At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, May 13, 2019 at 6:00 p.m. in the Peter Francisco Auditorium of the Buckingham County Administration Complex, the following members were present: Donald E. Bryan, Chairman; Harry W. Bryant, Jr., Vice-Chairman; Robert C. Jones; Don Matthews; E. Morgan Dunnavant; Joe N. Chambers, Jr.; and Danny R. Allen. Also present were Rebecca S. Carter, County Administrator, Karl Carter, Asst. County Administrator; and E.M. Wright, Jr., County Attorney.

Re:  Call to Order

Chairman Bryan called the meeting to order.

Re:  Establishment of a Quorum

Chairman Bryan certified there was a quorum. Seven 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 no announcements.

Re:  Approval of Agenda

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

Re:  Approval of Minutes

*Supervisor Matthews moved, Vice Chairman Bryant seconded and was unanimously carried by the Board to approve the minutes of the April 15, 2019 and the April 22, 2019 meetings.*

Re:  Approval of Claims

*Vice Chairman Bryant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the claims as presented.*
**Re: Public Comments**

**Bryan:** Public comments are three minutes.

**Sammy Smith, District 5:** Good evening, ladies and gentlemen. My name is Sammy Smith and I live in the 5th District and I’m also on your Planning Commission. Tonight you are going to be setting a public hearing for the Atlantic Coast Pipeline Communication Tower. Last month at the Planning Commission meeting some citizens, constituents got a little accusatory towards the Planning Commission. Also about the length of time that SUP’s are rendered for a communication tower. I want to communicate to you tonight that the standard length of time for a telecommunication tower special use permit is 36 months. The reason the ACP had 18 months is because that is what they asked for. No one told them in my opinion that it was 36 months. So the accusations that the Planning Commission is in the pocket of ACP is Capital B. Capital S. Thank you for your time.

**Jordan Miles, District 4:** Mr. Chairman, Supervisors, Madam County Administrator, Ladies and Gentlemen, good evening. My name is Jordan Miles and I live at 13170 W. James Anderson Hwy. here on Rt. 60. I’m here tonight to request on behalf of the more than 300 registered voters in the county who signed our petitions for our cause, my aunt Sue Miles, to distinguish her from my sister, my aunt, to have VDOT install guard rails on Rt. 602 at Walton’s Fork Creek. Those petitions have been distributed to you. Those of us who travel on 602 heading to Glenmore, Howardsville, Yogaville and all in between know where this is. It’s a dogleg curve about 4 miles south of Glenmore in the Slate River Magisterial District or Election District 6. The current state of the bridge is a hazard. It’s dangerous. It’s taken lives and nearly killed people that both you and I know. There are warning signs rather to indicate the upcoming curve but it does not take away from the fact that there is a large unprotected opening to the right of the bridge with nearly a 15’ drop into the creek that proves to be a serious danger to any and all travelers. It should be noted that currently 4 county school buses travel that bridge twice a day by representing 124 children and bus drivers traveling on the bridge. More than 10 years, my late grandmother, Hazel Miles, attempted to champion this project and nothing happened. Since then one person was killed who was on his way with his brother, who was maimed, to Glenmore to visit my family. He will be gone 11 years this September. More than 10 years ago I spoke during the VDOT Six Year Improvement Plan hearing, about 10 years ago, about the bridge and its needing guardrails. Since then more people have wrecked there and have been injured and nothing has been done to correct the problem. I’ve talked to some people, families of loved ones of who have wrecked there rather. I met with Shane Burgess whose daughter wrecked there one winter day, a guardrail, he said, a volunteer fire department member says, would have kept her in the road and not have destroyed her vehicle nor injured her. Sue and I have spoken to many others including Lyla Gough Wood whose son was involved in one of the most recent accidents, and here is a photo of this accident, and which could have been avoided by guardrails we are told. As concerned citizens we respectfully request that the Board of Supervisors work with the Virginia Department of Transportation to set up a temporary or permanent safety rail for motorist who cross this bridge or place the bridge for improvement or placement in your six year improvement plan. We the hundreds of people who acknowledge this as a safety issue don’t
want to wait until another injury or death to occur before guardrails have been put up or the bridge is replaced. I thank you and I do appreciate your time and efforts.

**David Ball, District 3:** Good evening, Supervisors. David Ball, District 3. Several points of concern. First off, when citizens send letters addressed to the Board of Supervisors so that matters can be addressed at these meetings, it is a concern that those letters do not show up in the meeting packets or before the Board of Supervisors which leaves citizens having to bring something to this meeting which says that nobody else in the county knows that anybody else in the county is raising this question. I think part of what the constitution protects is the citizens right to address issues to the Board but to have those issues diverted and having to exclusively come to these meetings which is a large reason why we video tape to show that these actually do get addressed to the Board of Supervisors. I think it’s important to have citizens address letters or emails to the Board of Supervisors through their County Administrator that they come to the Board of Supervisors and not be waylaid. I think that is an important aspect of communication between the citizens and their representatives. Also with things like this upcoming application for the radio tower, and other applications I think it warrants having citizens to present information that may contradict what the applicant is presenting. So they get the right to show their information and I think groups and individuals should afford the right to actually provide those things for all the few contradictory information. Secondly or thirdly. Concerns regarding the amount of concern that I find in talking to citizens fear that they are going to get retaliated against by their Board of Supervisor if they step up and address issues, make comments or other things of that nature. I think that needs to be corrected. You can’t have an atmosphere of fear and concern, trepidation between citizens and their representatives. That sits a terrible precedent. This is not a news media so the idea of fake news. I don’t watch fake news stations. I don’t know if other people do but I don’t think that bears any part of communication that citizens have with their elected representatives. It’s not a matter of fake news. It’s a matter of people’s individual concerns and thoughts and things they want to know. Those are the basic questions.

