

November 07,2016

A regular monthly meeting of the Russell County Board of Supervisors was held on Monday, November 07, 2016 at 6:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Invocation by Jason Wilson, Anchor Baptist Church followed by the Pledge of Allegiance to the Flag.

Roll Call by the Clerk:

Tim Lovelace
Lou Wallace
Carl Rhea
David Eaton
Steve Breeding
Rebecca Dye
Mark Mitchell

Lonzo Lester, Clerk

APPROVAL OF THE AGENDA

Motion made by Tim Lovelace, second Lou Wallace and duly approved by the Board of Supervisors to approve the agenda as amended.

The vote was:

Aye: Tim Lovelace, Lou Wallace, Carl Rhea, David Eaton, Steve Breeding, Rebecca Dye and Mark Mitchell

Nay: None

PUBLIC HEARINGS WERE HELD ON THE WATER ORDINANCE, SEWER ORDINANCE, UNSAFE STRUCTURE ORDINANCE AND THE SOLID WASTE ORDINANCE

Pursuant to being advertised in a local newspaper for (2) two consecutive weeks, public hearings were held on the Water Ordinance, Sewer Ordinance, Unsafe Structure Ordinance and the Solid Waste Ordinance.

The Chairman opened the public hearing on the Water Ordinance, there were no comments and public hearing was closed.

The Chairman opened the public hearing on the Sewer Ordinance, there were no comments and the public hearing was closed.

The Chairman opened the public hearing on the Solid Waste Ordinance, there were no comments and the public hearing was closed.

The Chairman opened the public hearing on the Unsafe Structure Ordinance, several Board members discussed the Ordinance. There were no other comments and the public hearing was closed.

PUBLIC HEARING HELD ON THE FINANCING OF THE SOLID WASTE EQUIPMENT

Pursuant to being advertised in a local newspaper for (2) two consecutive weeks, a public hearing was held on the financing of the solid waste equipment.

The Chairman opened the public hearing on the financing of the solid waste equipment, there were no comments and public hearing was closed.

Presentations

Dr. Greg Brown, Superintendent of Russell County Schools thanked the Board for all their support and assistance in establishing the agricultural program back into all the high schools. He also stated that he wanted to finalize the funding for a (1) onetime bonus for school employees.

APPROVAL OF A (1) ONE TIME BONUS FOR SCHOOL AND COUNTY EMPLOYEES

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to approve a (1) onetime bonus for school and county employees in the amount of \$460.00 for full time employees and \$230.00 for part time employees.

The vote was:

Aye: David Eaton, Mark Mitchell, Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye and Steve Breeding

Nay: None

APPROVAL OF AN EMPLOYEE APPRECIATION DINNER

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to approve a County Employee Appreciation Dinner for all county employees.

Aye: David Eaton, Carl Rhea, Tim Lovelace, Lou Wallace, Steve Breeding, Rebecca Dye and Mark Mitchell

Nay: None

The Chairman tabled the Water Ordinance.

APPROVAL OF THE SEWER ORDINANCE

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to approve the Sewer Ordinance as presented.

The vote was:

Aye: Tim Lovelace, Mark Mitchell, Lou Wallace, Carl Rhea, Rebecca Dye, David Eaton and Steve Breeding

Nay: None

The Chairman tabled the Solid Waste Ordinance.

APPROVAL OF THE UNSAFE STRUCTURE ORDINANCE

Motion made by Mark Mitchell, second Lou Wallace and duly approved by the Board of Supervisors to approve the Unsafe Structure Ordinance as presented.

The vote was:

Aye: Mark Mitchel, Lou Wallace, Tim Lovelace, Carl Rhea, Steve Breeding, David Eaton and Rebecca Dye

Nay: None

CLOSED SESSION

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to enter into closed session to discuss personnel matters pursuant to Section 2.2-3711(A)(1) of the Code of Virginia and to discuss a prospective contractual matter pursuant to Section 2.2-3711(A)(5) of the Code of Virginia and to discuss a litigation matter pursuant to Section 2.2-3711(A)(7).

The vote was:

Aye: Mark Mitchell, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Steve Breeding and Rebecca Dye

Nay: None

APPROVAL TO RETURN TO REGULAR SESSION

Motion made by Mark Mitchell, second by Lou Wallace and duly approved by the Board of Supervisors to return to regular session.

CERTIFICATION OF CLOSED SESSION

Pursuant to §2.2-3712 (D) of the Code of Virginia 1950, as amended, each member of the Board of Supervisors upon the Roll Call certifies that to the best of their knowledge (i) only public business matters lawfully exempted from the open meeting requirements under the Virginia Freedom of Information Act and (ii) only such public business matters that were identified in the motion(s) by which the closed meeting was convened were heard, discussed or considered in the meeting by the Board of Supervisors.

