

**Buckingham County
Board of Supervisors
June 13, 2022
Monthly Meeting**

At a regularly scheduled meeting of the Buckingham County Board of Supervisors held on Monday, May 9, 2022 at 6:00 p.m. in the Peter Francisco Auditorium of the Buckingham County Administration Complex, the following members were present: T. Jordan Miles, III, Chairman; Joe N. Chambers, Jr., Vice-Chairman; Dennis H. Davis, Jr.; Donald E. Bryan, Donald R. Matthews, Jr.; Harry W. Bryant, Jr.; and Danny R. Allen. Also present were Karl R. Carter, County Administrator; Kevin Hickman, Finance Director; Cheryl T. “Nicci” Edmondston, Zoning Administrator; E.M. Wright, Jr., County Attorney; and Jamie L. Shumaker, IT Manager.

Re: Call to Order

Chairman Miles called the meeting to order.

Re: Establishment of a Quorum

Miles: We do have a quorum, seven of seven voting members are present. So we are duly organized and ready to proceed.

Chairman Miles certified there was a quorum, seven of seven members present and the meeting could continue.

Re: Invocation and Pledge of Allegiance

Supervisor Allen gave the invocation and Supervisor Bryant led the Pledge of Allegiance which was said by all who were in attendance.

Re: Approval of Agenda

Supervisor Bryan moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve the agenda as amended.

Re: Approval of Minutes

Supervisor Allen moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve the minutes of the May 9, 2022 meeting as presented.

Re: Approval of Claims

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

Re: Approval of First Quarter Appropriations

**BUCKINGHAM COUNTY
FY 2022/2023
FIRST QUARTER APPROPRIATIONS**

General Fund	\$	2,611,579
Water Fund	\$	354,198
Sewer Fund	\$	119,079
VPA Fund	\$	549,566
CSA Fund	\$	444,479
**Courthouse Debt Service	\$	505,188
**Debt Service - Middle School	\$	704,614
**Debt Service - Elementary School	\$	2,240,801
**Debt Service - Library/Community Center	\$	210,709
School:		
Instruction	\$	5,441,227
Adm/Attn/Health	\$	426,419
Transportation	\$	576,926
Buses	\$	67,500
Operations	\$	796,476
Facilities	\$	307,948
**Lease Payment	\$	142,068
Cafeteria	\$	364,710
Technology	\$	505,939
Total School	\$	8,629,211

**Actual Budget Numbers

Supervisor Bryant moved, Supervisor Allen seconded and was unanimously carried by the Board to approve the First Quarter Appropriations as presented.

Re: Announcements

There were no announcements.

Re: Public Comments

Miles: Alright, we are now at time for public comments. Keep in mind that this is a time where you have 3 minutes as an individual per the signup sheet and please discuss things other than the scheduled public hearings because we do have 2 hearings tonight under L. So I will go ahead and open that up. Mrs. Lann?

Joyce Gooden, District 6: Thank you for giving me the time. Good evening Supervisors. My name is Joyce Gooden, I live at 1779 Shelton's Store Road and Joe Chambers is my Supervisor and I'm proud of it Joe. Tonight I'd like to speak to you requesting that you add a handicap ramp directly in front of the doors at the Ag Building where the parking is, where we park in front. My mother used to say we have to be careful of the signs we hang on our buildings because sometimes we hang invisible signs on our building and that tells us also how we treat people. At a recent public meeting, I brought two of my community wisdom seniors to the meeting. I brought Mr. Charles White and Mrs. Mare Gillispie to the meeting. They are both former teachers, they are wisdom to our community and addition to our community. But both of them have health problems and I stopped to let them out in front of the door and doggone it Mrs. Gillispie is on a walker and that edge is high. So to have her walk down to the ramp in front of the health department would have been a disservice to her but also Mr. White has bad back problems and so to exploit any of this wisdom from a public meeting I think really would be a disservice to the community. But considering I'm looking at people 80 and 90 + years old. Well, it could've been somebody on crutches. It could have been somebody in a wheelchair, or me limping with my bad knee. So, to make any of us walk those extra steps or have to go around back and say you can only come if you go around back is a sign that we really don't want to say. You are not welcome if you have any kind of mobility issues. So once again I'm requesting that you add a handicap ramp so that when I let folks out or I need to get into the building, at the Ag Building directly in front, I don't have to go way down in front of the Health Department in order to get into the meeting that's bypassed the ramp. So, I appreciate your time. Thank you.

Theresa McManus, District 2: First I'd like to say I want to wish Mr. Bryan, I envy you going. You're retiring. I hope you have a better retirement than me. You have been a great adversary and a great help when I needed things. You've been a great neighbor. We will miss you when you are gone because who am I going to fight with when you're gone. He's been great. You know, we've had out tit for tats and we've done well. He will be missed because when I did need help he was there. So, we know he's leaving as sorry as we are. My question is why aren't we going to have a special election. Why aren't we going to put out like I saw in the Farmville Herald which was out of my folder so I couldn't bring the article. I think it was two weeks ago they put out that they were putting up applications for people to run. I have no interest in his position by the way so don't worry about it. Why do we do that? Why in Buckingham County do we not ask the people who want to be in that position to run? By the way, just to let you know I am now the Republican Head of the Election Integrity Committee so I will be attending all the election board meetings which I have started and I have my nice little code which makes

great bed time reading, fall right to sleep like that. But we do have that option here. We should be exercising that. We should be saying the people who wants to run for the Board of Supervisors because my question to them would be why do you think you would make a good Board of Supervisor? What are you going to do? Where do you stand? We have these rights to ask these questions. I don't think appointing people makes people happy. Thanks.

Re: Presentation of Resolution of Memoriam for Robert Earl Bryant

Miles: We do have two presentations and our first one is J.1. Presentation of Resolution of Memoriam for Robert Earl Bryant. If the Bryant Family would join me at the podium please. So on behalf of the Board thank you for being here and you have our condolences.

**Resolution in Memoriam
Robert Earl Bryant**

Whereas, Robert Earl Bryant departed this life on May 8, 2022 at the age of 87 years old in Arvonnia, Virginia.

Whereas, Robert Earl Bryant was born on January 4, 1935;

Whereas, Robert Earl Bryant was the son of the late Richard Lewis, Sr. and Verna Stinson Bryant; and was preceded in death by his brothers Thomas William Bryant and Richard Lewis Bryant, Jr. and sister Kathleen Bryant Jones.

Whereas, Robert Earl Bryant is survived by his wife of 66 years, Annie Jones Bryant; children Robert Mark Bryant and Lois Bryant Frank; four grandchildren, Kyle Bryant Frank, George Connor Frank, Hanna Frank Fountain, and Audrey Marie Frank; great grandson, Robert Bryant "Bo" Fountain; brothers, Joseph Cary Bryant and Kenneth Melvin Bryant and sister, Audrey Bryant Maxey.

Whereas, Robert Earl Bryant was a graduate of Marshall District High School in Buckingham County;

Whereas, Robert Earl Bryant started his railroad career at the age of 18 with C&O Railway in Richmond where he worked his way up, working in many cities and states.

Whereas, Robert Earl Bryant had a successful career from which he retired after 35 years from CSX and moving back to Buckingham where he founded Buckingham Branch Railroad in 1988 and was a member of Old Dominion Chapter of the National Railway Historical Society and the C&O Historical Society, a Fellow in the Virginia Rail Policy Institute, and founding member and longtime President of the Virginia Railroad Association.

Whereas, Robert Earl Bryant loved railroading. He took Buckingham Branch Railroad from a tiny 17.3 mile long railroad with two employees to it's size today of 280 miles of track with 80 employees, the largest short line railroad in Virginia and where he was honored by the Virginia General Assembly for it's exceptional service to the Commonwealth by restoring rail lines, improving transportation infrastructure with honesty, strength of character.

Whereas, Robert Earl Bryant was a dedicated Christian and member of Mt. Zion Baptist Church where he served as Deacon.

Whereas, Robert Earl Bryant was known for his integrity and responsibility. He loved music, singing and playing piano and guitar, farming, gardening, making sorghum syrup (molasses) which he shared with family and friends. He loved to invent things to make easier and better ways of doing things and fixing things.

Whereas, Robert Earl Bryant was a pillar to the community and was loved and respected by all who knew him and will be greatly missed.

NOW, THEREFORE, BE IT RESOLVED, that the Buckingham County Board of Supervisors does, in memoriam on this 13th day of June, 2022, pay tribute to and express it's highest esteem for Robert Earl Bryant and extends its deepest sympathy to his family and loved ones.

Mark Bryant thanked the Board for the resolution. They were surprised and appreciative of it.

Re: Presentation of Certificates honoring the Buckingham County Varsity Girls Basketball Team

Miles: Next we have Presentation of Certificates honoring the Buckingham County Varsity Girls Basketball Team. So if you are here and on the basketball team please come forward so we can give you these certificates. I'm going to read your name and if you would approach me, I will present you with your certificates. Probably a lot of folks won't be here and if I mispronounce your name, please forgive me.

Bryanne Slape, Mary Sydney Heslip, Aaliya Amos, J'Miyah Holman, Lauren Randolph, Skyler Davis, ShaDiamond Gregory, Jenasha Johnson, Sidra Daniel, Logan Ragland, Nevaeh Booker, Mikalah Thompson, Alana Ballowe, Nikia Chambers, Coach Kelly Chambers, Coach Shanice Miles.

Did you just briefly want to say about their record real quick?

Kelly Chambers: Thank you. First I want to say that we are very honored to have these girls. They are not only athletes but they are also academic athletes which a majority of the team were A-B student athletes going through. Having an undefeated James River District season which we put a lot of blood, sweat and tears into that but also winning the James River Championship and Tournament Championship as well and we also have four seniors who will be leaving us and I'm happy to say that all four students will be going on to continue their education at a University College. We teach these girls that it's not just about basketball. We appreciate you guys recognizing the team and for a great season.

Miles: Congratulations.

Re: Galen Creekmore and Gary Wood, CVEC: Broadband update

Miles: Our last presentation tonight which I'm sure everyone is interested in is J.3. Galen Creekmore and Gary Wood with Central Virginia Electric Cooperative with a Broadband update. We welcome you both here.

Creekmore: Thank you. It's great to be back in Buckingham. I am Galen Creekmore and we do have Mr. Gary Wood with us tonight. We are going to split the presentation because there are to main things we want to get across to the Board. First is a current update on what is happening on the ground in Buckingham now and later Mr. Wood will come up and talk about the what we call the RISE project update, the Regional VATI application that the county partnered on. Mr. Wood will give an update on what next steps will look like in the county and what work will be happening in the future.



Next slide

Buckingham County Project Partners

Firefly

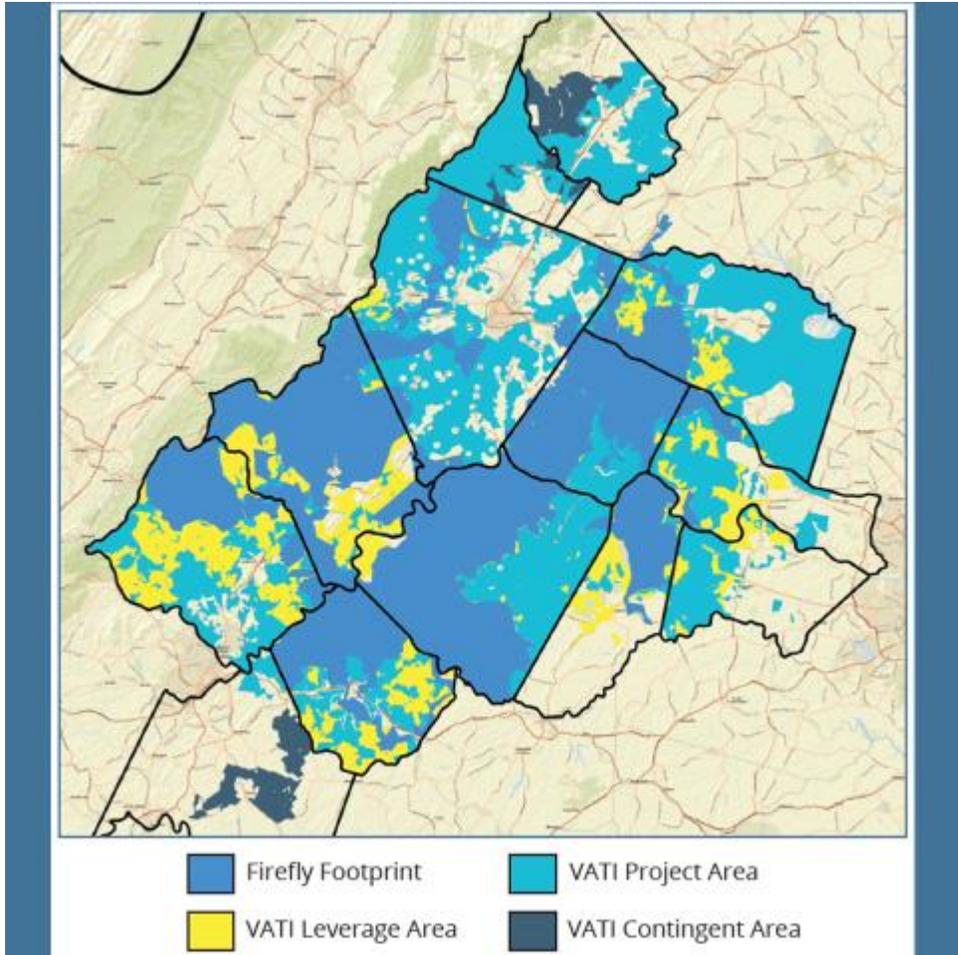
Dominion

Buckingham County

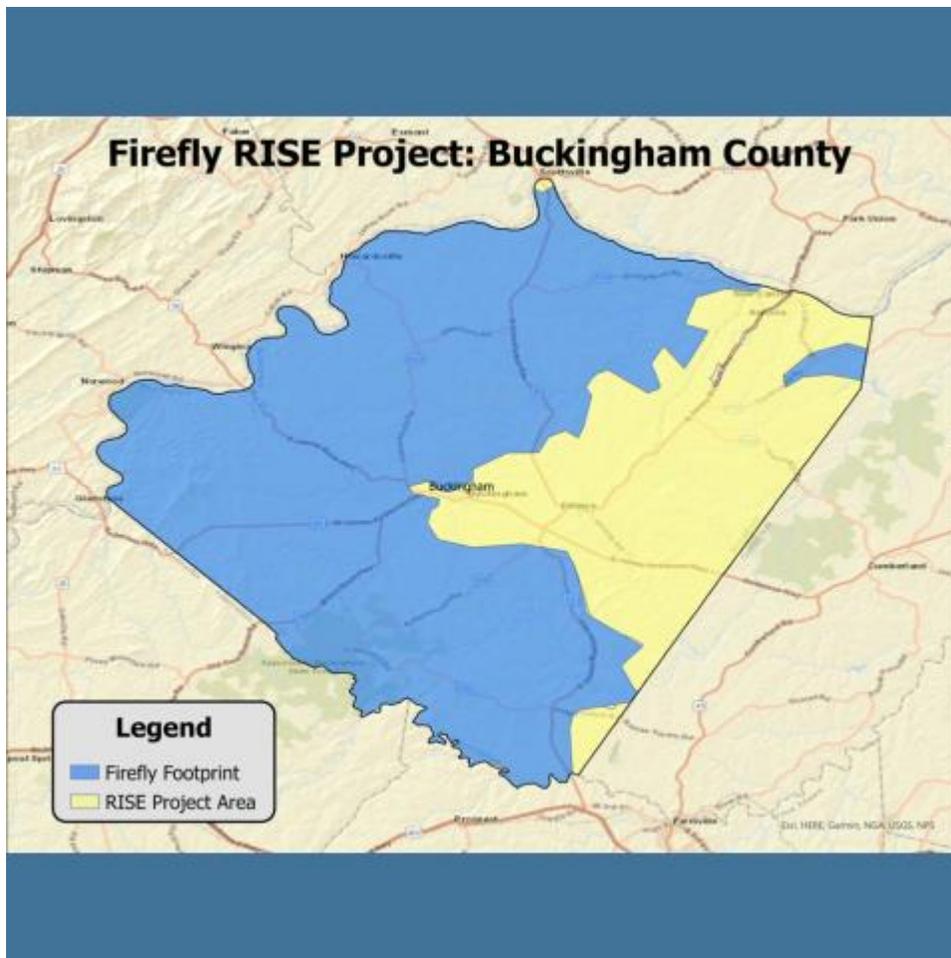
Thomas Jefferson Planning
District Commission



A reminder about the partnerships that we embarked on. The last time we were before the Board we showed you a map that on the next slide you will see similar.



