

September 07, 2021

A regular monthly meeting of the Russell County Board of Supervisors was held on Tuesday, September 07, 2021 at 6:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Roll Call by the Clerk:

Present:

Tim Lovelace
Lou Wallace
Carl Rhea
David Eaton
Steve Breeding
Oris Christian
Rebecca Dye

Lonzo Lester, Clerk
Katie Patton, County Attorney
Vicki Porter, Deputy Clerk

Absent:

None

Invocation by Caleb Johnson, followed by the Pledge of Allegiance to the Flag.

APPROVAL OF THE AGENDA

Motion made by Steve Breeding, second Carl Rhea and duly approved by the Board of Supervisors to approve the agenda as amended.

The vote was:

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

Recognitions

The Board recognized Stream Sweepers – Clinch River Project for their efforts in cleaning up areas of the Clinch River.

PUBLIC HEARING HELD ON ALTERNATIVE PUBLIC EDUCATIONAL PROGRAMS - SCHOOL CHOICE

Pursuant to being advertised in a local newspaper for (2) two consecutive weeks, a public hearing was held on Alternative Public Educational Programs - School Choice. The Chair opened the public hearing to comments.

The following citizens commented in favor of the implementation of alternative educational programs.

James Nunley
Larry Hughes
Nathan Kiser
Monica Martin
Michelle Vance
Jimmy Hobbs
Matthew Cassidy
Shawn Vance
Dr. Don Zampogna
Mike Dye
Michael Colley
Lynn Hess

The public hearing was closed to comments.

APPROVAL OF THE AUGUST 02, 2021 MINUTES

Motion made by Steve Breeding, second Lou Wallace and duly approved by the Board of Supervisors to approve the August 02, 2021 minutes and dispense with the reading thereof.

The vote was:

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

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Steve Breeding, second Tim Lovelace and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$1,336,013.53 including withholdings and reoccurring.

The vote was:

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

Committee Appointments

Board members made appointments to the advisory committee that had not already done so.

County Advisory Committee

Oris Christian - Oris Christian
Rebecca Dye - Brandi Hurley
Lou Wallace - Donna Ratliff Moore
Tim Lovelace - Allison Ball

APPROVAL TO TABLE COMMITTEE APPOINTMENTS

Motion made by Lou Wallace, second Oris Christian and duly approved by the Board of Supervisors to table the committee appointments listed on the agenda until a reconvened meeting is scheduled in September.

The vote was:

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

Nay: None

Citizens Comment

The Chair opened citizens comment period.

Larry Hughes, Lebanon commented that the tax money for education should follow the child.

Shawn Vance, Castlewood questioned why Oris Christian appointed himself to the Advisory Committee.

Nathan Kiser, Lebanon thanked the Board for making the appointments to the Advisory Committee but wanted to know when they could have the first meeting.

Lynn Hess, Swords Creek complained that the Russell County PSA had been late reading meters and would appreciate it if someone could look into this.

Michelle Vance, Castlewood commented that the Board was “still talking and not walking”.

The Chair closed citizens comment period.

County Attorney Reports and Requests

Project Jonah Interjurisdictional Agreement was discussed by Katie Patton, County Attorney

EXECUTIVE (CLOSED) SESSION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to enter Executive (closed) Session to discuss legal matters pursuant to Section 2.1-3711(a)(8) – Legal Discussions concerning consultation with legal counsel concerning legal advice concerning a County matter.

The vote was:

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

Nay: None

APPROVAL TO RETURN TO REGULAR SESSION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to return to regular session.

The vote was:

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

County Administrator Reports & Requests

APPROVAL OF VDOT ROUTE 637 DISCONTINUED BRIDGE & PRESCRIPTIVE EASEMENT

Motion made Carl Rhea, second Lou Wallace and duly approved by the Board of Supervisors to approve VDOT Route 637 Discontinued Bridge & Prescriptive Easement Right-of-Way – 30 ft. width & 0.02-mile length.

The vote was:

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

APPROVAL OF A RUSSELL COUNTY IDA AFID GRANT FOR PROJECT BROWN

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a Russell County Industrial Authority AFID Grant for Project Brown.

The vote was:

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

APPROVAL OF A SUPREME COURT OF VA GRANT IN THE AMOUNT OF \$90,000

Motion made by David Eaton, second Lou Wallace and duly approved by the Board of Supervisors to accept and appropriate a Supreme Court VA Drug Treatment Court Docket Grant -in the amount of \$90,000.

The vote was:

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

APPROVAL TO ADVERTISE FOR A REQUEST FOR QUALIFICATIONS

Motion made by Lou Wallace, second Tim Lovelace and duly approved by the Board of Supervisors to advertise for a Request for Qualifications for Three Rivers Destination Center.

The vote was:

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

APPROVAL OF A VDCJS GRANT IN THE AMOUNT OF \$70,000

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to accept and appropriate a Virginia Department of Criminal Justice Grant in the amount of \$70,000.

The vote was:

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

APPROVAL TO SURPLUS A SOLID WASTE DISPOSAL TRUCK

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to surplus a solid waste disposal truck.

The vote was:

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

APPROVAL TO REQUEST AN ATTORNEY GENERAL OPINION ON ALTERNATIVE EDUCATIONAL PROGRAMS (TAX CREDITS)

Motion made by Steve Breeding, second David Eaton request the State Attorney General 's opinion concerning our ability to grant tax credits for alternative education options and authorize legal counsel to collaborate with a local legislator to accomplish this task and to coordinate a meeting for the newly appointed Advisory Committee.

The vote was:

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

Nay: None

APPROVAL TO GET ESTIMATES ON ELECTRONIC EQUIPMENT FOR THE SOLID WASTE SITES

Motion made by David Eaton, second Steve Breedingand duly approved by the Board of Supervisors to authorize the County Administrator to get an estimate on the installation of cameras and electronic gates at solid waste sites.

The vote was:

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

Nay: None

APPROVAL TO DRAFT A LETTER IN OPPOSITION TO THE CENSUS RESULTS AND POSSIBLE REDISTRICTING

Motion made by David Eaton, second Steve Breedingand duly approved by the Board of Supervisors to authorize the County Attorney todraft a letter in opposition to the latest census results.

The vote was:

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

Nay: None

APPROVAL TO ADJOURN TO RECONVENE ON SEPTEMBER 21, 2021 AT 4:00 PM

Motion made by David Eaton, secondTim Lovelace and duly approved by the Board of Supervisors adjourn to reconvene on Tuesday, September 21,2021 at 4:00 pm.

The vote was:

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

Nay: None

Clerk of the Board

Chairperson