

RICHMOND COUNTY BOARD OF SUPERVISORS
September 13, 2018

MINUTES

At a regular meeting of the Board of Supervisors for Richmond County, Virginia, held on the 13th day of September, 2018, thereof in the Public Meeting Room of the County Office Building.

Present:

F. Lee Sanders, Chairman
Richard E. Thomas, Vice-Chairman
Robert B. Pemberton, Member
William C. Herbert, II, Member
J. David Parr, Member

Also Present:

R. Morgan Quicke, County Administrator
Liz Hylan, Admin. Asst.
Hope D. Mothershead, Planning/Zoning
Barry Sanders, Director of Code Administration
Stephan Smith, Sheriff
Dr. Smith, RCPS
Mitch Paulette, Chief, Emergency Services
Jonathan Sydnor, Company 1, RCVFD
Kristie Brann, Treasurer
Jennifer Delano, Commissioner of Revenue
Mr. Chuck Walsh, Northern Neck- Middle Peninsula Community Services Board
Approximately 10 others

CALL TO ORDER

Chairman Sanders gave the invocation, and led in the Pledge of Allegiance.

MONTHLY STAFF REPORTS

RICHMOND COUNTY PUBLIC SCHOOLS

Dr. Smith reported the 2019 School Year began September 4th and things went very smooth without any incidents.

Dr. Smith noted he met with the School Board September 12th to discuss the accreditation status of the schools and the new accreditation system. Dr. Smith also noted the schools are currently judged on a two-tier system the old system, and the new system both reflected on the profile of the Virginia graduate.

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Dr. Smith mentioned the reports that will be shown in the near future as reported by the media will be reflective of all of the school populations and will be individually measured. Dr. Smith noted this is a change by the Virginia Board.

Dr. Smith reported Richmond County Schools are fully accredited based on all criteria presented in both categories.

Dr. Smith highlighted the partnership between the Sheriff's office and Schools. Dr. Smith noted the Sheriff's office conducted active shooter training with the Richmond County School Staff and the presentation was very informative and interactive. Dr. Smith also noted the teachers commented on how effective this training was and very upsetting on how realistic of the possibility this situation could be.

SHERIFF

Sheriff Smith presented the following report for August, 2018: 887 calls for service; 251 civil papers; 38 arrests with 53 warrants served; 108 traffic summons.

Sheriff Smith noted that as to the animal control division, there were 35 calls for service in August, 2018, with 8 dogs transported to the Westmoreland Animal Shelter. Sheriff Smith also noted there was 10 cruelty to animals warrant on 2 individuals.

Sheriff Smith noted August was a busy month, with the fair, tractor supply event, and the avoid/deny/ defend active shooter training the Sheriff's Office put on at the school.

Sheriff Smith mentioned with the storm changing from the first part of the week in our favor, officers will still be on standby until the Hurricane event is over in our area.

TREASURER

Kristie Brann, Treasurer, shared trial balances with the Board members and noted that the uncollected real estate tax amount for 2017 was \$194,202.28.

Mrs. Brann mentioned the office would be running 2018 Real Estate tax tickets today and plan to mail them out next week with personal property following.

COMMISSIONER

Mrs. Delano shared a statistics report from the taxable 2018 real estate book. Mrs. Delano noted the amount of increase from 2017 levy is \$20,587.

Mrs. Delano mentioned Veterans exemption 16 total qualified with a total relief value of \$15,858 with an increase from last year of \$81. Mrs. Delano also mentioned tax relief for the Elderly and disabled 54 qualified with the relief value of \$18,501.68. Mrs. Delano noted this amount is less than last year due to there was not many applicants that applied or qualified this year.

PLANNING/ZONING/LAND USE

Mrs. Mothershead read the August 2018 Building Report for Barry Sanders. Mrs. Mothershead reported 24 new Building Projects begun with \$4,229.30 fees collected and total construction cost of \$1,233,994.06.

Mrs. Mothershead reported for the month of August 2018, 4 Land Disturbing Permits were issued, 8 Zoning permits were issued, and 3 Zoning Violations was addressed.

