

December 07, 2016

A regular monthly meeting of the Russell County Board of Supervisors was held on Wednesday, December 07, 2016 at 3:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Roll Call by the Clerk:

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

Lonzo Lester, Clerk

Invocation by Randy Williams, Commissioner of the Revenue followed by Pledge of Allegiance to the Flag.

APPROVAL OF THE AGENDA

Motion made by Mark Mitchell second David Eaton and duly approved by the Board of Supervisors to approve the agenda as amended with the addition of a Planning Commission appointment and Closed Session.

The vote was:

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

Nay: None

Presentations

Steve Givens, Russell County Medical Center gave the Board an update on the hospital including the addition of surgery and oncology. He also stated that they will be offering additional services soon, the hospital is undergoing some cosmetic updates as well. He added that the infection rate is very low at RCMC.

Brian Ferguson, Solid Waste Department gave a power point presentation on the current operations of the solid waste haul since the County took control. He stated that everything is running smoothly and the savings are right on track.

New Business

APPROVAL OF THE NOVEMBER 07, 2016 MINUTES

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to approve the November 07, 2016 minutes as presented and dispense with the reading thereof.

The vote was:

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

Nay: None

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Tim Lovelace, second Lou Wallace and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$1,065,426.05 including withholdings and reoccurring.

The vote was:

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

Nay: None

Committee Appointments

ROGER SWORD APPOINTED TO THE PLANNING COMMISSION

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to appoint Roger Sword to the Russell County Planning Commission for a (4) four year term said term ending December 31, 2020.

The vote was:

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

Nay: None

FRED SAYERS APPOINTED TO THE CUMERLAND MOUNTAIN COMMUNITY SERVICES BOARD

David Eaton nominated Fred Sayers

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors that nominations cease and Fred Sayers be appointed to the Cumberland Mountain Community Services Board for a (3) three year term, said term ending December 31, 2019.

The vote was:

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

Nay: None

CHARLENE BLANENSHIP, DOUG LESTER, HAROLD D. THOMAS AND BETTY S. HESS REAPPOINTED TO THE DRILL COMMUNITY CENTER BOARD

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to reappoint Charlene Blankenship, Rachel Helton, Doug Lester, Harold Dean Thomas and Betty Sue Hess to the Drill Community Center Board for (2) two year terms, said terms ending December 31, 2018.

The vote was:

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

Nay: None

Citizens Comment

Reggie Childers, Lebanon stated that the Clinch River has been designated by four municipalities as a blue way. This County has seventy miles of the Clinch River, access points are a problem and need to be doubled.

Donna Meade, Russell County Health Care Coalition thanked the Board for all their support of the family health exposition which was held at the Russell County Conference Center. The event had over 300 people in attendance.

John Wallace, Stone Mountain Road asked the Board for any help he could get on his road.

The Chairman closed citizens comment period.

Constitutional Officer Reports and Requests

Randy Williams, Commissioner of the Revenue thanked the members of the Board for treating them fairly.

Rick Thompson, Treasurer informed the Board that the employee insurance account was getting low as claims are averaging around \$100,000 per month. He stated that this could become a serious issue if the trend continues.

County Attorney Reports and Requests

Matt Crum discussed the Water Ordinance and the provision that exempts structures/buildings that were constructed prior to the enactment of the ordinance. He stated that this is not a mandatory exemption. There has to be a concurring resolution with the public service authority. A resolution was passed by a prior Board on water and sewer, but when the ordinance was passed it only included sewer.

The Chairman tabled the Water Ordinance pending further review.

County Administrator Reports and Requests

APPROVAL OF A RESOLUTION ENACTING A BURN BAN ON NOVEMBER 09, 2016

Motion made by Mark Mitchell, second Carl Rhea and duly approved by the Board of Supervisors to approve a Resolution enacting a burn ban on November 09, 2016.

The vote was:

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

Nay: None

APPROVAL TO RESCIND THE BURN BAN RESOLUTION

Motion made by Mark Mitchell, second Carl Rhea and duly approved by the Board of Supervisors to rescind the Burn Ban Resolution effective immediately.

The vote was:

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

Nay: None

APPROVAL OF A RESOLUTION IN SUPPORT OF DROUGHT RELIEF

Motion made by Rebecca Dye, second Tim Lovelace and duly approved by the Board of Supervisors to approve a Resolution in support of drought relief for Russell County.

