

March 06, 2023

A regular monthly meeting of the Russell County Board of Supervisors was held on Monday, March 06, 2023 beginning with Executive Session (Closed) at 5:00 pm followed by the regular meeting at 6:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Roll all by the Clerk:

Present:

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

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

Absent:

None

EXECUTIVE (CLOSED) SESSION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to enter into Executive (closed) Session to discuss legal matters pursuant to Section 2.2-371(A)(5)(7)(8) – Legal Discussions concerning the proposed Economic Development Project - Moss III.

The vote was:

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

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, Oris Christian, Tim Lovelace and Lou Wallace

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
Steve Breeding – AYE
Rebecca Dye - ABSENT
Oris Christian – AYE

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

APPROVAL OF THE AGENDA

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

The vote was:

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

Presentations

John McCoy, Lebanon Fire Department addressed the board representing all the County Fire Departments. He thanked the Board for the digital radios. He requested that \$9240.00 be allocated to pay for the “I am responding app” for all departments. This allows volunteers to use their cell phones to respond to calls. He also commented on the increase in costs of operating fire departments effectively and efficiently. Mr. McCoy requested that the County increase the annual appropriation to \$576,000. (To be divided evenly between all the fire departments).

Sandy Hess, Department of Social Services employee stated that there is a need for shelter for homeless individuals, displaced residents, emergency situations, etc. She added that Green Valley Baptist Church is the only shelter available at this time. The schools are supposed to be shelters in the County, unfortunately some of these have no showers or are handicapped accessible. There is no shelter in the Honaker area of Russell County. There is an available building in Honaker that could be a solution. She suggested that grants, ARPA, Cares money, etc. could be used as funding.

New Business

APPROVAL OF THE FEBRUARY 06, 2023 MINUTES

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the February 06, 2023 minutes and dispense with the reading thereof.

The vote was:

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

Nay: None

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$1,213,811.97 including reoccurring and withholdings.

The vote was:

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

Nay: None

Committee Appointments

RON BLANKENSHIP APPOINTED TO THE IDA

Motion made by Carl Rhea, second David Eaton and duly approved by the Board of Supervisors to appoint Ron Blankenship to the Russell County Industrial Development Authority to fulfill the unexpired term of Roger Sword, said term ending October 11, 2026.

The vote was:

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

Nay: None

DOUG HOWARD RE-APPOINTED TO THE SOUTHWEST VA COMMUNITY CORRECTIONS BOARD

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to re-appoint Doug Howard to the Southwest Virginia Community Corrections Board for a two-year (2) term, said term ending March 06, 2025.

The vote was:

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

Nay: None

Citizens Comment

The Chair opened citizens comment period. Hearing none, citizens comment period was closed.

County Attorney Reports and Requests

Katie Patton, County Attorney discussed a Resolution for Participation in Settlement of Opioid-Related Claims against TEVA, Allergan, Walmart, Walgreens, & CVS. She also discussed bond counsel and the solar ordinance.

APPROVAL OF A RESOLUTION FOR PARTICIPATION IN THE SETTLEMENT OF OPIOID-RELATED CLAIMS AGAINST TEVA, ALLERGAN, WALMART, WALGREENS & CVS

Motion made by Steve Breeding, second Oris Christian and duly approved by the Board of Supervisors to approve a Resolution for Participation in Settlement of Opioid-Related Claims against TEVA, Allergan, Walmart, Walgreens, & CVS.

The vote was:

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

Nay: None

AUTHORIZATION TO HIRE BOND COUNSEL FOR IDA RESTRUCTURING OF DEBT FOR THE IDA

Motion made by David Eaton second Carl Rhea and duly approved by the Board of Supervisors to authorize the hiring of bond counsel for legal matters relating to the restructuring of debt for the Russell County Industrial Development Authority.

