At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, February 12, 2018 at 6:00 p.m. in the Peter Francisco Auditorium of the Buckingham County Administration Building, the following members were present: Danny R. Allen, Chairman; Donald E. Bryan, Vice-Chairman; Robert C. Jones; Don Matthews; E. Morgan Dunnavant; Harry W. Bryant; and Joe N. Chambers, Jr. Also present were Rebecca S. Carter, County Administrator; Karl Carter, Asst. County Administrator; E.M. Wright, Jr., County Attorney; and Rebecca S. Cobb, Zoning Administrator.

Re: Call to Order
Chairman Allen called the meeting to order.

Re: Establishment of a Quorum
Chairman Allen certified there was a quorum. Seven of seven members present and the meeting could continue.

Re: Invocation and Pledge of Allegiance
Chairman Allen gave the invocation and the Pledge of Allegiance was said by all who were in attendance.

Re: Announcements
There were none.

Re: Approval of Agenda

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

S. Executive Closed Session

Section 2.2-3711.A.29 Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position of negotiating strategy of the public body.
Re: Approval of Minutes

Supervisor Bryan moved, Supervisor Dunnivant seconded and was unanimously carried by the Board to approve the minutes of the January 8, 2018 meeting as presented.

Re: Approval of Claims

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

Re: Public Comments

Allen: We have three public hearings tonight so if you want to talk about the public hearing, just wait. We have public hearings on Bed and Breakfast, Campground and Telecommunications Tower. So they are for later on. If anybody’s got a public comment now, come down. You have a three minute time limit.

Eddie Slagel, District 3: Mr. Slagel thanked Chairman Allen for revisiting personal property tax on RV’s. He also expressed his concerns with the ACP CUP in Cumberland County and the use of Salem Church Road for the ACP laydown yard. He expressed concern of all the traffic that will be on that road and asked the Board to express their concern also.

Jeeva Abbate, District 5: Mr. Abbate expressed his concern of the floodplain and the Cumberland ACP lay down yard. He hopes the Board will consider the request to get a professional to look into the floodplain issue.

Ruby Laury, District 6: Mrs. Laury also wanted to address the Board regarding the ACP wanting to override Buckingham Floodplain Ordinance and she hoped the Board will seek professional review.

Heidi Dhivya Berthood, District 5: Ms. Berthood asked the board to remove from the agenda the ACP application for floodplain variance dates August 11, 2017 because it expired due to a 90 day limit to respond. She asked the Board to please take Mrs. Cobb’s advice to get technical advice on processing the floodplain variances. Ms. Berthood strongly encouraged the Board to wait to consider the ACP’s application for floodplain variances until other pending permits or memorandums of agreements have been issued because impacts will be unknown. She requests the Board request FEMA to do risk analysis for the ACP project in Buckingham County. She asked if Hanuman could continue her speech.

Swami Dayananda, District 5: Swami Dayananda wanted to voice her concern in regard to Horizontal Directional Drilling, a technique to go under rivers and streams to place the pipeline. She is concerned about the quality of well water due to this. She stated there we not enough studies done on Horizontal Directional Drilling to know the impacts of it. She stated there has been recent spills or failures of this technique. She asked to please study this and make sure it will not harm our wetlands.
**Kenda Hanuman, District 5:** Mrs. Hanuman asked if Mrs. Cobb received a letter from Libra Max and if she needed to read any of it tonight. She stated that she is a landowner along the James River where the directional drilling will go through. She is not giving approval for anything to happen on her property. Mrs. Hanuman carried on Ms. Berthood’s speech regarding FEMA conducting a risk analysis and the debt of FEMA. She said Ms. Berthood is asking that you proceed carefully to avoid unnecessary burden to taxpayers of this county and beyond.

**Dunnavant:** Mr. Chairman, I have a question, you spoke of somebody’s impoundment on an easement on another person, it’s not on your property?

**Hanuman:** It’s not my property. It’s Libra Max’s property.

**Dunnavant:** Is that person here?

**Hanuman:** No, she’s out of state. She sent a letter to Mrs. Cobb. Would you like a copy of it?

**Dunnavant:** I’ll get a copy of it.

**Quinn Robinson, District 4:** Mr. Robinson stated he was speaking as an individual and the ACP is still a problem and is not going away, not going to get any better, and the soon the Board decides to change direction the better. He stated that Dominion is outside the law on many things in Virginia. He stated that there is going to be some talk about flood control and he wants to advise the Board that there is a social tsunami coming from Northern Virginia. It’s wealthy, influential and is going to wash away these holdouts from the 19th century which seems to be so popular to defend here in Buckingham. He states that if it’s not going to be coming from the county in terms of the adjustments made to the minutes of meetings, there may need to be an independent website developed to bring out these things to give testimony to what’s happening here and he doesn’t think it would be favorable. It’s a matter of censorship.

**Sam Jones, District 3:** Mr. Jones wanted to discuss Bates Market solid waste site. It’s directly on his front step almost. He is concerned about it and little has been done about it even when notice has been put out to have it moved or updated. He asked for concern because garbage is blowing from dumpsters onto his property and no one is cleaning it up but him.

**Bryan:** Mr. Jones, there is a proposal just to let you know if you stay around for later in the meeting, there is a proposal to take care of that site and will make it better for you and the county residents in the county. Just to ease your mind. We are aware of your anguish over that site and have taken steps to remedy that situation.

**Jones:** I appreciate that and hope you don’t drag your feet.

**Bryan:** Hopefully it will be for the better, Mr. Jones.
Re: VDOT Road Matters

Mr. Shippee could not be here tonight.

Matthews: I have some discussion I’d like to get on the record for road matters.

Jones: I also have some.

Matthews: The one I’d like to start with is 636 east side of that going towards Cumberland County. There is some tremendous of shoulder work that needs to be done and especially with all this rain and snow. I’ve gotten a couple complaints of people meeting tractor and trailers. I had a school bus driver tell me that if he met a tractor trailer there was going to be a problem with one of them getting off the road and will probably end up being something ugly as far as an accident or wreck or school bus getting turned over. We don’t want that to happen. So I’d like to make Mr. Shippee aware of this and send him a copy as far as the minutes are concerned.

The other road is 633 which is Buckingham Springs side. There is a 3 or 4 mile stretch of road that the road is just broken all to pieces. I think I referred to this about 2 months ago during VDOT matters, either December or November meeting so they are aware of it. I’d like to see a little more action when we do make requests like that as far as VDOT is concerned.

Let’s see, Rt. 15, I just happened to be out the morning that it snowed and the roads were in the worst condition as I have ever seen in 35 years in Buckingham County with removing snow on the main highways. I’m not talking about secondary roads, I’m talking about main highways. I had to go from here to Charlottesville for a Doctor’s appointment that I could not miss. It took me an hour and a half from here at my home to just west of Scottsville. I finally got to the Doctors office about an hour late. But once I got to the Albermarle/Fluvanna County lines it was like day and night difference. They had taken care of the snow removal and I’d like to know why in the world do we wait so long to take care of that issue in Buckingham County. People in this county have to go to work and make arrangements to get to the grocery store and doctor appointments even in inclement weather so I think VDOT kind of let us down in that storm.

There is another issue too with Rt. 15. If you are coming north towards Buckingham from the Shephards area, Rt. 769 is a state route that turns to the right, it just happens that I live on that road, there is a grade that comes down into a bottom before you get to I think it’s the Little Willis River that comes across 15, well, there’s been some…there is a school bus that stops at the end of that road, we do not want an accident to happen. There is no sight clearance coming that way until you get to that road so if something happens and someone can’t get stopped at 8:00 in the morning, there’s going to be a problem there, I can tell you that.

Salem Church Road with what Mr. Slagel said, just a few minutes ago, there is going to be a big impact as far as traffic is concerned in the county and VDOT really needs to take a real hard, strong look at that particular area. Salem Church Road, CAIRA Road and Back Mountain Road.
Carter: I talked with you today about that and that is the Planning Commission that has approved this not the full Board.

Matthews: In Cumberland County?

Carter: Yes, so there may be some time still, I’ve been trying to get ahold of Vivian to express you concerns to them. Maybe we can ask them to make sure to use the other route. I can’t be there but I can get up with her and have our concerns expressed.

Matthews: If they would like to work with us on that matter being they are our neighboring county and anything we can do for them we try to do it. So if there is an issue, I know it’s important for them to get the revenue that’s going to be generated by this particular site in their county of course we are going to benefit from that too, but we also want to take care of our citizens and people that live in that area. We don’t want people to be going to work and meet 200 tractor trailers a day coming in and out of that facility. That’s my concern. Safety first.

Carter: I did speak with a representative from ACP Friday and he said there will be at least 400 vehicles every morning coming through there.

Matthews: It goes back again to VDOT. I’d like to see a little more input from VDOT whether it’s Scot Shippee or his boss or whoever it may be. They need to be talking to us, not just going in one ear and out the other. We need some action. That’s what I’m saying.

Jones: My problem is going north on 15 to Blinky’s Road which is 672. If you turn left onto Blinky’s road you only go about 100 yards and you have a stop sign on right there the road you would go into is Old Fifteen. There is a building there on the left that says Mickey’s Place. It’s been there since I was a kid which has been a right good while, but there is a bush right in front of that place that when you pull up to that stop sign on Old Fifteen Road, in order for you to look left to see if anything is coming, you are half way in that road, in the middle of it. There has been multiple almost accidents, brakes sliding and all. I understand, I think its state highway right of way but I’m not sure but regardless of whose it is, it needs to be cut down so that you can see how to safely come out into the road and it needs to be cut down. That’s all I have.

Allen: Anybody else have road matters?

Carter: Mr. Chairman, you were talking about the Cumberland application, since they are meeting tomorrow night for final approval, of course depending on how you are feeling I think it would pull more weight to take action to encourage Cumberland to put a condition regarding on keeping as much traffic off of that road as possible. It might help. Most of that is going to be in Buckingham.

Bryan: Mr. Chairman, I make a motion that we draft a letter to the Cumberland County Board of Supervisors asking them to move traffic away from Salem Church Road. If they are to use 45 as their entry point, they can also use it as the exit. Those roads are narrow.
Dunnavant: Do we want to provide a copy of this to VDOT as well?