**Dunnavant:** Mr. Chairman, may I ask Mr. Ball a question?

**Bryan:** Yes sir.

**Dunnavant:** What retaliations has the Board proposed against any citizens? That’s is a terrible allegation to make.

**Ball:** It’s no specific ones. There are a few specific ones but…

**Dunnavant:** Can you enumerate those? I’d like to know about them.

**Ball:** Ummm, individuals have expressed concerns at specific supervisors who at this point I’m just making a general observation from comments from individuals that I’ve talked to saying that certain individual supervisors would retaliate or do something to them if they addressed issues to the Board or certain groups or ideas. That’s a concern. I think it needs to be dealt with in terms of how the public perceives their elected officials. There should be an open and nonthreatening line of communication between individuals and their representatives.
Dunnavant: I agree with you, I think they should. I thank you for that.

Matthews: There is several ways to get in touch with every Board member. Telephone, email, you got text. I have people reach out to me by telephone. You don’t always have to have something in writing to reach out to me. Numerous occasions. Those same people that you are speaking of voted in the last election didn’t they?

Ball: I would believe a lot of them did.

Matthews: Ok. They had a chance to make their statement then.

Quinn Robinson, District 4: Good evening, gentlemen. Quinn Robinson, District 4. I just have a couple of things. One, Mr. Smith eluded to. I’m very concerned about the way the Planning Commission is being conducted. It’s so casual. The procedural errors to the degree it jeopardizes the creditability of everything they do. If nothing can be done about it I recommend there be term limits and if not that or with that the persons be elected to the Planning Commission. We’ve got the Comprehensive Plan coming up and I don’t think they are ready for it. They didn’t do it last cycle. They firmed it out to the Regional Council. But anyway, it’s very difficult. If nothing can be done, then maybe some of those tapes that are made of the meetings would urge them to think about reform. I understand that there is a thing about FOIA and open information, fine. Maybe there can also be a review of standard procedure. Country casual is fine but not in a sense when it comes to government. It’s just ridiculous. Anyway the threat that I’m under continually, it seems to me that everybody in the county, the Board in particular is Dominion pipeline. I want to live a quiet retirement but that was prohibited. It’s going to do damage for the county’s future. I would hope it would be prosperity for everyone but that’s not going to happen. You can’t undo it once it’s done. I gave you the article from the Richmond paper, one of the most conservative papers in the Commonwealth if not the nation, and the State Commission on corporations was presented with information that Dominion gave a presentation to Wall Street which is different than what they gave the Commission. They select what they are going to tell their audience and hope they get away with it or they don’t know and they lie about it. It just isn’t proper and that’s the kind of people you are dealing with. I find that greatly undermining the credibility and sincerity of what’s this is going to do for us or to us. I don’t enjoy this one bit. I’m a quiet person and I would like to stay back in the farm and just do my time but it’s impossible. This thing has been hanging over us for five years. I got my first call from Dominion in March 2014 and the woman on the line said oh, ok sir. We understand that you don’t want to be a part of this. We will take your name off. It didn’t happen. Thank you very much.

Re: VDOT, Introduction of Mr. Scott Frederick, VDOT Resident Engineer and consider scheduling a public hearing for the Six Year Road Plan

Scott Frederick: Good evening, Chairman, Supervisors, County Administrator Carter, it’s a pleasure to be with you tonight. I wanted to bring you a brief update on maintenance in the county. Even some construction projects. We are beginning to mow our secondary routes. We
started doing that today. The primary routes are going to start June 1st. Litter has already been picked up on the primary routes. Other than those updates there we are responding to routine maintenance issues like potholes, trees being down. I wanted to let Morgan know that barrel on the side of the road…

Dunnavant: It’s still there.

Frederick: Yeah, it’s marking a groundhog hole. We are trying to take care of it. I did follow up on it.

Dunnavant: I ran into Mr. Bailey the other day and he informed me of that also. Are they setting up condominiums?

Frederick: He goes in that side. There’s two holes come out the other side. Pretty elaborate home he has there. Our VDOT maintenance forces are also working on our rural rustics. That’s actually the handout I gave you tonight. A copy of our Six Year Plan. The one’s in the beginning are the one’s in progress right now. I think Red Road, Shumaker Road and Brill Road are actually being worked on and then the other four are to follow those.
The construction we have going on you may have noticed some advanced warning signage for State Route 678. I think it was put out today. I haven’t seen it in person. Not 100% sure. We are going to be closing that road Memorial Day week at some point. That is going to reopen again September 13th is when the contract is supposed to be completed. So they have until then to have it open again. Our asphalt resurfacing for the county as you may know, Rt. 60 from the Appomattox line we will go 5 ½ miles into the county. State Route 600, we are going from its intersection of 654 to the other intersection of State Route 712. Then the third state route that we are going to resurface is 652 from its intersection with State Route 15 to the other end of intersection of State Route 676. The handout that I handed you guys, so I handed you this, the one’s in progress are this year’s then following this year is the most important part. The six year plan for anyone that doesn’t know, is like a pipeline. You are always trying to put projects at the end of the pipeline and they work their way to you. So next years, whenever we approve this, next year is the most critical year which will be State Route 676, Ridge Road; State Route 763, River Ridge Road. So in order for us to get it in program we need to have this signed by the next meeting. I think Carrie brought you up to speed on that.

**Carter:** I think you all have that in your packet. To schedule a hearing.

**Frederick:** Those two different improvements are approximately $350,000 improvement to the county. A great benefit to the county. I can read through the rest of the six year plan and every year it will have to be voted on so it’s not quite as concrete as next year but two years out is Ivy Road and Hunting Shack Road. Then three years out is Hunters Road, Payne’s Pond Road. Then four years will be Red Road, Crescent, Wise Ridge and Virginia Mill. Then five years out is Blackwell, Wyland Road, Mill Road and Warren’s Ferry Road. That’s pretty much that I’ve prepared to speak about tonight. Do you have any questions for me?

**Bryan:** You heard Mr. Miles presentation made? I have in front of me a traffic engineering study that was done it looks like 6/23/2014. It says the vertical alignment is good where the horizontal alignment is fair. Horizontal?

**Frederick:** Horizontal would be like if you were looking down on a map, the curves, those would be horizontal curves.

**Bryan:** Can you do some research on this and we would like for you to do another study on it since this is almost five years old?

