

**Buckingham County
Board of Supervisors
Monthly Meeting
February 13, 2023**

At a regular monthly meeting of the Buckingham County Board of Supervisors held on Monday, February 13, 2023 at 6:00 p.m. in the Peter Francisco Auditorium of the Buckingham County Administration Complex, the following members were present: Joe N. Chambers, Jr., Chairman; Dennis H. Davis, Jr., Vice-Chairman; L. Cameron Gilliam; Donald Matthews, Jr.; T. Jordan Miles III; Harry W. Bryant, Jr.; and Danny R. Allen. Also present were Karl R. Carter, County Administrator; Cheryl T. “Nicci” Edmondston, Zoning Administrator; Kevin Hickman, Finance Director and E.M. Wright, Jr., County Attorney.

Re: Call to Order

Chairman Chambers called the meeting to order.

Re: Establishment of a Quorum

Chairman Chambers certified there were seven of seven members present therefore the meeting could continue.

Re: Invocation and Pledge of Allegiance

Supervisor Allen led the Invocation and the Pledge of Allegiance was said by all who were in attendance.

Re: Approval of the Agenda

Supervisor Miles moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the agenda as amended.

Re: Approval of the Minutes

Vice Chairman Davis moved, Supervisor Allen seconded and was unanimously carried by the Board to approve the minutes of the January 9, 2023 and February 3, 2023 meetings as presented.

Re: Approval of Claims

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

Re: Announcements

There were no announcements.

Re: Presentation of Resolution of Recognition for Jenna G. Oliver, Virginia Miss Agritourism 2023

Chambers: The next agenda is a presentation for young lady Miss Jenna Oliver. Will she come forward? Is she here? Thank you. Supervisor Gilliam will come down will come down and present a presentation to you.

Gilliam: First of all I'd like to say congratulations to you for doing the hard work that you've done. Your aspirations to not only to the citizens of Buckingham County but also District 2 which I serve. And I just like to read this...

Chambers: Mr. Gilliam, excuse me just a moment. Can I ask her family to come and stand with her? Her immediate family here. We ask the family to come down and support you.

**Resolution of Recognition
Jenna G. Oliver**

Whereas, Jenna G. Oliver earned the title of Virginia's first Miss Agritourism;

Whereas, Jenna G. Oliver is the daughter of Becky and Danny LeSueur and Lee Oliver;

Whereas, Jenna G. Oliver granddaughter of Bruce and Kay Dunevant and Patricia Oliver and the late Lewis Oliver and great granddaughter of Annie Mae Dunevant;

Whereas, Jenna G. Oliver is 16 years old and a Junior at Buckingham County High School;

Whereas, Jenna G. Oliver has enjoyed being outside and caring for animals since she was a young child and is a member of the local FFA Chapter for five years. She has competed in Plant Science and Horse Hippology where she was successful in placings at both local and state levels;

Whereas, Jenna G. Oliver has taken many Agricultural Education classes such as Small Animal Care, Horticulture, Greenhouse Management, and her favorite dual enrollment class Veterinary Science and has obtained Beef Quality Assurance certification. Ms. Oliver currently works at Sprouse's Corner Ranch where he cares for horses and cattle and assists in teaching Pony Summer Camp Lessons.

Whereas, Jenna G. Oliver's future plans are to attend Virginia Tech to major in Ag Ed and minor in Political Science. She aspires to become a High School Agriculture teacher.

Now Therefore Be It Resolved, that the Buckingham County Board of Supervisors on February 9, 2023 do hereby recognize the accomplishments of Jenna G. Oliver and express great pride in having her represent Buckingham County and wish her well in her future endeavors.

Gilliam: Jenna would like to tell you a little bit about what Agritourism is because a lot of us including the Chairman didn't know. Congratulations.

Jenna Oliver: Thank you. So as they said my name is Jenna Grace Oliver. I'm 17 years old and I was born and raised in Buckingham County. In October last year, I was crowned as Virginia's very first Miss Agritourism. Over this year, I will be traveling across the whole State of Virginia advocating for Virginia agriculture and farmers. One common question that I've gotten since October has been what is Agritourism? The most simple definition that I can come up with is bridging the gap between agriculturalists and the public through experiences and activities. Some examples of Agritourism operations would be you pick orchards, strawberry patches, farmers, markets, petting zoos, vineyards and wineries. Agritourism is important because people need to learn and understand where their daily products and food comes from. I was surprised to learn that many people do not know where your food or daily products come from. It is also important in our teachings that we talk about protecting farmland and natural resources. Lastly, I would like to thank the Board members for your time and dedication to this beautiful county. Thank you.

Chambers: We thank you Miss Oliver. We wish you all God speed and you'd be successful.

Re: Public Comments

Chambers: Next, we have public comments and you got three minutes to speak any subject as the secretary call your name.

Lann: We have 27 signed up to speak. First is Maggie Snoddy, District 5 and Pete Kapuscinski will be next.

Maggie Snoddy, District 5: Good evening. My name is Maggie Snoddy. I live at 194 Mountain View Road, Scottsville and I'm in the Glenmore District. And I would like to respond to some comments made during the public comment period of the January meeting regarding my acknowledgement of the good work of our County Registrar, especially during the November election, and my appreciation to two of the members of the Electoral Board for their long service and dedication to the county upon their retirement. I have been an officer of election for 12 years. I know who appoints the registrar. I know who appoints the electoral Board and I'm well aware of their respective duties and responsibilities. So I do not need a tutorial on election law 101 from a novice. I, too have the book and I know how to be the law. I have and will continue to speak up and express my concerns directly to the electoral Board. And trust me, there are many, but speaking to the electoral Board, does not in any way preclude me from also making comments to the Board of Supervisors on this or almost any other topic. In addition, I specifically checked with the responsible parties in the county beforehand, just to make sure my comments would be permissible. As far as the Board of Supervisors acknowledging the service and dedication of employees and public servants of the county, this is absolutely permitted and the registrar is an employee of the county. So in closing, let me just say that my remarks were complimentary, gracious, civil and respectful and quite honestly, I am disappointed and shocked. Shocked that some people have gotten their knickers in such a twist over this. Thank you.

Chambers: Thank you, ma'am.

Lann: Pete Kapuscinski, District 3 and Chinsuk Henshaw will be next.

Pete Kapuscinski, District 3: Pete Kapuscinski, District 3 and listen, I'm here completely unprepared. But I sat through a goldmine meeting just before this meeting, I really need to tell you that I, those people involved need to be complimented, I really sat through a number of meetings and that one was unbelievably excellent. So thank you, Supervisors. Thank you for the participants. In particular, our participant from the county who is not an employee of the county. So thank you all. I would suggest this, I listened dutifully as an individual as well, as a Commissioner, I know these suggestions you're going to make from the committee will eventually find their way to the Commission and ultimately to the Board. The concern I have and something for you to consider is perhaps having someone, a liaison person stand in front of this podium so that the Commission may ask them questions. I think the continuity of information going from a committee to a Commission and likewise going from a Commission to the Board would be helpful. So it's just a consideration. It's something I intend to talk to the Commission about, and I'm not speaking on behalf of them. I'm suggesting to you as an individual listening that might be helpful. I think the more information we have, I think the better we are making a decision as a combined group for the benefit of the county. Thank you.

Chambers: Thank you, sir.

Lann: Chinsuk Henshaw, District 4 and Joe Breland will be next.

Chinsuk Henshaw, District 4: Good evening. My name is Chinsuk Henshaw and my husband Mike and I will be moving into 9868 South James River Highway. We're very looking forward to it. And we are in District 4. So here we are again. My comment will be very simple but I wanted to, kind of wanted to let you know where we are. And I brought a couple pictures. Not the best print, but it just I was in a hurry as you can see. One showing, this is our home and one is our 11-month old granddaughter. Her name is Lila and we love her very much. Buckingham is our home. And we're really looking forward to it. And the house that we have is not house is a home. Not for our generation, my generation, which is getting shorter, but this is for our children and future children's coming. And we're talking about the future. And isn't it what Buckingham wants that for the future? And what we like to have the community going for the future, right? And when you guys making a decision, and please keep that in mind, the clean air and clean water, very basic of what we need. And if you could keep that in mind before you make that vote. We would really appreciate that for the future of Buckingham. Thank you.

Chambers: Thank you maam.

Lann: Joe Breland, District 5, and Surya Lipscombe will be next.

Joe Breland, District 5: Hi, I'm Joe Breland, District 5. We the people have some powers preserved for us in the Bill of Rights that too many of us don't understand much less use. I'd like to say a few things about the grand jury, the people's power to investigate and indict. In the Supreme Court case of United States v. Williams 1992. Justice Antonin Scalia, writing for the majority confirmed that the American Grand Jury is neither part of the judicial executive nor legislative branches of government, but instead belongs to the people. It is in effect a fourth branch of government governed and administered to directly by and behalf and on behalf of the American people, and its authority emanates from the Bill of Rights.

Here are a few direct quotes from Justice Scalia. The grand jury is mentioned in the Bill of Rights but not in the body of the Constitution. It has not been textually assigned, therefore, to any of the branches described in the first three articles. It is a constitutional fixture in its own right. In fact, the whole theory of its function is that it belongs to no branch of the institutional government serving as a kind of buffer or referee between the government and this the people. Thus, citizens have the unbridled right to impanel their own grand juries and present true bills of indictment to a court, which is then required to commence a criminal proceeding. Our founding fathers presciently thereby created a buffer that people may rely upon for justice when public officials including judges criminally violate the law. The grand jury is an institution separate from the courts over whose functioning the courts do not preside. We think it clear that as a general matter at least, no such supervisory judicial authority exists. The common law of the Fifth Amendment demands a traditional functioning grand jury. Although the grand jury normally operates, of course, in the courtroom, in the courthouse, and under judicial auspices, it's institutional relationship with the judicial branch has traditionally been so to speak at arm's length. Judges direct involvement in the functioning of the grand jury has generally been confined to the constitutive one of calling the grand juries together and administering their oath of office. The grand jury's functional independence from the judicial branch is evident both in the scope of its power to investigate criminal wrongdoing and in the manner in which that power is exercised.

Chambers: Thank you, sir.

Breland: Thank you.

Lann: Surya Lipscombe, District 5, and Donna McRae Jones will be next.

Surya Lipscombe, District 5: Surya Lipscombe from District 5. I'd like to continue to comment in the grand jury that people's power to investigate and indict. Here are a few more quotes from Justice Antonin Scalia. The grand jury can invest to gate merely on suspicion that the law is being violated or even because it wants to assure that it is not. It need not identify the offender's suspense as suspects, or even the precise nature of the offense is investigating. The grand jury requires no authorization from its constituting court to initiate an investigation. Nor does a prosecutor require leave of court to seek a grand jury indictment. And its day to day functioning. The grand jury generally operates without the interference of a presiding judge, it swears in its own witnesses, and deliberates in total secrecy. Recognizing this tradition of independence, we have said the fifth amendment's constitutional guarantee presupposes an investigative body acting independently of either prosecuting attorney or judge. Let me repeat that, recognizing this tradition of independence, we have said the fifth amendment's constitutional guarantee presupposes an investigator body acting independently of either prosecuting attorney or judge. Given the grand juries operational separateness from its constituting court, it should come as no surprise that we have been reluctant to invoke the judicial supervisory power as the basis for pre describing modes of Grand Jury procedure. Over the years, we have received many requests to exercise supervision over the grand jury's evidence taking process, but we have refused them all. It would run counter to the whole history of Grand Jury institution to permit an indictment to be challenged on the grounds that there was incompetent or at inadequate evidence before the grand jury. So nobody knows we have this power. We the People need to know the power of and authority that we have, when sitting on a grand jury to independently investigate and indict. We hope the Board helps us spread this information to the entire community. Thank you, gentlemen.

Chambers: Thank you, sir.

Lann: Donna McRae-Jones, District 2 and Peter Bruns will be next.

Donna McRae-Jones, District 2: Good evening, I am Donna L. McRae-Jones and I stand before you this evening with an announcement in as much as I stood before you in September, to announce that I was going to run for District 2 Board of Supervisors. I stand before you this evening, stating that I will no longer be running. And as much as that I've had I guess you could say a revelation with myself. I am currently thankful for those in District 2 that have stepped up to support me. I thank him for that. However, I am at this point that I will no longer be running. I say that to say that I still will be standing up here and voicing my opinion as my given right as a concerned citizen of Buckingham County for which I am proud to be a citizen and a resident. In addition to that, I will also render my services in a positive manner as always, to the Board of Supervisors and the people of Buckingham County. So that being said, I want to thank everybody that supported me and for those who have made gracious donations to my efforts as running as an independent. But in leaving you this afternoon I want to say this. You guys, you Board of Supervisors have a job to do. And at the same time you were put there by the people of Buckingham County and your actions are accountable to the people of Buckingham County. That being said, I thank you for the time.

Chambers: Thank you maam.

Lann: Peter Bruns, District 5 and Quinn Robinson will be next.

Peter Bruns, District 5: Good afternoon, I'm Peter Bruns, District 5, 242 Selma Road. Hey, Mr. Bryant. I was at the goldmine committee meeting earlier today. Probably not surprised, I do not want a gold mine in this county. It would really be against the people whose families go back to this county for generations such as many people here including myself and people who just maybe recently lived here or moved here in terms of destroying the quality of life. I won't go into all the science of it. But I will say that if what was discussed in the committee today goes forward in terms of amending the Zoning Ordinances so that metallic mining cannot be done in any of the zones, that's a great first step, but throw everything else you got at it. The rights based ordinance and the prove it first ordinance, which I don't know that much about yet. But get it stopped for this company and for anybody that wants to come down the road because it'll be like any other extractive mine or system. They'll get the gold and we'll get the shaft or the pit in this case. It won't benefit us. It will degrade this place, which so many of us and our ancestors love so well. And the profits will go everywhere else. Thank you.

Chambers: Thank you, Sir

Lann: Quinn Robinson, District 4, and Mindy Lonick will be next.

Quinn Robinson, District 4: Good evening Members of the Board. My name is Quinn Robinson. I live in Andersonville area by the Second Liberty Baptist Church. I was concerned about the gold mining and the unbridled possibility of using the poisons in the county. And it's just not right. Again, Buckingham is being used as a dump, as far as I can tell. Why even have schools, if you're going to have allow the children to be exposed to this kind of poisons. It's not worth it. It should have been disposed of early on in this process. The other thing I want to talk about is lost land. And that involves the part of property that was in my family since 1852. And I came down here to sort of defend the property and grow some bamboo and trees and things. But a while back, I was visited by a couple of Realtors. They wanted to pay me money to assign an easement to allow them to go through the property. I refused. And another one came and then a third. I refused them all. It was a lot of money 5-10,000 a piece of something. But anyway, there was a backdoor to all this. Apparently some people of significance, were able to wrangle the system. And I found out that my land was being taken basically by the county without compensation. Without notice. I don't get it. But anyway, I'm too old and ill now to make a legal fight of all this. But I'm certainly going to contact a lawyer and see what they can do. It does not behoove Buckingham to pull games like this and to con people and exploit the weak and the old. Anyway, I hope that doesn't become a reality. And I want to thank you for your service and hopefully you can put something in the way to stop all this nonsense in terms of the land abuse. If I put a tent up out front here I can claim it as adverse possession. Thank you all.

Chambers: Thank you, sir.

Lann: Mindy Zlotnik, District 5 and Lawrence Kidd will be next.

Mindy Zlotnik, District 5: Hello, my name is Mindy Zlotnik and I live in District 5. I just returned from a three-month Silent Retreat, which is why you all haven't heard from me recently. A retreat like this is designed to support react seeing reality clearly. Being unplugged from the internet and phone sources of information really did clear my mind and it opened to my heart. I returned to find the things had progressed. A committee to look at gold mining had been formed to look at the state report and at local solutions after attending the committee meeting this afternoon, I'm disappointed that both solutions are not seriously being considered. So what choices do you have? Or do I see that you have? You can pass the Zoning Ordinance or amend the Zoning Ordinance to protect the constituents of the environment of Buckingham County. It seems like this is going to be the recommendation that you receive from the committee later in this meeting. Permission to do this seems to be given by local counties by Virginia code and therefore would not be preempted by Dillon's Rule. An ordinance like this would be at risk, though, because it steps on federally recognized corporate personhood rights that might be grounds for litigation. This has happened across the country as Ben Price at the meeting, noted in his presentation. Another option that you have is to pass the rights based ordinance that protects your constituents in the environment of Buckingham County from toxic trespass. Every level of government including county government has the obligation to protect the health, safety and welfare of the community. By definition, that obligation cannot be preempted or nullified by Dillon's Rule. Therefore, this ordinance would be safe from preemption. By Dillon's Rule, the ordinance would not be at risk for stepping on corporate personhood rights because it doesn't ban or prohibit goldmining. It simply asked the corporation to prove the safety of their mining first. The state was out of the picture, that was that law that they tried to pass to prohibits cyanide got shut down by the General Assembly so the state...it's up to us to protect ourselves. The responsibility to protect us falls on you the Board of Supervisors.

Neither ordinance is a slam dunk solution and both are vulnerable. I see that clearly that they are stronger together though, each protecting the vulnerabilities of the other. The laws right but it is not always just. I encourage you to take a chance. Pass the rights based ordinance which is already written as a first level of protection and work to complete the Zoning Ordinance in the future. My hope would be that the corporation would see that Buckingham is not a wide open opportunity as they claim on their website.

Chairman Chambers hit the gavel due to the time being up.

Chambers: Excuse me maam.

Zlotnik: Just one more sentence.

Chambers: Your through. You had three minutes. Everybody plays by the same rules. Not being disrespectful. Okay. When you sign up for public comment, you are entitled to speak for three minutes. I will not deny anyone their Constitutional right. Any time you sign up to speak at public comment you will speak for three minutes. Denying you the three minutes is denying you your Constitutional rights and I wouldn't do that. So I thank I've been fair with you.

Zlotnik: Okay.

Lann: Lawrence Kidd, District 3 and James Jones will be next.

Lawrence Kidd, District 3: My name is Lawrence Kidd, District 3. I have a question. Why was the agreement with our Lower Francisco Fire Association changed from dispatching to the two closest fire departments to dispatch to fire departments of Dillwyn and Toga regardless of the location of the fire? Living at 1753 Sawmill Road, you are 15.3 miles and 18 minutes from Dillwyn Fire Department. You are 17.3 miles from Toga, 22 minutes. You're 6.3 miles or 9 minutes from Farmville. 9 miles and 10 minutes from Prospect. This mileage is from the GIS CADD mapping. Why would anyone think it was appropriate to call the two fire departments that are further away. And then another question that when were the citizens or the taxpayers going to be notified by the county of these changes? After reading Mr. Redford's letter, why does it take a citizen to have to bring this to the attention of the fire department and the community? The information listed in the letter demonstrates the loss of the fire department and the community. This dispatcher transferred the call, the Buckingham dispatcher received the transferred call and sees on the map...

Chambers: Thank you Mr. Kidd. What I would do, I would hope that if the fire chiefs can get together, the four fire chiefs and answer your question and form committee, I think our county administrator is on that committee, right? And they can get the answer. I don't know the answer tonight. I'm not gonna tell you anything wrong. But we will take it in consideration to try to get it correct now so for you. The fire departments could work together to solve this. Thank you for your comments.

Lann: James Jones, District 3 and Evan Cohn will be next.

James Jones, District 3: Good evening Board. I'm James Jones. Live at 57755 Crumptown Road. I'm a resident and have a business there. And just want to know why I can't Prospect Fire Department serve us and be dispatched because Prospect can be at my place in less than 15 minutes and Dillwyn is further away. So can we get this resolved, and the Board and also, I'm the President of the Lower Francisco Fire Association. We were formed 50 some years ago because we did not have protection in that part of our district. And hopefully, we can get this, get our county dispatch right. But to get the fire departments in the right place at the right time. Thank you.

Chambers: I got confidence in our fire chiefs. Mr. Jones. They will get together and work this problem out.

Jones: Will you let us know when you get it worked out?

Chambers: Yes sir.

Jones: Okay. Thank you.

Lann: Evan Cohn, District 5 and Harris Lender will be next.

Evan Cohn, District 5: Good evening, gentlemen. My name is Evan Cohn. And I'm a new resident in the James River District. I just purchased a lot in 2022. And very happy to be a resident here in Buckingham. It's a beautiful place to live. And I'm really excited about it. But although this is the first time I'm giving public comment, I've been following the development of the gold mining carefully. Because I'm concerned with for the health and the safety as well as the future value of my property. I find it disconcerting to think that a foreign corporation could come to our town, destroy the environment and create health issues for all of us locals because we did not take enough precautions with our local ordinances. I love living here in Buckingham, and I really want to encourage you to take actions that will protect us best. I'm glad to hear that we have choices when it comes to protecting ourselves locally, because we know the state cannot deliver needed protections anytime soon. I attended the presentation to the Board by Ben Price on November 15. The land use Zoning Ordinance could be open to litigation because the steps of on the right because it steps on the rights of corporations. I understand that the rights based ordinance would provide a backup and another level of protection by requiring companies to prove it safe first, before any permits are issued. It is simple and it makes good common sense to me. I am hoping now that the state report is out and the gold committee will be advising you soon that there is nothing else that would prevent us from moving forward on adopting both ordinances. Together they are stronger and offer better protection. And it seems to me that the two ordinances together will make it less likely that our town will be polluted by a foreign or domestic Corporation. Thank you for your time.

Chambers: Thank you, sir.

Lann: Harris Lender, District 5 and Theresa McManus will be next.

Harris Lender, District 5: Hey, my name is Harris Lender. I live in District 5. I'm Kevin's wife, we own a bunch of land on the James River. And obviously we are devastated to think about the possibility that a goldmine will come into town and change our lives forever. We want to breathe healthy air. We want to drink clean water. And we want to pass this on to our kids and our grandchildren. We've yet to get protections in Virginia from the ravages of new modern industrial gold mining. There's overwhelming documentation that this industry with its dire track record around the world would be devastating for any community. The state study has been out for two months, it unequivocally concluded Virginia does not have sufficient regulations in place to protect our public health from the industry. And unfortunately, there are no safeguards at the state level in sight. The ball is clearly in our court to defend ourselves locally, which I'm so glad to know that we can do. And I'm sure you would all agree we have to assert the right to protect ourselves well before industry comes knocking. I was happy to hear that Ben price and Joe lurch were invited to speak at the meeting today about the two different and complementary ordinances that could be adopted. I hope this means that the committee is close to making a recommendation and that they are looking at solutions that I and that we can all live with. What happens in Buckingham affects all other counties, especially those downstream. I am asking you guys to pass both ordinances. Let's make it a strong roadblock. Please. Thank you.

Chambers: Thank you, ma'am.

Lann: Theresa McManus, District 2 and Chris Davis will be next.

Theresa McManus, District 2: Theresa McManus District 2. Revolution and patriotism. They're all American words. Most people think that the American Revolution by the way, it's a history lesson tonight, that the transfer of political authority to the American patriots started at Lexington and Concord, my hometown, with the shot heard around the world. In terms that started the previous summer when 1000s of Massachusetts farmers and city citizens seized power from every crown appointed official outside the City of Boston. Starting in August of 1774, had great parent Barrington, Massachusetts, 1500 patriots filled the courthouse to prevent the judges from entering at Worcester. Judges were made to read their surrender of authority 30 times, hats and hands as they passed through nearly 5000 citizens along their main street. American patriots did not wring their hands waiting for someone to save them on their own. They rejected PT ironical and corrupt control of their judicial system and began to set up their own. They were not well organized, but they were united in their understanding of an ancient grassroot power of the grand jury. Many of us today understand our powers of the grand jury, or how many of us understand our powers of the grand jury, much less exercise these powers to our own interest. How about we start exercising our powers of the grand jury whereby the people are directly empowered to make investigations, subpoena people and information in the course of those investigations and to issue indictments if appropriate. The Commonwealth or District Attorney is not supposed to run the grand jury. He represents he presents evidence to them to consider then asks them for the indictment, which they may or may not grant. However, the grand jury is empowered to follow its own nose and issue indictments that the District Attorney did not ask for a grand jury whose members are aware of corruption and malfeasance and government can issue indictments on their own authority. Through our power of the grand jury, we can help institutions and officers of civilian governments accountable. Thank you by the way for rolling your eyes when the first person got up here because it's on camera, Jordan.

Chambers: Thank you, Mrs. McManus for your mouth.

Lann: Chris Davis, District 1 and Brian Bates will be next.

Chris Davis, District 1: Good evening, County Board, staff. I'm here to speak to you in reference to an item that's on your agenda. Tonight M.6. is a request that was made by Assistant Chief Redford with the Prospect Volunteer Fire Department. First, I want to say that I'm in favor of efforts designed to reduce delays and response times during emergencies. And that's why County Emergency officials developed and implemented fire protocols and GIS mapping systems recently. However, the request you are receiving and on the agenda for tonight's meeting, I believe is inappropriate at this time for the following reasons. Number one, I feel that this request did not originate from Prince Edward County. Second of all, a local automatic mutual aid agreement should be documented and agreed upon by the fire departments that will have direct interaction and emergency coordinators, which as to date has not happened. The need for local automatic mutual aid agreement has not yet been established. The chiefs of the four fire departments in Buckingham County along with the County Administrator and Director of County Emergency Services meet quarterly to address such issues like this when they arise and I believe is the more appropriate venue for these type of discussions. Secondly, I want to say I've lived, worked and volunteered my time at Buckingham for the past 32 years. That's how long I've been on the fire department for Arvonnia and I'm currently the chief. During that time, I've experienced a magnitude of working conditions and relationships between and with many departments and county officials. Over the last year or so, I've never experienced the amount of covert and overt actions taken by a few to sow discourse and erode working relationships between the county and the fire departments. These attempts and actions would have essentially destroyed the volunteerism of the fire departments here in the county. With that being said, I asked the Board to look closely at what is going on here and what or whose personal agenda this fuels or would benefit and the cost that it will come at. Good intentions with bad plan will be a disaster for all. Look before you leap, try before you cry. If it isn't broke, don't fix it are all sayings we've probably heard all of our life. Let's stop the nonsense and try to repair the damage already done.

Chambers: Thank you Mr. Davis. Thank you, sir.

Lann: Brian Bates, District 3 and Kenda Hanuman will be next.

Brian Bates, District 3: Chairman, Members of the Board. Good evening. On the agenda tonight Mr. Redford's email to Mr. Carter regarding the 911 calls coming to Farmville ECC is the reason I'm here to talk to you. In seeking to understand Mr. Redford's concerns and develop some context around this I decided to have a conversation with former fire chief Daniel Clark and Prospect Fire Chief Al Mason, a man I've known for many years. Both of those conversations were productive and resulted an invitation by me to those two chiefs to attend the next meeting of the Buckingham Fire Chiefs Working Group on March 20th so that we could share information about these issues. These are issues of common interest to all members of volunteer fire service and I made Mr. Carter aware of this late last week. Mr. Redford called me on Saturday evening to discuss this issue, as well as his other concern that centers on the fire department dispatch protocols in Buckingham County. As you may recall, the four volunteer fire department chiefs and assistant chiefs work closely with Karl Carter, Cody Davis and Sam Davis, to develop those protocols about three and a half years ago. That nearly a year long project resulted in a

very robust set of fire department response protocols that far exceed what had been the common fire dispatch practice up to that time. I've been in the fire department 35 years. Mr. Redford and I agreed that the two issues he has regarding fire department dispatch, the one in his email and the one regarding the protocols are intimately connected to one another. As we concluded our conversation I was left with the impression that Mr. Redford and I are in agreement that these issues are best resolved not in the political sphere, but by the fire department chiefs working group that includes all four Buckingham Fire Department chiefs and assistant chiefs, Mr. Carter and Cody Davis. 75 years ago Dillwyn Volunteer Fire Department was founded. Not long after that Arvonnia was founded followed shortly after by Glenmore and then 50 years ago, Toga was formed. For 75 years, the Board has trusted the volunteer fire departments with their important public safety mission. Surely the county can trust the fire department leadership with the issues raised by Mr. Redford. To that end, I respectfully ask the Board of Supervisors refer Mr. Redford's concerns outlined in his email, as well as his concerns related to our fire dispatch protocols to the fire department chiefs working group for its review on March 20. Thank you,

Chambers: Thank you, Mr. Bates.

Lann: Kenda Hanuman, District 5 and Virginia Amos will be next.

Kenda Hanuman, District 5: Good evening. Kenda Hanuman, Supervisor Bryant's District 5. I was very inclined after sitting through the gold committee meeting previous to this meeting to just leave. I was really disturbed by the way it was handled by the obvious pre ordained decision. It was an act of futility as far as I observed. I'd love to know I'm wrong. It appeared, you had already decided what you are going to do. And you invited two presenters, which were on Zoom. You wasted their time. You wasted the time of the citizens who bothered to follow this issue. And I will say that I have watched more rudeness than I would care to see and I really am ashamed to be in Buckingham at this point and I love Buckingham. But I don't love the way it's being handled. Thank you.

Chambers: Thank you, maam.

Lann: Virginia Amos, District 3 and W.D. Amos will be next.

Virginia Amos, District 3: Good evening. My name is Ginger Amos, and I live in the Lower Francisco district. I'm present tonight to make you aware that I want EMS and Fire and Rescue to continue to respond to my 911 emergency calls. I am not an expert in state regulations regarding EMS and fire and rescue response time. But I am a registered nurse. And I am well aware that evidenced based data has proven that the faster response time from EMS and Fire and Rescue only enhance the greater preservation of life and the preservation of life and property in emergent situations. In the winter of 1998 I was the first to arrive at an accident on Sawmill Road. A logging truck entered the highway blocking the entire road. A car came around the corner and slammed into the side of the loaded truck burying the vehicle underneath. The man was pinned inside. I was there first. I immediately called 911 and then assessed the situation. Farmville answered while I was on the telephone. EMS and police were there within minutes. Without the fast response of EMS, Fire and Rescue, I believe as a nurse, this man would have died at the scene. A chimney fire occurred at the home of an elderly neighbor. Without the rapid response of neighbors and Prospect Fire Department, when 911 was called, this home would have been destroyed and the possibility of the elderly lady inside could have been a fatality. You all represent the

constituents who voted you into these positions. As a constituent in this community, I want you to vote that the EMS Fire and Rescue with the fastest response is to continue to service our area, which is presently Farmville and Prospect. A dollar amount should never be a consideration when preservation of life and property are compromised due to an emergent situation. I'll leave you with this one thought. You all have gone to Farmville and eaten dinner and you're on your way back home to Buckingham County, and you cross over the Appomattox River on 15 North and you're in a motor vehicle accident. Tell me who you want to respond. Dillwyn or Farmville. Thank you.

Lann: W.D. Amos, District 3 and Gwen Buchanan will be next.

W.D. Amos, District 3: Good evening Board Members. My name is W.D. Amos and I live in the Lower Francisco district of Buckingham County. I know firsthand the importance of rapid response needed due to our field fire. 911 was called and Prospect Fire Department responded within minutes to put out the fire. Without the closest fire department response the fire would have spread into the woods and homes with properties and may have suffered a heart attack trying to put it out with a shovel. As a voter of Buckingham County, I want emergency response to be the closest EMS Fire and Rescue Department to my home. Thank you for your time.

Chambers: Thank you, sir.

Lann: Gwen Buchanan, District 3 and Terry Buchanan will be next.

Gwen Buchanan, District 3: Good evening. My name is Gwen Buchanan. And I live in the Lower Francisco district in Buckingham, I have been a resident of the district for 32 years. Our neighbor had a home fire and the nearest fire department, Prospect. If it had not responded in the fastest route, the home would have been a total loss. I have raised my children with the comfort of knowing if 911 needed to be called the closest response of EMS, fire and rescue would respond. This plan needs to continue and not be changed as it has worked for many years. We live in the community that looks out for each other and we need the larger community of Buckingham County to provide for the safety and welfare for their citizens by not making changes to the present plan of EMS and Fire and Rescue to be dispatched from the closest location to the emergent situation. Please vote no changes. I'm a true believer. If it's not broken, there's no need to fix it. Thank you.

Chambers: Thank you, ma'am.

Lann: Terry Buchanan, District 3 and Mike Lilly will be next.

Terry Buchanan, District 3: My name is Terry Buchanan. I live in the Lower Francisco district. We both came I also have a small farm and you know, work on equipment, have animals and stuff there and you know, you don't ever know where you will get hurt. So you need to be able to rely and hope you're going to have a quick response in place. And what's there now works, don't break it. Since I have been in the area, I have responded to three different fires. Two or more hay bales caught on fire, which were B.A. Cline, and Billy Ray Cyrus, Billy Ray Foals, excuse me. Also a very good friend of mine, Ronnie Carr. In all three instances. Prospect Fire Department was the first online, was the first there. Also, for most of us we have the insurance, homeowner's insurance, the closer you are to fire response the

cheaper your rates. So if we get Dillwyn or Toga, our rates are going to go up. Take that into consideration. Thank you.

Chambers: Thank you sir.

Lann: Mike Lilly, District 5 and Heidi Berthoud will be next.

Mike Lilly, District 5: Good evening, my name is Mike Lilly. I live on White Rock Road, which is in District 5, Scottsville area. I've also been a member of Glenmore Fire Department for over 20 years. Just wanted to speak on, well, first, I want to thank you all for your support on everything we do. It is a volunteer organization. We do put in a lot of time and effort. But we do appreciate what you do for us. Also, speaking on the dispatch, I think, as a Chief of Glenmore now, we all meet we got a better relationship probably than we've had in years. Because we're all looking out for one another. As far as dispatching I think fire department should be, you know, let us let us work on it. See what we can do. We had the same issue with Scottsville for years. You know, you take where Glenmore is and Scottsville bridge. We're not going to beat them there. But we've got an agreement. You know, we dispatch them. They are there. We are coming. So we know we've got it covered in the county and by county people. So just let the fire departments review it and see what we can come up with. And thank you.

Chambers: Thank you, sir.

Lann: Heidi Berthoud, District 5 and Alfred Buczek is next.

Heidi Berthoud, District 5: Good evening Supervisors. My name is Heidi Dhivya Berthoud. And I live in the James River District. I want to thank you for appointing me to the gold mining committee. Though I was not happy to be the sole resident. We are rich in resources, informed people. Let's use them. We had our first full meeting today. And the committee voted to advise the Board to pursue land use zoning amendments to ban metallic mining. This needs to be carefully written so as to allow re mining and reclamation similar to what Paul Busch is doing at the old abandoned moss mine in Goochland. We have over 70 documented abandoned mines in Buckingham and they're all loaded with mercury so that needs to be handled properly so any laws that are written need to encourage the handling of that properly. The NASS the National Academy of Sciences also advise getting permitting in place for exploratory mining. Last November and today Ben Price advised the Board that adopting only a Zoning Ordinance to prohibit metallic mining allowed by Virginia law would be risky as there is a long history of industry successfully suing localities for denying them their corporate property rights to the minerals in wherever, Buckingham. The proposed rights based ordinance poses no ban, and thus there is no legitimate legal objection the industry can use. This ordinance has a common sense requirement to prove it first. The industry must show at least one other similar mine that has caused no harm. Unfortunately, there is no such mine the world over. This law held up in Wisconsin for 20 years. The rights based ordinance is written and ready for adoption now. We have learned a lot these almost three years now, since we first heard about the exploratory drilling for gold in the Warminster community. The state study that we were tasked to review concludes Virginia's current regulatory framework is not adequate to address the potential impacts of commercial gold mining. It lacks an adequate financial assurance system which poses a fiscal and environmental risk to the Commonwealth. Virginia also lacks a modern system for a review of environmental impacts for public engagement. Only one mining reform

bill HB 1722 banning cyanide made it through the General Assembly this year. It enjoyed bipartisan support at first, but then it was killed along party lines. It's up to us. Let's not shortchange ourselves, adopt both ordinances to get all the protections we can get. Thank you.

Chambers: Thank you.

Lann: Alfred Buczek, District 3 and Joyce Gooden will be next.

Alfred Buczek, District 3: Good evening, I'm Al Buczek, 118 Paradise Road. And I'm in District 3. And I guess I'm sort of confused. I've been donating to my local fire department at Prospect, because they always turn out when I tried to set my fields on fire. And they've been very quick in responding. My insurance, I really don't need to be here because all the concerns were voiced to like insurance. They always ask what is the closest fire department. So I would feel very uncomfortable telling them it's Toga or Dillwyn. Prospect is less than 10 minutes. And I've had the privilege of using their services. And I'm confused as to when did that change? And when it changed, why weren't we notified? Because, you know, we've been supporting the volunteer fire departments closest to us. So all that money could have been sent or should have been sent to Dillwyn or Toga if that was necessary, because supposedly they would have been providing those services. So as someone living there paying my taxes, whatever, whatever, sort of disappointed to find out that something changed, that those volunteers may not have been responding to my call when I called in. And it has to do with the landline versus a mobile phone. I don't use landlines anymore. My cows have been destroying my landline for years. So we decided to not use landlines. So my mobile call...see, I don't understand all of that. It would be nice to understand that, because we have to answer the questions to our insurance companies, la-te-da. And I should have been a little more I know more about gold mining now. Because I've come in here. But it just seems much better to understand what's going on, how our county responds. And it's kind of sad that we didn't get notified that there was changes made. Because if I call I was expecting my friends, from my church, from Prospect to come and help me if I needed it. So I think it would be good if we would do better. And I'm tickled to death with what you guys are doing. And I've commented that before. It'd be nice to know more. And I think it'd be wise for the fire departments to understand that they're serving us. And like the nurse said, a minute can make the difference. So please do consider that. And I trust that you are all very wise individuals and find the best solution to this problem. And I'd be so happy if that happened. You all take care. Thank you.

Chambers: Thank you. You do the same.

Lann: Joyce Gooden, District 6 and John Meeks will be next.

Joyce Gooden, District 6: Greetings. My name is Joyce Gooden and I reside at 1779 Shelton Store Road, Buckingham. Supervisor Joe Chambers is my Supervisor and thank you for the opportunity to speak. Last time I was here I thanked Buckingham's registrar and nonpartisan Electoral Board. Key word here is nonpartisan. For their work toward fair and well run elections here in Buckingham County. I am concerned because Buckingham County's Board has since become partisan with all capital letters. Why am I addressing this Board with the Electoral Board stuff? Because I believe in good governance. And I believe good governance allows people to speak. Good governance listens before planning and then deciding. The decision may not be the decision that I would make. But at least I'm heard. The

public is heard. Our Electoral Board is slowly suppressing the voice of the people of Buckingham by allowing 30 minutes total for public comment. If I did my math correctly, there are 27 people due to speak. And that means that's like 81 minutes that public comment here. But at least you didn't suppress the public comment and I appreciate that. And that 81 minutes doesn't even include the time it takes people to get up here to this lectern. And so therefore, I urge you to allow the Electoral Board to use this auditorium and video capabilities to document their meetings, even if it's on a temporary basis. And this is maybe until the electoral staff can get their own equipment in place, just as other Buckingham Board meetings are documented. To the supervisors who attended the electoral Board meeting, and I think that was Gilliam, Chambers and Miles. Did I miss anybody? But thank you for coming. I'm sorry, Mr. Bryant. Thank you for coming. I appreciate you coming out and taking part and listening and hearing what's going on. Final comment on safety. Okay, and I said it loudly that night. The lighting around the building was inadequate. Please address this before I fall while getting to my car. And there needs to be a handicap ramp at the doorway getting to the Ag Building. This is my second request for the handicap ramp to be put in there. Okay. So thank you. I appreciate your time.

Chambers: Thank you.

Lann: John Meeks, District 3 and Red Walker will be next.

John Meeks, District 3: John Meeks District 3. We live was on Mill Road. And we agree with his letter to Mr. Shumaker. About 12-14 years ago, we had a brush fire and Prospect showed up. Farmville showed up and then Dillwyn and Toga. So it just makes common sense for us to get fire service from the closest fire department. And we just thank you for your time.

Chambers: Thank you, sir.

Lann: Red Walker, District 3. And that will be it.

Red Walker, District 3: I really want to express my deep gratitude for all y'all being here. You're listening. You let everybody speak. And we have to, and you're great for doing it. I really appreciate it. I especially appreciate it on the heels of the meeting of the Electoral Board. Because as some of you know, it was ridiculous. People came in to speak. We were there. They were there. There was no reason to not speak except for they knew that 90% of the people speaking would be speaking against some of the policies that they're putting out there. And it's nuts. It's nuts. I consider myself a libertarian socialist, which means I don't care about Republicans. I don't care about Democrats. I care about people standing off of my property. People respecting my rights, and people taking care of the people around them. People in this county do that. Mr. Matthews, I know that of you, Mr. Miles, I know that of you. Just because I know you a little bit personally. We take care of each other, we just do. It's a damn good county that way. You know, I went to the dump the other day and fellow's trailer hitch fell off his truck. And the first thing I did is pull up and ask if I could help him. I didn't care if he had a Trump sticker on his bumper. I don't care about any of that. I care about my neighbors. And that's what we do. I don't agree with Mr. Matthews. We argue damn near every time I buy hay from him but we're still friends and we still get along and Mr. Matthews would bend over backwards to give me a hand if I needed it. I know he would. As I know you well enough, Jordan. I know the same thing about you. So I don't like all this. I'm really glad this was calm. I heard that there were a bunch of people that were going to come in and

try and raise a ruckus. I don't appreciate disrespect. And I actually stepped outside the Robert's Rules of orders last...the other night at the electoral Board because they shut it down. And then I said excuse me, what are you doing? Excuse me? What are you doing? Not disrespectful, not meanly not in I didn't insult anyone. And a couple of people, you know who you are, said, Red, they're gonna yank you out of here. And I said, No, they're not gonna yank me out of here because I'm gonna leave. Because I was disgusted. And it was pretty much over there. As I left, I shook hands with both officers. There's one of them in the back there and said, I'm really sorry that I raised any ruckus. He wasn't about to haul me out. I wasn't mean or disrespectful. The meeting was disrespectful to us. It wasn't cool how they handled that. It is not cool how they're handling it. It is not right. And whenever it's not right, I'm gonna stand up and say a little thing. I will be escorted out peacefully. I'm not an asshole. A butthead. I'm sorry, I apologize for that. I'm not a butthead. I'm not I'm not I'm not going to. Except for when I can't control my damn mouth. I'm sorry about that. The only other thing I have is that this grand jury thing that's going around. I got an email that said you want to join the grand jury. So I contacted Mr. Lipscombe. And I said, what is this? And then they saw me some people there saw me at the electoral Board saw my politics, and I didn't get invited to the meeting. This is a big group of people that are doing some weird things in private without contacting anybody. And they pick the people that they want to say what they want to say, I guess seven seconds. Gosh, darn it. Want to say a little bit more about it. But thank you all very much. So I really do. I really do. Thank you. Thank you. Wonderful. Thank you.

Chambers: Thank you, sir. Thank you all for your public comments. We let everybody speak there at their time.

Re: VDOT Road Matters, Scott Frederick Division Resident Engineer

Chambers: Now let's move on down on our agenda. The next item is J. Mr. Scott Frederick VDOT Matters Update and concerns and Scheduling the Six Year Plan workshop in March.

Updates and Concerns

Frederick: Good evening, Chairman and Board. Thank you for having me. I got a quick update for you tonight. We're in our typical wintertime routine maintenance operations. Since the last time I was here, we I think we've had three winter weather events that we've had some level of crews out for overnight. Hopefully by our next meeting, I won't have to mention anything like that. Nicer weather is about to break, I believe. And in preparation for that we've been getting our equipment ready. We're going to be doing a lot of drainage work. We recently did some ditching on Allen Lake Road, 732. Well, shoulder work. Got our force feed loader, made sure it was working again. And we've moved over to 610. We did a dead end road on 610. That leads off to 610. And we're gonna do 610 from one end to the other the ditches and the shoulders. So you'll be seeing that probably before the next meeting. Some work that we've been accomplishing, doing a lot of shoulder repair, especially at mailboxes, we keep pretty good eye on that and are working to repair it. Doing other drainage work. We have a jack and bore pipe scheduled to be placed on Allen Lake Road. There's a failed pipe on that road. We're going to hire a contractor to fix it. We should have it completed by May 31. We've been doing a lot of pothole patching. This is just typical this time of year. The freeze thaw that we're in just pops the blue sections of the roadway out so we've been keeping a handle on that as best we can and then just doing other work orders as they come in. And luckily we didn't have a whole lot of trees come down this weekend. That

just past us. There was supposed to be some high winds, but we didn't really have a rash of trees coming down. So that's all that I prepared to present on this month. I was gonna just open up to you guys for your comments.

Chambers: District 1. You want to comment. Do you have anything?

Davis: Yeah, just a couple of things. Some of the potholes and a bunch of dead trees along Cartersville Road that was in the road this morning when I went to work.

Frederick: That was one of the only ones that I think I was made aware of in this winds. It was 15 miles per hour sustained winds with up to 30 miles per hour gusts and pretty happy that I was only made aware of one or two. But yeah, thank you, sir. We'll take a look at the dead ones.

Chambers: District 2?

Gilliam: Mr. Frederick, I have actually three small ones tonight. First one, I missed you right after the meeting last time. About a week after the meeting, I got a call from a constituent on Plank Road. Basically, I've looked at it. I road over and looked at it after he talked to me. Basically, from the Cumberland Line to almost Grandma Store, I don't know what can be done about it. But it's got a steep on both sides coming off, where if somebody was to get close to them and had to get over or tractor and trailer came or whatnot, they have to get over instead of just gradually going in. It's a steep embankment a lot and if anything can be done, if you get anybody out to take a look or check it out so it wouldn't be so steep.

Frederick: Right, you are saying along the edge it's a drop off?

Gilliam: That's right.

Frederick: Okay. Yeah, we can certainly look at that.

Gilliam: Second of all, constituents on Red Road said that some of the new work that yall done is starting to break up. If you could take a look at that, that would be great.

Frederick: What was that route one more time?

Gilliam: Red Road.

Frederick: Red Road.

Gilliam: And if you could make a loop down Back Mountain Road at some point, I've had constituents say that that road needs some attention.

Frederick: Yes, sir. We placed some, I think I've mentioned it maybe even at the last minute. We replaced some leveling on Back Mountain Road about a year ago. And I think it was a cold batch of asphalt that cooled off before we got it placed and we've been fighting it...it didn't bond properly to the

roads so we've been fighting that but we'll take a look. We're hoping... I think we're gonna have to surface treat overtop of it. Try to seal it.

Gilliam: That's on Back Mountain?

Frederick: Yes, sir. We're gonna we're gonna have to wait for the warmer weather to get here to do that that type of repair. So we've been fighting it in the meantime.

Gilliam: Coming soon to a place near us we hope. Warm weather.

Chambers: District 3.

Matthews: Yes, sir. How you doing Miss Frederick?

Frederick: Doing well, sir. How about you?

Matthews: I asked you about Alan Rosen Road, there was a tree or a couple trees that a landowner had asked about, did you ever get in contact with him?

Frederick: The landowner and myself, we traded a couple emails I've been meaning to follow back up with them. I went and looked at the tree in question. It's broke off at the stump. It's probably 100 feet or so off the road, but it leans towards the road. And I had our district...I wasn't sure whether to take it down or not. But I had the district roadside crew come and look at it. And they've recommended not to not to address it. So I do need to follow back up with the property owner.

Matthews: He's here tonight. So maybe on your way out, he can get with you. Just all the gravel roads in my district are all to pieces. So it's not just one. It's all of them.

Frederick: Right. Yeah, it's, that's one thing that we try to work in is as best we can with the moisture content in the road. If sometimes if you go to blade too much it tears them up a little bit more. We've been adding stones to try to address the soft spots.

Matthews: I've also noticed a lot of culverts are being stopped up. I don't know how often you'll come through with that pump to get dirt and everything that piles up in people's driveways.

Frederick: Yes, sir. We got a lot of it right now. This is the sewer jet. We'll try to get those up and back up. Thank you.

Chambers: District 4.

Miles: Yes, sir. Good afternoon, Mr. Frederick. So just a few quick things that will be short. So I want to thank you all for the gravel you all put on the right hand side of the shoulder there on Route 20 as it approached 15 as you head south on 15, right across from the bank and Food Lion. I appreciate that. On Slate River Mill Road, I've had a constituent, two actually who have noted that there are lots of trees in

the right away that are kind of hanging. Evidently, there was, is, was a logging operation down there. So if you don't mind looking at that, and I can get you more specifics as to where that is. Okay.

Frederick: Yeah, I can look at that.

Miles: The portion of Troublesome Creek Road that is on the 20 end, there's a lot of potholes there due to the shrinking and the swelling of the road over the cold weather and the freezing. I wanted to ask and then I'll pose this to Mr. Carter, the status of the speed limit signs in the courthouse village area. And I know that VDOT connected with you on that at some point recently. And I just wanted to see where we were on that.

Carter: Mr. Miles, Scott has sent me those specs and drawings for those signs. So we'll be working with staff and getting the right size or right spec sign and we can put into the courthouse area. So we do have those specs as of now.

Miles: Okay, so VDOT is done with that, Mr. Frederick?

Frederick: Well, we'll continue to partner with you. But I got you the information you guys need to put a package together to submit to get the permit.

Miles: And then lastly, Mr. Frederick. And I don't expect you to know this off the top of your head. But I'd like us to look at putting Banton Shop Road and then we'll probably recess until March for our Six Year Road Improvement Plan to add that to the plan. So if you could put a pin in that for discussion, please.

Frederick: Sure I'd be happy to. I was gonna bring that up next to schedule that workstation.

Miles: Thank you, Mr. Frederick. Thank you, Mr. Chairman.

Chambers: Thank you, sir. District 5.

Bryant: Mr. Frederick, I appreciate you cleaning up 602 real good. Y'all did a fine job on that. Firehouse Road has got some problem with the mailboxes.

Frederick: Okay. Firehouse Road. Okay. Yes, sir. Thank you for the compliment on 6002.

Chambers: District 6, on Spencer Road, got some potholes down next to the bridge down here. It's got some holes after you cross the bridge. Right rough.

Frederick: All right, Spencer Road.

Chambers: Thank you. District 7.

Allen: Hey, I just want to tell you thank you for working on Allen Lake Road. It looks good what you've done over there. I don't know of anything else we got right now. As far as I'm concerned, we can go ahead and schedule a Six Year Plan.

Consider scheduling Six Year Plan Workshop for March

Frederick: Okay, good. That's our next item on the list. Okay.

Allen: I'll make a motion to accept then we can talk about it some more.

Frederick: It's at your pleasure, obviously. But I was going to propose come in at 5:00, but March 13 at 5:00 works for me.

Chambers: Does that work for all Board members?

Miles: And I'll second Supervisor Allen's motion, Mr. Chairman,

Chambers: We have a motion and second. Motion by Supervisor Allen and second by Supervisor Miles that we set the workshop on March the 13th. at 5:00. All in favor. Seven yes.

Supervisor Allen moved, Supervisor Miles seconded and was unanimously carried by the Board to schedule a workshop with VDOT on March 13, 2023 at 5:00 p.m. to work on the upcoming Six Year Plan.

Frederick: Thank you, Mr. Chairman. Mr. Supervisor, Matthews, can you point out the gentleman from Alan Rosen.

Matthews: Back there in the hat.

Frederick: Thank you. Have a good night.

Re: Public Hearing: Case 22-SUP322 Landowner/Applicant: Lawrence and Barbara Hollister Tax Map 161-20 containing approximately 472.5 acres located at 2970 Rock Mill Road Dillwyn, VA 23936 Request Special Use Permit to Operate an Air BnB

Edmondston: Yes, Mr. Chairman. Our first case is Case 22-SUP322. The applicant and landowners Lawrence and Barbara Hollister, a 4800, Moseley Road in Moseley, Virginia. Their current zoning district is A-1 and their Tax Map is 161-20 and the property is located at 2870 Rock Mill Road, Dillwyn, Virginia, Curdsville district. Zoning Ordinance currently doesn't permit an Airbnb Bed and Breakfast as permitted by right in an agricultural A-1 zoning district. The Zoning Ordinance requires an Airbnb Bed and Breakfast obtain a special use permit and Airbnb Bed and Breakfast may be permitted by the Buckingham County Board of Supervisors by special use permit following recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. Planning Commission may recommend and of course, the Board may impose conditions to ensure protection of the district if a special use permit is approved. We do have the 11 conditions that are attached to the

special use permit as it was introduced to you last month. The applicants are here to address any questions and concerns resulting from the public hearing.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. The facility shall meet all safety requirements of all applicable building codes.
3. Right of ways and roadway shoulders shall not be used for parking. Ample parking for occupants shall be supplied on premises.
4. The property shall be kept neat and orderly.
5. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Chambers: Do any of the Board members have any questions for the applicants before we open the public hearing?

Allen: I don't have no question. I got a comment though. It follows everything I've seen. This seems good. I mean, everything else we talked about doing camping and different things. Only thing they're gonna do is have Air BnB in one building. So it's not the same as others. It's good. Easy.

Matthews: Was everything approved by the Planning Commission?

Edmondston: Yes, unanimously. Yes, sir.

Chambers: Okay. With no more questions, we will open the public hearing. We open the public hearing anybody want to speak on this application?

Lann: No one signed up.

Chambers: That's a quick one. We will close it. Board members, what is your pleasure?

Davis: I make a motion that we go ahead and approve it.

Matthews: Second.

Chambers: It's been motioned by supervisor Davis seconded by Matthews that we approve it.

Miles: Mr. Chairman just ever so quickly. I'm going to abstain on this. I do wish you all the luck in the world. But I'm abstaining because I do think the county needs an Airbnb policy and I've done this in the past but I wish you all the best luck on the world. It's a great spot.

Chambers: Okay, all in favor the motion? Thank you. Six Yes. And one of abstain. Thank you.

Vice Chairman Davis moved, Supervisor Matthews seconded to approve Case 22-SUP322 for Lawrence and Barbara Hollister for a Special Use Permit for an Air BnB at 2870 Rock Mill Road with conditions. This motion passed with a 6-1 vote with Supervisor Miles abstaining.

Mrs. Hollister: Thank you, and you all are welcome to come.

Re: Case 22-SUP323 Landowner/Applicant: Buckingham County Firefighters Association Tax Map 125-11 approximately 28 acres located at or near 300 S Constitution Rte. Dillwyn, Request for Special Use Permit for Operating an Event Center

Edmondston: Yes, sir. Mr. Chairman, our next public hearing is for Case 22-SUP323. Landowners and applicants are the Buckingham County Firefighters Association. This property is located at Tax Map 125 Parcel 11. It is 28 acres. It is located at or near the vicinity of 300 South Constitution Route in the Maysville Magisterial District. The application before you is to obtain a special use permit for the purpose of operating an event center for activities including but not limited to fundraising and the training venue with up to 4500 attendees. Remember, this is a change from the original application that requested 6000 attendees so this is a decrease to 4500. And again, the Zoning Ordinance does not permit this type of activity as a permitted by right use in A-1 zoning district. However, within this district and event center may be permitted by the Buckingham County Board of Supervisors by a special use permit following recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. Planning Commission may recommend and the Board may impose conditions to ensure protection of the district should the special use permit be approved. As I introduced to you last month

the Planning Commission did recommend approval of the special use permit application and that was a unanimous vote. The conditions that are attached to this special use permit request are the same that had been attached to the prior event centers. That had been presented to the Board. The applicants are here with us this evening. Should you have any questions or concerns after the public hearing?

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. The facility shall meet all safety requirements of all applicable building codes.
3. Right of ways and roadway shoulders shall not be used for parking. Ample parking for occupants shall be supplied on premises.
4. The Sheriff's Office shall be notified three weeks prior to any event inviting or expecting 301 attendees or more persons.
5. The property shall be kept neat and orderly.
6. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
7. No person shall stage, promote, or conduct any musical or entertainment festival in the County unless there shall have been first obtained from the board a special use permit approving a request for event center for musical or entertainment festival to include, but not limited to, music, car shows, live concerts. Further application must be made for such special entertainment permits in writing on forms provided for the purpose and filed in duplicate with the clerk of the board at least 21 days before the date of such festival/event hosting between 301 and 4500 people. Such applications shall have attached thereto and made a part thereof plans, statements, approvals and other document required by this section. A copy of such applications shall be sent by certified mail by the clerk to each member of the board the day such applications are filed. The board shall act on such applications within ten days from the filing of the same. If granted, the permit shall be issued in writing on a form for the purpose and mailed by the clerk to the applicant at the address indicated. If denied, the refusal shall be in writing and the reasons for such denial stated therein, and mailed by the clerk to the applicant at the address indicated. Such permit shall not be issued unless the following conditions are met and the following plans, statements, and approvals submitted to the board with application:
 - A. The application for special entertainment permit shall have attached to it a copy of the ticket or badge of admission to the festival, containing the date and time of the festival, together with a statement by the applicant of the total number of tickets to be offered for sale, and the best reasonable estimate by the applicant of the number of persons expected to be in attendance.
 - B. A statement of the name and address of the promoters of the festival, the financial backing of the festival, and the names of all persons or groups who will perform at the festival.

- C. A plan for adequate sanitation facilities and garbage, trash, and sewage disposal for persons at the festival. This plan shall meet the requirements of all state and local statutes, ordinances, and regulations and shall be approved by the Virginia Department of Health.
 - D. A plan for providing food and water for the persons at the festival. This plan shall meet the requirements of all state and local statutes, ordinances, and regulations and shall be approved by the Virginia Department of Health.
 - E. A plan for adequate parking facilities and traffic control in and around the festival area.
 - F. A plan for adequate medical facilities for persons at the festival, approved by the County Director of Emergency Services.
 - G. A plan for adequate fire protection for persons at the festival, approved by the County Director of Emergency Services.
 - H. A statement specifying whether any outdoor lights or lighting is to be utilized, and if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the festival is located.
 - I. A statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating from the performance shall be unreasonably audible beyond the property on which the festival is located.
 - J. Music shall not be rendered nor entertainment provided between the hours of 9pm and 11am each day.
 - K. No person under the age of 18 shall be admitted to any festival unless accompanied by a parent or guardian, who shall remain with the minor at all times.
 - L. Applicant to provide certified letters of event for 301-4500 attendees 21 days prior to event.
 - M. Applicant is allowed to host up to four events, per calendar year, for attendance between 301 and 4500 people.
8. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
9. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
10. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
11. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
12. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

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

Chambers: We will open the public hearing. Do we have anyone signed up to speak?

Edmondston: So sir.

Chambers: Nobody signed up to speak so we will close the public hearing. What is your pleasure Board members? We got a motion by Supervisor Gilliam, second by Supervisor Miles that we approve this. Are there any questions? All in favor? Seven Yes. Okay.

Supervisor Gilliam moved, Supervisor Miles seconded and was unanimously carried by the Board to approve Case 22-SUP323 for Buckingham Firefighters Association for a special use permit to operate an event center for up to 4500 people at or near 300 S. Constitution Rte., Dillwyn, Va. with conditions.

Edmondston: I have nothing further for you, Mr. Chairman.

Re: Piedmont Senior Resources: Brandon Akers, Nutrition Program Assistant: Consider request to waive fee for renting the community center for their Buckingham Friendship Cafe

Chambers: Let's move on out to him. Department Requests and Items of Consideration. Piedmont Senior Resources, Mr. Brandon Akers.

Akers: Good evening to the members of the Board of Supervisors and residents and citizens of Buckingham County. My name is Brandon Akers, and I'm the Nutrition Program Assistant at Piedmont Senior Resources, your local Area Agency on Aging. We serve the Piedmont Health District which includes Buckingham County. I come before you today asking for your support in using the Buckingham Community Center to hold our congregate friendship cafe. The cafe is a place where older adults in the community ages 60 and above can come to for fellowship, crafts, games, boundless nutritional meal, exercise, and false prevention workshops that we have, balanced living with diabetes workshops, and much more all led by our trained staff. The program is free for all older adults 60 and above. So the only thing that they need to worry about is coming, having a good time and learning. We at Piedmont Senior Resources pride ourselves in making sure our older adults are not left out. For many of our cafe clients, this particular program is the only source of socialization that they have. Besides the usage of our home delivered meal program and our homemakers program, Piedmont Senior Resources staff are the only people that some of the Buckingham older community see. We're the only people that come in contact with them. Allowing the seniors in your community a place to go to feel wanted and loved by others. It also contributes to their wellbeing. Just imagine not being able to socialize or interact with anyone. On the other hand, imagine you were one of the clients that come to our cafes. And it just brings joy to you knowing that you have a place to go to look forward to fellowshiping with your new friends and old. We are a nonprofit agency. So most of the funds that we get to operate some of our programs are from grants and the kind donations from different businesses, organizations and individual people. We are asking that you waive the fee for rental of the Buckingham Community Center and allow us to rent the community center for a low monthly fee of \$300 or less. Most of, if not all of the items that we use, we purchase our self. The electricity, the kitchen, and the restrooms are basic necessities

that we need to operate. And again, everything else that we use, we purchase out of our own money for the clients. I hope this request will be considered so that we have the opportunity to provide this service to the County of Buckingham and the older adult population.

Chambers: Any Board Member have a question for Mr. Akers?

Matthews: Yes, sir. I'm wanting to thank Mr. Akers and PSR for the service that they do. But I also want to make a point that Buckingham County has fully funded the services of PSR for several years now. And we are one of the few that do that. I imagine some of them have started to do it a little bit more because Ms. Young does a great job of trying to get those people moving. So I think this is a good situation for our older adults. I talked to Mrs. Spivey today up at the community center. And she said we would waive the deposit for that. And it would be a \$40 rate for that at six hours. So that would be about \$240. And I know other localities you're paying for your events to be happening at some of those various places. So I'm all for it. I think it would be a great situation. And I would move to approve this venture.

Chambers: Are you making a motion?

Matthews: I am

Miles: Mr. Chairman?

Chambers: Let me get the second. Just a moment. We have a motion by Supervisor Matthews, second by Supervisor Allen. Are there any questions?

Miles: Just a statement, not a question. This is my employer so I will be abstaining from the vote because I do work for Piedmont Senior Resources. Mr. Akers, you did a great job today, Mr. Chairman, I do have a question. How many of these Board members would actually qualify for these services being 60?

Chambers: Everybody except you.

Miles: Thank you, Mr. Chairman.

Akers: We have a spot for you so come on down.

Chambers: Everybody got a spot for Jordan. All in favor. It's passed.

Davis: I haven't got there yet either Jordan.

Supervisor Matthews moved, Supervisor Allen seconded to approve to waive the deposit for the use of the community center for Piedmont Senior Resources and charge the \$40 per hour rate for six hours for a total of \$240 monthly for the Buckingham Friendship Café. This motion was carried with a 6-1 vote with Supervisor Miles abstaining due to his employment with PSR.

Akers: Mr. Chairman. I would just like to say that this is my first actual Supervisors Board meeting that I've actually attended. And I have to say that you all have made it very interesting to me. Just to be able to go to my own Board of Supervisors meeting now. Just the way you handle everything. It really made it interesting for me. So thank you.

Chambers: Thank you, sir.

Re: School System: Consider approval of FY23 Budget due to an increase in ADM, State Funds, and an adjustment to Federal Funds to reflect actual grant awards and carryover amounts

Chambers: Next, the school Board system. Dr. Keeler.

Dr. Keeler: Good evening, Board members. Good to see you. Tonight, we are requesting a fiscal year 2023 budget amendment due to an increase in ADM, state funds and federal funds to reflect actual grant awards, totals and carryover amounts. We are adjusting our ADM from the originally budgeted 1817.05 to 1845. An increase of 27.95 students. The increase in ADM will increase our state funds by \$491,116. We are also adjusting our internal local funds due to an increase in our increase in our district tuition payments and revenues from our auction that was held over the summer and addition of \$23,400. In other state revenues, we have received three grants the VTSS, the VDH HEPA and the Security Officer, an addition of \$95,937. In federal funding, we are adjusting our current grants to reflect actual grant awards and carried over funds, as well as the addition of a homeless children and youth school improvement and 21st Century grants. This is an addition in federal funding totaling \$505,386. These increase a total of \$1,115,839 in regular operation revenues. In the cafeteria fund, we have a decrease in funds from the State Breakfast Program, total decrease in the state funding of \$7,900. In federal funds, we receive two additional grants, the supply chain assistance and the pandemic EBT, as well as adjustments to a few others to reflect actual grant award amounts. A total increase of funding on \$13,883. These adjustments total an increase of \$5,983 in the cafeteria fund. Grant total and additional revenues of \$1,121,822. Any questions or comments?

Miles: Mr. Chairman, may I ask a question, sir? Just to be clear, Dr. Keeler, and thank you for being here tonight. This does not affect in any way local appropriations. Is that correct, sir?

Dr. Keeler: That's correct.

Miles: Okay. I'd offer a motion that this adjustment be agreed to, Mr. Chairman,

Chambers: Motion by Supervisor Miles, second by Supervisor Matthews that we consider this approval. Mr. Matthews, yes, sir?

Matthews: I just want to thank you for the job you're doing, Dr. Keeler. And keep up the good work.

Miles: Absolutely.

Dr. Keeler: Thank you, Mr. Matthews. Thank you all. It's good to see you guys. Pretty good Board members, let me tell you. I got one other favor.

Chambers: Just one minute, Dr. Keeler. All in favor of the motion. Seven yes.

Supervisor Miles moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the FY23 Budget adjustments as presented for the School System.

Chambers: I'm sorry. Go ahead Dr. Keeler.

Dr. Keeler: I'd like to take the opportunity to keep you up to date on some of the things we talked about earlier, last time I was here, and JB is with me. And he's gonna give you a little rundown of what we have funded with our federal funds and what we got state funds and to give you an update what's left? Okay.

Matthews: Good evening, Mr. Heslip.

J.B. Heslip: Good evening, everybody. Thank you for letting me be here. I'm gonna try to pick this up really quick. At first I'd like to just kind of recap where we have been with you as a Board. We'd like to thank you so much for your use for allowing us to use carry over money in the past for several big projects. You guys allowed us to use our carryover money for the middle school chiller project, which really helps. And thank you so much for that. And also, you've allowed us to use that carryover money for the high school chiller project. And I wanted to thank you for that. And that takes us into this brief presentation. As you know, we have just recently completed the roof project at the high school, where we used \$644,000 of federal, you guys allowed us again, to use \$803,000 worth of carryover. We used \$28,000 worth of local facilities money in change orders, things we needed done, and made that project a success at 1.4 million. And we thank you for that. I'll just giving you a quick rundown all of these projects that we're going to be talking about from here forward, our vision through our Facilities Committee, which Supervisor Chambers is part of, we appreciate that. They've also been approved by the Facilities Committee, I said, and we're there on the CPP plan. They're also fully funded by state and federal. So all these projects are either in progress or ready to go. We are currently working on an HVAC project throughout the county at 1.5 million. I have PowerPoints connected to this if you'd like to go deeper, I certainly can take us deeper. If not, I'm just going to give you the bird's eye view. We also have the greenhouse project, which is going through the Facilities Committee and is getting ready to go into bid documents at 465,000. We have a wheelchair lift replacement at the high school for 75,000. These are budgetary numbers, and we're getting ready to get quotes and put that in as well. I think that was put in in 1991. So that's been there a long time. We also have the CTE roof refinish. You can see 250,000 there with a 15-year warranty. We also have a middle school bathroom project at 450,000. It's going to be going on there at the middle school. We also have a \$70,000-15-year middle school roof recover as well. Then there's two big projects at the at the Dr. Carter G. Woodson Educational Complex. One on the elementary side, and one on the primary side. This is a roof recoat and those are for 10 year warranties. And when we get to the 10-year mark, there is a TPO roof that's in the middle of both covering the new section of the complex. And at that time, that TPO roof should make it the 10 years and we'll have to re budget and add half and half to the complex project in 10 years. So all those are visioned, approved, moving forward and it's in separate stages of where they are and being ready to go. Any questions on any of that that's been envisioned and ready to go?

Matthews: How did the roof project transition? Did it do pretty good?

Heslip: Yes, sir. We have a few leaks around the science wing that we're trying to tackle. Every time it rains you find one. It's 99.95% on the money and we're still chasing around that .05.

Matthews: You have to make contact with the contractor?

Heslip: Yes, sir. Every single time they have, the contractor is very, very proactive with us. They come out each time. They're always there. So we'll get that buttoned down quickly.

Matthews: Thank you.

Miles: Mr. Chairman. Just really quickly, if I may. So again, just for clarity, no local money to these projects, right?

Heslip: No, thank you. No, sir. Not at all. All right, then the next section here is we have visioned these. When I say vision, that means we have taken it through the Facilities Committee, maybe a feasibility study. We have decided as a school system, that this would be the best way to proceed and vision with the school system. However, it's unfunded at this point, we have the auditorium project. And as you know, there's a lot of historical value there in the high school auditorium. The seating, the stage, you can't help but feel history as you walk through that. And unfortunately, time has taken a toll on that particular section of the high school and it is in need of repair. When we first visioned this out, it was 2.1 to 2.4 million. I was asked by the Facilities Committee to break it down into phases, which I did. And as you can see, there's phase one, phase two, phase three. Phase one is basically making sure that it is watertight, the old caulk around the windows is replaced. That we have a good workable solution moving forward. The next one is the Berryman project, we were blessed enough to be able to buy that as a school system. We're very thankful for that. And thank you again for that. That's right in between the high school and middle school, it's a great property, we visioned that out. And taking the school Board completely from where it is now and potentially putting it into the Berryman property and in doing so the price tag was rather high, 489,000. And again, when you look at that, to me, that's a huge number. But as you start breaking it down, you start thinking about what it requires to take something from private to public, ADA compliant elevators. It's not a small task. So the Facilities Committee and the school Board said, that's a lot. Let's look at some other alternatives. So I've been given permission to do a scope of work for the Berryman property turned into the Alternative Ed Program for next year. I'm still working on that scope. And the only thing I can say, oh guarantee would be less than 489,000. It's more, it's more doable with local facilities committee money. And I'll have to get back with everybody on what that scope of work would look like. We also have the parking lot on here, that's again, we were able to purchase that land, which was a blessing to us. We visioned it out. And we have four basic ways to proceed. Option one 748,000 gives us a 90,000 square foot parking lot. Asphalt. Gives us 10 Bus spaces, and 150 cars. Option two gives is 740,000. 90,000 square foot parking lot, gravel. Gives us the same amount of buses and cars. Option three 323,000. That gives us a 32,000 square foot gravel lot that we can get 10 buses in. And then the last one 668,000 gives us around a 43,500 square foot asphalt parking lot that we can get 10 buses and 60 cars in. And that's right off just to reference everybody that's right off 60 (20) going down toward the complex on your right. And then the last item that we have scoped and vision but we don't necessarily have the funding for is our slate roof at the high school. If you remember that wasn't part of the original scope of work for the high school. It's a beautiful slate roof, a lot of history there. And the soffit and guttering. I have never seen anything quite like that. It's

very historical. But as we were doing it, we realized that that may become an issue. Over time, everything wears out. So I had the folks who were there, do a scope of work. Give me some budget numbers. And that was \$360,000 to replace the slate, take it off, put some weather guard down then put the original slate back on in its original positions with new guttering a new soffit and give it a new face. That's, I have other projects that we've scoped out and we thought about but is there any question on what you have in front of you here.

Matthews: Good job.

Miles: Very helpful, Mr. Chairman,

Chambers: Thank you for all you do.

Heslip: Thank you so much.

Chambers: Thank you, Dr. Keller.

Dr. Keller: thank you so much.

Re: Electoral Board: Consider request from Electoral Board for use of the Board Room for their Meetings.

Chambers: We move on to number 3, the Electoral Board, consider request from Electoral Board for the use of the Board room for their meeting. So what is the pleasure of the Board?

Matthews: What timeframe would he want to use it for?

Chambers: Do you know, Mr. Carter?

Carter: I think what I remember is they want to use it the third Monday of each month for their monthly meetings, at 7:00, as I recall correctly.

Matthews: It's at 7:00?

Allen: It's the same meeting night that we have our Planning Commission work sessions.

Chambers: It's going to be a conflict of interest then.

Allen: And if you know, they have meeting when we don't have meeting, then we have to pay somebody to come in here and work the place.

Matthews: Well, if they can adjust their schedule. I mean, that's up to them. If they want to use it, they'd have to work around our work schedule.

Chambers: Right.

Carter: I was going to say we have let agencies use this building if it's during daytime hours when staff is already here. So when you know someone ask to use the room after hours, like Mr. Allen said, we'd have to pay somebody to come be here and run the place and monitor it so in the past we turned those people down.

Matthews: We don't have a problem using it, but they need to work within the parameters that we have as far as the staff.

Carter: As Mr. Miles, I know we had some of the gold mining committee member meetings here during the day, but then once they wanted to go to after hours, and we turned them down, because it was after operational hours.

Allen: 8:00 to 4:30?

Carter: 8-4:30. Yes, sir.

Allen: They can have meeting in here then. If not in that time, then no, they can't use it.

Bryant: After that, then no.

Miles: Right. And, Mr. Chairman, I do think I mean as to what Mr. Carter said it would sort of set a bad precedent and if we're going to allow for the use you know out and not we do have some guardrails up so I think we ought to let this one go by.

Chambers: You said what now?

Miles: I said I think we need to deny this request based on what Mr. Carter said is what I'm saying Mr. Chairman, or just take no action.

Allen: You want to make a motion since you are talking?

Miles: Sure. Okay.

Davis: Hold on a second. I think we should get with the Electrical Board and see if they're willing to move their timeframes around to work in daylight hours if they want on the county's regular schedule so we don't have to pay people overtime to be here but before we deny it, I think we ought to go back to the Electoral Board and see if they are willing to move it.

Matthews: See if they can adjust their hours.

Davis: If they can adjust their hours to use it.

Matthews: Yeah, just get back with them. They need to re do their proposal and to within those...

Davis: If they can't, then we can come back and deny.

Chambers: I would like to see them try to work if possible because I hate to see people having to stand up like I seen over there you know there on February 7. We've got the facilities. If they can work within the timeframe I don't see no problem with it.

Gilliam: I agree with Chairman Chambers on that. I'd like to see them be able to. The seats are a little bit nicer in here. It's a little bit better and there's not so many people jammed up over there as it was last time. I'd I like to see, I agree with Mr. Chambers, if we could work with them, I'd like to see them be able to use it.

Chambers: Could we table this until we get back with them?

Carter: I can reach out to them.

Chambers: We can reach out to them if they can use it within the hours the staff is here. Is that alright with you Mr. Miles?

Miles: Yes sir.

Chambers: Are you sure?

Miles: Yes, sir.

Re: STEPS, consider request from STEPS to appropriate any unspent funds previously budgeted to Madeline's House to STEPS due to the ceased operations of Madeline's House

Chambers: Let's move on down to #4. STEPS, consider request from STEPS to appropriate any unspent funds previously budgeted to Madeline's House to STEPS due to the ceased operations of Madeline's House. They ceased operations and still want their money?

Carter: No, this request is that Madeline's House closed their doors. The local domestic violence shelter that we have here in the county. STEPS has stepped up right now to fill that void. So they're doing domestic violence situations right now. So once we found out that Madeline's house was closing the doors we didn't send them any checks or any appropriated money to them so STEPS is asking for you guys to allow them to use those unspent funds that were allocated for Madeline's House for use by STEPS to continue to provide or continue to serve in the county.

Chambers: I got no problem with that. What the pleasure of the Board? Motion by Supervisor Bryant, second by Supervisor Miles, God bless you Miles, that we appropriate this. Seven yes. Alright.

Supervisor Bryant moved, Supervisor Miles seconded and was unanimously carried by the Board to approve to transfer the funds budgeted to Madeline's House to STEPS due to Madeline's House no longer being in operation and STEPS taking over their operations.

Re: Fireman’s Association: Request for use of the Existing Tractor Pull Site for Summer 2023

Chambers: The next item 5. Firemen's Association requests for the use of existing tractor pull site for the summer 2023. I understand that the place they got on 20 is not going to be ready. I think the Board should give permission to use this. They're doing a great service for the county.

Gilliam: If I can make a statement when you finish, Mr. Chairman. First of all, I heard a lot of compliments tonight and public comment probably rightfully so about different fire departments, Scottsville, Prospect, Farmville, but I'd like to say it's a group of guys back in the back that we couldn't make it without y'all. And if y'all are a member of the Buckingham Fire Department tonight in any different unit, please stand. Thank you. I don't think the county could make it without any of y'all. I appreciate you for what you do for us. Thank you,

Chambers: Amen. Thank you for what you do for us. Did anyone make a motion? I'm sorry. I better look here. It's been a motion by Supervisor Bryant, second by Supervisor Matthews that we honor this request for the fire department. All in favor. Seven, yes.

Supervisor Bryant moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the request from the Firemen’s Association to use the existing Tractor Pull site for the Tractor Pull for the summer of 2023.

Re: Prospect Volunteer Fire Department: Request permission be granted to Farmville ECC to allow them to dispatch those respective agencies without having to be specifically requested by Buckingham County when a call from cell phone in Buckingham goes to Farmville ECC

Chambers: Next on our agenda is Prospect Volunteer Fire Department permission request. You heard the chief from Glenmore. Chief Lilly, said they already got a working relationship like with Scottsville if they can't get there with Scottsville so they got a working relationship. Why can't the fire department, why can't the Chiefs get together and do the same thing to protect the citizens on lower Francisco. Let the fire chiefs get together and workout a program that can protect all that citizen so they don't have to pay additional insurance and everything. Can the Chiefs get together and do that?

Matthews: Mr. Chambers, I have some information that may be helpful with the discussion with the fire departments. That has been on record since the early 1970s from the lower Francisco Fire Association, which we had about 15 or 20 people here representing them tonight. And I also jotted down some questions that they had concerns about. So I'd like to present that to Mr. Carter as part of the record to show that the citizens are concerned. It's not just Sawmill Road, it affects 654 different residents in District 3. And District 3 is not the only problem. When they redistricted last year, it also affects Mr. Gilliam's district, which goes down 600 and involves Randolph Fire Department. So I'm gonna present this to you. Okay. You can have it and give it to the chiefs. Thank you.

From Sheet from Mr. Matthews with request to have entered into record:

1. Why was the agreement with Francisco Fire Association changed from dispatching the two closest fire departments to dispatching the two fire departments of Dillwyn and Toga regardless of the location of the fire? If you live at 1753 Saw Mill Road, you are 15.3 miles and 18 minutes from Dillwyn Fire Department. You are 17.3 miles from Toga, 22 minutes. You are 6.3 miles or 9 minutes from Farmville Fire Department and 9 miles and 10 minutes from Prospect. This mileage is from the GIA/CAD Mapping system. Why would anyone think it was appropriate to call two fire departments that are further away?
2. When were the citizens and the taxpayers going to be notified by the County of these changes?
3. After reading Mr. Redford's letter, why does it take a citizen to have to bring this to the attention of the fire department and the community? The information listed in the letter demonstrates the loss of time when time should be of the essence. If it was your home or family, would you want "Farmville dispatcher transfer the call, the Buckingham dispatcher receives the transferred call, and sees on the CAD that Farmville and Prospect were on the response box and then dispatches Buckingham agencies and then calls Farmville back to request assistance". Does this make sense to you? If this was our family, would this be acceptable to you? The agreement was originally in place so this back and forth did not take place during a time of emergency. We need the closest fire department tones out as in the original agreement for residents within the Francisco Fire Association Map.

This affects 654 parcels in district.

Chambers: Well, I made the statement, I did because I heard the chief from Glenmore, not Glenmore, but Toga, Dr. Bates said there is already negotiating and trying to work this out. Did y'all hear that? So why don't we just let the fire departments, the chiefs get together with those and try to work this problem out to protect everybody.

Gilliam: I agree with Chairman Chambers. I think we got four great chiefs. As they say, let the chiefs work and let the Indian stay out of it. And so I'm fine with it for Chief trying to work it out first.

Chambers: Do we have a motion for that?

Miles: Mr. Chairman, can I just add one thing, please sir? I know, there's been a great deal of talk about the, about the southern part of the county, hopefully, you know, the northern and eastern parts can be looked at to as this progresses also. Thank you, Mr. Chairman.

Chambers: We just want to see the citizens get protected and taken care of. That's all. That's all I want.

Davis: Can I say something, Mr. Chairman?

Chambers: Yes, sir.

Davis: I think this is something that the County Administrator and the Chiefs need to work out as far as mutual aid agreements. I know in Arvonnia, we have Fork Union and we mutual aid Fork Union and Fork

Union mutual aids us so I'm sure the chiefs and County Administrator can work this out with Prince Edward and Prospect what we need to do. It seemed like everybody who spoke said Prospect was there. So we already must have had something to kind of agreement with them because they were calling them out. And I think it's the issue with calling from the cell phone instead of a landline. That's what's been the issue. So y'all get together and work that out.

Matthews: It's actually a couple issues but that's one of them.

Chambers: Okay, I've got confidence in the fire chiefs going to get this thing solved for the citizen of the county. I really do. And the County Administrator working together. And they'll make a recommendation back to the Board, right, at some point? Thank you. Can we get a motion?

Allen: Yeah, I'll make a motion that we agree to it and let him go ahead and work it out between them and Prospect, and, Farmville because like you said, we've already got Scottsville, and Fluvanna already worked out.

Gilliam: Okay, so we will change what's on the agenda right now into a different motion because this is actually requested it to be approved to go to.

Allen: So this would be added to it.

Chambers: The motion is to let the fire chiefs and County Administrator work together and solve this problem and make a recommendation back to the Board at some point. That's what the motion is.

Allen: Yeah, added to the motion.

Matthews: County staff too. You need the Emergency Manager.

Miles: And this will come back to the Board Mr. Chairman, is that what you are saying?

Chambers: Yes, sir. At some point after they make an agreement on how to protect the citizens. When they are satisfied, bring it back to the Board.

Allen: And just say we approve with them working with it and trying to get it done. Right. That's my thought.

Chambers: We think the chiefs...

Gilliam: But you know, at this point we wouldn't be...this action would not be agreed upon, right? Is that correct? So this motion would be denied. And we would go back to the chiefs, is that correct?

Chambers: That's what I'm saying.

Gilliam: Okay, well, let's make sure that we get that straight because this motion is made to approve. And second, let's just make sure that this this particular action is not agreed upon. That only agenda.

Chambers: My understanding the motion would approve the statement I made. That the four fire chiefs are handling it.

Carter: What Mr. Gillam was saying was on your screen.

Lann: What's on your screen is the agenda item. The motion you state is what the minutes will state your vote is about.

Chambers: I see what you are saying. The motion by Supervisor Allen, second by Supervisor Davis that we will send this back to the fire chiefs and County Administrator, Emergency Services Manager to work this out and make a recommendation back to the Board at some point. Any more questions on the motion? All in favor? Seven, yes. All right, let's move on.

Supervisor Allen moved, Vice Chairman Davis seconded and was unanimously carried by the Board for the Dillwyn, Arvonnia, Glenmore, and Toga Volunteer Fire Department Chiefs, County Administrator and EMS Manager/Director work out a plan for dispatching calls in the best way to protect the citizens of Buckingham County in the best possible manner and report back to the Board of Supervisors.

Re: Finance: Consider appropriation of Donation from Kyanite Mining to Animal Control Department

Chambers: Item 7 Finance: Consider appropriation of Donation from Kyanite Mining to Animal Control Department. Mr. Carter, you want to do that one?

Carter: Mr. Hickman will do that one.

Hickman: Good evening Board. So, as stated in the letter, just simply asking to have the Kyanite Mining Corporation donation to the Animal Control Department be appropriated to their department, so they can use those for extra supplies or whatever the Animal Control Department might need. Again, we're thankful for Kyanite for their continued support to the Animal Control Department.

Chambers: Motion by Supervisor Miles, second by Supervisor Bryant that we will consider this.

Miles: Mr. Chairman, can we also write Kyanite a thank you letter?

Chambers: Okay. Supervisor Miles also says to send them a thank you letter.

Carter: Yes. Because I will say also, you know, as Kevin was hitting, too, you know, this is not from the Kyanite Corporation, it is from Kyanite's employees themselves. So it's not like corporate donation, the employees got together and raised these funds on their own.

Chambers: Okay. All in favor. Seven yes.

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to appropriate the \$900 donation from Kyanite Mining Employees to the Animal Control Department and to send a letter of thanks to them.

Re: Finance: Consider acceptance and appropriation of a tourism recovery grant in the amount of \$30,000 from Virginia ARPA Tourism Recovery Grant

Chambers: Mr. Hickman, you got number 8. Mr. Hayes?

Hickman: Yes, sir. The second item here for you. To make you aware, we applied and were granted a \$30,000, Virginia ARPA tourism recovery grant. And simply what it is, is to just funnel money to the county to where they're able to use it to increase the tourism that was lost during COVID. So we applied for that. And the idea that we applied for it was to use the money to create a website that highlights all the tourism sites in the county as well as local businesses. Some of that money will also be used to market the website once it goes live. What I'm asking from the Board tonight is to accept this grant and then appropriate the money once it comes in to the economic development line item. And we can use it out of that fund for those expenses. What's the pleasure of the Board?

Allen: So moved.

Miles: Second.

Chambers: Motion by Supervisor Allen second by Supervisor Miles that we will consider this. All in favor. Seven, yes.

Supervisor Allen moved, Supervisor Miles seconded and was unanimously carried by the Board to accept and appropriate the \$30,000 grant from Virginia ARPA Tourism Recovery Grant to go into Economic Development Line Item.

Re: Solid Waste and Recycling: Consider request to hold the Annual Tire Day on April 22, 2023 from 7:00 a.m. to 11:30 a.m. with same conditions in the past years

Chambers: On item 9, Solid Waste and Recycling. Consider request to hold the annual tire day on April the 22nd from 7am to 11:30am with the same condition as last year. What is the pleasure of the Board? Motion by Supervisor Bryant, second Supervisor Allen that we consider this request. All in favor? Seven yes.

Supervisor Bryant moved, Supervisor Allen seconded and was unanimously carried by the Board to approve to hold the annual Tire Day on April 22, 2023 from 7:00 a.m. to 11:30 a.m.

Re: Courthouse: Consider request for a small additional fee of \$6,850 for Architectural/Engineering effort for Courthouse repairs project

Chambers: Courthouse: Consider request for a small additional fee of \$6,850 for architectural/engineering effort for courthouse repairs project.

Carter: Mr. Chairman, I'll take that one. In your packet tonight, you should have a letter from Architectural Partners. As you recall, that was the firm that we awarded the bid to for doing renovations for the courthouse. That firm has been working on getting documents ready to bid out on that project. In your packets and as I said before, there's a letter of request from Architectural Partners for an additional \$6,850. As that letter states they we're going to include the mentioned work in their bid packet for an outside civil engineering group to complete the bid, complete the work but due to timing, they had to do the work before so they did the work in house to get that work done on a specific timeline. And they just want to be compensated for that additional work. I think it's important to mention that you know, they would have had to have this work done eventually, it's just they did it faster. So instead of outsourcing to another firm to do it, they did it in house so they're just seeking reimbursement for those funds.

Chairman: Okay.

Miles: I'd so move, Mr. Chairman.

Davis: I second.

Chambers: Motion by Supervisor Miles, second by Supervisor Davis that we honor this request. All in favor? Seven yes.

Supervisor Miles moved, Vice Chairman Davis seconded and was unanimously carried by the Board to honor the request of Architectural Partners for an additional \$6,850 for additional work done on the Courthouse repair project.

Miles: Crowning jewel of the Maysville District.

Re: Buckingham-Dillwyn Garden Club, Donna McRae Jones, Consider Request for Use and Waiver of Fee for the Community Center Main Room and Kitchen for June 10, 2023 for their 90th Anniversary Celebration

Chambers: Item 11, Buckingham-Dillwyn Garden Club, Mrs. Donna McRae Jones, Consider Request for Use and Waiver of Fee for the Community Center Main Room and Kitchen for June 10, 2023 for their 90th Anniversary Celebration

Matthews: I was just going to ask, what is our policy has been in the past on doing this, Mr. Carter?

Carter: History has shown in the past when we've gotten these kind of requests that we would look at what the event was for, we would look at who was benefiting from the event. So as the request you'd had early on tonight that requested for some seniors to benefit for having that event at the community

center. So those have been our criteria in the past. So, you know, waiving the fee if the event is going to benefit Buckingham citizens.

Matthews: Are you waiving just the deposit or are you talking about waiving all of it?

McRae-Jones: All of it. As a 501-3.C, Nonprofit organization, the organization that has been around for 90 years, we share our skills with the community. We support the community. And this is an anniversary that we're having is open to the public. And we've planned to have various activities and interchanging information as far as flowers, growth and that respect. And also, over the years we have worked with making sure that the county as far as different plants and whatever has been attached with...recent activities have been working with the Chamber's when they took over the Ruritan signs. And we worked with Chambers in areas of making our signs for our community signs up. look beautiful. I mean, it's an organization has been around for 90 years. We are celebrating 90 years.

Matthews: Y'all have a treasurer or anything like that?

McRae-Jones: I'm sorry?

Matthews: Do y'all have a treasurer that keeps up with your donations?

McRae-Jones: We have a treasure to keep up with our donations. And I might add as one of the things they've done is they provide scholarships. They support scholarships. We interact with the school. We interact with active seniors, providing different decorations for them and having classes with them. They also interact with the 4-H club and providing training and for the students there and stuff and making decorations with flower arrangements that have presently been presented in the Tri County organization. As well as submit and plant for Habitat for Humanity.

Chambers: You do a lot, you know, for the citizens of the county from what you say. I don't see any problem with it, you know, waiving that fee.

Matthews: We waived the fee for PSR, which is a 501-C.

McRae-Jones: This is only A-1time event for 90 years. Of course, we might come back in five years for our 95th. I may or may not be here. But it is a milestone for an organization to be around in Buckingham for 90 years providing service to various communities in this county.

Matthews: The thing of it is, if we do this for you, then you've got other people that are gonna be asking the same thing.

McRae-Jones: Then they will have to state their case too. This is I'm asking on behalf of...

Matthews: We are willing to forego; I would think the deposit but it's only \$40 an hour. You know, I would think if you...

McRae-Jones: If we use the kitchen it's \$500.

Matthews: Are you going to prepare food at this event?

Chambers: That's what the kitchen is for.

Matthews: How many hours?

Chambers: How many hours are you going to use it?

McRae-Jones: The activity is open to the public. It's not an activity that is secluded. It's open to the public. Because we want to show different floral arrangements as well as interact with the people to show what we do and what not.

Miles: Mr. Chairman, so speaking to this, and this, to me, this shows the need for a reduced rate for in County and this really doesn't apply to PSR. Because PSR is based in Farmville, but we do have lots of clients, I really wish that we could somehow tasks staff or even a committee and I assume there's still a Library and Community Center committee that's around for a reduced rate for some of these in County organizations that that can't afford, I mean, I would like to see a little bit of payment, but I understand what you're saying for \$500. Let me just use the kitchen as a 501 C 3, or even for in County nonprofits. So that's just where I am. And I know that's not really pertinent to right now. But it is in long term. I just really, really wish and I've been saying this, I really wish we could come up with some sort of a different fee schedule for it, say in County, nonprofits or even nonprofit churches and things like that, because it is a lot of money. But I'm just afraid of precedent, because what's gonna happen next month, when the 4-H comes before us, when these different organizations that do great work. That's where my mind is right now was setting precedent. So I appreciate all you do, Mrs. McRae-Jones. Thank you, Mr. Chairman.

McRae-Jones: Okay, well, let's look at it this way. Okay, let's negotiate. If you don't use the kitchen, it's \$160 if you don't use the kitchen. But we want access to the kitchen. So if we pay the \$160 and kitchen, that's I mean, you get money and we're getting what we're asking for.

Miles: I can go along with that.

Chambers: I think if they give Jordan a free dinner, he'd be satisfied.

McRae-Jones: Now we're not, we're serving, we're not having a food per se. We're just having like hors d'oeuvres. We're not having a sit down dinner. It's more of a celebration and showing what we do. And opening it to the public so that everybody can have an opportunity to see what we, the Buckingham-Dillwyn Garden Club do.

Matthews: You're talking about a four-hour event. Is that what you just said?

McRae-Jones: Correct.

Matthews: Okay. I'm good with given them a reduced rate. I don't have a problem with that, and waiving the kitchen fees. I don't have problem with that.

Davis: That would be, you're saying \$160? I'll make that motion.

Gilliam: I'll second.

McRae-Jones: With the use of the kitchen?

Chambers: Yes, man, I think as included.

Davis: That's included.

Chambers: I think the Board is satisfied with it. All in favor. Seven yes.

McRae-Jones: Thank you.

Vice Chairman Davis moved, Supervisor Gilliam seconded and was unanimously carried by the Board to waive the kitchen fee and only charge the \$40 per hour for 4 hours for the Buckingham-Dillwyn Garden Club to use the main room and kitchen of the Community Center on June 10, 2023 for the 90th Anniversary Celebration.

Carter: In the meantime, Mr. Chairman, do you want the library committee to get together as Mr. Miles's option of doing a reduced rate for in County organizations?

Chambers: I think he makes a good point.

Miles: Thank you, Mr. Chairman.

Chambers: I think we should do it. Thank you, Mr. Miles.

Miles: Thank you, Chairman Chambers.

Gilliam: Thank you, Jordan.

Re: Supervisor Miles: Gold Mine Committee Report

Chambers: Let's back up to Mr. Miles' Gold Mine Committee Report.

Miles: Yes, sir, Mr. Chairman. So that is item 12. And I do want to update the Board on where the committee is in terms of our thinking and our mindset. So several people did attend that. And I'm very appreciative of that. Those who attended. So where we are there, we have had two meetings. And I want to thank Miss Berthoud for serving with us on that committee and continuing to serve as I think she adds a really great, diverse voice. So the Committee on a vote of five to one has recommended that the Zoning Ordinance in the county be amended to remove metal mining as an activity allowed in any zoned district. That's part one. So what that essentially does is so this has to go to the Planning Commission, Mr. Chairman, for hearing and consideration from the public, of course, and then back to the Board of Supervisors with a recommendation from the Planning Commission. So that being said, part two of that

action taken this afternoon by the goldmine committee, was that the Zoning Ordinance be amended to define metals. Obviously, we have to have a definition for that. After I conclude my remarks, I'm going to ask Mr. Chairman to turn it over to Supervisor Bryant because it is his district. And so I feel as if and the committee, the majority of the committee felt as this was a really happy compromise. And of course, there are people who understandably do want those other things, two ordinances or the one rights based adopted, but this would prohibit any metal mining in the county period. It would not allow it in A-1 district and in the M-1 or M-2, which is heavy industrial, so it would outlaw metal mining in the county. And then of course, we would take a look at the Zoning Ordinance to amend that with regards to defining those metals. And that's the recommendation on a vote of five to one from the committee Mr. Chairman. What would be next is for us to move this on to the Planning Commission for consideration and a public hearing as well. So, Mr. Chairman, I'll ask if you recognize Supervisor Bryant, if it's your pleasure, sir, for any comment seeing it's in his district, sir.

Matthews: May I ask a question before you do that? Mr. Miles, I appreciate your diligence and working hard on this committee and Mr. Bryant and the rest of the people that were on that committee moving forward. But just, this is my opinion. What would be wrong with attaching the rights based ordinance along with this, or just passing that along to the Planning Commission along with this, what you're trying to do as far as banning go gold or metal mining in Ag-1 districts and just see how they feel about it too. Let's not take it off the table altogether. And I would like to see them, do some research and come back to us, you know, to appease the constituents and Mr. Bryant's district, that are concerned about that. So let's do our due diligence and, and move on and do what we have to do. All right. Thank you.

Miles: Is there a question there, Supervisor Matthews or not?

Matthews: To move this to the Planning Commission to look at the rights based ordinance along with what yall got.

Miles: Okay, respectfully, my motion would be to just right now one thing at a time to move this on to the Planning Commission for consideration and to bring the recommendation back, so.

Matthews: That's fine. I'd like the rights based involved in that.

Miles: I think that this satisfies what the people are looking for. That's just my opinion. So I don't think there is and maybe Mr. Wright can come out and explain that but...

Matthews: You got two right there saying they don't agree with it.

Miles: Some of them won't agree. Alright, so I'd make that as a motion. Mr. Chairman, Mr. Wright, would you mind coming out and Chairman Chambers asked if you would maybe expand on what Supervisor Matthews is asking with regards to our action this afternoon.

Wright: To the Planning Commission or to only refer the obligation of the Zoning Ordinances. Am I understanding correctly?

Matthews: Yes, sir.

Wright: My opinion has always been that the county acts pursuant to authority given to the county by the state legislature. We are what's generally known as a Dillon Rule state. And looking at the rights based ordinance, if you go through all that, there is no premise that suggest that the state has granted the authority to the county to adopt that ordinance. It's grounded in the US Constitution, Declaration of Independence, Preamble, all those things. There's no pointing to a specific code section that says Buckingham County, which in and of itself was created by the State has the authority to adopt that. I have felt like in advising this Board, I've always tried to have you follow what I believe the State authorizes the county to do, and not set yourself up, where somebody says you've authorized beyond your authority. You may very well be subject to attack and that ordinance be subject to attack and could expose you to possibilities beyond just having the ordinance set aside. You know, that that is my candid opinion as the Board does not have the authority to adopt that. I've said that all along. It's a standalone ordinance, where the committee came to the conclusion that under the Zoning Ordinance, under the authorization by the State to control mining, you do have the authority under the Zoning Ordinance to in effect control the mining in the county. That's my opinion.

Miles: So that'd be my motion Mr. Chairman to send that language to the Planning Commission.

Chambers: Do we have a second?

Davis: Second.

Chambers: Motion by Supervisor Miles, second by Supervisor Davis to send this on to the Planning Commission. All right. All in favor of the motion? Thank you gentlemen.

Supervisor Miles moved, Vice Chairman Davis seconded to carry the recommendation of the Gold Mine Review Committee to the Planning Commission to start the process to amend the Zoning Ordinance to ban metallic mining in any zoning district in Buckingham County and to come up with definitions for the ordinance for metals.

Re: Appointments: Board of Zoning Appeals

Chambers: Let's move on to appointments to Committees, Boards and Agencies. The first one is Board of Zoning Appeals. I'd like to reappoint Framer Harris.

Miles: So moved, Mr. Chairman.

Chambers: A motion by Supervisor Miles, second by Supervisor Bryant to reappoint Framer Harris to the Board of Zoning Appeals. All in favor?

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to reappoint Framer Harris to the Board of Zoning Appeals for another five-year term ending March 31, 2028.

Re: Industrial Development Authority: District 3 Representative

Chambers: Alright Number 2, the Industrial Development Authority, District 3. You got that, Mr. Matthews? You got somebody?

Matthews: Yes sir, I do. It's actually my district appointment. So I'm gonna be appointing Leanne E. Hill. Her address is 4490 South James Madison Hwy., Farmville, Virginia 23901 to the new position on the Industrial Development Authority.

Chambers: Can we get a second?

Miles: Second, Mr. Chairman.

Chambers: A motion by Supervisor Matthews, second by Supervisor Miles that we appoint Mrs. Leanne Hill to the Industrial Development Authority. All in favor? Seven Yes.

Supervisor Matthews moved, Supervisor Miles seconded and was unanimously carried by the Board to appoint Leanne E. Hill to the Industrial Development Authority for District 3 for a four-year term ending February 28, 2027.

Re: Industrial Development Authority: District 7

Chambers: Okay. District 7. The Industrial Development Authority

Allen: I reappoint Nancy Dragovich. That's my motion.

Chambers: Motion by Supervisor Allen, second by Supervisor Bryant to reappoint Mrs. Nancy Dragovich for District 7. All in favor? Seven yes.

Supervisor Allen moved, Supervisor Bryant seconded and was unanimously carried by the Board to reappoint Nancy Dragovich to the Industrial Development for District 7 for another four-year term ending April 30, 2027.

Re: EMS Committee

Chambers: Number 4. EMS committee appointment of two Board members to the EMS committee and county staff as outlined by the By-Laws and Rules and Procedures.

Miles: I move Mr. Chairman, that we reappoint Supervisors Matthews and Allen to that, is that correct?

Chambers: Okay, that's good. Motion by Supervisor Miles that we appoint Supervisor Allen and Supervisor Matthews to the EMS committee. Any questions? All in favor? All right. Seven Yes.

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to reappoint Supervisors Allen and Matthews to the EMS Committee for 2023.

Re: Recycling Committee

Chambers: Recycling committee Consider appointing two Board members to the Recycling Committee and staff as outlined in the By-Laws and Rules of Procedure. Who is on that now?
Matthews: Mr. Gilliam and Mr. Matthews

Chambers: Do we have a motion to reappoint them?

Davis: Mr. Gilliam and I discussed that and I'm gonna take his spot with this is okay with the Board on the Recycling Committee.

Gilliam: It's absolutely fine with me. Mrs. Snoddy, I'm still gonna do my part with the bags. Okay. I promise.

Chambers: Motion by Supervisor Miles and seconded by Supervisor Bryant that we appoint Supervisor Davis and Supervisor Matthews to the Recycling Committee. Any questions? All in favor? Seven yes.

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to appoint Supervisors Davis and Matthews to the Recycling Committee for 2023.

Re: Appointment to Southside Virginia Community College

Chambers: Southside Community College. Consider the appointment or reappointment of our representative Mrs. Donna Matthews.

Matthews: May I say something?

Chambers: Yes, sir.

Matthews: Okay. I'd like to just let the Board know Mrs. Matthews is willing to continue to do this until I get a replacement. So once that happens, I'm working the neighborhood right now trying to figure out somebody in my district that would take that responsibility on and she's done a great job over the last four years, but right as soon as I can get another person, she's gonna probably step down. So thank you.

Chambers: Okay. Motion by Supervisor Gilliam, second by Supervisor Miles to reappoint Mrs. Matthews to this position. Any questions? All in favor? Seven yes. Thank you, Mrs. Matthews for all the hard work you've done.

Supervisor Gilliam moved, Supervisor Miles seconded and was unanimously carried by the Board to reappoint Mrs. Donna Matthews to the Southside Virginia Community College Board as Buckingham County's representative.

Re: Economic Development Committee: Consider appointments to the Economic Development Committee

Chambers: Number 7, the Economic Development Committee, Consider appointments. Who's on that now? Are you on there?

Gilliam: Actually, no, sir. I'm not. But when we talked last week we said it was okay if I made some appointments to it. I think Mr. Matthews wants to as well. Mr. Miles, how many did we agree on that I was able to appoint?

Miles: Mr. Chairman if I may, in response to Supervisor Gilliam that we discussed adding I think Supervisor Matthews said he had one and we discussed three from District 2. One of which being the administrator of the Central Virginia Christian School, and I think that put them in a block if that's okay.

Gilliam: Am I correct that I get two plus Mrs. Brickhill? Is that correct?

Miles: Right, with a total of 3.

Chambers: One was Mr. Johnson, Shelton Johnson?

Gilliam: Yes. One is Mr. Johnson, Shelton Johnson out of District 2. And the other one is Mr. Alan Leatherwood out of District 2. Both are here tonight. We appreciate it and be honored if you'd serve. If the Board feels that way.

Chambers: You can make a motion on that Cameron.

Gilliam: Also Mrs. Sherrie Brickhill, who is a headmaster of the Christian school.

Chambers: Put that in a motion Cameron.

Gilliam: I'd like to make a motion that there was three people be added.

Chambers: A motion by Supervisor Miles, he beat you to it Cameron, second by Supervisor Bryant to put these people on there.

Gilliam: As long as it's done, I don't care.

Miles: Mr. Chairman, I know that I made the motion, just we can do all the names of the block but Supervisor Matthews I think had Pat Jones he'd like to put on there.

Chambers: We are on District 2 right now. All in favor?

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to appoint Sherrie Brickhill, Shelton Johnson and Alan Leatherwood from District 2 to the Economic Development Committee.

Chambers: Yes, Mr. Matthews.

Matthews: Yes, I'd like to make an appointment to the Economic Development Committee. Mr. Patrick Jones from District 3. So moved.

Miles: I second, Mr. Chairman.

Chambers: A motion by Mr. Matthews, second by Mr. Miles to appoint Mr. Jones to this committee. All in favor? Seven yes. Thank you.

Supervisor Matthews moved, Supervisor Miles seconded and was unanimously carried by the Board to appoint Patrick Jones to the Economic Development Committee for District 3.

Re: Extension Service: Consider appointment of a member to the Extension Leadership Council

Carter: I'll speak to this a little bit, Mr. Chairman. We just got this letter late Friday, and they want somebody to serve on that council, the committee. She said it doesn't have to be a Board member. It can be anybody in the county. So she knows that we will probably not have somebody tonight because it's your first time seeing it and so you all can just get together and think about somebody you want to put on that committee.

Chambers: Next month.

Carter: Yes, if y'all can come up with a name next month, that would be great.

Chambers: Okay, thank you Mr. Carter.

Re: County Attorney Matters

Wright: I have no matters.

Re: County Administrator's Report

Personal Property Tax Study for Prorating and Twice a Year Billing

Carter: I apologize. Mr. Miles and Mr. Matthews, they've seen this PowerPoint presentation before. But the Board asked the Finance Committee to look at the possibility of billing for personal property taxes twice a year instead the current once a year billing that we do now. Currently, we do twice a year for real estate and only once a year for personal property taxes. Personal Property taxes are due on December 5 each year. Once again, currently, personal property book has to be completed by the Commissioner of the Revenue by September 1 and sent to the Treasurer. They are sent to the Treasurer because she then sends those bills out mid-October with a due date of December 5. So the cost, estimated cost for doing that once a year is, we have one mailing when we send the bills out in mid-October. And then about three or four months after they are due, she sends a delinquent notice to let

people know they're delinquent. So the cost of that is \$7,500 for the mailing and about \$2,800 for the delinquent mailing. Penalty begins on December 6, with interest starting on January 1. This is worth mentioning, because some citizens as you all know, don't mind paying the penalty and interest and pay their personal property taxes on April 15 when the County stickers are due. At that point there four months delinquent so they pay the late penalty and interest but long as they pay then we're good to go. The proposed twice a year billing and this is just the estimate. We talked about this in our committee meeting, finance committee meeting, assuming that the first half are due June 5 and the second half is due December 5. So going back to that personal property book of values that will have to be completed by May 1 She would have to get those sent out sometime mid-May with the due date of June 5, so it'll be a very short turnaround. They will get those bills mailed mid-May, end of May and they'll be due June 5th. So going back to our cost estimates, those first half bills were sent out mid-May with a due date of June 5. So there's your same numbers or one mailing and the cost about \$7,500. One delinquent mailing to be \$2,800. So the simple math and with this will be you know you just double that. You will have two billings. You're gonna have two mailings, two delinquent notices go out. Also, with talking with the Commissioner of the Revenue and the Treasurer, they were on that committee, they both said they would need more help to implement this because you're talking about doubling the amount of personal property transactions that come to their office. So they're both going to ask for new employees. In my simple math, we just did a cost for two new employees without benefits. So we just did \$30,000 times two is \$60,000. And once again does not include benefits such as retirement, health insurance or anything like that. So we know the actual costs would be a lot more than that think we took about 20% more we did that. So it's the first half of do June 5, and same people like to pay their personal property tax in April, as in the previous example. Those first half taxes will now be 10 months. delinquent. At this point, the treasurer has advised she had no choice but to try some type of debt set off, such as stops with DMV or going after state tax returns. And the reason we mentioned that is, as we said in the previous example, one of the resources people use to pay their taxes in April 15 is a state tax return. So that could get zapped away if they're delinquent on there, June or first half tax billing. Because at that point, once again, they're 10 months so the odds of collecting that tax is going to drop dramatically. Now, the option we talked about with the finance committee was, you know, flood the county with information on paying their taxes multiple times during the year. Currently, as we speak now, and citizens can pay their personal property taxes anytime during the year. If a citizen wants to pay the taxes twice a year, they can, they want to pay their personal property 12 times a month, or they can. The treasurer's office takes those payments all during the year. So the taxpayer does not have to wait to December to pay their taxes they can pay at any time during the year. So whether or not everybody knows that, we can, you know, put language in the citizens billing, we can place information on our website and do an ad in the newspaper multiple times a year. We can even have notices at the administration building to pass out to citizens that come in and take care of the payments, such as water bills, we can put some kind of thing of your receipt Did you know you can pay your taxes at any time during the year. So doing all these would get the citizens paid twice a year or multiple times a year and that would only cost the county advertising costs or those print calls to get those little information packets out. So that's what we got with the finance committee, I think we might have been, didn't have a unanimous decision on that. So this is the information we came up with. So we're gonna leave it up to the Board.

Chambers: Hearing what you said, I believe we'd be better off to let it stay like it is. People are comfortable in what they are doing. Like you said they pay it in April when they get the county stickers and then June through December they can pay it whenever they want. So somebody said if it ain't broke don't fix it. I don't think it's broke so we better leave it alone.

Gilliam: Mr. Chairman, I agree with Mr. Carter and I agree with you on this tonight. I was actually the one that brought it up to the Board. Because it was hit to me that a lot of people were having to pay the personal property tax on their cars around the 5th of December. There's a lot of young people in the community and I know people are supposed to save throughout the year, but it hits them right at Christmas time. And it's hard on young people. Hard on anybody as high as expensive as some of these cars are. But my immaturity as being a junior supervisor, I didn't talk to the Treasurer, and I didn't talk Commissioner of the Revenue about expenses, that just was gonna cause and layout to the county. So after looking at these options, I still, people can go pay as many times a year as they want to. So, again, if it's not broke, don't fix it. And I appreciate the Board forming a Committee, Mr. Matthews and Mr. Miles taking a look at it. But basically, I will refer that back to the Treasurer and the Commissioner and if they feel like it's not appropriate, I'd have to make the same statement.

Davis: May I say something? What will be the problem with us putting this language, this information out there that they can pay their taxes multiple times a year and that the county is willing to work with them on paying their taxes that we don't have to have it all at one time. They can pay it monthly or twice a year, whatever. It takes the burden off of them. And it shows that the county is willing to work with them on this tax issue.

Matthews: We talked about that about putting it on their tax bill when they receive that. But also I got a thing I'm thinking about right now, Karl, and I want to ask Mr. Ewing, why couldn't we advertise that on the library Board if we if we're not going to do it, the twice a year, that we put it on there when we do adopt this situation. And then when Christy knows that she needs to get this information on the tax bills but number 2, would Mr. Ewing allow us to put that information on the library board that people can pay 12 months out of the year.

Ewing: (not verbatim) asked if he meant the board out front of the library/community center.

Matthews: Yes, could you, would you do that for us? Okay, that'd be great. I'd appreciate it now. I don't know if that how the Board feels about it. Thank you.

It was the consensus of the Board that it was a good idea.

Carter: Yes, Mr. Davis, we would ramp up our advertising make sure that we put that word out and get it to everybody so they know that they can pay multiple times a year.

Bryant: Yes, let's get that information out there so people will know. That's all.

Miles: Mr. Chairman just briefly I'm in favor of twice a year personal property tax bill but I'm not in favor that number of that how much it would cost so.

Matthews: Do you need a motion?

Carter: If you just leave it alone...

Re: Other Board Matters

Miles: Mr. Chairman, I would move if it's the pleasure of the Board to adopt a resolution in honor and memorial for Charlene Davis Snoddy who passed away very recently. She was a change maker in this community. And I think that she would be deserving of such an accolade, sir.

Chambers: Thank you. Absolutely. Right. Mr. Miles. We have a motion by Mr. Miles and seconded by Mr. Gilliam to pass a resolution in honor of Mrs. Snoddy.

Supervisor Miles moved, Supervisor Gilliam seconded and was unanimously carried by the Board to adopt a Resolution of Memorial in honor of Mrs. Charlene Davis Snoddy.

Re: Personnel Matters

Carter: Mr. Chairman, I forgot to mention that did give you guys a personnel report under separate cover. So as long as you guys agree with that recommendation, there's no action needed be taken. And if you do disagree, you want to talk about it, I recommend we do a closed session for personnel matters.

Chambers: I don't think we have any problems from what I'm hearing, Mr. Carter.

Re: Other Board Matters

Chambers: For other Board Matters, I got one back in. Back in December, I made a motion for the Board that we will recognize Mrs. Lindsey Taylor for the job she was doing. I got a lot of criticism behind it. But I still stand behind that she's I think she's doing a good job and should be considered. Does any other Board member want to change their decision?

Miles: Amen.

Chambers: We'll start with District 1.

Bryant: I think she's doing a fine job myself and don't see any reason she shouldn't be reappointed.

Davis: I'm good with it.

Chambers: Mr. Matthews? Lindsey Taylor, do you still support her?

Matthews: Yes.

Chambers: Gilliam?

Gilliam: Absolutely.

Chambers: Okay. That's unanimous. So what I'm hearing is that's seven supervisors that stand beside the motion we made right?

Miles: Right.

Re: Executive Closed Session

Chambers: We need to go into Executive Session.

Miles: Mr. Chairman, I'd offer a motion sir, that we enter into executive closed session for discussion or consideration for the acquisition of real property for a public purpose or the disposition of a publicly held real property or discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body that's Code of Virginia Section 2.2-3711. A.3, sir.

Chambers: Motion by Supervisor Miles, second by Supervisor Bryant that we go into executive session under the code that was stated. All in favor?

Supervisor Miles moved, Supervisor Bryant seconded and was unanimously carried by the Board to enter into executive closed session for discussion or consideration for the acquisition of real property for a public purpose or the disposition of a publicly held real property or discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body that's Code of Virginia Section 2.2-3711. A.3.

Re: Return to Regular Session and Certification

Miles: Mr. Chairman I would move that the Board of Supervisors return to regular session and certified that to the best of each Board member's knowledge only business matters related to the codes of which the executive meeting was convened was discussed or considered in the closed Executive Session, sir and I move that.

Davis: Second.

Chambers: Motion by Supervisor Miles, seconded by Supervisor Davis only thing was discussed was defined in the motion when we went into Executive Session. Are you ready to vote? Seven yes.

Supervisor Miles moved, Vice Chairman Davis seconded and was unanimously carried by the Board to return to regular session and certified that to the best of each Board member's knowledge only business matters related to the codes of which the executive meeting was convened was discussed or considered in the closed Executive Session.

Re: Action as a result of Executive Closed Session

Anybody have anything to bring before the Board before we adjourn?

Re: Recess to reconvene

Chambers: We will recess to reconvene on March 13, 2023 at 5:00 p.m. for Virginia Department of Transportation Six Year Plan Work Session.

There being no further business to discuss, Chairman Chambers recessed the February 13, 2023 meeting of the Buckingham County Board of Supervisors until March 13, 2023 at 5:00 p.m.

ATTEST:

Karl R. Carter
County Administrator

Joe N. Chambers, Jr.
Chairman