

BOARD OF SUPERVISORS MEETING

January 3, 2006

The regular meeting of the Campbell County Board of Supervisors was held on the 3rd day of January 2006 in the Board of Supervisors meeting room of the Walter J. Haberer Building, Rustburg, Virginia. The members present were:

Eddie Gunter, Jr., Chairman, Presiding	Concord Election District
Rick Boyer	Sunburst Election District
Calvin P. Carter	Altavista Election District
Charles W. Falwell	Timberlake Election District
Hugh T. Pendleton, Jr.	Rustburg Election District
J. D. Puckett	Brookneal Election District
Hugh W. Rosser	Seneca Election District

R. David Laurell, County Administrator
Clifton M. Tweedy, Deputy County Administrator
David W. Shreve, County Attorney

The organizational meeting was called to order at 7:00 p.m., and Supervisor Gunter gave the invocation. Administrator Laurell commented that he had enjoyed working with Supervisor Rosser as Chairman last year and welcomed Supervisor Falwell to the Board.

// ELECTION OF CHAIR, VICE-CHAIR AND TIME AND PLACE OF MEETINGS

CHAIRMAN

Nominations were called for 2006 Chairman. Supervisor Pendleton nominated Supervisor Eddie Gunter, Jr. of the Concord Election District for 2006 Chairman.

On motion of Supervisor Rosser, the nominations were closed for Chairman.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

On motion of Supervisor Pendleton, it was resolved the Board affirms the election of Eddie Gunter, Jr., as Chairman of the Campbell County Board of Supervisors for 2006.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

Chairman Gunter thanked the Board for the honor of serving as Chairman in 2006 and thanked Supervisor Rosser for his leadership in 2005. He welcomed Supervisor Falwell to the Board and looked forward to working with him. Chairman Gunter also extended congratulations to Supervisor Pendleton and Supervisor Puckett on their re-election and was looking forward to a very productive year.

VICE-CHAIRMAN

The floor was opened for nominations for Vice-Chairman. Supervisor Rosser nominated Supervisor J. D. Puckett of the Brookneal Election District for 2006 Vice-Chairman.

On motion of Supervisor Boyer, the nominations were closed for Vice-Chairman.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

On motion of Supervisor Falwell, it was resolved the Board affirms the election of J. D. Puckett as Vice-Chairman of the Campbell County Board of Supervisors for 2006.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

TIME AND PLACE OF MEETINGS

Supervisor Puckett offered the following motion to establish the time and place of the meetings for 2006 and establish a meeting default date in case of inclement weather.

On motion of Supervisor Puckett, it was resolved the Board of Supervisors establishes the meeting time and place as follows:

First Monday of the month, 7:00 p.m.
Third Monday of the month, 1:00 p.m.
Board of Supervisors Meeting Room, Walter J. Haberer Building, Rustburg, Virginia.

If any meeting falls on a holiday, the meeting will be on the following Tuesday at the designated time.

If the Chairman acts, finds and declares that weather or other conditions are such that it is hazardous for members to attend the regular meeting, the meeting shall be continued to the following Thursday of that week at 1:00 p.m. and all hearings and other matters previously advertised shall be conducted at the continued meeting and no further advertisement is required.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// APPROVAL OF MINUTES

On motion of Supervisor Carter, it was resolved the Board of Supervisors dispenses with the reading and approves the minutes of the November 21, 2005 EMS Ordinance Work Session, November 21, 2005 regular meeting, November 21, 2005 Secondary Road Hearing and the December 5, 2005 regular meeting as presented.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// PUBLIC HEARING – SENECA COMMERCE PARK

The public hearing was opened at 7:07 p.m.

J. Michael Davidson, Director of Economic Development, explained that a public hearing had been advertised to declare surplus the property known as Seneca Commerce Park so that sites within the park could be sold for commercial or industrial development. A Master Plan of the park has been finalized, and the lots would range from 4 acres to 24 acres.

