Buckingham County
Board of Supervisors
August 12, 2024
Monthly Meeting

The Buckingham County Board of Supervisors held it's regular monthly meeting on Monday, August 12, 2024 at 6:00 p.m. in the Peter Francisco Auditorium of the County Administration Complex. The following members were present: Joe N. Chamber, Jr., Chairman; Dennis H. Davis, Jr., Vice-Chairman; L. Cameron Gilliam; Michael E. Palmore; Paul W. Garrett; Harry W. Bryant, Jr.; and Danny R. Allen. Also present were Karl R. Carter, County Administrator; Cheryl T. "Nicci' Edmondston, Zoning Administrator/Planner; E.M. Wright, Jr., County Attorney; and Jamie L. Shumaker, IT Manager.

Re: Call to Order

Chairman Chambers called the August 12, 2024 meeting of the Buckingham County Board of Supervisors to order.

Re: Establishment of a Quorum

Chairman Chambers certified there was a quorum. Seven of seven members were present and the meeting could continue.

Re: Invocation and Pledge of Allegiance

Supervisor Allen gave the invocation and the Pledge of Allegiance was said by all who were in attendance.

Re: Approval of Agenda

Vice Chairman Davis moved, Supervisor Garrett seconded and was unanimously carried by the Board to approve the agenda as amended.

Re: Approval of Minutes

Supervisor Bryant moved, Supervisor Palmore seconded and was unanimously carried by the Board to approve the July 8, 2024 minutes as presented.

Re: Approval of Claims

Supervisor Allen moved, Vice Chairman Davis seconded and was unanimously carried by the Board to approve the claims as presented.

Re: Announcements

Chambers: Are there any announcements?

Carter: I got one, Mr. Chairman. The Buckingham County Farm Bureau is inviting the Board of Supervisors to their annual dinner, which is Thursday, September 12th at 630 at The Barn. So I have little invitations for you guys. I will give them to you before the meetings over but they want you to attend September 12th at 6:30.

Chambers: Thank you.

Davis: I got something, Mr. Chairman, real quick. Most people know that Monroe Snoddy served on this Board for 20 some years. Same district that I represent. Monroe passed away few weeks ago. I'd like for us to honor him some kind of way.

Chambers: Is that a motion?

Davis: I make a motion to pass a resolution from Monroe Snoddy.

Bryant: I'll second it.

Chambers: There's been a motion and second that we have a resolution prepared for Mr. Monroe Snoddy. Are there questions on the motion? All in favor? 7 Yes.

Vice Chairman Davis moved, Supervisor Bryant seconded and was unanimously carried by the Board to have a Resolution of Memoriam prepared for Mr. Ivan Monroe Snoddy.

Chambers: Also on the same note. We had a school teacher pass Mrs. M.T. Jones. I'd like to pass a resolution of her also for next month.

Davis: I'll move.

Gilliam: I'll second it.

Chambers: Yes, sir. Appreciate it. A motion and second that we will pass a resolution. Are there any questions? All in favor? Seven yes.

Vice Chairman Davis moved, Supervisor Gilliam seconded and was unanimously carried by the Board to have a Resolution of Memoriam prepared for Mrs. M.T. Jones.

Re: Presentations: Shannon Lewis, Forest Manager, Virginia Department of Forestry

Shannon Lewis: Mr. Chairman, members of the Board. Thank you for seeing me tonight. I'm here on behalf of the Department of Forestry, more specifically, the Appomattox-Buckingham State Forest. I think generally you would probably be used to seeing a fella by the name of Michael Womack. Michael's transferred, and he's now managing Cumberland State Forest. My name is Shannon Lewis. Don't hold it against me, but I'm originally from Appomattox. So next door and I've worked a variety of jobs with the Department of Forestry for the last 23 years, and starting in January, I became manager at Appomattox-Buckingham State Forest. So each year we come here in lieu of taxes, we make a payment to the county based on our timber sales for the year.

Gilliam: How many acres do they own up there?

Lewis: The whole forest is 19,500 and a little odd acres. It's roughly half in Appomattox and a half in Buckingham. And I actually went, because I'm new and not familiar with it. I did a little digging, but commercial acres where we're actually harvesting timber on, is about 7,500 acres in Appomattox, and it's about 7,200 acres in Buckingham. So very, very similar. Our timber harvesting has slowed down a little bit in the last couple years due to the northern long eared bat. I expect everybody's probably heard something about that. It was put on the endangered species list, and after some talking back and forth with the US Fish and Wildlife Service, we came to an agreement. We're still allowed to harvest timber as normal, but we are not harvesting during the months of June and July, and that would be the months that the bat could potentially be pupping in this area. So things slowed down, and now they're starting to pick back up. During the 2024 year, Appomattox-Buckingham State Forest roughly harvested 146 acres of pine, about two and a half acres of pine hardwood, and thinned about 26 acres. Under our current management, if we are able to get it all done, our harvest will be closer to 300 acres a year, so about twice what's been done. Anyway, our payment for this year was a total of $17,028.30. I have a check for y'all at this time. And thank you.

Chambers: Thank you. Anybody have any questions for Mr. Lewis?

Lewis: If there is ever anything you would like to know or like a presentation on State Forest, please let me know. I'd be happy to do it.

Chambers: Thank you, sir.

Re: Public Comments

Chambers: Public comments. How many do we have signed up?

Lann: We have 4.

Chambers: I will open up for public comments. You got three minutes to speak.

Lann: Our first one is David Ball, District 3, and Paul Barlow will be next.

David Ball, District 3: Good evening. David Ball, District 3. First is I want to say thank you to Supervisors Gilliam and Palmore and Mr. Chambers for coming out to the Curdsville Community event that we had this weekend. I mean, it was really, really meaningful actually, from having been involved with it for a number of years, to actually see Supervisors actually come and be a part of our activities and enjoy with us. And that actually resonates, I think, a lot more to the community. The more they see their Supervisors that are coming out, being a part of the community, and the events that go on, I think that that sends a positive message. And I think it's high time, and really, really do appreciate you guys coming out. Another thing since you were talking about recognizing and doing these special recognitions for passed residents, and this is in my district, which is Mr. Palmore's district, Francis Wood, you know, died over a year ago, and I had talked to your predecessor about recognizing him with a resolution, and it sort of just got tossed on the back table. He kept saying, well, we'll put it off. We'll put it off. We'll do it later. And I know because he was a lifelong member of the community, very important part of the community, because he worked with the radio station, did a lot of programs with a lot of different groups around Farmville, Buckingham, Cumberland. He was very active to a lot of people, and meant a lot. And it would be very, very welcomed if you guys would also recognize his family with a resolution showing the appreciation for what he represented in the county, some of our best.

Chamber: We can take care of that now.

Lann: We did that. I don't remember which month it was, but we did, because his wife came and got it.

Ball: Okay. I wasn't here then, so I must have missed it, but I'm glad you did. Thank you.

Chambers: Thank you, sir.

Ball: Anything else? No, that's good for now. Thank you.

Lann: Paul Barlow, District 5 and Linda Miralles will be next.

Paul Barlow, District 5: Good evening. Paul Barlow, District 5. I live in Supervisor Bryant's neighborhood. We have a tire dump on Pattie Road that's growing. Are you aware of that, sir?

Bryant: I saw it last week.

Barlow: How long has that been there?

Bryant: Probably three years.

Barlow: So how many tires you figure are stored there right now? 1,000-2,000? It's growing every day,

Bryant: I expect it's close to 2000.

Barlow: 2000 tires. Do those landowners have a permit for that? No permit, so they're obviously violating laws, the laws that I printed out for y'all. The number of tires right now constitutes a Class VI felony, but we have to consider what kind of situation it is, and right now it's becoming a dangerous situation. It's a fire hazard. If we get a brush fire going, and if that huge pile catches fire, there's no hydrants out there, would the county be equipped to fight a huge tire fire? I don't think so. And we're worried about the groundwater, the well water pollution. A lot of people have bored wells there, and the way that they're storing them, you're supposed to put up dirt berms and everything to keep the runoff at bay. There's a creek nearby, and not to mention the mosquito problem over there, huge mosquito problem. So instead of watching it grow, let's do something about it. ASAP. All right, what can be done, sir?

