

December 19, 2024

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF NOTTOWAY COUNTY, VIRGINIA, HELD AT THE GENERAL DISTRICT COURTHOUSE THEREOF, ON THURSDAY, THE 19<sup>TH</sup> DAY OF DECEMBER IN THE YEAR OF OUR LORD TWO THOUSAND TWENTY-FOUR AND IN THE 249<sup>TH</sup> YEAR OF THE COMMONWEALTH:

PRESENT: JOHN A. ROARK, CHAIRMAN  
WILLIAM J. COLLINS, III, VICE CHAIRMAN  
RICHARD H. INGRAM, JR.  
DAPHNE V. NORTON  
GEORGE G. TOTH, III  
STEVE W. BOWEN, COUNTY ADMINISTRATOR  
N. GARRISON ELDER, COUNTY ATTORNEY

Chairman Roark calls the meeting to order at 7:02 p.m.

Damien Rowe provides the invocation. Chairman Roark leads everyone in the Pledge of Allegiance to our flag.

Approval of the Agenda: Administrator Bowen would like to amend the agenda to move the following: Presentations to follow Employee Recognitions, then hear the Department Reports for VDOT and the School Board. Supervisor Ingram moves to approve the agenda with the amendments. A second is provided by Vice Chairman Collins. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Approval of the Minutes: Minutes are presented from the regular Board meeting held February 15, 2024; November 21, 2024; and December 5, 2024. Supervisor Toth moves to approve the minutes as presented. A second is provided by Vice Chairman Collins. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

**\*\* Employee Recognitions \*\*** Chairman Roark recognizes the following employees who have reached milestones in their County employment.

Congratulations with recognition and a 5-Year Certificate:

Carl Dagner – Convenience Site Attendant (not present)  
Michael Hayes – Convenience Site Attendant (not present)  
Arnold Jennings – Convenience Site Attendant (not present)  
Barbara Rothgeb – Convenience Site Attendant (in attendance)

Congratulations with recognition and a 20-Year Plaque:

Agnes McCormick – Nottoway County Public Library System (not present)

The Board hears the following presentation:

School Bus Safety: Ricky Rash, a Nottoway County citizen and school bus driver, speaks on safety concerns on his route on Schutt Road. His understanding is that law enforcement would have difficulties setting up with radar and that VDOT has been requested to perform a traffic study. If a speed study is done, it needs to be during the usual bus route times in the morning and afternoon.

The Board receives the following Department reports:

1 –Virginia Department of Transportation: Nottoway Area Headquarters maintenance report for November 2024. Aaron French, Assistant Residency Administrator, reports that Engineering is looking at a traffic study on Schutt Road, and he will check with them to make sure the school buses/stops are being considered. Traffic cams are not permitted in rights-of-way, radar feedback signs are. – The Route 46 bridge is still on schedule for spring completion. The 723/460 R-cut received two acceptable bids and meetings are being scheduled ahead of spring construction. The Darvills roundabout is still on schedule for advertisement in early 2026. Paving is nearing completion as is primary mowing. Shoulder work is ongoing with grading and addition of materials. VDOT is recruiting for a Maintenance Operations Manager position for the Petersburg Residency, and he hopes to have an announcement next month. VDOT worked with Fort Barfoot in the early phases of the Darvills roundabout project and will coordinate with the leaders once the construction stage is nearer.

7 – Nottoway County School Board: Superintendent Grimes thanks Mr. Rash for presenting his concerns. School leadership prioritizes safety and that if you “see something, say something”. Schools and offices will be closed for two weeks after tomorrow. Chairman Roark suggests alerting citizens to schools re-opening after the holidays as is done prior to schools opening after summer break.

The schools have requested a joint budget worksession with the Board of Supervisors on February 18, 2025, at 7:00 p.m. in the mini auditorium.

The Board hears the following presentation:

Remote Area Medical Program: Justine Young, Piedmont Senior Resources, informs the Board of an upcoming RAM event providing dental, vision and medical services on a first-come, first-served basis. All services are free, and follow-up care will be provided. Dr. Maria Almond, VDH, has planned this seven-county event. She is requesting \$2,500 per County to help fund it. The event that includes Nottoway will be held March 28-29, 2025, at the Cumberland County High School. They also need volunteers to assist with parking, etc. Information will be sent out after the holidays.

With no one to speak during Delegations from the Public, Chairman Roark begins the first public hearing.

