

At a regular meeting of the Charlotte County Board of Supervisors held in the Administration Building of said county on August 14, 2018 at 1:30 p.m.

Present: Gary D. Walker - Chairman
Garland H. Hamlett, Jr. Vice Chairman
Kay M. Pierantoni
Robert L. Shook, Jr.
Nancy R. Carwile
Donna Fore
Royal S. Freeman

Absent:

Chairman Walker called the meeting to order.

Kay M. Pierantoni gave the invocation.

Motion was made by Nancy R. Carwile, seconded by Kay M. Pierantoni and carried with all other members present and voting yes to approve the agenda as presented.

Motion was made by Nancy R. Carwile seconded by Garland H. Hamlett, Jr. and carried with all other members present and voting yes to approve the minutes for July 10, 2018 Board of Supervisors Meeting, April 16, 2018, Joint Meeting with School Board, and August 1, 2018, Personnel meeting as corrected.

Correction to Committee Reports (July 10, 2018 BOS meeting) – Nancy Carwile and Donna Fore also attended the Economic Development Seminar at Hampden Sydney College.

Committee Reports

Kay Pierantoni –Attended the Tri County Community Action Board meeting, under the new CEO, Mrs. Carter, and at the request of Mrs. Carter attended the Halifax Board of Supervisors Meeting. Finished the first Supervisor Certification class (Leadership in the 21st Century), attended the CPMT meeting, and Solid Waste Committee Meeting (Garland Hamlett to report).

Robert L. Shook, Jr. – Facilities Committee reported that Clean Keepers Contract would be cancelled with a 30 day notice. With no objections the next highest scoring bidder would be contacted to take over the contract.

J & D Court Building will be finished soon for the Voter Registrar to move in. The next project will be renovations to move the Commonwealth Attorney's Office to the old General District Clerks Office.

The Health Dept. Building and the STEPS building are both in need of roof repairs and would need to be added to the RFP.

Mr. Shook requested permission to get a quote on a used bucket truck needed for tree trimming, painting and repairs.

Motion was made by Robert L. Shook, Jr., seconded by Nancy R. Carwile to obtain quotes on a bucket truck.

Amended Motion was made by Robert L. Shook, Jr., seconded by Nancy R. Carwile and carried with all other members present and voting yes to have the Maintenance Director (Glenn Johnson) get quotes on the purchase of a lift truck and rental of a lift truck.

Nancy R. Carwile – Attended the Commonwealth Regional Council Meeting and the CRC is working on a plan to update Emergency Management Operations.

VGA did not meet this month.

Donna Fore – Nothing to report.

Royal Freeman – Attended the CLEO meeting and discussed the Siteline Cabinetry closing. Workforce is working with the employees to help find jobs and some have been employed with Cardinal Homes

Garland H. Hamlett, Jr. – Completed the first course of the Supervisors Program with VACo and will be starting the second course. The Solid Waste Committee met and discussed the road conditions at the convenience centers, discussed the trash pickup services provided to two businesses in the county, tire recycling and co-mingle Recycling.

Chairman Walker – Youth Committee donated monies to the baseball teams attending the World Series.

Public Comment:

Angela Cook addressed the board representing the Piedmont Alliance for the Prevention of Substance Abuse. She provided information on the Opioid Epidemic.

Rebecca Dailey addressed the board with concerns for Bacon District Elementary School.

Motion wade made by Kay M. Pierantoni, seconded by Royal S. Freeman to table discussing the borrowing options for Charlotte County Schools.

Substitute Motion was made by Garland H. Hamlett, Jr., seconded by Royal S. Freeman and carried with Gary D. Walker voting No, Nancy R. Carwile Abstaining and all other members present and voting yes to delay discussion until a meeting is held with the School Board and then the Board of Supervisors will hold a special called meeting to further discuss the options.

Substitute Motion Passed.

Motion was made by Nancy R. Carwile, seconded by Robert L. Shook, Jr. and carried with all other members present and voting yes to adopt the following resolution for Reimbursement;

WHEREAS, the County of Charlotte, Virginia (the "County") intends (i) to undertake certain capital projects for school purposes, including, but not limited to, the costs associated with improvements to Bacon Elementary School and Phenix Elementary School (collectively, the "Project"), (ii) to pay costs of the Project from available funds of the County prior to the issuance or incurrence of bonds or other obligations or debt (the "Bonds") to finance the Project, and (iii) to reimburse itself for such original expenditures (the "Expenditures") from the proceeds of the Bonds.

