

At the Regular Meeting of the Greensville County Board of Supervisors, held on Monday, March 1, 2010 with Closed Session beginning at 4:00 p.m., and Regular Session beginning at 6:00 p.m., in the Board Room of the Greensville County Government Building, 1781 Greensville County Circle, Emporia, Virginia.

Present: Peggy R. Wiley, Chairman
Michael W. Ferguson, Vice-Chairman
James C. Vaughan
Dr. Margaret T. Lee

The meeting was called to order by Chairman Wiley at 4:00 p.m.

In Re: Closed Session

Mr. Whittington, County Administrator, stated that Staff recommended the Board go into Closed Session, Section 2.2-3711 (a) 1) Personnel, 5) Industrial Development, and 7) Legal Matters.

Supervisor Vaughan moved, seconded by Supervisor Lee, to go into Closed Session, as recommended by Staff. Voting aye: Supervisors Ferguson, Lee, Vaughan, and Chairman Wiley.

In Re: Regular Session

Supervisor Lee moved, seconded by Supervisor Vaughan, to go into Regular Session. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Certification of Closed Meeting – Resolution #10-109

Supervisor Lee moved, seconded by Supervisor Vaughan, to adopt the following Resolution. A roll call vote was taken, as follows: Supervisor Ferguson, aye; Supervisor Lee, aye; Supervisor Vaughan, aye; and Chairman Wiley, aye.

RESOLUTION #10-109
CERTIFICATION OF CLOSED MEETING

WHEREAS, the Greensville County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Greensville County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Greensville 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 Greensville County Board of Supervisors.

Chairman Wiley recessed the meeting.

Chairman Wiley reconvened the meeting.

In Re: Approval of Agenda

Mr. Whittington stated that Staff recommended approval of the Agenda with one added item in Open Session – Item E, Courthouse Security Fees.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Agenda as amended. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Approval of Consent Agenda

Mr. Whittington stated that Staff recommended approval of the Consent Agenda.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to approve the Consent Agenda containing the following items. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Minutes of February 16, 2010

In Re: Budgetary Matters

Budgetary Matters consisting of the following: Fund #018 – Journal Voucher #33, in the amount of \$170.41, Journal Voucher #34, in the amount of \$65.00 Journal Voucher #36, in the amount of \$15,975.80 and Budget Amendment Resolution #10-110, in the amount of \$130,166.00, all of which are incorporated herein by reference.

In Re: Warrants

Approval of Accounts Payable for March 1, 2010, in the amount of \$313,157.30

Approval of Payroll for February 26, 2010, in the amount of \$353,532.62

In Re: Road Matters - Mr. Joe Lomax, VDOT's Residency Administrator

Mr. Lomax addressed the Board of Supervisors and reported on the following:

Highway 58 – Mr. Lomax stated that the contractor was cutting trees in the median that were dead, diseased and too close to the highway. He stated that the cuttings of the trees were under separate contract for 200 trees and that the trees would continue to be cut until they were all gone.

Mr. Ferguson asked how much it was costing the state to cut the trees. Mr. Lomax stated that he did not know at that moment, but would find out the cost and contact him with the information.

Highway 671 – He stated that the speed study was currently being done.

Jarratt – Mr. Lomax stated that there were some issues with the sewer line work and potholes, but VDOT had spoken with the counties and were working things out together.

Washington Park – Mr. Lomax stated that he had not had any trouble as of yet with the beavers, but would keep an eye on things as the weather gets warmer.

Paving – Mr. Lomax stated that Staff was riding each route to get a count of potholes. He noted some bad areas. Mr. Lomax also stated that Highway 58 and Highway 614 would be overlaid by stimulus money within 90 days. He stated that the

regular schedule would be Brunswick County line two miles this way and other areas. He gave the Board a handout of roads to asphalt.

Surface Treatment – Mr. Lomax stated that 36 miles of surface treatment would be done this year throughout Greenville County.

Highway 611 – Mr. Lomax stated that it would be slurry sealed 7 ½ miles from Brunswick to Emporia. He stated that latex slurry would be done near Simmons to Emporia.

Mr. Lomax congratulated his workforce for the great job done during the snow storms.

Potholes – He stated that his crew was working on potholes, driveway cleanouts, and trash pickup.