1 – Landfill Solid Waste Management Plan: Administrator Bowen explains that DEQ requires the Board hold a public hearing to accept the major amendment to the Nottoway County Solid Waste Management Plan. This plan includes the recycling program and the County’s requirements.

Vice Chairman Collins moves to open the public hearing for the acceptance of a major amendment to the Nottoway County Solid Waste Management Plan. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

With no one wishing to speak either for or against the acceptance of a major amendment to the Nottoway County Solid Waste Management Plan, Vice Chairman Collins moves to close the Public Hearing. A second is provided by Supervisor Ingram. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Vice Chairman Collins moves to approve the Resolution for Acceptance of a Major Amendment to the Nottoway County Solid Waste Management Plan. A second is provided by Supervisor Ingram. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

2 – Solar: Mr. Zody introduces the four components of solar being heard tonight: the Ordinance, Revenue Sharing, Planning & Zoning Fees, and Building Fees. Each should be heard on its own and have its own vote.

Ordinance: Mr. Zody reviews changes to the originally drafted ordinance made by the Planning Commission and Board. These changes include the definitions of Buffer and Setback, how many acres allowed under panel, exceptions due to topography, gravel on interior roads, 800’ setbacks, and surface water buffer. Staff advertised this under the repealed Zoning Ordinance Article 4, Division 19.

Revenue Share: Mr. Zody reads portions of the proposed Ordinance. This includes adoption of an ordinance to assess a revenue share of up to \$1,400.00 per megawatt per state Code Section 58.1-2636.

Planning & Zoning Fees: Mr. Zody explains this allows the County to charge “\$1,500 in addition to the base \$300 Special Exception Permit application fee”.

Building Fees: Mr. Zody explains this amends the Building Code permit fee schedule as advertised in relation to solar energy facilities.

Chairman Roark confirms with Mr. Elder that there is a need for four public hearings and four votes if the Board chooses to vote. Administrator Bowen notes that Mr. Zody has introduced all four items, but the first public hearing is for the Solar Ordinance.

Vice Chairman Collins notes that the Planning & Zoning Fee Ordinance reads “Small and Medium Scale Solar Energy” but could simply read “Permit for Solar Energy”. Supervisor Ingram would be agreeable to the public hearings for all four items but would suggest tabling all but the Ordinance.

a. Solar Ordinance: Vice Chairman Collins moves to open the Public Hearing on the proposed Solar Ordinance. A second is provided by Supervisor Norton. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Chairman Roark is limiting the public hearing speakers to ninety (90) seconds per speaker, per item. Each Board member agrees.

1 – William Berry: Supports the introduction of solar to Nottoway as demand for power is rising. While the Board is considering how to bring in solar, he is concerned with what the County will look like years from now, believing developers will not return the land to original.

2 – Bill Outlaw: As the 13<sup>th</sup> Amendment abolished slavery, his concern is that Chinese slave labor is the major producer of solar panels.

3 – Paul Cozens: Project Manager, CEP Solar, thanks the Board for its efforts. Solar allows landowners to earn passive income and keep their land in their family. While their

projects would fit within the parameters of the draft Ordinance, he urges the Board not to pass it until setbacks are reconsidered.

4 – Tito Anyanwu: Ampliform. His company is developing a project on Rocky Ford. There is a responsible way to adopt an ordinance, and there is much needed revenue at stake.

5 – Jerry Spence: For him, this is not about money but rather Nottoway’s resources, and they are priceless.

6 – Dennis Tatum: Urges the Board to consider adoption. He has a potential project and wants to help the citizens by bringing in revenue.

7 – Mike Mason: The citizens do not want it. Northern Virginia data centers are driving solar. Passage of House Bill 636 will usurp Southside Virginia’s authority unless Nottoway has something in place.

8 – Alexander Hamilton: Supports the draft Ordinance to preserve the character of Nottoway County.

9 – Woodson Irby: He does not support the draft Ordinance. The County’s need to dip into reserves to balance the FY25 budget is concerning. He is concerned the County has many capital projects and no revenue stream.

10 – Ricky Rash: He has concerns that if Nottoway does not act, the General Assembly may take away the County’s rights in the upcoming session. He urges the Board to pass the Ordinance and amend it later if necessary. He attended a recent presentation on energy; Dominion Energy and demand for Northern Virginia data centers has caused him concern.

11 – Robert Hawthorne: Scolds the Board for its 90-second limit. The draft Ordinance is basically a ban on solar. It will not seem reasonable to the State.