WHEREAS, Bond Counsel has advised the County that Treas. Regs. § 1.150-2 requires the County to adopt a resolution in the form set forth below to preserve the County's ability to use portions of the proceeds of the County's upcoming issues of Bonds to reimburse itself for the Expenditures.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CHARLOTTE, VIRGINIA, THAT:

1. The County intends to finance the Project through the issuance of one or more series of Bonds. The principal amount of the Bonds attributable to the Project is not expected to exceed \$3,200,000.

2. This Resolution represents a declaration of "official intent" under Treas. Regs. § 1.150-2.

3. Prior to the issuance or incurrence of the Bonds, the County expects to pay the costs of the Project from its available funds.

4. On the date each Expenditure is paid, it will be a capital expenditure (or would be with a proper election) under general federal income tax principles or will otherwise comply with the requirements of Treas. Regs. § 1.150-2(d)(3).

5. The County reasonably expects to reimburse the Expenditures made prior to the issuance of the Bonds to finance the Project from the proceeds of the Bonds and the adoption of this Resolution is consistent with the budgetary and financial circumstances of the County.

6. This Resolution shall be in effect from and after its adoption on August 14, 2018.

Motion was made by Garland H. Hamlett, Jr., seconded by Donna Fore and carried with Kay M. Pierantoni and Donna Fore voting no and all other members present and voting yes to adopt the following resolution in support of Sales Tax Revenue for School Construction and Improvement:

Whereas, in 2013 the Virginia General Assembly approved a sales tax increase in certain localities for Infrastructure Development from 5.3 to 6.0 percent to relieve traffic congestion, making available billions of dollars of local funding for infrastructure; and

Whereas, Virginia collects 5.3 percent of sales taxes with 1 percent going to the locality, currently representing over \$580,000 annually to Charlotte County; and

Whereas, school building needs in many Virginia localities including Charlotte County have become as acute a problem as traffic congestion in Northern Virginia and Hampton Road; and

Whereas, the Virginia Senate has recognized the need for school buildings and developed a committee chaired by state Senator William Stanley to address obsolete buildings; and

Whereas, rural localities in general lack an adequate tax base to support and fund major capital needs; and

Whereas, school children living in rural areas of Virginia should not be at a disadvantage as compared to other localities in attending safe, healthy school buildings; and

Whereas, Virginia Delegate James Edmunds has recognized that the local needs of Charlotte County Public Schools align with the needs of many localities across the Commonwealth and;

Whereas, the funding of capital projects constricts local and school system operating funding and infringes on money for teacher pay and public safety; and

Whereas, state sales tax dollars invested in local construction projects would make available more local dollars to invest in the operation of schools, including more competitive teacher pay and meeting other pressing needs; and

Whereas, sales tax revenue specifically earmarked for school funding would allow a locality to spend local property tax dollars on such needed areas as public safety, school operating budget, and refuse collection and disposal; and

Whereas, sales tax revenue specifically designated for school infrastructure funding should not be counted towards the Local Required Effort for educational funding; and

Whereas, it is in the interest of having a thriving public education system that any enabling legislation guarantees that localities cannot supplant funding from the schools' operational budgets if new revenue is generated from a school infrastructure sales tax; and

Whereas, state enabling legislation is legally required for an additional sales tax which would be expressly dedicated to public school capital project funding; and

Whereas, each locality should obtain the support of its community by way of a referendum approving any local sales tax increase for school improvement and construction;

Now Therefore, the Charlotte County Board of Supervisors does hereby resolve and express its support and desire for the Virginia General Assembly to enact such legislation as is necessary to permit localities to charge additional sales tax, conditioned upon a local referendum approving such sales tax with the revenue generated thereby being returned to the localities for the express and exclusive purpose of providing funding for public school capital improvement and building purposes, with no dilution of Local Required Effort towards educational operational funding. Once a project for which a referendum is held and approved is completed and all attendant debt satisfied by the increased sales tax and other available revenue sources, the additional sales tax would cease to be charged.

