

BOARD OF SUPERVISORS MEETING

January 2, 2007

The regular meeting of the Campbell County Board of Supervisors was held on the 2nd day of January 2007 in the Board of Supervisors meeting room of the Walter J. Haberer Building, Rustburg, Virginia. The members present were:

J. D. Puckett, Chairman, Presiding	Brookneal Election District
Rick Boyer	Sunburst Election District
Calvin P. Carter	Altavista Election District
Charles W. Falwell	Timberlake Election District
Eddie Gunter, Jr.	Concord Election District
Hugh T. Pendleton, Jr.	Rustburg Election District
Hugh W. Rosser	Seneca Election District

R. David Laurrell, County Administrator
Clifton M. Tweedy, Deputy County Administrator
David W. Shreve, County Attorney

The organizational meeting was called to order at 7:00 p.m., and Supervisor Falwell gave the invocation. Administrator Laurrell commented that he had enjoyed working with Supervisor Gunter as 2006 Chairman. He appreciated and valued the leadership he gave to the County during the past year.

// ELECTION OF CHAIR, VICE-CHAIR AND TIME AND PLACE OF MEETINGS

CHAIRMAN

Nominations were called for 2007 Chairman. Supervisor Gunter nominated Supervisor J. D. Puckett of the Brookneal Election District for 2007 Chairman.

On motion of Supervisor Rosser, the nominations were closed for Chairman.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

On motion of Supervisor Pendleton, it was resolved the Board affirms the election of Supervisor J. D. Puckett as Chairman of the Campbell County Board of Supervisors for 2007.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

VICE-CHAIRMAN

The floor was opened for nominations for Vice-Chairman. Supervisor Boyer nominated Supervisor Hugh T. Pendleton, Jr. of the Rustburg Election District for 2007 Vice-Chairman.

On motion of Supervisor Rosser, the nominations were closed for Vice-Chairman.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

On motion of Supervisor Gunter, it was resolved the Board affirms the election of Supervisor Hugh T. Pendleton, Jr. as Vice-Chairman of the Campbell County Board of Supervisors for 2007.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

TIME AND PLACE OF MEETINGS

Supervisor Gunter offered the following motion to establish the time and place of the meetings for 2006 and establish a meeting default date in case of inclement weather.

On motion of Supervisor Gunter, it was resolved the Board of Supervisors establishes the meeting time and place as follows:

First Monday of the month, 7:00 p.m.
Third Monday of the month, 1:00 p.m.
Board of Supervisors Meeting Room, Walter J. Haberer Building, Rustburg, Virginia.

If any meeting falls on a holiday, the meeting will be on the following Tuesday at the designated time.

If the Chairman acts, finds and declares that weather or other conditions are such that it is hazardous for members to attend the regular meeting, the meeting shall be continued to the following Thursday of that week at 1:00 p.m. and all hearings and other matters previously advertised shall be conducted at the continued meeting and no further advertisement is required.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// APPROVAL OF MINUTES

On motion of Supervisor Carter, it was resolved the Board of Supervisors dispenses with the reading and approves the minutes of the November 20, 2006 regular meeting and December 4, 2006 regular meeting as presented.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// Sherry F. Harding, Director of Recreation Programming, presented a resolution to recognize the William Campbell High School Drama Team who was named the State A Championship Team at the State Theater Festival in Charlottesville, Virginia.

Supervisor Pendleton offered a motion to adopt the resolution indicating this was the first time a drama team in Campbell County has received this award.