12 – Shawn Haney: Neither for nor against solar. He would like the Board to have a sensible and flexible plan that will work with the State while protecting Nottoway’s citizens.

Supervisor Toth moves to close the Public Hearing for the Solar Ordinance. A second is provided by Vice Chairman Collins. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Supervisor Ingram moves to adopt the Solar Ordinance as presented tonight. A second is provided by Vice Chairman Collins. Supervisor Toth would like to table this vote until several issues can be resolved, such as 800-foot setbacks, vegetative buffers, and add a 4% cap. Vice Chairman Collins is agreeable to fifty-acre projects but disagrees with 800-foot setbacks. Supervisor Norton says only 13% of Nottoway County’s land is usable for solar and reads portions of a proposed legislative bill. After further discussion, Chairman Roark calls for a roll call vote on adoption of the Solar Ordinance which passed as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	No

b. Planning & Zoning Fees: Supervisor Toth moves to open the Public Hearing on the proposed Solar Planning & Zoning Fees. A second is provided by Vice Chairman Collins. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
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W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

With no one to speak for or against the fees, Vice Chairman Collins moves to close the Public Hearing for the Planning & Zoning Fees. A second is provided by Supervisor Ingram. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Supervisor Ingram would like to table the fees to allow time for further review. Administrator Bowen receives confirmation from Mr. Zody that should an application be received soon there would only be the standard Special Exception fee for said application.

Vice Chairman Collins moves to approve the Planning & Zoning Fees. A second is provided by Supervisor Norton. With a roll call vote, the motion to approve the fees passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

c. Building Fees: Supervisor Toth moves to open the Public Hearing on the proposed Solar Building Fees. A second is provided by Vice Chairman Collins. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

With no one to speak for or against the fees, Vice Chairman Collins moves to close the Public Hearing for the Building Fees. A second is provided by Supervisor Norton. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Presented is what building fees would be charged should a solar energy facility application be received. Tabling the matter or failing to pass the fee ordinance would not hinder or prohibit the processing of an application. There would simply be no fee received for it.

d. Revenue Share: Supervisor Toth moves to open the Public Hearing on the proposed Solar Revenue Share Ordinance. A second is provided by Vice Chairman Collins. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

With no one to speak for or against the Revenue Share Ordinance, Vice Chairman Collins moves to close the Public Hearing for the Revenue Share Ordinance. A second is provided by Supervisor Ingram. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

c. Building Fees: Administrator Bowen clarifies that the building fees as related to solar are for the electrical permits. Again, if someone applies, there are currently no fees in place for the permit. Vice Chairman Collins moves to approve the Building Fees. A second is provided by Supervisor Norton. With a voice vote, the motion to approve the fees passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

It is mentioned that fees can be amended later with the concern being they may be too low.

d. Revenue Share: Supervisor Norton moves to approve the Revenue Share Ordinance. A second is provided by Vice Chairman Collins. With a voice vote, the motion to approve the Revenue Share Ordinance passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

The Board receives the following Department reports:

2 – Solid Waste: November 2024 Nottoway County Sanitary Landfill waste report: an average of 51.09 tons of waste per day received.

Administrator Bowen contacted Mike Lawless of TRC for a cost comparison of landfill options, and the Board should have that information by February. There is an issue with the retaining pond being too low which factors into the cost comparison. Also, tonight’s presentations to the employees marks the five-year anniversary of the Convenience Centers. He commends those employees for the work they do.

3 – Building Inspection/Erosion & Sediment Control: November 2024 report; 18 building permits issued for \$2,351.61 in permit fees with \$262,187.62 in construction value; 134 inspections performed.

4 – Animal Control: November 2024 report; 142 animal control calls; 0 summons issued; 0 dismissals; 3 compliance notifications issued; 2 dogs held over 40 days (in foster care).

5 – Piedmont Health District: No report provided.

6 – Nottoway County Public Library: No report provided.

8 – Social Services: No report provided.

9 – Planning & Economic Development: Planning and Economic Development Monthly Update for November 2024. Mr. Zody speaks to holding a 15.2-2232 Review for public utilities. This would be done for solar projects, but the Planning Commission will be holding one in

January regarding a cell tower for the public safety radio communications system. The Planning Commission will send the results to the Board of Supervisors.