**Frederick:** Ok. Sure. Do you have a copy of the old one?

**Dunnavant:** What would be required to be able to attach a guardrail to the bridge? I know it’s a timber bridge and it’s got basically field made angle iron rails on it but is the double stamped beam guardrail system, could something like that be on it? I know several people have run off in the hole that’s on this side before they get to the bridge.

**Frederick:** I don’t want to speak out of turn, Carrie may know more about it than I do.
Dunnavant: In addition to the study if they can look at some sort of way if they can make an attachment to it. I don’t think anything needs to be done on the inside of the curve but on the outside where people are going a little bit faster than they ought to, something that will put them back in the road before they go over the edge.

Shepheard: We do have a study going on right now to see if there is any improvements we can make, safety countermeasures. But I did check with our Traffic Engineering Department a couple months ago when Mr. Miles first approached me. We actually have no way to attach to the existing guardrail. Not even a special design. Right now the bridge is in decent condition so we don’t have any plans to replace it. Again, we are still reviewing it to see if there are any additional measures we can add. I have not gotten that study back yet.

Matthews: Can that road be put on the rural rustic or something like that or not?

Shepheard: For guardrail improvements? It wouldn’t classify under rural rustic funding but it could potentially be a secondary six year plan separate project. That would not be able to be voted on this year. We would not have time to get everything ready for that but it could be something we could try to prepare for in next years.

Bryan: If I read that 2014 preliminary report, there were no deaths from the 2014 report but according to what Mr. Miles presented, since the 2014 report, even one death is one death to many. That’s something that if it’s attributed to the bridge with no guardrails then you know, safety comes first.

Bryant: Something needs to be done.

Jones: I can understand the problems as far as attaching something to the bridge itself, but that deep drop that they have on the southern side of the bridge looks like you could put some guardrail for so many feet that could help them from going into the woods.

Bryant: It wouldn’t have to be attached to the bridge I don’t think.

Dunnavant: Put a terminal in with GR7 or breakaway terminals just before it gets to the bridge. An independent structure maybe.

Frederick: We will look into it.

Bryan: Anyone have anything else?

Chambers: Yes, sir. I have a couple. Of 652 down at Virginia Branch Church they have a tree in the graveyard that the limbs are falling in the highway. It’s leaning across the highway.

Frederick: It’s on State Route 652 where exactly?

Chambers: Down past the church, the cemetery. What’s the marker down there?
Audience member: 6100 block.

Chambers: We still have the same problem off Rt. 20, 678 where you pull off of 678 into 20 you can’t see the road with traffic coming from Charlottesville.

Frederick: I think we did that today.

Shepheard: Those trees are off of right of way so we would have to have a property owner agreement to clear that sight line. It’s something we can look into but for now any trimming it’s off right of way.

Frederick: We are going to see if we can work out an agreement with the property owner there. That road should have a lot less traffic on it for the next couple months so hopefully we can get that worked out.

Chambers: You say a lot less traffic?

Frederick: 678, you said? That’s the one we are closing for a while.

Chambers: Oh, ok.

Matthews: I’ve got a couple statements, I touched base with Mrs. Shepheard last week, but just want to make a reminder. I know they’ve done some patch work on some of these roads, 635 and 633. I know there are plans to come in, I know we are still getting torrential rain and it’s just breaking away day by day on the work you performed last fall. We need to get on top of that or we are going to have more work to do if we don’t. Another thing too, when you turn on 635 onto 633 there is a school bus that has to make that turn and it’s not wide enough, the shoulder is not wide enough and it’s creating a rut on the shoulder of the road and adjoining driveway of a citizen there on 633. I don’t know if the VDOT can do something with that or if we need to address it with the school board, Ronnie Palmore. I don’t see him here tonight but I wanted to throw that out. The citizen is a bit concerned about being able to get out of their driveway because the rut is pretty deep and it has to do with the rain and moisture we got but a quick fix with some gravel to make them happy and that’s the road that some of that shoulder work has been done on so there is disturbed earth there so that’s going to create a worse problem and some patch work has also been done.

Frederick: We should be able to fix the rut for sure. If we have enough easement right of way maybe we can put a more permanent fix on it.

Bryan: Anyone else? You mentioned clean up on the routes, who did the recent cleanup?

Frederick: It was done by a contractor. I don’t know the name right off the top of my head.

Bryan: Somebody cleaned the primary roads up very nicely. Was that the contractor work?
Frederick: Yes, we hired a contractor to do it.

Bryan: I remember asking last year about you think about maybe allowing the schools to do it for some of their fund raising possibly.

Shepheard: We haven’t the opportunity to put it together. This was a quick focus before mowing and needed to get it done. I would like to develop that. We will work with you.

Bryan: Welcome.

Frederick: Thank you. It was a pleasure to be here. Thank you for your time.

Re: Zoning Matters: Introduction of Case 19-SUP268 Atlantic Coast Pipeline, LLC Request for a Special Use Permit for Microwave Tower at the Proposed ACP Compressor Station

Carter: Yes, this evening we have an introduction of Case #19-SUP268 from Atlantic Coast Pipeline LLC. The Atlantic Coast Pipeline LLC did receive a Special Use Permit for the construction of a microwave tower at the proposed compressor station. The permit was valid for 18 months. Commissioner Smith was correct that was at the request of ACP that the 18 months be put on there. The Board of Supervisors approved the case on July 10, 2017 but this expired in January of 2019. The Zoning Ordinance does not allow or provide the authority for us to renew this permit or grant an extension. Due to that, the ACP has submitted a new application for a Special Use Permit. The application seeks authorization of the same tower, on the same property and under the same terms. After reviewing Case 17-SUP242 files which was the one that was approved in 2017, I did not see any changes in the application in comparison with the new application. The balloon test results and CityScape reports are in the file. Although we did not require the balloon test I got an email today that they are going to be doing that anyway on their own accord. There have not been any changes taking place so CityScape would not need to review this again. The case, I’ve attached all the information that has the previous approval conditions. The only change is from 18 months, the Planning Commission is recommending 36 month period. The Planning Commission unanimously recommended approval of this case so I ask you this evening to consider a public hearing for the June 10th meeting.

