary Scott, William Chambers, Pat Ayers, Bianca Chambers-Reed and Orelia Bowman. We are very proud of these drivers. As you can see from this past Saturday, we had awards ceremony, many of them received awards. Our top award for all of Jaunt went to Mary Scott who drives the most popular commuter routes. Our staff is traveling from county to county spending a significant amount of time meeting with agencies to try to figure out what their transportation needs are and then work through to figure out where they are the most efficient and effective means of transportation are, it might be Jaunt or it might not be. Peter Holmes is going to be contacting some of the folks from other counties and they are going to sit down and basically, he's a planning consultant to sit down and work out their transportation needs and then create a guide for each county. So you can look forward to that in the future. We also would love to have another Buckingham representative on the Board of Directors. That is something for you to think about for you guys. We did have one for a while. We are sending the reports to Rebecca on a monthly basis. If you guys know of anyone who would be good in that position. Other counties have representatives on the Board that we serve and we would love to have someone from Buckingham too. There is going to be some upcoming school construction that we heard through the grapevine, we have one of our stops at that school so we might be...if the construction starts taking over where we park, we may need to find a new location. We would appreciate help to find another effective location. Lastly we are working on a plan. Emergency Management Plan, what we'd like to know is if there is any way possible that we could rely or

work with Buckingham for fuel depots that you guys may have to provide Jaunt vans providing service in Buckingham. We will pay for this but for planning process we are working with all counties to find an alternate means for fueling, as you all know, emergencies happen the first thing that gets shut down or limited is the private fuel or fueling stations. So if that shuts down, then we shut down. It will be only for emergency situations. We would like to invite you all to come out and visit us. We are right off of 64; you can see us from the interstate. We would like for you to come by and see our operations and how we run. The automated system that keeps us running efficiently. We also like to invite you to hop aboard one of the vans. You guys ever have the opportunity; you can ask if there are any rides you can ride on such and such a date. Feel free to give us a call. We'd love to have you just ride and get a feel for our service and how it works. Do you have any questions at this time?

There were none.

Re: Jamie Shumaker, Information Technology Manager: Report on Radio Coverage

Jamie Shumaker: I was asked to take a look at the issues with the Toga Volunteer Fire Department was facing when it comes to radio coverage. I've come up with several different approaches to this.

The first issue is that the Dispatch Center and the Toga Fire Department coordinate to operate on fire and rescue 2. This will be no cost to the County to operate on Fire and Rescue 2. It would be better coverage but some of the concerns I have would be inoperability, once you switch to Fire and Rescue 2, unless the other fire departments switch, they would not be able to communicate. Inoperability will be a problem with that approach.

The second is Antenna service; we could move that up another 50 feet. The topo maps that you have in front of you, does not show much of a benefit to me. The tower at Toga would have to come out and a new structure would have to be built. So the costs would outweigh the benefit.

Third, Fire/Rescue 1 channel could be added to Kyanite Tower. That would benefit. What we could do with that would basically only benefit the Toga area; the other sites have the rest covered. The only thing you are doing is providing the Toga site with Fire/Rescue 1.

The fourth option I have looked at, Cybercast is where we replace the current locations with transmitters. That way we can send and receive from each location instead of receive only.

That is some of the possibilities that I've looked into. I look for your direction as to which way you would like me to approach the issue.

LeSueur: What kind of cost does #4 have?

Shumaker: We would have to get permission on some of the structures unless we can find a cell tower that we can get on. I think that the tower would need to be in an area right around there. The structure that we have now, 8 ft monopole at Glenmore and at Toga will not suffice.

Bates: Is the cybercast the same thing as a repeater?

Shumaker: Yes, same thing.

Bates: Is that, given the size of the county and the different topography that we have, of the options you have listed, is that the best solution to resolve the communication issue?

Shumaker: That's definitely the best solution, for the entire county not just one fire department.

Bates: What would the next step be in terms of you to assess costs, what it would take to do this thing?

Shumaker: We need a cost analysis of course. But the main thing would be going around each of these towers and do a topo map to find out what we need in that area. We might be able to get on Kyanite. We need to do a study of what coverage we have.