Bryant: It's been turned over to DEQ.

Barlow: Yeah, yeah. And the DEQ doesn't do anything, so let's do something locally here. What are we going to do? I mean, you know, you know, you contact Richmond, you don't get a response. You know, if that thing catches fire, it's going to be a big mess, and it's growing every day. All right? And there's a, there's a house lot for sale across the road. You think anyone's going to buy that? It's been on the market for over a year. You know, if I, if I own that property, I'd, I'd probably sue the county, to be honest with you. So let's, let's get something done soon. Thank you.

Lann: Linda Miralles, District 2, and Joyce Gooden will be next.

Linda Miralles, District 2: Good evening, gentlemen. I'm Linda Miralles. I live in Cameron's district, and I'm only here for a follow up. A couple of months ago, I came and gave a proposal to all of you to try to get a little bit of help with getting my veterans training facility finished off. I gave everybody a

detailed list of what it was that I needed. I'm having my footers poured for it next week that I got donated to me, truck and a half of concrete. So it's moving along. It's just taking a little while, but it's going to be a 365 day a year training facility, and I'm just here to remind you that I did present it to you and if I could get back on to the schedule as to follow up and stuff like that. And that's it. And also too. Buckingham County has reinstated their Beekeeper Club. So that's at the Ag Center on the fourth Thursday of every month now, and we're going to be giving an Introduction to Beekeeping Class very, very soon from me. So that's it. We're moving forward with everything, and that's it. Thank you very much.

Chambers: Thank you.

Lann: Joyce Gooden, District 6.

Joyce Gooden, District 6: Good evening. My name is Joyce Gooden. I reside at 1779 Shelton Store Road, Buckingham. Chairman, Joe Chambers is my Supervisor. Thank you for this opportunity to speak. I just want to say about tires. The tires have been there forever, almost, and they dump tires on other people's property also. So we've had to remove tires from our property. So the tires are just, they are an old pain and an eyesore. I'm here frequently to comment on our election process, and tonight is no different. On August 1st, 2024 I got to see Buckingham's Republican recount process up close and personal. Spoiler alert, there was no change in the Buckingham's primary results. And it's like, what does this mean to me as an officer of election and to all the voters of Buckingham? Well, to the voters of Buckingham who doubted the validity of Buckingham's process, I want to say to you, the process works. To the liars and the chaos causers within Buckingham, I want to say to you, the process works in spite of your disruption. But I'm sure you'll come up with something new. To the new voters, please vote, because the process works. To the unregistered voter, please register and vote. Our process works. And so I'd like to say thank you to all the who work the primaries, the elections this year, and a bigger thank you to the Buckingham individuals who were involved in the recount. Thank you to law enforcement who had to be there, watch us and be an escort, To Justin Midkiff, the Clerk of our Circuit Court and his staff. He had to be there and annotate everything that we did. To the registers office, our Registrar, Ginger Chiesa, and she was ill part of the time, but her office orchestrated that and set up that, helped set up that process with the other counties within the Fifth District. But especially that day, Tony Moss and Pam Waycaster were there. They were excellent. They made it run smoothly. And to the officers of election who were subpoenaed. And yes, we were subpoenaed to be there. Surprise. I had a few words for the officer, the deputy that delivered my subpoena, but we were there. And I want to say Butch, I don't know her last name, but we just call her Butch, she worked, she was there as an alternate. I want to say a big shout out to Ed Wise. Ed Wise stood for hours feeding the voting machines. I sat down and handed him the Republican ballots, but Ed Wise stood and handled those ballots. And then to the Electoral Board, I want to say thank you, because the Electoral Board was there also and Karen Cerwinski. She had to work. She had a part to play. So we all had a part to play. We did it. We did it

correctly. So I just want to say thank you to the Board of Supervisors for supporting our Registrar's office. Our Registrar's office has worked, has always worked, ever since I've been here, but there are people who doubt, and I want to say publicly, thank you to all the people who were involved in that process. And like I said, spoiler alert, no change.

Chambers: Thank you.

Lann: That is all.

Re: VDOT Road Matters

Scott Frederick, Resident Engineer: Board, County Administrator, thank you for having me tonight. I went through last month's meeting and just follow up on you guys' comments. Supervisor Davis, you brought up two trees, one on 610, and one on 718, I'm pretty sure we got both of those down. And then you mentioned that trucks were still going down Stonewall Road and end up stuck on Settlers Way. I checked all of our systems, and we have it in all the VDOT systems correct. So one thing I did do was made sure it got resubmitted to that website, that hopefully gets it out of Google and all the other mapping systems sites. But I really don't have any control to know what they do, and once I submit it in there, so hopefully we'll start seeing less trucks turn down that road. There's been a lot of them. I was really surprised.

Davis: He has put his mailbox up three times. They knocked it down trying to turn the trucks around.

Frederick: And that's happened after we've put up the no outlet signs there. So it's, it's really surprising to me. Then, Supervisor Gilliam, you thanked us for the work at 60 and 632, but you also asked us to look at flashing lights on the stop signs. I have submitted that. I haven't officially gotten the work order back yet, but I think we're going to give it a little time to see.

Gilliam: First of all, my time hadn't come but I want to let you know thank you for what you have done. It looks a tremendous amount, but yes, sir, I'm not going to stop asking for the citizens of District 2 in the county for the flashing lights, and I would hope you wouldn't give it a lot of time. I think the accidents have proved enough where we don't need any more time. But it looks great what you have done. And thank you for doing the clearing. But as long as I'm up here, every month I'm gonna ask you for the flashing lights. So.

Frederick: I understand.

Gilliam: That's not gonna stop and but it looks 100% better.

Frederick: Thank you for that. Thank you, sir. Mr. Palmore, you asked us about 633 and 635, the way the stop signs are there, and we had submitted that back in March to traffic engineering, and we haven't got it back yet. So they obviously, I think, haven't gone out to the field part of that review yet. So I've reminded them, and hopefully I can follow up with you next month on what they find. Supervisor Garrett, the issue of the 649 ditch. I think we're out there working today, so you can maybe see what we've done and see.

Garrett: I'll go out there tomorrow and see.

Frederick: Yes, sir, please take a look at it. I'm just working my way through here. Supervisor Bryant, I think we got that pothole on 602. I can't promise you that a new one hasn't developed, but please let us know if there has been one.

Bryant: Yep. Another thing you did too was Route 20 bridge.

Frederick: You stole my stole the ending of my report here. We've gotten a lot of positive feedback already. We did patch both ends of the Rt. 20 bridge over Slate River. So it's a whole lot smoother than it used to be. And Firehouse Road. You asked us when it was going to start. It should start very soon. At the end of my update, we're going to hopefully get you guys to pass a resolution to declare all the routes on the plan as rural rustic routes. It's a programming thing that will let us open them for charges. Something that we should have gotten done earlier on my part, but as soon as that's done, then we can get it open and we'll start working on it, and hopefully we'll have it done before the cold weather sets in this fall. 651, Supervisor Chambers, or Chairman Chambers. You asked me about this one, Muddy Creek Road. It is on the Six Year Plan. It's 1.6 miles long. It goes from 763 to 622. It's about a $300,000 project. It's number 24 on the list. So it's several years out, but it is on the list.

Chambers: Thank you, sir.

Frederick: No problem. And then Supervisor Allen, you and I talked before the meeting about that patching work that we did on 650 and I think at some point, hopefully sooner than later, we'll follow up and patch the center of the road out and get that joint out of the wheel path. We don't have it scheduled at this time. Let's see here. Other than that, just some of the routine work we've been doing. We've been mowing. I think we're finishing up. Our first cut on the primaries has been finished, and our first cut on the secondary system. And then we've been running our boom ax and buzz bar throughout the county. And then with last weekend storm event, we've had a heavy focus late last week and this week on drainage and tree removal. That's all I officially came prepared to update on. The star of the show was going to be the 20 bridge that we finally got patched. But I can open it up to the Board at this time for comments.

