

VIRGINIA: AT A REGULAR MEETING OF THE BRUNSWICK COUNTY BOARD OF SUPERVISORS HELD WEDNESDAY, AUGUST 15, 2018, IN THE BOARD ROOM OF THE BRUNSWICK COUNTY GOVERNMENT BUILDING

PRESENT: HON. BARBARA JARRETT-HARRIS, CHAIR, HON. JOHN W. ZUBROD, VICE-CHAIR, HON. FREDERICK A. HARRISON, SR., HON. BERNARD L. JONES, SR., HON. WELTON TYLER, BOARD OF SUPERVISOR MEMBERS; DR. CHARLETTE T. WOOLRIDGE, COUNTY ADMINISTRATOR/CLERK; PAUL C. JACOBSON, COUNTY ATTORNEY; LESLIE R. WEDDINGTON, ASSISTANT COUNTY ADMINISTRATOR/DEPUTY CLERK/RECORDER OF MINUTES

Re: Closed Meeting – 6:00 p.m.

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board of Supervisors of Brunswick County, Virginia convened in Closed Meeting to discuss the following matters under:

- 2.2-3711.A.1: Discussion regarding personnel matters.
- 2.2-3711.A.3: Discussion of the acquisition of real property for a public use.
- 2.2-3711.A.5: Discussion concerning a prospective business/industry.
- 2.2-3711.A.7: Discussion with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Reconvene in Open Meeting

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board of Supervisors of Brunswick County, Virginia reconvened in Open Meeting.

WHEREAS, the Board of Supervisors of Brunswick County, Virginia (“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; and,

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.

WILL EACH MEMBER NOW SO CERTIFY:

Mr. Harrison: Aye

Mr. Jones: Aye

Mr. Tyler: Aye

Mr. Zubrod: Aye

Mrs. Harris: Aye

Re: Call to Order – 7:30 p.m.

Chair Harris called the meeting to order and welcomed all citizens in attendance.

Re: Invocation and Pledge of Allegiance

Chair Harris invited anyone in the audience who would like to participate in the invocation with the Board members to please stand and join them. Supervisor Harrison gave the Invocation and Pledge of Allegiance.

Re: Approval of Agenda

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board approved the agenda with the following additions and deletions:

Add under County Attorney's Report

Lease Agreement between the County of Brunswick and the Town of Lawrenceville

Add under New Business

Personnel

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Public Hearings

Conditional Use Permit Case #18-007 – Submitted by Prepared Outcomes, LC, to operate and maintain a shooting sport facility in the Agricultural (A-1) Zoning District

The public hearing was cancelled at the request of the applicant and rescheduled for the Board of Supervisor's September meeting.

Rezoning Case #18-008 – Submitted by David Daniel, to rezone the subject property from Agricultural (A-1) to Residential, General, (R-2) Zoning District

Mr. George E. Morrison, III, Director of Planning, stated that the applicant is requesting approval to rezone the subject property from Agricultural (A-1) to Residential (R-2) to conduct short-term rentals. The subject property is located on the northwest side of Lake Gaston Drive (State Route 667), approximately 75 feet from the intersection of Living Water Road (a private drive) and Lake Gaston Drive, in the Powellton Magisterial District and the Meherrin Election District.

The Planning Commission conducted a public hearing on this request at their July 10, 2018, meeting. No one spoke in opposition to the request. At the conclusion of the public hearing, the Planning Commission voted unanimously to recommend approval of the request.

The Chair opened the public hearing. The following citizens spoke:

- Mike Dottie – Spoke in favor of the request.
- Wally Sayko – Spoke in opposition to the request.
- Eric Nelson – Spoke in favor of the request.
- Rick Stanton – Spoke in opposition to the request.

After providing all citizens an opportunity to express their views, the Chair closed the public hearing.

Mr. Zubrod stated that he is concerned that approval of the rezoning request would open the door for other applications to be made for rezoning property to Residential (R-2) to allow short-term rentals.