Mrs. Mothershead noted the Planning Commission met September 10th and voted on the rezoning of several parcels of land on and near Folly Neck Road. Mrs. Mothershead asked with the unanimous vote of approval for a Public Hearing allowing the Board to hear the request in October.

Mrs. Mothershead mentioned Community Shred Day will be held September 22nd 9-12 p.m.

Mrs. Mothershead noted there is a Wetlands Board Meeting scheduled for September 27th, with three projects up for discussion.

Mrs. Mothershead mentioned Anti- Litter Committee has met twice once on August 14th and again on September 11th. Mrs. Mothershead reported there has been great discussion on possible partners, event ideas and littered areas within the County of concern. Mrs. Mothershead noted Lowery Becker has accepted the position of Chairperson of the Committee and J.R. Fidler assumed the position of Vice Chairperson.

Mrs. Mothershead brought to the Boards attention the Anti- Litter Committee has asked about the Indianfield dump location collection of tires on a regular basis instead of just Friday, Saturday, and Sunday.

“On a motion made by Richard E. Thomas, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to hold Public Hearing Meeting October 11th, 2018 at 7 p.m. for a Rezoning request.”

EMERGENCY SERVICES

Chief Paulette addressed the Board and gave the following report for the month of August 2018: Richmond County Department of Emergency Services ran 116 calls for service with 75 transports in August. Total collected revenue recovery for the month was \$27,189.87.

Chief Paulette noted August was a busy month with the crews attending multiple events.

Chief Paulette mentioned on August 5th the department participated in Richmond County’s first National Night Out event. Chief Paulette noted there was still a good turnout even though the event was rained out half way through.

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Chief Paulette noted the on duty crews were at Richmond County Fair August 7th through the 11th, in the evenings, doing Hands Only CPR, handing out emergency preparedness flyers, and signing up fair goers for the Code RED alerting system. Chief Paulette also noted there was a cooling tent set up nightly for everyone to have a spot to cool down from the heat. Chief Paulette mentioned there were no reported serious illnesses or injury this year during the fair even though temperatures and humidity remained high.

Chief Paulette mentioned Football season is upon us and the on duty crews did stand-by's at Rappahannock's scrimmage on the 18th as well as their first home game on the 24th.

Chief Paulette noted EMS hosted an in-house Advanced Cardiac Life Support Class on August 20th, taught by our Training Officer, Captain McDaniel, along with Paramedic Travis Coggsdale. Chief Paulette also noted this class is recertified every 2 years and focuses on treatment and management of patients with critical cardiac issues.

Chief Paulette mentioned Saturday August 26th, Tractor Supply held its annual First Responder and Military appreciation day. Chief Paulette noted Life Evac out of West Point landed beside the store and patrons were able to talk with the flight crew and pilot and get a tour of the aircraft.

Chief Paulette announced that another EMT student, John Gillis, has passed his National Registry EMT Exam. Chief Paulette noted John is also a member of the Richmond County Volunteer Fire Department and has juggled multiple classes in both fire and ems concurrently during the past year. Chief Paulette also noted John has not only obtained his EMT but also gained his Fire Fighter 1 certification in the same year. Chief Paulette mentioned John has put in 316 instructional hours alone to gain these 2 certifications, as well as numerous hours doing ride time with us, and multiple 16 hour courses through fire department and our department as training opportunities became available. Chief Paulette noted this level of dedication to his community is to be commended.

Chief Paulette mentioned they have been preparing for Hurricane Florence all week with a full staff prepared at the station.

RICHMOND COUNTY VOLUNTEER FIRE DEPARTMENT

Jonathan Sydnor reported August 2018 Richmond County Fire Department ran 20 calls for service with Company 1 ran 10 calls with 1 EMS assist, Company 2 ran 3 calls with 0 EMS assist, and Company 3 ran 7 calls with 1 EMS assist.

Mr. Sydnor noted the Fire Department has been preparing for Hurricane Florence and prepared to assist with any Emergencies.

MR. CHUCK WALSH- NORTHERN NECK- MIDDLE PENINSULA COMMUNITY SERVICES BOARD

Mr. Walsh, Executive Director of the Middle Peninsula/ Northern Neck Community Services Board thanked the Board for the financial support that is provided to the Community Services Board.

Mr. Walsh presented the Board with FY19/ FY20 Performance Contract. Mr. Walsh noted The Performance Contract with the Department of Behavioral Health and Developmental Services stipulates that each locality represented by the Board must have an opportunity to review and approve the operating budget and contract. Mr. Walsh also noted this contract is approved every two years.

“On a motion made by William C. Herbert, II, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to adopt the following Resolution of Approval of Performance Contract.”

RESOLUTION

APPROVAL OF PERFORMANCE CONTRACT

WHEREAS, §37.2-508 OF THE *Code of Virginia* [1950] as amended, requires each Community Services Board to submit, to the governing body of each political subdivision that established it, a biennium Performance Contract for community mental health, intellectual disabilities, and substance use services for its approval prior to submission of the contract to the Virginia Department of Behavioral Health and Developmental Services, and

WHEREAS, the Middle Peninsula Northern Neck Community Services Board has put forward its proposed FY 19/20 Biennium Performance Contract for approval by the Boards of Supervisors of its governing counties of Essex, Gloucester, King and Queen, King William, Lancaster, Mathews, Middlesex, Northumberland, Richmond, and Westmoreland;

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Supervisors of Richmond County, Virginia, that the FY 19/20 Biennium Performance Contract prepared by the Middle Peninsula Northern Neck Community Services Board presented to the Board is hereby approved and may be forwarded to the Virginia Department of Behavioral Health and Developmental Services as further required.

CERTIFICATION

I, R. Morgan Quicke, Clerk of the Board of Supervisors of the County of Richmond, Virginia, certify that the foregoing is a true and correct copy of a resolution passed at a lawfully organized meeting of the Board of Supervisors of Richmond County held on September 13, 2018 at 9:00 A.M., in the Richmond County Public Meeting Room.

Clerk

PUBLIC COMMENT

There is no public comment.

OLD BUSINESS

OUTDOOR MUSIC FESTIVAL ORDINANCE- DISCUSSION

Mr. Quicke mentioned at the August meeting, Supervisor Parr asked for the proposed Ordinance Amendment to include all outdoor events with amplified sound, rather than it only focusing on music events. Mr. Quicke noted the Ordinance has been amended to include events that use amplified sound and are expected to attract crowds in excess of 250 people.

Mr. Quicke noted the original title of the Ordinance read: “An Ordinance requiring permits for certain outdoor music festivals or concerts and providing penalties for the violation thereof.”

Mr. Quicke mentioned the proposed change reads: “An Ordinance requiring permits for certain outdoor music festivals, concerts or events and providing penalties for the violation thereof.”

Mr. Quicke noted the ordinance has been changed throughout to include “Events”, and the penalty of Jail time has been removed.

Mr. Quicke noted it has been proposed that outdoor weddings expected to attract greater than 250 people also be exempt from the Ordinance. Mr. Quicke also noted it currently reads outdoor weddings with a band or sound greater than 250 people should be required to receive approval.

Mr. Quicke mentioned if the Board wishes to move forward with the proposed changes, a Public Hearing will need to be scheduled for the October meeting.

“On a motion made by Richard E. Thomas, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to hold public hearing meeting October 11th at 7 p.m.”

RICHMOND COUNTY ANIMAL SHELTER- DISCUSSION

Mr. Quicke mentioned there has been no revised fee and revised plans from Perretz and Young for the modifications needed to the Animal Shelter facility presented back at this time. Mr. Quicke noted himself along with Sheriff Smith were on site a few weeks back to mark off the building, which is 35’x45’. Mr. Quicke also noted the position the building has been placed would allow for a future expansion of no less than 35’x45’.

Mr. Quicke mentioned the question before the Board at some point would be funding. Mr. Quicke noted with the \$129,000 left from the 2017 financing, and \$142,542 from FY18 RCPS Surplus, the current balance for the project is \$271,542. Mr. Quicke also noted it is estimated that another up to \$300,000 could be needed for this project.

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Mr. Quicke noted since there already is a good amount of cash on hand, we are not in the position to make a formal decision on where the remaining money will come from.

Mr. Quicke mentioned Sands Anderson and Davenport and Company have recommended that the County adopt a reimbursement resolution in order to pay ourselves back at a future time for monies expended prior to a more formal financing. Mr. Quicke noted the resolution has been included for consideration.

Mr. Quicke noted the July 1, 2019 opening date is still anticipated.

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to adopt the following resolution.”

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RICHMOND, VIRGINIA DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH A CAPITAL IMPROVEMENT PROJECT FOR THE COUNTY

WHEREAS, the County of Richmond, Virginia (**the "County"**) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the County has paid, beginning no earlier than (60 days prior to adoption of this resolution), or will pay, on and after the date hereof, certain expenditures (**the "Expenditures"**) in connection with a new County Animal Shelter (**the "Project"**); and

WHEREAS, the Board of Supervisors of the County (**the "Board"**) has determined that those moneys previously advanced no more than 60 days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (**the "Bonds"**); and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF RICHMOND, VIRGINIA, AS FOLLOWS:

Section 1. The Board hereby declares, in accordance with U.S. Treasury Regulation Section 1.150-2, as amended from time to time, the County's intent to reimburse the County with the proceeds of the Bonds for Expenditures with respect to the Project made on and after the date which is no more than 60 days prior to the date hereof. The County reasonably expects on the date hereof that it will reimburse itself for the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditure was and will be either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Project is \$300,000.

Section 4. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Project is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amounts, expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED THIS 13th day of September, 2018. The Clerk of the Board of Supervisors of the County of Richmond, Virginia hereby certifies that the above-referenced resolution was adopted by a majority vote of the Board of Supervisors at a regular meeting of the Board of Supervisors, duly called and held on September 13, 2018, during an open meeting, as follows:

AYES: 5

NAYS: 0

ABSTENTIONS: 0

Attested to:

Clerk, Board of Supervisors of
the County of Richmond, Virginia

INDIANFIELD BRUSH SITE- ACCEPTANCE OF COMMERCIAL BRUSH

Mr. Quicke mentioned at the August meeting the idea was brought up of accepting commercial brush at the Indianfield Brush Site during open hours Friday-Sunday.

Mr. Quicke noted there is a copy of the proposed rules and fees for the commercial use of this site in the board packets if the Board wishes to move forward.

Mr. Quicke noted it is tough to estimate the amount of commercial use this site may see if approved. Mr. Quicke also noted the benefits associated with accepting commercial brush could be a couple. Mr. Quicke mentioned it could provide additional funds to offset the annual chipping costs at this site, which generally approach \$10,000-\$12,000. Mr. Quicke mentioned it could also help our local contractors dispose of brush from local jobs, which in turn should help local residents with lower costs for disposal.

Mr. Quicke mentioned the goal with this proposal is that the commercial brush would at minimum pay for itself and not cost the County additional. Mr. Quicke noted if approved commercial loads and fees to make sure costs are being covered at minimum 100% will be kept track of.

“On a motion made by Richard E. Thomas, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to move forward with accepting brush at Indianfield.”

CONVENIENCE CENTERS- HOURS OF OPERATION (NOVEMBER-MARCH)

Mr. Quicke noted over the past two months, signs and advertisements have been placed at the three centers, as well as in the Northern Neck News, advertising the proposed change of hours from November 4, 2018-March 10, 2019. Mr. Quicke mentioned the proposed hours during these months would be from 7AM-6PM instead of 7AM-7PM.

Mr. Quicke reported comments in the office have been minimal. Mr. Quicke noted less than 5 calls commenting on the proposal have been received. Mr. Quicke mentioned he has spent time at the centers as well, speaking with the attendants asking for any responses they had been hearing and overall the few comments that have been received have been mixed, with most having no formal opinion. Mr. Quicke noted most hesitation seems to come from the Indianfield site, which is the most used site in the County.

Mr. Quicke mentioned potential savings closing all three one hour early would be \$6,497, keeping Indianfield open for full hours and closing the other two would result in a savings of \$4,331.

“On a motion made by Robert B Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to change the Convenience Center hours of operation 7AM-6PM (November 4, 2018 – March 10, 2019).”

REASSESSMENT RFP- REVIEW RESPONSES

Mr. Quicke noted RFP’s for the 2020 General Reassessment were due back Friday, August 31st. Mr. Quicke also noted one response was received from Pearson’s Appraisal Service, at a cost of \$17.00 per parcel, which is the same amount that was paid in 2015, for a total anticipated cost of \$122,553. Mr. Quicke mentioned the budget \$30,000 annually for reassessment and at this time \$120,000 for the process.

Mr. Quicke noted the last two reassessments have been completed by Pearson’s Appraisal Service, and both have been well run processes that the County has been pleased with.

Mr. Quicke mentioned this proposal is believed to be very much consistent with the proposals of the past, and would recommend the County move forward with the proposal from Pearson’s Appraisal Service.

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to move forward with reassessment services of Pearson’s Appraisal Service.”

NEW BUSINESS

INDIANFIELD CONVENIENCE CENTER- CONCRETE PAD REPLACEMENT

Mr. Quicke stated the concrete pad at the Indianfield Center is in need of serious repair. Mr. Quicke noted Indianfield is the most used site in the County by a wide margin. Mr. Quicke mentioned over the past two years, Indianfield has collected 3,482 tons of waste, while the other two sites combined have collected 2,681 tons combined.

Mr. Quicke mentioned the concrete pad that the compactor sits on in the middle of the site is cracking and allowing waste water to sit on the pad, and in the pad and create a smell.

Mr. Quicke noted he reached out to the Administrator in Northumberland County regarding a similar issue they had at one of their centers last year. Mr. Quicke also noted they have provided him with the information on what they did to reconstruct the pad. Mr. Quicke mentioned they were able to remove old concrete, lay steel underneath as reinforcement, and pour concrete back, with a steel plate on top. Mr. Quicke noted costs for this job were approximately \$28,000.

Mr. Quicke mentioned there are several options the County can go with. Mr. Quicke noted the concrete can just be replaced, or we could go with a more durable route and put the steel plate on top, like Northumberland. Mr. Quicke also noted the money for this project could come from the Capital Improvement Plan. Mr. Quicke mentioned the approved CIP for FY19 budgeted for a new vehicle for Administration at cost of \$20,000, however, this has not been purchased yet, and could be pushed back a year.

OUTDOOR MUSIC FESTIVAL REQUEST- SHARPS SESSIONS

Thomas Caprera along with Maggie McBeth presented the Board with a request to hold an event on Sharps Road September 14th through September 16th.

Mr. Caprera explained this is a free private memorial event, to be held outdoors, on the private, residential property of Margaret (Maggie) McBeth, located on Sharps Road. Mr. Caprera noted this is an event that has been held for years known as the Sharp Sessions. Ms. McBeth mentioned this event is no profit to them the performers provides music free and there will be food vendors on site to provide food. Mr. Caprera also noted the number of people expected is 400 people per day with a more likely estimate of 200-300 per day but due to the possible upcoming Hurricane, that number has dropped. Mr. Caprera mentioned they will have approximately 10-15 volunteers on site for security and to help maintain the crowd to the invite only.

Mr. Herbert along with Mr. Pemberton addressed their concerns about the hours the bands will be playing and the direction of the stage that could cause loud music for the surrounding property owners. Mr. Caprera stated the hours of music would be from 10a.m. to midnight. Mr. Caprera noted the stage is setup facing towards the marsh to try to absorb the music from traveling and disturbing surrounding owners.

Chairman Sanders asked if there has been any discussion of considering a rain date. Mr. Caprera noted there has been discussion on a possible rain date and are open to any safety concerns and suggestions but the widow is very persistent on keeping this event on the same dates it has been in the past.

Mr. Thomas asked where the source of electricity would be coming from. Mr. Caprera stated an electrician has ran underground lines but now has suggested using two generators and running heavy duty cords due to the amount of rain that is expected. Barry Sanders, Director of Code Administration stated he does not think running generators and extension cords in inches of rain are a good idea.

Mr. Thomas noted he is also concerned for the safety issues with the amounts of rain if EMS needed to provide medical attention there would be no way the squad would be able to access this property without being stuck.

Mr. Pemberton stated he would suggest postponing this event and coming back to the Board with discussion to changing the date.

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to deny Sharps Session event proposal.”