Chambers: Any Board member have a road matter for Mr. Frederick?

Davis: Mr. Frederick and I talked about one concern I had, but it was raining last week, and he was going to look at it at Carter G Woodson and Blinkey's Road where you said…

Frederick: There's about four potholes right there. I let the superintendent know he should be getting a patch hopefully soon.

Davis: You go to turn out there and it'll knock the front end out of our car. It's rough.

Re: Consider Resolution for VDOT Rural Rustic Road Program

Chambers: We need a resolution for VDOT Rural Rustic Road Program.

Frederick: Yes, sir, we do need to pass a …

Chambers: We need a motion from the Board to do this.

Allen: I'll make a motion.

Garrett: I'll second it.

Chambers: There's been a motion, and second that we will consider this resolution for VDOT. Are there any questions of the motion? All in favor? Seven Yes. Thank you, Mr. Frederick.

Frederick: Thank you Board.

Resolution

VDOT RURAL RUSTIC ROAD PROGRAM

The Board of Supervisors of Buckingham County, in a regular meeting on the 12th day of August, 2024, adopted the following:

RESOLUTION

WHEREAS, Section 33.2-332 of the *Code of Virginia*, permits the hard surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Buckingham County, Virginia ("Board") desires to consider whether the following routes should be designated as Rural Rustic Roads;

- Rte. 740 (Firehouse Road) From: Rte. 655 To: Dead End
- Rte. 766 (Old Fort Road) From: Rte. 60 To: Dead End
- Rte. 714 (Pembleton Road) From: Rte. 15 To: Dead End
- Rte. 778 (Boulevard Road) From: Rte. 650 To: Dead End
- Rte. 820 (Avon Road) From: Rte. 640 To: Dead End
- Rte. 705 (Maxey's Road) From: Rte. 20 To: Dead End
- Rte. 608 (Elcan Road) From: Rte. 636 To: Rte. 635
- Rte. 780 (Hill Top Road) From: Rte. 638 To: Dead End
- Rte. 790 (Plantation Road) From: Rte. 638 To: Dead
- Rte. 713 (Happy Hollow Road) From: Rte. 695 To: Dead End
- Rte. 708 (Fitzpatrick Road) From: Rte. 602 To: Dead End
- Rte. 717 (Randolph Creek Road) From: Rte. 613 To: 1.06 m North of Rte. 613
- Rte. 622 (Sharon Church Road) From: Rte. 722 To: 1.3 m south of Rte. 722
- Rte. 653 (Logan Road) From: Rte. 602 To: Rte. 698
- Rte. 801 (Hope Road) From: Rte. 15 To: Dead End
- Rte. 664 (Sycamore Creek Road) From: Rte. 737 To: Rte. 604
- Rte. 804 (Shady Road) From: Rte. 669 to Dead End
- Rte. 649 (Mulberry Grove Road) From: Rte. 602 To: .8 m east of Rte. 56
- Rte. 617 (Banton Shop Road) From: Rte. 2.45 m north of Rte. 649 To: Rte. 20
- Rte. 760 (Cole Comfort Road) From: Dead End To: Rte. 668
- Rte. 728 (Nubbin Hill Road) From: Rte. 610 To: Dead End
- Rte. 1016 (Whetstone Lane) From: Rte. Dead End To: Rte. 1002
- Rte. 614 (Forbes Road) From: Rte. 614 To: Rte. 636
- Rte. 794 (Eldridge Road) From: Dead End To: Rte. 622
- Rte. 651 (Muddy Creek Road) From: Rte. 763 to Rte. 622
- Rte. 805 (Rock Road) From: Dead End To: Rte. 15

should be designated as Rural Rustic Roads; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on the roads; and

WHEREAS, the Board believes that these roads should be so designated due to their qualifying characteristics; and

WHEREAS, the roads are in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates the above listed roads as Rural Rustic Roads, and requests that the Residency Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that the roads be hard surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Residency Administrator.

Recorded Vote	7-0		A Copy Teste:
Moved By:	Danny R. Allen		
Seconded By:	Paul W. Garrett	Signed	
Yeas:	7	Printed Name	Karl R. Carter
Nays:	0	Title	County Administrator

Supervisor Allen moved, Supervisor Garrett seconded and was unanimously carried by the Board to approve the VDOT RURAL RUSTIC ROAD PROGRAM resolution designating the roads on the schedule for the Six Year Plan.

Allen: Thank you. I do have one question I do want to ask him about on that Muddy Creek Road. Is that gonna go all the way over to 622?

Frederick: On the six-year plan, it had it from Route 763, to Route 622, 1.6 miles, I believe it did.

Allen: So you are going to do the whole thing. That's what I want to check on.

Frederick: Yes, sir. All right. Thank you.

Re: Public Hearing: Case 24-ZTASUP41 Ivan Petersheim

Edmondston: Yes, sir, Mr. Chairman. The first zoning case before you this evening is a public hearing on Case 24- ZTASUP341. The applicant is Ivan Petersheim. The property is located at 5516 Ridge Road in Arvonia. It's in the Marshall Magisterial District. The property itself is just under an acre. The Tax Map and Parcel is 53-45 and this is zoned Agricultural. And the request before you from the applicant is to add a Zoning Text Amendment for multi-family housing, duplex only, to a list of special uses in an Agricultural, A-1 Zoning District and apply for a Special Use Permit for that purpose. Mr. Petersheim is here this evening to address questions or concerns that you may have or that may be brought up during the public hearing process.

Conditions:
1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.

2. Right of ways and roadway shoulders shall not be used for parking.

3. The property shall be kept neat and orderly.

4. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.

5. That all documentation submitted by the applicant in support of this Special Use Permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

6. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

7. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

8. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

9. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the Special Use Permit, if it be the wishes of the Board of Supervisors.

10. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Chairman: Anybody have a question before I open the public hearing? (there were none) Now we open the public hearing. Anybody signed up to speak?

Lann: We have seven signed up. David Ball, District 3 and John Wright will be next.

David Ball, District 3: Good evening. David Ball, District 3. Unfortunately, I haven't actually had an opportunity to go physically look at the property, just to look at the dimensions from applications and going to previous meetings with the Planning Commission. Um, having duplexes is not a big problem. Taking what he had originally, I think, talked about doing was to sort of segregate two buildings and run them as a duplex, but almost like two houses on the same plot that's less than an acre. And if, if they're joined together, the biggest concern is, is the water from the well going to be sufficient to support a duplex? And the other concern is, you know, is the septic system, because there's no sewer, is there going to be sufficient to support a duplex, which is going to have two families, and this is going to be a rental property, so they're not going to have ownership of those units. But that the fact that these units are going to be occupied with renters also puts a lot of concern on the property. Will they have separate

entrances? Will they have to share the entrances? And my understanding and may or may not be correct, but my understanding from the previous meetings in that he doesn't technically own the property yet. He's got a contract on the property, conditional on certain approvals, that was kind of my understanding. So I can't officially say he owns it or doesn't own it, but that was kind of my understanding. I know there was a lot of objection with the Planning Commission, and I'm not saying it's an impossible task, but I think you need to have more of a detailed owner application showing exactly to scale what's going to be done and how it's going to be done, so that you get a good, good idea and make a decision based on informed information. Thank you.

Lann: John Wright, District 1, Nancy McCaig will be next.

