

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, November 26, 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 David Hoover of the Pulaski Christian Church.

2. Recognition of Melinda Worrell and Mike Conner

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

Resolution In Appreciation of
Melinda Worrell
and
Mike Conner

WHEREAS, Melinda Worrell and Mike Conner had participated in CPR training offered by the county; and

WHEREAS, Melinda Worrell first began administering resuscitation in an effort to save the life of Linda Woodyard, despite the extensive time since Ms. Worrell's certification; and

WHEREAS, Mike Conner joined Melinda Worrell in teamwork to provide life support; and

WHEREAS, rescue personnel were most complimentary of the effort made by both Melinda Worrell and Mike Conner to retain Linda Woodyard's life; and

WHEREAS, their efforts serve as reminder of the need to obtain and maintain skills needed to respond to medical emergencies we find ourselves in.

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors does hereby commend and express its appreciation for the efforts of Melinda Worrell and Mike Conner; 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 Melinda Worrell and Mike Conner.

Adopted this 26th day of November 2001.

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

Voting no: none

3. Additions to Agenda

The Board reviewed additions to the agenda and accepted them as presented by staff.

4. Public Hearings

a. Funding of Sewer Line Installation to Orchard Hills/Vista Subdivision (Dublin Vicinity) & Rolling Hills Subdivision (Dublin Vicinity)

Chairman Sheffey explained the purpose of the public hearing was to consider application for funding with the USDA Rural Development for sewer line installation to the Orchard Hills/Vista Subdivision (Dublin vicinity) and Rolling Hills Subdivision (Dublin vicinity).

The County Administrator advised he had received a call from Mr. Robert Goad expressing concern regarding the non-user fee.

The Chairman opened the public hearing.

Mr. Carl Chandler requested a recap of the explanation given regarding the hearing. Additional comments and concerns were heard from Mr. Bob Kirk, Mr. Fred Linkous, Mr. Cody Walker, and Mr. Swanson Melton.

The Chairman requested staff schedule an additional community meeting with residents to address their concerns. The Chairman closed the public hearing.

Supervisor Cook suggested the Board take additional time to review the matter and take action after an additional community meeting is held.

Supervisor Conner expressed concern in delaying action due to the need for the service.

Supervisor Fariss requested county staff talk with those residents expressing concerns on an individual basis.

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board approve making application for the funding.

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

Voting no: none

- b. 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.

The Community Development Director explained the request and advised the Planning Commission had tabled this matter to its December 11, 2001 meeting to allow county staff to meet with the applicant to discuss site conditions.

The Chairman opened the public hearing. Mr. Al Davis spoke in favor of the request. There being no further comments, the public hearing was closed. Action on this matter was tabled to the December 17, 2001 agenda.

- c. A rezoning request by Hazel S. Cline (Life Estate) from Residential (R1) to Agricultural (A1) on property identified by tax map no. 066-001-0000-0048, (6.8000 acres), located at 6315 Whities Ln, Ingles District.

The Community Development Director explained the request and advised the applicant had withdrawn the request to allow applicant time to discuss possible rezoning with neighbor.

The Chairman opened the public hearing. There were no citizen comments. The public hearing was closed. Action on this matter was tabled to the December 17, 2001 Board meeting.

- d. A request by J. W. Gravely for a Special Use Permit to allow a manufactured home for a storage building on property owned by William David Gravely, identified on Pulaski County real estate records as tax map parcel 007-001-0000-0022, zoned Residential (R1), (2.5900 acres), located at 6457 Parrott Mountain Road (Rt. 606), Cloyd District.

The Community Development Director explained the request and advised staff is working with the property owner to complete the cleanup. Staff advised observance of a serious rat infestation problem on the property. In addition, staff advised the Planning Commission recommends denial of the request.

Chairman Sheffey opened the public hearing. Mr. Ed Hoggatt spoke in opposition to the request. There being no further comments, the public hearing was closed.

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board accept the Planning Commission recommendation and deny the request for a Special Use Permit to allow a manufactured home to remain on the property for use as a storage building.

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

Voting no: none

5. Highway Matters:

- a. Follow-up from Previous Board Meeting:

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

1. Rural Addition Status Report

Staff reviewed in detail the status of the following rural additions: Black Hollow Heights Lane; Camelot Farms; Rolling Hills Connector Road; Sheila Drive; and Collier and Beach Drives.

The assistant resident engineer distributed information regarding construction projects completed over the past few years.

Supervisor Sheffey inquired as to any time limitations in using rural addition funds. The assistant resident engineer advised VDOT does not have limitations on the funding, as long as the plans are underway.