Bryan: Yes. Also send email to Mr. Shippee.

Allen: Email, so send that tomorrow.

Bryan: Yes, we need that letter sent to Mrs. Giles.

Carter: I will work on that tonight hopefully.

*Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to send a letter to Cumberland County Board of Supervisors asking them to move traffic away from Salem Church Road and use Rt. 45 on the ACP application.*

**Re: Public Hearing: Zoning Case 17-SUP248 SUP for Bed and Breakfast**

Cobb: The first hearing I have for you tonight is Case 17-SUP248, owner/applicant Fran Hill, as I said for a bed and breakfast on Tax Map Section 189 Lot 46 containing 93 acres on South James Madison Hwy in Curdsville Magisterial District. The Planning Commission has held their public hearing and there were no comments at that time. They have recommended approval with conditions that you have before you. I believe we do have someone signed up for the public hearing.

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. The facility shall meet all safety requirements of all applicable building codes.
3. That commencement of the facility shall begin within one year of the approval by the Board of Supervisors or this special use permit shall be null and void.
4. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions.
5. Ample parking for occupants shall be supplied on premises and no roadway shoulders shall be used.
6. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
7. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect and for this purpose, the provisions of this are hereby declared to be severable.
8. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Planning Commission or Board of Supervisors.
9. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator shall be allowed to enter the property if a complaint is registered against the property for noncompliance with this permit.
10. That the applicant(s) understands the conditions and agrees to the conditions.
Allen: Any comments before we open the public hearing? Let’s open the public hearing for the bed and breakfast. Anybody that wants to come down to speak has three minutes to speak.

Chairman Allen declared the public hearing open.

Marie Flowers, District 3: My name is Marie Flowers and I’m from the 3rd district and I’m representing the Curdsville Community Center. I don’t want anything that I say to for you to hold it against them but they are wonderful people and good neighbors. I recommend or the Curdsville Community Center members recommend that you approve that. Let me make one comment on 633 because that goes right past their farm. The rest to 15, there’s no point doing anything there because they have already flagged for the pipeline so if you recommend any kind of repair there, it’s throwing your money away. Thank you. One other thing to say about that, I didn’t use my 3 minutes, there is no signing that says Zoning change. I mean there is no reason why they should be denied but there should be a sign that alerts neighbors. There is never any sign for zoning changes.

Allen: There is supposed to be.

There being no further speakers, Chairman Allen closed the public hearing.

Allen: Anybody have a motion?

Dunnavant: I move that we approve the bed and breakfast special use permit.

Matthews: Second.

Allen: Alright, any more discussion? If not, let’s vote. 7 vote yes. Approved.

Supervisor Dunnavant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the Special Use Permit for Case 17SUP248 for Bed and Breakfast by Fran Hill.

Re: Public Hearing: Zoning Case 17-SUP249 for SUP for Campground

Cobb: This is for a Special Use Permit for 17-SUP249, applicant/owner Lloyd Buckingham Farm LLC, Tax Map Section 121, Lot 8 containing 18 acres on Willow Lake Road in the Maysville Magisterial District. The Planning Commission held a public hearing on December 18, 2017. There were no comments at that time. The Planning Commission is recommending approval with conditions. I will also note that the applicant did amend, originally the application was asking for five sites and the applicant has submitted a new drawing depicting seven sites on the interior of the property. So that has been given to you for your review as well as my suggestion of adding a condition that the sites will be limited to that number of seven. The applicant is here if you have questions and I believe we do have folks signed up for the public hearing.
Submitted Conditions:

1. That all federal, state and local laws, regulations, permit requirements and ordinances will be adhered to including but not limited to 12 VAC 5-540-VDH Rules and Regulations Governing Campgrounds.
2. That commencement of the business, as demonstrated by a certificate of operation, shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.
3. There shall be no leakage of effluent from any camping unit, hoses or connections.
4. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
5. Right of ways and roadway shoulders shall be not be sued for parking.
6. Only trailers classified as Recreational Vehicle or Self-contained camping unit and with current registration shall be allowed.
7. That this temporary campground approval expires at the end of five years of operation, with six month extensions upon request. Self-contained camping units shall be removed within 30 days after expiration of this Special Use Permit.
8. The Buckingham County Noise Ordinance must be adhered to.
9. No campground structure shall be erected within 50’ of adjoining properties without adjacent landowners written permission.
10. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, upon one days’ notice, to check for compliance with the provisions of this permit.
11. That all documentation submitted by the applicant is support of this special use permit request becomes a part of the conditions. Documents include but are not limited to last submitted conceptual plan, application, etc.
12. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
13. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable.
14. That any infraction of the above mentioned conditions, if not cured within 10 days after notice to the applicant, could lead to a stop order from the County Administration or other authorized agents. And repeated or continued infractions could lead to discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
15. That the applicant (s) understands the conditions and agrees to the conditions.
16. The campground shall contain no more than five camping units.

**Allen:** Before the public hearing, #10, I know we talked about at the last meeting about this one days’ notice. I don’t like the one day notice. I think we should remove the one day and just put notice. We talked about it on other applications. How do yall feel?
**Dunnavant:** I think we should give the people at least a day’s notice. The objective is not to catch them wrong. The objective is to correct the deficiency. So if we give them notice and they correct it, then it’s corrected and the mission is still accomplished.

**Allen:** I call you and tell you about it and I call you, they get there and it’s already cleaned up. I’m a liar.

**Dunnavant:** Let us not forget that this zoning was brought in strictly, STRICTLY, only for the purpose of keeping the hog houses out of the county.

**Allen:** No it was not. I brought this up…

**Dunnavant:** I’m not talking about this. I’m talking about zoning at its base.

**Allen:** That’s a bigger deal. I’m talking about this one thing.

**Dunnavant:** I think we should give the folks notice.

**Allen:** Yes, I agree. Let them know we are coming up there but you don’t need to give them a day’s notice. I just don’t think we should give that much notice in my opinion. We changed it on the other one.

**Matthews:** What did we change it to?

**Allen:** Just give notice. Call them and let them know you are coming.

**Matthews:** When are you talking about?

**Allen:** Last month.

**Cobb:** Last month the condition was changed to say we’d be allowed to enter the property upon complaint to check for compliance.

**Allen:** That’s what the idea was.

Dunnavant: That sounds fine with me like it is over here on the bed and breakfast. If you read theirs.

**Allen:** Each one of them are different. I think they should be the same.

**Dunnavant:** They should read exactly the same. I agree with you. The way they read, right here, #9 on the bed and breakfast: The County Zoning Administrator and one other County staff member, as appointed by the County Administrator shall be allowed to enter the property if a complaint is registered against the property for noncompliance with this permit. I think that
sounds fine. Granted that doesn’t say anything about notice. I think people would be happy if they get to do what they want to do but I do think we need to give them notice.

**Allen:** Alright, I’m not the only one up here. We’ve got seven people up here. I can’t make a motion.

**Bryan:** What’s your motion?

**Allen:** You can call them and tell them you are coming to see it and can meet me out there.

**Dunnvant:** Would it be alright to…

**Matthews:** If we are like other government agencies we wouldn’t be there in 24 hours anyway. It would take us 2 or 3 days to get there.

**Dunnvant:** Let me ask you this on that subject, how would it be if the zoning folks got together and Mrs. Cobb got together and came up with a standard paragraph for #9 that would be the same for all of them. Notice and referring complaints somewhere else so every one of them will be the same verbiage.

**Matthews:** You just agreed that the bed and breakfast is okay so why not just go with that verbiage.

**Carter:** I think that perhaps, that for each application it may be different. Suppose you get a call that say sewer is running on the ground, that’s something that you need to go right away. But then something else it might not be so urgent.

**Allen:** That’s the reason we put it in there because we had that.

**Carter:** It could just depend on the application.

**Dunnvant:** The sewer running on the ground is not us. It’s the health department next door. They call them and they come out.

**Matthews:** How about with proper notice? How about that?

**Bryan:** That will cover any situation.

**Dunnvant:** That covers anything. Change it to proper notice. Mr. Matthews you started the motion, you want to finish it up with proper notice?

**Matthews:** Can you add proper notice to that Mrs. Cobb?

**Cobb:** Yeah.
Allen: Can you read it back to me Mrs. Cobb so I can make sure of what I’m agreeing to?

Cobb: So I guess we are keeping the rest of 10 and changing the section that says upon one day’s notice to upon proper notice to check for compliance.

Matthews: The same way it is in the bed and breakfast but change it to proper notice.

Allen: So same way as in the bed and breakfast. So motion has been made and a second. Any more discussion? Let’s vote. That’s changed.

*Supervisor Matthews moved, Supervisor Jones seconded and was unanimously carried by the Board to change the verbiage of Condition #10 to read: The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property with proper notice to check for compliance with the provisions of this permit.*

Allen: At the same time what do want to put in there about…you wanted to do another condition for seven.

Cobb: Seven units. They will be limited to seven units.

Allen: Anybody want to make a motion to that?

Bryan: Applicant, are you aware of that?

Applicant said he was aware.

Bryan: He agrees to that as well.

Snoddy: I’m Bob Snoddy. I’m an attorney in Dillwyn and I represent Mr. Lloyd the owner of the LLC. He’s aware of the change as a matter of fact he requested the change. Just for your information, the units where he was going to place them originally would increase because circumstances required him to move it further away from the property line which gives you a better buffer zone number one and closer to the well with less expense and more in the center of the property where it’s got buffers all the way around in every direction. So, seven is what he’s requesting at this point. We have no argument that change.

Allen: Make a motion to add that before the public hearing?

Bryan: So moved Mr. Chairman. Add to number 16, shall be no more than seven camping units.

Chambers: Second.

Dunnavant: That would be #16 now right?
Bryan: Yes, that will be #16.

Allen: Motion made, seconded. Any more discussion? Let’s vote. Seven yes. Approved.

**Supervisor Bryan moved, Supervisor Chambers seconded and was unanimously carried by the Board to add Condition #16 The campground shall contain no more than seven camping units.**

Chairman Allen declared the public hearing open.

