

**-Buckingham County  
Board of Supervisors  
Monthly Meeting  
May 9, 2011**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, May 9, 2011 at 7:00 p.m. in the Buckingham County Agricultural Center, the following members were present: E.A. "Bill" Talbert, Chairman; F.D. "Danny" LeSueur, Vice-Chairman; I. Monroe Snoddy; Joe N. Chambers, Jr.; 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; Rebecca S. Cobb, Zoning Administrator; and E.M. Wright, Jr., County Attorney.

**Re: Quorum Present**

Chairman Talbert certified there was a quorum-seven members present. The meeting could continue.

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

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

**Re: Approval of Agenda**

**Supervisor Kitchen moved, Supervisors Bates and LeSueur seconded and was unanimously carried by the Board to approve the agenda and the addendum as presented.**

- H. Department/Agencies: Appointments, Requests and Presentations**
- 7. Consider payment for School Construction Project in the amount of \$1,457,657.56.**
- 8. Consider resignation of Ashley Harris, Asst. Recreation Director and authorize advertising the position.**
  
- K. County Administrator's Report**
- 2. CRC's update on County's request to change its By-Laws to include member of Town Council that falls under County's blanket membership**
  
- L. Information Items**
- 5. Virginia Resources Authority Newsletter: Buckingham County featured on page 3**

**Re: Approval of Minutes**

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve the minutes of the April 11, 2011 and the April 25, 2011 meetings as presented.

**Re: Approval of Claims**

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

**Re: Announcements**

There were none.

**Re: VDOT: Road Matters**

**BUCKINGHAM COUNTY  
Board of Supervisors Meeting – May 9, 2011**

<b>MAINTENANCE</b>	
Planned Maintenance activities for the next 30 days: <ul style="list-style-type: none"> <li>Crews will patch surfaces, respond to customer concerns, machine and add stone to non-hard surface routes and surface treat roadways.</li> </ul>	
<b>CONSTRUCTION</b>	
<ul style="list-style-type: none"> <li>No Updates this Month</li> </ul>	
<b>TRAFFIC STUDIES/SPECIAL REQUESTS</b>	
<ul style="list-style-type: none"> <li>As a result of our investigation, DEAD END Warning Signs will be installed on Route 736 for southbound traffic, just south of Route 60, as well as DEAD END Warning Signs for eastbound and westbound traffic underneath the street name signs at the intersection of Route 60 and 736.</li> <li>EQUESTRIAN Signs were installed on Route 608 (Elcan Road).</li> <li>A request for Curve Warning Signs was received for Route 608 (Elcan Road). WINDING ROAD SIGNS and 30 MPH advisory were installed on April 1.</li> <li>A request for SLOW MOVING VEHICLE Signs has been reviewed for Route 654, Back Mountain Road. Graphic SLOW MOVING FARM VEHICLE Signs with a NEXT 1.5 MILES Supplemental Plaque will be installed for northbound and southbound traffic.</li> </ul>	
<b>PROJECT STATUS</b>	
<ul style="list-style-type: none"> <li>The Draft Secondary Six Year Plan is near completion; however a technical issue has delayed its presentation to Buckingham County. We anticipate having his problem resolved within the next couple of days.</li> </ul>	

**Supervisor Bates moved, Supervisor Kitchen and LeSueur seconded and was unanimously carried by the Board to set a public hearing for the Six Year Plan for the June 13, 2011 meeting at 7:15.**

## **Re: Zoning Matters**

**Rebecca Cobb:** I just have one quick item tonight. It basically just a reminder that we have a joint work session on May 16<sup>th</sup> with the Planning Commission. CityScape will be here to discuss legal rights as far as cell towers and we'll also talk about changes the Planning Commission is doing with the Zoning Ordinance.

## **Re: Ruth Wallace, Extension Service: 4-H District Contest**

Thank you for your time this evening. I'm here today to tell you a little bit about the 4-H Contest that we've had going on. I work in partnership with the School System and every fourth grader in the school system gave a presentation where they demonstrated how to do something. Fifth graders do a public speaking where they write a speech and give it to their class and the sixth graders do a science fair project where they give an oral presentation on their project and the judges are all community members that come out and volunteer their time to do that. The ribbons are given out according to the Danish system where there are ideal standards and the students are scored on that system. They get a blue ribbon if they do really, really well. A red ribbon well with room for improvement and a white ribbon for a lot of room for improvement. We also give out purple ribbons for the best overall. We had a number of people earn purple ribbons in their classrooms in the categories. Those purple ribbon winners were eligible to go to the district competition which involves twenty different counties and the City of Lynchburg. I brought with me today, three individuals who went on to the district level and they want to share with you a little bit about their experience.

