Sussex County Board of Supervisors Meeting Rescheduled from Thursday, February 15, 2024 – 6 pm to February 22, 2024 – 6 pm General District Courtroom – Sussex Judicial Center 15098 Courthouse Road, Sussex VA 23884

ZOOM LINK https://us02web.zoom.us/j/9527387527 Meeting ID: 952 738 7527

1. Commencement

- 1.01 Call to Order/Determine Quorum
 - a. Approval of Board Member(s) Participating by Phone under Board Remote Participation Policy
- 1.02 The Invocation
- 1.03 The Pledge of Allegiance
- 1.04 Agenda Amendment(s)
- 1.06 Approval of Regular Agenda

2. Approval of Consent Agenda

- 2.01 Approval of Minutes: January 25, 2024 Special, February 1 Special (Rescheduled), and February 8 Special Board of Supervisors Regular Meetings
- 2.02 Warrants and Vouchers
- 2.03 Treasurer's Report & Financial Update for information only
- 2.04 Departmental Reports for information only

3. Recognitions/Awards/Presentation

- 3.01 VDOT District Update George Bowman, VDOT Franklin Residency
- 3.02 Blackwater Regional Library Update Ben Neal, Library Director
- 3.03 RECOGNITION: Carrie Lee Dobie Delk Gray 100th Birthday
- 3.04 RECOGNITION: Deputy Bristol Phillips

4. Public Hearing – none

5. Appointments

- 5.01 Appointments to Sussex Service Authority Board (Alternates)
- 5.02 Recommended Nomination for Appointment to the Board of Zoning Appeals
- 5.03 Appointments to Planning Commission

6. Action Items

6.01 Blackwater Solar Project Application Consideration Schedule

7. Citizens' Comments

8. Unfinished Business

- 8.01 Adoption of Board Rules and Procedures
- 8.02 Stony Creek Volunteer Rescue Squad ERP Compliance Plan of Action

<u>9.</u> New Business – none

10.Board Members Comments10.01Blackwater District

- 10.02 Courthouse District
- 10.03 Henry District
- 10.04 Stony Creek District
- 10.05 Wakefield District
- 10.06 Waverly District
- 10.07 Yale District

<u>11.</u> Closed Session – none

12. Recess/Adjournment

- 12.01 Recess/Adjournment
- 12.02 Next Meeting, March 21, 2024 @ 6 p.m.

At a Special Meeting of the Board of Supervisors Held at the Miles B. Carpenter Center Folk Art Museum Waverly, Virginia on Thursday, January 25, 2024 – 1:00 pm

BOARD MEMBERS PRESENT

Thomas W. Baicy, III C. Eric Fly, Sr. Alfred G. Futrell Wayne O. Jones Phyllis T. Tolliver Rufus E. Tyler, Sr Steve E. White

STAFF PRESENT

Richard Douglas, County Administrator David Conmy, Deputy County Administrator/Economic Development Director Deste J. Cox, Treasurer Ernest Giles, Sheriff Nick Sheffield, Emergency Services Chief Shilton R. Butts, Assistant to the County Administrator/ Clerk of the Board

Item 1. Call to order/Determine Quorum (

By general consensus, the January 25, 2024 Special meeting was called to order.

Item 2. Invocation

There was no Invocation offered.

Item 3. The Pledge of Allegiance.

There was no Pledge of Allegiance.

Item 4. Agenda Amendment

There were no agenda amendments.

Item 5. Approval of Agenda

There were no agenda amendments as

Item 6. Board of Supervisors Strategic Planning Session

Mr. Jerry E. Cox, consultant, provided the following minutes for the Board of Supervisors' Strategic Planning Session.

The Board of Supervisors identified the following issues during their work session (1/2)-

STRENGTHS of the County -

- Agricultural resources and forestry management
- Rural, undeveloped land
- Interstate highway and rail
- First responder team
- Public school system
- Low tax rate
- Location within the region
- Available megasite (1,100+ acres)
- Teamwork between the Board and County departments
- Low debt service
- Employees feel valued

WEAKNESSES of the County -

- Workforce (quality and quantity)
- Declining County revenue (current and future impact)
- Citizen apathy (lack of trust in local government)
- "Kicking the can" (continuing to postpone dealing with issues)
- Lack of County resources for technology, adult education
- No plan for growth
- #5 State ranking for fiscal stress
- Limited water due to DEQ regulations
- Job creation
- Health care (County is a food desert)
- Division in the County (east/west along VA35)
- Poverty (land rich/money poor)
- Taxes (too low)
- Impact of state actions (prisons, landfill)
- No local land use ordinance

The Board of Supervisors identified the following issues during their work session (2/2)-

OPPORTUNITIES for the County -

- Identify new revenue streams
- Dealing with solar
- Meet with state legislative delegation
- Consider a minerals tax
- Consider a meals tax

- Consider joining Hampton Roads EDC
- Consider establishing a satellite community college campus
- Rotate Board of Supervisors' meetings to various County sites
- Provide information to all Board members for more informed decisions
- Review, update, and approve Board rules and procedures
- Have a representative from each district on County water authority to ensure balance
- Agritourism
- Nottoway River recreation

THREATS for the County to be aware of -

- State and Federal Government mandates
- Citizens' lack of understanding of the role of local government
- Climate change (more frequent flooding/storms)
- Potential loss of revenue from landfill
- Decline in public school enrollment (ADM)
- Decline in population and tax base
- Challenges with foster care and CSA
- County Public Service Authority continued viability
- EMS increase in costs/decrease in volunteers
- Increase in crime in the County

The Board of Supervisors identified the following objectives for the next six to twelve months -

- Stony Creek WWTP
- Transportation for seniors (medical, meals, etc.)
- Planning District Commission (Director to meet with Board of Supervisors)
- Early childhood education
- Hampton Roads EDC
- Develop plans for new Fire/EMS facility
- Develop plans for new County Courthouse offices
- Potential land acquisition (to be discussed in closed session)
- Revisit County's tax structure
- Discuss provision of parks & recreation service
- Consider needs of Sheriff's office, other Constitutional offices

Item 7. Citizens' Comments

Comments were heard from Sheriff Giles.

Item 8. Adjournment

By general consensus, the January 25, 2024 Board of Supervisors Strategic Planning Session adjourned at 5:30 p.m.

At a Regular Meeting of the Sussex County Board of Supervisors Held in the General District Courtroom on Thursday, February 1, 2024 at 6 pm

BOARD MEMBERS PRESENT

Thomas W. Baicy, III C. Eric Fly, Sr. A. G. Futrell Wayne O. Jones Phyllis T. Tolliver Rufus E. Tyler, Sr. Steve E. White

STAFF PRESENT:

Richard Douglas, County Administrator Danielle Powell, County Attorney Ellen G. Boone, Commissioner of the Revenue John Broderick, Director of Finance and Operations Deste J. Cox, Treasurer Ernest Giles, Sheriff Julius Hamlin, Division Superintendent of the Public Schools Michael Kessinger, Sergeant Kelly W. Moore, Finance Director Raven Parham, Deputy Treasurer Nick Sheffield, Emergency Services Chief Regina Sykes, Commonwealth's Attorney Gary Williams, Circuit Court Clerk Shilton R. Butts, Assistant to the County Administrator/ Clerk to the Board of Supervisors

1. Commencement

There was no audio of meeting. Minutes from notes.

1.01 Call to Order/Determine Quorum (6:08 p.m.)

Chairman W. Jones called the February 1, 2024 Special (Rescheduled) meeting of the Sussex County Board of Supervisors to order.

1.02 The Invocation

The Invocation was offered by Supervisor Tyler.

1.03 The Pledge of Allegiance

The Pledge of Allegiance was recited by all.

1.04 BOS Organizational Meeting for Calendar Year 2024

Chairman Jones turned the meeting over to County Attorney Powell.

a. <u>Election of Chairman for Calendar Year 2024</u>

County Attorney Powell opened the floor for nominations for the Chairman of Board of Supervisors for Calendar Year 2024.

Supervisor Tyler nominated Wayne Jones for Chairman of the Board of Supervisors for Calendar Year 2024.

There being no other nominations submitted, County Attorney Powell closed with said name of Wayne Jones for Chairman.

Roll call vote was taken:

Supervisor Baicy	Aye	Supervisor Tolliver	Aye
Supervisor Fly	Aye	Supervisor Tyler	Aye
Supervisor Futrell	Aye	Supervisor White	Aye
Supervisor Jones	Aye		

Supervisor Jones is the Chairman of the Board of Supervisors for Calendar Year 2024.

County Attorney Powell turned the meeting over to Chairman Jones.

b. Election of Vice Chairman for Calendar Year 2024

Chairman Jones opened the floor for nominations for Vice Chairman of the Board of Supervisors for Calendar Year 2024.

Supervisor Futrell nominated Steve White for Vice Chairman of the Board of Supervisors for Calendar 2024.

Chairman Jones closed with the said name of Steve White for Vice Chairman.

A roll call vote was taken.

Supervisor Baicy	Aye	Supervisor Tolliver	Aye
Supervisor Fly	Aye	Supervisor Tyler	Aye
Supervisor Futrell	Aye	Supervisor White	Aye
Supervisor Jones	Aye		

Supervisor White is the Vice Chairman of the Board of Supervisors for Calendar Year 2024.

c. Establishment of dates, times and place of regular meetings

There was no change of dates, times and place of regular meetings. The regular meetings will remain the 3rd Thursday of each month at 6:00 p.m. in the Sussex Judicial Center General District Courtroom located at 15098 Courthouse Road, Sussex, Virginia 23884.

d.Adoption of Rules and Procedures

There was discussion of rescheduling the February 15, 2024 regular meeting to February 22, 2024.

ON MOTION OF SUPERVISOR JONES, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves rescheduling the February 15, 2024 regular meeting to February 22, 2024 at 6 p.m. Voting aye: Supervisors Futrell, Jones, Tolliver, White Voting nay: Supervisors Baicy, Fly Abstained: Supervisor Tyler

There was discussion of cancelling the June meeting.

ON MOTION OF SUPERVISOR TYLER, seconded by SUPERVISOR TOLLIVER and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves postponing the adoption of the Rules and Procedures until next meeting. All Board members present voted aye.

Audio recording started.

1.04 Agenda Amendments

Supervisor Futrell requested to add under Item 11, Closed Session, as Item 11.01 Real Property.

Supervisor Fly requested to add under Item 8, as Item 8.01 Stony Creek Rescue Squad.

1.05 Approval of Regular Agenda

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WHITE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approved the February 1, 2024 Special (Rescheduled) meeting agenda inclusive of adding as Item 8, as Item 8.01 Stony Creek Rescue Squad and Item 11, Closed Session, as Item 11.01 Real Property. All Board members present voted aye.