**Kenda Hanuman, District 5:** Hello again. Kenda Hanuman, District 5. One of the issues you have already addressed. I noticed in the paperwork they said five but showed a drawing of seven. But that’s an additional seven to what is already there for a total of fourteen?

**Carter:** No, they added two. From five to seven.

**Hanuman:** No, but they already had seven, five or seven on the other side of the property so this is a total of all campgrounds on this property?

**Cobb:** No, the other sites they requested are moved. The other sites had not been approved.

**Hanuman:** It’s not an existing campground?

**Cobb:** No.

**Hanuman:** Ok. I notice they say it’s temporary but they say it’s up to 5 ½ years? I just question how temporary that might be. I notice they say the tenants they made them sound like they were going to be tired when they were through with their work and then just go home to rest. They obviously are not local people. They wouldn’t be camped out there. These are people from out of the area. We don’t know them and I don’t know how the neighbors are going to know them if they are living there if they are living there on Willow Creek Road. I just wonder if you’ve considered that. I saw Paul Vencil’s name on the map but I didn’t see where his name was on the adjacent landowner so I was curious about that as well. I hope you will look at those questions if you haven’t already. Thank you.

**Quinn Robinson, District 4:** Quinn Robinson, still in Andersonville, District 4. My concern is that this has appearance of another variation of an ACP driven project. That’s unfortunate and I would oppose it for that reason. By the way we are now calling it the Dominion McAuliffe ACP Pipeline. He’s been so instrumental in bringing this down on us. Again, two things come to mind here. I don’t know how you can approve something on its merit when you just changed it. What are we talking about? The original thing was printed in the documents and was brought forward for the public hearing and now you’ve changed it. What are you voting on the old one or the new one? Makes no sense. Bad procedure. Anything that accommodates Dominion is not in my interest and not in your interest I don’t think.
Bryan: Mr. Robinson, this is not about Dominion. This is about the project. Would you keep your focus on this project and not against…the two are apples and oranges.

Robinson: Alright, let’s put it like this. If there are existing hotels, parks and everything, then introducing this on a temporary basis, quote, it has every appearance of being exactly that. To undercut the existing businesses that have come to the county and established themselves, advertise and hire people on an ongoing basis, you’ve just undercut them. You can allow any kind of wild exception to come in and disturb their market. It’s not good for the county. It’s a bad way of doing things. Think about it. Thank you.

Marie Flowers, District 3: Marie Flowers, District 3. I bet there’s no signs up alerting people that there is a proposed zoning change is there. Is this a budget constraint that you cannot put a generic sign up when there is a proposed zoning change? You know, it can just say zoning change, call this number. How many jobs have our local people gotten so far? I know it has nothing to do with the proposed campground but I agree with Mr. Robinson about the putting some of these people in some of our businesses. Also I hope that yall was so concerned about the roads but you don’t seem to be concerned about the people that live in the area of the compressor station. I lost my thought, my old age. I know, I don’t think any road should be dealt with until this project is finished unless they are going to bring the pipes in by helicopter and the workman are going to get over there on a bicycle.

There being no further comments, Chairman Allen declared the public hearing closed.

Allen: Do yall want any information from the owners or are you good with what you got? What do you want to do? Anyone want to make a motion?

Bryan: So moved, Mr. Chairman. I move as presented to move forward with the SUP.

Allen: It’s been a motion and a second to approve the campground. Any more discussion? Let’s vote. 7 yes.

*Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve 17-SUP249 for a campground with changing condition #10 and adding condition #16 for seven units instead of five.*

Re: Public Hearing: Zoning Case 17-SUP250 for telecommunication tower

Cobb: Yes, this is Case 17-SUP250. Applicant Shenandoah Mobile, LLC for a special use permit for a telecommunication tower on the property of Jenny Kidd Ledford, Tax Map Section 75, Lot 4 containing 45 acres on South James River Hwy, in the James River Magisterial District. The Planning Commission held a public hearing on December 18, 2017. There were two comments at that time regarding property value and health concerns. The Planning Commission is recommending approval with conditions. We have no one signed up for the public hearing for this and the applicant is here if you have concerns.
Chairman Allen opened the public hearing.

There were no one to sign up to speak.

Chairman Allen closed the public hearing.

1. All feed cables shall be hidden within the monopole and all access ports shall be sealed to prevent wildlife intrusion; and
2. Applicant shall install minimal landscaping along the northeast and southeast sides of the fenced compound; and
3. Prior to permitting, applicant shall provide a letter from the tower manufacturer certifying the proposed tower can support the minimum of six (6) arrays of similar design, including the primary user. The letter shall be signed by a licensed Virginia Registered Professional engineer.; and
4. If an emergency power backup generator is used, its noise level shall not exceed 65dBA at the nearest property edge. Testing shall be limited to the hours between 9:00 a.m. and 4:00 p.m. (Monday through Friday) and,
5. Should the highest antenna arrays be lowered in the future for capacity needs, the unused top portion of the tower shall be removed; and
6. No advertising shall be installed on the fencing near the ground compound; and
7. That all federal, state, and local regulations, ordinances and laws be strictly adhered to.
8. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable.
9. That any infractions of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Planning Commission or Board of Supervisors.
10. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property at any time to check for compliance with the provisions of this permit. Upon entering the property the inspectors shall attempt to notify the landowner of their presence on the property.
11. If the building permit is not obtained within six (6) months from the date of approval then the Special Use Permit shall be null and void.
12. That the applicant(s) understands the conditions and agrees to the conditions.
13. Tower shall not be constructed until a tenant is ready to locate on the tower immediately after building.
14. The construction of the tower must be complete within 2 years from the date of approval or this permit is null and void.
15. The tower shall be constructed to fall within the lease area upon failure. Upon seeking a building permit, the applicant must certify and provide construction plans showing the break point technology.
**Dunnavant:** Mr. Chairman, I make a motion that we approve the special use permit for the tower and that we amend condition #10 to the modification that we made to the other special use permit for consistency in the permitting process.

**Allen:** There’s been a motion made and seconded with additional change to #10. Is there any more discussion? Let’s vote. 7 yes. So approved.

*Supervisor Dunnavant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve 17-SUP250 for telecommunications tower with the modification to condition #10 for consistency in the permitting process.*

**Re: Dr. Cecil Snead, Division Superintendent, Buckingham Public Schools: FY18 Budget Update Request**

**Snead:** Good evening, Mr. Chairman, Members of the Board, Mrs. Carter, as is customary this time of year, our Board approved that I come before you and ask for an appropriation in terms of the current year to add to FY18 funds from FY17. My Board demands that we look at some of our fiscal priorities this year. Our FY17 yearend money ended up being $403,772 that we did not spend in FY17 and we ask that be appropriated in FY18 for priorities as suggested by Buckingham County Public School Board. Thank you.

**Allen:** Does anyone have a motion or thought on this? I think it’s a good idea to use the money you’ve got.

**Bryant:** Dr. Snead, it looks like you’ve got the high school chiller, is it finally dying? I know they’ve been piecing it together when Mr. Davis was there.

**Snead:** Yes, the facilities committee suggested that our #1 priority was the chiller at the high school in order to be fiscally responsible so we don’t end up in an emergency situation which would cost even more money so we want to be proactive and replace the chiller and the controls there. Yes sir that’s what we want to spend the money on and the remainder of the money we have earmarked for transportation, technology van. Those are our needs and we feel like we are doing a good job by being able to use that money to meet our needs and not come back and ask the board for additional money.

**Allen:** It sounds like a good idea to me.

**Bryant:** I so move.

**Allen:** There’s been a motion and a second to approve the budget update request. Is there any discussion?

**Dunnavant:** This is money that you already have in your possession so to speak you just need our authorization to turn it loose?
Snead: We need it appropriated from FY17 to FY18. It was budgeted for us in FY17 so it’s not new money.

Dunnavant: It’s not new money. We entrusted it to you but you didn’t get around to spend it. I just want to get it straight.

Allen: Let’s vote. 7 yes. So approved.

Snead: On behalf of the School Board, thank you.

Supervisor Bryant moved, Supervisor Bryan seconded and was unanimously carried by the Board to approve the carryover request from the School Board in the amount of $403,772 from FY17 to FY18.

Re: Cathee Johnson Phillips, Executive Director, Foothills Child Advocacy Center
Introduction and Budget Request

