At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, June 11, 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; Robert C. Jones; Don Matthews; E. Morgan Dunnivant; Harry W. Bryant and Joe N. Chambers, Jr. Donald E. Bryan was absent. 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. Six of seven members present and the meeting could continue.

Re: Invocation and Pledge of Allegiance

Supervisor Chambers 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 Chambers seconded and was unanimously carried by the Board to approve the agenda for June 11, 2018 meeting as amended.

T. Executive Closed Session

Section 2.2-3711.A.1.–Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees or employees of any public body; and evaluation of performance of departments.
Section 2.2-3711.A.3.-Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

U. **Return to regular session and certification** 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.

V. **Action as a Result of Executive Closed Session**

**Re: Approval of Minutes**

*Supervisor Jones moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the minutes of the May 14, 2018 meeting as presented.*

**Re: Approval of Claims**

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

**Re: Approval of First Quarter Appropriations**

![Budget Chart]

**Actual Budget Numbers**
Supervisor Dunnavant moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the above First Quarter Appropriations as presented.

Re: Public Comments

Cody Davis, District 3: Good evening. My name is Cody Davis as she said. I’m an active volunteer with Dillwyn Fire Department and Buckingham County Rescue Squad and currently work as a Career Fire Fighter in Harrisonburg Virginia. I came home this weekend and had a discussion with Mrs. Carter in regards to the Emergency Management Coordinator position. I understand that there is a question of whether or not to approve to open this position and fill it. I just want to take a minute to stress what I believe is the importance of filling it but the preface that I would like to reinstate all that you all already do for this community from the increase funding that you gave to the fire departments to our school system getting better and better every year. Everything from solid waste to recreation department. You guys do a lot already and I believe it’s important to support all of those efforts by creating a strong infrastructure and part of that I believe is having a ready and prepared emergency management system and I believe that it would be difficult to create that readiness and preparedness within the system without having somebody whose sole purpose is to do so. I believe there is plenty assets within the county that could create potential hazard. Anything from school system, prisons, the five major highways, railway, lots of areas that luckily nothing has happened major but who’s to say that anything like mother nature like we saw in neighboring counties recently. I do believe that you guys have prepared for this and I’m not in any means undermining that but I would like to see it continued and I fear that if somebody’s not hired to do that job and more is put on whoever else’s plate it would go on, after all that you all already have to do, I fear that it would not receive the attention that it should. Thank you.

Frank Howe, District 4: Good evening. I’m Frank Howe, District 4, last month I spoke on the public comment opportunity to ask you to consider and pass the following resolution: We the members of the Buckingham County Board of Supervisors call upon the Virginia General Assembly to enact legislation to prohibit private citizens from buying, selling or owning assault weapons and/or high capacity ammunition magazines. I’m disappointed to see that no such items are on the agenda. Since my request last month, that’s only 4 weeks ago, there have been 23 more incidents of mass shootings in this county leaving 29 dead and 101 wounded. Two of these incidents have been school shootings. One in Santa Fe, Texas and one in Noblesville, Indiana. In fact so far in 2018, twice as many students have been killed in schools as have military on deployment. That sad number is 27 versus 13. It’s not too late for you elected representatives to take a stand. I know it’s a challenge for any elected official to support any sort of gun control but this is a matter of conscience, character and courage. Tonight only one of you needs to make the motion that is suggested. Only one of you needs to second that motion and only two more need to vote in favor of this motion that requires conscience, character and courage. It comes down to this. What kind of society do we wish to have? One in which we heavily arm ourselves due to mistrust, anger and fear and arm our neighbors and our law enforcement with mistrust and suspicion or one of which we try to protect each other as fellow Americans and fellow human beings. Make no mistake about this, your lack of action is an
action. Your silence on this matter is as loud as a gunshot. Please bring forward this motion and pass it. Thank you.

