

Pittsylvania County Board of Supervisors
Monday, May 5, 2008
Regular Meeting

VIRGINIA: The regular meeting of the Pittsylvania County Board of Supervisors was held on Monday, May 5, 2008 in the General District Courtroom of the Edwin R. Shields Courthouse Addition in Chatham, Virginia. Coy E. Harville, Chairman, called the meeting to order at 7:01 p.m. The following members were present:

Fred Ingram	Callands-Gretna District
Tim R. Barber	Tunstall District
James Snead	Dan River District
William H. Pritchett	Banister District
Henry A. Davis, Jr.	Chatham-Blairs District
Marshall Ecker	Staunton River District
Coy E. Harville	Westover District

Mr. William D. Sleeper, County Administrator, Mr. John P. Light, Legal Counsel for the County and Ms. Rebecca Flippen, Deputy Clerk, were also present.

Mr. Coy Harville gave the invocation and led the pledge of allegiance.

The following items were added to the agenda:

- (a) Proposed Public Hearing concerning Chapter 6 of the Pittsylvania County Code – Mr. Sleeper
- (b) Budget Amendments for Engineering for the High School Renovations – Mr. Sleeper
- (c) A Piggy Back Contract with Virginia Beach for Sheriff's Department – Mr. Sleeper
- (d) Consideration for a Public Hearing for Amendments to the Building Inspection Ordinance – Mr. Sleeper
- (e) Advisory Board Intermediate Program EMT Danville-Pittsylvania County – Mr. Sleeper
- (f) Cascade VFD – EMS Transport Services – Mr. Sleeper
- (g) Legislative Committee Recommendations
- (h) Property and Building Committee Recommendations
- (i) Discussion Concerning the By-Laws (from the April 15th Adjourned Meeting) – Mr. Ecker
- (j) Wayside Park – CCNEPC – Mr. Sleeper
- (k) Correction to the Minutes from April 15th, 2008 Adjourned meeting to reflect that Mr. James Snead was present. (His name was absent from those listed in attendance). – Mr. Harville

Regular Meeting
May 5, 2008

Upon motion by Mr. William Pritchett, and seconded by Mr. James Snead, to approve the agenda with the added items, the Board Members unanimously approved the agenda.

Hearing of Citizens

Ms. Nancy Medaglia, of the Tomahawk Winery, made comments in favor of wine and beer sales on Sunday.

Consent Agenda

The Consent Agenda held the following items:

(a) Minutes:

1. April 7, 2008, Regular Meeting
2. April 15, 2008, Adjourned Meeting

(b) Bill List: April 2008

(c) Budget Amendments – Four-For-Life Grants

Upon a motion of Mr. Hank Davis, seconded by Mr. Marshall Ecker, the Board voted unanimously to approve the Consent Agenda with correction to the April 15th, 2008 minutes to include Mr. James Snead in those present for that meeting.

Public Hearing

Mr. Harville opened the public hearing regarding the Virginia Department of Transportation's Proposed Six-Year Plan, with the purpose of public comment, at 7:09pm. Mr. Randy Hamilton, Resident Administrator, and Mr. Mike Crawford, Assistant Resident Administrator, of the Chatham Office of the Virginia Department of Transportation presented the Proposed Six-Year Plan for 2008-2009 through 2013-2014. No one came forward to speak. Mr. Harville closed the hearing at 7:17am. Upon motion by Mr. Marshall Ecker, seconded by Mr. Hank Davis, the Board of Supervisors approved the Six-Year Plan.

Resolution

2008-05-22

At a regular meeting of the Board of Supervisors of the County of Pittsylvania held at the Edwin R. Shields Courthouse Addition on May 5, 2008, at 7:00 p.m.

Present were: Members of the Pittsylvania County Board of Supervisors and
Mr. W. D. Sleeper, County Administrator

On motion by Marshall A. Ecker , seconded by Henry A. Davis, Jr and carried:

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan,

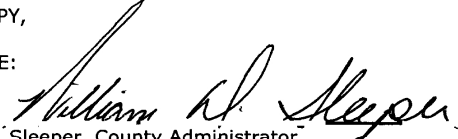
WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2008/09 through 2013/14) as well as the Construction Priority List (2008/09) on May 5, 2008, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List,

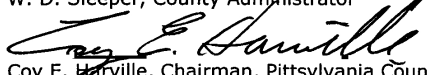
WHEREAS, Randy L. Hamilton, Residency Administrator, Virginia Department of Transportation, appeared before the board and recommended approval of the Six-Year Plan for Secondary Roads (2008/09 through 2013/14) and the Construction Priority List (2008/09) for Pittsylvania County,

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Pittsylvania County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2008/09 through 2013/14) and Construction Priority List (2008/09) are hereby approved as presented at the public hearing.

