

January 2, 2024

A regular monthly meeting of the Russell County Board of Supervisors was held on Tuesday, January 2, 2024 at 6:00 pm at the Russell County Government Center in Lebanon, Virginia.

The Clerk called the meeting to order.

Roll Call by the Clerk:

Present:

Andrew Hensley
Tara Dye
David Eaton
Steve Breeding
Rebecca Dye
Nate Kiser
Lou Ann Wallace

Lono Lester, Clerk
Terry Kilgore, County Attorney

Absent:

None

Invocation by Pastor Don Zampogna, followed by the Pledge of Allegiance to the Flag.

AMENDMENT OF THE AGENDA

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to amend the agenda to add:

1. Executive (Closed) Session to consult with Legal Counsel regarding specific legal matters requiring provision of legal advice pursuant to Virginia Code 2.2-3711 (A) (8) after Presentations
2. Industrial Development Authority Board, Russell County Department of Social Services Board, and Russell County Highway & Safety Committee to New Business item #4 Committee Appoints for Board Consideration.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace
Nay: None

PRESENTATIONS

1. A plaque was presented to Katie Patton in appreciation for her service as County Attorney for the Board of Supervisors.
2. Saint Paul Fire Department – EMS First Response Resolution

MOTION TO APPROVE SAINT PAUL FIRE DEPARTMENT – EMS FIRST RESPONSE RESOLUTION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve the Saint Paul Fire Department – EMS First Response Resolution

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

EXECUTIVE (CLOSED) SESSION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to enter into Executive (Closed) Session pursuant to Section 2.2-3712 (5) of the Code of Virginia to consult with Legal Counsel regarding specific legal matters requiring provision of legal advice pursuant to Section 2.2-3711 (A) (8) of the Code of Virginia.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

APPROVAL TO RETURN TO REGULAR SESSION

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to return to regular session.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

CERTIFICATION OF EXECUTIVE (CLOSED) SESSION

Pursuant to section 2.2-3712 (D) of the Code of Virginia 1950, as amended each member of the Board of Supervisors upon the Roll Call certifies that to the best of their knowledge (I) only public business matters lawfully exempted from the open meeting requirements under the Virginia Freedom of Information Act and (ii) only such public business matters that were identified in the motion(s) by which the closed meeting was convened were heard, discussed, or considered in the meeting by the Board of Supervisors.

Any member of the Board of Supervisors who believes that there was a departure from the requirements of clauses (I) and (ii) above shall so state prior to the vote, indicating the substance of the departure that, in his or her judgment, has taken place.

Are there any who believe a departure has taken place? Seeing none, if you agree that the matters heard, discussed, or considered during the closed meeting were pursuant only to the motion(s) by which the closed meeting was convened, please signify by saying aye or yes.

Andrew Hensley – Aye

Tara Dye – Aye

David Eaton – Aye
Steve Breeding – Aye
Rebecca Dye – Aye
Nate Kiser – Aye
Lou Ann Wallace – Aye

ORGANIZATIONAL MEETING

1. Nominations for Chairperson:

Lou Ann Wallace relinquished the Chair to the Clerk of the Board.

Lou Ann Wallace nominated Steve Breeding.
No other nominations were made.

The vote was:

Steve Breeding (7) seven votes - Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Steve Breeding was elected Chairperson for the calendar year 2024.

The Clerk relinquished the Chair to Steve Breeding.

2. Nominations for Vice-Chairperson:

Tara Dye nominated David Eaton.
No other nominations were made.

Motion made by Lou Ann Wallace, second by Andrew Hensley and duly approved by the Board of Supervisors that nominations cease.

The vote was:

David Eaton (7) seven votes - Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

David Eaton was elected Vice-Chairperson for the calendar year 2024.

3. Appointment of Clerk of Board and Deputy Clerk:

Motion made by Lou Ann Wallace, second David Eaton and duly approved by the Board of Supervisors to reappoint Lonzo Lester as Clerk of Board and to table the appointment of Deputy Clerk until the next board meeting.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

4. Adoption of Robert's Rules of Order:

Motion made by David Eaton, second Lou Ann Wallace and duly approved by the Board of Supervisors to adopt Robert's Rules of Order for the calendar year 2024.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

5. Adoption of County's By-Laws:

Motion made by David Eaton, second Nate Kiser and duly approved by the Board of Supervisors to approve the County's By-Laws as presented for the calendar year 2024.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