2. Approval of Consent Agenda

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the Consent agenda inclusive of the following: (a) December 21, 2023 Meeting minutes; (b) the Approval of Warrants and Vouchers; (c) the Treasurer's Report and Financial Update; (d) Departmental Reports; (e) Treasurer Certification – Budget Amendment; (f) Ambulance Equipment/Supplies Outfitting Budget Amendment; (g) DMV Select ADA Compliance Restrooms Budget Amendment; (h) and, (i) Sheriff's Vehicle Budget Amendment. All Board members present voted aye.

3. Recognitions/Awards/Presentation

3.01 FY22-23 Audit

Taylor Stover, auditor for Robinson, Farmer, Cox Associates, provided the summary of the Annual Financial Report for the Fiscal Year Ended June 30, 2023 (FY23 Annual Financial Report.

Mr. Stover stated that overall the audit went very well. He reviewed the three opinions on the report. Copies of the audit were provided to the Board members.26:48

302 Introduction of Superintendent Dr. Julius Hamlin

Dr. Julius Hamlin, recently appointed Superintendent for Sussex County Schools, was introduced.

Dr. Hamlin stated that it was good to be back home. He was excited. He stated that the schools will continue to work with the citizens to push their children forward.

Staff have had positive interaction with Dr. Hamlin to begin his tenure and look forward to the opportunity to a great working relationship between County Administration and the School System.

3.03 Resolution: Recognition of Ms. Arizona Sims-Curly's Retirement

Sheriff Giles recognized Sergeant Sims-Curly on her retirement on January 1, 2024 after 19 years with the Virginia Department of Corrections and six years of service with the Sheriff's Department.

The Sheriff's Department, her co-workers, the Board, and County Administration would like to express our appreciation and extend our congratulations to Ms. Arizona Sims-Curly on her retirement.

Sgt. Sims-Curly thanked the Sheriff and the Board for the opportunity of working for the Sheriff's office and the County.

The following resolution was presented to Sgt. Sims-Curley:

WHEREAS, Arizona Elizabeth Sims-Curley began her career in corrections with the Virginia Department of Corrections 19 years prior to being hired by Sheriff R. R. Bell; and

^{4 |} Page – Minutes of February 1, 2024 Special (Rescheduled) Meeting of Board of Supervisors

WHEREAS, Arizona Sims-Curley was hired with the Sussex County Sheriff's Office on 03/06/2017 as an E-911 Communications / Correctional Deputy; and

WHEREAS, she rose quickly in rank to the position of Sergeant on 02/01/2022 under Sheriff E.L. Giles, Sr.; and

WHEREAS, Sergeant Sims-Curley often refers to her appreciation of having an opportunity/stimulation our positive culture and for promotion and professional advancement given; and

WHEREAS, She often stressed the wonderful professionals and colleagues that she has met while serving and protecting the Community she loves.

BE IT RESOLVED Sergeant Sims-Curley retired from the Sheriff's Office on 01/01/2024

BE IT FURTHER RESOLVED that the Sussex County Board of Supervisors hereby recognizes and congratulates Ms. Arizona Sims-Curly on her retirement and wishes her the best in her future endeavors.

BE IT FURTHER RESOLVED that a copy of this Resolution be spread upon the minutes of this Board meeting this 18th day of January, 2024. By general consensus, the resolution was adopted.

3.04 Recognition of First Responders January 11th Water Rescue Event

Emergency Services Chief Sheffield was in attendance to recognize the First Responders for the January 11th Water Rescue Event.

He stated a few weeks prior there was a flood in the County. On January 11, 2024 just before midnight, a call was received in the Communications Center for a vehicle that was in the water on Courthouse Road. Upon arrival, it was found that the truck was partially submerged on the driver's side, off the shoulder of the roadway. They didn't know if anyone was in the vehicle. Sergeant Marks, Deputy Sheriff Phillips, and Sussex Courthouse engine arrived. Stony Creek was on the way with an engine and a boat, as well Stony Creek Volunteer Rescue Squad. The Sheriff's Department had a drone, which was deployed to get a visual as to whether there was someone in the vehicle.

Chief Wyatt was able to make its way to the vehicle with the fire engine. They were able to access the patient, remove the patient from the vehicle, and return the patient to the staging area, where the patient was turned over to Captain White to give a quick evaluation.

EMS Chief Sheffield stated that fortunately the patient wasn't hurt.

Mr. Sheffield presented awards of Certificates of Appreciation and two Unit Citations for the Sheriff's and Fire Department. Certificates were presented to Stony Creek Fire Department

^{5 |} Page – Minutes of February 1, 2024 Special (Rescheduled) Meeting of Board of Supervisors

Firefighter Randy Foster and Ryan Gunn, Sussex Courthouse VFD Chief Wyatt Cox, Sheriff's Office Deputy Bristol Phillips and Sergeant Richard Marks, Lieutenant Shenika Hicks, Dispatcher Tashonda Jones, Stony Creek VRS Captain Steve White, Sussex VFD Gerald Parham II, Courthouse VFD Assistant Chief Ricky Matthews, Firefight David Barnes, Firefighter Doug Dunn and Firefighter Ted Harrell.

3.05 Recognition of Certified Deputy Treasurer

Treasurer Deste Cox recognized Deputy Treasurer Raven Parham for recently receiving the Master Governmental Deputy Treasurer certification through the Treasurers' Association of Virginia. This certification program for Treasurers and Deputy Treasurer is designed to advance the professionalism of the local governmental Treasurer and staff in Virginia. With Ms. Parham's certification, the Treasurer and both Deputy Treasurers are now certified.

No action was requested, but an accompanying request for a state-mandated salary increase was included on the consent agenda.

3.06 Sussex Chamber of Commerce Update/2024 Overview

Jesse Hellyer, President of Sussex County Chamber of Commerce, provided an update and 2024 overview.

He stated that the Chamber of Commerce is a group of individuals that represent local businesses throughout the County.

He stated that last year they not only met their goal, they exceeded it. At the end of 2023, the Chamber had 90 active members. He noted that one of their final members was Supervisor Baicy, who joined as an individual.

Mr. Hellyer introduced the Chamber of Commerce Board, not all were present: Supervisor Tolliver is the Chamber's Vice President; Lydia Pittman - Treasurer (Virginia Diner); Sherry Olsen – Secretary (Schultz's Lawnscapes); Lynn Babish - Technology Director (Hometown Web Designs); Darius Conner - Board of Directors (DC's DJ & More Party Rentals); Nick Garrett - Wakefield Market; Abby Malcolm (The Art Room); Angela McPhaul (Waverly Mayor); Corey Schultz (Shultz Lawnscapes); Phyllis Smallwood (R&A Hilltop Enterprises); and David Conmy (County representative).

He stated that everyone were volunteers.

He noted different events sponsored/hosted such as: Ms. Sussex; offer a scholarship to a graduating senior; back-to-school breakfasts; supported Waverly 5K; Cinco De Mayo celebration and Octoberfest in Waverly; hosted a Peanut and Harvest festival in Wakefield; and Candidate Forum.

He stated that the Chamber was represented at the Virginia Tobacco Commission Reception. Two Chamber Boards members attended Chamber Day on the Hill; met with Dr. Hamlin with the schools; and met with Waverly website/Facebook page manager.

^{6 |} Page – Minutes of February 1, 2024 Special (Rescheduled) Meeting of Board of Supervisors

He stated that Dr. Tolliver is in charge of scholarships for the Chamber. She will be sending information to all graduating seniors in Sussex for a \$500 scholarship. On February 21, they will be helping schools with their first 3E Day, focusing on enrollment, enlistment and employment.

The Chamber will be hosting a poll decorating contest for Valentine's Day. In February or March, they will be doing a business after hours. On May 4, they will be celebrating Cinco De Mayo in Waverly. On October 5, they will be hosting an Octoberfest at the Carpenter Museum in Waverly, Virginia. In August, they will hosting back to school breakfasts. September and October they will be hosting a "Meet the Candidate" night. They will be helping Supervisor Baicy with the Fire and Rescue, First Responders night.

He stated that anyone could join the Chamber of Commerce, a business or individual.

4. Public Hearings

There was no Public Hearing.

5. Appointments

5.01 Appointments to Sussex Service Authority Board (2)

County Administrator Douglas stated that the Sussex Service Authority had two appointments for the At-Large Citizen representative appointment, as well as an Elected (Board) Official representative appointment for the Sussex Service Authority Board. The elected appointments would begin January 1 and end December 31, 2026.

He stated that each representative could have an alternate, if the Board so desired. Their terms would run concurrent. An appointment for an alternate didn't have to be made.

It was noted that alternate appointment would be done at the next meeting.

A copy of the resolution of the Board of Supervisors appointing members to the Sussex Service Authority, SCC Articles of Incorporation (Exhibit A) and Terms (Exhibit B) were provided to the Board members.

ON MOTION OF SUPERVISOR JONES, seconded by SUPERVISOR FLY and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Supervisor Baicy to serve as elected official representative on the Sussex Service Authority Board. All Board members present voted aye.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR BAICY and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Susan Seward as the At-Large Citizen representative to the Sussex Service Authority Board; to-wit:

^{7 |} Page – Minutes of February 1, 2024 Special (Rescheduled) Meeting of Board of Supervisors

ON MOTION OF SUPERVISOR WHITE, seconded by SUPERVISOR TOLLIVER and carried: RESOLVED that the Sussex County Board of Supervisors hereby adopts the Resolution appointing members to the Sussex Services Authority; to-wit:

WHEREAS, the Sussex Service Authority ("SSA") was created by the Towns of Wakefield, Waverly, Stony Creek, and the County of Sussex ("County") and received its Certificate of Incorporation by the State Corporation Commission in 1997; and

WHEREAS, the Articles of Incorporation states, "The powers of the Authority shall be exercised by the board (the "Board") consisting of five members: one member to be appointed by the respective Governing Body of each Incorporating Subdivision and the fifth member to be appointed by the Board of Supervisors of Sussex County, Virginia. The Governing Bodies may appoint only non-elected public citizens to the Board, with the exception that one of the two members appointed by the Board of Supervisors of Sussex, County, Virginia shall be an elected official of the County;" and

WHEREAS, pursuant to State Code and the SSA's bylaws, no member shall be appointed for a term of more than four years; and

WHEREAS, according to the articles of incorporation, the terms of the initial appointments for the elected official and the citizen (at-large) representative ended December 31, 1998 and December 31, 1999, respectively as demonstrated in Exhibit A; and

WHEREAS, upon completion of the initial term for both the elected official representative and the citizen (at-large) representative, the terms going forward are as outlined in Exhibit A; and

WHEREAS, relevant law dictates that members appointed to the SSA may be appointed only for the duration of an unexpired term and may not be appointed for a full four years unless appointments are made effective January 1 of a specific year as outlined in Exhibit B; and

WHEREAS, the Board of Supervisors desires to comply with relevant law by appointing individuals to the SSA for a term to begin January 1 and end December 31 in accordance with Exhibit B.

