



**MINUTES**

**BEDFORD COUNTY BOARD OF SUPERVISORS**

**BEDFORD COUNTY ADMINISTRATION OFFICE**

**JANUARY 14, 2013**

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**5:00 P.M. WORK SESSION**

- a. Discussion with Redistricting Committee
- b. Review of Board of Supervisors Rules of Procedure, the Freedom of Information Act and the Conflict of Interests Act

**7:30 P.M. WELCOME**

- a. Moment of Silence
- b. Pledge of Allegiance

**(1) ORGANIZATION OF THE BOARD**

- a. Selection of Chairman (*Resolution # R0113-001*)
- b. Selection of Vice-Chairman (*Resolution # R0113-002*)
- c. Approval of the Board of Supervisors Meeting Schedule  
(*Resolution # R0113-003*)
- d. Approval of the Board of Supervisors Inclement Weather Policy for 2013  
(*Resolution #R0113-007*)

**(2) APPROVAL OF AGENDA**

**(3) FIFTEEN MINUTE CITIZEN COMMENT PERIOD**

(For items on this agenda that have not been addressed at a Public Hearing)

**(4) APPROVAL OF CONSENT AGENDA**

**(5) APPROVAL OF MINUTES – June 25 through October 29, 2012 (*Distributed to the Board at the 12.10.12 meeting*)**

**(6) PUBLIC HEARINGS / PUBLIC APPEARANCES**

- a. Public Appearance - Leslie Loucks, Citizen, Regarding Funding for the Schools Budget
- b. Public Appearance – Mike Brown, Bedford County Sheriff

**(7) ACTION ITEMS**

- a.** Consideration of a request for action by the Board of Supervisors based on work session discussion with the Redistricting Committee regarding the number of districts to be represented on the Board.
  - *Staff Presentation: Carl Boggess, County Attorney*
- b.** Consideration of a request to adopt the Region 2000 Hazard Mitigation Plan.
  - *Staff Presentation: Jack W. Jones, Jr., Fire and Rescue Chief*
- c.** Consideration of a request from the Solid Waste Department to issue and Invitation to Bid for a replacement truck scale at the Bedford County Landfill.
  - *Staff Presentation: Sheldon Cash, Director of Solid Waste*
- d.** Strategic Plan for Commercial Wireless Telecommunications Facilities
  - *Staff Presentation: Jordan Mitchell, Planner*

**(8) BOARD COMMENTS, COMMITTEE REPORTS, REQUESTS AND RECOMMENDATIONS**

- a.** Solid Waste Committee meeting minutes from December 11, 2012
- b.** Community Development Building Report from November 2012
- c.** Agricultural Economic Development Advisory Board from November 7, 2012
- d.** Department of Environmental Quality Compliance Inspection from November 2, 2012
- e.** Tri-County Lake Administrative Commission monthly Board meeting minutes from November 13, 2012
- f.** Tri-County Lake Administrative Commission, Environmental Committee meeting minutes from December 13, 2012
- g.** Public Service Authority meeting minutes from October 16 and 23, 2012
- h.** Bedford Public Library System Board of Trustees meeting minutes from October 2, November 6 and December 4, 2012

**(9) APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES**

- a.** Appointment to the Economic Development Board for District 7
- b.** Appointment to the Agricultural Economic Development Advisory Board for “District-at-Large”
- c.** Appointment to the Tri-County Lake Administrative Commission (TLAC) for “District-At-Large”

d. Appointment to the Joint Economic Development Advisory Board for “District-At-Large”

**(10) COUNTY ATTORNEY REPORTS, REQUESTS AND RECOMMENDATIONS**

a. Closed Session – pursuant to Section 2.2-3711 (A) (1) as to the discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; specifically, related to the County Administrator’s position.

**(11) COUNTY ADMINISTRATOR’S REPORTS, REQUESTS AND RECOMMENDATIONS**

**(12) PENDING MATTERS**

**(13) UPCOMING MEETINGS**

- January 28 – Regular Meeting at 7:30 P.M. (held at BSTC)
- February 4 – Special Meeting (Budget Work Session at 5:00 P.M.)
- February 11 – Regular Meeting at 7:30 P.M. (Work session at 5:00 P.M.)  
*(Extension Office Annual Report & Dinner at 6:00)*

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**5:00 P.M. – WORK SESSION**

**Board of Supervisors:** Steve Arrington, Chairman – District 5; John Sharp, Vice-Chairman, District 4; Bill Thomasson, District 1; Curry Martin, District 2; Roger Cheek, District 3; Annie Pollard, District 6; Tammy Parker, District 7

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**Staff Present:** Frank Rogers, Carl Boggess, Carl Levandoski and Brigitte Petersen  
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Chairman Arrington called the work session to order and then turned the meeting over to Mr. Frank Rogers, Interim County Administrator.