The vote was:

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

Nay: None

APPROVAL TO CERTIFY THE ABSTRACT OF VOTES FOR THE NOVEMBER 08, 2016 ELECTION

Motion made by Mark Mitchell, second David Eaton to certify the Abstract of Votes for the November 08, 2016 election.

The vote was:

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

Nay: None

BOARD MEETING SET FOR TUESDAY, JANUARY 03, 2017

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to set the board meeting for Tuesday, January 03, 2017 at 6: 00 pm due to the New Year's Day holiday.

The vote was:

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

Nay: None

APPROVAL OF DECEMBER 21, 2016 AS THE PAYROLL DATE FOR COUNTY EMPLOYEES

Motion made by David Eaton, second Tim Lovelace and duly approved by the Board of Supervisors to set the payroll date for December 21, 2016.

The vote was:

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

Nay: None

APPROVAL OF HOLIDAY PAY FOR PART TIME EMPLOYEES

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to authorize holiday pay (Thanksgiving Day and Christmas Day) for part time employees.

The vote was:

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

Nay: None

APPROVAL TO EXTEND CANNERY OPERATIONS TO JANUARY 03, 2017 TO BE UNDER THE COORDINATION OF THE COUNTY ADMINISTRATOR

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to extend the cannery operations to January 03, 2017 under the coordination of the County Administrator to minimize costs.

The vote was:

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

Nay: None

APPROVAL TO AUTHORIZE THE USE OF DMV FUNDS FOR ANIMAL STERILIZATION

Motion made by Lou Wallace, second Carl Rhea and duly approved by the Board of Supervisors to authorize the use of DMV funds for animal sterilization and transfer \$375.00 to the Friends of the Russell County Animal Shelter.

The vote was:

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

Nay: None

APPROVAL TO AUTHORIZE A CSA SUPPLEMENT PENDING BUDGET COMMITTEE REVIEW

Motion made by Mark Mitchell, second Rebecca Dye and duly approved by the Board of Supervisors to approve the authorization of the Russell County CSA funding supplement pending the budget committee review.

The vote was:

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

Nay: None

APPROVAL OF A RESOLUTION OF SUPPORT FOR THE CIGARETTE TAX CODE AMENDMENT

Motion made by David Eaton, second Lou Wallace and duly approved by the Board of Supervisors to authorize a Resolution of support for the Cigarette Tax Code Amendment.

The vote was:

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

Nay: None

APPROVAL OF A LEASE AGREEMENT WITH PEOPLE, INC FOR PROPERTY IN DANTE, VIRGINIA

Motion made by Lou Wallace, second Mark Mitchell and duly approved by the Board of Supervisors to approve a lease agreement with People, Inc. for property in Dante, Virginia for playground equipment and park.

The vote was:

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

Nay: None

APPROVAL OF SOLID WASTE DISPOSAL SITE SCHEDULE

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to change the solid waste disposal site schedule to schedule A (listed in the Board packet) and extend the hours on Wednesdays to 7:00 pm at all super sites.

The vote was:

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

Nay: None

Abstain: Carl Rhea

CLOSED SESSION

Motion made by Mark Mitchell, second and duly approved by the Board of Supervisors to enter into closed session to go into closed session pursuant to Virginia code 2.2-3711 for discussion concerning a prospective business or industry, land acquisition, actual or probable litigation and personnel matters.

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 David Eaton second Mark Mitchell and duly approved by the Board of Supervisors to return to regular session.

The vote was:

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

Nay: None

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 who believe a departure has taken place? Seeing none, if you agree that the matters heard, discussed or considered during the closed meeting were pursuant only to the motion(s) by which the closed meeting was convened, please signify by saying aye or yes.

Tim Lovelace – AYE

Lou Wallace – AYE

Carl Rhea – AYE

David Eaton – AYE

Rebecca Dye - AYE

Steve Breeding – AYE

Mark Mitchell – AYE

APPROVAL OF BURN BAN LIFT RESCINDED

Motion made by Mark Mitchell, second Carl Rhea and duly approved by the Board of Supervisors to rescind the vote lifting the burn ban.

The vote was:

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

Nay: None

APPROVAL TO ADJOURN

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to adjourn.

The vote was:

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

Nay: None

Clerk of the Board

Chairman