# LUNENBURG COUNTY BOARD OF SUPERVISORS with a joint discussion of the Landfill C.U.P. application with the Lunenburg County Planning Commission 160 COURTHOUSE SQUARE LUNENBURG COURTS BUILDING, LUNENBURG, VIRGINIA

#### December 12, 2019 Meeting

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- 1. Call to Order
- 2. Invocation/Pledge of Allegiance: Supervisor Hankins
- 3. Requests for Additions to the Agenda
- 4. Conflict of Interest Statements & Organizational Matters
- 5. Consent Agenda:
  - A) Minutes of November 14 and November 19, 2019 Meetings
  - B) Warrants for Approval November 2019
  - C) Treasurer's Reports October 2019
- 6. Virginia Department of Transportation
- 7. Lunenburg County School Board
- 8. Robinson Farmer Cox Associates FY2018-2019 Annual Audit Presentation
- 9. Second Amendment Sanctuary Proposed Resolution

### Joint Discussion with Lunenburg County Planning Commission: Agenda Item #10

10. Conditional Use Permit Modification - CFS/Meridian Waste Landfill C.U.P.

#### **Public Hearing**

- 11. Virginia's Growth Alliance Agreements and By-Laws Revision of "TransTech Alliance"
- 12. County Offices and Departments
  - A) County Offices Holiday Hours
- 13. Piedmont Court Services Annual Report
- 14. Planning and Economic Development Update
- 15. Administrator's Update
- 16. County Attorney Update
- 17. Closed Session Items (if necessary)
- 18. Other Business (per Board approval)
- 19. Adjournment

It is the intention of the Lunenburg County Board of Supervisors to comply with the Americans with Disabilities Act. Should you need special accommodations, please contact the County Administrator's Office at 434-696-2142 prior to the meeting date. -- Tracy M. Gee, County Administrator

# **Consent Agenda:**

- A) Minutes of November 14 and November 19, 2019 Meetings
- B) Warrants for Approval November 2019
- C) Treasurer's Reports October 2019

# LUNENBURG COUNTY BOARD OF SUPERVISORS GENERAL DISTRICT COURTROOM LUNENBURG COURTS BUILDING LUNENBURG, VIRGINIA



#### Minutes of November 14, 2019 Meeting

The regularly scheduled meeting of the Lunenburg County Board of Supervisors was held on Thursday, November 14, 2019 at 6:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors Edward Pennington, Frank Bacon, Charles R. Slayton, Alvester Edmonds, Mike Hankins, Robert Zava, County Administrator Tracy M. Gee, Deputy Administrator Nicole A. Clark, and County Attorney Frank Rennie. Supervisor T. Wayne Hoover was absent.

Chairman Slayton called the meeting to order.

Supervisor Pennington provided the invocation and led the Pledge of Allegiance.

Chairman Slayton requested additions to the agenda from the Board and the public. Administrator Gee requested the following additions, Sheriff's Department uniforms reimbursement and an Asset Forfeiture Transfer as 10A, Firework Permit Request as 12C and Abstract of Votes as 10E. Administrator Gee requested that item 11 CFS/Meridian Waste Conditional Use Permit Application discussion be moved to 16A and a request for a resolution to support 2<sup>nd</sup> Amendment Rights be added as 11 upon a request by Mr. Terry Rutledge.

Supervisor Bacon made motion, seconded by Supervisor Pennington and unanimously approved, to approve the following Resolution of Achievement for Eagle Scout Kyle Bailey.

#### RESOLUTION OF ACHEIVEMENT

WHEREAS, Kyle E. Bailey achieved the highest honor in scouting on September 12, 2019 and advanced to the rank of Eagle Scout; and

WHEREAS, Kyle E. Bailey cleared a pathway along the reservoir at the Lunenburg VFW hall located at the end of Marshall Avenue in Victoria; and

WHEREAS, Kyle E. Bailey also built a bridge, spanning a creek, crossing to the new pathway leading towards the reservoir; and

WHEREAS, in addition to the Eagle Scout Project, Kyle E. Bailey has earned 29 merit badges during his ecout career; and

NOW, THEREFORE, BE IT RESOLVED, that the Lunenburg County Board of Supervisors recognizes the accomplishments and determination of **Kyle E. Bailey** in advancing to the rank of Eagle Scout at his Eagle Scout Court of Honor on September 12, 2019.

BE IT FURTHER RESOLVED, the Lunenburg County Board of Supervisors congratulates Kyle E. Bailey on his achievement and offers best wishes for his future endeavors.

Adopted this 14th day of November 2019.

Mr. Rob Guidry of Container First Services/Meridian Waste presented their annual local donations. Mr. Guidry stated that when the original agreement was made with CFS and the county, CFS agreed to annual donations for the purpose of public safety and education. He advised that this year's donations would consist of \$10,000 to the Kenbridge Police Department, \$10,000 to the Victoria Police Department, \$20,000 to the Lunenburg Sheriff's Department and \$10,000 to the Lunenburg County Public Library System.

Supervisor Edmonds made motion, seconded by Supervisor Bacon and unanimously approved, to accept the Consent Agenda to include the Minutes of the October 10, 2019 meeting, the Treasurer's August & September 2019 reports and the following Warrants for Approval:

October 2019:

Payroll Direct Deposit: Payroll Taxes Federal: \$ 134,008.13

\$ 42,260.86

Payroll Taxes State:	\$	7,678.78
Payroll VRS payment:	\$	27,708.77
Payroll ICMA-RC payment:	\$	352.86
Payroll Health Savings Deposits:	\$	6,093.09
Accounts Payable: #58249-58365	\$	504,795.08
Total:	Ś	722.897.57

Mr. Kevin Smith of VDOT presented the monthly maintenance report. He advised that VDOT crews had recently performed a dry run of their snow equipment and plan; they are ready for the upcoming season. Mr. Smith informed the Board that Mr. Malcom L. Bailey had requested partial abandonment of Route 745 (Zach Road) with the section of road to abandon being approximately 0.1 miles in length and Route 732 (Bailey Road) with the section of road to abandon being approximately 0.6 miles in length. Mr. Malcom L. Bailey is the sole landowner of the portions of the roads to be abandoned. Both roads are located in the Rehoboth District #4, Chairman Slayton's district. Mr. Smith advised that a Public Hearing would need to be held before an official vote by the Board. The Board agreed to advertise the public comment period and hearing for early 2020.

School Superintendent Charles Berkley provided his monthly report. He advised that enrollment is still well above the budgeted number of 1467 students. He noted that Legislator's Day had been rescheduled for November 22<sup>nd</sup> at 10:00 a.m. starting at Kenbridge Elementary School and invited Supervisors to attend. Superintendent Berkley explained that they will need to replace the HVAC system in the gym at Central High School. The cost will be around \$18,000-\$19,000. Mr. Berkley asked the Board to consider allowing them to use the capital improvement funds for the replacement. Assistant Superintendent and Finance Director James Abernathy shared a copy of a resolution, approved by the School Board, to move the December pay date to the 18<sup>th</sup> for all teachers, bus drivers, and other workers paid by the School Board. He requested Board approval.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to approve the resolution moving the December pay date to the 18<sup>th</sup> for all teachers, bus drivers, and other workers paid by the School Board.

Mr. Abernathy presented the financial report. He noted that they had only received around \$94,000 in federal funds, representing about 9% of the projected federal revenue. They will be requesting a larger reimbursement next month. Mr. Abernathy shared some upcoming impacts for the FY2020-2021 budget. He advised that the composite index of local appropriation will rise from 2.2525 to 2.2561 in 2021. He noted that the VRS employer rate will rise from 15.68% to 16.62%. Mr. Abernathy stated that these two impacts will equate to an increase of about \$90,000 in the budget.

Administrator Gee shared a letter from Major DJ Penland requesting to move \$352.76 from their state asset forfeiture account. The amount was a reimbursement from the Virginia Sheriff's Institute on 5/16/2019 for a hotel expense for the 2018 Virginia Sheriff's Institute Spring Conference. After review by the Department of Criminal Justice Services, they determined that this amount should be removed as it was not paid from the asset forfeiture account. He requested the amount be moved into their uniform line item as they have hired two new Deputy's that need uniforms and equipment.

Supervisor Hankins made a motion, seconded by Supervisor Bacon and unanimously approved, to move \$352.76 from the Sheriff's State Asset Forfeiture account into the Sheriff's uniform line item.

Administrator Gee shared a letter from Major DJ Penland stating the Sheriff's Office received a check from the Town of Victoria in the amount of \$4,277.82 paying off the contract of an employee who left employment before their contract ended. Major Penland requested the funds be placed in their uniform line item.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to place a check from the Town of Victoria in the amount of \$4,277.82, paying off the contract of an employee who left employment before their contract ended, into their uniform line item.

Major DJ Penland requested that the check in the amount of \$20,000 from CFS be placed into the Sheriff's Office Police Supplies line item.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to place the check from CFS in the amount of \$20,000 into their Police Supplies line item.

Administrator Gee requested the Board's approval for an early pay date in December on Friday, December 20<sup>th</sup>.

