



MINUTES
BEDFORD COUNTY BOARD OF SUPERVISORS
BEDFORD COUNTY ADMINISTRATION BUILDING
JANUARY 22, 2018

- 5:00 P.M. WORK SESSION – GROUND FLOOR TRAINING ROOM**
- a. Joint Work Session with the Bedford Regional Water Authority (*no documentation*)
- 6:30 P.M. Break for Dinner**
- 7:00 P.M. REGULAR MEETING**
- (1) Call to Order & Welcome**
- (2) Moment of Silence**
- (3) Pledge of Allegiance**
- (4) Approval of Agenda**
- (5) Citizen Comments (15 Minutes)**
- (6) Consent Agenda - none**
- (7) Approval of Minutes – November 9, 2017 (*to follow under separate cover*)**
- (8) Public Hearings & Presentations**
- a. Presentation regarding salary compensation for Bedford County Public School employees (*no documentation*)
- *Presentation by Crystal DeLong, President of the Bedford County Education Association*
- b. Public Hearing – Consideration of an Ordinance, presented on behalf of Eastlake Community Church Trustees, to change the zoning designation of a parcel identified as Tax Map #233-A-1 from R-2 (Medium Density Residential) to AR (Agricultural/Residential). (*Ordinance #O 012218-01*)
- *Staff Presentation by Mariel Fowler, Planner*

(9) Action & Discussion Items

- a. Consideration of a Resolution to set a Special Election to fill the Vacancy of the Treasurer for Bedford County, Virginia. (*Resolution #R012218-02*)
 - *Staff Presentation by County Attorney Patrick Skelley*

(10) Board Committee Reports - none

(11) Board Member Comments

(12) Board Appointments

- a. An appointment on the Public Library System Board of Trustees is needed (application was sent to the Board under separate cover).
- b. Approval of Mr. Tracey Pauley as the Leesville Lake Associations representative on the Tri-County Lakes Administrative Commission.

(13) County Attorney Report

(14) County Administrator Report

(15) Board Information

- a. Bedford County Planning Commission meeting minutes from October 17, 2017
- b. Bedford Regional Water Authority Board of Directors meeting minutes from November 21, 2017
- c. New Construction Map for December 2017
- d. Bedford County Transportation Safety Commission Minutes from November 16, 2017

(16) Board Calendar and Reminders

- **Reminder** – Statements of Economic Interests are due by **February 1, 2018**
- February 12th - Regular Meeting (Work Session – 5:00 to 6:30 pm) (Annual report and Dinner w/Extension Office at 6:00 pm following the work session)
- February 26th - Regular Meeting (Work Session – 5:00 to 6:00 pm) (Annual report and Dinner w/Extension Office at 6:00 pm following the work session)

Adjourn

5:00 P.M. JOINT WORK SESSION WITH THE BEDFORD REGIONAL WATER AUTHORITY

Board of Supervisors: Bill Thomasson, Chairman, District 1; Tommy Scott, Vice-Chairman, District 5; Edgar Tuck, District 2; Charla Bansley, District 3; John Sharp, District 4; Andy Dooley, District 6; and Kevin Willis, District 7

County Staff: County Administrator Carl Boggess, Assistant County Administrator Reid Wodicka, County Attorney Patrick Skelley, and Executive Assistant Brigitte Luckett

Bedford Regional Water Authority: Thomas Segroves, Elmer Hodge, Walter Siehien, Michael Moldenhauer, Cynthia Gunnoe, Robert Flynn, BRWA Executive Director Brian Key, and Attorney Sam Darby

Absent: Carl Wells

Chairman Thomasson called the work session to order, introduced the members of the Board and County staff, and then turned the meeting over to BRWA Chairman Elmer Hodge.

Chairman Hodge called the BRWA to order, and introduced the Authority members and attending staff. Chairman Thomasson then turned the meeting over to Brian Key for a presentation on the Bedford Regional Water Authority.