John Wright, District 1: Good evening. members of the Board. I'm John Wright from 2356 Penland Road. So I'm within a half mile of this property. I've got a small farm with a young child that I'm raising. We're in a total agricultural district. What this gentleman is asking for has already been shot down once. Now he's back here with the same request to a different board. The property is not set up for a duplex. The area is not set up for a duplex. There's no room to put another structure. We all know that duplexes, multifamily units, belong in a village type area, not in a farm community. Far as renters, when you're out in that kind of an area and you get renters, I'm not gonna want to brand anybody, but we know what that generally winds up equaling. Trouble looks for the running areas and the duplexes. Far as I'm concerned, it matters should be laid to rest right now. I think y'all should go ahead and file a motion based that we were here before, even though under a different Board and it was shut completely down, I. This is, in my opinion, just a redundant meeting, and it's asking for the exact same thing, just from a different Board. Place is not eligible for multifamily use, and it's under an acre. That would be like me presenting a plan to y'all on my small farm that I want to put 10 other houses. I want to turn it into a trailer park and a farming community. That's the way I look at it. I don't want to near my daughter. I don't want to near my family, and I don't want to come in and start changing an agricultural farming district into a residential area. So I totally am against it, and I would like you all to consider a motion prior to it continuing, because of the last motions that were filed and it was shut down, it was done. So it should have never got this point to where it's back in front of y'all. That's wrong. I don't know what strings were pulled or who's, who got to who, but it doesn't have a right back here. It's already been heard. I thank you for your time.

Chambers: Thank you, sir.

Lann: Nancy McCaig, District 1. James McCaig will be next.

Nancy McCaig, District 1: My name is Nancy McCaig and I live at 5396 Ridge Road in the Marshall District. I thank the Board for this opportunity to speak to you. As a real estate professional, you know that location, location, location is the mantra. This property is not in the location for a duplex. I feel that

it would be better in a village setting. I trust that the Board of Supervisors will follow the recommendation of the Planning Commission and deny this request for a rezoning of 5516 Ridge Road. Thank you for your time and attention.

Lann: James McCaig, District 1, and Roy Martin be next.

James McCaig, District 1: I'm James McCaig. I also live at 5396 Ridge Road in the Marshall District. And thank you for letting me speak about this case. This case is not just about adding a wall in an existing building. The proposed zoning text amendment would change A-1 zoning county wide. It would add multifamily housing to include duplex without regulations county wide. This is the reason the Planning Commission elected to not send the request to the Board of Supervisors without further study. Regulations are needed. Another study needs to be done. Further, the property in this request is less than the size required for single family home in an A-1 district, A-1 zoning. The property line in question is, is in question? It's my, I had joined the property. The fence line on my property is set back from the property line on the plat. I did that because of fruit trees that were growing there years ago, and I want to keep my horses out of the fruit trees. And currently the perk test that Mr. Petersheim had done is on my property, so this is going to need to be re surveyed. I ask that the Board of Supervisors deny this request, or at least, send it back to the Planning Commission for further study. Thank you.

Lann: Roy Martin and Mark Banton will be next.

Roy Martin, District 1: My name is Roy Martin. I live at 2122 Penlan Road, Arvonia, just straight up about half mile, mile maybe a little further down the road. I've been living there for 40 years, and I know when the house was built, actually it was a store and it was a good man that run it, and if he found out something like that, I think he'd turn over in his grave. Anyhow, I oppose it. That's all I gotta say. Thank you.

Chambers: Thank you, sir.

Lann: Mark Banton and Mike Banton will be next.

Mark Banton: Good evening. My name is Mark Banton. I'm a resident of Hanover County, Virginia, 7220 Anca Bell Lane, Mechanicsville, Virginia. I do not reside in Buckingham County. I'm a landowner in Buckingham County. I co-own Tax Map 53-46. I own Tax Map 41-48 and 41-48A for a total of 256 acres in Marshall District. All A-1, agricultural property. My brother Mike Banton and I are third generation owners to my grandfather's property located at Tax Map 53-46. The original track of 100 acres was purchased in 1919 by my grandfather. More land was later purchased and added to it for a total of 138 acres. Our property borders Penlan Road, which is a property boundary and Ridge Road. Our property is currently being farmed by a local resident. It's also used for recreational use and for

hunting. Our property is adjacent to Tax Map 53-45 Mr. Petersheim's property. I understand, Mr. Petersheim wishes to add a zoning text amendment for multifamily housing, duplex only, to a list of special uses in A-1 zoning district and apply for a Special Use Permit for that purpose. To my knowledge, Mr. Petersheim wants to split the existing structure and create a duplex for two family housing. I strongly oppose this. I encourage the Board to oppose Mr. Petersheim's request. Why would the Board approve the zoning text amendment when it would jeopardize all A-1 district properties within the county? Why change for one individual when it will affect many hard working, tax paying landowners across the county? Clustered housing should not be allowed in A-1, Agriculture areas to protect adjoining landowners in the future for tax and property value changes. The Banton family has strong ties to the past, present and future of Buckingham County. Our family has owned the property at Tax Map 53-46 for well over 100 years. Our family has been in this county for 250 plus years. We paid our fair share of taxes for many years in this county, and all we want to do is protect our property for future generations. Please support your local FFA chapters. Thank you.

Chambers: Thank you, sir.

Lann: Mike Banton, and that will be it.

Mike Banton: Hello, everyone. My name is Michael Banton. I'm a co-owner with Mark Banton of the property, and I oppose this, and I think pretty much everybody else has said what I wanted to say. So thank you very much. And I also knew Monroe Snoddy. He was a very good man. Hope y'all do him justice.

Chambers: All right. That was it. At this time, we close the public hearing. Any Supervisors have any questions for the applicant?

Davis: I just got one thing to say, Mr. Chairman, real quick. And I have been debating this in my head for several weeks, but the Planning Commission turned this down, and if we're not going to trust our Planning Commission, why is it… I know we set the public hearing and all for it, but I think we ought to trust our Planning Commission on this. The Planning Commission turned it down. It should have never gotten to this point.

Chambers: Any other Board member?

Bryant: Yeah, my take on it is this that, you know, if we're gonna amend the zoning ordinances for everybody's wants, we may as well print these zoning ordinances on roll on toilet paper and use it to blow your nose on. That's all I gotta say.

Palmore: My concern of the whole thing, and I've expressed this to Mr. Petersheim. I don't think that it's a wise idea to change the wording in the zoning ordinance. It's a difference when you make an amendment to a zoning ordinance but when you change the wording, then that changes it for everybody else that comes along, like the folks have said, anybody else that comes along behind him, or anybody else that wants to build a duplex on less than an acre of land. And you correct me, Mrs. Edmondston, if I'm wrong, it takes two acres of land to put a house on it, doesn't it?

Edmondston: If you're creating a new lot.

Palmore: That's what I'm asking. And my issue with this project is it's less than an acre of land, so why should we change the wording of the zoning ordinance to make it say something that we've already got the ordinance in place to make it not say. So that's my take on it. All I got.

Chambers: Anybody else?

Allen: Yes, sir, I do. I've talked to him. I've been to the place and looked at it. This is an old store. I know y'all talk about being on less than an acre. If you go build something, yes, you need two acres. If you've already got a building, acreage don't matter. He's not changing the building. He's not adding the second building. Only thing he's doing is going inside and putting it in half. The front end is going to have two bedrooms. The back end is going to have one bedroom. You got a door in the back you pull into and a door the front that the other people pull into. This thing, I don't know why I got says duplex. Duplex is a giant building. It's got two floors. It's in the front of it. It's got a door here and a door here. We're not talking about that. This is not a duplex. This is not what's written down right here. This is not something that's gonna bother anybody. This is just like a rental house. And if you think about it and you cut it down, look and go through Buckingham County and look at all the houses that people don't live in no more. Grass growed up. Trees growed up. The house had fallen down. This is just a building. It ain't gonna bother nobody, because you're gonna have two people, two bedrooms in the front and one bedroom in the back. Just a rental house. That's all it is. This duplex thing is not part of it. That's my thought.