Supervisor Pennington made a motion, seconded by Supervisor Edmonds and unanimously approved, to approve an early pay date in December on Friday, December 20<sup>th</sup>.

Administrator Gee shared a request from Circuit Clerk Gordon Erby wanting to make an upgrade to the scanning of criminal records into a system so that judges may have access to them from anywhere they are able to access the system. This upgrade would save travel time as well as allow for research of cases before court. Clerk Erby stated that the total cost is about \$1,000. He is able to use \$500 from his budget and would like to use \$500 from the Judge's budget. Judge J. William Watson is in agreement to use \$500 from the Circuit Court local budget.

Supervisor Pennington made a motion, seconded by Supervisor Bacon and unanimously approved, to approve the use of \$500 from the Judge's budget to assist in the upgrade of the scanning system.

Supervisor Hankins made a motion, seconded by Supervisor Bacon and unanimously approved, to approve a request from the Circuit Clerk Gordon Erby to increase revenue and expenditure for the Circuit Clerk's TTF Grant from the Compensation Board by \$16,087.

Supervisor Edmonds made a motion, seconded by Supervisor Bacon and unanimously approved, to approve the following Abstract of Votes from the November 7<sup>th</sup> General Election as a part of the minutes:

# ABSTRACT of VOTES Cast in LIMSHBURG COURTY, VIRGINIA at the 2019 November General Rickins held on November DE, 2019 for, Member House of Delegates Desnict det NAMES OF CANOIDATES ON THE BALLOT TOTAL VOTES MICEIVED (IN FRAUPES) Thomas C, Wight, Jr. - Republican 1745

Total Wine-in votes (From Wine-ins Certifications)

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### ABSTRACT of VOTES Cost to LUNENBURG COUNTY, VIRGINIA

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November General Election held on November 95, 2019 for. Member Senate of Virginia

NAMES OF CANDIDATES ON THE BALLOT

Frenk M. Ruff Jr. - Republican

Virginia M. Smith - Democratic

Total Virtue-in virtue in Smith - Democratic

Total Virtue-in virtue in Smith - Democratic

Total Virtue-in virtue in Virtue-ins Certifications

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Total Number of Overviets for Diffice

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We, the undersigned Electoral Board, upon examination of the official records deposited with the Clark of the Circust Court of the election held on November 05, 2019, do hereby certify that the above is a true and correct Abstract of Votes cast at side decision for the Member Sentier of Virginia.

Oven under our hands this 6th day of November 2019

Additional of distribution Chairman

Many Army Later Later Vice Chairman

Secretary

(Closer & Ward III Acong Secretary

Given under our hands this 6th day of November 2019

ARKA JALFAW Chairman

Flectual Boad Jake 1 Wing Lift TIT Secretary

Olive 5 Wing Lift TIT Acting Secretary

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November Q5, 2019 for.

#### Commonwealth's Attorney

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
Robert E. Clement	3029
Total Write-In votes (From Write-Ins Certifications) [Valid Write-Ins + Invalid Write_ins = Total Write In Votes]	76
Total Number of Overvotes for Office	0

We, the undersigned Electoral Board, upon examination of the official records deposited with the Caels of the Circuit Court of the election field on November 05, 2015, do hereby confly that the above is a three and correct Abstract of Votes at the said decidion and do, therefore, determine and decision that the following paradics) has received the greatest number of votes cast for the Commonnealith's Attorney.

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November General Election held on November 65, 2019 for,

#### Treasurer

NAMES OF CAMBIDATES ON THE BALLOT	TOTAL VOTES RECEIVED
Amona W. Currin	320
Total Write-In votes [From Write-Ins Certifications] [Valid Write-Ins • Invatid Write_ins ≈ Total Write In Votes]	4
Total Number of Overvotes for Office	

We, the undersigned Electoral Board, upon examination of the official records deposited with the Client of the discion held on November 05, 2016, do herby certify that the above is a true and correct Abstract of Votes at the said election and do, therefore, determine and declare that the following person(s) has received the greatest number of votes cast for the Treatswer.

Amona W. Currin

Given under our hands this _	6th	day of	November	2019
Y - 1	Spens	) A Day	new	, Chairman
1 1	nary as	in Estes		, Vice Chairman
Board Co	liver i	1. Wms		, Secretary
20	hac I	Winds	1711	, Acting Secretary
4		0		

#### **ABSTRACT of VOTES**

#### Commissioner of Revenue

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
Elizabeth V. Hamfett	2177
Charan Coffee Price	703
R. L. 'Bobby' Thompson	612
Total Witte-In votes [From Write-Ins Centifications] [Valid Write-Ins + Invalid Write_Ins = Total Write In Votes]	7
Total Number of Overvotes for Office	0

We, the undersigned Electoral Board, spinn examination of the official records deposited with the Clask of the Circuit. Court of the election had on Nevember 05, 2016, on tenty condy, that the above is a time and convect Abstract of Votes at the said decision wind do, therefore, determine and decision had the closely person(s) had received the greatest manifer of Votes cast for the Commissioner of Reviews.

Elizabeth Y, Hamlett

Given under our hands this	6th	day of _	November	2019
	Lynn	galas	w	, Chairman
13 3	Mary	ann E	tes	, Vice Chairman
Board	three !	1 Wmg	Stor	, Secretary
J- A	lives &	Wind	大亚	, Acting Secretary
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The state of				

#### **ABSTRACT of VOTES**

Clest in LUNENBURG COUNTY, VIRGINIA, at the 2019 forwarder General Election held on November 05, 2019 for Sheriff

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
Arthur Townwend Jr.	2834
Michael B. Landry	760
Total Write-in voies [From Wite-ins Certifications] [Valid Write-ins + Invalid Write_ins = Total Write in Voles]	13

We, the undersigned Electoral Board, upon exemination of the official records deposted with the Clark of the Circust Court of the election had on November 05, 2015, do hatily cently that the above is a trus and control Adstract of Votes at the said election and do, therefore, determine and declare that the following persons) has reposted the greatest matter of votes cast for the Pfermit.

Arthur Townsend Jr.

liven under our hands this	Oth	day of _	November	2019
Y -	Denn	Inle	(new)	, Chairman
( ) D	Jary a	nn Este	2	, Vice Chairman
Board Seal	hoes &	Wing	HIL	Secretary
10	line i	Ward	<b>*</b>	, Acting Secretary
		0		

Given under our hands this	6th	day of _	November	2019
	Donne	1 sele	mu)	. Chairman
( ) Y	Mary a	un Este	1	. Vice Chairman
Board O	line of	Wort	X-70	, Secretary
0	lies &	Willst	T	. Acting Secretary

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA

#### Member Board of Supervisors

#### Member Board of Supervisors

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
Edward W. Pennington	578
Total Write-In votes (From Write-Ins Certifications) [Valid Write-Ins + Invalid Write_Ins = Yotal Write In Votes]	6
Total Number of Overvalue for Office	0

We, the undersigned Electural Brand, upon examination of the official records deposited with the Clerk of the Const. Court of the election had no howenher 65, 2019, do testly usuify that the above is a true and consect Abstract of Voles at the said election and do, therefore, determine and determine that the following person(s) has received the greatest marbler of voles cast for the Member Board of Supervisore.

Edward W. Pennington

Given under our ha	rids this 6th	day of _	November	2019
S.C.	dine	Solar	nu	, Chairman
13	Mary a	un Est		. Vice Chairman
Electoni -	Oliver L	Winy	HTIII	, Secretary
117 1	AHI	111		

#### ABSTRACT of VOTES

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November 05, 2019 for,

#### Member House of Delegates

District: 075

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
particular transfer to the control of the control o	508
Roslyn C. Tyler - Democratic	532
H. Otto Wachsmann, Jr Republican	
Total Write-in votes (From Write-ins Certifications) [Valid Write-ins + Invalid Write_ins = Total Write in Votes]	0
Total Number of Overvotes for Office	and the formation of the second

We, the undersigned Electoral Board, upon examination of the official records deposited with the Clark of the Circuit Court of the election held on November 05, 2019, so hereby certify that this above is a true and correct Abstract of Votes cast at said election for the Member Hoyse of Orlegation.

Given under our hands this 6th day of November	2019
Donn Orlagan	, Chairman
mary ann Ester	, Vice Chairman
(Elisaber) Aligner L. Wright TI	Secretary
Chou & Wight I	, Acting Secretary

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRIGINIA

CAST IN LUN

#### Member School Board

NAMES OF CANDIDATES ON THE BALLOT TOTAL	VOTES RECEIVED (IN FIGURES)
and the second	484
Ruby Baker Ingram	149
Jodi Lee Clark  Total Write-In vokes (From Write-Ins Certifications)	2
Votes Vivise-ins + Invalid Vivise ins = Total Write in Votes]  Total Number of Overvotes for Office	0

We, the undersigned Electoral Board, upon examination of the official records deposited with the Clerk of the Circuit Court of the electric held on Nevermon 16, 2015, do heatly cerelly this the above is a true and convect Abstract of Votes at the said decident and do, "Neverlins," demander and decisive that the following persons) may received the greatest number of videos and of the Neverlins of the Court Board.