Allen: I make a motion that we make a public hearing on the 10th.

Matthews: Second.

Bryan: A motion made and properly seconded for a public hearing for June 10th for Case 19-SUP268. Any discussion? Call for the vote. 6 yes 1 abstain.

Supervisor Allen moved, Supervisor Matthews seconded to schedule a public hearing for Case 19-SUP268 for ACP, LLC for a special use permit for a microwave tower at the proposed compressor station. This motion passed with a 6-1 vote. Supervisor Matthews abstained.
Matthews: I just want to make clear that I have interest in property that is being traversed by the ACP so that is why I’m abstaining.

Re: Request to transfer surplus 2014 Ford Explorer SUV to the Buckingham County School Board

Memo from Sheriff Kidd: Please accept this letter as my intent to address the Board of Supervisor’s during their scheduled May 13, 2019 meeting concerning the transfer of the below vehicle to the Buckingham County School Board. 2014 Ford Explorer SUV

Supervisor Dunnavant moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve to transfer a 2014 Ford Explorer SUV from the Sheriff’s Department to the Buckingham County School Board.

Re: Consider the Library Committee’s recommendation to approve and advertise the Library Bid Package

K. Carter: We are going to be asking you for permission tonight to bid out the library project. In the meantime, we have Josh Bower from Crabtree, Rohrbaugh and Associates. He is going to do a presentation for you guys before you vote.

Carter: The library committee did meet Friday and went over everything, so I think it will meet you all’s approval.

Dunnavant: It does mine. I think it looks nice. Do you have any comments to make Mr. Matthews?

Matthews: I’m just excited to get it on the way and see what happens. It’s going to be something that the Board’s going to be proud of I believe. It’s proven to be a money saver so far. I guess that will show up in the bid process. I think it’s something that the county’s needed for a long time and we are showing as a Board that we are willing to step out there and go the extra mile for the citizens of Buckingham.

Bowers: Thank you. I am Josh Bower with Crabtree, Rohrbaugh and Associates Architects. I am a Principle with the firm, Senior Project Manager. We are going to spend about 10 minutes going through the existing conditions and what we are proposing for both the library side and community center side.
Dillwyn Primary Repurposing Project
Library and Community Center
Buckingham County, VA

existing conditions
So as you may be aware it’s a 1950’s elementary school, single story, brick veneer with spray foam roofing. What we are proposing on the image there is to convert just shy of 10,000 sq. ft. into a library. The entrance off of what would be the rear side which is the side off of 15. You can see there it says library entrance. We are proposing to have automatic doors that will allow you to enter into the library and exit.

We will start from the yellow and move on to the purple which is the children’s area. The green is the program room where they can have student activities and also do presentations and other activities. The reddish area is the teen area. The pink is the staff area for work room and break room along with the grey areas for storage and toilet rooms. As we move right on the plan you see the adult area which is in the blue. We have a separate history and genealogy section of the adult area. As we go to the top of the plan there is also the adult area in blue. So this is the front entrance. As you are coming in you have the service desk. The areas in yellow are the walkways to get between the different program spaces. The library will be with its own
entrance, its own hours. The large gang toilets, which are where the existing toilet rooms are will be shared on both the community center side and the library side. As far as the project goes itself, the county is providing the building. This includes the metal roof, the new windows, exterior doors, the walls, we are going to demolish walls and add new walls, the floor finishes and paint. Outside of that is the responsibility of the library. The library is going to be providing the furniture, any additional niceties on top of what is the base product. You are providing the building, lighting, HVAC. You will see renderings where it will go from flat roof to standing metal roof to give the building a much different look to it. So this is just the finish plan. The spaces where the library occupants to rest will be majority of carpet. So this will not only help with acoustics but also help with children that want to be on the ground as far as comfort. The areas of walkway, we have as a base bid will be a luxury vinyl tile. It’s a vinyl tile that doesn’t have to be refinshed. We are going to do an alternative bid which is going to be a ceramic tile which will have a longer life and be easier to clean. This will be the children’s area, teen area, staff area and adult area will all be carpet. The walkways and also the programing space will be a hard surface.

This is an interior rendering. You will walk in the front door and see the front desk. We are still working with the library on the exact finishes. You see it looks like wood. It’s actually a vinyl tile. There is other options including slate. We are going to be working with the library to decide the actual colors and finishes are. A couple things we are proposing is to have some local folks in the community to look at a slate top for the countertop of the service desk. The base bid will be a plastic laminate top. You see in the background we have the sign saying Buckingham County Library.
As we look into the children’s area, like I said we are still working on finishes, you will see the carpet. A little walkway for the children.

In the adult area we are placing a fireplace. This is going to be a gas fireplace with a cover front for protection to make sure folks don’t get hurt. Also a slate hearth and wood mantle. Part of what we are trying to do is to engage things that are Buckingham proud. Wood, forestry along with slate. We will work with local suppliers. We are going to be placing some stone at the fireplace. So if this works well, we will do a walk through.
This is walking in the front door. You are walking through two automatic doors. You will see the service desk. We will walk into the children’s area. We will have bookshelves on the right hand side. A lot of windows. The tree is going to be an alternate to the base bid. Program space. Walk through another door to the teen area. The teen area is on the right hand side. Bookshelves, computer workstations and also some soft seating. Back to the service desk. On left hand side as soon as you walk past the front door, is small group area for study. Then the adult area where the computer stations are on the left hand side. The bookshelves on the right. Then we are wrapping around to where the fireplace is located. Some soft seating.
So on to the exterior. As I said earlier, we are going to be adding trusses to the building and putting a metal standing seam roof on it. We are also adding screening as an alternate bid. So you can see the roof. These dormers are not only ascetic piece but also functional. All the rooftop units will be bringing both fresh air and heating and air into the space. They are served by these louvers. All the units are going to be within the confines of the roof itself. What that does it helps not only from maintenance standpoint, the maintenance crew will be working on an enclosed environment and also it keeps the UV and weather off the units.

