

VIRGINIA: At a Business Meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Veteran's Memorial Building on Monday, October 17, 2011 at 6:00 p.m.

PRESENT: Roger Hayden, Chairperson; Lock Boyce, Vice – Chairperson; Ron Knight, Crystal P. Harris, Karl Weiss Board Members

ABSENT: Geri Hazelwood, Clerk

STAFF PRESENT: Tom Rose, County Administrator; Alan Black, County Attorney; and Wilma Pendleton, Substitute Clerk; Donna Shough, Finance Officer.

Others present were: Nancy Lindsey, The Enterprise, Richard Rogers, WHEO

Mr. Chairperson called the meeting to order.

Rev. Jim Churchwell; gave the invocation.

The Board recited the Pledge of Allegiance to the Flag, led by Karl Weiss followed by a moment of silence in honor of U.S. military serving here and abroad.

On motion by Lock Boyce to approve the meeting agenda seconded by Karl Weiss as presented and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Mr. Hayden had some questions on page three of the August 16, 2011 minutes and asked that Mr. Rose verify those.

On motion by Lock Boyce seconded by Ron Knight the minutes for August 16, 2011, September 12, 2011 and September 26, 2011 were approved as presented.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

### Bills, Claims, and Appropriations

The Board had discussion concerning the bills and Mr. Rose along with Ms. Shough clarified and addressed the Board's questions. The Board also discussed the Federal Mandate that has been passed down to the localities; to clean – up meth labs. It is a strain on local government and the Board expressed strong opposition and suggested that the persons responsible should have to pay for the clean –up.

On motion by Lock Boyce seconded by Ron Knight the Board approved the bills as presented Inmate Commissary 455-463 HEM 464-465 General County 99600-99851 Jail Construction 100240 PSA 150051-150054

Voting Aye: Boyce, Knight, Weiss, Hayden

Voting Nay: None

#### Public Hearing Regional Water Supply Plan at 6:30 pm

Mr. Chairman opened the comment period for the adoption of the Regional Water Supply Plan. Mr. Danny Foley, Mayo River District; spoke. He expressed concern that if requiring people to conserve their own well water was part of the plan that it may need to be looked at further.

The Board made comments that they had reviewed the content which was complicated and a bit extreme and had some issues with the plan. Overall they discussed that if they did not approve the plan as presented that in the time of a need they would receive no assistance.

Mr. Chairman closed the comment period for the public hearing.

The Board reconvened and took the following action on the adoption of the Regional Water Supply Plan.

On motion by Lock Boyce to adopt the Regional Water Supply Plan by Resolution seconded by Ron Knight and carried 3 to 2.

Voting Aye: Boyce, Knight, Harris

Voting Nay: Weiss, Hayden



**COUNTY OF PATRICK**  
*Board of Supervisors*

**RESOLUTION APPROVING THE WEST PIEDMONT PLANNING DISTRICT COMMISSION REGIONAL WATER SUPPLY PLAN**

WHEREAS, Virginia State Water Council Board Regulations 9 VAC 25-780, Local and Regional Water Supply Planning, requires all counties, cities, and towns in the Commonwealth of Virginia to prepare and submit a water supply plan to the Department of Environmental Quality (DEQ); and

WHEREAS, Patrick County is a participant in the West Piedmont Planning District Commission Regional Water Supply Plan Planning Group as reported to DEQ by letter before November 2, 2008 deadline; and

WHEREAS, on October 17, 2011, Patrick County held a public hearing to accept public comment on Regional Water Supply Plan; and

WHEREAS, the adopted Regional Water Supply Plan will be submitted to the DEQ on or before November 2, 2011.

NOW, THEREFORE BE IT RESOLVED that the Patrick County Board of Supervisors of Patrick County hereby adopts the West Piedmont Planning District Commission Regional Water Supply Plan as it pertains to Patrick County. Approval and adoption of this regional plan indicates support for and general agreement with the regional planning approach, but does not indicate approval or disapproval of conclusions and recommendations presented in the plan as they pertain to other localities. Patrick County reserves the right to comment on specific water supply alternatives in the future even though such alternatives may be recommended in this adopted plan. Patrick County will not be limited to specific water supply alternatives in this adopted plan and reserves the right to recommend additional alternatives for consideration in the future.