Trash Pickup - Supervisor Lee stated that there was a lot of trash on Highway 301 North. Mr. Lomax stated that he would have someone look in to it.

Highway 604 – Supervisor Ferguson asked the status of the highway. Mr. Lomax stated that staff was waiting on warmer weather.

Mowing – Supervisor Ferguson asked how many mowing would be done this year. Mr. Lomax stated that it would be two mowing on the secondary roads and three mowing on the primary roads.

In Re: Citizens Comments

Mr. Whittington invited anyone present who wished to address the Supervisors, to come forward and state their name for the record. There was no one.

In Re: Washington Park Community Development Program, Phase IV

Mr. Whittington addressed the Board of Supervisors stating that Staff recommended action concerning two items for the Washington Park Community Development Program, Phase IV.

In Re: Resolution #10-111 – Washington Park Community Block Grant Program

Mr. Whittington addressed the Board stating that staff recommended approval of the following Resolution. He read the Resolution into record.

**RESOLUTION #10-111
WASHINGTON PARK COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM, PHASE IV**

WHEREAS, the County of Greenville has applied for \$973,000 (nine hundred seventy-three thousand dollars) in funding from the Virginia Department of Housing and Community Development Block Grant Program; and

WHEREAS, the Virginia Department of Housing and Community Development has informed the County of Greenville that the application will be funded; and

WHEREAS, the Virginia Department of Housing and Community Development funds will be utilized for the Washington Park Community Improvement Program, Phase IV; and

WHEREAS, it is a requirement of the Virginia Department of Housing and Community Development that the grant funds be formally appropriated.

NOW, THEREFORE, BE IT RESOLVED that the Greenville County Board of Supervisors does hereby appropriate \$973,000 (nine hundred seventy-three thousand dollars) in Virginia Department of Housing and Community Development Block Grant Funds for the implementation of the Washington Park Community Improvement Program, Phase IV.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #10-111. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Consulting Engineer Selection

Mr. Moses Clements addressed the Board of Supervisors stating that the fourth phase of the Washington Park Program included the installation of approximately 500 lf of sidewalk, improvements to the storm water conveyance system, and the construction of a street, which would connect Ellington Street and Carver Street. He stated that Staff had advertised for the services, accepted/reviewed proposals, and conducted interviews with the three top rated firms. Mr. Clements then requested that the Board authorize the staff to negotiate a contract for the design and contract administration for the infrastructure improvements associated with the Washington Park Community Development Program, Phase IV and to authorize the County Administrator to execute the contract contingent upon a positive review of the contract by the County Attorney, and the execution of the Phase IV Grant Agreement with the Virginia Department of

Housing and Community Development.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to accept Staff's recommendations. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Employee Health Insurance for FY2010-2011

Mr. Whittington addressed the Board of Supervisors stating that the Local Choice Health Benefits Program had submitted the proposed rates for health insurance coverage for the employees for FY2010-2011. He stated that the County was currently paying \$418.00 per month/per employee for the Key Advantage 300 and Staff was recommending two plans; the Key Advantage 500 and that the County and Authority pay \$437.00 per month/per employee for the plans. Mr. Whittington stated that it was an increase of \$19.00 per month. He further stated that the plans could be revisited during the budget session to see how much of the employee health insurance the Board of Supervisors and the Authority would elect to pay.

Supervisor Ferguson moved, seconded by Supervisor Lee, to accept Staff's recommendations. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Resolution #10-112 – Wood Fuel Developers

Mr. Whittington stated that in January 2010, the Governor and the County announced the intent of Wood Fuel Developers to locate on a parcel of property in the Jarratt area. He stated that they wanted to locate on a parcel just off of Wyatt's Mill Road. Mr. Whittington stated that Wood Fuel Developers were purchasing the property from Rayonier and would provide private investments of \$18,696,000 and that they were expected to employ some 39 employees at the facility. He stated that operations were expected to begin at the facility around January 1, 2011. He further stated that the particular property had no public access to a public street and would require the construction of a new roadway to connect the property being purchased by Wood Fuel Developers to Wyatt's Mill Road. He also stated that there was a grant program available for the cost of the project to be passed on to the Commonwealth of Virginia which was called the Industrial Access Road Program. Mr. Whittington stated that Staff was requesting the adoption of the following resolution as part of the application package to the Commonwealth of Virginia Department of Transportation to provide the adequate funding in constructing and designing the roadway to benefit Wood Fuel Developers.

