



MINUTES
BEDFORD COUNTY BOARD OF SUPERVISORS
FALLING CREEK CENTER
FEBRUARY 25, 2019

5:00 P.M. WORK SESSION

- a. Joint Meeting with the Recreation Advisory Committee
- b. Tour of the renovated Falling Creek Center
- c. Annual Dinner and Report with the Extension Office

Adjourn the Work Session

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**
 - a. Consideration of a resolution authorizing a public hearing for the issuance of VPSA Bonds. *(REVISED) (Resolution #R 022519-02)*
 - b. Consideration of a resolution to accept the Department of Criminal Justice Services grant awarded to the Domestic Violence Program in the amount of \$16,788.00. *(Resolution #R 022519-03)*
 - c. Consideration of a resolution authorizing contracts for Solid Waste Consulting Services. *(Resolution #R 022519-04)*
 - d. Consideration of a resolution authorizing the execution of On-Call Contracts for Heavy Equipment and related services, and stone purchases. *(Resolution #R 022519-05)*

- e. Consideration of a resolution authorizing a contract extension for Solid Waste and Recycling Hauling Services. *(Resolution #R 022519-06)*
- f. Consideration of a resolution from VDOT to bring Farmington at Forest, Sections 17 – 19, into the Secondary System of State Highways. *(Resolution #R 022519-08)*
- g. Consideration of a resolution from VDOT to bring Mountain View Acres Subdivision into the Secondary System of State Highways. *(Resolution #R 022519-09)*
- h. Consideration of a resolution authorizing a Request for Proposals for Audit Services. *(Resolution #R 022519-12)*
- i. Consideration of a resolution from the Tourism Department to accept a Virginia Tourism Corporation Marketing Leverage Grant. *(ADDED) (Resolution #R 022519-13)*

(7) Approval of Minutes – January 14, 2019

(8) Public Hearings & Presentations

- a. Public Appearance – Proclamation presented to Johnson’s Orchards in recognition of their 100th Anniversary.

(9) Action & Discussion Items

- a. Consideration of a resolution authorizing the creation of a LAN Administrator position for the Internet Crimes Against Children Task Force. *(Resolution #R 022519-01)*
 - *Staff Presentation by Captain Mike Harmony*
- b. Consideration of a resolution approving the tax-free financing of a 2019 Spartan Fire Engine Truck by the Huddleston Volunteer Fire Department *(Resolution #R 022519-07)*
 - *Staff Presentation by County Attorney Patrick Skelley*
- c. Consideration of a resolution approving a settlement with Barr Laboratories, Inc. *(Resolution #R 022519-10)*
 - *Staff Presentation by County Attorney Patrick Skelley*
- d. Consideration of a resolution authorizing the execution of a contract change order to stabilize the red barn at Falling Creek Park. *(Resolution #R 022519-11)*
 - *Staff Presentation by Public Works Director Sheldon Cash*

(10) Board Committee Reports

(11) Board Member Comments

(12) Board Appointments

- a. Five recommendations are needed for the Board of Equalization.

- b. Reminder – an appointment representing District 5 is needed for the Recreation Advisory Committee.

(13) County Attorney Report

(14) County Administrator Report

(15) Board Information

- a. Bedford Public Library System Board of Trustees Meeting minutes from January 8, 2019
- b. Bedford Communications Report for January 2019

(16) Board Calendar and Reminders

- March 11 – Regular Meeting at 7:00 pm (Budget Work Session – 5:00 to 6:30 pm)
- March 18 – Budget Work Session 5:00 – 7:00 pm
- March 25 – Regular Meeting at 7:00 pm (Budget Work Session – 5:00 to 6:30 pm)

Adjourn

5:00 PM WORK SESSION

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

**Supervisor Thomasson left the meeting at 6:00 pm.*

Recreation Advisory Board: Mickey Johnson, District 1; Fred Sylvester, District 2; John Grissmayer, District 4*; and Jimmy Cundiff, District 6

Absent: John Naples, District 3, and Sara Holdren, District 7

**Arrived at 5:30 pm*

Staff: County Administrator Robert Hiss, County Attorney Patrick Skelley, Public Works Director Sheldon Cash, Economic Development Director Traci Blido, Parks & Recreation Director Wyatt Woody, and Executive Assistant Brigitte Lockett

Chairman Scott called the work session to order and welcomed new County Administrator Robert Hiss and the Recreation Advisory Board. He then turned the meeting over to Parks & Recreation Director Wyatt Woody for an update on his department.