A COPY,

TESTE:


W. D. Sleeper, County Administrator


Coy E. Harville, Chairman, Pittsylvania County Board of Supervisors

New Business

Mr. Marshall Ecker introduced the Town of Chatham's new town manager, Mr. Mike Jones. Mr. Jones expressed to the Board his pleasure in working with the Board and his new role with the Town of Chatham.

Mr. James Snead and Mr. William Pritchett came forward with the Ringgold Volunteer Rescue Squad. Mr. James Snead read to Mr. Mike Neal, Fire Chief of Ringgold Volunteer Rescue Squad with Resolution 2008-05-20, congratulating and thanking the Ringgold Volunteer Fire Department and its members for the 50 years of service they have provided the citizens of Pittsylvania County. Mr. Snead then made a motion, seconded by Mr. Pritchett, to present Resolution 2008-05-20 to the Ringgold Volunteer Fire and Rescue. Motion passed unanimously.

**RESOLUTION
2008-05-0020**

VIRGINIA: At the regular meeting of the Pittsylvania County Board of Supervisors, in the General District Courtroom of the Edwin R. Shields Courthouse Addition in Chatham, Virginia, held on Monday, May 5, 2008, the following Resolution was submitted and approved:

WHEREAS, the Ringgold Volunteer Fire Department was the first rural Fire Department in Pittsylvania County, Chartered in April of 1958 with a Charter Membership of 23 Volunteers working together to purchase their first truck and building to more trucks to service their area; and

WHEREAS, the Ringgold Volunteer Fire Department is emblematic of the dedication of citizens who volunteer their time and service to their community to protect life and property; and

WHEREAS, the Ringgold Volunteer Fire Department serves as a model of dedicated volunteer service, building better citizens through training and service, creating a tradition of honor passed on from generation to generation reflected by the service of their Chief, the Honorable A. Calvin Neal, long-serving member of the Pittsylvania County Board of Supervisors, who passed on the leadership to his son, Mike Neal, a 38 year veteran of the Ringgold Volunteer Fire Department with 17 years as Chief; and

WHEREAS, the tragedy of the loss of their station and equipment in 2001 did not waiver the steadfast dedication of these local heroes as the department never missed a call; then

BE IT FURTHER RESOLVED that the Board of Supervisors of Pittsylvania County, on the behalf all of the citizens of Pittsylvania County, Congratulate and Thank the Ringgold Volunteer Fire Department and its Members for its 50 years of service to the citizens of Pittsylvania County and the Board of Supervisors wishes the Ringgold

Regular Meeting
May 5, 2008

Volunteer Fire Department and its Members a safe and successful future providing protection to the citizens of Pittsylvania County.

Given under my hand this day, May 5, 2008.

Coy E. Harville, Chairman
Pittsylvania County Board of Supervisors

William D. Sleeper, Clerk

Mr. Harville stated during the meeting that Williams Foundation donated \$7000 to Teen CERT at the first Teen CERT graduation at Tunstall Middle School, where 12 students graduated from the program.

Mr. Davis rescinded his motion to appropriate \$260,000 for roof repairs on the Blairs Community Center, seconded by Mr. Snead. This had been a 10-day layover that was still on the table for action. Motion carried by unanimous vote.

Upon a motion made by Mr. Hank Davis, seconded by Mr. James Snead, the Board of Supervisors unanimously approved Resolution 2008-05-21 for a "Watch for Children" Sign at Mount Herman Place Subdivision, SR 1182, in the Chatham-Blairs District. Motion passed unanimously.

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS

RESOLUTION

2008-05-21

WHEREAS, the 1997 session of the General Assembly amended the Code of Virginia with the addition of Section 33.1-210.2 which allows the installation of "Watch for Children" signs; and

WHEREAS, the Pittsylvania County Board of Supervisors has received a request from the residents of Mount Hermon Place Subdivision (State Road 1182) in the Chatham/Blairs District, for the installation of these signs; and

WHEREAS, a review of this area indicates that it meets the criteria set forth by the Virginia Department of Transportation,

NOW, THEREFORE, BE IT RESOLVED, that the Pittsylvania County Board of Supervisors does hereby request the Commissioner of the Virginia Department of Transportation to use funds from the Secondary Construction Budget to install "Watch for Children" signs at the above noted location.

Given under my hand this 5th day of May 2008.

Coy E. Harville, Chairman
Pittsylvania County Board of Supervisors

William D. Sleeper, Clerk

Mr. James Adams, Chairman of the Alumni Board of Southside High School, representing members of the Southside Alumni Association, spoke to the Board on the Alumni's concerns on the status of the Blairs Community Center and request the building remain intact.