Motion was made by Garland H. Hamlett, Jr., seconded by Robert L. Shook, Jr. and carried with all other members present and voting yes to adopt the following resolution in declaring Line of Duty Act Benefit Eligibility;

WHEREAS, under Virginia Code Section 9.1-400 Charlotte County must, by ordinance or resolution, officially recognize fire departments and emergency medical service agencies in order for department members to qualify for benefits under the Line of Duty Act; and

WHEREAS, seven volunteer fire departments including Bacon District Volunteer Fire Department, Charlotte Court House Volunteer Fire Department, Cullen Volunteer Fire Department, Drakes Branch Volunteer Fire Department, Keysville Volunteer Fire Department, Phenix Volunteer Fire Department, and Red House Volunteer Fire Department are an integral part of Charlotte County's safety program and emergency response team; and

WHEREAS, the Charlotte County Rescue Squad, which has multiple locations in the County, provides emergency medical services to county citizens and is an integral part of Charlotte County's safety program and emergency response team;

NOW, THEREFORE BE IT RESOLVED that the Charlotte County Board of Supervisors recognizes the aforementioned fire departments and the Charlotte County Rescue Squad and declares their members eligible for benefits under the Line of Duty Act.

Tim Burge with Skanska addressed the Board with an update on the Court House Project. Offices were moved in on July 2nd and 3rd. Completion of Security is ongoing and punch list items and training are being done. Blair Construction has until September 3, 2018 to complete all close out documents. The budget now stands at \$125,000.00 over budget.

Motion was made by Nancy R. Carwile, seconded by Robert L. Shook, Jr. and carried with Kay M. Pierantoni voting No and all other members present and voting yes to set a Public Hearing on September 11, 2018 at 1:35 p.m. for the purpose of Amending the FY 2018-2019 Budget.

Kay M. Pierantoni addressed the board with concerns about School Issues.

Motion was made by Kay M. Pierantoni, seconded by Donna Fore and carried with all other members present and voting yes to request the School Board to have regularly scheduled meeting with the Board of Supervisors.

Donna Fore addressed the board with an update on Clarkton Bridge. Demolition is due to start in September 2018, and must be completed by January 2019. Department of Game and Inland Fisheries and Virginia Department of Transportation will meet regarding boat access in January 2019.

Patricia Berkeley, Treasurer addressed the board with an update on software issues and delinquent taxes. The delinquent tax list contains errors and it is not ready to be viewed by the public. There is a listing of properties for sale for non-payment of taxes. Mrs. Berkeley requested the board's permission to write off the deceased tax accounts in the amount of \$10,730.56.

Motion was made by Donna Fore, seconded by Robert L. Shook, Jr. and carried with all other members present and voting yes for the Treasurer to write off the deceased tax accounts in the amount of \$10,730.56.

Motion was made by Nancy R. Carwile, seconded by Kay M. Pierantoni and carried with all other members present and voting yes to approve the following appropriations for FY 2019;

10-3103-5413	DARE Program –Operating Supplies	14,626.82	
10-3105-5413	Project Lifesaver-Operating Supplies	6,671.21	
10-3106-5413	State Asset Forfeiture Funds Operating Supplies	433.94	
10-3107-5413	Fed. Asset Forfeiture Funds Operating Supplies	3,123.69	
10-3109-5413	Local Asset Forfeiture Funds Operating Supplies	1,261.36	
10-510030	Funds from General Fund Balance		26,117.02
Total		26,117.02	26,117.02
10-3102-5419	National Night Out	1,042.46	
10-189924	National Night Out		1,042.46

Motion was made by Robert L. Shook, Jr., seconded by Royal S. Freeman and carried with all other members present and voting yes to approve the invoices for FY 2018 in the amount of \$142,938.41

Motion was made by Royal S. Freeman, seconded by Garland H. Hamlett, Jr., and carried with all other members present and voting yes to approve the invoices for FY 2019 in the amount of \$735,021.99.

Motion was made by Nancy R. Carwile, seconded by Garland H. Hamlett, Jr., and carried with Royal S. Freeman absent and all other members present and voting yes to convene in closed session as permitted by Virginia Code Section 2.2-3711.A.1, a personnel matter involving the County Administrator Position.

Motion was made by Garland H. Hamlett, Jr., seconded by Royal S. Freeman and carried with Donna Fore absent and all other members present to return to open session.

Motion was made by Nancy R. Carwile., seconded by Garland H. Hamlett, Jr. and carried with Donna Fore absent and all other members present and voting yes to return to open session and adopt the following resolution;

WHEREAS, the Board of Supervisors of Charlotte County, "Board", 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.

WHEREAS, Section 2.2-3712 of the Code of Virginia, 1950, 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 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 by the Board.

The meeting was recessed until September 11, 2018 at 1:30 p.m.