

**VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS
HELD IN THE POWHATAN VILLAGE BUILDING AUDITORIUM, 3910 OLD
BUCKINGHAM ROAD IN POWHATAN COUNTY, VIRGINIA, ON
MAY 2, 2016 AT 6:00 P.M.**

Board of Supervisors Present:	David T. Williams, District 1 Larry J. Nordvig, District 2, Vice-Chairman Angela Y. Cabell, District 3 William E. Melton, District 4, Chairman Carson L. Tucker, District 5
County Staff Members Present:	Tom Lacheney, County Attorney Patricia A. Weiler, County Administrator Charla Schubert, Finance Director Steve Singer, Fire and Rescue Chief Ramona Carter, Public Works Director Ed Howland, Planning & Zoning Manager Linda Jones, Human Resources Manager Peggy Martin, Library Director Floyd Greene, Asst. Emergency Management Coordinator Don Houtsma, EMS Coordinator
Constitutional Officers Present:	Brad Nunnally, Sheriff Jamie Timberlake, Commissioner of the Revenue
Others Present:	Larry Johns, Asst. Supt. for Finance, Powhatan Schools Sandy Lynch, Asst. Supt. for Instruction, Powhatan Schools Allen Beach, Rescue Chief

1. Call to Order

Chairman Melton called the meeting to order and at 6:01 p.m. Chairman Melton stated to let the record show all Board of Supervisors members are in attendance.

2. Invocation

Mr. Nordvig provided the invocation.

3. Pledge of Allegiance

Chairman Melton led the Pledge of Allegiance.

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

There were no requests to amend the Agenda.

5. Formal Approval of Agenda

Mr. Williams motioned to approve the 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**

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

Chairman Melton opened the public comment period. Seeing there were no speakers, Chairman Melton closed the public comment period.

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 Regular Meeting Minutes – March 21, 2016
- b. Approve Regular Meeting Minutes – April 18, 2016

Mr. Williams motioned to approve the Consent agenda as presented. 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**

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

- a. Appointment to the Library Board of Trustees

Chairman Melton motioned to appoint Randy Schulkers as a representative on the Library Board of Trustees. 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

9. Old Business

- a. R-2016-06 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Transferring \$13,708 from General Fund Contingency to the Capital Projects Fund for Security Cameras at the Library

Ramona Carter provided a presentation on the need for an improved security camera system at the library and requested approval of Resolution R-2016-06 amending the Fiscal Year 2016 Operating Budget by transferring \$13,708 from General Fund Contingency to the Capital Projects Fund for security cameras at the library.

Chairman Melton motioned to approve Resolution R-2016-06. 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

10. New Business

- a. Resolution R-2016-28 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Transferring \$2,000 from General Fund Contingency to the Fire and Rescue Department for Naloxone Equipment

Steve Singer introduced Don Houtsma, who briefed the Board on the increase in drug overdose incidents in the County, specifically opiate-related overdoses. Mr. Houtsma spoke about the positive affect Naloxone has on overdose victims because it blocks the opiate receptors in the brain. Mr. Houtsma stated that the Naloxone kits being purchased will be put in 17 County first responder vehicles, including Fire, Rescue, and Sheriff's vehicles.

Chairman Melton motioned to approve Resolution R-2016-28 amending the Fiscal Year 2016 Powhatan County Operating Budget by transferring \$2,000 from General Fund Contingency to the Fire and Rescue Department for Naloxone equipment. 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

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

- a. Proclamation Recognizing National Police Week and Peace Officers Memorial Day

Mr. Tucker read the Proclamation aloud and motioned for approval. Chairman 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. Proclamation Recognizing National Emergency Medical Services Week and the EMS Providers

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

- c. Proclamation Recognizing the 2015 Powhatan County Clean Business Award Recipient – DRP Collision Repair

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 Fixing the Fiscal Year 2017 Real Estate Tax Rate

Chairman Melton opened the Public Hearing on fixing the Fiscal Year 2017 Real Estate Tax Rate.

Sally Boese spoke in opposition to the County taking on more debt. Ms. Boese urged the Board to demonstrate that it practices sound fiscal management by not doubling the level of indebtedness and search further for cuts in expenditures.

Jim Carver spoke in opposition to the Real Estate Tax Rate being raised. Mr. Carver stated that he is encouraging the Board to focus on core government functions only and defer less-critical items so as to not add to the County's overall debt.

