

January 09, 2019

A regular monthly meeting of the Russell County Board of Supervisors was held on Wednesday, January 09, 2019 at 6:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Roll Call by the Clerk:

Present:

Tim Lovelace
Lou Wallace
Carl Rhea
David Eaton
Steve Breeding
Rebecca Dye
Harry Ferguson

Lonzo Lester, Clerk of the Board
Vicki Porter, Deputy Clerk
Katie Patton, Chafin Law Firm

Absent:

None

Invocation by Chairperson Rebecca Dye, followed by the Pledge of Allegiance to the Flag.

APPROVAL OF THE AGENDA

Motion made by Lou Wallace, second David Eaton and duly approved by the Board of Supervisors to approve the agenda as amended.

The vote was:

Aye: Lou Wallace, David Eaton, Tim Lovelace, Steve Breeding, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

Public Hearing

Pursuant to having been advertised in a local newspaper for (2) two consecutive weeks, a public hearing was held on the transfer of County property (the old Lebanon Cannery) to the Town of Lebanon. The public hearing was opened to comments, hearing none the public hearing was closed.

APPROVAL OF THE AGENDA

Motion made by Tim Lovelace, second Steve Breeding and duly approved by the Board of Supervisors to approve the agenda as amended.

The vote was:

Aye: Tim Lovelace, Steve Breeding, Carl Rhea, Lou Wallace, Rebecca Dye, Harry Ferguson and David Eaton

Nay: None

Rebecca Dye relinquished the Chair to County Administrator Lonzo Lester.

Board Appointments

REBECCA DYE ELECTED AS CHAIRPERSON

David Eaton nominated Steve Breeding

Tim Lovelace nominated Rebecca Dye

Motion made by Lou Wallace, second Tim Lovelace that nominations cease and call for a vote.

The vote was:

Aye: Lou Wallace, Steve Breeding, Tim Lovelace, Carl Rhea, David Eaton, Harry Ferguson and Rebecca Dye

Rebecca Dye - (4) Four votes: Tim Lovelace, Rebecca Dye, Lou Wallace and Harry Ferguson

Steve Breeding - (3) three votes: David Eaton, Steve Breeding and Carl Rhea

Rebecca Dye was appointed Chairperson for the 2019 Calendar year.

The County Administrator relinquished the Chair to Rebecca Dye.

STEVE BREEDING ELECTED VICE-CHAIRMAN

Lou Wallace nominated Tim Lovelace

Carl Rhea nominated Steve Breeding

Motion made by David Eaton, second Harry Ferguson that nominations cease and call for a vote.

The vote was:

Aye: David Eaton, Harry Ferguson, Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye and Steve Breeding

Nay: None

Steve Breeding – (4) four votes: David Eaton, Steve Breeding, Harry Ferguson and Carl Rhea

Tim Lovelace – (3) three votes: Lou Wallace, Rebecca Dye and Tim Lovelace

Steve Breeding was elected Vice-Chairman for the 2019 calendar year.

LONZO LESTER APPOINTED CLERK OF THE BOARD, VICKI PORTER APPOINTED DEPUTY CLERK

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to appoint Lonzo Lester as Clerk of the Board and Vicki Porter as Deputy Clerk for the 2019 calendar year.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

The Chairperson appointed Rebecca Dye and Harry Ferguson to the Budget/Finance Committee. Lou Wallace and Steve Breeding were appointed as alternates.

ROBERT'S RULES OF ORDER ADOPTED BY THE BOARD

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to adopt Robert's Rules of Order.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF THE BYLAWS TABLED UNTIL THE FEBRUARY 2019 BOARD MEETING

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to table the approval of the Bylaws until the next meeting and to follow the Bylaws currently in place until that time.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF BOARD MEETING DATES FOR CALENDAR YEAR 2019

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to adopt the Board of Supervisors regular meeting schedule as the first Monday of each month beginning at 6:00 pm unless otherwise noted.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

Acknowledgements

Maxie Skeen, Cleveland Rescue Squad was recognized for receiving the Governor's EMS Award for Outstanding Prehospital Provider.

Johnny Skeen, Captain of Cleveland Rescue Squad was recognized for his 57 years of service, his award was presented to his wife, Maxie Skeen.

Fallen Warriors - The Southwest Virginia Wall of Fallen Warriors was on display at the Board meeting. Representatives from the Fallen Warriors group asked that the Board consider funding them \$1000 per district.

Presentations

Helen Owens, Russell County Historical Society asked the Board to consider their request to hang a plaque on the wall of the Old Courthouse. The plaque will be funded by the Wilderness Trail Chapter National Society of Colonial Dames XVII Century.

