At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, February 11, 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 Bryant, Vice-Chairman; Robert C. Jones; Don Matthews; E. Morgan Dunnavant; and Joe. N. Chambers, Jr. Danny R. Allen was absent. 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. Six of seven members were 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

Vice Chairman Bryant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the agenda as presented.

Re: Approval of Minutes

Supervisor Chambers moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to approve the minutes of the January 14, 2019 meeting as presented.

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. Please be reminded that public comments are limited to 3 minutes.

**Nelson Bailey, District 5:** Nelson Bailey from the 5th District. I thank you for the opportunity. What I presented to you is the best management practice of the Virginia Forestry Service. Best Management Practices is a very good idea. The only problem is when it goes astray it doesn’t work. As here. Because I call your attention to the second bullet point on log landing that says place coarse rock or stone to shake mud off vehicles before entering public highways. Bullet #1 says Locate diversions, such as water bars and broad-based dips on the truck haul road leading out from the landing. Bullet #3 says remove all mud tracked onto public roads immediately. We aren’t doing it. It hasn’t happened. It’s not right. Now, if the Virginia Department of Forestry mandates this, what’s to prevent a company saying we promise we will do the best management practice of today? This is 2002 and updated on the internet in 2011. Why do we accept best management practices promises by people who are in this business or people that are in other businesses. We need signed, notarized documents to the affect that they will do not promise to do. And, thank you.

**David Ball, District 3:** Good evening. David Ball, District 3. I gave you a handout that basically is from the Union Hill meeting of last July and Supervisor Chambers was attending that. Also in that meeting they discussed the historical and cultural history of Buckingham County. They didn’t list all of it but that relative to the areas in question about the air compressor. Also, there is a MOU which I think is a bigger concern because the MOU is signed by Basil Gooden and Dominion’s representative, but this MOU commits Buckingham County to specific obligations. Are you aware of it? I’ve been asking for months. Who is in control of the $5.1 million and what’s the obligation? Apparently the county is obligated. So that’s an obligation I think you need to be aware of and look into. Also just to clear up some points about the air board meeting, a gentleman who is on the board from Tidewater Area said they crave natural gas. Their needs are more important than the needs of Buckingham County or any of our rural areas. They also said the chairman who has been there for 17 years said that Buckingham County had the cleanest air in Virginia so we can afford air pollution. Just a little bit. We’ve got room for it. Like we need it. Also, Southern Environmental has taken them to court. So that’s going to slow that process down. Now we have a watershed program that’s on hold with the Corp of Engineers but somehow we are moving this forward. We’ve had a secret meeting. Now this is going to vote without another public hearing for the public. That doesn’t make sense. Why is it the contractor that you had wasn’t present? These are severe questions that need to be asked. And, where is the HEC2 study? I’d like to see the details of the HEC2 study that they were supposed to have done. Also I don’t think in 72 hours they can cross the Little Willis because they’ve got to go across 15 as well. I know they can’t do James River because they’ve got to bore through solid rock. There appears to be that there is either something going on between the Board and Dominion or that there is pressure being put on the Board to cooperate and I question everything that’s going on. Secret meetings that aren’t public. All these things. But worst of all because people defend their property they’ve pushed back, we are going to have Al Gore, Al Sharpton, and a whole circus next week coming to Buckingham. Thank you.
Heidi Dhivya Berthood, District 5: Good evening. Heidi Dhivya Berthood from the James River District. I understand that one of the conditions in your Conditional Use Permit for floodplain variances will be that the ACP must have all of its federal and state permits in place. We concur with that and further insist that you should deny this application now as it’s not right for the ACP to apply for floodplain variances before having their required permits. Also ACP doesn’t have easements for some of the requested variances and it’s yet to determine if easements equate to ownership with regards to variances in Virginia. Ownership is required before the consideration or issuing of variances can occur. All owners have yet to come to an easement agreement with ACP, LLC and deserve to do so unencumbered with a variance already given for their property whether its conditional or not. As you know some of the easements are being forced upon the property owners by the same company that’s before you seeking variances. I ask you to ask yourselves the following questions. 1. Was a necessity of acquiring variances discussed with the property owners during easement negotiations? 2. Were the property owners offered compensation for the increased liability they will transfer to their property? Including the possibility of increased premiums for flood insurance, restriction on future development, etc. 3. Proof of transparency should be required to determine if property owners were fully informed or kept in the dark. I also recommend you delay your decision until FEMA completes its risk map project for the watershed the ACP crosses in Buckingham. Until then there is no way the cumulative or individual effects of crossing seven special flood areas in Buckingham and eleven in Nelson, we don’t understand them. In FEMA’s bulletin on variances that mandates cumulative effects to be considered. To date, they have not. If nothing else happens tonight requiring the results of the FEMA map project should be included in the conditional use permit. This will protect affected property owners as well as all Buckingham citizens and First Responders safety during flooding which is increasing in severity and frequency. In considering floodplain variances our floodplain ordinance requires more than no rise certificates. It mandates protecting the health, safety and welfare of the public and emergency responders. ACP, LLC claims the ACP will not increase the rise of flood levels during flooding. They don’t address the risks of mudslides, debris flows, erosion, flash flooding, etc. could subject special flood areas too. The ACP is only five feet below the floodplain.

Bryan: Ms. Berthood. Thank you.

Quinn Robinson, District 4: Good evening, gentlemen, fellow citizens. My name is Quinn Robinson. I live in District 4 out in Andersonville. We are still a no service area. I want to remind everyone that this isn’t 1819, or 1919. It’s 2019. I mention this because for those 200 years it was the period in which we consumed fossil fuels developed in various engines throughout history. It took hundreds of millions of years for that material to accumulate and be created by force of nature and it belongs in the ground and should remain there. I’m concerned today about the situation in Virginia. The whole Commonwealth seems to be in some chaos. The leadership does not seem to know what they are supposed to be doing. They are not protecting our interest. Northam says he wants to remain in office and atone for his mistakes and interpretation of society and the world. If that’s true and he’s trying to improve his position with respect to African American citizens well be it but is he capable? Who knows? The first correction would be to restore the air and water boards under DEQ and hold those hearings again. Because he made a promise to the environmentalist that that would be done. The natural
review process would have precedence and not be tampered with. That hasn’t happened. His first step if he’s serious about this would be to get those DEQ meetings held again. I thought there would be a hearing on the floodplain. Since that has somehow gotten away from us, I’d like to remind the board that the ordinance provides for various limited reasons for denying a waiver and I think you should. The number 5, will not cause flood or victimization to the public and I’d like to argue that since Dominion has had several court cases return and appeal their progress because of the flaws and the faults in their claims, that they should be denied the waiver. They are not good partners in this. They are the ones that dumped the cost of the coal ash recovery on the citizens and taxpayers. That is also a tax when you think about it. The other thing was they made the representation to the state corporate commission about the anticipated need of energy for the future and that does not agree with what they said to FERC. Something has got to give. We need honesty. Thank you.

Marie Flowers, District 3: Marie Flowers, 3rd District. Good evening. In considering the floodplain variance, floodplain ordinance requires more than no rise certificates. It mandates protecting the safety, health and welfare of public emergency responders. While ACP, LLC claims that the ACP will not increase the flood levels during flooding, they don’t address the risks of mudslides, debris flows, erosion, flash flooding, etc. could subject special flood hazard areas too. The ACP is only five feet below the floodplain. Many flooding events, even bridge pilings don’t survive and pipelines have been exposed and damaged. Addressing these risks should be considered before issuing the variance. I also have another issue. We are #1 in the world in death by firearms except of course in war zones. Four people have died within the past two weeks in shootings and one is a state trooper. In Richmond, three commonsense gun bills were voted down. Now the Christian Heroes of Charlottesville will be able to parade through Dillwyn when they want to and I’m sure they are going to be singing “What a Friend We Have in Jesus”. President Trump can’t take credit for this. For being #1 in the world for this. The NRA can take credit for that. I’m sure they have a…they are chalking up victims and that is a good thing for them. Thanks to the support of them we are #1 in death by firearms in this country and just before I came I saw something on TV where they had done some sort of study about how many firearms are stolen from shops that sell firearms. And they don’t have to have a safe to put these firearms in at night. Most of the states are very lax on that. I don’t know why Buckingham County has to be lax on it. Buckingham County can have a…show the way for the rest of the state. Thank you.

