

At the Regular Meeting of the Greensville County Board of Supervisors, held on Monday, May 21, 2012, with Closed Session beginning at 5:00 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

Chairman Wiley called the meeting to order at 5:00 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, 3) Acquisition and Disposition of Real Property, 5) Industrial Development 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 Lee, to go into Regular Session. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Certification of Closed Meeting – Resolution #12-143

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 #12-143
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 until the Conclusion of the Water and Sewer Authority 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 one added item, No Thru Traffic Road Closure for Route 633, Independence Church Road.

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

Minutes from the Meeting of May 7, 2012

Budgetary Matters

Budgetary Matters consisting of the following: Fund #001 – Journal Voucher #90, in the amount of \$16,120.00, Budget Amendment Resolution #12-144, in the amount of \$173.13, Budget Amendment Resolution #12-145, in the amount of \$24,816.10 and Budget Amendment Resolution #12-146, in the amount of 707.81; Fund #012 – Budget Amendment Resolution #12-147, in the amount of \$2,658.72; Fund #013 – Budget Amendment Resolution #12-148, in the amount of \$135.50 and Fund #018 – Budget Amendment Resolution #12-149, in the amount of \$908.00, all of which are incorporated herein by reference.

Warrants:

Approval of Accounts Payable for May 21, 2012, in the amount of \$254,429.46

In Re: Public Hearing

Mr. Whittington recommended that the Board of Supervisors go into Public Hearing to solicit public comments regarding a Zoning Matter and the FY2013 Budget

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

In Re: SP-2-12, Greensville Biomass, LLC

Mr. Lin Pope, Planning Director, addressed the Board of Supervisors stating that the applicant, Greensville Biomass, LLC had applied for a Special Use Permit in order to construct a cogeneration plant on property owned by Boars Head Provision Co. Inc., located approximately two miles northwest of the Allen Road (State Route 610)/Wyatts Mill Road (State Route 608) intersection in Election District Four. He stated that Staff and the Planning Commission recommended approval with seven conditions.

Chairman Wiley asked if there were anyone present who wanted to comment. There was no one.

In Re: FY2013 Budget

Brenda Parson, Deputy County Administrator, addressed the Board stating that the FY2013 Proposed Budget, except for the School's Budget, was for informative and fiscal planning purposes only. She then gave a recap of the fund totals as proposed: General Revenues - \$14,828,776; General Expenditures - \$14,828,776; Solid Waste Enterprise Revenues - \$2,668,355; Solid Waste Expenditures - \$2,668,355; Capital Project Revenues- \$60,000; Capital Project Expenditures- \$60,000; School Revenues - \$28,369,353 and School Expenditures - \$28,369,353.

Chairman Wiley asked if anyone had any comments. There was none.

In Re: Regular Session

Mr. Whittington stated that Staff recommended the Supervisors return to Regular Session and take action only on Greenville Biomass. He stated that Staff was not requesting action on the 2013 Budget due to there would be another Public Hearing on Tax Rates.

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

In Re: SP-2-12, Greenville Biomass, LLC

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Greenville Biomass, LLC contingent upon the following seven conditions.

1. Special Use Permit is granted to Greenville Biomass, LLC for the establishment of a cogeneration plant located on a portion of Greenville County Tax Map 11, Parcel 5.
2. Applicant shall develop and maintain the property in accordance with all applicable local, state, and federal rules, regulations, ordinances, and laws with specific reference to DEQ.
3. Applicant shall provide the County with copies of all federal and state permits, including, but not limited to, State of Virginia Air Pollution Control Board Construction and Operation Permit, and FERC Qualifying Certification.

4. All areas of the construction site/stock pile area and access road shall be maintained as applicant specified in their application
5. A roadway light shall be installed at the entrance road to the site. The installation is subject to VDOT's approval.
6. Applicant must obtain a permit for the plant's entrance from the Virginia Department of Transportation. Please contact Jason Fowler at (757)925-2628 for more information.
7. Failure to abide by the above conditions may result in the revocation of this Special Use Permit.

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.

Becky Walker, Branch Manager with the Meherrin Regional Library, addressed the Board of Supervisors stating that she was present to update the Board on the progress the library made providing a quality count of Greensville County library borrowers and users. She stated that the library took very seriously the request by Greensville County and that Staff had consulted with the Library of Virginia, as well as the circulating software system, TLC, to develop a method in the data collection that would in turn allow the library to report user's statistics to the funding localities. Ms. Walker stated that such methods had included a purging of outdated library card holders, and from the data base, an update of all active and new borrowers indicating locality of residents and a periodic polling of users. She then stated that implementing the efforts would take some time before proper figures could be reported and that the library had begun the process and was continuing with the efforts. Ms. Walker also stated that so far, early statistics indicated that Greensville County held a 53% share of users and borrowers at the Richardson Library and kindly requested that the Board provide additional funding that may be available.

Mr. Whittington asked if there was anyone else. There was no one.