ROADWAY DEDICATED TO PUBLIC USE- ABANDONEMT- LEVEL GREEN LANDING

Mr. Quicke presented the Board with a request from Attack properties asking the County to consider abandoning a previously dedicated road to public use, located within the Level Green Subdivision.

Mr. Quicke mentioned in 2000 the subdivision was created, creating six lots and a road dedicated for public use, to be taken over by the Virginia Department of Transportation. Mr. Quicke noted the road was never taken into the State system, allowing this process to be much easier and straight forward. Mr. Quicke also noted the owners now wish for this already established road to remain private, and held by the property owners association for maintenance and repairs.

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye; to adopt the following resolution.”

RESOLUTION

WHEREAS, Attack Properties, Inc., Mr. & Mrs. Jon Jason Shields and Richard C. Attack owns 6 lots identified as “Lot 1”, “Lot 2”, “Lot 3”, “Lot 4”, “Lot 5” and “Lot 6” on the following subdivision plats:

(i) that certain plat dated December 17, 2000, made by Jeffrey L. Howeth, Land Surveyor, entitled "Subdivision Plat of a Portion of the Property of the Ella Susan Packett Estate", recorded in the Clerk's

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Office, Circuit Court, Richmond County, Virginia on Plat Slide 2, page 179A (the “2000 Subdivision Plat”);

(ii) that certain plat dated November 25, 2001, made by Jeffrey L. Howeth, Land Surveyor, entitled “Subdivision Plat of a Portion of the Property of the Attack Properties, Inc.”, recorded in the Clerk's Office, Circuit Court, Richmond County, Virginia on Plat Slide 2, page 207B (the “2001 Subdivision Plat”), and

WHEREAS, the 2001 Subdivision Plat identifies a 0.916 +/- acre parcel that was previously dedicated to public use (the “Dedicated Property”) pursuant to the 2000 Subdivision Plat, and

WHEREAS, the Dedicated Property was intended to serve as a public roadway to be maintained by the Virginia Department of Transportation for use by the Lot Owners as shown on the Subdivision Plat, and

WHEREAS, the Property has not been accepted for maintenance by the Virginia Department of Transportation, and

WHEREAS, the owners of Lots 1-6, desire to maintain the Property as a private roadway with no right of public use, and

WHEREAS, Section 15.2-2272 of the Code of Virginia, 1950, as amended, allows for the vacation of public use rights-of-way, and

WHEREAS, vacating the public use right-of-way over the Dedicated Property does not impede or alter drainage or access for any Lot Owners or any other owners of property immediately adjoining or contiguous to the Dedicated Property, and

WHEREAS, Attack Properties, Inc. owns all privately owned property immediately adjacent to the Dedicated Property, as shown on the Subdivision Plats, such property being identified as tax parcel 29-37 and containing approximately 37.78 acres (the “Adjacent Property”).

NOW THEREFORE, BE IT RESOLVED that the owners of Lots 1-6, and Attack Properties, Inc., as the owner of the Adjacent Property, do intend to vacate the public use right of way over a portion of the Dedicated Property identified as “Public Use Right of Way Hereby Vacated (0.818 Acres)” on that certain plat dated June 20, 2017 by The Bay Companies, entitled “Plat of Public Use Right of Way Vacation along Riverview Road, State Route 672, in Marshall District of Richmond, County, Virginia” attached to the Deed of Vacation (the “Vacated Property”).

BE IT STILL FURTHER RESOLVED that in compliance with Section 15.2-2272 of the Code of Virginia, 1950, as amended, the Deed of Vacation is signed by all property owners immediately adjoining or contiguous to the Vacated Property and the County Administrator is hereby authorized to sign on behalf of Richmond County, Virginia indicating approval and acceptance of the Deed of Vacation.

F. Lee Sanders, Chairman
Richmond County Board of Supervisors

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ONGOING PROJECTS

CONSTRUCITON UPDATE- EMS FACILITY

Mr. Quicke reported the interior and drywall are going up. Mr. Quicke noted the project is still on track for a November completion.