Chambers: Mrs. Flowers. Speaking of TV. I saw something on TV a few weeks ago that was real disturbing how some of our citizens acted down in Richmond. Were you in that bunch? I saw it on television and it kind of favored you a little bit. How they were turning over chairs and acting crazy. That’s how you start violence. How you all acted down in Richmond. I was really disappointed in your group.

Bailey: (yelled out from audience) You are disgusting.

Chambers: No more disgusting than you are.

Berthood: (from the audience) Now that’s disgusting.
Chairman Bryan: Mr. Bailey, if you can’t keep it down, please leave. You’ve had your chance to address the Board. We heard you. We were polite and we listened. Thank you. Mrs. Hanuman, I think you are up now, maam.

Kenda Hanuman, District 5: Thank you for this opportunity to address you tonight. I’d like to share a rather exciting announcement and invitation with you. Former Vice President Al Gore is coming to Buckingham. I would like to correct what David Ball said, it’s not Al Sharpton, it’s Rev. Dr. William J. Barber II of Repairers in the Breach. You may have heard of him. They are coming Tuesday, February 19th from 6:00 to 8:00 at the Middle School. The program will be the Moral Call for Ecological Justice. They will join Buckingham County Community Members and share their expertise and experiences as well as solutions for how to promote safe, healthy, sustainable environmental policies and practices and ensure that our voices are being heard as elected officials make crucial decisions that impact our health and environment. The potential for economic growth for Buckingham County through clean energy such as solar will be addressed. They are looking forward to welcoming Buckingham County elected officials, schools, churches, businesses, residents and many people from Virginia and beyond to this free evening. They are expecting Corrine Gore, who is Al Gore’s daughter to be at this event. As we celebrate Black History Month, we recognize how systemic poverty, racism and ecological devastation are connected and that we cannot address just one without addressing the others. Thank you.

Swami Dayandanda, District 5: Good evening, Board of Supervisors. My name is Swami Dayandanda and I’m from District #5. Firstly I’m here as a member of Yogaville to thank our Supervisor Mr. Harry Bryant who came to us on a very cold day to cut ribbons for the solar panels that we have installed at the Light of Truth Universal Shrine. It’s our second installation that we have made a Yogaville and what we find is that not only that we are being good to the environment but we are saving a lot of money. Money that can be used for better cause. This is something we can do more of and we hope to see that also in other areas of Buckingham as it becomes more and more available. Now, I’d like to speak as a citizen of Buckingham and Virginia. Not representing Yogaville. I have had an opportunity to get to know more of Buckingham friends and neighbors even though it was in regard to the pipeline and compressor station. Something that produces a lot of different opinions, approaches and difficulties. But I’m here to say that all of us I believe have a common ground living in Buckingham. I believe we all care for the wellbeing of all the people in Buckingham, families, children, elderly people and also our environment. We have a common ground also for good economic development for Buckingham. We really think for the wellbeing for the entire county. I would like as a citizen to do whatever I can to be part of that. When we do differ so much in our opinions in these difficult topics I think as long as we much respect each other and speak our differences with respect and acceptance. I’m here as a citizen of Buckingham to no matter what comes and whatever might happen, that we accept each other, speak our difference, strongly, firmly, but let us keep our peace and remember that we have a common goal for this beautiful Buckingham that we love. Thank you so much.
Re: VDOT Road Matters

Carrie Shepheard: Good evening Mr. Chairman, Members of the Board, I’d first like to give you an update from requests from last month’s meeting. We made repairs on Rt. 672. Repaired potholes at 650 and 632. We addressed some dangerous trees at Rt. 60 and Bell Road. We removed 2 trees on Rt. 60 and 2 trees on Bell Road. We are currently working on our dirt roads and repairing potholes. Anything for me? Questions or concerns?

Jones: I appreciate what you done on that hole on 672. I believe you’ve put something in there now that’s going to be there a while. Thank you very much.

Bryan: I have a question about a couple branches that one is rather large. I guess they missed it when they were doing the Bell Road. It’s at 8112 Bell Road. It’s a rather large sized branch that’s caught up in the top of the tree and if it falls it’s going to do damage to somebody’s vehicle. Other than that, thanks. I saw the email that you had sent.

Shepheard: Ok. Good, excellent.

Bryan: I do have a question. I guess one of the citizens raised. The question about if road is thrown in the road, I guess they call VDOT and VDOT will shut the operation down and they have to clean that road up, correct?

Shepheard: Yes, we will make contact with the logger. Check the permit and make sure it’s active and ongoing. Then we will make contact with the logger and ask them to clean it. If they are not responsive, then we come out and take care of it ourselves and bill the logger.

Bryan: It just takes communication between you and the citizens. Thank you.

Re: Public Hearings

There are no public hearings scheduled.

Re: Presentations: Melissa Gay, Central Virginia Electric Cooperative: Consider Resolution of Support for a Tobacco Commission Grant Opportunity

Melissa Gay: Good evening Mr. Chairman and Members of the Board. I’m Melissa Gay to represent Central Virginia Electric Cooperative. I am the Communications and Member Services Manager. I’ve been here several times over the last several months to talk to you about the fiber to the home project. It’s been my pleasure to partner with this Board. I thank you for your resounding support that you have given to our project across your county which is about 4500 members that live in Buckingham County, Central Virginia Electric Cooperative members. As promised last year, Central Virginia Electric Cooperative is pursuing grant opportunities to help offset the costs of installing fiber to the homes of the members in your county. In December we completed a preapplication process for a grant from the Virginia Tobacco Regional Revitalization Commission for areas in Buckingham County, Appomattox County and
Prince Edward County. All of those areas are served by the Pamplin Substation. So of 600 members who are served by that substation, about 100 of those members are here in Buckingham County. The application is due on March 21st and a decision will be returned to us in June of this year. If the grant application is successful, construction of the fiber to the home for members served by the Pamplin Substation would resume in early 2020 and building fiber to the Pamplin Substation would allow us an easier opportunity to build to the other substations in your locality from Mt. Rush and Curdsville. That’s our gateway from Pamplin to Appomattox to Curdsville and up to Mt. Rush. We respectfully request that the Board of Supervisors consider the resolution that was presented to you in your packets. If you wish I can read it aloud or you can review it there at your table.

**Chambers:** I’ve got no problem. I make a motion that we accept it.

**Matthews:** Second.

**Bryan:** Motion made and seconded to approve a resolution as presented by Mrs. Gay for support for the Central Virginia Electric Coop. Any discussion on the matter? If not, call for the vote. 6 yes. Thank you Mrs. Gay.

*Supervisor Chambers moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the Resolution of Support for Central Virginia Electric Cooperative as presented.*

**Re:** Roland Kooch, Jr., Senior Vice President and Griffin Moore, Associate Vice President, Davenport Inc.: Proposed Library and Community Center Project Financing Schedule

**Kooch:** Mr. Chairman, Members of the Board, on behalf of my colleagues at Davenport and Company and my partner Kyle and David Rose, we are glad to be here in front of the county tonight. My colleague, Griffin Moore, is with me tonight to walk you through and update one the financing process and schedule with respect to the library and community center project which we’ve been working on with county staff over the past year or so and with that I’d like to introduce Griffin Moore to walk you through and we will be glad to take any questions you might have with respect to this financing.

