



At a meeting of the Board of Supervisors of the County of Sussex, held at the Courthouse thereof, on the 15th day of May 2014.

PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

**Resolution In Recognition of
Southampton Academy's Soccer Team 2014 VCC Championship**

WHEREAS, the Sussex County Board of Supervisors recognizes that the future of our great County lies in the hands of our youth and in the hands of those who will teach, train, coach and inspire the young people of Sussex County to greatness.

WHEREAS, we therefore recognize Southampton Academy and the young men and women of the 2014 Varsity Soccer Team.

WHEREAS, Southampton Academy, located in Courtland Virginia, has been educating the children of Sussex County for over forty years.

WHEREAS, Southampton Academy has contributed to the excellent quality and character of the young men and women in Sussex County through both academics and athletics.

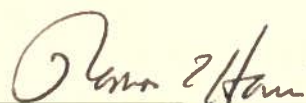
WHEREAS, Southampton Academy, through its pursuit of excellence in education and athletics, has been the driving force of many of the youth of Sussex County to seek higher education and to take their proper place in society.

THEREFORE, we the Sussex County Board of Supervisors, recognize and congratulate the hard work and effort put forth by each player and coach of Southampton Academy 2014 Varsity Soccer Team which hard work and dedication has earned them a great 2-1 victory over Isle of Wight Academy in the finals of the VCC soccer championship played on May 9th 2014 in Blackstone, Virginia.

THEREFORE, let it be known throughout the land, the Sussex County Board of Supervisors is proud to recognize the 2014 Southampton Academy 2014 Varsity Soccer Team, the Raiders, as the 2014 VCC Soccer Champions and we acknowledge the contributions made to this championship team by the young men and young women of Sussex County.

THEREFORE, we the Sussex County Board of Supervisors direct and command that this resolution be spread upon the books of Sussex County and that we along with the 2014 Southampton Academy Championship Varsity Soccer Team celebrate "Living the Blue Life".

A COPY TESTE:

A handwritten signature in cursive script, appearing to read "Tom E. Clerk", written in dark ink above a horizontal line.

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye

ABSENT DURING VOTE:

Alfred Futrell

R-14-097: Approval of Regular Agenda

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR HAMLIN and carried: RESOLVED that the Regular Agenda of the May 15, 2014 meeting of the Sussex County Board of Supervisors is hereby approved, including the following additions: (1) Add Discussion of Noise Ordinance as item 10c; (2) Add Personnel Matters as Item 16a; and (3) Add Budget discussion as Item 17c.

A COPY TESTE:

Thomas E. Clerk, Clerk



At a meeting of the Board of Supervisors of the County of Sussex, held at the Courthouse thereof, on the 15th day of May 2014.

PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

ABSENT DURING VOTE:

Alfred Futrell

R-14-098: Approval of Consent Agenda

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR HAM-LIN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves of the May 15, 2014 Consent Agenda, to wit:

- a. Approval of Minutes of April 10, 2014 Meeting
- b. Approval of Minutes of April 17, 2014 Meeting
- c. Approval of Application and Certificate for Payment #7; Kenbridge Construction Company, Commonwealth's Attorney Building Project \$176,581.25,
- d. Approve, Appropriate, and Transfer, Hurt & Proffitt; Commonwealth's Attorney Building Project; Materials Testing Services \$157.25
- e. Approve, Appropriate and Transfer, Phillips Telecommunications; \$6,680.00, Commonwealth's Attorney Building Project, Telephone Line Connection
- f. Approve, Appropriate, and Transfer, Phillips Telecommunications; \$2,470.00, Commonwealth's Attorney Building Project, Data Line Installation
- g. Approve, Appropriate, and Transfer, McGuire Woods; Mega Site, Professional Services, \$281.00.
- h. Approve, Appropriate, & Transfer; Timmons Group, Mega Site, Land Development, \$800.00
- i. Approve, Appropriate and Transfer, Timmons Group, Mega Site; Land Development, \$3,225.00

Page 2: R-14-098: Approval of Consent Agenda, adopted by the Sussex County Board of Supervisors, May 15, 2014

- j. Approve, Appropriate and Transfer, Timmons Group, Mega Site; Land Development, \$1,000.00
- k. Accept and Appropriate DMV Grants Funds to Sheriff's Department for Law Enforcement Supplies, \$710.00
- l. Approval of Warrants and Vouchers
- m. Adoption of a Resolution recognizing Southampton Academy's Soccer Team as the 2014 VCC Soccer Champion

A COPY TESTE:



Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.