Gilliam: Mr. Chairman, I understand the concern in the neighborhood. I understand the gentleman's talk about renting, but I don't know what part of the county he could possibly not understand that people could possibly go rent, and talking about the quality of a person that goes to rent compared to the person that owns their own property. I rent to three people in Dillwyn. One is an attorney, so I wouldn't think that he would be less than because he rents compared to a person that owns but I understand that concern of the community were thinking about a duplex. But in my honest opinion, I believe somewhat in the property rights person, and I don't see any difference in what Mr. Petersheim had if a person wanted to rent a basement out to a college student, or if a person wanted to rent the top floor of a house out to someone else. And to be honest with you, I don't know about the word duplex or change the

zoning, but I don't see how, each and every one of us could rent our basement out to somebody if we wanted to, and then we could tell Mr. Petersheim that he couldn't rent half the build a note for one thing, and half to building out for the other. So my concern is telling the person what they can do with their property, and I understand what Mr. Allen saying this, this is not consumed as a duplex in my mind. Thank you.

Chambers: Anybody else? What is the pleasure of the Board?

Allen: I'll make a motion to accept it.

Gilliam: I second it.

Chambers: It's been motioned and seconded that we accept this application. Are there any questions? Ready to vote? 5 no, 2 yes. So the motion fails.

Supervisor Allen moved, Supervisor Gilliam seconded to accept Case 24-ZTASUP341 for Ivan Petersheim. This motion failed with a 5-2 vote. Supervisors Palmore, Chambers, Davis, Garrett and Bryant opposing. Supervisors Allen and Gilliam in favor.

Chambers: Anything else?

Edmondston: No sir. We are ready to move to the next case unless the applicant has questions.

Re: Public Hearing: Case 24-SUP342 Jonathan Zook

Edmondston: The next case is a public hearing for 24-SUP342, the applicant is Jonathan Zook. He resides at 1144 Spencer Road, Dillwyn but the property upon which he is requesting a Special Use Permit is Tax Map 113, Parcel 17. It's just at 81 acres. And this is located at 860 Allen's Lake Road in Dillwyn. It is currently zoned A-1. Mr. Zook's request is for a Special Use Permit to operate a custom woodworking shop as a small business for making and manufacturing furniture. Mr. Zook is with us this evening to address questions and concerns that you may have.

Conditions:
1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.

2. Right of ways and roadway shoulders shall not be used for parking.

3. The property shall be kept neat and orderly.

4. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.

5. That all documentation submitted by the applicant in support of this Special Use Permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

6. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

7. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

8. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

9. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the Special Use Permit, if it be the wishes of the Board of Supervisors.

10. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Chambers: Anybody have any questions for Mr. Zook? I'll open to public hearing.

Lann: No one signed up.

Chambers: I will close it then. What is the pleasure of the Board?

Allen: I make a motion to approve it.

Davis: I'll second.

Chambers: We have a motion and a second that we approve this. Are there any questions? All in favor? 7 yes okay.

Supervisor Allen moved, Vice Chairman Davis seconded and was unanimously carried by the Board to approve Case 24-SUP342 for Jonathan Zook for a woodworking ship as a small business for making and manufacturing furniture.

Re: Public Hearing: Case 24-SUP343 Jessica Nicholas

Edmondston: The final zoning case before you is a public hearing for 24-SUP343. The applicant is Jessica Nicholas. She resides at 2158 Tower Hill Road, in Powhatan. The property upon what she is requesting an SUP is Tax Map 51 Parcel 3, Lot 1, 23.92 acres. It is located at 1025 Melita Road, Arvonia. Zoning district is A-1, and the applicant, of course, came before you last month with her introduction to obtain a Special Use Permit for the purpose of operating in Airbnb, Bed and Breakfast campsites, which were set at a maximum of four and an event center to include events, including, but not limited to those items that are currently on your introduction and public hearing sheet. Attendees were capped at 200. Jessica Nicholas is here with us this evening to address questions, concerns that any of you all on the Board may have, or any individuals that signed up for the public hearing may have.

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to, including but not limited to 12 VAC 5-450-VDH Rules and Regulations Governing Campgrounds.

2. The facility shall meet all safety requirements of all applicable building codes

3. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.

3. Right of ways and roadway shoulders shall not be used for parking. Ample parking for occupants shall be supplied on premises.

4. Only trailers classified as Recreational Vehicles or self-contained camping unit and with current registration shall be allowed.

5. No campground structure shall be erected within 50’ if adjoining properties without adjacent landowners written permission.

6. The Sheriff’s Office shall be notified three weeks prior to any event inviting or expecting 200 or more persons.

7. The property shall be kept neat and orderly.

8. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.

9. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

10. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

11. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

12. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

13. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

14. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Chambers: Anybody have any questions for Mrs. Nicholas. Hearing none, we will open up the public hearing.

Lann: We have three signed up. Hunter Maxey, District 6, and Bill Maxey will be next.

Hunter Maxey, District 6: Hello. My name is Hunter Maxey, and this is my third time addressing this Board or the Planning Commission in some form or manner on Special Use Permit 343 off Melita Road. Our 350 acre property is immediately adjacent to this proposed large event venue. And I will once again encourage this Board to vote no on approval of any commercially available event space on this site. This Board has already heard me list a number of reasons why this does not represent proper use of such a small hillside parcel of property with very limited access parking issues, which were addressed at the last meeting in significantly, much of which would inevitably affect ingress and egress from the Civilian Conservation Corps road that is shared by at least seven other landowners, affecting the use of their property, as well as the inevitability of this overflowing onto neighboring properties with noise, traffic and trash concerns. I will reiterate my point that this event venue has significant legs beyond just the borders of that particular property, and it in particular, represents a significant intrusion into the rights to peace and quiet of all the surrounding landowners. Especially in an area so serene that the trains can be heard at any time of day being moved around over at Bremo Bluff, sometimes up to Scottsville. It's very quiet, and everybody around there wants to maintain that. I don't know how to put this more clearly than no one wants to listen to any large events, concerts, festivals, or any other commercially available event space in this area. It affects everyone around it, everyone. I'm as laissez faire as they get, and I can assure you, I can speak for all the surrounding landowners when I say no one wants any government

body or fellow citizen telling them what they can and cannot do on their own property. However, this does not qualify as such. Live and let live applies both ways. Surrounding landowners should not have their right to peace and sanctuary affected by a for profit plan of their neighbors. I should not have. To leave the woods on my own property with my family after a day spent recreating and hunting, and explain to my two young kids why that gentleman just stumbled to his car from an event venue at the entrance to my property on a Saturday evening. Please consider how this would be received if a concert venue was going on next to your property, and please do not set the standard of allowing proposals for commercial profit in this county at the expense of your taxpayers. Thank you.

Chambers: Thank you, sir. Next.

Lann: Bill Maxey, District 6 and Bill Armstrong will be next.

Bill Maxey, District 6: Thanks for hearing me tonight. That was my son that just spoke. So I'm just going to add a few more things to his and want to say that Mr. Johnny Bickford of the Planning Commission, he'd already stated some months ago that this, what they had planned for this, he was familiar with the property down there, and he thought it was not really suitable for all these activities. The bottom of the first page, you see they list about 17 different activities there. We totally respect property rights as much as anyone, as long as it's suitable for the land use and does not interfere with your neighbor's property. This property has been in my family since my grandfather and great uncle bought it in 1932. My great grandparents are buried less than 50 yards from their property across Melita Road. They're very nice people. When they first started building that building, we met them. My son and her occasionally work at the same hospital and pass each other, but we just have diametrically opposed views of how this land should be used. There's two other very close folks that own land here tonight. Mr. Larry Baker, back there, raise your hand please and Mr. Bill Armstrong, next to him, that also have property nearby down the CC road that feel the same way my son and I do. Uh, I think Mr. Gillam, at the last meeting, you said, your exact words, I believe, were they put the cart before the horse concerning this property. So just want to express that property rights are one thing, but for all these activities, particularly the commercial activities, we do not feel it is proper use of this land. We're concerned about the trash, the noise, safety when hunting season, if they're renting this out to campers, Airbnb and people are walking down that CC road in hunting season, we don't even know they're there. That could be an issue. They talked about horseback riding. There's very few areas I can see to horseback ride down there, except down that CC road which goes right through our property. So that kind of sums it up. I appreciate your time. Thank you very much.