Phillips: Good evening. Thank you for this opportunity. Foothills Child Advocacy Center is a nonprofit organization located in Charlottesville Virginia that provides services to children and families in Buckingham County. So, we primarily serve children who have been sexually and physically abused and also children who have suffered other types of abuse. Their abuse is prevalent enough that we have definitions, very specific definitions for child abuse in Virginia Code including the types of abuse you see here. So we are going to touch on the impact of child abuse not only in Buckingham and our region but across our country. There was a study done with more than 17,000 participants that was called the Adverse Childhood Experiences Study or ACEs and it has shown that children that have been abused are significantly more likely to have behavioral and mental health risks, to have academic difficulties such as dropping out of school, to engage early in substance abuse, to be delinquent and to engage early in crime, and twice as likely to have teen pregnancies. These results however do not end when they become teenagers. They continue throughout their life and often result in early death if they are not helped. Besides the costs to the community and the quality of life and suffering of these families, the other costs if financial. A study done by the Prevent Child Abuse America found that every day in our county, $220 million is spent on child abuse and its affects. So how prevalent is child abuse? National research shows that 1 in 10 children will be sexually abused before their 18th birthday and even more suffer from physical abuse and neglect. How about in our region? We have statistics regarding that. These numbers represent all the numbers that we have served in Charlottesville, Albermarle, Buckingham, Fluvanna, Greene, Nelson and other counties. As you can see there is a significant increase of demand for our services in 2017 over 2016. We did not recruit these children. All of these children came to us through referrals from Child Protective Services and Law Enforcement in each locality. They came to us with these referrals because there was a genuine need to investigate the suspicion of abuse. So what kinds of abuse are we seeing in the area? 65% of the children that we have served are alleged victims of sexual abuse, 26% physical abuse, 17% are neglect, and 45% are other types of abuse. As you notice these percentages do not add up to 100%, that’s because most children are alleged victims of more
than one type of abuse. So before we come down to Buckingham County numbers, I’ll have to give you some good news. Research shows that the earlier you stop the abuse and provide services to these families, the less likely these children are to suffer the consequences of child abuse and more likely they are to become productive citizens as they grow up and not be a burden to society. So our mission is to help this happen by having a coordinated community response that assures children’s safety, reduce their trauma, and promotes their healing. I don’t want you to take my word on that, I have some…there has plenty of research about the child advocacy matter and the impact it has and I’ve put a few up here on the slide for you. So to briefly touch on our services so you know what we do for the residents of Buckingham County, first thing we do is provide a child friendly safe place for the child to come and talk about what has happened to them. I don’t know if you could imagine being a 12 year old who has been sexually abused and how difficult that might be to talk to an adult. It’s very important for these children to have a safe and secure place, friendly place to come to and talk. 60% of the children will never talk about their abuse. 90% have been abused by someone they know. Then imagine you are a 12 year old child and you’ve been interviewed once but now you face another 13-15 interviews by different people from different agencies. That’s the way it was in our area before Foothills was founded in 2006. These children, a study was done, and these children were interviewed up to 15 times which would traumatize them every time they are interviewed plus most of the time the ones that interviewed them did not understand how to interview a child properly and the information became confused and wasn’t reliable. That’s where the second bullet point comes in we have legally sound, neutral child forensic interviews conducted by a staff member that is dedicated to doing this and nothing else, who has several months if not years of training and really knows how to conduct an interview to get adequate information without leading the child. That is done in a safe place. We don’t want to leave the family just hanging there after the interviews so we ask them to work with our partners to provide family support services such as risk needs, trauma assistance, referrals for mental health, medical and other services that would help the child to heal and recover. Finally we participate in ongoing case review. That case review takes place with our partners, the Buckingham County Child Abuse Multidisciplinary Team. You can see the people on that team on the screen. (Commonwealth Attorney’s Office; Department of Social Services; Sheriff’s Office; Victim/Witness office; County Schools; Crossroads Community Services Board; University of Virginia Hospital; and Foothills.) You may not know that in 2015 the General Assembly made it a law that every locality must have a child abuse multidisciplinary team. Since that has happened this team has really come together and become more active. We are very proud and honored to work with these people. They meet at least once a month if not more informally to talk about each case to make sure each child’s needs are being met, to talk about what they should do as far as prosecution if anything, to talk about the services the child’s needs and to talk and to fill gaps in services. So let’s get down to Buckingham County and why these services are needed and why they have their work cut out for them. How prevalent is child sexual and physical abuse in Buckingham County. I’ve given you three sets of numbers here. The blue line are the number of referrals for suspected abuse that Child Protective Services in Buckingham accepted each year beginning in fiscal year 14 going through fiscal year 17. The orange line are the number of investigations that were conducted by Buckingham County’s Child Protective Services each year. I should note that this is only physical and sexual abuse. These numbers do not reflect the neglect and emotional abuse. On the bottom line is the number of children referred to Foothills
for help from fiscal year 14 and fiscal year 17 and 18. We have not charged a cent for help we have provided thus far. I hope you notice as you look at the slide the gap that we noticed right away. We are not able to help near as many children as we should help when you compare it with those numbers. So we got worried and concerned and we thought what can we do to close this gap? So we talked to the local investigators and they told us the biggest cost is transportation and time and distance to travel to Charlottesville. Because until the middle of fiscal year 17 the families had to come to us. So we thought the solution is pretty simple. We come to them. So we applied for a grant from the Commonwealth’s Initiative Program funded by the Victim of Crime Act Funds, no tax payer dollars, and we were awarded the grant. We hired a part time person to do nothing but serve the surrounding counties of Buckingham, Fluvanna, Greene and Nelson. We also worked with each partner of each locality to find places to serve these families in the county where they live. So the bottom right picture is the forensic interview room that is located at the Buckingham County Department of Social Services. So, all the children and their families do not have to travel all the way to Charlottesville. They can be served right here. So how successful has the program been? Let me go back to the slide with the yellow highlighted places and you see that we started in the middle of fiscal year 17 and we’ve seen twice as many as the previous year. This year to date, with having this money, we’ve seen 14 children. The program is working. My problem is our funding for our program ends September 30, 2018. It was for launching a new program so it won’t continue. So what I’m doing is going to private funders and foundations and each county to help support this program. I want to look at this another way. I’m not telling you about all the recipients of this program in Buckingham County. For example, if you look at the bottom line FY18 we have 14 children. Each one of those children have more than one caregiver. So we’ve served more than 14 residents of Buckingham County in FY2018. My conservative projection is that in FY19, we’ll serve 30 and that is very conservative giving that 5 ½ months left in 2018, we’ve already almost doubled. Just quickly I want to show you a slide of the savings and benefits to Buckingham County. For example, it maximizes the investigators time. They don’t have to drive to Charlottesville, back and forth. They don’t have the mileage costs. They conduct the interview here in a neutral investigator or interviewer, excuse me, it shows that the investigator gets information that helps them make a decision about charging, prosecution and safety planning for the child. Plus our staff works with Child Protective Services and Law Enforcement and assist in applied resources for the children and family. This is especially important where CPS is not involved in a case. For example when the abuser is a noncaretaker. Now 13-18 per case, I don’t mean to deceive you with that, that is a national average. So the National Children Advocacy Center did a study and found that on average across the country when a child advocacy center is involved with a jurisdictions child abuse investigations, they save $1,318 per case. I have no way of telling you what you might save, but I will say that it can say it maximizes investigators time. Then there’s a benefit to victims they receive help where they live and take away the transportation and work barriers. They don’t have to take as much time off work. Also shows that child advocacy centers reduce the number of cases where a child will have to go into foster care which you know is quite expensive to the county because we can educate the parent on how to keep the child safe. Just a few more slides and I’m done. This is my funding request that I have put before you. The only way I could estimate the cost is going by what we actually spent in FY17. So all together we spent $55,500. 9 of the 76 children served were from Buckingham so about 12% of the money went to Buckingham, so $6,660. Now in Fiscal Year 19 we still
have some money from the grant to help out, about $1000. We also have a Commonwealth grant which is a renewable grant that we get every year to cover family support. So that’s about $1800. So what we need from Buckingham County to cover this program which I really wish you can because its working is about $4,000. That will regardless of how many children we serve. So thank you very much. I appreciate you listening to me.

Matthews: You don’t get any federal and state funds for your organization?

Phillips: What you see on the slide the $1800 and $1000 is the federal funds we are getting right now and will be effected in FY19. After September 30, we are going to lose that top one, $1000.

Matthews: Why…I’m assuming you are getting some type of…you are using Social Services building, you’ve got an office over there that you are using?

Phillips: We don’t have an office. They provide a space for the child forensic interview.

Matthews: Why are you not in their budget if you are doing some of their…

Phillips: If we were in their budget it would interfere somewhat with the legal process because we are not in the social services budget, we are not a contractor with them, that makes us a more neutral party in the investigations. That’s the simplest answer I can give to you.

Dunnavant: I have a question for you maam. What differentiates your organization from some of the other organizations we are paying for through CSA mandate money?

Phillips: We are the only organization in the area in all these localities that provides child forensic interviews for child abuse. We are it. I don’t know if we can be funded by CSA. That was brought up to me…

Dunnavant: I’m not asking you to get funding…I’m asking what differentiates you from all these numerous other CSA mandated agencies that we have.

Phillips: We are the only one that provides child forensic interviews. We have a highly trained staff member that if you had to hire her would cost between $40-50,000 a year.

Dunnavant: Thank you.

Matthews: Are you telling me there is a conflict of interest if Social Services contracted you? Is that kind of what I’m hearing here?

Phillips: I cannot answer that for you because I’m not an attorney, but this is what I’ve been told. I’m counting on the person that told me this to be accurate.

Matthews: Is that in writing?
Phillips: No Sir.

Matthews: If we fund social services here in the county, I’m just curious why we couldn’t increase their funding to some extent to cover that. Is that impossible to do Mrs. Carter? Without having to go through an outside agency?

Phillips: I guess you could but we would have to find out what she says.

Matthews: I understand the legalities of it but looks like to me it would be the simplest thing, you know, to have them work it into their budget instead of us working it into our budget.

Dunnavant: This agency is not budgeted in our budget now. This is a new request.

Carter: They’ve been providing the service but never asked for money.

Phillips: This is the first time and it’s because we are bringing stuff to you instead of the families coming to Charlottesville. I would say my knowledge of child advocacy centers, and I’ve been in this role for five years, is that most of them do not accept part of law enforcements or social services budgets for the reason that its very important that we are looked at as an independent from a child protective services and law enforcement. So when the families come to Foothills, the children are more likely to discuss with an independent interviewer. They don’t feel like they are going to get into quite as much trouble. The mothers and fathers, grandparents, and everybody that listens to the child advocacy center, we don’t have any authority over them so that makes us less threatening. Those are some of the benefits.

Matthews: I understand the county that you serve in this region, but what do other localities in other areas, what are they doing with the same scenario? Are there other foundations like yours across the state and across the country?

Phillips: There are approximately 18 child advocacy centers in Virginia. The reason I say approximately is they are starting some right now. There is 95 localities plus independent cities, I don’t remember the exact number. So, we are already covering 7 or 8 and each of them cover as many as they can. There are 800 child advocacy centers across the United States. 16 or 17 in Virginia. We provide an independent, child friendly place for forensic interviews to take place and especially where they don’t have the resources to help the family. We actually do for those families what Child Protective Services does. Child Protective Services is usually so overwhelmed with all the cases they have so we assist them as much as we can.

Matthews: Mr. Dunnavant, you are on the CRC board aren’t you?

Dunnavant: I am.

Matthews: Didn’t we just appropriate some money for them to help with grant writing and stuff?
**Dunnavant:** We have agreed to it in theory. We haven’t appropriated yet. The money is still coming but we agreed to it in theory so the CRC could plan accordingly.

