

A meeting of the Board of Supervisors was held in and for the County of Mecklenburg on February 13, 2023, at 9:30 a.m. in the Board of Supervisors meeting room of the Goode Bank Building.

MEMBERS PRESENT: Glenn Barbour, Chairman; Jim Jennings; Brenda Blackwell; David Brankley; Andy Hargrove; Charles Jones; Claudia Lundy; Tom Tanner; Sterling Wilkinson

The Chairman called the meeting to order.

Those present stood for the Pledge of Allegiance.

Upon a motion of Mr. Jones, the Board voted unanimously to approve the minutes of the January 9, 2023, and January 17, 2023, meetings. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Chairman Barbour advised that Item F will be removed from the agenda and Item F-1 will be a presentation on Alternative Education.

Upon a motion of Mrs. Lundy, the Board voted unanimously to adopt the amended agenda as presented. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Mr. Robert Hendrick introduced Mr. Josh Tanner to the Board as the County's new Erosion and Sediment Control Inspector.

A public hearing was held on the application the Mecklenburg County Planning Commission to amend Article 20, Solar Facilities section 20.5 application, and procedures, to add the following: 20.5 Application and Procedures

(b) Comprehensive Plan Review- A 15.2-2232, review by the county is required by the Code of Virginia (15.2-2232) for utility-scale solar facilities. This code provision provides for a review by the Planning Commission of public utility facility proposals to determine if their general or approximate location, character and extent are substantially in accord with the Comprehensive Plan or part thereof. Should the Comprehensive Plan review be denied by the Planning Commission or the Board of Supervisors, the applicant will not be able to re-apply for another review on any of the same parcels of land for twelve (12) months from the date of the denial.

County Attorney Russell Slayton advised the Board to defer action on this matter until he reviews some additional information he has received and shares it with the Board.

Upon a motion of Mr. Brankley, the Board voted unanimously to defer action on this application until additional information is shared by the County Attorney. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

A public hearing was held on the application for Mecklenburg County Planning Commission to amend the Article 1, Definition of Terms, section 1-60, to add the following:
Section 1-60 Comprehensive Plan: Means the current comprehensive plan of Mecklenburg County as amended and adopted by the county in accordance with the Code of Virginia (15.2-

2232). Any 15.2-2232 application that has been denied by the Planning Commission or the Board of Supervisors may not re-apply for a new review within one (1) year period from the date of denial pertaining to those parcels of land.

County Attorney Russell Slayton advised the Board to defer action on this matter until he reviews some additional information he has received and shares it with the Board.

Upon a motion of Mr. Wilkinson, the Board voted unanimously to defer action on this application until additional information is shared by the County Attorney. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Mr. Slayton advised that the county obtained three small parcels of land in the initial stages of the new consolidated school development. He advised that state law requires a public hearing to deed the parcels to the school board.

A public hearing was held on the proposed donation from Mecklenburg County, Virginia of certain parcels of real property situate in Boydton Magisterial District to the Mecklenburg County School Board, which parcels adjoin the site of the new Mecklenburg County Consolidated Middle School and High School, namely: 0.18 acre, TMP 113000-A-030A, PR 38936; 0.05 acre, TMP 113000-10-A1, PR 38916; 0.18 acre, TMP 113000-10-A2, PR 38920.

There was no public comment.

The public hearing was closed.

Upon a motion of Mrs. Lundy, the Board voted unanimously to adopt the following resolution. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

RESOLUTION

RE: CONVEYANCE OF PARCELS OF REAL PROPERTY TO MECKLENBURG COUNTY SCHOOL BOARD

IT IS HEREBY RESOLVED by the Mecklenburg County Board of Supervisors that the deed of gift conveying three parcels of real property situate in Boydton Magisterial District to the Mecklenburg County School Board, which parcels adjoin the site of the new Mecklenburg County Consolidated Middle School and High School (0.18 acre, TMP 113000-A-030A, PR 38936; 0.05 acre, TMP 113000-10-A1, PR 38916; 0.18 acre, TMP 113000-10-A2, PR 38920) is approved in the form this day presented or as hereafter modified by the County Attorney, and that H. Wayne Carter, III, County Administrator, is authorized to execute said deed of gift on behalf of Mecklenburg County, Virginia.

Mr. Kevin Smith, VDOT Assistant Resident Engineer addressed the Board with a monthly update. He stated that the Highway 92 bridge project was on schedule and that a bridge project will close a portion of Rt. 712, Paschall Road from April 4th through July 5th.

