

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, November 27, 1995, 7:00 p.m., at the Pulaski County Administration Building, Board Chambers, 143 Third Street, NW, in the Town of Pulaski, Virginia, the following members were present: Jerry D. White, Chairman; Joseph L. Sheffey, Vice-Chairman; Dr. Bruce L. Fariss; Ira S. "Pete" Crawford; and Mason A. Vaughan, Sr. Also present were: County Attorney, Thomas J. McCarthy, Jr., Management Services Director, Nancy M. Burchett; Executive Secretary, Gena Hanks; and County Administrator, Joseph N. Morgan.

1. Invocation

The invocation was given by Thomas J. McCarthy, Jr., County Attorney.

2. Additions to Agenda

Additional agenda items were discussed at the appropriate times on the agenda.

3. Public Hearings:

- a. A request by Cecil Willard for an amendment to the zoning map from Residential (R) to Residential (R1) on property identified on Pulaski County tax records as parcel 055-017-0000-0005, located on the west of Route 643, Cougar Trail Road, in the Massie District

County Administrator Joseph N. Morgan advised this request had been recommended for denial by the Planning Commission.

Chairman White opened the public hearing on this matter for public comments.

Richard Katron appeared and requested the Board of Supervisors to deny this request. He also advised approximately 93 signatures had been obtained on a citizens petition opposing this request.

On the motion of Dr. Fariss, seconded by Mr. Crawford and carried, the Board of Supervisors approved the following addition of a chapter to the Pulaski County Zoning Ordinance for Sign Controls, effective January 1, 1996.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

- c. The addition of a chapter to the Pulaski County Zoning Ordinance for Intensive Livestock, Dairy, and Poultry Facilities

Joseph Morgan, County Administrator, advised the Planning Commission had also recommended approval of the addition of a chapter to the Zoning Ordinance for Intensive Livestock, Dairy, and Poultry Facilities.

The Chairman opened the public hearing on this matter for public comments.

No public comments were heard; therefore, the public hearing was closed on this matter.

On the motion of Mr. Sheffey, seconded by Mr. Vaughan and carried, the Board of Supervisors approved the following addition of a chapter to the Pulaski County Zoning Ordinance for Intensive Livestock, Dairy, and Poultry Facilities:

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

- d. Plat vacation requests by Ernest Chinault and George Freeman between property identified on Pulaski County tax records as parcels 091-003-0000-0050, 099-002-0000-0049, 099-002-0000-0043, and 099-001-0000-0017 located off Route 748, Holbert Avenue in the Draper District

County Administrator Joseph Morgan advised the Planning Commission had recommended approval of this request by Ernest Chinault and George Freeman.

Chairman White opened the public hearing on this matter for public comments.

No public comments were heard; therefore, the Chairman closed the public hearing on this matter.

On the motion of Mr. Crawford, seconded by Mr. Sheffey and carried, the Board of Supervisors approved a plat vacation request from Ernest Chinault and George Freeman between property identified on Pulaski County tax records as parcels 091-003-0000-0050, 099-002-0000-0049, 099-002-0000-0043, and 099-001-0000-0017 located off Route 748, Holbert Avenue in the Draper District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

- e. A request by Betty Sipe for an amendment to the zoning map from Residential (R1) to Residential (R2) to allow placement of a

manufactured home as a second dwelling on property identified on Pulaski County tax records as parcel 075-008-0002-0043, located on Squirrel Place in Lakewood Estates Subdivision in the Ingles District

This request was withdrawn and therefore, no public hearing was held.

- f. A request by Kimberly Ray for extension of an amendment to the zoning map from Residential (R1) to Conditional Agricultural (A1) to allow continued placement of a second manufactured home on property identified on Pulaski County tax records as parcel 058-005-0000-0003, located off Route 611, Wilderness Road, in the Ingles District

This request was also withdrawn and therefore, no public hearing was held.

4. Highway Matters:

a. Follow-up from Previous Board meetings:

1. Request for Signing for School Bus Stops on the Lone Cedar Hill, along Route 693, Lead Mines Road, between ends of Route 672, Baptist Hollow Road and on Cherry Branch Road, Route 613

Mr. Brugh advised VDOT had not received a request from the School Board regarding this request. Staff was requested to confirm with Harry Dehaven of the School Board staff that this request would be made by the School Board.

2. Request for a Formal Speed Study for Route 693, Lead Mines Road, on the Outskirts of the Village of Snowville

Mr. Brugh reported the results of the speed study were still pending but results should be ready by the next meeting of the Board.