Ruby Baker Ingram

Given under our hands t	his 6th	day of _	November	2019
		Talago	w	, Chairman
7	Mary a	nn Est	4	, Vice Chairman
Electrical Board	Don i	Wmy	Hor	. Secretary
1	Phine X.	Winch	tor	, Acting Secretary
Vance of	-	0		

#### **ABSTRACT of VOTES**

Cast in LUNENBURIG COUNTY, VIRIGINIA at the 2019 November General Election held on November 05, 2019 for.

#### Soil and Water Conservation Director Southside District

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
J. C. "Buok" Therpe Jr.	2166
Mark L. Poimer	2008
Total Write-in votes [From Write-ins Certifications] [Valid Write-ins + Invalid Write_ins = Total Write in Votes]	38
Total Number of Overvotes for Office	0

We, the unidersigned Electroal Briend, upon examination of the official records deposited with the Clark of the Circuit Court of the election held on Nevember 05, 2015, do herby centify that the above is a true and correct Abstract of Votes et the said electron and do, therefore, determine and electine that the following person(s) has received the greatest, runtitier of votes cast for the Soil and Water Conservation Director Southeade District.

1. J. C. "Buck" Tharpe Jr. 2. Mark L. Palmer

Given under our han	do this	6th	day of _	November	2019
=	"OX	conse	a Day	men	. Chairman
7	The	my an	in Este	at	, Vice Chairman
Electorel Board	10%	iver i	· Was	HI	, Secretary
(3)	al	in 1	Wm S	HT	. Acting Secretary
The same of			0		

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November 05, 2019 for,

#### Member School Board District: DISTRICT 6

NAMES OF CANDIDATES ON THE BALLOT	(IN FIGURES)
Kathy P. Coffee	472
Total Write-in votes [From Write-ins Certifications] [Valid Write-ins + Invalid Write_ins = Total Write in Votes]	
The state of the state of the Company of the Compan	0

We, the undersigned Electros Board, upon examination of the official records deposited with the Clark of the Circuit Court of the election held on November 05, 2015, do bettly certify that the above is a true and cornect Abstract of Votes, at the said election and do. The determine and declares that the following person(s) has received the greatest number of violet cast for the Member School Board.

Kathy P. Coffee

Given under our hands this	6th	day of _	November	2019
N - 1	Low	Palas	red	, Chairman
7 7	Mary a	un Este	u .	, Vice Chairman
Electoral Board	line à	Writ	十五	, Secretary
300	liver to	Wnitt	TI	. Acting Secretary
7		0		

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November 06, 2019 for,

#### Member Board of Supervisors

District: DISTRICT 2

NAMES OF CANDIDATES ON THE BALLOT	(IN FIGURES)
J. M. "Mike" Hankins	373
Total Write-in votes [From Write-ins Certifications] [Valid Write-ins + Invalid Write_ins = Total Write in Votes]	1
Total Number of Overvotes for Office	0

We, the undersigned Electoral Board, upon examination of the official records deposited with the Clerk of the Circuit Court of the election held on Nevember 05, 2016, do herby certify that the above is a time and correct Abstract of Virias at the said election and do, Election, adstrained and declare that the following person(s) has received the greatest number of volces can for this Member Board of Supervisors.

J. M. "Mike" Hankins

Given under our hands this	6th	day of	November	2019
	Aouna	) Or May	nu)	, Chairman
1 7	Parcel	nn Este	2	, Vice Chairman
Electoral Board	lives	2 Wing	htou	. Secretary
D. B.	hier	1 Write	+ 11	, Acting Secretary

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November 05, 2019 for,

#### Member Board of Supervisors District: DISTRICT 4

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
C. R. "Randy" Slayton	360
Timothy V. Hatley	167
Total Write-In votes [From Write-Ins Certifications] [Valid Write-Ins + Invalid Write, Ins = Total Write in Votes]	0
Total Number of Overvotes for Office	0

We, the undersigned Electional Board, upon examination of the official records deposited with the Clark of the Circuit Court of the election held on November 16, 2019, do hearly centry that the above is a true and connect. Abstract of Voiss at the said describer and the County of the County of

C.R. "Rendy" Sisyton

Given under our hands this _	6th	day of	November	2019
	(max)	galan	w	, Chairman
1	Parul	nn Este		, Vice Chairman
Electroni Board	lives of	Wrich	tu	_ , Secretary
70	liver	2. Wine	HI	, Acting Secretary
The same of the sa		0		

#### **ABSTRACT of VOTES**

Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November General Election held on November 05, 2019 for,

#### Member School Board District: DISTRICT 2

NAMES OF CANDIDATES ON THE BALLOT	TOTAL VOTES RECEIVED (IN FIGURES)
W. D. "Doug" Aubel	365
Total Write-in votes [From Write-Ins Certifications] [Valid Write-Ins + Invalid Write_ins = Total Write in Votes]	3
Yotal Number of Overvotes for Office	g.

We, the undersigned Electoral Board, upon examination of the official records deposited with the Clark of the Chout Court of the election held on Newmerber 05, 2019 to hearby cently hat the above is a trip and correct Advance of Voices at the said election and ob, therefore, determine and declare that the following person(s) has neceived the greatest number of voice cast for the Member School Board.

W. D. "Doug" Aubel

Given under our han	ds this 6th	day of _	November	2019
-	Done	of Dass	rev	, Chairman
1	Marya	un Este	e e	. Vice Chairman
Board Srei	Olive à	Wini	HI	, Secretary
-	Oliver &	Wind	+III	. Acting Secretary

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Cast in LUNENBURG COUNTY, VIRGINIA at the 2019 November 05, 2019 for,

Member School Board

NAMES OF CANDIDATES ON THE BALLOT	(IN FIGURES)
CONTROL OF THE CONTRO	401
Melanie B. Currin	117
Patrick L. Williams	0
Total Write-In votes [From Write-Ins Certifications] [Valid Write-Ins + Invalid Write_Ins = Total Write In Votes]	
The state of the s	0

We, the undersigned Electoral Board, upon examination of the official records deposited with the Dick of the Circuit Court of the election held on November 05, 2019, do bethy certify that the above is a true and correct Abstract of Volat the said election and do, thesetic determine and dischare that the following person(s) has received the greatest number of voles carts for the filember School Board.

Meianie B. Currin

Given under our hands this	6th	day of _	November	2019
	Sound	anla	mu)	, Chairman
7	mary a	un Este	2	, Vice Chairman
Electrial Doerd	live to	Winds	+11	Secretary
20	hiver a	Wrisk	FIL	, Acting Secretary

Mr. Terry Rutledge of 833 Juniper Creek Road approached the Board regarding protection of Second Amendment rights. Mr. Rutledge requested the Board pass a resolution declaring Lunenburg County a "Second Amendment Sanctuary County" and oppose any infringement on Second Amendment rights. He noted that his request is not politically driven; it is to uphold the State and United States constitution and the right to bear arms. Mr. Rutledge advised that lawmakers are considering changes to the law that would include such amendments as background checks on all firearm purchases (including transfers), a ban on automatic weapons, and removal of firearms by court order if an owner is deemed mentally unstable. Mr. Rutledge asked the Board to support a resolution in opposition to any infringement on Second Amendment rights enabling Lunenburg County to be at the forefront of this movement. He advised that Campbell County and Charlotte County have already passed similar resolutions and he is certain more counties will do the same.

Supervisor Bacon stated that he read the resolution passed by Charlotte County and he would be in favor of Lunenburg doing the same. Supervisor Zava suggested that the County Attorney have time to review the proposed resolution first since it was just given to the Board at the meeting. County Attorney Rennie stated that would like time to review the resolution and amend it for Lunenburg County. He will bring it before the Board at the December meeting for review.

Mr. Joseph Paschal of 2016 Whittles Mill Road, Mr. Jeff Watts of 1643 Tidewater Road, and Mr. David Wells 1405 Fowlkes Road all spoke briefly before the Board reiterating Mr. Rutledge's request to the Board to pass a resolution declaring Lunenburg County a "Second Amendment Sanctuary County".

Chairman Slayton stated that the matter would be tabled until the December meeting, giving County Attorney Rennie time to review the resolution. Administrator Gee added that the proposed resolution will be available for the public to view on the county website one week prior to the December meeting.

Mr. Glenn Millican presented his monthly report. He advised that he has several contacts looking at sites in the area as possible locations for business. He noted that he and Planning Commission Chairman Buck Tharpe recently attended the three-day Rural Planning Caucus Conference in South Boston, VA.

Administrator Gee shared that the County was awarded a Community Impact Grant to complete a study of housing vacancy and affordability in the county and two towns. The study will be performed by the Berkley Group in partnership with the Commonwealth Regional Council who will provide necessary grant reporting and administration to the Virginia Housing Development Authority. The Berkley Group's fee is \$25,000 for the project. This amount is fully reimbursable by the grant. Administrator Gee requested acceptance and appropriation of \$25,000 of the Community Impact Grant and allow the Berkley Group to proceed with the housing study.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to accept and appropriate Community Impact Grant funds in the amount of \$25,000 of the and allow the Berkley Group to proceed with the housing study.

