

VIRGINIA: A REGULAR MEETING OF THE SURRY COUNTY BOARD OF SUPERVISORS HELD IN THE GENERAL DISTRICT COURTROOM OF THE COUNTY GOVERNMENT CENTER ON MARCH 4, 2010 AT 7:00 P.M.

PRESENT: SUPERVISOR REGINALD O. HARRISON, CHAIRMAN
SUPERVISOR JOHN M. SEWARD, VICE-CHAIRMAN
SUPERVISOR ERNEST L. BLOUNT
SUPERVISOR M. SHERLOCK HOLMES
SUPERVISOR JUDY S. LYTTLE

ALSO

PRESENT: MR. TYRONE W. FRANKLIN, COUNTY ADMINISTRATOR
MRS. MELISSA D. ROLLINS, DIRECTOR OF FINANCE & TECHNOLOGY
MR. WILLIAM HEFTY, COUNTY ATTORNEY, HEFTY & WILEY
MRS. VALERIE PIERCE, DIRECTOR OF SOCIAL SERVICES
MS. RHONDA R. MACK, COMMUNITY DEVELOPMENT DIRECTOR

CALL TO ORDER/MOMENT OF SILENCE/PLEDGE OF ALLEGIANCE

The meeting was called to order by Chairman, Reginald Harrison. Mr. Harrison asked for a moment of silence. Following the moment of silence, he asked the citizens to stand and say the pledge of allegiance.

Chairman Harrison introduced Cub Scout Pack #8 and Cub Master, Mr. Dennis Evans. Mr. Evans advised the Board that Boy Scouts are celebrating the 100th anniversary of Scouting. As part of that celebration the Cub Scouts would make individual presentations to each of the Board Members, Mr. Tyrone Franklin, County Administrator, and Mr. William Hefty, County Attorney. Each Cub Scout presented a pin and asked the recipients to join the Scouts in celebrating the 100th anniversary of Scouting by wearing the pin for the next several months. Mr. Evans added that he had been a Scout for 73 years and was proud to say that the Boy Scouts organization had spent 100 years turning boy power into man power.

CONSENT ITEMS

1. Approval of February 4, 2010 Minutes
2. Approval of March, 2010 Accounts Payable

	Accounts Payable	Additional	Total
General Fund	\$105,767.59	\$51,387.63	\$157,155.22
Debt Service	\$0.00	\$0.00	\$0.00
Capital	\$22,075.67	\$49,120.32	\$71,195.99
Water & Sewer	\$2,806.92	\$0.00	\$2,806.92
Indoor Plumbing	\$0.00	\$0.00	\$0.00
Totals	\$130,650.18	\$100,507.95	\$231,158.13

3. Appropriation Requests

School System - March 2010	\$1,405,000.00
Dept. of Social Serv. - March 2010	\$150,000.00
Supplemental Request - 3rd Quarter	\$127,000.00

4. Budget Amendment Request - School System

Amend the FY 09-10 School System budget to reflect the award of \$424,325.00 in additional federal (\$416,420) and state (\$7,905) funds collectively and appropriate the funds for expenditure.

Supervisor John Seward moved that the Board of Supervisors approve the Consent Items as noted above. The motion was seconded by Supervisor Holmes; Supervisors Harrison, Lyttle, Blount, Seward, and Holmes voted in favor of the motion.

PROGRESS REPORTS

1. VDOT

Mr. Bill Richardson appeared before the Board and stated that this was the time of the year that VDOT was giving attention to potholes. Staff had had quite a time dealing with the recent snowfall; and 10 trucks along with 15 operators had been sent to Northern Virginia to help with snow removal there. Mr. Harrison mentioned the poor condition of Route #602 which Mr. Richardson acknowledged. Mr. Richardson said that he was unsure who would be handling the Six-Year Secondary Road Improvement Plan; he suggested that it may be someone from the Suffolk VDOT office. He mentioned that there were some funds remaining from previous projects.

