

The Appomattox County Board of Supervisors held a scheduled meeting on Monday, April 16, 2018 at 6:00 p.m. in the Board of Supervisors meeting room, located at 171 Price Lane, Appomattox, Virginia.

Appomattox County Board of Supervisors

Present:

Samuel E. Carter	Courthouse District, Chairman
Watkins M. Abbitt	Piney Mountain District
William H. Hogan	Appomattox River District
Chad E. Millner	Falling River District, Vice-Chair
Bryan A. Moody	Wreck Island District

Also Present:

Susan M. Adams, County Administrator
Tom Lacheney, County Attorney
Johnnie Roark, Community Development Director
John Spencer, Information Systems Manager/Purchasing Agent
Vicky Phelps, Finance Director

Call to Order at 6:00 p.m. by Chairman Carter
Handicap Accessibility Statement-Susan Adams, County Administrator
Pledge of Allegiance
Invocation-Supervisor Moody

Setting of Agenda
There were no changes to the Agenda

Work Session (6PM)

Mr. David Rowe, Benefits Consultant w/Bankers Insurance - Anthem Local Choice Health Insurance

Chairman Carter stated that Mr. David Rowe, Benefits Consultant with Bankers Insurance, is present to discuss the state's Anthem Local Choice Health Insurance proposal for County employees. Mr. Rowe has been working with County staff since the County's decision to change its health insurance carriers from Piedmont Community Health to Anthem Local Choice.

Mr. Rowe came forward and explained that the renewal cycle would be changing to July since we stand alone without the School, which would be very helpful to the Board when working on the upcoming budget.

Mr. Rowe stated that Appomattox County currently has 92 employees on insurance and when the renewal was presented in March, the County was looking at an 18% increase with Anthem. He explained that he has worked with Anthem Local Choice to get the County a plan with only a 5.2 % increase. He stated that since the County has only been on the plan since October, there was not a full year of data to compare, so he has used the past four months as a guide. Mr. Rowe

explained that he could only get claim data once a year with employers who have less than 100 employees on the plan.

After all questions, comments and concerns were addressed, Mr. Abbitt made a motion to accept the Local Choice Proposal with a 5.2 % increase. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

APPEARANCES

Ms. Robin Snyder, Superintendent Appomattox Court House National Historical Park

Chairman Carter stated that Ms. Robin Snyder, Superintendent of the Appomattox Court House National Historical Park, has requested to appear before the Board to provide an update on the Park activities.

Ms. Snyder first complimented the newly constructed LOVE sign, and then provided the Board with a brief update on the National Historical Park and their upcoming activities. Ms. Snyder also complimented Wolfbane and the 1865 foundation for their continued support in programs at the National Historical Park. After questions and comments, Ms. Snyder thanked the Board for their continued support of the National Historical Park programs and activities.

Mr. William Coleman - Lynchburg Community Action Group

Chairman Carter stated that Mr. William Coleman, Director, requested to appear before the Board to introduce himself and to provide an update on the services provided by the Lynchburg Community Action Group.

Mr. Coleman provided an update on Lynchburg Community Action Group and stated that he is excited for upcoming activities. He explained that Lynchburg Community Action Group represents Appomattox County and surrounding Counties.

Mr. Coleman stated that he would like his staff to be able to come to Appomattox to meet with clients and reported that he is working with County staff to find a meeting place that would be an in-kind service for them to come and meet with clients to receive services.

Mr. Gary Wood, President/CEO Central Virginia Electric Cooperative

Chairman Carter called on Mr. Gary Wood, President/CEO of Central Virginia Electric Cooperative, who has requested to appear before the Board to discuss the RUS Community Connect Grant application that will cover the Pamplin service area in Appomattox County and to request a project letter of support from the County.

Mr. Wood explained that CVEC will be completing a grant application this year and are hoping that Pamplin will meet the criteria. He stated that the awards would be announced in October. He stated that he is asking the County for a letter of support for this project.

Mr. Abbitt made a motion to approve the County Administrator to send a letter of support for the RUS Community Connect Grant application. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Shannon Beasley - Court Appointed Special Advocate for Children (CASA)

Chairman Carter stated that Mrs. Shannon Beasley, Director of the Appomattox County Volunteer Program for CASA, who is requesting that Appomattox County adopt the following Proclamation recognizing April as Child Abuse Prevention Month could not be present due to her parents being effected by Sunday's tornado in Elon.

