

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, October 22, 2001, at 7:00 p.m. at the County Administration Building Board Room, 143 Third Street, NW, in the Town of Pulaski, Virginia, the following members were present: Joseph L. Sheffey, Chairman; Bruce L. Fariss, Vice Chairman; Charles E. Cook; William E. "Eddie" Hale; and Frank R. Conner. Staff members present included County Administrator, Peter M. Huber; Nancy M. Burchett, Assistant County Administrator; Community Development Director David Tickner; and Executive Secretary, Gena Hanks. Also present was Thomas J. McCarthy, Jr., County Attorney

1. Invocation

The invocation was given by Reverend Vicki Houk, Christ Episcopal Church.

Chairman Sheffey led a moment of silence in memory of Pulaski County employee Linda Woodyard.

2. Additions to Agenda

The Board reviewed additions to the agenda and accepted them as presented by staff, including adoption of the following resolution:

Memorial Resolution – Linda S. Woodyard

It was moved by Mr. Hale, seconded by Dr. Fariss and carried, that the Board adopted the following resolution:

WHEREAS, Linda S. Woodyard rendered valuable public service to Pulaski County, exhibiting the best of the qualities displayed in the County seal, Excellence, Vision and Pride; and

WHEREAS, Linda S. Woodyard was an employee of the County of Pulaski serving in the Commissioner of Revenue's Office from April 9, 1979 to October 20, 2001; and

WHEREAS, during her service, everyone who met Linda S. Woodyard benefited from her unique sense of humor, compassion and her willingness to always strive for cooperation and harmony and was admired by her co-workers and citizens throughout the community; and

WHEREAS, Linda S. Woodyard took great pride in her work, possessed excellent data entry skills, had an outstanding

attendance record, and displayed the qualities of initiative and vision each day in the planning and organization of her job duties and responsibilities; and

WHEREAS, Linda S. Woodyard placed strong emphasis and commitment to her family and church; and

WHEREAS, Linda S. Woodyard gave countless hours in selfless service to all citizens of Pulaski County; and

WHEREAS, the service provided by Linda S. Woodyard has benefited not only present and past citizens of Pulaski County, but will enhance the quality of life of its future citizens.

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors does hereby commend and express its appreciation for the service of Linda S. Woodyard to the county and its citizens; and

BE IT FURTHER RESOLVED, that the Pulaski County Board of Supervisors supports the establishment of the Linda S. Woodyard Exemplary Attitude award commending county employees who exhibit the example set by Linda S. Woodyard; and

BE IT FURTHER RESOLVED, that this Board of Supervisors does extend to the family of Linda S. Woodyard its sympathy and condolences in her passing; and

BE IT FURTHER RESOLVED, that that text of this resolution be spread on the minutes of the Board of Supervisors in permanent testimony of its appreciation to the service provided by Linda S. Woodyard to the citizens of Pulaski County.

Adopted this 22nd day of October 2001.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

3. Public Hearings

a. Six Year Plan Improvements

Assistant Resident Engineers John Thompson and Dale Stancil explained the purpose of the public hearing, as well as the responsibilities of VDOT and the Board of Supervisors in preparing priorities for the six-year secondary road plan. Further, VDOT explained the road improvements are funded through gasoline taxes in the Commonwealth.

Chairman Sheffey opened the public hearing to receive citizen comments.

Ms. Ellen Harman Carson reminded the Board of her willingness to donate a portion of land on Route 807, Hatcher Road. Ms. Carson requested the Board move Hatcher Road to a higher priority on the six-year plan, to allow for completion of the entire road.

Mr. Laymon Dishon questioned the timeframe for completion of the paving of Rt. 658, Delton Road. He explained the request for paving of the road was originally made in 1977. VDOT explained the estimated advertisement date for beginning the paving is scheduled for 2005.

Mr. Al Davis requested the widening of Rt. 798, Falling Branch Road, be included in the six-year plan. He further requested that Schoolhouse Lane be paved.

Mr. Tim Thompson requested Rt. 798, Akers Road, be paved and not spot widened, as was indicated on the six-year plan. He advised the intent of the residents, when petitioning the Board, was to have the road paved and not spot widened. Supervisor Cook requested VDOT review the matter and provide an explanation on how the spot widening request originated. Further, VDOT was requested to provide the Board with projected costs for paving of the road.