**Matthews:** Do you think they can help this lady?

**Dunnavant:** I think if she’s a nonprofit operating in our jurisdiction they certainly can.

**Phillips:** We are a 501C3 nonprofit.

**Matthews:** Are you familiar with the CRC, Commonwealth Regional Council?

**Phillips:** I’m sorry. I am not.

**Matthews:** It’s a grant writing service that we are a member of and could put you in contact with. I think that’s the first avenue we can take and won’t cost us any money if they wrote a grant and you receive it. Would you be open to that suggestion?

**Phillips:** Yes, sir. I’d like for this program to continue so I will do whatever it takes.

**Matthews:** Mrs. Carter, could you get her the information so you can get in contact with those people and if you don’t get anything come back and visit with us and maybe we can do something else.

**Phillips:** Ok.

**Matthews:** Is that satisfactory for you?

**Phillips:** I appreciate that, yes. Thank you.

**Allen:** So we will hold off until next month and get more information.

**Carter:** Next month we will be in the budget process. That may be the time you want to consider. Their money runs out in September.

**Phillips:** Our money runs out on September 30, 2018.

**Carter:** Next month we will have budget work sessions. I will also send you our meeting schedule for work sessions.

**Phillips:** Thank you very much.
Re: Zoning Matters: Introduction: Amendment to the Zoning Ordinance

Cobb: Yes, this is just a request for you all to set a public hearing to amend the zoning ordinance. This was actually brought up by you all previously. The Planning Commission has now had their public hearing and is recommending approval of the change in the Zoning Ordinance in the business district under the special use list to strike or remove temporary campground with self-contained camping units. I’m just asking you all to set a public hearing for that.

Bryan: So moved, Mr. Chairman.

Matthews: Second.

Allen: We’ve had a motion and a second to set a public hearing. Any discussion? Let’s vote. 7 yes. So moved to next month’s public hearing.

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to schedule a public hearing for March 12, 2018 to hear public comments on striking Temporary Campground with self-contained camping units from the business district in the Zoning Ordinance.

Re: Zoning Matters: ACP Floodplain Request

Cobb: Next item I have is the floodplain request. You’ve already heard quite a bit about this tonight from the public. This is Atlantic Coast Pipeline is requesting a variance for work within floodways. You will note some conversation that I had back and forth with them after looking at their submittal and this time after reviewing what our ordinance states and everything, I am asking that we consider hiring someone, an independent expert to review their application and help us to read through and proceed as necessary.

Allen: You need a vote on that?

Cobb: Yes, basically I’m looking for direction from you all and I’m hoping that’s the direction you want to go in. I will note for example, in some of my correspondence with ACP, I was asking for a hydrology study or and H&H study and they expressed that wasn’t necessary and that sort of thing. Since that time and since writing this to you all, I found out that Nelson requested the same thing and that is part of the delay and postponed in Nelson is that ACP has agreed to that to them. I think an expert could help us.

Bryan: Have you looked at the cost?

Cobb: No, I have not.

Jones: We better look at that before we vote to hire.
**Dunnavant:** I think so too. What’s the difference in this, Mrs. Cobb, not to get any more public comments going about it, but what’s the difference between this and what the Department of Conservation and Recreation and DCR and all these people do with all their permits? What’s the difference?

**Cobb:** So, the DCR permits and DEQ permits are addressing other environmental concerns. Erosion concerns. This is…

**Matthews:** Is stormwater part of that or no?

**Cobb:** And stormwater, yes. This is the floodplain.

**Dunnavant:** We made our feelings plain about these floodplains about a year ago. You know we let the people know that it’s subject to flooding. If they chose to build there or leave their car down there and it gets washed away, it’s on them. We let them know about it. That’s all we said we were going to do.

**Cobb:** This is the…our floodplain ordinance has requirements and the pipeline is not provided for in the ordinance. So ACP has to request a variance.

**Matthews:** Is this just concerning the James River or is it every creek and every hole that they’ve got to go through?

**Cobb:** It is as you see their letter, it is 1.2 miles of access roads and it is from actual creeks, river that they are crossing.

**Matthews:** So the study will have to be done on each one of those?

**Cobb:** ACP will provide the information. I am asking for someone with technical experience to review that information and say yes, if it’s great. Buckingham proceed or no, they need to do x, y, z.

**Matthews:** Is that out of your scope?

**Cobb:** Yes, I would say. I can look at it from a simplified point of view but there are things that I do not feel comfortable with.

**Bryan:** Why don’t you get a cost and bring it back to us what it’s going to cost.

**Carter:** Talking about the 90 day, Becca, we’ve had several meetings with county attorney, Becca and ACP, communications been on going so we are still in compliance with that. Notices haven’t been given yet because we haven’t gotten to the variance stage. But we both feel like we are not qualified to know if this stuff is correct.
Bryan: Call someone and see how much it’s going to cost and bring it back to the Board.

Jones: When it went under the James River down there to supply oil over to the Bremo Power Station, they had to have some kind of permits. Why don’t we find out from them what they did? They had to go across the low ground down there and go across the James River. I’m sure they couldn’t do that unless they had some kind of permits especially erosion and sediment control before we get into hiring somebody.

Dunnavant: I just can’t fathom what is the difference between the review of these individual stream crossing floodplain impacts as opposed to the rest of the environmental review process. I just can’t fathom the difference.

Cobb: The floodplain ordinance addresses floodplain and the rise of floodwaters.

Dunnavant: Yeah, when it rains like it did the other day the river gets up or creek gets up and what you leave by the river gets washed away.

Cobb: So ACP has to address that they are not creating further rise during a flood event.

Dunnavant: Well, I’ll tell you there ain’t nothing they can do that’s going to make the river rise. Granted there is a large and I feel for the contingent that is not in favor of the pipeline, but there is nothing they can do to the floodplain in the course of their activities that’s going to make the flood rise any higher.

Matthews: It’s not going to hurt to get a cost of what it’s going to cost to get an engineer look at it, just a bid or how much its going to cost for them to look at it and bring it back to us.

Dunnavant: And the other question, will ACP reimburse for that cost should we encounter it? Because if they hadn’t brought it up, we wouldn’t be having this discussion going on.

Allen: We need to move on. If somebody will make a motion or request or whatever you want to do.

Cobb: A consensus is fine. We need to seek getting bids on the cost of that.

Allen: Ok, so we are proceeding with that.

Re: Zoning Matters, Yearly Update

Cobb: The yearly update is brought to you as State requirement requires that the Planning Commission provides you with a yearly update. So I’ve provided you with what the Planning Commission has done over the past year, in 2017. You will see the cases outlined there as well as I also provide information regarding, you know, the building permits and where development is happening in the county. So there is several charts and tables and that sort of thing for you to look at just for interest sake there. If you have any questions, I’ll be happy to answer them.
Matthews: Good job, Mrs. Cobb. Thank you.

Re: Consider acceptance of Luther Thomas’ letter of resignation from the Board of Zoning Appeals and a letter of appreciation for his service to the County

Supervisor Jones moved, Supervisor Bryan seconded and was unanimously carried by the Board to accept the letter of resignation from Luther Thomas from the Board of Zoning Appeals and to send a letter of appreciation to him for his service on the BZA.

Re: Consider nomination to the Circuit Court Judge for the consideration of an appointee to the Board of Zoning Appeals to the Maysville District

Dunnavant: Yes, sir, Mr. Chairman. My Thomas is in my district so I solicited some input from some other constituents and I’ve got I believe a responsible person to sit on this Board. David Wine up in Andersonville and he expressed to me that he will be willing to sit on this Board.

Carter: The motion should be to nominate for the Circuit Court Judge.

Allen: We have a motion and a second to nominate David Wine to the Circuit Court Judge. Any more discussion? Let’s vote. 7 yes.

Supervisor Dunnavant moved, Supervisor Chambers seconded and was unanimously carried by the Board to nominate to the Circuit Court Judge, David Wine to serve on the Board of Zoning Appeals.

Re: Consider CRC’s Request for appointments to the Comprehensive Economic Development Strategy

Dunnavant: What this Comprehensive Economic Development Strategy committee does is it’s required for the federal economic development district designation that we recently received with the CRC which opens up a whole other menu selection of grant availability for us to bring back into our communities and what we have to do is develop an advisory board, they won’t be voting members at every Commonwealth Regional Council meeting because 35 is just to many people to get to agree at one time, but there will be an advisory board intended to keep us in touch or more in touch with the community we are serving. There is a form in here that the County needs to fill out and send in with recommended individual that fit the various criteria’s which I won’t read from all of them. It’s a pretty broad spectrum of the community that it touches.

Jones: I don’t know how you are going to have anything come to any kind of decision when you’ve got all these people on it.
Dunnavant: That’s what I just explained, Mr. Jones, it’s not having 35 people voting. It’s tough enough to get the seven of us to agree close enough from time to time. This 35 member board is going to be an advisory board that is basically going to meet on the quarter to keep the voting members of the Commonwealth Regional Council with myself being one of them, in touch with the community that we are supposed to be serving.

Carter: The comprising of all this is a requirement to get the money for economic development.

Dunnavant: Right. To get the money to even be available to us. I’ve already had one member of our community express an interest in that. I passed her name, Louise Davis here. I’ve passed her name along to Mrs. Foster to look into. Anybody else that has interest in and care to, take a look at these designations and if you can fit, I encourage you to get with us and offer us your help. That’s all I have. More information than anything else.

Allen: Do we need a motion?

Dunnavant: I don’t think we need a motion. We just need to solicit for people to come forward and help us out with it.

Re: Youth League: Consideration of renewal of the permit between the County and Youth League for a one year period

Allen: We had a discussion with them the other day and it sounded very good. A lot of their information is going on the computer now so they can keep a better record of finances. People that have paid or people that haven’t paid. Less people handling the money. Mr. Bryan, if you agree, I think it’s a lot better than what it was.

Bryan: Yes, it is.

Dunnavant: I agree with you. It looks good.

Bryan: So moved, Mr. Chairman.