Supervisor Bacon made a motion, seconded by Supervisor Hankins and unanimously approved, to approve the following resolution of Support for the Holiday Lake 4-H Educational Center to the Commonwealth of Virginia for essential capital safety improvement projects:



### RESOLUTION OF SUPPORT HOLIDAY LAKE 4H EDUCATIONAL CENTER (HL4HEC) TO THE COMMONWEALTH OF VIRGINIA FOR ESSENTIAL CAPITAL SAFETY IMPROVEMENT PROJECTS

WHEREAS, Holiday Lake 4-H Educational Center (HL4HEC), a non-profit 501c (3) organization, is requesting fund-essential capital safety improvements from the Virginia General Assembly, in the amount of \$332,000 for the 2020/2022 biennial budget,

WHEREAS, HLAHEC mission is to improve the quality of life by educating youth and adults in a natural setting.

WHEREAS, Holiday Lake 4-H Educational Center (HL4HEC) serves nineteen (19) Virginia localities which includes the counties of Albemarie, Amberst, Appenantos, Amelia, Brunswick, Buckingham, Campb Charlotte, Cumberland, Fluvanna, Greene, Louisa, Lumenburg, Mecklenburg, Nelson, Nottoway, and Prince Edward as well as the cities of Charlottesville and Lynchburg.

WHEREAS, HI.4HEC is located in the 20,000-nere Appenditox/Buckinghum State Forest, the largest state forest

WHEREAS, the 4-H Center leases 157.8 acres from the Virginia Department of Forestry on a long-term lease through the year 2080

WHEREAS, the objectives of HL4HEC are:

EEAS, the objectives of HLAHEC are:

To provide four seasons annually of educational camping programs for 4-Hers in Central,
Southside and specialized camps across the state of Virginia.

To provide special programs and activities to include Natural Resource Education as a resour
for school groups, 4-H clubs, the summer 4-H camping program as well as for adults
To provide facilities, programs, and services necessary to serve as the Virginia 4-H Shooting

Education Center.

To provide quality facilities and support services year-round for diverse groups from

multiple geographical regions.

To evaluate the effectiveness of educational programming on an ongoing basis and to revise programming to meet the changing needs of stakeholders.

WHEREAS, today at HLAHEC, over ten thousand (10,000) participants (many of which are underserved youth) benefit annually from a variety of programs. Holiday Lake 4-H Educational Center has served the youth and adults of Central/Southside Virginia and beyond since 1941. Thousands of urban youth get to experience the "forest" through 4-H and Natural Resource Education programs at the 4-H Center. For almost 80 years, Lunenburg County has played an active part of the more than one hundred thousand (100,000) lives that have been enriched at the 4-H Center through educational programs, friendships and a closeness to nature.

WHEREAS, in 2011 HL4HEC was registered as a Virginia Historic Landmark and listed on the National Register of Historic Places. The historic registration (which in part includes 15 cabins built in 1937 by the WPA which are still used today) assures that the original character of the historic buildings will be preserved.

WHEREAS, through a memorandum of understanding between the Appomattox County School Board and HL4HEC, the 4-H Center serves as a designated evacuation site to be utilized in the event of an emergency which would require students to be taken out of the Appomattox County Schools and be temporarily located at HL4HEC,

NOW THEREFORE BE IT RESOLVED, the 4-H Center's capital improvement projects include facility upgrades/installations to include Medical Clinic Facility and Equipment Upgrade (including floor replacement and AED), PA System (Active Shooter), ADA accessibility improvements, Emergency Generator, Exterior Security Lighting, Infrastructure Upgrades (drainage system, sidewalks, sewer lines and water storage and pressure tank repair/painting), HVAC units, Large Pavilion Upgrade, Roof, Gutter and Siding Replacements, Kitchen Floor Replacement, Challenge Course Repairs and Improvements and Platform Tents for Outdoor Skill Education:

BE IT FURTHER RESOLVED, upon receiving the funds and completing the necessary capital improvements, Holiday Lake 4-H Educational Center will be able to increase the 4-H Center's useful life and continue to serve thousands of youth and adults for many years to come in Central and Southside Virginia.

Adopted this 14th day of November, 2019 by the Lunenburg County Board of Supervisors during its regular monthly meeting.

APPROVED

Chairman Roard of Supervision

ATTEST

Oracym Ble
Clerk Board of Supervisors

Administrator Gee advised that Mr. Ryan Francisco, owner of Virginia Skypainters, has requested a Fireworks Permit for an event at Waverly Estate on December 2<sup>nd</sup>. They will be shooting fireworks during a wedding photo shoot between the hours of 4:00 p.m. to 6:00 p.m. Mr. Francisco has provided proof of insurance, licenses to discharge fireworks and has obtained permission from adjacent landowners.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to approve a fireworks permit for Mr. Ryan Francisco, owner of Virginia Skypainters, for an event at Waverly Estate on December 2, 2019.

Administrator Gee advised that she has received notice from DMV that Lunenburg is due \$150.00 from the Dog and Cat Sterilization Fund. She requested the Board accept this amount and forward to the Southside SPCA to assist in providing low-cost spay and neuter procedures.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to accept \$150.00 from the DMV Dog and Cat Sterilization Fund and forward the funds to Southside SPCA to assist in providing low-cost spay and neuter surgeries.

Administrator Gee explained that Mr. Flint Lewis of 1563 Battes Road, Victoria, VA requested time to speak regarding a request to reduce the \$50 fee for Lunenburg County's concealed handgun permit. She advised that several emails were included in the packet from others sharing their concerns over the fee as well. Administrator Gee advised that the \$50 permit is effective for five years. The application requires the Sheriff's Office to complete a comprehensive background check and also requires the signature of the Commonwealth's Attorney. \$35 of the fee is for the Sheriff's Office, which goes into the County's general fund to cover the cost of staff time and expenses. \$10 of the fee goes to the Clerk's Office in the general fund for processing, with a \$5 fee for State Police processing. Lunenburg Circuit Court has processed 219 permits thus far in 2019.

Mr. Flint Lewis approached the Board requesting that they consider reducing the fee to the minimum of \$15. He stated that to carry a gun is a constitutional right and the county shouldn't receive a tax for a person's constitutional right. Mr. Lewis added that FBI fingerprinting once was a requirement to obtain the permit, however, that has been rescinded reducing the processing time to obtain the permit. Mr. Timothy Hatley of Newcomb Bridge Road approached the Board to support Mr. Lewis's request. Supervisor Bacon stated that making a change to a budgeted revenue would need to be reviewed at budget time. He added that updating a fee might require a public hearing as well. Supervisor Hankins suggested that the Sheriff's Office determine a dollar figure associated with the processing of a concealed weapon permit. County Attorney Rennie stated that he would review the requirements to change the fee as it may also require a court order.

Administrator Gee provided her monthly report. She advised that Virginia's Growth Alliance would be updating their by-laws. The Board would need hold a public hearing the following month. Administrator Gee stated that she had received two bids for the compactors at the Gary Road Convenience Center. The lowest bid was from Bakers Waste Equipment in the amount of \$21,722, however, installation was not included in the price and would need to be completed by a local contractor.

Supervisor Hankins made a motion, seconded by Supervisor Edmonds and unanimously approved, to accept the bid from Bakers Waste Equipment in the amount of \$21,722 for two compactors for the Gary Road Convenience Center.

Administrator Gee noted she received three bids for an unfinished 10' X 14' building with a 4' porch to place at the Gary Road Convenience Center. The lowest bid was in the amount of \$3,420 from Old Hickory Buildings. Administrator Gee reminded the Board that the building does not include electric hook up, insulation, or any other interior work.

Supervisor Hankins made a motion, seconded by Supervisor Edmonds and unanimously approved, to accept the bid in the amount of \$3,420 from Old Hickory Buildings for an unfinshed 10' X 14' building with a 4' porch to place at the Gary Road Convenience Center.

County Attorney Rennie reported that Container First Services has requested modifications for the Host Agreement in conjunction with their application for modifications to the Conditional Use Permit. He has met with the Board's Landfill Committee, the Planning Commission, County Administrator Gee, and representatives with Meridian Waste to discuss the modifications for almost a year. He advised that the Conditional Use Permit oversees the operations of the landfill and the Host Agreement outlines the legal and financial aspects of the agreement. Attorney Rennie noted that he would review the proposed modifications to the Conditional Use Permit at the joint meeting of the Planning Commission and Board of Supervisors the following week. The modifications to the Host Agreement are listed here:

#### 1. Paragraph 4 - Service Area

This paragraph has been expanded to include curbside waste from Delaware, New Jersey and Pennsylvania.

#### 2. Paragraph 5 – Volume and Capacity

This has been changed to allow the Landfill to accept up to 1,500 tons per day. Also, the life expectancy of the Landfill for this agreement has been extended to 30 years (per engineer's report).

#### 3. Paragraph 8 - Period of Obligations

This paragraph was updated to included 30 years life expectancy.