Mr. Woody stated they were very excited about the renovated building, and that it will be a great resource to the community. He then spoke to the incredible work that has been done at the County's Animal Shelter. He stated that in 2009, we had to euthanize 522 dogs and approximately 1,500 cats. Thanks to the efforts of the shelter staff, rescue and civic groups, and the Friends of the Bedford County Animal Shelter,

in 2018 only 10 dogs and 39 cats were euthanized (he noted that no animals were euthanized due to space needs). He thanked the Board for approving the funds to expand the adoption room, which has been integral to getting animals into permanent homes. In response to a question from Recreation Advisory Member Mickey Johnson, Mr. Woody said the spay-neuter voucher program and the sponsored adoptions have been a success. In response to a question from Supervisor Bansley, Mr. Woody said that the Animal Shelter did fall under the Sheriff's Office years ago, but he is fine with it being under his department; he also feels they are doing a good job with the shelter and the euthanization numbers speak for themselves. He noted that since numerous renovations have been done at the shelter, they are no longer receiving violation notices from the State.

Mr. Woody moved on to an overview of his department's programs and services. He distributed a departmental profile to the Board, which will be kept on file in the Administration Office for citizen review. Mr. Woody briefly touched on the numerous bike rides and races which are hosted by Parks and Recreation, and which bring in crowds from outside the County, boosting our local economy. He also noted that Bedford's bike trails have received the Silver Level Ride Classification from the International Mountain Bike Association; Mr. Johnson added that we are the only trail with this certification on the East Coast. Mr. Woody stated that the trails at New London have become extremely popular and commented that the County's trail system has led to a number of different partnerships and sponsorships; some examples include the kiosks that were built by the students at Bedford Science and Technology Center, the "Taste of the Trails" events with Beale's Brewery, etc. Mr. Woody touched on the popularity of disc golf, noting that it's a growing community and that the top disc golfer in the world lives in Bedford.

In response to a question from Vice-Chairman Dooley, Mr. Woody stated that cannery use by our residents has heavily declined over the years. It's been closed earlier in the season due to lack of use; also, it would take significant funding to update the facility. There followed a brief discussion regarding the cannery, the cost to run it, and who was using it besides Bedford residents. Chairman Scott asked Mr. Woody to compile estimated numbers on usage, operating costs, and costs to upgrade the facility so the Board can determine whether it will be feasible to do so.

Mr. Woody then briefly touched on the senior programs that they offer and senior events they sponsor, as well as a few of the projects they are working on such as upgrading ballfields, etc. He stated that Tourism Director Nicole Johnson has been a great partner to work with on events. Renovations and potential future uses for the red barn at Falling Creek Park were also briefly discussed.

In response to a question, Public Works Director Sheldon Cash explained that the parking lot at the former group home gym had been in the CIP previously, but the Board had removed it; it's back in the CIP and will be discussed at the next CIP meeting.

Throughout his presentation, Mr. Woody answered clarifying questions from Board members.

The Board, the Recreation Advisory Board, and staff then took a tour of the renovated Falling Creek Park facility, followed by a break for the meal.

During the tour, Extension Agent Scott Baker said he and his staff really appreciated the renovated facility. Mr. Baker then introduced his staff: Extension Agent MariBeth Martin, Extension Agent Susan Prillaman, and Unit Administrative Assistant Sandy Seals. The Board then had their meal (provided by the Extension Office) while Mr. Baker gave an update on their community programs in 4-H, agriculture, Master Gardeners, nutrition programs and healthy cooking classes, etc. Mr. Baker distributed a detailed report to the Board, which will be kept on file in the Administration Office for public review. He then turned the meeting over to Mrs. Prillaman, who briefly spoke about the diabetes nutrition classes she teaches. Mrs. Martin then addressed the Board, touching on some the programs she works with related to 4-H. Mr. Baker spoke to the importance of the agriculture and beef marketing programs they continue to grow in Bedford. Mrs. Prillaman commented that the “Teen Cuisine” program has been a success.

