

BOARD OF SUPERVISORS MEETING

October 15, 2007

The regular meeting of the Campbell County Board of Supervisors was held on the 15th day of October 2007 in the Board of Supervisors meeting room of the Walter J. Haberer Building, Rustburg, Virginia. The members present were:

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

R. David Laurrell, County Administrator
Clifton M. Tweedy, Deputy County Administrator
David W. Shreve, County Attorney
Kristin Wright, Staff Attorney

The meeting was called to order at 1:00 p.m., and Supervisor Gunter gave the invocation. Supervisor Puckett expressed concern about the current drought situation and stressed that we all must be vigilant about the burn ban.

// APPROVAL OF MINUTES

On motion of Supervisor Rosser, it was resolved the Board of Supervisors dispenses with the reading and approves the minutes of the September 17, 2007 regular meeting as presented.

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

// INTRODUCTION OF NEW EMPLOYEES

Several new employees were introduced:

Social Services - Tanya Eubanks, John King, Kristy Gutwein, Cynthia Walker, Shannon Carhart
Real Estate - Mary Kaye
Public Safety - Kent Hicks
Commissioner of the Revenue - Ronna Johnson-Davis
Community Development - Brandon Dillard

Regional Landfill Director – Clark Gibson

// VIRGINIA DEPARTMENT OF TRANSPORTATION MATTERS

Don Austin, Residency Administrator, discussed several transportation matters with the Board.

- Six-Year Improvement Program – public meeting scheduled for October 29, 2007 at the Kirkley Hotel, Candler's Mountain Road, Lynchburg, at 5:00 p.m. to hear primary road priorities.
- Smokey Hollow Road – right of way deed has been signed; the project should be started in Summer 2008
- Turkey Foot Road – construction of new traffic signal has started
- Langdon Road (Route 694) – This is an unpaved road project currently in the Six Year Plan to be widened and paved. Three property owners on the road forwarded a petition to the Board in opposition to the proposed project and instead asked that the road become a

dead end. Mr. Austin indicated the environmental and permitting processes have been completed and the project is ready to be moved forward. A decision would need to be made by the Board as to the direction of the project. Mr. Austin did note that to improve some water drainage problems on the road, an easement would be necessary to enlarge the pipes. If the easement was not granted, VDOT would have to leave the pipe as is and work out the problem as best they could.

Supervisor Carter indicated this was one of the last few unpaved roads in his District and had been in the Plan for a long time. There were a number of other citizens that lived on the road that supported the project. The road has 60 vehicles per day and meets all the requirements for paving. Supervisor Carter offered the following motion:

On motion of Supervisor Carter, it was resolved the Board of Supervisors requests that the Langdon Road (Route 694) project remain in the Six Year Plan to be paved.

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

- Hazel Lane – Supervisor Rosser received a call from a resident on this dead-end road about the excessive speed on the road. A study was requested to determine what options might be available to lower the speed on the road.
- Mowing – Thanks was extended to VDOT for mowing and trimming around the County.
- Epsons Road (Route 633) – Supervisor Puckett presented a petition from the property owners on Epsons Road requesting a speed study. Currently there was no posted speed on the narrow, unmarked road. They have requested the speed be reduced particularly for the first mile of the road.

// HISTORICAL SOCIETY PRESENTATION

Robert Merryman, President of the Campbell County Historical Society, provided a brief update on the plans, activities and programs of the Historical Society as they relate to the Historic Courthouse Museum. The museum officially opened in May 2006. The Historical Society has been working to strengthen the museum's presence with the County departments. Mr. Merryman commented that the Library, Recreation and Department of Youth, Adult and Community Services have been extremely receptive to their efforts.

Since the museum opened, there have been over 500 visitors with many from out of the state. They have participated in two art shows, a walking tour of Rustburg and an open house with County employees. The museum currently has an exhibit of World War II and on display is the Marine uniform worn by Supervisor Calvin Carter. The jewel of the museum is the Historic Courthouse itself with its wonderful architecture, benches and molding, and it is the goal of the Historical Society to preserve its heritage for generations to come. The museum is open for special events and by appointment. Mr. Merryman was hopeful that with more volunteers, the museum could be open for regular hours.