10 – Emergency Services: Emergency Services Coordinator’s Report for December 2024. Fire & EMS Working Group Planning Meeting Agenda for December 3, 2024. Mr. Hyde is working towards the high school offering a firefighter class. GIS mapping is progressing well and will benefit dispatch. The mass casualty drill last week at Fort Barfoot went well, simulating a downed helicopter with five injuries and one death. The state inspector came last week to inspect the Burn Building; the inspection will allow for grant applications to move forward. He then presents Four for Life, the pass-through funding for disbursement to the County’s licensed EMS agencies.

Supervisor Ingram moves to approve the consent request as presented for the authorization to distribute the Virginia Department of Health – Office of EMS “Four for Life” funding, received by the County on October 2, 2024, to the four state licensed FMS agencies in Nottoway County. A second is provided by Supervisor Toth. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

11 – Piedmont Regional Jail Authority: Vice Chairman Collins reports on the budget shortfall due to VCBR residents. The County hopes to recoup some of the cost through a state budget amendment. The Superintendent and Nottoway’s Commonwealth’s Attorney met, and there was agreement to make an effort to get VCBR offenders heard or taken to trial as soon as possible to reduce the number of days Nottoway is charged for those from VCBR. Also, it appears that when the VCBR residents are transferred to the jail, their medications are not transferred, meaning Nottoway citizens pay for duplicate medications. The Board would like to find ways to track the length of stays of Nottoway citizens and those from VCBR.

The Farmville newspaper reported that Longwood University and Hampden-Sydney are putting money towards the Prince Edward radio system. Discussion follows on asking the state to pay towards the Nottoway radio system since the state facilities are aided by Nottoway’s 911 center.

12 – Local Redevelopment Authority: Lease Actions Income Report dated December 9, 2024. Officer’s Club Income Report dated December 9, 2024. Administrator Bowen reviews the timber contract included in tonight’s package. Bids should be coming in by early 2025. Also, he reports that the LRA campground is zoned General Business which does not allow campgrounds. Mr. Zody and Mr. Elder will bring a plan of action to the next worksession. Fort Barfoot would be alerted of any Special Exception.

Brian Welch provides information regarding the Prince Edward radio system. He states that Prince Edward receives money from Longwood University and Hampden-Sydney because they are direct users of the radio system. State facilities inside Nottoway County are not direct users.

Reports, requests, and recommendations of Constitutional Officers:

1 – Jane L. Brown, Clerk: No report provided.

2 – Robert L. Jones, Sheriff: Reports statistics for 2024. Dispatch has logged 25,992 calls to date. Deputies have made over 590 arrests and issued 481 traffic citations. He provides the number of court days, emergency custody orders, and detention orders. He mentions community events, including the grant-funded Summer Camp with 41 attendees. Twelve children will be taken Christmas shopping because of his department’s fundraising through No Shave November and the Softball Tournament. Sheriff Jones commends and thanks his deputies, dispatchers, and admin staff for their willingness to make these events a success.

3 – Tammie A. Raiford, Treasurer: Reports included in tonight’s package.

4 – Christy A. Hudson, Commissioner of the Revenue: Erroneous assessment report provided in tonight’s package.

5 – Leanne Watrous, Commonwealth’s Attorney: Case reports provided in the package. Ms. Watrous reports she had a good meeting with Superintendent Townsend at Piedmont Regional Jail but believes tracking of Nottoway stays would be more easily done by the jail. She has reviewed jail reports to determine each offender’s stage in the process. Should offenders be considered Prince Edward residents when new charges are incurred during a jail stay could be discussed with PRJA. The Board asks her to consider ways of helping the County guard against excess costs.

The Board considers the following unfinished business.

Administrator Bowen acknowledges the Board’s request to keep broadband, landfill, and dispatching under Unfinished Business. Having had those discussions just last week, he will begin next month having those on the agenda.

1 – Animal Shelter Update: Administrator Bowen informs the Board of a meeting with CARES and the architect that will be held January 13th. CARES had an anonymous donor pay the \$5,500 fee for the architect to design an inviting entrance which will likely cost \$54,000 to build. The full shelter project should be out for bid in February. Supervisor Ingram mentions several fundraising ideas to help pay for specific items in the shelter, such as adding plaques with donor names to gifted items or selling personalized bricks for the sidewalk.

2 – Public Safety Radio Project: Administrator Bowen reports that the first payment has been made on the public safety radio system. There are many steps taken in the payment process.