No one spoke in favor of or in opposition to the request to declare the Seneca Commerce Park property surplus. The public hearing was closed at 7:10 p.m.

On motion of Supervisor Rosser, it was resolved the Board of Supervisors declares surplus the property known as Seneca Commerce Park so that sites within the park could be sold for commercial or industrial development.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// PUBLIC HEARING – UPDATES TO EMS ORDINANCE IN COUNTY CODE

A public hearing was opened at 7:12 p.m. to consider the adoption of amendments to Sections 10-60(b) and 10-65(b)(1) within the County EMS ordinance of the Campbell County Code of 1988. These amendments were to clarify language discussed at the Board's EMS workshop on November 21, 2005. The effect of the amendments would be to require identified

volunteer agencies to maintain separate licensure with the Virginia Department of Health, etc., and to maintain mutual aid agreements with bordering agencies, and to clarify that, when participating organizations submit information required for generating a bill for services, only information reasonably necessary to accomplish the billing process for services would be required.

Administrator Laurrell advised that some of the comments at the November 21st work session were incorporated and did not require a public hearing; however, two amendments did require a public hearing to incorporate. The proposed amendments were discussed at the Emergency Medical Services Advisory Committee (EMSAC) and at the Public Safety Committee meetings prior to this meeting. There was a discussion of further clarification of several items, and it was decided to recommend to the Board to adopt the amendments as advertised and develop a separate historical memorandum of understanding or agreement to clarify these items. The items that were brought up were in concert with the ordinance; however it was agreed the detailed language should be in a separate document.

Chairman Gunter called for comments in favor of the proposed amendments to the EMS ordinance.

Bruce Stratton, 87 Westview Circle, Lynchburg, is the Captain of the Concord Rescue Squad. He expressed his appreciation to the Board, to the Public Safety Office and to Supervisor Gunter for working with the rescue squads to make sure they had the assurances they needed. Mr. Stratton agreed with the comments and recommendation made by Administrator Laurrell.

No one spoke in opposition to the proposed amendments. The public hearing was closed at 7:15 p.m.

Supervisor Puckett indicated he and Chairman Gunter attended both the EMSAC and Public Safety Committee meetings that afternoon, and it was agreed that an historical memorandum of agreement would better address the concerns of the rescue squad captains than further amendments to the ordinance. He offered the following motion:

On motion of Supervisor Puckett, it was resolved the Board of Supervisors adopts the amendments to Chapter 10 of the Campbell County Code as advertised, the effect of which would be to require identified volunteer agencies to maintain separate licensure with the Virginia Department of Health, etc., and to maintain mutual aid agreements with bordering agencies, and to clarify that, when participating organizations submit information required for generating a bill for services, only information reasonably necessary to accomplish the billing process for services would be required.

Supervisor Pendleton commented that he would support the motion, but he had concerns regarding the subscription program. Administrator Laurrell indicated the details of the subscription program would come back to the Board for approval.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser

Nay: None

Administrator Laurrell publicly thanked Mr. Stratton and the other EMS Captains for working so closely with Public Safety to put together a top-notch program. Chairman Gunter agreed adding he was pleased how well the rescue captains came together at the first EMSAC meeting. He believed we would have a good EMS system in the County.

// PUBLIC HEARING – REQUEST #06-00162, SUBDIVISION ON RBF LANE

A public hearing was conducted at the October 3, 2005 meeting on:

06-00162 Request by Thomas W. Guffey with Guffey Warner and Associates, Agent, for property owned by Louis, Jr. & Dona A. Pierucci to rezone 69.95 +/- acres from A-1, Agricultural to R-1, Residential for a multi-lot residential subdivision and R-1, Residential permitted uses. Property is located on RBF Lane, approximately 1/8th of mile west of its intersection with the southbound lane of Wards Road (Route 29).

The purpose of the rezoning was to develop a 55-lot residential subdivision. Each lot would be served by public water and no modular homes would be allowed. The Board deferred a decision on the request pending additional information from VDOT on the anticipated traffic impact at median crossovers along Route 29.