Chairman Barbour questioned work being done sporadically along the shoulders on Rt. 903.

Mr. Brankley asked Mr. Smith if he could check into VDOT taking in the roads in the Granite Hall Subdivision into the state system.

Sgt. Jamie King with the Mecklenburg County Sheriff's Office addressed the Board along with Guidance Counselor Ms. Christine Pennington and Alternative Education Director Ms. Suzanna LoMagno-Harris to present their Alternative Learning Vision 2023-2024. The vision of this program is to empower students to make positive life changes which transform their lives. The name removes the negative connotations of ALP and encourages students to leave a lasting legacy that overtime uplifts them, empowers their families and transforms their communities. The goal of this vision is to create a short- and long-term suspension program. In the school system currently, when a child is suspended, they go home for a vacation, with this program, the students would be suspended to the school. Then the students would receive specialized attention and education. The group stated they believe every outward behavior is a result of something inward such as inward trauma, homelife. Ms. Harris advised that they would like this program to be in a separate location. Currently, Alternative Education is taught within the middle school.

Superintendent Paul Nichols followed up by saying that he sees the great need for this program and is proposing \$890,000 in the school board's proposed budget, as well as a five to seven percent pay increase.

Mr. Brian Dalton addressed the Board stating that the auctions have been scheduled at the vacated schools and the dates can be found on the school's website. Next, he requested to reallocate funds from School Capital that was set aside for a warehouse at the bus garage to be used for repairs to Bluestone High School. He stated that the repairs are necessary to prepare for Clarksville Elementary to move there during the summer.

Upon a motion of Mr. Hargrove, the Board voted unanimously to approve the school board reallocating \$100,000.00 within the school capital budget for repairs to Bluestone High School.

Chairman Barbour advised that a few days ago, he received a call from a local real estate agent in reference to a problem regarding tax bills. He advised that he requested Mrs. Langford to come explain the issue.

Mrs. Sandra Langford addressed the Board stating that this is not a new problem. She advised that every year, the real estate office appraises and assesses the real estate and presents a real estate book to the Treasurer's Office. The Treasurer's Office then inputs that information into their system and that is where the real estate tax bills come from for that year. She advised that throughout the year, people buy and sell property. When that is done as a whole, the Treasurer's Office can bill the new owner. The problem comes in when someone splits property up, sells it and real estate taxes are not collected at the property closings. Therefore, the Treasurer's office still shows the property as a whole until the next year.

Mrs. Langford advised that this is not a software issue, it is an age-old issue. She stated that she does not know a solution to this problem. She has reached out to closing attorneys, with hopes that they will improve on collecting prorated taxes at closing as well as taxes for the remainder of the tax year.

The Budget & Finance Committee met on Monday, February 13, 2023, at 8:30 a.m. in the Board of Supervisors Meeting Room.

MEMBERS PRESENT: Jim Jennings, Chairman; David Brankley; Charles Jones; Tom Tanner; Sterling Wilkinson

ALSO PRESENT: Glenn Barbour; Claudia Lundy; Andy Hargrove; Brenda Blackwell; Wayne Carter, County Administrator; Judy Sheffield, Assistant County Administrator; Alex Gottschalk, Deputy County Administrator; Ed Taylor, Commissioner of Revenue

The Chairman called the meeting to order.

Mr. Carter advised that the Sheriff's Office has received two checks, \$3,390.55 and 1,578.35 from VACORP to cover damages to Sheriff Vehicles.

Upon a motion of Mr. Tanner, the Committee unanimously recommends a supplemental appropriation of \$4,968.90 to the Sheriff's Office line-item Vehicle Repairs.

Mr. Carter advised that the County has received a check in the amount of \$3,114.42 from VACORP to cover damages to the Tourism Vehicle.

Upon a motion of Mr. Jones, the Committee unanimously recommends a supplemental appropriation of \$3,114.42 to Tourism budget.

Mr. Carter presented a request from the Department of Social Services to transfer \$70,000.00 from the rent/utilities to the food line item in the ARPA Budget.

Upon a motion of Mr. Tanner, the Committee unanimously recommends transferring \$70,000.00 from the rent/utilities to the food line item in the ARPA Budget.

There being no further business the meeting was adjourned.

