

April 16, 2019
Business Meeting

**Pittsylvania County Board of Supervisors
Business Meeting
April 16, 2019**

VIRGINIA: The Business Meeting of the Pittsylvania County Board of Supervisors was held on April 16, 2019 in the Pittsylvania County General District Courtroom, Edwin R. Shields Courthouse Addition, Chatham, Virginia 24531. Chairman, Dan River District, Joe B. Davis, called the Meeting to Order at 7:00 PM. The following Members were present:

CALL TO ORDER (7:00 PM)

Attendee Name	Title	Status	Arrived
Joe B. Davis	Chairman - Dan River District	Present	6:34 PM
Charles H. Miller	Vice Chairman - Banister District	Present	6:44 PM
Tim R. Barber	Supervisor - Tunstall District	Present	6:27 PM
Elton W. Blackstock	Supervisor - Staunton River District	Present	6:30 PM
Ben L. Farmer	Supervisor - Callands-Gretna District	Present	6:29 PM
Ronald S. Scearce	Supervisor - Westover District	Present	6:26 PM
Robert W. "Bob" Warren	Supervisor - Chatham-Blairs District	Present	6:51 PM

Also in attendance were Mr. David M. Smitherman, County Administrator; Mr. J. Vaden Hunt Esq., County Attorney; Mr. Gregory L. Sides, Assistant County Administrator for Planning & Administration; Mr. Richard N. Hicks, Assistant County Administrator for Operations; Mrs. Kimberly G. VanDerHyde, Director of Finance; and Mrs. Kaylyn M. McCluster, Deputy Clerk.

AGENDA ITEMS TO BE ADDED

Motion to add item 11d, Sheriff's Department Appropriation, and item 11e, Approval of ODAF's Intent to Apply for \$250,000 of Tobacco Allocation Funds, to the Agenda, and to remove item 7k, CVFD Rental Agreement, from the Agenda due to further consideration needed.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elton W. Blackstock, Supervisor - Staunton River District
SECONDER:	Tim R. Barber, Supervisor - Tunstall District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

APPROVAL OF AGENDA

Motion to approve the Agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Elton W. Blackstock, Supervisor - Staunton River District
SECONDER:	Robert W. "Bob" Warren, Supervisor - Chatham-Blairs District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

CONSENT AGENDA

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Motion to approve the Consent Agenda.

Karen Johnston was present to accept Resolution #2019-04-03.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Tim R. Barber, Supervisor - Tunstall District
SECONDER:	Elton W. Blackstock, Supervisor - Staunton River District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

- a. Minutes: March 7, 2019, Legislative Committee Meeting and Called Meeting; March 12, 2019, Work Session and Business Meeting; March 14, 2019, Finance Committee Meeting; March 26, 2019, Finance Committee Meeting; March 28, 2019, Economic Development Committee Meeting and Called Meeting; April 2, 2019, Finance Committee Meeting; and April 4, 2019, Called Meeting (Staff Contact: Kaylyn M. McCluster)
- b. Proclamation: National Law Day (Staff Contact: Kaylyn M. McCluster)
- c. Proclamation: National Police Week (Staff Contact: Kaylyn M. McCluster)
- d. Proclamation: National Public Safety Telecommunicators Week (Staff Contact: Kaylyn M. McCluster)
- e. Proclamation: Teacher Appreciation Week (Staff Contact: Kaylyn M. McCluster)
- f. Proclamation: National Travel and Tourism Week (Staff Contact: Kaylyn M. McCluster)
- g. Resolution #2019-04-01: Tobacco Resolution for Last Mile MEC (Staff Contact: Gregory L. Sides)
- h. Resolution #2019-04-02: Shentel Franchise Renewal Request (Staff Contact: J. Vaden Hunt, Esq.)
- i. Resolution #2019-04-03: Karen Johnston (Contact: Supervisor Scearce); (Karen Johnston will be present to accept)
- j. Ratification of Landfill Electronics Disposal Agreement with Henry County (Staff Contact: David M. Smitherman)

ITEMS REMOVED FROM AGENDA

1. CVFD Rental Agreement Approval (Staff Contact: Chris C. Slemm)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tim R. Barber, Supervisor - Tunstall District
SECONDER:	Elton W. Blackstock, Supervisor - Staunton River District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

PRESENTATIONS

a. National Service Day Proclamation (Staff Contact: David M. Smitherman)

Audia Harris was present to accept the National Service Day Proclamation.

HEARING OF THE CITIZENS

Carol Cooper signed up to speak, but Brent Shelton, her attorney, stated they would reserve their time for later.