The vote was:

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

Nay: None

AUTHORIZATION TO ADVERTISE A SOLAR TAX ORDINANCE

Motion made by Steve Breeding, second Tim Lovelace and duly approved by the Board of Supervisors to authorize the County Administrator to advertise a solar tax ordinance.

The vote was:

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

Nay: None

County Administrator Reports & Requests

APPROVAL FOR AN AEP LETTER OF SUPPORT FOR LONG TERM ENERGY STORAGE AT THE CLINCH RIVER PLANT

Motion made by Carl Rhea second David Eaton and duly approved by the Board of Supervisors to approve an American Electric Power letter of support for long term energy storage at the Clinch River Power Plant.

The vote was:

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

Nay: None

APPROVAL OF THE EIR FOR THE CONSTRUCTION OF THE APPALACHIAN DETENTION CENTER WASTEWATER TREATMENT PLANT UPGRADES

Motion made David Eaton, second Oris Christian and duly approved by the Board of Supervisors to approve the Environmental Impact Report (EIR) for the Construction of the Department of Corrections' Appalachian Detention Center Wastewater Treatment Plan Upgrades.

The vote was:

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

Nay: None

APPROVAL OF THE AMERICAN RESCUE PLAN ACT RECOVERY PROGRAM TOURISM GRANT IN THE AMOUNT OF \$30,000

Motion made by David Eaton second Oris Christian and duly approved by the Board of Supervisors to approve the American Rescue Plan Act Recovery Program Tourism Grant in the amount of \$30,000.

The vote was:

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

Nay: None

APPROVAL OF THE CPWMA USER AGREEMENT & 2023/2024 BUDGET

Motion made by Steve Breeding, second Tim Lovelace and duly approved by the Board of Supervisors to approve the Cumberland Plateau Waste Management Authority User Agreement and 2023/2024 Budget.

The vote was:

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

Nay: None

APPROVAL OF A VDOT NOTICE OF RTE. 871 & RTE. T-1211 ABANDONMENT RESOLUTION AND PUBLIC HEARING

Motion made by David Eaton, second Tim Lovelace and duly approved by the Board of Supervisors to approve a VDOT notice of Rte. 871 and T-1211 Abandonment Resolution and Public Hearing to be held at 6:00 pm on April 03, 2023 Board of Supervisors meeting.

The vote was:

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

Nay: None

ACCEPTANCE OF NATIONAL OPIOID SETTLEMENT PAYMENTS IN THE AMOUNT OF \$44,078.41

Motion made by Oris Christian, second Steve Breeding and duly approved by the Board of Supervisors to accept and appropriate National Opioid Payments in the amount of \$44,078.41.

The vote was:

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

Nay: None

APPROVAL OF A DCJS LOCAL LAW ENFORCEMENT BLOCK (LOLE) GRANT IN THE AMOUNT OF \$2623.00

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to accept and appropriate a DCJS Local Law Enforcement Block Grant (LOLE) in the amount of \$2623.00.

The vote was:

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

Nay: None

BUDGET MEETING SCHEDULED FOR MARCH 20, 2023 AT 6:00 PM

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to set a budget meeting for Monday, March 20, 2023 at 6:00 pm.

The vote was:

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

Nay: None

APPROVAL OF A VEHICLE SURPLUS REQUEST

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a Russell County vehicle surplus request.

The vote was:

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

**APPROVAL OF A RESOLUTION IN SUPPORT OF GRANT FUNDING FROM THE VA OPIOID ABATEMENT
AUTHORITY UPON COMPLETION OF THE OPIOID APPLICATION (FOR RUSSELL COUNTY) FOR THE
AMENDED WOMEN’S CENTER IN WASHINGTON COUNTY**

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve a Resolution in support of grant funding upon the completion of the opioid application for Russell County in the amount of \$25,000 from the Virginia Opioid Abatement Authority and partner with Washington County to build the Amended Women’s Center.

The vote was:

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

The Chair adjourned the meeting.

Clerk of the Board

Chairperson