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

VDOT advised the speed study is currently underway and a report will be presented to the Board once the results are received.

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

VDOT advised the speed study is currently underway and a report will be presented to the Board once the results are received.

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

VDOT advised it was awaiting the results of the speed study and would provide a report to the Board once it is received.

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

VDOT advised an informal speed study was conducted and it recommended the current speed limit remain in affect and there be no speed limit posting.

6. Request for Cutting of Banks on road just off of Rt. 731, Bob Robert Lane

VDOT advised the cutting of banks is not standard work done by VDOT and therefore the request could not be granted. Staff was requested to notify the resident making the inquiry.

b. Adoption of Six-Year Secondary Road Improvements Plan

Supervisor Conner requested Hatcher Road be moved forward on the six year plan.

Supervisor Fariss questioned the reasoning for splitting of Hatcher Road into two projects. VDOT provided an explanation.

Supervisor Cook requested clarification of the status of Old Baltimore Road as it was listed on the six-year plan.

The County Administrator advised Stillwell Road needed spot improvements.

The County Administrator advised a separate spreadsheet is maintained by county staff of the six-year plan, as well as the supplemental waiting list, and there did not appear to be any inconsistencies.

It was moved by Dr. Fariss, seconded by Mr. Cook and carried, that the Board accept the six-year plan, as presented by VDOT 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 2002-2008; and

WHEREAS, a duly advertised public hearing was

aforementioned Six-Year Plan for improvement of the State Secondary Highway System in Pulaski County for fiscal years 2002-2008 with the following changes:

PROJECTS ADDED:

1. Route 676, 0.03 mi. S. Route 642, railroad signal
2. Route 693, Fr: Route 672 to 1.0 mi. W. Route 672, construction to standards

PROJECTS DELETED:

1. Route 643, Int. Route 11, improve intersection
2. Route 613, Fr: Route 619 to Route 693, construction
3. Route 803, Fr: Route 672 to End State Maintenance, construction
4. Route 668, Fr: Route 669 to End State Maintenance, construction

BE IT FURTHER RSOLVED that adoption of this plan also establishes priorities for preparation of the annual budget for the first year, 2002-03, by the Virginia Department of Transportation Resident Engineer.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale.
Voting no: Mr. Conner.

c. Radford Area, Including Fairlawn, Draft 2020 Transportation Plan

It was moved by Dr. Fariss, seconded by Mr. Hale and carried, that the Board endorse the proposed plan as presented.

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

Voting no: none.

VDOT advised the plan in its entirety could be viewed on the VDOT web site.

d. Board of Supervisors Concerns

Supervisor Cook expressed concern regarding excessive speeding on Mason Vaughan Boulevard.

It was moved by Mr. Cook, seconded by Mr. Conner and carried, that the Board approve requesting VDOT conduct a formal speed study on Mason Vaughan Boulevard.

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

Voting no: none.

VDOT was requested to conduct an informal speed study on Alexander Drive.

Supervisor Sheffey expressed concerns regarding traffic and the lack of a stop sign on the road just off of Rt. 100 leading to Sunshine Tours, Shoney's and other commercial businesses in that area. VDOT was requested to research what steps can be taken to have road taken in as a rural addition. VDOT advised it does not place signs on private roads; however, it would review the matter further and provide a report back to the Board at the next convenient Board meeting.

e. Citizen Concerns

Mr. Al Davis requested Rt. 798, Falling Branch Road, be widened. Supervisor Sheffey advised that the road is currently on the six-year plan waiting list.

6. Treasurer's Report

The Treasurer presented an updated report.

7. Citizen Comments

Mr. Al Davis expressed concerns regarding the Jim Turner Junkyard, specifically concerns regarding potential harm to children of the family. County staff was requested to take appropriate steps to enforce any zoning restrictions applicable to this situation.

8. Reports from the County Administrator and Staff:

a. Community Services Board Report

Community Services Board member Sue Thompson presented a detailed report of services provided by the New River Valley Community Services Board to the community.

b. Key Activity Timetable

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

c. Property Cleanup Discussion

The Community Development Director provided an update regarding enforcement of property cleanups, including the Gallimore family properties.

It was moved by Mr. Conner, seconded by Mr. Cook and carried, that the Board authorize county staff to take all action necessary to enforce cleanup.

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

Voting no: none.

Supervisor Fariss inquired as to what constitutes "property cleanup". Staff was requested to develop proposed standards for "property cleanup" and provide a report to the Board for review. Staff suggested talking with the local judges to confirm the proposed action of enforcement through the courts is appropriate.

d. Appointments

The Board deferred the following appointments until the Closed Meeting Session of the Board meeting to consider appointments to the following board/agencies: Cable TV Advisory Committee; Library Board; New River Resource Authority; Pepper's Ferry Regional Waste Water Treatment Authority; Southwest Virginia Economic Development Financing; and Pulaski Encouraging Progress Steering Committee.