Mr. Rogers stated the purpose of the work session was to hear from the Board’s appointed Redistricting Committee to report the results of their work, as well as take direction from the Board for finalizing the maps. Mr. Carl Levandoski, GIS Manager, was also in attendance as he had been working closely with the Committee.

Attorney Carl Boggess, County Attorney, stated that as of July 1, 2013, the County will have 6,222 more residents due to the City’s reversion to town status. He reviewed the process that led to the appointment of the Redistricting Committee, which began meeting in October. He said that, following

direction from the Board, the Committee has composed maps with eight and seven districts, respectively. Attorney Boggess said that the Committee is at a point in the process where they need more direction from the Board as to which district map they want to use. The Committee will then meet one more time to fine-tune polling places, precincts, etc.

Attorney Boggess then turned the meeting over to Matthew Braud of the Redistricting Committee to run through the two versions of the map. Mr. Braud stated on behalf of the Redistricting Committee that they were all appreciative of the opportunity to serve the County in this capacity, and said that everyone has worked well together with the direction they had received thus far from the Board.

Mr. Braud said they began with the initial seven districts, and then moved on to an eight district scenario when they received re-direction from the Board. He stated the Committee did vote for the seven district option as a recommendation to the Board, but he understands the final decision on how many districts to go with resides with the Board. He then asked if the Board had any questions or comments.

In response to a question from Supervisor Parker, Attorney Boggess stated that the very first map (based on railroad track lines) that the Committee worked on could not be utilized as it did not include the areas of the town that would come into play due to the reversion beginning July 1. The Committee then decided to use Route 43 as a demarcation line, which worked much better with the census tracks. Supervisor Parker disagreed and said she felt the railroad tracks worked better. Attorney Boggess clarified that the census tracks were so large, it would have made it very difficult to get the right land in the right district. Mr. Braud stated the Committee was bound by the "census blocks", which meant that when the 10 year census is done there are areas of geography that account for people. This is the only way that the Committee has to divide up the County. Using an east-west demarcation with the train tracks brought in too many people and wouldn't work to get an even a number for all the districts as possible.

Supervisor Pollard said she didn't understand why District 6 was run through the City; if this continues, her district will be over at Smith Mountain Lake. She said this means two Supervisors will represent that end of the City, which she feels isn't a fair map with even distribution.

Supervisor Parker feels the division in her district is also unacceptable. She said that while the people across the street from where she lives will be in a different district, people 15 to 17 miles away will be in her district; this doesn't make any sense.

Mr. Braud asked the Board to keep in mind that the federal guidelines that the Committee must abide by dictate that they must follow a dividing line that makes sense, keep (within a certain percentage) an equal number of citizens in all districts, census blocks, etc. He said the maps before the Board this

evening are the best options available based on the legal constraints the Committee must work within while keeping each Supervisor's district as whole as possible and serve the citizens as best they can.

Mr. Herbert Krebs of the Redistricting Committee added that with regard to keeping an even number of citizens in all districts, they are not allowed to deviate by more than 5% from district to district. If they had done as Supervisors Pollard and Parker are asking, they would have had to take pull a lot of citizens out of District 6 and place them in District 1 to make sure the population deviation is correct. Supervisor Pollard disagreed and said the way the map is now she is losing almost a third of her district.

Supervisor Parker pointed out that the way the map with eight districts was currently drawn, a School Board member is put in an entirely different district. She said this can't even be considered, so really the Board only has one map to consider tonight.

Supervisor Pollard said she wanted to see another map, as she was not happy with the one before the Board this evening. She said she thought that all districts would have to give up something, and would also gain something, but it seems to her Districts 6 and 7 are being hit the hardest.

Supervisor Parker again expressed her frustration with the map showing seven districts, stating many of the lines demarcating district boundaries don't make sense. Mr. Mark Martin, District 3 representative on the Redistricting Committee, clarified that the line she was referring to followed the Route 765 power line (based on the census block), as this was the only way to get the numbers to work. He said it isn't as simple as just drawing a line through the areas you want to divide.

Mr. Braud said that the Committee would be more than happy to look at alternatives. He said that he is concerned that as they work to improve the map they need to be careful they are not just shifting districts around, as this will result in displacing a number of elected and appointed officials. It just is not feasible to do it much differently than what is shown on the map with seven districts. Supervisor Parker said the way the map is now drawn, her appointed Planning Commissioner is no longer in her district. Mr. Braud replied that with the current map he is also drawn out of his position on the Economic Development Authority, but unfortunately the Committee didn't have a lot of options available to them to try to keep everyone whole – they focused mainly on the elected officials. He said they also had to keep the State House and US congressional lines, as well as polling precincts, in mind when these lines are drawn.

There followed a brief discussion regarding specific areas on the maps between Supervisors Parker and Pollard and members of the Redistricting Committee.

Supervisor Cheek stated that no matter how the map is drawn, someone is not going to be happy with the results. He said the last time this was done he lost a whole precinct and was given a portion of

Forest, which he was not happy with. However, he accepted it; it has to be done, and it's not possible to please everyone.