**Moore:** Thank you to the Members of the Board for the opportunity to speak tonight. As you know Davenport has been the county’s long time financial adviser. My colleague Kyle and I have worked for the last couple years or so, since calendar year 2017 on a project to convert the former primary school into a library and community center. My colleague, Griffin Moore, is with me tonight to walk you through and update on the financing process and schedule with respect to the library and community center project which we’ve been working on with county staff over the past year or so and with that I’d like to introduce Griffin Moore to walk you through and we will be glad to take any questions you might have with respect to this financing.
these approaches and come back to the next meeting of March 11 with more specifics and at the
March 11 meeting the board would consider a decision of whether or not to move forward with
the project. So the first approach is what we call a direct bank loan. That is where the county
would solicit competitive proposals from different banking institutions. Those could be local
banks, regional and national banks. That process would be done with a competitive request for
proposals that Davenport would send out on behalf of the county. That process would start this
month. Banks would provide firm proposals so that before the next meeting the county will have
known terms and conditions and effectively have a bird in hand. The second approach is the
Virginia Resource Authorities Pooled Financing Program. The VRA is a state agency that
collects funding requests from a pool of local governments like Buckingham County and issues
bonds in the public credit markets. Using those bonds gives loans to the local pool of borrowers
of which one could potentially be the county. So, an important thing to note is that the county is
not obligated to pursue either funding approach. By sending out the RFP for the direct bank loan
or by submitting an application to participate in the VRA Pool. On page 2, I will lay out the time
time line that will allow the county to have both funding approaches without committing to either one
right now or precluding either option. So, last Friday, 2 Friday’s ago, Davenport submitted an
application to participate in the VRA Pool on behalf of the county. That application acted as a
place holder and VRA is currently undergoing its credit approval process. Tonight, Monday,
February 11, no formal authorization is needed at this time but we would ask the board for its
informal approval to send out RFP on the county’s behalf. Again, neither of these, sending out
RFP or submitting an application to VRA obligates the county to move forward and no cost in
doing so either. So, later this week, the third bullet point, February 11, Davenport would send
out an RFP to local, regional and national banks typically we give banks 2 weeks to put together
a response and firm proposals. The 4th final bullet is a meeting of the Industrial Development
Authority, should the county chose to secure the financing through a direct bank loan, the IDA
would be needed to act as a conduit issuer. The loan will still be obligation of the county but for
legal security purposes, the IDA would be involved. Moving on to the next page. RFP
responses will come back banks to Davenport towards the end of February. At that point and
time we would have hopefully bank bids in hand and also have a better idea of the public
markets where we can evaluate what public financing would look like at that time. An important
thing to note is VRA financing, VRA does not sell the bond in the public markets til early May.
So the interest rates for VRA financing would not be known until early May and when the
decision to be made in March, the best we can do is estimate current market rates at that time.
So, also VRA expects to complete its credit approval by March. So Monday, March 11, the next
meeting of the Board, Davenport will work with Mr. Carter to review the two financing
approaches and develop a recommendation and at that time the Board will be asked to make a
formal decision on the financing. Again, for the 4th bullet, if the direct bank loan approach was
selected, the IDA will need to give its formal approval. Moving on to page 4, if a direct bank
loan was selected the county could have funds in hand and close on that financing by early April
and if a VRA transaction was selected, VRA will sell its bonds in the public markets in early
May and that point and time, interest rates will be locked in and then closing would occur and
the county would have project funds in hand by late May. Tentatively scheduled for May 22nd.
In summary, we are looking at two funding options. No decision is needed until March 11 at
which time we will have a better idea with more specifics of which option. All with the goal of
having funds in hand by the end of the fiscal year. With that, I’d be happy to answer any questions the Board might have.

**Matthews:** Roughly how many banks to you see or foresee possibly bidding on this particular situation?

**Moore:** We send out RFP’s like this to our master list of roughly 75 banks or so. The number of bids back could vary greatly depending upon the credit structure, the terms and conditions of the loan.

**Kooch:** Best case scenario, we do quite a few of these for local government in Virginia and Maryland. Sometimes we see upwards of five, that’s a large number. Generally two to three. We are pleased when we get three bids. Even when we do get those types of bids, sometimes you get three bids and you might not like the terms and conditions. So, that factors into the analysis and decision making to go with VRA or Bank loan.

**Bryan:** What’s the current rate on the VRA right now? I understand it fluctuates, if you know, if given a perfect world, if this was being finalized today, what would the rate be?

**Moore:** If this were a 20 year financing it would be in the 3% range.

**Matthews:** What about independent banks? What’s the rate with those right now? In that realm as far as 3%?

**Kooch:** Again, best case scenario it could be in that range comparable with the VRA. Some of the things you get with independent banks are the ability to prepay earlier. Sometimes you get some structuring that you may not be able to get but in that range, I’d say lower 3’s for a 20 year range. These days currently with regards to bank bids we are seeing the market get a little tighter for terms that go out that far. Sweet spot for banks is generally 10-15 range. 20, if we can get a 20 year rate, that would be good. I would say a conservative estimate, somewhere between 3 on the VRA side and maybe 3.50 just depending on the market.

**Matthews:** I’d like to make a motion to proceed with this venue with Davenport.

**Bryan:** I understand there is no, you don’t need any action tonight. This is just information. For us. You are going to proceed with it anyway based on what you’ve done so far. You will come back to us in March, that’s when you expect a vote from us in March. Is that right?

**Moore:** That’s correct. We’ve already proceeded with submitting the VRA application. We were just going to ask for an informal approval to go ahead with the bank RFP.

**Matthews:** That’s what I was doing, our informal approval.

**Bryan:** They are going to do that anyway.
Kooch: Thank you very much.

Bryan: Thank you. Do you want to withdraw your motion?

Matthews: I’ll withdraw my motion Mrs. Lann.

Re: Zoning Matters: Introduction of Rezoning/Zoning Map Amendment for Turkey Houses Case 18-ZMA266 A-1 to AC

Carter: Yes, Mr. Chairman. This is an introduction of a zoning map amendment for Turkey Houses. It’s case 18-ZMA266. This is an application from Benjamin Manis for a Zoning Map Amendment. The property is located at tax map section 201 lot 18 containing 100 acres on Deer Run Road in the Francisco Magisterial District. To give a little more information, the Planning Commission did have a public hearing and do recommend to the Board of Supervisors a favorable approval of this. The applicant is requesting to have the 100 acres rezoned from A-1 to A-C which is Agriculture Comprehensive for the purpose of constructing and operating these two turkey houses. The property is currently being used for pasture land and if approved will continue to be used for pasture land for cattle in addition to the two turkey houses. The purpose is allowing them a more stable income to support the continued use of farm land in the area. The property will contain a flat pad, two turkey houses, feed bins and in the future a litter shed. Poultry litter will be used for farm fertilizer or sold to other farmers. The applicant has been in touch with DEQ about the poultry litter and compost and will comply with whatever DEQ requires. And by the way, the approved plans and Nutrient Management Plans will have to be provided to our office. The applicant’s narrative states that they have provided a preliminary drawings from Blackwell Engineering. Those drawings demonstrate the front parking lot being 175’ from the boundary line and the building being set back off parking lot of about 300’ from the road. The back of the buildings will be about 400’ to almost 550’ from the setback at the back of that property. The proposed and recommended conditions include all mandated requirements from DEQ in accordance with the Right to Farm Act. The applicant will be required to provide to our office the required documents of the DEQ in relation to the requirements to operate the turkey houses including the Nutrient Management Plan that has been approved by DEQ. The DEQ regulates and inspects these operations. We do not have that responsibility. Mrs. Cobb advised you all that there were five comments opposing this application when meeting with the Planning Commission during their public hearing and it seems the concerns were with environmental concerns of the water and air quality. It is my understanding that the applicant advised the Commission that they would be following the permits of the DEQ and be monitored by DEQ and this is accurate. DEQ will regulate and monitor this. If you rezone the property from A-1 to Agriculture Comprehensive then the property will be in compliance with the operation of intensive/comprehensive farming of any kind. Cattle, hogs, whatever. The Comprehensive Plan does not prohibit comprehensive agriculture operations in that area. The applicant will be here at the meeting to answer any questions that you might have. Other than that, I ask you all to consider scheduling a public hearing for March.
Matthews: I’ve got a question for you. You’ve got all your maps and everything but I don’t see on the maps where the two turkey houses that are going to be to the boundaries of the… I guess the north and south. I’m going to be frank with you. There has been some people contacting me because I’m in your district, I’m the Board of Supervisors representative for your district, and they are concerned. So what is the distance or can you provide us with a map of where it’s going to lay in accordance on this map here?