Mr. Tyrone Franklin informed the Board that a public hearing was necessary to consider adoption of the plan. He reviewed the identified priorities in that plan: improvements to Lebanon Road (Route 618), Melville Drive (Route 662) and Spring Grove Road (Route 646). Mr. Franklin went on to suggest that the Board schedule a Public Hearing on Thursday, April 1, 2010 at 7:00pm in the General District Courtroom. Mrs. Lyttle made a motion that the Public Hearing be

scheduled as suggested; Mr. Seward seconded the motion. Supervisors Blount, Harrison, Holmes, Lyttle, and Seward all voted in favor of the motion.

Mr. Holmes asked Mr. Richardson whether additional safety measures would be taken in light of the recent tragedy which took place on the Jamestown/Scotland Ferry in February. This question generated some discussion among the Board members; Mr. Richardson suggested contacting Mr. Wes Ripley, supervisor of ferry operations, with questions and concerns. Mrs. Lyttle asked Mr. Richardson when ditching would begin. Mr. Richardson responded that ditching was going on now, but would be easier once dryer weather came. He also said that VDOT had addressed ditching along Route 10 between Surry and Isle of Wight County.

2. Treasurer

A. INVESTMENT LETTER: Chairman Reginald Harrison read the investment letter submitted by Mary H. Shaw, Treasurer. He stated that as of February 4, 2010 the county had \$13,764,130.00 in the LGIP Fund. As of January, 2010, interest had accrued in the amount of \$2,585.56 increasing that balance to \$13,766,715.89. On February 5, 2010 the county transferred \$500,000.00 from LGIP to the General Fund, leaving a balance of \$13,266,715.89 in the Local Government Investment Pool. Chairman Harrison stated that as of March 4, 2010, the county had \$15,266,715.89 in total investments.

3. County Administrator

A. PRESENTATION: ***Vision Hampton Roads*** by Mr. E. Dana Dickens, III, President and CEO of Hampton Roads Partnership.

Mr. Tyrone Franklin introduced Mr. Dickens who addressed the Board explaining that *Vision Hampton Roads* was a regional comprehensive economic development strategy. By joining forces with other localities within the Hampton Roads region it would increase eligibility for economic grants which could be used to build infrastructure, industrial parks and the like. Mr. Dickens identified three major sources of revenue which he said make up 75% of the economy in the Hampton Roads area:

- Military Spending
- Maritime Industry
- Tourism

Mr. Dickens suggested that opportunities for economic development exist in the production of energy, renewable energy, offshore wind energy production, technological development, etc. *Vision Hampton Roads*, Mr. Dickens explained, is a set of goals and objectives that can be beneficial in uniting localities as a region with the end result being greater overall success, competitiveness, increased job opportunities, and better quality of life for the entire region. More information follows:



GOAL: With proper foresight, continuous planning and dynamic economic development, Hampton Roads will be recognized as a region fueled by Innovation, Intellectual and Human Capital, Infrastructure and a Sense of Place.

Vision Hampton Roads is:

- **A roadmap of strategies and actions** – a regional economic plan – that will position Hampton Roads as a leader in the global economy. The *Vision* experience is **creating** regional transformation, **engaging** citizens, **embracing** ongoing region-wide economic development practices and **embedding** a working process in all that we do ... thinking, living and acting regionally. Follow the process, plan and progress of <http://VisionHamptonRoads.com>.
- **A strategic planning tool** intended to aid local governments in regional economic development decision-making. The *Vision* process provides an analysis of regional and local economic conditions and identifies projects, programs and initiatives that will address economic development in Hampton Roads. *Vision* is a living, not static, document that provides the region with goals to monitor and metrics to measure at <http://HamptonRoadsPerforms.org>.
- **The region's approach to access federal monies** via the U.S. Dept. of Commerce Economic Development Administration's Comprehensive Economic Development Strategy (CEDS) process. The *Vision* approach focuses on three main pillars of the current Hampton Roads economy – The Port, Tourism and Federal / Military. By analyzing opportunities to diversify the regional economy, we better identify assets in place, determine how we are doing and identify areas for improvement on a region-wide basis.