In response to a question from Chairman Arrington, Attorney Boggess confirmed that the County no longer has to go through pre-clearance regarding the Civil Rights Act, but we always must follow the principles set forth in Section 5 of the Civil Rights Act.

Supervisor Sharp commented that a lot of effort and thought had obviously been put into these maps and he commended the Committee on their work. He understands that there may still be some tweaking before the maps are finalized, but they must determine first whether they are going with seven or eight districts so that the Committee can move forward with finalizing the map.

Attorney Boggess recommended making a decision this evening on the number of districts, as well as areas the Board wants reworked, since this needs to be advertised for a public hearing no later than February 11, 2013.

Mr. John Durham, District 5 Representative for the Redistricting Committee, complimented Mr. Levandoski on his assistance with the Committee and said their work could not have been done without him. He said the Committee has struggled to meet all the legal requirements while at the same time incorporate all the emotional requirements. What they have presented is the result of a lot of work, based on very careful and thoughtful discussion. He said that he feels they are leaning towards seven districts for a number of reasons, not least of which is the expense involved in adding an eighth district.

Mr. Paul Kelbaugh, District 7 Representative, said the vote recommending seven districts was not unanimous at the last Committee meeting. However, they learned that just tweaking one section in a small way could have a large effect on another district, making it difficult to make the numbers work. He said that the Committee checked their egos and voting districts at the door to work for the greater good of the County as a whole, occasionally making decisions that they may not have been happy about, but understanding there was no other way for it to work.

Chairman Arrington said he has stayed out of the Committee's process and did not offer direction because he knew how it could impact his colleagues and he didn't want it to appear political. He understands Supervisor Parker's concern over losing a good Planning Commissioner and said he empathized as he has been through the same thing.

Mr. Braud commented that every district is below a 2% deviation (with 1.7% being the highest), while staying within congressional district lines and saving what they could in each district.

Supervisor Parker asked what would happen if they go with the seven district map that puts her Planning Commissioner in a different district – he has been appointed for four years. Attorney Boggess said he would serve out his term, but he cannot be reappointed in the District 7. She asked if the line

could be redrawn to at least include Lizard Ridge Road so he is not in another district. Mr. Braud replied that both the congressional line and the census block for that area would require them to bring in a large portion from District 5 if they redraw the line, and force them to create another precinct. District 5 is already losing 183 people, so taking more than that would skew the area even further.

Supervisor Pollard said that she appreciates the Committees efforts, but she would like for them to give the map another try.

Chairman Arrington polled the Board on whether they wanted seven districts or eight. Supervisors Thomasson, Martin, Cheek, Sharp and Arrington voiced support for seven districts; Supervisors Pollard and Parker requested eight. The Committee was asked to work with seven districts.

Mr. Braud clarified that the Board is requesting that the map be redrawn to pull in Lizard Ridge Road to bring in the Planning Commissioner for District 7 and pulling back the District 7 area at Peaks of Otter.

Attorney Boggess requested consensus on the map changes, so the Committee has direction for what to do at their next meeting. Chairman Arrington asked the Board if they wanted the current map with seven districts as drawn, or do they want to redraw the seven areas. Supervisor Thomasson said he wanted an option on seven; Supervisors Martin and Cheek said they wanted to leave the map as it is. Supervisor Sharp said he was willing to entertain options if they can avoid splitting precincts. Supervisors Pollard and Parker said they wanted to see another map. The Chairman said he was open to looking at another map, and asked if the Committee will have their recommendations for the Board at their meeting on the 28<sup>th</sup>. Mr. Braud said that they will, unless they run into serious road blocks (such as splitting precincts). He then took a few minutes to ask each Board member to show him where on the map they would like adjustments.

The Board agreed to add a work session to the meeting on the 28<sup>th</sup> to review the revised map from the Committee, and thanked the Committee for their time and effort.

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Mr. Frank Rogers, Interim County Administrator, confirmed that a work session would be added to the Board's schedule on the 28<sup>th</sup>, the public hearing scheduled for the 28<sup>th</sup> at BSTC will be moved to February 11<sup>th</sup>, and the meeting on March 4<sup>th</sup> will be a budget work session.

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The Board decided to move their closed session from the regular meeting later this evening to the work session.

**Supervisor Thomasson made a motion to go into Closed Session** pursuant to Section 2.2-3711 (A) (1) as to the discussion, consideration, or interviews of prospective candidates for employment;

assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; specifically, related to the County Administrator's position.

**Motion passed by acclamation.**

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**Supervisor Parker made a motion to go back into regular session; motion passed by acclamation.**

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**WHEREAS**, the Bedford County Board of Supervisors has convened a Closed Meeting on this the 14<sup>th</sup> day of January 2013, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

**WHEREAS**, §2.2-3712 of the Code of Virginia requires a certification by the Bedford County Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law.