LeSueur: We had some information given to us by the cell tower, will that help you any?

Shumaker: Yes, that helped with the topography. They had a lot of new additional towers; I don't think that's necessary. Looking at the study I've done, I think that is overkill.

Kitchen: We have the opportunity to get on all the towers.

LeSueur: All the ones that get built.

Talbert: I appreciate you looking into this. Former employees, this came up, Toga was supposed to get a repeater we ended up with a receiver. We didn't get what we were told we were going to get, so this is what brought this on. I just appreciate you looking into this.

Shumaker: The Toga site is just not feasible for the land area. We need something that is going to be a transmitter.

LeSueur: We've got a lot of issues. We have major issues.

Bates: We've had them back 20 years ago, when we had radios in the truck it wasn't that much an issue but they don't even make that anymore.

I make an issue that we task Jamie with developing a plan for implementing a system countywide and bring that back to us with a cost estimate.

Bates: Will that benefit the fire and rescue, will that benefit the Sheriff's Department also.

Supervisor Bates moved, Supervisors LeSueur and Talbert seconded and was unanimously carried by the Board to task Jamie Shumaker with developing a plan for implementing a system countywide and bring that back to the Board with a cost estimate and include Sheriff's Department.

Re: Jamie Shumaker, Information Technology Manager: Proposed Buckingham County Technology Use Policy

Shumaker: The other thing is the Technology Use Policy.

LeSueur: Whoever did that did a nice job.

Bates: Has this completed the County Attorney review and is ready for action tonight?

Mrs. Carter: No, we do not have the county attorney review yet. We do not have to have a public hearing, this is a policy for your consideration and we'll be bringing it back. We are also working on a Technology Manager policy.

Re: Fire Training Facility Committee Report

Mrs. Carter: Yes sir. I'll comment on that. The committee consisting of Supervisor Talbert, Supervisor Chambers, myself, Karl Carter and the County Attorney met and Mr. Don Brown who is our Division Fire Chief met with us also to give us some input on how some other fire training facilities are operated and how they are managed. What this committee talked about, several issues, management of it, it was decided that the committee would like to bring it to the Board of Supervisors that a committee be appointed that would consist of four fire, a member from each fire department, Karl Carter, Asst. County Administrator; Kevin Flippen, our Emergency Services and 911 and Tommy Ranson as our General Properties Supervisor.

Talbert: Can I correct you on one thing? That's four fire chiefs of each fire department.

Mrs. Carter: It was further discussed that the County would continue to own the building, provide insurance and maintenance on the building. The committee would be responsible for the day to day operation and training provided at the burn building, with the exception that the Emergency Service Coordinator would be the contact for use of the building and keep a calendar of scheduled events.

There are more things that need to be incorporated into the management of it. For instance, you all want to appoint a committee and let that committee move further and bring back a management plan to you all. I was thinking more about this myself, I was wondering, Mr. Carter would not be a voting member of the group, but I was wondering if you all would consider that there would be an alternate from the fire departments so that someone from the fire department would always be represented. And how would you like to handle if the fire chief does not want

to serve on the committee. Would the fire chief appoint someone or does the whole fire department appoint one.

Kitchen: I think the full fire department.

Snoddy: I think that is what we need, an alternate so someone would need to be there.

Kitchen: I think this is a good start. We can see what they come back with.

Bates: So where do we go from here?

Mrs. Carter: That's what I'm asking you all. If you agree to request fire departments to appoint their fire chief and an alternate or a fire member and an alternate. Would then that committee involve Mr. Carter, Mr. Flippen and Mr. Ranson work to bring back a document to you all. Everything would come back to you all for your approval. The Protocol. Most of the Protocol except for the fire programs document that was presented to you all several months ago, those procedures would have to be followed.

Talbert: I went to Goochland, and Kenneth down there gave some good information. Their procedures and protocol, once the committee from the fire departments and the county were established, then they would set the protocol, of course you would have qualified people to run it, but other than that, what procedures, what each fire company that comes here would be expected of, and that would come under that committee.

Mrs. Carter: We would give the information provided and incorporate it into the management plan.