3. Request for Placement of Intersection Ahead Warning Signs at all Appropriate Roads Leading Onto Route 693, Lead Mines Road, and Julia Simpkins Road

Mr. Brugh reported several warning signs have been installed on Route 693, Lead Mines Road, and on Julia Simpkins Road.

4. Request for cost estimate by VDOT for inclusion of all of Route 693, Fariss Mines Road, Julia Simpkins Road, and Wurno Road, from Carroll County to Montgomery County to Six Year Plan

Mr. Brugh advised this cost estimate was underway; however, it would take a while to compile.

5. Route 690, Shelburne Road, Request for Speed Limit Posting

Mr. Brugh reported nothing had changed since this road was reviewed in October, and therefore no speed limit posting would be justified.

6. Consideration of Abandonment of a Portion of Old Route 710, Mount Olivet Road, from a point 2.60 mi. West of Corporate Limits of the Town of Pulaski to a point on Old Route 710, 3.00 mi. west of the Corporate Limits of the Town of Pulaski, A Total Distance of 0.40 mi.

The Board of Supervisors directed County Attorney, Thomas J. McCarthy, Jr., to draft agreement with the U. S. Forest Service for the transfer of a minimum 50 foot right of way at the end of the current maintenance of Route 710, Mount Olivet Road, to the Board of Supervisors, with a commitment by the owners of the Blevins property to maintain the right of way for their purposes until such time as that the right of way is improved and qualified as an addition to the secondary road system, and further with the Town of Pulaski's rights to use said right of way for maintenance and access of the Gatewood Reservoir Dam not to be affected.

7. Maintenance Facility Consolidation

Mr. Brugh reported the study on this matter was underway by the Secretary of Transportation. He advised once a decision was made he would report this to the Board of Supervisors.

b. Six Year Plan Update

Mr. Brugh at this time reviewed the proposed six year plan update.

On the motion of Dr. Fariss, seconded by Mr. Sheffey and carried, the Board of Supervisors approved the six year plan containing priorities one through twenty as prepared by the resident engineer with further review of the supplemental list to be scheduled for the February, 1996 supervisors meeting, once estimates for various proposed projects have been received and with the improvement to Route 683, Alexander Drive, to accommodate the expansion of the Volvo GM Truck Company be placed at the end of the supplemental list of projects and with the resolution of approval for the Virginia Department of Transportation to be as follows:

WHEREAS, the Board of Supervisors of Pulaski County, in cooperation with representatives of the Virginia Department of Transportation have prepared a proposed Six-Year Plan for Pulaski County listing improvements proposed on the State Secondary Highway System in Pulaski County for which funds are to be budgeted in fiscal years 1996-2002; and

WHEREAS, a duly advertised public hearing was conducted at the County Administration Building in Pulaski, Virginia at 7:00 p.m. on September 25, 1995, for purposes of informing interested citizens of the proposed Six-Year Plan and for soliciting public input into the planning process in accordance with Section 33.1-70.01 of the Code of Virginia of 1950, as amended; and

WHEREAS, this Board has given due consideration to such input and other factors pertaining to improvement of the State Secondary Highway System in Pulaski County;

NOW, THEREFORE, BE IT RESOLVED the Board of Supervisors of Pulaski County hereby approves the aforementioned Six-Year Plan for improvement of the State Secondary Highway System in Pulaski County for fiscal years 1996-2002 as presented with the deletion of project numbers 21, 22, 23 and 24.

BE IT FURTHER RESOLVED that adoption of this plan also establishes priorities for preparation of the annual budget for

the first year, 1996-97, by the Virginia Department of Transportation Resident Engineer.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White,
Mr. Vaughan, Mr. Sheffey.

Voting no: none.

c. Route 690, Shelburne Road, Brush Trimming

Mr. Brugh advised this trimming would be done by VDOT.

d. Request for reflector on median post of entrance to NRCC on Route 11, Lee Highway

Mr. Brugh advised this reflector should be installed next week.

e. Request for guardrail on Route F064, Draper Valley Road

Mr. Brugh reported this request will be placed on the list of other requests received for the placement of guardrails. Mr. Brugh requested the Board to prioritize for VDOT the routes needing guardrails.

f. Citizen Request for reduction of speed limit on Route 636, Alum Spring Road from Route 774, Second Morehead Lane, to Town Limits