Based on the results of the traffic engineering review, VDOT would not require the construction of a new median crossover at RBF Lane. However, the developer would be required to improve the two existing crossovers nearest the property. The southbound left turn lane at Route 699 and the northbound left turn lane at Altavista Motors would both have to be extended to 200-foot full width with 200-foot tapers. Staff still had some concerns regarding the lack of a median crossover, but adding another median crossover on Route 29 would be contrary to the recommendations of the access management study.

Supervisor Rosser indicated he was never opposed to the subdivision and believed it would be one of the better subdivisions in the County once some of the safety issues were resolved. He travels Route 29 often and was concerned about the impact on the traffic from Route 699. While Supervisor Rosser would prefer a crossover, he believed the traffic safety concerns were addressed by VDOT's requirements to extend the turn lanes at Route 699 and Altavista Motors. The owners of the subdivision would be responsible for the extension of the turn lanes. He offered the following motion to approve the rezoning request:

On motion of Supervisor Rosser, it was resolved the Board of Supervisors accepts the recommendation of the Campbell County Planning Commission and citing good zoning practice **APPROVES** Request #06-00162 by Thomas W. Guffey with Guffey Warner and Associates, Agent, for property owned by Louis, Jr. & Dona A. Pierucci to rezone 69.95 ± acres from A-1, Agricultural to R-1, Residential for a multi-lot residential subdivision and R-1, Residential permitted uses on property located on RBF Lane, approximately 1/8th of mile west of its intersection with the southbound lane of Wards Road (Route 29), subject to construction of the turn lane extensions at Route 699 and Altavista Motors as required by the Virginia Department of Transportation; and the landowner hereby proffers the following as part of the above-referenced rezoning request:

Proffer #1: Modular homes will not be allowed in the development. Stick/Site built homes only will be permitted.

Proffer #2: Public water will be extended to the development and each lot in the development will be provided a connection.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// RECORDATION OF ABSTRACT OF VOTES

Section 24.2-675 of the Code of Virginia requires the Electoral Board to forward a certified copy of each abstract of votes to the clerk of the board of supervisors to be recorded in its minute book.

On motion of Supervisor Rosser, it was resolved the Board of Supervisors records the Abstract of Votes from the November 8, 2005 General Election into the minutes of the January 3, 2006 meeting, as follows:

Governor

Jerry W. Kilgore (R)	8,864
Timothy M. Kaine (D)	5,319
H. Russ Potts, Jr. (I)	264
Total Write-in Votes	15

Lieutenant Governor

William T. "Bill" Bolling (R)	9,305
Leslie L. Byrne (D)	4,829
Total Write-in Votes	7

<u>Attorney General</u>	
Robert F. "Bob" McDonnell (R)	9,222
R. Creigh Deeds (D)	4,897
Total Write-in Votes	8
<u>Member, House of Delegates</u>	
Kathy J. Byron (R)	10,072
Total Write-in Votes	97
<u>Member, Board of Supervisors, Brookneal District</u>	
James D. "J.D." Puckett	1,165
Total Write-in Votes	8
<u>Member, Board of Supervisors, Rustburg District</u>	
Hugh T. Pendleton, Jr.	1,473
Judy S. Elliott	738
Total Write-in Votes	4
<u>Member, Board of Supervisors, Timberlake District</u>	
Charles W. Falwell	1,710
Total Write-in Votes	11
<u>Member, School Board, Brookneal District</u>	
George L. Jones	1,138
Total Write-in Votes	3
<u>Member, School Board, Rustburg District</u>	
G. Roger Akers	1,791
Total Write-in Votes	8
<u>Member, School Board, Timberlake District</u>	
Carolyn A. "Boolie" Martin	1,731
Total Write-in Votes	10

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// FISCAL YEAR 2007 ANNUAL PRIORITIES AND INITIATIVES

Administrator Laurrell reviewed the proposed 2007 Annual Priorities and Initiatives highlighting all new initiatives or initiatives substantially modified. These would be used to assist with budget development for the upcoming fiscal year. There was a brief discussion concerning Concord Elementary School and the costs to either renovate the school or build a new school. A decision would have to be made in the next few months in order to keep that project on schedule. Administrator Laurrell asked the Board to provide their input on the initiatives either prior to or at the next meeting. The final version is planned for adoption at the January 17th meeting.