Name: Susan Seward January 1, 2024 to December 31, 2027

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of Supervisors hereby appoints the person listed below as the elected official to the SSA with the term as indicated: Elected Official Representative:

Name: Thomas W. Baicy, III January 1, 2023 to December 31, 2026

Adopted by the Board of Supervisors February 1, 2024. Voting aye: Supervisors Baicy, Fly, Futrell, Jones, Tolliver, Tyler, White Voting nay: none

6. Action Items

6.01 Health Department Adjusted Funding Request

A copy of the FY24 agreement between the Virginia Department of Health (VDH) and Sussex County, as proposed by VDH based on the amended state budget, is attached for your review and consideration. This agreement addresses local funding for operations of the Sussex County Health Department, but a funding request was not provided by VDH as part of the FY24 county budget preparations. The proposed FY24 agreement is \$21,826 more than the FY23 agreement, or a total of \$153,550 for the fiscal year. While the Board of Supervisors typically appropriates funds to cover the proposed funding amount and this agreement is handled administratively, sufficient funds will need to be appropriated to cover the \$21,826 difference. In previous years the Board of Supervisors has raised concerns over the level of staffing and service to Sussex County, and the permanent closure of the office during the pandemic, and withheld some payment to VDH as a result.

Staff recommends that the Health Department be funded at the previously budgeted FY23 levels.

A copy of the Proposed FY24 funding agreement at the previously budgeted FY23 levels.

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR TOLLIVER and carried: RESOLVED that the Sussex County Board of Supervisor hereby funds the Health Department at the previously budgeted FY23 Levels, no increase (level funding). All Board members present voted aye.

7. Citizens' Comments

<u>Millard "Pete" Stith (Chesterfield from Jarratt)</u> - Congratulated returning Board members and new Board members; condolences to Supervisor Tolliver; Coalition thanked the Board for purchase of the School; donated check to the County for Fire/Rescue banquet (handed check to Treasurer); authorized School to donate \$500 from the Stith family scholarship fund

<u>Yvonne Williams (Waverly District)</u> – Solar Farms concerns to rural County: impact on character; wildlife, agricultural soils; water run-off - disturb agricultural production; property values of connecting properties; how County benefits; jobs; limit number of solar farms erected.

<u>Franklin Cox (Waverly District/Town Councilmember)</u> - Congratulated three new members and thanked them for serving; spoke to three new Board members - Sheriff's support - shooting range.

Susan Stone (Wakefield District) - Provided a photograph to the Board - expanse of Solar panels.

<u>Leverette Pope (Waverly District)</u> - Solar Farms -traffic; moratorium for Solar Panels/Farm; one grocery store in County; consider other industry to help growth; no more solar panels.

Frances Joyner-Chambers (Wakefield District/Wakefield Town Council) - Congratulated members; Speaking of behalf of Town of Wakefield - mailed/presented letters at meeting from

^{9 |} Page – Minutes of February 1, 2024 Special (Rescheduled) Meeting of Board of Supervisors

Town Attorney in opposition of potential Solar Farm outside the Town of Wakefield; resolution of specifics; 3 mile radius (Comp Plan); CUP; stand up for opposer's rights.

<u>Molly Dowless (Wakefield District)</u> - welcomed new Board members; Solar Farms; Comp Plan; Ordinance; Blackwater project; placement of Solar facilities in appropriate places; HB636; asked Board to vote "no".

<u>Franklin Dowless (Wakefield District)</u> - Thanked Board members for their service; represent interest of citizens of Sussex; asked to vote "no" for Blackwater project.

Bernie Camper (Sussex County) - Solar farms - not good.

<u>Laine Chambers (Wakefield District)</u> - Solar development in Sussex County and current projects; oversight/monitoring of construction as permitted; revenue earmarked or general fund; planning commission review current permits

Monica Strong (Sussex County) - Solar farms; independent research; owned solar equipment.

<u>Sharon Rogers Moore (Wakefield District)</u> - Historic property; Solar project - faces front door; choose citizens, other things are more important to citizens than money.

<u>Kevin Bracy (Yale District)</u> - Congratulate new and returning Board members; County leadership; employees; Berkley and Timmons Groups; Repair Administration building; Planning Commission.

8. Unfinished Business

8.01 Stony Creek Rescue Squad

Supervisor Fly tabled until the next meeting.

9. New Business

There was no New Business.

10. Board Member Comments

10.01 Blackwater District - none

<u>10.02</u> Courthouse District – Thanked everyone for support during family time of bereavement; pleasure to serve on Board next four years; Solar Farm meetings - pros and cons.

<u>10.03 Henry District</u> – absent

<u>10.04</u> Stony Creek District – Ideas - Maintenance Program for structures before spending; other options; Administration building; Solar farm; Sheriff's Department.

<u>10.05</u> Wakefield District – Thanked Board for nominating for Chairman again; transparent to citizens; every

<u>10.06 Waverly District</u> – Transparency; Anti-Solar Farms

10.07 Yale - Welcomed everyone; thanked citizens in Yale District for vote and support; constituents

11. Closed Session

11.01 Convene to Closed Session

ON MOTION OF SUPERVISOR FLY, seconded by SUPERVISOR WHITE and carried: RESOLVED that the Sussex County Board of Supervisors convene to Closed Session to (1) discussion or disposition the conveyance of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, applicable Virginia Code Section 2.2-3711(A)3, real property. All Board members present voted aye.

11.02/03 Reconvene to Open Session/Certification

ON MOTION OF SUPERVISOR BAICY, seconded by SUPERVISOR TOLLIVER and carried:

RESOLVED that the Sussex County Board of Supervisors hereby reconvened to Open Session; and

FURTHER RESOLVED THAT that the Sussex County Board of Supervisors convened a Closed Meeting on this date pursuant to an affirmative recorded vote in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Sussex County Board of Supervisors hereby approves adoption of resolution for certification, to-wit:

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

WHEREAS, Section 2.2-3712 of the Code of Virginia, as amended, requires a certification by the Board that such Closed Meeting was conducted inconformity with Virginia law.

NOW THEREFORE BE IT RESOLVED that the 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 Meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard discussed or considered.

Voting aye: Supervisors Baicy, Fly, Futrell, Jones, Tolliver, White Voting nay: none Absent during vote: Supervisor Tyler

11.04 Action Resulting from Closed Session, if any

There was no action on the Closed Session item.

12. Adjournment

12.01 Adjournment

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR TOLLIVER and carried: RESOLVED that the February 1, 2024 special (rescheduled) meeting of the Sussex County Board of Supervisors hereby adjourned at 8:45 p.m. All Board members present voted aye.

12.02 Next Meeting

The next regular (special) Board of Supervisors meeting is scheduled to be held, Thursday, February 22, 2024 at 6 p.m.



At a Special (BWS) Meeting of the Sussex County Board of Supervisors Held in the Social Services Conference on Thursday, February 8, 2024 at 6 pm

BOARD MEMBERS PRESENT

Thomas W. Baicy, III C. Eric Fly, Sr. A. G. Futrell Wayne O. Jones Phyllis T. Tolliver Rufus E. Tyler, Sr. Steve E. White

STAFF PRESENT:

Richard Douglas, County Administrator David Conmy, Deputy County Administrator/ Economic Development Director Debbie Broughton, Animal Services Director Deste J. Cox, Treasurer Jeffrey Gary, Public Works Director Ernest Giles, Sheriff Felicia Hartman, Chief Attorney Michael Kessinger, Sergeant Kelly W. Moore, Finance Director Titiana Nicholson, CSA Coordinator Laveeta Saunders, Benefits Programs Supervisors Nick Sheffield, Emergency Services Chief Regina Sykes, Commonwealth's Attorney Tawana Toran, DSS Director Jessica Upton, Benefits Programs Supervisors Shilton R. Butts, Assistant to the County Administrator/ Clerk to the Board of Supervisors

Item 1. Call to Order/Determine Quorum (6:08 p.m.)

Chairman W. Jones called the February 8, 2024 Special (BWS) meeting of the Sussex County Board of Supervisors to order.

Item 2. The Invocation

The Invocation was offered by Supervisor White.

Item 3. The Pledge of Allegiance

^{1 |} Page – Minutes of February 8, 2024 Special (BWS) Meeting of Board of Supervisors

The Pledge of Allegiance was recited by all.

Item 4. Agenda Amendments

There were no agenda amendments.

Item 5. Approval of Agenda

ON MOTION OF SUPERVISOR WHITE, seconded by SUPERVISOR TYLER and carried: RESOLVED that the Sussex County Board of Supervisors hereby approved the February 8, 2024 Special (BWS) meeting agenda as presented. All Board members present voted aye.

Item 6. Budget Discussions of Department Heads FY24 Big Ticket Items (Personnel, programmatic changes and/or Capital Improvements, Property)

County Administrator Douglas stated that if Big Tickets items were not presented at this Budget Work Session, it will not be considered. He also noted that this was just a presented. No items would be considered for approval at this meeting.

Jeffrey Gary, Public Works Director, presented the following Big Ticket requests:

- 1. 8 x 16 Enclosed Trailer for Road Sign Installation (\$16,500)
- 2. Public Safety Building Replace 3 Zones of HVAC (\$35,000)
- 3. F-350 crew cab 4x4 Pickup (\$55,000)
- 4. Waverly Convenience Site Complete Roadway Repairs (\$35,000)
- 5. Replace HVAC at Health Department (\$34,000)
- 6. Paint and wallpaper corridors at Courthouse (\$35,000)
- 7. Provide funding to assess failed gutter system (TBD)
- 8. Replace HVAC Control panel and sensors at Courthouse (\$45,000)
- 9. Replace generator switchgear and panel at Courthouse (\$35,000)
- 10. Add concrete ramp for ADA compliance-BoE required (\$35,000) (Public Safety Building)

Tawana Toran, DSS Director, presented the following items for Big Ticket request for salary increases for DSS Positions to align salaries (\$380,000).

Titiana Nicholson, CSA Coordinator, presented the following Big Ticket request for a Management Specialist Position (\$51,268.96 - \$74,350.56).

Debbie Broughton, Animal Services Director, presented the following items for Big Ticket requests.

- 1. Salary Increase (\$5,800)
- 2. FT Kennel Attendant 1 more (\$38,000)
- 3. One Additional Sworn ACO (\$45,000)
- 4. One Used Truck/Van for Officer (\$45,000)
- 5. Used/New Truck to Replace F-150 2018 (\$55,000)

- (132,000 miles)
- 6. Used/New Explorer to Replace 2018 Explorer (\$60,000) (123,000 miles)
- New/Used Van to Replace 2020 Cayo Van (\$45,000) (38,000 miles)

Regina Sykes, Commonwealth's Attorney, presented the following Big Ticket requests for salary supplement for staff (\$30,000) and updated Criminal Case Management System.