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and carried, the Board denied Rezoning Case #18-008.

Ayes: Harrison, Jones, Zubrod; Nays: Tyler, Harris

Application for a Use Not Provided For Case #18-009 – Submitted by Stephen Palmer, to amend the Zoning Ordinance to add Manufacturing and Processing of Non-hazardous Chemicals with the approval of a conditional use permit in the Industrial (I-1) Zoning District

Mr. Morrison stated that the applicant is requesting to amend the Zoning Ordinance to add manufacturing and processing of non-hazardous chemicals with the approval of a conditional use permit in the Industrial (I-1) Zoning District.

The Planning Commission conducted a public hearing on this request at their July 10, 2018, meeting. No one spoke in opposition to the request. At the conclusion of the public hearing, the Planning Commission voted unanimously to recommend approval of the request.

The Chair of the Board opened the public hearing. No citizens spoke.

After providing all citizens an opportunity to express their views, the Chair closed the public hearing.

Upon a motion by Mr. Harrison, seconded by Mr. Zubrod, and carried, the Board approved Use Not Provided for Case #18-009.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Approval of Minutes

Upon a motion by Mr. Harrison, seconded by Mr. Zubrod, and unanimously carried, the Board approved the minutes of the July 20, 2018, regular meeting.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Virginia Department of Transportation

Mr. Tommy Johnson, Assistant Residency Administrator, presented the monthly report as follows:

Maintenance Forces

- Conducted safety mowing of primary crossovers and intersections.
- Performing ditching and pipe repairs on various routes.
- Performing Secondary brush cutting.
- Patching potholes on various routes.
- Machining National Highway System (NHS) roadways and hauling stone as needed.
- Performed routine maintenance and litter patrol on various routes.

Mr. Johnson reported on the following projects:

- Route 712, Old Stage Road Bridge over Reedy Creek – The old bridge beams and decks have been removed. New steel beams will be delivered and installed by mid-August. Road will be reopened to traffic mid-September 2018.
- Rural Rustic Project, Route 730, Bright Road– Project is complete.
- Rural Rustic Project, Route 605, Lewis Drive – Grading of the road and installation of pipes will begin the week of August 26, 2018.
- Rural Rustic Project, Route 648, Great Creek Road – Grading of the road and installation of pipes has started on this road.
- Route 692, Matthews Chapel Road – The road is closed between Route 611, Dry Bread Road and Route 46, Christanna Highway, for a pipe repair replacement project following heavy rainfall. Work is to be completed by August 24, 2018.

Re: Brunswick County Public Schools Monthly Report

Dr. Kristy Somerville-Midgette, Division Superintendent, thanked Supervisor Harris and Dr. Woolridge for their attendance at the school's Convocation.

FY18 School Budget Tracking Report

Mr. Darrell Owens, Director of Business and Support Services, provided an overview of the schools monthly financial report. This was provided for the Board's information.

See attached report.

Re: Presentations

Brunswick Angels All-Star Softball Team

The Board of Supervisors recognized the Brunswick Angels All-Star Softball Team as the Traditional Play District and State Champions and as Mega World Series participants.

Brunswick Angels All-Star Softball Team

Martha Rose Bishop
Jadamichelle Bruce
Riley Burkett
Cassidy Conwell
Aubrey Corum
Kimball Crowder
Riley Griffin
Kyndall Jones
Emily King
Makenzie Leemon
MoAsia Reaves
Ruth Anne Torres
Tommy King, Coach
Leonard Corum, Coach
Joes Conwell, Coach

Re: Department/Agency Presentations

Crisis Intervention Team Assessment Center

Ms. Wanda Brock, Southside Community Services Board Crisis Intervention Team, gave an overview of the Crisis Intervention Team Assessment Center in South Hill.

