

**VIRGINIA: AT A REGULAR MEETING OF THE POWHATAN COUNTY BOARD
OF SUPERVISORS HELD IN THE POWHATAN VILLAGE BUILDING
AUDITORIUM, 3910 OLD BUCKINGHAM ROAD IN POWHATAN
COUNTY, VIRGINIA, FEBRUARY 22, 2016 AT 6:00 PM**

Board of Supervisors Present: William E. Melton, District 4, Chairman
Carson L. Tucker, District 5, Vice-Chairman
Angela Y. Cabell, District 3
Larry J. Nordvig, District 2
David T. Williams, District 1

Staff Members Present: Pat Weiler, County Administrator
March Altman, Deputy County Administrator
Tom Lacheney, County Attorney
Charla Schubert, Director of Finance
Steven Singer, Fire & EMS Chief
Ed Howland, Planning Manager
Ramona Carter, Public Works Director
Randy Buzzard, IT Director
Linda Jones, HR Manager
Mary Anne Woodel, Rec Coordinator

1. Call to Order

Mr. Melton called the meeting to order at 6:20 p.m.

2. Invocation

Mr. Tucker provided the invocation.

3. Pledge of Allegiance

Mr. Melton led the Pledge of Allegiance

**4. Requests to Postpone Agenda Items and Additions, Deletions or
Changes in the Order of Presentation**

Mr. Melton requested to add granting the Chairman permission to sign the Constitutional Officer Agreement with the Department of Social Services as item 7g.

5. Formal Approval of Agenda

Mr. Tucker motioned to approve agenda as amended. Mr. Nordvig seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

**VOTE 5-0
MOTION Passed**

6. Public Comment (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board) - for anything not to be addressed at a public hearing scheduled for this date

Mr. Melton opened the public comment period. The following citizens spoke:

1. Mr. Jamie Timberlake, 1415 Schroeder Road, Powhatan County Commissioner of the Revenue, thanked the newspaper for the accurate depiction of his interview, however, he apologized to Ms. Weiler for his statement being taken out of context and stated he has no issues at all with Ms. Weiler and that is in no way what he meant in his statements to the press.
2. Mr. Joe Walters, 4520 Mattox Crossing Court, spoke as a private citizen and publically thanked the Board of Supervisors for their consideration of the New Middle School Project.
3. Ms. Jean Gannon, 3939 Fighting Creek Drive, spoke in favor of the New Middle School project.

Seeing no one who wished to speak, Mr. Melton closed the public hearing.

7. Consent Agenda

All matters listed under the Consent Agenda are considered by the Board to be routine and will be enacted by one resolution in the form or forms listed below. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- a. Approve Meeting Minutes – January 25, 2016
- b. Accept Virginia Cooperative Extension Quarterly Report
- c. Accept Treasurers Report dated December 31, 2015
- d. Resolution R-2016-09 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Budgeting and Appropriating \$6,579.44 in the Grants Fund for Donations for the Animal Shelter, K9 Bane, Sheriff Deputies Hospitality Fund and a Grant for TRIAD.
- e. Resolution R-2016-10 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Transferring \$5,000 from General Fund Contingency to the Capital Projects Fund for Parks and Recreation Fencing/Backstop Maintenance.

- f. Resolution R-2016-11 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Budgeting and Appropriating \$12,858.00 Conservation Grants from the Library of Virginia for Clerk of the Circuit Court.

Mr. Tucker motioned for approval of Consent Agenda as presented. Ms. Cabell seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

8. Appointment to Boards, Commissions, Committees, etc.

- a. Planning Commission Member to Richmond Regional Planning District Commission (RRPDC)

Mr. Melton motioned to appoint Karin Carmack, Chairman, Planning Commission District 1 to the RRPDC.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton voted AYE.

VOTE 5-0
MOTION Passed

- b. Economic Development Authority (EDA)

Mr. Melton motioned to appoint Mr. Dan Jones, to fill the remaining term of Ms. Brown expiring June 30, 2016 and Senator John Watkins, Mr. Russ Holland, Jr., and Mr. Tim Benusa to terms expiring June 30, 2019. Mr. Williams motioned to appoint Mr. Bob Gibson to fill the remaining term of Ms. Brown expiring June 30, 2016.

On the nomination of Dan Jones to fill the remaining term of Ms. Brown expiring June 30, 2016.

Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE. David T. Williams voted NAY.

VOTE 4-1
MOTION Passed

Because this motion passed, there was no vote on the nomination of Mr. Bob Gibson.