C. Eric Fly, Sr.

Alfred G. Futrell

Robert E. Hamlin

John A. Stringfield

Raymond L. Warren

VOTE:

aye

aye

aye

aye

aye

aye

R-14-099: Motion to Enter Public Hearing

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR HAMLIN and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Public Hearing to consider the following: (1) VDOT's Proposed Priority List for Improvements of Secondary and Unpaved Roads/Six Year Plan; (2) Conditional Use Permit Application #2014-01, Iluka Resources, Inc, applicant; and (3) County Budget and Fixing of County Levies for FYE 2015

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.

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Alfred G. Futrell

Robert E. Hamlin

John A. Stringfield

Raymond L. Warren

VOTE:

aye

aye

aye

aye

aye

aye

R-14-100: Action on Six Year Plan

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR WARREN and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves the following resolution:

WHEREAS, Section 33.1-23 and 33.1-23.4 of the Code of Virginia, 1950, as amended, provides the opportunity for each County to work with the Virginia Department of Transportation in developing a Secondary Six Year Road Plan; and

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures and participated in a public hearing on the Proposed Plan (FY 2014 through FY 2019) on May 15, 2014 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List; and

WHEREAS, Mr. Joseph Lomax, Franklin Residency Administrator, Virginia Department of Transportation appeared before the Board and recommended approval of the Six Year Plan for Secondary Roads and the Construction Priority List for Sussex County; and

NOW THEREFORE BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System, said Secondary Six Year Plan is hereby approved as presented at the public hearing.

Page 2: **R-14-100, Action on VDOT Public Hearing**, adopted by the Sussex County Board of Supervisors, May 15, 2014

The Priority List for Improvements of Secondary and Unpaved Roads/Six Year Plan are:

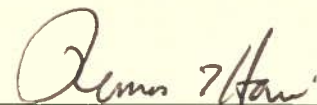
Paved Roads priority List

1. Beefsteak Road- (Route 626), from Route 602 to Route 651
2. Brittles Mill Road- (Route 620) from Route 621 to 1.2 miles west of intersection of Route 621
3. Mason Road- (Route 610), from Route 660 to Route 631
4. Courthouse Road- (Route 735), from Route 660 to Route 631

Unpaved Roads Priority list

1. Longevity Road- (Route 636), from Route 626 to Route 40
2. Mill Path Road- (Route 610), from Route 610 to Route 609
3. Booth Road- (Route 568), from Route 40 to Route 40 in Stony Creek

A COPY TESTE



Thomas E. Clerk, Clerk



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VOTE:

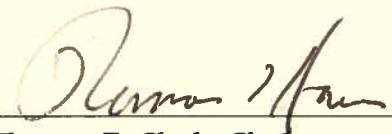
aye
aye
aye
aye
aye
aye

R-14-101: Action on Conditional Use Permit Application #2014-01
Iluka Resources, applicant

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves Conditional Use Permit Application #2014-01, subject to the following conditions:

1. All required local, state (Virginia Department of Mines, minerals and Energy, Virginia Department of environmental Quality and Virginia Department of Transportation) and/or federal permits governing this operation shall be obtained and provided to the County.
2. The applicant shall coordinate with VDOT and Sussex County as a continuous effort to preclude and/or correct any road problems arising from this operation.
3. The applicant shall maintain consultation with Virginia Tech in order to address any issues related to soil productivity and soil stabilization.
4. Appropriate setbacks from road right-of-ways, property lines and residences shall be maintained in accordance with the provisions of Sussex County Zoning Ordinance and the Virginia Department of Mines, Minerals and Energy criteria

A COPY TESTE


Thomas E. Clerk, Clerk



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Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-101: Action on Conditional Use Permit Application #2014-01

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR CAPLE and carried: RESOLVED that the Sussex County Board of Supervisors hereby approves Conditional Use Permit Application #2014-01, subject to the following conditions:

1. All required local, state (Virginia Department of Mines, minerals and Energy, Virginia Department of environmental Quality and Virginia Department of Transportation) and/or federal permits governing this operation shall be obtained and provided to the County.
2. The applicant shall coordinate with VDOT and Sussex County as a continuous effort to preclude and/or correct any road problems arising from this operation.
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Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-102: Meeting On County Budget and Fixing of County Levies for FYE 2015

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR CAPLE and carried:
RESOLVED that the Sussex County Board of Supervisors hereby agrees to schedule a meeting on May 22, 2014, beginning at 7:00 p.m. to lay the levy for Fiscal Year 2015 and approve and appropriate the budget for Fiscal Year 2015.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.

C. Eric Fly, Sr.

Alfred G. Futrell

Robert E. Hamlin

John A. Stringfield

Raymond L. Warren

VOTE:

aye

aye

aye

aye

aye

aye

R-14-103: Appointments

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR HAMLIN and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Mr. Tom Davin, 12889 Jerusalem Plank Road, Waverly VA 23890 to the John Tyler Alcohol Safety Action Program, to fill an unexpired term, expiring January 31, 2016.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.

