

**VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE POWHATAN VILLAGE BUILDING AUDITORIUM, 3910 OLD BUCKINGHAM ROAD IN POWHATAN COUNTY, VIRGINIA, ON FEBRUARY 24, 2020, AT 6:00 P.M.**

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**Board of Supervisors Present:** David T. Williams, District 1, Chairman  
Larry J. Nordvig, District 2  
Michael W. Byerly, District 3  
Bill L. Cox, District 4  
Karin M. Carmack, District 5, Vice Chairman

**Board of Supervisors Absent:** None

**County Staff Present:** Bret Schardein, Interim County Administrator  
Tom Lacheney, County Attorney  
Ramona Carter, Director of Public Works  
Charla Schubert, Director of Finance

**Constitutional Officers Present:** Brad Nunnally, Sheriff

**Guests Present:** Kyle Bates, VDOT Resident Engineer

**1. Call to Order**

Chairman Williams called the meeting to order at 6:00 p.m.

**2. Pledge of Allegiance**

Mr. Byerly led the Pledge of Allegiance.

**3. Invocation**

Mr. Nordvig led the Invocation.

**4. Requests to Postpone Agenda Items and Additions, Deletions or Changes in the Order of Presentation**

Mrs. Carmack requested that item 6a, Parks and Recreation Master Plan, be removed at the request of the presenter.

**5. Formal Approval of Agenda**

Mrs. Carmack motioned to approve the Agenda as amended. Mr. Nordvig seconded the motion.

David T. Williams, Larry J. Nordvig, Michael W. Byerly, Bill L. Cox, Karin M. Carmack voted AYE

**VOTE 5-0  
MOTION Passed**

**6. Certificates of Appreciation, Special Resolutions, Proclamations and Presentations**

- a. Parks and Recreation Master Plan presentation Page 4

Item 6a. was remove from the agenda at the request of the presenter.

**7. Public Comment (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board)**

Mr. Williams opened the public comment period. Seeing no one come forward, Mr. Williams closed the first public comment period.

**8. Consent Agenda**

- a. Resolution R-2020-06 Amending the Fiscal Year 2020 Powhatan County Operating Budget by Budgeting and Appropriating \$58,991.26 from the Fire and Rescue Fund to the Capital Projects Fund for Heart Monitors Page 53
- b. Resolution R-2020-07 Amending the Fiscal Year 2020 Powhatan County Operating Budget by Budgeting and Transferring \$5,550.00 from the Contingency to Planning for Golf Cart Signs Page 55
- c. Resolution R-2020-08 Amending the Fiscal Year 2020 Powhatan County Operating Budget by Budgeting and Appropriating \$58,173.66 in Additional Grants and Donations Page 57
- d. Resolution R-2020-09 authorizing the County Administrator to execute a lease agreement with Department of Forestry Page 60  
REMOVED FROM CONSENT AGENDA

- e. Resolution R-2020-10 Authorizing the County Administrator to execute contract documents for Company 4 driveway and drainage improvements Page 74
- f. Resolution R-2020-11 Amending the By-Laws for the Parks & Recreation Advisory Commission Page 76
- g. Approval of a Tax refund over \$2,500 Page 81
- h. Bonded projects updates Page 82
- i. Treasurer's Report Page 111
- j. Proclamation recognizing April 1, 2020 as Census Day Page 117

Mr. Williams asked for a motion to approve the Consent Agenda. Mr. Nordvig made the motion to approve. Mrs. Carmack asked a question concerning item 8d. She wished to know if the County received any payment for the lease. Mr. Nordvig brought up a point of order. Mr. Williams stated that item 8d. would be removed from the consent agenda and addressed directly after it. Mr. Nordvig made a motion to accept the agenda as amended. Mr. Byerly seconded the motion.

David T. Williams, Larry J. Nordvig, Michael W. Byerly, Bill L. Cox, Karin M. Carmack voted AYE

**VOTE 5-0  
MOTION Passed**

- 8.5 Discussion of Consent Agenda item formerly 8d. Resolution R-2020-09 authorizing the County Administrator to execute a lease agreement with Department of Forestry** Page 60

Mr. Williams restated Mrs. Carmack's question, "Do we get anything for the Department of Forestry Lease?" Mr. Williams asked Ms. Ramona Carter for a response. She stated that we do not receive any funds because it is a shared opportunity.

