

**At a Regular Meeting of the Sussex County Board of Supervisors
Held in the General District Courtroom on
Thursday, March 19, 2015 at 7:00 pm.**

BOARD MEMBERS PRESENT

C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

BOARD MEMBER7 ABSENT

Charlie E. Caple, Jr.

STAFF PRESENT:

Deborah A. Davis, County Administrator
Millard D. Stith, Interim Deputy County Administrator
Michael R. Packer, County Attorney
Michael Kaestner, Assistant County Attorney
Shilton A. Ricks, Assistant to the County Administrator/Deputy Clerk to the Board
Raymond R. Bell, Sheriff
T. Robertson Blount, Director of Finance
Ellen G. Boone, Commissioner of the Revenue
Deste J. Cox, Deputy Treasurer
Brenda H. Drew, Housing Programs Coordinator
Marvin J. Drew, II, Permit Technician
Anne K. Ellis, Accounts Payable Clerk
Andre M. Greene, Director of Community Development
Dr. Arthur Jarrett, Division Superintendent
William R. Jenkins, General Registrar
Lt. Valarie Patterson-Ricks, Sheriff's Department
Lorenzo D. Turner, Assistant to the Director of Community Development
Eddie T. Vick, Public Safety Coordinator
Onnie L. Woodruff, Treasurer

Item 1. Call To Order/Determine Quorum (9:40 p.m.)

The March 19, 2015 meeting of the Sussex County Board of Supervisors was called to order by Chairman Hamlin.

Items 2. Agenda Amendments

The following items were offered as amendments to the March 19, 2015 meeting agenda:

County Administrator Davis requested to (1) Delete of Item 1. The Invocation (has already been done); (2) Delete Item. 3 The Pledge of Allegiance (has already been done); (3) Change Item 5 to Regular Agenda; (4) Change Item 6 to Consent Agenda; (5) Under County Administrator's Report, Item 8a3, delete Item 13, Update on pellet plant in Waverly; (6) Under County Attorney's Report, add Item 1, Request to Authorize and

Execute Roofing Contract; (7) Item 9. Correction: Hearing of Citizens “Comments” (not Report); (8) Delete Item 13, Board Members Comments (duplicate of Item 11); (9) Under County Administrator’s Report, Item 8a3, delete Item 14, Resolution on Sheriff’s Department Leave Time; (10) Under County Administrator’s Report, Item 8a3, move Item 9. Snow removal to Mr. Stith’s Report; (11) Under County Administrator’s Report, Item 8a3, delete Item 7. VA Tech Extension Program shared with Surry County; (12) Under County Administrator’s Report, Item 8a3, delete Item 8. 4H Program shared with Surry County; (13) Under County Administrator’s Report, Item 8a3, move Item 5. Update on Animal Control transfer to Sheriff’s Department to Mr. Stith’s Report.

Item 5. Approval of Regular Agenda

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Regular Agenda of the March 19, 2015 meeting of the Sussex County Board of Supervisors is hereby approved, inclusive of the following: (1) Delete of Item 1. The Invocation (has already been done); (2) Delete Item. 3 The Pledge of Allegiance (has already been done); (3) Change Item 5 to Regular Agenda; (4) Change Item 6 to Consent Agenda; (5) Under County Administrator’s Report, Item 8a3, delete Item 13, Update on pellet plant in Waverly; (6) Under County Attorney’s Report, add Item 1, Request to Authorize and Execute Roofing Contract; (7) Item 9. Correction: Hearing of Citizens “Comments” (not Report); (8) Delete Item 13, Board Members Comments (duplicate of Item 11); (9) Under County Administrator’s Report, Item 8a3, delete Item 14, Resolution on Sheriff’s Department Leave Time; (10) Under County Administrator’s Report, Item 8a3, move Item 9. Snow removal to Mr. Stith’s Report; (11) Under County Administrator’s Report, Item 8a3, delete Items 7. VA Tech Extension Program shared with Surry County; (12) Under County Administrator’s Report, Item 8a3, delete Item 8. 4H Program shared with Surry County; (13) Under County Administrator’s Report, Item 8a3, move Item 5. Update on Animal Control transfer to Sheriff’s Department to Mr. Stith’s Report.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 6. Approval of Consent Agenda

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the consent agenda inclusive of the following: (a) Approval of Request for Appropriations – Request for Restoration of Funds; Sheriff’s Department, \$804.30; and (b) Approval of Warrants and Vouchers.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 7. Appointments *(none at this time)*

Item 8. Staff/Committees/Organization Standing Report

Item 8a. County Administrator's Report

Item 8a1. Health Insurance Renew Options

T. Robertson Blount, Finance Director, gave an overview of a meeting staff had on March 4th with Mr. Brian Van Huff, Account Manager with Anthem Blue Cross, to discuss the renewal rates of health care premiums for FY16. In attendance was David Rowe from Bankers Insurance, a consultant for Sussex County School Board. Together they reviewed the current enrollment data, claims experience, and projected trends in medical cost. Based on these factors Sussex County's medical renewal requires an 8.4% increase over current rates.