Manis: I can. I’m currently working with the engineer. He was trying to figure out the right yardage to make the project feasible to do. I can tell you now, it has been moved further back from the road. We will be more than 100’ off all the water and all the boundary lines as far as all the setbacks.

Matthews: I’d like for you to consider getting it as far away from the property lines as you can. Just as a good neighbor gesture as far as everybody is concerned. They don’t have anything against you but they want to protect their property just like you want to do what you want to do on your property. If you can give me a plan and show me where these things are going to be, I’d appreciate it.

Manis: Yes, sir. I have an updated drawing. I just met with the engineer last week. Again, he’s got to finish where they go and part of what he finishes is going through the approval process. So again, one of my comments at the meeting of the first meeting was I want to be a good neighbor. I want to put it where it won’t be inhibiting anybody else’s life. I understand everybody’s got to live here.

Matthews: I told them that and I told them you would probably be open to anything they would suggest.

Manis: Yes, sir. I’ve been in contact…

Matthews: I’d like to see it worked out where you can make a little bit of money and make a living and those people will be happy also.

Bryan: Any other questions? What’s the pleasure of the Board?

Matthews: When do you propose getting those drawings, Ben?

Manis: I have the initial drawings. I can show you those sometime soon. Again, I won’t have the run off and that kind of stuff done until the county approves.

Matthews: I’m just concerned where they are going to be located.

Manis: I have very close to where they will be located.

Matthews: I will give you my telephone number. Can you maybe contact me and I’ll meet you somewhere.
**Dunnavant:** Mr. Manis, you anticipate having that information well prior to next month’s meeting, correct? From your engineer?

**Manis:** As of now, I have a preliminary yardage and the hydraulics of run off an all. I have that in hand.

**Dunnavant:** If you don’t have all that ready, we may not be in a position to be able to vote on it next month. You might want to light a fire under Mr. Blackwell.

**Bryan:** There’s been a motion made and seconded by Mr. Dunnavant and Mr. Chambers to schedule a public hearing for 11 March. If there is no further discussion, I’ll call for the vote. 6 yes.

*Supervisor Dunnavant moved, Supervisor Chambers seconded and was unanimously carried by the Board to schedule a public hearing for March 11, 2019 to hear citizens comments on Case 18-ZMA266 for the construction and operation of two turkey houses for applicant, Benjamin Manis.*

**Re: ACP Floodplain Ordinance Variance Request**

**Carter:** Yes, sir. You were provided in your board packet, let me go back, following the public hearing the board formed a committee to work on the conditions which was the Utilities Committee, which is Supervisors Dunnavant and Bryan, the County Attorney, Mr. Carter and myself. Also, representatives from ACP. We had a meeting. It was a committee meeting, not a Board meeting. There were only two board members there so it was a committee meeting. We discussed and took into consideration, you all had KCI engineers to present some conditions for this floodplain variance. The committee used those conditions and we believe we’ve addressed all of the things they thought were concerns. I have a list of conditions that I gave you but we do have a few changes and these changes are still in compliance with KCI’s recommendation and something that the Atlantic Coast Pipeline has agreed with. I’ve provided you all with a red line copy. Those are the changes from what you received in your board packet and a lot of it is the clean up to clean it up to where it’s better understanding. The first change is on the first page under #5 and that’s just a matter of correction in how James River is listed. The rest of that is says the Applicant shall utilize the FEMA mode, we have inserted in there “If such model exist” because it appears that FEMA does not have the model that they are talking about. We will have that certified to show whether it is or not. Anyway they are to use that if there is such a thing. On the next page, we further address that “if no FEMA model exist, the applicant shall comply with the conditions paragraph 4 of Part A.” If you go back to that, that is the conditions that are placed there. The next change is under Part B. 1. All necessary approvals/permits applicable to construction on the properties subject to these permits shall be acquired from all applicable regulatory bodies of the state and federal government, (I believe that’s something that has been a concern) and a Notice to Proceed shall be issued by FERC to begin construction on the properties subject to the permits. A certification of the same shall be made to the county and copies of such approvals/permits shall be provided to the County upon request. On the last page #7 and this is just to clear up discussions because we are not sure about building permits being...
issued. The applicant shall neither commence any work on a parcel nor shall the building permit be issued or become effective until such time the applicant provided evidence to the County Attorney of its lawful right to encroach upon such property it intends to commence work to construct the ACP and utilize associated right of way on the parcels identified above.

I want to state if you grant this variance, it’s not giving ACP permission to go on owner’s property without the easements. So, that’s been made clear I believe. Your approval doesn’t tell them that they can go on these properties where the easements are. That’s with the property owners and ACP. If they don’t get that approval, they cannot go on that property. Mr. Wright, do you have anything to add?

Wright: That about covers it Mr. Chairman. I’d be happy to entertain any questions.

Bryan: What’s the pleasure? Discussion?

Chambers: It looks like it’s all spelled out here to me.

Dunnavant: If there’s no discussion, I make a motion that we accept this as presented.

Chambers: I second it.

Bryan: There’s been a motion and properly seconded to accept the ACP Floodplain Variance Request as amended and presented tonight by Mrs. Carter. Any further discussion? Call for the vote. 5 yes 1 abstain.

Supervisor Dunnavant moved, Supervisor Chambers seconded to accept and approve the ACP Floodplain Variance request as presented tonight by Mrs. Carter. This motion passed with a 5-1-1 vote. Supervisors Jones, Bryan, Bryant, Dunnavant, Chambers voting in favor. Supervisor Matthews abstained. Supervisor Allen was absent.

Re: Cody Davis, Emergency Management Manager/E911 Coordinator: Local Emergency Planning Committee Update, Mutual Aid Renditions Update and Consider meeting with Gene Stewart, Region 3 Chief Emergency Management Coordinator regarding Emergency Management Crisis Track Program

Davis: Good evening Mr. Chairman, Members of the Board. At the beginning of the month my six month probationary period has ended so Mrs. Carter and I felt that it would be beneficial to you all that I brief you on some of the things we have up in the air right now because somewhere down the road we will require some input and approval from you all. Before I get into that, I would like to say the last six months has been extraordinary and I’ve enjoyed my opportunity to serve this county and all of you all and your constituents. So without further ado I’ll move into the first piece on the agenda. The Local Emergency Planning Committee. The roster for that committee is before you all and that committee is something that is mandated by the federal government and the locality should conduct a meeting at least once annually. Broadly it’s supposed to at least address concerns regarding facilities that are dealing with hazardous
materials. However most localities use the time of all of those people listed to a more maximum benefit at everything regarding emergency management and response and services ends up being discussed. You will see off that roster it’s an array of people that end up being anybody from Mrs. Snoddy from Soil and Water to VDOT to Correctional facilities to the schools. You name it, a representative from a stronghold from our community will be there. That kick off meeting is next week and you guys are more than welcome to attend. Get with me about a more specific date due to security measures of the event. Mr. Stewart, our Chief Emergency Management Coordinator will be there to help kick it off for us but I think it will be a beneficial conversation starter for all of us.

The mutual aid rendition is a topic that ends up coming up a lot regarding emergency response typically, emergency medical services as to whether we have agreements with other localities if we need their assistance for anything. Thus we have made it a pretty extensive project to revise what has currently been used. It’s been ongoing for quite a few months now. I thought we had it done mostly and our GIS guy saw some issues with it. So Dr. Chief Brian Bates of Toga actually stepped in an offered the assistance of one of his colleagues at Longwood who’s into GIS pretty well, and before you is a PowerPoint outlining the progress we’ve made thus far. I would like to commend everybody who’s had a hand in this including Mr. Shumaker. Without further ado, to look at this PowerPoint. This is the mutual aid response area map and the colleague is Dr. Walter Witschey out of Longwood University. The goal here is to utilize compute software to run analysis and take into account VDOT road segment data and address data and that would generate who would get where the fastest. Any of our fire department and surrounding fire departments and any of our EMS agencies to surrounding EMS agencies. There is no room for manmade error or pride filled decisions as to who goes where. The computer will generate it for us. There will be times when we edit some of what it generates out to us based on it saying a speed on the road but you can actually travel faster or much slower in the larger apparatus that’s going down the road. So, in just a minute an image will pop us with some shading. It indicates each shaded area the darker the color is a 10 minute response, the next shade of color is a 20 minute response and the very light color is a 30 minute response on this page is Toga Volunteer Fire Department and this same analysis is being used with our EMS agencies as well. You can see here how far they can get within a certain amount of time within our county and other counties if they end up needing some of this data for when we can come help them when needed. Dillwyn Volunteer is blue. Dillwyn’s area is fairly far reaching because the main thoroughfares are running right there at their station. I’d be happy to show any of you any of this more further in depth later on. Arvonia right here and Glenmore as well. So, this is just another visual representation of the above instead of using shaded areas, it uses the roads.