9. Items of Consent:

It was moved by Mr. Conner, seconded by Dr. Fariss carried, that the Board approve the Items of Consent, except for item "d", which was pulled from the Items of Consent and voted on as a separate item, as noted below.

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

a. Minutes of October 22, 2001

The Board approved the minutes of the October 22, 2001 Board meeting.

b. Accounts Payable

The Board approved the accounts payable listing as presented on checks numbered 34357 through 34841.

c. Appropriations & Transfers:

The Board approved interoffice transfer #5 totaling \$47,337.12 and additional appropriations as follows:

General Fund #8:

Revenues:

2404-44 – DMV Mini Grant Sheriff's Office	\$10,000.00
1899-96 – Office on Youth Donations	<u>500.00</u>
Total	\$10,500.00

Expenditures:

3102-7137 – Sheriff's Office Seized Assets Carry Over FY 01	\$733.90
3102-1001 – Sheriff's Office Salaries Grant DMV	6,000.00
3102-5409 – Sheriff's Office Police Supplies Grant DMV	4,000.00
3213-7148 – Twin Comm. Fire Dept. Bldg. Repairs Carry Over FY 01	4,650.00
5322-5412 – Office on Youth Educational Materials & Supplies	500.00
7301-5604 – RIF Program Carry Over FY 01	<u>3,944.00</u>
Total	\$19,827.90

Capital Improvement Fund #3

Revenues:

5102-00 – Transfer from General Fund	<u>\$12,504.00</u>
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Total	\$12,504.00
Expenditures:	
3102-700501 – Sheriff’s Department Vehicles	<u>\$12,504.00</u>
Total	\$12,504.00
School Fund #3	
Revenues:	
Schools – Federal Grant Projects – See Attached Details	<u>\$465,563.17</u>
Total	\$465,563.17
Expenditures:	
Schools Federal Grant Projects – See Attached Details	<u>\$465,563.17</u>
Total	\$465,563.17
REMSI Transfer #1	
Expenditures - Transfer:	
009-3236-505401 – Office Supplies (Task Force Office Supplies)	\$1,000.00
009-3236-506015 – Police Supplies/Firearms (Task Force)	\$29,538.00
009-3235-7001 – Machinery & Equipment	(22,669.00)
009-3235-7005 – Motor Vehicles & Equipment	<u>(\$7,869.00)</u>
Total	- \$0 -

d. Ratification:

1. Change Orders – There were no change orders at this time.
2. Agreements, Grants, and Other:
 - a. McNeil Roofing and Sheet Metal Contract- The Board ratified the contract with McNeil Roofing for installation of the roof at Randolph Park concession/announcers stand in the amount of \$35,000.
 - b. Professional Services Agreement with Virtual IT – Data Processing Needs Assessment Study – The Board ratified the agreement, at a not to exceed cost of \$27,700, with said study to provide the basis for any future hardware and software needs over the next five years.

- c. DMV Grant – Sheriff’s Dept. - \$10,000 - The Board ratified the safety grant application in the amount of \$10,000 and noted a local match is not required. It was further noted the funds would be used for overtime salaries (\$6,000) and police equipment (\$4,000).
- d. AEP Easement at Pump Station Along Bagging Plant Road – It was moved by Mr. Cook, seconded by Mr. Hale and carried, that the Board approve scheduling of a public hearing at its January 28, 2002 Board meeting to consider the request.

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

Voting no: none.

- e. Section 125 Administrative Services Agreement - The Board ratified the continued use of Hunt, DuPree, Rhine
rvices as outlined inn2 4i

- 2. American Electric Power (AEP) Agreement5d.nPlacementof
Sign on The Board approved the executi

- 3. - The Board appro12/ved an

Personnel Changes

g. Blue Ridge Travel Association Request

The Board approved a contribution of \$500 to the Blue Ridge Travel Association to be used towards regional tourism marketing efforts.

h. Virginia Shell Building Initiative Loan Amendment

The Board approved a loan amendment, which provides and extension of the original agreement for the Virginia Shell Building Initiative Loan through January 15, 2002. A copy of the "Amendment to Loan Documents" is filed with the records of this meeting.

i. Legislative Items - 2002

The Board approved submitting the following legislative issues to the General Assembly for the upcoming legislative session:

1. Shifting of costs from the state to localities while local taxing ability is restricted;
2. Keep commitment for state funding for the proposed "Center for Excellence" training facility.
3. Assist localities in addressing serious school construction needs.
4. Funding for the construction of the New River Valley Technology Magnet School.
5. Implementation of the Virginia Association of Counties/Virginia Municipal League proposed plan for sharing of state income tax revenue as a means of addressing these and local financial needs.

j. Sheriff's Department Replacement Vehicles

The Board approved the replacement schedule as submitted by Director of Fleet Maintenance Doug Mayberry and as outlined in a memo filed with the records of this meeting. In addition, the Board approved purchasing of five new cars from Johnson Ford in Hillsville with an additional appropriation of \$12,214.

k. Fiscal Year 2001 Two-For-Life Payment

The Board accepted the Fiscal-Year 2001 Two-For-Life payment in the amount of \$15,228.50 and further authorized staff to complete all documents necessary to receive payments.

l. Overtime Policy Overtima-1(licy)TJETEMC 30 1 6 70.4 305.84 0.78 re

The Board approved the following Overtime Policy, which provides for a logical basis for compensation based on the impact of required overtime on personal plans. Overtime pay would be restricted to work on holidays and situations where employees are given less than 24 hours notice:

OVERTIME COMPENSATION – NON-EXEMPT EMPLOYEES

Compensatory Time

Employees having more than 24 hours notice prior to a work assignment will be compensated for their time through the use of compensatory time. If the employee has worked more than 40 hours that week, compensatory time will be earned at 1.5 times the number of additional hours worked. Otherwise, the amount of compensatory time will be equal to the number of additional hours worked. Regardless of the amount of notice given, employees required to work on a holiday will be compensated through overtime pay.

- m. Architectural/Engineering Services – Elevator Installation at County Administration Building

The Board approved a proposal by Architect Tom Douthat for installation of the County Administration Building elevator. A copy of the proposal is filed with the records of this meeting.

- n. Acceptance of 2001 Election Results

The Board accepted the following election results:

o. Cooperative Agreement for Allisonia Landing on the New River

The Board authorized execution of an agreement for improvements to the existing boating access for the Allisonia Landing on the New River. A copy of the agreement is filed with the records of this meeting.

p. Scheduling of Public Hearing on T-21 Grant Application

The Board authorized scheduling of a public hearing for its December 17, 2001 Board meeting to apply for Transportation Enhancement Act (TEA21) funding for use on pedestrian walkways, streetlights, trees and signage along and in the vicinity of Route 100.

q. Board Picture

The Board requested county staff to arrange for a formal picture to be taken of the Board just prior to the December 17, 2001 Board meeting at approximately 6:45 p.m.

r. Purchase of Administrative Vehicle

The Board accepted the recommendation of county staff to purchase a 2001 Chevrolet Lumina, which has 16,151 miles, at a cost of \$10,897, as well as approval of a corresponding budget appropriation.

s. Financial Disclosure Forms

The Board accepted the recommendation of the County Administrator in that only those individuals required by state code to file financial disclosure forms will be required to do so. It was noted, at a minimum, state code required that PSA and IDA board members complete the Financial Disclosure Statement (short form corresponding to section 2.2-3118 of the code). Finally, members of the Planning Commission and Board of Zoning Appeals are required to file the Disclosure of Real Estate Holdings.

10. Citizen Comments

There were no citizen comments at this time.

11. Other Matters from Supervisors

Supervisor Fariss requested staff research the feasibility of using wireless microphones during the Board meetings and provide a report back to the Board.

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

It was moved by Mr. Hale, second

- ◆ Training Facilities
- ◆ Intergovernmental Cooperation
- ◆ Fairview Home

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. Hale 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. Conner 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 Dr. Fariss, seconded by Mr. Hale and carried,
that the Board approve the following appointments:

1. Cable TV Advisory Committee

The Board reappointed Ralph Bowman, Thomas Lillard, Benny Skeens and Charles Stewart.

2. Library Board

The Board requested county staff contact Ms. Marva Hickman to determine her interest in serving and place any action needed by the Board on its Board December 17 agenda.

3. New River Resource Authority

The Board reappointed Joe Sheffey for an additional term ending December 31, 2005.

4. Peppers Ferry Regional Wastewater Treatment Authority

The Board reappointed Charles Cook and Ron Coake for terms ending December 31, 2005.

5. Southwest Virginia Economic Development Financing

The Board reappointed Dallas Cox for a term ending December 31, 2002.

6. Pulaski Encouraging Progress Chairman

The Board appointed Wayne Carpenter as Chairman of the PEP Steering Committee.

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 Mr. Hale and carried, that the Board of Supervisors adjourn to its next regular meeting to be held on Monday, December 17, 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.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator