

**Pittsylvania County Board of Supervisors
Monday, February 16, 2016
Adjourned Regular Meeting**

VIRGINIA: The Adjourned Meeting of the Pittsylvania County Board of Supervisors was held on Tuesday, February 16, 2016 in the General District Courtroom of the Edwin R. Shields Addition in Chatham, Virginia. Jessie L. Barksdale, Chair, called the meeting to order at 7:00 p.m. The following members were present:

Jessie L. Barksdale	Banister District
Elton W. Blackstock	Staunton River District
Tim Barber	Tunstall District
Ronald S. Scarce	Westover District
Jerry A. Hagerman	Callands-Gretna District
Robert W. Warren	Chatham-Blairs District
Joe B. Davis	Dan River District

Mr. Clarence C. Monday, County Administrator, Mr. J. Vaden Hunt, County Attorney, Mr. Greg L. Sides, Assistant County Administrator for Planning and Development, Mr. Matt Rowe, Director for Economic Development, Mr. Odie H. Shelton, Jr., Director of Code Compliance, and Ms. Rebecca Flippen, Deputy Clerk to the Board were also present.

Mr. Barksdale led the Moment of Silence, and then the Pledge of Allegiance.

Mr. Barksdale recognized the Honorable Mark Scarce, Clerk of Circuit Court, and the Honorable Vincent Shorter, Treasurer, in attendance.

Approval of Agenda

Motion was made by Mr. Blackstock, seconded by Mr. Barber, to approve the agenda, which was unanimously approved by the Board.

Hearing of the Citizens

Deborah Dix of the Chatham/Blairs District commented there had been rumors a feedlot may be developed in the northern area of Chatham. Ms. Dix stated that in other areas, such development actually lost money; and that there was already a very large feedlot located in Lynchburg. Ms. Dix hoped the Board would keep this in mind in case the rumors were true.

This concluded the Hearing of the Citizens.

Consent Agenda

Motion was made by Mr. Barber, seconded by Mr. Blackstock, to approve the Consent Agenda, which was approved by the Board of Supervisors.

- (a) Proclamation; Red Cross Month – March 2016
- (b) Resolution 2016-02-01; Smith Mountain Lake's 50th Anniversary

Mr. Barber's motion was unanimously approved by the Board.

Pittsylvania County Board of Supervisors Proclamation

AMERICAN RED CROSS MONTH March 1-31, 2016

Whereas, for more than 130 years, the devoted women and men of the American Red Cross have responded to challenges at home and abroad with compassion and generosity. In times of conflict and great tragedy, they deliver humanitarian relief, save lives, and offer hope for a brighter tomorrow; and

Whereas, American Red Cross Month is a special time to recognize and thank our Everyday Heroes—those who reach out to help people in need; and

Whereas, American Red Cross heroes assist their communities in a variety of ways, such as donating blood or visiting injured service members; and

Whereas, across the country and around the world, the American Red Cross responds by combating pandemics, supporting our Armed Forces, providing disaster relief and mitigation, helping people donate blood, teaching first aid, and increasing local preparedness; and

Whereas, our communities can depend on the American Red Cross; and

Whereas, the Board of Supervisors would like to remember its heroes here in Pittsylvania County who help people in need, tirelessly assisting their neighbors; and

Whereas, the Pittsylvania County Board of Supervisors dedicates the month of March to those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies; and

Whereas, the citizens of Pittsylvania County are encouraged, especially during this special month, to support the humanitarian mission of the American Red Cross and help their fellow citizens by donating their time and resources; then

Now, Therefore, as the Board of Supervisors of Pittsylvania County, we hereby proclaim **March 2016 as American Red Cross Month in Pittsylvania County.**

Pittsylvania County Board of Supervisors
RESOLUTION
2016-02-01

Smith Mountain Lake's 50th Anniversary
Generating Power, Creating Memories

VIRGINIA: At the adjourned meeting of the Pittsylvania County Board of Supervisors held on Tuesday, February 16, 2016, the following resolution was adopted celebrating the 50th Anniversary of Smith Mountain Lake.

WHEREAS, for 50 years, the beauty of Smith Mountain Lake has been a draw for those seeking rest and recreation, creating memories of camping, boating, fishing, swimming, and cookouts; and

WHEREAS, the initial purpose in 1960 was to form Smith Mountain Dam by impounding the Roanoke River for the purpose of generating electrical power, and after a six-year construction period, capacity for Smith Mountain Lake was reached March 7, 1966. Smith Mountain Lake was officially the largest lake contained entirely in Virginia and became a recreational capital for Southcentral Virginia; and

WHEREAS, Smith Mountain Lake, which is southeast of the City of Roanoke and southwest of the City of Lynchburg, is 40 miles long, covers 20,600 acres, with the Counties of Bedford, Franklin, and Pittsylvania surrounding its more than 580 miles of shoreline; and

WHEREAS, its outstanding vistas and picturesque beauty made Smith Mountain Lake a cinematic choice for filming movies such as *What About Bob* and *Lake Effect*, as well as for the TV series *The Outer Limits*; and

WHEREAS, citation striped bass and several professional fishing tournaments has made fishing a popular recreational sport at Smith Mountain Lake enjoyed by both locals and visitors from across the country; and

WHEREAS, Smith Mountain Lake is home to campgrounds, parks, marinas, golf courses, shops, restaurants, a variety of lodging options, as the 12,000 permanent residents and an additional 50,000 summer vacationers can attest to; and

WHEREAS, given all of its beauty and recreational resources, the main purpose of Smith Mountain Lake and the reason it was built remains the same – to generate electricity; then

NOW, THEREFORE, BE IT RESOLVED, that the Pittsylvania County Board of Supervisors, on the behalf of all the citizens of Pittsylvania County, commend Smith Mountain Lake on the occasion of its 50th anniversary in 2016; and

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Vicki Gardner, Executive Director of the Smith Mountain Lake Regional Chamber of Commerce, as an expression of Pittsylvania County's admiration and appreciation for the organization's work to ensure Smith Mountain Lake remains a shining jewel for all to enjoy.

Public Hearings

Rezoning Cases

Case 1: Bachelors Hall Volunteer Fire Department, Inc. – Westover Election District: R-16-005

Mr. Barksdale opened the hearing at 7:06 PM. Mr. Shelton explained that Bachelors Hall Volunteer Fire Department, Inc., had petitioned to rezone a total of approximately 0.97 acre, two (2) parcels of land, located on State Road 878/Duncan Drive, in the Westover Election District from R-1, Residential Suburban Subdivision District to M-1, Industrial District, Light Industry. Once the properties are rezoned to M-1, all uses listed under Section 35-383 are a permitted use. The Planning Commission, with no opposition, recommended granting the petitioner's request. Allen Roberts, Chief of the Bachelors Hall Volunteer Fire Department, was there to represent the petition. No one signed up to speak and Mr. Barksdale closed the hearing at 7:07 PM. Motion was made by Mr. Scearce, seconded by Mr. Warren, to approve rezoning Case R-16-005 from R-1, Residential Suburban Subdivision District to M-1, Industrial District, Light Industry, and the following Roll Call Vote was recorded: Mr. Barber-Yes; Mr. Hagerman-Yes; Mr. Blackstock-Yes; Mr. Scearce-Yes; Mr. Davis-Yes; Mr. Warren-Yes; and Mr. Blackstock-Yes. The Board unanimously approved rezoning Case R-16-005 from R-1, Residential Suburban Subdivision District to M-1, Industrial District, Light Industry.

This concluded the Public Hearings.

Unfinished Business

At the February 1, 2016 meeting, a motion was made by Mr. Blackstock, seconded by Mr. Barber, to appropriate \$270,450 from unappropriated General Funds to line item #310-4-094130-316300, for the Dominion 7 contract amendment, which required a 10-Day Layover that had now been met and the following Roll Call Vote was recorded: Mr. Barber-Yes; Mr. Hagerman-Yes; Mr. Blackstock-Yes; Mr. Scearce-Yes; Mr. Davis-Yes; Mr. Warren-Yes; and Mr. Blackstock-Yes. Mr. Barber's motion was unanimously approved by the Board.