Mr. Chuck Hoover expressed concern regarding hazardous road conditions on Rt. 693 and requested improvements to the curves, width of road, and guardrail. He also requested paving and patching of rough areas on Lowman's Hill and Julia Simpkins Road.

Mr. Hoover further requested the replacement of the single lane bridge be moved up on the six-year plan.

VDOT advised a draft plan would be submitted to the Board at its November Board meeting.

Supervisor Fariss noted a written request had been received and included in the packet from Mr. Paul Phillips requesting the inclusion on the six-year plan of Rt. 693, Lead Mine Road, from its intersection with Rt. 672, Lowman's Ferry Road, to its intersection with Rt. 669, Cecils Chapel Road. Supervisor Fariss asked that this request be placed as a priority over items 25, 26, and 27 on the proposed six-year plan.

Supervisor Hale inquired about the possibility of developing phases for completion of the work on Rt. 636, Black Hollow Road.

Supervisor Sheffey asked if the original figures cited by VDOT for the overall plan were realistic.

Supervisor Cook asked for a definition of "new surface treatment". VDOT explained new surface treatment is considered asphalt and noted the funding for 2002-2004 project surface treatment was listed as \$0.

Supervisor Fariss inquired as to the cost per mile to improve a road in Pulaski County. VDOT advised the cost to be \$400,000 to \$500,000.

Supervisor Fariss requested VDOT provide figures detailing funds budgeted over the past six years for roads in Pulaski County.

The Chairman closed the public hearing and noted the final plan would be presented at the Board's November 26 meeting for review and approval.

- b. A rezoning request by Ruth B. McGuire from Residential (R1) to Agricultural (A1) on property identified by tax map no. 066-001-0000-00035, 42, 45, 46, & 066-007-0000-0001, 2, (11.493 acres), with an address of 4591 State Park Rd., & between Cardinal Dr. & Hidden Valley Rd., Ingles District.

The Community Development Director explained the request and advised the Planning Commission recommended approval.

The Chairman opened the public hearing. There were no citizen comments. The public hearing was closed.

It was moved by Mr. Conner, seconded by Dr. Fariss and carried, that the Board approve the rezoning request, with a written proffer allowing the property owner three horses.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Conner,  
Mr. Hale.

Voting no: none.

- c. A rezoning request by Donald Lee Meredith from Residential (R1) to Commercial (CM1) on property identified by tax map no. 038-007-0000-0003, 4, located at 7191 Lee Hwy., Cloyd District.

Chairman Sheffey explained an error by the applicant in posting of the public hearing notice and noted that public comments would be received, but no action taken by the Board. Further, the public hearing would be re-advertised for the November Board meeting.

There were no citizen comments.

- d. A request by Burley W. & Shirley D. Henley for a Special Use Permit (SUP) to allow a garage without a principle dwelling per Section 5B-3 of the Residential District (R1) on property identified as tax map no. 046-006-0000-0002, zoned Residential (R1), (5.000 acres), located at 5701 Chicwood Dr., Massie District.

The Community Development Director explained the request and advised the Planning Commission recommended approval.

The Chairman opened the public hearing. There were no citizen comments. The public hearing was closed.

A motion was made by Mr. Conner and seconded by Dr. Fariss to approve the rezoning request, with the condition that the principle dwelling be constructed within three years. The motion failed on the following vote:

Voting yes: Dr. Fariss, Mr. Conner.

Voting no: Mr. Cook, Mr. Sheffey, Mr. Hale.

- e. A request from Dennis Lee and Anita Lynn Mabe Reed and Joann D. and Roy J. Jones, to vacate a portion of a 30 ft. unimproved right-of-way adjoining the western boundary of tax map parcel 039-001-0000-0086 and the eastern boundary of tax map parcel 039-001-0000-0085, located east off Long Way (Rt. 703), zoned Residential (R3), in the Cloyd District.

The Community Development Director explained the request and advised the Planning Commission recommended approval.

The Chairman opened the public hearing. Ms. Anita Reed explained the request in detail and spoke in support of the proposed plat vacation. Ms. Donna Bradbury inquired as to how the proposed change would affect use of her property. The public hearing was closed.

It was moved by Dr. Fariss, seconded by Mr. Cook and carried, that the Board approve the plat vacation request, subject to the following conditions:

1. Revision of the title of the plat as follows: "Plat Showing Vacation of an Unimproved Portion of Long Way and Utility Easement for Pulaski County Sewerage Authority and Peppers Ferry Regional Wastewater Treatment Authority"; and
2. Recordation of plat in the Clerk's Office of the Circuit Court of Pulaski, Virginia, upon approval by the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey,  
Mr. Conner, Mr. Hale.