Mr. Merryman thanked the County staff for its cooperation with special thanks to Mike Daly (Youth, Adult & Community Services), Clif Tweedy (Administration) and Sherry Harding (Recreation).

// INFORMATION TECHNOLOGY UPDATE

Anne Blair, Director of Information Technology, presented a report on the Information Technology Department. Two projects completed in FY 07 was the Library project to provide network and Internet access to the Main Library and its branches and the Change Management Project to develop a plan to ensure quality delivery of IT services. An Information Technology Leadership Team was formed to provide oversight and leadership with respect to technology projects in Campbell County.

The website report highlighted a number of accomplishments including the development of web standards, implementation of a content management system and reorganization of the

information structure. The average usage of the website doubled from FY 06 from 26,654 visits per month to 55,276 visits per month in FY 07.

A number of software upgrades and enhancements were completed in FY 07. One of the most notable was a tracking system that helps keep the employees of Campbell County informed of weather alerts in Campbell County and surrounding counties. Another system gives Public Safety the ability to notify citizens or emergency responders, via landline or cell phone, of any emergency.

The IT Department provides technical assistance for the 280 computers and 375 network users on the County's system and is also responsible for processing payroll checks, accounts payable checks and direct deposit tickets. The County currently has 19 servers on the network, the majority of which were located in the Public Safety Building. The data for the servers is transferred to a backup server which is located in the Historic Jail Building. Utilizing offsite backups is a step toward disaster recovery in the event the data center became damaged.

In closing, Mrs. Blair reviewed several FY 08 initiatives including researching broadband Internet access for County residents, a new website design and working with the Treasurer's Office for the means to pay taxes online as well as being able to access tax and real estate information through the Internet.

// INCENTIVES FOR HI-TECH MACHINING

The Board of Supervisors approved incentive funding for the relocation of Hi-TECH Machining during a closed meeting on August 6, 2007. The property owner, Jeff Case, plans to relocate his business to a site off of Doss Road that was being used as a warehouse operation. Hi-TECH Machining has approximately \$680,000 in existing equipment and plans to invest an additional \$700,000 in equipment over the next 30 months. Hi-TECH will create 15 new jobs over that same 30-month period. Based on the existing incentive policy, Hi-TECH would be eligible for an amount not to exceed \$22,000. The return on investment to the County for the project would be 1.7 years. A performance agreement would be required, and the incentives paid in three payments.

On motion of Supervisor Gunter, it was resolved the Board of Supervisors approves incentive funding for Hi-TECH Machining based on the County's existing incentive policy in an amount not to exceed \$22,000, and approves a supplemental appropriation in the General Fund, Economic Development, appropriating \$22,000 to Industrial Incentive – Hi-TECH Mach; and lowers the General Fund Undesignated Fund Balance by \$22,000, industrial incentives approved.

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

// JOHN WILLIAM YATES RESOLUTION

A resolution was presented in honor and memory of John William Yates, a devoted member of the Campbell County Industrial Development Authority (IDA), who passed away on Tuesday, September 25, 2007. The resolution would be presented to his family at an upcoming Board of Supervisors meeting or other place of their choosing.

Supervisor Gunter commented that he had known Mr. Yates for a long time. He was a very active and supportive member of the IDA. Unfortunately, his health had not allowed him to participate the last few months.

On motion of Supervisor Gunter, the following resolution was adopted:

**RESOLUTION IN HONOR AND MEMORY OF
JOHN WILLIAM "J.W." YATES**

WHEREAS, John William "J.W." Yates served Campbell County and the Concord Election District in an exemplary manner during his life, and in recognition of that contribution, the Campbell County Board of Supervisors does hereby adopt this resolution in his memory; and

***WHEREAS**, Mr. Yates served Campbell County with distinction as a member of the Campbell County Industrial Development Authority for 20 years from his first appointment on December 14, 1987; and*

***WHEREAS**, Mr. Yates by his diligence, faithfulness, leadership and constancy attained the respect and esteem of the other members of the Industrial Development Authority and the citizens of Campbell County; and*

***WHEREAS**, Mr. Yates was instrumental in the process of the IDA acquiring properties and leasing those properties to attract industries to Campbell County, including Sanfacon Virginia and Banker Steel; and*

