

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

At a regular reconvened meeting of the Pulaski County Board of Supervisors held on Monday, June 24, 2002 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; Assistant County Administrator, Nancy M. Burchett; David Tickner, Community Development Director; and Gena T. Hanks, Executive Secretary.

1. Invocation

The invocation was delivered by Reverend Terri Sternberg of the Trinity Lutheran Church.

Supervisor Sheffey requested those in attendance to remember Pulaski Town Mayor Charles Stewart during his recovery from recent injuries sustained during a fall at his home.

2. Presentation of Resolution – Gayle Long

On a motion by Mr. Conner, seconded by Dr. Fariss and carried, the Board adopted the following resolution:

Resolution of Appreciation
Gayle Long

WHEREAS, **Gayle Long** rendered valuable public service to Pulaski County, exhibiting the best of the qualities displayed in the County seal, **Excellence, Vision and Pride**; and

WHEREAS, **Gayle Long** was an employee of the County of Pulaski serving in the Commissioner of Revenue's Office from May 15, 1957 through June 30, 2002; and

WHEREAS, **Gayle Long** worked for three different Commissioner's of Revenue, with locations including the existing stone courthouse, the brick courthouse and the former Dalton Building; and

WHEREAS, during her service, **Gayle Long** placed strong emphasis on her love of family by "adopting" all of the children of her fellow employees, and showed that love by sending cards and gifts on special occasions; and

WHEREAS, over the course of her 45 years, **Gayle Long** accepted changes that occurred in the Commissioner's Office with efficiency and pride in her work; and

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WHEREAS, **Gayle Long's** sense of humor and warm heart was often displayed through consideration to taxpayers and fellow employees; and

WHEREAS, **Gayle Long** gave countless hours in selfless service to all citizens of Pulaski County; and

WHEREAS, the service provided by **Gayle Long** 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 **Gayle Long** to the county and its citizens; 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 **Gayle Long** to the citizens of Pulaski County.

Adopted this 24th day of June 2002.

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

Voting no: none.

3. Recognition of Claytor Lake Festival Committee

The Board and audience in attendance, viewed a Power Point presentation of the recent Claytor Lake Festival. Staff was directed to prepare an appropriate resolution of appreciation for adoption by the Board at its July 22 meeting.

4. Additions to Agenda

There were no additional items to add to the agenda.

5. Public Hearings:

- a. A request by **Roy D. & Kathy R. Bunn** for an amendment to the Pulaski County Zoning Ordinance to add a use not provided for, per Section 17-5, to allow custom manufacturing as either a use by-right, by Conditional Use Permit (CUP) or by Special Use Permit (SUP) in the Agricultural District (A1);

Mr. Tickner explained the request and advised the Planning Commission recommended approval.

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Chairman Sheffey opened the public hearing on the matter. There were no citizen comments. There being no comments, the public hearing was closed.

On a motion by Mr. Conner, seconded by Mr. Cook and carried, the Board approved an ordinance amendment, as recommended by the Planning Commission, to allow custom manufacturing as a defined use by Special Use Permit (SUP) in the Agricultural (A-1) District, as follows:

Custom Manufacturing: An establishment, secondary to the principal use as a dwelling or agricultural use, primarily engaged in on-site production of goods by hand manufacturing, within an enclosed structure, involving the use of hand tools, or the use of mechanical equipment commonly associated with residential or commercial uses, or a single kiln. Hours of operation are typically to sunrise to sunset. The building in which the manufacturing is taking place must be at least 150 feet from any dwelling on an adjoining property.

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

Voting no:

And

A request by Roy D. & Kathy R. Bunn for consideration of a Special Use Permit (SUP) to allow custom manufacturing on property identified as tax map no. 037-001-0000-0002, zoned Agricultural (A1), (8.1694 acres), located at 6500 Ruebush Rd. (Rt. 617), Cloyd District.

Mr. Tickner explained the request and advised the Planning Commission recommended approval.