We do have accessible parking and walkway to the entrance of the library. The entrance in the distance here is the entrance to the community center. You can see some additional screen we are doing as an alternate bid to the project.

This is the front entrance to the library. As you walk down the path, the entrance to the community center is off to the left. We will do a fly around. We will put some bollards to close the loop at the front of the building. We want folks to park in the side and rear parking lot for both the library and community center itself.

The entire roof is going to be covered by the gable roof.

In this pocket here in the distance we have all the mechanical units that will be the compressors for the rooftop units.
For those familiar with the building, the windows currently are the large 15’ wide windows. They are original to the building itself. What we are doing is putting smaller windows in and enclosing to allow us to add interior walls, lighting and energy efficiency to the building.
So, costs. These are all projected costs. One thing that we have been seeing over the last six months, is the market is fluctuating. The cycles of news that’s been coming down, everything from tariffs to other costs, concrete costs have increased. The market is fluctuating significantly. Tomorrow we are receiving bids at Prince Edward County Courthouse. We have consistently see prices go up over the last six months. Some costs have gone up as much as 40%. The costs we are reflecting we do believe are good costs in a stable market, but we cannot predict the fluctuations of any one day can affect it. We can’t control the number of bidders bidding on a project. We have projects where we have one bidder on. We have projects that we have 10 bidders on. Right now we have 3 different contractors that have approached us talking about this project. So if the Supervisors bless this project to go out to bid, we should have at least three bidders interested in the project.

What we are showing is total project costs for the library portion. That includes the roofing, the dormers, the columns, modifications of interior walls, improvements on the exterior envelope, along with renovations to the library and outdoor patio and sidewalk.

Before I move on, I should talk about the alternates. So bid alternates, here’s the six bid alternates we are looking at for the project. Right now we have wood trusses as the base bid. We are looking at an add alternate for steel trusses. Also metal screening on the exterior of the building, we are looking at that as an add alternate. Upgrading from the vinyl tile to the ceramic floor tile in the library. In the children’s library, the decorative tree. That is an add alternate to the project. The base bid for the service counter is a laminate countertop. We have an add alternate for the slate countertop. Then the community center side, I’ll show you in a minute, we have three partitions that will allow the county to have diversity in the classroom size and meeting size to be able to open up 1, 2 or 3 rooms at one time. We are putting the steel in as a base bid and removing the concrete masonry walls. The folding partition is the wall that folds back is going to be an add alternate to the project. So before I move on to the community center side, is there any questions anyone has on the library?
So on the community center side, the entrance as I showed earlier is underneath the canopy so from the community center side and library side we want folks to enter from the back side where the parking lots are. From the rear parking lot or the side parking lot you enter from that side of the building. This will also be a sliding automatic door for folks to enter in. If you are coming in the meeting rooms, you can enter up the ramp, there will be 4 offices. As I said earlier, we will have the men’s and women’s toilet rooms that will be shared amongst the entire facility and then we have 8 rooms. 4 on one side and 4 on the other. These are the folding partitions. In the base bid we have the structure in place. As for the partitions themselves, we are going to get a number from the contractor to decide whether we will want to move forward with the actual partitions.

The multipurpose room, we are showing the availability for that to become a dining room and also sports events, or you could have lectures there for the library. This current configuration we
are showing seating and we are turning the full service kitchen from the school into a catering kitchen along with a toilet room that is going to be shared between the dining room itself and the catering kitchen. We are going to be doing some limited renovations to the stage including making it accessible with a lift and replacing all the windows as we said earlier.

Project costs on this side of the project. Costs includes the CDC metal roof, insulation, gabling for ventilation, the demolition of portions of the existing roof to put the new roof on. The chimney, we are going to be abandoning the chimney and drop that down below the new roof height. It will remain in place and just cap off the top of it and not have that as a detail where it will continue through the metal roof. The renovation of the interior spaces along with the food service equipment. We estimate the costs to be about $2.9 million. As I said earlier, the library and the community center is bidding as one project and that based on recent markets we may see some fluctuations in the market.
So, design schedule, we are complete with the design. At this point we are asking to be able to go out for public bid. We are looking to, with the blessing of the Supervisors, to receive bids in early June and move forward with contracts and move on with construction if possible in the end of June or July timeframe. Wrap up with construction in February of 2020. What we are asking them to focus on is to focus on the library. What we are going to do as far as construction goes, is begin with demolition in the library and then move on throughout the rest of the building, then start construction and move on with the rest of the building with focus with first occupancy being the library. Shortly thereafter the community center. Any questions or comments?

I appreciate your time.

Matthews: Mr. Chairman, I’d like to make a motion at this time.

Bryan: Go ahead, sir.

Matthews: I’d like to make a motion to put this project to bid as far as the library and community center. That’s my motion.

Bryan: Motion made and seconded to move forward with the renovation of the library and community center. Any further discussion on the motion? Call for the vote. 7 yes.

* Supervisor Matthews moved, Supervisor Bryant seconded and was unanimously carried by the Board to move forward with putting the project of renovating the Old Dillwyn Primary School for new library and community center out for bid.*
Re: Refund for debt service

**K. Carter:** I have an information item for you tonight. The loan for the middle school is about to expire in 2022. It was done with the Virginia Public School Authority loan and they are doing some refinancing with that whole pool of loans. So because we had a loan in that pool we qualify for refinancing. Good news, bad news, however you want to look at it. We only have four years left so we were able to get I think about $58,000 refund which you will get in four years. What’s going to happen, you will pay your debt service debt as normal and then we will get a refund back after we pay the money. So, because we only have four years left, I think we will get $58,587 back from this refund. That’s some extra money that we weren’t counting on.

Re: Consider reappointment or appointment to the Social Services Board

**Bryan:** It looks like Diane Holman-James is expiring in June and is eligible for reappointment.

**Allen:** I’d like to make a motion to reappoint Mrs. Diane Holman-James.

**Bryan:** Motion made and seconded to reappoint Diane Holman-James to the Buckingham Social Services Board. Any discussion? Call for the vote. 7 yes.

