

**Buckingham County  
Board of Supervisors  
Monthly Meeting  
June 8, 2015**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, June 8, 2015 in the Peter Francisco Auditorium of the Buckingham County Administration Complex, the following members were present: Danny R. Allen, Chairman; Joe N. Chambers, Jr., Vice-Chairman; John N. Staton; Cassandra Stish; E.A. "Bill" Talbert; and Donald E. Bryan. I. Monroe Snoddy was absent. Also present were Rebecca S. Carter, County Administrator; Karl Carter, Asst. County Administrator; Rebecca S. Cobb, Zoning Administrator; and E.M. Wright, Jr., County Attorney.

**Re: Quorum**

Chairman Allen certified there was a quorum: Six of seven members present. The meeting could continue.

**Re: Call to order, Invocation, and Pledge of Allegiance**

Chairman Allen called the meeting to order. Chairman Allen gave the invocation and the Pledge of Allegiance was said by all who were in attendance.

**Re: Announcements**

There were none.

**Re: Approval of Agenda**

**Talbert:** So moved.

**Stish:** Second.

**Allen:** We have a motion and a second to approve the agenda. Any discussion? Let's vote. 6 yes. Approved.

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

**Re: Approval of Minutes**

**Staton:** So moved, Mr. Chairman.

**Chambers:** Second.

**Allen:** We have a motion and a second. Any discussion? Let's vote. 6 yes. Approved.

**Supervisor Staton moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the minutes of the May 11, 2015 meeting as presented.**

**Re: Approval of Claims**

**Stish:** So moved, Mr. Chairman.

**Bryan:** Second.

**Allen:** We have a motion and a second. Any discussion? No discussion, alright. Let's vote. 6 of 6. Approved.

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

**Re: Approval of First Quarter Appropriations**

**Stish:** So moved, Mr. Chairman.

**Bryan:** Second.

**Allen:** Any discussion? No discussion. Let's vote. 6 yes. That's approved. Alright.

**Re: Public Comments**

**Allen:** Public Comments. Speak 3 minutes for individual, speaking for a group is 5 minutes.

**Carol Duncan:** Good evening Mr. Chairman, Board members, I come before you tonight with a mission. I've been working on this since February 2014. They did a road count at our request. Mr. Staton and I have been working on this project. To put a "No Thru Truck" sign on Troublesome Creek and also on Fanny White due to the heavy, heavy volume of traffic we have on those roads. Now, they conducted the study in February which was from 20 to 60 on Troublesome Creek, and then when I spoke to Mr. Raboe, he understood that a lot of this traffic is going on Fanny White between the School Board office and the high school. So they redid it and anyway the end of that was between 800 and 1,000 cars on the weekday coming through that road. Now as you are very much aware of, they are redoing the entrance to that road because of the heavy traffic volume. That's one reason they are doing it because of a lot of people going in

and out. There have been three tractor and trailer accidents that have occurred in the curve below my house. The last one being in April of this year. Luckily no one was hurt, but someone told me that someone was hurt on the other two which I'm not aware of when they were but I know they happened. They overturned right there at Paul Garrets house throwing their loads into the cemetery knocking over stones and a big mess. Oil spill, the whole nine yards. So, that being said the road is just an extreme danger. I can tell you from experience that parents of school children, teachers and everyone else use our part of the road starting at Rt. 20 going to Fanny While delivering children to the school. We have student drivers, the teachers, extra buses going up there from the end of Buckingham which is going up 20 because they short cut through there of course to take their children to school. Anyway, also going up through Rt. 60 we also have a large amount of traffic going there for people coming from the west, coming this way maybe going to work in Charlottesville perhaps. But it's a whole lot of traffic on this road. It is extremely dangerous. That being said, if you all have ever traveled up Rt. 665 you understand. I have given Mrs. Carter Google Earth maps to look at. It starts down a hill and goes across a creek and is winding. Left hand turns, right hand turns all the way up almost too where the Davis' live. That road has had several accidents on that road itself. Doing this petition, everyone has said these speed limits need to slow down because I know it's 45 most of the way, but everybody is driving 50-55 and that includes these heavy duty trucks. Now also the damage to the road is amazing. If you go down from 20 to 665 and up 665 you can see the damage that has been done to these roads. Now that being said we all know that Virginia VDOT is responsible for fixing the secondary roads without a lot of funding from the federal government like they do the primary roads. Now of course, where these people are turning off, it's not that far for them to go to Rt. 60 up that little part of 15 and then down 20 on the primary road where they have much larger roads. Our road is 20 feet wide. They never stay on their side. It's always a little bit over. Someone is going to get killed. We are trying to prevent that and I've got way over 100 and some signatures. I tried to get everyone I could but some people were ill, some people were not home and I went out many times trying to catch them for a signature. No one, even the truck drivers refused to sign it. The only ones that did refuse to sign it that I asked that was in the trucking business was Terry Huskey. I explained to him it had nothing to do with his business. He is still allowed to have his tractor and trailers. It's not intended for that. It's only for people using it as a shortcut to go through there. People have told me that a lot of it was done to avoid the scale. They have scales set up up there at Rt. 60 market. Sometimes they use that. It's really dangerous and I hope you take action on this because it's really dangerous. It's just a matter of time before someone gets seriously hurt. As a matter of fact, I saw a thing on 20/20, not 20/20 but 60 Minutes four or five months ago, it said nationally there is 330,000 tractor trailer accidents a year resulting in, let's see, I have it here, 104,000 injuries and 3921 fatalities. This study was done in 2012. Statistically speaking, we have been part of the accidents that occur. I don't want anyone to be a fatality. I'm afraid it's going to happen. I have also copied for each one of yall a copy of the petition with each one of the signatures on here. So with that being said we would all certainly appreciate some consideration. I know there's a lot of people that would like to see the trucks off their roads, but because of our extreme amount of traffic, school children, teachers and everyone else that deals with the school system, even the school bus garage signed this. Everybody knows it's a problem. I would appreciate, and all my people would appreciate your consideration. Thank you. I'll give

everyone a copy. Mrs. Carter has the Google Earth maps. I want to be excused because I have something to attend to. Mr. Allen is aware of.

**Marie Flowers:** I'm Marie Flowers from Talbert's district. I also have a transportation road question. The pipeline, Dominion, they...something that you have already thought about, if the roads are damaged by the big equipment and trucks, what provision...is the county going to have to pay for that? Does Dominion have a fund to repair roads that are damaged because construction...

**Allen:** As soon as the VDOT man comes up here he'll answer that for you.

**Flowers:** Ok. Thank you.

**Chad Oba:** Slate River District. Chad Oba. I have a request. There was a ruling by the Attorney General Herring, on localities ability to ban fracking. We were told in a meeting with Cane, Mark Cane, that we could put in a request for this too but it would have to be done by a politicians, my request to you is could you request on our behalf, and we've already drafted a letter that pipelines and compressor stations be added to that. To that ruling on our behalf. There were several groups at that meeting. If there is anyone on the Board that would be willing to do that on behalf of Friends of Buckingham and the rest of Buckingham, we would really appreciate that.

**Stish:** Mr. Chairman, may I ask a clarification question? I just was to be sure, are you asking if a request to have Buckingham be part of the ban on fracking as a locality as a local option for a ban on fracking has to be pushed by a politicians is that what you are saying?