Economic Development Director Traci Blido stated that the Extension Office has been an enormous asset to the Ag Board. Chairman Scott thanked Mr. Baker and all the volunteers who devote time to the Extension Office’s programs.

The Board finished their meal and Extension Office update at 6:50 pm.

7:00 PM REGULAR MEETING

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

Absent: Bill Thomasson, District 1

Staff: County Administrator Robert Hiss, County Attorney Patrick Skelley, Economic Development Director Traci Blido, Public Works Director Sheldon Cash, Fiscal Management Director Susan Crawford, Parks & Recreation Director Wyatt Woody, Tourism Director Nicole Johnson, and Executive Assistant Brigitte Lockett

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- (1) Chairman Scott called the meeting to order and welcomed those in attendance. He then introduced the new County Administrator, Robert Hiss.
 - (2) Chairman Scott asked the room to observe a moment of silence.
 - (3) Chairman Scott led the room in the pledge of allegiance.

(4) Approval of Agenda

Vice-Chairman Dooley made a motion to approve the agenda.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(5) Citizen Comments

- Economic Director Traci Blido announced that a lot has been sold in Montvale to Boblett Gap for a repair center.
- Crystal DeLong stated that she is the President of the Bedford County Education Association with our school system and lives 724 Peaks Street, Bedford. She said she teaches, and also works two other jobs. Ms. DeLong asked the Board to fully fund the School Board's budget.
- Ms. Kristina Childress, 1276 Marigold Drive, stated she is also a teacher and asked the Board to fully fund the School Board's budget.

(6) Consent Agenda

County Administrator Robert Hiss reviewed the following items on the consent agenda:

- a. Consideration of a resolution authorizing a public hearing for the issuance of VPSA Bonds. *(REVISED) (Resolution #R 022519-02)*
- b. Consideration of a resolution to accept the Department of Criminal Justice Services grant awarded to the Domestic Violence Program in the amount of \$16,788.00. *(Resolution #R 022519-03)*
- c. Consideration of a resolution authorizing contracts for Solid Waste Consulting Services. *(Resolution #R 022519-04)*
- d. Consideration of a resolution authorizing the execution of On-Call Contracts for Heavy Equipment and related services, and stone purchases. *(Resolution #R 022519-05)*
- e. Consideration of a resolution authorizing a contract extension for Solid Waste and Recycling Hauling Services. *(Resolution #R 022519-06)*
- f. Consideration of a resolution from VDOT to bring Farmington at Forest, Sections 17 – 19, into the Secondary System of State Highways. *(Resolution #R 022519-08)*
- g. Consideration of a resolution from VDOT to bring Mountain View Acres Subdivision into the Secondary System of State Highways. *(Resolution #R 022519-09)*
- h. Consideration of a resolution authorizing a Request for Proposals for Audit Services. *(Resolution #R 022519-12)*
- i. Consideration of a resolution from the Tourism Department to accept a Virginia Tourism Corporation Marketing Leverage Grant. *(ADDED) (Resolution #R 022519-13)*

Supervisor Sharp made a motion to approve the consent agenda.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

**Supervisor Tuck noted he was abstaining from Consent Agenda Item #6d due to personal conflict.*

(7) Approval of Minutes

Vice-Chairman Dooley made a motion to approve the minutes of January 14, 2019 as presented.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(8) Public Hearings & Presentations

(8a) Supervisor Kevin Willis noted that the members of the Johnson family in attendance this evening represented four of the six generations that have worked the farm. He then presented the following proclamation to Johnson's Orchards in recognition of their 100th anniversary:

WHEREAS, Johnson's Orchards planted their first apple tree in 1919, and has been continually owned and operated by five generations of the Johnson family since; and

WHEREAS, Johnson's is an integral part of Bedford County's thriving agrarian community, and has expanded their operations to include wines made from a variety of fruits grown at their orchards and marketed as Peaks of Otter Winery; and

WHEREAS, they have contributed to both the economic and tourism success of the County by their continued engagement with the public through the many events held at the Orchards and the Winery, including the Horse and Hound Wine Festival and the Blossom to Bottle 5k; and

WHEREAS, they have hosted multitudes of local schoolchildren with field trips that allow participants to experience a working farm, thereby cultivating the next generation's interest in local agriculture; and

WHEREAS, they have been consistently supportive of groups and organizations that benefit the local community, such as the Friends of the Bedford County Animal Shelter and the Bedford County Artisan Trail; and

WHEREAS, Johnson's Orchards is both a source of pride for the County and an enduring example of the success that is possible through hard work and perseverance.