C. Eric Fly, Sr.

Alfred G. Futrell

Robert E. Hamlin

John A. Stringfield

Raymond L. Warren

VOTE:

aye

aye

aye

aye

aye

aye

R-14-104: Appointments to Industrial Development Authority Board of Directors

ON MOTION OF SUPERVISOR FUTRELL, seconded by SUPERVISOR STRING-FIELD and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Mr. Clyde Johnson, 427 Jasper Lane, Waverly VA, 23890, to the Sussex County Industrial Development Authority Board of Directors, term expiring May 15, 2018.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-105: Appointments to Industrial Development Authority Board of Directors

ON MOTION OF SUPERVISOR HAMLIN, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby appoints Mr. Kevin Bracy, 18377 Courthouse Road, Yale VA 23897, to the Sussex County Industrial Development Authority Board of Directors, term expiring May 15, 2018.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
nay
aye
aye
aye
nay

R-14-106: Noise Ordinance

ON MOTION OF SUPERVISOR HAMLIN, seconded by SUPERVISOR FUTRELL to that the Sussex County Board of Supervisors repeal the two stated sentences of the Noise Ordinance (Section 3.5) until the Board can have further discussion on the matter, to wit:” In addition to any other prohibitions contained in this ordinance, discharge of any firearm between the hours of 12:00 a.m. and 10:00 p.m. on any Sunday in such a manner as to permit sound to be heard inside the confines of the dwelling unit, house or apartment of another person or as to be plainly audible at a distance of 200 feet or more from its source. For the purposes of this ordinance, "firearm" means any weapon that will or is designed to or may readily be converted to expel single or multiple projectiles by the action of an explosion of a combustible material; and

FURTHER RESOLVED that the Board had done by emergency legislation and will re-hear and reconsider the Noise Ordinance.

A COPY TESTE:

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PRESENT:

Charlie E. Caple, Jr.

C. Eric Fly, Sr.

Alfred G. Futrell

Robert E. Hamlin

John A. Stringfield

Raymond L. Warren

VOTE:

aye

aye

aye

aye

aye

aye

R-14-107: Chowan River Basin Gauge Funding

ON MOTION OF SUPERVISOR WARREN seconded by SUPERVISOR FUTRELL and carried: RESOLVED: that the Sussex County Board of Supervisors hereby approve of the continued participation in the Regional Chowan River Basin Gauge Funding in the amount of \$7,050.00 and authorize the County Administrator to notify the City of Franklin and the participating jurisdictions.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-108: Jarratt-Chuckatuck Hunt Club – Renewal of Hunting Lease

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR STRING-FIELD and carried: RESOLVED that the Sussex County Board of Supervisors follows standard practice and direct staff to advertise for competitive bid for the use of this property.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-109: Closed Session

ON MOTION OF SUPERVISOR STRINGFIELD, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby enters Closed Session for the following: a) Discussion of Board employee applicable Code Section 2.2-3711(A)(1).

A COPY TESTE:

Thomas E. Clerk, Clerk



At a meeting of the Board of Supervisors of the County of Sussex, held at the Courthouse thereof, on the 15th day of May 2014.

<u>PRESENT:</u>	<u>VOTE:</u>
Charlie E. Caple, Jr.	aye
C. Eric Fly, Sr.	aye
Alfred G. Futrell	aye
Robert E. Hamlin	aye
John A. Stringfield	aye
Raymond L. Warren	aye

R-14-110: Return To Open Session

ON MOTION OF SUPERVISOR CAPLE, seconded by SUPERVISOR FUTRELL and carried: RESOLVED that the Sussex County Board of Supervisors hereby returns to Open Session; and

WHEREAS the Board of Supervisors of Sussex County, Virginia 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 in conformity 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.

A COPY TESTE:

Thomas E. Clerk, Clerk



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PRESENT:

Charlie E. Caple, Jr.
C. Eric Fly, Sr.
Alfred G. Futrell
Robert E. Hamlin
John A. Stringfield
Raymond L. Warren

VOTE:

aye
aye
aye
aye
aye
aye

R-14-111: Action on Closed Session Items

ON MOTION OF SUPERVISOR WARREN, seconded by SUPERVISOR STRINGFIELD and carried: RESOLVED that the May 15, 2014 meeting of the Sussex County Board of Supervisors is hereby adjourned until Thursday, May 22, 2014, 7:00 p.m.

A COPY TESTE:

Thomas E. Clerk, Clerk