This is a quick reminder of VATI application at that time we were before the Board and we talked about our regional VATI application. That application is now a successful grant. That is part of what we want to update tonight. But really what you are interested in is on the next slide:



In Buckingham in particular. The blue shaded portion here is primarily the CVEC fiber built footprint which is a current Firefly footprint right now. The yellow portion is primarily what's served by Dominion Energy and what was included in that VATI application. That's part of the future work that Mr. Wood will speak to later and in fact on your agenda under N.2. you will consider a continuation of that contractual agreement that you went along with us on that VATI application. We will speak to that a little later.

Let's get to what work is happening now in that blue portion. Go to the next slide. There will be a lot of words there because we are blessed in Buckingham to have a lot to update on what's going on. A lot of work that's been done and a lot going on. Some counties we go to we have to focus on that future work. Luckily in Buckingham we can talk about the connections that have already been made and what's going on.

Buckingham Connection and Construction Status

- Mainline construction is complete on the CVEC fiber build in Buckingham. Splicing will be complete within the next few weeks. Service extensions are ongoing in Mt Rush and then in Centenary area – will continue through the fall.
- Areas in Service or connecting – Curdsville, Mt. Rush (includes area along river around Yogaville), Tower Hill (along Appomattox border), Pamplin (covers parts of Crumpton Rd/Paradise Rd), and Gladstone (crosses into Buckingham along river, JRSP area)
- Total passings on CVEC electric system ~4,165
- Passings thus far with service available – 3,232
- Current Active Accounts – 1,591
- Current Miles of fiber – 600 (includes Centenary)
- Current Total investment - \$18 million

First and foremost I want to highlight that the main line fiber construction is complete throughout the county. That means we are building drops off of that main line and splicing work is going on to make those final connections. You'll recall at the beginning of this project, when we announced the CVEC fiber build back in 2018 to the County, we talked about a five year build being 2023 before we finish that mainline construction. We spoke with our Board and made a commitment to accelerate that timeline. And we're happy to announce that in Buckingham that mainline fiber construction is complete. So the areas where there's drop construction happening and final splicing where folks we'll see the last remaining activity as far as drop construction going from the road kind of coming down to the house will be in the there's some splicing going on the Mount rush substation area. And there's drop construction still going on the centenary substation area. The areas that are in service Curdsville, I mentioned Mt. Rush and splicing going on and I put in parentheses that area along the river, we might call as the area surrounding in and around Yogaville, that would be the northwest corner along the river. That's actually not served. We think of things in substation builds. It's actually not served by our Mt. Rush substation. It's actually served across the river from Schuyler, our Schuyler substation up towards the border of Nelson/Albemarle County, but it made sense to include that portion of Buckingham with our Mt. Rush build. So more good news that those folks are actually coming

online before they really would be scheduled out of the Schuyler substation. So they're included there. A Tower Hill substation is actually in Appomattox, but crosses over into the border. Likewise, Pamplin substation is in service that also crosses a lot in Appomattox, but also into a Buckingham. Gladstone is actually in Nelson County, but crosses the border and serves the James River State Park area in the county. And that's also in service. I won't read all those numbers to you but you can see the work that's going on and the work still yet to be done. As the \$18 million investment of ours that represents the current work that's in the ground or, or actively going on right now. When we finish our final connections in the county, we see that at figure being north of 20 million total investment in the county once we finish that. You'll see the miles we've currently built and still, that miles total will go up because of that drop construction that's going on. And you know, that North northern section of the county at Centenary. But that's a snapshot of what is currently going on in the county. I also want to note now so that we can underscore it later that we do get a lot of questions on what resources are there to know what the schedule is on the CVEC side? What's the schedule for connection and am I included in the RISE project area? Mr. Wood will speak to a slide later that shows the online resources that we have, but I want to underscore it now that if you go on Fireflyva.com point your citizens to those resources. We actually have a Buckingham County page where they can go on and see that logo right behind you all. Click on that Buckingham County logo you'll see these maps and you'll see timelines for where we're working now, and what's coming in the future. And speaking of what's coming in the future, Mr. Woods will touch on some of that, what we call a RISE project status update.

Gary Wood: Thank you, Galen and thanks for giving us the chance to come and talk to you tonight. I apologize for having a few bandages, I had a run in with my dermatologist last Friday, and she was the only one carrying a knife. But I got away without too much damage. So next slide.

Final RISE Project Figures in Buckingham

- RISE Project Total Costs in county- \$27,262,235
- VATI Award Total for County- \$3,929,034
- Approved County VATI Match Contribution- \$1,500,000
- Total unserved passings within RISE and CVEC- 7,501
- Total Miles of Fiber ~800 miles
- VATI Award Total for Regional RISE Project - \$79,027,930



Let's talk about the rise project, which is the area outside of the CVEC footprint. And we're going to cover a big portion of the rest of the county with that. Our total project is pretty large. But in Buckingham County alone, we'll be spending another \$27 million. That's an addition to the 20 million we put in. So there'll be another \$27 million investment. It's more expensive when you get off system. So even though we're not going as many miles or past as many homes, it actually costs us more. We build them on Dominion lines and they'll be building some also and leasing to us and building Southside area. And last year, we asked the state for a for some grant funds to help offset that cost because it's more expensive. And we asked the county and you were gracious enough to give this or commit 1.5 million dollars. The state has 3.9 million that they're putting in. And those two are going to be covered in that agreement we're going to talk about later. We just went to the contract fees of that piece. All total will end up with over 800 miles of fiber and will end up going past about 7500 total passings. We'll actually have more than that. That's the number that VATI will pay for. So if we're going down a road, and let's say we're coming down Route 15. There are areas right next to route 15 that have cable available. They are not included in this. But we're going to be running on the poles past those homes to get to the homes that do not have that service available. We will offer service to every home that we go by. But the ones that already have options aren't included in this total, because they're not allowed to

be recovered from grant funds. But we'll still have the service there and we'll make it available. So when you see these numbers, this is what the grant funds will help pay for plus ones CVECs paid for. We will give you a total at the end that effectively everybody in Buckingham County one way or the other will get options to this. So total VATI Grant was \$79 million. I will say DHCD has been great to work with on all previous grants. I think when the money got bigger this year, they decided they needed more bells and whistles. So we've been working since December on a contract, which is way too long. But we're gonna wrap that up soon. And we have already started work. Next slide.

Areas Under Construction or Announced to Start

1. Centenary- Construction is ongoing in this area, with final connections expected this summer and into fall
2. Reconnect II – Small area on border with Cumberland
- Environmental review is pending state approval
3. Dominion Energy (DE) – middle mile routes are being reviewed; planned for construction in future years



Oh, here there is that we have under construction presently. Centenary, we have finished putting fiber up as Galen said, and we're splicing, we should be finished place in the next week or two, then we've got the service drops to put in. We're still putting in those service drops. The service extensions at Mt. Rush, I think we've got another probably 200 or so in the Mt. Rush area do and then we're going to have probably 600 to 700 in the Centenary area to do. We'll continue those throughout this year. We've got another USDA grant that's a small piece that will cover a few

areas in Eastern Buckingham along Route 60. That work is also waiting on a contract to be finalized. In working with some of these agencies, it's nice to get the funds but man, it's pulling teeth to get there. We expect to be released to start that work anytime in the next couple of weeks. We'll then start field investigation things that'll be ongoing later this year. And then the final piece will be where we're on the Dominion lines coming down Route 15 toward Dillwyn out of Fluvanna. That work, we have started doing the planning work with Dominion on. They'll have a lot of work to do in the field before they start construction. And that'll probably happen, the construction piece in the second half of next year toward the end of the year maybe. It's going to take a while because we depend on a partner. Next slide.

Steps of Fiber Construction and Timeline

- Generally, assume six months from start of construction until first in home connections. Will continue to work until all who would like service are connected.
- Each area requires several steps before connections can be made:
 - Data collection (Firefly - NTS)
 - Design (Firefly - Conexon)
 - Make ready engineering (AEP)
 - Make ready construction (AEP)
 - Fiber construction (Firefly - S&N)
 - Splicing (Firefly - S&N)
 - Service extensions to homes (Firefly - S&N)
 - Final connection (Firefly)



This just a reminder that from the time we start working an area it normally takes about six months until you actually see service activated. People get really excited when we first show up and that is because the need is so incredible out there. But it takes a while. This is building infrastructure. We're happy that we've been able to do as much as we have in four years but sometimes it gets a little frustrating to folks when they've seen truck after truck go by and they're wondering well, when do I get connected? Keep driving by here and the fiber has been out on the pole for two months, and nobody's knocked on my door yet to tell me it's time to connect, but we're moving as quickly as we can. And this just a reminder of the different people who are

involved. Instead of the Make Ready Engineering Construction here, AEP, it should say Dominion in this area. But it's a similar slide when we work in other partners. Next slide.

Committed to Affordable Service

Residential Services

Firefly Light 100 Mbps	\$49.99
Firefly Flash 1 Gbps	\$79.99
Whole Home WiFi	\$5.99
Firefly Phone*	\$29.99

*Includes \$5 discount with Flash or Light Services

The Firefly Difference

- Whole Home WiFi:** Support when you need it most
- Lightning Fast:** Up to 1 Gbps symmetrical upload and download speeds
- Free WiFi Equipment:** Get the most out of your speed with the latest technology
- Fair Pricing:** No hidden equipment costs or price increases after sign-up and no contract
- Honest Service:** No usage or data caps
- Reliable Network:** No slowdowns due to weather or too many users online



This is just a reminder that you can see that it's the same rates off system as it is for CVEC members. It's 49.99 for 100, megabit service, it's 79.99 for gigabit service. Telephone Service, if you get it with one of those two is 29.99. It's a really simple concept on a lot of bells and whistles to it. There aren't a lot of different packages to pick from. There's no introductory pricing. There's no contract. There's no data limits. There's no slowdowns. And it's the same service when we're in these non CVEC areas is when we're in the CVEC. Next slide.

Questions? Visit our online resources

Have questions on whether your location is in our RISE Project?

Visit: <https://www.fireflyva.com/rise/>



This just a reminder of the Fireflyva.com that Galen referenced that specific page, if you do the RISE project, you can either get to it by going and clicking on the RISE project on the main page or go into this specific address, and it gives you the various counties and you can pick the county and go in and see and put in your address and see if you're in the area or not. So with that, that's a quick update to what we have done already and what we're planning to do. And I'll be glad to take any questions.

Miles: Does any member of the Board have a question for Mr. Wood or Mr. Creekmore by chance?

Matthews: I do.

Miles: Yes, sir. Supervisor Matthews.

Matthews: How are you doing?

Wood: All right.

Matthews: I noticed in the buildup and connections and stuff for Central Virginia. And you know that you mentioned Dominion, but you didn't mention Southside electric, which, in my district, I have several customers that are Southside electric. So what's the deal with that?

Wood: We were covering those too. It's about 30. I think. I apologize for not covering it. We absolutely intend to get them.

Matthews: And I'm still getting phone calls in my district, which is Curdsville district. And you know, we should be online as far as stuff but people are just not familiar. Maybe they're not familiar with the internet or whatever, on how to get connected to Firefly. So if they go to CVEC...

Wood: Yeah, if they if they, see the State Corporation Commission is kind of strange. They do not let CVEC tell its members that we have a subsidiary that sells internet and sign them up. We have to have them call in to Firefly. We can tell them you can call Firefly, but they have to call to that different organization. But if they do call, we can give them that information if they can call CVEC. Firefly is 1-...

Matthews: That's 800 number.

Wood: It's a...we'll get it and make sure that it's available here. But it's a 800 number. I was thinking it was 8Firefly1. On the first slide, the slide before this, can we go back one?

Committed to Affordable Service

Residential Services	
Firefly Light 100 Mbps	\$49.99
Firefly Flash 1 Gbps	\$79.99
Whole Home WIFI	\$5.99
Firefly Phone*	\$29.99
<small>*Includes \$5 discount with Flash or Light Services</small>	

The Firefly Difference

- Whole Home WIFI:** Support when you need it most.
- Lightning Fast:** Up to 1 Gbps symmetrical upload and download speeds.
- Free WIFI Equipment:** Get the most out of your speed with the latest technology.
- Fair Pricing:** No hidden equipment costs or price increases after sign-up and no contract.
- Honest Service:** No usage or data caps.
- Reliable Network:** No slowdowns due to weather or too many users online.



FIREFLYVA.COM
(833)FIREFLY1 (833-473-3591)

Yeah, there it is the bottom 83FIREFLY1 (833-473-3591). Trying to remember how to write the number and spell it but that's supposed to make it easy to remember. It's also got the flyer. It has it on the website. We have it. So if you're going on online, you have to have Fireflyva.com, not just Firefly. And if you're dialing the number, it is eight three and then the letters for Firefly and then the number one. And if you can't remember either of those, if you call the co-op and ask them how to get in touch with Firefly, they can tell you that. They just can't take your information connect you.

Matthews: One more question. On the billing side of it. A couple people have asked me how are they going to be billed? Is it going to be on their power bill if their Central Virginia or is it going to be a separate bill altogether?

Wood: It's required to be a separate bill and we make it a separate bill. In fact, Firefly prefers paperless billing, so we offer email bills. If you want to paper bill, we actually charge you for paper bill because cost us extra to do it. So we but since you have the internet, hopefully most people and we have we've got 13,500 people on now online or a little more than that. And I think we have about 1500 that take the paper bill.

Matthews: Since Curdsville was the test market for that a couple of years ago, and I'm very pleased that the constituents in my district were chosen to be able to get that service from Central Virginia. Have you, at one point in time you gave some figures of how many houses you thought you might be connected to, at some point in time. So what does that figure now?

Wood: I could get you specific figures. But when we first started this project, we hope to get 35% of the people we passed within the first two years. I believe Curdsville is upward of 60%, maybe 65% today. So that's just indicative of the need, and how much people really need to have access to broadband in today's world. After COVID, it just became more emphasized. And we've worked really hard to make sure the costs are competitive. I didn't mention up here, we do offer the affordable connectivity plan. It's called ACP, it's a federal plan that will pay up to \$30 a month, I think, and out of the 50 that we charge so there are ways you can access that. There's about a dozen different ways to qualify for it. Basically, anybody who's qualifies otherwise, for free lunch, for a lot of different federal programs. Or if you're a veteran, you can sign up and get that benefit.

Matthews: Thank you. We appreciate everything that Central Virginia's done. I made the statement when this project first started. This project, Firefly, is probably as important as electrification in the State of Virginia, in our day in time, and I still believe that in that shows 60% of the people in my district are catching on. And that's only been on line for maybe a year or two. So and I look for it to be better. So thank you. Appreciate it.

Wood: Absolutely.

Miles: One quick question for you, Mr. Wood. When do you think that Firefly that everyone intended will be connected and then would RISE end, you think, roughly?