Re: Citizen Comments

The Chair opened the citizen comment period and advised that each citizen will be allotted three (3) minutes to speak. The following citizens spoke:

- Cynthia Jones – President of the Brunswick Education Association, requested that the Board provide funding for teacher salary step increases.
- Karen Berry – Expressed concern regarding the lack of aerial fire fighting equipment.
- David Daniel – Expressed disappointment regarding the Board’s denial of his rezoning case from Agricultural (A-1) to Residential (R-2) for short-term rentals.

Re: Finance Director’s Report

Approval of Disbursements

Mrs. Keli Reeks, Director of Finance, presented disbursements as follows:

- System checks dated July 21, 2018, in the amount of \$26,789.50
- System checks dated July 23, 2018 (FY18), in the amount of \$1,149.00
- System checks dated July 31, 2018 (FY18), in the amount of \$30,467.96
- System checks dated August 3, 2018, in the amount of \$9,803.07
- System checks dated August 8, 2018, in the amount of \$110,145.44
- System checks dated August 10, 2018 (FY18), in the amount of \$14,046.36
- System checks dated August 15, 2018, in the amount of \$1,219,060.82
- System checks dated August 16, 2018, in the amount of \$48,771.24

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board approved disbursements in the amount of \$1,460,233.39, as presented.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

FY18 Year End Fiscal Report

Upon a motion by Mr. Zubrod, seconded by Mr. Jones, and unanimously carried, the Board approved the following appropriations and budget transfers:

- Appropriated an amount not to exceed \$309,750 from the undesignated FY18 General Fund Balance to the applicable line items of the FY18 Brunswick EMS (\$172,025) and FY18 Meherrin River Regional Jail (\$137,725) departmental budgets.

- Appropriated \$1,265 in DMV Select commissions received from the Commonwealth to the applicable line items of the FY18 DMV Select Fund; and further, transferred \$391 from the unexpended funds in the FY18 Finance Department budget to the FY18 DMV Select Fund.
- Appropriated \$4,569 from the FY18 Courthouse Maintenance Fund Balance to the applicable line items in the FY18 Courthouse Maintenance Fund.
- Appropriated a total of \$115,698 in debt proceeds to the applicable FY18 Capital Improvement Projects line items: Route 58 Water/Waste Water Infrastructure Project (\$60,839), Radio Communications Upgrade Project (\$54,859).
- Appropriated \$106,230 in grant proceeds for the Brunswick County Byways Visitor Center to the applicable line items in the FY18 Capital Improvement Project Fund.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Planning Director's Report

Resolution - Woodlake Pointe Subdivision – Secondary Street Acceptance - Pine Top Drive, Bradley Point, Clearview Drive

Upon a motion by Mr. Tyler, seconded by Mr. Zubrod, and unanimously carried, the

Board adopted the following resolution:

WHEREAS, the street(s) described on the attached Additions Form AM-4.3, fully herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Brunswick County, and

WHEREAS, the South Hill Residency Office of the Virginia Department of Transportation recommends that Pine Top Drive, Bradley Point Drive and Clearview Drive referenced in the attached Additions Form AM4.3, be added to the secondary system of state highways as a no cost rural addition pursuant to Section 33.2-705 and Commonwealth Transportation Board policy, because the street(s) meets current minimum standards and serve a public need.

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached additions form AM-4.3 to the secondary system of state highways, pursuant to Section 33.2-705, Code of Virginia and the Rural Addition Policy of the Commonwealth Transportation Board of the Virginia Department of Transportation.

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right of way, as described on the attached form AM-4.3, and any necessary easements for cuts, fills and drainage, and

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

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Resolution – Fort Picket Joint Land Use Study (JLUS)

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board adopted the following resolution:

WHEREAS, it is mutually recognized that the continued operation of Fort Pickett is important to national defense and to the economies of the Commonwealth of Virginia and Southside and Central Virginia;

WHEREAS, the Parties executing this Resolution intend to engage in a cooperative planning effort, known as a Joint Land Use Study (JLUS), to guide further community growth and development that is compatible with the mission of Fort Pickett; and