David Conmy, Deputy County Administrator/Economic Development Director, presented the following Big Ticket items for Economic Development budget (\$105,500) growing the Economic Development budget for County. He provided a table of what funds could be used for:

- 1. Website for Megasite
- 2. Marketing Material
- 3. IEDC Classes
- 4. Training/Conference/Memberships

Ernest Giles, Sheriff, presented the following Big Ticket requests:

- 1. Holiday Payout (\$292,381)
- 2. Vehicles Lease Program 6 SUVs &4 Pickup Trucks (\$598,334.03)
- 3. Jail Building Repairs (\$61,932.74)
- 4. Personnel Salary Increases (\$4,910.17)
- 5. Investigative Tools (\$106,650.58)

Nick Sheffield, Chief of Fire & Rescue, presented the following Big Ticket requests

- 1. Reclassify EMS Supervisor Contract Staff position (\$43,424.490
- 2. 10 Sets of Turnout Gear for Firefighters (\$35,000)
- 3. Purchase another staff vehicle and camper shell (\$70,000)
- 4. Narcotics Storage System associated equipment & supplies (\$26,000)

A packet of the Big Ticket items were provided to the Board members.

Item 7. Citizens' Comments

There were no citizens' comments.

Supervisor Futrell department at 9:06 p.m.

Item 8. Adjournment

ON MOTION OF SUPERVISOR TOLLIVER, seconded by SUPERVISOR WHITE and carried: RESOLVED that the Sussex County Board of Supervisors hereby adjourned the February 8, 2024 Special meeting at 9:12 p.m.

February 22, 2024

WARRANTS & VOUCHERS SUMMARY

TOTAL ALL WARRANTS FOR APPROVAL	\$ 1,499,309.05
TOTAL ALL VOID CHECKS FOR APPROVAL	\$ 37,700.86

ACCOUNTS PAYABLE WARRANTS:	CHECK NO.	AM	OUNTS	PROCESS DATE
FOR MONTH OF January 2024				
· · · · · · · · · · · · · · · · · · ·	227069-227150	\$	384,306.07	11-Jan-24
	227165-227237	\$	243,400.40	18-Jan-24
	227249-227304	\$	269,033.21	25-Jan-24
Total Regular Warrants		\$	896,739.68	
PAY. DEDUCTION WARRANTS:	CHECK NO.	AM	OUNTS	PROCESS DATE
FOR MONTH OF January 2024	227058-227068	\$	59,863.82	16-Jan-24
For month of building 2024	227238-227248	\$	61,369.18	31-Jan-24
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Total Payroll Deduction Warrants:		\$	121,233.00	
CSA WARRANTS:	CHECK NO.	AM	OUNTS	PROCESS DATE
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	227151-227164	\$	296,563.18	12-Jan-24
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SUSSEX COUNTY

TREASURER'S REPORT

AND

FINANCIAL UPDATE

SUBMITTED BY DESTE J. COX, TREASURER

JANUARY 31, 2024

- Bank Reconciliation
- General Fund Revenue/Expenditure Summary
- Capital Projects Fund & Reserve Fund Revenue/Expense Summary



TREASURER'S OFFICE

DESTE JARRATT COX TREASURER SUSSEX COUNTY 15074 COURTHOUSE ROAD P.O. BOX 1399 SUSSEX, VA. 23884 Phone (434)246-1086 or (434)246-1087 Fax (434)246-2347

Statement of money in the banks to the credit of Sussex County as shown by the Treasurer's books at the close of business January 31, 2024

TRUIST #201- SUSSEX, VA	2	
Bank Balance	\$139,977.46	
Bank Fees/Adjustments	176.29	
Deposits in Transit	0.00	
Deposits in Transit	0.00	\$140,153.75
Outstanding Checks	0.00	\$140,155.75
BSV #301- STONY CREEK, VA		
Bank Balance	\$4,789,570.06	
Bank Fees/Returned Checks		
Credit Card Fees/Adjustments		
Deposits in Transit	201.03	
Outstanding Checks	(1,149,371.76)	\$3,668,918.85
Substanding Sheeks	(1,110,01110)	
PRIMIS #401- WAVERLY, VA		
Bank Balance	\$279,065.05	
Deposits in Transit	(12.61)	\$279,052.44
Investments and CD's		
#30392331 - Primis #451	\$1,054,723.24	
#30391992 - Primis #451	\$2,088,463.86	
#30390504 - Primis #451	\$2,600,222.34	
		\$5,743,409.44
LGIP INVESTMENT #803 Investment Balance		\$2,294,856.28
VA INV POOL #804 Investment Balance		
TOTAL IN BANKS REC W/GL		\$18,900,911.62
Letters or statements from each of the above mentioned	Respectfully submit	
banks are on file in the Treasurer's Office of		α

Sussex County certifying the balance as listed above.

Deste J. Cox, Treasurer

SUSSEX COUNTY - DESTE J. COX, TREASURER **REVENUE/EXPENDITURE SUMMARY REPORT** JANUARY 2024

General Fund	FUND BALANCE	FUND BALANCE as of 01/31/24 = \$ 12,437,499					
		CURRENT		PRIOR FY - YTD			
	ANNUAL	MONTH	YTD ACTUAL	Through	COLLECTED		
REVENUES	APPROPRIATED	ACTIVITY	01/31/2024	01/31/2023	% YTD		
Real Estate - 2023	5,434,283	118,071	5,187,656	4,836,951	95.5%		
Public Service Corp - 2023	711,534	50,953	631,355	726,038	88.7%		
Personal Property - 2023	3,710,092	129,560		3,148,603	109.3%		
Machinery & Tools - 2023	599,000	0	763,598	973,299	127.5%		
Local Sales & Use Taxes (net)	1,125,928	107,483	744,912	647,096	66.2%		
Transient Occupancy Tax	100,000	12,834	58,941	58,612	58.9%		
Consumer Utility Taxes	93,000	12,108	58,687	49,895	63.1%		
Business License Taxes	106,825	6,842	21,234	24,172	19.9%		
Motor Vehicle Licenses	227,100	13,950	188,813	141,151	83.1%		
Landfill Tipping Fees	5,500,000	438,953	3,200,039	3,205,994	58.2%		
Delinquent Tax - Real Estate	140,000	12,742	123,203	104,624	88.0%		
Delinquent Tax - Personal Property	93,350	21,317	213,856	64,457	229.1%		
Penalties - All Property	105,000	22,631	67,722	17,412	64.5%		
Interest - All Property	30,000	2,412	15,897	12,272	53.0%		
Court Fines	750,000	39,239	357,430	419,903	47.7%		
EMS Billing	200,000	0	0	6,821	0.0%		
State	4,987,390	298,102	2,965,823	3,259,227	59.5%		
Federal	4,631,848	0	751,879	600	16.2%		
Transfer from Reserve & FR Escr	747,614	49,000	509,116	353,496	68.1%		
Designated Use of Fund Balance	5,956,823	0	0	3,098,739	0.0%		
		CURRENT		PRIOR FY -			
	ANNUAL	MONTH	YTD ACTUAL	YTD Through	SPENT %		
EXPENDITURES	APPROPRIATED	ACTIVITY	01/31/2024	01/31/2023	YTD		
General Government	3,010,928	6,976,337	1,703,963	1,508,156	56.6%		
Iudicial Administration	1,374,746	110,552	717,353	And the second se	52.2%		
Fire, Rescue, EMS	2,620,428	436,528	2,098,814	1,753,411	80.1%		
Sheriff's Operations & Jail	6,945,682	489,453		3,017,709	49.7%		
Public Works	2,079,789	150,420		1,250,093	52.7%		
Health & Welfare	889,971	253,315	757,119	393,026	85.1%		
Education	8,408,081	823,131	4,926,644	3,922,893	58.6%		
Rec & Cultural Enrichment	236,645	41,411	161,484	197,445	68.2%		
Planning/Community Dev	613,753	50,991	336,935	358,069	54.9%		
Grants	4,590,439	26,269	the same the same the same time to be a same to be a	76,948	25.3%		
Debt Service	1,547,941	94,715	1,310,219	1,462,065	84.6%		

** 2022 Tax Deadline Extension delayed delinquent collections activity into FYE24

** Federal YTD Includes VATI Grant

General Fund					
		CURRENT	ACTUAL		
	ANNUAL	MONTH	01/31/2024	YTD 01/31/2023	Spent %
EXPENDITURES BY DEPARTMENT	APPROPRIATED	ACTIVITY	YEAR TO DATE	PRIOR FISCAL YEAR	YTD
Board of Supervisors	163,427	10,905	83,688	80,097	51.29
			723,784	588,352	54.49
Administration	1,330,409	0	125,784	0	0.09
Contingency Acct (7/1/23 = \$125,000)	27,733	424		0	50.59
HRA Admin Fee	6,020		3,042	126,458	99.29
HRA Employer Spend	188,000	46,025	186,440		
IT & Central Acct	59,500	14,882	39,314	92,193	66.19
County Attorney	111,000	18,360	55,080	67,242	49.69
Registrar/Board of Elections	261,518	16,560	149,590	143,178	57.29
Com of Revenue	311,581	22,863	163,002	153,873	52.39
Treasurer	551,740	6,846,319	300,023	256,763	54.49
General Government	3,010,928	6,976,337	1,703,963	1,508,156	56.6%
ARPA - 2nd Tranche	107,781	0	0	0	0.09
ARPA - Broadband	4,171,305	0	868,337	0	20.8%
Admin/Indust Dev Grants	126,424	0	99,032	34,197	78.39
CDBG Pocahantas Grt	184,930	26,269	195,839	42,751	105.9%
Grants	4,590,439	26,269	1,163,208	76,948	25.39
Courts	144,210	9,843	49,511	57,659	34.3%
Clerk of Courts	475,543	35,246	254,165	279,358	53.4%
Commonwealth Atty	656,902	57,513	366,219	358,330	55.79
Victim Witness	98,091	7,950	47,458	56,403	48.49
Judicial Administration	1,374,746	110,552	717,353	751,750	52.29
Fire/Rescue/EMS	2,169,997	398,284	1,809,661	1,472,555	83.4%
Aminal Control	450,431	38,244	289,152	280,856	64.29
Fire, Rescue, EMS	2,620,428	436,528	2,098,814	1,753,411	80.1%
Court Sec/Spot/FO/E911	4,743,236	334,710	2,274,259	1,894,297	47.9%
Confinement of Inmates	2,070,867	142,430	1,103,529	1,045,936	53.3%
Crater Crim Justice Aca.	131,578	12,314	73,220	77,477	55.69
Sheriff's Operations & Jail	6,945,682	489,453	3,451,008	3,017,709	49.79
Building & Grounds	966,351	55,122	518,722	622,549	53.79
Envir Inspections	262,911	7,680		71,045	18.79
General Works	362,500	37,948	193,639	175,899	53.49
Convenience Ctrs.	488,027	49,670	334,889	380,601	68.69
Public Works	2,079,789	150,420	1,096,416	1,250,093	52.79
Health - Outside Agencies	244,691	48,187	129,305	86,298	52.89
Com. Support Services - Outside Agencies	167,691	2,500	114,691	98,683	68.49
Local Contrib to DSS	300,951	92,924	207,359	47,684	68.99
Local Contrib to DSS	176,638	109,704	305,765	160,361	173.19
		253,315	757,119	393,026	85.19
Health & Welfare	889,971				58.69
Local Contrib to Sch Fd	8,408,081	823,131	4,926,644	3,922,893	58.6%
Education	8,408,081	823,131	4,926,644	3,922,893	PROPERTY AND A DESCRIPTION OF A DESCRIPR
Library/Cultural - Outside Agencies	178,145	41,411	130,484	148,945	73.29
Recreational Contrib- Outside Agencies	58,500	0	31,000	48,500	53.09
Recreational & Cultural Enrichment	236,645	41,411	161,484	197,445	68.29
Planning/Building/Zoning	465,548	27,408	248,411	250,632	53.49
Crater Planning Com	17,039	0	17,039	8,771	100.09
IDA	82,500	0	23,569	50,000	28.69
Va Gateway Region	47,166	23,583	47,166	47,166	100.09
Crater SBDC	1,500	0	750	1,500	50.09
Planning/Community Dev	613,753	50,991	336,935	358,069	54.9%
Debt Service	1,547,941	94,715	1,310,219	1,462,065	84.69
Debt Service	1,547,941	94,715	1,310,219	1,462,065	84.6%