Mr. Key began with a review of the history of the BWRA and its membership, noting that its members are all At-Large. He noted the impact of the Town's reversion from city status, which resulted in the Town, the County and the Public Service Authority signing a consolidation agreement to form the BRWA. Mr. Key briefly listed their assets, which included five water treatment facilities, and stated they have over 13,000 water customers and over 4,700 wastewater customers. They have 69 employees, with 2 being part-time.

Mr. Key touched on their \$14 million FY2017-18 budget; the numerous benefits already being realized from the Smith Mountain Lake Water Treatment facility; and new policies they now have in place to help support economic development. He concluded his presentation by noting some of the future endeavors they have planned such as monthly billing, allocating more funding on asset replacement, addressing the issues that arise with denser development and un-served areas, and partnering with the County on fire hydrant maintenance and the Burnbridge sewer prepayment. A short discussion followed, during which Mr. Key then answered questions from the Board of Supervisors and EDA Chairman Wyatt Walton, who was in attendance in the audience. (A hard copy of Mr. Key's full presentation is kept on file for public review in the County's Administration Office.)

There being no further discussion, the Board and the Authority adjourned the joint work session at 6:10 pm.

7:00 P.M. – Regular Meeting

Board of Supervisors: Bill Thomasson, Chairman, District 1; Tommy Scott, Vice-Chairman, District 5; Edgar Tuck, District 2; Charla Bansley, District 3; John Sharp, District 4; Andy Dooley, District 6; and Kevin Willis, District 7

Staff: County Administrator Carl Boggess, Assistant County Administrator Reid Wodicka, County Attorney Patrick Skelley, Community Development Director Gregg Zody, Planner Mark Jordan, Planner Mariel Fowler, and Executive Assistant Brigitte Luckett

- (1) Chairman Thomasson called the meeting to order and welcomed those in attendance.
 - (2) Chairman Thomasson asked the room to observe a moment of silence.
 - (3) Chairman Thomasson led the room in the pledge of allegiance.
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(4) Approval of Agenda

Vice-Chairman Scott made a motion to approve the agenda as presented.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.

(5) Citizen Comments

- *There were no citizens desiring to speak.*
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(6) Consent Agenda - there were no items for the consent agenda

(7) Approval of Minutes

Supervisor Dooley made a motion to approve the minutes of November 9, 2017 as presented.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mr. Sharp, Mr. Scott, Mr. Dooley and
Mr. Willis**

Voting no: None

Abstained: Mrs. Bansley

Motion passed.

(8) Public Hearings & Presentations

(8a) Crystal DeLong, President of the Bedford County Education Association (BCEA), addressed the Board regarding employee compensation. Miss DeLong gave a PowerPoint presentation which illustrated that, while Bedford's starting teacher salaries are competitive with surrounding localities, by the ten-year mark Bedford is ranked at the bottom of the pay scale. She stated that the BCEA understands that not all

the funding comes from the County, as the State also determines school funding, and asked that the Board of Supervisors prioritize “staff over stuff” when considering the School Board’s proposed budget.

There followed a brief question and answer session between Miss DeLong and members of the Board. Supervisor Bansley asked Miss DeLong for guidance in how the Board could prioritize paying 54 teachers at the top-end of the scale more while also dealing with issues such as moving students out of the mobile classrooms or the low ranking of the Huddleston grade school.

Miss Delong replied this is really about more than just those 54 teachers; there are over 700 teachers in Bedford County. She said when teachers were surveyed they listed pay, health care, class size and substitutes as their top concerns. Students are a number one priority for the teachers, and being able to retain quality teachers and having attractive salaries is important.

Supervisor Bansley and Miss Delong continued to debate the various aspects of this issue, with Miss Delong reiterating that education needs to be prioritized.

(8b) Planner Mariel Fowler addressed the Board for approval of an ordinance presented on behalf of Eastlake Community Church Trustees, which would change the zoning designation of a parcel identified as Tax Map #233-A-1 from R-2 (Medium Density Residential) to AR (Agricultural/Residential). Mrs. Fowler stated the property can be accessed from Timberwood Lane in Moneta, and is 46.66 acres. She displayed a variety of maps and photograph illustrating the current and proposed use of the property, and also spoke to those portions of the Comprehensive Plan and the Zoning Ordinance as they related to this request. She noted there were no proffers submitted by the applicant. She stated that at the Planning Commission’s public hearing on December 19, 2017, there were no citizen comments regarding this request.