In Re: Courthouse Floor Coverings

Mrs. Parson stated that at the last meeting, Mr. Veliky presented the bid result by Patrick Carpet Installations, Inc., in the amount of \$46,953. She stated that he had prepared a memo regarding the concerns at the last meeting. She then referenced the memo stating that in response to the concerns regarding the substantial difference in the bids received for the courthouse project, Mr. Veliky had contacted Patrick Carpet to verify they understood the specifications correctly and were comfortable with their bid, and asked for references. Mrs. Parson stated that attached to Mr. Veliky's memo was

their response in providing references which Mr. Veliky checked and received favorable responses. She also stated that based on the information received from them, Mr. Veliky's response still stood that the Board approve Patrick Carpet Installations, Inc., with the bid amount of \$46,953.

Supervisor Ferguson asked whether the company was aware of what was being done and the requirements of the job. Mrs. Parson stated that Mr. Veliky said when he discussed it with the owner of Patrick Carpet; he understood what the County was asking and intended to follow the bid specifications. She also stated that the owner said that if there were any error in the methodology used to calculate the bid, he would not hold the County responsible and that it would be his responsibility.

Chairman Wiley and Supervisor Ferguson asked if that statement was in writing. Brenda stated that in an email sent to Mr. Veliky read that if the owner had miscalculated the quantity, that it was his responsibility and that he would be liable to complete the job based on his submitted bid at no additional cost to the County of Greenville.

Supervisor Ferguson stated that he would like something signed before entering into an agreement. Mrs. Parson stated that she would inform Mr. Veliky to get that information back to the Board. Supervisor Ferguson stated that he did not want to hold up the process as long as the owner agreed to it in writing that the County would not be held liable.

Mr. Whittington stated that it would typically be in the contract signed between Greenville County and Patrick Carpet that the vendor would contain the items.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the bid by Patrick Carpet Installations contingent that the contract contained the items of concerns mentioned above. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Resolution #12-150 – Employer Contribution rates for Counties, Cities, Towns, School Divisions and other Political Subdivision

Mrs. Alice Whitby, Finance Supervisor, addressed the Board of Supervisors stating that recently Legislation by the State of Virginia and the Governor had asked for a number of items to be changed from what was done in the past. She stated that as far as the Virginia Retirement System, it was legislation that localities had an option that the employer could pay the certified rate or choose a reduced rate. She stated that the resolution was that the County had chosen to go with the certified rate of 10.45% for the employer to pay on the employees. She then stated that the alternate would have been 7.32% and that County Staff had a webinar with VRS that if the County chose the cheaper rate and the pool of money dropped for some reason, then eventually the County

would have to pay a higher rate in future years. Mrs. Whitby stated that at the certified rate, the County was keeping its pool of money at what VRS had recommended.

Supervisor Ferguson asked if all other localities were doing the same or was it that localities paying the certified rate would be funding what the lower rate localities did not. Mrs. Whitby stated that she had talked with some localities and the majority of them were paying the certified rate as VRS recommended.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #12-150. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Resolution #12-151 – Member Contributions by Salary Reduction for Counties, Cities, Towns, and Other Political Subdivisions

Mrs. Whitby stated that the resolution represented the seconded part of member contributions. She stated that Legislation had passed that local government employees would have to pay their own 5%. She stated that the employees would pay their 5% pre-taxed from payroll, effective July 1, 2012 for new and current employees. Mrs. Whitby further stated to offset the 5% of the retirement cost, there would be a mandatory 5% pay increase to the employees.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #12-151. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Resolution #12-152 – The Improvement Association Proposal for the Continuation of the head Start Program

Mrs. Barbara Roundtree addressed the Board of Supervisors stating a proposal was provided in reference to the Head Start Program and that there was a re-compete this year for the program. She stated that the Improvement Association had been serving Greenville/Emporia area for a number of years and was requesting approval of the following resolution supporting the Improvement Association for funding to continue serving the children.

RESOLUTION # 12- 152

THE IMPROVEMENT ASSOCIATION HEAD START PROGRAM

WHEREAS, The Improvement Association is a Community Action Agency that was established in 1968 to work cooperatively with local governing bodies, educational and other entities to promote self-sufficiency, thus combating poverty and its causes; and

WHEREAS, The Improvement Association currently serves 262 families in the Counties of Sussex, Surry, Greensville, Brunswick, and Dinwiddie, and the City of Emporia, providing high-quality child development services and other community service initiatives; and

WHEREAS, The Improvement Association Board of Directors has agreed to request funding from The Department of Health and Human Services to continue providing Head Start Program services; and

WHEREAS, Head Start provides children with school-readiness skills to ensure their learning success upon entering Kindergarten.

THEREFORE, BE IT RESOLVED, that the Greensville County Board of Supervisors supports The Improvement Association's proposal for the continuation of the Head Start Program to serve pre-school children and their families in Sussex, Surry, Greensville, Brunswick, and Dinwiddie, and the City of Emporia.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Resolution #12-152. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Budget Amendment Resolution #12-153 – Greensville County Public Schools Year End Transfer of Funds

Mrs. Parson stated that as the end of the year closed, the School Board usually requested a transfer of funds from one category to another. She stated that this year the transfer was from transportation to maintenance, in the amount of \$145,000.