6. CY 2024 Board of Supervisors' Regular Meeting Schedule:

Motion made by Nate Kiser, second Andrew Hensley and duly approved by the Board of Supervisors to schedule the regular meeting for the calendar year 2024 at 9:00 AM on the first Saturday of every month.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, and Nate Kiser

Nay: Lou Ann Wallace and Rebecca Dye

7. FY 2024/2025 Board of Supervisors Budget Meeting Schedule:

Motion made by Nate Kiser, second Lou Ann Wallace and duly approved by the Board of Supervisors to approve the FY 2024/2025 Board of Supervisors Budget Meeting Schedule as presented.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

NEW BUSINESS

1. Approval of Minutes:

Motion made by David Eaton, second Lou Ann Wallace and duly approved by the Board of Supervisors to approve the December 11, 2023 minutes as presented and dispense with the reading thereof.

The vote was:

Aye: David Eaton, Steve Breeding, Rebecca Dye, and Lou Ann Wallace

Nay: None

Abstain: Andrew Hensley, Tara Dye, and Nate Kiser (New Members).

2. Approval of Expenditures:

Motion made by David Eaton second Lou Ann Wallace and duly approved by the Board of Supervisors to approve the expenditures presented for payment.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

3. 2024 Authorized Payments:

Motion made by David Eaton second Lou Ann Wallace and duly approved by the Board of Supervisors to authorize the list of operational routine monthly payments for delegated authorization.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

4. Committee Appointments:

a) Cumberland Plateau Economic Development Executive Board (2 Appointments)

Lou Ann Wallace nominated Steve Breeding for the first appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Steve Breeding is appointed to the Cumberland Plateau Economic Development Executive Board concurrent with term.

Rebecca Dye nominated Lou Ann Wallace for the second appointment.
Nate Kiser nominated David Eaton for the second appointment.

The vote was:

Lou Ann Wallace – (2) Rebecca Dye and Lou Ann Wallace

David Eaton – (5) Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, and Nate Kiser

David Eaton is appointed to the Cumberland Plateau Economic Development Executive Board concurrent with term.

b) Cumberland Plateau Economic Development Commission (2 Appointments)

Nate Kiser nominated Tara Dye for the first appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Tara Dye is appointed to the Cumberland Plateau Economic Development Commission concurrent with term.

David Eaton nominated Nate Kiser for the second appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Nate Kiser is appointed to the Cumberland Plateau Economic Development Commission concurrent with term.

c) Planning Commission (1 Appointment)

Andrew Hensley nominated Tara Dye.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Tara Dye is appointed to the Planning Commission concurrent with term.

d) Regional Jail Board (2 Appointments)

David Eaton nominated Nate Kiser for the first appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Nate Kiser is appointed to the Regional Jail Board concurrent with term.

Nate Kiser nominated Steve Breeding for the second appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Steve Breeding is appointed to the Regional Jail Board concurrent with term.

e) Cumberland Plateau Regional Waste Authority Board (2 Appointments)

Andrew Hensley nominated Nate Kiser for the first appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Nate Kiser is appointed to Cumberland Plateau Regional Waste Authority Board concurrent with term.

Tara Dye nominated Andrew Hensley for the second appointment.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Tara Dye is appointed to Cumberland Plateau Regional Waste Authority Board concurrent with term.

f) Chief Local Elected Official (CLEO) (Workforce Development Board) (1 Appointment)

David Eaton nominated Steve Breeding.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Steve Breeding is appointed to Chief Local Elected Official (CLEO) (Workforce Development Board) concurrent with term.

g) Budget/Finance Committee (2 Appointments)

Steve Breeding appointed himself and David Eaton to the Budget/Finance Committee for a one-year term.

h) Coal Road Commission (1 Appointment)

David Eaton nominated Andrew Hensley.
No other nominations were made.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

Andrew Hensley is appointed to the Coal Road Commission concurrent with term.

i) Finney Community Center (2 Appointments)

Tara Dye requested to carry over to February 2024 meeting.

j) Spearhead Trails-Trailblazers (1 Appointment)

David Eaton requested to carry over to February 2024 meeting.

k) Industrial Development Authority Board (1 Appointment)

Upon attorney's advice, motion to resent the December 11, 2023 appointment of Tommy Shrader made by David Eaton, second Nate Kiser and duly approved by the Board of Supervisors.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, and, Nate Kiser