**Quinn Robinson, District 4:** Good evening. Quinn Robinson, District 4. I live in what I thought was Andersonville area, but according to my phone it’s called no service. I want to cover a couple things tonight. First of which is Andersonville Road. It’s been adopted from what was a quiet lane many years ago. The posted speed is 55 in many places and it’s a winding road with many sharp turns. It’s not deserving of that kind of speed. We now have people who transit by horse and buggy, lots of residential areas along the route. It’s only appropriate that it be brought down to 45 miles per hour at the very most. Even with what we have at 55, the vehicles often exceed that. There’s no stopping it unless there is some intervention on it. I think that it’s to the county’s interest and all the people that live in that area to have it reviewed for an appropriate speed limit. Another thing is when one comes out of 640 onto 15, there is a large red sign that almost blocks the view south and I believe it’s for the state forest, Appomattox/Buckingham, and at Shephards Corner, it’s across the street. In this case, it would be a simple matter to move it across the street and clear up that corner. It’s a challenging intersection at times. The other item I want to cover is the pipeline and the floodplain. We’ve seen what would best be described as a monsoon May. The heaviest in the area or ever recorded. Following that we had the listing of the named storms for the United States for the coming period. Had these storms, or should they come after Dominion starts digging, you are going to have major problems and only to look back to what happened after Camille and all that stuff the absence of the floodplain, I don’t know what happened to it but I felt there was some motion to bring that about...it’s already delayed things on the Mountain Valley but I don’t know what’s happening with the Atlantic Coast Pipeline. Everything seems to be stopped because of the weather. I think it’s an omen that we have to reconsider this. Along that regard, the Canadian government bought the rights to the Kinder Morgan pipeline because it was apparently nearing default because it couldn’t make any progress. General Electric no longer makes machinery and materials to support pipeline and coal recovery, gas and coal recovery. It’s a pretty significant clue that change is afoot and how we should conduct ourselves and organize our energy and I think it’s important that we consider these factors before this thing starts. Thank you very much.

**Allen:** Did you want the whole, you were talking about the Andersonville Road, part of it is already 45, are you talking about the whole road should be 45?

**Robinson:** That’s reasonable, sir.

**Allen:** Ok. I just wanted to make sure of what you had on your mind.
Re: VDOT Road Matters

Shippee: Good evening, Mr. Chairman, Members of the Board. Mowing is our big focus right now. Currently mowing secondary routes and will pull off of those Monday and hit the primary routes and try to get those nice and cleaned up before the 4th of July then jump back on secondary routes and finish that cycle. Rt. 633, the washout, that pipe is on order and should be here next week and hope to replace that and open that road back towards the end of the month. Rt. 639 there will be some bridge work taking place beginning in July. Approximately 12 weeks. That road will be closed temporarily and interesting enough, traffic will be detoured down 633 once we get that back open. Aside from that business as usual for us addressing customer service issues, taking care of potholes, shoulders and that type of work. Still working on Rural Rustics. Monsoon season hasn’t been kind to us. Trying to get those finished up as quickly as we can. Other than that, to address Mr. Robinson’s request, if the Board would like we can submit that for a speed study. Any speed study has to be backed by an engineering study so we can’t just arbitrarily drop it so if it is supported, we can drop it and I can submit that to our engineering folks. Probably look for that back around 90 days but I can certainly get that to them if that is your desire.

Matthews: What about the sign?

Shippee: The sign, I can take a look at the site distance on that road, 640 and 15 and if it’s an issue we will talk to the forestry folks and get them to move it.

Dunnavant: I think that signs been there 30 or more years.

Shippee: We can still look at it for site distance just to verify that it’s no blocking.

Matthews: He’s right. At Shephard’s, it is across the road at 15.

Shippee: I’m not sure how that was dictated. I know it wasn’t us that put it up. Any other comments, questions?

Allen: Just for the record, Cotton Alley, I have complaints about speeding. People going to fast to the ball park. I don’t know if you can do anything.

Shippee: I can submit a speed study for that one too, but obviously without enforcement…

Allen: I understand.

Matthews: Mr. Shippee, I’ve noticed some intersections off of 15, the roads that are gravel and dirt roads that we are having some issues with the transition to the gravel, not necessarily all up and down the road but I guess where people stop and start, if you could take a look at some of those.

Shippee: I’m sure moisture has a lot to do with that but we’ll take a look at that.
**Dunnavant:** While you are writing Mr. Shippee, you’ve got the note about 15, turn east bound onto 60 at the stop light?