Any member of the Board of Supervisors who believes that there was a departure from the requirements of clauses (i) and (ii) above shall so state prior to the vote, indicating the substance of the departure that, in his or her judgment, has taken place.

Are there any Supervisors who believe a departure has taken place?

Seeing none, if you agree that the matters heard, discussed or considered during the closed meeting was pursuant only to the motion(s) by which the closed meeting was convened, please signify by saying aye or yes.

Tim Lovelace - Aye

Lou Ann Wallace - Aye

Carl Rhea - Aye

Steve Breeding - Aye
David Eaton - Aye
Rebecca Dye - Aye
Mark Mitchell – Aye

New Business

APPROVAL OF THE OCTOBER 03, 2016 MINUTES

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to approve the October 03, 2016 minutes as corrected and dispense with the reading thereof.

The vote was:

Aye: Mark Mitchell, David Eaton, Rebecca Dye, Tim Lovelace, Lou Wallace, Steve Breeding and Carl Rhea
Nay: None

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$ 1,499,011.74 including withholdings and reoccurring.

The vote was:

Aye: Tim Lovelace, Carl Rhea, Lou Wallace, David Eaton, Steve Breeding, Rebecca Dye and Mark Mitchell
Nay: None

Committee Appointments

TIM LOVELACE APPOINTED TO THE COAL HAUL ROAD PLANNING COMMITTEE

Motion made by David Eaton, second Lou Wallace and duly approved by the Board of Supervisors to the Russell County Coal Haul Road Planning Committee for a (4) four-year term, said term ending November 07, 2020.

The vote was:

Aye: David Eaton, Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye, Steve Breeding and Mark Mitchell
Nay: None

LANNY LARGE APPOINTED TO CPMT

Motion made by Mark Mitchell, second Rebecca Dye and duly approved by the Board of Supervisors to appoint Lanny Large to the Community Policy Management Team for a (4) four-year term, said term ending November 07, 2020.

The vote was:

Aye: Mark Mitchell, Rebecca Dye, Carl Rhea, Steve Breeding, David Eaton, Lou Wallace and Tim Lovelace
Nay: None

BRAD PATTON APPOINTED TO THE CASTLEWOOD WATER & SEWAGE AUTHORITY

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to appoint Brad Patton to the Castlewood Water and Sewage Authority to fill the unexpired term of Fred Arrington, said term ending December 14, 2018.

The vote was;

Aye: Mark Mitchell, Tim Lovelace, Lou Wallace, Carl Rhea, David Eaton, Steve Breeding and Rebecca Dye

Nay: None

Citizens Comment

Reggie Childers, Lebanon commented that 3 of the 4 of the surrounding municipalities have resolved that the Clinch River is a blue way. He also stated that he wanted to discuss campgrounds the next time he speaks.

Darrell Johnson, Castlewood Fire and Rescue asked that the Board to consider the purchase of an oxygen generator for the county rescue squads. He also added that the previous Board approved the purchase and wanted to know the status.

Jerry Hall, Scenic Elk Garden Estates stated that he had heard that the Board could not help get his road finished due to a shortage in funds. He added that he pays \$1750.00 per year in real estate taxes and he doesn't see a dime come his way. He does not agree with an employee dinner and wanted to know the cost, he does not agree with the bonus' either.

Doug Mays, Lebanon asked how much an employee appreciation dinner would cost, as a taxpayer he would like an answer.

Shawn Dupree, Castlewood thanked the Board for their service, but is concerned that there are too many closed sessions. He feels the need for transparency in our local government. He would like to be able to go to the website without getting a virus on his computer. He understands that they are working on it.

Concerned Citizen, Rosedale stated that his personal property taxes had increased from a couple hundred dollars to almost a \$1000.00 this year. He thinks this is a bit excessive. He would like to see an exemption from personal property taxes for veterans. He will pay his taxes regardless.

Earl K. Osborne, Drill asked the Board to move a rock that is on state maintained property that has old wagon tracks grooved in, he feels that it is a part of the history of Russell County as it is a wagon trail rock. He also stated that his driveway has not had any tar and gravel, it is state maintained. He said that he has had it hard all his life, taxes are too high. He did not want any septic systems put near his home, they are not needed.

The Chairman closed citizens comment period.

Constitutional Reports and Requests

Rick Thompson, Treasurer commented that if the gentleman that thought his taxes are too high would like to come by his office, they may be able to adjust them. Mr. Thompson said that a recent auction of property has generated some additional revenue.