There is a need for the addition of a radio tower in the Town of Blackstone to ensure good line of sight between towers. To accomplish this, the Board should approve the presented MOA between the County and the Town. Vice Chairman Collins moves to accept the Memorandum of Agreement between the Town of Blackstone and the County of Nottoway regarding the tower in the Blackstone Police Department parking lot pending review by the County Attorney. A second is provided by Supervisor Ingram. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

3 – Commendation Committee Appointments: Chairman Roark would like to table this until January.

With tonight’s 4-1 vote on the Solar Ordinance, Administrator Bowen asks a consensus for holding a dedicated worksession on solar. Setbacks were mentioned by Board members tonight as still being an issue. After the Board members come to an agreement, Administrator Bowen will consult with Mr. Elder as to next steps. Topics to discuss include setbacks, current fee schedules from adjacent counties, a cap on acreage, vegetative buffers, third-party environmentalist paid by the developer, agrivoltaics, and others. If the members would e-mail concerns to Administrator Bowen, specifics could be researched for productive discussion. The January worksession will be dedicated to solar.

4 – School Resource Officer Grant: Administrator Bowen would like a consensus of the Board on the County supporting the cost of a sixth SRO position. The school is not willing to pick up this new position, but the Sheriff’s office needs direction for this grant. The Sheriff will apply again for this grant. Any vehicle for an SRO must be retrofitted because the SRO needs the resources available for any incident. With each school staffed with an SRO and the County’s portion not budgeted in FY 2025, the Board chooses to table the topic until funding is sure.



5 – ARPA Funds – STEPS: Administrator Bowen has received an update from Sharon Harrup that this project will be moving forward. The previous Board had earmarked \$75,000 of ARPA funds to the STEPS project which stands in need of a formal vote.

Vice Chairman Collins moves to authorize the County Administrator to give \$75,000 of ARPA funds to STEPS for its homeless shelter project. A second is provided by Supervisor Toth. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

The Board considers the following new business:

1 – Courthouse Committee Appointment: Chairman Roark, with the Sheriff present, addresses the possibility of Deputies writing tickets under the County Code to allow the paid fines to stay with the County. Sheriff explains that in years past when that was in practice, the County was responsible for any court-appointed attorney which cost the County more than the fine recovered. The Courthouse Committee could be more than infrastructure but could look for revenue as well.

Vice Chairman Collins reads from a list of last year's committees and that these will be discussed at the upcoming organizational meeting, January 7<sup>th</sup> at noon. He would consider keeping the appointments the same now that the Supervisors have one year of experience on each committee. There is a conflict for the Board appointment with the regular STEPS meetings.

Bill Outlaw is given time to speak and expresses disgust with the ninety-second speaking time limit that was instituted during tonight's public hearing.

2 – Subdivision Approval: A subdivision has been created on Lewiston Plank Road, zoned Conservation, and the final plat is before the Board for approval. It has been approved by the Health Department and VDOT, and it has been reviewed by the County Attorney who states that it appears to meet requirements.

Supervisor Toth moves to accept the plat as presented. Vice Chairman Collins provides a second. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

3 – Prince Edward Boundary Line: Prince Edward County's Board voted to accept the boundary survey by Hurt & Proffit, dated May 10, 2024. The County Attorney has prepared a resolution for this Board stating it has reviewed and approved the plat. Each County will record the plat in its own Clerk's office. Commissioner Hudson has reviewed the survey results and stated that Nottoway County gained land.

Supervisor Toth moves to approve the resolution as presented, pertaining to the survey work on the Prince Edward/Nottoway County line by Hurt & Proffit. A second is provided by Vice Chairman Collins. Following a voice vote, the motion passes as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

4 – CEDS Committee: Administrator Bowen presents a new committee being formed by the CRC. The CRC is looking for three appointments from each County to the new Comprehensive Economic Development Strategy Committee. Phil Miskovic has agreed to be one of the three for Nottoway. Administrator Bowen would like the Board to advise on two more appointees. Chairman Roark would like to keep this item on next month's agenda.

As the meeting has reached the three-hour mark, Chairman Roark polls each member to ask if the meeting should continue. The Board members respond as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

The Board takes a recess and returns at 10:11 p.m.

The Board considers the following Consent Items.

1 – November Expenditures – All Funds

Vice Chairman Collins moves to approve the Consent Items as presented. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

The following information items are presented in the package:

1 – CRC – November 2024 Items of Interest

2 – Crossroads Patient Report – October 2024

3 – Nottoway County Electoral Board Appointment

4 – Erroneous Assessment Refund

5 – VDOT Right of Way Agreement Acceptance Letter

6 – Synagro – September Report for Land Application

7 – Dominion Energy – (7) Various Orders and Notices (full documents available in County Administration)

8 – Quarterly FOIA Request List

Administrator Bowen notes T. J. Oliver has been appointed by the Judge to serve on the Electoral Board as shown in item L-3 Electoral Board Appointment,.

Before beginning his report, Administrator Bowen asks the Board to amend the Closed Session motion to include the sale of property. Chairman Roark confirms with the Attorney that the Board has the authority to amend the agenda to include the sale of property. Vice Chairman Collins moves to amend the agenda to include the sale of real estate in the Closed Session. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes

G. G. Toth                      Yes

Mr. Elder provides an explanation for the resolutions presented tonight regarding the sale of the Bowling Alley and of 186 Reservation Road. When the Board authorizes a sale, a vote is needed to approve the sale, but a vote is also needed to approve the execution of the sale documents. Mr. Elder has prepared and provided the Board with a resolution for each property that authorizes Administrator Bowen to take all legal measures necessary to finalize the sale.

Vice Chairman Collins moves to approve the two documents giving the County Administrator the authority to sign on behalf of the County for the sale of 4 acres, tax map number 51-94, the Bowling Alley, and 4.48 acres, tax map number 43-131, 186 Reservation Road. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Administrator Bowen reports that the Bright system has been moved to the Administration building so it will be on the generator. He had a conversation with the Commonwealth's Attorney and the Treasurer to discuss shared services, whether sharing a Victim Witness Director with another County or a new Treasurer's employee also performing Accounts Payable in Administration. The Board is complimentary of this idea.

RiverStreet Networks has agreed to the contract amendment that gives the County some assurance it will meet definite goals by certain dates. Vice Chairman Collins moves to authorize the County Administrator to sign the amended contract with RiverStreet with a timeline and promise this County will not lose money with RiverStreet pending legal review. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

Administrator Bowen would like the Board to consider adopting a Code of Ethics with the Rules of Procedure whenever Mr. Elder can have that ready. Statewide there is an issue with Board members not attending meetings and that topic should be included.

Vice Chairman Collins speaks to the judge's order for a new courthouse. He would like to complete the task with the most economic benefit to the citizens, wherever it is located. Vice Chairman Collins prefers it remain at the Complex.

Supervisor Ingram also would like to keep the courts at the Complex and keep the project as economical as possible.

Supervisor Norton attended the SVCC meeting at the Blackstone Occupational Center. SVCC is expanding the lineman program and adding solar education. This expansion has created a need for construction of a new building whose cost will be partially funded by Nottoway.

Supervisor Toth voted his heart on solar but believes the Ordinance needs more work.

To the topic of a new courthouse, Chairman Roark suggests moving forward with drafting a description of the work for an engineer or architect. The 90-second time limit on public comments was agreed to by all Board members. He appreciates the Board's trust in him as Chairman over the past eighteen months.

December 19, 2024

Vice Chairman Collins moves that the Board of Supervisors of Nottoway County, Virginia, adjourn into closed meeting pursuant to *Code of Virginia* § 2.2-3711 (A)(8) Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, specifically relating to matters now pending in County Administration and a potential real estate sale. A second is provided by Supervisor Ingram. Following a voice vote, the motion carries as follows:

J. A. Roark	Yes
W. J. Collins	Yes
R. H. Ingram	Yes
D. V. Norton	Yes
G. G. Toth	Yes

The Board enters Closed Meeting at 10:35 p.m.

The Board reconvenes in Open Session at 11:06 p.m.

Supervisor Norton reads the certification announcement:

WHEREAS, the Nottoway County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, § 2.2-3712 (D) of the *Code of Virginia* requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Nottoway County, Virginia 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 by the Board of Supervisors, and (iii) no action was taken in the closed meeting regarding the items discussed.

Supervisor Ingram provides a second. A roll call vote is taken with responses as follows:

J. A. Roark	I Certify
W. J. Collins	I Certify
R. H. Ingram	I Certify
D. V. Norton	I Certify
G. G. Toth	I Certify

Chairman Roark would like a consensus of the Board to give Mr. Elder the authority to execute the resolution presented regarding the disrepair of the courthouse system. Each of the five members agrees in turn.

Supervisor Toth moves to adjourn with a second provided by Supervisor Ingram. Chairman Roark adjourns the meeting at 11:08 p.m.

  
Chairman

  
Clerk