Proclamation Child Abuse Prevention Month

Whereas, preventing child abuse and neglect is a solution that requires involvement among people throughout the community; and

Whereas, child maltreatment occurs when people find themselves in stressful situations, without community resources, and don't know how to cope; and

Whereas, the majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and

Whereas, all citizens should become involved in supporting families in raising their children in a safe, nurturing environment; and

Whereas, effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community; and

Therefore, the Appomattox County Board of Supervisors hereby proclaims April 2018 as Child Abuse Prevention Month and call upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

Mr. Hogan made a motion to adopt the resolution as presented. Mr. Millner seconded Mr. Hogan's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Bobby Wingfield - Public Safety Director

Chairman Carter stated that the Emergency Communications Center is proposing a contract with Carousel Industries to upgrade our existing VESTA Pallas 9-1-1 system to a next Generation VESTA 9-1-1 solution. Mr. Bobby Wingfield, Public Safety Director, requested to appear before the Board to provide an update on the FY18 PSAP Grant Application and Carousel Industries, Annual Service Maintenance Agreement, including associated hardware.

After discussion, Mr. Moody made a motion to approve Mr. Wingfield's request to purchase the Carousel Industries and approve the annual service agreement to be signed by the Public Safety Director. The County Attorney has reviewed the agreement with no needed changes identified. Total project cost is \$149,896.35 (\$150,000 VITA Grant) and \$0 local funds. Mr. Millner seconded Mr. Moody's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye. (Agreement in April Board file)

Mr. Moody thanked Mr. Wingfield for all that he has done to keep our deputies and first responders safe.

CIP-Planning Commission Recommendation

Johnnie Roark, Community Development Director requested to appear before the Board to present the Planning Commission's recommendation on the "revised" Capital Improvement Plan.

After review and discussion, Mr. Abbitt stated that the funding sources need to be provided by the Planning Commission.

Resolution Adopting Fiscal Year 2019 Tax Levies

Chairman Carter stated that for review is the Fiscal Year 2019 Tax Levies Resolution. The Commissioner of Revenue and Treasurer communicated a concern to staff about the delay in printing the tax bills since the County's budget has not been approved within the confines of previous years. The tax levies are printed on the bills and until the Board approves the next fiscal year's levy, the tax bills cannot be printed. Staff conversed with the County Attorney who suggested that the 2019 Tax Levy could be adopted by Resolution if the Board does not foresee a change from the current levies.

APPOMATTOX COUNTY BOARD OF SUPERVISORS RESOLUTION ADOPTING FISCAL YEAR 2019 TAX LEVIES

Whereas, the Appomattox County Board of Supervisors wishes to adopt the current FY 2018 Tax Levies for Tax Year 2019; and

Whereas, the current Real Estate and Mobile Homes tax levy is \$0.65 per \$100 of the assessed value; and

Whereas, the current Personal Property tax levy is \$3.35 per \$100 of the assessed value at 100% of the NADA clean trade-in value; and

Whereas, the current Machinery and Tools tax levy is \$3.35 per \$100 of the assessed value at 17.3% of the initial cost; and

Whereas, the current Merchant's Capital tax levy is \$1.00 per \$100 of the assessed value at 85% of the original cost; and

Whereas, the current Vehicle License Tax is \$35.00 per vehicle

Now, Therefore, Be It Resolved that the Appomattox County Board of Supervisors renews and readopts the current 2018 tax year's tax levies for the FY 2019 tax year.

Mr. Abbitt made a motion to approve the adoption of the Fiscal Year 2019 Tax Levy Resolution, as it is the Board's intent to not increase the levies from the current. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

COMMITTEE APPOINTMENTS

Courtland Park Foundation Board Appointments

Chairman Carter stated that at the March meeting, the Board requested that this item be tabled to the April 2018 meeting.

The initial terms of Sara Carter, Donna Deaner and Jonathan Watson to the Courtland Park Foundation Board have ended and these individuals have requested to be replaced on the Board of Directors. Copies of their requests were presented at the March Board of Supervisors meeting at which time; the Board tabled the appointments to the April meeting.

Staff Recommendation: Appoint three (3) representatives to serve on the Courtland Park Foundation, Inc. Board of Directors. Per the Foundation Board's Bylaws, the Board of Supervisors determines the term limit at the time of appointment. The Foundation Board's recommendation for appointees is attached for your consideration.