The Board grouped the following items for single consideration:

1) Item 13: Phase I & Phase II, Landfill Gas Monitoring Proposals – Dewberry, Inc. costs for annual landfill gas monitoring–Phase I in the amount of \$3,200 and Phase II in the amount of \$3,400.

2) Item 14: Phase I & Phase II, Landfill Groundwater Monitoring Proposals- Dewberry, Inc costs for annual landfill groundwater monitoring-Phase I in the amount of \$78,171.80 and Phase II in the amount of \$28,200.

3) Item 17: Change Order on the Henry County Waterline in the amount of \$167,599 for the purpose of adding the AC Furniture waterline service into the RT 58 waterline extension

4) Item 18: Plantation Road Waterline-waterline agreement between the Pittsylvania County Board of Supervisors and the Pittsylvania County Service Authority for the installation of water service on Plantation Road.

Motion was made by Mr. Pritchett, seconded by Mr. Snead, to approve Items 13, 14, 17 and 18. Motion carried by unanimous vote.

After discussion, motion was made by Mr. Davis, seconded by Mr. Ecker, to re-bid the contract for General Reassessment. Motion carried unanimously.

No action was taken on the proposed move of the Sandy Level voting precinct.

Item 19, the 2008-2009 Budget Adjustments, was deleted from the agenda as no action was going to be taken by the Board.

Motion was made by Mr. Ingram, seconded by Mr. Ecker, for Mr. Sleeper to sent a letter from the County to the proper parties about cows being removed from County property. Motion carried unanimously.

Mr. W.P. Johnson, Jr., representing the USDA and Farm Agency, addressed the Board concerning Plan 1 of the Conservation Plan at the Gretna Industrial Park. Motion was made by Mr. Ingram, seconded by Mr. Barber, to authorize legal counsel and the County Administrator to review Plan 1 and authorize the County Administrator to sign necessary documents.

Mr. Harville directed the County Attorney to review other Counties ordinances and to draft an ordinance regulating private clubs in the County. Legal Counsel pointed out that he had yet to find an enabling statute to permit the localities to regulate private clubs.

Added Items

Motion was made by Mr. Davis, seconded by Mr. Pritchett to hold a public hearing at the May 20, 2008 adjourned meeting for proposed changes to Section 6-7. of the County Code, establishing fees for amusements, carnival shows, circuses and menageries. Motion carried by unanimous vote.

Motion was made by Mr. Barber, seconded by Mr. Pritchett, to appropriate \$100,000 from the Special Bond Fund for payment of architect and engineering fees prior to the July 1, 2009 budget. The following vote was recorded: Mr. Ingram-Yes, Mr. Barber – Yes, Mr. Snead – Yes, Mr. Pritchett- Yes, Mr. Davis – Yes, Mr. Ecker – Yes, Mr. Harville- Yes. Motion carried unanimously. Mr. Harville requested each bill be put in the Board packet.

Motion was made by Mr. Snead, seconded by Mr. Pritchett, to approve the Piggyback Contract with Virginia Beach for the services provided by Justice Benefits, Incorporated out of Dallas, Texas, allowing the Sheriff's Department to participate in a State Criminal Alien Assistant Program. Motion carried unanimously.

Mr. Ingram made a motion, seconded by Mr. Snead, to hold a public hearing in order to amend the Pittsylvania County Code to incorporate the requirements of local enforcement of radon requirements from the Virginia Construction Code. The following vote was recorded: Mr. Ingram-Yes, Mr. Barber – Yes, Mr. Snead – Yes, Mr. Pritchett-Yes, Mr. Davis – Yes, Mr. Ecker – No, Mr. Harville- Yes. Motion carried by a majority vote of 6 to 1.

Motion was made by Mr. Snead, seconded by Mr. Ingram, to appoint Mr. Jim Davis, Director of Emergency Management, as representative from the Pittsylvania County government to the Advisory Board Intermediate Program for Danville-Pittsylvania County. Motion passed unanimously.

Mr. Barber made a motion, seconded by Mr. Snead, to set a public hearing for Tuesday, May 20, 2008, to modify section 31.2.2 of the Pittsylvania County Code to recognize the Cascade Volunteer Fire Department as an official Emergency Transport Service in the County and to authorize the County Administrator to send the required letter to Richmond designating Cascade as a Transport Agency in Pittsylvania County. Motion carried by unanimous vote of the Board.

Motion was made by Mr. Ecker, seconded by Mr. Ingram, to allow the Concerned Citizens of Northeast Pittsylvania County the use of Wayside Park on June 19th and July 17th, 2008. Motion carried unanimously.