NOW, THEREFORE, BE IT PROCLAIMED that the Bedford County Board of Supervisors does hereby congratulate Johnson's Orchards on your 100th anniversary, commends you on your contributions to our community, and heartily wishes you continued success.

Mr. Danny Johnson said it's been a good one hundred years, and he's been here for many of them. Mrs. Nancy Johnson said she wanted to thank the women of the family here with them tonight, and the strong women from the past who have made these 100 years possible.

(9) Action & Discussion Items

(9a) Captain Mike Harmony addressed the Board with a resolution authorizing the creation of a LAN Administrator position for the Internet Crimes Against Children Task Force. Captain Harmony stated this funding was approved in a previous board meeting, and is 100% ICAC funded. This resolution is just for the technicality of creating the position.

Supervisor Sharp made a motion to approve Resolution #R 022519-01.

WHEREAS, the Southern Virginia Internet Crimes Against Children Task Force currently maintains over 180 computer workstations, laptops, tablets, training computers, digital network video recording systems, onsite and remote servers, and other digital devices, in addition to the internal computer network, that support the day to day operations of the Task Force, including affiliate agencies across the Commonwealth,

WHEREAS, the size of the network and number of devices requires full-time maintenance and troubleshooting,

WHEREAS, this work is currently being performed by law enforcement personnel, over and above their regular law enforcement duties,

WHEREAS, the position will be paid for using funds already budgeted and approved, within the ICAC Task Force funding provided by the Commonwealth of Virginia, and previously approved by the Board of Supervisors, on January 28, 2019.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors, that the Board does create the position of LAN Administrator (pay grade 126) within the Southern Virginia Internet Crimes Against Children Task Force, through the Bedford County Sheriff's Office.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(9b) County Attorney Patrick Skelley addressed the Board with a resolution approving the tax-free financing of a 2019 Spartan Fire Engine Truck by the Huddleston Volunteer Fire Department. Attorney Skelley said the public hearing was already held on this, and simply need a resolution from the Board to receive tax-free financing from the lender.

Supervisor Tuck made a motion to approve Resolution #R 022519-07.

WHEREAS, Huddleston Volunteer Fire Department has entered into a contract to purchase one (1) 2019 Spartan Fire Engine Truck; and

WHEREAS, the bank financing for the truck is tax exempt as provided by Section 147(f) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, as required by the aforesaid code section, Huddleston Volunteer Fire Department conducted a public hearing as to the financing of one (1) 2019 Spartan Fire Engine Truck; and

WHEREAS, by previous resolutions, the Bedford County Board of Supervisors has approved the establishment of the Huddleston Volunteer Fire Department has been assigned a primary fire response area in the County; and accordingly, Huddleston Volunteer Fire Department is designated as an integral part of the County's safety program and as such provides a critical component to the County's goal of providing fire services to the County.

NOW, THEREFORE, BE IT RESOLVED, that the Bedford County Board of Supervisors pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended, hereby approves the entering into by Huddleston Volunteer Fire Department of an Agreement in an aggregate principal amount not to exceed \$383,334.00 to finance equipment consisting of one (1) 2019 Spartan Fire Engine Truck which will be located at the fire house of the Huddleston Volunteer Fire Department and that the Chairman of the Board of Supervisors is authorized to execute a copy of this resolution.

BE IT FURTHER RESOLVED, that Huddleston Volunteer Fire Department has provided firefighting and other services for the County for many years and Huddleston Volunteer Fire Department hereby agrees to meet the requirement to continue to provide firefighting and other services for the County.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(9c) County Attorney Patrick Skelley addressed the Board with a resolution approving a settlement with Barr Laboratories, Inc. Attorney Skelley briefly reviewed the process that led to this request coming before the Board, and stated that at this point we just need approval of the settlement. In response to a question from Vice-Chairman Dooley, Attorney Skelley confirmed that Barr would only be receiving a credit.

Supervisor Willis made a motion to approve Resolution #R 022519-10.

