

RICHMOND COUNTY BOARD OF SUPERVISORS
August 11, 2016

MINUTES

At a regular meeting of the Board of Supervisors for Richmond County, Virginia, held on the 11th day of August 2016, 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
J. David Parr, Member
William C. Herbert, II, Member

Also Present:

R. Morgan Quicke, County Administrator
Hope D. Mothershead, Administrative Assistant
Kristie S. Brann, Treasurer
Barry Sanders, Director of Code Administration
Jennifer Delano, Commissioner of the Revenue
Stephan B. Smith, Sheriff
Greg Baker, Emergency Services
Chuck Walsh, MP-NN Community Services Board
John Brown, Richmond County School Board
Carter White, VDOT
Vanessa Livingstone, Director of Social Services
Approximately 30 others

CALL TO ORDER

Chairman Sanders called the meeting to order at 9:00 a.m., gave the invocation, and led in the Pledge of Allegiance.

RAPPAHANNOCK HIGH SCHOOL BASEBALL TEAM – 1A STATE CHAMPIONS

Each member of the Rappahannock Raider Varsity Baseball Team was in attendance at the meeting. The board offered congratulations to the team on being the 1A State Champion for 2016.

“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: to adopt the following resolution.”

A Resolution Recognizing the Rappahannock High School Varsity Baseball Team – 1A State Champions

WHEREAS, the Rappahannock High School Baseball team competed and won the State 1A Championship in Radford, Virginia on June 11, 2016 by defeating Windsor High School by a score of 8-7; and

WHEREAS, the 2016 Rappahannock High School Baseball team with an overall record of 20-7 will be remembered for their heart and never-say-die attitude, as they won the championship game in the bottom of the 7th inning with 2 strikes and 2 outs; and

WHEREAS, the Rappahannock High School Baseball team consisted of Brayden Clark, Austin Douglas, Jonathan Douglas, Connor France, Tyler Hennage, Romeo Jackson, Blake Jenkins, Ryan Martin, Joseph Pierson, Daniel Ritchie, Kaleb Self, Devin Sisson, Brandon Whaley, Derek Wiseman and was led by their Coaches Jim Bieger, Carl Blue, Evan Thrift, and Garrett Withers; and

WHEREAS, Coach Jim Bieger was named the Coach of the Year by the Virginia High School League and VHSL Coaches Association; and

NOW BE IT RESOLVED by the Richmond County Board of Supervisors that we express our congratulations, admiration and pride to this outstanding group of Rappahannock High School students and their coaches for their exceptional accomplishments at the Conference, Regional and State levels.

BE IT FURTHER RESOLVED that a copy of this resolution is made a part of the minutes of the August 11, 2016 meeting of the Board of Supervisors of Richmond County, Virginia.

F. Lee Sanders, Chairman
Richmond County Board of Supervisors

Chairman Sanders read a Resolution recognizing the Rappahannock High School Varsity Baseball Team.

Mr. John Brown, Chairman of the Richmond County School Board commended the team for their accomplishments and noted that the school system is very proud of each of them.

RICHMOND COUNTY SCHOOL BOARD

The Board of Supervisors presented to Mrs. Brenda Pemberton a Certificate of Appreciation for her years of service to the Richmond County School Board from July 1, 2003 to June 30, 2016. Mrs. Pemberton commented that she enjoyed her years working with the School Board and she thinks that Richmond County is an incredible place to live and raise a family. She encouraged

everyone to work together to make Richmond County the best it could be. On behalf of the School Board, Mr. Brown commended Mrs. Pemberton on a job well done.

VDOT

Carter White addressed the Board about several projects that have been brought to the attention of VDOT, including Indianfield Road, traffic study on Rt. 3 addressing speed limit and decrease in speed limit on Scott Town Road.

Mr. White stated that VDOT would look into putting up more permanent barriers on Indianfield Road. Mr. Pemberton advised that each adjoining landowner wishes to have access to the bottom of the hill. Mr. Quicke and Mr. White will work together with the landowners to come up with a long term plan. Mr. White advised that a traffic study could be done on the stretch of Rt. 3 to determine if increasing the speed limit was feasible. As to a decrease in the speed limit on Scott Town Road, Richard Thomas commented that he was concerned about the safety of the residents on Scott Town Road with the speed problem. Richard Thomas also asked Carter White about mowing along the stretch of road from Jerusalem Church to Mulberry Church as the Mulberry parade is scheduled for September 24, 2016. Richard Thomas commented that he was concerned about a tree leaning over Sharps Road. Mr. White advised that they would need landowner consent before addressing the tree. Mr. Pemberton thanked Mr. White for patching the areas necessary on Sharps Road.