**NOW, THEREFORE BE IT RESOLVED** on this the 14<sup>th</sup> day of January 2013, that the Bedford County Board of Supervisors does hereby certify 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 meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Bedford County Board of Supervisors.

<b><u>Member:</u></b>	<b><u>Vote:</u></b>
<b>Bill Thomasson</b>	<b>Yes</b>
<b>Curry Martin</b>	<b>Yes</b>
<b>Roger W. Cheek</b>	<b>Yes</b>
<b>John Sharp</b>	<b>Yes</b>
<b>Steve Arrington</b>	<b>Yes</b>
<b>Annie S. Pollard</b>	<b>Yes</b>
<b>Tammy Parker</b>	<b>Yes</b>

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The Board remained in the Board Conference Room for dinner.

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**7:30 P.M. – BOARD MEETING**

**Board of Supervisors:** Steve Arrington, Chairman – District 5; John Sharp, Vice-Chairman, District 4; Bill Thomasson, District 1; Curry Martin, District 2; Roger Cheek, District 3; Annie Pollard, District 6; Tammy Parker, District 7

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**Staff Present:**

Frank Rogers, Carl Boggess, Mary Zirkle, Jack Jones, Jr., Traci Blido, Mike Brown, Kevin Adams, Cathy Hogan, Faye Eubank, Becky Jones, Raymond Atkinson, Tabitha Atkinson, Krystal Hulette, Jordan Mitchell, Sheldon Cash and Brigitte Petersen

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Chairman Arrington welcomed those in attendance to the meeting; a moment of silence was held and the Pledge of Allegiance was said.

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**(1) ORGANIZATION OF THE BOARD**

**(1a)** Mr. Frank Rogers, Interim County Administrator, requested a motion to nominate the Chairman for the Board of Supervisors for 2013.

**Supervisor Parker made a motion to appoint Steve Arrington to the position of Chairman of the Board for 2013.**

**WHEREAS**, in accordance with the Bedford County Board of Supervisors' Rules of Procedure the Board's Organizational Meeting was held on January 14, 2013; and

**WHEREAS**, pursuant to those Rules of Procedure, Supervisor Arrington was nominated by Supervisor Parker for the position of Chairman; and

**WHEREAS**, no other nominations were submitted, the following resolution was adopted and carried by a vote of 7-0.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Supervisors does hereby name Steve Arrington, Chairman for Calendar Year 2013.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(1b)** Mr. Rogers requested a motion to nominate the Vice-Chairman for the Board of Supervisors for 2013.

**Supervisor Cheek made a motion to appoint John Sharp as Vice-Chairman of the Board for 2013.**

**WHEREAS**, in accordance with the Bedford County Board of Supervisors' Rules of Procedure the Board's Organizational Meeting was held on January 14, 2013; and

**WHEREAS**, Supervisor Cheek made a motion nominating Supervisor Sharp for the position of Vice-Chairman of the Board, and

**WHEREAS**, no other nominations were submitted, the following resolution was adopted and carried by a vote of 7-0.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Supervisors does hereby name John Sharp, Vice-Chairman for Calendar Year 2013.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(1c)** Chairman Arrington called for a motion to approve the Board of Supervisors meeting schedule for 2013, with amendments as proposed in the work session.

**Supervisor Parker made a motion to approve the Board of Supervisors Meeting Schedule for 2013 as amended.**

January	14 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.)
	28 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.)
February	4 <sup>th</sup>	Budget Work Session – 5:00 P.M.
	11 <sup>th</sup>	Regular Meeting (Work Session – 5:00 to 6:45 P.M.) <i>(Annual report and Dinner w/Extension Office following work session; then moving after dinner to B.S.T.C. for the Regular Meeting)</i>
	25 <sup>th</sup>	Regular Meeting (Work Session – 5:00 to 6:45 P.M.)
March	4 <sup>th</sup>	Budget Work Session (at 5:00 P.M.)
	11 <sup>th</sup>	Regular Meeting (Work Session – 5:00 to 6:45 P.M.)
	18 <sup>th</sup>	Budget Work Session (5:00 P.M.)
	21 <sup>st</sup>	Budget Work Session (5:00 P.M.) <i>(Thursday)</i>
	25 <sup>th</sup>	Regular Meeting (Work Session – 5:00 to 6:45 P.M.)
April	8 <sup>th</sup>	Regular Meeting (Work Session – 5:00 to 6:45 P.M., Public Hearing on Budget @ 7:30 PM at BSTC)
	15 <sup>th</sup>	Meeting (7:30 P.M.) (Budget Adoption)
	22 <sup>nd</sup>	Regular Meeting

May	13 <sup>th</sup> 28 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) Regular Meeting ( <i>Tuesday</i> )
June	10 <sup>th</sup> 24 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) Regular Meeting
July	8 <sup>th</sup> 22 <sup>nd</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) Regular Meeting
August	12 <sup>th</sup> 26 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) Regular Meeting
September	9 <sup>th</sup> 23 <sup>rd</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) Regular Meeting
October	15 <sup>th</sup> 28 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) ( <i>Tuesday</i> ) Regular Meeting
November	13 <sup>th</sup> 25 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.) ( <i>Wednesday</i> ) Regular Meeting (Work Session 5:00 to 6:45 P.M.)
December	9 <sup>th</sup>	Regular Meeting (Work Session 5:00 to 6:45 P.M.)

