

January 03, 2017

A regular monthly meeting of the Russell County Board of Supervisors was held on Tuesday, January 03, 2017 at 6:00 pm in 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 Cross, Mill Creek Baptist Church followed by the Pledge of Allegiance to the Flag.

APPROVAL OF THE AGENDA

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

The vote was:

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

PUBLIC HEARING HELD ON THE WATER ORDINANCE

Pursuant to being advertised in a local newspaper for two (2) consecutive weeks, a public hearing was held on the Water Ordinance. The Chairman opened the public hearing to comments, hearing none, the public hearing was closed.

PRESENTATION OF A PLAQUE TO BOARD OF SUPERVISORS BY THE VFW

Steve Ray and Jackie Gilbert representing the VFW Post 9864 thanked the Board of Supervisors for everything they have done for them in the past year. They presented the Board with a plaque to show their appreciation.

The Chairman relinquished the Chair to the Clerk of the Board.

STEVE BREEDING ELECTED CHAIRMAN

David Eaton nominated Steve Breeding.

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors that nominations cease and Steve Breeding be elected Chairman of the Board of Supervisors by acclamation for the CY 2017.

The vote was:

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

Nay: None

The Clerk relinquished the Chair back to Steve Breeding.

DAVID EATON ELECTED VICE CHAIRMAN

Carl Rhea nominated David Eaton.

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors that nominations cease and David Eaton be elected Vice Chairman of the Board of Supervisors by acclamation for the CY 2017.

The vote was:

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

Nay: None

The Chairman appointed **Mark Mitchell** as Director of Emergency Management and **Carl Rhea** as Assistant for CY 2017.

The Chairman appointed **Steve Breeding** and **David Eaton** to the budget committee for CY 2017.

APPROVAL OF BOARD OF SUPERVISORS MEETING DATES AS PRESENTED

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to approve the Board of Supervisors meeting dates for the first Monday of each month with alternative meeting dates on holidays. Closed session will be held at 5:00 pm with the regular Board meeting to begin at 6:00 pm.

The vote was:

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

Nay: None

RUSSELL COUNTY BOARD OF SUPERVISORS

REGULAR MEETING SCHEDULE

2017

GOVERNMENTAL CENTER 6:00 P.M.

January 3rd, Tuesday

February 6th, Monday

March 6th, Monday

April 3rd, Monday

May 1st, Monday

June 5th, Monday

July 3rd, Monday

July 4th, Tuesday- Holiday

(Alternate July 10th, Monday)

August 7th, Monday

September 4th, Monday

(Alternate September 5th, Tuesday or September 11th, Monday)

October 2nd, Monday

November 6th, Monday

December 4th, Monday- Christmas Parade

LONZO LESTER APPOINTED CLERK OF THE BOARD

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to appoint Lonzo Lester as Clerk of the Board for CY 2017.

The vote was:

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

Nay: None

VICKI PORTER APPOINTED DEPUTY CLERK OF THE BOARD

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to appoint Vicki Porter Deputy Clerk of the Board for CY 2017.

The vote was:

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

Nay: None

New Business

APPROVAL OF THE DECEMBER 07, 2016 MINUTES

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to approve the December 07, 2016 minutes as presented and dispense with the reading thereof.

The vote was:

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

Nay: None

APPROVAL OF THE DECEMBER 13, 2016 MINUTES

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to approve the December 13, 2016 minutes as presented and dispense with the reading thereof.

The vote was:

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

Nay: None

APPROVAL OF THE DECEMBER 26, 2016 MINUTES

Motion made by David Eaton, second Lou Wallace and duly approved by the Board of Supervisors to approve the December 26, 2016 minutes as presented and dispense with the reading thereof.

The vote was:

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

Nay: None

Abstain: Rebecca Dye

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Tim Lovelace, second David Eaton and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$665,685.39 (including withholdings and reoccurring).

The vote was:

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

Nay: None

APPROVAL OF THE PRE-AUTHORIZED PAYMENT LIST

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to approve the pre-authorized payment list as presented: The list of general expenditures the Board approves annually to ensure the County complies with the Virginia Procurement Act which requires all expenditures to be within 30 days or within terms of the contracts. The expenditures are monthly operational expenditures or approved contracts.

Utilities

Credit Card payments

Facility/Park/Vehicle payments (payroll)

Debt service

Contracts

The vote was:

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

Nay: None

Citizens Comment

The Chairman opened citizens comment period.

Reggie Childers, Lebanon commented that the one word that kept coming up at the follow up meeting of the Southwest Virginia Economic Forum was partnering. The whole County needs more citizen participation. He also emphasized the need for access points along the Clinch River since it has been designated as a blue way. All four of the towns in Russell County have passed resolutions relative to blue ways. He asked the BOS to consider passing a Resolution similar to the one that Scott County passed that underlines the necessity of some economic actions.

Kelly Gilmer, Lebanon stated that he had been to the Russell County Courthouse and feels that the current security measures are not a viable solution. He was disappointed that the public cannot enter the courthouse through the front door.

Becki Joyce, Chairperson of the IDA asked to address the Board in Closed Session.

The Chairman closed citizens comment period.

APPROVAL OF THE WATER ORDINANCE

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to approve the Water Ordinance as presented.

The vote was:

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

Nay: None

CLOSED SESSION

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to enter 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 Tim Lovelace, second Tim Lovelace 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

County Attorney Reports and Requests

Matt Crum addressed the Board on the adoption of the County Bylaws.

APPROVAL OF THE RUSSELL COUNTY BYLAWS

Motion made by Tim Lovelace, second Mark Mitchell and duly approved by the Board of Supervisors to approve the Russell County Bylaws as presented with the provision that Robert’s Rules of Order will apply in the event that issues arise that are not addressed in the Bylaws.

The vote was:

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

County Administrator Reports and Requests

APPROVAL OF VDOT RESOLUTION AUTHORIZING A SPEED LIMIT REDUCTION FOR RT. 82

Motion made by Carl Rhea, second David Eaton and duly approved by the Board of Supervisors to approve a VDOT Resolution for a speed limit reduction on Route 82.

The vote was:

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

APPROVAL OF LONZO LESTER AS FINANCIAL AGENT AND VICKI PORTER AS ALTERNATE FOR WDB

Motion made by David Eaton, second Mark Mitchell and duly approved by the Board of Supervisors to appoint Lonzo Lester as financial agent for the Workforce Development Board and appoint Vicki Porter as his alternate.

The vote was:

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

APPROVAL TO ADJOURN TO RECONVENE

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to adjourn to reconvene on Wednesday, January 25, 2017 at 6:00 pm in lobby of the Omni Hotel in Richmond, Virginia.

The vote was:

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

Clerk of the Board

Chairman