On the nomination of Senator John Watkins, Mr. Russ Holland, Jr., and Mr. Tim Benusa to terms expiring June 30, 2019

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton voted AYE.

VOTE 5-0
MOTION Passed

9. Old Business

- a. Resolution R-2016-12 Amending the Powhatan County Employee Classification and Compensation Plan

Ms. Linda Jones gave an overview of the amendments to the Powhatan County Employee Classification and Compensation Plan detailed in R-2016-12. Mr. Tucker motioned to approve R-2016-12 as presented. Mr. Melton seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0 MOTION Passed

- b. Resolution R-2016-13 Amending the Fiscal Year 2016 Adopted Staffing Plan

Ms. Linda Jones gave an overview of the details of R-2016-13. Sheriff Nunnally discussed the changes made to the staffing plan. Ms. Weiler reviewed the “corrected” items page. Mr. Tucker motioned to approve R-2016-13 as presented. Mr. Nordvig seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0 MOTION Passed

- c. Strategic Action Plan – Monthly Update

Ms. Weiler gave an update on the status of the Strategic Action Plan.

10. New Business

- a. Resolution R-2016-06 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Transferring \$25,000 from General Fund Contingency to the Capital Projects Fund for Installation of Security Cameras at the Library

Ms. Weiler gave an overview of the details of R-2016-06. Ms. Peggy Martin, Library Director discussed the reasoning behind the need for the upgrade in the security camera system. Mr. Tucker motioned to table R-2016-06. Mr. Williams seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- b. Presentation of the County Administrator's Proposed Fiscal Year (FY) 2017 Operating Budget

Ms. Weiler presented an overview of the Proposed FY 2017 Operating Budget.

11. Certificates of Appreciation, Special Resolutions and Proclamations –
Time Certain 6:30 PM

- a. P-2016-03 Recognizing Richard Ayers' service on the Planning Commission

Mr. Tucker read the Proclamation aloud and motioned for approval. Mr. Melton seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- b. P-2016-02 Recognizing Eagle Scout John Carter Evers

Mr. Nordvig read the Proclamation aloud and motioned for approval. Mr. Williams seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- c. P-2014-04 Recognizing March 15, 2016 as National Agriculture Day

Mr. Tucker read the Proclamation aloud and motioned for approval. Mr. Melton seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- d. P-2016-05 Recognizing National FFA Week February 20-27, 2016 and National Agriculture Week March 13-19

Mr. Tucker read the Proclamation aloud and motioned for approval. Mr. Melton seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- e. P-2016-06 Recognizing The Powhatan Lions Club 40th year anniversary

Mr. Tucker read the Proclamation aloud and motioned for approval. Ms. Cabell seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- f. P-2016-07 Recognizing Claire Hollingsworth, Food Networks' Junior Chopped Winner

Mr. Nordvig read the Proclamation aloud and motioned for approval. Mr. Tucker seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

- g. P-2016-08 National Softball Association Award

Ms. Cabell read the Proclamation aloud and motioned for approval. Mr. Tucker seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

12. Public Hearings – Time Certain 7:00 PM

- a. Public Hearing on the Preliminary FY 2017 Five-Year Capital Improvement Program (CIP) and consideration of Resolution R-2016-14

Ms. Weiler presented an overview of the FY 2017 Five-Year Capital Improvement Program (CIP). Mr. Melton opened the public hearing. Seeing no one who wished to speak, Mr. Melton closed the public hearing.

Mr. Melton motioned to approve R-2016-14 as amended. Mr. Tucker seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

**VOTE 5-0
MOTION Passed**

13. Public Comment (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board) - for anything not to be addressed at a public hearing scheduled for this date

Mr. Melton opened the public comment period.

The following persons spoke:

1. Michele Ward, 1925 Hickory Shade Dr., Moseley/Powhatan, spoke in support of the .90¢ tax rate if the money is spent wisely on services for the citizens.

Seeing there were no other speakers at this time, Mr. Melton closed the public comment period.

14. County Attorney Comments

Mr. Lacheney stated he had no comments at this time.

15. County Administrator Comments

Ms. Weiler stated she had no comments at this time.

16. Board Comments

Mr. Nordvig made the following statement in regards to the CAFR.

“I’d like to thank Ms. Weiler, Mr. Altman, Ms. Shubert, Mr. Johns, and the many more on the County Staff and School Board who were given the responsibility of the preparation and fair representation of the financial statements contained in this financial audit report.

I would also like to thank the firm of Brown Edwards Certified Public Accountants who conducted this audit and expressed their opinions in accordance with generally accepted auditing practices.

