

At the Regular Meeting of the Greensville County Board of Supervisors, held on Monday, December 19, 2011, with Closed Session beginning at 4:30 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

Chairman Wiley called the meeting to order at 4:30 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, 3) Acquisition and Disposition of Real Property and 7) Legal Matters

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

In Re: Regular Session

Supervisor Ferguson 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 #12-78

Supervisor Ferguson moved, seconded by Supervisor Lee, 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 #12-78
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 at 6:00 p.m., at which time she led the Pledge of Allegiance and gave the Invocation.

In Re: Approval of Agenda

Mr. Whittington, County Administrator, stated that Staff recommended approval of the Agenda with no added items

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

In Re: The Improvement Association

Mrs. Shikee Franklin with the Improvement Association addressed the Board of Supervisors and thanked them for all their support of the Improvement Association during the year and recognized Supervisor Lee as an active member of the Board of Directors. She then introduced the Head Start Class which performed a Christmas Carol Presentation at that time. Pictures were taken.

In Re: Approval of Consent Agenda

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

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

Minutes from the Meeting of December 5, 2011

Budgetary Matters

Budgetary Matters consisting of the following: Fund #001 – Budget Amendment Resolution #12-79, in the amount of \$241.98 and Budget Amendment Resolution #12-80, in the amount of \$30,000.00, Fund #017 – Budget Amendment Resolution #12-81, in the amount of 11,953.00 and Fund #075 – Budget Amendment Resolution #12-82, in the amount of \$20,750.00, all of which are incorporated herein by reference.

Warrants:

Approval of Accounts Payable for December 19, 2011, in the amount of \$312,677.28

In Re: Public Hearing

Mr. Whittington recommended the Board of Supervisors go into Public Hearing to solicit public comments regarding SP-5-11- American Legion Post 151.

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

In Re: SP-5-11, American Legion Post 151

Mr. Lin Pope, Planning Director, addressed the Board of Supervisors stating that the applicant wished to establish an American Legion Lodge for its members by utilizing

an existing residential structure located approximately 4,600' northwest of the Diamond Grove (State Route 690)/Quarry Road (State Route 608) intersection in election District Two. He stated that Staff and the Planning Commission recommended approval with the following five conditions:

1. A Special Use Permit is issued for the establishment of a lodge on property identified as Tax Map 43, Parcel 27A and to be exclusively used by American Legion Post 151.
2. The lodge must be maintained in accordance with the Virginia Uniform Statewide Building Code, the Virginia health Department Rules and Regulations, and the Greensville County Zoning Ordinance.
3. Occupancy shall be limited to 120 days per year.
4. If the use is not established within two (2) years, or is abandoned for a period of two (2) years, this permit will become null and void.
5. Failure to abide by the above conditions may result in the revocation of the Special Use Permit.

Chairman Wiley asked if there were any questions regarding SP-5-11. There were none.

In Re: Regular Session

Mr. Whittington recommended to Board return to Regular Session.

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

In Re: SP-5-11 American Legion Post 151

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve SP-5-11, American Legion Post 151 with the five conditions. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

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: South Centre Corridors

Mr. Whittington stated that Mrs. Bradshaw, the Chairman of the South Centre Corridors, was requesting that the Board of Supervisors appoint a second representative to serve as a council member to the South Centre Corridors.

There was a consensus among the Board Members to defer the appointment until the next meeting.

In Re: Renewal of Franchise Agreement with Comcast

Mr. Whittington stated that he, the County Attorney and Mr. Dye would be meeting and requested that the Board of Supervisors defer the item until the next meeting.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to defer the item until the next meeting. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Resolution #12-83, Authorization to Adopt the Valic Deferred Compensation Plan Restatement

Mrs. Alice Whitby, Human Resources Specialist, addressed the Board of Supervisors stating that currently the County had a payroll deduction with the Deferred Compensation Plan called Valic. She stated that because of some legislative changes with Deferred Compensation funding that was set aside to supplement retirement; Valic was requesting the reinstatement of the County's plan by adopting the following Resolution along with the attachments included in the Board's package.

**RESOLUTION #12-83
AUTHORIZATION TO ADOPT THE VALIC DEFERRED
COMPENSATION PLAN RESTATEMENT**

WHEREAS, the County of Greenville and Greenville County Water & Sewer Authority established the County of Greenville Deferred Compensation Plan (hereinafter, the "Plan"), effective October 16, 2000 for the exclusive benefit of its employees and their beneficiaries;

NOW, THEREFORE, BE IT RESOLVED that the County of Greenville and Greenville County Water & Sewer Authority restates the Plan in the form of the Plan attached hereto; and,

RESOLVED, FURTHER, that the appropriate officers of the Employer, or their delegates, are hereby authorized to execute the amendment and restatement of the Plan effective December 31, 2011.

Supervisor Ferguson moved, seconded by Supervisor Lee, to adopt Resolution #12-83. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Adjournment

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

Peggy R. Wiley, Chairman

K. David Whittington, Clerk