**Regular Board Meetings:** Held in the Boardroom at the Bedford County Administration Office on the 2<sup>nd</sup> Monday @ 5:00 p.m., and the 4<sup>th</sup> Monday @ 7:30 p.m. (unless otherwise noted).

**Voting yes:** Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin

**Voting no:** None

**Motion passed.**

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(1d) Chairman Arrington called from a motion to approve the 2013 Inclement weather policy.

**Supervisor Pollard made a motion to approve the Inclement Weather Policy for 2013.**

**WHEREAS**, §15.2-1416 of the Virginia Code grants the Board of Supervisors the authority at its annual organizational meeting to fix the day or days to which a regular meeting shall be continued if the chairman, or vice-chairman, if the chairman is unable to act, finds and declares that weather or other conditions are such that it is hazardous for members to attend the regular meeting.

**NOW THEREFORE, BE IT RESOLVED**, that if the Chairman (or the Vice-Chairman if the Chairman is unable to act) finds and declares that weather or other conditions are such that it is hazardous for Board members to attend a regular meeting, the regular meeting shall be continued until the next regularly scheduled meeting, with the exception of holidays, following the date of the regularly scheduled

meeting. Such continuation shall be communicated to the members of the Board and the press as promptly as possible. All hearings and other matters previously advertised shall be conducted at the continued meeting and no further advertisement is required.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(2) APPROVAL OF THE AGENDA**

Chairman Arrington noted the following changes to the agenda, as read by Mr. Frank Rogers, Interim County Administrator:

- Corrections & Additions: Under Consent Agenda:
  - The date on the Consent Agenda sheet is incorrect – it should read January 14<sup>th</sup>.
  - Add #3b – Consideration of a Request to Execute an Agreement for the Operation of the County’s Northside Collection Center (Resolution #R0113-008)
  - Add #3c – 2013 Virginia Department of Criminal Justice Grant for Domestic Violence Program.
- Revision: Under Item #1c – The draft 2013 meeting schedule for the Board of Supervisors has been updated since it was first distributed to the Board on January 7<sup>th</sup> – a revised draft is attached
- Addition: Under Item Action Item #7e – Consideration of a Resolution Modifying Proposed Amendments to the Bedford County Zoning Ordinance and Subdivision Ordinance Initiated by the Bedford County Board of Supervisors on November 14, 2012 (Resolution #R0113-011).
- Removal: There were a few issues with the minute packet before the Board for approval this evening; minutes will be revised and redistributed at a later meeting.

**Supervisor Parker made a motion to approve the agenda as amended.**

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

**(3) FIFTEEN MINUTE CITIZEN COMMENT PERIOD**

Mrs. Jackie Davis, citizen, addressed the Board with a prayer.

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**(4) APPROVAL OF CONSENT AGENDA**

Frank Rogers, Interim County Administrator, read the Consent Agenda for the benefit of those in attendance, with the inclusion of those items mentioned as ‘additions’ during the approval of the Regular Agenda:

- a. Consideration of a request from the Sheriff’s Department to submit an application to the Department of Criminal Justice for a One-Time Equipment Grant in the amount of \$35,000.00 for seven on-dash cameras.
- b. Consideration of a Request to Execute an Agreement for the Operation of the County’s Northside Collection Center.
- c. 2013 Virginia Department of Criminal Justice Grant in the amount of \$668.76 for the Domestic Violence Program for the purchase of a laptop.

**Supervisor Cheek made a motion to approve the Consent Agenda as amended.**

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(5) APPROVAL OF MINUTES – There are no minutes ready for approval at this time.**

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**(6) PUBLIC HEARINGS / PUBLIC APPEARANCES**

**(6a)** The citizen scheduled to address the Board did not attend the meeting.

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**(6b)** Sheriff Mike Brown, Commissioner Faye Eubank, Treasurer Becky Jones, Circuit Court Clerk Cathy Hogan and Commonwealth Attorney Randy Krantz addressed the Board with a request for pay raises for County staff.