**Jairus Jones:** Have you every had the experience of being part of something fun and exciting and educational all at the same time? I have and I'm here tonight to tell you about my experiences in 4-H. My name is Jairus Jones, I'm a fourth grader in Dillwyn Elementary School, and I developed a how to presentation and demonstrated to the class, how to make a lava lamp. This presentation involved gathering my supplies, figuring out what I wanted to say, making posters and using them as visual aides as well as practicing. It seemed like a whole lot of work but it paid off. I earned my way to the district level of competition by winning a blue and purple ribbon in the classroom. The blue ribbon shows that I had a good presentation which included everything that it should and that I did a good job. The purple ribbon is reserved for the very best presentation overall. In the classroom, Mrs. Wallace gives out several purple ribbons. At the district level there is only one purple ribbon in each category. I was very nervous being around so many other children from other counties. But I did it and I won the purple ribbon in the Science and Technology category. It was very rewarding for me and I look forward to doing it once more in the state.

**Alaysia Toney:** Hello my name is Alaysia Toney and I'm a fifth grader at Gold Hill Elementary School. I participated in the 4-H Public Speaking contest and won a blue and purple ribbon in my classroom. I won first place in the district competition in Appomattox.

**Mason Robinson:** Good evening. My name is Mason Robinson and I'm in sixth grade this year. I participated in the 4-H Science Fair Contest. I conducted an experiment to find out which air soft gun had more impact when it hits the target. After doing the experiment, I created a display that explained my project. At the contest the judges looked over my display and I gave an oral presentation about the project. The judges had lots of questions which I was able to answer. I earned top honors at the school level and then went on to the district competition where I also won a blue ribbon. After three years of participating in the 4-H contests I am now able to speak in front of a group. Thank you for supporting the 4-H program.

**Ruth Wallace:** Buckingham had 20 out of 105 there at the district level.

The students shook hands with the Board and took pictures.

**Bates:** Mr. Chairman, I'd just like to say that when I was in fourth grade, I participated in the Public Speaking Contests too and now, well you know.

**Talbert:** I know you parents are proud your youth. It's so great that you came up here tonight. No way would I have stood there when I was in fourth, fifth or sixth grade. Thank yall so much. Ruth, thank you for everything that you do for 4-H. I believe in 4-H and FFA for agriculture in this county and you are doing a great job.

**Re: Consider ACO Shumaker's recommendation of denial of payment regarding livestock claim from Bob Saxon**

**Kitchen:** Mr. Chairman, I've looked at this picture and I've seen a lot of dead calves, I don't think this one was killed by a dog.

**Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to accept ACO Shumaker's recommendation and deny this livestock claim.**

**Re: Consider awarding of Bid for New Water Treatment Facility**

**Mrs. Carter:** The bids did come in and the low bid was from English Construction Company in the amount of \$10,660,000. I must say that the bids came in about \$2 million more than this low bid so it is the recommendation of the Water/Sewer Committee that the Board award this bid to English Construction Company in the amount of \$10,660,000.

**Supervisor Kitchen moved, Supervisor LeSueur seconded and the motion was passed with a 6-1 vote with Supervisor Bates opposing to award the bid for the New Water Treatment Facility to English Construction Company at a price of \$10,660,000.**

**Talbert:** I'd just like to say that I've known English Construction Company for...I started working for Jay Sears Company in 1956, and we did work for them when they were building schools, mill work. They are a good company. I was really pleased to see...my brother worked for Mid Eastern Building for 25 years and retired two years ago and he was there as charter member and they had low bids too, so you had two good companies.

**LeSueur:** I'd like to read the resolution for contract and make a motion to transfer \$2,167,456 to the Water Plant Construction Fund for the Water Plant project because that was the \$2 million we were short. That \$2 million was put into capital projects money that was set aside when we raised the rates in 2004 to look at capital projects going forward because we didn't have a capital projects fund in the water facility.

### **CONTRACT FOR CONSTRUCTION OF WATER PLANT**

**WHEREAS,** bids for the Water Plant were received on March 29, 2011; and

**WHEREAS,** English Construction Company, Inc. was the low bidder in the amount of \$10,660,000.00; and

**WHEREAS,** the engineers for the County, Malcolm Pirnie, the Water Division of Arcadis (Engineers) have reviewed the bids; and

**WHEREAS,** the Engineers advise: (1) the submitted bid was checked and no irregularities were discovered; (2) that they have checked with the Department of Professional and Occupational Regulation to confirm that their contractor's license is current and that there are no open or closed cases against them; that they have called several of the references provided, suppliers and engineers, and received positive feedback; that as R. Stuart Royer and Associates and Malcolm Pirnie, Inc., they have worked with English Construction on a number of projects where English was the general contractor and the quality of their work left little to be desired and they conducted themselves in a professional manner; and that it appears that they have the ability and resources to adequately execute the construction of the new County Water Treatment Plant; and