BE IT FURTHER RESOLVED that the Patrick County Board of Supervisors of Patrick County intends that the Regional Water Supply Plan shall be revised to reflect changes in relevant data at least once every five years and resubmitted to DEQ every ten years in accordance with the regulation and sound planning practice.

PASSED, APPROVED, AND ADOPTED by the Patrick County Board of Supervisors of Patrick County at a meeting held on October 17, 2011.

  
Roger T. Hayden, Chairperson

Mr. Danny Foley presented the following request to the Board:

Good evening board members:

The Fluvanna County Board of Supervisors is suing Davenport & Co. LLL, the financial advisors who provided recommendations on the funding of a new high school. The supervisors are seeking \$18 million in compensatory damages. The Fluvanna BOS accuses Davenport officials of misleading them, regarding the best method to finance the school construction.

At the Dec. meeting of the BOS in 2007 the school said they would seek financing from the Virginia Public School Authority for the improvements of all schools in Patrick County at 2% interest.

We, The Patrick County Taxpayer Watchdog Group, ask the BOS to explain on whose advice this was changed to a lease revenue bond package at a cost of 3% starting out and ending at 5 ¼ % interest. Just the interest on the payments is over 23 million, not including the principal of 25 million for a total of 48 million.

We also ask for a breakdown of the money that was paid to T.E. Parks, Ameresco, Davenport and the surety bond on the loan, in writing.

At a BOS meeting on 7/10/2006, it was stated the water and sewage would be sold to the county at the Town's cost. There would be no markup or premium. It was also stated that the county would have the exclusive right to serve all areas outside the expanded boundaries of the Town of Stuart with the exception of the Spencer Mountain area.

Why would the BOS let the Town of Stuart have the waterline to Pat. Co. High School? It goes against an agreement of a previous BOS. Even the mayor of Stuart said the Pat. Co. High School will be one of the largest users of town water.

Also, the Town of Stuart agreed to pay the EDA all of it's property and business license taxes that a new business on the Flufflex property, apart from Walmart, generates during it's first year of operation. I asked this question several weeks ago and haven't gotten an answer.

We hope to get a public response in writing from the BOS.

Thank You

Mr. Wayne Kirkpatrick spoke to the Board concerning supporting the Moratorium on Uranium Mining. The Board had discussion.

On motion by Lock Boyce seconded by Ron Knight and carried 4 to 1 the Board adopted the resolution supporting the Moratorium on Uranium Mining.

Voting Aye: Knight, Boyce, Harris, Weiss

Voting Nay: Hayden

WHEREAS, it is highly probable that the social and psychological effects of uranium mining will be overwhelmingly negative, without regard to the assurances in any study of the safety of uranium mining, and will result in business, industry and population deciding to locate in areas other than those in proximity to uranium mining.


NOW, THEREFORE, BE IT RESOLVED that the Patrick County Board of Supervisors does hereby oppose lifting the moratorium on uranium mining in Virginia; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to each member of the County's legislative delegation and to the Chair of all groups currently studying uranium mining in the Commonwealth of Virginia.

IN WITNESS WHEREOF, on October 24, 2011, I have hereunto set my hand and caused the seal of Patrick County to be affixed.

  
\_\_\_\_\_, CHAIRMAN  
PATRICK COUNTY BOARD OF SUPERVISORS

ATTEST:

  
\_\_\_\_\_  
Clerk to the Board

(SEAL)

Mr. Chairman closed the comment period.

Break 7:30 – 7:45 pm

Mr. Rose asked that the Board amend the agenda to add Ms. Lisa Price Hughes as a speaker.

Reports to the Board, Ms. Lisa Price Hughes; VDOT Resident Engineer

Ms. Hughes discussed culvert replacement in various routes in Patrick County. (see document below)

**Culvert Replacement on Various Routes  
Bedford, Carroll, Floyd, Franklin and Patrick Counties**

Find out about three projects to replace 13 drainage culverts in five counties in the Virginia Department of Transportation's 12-county Salem District. Culverts will be replaced at these locations:

Project Number - 96489			
County	Route	Name	Crossing
Bedford	Route 1239	Spring Lake Road	Branch of Ivy Creek
Franklin	Route 677	Middle Valley Road	Indian Creek
Franklin	Route 675	Farmington Road	Branch of Gills Creek