**Shippee:** Pothole, just at the outside of the travel way. Yes.

**Dunnavant:** Stops at the pavement. It’s grown expeditiouly.

**Shippee:** We’ll take a look at that.

**Bryant:** What’s the status on Logan Road?

**Shippee:** That’s what we were talking about a moment ago, trying to get them done as quickly as we can but the rain is not being kind as far as putting stone down and I don’t think you want to shoot tar in the rain.

**Bryant:** No. They started work on it but haven’t done any paving.

**Shippee:** We are going to do all the surface treatment at one time. Right now we are trying to get the stone down first. It’s more efficient if we do them all at one time.

**Re: Public Hearing: VDoT Secondary Six Year Plan**

**Allen:** At this time I will open the public hearing for the Secondary Six Year Road Plan.

No one had signed up to speak.

William McDaniel spoke up from the audience asking if he could speak.

**Allen:** Come on up to the podium if you’d like to speak.

**McDaniel:** I live on Warren Ferry Road. There is potholes and terrible dust during the summer. Currently we have 11 households, 20 adults and 3 children living on that section of the road that’s .3 of a mile long. The road is longer than that but the part I’m talking about is .3 of a mile from where the pavement ends to where the last household is. I’ve requested him to talk to VDoT about having it tarred and graveled. At least tar and graveled to take care of the dust problem. I’d like for yall to consider that.

**Allen:** What road is that?

**McDaniel:** Warren Ferry Road. Rt. 627

**Matthews:** It’s on the proposed list.

**McDaniel:** Thank you.
Shippee: I’ll go through that list if you want. If you look at page 1 of 9 on the draft secondary six year plan, you can see that there is just under $3 million the county will get over the next six years primarily for unpaved roads. So we are very fortunate in that regard. Leading into that:

Priority #1 This will hopefully be done sometime before July 1st of this year and the end of June next year, 737, Warminster Church.

Priority #2 is 699, Winfrey Inez

#3 is 764, Lee Town Road

#4 is 1 mile section of 630, Red Road

#5 is 669, Rocky Mountain Road

#6 is 684, Cobbs Road

#7 is 785, Brill Road

#8 is 773, Shumaker Road.

All those particular routes should be done in the upcoming fiscal year.

#9 is 676, Ridge Road.

#10 is 763, River Ridge Road.

Those should be funded for construction in July 2019 to be finished by end of June 2020.

#11 is 702, Ivy Road

#12 668, Hunting Shack Road.

Those two should be completed sometime in 2020-21 time frame.

#13 is 768, Hunters Road.

#14 & 15 are 679, Payne’s Pond Road. Two individual sections.

Those should be done in 2021-2022 time frame.

New Routes to be added to the plan this year...
Matthews: I’ve got a question. Last year, Old Shephards Road was on the list to be done, is it moved?

Shippee: No it’s not. It’s still going to be done. There is about ½ mile that we still have to put stone down on. It’s a victim of the rain now. It will be done this year if at all possible.

Allen: That’s a different list.

Shippee: Actually if you look at it it’s actually towards the back of the six year plan, a lot of roads in there are roads that are still waiting for financial closeout so it’s still on there but yes, we are moving towards that one.

New roads added to the Secondary Six Year Plan. This is based on your comments and I also took a look at some of the higher volume routes that we have.

#16 is 630 Red Road. This will be the remaining portion of it. I still have to verify the traffic count on that but based on what I’ve seen I don’t see any reason that won’t qualify. That one should be done in the 2022-23 time frame.

#17 is 689 Crescent.

#18 is 756 Wise Ridge Road

#19 673 Virginia Mill Road.

Those should be done in 2022-23 time frame.

#20 we added 739 Blackwell Road

#21 is a .4 mile portion of Rt. 693 Wyland Road

#22 is 620 Mill Road

#23 is a ½ mile portion of 627 Warren Ferry Road which the gentleman just spoke about a few moments ago. Those should be done 2023-24 time frame.

Now, those time frames are based on the information, best guess information that I have. Odds are that these will move up a couple years. We’ve been fairly efficient cost wise so any savings we realize on these roads will be pushed down to these projects. An example of that is priority #1, 737, Warminster Church, it’s a couple years ahead of where we had it a couple years ago. So, realistically these things will move ahead faster than what I projected but I can only give dates as far as what I’ve got now.

Any comments, questions for me?
McDaniel: May I ask a question? What do you base updating the road on? What is the criteria as far as tar and gravel the .3 mile of road?