***WHEREAS**, Mr. Yates performed in an exceptional manner to the benefit of the citizens of Campbell County and for the betterment of the community; and*

***NOW, THEREFORE, BE IT RESOLVED**, the Campbell County Board of Supervisors hereby expresses its heartfelt sympathy to the Yates family and acknowledges the high esteem in which he was held by the community and by the members of this Board, and in his memory expresses appreciation for his lifelong faithfulness and dedication to the citizens of Campbell County.*

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

// COMMUNITY DEVELOPMENT DEPARTMENT UPDATE

Paul Harvey, Director of Community Development, provided an update for FY 2007 activities in the areas of Building Inspections, Erosion & Sediment Control (E & S), Geographic Information System & Address (GIS), and Planning and Zoning.

More permits were issued in FY 2007 than FY 2006 for a total of 1,787 permits and 13,268 inspections. A recent reorganization in the E & S section would provide the environmental manager more responsibility over several environmental issues which should help the flow in the department. The position of part-time Code Enforcement Officer was still vacant.

The County Street Map was updated to add more than 20 new streets in the County. The new maps were available to the public. Staff continues to enhance the features of the GIS system as well as the data available. A version of the GIS system was now available for public access via the County website.

Construction activity has continued at a relatively high level in the County, as it has for the past four fiscal years. The only decrease noted was in the number of survey plats reviewed. The decrease was credited to a code change in 2007 that allowed a deed to be sufficient to vacate a property line and a survey plat was no longer required. The number of rezoning and special use permit requests also declined probably due to the overall rezoning initiated by the Board.

// UPDATE TRANSPORTATION PRIORITY LIST

Mr. Harvey presented a priority list of transportation projects for primary highways in the County modifying two projects that were partially completed. This list would serve as a recommendation to the Commonwealth Transportation Board at the public meeting on October 29th.

On motion of Supervisor Pendleton, it was resolved the Board of Supervisors adopts the following priorities:

PRIMARY ROAD PRIORITIES

1. **U. S. Route 29 Bypass** through Campbell County; the routing to be determined based upon preliminary engineering studies and progress by the Virginia Department of Transportation. The Board specifically requests the corridor alignment be selected as soon as possible so that Campbell County can do long-range planning.
2. **U. S. Route 501/29 Connector** as proposed Jointly by Campbell County, the City of Lynchburg, and the remaining jurisdictions in the U. S. 501 Regional Coalition
3. **U. S. Route 501 Improvements** from the 501 Connector South to the County Line and proceeding to the North Carolina border, including four-lane roadway as proposed jointly by Campbell County, the City of Lynchburg, and the remaining jurisdictions in the U. S. 501 Regional Coalition.
4. **Route 24** between Route 685 (Calohan Road) and Route 29 (Wards Road) Straighten curves and widen pavement for improved safety.
5. **Route 24 -Village of Rustburg** three-lane extension from Route 622 (Depot Road) to the existing three lane section near Rustburg Rescue Squad.
6. **Route 24 (Sidewalk) – Village of Rustburg** from the Doctor’s Office to Route 615 (Red House Road) along the south side of Route 24.
7. **Route 24 -Village of Evington** from intersection with Route 682 (Leesville Road) to railroad tracks. Straighten curves and widen pavement for improved safety.

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

// **ENGLISH PARK PROJECT MASTER PLAN**

Mary Pascale, Director of Operations – Recreation, presented the Master Plan for the English Park Project for approval. Input for the project was received from the citizens in the community through surveys and public meetings. Altavista Town Council approved the special use permit on September 11, 2007 with certain conditions. The 145-acre park would border the Staunton River and would contain a number of amenities such as baseball fields, softball fields, soccer fields, playgrounds, walking trails, pavilions, river access areas, an outdoor ecological classroom, a dog park and open areas. An area for concessions and public restrooms would also be provided.

There was some discussion about the creation of future access to the park from the schools. Mrs. Pascale indicated that had been discussed during the community meetings, and it would be looked at again as the park was developed.

On motion of Supervisor Carter, it was resolved the Board of Supervisors accepts the recommendation of the English Park Committee and approves the English Park Master Plan.

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

The Board recognized Mayor Rudy Burgess, Town of Altavista, who was attending the meeting.