Curtis Newton spoke in opposition to the Real Estate Tax Rate increase and asked the Board to consider not approving the 90-cent tax rate.

Seeing there were no other speakers, Chairman Melton closed the Public Hearing.

- b. Public Hearing on Amending the Fiscal Year 2016 Powhatan County Operating Budget by Budgeting and Appropriating \$54,455,000 for the Capital Improvement Program (CIP) Bonded Projects

Chairman Melton opened the Public Hearing on amending the Fiscal Year 2016 Powhatan County Operating Budget by budgeting and appropriating \$54,455,000 for the Capital Improvement Program Bonded Projects.

Seeing there were no speakers, Chairman Melton closed the Public Hearing.

Old Business - Continued

- b. Resolution R-2016-24 Fixing the Fiscal Year 2017 Real Estate Tax Rate

Ms. Weiler stated that five Budget Workshops and two Public Hearings were held for determining the Real Estate Tax Rate.

Mr. Williams stated that he agrees that there were several opportunities to discuss the tax rate.

Mr. Nordvig stated that he does not agree with the approach taken during the process of determining the tax rate and encouraged the Board to carefully watch what happens fiscally as a result of this meeting's votes.

Chairman Melton motioned to approve Resolution R-2016-24 fixing the Fiscal Year 2017 Real Estate Tax Rate. Ms. Cabell seconded the motion.

Mr. Williams stated that he is concerned about the tax rate in Powhatan both for Economic Development and for homeowners.

Mr. Tucker reviewed the Budgeting Process and its intent.

Ms. Cabell stated that she supports the 90-cents tax rate and believes this to be a fiscally sound decision. Ms. Cabell commented that Powhatan is a well-managed County and thanked Ms. Weiler for her dedication and hard work during the process.

Chairman Melton stated that he has listened to constituents during the budget process and has to make a choice to do the best thing for all the citizens of Powhatan County. Chairman Melton thanked Staff and consultants for their patience, professionalism, and hard work; and thanked Ms. Weiler for her diligence and dedication towards moving Powhatan forward.

Mr. Nordvig stated that he is encouraged by the way the Board works together and thanked the Board and County Staff for their professionalism and cooperation during the Budget process.

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

VOTE 3-2
MOTION Passed

- c. Resolution R-2016-23 Adopting the Fiscal Year 2017 Operating Budget and Appropriating the Funds

Chairman Melton motioned to approve Resolution R-2016-23 adopting the Fiscal Year 2017 Operating Budget and appropriating the funds. Mr. Tucker seconded the motion.

Mr. Williams commented that discussions about the Capital Improvement Plan last year and added that the way to control the Budget is to set spending levels and set expectations about what is affordable.

Mr. Tucker addressed several misconceptions that have been brought up during Public Hearings.

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

VOTE 3-2
MOTION Passed

- d. Resolution R-2016-27 Adopting the County of Powhatan Fiscal Year 2017 Five-Year Capital Improvement Plan and Other Capital Program (CIP)

Ms. Weiler reported that the Board held seven work shops on the CIP. There were also two Public Hearings held.

Chairman Melton motioned to approve Resolution R-2016-27 adopting the County of Powhatan Fiscal Year 2017 Five-Year Capital Improvement Plan and Other Capital Program. Mr. Tucker seconded the motion.

Mr. Williams expressed concern about the amount of debt being encumbered in the Capital Improvement Plan.

Chairman Melton stated that he is in support of the CIP, as the projects are needed.

Mr. Tucker spoke about the decisions that had to be made and the solutions sought during the Budget process.

Chairman Melton stated that he will continue to make investigating ways to make compensating the County Sheriff's Office personnel fairly a top priority.

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

VOTE 3-2
MOTION Passed

- e. Resolution R-2016-25 Amending the Fiscal Year 2016 Powhatan County Operating Budget by Budgeting and Appropriating \$54,455,000 for the Capital Improvement Program (CIP) Bonded Projects

Ms. Weiler reported that a Public Hearing was held on this Resolution this evening and that Bond Projects have been discussed at several Work Shops.

Chairman Melton motioned to approve Resolution R-2016-25 amending the Fiscal Year 2016 Powhatan County Operating Budget by budgeting and appropriating \$54,455,000 for the Capital Improvement Program Bonded Projects. Mr. Tucker seconded the motion.