**Oba:** Yes, it has to be...

**Stish:** That is request 1. Request 2 is to add additional language to that request?

**Oba:** Yes. Add compressor stations and pipelines to that.

**Stish:** I would recommend against pushing those in one motion. Because you may get the one, you could get banning fracking but if you start to complicate it with adding compressor stations and pipelines to it, it may get thrown out together.

**Oba:** In that case, compressor stations and pipelines.

**Stish:** It may be a separate request because it could be an entirely different type of consideration by probably an entirely different group of people.

**Oba:** Ok. Then I would like to request the compressor stations and pipelines alone.

**Stish:** Unless anyone else wants to pick this up, then maybe we should do it as a Board.

**Talbert:** I'd like to make one comment to this lady. I'm not a politician, I'm a servant of the people. I had that thing answered to me when I first came on the Board. I don't like it.

**Oba:** I would prefer to say servant of the people. I would but I don't want to say politician but that's how it was worded to us.

**Talbert:** I know. I appreciate that.

**Chambers:** Last week I saw on television, that the pipeline are not going to have conversation with committees or nothing. Did anybody else see that on television?

**Oba:** No more what?

**Chambers:** They are not going to have no more meetings with nobody. No more scoping meetings.

**Oba:** Yeah, they denied the scoping meeting.

**Chambers:** They said they are going to survey the property with or without the landowner's permission. How can we, you know?

**Bryan:** That's different from fracking.

**Oba:** Thank you.

**Kenda Hanuman:** Good evening. I'm Kenda Hanuman. From Cassandra Stish's District 5. I said a few times in the past that I do believe that we are all here for the same reason. I do think we all care about Buckingham. So, whatever way we are able to manifest that that seems to be where we differ. In the last two weeks there's been an announcement that the compressor station is going to be increased by 25%. So it's up to 40,645 horsepower now. Also the request for possible two more possible increases. Regarding compressor stations, I just wonder how much the county is really aware of the impact of the size of the station and also the fact that in all the different people from out of state that have dealt with compressor stations in their locality, they said that usual spacing of the compressor station is every 40 to 70 miles. Obviously three compressor stations on 50 miles of pipeline does not quality so I'm just wondering how many more and where are they going to be sited. If anybody is getting information. Mr. Talbert arranged a couple months ago for us to be able to go to the compressor station in Appomattox. I haven't gotten any information regarding that visit. I'm wondering about that.

**Talbert:** You have to call that number that I gave to somebody.

**Hanuman:** You didn't give it to us. I think you gave it to Cassie.

**Stish:** I have it. I've been busy. I'm sorry.

**Talbert:** You can go anytime. Its eleven units there. Just the base is 90 tons. Like I said its 100,000, 200,000, 300, 400, 500,000 but they are not pumping. They haven't pumped in a two years because in Pennsylvania, so much gas is coming this way, what they are going to do is put a new valves and route south and then they will start pumping again. Gas is coming through Appomattox pumping station but it's pumped to North Carolina. I did find that out.

**Hanuman:** Yes. We appreciate your effort. We thought we'd follow through on that. Is there any zoning that has to change for that compressor station? I thought it's zoned agricultural.

**Carter:** It doesn't have to be rezoned.

**Stish:** They don't have to comply with local ordinance.

**Staton:** It doesn't make any difference. We can't use it as a tool.

**Hanuman:** Even if it's industrial it can still be put in Agricultural District?

**Carter:** If they get FERC approval, they will not need a special use permit from the county. If they do not get FERC approval then they will need to get a special use permit.

**Hanuman:** I have found out that there are a number of applicants for Board of Supervisor coming up, will that be announced here?

**Carter:** That's through the registrar's office. We have nothing to do with that.

**Stish:** You can find out from the registrar.

**Staton:** We will know on the 10<sup>th</sup> who the candidates are.

**Hanuman:** I've got a list but I didn't know the individuals and I was hoping there was a way to get to know them.

**Stish:** That's on them to get to know their constituents.

**Carter:** The County doesn't have anything to do with that.

**Hanuman:** Ok. Thank you very much.

Chairman Allen declared public comment period closed.

**Re: VDOT Road Matters**

**Allen:** Looks like we have a few questions for you.

**Scot Shippee:** Alright, I'll start with a quick maintenance report. Right now our primary focus is on mowing. All of our crews are in the process of doing essentially safety pass on secondary routes. One six foot pass for sight distance. Earlier in the year our road side out of Lynchburg sprayed growth inhibitor on all of our primaries so we had an opportunity this year to get started a little bit earlier on our secondary routes. Mowing is supposed to start on four lane primaries on Wednesday of this week and the rest of the primaries I believe Monday of next week. It will take them about 3 weeks to finish the primaries and then they will go back to the secondary routes and do the normal clean of at least two passes on there. Aside from that, we are still taking care of safety issues, as many customer requests as possible, and anything else that comes up.

To address the road damage question, typically when a utility company is going to cross a VDOT right of way we require them to have a land use permit and part of that permitting process is they have to submit a bond or letter of credit which basically is an amount that we feel the most of damage they could do so for instance, just pulling numbers out of the air, say we bond them for \$5000. If for some reason they damage the road and do not fix it to our standards then we pull that bond or pull that letter of credit and we use that to fix the road. So yes, we would have to fix the road but it would not take tax payer money to do so. Does that make sense?

The other item was the Thru Truck Request on Troublesome Creek Road. My understanding was that there was an informal request to do a traffic evaluation for a Thru Truck request and the results came back on that for the section of 631 from 20 to 60 was traffic engineering and it was written a special way...

**Stish:** There was no compelling reason to prohibit the process of restricting trucks along this segment.

**Shippee:** There you go. That's exactly right. In essence, it's in your court now. The Board of Supervisors manual that you got from VDOT, on page 62, it outlines what your next steps are. It's a public hearing, make a formal request beyond that certifying that you met these criteria and then we go from there. So... any other questions or concerns you have for me?

**Staton:** Thank you Scot for the pothole work.

**Shippee:** I understand that they did that last week on 658.

**Staton:** Some the week before last but they've been back again. Thank you very much.

**Bryan:** Speaking of potholes, 650, Bell Road, and 632, Scotts Bottom Road. There are numerous on Bell Road.

**Shippee:** I know they are evaluating actively trying to get the worse ones first.

**Bryan:** Right. I just wanted to put a bug in your ear.

**Shippee:** I'll mention that to our Superintendent.

**Allen:** 631 on the Buffalo Side.

**Shippee:** I talked to the Superintendent today and they were trying to get to it last week. The rain pushed them back. They should get to it this week.

**Allen:** Have they ever done a count during ball season?

**Shippee:** No, not that I'm aware of.

**Allen:** I know it sounds a little out of the ordinary but there's a pile of people going in and out of there during ball season. There might be enough to get some lines or widen the road.

**Shippee:** It's possible. You can make a request to do it a certain time of year. That's what we are doing for Mrs. Stish in Yogaville. We are doing a count in July and August to try to hit the peak traffic to see if that road qualifies.

**Allen:** I would think this road would qualify.

**Shippee:** They are wrapping up the season now, so I don't know how good it would be.

**Allen:** Maybe not this year but next year

**Shippee:** Absolutely, if you want to make that request we can submit it and get a count in April or March of next year or however you want to do it. We can submit it to the traffic folks and have it on their radar if that's what you want to do.

**Allen:** In the Comp Plan it's going to be a new growth area. One more thing, on 622, there's been some road work down there but a few places we've got a real high edge on the road. Maybe they can come back and put some fill in there on the side of the road.