The Board of Supervisors requested staff to advise petitioner to obtain letters or signed petitions from other neighbors or residents wanting a speed limit reduction for this area. Also, staff was requested to encourage citizens requesting speed limit reductions in advance to obtain petitions or letters of support for any speed limit reductions.

g. Scheduling of ISTE A Grant Public Hearing

The Board of Supervisors scheduled the ISTE A Grant Public Hearing for the December 18, 1995 supervisors meeting.

h. December 2 Road Viewing

The Board requested Supervisors Elect Conner and Cook serve as road viewers for the December 2, 1995 meeting due to Mr. Crawford and Chairman White being unavailable to view roads. Supervisors Fariss, Vaughan, and Sheffey agreed to view the roads also on December 2, 1995.

i. Board of Supervisors Concerns

Supervisor Sheffey requested safety improvements, possibly guardrails on Route 687, Church Hill Lane.

Supervisor Sheffey requested action as previously agreed on posting speed reduction signs on Route 624, New River Road.

On the motion of Mr. Sheffey, seconded by Dr. Fariss and carried, the Board of Supervisors agreed not to consider closing either of the two railroad crossings in the New River Community.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

Staff was requested to Advise Norfolk Southern of the Board's action on this matter.

Supervisor Fariss requested an update and editing of the supplemental list for the six year plan to confirm a number of roads in the Ingles District are included on the supplemental list.

Chairman White requested VDOT to fix a pothole on Thornspring Road near the log cabin house just prior to the turn off to Thornspring Church Road.

j. Citizen Concerns

No citizen comments were heard from citizens regarding highway matters at this time.

5. Citizen Comments

No citizen comments were heard at this time.

6. Treasurer's Report - Report on Stock Liquidation

The Board of Supervisors reviewed a report from Management Services Director, Nancy M. Burchett, and Treasurer, Rose Marie Tickle, regarding the liquidation of Dana Corporation Stock. Said stock had been liquidated and the amount of \$753.27 has been received by the county for the sale of said stock.

The Board of Supervisors also reviewed the monthly trial balance report and Certificates of Deposits, as presented by Treasurer, Rose Marie Tickle. In addition the Board reviewed an improper assessment of real estate listing, as presented by the Treasurer. The Board accepted the reports as presented.

7. Reports from the County Administrator & Staff:

a. Appointments:

The Board deferred action on appointments until executive session.

b. Demonstration of Vision 2020 and Alliance Marketing Program

A demonstration of the Vision 2020 and Alliance Marketing Program was presented by Assistant County Administrator, Peter Huber, and County Administrator, Joseph Morgan.

c. Scheduling Qualification and Oath of Office for Next Board of Supervisors and Organizational Meeting

The Board of Supervisors scheduled qualification and Oath of Office ceremony for the next regular meeting of the Board of Supervisors, December 18, 1995.

On the motion of Mr. Vaughan, seconded by Dr. Fariss and carried, the Board of Supervisors instructed Thomas J. McCarthy, Jr., County Attorney, to prepare the necessary documents to achieve qualification, and prepare a resolution in lieu of surety bond for the new Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

d. VACO/VML Regional Legislative Meetings

The Board reviewed the schedule for the VACO/VML regional legislative meetings. Joseph Morgan advised he planned on attending the meeting representing the county. The Board requested staff to invite legislators to a working meeting with other interested groups, such as towns and schools possible at the regular meeting in December to discuss legislative issues.

On the motion of Dr. Fariss, seconded by Mr. Sheffey and carried, the Board of Supervisors requested staff to draft a resolution of concern for reduced state funding for education along with a letter to Governor Allen regarding state funding concerns.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

8. Items of Consent:

On the motion of Mr. Vaughan, seconded by Mr. Sheffey and carried, the Board of Supervisors approved the following items of consent, unless otherwise noted.

a. Minutes of October 23 and November 2, 1995

The Board approved the minutes of October 23 and November 2, 1995, as presented.

b. Accounts Payable

The Board approved the accounts payable listing for checks numbered 8534 through 8813.

c. Transfers and Appropriations:

1. General Fund Transfers

The Board approved interoffice transfers as presented and filed with the records of this meeting and the Director of Management Services.