WHEREAS, it is recognized that participation in and development of the JLUS would also benefit the health, safety and general welfare of the citizens of Southside and Central Virginia; and

WHEREAS, Commonwealth of Virginia volunteered to serve as the sponsoring agency on behalf of the local communities and received a grant from the Department of Defense on June 25, 2018;

NOW, THEREFORE, BE IT RESOLVED that the Parties executing this Resolution shall participate in the Fort Pickett Joint Land Use Study and commit to a good-faith effort to implement the Joint Land Use Study recommendations.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: County Attorney's Report

Lease Agreement between the County of Brunswick and the Town of Lawrenceville

Mr. Paul Jacobson, County Attorney, provided an overview of the lease agreement between the County and the Town of Lawrenceville for property identified as Tax Map 52A7-6-1A. The agreement enables the County to acquire a leasehold interest in Tax Map 52A7-6-1A owned by the Town of Lawrenceville upon which is to be installed a communications building, security fence, gate, generator and related infrastructure and

equipment to support a Radio System being acquired by the County for the benefit of the residents of the County, including residents of the Town of Lawrenceville.

The County is authorized to lease from the Town of Lawrenceville, and the Town is authorized to lease to the County, pursuant to Sections 15.2-951 and 15.2-1800 of the Code of Virginia of 1950, as amended and other applicable law, the Real Estate for the purposes set forth herein.

Upon a motion by Mr. Zubrod, seconded by Mr. Harrison, and unanimously carried, the Board approved the lease agreement between the County and the Town of Lawrenceville.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: New Business

Mecklenburg County Resolution – Sales Tax Revenue for School Construction and Improvements

Upon a motion by Mr. Jones, seconded by Mr. Zubrod, and unanimously carried, the Board adopted the following resolution at the request of Mecklenburg County:

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 of that going to the locality, currently representing approximately 3.6 million dollars annually going to Brunswick County; and

WHEREAS, school building needs in many Virginia localities including Brunswick County have become as acute a problem as traffic congestion in Northern Virginia and Hampton Roads; 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, the funding of capital projects constricts local 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, state sales 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 designed 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 referendum approving any local sales tax increase for school improvement and construction;

NOW THEREFORE BE IT RESOLVED that the Brunswick 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.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Hotel Feasibility Study

The County Administrator and Director of Economic Development attended a hotel conference earlier this year to meet with hotel owners and operators that focus on filling the lodging needs of smaller communities by introducing upper mid-scale all new build

properties. Subsequently, the County procured the services of Newmark Knight Frank, one of the world's leading commercial real estate advisory firms, to conduct a hotel feasibility study. The study finds that Brunswick County will support a 45 room hotel at the intersection of Highway 46 and Highway 1 in Alberta. The study also assumes the proposed subject hotel will affiliate with a nationally recognized upper-midscale brand such as Cobblestone or Best Western, providing national recognition and a strong central distribution channel. The County Administrator and Director of Economic Development will begin discussions with developers to promote a hotel in the County.

A copy of the study is on the County's website for review.

Personnel – Administrative Services Coordinator

Upon a motion by Mr. Tyler, seconded by Mr. Harrison, and unanimously carried, the Board appointed Cynthia Boone as Administrative Services Coordinator, effective September 3, 2018, pending a successful background check.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Appointments

Brunswick County Planning Commission

Upon a motion by Mrs. Harris, seconded by Mr. Harrison, and unanimously carried, the Board appointed Earl Jarrell to the Planning Commission, to fill an unexpired term, representing the Totaro Election District.

Ayes: Harrison, Jones, Tyler, Zubrod, Harris; Nays: None

Re: Adjourn

Upon a motion by Mr. Harrison, seconded by Mr. Zubrod, and unanimously carried, the Board adjourned to Monday, August 20, 2018, at 6:00 p.m., in the Board Room of the Brunswick County Government Building.

Hon. Barbara Jarrett-Harris, Chair

Charlette T. Woolridge, Ph.D., Clerk