Matthews: What is the blue…I mean like I see 4 different colors there?

Davis: Right. So the blue is Dillwyn, first due Dillwyn Fire Department is first due, then the pink is Arvonia and yellow is Glenmore and Toga is green.

Matthews: How is the Lower Francisco Fire Division playing into this scenario here?
**Davis:** So, that area as you are aware requires a lot of mutual aid assistance from Prospect, Randolph, Farmville Fire Departments and we’ve actually had an in person meeting in the room on the other side of that door, it was actually the first meeting in a series of meetings, between all the chiefs and everyone is eager to play well together and help each other out when necessary. Like I said the computer analysis does take into account, you will see outside the county boundaries, each one of those fire departments, so it will also tell us of those mutual aid fire departments, who’s going to get where the fastest. Then from there we are going to move toward an automatic aid dispatching so basically that means we immediately send two fire departments then the closes outside agency, outside the county agency, for lack of a better term, kind of a crap shoot for everybody to get there so we are just sending everybody at once without any questions asked and without having to get somebody on scene to request, it’s automatic no questions asked thing. Like I said, once this computer analysis is squared away we will move on toward turning it into protocol and autorythems that dispatch will follow.

**Matthews:** Ok, my question is citizens in that district make a donation of their money to I think its Prospect, Farmville, and Randolph District. So those three departments are closer to some parts of this county than what you are showing on this map here. How is that playing in to this whole scenario?

**Davis:** So once that computer analysis outlines what specific areas they are closest to, they will be incorporated into a mutual aid response which entails when someone calls 911 in that area, say Prospect is going to be notified or be toned just as quickly as we will. Basically, but since they are Buckingham County residents and taxpayers of Buckingham County it’s not like we are going to push off our problems onto the other localities. We are still going to send at least 2 Buckingham Agencies to make a valiant effort to look after our own basically but it is no pride filled decisions in there. We are still going to call for the proper assistance immediately. It will no longer be a judgement call. It’s going to be laid out…

**Matthews:** I understand that it is what it is. If Farmville is closer or Prospect is closer, or Randolph is closer than those people want those departments notified. I just want to make that clear. When this map is being done, and I know you are using a computer to generate this stuff, but like you said the computer is not going to lie, so if they are closer and they need to be first online then that’s what they expect. That’s what those citizens expect. I’m just telling you straight up.

**Davis:** Yes, sir. We will make that happen. Before any of this gets implemented, I’ll probably do something similar to this again. This is just my updating you all in case your constituents have any questions or anything like that.

**Matthews:** They already had questions. That’s why I’m asking this.

**Bryan:** Bottom line, I don’t care who responds, who can get their the quickest to put the fire out, you know, it doesn’t have to be someone from Buckingham if Prospect can get there in 3 minutes and Buckingham 8 minutes, then of course I want Prospect there.
Davis: Yes, sir. A very similar approach will be taken with EMS as well. So the life threatening calls.

Dunnavant: Mr. Davis, the fire departments and the local fire chiefs, are they embracing this to go hand in hand because they are volunteers. We can’t dictate to them.

Davis: It’s been a very active conversation between all of us before. Like I said our first meeting of any of this, Chief Jason Wharam and Chiefs from all of our agencies there, and the departments that affect that Lower Francisco area were there. I’m not coming up with any of this. I don’t take any credit for any of this. It’s a collaborative effort. Chief Jason Wharam has been at my kitchen table after hours regarding this project. We are working very well together. Yes, sir.

Dunnavant: I think that’s the key to it is keeping them included and doing the leg work and grunt work for them.

Davis: Yes, sir. So to take it a little further, we are going to outline up to five fire departments to come to any given area within Buckingham County basically banking on the worse of the worse happens, it’s pretty black and white of who to call for assistance for dispatch. For EMS we are going to take that out to three. Again, basically worse of the worse happens or we are in need of mutual aid because our crews are in Charlottesville or something like that. We feel confident that within three options we will produce some responders or an adequate amount of responders to cover any type of call that may arise. This is again, a visual, it’s kind of difficult to see but this is what it looks like when the computer populates who’s getting where the fastest. You will see the far right the name of the agencies and that’s just straight out telling us these are the departments that can get there the fastest and you will see this is for Selma Road segment and that’s outlining Glenmore and then Lovingston which is Nelson and Scottsville are the first three departments. So, right off the bat, the facts are telling us that more agencies from out of the county are needed in that area than within the county and we take that for face value. Like you say, facts are facts. So, that’s everything I just said basically. This outlines what I was just telling you all. Even though the first three departments outlined are two out of the county agencies, we are going to automatically tone four so we are sending two Buckingham County departments as well.

Matthews: This isn’t for just any random call. This is for a full blown issue. We went through some things with the fire departments a couple years ago and appropriated a little more money for each department and we want to make sure we are taking care of the citizens but we don’t want to be wasteful as far as these calls are concerned. Ok. This is the taxpayer’s money and we want to take care of it.

Davis: This is planning for the worst of the worst and outlining it down to a T if it happens so the when the maximum amount of stress is put on our dispatchers they can just basically click a button and it basically tells them who to send but from there the protocol kind of thins it down so it’s a less severe call just tone one or two agencies but we want to outline it for the worst of the worst for when that happens. The next steps coming up are our quarterly chiefs meeting is next
month so we will continue that conversation with everybody. From there we have to update our MSAGS which is basically when you dial 911 it pings and populates immediately who needs to go to that address and we have to update that with the state. Like I say, rescue ends up being logged in this. I feel confident we will stay away from the law side of things. Sheriff Kidd has got it pretty squared away and I don’t think he needs my assistance with that. So that’s all for that. Any further questions from you all?

Bryan: You say that covers fire and…

Davis: EMS.

Bryan: Ok. I know we had an issue with trying to get a Buckingham response and Scottsville was right there.

Dunnavant: Is there communication with that group working across the river?

Davis: Scottsville was my second meeting. It was with Scottsville Fire and Rescue chiefs. Basically they want to come help when help is necessary. So what we decided was a life threatening call approach which will outline which calls are life threatening and if that type of call comes from that area, we are going to do that mutual aid thing where we are sending both departments in case they have an extended ETA from Scottsville, we are making a valiant effort from both ends. But we are not going to tax their system with the tow paying call. Like I said all that is outlined off the jump in black and white and will not be dispatcher discretion to say well you don’t sound like you are having a life threatening emergency.

Matthews: So, Fluvanna or Scottsville is on board with this mutual aid?

Davis: Scottsville is, Fluvanna is. Again, that’s one of the things I’ve liked so much in this six months is how well everyone has played and how eager everyone is to help.

Dunnavant: What about Cumberland? We’ve had an instance with Cumberland and needing of an emergency vehicle near the county line one time.

Davis: So part of Cumberland’s taking over of their EMS system from what I understand is that they do not go into other counties for mutual aid. That’s on them. That’s not us. We will still go help them with mutual aid but I think because their resources are so minimal, they will send a volunteer crew across county lines for mutual aid assistance but their volunteer crews are even more sparse than ours unfortunately. Their paid resources they are trying to keep within the county. So that’s why people are having to meet them. That’s on them. They check the box saying they are helping somebody out from within their county. So, we will still call them for help, but our getting their assistance if needed is contingent upon if it’s a volunteer crew that evening or not.