Currently Sussex offers employee's three choices of health options through Anthem; (1) Key Advantage Expanded, (2) Key Advantage 500, and (3) a High Deductible Plan.

At this time the County has three options that it may consider in funding the health insurance provided for the eligible Sussex County positions. A breakdown of the three options is provided in Board packets. A comparison of benefits provided by the Key Advantage Expanded and Key Advantage 500 Plans is provided in Board packets as well.

Item 8a2. April 27 2015 Sussex County Economic Development Roundtable

County Administrator Deborah A. Davis announced that an Economic Development Roundtable has been scheduled for Monday, April 27, 2015, 9:00 a.m. – 4:00 p.m. at the Airfield 4-H Center (Spain Room) in Wakefield.

Item 8a3. Requests by Board Member

1) Amendment to the BPOL Tax

Supervisor Fly would like to suggest to the Board to amend the BPOL Tax that will exempt companies that are in Sussex County that create jobs and permanent employment. Also companies, that upon completion of their projects that provide or create permanent employment, be provided an exemption as well.

Assistant County Attorney Mike Keastner has been tasked with researching and providing a recommendation as to whether an exemption from the BPOL Tax can be done on a job creation basis.

2) Amendment to Board Bylaws

Supervisor Fly is asking the Board to amend the Board By-Laws under Section 7.1 by inserting a section C. The language to amend the By-Laws is provided in the Board packet.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the amendment the By-Laws under Section 7.1 by inserting a section C. When making appointments to Boards, Commissions, and Committees where the appointment is specific to one of the six election Districts, the nomination shall be made by the Board member that was elected to represent that District.

Voting aye: Supervisors Fly, Warren

Voting nay: Supervisors Futrell, Hamlin, Stringfield

Absent: Supervisor Caple

- 3) Please have Social Services give an update on Fuel Assistance Program. (How many citizens did we help, Total dollar amount in the program, current balance in the program, etc.)

Chequila Fields, Director of Social Services, provided a report in the Board packet. However, information is still requested. Supervisor Fly requests that this item be moved to the April 16, 2015 meeting of the Sussex County Board of Supervisors. Mr. Stith has suggested that if additional information that will be provided is sufficient, item not be placed on the April 16, 2015 meeting of the Sussex County Board of Supervisors. Supervisor Fly agreed.

- 4) Atlantic Waste Update on Smell

Jason Williams, District Manager from Waste Management/Atlantic Waste Disposal, Inc. was in attendance and provided an update.

Mike Thomas, Engineering Manager for Waste Management in Virginia, was in attendance also. Mr. Thomas gave a brief overview of fatty acids and procedures used by Waste Management to reduce odor.

- 5) Animal Control Transfer to Sheriff's Department

Millard D. Stith, Interim Deputy County Administrator, reported that both he and Mike Kaestner, Assistant County Attorney, met with Sheriff Bell. Sheriff Bell is amenable to the transfer. Mr. Kaestner is preparing a Memorandum of Understanding to memorialize the arrangement. The transfer of Animal Control to the Sheriff's Department should become effective July 1, 2015.

- 6) Housing Department (total dollars taken in, total dollars spent in Sussex County) Total dollars taken in from other Counties, total dollars spent in other Counties, Can the State Housing office out of Petersburg handle some of Sussex housing duties?

Supervisor Fly has requested that this item be moved to the Budget Work Session scheduled for April 9, 2015.

- 7) Snow removal. (Does the County own the equipment to clear our properties or do we have existing contracts?)

Millard Stith reported that he and Eddie Vick, the Public Safety Officer, will be looking at some blades that VDOT and contractors use when they are subcontracted out for snow removal on primary and secondary roads. Staff also anticipates working with the Sheriff Department to use their truck to attach blade for snow removal.

- 8) Since its inception, the total dollars spent on the County Park located in Stony Creek.

