

**Buckingham County
Board of Supervisors
Monthly Meeting
January 11, 2010**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, January 11, 2010 at 7:00 p.m. in the Buckingham County Agricultural Center Auditorium, the following members were present: I. Monroe Snoddy; Joe N. Chambers, Jr.; 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

County Administrator Rebecca Carter certified there was a quorum-seven members were present and that the meeting could continue.

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

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

Re: Call for Nominations for 2010 Chairman of the Board of Supervisors

Supervisor Kitchen and Talbert nominated Monroe Snoddy for Chairman.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to close nominations for Chairman.

County Administrator Carter called for a vote for Monroe Snoddy as 2010 Chairman of the Board of Supervisors

The Vote was 7 for and 0 opposed.

County Administrator Carter turned the meeting over Chairman Snoddy.

Chairman Snoddy: Board members, I thank you for your confidence and trust.

Re: Call for Nominations for 2010 Vice Chairman of the Board of Supervisors

Supervisor Bates nominated Danny LeSueur for Vice Chairman.

Supervisor Talbert nominated Joe Chambers for Vice Chairman.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to close nominations for Vice Chairman.

Chairman Snoddy called for a vote for Danny LeSueur as Vice Chairman.

The vote was 2 in favor and 5 opposed. Supervisors Bates and LeSueur in favor; Supervisors Talbert, Chambers, Snoddy, Allen, and Kitchen opposed.

Chairman Snoddy called for a vote for Joe Chambers as Vice- Chairman.

The vote was 5 in favor and 2 opposed. Supervisors Talbert, Chambers, Snoddy, Allen and Kitchen in favor and Supervisors Bates and LeSueur opposed.

Re: Approval of By-Laws/Rules of Procedure

Mrs. Carter: Mr. Chairman, I failed, in the amendment to the By-Laws on page 5 of Finance Committee, although my memo offered that the Finance Director Karl Carter and County Attorney during the legal process be on the Finance Committee. It's not listed in the By-Laws and I would like to ask that you amend the By-Laws to include that.

**BUCKINGHAM COUNTY BOARD OF SUPERVISORS
BY-LAWS AND RULES OF PRACTICE AND PROCEDURES**

CREATION

The Buckingham County Board of Supervisors hereinafter called the Board is an elected body provided by the Code of Virginia, Section 15.1-527; it consists of seven (7) members elected from each of the voting districts.

SEAL OF THE BOARD

When affixed to any paper or document by the Clerk of the Board, the seal has the force and effect for authentication for the Board.

PRINCIPAL OFFICE

Highway 60, Buckingham Administration Building, Buckingham Village, Virginia; mailing address: P.O. Box 252, Buckingham, Virginia 23921-0252.

CHAIRMAN AND VICE CHAIRMAN TO THE BOARD

At the first meeting of the year, the Board shall elect one of its members to serve as Chairman and one to serve as Vice Chairman. Both shall be voting members and shall serve for one year.

COUNTY ADMINISTRATOR

The County Administrator shall be Clerk to the governing body and her general duty is set forth in the Code of Virginia, Section 15.1-117. She shall maintain an office at the same address as the Board.

COUNTY ATTORNEY

The County Attorney assists the Board of Supervisors, the Planning Commission, and the Board of Zoning Appeals in analyzing legal issues and provides advice and action in legal matters, and represents the Board in all civil actions.

QUORUM FOR THE CONDUCT OF BOARD MEETINGS

A majority of the Board shall constitute a quorum for the purpose of conducting Board meetings.

PUBLIC SESSIONS

Regular public sessions shall be held on the second (2nd) Monday of each month at 7:00 p.m. in the Buckingham Agricultural Center on Route 60 in the Village of Buckingham, unless otherwise scheduled by the Board of Supervisors.

MEETINGS AND ATTENDANCE

1. All meetings and business shall be conducted in accordance with the Code of Virginia, Robert's Rules of Order Revised, and these by-laws.
2. Members who cannot attend a meeting, whether regular or special shall attempt to notify the County Administrator or the Chairman beforehand.
3. Meetings shall start at the appointed time, and if the Chairman is not present, the Vice Chairman shall preside. If neither the Chairman nor the Vice Chairman is present, the County Administrator shall call the meeting to order and preside for the election of temporary chairman.
4. For each regular meeting, the County Administrator shall draw up an agenda of items which are known to be matters which should come before the Board, and shall see to the

preparation of a Board packet describing and concerning such matters and to its distribution to members at least 4 days before each regular meeting.

5. Any person making a written presentation or demonstration of a matter by way of brochure, picture, etc., shall provide the County Administrator 15 copies of the matter 7 days prior to the meeting at which they wish to make a presentation. This requirement shall not apply to citizens speaking during the Public Participation period.

6. Any person wishing to submit an item for consideration by the Board must do so via the Office of the County Administrator not later than 7 days before the meeting at which they desire the item considered. Any item submitted after this deadline will not be considered for action unless recommended by the County Administrator or a majority of the Board.

7. The County Administrator shall allocate time to items on the agenda to suit the convenience of the Board.

8. The Board shall consider all items docketed on the agenda before taking any other items unless an undocketed item is brought by consent of the Board.

9. Time permitting, items not on the agenda shall be heard as the final items of the Board's business. If time does not permit, in the opinion of the Chairman of the Board, hearing items not on the agenda, such items shall be carried over to the next regular or special meeting.

10. The Chairman's vote on all issues before the Board shall be recorded with the prevailing side, unless the Chairman clearly votes otherwise.

11. In the event of inclement weather, the regularly scheduled Board meeting will be held on the following Monday of the month.

ORDER OF BUSINESS

1. The Order of Business shall be as follows, subject to rearrangement by the Chairman absent objection by the Board:

- A. Call to Order
- B. Verification of a Quorum
- C. Invocation and Pledge of Allegiance
- D. Approval of the Minutes and Claims
- E. Announcements and Public Participation
- F. Highway Matters
- G. Public Hearings
- H. Presentations
- I. Zoning Matters
- J. Agency and Department Requests

- K. Appointments to Committees, Boards, and Agencies
- L. Items for board Consideration
- M. County Administrator's Report
- N. Informational Items
- O. Other Board Matters
- P. Adjournment/Recess

CONDUCT OF BUSINESS

1. Motions shall be recorded with the number of yeas or nays except that a vote indicated as "carried" shall mean a unanimous vote. Any member may require a polling of the members and the Clerk shall record the same.

- A. On all votes, the Chairman shall call for a showing of hands.
- B. Board members shall show hands when voting nay and yea and also when abstaining.

2. The Chairman or any member may call for the question after all members have spoken, or it appears that all members have spoken who desire to speak. No vote on the call of the questions shall be taken unless a member shall require it.

3. When the question is called and there is no dispute, the Chairman shall call for the vote.

4. Any member abstaining on a vote shall so indicate following the call for the vote.

5. Exhibits before the Board shall become the property of the Board and shall be filed with the County Administrator.

6. Citizens shall not speak at a meeting until they are recognized. Citizens shall request recognition by addressing "Mr. Chairman" or Mrs. Chairman" (as appropriate) and await acknowledgment. At his discretion, the Chairman may permit a dialogue without individual recognition between members of the Board or between a member and a citizen if such dialogue is orderly and contributes to the expedition of the business. Once recognized to speak, citizens shall begin by stating their name, district of residence, and by identifying the matter(s) they wish to address before the Board.

