

October 02, 2017

A regular monthly meeting of the Russell County Board of Supervisors was held on Monday, October 02, 2017 at 5:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

APPROVAL OF THE AGENDA

Motion made Mark Mitchell, second Tim Lovelace and duly approved the Board of Supervisors to approve the agenda as presented.

The vote was:

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

Nay: None

Roll Call by the Clerk:

Present:

Tim Lovelace
Lou Wallace
Carl Rhea
David Eaton
Steve Breeding
Rebecca Dye
Mark Mitchell

Lonzo Lester, Clerk

Absent: None

EXECUTIVE SESSION

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors enter into Executive (closed) Session pursuant to Virginia code 2.2-3711 for discussion concerning a prospective business or industry, land acquisition and actual or probable litigation.

The vote was:

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

Nay: None

APPROVAL TO RETURN TO REGULAR SESSION

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors return to regular session.

CERTIFICATION OF CLOSED SESSION

Pursuant to § 2.2-3712(D) of the Code of Virginia 1950, as amended each member of the Board of Supervisors upon the Roll Call certifies that to the best of their knowledge (i) only public business matters lawfully exempted from the open meeting requirements under the Virginia Freedom of

Information Act and (ii) only such public business matters that were identified in the motion(s) by which the closed meeting was convened were heard, discussed or considered in the meeting by the Board of Supervisors.

Any member of the Board of Supervisors who believes that there was a departure from the requirements of clauses (i) and (ii) above shall so state prior to the vote, indicating the substance of the departure that, in his or her judgment, has taken place.

Are there any who believe a departure has taken place? Seeing none, if you agree that the matters heard, discussed or considered during the closed meeting were pursuant only to the motion(s) by which the closed meeting was convened, please signify by saying aye or yes.

Tim Lovelace – AYE
Lou Wallace – AYE
Carl Rhea – AYE
David Eaton – AYE
Rebecca Dye - AYE
Steve Breeding – AYE
Mark Mitchell – AYE

Invocation by Pastor Rod Wicker, Word of Victory followed by the Pledge of Allegiance to the Flag.

Presentations

Delegate Todd Pillion presented a Resolution commending the Community Work Program by the Virginia House of Delegates. Missy Carter, Judge Michael Moore, Chuck Stanley, Brian Patton were also present.

APPROVAL OF A RESOLUTION COMMENDING THE COMMUNITY WORK PROGRAM

Motion made by David Eaton, second Lou Wallace and duly approved by the Board of Supervisors to approve a Resolution of support by the Virginia House of Delegates commending the Community Work Program.

The vote was:

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

Presentations continued:

Dr. Gregory Brown, Superintendent of Russell County Schools asked the Board to review some roads that were in need of repair that were on bus routes. He also thanked the Board for all the cooperation between the Board of Supervisors and the School Board. He presented the Board with a framed article about the school system's 14th ranking in regard to SOL scores in the State of Virginia.

Dr. Michelle Meister and Charlene Farthing

Ms. Farthing gave some animal shelter statistics with regard to the rate structure for adoptions, spay and neuter, tags, etc. Dr. Meister asked that the rabies vaccinations be enforced. Ms. Farthing also commented that she was concerned about an animal that had Parvo at the shelter and that the protocol needed to be updated in some areas. She added that a full-time shelter manager is needed. She also announced that she is resigning her position with the Friends of the Russell County Animal Shelter effective immediately.

Board Appointments

JACK COMPTON AND DUSTIN KEITH APPOINTED TO THE PLANNING COMMISSION

Mark Mitchell nominated Jack Compton.

Motion made by Mark Mitchell, second Carl Rhea that nominations cease and Jack Compton be appointed by acclamation for a (4) four-year term, said term ending October 02, 2021.

The vote was:

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

Nay: None

Mark Mitchell nominated Dustin Keith.

Motion made by Mark Mitchell, Rebecca Dye that nominations cease and Dustin Keith be appointed by acclamation for a (4) four-year term, said term ending October 02, 2021.

The vote was:

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

Nay: None

MICHELLE THARP APPOINTED TO THE DRILL COMMUNITY CENTER

David Eaton nominated Michelle Tharp

Motion made by Mark Mitchell, second David Eaton that nominations cease and Michelle Tharp be appointed by acclamation for a (4) four-year term, said term ending October 02, 2021.

VICKI PORTER APPOINTED TO PEOPLE INCORPORATED BOARD OF DIRECTORS

Rebecca Dye nominated Vicki Porter.

Motion made by Mark Mitchell, second David Eaton that nominations cease and Vicki Porter be appointed by acclamation to the People, Inc. Board of Directors for a (5) five-year term, said term ending November 06, 2022.

The vote was:

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

Nay: None

TAMMY PERRY, JOHN PERRY, CHARLENE JOHNSON, FRANCES GLOVIER, NANCY OSBORNE, LINDA CROSS, PEGGY KEGLEY, OAK GROVE COMMUNITY CENTER

Tim Lovelace nominated Tammy Perry

Motion made by David Eaton, second Mark Mitchell that nominations cease and Tammy Perry be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated John Perry

Motion made by Mark Mitchell, second David Eaton that nominations cease and John Perry be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated Charlene Johnson

Motion made by Mark Mitchell, second David Eaton that nominations cease and Charlene Johnson be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated Frances Glovier

Motion made by Mark Mitchell, second David Eaton that nominations cease and Frances Glovier be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated Nancy Osborne

Motion made by Mark Mitchell, second David Eaton that nominations cease and Nancy Osborne be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated Linda Cross

Motion made by Mark Mitchell, second David Eaton that nominations cease and Linda Cross be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

Tim Lovelace nominated Peggy Kegley

Motion made by Mark Mitchell, second David Eaton that nominations cease and Peggy Kegley be appointed by acclamation to the Oak Grove Community Center for a (2) two-year term, said term ending October 02,2019.