2. General Fund Appropriations

The Board approved the following General Fund Appropriations:

General Fund No. 7

REVENUES:

1615-07 RIF Program Donations	\$ 1,031.00
4110-00 Sale of Dana Stock	753.27

EXPENDITURES:

7301-5411 - Library - Books & Subscriptions	753.27
7301-5604 - Library - RIF Supplies	1,031.00
TOTAL	\$ 1,784.27

General Fund No. 8

EXPENDITURES:

2102-7002 - General Dist Court - Furniture \$ 1,500.00
(carry over from FY 94-95)

Capital Improvement Fund No. 2

REVENUES:

Transfer from General Fund to Capital Imp. \$ 924,962.00

Obligations from FY 95:

EXPENDITURES:

7110-707401 - South Claytor Lake Access \$ 260,000.00
1220-702208 - Various Personal Computers 45,000.00
1224-7119 - Garage Paving 28,830.00
3208-7005-11- Dublin Fire Dept. Vehicle 150,000.00
3214-7005-03 - NRV Emergency Squad Vehicle 17,124.00
3215-7005-03 - Pulaski County Life Saving Vehicle 67,125.00
4302-7020 - County Admin. Bldg. Renovations 125,662.00
3102-7005-01 - Sheriff's Vehicles 20,000.00
7220-3002 - Draper Mountain Wayside 741.00
7110-7074-04 - Randolph Recreation Park 5,000.00
8114-3002 - NRV Airport Industrial Park 125,280.00
9112-7084 - Landfill Closeout 14,167.00
9112-7092 - Thornspring Church Road Waterline Rel. 66,033.00
TOTAL \$ 924,962.00

School Fund Appropriations Nos. 3,4,5,6,7 and 8:

REVENUES:

3301-09 - Chapter I \$ 1,331.38

EXPENDITURES:

6990 - Title I Past year \$ -55,938.64
6990 - Title I Carry Over 57,270.02
TOTAL \$ 1,331.38

REVENUES:

3301-28 - Goals Reimbursement \$ 15,000.00

EXPENDITURES:

6973 - Pulaski County Goals \$ 15,000.00
TOTAL \$ 15,000.00

REVENUES:

3301-11 - Title VI-B Flow Through \$ 7,812.00

EXPENDITURES:

6978 - Flow Through/Current Year \$ 7,812.00

REVENUES:

3301-08 - Mini-Grant Pre-School \$ -2,915.00

EXPENDITURES:

6936 - Mini-Grant/Current Year \$ -2,915.00

REVENUES:

3301-10 - Chapter II \$ 2,075.00

EXPENDITURES:

6910 - Chapter II Current Year \$ 2,075.00

Administrator or the Board of Supervisors Chairman. A value in excess of \$25 shall be deemed significant.

h. Pawn Brokers License

The Board requested the county attorney to prepare an ordinance for public hearing regarding the licensing of pawn brokers in Pulaski County, and further instructed staff to advertise this matter for public hearing once the ordinance is prepared for the next convenient meeting of the Board of Supervisors.

i. Road Name Change Policy

The Board of Supervisors approved the following road name change policy:

Applications for changes to existing street or road names shall be referred for review to the subdivision agent and the emergency services coordinator. The recommendation of the agent and coordinator shall be reported to the applicant and planning commission within sixty days of receipt.

Action on the change shall be made by the planning commission within sixty days of receipt of the recommendation from the agent and coordinator.

Appeals from decisions of the planning commission may be appealed to the Board of Supervisors. Appeals to the Board of Supervisors will require notice and hearing as provided in Section 15.1-431 of the 1950 Code of Virginia, as amended. All expense for such

hereby adopts the Pulaski County Emergency Operations Plan recently update, as the necessary basic plan for county emergency services.

Adopted this 27th day of November, 1995.

k. C. W. Lovern Property - Garbage Dump, Hilton Village Loop - Scheduling of Public Hearing

The Board of Supervisors requested staff to schedule a public hearing on the C. W. Lovern property for December 18, 1995 on enforced cleanup at the expense of the landowner.

l. 1995 Christmas Holidays

The Board of Supervisors approved the 1995 Christmas Holidays as follows: December 22, 1995 - Offices Close at 12 noon; December 25, 1995 - Offices Closed All Day; December 26, 1995 - Offices Closed All Day; and employees may take one additional day of holiday leave on either December 27, December 28, December 29, or January 2, 1996.

m. Motion Control Acceptance of NR Industrial Park Site 1 or 2

The Board of Supervisors extended the deadline for a response on choosing a particular site to December 11, 1995.

n. Resolution of Endorsement for VDOT Rail Passenger Proposal

The Board of Supervisors adopted the following resolution endorsing VDOT Rail Passenger Proposal:

WHEREAS, the Virginia Department of Rail and Public Transportation is conducting the Bristol Rail Passenger Study which considers passenger rail service in the Commonwealth from Bristol, Virginia to Richmond, Virginia and Bristol, Virginia to Washington, D.C.; and

WHEREAS, said routes, which would pass through Pulaski County, Virginia, would provide a much needed transportation link between Pulaski County and other regions of this Commonwealth and would provide substantial economic cultural and social benefits to the citizens of Pulaski County and Southwest Virginia.