PUBLIC HEARINGS

Rezoning Public Hearings

Case 1: Public Hearing: Rezoning Case R-19-012, Randy and Nikki Owen; Westover Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Staff Contact: Gregory L. Sides); (Supervisor Scarce)

Mr. Davis opened the Public Hearing at 7:20 PM. A Proffer was offered with this case. Mr. Owen was present to represent the Petition. No one signed up to speak, and Mr. Davis closed the Public Hearing at 7:21 PM.

Motion to rezone 15.590 acres from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*for agricultural purposes - plant pine trees for harvesting*).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ronald S. Scarce, Supervisor - Westover District
SECONDER:	Robert W. "Bob" Warren, Supervisor - Chatham-Blairs District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scarce, Warren

Case 2: Public Hearing: Rezoning Case R-19-013, Henry Lynwood Reynolds; Tunstall Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Staff Contact: Gregory L. Sides); (Supervisor Barber)

Mr. Davis opened the Public Hearing at 7:23 PM. Mr. Reynolds was present to represent the Petition. No one signed up to speak, and Mr. Davis closed the Public Hearing at 7:24 PM.

Motion to rezone 3.46 acres from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*to make the zoning consistent with the farm*).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Tim R. Barber, Supervisor - Tunstall District
SECONDER:	Elton W. Blackstock, Supervisor - Staunton River District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scarce, Warren

Other Public Hearings

1. Public Hearing: Electrical Transmission Exemption Zoning Text Amendment (Staff Contact: Gregory L. Sides)

The County is working with Appalachian Power ("AEP") to provide an industrial level electrical power supply for the Southern Virginia Megasite at Berry Hill. The activity of providing a new transmission line to the Megasite currently requires obtaining a Special Use Permit ("SUP") for all parcels crossed by the line. AEP has not been required to follow this process in industrial parks in other localities, such as Commonwealth Crossing in Henry County. AEP has an option

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to go to the State Corporation Commission to obtain approval, instead of with the locality, but this is typically a long and arduous process. The County's Economic Development Department proposed that the County consider amending its Zoning Ordinance to exempt industrial park transmission lines from the SUP process (*see* attached proposed amendment to Pittsylvania County Code ("PCC") § 35-50). The process for amending the County's Zoning Ordinance requires that the Planning Commission ("PC") first conduct a Public Hearing on the proposed Amendment and then make a recommendation to the Board of Supervisors (the "Board"). The PC held their Public Hearing on April 2, 2019, and voted unanimously to recommend the Amendment to the Board.

Mr. Davis opened the Public Hearing at 7:25 PM. No one signed up to speak, and Mr. Davis closed the Public Hearing at 7:29 PM.

Motion to approve the proposed Amendment to Pittsylvania County Code Section 35-50 of the County's Zoning Ordinance exempting electrical transmission lines, as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Robert W. "Bob" Warren, Supervisor - Chatham-Blairs District
SECONDER:	Charles H. Miller, Vice Chairman - Banister District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

NEW BUSINESS

a. Request for Public Hearing; Dog Controlled Area (Staff Contact: Kaylyn M. McCluster)

County Staff received a Petition from Carol Cooper, resident of Museville Road in the County, requesting the Board consider amending Pittsylvania County Code ("PCC") § 2.2-22; Running At Large Restrictions in Designated Areas, to include sections of Museville Road and Anderson Mill Road. Ms. Cooper developed a Petition supporting a dog-control area defined as 1128 Museville Road to 1348 Museville Road, and from 12620 Anderson Mill Road to Burton Lake Road. County Staff has verified there are twenty-six (26) property owners within this area. Ms. Cooper's Petition has sixteen (16) signatures, representing 61.5% of property owners in the proposed dog-control area, requesting a Public Hearing for citizen input on amending PCC § 2.2-22 to include the aforementioned sections of Museville Road and Anderson Mill Road. County Staff recommended setting a Public Hearing for citizen's input to be held at the Board's Business Meeting on Tuesday, May 14, 2019.

Motion to authorize County Staff to advertise a Public Hearing for a proposed amendment to Pittsylvania County Code § 2.2-22 to include the aforementioned sections of Museville Road and Anderson Mill Road.

Mr. Farmer commended Ms. Cooper on her efforts to get the signatures needed for the Public Hearing.

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ben L. Farmer, Supervisor - Callands-Gretna District
SECONDER:	Elton W. Blackstock, Supervisor - Staunton River District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Searce, Warren

b. 2019 VARules Summer Camp (Staff Contact: Honorable Sheriff Michael Taylor)

Deputy Silverman was present and spoke to the Board about the VARules Summer Camp. VARules Camp is a week-long summer experience for rising eighth (8th) graders in the County held at Camp Selah in the Sutherlin area of the County. Kids and cops are the focus of the Camp that leads toward building positive relations between youth and law enforcement in a non-traditional atmosphere, while also learning social behaviors that increase the youth's ability to not become involved in illegal and or immoral behaviors. To date, over one-hundred (100) twelve (12) and thirteen (13)-year olds have attended the Camp, and only one (1) of them has deviated from normal expected social behavior.