Chambers: Thank you, sir.

Lann: Bill Armstrong, District 6.

Bill Armstrong, District 6: My only concern was they talk about horseback riding. I used to own horses. They only got 20 acres. It takes five or six acres of pasture for one horse. Ain't too many people can ride, let's just say, in the line. That's what I was thinking. They got 10 horses they'd have no place to feed them. You know, they can't live off of hay. They gotta have some green grass, and there's no place out of get it unless they pasture horses somewhere else.

Lann: That's it.

Chambers: We'll close the public hearing. What's the pleasure of the Board? I've had people that are for it. Some spoke against it. I got no problem with it myself.

Garrett: I make a motion to approve, Mr. Chairman.

Chambers: Is there a second?

Carter: Nobody second it?

Garrett: Does that mean I need to withdraw the motion?

Carter: No action taken.

Garrett: No action taken. Okay.

Carter: So if no action taken, it just dies. There's no action taken up or down, so it dies.

Chambers: Alright, then, let's move on.

Re: Zoning Matters

There were no new Zoning Matters at this time.

Re: Sheriff's Department: Consider request funds to be moved to line items for grant from DCJS for ECO/TDO Reimbursement Program

Sheriff Kidd: Basically, this money is from DCJS, and it gives us $52 an hour for the time spent by deputies dealing with emergency custody orders and temporary detention orders. We send in monthly reports to DCJS, and they send a check back to the County to cover the amount spent. So it's $2,626 we are asking to be moved to the overtime salaries and wages for the full time deputies, and $12,103 to be

moved for the part time deputies. And we try to utilize the part time deputy as much as we can to keep guys on the road.

Chambers: Ok. Wait a minute. You've got 1 and 2 together right, is that what you are saying?

Kidd: It's all coming out the same kit.

Chambers: Okay. All in favor. Let's vote.

Allen: You just voting on one of them or…

Davis: Both of them.

Carter: Same in total, just different line items.

Chambers: All in favor? 7 yes.

Vice Chairman Davis moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve to move funds from the DCJS grant to the salaries overtime for full time deputies in the amount of $2626 and part time salaries in the amount of $12,103.

Re: Sheriff's Department: Consider request to appropriate $30,400 from VACORP for a wrecked patrol vehicle to the Sheriff's budget

Sheriff Kidd: I hate to have come back before you again for another wrecked vehicle, but we had VACORP provided a check to the county in the amount of $30,400 to replace vehicle we had wrecked. Which I was surprised they gave us that much. Glad they did. We just ask to have it moved so we can make use of it.

Allen: I make a motion to move it.

Bryant: I'll second.

Chambers: We have a motion and second to be approved. Are there any questions? All in favor? 7 yes. Okay Sheriff.

Kidd: Thank you.

Re: Consider request of use of EMS Training Funds

Gilliam: Mr. Chairman, Cody could you come down for a second please? Within the last month or six weeks, I had a constituent call me, her husband had a major heart attack. Probably one of the worst that you could have. I don't think she'd mind me calling her name. Her name was Donna Wharam. She's a nurse here in Dillwyn. She was able to keep her husband living until Cody and EMS got there to continue to save his life till he got to the hospital. She asked me, would I speak to the Board of Supervisors to ask for about $1,200 worth of funding so Cody says, where Cody has volunteered with EMS to take his time, pretty much the only cost, I think, Cody's asking for is maybe from Red Cross or whatnot. Not everybody's a nurse. Not everybody knows what would happen if their loved one or someone in their family had a heart attack and were able to save them until EMS got there. So what she asked me to do was to speak to Cody, and Cody absolutely agreed, and said that his staff would be available to give a class somewhere in the county, maybe the Community Center across from the Fas Mart, or somewhere where we could train people for no cost at giving CPR, because as good as she was, as she was a nurse, if it happened at my house, I wouldn't have known what to do. And I think this would be a great idea for the public, only a $1,200 cost, which is no price on saving a life, but $1,200 and Cody, if you tell us a little bit about what you could provide, or what it is, I'd ask the Board, and I make a motion after this is over with, to provide this for the constituents. And thank God that she was able to save her husband, and thank God that she was able to give us opportunity to ask. Okay.

Cody Davis: So my staff has three to four instructors already on staff. We've already got all the training equipment here. We teach classes here frequently for various county employees and churches and things. Have been for years. So the only cost associated with this is the cost of the card. And the American Heart Association charges $25 a card. Kirby and I can teach a class, two instructors up to 12 people. We've partnered with Todd Shumaker and Wendy Spivey with Parks and Rec to offer four total courses in the month of October, so people can have some options, up to 12 people per class. So if we fill all the classes up, that's 48 people by the end of this that $1,200 could get legitimately CPR certified. We're not just teaching just, you know, best practices. This is a card you would carry for it's good for two years, and you could recertify later on if you needed to. Other than that, does anybody have any other questions for me? I think it was a great idea. It's something Parks and Rec and my department have been trying to get going for some time, and then, you know, you get a Board of Supervisor behind it and helps. So I appreciate Mrs. Wharam bringing that to his attention and for him following through on it.

Gilliam: Cody, I'd like to say, I thank you and your staff for entertaining the opportunity to try to help, because none of us know when it's going to hit our house, and this will give the public at least a chance to be able to sign up to learn more and to be able to help. And I ask the Board to make a motion tonight for the $1,200 to help Cody and to give the classes, in case, someone else in the same place that Jason is. And thank God, from what I understand, you did a great job. From what I understand, Jason's recovering well, and so is out here every day.

C. Davis: That's great but I can't take that credit. I was away, but our staff, we had 3 EMS providers there that that did some great work. And more about that later, but yes, sir.

Davis: I'll second that motion.

Chambers: So we got a motion on the floor and a second.

Carter: Before you vote, Mr. Chairman, Mr. Gilliam, can you change your motion to say from the training funds. We got funds set aside for training, so it'll be no new money involved.

Gilliam: You're the money handler there, Mr. Carter. However, it takes, let's get it that way. From the training funds. I make a motion. Thank you.

Davis: I'll second.

Chambers: It's been motioned and seconded that we approve this $1,200 from the training fund. Any question of the motion? All in favor?

Supervisor Gilliam moved, Vice Chairman Davis seconded and was unanimously carried by the Board to approve to appropriate $1200 from the EMS Training funds to teach CPR Classes to the citizens.

Davis: Are we gonna get the word out so people know that we're offering these classes? Because I have been doing through the Red Cross for 30 years. We have to do it for work. It's a good thing to know. I had my daughter when she was a little choking one night, and I knew what to do.

C. Davis: So we're going to work with Parks and Rec and create a flyer about how to get registered and handle that. And once we have that flyer created, we'll share it through the social medias, maybe post some tangible things around town and definitely get the word out there.

Chambers: Thank you, Mr. Davis.

Re: Consider taking official action on the phone poll vote for contributing $5,000 to the Buckingham County Minor's Baseball team for winning the State Championship and traveling to Bossier City, Louisiana for the World Series

Davis: So moved.

Garrett: I'll second.

Chambers: There's been a motion and second that we approve this. Any questions? All in favor?

Vice Chairman Davis moved, Supervisor Garrett seconded and was unanimously carried by the Board to make official the phone poll vote to contribute $5,000 to the Buckingham County Minor's Baseball team for travel expenses to the World Series in Bossier City, Louisiana.

Re: EMS: Consider request of reserve funds for the Arvonia 24/7 EMS coverage

Palmore: Mr. Carter, when we talked about this during I think it was during, we addressed the fact that we were going to wait until the audit came back to see how we stood, before we addressed this?