NOW, THEREFORE, BE IT RESOLVED that the Pulaski County Board of Supervisors of Pulaski County, Virginia fully supports and endorses the provision of passenger rail service from Bristol, Virginia to either Richmond, Virginia or Washington, D.C. or both, or any other locality the Department of Rail and Public Transportation deems advisable.

BE IT FURTHER RESOLVED that the Pulaski County Board of Supervisors of Pulaski County, Virginia encourages the Commonwealth of Virginia to approve and implement said passenger rail service and pledges its assistance to the Commonwealth in implementing rail service.

o. Restructuring of Private Industry Council

The Board of Supervisors endorsed the federal job training restructuring as presented which would retain local input in distribution of the funding.

p. NRRA Financing Endorsement

The Board of Supervisors approved the following resolution endorsing NRRA financing:

WHEREAS, the Industrial Development Authority of Louisa County, Virginia issued its Adjustable Rate Pooled Financing Revenue Bonds, Series 1995 (Virginia Municipal Bond Fund), to fund the Virginia Municipal Pool Loan Program (the "Loan Program") and provide financing to counties, cities, towns and other governmental organizations throughout Virginia;

WHEREAS, the New River Resource Authority (the "Authority") has determined to undertake the acquisition, construction and equipping of a regional solid waste disposal facility to be located off Route 100 near Dublin in Pulaski County (the "Project"), and desires to finance the Project, in part, with a borrowing in an amount not to exceed \$9,500,000 from the Loan Program (the "Financing"), which Financing has been approved by resolutions adopted by the Authority and by the Industrial Development Authority of Louisa;

WHEREAS, Section 15.1-1378 of the Code of Virginia of 1950, as amended (the "Virginia Code"), provides that an industrial development authority created by a jurisdiction other than the jurisdiction in which a financed facility is located generally cannot finance such facility without concurrence by the governing body of the jurisdiction in which the facility is located; and

WHEREAS, the Board of Supervisors of Pulaski County (the "Board") has been requested to provide any concurrence in connection with the Financing as may be required by Section 15.1-1378 of the Virginia Code;

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pulaski County, that, in accordance with the desires of the Authority, the Board hereby grants any concurrence with the resolution adopted by the Industrial Development Authority of Louisa County with respect to the inducement of, and approval of the form of documents for, the Financing as may be required by Section 15.1-1378 of the Virginia Code in connection with the Authority's proposed borrowing from the Loan Program to finance certain costs of the Project.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

9. Citizen Comments

No citizen comments were heard at this time.

10. Other Matters from Supervisors

On the motion of Mr. Sheffey, seconded by Dr. Fariss and carried, the Board of Supervisors endorsed VACo's suggestion for mandatory local regulatory authority on the placement of telecommunication towers.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

Staff was requested to purge existing committee lists from all excess committees and outdated appointments.

Staff was requested to include on the January supervisors agenda action on appointments.

11. Executive Session - 2.1-344(A)

On the motion of Mr. Vaughan, seconded by Mr. Crawford and carried, the Board of Supervisors entered executive session in accordance with Section 2.1-344 (A) of the 1950 Code of Virginia, as amended to discuss personnel, legal, land acquisition/disposition, and prospective industry.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

It was moved by Dr. Fariss, seconded by Mr. Crawford and carried, that the Board return to regular session.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Vaughan, seconded by Mr. Sheffey carried, that the Board of Supervisors adopt the following resolution certifying conformance with the Virginia Freedom of Information Act:

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has convened an executive 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, Section 2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such executive meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Pulaski 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 executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none

RE: Appointments

It was moved by Dr. Fariss, seconded by Mr. Crawford and carried, that Ms. Sybil Atkinson, Ms. Lilian Clark and Ms. Nancy Hudson be reappointed for an additional term on the Library Board, with said term to expire December 31, 1999.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,
Mr. Sheffey.

Voting no: none

RE: Sloop Family Right-of-Way

It was moved by Dr. Fariss, seconded by Mr. Sheffey and carried,