RADIO SYSTEM UPDATE

Mr. Quicke mentioned coverage testing of the system was finally done a few weeks ago, and waiting on results to come back. Mr. Quicke reported the initial numbers are at or above 95% coverage, and could possibly be higher. Mr. Quicke noted the numbers are consistent with the report that Federal Engineering gave us last year with coverage estimates. Mr. Quicke also noted once reports are back, the order for the radios will be finalized, and installed for use.

Chief Paulette noted January 1st, 2019 would be a good start for Radio switchover.

FONES CLIFF- COMPLIANCE ISSUE

Mr. Quicke reported the site is currently in full Erosion and Sediment Control compliance, maintenance efforts continue until final stabilization can be achieved, and the project released.

BOARD APPOINTMENTS

Mr. Quicke mentioned there are several Board Appointments that need to be considered over the next few months.

- Planning Commission- District 5- Clifton Jenkins (Not eligible for re-appointment) (12-31-18).
- Board of Zoning Appeals- District 3- Carter Welford (eligible for re-appointment) (11-30-18)
- Wetlands Board- Alternate Member- Currently vacant

Mr. Quicke noted the Planning District Board that needs appointments.

- Northern Neck Tourism Board
- Northern Neck- Chesapeake Bay Regional Partnership
- Northern Neck Access Authority

Mr. Quicke asked the Board to reappointment himself to the Middle Peninsula Juvenile Detention and Bay Workforce Board.

Mr. Thomas mentioned he would serve on the NNPA Board.

“On a motion made by William C. Herbert, II, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton –

aye: to reappoint R. Morgan Quicke, serving a one year term with Middle Peninsula Juvenile Detention.”

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: to reappoint R. Morgan Quicke, serving a one year term with Bay Workforce Board.”

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: to appoint Richard E. Thomas, serving a one year term on the NNPA Board.”

MONTHLY APPROPRIATIONS- RICHMOND COUNTY DEPARTMENT OF SOCIAL SERVICES

“On a motion made by William C. Herbert, II, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: To approve the October 2018 appropriation of Richmond County Department of Social Services for \$85,000.00.”

MONTHLY APPROPRIATIONS- RICHMOND COUNTY SCHOOL BOARD

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: To approve the October 2018 appropriation of Richmond County School Board for \$1,372,229.00.”

MONTHLY SUPPLEMENTAL APPROPRIATIONS

There are no Monthly Supplemental Appropriations for October 2018.

APPROVAL OF MINUTES – AUGUST 9, 2018

“On a motion made by William C. Herbert, II, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: to approve the minutes from August 9, 2018 meeting as presented.”

OTHER BUSINESS

Mr. Thomas asked about looking into a way the County can recognize Volunteer Fire Department and EMS. Mr. Quicke mentioned looking into seeing when National Public Safety Week is and recognizing those volunteers then. Chairman Sanders noted once a week is determined, possibly making a resolution to honor Richmond County Volunteers during that time.

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Mr. Parr thanked Mr. Quicke and Chief Paulette on the way they organized and prepared the Emergency preparedness meeting regarding Hurricane Florence with County officials.

Mr. Quicke brought back to the Board's attention the idea of tire collection year round requested by the Anti- Litter Committee. Mr. Quicke noted himself along with Chairman Sanders discussed ways to collect tires that could possibly be moved back and forth by the County instead of using dumpsters by waste management.

CLOSED SESSION

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: as permitted by Virginia Code Section 2.2-3711(A)(3), a matter involving the Disposition of public property.”

“On a motion made by Robert B. Pemberton, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: as permitted by Virginia Code Section 2.2-3711(A)(7), briefing by staff on potential future litigation.”

CERTIFICATION MOTION AFTER RECONVENING IN PUBLIC SESSION:

“On a motion made by Robert B. Pemberton, the Board voted by roll call: F. Lee Sanders – aye; Richard E. Thomas – aye; William C. Herbert, II – aye; J. David Parr – aye; Robert B. Pemberton – aye: that the Board certifies that, in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in that motion.”

ACTION FROM CLOSED SESSION

There was no action taken by the Board of Supervisors resulting from the closed session.

ADJOURNMENT

After no further business, Chairman Sanders adjourned the meeting.

F. Lee Sanders, Chairman
Richmond County Board of Supervisors