Section 6.2. Election of Directors and Officers. All Directors shall be appointed by the Board of Supervisors for Appomattox County, Virginia and shall serve such term as directed by the Board of Supervisors.

Mr. Carter communicated the importance of having Board of Supervisor representation on the Courtland Park Board and suggested that Samuel E. Carter and Watkins M. Abbitt, Jr. be appointed to a fill two of the vacancies and asked the Board of Supervisors if any of them were interested in serving. The board discussed the appointments and decided to wait on the Board Appointments.

Ms. Adams was instructed to provide Citizen Service Applications to each of the names that have agreed to serve on this Committee and bring to the May meeting for appointment.

Mr. Abbitt made a motion to table this issue until the May scheduled meeting. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan aye; Mr. Millner, aye; Mr. Moody, aye.

Region 2000 Service Authority Board Member Appointment

Chairman Carter asked the Board to consider appointment/re-appointment of the Region 2000 Service Authority board member and an alternate for a four (4) year term. Term effective July 1, 2018 through June 30, 2022. The current representative is the County Administrator, Susan Adams and the alternate representative is John Spencer, Information Systems Manager/Purchasing Agent.

Mr. Abbitt made a motion to re-appoint Ms. Susan Adams, County Administrator and as an alternate Mr. John Spencer, Information Systems Manager/Purchasing Agent with term effective July 1, 2018 through June 30, 2022. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

CONSENT AGENDA

Invoices Submitted For Payment

Please review the attached invoices and approve for payment:

April 5, 2018	\$17,976.94
April 16, 2018	\$560,879.52
TOTAL:	\$578,856.46

Staff Recommendation: Approval of the attached invoices for payment.

Minutes

Please review the following DRAFT minutes for additions, corrections or questions:

Tuesday, February 20, 2018-Scheduled Meeting

Wednesday March 6, 2018-Work Session

Monday, March 19, 2018-Scheduled Meeting

J. Robert Jamerson Memorial Library

Please supplement by consent and appropriate the following:

7301-5411	Books	\$169.70
7301-5401	Office Supplies	\$586.65
7301-5415	Summer Reading	\$5.00
7301-5201	Postage	\$2.75
	TOTAL:	\$764.10

Staff Recommendation: No new local funds are required.

Department of Tourism

Please supplement by consent and appropriate the following:

7104-5604	Virginia Commission of Arts Grant	\$1,500.00
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RE: Grant funds received from the Virginia Commission of the Arts for the LOVE sign.

Staff Recommendation: No new local funds are required.

Sheriff's Department

Please supplement by consent and appropriate the following:

3106-5401	DARE	\$625.00
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RE: Donations for Sheriff's Night Out

Staff Recommendation: No new local funds are required.

Department of Social Services

Please supplement by consent and appropriate the following:

5301-2002	VRS	\$8,273.65
5301-2006	Group Life	\$619.94
5301-2002	ICMA-RC	\$405.48
	TOTAL:	\$9,299.07

RE: Reimbursement for March 2018 payroll deductions.

Staff Recommendation: No new local funds are required.

Children's Services Act (CSA)

Please supplement by consent and appropriate the following:

5310-3001	Comprehensive Services	\$2,480.00
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RE: Reimbursement for services that was not used.

Staff Recommendation: No new local funds are required.

Sheriff's Department

Please supplement by consent and appropriate the following:

3102-1002 Overtime

\$1,283.75

RE: Reimbursement from Department of Criminal Justice Services for Grant Award (\$1,100.00) and reimbursement from Greg Sullivan for security by performed by a deputy at the Auction located at the Triangle Plaza (\$183.75).

Staff Recommendation: No new local funds are required.

Public Safety- PSAP Grant

Please supplement by consent and appropriate the following:

3606-7012 PSAP Grant Match

\$104,061.00

RE: Mr. Wingfield is updating the Board on the PSAP Grant for the new CAD system. In a previous presentation to the Board, Mr. Wingfield explained that the County was awarded a \$75,000 from the grant to offset the total costs of \$ 179,061, leaving a balance of \$104,061, which will be transferred from the County's designated Wireless Fund.

Wireless Fund - E911/Public Safety

Please appropriate by consent \$104,061 from the Wireless Fund to the General Fund. These monies will be supplemented to 3606-7012 (PSAP Grant) to cover the total costs of the new CAD software.