Sheriff Brown said the County has some of the most loyal and dedicated employees that any city or county jurisdiction could ever have. He said was speaking tonight for raise for every man and woman that works for the County. He thanked the Chairman for meeting with the Constitutional Officers last week, and for expressing his willingness to broach the subject of a pay raise. Sheriff Brown said employees have not had a raise since December 2008. In a survey of 25 surrounding law enforcement

jurisdictions, Bedford County ranked 21<sup>st</sup> in starting salaries; even the City of Bedford starts out deputies with thousands of dollars more in pay. Franklin, Lynchburg, BWX and the State Police in our area all are paid thousands more. He said the Sheriff's office answers 92% of calls for service in Bedford County, while the State Police answer 8% (statistics are from the Department of State Police). With current salaries, a deputy at starting pay who has a wife and two children automatically qualifies for public assistance; this makes it difficult to retain trained and qualified staff. He said there is nothing better than someone with experience on the job, and everyone he lost last year left because of salary; he has heard he has at least two more looking for employment elsewhere. He has six vacancies, not to mention the concerns for school safety.

Attorney Krantz, Mrs. Hogan, Mrs. Eubank and Mrs. Jones addressed the Board with similar concerns. Their inability to pay a competitive wage is resulting in dedicated employees feeling the burden; several of the Officers gave examples of the valuable employees they have lost to higher paying jobs elsewhere. They are proud of how their employees are striving to continue to do a great job with fewer resources, exercising judgment and discretion, and taking on more work while going the extra mile to help when interacting with the public. There is no replacement for this kind of experience and its positive impact on the public perception of the County. The Officers respectfully requested that the Board considers increasing compensation for employees County-wide to help retain valuable staff.

Chairman Arrington commented that he met with the Constitutional Officers last week. He said he is an employer and that he understands the value of key employees. He said he has great appreciation for what has been said this evening. He said that the County will not be looking at tax increases during this budget season. The County does have good employees, Officers and work ethic, but we also want to have a sustainable government. He asked the Constitutional Officers and County administrative staff to await what is in the Governors budget before moving forward on any pay raise options. There are core services we must fund in the budget first; he is cautiously optimistic regarding increased compensation, but we have to define where we are with funding first.

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**(7) ACTION ITEMS**

**(7a)** Mr. Frank Rogers, Interim County Administrator, addressed the Board with a request for consideration of a request for action by the Board of Supervisors based on work session discussion with the Redistricting Committee regarding the number of districts to be represented on the Board.

**Vice-Chairman Sharp made a motion to approve Resolution #R0113-012.**

**WHEREAS**, a Redistricting Committee, made up of representative members appointed from each of the existing election districts, has been created; and

**WHEREAS**, the Board by motion made on the 22<sup>nd</sup> day of October, directed the Redistricting Committee to draw a map consisting of seven election districts; and

**WHEREAS**, the Redistricting Committee completed its work on a seven election district proposal on the 13<sup>th</sup> day of November 2012, as shown on map entitled “Town Redistricting November 13 Proposal”; and

**WHEREAS**, the Board at its meeting held on the 14<sup>th</sup> day of November 2012, requested that the Redistricting Committee further consider an eight election district proposal; and

**WHEREAS**, the Redistricting Committee at its meeting held on the 6<sup>th</sup> day of December prepared an election district map consisting of eight election districts, entitled “Town Redistricting December 6 Proposal”; and

**WHEREAS**, the Redistricting Committee, at its meeting held on the 6<sup>th</sup> of December voted 6-1 to recommend to the Board of Supervisors the seven election district map, referenced above; and

**WHEREAS**, the Board of Supervisors met with the Redistricting Committee in a work session on this date to review the seven election district map proposal and the eight election district map proposal.

**THEREFORE, BE IT RESOLVED**, that the Bedford County Board of Supervisors concurs with the Redistricting Committee that there shall be seven election districts following the November 13<sup>th</sup> proposal. That it is directed that the Redistricting Committee consider a Redistricting Map 7B that incorporates suggestions from the work session and report its recommendation to the Board of Supervisors.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mr. Sharp and Mr. Martin**

**Voting no: Mrs. Parker and Mrs. Pollard**

**Motion passed.**

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**(7b)** Fire Chief Jack Jones, Jr., addressed the Board for with a request to adopt the Region 2000 Hazard Mitigation Plan. Chief Jones stated that the Disaster Mitigation Act of 2000 required that local governments update their Hazard Mitigation Plans. One opportunity is to do this on a regional basis for all the jurisdictions within Region 2000. This will allow the County to be eligible for disaster assistance and recovery funds, as well as state and federal resources in regards to emergency management. The Hazard Mitigation Plan states that we’ve made an assessment of our community and the larger region (such as a high occurrence of storm damage and transportation accidents), and that we take steps periodically to mitigate those exposures. He said the document has been approved by the Commonwealth of Virginia, as well as the Federal Emergency Management Agency and Region 2000. The County is in compliance with all their standards and requirements; this request will allow the County to have

everything in place to allow us to reap whatever benefit we could from the state and federal government. He said it is a large document, which is why he did not pass it out this evening for the Board to read.

In response to a question from Vice-Chairman Sharp, Chief Jones said the document is available online at Region 2000's website; Fire & Rescue will post it as soon as it's approved by the Board.