The motion was still on the floor to hold all committee meetings on the County Complex. The Board voted unanimously to have the By-Laws state all committee meetings would be held on the County Complex.

Mr. Barber withdrew his motion, seconded by Mr. Snead, on the layover item of meeting agendas needing chairman approval.

Committee Recommendations

Legislative Committee:

Legislative Committee recommended the following:

- 1) The Board of Supervisors directs the County Administrator send a letter to the local health department concerning a waiver of the survey plat requirements for septic and field permits. And, if no action was taken, then the letter goes to the State Health Director and a copy to the County's legislators and VACo. The Board voted unanimously to approve this recommendation from Legislative Committee.
- 2) That an Advisory Recreation Board be established and that one representative from each electoral district be appointed, to total seven representatives. The Board voted unanimously to approve this recommendation from the Legislative Committee.
- 3) A public hearing be held on a proposed public hearing to amend Chapter 6.1-2(b) and (c) of the Pittsylvania County Code to amend tax due dates to July 5 and January 5. The Board voted unanimously to hold a public hearing on June 2, 2008.
- 4) To hold a public hearing to amend Chapter 6 of the Pittsylvania County Code on Tuesday, May 20, 2008 to set a late fee for not filing the property and machine and tool tax forms on time. The Board of Supervisors voted unanimously to advertise the public hearing.

Property and Building Committee

The Property and Building Committee recommended to the Board the following:

- 1) To surplus the Blairs Community Center and authorize the County Administrator to advertise on the Internet for salvage activity and to notify the tenants of that facility that the facility would not be available in the fall. The Board unanimously approved this recommendation.
- 2) The Committee Chairman directed to County Administrator to develop County-wide Conservation Plan for all the buildings that will be submitted

Regular Meeting
May 5, 2008

to the Board upon completion. This recommendation did not require action from the Board.

Appointments

Mr. Pritchett made a motion, seconded by Mr. Barber to appoint Natalie Elliot to the CPMB At-Large position with the Hughes Home. The following vote was recorded: Mr. Ingram-Yes, Mr. Barber – Yes, Mr. Snead – Yes, Mr. Pritchett- Yes, Mr. Davis – No, Mr. Ecker – Yes, Mr. Harville- Yes. Motion carried by a majority vote of 6 to 1.

Reports from Supervisors

Mr. Ecker said that Mr. Black from Chatham Hall extended an invitation to all Board members to attend a lunch and tour of Chatham Hall's 100-year old building to see the restoration and renovations done by Chatham Hall to the building. The date and time will be sent to each member. Mr. Ecker encouraged all members to attend.

Mr. Harville state the new Chatham Community Center would be having their opening celebration on May 19, 2008 at 4:00pm and all members of the Board were welcomed to attend.

Mr. Sleeper reminded the Board of the grand opening of Swedwood at 10:00pm on Wednesday, May 21, 2008. The Honorable Timothy Kaine, Governor of Virginia, would be in attendance for the opening and all Board members were encouraged to attend.

Closed Session

Motion was made by Mr. Snead, seconded by Mr. Barber, to go into closed session for the purpose of discussion or consideration of the acquisition of real property for a public purpose, or the disposition of publicly held real property, where the discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body. Authority: §2.2-3711 (A) (3) of the Code of Virginia, 1950, as amended. Motion carried unanimously and the Board retired to closed session at 8:40pm.

The Board reconvened from Closed Session at 8:52pm.

The following certification resolution was read and approved by the following roll call vote:

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CERTIFY CLOSED MEETING**

Regular Meeting
May 5, 2008

BE IT RESOLVED that at the regular meeting of the Pittsylvania County Board of Supervisors on May 5, 2008, the board hereby certifies by a recorded vote that to the best of each board member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion authorizing the closed meeting were heard, discussed or considered in the closed meeting. If any member believes that there was a departure from the requirements of the Code, he shall so state prior to the vote indicating the substance of the departure. The statement shall be recorded in the minutes of the Board.

Vote

Fred Ingram	Yes
Tim R. Barber	Yes
James Snead	Yes
Williams H. Pritchett	Yes
Henry A. "Hank" Davis, Jr.	Yes
Marshall Ecker	Yes
Coy E. Harville	Yes

After discussion with Legal Counsel, the motion made by Mr. Davis, seconded by Mr. Pritchett, to rescind the action taken by the Board concerning the surplus of the Blairs Community Center until questions about the current lease with Southside Sports was resolved. Motion to rescind the action passed unanimously.

Motion was made by Mr. Ecker, seconded by Mr. Snead, to adjourn the meeting. Motion passed unanimously and the meeting adjourned at 8:58pm.