Chairman Sheffey opened the public hearing on this matter. There were no citizen comments. There being no comments, the public hearing was closed.

On a motion by Mr. Hale, seconded by Dr. Fariss and carried, the Board approved the request for a Special Use Permit, as recommended by the Planning Commission.

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

Voting no: none.

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- b. A request by **Danny P. McClure** for a Special Use Permit (SUP) to allow a setback variance for an existing structure per Section 4-5, and revised site plan review on property known as **TownSquare Auto Wash**, identified as tax map no. 056-001-0000-0071, 71A, 72, zoned Commercial (CM1), 5315 Newbern Rd (Rt. 682), Draper District.

Mr. Huber and Mr. Tickner explained the request and advised the Planning Commission recommended approval.

Chairman Sheffey opened the public hearing on this matter. There were no citizen comments. There being no comments, the public hearing was closed.

On a motion by Mr. Cook, seconded by Dr. Fariss and carried, the Board approved the request for a Special Use Permit, as recommended by the Planning Commission.

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

- c. A request by **Pamela Ann (Newman) Dalton** for a Special Use Permit (SUP) to allow a neighborhood retail store on property identified as tax map no. 116-001-0000-014A, zoned Agricultural (A1), (1.9470 acres), located at 4543 Clark Ferry Rd. (Rt. 653), Draper District.

Mr. Tickner explained the request and advised the Planning Commission recommended denial.

Chairman Sheffey opened the public hearing on this matter.

Mr. William Wendell, Mr. Annie Wendell, Ms. Sarah Walters and Ms. Francis Webb spoke in opposition to the request.

There being no further comments, the public hearing was closed.

On a motion by Mr. Conner, seconded by Mr. Cook and carried, the Board denied the request, as recommended by the Planning Commission.

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

- d. A request by **Betty M. Richardson** for a Special Use Permit (SUP) to allow a State Water Control Board Permitted Sewage Facility on property identified as tax map no. 018-002-0000-0055, zoned Residential (R1), located on the east side of Cleburne Blvd. (Rt. 100) approximately 0.27 mi. north of Lillydell Cr. (Rt. 733), Cloyd District.

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Mr. Tickner explained the request and advised the Planning Commission recommended approval.

Chairman Sheffey opened the public hearing on this matter.

Mr. Jeff Hassen, contractor, spoke in favor of the request and explained the process of testing and monitoring the system.

There being no further comments, the public hearing was closed.

On a motion by Dr. Fariss, seconded by Mr. Hale and carried, the Board approved the Special Use Permit, as recommended by the Planning Commission, with the condition that all parts of Park I and II of the VPDES are met.

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

Voting no: none.

- e. A request by **David G. & Cheryl M. Myers** for an amendment to the Pulaski County Zoning Ordinance to add a use not provided for, per Section 17-5, to allow livestock as either a use by-right, by Conditional Use Permit (CUP) or by Special Use Permit (SUP) in the Residential District (R1);
And

Mr. Tickner explained the request and advised the Planning Commission recommended approval of ordinance amendment to allow a private stable as a defined use by-right in the Residential (R-1) District.

Chairman Sheffey opened the public hearing on this matter.

Mr. David Tenzer provided a Power Point presentation supporting the request.

Ms. Cindy Goad expressed support for the proposed amendment.

Ms. Betsy Mabry, representing area realtors, spoke in favor of the request. Ms. Mabry noted she supported any zoning changes that provide the highest and best use of real estates in the county. Ms. Mabry suggested the Board consider establishing a task force to explore current R1 zoning and how the proposed amendment would affect property values.

Mr. Tickner advised Montgomery, Giles and Roanoke counties have rural residential zoning districts in their respective counties.

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Mr. Roy Hunter spoke in favor of the proposed amendment to include horses and ponies, but is opposed to allowing farming with other livestock and farm uses. Mr. Hunter advised he would like to see a designation for mini farms.

Mr. Tedd Graham expressed support for the proposed amendment.