7. Should two or more persons speak at the same time, the Chairman shall indicate recognition of the first person to speak.

8. Should it be desired by the Chairman, any member, or by the County Administrator, the member making a resolution shall reduce the same to writing and deliver it to the County Administrator's Office. The County Administrator shall transcribe verbal resolutions as accurately as possible, but when loosely worded or when unindicated

“whereases” precede the motion, the County Administrator should use appropriate language to accomplish the intent of the Board.

9. Prior to initiating a public hearing, the Chairman shall recount the rules under which the hearing shall be operated, but he may amend the rules during the hearing by giving notice of the change to those gathered.

10. At the beginning of the public hearing, the Chairman shall call upon the County Administrator or the chairman of the committee handling the matter at hand or shall himself recount a description of the issue placed before the hearing.

11. Subject to revocation or extension by the majority of the Board assembled, the Chairman may in all matters establish a maximum time for consideration of the matter, and/or limit the amount of time available to each speaker on a matter and/or limit the number of times each speaker may address the Board on a matter. Notwithstanding the foregoing statement, every Board member shall be entitled to make a statement on every matter before the Board and the Call for the question shall not be entertained until all members who wish to exercise this right shall have done so.

12. All members or citizens shall limit their comments before the Board. The Chairman may prohibit questions from citizens until a speaker has finished his/her presentation.

ORDER

1. It shall be the duty of the Chairman to maintain order and decorum at meetings. The Chairman shall speak to points of order in preference to all other members.

2. In maintaining decorum and propriety of conduct, the Chairman shall not be challenged and no debate shall be allowed until after the Chairman declares that order has been restored. In the event the Board wishes to debate the matter of the disorder or the bringing of order, the regular business may be suspended by vote of the Board to discuss the matter.

3. No member or citizen shall be allowed to use abusive language, excessive noise, or in any way incite persons to use such tactics. The Chairman shall be the judge of such breaches; however, the Board may vote to overrule.

4. When a person engages in such breaches, the Chairman shall order the person to stand silent, or may, if necessary order the person removed from the County property.

5. In the absence of a law enforcement officer, the Chairman may direct the County Administrator and any member(s) to act as Sergeants of Arms.

6. While the Board is sitting, members and citizens shall refrain from standing, talking, or leaving their places unless necessary.

COMMITTEES

Ad hoc committees will be appointed by the Chairman, as needed. Constitutional officers may be appointed to committees. The following committees have been appointed by the Board:

Water/Sewer Committee: The Water/Sewer Committee shall consist of two Board members, the Public Utilities Director, the County Attorney, and the County Administrator.

It shall be the responsibility of this committee to review and study all aspects of the operations of the Utilities Department.

It shall be the responsibility of the Water/Sewer Committee to act on behalf of the Board of Supervisors in all matters relating to the hiring, promotion, termination, and pay scale adjustments of all Water and Sewer Department employees below the Public Utilities Director level.

This committee will review and study water/sewer rate structures. All findings and recommendations of this committee regarding water/sewer rate structures will be heard by the Board of Supervisors and the Board may take whatever action it so desires with respect to the recommendations.

Finance Committee: The Board shall establish a Finance Committee that will consist of two Board members, the County Administrator, the Finance Director and the County Attorney.

- o All requests for funds, or actions that will encumber funds, shall be submitted to the Board of Supervisors. The Board of Supervisors may refer such requests to the Finance Committee. Departments wishing to have a request acted on by the entire Board at its regular meeting should submit the request, not less than fifteen days prior to the regular Board meeting, to the County Administrator.

- o If a request is referred to the Finance Committee, the Finance Committee shall consider the impact of the request on the overall County budget and make a recommendation to the Board of Supervisors.

- o After hearing the recommendation of the Finance Committee, the Board may take whatever action it so desires with respect to the request.

- o This committee shall not direct the County Administrator's preparation and submission of the proposed annual budget as required by statute.

- o The County Administrator shall serve as an ex officio member.

Personnel Committee: The Board shall establish a Personnel Committee that will consist of two Board members and the County Administrator.

o It shall be the responsibility of the Personnel Committee to act on behalf of the Board in all matters relating to the hiring, promotion, termination, and pay scale adjustments of all County employees, except County water and Sewer employees, below the County Administrator level.

o The Personnel Committee shall meet as necessary to review personnel matters as they arise.

o The Personnel Committee's actions shall not take effect until a report of its proposed actions has been made, in writing, in the County Administrator's Report section of the Board packet to the entire Board. If the Board agrees with the proposed actions, then the proposed actions may take effect with no formal action by the Board being necessary, immediately following the Board meeting at which the report was filed. If no action is taken by the Board to the contrary, it will be assumed that the Personnel Committee's actions are agreed to.

o In the event that the Board disagrees with the proposed actions of the Personnel Committee, then the Board may take whatever action it desires with respect to the personnel issue at hand and thus overrule the Personnel Committee's proposed action before it is enacted. In this event, the Board will need to take formal action during a meeting to achieve its aims.

PARLIAMENTARIAN

The County Administrator shall act as Parliamentarian to the Board.

RULES

These by-laws may be suspended or altered at any time by a majority vote of the Board of Supervisors

CERTIFICATION

These by-laws were adopted on March 3, 1992, amended July 13, 1992, May 9, 1994, January 20, 1998, January 12, 2004, January 12, 2005, January 9, 2006, January 8, 2007, January 14, 2008; and January 12, 2009 and amended on January 11, 2010 by the Buckingham County Board of Supervisors.

Rebecca S. Carter
County Administrator/Clerk

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the By-Laws as amended.

Re: Appointments for 2010 Personnel Committee

Supervisor Chambers moved, Supervisor Talbert seconded and was unanimously carried by the Board to reappoint Supervisors Chambers and Talbert to the Personnel Committee for 2010.

Re: Appointment to the 2010 Finance Committee

Supervisor Bates moved, Supervisor Talbert seconded and was unanimously carried by the Board to reappoint Supervisors LeSueur and Bates to the Finance Committee for 2010.

Re: Appointment to 2010 Water/Sewer Committee

Supervisor Bates moved, Supervisor Talbert seconded and was unanimously carried by the Board to reappoint Supervisors LeSueur and Kitchen to the Water/Sewer Committee for 2010.

Re: Approval of Agenda

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

1. Request from Historic Buckingham, Inc. to appropriate funding to the Hatton Ferry*
2. 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. §2.2-3711.A.3.

Re: Approval of Minutes

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the minutes of the December 14, 2009 meeting 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: Approval of 2010 Budget Schedule

Supervisor Bates: I have a question, Mr. Chairman. Mrs. Carter, the first work session is for March 17th which is a Wednesday and I have a work commitment that will take me out of town the rest of that week. I realize that Tuesday will be not enough time between time for you to distribute it and the time we meet. Just for information, I will not be able to attend on the 17th.

Mrs. Carter: We can try to...I deliver the recommended budget to the Board on the 15th that's on Monday.

Supervisor Bates: That's awful tight for you.