Vision Hampton Roads identified broad themes which emerged in nearly every discussion. These themes were consistent with findings of the Brookings Institute's *Blueprint for American Prosperity*. The basic premise of the *Blueprint* is that economic development occurs without regard to jurisdictional boundaries, but on a regional level, and big demographic, economic and environmental forces rewrite the rules that drive prosperity within regions. Regions where these forces come together are rewarded.

Vision Hampton Roads focuses on these assets in accordance with the Brookings Institute:

- Innovation – new products, processes and business models (our "*Innovation Economy*")
- Intellectual and Human Capital – education that furthers innovation (our "*21st Century Education*")
- Infrastructure – telecommunications, energy distribution, etc. (our "*Adequate Transportation*")
- Sense of Place – special mix of distinctive, aware communities (our "*Regional Awareness*")

Next Step: Implementation

The "Tactical Component" of *Vision* focuses on specific actions deemed to have the greatest short term impact on maintaining and growing our regional economy and nurturing those regional assets that have the most realistic chance of diversifying our economy. *Vision* implementation will be driven by Task Forces led by a specific regional organization working in that arena. As we move forward with the region's *Vision*, we build upon, align and leverage regional activities and initiatives already underway to provide both leadership and support.

Hampton Roads Partnership – 430 World Trade Center, Norfolk VA 23510 – (757) 625-4696
Contact@VisionHamptonRoads.com

Supervisor Seward asked Mr. Dickens if Hampton Roads Partnership was hoping to solicit a resolution of support to which Mr. Dickens replied that HRP simply hoped that as the Board considers strategies for economic development they would also consider how their objectives could align with those of HRP. Mr. Dickens concluded by thanking Mr. Seward for his attendance at HRP meetings.

B. FY 2010-2011 PROPOSED SOCIAL SERVICES BUDGET: Mr. Tyrone Franklin invited Mrs. Valerie Pierce, Director of Social Services, to address the Board regarding the proposed budget for that department for fiscal year 2010-2011. Mrs. Pierce and Mrs. Virginia Gary, Social Services Administrative Manager, provided the Board with an overview of services provided through the Department of Social Services. As a result of the current economic recession, Mrs. Pierce explained, the Department's caseload has increased significantly. Additional information is attached below:

The Surry County Social Services Board's annual budget is based on the goals of the Board and the Department and available funds. The Surry County Social Services Board is committed to a comprehensive and effective social services system that will honor and support the integrity of family preservation; protect vulnerable children, the elderly and disabled; free our citizens from dependency; restore the values of work, self-sufficiency and independence; and ensure federal and state funding sufficient to meet mandates, in accordance with the Code of Virginia, Section 63.2-400.

The Board's projected annual budget is comprised of our (5) categories of disbursements:

- I. Assistance
- II. Purchase of Services
- III. Regular Administration
 - Employment Service Administration
 - Day Care Administration
 - Energy Assistance Administration
- IV. Non-Reimbursable
- V. Special Revenue

The Board's projected annual budget for fiscal year 10-11 totals \$2,253,729. The local share is \$704,558. The local share is 32% of the total budget. In accordance with the Code of Virginia Section 63.2-401 the projected reimbursable amount to the County is \$1,549,171 which is 68% of the total budget.