**Shippee:** Usually if they've done stuff like that they will come back and fix those shoulders. But we'll take a look. Anything else?

**Chambers:** Did you say the pipeline can cross the road or state highway anywhere it wants to?

**Shippee:** Typically they will come to us, like the fiber optic cable that came through, for each crossing, they will submit a set of plans and they will be permitted for whatever number of crossings they have to cross the state right of way, then we will bond that construction for any potential damage. 9 times out of 10 the construction company is going to take care of it and we won't have to do anything with it but it's an insurance policy for us.

**Staton:** What about the traffic load in and out?

**Shippee:** As long as its legal loads...

**Staton:** It's part of the deal?

**Shippee:** As long as it's legal loads, then it's just wear and tear on the road. We'll maintain it as best we can.

**Staton:** Just have to make sure they are legal loads. I worked high line, we moved a lot of heavy machinery. I've had some experience with that.

**Shippee:** Again, that comes down to enforcement.

**Staton:** You know you've go from point A to point B. Ok.

**Talbert:** I'm still concerned about all the dead trees. Now listen...

**Shippee:** We are too.

**Talbert:** Wait a minute. I had a good friend that was cleaning up down along his branch down in Prospect, 35 years for Dominion Power and retired. He was bent over and a little ole limb fell of the tree and hit him on the neck and he never came too. He's buried. One of them fell on my property from the State Forest in the ditch line, this big around, rotten, nobody's moved it, I'll move it because yall are going to have to cut the grass so people can see coming in and out. Down below there in Andersonville, on the same side, if a whole family of children, if it hit in the middle of the car, none of them would have survived. None. Period. You know it and I know it. What can we do? Can we get committees to meet with the Forest Service?

**Shippee:** The only suggestion I have is as you identify potential dangers let us know and I'll submit it to our folks for evaluation. That's the only thing that we can do. They are actively riding the roads, our area headquarter are actively riding the roads for potential hazards. If we are looking at the road trying to maintain it to see potholes and shoulder problems, we may not always see the trees. If we are looking for every tree, we are not going to see every pothole. We rely on you.

**Talbert:** I just came through West Virginia today, there's a sign, "Caution, Watch for Falling Rock". Why not put signs up "Watch for Dead Trees" or falling trees or something like that. Something can be done. I'm going to tell you what's going to happen. It happened down in Yorktown and they got sued by the State and the Federal. We don't want that. We don't want anybody to get killed. I've been two years talking about this. I don't have but six more months and I'm still going to be talking about it.

**Shippee:** There is no provision for Watch for Falling Trees sign. The reason you see the Watch for Falling Rocks sign is because there is an identified cluster that has been identified. Trees, you go from one end of the country to the other and there's potential trees on the road.

**Talbert:** I just pray to the Good Lord that it doesn't hit anybody. One lady in my district, on 307, one fell in front of her and it totaled her car from the bottom.

**Shippee:** Oh yeah, I've seen some bad ones.

**Talbert:** Don't tell me it's not something we can do. I'm going to Farris. I know it's not yalls fault. Yall are doing all yall can do. But Lynchburg and Richmond they ought to be ashamed of themselves.

**Shippee:** We just simply cannot identify them all.

**Stish:** Reporting a tree, sounds like to me is what needs to be done.

**Shippee:** Yeah, we have that all the time. If someone sees a tree that they are worried about, they will call our customer service number and generate a work order. We'll go out and look at it and have our road side guys look at it and if it's deemed to be an eminent danger, we'll take it down. Sometimes even if it's a little bit off the right of way. Sometimes we can get an agreement if we know it's going to fall to the right of way. Now we can't go 30-40 feet off the right of way. But that's the best way, if you see a particular problem, identify it and let us know.

**Stish:** I wonder if people know that's available. To have trees reported.

**Shippee:** It's the same request as if you see a pothole or low shoulder.

**Stish:** I don't think people understand that they should report trees. That's what I'm saying.

**Shippee:** Anything that's a hazard to the right of way. Anything else?

**Allen:** Anybody else have anything for road matters. Thank you sir. We appreciate it a lot.

## **Re: Industrial Park Proposed Rezoning**

**Memo from Mrs. Cobb:** The Planning Commission held a public hearing to amend the Buckingham County Zoning Ordinance and the Buckingham Zoning Map on April 27, 2015. The Planning Commission decided to recommend approval of amending the Zoning Ordinance to include the new NC-1 District and to rezone Tax Map Section 138, Lots 15 & 16 containing approximately 160 acres, on Main 8t and Wingo Rd (Rt. 1003 & 750), in the Curdsville Magisterial District.

Previously, you set a public hearing to amend the Zoning Ordinance and rezone the Industrial Park from M -1 to N C-1. The advertisement was sent to the paper however, the adjacent landowner letters were not sent. The letters were sent for the Planning Commission's hearing but not for this one. While, I believe all concerns were answered during that round of letters and hearing, we cannot hold a hearing without all the proper notifications being sent. This is purely an oversight on my part and I apologize for the delay and inconvenience. Please reschedule the hearing for the Zoning Ordinance Amendment and Zoning Map Amendment regarding the new district and the Industrial Park for the July Board meeting.

**Allen:** Industrial Park rezoning, we are not able to do this tonight, because we have some letters that we need to send out so we will skip this for tonight.

**Cobb:** Yes, if you would just reschedule for July.

**Allen:** Do you need another vote or motion?

**Stish:** I make a motion to reschedule the proposed Industrial Park Rezoning public hearing for the July meeting.

**Staton:** Second.

**Allen:** We have a motion and a second to reschedule for the July meeting. Any discussion? Let's vote. 6 votes say yes to change it to next month.

**Supervisor Stish moved, Supervisor Staton seconded and was unanimously carried by the Board to reschedule the public hearing for the proposed rezoning of the Industrial Park to the July meeting.**

## **Re: Sheriff Kidd: Transfer of Donated Funds for "Little Citizens" awards**

**Stish:** I want to hear about Little Citizens.

**Kidd:** Good evening, basically what this is, we had two citizens that wanted to donate to the Sheriff's Department and we got a total of \$1,000 and what we did, because we go to the schools every year and encourage the children to be good citizens and tell them how to call 911 if they need it, we got the teachers to pick out the best citizens and we got them \$20 a piece Walmart

Cards to reward themselves. Basically I just want to get appropriated the donation for that purpose.

We also have a child that we found out today, his mother had diabetes and passed out and he called 911 and potentially saved her life.

**Bryan:** I make a motion to approve.

**Chambers:** Second.

**Allen:** We have a motion and a second. Any more discussion? Let's vote. Six yes.

**Stish:** Reward those little citizens.

**Supervisor Bryan moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve to appropriate the \$1000 donated to the Sheriff's Department for the purpose of Little Citizen awards.**

**Re: Consider nomination for the Board of Zoning Appeals Vacancy (Supervisor Talbert)**

**Talbert:** Mr. Chairman, I've talked to Frank Braxton and he's considering it. Mrs. Carter, I have a question for you. Does he have to fill out like we do? He asked me that question and I told him I'd get back to him by Thursday.

**Allen:** Twice a year.

**Carter:** Statement of Economic interest. Yes.

**Talbert:** Whether that has an effect on whether or not he accepts it or not. Anyway, I'll have somebody by next meeting.