On motion of Supervisor Pendleton, it was resolved the Board of Supervisors adopts the following resolution:

RESOLUTION

At the regular meeting of the Campbell County Board of Supervisors held on the 2nd of January, 2007 in the Board of Supervisors Meeting Room of the Haberer Building, Rustburg, Virginia, the following resolution was adopted:

WHEREAS, *the William Campbell High School Drama Team was named the State "A" Theater Championship Team at the State Theater Festival held on December 5, 2006 at the Martin Luther King Performing Arts Center in Charlottesville, Virginia for their presentation of "The Insanity of Mary Girard", with the following cast members: Jennifer Britton, Thomas Hall, Angelina Blackmon, Casey Gilliam, Angel Irr, Zack Guthrie, Marcus Winstead, Celia Jones, Ryan Vassar, Clay Ellington, Keandra Walthall and Brandon Pickeral, and Nanette Seals Haga (Drama Coach);*

WHEREAS, *the following William Campbell Drama Team members were presented with an ensemble award for their outstanding, unified performance: Thomas Hall, Angelina Blackmon, Casey Gilliam, Angel Irr, Zack Guthrie, Marcus Winstead, Celia Jones, Ryan Vassar, Clay Ellington, Keandra Walthall;*

WHEREAS, the following William Campbell High School students were awarded individual awards for their performances: Thomas Hall for his role of Fury #1 and the Guard; and Jennifer Britton for her portrayal of Mary Girard;

WHEREAS, the William Campbell High School Drama Team was awarded the Dogwood District Runner-Up with Individual Awards being presented to Jennifer Britton, Clay Ellington, and Keandra Walthall and an Honorable Mention being awarded to Marcus Winstead;

WHEREAS, the William Campbell Drama Team was awarded the Regional Theater Festival Runner-Up with Jennifer Britton being named Female Actor of the Year at that event;

NOW, THEREFORE, BE IT RESOLVED, the Campbell County Board of Supervisors commends the students and the coaching staff of the William Campbell High School Drama Team for these great accomplishments.

*The vote was: Aye: Boyer, Carter, Gunter, Falwell, Pendleton, Puckett, Rosser
Nay: None*

Chairman Puckett presented the resolution to the William Campbell High School Drama Team and recognized the students and the coach, Nanette Seals Haga.

// Jennifer England, representative of Citizens Against Toxic Sludge (CATS), requested an opportunity to give comments before the Board concerning an application by Nutri-Blend, Inc. for a permit modification through the Virginia Department of Health to land apply biosolids on an additional 3,100 ± acres in Campbell County. Mrs. England indicated she would like to present a draft ordinance that recognizes and enforces the right of the County Board of Supervisors to control sludge corporations that wish to operate within the jurisdiction of the County.

First, Mrs. England presented to the Board petitions opposing the spread of biosolids containing over 1056 signatures collected by Dale Ellington. Property near Mr. Ellington's home has already been permitted to receive biosolids, but was placed on hold due to the health of his wife. Mr. Ellington wanted the Board to know that between his home and the property to receive biosolids, there were 20+ sick people with varying degrees of seriousness, and to his knowledge no health study has been conducted.

Mrs. England referred to the preamble of the U. S. Constitution that gives citizens the right to a democratic society saying that on November 21st she realized that those rights and that democracy were no longer hers. That was the day she realized she was living across the street from a proposed sewage sludge spread site, and there seemed to be nothing that she or anyone else could do about it. Over the weeks that followed, more and more people in Campbell County awoke to the same realization. What they found was that a corporation held more power, more rights than citizens and communities, and the State allowed corporations to use that power to circumvent the will of the citizen majority. Sewage sludge was defined in the Harper Collins Dictionary of Environmental Science as a viscous, semi-solid mixture of bacteria and virus latent organic matter, toxic metals, synthetic or organic chemicals, and settled solids removed from domestic and industrial wastewater at a sewage treatment plant. The toxic soup was dumped into the ocean until the dead zone it was creating became too large to ignore. The obvious question was if it was toxic to ocean life, how could it be safe for families, farms, the environment and the community? The fact was that no one could guarantee that land application of sewage sludge was safe.