*Supervisor Allen moved, Supervisor Chambers seconded and was unanimously carried by the Board to reappoint Diane Holman-James to the Buckingham Social Services Board.*

Re: Consider bids for concrete for Rt. 56 and Rt. 655

**Carter:** Yes, we did only receive one bid for the concrete for Rt. 56 and Rt. 655 waste site. W.L. Kidd bid $10,950 for Rt. 56 site and $12,950 for Rt. 655 site.

**Dunnavant:** Mr. Chairman, I’m going to recommend that we accept Mr. Kidd’s bid for the two solid waste sites.

**Matthews:** Second.

**Bryan:** Motion made and seconded to accept the bid for the Rt. 56 and Rt. 655 sites. Any discussion? Call for the vote. 7 yes.

*Supervisor Dunnavant moved, Supervisor Matthews seconded and was unanimously carried by the Board to accept the bid for concrete from W.L. Kidd for $10,950 for Rt. 56 site and $12,950 for the Rt. 655 site.*

Re: Consider change order for Bates Market Waste Site

**Carter:** The County did submit a county initiated change order for the Bates site for the contractors, Pearson Construction. Those items are listed there for your consideration. The total change order is $56,015. The initial contract with them is $116,000 so this will be an add on.
**Dunnavant:** I’m going to move that we refer this change order from Pearson to the Utilities Committee for an in person meeting and potential negotiation with Pearson.

**Matthews:** What about rebidding it?

**Dunnavant:** We currently have Pearson under contract and perhaps maybe the same unclarity that they had reading the initial proposal they had reading the change order as well. Perhaps we need to talk to them to clear it up.

**Bryan:** There’s been a motion made and seconded to move the Bates site to the Utilities Committee for further discussion with Pearson. Any further discussion? Call for the vote. 7 yes.

**Matthews:** Can you keep me in the loop with the progress of that please?

**Bryan:** Yes, sir.

*Supervisor Dunnivant moved, Supervisor Chambers seconded and was unanimously carried by the Board to refer the Owner Initiated Change Order for Pearson on the Bates site to the Utilities Committee.*

**Re:** Consider Resolution with the Virginia Retirement System to all, at no cost to the employer, a Voluntary Group Long Term Care Insurance Program

**Carter:** Yes, this is offered by the Virginia Retirement System. It certainly an option for the employee and it is a Long Term Insurance Program and it’s at no cost to the county. The employee will have to pay 100% of the premium. They do need a resolution from us for any employee to participate in the Group Long Term Care Insurance Program.
Virginia Retirement System

Commonwealth of Virginia Voluntary Group Long Term Care Insurance Program
Employer Adoption Agreement

THIS AGREEMENT (the “Agreement”), executed this [insert date] ___ day of __________, 20___

is by and between [insert Localiity, School Division, or Other Political Subdivision] (the “Employer”) and the Virginia Retirement System (the “Plan Sponsor”) (hereinafter collectively referred to as the “Parties”).

WITNESSETH

WHEREAS, the Commonwealth of Virginia has established, and the Plan Sponsor is responsible for, the Commonwealth of Virginia Voluntary Group Long Term Care Insurance Program (the “Plan”) in which employees of local governments, local officers, and teachers, as defined in § 51.1-513.3 of the Code of Virginia (the “Code”), as amended, may participate; and

WHEREAS, pursuant to the same section of the Code, the Employer desires to enter into this Agreement with the Plan Sponsor to permit participation in the Plan by its eligible employees; and

WHEREAS, the official entering into this Agreement is duly authorized on behalf of the Employer’s governing body.

NOW, THEREFORE, in consideration of the premises herein, the Parties agree as follows:

1) The Plan Sponsor represents and warrants to the Employer that it will comply with all applicable laws affecting the Plan.

2) The Plan Sponsor represents to the Employer that it will provide sufficient services to administer the Plan and to appropriately respond to inquiries by employees and participants.

3) The Employer acknowledges and agrees to the terms and conditions established in the Plan.

4) The Employer agrees to provide the Plan Sponsor’s selected long term care insurance carrier with a mail file of all active employees, in the format provided by the insurance carrier.
Carter: I don’t know if I put that in there or not. I don’t see the premiums. Mrs. Ranson has those. It is expensive. It would really depend on what the employee would want to do. It is very expensive.

Dunnavant: This is a supplemental insurance that the employee can opt into if they chose to and if they chose not to, they chose not to. It doesn’t cost the county or the taxpayers a dime. We are just authorizing them to participate if they want to.

Carter: Right and they can’t participate unless you all adopt this.
Allen: I make a motion to authorize for them to get into it if they want it.

Matthews: Second.

Bryan: Ok. Motion made and seconded to authorize the Virginia Retirement System to offer long term care insurance program at the employee’s expense not the employer’s expense. Any discussion? Call for the vote. 7 yes.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to authorize Virginia Retirement System to offer Long Term Care Insurance program to the employees at the expense of the employee and not the employer.

Re: County Attorney Matters

Wright: Yes, Mr. Chairman. The only item I would like to comment on tonight is under P-1 Discussion with Food Lion request, I think I passed out the ordinance and asked if you had any comments. I’ve had comments from a few of you that I’ve made notes on. Beyond that I think the discussion of P-1 will allow me to gage where we are and bring it back at the next meeting.


Re: County Administrator’s Report

Carter: Yes the next item is, you handled the Food Lion, concerns of the Planning Commission. During the April 22nd meeting of the Planning Commission some concern was expressed about requirements that intensive farming applicants have to meet prior to knowing if their property will be zoned Agricultural Comprehensive. It was discussed that the Commission would like to ask you to authorize them to review the Zoning Ordinance because of changes to this. I advised that we’ve already discussed when the position of the Zoning Administrator/Community Planner is filled, that the Board of Supervisors and the Planning Commission should have a joint work session to review the present Comprehensive Plan and work on a schedule to update the Plan. I advised that this would be a good opportunity to address this concern. So, we will place the matter on the agenda for our work session if you all agree to that. Hopefully we can have that work session very soon.