Ms. Laura Hoffman, realtor, advised of her support of the proposed amendment and expressed further support for allowing cattle on property as well.

Mr. Dennis Bird expressed support for the proposed amendment and advised he and other homeowners in the area had been assured by their Homeowners Association that cattle and horses were allowed on property.

There being no further comments, the public hearing was closed.

A motion by Mr. Hale to accept the Planning Commission recommendation failed to receive a second. Supervisor Sheffey called for a vote on the matter.

Voting yes: Dr. Fariss, Mr. Hale.

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

On a motion by Dr. Fariss, seconded by Mr. Cook and carried, the Board denied the request and asked that a task force be established consisting of volunteers to include realtors, citizens and a Planning Commission member with a recommendation to the Board of Supervisors at its July meeting regarding zoning in Residential (R1) districts as it related to livestock.

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

Voting no: none.

A request by **David G. & Cheryl M. Myers** for consideration of a Special Use Permit (SUP) to allow livestock on property identified as tax map no. 037-005-0000-0010, zoned Residential (R1), (4.4420 acres), located at 3636 Ruebush Rd. (Rt. 617), Cloyd District.

Mr. Huber advised no action was needed on this matter.

- f. A request by **Walter Daniel Lambert** for amendment to a Special Use Permit (SUP) to allow operation of a flea market six (6) days a week on property known as Wings of Eagles Church, identified by tax map no. 038-006-0000-0008, zoned Commercial (CM1), (1.430 acres), located at 6975 Lee Highway (Rt. 11), 350 ft. west of Camelot Farms Road, Cloyd District.

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Mr. Tickner explained the request and advised the Planning Commission motion to recommend approval of the Special Use Permit (SUP) failed with a vote of 2 to 5. Therefore, the request was denied.

Chairman Sheffey opened the public hearing on this matter.

Ms. Diane Lambert spoke in favor of the request and presented a petition indicating citizen support of the request.

Supervisor Cook inquired regarding the sale of furniture on the property. Ms. Lambert advised the furniture that is sold is manufactured by her brother, with proceeds going to the church.

Mr. Tickner explained to the Board the flea market and yard sales regulations.

There being no further comments, the public hearing was closed.

On a motion by Dr. Fariss, seconded by Mr. Cook and carried, the Board denied the request.

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

Voting no: none.

Supervisor Fariss explained the Wings of Eagle Church operates outside of the guidelines established under the county's flea market and yard sale regulations.

Ms. Lambert advised she felt the current flea market is operated in accordance with the regulations established by the county.

- g. Disposition of approximately 22 acres along Route 11 west of Dublin further described on Pulaski County Tax Map No. 048-001-0000-0032.

Mr. Huber explained the property had previously been purchased by the School Board and declared surplus. Further, staff recommends the Board take action to receive "requests for proposals". In addition, staff recommends direct disposal of the property based on proposals by developers.

Mr. McCarthy advised the Industrial Development Authority (IDA) is unable to sell the property due to the property's "residential" designation and that in order for the IDA to sell the property, it would have to be used for a commercial use.

Chairman Sheffey opened the public hearing on this matter. There were no citizen comments. Therefore, the public hearing was closed.

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On a motion by Mr. Conner, seconded by Mr. Cook and carried, the Board authorized with proceeding with issuing a Request for Proposals for the development of the property, without restrictions on potential use.

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

Voting no: none.

h. Application for Funding with USDA, Rural Development for Funding of Sewer Lines Installation to Highland Park Subdivision (Dublin vicinity)

Mr. Shawn Utt of the New River Valley Planning District Commission explained the results of the survey as follows: Current survey results for Highland Park are 56% in favor and 37% opposed, with a 94% response rate. While the percentage of residents in favor is below the 66% previously set by the PSA and Board of Supervisors, the survey was conducted based on a cost of over \$30 vs. an anticipated cost of approximately \$20 for the first 2,000 gallons, which may be assumed considering the ratio of grant and loan funds anticipated to be received in other Dublin area sewer projects.