Continuing, Mrs. England indicated sewage sludge has been linked to many illnesses around the country and many deaths. The EPA's own 503 rules governing the application of sewage sludge states that even treatment options for Class B sludge, the type proposed to be spread in Campbell County, does not eliminate all pathogens. The sludge was offered to farmers with promises of lush fields and bank accounts with money that was usually spent on fertilizer. She was sure that a farmer losing their herds after exposure to sewage sludge was not included in the sales pitch. Did the glossy brochures tell about contaminated wells, sick neighbors, sick livestock, ponds and streams suddenly devoid of fish? Are the farmers told that sewage sludge was not covered under the Right to Farm Act and that those farmers that allowed sewage sludge

to be spread on their fields were legally responsible for any sludge-related illnesses of their neighbors? Some have labeled the Citizens Against Toxic Sludge as anti-farming. Mrs. England stated that was far from the truth. The group was wholly supportive of agriculture, but they did not consider farming with sludge to be farming. The practice threatened the health of those exposed to it and the productivity of the land on which it was applied. Their concern extended to the wellbeing of the farmers, their families and their land. She added there were several farmers in their group. Speaking on behalf of all of those that supported the proposed ordinance presented at this meeting, Mrs. England did not want any member of her family, any friend, any neighbor to become a documented victim.

The Virginia Constitution declares that all power is vested in and is consequently derived from the people; that it shall be the Commonwealth's policy to protect its atmosphere, lands and waters from pollution, impairment or destruction for the benefit, enjoyment and general welfare of the people of the Commonwealth. Further, Virginia Code Section 15.2-1200 states that any county may adopt such measures as it deems expedient to secure and promote the health, safety and general welfare of its inhabitants. To reach this goal, we the people, the voters of Campbell County, present the Campbell County sewage sludge ordinance to the Board of Supervisors. They requested the Board of Supervisors adopt the ordinance to prohibit corporations from engaging in the land application of sewage sludge and guarantee that those corporations could not use their constitutional rights to attempt to overturn the ordinance. They asked the Board to represent the people of Campbell County and protect the County from the hazards of sewage sludge. It was not enough to just regulate the spreading of sludge. Once it was spread, Campbell County would be the next county to compile a list of illnesses and contamination. There has been some information that more landowners have been recruited to receive sewage sludge, and the acreage would increase to 12,000 acres. The group asked the Board to relay any information they may have in relation to the spreading, storage or transport of biosolids and any requests for an increase in acreage. In conclusion, they asked that the Board take action on the proposed ordinance by January 16, 2007. Mrs. England indicated she and the group's attorney would be happy to meet with the Board at their request.

Chairman Puckett thanked Mrs. England for her presentation and all those that came out to hear the presentation. As the Board just received a copy of the proposed ordinance at this meeting, the County Attorney would need to review it before the Board could move forward. Since 2004 when the Health Department first approved a permit to spread biosolids in Campbell County, the Board has consistently opposed the application of biosolids in its current form. On several occasions the Board adopted resolutions to oppose biosolids, particularly from sources outside of the County. The Board supported Appomattox County in its effort to control the spread of biosolids, and was disappointed when the Courts overturned their ordinance. Following that court action, Campbell County began working with our area legislators to modify the state's regulations to provide better oversight of the spreading of biosolids. The Board has also supported moving the responsibility for oversight of biosolids from the Virginia Department of Health (VDH) to the Virginia Department of Environmental Quality (DEQ) with the costs of monitoring to be recaptured from the current per tonnage fee assessed for monitoring and testing.

Chairman Puckett asked everyone to support the Board of Supervisors efforts and contact legislators around the state to pass legislation in 2007 and impose a moratorium on the application of biosolids until the end of the 2007 General Assembly session.

Continuing, Chairman Puckett advised the Board has requested the Department of Health conduct a public information meeting on the permit modification, but no response had been received as of this meeting. The Board would like to meet with Mrs. England and the attorney for the group along with the County's staff and attorney on the legalities of the proposed ordinance submitted that evening.

In answer to a question from the audience as to why the Board supported moving oversight of biosolids to DEQ, Supervisor Gunter explained that DEQ was a regulatory agency with enforcement powers where VDH was not. The VDH did not have enough inspectors to provide satisfactory oversight.