Dunnavant: So you can’t depend on them right now?
Davis: I’m reluctant to say that aloud.

Sammy Smith: Mr. Chair, a question from the floor please?

Bryan: Mr. Smith.

Sammy Smith: How about Gladstone? Those of us in the James River District are far away from everybody except Gladstone.

Davis: I agree. Gladstone has been so eager to help out. It actually increases their ability to get out and respond and answer calls which is what we all want to do. They’ve been great in helping us out. In that area, that’s one of the automatic aid area where basically Glenmore and Dillwyn are the quickest departments from Buckingham but at the same time if your house catches on fire, Gladstone and those two departments are coming at the same time.

Bryan: Do you need somebody from the Board for this Cody?

Davis: I appreciate any input from any of you all. I would love to see you there. A majority of the people on that roster are required to be on it for that committee and I added a few like Kelly Snoddy and Prisons and things but again, you guys, I’m sure can bring valuable dialog to it if you can be there. I will provide you with the time and place and hope you can make it.

Carter: In the past, generally the chairman the official that would in case of a disaster can declare an emergency. But you all can appoint someone if you like.

Davis: The committee itself has to have a chairman. I’d be eager for any of you all to do it if you feel up to it or within the committee we would elect one if any of you did not want to take that on. It’s up to you. But after the meeting I’ll give you the information and we can go from there.

The last thing I have for you all this evening is a request for you all to convene early prior to your next monthly meeting so a presentation can be made to you all from Mr. Gene Stewart the Chief Regional Coordinator from VDEM. There’s an initiative being pushed by VDEM not mandated by VDEM and VDEM is the Virginia Department of Emergency Management for localities to adopt a software called Crisis Track. It’s a mobile app and is compatible with phones on tablets and it’s used in the event of large disasters to do damage assessments that must be done in order to receive grant assistance for fund recuperation. Using this streamlines the process by weeks within our VDED Region 3, we are only two out of twenty localities that has not adopted it yet. But what it does, once you sign the agreement it takes the tax map data which is public knowledge anyways and puts that into application format and certain series of questions about damage to a house populate right there how much in US dollars is estimated for that resident and then you just move on down the road and keep doing that and it’s real time right there how much damage has been done to that locality after the event. In front of you all is a letter that VDEM wrote to another locality, or broadly to localities to consider them to utilize this. This will be explained further next month if you so choose to host the meeting. It’s free of
charge. The Department of Emergency Management has already purchased the contract and they want us to use it. It will allow us to work with other localities in the event of such a large disaster like in Appomattox were calling in assistance from other localities and things like that.

**Carter:** The big plus of that is after something big like that, FEMA sends people in and you would be going house to house so all that information would be there to check a box and send those reports to the federal government for reimbursement to these folks.

**Dunnavant:** How much time does he generally need to present his case?

**Bryan:** That was my next question.

**Carter:** We say an hour in case you all have questions.

**Davis:** I don’t think the presentation…

**Carter:** You did such a good job.

**Davis:** I think the presentation can be as quick as you guys need it to be. But just in case there were questions. Myself, Mrs. Carter and Mr. Ranson were the ones that met with them thus far. We asked them a lot questions that we can probably answer for you prior to or after that meeting. I would say anywhere between 30 minutes to an hour.

**Bryant:** Will an hour do it?

**Davis:** I believe so.

**Dunnavant:** 5:00 works for me.

**Davis:** If there are no further questions, thank you for your time.

**Matthews:** Good job.

**Re: Chip Davis, Dillwyn Fire Department: Update regarding tractor pull fundraiser**

**Chip Davis:** Good evening and thank you very much for having us here. Mrs. Carter and Mr. Carter. I’m here to give you a brief update on the upcoming tractor pull which you graciously approved. This is the first time that we’ve publicly had a chance to thank you. We would have come last month but its taken time to nail those two organizations together with a game plan. We formed an initial committee and from this committee we are branching out. We’ve had some good advice from Pat Jones and Ted Ingram. I’d like to publicly, they are not fire department members but they have been an excellent resource. They are gurus and they know about this. We have the event scheduled for July 27th with rain date on the 28th. We’ve had fantastic reception in the county. Nothing like any project we’ve ever worked on. Everybody has said yes from machinery to material, labor, running equipment. Everything. It’s just been very very
positive. We are reaching out to the other fire departments in the county for their help with concessions so we can hopefully spread this out to our fire and rescue committee here in the county. We are trying to include everybody at something. The heavy lifting of course is going to Dillwyn Fire Department. Dillwyn, we are in the processing of soliciting funds. We now have received a draft agreement that we are reviewing and once we sign this and get all our little things together that we have to do we will be actively soliciting funds. It’s a rather large undertaking. We weren’t quite prepared in the beginning of what it’s going to take to do it. It takes a lot. It really does. But we are so fired up and everybody is so excited. We think this is something the community is really going to enjoy and we think that they are going to come out and support us. We just hope it’s not pouring down rain. That would be the only thing to foul it up. But everything is going really great. We know we’ve got a lot of work to do. We are going to be coming back to give you an update in maybe a month or two months. I’ll talk to Mrs. Carter and see what she thinks is appropriate. But you are going to hear a lot more about it. Things we’ve heard, so and so is not going to help us. They say oh yes we will. Nobody has turned us down yet. We are really excited. We didn’t know if you would have any questions for us tonight. Pat Jones is here. Chief Wharam is here. Yall have any questions for us. If not, we will keep you abreast of what’s going on and we appreciate what you are doing for us and what you are doing for the county. This is going to be a win win thing for everybody.

Re: Consider appointment/reappointment to the Board of Zoning Appeals.

Carter: During the January meeting I made you aware that Alice Gormus’ term on the Board of Zoning Appeals will end in February, 2019. Supervisor Allen stated that he thought Mrs. Gormus would be willing to serve another term and would like her to continue to stay on the Board of Zoning Appeals. However, he did not make an official…you did not take action to take an official vote. Of course he’s not here this evening but said that Mrs. Gormus is willing to serve if you all so agree. We need action on this. This term will expire in 2023.

Jones: Mrs. Carter, do we need to reappoint Randy Christian?

Carter: Later on. I’ve got it later on the agenda.

Dunnavant: Only question I have on Mrs. Gormus, she’s currently on the planning commission also. Then being on the Board of Zoning Appeals, that gives her two bites on the same apple.

Matthews: My questions is since she’s on the Zoning Board, is this an appointment that we need to make or is it something that the Zoning Board needs to do?

Carter: The Board of Supervisors nominate and the judge appoints. Their responsibility is say I’m zoning administrator and someone comes in and I deny them something they think they should have. I say no, that’s not within our…they can appeal to the Board of Zoning Appeals. Also they can appeal the decision to the Planning Commission and the Board of Supervisors.

Matthews: How many members are on the appeals committee?
**Carter:** I’m not sure. I would think it would be one from each district but I know it’s no more than that. (There are currently five members on the Board of Zoning Appeals)

**Dunnavant:** On the same note, the ultimate decision is this Board’s here on zoning matter. When exactly when would the board of zoning appeals reside over anything?

**Carter:** When they don’t like your decision. If the applicant, say you turned a zoning application down…

**Dunnavant:** This Board?

**Carter:** You all have the final approval of disapproval. They would file an appeal to the Board of Zoning Appeals to try to overturn your decision. The planning commission makes a recommendation to you. They do not grant approvals.