Chairman Sheffey opened the public hearing on this matter. There were no citizen comments on this matter. Therefore, the public hearing was closed.

On a motion by Dr. Fariss, seconded by Mr. Cook and carried, the Board approved submittal of an application for funding.

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

Voting no: none.

6. School Board Presentation

Dr. Donald Stowers, School Superintendent, gave a Power Point presentation entitled "Building Futures". The presentation included information detailing the conditions of the existing schools, prioritization of the renovation/replacement of schools, and the costs associated with the proposed renovation/replacement of schools.

Dr. Stowers requested the Board approve the building of a new school to replace the existing Claremont and Northwood schools and specify the funding source for the repayment of borrowed monies.

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board approved proceeding with the building plan for the Claremont/Northwood schools replacement, as well funding through a combination of the Virginia Public School Authority and any potential funding from the Literary Fund.

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

Voting no: none

By consensus, the Board of Supervisors and School Board agreed to meet, as convenient, for the purpose of overall construction planning and reuse of school buildings once they are no longer occupied.

7. Highway Matters:

The Board met with Assistant Resident Engineer Dale Stancill regarding the following highway matters:

a. Follow-up from Previous Board meeting:

◆ Request for Speed Limit on Rt. 11 at intersection of New River Road

Mr. Stancill advised VDOT does not recommend lowering the speed limit due to only six accidents, which were attributed to driver inattention and improper turning. Mr. Stancill agreed to notify Sheriff Davis.

b. Private Proposal for Financing of Widening of I-81

Staff was requested to schedule a community-wide meeting for the purpose of hearing presentations by both sides of the issue prior to a Board response and to arrange an informal meeting at New River Community College.

c. Rural Addition Status Report

Mr. Huber provided an update on the current rural addition listing.

On a motion of Mr. Cook, seconded by Mr. Conner and carried, the Board approved removing from the active list: Sheila Dr., Akers Rd, Collier Street and Walker Road (Rich Hill Lane and Smythers Mountain Road to remain on active list).

VDOT was requested to provide a report on the exact policy regarding acceptance of public roads.

Mr. McCarthy was requested to research a possible boundary change on Banks Street and provide an update at the next Board meeting.

Staff was requested to notify residents of action to remove Sheila Drive from the list.

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d. Randolph Park Recreational Access Road Resolution

On a motion by Dr. Fariss, seconded by Mr. Hale and carried, the Board approved the following resolution:

WHEREAS, Project 0823-077-023,M501 has been constructed as a Recreational Access Roadway to serve Randolph Park, and

WHEREAS, Pulaski County constructed an extension of this roadway to serve the remaining portions of the park and reconnect to Route 823, and

WHEREAS, the project and its extension were constructed in accordance with Virginia Department of Transportation specifications and standards.

NOW, THEREFORE BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add to the secondary system of state highways that portion constructed as project 0823-077-203,M501, as described below, under Section 33.1-223 of the Code of Virginia (1950), as amended.

From: Intersection Route 683 To: 0l.29 Mi. N. Route 693
Length = .029 Mi Right of Way Width = 50' and Variable
Recorded: Instrument #01000563 Dated: 10-11-01

BE IT FURTHER RESOLVED this Board requests the Virginia Department of Transportation to add to the secondary system of state highways that portion constructed as an extension connector road, as described below, under section 33.1-229 of the Code of Virginia (1950) as amended.

From: 0.29 Mi. N. Rte. 683 To: Intersection Route 823
Length = 0.30 Mi. Right of Way Width = 50' and Variable
Recorded: Instrument #01000563 Dated: 10-11-01

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

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

Voting no: none.

e. Board of Supervisors Concerns

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Supervisor Conner requested clarification on the paving of Rt. 815.

Supervisor Cook thanked VDOT for resurfacing of the bridge over Rt. 100.

Supervisor Fariss requested VDOT review the weight limit restrictions on Big Reed Island Bridge and provide an update at the next meeting.