Mrs. Carter: The recommendations are due to me on February 12th, I do have to have time, and I think this budget is going to be very critical. But I can try to get it out on that Friday and we can have the work session on Tuesday. Generally we don't have but the one work session, we can have it on the 16th.

Supervisor Bates: If we can back up to March 16th that would be wonderful.

Mrs. Carter: If we run into any problems, generally the weekend before I give it to you, I spend the biggest part of the weekend on it. We do go over it in detail so if you get it on Monday, I can still go over it in detail with you on Tuesday.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the 2010 Budget Calendar with the amendment of the work session on the 17th being changed to the 16th.

Re: Announcements

There were no announcements.

Re: Public Comments

Chairman Snoddy called for any public comments but explained it is not the time to comment on the school.

Lila Wood: Hi, my name is Lila Wood. I'm a citizen of Buckingham County. I've been for 31 years. I come to you to ask for help in a situation. My property is on an intersection. Actually a "T" that has been the site of countless incidents of people running through. There is an area where my children travel at minimum twice a day. We've requested VDOT to install a guard rail and were told no. We were told that a guard rail is an obstruction to the general public and we were told that it was better for our children to be hit than for them to put a guardrail there. I do not allow my children to walk on the public highway. I do not allow my children to ride bikes on the highway. And now I can not even allow my children to use my own property. I'm not

asking for them to put in a humungous section, just at this intersection where it continues to run through. I ask for your help in getting this done.

Supervisor LeSueur: Which intersection is that?

Mrs. Wood: Rt. 695 & 678. Rock Island Road and White Rock Road.

Supervisor Bates: Mark, are you familiar with that intersection?

Mark McKissick: Yes I am.

Mrs. Wood: He's the one who told us that it was better for our children to be hit.

Supervisor LeSueur: What were your findings Mark?

Mark McKissick: I've been out there three times and met with traffic engineer and a guard rail is not warranted. The reason it's not warranted is that it creates more of an obstacle for the traveling public.

Mrs. Wood: As far as I know it's only an obstacle if you run out of the road. You don't put it in the road.

Martha Louis: Good evening. I'm Martha Louis and I represent the Board of Directors of Historic Buckingham whose goal is to reserve the past of Buckingham County for the future. Part of that past includes the Hatton Ferry which is now the last pole ferry in the entire United States still in operation as I'm sure all of you know. I don't know how many of you have crossed the James on this Ferry. It's a wonderful experience. At the end of 2009, the Ferry Season which is mid April to mid October, VDOT announced they could no longer fund the Hatton Ferry. VDOT turned the Ferry over to the County of Albemarle on January 5th but there is Virginia Code that prohibits a County to operate a Ferry. That's when the Historical Society stepped in and offered to take ownership of the Ferry and give it a new lease on life. All of that happened just last week at the Albemarle Supervisors. I was in a meeting with a small group, a subsidiary corporation of the Historical Society, it's called Hatton's Ferry, it's long range goal is to do fund raising and insure the Ferry's operation far into the future. They are going to investigate grant monies to try to keep it going forever. The VDOT signage will remain as far as we know. There are plans to improve both sides of the landing, including Buckingham, to make it more user friendly. Last week, Historic Buckingham voted and presented the group with a check for \$1,000 to show support from this side of the river. I'm here tonight knowing that times are tight to ask that you consider a donation of some amount just to show our support of this valuable historical treasure.

Chairman Snoddy stated that we will look at that at budget time.

Supervisor Bates moved, Supervisor Chambers and LeSueur seconded and was unanimously carried by the Board to refer this to the County Administrator for her recommendation at budget.

Re: Road Matters

Mark McKissick: I only have a few things. One very important matter, last Tuesday, the 5th of January we had a meeting where we discussed the Blue Print, which is Stage 3, affecting the employment levels and reorganization of VDOT. I will just give you a run down because this is going to affect the County's participation through the years. Four people received layoff notices from the office area and four others from maintenance areas. As far as organization goes, basically the residency is going to turn into strictly a maintenance organization. It will not be a residency anymore. It will be known as a maintenance area. The Board of Supervisors will no longer have a resident engineer involved like coming to meetings; they will be coming out of Lynchburg. Land Development, that's where I'm going to be placed, Darryl Edwards will be answering to the District which is in Lynchburg. We'll be kind of set aside and have the residency location and we will be adding Charlotte County. The new maintenance area will have 4 counties and less staff. That will impact the county.

The other things I have, Rt. 613, Petersville Church was supposed to have gone to advertisement in December, when it was supposed to go into advertisement, two days later we checked and it did not go to advertisement. We started asking around, and found out that the advertisement was delayed until at least March. We don't know what's going to happen with that project. Money was already set up but we still don't know what's going to happen with it.

The only other project in site is Rt. 15, there is some spot improvements on the north end of Rt. 15 going out of Dillwyn and that is going to advertisement in 2012. So far we think that is on schedule.

Supervisor Kitchen: Mark, On the business this lady was talking about. Is there is a chance we can put up some signs that Children are around there or something like that.

Mark McKissick: We've already got 2 signs coming up there. One is a double chevron which is going at the intersection. We are putting in a larger size stop sign.

Supervisor LeSueur: Is that a 4 way intersection?

Mark McKissick: No sir. It's a "T".

Supervisor Talbert: Can you explain to the public what the chevron signs are?

Mark McKissick: They are great big like arrows, they are black and yellow. They point in each direction. It is more of a visual. Its not going to stop traffic.

Supervisor LeSueur: Are they going to be placed in that intersection?

Mark McKissick: That's correct.

Supervisor LeSueur: Mark, I want to get with you sometime, I don't know if tonight is the proper time to discuss this, but the working relationship between the state highway and the Emergency Services during storms. Like we had the last time. We requested highway department when we have EMS vehicles on a call. I'd like to get with you sometime and discuss that.

Supervisor Talbert: I also like to thank yall for Fender Road. The lady lives there is 95 years old and her furnace was out and nobody could get in there to do any maintenance work on it, she called me and I told her to call Andersonville Shop. She did, and she said in 15 to 20 minutes they were there and cleared it out. I appreciate that.

There were no citizen's road matters.

Re: Public Hearing Regarding Proposed Amendment to the Personal Property Tax Ordinance to Implement a Personal Property Tax Late Filing Fee

Mrs. Carter: This is a public hearing regarding proposed amendment to the Personal Property Tax Payment and Filing Ordinance. The proposed change is to amend the ordinance to allow assessment of a late fee for late filing of personal property in the amount of 10% or \$10.00, whichever is greater. An additional proposed amendment allows the Treasurer to assess and collect any legal fees acquired through the collection of delinquent filing fees.

Amendment to the Tax Payment and Filing Ordinance

Amend Section 4 to read:

Section 4: Penalties and Collection Cost

A. For Late Payment:

For taxes not paid on the due date, and thereby delinquent, the Treasurer shall impose a penalty of 10 percent of the unpaid tax due.

B. Failure to file.

(1) If any taxpayer liable to file a return of any of the subjects of taxation under this ordinance neglects or refuses to file such return for any year within the time prescribed, the commissioner of the revenue shall, for the best information he can obtain, enter the fair market value of such property and assess the tax as if it had been reported to him.

- (2) In addition to any other remedies available at law, a penalty of ten percent shall be payable for failure to file a return; however, the penalty shall in no case exceed the amount of the tax assessable.