Supervisor Falwell indicated he was past president of the Virginia Water Well Association, and he has been very concerned about the possibility of contamination to groundwater. He contacted the National Groundwater Association last week and asked for its

opinion. They were against the spread of biosolids and provided a study by Ohio State University. In that study it was reported that while they did not find any E.coli or coliform bacteria in the water table after the spread of biosolids, they did find a compound of prescription drugs, antibiotics, codeine and many other drugs. For this reason, Ohio State could not support the spread of biosolids until further studies were made.

// REQUEST FOR SEWER LINE EXTENSION – RUSSELL WOODS SUBDIVISION

Paul Harvey, Director of Community Development, presented a request for a sewer line extension to serve one to four dwellings on George Street in the Russell Woods Subdivision of the Concord Election District. The request originated from one of the property owners (Gwen Elliott) who was experiencing difficulty with an existing drain field and wished to construct another dwelling. Other property owners in the near vicinity may wish to connect to the line if extended. The line would have very limited ability for expansion in the future due to location and topography. The Comprehensive Plan designates the area around George Street as medium to high-density residential.

The Board under Chapter 18 of the County Code has the authority to authorize the Campbell County Utilities and Service Authority (CCUSA) to proceed or not to proceed with the proposed extension. CCUSA has indicated that extension of the line was feasible provided all of their technical and financial requirements were met. Staff believed the request was consistent with the land use and utilities policies of the Comprehensive Plan.

As the Board would recall, a revised method to initially authorize the planning of water and sewer extensions was discussed at the Board's annual planning retreat. The two requests at this meeting were the first to be reviewed under this new methodology whereby the Board of Supervisors reviews and approves or disapproves the conceptual extension based on consistency with the Comprehensive Plan and long range goals of the Board. Once approved, these extensions would then begin the formal engineering design process and could be brought back to the Board if a rezoning or Special Use Permit was required for the proposed development. In the future, routine extensions in existing subdivisions consistent with the Comprehensive Plan would appear under the Board's consent agenda. Requests for extensions for large projects or projects that were not consistent with the Comprehensive Plan would remain as separate agenda items.

Supervisor Gunter believed this to be a good approach in order to give CCUSA some direction. This was a legitimate need in the Russell Woods Subdivision, and he confirmed that Gwen Elliott would incur the costs of the extension. He offered the following motion:

On motion of Supervisor Gunter, it was resolved the Board of Supervisors authorizes the Campbell County Utilities and Service Authority to proceed with the request for a sewer line extension to serve one to four dwellings on George Street in the Russell Woods Subdivision requested by Gwen Elliott.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// REQUEST FOR WATER LINE EXTENSION – SPRING MEADOW SUBDIVISION

The second request was for a water line extension intended to serve forty residential lots in the Spring Meadow Subdivision off Town Fork Road in the Altavista Election District. The request originated from the developer, Cargunn Properties, Inc. and the extension would run approximately 2000 feet of new line along Town Fork Road before entering the subdivision and continuing to serve individual lots. The Comprehensive Plan designates the area around the subdivision as a transitional growth area. Public water lines were already in place to the south along Leesville Road and also to the northwest along Austin Mill Road. CCUSA has indicated the extension was feasible provided all of their technical and financial requirements were met, and staff believed the request was consistent with the land use and utilities policies of the Comprehensive Plan.

On motion of Supervisor Carter, it was resolved the Board of Supervisors authorizes the Campbell County Utilities and Service Authority to proceed with the request for a water line

extension to serve forty residential lots in the Spring Meadow Subdivision off Town Fork Road in the Altavista Election District.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// FISCAL YEAR 2008 ANNUAL PRIORITIES AND INITIATIVES

Administrator Laurell presented and reviewed a draft of the FY 2008 Priorities and Initiatives for the Board's consideration to assist with budget development for the upcoming fiscal year. All departments, constitutional offices and schools were asked to provide input. It was the intent to complete all Priority One initiatives by June 2008 and Priority Two initiatives by June 2009.

Supervisor Rosser raised a question about alternative options to the courthouse construction project that staff would research and bring back to the next meeting.