Project Number - 96756			
County	Route	Name	Crossing
Carroll	Route 775	Chances Creek Road	Branch of Chances Creek
Floyd	Route 512	Spencewell Road	Branch of Beaverdam Creek
Franklin	Route 40	Franklin Street	Buttermilk Branch
Patrick	Route 40	Charity Highway	Branch of Little Widgon Creek
Patrick	Route 695	Dan Valley Farm Road	Big Branch

Project Number - 96775			
County	Route	Name	Crossing
Carroll	Route 702	Stable Road	Branch of Little Reed Island Creek
Carroll	Route 762	Water View Drive	Cherryberry Creek
Floyd	Route 830	River Ridge Road	Payne Creek
Floyd	Route 758	Buffalo Mountain Road	Oldfield Creek
Patrick	Route 639	Cherry Creek Road	Camp Branch

Review the project information for all projects and the National Environmental Policy Act document in the form of a Programmatic Categorical Exclusion for project number 96756 at VDOT's Salem District Office located at 731 Harrison Ave. in Salem, 540-387-5353, 800-967-7623, or TTY/TDD 711. Please call ahead to ensure the availability of appropriate personnel to answer your questions.

If your concerns cannot be satisfied, VDOT is willing to hold a public hearing. You may request that a public hearing be held by sending a written request to Mr. Jack Bayne, Virginia Department of Transportation, P.O. Box 7031, Salem, VA 24153 on or prior to **October 20, 2011**. If a request for a public hearing is received, notice of date, time and place of the hearing will be posted.

VDOT ensures nondiscrimination and equal employment in all programs and activities in accordance with Title VI and Title VII of the Civil Rights Act of 1964. If you need more information in regards to your civil rights on this project or special assistance for persons with disabilities or limited English proficiency, contact Jack Bayne at the telephone number listed above.

State Project: 6902-962-082,083,084,085,086,087,088,089,090,091,092,093,094,095,096,097,098,099,100,101,102,103,104,105,106,107,108,109,110,111,112,113,114,115,116,117,118,119,120,121,122,123,124,125,126,127,128,129,130,131,132,133,134,135,136,137,138,139,140,141,142,143,144,145,146,147,148,149,150,151,152,153,154,155,156,157,158,159,160,161,162,163,164,165,166,167,168,169,170,171,172,173,174,175,176,177,178,179,180,181,182,183,184,185,186,187,188,189,190,191,192,193,194,195,196,197,198,199,200,201,202,203,204,205,206,207,208,209,210,211,212,213,214,215,216,217,218,219,220,221,222,223,224,225,226,227,228,229,230,231,232,233,234,235,236,237,238,239,240,241,242,243,244,245,246,247,248,249,250,251,252,253,254,255,256,257,258,259,260,261,262,263,264,265,266,267,268,269,270,271,272,273,274,275,276,277,278,279,280,281,282,283,284,285,286,287,288,289,290,291,292,293,294,295,296,297,298,299,300,301,302,303,304,305,306,307,308,309,310,311,312,313,314,315,316,317,318,319,320,321,322,323,324,325,326,327,328,329,330,331,332,333,334,335,336,337,338,339,340,341,342,343,344,345,346,347,348,349,350,351,352,353,354,355,356,357,358,359,360,361,362,363,364,365,366,367,368,369,370,371,372,373,374,375,376,377,378,379,380,381,382,383,384,385,386,387,388,389,390,391,392,393,394,395,396,397,398,399,400,401,402,403,404,405,406,407,408,409,410,411,412,413,414,415,416,417,418,419,420,421,422,423,424,425,426,427,428,429,430,431,432,433,434,435,436,437,438,439,440,441,442,443,444,445,446,447,448,449,450,451,452,453,454,455,456,457,458,459,460,461,462,463,464,465,466,467,468,469,470,471,472,473,474,475,476,477,478,479,480,481,482,483,484,485,486,487,488,489,490,491,492,493,494,495,496,497,498,499,500,501,502,503,504,505,506,507,508,509,510,511,512,513,514,515,516,517,518,519,520,521,522,523,524,525,526,527,528,529,530,531,532,533,534,535,536,537,538,539,540,541,542,543,544,545,546,547,548,549,550,551,552,553,554,555,556,557,558,559,560,561,562,563,564,565,566,567,568,569,570,571,572,573,574,575,576,577,578,579,580,581,582,583,584,585,586,587,588,589,590,591,592,593,594,595,596,597,598,599,600,601,602,603,604,605,606,607,608,609,610,611,612,613,614,615,616,617,618,619,620,621,622,623,624,625,626,627,628,629,630,631,632,633,634,635,636,637,638,639,640,641,642,643,644,645,646,647,648,649,650,651,652,653,654,655,656,657,658,659,660,661,662,663,664,665,666,667,668,669,670,671,672,673,674,675,676,677,678,679,680,681,682,683,684,685,686,687,688,689,690,691,692,693,694,695,696,697,698,699,700,701,702,703,704,705,706,707,708,709,710,711,712,713,714,715,716,717,718,719,720,721,722,723,724,725,726,727,728,729,730,731,732,733,734,735,736,737,738,739,740,741,742,743,744,745,746,747,748,749,750,751,752,753,754,755,756,757,758,759,760,761,762,763,764,765,766,767,768,769,770,771,772,773,774,775,776,777,778,779,780,781,782,783,784,785,786,787,788,789,790,791,792,793,794,795,796,797,798,799,800,801,802,803,804,805,806,807,808,809,810,811,812,813,814,815,816,817,818,819,820,821,822,823,824,825,826,827,828,829,830,831,832,833,834,835,836,837,838,839,840,841,842,843,844,845,846,847,848,849,850,851,852,853,854,855,856,857,858,859,860,861,862,863,864,865,866,867,868,869,870,871,872,873,874,875,876,877,878,879,880,881,882,883,884,885,886,887,888,889,890,891,892,893,894,895,896,897,898,899,900,901,902,903,904,905,906,907,908,909,910,911,912,913,914,915,916,917,918,919,920,921,922,923,924,925,926,927,928,929,930,931,932,933,934,935,936,937,938,939,940,941,942,943,944,945,946,947,948,949,950,951,952,953,954,955,956,957,958,959,960,961,962,963,964,965,966,967,968,969,970,971,972,973,974,975,976,977,978,979,980,981,982,983,984,985,986,987,988,989,990,991,992,993,994,995,996,997,998,999,1000