C. Collection Cost

The Treasurer shall recover reasonable attorney's or collection agency's fees actually contracted for, not to exceed 20 percent of the delinquent taxes and other charges so collected.

Chairman Snoddy declared the public hearing open.

There were no citizen's comments.

Chairman Snoddy declared the public hearing closed.

Supervisor Kitchen: Mr. Chairman, due to the economy the way it is, people are being laid off here in the County from other places like Scottsville, Thomasville Furniture, Lynchburg. I just can't put another tax on them right now. They've got about all the load they can handle. I make a motion that we deny this.

Supervisor Kitchen moved, Supervisor Talbert seconded and was unanimously carried by the Board to deny this Amendment to the Personal Property Tax Ordinance to implement a personal property tax late filing fee.

Re: Patricia MacKenzie, Coordinator, Smart Beginnings Heartland

Pat MacKenzie: Good evening. I'm Pay MacKenzie. I'm Coordinator with Smart Beginnings Heartland, a statewide initiative to promote school readiness throughout Virginia for Prekindergarten children. I have some literature here for the Board, but unfortunately, I ordered literature and it shipped on the 18th of December and UPS is searching their warehouses for it. Smart Beginnings is a Statewide Initiative, it's a public/private partnership between the Commonwealth of Virginia and private enterprise. We also get funds through the Tobacco Commission in this region. One out of five children in Virginia is not ready to enter kindergarten. Studies show the earlier the child can get quality PreK education that it helps economic development in the region and helps the child be ready for school and ready for life. It also helps the community embrace the initiative. It has a bunch of benefits. So I'm here tonight to let you know that there is this initiative. You are the first stop on a campaign for awareness. I

will be stopping throughout the region, visiting Board of Supervisors, Rotary Clubs, anyone I can speak to to tell them about this initiative. It is a grant, a 15 month grant. I was hired on December 1st, so I've been in this job for 6 weeks. The Grant runs through December 31, 2010. We have other grants that total 2 years each so there is a possibility for seven years. Hopefully after seven years, we will be self sustaining so we can move forward and continue the initiative. Right now the initiative is a planning grant. So we will be doing community assessment and see what is out there PreK wise. How this came about was that Department of Social Services in the counties that make up the Heartland Region got together with Longwood University and Crossroads Community Service Board and applied for the grant through the Virginia Early Childhood Foundation. They received the grant in October. The first grant which was a 15 month grant as I said. We will begin the community needs assessment and take the data that we gather from that assessment and develop a strategic plan. I can't tell you what that plan is going to be yet for this region because we need to do the community needs assessment to see where we need to do to advance early childhood education in the region. Any questions? I will leave literature with Becky for you. I apologize I don't have enough for all the public here tonight.

Re: Jamie Shumaker, Information Technology Manager, District Map Presentation

Jamie Shumaker: Good Evening. I was asked to do a quick map and updated map of the county that that the corresponding road numbers and road names as well as break them down by district. As you can see the map has been completed and I am happy to present it to you tonight. I believe Mrs. Carter is going to hang the map in the County Administration Building for the public to see and also utilize. The legend on the right has all the corresponding road names to the number that VDOT uses. Again it is broken up by magisterial district.

Supervisor Chambers: We have two roads with the same name. Supervisor Kitchen has a Jones Lane in his district and I have a Jones Lane in my district.

Jamie Shumaker: Ok. What I can do is go back in the morning and check on that.

Supervisor Chambers: The Jones Lane in John's district is across from Clark's Store. The one in my district goes from Petie Baird and them.

Jamie Shumaker: Are the labeled that just on the map or on the road?

Supervisor Chambers: On the road.

Jamie Shumaker: I'll check on that. It's no problem at all. Any more questions?

Supervisor Bates: Will this map be available for purchase by the public or online?

Jamie Shumaker: I have this map in several different formats, in Photo Shop as well as Adobe. The only problem with it, the amount of roads that are on that map, it's hard to shrink down to smaller. That size is about the smallest that I could print it to where you could actually read it.

Supervisor Bates: Can you send me the electronic version?

Jamie Shumaker: Yes.

Supervisor LeSueur: I think a copy like that should be put in each fire station and squad. The only one we have right now just has road number with no index to it to coincide with road number changed to road name.

Jamie Shumaker: That map is up to date as of August of last year. Of course, I don't think we've had any additional roads added since then. It's pretty much up to date. I'll get you the format.

Supervisor Bates: If you could do that, I might be able to work out some way to get some larger ones for the stations.

Jamie Shumaker: Photo Shop or Adobe?

Supervisor Bates: Both.

Mrs. Carter: If I might add, Jamie won't toot his own horn but Jamie did this himself. We didn't have to go out and have this done. He did this in his office.

Supervisor Talbert: Great job.

Re: Public Hearing: Proposal for the Purchase of the Buckingham County Industrial Park Building and 6.5 acres of Property in the Industrial Park for the Purpose of Central Virginia Christian School

Mrs. Carter: The proposal is to consider an offer from Danny E. Elder to purchase the Buckingham County Industrial Park Building and 6.5 acres located on Parcel A of the Buckingham County Industrial Park on Industrial Park Road off of State Route 1003, as shown on a plat of survey dated October 27, 2006. Said property is owned by the County of

Buckingham. The requested use for the property is to operate Central Virginia Christian School. This proposal is contingent upon Buckingham County's issuance of a Special Use permit to operate a private school in an area zoned M-1-Light Industrial. The Buckingham County Board of Supervisors is considering selling said property for the sum of Four Hundred and five thousand dollars (\$405,000)

I believe that it will be beneficial to have an appraisal of the property and a contract or agreement with the buyer prior to final approval of the sale of this property.

The discussion about this sale relates to it being sold for less than fair market value. An appraisal would quiet that criticism.

The agreement should address the proposed use of the land, the tax status of the land, a road entrance maintenance agreement, right of way, easements, water/sewer pump station agreement in the event that future expansions should have significant impact on our Industrial Park Pumping Station and any other necessary appurtenances. It would also make the sale contingent upon the appraisal.

Both the agreement/contract and appraisal would come back to the Board for final action.

I suggest the Board take no action immediately after the public hearing. I would suggest you authorize the appraisal and development of the contract/agreement. Then when the appraisal and agreement/contract comes back, you may take whatever action you deem appropriate.

Also it is important to remember that the action taken will also be contingent upon the applicant's ability to obtain a special use permit for the proposed use of the property.

Supervisor Kitchen: Mrs. Carter, did Mr. Wright agree with this letter?

Mrs. Carter: Yes, we went over the letter together and looking at the other agreements and contracts we had with Bullock Brothers, the proposed Waterworld and also we have a contract with the rescue squad property. It would be beneficial to the purchaser also with the easements and right of ways and things.

Supervisor Kitchen: Those contracts states that if property sells, it would come back to the County.

Mrs. Carter: The property was given to the rescue squad and it will revert back to the County. With Bullock Brothers, if they choose to no longer operate, Buckingham County will get first option to buy the property back.

Supervisor Kitchen: That would be the same with this.

Mrs. Carter: Right.