*Social Services Budget Summary
FY 2010 - 2011*

I.	II.	III.	IV.	V.	VI.	VII.	VIII.	IX.
Category	FY 09-10 Allocation	FY 09-10 Last Match	FY 10-11 Projection	FY 10-11 Last Match	State Revenue	Federal Revenue	ARRA Revenue	Special Revenue
I. Assistance	120,668	11,210	99,124	11,210	54,927	32,205	782	0
II. Purchase Ser.	252,114	21,032	297,288	25,825	36,228	206,996	28,339	0
III. Administration	1,382,567	222,648	1,302,567	219,548	438,008	705,011	0	0
IV. Non-Reimbursable	447,975	447,975	447,975	447,975	0	0	0	0
TOTAL BUDGET	2,203,324	704,865	2,207,054	704,558	529,163	944,212	29,121	
V. Special Revenue	47,275		46,675					46,675
GRAND TOTAL	2,250,599	704,865	2,253,729	704,558	529,163	944,212	29,121	46,675
								Local Share - Decreased .010436%

C. CIP/INVOICES – HIGH SCHOOL RENOVATION PROJECT: Mr. Tyrone Franklin reviewed correspondence from the School System requesting payment to vendors as enumerated below for services rendered relative to the high school renovation project:

Reynolds Lighting Supply	\$10,780.00
Assist Enterprize	\$15,308.38
Whitlock Dalrymple Poston & Assoc.	\$10,973.61
American Door & Glass	\$40,858.00
Alkat Electrical	\$1,625.21
Total	\$79,545.20

Supervisor Blount moved to authorize payment to Reynolds Lighting Supply, Assist Enterprize, Whitlock Dalrymple Poston & Assoc., American Door & Glass, and Alkat Electrical in the aggregate amounts as outlined above; Supervisor Holmes seconded the motion. Supervisors Harrison, Holmes, Lyttle, Blount, and Seward voted in favor of the motion.

D. APPOINTMENT – BLACKWATER REGIONAL LIBRARY: Mr. Franklin presented the Board with correspondence from Mrs. Yvonne Hilliard-Bradley, Library Director, advising that Mrs. Linda E. Lewis, Surry County’s representative on the Blackwater Regional Library Board, will reach the end of her term on June 30, 2010. Mrs. Lewis has indicated her willingness to serve another term which would expire on June 30, 2014.

Mr. Holmes made a motion that the Board re-appoint Mrs. Linda Lewis as Surry County’s representative to the Blackwater Regional Library Board for a term ending June 30, 2010. The motion was seconded by Mr. Seward. Supervisors Lyttle, Harrison, Holmes, Blount, and Seward voted in favor of the motion.

E. REPLACEMENT FOR YOUTH SERVICES CITIZENS BOARD: Mr. Franklin presented the Board with correspondence from Mr. Sophenia Pierce, Director of the Surry County Office on Youth, requesting that the Board fill the vacated position of Mrs. Michelle Stivers with Mr. George Fauntleroy. Mrs. Stivers was originally to serve a term from February 8, 2008 to October 6, 2010; therefore, Mr. Fauntleroy is expected to complete the remainder of this term on the Youth Services Citizens Board.

Supervisor Seward made a motion that the Board appoint Mr. Fauntleroy to the Surry County Youth Services Board for a term ending on October 6, 2010. The motion was seconded by Supervisor Lyttle. Supervisors Harrison, Holmes, Blount, Seward, and Lyttle voted unanimously to approve the motion.

F. CRATER YOUTH CARE COMMISSION SERVICE AGREEMENT AMENDMENT AND RESOLUTION 2010-04: Mr. Tyrone Franklin advised the Board of a proposed amendment to the Crater Youth Care Commission Service Agreement. He explained that in 2002, the member jurisdictions of Petersburg, Emporia, Hopewell, Prince George, Sussex, Dinwiddie, and Surry entered into a service agreement with the commission. Each member jurisdiction agreed to adjust per diem amounts to increase throughout the fiscal year to reflect current enrollment numbers. The Commission is now recommending an amendment to the service agreement to reflect a usage charge for each member jurisdiction based on the percentage of detainees held at the detention facility from each jurisdiction over the preceeding three calendar years. At present, the County's contribution to the Commission for FY 09-10 is \$46,380.00. The new proposal based on a three calendar year average is \$44,340.81, a slight decrease. Mr. Franklin further explained that by adopting the proposed amendment the County can help (1) ensure a consistent cash flow for the Center and its operation, (2) provide a fixed budgeted amount for Surry County, (3) reduce the possibility for per diem increases during the budgeted fiscal year. At present, all member jurisdictions have approved the recommended amendment.

