

VIRGINIA: AT A REGULAR MEETING OF THE BRUNSWICK COUNTY BOARD OF SUPERVISORS HELD ON WEDNESDAY, OCTOBER 21, 2015, IN THE BOARD ROOM OF THE BRUNSWICK COUNTY GOVERNMENT BUILDING

PRESENT: HON. BARBARA JARRETT-DRUMMOND, CHAIR; HON. BERNARD L. JONES, SR., VICE-CHAIR; HON. JOHN CATALDO, HON. WELTON TYLER, BOARD OF SUPERVISOR MEMBERS; DR. CHARLETTE T. WOOLRIDGE, COUNTY ADMINISTRATOR; PAUL JACOBSON, COUNTY ATTORNEY; LESLIE R. WEDDINGTON, DEPUTY CLERK/RECORDER OF MINUTES

ABSENT: HON. DENSIE C. WILLIAMS, BOARD OF SUPERVISOR MEMBER

Re: Closed Meeting – 6:30 p.m.

No closed meeting.

Re: Call to Order – 7:30 p.m.

Chair Drummond called the meeting to order and welcomed all citizens in attendance.

Re: Invocation and Pledge of Allegiance

Chair Drummond invited anyone in the audience who would like to participate in the Invocation with the Board members to please stand and join them. Supervisors Cataldo gave the Invocation and led the Pledge of Allegiance.

Re: Approval of Agenda

Upon a motion by Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board approved the agenda with the following change:

Addition under Old Business

- Enterprise Zone

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Re: Public Hearings

**Conditional Use Permit Case #15-023 – Submitted by Verizon Wireless,
Telecommunications Tower in the Agricultural (A-1) Zoning District**

Ms. Leslie R. Weddington, Interim Assistant to the County Administrator/Director of Planning stated the applicant is requesting approval of a conditional use permit for a 199' telecommunications tower in the Agricultural (A-1) Zoning District. The subject property is located on the west side of Robin Road (State Route 633) and on the north side of Smoky Ordinary Road (State Route 608), in the Sturgeon Magisterial and the Sturgeon Election District. The Planning Commission conducted a public hearing at their September 8, 2015, meeting. Staff received one (1) phone call and one (1) letter in opposition to the request for a conditional use permit and one (1) letter in favor of the request. At the conclusion of the public hearing the Planning Commission voted unanimously to recommend approval of Conditional Use Permit Case #15-023 subject to certain conditions.

The Chair opened the public hearing. Mr. Steve W. Blaine, Attorney at Law, representing Verizon Wireless, presented the applicant's request. After providing all citizens an opportunity to express their views, the Chair closed the public hearing.

Upon a motion by Mr. Jones, seconded by Mr. Cataldo, and unanimously carried the Board approved Conditional Use Permit Case #15-023 and the variance for the lease area setbacks subject to the conditions as recommended by the Planning Commission.

1. The tower and facility shall be constructed, operated, and maintained in accordance with all rules of the Brunswick County Zoning Ordinance and with any and all terms and conditions of this conditional use permit, and in compliance with all federal, state, and other local laws and regulations for this

use. Failure of the permittee to operate in compliance with all federal, state, and local laws will result in enforcement action by the County which may include revocation of this permit by the Board of Supervisors.

2. Verizon Wireless will provide one total vertical space on the proposed 199' self-support tower to Brunswick County, at no cost, for use by the County's departments, agencies, and emergency services provided that (a) the tower possesses the space and structural capacity at the time of the County's request to support the proposed facilities, and (b) the County executes a zero dollar lease agreement and agrees to abide by Verizon Wireless' Colocation Guidelines as submitted with this application. Verizon Wireless shall provide an area up to 3' x 5' within the lease compound for the County's ground equipment at a mutually agreeable location. The County may not sublet its space on the tower or ground to a third party. Verizon Wireless requests that the County submit its equipment specifications to them within thirty (30) days of the approval of this application for the loading to be incorporated into the tower design.
3. The applicant must obtain County approval for additional antenna co-location. No administrative approval shall constitute or imply support for, or approval of, the location of additional towers, antennas, etc., even if they may be part of the same network or system as any antenna administratively approved under this section.
4. Prior to the issuance of a zoning permit for the proposed tower or any accessory structures and/or equipment, the applicant shall submit a site plan for County approval in accordance with the provisions of Article 27 of the Brunswick County Zoning Ordinance.
5. Prior to commencing any land disturbing activities on the subject property, the applicant shall submit to the County for review and approval an Erosion and Sediment Control Plan in accordance with the provisions of the Brunswick County Erosion and Sediment Control Ordinance and the Virginia Erosion and Sediment Control Handbook.
6. A copy of any and all FAA, FCC, and any other governmental agency approval must be on file with the County prior to site plan approval.
7. Permittee shall secure and maintain all federal, state, and local licenses and certification required to do business in the commonwealth of Virginia and Brunswick County.
8. The applicant shall be responsible for correcting any frequency problems which affect the Brunswick County Public Safety Communications System caused by this use. Such corrections shall be made immediately upon notification by the Brunswick County Administrator.