STAFF RECOMMENDATION: Approve the request from the Public Safety Director to transfer \$104,061 from the Wireless Fund to the General Fund to be used to purchase the new CAD software.

Economic Development-Special Projects

Please transfer by consent \$22,060.56 from 1101-5804 Operating Reserve to 8105-6007 Special Projects.

RE: Annual incentive (tax reimbursement grant) payment to Cojana, LLC

Staff Recommendation: Approve the request from Cojana, LLC for an annual tax reimbursement grant incentive of \$22,060.56. These funds are paid to the Economic Development Authority who is responsible for payment to Cojana, LLC.

Sheriff's Department

Please transfer by consent \$10,000.00 from 3104-1001 School Resource Grant Salaries & Wages to 3102-1001 Sheriff Salaries & Wages.

RE: Resource Officer transferred from a local Resource position to a Compensation Board position in the Sheriff's Department budget.

Staff Recommendation: No new local funds are required.

Mr. Hogan made a motion to approve the Consent Agenda as presented. Mr. Millner seconded Mr. Hogan's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

ATTORNEY'S REPORT

Mr. Lacheney presented an agreement for the Board to consider for approval with CVEC as requested in a previous meeting. Mr. Lacheney explained that he has reviewed this agreement and approved.

AGREEMENT

THIS AGREEMENT, made this day of _____, 2018, by and among the ECONOMIC DEVELOPMENT AUTHORITY OF APPOMATTOX COUNTY (the "FDA"), a political subdivision established by the Appomattox County Board of Supervisors (the "Board"), CENTRAL VIRGINIA ELECTRIC COOPERATIVE ("CVEC"), a Virginia utility consumer servicescooperative, and CENTRAL VIRGINIA SERVICES, INC. ("CVSI") a Virginia corporation.

WITNESSETH:

WHEREAS, the EDA has been created to promote the economic development of Appomattox County, Virginia (the "County") pursuant to enabling legislation under Section 15.2-4900 et seq. of the Code of Virginia and has authority to make grants of money or property to encourage economic development pursuant to Section 15.2-4905;

WHEREAS, CVEC has embarked on a project throughout its fourteen county service area to install fiber optic cable which can be utilized for the provision broadband internet services to its members (the "Project");

WHEREAS, the Project will require improvements to CVEC's distribution system required to support the fiber optic cable, cable installation, service drops to individual members, and supporting new equipment;

WHEREAS, the system installed through the Project shall be operated by CVSI, a wholly owned subsidiary of CVEC;

WHEREAS, CVEC desires certain financial assistance in order to pursue its undertaking;

WHEREAS, it is in the public interest of the citizens of the County for the EDA to assist with the availability of broadband in the County which will benefit the County through an increase in the tax base and the availability of additional communication, education, and employment opportunities for its citizens, thereby promoting the health, safety, welfare, convenience, and prosperity of the citizens of the County;

WHEREAS, the Board has expressed its willingness to appropriate annually to the EDA sums described hereinafter as an incentive for CVEC to pursue the Project in the County; and,

WHEREAS, the EDA, CVEC and CVSI desire to enter into this Agreement to memorialize the understandings and conditions under which financial incentives will be provided to CVSI by the EDA for the Project, and to set forth the obligations and responsibilities of the parties in connection therewith.

NOW, THEREFORE, in consideration of the mutual promises of the parties and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto hereby agree as follows:

- 1, Undertaking. CVEC will begin the Project in 2018 at an estimated cost of \$110,000,000.00 with an estimated completion date five years from the beginning of work.
2. Grant. The EDA agrees to grant to CVSI annually for a period of five years a sum equal to the County's real estate tax rate (currently \$0.65 per \$100.00 value) applied to each year's construction costs of the Project in the County (the "Local Taxes Grant"). For example, if CVEC expends \$1 in Project construction costs in the County in calendar year 2018, then the Local Taxes Grant shall be \$6,500.00 payable to CVSI by the EDA during the calendar years

2019, 2020, 2021, 2022, and 2023. If an additional \$2,000,000.00 is expended in construction costs in the County in 2019, then, in addition to the 2018 grant, the Local Taxes Grant shall be \$13,000.00 payable to CVSI during the calendar years 2020, 2021, 2022, 2023, and 2024. For each subsequent year of the construction of the Project the Local Taxes Grant shall be so calculated until the installation is complete,

3. Payments. The EDA shall make payment of the Local Taxes Grant to CVSI within sixty days of each annual tax due date provided that CVEC shall have paid all local taxes to the County as they fall due. There will be no grant for the taxes attributable to CVEC's currently existing real property, improvements, and personal property or to taxable property additions unrelated to the Project.