// **CONCORD WATER LINE EXTENSIONS**

At the June 18, 2007 meeting the Board authorized the Campbell County Utilities and Service Authority (CCUSA) to proceed with a preliminary engineering review of the feasibility to extend water lines from Concord Elementary School to U. S. Route 460 and beyond. A report from the engineering firm of Draper Aden Associates along with a map of the current Concord Water System was provided to aid in the discussion.

The water line extensions were evaluated in segments. Segment A would extend from the Concord Elementary School to the intersection of U. S. Route 460 for a distance of 3,480

feet; Segment B would extend from this intersection west on U. S. Route 460 for a distance of 3,480 feet; Segment C would extend from this point cross country to connect to existing water lines on Riviera Drive (would be needed to pull water through the water line by existing water customers); Segment D would extend from the point on U. S. Route 460 west for a distance of 4,453 feet to the intersection of Doss Road; Segment E would extend from this intersection west along U. S. Route 460 for a distance of 6,752 feet ending at Thomas Terrace; and Segment F would extend from U. S. Route 460 south along Doss Road for a distance of 2,009 feet.

Staff recommended the Board consider options A, B and C and authorize staff to work with CCUSA to negotiate contracts with any large users in the area and identify other potential customers. The cost of the project was of primary concern, but utilization of the lines was of equal importance. The estimated cost for the design and construction of water line segments A, B and C was approximately \$1.2 million. An “aid to construction” fee of \$2,350 per connection (similar to the Leesville Road project) was recommended for segments B, C, D, E & F to assist with the costs of extending the waterlines. It was staff’s understanding the Board would provide funding for segment A.

The base cost for the water line from Rustburg to Concord Elementary School was estimated at \$5.6 million with approximately \$600,000 of that amount incorporated into the cost of the school renovations. Lines A, B, and C would add \$1.2 million to the cost for a total of \$6.2 million to be funded on the County side.

The bids for the water line project to Concord Elementary School should be back near the end of November 2007 with construction beginning in January 2008. The bids for renovations to Concord Elementary School and Phase 1 of the County Complex Master Plan should be back around the same time. Staff suggested the three projects be packaged together and financed using a combination of VPSA buy down and VML/VACo bonds in the Spring of 2008. Until the bonds were issued, there may be some costs that would require temporary funding through the General Fund. Some of the funding needed for the waterline project was already budgeted in the Capital Improvement budget. The increase in the debt service payments may be around \$600,000 for 20 years. If lines A, B and C were approved, staff recommended those costs be financed as well. Staff could begin the design of lines A, B, C and construction could immediately follow construction of the line to the school. More detailed financial information would be presented at a future meeting.

Supervisor Gunter indicated he has been receiving requests to continue the water line all the way to the Thomas Terrace Subdivision. Administrator Laurrell stated the recommendation includes a plan similar to the Leesville Road water line project. If there were enough users, the line could be continued. In answer to a question by Supervisor Pendleton, the spacing of the fire hydrants has been addressed. Supervisor Gunter offered the following motion:

On motion of Supervisor Gunter, it was resolved the Board of Supervisors:

1. Authorizes staff and CCUSA to proceed with the construction design of segments A, B & C of the water line project beyond Concord Elementary School.
2. Authorizes staff to work with CCUSA to negotiate contracts with any large users in the area before finalizing the engineering plans and authorizing construction.
3. Authorizes staff to work with CCUSA to contact potential customers in the area to determine their willingness to connect to the water line before finalizing the engineering plans and authorizing construction.
4. Directs staff and CCUSA to institute an “Aid to Construction” fee in the amount of \$2,350 similar to the Leesville Road project for segments B, C, D, E & F to assist with the costs of extending these water lines.

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

// CENTRAL VIRGINIA COMMUNITY SERVICES – VML/VACO FINANCE PROGRAM

The Central Virginia Community Services Board at its September 26th meeting adopted a resolution to submit an application to the VML/VACo Finance Program to finance the costs to

purchase and renovate the Courtland Building in an amount not to exceed \$2,200,000. Each member jurisdiction would need to adopt a similar resolution to meet the requirements of the program.