Carter: Yes, sir, it was back during when we were adopting our budget, we talked about setting a reserve aside, and then we also said we would wait and see how the audit came back. We also did that with the school system as well. That reserved you set aside for the school system. We did that for both of these items.

Cody Davis: I would like to add in, I talked to a couple Supervisors about this, and Mr. Carter today, I would like to be able to make a little progress within the month that we are going to be waiting you guys know, being businessman yourself, it takes a while to post a job, receive applications, vet them, and then be even ready to make an offer. My request to you guys would be to grant me permission to post these postings, take in applications, which we maintain an open hiring process anyways, but to go ahead and start making, doing these interviews and have some suitable candidates ready to possibly make offers to if you guys decide to do this appropriation in September, so that I can at least capitalize on the next month with some productivity. Because even once we get them on, it's, you know, three to four months of training and things before we can even utilize them. I would just like to be able to be productive for those 30 days.

Chambers: I think it's a good idea. I got no problem with it.

Davis: I think it's fair enough.

Palmore: So how many positions are we talking about?

Cody Davis: Four. The monthly cost of that is about 13 grand in salaries and wages for those four positions, because we're looking at hiring the bottom of the totem pole. EMT basic.

Palmore: What's the status on the living quarters?

Davis: Done.

Cody Davis: And they are awesome. Arvonia went above and beyond.

Davis: It came in way under what we thought it was going to cost.

Cody Davis: Very utilitarian.

Palmore: Does that mean you are going to give us some money back?

Davis: Cody's gotta put some beds in there.

Cody Davis: Yeah, they're ready for us to be there. We're ready to be there.

Davis: Thanks to the guys from Arvonia Fire Department, the guys worked on it, and that's why we could come in so much under the budget.

Cody Davis: Right. I absolutely respect you guys having to wait for that budget. I'm there. I'm a team player. I'm just asking if I can do a little something at no cost to the county so that I can capitalize on those 30 days.

Davis: I agree with that. Do we need to make that in a motion?

Vice Chairman Davis moved, Supervisor Allen seconded and was unanimously carried by the Board to allow Cody Davis to advertise, interview for positions for the Arvonia 24/7 EMS to have ready but to wait until the audit came back for a vote on putting 24/7 staff at the Arvonia site.

Davis: When are we expecting the audit?

Carter: She was supposed to be here tonight but she said next month.

Re: Finance Committee: Consider Finance Committee recommendation

Carter: So the Finance Committee met to talk about a couple things. We had a request for some funds for the Gene Dixon Park. As you all know, if you've been down there lately, it needs some much needed TLC down there. We got some issues. So we split the recommendations in two pieces. The Gene Dixon Park, the committee is recommending using $116,000 from the Gene Dixon Park Reserve to pay for repairs at Gene Dixon Park and other recreational facilities. Some of the proposed updates include repairs, including fixing the current concession stand building starting to sink, replacing some bleachers

that are becoming a safety hazard, replacing a leaking roof, removing the dangerous trees at soccer fields, and excavation work to help with redirecting standing water and damage from running water down the hill. As you all remember, during our budget time, we have $1.5 million set aside for Gene Dixon Park that we're taking, proposing or suggesting taking this money from. So it wouldn't be new money to the County just coming out of the reserve we set for Gene Dixon Park.

The second part of our work we did the Finance Committee was looking at spending the remainder of the ARPA funds. As I told you before, those funds have to be committed by December 31 of this year, but spent by December 31 of 2026. So we had some money left from that and we took some requests from departments and agencies and committees making the following recommendations regarding ARPA money.

- We're looking or requesting to use $150,000 to fund a smaller EMS vehicle to be used as a spare. As Cody's told you before, a new vehicle full size would be like $300,000 and some. So this would be just a small type that, you know, you see like church vans and use that you can use in times as a spare instead of having a $300,000 one just sitting there as a spare.
- $70,000 to the Sheriff's Department for a vehicle and dispatch headsets. That $70,000, that's just an estimate, Mr. Davis, so that includes the car and outfitting all the equipment and everything as well.
- $27,600 for new radios for the volunteer fire departments and animal control. Part of the problem we're having with communication system is communicating, which shouldn't be an issue. But we're being told some of the radios out there are all different types. They're cheaper radios, so we want to get them some radios that we know are top quality that should work with our system.
- The last thing is, speaking of radios is $270,000 for upgrades to our radios communication system. We've been on this system for 12 years, so we've been lucky that this system has lasted this long. We also know now after 12 years, a lot of the parts are obsolete. So when we have a lightning strike, for instance, it's hard for Jamie to find parts, because those parts were made 12 years ago don't exist anymore. So we're trying to have at least $270,000 set aside to start building to prepare for that system, getting it up and going. We know this $270,000 is not going to fix the system, but it'll buy some more time. So when we get extra funds coming in, we can start working on completing that radio system, so all the volunteers and people that use that system shouldn't have any problems.

Gilliam: Mr. Chairman, yes, sir. First of all, I'd like to be able to be able to explain to the taxpayer with what the Board of Supervisors are doing. First of all, none of this money is actually taxpayer money. Is that correct?

Carter: Yes, sir.

Gilliam: First of all, I'll give you a little story about each one of them, because I think we need to. The Board of Supervisors spend a lot of money and put it in different departments. But I think me being on the Finance Committee with Mr. Chambers, that we at least can explain what the Board has done, the whole Board of Supervisors. The $150,000 ambulance, EMS, had an ambulance that was pretty much worn out, and we were at the face of spending a lot of money on the one that was broke down, and we didn't want the taxpayer taking a chance, so we thought this money came from a grant, that we buy brand new ambulance. The money for Mr. Kidd's Sheriff's Department actually gives the deputy is a headset where they can talk hands free, where they don't have to have a phone up to their ear while they're driving or they chasing me, going 100 miles an hour with the phone in their hand. But that gives them a hands free and gave them a safer environment with a new vehicle. And one of the biggest things that we've had in the community, some of the radio communications with the fire department and EMS has been breaking down where you couldn't hear it quite so clear. So each fire department in the county will be getting five new walkie talkies. I'm not sure the name brand, but five high dollar walkie talkies to be dispatched to whoever they wanted to in their department, along with, I think, three for the Animal Control. The $270,000 upgrades to our radio system. One of the biggest complaints that we have, all of us here on the Board of Supervisors, is sometimes when a dispatch call comes out, sometimes the fire department has a hard time with the clarity of hearing it. What Mr. Carter is talking about, so the taxpayer will understand, is that system is just worn out and needs to be updated. This $270,000 may not be a direct fix to it right away. We could have taken some money, the Board could have taken some money and fixed it and patched it, but the problem would have been it would have been obsolete in a small amount of time. So this $270,000 is going to start with the upgrade of a system that will last for a long time. Now we may not be able to see the results from this system right away, but at least it's not going to be a temporary patch when we take the money and then a year and a half, it'll be obsolete and no good. So all of this money to let the taxpayer know is coming from a grant, and is not taxpayer related. It's something that we picked up, and this, the whole Board has tried to give it some to each different committee, I mean different group, whether it be the fire department, EMS, to the Sheriff Department, even the ballpark and animal control, so it could go to each thing that's needed. So that is a recommendation that we have. And I just want to let the taxpayer know that is nothing coming directly out the taxpayers pocket at this point. Thank you.

Chambers: Yes, sir, let's move on. What is the pleasure of the Board?

Gilliam: I make a motion.

Davis: I second it.

Chambers: There's been a motion and second that we are accept the report from the Finance Committee. Mr. Gilliam serve on that committee. All in favor? Any questions?

Supervisor Gilliam moved, Vice Chairman Davis seconded and was unanimously carried by the Board to approve the Finance Committee's recommendation as listed above.

Re: Consider appointing at least 4 more members to the Board of Building Code Appeals

Chambers: I think, Mr. Ball, didn't you submit one?

Mr. Ball was inaudible speaking from the audience but he stated that he had spoken with Steve Metro and he was willing to serve.

Chambers: Okay, we need a motion to put Mr. Metro on the Board of Building Code Appeals.