Supervisor Pollard commented that the Board should read the document before they vote on it; a majority of the Board concurred. This item was tabled until the Board has a chance to review the Plan.

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**(7c)** Sheldon Cash, Director of Solid Waste, addressed the Board with a request from the Solid Waste Department to issue an Invitation to Bid for a replacement truck scale at the Bedford County Landfill. Mr. Cash said the truck scale currently in place is nearly 20 years old, and it's the lifeblood of the facility – all the revenues come from use of the scale. He said they have to be sure it is accurate and functioning properly, as they are inspected on a regular basis by the Virginia Department of Weights and Measures. The current scale shows significant signs of wear, and is also too short to weigh the outbound recyclables. He stated that on December 11 the Solid Waste Committee approved the request to issue a bid document, and he is now for the Board approval to move forward.

Chairman Arrington stated that in his own business he has experienced a few days where the scale was down, and they had to estimate the tonnage he was bringing in. He said he feels the scale's useful life is just about over.

**Supervisor Cheek made a motion to approve Resolution #R0113-006.**

**WHEREAS**, the Bedford County Landfill charges users based upon quantities of materials delivered by weighing incoming loads; and

**WHEREAS**, the existing truck scale is nearly 20 years old and in need of replacement; and

**WHEREAS**, on December 11, 2012, the Solid Waste Committee recommended proceeding with the replacement of the scale; and now

**THEREFORE, BE IT RESOLVED**, that the Bedford County Board of Supervisors hereby authorizes staff to issue an Invitation to Bid for a replacement truck scale at the Bedford County Landfill.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(7d)** Jordan Mitchell, Planner, addressed the Board with an updated draft of the Strategic Plan for Commercial Wireless Telecommunications Facilities. Mr. Mitchell said Planning staff has been working



with the County's consultant, George Condyles, to address the recent innovations in technology and the need for rapid deployment of County-wide wireless broadband. An online survey revealed that a majority of citizens supported taller towers to increase coverage in the County.

The Planning Commission reviewed the final draft of this plan and agreed to send it to the Board for review and possible action. Mr. Mitchell advised the Board that once this plan is passed as a component of the Comprehensive Plan, staff will proceed to review the regulations within the zoning ordinance and applicable amendments. (These changes are listed under implementation in the policy document.) Public hearings will be advertised and held. He then turned the meeting over to Mr. Condyles, who presented a brief overview of the new technologies available.

Mr. Condyles reviewed the history of wireless in the County, reminding the Board that there was a time when there was concern regarding proliferation of towers in the landscape. He said in the ten years since a plan was first developed, many things have changed both in the technology available and the numbers of users accessing that technology. The consumer market has morphed considerably, with 90% of people carrying some form of mobile technology (phones, tablets, etc.).

Mr. Condyles said one of the most important uses of wireless is in the realm of E911 and public safety. In addition to the regional radio system, most responders also carry a cell phone, tablet and/or laptops. Another example is energy management, where people can remotely operate things like security systems, heating, blinds, etc., with apps on their mobile devices. He said wireless mobile and other broadband services are becoming standard across the country, along with portable signal boosting hot spots; bandwidth size is obviously very important as well, especially with regard to economic development.

Mr. Condyles said there are approximately 11 parts of the County that are either not served or are under-served with adequate signal strength. The "backbone" to provide signal strength needs to be built out for wireless devices to be effective, with the placement of shorter towers to address the wireless broadband application. Currently there are standard towers in the County at 80 feet high, with a few being constructed higher. However, the actual tower height is relative to where the signal is being distributed due to the geography of the County, which is where the smaller towers assist with wireless access. These smaller towers could actually be mounted to the existing power company poles, meaning some of the infrastructure is already in place; many power companies such as AEP have already expressed an interest in entering the wireless business. A master plan and an ordinance will be needed to not only stimulate growth, but also maintain the beauty of the County. Mr. Condyles presented several examples of tower heights and coverage, explaining that population density, combined with topography, dictates the types of

towers needed. Therefore, while 11 large towers are needed for the wireless backbone, smaller towers will be needed to “fill in” certain areas.

Mr. Condyles touched on a few other points regarding service and coverage in various parts of the County, which was followed by a brief discussion with the Board.

In response to a question from Supervisor Thomasson, Mr. Rogers stated that this is the master plan for towers. It would be followed by ordinance work to put feet on the plan; however, if the plan is to the liking of the Board, staff would look for consensus this evening to endorse it so that staff could proceed with the ordinance work. He suggested that the Board consider greater latitude on the administrative review (as defined in the master plan) so that staff can come back to the Board with an ordinance that isn’t automatically in conflict with the master plan.

Chairman Arrington asked for, and received, consensus from the Board to endorse this plan, with the provision that the Board encourages staff to give additional consideration to the tiers at which administrative review is appropriate.

Attorney Boggess stressed that whatever ended up being in the final plan mirrors whatever is in the ordinance.