Kitchen: All of it would be done as we go. Why don't we ask for the fire chiefs and an alternate?

Mrs. Carter: That would form the Fire Training Facility Committee.

Supervisor Kitchen moved, Supervisor Talbert seconded that the fire chiefs and one alternate be on the committee.

LeSueur: I have one concern. I know that this is putting a lot of added responsibility to the emergency services coordinator being the contact for the use of this building and scheduling all these events that will be taking place, is he going to have time to be doing all of that?

Mrs. Carter: Well, we have to have a place where there is someone they can call to schedule an event and that was the best choice. They can call our office, if he's not there, we can try to handle it for him. There had to be a contact place.

LeSueur: And it will be a place if he's on vacation.

Mrs. Carter: They can call the Administration office with him more or less heading it up.

Talbert: Goochland has a paid man and that's all he does is fire and rescue. That makes a difference.

Bates: Are the emergency services coordinator and properties and ground manager voting members of the committee.

Mrs. Carter: I believe that we discussed that they would not be. Karl would not be a voting member. We don't want any county staff to be a voting member.

Bates: The other question I have, if the fire departments are going to have chief and an alternate, rather than have an alternate, why not have a chief and one other member so there will be broad representation.

Kitchen: If the chief can not be there?

Bates: No what I'm saying rather than an alternate, why not a chief and another member. They both participate in the meeting.

Kitchen: That way there will always be someone there.

Mrs. Carter: I think the way this reads, Mr. Carter will only vote in the event of a tie. If you have two representatives from each fire department, then that's eight.

LeSueur: Just for clarification, it says in one paragraph in here that the county will establish the rules and policy of the committee and how the building would be used, in conjunction with the fire departments, is that that the county establishes the rules and policies of the committee and also the county decides how the building will be used or the county can permit?

Mrs. Carter: I think what Supervisor Talbert at the meeting that they want the county to have control of it, but I think that since this is a fire training facility, the fire members should look at how it should be run because they will be the committee operating it. The Board would vote on the policy.

Kitchen: At this point and time, we just need to form the committee.

Mrs. Carter: Let them sit down with the information we have collected and they come up with a document for you all.

Bates: Since we've amended this a little, I want to be clear, we are talking about 2 representatives from each active fire department, assistant county administrator, emergency services coordinator and general properties manager, being nonvoting unless it's a tie, then the assistant county administrator be the tie breaker.

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to appoint a committee of 2 members from each fire department, the Asst. County Administrator, Emergency Services Coordinator and the General Properties Supervisors with the Asst. County Administrator, Emergency Services Coordinator and General Properties Supervisor being non-voting members, and the Asst. County Administrator voting only in the event of a tie for the Fire Training Facility Operating Committee.

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

Mrs. Carter: I have a letter there from Eugene Morris, Chairman of Old Dominion Resource Conservation and Development Council regarding appointment of a county representative. Presently Cassandra Stish's term ends on September 30, 2009. She completed Hank Hagenau's position. I am the alternate. This letter doesn't say but I got a note stating that Cassandra didn't want to serve again. So the Board will need to make an appointment.

Bates: Can we bring this back to you at the next meeting.

Mrs. Carter: Yes.

Talbert: Mr. Chairman before you start the other up, I just wanted to say that Mr. Brown had approved this burn building, said that this is one of the best that he's seen built, that he ever tested, approved or whatever. The workmanship that went in it, he couldn't say enough about it. That's great that you've got a good building.

Re: Consider appropriation of \$3,500 from Reserve for Contingency for Special Magistrates Budget

Mrs. Carter's Memo:

The County has been without a magistrate since 2007. A part time magistrate has not been assigned to Buckingham County.

In previous years the County portion of the Special Magistrate's budget has been approximately \$3,500 with the exception of 2006/07 when the budget was reduced due to the elimination of the magistrate's office in the mid budget cycle.

Please consider the appropriation of \$3,500 for the office operations and please consider appropriation of these funds from the Reserve for Contingency.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously approved by the Board to appropriate \$3,500 from Reserve for Contingency to Special Magistrate budget for office operations.