// FINANCE AND BUDGET CONSENT AGENDA

On motion of Supervisor Carter, it was resolved the Board of Supervisors adopts the Finance and Budget Consent Agenda, as follows:

- a. Appropriations -
 - (1) Capital Improvement Fund, Future Improvements, deleting \$7,300 from Reserve for Future Improvement and appropriating the same to Public Safety Projects, EMS Vehicle Purchase Program, for addition work to Campbell County Rescue Squad rechassis;
 - (2) General Fund, Volunteer Fire Departments, deleting \$2,000 from Motor Vehicle Insurance and appropriating the same to Animal Control, Medical Services, veterinary costs associated with two horses seized;

- (3) CIP Fund, Public Works Projects, deleting \$67,000 from Landfill Testing & Post/Closure, and appropriating the same to General Fund, Legal Services, Legal Services – Other, to cover landfill legal issues;
- (4) General Fund, Management Services, deleting \$1,500 from Employee Tuition Assistance and appropriating the same to Convention & Education, career development courses for new employee;
- (5) General Fund, Economic Development, appropriating \$10,000 to Industrial Incentives – Sonny’s Auto, incentives funds approved on November 7, 2005;
- (6) Capital Improvement Fund, Economic Development Projects, appropriating \$557,491 to Seneca Commerce Park; and raises estimated revenue, Seneca Commerce Park, by \$557,491, Tobacco Commission grants and VDOT Revenue Sharing funds for Phase II Seneca Commerce Park;
- (7) General Fund, Public Safety, appropriating \$3,582 to Maint/Repair – Communications Equipment; and raises estimated revenue, Virginia Dept of Health OEMS Radio Interface Grant, grant for interoperability radio system;
- (8) E-911 Fund, appropriating \$15,000 to COMP – Overtime, \$5,500 to COMP – Part-time Help, and \$84,269.62 to Beginning Fund Balance; and raises estimated revenue, Wireless E-911 Reimbursement, by \$104,769.62;
- (9) General Fund, Non-Departmental Expenses, appropriating \$4,500 to Retiree Health Credit/County; and lowers the Undesignated General Fund Balance by \$4,500, to make monthly retiree health insurance credits to eligible retirees;
- (10) General Fund, Regional Grant, appropriating \$2,275 to COMP – Overtime, \$176 to Employee Cost – FICA and \$49 to Workers Compensation; and raises estimated revenue, Regional Grant, by \$2,500, additional federal pass through grant funds awarded to Sheriff’s Department from DMV for dui checkpoints;
- (11) General Fund, Maintenance, appropriating \$617.50 to Maintenance/Repair Parks & Grounds; and raises estimated revenue, Miscellaneous Restitution Payments, by \$617.50, court-ordered restitution for damage to Long Island Park;
- (12) General Fund, Legal Services, appropriating \$1,500 to Court Appointed Attorneys; and raises estimated revenue, Commonwealth Attorney Criminal Justice Restitution by \$225 and raises estimated revenue, Court Appointed Attorney Fees, by \$1,245, additional funds to pay for legal services for court appointed attorneys;
- (13) School Miscellaneous Donations Fund, appropriating \$100 to Altavista high School; and raises estimated revenue, Gifts & Donations AHS, by \$100, donation for AHS cheerleaders from Dominion of Bedford;
- (14) School Operations Fund, Fiscal Services, appropriating \$9,606.50 to Other Medicaid Reimbursement; and raises estimated revenue, Medicaid Reimbursement, by \$9,606.50, Medicaid reimbursement; and
- (15) School Operations Fund, Classroom Instruction, appropriating \$11,171.59 to Textbooks, Elementary; and raises estimated revenue, Medicaid Reimbursement, by \$11,171.59, federal Medicaid reimbursement.