Supervisor Talbert: Mr. Chairman, I disagree with this proposal. We offered Waterworld property and we didn't go through this process. We offered the motel property and didn't go through this process. The motel had 50 rooms and we didn't go through this process. Tiger Cat bought the property and didn't go through this process. I can't see why we are going to try to do this to one of our own citizens.

Supervisor Kitchen: If you recall, Mr. Talbert, they were going to have 150 jobs and be paying taxes. I don't know how many jobs Mr. Elder would have but he's asking for tax exempt status. It's quite a difference when you compare apples to apples.

Chairman Snoddy: Let's see what the public hearing will bring. Before I open the public hearing, I'd like to ask you before you come to the mike to speak that you state your name, what district you come from, and also you have three minutes to speak. You can not give your three minutes to anybody else you have to use it yourself.

Chairman Snoddy declared the public hearing open.

Danny Elder: Mr. Chairman, Board members. For the record my name is Danny Elder. I reside in the 5th district and I'm a proud citizen of Buckingham County. I am also proud of our high school football team. I just want to throw that in and I'm also proud of our basketball team and the fine job that Rus and Buck are doing. It makes me proud to be a citizen of Buckingham County. Just to let you know that. Last fall I approached the County Administrator, Mrs. Carter, to inquire about the Industrial Park Building and to make known my intentions to purchase this building. Having felt encouraged, I proceeded to present a formal proposal to the Board of Supervisors to purchase this building and property for Central Virginia Christian School for a cost of \$400,000. This evening I simply want to summarize for clarity the discussions I had with the Board at the December meeting. During that meeting I confirmed my offer of \$400,000 for the building and 6.5 acres of land. Following a discussion, the Board suggested increasing this price to \$405,000 which I agreed to. It was also suggested by the Board that I purchase the additional 23.5 acres adjoining this property at an additional cost of \$352,500. I told the Board that at that present time I could not purchase this additional property but I would consider it in

the future. I left that meeting encouraged that the Board and I had come to an understanding with the outcome contingent upon the January public hearing and approval of a special use permit which we are in the process of completion and I hope to have this special use permit completed by the end of the week. In conclusion, I would like to thank the Board for its consideration of this proposal.

Kemper Beasley: I am Kemper Beasley from District 3. I am Chairman of the Central Virginia Christian School Board. On behalf of the school, we are mighty appreciative of the Board of Supervisors considering selling the property for the benefit of Central Virginia Christian School. We are excited about this possibility. One of the main things we think it will do is it will provide stability for our school, long term stability which will give us confidence to move forward and continue to provide what we believe is a quality education for our students, many students here in Buckingham County and surrounding counties. We are also excited that this facility will allow us to expand down the road, Lord willing. Right now our immediate focus is going, securing a building, preparing classrooms and the students. Our hope is that resources will come available hopefully sooner than later to purchase the extra land. I just picture that land being used for additional educational facilities and athletic facilities. I also want to assure the Board that Central Virginia Christian School is not here to compete with the public schools. We set ourselves up as an alternative for those who may choose this alternative. Which I think makes Buckingham mighty attractive to those who may desire to come here, even businesses. We not only have a great public school system but also in central Dillwyn, a great private Christian School. We do not employ 150 people, but currently we have 70 students, that two parents, four grandparents usually, that's a lot of tax payers here in the County who do pay toward public schools even though their students are going to this private school. To be up front with you, I don't have any children, so therefore I don't have any in the school, my association with the school is going to be on the Board, but it's very obvious to me that this is a special school with special teachers and administration and parents and most importantly the students. That's why I strongly desire for the Board tonight to approve this sale, for the benefit of the school. I know in this room we have many that have that same desire, certainly we are not going to parade everyone up here to speak to you all, but I would like to take this opportunity to ask those who have that same desire for this sale to stand up. Thank you.

Most of the room stood and there was applause from the crowd.

Teresa Davis: Hi my name is Teresa Davis and I'm a tax payer in District 4. First I would like to take this opportunity to thank the Board of Supervisors for allowing this time to talk about considering our proposal to purchase 6.5 acres at the Industrial Park. Originally I thought I was going to stand up here and tell you what a terrific school Central Virginia Christian School is. But then I stepped back and put myself in your shoes. As a business owner myself, I understand

that you need to look at this situation from a purely business standpoint. Originally the Industrial Park was built with the intention of attracting businesses in our community. Unfortunately that has not gone exactly as planned. Therefore the County is left with a building and land that is vacant. From a business standpoint, the vacancy is actually costing the County money each month. Utilities and maintenance continue to be a cost to the County. By selling this facility, you will not only be gaining \$405,000 but you will also be saving the monthly overhead on this property. Those funds could be used toward some of the other capital projects that the County is currently embarking on. Why not sell a building that is not currently generating any revenue for the County. I feel that the offer of \$405,000 is an extremely fair offer. I understand your concern that you would like us to purchase the remaining acreage which we would also love to purchase; however, at this point it's not feasible. We would also like to purchase the remaining acreage and will work diligently to raise the funds to do so. Again from a business standpoint, the County is still holding an asset. At today's economy it will be very difficult to find someone to purchase the whole property. It could take years to sell this property. We all know that a building that is not occupied will deteriorate. Which in time reduces the value of that property. If the county chooses not to sell this property, you will be taking a chance of getting less for this property in later years. As a CPA, a taxpayer, and a business owner, I truly feel that this is a win-win situation for all involved. The sale of the property can only benefit the County. I also wanted to mention that we offer new jobs to the county. We currently employ many people and as the school grows we will continue to employ additional people with your hope, and yes we are tax exempt and will not be generating any real estate revenue, but it's not currently generating any right now either. I thank you for your time and your consideration.

Ronnie Dunkum: I am Ronnie Dunkum and I'm represented by Danny Allen. What I'd like the Board to think about is, to me, this was designed for Industrial Park and if we put a school down there with private transportation, we will have a whole lot of parents coming in and bringing children in the morning and picking up children in the evening. To me that doesn't match with an industrial park. This is established now, so going to a different spot is not going to generate any more jobs at the time. I know the school does want to expand, but right now, it's basically just moving from one spot to another. If I understand correctly, the County youth already uses the building at times for sports practices when there is inclement weather or whatever. So the County is getting some benefit with the children. But what I'm concerned about is, if industry, if things pick up where industry does come to Virginia, and hopefully that is where we want our children to live and grow here and work here, we need the industry here. So to me if we sell to the school in this location, then we pretty much cut away the industrial park and we will have to start from scratch again. Thank you.

Walton Moseley: Hello, my name is Walton Moseley and I'm in District 2. I don't get to as many of these meetings as I would like, so I would first like to thank you all for your service. I

know it's a great value to our county. A lot of the points that I was going to mention, I think have already been said. Most importantly, that I think is worth repeating, is the fact I think what individuals and businesses look for when they come to a community are options. That could be options with restaurants, shopping; certainly schools are a big part of that. Having this option here in Buckingham is a tremendous asset. It's an asset that a lot of the surrounding communities don't have. I don't know the exact statistics, I know a majority of the students at the school are from Buckingham, but there are a lot of students that come from surrounding counties. Because there aren't option like this in other counties, I think it's great that Buckingham has something like this. In addition to that, a building is an asset, the long it sits the more it deteriorates. I think with the lack of interest that is shown for the last, I don't know how long its sat empty, how long has it been Becky?