Shippee: We try to hit the populated section. Warren Ferry Road, the most populated section of the road. The rest of the road going down to the river will likely remain dirt.

McDaniel: That’s no problem. There’s only 2 houses down there and they are vacation houses. My question is, you base on population and travel?

Shippee: Roads have to have a minimum of 50 vehicles per day to be considered for surface treatment. After that it’s up to the Board if they are added to the list.

McDaniel: 50 vehicles every day?

Shippee: There is a traffic count that’s performed usually on a cycle of every 4-5 years. All of that information is freely available on the Department’s website. Every road in the county and what their traffic volumes are. But Warren Ferry does exceed 50 vehicles per day and does qualify for the unpaved road funds.

McDaniel: .3 of a mile with 20 people and 3 children is right dense I think.

Shippee: It’s based on the traffic count.

McDaniel: If they do it in the summer, we have a lot of people going down to the river to drift and everything. Probably more than 50 vehicles.

Shippee: It’s proposed to be on the list and if the Board would like to move it up…

McDaniel: So I need to stay on him then.

Allen: At this time we will close the public hearing. Do yall want to approve?

Carter: We need a motion to approve or disapprove the six year plan.

Dunnavant: I make a motion that we approve the Six Year Plan as presented by VDoT.

Matthews: Second.

Allen: A motion and a second to approve the Six Year Plan as shown. Any more discussion, if not let’s vote. Six yes. So approved.

Supervisor Dunnavant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the Secondary Six Year Plan as presented by VDoT.
Re: Public Hearing: Special Use Permit for Telecommunications Tower-Case 18-SUP254
Freddie Snoddy

Cobb: Yes, this is Case 18-SUP254. Application from Beacon Towers for Special Use Permit for Telecommunications tower on the property of Freddie Snoddy. Tax Map Section 16 Lot 81 containing 94 acres on South Constitution Route in the Slate River Magisterial District. The Planning Commission held their public hearing on April 23 and is recommending approval with conditions. The applicant is here if you have any questions for him. I just ask that you hold the scheduled public hearing.

Conditions:

1. All feed cables shall be hidden within the monopole and all access ports shall be sealed to prevent wildlife intrusion; and
2. Prior to permitting, applicant shall provide a letter from the tower manufacturer certifying the proposed tower can support a 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
3. 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 pm. (Monday through Friday); and
4. Should the highest antennas arrays be lowered in the future for capacity needs, the unused top portion of the tower shall be removed; and
5. No advertising shall be installed on the fencing near the ground compound; and
6. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
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 with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
10. 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.
11. That the applicant(s) understands the conditions and agrees to the conditions.
12. Tower shall not be constructed until a tenant is ready to locate on the tower immediately after building.
13. The construction of the tower must be complete within 2 years from the date of approval or this permit will be null and void.
14. 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.

Allen: We will open the public hearing.

Quinn Robinson, District 4: Good evening again. Quinn Robinson, District 4. Mr. Chairman, I think there are some people in the back that are not aware of the signing regime so they may want to speak also. Just for your information. I’m sure that this applicant is just as worthy as any of the others that have been approved. What I don’t understand is how the county continues to allow this valuable resource be just given away. Any priority should be given to the county to place these telecom towers on public land if possible. I would suggest that there be a procedure by which basically you are giving away authority to the telecom industry but if many other jurisdictions work this in various fashions and the way to do it I think in a more fair prospective would be for the telecoms to identify to the county where they want to place a tower and the county advertises and solicits interest from the citizens and the citizens will submit their statement of interest and a bid on it. Then somehow, the county get the revenue for it. Right now, every time one of these things goes, it goes on the private end and the county isn’t getting a dime. Unless we are doing that well and don’t need the revenue but I doubt that. To assure that this work and people know what’s being done and how much money is being given away, or walked away from, there should be a copy of the lease agreement that the carrier signed included in the application so we can know what’s going on. If you really want to do it right, any time these things are built there should be a reassessment of that property immediately. Thank you.

Lann: That’s all that signed up.

Allen: You wanted to speak?

Dunnavant: Mrs. Cobb, to Mr. Robinson’s comment, isn’t it already in the cell tower ordinance that if there is county property in the vicinity, that it would be considered first.

Cobb: Yes.