Re: Consider resignations from Herman Wesley Taylor and Jason Wharam

Mrs. Carter's memo:

I have received resignation from Herman Taylor. Mr. Taylor was a part time Solid Waste Monitor that filled in for other monitors when they could not work. It is my recommendation that this position not be replaced.

I also have received the resignation from Jason Wharam, Water Plant Operator. Mr. Wharam has accepted a position with Dominion Power. It is my recommendation that a letter of appreciation is written to Mr. Wharam and that I am authorized to advertise to fill this position. This position will not have to be a licensed operator but can be an operator trainee/maintenance position. This position would have the same stipulations that were placed with the hiring of Mr. Wharam. That stipulation is that this person would work toward the training and water plant man hours needed to become a licensed operator. The Water/Sewer Committee would interview for this position and make a recommendation to the Board of Supervisors.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to accept the resignation of Mr. Herman Wesley Taylor and accept the resignation of Mr. Jason Wharam and that a letter of appreciation be sent to Mr. Wharam. Also authorize for the position of Water Operator Trainee/Maintenance Worker to be advertised and that the Solid Waste Monitor position not be filled.

Re: Karl Carter, Streetscape Enhancement Project: Request to work with CRC for Grant Agreement to apply for additional funding.

Mr. Carter: The County was awarded \$220,000 from VDOT as an enhancement grant for the courthouse village area. Commonwealth Regional Council has been working with the County on all the necessary steps and requirements for this grant.

Since the \$220,000 will not do all the improvements to the area the County will have to apply for more grant money to cover the second phase. The deadline for applying for the second phase is December 1, 2009.

I ask that you allow the County Administrator to work with CRC to come up with a grant agreement that can be executed and allow up to apply for additional funding for this project.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve for the County Administrator to work with CRC to come up with an agreement and allow up to apply for additional funding for this project.

Mrs. Carter: I would also like to add that the in kind match has already been met even for the second round.

Re: Consider Public Vote pursuant to a polled vote regarding the cutting of the Industrial Park fields

Mrs. Carter's memo:

Pursuant to a request from Supervisor Kitchen the Board of Supervisors were called to request a polled vote regarding the following:

Permission to have Bill Anderson cut the fields of the Industrial Park for a fee of \$500.00. The following is the result of the polled vote:

| | |
|-------------------------|--|
| Supervisor Kitchen: | Yes |
| Supervisor Bates: | Abstained (stated he did not agree with participation in polled votes) |
| Vice Chairman Chambers: | Yes |
| Supervisor Talbert: | Yes |
| Chairman Snoddy: | Yes |
| Supervisor Allen: | Yes |
| Supervisor LeSueur: | No response |

Please consider official vote for a matter of record.

Supervisor Kitchen moved, Supervisor Chambers seconded to make a public record of the polled vote for Bill Anderson to cut the fields at the Industrial Park for a price of \$500. The motion passed with a 5-2 vote. Supervisors Kitchen, Chambers, Allen, Snoddy, and Talbert voting for and Supervisors Bates and LeSueur abstaining.

Re: Consider recommendation regarding Industrial Park rezoning issue

Mrs. Carter: The property is now zoned at light industry. It has been the consensus of the Board and I concur that the property would be more marketable and fitting to become a Business/Commercial Park instead of an Industrial Park. The Comprehensive Plan directs heavy industrial growth in the Arvonnia/New Canton area of the County.

After looking at and studying it and the uses provided for in a business/commercial district vs. a light industry district, I feel like a portion of that property should be left light industry and the other portion could be zoned business/commercial, like for offices and so forth.

So I ask you all to allow me to first look at the area and perhaps the area, I mean there is a lot of acreage there so I believe we have enough to make both a Business Park and Light Industry. But look at the portion close to the rescue squad as a business park area and then leave the other part as light industry. But we wanted to study and work with the Planning Commission on coming up with something better that has all the special uses listed for both of the districts.

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to allow Mrs. Carter to work with the Planning Commission to review the uses in the light industrial and the business districts and propose a new list of appropriate permitted uses and a concept of the split of the property between the two districts.