**9. Appointments to Boards, Commissions, Committees, etc.**

- a. Central Virginia Waste Management Authority (CVWMA) alternate Page 119

Chairman Williams called for nominations. Mrs. Carmack nominated Johnny Melis, Powhatan County Utilities Manager. Mr. Williams seconded the motion.

David T. Williams, Larry J. Nordvig, Michael W. Byerly, Bill L. Cox, Karin M. Carmack  
voted AYE

**VOTE 5-0**  
**MOTION Passed**

Upcoming Appointments:

- Richmond Regional Planning District Commission Board (RRPDC)
- Powhatan Community Action Agency Advisory Board (PCAAAB)
- Building Code Appeals/Fire Prevention Code Appeals (LBBCA/BFPCA)
- Extension Leadership Council
- Social Services Board

**10. Old Business**

- a. R-2020-15 SMART Scale 2020 project selections Page 120

Mr. Schardein gave an update on the Smart Scale project selection process. He stated that the responses received at the public open house were generally favorable. Staff, in conjunction with VDOT, recommends that the following five projects are submitted: Carter Gallier, Stavemill, Red Lane/Route60, Academy/Rt. 60/Rt.13, and Village sidewalks. Mr. Schardein further noted that if any of the projects are cut, the County will continue by submitting the remaining four. If none are cut, staff will recommend that the final four submitted are those other than the sidewalk project, as they all deal with safety issues.

Mr. Williams made a motion to approve all five projects as presented by Mr. Schardein. Mr. Nordvig seconded the motion.

David T. Williams, Larry J. Nordvig, Michael W. Byerly, Bill L. Cox, Karin M. Carmack  
voted AYE

**VOTE 5-0**  
**MOTION Passed**

- b. Report and Recommendations on Founders Bridge Utility Page 130  
Company Proposed Acquisition

Ms. Carter presented, and the Board discussed, the Report and Recommendations on Founders Bridge Utility Company Proposed Acquisition.

Ms. Carter recommended that, based on the new information and the level of liability, that the County not go forward with the acquisition of Founders Bridge Utility Company, and terminate any negotiations.

Mr. Schardein concurred.

Mr. Williams reiterated that the research has shown that it is not in the County's interest to take on the liability and the risk.

Mr. Williams called for a roll call vote to not pursue further the acquisition of the Founders Bridge Utility Company.

Mr. Schardein conducted a roll call vote:

Mr. Williams Aye

Mr. Nordvig Aye

Mr. Byerly Aye

Mr. Cox Aye

Mrs. Carmack Aye

**VOTE 5-0**  
**MOTION Passed**

c. Discussion on Board meeting start time

The Board and Mr. Schardein discussed start time of the Board of Supervisors meetings. Mr. Schardein noted that Mr. Nordvig and Mr. Byerly had conducted Facebook polls to gather citizen input. He proposed an alternative of time-certain designations for public hearings such that they would never occur before 6:30 p.m. The Board discussed. Mr. Nordvig stated that he stands by the time change to 6:30 p.m. Mr. Byerly asserted that citizens will have more opportunity to participate with a 6:30 start. Mr. Cox said that he likes the simplicity of having all County meetings start at the same time, and that he is concerned that hardworking staff will have to wait longer for the meeting to start.

Mr. Nordvig made a motion to change the start times of Board of Supervisors meetings and workshops to 6:30 p.m. Mr. Byerly seconded the motion.

Mr. Williams commented that he would vote in support of maintaining the 6 p.m. start time with time-certain public hearings as our county has many older citizens who do not like driving at night. Mr. Nordvig believes that with commonsense agendas the Board will not be meeting late into the night.

Larry J. Nordvig, Michael W. Byerly, Karin M. Carmack voted AYE. David T. Williams, Bill L. Cox voted NAY

**VOTE 3-2**  
**MOTION Passed**

The Board discussed and agreed that the change in time should take effect at the March 2020 Regular Board meeting.

- d. Resolution #R-2020-14: Modification to Local Intersection Spacing Requirements for Proposed Development on Tax Map Parcel #43-39A (1331 Page Road) Page 135

Mr. Schardein presented Resolution #R-2020-14: Modification to Local Intersection Spacing Requirements for Proposed Development on Tax Map Parcel #43-39A (1331 Page Road)

Mrs. Carmack made a motion to approve the modification. Mr. Byerly seconded the motion.