Supervisor Sheffey expressed concern regarding the weeds extending from retaining wall on Memorial Bridge. VDOT advised an extensive landscaping plan is underway for the wall.

Supervisor Sheffey inquired regarding the status of the county signs at Memorial Bridge.

Supervisor Sheffey inquired regarding the damage recently to Pepper's Ferry Bridge. VDOT advised it expected costs to repair the bridge to be approximately \$300,000 to \$400,000, but if over \$400,000, VDOT would expect to recommend a replacement.

f. Citizen Concerns

Mr. Stancill advised Cox Hollow Road had been completed.

8. Treasurer's Report

Treasurer Rose Marie Tickle presented the monthly report.

9. Citizens' Comments

◆ Animal Control Advisory Committee

Ms. Alisa Krell of the Pulaski County Humane Society and the Animal Shelter Advisory Committee spoke in opposition to the Board's recent approval to locate the new animal shelter at the former Cloyd's Mountain Landfill site. Ms. Krell asked for those in attendance in opposition to the location of the site to stand.

Comments were heard from citizens requesting the Board reconsider location of the animal shelter from the old Cloyd's Mountain Landfill site to a more suitable site in the county. Citizens commenting were: Chris Thompson, Floyd County; David Hill; Rebecca English who presented a petition collected

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with 1,275 signatures; Judy Flemming; Gerri Glass, City of Radford; Jennifer Smart; and Michael Barr.

Supervisor Fariss provided a Power Point slide presentation regarding the current and proposed animal shelter site.

Additional comments were heard from Alisa Krell, Lisa Swope, Karen McCready, Judy Flemming, Rita Lyons, and Ginger Whitcraft expressing continued opposition to the proposed Cloyd's Mountain Landfill site location.

By consensus, the Board agreed to consider other potential sites for an animal shelter location, dependent on sites requiring no additional funding and a better location than the Cloyd's Mountain site. Staff was authorized to work with the Animal Shelter Advisory Committee to identify additional sites, as appropriate.

Staff advised a proposed plan for the animal shelter should be available by Architect Glenn Reynolds by the end of July.

10. Reports from the County Administrator & Staff:

a. Key Activity Timetable (KAT)

Supervisor Fariss requested the KAT be modified and returned to letterform, rather than landscape.

Supervisors inquired and requested clarification regarding "Garage Appearance Pride Plan – Phase Two"; changing the Target Date for "Health Department Office location" to July 03; and the status of the "Renfro Building Reuse Study".

b. Report on Ordinance Establishing the Motor Vehicle and Trailer License Tax as it relates to Trailers

On a motion by Mr. Cook, seconded by Dr. Fariss and carried, the Board approved amending the existing ordinance eliminating decal requirements on trailers not required to have brakes and increased the rate to \$10.00 per decal. The following is the ordinance in its entirety with amendments to date:

BE IT ORDAINED BY THE PULASKI COUNTY BOARD OF SUPERVISORS, THAT THE FOLLOWING AMENDMENTS ARE MADE TO THE PULASKI COUNTY MOTOR VEHICLE LICENSE AND TRAILER TAX ORDINANCE AS SHOWN BY THE CHANGES IN EACH SECTION IN BOLD ITALIC PRINT:

AN ORDINANCE ESTABLISHING A MOTOR VEHICLE *AND TRAILER LICENSE* TAX FOR THE COUNTY OF PULASKI, AND ESTABLISHING ADMINISTRATIVE PROCEDURES FOR SAID ORDINANCE. PURSUANT TO THE AUTHORITY CONTAINED IN TITLE 46.2-752 OF THE 1950 CODE OF VIRGINIA, AS AMENDED

BE IT ORDAINED by the Pulaski County Board of Supervisors:

Section I. Intent and Applicability

Every motor vehicle and/or trailer operated on the streets, highways or roads within the County, in business or for the private use or benefit of the owner, shall be subject to a license tax as provided in this ordinance. The provisions of this ordinance, however, shall not be construed to apply to engines, locomotive engines, electric cars running on rails; motor vehicles, trailers or semi-trailers owned by the Commonwealth, by any political subdivision of the Commonwealth or by the United States Government; or to vehicles used exclusively for agricultural or horticultural purposes which do not bear license plates issued by the Commonwealth of Virginia; vehicles held for sale by any manufacturer or dealer, or antique motor vehicles duly licensed as antique motor vehicles and not used for general purposes. Nor shall any provisions of this article apply to motor vehicles or trailers of owners resident in any incorporated town in the county, which town imposes a license tax upon owners and motor vehicles in the town. Nothing in this ordinance shall be construed to require a license tax on a person or upon any vehicle exempted from same under the provisions of any of the statutes of the Commonwealth, nor any person who does not actually reside in the County or who does not use his automobile in the County. The word "reside" as used herein shall be construed to mean "to have a place of abode in the County," irrespective of the intention of any person to return to some residence outside of the County at some future date.

Section II. Amount of License Tax

- a. Automobiles and Trucks. On every automobile and truck to which this ordinance is applicable there shall be a tax of ***twenty-five*** dollars per annum.

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- b. Motorcycles and trailers licensed by the Commonwealth of Virginia. On motorcycles licensed by the Commonwealth of Virginia, ***to which this ordinance is applicable*** there shall be a tax of ***\$10.00*** per annum. On trailers licensed by the Commonwealth of Virginia, ***and required to have brakes and pass state inspection***, there shall be a tax of ***\$10.00*** per annum.

The license tax year shall commence on February 16 and expire on February 15 of each year.

Section III. Proration of Tax

Whenever any such license tax becomes assessable in any month after the month in which the tax for the full year is assessable, the license tax shall be prorated on a monthly basis, with the tax due equal to one-twelfth of the tax set out above multiplied by the remaining number of months in the tax year from the date of registration of the vehicle in the applicant's name. Each license issued upon the payment of the license tax thereon shall expire at the end of the license tax year in which such license is issued.

Section IV. Payment of Property Tax Prerequisite to Issuance

No vehicle ***or trailer*** taxable under the provisions of this ordinance shall be licensed unless and until the applicant for such license shall have produced satisfactory evidence that all personal property taxes upon the vehicle to be licensed, which personal property taxes have been assessed or are assessable against such applicant, have been paid.

Section V. Application; issuance generally; display of stickers; loaning, selling, etc., sticker to another prohibited.

Any person coming under the provisions of this ordinance shall make application for a license upon forms supplied by the Treasurer of the County, at the Office of the Treasurer in the Courthouse at Pulaski, Virginia; and, upon payment of required tax, shall be issued, as evidence, ***a*** sticker which shall be attached to the front windshield of the vehicle so licensed so as to be readily recognized. Failure to display ***a*** sticker shall be considered a violation even though the license tax has been paid. It shall be unlawful for any person to whom a sticker is issued upon the payment of any license tax prescribed in this ordinance, ***to transfer such sticker to any other vehicle or trailer, other than the vehicle or trailer for which such sticker was originally issued or*** to give, loan, rent, sell, assign or transfer such sticker to another or to otherwise permit another to use in any manner such sticker during the license tax year for which the same is issued.

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Section VI. Refunds

Any person holding a current registration certificate and license who disposes of the vehicles for which is was issued and does not purchase another vehicle may surrender the license and registration certificate to the Treasurer of the County, with a statement that the vehicle for which the license was issued has been sold, and request a refund for the unused portion of the fee paid. The Treasurer shall refund to the applicant one-half of the total cost of the registration and license if application for such refund is made prior to October 1 of the current license year, but such refund shall be only one-third of such total cost when the application thereof is made subsequent to October 1 of the current license year, but prior to January 1 of the current license year. No refund shall be made when application therefore is made after January 1 of the current license year.