**RESOLUTION # 10-112
WOOD FUEL DEVELOPERS**

WHEREAS, the Wood Fuel Developers desires to develop property for the purpose of economic development located off of Wyatt's Mill Road, Route 608 in the County of Greensville, Virginia; and

WHEREAS, Wood Fuel Developers has purchased property located in the County of Greensville and will soon enter into a firm contract to construct its facilities on that property for the purpose of wood fuel pellets; and

WHEREAS, this new facility is expected to involve new private capital investment in land, building, and equipment of approximately \$18,696,000.00 and Wood Fuel Developers is expected to employ 39 persons at this facility; and

WHEREAS, operations are expected to begin at this new facility on or about January 2011; and

WHEREAS, the subject property has no access to a public street or highway and will require the construction of a new roadway to connect with Wyatt's Mill Road, Route 608; and

WHEREAS, the County of Greensville hereby guarantees that the necessary environmental analysis, mitigation, fee simple right-of-way and utility relocations or adjustment, if necessary, for this project, will be provided at no cost to the Economic Development, Airport and Rail Access Fund; and

WHEREAS, the County of Greensville acknowledges that no land disturbance activities may occur within the limits of the proposed access project prior to appropriate notification from the Department of Transportation; and

WHEREAS, the County of Greensville hereby guarantees that all ineligible project costs and all costs not justified by eligible capital outlay will be provided from sources other than those administered by the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED THAT, The Greensville County Board of Supervisors hereby requests that the Commonwealth Transportation Board provide Economic Development Access Program funding to provide an adequate road to this property; and

BE IT FURTHER RESOLVED THAT, The Greensville County Board of Supervisors hereby agrees that the new roadway so constructed will be added to and become a part of the secondary system of state highways.

BE IT FURTHER RESOLVED THAT, The Greensville County Board of Supervisors hereby authorizes K. David Whittington, County Administrator, to represent the Board throughout the process and authorize any documentation necessary to complete

this project.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #10-112. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Board of Zoning Appeals

Supervisor Wiley made a recommendation that Steven Craig Allen of 4835 Grassy Pond Road, Emporia, VA, be nominated to serve on the Board of Zoning Appeals for a term of five years. She stated that the nomination had to be approved by the Judge because it was a Circuit Court Appointment.

Supervisor Ferguson moved, seconded by Supervisor Lee, the recommendation of Steven Craig Allen to the Circuit Court Judge to be appointed on the Board of Zoning Appeals for a term of five years. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: John Tyler ASAP Policy Board

Chairman Wiley opened the floor for a nomination of an individual to serve on the John Tyler ASAP Policy Board for a term of three years beginning March 1, 2010 until February 28, 2013.

Supervisor Lee moved, seconded by Supervisor Ferguson, the appointment of Phillip Nicholls with the Commonwealth Attorney's Office to serve on the John Tyler ASAP Policy Board for a term of three years. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Miscellaneous Matters – Departmental Reports and Staff Work Programs

Various Departmental Reports and Staff Work Programs were prepared for the Board's review and comments.

Chairman Wiley asked if there were any questions or comments concerning the Departmental Reports and Staff Work Programs. There were none.

In Re: Courthouse Security Fees

Mr. Whittington stated that it was a revenue item that was allowed by the Code of Virginia which currently assessed a \$5.00 per ticket issued in the General District Court designated for courthouse security. He stated that Staff recommended that the fee be increased from \$5.00 per ticket to \$10.00 per ticket which was authorized by the Code of Virginia effective July 1, 2009. Mr. Whittington stated that Staff was requesting approval of the intent to adopt the ordinance amendment for the increase which would generate approximately \$175,000 in additional revenue earmarked for courthouse security.

Supervisor Vaughan moved, seconded by Supervisor Lee, to approve the intent to adopt the ordinance amendment of courthouse security fees from \$5.00 to \$10.00. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

There being no further business, Supervisor Ferguson moved, seconded by Supervisor Vaughan, to adjourn. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Peggy R. Wiley, Chairman

K. David Whittington, Clerk