Allen: We have a motion and a second to approve the youth league permit for one year. Any discussion? Let’s vote. 7 yes. A one year permit.

Supervisor Bryan moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to approve the permit between Buckingham County and Buckingham County Youth League for one year.
Re: Extension Service: Consider appropriation of County portion of Extension Services pay increase for FY18 budget in the amount of $2466

Allen: I think we’ve talked about that before. Anything else you want to add to that.

K. Carter: I’ll just remind you that this came up at budget time last year and they wanted to put it in the budget and we said we’d wait until they got the raises. Now they’ve got the raises and they are coming back for the county’s portion. This is the county’s portion of their raises.

Allen: Any thoughts?

Bryan: So this is for this year, Mr. Carter?

K. Carter: Yes, sir.

Bryan: The coming year?

K. Carter: No, the year we are in now.

Bryan: Ok, so they need this money now. So moved, Mr. Chairman.

Allen: Motion made and seconded to approve the extension…

Dunnavant: Question. How did this money get missed at budget time last year?

K. Carter: It didn’t get missed. They had it in the budget but we said we would wait to make sure they got the raises.

Carter: It’s a formula and we are responsible for a portion of it.

*Supervisor Bryan moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve the request of the Extension Service for an appropriation of $2466 in the FY18 budget for employee raises.*
Re: Commonwealth Regional Council/Emergency Management: Consider approval of Regional Hazard Mitigation Plan

Resolution to Adopt Commonwealth Regional Council Regional Hazard Mitigation Plan

WHEREAS, Buckingham County is vulnerable to an array of hazards that can cause loss of life and damage to public and private property; and

WHEREAS, the County desires to seek ways to mitigate situations that may aggravate such circumstances, and the development and implementation of a hazard mitigation plan can result in actions that reduce the long-term risk to life and property from hazards; and

WHEREAS, the County is covered under a regional hazard mitigation plan that outlines ways to protect its citizens and property from the effects of hazards, in accordance with Section 322 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act; and

WHEREAS, the County must review and update every five years for the County to remain in compliance with Section 322 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, and to remain eligible for certain types of federal assistance in the event of a disaster affecting the County; and

WHEREAS, the Commonwealth Regional Council (CRC) has undertaken an update of the regional hazard mitigation plan that includes Buckingham County, with input from the appropriate local and state officials; and

WHEREAS, citizens have been afforded an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Virginia Department of Emergency Management and the Federal Emergency Management Agency have reviewed the updated hazard mitigation plan for legislative compliance and have approved the plan pending the completion of local adoption procedures.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors for Buckingham County hereby adopts the updated CRC Regional Hazard Mitigation Plan, as applicable to the County, and agrees to take such official actions as reasonably necessary and as available resources allow, to carry out the proposed actions in the plan.

Adopted: February 12, 2018

Signed:

Attest: ___________________________________________________________________
Chair, Board of Supervisors

_________________________________________________________________________
County Administrator
Dunnavant: I can explain it a little bit. Basically what it is we have to approve this, Mrs. Cobb may chime in on this a little bit since it touches her stuff possibly, but we have to have an emergency plan to qualify for FEMA Emergency Funding. In other words, should somebody foolishly build on a floodplain, and they get washed away and they happen to be smart enough to buy flood insurance, and if they are not smart enough to buy flood insurance, then FEMA will step up to the plate and help them out if we have this plan in place.

Carter: It is a state requirement to have it.

Dunnavant: It is a state requirement. Putting this together with the county staff is one of the things that the CRC does for us. I move that we adopt the resolution for the Commonwealth Regional Council for the Hazard Mitigation Plan.

Bryan: I second.

Allen: A motion and a second. Any more discussion? Let’s vote. 7 yes for the Mitigation Plan.

**Supervisor Dunnavant moved, Supervisor Bryan seconded and was unanimously carried by the Board to adopt the CRC/Emergency Management Regional Hazard Mitigation Plan as presented.**

Re: Solid Waste Committee: Consider approval of Solid Waste Committee recommendation to request bids for the construction of the new Bates Solid Waste Site according to the provided drawing; for the new Gravel Hill Solid Waste Site; and for Solid Waste Management Access Control System

Carter: Tonight I’m presenting to the full Board so the public will know what the committee’s been working on.
That is they want to change the inconvenience to the citizens of the county.

I have two hours but I meant three hours.

This is St. Andrews site, I believe. There were containers there that had room for this trash. People just go in and throwing it down. We don’t feel like any citizen in our county did this. I would hope that not a citizen in our county did this.

This is something we were getting a lot of. This is Bates. A lot of mattresses especially when school is out at Longwood, Prince Edward doesn’t pick up mattresses so pretty much every year at that time of year we would get loaded down with mattresses.
This is some furniture thrown into the dumpster. I might add that our employees have to go to these sites and clean this up, load it up and take it to the other sites and take it to the construction containers. So we are not saving anything there. There is more manpower hours. This is another example of Bates Store. Mr. Jones, you have probably seen this. This appears to be a furniture store had done it delivering furniture.

This is again, St. Andrews. Pretty unbelievable I think. Again, another site with furniture.

The unfenced sites have always been abused but with the closing of the sites three hours during the day and Rt 56 at night it got worse.

- Our landfill cost has increased about $100,000.00 since 2013. The 2017 landfill cost for Household Waste was $249,750.00 and the Construction landfill cost was $206,051.00 for a total of $455,801.00.
- This does not include the cost of the pick up of the construction containers or the drivers, fuels and truck miles to haul the household waste to the landfill.
- This $455,801.00is over half of the solid waste management budget. The rest is salaries and benefits, trucks, fuel, maintenance, utilities, equipment and truck repairs and the cost to monitor the sites.
• Over all, the committee focused on a plan to not prohibit the law abiding citizens from using the sites at their convenience and to find a more cost effective solution.

Committee Recommendation

• An Access Control System

• What is an Access Control System, how does it work, how much will it cost and how will it be paid for?

The committee was tasked with a lot of how to’s and what if’s. A lot of thought has gone into this.

How Does it Work?

• An access control system is a system where only waste sites that are fenced and gated will be used.

• There will be an entrance and exit technology controlled gate arm.

• A code will be imprinted into the county decal that will open the arm and allow citizens to enter and dispose of their waste 24/7. The decal will be put on the inside of the windshield. When a driver drives up to the gate at a site the code will signal the arm to lift and allow entrance. The arm will remain up long enough for one (1) vehicle at a time to enter.

• The citizen must have a valid county decal in order to use the sites.

• Each decal will have a code imprinted that will signal to allow access to the sites. Each decal will have a different code and will expire on the 15th of April of each year just as the county decal presently expires.

• The property owners that do not live in the county will continue to be given decal/permit to dispose of their trash as long as their taxes are paid to date.

• The cost of the decal will remain the same at $25.00.

What if someone will try to get under the arm or try to get in behind another vehicle before the arm closes?

• Camera Systems will be installed that will monitor the sites. Should anyone attempt to go under the arm and take waste into the site or to get through directly behind some one else, the camera will record that violation, prosecution will be sought for illegal use of this system or of the site.

Safety Feature

• The arms will have a safety feature that will break away if it comes down on something or someone.

• They also have a safety timer.

• The county will have the ability to disengage the arms at anytime.

Chairman Allen had a concern about that. I was glad to see the safety feature.
This is what the county decal will look like. It will be a little different than what we presently have. This will be if the Board approves. This will be given out with the decal to show where the decal will go. We had to do some work with that because the Virginia Inspection Sticker has changed.

**Dunnavant**: It goes along with the new location of the inspection sticker change.

This is the arm that will allow access. There will be another exit so you will not be going in and out the same arm.

We have control of the property now and later this evening you will see a drawing to bid that out.

- The St. Andrews site has very recently been closed due to the request of the property owner.
- The Andersonville unfenced site will be closed.
- ONLY fenced access controlled sites will remain.

**Plan**

- There will not be any unfenced sites.
- There will be fenced access controlled sites at:
  1. Arnow School
  2. Cilley
  3. Gravel site
  4. Rte. 655 (Glenmore)
  5. Rte. 56
  6. New Bates Site
  7. Route 600

Last week we received an email from the property owner from Texas asking us to close that site down (St. Andrews) so that has been closed.
We won’t see that money again, so we don’t want to put that in as reoccurring costs every year.

We don’t know the tonnage of the trash that’s coming in there that shouldn’t be coming in there. We can just estimate and you can pretty much see when that’s been violated but we don’t know what the weight of that waste is.

Some monitors we will have to keep to clean up around the sites but we will gradually be doing that.

That is pretty much why we are saying that at first, we will realize about a $60,000 savings instead of $120,000. We want to gradually just not fill those positions.

We have gone ahead and ordered those decals if the Board choses to do it, we will be ready.
These are goals that we looked at in 2014. A 20 year plan. I like looking back at this when we finish our committees to see how close we came. As the committee will know, I didn’t bring these up to you. But to look back to see how we fell back to those goals.

GOALS of the 2014 Twenty Year Plan

- To have six solid waste and recycling centers and no satellite sites in the county, to improve the recycling for residents and help to make a cleaner environment in Buckingham County for all residents; to improve and maintain the sites and continue into the future finding new and better ways to recycle.

- The committee proposal presented this evening is keeping in line with the 2014 plan and comes very close to reaching the 20 year goal within 4 years. Implementing this proposed system the county will have seven enclosed sites but will closely monitor the use of each site once they are all activated to the new system.

- Any further elimination of sites may be determined by the use of the sites, if the board so wishes.

- This proposal may also position Mr. Hill to develop better recycling opportunities since all of the sites will be secured.

I know with Rt. 600 we looked at a couple different options and decided to monitor these seven sites and see how this goes.

We’ve had problems before with people loading up the metal and taking off with it. So having them secured, Mr. Hill can implement some better recycling opportunities.
**Bryan:** Can you go back to 24? The one with the picture of the decal and placement. #22. Just to let you guys know this is the picture in your lower right where it says 1/18. That’s the new state inspection sticker that’s being moved to the lower left portion of your windshield. The drivers side. This particular slide will be available for people when they get their new county decals to remind them if their inspection is not until later in the year, that you leave enough room where your decal will be so your inspection sticker can go there.