Section VII. Duplicate Tags

In the event any license issued under the provisions of this ordinance shall be lost or mutilated or shall have become illegible ***and only in such case***, the person who is entitled thereto shall make immediate application for an obtain a duplicate or substitute therefore, upon furnishing information of such fact satisfactory to the Treasurer and upon payment of one dollar.

Section VIII. Disposition of Taxes and Fees

The revenue derived from all county license taxes and fees imposed under authority of this ordinance shall be applied to general county purposes.

Section IX. Transfer of Tags

In the event any person desires to transfer any license issued under the provisions of this ordinance to another vehicle, such person shall make application for such transfer to the Treasurer of the County, who shall transfer such license upon the payment of a fee of one dollar.

Section X. Violations, Penalties

Violation of any provisions of this ordinance by any person shall constitute a misdemeanor, the penalty for which shall not exceed that of a Class 4 misdemeanor. Each day of violation shall constitute a separate offense. Trial of all violations of this ordinance shall be enforced by proceedings before the General District Court in the manner and with like right of appeal as is provided in misdemeanor cases; and the Sheriff and all deputies and police officers of the County are hereby authorized to issue summons in writing to violators of this ordinance for their appearance before such court. ***A violation of this ordinance by owner of a vehicle may not be***

discharged by payment of a fine except upon presentation of satisfactory evidence that the required license has been obtained. All fines collected from any person for violating any provisions of this ordinance, upon conviction thereof, shall be credited to the general fund of the County and deposited by the County Treasurer in the same manner as that prescribed for County monies.

Section XI. Special Exemptions

Each member of any Volunteer Fire Department or Rescue Squad located within Pulaski County, Virginia, shall not be assessed such license fee for one (1) vehicle used by such member, and that a disabled Veteran, as defined by the Code of Virginia, shall not be required to purchase such license.

Section XII. Severability

Should any section of this ordinance be adjudicated unlawful or unconstitutional by a court of competent jurisdiction, the remaining section shall remain in effect and shall be enforced by officers of the County.

Adopted this 24th day of June, 2002.

IN ALL OTHER RESPECTS, THE DIVISIONS OF THIS ORDINANCE SHALL BE UNAFFECTED BY THIS AMENDMENT AND SHALL REMAIN IN FULL FORCE AND EFFECT WITHOUT AMENDMENT OR CHANGE, AND THIS ORDINANCE IS REENACTED AS IF SET OUT IN FULL HEREIN.

Supervisor Sheffey asked if the Commissioner of Revenue and Treasurer have the capability of identifying the type of trailer a resident owns. Mr. Huber advised he did not believe this could be done; however, the request would be passed along to the Commissioner of Revenue and Treasurer.

c. Update on Billing Practices for Local Mobile Telecommunications services

Mr. Huber reported the accuracy of cell phone tax accounting information should improve significantly with federally mandated requirements to utilize zip+4 addressing by October 2002.

On a motion by Dr. Fariss, seconded by Mr. Conner and carried, the Board approved lobbying staff officials to require that cell phone companies make customer address information available for auditing purposes and that customers be required to provide their E911 information when applying for service.

Staff advised correction of tax map and parcel numbers with all addressing would further enhance accuracy of residency location.

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

On a motion by Dr. Fariss, seconded by Mr. Cook and carried, the Board approved hiring one, temporary, part-time individuals for eight months to assist with computer maintenance, while leaving Mr. Spangler free to focus on the correlation of 911 with tax map information.

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

d. Zoning Ordinance Text Changes Update

Staff provided an update regarding proposed Zoning Ordinance text amendments.

The Board requested removing the section regarding administrative variances and amend the section on the bond requirement to state that a bond will only be required when the developer wants to occupy the building without all of the improvements in place.

e. Appointments:

The Board delayed action on appointments until the Closed Meeting session of the Board meeting.

11. Items of Consent:

On a motion by Dr. Fariss, seconded by Mr. Hale and carried, the Board approved all items of consent, except for item "p" Courthouse Parking, which was voted on by a separate vote.