SUSSEX COUNTY REVENUE/EXPENDITURE SUMMARY REPORT JANUARY 2024

Capital Projects Fund - Fund 302

FUND BALANCE as of 01/31/24 = \$ 42,353 plus \$445,000 F&R Dedicated Funds

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	ANNUAL	CURRENT MONTH	YTD ACTUAL	PRIOR FY - YTD Through	
REVENUES	APPROPRIATED	ACTIVITY	01/31/2024	01/31/2023	
Interest Earned	4,000	5,069	13,672	4,339	
Transfer from General Fund	0	0	0	0	
Total Capital Projects Fund Revenues	4,000	5,069	13,672	4,339	
		CURRENT		PRIOR FY -	
	ANNUAL	MONTH	YTD ACTUAL	YTD Through	
EXPENDITURES	APPROPRIATED	ACTIVITY	01/31/2024	01/31/2023	
Replace E911 Equip	19,323	0	0	0	
Replace AS400 Server	61,900	4,418	64,939	0	
Sheriff Patrol Vehicle	53,740	0	. 0	0	
Communications	20,000	0	. 0	0	
Renovations-Co. Buildings	216,303	0	0	0	
Trf to General Fund	463,968	0	224,470	16,726	
Trf to Fire/Rescue Escrow	4,000	~ 0	0	0	
Total Capital Projects Fund Expenditures	839,234	4,418	289,409	16,726	

SUSSEX COUNTY REVENUE/EXPENDITURE SUMMARY REPORT

JANUARY 2024

Reserve Fund 135	FUND BALANCE as of 01/31/24 = \$ 4,943,787				
REVENUES	ANNUAL APPROPRIATED	CURRENT MONTH ACTIVITY	YTD ACTUAL 01/31/2024	PRIOR FY - YTD Through 01/31/2023	
Interest	30,000	52,642	118,851	25,373	
Transfer from General Fund	0	0	0	2,000,000	
Total Reserve Fund Revenues	30,000	52,642	118,851	2,025,373	
EXPENDITURES	ANNUAL APPROPRIATED	CURRENT MONTH ACTIVITY	YTD ACTUAL 01/31/2024	PRIOR FY - YTD Through 01/31/2023	
Transfer to General Fund	289,646	49,000	284,646	336,770	
Transfer to General Fund	297,232	297,232	297,232	0	
Transfer to Cabin Point Indust	25,000	0	0	0	
Total Reserve Fund Expenditures	611,878	346,232	284,646	336,770	

BUILDING INSPECTIONS DEPARTMENT



February 22, 2024 Monthly Reports



MEMORANDUM

DATE: February 1, 2024

TO: Richard Douglas, County Administrator

FROM: Matt Westheimer, Building Official

SUBJECT: January 2024 - Monthly Report

Please accept this as the January 2024 update for the Building Department.

BUILDING ACTIVITY

• January 2024

Building Permits	Electrical Permits	Plumbing & Sprinkler Permits	Mechanical Permits	Field Inspections	Improvement Value	Revenue Generated
12	13	4	9	85	\$660,196.41	\$7,235.89

• January 2023

Building Permits	Electrical Permits	Plumbing & Sprinkler Permits	Mechanical Permits	Field Inspections	Improvement Value	Revenue Generated
13	14	6	11	50	\$1,325,811.27	\$11,018.21

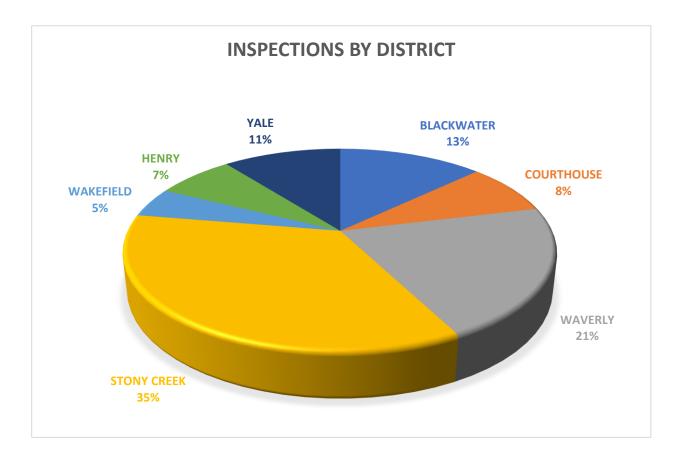
• January 2024 – December 2024 (Yearly totals)

Building Permits	Electrical Permits	Plumbing & Sprinkler Permits	Mechanical Permits	Field Inspections	Improvement Value	Revenue Generated
12	13	4	9	85	\$660,196.41	\$7,235.89

Inspections completed within 24 hours For January	100%
Plans reviewed within 10 business days For January	100%

SUSSEX COUNTY INSPECTIONS PERFORMED BY DISTRICT JANUARY 2024

DISTRICT	INSPECTIONS
BLACKWATER	11
COURTHOUSE	7
WAVERLY	18
STONY CREEK	30
WAKEFIELD	4
HENRY	6
YALE	9



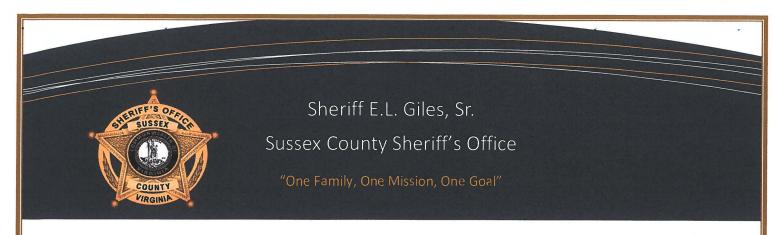
Sheriff's Department



February 22, 2024

Monthly Reports

Consent Agenda Items - Page 9



Sussex County Sheriff's Office Monthly Report Month of Janaury 2023

PATROL

CALLS FOR SERVICE	
Туре:	Total:
Sheriff	1,298
Fire	88
Rescue	237
Animal Control	67
Town of Wakefield	60
Traffic	633
TOTAL	2,383

COURTS

	Days of
Court:	Court:
Circuit Court	9
General District	10
JDR Court	5

Court:	Judges:
Circuit Court	3
General District	5
JDR Court	1

P. O. Box 1326 Sussex, Virginia 23884 Telephone: 434-246-5000 Fax: 434-246-5714 Email: Egiles@susova.us

Consent Agenda Items - Page 10

<u>CIVIL</u>

Туре:	Total:
Subpoenas Served	331
Jury Summoned	0
Criminal Warrants	59
DMV Notices	4
Levies	0
TDO	1
ECO	0
Other Civil	135

Fines and Forfeitures	\$45,481.29	
Sheriff's Fees	\$504.00	
Courthouse Security	\$14,890.74	

JAIL

During February 2023, our average daily population was 23.94 inmates. The jail booked in 27 individuals during February 2023.

The classification of these inmates as reported by the Commonwealth of Virginia's LIDS computer system is as follows:

Pre- Trial	26 inmates, having been confined a total of 329 days
Sentenced Misdemeanant	3 inmates, having been confined a total of 33 days
Sentenced Felons	10 inmates, having been confined a total of 241 days.
Others	6 inmates, convicted but not sentenced, etc.
Weekenders	2 inmates serving a misdemeanor sentence.

Transports of inmates for various reasons are listed below:

Court / Jail	10
Medical	0
Juvenile	0
Road Crew	0
TDO (Mental)	0
TOTAL	10

Planning Department



February 22, 2024 Monthly Reports

Consent Agenda Items - Page 12

	ning Department t for January 2024
Community Developments Current Developments Waverly Solar Pit Crew Waverly RNG Project IUOE Crane Training Facility Dollar General Sussex Youth and Adult Recreation Association Improvements Pending Developments Stony Creek Shell Diesel Island Evergreen Acres "Section 2" Blackwater Outdoor Range WAWA	 Grant Administration Pocahontas Neighborhood ➢ Seven (7) housing projects have been completed under the Pocahontas project, including three (3) substantial reconstructions and four (4) housing rehabilitations. ➢ One (1) substantial reconstruction near completion. ➢ One (1) demolition project anticipated to begin. ➢ Drainage Improvement is pending Phase II funding.
 Planning Commission Planning Commission met on January 8, 2024 to discuss the process of updating the Capital Improvement Plan. 	Permits IssuedJanuary• Screened Porch• Two (2) Single family dwelling• Shed• Livestock shelterOne (1) New Addresses has being assigned on Peters Bridge Road.
Proposed Solar Project Applications in <u>Review</u> • Blackwater Solar • Solar Developer: Clenera, LLC • Located within the Wakefield District • Cassius Blue Solar • Solar Developer: Geenex Solar • Located within the Henry District	 Erosion & Sediment Control Monthly Land Disturbance Report to DEQ up-to-date Ten (10) commercial projects are active in being inspected within a two-week period or after each significant rainfall when possible. Eight (7) Agreement in Lieu of an ESC Plan for a single family residences projects which are inspected periodically.