**Dunnavant:** Sounds like the dog chasing its tail a little bit.

**Bryan:** Alright, since there is no action.

**Re:** Karl Carter, Update regarding status of CVEC Resolution with the Industrial Development Authority

**K. Carter:** Yes, sir Mr. Chairman, back at the December meeting Central Virginia Electric came to yall, or came to us with an example agreement and I passed this to you, it has agreement on the top, for your review. The IDA met last Thursday, February 7th to look at this agreement with Central Virginia Electric. With the help of Mr. Wright, we came up with this agreement that we thought would help the county and Central Virginia Electric. If you remember this agreement is for Central Virginia Electric to install fiber on their polls to get internet and broadband to their existing customers. This agreement, the first five years they may not have the customer base to sustain this, they want some kind of agreement with the county that will help offset the first five years of costs on taxes they pay on their new equipment that will help them be viable and help our citizens of the county. So, this agreement you have in front of you is for a period of five years. It’s for their equipment and costs for five years. It’s not their existing equipment just the new stuff going up for the fiber and broadband. So for example, their machinery and tools and property tax for this new equipment and this new venture they are doing, the IDA could help reimburse them for those costs. They will pay the money up front and we will reimburse them for five years for new equipment. The Board of Supervisors cannot grant this so it had to go through the IDA as a conduit to reimburse Central Virginia Electric for those five years of costs.

**Matthews:** What does the term equipment encompass? Give me an example of equipment.

**K. Carter:** They are going to be putting down fiber lines on their polls.
Matthews: I know that. But is that the new equipment? You are not talking about anything but the fiber line that’s going on the light line polls?

K. Carter: Right the fiber lines and the cost of hanging it on the polls. That’s the equipment.

B. Carter: Anything that we will tax them for through the State Corporation Commission. So they will have to distinguish to us what that is. We know what they pay now, so just any improvement through this project is what we are talking about.

Matthews: They are paying tax on the existing light lines above ground and underground so anything they hang on here that’s going to be for Wi-Fi or internet services in District 3 coming from the Pamplin Substation, that’s what we are talking about. That’s what she was talking about tonight as far as the Tobacco Grant. Ok.

K. Carter: Only new equipment related to this project. Anything covered under another project is not covered under this.

Matthews: They came up with some total amount. I see you’ve got $10 million in here. But what is it actually? Do they have any idea what it might be?

K. Carter: Yes, if you look under page 2 they estimate the total project cost of $100 million. The Buckingham part is I think if I remember correctly is $47 million.

Matthews: For one district?

Dunnavant: $47 million?

K. Carter: $4.7 million. I’m sorry. Total cost for the whole project.

Matthews: The whole county?

K. Carter: No.

Matthews: Just for district 3?

K. Carter: No sir.

Dunnavant: The whole thing that I’m reading on second page is the undertaking of Central Virginia Electric began the project in 2018 with estimated cost of $100 million with estimated completion date of 5 years from beginning of the work. Is that where you are getting your figures from?

K. Carter: That $100 million if I’m correct is not just Buckingham. They are doing it in Nelson as well.
**B. Carter:** I think the costs they are saying is manpower and everything. Only thing we would be looking at is what’s being taxes through the State Corporation Commission. We don’t have a value of that.

**K. Carter:** That’s covered under page 3 under #4, CVEC shall report, document and verify construction cost and price for new equipment and personal property.

**Matthews:** We are going to waive it for five years?

**K. Carter:** Yes, sir.

**Dunnavant:** Waive it total or prorate it like we’ve done in the past.

**K. Carter:** It’s going to be based on how much spent in that year. Year one they spend $1 million. Then year 2 they spend $2 million more then its $3 million. Then it keeps going until five years.

**Dunnavant:** So it’s prorated per year. The tax abatement matches what they…the new equipment that comes in that year.

**K. Carter:** Yes, sir.

**Dunnavant:** It’s only for what’s built out, not what’s anticipated. Correct?

**K. Carter:** Right.

**B. Carter:** I get from the State Corporation Commission every year the values of everything.

**Bryan:** This is not like its direct money being paid. This is as they put it in its going to increase the value which is going to increase their tax which will increase our money but we are going to give it back to them. It’s a wash in funds to make it simple.

**Dunnavant:** It’s only for five years.

**Bryan:** Right.

**B. Carter:** We are not spending any of the money we have now. At the end of the five years you will start getting additional revenue. It helps…it doesn’t get it to everyone but you’ve got to start somewhere.

**Matthews:** We’ve been asking for this for a long time. You’ve got to take small steps at some point and time. They are covering a lot of this county and we talked to Mr. Wood about getting some other cooperatives and electric companies on board to do the same thing in other districts in the county. I’m behind it 100%. Let’s do it.
Dunnavant: Since it’s your district, you want to move it?

Matthews: I can do that. So moved.

Bryan: Motion made by Mr. Matthews, seconded by Mr. Dunnavant to approve the resolution for the CVEC regarding the IDA. Any further comment? Call for the vote. 6 yes.

Supervisor Matthews moved, Supervisor Dunnavant seconded and was unanimously carried by the Board to approve the resolution with CVEC in regards to the IDA tax incentive for bringing fiber broadband into the county.

Re: Sheriff Billy Kidd, Request for funds to purchase new K-9 vehicle

Kidd: It’s me again. Good evening. My current K-9 vehicle, a 2014 Ford Explorer with possible 100,000 miles on it. It’s got a lot of mechanical issues. Stuff that’s going to cost me a lot of money to fix. Due to several insurance losses in the last little while, I’ve exhausted all my spare vehicles. If you notice the officer is not sitting down at the courthouse like usual. It’s placed me in a difficult situation. What I’m requesting tonight, to assist me in the purchase of a new K-9 vehicle, I request the insurance money from my totaled vehicles be put back into my vehicle line item which is a total of $23,475. I am requesting an additional amount tonight of $21,829 for a total of $45,305. This is to replace with a new vehicle and removal and new K-9 equipment for the vehicle.

Chambers: So moved, Mr. Chairman.

Dunnavant: Questions, you are asking for $21,000 but what our book says is $20,764?

Kidd: The total has changed. Some money was appropriated back.

Dunnavant: We need to edit that appropriation and the new dollar value.

Kidd: Yes, sir.

Bryan: What were the numbers, Sheriff Kidd?

Kidd: The insurance amount would be $23,475 and the new cost to the Board would be $21,829.

Carter: If your motion could say where you want to take the money from.

Chambers: Reserve.

Carter: Reserve for contingency.

Chambers: Add that to my motion to take the money from the contingency fund.
Bryan: Motion made by Mr. Chambers to appropriate the money from the Contingency Funds and a second by Mr. Bryant. Any further discussion on the matter? I do have a question, Mr. Kidd. How is that going to affect rotation next year in my budget?

Kidd: It’s going to be alright. We are going to need four along the line somewhere anyway. This will alleviate that.

Bryan: So you were going to ask for four next year, so now you are only going to ask for three next year?

Kidd: Correct.

Matthews: You need it now, you can’t put it off until next year?

Chambers: I think he said he needed it now. He had some wrecks out there.

Bryan: I understand the vehicle is in very rough shape.

Kidd: Yes, sir. It heats when it’s supposed to cool and a lot of different things wrong with it. It’s going to cost me a lot of money to fix it.

Bryan: It’s uncomfortable for the animal when you expect to be cooling and it’s heating and vice versa.

Kidd: Correct.

Bryan: That animal is a lot of money.

Chambers: Why can’t we give the money now?

Bryan: Yes.

Chambers: I make a motion that we give the money now.

Bryan: Call for the vote. 6 yes. Thanks, Sheriff Kidd.

Kidd: Thank you.

Supervisor Chambers moved, Vice Chairman Bryant seconded to appropriate the $23,475 from insurance claims to the vehicle line item and appropriate $21,829 from Reserve for Contingency for purchase of a new K-9 Unit.
Re: Consider appointment/reappointment to the Industrial Development Authority

Carter: Mr. Jones was going to check with Mr. Randy Christian.

Jones: He said he’s be glad to serve another four years.

Bryan: A motion by Mr. Jones and a second by Mr. Chambers to reappoint Randy Christian to the IDA. Any discussion? Call for the vote. 6 yes.

Supervisor Jones moved, Supervisor Chambers seconded and was unanimously carried by the Board to reappoint Randy Christian to another term on the Industrial Development Authority.

Re: Other Matters for Board Consideration

There were none.