Several new positions were proposed for Economic Development, Information Technology, Library, Literacy, Public Safety, Sheriff's Department, Social Services and Virginia Cooperative Extension. There was discussion at the planning retreat regarding the Sheriff's upcoming request for five new county funded positions, and that based on projected growth, the County would need to add 70 positions over the next eight years. That would be between 9 and 10 positions per year. The Board would like to see a chart of the projected positions per year. Administrator Laurell noted that Social Services was the only agency that has not agreed to come onto the County's pay scale and as a result staff has advised them they would only get positions authorized by the State. The two positions requested by Social Services were not approved by the State, but they were asking the County to fund them at 85% local/\$15% federal. Approval would be at the Board's discretion. Supervisor Rosser commented that he wanted to make sure all departments had the personnel they needed, but he thought the Board should look more closely at some departments. There seemed to be in some areas more chiefs and not enough Indians. It was the general consensus that a department would need to be under the County's pay scale and classification system in order for the Board to consider adding new personnel.

Supervisor Pendleton read through the entire list of priorities and initiatives along with the completed tasks. It was quite long. He suggested the Board and staff complete some of the current priorities and initiatives before adding any new ones. Supervisor Boyer hoped the Board would not be tempted to use additional funding from reassessment to start new programs or projects. He would like to reduce the per capita debt. Chairman Puckett believed the Board was a conservative one, and the tax rates would be adjusted in accordance to the funding needed to operate efficiently.

The priorities and initiatives would be on the Board's January 16th meeting for approval.

// FINANCE AND BUDGET CONSENT AGENDA

On motion of Supervisor Carter, it was resolved the Board of Supervisors approves the following under the Finance and Budget Consent Agenda:

- a) Appropriations –
 1. General Fund, Non-Departmental, deleting \$2,040 from Budget Set Aside and appropriating the same to LF Phase II Gas/Water Remediation, DEQ Permitting, for a recurring permit that resulted from the Twin Oaks ongoing remediation;
 2. General Fund, Sheriff's Department, deleting \$18,792 from Comp-Deputies, and appropriating the same to Comp-P/T Help, vacancy to be filled with part-time deputy not requiring VRS or health insurance;
 3. General Fund, EMS Services, deleting \$20,000 from Comp-EMT (Emergency Medical Technicians), deleting \$762 from Animal Control, Comp – Deputy Animal Wardens and deleting \$3,236 from Non-Departmental, Comp & Fringe Benefits Increases, and appropriating \$20,000 to EMS Services, Comp – Part/Time Help, \$762 to Animal Control, Comp – Overtime, \$500 to Public Safety, Comp – Administrative

- Aide, \$442 to Building Inspections, Comp – Code Enforcement Officer, \$344 to Registrar, Comp – Employer Health Insurance, \$500 to Information Technology, Comp – Integration Specialist, and \$1,450 to Management Services, Comp – Finance/Accounting Specialist, to amend budget for various compensation and fringes line items to cover additional overtime funds, probationary period increases, higher starting salaries or other budget line item corrections;
4. School Operating Fund, Improvement of Instruction, appropriating \$1,500 to Instructional Supplies; and raises estimated revenue, Miscellaneous Refunds, by \$1,500, donation from Parker Hannifin Corporation with the stipulation it be used solely within the United States;
 5. School Operating Fund, Instruction, appropriating \$9,212.75 to Textbooks, Elementary; and raises estimated revenue, Medicaid Reimbursement, by \$9,212.75, Medicaid reimbursement;
 6. School Operating Fund, Title I, deleting \$50,091.86 from In-Service Cost, deleting \$16,455.67 from Parental Involvement, and deleting \$47,102.31 from Instructional Supplies, and appropriating \$10,645.17 to Comp Title I Teachers, \$3,940.32 to Employer Cost FICA and \$99,045.97 to Purchased Services; and lowers estimated revenue, Title I IASA, by \$18.38, to match revision in federal funding and reconcile financial reporting with Omega System; and
 7. General Fund, Regional Sheriff's Grant, deleting \$385.47 from Comp-Overtime, \$64.64 from Employer Cost – FICA and \$22.87 from Workers Comp; and lowers estimated revenue, Regional Sheriff's Grant by \$472.98 and raises Undesignated Fund Balance by \$22.47;

b) County Attorney invoices –

Approves payment to the County Attorney in the amount of \$12,390 for legal services rendered.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// MATTERS FROM THE BOARD