Motion to approve the Sheriff's Department to accept a reimbursable Grant from the Attorney General's Office in the amount of \$5,000 for the purpose of the 2019 VARules Summer Camp.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elton W. Blackstock, Supervisor - Staunton River District
SECONDER:	Ben L. Farmer, Supervisor - Callands-Gretna District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Searce, Warren

c. Workforce Investment Board---TANF Employment Grant Appropriation (Staff Contact: Kimberly G. Van Der Hyde)

The City of Martinsville, Virginia ("Martinsville"), recently received funds in the amount of \$271,203.83 from the Virginia Department of Social Services for a TANF Employment Grant. Martinsville will be utilizing the help of the West Piedmont Workforce Investment Board ("WIB") and the United Way to effectively administer this Grant. Since the County is the WIB's Fiscal Agent, the County needs to appropriate a portion of these funds to cover the expenditures incurred by this Grant. Mrs. VanDerHyde recommended the Board appropriate a total of \$241,363.31 to the WIB's 2019 Budget (Fund 251).

Motion to approve an appropriation to the WIB Budget in the amount of \$241,363.31, as outlined in the Budget document.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Robert W. "Bob" Warren, Supervisor - Chatham-Blairs District
SECONDER:	Charles H. Miller, Vice Chairman - Banister District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Searce, Warren

d. Sheriff's Department Appropriation

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Sheriff Taylor requested an appropriation of \$60,000 from the Federal Asset Forfeiture Seizure Account. He stated the Sheriff's Department has made some improvements to a property in Tightsqueeze and would like for the money to be appropriated so it can encumber said money.

Motion to appropriate \$60,000 from the Federal Asset Forfeiture Seizure Account, to line item 242-4-031710-821200.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elton W. Blackstock, Supervisor - Staunton River District
SECONDER:	Tim R. Barber, Supervisor - Tunstall District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

e. Approve ODAF's intent to Apply for \$255,000 of Tobacco Allocation Funds

Mr. Smitherman stated the ODAF presented a request to be endorsed to seek Tobacco Commission Allocation Funding of \$255,000 for property acquisition matters at the ODAC on Highway 29. The Economic Development Committee recommended approval to endorse this action, and also made available assistance with the Foundation with the backing of a privately placed loan if necessary to secure the match.

Motion to approve the application for the Grant in the amount of \$255,000 from the Tobacco Allocation Fund for the benefit of ODAF's land acquisition.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Robert W. "Bob" Warren, Supervisor - Chatham-Blairs District
SECONDER:	Elton W. Blackstock, Supervisor - Staunton River District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

APPOINTMENTS

MATTERS FROM WORK SESSION (IF ANY)

a. Voting Precinct Relocations Public Hearing Authorization (Staff Contact: Kelly Bailess)

Ms. Bailess was present at the Work Session earlier in the day and requested the Board authorize holding a Public Hearing to relocate the Riceville and the Mt. Hermon Voting Precincts.

Motion to authorize County Staff to hold a Public Hearing at the May Business Meeting to hear citizen input on the proposed voting Precinct relocations as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elton W. Blackstock, Supervisor - Staunton River District
SECONDER:	Tim R. Barber, Supervisor - Tunstall District
AYES:	Davis, Miller, Barber, Blackstock, Farmer, Scearce, Warren

BOARD MEMBER REPORTS

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Mr. Blackstock wanted to notify the Board that Christopher Barbour has submitted his resignation to the DSS Board, due to a conflict of interest by him being a foster parent. Mr. Farmer stated that on May 11th, 2019, Gretna will hold their annual 5K race 9:00 AM, and at 11:00 AM, there will be the Strawberry and Wine Festival. Mr. Warren thanked Ms. VanDerHyde for her hard work on the Budget and he also thanked the Treasurer for bringing reality to the Board. He also stated that he has to tip his hat to the school system for the great job they have done, and, he thanked the Staff for their efforts over the past two (2) years with engaging the citizens in the Budget process and assisting in being transparent. Finance Chairman, Mr. Scarce, was also thanked for a job well done. Mr. Davis thanked the schools and all educators for what they do, and stated that he appreciates Staff and the County Administrator for all their efforts.

COUNTY ADMINISTRATOR REPORTS

Mr. Smitherman stated the County still has a long way to go, but it is making strides at the Pet Center. There is a lower animal count in the Pet Center than it has ever had before. On May 4, 2019, there will be a “No Flea, Flea Market” from 9:00 AM - 5:00 PM. The Pet Center will be offering low cost rabies, microchipping of animals, and dog baths for \$10.

ADJOURNMENT

Mr. Davis adjourned the Meeting 7:59 PM.