**Re: Consider recommendation from the Central Virginia Regional Library Board to appoint Lynette Delong to serve on the Library Board to replace Elaine Pettoni whose term will expire on June 30, 2015**

Diane O'Bryant, President Buckingham County Library Board recommended Lynette Delong to serve on the Central Virginia Regional Library Board. She will replace Elaine Pettoni whose term expires June 30, 2015.

**Chambers:** So move.

**Bryan:** Second.

**Allen:** Any discussion? Let's vote. 6 yes. Mrs. Lynette Delong will replace Elaine Pettoni.

**Stish:** Mr. Chairman, do we send thank you letters to those who served?

**Carter:** Yes. I also checked with Elaine and she doesn't care to serve. Yes, we do send letters.

**Supervisor Chambers moved, Supervisor Bryan seconded and was unanimously carried by the Board to appoint Lynette DeLong to serve on the Library Board to replace Elaine Pettoni.**

**Re: Consider appointment of Diane Holman-James to the Social Services Board for a term beginning July 1, 2015 through June 30, 2019**

Braxton Apperson, Director of Social Services advised that Diane Holman-James was willing to accept an appointment to the Buckingham County Social Services Board. This replaces Ophelia Washington whose term expires June 30, 2015 and is not eligible to be reappointed.

**Bryan:** So moved.

**Talbert:** Second.

**Allen:** Any discussion? Let's vote. 6 yes.

**Supervisor Bryan moved, Supervisor Talbert seconded and was unanimously carried by the Board to appoint Diane Holman-James to the Social Services Board for a term beginning July 1, 2015 through June 30, 2019.**

**RE: Consider letter of appreciation to Ophelia Washington for completing her second full term on the Social Services Board**

**Staton:** So moved, Mr. Chairman.

**Bryan:** Second

**Allen:** Any discussion? Let's vote. 6 yes.

**Supervisor Staton moved, Supervisor Bryan seconded and was unanimously carried by the Board to approve the letter of appreciation to Ophelia Washington for completing her second full term on the Social Services Board.**

## Re: Consider appointment and alternate for the STEPS, Inc. Board

STEPS is extremely proud and humbled by the support we received from our region during our quest to be named as the community action agency for the counties of Amelia, Buckingham, Cumberland, Lunenburg, Nottoway and Prince Edward. Our mission is clear:

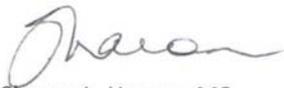
*“STEPS is committed to creating, coordinating and delivering quality comprehensive services in an effort to foster self-sufficiency and eliminate poverty.”*

As we have discussed, STEPS is required to recruit board members following the “tripartite” configuration. Each of our six member jurisdictions will be responsible for appointing one member to represent their respective county on the board. It is preferred that the appointee be a seated member of the Board of Supervisors. This appointed member must be a duly elected and currently seated member and at such time he/she is no longer an elected official, I will circle back for a new appointee. It is our hope that your Board of Supervisors will select a board member who will be engaged in our mission and will work to support that mission through active participation, advocacy and financial support. We hope to have the board seating no later than June 30, 2015.

I am also recommending that your Board appoint an alternate to serve in the event your appointed Board of Supervisor member is unable to attend. Voting rights will extended to the appointed alternate when necessary.

We look forward to providing additional services to the citizens of Buckingham County. Please do not hesitate to contact me should you have questions or need additional information.

Most Sincerely,



Sharon L. Harrup, MS  
President & CEO

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**Carter:** An appointment and an alternate. Appointed member must be a duly elected and currently seated member and at such time he/she is no longer an elected official, will come back for a new appointee.

**Staton:** Mrs. Carter, could you give us a synopsis of duties?

**Carter:** I’ve never served on that Board. I think they maybe meet once a month, usually during the day time. They have been meeting in Farmville.

**Allen:** During the day doesn’t suit me at all.

**Bryan:** Mr. Staton.

**Staton:** I'll need time to think about it Mr. Chairman.

**Carter:** I will say that those that have served on this board have found it to be very rewarding. You are working with some very special people. The STEPS employees. It's very rewarding.

**Allen:** We'll carry that over to next month.

**Carter:** We have a nomination.

**Allen:** You nominated John.

**Chambers:** He said he wanted to think about it.

**Carter:** I can get more information.

**Staton:** Get me some more information, please.

**Chambers:** Carry it over until next month, maybe somebody else would be interested by next month.

**Re: Consider Whistleblower Protection Policy**

## **Whistleblower Protection Policy**

This policy is intended to encourage Board members, staff (paid and volunteer) and others to report suspected or actual occurrences of illegal, unethical or inappropriate events (including behaviors or practices) without the fear of receiving later retribution.

Policy: If any employee, other worker, agent, or any other person providing services for Buckingham County Board of Supervisors reasonably believes that some policy, practice, misconduct or activity of Buckingham County Board of Supervisors is in violation of law, a written complaint may be filed by that employee with the County Administrator, County Attorney, Personnel Committee or the Board of Supervisors.

It is the intent of Buckingham County Board of Supervisors to adhere to all laws and regulations that apply to the management of local government and the underlying purpose of this Policy is to support our goal of legal compliance. The support of all employees

And other workers are necessary to achieving compliance with various laws and regulations. An employee is protected from retaliation only if the employee brings the alleged unlawful activity, policy, or questionable practice to the attention of appropriate management and provides management a reasonable opportunity to investigate and correct the alleged unlawful

activity. The protection described below is only available to employees that comply with this requirement.

Buckingham County Board of Supervisors, Management or Administrative Department Heads will not retaliate against an employee who, in good faith, has made a protest or raised a complaint against some practice of Buckingham County Board of Supervisors, any Buckingham County Employee or Agencies, on the basis of a reasonable belief that the practice is in violation of law, is conduct unbecoming to the representation of the county or a clear violation of personnel or public policy.

Buckingham County Board of Supervisors will not retaliate against an employee who discloses or threatens to disclose to a supervisor, employee or a public body any activity, policy, or practice of Buckingham County Board of Supervisors that the employee reasonably believes is in violation of a law, or a rule, ethical practices or behavior, or regulations mandated pursuant to law or is in violation of a clear mandate.

#### ADDITIONAL RULES AND GUIDELINES

1. The Whistleblower should promptly report the suspected or actual event.
2. If the Whistleblower would be uncomfortable or otherwise reluctant to report to the County Administrator, then the Whistleblower should report the event to the next highest or another level of management, The County Attorney or an appropriate Board committee or member.
3. Regardless of who received the report, the Whistleblower should document each contact, including the date, time, and person(s) contacted in each instance.
4. The Whistle blower shall receive no retaliation or retribution for a report that was provided in good faith – that is, not done primarily with malice to damage another or the organization.
5. A Whistleblower who makes a report that is not done in good faith is subject to discipline, including possible termination of employment, or other legal means to protect the reputation of the organization and members of its Board and staff.
6. Anyone who retaliates against the Whistleblower (who has reported an event in good faith) will be subject to discipline, including possible termination of employee status.
7. Crimes against person or property, such as assault, rape, burglary, etc., should immediately be reported to local law enforcement personnel.
8. The County Administrator, County Attorney and/or Board members who receive the reports must promptly act to investigate and/or resolve the issue.

9. The Whistleblower shall receive a report within 30 business days of the initial report, regarding the investigation, disposition or resolution of the issue.

10. If the investigation of a report, that was done in good faith and investigated by internal personnel, is not to the Whistleblower's satisfaction, then he/she retains the right to report the event to the appropriate legal or investigative agency.