Palmore: You said he was already on it, correct?

Ball stated that he had been on it before.

Gilliam: I believe Mr. Metro is a builder in the Yogaville area.

Garrett: I make that motion.

Gilliam: I'll second.

Chambers: We have a motion and a second that we put Mr. Steve Metro on the Board of Building Code Appeals. Any question on the motion? All in favor?

Supervisor Garrett moved, Supervisor Gilliam seconded and was unanimously carried by the Board to appoint Steve Metro to the Board of Building Code Appeals.

Re: County Attorney Matters

Consider scheduling a public hearing for an Electronic Summons System Fee Ordinance

Wright: Mr. Chairman, I would ask that…you have in your package a consideration set for public hearing, an ordinance that deals with Electronic Summons System Fees. It's authorized by statute, and is with this new age we move to more and more electronic and more and more computers. This fits into that the fee will be associated with if somebody gets convicted, this would be imposed on that. It's not asking for any money from the County, but I thought you might want to understand really what's going to happen.

Moody: Mr. Carter, Honorable Board Members, I'm prepared to answer whatever questions you may have on this system. But the long and short of it is, it takes our handwriting summons that we have in the car, and it moves it into an electronic system that is inside the vehicles, decreases the amount of time that the officers spend on traffic stops, decreases the amount of time that citizens are having to stay stopped as the officers do their work, keeping the roadway safer. And the State Police has already implemented this fee through the court system as a $5 fee added on by Code to any conviction in the court system. The system itself, we are obtaining through grants. So there's no funds coming from the County for the startup of this system. Any questions?

ELECTRONIC SUMMONS SYSTEM FEE ORDINANCE

Article One

The name of this ordinance shall be the Electronic Summons System Fee.

Article Two

Pursuant to Virginia Code § 17.1-279.1, a $5.00 fee shall be included as part of the costs assessed in each criminal or traffic case in the county's general district, juvenile and domestic relation court, and circuit court in which local law enforcement charges a violation of any statute or ordinance and the defendant is convicted.

Article Three

The assessment shall be collected by the clerk of the court in which the action is filed, remitted to the treasurer of this county, and held by such treasurer subject to disbursements by the governing body.

Article Four

Such disbursement shall be solely to a local law enforcement agency to fund software, hardware, and associated equipment costs for implementing and maintaining an electronic summons system.

Article Five

This ordinance is adopted pursuant to § 17.1-279.1 of the 1950 Code of Virginia, as amended, and shall become effective immediately upon adoption.

DRAFT

Chambers: Any questions for Mr. Moody?

Wright: If you have no questions then I would ask that you set this for public hearing at the next meeting.

Chambers: Set for public hearing at the next meeting.

Davis: So moved.

Palmore: I second.

Chambers: We have a motion and second that we set this for public hearing at the next board meeting. Thank you, Mr. Moody. All in favor?

Vice Chairman Davis moved, Supervisor Palmore seconded and was unanimously carried by the Board to schedule a public hearing for the Electronic Summons System Fee Ordinance at the September 9, 2024 meeting.

Re: County Administrator's Report

Carter: Mr. Chairman, tonight I have just a couple information items for you.

Drought Resolution: If you remember last month, you instructed me to draft up a resolution declaring a drought situation to help the farmers out. In your packet tonight, you will see that resolution signed and sent on. I just wanted to give it to you so you can see it because you didn't have it in your packet last month.

Update on Drought Designation: Also, dealing with drought, we did the letter and designation, you see that letter from the USDA Secretary to the Governor declaring counties as drought designation as well. You will see on that second page Buckingham County was listed on that. So we did our part and luckily some people in this area saw the entire region was in a drought and did the same thing. People here are doing it and also people at the State level are recognizing the drought disaster area.

Unless you have any questions, that's all I have Mr. Chairman.

Re: Supervisor Garrett: Piedmont Senior Resources donation

Garrett: I've got one. I'm the representative for the Piedmont Senior Resources Board and they are having something that's going to be an opportunity for all of this area. It's called a Remote Area

Medical Event. It's going to be held from the 28th-30th of March. That sounds like a long ways away but they need to raise a total of $37,000 for this event to happen. It's going to be carried on, the place was approved to do it is in Cumberland County High School but we are part of that Board. What this is it will serve the poor and underserved of the entire region. The event is free to all attendees. There will be doctors on site to perform exams and some small procedures. Where they've had these in the past, even in Virginia, they've had people that find out about this in that area and know that this is coming, and they've had them to be actually camped out in their car, like a day or two before this occurs, to be able to get some type of medical care that they have not been able to have. So it's a very important thing. It's being put together along with the Piedmont Health District offices, and we've never had one in this area before. So it's a big opportunity, and it's plenty of time that they got to raise this money. But we have left what we were asking for at least that much in our ARPA funds, right? And we were asking for was it one or two? So what we had said was that we could help them out, and so we're gonna, I'm gonna make a motion that to help this opportunity out, that we provide them a donation to go along with this of $1,000 from the Buckingham County Board of Supervisors. And I would like to make that motion.

Chambers: Can we get a second?

Bryant: I'll second it.

Chambers: A motion, and second that we'll appropriate $1,000 to this organization. Are there any question on the motion? All in favor? Seven, yes.

Garrett: Thank you, Mr. Chairman, thank you for the opportunity.

Supervisor Garrett moved, Supervisor Bryant seconded and was unanimously carried by the Board to appropriate $1,000 to Piedmont Senior Resources for the Remote Area Medical Event.

Re: Executive Closed Session

Garrett: The next is to go into executive closed session, and I'm going to cite Article 2.1-3711.A.3, Discussion or consideration of the acquisition of real property for public purpose, or the disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position on negotiating strategies of the public body, and also the Code of Virginia, Section 2.1-3711.A.7, Consultation with legal counsel and briefings by staff members or consultations pertaining to actual or probable litigation where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body and consultation with legal counsel employed or retained by public body regarding specific legal matters requiring the provision of legal advice by such counsel.

Bryant: Second.

Chambers: Motion and second that we go into Executive Session under the Codes that were stated. Are there any questions? All in favor?

Supervisor Garrett moved, Supervisor Bryant seconded and was unanimously carried by the Board to go into Executive Closed Session in the above stated Codes of Virginia 2.2-3711.A.3 and 2.2-3711.A.7.

Re: Return to Regular Session

Garrett: Mr. Chairman, I move that we return to regular session and certify that to the best of each Board member's knowledge only business matters related to the Codes of which the executive meeting was convened, was discussed or considered in the closed Executive Session. I'll make a motion.

Bryant: I'll second it.

Chambers: We have a motion and second. Are there any questions on the motion? All in favor? 7 Yes.

Supervisor Garrett moved, Supervisor Bryant seconded and was unanimously carried by the Board to return to regular session and certify that to the best of each Board member's knowledge only business matters related to the Codes of which the executive meeting was convened, was discussed or considered in the closed Executive Session.

Re: Action as a result of Executive Closed Session

Chambers: Any action at the result is executive closed session?

Garrett: Yes, Mr. Chairman, I have a motion. I move that the County Administrator be able to execute the amended documents, amended substitution of collateral agreement, the amended schedule of construction, completion and operation agreement, and the amended nonnegotiable promissory note agreement.

Gilliam: Second.

Chambers: There's been a motion and a second. Are there any questions on the motion? All in favor? 7 yes.

Supervisor Garrett moved, Supervisor Gilliam seconded and was unanimously carried by the Board to authorize the County Administrator to execute the amended documents: amended substitution of collateral agreement, the amended schedule of construction, completer, and operation agreement, and the amended nonnegotiable promissory note agreement.

Re: Adjournment

There being no further business to discuss, Chairman Chambers declared the August 12, 2024 meeting of the Buckingham County Board of Supervisors adjourned.

ATTEST:

_____	_____
Karl R. Carter	**Joe N. Chambers, Jr.**
County Administrator	**Chairman**