WHEREAS, Barr Laboratories, Inc. initiated a lawsuit in 2017 against the County of Bedford, challenging the tax assessment of their facility in Forest, Virginia; and

WHEREAS, the parties have reached a mutually agreeable settlement of all matters raised in such lawsuit; and

WHEREAS, approval of the settlement is necessary to bring the lawsuit to a conclusion.

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby authorize the County Attorney and associated counsel to execute an Agreed Final Order in final settlement of the above-referenced lawsuit.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(9d) Public Works Director Sheldon Cash addressed the Board with a resolution authorizing the execution of a contract change order to stabilize the red barn at Falling Creek Park. Mr. Cash briefly reviewed the process that led to this request coming to the Board (as outlined in the resolution below). There followed a brief discussion between Mr. Cash and members of the Board, during which the Board requested that Mr. Cash research the cost of replacing the windows with replicas of the original windows instead of covering the windows over with siding. In Mr. Cash's presentation, it was clarified that the finding requested this evening will just stabilize the building; it will not be ready for public use.

Vice-Chairman Dooley made a motion to approve Resolution #R 022519-11.

WHEREAS, the County's mid-1930's red barn is in need of significant stabilization activities if the building is to be preserved for future use; and

WHEREAS, the Board of Supervisors has appropriated \$80,000 toward funding stabilization activities; and

WHEREAS, the County's contract with Price Buildings Inc. for creation of the Falling Creek Center is still open with the availability of issuing a contract change order for red barn stabilization activities; and

NOW, THEREFORE, BE IT RESOLVED that the Bedford County Board of Supervisors does hereby authorize the execution of a contract change order with Price Buildings Inc. for to implement red barn stabilization activities.

BE IT FURTHER RESOLVED, that the Board directs staff to research the cost of replacing the red barn's windows.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.

(10) Board Committee Reports

Supervisor Tuck said he met today with the Franklin/Bedford Railroad Initiative and Dr. Smouth, the Transportation Representative. Supervisor Tuck stated that the application for the grant for the train stop study in Bedford, and are waiting to hear back.

(11) Board Member Comments

Supervisor Tuck said he spent several hours yesterday with the Sheriff's Office at their Command Center during the search for the missing woman. He said there were over 400 volunteers on the ground on Friday, Saturday, and Sunday, and advanced technology was utilized in the search. He said he has spoken with her family and they are very appreciative for the volunteers and the search effort. Supervisor Tuck asked that everyone keep the family in their prayers.

Vice-Chairman Dooley said he grew up next to the Johnson's Orchards farm, and his mother worked there. He said Johnson's has been an asset to both the community and the County.

(12) Board Appointments

(12a) Vice-Chairman Dooley made a motion to recommend Jim Towner, Ben R. Shrader, Virginia Lynch, William C. Bryant, III, and Wendy Witt to the Circuit Court as an appointment for the Board of Equalization.

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

Voting no: none

Absent: Mr. Thomasson

Motion passed.

Chairman Scott said he is still looking for an appointment from District 5 for the Recreation Committee.

(13) County Attorney Report

County Attorney Patrick Skelley thanked the Board for their confidence in him as Interim County Administrator, and welcomed Mr. Hiss.

(14) County Administrator Report

County Administrator Robert Hiss said he is happy to be in Bedford; it's his first day, and he thanked Attorney Skelley for making the transition easy. Mr. Hiss said he is looking forward to working with the Board and staff, and to providing effective, quality services to the citizens of Bedford.

Mr. Hiss noted he will be in touch to coordinate with Board members to arrange time with each of them individually to see their district, meet people, etc.

(15) Board Information

(15a) The Board was given a copy of the Bedford Public Library System Board of Trustees Meeting minutes from January 8, 2019 for review.

(15b) The Board was given a copy of the Bedford Communications Report for January 2019 for review.

(16) Board Calendar & Reminders

County Attorney Patrick Skelley noted the following upcoming meetings on the Board's calendar: March 11 – Regular Meeting at 7:00 pm (Budget Work Session – 5:00 to 6:30 pm); March 18 – Budget Work Session 5:00 – 7:00 pm; March 25 – Regular Meeting at 7:00 pm (Budget Work Session – 5:00 to 6:30 pm)

(17) Adjourn

Supervisor Bansley made a motion to adjourn the meeting at 7:38 pm.

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

Voting no: None

Absent: Mr. Thomasson

Motion passed.