Wood: RISE, we have a three year timeframe. It starts with the contract signing, which we're trying to get signed in the next few weeks if we can. And so 36 months, that puts us to mid 25? Is that right? The CVEC piece, we anticipate having the folks on CVEC, who sign up as we first come through, and who signed up by now, they should be on before the year is over, really in Buckingham, they should be on probably by fall, early part of fall. We still have a lot of work to do in a few areas after that. And we're committed to finishing all of CVEC up this year. The RISE project will then pick up speed and over the next couple of years we'll cover all that area.

Miles: Thank you any further questions from the Board for Mr. Wood?

Allen: So the RISE project is the yellow part of the map?

Wood: RISE is the yellow part and it includes both that CVEC piece and the Dominion piece and the Southside.

Allen: And you're looking for most of that to be done by 2025?

Wood: It'll all be done by 2025.

Allen: The ones it's already been done real tickled with it. I'm glad to hear that you are still working.

Wood: Yes. I think we had a couple of services that came down with the storm this weekend in Buckingham that we're putting back up this morning. It's interesting now that in most cases, the internet is still available when your power's out. If you have a generator, if you have another source of power, it's rare for the cables themselves to be damaged on the fiber side. We did have a couple this weekend. And people are just as interested in getting their internet back as they are getting their electricity back.

Miles: Absolutely. Well, on behalf of the Board thank you all for your investment and your hard work in connecting our constituents. So thank you for being here, sir.

Wood: Thank you, gentlemen.

Re: VDOT Road Matters

Miles: Our next item is item K.1. VDOT Road Matters. Scott Frederick, Resident Division Resident Engineer with Road Matters. So thank you for being here.

Frederick: Good evening, Chairman, Board. Thank you for having me. Quick update. We're working on primary mowing right now. Looking at 15 on my way up here. I think it looks a lot better this year than it did last year. We made some good efforts to get the trash picked up through the winter. So it's looking a lot better. We're complete on our secondary mowing. We've done the litter removal as well on those routes. So both sets of roads are looking really good with their first cut completing. As far as the rural rustic program goes Rt. 630, Red Road, looked at that on my way here tonight, it turned out great. So that was a long time coming for that one. Finally got it connected all the way from 15 over to 60. So I wish it would have been all done at one time. But that's I guess neither here nor there. We're finishing up Hunting Shack Road. We'll probably complete it tomorrow. Putting that final shot down on the top. That's route 668. Then we're also working on Payne's Pond Road, Rt. 679. Probably have that one done middle and next week is my guess looking at the schedules. And then there's Ivy Road is also on the list to do this year, we've got the stone down on it. And the way our schedule is working out, it's gonna work out well because there's a logger working on that road currently, I think they're cutting if I'm not mistaken, about 400 acres of timber, so want him to get finished up before we go in there and build a brand new road so. So it's all going to work out well. We'll get Ivy Road a little bit later this summer. Some pipe replacements we've worked on, we replaced the double 60 inch line of pipe on Route 662. And we're currently working on Route 718 replacing it. It was a triple line of pipe. We're putting a double barrel box culvert in on that route. So that one should be done, I've heard that they're going to put the asphalt back over the top of the box culvert this week, so it's getting real close to being done. And the only other thing I had to update you guys on this month is the locations that we talked about at the last meeting for the speed readers, we call them. The speed limit signs for that display your speed. I've submitted those the traffic engineering, so they're in the process of reviewing it and once they're finished, I'll update you guys on that but they seem interested in participating in that.

Miles: Very good. Let's start with Supervisor Allen and go down the road with any district issues with VDOT.

Allen: Randolph Creek Road. Did you add that back into the six year plan?

Frederick: You know, I'll have to double check. I forgot to do that. So I apologize. I'll write down a note right now.

Miles: Supervisor Bryant?

Bryant: Howardsville road needs some brush cut back.

Frederick: Okay. 602.

Miles: You good Supervisor Bryant? Supervisor Matthews?

Matthews: Yes, sir. Mr. Chairman, I've got a couple things. First is I think we hit on it while ago. There were some storms in the county and there has been some debris on some of the secondary roads. Has the state been working on that?

Frederick: We are.

Matthews: Still got some more to do soon.

Frederick: Yeah. We've been continuously cleaning it up, but...

Matthews: Curdsville Road, I know there were several trees that got blown down on that right on the right away or the ditch. Then 769, which is High View Road, there are several there. There was a gentleman I'm just gonna recognize him. His name is Gaston Peak. He doesn't live in my district, but he was on that road and actually help remove some of the debris that was on the road. So

Frederick: On 769? We will check that out.

Matthews: Mr. Carter, I had asked a question a couple of weeks ago about a matter that happened a couple of months ago with Mrs. Meek, up in Supervisor Chambers' district. Did anybody contact her from VDOT? Do we know as far as that? You remember that discussion we had at a meeting on the entrance on a road?

Frederick: It's a private road if I'm not mistaken. That we've looked into it, I don't know that. I personally don't think I've talked to her. I think Steve Snell and maybe Charles Edwards, DD has contacted her.

Matthews: As of about two weeks ago, she hadn't received any contact from anybody.

Frederick: Okay, well I'll make a point to make sure that she was. I'm gonna follow up on that. I spent like an hour in the parking lot with her after meeting one night. I feel pretty confident that she was reached out to but I'm gonna double check.

Matthews: It may have been after the fact after that.

Frederick: Maybe so.

Matthews: She left a message on my phone so at that time she hadn't been contacted. So that was about two and a half, three weeks ago.

Frederick: Okay. Yeah, I'll follow up with it again and make sure that she has been reached out to. Sometimes we can't do anything to bring one of those roads in.

Matthews: I know. Thank you for trying.

Frederick: Yes, sir. No problem.

Miles: Vice Chairman Chambers?

Chambers: You answered my question. You say going shoot Payne's Pond Road next week sometime?

Frederick: Yeah, it should finish it next week. They're working on it now.

Chambers: Thank you.

Miles: For the Maysville District, Mr. Frederick on behalf of the residents are Red Road, thank you for finally taking care of that situation. That's been haunting people. The road that I have a question about I brought it up last meeting or meeting before last, Troublesome Creek Road need some attention. It's a heavily traveled road. And I think I said last time, it's like tanks have driven down there. It's just, it's not in the best shape. And there were two roads that I gave you several weeks ago. And I'll shoot you an email with those names. But I'd like to see if they were built the state specs to see if they can perhaps be included in the state system.

Frederick: Okay. So they're also private roads.

Miles: Right now they are. Yes.

Frederick: Okay.

Miles: That concludes what I have. Supervisor Bryan?

Bryan: Yes, sir. Just remind your grass cutting people when they run over garbage and it explodes and goes all over the place, they need to clean it up.

Frederick: Right. Well, the idea is to get it before we mow.

Bryan: Oh, it went everywhere.

Frederick: Okay. Apologize that that happened. Which road specifically?

Bryan: 632. Right across from where Mr. Hartman used to live.

Frederick: Last year a few spots like that were brought to my attention. I sent him out there, pick it up after. I mean, you pick up trash one day, and it's back the next day. There's nothing you can do. Some stuff they should not hit. So.

Miles: Supervisor Davis?

Davis: A couple of things. There's a pothole on Cartersville Road, which is 610. Right after you pass Little Creek coming from 15 that will knock your whole front end out from under your truck. It's pretty bad. It needs to be fixed. And my other question is when is all this brush that's piled up going to be took care of?

Frederick: Right. Yeah. I think I updated you guys on that a few meetings ago. We put that out to bid and we were assuming that our bids were gonna come in similar to what they came in after the ice storm or the Tropical Storm Michael cleanup. Our bids were almost double what we estimated them to come in at.

Davis: With fuel \$6 a gallon, you got to figure that in there as well.

Frederick: Yeah. Even with that into account, it was still so high that we put it back out to rebid with more options in it to hopefully bring the price back down to a level we can afford. So it's currently out on the street as we call it advertised for those bids and should close in the next two weeks. And then...

Davis: I wondered why when you had it loaded on trucks, you couldn't make a deal with the chip mill and let them take care of it one pop. Haul it to the chip mill and suit two purposes but...

Chambers: Best thing to do is get a gallon of gas and a match and take care of it.

Frederick: I won't comment on that. To your first part of that comment. The procurement laws prevent some of those type of deals from working as easily as they sound. But as these storms continue, maybe we can work out some kind of arrangements like that. We're always trying to get better.

Davis: My last question was just on 718 the bridge, but that's...say they gonna put asphalt down this week. So

Frederick: That's what I was told earlier today.

Davis: I hope so. Going to run me crazy. 18 Miles go feed my dogs. Gotta go round the world.

Frederick: The pothole on 610, did you say about where that was?

Davis: Just past if you come in from 15, it's just past Little Creek Road. It'll be in the left hand lane coming towards 15. It's big and it's deep.

Frederick: Okay, we shouldn't have a problem find it.

Davis: You meet another care there it will knock your front end out from under your vehicle.

Frederick: Okay, I'll send them out there tomorrow.

Miles: Mr. Frederick, before we go to Supervisor Matthews, could you perhaps bring us accident history at 60 and 24 when you can?

Frederick: Oh, yeah, I've looked into that. I got an email from Cody. I had sent, there was one accident there in the last five years. Right in the intersection right. It was going off memory, but it was daylight, no adverse conditions and single car accident. Somebody ran out the road.

Miles: Supervisor Matthews?

Matthews: Yes, sir. I forgot one other thing. Mr. Frederick. There's a tree on 636 going west away from Shepherds on the right hand side of the road is right before Tommy Manis' hog houses. Leaning pretty severely. Right past Concord Church on the right hand side of the road. Two people called me about that.

Frederick: All right, we can take a look at it. Do you know if it's alive or dead?

Matthews: They didn't say.

Frederick: Okay, well, we'll check it out. I put right before Concord Baptist churches is that right?

Matthews: Past it. Right hand side. Right, the next thing you see will be the hog houses will be on your left.

Frederick: Okay.

Miles: Any other issues for Mr. Frederick before we move on, Gentlemen?

Davis: I just want to thank you for Rt. 15. They've done a good job on it.

Frederick: Thank you.

Miles: Thank you for being here.

Re: Public Hearing: Sale of Industrial Park Property

Miles: Our next agenda item is Item L. Public hearings. We have two public hearings scheduled. I know right many people have signed up for the first one and you get three minutes please and please conclude your remarks at the end of the three minutes. And the first one is L.1.Sale of Industrial Park Property pursuant to Code Section 15.2 -1800 of the Code of Virginia on the county selling certain real property described as containing 125.275 acres more or less and 114.47 acres and 0.804 acres being shown on preliminary plat from Maxey and Associates PC dated March 14, 2022 one entitled survey of division of Tax Parcel Number 138-15 and the other entitled division and boundary line adjustment. The other 10 acres more or less is the land between the two parcels shown on the reference plats and as part of Tax Parcel 138-15. So what we're going to do first is we're going to turn to Mrs. Edmondston for a brief presentation, and then Mr. Carter, as well.

Edmondston: Good evening, Mr. Chairman, Members of the Board and everyone in attendance this evening. Prior to opening up the public hearing, we're going to give a bit of background regarding the industrial park.



BUCKINGHAM COUNTY INDUSTRIAL PARK DEVELOPMENT

PUBLIC MEETING
APRIL 11, 2022



VISION STATEMENT

BUCKINGHAM COUNTY IS A MODEL OF PLANNED RESIDENTIAL AND BUSINESS DEVELOPMENT THAT ENSURES SUFFICIENT MANAGED ECONOMIC GROWTH TO ENHANCE THE QUALITY OF LIFE OF ITS RESIDENTS, ATTRACTS DESIRED SOCIALLY RESPONSIBLE NEW BUSINESSES, AND ENSURES A FISCALLY SOUND COUNTY GOVERNMENT THAT IS RESPONSIVE TO THE NEEDS OF ITS RESIDENTS AND BUSINESSES WHILE MAINTAINING TAX RATES AT A RESPONSIBLE LEVEL AND WHILE PRESERVING THE DESIRED RURAL CHARACTERISTICS OF THE COUNTY.

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I think it's important to remember the vision statement of Buckingham and what our true thought processes are as far as our Board of Supervisors and administration. Buckingham County is a model of planned residential and business development that ensure sufficient managed economic growth to enhance the quality of life of its residents, attracts desired socially responsible new businesses and ensures a fiscally sound county government that is responsive to the needs of its residents and businesses while maintaining tax rate at a responsible level and while preserving the desired rural characteristics of the county.



DEMOGRAPHICS

LOCATION

- Buckingham County is centrally located in the very Heart of Virginia
- 580 square miles of gently rolling landscape, residences, churches, and community businesses
- Current Population: 16,824
- 20 minutes to Dillwyn from outlying areas of the County
- One Hour to Richmond, Charlottesville, Lynchburg; Three Hours to Washington DC

SCHOOLS

Buckingham County Public Schools are committed to "Developing the future one student at a time"

Pubic School System includes:

Buckingham County Preschool
Buckingham County Primary School
Buckingham County Elementary School
Buckingham County Middle School
Buckingham County High School

Total enrollment for the 2020-2021 school year is 2,010; down from the 2018-2019 total of 2,127

**PUBLIC MEETING
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Buckingham of course is centrally located in the very Heart of Virginia. It's 580 square miles of gently rolling landscape. residences, churches and community businesses. Current Population is 16,824. We're conveniently located 20 minutes to Dillwyn from outlying areas of the county, an hour to Richmond, Charlottesville, Lynchburg and three hours to Washington DC. Our schools are committed to developing the future one student at a time and currently we have Buckingham County Preschool, Buckingham County Primary School, Buckingham County Elementary School, Middle School and High School. It's important to note that the total enrollment for the 20/21 school year is 2010, which was down from the 2018/19 total of 2127.



WHY BUCKINGHAM?

- Buckingham offers many things to both potential residents and businesses...the better question is **“why not Buckingham?”**
- Preservation of our rural integrity through responsible planning
- Responsible Planning for Growth and Development
 - Competitive Tax Rate
- Broadband Initiative for Connectivity of our Citizens
- Beautiful Natural Resources and State Parks creating a desired destination for tourism
- The County is committed to the enhancement of the overall quality of life for its Citizens
- An embracing and supportive community of wonderful citizens

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Why Buckingham? Buckingham offers many things to both existing and potential residents and businesses. And the better question is “Why not Buckingham”? The many things we have to offer include preservation of our rural integrity through responsible planning, responsible planning for growth and development with a competitive tax rate, a major broadband initiative for connectivity of our citizens, beautiful natural resources and state parks creating a desired destination for tourism. The County is committed to the enhancement of the overall quality of life for its citizens. And of course let's not forget the Buckingham is an embracing and supportive community of wonderful citizens.



CHALLENGES

- | | |
|-------------------------|---|
| 1. Traffic: | All traffic patterns and or adjustments will have to comply with VDOT. |
| 2. Public Safety | All of these entities are based on demand. For example, if the Sheriff's Office needs more deputies, then that is a request the Board of Supervisors will address. |
| a. Law Enforcement | |
| b. Fire | |
| c. EMS | Based on designs provided by the developer, the homes will be serviced by current fire equipment and there will not be a need for specialized equipment such as a ladder truck. |
| d. Solid Waste | |

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Some challenges posed for opportunities by the development of the industrial park would include traffic. All traffic patterns and or adjustments will have to comply with VDOT. Public safety to include law enforcement, fire, EMS and solid waste. All of these entities are based on demand. For example, if the sheriff's office needs more deputies then that is a request that the Board of Supervisors will address. Based on designs provided by the developer, the homes will be serviced by current fire equipment and there will not be a need for specialized equipment such as a ladder truck.



CHALLENGES

- 3. Water & Sewer:** Both facilities were recently upgraded to increase capacity. The Board had the foresight to do this in case economic development came to the County. The infrastructure is in place.
- 4. Schools:** The public school system's average daily membership has declined over the past few years, so the school facilities can handle an increase in enrollment.
- 5. Medical:** The Board of Supervisors recently donated the old medical building in Dillwyn to Centra for the purpose of providing medical services.