SHERIFF

Sheriff Smith presented the following report for the month of July: 729 calls for service; served 273 civil papers; 32 arrests with 55 warrants served; and served 88 traffic summons. Sheriff Smith reported that the jail population this week for Richmond County was 20.

Sheriff Smith advised that the Sheriff's Office assisted with the Richmond County Crimestoppers Dance and everything went well on the hot evening. The Sheriff's office also participated in the Commonwealth Assisted Living Country Fair with a booth and informational handouts for the residents. Sheriff Smith added that the speed trailer has been placed throughout the County and he has had very positive feedback from the citizens. Sheriff Smith invited everyone to stop by the Sheriff's Office booth at the fair.

TREASURER

Kristie Brann, Treasurer, presented the Trial Balance Report for the month of July, 2016. Chairman Sanders asked if the uncollected tax amount for 2015 was comparable to other years. Mr. Quicke commented that the uncollected real estate tax for 2015 is the lowest that it has been in the last five years. Mrs. Brann indicated to the Board that they are now relying on the DMV stops for the collection of some of the remaining taxes due.

COMMISSIONER OF THE REVENUE

Jennifer Delano presented a copy of the Department of Taxation 2016 Estimated Assessment Ratios to the Board. Richmond County is listed at 99.6%. The figures are based on 2014 sales of real estate in Richmond County. Mrs. Delano advised that she has received 15 new land use applications for 2016 and there were 643 Deed transfers processed from 2015.

PLANNING & ZONING

Barry Sanders, Director of Code Administration, presented a monthly report of building activity in Richmond County. Some of the projects noted are Farnham Manor adding to their Memory Care Unit, Packett building a 12-unit apartment complex on Main Street and Rappahannock Church of Christ continuing the remodeling of their church building.

Mr. Sanders also advised the Board that since March, 2016, there have been twelve zoning violations in which letters have been sent to the landowners. Nine have complied with the clean-up measures. Mr. Sanders noted for everyone to notice the completed work on the bricks of the old courthouse.

Mr. Quicke added that he was pleased with the 2016 building amounts for July. He is interested in continuing to clean up Richmond County and advised everyone to please alert his office on areas that need to be cleaned up.

CHIEF OF EMERGENCY SERVICES

Greg Baker presented the following EMS report for the month of July: 108 calls in Richmond County; 3 fly outs of critical patients; requested mutual aid from surrounding departments 1 time and gave mutual aid 4 times. Mr. Baker advised that \$16,446.81 was collected for the month of July from EMS recovery billing.

Mr. Baker notified the Board that the National Weather Service did a short class with all the dispatchers to help with the storm ready community designation. Mr. Baker and his staff are preparing postcards to be included with the tax bills to help the County residents sign up for the Code Red program.

PUBLIC COMMENT

Mr. Harry Smith addressed the Board with a request for TV's to be installed in the Public Meeting Room to help make presentations more viewable by the individuals present at the monthly meetings.

Mr. Howard Mowry addressed the Board and first wanted to compliment the efforts of the County Administrator for getting the agenda and meeting materials on the internet for public viewing. Mr. Mowry read a letter including concern about the fiscal budget for 2017 & 2018. He has concern about the school funding and recognizes that the prisoner contract with

Gloucester County is a plus. Mr. Mowry also suggested the formation of a committee to discuss the public library of Richmond County.

Mr. Chuck Walsh, MP-NN Community Services Board thanked the Board and other departments for their support. Mr. Walsh presented the Board a Biennium Performance Contract for approval. The Code of Virginia 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 Development Services. Mr. Walsh commented that the CSB is working on a new program in the Tappahannock area (CIT center) which will be a drop-off type of care and will expedite treatment for many individuals. The CSB is also implementing this year a PACT (Program of Assertive Community Treatment) team to provide services to individuals in need. Mr. Herbert asked if follow-up visits were scheduled for those individuals treated through CSB. Mr. Walsh indicated that follow-up visits were scheduled and discharge plans were in put into place for each case but the individual can either accept or deny treatment.