Voting no: none.

4. Highway Matters:

- a. Follow-up from Previous Board Meeting:

The Board met with Assistant Resident Engineer John Thompson regarding the following highway matters:



The county administrator advised of available assistance by former VDOT employee Don Todora in working with rural additions in Pulaski County.

VDOT was requested to provide detailed information to county staff regarding use of rural addition funding, along with a list of roads completed over the past five years, as well as budgeting figures for the last five years.

VDOT was requested to provide an explanation and definition of the term "speculative interest".

2. Informal Speed Study on Parrott River Road, Route 600, Between Railroad Trestles

VDOT reported it does not recommend posting. Staff was requested to notify the resident making the inquiry.

3. Request for Speed Limit Study & Signs on Valley Road

VDOT advised it does not recommend posting of the requested speed limit. Staff was requested to notify the resident making the inquiry.

4. Request for Speed Study on Rt. 633, Powell Avenue

VDOT advised it was awaiting results of the speed study and would provide a report at a future Board meeting.

5. Request for Speed Limit Posting, Rt. 755, Depot Road

VDOT advised it was awaiting results of the speed study and would provide a report at a future Board meeting.

6. Request for Guardrail Placement and Reduced Speed Limit on Old Rt. 11

VDOT recommended posting at 45 miles per hour. Further, VDOT advised the spot in question for guardrail placement does not meet VDOT qualifications. Staff was requested to notify the resident making the inquiry.

7. Request for Speed Limit Sign (25 mph) on Winding Way Drive

VDOT advised an informal speed study would most likely indicate a posting of 25 mph.

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the Board request VDOT conduct a formal speed study.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

8. Rt. 650 Speed Study

VDOT advised it does not justify posting of speed limit. Staff was requested to notify resident making inquiry.

b. Request for Speed Study on Rt. 711, Mines Road

VDOT was requested to perform an informal speed study.

c. Request for Cutting of Banks on Road Just Off of Rt. 731, Bob Robert Lane

VDOT was requested to review the request and provide a report to the Board at its November meeting on the feasibility of cutting back the banks.

d. Schoolhouse Lane Resolution

Action was taken previously under item 4a1.

e. Board of Supervisors Concerns

Supervisor Hale inquired regarding grading asphalt on Rt. 636, Alum Spring Road.

Supervisor Cook inquired regarding the status of Mason Vaughan Boulevard at Randolph Park. VDOT advised it expects to receive construction approval in the near future.

Supervisor Cook advised of repairs needed for Rt. 100 across Peak Creek Bridge.

Supervisor Fariss advised of the need for touching up of yellow striping on Rt. 693.

Supervisor Sheffey advised of a recent accident on Rt. 626, Hazel Hollow Road, and the need for appropriate signage. VDOT was requested to conduct an informal speed study at the train trestle and replace warning signs.

f. Citizen Concerns

Mr. E. W. Harless requested clarification on the guardrail replacement request on Old Rt. 11. Further, he advised Norfolk Southern is waiting on VDOT to contact Norfolk Southern to complete work on Cooks Lane.

Mr. Huber inquired regarding the status of striping of Rt. 679, Viscoe Road.

Mr. Huber requested signage on Interstate 81 directing traffic along service roads, rather than through the Town of Pulaski.

5. Treasurer's Report

The Treasurer presented an updated report.

6. Presentation by Planning District Commission re: Wilderness Road

Mr. David Rundgren, Executive Director of the New River Valley Planning District Commission, provided a report on the status of the Wilderness Road around the quarry.

7. Citizens' Comments

There were no citizen comments.

8. Reports from the County Administrator and Staff:

a. Key Activity Timetable:

The Board reviewed the Key Activity Timetable as prepared by county staff.

Supervisor Fariss voiced concern regarding the brickwork at the County Administration Building front entrance.

Supervisor Fariss requested VDOT confirmation of willingness to provide an entrance sign in Fairlawn at the new bridge. The county administrator advised VDOT had previously indicated space would be available.

Supervisor Fariss requested confirmation that staff had sent letters to federal legislators requesting assistance in contacting the U. S. Postal Service in consideration of a postal facility in Fairlawn.