## Reports to the Board, Mr. Tom Rose, County Administrator

The Board discussed the meeting schedule for the upcoming months of November and December. The Board set the date for November 21, 2011 and December 12, 2011. According to Mr. Rose, Jason Brown along with David Bradshaw (GIS) will present a cost analysis for a parcel overlay map (floodplain) for the November 21, 2011 meeting.

Mr. Rose presented a letter from Governor Bob McDonnell. The letter referred to mandates. The Board had discussion and asked that Mr. Rose express their opinions to the Governor that they are opposed to LODA, and paying for meth lab clean – up.

The Board asked that the information be shared with VACo and have them to represent Patrick County in these matters.

## Update

Mr. Rose gave the Board an update on the new County website stating that it is up and running. He thanked HD Web Studio, Wilma Pendleton, Geri Hazelwood, and the Tourism Advisory Committee. He asked that he be notified if any problems occur.

## Old Business

Mr. Hayden discussed the purchase of maintenance equipment. They discussed both purchasing new or used equipment. It was the consensus of the Board to seek professional advice based on the exact needs provided by Mr. Teddy Doss and Mr. Leo Boyd.

The Board discussed the stage at Rotary Field and Mr. Rose informed the Board that things are being worked out with Mr. Denny Ally.

## New Business

Mr. Hayden discussed recreation after attending a soccer meeting and realizing the need for an additional soccer field as well as upgrades to current fields. He suggested that people donate or raise money to build a new field. He praised Clyde Crissman for the excellent job that he has done even though soccer is a separate association.



The discussion to have the Recreation Department take over the association here in Patrick County was had at a recreation meeting this season due to the many issues they faced.

The Board thanked the Parks and Recreation.

ADJOURN

On motion by Lock Boyce seconded by Karl Weiss to adjourn until November 21, 2011 at 6:00 pm and carried unanimously

Voting Aye: Knight, Boyce, Harris, Weiss, Hayden

Voting Nay: None

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Roger T. Hayden, Chairman