On motion of Supervisor Falwell, it was resolved the Board of Supervisors adopts the following resolution:

**RESOLUTION OF THE
BOARD OF SUPERVISORS OF CAMPBELL COUNTY
APPROVING THE ISSUANCE OF DEBT BY THE
CENTRAL VIRGINIA COMMUNITY SERVICES BOARD
AND RELATED MATTERS**

WHEREAS, the Board of Directors of the Central Virginia Community Services Board (the "Board") has authorized the submission of a financing application (the "Application") to the Virginia Municipal League/Virginia Association of Counties Finance Program which shall include a pooled bond program designed specifically for community services boards structured in consultation with VML/VACo Finance Program (the "VML/VACo Program") for the purpose of financing the costs of acquiring, renovating and undertaking capital improvements for the benefit of, certain property and facilities currently being leased by the Board, generally referred to as the Courtland Project, together with related costs and expenses (the "Project"), through the issuance of one or more notes or bonds of the Board in a principal amount not to exceed \$2,200,000 (the "Note");

WHEREAS, pursuant to Chapter 5, Subtitle II, Title 37.2 of the Code of Virginia of 1950, as amended (the "Act"), including Section 37.2-504 of the Act, the Board is authorized to accept loans as authorized by the governing bodies of the political subdivisions that established, which consist of the Counties of Amherst, Appomattox, Bedford and Campbell, and the Cities of Bedford and Lynchburg (collectively, the "Member Jurisdictions"), and such consent is being requested prior to the issuance of the Note by the Authority.

NOW, THEREFORE, BE IT RESOLVED:

1. The Board of Supervisors of Campbell County (the "Locality") hereby approves the submission of the Application and consents to the issuance of the Note by the Board in order to finance the Project and to pay related costs and expenses, upon terms and conditions, and pursuant to such financing, collateral, and other documents, as shall be approved by the Board pursuant to a subsequent resolution adopted by the Board.

2. Each duly authorized officer of the Locality is hereby authorized to execute and deliver such additional instruments or to take such additional action as may be reasonably necessary to effectuate the purposes and intent of this Resolution and the issuance of the Note by the Board. Under no circumstances, however, shall the payment of debt service on the Note constitute a general obligation indebtedness or a pledge of the full faith and credit or taxing power of any of the Member Jurisdictions.

3. This resolution shall take effect immediately.

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

// RESOLUTION TO HONOR DORIS RODE

At the September 17th meeting Supervisor Gunter advised Doris C. Rode who represents the Concord Election District on the Planning Commission is planning to retire effective December 31, 2007. He requested staff draft a resolution to honor Mrs. Rode for her 28 years of service on the Planning Commission. The resolution would be presented to Mrs. Rode at the October 22, 2007 Planning Commission meeting.

On motion of Supervisor Gunter, it was resolved the Board of Supervisors adopts the following resolution:

**RESOLUTION OF APPRECIATION
DORIS C. RODE**

WHEREAS, Doris C. Rode has served Campbell County with distinction as a member of the Campbell County Planning Commission from January 1, 1980 until her retirement on December 31, 2007;and

WHEREAS, the Board of Supervisors wishes to recognize the devotion to duty and responsibility she has demonstrated during her 28 years of service on the Planning Commission; and

WHEREAS, Mrs. Rode by her diligence, faithfulness, leadership and constancy attained the respect and esteem of the other members of the Planning Commission and the citizens of Campbell County; and

WHEREAS, Mrs. Rode by her commitment to duty did perform in an exceptional manner to the benefit of the citizens of Campbell County.

NOW, THEREFORE, BE IT RESOLVED, the Campbell County Board of Supervisors does wish to express its appreciation and honor Doris C. Rode for her service on the Campbell County Planning Commission.

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

// CONSENT AGENDA

On motion of Supervisor Pendleton, it was resolved the Board of Supervisors approves the following under the Consent Agenda:

- a) Appropriations –
 1. General Fund, Circuit Court Clerk, appropriating \$41,138 to Technology; and raises estimated revenue, Technology Trust Fund, by \$41,138, to provide SRA to land records on or before July 1, 2008 to be reimbursed by Compensation Board;
 2. General Fund, Brookneal Rescue Squad, appropriating \$39,882.01 to EMS Revenue Recovery Proceeds, \$39,882.01 to Campbell County Rescue Squad, EMS Revenue Recovery Proceeds, \$39,882.01 to Citizens Emergency Crew, EMS Revenue Recovery Proceeds, \$39,882.01 to Concord Rescue, EMS Revenue Recovery Proceeds, \$39,882.01 to Rustburg Rescue, EMS Revenue Recovery Proceeds and \$25,000 to Volunteer Rescue Squads, Recruitment & Retention; and lowers Undesignated General Fund Balance by \$224,410.05, to appropriate unobligated EMS Revenue Recovery funds collected in FY 07 to EMS Advisory Committee participating rescue squads based on the EMS Advisory Committee memorandum of understanding and EMSAC approval, and to appropriate funds for recruitment & retention as approved by the EMSAC;
 3. General Fund, Triad Grant Salt Council, appropriating \$1,935 to Triad Grant Supplies; and raises estimated revenue, TRIAD Program Grant, by \$1,935, federal grant awarded requiring 10% local match;
 4. School Operating Fund, Special Ed, deleting \$116,404.33 from Comp Teacher Aides and \$201,899.16 from Employer Cost VRS, and appropriating \$250,445.79 to Comp Special Ed Teachers, \$4,395 to Stipends, \$7,299.15 to Employer Cost FICA, \$214,904.05 to Employer Cost Health Ins and \$891.44 to Employer Group Life Ins.; and raises estimated revenue, IDEA 611 Flow Through Spec. Ed, by \$159,631.94, adjustments in the financial statement to match the federal grant new allocation plus the prior year carryover funds;
 5. School Operating Fund, Technology, appropriating \$35,806.82 to Purchase Computer Hardware; and raises estimated revenue, Recovered Costs by \$35,806.82, funds received

from Embarq for the e-rate reimbursement to be posted to the secondary computer hardware line;

6. School Operating Fund, Technology, appropriating \$26,846.76 to Purchase Computer Hardware; and raises estimated revenue, Recovered Costs by \$26,846.76, reimbursement for recovered costs for e-rate received from AT&T to be posted to the secondary computer hardware line;
 7. School Operating Fund, Technology, appropriating \$44,647.18 to Purchase Computer Hardware; and raises estimated revenue, Recovered Costs, by \$44,647.18, e-rate reimbursement from Verizon appropriated to purchase secondary computer hardware line;
- b) Region 2000 Services Authority

Amherst County has decided not to join the regional landfill authority; therefore, the Board was requested to adopt a revised Articles of Incorporation and Member Use Agreement for the Region 2000 Services Authority removing all references to Amherst County. The Board was advised that Appomattox County plans to join the regional landfill authority and revised documents would be forthcoming at a later meeting.

**CONCURRENT RESOLUTIONS OF THE BOARDS OF SUPERVISORS OF
CAMPBELL COUNTY, NELSON COUNTY AND THE CITY COUNCILS OF
BEDFORD AND LYNCHBURG CREATING AND ADOPTING ARTICLES OF
INCORPORATION FOR THE REGION 2000 SERVICES AUTHORITY AND
APPROVING THE REGION 2000
SERVICES AUTHORITY MEMBER USE AGREEMENT**

Whereas, the respective City Councils and Boards of Supervisors have published notices pursuant to the Virginia Water and Waste Authorities Act, Chapter 51 of Title 15.2 (Sections 15.2-5100 *et. seq.* of the Code of Virginia), as amended, (“the Act”) of their intent to create and adopt proposed Articles of Incorporation for a body politic and corporate to be known as the Region 2000 Services Authority and to approve the Region 2000 Services Authority Member Use Agreement; and

Whereas, public hearings have been conducted by each of the respective Boards of Supervisors and City Councils; and

Whereas, the Boards of Supervisors and City Councils find it be in the public interest that the Region 2000 Services Authority be established to exercise the powers and carry out the responsibilities set forth in the Act, for the benefit of the citizens of Campbell and Nelson Counties and the Cities of Bedford and Lynchburg.