David T. Williams, Larry J. Nordvig, Michael W. Byerly, Bill L. Cox, Karin M. Carmack voted AYE

**VOTE 5-0**  
**MOTION Passed**

**11. Public Hearings**

- a. R-2020-12 The Virginia Department of Transportation and the Board of Supervisors of Powhatan County, in accordance with Section 33.2-331 of the Code of Virginia, will conduct a joint public hearing for the purpose of receiving public comment on a proposed amendment to the Secondary Six-Year Plan for Fiscal Years 2020 through 2025 in Powhatan County, and on the Secondary System Construction Budget for Fiscal Year 2020, to add trench widening along segments of Route 711. Page 140

Mr. Schardein introduced R-2020-12, an amendment to the Secondary Six-Year Plan for Fiscal Years 2020 through 2025 in Powhatan County, and on the Secondary System Construction Budget for Fiscal Year 2020, to add trench widening along segments of Route 711.

Mr. Kyle Bates explained trench widening and methods of determining locations within the allotted 2000sq. ft.

Mr. Williams noted that trench widening is a method of wisely using public resources to improve public safety.

Mr. Bates explained that, on average, VDOT will add a foot of shoulder, but the width will vary. Route 711 will be resurfaced this summer, so it will be a seamless appearance, with lines being repainted in the same positions that they are currently.

Mrs. Carmack asked the cost.

Mr. Bates explained the funding.

Mr. Byerly confirmed with Mr. Bates that VDOT would repave from Route 288 to Three Bridge Road.

Mr. Williams opened the public hearing. Seeing no one coming forward he closed the public hearing.

Mrs. Carmack made a motion to approve R-2020-12. Mr. Nordvig seconded the motion.

Mr. Williams called for a roll call vote.

Mr. Schardein conducted a roll call vote:

Mr. Williams Aye

Mr. Nordvig Aye

Mr. Byerly Aye

Mr. Cox Aye

Mrs. Carmack Aye

**VOTE 5-0**  
**MOTION Passed**

- b. R-2020-13 Dedication of County-owned right-of-way to the Virginia Department of Transportation for the SMART Scale Rt. 711 & Rt. 607 Intersection Improvement. Page 152

Mr. Schardein presented R-2020-13 Dedication of County-owned right-of-way to the Virginia Department of Transportation for the SMART Scale Rt. 711 & Rt. 607 Intersection Improvement.

Mr. Williams opened the public hearing. Seeing no one coming forward he closed the public hearing.

Mrs. Carmack made a motion to approve R-2020-13. Mr. Cox seconded the motion.

Mr. Williams asked for comments on the resolution. Mr. Nordvig clarified that there was no compensation.

Mr. Williams called for a roll call vote.

Mr. Schardein conducted a roll call vote:

Mr. Williams Aye

Mr. Nordvig Aye

Mr. Byerly Aye

Mr. Cox Aye

Mrs. Carmack Aye

**VOTE 5-0**  
**MOTION Passed**

**12. Public Comment (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board)**

Mr. Williams opened the second public comment period. Seeing no one come forward, Mr. Williams closed the second public comment period.

**13. County Attorney Comments**

There were no comments from the County Attorney.

**14. County Administrator Comments**

Mr. Schardein brought to everyone's attention that within the consent agenda, the Board had passed a proclamation naming April 1, 2020 as Census Day. He asked that everyone be aware of the importance of responding to the 2020 Census.

Mr. Williams asked Mr. Schardein to elaborate on the facts that a Powhatan business, Vino Market, was recognized in the Times Dispatch and that Powhatan County Government was awarded for being one of the region's top workplaces by the Richmond Times Dispatch. Mr. Schardein did so.

**15. Board Comments**

Mr. Nordvig noted that it is budget season. He encouraged citizens to participate in the process.

**16. Adjournment**

Mr. Williams adjourned the meeting at 7:15p.m.

These minutes were approved on May 18, 2020, with a motion, second, and 5/0 vote.



5/22/2020

**Bret Schardein, Interim Clerk**      **Date**  
**Powhatan County Board of Supervisors**



05/26/2020

**David T. Williams, Chairman**      **Date**  
**Powhatan County Board of Supervisors**