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**(7e)** Mr. Frank Rogers, Interim County Administrator, addressed the Board with a request for consideration of a resolution modifying proposed amendments to the Bedford County Zoning Ordinance and Subdivision Ordinance, which were initiated by the Bedford County Board of Supervisors on November 14, 2012. He said the resolution before the Board this evening reflects their most recent changes to their requests on this matter.

**Supervisor Sharp made a motion to approve Resolution #R0113-011.**

**WHEREAS**, by Resolution adopted on November 14, 2012 the Bedford County Board of Supervisors initiated a comprehensive set of proposed amendments to the Bedford County Zoning Ordinance and Bedford County Subdivision Ordinance; and

**WHEREAS**, included in these amendments was the proposed rescinding of the Corridor Overlay CO District in its entirety from the text and map of the Bedford County Zoning Ordinance; and

**WHEREAS**, after further consideration of this proposed change, the Board of Supervisors desires to alter this referenced amendment by limiting its scope solely to select changes to the text of ordinance and not to the official zoning map, thus no longer proposing the elimination of the CO District in its entirety;

**NOW, THEREFORE, BE IT RESOLVED**, that in the furtherance of promoting the public necessity, convenience, general welfare, and for good zoning practice the Bedford County Board of Supervisors

does hereby modify its originally initiated amendments to the regulations of the Bedford County Zoning Ordinance and Bedford County Subdivision Ordinance as specified and described above. Moreover, Part VI of the draft ordinance entitled “*An Ordinance Amending The Bedford County Zoning Ordinance And Bedford County Subdivision Ordinance*” adopted as part of the original November 14, 2012 initiating zoning amendment Resolution has been amended accordingly to reflect this change and is hereby readopted in its entirety as part of this Resolution.

**Voting yes: Mr. Arrington, Mr. Cheek, Mr. Thomasson, Mrs. Parker, Mrs. Pollard,  
Mr. Sharp and Mr. Martin**

**Voting no: None**

**Motion passed.**

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**(8) BOARD COMMENTS, COMMITTEE REPORTS, REQUESTS AND RECOMMENDATIONS**

**(8a)** The Board was given a copy of the Solid Waste Committee meeting minutes from December 11, 2012 for review.

**(8b)** The Board was given a copy of the Community Development Building Report from November 2012 for review.

**(8c)** The Board was given a copy of the Agricultural Economic Development Advisory Board from November 7, 2012 for review.

**(8d)** The Board was given a copy of the Department of Environmental Quality Compliance Inspection from November 2, 2012 for review.

**(8e)** The Board was given a copy of the Tri-County Lake Administrative Commission monthly Board meeting minutes from November 13, 2012 for review.

**(8f)** The Board was given a copy of the Tri-County Lake Administrative Commission, Environmental Committee meeting minutes from December 13, 2012 for review.

**(8g)** The Board was given a copy of the Public Service Authority meeting minutes from October 16 and 23, 2012 for review.

**(8h)** The Board was given a copy of the Bedford Public Library System Board of Trustees meeting minutes from October 2, November 6 and December 4, 2012 for review.

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**(9) APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES**

**(9a)** The appointment to the Economic Development Board for District 7 has been deferred to the next regular Board meeting at the request of Supervisor Parker.

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**(9b) Supervisor Thomasson made a motion to appoint Matt Baumgardner to the Agricultural Economic Development Advisory Board for “District-at-Large”; motion passed by acclamation.**

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**(9c) Supervisor Pollard made a motion to appoint Supervisor Thomasson as the Supervisor Representative to the Tri-County Lake Administrative Commission (TLAC); motion passed by acclamation.**

Supervisor Thomasson made a motion to appoint Frank Rogers as the Staff Representative to the Tri-County Lake Administrative Commission (TLAC); motion passed by acclamation.

Supervisor Pollard made a motion to appoint Ronald Miller as the Citizen At-Large Representative to the Tri-County Lake Administrative Commission (TLAC); motion passed by acclamation.

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**(9d) Supervisor Cheek made a motion to appoint Wyatt Walton III to the Joint Economic Development Advisory Board as the District-at-Large Representative; motion passed by acclamation.**

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**(10) COUNTY ATTORNEY REPORTS, REQUESTS AND RECOMMENDATIONS**

**(10a)** Closed Session (*moved to the earlier work session*)

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**(11) COUNTY ADMINISTRATOR’S REPORTS, REQUESTS AND RECOMMENDATIONS**

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**(12) PENDING MATTERS**

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**(13) UPCOMING MEETINGS**

- January 28 – Regular Meeting at 7:30 P.M. (held at BSTC)
- February 4 – Special Meeting (Budget Work Session at 5:00 P.M.)
- February 11 – Regular Meeting at 7:30 P.M. (Work session at 5:00 P.M.) (*Extension Office Annual Report & Dinner at 6:00*)

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**Supervisor Thomasson made a motion to adjourn; motion passed by acclamation at 9:07 p.m.**

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Chairman