NOW THEREFORE, IT IS CONCURRENTLY RESOLVED BY THE BOARDS OF SUPERVISORS OF CAMPBELL AND NELSON COUNTIES AND THE CITIES OF BEDFORD AND LYNCHBURG, that the Region 2000 Services Authority (the “Authority”) is hereby created and established as a body politic and corporate in the Commonwealth of Virginia under the following:

ARTICLES OF INCORPORATION

Article 1. The Region 2000 Services Authority (the “Authority”) is hereby created and established as a body politic and corporate in the Commonwealth of Virginia. The principal office of the Authority shall be located with the Virginia’s Region 2000 Partnership Local Government Council at 828 Main Street, 12th Floor, Lynchburg, Virginia 24505 and shall consistently reside with the Local Government Council offices in the future.

Article 2. The names of the localities participating in the Authority are the Counties of Campbell and Nelson, and the Cities of Bedford and Lynchburg.

Article 3. The Authority shall consist of a board of four members, with one member appointed by the local governing body of each jurisdiction. The terms of the initial members of the board

shall expire June 30, 2010. Members shall then be appointed for four year terms. The names and addresses of the initial members of the Board are:

Campbell County

R. David Laurrell, County Administrator
P.O. Box 100, Rustburg, VA 24588

Nelson County

Stephen A. Carter, County Administrator
P.O. Box 336, Lovingston, VA 22949

City of Lynchburg

L. Kimball Payne, III, City Manager
900 Church Street, Lynchburg, VA 24504

City of Bedford

Charles Kolakowski, City Manager
P.O. Box 807, Bedford, VA 24523

Article 4. Each local governing body also may select an alternate board member to have all of the voting and other rights of a board member if the board member is not present at a meeting of the Authority. The term for each alternate shall be the same as the term of the board member. The following persons are appointed to serve as the initial alternates to the board of the Authority:

Campbell County

Clifton M. Tweedy
P.O. Box 100, Rustburg, VA 24588

Nelson County

Susan E. McSwain
P.O. Box 336, Lovingston, VA 22949

City of Lynchburg

David A. Owen
900 Church Street, Lynchburg, VA 24504

City of Bedford

Article 5. The Authority is created and established under the provisions of the Virginia Water and Waste Authorities Act, Chapter 51 of Title 15.2 (Section 15.2-5100 *et. seq.* of the Code of Virginia) (the "Act"). The authority shall have all powers and duties set forth in the Act, as the same may be from time to time amended. The initial project of the Authority shall be to own and operate as a regional entity the landfills that currently are owned and operated by the City of Lynchburg and Campbell County, and to accept municipal solid waste generated within each of the participating jurisdictions (and from outside the jurisdictions if approved by the Authority) in those landfills in accordance with a Member Use Agreement to be approved by each of the local governing bodies. It is anticipated that the use of the landfills will be phased, with the Campbell County landfill being temporarily closed while the Lynchburg landfill is being utilized to its operating capability. The initial capital cost to purchase the landfills, including the site improvements, landfill capacity and land, buildings, equipment and rolling stock, and the closure and post-closure reserve funds, less the outstanding debt and the closure and post-closure liability for each locality, result in a payment to the City of Lynchburg of \$1,714,840, and a payment from Campbell County of \$270,000, for a net capital cost of \$1,444,840. The preliminary estimate of the cost per ton to the localities for solid waste delivered to the landfills owned by the Authority is \$23.91 per ton. It is impractical at this time to determine a per ton

charge for private haulers using the landfills. Both the capital cost figure and the cost per ton are preliminary figures and are subject to change.

Article 7. All members of the board shall serve without compensation, but may be reimbursed by the Authority for their actual expenses incurred in the course of their duties.

Article 8. Existing members of the Authority may withdraw from membership, and other localities may join the Authority, as provided in Section 15.2-5112 of the Code of Virginia, as amended. In the event other localities join the Authority, they will be asked to reimburse the localities which initially created the Authority for a fair share of the development costs of the Authority.

Article 9. All of the operations, management and fiscal services of the Authority shall be provided through contractual arrangements through the Virginia's Region 2000 Local Government Council. Subject to the approval of the Authority Board, it is the intent of the Member Jurisdictions that the Executive Director of Virginia's Region 2000 Local Government Council be appointed by the Authority to serve as the chief administrative or executive officer of the Authority pursuant to Section 15.2-5113(E) of the Code of Virginia.