I am encouraged by the results. This audit is good news for the citizens of Powhatan. A few things, in particular, from the CAFR & associated reports stood out in my mind... First, our net position, our bottom line, increased by about \$3 million dollars over the prior year. This was, in part, due to the fiscally-responsible choice of refinancing and paying down our debt.

Next, our governmental fund balances, our 'checkbook', increased over \$1.5 million, strengthening our county's ability to meet its spending obligations. Unlike Washington, this government did not spend more than it took in.

In addition, our general fund unassigned balance, our County's 'rainy day savings', equivalent to 15% of operating revenues, was maintained, giving us security against unforeseen economic downturns.

Equally encouraging are the positive comments consistently found throughout the auditor's reports and letters to the Board. I refer to comments, such as:

"The continued growth in sales tax and the start of new construction indicated that Powhatan is recovering from the downturn of 2008."

"All significant transactions have been recognized in the financial statements in the proper period."

"The financial statement disclosures are neutral, consistent, and clear."

"We encountered no significant difficulties in dealing with management in performing and completing our audit."

"No disagreements arose during the course of our audit."

In summary, this audit paints a picture of Powhatan County as recovering from the recession, having greater net worth than the year before, a stronger checkbook, and a secure savings account. In addition, we can all be proud of our County staff, which submitted financial reports on time, with a high degree of transparency, accuracy, and professionalism. They are to be commended for their hard work. This audit clearly shows that the people of Powhatan have a lot to celebrate, and are moving together in a positive direction."

Mr. Melton commented on the difficulty on staff and Ms. Weiler in the preparation of the FY 2017 Budget and thanked them for all their hard work.

17. Closed Meeting, as authorized by the Code of Virginia, Section 2.2-3711(A), to discuss the following matter(s):

- a. One (1) matter concerning the salary or performance of specific personnel - §2.2-3711(A)(1) of the Code of Virginia.
- b. Consultation with legal counsel pertaining to actual or probable litigation - §2.2-3711(A)(7) of the Code of Virginia.

Mr. Lacheney read the following statement:

WHEREAS, the Board of Supervisors of Powhatan County desires to discuss in Closed Meeting the following matter(s):

- § Two (2) matters concerning the salary or performance of specific personnel - §2.2-3711(A)(1) of the Code of Virginia;
- § Consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. - §2.2-3711(A)(7) of the Code of Virginia.

WHEREAS, pursuant to §§2.2-3711 (A)(1) and (A)(7) of the Code of Virginia, such discussion(s) may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Powhatan County does hereby authorize discussion of the aforesated matter(s) in Closed Meeting.

Mr. Tucker motioned to approve the resolution as read and move into closed session. Mr. Nordvig seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

Closed session entered at 8:43pm.

Closed session out at 9:57pm.

Chairman Melton reconvened the meeting in open meeting and requested the Clerk to take a roll call vote of the Supervisors to certify that, to the best of each Supervisor's knowledge, the only matters discussed in the closed meeting were:

1. Public business matters lawfully exempted from open meeting requirements; and
2. Only such public business matters as were identified in the motion by which the closed meeting was convened.

Ms. Weiler conducted the roll call vote so the Supervisors could so certify:

Mr. Williams: AYE

Mr. Nordvig: AYE

Ms. Cabell: AYE

Mr. Melton: AYE

Mr. Tucker: AYE

Mr. Tucker motioned to supplement the Sheriff pay by \$10,000.00 effective January 1, 2016 in recognition of his supervision of Animal Control. Mr. Williams seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

Mr. Tucker motioned to authorize the Chairman to sign a settlement agreement with McBride, Dale, and Clarion subject to the County Attorneys approval incorporating the details discussed in the closed session. Mr. Williams seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE.

VOTE 5-0
MOTION Passed

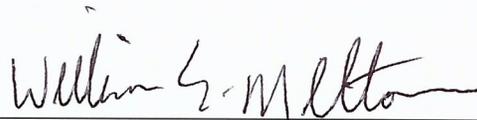
19. Adjournment

Mr. Williams motioned to adjourn the meeting. Mr. Tucker seconded the motion.

David T. Williams, Larry J. Nordvig, Angela Y. Cabell, William E. Melton, Carson L. Tucker voted AYE

VOTE 5-0
MOTION Passed

Meeting adjourned at 9:59 pm



William E. Melton, Chairman
Powhatan County Board of Supervisors



Patricia A. Weiler, Clerk
Powhatan County Board of Supervisors