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Water and Sewer. Both facilities were recently upgraded to increase capacity. The Board had the foresight to do this in case economic development were to come to this county. The infrastructure is in place. Our schools. The public school system's average daily membership has declined over the past few years. So the school facilities can handle an increase in enrollment. Medical. The Board of Supervisors recently donated the old medical building in Dillwyn to Sentra for the purpose of providing medical services.



CHALLENGES

6. Rural(ness):

The County's rural feel will still be felt and appreciated. This project is going to an area of The County where we want growth through business and / or development and so it should have no effect on decreasing the rural factor of The County.

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And of course our rural nature. The County's rural feel will still be felt and appreciated. This project is going to an area of the county where we want growth through business and or development and so it will not have an effect or an impact negatively on the rural factors of the county.



IMPROVING THE QUALITY OF LIFE

Buckingham County Board of Supervisors continually supports its mission to fulfill and improve the quality of life of its citizens in the following key areas:

- A. Education
- B. Public Safety
 - 1. Law Enforcement
 - 2. Animal Control
 - 3. Court System
 - 4. Emergency Response
 - 5. Health safety
 - 6. Building Safety
 - 7. Land Preservation
 - a. Erosion and sediment control
 - b. Conservation

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Improving the quality of life. Buckingham County Board of Supervisors continually supports its mission to fulfill improve the quality of life of its citizens in the following key areas: education, public safety by way of law enforcement, Animal Control, court system, emergency response, health safety, building safety, land preservation with erosion and sediment controls and conservation.



IMPROVING THE QUALITY OF LIFE

Buckingham County Board of Supervisors continually supports its mission to fulfill and improve the quality of life of its citizens in the following key areas and projects:

- C. Solid Waste**
 - 1. Collection Sites
 - 2. Tire Day
- D. Water and Sewer** *(recently expanded to accommodate short term and long term growth)*
- E. Amenities**
 - 1. Parks
 - 2. Recreation
 - a. Youth Athletics and Arts
 - b. Senior Programs
 - c. Other, e.g. yoga, zumba
 - 3. Library & Community Center

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Solid Waste. There are collection sites offered in various areas of the county and Tire Day. Water and Sewer. As I mentioned prior, recent expansion to accommodate short term and long term growth, and many amenities to include parks and recreation, youth athletic and art, senior programs to include yoga and Zumba programs, and many others, and our Library and Community Center.



IMPROVING THE QUALITY OF LIFE

Buckingham County Board of Supervisors continually supports its mission to fulfill and improve the quality of life of its citizens in the following key areas and projects:

- F. **Promotion of Services and Opportunities**
 - 1. Support of Internet and increase broadband coverage
 - 2. Business Opportunities
 - a. Hotel
 - b. Gold Hill School project
 - c. Internet
 - 3. Housing
 - 4. Health Services
 - 5. Tourism
 - 6. Medical Services
 - 7. Arts and Cultural Opportunities

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Our promotion of services and opportunities by way of supportive internet and increased broadband coverage, business opportunities such as the hotel, Gold Hill School Project and the Internet, which was addressed this evening so wonderfully by CVEC, Gary Wood and Galen Creekmore, housing, health services, tourism, medical services, arts and cultural opportunities.



ECONOMY

The County of Buckingham depends on the following industries for both tax revenue influx and job creation for its residents:

- Logging and Ancillary Industry
 - Trucking
 - Sawmills
 - Timber & Land Management
- Farming and Agriculture
- Mining & Associated Heavy Industry
- Public Service
 - Court System
 - County Administration
 - Health Department
 - Social Services
- Construction
- Railroad & Public Transportation
- Public Safety
 - EMS
 - Sheriff's Department
 - Local Prisons
- Public Education
- Small Businesses

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Economy of Buckingham depends on the following industries for both tax revenue influx and job creation for its residents. Logging and ancillary industry to include trucking, sawmills, timber and land management. Farming and agriculture. Mining and associated heavy industry. Public service to include court system, county administration, health department, social services. Construction, railroad and public transportation. Public safety: EMS, Sheriff's Department, local prisons. Public education and small businesses.



MOVING BUCKINGHAM FORWARD

Buckingham County updates its Comprehensive Plan to focus on areas that can attract and sustain growth.

- Growth should focus on mixed densities of commercial, residential, and industrial areas.
- County must address challenges like those listed herein so that forward progress can be reached.
- A stagnant growth plan will have negative impacts on the budget and services offered to current citizens, further hindering the potential for attracting new projects and resident migration.

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Moving Buckingham Forward. Buckingham County continues to update its comprehensive plan to focus on areas that can attract and sustain growth. Growth should focus on mixed densities of commercial, residential and industrial areas. The county must address challenges like those listed here and so that forward progress can be reached. A stagnant growth plan will have negative impacts on the budget and services offered to current citizens. Further hindering the potential for attracting new project projects and resident migration. Mr. Chairman, that is a brief overview of the industrial park development. I'll turn this back to you.

Miles: Okay, thank you, Mrs. Edmondston. Mr. Carter, are you ready to...

Carter: Yes, sir. I will talk more about the actual contract that's before you tonight. This public hearing is to consider Buckingham County Board of Supervisors wishes to sell 125.28 acres of land which is currently recognized as industrial park to Atlantic Investment Corporation for the purpose of townhomes, single family homes and light industrial/commercial businesses. The goal of this project is to take the county property that's currently not on the tax books and it's not been for years and develop it to substantially add to the tax base. If the development is done in a timely fashion by means specific goals or benchmarks, the selling price will reduce by applying certain credits. The overall goal is to add a minimum of \$15 million to our tax base within five years. And if you do that math, we get about \$150,000 per Penny, that'll be a whole dollar you will get your real estate. Along with adding tax base, other benefits would provide us such as adding a new VDOT approved road from Wingo Road and added some light industrial/commercial businesses. The new road will have to be accessible by the public within two years from closing and must be accepted by VDOT into the road system within four years

from closing. The base price of the property is \$6,000 per acre with request for meeting certain goals and benchmarks. Some of the goals and benchmarks are as follows: The first thing is \$345,840 is due to accounting at closing. The remaining balance is to be paid by a promissory note at 5% interest on five annual payments due each year on the anniversary of the closing date. The first year is interest only in arrears. The second year is accrued interest in arrears. The third year will be 1/3 the unpaid principal balance plus the interest, the fourth will be 1/3 the unpaid principal balance plus the interest and then the fifth year of course, will be the same will be the entire unpaid principal balance plus interest. The closing day cannot be later than December 3, 2022. So it has to close this fiscal year or this calendar year. \$10,000 will be paid at the sign of the contract and be held in a non-interest bearing account. These funds can be going toward the purchase price. It can be held by the County in case of default by the buyer, or can be returned to the seller in case of default by the county. If at the end of the first year from closing, the buyer has to present a detailed financial final development plan including roads, water and sewer plans, other utilities, the plan for light industrial/commercial sites, the buyer will not be required to pay the 30,000, the principal interest due at the end of the first year. At the end of the second year from closing the buyer has constructed the road right from Wingo road to the project and obtained all required erosion sediment permits, the buyer will not be required to pay 30,000 of the principal and accrued interest due at the end of the second year. At the end of the third year from closing the buyers added \$5 million to the real estate tax base in Buckingham County, the buyer would not be required to pay 1/3 the unpaid principal balance plus interest. The value added will be verified by the Commissioner of Revenue. At the end of the fourth year from closing the buyers added \$10 million to the real estate tax base of Buckingham County, the buyer will not be required to pay 1/3 the unpaid principal balance plus interest. The value once again will be verified by the Commissioner of Revenue. In the fifth year from closing the buyers added 15 million to the real estate tax base of Buckingham County, the buyer will not be required to pay 1/3, the unpaid principal balance plus interest. And once again, all values will be verified by the Commissioner of Revenue. The property will also have to be rezoned as to Village Center, which is VC-1. This is just some of the items that are in the draft contract we've been working on and benchmarks. The draft contract is available for review if anybody wants to look at it, and I will now turn it back over the Chairman.

Miles: Thank you Mr. Carter. Mr. Ted Lloyd, you're with us here today as the developer. Could you briefly, if you're willing, to address the project very briefly, please and the Board, please? And then we'll open the public hearing. Thank you for being here.

Ted Lloyd: No problem. Thank you Supervisors for having me. I have never heard the vision statement before for the county and this project Knights Valley subdivision it embodies the vision statement. It's properly planned growth. From an economic standpoint, Karl mentioned 15 million if this project is fully built out, it adds 35 million to the tax base. What this community will do will create synergy throughout all the existing businesses in the county. I own the small strip center Cameron Station. And a number of my tenants have struggled through the years. I think I've had that now about 15 years, maybe 13. And my tenants have come and gone because

there's just not enough to feed the tenants to keep them, everybody wants to bounce back and forth and say the rents too high. Well the rent has to cover the bills and I've done my best to keep it very moderate. This community will add synergy throughout every single business whether it's in my center, whether you're a car dealer, whether you're a hair salon you name it. It will create jobs. It will also create what I refer to as retained spending. The spending will go on in our county as opposed to going into Farmville, Lynchburg, Richmond and all the money that I've seen over the last 15-20 years that I've been here, a lot of it goes elsewhere. Let's keep it in Buckingham and give the people in Buckingham an opportunity to grow and live, you know, have a good wage and a good small business you know that they'd like. The community itself is going to be a nice community. There's not going to be any ghettos or bad areas. This is a planned, proper development. All the roads will be turned over to VDOT when they're completed. Outside of that, it's it was fortuitous for me to sit here and listen to the broadband that is on the that is an absolute draw for this community with the number of people that want to work from home or they travel in their work, and they don't have a central office. So that really is a resulting overall synergy for the county and this community when it's built. I hope you all find in favor of selling me the property to get started on this. My work is just now starting if that's the case. I've got a lot ahead of me. And it's good for Buckingham. It's in the right area and thank you for letting me speak.

Miles: Thank you, sir. Okay, now we are at the point to open the public hearing and again three minutes. Please conclude your remarks at a three minute mark. So Mrs. Lann.

Lann: We have 8. We'll start with Daniel Brickhill, District 4.

Miles: Welcome Mr. Brickhill.

Daniel Brickhill, District 4: I live at 192 Union Church Road in Mr. Miles' district. So if this development fits the mission or vision statement of Buckingham County, maybe the vision statement of Buckingham County needs to be changed. I'm here to oppose this building project because of the type of people it will attract to Buckingham County. People have obviously moved to Buckingham County from other places before. Most of the time they have been attracted to the features of our community that people with generational residents of this community also appreciate. They too desire a true rural lifestyle. The outsiders that will come as a result of this building project cannot be any more opposite of that. So a typical resident of this building project may be as follows: a UVA PhD student or a posh Charlottesville resident who grew up in a suburb of Northern Virginia, but surely this person is not moving to Buckingham because they appreciate long drives to the store or dirt roads that are plenty in Buckingham. Now a person who is moving to Buckingham to live in a townhome does not appreciate the way Buckingham is now. They want to change Buckingham and turn it into one more liberal town on the outskirts of Charlottesville. Our Board of Supervisor's meetings where moderate democrats and traditional conservatives can get along in a friendly fashion are going to be overrun by far left, over educated Charlottesvilleans that just want to stir up a lot of trouble

before they graduate and move on. This applies for no matter where these outsiders come. We can be sure that the kind of people who want to live in a townhome in Buckingham are here solely to exploit prices that are cheaper than inflated cities from which they come. They aren't coming here to escape the culture of their cities. They are coming here to escape the expense of those cities and bring the city culture with them. Some may not share my concerns for the type of people who will chose to move to a crowded subdivision in Buckingham but those who feel that way should at least be concerned with the downstream effects of this building project that have nothing to do with the type of people that live here. If this building project is successful it will inevitably lead to even more building projects. Not just shops and stores but more subdivisions. If it turns out that Buckingham is a great place to build a subdivision, other builders will want to buy more land to also split the profits of our cheap real estate. The County won't be in a position to say no for the same reasons some people are struggling to say no now. The Knights Valley Subdivision offers a potential solution to budget shortcomings. That's just going to create demands for greater public services in the future. The budget problems will continue to abate. The cycle will continue and in ten years when the next developer comes and wants to build another subdivision, the same excuses by the same accomplices will be made now, that we have budget problems that we need to fix and the cycle will continue on and on forever. So whether you are concerned of how this building project will affect the culture of our county, or how it will create downstream effects that threaten the rural status of our county, you should oppose this project. Thank you.

Miles: Before we call the next speaker, I would, please if you can, so we can hear and so the speaker can get their point across during and while they're speaking, please try to refrain and at the end certainly you can show your desire, please so we can hear. Okay, our next speaker.

Lann: Joseph Anthony, District 4.

Miles: Welcome sir.

Joseph Anthony, District 4: Miles, Jordan, how you doing? Everybody here. I've come to oppose the project as well. I came home from a wedding through Fluvanna County just last weekend and I saw a sign that really hit home and said healthy forests create jobs. Not just pine forests, mind you but well managed hardwoods which are allowed to mature. In Buckingham County, with some vision and leadership, could become an old growth corridor well positioned for a wonderful ecotourism business that would not destroy the rural nature of our county. The Knights Valley Project is a terrible first step in the wrong direction in my opinion. My wife couldn't come but she wanted me to make sure I spoke for her as well. Her name is Chris Arbo. I'm sorry, I forgot to introduce myself, Joseph Anthony from District 4. I live on Oak Hill Road. My wife is Chris Arbo. This is a terrible idea. What I love about Buckingham is its wildness, modesty and lack of pretense. Why does it have to be about money? This would totally change the character of the area. This is what I got away from when I moved here 30 years ago. These

reasons, I ask you to oppose the project as well. And there are better ways to pay the bills. And I'm sure we can find them. Thank you.

Miles: Thank you, Mr. Anthony. Ok, Mrs. Lann.

Lann: Ivan Davis, District 4.

Miles: Thank you for being here, Mr. Davis. And if you would please say your name and district.

Ivan Davis, District 4: My name is Ivan Davis. I live on Camden Street in Dillwyn and District 4 is my district I'm in with Jordan. I would like to comment on the proposed housing development at the industrial park. First of all, I'd like to thank the Board for working to find ways to bring tax revenue into the county. In regards to the housing development, I am strongly opposed to this venture. I'm an entrepreneur, I own my own business. The developer for this project, he has every right to move his business forward. But I believe that what he's trying to sell here is something that Buckingham should not buy. This proposed community will not be for Buckingham citizens. Those are his words that, we went to the meeting at the library that he said, this community is not for Buckingham citizens. This is for people that will travel from Richmond, Charlottesville or wherever for work. Buckingham is not at a point to attract this type of person. There's little to offer them when they when they come here or to stay here. Any money that you know, they'll shop or eat in Richmond, you know, and then come here to stay. I mean, come here, you know, live in their house. I've read a lot of numbers about the amount of tax revenue that this development will bring into the county. Other than the money for the sale of the land, all the other money that's being proposed is just pure speculation. Once you sell the land, it's sold. It's in somebody else's hands. He can do what he wants to with it. Most of the usable land as well that is being used, is being used for housing. So this leaves a limited amount of area for the industry or business that could still possibly come according to the plan. Y'all can talk to Maxey who's done all the work and everything and they've told me that themselves that the land that's left you know that land is very swampy in different areas, and it's going to be difficult for anything else to ever come there. And my last point is the signal and the signal they send and the direction Buckingham takes if this project proceeds. Approving the sale of this land shows that Buckingham welcomes urban sprawl. I was gonna say something about the comprehensive plan, but I guess y'all already showed that. So I don't need to say that. But um, we are rural county. He says in the comprehensive plan, agriculture and forestry generate most of the money for this county. Housing developments will not do that. How can we approve a housing development when we can't even approve land use taxation to help farmers, landowners and loggers who are the people that pay all the taxes anyway? I want my son to grow up in a small town of Dillwyn. And this is not that. So thank you for your time.