Re: County Attorney Matters

Wright: Thank you Mr. Chairman and members of the Board. I’m here to talk to you about two matters. One by way of information and one requesting action. If you remember, you were addressed earlier concerning the Dillwyn Fire Department Tractor Pull event. We’ve created a draft permit for that to happen and that has been distributed to the group and that was done today and they are looking at it actually this afternoon. I had a conversation with Mr. Jones and he understands that that is the first draft and we are going to look at that. They were a little apprehensive. They have identified a date and want to start doing things. You have already approved that subject to Mrs. Carter and I agreeing on the type permits. I tried to tell them and am stating publicly that if I understood your wishes, that they could proceed with pretty good confidence that that event is going to happen so I think you may have a copy of the draft up there if you want to take a look at it to be aware of the types of things we discussed. That’s the informational item.

The other item I have for you tonight, some time ago if you remember we advised that the county had been in discussion with a cell phone provider, Cellular One. They are interested in putting antennas on the water tower next to the library. That’s been a long discussion. We’ve had a few little twist and turns along the way and some double backs and turns around but we finally have from them their approval of a draft contract that they approve of and that I can recommend to you that we don’t have any difficulty with that. It has a provisional base rent. They have about 9 months to get their stuff straight before they have to do it and they will pay us a front end on that and once they go on the towers I believe we ended up on a $1000 a month. It will continue on that and has a built in escalator clause tied into the cost of living. It also has a provision if we need to paint that tower that they will take the stuff off of there one time over the five years. It takes care of the other things we need. Then they will have to join the que and go to the Planning Commission and get that approved from that point of view but it shouldn’t be much difficulty with that because it’s on a facility that the county owns, not that that gives them a leg up, but the hierarchy of siting these towers or antennas provides that that is a preferred site...
on already existing structures. What I’m asking from you tonight is that you authorize either the chairman or the county administrator to sign that lease for the cell tower agreement.

**Chambers:** I move that the county administrator sign it.

**Matthews:** Second.

**Bryan:** Motion by Mr. Chambers, Second by Mr. Matthews to have the county administrator sign the contractor with the firm that wants to put an antenna on the old Dillwyn Primary Water Tower.

**Wright:** I think that’s a good way to describe it. Those are the items that I have. Do you have any questions or information that I can provide?

**Bryan:** Thank you sir. If there is no further discussion on the motion, let’s call for the vote. 6 yes.

* * * * *

**Supervisor Chambers moved, Supervisor Matthews seconded and was unanimously carried by the Board to authorize County Administrator to sign the contract with Cellular One to put antenna on the Old Dillwyn Primary Water Tower.*

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**Re: County Administrator’s Report**

**Carter:** Yes, my first item is I want to make the announcement of the accomplishment of a young gentleman who has gotten his Class II Waterworks Operators License, Mr. Chad Woodson. This is a big deal because our plant is a Class II and as you all know we had a hard time hiring licensed operators particularly Class II. Chad is a Buckingham County resident and hired as a trainee and he has earned this in a little over 18 months. Under 2 years. That’s a great achievement. He has applied himself and taken classes outside what he’s learned at the plant. I’d like to call that to your attention.

Also, Jamie Shumaker, our Information Technology Manger, has been appointed to the Virginia Association of Counties 2019 Communications Committee again.

**Update of Rt. 600 Solid Waste Site.** Do any of yall want to give that?

**Dunnavant:** Go ahead and put out what you have Mrs. Carter.

**Carter:** Rt. 600 is our trial site. We’ve been working on that and very close to being finished there. We plan to put up a big banner sign before we start opening it so that people will know that valid county decals is what will get them in and out. We have ran into a few little glitches, which is what Rt. 600 is for, to work on it. We hope to in March open as a gated system. Because Bates is delayed a good deal because of the weather, we discussed and you all will confirm when we get to that point, going to 56 as the next site. So, we are moving along. If you
would like a demonstration just let Jamie or Lyn know and we can shut the gate long enough to
give a demonstration.

**Bryan:** For the county residents that don’t know, this is a gated system that the dump sites will
be open 24 hours a day based on your current county stickers. It’s like the gates at toll booths. It
will open up and you would go in and empty your garbage and it will let you back out when you
leave.

**Carter:** You will have 24/7 access to the sites. You won’t be locked out anymore.

That concludes my report Mr. Chairman.

**Re: Other Board Matters**

**Bryan:** I do have one matter. Mr. Jones discussed with me to possible setting up a committee to
consider accident prevention regarding horse and buggy transportation in our county. Mr. Jones
would you elaborate a little on this.

**Jones:** Mr. Chairman. Thank you. I had put a list down of people that I would like to see on
this committee. Just to show you what is going or what’s not going on. We all know we have a
lot of truck traffic. We know that the carriage traffic is getting more all the time. The sheriff
will have to back me up on this but I had a person tell me this afternoon, that a person called in at
3:30 this morning to tell the Sheriff’s Department that they had run up behind a carriage that
didn’t have any lights at all. Fortunately nothing happened. But to show you what’s going on. I
had no idea, we’ve gotten information from Ohio and we’ve gotten it from Pennsylvania of what
they do about the carriages. The State of Virginia, I understand only requires that triangle sign
be pasted to the back of the carriage. Does not require lights. We’ve got an accident getting
ready to happen and we’ve already had several and we’ve been fortunate, the only thing killed
was the horse and that was bad. I think this committee that I would like to have and I have not
talked to everyone concerning them being on this committee but I believe we can get them on. I
would like to have Cody Davis who is our 911 Coordinator. I’d like to have on it someone from
the Sheriff’s Department. Someone from the Amish community. Now, one of these fellows on
the committee here has talked to the Chief of the Amish community and he is real tickled that
our citizens have decided that we would like to do something to help them. Bill King and also
the resident engineer at VDOT. The reason I have Bill King, is the fact that Bill took Joe’s job
when he retired and Bill knows every road in our County, where it goes and what it does and I
think he would be an asset to it in helping gathering information. I would like to call this
committee Prevention regarding Horse and Buggy Transportation. After we get started, later on
this week, I would like to contact each of these companies, divisions or whatever, the Sheriff’s
department, to find out who we could put on the committee and get a telephone number so we
can find out when it suits everyone to come here. We can use these facilities in this building to
have our meeting and see what we can come up with to help alleviate the possibility of having
more accidents. We are not going to stop them. I understand that. But we can help to put them
down. I thank you very much.
Bryan: Thank you Mr. Jones. You are willing to Chair that committee. Thank you sir. Mr. Davis, do you have a problem being on that committee?

Cody Davis: Not at all.

Bryan: Thank you. Sheriff Kidd, if you could look at someone from your department as well. We will get with the other individuals as well. Thank you Mr. Jones.

Re: Executive Closed Session

Dunnavant: Mr. Chairman, I move we enter into executive closed session for 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.

Bryan: Motion made and seconded to go into executive closed session. Prior to going to that, Mrs. Carter, if I can divvy off one bit, I got an email from Mr. Markley today that Andy Flippen did pass his Class IV exam.

Carter: He did pass his IV but he didn’t pass his III. He’s had the IV for a while.

Bryan: Ok. Call for the vote. 6 yes.

Supervisor Dunnavant moved, Vice Chairman Bryant 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

Supervisor Chambers moved, Supervisor Dunnavant 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 code of which the executive meeting was convened was discussed or considered in the closed executive session.

Re: Action as a Result of Executive Closed Session

Bryan: Is there a motion to accept the recommendation of the personnel committee?

Matthews: So moved.

Jones: Second.

Bryan: Motion by Mr. Matthews, seconded by Mr. Jones to accept the recommendation of the personnel committee. Any further discussion? If not call for the vote. 6 yes.
Supervisor Matthews moved, Supervisor Jones seconded and was unanimously carried by the Board to accept the personnel committees’ recommendation.

Re: Recess meeting

Bryan: If there is no further action we are…

Wright: Recess to reconvene to the meeting we are to have…

Bryan: recess to reconvene at 5:00 on 11 March.

There being no further business to discuss, Chairman Bryan recessed the meeting to reconvene to the 5:00 meeting on March 11, 2019.

ATTEST:

_____________________________________ __________________________________
Rebecca S. Carter     Donald E. Bryan
County Administrator     Chairman