Board's Agenda Policy for Speakers

There was a discussion concerning the Board's current procedure to develop the agenda for each meeting. When someone makes a request to speak at a meeting, they were asked to send the County Administrator a request in writing at least two weeks in advance. Supervisor Pendleton indicated several people contacted him that wanted to speak at tonight's meeting on biosolids, but missed the cutoff date. The Board has always had the option to recognize speakers from the floor.

Chairman Puckett recognized Carter Elliott who asked to speak on the Board's policy.

Carter Elliott, 2112 Suburban Road, said he was on the Board for 14 years, and this was never the policy of the Board. He was disturbed that interested citizens were not allowed to address the Board for five or ten minutes at an open meeting. The Board was elected by the people to listen to the people.

Supervisor Falwell responded the Board was pretty open in allowing citizens to speak, but if it was a large group, it would be better to schedule those speakers on the agenda. It would keep the meetings more organized and concluded in a timely manner.

Supervisor Rosser did not agree with the two-week policy and asked this be placed on the Board's next meeting for further review.

Biosolids

Chairman Puckett recognized Brian McGuire, a Campbell County farmer, who wanted to speak on biosolids as well as Judy Conley.

Brian McGuire, 1822 Rocky Road, Rustburg, is a Campbell County farmer and was concerned that everyone has been bombarded with a flood of misrepresentations and inaccurate information from the opponents of biosolids. Their claims and personal attacks on anyone who disagreed with them was creating a negative mentality against the farmers of Campbell County – hard working men and women who were just trying to earn a living to help preserve the beautiful green space that everyone claims to value. The opponents were creating a climate of fear that was threatening to tear apart the very fabric of the community.

Mr. McGuire understood that reasonable people could have questions about biosolids, just as he did before deciding to apply biosolids to his land. He went to the experts for the answers - the U. S. Environmental Protection Agency, the Virginia Department of Health, the Virginia Department of Environmental Quality, Virginia Tech and numerous other universities across the nation that have studied and extensively researched biosolids and have scientific data and evidence stating they were safe and beneficial and was an environmentally responsible way to recycle valuable nutrients and soil amendments for the farms and forests. He asked the Board of Supervisors and the local members of the General Assembly, not to be stampeded by activists, not to pander to what appeared to be popular at the moment, but to be statesmen, to listen to all sides, to set aside passions and personal considerations and to deal with the facts.

The opponents of biosolids would have you believe that any level of heavy metals in biosolids was harmful. Studies have been done by the Departments of Agriculture in Washington State, Oregon and Minnesota that showed numerous commercial fertilizers approved for residential and farm use contain concentrations of heavy metals in far larger concentrations than what is contained in biosolids. Mr. McGuire provided copies of these studies and other information in a packet to the Board. Was the Board ready to ban commercial fertilizers? Also what about the heavy metals in vitamins? Was the Board going to ban vitamins? In the 2005 Water Quality Report of the Campbell County Utilities and Service Authority, it was reported the drinking water provided to some citizens of the county contained such heavy metals as iron, lead and copper and other pollutants such as nitrates, fluoride, chlorine, sulfate and chloroform. The so-called contaminants in the water supply were at levels that the EPA and the Virginia Department of Health say are safe and present no threat to public health. The same would apply to biosolids.

The opponents of biosolids claim the application of biosolids was not regulated. Mr. McGuire disagreed saying that biosolids was tightly regulated by the EPA, Virginia Department of Health and the DEQ. There were strict limitations on metals and where biosolids could be applied in fields. In addition, Campbell County could join the other 23 Virginia counties that have approved biosolids ordinances and appoint a monitor. This would reassure the citizens that the state laws were followed, and the costs would be paid from fees collected by the state from companies that land apply biosolids.

