

December 11, 2023

A regular monthly meeting of the Russell County Board of Supervisors was held on Monday, December 11, 2023 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:

Tim Lovelace
Lou Wallace
Carl Rhea
David Eaton
Steve Breeding
Rebecca Dye
Oris Christian

Lono Lester, Clerk
Vicki Porter, Deputy Clerk
Katie Patton, County Attorney

Absent:

None

Invocation by Caleb Johnson, followed by the Pledge of Allegiance to the Flag.

APPROVAL OF THE AGENDA

Motion made by Rebecca Dye, second Oris Christian and duly approved by the Board of Supervisors to approve the agenda as amended.

The vote was:

Aye: Rebecca Dye, Oris Christian, Lou Wallace, Tim Lovelace, David Eaton, Steve Breeding and Carl Rhea
Nay: None

Presentations

Plaques were presented to Tim Lovelace, Carl Rhea and Oris Christian in appreciation for their service as members of the Board of Supervisors.

New Business

APPROVAL OF THE NOVEMBER 13, 2023 MINUTES

Motion made by Carl Rhea, second Oris Christian and duly approved by the Board of Supervisors to approve the November 13, 2023 minutes and dispense with the reading thereof.

The vote was:

Aye: Carl Rhea, Oris Christian, Lou Wallace, Tim Lovelace, Rebecca Dye, Steve Breeding and David Eaton

Nay: None

APPROVAL OF GENERAL COUNTY INVOICES

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve general county invoices in the amount of \$1,294,180.74, including reoccurring and withholdings.

The vote was:

Aye: David Eaton, Steve Breeding, Tim Lovelace, Carl Rhea, Rebecca Dye, Lou Wallace and Oris Christian

Nay: None

Committee Appointments

MOTION TO TABLE THE COMMITTEE APPOINTMENTS UNTIL JANUARY 2024

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to table the committee appointments until January 2024 board of supervisors meeting.

The vote was:

Aye: David Eaton and Steve Breeding

Nay: Tim Lovelace, Lou Wallace, Oris Christian, Rebecca Dye and Carl Rhea

MOTION FAILED.

CARL RHEA WAS APPOINTED TO THE RUSSELL COUNTY HIGHWAY & SAFETY COMMITTEE

Motion made by Rebecca Dye, second David Eaton and duly approved by the Board of Supervisors to appoint Carl Rhea to the Russell County Highway & Safety Commission for a (2) two-year term, said term ending December 31, 2025.

The vote was:

Aye: Rebecca Dye, David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace and Oris Christian

Nay: None

MAXIE SKEEN RE-APPOINTED TO THE SOUTHWEST VIRGINIA EMS COUNCIL

Motion made by Carl Rhea, second David Eton and duly approved by the Board of Supervisors to reappoint Maxie Skeen to the Southwest Virginia EMS Council for a (4) four-year term, said term ending December 31, 2027.

The vote was:

Aye: Carl Rhea, David Eaton, Lou Wallace, Steve Breeding, Rebecca Dye, Oris Christian and Tim Lovelace

Nay: None

REBECCA DYE REAPPOINTED TO THE CPMT

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to reappoint Rebecca Dye to the Community Policy Management Team for a four (4) year term, said term ending December 31, 2027.

The vote was:

Aye: Lou Wallace, Rebecca Dye, Carl Rhea and Tim Lovelace

Nay: Steve Breeding and David Eaton

MOTION TO APPOINT TARA DYE TO THE CPMT

Motion made by David Eaton, second Steve Breeding to appoint Tara Dye to the Community Policy Management Team.

The vote was:

Aye: Steve Breeding and David Eaton

Nay: Tim Lovelace, Lou Wallace, Carl Rhea and Rebecca Dye and Oris Christian

MOTION FAILED.