The vote was:

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

APPROVAL OF THE SEPTMEBER 05, 2017 MINUTES

Motion made by Tim Lovelace, second David Eaton and duly approved by the Board of Supervisors to approve the September 05, 2017 minutes and dispense with the reading thereof.

The vote was:

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

APPROVAL OF THE SEPTEMBER 06, 2017 MINUTES

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to approve the September 06, 2017 minutes and dispense with the reading thereof.

The vote was:

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

APPROVAL OF THE SEPTEMBER 20, 2017 MINUTES

Motion made by Mark Mitchell, second Lou Wallace and duly approved by the Board of Supervisors to approve the September 20, 2017 minutes and dispense with the reading thereof.

The vote was:

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

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Tim Lovelace, second David Eaton and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$ 545,711.22.

The vote was:

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

Citizens Comment

The Chairman opened citizens comments period.

Brandon Helbert, Sun Community thanked the Board for approving the Dante Sewer Project as he has several family members that live in that area. He also stated that there were five homes and one business that were in need of sewer services.

Anthony Leonard, Lebanon asked the Board for a brief description of the Dante Sewer Project and the costs involved. He wanted to know when the debate on the project started and if there was there a public hearing held. He also asked if the current system could be updated.

Kelly McBride Delph, RCPL thanked the Board for their support of the Library. She commented that October is library appreciation month and announced some upcoming events.

Shonda Mitchell, Rosedale asked about a new sewer system being located in Dante while there is not one located in Rosedale. Belle Meadows sub-division has been paved, she wanted to know how that was justified. She also stated that the residents of her sub-division deserve to have their road paved and that not a single board member has contacted her concerning her request. She wanted to know how her tax dollars are being spent.

Mr. Duncan, Lakehill Road stated that he is still “eating dust” even after paying over \$20,000 in taxes over the years. He is disappointed that the Board can’t get the road paved in his sub-division.

Harry Ferguson commented that Belle Meadows sub-division was paved by the citizens with no assistance from the County.

The Chairman closed citizens comment period.

Constitutional Officer Reports and Requests

Treasurer Rick Thompson stated that he is very concerned about our current debt load and any new debt we may incur. He added that we have to be concerned about our ability to borrow money. He says that our taxpayers are “maxed out” already and doesn’t think they should bear anymore of the burden.

County Attorney Reports and Requests

Matt Crum suggested that a public hearing be held on the Regional Industrial Development Authority bylaws.

County Administrator Reports and Requests

APPROVAL OF THE RUSSELL COUNTY 2019 RESSESMENT CONTRACT WITH PEARSON’S APPRAISAL INC.

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to authorize the Russell County 2019 Reassessment Contract with Pearson’s Appraisal Inc.

The vote was:

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

Nay: None

APPROVAL A THE SOUTHWEST VA REGIONAL JAIL RESOLUTION

Motion made by Mark Mitchell, second Tim Lovelace and duly approved by the Board of Supervisors to authorize a Southwest Virginia Regional Jail Resolution concerning the increasing financial burden on the localities.

The vote was:

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

Nay: None

APPROVAL TO PROCLAIM OCTOBER 23-OCTOBER 31, 2017 AS RED RIBBON WEEK

Motion made by Mark Mitchell, second Carl Rhea and duly approved by the Board of Supervisors to authorize the Red Ribbon Week Proclamation for the week of October 23-October 31, 2017.

The vote was:

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

Nay: None

APPROVAL TO HOLD PUBLIC HEARINGS ON THE VDOT TRANSPORTATION ALTERNATIVES PROGRAM GRANT, REGIONAL INDUSTRIAL FACILITY BY BYLAWS AND THE ABANDONED MINE LAND GRANT

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to authorize public hearings on the VDOT Transportation Alternatives Program Grant (TAP), Regional Industrial Facility Bylaws and Abandoned Mine Land (AML) Grant for Monday, October 16, 2017 at 3:00 pm.

The vote was:

Aye: Mark Mitchell, David Eaton, Rebecca Dye, Steve Breeding, Carl Rhea, David Eaton and Lou Wallace

Nay: None

APPROVAL OF THE CMCS PERFORMANCE CONTRACT

Motion made by Mark Mitchell, second Lou Wallace and duly approved by the Board of Supervisors to approve the FY 2018 Cumberland Mountain Community Services Performance Contract.

The vote was:

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

Nay: None

APPROVAL OF A TRAVEL REQUEST BY THE COMMISSIONER OF THE REVENUE

Motion made by Mark Mitchell, second Lou Wallace and duly approved by the Board of Supervisors to approve a travel request by the Commissioner of the Revenue.

The vote was:

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

Nay: None

APPROVAL OF A TRAVEL REQUEST BY THE BUILDING OFFICIAL

Motion made by Mark Mitchell, second Rebecca Dye and duly approved by the Board of Supervisors to approve a travel request by the Building Official's office.

The vote was:

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

Nay: None

APPROVAL TO HOLD A PUBLIC HEARING ON THE TRANSFER OF PROPERTY TO THE CLEVELAND LIFE SAVING CREW

Motion made by Mark Mitchell, second Carl Rhea and duly approved by the Board of Supervisors to hold a public hearing on the transfer of a piece of property to the Cleveland Rescue Squad on Monday, November 06, 2017 at 6:00 pm.

The vote was:

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

Nay: None

APPROVAL TO ADJOURN TO RECONVENE

Motion made by Mark Mitchell, second David Eaton and duly approved by the Board of Supervisors to adjourn to reconvene on Monday, October 16, 2017 at 3:00 pm.

The vote was:

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

Nay: None

Clerk of the Board

Chairman