

VIRGINIA: AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE POWHATAN VILLAGE BUILDING CONFERENCE ROOM, 3910 OLD BUCKINGHAM ROAD IN POWHATAN COUNTY, VIRGINIA, AND REMOTELY BY ELECTRONIC MEANS ON AUGUST 17, 2021 AT 6:30 P.M.

Board of Supervisors Present: David T. Williams, District 1,
Tom E. Berry, District 2
Michael W. Byerly, District 3, Vice Chairman
Bill L. Cox, District 4
Karin M. Carmack, District 5, Chair

Board of Supervisors Absent: None

County Staff Present: Ned Smither, County Administrator
Bret Schardein, Assistant County Administrator
Alyson Oliver, Planner II
Frank Hopkins, Planning Director

Constitutional Officers Present:

Guests Present:

1. Call to Order

Chair Carmack called the meeting to order at 6:30 p.m.

- a. Identify Public Entity members physically and/or electronically present

Chair Carmack identified the Board members, Mr. Smither, and Mr. Lacheney, and their locations.

- b. Identify the persons responsible for receiving the public comment.

County Administration staff accepted emailed comments at administration@powhatanva.gov . Any comments received until 3:00pm, August 11th were entered into the meeting minutes.

- c. Identify opportunities for the public to access the electronic meeting

The public was able to participate in the meeting by using: <https://zoom.us/j/398095011> by computer. Phone access was possible by dialing: US: 1-929-205-6099 or 1-312-626-6799. As always, the public could view the live feed from the County website.



- d. Identify opportunities for the public to participate in such an electronic meeting

The public was able to view and participate in the meeting live with Zoom meeting link. During the public comment period, members of the public could raise their hands using the Zoom controls on their screens, or press *9 on their phone.

2. Pledge of Allegiance

Mr. Berry led the Pledge of Allegiance

3. Invocation

Mr. Williams led the Invocation

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

No requests made

5. Formal Approval of Agenda

Mr. Williams motioned to approve the amended agenda. Mr. Byerly seconded the motion.

David T. Williams, Tom E. Berry, Michael W. Byerly, Bill L. Cox, Karin M. Carmack 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)

Chairman Carmack opened the first public comment period.

No speakers in person or on zoom.

Chairman Carmack closed the public comment period.



7. Workshop Discussion

A. American Rescue Funds

Mr. Smither notified the members of the board of the American Rescue Funds and opened the board to any questions they may have and any projects they would like to recommend for the funds. Mr. Cox asked Mr. Smither for an amount of the funds that will be used for broadband and a chance for the public to weigh in.

B. Presentation on Route 60 & Route 711 studies, Rebecca Worley, VDOT

Mr. Smither introduced Rebecca Worley to the members of the board and opened the floor for her to present her Route 60 and Route 711 corridor. The members of the board along with Rebecca and Ned discussed the study and Rebecca answered any questions from the board members.

C. CVTA Regional Transportation project selection

Mr. Schardein presented to the members of the board the CVTA Regional Transportation project, the extended turn lane at Stavemill Road and Anderson Highway. The board members along with Mr. Schardein discussed the project and answered any questions.

8. Public Comment (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board)

Chairman Carmack opened the second public comment period.

No speakers present in person or on Zoom.

Chairman Carmack closed the public comment period.

9. County Administrator Comments

No County Administrator Comments.



10. Board Comments

Mr. Williams stated that a citizen who aspires to run for public office issued a robocall to several residents within the county. The messaged was that David Williams, District 1 supervisor is mandating vaccines in Powhatan County, which Mr. Williams did not state or condone. Mr. Williams then went to present a Resolution for the Regular Board Meeting on August 25, 2021, for discussion and vote. Mr. Williams also asked that this be sent out to every jurisdiction in the State of Virginia. This comment can be found on the YouTube recording of the meeting at 57:48.

Mr. Williams made a motion to have the resolution added to the next regular meeting agenda. Mr. Cox seconded the motion.

David T. Williams, Tom E. Berry, Michael W. Byerly, Bill L. Cox, Karin M. Carmack voted AYE

VOTE 5-0
MOTION Passed

11. Closed Meeting

Chairman Carmack asked Mr. Lacheney to read the motion to go into closed session.

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

-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.

Both matters involving a zoning issue in Lake Shawnee and Landscaping CUP.

WHEREAS, pursuant to: §2.2-3711 (A)(7) (A)(8) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Powhatan County does hereby authorize discussion of the aforestated matters in Closed Meeting.



Chair Carmack motioned for approval. Mr. Williams seconded the motion.

David T. Williams, Tom E. Berry, Michael W. Byerly, Bill L. Cox, Karin M. Carmack
voted AYE

VOTE 5-0
MOTION Passed

12. Certification of Closed Meeting as authorized by the Code of Virginia

Chairman Carmack asked Mr. Lacheny to take the board out of closed session. Mr. Lacheny read: To the best of your knowledge, were the only matters discussed in the closed meeting public business matters lawfully exempted from open meeting requirements, and that 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?

Chairman Carmack made a motion to increase the county administrator's salary by 5%. Mr. Byerly seconded the motion.

David T. Williams, Tom E. Berry, Bill L. Cox, Michael W. Byerly, Karin M. Carmack
voted AYE

13. Adjournment

Chairman Carmack adjourned the meeting at 8:52 P.M.

These minutes were approved on September 27, 2021



ATTEST:

**Ned Smither, County Administrator
Powhatan County Board of Supervisors**

**Karin M. Carmack, Chairman
Powhatan County Board of Supervisors**

Recorded Vote:

<i>David T. Williams</i>	AYE
<i>Tom E. Berry</i>	AYE
<i>Michael W. Byerly</i>	AYE
<i>Bill L. Cox</i>	AYE
<i>Karin M. Carmack</i>	AYE