Matthews: Do you want to set it for next month?

Carter: I think maybe we will see what we do tonight as far as the Zoning position and then get that scheduled. I would want the new person to be involved. We will probably need to decide if you do want to bid out the Comp Plan to outsource it to help us or if you do want to do it in house. I think when we sit down and look at what we’ve done so far compared to what our goals in the Comp Plan and our accomplishments and things we haven’t accomplished. We may not need to make a lot of changes. I would like for us to sit down and look at it. I have gotten a price from Commonwealth Regional Council and I think it’s about $60,000. So if we can possibly do it in house we could save some money but we will look at the alternatives.
Wright: I think we forgot to do P-1.

Bryan: I was going to come back for it. Mrs. Carter, question, it looks like there is really two matters with the Planning Commission. In your letter it says that the Commission would like to discuss us to authorize them to review the Zoning Ordinance. Do you want a motion from us for them to start reviewing it now so when we get to the joint meeting there could be questions on both sides or…?

Carter: They have all of it to review and I think if we all review it and sit down and talk about it. Presently I don’t think it’s unanimous, but the concerns are most intensive farming and we looked back and those things have been in there since the origination of zoning and intensive. So, if you want them to start reviewing the Zoning Ordinance. We just have to keep in mind that we’ve got to have a Planner to work with them on it.

Bryan: Right, that’s the second issue.

Chambers: When we have the work session, can we get somebody from Farm Bureau come? You say a lot of issues with farming.

Carter: You can look at it first because as we have our community meetings we will have representation from different agencies and organizations there. The matter you are talking about is going to be primarily in the Zoning Ordinance.

Matthews: What is the concern?

Carter: The concern is that the way the ordinance reads now the applicant, the three turkey houses applications that we had, not a one has been able to get building permit yet but that’s not because of County regulations to hold that up. Mostly now, they are going through VDOT. They have to go through DEQ. Some have gotten their nutrient management plan and some of these things are needed. They are even required by the State but with the local I believe their concern is the applicant has to spend a good deal of money before they know if the property is going to be rezoned. For example, if these houses don’t get built, that property will resort back to A-1. The rezoning will be void. But in this case I think that’s a concern is that they have to pay out so much and pay engineers to do it before…

Dunnavant: Most of what I heard is that they have to do a lot of surveying and retain an engineer and go to a considerable out of pocket expense for survey work to site the houses precisely, not just the count of acreage but to site them precisely before they even know if we are going to say yay or nay to it.

Bryan: Mr. Davis, didn’t you raise that issue last year when you and your son did the chicken houses?

Davis: (not verbatim. Can’t hear all from audience) We spent a considerable amount of money.
Bryan: I thought you raised that concern last year as well. It’s time to readdress it. I share that concern.

Dunnavant: I say any preliminary work the Planning Commission can do getting their facts and figures together…

Carter: What you will need to know before you would rezone them to Comprehensive is the neighborhood, what the Comp Plan says about what should be located there, can it meet the setbacks, things like that. Those are necessary. The way it reads right now if your property is already zoned Agricultural Comprehensive, they would bring to me a plan that shows all that, the setback, nutrient management plan, go through all the DEQ stuff and VDOT. It doesn’t have to come to you all if it’s already zoned. They have to bring me that plan. The way the ordinance reads its kind of asking for all of this before they can be considered to be rezoned. It does have its pros and cons. But they do spend a good bit of money. It’s sad they have not been able to get their permits to build because of a lot of red tape with other agencies.

Bryan: That’s the state.

Matthews: Are they going to continue those types of holdups with the state and VDOT?

Carter: You can’t change that.

Matthews: Well, if we are not the hold up, are we going to rubber stamp every turkey house, and every chicken house that says I want a chicken house.

Carter: You would have to rezone. If your property is zoned A-C you still have got requirements you’ve got to meet as far as acreage and setbacks and everything.

Matthews: You are just giving them a preliminary answer if they qualify…is that what you are saying?

Carter: Yeah, if they are already zoned they just have to meet everything in there. But if they are Agricultural or Residential and they wanted to be rezoned to AC they would have to, I think what you all have heard, they have to spend so much money before the county says yes, you can rezone this property. It puts you in a situation that they have spent a lot of money and we can look at all of that.

Matthews: My question is, do you have a public hearing for those things, I mean we approve it, then you have a public hearing after we approve it?

Carter: You have to have a public hearing, the Planning Commission has a public hearing, the Board would have to have a public hearing. Those are the things we need to talk about. What do you all want to see before you give them a conditional zoning approval? If they don’t meet all those conditions, the zoning will be void. The applicants coming in now, those things are a condition so we can’t issue a building permit until they meet those conditions.
Matthews: I think the government shutdowns is one problem with one of the turkey houses as far as government money, FHA. You know how it is, if the government cuts the check it takes forever.

Re: Consider any discussion regarding Food Lion’s request for the county to enforce Fire Lane Parking Violations

Wright: I’m interested to hear your comments. I gave you a proposed ordinance that involves Food Lion’s request and it involves fire lanes on property owned by the county and for handicap spots. I’ve had some comments that suggest that we should restrict this to fire lanes only and some comments that suggest we should restrict public property and fire lanes. I want to get some idea so I can bring you something back a little more in line with your requests. Mr. Chairman, if you don’t mind, the first question is do you want to adopt anything that has to do with these issues? If you don’t we don’t need to worry about it anymore. That’s the first question.

Bryan: It’s looking like the owner, Center Management sent a letter requesting that we police it. It’s their property.

Wright: Depends on how you police it? There are other parking lots in the county. So it depends on if you want to say just Food Lion.

Bryan: Right, if you do one you do them all.

Wright: It’s going to flow over.

Carter: It will take one officer to handle that.

Bryan: Then how will that work…I mean, so…

Wright: If the owner of the property wants the Sheriff’s office to be engaged with policing their parking lot, they need to have a letter on file.