b. County Attorney invoices – Approves payment to the County Attorney in the amount of \$8,056.25 for legal services rendered.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
 Nay: None

// APPOINTMENTS

Social Services Board

Supervisor Falwell was currently serving on the Social Services Board and had to resign due to his election to the Board of Supervisors.

On motion of Supervisor Falwell, it was resolved the Board of Supervisors appoints James R. Mays, c/o Pride of Virginia, 1347 Tucker Terrace, Evington, Virginia 24550, to fulfill the remainder of a four year term until June 30, 2008 on the Social Services Board from the Timberlake Election District.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser

Nay: None

Recreation Advisory Council

On motion of Supervisor Pendleton, it was resolved the Board of Supervisors reappoints Clyde A. Dixon, Jr., 450 Pilot View Road, Concord, Virginia 24538, to a three-year term until December 31, 2008 on the Recreation Advisory Council from the Concord Election District.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
 Nay: None

// MATTERS FROM THE BOARD

Supervisor Boyer indicated he has received a request from Leesville Road Baptist Church to waive the \$2,000 aid to construction fee for connection to the Leesville Road water line. Two other churches have already received a waiver from the fee. Supervisor Rosser indicated the Campbell County Utilities and Service Authority Board had expressed concern over the number of waivers. Also, it was mentioned that Leesville Road Baptist was a much larger church than the others. Supervisor Boyer wanted to do what was fair and equitable to all. He would bring this back to the Board in the near future.

// COMMITTEE ASSIGNMENTS

At this time the Board members selected committee and board assignments. It was agreed the Altavista representative should serve on the Tri-County Relicensing Commission (TCRC) and the Brookneal representative should serve on the Brookneal/Campbell County Airport Authority. It was also noted the Chairman usually serves on the Local Government Council.

COMMITTEE ASSIGNMENTS EFFECTIVE JANUARY 2006/2007

<u>SUPERVISOR</u>	<u>COMMITTEE 1ST CHOICE</u>	<u>COMMITTEE 2ND CHOICE</u>	<u>BOARD</u>	<u>OTHER</u>
Rosser	Admin/MS	Joint	Bye	Bye
Carter	CED	Human Services	Library	TCRC
Pendleton	Public Works	Admin/MS	Social Services	Workforce Investment Board
Gunter	Public Safety	Joint	Local Govt Council/MPO	Bye
Puckett	Public Safety	Public Works	Planning Comm	Airport Authority
Boyer	CED	Bye	Community Services	Transportation Safety
Falwell	Human Services	Bye	CCUSA	Litter

COMMITTEES

- A) Public Works
- B) Administration/
Management Services
- C) Public Safety/EMSAC

BOARDS

- A) CCUSA
- B) Local Government
Council/MPO
(usually Chairman)
- C) Planning Comm.

OTHERS

- A) Litter
- B) Transportation
Safety Comm.
- C) Tri-County

Relicensing Comm
(Altavista rep)

- | | | |
|--|--|---|
| D) Joint School
Committee | D) Community
Services | D) Workforce
Investment Board |
| E) Human Services | E) Library | E) Brookneal/
Campbell Airport
Authority
(Brookneal rep) |
| F) Community & Economic
Development | F) Social Services | F) Bye for Chairman
(discretionary) |
| G) Bye for Chairman
(discretionary) | G) Bye for Chairman
(discretionary) | G) Bye for Vice-Chairman
(discretionary) |

// ADJOURNMENT

On motion of Supervisor Falwell, the meeting was adjourned at 8:29 p.m.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

EDDIE GUNTER, JR., CHAIRMAN

Approved: _____