Pastor Troy Keaton, representative for Eastlake Community Church, addressed the Board with a brief history of the process that led to this request.

The citizen comment portion of the public hearing was opened; there being no one desiring to speak, this portion of the public hearing was closed.

Supervisor Tuck made a motion to approve Ordinance #O 012218-01.

WHEREAS, Eastlake Community Church, Trustees have submitted application #RZ180002 to rezone a parcel identified as Tax Map Number 233-A-1 (46.66 acres according to Plat Book 56 Page 236) from R-2, Medium Density Residential, to AR, Agricultural/Residential, for the purpose of building a 49,250 square-foot church (“Religious Assembly” use) and associated parking lot; and

WHEREAS, the application has been submitted pursuant to Section 30-14 of the Zoning Ordinance; and

WHEREAS, the Board of Supervisors has carefully considered the public record, the public testimony, and the recommendation of the Planning Commission; and

WHEREAS, the Board of Supervisors finds that the public necessity, general welfare, and good zoning practice requires adoption of an ordinance to amend the zoning district designation of the subject property; and

WHEREAS, the Board of Supervisors finds that the requested rezoning meets the goals and objectives of the Comprehensive Plan and the purposes of the Zoning Ordinance; and

WHEREAS, no proffers have been voluntarily offered by the applicant for acceptance by the Board of Supervisors; and now

THEREFORE, BE IT ORDAINED, by the Bedford County Board of Supervisors on this the 22nd day of January, 2018, that the Bedford County Zoning Ordinance be and it hereby is amended and readopted by changing the zoning district designation of a 46.66-acre parcel identified as 233-A-1 to AR, Agricultural Residential; and

NOW, THEREFORE, BE IT FURTHER ORDAINED, that should any portion or provision of this ordinance be held by any court to be unconstitutional or invalid, that decision shall not affect the validity of the ordinance as a whole, or any part of the ordinance other than the part held to be unconstitutional or invalid.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.

(9) Action & Discussion Items

(9a) County Attorney Patrick Skelley addressed the Board with a request for approval of a resolution to set a special election to fill the vacancy of the Treasurer for Bedford County. Attorney Skelley stated that the current Treasurer will retire in March; by State Code, the Board is required to petition the Court to set a General Election. The Judge will select who will be appointed as the interim Treasurer at the hearing for this request.

Attorney Skelley then answered brief clarifying questions from the Board.

Vice-Chairman Scott made a motion to approve Resolution #R012218-02.

WHEREAS, Rebecca C. Jones is the duly elected Treasurer for Bedford County having been last elected on the 3rd day of November, 2015, said election being certified by the Electoral Board of Bedford County on the 4th day of November 2015; and

WHEREAS, Rebecca C. Jones is retiring as Treasurer for Bedford County effective the 1st day of March, 2018; and

WHEREAS, the Board of Supervisors, pursuant to Section 24.2-228.1.A of the Virginia Code must petition the Circuit Court of Bedford County for the issuance of a writ of election to fill the aforesaid vacancy; and

WHEREAS, the majority of the Circuit Court judges for the 24th Judicial Circuit of Virginia, pursuant to Virginia Code Sections 24.2-228.1.F and 24.2-227 must make an interim appointment to temporarily fill the aforesaid vacancy until a special election can be held; and

WHEREAS, a resolution is in order requesting the issuance of the writ of election and authorizing the County Attorney of Bedford County to submit a petition to the Circuit Court of Bedford County, and to request that the judges of the 24th Judicial Circuit make an interim appointment.