Supervisor Fly has requested that this item be moved to the Budget Work Session scheduled for April 9, 2015 Budget Work Session.

- 9) In the last four years the total amount of money given to the Town of Waverly for any reason and how the Town spent the money?

Supervisor Fly has requested that this item be moved to the Budget Work Session scheduled for April 9, 2015.

- 10) In the last three years the total amount of money given to the Pool located in Waverly, the number of children that have used the Pool and receipts on how the money was spent?

Supervisor Fly has requested that this item be moved to the Budget Work Session scheduled for April 9, 2015.

- 11) School Boards budget request. (Draft is fine unless the School Board was approved a budget.)

Superintendent of Schools is on the agenda. Item will be discussed at that time.

- 12) Head Start Funding Transferred to School Board Budget

Supervisor Fly has requested that this item be moved to the Budget Work Session scheduled for April 9, 2015.

- 13) Redistricting: Realign Wakefield and Courthouse District Boundaries

Supervisor Fly is interested in putting the Town of Waverly back together. The Town of Waverly is currently divided into multiple districts.

Mike Kaestner, Assistant County Attorney, advised that as a general rule, redistricting can only be done the year after the census.

- b) Treasurer's Report (*Report included in packet*)

- c) Commissioner of the Revenue – *no report*
- d) Sheriff’s Department – *no report*
- e) Superintendent of Schools

Dr. Arthur Jarrett, Superintendent of Schools, shared with the Board that on the March 12, 2015 the Sussex County Public School Board approved its budget. The budget was approved for \$17,920,480. A request has been forwarded to the Board of Supervisors since the March 12, 2015 meeting. In the budget, the Superintendent of Schools is asking for level funding; no new money.

Dr. Jarrett has spoken with County Administrator Deborah Davis. Ms. Davis will be providing dates for all Departments, not just the School Division, to present their budgets to the Board after having an opportunity to attend some work sessions.

- f) Director of Social Services (*Report included in packet*)
- g) General Registrar – *no report*
- h) Health Department – *no report*
- i) County Attorney

Mike Kaestner, Assistant County Attorney, is requesting the Board of Supervisors give the County Administrator authorization to execute contract to repair roof of Courthouse Historical Building. The repair is being funded by grant awarded from the Cameron Foundation to the Historical Society.

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby authorizes the County Administrator to execute contract to repair the roof of Courthouse Historical Building.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 9. Hearing of Citizen’s Comments (11:00 p.m.)

Comments were heard from:

- Damien Bennett (Waverly District)
- Scott Keiser (Prince George County)
- Anne Joyner (Wakefield District)
- Robert Richardson (Waverly District)
- Antionette Jones (Stony Creek District)

Jason Williams of Waste Management answered questions.

Item 10. Unfinished Business – none

Item 11. Board Members' Comments

- a. Blackwater District – *none*
- b. Courthouse District – *none*
- c. Henry District
Supervisor Hamlin scheduled Budget Work Session for Thursday, April 9, 2015 at 6:00 p.m. in General District Court.
- d. Stony Creek District - *absent*
- e. Wakefield District
Comments were heard from Supervisor Stringfield regarding Atlantic Waste Disposal, Inc.
- f. Waverly District – *none*

Item 12. Reports from Departments/Staff/Commissions (*Reports included in packet*)

Item 13. Closed Session

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for consideration or discussion of (a) the disposition of publicly held property, applicable Code Section 2.2-3711(A)3 and (b) discussion relating to the appointment of County Attorney, applicable Code Section 2.2-3711(A)(7).

Voting aye: Supervisors Fly, Hamlin, Stringfield, Warren

Voting nay: none

Absent during vote: Supervisor Futrell

Absent: Supervisor Caple

Item 14. Return to Open Session

ON MOTION OF SUPERVISOR FUTRELL seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby returns to Open Session.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 15. Certification

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves adoption of resolution for certification, to-wit:

WHEREAS, that the Sussex County Board of Supervisors convened a Closed Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia, as amended, requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW THEREFORE BE IT RESOLVED that the 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.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 18. Action on Closed Session Item

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the payment of legal fees relating to Woodfuel Developers Project in refinancing for Attorney in the amount, not to exceed, \$5,600.00.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple

Item 19. Adjournment

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the March 19, 2015 meeting of the Sussex Board of Supervisors is hereby adjourned at 11:40 p.m.

Voting aye: Supervisors Fly, Futrell, Hamlin, Stringfield, Warren

Voting nay: none

Absent: Supervisor Caple