Agenda Item: Recognitions #3.01

Subject: VDOT District Update – George Bowman, VDOT Franklin Residency

Board Meeting Date: February 22 2024

<u>Summary</u>: George Bowman, Assistant Residency Administrator for VDOT's Franklin Residency, will be introduced and present a general update on the following:

- consideration of transferring \$135,000 remaining in Glyndon-Carver project budget to another unpaved road project— a portion of Butts Road in the Yale District (see attached map) is recommended (formal approval by resolution would be required at a future meeting)
- planned update of the county six-year plan
- identification of road safety project
- status of the Route 35/Route 40 roundabout
- other general updates

Recommendation: N/A

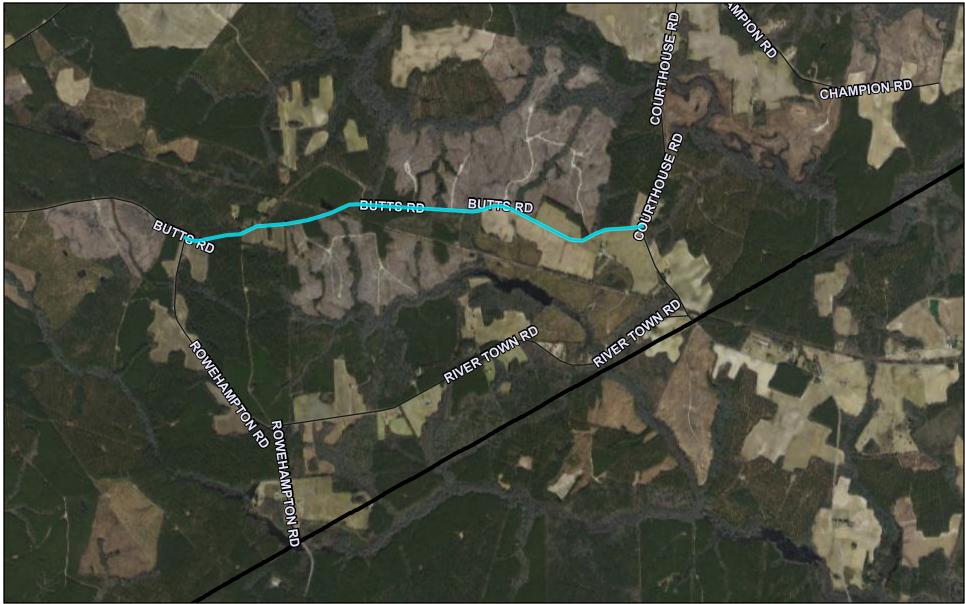
Attachment: Butts Road map

ACTION: No immediate action requested.

MOTION BY: _____ SECONDED BY: _____

Member	<u>Aye</u>	Nay	<u>Member</u>	<u>Aye</u>	Nay
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					
					Recognitions - Page 1

Rt. 609-Butts Road (From Rt. 735- Courthouse Road to Rt. 697-Rowehampton Road)





Esri, NASA, NGA, USGS, FEMA | Esri Community Maps Contributors, VGIN, Esri, TomTom, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA, USFWS | Virginia Geographic Information Network (VGIN) |

Agenda Item: Recognitions #3.02

Subject: Blackwater Regional Library Update – Ben Neal, Library Director

Board Meeting Date: February 22 2024

Summary: Ben Neal, Library Director for the Blackwater Regional Library, will provide a brief update on library activities in Sussex County, accomplishments over the past year, and upcoming planned activities.

Recommendation: N/A

Attachment: None

ACTION: N/A

MOTION BY: _____ SECONDED BY: _____

<u>Member</u>	<u>Aye</u>	<u>Nay</u>	<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					

Recognitions - Page 3

Agenda Item: Recognitions #3.03

Subject: RESOLUTION: Ms. Carrie Lee Dobie Delk Gray – 100th Birthday

Board Meeting Date: February 22 2024

<u>Summary</u>: Supervisor Futrell has requested approval of the attached resolution recognizing Ms. Carrie Lee Dobie Delk Gray on her 100th birthday on February 13th.

Ms. Gray is lifelong resident of Piney Grove in Sussex County, Virginia.

Supervisor Futrell would like to take this opportunity along with the Board members to recognize Ms. Gray on this major milestone!

Recommendation: That the Board adopts the resolution

Attachment: A copy of the resolution recognizing Ms. Carrie Lee Dobie Delk Gray

ACTION: That the Board adopts the resolution

MOTION BY: _____ SECONDED BY: _____

<u>Member</u>	<u>Aye</u>	Nay	<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					

Recognitions - Page 4



RESOLUTION HONORING MS. CARRIE LEE DOBIE DELK GRAY

WHEREAS, it is fitting that the Sussex County Board of Supervisors recognizes those citizens who celebrate venerable milestones in their lives; and

WHEREAS, Ms. Carrie Lee Dobie Delk Gray, celebrated her 100th birthday on February 13, 2024, an occasion commemorating great joy and accomplishment; and

WHEREAS, Ms. Gray attended Piney Grove School; and

WHEREAS, Ms. Gray attends Piney Grove AME Zion church; and

WHEREAS, she is a member of the Pride of Wakefield Eastern Star Chapter; and

WHEREAS, Ms. Gray was the first cook at Cowlings Barbecue in Waverly, Virginia; and

WHEREAS, in later years to come, Ms. Gray retired from Virginia State University in Petersburg, Virginia in 1985; and

WHEREAS, Ms. Carrie Lee Dobie Delk Gray is a highly independent woman who loves flowers, knitting, crocheting, and reading.

NOW THEREFORE BE IT RESOLVED that the Sussex County Board of Supervisors hereby honors and congratulates Ms. Carrie Lee Dobie Delk Gray on the celebration of her 100th birthday and extend our best wishes and many happy returns.

BE IT FURTHER RESOLVED that this resolution shall be spread upon the Minutes Book of the Sussex County Board of Supervisors February 22, 2024 meeting.

> Wayne O. Jones, Chairman Sussex County Board of Supervisor

Agenda Item: Recognitions #3.04
Subject: RECOGNITION: Deputy Bristol Phillips – Sussex Sheriff's Office
Board Meeting Date: February 22 2024
<u>Summary</u> : Sheriff Giles will recognize Deputy Bristol Phillips for his accomplishment in Impaired Driving Enforcement.
Recommendation: N/A
Attachment: Copy of Certificate
ACTION: N/A
MOTION BY: SECONDED BY:

<u>Member</u>	<u>Aye</u>	<u>Nay</u>	<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					

Recognitions - Page 6

OUTSTANDING SERVICE

This certificate is presented to

Deputy Bristal Phillips

IN RECOGNITION AND GRATITUDE FOR YOUR ACCOMPLISHMENT IN IMPAIRED DRIVING ENFORCEMENT





Recognitions - Page 7

Agenda Item: Appointments #5.01

Subject: Appointments to the Sussex Service Authority (Alternates)

Board Meeting Date: February 22 2024

Summary: The Board may choose to select alternates for the Sussex Service Authority Board atlarge and elected official appointments made at the January regular meeting. The term of the alternate at-large representative (currently filled by Mr. Crowder) runs from January 2024 to December 2027. The term of the alternate elected official representative (currently filled by Mr. Morris) runs from January 2023 to December 2026. A resolution is attached for your consideration. Staff recommends that an alternate to the elected official appointment (Supervisor Baicy) be another member of the Board of Supervisors.

<u>Recommendation</u>: To consider resolution appointing alternate at-large and elected official representatives to the Sussex Service Authority Board.

Attachment: Resolution Appointing Alternates

<u>ACTION</u>: That the Board appoints a Citizen (At Large) representative to the Sussex Service Authority Board and a Citizen (At Large) alternate, will concurrent terms beginning immediately, ending December 31, 2027.

MOTION BY:			SECONDED BY:			
<u>Member</u>	<u>Aye</u>	<u>Nay</u>		<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy				Tolliver		
Fly				Tyler		
Futrell				White		
W. Jones						

AT A REGULARLY SCHEDULED MEETING OF THE SUSSEX COUNTY BOARD OF SUPERVISORS OF HELD AT THE COURTHOUSE, ON THE 22ND DAY OF FEBRUARY 2024.

PRESENT:	VOTE:
Wayne O. Jones, Chairman	
Steve E. White, Vice Chairman	
Rufus E. Tyler, Sr.	
C. Eric Fly, Sr.	
Alfred G. Futrell	
Phyllis T. Tolliver	
Thomas W. Baicy, III	

RESOLUTION OF THE BOARD OF SUPERVISORS APPOINTING ALTERNATE MEMBERS TO THE SUSSEX SERVICES AUTHORITY

WHEREAS, the Sussex Service Authority ("SSA") was created by the Towns of Wakefield, Waverly, Stony Creek, and the County of Sussex ("County") and received its Certificate of Incorporation by the State Corporation Commission in 1997; and

WHEREAS, the Articles of Incorporation state, "The powers of the Authority shall be exercised by the board (the "Board") consisting of five members: one member to be appointed by the respective Governing Body of each Incorporating Subdivision and the fifth member to be appointed by the Board of Supervisors of Sussex County, Virginia...and that alternate members may be provided for in the Bylaws (emphasis added);" and

WHEREAS, the SSA's bylaws allow the appointment of alternates in the same manner as the governing body appoints members and the, "term of each alternate shall be the same as that of the member for whom he or she has been appointed as alternate; provided, however, that an alternate's term shall not expire because of a member's death, disqualification, resignation from the Board."

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors appoints the person named below as the alternate to the citizen (at-large) representative to the SSA with the term as indicated:

Alternate to the Citizen (At-Large) Representative:

 Name:
 January 1, 2024 to December 31, 2027

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of Supervisors hereby appoints the person listed below as the alternate to the elected official representative to the SSA with the term as indicated:

Alternate to the Elected Official Representative:

 Name:
 January 1, 2023 to December 31, 2026

Adopted by the Board of Supervisors February 22, 2024.

ATTEST:

Chairman, Sussex County Board of Supervisors

ATTEST:

Clerk, Board of Supervisors

Agenda Item: Appointments <mark>#5.02</mark>

Subject: Recommended Nomination for Appointment to the Board of Zoning Appeals

Board Meeting Date: February 22 2024

Summary: Due to Mr. Baicy's successful bid for Sussex's Board of Supervisors, he is no longer eligible to serve on the Board of Zoning Appeals (BZA). State Code prohibits a BZA member from serving another public office, except that one member may also serve on the Planning Commission.

As a result, a nomination needs to be made for recommendation to the Circuit Court Judge for appointment to fill the unexpired term beginning immediately, ending January 31, 2026.

Mr. Baicy has recommended Ms. Karen Hines, 12236 Setzer Road, Stony Creek, Virginia 23882, for nomination. Ms. Hines' application is included the Board packet.

<u>Recommendation</u>: That the Board nominates Ms. Karen Hines, 12236 Setzer Road, Stony Creek, Virginia 23882, for appointment by the Circuit Court Judge to fill the unexpired term beginning immediately, ending January 31, 2026.

Attachments: Ms. Hines Application; BZA Roster; BZA Bylaws

ACTION: That the Board nominates Ms. Karen Hines, 12236 Setzer Road, Stony Creek, Virginia 23882, for appointment by the Circuit Court Judge to fill the unexpired term beginning immediately, ending January 31, 2026.