New Business

The Finance Committee met at 4:30 PM on February 16, 2016. No recommendations were submitted. Mr. Blackstock, Chair for the Finance Committee, announced there would be a work session of the Finance Committee at 1:00 PM on Thursday, February 25, 2016 in the County Administration Conference Room.

Mr. Monday introduced Mark Narron as Pittsylvania County's Animal Shelter Manager.

Mr. Greg Sides, Assistant County Administrator for Planning and Development, and Mr. Jay Craddock, Area Land Use Engineer / Assistant Resident Engineer for Virginia Department of Transportation, updated the Board on House Bill 2 (HB2) that directed the Commonwealth Transportation Board (CTB) to develop and implement a prioritization process to select transportation projects to be funded via scoring projects submitted by localities on an objective and fair basis that is applied statewide. Part of the scoring process, said Mr. Craddock, scored projects based on how to most efficiently to make improvements that benefitted the most people. In September 2015, Pittsylvania County had submitted two project applications: 1) Construction of a single land roundabout at the intersection of Stony Mill Road and Tunstall High Road; and 2) Widening of Climax Road to a minimum of 20 feet in width. Mr. Sides stated along with those 2 projects, Pittsylvania County has partnered with the Danville Pittsylvania Metropolitan Planning

Organization (MPO) in submitting two additional projects: 1) Upgrade the intersection of Berry Hill Road and U.S. RT 58 West; and 2) Widen and improve Berry Hill Road. Mr. Craddock said the roundabout project has scored the most favorable of the four submitted. Mr. Craddock stated the total cost for all proposed projects submitted by localities was nearly \$7 billion, while approximately \$1.7 billion in funding was available. The proposed rankings of the projects were now before the CTB for review.

Mr. Monday explained the Sheriff's Department recently received grant funding from a Crisis Intervention Team grant awarded to Danville-Pittsylvania Community Services for the Crisis Intervention Team Assessment Center. Beginning October 2015 an off-duty officer/deputy began manning the assessment center at DRMC's Emergency Room each day from noon until midnight to help relieve the agencies from manpower shortages on respective shifts while escorting clients on Emergency Custody Orders and Temporary Detention Orders at DRMC for medical and clinical evaluation. The grant award included a \$43,800 flat compensation for FY 2016 for the Sheriff's Department. The grant period was July 1, 2015 – June 30, 2017, terms of the grant allows up to three (3) one-year renewals and do not require a local match. Motion was made by Mr. Warren, seconded by Mr. Davis, to approve an appropriation of \$43,800 to the Crisis Intervention Team Assessment Center (CITAC) Grant for FY 2016 and the following Roll Call Vote was recorded: Mr. Barber-Yes; Mr. Hagerman-Yes; Mr. Blackstock-Yes; Mr. Scearce-Yes; Mr. Davis-Yes; Mr. Warren-Yes; and Mr. Blackstock-Yes. Mr. Warren's motion was unanimously approved by the Board.

Motion was made by Mr. Barber, seconded by Mr. Hagerman, to authorize the County Administrator to advertise a public hearing to citizen input on the proposed revision to the Pittsylvania County Zoning Ordinance, Sec. 35-319; Maintenance and Removal of Signs, to be held on Tuesday, March 15, 2016. The Board unanimously approved Mr. Barber's motion.

Appointments

Motion was made by Mr. Scearce, seconded by Mr. Barber, to appoint H. F. Haymore as the Westover District representative on the Pittsylvania County Planning Commission for a four year term beginning March 24, 2016 thru March 23, 2020, which was unanimously approved by the Board.