Mrs. Carter: Probably 4 or 5 years.

Walton Moseley: I think each building is different, but without using the plumbing and electric and all of the things that when it sits empty is an asset that will eventually lose. I hope the Board will stand up and give this school an opportunity.

Dan Rigsby: My name is Dan Rigsby and I live in District 6. First I would like to say that I was really heartened to see this meeting open with prayer. That is just a cool thing. It is my understanding that this building has been there for 10 years. Anything that I add to what has been said would be repetitive but I would like to reiterate that it does take stress off the public schools as there are currently 70 children attending this school that are not in public schools taking away from the teachers time there. I would also like to say that as a resident and tax payer in Buckingham County that if we had a previous offer on this property of \$400,000, I assume the market was much better, now that to have an offer of \$405,000 when real estate everywhere has gone down and there is property sitting vacant, if not vacant for sale and not sold, I think it would be a great thing to sell this. The definition of insanity is to keep doing the same thing the same way expecting a different result, well, I think you have an opportunity here to have a, what we call, a bird in the hand. You could sell the property and get cash money for Buckingham County to fund whatever the Board of Supervisors sees fit to do with it. Whether it be to contribute to Hatton Ferry or whatever, but it will no longer be a drain on the budget of Buckingham County. Apart from the fact that Central Virginia Christian School is a quality, stand up organization, I can say it makes business sense as a taxpayer and resident of Buckingham County.

Julie Dixon: Hi, my name is Julie Dixon and I'm a resident of Danny LeSueur's district. I'm not sure what number that is. My husband, Guy and I send our oldest daughter to Central Virginia Christian School and we plan to send all three of our kids there. We see this school as

being an enormous asset to this County. I think that options make a County stronger and more appealing to industry that might want to locate here. I think this school has a great deal of momentum and a great deal of support. I know many of the Supervisors attended our Christmas Pageant and it was magnetic. I think my husband counted out the number of people that were in the gymnasium and he factored that it was something like 15% of the total population of the entire county was at that program. That shows what kind of support and following this school has. At the risk of repeating what everyone else has said, I'll just say that in addition to creating jobs at the school, I think this school also keeps jobs here. Because I think there are many people who can send their kids for options or choices to schools that aren't in this county. It's a great privilege that we have something in this county that we can provide our county. I'd like for you to help us out how you can and help us make this happen. Thank you.

Katie Dunkum: Good Evening. My name is Katie Dunkum from District 7. I here to speak for the purchase of the Industrial Park and a lot of things have been hit on so I don't need to be repetitive as well, but I just want to kind of reinforce some things. I have a vested interest in the purchase not only as a taxpayer but also as a parent with a child enrolled at Central Virginia Christian School. I chose to live here and raise my family here because of the strong feel of community here in Buckingham County. I fight for what I believe in and I believe in this. That is Central Virginia Christian School purchasing the industrial park building. It's an excellent opportunity for the county in a time of economic downfall. Also, looking at the rest of the County and the Town of Dillwyn, by voting yes to the purchase of the industrial park, all the businesses in the Town will benefit from foot traffic and revenue. Of course maintaining the existing jobs and building new jobs with moving the school to the industrial park. Also, another fact, since 9/11 the amount of people that are leaving cities and moving to more rural areas, such as Buckingham, has risen dramatically. Many people are wanting options for their children and is a deciding factor in where they live. By attracting new residents you are benefiting our county. Do what's best for the county and the children. You are here to represent the people of Buckingham and the people are here and they are asking you to vote yes for the purchase of the industrial park. Thank you so much.

Karl Bernette: My name is Karl Bernette and I live in District 5, Mr. Bates' district. I've come here as a citizen of Buckingham. I am a single parent and I have two children and one child has been all through middle school in Buckingham and is in high school now. I have a daughter who is 12 years old that is in Central Virginia Christian School. What this school has done for my family, we believe in the Lord and he is our personal savior and it has brought our family closer together and the community. I feel like, I'm not going to say what everyone else has said, they said what I was going to say, but I believe it is a good business decision. The building has been sitting there and as far as the transportation, where that school is located now, it is in the center of the Town of Buckingham. It is a two lane; you are talking about traffic problems, that's a

traffic problem. Where that industrial park is, you have a turning lane right there at the bank; you have 1,000 yards before you get to the school. I do not believe that is a traffic problem, not even close to what the problem is at this particular moment. I just ask the Board to please vote on this in a timely manner so we will have time to get these classrooms built and get this school ready for these children in the fall. Thank you.

Donna Davis: My name is Donna Davis and I'm in Mr. Kitchen's district. I have no idea what I'm doing up here. I just know that kids love this school. I am one that transferred here. I've been in Buckingham for 15 years. I love this county. I have put three daughters through the high school and my youngest is in Central Virginia Christian School and he's been there since the school started. Everybody is talking about what's more important, the kids are important. I would hate to see this school fold; I don't know what I would do with my child. I'm not saying that public school isn't an option but the love and Christianity that is in this school, my son actually cried to go back to school when they had the Christmas break. I think I bored him, I don't know, but he was ready to go back to school. This is a school where he comes home everyday, he can say he loves the teachers. If we take this from the kids, what would happen? I can always put him in public schools, I would hate to do it, I scrape and I save to put him in there. In moving the school, I'm with everybody else, it just seems like it would be better for everybody. For parents picking up our kids we can stop and shop do everything? Right here, there is nowhere to shop or do anything. I think letting the school go down would be a big, big mistake. Like I said it's all about the kids. Please keep this school open. The building right now, I'm one of those, my kids use the building for when it's raining for softball season or whatever, we can find somewhere else to go. I've been coaching for maybe 6 years since I've been here. We'll find somewhere, we'll go to another school, we'll practice in the rain, just give the kids this school. Thank you.

Bobby Jones: Mr. Chairman, my name is Bobby Jones and I'm in District 1. For years we've tried to get business to come to the industrial site. First of all let me say I'm all in favor of this school. The problem we've had is trying to get business to come to it. We've not been very successful. Now, if you want to get a business to come to the industrial center, you do like everybody here is saying, you sell that 6.5 acres and that building and we'll be flooded with people that want to get into that industrial center for some reason, the fact that we've sold part of it. I'm a firm believer in that. I might be wrong, but if that happens, that's no problem with that school being there. The only issue that you can have with that school being there and another business being there can be solved with a chain link fence around the 6.5 acres. That's the way to take care of it. Then you don't have a safety problem with kids anywhere else except on that school ground. I hope you vote for that. Thank you.

Linda Jones Bickford: Good evening. I'm Linda Jones Bickford and I represent District 1. Thank you for giving me the opportunity to come this evening to address you about the purchase of the industrial park building by the Central Virginia Christian School. By seeing everyone here tonight, we all have a lot in common. We all are loving, caring parents, grandparents, guardians, aunts, uncles. All of who have one thing in common. We want the very best for our children, we want them to have an excellent education and Buckingham County is very fortunate to have two excellent schools. The Buckingham public schools and the Christian School. We want our children to excel and how better way to excel than to have an excellent education. We work hard to give our children every opportunity we possibly can not only by academics but also through recreation and a strong background in Christianity. The Central Virginia Christian School offers an excellent academic curriculum for the students in the County. This school has also attracted children from surrounding counties and hopefully has brought in revenue for the county. I have three grandchildren. Two of them attend the Christian School now. My grandchildren look forward to going to school. They are very excited about going to school. They are very excited about the challenges that will benefit them. That excites me as a grandparent. My granddaughters are not only excited about the educational curriculum but also the opportunity to learn about Christianity. They are receiving an education that will help prepare them for the future and for growing spiritually which is important to all of us. The children, parents, grandparents, and guardians ask that you help support CVCS in this endeavor in purchasing the building. I pray that you approve the purchase of the industrial park building so that CVCS can remain open. Do this for the children, do this for our future and please do this because it is best for Buckingham County. Thank you.