**Dunnavant:** From what I remember Christie telling me, is this right here we are looking at on the screen right now, she’s going to provide that. When you get the county sticker, it’s going to be stapled to the instruction paper.

**Bryan:** Like Mrs. Carter said, within this decal, there is a code that will automatically raise the gate when you pull up to it. So as you are driving up to it, it’s going to read the code in the sticker, the gate will raise up and you drive in and empty your garbage. If you want to go at 3:00 in the morning, it’s up to you. It will be operational 24/7.

**Carter:** Everyone will have a different code.

**Bryan:** Yes. When you get ready to go out, you will go out of a different gate. When you drive up to it, the gate will open and out you go.

**Dunnavant:** It’s the same kind of system that is on these gated communities. I don’t know if you know anybody that lives in a gated community. If you do, you pull up to the gate, they have a code like this, it doesn’t say Buckingham County. It says ABC Gated Community. I’m a member. It opens the gate and lets them in. It works the same way as that. I does. I doesn’t inconvenience anybody as long as they are playing by the rules.

**Bryant:** That’s right.

**Dunnavant:** We are going to do it without dipping into the tax money and before it’s all said and done we should realize a substantial amount of savings with it being gated and clean. Fence all the way around it. Trash should not blow out of it.

**Matthews:** That’s an outstanding job. I appreciate that.

**Mr. Jones from audience:** May I say something?

**Dunnavant:** Since you are living across from where one of them is, if the Chairman agrees with me, I think you can.

**Mr. Jones:** You say this is going to be in operation 24/7?

**Dunnavant:** 24/7

**Mr. Jones:** I’ve got to listen to that noise 24/7.
Bryan: There is no noise.

Dunnavant: No more noise than people traveling up and down Rt. 15.

Mr. Jones: They drop something over there in that container, it sounds like a bomb.

Allen: If they don’t have a sticker, they won’t be going in there.

Dunnavant: At 3:00 in the morning, I doubt if there is a lot of folks are throwing their trash away, legitimately in the middle of the night. I know every now and then I do. Most of these ugly pictures that we just saw that Lyn has taken and these are not all of them that he’s shown us on the committee, I’m pretty sure that stuff is happening in the middle of the night.

Matthews: I’ve seen furniture companies back up to the one at Bates Market and start throwing stuff in.

Dunnavant: That was before you were elected thought right?

Matthews: I’m afraid not.

Carter: This will be set back off the road.

Dunnavant: But it will be. It will be back where the trees are now.

Matthews: Its going to be another 100 yards away from you physically. So the sound should be a little bit better.

Mr. Jones: Can you guarantee that?

Bryan: The only people who will be using the site, Mr. Jones, are Buckingham County residents.
The ones that currently use it right now are your neighbors across the bridge at Prince Edward County but under the new system, only people with a Buckingham County decal will get into that site.

Dunnavant: We know it’s not perfect, but we are just trying to do the best that we can with the technology and tools available to us now and this is by far better than what we have.

Mr. Jones: I’m sure that you have sites that are closed completely day and night?

Bryan: Not day and night.

Mr. Jones: Night, whatever. But closed completely.
Bryan: They are fenced in. The problem is your site can not do that because its not fenced in. Once we go to the modified site it will be totally enclosed.

Dunnavant: There won’t be any more debris blowing out of it.

Mr. Jones: If it does, I’m going to come back to see you.

Allen: Alright, let’s move on. So we want to consider Solid waste committee recommendation to request bids for construction on the new Bates waste site according to the provided drawings.

Carter: We’ve got to approve the plan first.

Allen: I’m just going in order with what you’ve got.

Bryan: We’ve got to approve the plan first.

Allen: Ok. We’ll start at #3. Consider Solid Waste Committee’s Recommendation for a New Solid Waste Management Access Control System.

Bryan: So moved, Mr. Chairman.

Matthews: Second.

Allen: We have a motion and a second. Any discussion? My only discussion is I don’t like the little arm. I like a whole solid fence gate. But I see yall’s point.

Bryan: We talked about having a system where you wouldn’t be able to go under it. When it came up it folded up with it. It was too much money.

Allen: Ok.

Dunnavant: We did talk about that. One of the concerns as I remember it, with the rolling/sliding gate at Dillwyn now that has to be manually shut is the time it takes for that gate to cycle, we could wind up with traffic backing up and trying to run the gate as these gates cycle in about 2 seconds up and down where as the other gate takes about 25-30 seconds to cycle.

Allen: I just wanted to state my disagreement on that.

Matthews: What about traffic once you get in there, the first week or two they might get confused getting in and out of that thing. Are we going to have some traffic control there?

Dunnavant: Yeah…

Several people talking at once. In audible.
Allen: A motions been made, second. We’ve had discussion. Any more discussion? Let’s vote. 7 yes. That’s approved.

*Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve to go with the Control Access Control System.*

Carter: I apologize Mr. Chairman, I skipped over those two. You are exactly right.

Allen: It doesn’t matter. We’ll get it done.

Carter: So this will be…

Allen: Consider bids for the new Bates Solid Waste Site according to the provided drawings.

Bryan: So moved, Mr. Chairman.

Bryant: Second.

Allen: Motion made and seconded to put it out for bid for the new Bates Solid Waste Site. Any discussion? Let’s vote. 7 yes. So approved.

*Supervisor Bryant moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve the drawings for the Solid Waste Committee’s recommendation for the New Bates Solid Waste site to go to bid.*

Allen: Consider approval of Solid Waste Committee’s recommendation for the provided site plan for the new Gravel Hill Solid Waste Site.

Bryan: So moved, Mr. Chairman.

Matthews: Second.

Allen: A motion and a second. Any discussion? Me again. I’d still like to see a dumpster for the big stuff so people won’t have to go to Dillwyn. A roll off.

Dunnavant: We had one on the committee at one time, didn’t we Mr. Bryan?

Bryan: We are still in discussion about it.

Allen: The only time it will cost you is when you dump it.

Carter: I don’t think you will have to design it any different to put a construction container there.
Bryan: The problem is currently at Bates to get a construction…Dillwyn is easy because you can just roll it in there, Bates it’s got to go up and over. Mr. Slagel, 600 is the same way. You’ve got to go up and over. So if you are about ½ way up and you lose control, you better run, if not you better run or it’s going to come back on you.

Carter: So it will have to be designed differently.

Allen: I just want to say I would like to have that down there. Alright, motion made, second, discussion has been had. Let’s vote. 7 yes.

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the drawings for the Solid Waste Committee’s recommendation for the New Gravel Hill Solid Waste site to go to bid.

Re: Library Project: The County Attorney may have a proposed A&E Agreement for the meeting

Carter: I know that he’s been talking with him and he has some questions for the library committee for some direction. So he will be talking to you all later about that with aspects to the contract.

Re: Discussion regarding Chairman Allen’s request for information on taxes for Motor Homes and Recreational vehicles

Carter: Yeah, I tried to accumulate as much information as I can on this. Taking the $4.05 per $100 value present rate to $0.55 per $100 value on all RV’s, boats, campers and all pleasure vehicles and also we have airplane’s at $0.55 per $100 value. Also, Chairman asked to take it to $1.10 per $100 value. I have provided the information to show you what that would be. This information is based on the 2017 value that the Commissioner of Revenue provided. So changing that rate from $4.05 to $0.55 on just motor homes will result in $19,823 loss of revenue. If you do it on all recreation pleasure vehicles, the loss will be $103,977. So using the values provided by the Commissioner of Revenue and calculating a $1.10 per $100 rate including air planes will result in $87,638 decrease in revenue for recreation/pleasure vehicles and an increase in revenue of $545 for aircraft. So this results in a net revenue loss of $87,093. I find it surprising that there are 32 motor homes with a total value of all at $566,360. So the taxes brought in right now for motor homes is $22,938. The Commissioner did advise that the motor homes do depreciate some in value like a vehicle. She bases the information on an average motor home to be about $17,500. She also stated that the highest value mobile home on the books is valued at $50,000. There is nothing over $50,000. So the end result would be if you change that $4.05 to $0.55 you would lose $103,977. If you change the $4.05 to $1.10 and include aircraft which was Chairman Allen’s suggestion which would bring aircraft to $1.10 instead of $0.55. You would result in a $87,093 loss. As I think I mentioned earlier, we are starting the process of budget, I’d like some direction. If you can’t give that direction tonight, I’ve got to start on the budget so I can bring it back at budget time to show you. I will say that requests are coming in and many are asking for more money so we will have to work something
Matthews: The RV’s or motorhomes, that doesn’t include a camper trailer?

Carter: Just the RV’s do not. But the big amount, $103,000 includes tag along campers, boats…the counties I’ve talked to said when they looked at doing just motor homes it was hard to justify to camper owners and boat owners listed in that category of why you would do it just for motorhomes. Then I got an email from Chairman Allen saying to include it all. Prince William County does not tax them at all. Zero. But their real estate rate is $1.23 versus our $0.55. I guess we can go up on real estate. Cumberland does not make a...they keep it at personal property and Prince Edward does not. Not many counties do. Some of the larger counties do lower the rate or have a different rate for it.

Allen: I’ve had people call me and say they were looking at buying RV or looking at buying a camper and they were discouraged by how much taxes they would have to pay. The idea of this is we might increase the rate or taxes by more people buying them and the people who’ve got them now, would bring them back to Buckingham for taxes.

Jones: Due to the fact that we have so many different items that’s going to be added to the budget this coming year, I would like to see us put this off for another year to give us a year to give us a chance to see how our budget is going to be with all the new increases that we are going to have. We don’t know what it is going to transpire to right now. I would like to make a motion to put this off for another year to make a change.

Matthews: I’d like to...if you are going to do a tax reduction on RV’s. I’m all for cutting taxes. I’m all for somebody getting tax break on something like that but I’m also for the other 15,000 residents in the county to get a tax break to not just these 32 people. So can we come to a happy medium on it and pass the other part on to the tax payers if we are going to give a tax break. Are you willing to do that? Listen to it after Mrs. Carter gathers the information and says hey, this is what our budget can do?