11. The identity of the Whistleblower, if known, shall remain confidential to those persons directly involved in applying this policy, unless the issue requires investigation by law enforcement, in which case members of the organization are subject to subpoena.

My signature below indicates my receipt and understanding of this Policy. I also verify that I have been provided with an opportunity to ask questions about the Policy.

---

Employee Signature Date

---

Print Employee Name

**Carter:** Yes, Mr. Chairman, I'll address that. Last year the auditors recommended that the County adopt a Whistleblower Protection Policy primarily because we don't have such in place. They recommended both at the school and the county adopt such policy. I've attached for your consideration a proposed Whistleblower Protection policy. This is not an ordinance so you do not have to have a public hearing. The County Attorney has reviewed this policy and has advised it to be in sufficient order. I believe I have covered as much as possible there that anyone that has any problems can be reported to either me, the County Attorney, the personnel committee or the full Board. So it's got steps where none of us are exempt. If someone didn't want to come to me, there is other people for them to come to. I ask you all to consider adoption of this policy. If you all are happy with it then I will send it to the school where they would certainly have to make their revisions to suit them so they can come in compliance with the recommendation of the auditors.

**Staton:** So moved, Mr. Chairman.

**Bryan:** Second.

**Allen:** Any discussion? Let's vote. 6 yes for the Whistleblower Protection Policy.

**Supervisor Staton moved, Supervisor Bryan seconded and was unanimously carried by the Board to approve the Whistleblower Protection Policy.**

**Re: Consider Board of Supervisor's Salary**

**Carter:** Yes, Mr. Chairman, the only time the Board of Supervisors can entertain a raise to Board member's salary is prior to an election year. This year is the opportunity to consider this matter. I believe it's been about 16 years. Presently the Buckingham County Board of Supervisor's salary is \$4,000 per year and the Chairman is \$4500. I averaged out the counties that have a population of 10-20,000 people or residents. There are 26 such counties in this population category. Buckingham's listed population in this study was 17,152. The average resulted in about \$5,900 to \$6,000 for Board members and the Chairman's salary averaged out about \$500 more than Board members. It is my recommendation that you all discuss this matter and definitely consider increasing the salary.

**Allen:** Anybody have any discussion or thoughts?

**Bryan:** You said it's been how long?

**Carter:** 16 years.

**Bryan:** I've been to meetings with other Supervisor's in the area and they ask. It comes up in conversation. To hear their salary is amazing.

**Talbert:** I will support it but I'm not going to be here but six more months. I will support it for the simple reason like in Amelia, I won't call any names, you know him real well, he went in there one night and they hadn't gotten a raise in a long time. He laid the paper on the table and said we are going to get \$1000 a month and here's my resignation if you don't pass it. He wasn't going to come back. They passed it unanimously and they now get \$1000 a month. I think for Buckingham is a little steep. I'll serve for nothing. I went years without putting mileage down. Let me tell you something, we've got military people that served this country that get nothing you might as well say. Two of them sitting right beside me. I did it to honor them. But in the last 4 years I have put down mileage. I think it's something for those of you board members that's going to be on the board next year.

**Allen:** I think it's a good idea myself either way.

**Stish:** Are you considering \$6000 or \$6500?

**Allen:** Whatever yall think?

**Chambers:** I support \$6500

**Stish:** \$6,000 for members and \$6500 for Chairman.

**Chambers:** Chairman \$7,000.

**Stish:** Chairman \$7,000?

**Chambers:** I'm just playing. Are you putting that in a motion, Sister Stish?

**Stish:** I make a motion that we consider \$6,000 for board members and \$6,500 for chairman.

**Allen:** We still have to have this for public hearing?

**Carter:** No.

**Allen:** I didn't know if you did or not.

**Carter:** Be effective July 1?

**Stish:** That's an interested question. I think next year.

**Staton:** January 1<sup>st</sup> is when they start.

**Bryan:** You can't vote yourself a pay raise while in office. So this pay raise won't take effective until January 1<sup>st</sup>. If you are here.

**Talbert:** Call for the question.

**Allen:** A motion made and seconded, to increase from \$4,000 to \$6,000 for board members and \$4,500 to \$6,500 for Chairman. Any more discussion? Let's vote. 6 yes to increase the board members salary.

**Supervisor Stish moved, Supervisor Chambers seconded and was unanimously carried by the Board to increase the Board of Supervisors salary from \$4,000 to \$6,000 per year and the Chairman's salary from \$4,500 to \$6,500 per year effective January 1, 2016.**

**Re: Consider appropriation of funds for Voting Machines**

**Carter:** I have provided you with the sales agreement. The County Attorney did take a look at it. The price of \$150 we were expecting did come in as a total of \$128,155 instead of excuse me \$140,000. This does include the maintenance and warranties. You all can either appropriate that money from the \$250,000 library building fund that's not used or you can appropriate it from end of year balance.

**Bryan:** Either way...we are going to pay either way. I don't like the fact that we are forced to pay but we have to.

**Stish:** I think it should come out of the building fund. We shouldn't touch our reserves if we don't have to.

**Bryan:** Right, I'd like to leave our reserves alone if at all possible.

**Talbert:** Has anyone seen what you'll be voting like. It's a piece of paper not much bigger than this and the parties are going to be on it and down in the corner you can do write-in. You mark them and put it in a machine and it goes down in a wheelbarrow they call it.

**Chambers:** What?

**Talbert:** A wheelbarrow they call it. You roll the thing around like a wheelbarrow.

**Chamber:** When did you see that?

**Talbert:** You were standing there when she gave us one. At the registrar's office. Which I think it's going to be good. But it proves one thing I've said for years. All computers are going to have to have paper backup. I don't want to pay that money but it will be worth it.

**Stish:** Ok.

**Allen:** Anymore discussion? Let's vote.

**Stish:** The motion is to take it out of the Library Building Fund. Just making sure.

**Allen:** Six yes.

**Supervisor Chambers moved, Supervisor Stish seconded and was unanimously carried by the Board to approve to take the \$128,155 for the purchase of new voting machines out the Library Building Fund.**

### **Re: Consider Guidance for the Capital Improvements Plan revisions**

**Carter:** Yes, Mr. Chairman, as we begin with the Planning Department to prepare a revised Capital Improvement Plan Guideline and Policy, I ask your direction. In the past, well first, the Capital Improvements is a plan for funding capital projects and a timetable for expected completion. It should include projects such as sewer and water systems, school and office buildings, parks and recreation facilities, sanitary landfills and other similar projects. In our case I think revocations and upgrades should also be considered as Capital Improvements. However the pattern we'd been doing, it had been going through the Planning Commission. According to the Code, you MAY, the Board of Supervisors may go through the Planning Commission. It also says that the Planning Commission is to make a recommendation to the Board with a means of funding for those Capital Projects. Rebecca has brought that to them each time. But I can honestly say, in the lots of years that I've been here, the Planning Commission has never been able to render a recommendation to the Board of Supervisors on how to pay for a project primarily because they are not familiar with our finances. They don't work with our finances. As you have notices, I don't think you all have had any major capital projects come to you. Once we removed the fire and rescue and gave them the money in their operations, there weren't

any major things. Maybe some solid waste expansions or things but they have never made a recommendation on how to spend that money or where to get that money from. So I'm asking as we work to try to revise a better policy and guide to you all, do you want to go through the Planning Commission or do you want it to just come to the Board of Supervisors. In the past all school buildings, courthouse, this building, anything major has only been considered by the Board of Supervisors and not the Planning Commission. So we need some guidance on how you want this done.