#### 4. Paragraph 9 – Operating Hours

This paragraph will allow waste to be received from 6:00 a.m. to 7:00 p.m., one additional hour per day (Monday-Friday), and 6:00 a.m. to 4:00 p.m. on Saturday.

#### 5. Paragraph 11 - Host Fee

This was updated to reflect the Landfill accepting up to at least 1,500 tons per day of waste.

- a. The Host Fee will increase to \$2.00 per ton for each ton of waste disposed of in the Landfill once the DEQ permit is issued to accept at least 1,500 tons per day.
- b. The Host Fee will increase beginning on January 1, 2022 to reflect increases in the consumer price index for the previous year.
- c. This paragraph was changed to reflect that there will be exemption from Host Fee calculations involving waste that is accepted for free at the Landfill.
- d. Beginning in January 2020 RWG will guarantee a minimum host fee payment to the County of \$175,000.00 per year. (This is much less the amount that the County could potentially receive if the maximum tonnage is attained).

e. Quarterly electronic fund transfer payments will start in January 2020 by the 15<sup>th</sup> day of the month following the end of the quarter.

#### 6. Paragraph 12 - Volume and Host Fee Increases

This paragraph contemplates the parties agreeing after two years to increase the limit to 2,000 tons per day without the necessity of modifying the 2019 Conditional Use Permit. This request will be based on several factors which the Board will review, including legal and environmental compliance, and upon the County receiving a \$100,000 lump sum payment for road improvement. At the time the maximum tonnage increases to 2,000 tons per day, the Host Fee will increase to \$2.50 per ton for each ton of waste received at the Landfill.

#### 7. Paragraph 13 - Initial Fees

RWG will pay an initial fee of \$60,000 to cover the County's cost in negotiating the Host Agreement and Conditional Use Permit.

#### 8. Paragraph 17 - Landfill Liaison

This paragraph increases the amount RWG will pay to the County to \$65,000 per year for the Landfill Liaison. It also includes an increase based upon the consumer price index. The 2013 Host Agreement included the CPI language, but RWG has not paid any increases for six years. The County will forego collecting that past due amount if the new amount is agreed upon.

#### Paragraph 27 – Volumes

This increases the amount to 1,500 tons per day, six days per week, subject to future increases as noted in paragraph 12.

#### 10. Paragraph 41 - Annual Contribution

This paragraph increases the annual contribution to \$75,000 if the Landfill volume is increased to 2,000 tons per day.

#### 11. Paragraph 43 - Insurance

This amount has been increased to reflect the change in the Conditional Use Permit for insurance limits.

#### 12. Paragraph 44

#### a. Access and Hauling Routes

Hauling Routes designated from Crewe and Kenbridge.

#### b. Parking

No overnight in the county parking except on landfill property.

#### 13. Paragraph 45 – Traffic Regulation and Traffic County

The requirement for not increasing the traffic count by more than 50% on Oral Oaks Road and Old Mansion Road will be done according to a traffic count taken in 2019.

#### 14. Paragraph 47 – Adopt a Road

Litter removal shall take place on Old Mansion road and Oral Oaks Road.

#### 15. Paragraph 48 – Elevations

This has been increased from 584 feet to 790 feet. Nothing herein shall prevent the construction of communication towers on the finished Landfill subject to County regulations and any conditional use permit requirements.

#### 16. Paragraph 51 - Citizens Advisory Board

The County will establish the schedule for the Citizens Advisory Board.

#### 17. Paragraph 60 - Permitting

The Landfill is currently permitted to accept up to 1,000 tons per day. In order to increase the tonnage to 1,500 tons per day, RWG will need to apply for and receive authorization from DEQ for the increase, but RWG will not have to reapply to DEQ for an increase to 2,000.

18. Paragraph 67 - Personal Guaranty of RWG's Performance

This has been updated to include Meridian Waste and CFS as guarantors of performance.

19. Paragraph 69 - Future Landfill Expansion

RWG will pay the County \$50,000 for each one million yards of permitted expansion that the Landfill is extended (as explained by Wally Hall).

20. Paragraph 70 - Representations and Covenants

The County represents that it has authority to execute this Host Agreement. RWG5 represents that it will comply with all state and federal laws in operating the Landfill.

21. Paragraph 71 – Glossary of Terms

Glossary of terms used through the Host Agreement is attached as Exhibit F.

22. Paragraph 72 – Landfill Life Calculation

The engineer for RWG has calculated 30 years of life expectancy for the Landfill. His report is attached as Exhibit G.

23. Exhibit D and D-1 to Host Agreement – Guaranty

We have included CFS and Meridian Waste and their successors as guarantors.

24. Exhibit E to Host Agreement – Agreement Regarding Establishing a Cash Fund

This exhibit updates the Cash Fund and confirms that the current balance in the Cash Fund is \$257,544.43 and that RWG will add \$50,000 per year until the Fund reaches \$1,500,000. The fund also allows payment to the County in the event there is a financial obligation to the County which has gone unpaid for 30 days.

Supervisor Hankins made a motion, seconded by Supervisor Edmonds and unanimously approved, to enter Closed Session citing Virginia Code Section §2.2-3711A5 Potential Sale of County Property.

#### CERTIFICATION OF CLOSED SESSION MEETING

WHEREAS, the Board of Supervisors of Lunenburg County, Virginia ("Board") convened a Closed Session Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the 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.

VOTING YES Supervisor Bacon Supervisor Edmonds Supervisor Hankins Supervisor Pennington Supervisor Slayton **VOTING NO** 

ABSENT

Supervisor Hoover

Supervisor Zava

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to return to Open Session.

Supervisor Zava made a motion, seconded by Supervisor Bacon and unanimously approved, to authorize Administrator Gee to advertise the sale of real estate owned by the County on Gary Road consisting of a portion of tax map #058-((0A))-0-24 and consists of 2.52+/- acres.

Supervisor Bacon made a motion, seconded by Supervisor Pennington and unanimously approved, to continue to November 19, 2019 at 7:00 p.m. for a joint meeting with the Planning Commission to hold a public hearing on modifications to the Conditional Use Permit and Host Agreement of the Lunenburg Landfill for CFS/Meridian, owned by RWG5, LLC.

Tracy M. Gee, Clerk
County Administrator

Charles R. Slayton, Chairman Board of Supervisors

# LUNENBURG COUNTY BOARD OF SUPERVISORS GENERAL DISTRICT COURTROOM LUNENBURG COURTS BUILDING LUNENBURG, VIRGINIA



#### Minutes of the November 19, 2019 Joint Public Hearing with Planning Commission

The joint public hearing of the Lunenburg County Board of Supervisors was held in conjunction with the Lunenburg County Planning Commission on Tuesday, November 19, 2019 at 7:00 pm in the General District Courtroom, Lunenburg Courts Building, Lunenburg, Virginia. The following members were present: Supervisors Edward Pennington, Frank Bacon, Charles R. Slayton, Alvester Edmonds, Mike Hankins, T. Wayne Hoover, Robert Zava, County Administrator Tracy M. Gee, Deputy Administrator Nicole A. Clark, and County Attorney Frank Rennie.

Chairman Slayton reconvened the meeting. The purpose of the special called meeting was to hear a request from RWG5, LLC trading as CFS/Meridian Waste, owner of the Lunenburg Landfill to make modifications to the Conditional Use Permit and Host Agreement with the County.

Mr. Rob Guidry of RWG5, LLC spoke before the Planning Commission and the Board of Supervisors. Mr. Guidry stated that there are four main areas in which they are seeking to make changes. First, they would like to increase the daily tonnage limit from 1,000 to 1,500 tons. He noted that additional tonnage would come from Richmond, western Virginia and areas of North Carolina. They would eventually like to increase the tonnage to 2,000 tons, however, that would be a decision made by the Board after December 2021. Second, they would like to help with road improvements to include adding a paved area that would reduce or eliminate truck traffic in the road. Mr. Guidry noted that they have upgraded the road since the beginning, however, they never intended to pay for the entire highway repair. They expected assistance from state funding and forces but neither have been utilized. Third, they would like to raise the height limit from 584 to 790 feet above mean sea level. Mr. Guidry explained that there is a difference in the current landfill and the old landfill run by the county. The old one is not lined; therefore, they would like to connect the lined and unlined cells. Mr. Guidry continued that the best way to ensure the old cell is compliant and up to standards is to increase the height and combine the two. Fourth, they would like to construct a new scale house and operations building. Not only will it be more functional, the appearance will be better for the facility and the public view. Mr. Guidry explained that he had met with county representatives several times on the proposed changes. He stated that he understands that citizens are emotionally invested in the landfill of the county, especially those that live near it. However, it is a business and changes are needed to benefit the company and its employees. Mr. Guidry emphasized that his business helps the county financially and assisted many organizations in the county through donations. They strive to have a successful business and benefit the community.

County Attorney Rennie presented the proposed updates to the Conditional Use Permit listed below. He noted that these changes correspond to the changes requested for the Host Agreement outlined at the Board of Supervisors meeting on November 14<sup>th</sup>.