In conclusion, Mr. McGuire believed the opponents of biosolids were misleading the public. The EPA, the Department of Health and many other leading universities all agreed that biosolids posed no threat to the health of the people in Campbell County. He reminded the Board about the Appomattox lawsuit wherein the Board of Supervisors thought they had the right to adopt an ordinance to ban biosolids and enforce regulations different from the State regulations. The farmers sued, and the Supreme Court ruled against the Board of Supervisors. This cost Appomattox County a great deal of money, and he did not want to see that happen in Campbell County.

Judy Connelly, 7015 Brookneal Highway, was an interested citizen. She heard a radio interview with a representative from the Department of Health who stated they did not allow biosolids to be spread near children. Assuming the reasoning behind that is due to the safety, she questioned why you would want to spread biosolids anywhere. Mrs. Conley agreed that it was the Board's responsibility to look at all the facts, but cautioned that it was much easier to make a mistake than to try to recover from a mistake.

Supervisor Falwell asked Mr. McGuire if he could provide the Board with some studies on biosolids. After doing considerable research, he was unable to find any. Mr. McGuire indicated he would provide those studies from Virginia Tech or independent groups that did not have any bias.

// CLOSED MEETING

On motion of Supervisor Falwell, it was resolved the Board of Supervisors enters into a closed meeting at 8:50 p.m. to discuss matters related to the acquisition or disposal of real property for public purposes regarding access acquisition for economic development purposes along U. S. 29 in the area of the regional airport, in accordance with §2.2-3711 (A)(3) of the Code of Virginia of 1950, as amended; and for discussion of a prospective business or industry, in accordance with §2.2-3711 (A)(5) of the Code of Virginia, as amended.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// The Campbell County Board of Supervisors entered into a closed meeting on this 2nd day of January 2007 at 8:50 p.m. to discuss matters related to the acquisition or disposal of real property for public purposes regarding access acquisition for economic development purposes along U. S. 29 in the area of the regional airport, in accordance with §2.2-3711 (A)(3) of the Code of Virginia of 1950, as amended; and for discussion of a prospective business or industry, in accordance with §2.2-3711 (A)(5) of the Code of Virginia, as amended.

// On motion of Supervisor Pendleton, it was resolved the meeting return to open session at 9:10 p.m.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

// On motion of Supervisor Carter, the following resolution was adopted:

CERTIFICATE OF CLOSED MEETING

WHEREAS, the Campbell County Board of Supervisors had convened a closed meeting on the 2nd day of January 2007 pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3711 of the Code of Virginia requires a certification by the Campbell County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Campbell County Board of Supervisors 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 Campbell County Board of Supervisors.

The roll call vote was: Aye: Boyer
 Aye: Carter
 Aye: Falwell
 Aye: Gunter
 Aye: Pendleton
 Aye: Puckett
 Aye: Rosser
 Nay: None
Absent During Meeting: None
Absent During Vote: None

// ADDITIONAL MATTERS FROM THE BOARD

TransDominion Express, Inc.

A request for funding has been received from TransDominion Express. There is no funding currently budgeted for this organization. If the Board wished to reconsider funding, staff would place it on a future agenda.

Biosolids

The Board and staff discussed the ordinance submitted by the Citizens Against Toxic Sludge, and the next steps to be taken. The County Attorney was asked to provide an opinion on the legality and enforceability of the proposed ordinance. It was the consensus for Chairman Puckett and Supervisor Falwell to meet with the representatives of CATS and the farmers group to discuss the ordinance, and place the matter back on the agenda for January 16th for an update and to decide whether to advertise the ordinance.

// ADJOURNMENT

On motion of Supervisor Carter, the meeting was adjourned at 9:40 p.m.

The vote was: Aye: Boyer, Carter, Falwell, Gunter, Pendleton, Puckett, Rosser
Nay: None

J. D. PUCKETT, CHAIRMAN

Approved: _____