**WHEREAS,** USDA, as the provider of grants and loan, also needs to review and approve the bids; and

**WHEREAS,** the County has the budget to proceed with the project;

that the Board accept the bid of English Construction Company, Inc. for \$10,660,000.00, subject only to the approval by USDA; and

That the County enter into a contract with English Construction Company, Inc. to construct the water plant project; upon terms and conditions mutually agreeable to the County and English Construction Company, Inc.

Further:

that the County shall transfer the sum of \$2,167,456 to the Water Plant Construction Fund to be used as needed for the construction of the Water Plant.

**Supervisor LeSueur moved, Supervisors Kitchen and Chambers seconded and the motion passed with a 6-1 vote with Supervisor Bates opposing to approve the above resolution for Contract for Construction of Water Plant and to transfer \$2,167,456 to the Water Plant Construction Fund.**

**Mrs. Carter:** I want to remind you that this includes a \$5 million loan from Rural Development and \$5.7 million grant from Rural Development. This is the same project we've been working on for several years.

### **Re: Consider appropriation of \$1,720 from the Fire/Rescue Training Reserve**

An appropriation of \$1,720 from the fire training reserve is requested to be used on the purchase of an AED Plus Quick Start Kit. This kit will be kept on the site of the burn building training facility in case there is a need for heart related problems during fire training. EMS will only be on the site for live burns, and not other training exercises. This kit will be something to have on site in the event of an emergency.

**Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to approve the appropriation of \$1,720 from the Fire/Rescue Training Reserve for the purchase of an AED Plus Quick StartKit.**

### **Re: Consider Request from Historic Buckingham, Inc. for an appropriation to the Hatton's Ferry**

**Kitchen:** How much did we do last year?

**LeSueur:** I think we did \$1,000 for that.

**Mrs. Carter:** We appropriated \$1,000 and I got an email from Martha Louis today saying that it costs about \$21,000 a year to maintain Hatton's Ferry. There is a lot of work that needs to be done on the Buckingham side. The County did appropriate \$1,000 and they appreciate it very much and would appreciate anything that you can do

**Kitchen:** I say we give them what we did last year.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve to appropriate \$1,000 to the Hatton's Ferry fund to be used for repairs to the Buckingham side.

**Re: Consider payment for School Construction Project in the amount of \$1,457,657.56**

An invoice in the amount of \$1,457,657.56 was received from Blair Construction for a payment on the School Construction Project for the Upper/Lower Elementary School.

Supervisor Kitchen moved, Supervisor LeSueur seconded and was unanimously carried by the Board to approve payment of \$1,457,657.56 to Blair Construction for the School Construction Project.

**Re: Consider resignation of Ashley Harris, Asst. Recreation Director and authorize advertising the position**

Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to accept the resignation of Ashley Harris and authorize staff to advertise the position.

**Re: Consider authorization to bid for building inspection vehicle**

**Mrs. Carter:** The vehicle for the maintenance crew has completely broken down, the motor is shot and the electrical is burned. We have money in the next budget to purchase a new building inspection truck so I would like for you to authorize us to bid this out so we can pass the building inspection truck down to maintenance.

Supervisor Kitchen moved, Supervisor Chambers seconded and was unanimously carried by the Board to authorize staff to bid out for the purchase of a Building Inspection vehicle.

**Kitchen:** On that old truck, it's going to be considered junk.

**Mrs. Carter:** We have to junk it, yes. It's torn apart. When they looked at the electrical they saw the motor was shot.

**Kitchen:** How can we dispose of it without costing the county anything? It's junk so I make a motion that we give it to the gentlemen, the two that worked with it. It might be some parts on there they can use.

Supervisor Kitchen moved, Supervisor Chambers seconded and was unanimously carried by the Board to give the junked maintenance truck to the two gentlemen that worked with it for parts.

**Bates:** Can we do that?

**Kitchen:** Yeah, it's junk.

**Talbert:** We give the scrap iron to the two workers so they can get parts off it.

**Re: Consider authorization to contract with Robinson, Farmer, and Cox for detail review of school funds in accordance with the resolution dated April 25, 2011**

**Mrs. Carter:** I just want to let you know that they said the cost will not exceed \$6,000 for the first year and not more than \$3,000 for any other year they have to go back.