Wes Saxon: Mr. Chairman, Supervisors, I am Wes Saxon from District 4. I'm a neighbor of the school and no problems with them, I like them. I have nothing against the school, education or religion. I've put a little time into those. But the industrial park was established to bring industry and businesses into Buckingham to lessen the tax burden on the property owners. If this goes in, I'm not sure if the industrial park can exist, I know it can't exist the way it was designed. It has been talk into the past about extending the railroad up to the industrial park, if that were to happen, that would give Buckingham a big edge on the industrial park in the state. You put the school there and I think you've tied your hands to all possible resource. You've got high speed internet going through. If we really need that much money, perhaps another option would be to relocate two office building and save some on renovations but that's my concern, not the school but with the changing the use of the industrial park. I think the industrial park in long term will benefit the citizens and taxpayers of Buckingham by industry. Thank you.

Amy Kitchen: Good evening. I am Amy Kitchen and I represent District 5, Supervisor Brian Bates. Thank you for letting us come tonight on behalf of the purchase of the industrial park building. First of all I want to say I've been a lifelong citizen of Buckingham and I am very

proud to be one. This is a good opportunity I think for you all to help the county grow. We serve many surrounding counties as well as Buckingham. When people move into this county they are looking for options. The public school is a wonderful opportunity, I attended public school for many years and I'm thankful for that, but this is a wonderful opportunity too. It's a different education; it's a ministry to everyone that is involved. I think it would be a blessing if you all would consider it and let us have this opportunity.

Tiffany Michaels: I've never been good at public speaking, but my name is Tiffany Michaels and I believe I'm in District 7 and I am standing up here today, I was born and raised in northern Virginia, an area of large opportunities and unfortunately, fortunately and unfortunately at the same time, my parents retired here and for a period of time, because of financial reasons I've had to live with them even though I have a college degree, etc., etc. The point I want to make is I drive 65 miles to work one way and I have chosen to remain in Buckingham County rather than relocate myself and my children in order to stay at this school. This school has added a lot to my family, as a single mom, this school has provided me a lot of support and has been an excellent opportunity for my daughter's emotional well being and spiritual well being. I would hate to see this school fall. In the six months we've been there, there has been an 180 degree difference. As I said, I'm having to make sacrifices financially and sleep deprivation in order to do this. If this school were to fall, I may have to leave the county. I would hate to have to do that.

Jeff Slaughter: My name is Jeff Slaughter and I live in District 5. I've got two children in this school and I've heard a lot here so far and I keep hearing business, business, business. This is good business. Gentleman, are you here to secure jobs in Buckingham and Dillwyn? If you ever come over to this school at 3:00 you will see 60-70 cars pull up. When the school gets to 8th grade, you will also increase positions; they will be tax paying positions in the school. Just think of 80-100 maybe more cars leaving that industrial park. Parents, how many kids beg you to go to McDonalds? How many of you stop at Food Lion, how many might go somewhere else. Think of all the jobs you are securing in Dillwyn and Buckingham. Maybe another restaurant will want to come here to Buckingham like Burger King or some of these other stores will want to come when they see this constant flow of cars coming in at 8:00 and leaving at 3:00. This is only a good business proposition, putting money back into your kitty for an existing building that is depreciating for us and securing a lot of jobs because of the use they will be getting in Dillwyn. I think this is a great business opportunity. A Win-Win situation for the people and businesses in Buckingham. Thank you.

Elizabeth Ragland: Hi, I'm Elizabeth Ragland. I'm on the Board of Directors with the school and also have a child enrolled. She has been at this school since kindergarten. I did not prepare a speech; Jeff just stole my thunder talking about the businesses with this being in a central location. We have 70 children currently in the school system and 11 ride a bus. That means 59

parents or grandparents, like today will be going through the heart of Dillwyn. Restaurants, gas stations, Food Lion. I also want to stress that we are not trying to be a separate entity. Our children participate in everything in this community. We have children in the football program, the baseball program, the soccer program. The majority of the parents live and work right here. My husband and I are lifelong residents of this County. I have two children, one has already graduated and one, with any luck in 5 months will walk across the stage too in Buckingham High School. We are not trying to be separate, gentleman, we are asking you to help up continue to be a part of the community. I just want to stress that we are a part of Buckingham and are asking for your help. Thank you.

Chairman Snoddy declared the public hearing closed.

Supervisor Bates: I'd like to offer a motion. It's a little bit involved so I went ahead and typed it out and I will pass copies down both ways so you can follow along.

I move to sell the Buckingham County Industrial Park Building and 6.5 acres located on Parcel A of the Buckingham County Industrial Park on Industrial Park Road off of State Route 1003, as shown on a plat dated October 27, 2006, to Danny E. Elder for the sum of \$405,000. By this motion the Board of Supervisors directs the Chairman, County Administrator and County Attorney to develop and enter into a contract for the sale of said property that includes the following considerations:

1. Describes the proposed use of the property.
2. Makes clear the tax status of the property.
3. A road maintenance agreement is included in the contract.
4. Rights of Way are clearly described.
5. Easements are included.
6. A water/sewer pump station agreement that provides for any additional pump stations which may be required by future expansion of the uses at the property, should they have any impact on the existing pump station and other necessary appurtenances.
7. The closing of the sale of this property is contingent upon the issuance of a Special Use Permit for the property for the proposed use as a private school.
8. The Chairman of the Buckingham County Board of Supervisors and the County Administrator of Buckingham are authorized to execute this contract.

I have went over this prior to this meeting with Mr. Elder and he is in agreement.

Supervisor Kitchen: Yes, Mr. Chairman, I see here you did not include the appraisal?

Supervisor Bates: That's correct. I did not.

Supervisor Kitchen: Can you explain why?

Supervisor Bates: Because we did not do it on the Bullock Brothers property nor did we do it....

Supervisor Kitchen: There is a lot of difference between the Bullock Brothers property and this. I can tell you that right now. Your thing is pretty much the same as the County Administrator proposed other than the appraisal. I'm going to explain something to you right here tonight, my vote without this appraisal will be no. My vote is for the benefit of the tax payers of Buckingham County not for a political benefit for myself. I was elected to look out for the people of Buckingham County and I don't think they are getting a fair deal. I don't know why Mr. Elder is afraid to have it appraised but for some reason he is because that is where I stand and I stand on principal not politics.