REBECCA DYE RE-APPOINTED TO THE RUSSELL COUNTY DEPARTMENT OF SOCIAL SERVICES BOARD

Motion made by Tim Lovelace, second Oris Christian and duly approved to re-appoint Rebecca Dye to the Russell County Department of Social Services Board for a four-year term, said term ending December 31, 2027.

The vote was:

Aye: Tim Lovelace, Oris Christian, Lou Wallace, Carl Rhea and Rebecca Dye

Nay: Steve Breeding and David Eaton

MOTION TO APPOINT TARA DYE TO THE RUSSELL COUNTY DSS BOARD

Motion made by Steve Breeding, second David Eaton to appoint Tara Dye to the Russell County Department of Social Services Board.

The vote was:

Aye: Steve Breeding and David Eaton

Nay: Tim Lovelace, Carl Rhea, Oris Christian, Lou Wallace and Rebecca Dye

MOTION FAILED.

RICHARD LOCKRIDGE RE-APPOINTED TO THE RUSSELL COUNTY IDA

Motion made by Steve Breeding, second Oris Christian and duly approved by the Board of Supervisors to re-appoint Richard Lockridge to the Russell County Industrial Authority for a four (4) year term, December 31, 2027.

The vote was:

Aye: Steve Breeding, Oris Christian, Lou Wallace, Carl Rhea, Tim Lovelace, Rebecca Dye and David Eaton

Nay: None

MOTION TO RE-APPOINT TONY DODI TO THE RUSSELL COUNTY IDA

Motion made by Steve Breeding, second David Eaton to re-appoint Tony Dodi to the Russell County Industrial Development Authority.

The vote was:

Aye: Steve Breeding and David Eaton

Nay: Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye and Oris Christian

MOTION FAILED.

TOMMY SHRADER APPOINTED TO THE RUSSELL COUNTY IDA

Motion made by Tim Lovelace, second Carl Rhea and duly approved by the Board of Supervisors to appoint Tommy Shrader to the Russell County Industrial Authority for a (4) four-year term, said term ending December 31, 2027.

The vote was:

Aye: Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Oris Christian

Nay: Steve Breeding and David Eaton

BICK GIBSON APPOINTED TO THE RUSSELL COUNTY IDA

Motion made Carl Rhea second Tim Lovelace and duly approved by the Board of Supervisors to appoint Bick Gibson to the Russell County Industrial Development Authority for a (4) four-year term, said term ending December 31, 2027.

The vote was:

Aye: Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Oris Christian

Nay: Steve Breeding and David Eaton

MOTION TO RE-APPOINT TONY DODI TO THE RUSSELL COUNTY IDA

Motion made by Steve Breeding second David Eaton to re-appoint Tony Dodi to the Russell County Industrial Development Authority.

The vote was:

Aye: Steve Breeding and David Eaton

Nay: Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Oris Christian

MOTION FAILED.

Citizens' Comment

The Chair opened citizens' comment period.

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

Amy Branson, Castlewood.
Josh Burgess, Cleveland
Dirk Hall, Cleveland
Jarred Ring, Castlewood
Gary Hughes, Swords Creek
Tammy Garrett, Lebanon
Tony Smith, Cleveland
Jennifer Chumbley, Cleveland

Svitlana Boyd, Lebanon asked if the Board could assist with the Zoning problem she has with the Town of Lebanon.

Katie Patton, Lebanon thanked the Board and staff for their support during her tenure as County Attorney. She looks forward to working with everyone as Clerk of The Circuit Court.

The Chair closed public comment.

ACCEPTANCE OF THE ABSTRACT OF VOTES

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to accept the Abstract of Votes as presented by the Russell County Registrar.

The vote was:

Aye: David Eaton, Steve Breeding, Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye and Oris Christian
Nay: None

APPROVAL OF A COUNTY AND IDA TOBACCO REGION OPPORTUNITY FUND PERFORMANCE AGREEMENT

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to approve Russell County and the Russell County IDA Tobacco Region Opportunity Fund Performance Agreement in the amount of \$146,000.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian
Nay: None

APPROVAL OF A DHCD COMMUNITY DEVELOPMENT BLOCK GRANT

Motion made by Oris Christian, second Rebecca Dye and duly approved by the Board of Supervisors to approve the DHCD Community Development Block Grant #19-14-36 (Belfast Waterline Extension, Phase II) Administrative & Conditional Closeout.