“On a motion made by William C. Herbert, II, 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: to adopt the following resolution.”

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 17/18 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 17/18 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 County, Virginia, certify that the foregoing is a true and correct copy of a resolution passed at a

lawfully organized meeting on the Board of Supervisors of Richmond County held on August 11, 2016 at 101 Court Circle, Warsaw, VA.

Clerk

OLD BUSINESS

EMS BUILDING – RFP RESULTS AND DISCUSSION

Mr. Quicke addressed the Board to advise that the Request for Proposals for the future of the EMS building were due July 21st and three were received. Mr. Quicke advised that the RFP's were not submitted to the County with costs – it is more of a resume from the companies in hopes the County will like what they are about and call them for an interview. The RFP's will give the locality more latitude in picking the company that best suits the needs of the project. Mr. Quicke recommended the formation of a panel to review the proposals submitted, including himself, the EMS chief, EMS captain and Chairman Sanders. Mr. Richard Thomas also expressed interest in being a part of the panel for review of the RFP's. Mr. Quicke indicated that he would get copies of all RFP's to each board member.

INDIANFIELD ROAD – PERMANENT ROAD CLOSURE/ABANDONEMENT

Mr. Quicke reminded the Board that at the July meeting, Hank Becker spoke about the future of Indianfield Road and the portion of the road that is closed currently. Mr. Quicke recommended, that if it is the will of the Board, to move forward with VDOT to permanently abandon this portion of the road.

“On a motion made by William C. Herbert, II, 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: to begin the process with VDOT to abandon the portion of Indianfield Road that is currently closed.”

SPEED STUDY REQUEST – ROUTE 3 (WARSAW TO EMMERTON)

Mr. Quicke addressed the Board to discuss increasing the speed limit to 60 MPH along Route 3 between the Warsaw Town Limits and Emmerton, where the four lanes go into two lanes. Upon discussion with Mr. Carter White of VDOT, Mr. Quicke advised that it would require legislative action (Speed Study Request) from the General Assembly to see the speed limit be increased. Richard Thomas mentioned that the stretch of highway has many high and low areas.

“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.”

A Resolution Requesting a Route 3 Speed Study in Richmond County

WHEREAS, the Richmond County Board of Supervisors formally requests the Virginia General Assembly and the Virginia Department of Transportation to conduct a speed study along Route 3 in Richmond County, between the Town Limits of the Town of Warsaw and Emmerton; and

WHEREAS, the current speed limit along this stretch of road is 55 MPH; and

WHEREAS, the Board of Supervisors would like to look into making this stretch of road 60 MPH.

August 11, 2016

F. Lee Sanders, Chairman
Richmond County Board of Supervisors

RICHMOND COUNTY PERSONNEL POLICY – DISCUSSION

Mr. Quicke presented to the Board a salary scale for review. Mr. Quicke is in hopes that this will be added to the new personnel policy to be adopted this fall.

NEW BUSINESS

VACO – CHRISTMAS ORNAMENT REQUEST

Mr. Quicke addressed the Board and asked about participating in the VACO Christmas Ornament program. The ornaments collected will be displayed in the Executive mansion's ballroom. Mr. Quicke agreed to work with the newspaper and Facebook page on the project. Mr. Herbert mentioned that he thought it would be a good idea to advertise this project at the schools and also the Orchard.

“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 participate in the VACO Christmas Ornament project.”

MERRIMAC CENTER – REAPPOINTMENT OF COUNTY ADMINISTRATOR TO BOARD OF DIRECTORS

Mr. Quicke advised the Board that his appointment to the Merrimac Center had expired June 30, 2016. Mr. Quicke requested that the Board of Supervisors reappoint him to this Board for a new two-year term, ending June 30, 2018.

“On a motion made by J. David Parr, 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 R. Morgan Quicke to the Board of Directors of Merrimac Center for a two-year term, ending June 30, 2018.”

ONGOING PROJECTS/ISSUES

MONTHLY APPROPRIATIONS – RICHMOND COUNTY DEPARTMENT OF SOCIAL SERVICES

“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 appropriate \$85,000.00 to the Richmond County Department of Social Services for the month of September, 2016.”

APPROVAL OF MINUTES – JULY 14, 2016

“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 the July 14, 2016 meeting.”

OTHER BUSINESS

Mr. Thomas encouraged everyone to support the Fair. He also announced that the Mulberry parade would be held on September 24th.

Mr. Parr mentioned the state champions baseball team. He acknowledged that the skills of these individuals had been polished over the years by many different people and coaches. He is very proud of each of them. Mr. Parr is intrigued by the sights and sounds at the Fair and suggested that everyone take advantage of such.

Mr. Pemberton encouraged everyone to support the Richmond County Museum by purchasing a ticket to the open-house at the Jones home in Warsaw.

Chairman Sanders presented to the Board members an email sent to him from the Mayor of the Town of Crewe. The letter addresses a proposal to the legislators to revert 5% of the lottery sales back to the counties. Mr. Quicke indicated that he would investigate this proposal to see if VACO will support.

Mr. Quicke addressed the Board to get their consent on working with Chris Jett and David Parr to install televisions in the Meeting Room. Mr. Quicke also discussed with the Board a \$2,500.00 contribution that has been given to the Richmond County Youth Football in the past. The Richmond County Youth Football League is no longer in existence and is now NNK Warriors. The Board feels that more information should be provided on the organization before the money is released.

Mr. Pemberton suggested that financial reports should be requested from the entities that money is donated. Mr. Quicke offered to add time in the September agenda for discussion of the financial report requirement.

Mr. Quicke reminded everyone that the Board packets are now on the website prior to each meeting.

RECESS

Chairman Sanders recessed the meeting until 1:00 p.m. on Public Hearing.

RECONVEYNE MEETING – 1:00 P.M. – PUBLIC HEARING

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

Also Present:

R. Morgan Quicke, County Administrator
Barry Sanders, Director of Code Administration
Hope Mothershead
Howard Maury
John Brown
Ted Hull
John Lewis
Diane Lank
Approximately 4 others

PUBLIC HEARING

Larry W. and Sandra P. Pierson of 198 Memorial Drive, Warsaw, VA 22572, have applied for a Special Exception Permit in order to allow for replacement of boathouse roof with decking. The property in question is located at 184 Rappa Point Road, Warsaw, VA and is further described as Lot 18, Block A, Rappa Point (Tax Map No. 14B-18).

Mr. Quicke read the notice of public hearing and briefly explained the application to the Board.

Barry Sanders explained that pickets would be added around the structure for viewing. Mr. Sanders indicated that all adjoining landowners have been notified with no problems indicated. Mr. Sanders also added that the Planning Commission recommended approval of the ordinance at their July 11, 2016 meeting.

Chairman Sanders opened the floor for public comment.

Chairman Sanders closed the public hearing.

“On a motion made by William C. Herbert, II, the Board voted: F. Lee Sanders – aye; Richard E. Thomas – aye; Robert B. Pemberton – aye; William C. Herbert, II – aye; J. David Parr – aye; to approve the application for the Special Exception Permit.”

**BOARD OF SUPERVISORS OF RICHMOND COUNTY
NOTICE OF PUBLIC HEARING**

On Thursday, August 11, 2016, at the County Administration Building at 101 Court Circle, Warsaw, VA, the Board of Supervisors of Richmond County, Virginia will hold a public hearing on the proposed approval of a Second Amended Cooperation Agreement and a Financing Lease (the “Documents”) relating to the operation of the Northern Neck Regional Jail (the “Jail”). Under the Documents, the Counties of Richmond, Westmoreland and Northumberland (the “Lessor Counties”) will agree to reconstitute the Northern Neck Regional Jail Board to make Gloucester County a full participating member, and to give Gloucester a non-exclusive leasehold interest in the Jail for a 15 year term, in exchange for rental payments totaling \$10,260,797 over the 15 years. This public hearing is being held to comply with the requirements of Virginia Code § 15.2-1800 for the sale of public property, because the Documents provide that, at the end of the 15 year lease term and after receipt of all rental payments, the Lessor Counties will convey to Gloucester County a 25% undivided interest in the Jail and all related property. Copies of the Documents are available for public inspection at the office of the Richmond County Administrator at the address mentioned above.

Mr. Quicke read the public notice for the proposal of Gloucester County becoming a full member of the Northern Neck Regional Jail.

Mr. Ted Hull addressed the Board and indicated that Gloucester now has approximately 70 inmates in the jail. Mr. Quicke added that he did think this was a good deal for Richmond County.

Chairman Sanders opened the floor for public comment.

Mr. Howard Mowry read a letter of concern to the Board with questions on how the lease period would work for such a long length of time. He also questioned the amount of prisoner activity in the Gloucester County area and would the jail be able to accommodate the numbers.

Chairman Sanders closed the public hearing.

In response to Mr. Mowry’s questions, Mr. Quicke advised that in working with Gloucester County, the payments were structured to be close to that of the rental payments currently paid to the Saluda jail by Gloucester County. Therefore, the 15-year lease period was chosen. Also, the projected number of prisoners from Gloucester County going forward was taken into consideration and discussed. Mr. Hull indicated that if there comes a time when the counties need to contribute to the jail, payments will be based on usage. Gloucester will have approximately 50% of space occupied, therefore paying 50% of costs which will in turn benefit

the other counties involved. Mr. Hull further advised that if there was a need to expand, there will be another county to share the costs, which would be 25% for each.

Chairman Sanders asked about the capacity of the jail. Mr. Ted Hull advised the Board that capacity is 496 beds. Mr. Parr asked how many federal inmates are residents of the jail. Mr. Ted Hull indicated that the jail houses approximately 165-200 federal inmates.

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

RESOLUTION APPROVING EXECUTION OF DOCUMENTS TO MAKE GLOUCESTER COUNTY A FULL PARTICIPATING MEMBER LOCALITY IN THE NORTHERN NECK REGIONAL JAIL, TO APPROVE THE TERMS AND CONDITIONS OF A NON-EXCLUSIVE 15 YEAR LEASE OF THE JAIL BY GLOUCESTER COUNTY, AND TO PROVIDE FOR THE CONVEYANCE TO GLOUCESTER COUNTY OF A 25% UNDIVIDED OWNERSHIP INTEREST IN THE JAIL AT THE CONCLUSION OF SUCH LEASE

WHEREAS, through their respective appointees to the Northern Neck Regional Jail Board (the Jail Board”), the Counties of Richmond, Westmoreland and Northumberland (the “Lessor Counties”) have negotiated with the County of Gloucester (“Gloucester”) to make Gloucester a full participating member jurisdiction of the Jail Board”; and

WHEREAS, the Jail Board has recommended to the Lessor Counties the adoption of a Second Amended Cooperation Agreement and a Financing Lease (the “Documents”) which (a) reconstitute the Jail Board to reflect the inclusion of Gloucester; (b) specify the terms and conditions of Gloucester’s membership, including the granting by the Lessor Counties to Gloucester of a 15 year leasehold interest in the Northern Neck Regional Jail (the “Jail”) and the right to use the Jail on the same basis as the Lessor Counties, and (c) provide that, upon expiration of the 15 year lease term and payment by Gloucester of all amounts due thereunder, the Lessor Counties will convey to Gloucester an undivided 25% ownership interest in the Jail and all related property; and

WHEREAS, the Lessor Counties have each conducted the public hearing required by Virginia Code § 15.2-1800 to authorize the eventual conveyance of such ownership interest to Gloucester; and

WHEREAS, Gloucester has indicated its willingness to accept the terms, conditions and obligations imposed upon it by the Documents; now therefore be it concurrently

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Richmond County:

1. That their chairperson is authorized to execute the documents in form approved by their respective county attorneys, and with those signatures attested by their respective clerks.
2. That their County Administrator are authorized and directed to take all actions necessary and proper to implement the terms of the Documents.

Richmond County Board of Supervisors Minutes: August 11, 2016

Adopted this 11th day of August, 2016 by the Board of Supervisors of the County of Richmond County, Virginia.

F. Lee Sanders, Chairman
Richmond County Board of Supervisors

R. Morgan Quicke, Clerk
Richmond County Board of Supervisors

ADJOURNMENT

After no further business, Chairman Sanders adjourned the meeting.

F. Lee Sanders, Chairman
Richmond County Board of Supervisors