Bryan: That wouldn’t rubber stamp everybody. It would be on an individual basis.

Wright: It would fall upon the discretion of the people enforcing it, the Sheriff’s office or otherwise. Say I went down to one of these parking lot, the landowner doesn’t care if it’s enforced or not, but I go and I see people parked in all the wrong places and I go fuss about it to the Sheriff’s Office, the sheriff says no, the landowner doesn’t want this done. That’s something to weigh.

Carter: We’ve talked about this being a complaint basis only. If they call the Sheriff’s Department, most likely they will be gone by the time someone gets there because we don’t have the manpower to patrol constantly. I did talk with, they’ve been checking with me, Food Lion, if
there was any way possible if they could go out and ask the people to move. Maybe, the signs are there but they are still parking but I don’t think they want to do that.

Matthews: Who are we getting our information from?

Carter: The property owners. The last correspondence I had was from the Food Lion Manager asked me. I said we have to have a hearing and there is a lot of things we have to do meanwhile. I’ve been up there when they were lined up. Go out and ask them to move.

Matthews: They don’t have any manpower, some employers have their own security system or guard that go around different stores…

Wright: They can ask them to move but they have no authority to make them.

Matthews: I understand that but sometimes that uniform can persuade them to do what they are asked to do rather than involving our officers. I understand. It seems like it’s going to be expense to our law enforcement. Is it as bad as they say it is or is it perceived, you know…?

Bryan: You’ve got three different businesses there. So you can’t just single out Food Lion. They may be getting take out or getting their nails done and park there instead of a parking space.

Carter: I’ve seen someone wait for someone to pull out so they can pull up.

Bryan: So taking to heart the overall landowner I guess is saying it. Not the individual businesses.

Carter: E. M. correct me if I’m wrong. This is a different kind of ticket. The law enforcement will write it but our treasurer’s office will have to collect it.

Wright: There are a couple ways to collect it.

Carter: It’s not done through the courts?

Wright: Eventually if they don’t pay it it is. Those of us that have had the benefit of getting a parking ticket, I won’t say any names, you first get a mailing and you pay it. If you don’t pay it you will get a second mailing. I don’t know about that part of it. If you don’t honor that then the next thing you get is a summons to court. The fire lane could become a public safety issue. The next step if you want to be impeding on public property is to make it on your own public property so you have earmarked parking spaces. In other words, if someone is parking where they shouldn’t be then you can enforce the law. The courthouse, this property, school property and Gene Dixon Park will allow you to enforce. The third thing will be to apply to the private parking lots. That would be the hierarchy. The first step will be fire lanes, then your own public property…
Matthews: I think the thing is protection of the fire lanes which is a hazard. I think that’s the way to do it.

Bryan: Fire lanes and government or county owned property.

Dunnavant: Public owned property, state and county property.

Allen: You can come back and add on later. Now we know we have a problem with fire lane.

Dunnavant: If we need to add it to other places that are a nuisance like down here across from Mr. Carter’s house, we can do that at a later date.

Wright: I’m hearing the fire lane and publicly owned property. The other one I had was handicap.

Matthews: Can you put that in there too, handicap?

Wright: (inaudible) it’s your pleasure. I serve at your pleasure and I will fix it however you want.

Allen: I’m pretty sure we need to put the fire lane in there but the handicap part, that should be something…

Dunnavant: I’m 100% in favor of fire lanes everywhere. The handicap either public or state owned facilities. Any other markings that we have on public or state owned facilities and let the handicap spaces in privately owned businesses rest in peace for right now.

Bryan: How does it work currently, I own a business and I’m a private citizen and I want to get…I guess I have to go through VDOT to get permission to make these handicap spots?

Dunnavant: The building code tells you how many handicap spaces you have to have.

Bryan: Do they tell you where to put them?

Dunnavant: Actually it does. It has to be the most convenient places in the parking lot designated and they are designated percentage wise by the number of spaces.

Wright: I will put in the ordinance for the fire lanes. I will put in the ordinance the public property and I will cut out the handicap spots.

Re: Other Board Matters

Bryan: Are there any other Board matters?

There were none.
**Re: Executive Closed Session**

**Dunnavant:** Mr. Chairman, I move that we go into Executive Closed Session for 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 or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. (Code of Virginia, Section 2.2-3711.A.1.)

**Bryan:** A motion made and seconded to go into Executive Closed Session under Code of Virginia Section 2.2-3711.A.1. Call for the vote. 7 yes.

**Supervisor Dunnavant moved, Supervisor Allen seconded and was unanimously carried by the Board to enter into Executive Closed Session under Section 2.2-3711.A.1.**

**Re: Return to Regular Session and Certification**

**Supervisor Dunnavant moved, Supervisor Allen seconded and was unanimously carried by the Board to return to regular session and certify that to the best of each Board member’s knowledge only business matters related to the codes of which the executive meeting was convened was discussed or considered in the close executive session.**

**Re: Action as a result of Executive Closed Session**

**Allen:** I make a motion that we accept the recommendation of the Personnel Committee.

**Matthews:** Second.

**Bryan:** Motion made and seconded to accept the recommendation of the Personnel Committee. Any discussion on the matter? All I can say is thank you Mr. Bryant for allowing me to fill in for you. Call for the vote. 6 yes 1 abstain.

**Supervisor Allen moved, Supervisor Matthews seconded to accept the Personnel Committee’s recommendation. This motion passed with a 6-1 vote with Vice-Chairman Bryant abstaining.**

**Bryan:** Mr. Dunnavant, you had another Board matter?

**Dunnavant:** Yes, sir. I’d like to make an announcement. Follow up from last meeting’s announcements. We didn’t fly the kids last Saturday because the clouds were to low and we are...
going to give it another try this coming Saturday so if anybody wants to bring their kids out to the Farmville Airport between 10-2, ages 8 to 17, bring them over and we will do our best to get the kids up to fly.

**Bryan:** Any other Board member have anything else?

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

**ATTEST:**

_______________________________________  ____________________________
Rebecca S. Carter               Donald E. Bryan
County Administrator            Chairman