The vote was:

Aye: Oris Christian, Rebecca Dye, Carl Rhea, Tim Lovelace, Lou Wallace, Steve Breeding and David Eaton
None: None

APPROVAL OF A VDOT DANTE DEPOT PROJECT CERTIFICATION OF SUBSTANTIAL COMPLETION

Motion made by Oris Christian, second Rebecca Dye and duly approved by the Board of Supervisors to approve the VDOT Dante Depot Project Certification of Substantial Completion.

The vote was:

Aye: Oris Christian, Rebecca Dye, Tim Lovelace, Lou Wallace, Carl Rhea, Steve Breeding and David Eaton
Nay: None

APPROVAL OF A VDOT NOT COST ADDITION RESOLUTION RTE. 836 EXTENSION

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a VDOT No-Cost Addition Resolution RTE. 836 Extension.

The vote was

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Oris Christian and Rebecca Dye
Nay: None

**APPROVAL OF A RC SCHOOL BOARD REVERSION FUNDS APPROPRIATION & REALLOCATION 2%
EMPLOYEE SALARY BY THE GENERAL ASSEMBLY**

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a Russell County School Board Reversion Funds Appropriation & Reallocation concerning the 2% employee salary increase by the General Assembly.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Lou Wallace, Tim Lovelace, Rebecca Dye and Oris Christian
Nay: None

**APPROVAL OF THE RC DSS BOARD APPROPRIATION OF FUNDS CONCERNING A 2% EMPLOYEE SALARY
INCREASE BY THE GENERAL ASSEMBLY**

Motion made by Rebecca Dye, second Oris Christian and duly approved by the Board of Supervisors to approve a Russell County DSS Board Appropriation of Funds concerning a 2% salary increase by the General Assembly.

The vote was:

Aye: Rebecca Dye, Oris Christian, Lou Wallace, Carl Rhea, Tim Lovelace, David Eaton and Steve Breeding
Nay: None

APPROVAL OF A DCJS LAW ENFORCEMENT EQUIPMENT GRANT IN THE AMOUNT OF \$542,000

Motion made by Rebecca Dye, second Oris Christian and duly approved by the Board of Supervisors to approve a DCJS Law Enforcement Equipment Grant in the amount of \$542,000.

The vote was:

Aye: Rebecca Dye, Oris Christian, Tim Lovelace, David Eaton, Carl Rhea, Steve Breeding and Lou Wallace

Nay: None

APPROVAL OF A \$3000 DONATION TO THE SHOP WITH A COP PROGRAM

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to donate \$3000 to the Shop with a Cop Program for the Town of Honaker, Town of Lebanon and The Russell County Sheriff's Department.

The vote was:

Aye: David Eaton, Steve Breeding, Lou Wallace, Tim Lovelace, Carl Rhea, Rebecca Dye and Oris Christian

Nay: None

APPROVAL OF A LIBRARY OF VIRGINIA REVISED STATE GRANT-IN-AID FY 2024 IN THE AMOUNT OF \$128,394

Motion made by David Eaton, second Rebecca Dye and duly approved by the Board of Supervisors to approve a Library of Virginia Revised State Grant-In-Aid FY 2024 in the amount of \$128,394.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian

Nay: None

APPROVAL OF A VDEM EMERGENCY PERFORMANCE GRANT IN THE AMOUNT OF \$7500

Motion made by Oris Christian, second David Eaton and duly approved by the Board of Supervisors to appropriate and accept a VDEM Emergency Management Performance Grant in the amount of \$7500.