AUTHORIZATION TO MOUNT A PLAQUE ON THE WALL OF THE OLD COURTHOUSE

Motion made by Steve Breeding, second Tim Lovelace and duly approved by the Board of Supervisors to authorize the mounting of a plaque on the wall of the Old Courthouse.

The vote was:

Aye: Steve Breeding, Tim Lovelace, Carl Rhea, Lou Wallace, David Eaton, Harry Ferguson and Rebecca Dye

Nay: None

Presentations, Cont'd.

Mickey Rhea, Russell County Building Official gave a report on the abandoned and dilapidated structures in the County.

New Business

APPROVAL OF THE DECEMBER 03, 2018 MINUTES

Motion made by Tim Lovelace, second Lou Wallace and duly approved by the Board of Supervisors to approve the December 03, 2018 minutes and dispense with the reading thereof.

The vote was:

Aye: Lou Wallace, Tim Lovelace, Carl Rhea, David Eaton, Steve Breeding and Harry Ferguson

Nay: None

Abstain: Rebecca Dye

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$756,497.34, including withholdings and reoccurring.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF PRE-AUTHORIZED PAYMENT LIST FOR 2019

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the 2019 pre-authorized payment list.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF A LETTER OF SUPPORT

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to authorize the Chairperson to sign a letter of support for another entry to the Clinch Mountain Wildlife Management Area from the Russell County side to The Department of Game and Inland Fisheries.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

Citizens Comment

The Chair opened citizens comment period.

Charlie Hess, Lebanon stated that the County needed a litter control officer.

Citizens comment period was closed by the Chair.

County Attorney Reports and Requests

Katie Patton, Chafin Law Firm asked that the Board pass a formal resolution on the transfer of property to the Town of Lebanon.

APPROVAL OF A RESOLUTION TO TRANSFER PROPERTY TO THE TOWN OF LEBANON

Motion made by Tim Lovelace, second Steve Breeding and duly approved by the Board of Supervisors to authorize the Chairperson to sign a Resolution transferring county property (old Lebanon Cannery) to the Town of Lebanon.

The vote was:

Aye: Tim Lovelace, Steve Breeding, Carl Rhea, Lou Wallace, Rebecca Dye, Harry Ferguson and David Eaton

Nay: None

APPROVAL OF A MOU BETWEEN THE COUNTY AND THE RUSSELL COUNTY DRUG COURT

Motion made by Steve Breeding, second Carl Rhea and duly approved by the Board of Supervisors to approve a Memorandum of Understanding between Russell County and the Russell County Drug Court.

The vote was:

Aye: Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, David Eaton, Rebecca Dye and Harry Ferguson

Nay: None

County Administrator Reports and Requests

APPROVAL OF THE 2019 COUNTY BUDGET MEETING SCHEDULE

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to authorize the 2019 County Budget meeting schedule.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL TO APPOINT LONZO LESTER AND VICKI PORTER TO WDB

Motion made by Carl Rhea, second Harry Ferguson and duly approved by the Board of Supervisors to authorize the appointment of Lonzo Lester and Vicki Porter to the Workforce Development Board.

The vote was:

Aye: Carl Rhea, Harry Ferguson, Tim Lovelace, Lou Wallace, David Eaton, Rebecca Dye and Steve Breeding

Nay: None

APPROVAL OF THE ABSTRACT OF VOTES FOR THE NOVEMBER 06, 2018 ELECTION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the Abstract of Votes for the November 06, 2018 election.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF TREASURER RICK THOMPSON'S RETIREMENT AND THE APPOINTMENT OF ALICIA MCGLOTHLIN AS TREASURER EFFECTIVE FEBRUARY 28, 2019

Motion made by Harry Ferguson, second Lou Wallace and duly approved by the Board of Supervisors to accept the retirement of Treasurer Rick Thompson effective February 28, 2019 and approve his designation of Alicia McGlothlin as Treasurer.

The vote was:

Aye: Harry Ferguson, David Eaton, Carl Rhea, Lou Wallace, Rebecca Dye, Steve Breeding and Tim Lovelace

Nay: None

APPROVAL TO PETITION THE CIRCUIT COURT FOR A WRIT OF ELECTION

Motion made by Tim Lovelace, second Steve Breeding and duly approved by the Board of Supervisors to direct the County Attorney to file a petition with Circuit Court for issuance of a writ of election to be held in November 2019 to fill the Treasurer of Russell County seat vacated by the retirement of Rick Thompson.