Dunnavant: Did you get that Mr. Robinson? If we own county property in the vicinity of where the cell tower is proposed, the cell tower looks at the county property first before it begins negotiations with private landowners. So what you are asking for, we basically already do.

Shirley Leffel: My name is Shirley Leffel and my property adjoins Freddie Snoddy’s. I want to know where the tower is going and I want to know how close it is to my house.

Matthews: Were you notified?

Leffel: Yes, I got a letter.

Matthews: So you are an adjoining landowner?
Leffel: Yes.

Matthews: Mrs. Cobb, can you address her piece of property?

Dunnavant: I think with the balloon test, didn’t they take a picture of the balloon or the direction of the balloon from every residence?

Cobb: Yes, they took several pictures from intersections from intersections of main roads and community houses and that sort of thing. I’ll let the applicant, he has a map and so maybe he can help with where that is going to be.

Jonathan Yates showed Mrs. Leffel the map and explained where the tower will be located.

Yates: Here is the facility right here. Freddie’s house is here and we are in the back. Freddie has a total of 93 acres there. 60 acres in pasture. He’s putting this in the back near the tree line.

Leffel: Towards my house?

Yates: No, you are up here off S. Constitution, Rt. 20, we are going to the back of Freddie’s property right in front of the tree. Roughly, that’s 250…

Chambers: How far from her house?

Yates: The ordinance requires that we be 110%, 220 to give you a feel for this, the 250 circles right there and 400 cuts the corner of her property.

Matthews: Is that yards or feet?

Yates: Feet.

Matthews: I see. From the corner of her property to her house is approximately…

Yates: Where’s your house?

Leffel: I’m right on 20. Freddie’s is right here and my land adjoins his right there.

Yates: Probably another 400 feet or so.

Matthews: Mrs. Leffel, you will be about 600-700 feet or so from the tower.

Leffel: Ok, I just don’t want it close to my house.

Chambers: Are you good with that Mrs. Shirley? Are you good with 600 feet from your house?
Leffel: No. I’ve heard bad things about it. I hate to be ugly about it.

Dunnavant: Are you at Rt. 20 and Hummingbird Road?

Leffel: No, I’m between…right next to Freddie before you get to Freddie’s house coming this way.

Dunnavant: Our book is full of these pictures they took and…

Chambers: Right there. Her property is adjacent to his.

Dunnavant: I’m just trying to figure out if they took a picture.

Chambers: Pass Ali’s store, a couple driveways. Her driveway and then Freddie’s driveway.

Dunnavant: Ok. They’ve got pictures from Ali’s store.

Matthews: Is it the brick house along the road?

Leffel: Coming from Ali’s store, I’m the next house up.

Matthews: Ok. So the open pasture land, the tower will be in the back of that?

Yates: Freddie’s house, 2 sheds and we are in the back of the open pasture.

Chambers: How high is that thing?

Yates: 195’ That is an important height because it’s under 200 feet so it doesn’t have to have avigation lights on it. You wouldn’t see it at night. You’d see it from the back of Freddie’s and we took some pictures but under 200’ the FAA has approved it for no illumination. No lights on it. If approved it takes 30-45 days to put it in and that’s mainly foundation and getting that set. After that US Cellular will come on average about 6 times a year to check on it. It’s remotely controlled so it won’t be any extra traffic on Rt. 20. In addition it does not put off any noise or vibration and minimum height it won’t have any lights either. We apologize, this was first approved a taller tower in 2008 for Verizon, it fell off budget which it shouldn’t have. The thing about visiting Freddie, I don’t have to worry about anyone trying to get me on the cell phone. It flat doesn’t work. It’s embarrassing that in 2018 we still don’t have wireless coverage in that part of the county.

Leffel: I don’t go for it. I’m sorry, but I don’t go for it.

Matthews: What are your concerns?

Leffel: It puts out some kind of radiation or something they say.
Matthews: It’s a microwave tower, is it not?

Yates: It’s cellular.

Leffel: This is my daughter, Diane.

Daughter: I guess Freddie can answer this, where exactly is it going? At your pond or? They are telling us 600 feet, we don’t know 600’.

Snoddy: Right above the pond.

Daughter: On that nole?

Snoddy: Yes.