**Chambers:** I think it should continue to be done by the Board members.

**Staton:** I have two questions. Do you have a threshold to what level we call it capital improvements? The second question is, is rolling stock included and in that I'm thinking school buses? They are high dollar.

**Carter:** That's what we are working on. Thresholds. We want to know if you want this plan to go to the Planning Commission first or come to you all. Certainly, I think we have talked about buses but they are not necessarily a capital improvement. They are capital expenses. I think there should definitely be a plan. For example, our solid waste trucks. We reserve \$50,000 a year. This year I think we had to reserve \$100,000 to get enough money until which in three to four years we can buy another truck. We'd have to get the buses on that plan first. Then plan for how that rotation would be.

**Stish:** I would think those are items that depreciate.

**Carter:** That could almost be a capital improvements fund.

**Stish:** Or just a...

**Chambers:** That way we could have a better idea of how many buses we can afford.

**Carter:** I'll get to that in a little bit but we should know more in July.

**Stish:** I have a question about if the Planning Commission reviews items on the CIP, I can't remember the exact verbiage in the State Code regarding this. If it goes to the Planning Commission, must they render information on finances? They can't just say this is in compliance with what we understand...so we could have that lense from the Planning Commission especially with building projects or land use items they are considering. They are supposed to look at it from a different perspective. They are also an A-Political body which is why we can't...if I was to appoint somebody in the middle of my term and not be elected, my person on the Planning Commission doesn't come off because they are A-Political and they are set that way on purpose. So there's an interesting idea of having things go through the Planning Commission because they are a little less hot dynamics and they could consider things a little more in a land use perspective.

**Carter:** Then how do you...I know every time she's asked them...

**Stish:** I know. I sat on those.

**Cobb:** I can't quote what the Code says to you but it does say may use the Planning Commission and then it says the Planning Commission will review it and give this response.

**Staton:** In talking with some of the members from the Planning Commission, the ones I talked to are really not in favor of it because...

**Cobb:** They really do struggle with it because they do want to give an opinion...

**Staton:** They don't have the broad spectrum that we should have, not saying we do but we should have, they don't have that much knowledge of the county's finances or its revenue strengths. So cut to the chase, keep it simple.

**Stish:** Sometimes though, the recommendation from the Planning Commission is going to be considered outside of whether or not the revenue is there. It just, yeah, you are going to need a new high school or new this based on what we are seeing. They are going to make a recommendation based on what they understand we are going to be implementing in the Comprehensive Plan. It's going to be our job to figure out if we are going to move it forward or how we are going to pay for it. But our Planning Commission makes a recommendation to us on how we should implementing the plan especially when it comes to land use like building a new structure that are noted in our Comprehensive Plan, right. That's what it's all about. So there is purpose, I understand why they don't want to do it. The other question is, is there a way for...it gets to the life cycle costs and everything on that. At this point probably not, but I would love to have their perspective. It just doesn't have to be official.

**Carter:** That's why I'm bringing this to you. To hear how you want us to do it.

**Talbert:** Mr. Chairman, I make a motion that it be the responsibility of the board to make that decision.

**Stish:** Ok. Sad but simple.

**Talbert:** Sad but simple, she said? I served on the Planning Commission before you did. I wouldn't have wanted that responsibility.

**Allen:** Aright. A motion made and a second. Any more discussion? Alright, let's make a vote. 6 yes to not to go through the Planning Commission.

**Supervisor Talbert moved, Supervisor Chambers seconded and was unanimously carried by the Board to not send the Capital Improvement Plan through the Planning Commission.**

**Re: Consider Appropriation of Four for Life Funding in the amount of \$14,590.16 to be paid to the Buckingham County Rescue Squad**

The Four for Life program stipulates that four additional dollars be charged and collected at the time of registration of each passenger vehicle, pickup and panel truck. The Department of Health then returns 26% of the registration fees collected back to the locality where the vehicle is registered. The funds are to be used for emergency medical services only. This fiscal year March 1, 214 through February 28, 2015, Buckingham County has received \$14,590.16. I ask that the Board appropriate these funds to line item 4-100-32300-7009 so that it can be paid to the Buckingham County Rescue Squad.

**Stish:** So moved Mr. Chairman.

**Bryan:** Second.

**Allen:** We have a motion and a second. Any discussion? Let's vote. 6 yes. It's passed.

**Supervisor Stish moved, Supervisor Bryan seconded and was unanimously carried by the Board to appropriate the \$14,590.16 received from Four for Life to be paid to the Buckingham County Rescue Squad.**

**Re: Consider Resolution Supporting and Authorizing the Purchase of Real Property by the Regional Jail**

**Carter:** Yes, sir. I've provided you with a proposed Resolution that will support and authorize the purchase of real property by the Piedmont Regional Jail. The funding for this will come from the Piedmont Juvenile Detention Fund Balance. The property is contiguous to the property that the Regional Jail is situated on now. Its 33 acres. The purchase price is \$95,000. I will say that of 33 acres, there is only 13 acres that is buildable. However, the jail board is interested in purchasing this because we are right at the line. We actually even have a storage building on this property. So in the event we would ever have to expand or build something there is nowhere else to go. The Juvenile Detention was built with regional jail surplus back in the day. The Juvenile Detention does have sufficient funds to pay to purchase the property and still remain fiscally sound. Sheriff Kidd is one of your representatives on the Piedmont Regional Jail Board if you have comments.

**RESOLUTION SUPPORTING AND  
AUTHORIZING THE PURCHASE OF  
REAL PROPERTY BY THE  
PIEDMONT REGIONAL JAIL**

**APRIL 14, 2015**

**WHEREAS**, the Piedmont Regional Jail Board has the opportunity to purchase certain real property located in the Farmville Magisterial District of Prince Edward County, Virginia and containing 33 acres, which said real property lies contiguous to the real property on which the Piedmont Regional Jail is situate; and

**WHEREAS**, the Piedmont Regional Jail Board has determined that it would be in the best interest of Piedmont Regional Jail to purchase the said real property for future expansion and/or relocation; and

**WHEREAS**, it has been determined and agreed that the said real property can be acquired for the fair market value, as determined by an independent appraisal commissioned by the Piedmont Regional Jail Board; and

**WHEREAS**, there is on deposit with the Piedmont Juvenile Detention Center funds sufficient to pay for the purchase of the said real property and related closing costs; and

**WHEREAS**, The Board of the Piedmont Juvenile Detention Center is in agreement with the use of its funds on deposit to pay for the purchase of the said real property by Piedmont Regional Jail.

**NOW, THEREFORE, BE IT RESOLVED** by the Buckingham County Board of Supervisors that the County of Buckingham, Virginia requests and authorizes the Piedmont Regional Jail Board to purchase, at fair market value as determined by an independent appraisal commissioned by the Piedmont Regional Jail Board, that certain real property containing 33 acres situate in the Farmville Magisterial District of Prince Edward County, Virginia and adjoining the real property currently owned and occupied by the Piedmont Regional Jail.

**BE IT FURTHER RESOLVED** by the Buckingham County Board of Supervisors that the County of Buckingham, Virginia requests and authorizes the Piedmont Juvenile Detention Board to transfer and/or pay over, as necessary, to any party, as instructed, the funds necessary to effect the purchase of the above-described real property by the Piedmont Regional Jail Board.