**Bates:** Is everything square between us and the school board? I understand there was a disagreeable earlier.

**Talbert:** It is now.

**Mrs. Carter:** Yes, sir. The audit will begin next week.

**Bates:** We are conducting the audit?

**Mrs. Carter:** Yes, sir.

**Talbert:** I'd like to say to the audience out there that this board has worked closely with the school board; it's not that we think anything has been done wrong; it's just no more than us wanting to make sure everything is running smoothly.

**Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to authorize to contract with Robinson, Farmer and Cox for detail review of school funds.**

**Re: Consider Longwood College Internship**

Mr. Kramer Anderson, a Longwood University rising senior and also a Buckingham County resident has requested that he be allowed to perform his mandatory internship with the County Administration.

Mr. Anderson would serve this internship during the summer months.

There will be no cost to the county.

*Supervisor Snoddy moved, Supervisors LeSueur and Bates seconded and was unanimously carried by the Board to approve the internship of Mr. Kramer Anderson in the County Administration office.*

## **Re: County Administrator's Report**

**Board of Zoning Appeals Terms that will expire on 6/30/11:** The following BZA terms will expire June 30, 2011:

Gordon G. Ragland, Jr.: Slate River District  
Cassandra Stish: James River District  
Luther Thomas: Maysville District

I just wanted to remind you or advise you that we have the three BZA member's terms will expire June 30<sup>th</sup> and I ask that you speak with your appointees in those districts.

**CRC's Update:** Last month you all did request that the CRC consider changing their By-Laws to include members of Town Council as representatives if the town falls under the County's blanket membership. Mary Hickman advised that they are considering this issue and will let us know something in June.

**Virginia Resource Authority Newsletter:** I've given you a copy of the VRA Newsletter. I hope you will look through that. Buckingham County is featured on page 3 of that.

## **Re: Other Board Matters**

**Talbert:** I'd like to ask Mrs. Carter if she would check into doing away with these county stickers. I've been to a couple counties and they have been very satisfied and I'm going to two or three others. Would you look into it and bring us a report back at the next meeting?

**Mrs. Carter:** If the Board so wishes.

*Supervisor LeSueur moved, Supervisor Bates seconded and was unanimously carried by the Board to have Mrs. Carter check into doing away with County Stickers and report back to the Board at the next meeting.*

**Mrs. Carter:** If I might add, if any of you have any suggestions...that is what we use, the county decal for people coming into the solid waste sites? To let us know they are citizens and have paid their taxes.

**Talbert:** Well, I gave you one particular thing. I was down at the store down on Rt. 15 and here came a guy with a great big dump truck bragging that he'd been down in another county and cleaned someone's barn out and took it down here to the Spouse's Corner dumpsite down here in Dillwyn. He had Buckingham county tags but he came out of Prince Edward so... I don't think you are going to have that problem. I've talked with other counties and they said they haven't had a problem. Most of the site people and we have some good people out there; know who is coming in and who ain't. I've got the ordinance but I...I'll give you the ordinance from one of the counties that they gave me when they did it and this particular one told me that money came in...how they did theirs was at the end of the year when you paid your personal property taxes you'd be surprised how much more money you took in. So that's going to offset anything that you might get people to...I don't think anybody else is going to bring more trash into Buckingham County than is already bringing it in. We can't law enforce it like it ought to be.

**Mrs. Carter:** The counties that I've talked to they have twice a year tax billing, is the one that have ran into most of the trouble, because if the state will not issue their state license if they have delinquent taxes. Sometimes with the twice a year, we'd probably have to change our software because it will show up that the second half is owed.

**Talbert:** This goes on Personal Property only. You don't pay that but once a year. All of them that I went to did it at the end of the year. Well I'll tell you the counties I talked to is Cumberland County, she said they have not had one complaint and they've had more money come in than they ever thought would come in.

**Mrs. Carter:** Coming in from where?

**Talbert:** People buying the county tags. In other words, the \$25 will be added to your personal property taxes if you've got a vehicle. They come and pay it, she said they have more money coming in, she didn't tell me the amount.

**Kitchen:** What are you saying, Bill, that you can't buy your state license if you don't pay your taxes?

**Talbert:** Well you have to go over to the state and put a stop of them.

**Kitchen:** That's what I mean.

**Talbert:** Amelia County is going with the State, if you don't get your county tag, you don't get your state. I want to find out how they do it.

**Bates:** So Mrs. Carter, you are going to give us...you are going to look into this and get us a report on it.

**Talbert:** We want to save all we can.

There being no further business to discuss, Chairman Talbert recessed the meeting until May 16, 2011 for a joint work session with the Planning Commission.

Attest:

---

Rebecca S. Carter  
County Administrator

---

E.A. "Bill" Talbert  
Chairman