Nay: Rebecca Dye and Lou Ann Wallace

Motion made by Nate Kiser, second David Eaton and duly approved by the Board of Supervisors to appoint Tony Dodi to the Industrial Development Authority Board for a term of 4 years.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, and Nate Kiser

Nay: Rebecca Dye and Lou Ann Wallace

l) Russell County Department of Social Services Board (1 Appointment)

Motion made by David Eaton, second Nate Kiser and duly approved by the Board of Supervisors to replace Rebecca Dye with Tara Dye to the Russell County Department of Social Services Board concurrent with term.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, and Nate Kiser

Nay: Rebecca Dye and Lou Ann Wallace

m) The Russell County Highway Safety Committee

Motion made by Andrew Hensley, second David Eaton and duly approved by the Board of Supervisors to dissolve the Russell County Highway Safety Committee pending verification from VDOT that elimination will not jeopardize the safety of Russell County citizens.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

CITIZENS' COMMENTS

The Chair opened the citizens' comment period.

1. Randy Burke, Lebanon voiced his concerns that multiple on-duty county police officers are gathering at local restaurants; would like to see more drug related arrests; inquired about when the county would be having another seizure sale.

2. The following citizens voiced their opposition to the proposed landfill at Moss III:

Amy Branson, Castlewood
Tammy Garrett, Lebanon
Gary Hughes, Swords Creek
Dirk Hall, Cleveland
Josh Burgess, Cleveland
Dirk Hall, Cleveland
Jarred Ring, Castlewood
Jennifer Chumbley, Cleveland
Tony Smith, Cleveland
Roland Cook, Cleveland
Angie McGlothlin, Honaker
Amanda Cook, Cleveland
Josh Burgess, Cleveland
Chris McDonald, Ivy Ridge

3. David Ball, Cleveland asked the local officials, business owners, and communities to utilize Door Dash services; voiced his opposition to the proposed landfill at Moss III.

4. JJ Eaton, Honaker asked the Board about forming a budget committee between the School Board and County to assist with some of the issues that the schools are facing.

County Administrator Requests

1. Motion made by Nate Kiser, second Lou Ann Wallace and duly approved by the Board of supervisors to approve the RC Six-Year General Reassessment Services Request for Proposals (RFP) Contract.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

2. Motion made by Lou Ann Wallace, second Andrew Hensley and duly approved by the Board of supervisors to approve the Eagleview GSD County-Wide Pictometry Contract for Flight Services of the County – General Reassessment Services.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

3. Motion made by Lou Ann Wallace, second David Eaton and duly approved by the Board of supervisors to approve the IDA Commonwealth's Development Opportunity Fund Performance Agreement & Grant for the Tate Corp. (Bush Building) - \$700,000.00.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

4. Motion made by Lou Ann Wallace, second David Eaton and duly approved by the Board of supervisors to approve the Community Development Block grant #21-21-14 – Dante Regional Sewer Line Extension Project Contract Amendment #1 – Supplemental Funding - \$1,000,000.00.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

5. Motion made by David Eaton, second Lou Ann Wallace and duly approved by the Board of supervisors to approve the DCJS VA Services, Training, Officers, Prosecution (VSTOP) Formula Grant Program for Continuation and New Applicants - \$133,333.00.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace

Nay: None

6. Motion made by David Eaton, second Rebecca Dye and duly approved by the Board of supervisors to approve the RC Disposal Truck Purchase - State Contract - \$215,212.00.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace
Nay: None

7. Motion made by David Eaton, second Tara Dye and duly approved by the Board of supervisors to approve the Local Law Enforcement (LOLE) Grant Program – FY 23 - \$2,512.00.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace
Nay: None

8. Motion made by Rebecca Dye, second Tara Dye and duly approved by the Board of supervisors to approve the CSA Supplemental Allocation Request Form – FY 24 - \$116,191.92.

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace
Nay: None

9. Honaker and Castlewood Canneries have agreed to close for the season on January 31, 2024.

Adjournment

Motion made by David Eaton, second Lou Ann Wallace and duly approved by the Board of Supervisors to adjourn to reconvene on Wednesday January 31, 2024 at 4:00 PM at the Marriott in Richmond.

The vote was:

Aye: Andrew Hensley, Tara Dye, David Eaton, Steve Breeding, Rebecca Dye, Nate Kiser and Lou Ann Wallace
Nay: None

Clerk of the Board

Chairperson