Miles: Thank you, Mr. Davis.

Lann: Casey Davis, District 4.

Miles: Welcome Mrs. Davis.

Casey Davis, District 4: My name is Casey Davis, Camden Street, Maysville. District. Thank you for having us tonight. I am opposed to the housing development. I'll tell you when I first heard it my heart sank. I could not believe that small town, two stop light Dillwyn was going to be turned into a housing development or subdivision. If we bring in people who can afford these homes, it is going to raise the median income for the county. This eventually is going to cause a rise in cost of goods for everybody else in the county. Think about us just shopping at Food Lion, paying Food Lion prices, and we have to shop at Wegman prices, just for example. That's going to put some of the costs out of the reach of some of the citizens that have lived here their entire lives. There's no doubt that people are coming into Buckingham from different areas. And we are expecting many people to come to Buckingham in the future. The county knows that. That's okay. It's slow growth. Just like Buckingham, a good, slow community. And that's what we need. Why would people want to come from the city to live in Dillwyn with an HOA? We were told that they are areas that have been set up for development that have not fulfilled that desire. I ask why not 10 acre somewhere. Well people don't want to bush hog. Well, the point of the industrial park, the point of Buckingham is to get jobs to come in. So hire somebody that wants to bush hog. Don't fill up a housing development that's going to fill up with so many houses. I asked my brother who's lived here in Buckingham County for years. He's lived in the cities. He's lived in California, all different places. He's seen everything. He's lived with HOAs. I said, so would you commute to Richmond to Charlottesville to do this? And he said, heck no. So why would somebody want to do this with rising cost of gas prices, rising cost of housing prices, and a push for people who are working from home to go back to work? That is what the target market for this housing development is. I believe that what we've heard from the developers a lot of guesses and dreams. I think that we are overstepping our reach in our county. And I believe this growth is too much. And again, it will send the signal we're opening for subdivisions. And where will it stop? HOAs, many people have complained about HOAs and how they restrict a lot of stuff. And again, why would you want to move to the country away from the city to be controlled by what they can do with their land. Thank you.

Miles: Thank you, Mrs. Davis.

Lann: Jake Eubanks, Curdsville District.

Miles: Thanks for being here, sir.

Jake Eubanks, District 3: Thank you. So my name is Jake Eubanks live a Hidden Valley Drive, Mr. Matthews' precinct. If I heard you correctly, you're talking about three separate parcels of property. 140, some acres, 150 acres. 125 acres. Even being 125 acres. That's a large step. And to be honest with you, when I think of an industrial zone, I don't think of houses or

townhouses. I mean, like my man was talking about over there. I mean, it's all speculation. Once you sell the property, and you're talking to \$6,000 an acre. We've all seen what property prices have done. Yeah, it's flat lining. And it's cooling down. But \$6,000 an acre of steal for our prime real estate in our industrial park. We're talking about 100 and some odd acres we're going to sell for \$6,000 an acre. And what's supposed to be our industrial park. Now I'm all about tax base. Don't get me wrong. I understand economics. I'm all about it. Okay. Well, I'm talking about growth at a pace that I mean is like nothing we've ever seen. You don't know who's gonna come. You don't know what you're gonna invite. I've got a rental property. And I can tell you 90% of the people that have called me are you looking to come out of New York. They're looking to come out of New Jersey. They're looking to come from Charlottesville. They're looking to come from Scottsville. Not exactly the type of, some of them, it's not exactly the type of mentality you want in a rural community. I mean, their way of thinking it just doesn't align up with us. The one up with a high cost of living It's just not what Buckingham County is supposed to be. I've lived here for over 20 years. I love Buckingham County. I mean, like I said, when I hear townhomes I don't think of I don't think of industry and it's supposed to be an industrial park. I mean, if you look at look at Prince Edward, look where their townhomes are, do you see any industry around there? No, you don't. It becomes affordable housing. And we're gonna sell the property for \$6,000 an acre. And yeah, a lot of it is swampy land. You look at the development it was supposed to happen in Cumberland County, the strip mall over there. Reason why it fell through is because some of it was considered wetlands, and anything about wetlands is if you're going to develop it, now the EPA mandates, you have to buy other property that's perfectly good, and turn it into wetlands. So the property you have down there, there's gonna be wetlands, if you want to develop it, you're gonna have to turn other property that's good, perfectly good use into wetland. So there's a whole lot of different angles to...

Miles: If you would conclude, Mr. Eubanks. If you'll conclude. Your time's up.

Eubanks: Yep. So, I mean, there's just a whole lot of different angles to think about. It's not something we want to be jumping into halfcocked.
Thank you. Thank you.

Miles: All right.

Lann: Sarah Large, District 1.

Miles: Welcome, large.

Sarah Large, District 1: Good evening. Thank you. I'm Sarah Large. I live at the intersection of Mr. Davis and Mr. Allen in the Little Creek Trents Mill area. I'm here tonight to ask you to please oppose this project. Because it's been told to us on multiple occasions, that this is not for the people of Buckingham. My question is why would we entertain a project that's not for Buckingham when our vision statement that was just read to us is to keep Buckingham rural with

controlled growth. It was also obvious to us that a lot of planning on this project was done well before the public was even made aware that this was coming down the pike. Buckingham County has repeatedly turned down the adoption of land use assessment, which is to preserve rural Buckingham. As our vision statement said, that's a goal we have. We've been told it wasn't necessary, because Buckingham was never going to get major growth. But here we are major growth happening all at one time. I'm not opposed to growth. There's good growth. There's bad growth. Bedroom communities, as neighboring counties have proven cost the county more than they'll ever bring in. Yes, our schools can handle this now. Yes, our systems can handle it now. But what does the future hold? Do we know that new schools won't need to arise? New Schools always come with a tax increase to pay for them. We understand that. But is this what Buckingham needs? We've been told this is necessary to keep our taxes low. But if we have a bedroom community that costs us more than it generates, are we going to keep our taxes low? Neighboring counties have land use assessment. They're preserving that rural part. But their tax base is increasing on the other end. My wish is that you would just keep the best interests of Buckingham residents in mind. And that if this is not for the people of Buckingham, please do your work. Please do your research. And let's have growth that is for the people of Buckingham. Thank you.

Miles: Thank you Mrs. Large.

Lann: Bryan Davis, District 4.

Miles: Thank you for being here, sir.

Bryan Davis, District 4: Gentlemen, Board. My name is Bryan Davis. Live over off 60 At Mt. Rush. Thank you for your time, I appreciate the opportunity to speak to you. I want to preface with I have planned remarks but it was just a little difficult to listen to Nicci almost present, the county as selling the project. Good projects don't have to be sold by the county. Good projects speak for themselves. With all that said I'll jump into the remarks I wanted to say. I understand this is a revenue conversation. And with that in mind, I would just implore the board to think about the transformational decisions that you're making now. I think you'd be hard pressed to find other localities that would agree with you that increasing population is somehow going to miraculously lead to less expenditures for your residents. With people come demands. Especially, when the stated goal of the developer is to market the subdivision exclusively to people, well, I don't want to say exclusively. With that said with the price point, I think we all know that this is intended to pull people in from other places. In my line of work and I am a local business owner, I do see people moving to rural areas. You can talk to the Board at Fluvanna. And they will tell you people will move to a pine thicket after COVID. They come from cities because if it has high speed internet. So people will come to this. I'm more concerned with all the residents I've spoken to who think this is a joke. This is no joke. This is playing with fire. But with all that said, I would implore the Board, if it's an income conversation, I would ask the board to contemplate other opportunities to get income. I'm

cognizant of the pressure you're under with taxes. Could we revisit the conversation about meals tax? This is not a way to go tackle the church. Other localities have meals taxes that don't affect the congregants. There's other ways to think about money. I will talk about potential costs. With COVID we saw the world change. Central Virginia Christian School increased enrollment. We pulled kids out of the public schools. Homeschoolers took off. There's a lot more of those. Now, the question I would say is if the economy is turning, and people's pocketbooks are going to be tackled a little bit with inflation, are they going to come back to you? We can't say for sure at the Christian School that they're going to stay in that realm. Are they going to come back? Are you going to be facing schools that pre COVID had kids in trailers. With school shootings and everything else going on, do you want to be responsible for kids? Is that safe to you to have them in trailers? I don't have time for all the comments I have, but I just asked you to maybe pump the brakes a little bit. This is a transformational development. If it's that great. You got time. There's a lot of residents in this county that still don't understand. I understand you've tried to advertise what's going on. But please go back you talk to your constituents.

Miles: Thank you for being here, sir. And our last speaker, Mrs. Lann?

Lann: Theresa McManus, District 2.

Miles: Hello, Mrs. McManus.

Theresa McManus, District 2: All right, Theresa McManus, Whitehall. They said it better than me. They have statistics. I'm an outsider. I came here because we're rural. I liked the ruralness. Zillow \$6 billion home flipping business was a disaster. Now a cooling housing market could foil its comeback plan. That's Fortune Magazine. Let me go on. Buyers demand has softened. Market Watch recently reported pending home sales fell for the last for the sixth straight month in April. Goes on and on. They don't expect it to come back for another three to four years. All right. Business Insider. Sign of how housing market collapse is demanding on the public to understand what is happening. Fortune Magazine, housing market prices are going down. Alright, let's get to some good ones. Home prices during recession, what it means for demand and what it means for mortgage rating. That was Reuters. So this is all housing affordability collapses at fastest rate in 20 years. Hmm, we talked about speculation. Let's look at gas prices. Let's look at food prices. Let's look at the fact that our high school is not accredited. Let's look at the fact that we have trash cans in the high school to collect water. That we have teachers who complain it's too hot. It's too cold. The kids are there. Our high school is not equipped. Our school is not equipped. We're not accredited. I wouldn't bring my kids here or my grandchildren. It's all speculation. But I do have a question, Mr. Jordan, how much of that land has timber on it? How much is he going to make on that timber? Is it going to pay his \$6,000 a month for the timber he's going to get off **our** land so that he's really not paying for anything? You guys have an opportunity to listen for once in your life to your constituents. I've brought people who had never heard about this, who didn't know about it. You have not reached your constituents. They

do not know that this is happening. How dare you sell off the rights of the Buckingham people by doing this? Don't be ashamed of yourself.

Miles: Thank you ma'am. So that concludes... okay.

Wes Saxon: I was here when the meeting started. They had taken up the papers.

Miles: You'd have sign up in advance, sir. Okay, so Board Members, any comments or any questions? The public hearing is closed. Yes, sir Supervisor Bryan.

Bryan: I've been on the board 11 years and we've done nothing with that property. You know, I've heard it said that we don't want people from New York, New Jersey in our area. Mr. Kapuscinski, you gotta leave. Okay. The way I look, you know, money is green. If we're going to take that avenue, then we say welcome to Buckingham. But we're gonna vet from where you're from. I've lived here for 22 years. I'm still an outsider. I wasn't born and raised here. I went to school one year here. But I'm still considered an outsider here. I know that we want rural Buckingham. I've heard that said. The way I look at it, the subdivision impacts less than a farm. If somebody puts a farm up for sale, and they subdivide it into three acre lots and the land is big enough, then you got all those homes. And they're probably not up to VDOT standards, the roads. This is a chance for us looking forward. A \$15 million tax base. When I first came on the board, we had probably \$30 million budget. I looked the other day in the paper and laughed that we had a \$1 million budget in Buckingham many years ago. Now we're up to Karl, nearly \$60 million. People have said that, you know the price of things are going up. And that is true. We just recently took over the rescue squad. And that costs money. So how do we bring in revenue? In the 11 years I've been here, there have been no nibbles on that land. None, zero, zilch. Nobody wants to develop it. Until now. So we have somebody that's going to develop it. It's going to be up to VDOT standards. He's guaranteeing a tax base for us. You know, that's speculation. You know, you laugh, sir. You know, it is. I mean, absolutely. But was that your opinion? Ma'am.

Miles: You've all had your turn, you had yours. It's our chance to consider this please.

Bryan: You know, I'm looking forward 10 years from now, hopefully, this is gonna be a good thing for the county. You know, nobody knows that until you try. And if we don't try to do something, then we're going to be a sleepy community and your taxes are going to steadily go up. And then what are you going to do? You're going to come to this building, and you're going to raise Cain because we raise taxes, 5 cents, 10 cents, and it's going to steadily go up. So you tasked us to bring money into the county and we're trying. That's all I gotta say.

Miles: Thank you, Supervisor Bryan. Supervisor, Matthews. Yes, sir.

Matthews: I do. I heard a lot of things said tonight that are not totally true. And first thing is, three years ago at the onset of the pandemic, this Board saw fit to do a tax reduction of 3 cents on your real estate and personal property. Now that don't sound like a lot of money. But what would 3 cents equate out to Mr. Carter?

Carter: \$450,000

Matthews: \$450,000 that we save the county during a pandemic. I would dare say I don't know of any other county or locality in the State of Virginia, or the United States that has accomplished that. I kept hearing about we had revenue problems in this county. We do not have revenue problems in this county since I've been on the Board and even before that, and we don't have revenue problems now. Now this gentleman that is looking at purchasing this piece of property is constructing a road that's going to cost \$185,000. And he's going to turn that over to the county. The engineering cost, which he has to adhere to, from the advice of this Board of building these homes. And that's the other misconception, all I heard was about townhomes. There are also going to be single family dwellings that are going to outnumber the townhomes. Now, I owned a business here in Buckingham for 25 years, and was pretty successful. But it's people like that the small businesses that are going to piggyback on this thing. There are going to be more people, definitely in the county. But that's not, I mean, that's helping the businesses that are here already. It's not just helping, the gentleman is going to purchase this property and, and the businesses that he's gonna, that he's talking about putting in here. It's not just about homes and, and rooftops. He's also going to put in, you know, some type of retail, and small industrial type stuff. This is not just a heavy industrial part where we're developing. The other thing is the infrastructure that is gonna happen in this subdivision is about \$2.2 million. The county's not paying that. Who do you think's paying for that? And the estimated whole revenue project is going to be about \$35 million after totally built out. So, I mean, I don't know about your opinion about business about and what happens to businesses. But that seems like a pretty daggone good deal for Buckingham County. It does to me, and you shake your head or no, that's not right. Well, you're talking about add maybe 150 households to Buckingham County. Our school divisions down 100, almost 150 students in Buckingham County. And yes, they're not accredited. You're right. But that's not the job of this of this of the Board of Supervisors. We need to hire people and elect people on these other boards that are willing to pay the price and do the right thing.

Miles: Alright, let's please not, this is not interact time.

Matthews: That's all I have to say. Mr. Chairman,

Miles: Thank you, sir. Any other comments, or I'll say this very briefly. I've interacted and heard from a large number of people inside my district and outside of my district, and obviously, there could be many uses for the land. I do think that when the county has so much control, like we do over this project, when the developer has compromised on several changes that I heard from and

my fellow Supervisors heard from and he's compromised, and we, I have no problem with people who follow the law, and are good people to come into this county, I don't care where are you from. As long as you're helping contribute, as long as you're lawfully abiding. And I think that, if done correctly, and there are a myriad of stop gap measures and in the contract, in the agreement, that have to be checked. And it's going to be done in phases. It's not going to all happen at one time. And the land, frankly, hadn't done much for the county. I mean, the majority of it, I'll say, and you all right, the price of doing business is going up and up and up. And I think it's I think it's important to diversify our income as well instead of leaning so heavily on the real estate tax base. The last thing any Supervisor right now wants to do is go upon your taxes because inflation is at 8.5%. Gasoline is going up. So it's an effort to diversify our income without going up on yalls taxes. As somebody said on the board, you know, it costs roughly \$2 million a year to run our newly created EMS and emergency management department and we can't do it for free. So I'm in favor of the project. I think it would contribute to the county to the tax base as well. And to the lifestyle of the county and there are several, again, there are several components in the contract where it'll be done right. Any other Supervisor have a comment or question? Anything? Is there a motion?