The vote was:

Aye: Tim Lovelace, Steve Breeding, Carl Rhea, Lou Wallace, David Eaton, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL TO ACCEPT AND APPROPRIATE A BYRNE JUSTICE/JAG FEDERAL GRANT IN THE AMOUNT OF \$45,054.00

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to accept and appropriate a Byrne/JAG Federal Grant in the amount of \$45,054.00.

The vote was:

Aye: David Eaton, Steve Breeding, Tim Lovelace, Lou Wallace, Carl Rhea, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL TO ADVERTISE AND HIRE FOR A HOUSEKEEPING POSITION

Motion made by David Eaton, second Tim Lovelace and duly approved by the Board of Supervisors to advertise and hire for a housekeeping position vacated by the retirement of Nina Cox.

The vote was:

Aye: David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Steve Breeding, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF A PLAT FOR WHITE'S SUB-DIVISION

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to authorize the signing of a plat for White's Sub-Division as requested by the Russell County Planning Commission.

The vote was:

Aye: David Eaton, Steve Breeding, Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF A PLAT FOR THE CLEVELAND RESCUE SQUAD

Motion made by Carl Rhea, second Harry Ferguson and duly approved by the Board of Supervisors to authorize the Chairperson to sign a plat for Cleveland Rescue Squad as requested by the Russell County Planning Commission.

The vote was:

Aye: David Eaton, Steve Breeding, Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF A TRAVEL REQUEST FROM THE EMERGENCY MANAGEMENT DEPARTMENT

Motion made by Tim Lovelace, second Steve Breeding and duly approved by the Board of Supervisors to approve a travel request from the Emergency Management Department.

The vote was:

Aye: Tim Lovelace, Steve Breeding, Lou Wallace, Carl Rhea, David Eaton, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL OF A TRAVEL REQUEST FROM THE TOURISM DEPARTMENT

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve a travel request from the Russell County Tourism Department.

The vote was:

Aye: Steve Breeding, David Eaton, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Harry Ferguson

Nay: None

APPROVAL TO HIRE A FULL TIME HVAC EMPLOYEE FOR THE COUNTY

Motion made by Carl Rhea, second Steve Breeding and duly approved by the Board of Supervisors to hire a full time HVAC employee for the County.

The vote was:

Aye: Carl Rhea, Steve Breeding, Tim Lovelace, Rebecca Dye, David Eaton and Harry Ferguson

Nay: Lou Wallace

APPROVAL TO ENTER INTO EXECUTIVE (CLOSED) SESSION

Motion made by Harry Ferguson, second David Eaton and duly approved by the Board of Supervisors to enter into Executive (closed) session pursuant to Section 2.2-3712(5) of the Code of Virginia to discuss prospective business matters and litigation matters pursuant to 2.2-3712(7)(8).

The vote was:

Aye: Harry Ferguson, David Eaton, Lou Wallace, Tim Lovelace, Rebecca Dye, Carl Rhea and Steve Breeding

Nay: None

CERTIFICATION OF EXECUTIVE (CLOSED SESSION)

Motion made by Harry Ferguson, second Tim Lovelace and duly approved by the Board of Supervisors to return to regular session.

Pursuant to § 2.2-3712(D) of the Code of Virginia 1950, as amended each member of the Board of Supervisors upon the Roll Call certifies that to the best of their knowledge (i) only public business matters lawfully exempted from the open meeting requirements under the Virginia Freedom of Information Act and (ii) only such public business matters that were identified in the motion(s) by which the closed meeting was convened were heard, discussed or considered in the meeting by the Board of Supervisors.

Any member of the Board of Supervisors who believes that there was a departure from the requirements of clauses (i) and (ii) above shall so state prior to the vote, indicating the substance of the departure that, in his or her judgment, has taken place.

Are there any who believe a departure has taken place? Seeing none, if you agree that the matters heard, discussed or considered during the closed meeting were pursuant only to the motion(s) by which the closed meeting was convened, please signify by saying aye or yes.

Tim Lovelace – AYE
Lou Wallace – AYE
Carl Rhea – AYE
David Eaton – AYE
Rebecca Dye - AYE
Steve Breeding – AYE
Harry Ferguson – AYE

APPROVAL TO ADJOURN TO RECONVENE ON JANUARY 31, 2019

Motion made by Lou Wallace, second David Eaton and duly approved by the Board of Supervisors to adjourn to reconvene in Richmond, Virginia on January 31, 2019.

The vote was:

Aye: Lou Wallace, David Eaton, Tim Lovelace, Carl Rhea, Steve Breeding, Rebecca Dye and Harry Ferguson
Nay: None

Clerk of the Board

Chairperson