NOW, THEREFORE, BE IT RESOLVED that pursuant to Sections 24.2-228.1 and 24.2-227 of the Virginia Code, the County Attorney of Bedford County, is hereby authorized to file a petition with the Circuit Court of Bedford County requesting (1) a special election to fill the vacancy of the Clerk of the Circuit Court of Bedford County; (2) that the Judge of the Circuit Court for Bedford County schedule a special election to be held on the date of the currently scheduled general election which shall be on the 6th day of November 2018; and (3) that the Circuit Court judges for the 24th Judicial Circuit of Virginia make an interim appointment to temporarily fill the aforesaid vacancy until said special election can be held and the results thereof be certified.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.

(10) Board Committee Reports - none

(11) Board Member Comments

Supervisor Bansley welcomed the Boy Scout Troup that was in attendance to earn their merit badges.

Supervisor Dooley stated that if the Board has committees, those committees should meet and give reports of their meetings to their fellow Board members. He said they didn't meet much last year, and he said he would like to see these Board committees meet more often. Chairman Thomasson concurred with Supervisor Dooley.

In response to a question from Supervisor Tuck, County Administrator Carl Boggess stated that the Broadband Advisory Group will likely update the Board of Supervisors in a regular meeting in the near future. Supervisor Tuck asked that they meet instead in a work session to devote more time to the issues that need discussion.

Supervisor Tuck asked to see monthly financial reporting from the Fiscal Management Department.

In response to a question from Chairman Thomasson, Mr. Boggess stated that some of the Tobacco Commission's money is still on the table. They currently want the funds be treated as a loan, but this issue may be revisited in the near future; he is working with Comcast to see if this can instead be turned into a grant.

In response to a question from Supervisor Tuck, Mr. Boggess said he has reached out to the State's Trade and Commerce department to find out who our contacts would be regarding the Colonial Pipeline issue. Supervisor Sharp asked that Mr. Boggess also look into having Colonial help out with the demolition and cleanup of the area if the pipeline is closed. He said that if the property is just abandoned, then the County and the taxpayers will be stuck with a tremendous expense. Mr. Boggess replied that we will have to wait to see if the shutdown actually goes through but, if it comes to that, staff will be in touch with the proper authorities to address the cleanup issues.

(12) Board Appointments

Supervisor Tuck made a motion to appoint Bill Piatt to fill an unexpired term on the Bedford Public Library Board of Trustees. The term will begin immediately, and end on June 30, 2019.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.

Supervisor Willis made a motion to approve Mr. Tracey Pauley as the Leesville Lake Association's representative on the Tri-County Lakes Administrative Commission.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.

(13) County Attorney Report – *nothing to report at this time*

(14) County Administrator Report

County Administrator Carl Boggess thanked the Board for signing Delegate Austin's get well card.

Mr. Boggess told the Board that a new group picture would be taken of them at the last meeting.

Mr. Boggess noted that HB646, the “tethering bill”, has been rescheduled; he will keep them informed as to its progress.

Mr. Boggess stated the County has hired a new Chief Information Technology Officer, Mr. Jeff Marecic; he will start with the County on January 26. The Economic Development Specialist position has also been filled.

(15) Board Information

(15a) The Board was given a copy of the Bedford County Planning Commission meeting minutes from October 17, 2017 for review.

(15c) The Board was given a copy of the New Construction Map for December 2017 for review.

(15d) The Board was given a copy of the Bedford County Transportation Safety Commission Minutes from November 16, 2017 for review.

(16) Board Calendar & Reminders

Mr. Boggess noted the following upcoming meetings on the Board’s calendar: February 12th - Regular Meeting (Work Session – 5:00 to 6:30 pm); February 26th - Regular Meeting (Work Session – 5:00 to 6:00 pm) (Annual report and Dinner w/Extension Office at 6:00 pm following the work session)

(17) Adjourn

Vice-Chairman Scott made a motion to adjourn the meeting at 7:51pm.

**Voting yes: Mr. Thomasson, Mr. Tuck, Mrs. Bansley, Mr. Sharp, Mr. Scott,
Mr. Dooley and Mr. Willis**

Voting no: None

Motion passed.