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

VOTE 3-2
MOTION Passed

- f. Ordinance O-2016-17 Amending the Powhatan County Code of Ordinances, Appendix A Fee Schedule, to increase water rates, wastewater rates, emergency transport fees, and zoning ordinance fee, and to update certain other fees

Ms. Weiler reported that a Public Hearing was held to discuss the change in the Ordinance to increase the fees.

Mr. Williams motioned to approve Ordinance O-2016-17 amending the Powhatan County Code of Ordinances, Appendix A Fee Schedule. 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. Resolution R-2016-29 Adopting the FY 2017 Staffing Plan

Ms. Weiler reported that the 2017 Staffing Plan was discussed at Budget Work Shops.

Chairman Melton motioned to approve Resolution R-2016-29 adopting the FY 2017 Staffing Plan. Ms. Cabell seconded the motion.

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

VOTE 3-2
MOTION Passed

h. Resolution R-2016-30 Amending the Classification and Compensation Plan

Ms. Weiler reported that the Classification and Compensation Plan was discussed at Budget Work Shops.

Chairman Melton motioned to approve Resolution R-2016-30 amending the Classification and Compensation Plan. Ms. Cabell seconded the motion.

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

VOTE 3-2
MOTION Passed

i. Resolution R-2016-26 Implementing the Changes to Personal Property Tax Relief Act of 1998, Specific Relief for 2016

Ms. Weiler reported that this item was discussed during the Budget Work Shop that was held on the Revenues. Ms. Weiler stated that the State gives the County a set amount of Personal Property Tax Relief that the County then distributes to all of the Personal Property Tax payers; and it is estimated that with the amount the County received from the State, the County will be able to provide 43% tax relief to the Citizens of Powhatan on their Personal Property Tax. Resolution R-2016-26 sets the 43% rate.

Mr. Williams motioned to approve Resolution R-2016-26 implementing the changes to Personal Property Tax Relief act of 1998, Specific Relief for 2016. 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**

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

Chairman Melton opened the public comment period.

Jim Carver stated that while he disagrees with some of the decisions that were made, he appreciates the work the Board and Staff have put into the Budget process. Mr. Carver encouraged continued transparency and dialogue with the citizens and the pursuit of cost savings while implementing the Plan. Mr. Carver asked the Board to keep the citizens in mind while the County shifts to a more business-based revenue.

Allen Beach thanked the Board for the kind words spoken about the members of the Rescue Squad and the EMS providers who provide service to the County. Mr. Beach asked why the County is attempting to do away with the EMS license granted to the Rescue Squad by the State and put all EMS under one license. Mr. Beach stated that volunteerism in the County will be deterred if the Rescue Squad is not allowed to keep its own license.

Seeing there were no other speakers, Chairman Melton closed the public comment period.

14. County Attorney Comments

Mr. Lacheney had no comments.

15. County Administrator Comments

Ms. Weiler had no comments.

16. Board Comments

The Board had no comments.

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

Mr. Lacheney read the following Closed Meeting motion:

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

- a. 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. Williams moved to approve the Closed Meeting resolution read by the County Attorney. 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**

The Board entered Closed Meeting at 6:45 p.m.

18. Closed Meeting Certification

Chairman Melton reconvened this Regular Meeting of the Powhatan County Board of Supervisors in open meeting at 10:09 p.m. and requested the Clerk of the Board to conduct a roll call certification vote of the Supervisors, to be included in the minutes of this meeting.

Ms. Weiler, Clerk of the Board, asked to the best of each Supervisor's knowledge, do they certify that:

- (1) the only matters discussed in the closed meeting were 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 were heard, discussed or considered in the closed meeting just conducted?

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

Mr. Williams	<u>AYE</u>
Mr. Nordvig	<u>AYE</u>
Ms. Cabell	<u>AYE</u>
Mr. Melton	<u>AYE</u>
Mr. Tucker	<u>AYE</u>

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

VOTE 5-0
MOTION Passed

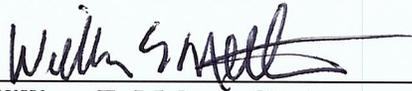
19. Adjournment

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

The meeting adjourned at 8:31 p.m.



William E. Melton, Chairman
Powhatan County Board of Supervisors



Patricia A. Weiler, Clerk
Powhatan County Board of Supervisors