MOTION BY:			SECONDED BY:			
<u>Member</u>	<u>Aye</u>	<u>Nay</u>		<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy				Tolliver		
Fly				Tyler		
Futrell				White		
W. Jones						

Application Form for Sussex County Boards and Commissions

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Application for: X New Appointment Reappointment
Board or Commission Applying for: Zoning Appeals board member
NAME: Karen Hines
Home Address:12236 Setzer Road
City/Town: Zip Code: Home Phone: Work Phone:
Email address:karendhines@aol.com
Occupation: Manager Hines Homestead
Employer Address:PO Box 356 Stony Creek, VA 23882
Previous Work Experience: Throughout my career my skills include office and payroll management, human resources, and property and real estate management. I managed complex payroll systems, tax compliance and employee relations for large employee bases at HRMC and LMR. Tenant policies, fair housing laws and customer relationship management was applied to maximize revenue and operational efficiency at Hines Homestead and Tetterton & Volunteer experience (List and Describe): :
Volunteer experience (List and Describe).
Do you currently hold any elected or appointed office in Sussex County?Yes _X_No If yes, please list the office:
If yes, please list the office:
If appointed, can you attend the regularly scheduled date and time of Board or Commission meeting? \times Yes _ No
Do you have conflict of interest or personal connection to the Board of Commission?Yes \X No
If yes, please explain/describe:
Highest degree of education earned:
School attended: VCU Field of Study: Business Management/Accounting
Do you have any relatives currently employed by Sussex County?Yes \X No
If yes, please explain/describe:
Board/Commission Application Form February 2022 - Page 1 of 2

<u>_x</u>	Accounting		EMS		Information System	<u>_x</u>	Real Estate
<u>_x</u>	Administration		Engineering		Inspections		
Successive	Auditing		Finance/Banking		Landscaping Law		
<u>_x</u>	Budgeting		Fire Service	-	Law		
	Construction	•	Healthcare		Planning		
*******	Contracting	<u>_x</u>	Housing	gaagaaaa	Public Relations		
	Education		Housing Inspections		Purchasing		
Staff Use Only Recommended by:							

Please return completed form to:

District:

Mrs. Shilton R. Butts Assistant to the County Administrator/ Clerk to the Board Post Office 1397 (mailing) 20135 Princeton Road (physical) Sussex, Virginia 23884 (mailing) Stony Creek, Virginia 23882 (physical)

If you have any questions, please call 434 246 1000. Thanks.

Board/Commission Application Form February 2022 - Page 2 of 2

BY-LAWS OF THE BOARD OF ZONING APPEALS SUSSEX COUNTY, VIRGINIA

ARTICLE I. MEMBERSHIP

- 1-1. The Sussex County Board of Zoning Appeals, hereafter referred to as the "Board", shall be appointed by the Sussex County Circuit Court and each member shall be sworn in by the Clerk of the Circuit Court prior to assuming his or her duties.
- 1-2. The Board shall consist of five (5) members. One of the five members may be a member of the Planning Commission. Members of the Board shall hold no other public office in the County.
- 1-3. The term of each regular member shall be five (5) years.
- 1-4. A member whose term expires shall continue to serve until his or her successor is qualified and appointed to serve on the Board of Zoning Appeals.
- 1-5. Any member of the Board shall be eligible for reappointment.

ARTICLE II. OFFICERS

- 2-1. The Board shall organize and elect a Chairman and Vice-Chairman as officers annually in the month of January for a one (1) year term. The officers may be re-elected to successive terms.
- 2-2. The Chairman shall preside at all meetings and hearings of the Board, shall decide all points of order and procedures and shall appoint any committees that may be found necessary.
- 2-3. The Vice-Chairman shall assume the duties of Chairman in the Chairman's absence.
- 2-4. The Zoning Administrator of Sussex County or his/her duly assigned agent shall, (1) serve as the Secretary to the Board and shall handle all the official correspondence subject to these rules at the direction of the Board; (2) send out all public notices required by the rules of procedures; (3) keep minutes of the Board's proceedings; (4) notify members of all meetings; and (5) keep a file on each case that comes before the Board.

ARTICLE III. MEETINGS

- 3-1. Meetings of the Board shall be scheduled by the Chairman in coordination with the Secretary. Meetings shall begin at 6:00 p.m.
- 3-2. A quorum shall consist of three (3) Board members.

- 3-3. The Board may adjourn a meeting to another certain date and time if all cases/applications/appeals cannot be disposed of on the day set, and no further public notice shall be necessary for such a meeting.
- 3-4. A meeting shall be cancelled due to inclement weather if the County is closed on the day of the meeting. The meeting will be rescheduled for another date by the Chairman in coordination with the Secretary following the public notice guidelines under Article IV.

ARTICLE IV. PROCUEDURES FOR HEARING BOARD CASES

- 4-1. Appeals to the Board may be taken by any person aggrieved of by any officer, department, board, or bureau of the County affected by a decision of the Zoning Administrator; or from any order, requirement, decision or determination made by any other administrative officer in the enforcement of the Zoning Ordinance.
- 4-2. The applicant shall provide the Zoning Administrator with all the information requested on the application form prescribed by the Board and any such additional information and data as may be required to advise the Board fully with reference to the application for an appeal or variance request, whether such information is called for by the official application form or not. No application for an appeal or variance will be considered by the Board unless it is made on the application required and the appropriate application fees have been paid.
- 4-3. An application for an appeal or variance filed according to the above procedure shall be given a case number within five (5) days of the date filed. Application for an appeal or variance will be assigned for a hearing in the order in which they are received.
- 4-4. The Secretary of the Board shall notify the parties of interests (applicant, adjacent landowners, etc.) of the date and time for the public hearing of the case and give public notice in a newspaper of general circulation in accordance with Section 15.2-2204, the Code of Virginia (1950, as amended).
- 4-5. At the time of the public hearing, the applicant may appear on behalf of the application or be represented by counsel or an agent. The Zoning Administrator's statement shall be made first, followed by the applicant's statement and then comments from any private citizen or business owner for or against the request. The Administrator shall be given the opportunity for a final rebuttal.
- 4-6. A final decision of any application for an appeal or variance to the Board must be approved by a quorum of the membership of the Board. The decision may be delayed so to allow Board members additional time to consider the evidence presented or to allow any additional material to be submitted as requested by the Board prior to rendering a decision.

No member of the Board may act upon any case with respect to property in which the member has an interest. In such cases the member must declare their conflict of interest and abstain from voting.

4-7. Within fifteen (15) days after the public hearing, the Secretary on behalf of the Board shall notify the applicant and any other interested party in writing of the final decision of the Board.

ARTICLE V. BOARD RECORDS

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- 5-1. A file of all materials and decisions relating to each case shall be kept by the Secretary as part of the records of the Board.
- 5-2. All records of the Board shall be public record in accordance with the Freedom of Information Act.

ARTICLE VI. AMENDMENTS

6-1. These By-Laws may be amended, revised or repealed by a majority vote of the Board.

ARTICLE VII. ENACTMENT

7-1. These By-Laws shall replace all others and are adopted effective this <u>22nd</u> day of <u>October</u>, 2014.

SUSSEX COUNTY BOARD OF ZONING APPEALS

(Updated August 2023)

**Thomas W. Baicy, III 13138 Hardy Street, Post Office Box 272, Waverly VA 23890 Cell: 804.731.6598 <u>Tbaicy@drmp.com</u> Term expires: 01/31/2026

> Leon C. Dillard 19361 Gray Road, Yale, VA 23897 Cell: 804.218.3072 <u>Dillelec1@gmail.com</u> Term expires: 01/31/2028

C. Tyrone Griffin 10310 Kelly Lane, Wakefield VA 23888 Cell: 757.556.1715 <u>Djrocafella5678@yahoo.com</u> Term expires: 01/31/2025

Sonda Parham 919 W. Main Street, Waverly, VA 23890 Cell: 804.712.5428 <u>sjparham@msn.com</u> Term expires: 01/31/2027

Gatewood "Lee" Simmons, Jr. 16108 Robinson Road, Waverly, VA 23890 Cell: 804.721.9466 <u>Csimmons@sussexcountyva.gov</u> Term expires: 01/31/2024

**Now serves on the Board of Supervisors. Need a new appointment to fill the unexpired term.

Agenda Item: Appointments #5.03

Subject: Appointments to the Planning Commission

Board Meeting Date: February 22 2024

Summary: Now that the new election district boundaries are effective and the new Board has taken office, the Planning Commission needs two appointments. One appointment is needed for the Courthouse District. The other appointment is needed for the Henry District.

These appointments will be 4-year terms, beginning March 1, 2024 ending February 29, 2028.

<u>Recommendation</u>: That the Board makes appointments to the Planning Commission for the Courthouse and Henry Districts.

Attachments: List of Planning Commission Members and Bylaws

<u>ACTION</u>: That the Board makes appointments to the Planning Commission for the Courthouse and Henry Districts.

MOTION BY: _____ SECONDED BY: _____

<u>Member</u>	<u>Aye</u>	<u>Nay</u>	<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					

Sussex County Planning Commission Members

Regular Meeting Date: First Monday of each Month @ 6:00 p.m.

Regular Meeting Date: First Monday of each Me	•
Terry Massenburg, Chairman (Yale)	J. Lafayette Edmond, Vice Chairman (Member-at-
13200 Comans Well Road	large)
P. O. Box 330	16423 Jerusalem Plank Road
Stony Creek, VA 23882	Waverly, VA 23890
Cell: 434-637-7210	Home: 804-834-2610
Tmassenburg29@gmail.com	Cell: 804-380-9330
Term Expires: 4/30/2024	jlebigfoot@gmail.com
	Term Expires: 6/30/2027
Vacant (Courthouse)	Rudolph Shands (Stony Creek)
	12267 Flowers Road
	Stony Creek, VA 23882
	Home: 434-246-2232
	Shands301@gmail.com
	Term Expires: 6/30/2026*
Roger King (Blackwater)	Dennis Mason (Wakefield)
29365 Lobbs Shop Road	407 East Main Street
P. O. Box 349	Wakefield, VA 23888
Waverly, VA 23890	Home: 757-899-8401
Cell: 804-691-1989	Cell: 757-647-9799
Rogerlking33@gmail.com	deltea@aol.com
Term Expires: 1/31/2026	Term Expires: 6/30/2026
Vacant (Henry)	Andrew Mayes (Waverly)
	328 Coppahaunk Avenue
	Waverly, VA 23890
	Home: 804-337-1858
	amayes@commonwealthenvironmental.com
	Term Expires: 01/31/2027
Kevin Bracy (Member-at-large)	
18377 Courthouse Road	
Yale, VA 23897	
Home: 434-246-4720	
Cell: 757-635-8685	
bornajunker@hotmail.com	
Term Expires: 1/31/2027	
Planning and Zoning Staff:	
Beverly Walkup, Director of Planning	Michael Poarch, Planner
20135 Princeton Road	20135 Princeton Road
P. O. Box 1397	P. O. Box 1397
Sussex, VA 23884	Sussex, VA 23884
Office: 434-246-1042	Office: 434-246-1043
Cell: 757-651-4843	mpoarch@sussexcountyva.gov
bwalkup@sussexcountyva.gov	

PLANNING COMMISSION PREAMBLE

The goals of the Planning Commission of Sussex County are as follows:

- ▹ to improve public health, safety, convenience and welfare of its citizens;
- to plan for the future development of communities to the end that transportation systems can be carefully planned;
- to assure that new community centers are developed with adequate highway, utility, health, educational and recreational facilities;
- to assure that the need for mineral resources and the needs of agriculture, industry and business be recognized in future growth;
- to assure residential areas be provided with healthy surroundings for family life;
- ▶ to assure that agricultural and forestry land be preserved; and
- ➤ to assure that the growth of the community be consonant with efficient and economical use of public funds.