Talbert: Mr. Chairman, a couple of I've seen, what they had is Business Park/Commercial. I don't know what that's worth but you can put that in your mind.

Re: Consider 2009 Fire/Rescue Appreciation Reception

In the past several years, the Board hosted a dinner in appreciation of the Volunteer Fire Departments, Rescue Squads and Auxiliaries.

I would like to request that you consider scheduling this dinner for Friday, November 20, 2009 at 6:00 p.m. at the Dillwyn Fire Department. Due to their being several catering business in the County, Mrs. Lann will be getting several quotes for the food service and bring them back to you at the October meeting.

Bates: Mr. Chairman, I was wondering if it might not be appropriate for the County Administrator to contact the leadership of both fire departments and rescue squad and see what their level of interest is in this. Because I recall during the budget that some comments were made on this issue so rather than move forward at this time, I'd like to see if the people are still interested.

Talbert: Or if they have another idea.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board for the County Administrator to contact the leadership of the fire departments and rescue squad to see what their interest is in having this reception.

Re: Consider Livestock Claim for Whetstone Farm, LLC

Ivan Davis III, Whetstone Farm, LLC has turned in a livestock claim for a calf killed by dogs. This claim was investigated by Danny Shumaker, Animal Control Officer and approved. The claim is for \$100.00

Supervisor LeSueur moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the livestock claim of \$100 to Whetstone Farm, LLC.

Re: Consider Livestock Claim for Bill Anderson

Bill Anderson has turned in a livestock claim for two calves killed by dogs. This claim was investigated by Maurice Jones, Asst. Animal Control Officer and approved. The claim is for \$154.00.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously approved by the Board to approve the livestock claim of \$154 to Bill Anderson.

LeSueur: Mrs. Carter, do you have any idea what the turn over is with the coyotes?

Mrs. Carter: I just saw a report on that this week. There were 5 all together. In case you are asked, we are billing Farm Bureau quarterly instead of each time we get one.

Re: Consider approval of price to repair oldest Recreational Department lawnmower from Scottsville Power Equipment

Kitchen: There has been some question as to how long it's been there. But it's a Snapper mower, \$1370 is a fair price.

Mrs. Carter: I think so. We do not have a back up lawnmower. When one goes in the shop, it's just down. Especially in the summer I think we could save on comp time if we had two mowers.

Kitchen: If we can save that much in comp time, I make a motion that we go ahead and fix it.

Supervisor Kitchen moved, Supervisor LeSueur seconded and the motion passed with a 6 to 1 vote to approve to fix the Snapper mower at a price of \$1370.46 at Scottsville Power Equipment. Supervisor Bates voting against.

Re: Consider approval to solicit for bids for 6,000 sq ft of #21 gravel @ 8" at Rt. 56

Mrs. Carter's memo:

It has come to my attention that after the additional clearing done at the Rt. 56 Dumpster site, that gravel is needed at the site.

Please consider approval to solicit for bids for 6,000 sq ft of #21 gravel @ 8" (approx. 290 tons)

Supervisor LeSueur moved, Supervisor Talbert seconded and was unanimously carried by the Board to approve to solicit for bids for 6,000 sq ft of #21 gravel @ 8" (approx. 290 tons).