Supervisor Ferguson moved, seconded by Supervisor Vaughan, to approve Resolution #12-153. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Solid Waste Collection Facility

Mr. Reggie Owens, Special Programs Administrator, addressed the Board of Supervisors stating that Staff had been in contact with USDA, the proposed lending institution, and were requesting authorization to advertise the intent to bid for the solid waste collection sites. He stated a letter was received May 11 from Peggy Jordan, giving permission to proceed with the advertisement for the positions. Mr. Owens also stated that Staff was requesting to negotiate with Jeff Robinson, Engineer for the project, to solicit bids in a time frame for the best possible prices.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve Staff's request to proceed with the solid waste collection sites advertisement and to negotiate with Jeff Robinson, the Engineer. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

Supervisor Ferguson asked if there was a time frame for the completion of the project. Mr. Owens stated that he could not answer that question at this time.

Mr. Whittington stated that the bid specs now gave the contractor six months from the time of contract award and notice to proceed to complete the project. He stated that it had been said by several grading contractors that if more time could be given, then a cheaper bid would be forthcoming. Mr. Whittington stated if Staff could give the contractor more than six months, it could yield a cheaper bid price.

In Re: Real Property Reassessment

Mr. Whittington stated that it was time to begin the process of Real Property Reassessment in Greenville County. He stated that the effective date of the last real estate assessment was January 1, 2008; therefore, the effective date of the next real estate assessment would be January 1, 2014. Mr. Whittington stated that in the Friday Memo was a suggested recommended timetable and process for reassessment but today the Board was given a revised recommended timetable and process for assessment that was being recommended by the Staff, the Commissioner of the Revenue and several assessors. Mr. Whittington stated that the proposed dates and processes were as follows:

- Approval of process and schedule by Supervisors – May 21, 2012
- Procurement of Assessment Consultant to issue RFP was May 22, 2012 and to award the contract was July 2, 2012
- The appointment of Board of Assessors was June 18, 2012
- The commencement of Board of Assessors activities was July 16, 2012
- The appointment of Board of Equalization was December 2, 2013
- The completion of Board of Assessors activities was December 31, 2013
- The commencement of Board of Equalization activities was January 1, 2014
- The completion of Board of Equalization activities was March 31, 2014

Mr. Whittington stated that the Board could choose either a Professional Assessor Method of assessment which was done before and did not work very well. He then stated that typically chosen was to appoint a Board of Assessors to handle the assessment activities for the Board of Supervisors, to deal with the public, the contractor and completing the assessment. Mr. Whittington stated that Staff recommended approval of the timetable and process for real property assessment.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the recommended timetable and process for reassessment. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Proposed Economic Development Strategic Plan

Mrs. Natalie Slate, Director of Economic Development, addressed the Board and stated that in 2011, the Greenville County Board of Supervisors decided to end funding of the Emporia/Greenville Industrial Development Corporation and established a new direction regarding economic development. She stated that the Board also created an Economic Development Strategic Planning Committee at its meeting of February 6, 2012. Ms. Slate stated that the recommended Economic Development Strategic Plan was developed and presented to the Board of Supervisors on April 2 that had 10 focused points in which Ms. Slate reviewed: 1) Regional Marketing (Trans Tech Alliance), 2) Focus on Target Industries, 3) Enterprise Zone, 4) Local Marketing Program, 5) Workforce Development, 6) Business Incubator, 7) Continued Development of SSEC, 8) Existing Industry Program, 9) Investigate Additional Economic Development Assets and 10) Mama. She then stated that the details had been reviewed and she had the Board of Supervisors comments with no changes from the prior time it was presented. Mrs. Slate requested that the Board of Supervisors accept the proposed Economic Development Strategic Plan.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Proposed Economic Development Strategic Plan. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Building Appeals Board Appointment

Mr. Whittington stated that the appointment was deferred from the meeting of May 2, 2012.

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

In Re: Road Closure of Route 633, Independence Church Road

Supervisor Ferguson stated that Virginia Carolina was requesting a shut-down of Route 633, Independence Church Road, from May 29 through June 29. He stated that it added an additional 22 days to the original approval of 10 days, for a total of 32 days of

no thru traffic due to safety issues. Supervisor Ferguson stated that local traffic would be maintained at all times; although, some limited disruption would occur when conducting activities in front of some driveways. He also stated that closure was very much needed due to safety reasons and the need to finish the project in a timely manner.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the no thru traffic road closure on Route 633, Independence Church Road for the additional 22 days. Voting aye: Supervisors Ferguson, Lee, Vaughan and Chairman Wiley.

In Re: Adjournment

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

Peggy R. Wiley, Chairman

K. David Whittington, Clerk