Brian Patton, Commonwealth Attorney thanked the Board for the implementation of the Community Work Program, he thinks it has been very beneficia

County Administrator Reports and Requests

APPROVAL OF A CONTRACT WITH CIVIC PLUS FOR THE DEVELOPMENT AND IMPLEMENTATION OF THE COUNTY'S WEBSITE

Motion made by Tim Lovelace, second David Eaton and duly approved by the Board of Supervisors to approve the Civic Plus contract for the development and implementation of the County's website.

The vote was:

Aye: Tim Lovelace, David Eaton, Lou Wallace, Carl Rhea, Steve Breeding, Rebecca Dye and Mark Mitchell
Nay: None

AUTHORIZATION TO PROCEED WITH AN RRP FOR RUSSELL COUNTY SCHOOLS ENERGY PERFORMANCE CONTRACT FINANCING

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to approve the authorization of an RFP for the Russell County Schools Energy Performance Contract financing.

The vote was:

Aye: David Eaton, Mark Mitchell, Tim Lovelace, Lou Wallace, Carl Rhea, Steve Breeding and Rebecca Dye
Nay: None

APPROVAL TO APPROPRIATE \$100,000 IN COAL SEVERANCE TAX FUNDS TO THE 2017 REVENUE SHARING PROJECT

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to appropriate \$100,000 in Coal Severance Tax Funds to the 2017 Revenue Sharing Project (Route 673 Morning Star Circle Road).

The vote was:

Aye: Tim Lovelace, Mark Mitchell, Lou Wallace, Carl Rhea, David Eaton, Steve Breeding and Rebecca Dye
Nay: None

APPROVAL TO ACCEPT THE SOLID WASTE SITE SCHEDULE AS PRESENTED

Motion made by Rebecca Dye, second David Eaton and duly approved by the Board of Supervisors to accept the solid waste site schedule as presented.

The vote was:

Aye: Rebecca Dye, David Eaton, Tim Lovelace, Steve Breeding and Lou Wallace

Nay: Mark Mitchell
Abstain: Carl Rhea

AUTHORIZATION TO HIRE THE SOLID WASTE SITE ATTENDENTS

Motion made by Rebecca Dye second David Eaton and duly approved by the Board of Supervisors authorize the hiring of solid waste site attendant list as presented.

The vote was:

Aye: Rebecca Dye, David Eaton, Lou Wallace, Steve Breeding and Tim Lovelace
Nay: Mark Mitchell
Abstain: Carl Rhea

APPROVAL TO SET THE BOARD MEETING FOR DECEMBER 07, 2016 AT 3:00 PM

Motion made by Lou Wallace, second Mark Mitchell and duly approved by the Board of Supervisors to set the December Board of Supervisors meeting for Wednesday, December 07, 2016 at 3:00 pm.

The vote was:

Aye: Lou Wallace, Mark Mitchell, Carl Rhea, Steve Breeding, Rebecca Dye, Tim Lovelace and David Eaton
Nay: None

APPROVAL TO APPROVE AND APPROPRIATE LITTER GRANT FUNDS IN THE AMOUNT OF \$13,051.00

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to approve and appropriate \$13,051.00 in Litter Grant Funds (Town of Cleveland - \$1048.00, Town of Lebanon - \$1858.00, Town of Honaker - \$1048.00 and \$9097.00 for the county).

The vote was:

Aye: David Eaton, Carl Rhea, Tim Lovelace, Lou Wallace, Steve Breeding, Rebecca Dye and Mark Mitchell
Nay: None

APPROVAL TO AUTHORIZE AN RFB FOR VEHICLES FOR THE RUSSELL COUNTY SHERIFF'S DEPT. PER A RURAL DEVELOPMENT GRANT

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to authorize an RFB and purchase of vehicles for the Russell County Sheriff's Department per a Rural Development Grant.

The vote was:

Aye: David Eaton, Mark Mitchell, Tim Lovelace, Carl Rhea, Steve Breeding, Rebecca Dye and Lou Wallace
Nay: None

APPROVAL OF A TRAVEL REQUEST FOR THE COUNTY ADMINISTRATOR'S OFFICE

Motion made by Rebecca Dye, second Lou Wallace and duly approved by the Board of Supervisors to approve a travel request for Vicki Porter and one staff member to attend training.

The vote was:

Aye: Rebecca Dye, Lou Wallace, Tim Lovelace, Carl Rhea, David Eaton, Steve Breeding and Mark Mitchell

Nay: None

APPROVAL TO ADJOURN

Motion made by Tim Lovelace, second Lou Wallace and duly approved by the Board of Supervisors to adjourn.

The vote was:

Aye: Lou Wallace, Tim Lovelace, Carl Rhea, Steve Breeding, David Eaton, Mark Mitchell and Rebecca Dye

Nay: None

Clerk of the Board

Chairman