Daughter: It’s US Cellular. We have service there so who is saying that we don’t have cell service in that area? That’s the only service that picks up but I just heard you say there is no service but there is. That’s all I’ve had.

Yates: They are trying to improve their coverage. The purpose of this facility is they want to improve their coverage along 20, 678, 695 and trying to improve between the Smith Store and Scottsville. They are trying to improve the coverage. Under the county rules, the tower is designed for their 5 competitors also in the hope that they will come as well to place their equipment there. It meets the FCC standards, FAA standards. What we like about this property is it was approved in 2008 for a different tower. Freddie has 93 acres so he has a good piece of property there. We were able to get it set back as far as we can off the road. A tower cannot be absolutely invisible but we do our best jobs. In this case we got the height down so we wouldn’t have to have those lights on there and it’s infrastructure for the surrounding community.

Matthews: Does that answer your questions?

Daughter: We just wanted to know exactly where it was at because we don’t know where 600’ is. We already have service so…

Matthews: About 2 football fields is about the distance.

Daughter: When Freddie said it’s above that nole, I know exactly where he’s talking about. Thank yall.

Allen: Mrs. Cobb, you said that CityScape has already approved saying we need this tower in this area.

Cobb: Yes, CityScape has reviewed this application and recommends approval.
Allen: Anything else you’d like to add?

Yates: No, I apologize that it’s been 10 years and sorry you’ve had to see this before and sorry to Freddie that it’s taken this long but now the cellular community is ready to try to fix the problems in that area. It’s a long time coming.

Allen: Alright, we will close the public hearing.

Jones: Mr. Chairman, this project is in my district and as the man stated it was approved 10 years ago and didn’t come forward. So, I don’t have any problem with it and I think that lady has been taken care of. I’d like to make a motion that we approve as stated in the application.

Dunnavant: Second.

Allen: Motion made and seconded to approve as shown. Any more comments? If not let’s vote. 6 yes, so approved.

Supervisor Jones moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to approve the Special Use Permit for Case 18-SUP254 for Beacon Towers-Freddie Snoddy Telecommunication Tower as presented.

Re: Public Hearing: Special Use Permit for Private School, Case 18-SUP255

Cobb: Yes, this is Case 18-SUP255, applicant Samuel Beiler, Tax Map Section 190 Lot 1H containing approximately 47 acres on Evans Mill Road in the Curdsville Magisterial District. This is for a special use permit for a private school. The Planning Commission held their public hearing on April 23, 2018. At that time there were no public comments. The Planning Commission is recommending approval with conditions. The applicant is here if you have any questions for them.

Allen: Open the public hearing for the private school.

Lann: No one signed up.

Allen: Any questions for the applicant? Being none, we will close the public hearing. What do you want to do?

Dunnavant: Mr. Matthews, I believe this one is in your district, isn’t it?

Matthews: Yes it is. I would like to make the motion to approve the Amish Private School is District 3 on Evan’s Mill Road.

Chambers: Second.
Allen: A motion made and seconded to approve this private school? Any discussion? Let’s vote. 6 yes. So approved.

Supervisor Matthews moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the Special Use Permit for Case 18-SUP255 for a Private Amish School as presented.

Re: Presentations

There were none.

Re: Zoning Matters: Introduction: Special Use Permit for RV Campground 18-SUP256

Cobb: Yes, this is an introduction for a Special Use Permit for a Campground, Case 18-SUP256. Owner/Applicant CWRB Associates LLC for a Special Use Permit for RV Campground on Tax Map Section 91 lot 59 containing approximately 43 acres on S. James River Road in the James River Magisterial District. The Planning Commission has held their hearing and is recommending approval with conditions. At this time I’m just asking you all to schedule your own public hearing. If you do have questions, the applicant is here.

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 5-450-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 of 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 not be used 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 three 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 landowner 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 with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

11. That all documentation submitted by the applicant in 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 campground be limited to a maximum of 27 RV sites.

16. A privacy fence a minimum of 5 feet tall shall be erected to block the view of the RV’s from the highway.

17. That the applicant (s) understands the conditions and agrees to the conditions.

Matthews: I thought I saw something about Weyerhaeuser? Did I read that wrong?

Jones: Weyerhaeuser is an owner of property.

Cobb: That’s just an adjacent landowner to the property.

Matthews: There’s nobody, are we setting a public hearing now?