Adopted the 8<sup>th</sup> Day of June, 2015.

\_\_\_\_\_  
Rebecca Carter, County Administrator  
Clerk to the Board

\_\_\_\_\_  
Danny Allen, Chairman  
Buckingham County Board of Supervisors

**Talbert:** I make a motion to support this as mentioned by our County Administrator.

**Chambers:** Second.

**Allen:** A motion and a second made. Any discussion? Let's vote. 6 yes.

**Supervisor Talbert moved, Supervisor Chambers seconded and was unanimously carried by the Board to approve the above Resolution Supporting and Authorizing the purchase of real property by the Regional Jail.**

**Re: Consider Offer of \$150 to harvest the Industrial Park Hay**

A bid of \$150 was received by Avalon Farm to harvest the spring and fall hay from the Industrial Park property.

**Staton:** So moved, Mr. Chairman.

**Bryan:** Is this the only bid we got?

**Carter:** Yes.

**Talbert:** Second.

**Allen:** Any discussion? Let's vote. 6 yes

**Supervisor Staton moved, Supervisor Talbert seconded and was unanimously carried by the Board to award the bid for Industrial Park Hay harvest to Avalon Farm for \$150 for the spring and summer harvest.**

**Re: County Attorney Matters**

**There were none.**

**Re: County Administrator's Report**

**Update: Purchasing of additional school buses:** My first item is regarding additional funding that may be necessary. We have been monitoring the revenue collection very closely. As you all know June is the big tax collection month. The information I provided you all says that as of June 1<sup>st</sup> we still had \$2,250,747 to be collected to meet the projected revenue. Karl told me I had to pray a little, I said I had to pray a lot. But as of today, a lot of money came in last month. We are down to needed \$158,000 to meet that goal. A lot of money came in last month so I'm feeling a little better about that. I wanted to let you know about that. Also, our State Corporation tax has exceeded the amount budgeted by about \$307,000. Our personal property collections have exceeded about \$47,606 but however, at this time, we just had to approve the money for the voting machines and at this time the Regional Jail budget has exceeded by \$107,534 that Mr. Carter and I will be bringing to you in a couple months to ask you to appropriate that money in that line item to cover that budget. We can't control this. It is determined by the number of Buckingham inmates that are housed in the jail. So those two items alone with the voting machines and the jail calculate to \$235,689. However I do feel better after

looking at our revenues today. The auditors are here today so we have a new update and we still have the rest of this month and collections that come in in July that are meant for June, they will move back into June. We can breathe a little bit easier but it is my recommendation to wait until the July meeting when we have officially closed out the year to make sure our expenditures haven't exceeded our budgeted revenues and make sure we have enough money so you all can determine how many buses. I feel comfortable to say 1-2 with no problem but you may all have to dip into reserves. That's a decision you all will have to make. It's an important decision. I do ask that you all wait until the July meeting to consider this.

**Chambers:** I thought we were looking at buying four buses.

**Carter:** They are getting two already in the budget.

**Chambers:** I'm talking about the county buying four.

**Bryan:** Dr. Snead?

**Snead:** A total of four. (inaudible due to no microphone)

**Bryan:** Right. That's what I remember us saying was two on your end and that was the carryover of capital construction money partially for that and then the two hopefully from the county. Ok.

**Allen:** Then next year hopefully we can get back on a routine of 4 a year.

**Resolution of Gratitude from the School Board and School Superintendent:** The next item is a very nice letter of resolution from the school board and Dr. Snead expressing gratitude to you all for your thoughtfulness and dedication in regard to the budget process as it pertains to the Buckingham County Public Schools. We appreciate this from them and I appreciate the good work relationship with the budget this year too. After reading in the newspapers of a lot of other localities, I think we had a good budget process.

**Update on Water Plant's THM Compliance:** The other is really good news. As you know about the THM levels with the water plant. We are in compliance. Those levels are where they need to be. Glad to report that.

**Update: Status of County Decal Elimination Report:** I've worked on a proposal on that. I've looked at all the pros and cons. Chairman Allen is on our finance committee. I've sent that presentation to him to look at. I've also sent it to the Utilities Committee to look at so we can as we do this presentation for public hearing, I feel we need to address how we are going to handle the solid waste if we do do away with the county decal. So I want to work with the utilities committee to try to come up with a proposal to do that. I feel like if you see that proposal, the utilities committee, we've gathered a lot of good information. It's a big decision to make. It has its pros and cons. Unfortunately, most of the bad news is for the tax payers. But Supervisor Talbert, once we've finished with these committee meetings and with Chairman Allen, I will

bring this presentation to the Board in July and if you are ready to consider this for public hearing, we can do that in August.

**Talbert:** Well, if you did a study of the people in Buckingham that want to rescind this decal, it will be approximately 80%. I tell you I've talked to a lot of people.

**Carter:** Well, it's important that they know all the facts on this.

**Bryan:** It's important that they know all the increase of funds that are going to be paid as well.

**Talbert:** Regardless of what you come up with, the five counties around us are not that stupid. They do not have decals period. Appomattox County went... I talked to Ronnie Mays, he don't mind me calling his name, 35 years, and they said they saved money. I know you can come up with all kinds of excuses not to do away with them, but my vote is to do away with them, because...

**Stish:** They had to raise taxes 9 cents this year.

**Carter:** The decal fee is still on your tax bill. It will increase...

**Talbert:** I don't care if it costs me \$10 more, I can't allow it. It's just a waste of time for the Treasurer. If she's worried about losing an employee, I don't think an employee will be lost.

**Carter:** No because all these reports that will have to go to DMV will have to be compiled by her office.

**Talbert:** Ok, so what's she got to worry about?

**Stish:** I'm interested in seeing this report. I want to see all the information for considering it. I want to be rooted in solid decision making practices that we really go through each pro and con and weigh them out carefully and see where the county's going to end up ahead. If it means that we have to educate the public more about what role the county decal plays in the county finances then we can do that. If it means we get to get rid of it and get something different, we are still going to have to educate them because that means something is going to happen in solid waste. So there's going to be a lot to happen.

**Talbert:** I agree with you for the simple reason, 10 loads in my pickup from Prince Edward County in an auction that I'm helping a fellow do in Prince Edward. All I had to do was tell them who it was but he came out and asked you. You've got to have somebody...you've got to change the whole system. We've got good employees and I don't want to say anything negative...

**Stish:** We can't just eliminate one part of the system and expect that it's going to thrive. So we are going to have to do it comprehensively and carefully.

**Talbert:** I've got the answer for the Board, knowing who the citizens are. I've dumped trash in Nelson County, Albermarle County, Cumberland County, Prince Edward County with auctions I've had. I've had no problem.

**Carter:** When I bring this to you all in the July meeting, it will be the time to give us any recommendations you want to put in that presentation before the public hearing.

**Bobby Jones:** Can I make one comment on this? Please, I know I'm out of order, but when you talk about all the counties surrounding Buckingham that don't have stickers, maybe the reason for that is that they are all bringing it in Buckingham. They don't have to worry about it.

**Talbert:** Bull. I disagree with you Bobby. Anyway, I disagree.

**Allen:** Do you want to set up a time for a meeting?

**Carter:** The finance committee will need to meet with you and then utilities committee.

**Stish:** I feel like if the Board is willing because the rest of us wouldn't have seen the full presentation I'd like to see the information and then decide whether or not we will hold a public hearing...