Bryan: Mr. Chairman, I move that we move forward with the sale of County property as outlined in the contract.

Miles: Motion made by Supervisor Bryan, seconded by Supervisor Matthews to execute the sale per the contract and per the public hearing notification, I'll say. Any questions or comments before we vote? All in favor, please record your votes. Aye. Those opposed, no. Okay, the motion carries four to three. So motion carries.

Supervisor Bryan moved, Supervisor Matthews seconded to move forward with the sale of the industrial park property as outlined in the contract. This motion passed with a 4-3 vote. Supervisors Bryan, Matthews, Miles and Chambers voting in favor. Supervisors Davis, Bryant and Allen opposing.

Re: Public Hearing: Amend Zoning Ordinance regarding Sign Placement for Public Hearings

Miles: Okay. Our next item is Item L.2. We have a second public hearing with regards to amending the zoning ordinance regarding sign placement for public hearings. Mrs. Edmondston, if you could address that before we open the hearing please.

Mrs. Edmondston: Mr. Chairman, I'll go back to the May Board Supervisors meeting and just point out that the Planning Commission had been asked to consider an amendment to the zoning ordinance regarding the sign placement for public hearings. The amendment would still require signs to be posted, but in the event that signs are not placed, this noncompliance would not

invalidate the application or ultimate actions taken by the Planning Commission or the Board of Supervisors. And of course, the Planning Commission did hold a public hearing on it. I brought that to you last month and they voted unanimously to recommend this amendment to the zoning ordinance. So this is what the hearing tonight is in regard to.

Miles: Thank you Mrs. Edmondston. Mrs. Lann, did we have anyone to sign up?

Lann: No one signed up to speak.

Miles: Alright, so I'll open and close the public hearing. So what is your pleasure on item L.2 with regards to amending that?

Bryan: I motion again.

Matthews: I'll second.

Miles: Motion is made by Supervisor Bryan, seconded by Supervisor Matthews to approve the amendment. All in favor, please record your votes. Those opposed no. And that passes 7-0. Thank you.

One thing I'd like to add to the previous L.1. is that there will be a rezoning process. So there will be an another set of opportunities for public hearings before the Planning Commission and the Board of Supervisors with regards to rezoning the said property to Village Center 1 (VC-1). I'm sorry that the folks left.

Re: Zoning Matters: Introduction Case 21-SUP298 Ike Yoder Saw Mill

Miles: Okay. Zoning matters N.1. Case introduction 21-SUP298. Mrs. Edmondston.

Edmondston: Yes, Mr. Chairman, this case is 21-SUP298. The landowner/landowners are Ike and Rebecca Yoder. They're located at 7041 Crumptown Road, Farmville, Virginia 23901. Mr. Ike Yoder is the applicant. Tax Map is 194 Parcel 15. It contains approximately 122.58 acres and it's located in the Curdsville Magisterial District. The applicant wishes to obtain a special use permit for the purpose of operating a sawmill and the applicant is asking the Board of Supervisors to hold a public hearing for this request. As mentioned, this property is located at 7041 Crumptown Road, Farmville, Virginia 23901 in the Curdsville Magisterial district. This property is currently zoned A-1 and the zoning ordinance does not permit a commercial saw mill as of permitted by right use in an Agricultural A-1 district however within this district a commercial sawmill may be permitted by the Board Supervisors by special use permit following a recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district if this SUP is approved. This case came to the attention of the

Zoning Administrator by way of a complaint. After investigation and meeting with the landowner, it was discovered that a large area of land had been disturbed and DEQ approval and permitting an erosion and sediment control and land disturbance permit would be necessary. DEQ and county officials have conducted a site visit on September 24, 2021. And the communication is included in this packet. Mr. Yoder has contracted a civil engineer and is working to mitigate issues immediately. Mr. Yoder wishes to stay in compliance with all federal, state and local permitting. Again, this case was introduced to the Planning Commission on November 22, 2021, and the Planning Commission held a public hearing for this on December 27, 2021. At this time, the Planning Commission requested more information from Mr. Yoder regarding additional traffic impacts, DEQ Notice of Violation and necessary actions moving forward for traffic safety and noise. A written request was received from Mr. Yoder to suspend consideration of his application until further notice. A letter of request and a formal response detailing the requested additional information was received May 2, 2022. Mr. Yoder requested to unsuspend Case 21-SUP298 and continue consideration. The Planning Commission voted unanimously to present this case to the Board of Supervisors with a recommendation of approval. Mr. Yoder is here this evening to address questions or concerns.

Miles: Does any Supervisor have any question for Mr. Yoder?

Davis: I just got one thing.

Miles: Yes, sir, Supervisor Davis.

Davis: It is not for Mr. Yoder, but in our last meeting, citizen spoke up that like we were trying to make it harder on the Amish community than we were anybody else. And I just want everyone to know that we just want all the businesses in the county to conform to the same laws. VDOT says what the roads got to be not the Board of Supervisors. So I just I wanted that on the record that we're not making it harder on anybody else or less harder on a county resident. We just want everybody to have to go by the same set of rules. So that's all I got to say about that. Thank you.

Miles: Yes, sir. I'll just note that I've talked extensively with staff and I'd like for the alleged offenses communicated by the Virginia Department of Environmental Quality straightened out first and their entirety before we consider this. So I am going to be voting no.

Matthews: Have all those conditions have been taken care of that were addressed in the overview with the DEQ?

Edmondston: DEQ currently if you were able to read the additional documents provided by Maxey & Associates, Chip Coleman is the engineer that Mr. Yoder has contracted with currently. The stream bank mitigation issues where there were 10 inches of sediment into the creek there, those mitigation efforts have been resolved. And there's a copy of the email in that

report. The other mitigation efforts for the land disturbance are that Mr. Yoder and if he's here, Mr. Yoder please correct me if I'm leaving any details out, but he has made mitigation efforts regarding silt fence, temporary basins, sowing temporary and permanent seedings. To this point, Mr. Coleman did phone me last week because he was not able to attend the meeting tonight and make the comment that mitigation efforts to this point have been received, reports written, DEQ responded and Maxey & Associates is formulating an additional response. The response will be based upon whether or not Mr. Yoder would be possibly approved for a special use permit ultimately. If they were, if he is then the development plan for a commercial sawmill is much different. Should his permit be denied, he would then be presenting development plans for agriculture to DEQ. So he has stabilized the area thus far.

Matthews: Does that satisfy you Mr. Miles?

Miles: No, sir.

Matthews: It does not?

Allen: DEQ, I know they said they were satisfied but the VDOT, I still see where they're not.

Edmondston: We don't have anything further from VDOT at this point. When the land disturbance activities came into place, they far exceeded what the land use permit had been applied for with VDOT. So Chip Coleman as engineer will be orchestrating the next moves for the state and federal permitting for Mr. Yoder. So the land disturbance activities that took place, you know, near the edge of the road, they are all within that DEQ development report. So that would be something that Mr. Coleman would reach out to VDOT to finalize that process.

Miles: That answer your question Supervisor Allen?

Allen: I think we need to wait to we hear from VDOT because VDOT still ain't satisfied.

Miles: Vice Chairman Chambers?

Chambers: I think we should wait to hear from VDOT. I'm voting no if we vote tonight.

Matthews: Do you have anything to say Mr. Yoder? Have they addressed those issues? Are they moving forward with your permitting for the driveway?

Miles: Can you come up to the mic if you're willing Mr. Yoder so we can capture your comments please?

Matthews: Are you doing this evening?

Yoder: Good and you sir?

Matthews: So the question is, there seems to be some question, VDOT hasn't signed off on your driveway permit. Is that what you're saying?

Allen: It's checked no right here. It says the land permit has been done but they haven't, they still gotta perform a...

Matthews: Have they notified you or you hadn't talked to anybody? Has Chip talked to anybody?

Edmondston: So when the when the traffic impact analysis determination was first completed for Mr. Yoder by I think Mr. Edwards did this one it stated that more work would need to be done. Mr. Yoder did apply for a land use permit. What stopped the development of that driveway was actually the land disturbance activities. Because at that point, because he, Mr. Yoder, because of the activities that took place, encompassing 10 to 15 acres for disturbance, an additional 15 to 20 acres was needed for the stabilization. That driveway is included for areas that needed to be stabilized before you know another big piece of equipment can get in there and do anything. So the commercial entrance at this point cannot go further because the development plan that needs to be passed to DEQ by Mr. Yoder and his engineers at Maxey & Associates will include the final development of his VDOT entrance. But once again, it comes back to he has mitigated. He can no longer go forward with development, whether it be for the driveway entrance or for the construction of his sawmill because this process of a special use permit is what is going to dictate what type of plan he ultimately submits to DEQ. If he were to be approved, the ultimate plan would be for the construction of the sawmill and the development of the site fully for commercial purposes. And that would include his VDOT entrance. If something should happen through this process, and Mr. Yoder is not approved, then his development plan would be for that VDOT entrance, it would be part of agriculture.

Miles: Supervisor Matthews, did you?

Matthews: Well, I think just in layman's terms, if we approve this, or set the, then he can move forward showing that we're willing to wait till the permit gets approved once that actually happens. You know what I'm saying?

Miles: Yes, sir, Supervisor Matthews. So Mrs. Edmondston. So VDOT is waiting on the Board of Supervisors to approve the project?

Edmondston: Per conversation with VDOT once the land disturbing activities exceeded what was actually stated for the VDOT permit for the entrance. He cannot go forward at this time. So VDOT needs to be... but it's not hinging on the Board of Supervisors. I mean, a decision ultimately will determine whether or not Mr. Yoder will be able to move forward with

commercial purposes at his property, or if he will have to if he's declined, then the remainder of the stabilization and all the efforts there will go back to agriculture and then VDOT will be pulled in to determine if the he will not even need an entrance as has been proposed.

Miles: Okay. I think I understand.

Edmondston: This is all part of what would be encompassed in the site plan. If we required one prior with an engineer. We would then know what was on the table.

Miles: Sure. Any other questions or concerns?

Davis: Is the stream cleaned up?

Edmondston: Yes, sir. There's an email in those additional docs from Kara Whitt with DEQ where she is satisfied with the mitigation efforts in the stream bank. He was done by, Mr. Yoder, buckets and shovels. Am I correct? And that was also confirmed by Lyn Hill our erosion and sediment.

Miles: And again tonight, just a reminder, we're just setting a public hearing. We're not approving anything but still just for context for everybody. So is there any action?

Davis: Mr. Chairman, I'll make a motion that we set a public hearing.

Miles: All right. The motion has been made by Supervisor Davis, seconded by Supervisor Matthews for a July 11 at 6 p.m. public hearing for this case. Any questions before we vote? All in favor please record your votes aye. Those opposed no.

Bryan: Can you vote yes for me? My computer is frozen.

Miles: Right now, we have you recorded as Yes, Supervisor Bryan. Does that does that reflect your vote?

Bryan: Yes, sir.

Miles: It carries 5-2.

Supervisor Davis moved, Supervisor Matthews seconded to move Case 21-SUP298 for Ike Yoder to public hearing on July 11, 2022 at 6:00 p.m. This motion carried with a 5-2 vote with Miles and Chambers opposing.

Matthews: He wants clarification. We set a public hearing on July 11th so Mr. Yoder needs to come back to address that at the July meeting.

Re: Zoning Matters: Introduction Case 22-SUP302 Erin Reid Lamonte for Air BnB Bed and Breakfast with Six Dry Campsites

Miles: Okay. Next item is M.2. Introduction of Case 22-SUP302. Mrs. Edmondston.

Edmondston: Yes, Mr. Chairman, introduction of Case 22-SUP302. Landowners is Dominic Lamonte and the applicant is Erin Reid Lamonte. The property information is Tax Map 93 Parcel 12. It contains approximately four acres and it's located at 1867 Mulberry Grove Road, Buckingham in the Maysville Magisterial District. It's currently zoned A-1. The applicant wishes to obtain a special use permit for the purpose of operating an Air BnB, Bed and Breakfast with six dry campsites. The applicant is asking the Board of Supervisors to schedule a public hearing for this request. This case was introduced to the Planning Commission on April 25th 2022, and a public hearing was held May 23, 2022. The Planning Commission voted unanimously to present this case to the Board of Supervisors with the recommendation of approval. Would it be the wishes of the Board of Supervisors to hold a public hearing on July 6?

Allen: I make a motion that we move to July 6 to public hearing.

Miles: July the 6th? You mean July the 11th. Motion has been made by Supervisor Allen, seconded by Supervisor Matthews to approve to set the public hearing for SUP302. Any questions or concerns before we vote. All in favor, please record your vote Aye. Those opposed no. Motion carries 7-0.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to schedule a public hearing for Case 22-SUP302 at the July 11, 2022 meeting.

Re: Zoning Matters: Introduction Case 22-SUP303 Roy and Janice Turner for Air BnB and campsites and event center

Miles: The next item is M.3. Introduction of Case 22-SUP303. Mrs. Edmondston.

Edmondston: Yes sir Mr. Chairman, the owner and applicants this evening are Roy and Janice Turner at 429 Maple Top Lane, Buckingham. There are I believe four tax maps included those are 34-34 with 9.976 acres, 34-33 with 70.3 acres, 34-34 A with a little over 10 acres and 34-34 B with 7.28 acres. These are all located in close proximity right of 429 Maple Top Lane, Buckingham and the James River Magisterial District. It's currently zoned A-1 and the applicant wishes to obtain a special use permit for the purpose of operating an Airbnb Bed and Breakfast, campsite and Event Center. Events to include but not limited to weddings, reunions, festivals, concerts, crafting, arts, celebrations of life with up to 1500 attendees. The applicants are asking the Board of Supervisors to hold a public hearing for this request. This case was introduced to the Planning Commission on April 25, 2022, and a public hearing was held May 23. The

Planning Commission voted unanimously to present this case to the Board of Supervisors with the recommendation of approval. Would it be the wishes of the Board Supervisors to hold a public hearing in July?

Miles: Thank you Mrs. Edmondston. The motion is made by Vice Chairman Chambers, seconded by Supervisor Davis to hold a 6pm hearing on July the 11th with regards to this case, Supervisor Bryan, did you have a question?

Bryan: Yes. How many campsites are we talking about?

Edmondston: On theirs, let me go back.

Bryan: I didn't see it.

Edmondston: Because there are many other parcels other than six. So I would say up to six on each. Roy and Janice are with us this evening. I don't want to speak for them. It is dry camping. And I think Roy and I had a conversation initially was it six on each parcel?

Bryan: Okay.

Matthews: I got a question too.

Miles: Yes sir Supervisor Matthews

Matthews: Have y'all done any type of study or anything that would lead you to believe that you're gonna need the camping sites? I'm just curious.

Miles: If you all could just please answer from the podium so we can capture.

Matthews: Are you just thinking that you're going to need them? What's determining you thinking that you need a campground up there? Just curious.

R. Turner: We haven't done a study. Just talking to people.

Chambers: Like we said about the industrial park, you never know until you try.

Bryan: I guess my question is there's no place that I know of and Buckingham to dump recreational vehicle.

R. Turner: We have a septic system on the property. Right now we're applying for dry camping.

Edmondston: Dry campsite.

Bryan: Okay.

Matthews: And you are applying for an Airbnb. So is there a structure there that you're going to rent other than the campsite? Is that how it is?

R. Turner: Yes.

Matthews: Okay. And what is it your home or?

R. Turner: No, it is a Buggy Top building.

Matthews: One room or multiple? Water and sewer into that facility?