The vote was:

Aye: Oris Christian, David Eaton, Tim Lovelace, Lou Wallace, Carl Rhea, Steve Breeding and Rebecca Dye

Nay: None

BURN BAN LIFTED

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to lift the burn ban declaration effective immediately.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian

Nay: None

APPROVAL OF A POTESTA MASTER AGREEMENT FOR ENGINEERS & ENVIRONMENTAL SERVICES CONTRACT SIX-MONTH EXTENSION

Motion made by Oris Christian, second Steve Breeding and duly approved by the Board of Supervisors to approve a Potesta Master Agreement for Engineers & Environmental Services Six Month Extension.

The vote was:

Aye: Oris Christian, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, David Eaton and Rebecca Dye
Nay: None

APPROVAL OF A VDH & RUSSELL COUNTY SERVICE AGREEMENT

Motion made by Rebecca Dye, second Steve Breeding and duly approved by the Board of Supervisors to approve a VDH & Russell County Service Agreement. (Russell County Health Department).

The vote was:

Aye: Rebecca Dye, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, David Eaton and Oris Christian
Nay: None

APPROVAL OF A RUSSELL COUNTY OMD CONTRACT FOR SERVICES

Motion made by Rebecca Dye, second David Eaton and duly approved by the Board of Supervisors to approve a Russell County Operational Medical Director (OMD) Contract for Services.

The vote was:

Aye: Rebecca Dye, David Eaton, Lou Wallace, Carl Rhea, Steve Breeding, Tim Lovelace and Oris Christian
Nay: None

APPROVAL OF A RUSSELL COUNTY COAL HAUL ROAD PLAN RESOLUTION

Motion made by Oris Christian, second Carl Rhea and duly approved by the Board of Supervisors to VDOT Resolution- Russell County Coal Haul Road Plan – Rte 615 Gravel Lick Road Improvements in the amount of \$100,000.

The vote was:

Aye: Oris Christian, Carl Rhea, Tim Lovelace, Lou Wallace, Steve Breeding, David Eaton and Rebecca Dye
Nay: None

APPROVAL TO CHANGE A CL DALE PLAT

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to approve a CL Dale Construction Plat change in language as requested by the Planning Commission.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian
Nay: None

CANNERY CLOSING DATE TABLED

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to table the cannery closing date.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian
Nay: None

APPROVAL OF COUNTY HOLIDAY AND PAY SCHEDULE

Motion made by Steve Breeding, second Rebecca Dye and duly approved by the Board of Supervisors to approve the county holiday and pay schedule as presented.

The vote was:

Aye: Steve Breeding, Rebecca Dye, Carl Rhea, Tim Lovelace, David Eaton, Lou Wallace and Oris Christian

Nay: None

APPROVAL TO SET THE BOARD MEETING FOR JANUARY 02, 2024

Motion made by Steve Breeding, second David Eaton and duly approved by the Board of Supervisors to set the Board of Supervisors meeting for Tuesday, January 02, 2024 at 6:00 pm.

The vote was:

Aye: Steve Breeding, David Eaton, Tim Lovelace, Carl Rhea, Lou Wallace, Rebecca Dye and Oris Christian

Nay: None

APPROVAL OF A VDOT DANTE ENGINEERING STUDY

Motion made by David Eaton, second Steve Breeding and duly approved by the Board of Supervisors to the VDOT Dante Engineering Study.

The vote was:

Aye: David Eaton, Steve Breeding, Carl Rhea, Tim Lovelace, Lou Wallace, Rebecca Dye and Oris Christian

Nay: None

APPROVAL TO SEND A LETTER OPPOSING UTILITY RATE INCREASES

Motion made by David Eaton, second Carl Rhea and duly approved by the Board of Supervisors to authorize the County Administrator to send a letter opposing the rate increase to AEP and Kentucky Utilities.

The vote was:

Aye: David Eaton, Carl Rhea, Tim Lovelace, Rebecca Dye, Lou Wallace, Steve Breeding and Oris Christian

Nay: None

Clerk of the Board

Chairperson