- 1.3 Conformance to the Solid Waste Management Plan
   The County shall have authority to review and approve any changes to the Solid Waste Management Plan.
- Section 2.2.1 Acceptable Waste
   This has been updated to include the addition of curbside trash from Delaware, New Jersey and Pennsylvania.
- 3. <u>Section 2.7.3 Design and Construction</u>
  - This section has been updated to increase the elevation at the Landfill from 584 feet to 790 feet.
  - All design plans will be recorded at the Courthouse.
  - The requirement for RWG5 to improve Old Mansion Road and Hardy Road within 180 days has been deleted. Note: There is a provision in the Host Agreement for RWG5 to pay the County \$100,000

for road improvement when the Board of Supervisors approves tonnage increase to 2,000 tons per day.

#### 4. Section 2.7.4 – Operations

- The daily disposal limit is increased from 1,000 tons per day to 2,000 tons per day pending approval by DEQ. An increase to 1,500 tons per day shall be effective immediately. RWG5 may request an increase to 2,000 tons per day in two years. The Board of Supervisors will review legal and environmental compliance in deciding this increase.
- Litter control shall be extended for .5 miles beyond the landfill entrance and along Hardy Road, Old Mansion Road and Oral Oaks Road.
- Old Mansion road shall be swept .5 miles on either side of the entrance on a daily basis according to VDOT regulations.
- The daily operations will be 13 hours per day Monday-Friday (6:00 a.m. to 7:00 p.m.) and 10 hours per day (6:00 a.m. to 4:00 p.m.) on Saturday in accordance with the DEQ permit.
- Hauling routes shall be designated from Crewe and from Kenbridge and followed by all vehicles.
- No overnight parking in Lunenburg County except on Landfill property.

#### 5. <u>Section 2.9 – Bonding Requirements</u>

This adds a supplement to the Performance Bond that RWG will continue paying \$50,000 per year into a Cash Fund until the Fund reaches \$1,500,000.

#### 6. <u>Section 2.10 - Insurance Requirements</u>

The insurance requirements have been updated to include \$5,000,000 liability insurance per occurrence and \$10,000,000 in the aggregate.

#### 7. <u>Section 2.11 – Payment Assurance</u>

Failure to pay any financial obligation to Lunenburg County shall be considered a violation of the Conditional Use Permit.

#### 8. Section 3.1.1 – Facility Design and Operation

RWG agrees to cooperate in good faith with the County to take such steps as are necessary for the County to comply with recycling requirements found in §10.1-1411 of the Va. Code.

#### 9. Section 4.3 – Other Waste Collection Sites and Hauling in the County

This has been changed to reflect that the County will provide up to 9 convenience collection centers and that the County will be served by RWG for the Lunenburg collection stations.

#### 10. Section 6.2.3 – Lapse of Conditional Use Permit

The Conditional Use Permit shall expire if the use or operation of the Landfill ceases for two (2) years or more. This is to conform to the Lunenburg County Code.

#### 11. Section 6.3 – Guaranty of Performance

Permittee and its parent organizations (CFS and Meridian Waste Virginia) shall provide the County with a guaranty of performance on each condition contained in the Conditional Use Permit.

After the Planning Commission opened their public hearing, Supervisor Edmonds made a motion, seconded by Supervisor Zava and unanimously approved, to enter public hearing regarding revisions to the Conditional Use Permit for RWG5.

Ms. Patricia Harper-Tunley, of 2509 Unity Road, Kenbridge, presented a list of questions to the Planning Commission regarding the CUP and stated that she was opposed to the requested modification of the CUP. She noted her main concerns are previous violations and that DEQ revoked RWG5's permit at their Colonial Heights location. She wants to ensure health of the community and future generations.

Ms. Trudy Berry of Bethel Church Road stated that she was in opposition to approving the amendment to the CUP and host agreement. She reiterated some of the previous concerns including previous violations and the permit which was pulled by DEQ at the Colonial Heights location. She is also concerned about increased traffic and tonnage. She requested the Commission and Board deny the modifications proposed and ensure that RWG5 adheres to the current CUP and host agreement requirements.

Mr. Ronnie Williams of 4627 Old Mansion Road approached the Board and Commission. He stated he has lived near the landfill most of his life. Mr. Williams noted that his biggest issue is safety. He wants the CUP to address the danger that increased traffic from additional daily tonnage will bring and safety of the environment for current and future residents. Mr. Williams understands the County's limited revenue stream and that additional money would be beneficial. However, he wants to ensure the residents are safe. Mr. Williams believes RWG5 and drivers hauling trash to the landfill aren't being safe now at 1,000 tons per day and is concerned what will happen if the tonnage increases to 1,500 per day. He stated that he sees trash trucks turning on and off Hardy Road every day using both lanes of traffic to make the turn. Mr. Williams reiterated that it is unsafe and someone could get hurt. He stated he understands the county will benefit from the additional tonnage fees, however, he would like to see that additional money put towards making improvements on the roads and routes to and from the landfill to ensure it is safe.

Mr. Timothy Hatley of 1077 Newcomb Bridge Road said he believes RWG5 can't be trusted. He added that DEQ shut them down at their Colonial Heights location and feels the same could happen in Lunenburg. He understands that in the spring they violated the tonnage restrictions in Lunenburg and nothing was said to them regarding the violation. He is opposed to the modifications of the CUP for RWG5.

Ms. Deborah Abernathy Gibbs owns properties located at 1983 and 1987 Old Mansion Road. She advised that her family uses the properties as vacation homes. She noted that this is the first time they have been made aware of RWG5 purchasing the landfill. They also understand the fiscal benefit for the county but she is concerned about the smell, vultures, black birds and debris on the roads. She asked the Commission and Board to please address issues before making a decision.

Mr. Clinton Abernathy is also owner of properties located at 1983 and 1987 Old Mansion Road. He recalled that there were issues in 2016 covering the hill properly and DEQ had to be involved. He stated that adequate coverage daily is a must. Mr. Abernathy doesn't believe RWG5 has fixed issues from the past that they said they would years ago. He noted that the CUP states that water monitoring may be performed by the county or DEQ, however, it should be performed at the request of the property owner. Testing should be performed on a proactive basis and not wait for request by the property owner. Mr. Abernathy reiterated that it does not seem that enforcement has taken place in the past as adequately as it should have been.

Mr. Jerry Sherwood, of 526 Locust Lane, Kenbridge which is adjacent to the landfill, stated that his concern is with safety. He believes the county is benefiting but the neighbors are not. Mr. Sherwood stated that the smell is a major issue. He owns a produce business and has lost many customers because of the smell from the landfill. Mr. Sherwood believes county taxes for landfill neighbors should be minimized.

After the Planning Commission closed their public hearing, Supervisor Edmonds made a motion, seconded by Supervisor Bacon and unanimously approved, to exit public hearing regarding revisions to the Conditional Use Permit for RWG5.

Supervisor Pennington, who serves as the Board of Supervisors representative on the Planning Commission, stated that he is always concerned about the safety of the county and many of the issues pointed out in the public hearing are concerns for everyone. He added that the county needs a landfill for the disposal of waste; however, safety of the county and the residents must be maintained.

Planning Commission Chairman Buck Tharpe commented that Lunenburg Landfill has not experienced the same issues as the location in Colonial Heights. He noted that Lunenburg has a very knowledgeable Landfill Liaison who has the County's best interest in mind, as well as County Attorney Rennie who reviews agreements and contracts. Commission Chairman Tharpe noted that the Board of Supervisors have maintained one of the lowest real estate tax

rates in the state; that would not have been possible without the sale of the landfill to RWG5 and the CUP currently in place.

Commissioner Dayton commented that he agreed that ensuring safety should be monitored by the county staff.

The Planning Commission agreed to table the request to modify the CUP until citizens concerns and questions were addressed and additional discussions on ensuring safety with increased tonnage occurred.

Supervisor Bacon made a motion, seconded by Supervisor Edmonds and unanimously approved, to adjourn the special called meeting of the Board of Supervisors.

Tracy M. Gee, Clerk County Administrator Charles R. Slayton, Chairman Board of Supervisors

#### **BOARD OF SUPERVISORS**

Charles R. Slayton, CHAIRMAN Election District 4

Frank W. Bacon, VICE-CHAIRMAN Election District 3

T. Wayne Hoover Election District 1

Mike Hankins Election District 2

Edward Pennington Election District 5

Alvester L. Edmonds Election District 6

Robert G. Zava Election District 7



Lunenburg County Administration 11413 Courthouse Road Lunenburg, VA 23952

> Tracy M. Gee County Administrator

Telephone: (434) 696-2142 Facsimile: (434) 696-1798

November 30, 2019

Lunenburg County Board of Supervisors 11413 Courthouse Road Lunenburg, VA 23952

**Honorable County Supervisors:** 

The following warrants, including accounting for all voided checks are listed according to Code of Virginia § 15.2-1243 and § 15.2-1244 requiring your approval:

#### November 2019:

Payroll Direct Deposit:	\$ 135,359.52
Payroll Taxes Federal:	\$ 42,318.64
Payroll Taxes State:	\$ 7,641.39
Payroll VRS payment:	\$ 28,223.46
Payroll ICMA-RC payment:	\$ 352.86
Payroll Health Savings Deposits:	\$ 6,093.09
Debt Service wire payments:	\$ 245,821.25
Accounts Payable: #58366-58528	\$ 153,781.85

Total: \$ 619,592.06

Sincerely,

Tracy M. Gee

**County Administrator** 

gracymode

AP100B 11/15/2019 LUNENBURG COUNTY TIME-12:43:57

DISCOUNT

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1 BUG BUSTERS PEST CONT, INC
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2 CLEMENT DIATRICK COR TREA
3 CLEMENT DIANA W
2 CLEMENT BOBERT E
5 COMMTRONICS OF VA INC
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I HEREBY APPROVE THIS REGISTER FOR PAYMENT WITH EXCEPTIONS LISTED BELOW OR PREVIOUSLY DOCUMENTED.

