

August 03, 2020

A regular monthly meeting of the Russell County Board of Supervisors was held on Monday, August 03, 2020 beginning at 5:00 pm with Executive (closed) Session 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 Call by the Clerk:

Present:

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

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

Absent:

None

EXECUTIVE (CLOSED) SESSION

Motion made by Oris Christian, second Tim Lovelace and duly approved by the Board of Supervisors to enter into Executive (closed) Session pursuant to Section 2.2-3712(5) of the Code of Virginia to discuss legal matters pursuant to 2.2-3711(A), (1), (7) and (8).

The vote was:

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

CERTIFICATION OF EXECUTIVE (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

Invocation by Chair Rebecca Dye, followed by the Pledge of Allegiance to the Flag.

Motion made by Lou Wallace, second Steve Breeding and duly approved by the Board of Supervisors to approve the agenda as presented.

The vote was:

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

New Business

APPROVAL OF THE JULY 01, 2020 MINUTES

Motion made by Oris Christian, second Tim Lovelace and duly approved by the Board of Supervisors to approve the July 01, 2020 minutes and dispense with the reading thereof.

The vote was:

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

APPROVAL OF THE JULY 08, 2020 MINUTES

Motion made by Steve Breeding, second Oris Christian and duly approved by the Board of Supervisors to approve the July 08, 2020 minutes and dispense with the reading thereof.

The vote was:

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

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 \$849,828.26 including reoccurring and withholdings.

The vote was:

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

Committee Appointments

JOHN "BOO STAMPER" APPOINTED TO THE RUSSELL COUNTY IDA

Oris Christian nominated John "Boo" Stamper
Steve Breeding nominated Nate Kiser

John "Boo" Stamper: four (4) votes: Oris Christian, Lou Wallace, Rebecca Dye and Tim Lovelace
Nate Kiser: three votes (3): Steve Breeding, Carl Rhea and David Eaton

John "Boo" Stamper was appointed to the Russell County Industrial Development Authority for a four (4) year term, said term ending August 03, 2024.

Community Policy Management Team

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to reappoint Patrick Brundy and Joni Lester to the Community Policy Management Team for three (3) year terms, said terms ending August 03, 2023.

The vote was:

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

DOUG HOWARD REAPPOINTED TO THE SWVA COMMUNITY CORRECTIONAL CRIMINAL JUSTICE BOARD

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to reappoint Doug Howard to the Southwest Virginia Community Correctional Criminal Justice Board for a two (2) year term, said term ending June 04, 2022.

The vote was:

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

Citizens Comment

The Chair opened citizens comment period.

Larry Buzzard, Lebanon commented that Church Rd. has no internet. His grandson cannot do his schoolwork at home. Also, the road in front of his home is washing out, rocks need to be put back in place.

Heath Buzzard, Church Road, Lebanon also stated maybe a grant could be written to get internet service to his neighborhood.

Kelly Gilmer, Lebanon read a statement about the monument and his family history. He feels that it is representative of slaves.

Larry Hughes, Lebanon gave a rebuttal about Mr. Gilmer's statement. He feels that the monument is not about slavery but a tribute to those defending their homes. He also felt that it honors fallen soldiers.

Hearing no further comments, citizens comment was closed.

County Attorney Reports and Requests

Katie Patton, County Attorney discussed several topics including the Russell County PSA, Tobacco Commission Grant, Continuity of Government Ordinance, Courthouse RFP, county personnel policy and the Courthouse Security Ordinance.

APPROVAL OF A REVENUE SHARING ADDENDUM EXHIBIT D TO THE GRANT AGREEMENT BETWEEN THE TOBACCO COMMISSION AND THE RUSSELL COUNTY IDA

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the Revenue Sharing Addendum Exhibit D to the grant agreement the Tobacco Commission and the Russell County Industrial Development Authority and the revised revenue sharing agreement previously approved by Russell, Buchanan and Tazewell Counties. This is subject to the following language being added to by the Tobacco Commission allowing the locality to request in writing for the revenue sharing to the Tobacco Commission to cease if the amount to be received by the Tobacco Commission under the Revenue Sharing Agreement becomes de minimus and subject to the revised revenue sharing agreement being approved by Tazewell and Buchanan Counties.

The vote was:

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

PUBLIC HEARING TO BE HELD ON THE CONTINUITY OF GOVERNMENT ORDINANCE

Motion made by Carl Rhea, second Lou Wallace and duly approved by the Board of Supervisors to advertise the Continuity of Government Operations Ordinance for public hearing to be held at the September 2020 Board of Supervisors meeting.