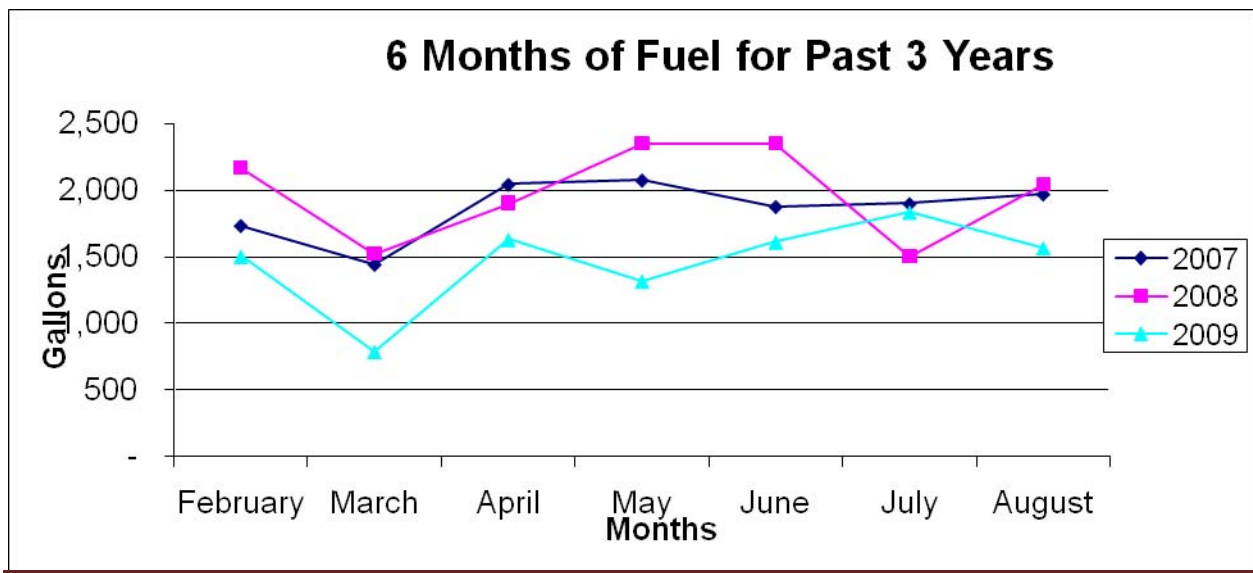
Re: Consider Parking of County Vehicles

Mr. Carter's memo:

As you recall the motion to park the county vehicles for six months was passed back in February. The six month trial period ended in August. What I have gathered for your information is the fuel, by gallons, that we have purchased for the same 6 month from the past 3 years. I did not do the report by cost since the cost of fuel per gallons has changed so much from year to year. What I can tell you is what we have paid county employees that used to drive their vehicles home \$565.98 for six months. Also I will point out that the graph on the following page may show a reduction in the amount of fuel purchased, but that is not the entire picture. As the finance committee pointed out back in February, most of the employees that were told to park their vehicles were promised the vehicles as part of additional compensation for working with the County.

Also the saving of fuel purchases does not necessarily mean that the employees are doing their job efficiently. For example, a solid waste driver drives past a solid waste site to the county administration building and then drives back to the site to pick up the solid waste. Whereas before the driver would leave from their home, pick up the trash and go on to the landfill without any back-tracking.

Please use this information in your decision. I will remind you, that finding a true savings number is complicated. The cost of fuel is constantly changing and now we have to pay some employees mileage to come out and do their jobs on weekends and nights.



**Mileage
Paid to
Employees**

| | |
|---------------|-------------------------------|
| Mike Markley | \$3.53 |
| Tommy Ranson | \$25.25 |
| Kevin Flippen | \$96.49 |
| Todd Shumaker | \$440.71 |
| Total | <u><u>\$565.98</u></u> |

Kitchen: I move that we continue leaving them parked. According to these graphs we are saving a lot of fuel. In my opinion that's not all we saved. We've cut down on the liability to the County; we saved on maintenance, repair and upkeep, the whole thing. We can't just look at fuel. What we've paid out in mileage to these folks, looks like Mr. Shumaker is the only one that abused, ugh, used a whole lot.

Talbert: I'll second that motion for discussion.

LeSueur: I'd like clarification on used or abused with Mr. Shumaker.

Kitchen: I meant used.

Supervisor Kitchen moved, Supervisor Talbert seconded to leave the county vehicles parked. This motion was defeated with a 3 to 4 vote. Supervisor Kitchen, Talbert and Chambers voting for and Supervisors Bates, LeSueur, Allen and Snoddy voting against.

Chambers: I think we need to do all we can do, because with the cuts coming from the Governor, I'd like to keep people working.

Allen: How much money have we saved? We've got gallons here.

Kitchen: It all depends on much the gas was, it was up and down. It's hard to say.

Bates: If you look at 2007 and 2008, I don't think you can look at consumption, when you consider that in 2007 and 2008 we were still in pretty good economic times, building inspector was certainly driving around looking at more sites in 2007 then he was this year. So some of this savings in fuel could be a natural cause of the decline in the economy.