Supervisor LeSueur: Mr. Chairman, I would like to make a comment. I would like to tell everybody that I did make a trip after our last meeting to Central Virginia School for the Christmas program. I tell you, it was very exciting to see that organization. They were well mannered children, the whole facility and the way it was managed was superior. I'm very pleased and proud to have that school in our community. I would also like to say as well as going into this, I am a man of my word. When I say something I mean it. I mean what I say. If I tell you yesterday, I'm going to be the same way today. That is that when we talked last month and we brought this to a motion to bring this to public hearing this month on 6.5 acres for \$405,000 and that is what I tell you that I mean, is we bring it today at 6.5 acres for \$405,000. No less, No more and with no strings attached. Mr. Chairman.

Supervisor Bates moved, Supervisors LeSueur and Talbert seconded and the above motion passed with at 6 to 1 vote. Supervisors Bates, Talbert, Snoddy, Chambers, Allen and LeSueur voting in favor and Supervisor Kitchen opposed.

Re: Consider an Appointment to the Industrial Development Authority for the Francisco District

Supervisor Talbert: Yes, Mr. Chairman. I would like to make a motion that John O'Bryant serve on this.

Supervisor Talbert moved, Supervisor LeSueur seconded and was unanimously carried by the Board to appoint John O'Bryant to the Industrial Development Authority for the Francisco District.

Re: County Attorney Matters

There were none.

Re: Consider Amendment to the Agreement for Contract for the Architectural and Engineering Services for the County Administration, Social Services and Health Department Complex

There is an additional fee proposed of \$17,250 for the HVAC System which Mrs. Carter felt is necessary. She asked that the Board consider the fee of \$536,235 and that this money be appropriated through the funds reserved for this project.

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the fee of \$536,235 for the Architectural and Engineering Services for the County Administration, Social Services and Health Department Complex and this money be appropriated through the funds reserved for this project.

Re: Consider Bids for Phase 1 of the Gene Dixon Memorial Sports Complex Project

Bids have been received for the Phase One of the Gene Dixon Park Sports Complex Project. Upon consideration of the Board of Supervisors your recommended award of the bid will have to be forwarded to the Virginia Department of Recreation and Conservation for their review. This is due to the grant money being used for the first phase of this project.

Bid Results for Gene Dixon Memorial Park Expansion Project No. 51-100116

1. E.F. Brown Construction	\$185,000.00
2. Harold W. Collins	\$204,238.00
3. Dickerson Construction	\$206,056.79
4. Dunnevant Excavating & Grading	\$219,492.00
5. Linco, Inc.	\$224,000.00
6. Haley, Chisholm & Morris	\$227,000.00
7. Handley Excavating & Development	\$234,276.00
8. Red Oak Excavating	\$265,908.00
9. Carr Contracting	\$271,922.00
10. Rock and Raines Construction	\$286,655.00

11. Messer Contracting

\$299,025.00

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the low bid of \$185,000 from E .F. Brown Construction.

Re: Consider Building Permit Refund

Latoya Chambers has requested a refund of a building permit she purchased on August 25, 2009. After purchasing the building permit number 14732-09, Ms. Chambers found that she had not legally purchased this property and therefore would not be building on this site. The cost of the building permit was \$330.54 minus the \$20.00 processing fee; the total refund would be \$310.54.

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the Building Permit refund to Latoya Chambers in the amount of \$310.54.

Re: Consider request from Ellis Acres Memorial Park, Inc. for a twelve month extension of the waiver on the minimum monthly water charge.

Supervisor Kitchen: He's just asking for the minimum water charge. If it goes over that, over the minimum, is he going to pay the difference?

Supervisor Bates: He's only used 10 gallons of water.

Supervisor Kitchen: If he starts construction down there, they might go over. I have no problem with the minimum, but anything over that; I think they should pay for it because it could get into quite a bit.

Supervisor Kitchen moved, Supervisor Bates seconded and was unanimously carried by the Board to waive the minimum monthly water bill for the Ellis Acres Memorial Park for twelve months. Anything over the minimum will be the responsibility of Ellis Acres Memorial Park.

County Administrator's Report

Cigarette Tax: This first issue is an update on the cigarette tax. We found that if the County did not have a cigarette tax prior to 1977 they have to have General Assembly approval. A town or city can have it. I have spoken to Delegate Abbitt and the Board would need to authorize me to make a request for him to introduce a bill that will give us authorization, it does not mean that you have to do it, but at least we will have authority to enact that tax. We haven't gotten to how

much it would be at this point, because we don't have General Assembly approval to have that tax and in talking with Watkins Abbitt he will need something by the 13th for authorization for a nonbinding authority.

Supervisor Kitchen: Let me ask you something, Becky. Does this entail snuff, chewing tobacco, pipe tobacco?

Mrs. Carter: Any tobacco products.

Supervisor Kitchen: Oh, all tobacco products. I just wanted to be clear.

Supervisor LeSueur: The way we've got it worded, on this sheet, says cigarette tax. It should be tobacco tax. Is this a tobacco tax or cigarette tax?

Supervisor Kitchen: I think it all means one thing.

Mrs. Carter: However you want to do it. If you want to do tobacco products. It includes snuff, the whole nine yards, all of it.

Supervisor Kitchen: If we ask for a cigarette tax, it should mean cigarettes.

Mrs. Carter: The code calls it cigarette tax.

Supervisor LeSueur: I move that we give you authorization to go ahead and get a bill for the tobacco tax.

Chairman Snoddy called for a second.

Supervisor Bates: I'll second so we can vote, but I'll be honest with you, John, I hope you have your heart pills because you and I agree on this, I just don't think there needs to be any more taxes right now.

Supervisor LeSueur: Let me clarify this. Like Becky said, it's not a binding but it puts us in a position that if some point and time we do decide we won't have to go through the bureaucracy trying to get the paperwork done and it will be between us here at the Board rather than having to go to the assembly.

Supervisor Kitchen: I think we should let it ride for a while. I agree with Brian, I hate to do it but by God I will.

Supervisor LeSueur: I rescind my motion.

It was the consensus to table this matter.

Mrs. Carter: If I can just clarify, if some of you recall that during the budget process, you wanted to look at some other options to try to take some relief of the real estate. That is why I'm bringing these things to you. Try to look at other options. I'm not trying to add extra taxes but to bring some relief.

Supervisor Kitchen: Things are just so bad.

Supervisor Bates: You are just doing what we asked.

Entrepreneur Express Workshop

The other issue is there is a workshop set up with the Virginia Department of Business Assistance, Tourism Corporation, Cooperative Extension, Small Business Development Center of Longwood University and my office is a partner with that. The workshop will be on Thursday, February 4th from 8:30 to 12:30 in the Ag Center. They would really like to get the word out to people and if anyone is interested, segments include "How to start and operate a business, growing your business/marketing strategy, Financing/Managing Resources, and Available resources and resource fair. So if anyone would like to register for this, please let us know or you can go online at www.vastartup.org.

That concludes my report Mr. Chairman.

Re: Other Board Matters

There were none.

Re: Executive Session

Supervisor Bates moved, Supervisor LeSueur seconded and was unanimously carried by the Board to enter into executive session with 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. §2.2-3711.A.3.

Re: Return to Regular Session

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

Re: Certification of Business Discussed

Supervisor Bates moved, Supervisor LeSueur 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.

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

ATTEST:

Rebecca S. Carter
County Administrator/Clerk

I. Monroe Snoddy
Chairman