BE IT FURTHER RESOLVED that the Region 2000 Services Agreement is hereby approved, and the Chairman or Mayor is authorized to enter into such Agreement.

c) Request for Water/Sewer Line Extension – Calohan Road/Livestock Road

Authorizes the Campbell County Utilities and Service Authority to proceed with the request for water and sewer line extensions to serve the commercial property at the intersection of Calohan Road and Livestock Road of approximately eight (8) acres as requested by the Campbell County Utilities and Service Authority.

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

// APPOINTMENTS

Economic Development Commission

On motion of Supervisor Gunter, it was resolved the Board of Supervisors appoints Richard W. Carroll, 8901 Village Highway, Concord, Virginia 24538, to a four-year term beginning January 1, 2008 and ending December 31, 2011, on the Economic Development Commission from the Concord Election District.

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

Regional Disability Services Board

On motion of Supervisor Pendleton, it was resolved the Board of Supervisors reappoints Billy Lawrence, 1632 Red House Road, Rustburg, Virginia 24588, to a three-year term until November 1, 2010 on the Regional Disability Services Board.

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

// MATTERS FROM THE BOARD

- Supervisor Rosser asked the Board to review the ordinance requiring a minimum of three acres in an agricultural district. He knows someone that has three acres and would like to subdivide one acre for a family member, but is not permitted to do so under the County's ordinance. Administrator Laurell indicated he would bring back information to the Board.

- Administrator Laurrell advised that a contract was recently signed with Dewberry for Phase I design services for the County Complex Master Plan. The contract would include final design and construction administration services for Phase I at a cost of \$1,089,300 not including any design efforts that could be needed if improvements were required in the Haberer Building. Currently the total cost of construction including design fees was estimated at \$12.8 million. The original budget was \$12 million. Within this estimate there was a \$538,040 construction contingency and high per square foot construction costs. It was anticipated these figures would be revised downward as the detailed construction plans were developed. Staff also planned to identify items that could be bid as alternatives to control costs. Design plans should be ready for bidding by February or March of 2008 with construction starting several months later. Construction should be complete by December of 2009.
- A letter was shared from the Rescue Squad Commission thanking the Board of Supervisors for its cooperation over the last year or so as the County and rescue squads addressed the provision of emergency services. Special thanks were extended to Chairman Puckett and Supervisor Gunter for the time they spent at the Commission meetings, Captains meetings, EMSAC meetings and Public Safety Committee meetings.

// CLOSED MEETING

On motion of Supervisor Gunter, it was resolved the Board of Supervisors enters into a closed meeting at 2:45 p.m. to discuss pending litigation relating to the Campbell County Landfill and Altavista EMS, in accordance with the legal exemption §2.2-3711 (A)(7) of the Code of Virginia, as amended.

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

// The Campbell County Board of Supervisors entered into a closed meeting on this 15th day of October, 2007 at 2:45 p.m. to discuss pending litigation relating to the Campbell County Landfill and Altavista EMS, in accordance with the legal exemption §2.2-3711 (A)(7) of the Code of Virginia, as amended.

// On motion of Supervisor Pendleton, it was resolved the meeting return to open session at 3:25 p.m.

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

// On motion of Supervisor Pendleton, the following resolution was adopted:

CERTIFICATE OF CLOSED MEETING

WHEREAS, the Campbell County Board of Supervisors had convened a closed meeting on the 15th day of October, 2007 pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3711 of the Code of Virginia requires a certification by the Campbell County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Campbell County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Campbell County Board of Supervisors.

The roll call vote was: Aye: Boyer
Aye: Carter
Aye: Falwell

Aye: Gunter
Aye: Pendleton
Aye: Puckett
Aye: Rosser
Nay: None
Absent During Meeting: None
Absent During Vote: None

// ACTIONS FOLLOWING CLOSED MEETING

On motion of Supervisor Falwell, it was resolved the Board of Supervisors authorizes the County Attorney to institute legal proceedings against Joyce Engineering to retrieve documents belonging to Campbell County as deemed necessary by the County Attorney.

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

// ADJOURNMENT

On motion of Supervisor Boyer, the meeting was adjourned at 3:26 p.m. until 6:00 p.m. Thursday, October 18, 2007, for the Annual Dinner Meeting of the Virginia's Region 2000 Partnership at Oakwood Country Club, 2409 Rivermont Avenue, Lynchburg, Virginia.

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

J. D. PUCKETT, CHAIRMAN

Approved:_____