Upon a motion of Mr. Jennings, the Board voted unanimously to approve the supplemental appropriations as outlined in the previous Budget and Finance Committee Minutes. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Under the County Administrator's report:

Mr. Carter advised that building permits are up from last year, as well as zoning permit and erosion and sediment control plans. The Dog Warden's monthly report and the Sheriff's monthly report are included in the packet.

Mr. Carter gave a brief overview of the Broadband Project. He stated that it is continuing and has passed 3,975 residences so far with 1,841 active accounts in Mecklenburg County.

Mr. Alex Gottschalk addressed the Board with a legislative update.

Under the Chairman's report:

Mr. Barbour advised the Board that the minutes of the Lake Country Regional Airport Commission's January 10, 2023, minutes and the Roanoke River Service Authority's October 25, 2022, and November 22, 2022, minutes were included in the packet for informational purposes.

Chairman Barbour advised that the term of Mrs. Polly Powell on the Local Board of Social Services will expire on February 28, 2023. She is eligible for reappointment.

Upon a motion of Mr. Jennings, the Board voted unanimously to reappoint Mrs. Polly Powell to serve another term on the Local Board of Social Services. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Upon a motion of Mr. Jennings, the Board voted unanimously to approve the Consent Calendar as it relates to the January bill list. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote 'aye'.

Under Board Member matters:

Mr. Jones stated he was impressed with the presentation on alternative education, he believes that it is important and a great program. Mr. Jones welcomed Ms. Blackwell to the Board.

Mr. Tanner welcomed Ms. Blackwell to the Board, thanked Alex for his legislative update, stated that alternative education and strong relationships with the leaders is important. Next, he reminded everyone about the burning law going into effect on the 15th, making it unlawful to burn before 4:00 p.m.

Mr. Wilkinson advised that he believes the alternative education program is important and thinks the Board should support it. Next, Mr. Wilkinson said he was pleased with the fiber project progress and welcomed Ms. Blackwell.

Mrs. Lundy welcomed Ms. Blackwell to the Board and stated that she wants the Board to fund the alternative education program.

Mr. Hargrove welcomed Ms. Blackwell to the Board and stated that the alternative education program will be a positive beneficial program.

Mr. Brankley welcomed Ms. Blackwell to the Board and wished everyone a Happy Valentine's Day.

Ms. Blackwell stated that she was glad to be here and have the opportunity to make a difference. She stated that alternative education is very important and much needed.

Mr. Jennings stated he was impressed with the alternative education presentation and reminded everyone of the Agricultural Development Meeting on March 9, 2023.

Mr. Barbour welcomed Ms. Blackwell and encouraged everyone to attend the Ukrainian orchestra at the New School Auditorium on March 15, 2023.

Upon a motion of Mr. Tanner, pursuant to Virginia Code Section 2.2-3711, that the Mecklenburg County Board of Supervisors hold a closed meeting for the following purposes:

1. Pursuant to Virginia Code Section 2.2-3711.A.7, consultation with legal counsel pertaining to actual litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. Specifically, the Board will discuss *Antlers Road Solar, LLC, et als. v. Board of Supervisors for Mecklenburg County, et als.* (CL23-172).
2. Pursuant to Virginia Code Section 2.2-3711.A.8, consultation with legal counsel employed by the public body regarding a specific legal matter requiring the provision of legal advice by such counsel. Specifically, the Board will discuss solar issues.

Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote ‘aye’.

Upon motion of Mr. Wilkinson, the Board voted unanimously to go back into Open Session. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote ‘aye’.

Upon motion of Mr. Hargrove, the Board voted to adopt the following Certification Resolution. Supervisors Barbour, Jennings, Blackwell, Brankley, Hargrove, Jones, Lundy, Tanner, and Wilkinson vote ‘aye’.

CERTIFICATION OF CLOSED SESSION

WHEREAS, the Mecklenburg County Board of Supervisors convened a Closed Session on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Mecklenburg County Board of Supervisors that such Closed Session was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Mecklenburg County Board of Supervisors hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Session to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the Closed Session were heard, discussed or considered by the Mecklenburg County Board of Supervisors.

VOTE:	AYE:	NAYE:
	Barbour	
	Jennings	
	Blackwell	
	Brankley	
	Hargrove	
	Jones	
	Lundy	

Tanner
Wilkinson

There being no further business, the meeting was adjourned until March 13, 2023, unless sooner called to order by the Chairman.