Bryan: Why don’t we just wait to see what the budget is going to do and look at it during budget hearing time?

Bryant: I think we ought to wait for the budget to see what we can do.

Bryan: Take no action on this. I’d rather just sit back and wait. We just heard from Mrs. Carter that just about every organization is asking for more money. It comes in cycles and it’s about that time. I’d like to wait to see what the budget’s going to entail. I’m all for a break but I don’t want to cut taxes this year and have to raise them again next year.

Carter: We are still working with numbers and you probably saw in your audit that real estate last year didn’t quite come in like we budgeted but personal property came in a couple hundred
thousand more than what we budgeted. Thank goodness we were able to…we are still working with those numbers. It’s based on what people buy.

Allen: Carry it on until we get deeper in the budget process.

Re: Discussion regarding letter from Arvoina Fire Chief concerning lack of communication coverage in the Arvonia/New Canton area

Bryan: Mr. Chairman, I spoke with Jamie tonight and also spoke with the Chief. There seems to be a grave concern, at least I have one, about the not having coverage in that area for one reason or another. Jamie did say it should not exceed $60,000 currently of new money that he’s going to need so my motion is to approve $60,000 added to the money that he has right now to get coverage in that area.

Carter: We have a grant of $46,518.

Bryan: He said the total amount should not exceed $100,000. That’s what he said tonight.

Carter: Oh, he told me that the whole thing shouldn’t be but $60,000.

Bryan: He told me $100,000. That’s why I said not to exceed $60,000 of new money.

Jones: Is this utilizing Dominion…

Bryan: Dominion has offered to give free space on the tower. This is cost for equipment. I’m sure we can probably knowing Jamie, he can probably look at other grants available and then we can apply for them and if we get them reimburse ourselves.

Carter: He did tell me when he was here for a few minutes but had to leave for sick child, that he had not gotten the numbers back from ProCom.

Bryan: Right but he said not to exceed, the total cost should not exceed $100,000 is what he told me. He’s got $40,000 some right now.

Allen: He’s got $46,000 in grant.

Bryan: Total cost should not exceed $100,000.

Carter: It’s a liability not having communication.

Bryan: That’s why my motion is not to exceed $60,000 new money.

Carter: New money. Where are we supposed to take this from, Ending Year Balance?

Bryan: Yes, maam.
Dunnavant: Does this serve the sheriff’s departments communications as well.

Bryan: Yes.

Carter: Fire, rescue…

Dunnavant: Not just the fire in the area up there?

Carter: When we did our countywide plan, we had a proposal for that area and the supervisor pulled that out and we were still hoping it would pick up but we are finding it’s a problem.

Allen: So are you in agreement with the $60,000. $60,000 total or new money?

Carter: We must have misunderstood We thought he said total.

Bryan: I asked him twice.

Carter: So you’ll be looking you say to not exceed $60,000 new money.

Bryan: New money.

Carter: Meanwhile I will check with CRC to see if there is any grant money.

Allen: Motion made, a second, any more discussion? Lets take a vote. 7 yes not to exceed $60,000 to finish the project.

**Supervisor Bryan moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve to appropriate not to exceed $60,000 from Ending Year Balance to correct the communication problems in the Arvonia/New Canton area.**

Jones: How long is it going to take before we can get this started? Is this something that’s right away.

Carter: If there is any grant money maybe we can be reimbursed for it but I think it needs to be done as soon as possible.

Bryan: ASAP. Yesterday.

**Re: County Attorney Matters**

Wright: On the library negotiations I have a contract from them but there are a few things I want to discuss either with whoever the Board thinks is appropriate or the committee that’s working on that project or the whole board before I say certain things are ok and make a recommendation. Basically it has to do with scheduling payments, how to determine payment
and those types of things. So whatever the pleasure of the board is we can have a discussion about that with whatever group and should have it back to you pretty quickly.

The other thing is we had a conversation with Mr. Shumaker concerning the other project and that had sent a proposal but it is a purchase order rather than a contract. I got that today so we will put a little tweak on that and should be able to move forward on that project too.

Other than that, papers have been returned to EPA on that project. They are circulating and there isn’t any reason that shouldn’t go smoothly and be accomplished on that end.

Still doing a little discussion on Gold Hill Site. I need a phone number Mr. Chairman, if you know it and we will have a firm update on that next time around.

Thank you, again I apologize for not being there on the other subject.

**Allen:** Anything you need from us?

**Wright:** No, sir

**Dunnavant:** Mr. Wrights comments about negotiations with contract, do you want to do that with whole board or put it back on the committee?

**Allen:** I’d say committee for now.

**Bryan:** Committee.

**Dunnavant:** Can we do a consensus on that?

It was the consensus of the Board to refer this to the Library Committee.

**Re: County Administrator’s Report**

**Carter:** You have information where Alexander Hill Baptist Church has officially been listed on the National Register of Historic Places. Also a notice of compliance with the Buckingham County and Town of Dillwyn Water Supply Plan. I might add us getting approved by DEQ to still continue our contract with the water at the James River helped us with the Water Supply Plan because we’ve reached our limit here with the reservoir. Other than that the information items are you January building permit report, CRC information, Buckingham Public School membership report, and also I call your attention to the Invitation to the Watershed Flood Control Dam Emergency Action Plan Exercise, information regarding the tree felling for the Atlantic Coast Pipeline in case you get any calls about that, and the Virginia Cooperative Extension 2017 Local Government Report.
Re: Other Board Matters

Chambers: I’d like to commend the Waste Management Committee for what they are doing with the recycling centers. I think they are doing a good job. We still got a problem. The people are not satisfied with closing the dumpsters during the day. I make a motion that we reopen them.

Bryan: That’s $19,000 Mr. Chambers.

Chambers: I know. What I’m saying is this…

Allen: Which one are you saying to reopen? We’ve saved $19,000 closing them during the day.

Chambers: I know. People are upset about it. I know what you are saying. You closed St. Andrews, that should help a whole lot right there.

Bryan: That wasn’t our doing. That was the landowner.

Chambers: I know but it will still save the county money. Other supervisors getting complaints?

Dunnavant: I’m getting some. I think what they are asking is the time when the monitors are gone, Dillwyn and Arvonia and Glenmore in the middle of the day, asking to open them back up in the middle of the day. When we closed them our intentions on the committee was to get a handle on how much other stuff is coming in here. We’ve got that information.

Allen: Can we send another person to watch it while they are gone to overlap the three hours?

Carter: We’ve got part time regulations, if you want this done, I would want them to rotate their hours. Not have them gone the same time. Have the monitors roam.

Dunnavant: I think Lyn can work that schedule out amongst his people.

Bryant: I said a year ago to rotate the hours.

Chambers: Can we put community service workers? They’d probably rather sit at the dumpsters than pick up trash off the road.

Matthews: The court system its hard to get people to…they’ve got to get a ride over to it and all.

Allen: In my neighborhood the people go to the trash dumpsters and fill up bags and then take it out in the neighborhood to get hours.
Dunnivant: I’ll second Mr. Chambers. I agree with you.

Bryant: I do too.

Allen: What’s your motion?

Chambers: I’m talking about all of them, Dillwyn, Arvonia, and 655.

Bryan: If you are going to do that just get rid of the monitors and leave the sites open 24/7 until you go to the gated system.

Chambers: I don’t think we should do that. It’s not going to make a difference for a few hours.

Bryan: It makes a big difference. It makes a $19,000 difference.

Allen: Is that a month’s time?

Bryan: Since they’ve been closed in June. I’m one of the ones that show up with a garbage on the back of the truck and forget that they are closed.

Bryant: I do too.

Jones: I’ve had a couple of people griping. Once they got used to it, nothing else being said. We are so quick at getting something enclosed to where it’s going to be turn key. It looks to me like we can put in a few more months like it is now before we go to changing things.

Allen: So the motion is to open them back up with rotating hours.

Chambers: Like Mrs. Carter said. I’ve got no problem with that.

Bryan: Then how are you going to know when they are going to be open and when they are going to be closed?

Chambers: They are not going to be closed.

Bryan: Then leave them unmonitored.

Dunnivant: They will still be closed at the end of the business day, what is the end of the business day, 7:00? It will still be closed from 7 pm and 7am. It’s the schedule shift between the two monitors in the middle of the day. I’ve heard a lot of grief about that too and I have justified it back with what Lyn Hill says that it saved $19-20,000 in 6 months. But it is a savings but we accomplished what we wanted to accomplish. We proved that’s when the trash was coming in but justifies this new system we are spending on.

Bryant: Exactly.
Dunnavant: With that, I agree with Mr. Chambers on this.

Allen: Ok. We have a motion and a second and a lot of discussion on this to open with rotating hours.

Bryan: If you can’t rotate the monitors? My only thing is…I’m totally lost here. I’m hearing if the guy goes to lunch it’s unmanned. There is no rotating of the monitors.

Carter: What I’m hearing is you are not going to close them from 11-2. They are going to be open.

Allen: They may be there from 11-2. They may not be there from 1-4.

Bryan: They might be there or might not be there.

Allen: Right. Unknown.

Carter: With the study, maybe we can see which sites had the most abuse and maybe leave someone there. We’ll try to do the best we can.

Supervisor Chambers moved, Supervisor Dunnavant seconded to keep open the dumpster sites during the day and rotate when the monitors will be there. This motion passed with a 5-2 vote with Supervisors Bryan and Jones opposing.

Re: Executive Closed Session

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to enter into executive closed session under the following codes: Section 2.2.3711.A.7. – Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel and Section 2.2-3711.A.29 Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position of negotiating strategy of the public body.

Re: Return to Open Session and Certification

Supervisor Bryan moved, Supervisor Bryant seconded and was unanimously carried by the Board to return to open session and certify that to the best of each Board member’s knowledge only business matters related to the code of which the executive meeting was convened was discussed or considered in the closed executive session.
There being no further business to discuss, Chairman Allen declared the meeting adjourned.

ATTEST:

___________________________________  ___________________________________
Rebecca S. Carter                        Danny R. Allen
County Administrator                     Chairman