**Carter:** That's what the July meeting is going to happen.

**Stish:** I bet what's going to happen after that meeting is we are going to start brainstorming some ideas.

**Carter:** That's the purpose is to get your ideas.

**Stish:** Setting the public hearing means that we are having a public hearing for the process. We may not have a process figured out at the end of the July meeting. I think we are going to need a little work session.

**Carter:** You may not be prepared to do that.

**Stish:** I'm just going to lay that out there you guys be thinking about... Let's look at this in July and then have a work session to go through it and maybe set something up that's well thought out.

**Allen:** Alright. Anything else?

**Carter:** That concludes my report, Mr. Chairman.

## **Re: Other Board matters**

**Staton:** The next thing is other Board matters. A lady brought a petition and we did not act on it for public hearing on the issue. At what point is that appropriate?

**Allen:** We need to find out what our next move is. If you have it in your paperwork.

**Stish:** I do. We need to agree to take action and if we agree that we want to pursue the restrictions on Rt. 631, that VDOT is recommending...

**Staton:** Troublesome Creek.

**Stish:** Yes, so we agree we want to pursue restriction on that section of the road and then we need to hold a public hearing on the purposed restriction of public road and offer an alternate route.

**Chambers:** I don't think we should have a public hearing because I think it will be a law suit. How are you going to discriminate that some trucks can come through there and some can't.

**Bryan:** It has to have a public hearing.

**Chambers:** Why does it have to have a public hearing if you are not going to vote on it?

**Bryan:** Public notices for public hearing must include a description of the proposed truck restriction and an alternate route with the same termini. Submitted by the Code of Virginia 46.2-809.

**Stish:** There are plenty of roads in the Commonwealth that have "No Thru Trucks". Through trucks are not permitted because roads are not safe or conducive for truck traffic. Some are engineered for truck traffic. It's causing safety hazards. That's our job. Citizen safety and welfare so I guess...

**Chambers:** You got fooled there. You do your math, you will see how many trucks cause accidents.

**Stish:** I can tell you on that very road in 1984, before it was busy like it is now, a big truck ran me off the road.

**Chambers:** You were probably on their side the road.

**Stish:** I was on my side of the road.

**Staton:** Mr. Chairman, I move that we hold a public hearing at the next meeting on the issue of Rt. 631 Thru Trucks.

**Allen:** There's been a motion and a second. Is there any discussion?

**Bryan:** Yes, Mr. Chairman. Has anyone gotten with the Sheriff's office on this too? If you read what we have here from the Code of Virginia, all failure to comply with A, B, C, and D will

result in the request being returned. On page 62 of the paperwork that we have. There's four things that we need to get and one of them looks like "will use its good offices for enforcement of the proposed restriction by the appropriate local law enforcement agency." Has anyone gotten with our Sheriff to get his opinion?

**Chambers:** Or the state police?

**Allen:** I don't think anybody's gotten with anybody. I think we just heard about this tonight. I was wondering if we could find out more about it.

**Bryan:** I understand the reason. I share their concern because they cut through my road as well going to the chipping mill. But it's one of those things that will be very tough for them to put teeth in. You know it would take two of his officers tied up. One at one end of the road and one at the other end of the road and then radio to say hey Sheriff Kidd, there's a truck coming through now and he has to be on the other end of the road just to enforce it.

**Allen:** It would be hard to enforce for one thing and another thing is you are hurting the people that owns the trucks if they have to go way out the way.

**Staton:** I'd like to remind this Board, how much is a life worth?

**Chambers:** You can't say that because...

**Staton:** Yes I can.

**Chambers:** It's on all the roads. Not just 631. Look at 20, 15, and 60. How are you going to pick one road and say it's dangerous?

**Allen:** The one's on 617 want the same thing.

**Chambers:** That dirt road, 617 by Mourning Valley Church. I see them go through there every day and I've never heard of a wreck down there. 90% of the accidents are not caused by the truckers.

**Allen:** Mrs. Carter if you could get us information of exactly what we need to do. I know it's written here but we need to discuss it more.

**Stish:** We've got a motion on the table.

**Allen:** We've got a motion and a second.

**Carter:** You've got a copy of everything that needs to be done. A motion has been made but to find out what you need to do...

**Staton:** Set a public hearing and let the public speak.

**Chambers:** Call for the question.

**Staton:** Call for the question.

**Allen:** No more discussion, we'll answer the question. Let's vote. 4 yes. Let's hear what the public has to say. I know there is more than one road that people wants this to happen to. We are going to start something.

**Chambers:** You are going to open a can of worms is what you are doing.

**Allen:** I don't know what else to do.

**Stish:** If there were dedicated truck routes, it wouldn't be horrible.

**Chambers:** You have one road in Buckingham County you are going to have restrictions on and all the rest of the roads you are going to let go. That's not fair. That's the craziest things I've ever heard of.

**Supervisor Staton moved, Supervisor Stish seconded to hold a public hearing at the July Board meeting regarding No Thru Trucks on Rt. 631 Troublesome Creek Road. This motion passed with a 4-2 vote. Supervisors Bryan, Allen, Stish and Staton voting in favor. Supervisor Talbert and Chambers opposing.**

**Chambers:** I've got one Mr. Chairman, I'd like to make a motion that we give our county employees 2<sup>nd</sup> of July off. The State is giving that Friday so I think we should give Thursday.

**Stish:** The Thursday before the Friday.

**Chambers:** The 2<sup>nd</sup> of July. July 2.

**Allen:** Give the 2<sup>nd</sup> of July off.

**Staton:** What was that Mr. Chambers, I couldn't hear you?

**Chambers:** I said I made a motion that we give the employees the 2<sup>nd</sup> of July off.

**Staton:** Oh, ok.

**Allen:** We have a motion and a second to give an extra day off. Any discussion?  
6 yes.

**Supervisor Chambers moved, Supervisor Talbert seconded and was unanimously carried by the Board to give County employees July 2<sup>nd</sup> off along with the State's July 3<sup>rd</sup>.**

**Re: Executive Closed Session**

**Stish:** I move that we enter into executive session:

Discussion, consideration or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body; and evaluation of performance of departments. §2.2-3711.A.1 and

Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. §2.2-3711.7

**Allen:** We have a motion and a second. Let's vote. 6 yes to go into executive session.

**Supervisor Stish moved, Supervisor Bryan seconded and was unanimously carried by the Board to enter into executive closed session under the above listed codes.**

**Re: Return to regular session and certification**

**Stish:** I move to return to Regular Session and Certification that to the best each Board members knowledge only public business matters as were identified by the motion by which the closed executive meeting was convened were heard, discussed or considered in the executive closed session.

**Allen:** We have a motion and a second. No discussion. Let's vote. 6 yes

**Supervisor Stish moved, Supervisor Talbert seconded and was unanimously carried by the Board to return to regular session and certification of business discussed.**

**Stish:** Mr. Chairman, I make a motion to accept the recommendation of the Personnel Committee to fill the Assistant Recreation Director's position.

**Allen:** Motion made and seconded. Any discussion? Let's vote. 6 yes to go with the recommendation.

**Supervisor Stish moved, Supervisor Staton seconded and was unanimously carried by the Board to accept the Personnel Committees recommendation to fill the Assistant Recreation Director's position. (Tiffany Ownby)**

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

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Rebecca S. Carter  
County Administrator

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Danny R. Allen  
Chairman