Kitchen: Also, any time the county vehicles are not on the road, it saves on the liability.

Bates: But we don't get a break on insurance on that.

Kitchen: We might not get a break but it is the fact that the chance of hurting somebody is less. Everybody I've talked to and I bet I've talked to 100, said this is the best thing the county's ever done.

Snoddy: You take our 911 Coordinator; he could be called in any time of night.

Bates: I look at it as a customer service issue that I don't know how you qualify or measure it, but I know that before we parked these vehicles, if the dog warden got called out and Danny Shumaker is on duty, if the call ended up near where Maurice lives at the other end of the county, they worked it out between them and Maurice would respond because he had the truck right there. So the citizen is getting better customer service because they are not waiting for Danny to come half way across the County to do the job. So they are a variety of ways to measure efficiency but I think customer service is an important factor.

Snoddy: We had a call for animal control last weekend. We had one person on and the other didn't have a vehicle. So they called the sheriff's department and they said well is it an emergency, someone had killed a coyote, that's not an emergency I don't guess, but he killed it Friday evening, and had to keep it until Monday, it's 95 degrees, I don't know how that's going to smell.

Kitchen: Let's keep it going to the end of the year and we will see how the economy is doing. We might be able to go back to where we were but I don't know.

LeSueur: I heard a call a few weeks ago now, where one of our emergency services needed a dog warden and pretty dog on quick. They had gone in person's yard because of a woman being bit by a dog and he was trying to call the courthouse to get animal control to the house pretty expediently and he was having a hard time getting animal control. It doesn't take but one call on someone's life to out weigh every dollar that we save, and what dollar, I can't tell you right now because this document doesn't really tell me dollars and cents of what we saved.

Talbert: I had a situation that called the dog warden after hours and in less then 30 minutes they were there and picked up that dog. You're not going to tell me that they can't do it. You are not going to tell me that the state forest years ago, they had to save money because that's a critical thing when you've got a forest fire and the man is living 25 miles away, they used to drive them 25 miles down the road and now they park them. It's got to be a savings somewhere. The state's the same way. The supervisors, only supervisors, all those people that used to drive had to do inspections they would have to drive down there pick up their pickup and go home.

LeSueur: But Bill, they've also given the State Forestry Employees the opportunity to pay for that extra mileage to be able to drive that truck to the house.

Talbert: Six months from now, we might do the same thing. As far as Mr. Shumaker, we've told Mr. Shumaker, the committee, Joe and myself, that he could drive his vehicle here and pick up that vehicle he's operating, pickup or whatever it is, if it's 12:00 at night, he could keep it,

when he comes back, he gets his own. I did it for 45 years. I had to go out, 24 hours a day I was on call.

Mrs. Carter: He needs to drive it back and forth on weekends. The issue with the Animal Control officers with one living on one side of the county and one on the other, when they both have their vehicles, sometimes you can save and lose also. Because when they both had vehicles, they got a call, they went to take care of it. Now they might think twice about it, drive all the way up here pick up the vehicle and drive all the way to make the call. Danny and Maurice did shift around a lot as far as what area the county the problem was on.

Kitchen: Where does Maurice live?

Mrs. Carter: In Arvonnia, New Canton area.

Kitchen: I was just wondering because I see him go up 56, 5, 8, 10 times a day. Right by my house.

Talbert: I've talked to Maurice and Danny both. They said they have no problem with this.

LeSueur: Bill, you've got to understand. What are they going to tell us? We're their boss.

Talbert: If they had a problem with this, they would tell me, you or anybody.

Chambers: I ain't got no problem with the Dog Warden carrying the trucks home. That will be alright.

Snoddy: What about the building inspector? If the alarm goes off at the courthouse, he has to go to that.

Mrs. Carter: If the alarm goes off, the mileage you see turned in for him was mostly for that. The alarm goes off on the heating system and all at the courthouse, they call him. That's not building inspector, he's also General Properties Supervisor.