R. Turner: The answer is yes.

Matthews: Concrete pad or sitting on dirt floor?

R. Turner: It's on piers.

Miles: Any other questions before we vote? All in favor, please record your vote Aye. Those opposed no. And we set the public hearing 6-1 abstention from Supervisor Allen.

Vice Chairman Chambers moved, Supervisor Davis seconded to schedule a public hearing for Case 22-SUP303. This motion passed with a 6-1 vote with Supervisor Allen abstaining.

Re: Solid Waste Recycling Reece Hammer, Replenish appearing virtually regarding possible recycling program

Miles: Moving on to item N.1. of our agenda. Department, Agency reports and Items for Consideration. N.1. is Solid Waste Recycling, Reece Hammer, Replenish appearing virtually regarding possible new recycling program. So Mr. Carter, did you want to take that one. Thank you for being here, Mr. Hammer.

Reece Hammer: So everyone, can you hear us?

Miles: Yes. Please continue.

Hammer: I brought my colleague, Clark Dennison, in here as well.

Dennison: Hello everyone.

Miles: Thanks for being here. Let's hear your presentation.

Hammer: Yeah, hi, everyone. We are excited to have the opportunity to help your community recycle more materials. We engaged Buckingham County to help offer access to markets for your recyclable commodities, help reduce the cost of your current program and actually help you recycle more materials. That means including you know, plastics and other materials that you may not be recycling today. We are funded by brands like PepsiCo and Walmart and others to help communities keep more materials from going to landfill. We exist exists to help communities and our brand partners close the loop on your materials and build a more circular economy. With that goal in mind, we've actually developed a circularity cohort with 12 other counties and cities to help guide them to build circularity into their recycling program and we have invited Buckingham County to be a part of that. With that, I want to hand it off to Clark to add a few more points that our goal for Buckingham County's recycling program.

Dennison: Thanks everyone. I'm Clark Dennison. I'm the head of product here at Replenish. We appreciate the opportunity to speak with you today. So I'm personally responsible for designing overall Replenish experience and overseeing our team of engineers who are building the technology that you'll soon have access to. As a company, as Reese, referred to, we exist because 94% of Americans have access to recycling, that less than 25% of the products we use get recycled. And so we're here to fix that. In fact, we actually estimate that about \$1 million worth of commodity value is burned or buried in the landfill for every 25,000 people in our country. So we see this as a huge economic opportunity for your community. And we want to kind of shift that burden from taxpayers and municipalities over to the brands who are customers. So we're this new model that will hopefully relieve that burden, you know, from your, from your Township. Our goal of this program is to uplift communities like yours through the monetization of recyclable materials and products. We want to bring transparency and trust is product to this entire process. So whereas traditional recycling, we feel like it's very much of a black box, you don't know where it ends up, we are using technology to, you know, bring light to that darkness and really show where those materials go, and hopefully could connect them back to the brands, as Reese mentioned, to our customers. So, overall, we're very excited to have Buckingham County, you know, join us on our mission to end landfills. And we look forward to answering any questions.

Miles: Thank you, gentlemen, for being here virtually. Any Supervisors have a question or comment on this exciting opportunity?

Matthews: Mr. Chairman.

Miles: Yes, sir, Supervisor Matthews.

Matthews: Mr. Bryan and I both went through their, these guys did a little promotion. Actually, Reese did enlightening us on some of the things that the county could do, and how we could go about doing it with these one yard square cubicle bags that would be used for clear plastics. It would be used for cardboard. It could be used for certain types of metal, aluminum cans and steel cans. And over the course of the last six years, since I've been on the Board, or eight years, since I've been on the Board, we've had numerous citizens ask us about recycling. And this is a way that we don't have to invest a lot of taxpayer money into something like that and to get it off the ground and going and we could actually put their welcome welcoming us to put them at any of our sites, and they're kind of putting the bill on, it's gonna be some expense to us, as far as a labor situation, but it's not going to be something that I don't think, I think the benefits are going to outweigh the negatives as far as this is concerned, monetarily. So that's just my, my take on it. And I think that it's gonna satisfy a lot of questions that our, our constituents have on recycling. So you know, we have, we have a dumpsite in every district, but District 4, you know, I see these things increasing, I'm very proud of what we did, that was a onetime expense that we did with the dump sites with putting the gates and being able to get people, our citizens in and out and not taking a lot of trash from other counties. So I just think it's a good thing all the way around. We're talking in terms of maybe bringing the school division on board and trying to help increase our tonnage. The more we do, the more we're going to make. So that's going to make it economically favorable for the county. So these guys did a great job on their presentation, and I'm sure they would be willing to show it to the whole Board if they if you if you'd like. I think Mr. Bryan is on board just like I am. So anyway, that's kind of what it is in a nutshell.

Miles: Okay, Supervisor Matthews and Supervisor Bryan, serve on the recycling committee. So it's been vetted by Committee. Any other questions?

Bryan: Yeah, Mr. Chairman.

Miles: Yes, sir. Supervisor Bryan.

Bryan: Reese, you still with us? Yeah, we you know, we talked about eight things wasn't it to recycle. Number one plastic, I guess it's number two plastic. We did touch on glass. Unfortunately, I guess we're both aware that nobody is accepting glass in our area right now. Or there's no market for it? That's correct?

Hammer: Right, that there is a market for it. Unfortunately, it is too far to haul it economically. And so we're going to hold off on accepting glass at this time, but we will probably do it in our communities as we go in. And then we tried to get a brand partner to come and help supplement that recovery of those materials. So we will be trying to add more materials over time but we're going to launch a plan on launching without glass until we work on the economics so we can then recover those materials for the community.

Bryan: Okay, thank you, Reece.

Miles: What would our next steps being Mr. Carter, in pursuing this opportunity?

Carter: If you decide you want to pursue it you can give me in the county attorney permission to seek agreement with them and bring those documents back to you. And I'll bring up another point, Donnie touched on and Reece mentioned. That you know, they also let us do this in a phased approach. So we'll have to take in everything at one time. We can start off small and then work our way up to get recyclables. So we can help you know, educate the community first before people start mixing cans and stuff in the wrong container.

Bryan: Right. Okay.

Miles: So many thanks to Supervisor Matthews and Bryan who were on that committee and the staff for looking into this. This, this seems to be something that the county would benefit from. So the motion would be to authorize County Administrator and County Attorney to move forward with creating a contract for Set Project. Is that correct, Mr. Carter? Okay. Motion has been made by Supervisor Matthews seconded by Supervisor Bryan to give permission to the county staff, County Attorney and County Administrator to pursue this by way of a contract. Any questions? All right. Those in favor will record your votes. Those opposed, no. Okay, and the motion carries 7-0. Thank you, gentlemen, for being here and to the committee and the staff.

Hammer: Okay. Thank you very much.

Supervisor Matthews moved, Supervisor Bryan seconded and was unanimously carried by the Board to authorize the County Administrator and County Attorney to work on a contract with Replenish for a recycling program.

Re: Consider allowing County Attorney and County Administrator to continue working on Commitment to Firefly for High Speed Internet Agreement

Miles: Item N.2. Consider allowing County Attorney and County Administrator to continue working on commitment for Firefly for high speed internet. So you want to address this, Mr. Carter, very briefly?

Carter: Yes, Mr. Chairman. As you all know, we committed and Gary and Galen spoke earlier, we committed to \$1.5 million from our American Rescue Recovery Act funds to Firefly to finish high speed internet throughout the county. Firefly is not only using these funds coming from us but they've also received funds from the State in the form of VATI grant. Because of the size of the project how it affects so many localities, Firefly applied for VATI funds through a regional approach and the agency that was the conduit for this was the Thomas Jefferson Planning District Commission or TJPDC for short. The actual primary applicant with VATI grant is a Thomas Jefferson Planning District Commission with Firefly being a co applicant. This type of

agreement has been presented to all the other remaining 12 localities that Fireflies service with VATI funds. It is the goal of TJPDC to have all these agreements eschewed in the month of June. The main information in this agreement is the county still is providing the 1.5 million in matching funds for the project to continue in our area with no additional cost. The TJPDC will be the fiscal agent, an overall project manager. TJPDC will also be required to keep and maintain all records and complies with any future audits for the project. And I'm asking you tonight to approve this resolution or agreement with TJPDC. So that we can move forward with this project. We're looking at some final language now. So we might have some revision we need to make to this agreement. And that's dealing with how you account for the costs. Some of you are familiar with that AIA documents showed you or percent of supplies on hand versus percent of supplies that they purchase in the agreement of percent completion. So we're trying to get that stuff hammered out but we need this resolution approved so that we can move forward that project and Firefly can move forward with their funds. I don't know if Gary or Galen have anything they need to add or...

Wood: Briefly, we have an agreement and the main contract we have with TJPDC that provide some of that input with every month of billing. We're gonna be building across all 13 counties. So every month we're going to have a bill going to TJPDC who they'll then submit to the state. And with that we'll provide how many miles build come in, what stage the constructions is in so we just need to break it out. We hadn't done that back County. Buckingham asked for that. So Buckingham will get that so that we can get the contract because we need all 13 counties to sign before the state will sign. When we started this they said we need to know your status is part of the process of signing. We gave them all the resolutions and they said okay, well now we want an actual contract so we need this contract and it doesn't commit you to anything different. Doesn't commit us to anything different. It's just getting the language in there so that... We had planned to provide the information to the planning district to show what was built. That's part of what we'll be submitting requesting reimbursement. So it makes sense that we can do that at the county level. We just need to get the language in the contract.

Miles: Thank you, Mr. Wood. Any questions? We have a motion on the floor by Supervisor Bryan, seconded by Supervisor Allen to move forward with this agreement, working thereto, I should say. So. Any questions before we vote? All in favor, please record your votes, aye. Those opposed, no. And that motion carries 7-0. Thank you.

Supervisor Bryan moved, Supervisor Allen seconded and was unanimously carried by the Board to authorize the County Attorney and County Administrator to work with the commitment agreement with Firefly.

Re: Consider Tires on Private Property policy

Miles: Our next item is N.3. Consider Tires on Private Property policy. Mr. Carter?

Carter: Yes, sir. Mr. Chairman. At last month's meeting I suggested the staff work on an illegal tire storage policy and bring it back to you this month for approval. I have attached a policy on the following pages with the Virginia State Code that applies. I put some asterix says certain parts of the Code to show exemptions that do apply because I was not aware of that. And I got a phone call between last month and now that some farmers have tears on their property to keep their hay off the ground. So they will make sure to let me know that you know they have a legitimate reason for having tires on their property sometimes. The Code that applies this policy as Section 10.1-141.82 Improper Disposal of Tires. The exemption penalty. In summary, this statute says it is illegal to have more than 100 tires on your property. It's a misdemeanor to have more than 100 tires on your property and is a felony to have more than 500 tires on your property. Exceptions for convenience centers, salvage yards, bonafide uses is related to growing, harvesting or processing agricultural forest products. So those are those exemptions to help the farmers out for why they need the tires on their properties. This policy basically falls into two categories, a misdemeanor or a felony depending on the number of tires on the property, but the process is still the same for both conditions. Once a complaint received the following steps should be taken with the assistance of law enforcement. Staff will contact a landowner in writing and advise there is a violation. We will request the landowner contact the county. If contacted we would develop a remediation plan on when, where and how the tires would be disposed. County staff will follow up to make sure that plan of action has been followed as agreed to in step number three. If the land owner does not contact the county or will not remedy this violation, law enforcement will be contacted to issue a warrant if more than 100 tires but less than 500 tires, a misdemeanor warrant will be obtained. If more than 500 tires then a felony warrant will be obtained. So I attached a State Code. It's page 2 of 3 and you can see those with the asterix beside them saying salvage yards are exempt as used in this section, the term store and otherwise place shall not be construed as meaning the holding of fewer than 500 tires for bonafide uses related to the growing, harvesting and processing of agricultural products of forest products. And this should not apply to the storage of less than 1500 tires in a container or at a convenience center or a salvage yard and should not apply to recycling centers or processing to use manufacturing of a new product as long as the tires are not being speculatively accumulated. So if you adopt this tonight, this will become a Tire Policy effective immediately. I think some of you have got some complaints about certain locations in the County to have an excess of probably more than 1000 tires. So this gives staff some meat to go out and start enforcing those rules.

BUCKINGHAM COUNTY POLICY DEALING WITH ILLEGAL TIRE STORAGE

Illegal storage of tires is defined to be the storage of more than 100 tires on property in Buckingham County that is not authorized by § 10.1-1418.2 of the 1950 Code of Virginia

- A. Upon receipt of a complaint that there is an illegal storage of tires:
 - 1. County personnel will investigate the complaint, requesting law enforcement to assist
 - 2. County personnel, with the assistance of law enforcement, if they are participating, will determine if the complaint valid, e.g., the storage of more than 100 tires on property in Buckingham County that is not authorized by § 10.1-1418.2 of the 1950 Code of Virginia

- B. If complaint is valid:
 - 1. If more than 100 tires but less than 500 tires
 - a. Contact then land owner in writing advising that there is a violation.
 - b. Request landowner to contact County.
 - c. If contacted, promptly attempt to work out a plan to remedy the violation. This plan should be: in writing, signed by the landowner and the County, specific dates for the matter to be resolved, how the problem will be resolved, where the tires will be disposed, include language that the signing of the agreement does not mean that criminal charges can not be brought, and include language that the State of Virginia may take collateral or additional action.
 - d. There should be follow up to see that the plan of remedy is executed as agreed.
 - e. If the landowner does not contact the County or will not promptly attempt to remedy the violation, a misdemeanor warrant should be obtained. Law enforcement should be requested to obtain the warrant.

 - 2. If more than 500 tires
 - a. Contact then land owner in writing advising that there is a violation.
 - b. Request landowner to contact County.
 - c. If contacted, promptly attempt to work out a plan to remedy the violation. This plan should be: in writing, signed by the landowner and the County, specific dates for the matter to be resolved, how the problem will be resolved, where the tires will be disposed, include language that the signing of the agreement does not mean that criminal charges can not be brought, and include language that the State of Virginia may take collateral or additional action.
 - d. There should be follow up to see that the plan of remedy is

executed as agreed.

- e. If the landowner does not contact the County or will not promptly attempt to remedy the violation, a felony warrant should be obtained. Law enforcement should be requested to obtain the warrant.

C. General Consideration

- 1. Investigation should be in accordance with appropriate rules
- 2. The investigation should be properly documented
- 3. Contacts, observations and actions should be documented in writing
- 4. Failure of property owners to cooperate or respond should accelerate the obtaining of criminal warrants

D. Other:

Va. Code Ann. § 10.1-1418.2

Current through 2022 Regular Session acts effective April 11, 2022

Code of Virginia 1950 > Title 10.1. Conservation. > Subtitle II. Activities Administered by Other Entities. (Chs. 11 — 21.2) > Chapter 14. Virginia Waste Management Act. (Arts. 1 — 8) > Article 3. Litter Control and Recycling. (§§ 10.1-1414 — 10.1-1425)

§ 10.1-1418.2. Improper disposal of tires; exemption; penalty.

A. For the purposes of this section:

"Convenience center" means a collection point for the temporary storage of waste tires provided for individuals who choose to transport waste tires generated on their own premises to an established centralized point, rather than directly to a disposal facility. To be classified as a convenience center, the collection point shall not receive waste tires from collection vehicles that have collected waste from more than one real property owner. A convenience center shall have a system of regularly scheduled collections and may be covered or uncovered.

"Speculatively accumulated waste tires" means any waste tires that are accumulated before being used, reused, or reclaimed or in anticipation of potential use, reuse, or reclamation. Waste tires are not being accumulated speculatively when at least 75 percent of the waste tires accumulated are being removed from the site annually.