- b. Update on Property Cleanup - A request for Special Use Permit (SUP) by Tara Kent Fowlkes Edwards to allow individual camping per Section 5B-3 of the Zoning Ordinance on property identified as tax parcel 099-001-0000-053A, zoned Residential (R1), located at 2524 Brown Rd., Draper District.

The Community Development Director explained the status of the request and advised the previous violations had been remedied by the property owners.

It was moved by Mr. Cook, seconded by Dr. Fariss and carried, that the Board accept the Planning Commission recommendation of approval of the Special Use Permit, with the following conditions:

1. The campers be used only on the weekends during the warm months;
2. The applicant will provide staff a written copy of the contract for pumping the port-a-john; and
3. The Special Use Permit is valid for one year and will be reviewed after that one-year period.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

- c. Review of Fiscal Condition & Board Goals

Staff presented the following: a report detailing revenues and expenditures for the 2000-01 fiscal year; a 2001-02 year to date



b. Accounts Payable

The Board approved the accounts payable listing as presented on checks numbered 33883 through 34355.

c. Appropriations & Transfers:

The Board approved interoffice transfer #4 totaling \$45,136.06 and appropriations as follows:

General Fund #7:

Revenues:

2308-00 – State Comp Board Technology Funds Clerk’s Office	\$15,321.00
2404-15 – VA Comm of Arts Grant Fine Arts Center	5,000.00
1613-04 – Office on Youth Snowville After School Program	2,049.75
1901-27 – NR Criminal Justice Offenders Fees	7,644.00
1899-44 – DARE Donations	1,506.00
1899-28 – Local Donations Sheriff’s Office	<u>6,500.00</u>
Total	\$38,020.75

Expenditures:

2106-7001 – Clerk’s Office Technology Funds Equipment	\$15,321.00
3102-5427 – Sheriff’s Office DARE Supplies	1,506.00
3102-5409 – Sheriff’s Office Police Supplies	6,500.00
3307-300915 – NR Criminal Justice Offenders Fees	7,644.00
3404-3004 – Clean up of Property	20,000.00
5322-1003 – Office on Youth Part Time Salaries	2,049.75
7205-5606 – Fine Arts Center State Grant	5,000.00
7208-5804 – County History Book Publication Sales Tax	60.00
9104-5804 – Erroneous Assessments Refunds	2,500.00
9310-5823 – Refunds Building Permits	2,173.00
9310-582301 – Revenue Refunds State Building Permits	475.00
9310-5824 – Revenue Refunds County Decals	120.00
9310-5838 – Revenue Refunds Returned Checks	<u>12.00</u>
Total	\$63,360.75

◆ Cooks Lane Relocation Costs

The Board approved payment and appropriated \$12,017.00 for expenses related to the necessary engineering and cost estimates to relocate American Electric Power facilities on Cooks Lane in Dublin.

d. Ratification:

1. Change Orders – There were no change orders at this time.

2. Agreements, Grants, and Other:

◆ Library Grant Application – LSTA – Educate the Cataloger – Maximum Amount \$1,000- The Board approved the grant application as presented.

◆ Building Usage Application – Downtown Pulaski, Inc.- The Board ratified administrative approval of the application.

e. Personnel Changes

The Board reviewed recent personnel changes as prepared by Assistant County Administrator Nancy Burchett.

f. Disposal of Surplus Crash Truck

The Board approved disposal of the surplus vehicle, which was previously donated by Volvo to the Pulaski County Life Saving Crew, with the proceeds of the sale to be returned to the Rescue Squad.

g. Disposal of Newbern Fire Truck

The Board approved disposal of the 1965 fire truck, with the proceeds to be retained by the Newbern Fire Department.

h. Randolph Park Signage at Intersection of Alexander Road and Route 100

It was moved by Mr. Conner, seconded by Mr. Cook and carried, that the Board accept the donation of a sign by Supervisor Bruce Fariss, with said sign to be placed at the intersection of Alexander and Route 100 for use in directing the public to Randolph Park.

Voting yes: Mr. Cook, Mr. Sheffey, Mr. Hale, Mr. Conner.

Voting no: none.

