

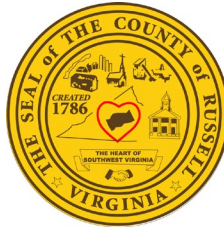
RUSSELL COUNTY
BOARD OF SUPERVISOR'S MEETING
AGENDA – MAY 22, 2023

BOS Board Room

Reconvened Meeting

6:00 PM

Russell County Governmental Center
Lebanon, Virginia 24266



CALL TO ORDER & ROLL CALL – Clerk of the Board

INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

APPROVAL OF AGENDA

PUBLIC HEARING

- 1. RC Off-Road Recreational Vehicles Ordinance**
- 2. RC FY 2023/2024 County-Wide Budget**

NEW BUSINESS

- 1. FY 2023/2024 County-Wide Budget Workshop**
- 2. CSA Supplemental Allocation Request – FY23 Funds**

BOARD DISCUSSIONS & REMINDERS

ADJOURNMENT

Russell County Virginia

“The Heart of Southwest Virginia”

Tim Lovelace
District 1

Carl Rhea
District 3

David Eaton
District 4

Lou Ann Wallace, Chairperson
District 2

Oris Christian, Vice-Chairman
At-Large

Steve Breeding
District 5

Rebecca Dye
District 6

Lonzo Lester
County Administrator

PUBLIC NOTICE

The Russell County Board of Supervisors will hold a “**Reconvened Meeting**” on Monday, May 22, 2023, at 6:00 p.m. to hear comments in the Public Hearing concerning the adoption of the “**RC Off-Road Recreational Vehicles Ordinance**”.

A copy of the proposed **RC Off-Road Recreational Vehicles Ordinance** is available for review in the Office of the County Administrator at 137 Highland Drive, Lebanon, Virginia during normal business hours.

In addition, the **RC Off-Road Recreational Vehicles Ordinance** are posted on the County’s Website and on [RussellCountyVA App](#) on Google Play Store.

The Reconvened Meeting will be held in the **Russell County Board of Supervisors Room** at the Russell County Governmental Center, 133 Highland Drive, Lebanon, Virginia on May 22, 2023.

**BY ORDER OF THE
RUSSELL COUNTY BOARD OF SUPERVISORS**

**RUSSELL COUNTY
OFF-ROAD RECREATIONAL VEHICLES
ORDINANCE**

WHEREAS, the Russell County Board of Supervisors desires to promote tourism and recreational activities for its citizens due to the benefit it provides, and the positive economic impact tourism has on the community; and

WHEREAS, the Russell County Board of Supervisors desires to enact this Ordinance governing the use of off-road recreational vehicles in order to provide a safe, suitable, and appropriate venue for the enjoyment of such activities within the County, the enactment and enforcement thereof meeting or exceeding application state and federal laws and which shall be compatible with any statutes, regulations, rules, and other applicable laws governing the Russell County's Trail Systems; and

WHEREAS, Virginia Code § 46.2-800.2 allows for the operation of off-road recreational vehicles in localities within the Russell County's Trail Systems.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of Russell County:

- A. For the purposes of this Ordinance, "off-road recreational vehicle" shall be defined as: (i) any vehicle having three or more wheels that is powered by a motor and manufactured for off-highway use; (ii) utility vehicles as defined by Virginia Code § 46.2-100; or (iii) any motor vehicle designed to travel with no more than two wheels in contact with the ground and is capable of exceeding 35 miles per hour and is a type of vehicle manufactured for off-highway use, commonly referred to as "dirt bikes."
- B. Russell County does hereby authorize the operation of any off-road vehicle within its boundaries on highways designated by appropriate signs as described herein.
- C. Signs whose design, number, and location are approved by the Virginia Department of Transportation ("VDOT") shall be posted warning motorists that off-road vehicles may be operating on the highway.
- D. All persons operating or riding any off-road vehicles within the limits of the County shall be subject to the following rules in addition to any restrictions or limitations imposed by any other governing body having jurisdiction to impose by any other governing body having jurisdiction to impose such rules, regulations, ordinances, or statutes:
 1. All operators shall limit the operation of any off-road vehicle to only those highways designated for such use and marked by those signs described herein.
 2. No Person shall drive an off-road vehicle for a distance of more than five (5) miles on any highway with a posted speed limit of no more than 35 miles per hour.
 3. All persons operating any off-road vehicle shall obey any posted speed limit.
 4. Regardless of any posted speed limit, no person shall operate an off-road vehicle at a speed greater than 35 miles per hour.

5. Any person operating any off-road vehicle on the highways in Russell County shall obey all rules of the road applicable to other motor vehicles.
6. All persons operating or riding any off-road vehicle shall wear a helmet of a type approved by the Superintendent of the Virginia State Police.
7. All persons operating or riding any off-road vehicle shall wear eye protection of a type approved by the Superintendent of the Virginia State Police for use by motorcycle operators.
8. All persons operating any off-road vehicle shall limit such operation to daylight hours only.
9. All persons operating any off-road vehicle shall be a licensed driver or shall be otherwise accompanied by a licensed driver who is either occupying the same vehicle or occupying another vehicle within a prudent distance.
10. No person shall operate any off-road vehicle if his driver's license, whether issued by the Commonwealth of Virginia or by another jurisdiction, has been suspended or revoked.
11. Operation of an off-road recreational vehicle as provided in this Ordinance shall be subject to the issuance of a permit from the County.
12. Any person operating an off-road vehicle shall carry ATV liability insurance coverage, or, in the alternative, sign a waiver of liability on the permit application form.
13. No person shall be allowed to operate any off-road vehicle with a passenger on board unless such vehicle is equipped and designated by the manufacturer to be operated with more than one rider.
14. Any off-road vehicle shall be in safe running condition and shall have all factory safety equipment, including spark arrestors, installed and in visible working condition. Any person in violation of this section shall be fined as provided in Virginia Code §46.2-1003.
15. Any Person operating an off-road vehicle shall operate such vehicle in a safe manner.
16. The Russell County Sheriff's Department and any other valid law enforcement authority shall be authorized to issue citations to any person violating the foregoing provisions of this Ordinance. In addition, such law enforcement authority shall be hereby authorized to revoke and remove trail permits when multiple violations of this Ordinance or of the traffic laws of Russell County or the Commonwealth of Virginia have occurred.
17. Any violation of the foregoing provisions of this Ordinance which are also a violation of Title 18.2 or Title 46.2 of the Code of Virginia shall be punishable by a civil penalty of not more than \$500.00.

ADOPTED this the ____ day of _____ 2023.

ATTEST:

RUSSELL COUNTY BOARD OF SUPERVISORS

Lonzo Lester, Clerk

Lou Ann Wallace, Chairperson

Russell County Virginia

“The Heart of Southwest Virginia”

Tim Lovelace
District 1

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Steve Breeding
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Rebecca Dye
District 6

Lonzo Lester
County Administrator

PUBLIC NOTICE

The Russell County Board of Supervisors will be holding a Board of Supervisors Meeting scheduled for Monday, May 22, 2023, at 6:00 P.M. to hear public comments at the Public Hearing concerning the **FY 2023/2024 County-Wide Budget**.

The meeting will be held in the **Russell County Board of Supervisors Board Room** at the Russell County Governmental Center, 137 Highland Drive, Lebanon, Virginia

**BY ORDER OF THE
RUSSELL COUNTY BOARD OF SUPERVISORS**

Page 1 - CSA Supplemental Allocation Request Form — FY23

Date Created: 5/8/2023

Date Printed: 5/8/2023

Locality(FIPS): Russell (167)

Base Rate: 0.1894

Contact Person: Pam Hendrickson-Wimmer (pamela.wimmer@dss.virginia.gov)

of Supplement Requested: 2

We certify that the information provided in this request for a supplemental allocation is accurate, and that the costs within the request were unanticipated and are required costs for specific mandated children pursuant to Section 2.2-5211.C of the Children's Services Act. All cases have been assessed, where required, by the Family Assessment and Planning Team and comply with the provisions of the Code of Virginia, the CSA Manual, and the Appropriations Act. The Supplement Request calculation is based on the locality's local match rate for each expenditure code at the time of the supplement request creation.

THIS REQUEST IS FOR FISCAL YEAR FY23

		Local Match Rate	Actual FY23 Mandated Net Expenditure (*Excludes Pended Pool Report) (a)	Projected FY23 Additional Expenditure (b)	Total FY23 Actual+Projected Expenditure (a + b = c)	Local Share FY FY23 Actual+Projected Expenditure (c * local match rate = d)	State Share FY FY23 Actual+Projected Expenditure (c - d = e)
1. CONGREGATE CARE / MANDATED RESIDENTIAL SERVICES							
1a.	Foster Care - IV-E children in Licensed Residential Congregate Care; pool expenditures for costs not covered by IV-E (i.e., non room-and-board)	0.2367	\$500.00	0	\$500.00	\$118.35	\$381.65
1b.	Foster Care - all others in Licensed Residential Congregate Care	0.2367	\$195,257.60	156401	\$351,658.60	\$83,237.59	\$268,421.01
1c.	Residential Congregate Care - CSA Parental Agreements ; DSS Noncustodial Agreements	0.2367	\$0.00	0	\$0.00	\$0.00	\$0.00
1e.	Educational Services - Congregate Care	0.1894	\$129,930.80	27323	\$157,253.80	\$29,783.87	\$127,469.93
I	CONGREGATE CARE / MANDATED RESIDENTIAL SERVICES SUBTOTAL (Sum of lines 1a+1b+1c+1e)		\$325,688.40	\$183,724.00	\$509,412.40	\$113,139.81	\$396,272.59
2. OTHER MANDATED SERVICES							
2a.	Treatment Foster Care - IV-E	0.1894	\$603,575.14	208260	\$811,835.14	\$153,761.58	\$658,073.56
2a.1	Treatment Foster Care	0.1894	\$668,734.88	222337	\$891,071.88	\$168,769.01	\$722,302.87
2a.2	Treatment Foster Care - CSA Parental Agreements ; DSS Noncustodial Agreements	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2b.	Specialized Foster Care - IV-E; Community Based Services	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2b.1	Specialized Foster Care	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2c.	Family Foster Care - IV-E; Community Based Services	0.0947	\$0.00	0	\$0.00	\$0.00	\$0.00
2d.	Family Foster Care Maintenance only	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2e.	Family Foster Care - Children receiving maintenance and basic activities payments; Independent living Stipend/Arrangements	0.1894	\$78,845.89	18138	\$96,983.89	\$18,368.75	\$78,615.14
2e1.	State Kinship Guardianship	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2e2.	Federal Kinship Guardianship	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
2f.	Community - Based Services	0.0947	\$81,332.22	26893	\$108,225.22	\$10,248.93	\$97,976.29
2f.1	Community Transition Services - Direct Family Services to Transition from Residential to Community	0.0947	\$0.00	0	\$0.00	\$0.00	\$0.00
2g.	Special Education Private Day Placement	0.1894	\$96,381.67	50002	\$146,383.67	\$27,725.07	\$118,658.60
2i.	Psychiatric Hospitals/Crisis Stabilization Units	0.1894	\$0.00	0	\$0.00	\$0.00	\$0.00
II.	OTHER MANDATED SERVICES SUBTOTAL (Sum of lines 2a+2a1+2a2+2b+2b1+2c+2d+2e+2e1+2e2+2f+2f1+2g+2i)		\$1,528,869.80	\$525,630.00	\$2,054,499.80	\$378,873.34	\$1,675,626.46
III.	GRAND TOTAL (Line I + Line II)		\$1,854,558.20	\$709,354.00	\$2,563,912.20	\$492,013.15	\$2,071,899.05

Comments*:

Since the first Supplemental Allocation Request for funds was submitted on 11/10/22, there have been 12 additional children who entered foster care, 2 who had to be re-opened for services, and 1 referral from the school system.

Page 2 - CSA Supplemental Allocation Request Form — FY23

Date Created: 5/8/2023

Date Printed: 5/8/2023

Locality(FIPS): Russell (167)

Base Rate: 0.1894

Contact Person: Pam Hendrickson-Wimmer (pamela.wimmer@dss.virginia.gov)

of Supplement Requested: 2

We certify that the information provided in this request for a supplemental allocation is accurate, and that the costs within the request were unanticipated and are required costs for specific mandated children pursuant to Section 2.2-5211.C of the Children's Services Act. All cases have been assessed, where required, by the Family Assessment and Planning Team and comply with the provisions of the Code of Virginia, the CSA Manual, and the Appropriations Act. The Supplement Request calculation is based on the locality's local match rate for each expenditure code at the time of the supplement request creation.

THIS REQUEST IS FOR FISCAL YEAR FY23

		Total	Local Share	State Share
A.	Current Total Pool Allocation: Total dollar amount of pool funds allocated for FY23 which includes initial-allocation and any approved supplemental allocations/adjustments. This includes mandated and non-mandated pool funds available.	\$2,350,885.07	\$438,816.96	\$1,912,068.11
B.	Current Non-Mandated Protected Amount: Total dollar amount of current non-mandated protected funds.			\$31,345.00
C.	Non-Mandated Costs : Amount of Actual Non-Mandated expenditures. (RESIDENTIAL/CONGREGATE CARE)			\$0.00
C1.	Non-Mandated Costs: Amount of Actual Non-Mandated expenditures. (COMMUNITY BASED)			\$0.00
D.	Unused Non-Mandated Protected Funds Available: (Line B - Line C - Line C1)			\$31,345.00
E.	Mandated Funds Available: This number represents the existing allocated funds available for the mandated population. (Line A - Line B + Line D)			\$1,912,068.11
F.	Net Projected Mandated Expenditure (without WRAP)(excluding pended reports) (From Page 1, Line III)			\$2,071,899.05
L.	Supplemental Allocation Funds/Additional Mandated Funds requested for pool reports reimbursement (without WRAP) - all the three columns should be greater than \$50: (Line F - Line E)	\$213,027.13	\$53,196.19	\$159,830.94
M.	Submitted Mandated Net Expenditure (without WRAP) (Including pended reports): This is the total mandated dollar amount that your locality has submitted for FY22. This total is calculated based on the first PENDING or SUBMIT of this supplemental request.	\$1,854,558.20	\$352,810.51	\$1,501,747.70
N.	Projected Mandated Funds remaining for future pool reports reimbursement (without WRAP) after this supplement is fully funded - all the three columns should be greater than \$50: (Line E + Line L - Line M)	\$709,354.00	\$139,202.64	\$570,151.35

IMPORTANT!

Actual signatures on the cover page are required on local documentation. Documentation must be maintained which supports the supplemental allocation being requested is only for mandated (or "sum sufficient") children. That reasonable projections have been made to estimate the amount of Supplemental funds needed.

All three columns of line L and line N should be greater than \$50 for a successful Submit. This supplemental request does not reflect WRAP-Around Funds or WRAP-Around Expenditures. A separate funding request form specific to WRAP-Around funds must be used to request additional Wrap-Around funding.

Submit

Pend

(Please click only once. DO NOT press back button. If your system is facing latency, please wait.)