Motion was made by Mr. Warren, seconded by Mr. Barber, to re-appoint Hershel Stone as the Chatham-Blairs representative on the Pittsylvania County Service Authority for a four year term beginning April 5, 2016 thru April 4, 2020, which was unanimously approved by the Board.

The Board discussed how the Road Viewers had not met in several years and Staff was directed by the Chair to contact VDOT to see if the Board was required to continue with the Road Viewers Board and report back to the Board.

Board Announcements

Mr. Davis asked that the topic of solar farms be placed on the March 7, 2016 Board agenda.

Mr. Scearce said he thanked David Weatherford for his service as the Westover District representative on the Planning Commission and directed Staff send Mr. Weatherford a letter thanking him for his service.

Closed Session

Motion was made by Mr. Barber, seconded by Mr. Scearce, to enter into Closed Session and to include Mr. Hunt, Mr. Sides and Mr. Rowe in Closed Session for discussion of the following:

- (a) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would be adversely affect the negotiating or litigating posture of the public body, and consultation with legal counsel employed or retained by a public body regarding specific matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, “probable litigation: means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

Legal Authority: §2.2-3711(A)(7), Code of Virginia, 1950, as amended
Subject: Heron Pointe Subdivision
Propose: Legal consultation provision of legal advice relating to Letter of Credit issues for subdivision road improvements

- (b) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating its facilities in the community

Legal Authority: §2.2-3711(A)(5), Code of Virginia, 1950, as amended
Subject: Project Cardinal
Propose: Discussion of Potential Economic Development Incentive Package

- (c) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating its facilities in the community

Legal Authority: §2.2-3711(A)(5), Code of Virginia, 1950, as amended
Subject: Project Sorter
Propose: Discussion of Potential Economic Development Incentive Package

The following Roll Call Vote was recorded: Mr. Barber-Yes; Mr. Hagerman-Yes; Mr. Blackstock-Yes; Mr. Scearce-Yes; Mr. Davis-Yes; Mr. Warren-Yes; and Mr. Blackstock-Yes. Mr. Warren’s motion was unanimously approved by the Board.

The Board entered into Closed Session at 7:52 PM.

Motion was made by Mr. Warren, seconded by Mr. Hagerman, to re-enter into Open Session.

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CERTIFY CLOSED MEETING**

BE IT RESOLVED that at the Meeting of the Pittsylvania County Board of Supervisors on February 16, 2016, the Committee hereby certifies by a recorded vote that to the best of each board member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion authorizing the closed meeting were heard, discussed or considered in the closed meeting. If any member believes that there was a departure from the requirements of the Code, he shall so state prior to the vote indicating the substance of the departure. The statement shall be recorded in the minutes of the Board.

	<u>Vote</u>
Tim R. Barber	Yes
Jerry A. Hagerman	Yes
Elton W. Blackstock	Yes
Joe B. Davis	Yes
Ronald S. Scearce	Yes
Robert W. Warren	Yes
Jessie L. Barksdale	Yes

The Board re-entered into Open Session at 8:29 PM.

Motion was made by Mr. Hagerman, seconded by Mr. Scearce, to authorize County Staff to begin the process of utilizing but not exceeding the existing surety to make the necessary improvements to the Heron Pointe subdivision roads to bring them into compliance with the minimum VDOT standards required for potential VDOT system acceptance, and authorize the County Administrator to sign and execute all appropriate and necessary related documents. The following Roll Call Vote was recorded: Mr. Blackstock-Abstained (Mr. Blackstock state he serves on the Board of Directors for the bank that holds the Letters of Credit); Mr. Barber – Yes; Mr. Hagerman-Yes; Mr. Warren-Yes; Mr. Davis-Yes; Mr. Scearce-Yes; and Mr. Barksdale-Yes. Mr. Hagerman's motion was approved by a 6-1 motion of the Board with Mr. Blackstock abstaining.

Adjournment

Motion was made by Mr. Warren, seconded by Mr. Scearce, to adjourn the meeting, which was unanimously approved by the Board. The meeting ended at 8:32 PM.