B. It shall be unlawful for any person to store, dispose of, speculatively accumulate or otherwise place more than 100 waste tires on public or private property, without first having obtained a permit as required by § 10.1-

1408.1 or in a manner inconsistent with any local ordinance. No person shall allow others to store, dispose of, speculatively accumulate or otherwise place on his property more than 100 waste tires, without first having obtained a permit as required by § 10.1-1408.1.

C. Any person who knowingly violates any provision of this section shall be guilty of a Class 1 misdemeanor. However, any person who knowingly violates any provision of this section and such violation involves 500 or more waste tires shall be guilty of a Class 6 felony.

- * D.** Salvage yards licensed by the Department of Motor Vehicles shall be exempt from this section, provided that they are holding fewer than 300 waste tires and that the waste tires do not pose a hazard or a nuisance or present a threat to human health and the environment.
- * E.** As used in this section, the terms "store" and "otherwise place" shall not be construed as meaning the holding of fewer than 500 tires for bona fide uses related to the growing, harvesting or processing of agricultural or forest products.
- * F.** The provisions of this section shall not apply to the (i) storage of less than 1,500 waste tires in a container at a convenience center or at a salvage yard licensed by the Department of Motor Vehicles, as long as the tires are not being speculatively accumulated, or (ii) storage of tires for recycling or for processing to use in manufacturing a new product, as long as the tires are not being speculatively accumulated.
- * G.** The provisions of this section shall not apply to the storage of tires for recycling or for processing to use in manufacturing a new product, as long as the tires are not being speculatively accumulated.

H. Nothing in this section shall limit enforcement of the prohibitions against littering and the improper disposal of solid waste contained elsewhere in this chapter.

History

1994, c. 556; 1997, c. 353; 2003, c. 101.

Code of Virginia 1950

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Miles: Thank you, Mr. Carter. Any questions before we entertain motions, gentlemen?

Allen: What do you consider a convenience center? I didn't see you having like Anderson Tire, Foster's that are going to have a bunch of tires out back.

Carter: A convenience center will be something like our recycling centers if we were in the rubber I guess that were recycling. That we had a convenience center for tires.

Allen: A tire place or something like that I mean is there an exception?

Carter: Yes, an exception for something like that.

Allen: I mean, it's not written.

Miles: Supervisor Allen, you'll see that in the packet under the Virginia Code. It's right after the staff documentation and it defines convenience center right there as well sir.

Allen: It defines convenience center?

Miles: It does. Yes, sir. It's part of the Code of Virginia.

Matthews: And how did you come up with the number 100? Is that...

Carter: That's in the Code. So if you look at that Code section it is directly from that Code. That's one section on page, let's see...

Miles: Second page under...

Carter: Section B is has 100 tires,

Miles: And then the 500 is under Section C. Does that answer your questions, gentlemen?

Davis: Yeah, I just don't like the felony language in there. But the landlord has opportunity to...

Carter: They will get a letter first advising him with the violation. They'll have ample time to...

Miles: Hopefully they'll cleaned it up.

Bryan: I don't know why a landowner would have 500 tires.

Carter: And to make that point Mr. Bryan, the letter will go to the landowner.

Miles: So Supervisor Matthews analogy that helped clarify a little bit.

Matthews: Yes.

Miles: Okay. All right. The action. Approve the policy or? Okay, a motion has been made by Supervisor Bryan, seconded by Supervisor Allen to adopt the policy. Any questions before we vote? If not, all in favor, please record your vote Aye. Those opposed no. And that is unanimous 7-0.

Supervisor Bryan moved, Supervisor Allen seconded and was unanimously carried by the Board to adopt the Tires on Private Property Policy as presented.

Re: Consider Refund of Building Permit Fee for Jose Linares in the amount of \$1.16 after \$20 processing fee was deducted due to change from singlewide to stick built house

Miles: Next item is N.4. Consider refund a building permit for Jose Linares for the amount of \$1.16 after \$20 processing fee was deducted due to change from single wide to stick.

Chambers: Do we have enough in Treasury to pay that much money?

Bryant: I don't know if the County could afford that or not.

Miles: Is there a motion on that?

Bryan: So moved.

Miles: Is there a second? Motion has been made by Supervisor Bryan, seconded by Supervisor Davis to approve the refund of \$1.16. Any questions? All in favor please record your vote Aye. Those opposed no. It's 6-1. So \$1.16 is headed to the gentleman.

Supervisor Bryan moved, Supervisor Davis seconded to approve to refund the \$1.16 building permit fee to Mr. Jose Linares. This motion carried with a 6-1 vote. Supervisor Matthews opposing.

Re: EMS Cody Davis: Request for Training Funds

Miles: N.5. We have some EMS updates on N.5. and 6. So Chief Davis is here before us to request training fund. So good afternoon, sir.

Cody Davis: Good evening. How are you?

Miles: Well.

Davis: Good. So I guess I'll preface this request with the fact that, you know, in conjunction with the Emergency Services Committee, Dr. Purina has really started to allow us to expand our scope of practice here. We're doing some advanced level EMS stuff, or we're gearing up to start doing some good stuff for the community. That's never really been done here prior. But as you guys know, things like that come with a cost. And tonight, we've identified some training needs for that expansion of service. So that we actually, you know, are putting that money to good use and are proficient with those new skills and things. The other things that we'll need to support that program, we're using other grant funding for however, I just don't have any other grant funding available right now for these training materials. So I asked Mr. Carter, for his permission to allow me to ask you guys to appropriate the remaining balance of this fiscal year's training reserve for those needs in particular. Mr. Hickman has reported that there's a balance of 11,720 in that reserve. And we've identified \$9,985 worth of training equipment that we need.

Miles: So roughly 9000, Chief Davis, is that what you are requesting or the 11? Okay, the 11. Okay. All right. Is there a motion on that or questions?

Chambers: I'll make a motion.

Miles: The motion has been made by Vice Chairman Chambers, seconded by Supervisor Bryan to approve the request for training funds. Any questions? All in favor please record your vote Aye. Those opposed no. And that carries unanimous.

Vice Chairman Chambers moved, Supervisor Bryan seconded and was unanimously carried by the Board to approve to appropriate the \$11,000 in training funds for the EMS to purchase training supplies.

Re: EMS Cody Davis, Public Thank you to Farm Bureau for their assistance with Share the Road Program

Miles: Mr. Davis, our next one is in regards to public thank you to Farm Bureau. Item N.6.

Davis: Yes. So thank you guys for the previous item. This item is strictly just a feel good recognition. You guys remember, back in 2019 Supervisor, the late Supervisor Jones created our Amish safety committee that grew and had numerous meetings from a numerous agencies. COVID made us take a backseat with it for sure. But we recently kind of revamped those efforts to kind of bring them all together and finalize them. And one of the most pivotal groups that were involved in that process was Farm Bureau. And in particular, Mr. Chip Davis, who I've invited to come up with me tonight and share in this special moment, but through his guidance and connections we were able to get in touch with a kind of little the larger office of Farm, I suppose, and some staff there that have a knack for you know creation of digital materials and things like that. So with that said, I brought an example of some of their creation but also wanted to give him a moment to kind of explain, you know, why they felt led to jump into this comprehensive Share the Road Campaign beyond Amish horse and buggy safety, you know, all of our slow, your farm traffic, on a horse and buggy and even we included runners and joggers on that. Oh, and while I've got the floor on this, the Virginia Galaxy paper that writes stuff about Virginia Governmental Affairs, Mercury, Virginia Mercury, they're going to cover this. Anyways that should hit their headlines soon. But anyways, I guess just a moment for him, Mr. Davis.

Chip Davis: Thank you. Cody did a great job of doing this. You know, Farm Bureau, that's one of our big things is safety and we have our own print shops and we've got a number of signs and things that are coming. They are going to be like this, some of them going to be bigger. The fire departments are going to put them out. You're gonna see him at fire houses, rescue squads, everywhere but it's kind of Share the Road, you know, it did come up again, you know, with the Amish buggies and accidents we've had but just as much stuff happens to tractors and combines and hauling,

Matthews: Are they are they gonna be made out of that material, you know, or are they gonna be metal?

Chip Davis: They are gonna be out of this type of material right now. We could go to metal if we needed to. Just kind of, also to, we're going to support Cody in his efforts to get training for the fire department and other first responders and rescue squad and excavation and farm equipment excavation, I think I said it right. With farm accidents, which you do because if you're

involved in a farm accident, it's not a pretty thing and anything else that we can come up with as far as farm safety.

Miles: And this does include joggers, right? People who run on the road and that's not to get hit by a truck.

Cody Davis: They made a few of these portrait. They're gonna have some landscape coming. And we also got some just 11 by 17 are typical print, roughly stock paper. Those we can put them in local businesses.

Matthews: They'll be on buildings and stuff? They won't be on the road or anything?

Cody Davis: Well, I guess we have the option to put them in on the road. They're pretty weatherproof. It would be pretty neat though if we can get a picture with this.

Miles: Maybe after we adjourn or be okay with that.

Allen: Will that take care of the ones roller skating down the road, down the middle of the highway roller skating.

Miles: Any other questions or concerns? Thank you all for that collaborative initiative.

Re: Consider Personnel Committee Recommendation

Miles: Our next item is N.7. Consider Personnel Committee recommendation provided under separate cover. There is no action needed if we agree to that. So we're gonna continue on.

Re: EMS: Ryanne Holland/Cody Davis: Consider adoption of the EOP Adoption resolution

Miles: Our next item on the amended agenda is Item N.8. EMS, Ryanne Holland with regards to the adoption of our Emergency Operations Plan that was emailed to us and we heard from Mrs. Holland during the previous meeting as well. So is there is there a motion for that?

Bryan: So moved, Mr. Chairman.

Miles: Okay. Motion by Supervisor Bryan, second by Supervisor Bryant to adopt the policy or the plan, I should say the EOP. Any questions? All in favor please record your votes, aye. Those opposed no. That carries unanimous. Thank you.

Supervisor Bryan moved, Supervisor Bryant seconded and was unanimously carried by the Board to adopt the Emergency Operation Plan and resolution.

Davis: Before Cody leaves, can I ask him one question. Just something from my thought. Cody, the grant you got from Apex, yall bought gym equipment with that? Is that gonna be open, is that gym equipment available for fire members and stuff too?

Cody Davis: Yes.

Davis: That's the only question I had. I just wanted to make sure all EMS.

Cody Davis: We installed it today. Tomorrow we've got to just got to fine tune it but I need to work with Mr. Shumaker on card keys.

Davis: Thank you.

Re: County Attorney Matters

Miles: Next item is O. County Attorney matters for Mr. Wright.

Wright: I have no County Attorney matters.

Miles: Yes, sir. Thank you, Mr. Wright.

Re: County Administrator Matters

Miles: All right, item P. County Administrator's Report. Mr. Carter.

Carter: I don't have anything tonight Mr. Chairman.

Miles: Thank you, Mr. Carter.

Re: Information Items

Miles: Informational items. There are four of those under Q.

Re: Other Board Matters

Miles: Moving on to our other board matters. Other Board Member Matters. I'll start by calling on Supervisor Bryan.

Bryan: Yes, sir, Mr. Chairman. After 11 years of being on the Board, I am stepping down after the August meeting. There's been some concern about naming people. At this time, if you wish to be considered for my seat, I will accept resumes either dropped off here at the county or you can mail them to my address by June 27. That gives me enough time to look at the resumes and

consider some of my colleagues here and then move forward from there. I'll make my announcement at the August meeting.

Miles: Okay. Thank you, Supervisor Bryan. Vice Chairman Chambers.

Chambers: A couple of things. Mr. Chairman, I'd like to make a motion that we do a resolution Mr. Charles White. He was a great educator and he did a lot for the county.

Miles: I agree. Is there a second to that? Alright. Motion by Vice Chairman Chambers, seconded by Supervisor Allen to honor via a resolution Mr. Charles White, Sr. Any questions? All in favor please record your votes, Aye. Those opposed, no. All right. And that is 7-0. Yes, sir, Vice Chairman Chambers.

Chambers: I met with Mrs. Coleman today. We've got a problem with the door at Social Services. A couple people have gotten trapped by the door. What happened I think that piston is bad. It goes back to fast and catches people's feet. One woman fell last week. I think we need to replace that door. We came to the conclusion, I think we need to replace that.

Bryan: Let Daniel know?

Chambers: Do we need to make a motion on that?

Bryan: No. Also can we get him to look...

Chambers: What Joyce was talking about?

Bryan: Yeah, what Mrs. Gooden was talking about. The handicap entrance. Maybe we can do that in-house.

Chambers: The handicap ramp.

Bryan: Yeah, right out here. We honored the basketball team today. Our baseball team...

Matthews: Made it to the final four.

Bryan: I mean, the first time ever for Buckingham which is tremendous. I'd like to see us you know, honor our baseball team as well.

Chambers: Goo idea.

Allen: I'll go along with that.

Miles: Let's put that in the form of a motion. Motioned by Supervisor Bryan, seconded by Supervisor Matthews to honor the Buckingham County Varsity Baseball for their efforts and their achievement. All in favor, please record your votes, aye. Those opposed, no. And we'll do that next month. Okay.

Allen: They went all the way to State.

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to honor the Buckingham County Varsity Baseball team at the July meeting for their accomplishments.

Miles: Okay. And I have two quick items. I'd like for us to consider adopting a Resolution in Memoriam honoring Lynda Baber Anderson. She is a resident of my district and she was married to Dr. Anderson, who many of you know so.

Chambers: I've got no problem with that.

Miles: Motion by Vice Chairman Chambers, seconded by Supervisor Allen to that effect. All in favor please record your votes, Aye. Those opposed, no. Okay, thank you.

Vice Chairman Chambers moved, Supervisor Allen seconded and was unanimously carried by the Board to consider adopting a Resolution in Memoriam for Lynda Baber Anderson.

Miles: And then lastly, many of you knew Bonnie Lou Wood. She worked in the cafeteria. She's now in District 2. She was in my district and he passed away recently if we could please have Resolution in Memoriam for her. So if you don't mind. Any maybe we can invite the family. So a motion made by Supervisor Matthews, second by Supervisor Davis to adopt the resolution? Okay. All in favor please record your votes aye. Those opposed no? Seven to zero.

Supervisor Matthews moved, Supervisor Davis seconded and was unanimously carried by the Board to consider adopting a Resolution in Memoriam for Bonnie Lou Wood.

Miles: Any other board matters before we go into closed session, gentlemen. Okay.

Re: Executive Closed Session

Miles: Our next item is Item s executive closed session.

Bryan: Mr. Chairman, I move that we go into exactly a closed session for the Code of Virginia 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.

Miles: Is there a second to that motion? Motion made by Supervisor Bryan, second by Supervisor Allen to enter into closed session. Please record your votes, aye. Those opposed no. And that is unanimous. Thank you.

Supervisor Bryan moved, Supervisor Allen seconded and was unanimously carried by the Board to enter into executive closed session under Section 2.2-3711.A.1 as stated above.

Re: Return to Regular Session and Certification

Miles: All right, we are ready to enter we're back into open session from closed session. Supervisor Bryan.

Bryan: Mr. Chairman, I move that we return to regular session and certify that to the best of every board members knowledge only business matters related to the codes in which the executive meeting was convened was discussed or considered in the closed Executive Session.

Miles: A motion has been made by Supervisor Bryan, seconded by Supervisor Allen to leave closed session enter into open session. Any questions? All in favor please record your vote, aye. Those opposed, no. And that is 7-0.

Supervisor Bryan moved, Supervisor Allen seconded to return to regular session and certify that to the best of every board members knowledge only business matters related to the codes in which the executive meeting was convened was discussed or considered in the closed Executive Session.

Re: Action as a Result of Executive Closed Session

Miles: There is no action to be taken as a result of executive closed session.

Re: Adjourn

Miles: It's now time to adjourn. So our next meeting will be Monday, July 11 at 6:00.

ATTEST:

Karl Carter
County Administrator

T. Jordan Miles, III
Chairman