Chambers: I make a motion that a public hearing be set next month at 6:15?
Allen: You want to put after 6:00.

Matthews: Does the applicant want to make a statement or anything?

Applicant: No.

Allen: Motion made and a second to have a public hearing next month at 6:15.

*Supervisor Chambers moved, Supervisor Bryant seconded and was unanimously carried by the Board to schedule a public hearing for July 9, 2018 to hear public comments regarding Case 18-SUP256 for RV Campground.*

Re: Zoning Matters: Engineer Report of Review of ACP’s Floodplain Compliance Application

Cobb: My last item for you tonight is kind of a follow up information with what we are doing with the floodplain request we received from ACP. So KCI Technologies was hired to review that. They’ve done kind of an initial first brush look at everything and came back with the letter that’s in your packet. This was also provided to ACP and they’ve requested to a phone conversation with KCI to talk about the letter and we had that on Friday. So then you have a letter from ACP that was given to me today as a follow up from that phone conversation. The basics are that ACP is going to supply us with some additional information to hopefully confirm some of the main concerns with just being able to confirm that any disturbance that’s happening is going to be returned to grade. KCI didn’t feel that was happening in the application so far. That’s what KCI is requesting and ACP has agreed to submit some other documentation. Once they do that KCI will do their final review and then I’ll bring that forth to you when that time comes.

Allen: Hopefully next month we will have more information.

Dunnavant: Mrs. Cobb, they want more information, there are still funds in the kitty?

Cobb: Yes, there are still funds. I did mention to ACP when they were requesting the phone conversation that we were probably going to be getting close to the funds and they said that’s no problem. If it went up a little more, they were willing to cover that if need be.

Dunnavant: Only thing I’d add is before we get into exceeding the funds available, that we get additional written confirmation from ACP that they will foot the bill.

Cobb: Yeah, at this point, KCI is not planning on exceeding the funds that we determined. If it does I do have an email, it’s not a formal document, I do have an email from ACP saying that they were willing to work on that.
Re: Rescue Squad Funding Request

Allen: The finance committee had a meeting with the rescue squad. Right now we have…do you want to talk about it Mrs. Carter?

Carter: We are continuing to have meetings with the rescue squad and in the package you will see that there is an open house recruitment on Wednesday, beginning at 7:00 at the Ag Center. The Rescue Squad has sent those out to many of the EMT’s in the County asking them to come back and so this is to try to help to get more volunteers in and also to let people know that you don’t have to be an EMT. If you are interested in helping the squad to raise funds, office work or anything like that. We would just like for people to come who are interested in helping out. Also when it comes to appropriating the money, you all had put that into a reserve account for now. The rescue squad is continuing to update us on their financing but at this point I think it would be more fiscally responsible if you all would vote to release the money out of the reserve, but yet not let it be spent without the finance committee appropriating the money.

Matthews: Yes, not release it all at one time.

Allen: Right.

Carter: As we watch their financing instead of giving it all to them at one time. This is the $195,000 not the $300,000 they requested. It would be at the discretion of the finance committee how that would be distributed.

Matthews: I’d like to make that motion to release the money incrementally as we see fit and as we see progress that the rescue squad is making in the direction that they need to be going financially.

Jones: Who is on the finance committee, you and who?

Matthews: Danny.

Dunnavant: I’ll second that.

Matthews: There’s been a lot of movement and they are moving in the right direction. They still have a long way to go.

Dunnavant: They are showing considerable good faith. The banners are around the county trying to solicit folks in.

Carter: We put those up.

Allen: The County is helping.

Carter: It’s a joint venture.
Dunnavant: We need them so we need to work with them.

Allen: We have a motion and a second to release money under the custody of the finance committee. Any more discussion? If not let’s vote. 6 yes.

_Supervisor Mathews moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to approve the release the funds for the rescue squad under the discretion of the Finance Committee._

Re: Report for Funding for the Sprouse’s Corner Sewer Project

Carter: This is a recommendation from the Utilities Committee. We have been meeting regarding the funding for the Sprouse’s Corner Sewer project and I think we have very good news to report on this. There is a reserve for contingency that can fund this project that is not local tax dollars. It is a reserve for contingency for the Water Fund that’s been accumulated through the years. Some of it is an appropriation from the correctional center and we have met all of our reserve requirements from Rural Development so it’s believed that this $1.4 million can be used to pay for this project and not have to borrow any money. Although its water fund we know that part of this project is also to preserve the water shed to help get the apartments and motels and all off of their sand filter system and on to the county system. At a later date though, I will bring back a resolution for your consideration for the use of money for that purpose. I just wanted to let you know that I feel like this is a project that can be paid for with funds we already have.