9. All tower lighting shall be shielded as to minimize visibility from the ground. Details of this shielding shall be provided in the site plan for County approval.
10. Written verification shall be provided by a licensed engineer to certify that the accessory equipment for the tower shall not exceed the minimum decibel level at the lease area boundaries. This written verification shall be provided along with the site plan for County approval.
11. In the event Permittee is notified of any violation of applicable federal, state, or local laws, regulations or permit conditions, or of any investigation or inspection by any federal or state agency with jurisdiction over the facility, Permittee shall promptly notify the County thereof and shall provide the County with all information pertinent thereto.
12. All complaints received by the County will be referred directly to permittee which shall give them prompt and courteous attention and shall advise the County of the deposition of such complaints within thirty (30) days of the complaint referral.
13. In the event Permittee is notified of any violations of applicable laws, regulations, or permit conditions at the facility, Permittee shall notify the County and shall promptly and diligently cooperate with the applicable regulatory agency and take other reasonable actions in an attempt to cure the violation.
14. The conditions hereof are not severable. Should one or more be deemed unenforceable, this permit shall be void.

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Proposed Ordinance Authorizing the Formation of the Joint Entity – The Workforce Investment Area Consortium

Dr. Charlette T. Woolridge, County Administrator, stated that the South Central Workforce Investment Board has revised the Consortium Agreement and they are requesting approval from all participating jurisdictions. As a result, a public hearing is required.

The Chair opened the public hearing. No citizens spoke. After providing all citizens with an opportunity to express their views, the Chair closed the public hearing.

Upon a motion by Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board adopted the ordinance authorizing the formation of the Joint Workforce Investment Area Consortium as follows:

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Re: Brunswick County Public Schools Monthly Report

Mr. Richard Rush, Director of Business Operations, presented an overview of the schools monthly financial report. See report attached.

Re: Presentations

Dr. Charlette T. Woolridge, County Administrator, gave an overview of the request from the Virginia Association of Counties for county tree ornaments to be displayed in the Executive Mansion during the 2015 Christmas season.

Ms. Wendy Nash, owner of Sally and Sonny's Florist, in partnership with Pamela Thomas and Griffin Farms, presented an ornament that was crafted using slate from the roof of the Historic Courthouse.

Re: Citizen Comments

The Chair opened the citizen comment period and advised that each citizen will be allotted three (3) minutes to speak. The following citizens spoke:

- Mr. Bill Hudson, 108 Rollingwood Drive, Lawrenceville, Virginia. Mr. Hudson expressed concern regarding Mr. Welton Tyler's Financial Interest and Statement of Economic Interest filings, stating his failure to disclose a business owned by him and his wife.

Re: Consent Calendar of Reports

Upon a motion by Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board acknowledged receipt of the following reports:

- Brunswick County Industrial Development Authority Minutes and Executive Director's Report
- Roanoke River Service Authority Minutes

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Re: Finance Director's Report

Approval of Disbursements

Mrs. Keli Reekes, Director of Finance presented disbursements as follows:

- System checks dated September 29, 2015, in the amount of \$739.95
- System checks dated September 30, 2015 (FY15), in the amount of \$356.25
- System checks dated October 13, 2015, in the amount of \$42,777.07
- System checks dated October 15, 2015 (FY15), in the amount of \$228.93
- System checks dated October 21, 2015, in the amount of \$1,092,172.00
- System checks dated October 22, 2015, in the amount of \$1,500.00
- System checks dated October 23, 2015, in the amount of \$13,100.00

Upon a motion by Mr. Jones, seconded by Mr. Cataldo, and unanimously carried, the Board approved disbursements in the amount of \$1,150,874.20, as presented.

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Lawrenceville-Brunswick Municipal Airport – FY15 Additional Appropriation

Mrs. Reekes stated that in order to reconcile the FY15 Lawrenceville-Brunswick Municipal Airport Fund, an additional appropriation is needed in the amount of \$3,051.74. Unexpended funds remain in the FY15 Planning Department's budget to cover the additional expense.

Upon a motion by Mr. Jones, seconded by Mr. Tyler, and unanimously carried, the

Board approved the transfer of and appropriation of \$3,051.74 from the FY15 Planning Department budget to the FY15 Lawrenceville-Brunswick Municipal Airport Fund.

Ayes: Cataldo, Jones, Tyler, Drummond; Nays: None

Utilities Accounts Auditing Services

Mrs. Reekes stated that Brunswick County desires to purchase utilities accounts audit services from a contract between Chesapeake Public Schools and Troy & Banks, Inc. The Request for Proposals specified that the procurement of such services was being conducted on behalf of other public bodies under the provisions of Virginia State Code Section 2.2-4304 and the resultant contract could be extended to any jurisdiction within the Commonwealth of Virginia.