Supervisor Bates moved, Supervisor LeSueur seconded to return the vehicles back to the staff as prior to the implementation of this motion. This motion passed with a 4 – 3 vote. Supervisors Bates, LeSueur, Snoddy and Allen voting in favor and Supervisors Chambers, Kitchen, and Talbert voting against.

Kitchen: I hope we don't have no motors with no oil in them.

Re: County Administrator's Report

Update on the Fire Training Facility and Scheduling of Ribbon Cutting Ceremony

Last Thursday the Virginia Fire Programs inspector was there along with Don Brown, Division Fire Chief. We had representatives from all the Fire Departments there. They did a final walk through and inspection. There were a few minor changes as far as signage that we have ordered. Other than that the inspection was good. They come back on Friday to make sure those items have been completed, then we can be dispersed the additional \$130,000.

With the ground breaking/ribbon cutting ceremony, we have two possible dates which are Friday's around 2:00 and possibly October 23rd or October 30th. We are working on the building there that the school donated to us painted and windows in so the end of October would be better dates.

We'd like to go ahead and get it scheduled. Delegate Abbitt and the people at the fire programs and Mr. Brown need to know.

Bates: Wouldn't the 30th give us more time to get things done up there? What time a day?

Mrs. Carter: Around 2:00.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to schedule the Ribbon Cutting Ceremony for October 30, 2009 at 2:00 p.m.

Senior Programs and Recreational Activities at the VFW Hall.

Mrs. Marie Sweeney has approached me to discuss the possibility of the County using the VFW I the VFW Hall does have kitchen facilities and room to accommodate many activities. Also the parking is sufficient. Ms. Sweeny advised that the VFW would not charge a fee to the county for the use of the building for senior recreational activities and programs.

Our recreational programs do not provide a lot of activities for Senior Citizens. Sufficient Recreational Staff and appropriate space for the programs has been a barrier thus far.

At this time I ask that you authorize me to make an official request for the use of the facility. I then would suggest that we seek advice from some of the seniors as to what kind of programs they would like to see implemented. We will bring back recommendations to you. I believe that the TRIAD group would be a good source for recommendations as they are in contact with the seniors sometimes on a day to day basis. I would also ask for any volunteers to assist with these programs.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to make an official request for the use of the facility and staff seek advice on programs.

Bates: I appreciate the VFW Hall for the free use of their facility.

Workforce Investment Information

You wanted more information on the Workforce Investment. This is for your information in case you are approached by any of your businesses talk to you about getting assistance. This is information that they provide as far as job seeking programs.

Letter of DEQ's approval of the Buckingham County Solid Waste Management Plan

We did get approval of the Solid Waste Management Plan for our County Solid Waste. Carolyn Amos and Rebecca Cobb worked really hard to get this plan approved. The Planning Unit consists of Buckingham County and the Town of Dillwyn.

Update of Governor's State Budget

I'm trying to keep you updated as much as possible. Hopefully there will be some changes but VACO has given us some overview that will affect local government. Thus far it looks like the Sheriff's Department will get a 4.7% reduction, of course that will be salaries because the county pays for everything else. Commonwealth Attorney: 5% reduction; Commissioner of Revenue, Treasurer and Circuit Court Clerks: 15% reduction; 10% reduction in regards to our Registrar and Electoral Board; and 5% reduction to aide to local library. For state employees they are proposing a one day furlough.

There will probably some more things coming down the pike as far as CSA.

I'll try to keep you updated. This is what we have so far.

That concludes my report.

Re: Other Board Matters

Talbert: I would like to request a resolution for Charlie Walker Mosley. He died September 9, 2009. Served in World War II, served his country, attended Ridgeway Baptist Church, retired from Virginia Department of Transportation.

Supervisor Talbert moved, Supervisor LeSueur seconded and was unanimously carried by the Board to draft a resolution for Charlie Walker Mosley's family.

Chairman Snoddy informed the Board that the Chairman and Vice-Chairman of Board of Supervisors and School Board and the County Administrator will meet on September 23, 2009 to discuss capital projects.

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

ATTEST:

Rebecca S. Carter
County Administrator/Clerk

I. Monroe Snoddy
Chairman