Supervisor Lyttle made a motion to approve the first amendment of the Crater Youth Care Commission and the attached resolution. Supervisor Seward seconded the motion; Supervisors Harrison, Blount, Holmes, Lyttle, and Seward voted unanimously to approve the motion.

UNFINISHED BUSINESS

Supervisor Blount inquired as to the status of the Board's standing committees. He was specifically concerned about the situation at the Pineview Solid Waste Collection Center and the need to make upgrades to the facilities there. Chairman Harrison agreed that the County might need to look at options for adding hot water and bathroom facilities to the facility at Pineview. Mr. Franklin reminded the Board that there was no possibility for a drain field at the site because it was constructed on a former landfill. Following further discussion, the Board agreed that Mr. Franklin should review the matter with members of the Building and Grounds Committee.

NEW BUSINESS

Chairman Harrison took this opportunity to update the Board on a recent meeting with the Surry County Public Schools Fiscal Affairs Committee. He advised that the Committee was struggling to adjust in light of known budget cuts which had led the Committee members to ask how they might possibly provide more services with decreasing funds. Mr. Harrison suggested that this was not just a question for the School System to consider, but also for the County government as no one wished to raise taxes to offset the budget shortfalls. He

continued by suggesting that some positions could be consolidated and perhaps some services would need to be suspended. Mr. Harrison stated that this was an opportunity for the Board to look at options and collaborate with other agencies to come up with strategies that would work.

At this point, Chairman Harrison appointed the Board’s standing committees as follows:

- Finance Committee: Reginald Harrison and John Seward
- Building & Grounds: Judy Lyttle and Ernest Blount
- Personnel: M. Sherlock Holmes and Reginald Harrison
- Economic Development: Ernest Blount, Judy Lyttle and M. Sherlock Holmes

Mr. Franklin, County Administrator, stated that a work session had been scheduled for March 18, 2010.

Supervisor Blount initiated conversation regarding a request by a local transportation business owner for tax relief on vehicles. Mr. Seward asked what other business could be affected by legislation to provide tax relief. Discussion among the Board Members regarding this issue ensued. Mr. Harrison stated that if the County didn’t provide business owners with some tax relief, their other avenues of relief would cost the County more in revenue. Mrs. Lyttle suggested that the Economic Development Committee could address this issue; and she added that the County did not want to drive businesses out, but rather, create an environment where local businesses could succeed.

CITIZENS COMMENTS

Mrs. Betsy Shepard (Surry District) addressed the Board expressing her disappointment in the Public Hearing which was held on February 4, 2010 to consider the ODEC permits in the Cypress Creek project. She said that in the December Board of Supervisors Meeting the public was instructed by Mr. Bill Hefty, County Attorney, that there was no possibility of a referendum on this matter and that the only recourse citizens had was to voice their opposition to the project at meetings of the Planning Commission and the Board of Supervisors. Mrs. Shepard reports that at the Public Hearing 40 individuals spoke in opposition to the project while 14 citizens voiced their support. She said that she felt the system didn’t work and that the County’s action showed disregard for the feelings of its citizens. Mrs. Shepard further speculated on the effect the proposed plant would have and asked what else the County was doing to encourage economic development.

Mr. Mike Eggleston (Dendron District) spoke regarding the ODEC Cypress Creek project expressing his concern about emissions control and possible mercury contamination of the James River and the Blackwater River. He suggested that the County consider impounding vehicles in order to collect unpaid taxes as a means of obtaining desired revenue.