11-15-19 DATE

Ohargm Kled administrator Charles R. Santon

11-15-19

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11-25-19

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AP040 11/24/2019	LUNENBURG COUNTY * = DUP	ACCOUNTS PAYABLE ACCOUNTING PERIOD	E EDIT COMPANY #-001	BATCH#- 400 PAGE 1
VEND. VENDOR NO. NAME	INVOICE	G/L ACCT. NO.	INVOICE DUE DATE DATE	GROSS DESC PO. SEQ. AMOUNT /CLS NO. NO.
000147 AMERICAN BOILER INVOICE TOTAL	70547 1099-N AL 70547	4100-043200-3310- Repairs & Maintenance	11/14/2019 11/25/2019	100.00 HYDRAULIC INSPE 000 250 0.00 100.00
000139 BENCHMARK COMMUNITY 000139 BENCHMARK COMMUNITY	BANK 4386/NOV2019 1099-N BANK 4386/NOV2019 1099-N BANK 4386/NOV2019	O-Card Fee	1/15/2019 11/25/201	9.95 MISC 6.60 MISC
39 BENCHMARK	NK	0-5230	11/15/2019 11/25/2019	SC COUNTY SC COUNTY 527.31
000692 BENCHMARK WIRING ACCOU	ACCOUNT 120119/USB 2010 TOTAL 120119/USB 2010	4420-095310-9100- Debt Service School	11/25/2019 11/25/2019 ACH DEBIT 3119	31196.25 SCHL BD 2010/US 000 31196.25
000692 BENCHMARK WIRING ACC 000692 BENCHMARK WIRING ACC INVOICE TOTAL	ACCOUNT 120119/USB 2011 1099-N ACCOUNT 120119/USB 2011 1099-N TOTAL 120119/USB 2011	4420-095310-9100- Debt Service School 4420-095310-9100- Debt Service School	11/25/2019 11/25/2019 ACH DEBIT 11/25/2019 11/25/2019 ACH DEBIT 21462	170000.00 -2/SCHL BD 2011 000 -2/SCHL BD 2011 5.00 .00 214625.00
000008 BMS DIRECT, INC. INVOICE TOTAL	139498 10999-N FAL 139498	4100-012410-5210 Postage	10/31/2019 11/25/2019	1637.96 2ND HALF RE TX 000 1637.96 430
000008 BMS DIRECT, INC. INVOICE TO	139501 1099-N TOTAL 139501	4100-012410-5210 Postage	10/31/2019 11/25/2019 126	1269.32 2ND HALF PP TX 000 1269.32 420
000008 BMS DIRECT, INC. INVOICE TOTAL	140475 1099-N FAL 140475	4100-012410-5210 Postage	11/12/2019 11/25/2019	80.0
000746 CANON SOLUTIONS AMERICA INVOICE TOTAL	XICA 4040058107 1099-N IAL 4040058107	4100-021700-3320- Maintenance Contract	10/31/2019 11/25/2019	48.40 MAINT EQUIPMENT 000 8.40 .00 48.40
000101 CENTRA HEALTH INC. INVOICE TOTAL	607288 1099-N FAL 607288	4262-053500-3909- 2-G Alt. Day Placement Edu.	9/04/2019 11/25/2019	4900.0
000101 CENTRA HEALTH INC. INVOICE TOTAL	607291 1099-N TAL 607291	4262-053500-3909- 2-G Alt. Day Placement Edu.	9/04/2019 11/25/2019 315	3150.0
000101 CENTRA HEALTH INC. INVOICE TOTAL	607295 1099-N TAL 607295	4262-053500-3909- 2-G Alt. Day Placement Edu.	9/04/2019 11/25/2019 315	3150.00 ZD/AUG2019 000 3150.00

11-25-19

Macymoder Charles R. Slauton

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LUNENBURG COUNTY	VENDOR	ALSTON BONNIE ARROWHEAD GUN CLUB BECK MARY ANN BETHLEHEM RZVA CHURCH BRIZEE BECKY WRIGHT COLEMAN MARJORIE H COLEMAN MARJORIE H CURTIS DELESA DAYTON MARILIYN DOUGLAS SHIRLEY DAYTON MARILYN DOUGLAS SHIRLEY DOUNN DANIEL J DOUNN DANIEL J DUNN IRENA HARDY JR GEORGE HARDY JR GEORGE HARDY JR GEORGE HOFFMAN GEORGE HOFFMAN GEORGE HOFFMAN GEORGE HILL JEANETTE E HARDY JR GEORGE HILL JEANETTE E HOFFMAN GEORGE HORSLEIN GARY JONES DAISY CONSCIEN GARY JONES DAISY CONES LAVORIS W. KOZIANA BRENDA LEE GLORY ANN LEE GLO
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I HEREBY APPROVE THIS REGISTER FOR PAYMENT WITH EXCEPTIONS LISTED BELOW OR PREVIOUSLY DOCUMENTED.

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6,120.00

FINAL TOTAL

11-25-19 DATE

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Chackgrafe ADMINISTRATOR

I HEREBY APPROVE THIS REGISTER FOR PAYMENT WITH EXCEPTIONS LISTED BELOW OR PREVIOUSLY DOCUMENTED.

29,876.21- EQUALS THE WEEKLY LOG SHEET TOTALS AS ADJUSTED.

2019/11

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43,099.26

FINAL TOTAL

43,099.26

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11-25-19

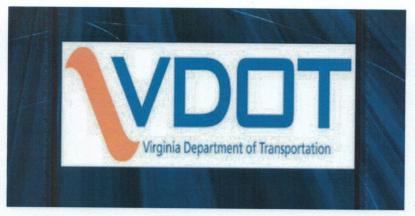
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	VENDOR	ALSTON BONNIE ARROWHEAD GUN BECK MARY ANN BETHLEHEM RZVA CHURCH BRIZEE BECKY WRIGHT BUCK ROBERT COLEMAN MARJORIE H CCRUSE MABEL T. CURTIS DELESA DALTON DAVID A DAYIDN DAVID B DAYTON MARILYN DOUGLAS SHIRLEY DUNN IRENA FLAT ROCK BAPTIST CHURCH GRAVES RONALD GREGORY SR DONALD E HAAG RICK HARY B GREGORY SR DONALD E HAAG RICK HARY B GREGORY SR DONALD E HAAG RICK HARY B GREGORY SR DONALD E HOFFMAN GEORGE HILL JEANETHE E HOFFMAN GEORGE HILL JEANETHE E HOFFMAN GEORGE HILL JEANETHE E HOFFMAN GEORGE HORE DANN JONES DAISY JONES DAISY JONES DAISY JONES DAISY JONES DAISY JONES LANORIS W KOZIANA BRENDA LEE GLORY ANN LEMIS ANGELA MEHERRIN VOLUNTEER NOYES FRANCIA F PEDPLES COMMUNITY CENTER REBO SABRINA RIDDLE SHARON ROSEBUD BAPTIST CHURCH ROSEBUD BAPTIST CHURCH STOKEBUD BARTIST RED SABRINA RIDDLE SHARON ROSEBUL BARBARA N STOKES LEFON STUGART JOANNE STUGART JOANNE STUGART JOANNE STUGART JOANNE STUGART JOANNE STUGART JOANNE TRAYLOR ZANE G TUSSEKIAH BAPTIST TUSSEKIAH BAPTIST
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:19:45	# 1	33 ALSTON BONNIE 2 ARROWHEAD GUN 271 BECK MARY ANN 275 BRIZEE BECKY WRIGH 48 BUCK ROBERT 28 CRUSE MABEL T. 29 CRURIS MARILYN 18 DOUGLAS SHIRLEY 20 DUNN DANIEL J 34 DUNN IRENA 22 FLAT ROCK BAPTIST 34 GRAVES RONALD 34 GRAVES RONALD 35 GREGORY SR DONALD 36 GRAVES RORRE 37 HILL JEANETRE E 38 GREGORY SR DONALD 36 GRAVES DANIEL 37 HILL JEANETRE 38 GREGORY SR DONALD 39 GRAVES BAPTIST 30 GRAVES BAPTIST 40 JONNSON PAMELA 30 GRAVES BANN 35 LEE GLORY ANN 35 LEE GLORY ANN 36 LONES DAISY C 40 JONES DAISY C 50 JONES DAISY C 50 JONES DAISY C 51 LEMIS ANGEL 51 LEMIS ANGEL 52 LEMIS ANGEL 53 JONES BAPTIST 54 GONES BAPTIST 55 LEMIS ANGEL 56 JONES BAPTIST 57 ROLLES COMMUNITY 58 DAYNTER MARYONE 58 STUGART JOHN 59 STUGART JOHN 50 S

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I HEREBY APPROVE THIS REGISTER FOR PAYMENT WITH EXCEPTIONS LISTED BELOW OR PREVIOUSLY DOCUMENTED.