Abstaining: Dr. Fariss

i. PSA Polling Policy

The Board concurred with the policy adopted by the Public Service Authority Board of Directors that at least 75% of residents respond to polls regarding water and sewer line extensions and that at least two-thirds be in favor of a system extension prior to its approval.

j. Contract for Architectural Services – Animal Shelter

It was moved by Dr. Fariss, seconded by Mr. Cook and carried, that the Board take action on this request, and directed staff to request the Animal Shelter Committee to seek input from the Virginia Tech Veterinary School regarding recommendations on the animal shelter architectural design and provide an update to the Board once received.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

k. Revised Pepper's Ferry Regional Wastewater Treatment Plant Agreement

The Board authorized the Chairman to approve revisions to the agreement, pending review of final documents by the county attorney.

l. Revised Commerce Park Participation Agreement

The Board authorized the Chairman to approve revisions to the agreement, pending review of final documents by the county attorney.

m. Surplus Property Auction

The Board approved combining the county's surplus auction with the auction being held by Volvo Truck Plant United Auto Workers on Saturday, November 3, with 10% of all proceeds to be contributed to Randolph Park.

n. Chamber of Commerce Visitor's Center Agreement

The Board tabled action on this matter.

o. Scheduling of Public Hearing on Financing Construction of Rolling Hills/Orchard Hills Sewer System

The Board approved scheduling a public hearing for the November 26 Board meeting on financing construction of the Rolling Hills/Orchard Hills sewer system.

p. Agreement – Running of Hunting Dogs at Corporate Center

The Board approved awarding the bid for the running of hunting dogs at the Corporate Center to Mr. Manis, Mr. Moore and Mr. Goad, with a bid of \$501 payable annually for the next five years.

10. Citizen Comments

There were no citizen comments at this time.

11. Other Matters from Supervisors

Supervisor Sheffey advised of the Pulaski Rotary Club's presentation to the county of \$300 from the Bud Webb Memorial Award for Environmental Achievement.

Supervisor Fariss voiced concern regarding water and sewer surcharges by the towns of Dublin and Pulaski.

The Board inquired as to the provision of electric service in Fairlawn from the City of Radford.

12. Closed Meeting – 2.2-3711.A.1.3.5.7

It was moved by Mr. Hale, seconded by Mr. Cook and carried, that the Board enter the Closed Meeting session for discussion of the following:

Property Disposition or Acquisition – Pursuant to Virginia Code Section 2.2-3711(A)3 discussion for consideration of the disposition or acquisition of publicly held property regarding:

- ◆ Hiwassee Elementary School Reuse
- ◆ Purchase of School Property

Personnel – Pursuant to Virginia Code Section 2.2-3711(A)1 discussion for consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of public officers, appointees or employees, regarding:

- ◆ Appointments:
  - Western Virginia EMS Council
  - Workforce Investment Board

Prospective Industry – Pursuant to Virginia Code Section 2.2-3711(A)5 discussion concerning a prospective business or industry, or the expansion of an existing business and industry, where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

- ◆ Prospective Retailer

Legal Matters – Pursuant to Virginia Code Section 2.2-3711(A)7 consultation with legal counsels and briefing by staff for discussion of specific legal matters and matters subject to probable litigation regarding:

- ◆ Utility Extensions

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

#### Return to Regular Session

It was moved by Mr. Conner, seconded by Mr. Cook and carried, that the Board return to regular session.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Hale, seconded by Mr. Cook and carried, that the Board of Supervisors adopts the following resolution certifying conformance with the Virginia Freedom of Information Act.

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has convened a closed meeting of this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act:

WHEREAS, Section 2.2-3712(D) of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Pulaski County, Virginia hereby certifies to the best of each members' 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 this motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale,  
Mr. Conner.

Voting no: none.

\*Personnel

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the Board approve the following appointments:

a. Western Virginia EMS Council

The Board nominated John Casey to the Western Virginia Emergency Medical Services Council.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey,  
Mr. Hale, Mr. Conner.

Voting no: none.

b. Nomination for Local Workforce Investment Board –

The Board nominated Ron Chaffin to the Local Workforce Investment Board.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey,  
Mr. Hale, Mr. Conner.

Voting no: none.

13. Adjournment

It was moved by Mr. Conner, seconded by Dr. Fariss and carried, that the Board of Supervisors adjourn to its next regular meeting to be held on Monday, November 26, 2001 at 7:00 p.m. at the County Administration Building, 143 Third Street, N. W., in the Town of Pulaski.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale, Mr. Conner.  
Voting no: none.

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Joseph L. Sheffey, Chairman

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Peter M. Huber, County Administrator