Mr. Michael Drewry (Dendron District) addressed the Board informing them that he had filed a lawsuit against ODEC and the Town of Dendron in an attempt to void the action of the Town stating that their actions on March 1, 2010 were not in accordance with Virginia Code. He voiced his frustration with ODEC stating that he, and others from the community of Dendron, had asked for detailed information regarding the rail line that would bring coal to the proposed coal-fired facility but that their requests had been ignored. Mr. Drewry stated that a potential rail line would force people to abandon their homes and property. He said that he felt that local government and ODEC had ignored and disregarded the citizens of Dendron and had not acted in good faith. Mr. Drewry stated that he may also file a lawsuit against the County, as he felt he could also be successful in voiding the previous action of the Board. Some discussion ensued as Chairman Harrison offered to meet with Mr. Drewry in an attempt to assist him in getting answers to some of his questions. Mr. Hefty, County Attorney, suggested that he talk with Mr. Drewry and then advise the Board of proper action on this matter.

Mrs. Misti Furr (Dendron District) addressed Chairman Harrison directly regarding a comment he had previously made with regard to living in close proximity to the Surry Nuclear Power Station. Mr. Harrison responded to clarify the statement and the context in which it had been spoken.

Mr. John Stokes (Surry District) also addressed Chairman Harrison saying that he heard the same comment and had arrived at the same conclusion that Mrs. Furr had.

Mrs. Bess Richardson (Dendron District) addressed Supervisor Seward stating that she was glad he had asked ODEC representatives (during the Public Hearing on 2/4/2010) about the decommissioning of the proposed Cypress Creek facility and abandonment of the landfill, but said that she didn't feel the question had been answered. She suggested that ODEC has been less than forthcoming with information regarding the proposed project.

Mrs. Lisa Craig (Surry District) stated that she, and other citizens opposed to the proposed coal-fired plant, had made requests to the Board to read and consider numerous documents previously provided to them regarding this type of facility. She said that requests also had been made for a third-party study; but, she feels that the Board has been unresponsive to citizens' requests. Mrs. Craig suggested that ODEC does not know what technology they will be using at the Cypress Creek facility and that once they (ODEC) are done they will just walk away and leave County officials to manage the closing of the landfill. She further expressed her concerns regarding potential toxins and pollutants and their possible effect on the community.

Mrs. Helen Eggleston (Dendron District) addressed the Board stating that they had put all their eggs in one basket. She asked what would happen if the plant were not built in Surry County and expressed anger and disgust with officials,

who she says were elected to protect the citizens of their communities. Mrs. Eggleston provided the Board with information from ODEC applications and asked how citizens would be protected in the event of a steam pipe rupture.

CLOSED SESSION

There being no further comments from the public, Mr. William Hefty, County Attorney, suggested that the Board move to Closed Session to discuss the acquisition of property for public use Virginia Code § 2.2-3711(A)(3), to discuss a prospective business or industry where no previous announcement has been made of the business interest in locating in the County Virginia Code § 2.2-3711 (A)(5), and to discuss probable future litigation involving the award of the contract for waste disposal services Virginia Code § 2.2-3711 (A)(7). Supervisor Blount made a motion that the Board move to Closed Session; Supervisor Lyttle seconded the motion. Supervisors Harrison, Holmes, Lyttle, Seward and Blount voted in favor of the motion.

Vice-Chairman John Seward moved that the Board of Supervisors return to open session and certify by roll call that the Closed Session had concluded; nothing was discussed except the matter or matters permitted to be discussed under the provisions of the Virginia Freedom of Information Act in the motion. Supervisor Judy Lyttle seconded the motion; Supervisors Harrison, Holmes, Blount, Seward and Lyttle voted in favor of the motion.

ADJOURNMENT

There being no matters requiring action by the Board, Supervisor Lyttle moved that the Board adjourn until Thursday, March 18, 2010 for a continuation of the meeting. Supervisor Holmes seconded the motion; Supervisors Blount, Harrison, Seward, Lyttle and Holmes voted affirmatively.