Re: Consider appointment to the Library Board

Matthews: Can we table that until we do some discussion on it? Maybe look at some different avenues instead of appointing someone tonight because I’d like to have some input on that.

Allen: Any other question? If you know of somebody…

Dunnavant: That would be my first opinion. Nobody’s approached me.

Allen: If anybody approaches you, yes, please tell someone on the Board. We’d like to know who would like to be on the Board. We will take time to consider it and do it again next month.
Re: Youth League Committee Report

Chambers: Mr. Chairman, I make a motion that we accept the report from the Youth League Committee.

Bryant: Second.

Allen: A motion and a second to accept the Youth League Committee recommendations. Any discussion? Let’s vote. 6 yes. So approved.

_C supervisor Chambers moved, Supervisor Bryant seconded and was unanimously carried by the Board to accept the Youth League Committee’s recommendation._

Re: Consider approval of the Engagement of Auditing Services with Robinson, Farmer and Cox

Carter: This is the Engagement Letter that we receive every year. The auditors recommend that it be presented to the Board of Supervisors for your review and management. Upon approval of this agreement, it should be signed where indicated and a copy returned to them. This is nothing new, nothing different and just acknowledges the Engagement Letter to provide the service. We have a contract with them for several years. This doesn’t talk about money. The money remains the same.

Allen: Do you need a motion?

Carter: Yeah, I think a motion would be good to approve the engagement letter from Robinson, Farmer and Cox.

Allen: Motion made and seconded to approve the letter from Robinson, Farmer and Cox. Any discussion? Let’s vote. 6 yes.

_C supervisor Bryant moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the Engagement Letter for Robinson, Farmer and Cox._

Re: County Attorney Matters

Wright: Mr. Chairman, members of the Board I am here to report to you that we have reached an agreement with the architects for the library and that’s been put into proper form. Mr. Chairman, if you are available after the meeting I’d ask that you affix your signature to that and we get it to them to sign. That is in process. Earlier you had an agreement to the scope of the work, the price for the work, and the distribution of the money and we’ve laundered the details and have that in place and are ready to proceed on that. Any questions? Thank you.
Re: County Administrator’s Report

Carter: My first item was to talk about the open house and we’ve already talked about it. I would encourage that the public and board members attend.

Also, the update on the Bates Market Site, I think the notice went out today to be in the paper to advertise for a contractor to do construction on that. Once we get the bids in, we will get that back to you.

The hay bids for the Industrial Park property. We did sealed bids for somebody to harvest the hay from the park. We received one offer of $400. I do have the authority to award that since it was only one bid and that amount of money but I wanted you to know that it was for William Kidd.

That concludes my report Mr. Chairman.

Re: Other Board Matters

Matthews: I would like to add something to Mrs. Carter’s report, anybody sitting in this room tonight, the rescue squad, desperately needs volunteers in our county and it doesn’t have to be an EMT situation. There are positions at the rescue squad that are available for people that can do accounting or bookkeeping or yard work or something like that. They just need some bodies up there that will or can be there at the building and show good faith for the citizens of the County. If you are anxious to do some volunteer work that would be a great organization to try to get involved with. I’d like to see some of our citizen’s step up and do the job regardless…without those people we would be in a world of hurt. So we need your support as citizens of Buckingham County to step forward and try to help with the Buckingham Volunteer Rescue Squad and I’d like to make that announcement.

Allen: Any other Board matters?

There were none.

Re: Executive Closed Session

Supervisor Chambers moved, Supervisor Bryant seconded and was unanimously carried by the Board to enter into executive closed session under the following codes:

Discussion, consideration or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body; and evaluation of performance of departments. §2.2-3711.A.1 and Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body. §2.2-3711.A.3.
Re: Return to Regular Session and Certification of Business Discussed

Supervisor Chambers moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to enter back into regular session and certify to the best of each Board members 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