4. Reporting. CVEC shall report annual construction costs and provide the supporting work orders to the EDA by no later than January 31st for the preceding year. Such information shall be provided upon written request at such other times as deemed necessary by the EDA.

5, Appropriation. While the Board has made clear its commitment to the undertaking in this Agreement, it is understood that funding must be appropriated by future boards and thus no EDA funds are obligated to be paid under this Agreement should the EDA fail to receive the necessary funding from the County.

6. Governing Law. This Agreement shall be construed in accordance with the laws of the Commonwealth of Virginia without regard to choice of law principles.

7. Entire Agreement. This Agreement constitutes the full agreement among the parties and no party shall be bound by any terms, conditions or representations not contained herein. This Agreement may be modified only by written agreement signed by both parties hereto with the same formality.

IN WITNESS WHEREOF, the parties hereto set their signatures by their respective duly authorized representatives.

Mr. Hogan made a motion to approve the agreement with CVEC as approved by County Attorney. Mr. Abbitt seconded Mr. Hogan's motion. Chairman Carter called for a Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

ADMINISTRATOR'S REPORT

Ms. Adams explained that during the month, she has sent emails to all Board members as things have occurred. She asked that if any member of the Board had not received her emails, to please let her know. Mr. Carter and Mr. Moody stated that they have not received her emails.

Ms. Adams presented the remainder of her report, which is included in the Board file.

SUPERVISOR CONCERNS

Mr. Hogan thanked Mr. Roark for the update from the Planning Commission. He also thanked Ms. Adams for the inclusion of Mr. Gibson's letter commending the Convenience Center workers for helping him with his waste at the Landfill.

Chairman Carter thanked Ms. Carrie Dungan with the News and Advance for the article she wrote on the LOVE sign reveal.

CLOSED SESSION

Mr. Lacheney read the following Closed Session Certification:

WHEREAS, the Board of Supervisors of Appomattox County desires to discuss in Closed Meeting the following matter(s):

- Discussion of the salary of one specific public officer.-§2.2-3711(A)(1)
- Discussion or consideration of the acquisition of real property for a possible pump station where discussion in an open meeting would adversely affect the bargaining position or negotiation strategy of the public body. §2.2-3711(A)(3)\
- Discussion concerning a prospective business providing waster services where no previous announcement has been made of the business' interest in locating its facilities in the community. §2.2-3711(A)(5)
- Discussion or consideration of the investment of public funds in a town where bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected. §2.2-3711(A)(6)

WHEREAS, pursuant to: §2.2-3711(A)(1)(A)(3)(A)(5)(A)(6) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Appomattox County does hereby authorize discussion of the aforesated matters in Closed Meeting.

Mr. Abbitt made a motion to enter into closed session at 7:55 p.m. Mr. Moody seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

At 9:05 p.m., Ms. Phelps read the following Closed Meeting Certification:

To the best of your knowledge, were the only matters discussed in the closed meeting public business matters lawfully exempted from open meeting requirements, and that only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the closed meeting. Ms. Phelps called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Mr. Abbitt made a motion to increase the County Administrator's salary \$20,000 as of July 1, 2018. Mr. Moody seconded Mr. Abbitt's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Ms. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

UPCOMING MEETINGS

Chairman Carter reminded the Board of the following scheduled upcoming meetings:

Wednesday, April 25, 2018 @ 5:30 PM

Joint Meeting with School Board
School Administration Building
316 Court Street, Appomattox, Virginia

Wednesday, April 25, 2018@7:00 PM

Budget Work Session
County Administration Conference Room
153A Morton Lane, Appomattox, Virginia

Monday, May 21, 2018 @ 6:00 PM

Regular Scheduled Meeting
Board of Supervisors Meeting Room
171 Price Lane, Appomattox, Virginia

ADJOURNMENT

Mr. Abbitt made a motion to adjourn the scheduled meeting at 9:06 p.m. Mr. Millner seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

The scheduled meeting adjourned at 9:06 p.m.

Samuel E. Carter, Chairman