The vote was:

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

APPROVAL TO ACCEPT A PROPOSAL FROM THE TOWN OF LEBANON CONCERNING THE FITNESS CENTER

Motion made by Steve Breeding, second Lou Wallace and duly approved by the Board of Supervisors to accept a Town of Lebanon proposal concerning the fitness center and allow any unused equipment to be distributed to county community centers or other agencies as directed by the Board.

The vote was:

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

APPROVAL OF THE RUSSELL COUNTY PERSONNEL POLICY

Motion made by Lou Wallace, second Tim Lovelace and duly approved by the Board of Supervisors to approve the Russell County Personnel Policy as presented.

The vote was:

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

APPROVAL TO ACCEPT THE RFP FOR THE RUSSELL COUNTY COURTHOUSE DESIGN-BUILD

Motion made by Steve Breeding, second Lou Wallace and duly approved by the Board of Supervisors to accept an RFP for the Russell County Courthouse Design-Build as presented.

The vote was:

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

PUBLIC HEARING TO BE HELD ON THE COURTHOUSE SECURITY ORDINANCE

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to advertise a public hearing on the Courthouse Security Ordinance to be held at the September 2020 Board of Supervisors meeting.

The vote was:

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

County Administrator Reports and Requests

APPROVAL OF THE CANNERY SCHEDULE AND TRAINING

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve the Russell County Cannery schedule and training by the cannery committee.

The vote was:

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

ACCEPTANCE OF THE FEDERAL CARES RELIEF FUND CERTIFICATION

Motion made by Tim Lovelace, second Lou Wallace and duly approved by the Board of Supervisors to accept the Federal Cares Relief Fund Certification in the amount of \$2,319,526.00.

The vote was:

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

APPROVAL OF A VDOT SMART SCALE RESOLUTION FOR THE RTE. 19 PROJECT

Motion made by Lou Wallace, second David Eaton and duly approved by the Board of Supervisors to approve the VDOT Smart Scale Resolution for a Rte. 19 project.

The vote was:

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

APPROVAL OF A VDOT SMART SCALE RESOLUTION FOR THE RTE. 58 PROJECT

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the VDOT Smart Scale Resolution for a Rte. 58 project.

The vote was:

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

APPROVAL OF A VTC WANDER LOVE MARKETING GRANT

Motion made by Lou Wallace, second David Eaton and duly approved by the Board of Supervisors to approve a Virginia Tourism Commission Wander Love Marketing Grant in the amount of \$10,000.

The vote was:

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

APPROVAL OF THE DHCD TOWN OF CLEVELAND SEWER PLANT PER CONTRACT

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to approve the Department of Housing and Community Development Sewer Plant Grant per contract for the Town of Cleveland.

The vote was:

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

APPROVAL OF A LEMPG GRANT IN THE AMOUNT OF \$7500

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to accept and appropriate a LEMPG Grant for FY 2021 in the amount of \$7500.00.

The vote was:

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

APPROVAL OF A VFIRS HARDWARE GRANT IN THE AMOUNT OF \$86,763

Motion made by Tim Lovelace, second Oris Christian and duly approved by the Board of Supervisors to accept and appropriate a VFIRS Hardware Grant in the amount of \$86,763.00.

The vote was:

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

APPROVAL OF THE OAK GROVE COMMUNITY CENTER FACILITY TRANSFER

Motion made by Tim Lovelace, second Oris Christian and duly approved by the Board of Supervisors to approve the Oak Grove Community Center facility addition transfer.

The vote was:

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

APPROVAL OF A SCHOOL RESOURCE OFFICER GRANT FROM DCJS IN THE AMOUNT OF \$57,287.00

Motion made by David Eaton, second Tim Lovelace and duly approved by the Board of Supervisors to accept and appropriate a School Resource Officer Grant from the Department of Criminal Justice Services in the amount of \$57,287.00.

The vote was:

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

APPROVAL OF A PUMP AND HAUL SEPTIC SYSTEM FOR HIGHWAY ABUNDANT LIFE CHURCH

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to approve a pump and haul septic system for Highway Abundant Life Church.

The vote was:

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

APPROVAL OF A TRAVEL REQUEST FOR EMERGENCY MANAGEMENT

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a travel request from Emergency Management.

The vote was:

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

Nay: None

APPROVAL TO MOVE FUTURE BOS MEETINGS TO THE RUSSELL COUNTY CONFERENCE CENTER

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to hold future Board of Supervisor meetings in the Russell County Conference Center while the COVID 19 restrictions are in place.

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

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to adjourn to reconvene on Tuesday, August 18, 2020 at 6:00 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