PLANNING COMMISSION BYLAWS

ARTICLE I. OBJECTIVES

The objectives and purposes of the Planning Commission of the County of Sussex, Virginia are those set forth in Section 15.2-2200 and 15.2-2210 of the Code of Virginia (1950, as amended) and those powers and duties delegated to the Planning Commission by the Board of Supervisors of the County of Sussex in accordance with the enabling laws and all amendments and changes thereto.

ARTICLE II. MEMBERS AND TERMS

The Commission shall consist of thirteen (13) members. The thirteen (13) members of the commission shall be comprised of two (2) residents from each of the County's six (6) election districts and one (1) voting member, the Executive Director or his/her designee who resides in Sussex County, shall be a representative from the Sussex Service Authority (SSA).

Any eligible member of the Planning Commission shall be appointed by the Board of Supervisors for staggered terms of four (4) years.

Appointments will be made annually, as needed, at the January Organizational Meeting of the Sussex County Board of Supervisors.

ARTICLE III. MEETINGS AND WORK SESSIONS

- 1. All meetings of the commission shall be open to the public, and all persons shall be encouraged to attend meetings of said Commission except as otherwise provided in these by-laws or by statute.
- 2. Regular meetings of the Commission shall be held as necessary on the first Monday of each month at 6:00 P.M. in the School Board Meeting Room, Sussex County Public School Administration Building, 21302 Sussex Drive, Sussex, Virginia or at any other location within the County as designated by the Commission.

If at any time any regular meeting falls on a holiday, such regular meeting shall be held on the next Monday following the holiday.

Meetings may be cancelled and rescheduled if the chairman, or vice-chairman if the chairman in unable to act, finds and declares that weather or other conditions are such that it is hazardous for members to attend the meeting. Such findings shall be communicated to members and the press by staff of the Planning Department. All public hearings and other matters of business previously advertised for such meetings shall be conducted at the rescheduled meeting without requiring further advertisement.

3. Work sessions for the Planning Commission shall be scheduled by the Clerk (Director of Planning or a duly appointed designee) after receiving approval of the Chairman or the Vice-Chairman if the Chairman is unavailable.

5 Planning Commission Bylaws & Procedures

The work sessions shall be held in the School Board Meeting Room, Sussex County Public School Administration Building, 21302 Sussex Drive, Sussex, Virginia. Work sessions are unofficial meetings and public comment will not be heard, unless approved by the Chairman.

4. Special meetings of the Commission may be called by the Chairman or the Vice-Chairman if the Chairman is unavailable.

The Clerk (Director of Planning or a duly appointed designee), as required, may also request special meetings of the Commission.

The Clerk (Director of Planning or a duly appointed designee) shall mail to all members, at least five (5) days in advance of a special meeting, a written notice fixing the time and place of the meeting and the purpose thereof.

Written notice to members of a special meeting is not required if the time of the special meeting has been fixed at a regular meeting, or if all members are present at the special meeting, or file a written waiver of notice.

No other business shall be considered at such special meetings by the Planning Commission than that for which the special meeting was called.

- 5. The annual meeting for the election of officers (Chair and Vice-Chair) shall be held on the regular meeting date in January of each year, under the order of New Business and the newly elected officers shall immediately preside upon election.
- 6. A quorum is a majority of all members.

A quorum must be present at all meetings where there is a necessity to transact any official business.

A majority vote of those members present and voting is necessary to take any official action including, but not limited to re-zonings, conditional use permits and, amendments to the zoning regulations, the official map and these by-laws.

In the case of a tie vote, or deadlock, the chair shall have the item of business placed on the next agenda of the Commission as a matter under old business for reconsideration and vote, but not for rehearing.

If the returned matter again results in a tied vote it will be forwarded to the Board of Supervisors with no recommendation.

- 7. The Commission shall keep minutes and records of all its meetings, resolutions, transactions, findings and determinations, and, if the vote is not unanimous, the vote of each member present shall be recorded with each order or resolution and the minutes, records, resolutions, transactions, findings and determinations shall be of public record.
- 8. The Commission shall follow Robert Rules of Order during all meetings.

6 Planning Commission Bylaws & Procedures

ARTICLE IV. OFFICERS, DUTIES OF

A. The officers of the Commission shall consist of a Chair, a Vice-Chair and a Clerk (Director of Planning or a duly appointed designee).

1. Chair.

The Chair shall have the following duties:

- a. The Chair shall preside at meetings of the Commission.
- **b.** When authorized by the Commission, The Chair shall execute in its name all contracts, bonds and other obligations.
- c. The Chair shall appoint all committees and subcommittees, as required.
- d. The Chair shall have general supervision of the conduct of the affairs of the Commission and shall instruct the Director of Planning or a duly appointed designee in conducting Commission business.
- e. The Chair shall perform such other duties as are usually exercised by the Chair of a Commission or a Chief Officer of a corporation.
- f. The Chair shall sign all communications of the Commission. The Chair may authorize the Director of Planning or a duly appointed designee to sign official Commission communications.
- **g.** The Chair shall have the discretion to set time limits on public speakers, to exceed 5 minutes.

2. Vice-Chair.

The Vice-Chair shall have the following duties:

a. The Vice-Chair shall perform the duties of Chair during the absence or disability of the Chairman.

3. Temporary Chair.

- a. In the absence or disability of the Chair and Vice-Chair at any regular or regular adjourned meeting where a quorum of the membership is present, a Temporary Chair shall be elected by a quorum vote of the entire membership to preside at said meeting until the Chair of Vice-Chair is present.
- **b.** The Temporary Chair shall perform the duties of the Chair during the absence or disability of the Chair or Vice-Chair.

4. Clerk.

The Director of Planning or a duly appointed designee shall serve as the Clerk and shall have the following duties:

- a. The Clerk shall attend all regular, regular adjourned, special adjourned meetings and public hearings, and to keep or supervise the keeping of a record or same and transcribe same properly in the minute books of the Commission.
- **b.** The Clerk shall send all notices of all meetings of the Commission required to be sent under these bylaws, State law, zoning regulations or subdivision ordinance or as directed by the Chairman.
- c. The Clerk shall have charge of all official books, papers, maps and records of the Commission and shall conduct all official correspondence relative to hearings, meetings, resolutions, decisions, and other business of the Commission.
- **d.** The Clerk shall prepare the agenda and staff reports for items of business on the Commission agenda. The reports must contain background data and professional planning information to guide the Commission in its actions.
- e. The Clerk shall notify the Vice-Chair, by telephone or in person, on the day the Chair informs the Secretary that he or she will not be able to attend a Commission meeting.

ARTICLE V. ORDER OF BUSINESS

- I. Call to Order
- II. Adoption of Agenda
- III. Approval of Minutes
- IV. Public Hearing Items and Vote
- V. Old Business
- VI. New Business
- VII. Adjournment

ARTICLE VI. AMDENDMENT OF BYLAWS AND RULES OF PROCEDURE

The foregoing bylaws and rules of procedure may be amended at any regular meeting of the Commission, by affirmative vote of a majority of the members present and voting, provided that such amendments shall have first been presented to all members in writing at a meeting of the Commission at least thirty (30) days prior to the meeting at which the vote is taken.

Agenda Item: Action Item #6.01

Subject: Blackwater Solar Project Application Consideration Schedule

Board Meeting Date: February 22 2024

Summary: Attached is the Blackwater Solar Project meeting schedule for the Board's consideration.

This schedule was developed by staff with input from the County Attorney and planning consultant, with the goal of providing efficient, convenient access for public comments and a thorough review process for the project (specifically the conditional use permit application, rezoning application, and siting agreement). The meeting schedule begins on March 25 with a joint public hearing between the Board of Supervisors and Planning Commission, at the Airfield 4-H Center, a facility that should provide ample room to accommodate the public in a convenient location adjacent to the proposed project site. Staff notes that this schedule is tentative and could change due to additional needed review and other unforeseen delays, but is intended to be transparent and allow sufficient notice for the public, applicant, and BOS/Planning Commission members.

<u>Recommendation</u>: Staff recommends adoption of the proposed schedule for consideration of the Blackwater solar project application.

Attachment: Draft Calendar

<u>ACTION</u>: That the Board adopts the proposed schedule for consideration of the Blackwater solar project application.

MOTION BY:		9	SECONDED BY:			
<u>Member</u>	<u>Aye</u>	<u>Nay</u>		<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy				Tolliver		
Fly				Tyler		
Futrell				White		
W. Jones						

BLACKWATER SOLAR PROJECT CONDITIONAL USE PERMIT AND REZONING APPLICATION SUSSEX COUNTY BOARD OF SUPERVISORS/PLANNING COMMISSION <u>TENTATIVE</u> MEETING/PUBLIC HEARING CALENDAR

Monday, March 25	Joint Public Hearing on CUP and rezoning applications (Board of Supervisors and Planning Commission), Airfield 4-H Center, 6 pm (to include applicant and staff presentations)
Monday, April 1	Planning Commission regular meeting discussion and possible recommendation on CUP and rezoning applications, District Courtroom, 6 pm (additional meetings TBD if no action taken)
Monday, May 13	Board of Supervisors additional Public Hearing on CUP/rezoning and first public hearing on siting agreement, Airfield 4-H Center, 6 pm
Thursday, May 16	Regular meeting of the Board of Supervisors—consideration of CUP application, rezoning application, and siting agreement, District Courtroom, 6 pm

Agenda Item: Unfinished Business <mark>#8.01</mark>
Subject: Adoption of Board Rules and Procedures
<u>Summary</u> : This item was tabled from the February 1, 2024 Board of Supervisors Special meeting. The Board will discuss and or act on the adoption of the Board Rules and Procedures
Recommendation: N/A
<u>Attachment</u> :
ACTION: N/A
MOTION BY: SECONDED BY:
<u>Member Aye Nay</u> <u>Member Aye Nay</u>

	<u></u>	 	<u></u>	<u></u>
Baicy		 Tolliver		
Fly		 Tyler		
Futrell		 White		
W. Jones				

Agenda Item: Unfinished Business #8.02

Subject: Stony Creek Volunteer Rescue Squad ERP Compliance Plan of Action

Summary: This item was tabled from the February 1, 2024 Board of Supervisors Special meeting. There will be discussion of the Stony Creek Volunteer Rescue Squad ERP Compliance Plan of Action

Recommendation: N/A

Attachment:

ACTION: N/A

MOTION BY: _____ SECONDED BY: _____

<u>Member</u>	<u>Aye</u>	Nay	<u>Member</u>	<u>Aye</u>	<u>Nay</u>
Baicy			Tolliver		
Fly			Tyler		
Futrell			White		
W. Jones					