Chaeron Lee Parles R. Santon VIRGINIA DEPARTMENT OF TRANSPORTATION



VDOT Call Center - 1-800-367-ROAD

# South Hill Residency – Richmond District

### LUNENBURGCOUNTY

BOS Meeting – December 12, 2019

### Maintenance Forces

- Repaired shoulders on various routes.
- Patched with distributor and swept patches on various secondary routes.
- Cut brush and limbs on various routes.
- Cleaned pipes on various secondary routes.
- Checked various routes for maintenance and safety issues.
- Machined, hauled stone, and applied dust control on various NHS routes as needed.
- Performed litter patrol on various routes.

**LUNENBURG COUNTY SCHOOL BOARD** 

FISCAL YEAR 2019-20   Revenue   Fiscal   Fiscal   Ferrent   Fiscal   Fiscal   Ferrent   Fiscal   Fiscal   Ferrent   Fiscal   Fi		}	oo Singilai	careinary county rubile schools				
Revenue			FISCAL Revenue - Ex	YEAR 2019-2 kpenditure R	20 Report			
Budgeted         Current Month         Year-to-Date         Balance         Percent           1,861,174         222,672.78         567,570.00         1,293,604.00         30.50%           10,264,892         749,566.00         3,751,134.00         1,293,604.00         30.50%           1,748,892         18,036.63         3,751,134.00         1,293,604.00         36.54%           1,748,892         18,036.63         3,751,134.00         1,386,106.44         17.89%           3,740,000         0.00         3,740,000         0.00           468,724         11,344.29         61,964.68         406,759.32         13.22%           18,083,469         1,171,619.70         4,693,544.24         13,389,524.76         25.95%           18,083,469         1,171,619.70         4,693,544.24         13,389,524.76         25.95%           10,91,33         1,101,620.32         3,598,878.01         8,863,383.99         28.90%           10,91,35         1,101,620.32         3,598,878.01         8,863,383.69         28,90%           10,93,95         1,12,275.17         401,510.25         92,409.77         15.33%           1,552,830         1,12,275.17         672,745.80         890,682.00         43.32%           96,866         <	is is in the second			1/30/2019		mediti speci		Table Electric
1,861,174 252,672.78 567,570.00 1,293,604.00 30.50% 1,748,892 158,036.63 312,875.6 1,436,016.44 17.89% 0.00 488,724 11,344.29 61,964.68 406,759.32 13.22% 488,724 11,74,619.70 4,693,544.24 13,389,924.76 25,95% 198,135 17,174,619.70 4,693,544.24 13,389,924.76 25,95% 109,135 1,101,620.32 3,598,878.01 8,835,383.99 28,90% 109,135 1,101,620.32 3,598,878.01 8,835,383.99 28,90% 109,135 1,101,620.32 3,598,878.01 8,835,383.99 28,90% 109,135 1,101,620.32 3,598,878.01 8,835,383.99 28,90% 109,135 1,101,620.32 3,598,878.01 8,835,383.99 28,90% 10,389,961 106,542.55 30,239.61 663,472.39 112,275.17 672,745.80 890,084.23 3,000.00 511,035.00 112,275.17 672,745.80 890,084.23 3,000.00 511,035.00 1,542,765.35 5,684,627.54 12,398,841,46 31,44%	ı	Budgeted	Revenue Current Month		Balance	Percent Received		
18,083,469 1,171,619.70 4,693,544.24 13,389,924.76 25.95%  Expenditures  Expenditures  Fiscal  Budgeted*  Current Month Year-to-Date  12,452,262  1,101,620.32  16,725.23  10,725.23  10,725.23  10,725.23  10,725.23  11,203.96  11,203.03  11,203.03  11,038,961  11,038,924.76  11,038,924.76  12,693,544.24  13,389,924.76  18,083,469  11,171,619.70  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,469  18,083,889  18,084,627,54  18,088,841,46  18,088,841,46  18,088,841,46  18,088,841,46	State Sales Tax State Funds Federal Funds **County Funds Other Funds	1,861,174 10,264,679 1,748,892 3,740,000 468,724	252,672.78 749,566.00 158,036.63 0.00 11,344.29	567,570.00 3,751,134.00 312,875.66 0.00 61,964.68	1,293,604.00 6,513,545.00 1,436,016.44 3,740,000.00 406,759.32	30.50% 36.54% 17.89% 0.00%		
Expenditures  Expenditures  Expenditures  Expenditures  Fiscal  Budgeted*  Current Month  12,452,262  1,101,620.32  3,598,878.01  16,725.23  16,725.23  16,725.23  16,725.23  112,029.03  112,039.041.41  112,039.041.46  115,039.041.46  115,039.041.46  115,039.041.46  115,039.041.46  115,039.041.46	otal Revenue	18,083,469	1,171,619.70	4,693,544.24	13,389,924.76	25.95%		***
12,452,262         1,101,620.32         3,598,878.01         8,853,383.99         28.90%           109,135         109,135         92,409.77         15.33%           12,561,397         1,101,620.32         3,615,603.24         8,945,793.76         28.78%           947,221         70,661.51         401,510.25         545,710.75         42.39%           1,038,961         112,029.03         425,457.05         613,503.95         40.95%           1,552,830         112,275.17         672,745.80         880,084.20         43.32%           965,869         106,542.52         302,396.61         663,472.39         31.31%           503,156         39,636.80         266,914.59         236,241.41         53.05%           503,469         1,542,765.35         5,684,627.54         12,398,841.46         31.44%	To the second se	Budgeted*	Expenditure Current Month	rue dimerence ber 35 Fiscal Year-to-Date	Ween revenue an	rd expendit	ures.	
1,552,830     112,275.17     672,745.80     880,084.20     43.32%       965,869     106,542.52     302,396.61     663,472.39     31.31%       3,000     511,035     39,636.80     266,914.59     236,241.41     53.05%       18,083,469     1,542,765.35     5,684,627.54     12,398,841.46     31.44%	Instruction Textbooks stal Instruction dm, Att & Health ansportation	12,452,262 109,135 12,561,397 947,221	1,101,620.32 70,661.51	3,598,878.01 16,725.23 3,615,603.24 401,510.25	8,853,383.99 92,409.77 8,945,793.76 545,710.75	28.90% 15.33% 28.78% 42.39%	62000	l
18,083,469 1,542,765.35 5,684,627.54 12,398,841.46	aintenance chool Food acilities ebt/Transfers schnology	1,552,830 965,869 3,000 511,035 503,156	112,275,17 106,542.52 39,636.80	672,745.80 302,396.61 266,914.59	880.084.20 663,472.39 3,000.00 511,035.00 236,241.41	40.95% 43.32% 31.31% 0.00% 53.05%	63000 64000 65000 67000 68000	
	otal Expenditures		1,542,765.35	5,684,627.54	12,398,841.46	31.44%		!

# Robinson Farmer Cox Associates FY2018-2019 Annual Audit Presentation

Taylor Stover will be present to discuss the annual audit.

## ROBINSON, FARMER, COX ASSOCIATES

CERTIFIED PUBLIC ACCOUNTANTS

A PROFESSIONAL LIMITED LIABILITY COMPANY

DATE: November 8, 2019

**MEMORANDUM TO:** Board of Supervisors

County of Lunenburg, Virginia

FROM: Robinson, Farmer, Cox Associates

**REGARDING:** FY19 Audit of the County of Lunenburg, Virginia

In planning and performing our audit of the financial statements of the County of Lunenburg, Virginia for the year ended June 30, 2019, we considered the County's internal control structure to plan our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on the internal control structure.

However, during our audit, we became aware of several matters that are opportunities for strengthening internal controls and operating efficiency. This letter does not affect our report dated November 8, 2019, on the financial statements of the County of Lunenburg, Virginia. We will review the status of these comments during our next audit engagement. We have already discussed these comments and recommendations with appropriate members of management and will be pleased to discuss these matters in further detail at your convenience.

#### CONSTITUTIONAL OFFICERS' COMPENSATED ABSENCES:

The County reports the value of compensated absences in its annual financial report. Compensated absence data for all County employees is kept by the County Administrator's office except for those of the Constitutional Officers' employees, which are maintained by each Officer. The County Administrator's office already handles the payroll function for both. We recommend the task of maintaining compensated absences of all County and Constitutional Officer employees reside with the County Administrator's office as well.

This report is intended solely for the information and use of the County, management, and others within the organization and is not intended to be and should not be used by anyone other than these specified parties.