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

a. Approval of Minutes of May 13 & 20 and June 3, 2002

The Board approved the minutes of the Board of Supervisors May 13 & 20 and June 3, 2002, meetings as presented.

b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 36813 through 37214, subject to audit.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

c. Appropriations and Transfers:

1. Interoffice Transfer #12 - \$49,989.25

The Board approved the interoffice transfer #12 in the amount of \$49,989.25 as presented.

2. General Fund #20 - \$20,046 & General Fund #21 - \$12,462

The Board approved the General Fund Appropriation #20 as follows:

Expenditures

2102-3005	General District Court Maint. Serv. Contracts	\$ 832
2104-3005	J&D Court Maint. Serv. Contracts	350
2106-3005	Clerk's Office Maint. Serv. Contracts	6,000
3207-4006	Draper Vol. Fire Dept. Garage Parts	5,000
3209-4006	Fairlawn Vol. Fire Dept. Garage Parts	1,200
3503-3002	Medical Examiner Fees	200
4217-1003	Clean Comm. Council Part-time Wages	1,500
5326-1001	Virginia Juvenile Crime Control Salaries	4,451
5326-2001	Virginia Juvenile Crime Control FICA	100
7208-5804	County History Publication Other Misc.	5
9104-5804	Erroneous Assessments	<u>408</u>
	TOTAL	\$20,046

The Board approved the General Fund Appropriation #21 as follows:

Revenues

1401-01	Police traffic funds – (fine money) (\$25,000 current)	\$12,462
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Expenditures

3102-5407	Repair & Maintenance Sup.	\$ 2,312
3102-5410	Uniform & Wearing Apparel	4,000
3102-5409	Police Supplies	5,000
3102-5804	Other/Miscellaneous	<u>1,150</u>
	TOTAL	\$12,462

3. School Fund Appropriation #4 - \$1,800; #5 - \$461,875

The Board approved The School Fund Appropriation #4 as follows:

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

Revenues

Federal Grant Receipts \$461,875

Expenditures

Federal Grants Expenditures \$461,875
(See Board packet for details)

4. Capital Improvement Appropriation #2 - -0-

The Board approved the Capital Improvement Fund #2 as follows:

Expenditures

9101-7125	Debt Services Economic Stimulus Program	\$+156,902.83
8122-6001	New Century Commerce Park	-121,525.00
8130-3049	Rt. 100 Improvements	<u>- 35,377.83</u>
	TOTAL	-0-

5. VPA Categorical Transfers #2 - -0-

The Board approved the VPA Categorical Transfer #2 as follows:

Expenditures

5364-5785	View – POS Other	\$ -	50,000
5359-3002	View – Direct & Pursh. – Contr. Prof. Services	+	50,000
5317-1001	Fuel Assistance – Salaries	+	3,000
5318-8002	Other Pub. Assist. Lease	-	4,481
5302-5706	AFDC – Foster Care	+	20,000
5344-5749	883 CDC Fee At Risk DC	-	18,519
5340-2005	Hospital – Medical Ins.	-	2,700
5325-1001	Salaries	+	6,602
5352-2001	FICA	+	505
5352-2002	Retirement	+	495
5325-2006	Group Life	+	53
5341-1001	Salaries	-	7,655
5302-5703	Aux. Grants – Disabled	+	19,000
5348-5773	Adult HB Companion	+	3,500
5340-5101	Electrical	-	13,000
5340-5306	Insurance Bonds	-	2,500
5340-5302	Fire Insurance	-	2,300
5340-5304	Other Property Insurance	-	2,000

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

FY 03 Appropriations Resolution

The Board approved the FY 03 appropriations resolution as follows:

A RESOLUTION APPROPRIATING FUNDS AND SETTING 2003 PROPERTY TAX RATES FOR ESTABLISHING GENERAL FISCAL POLICY FOR THE PERIOD OF JULY 1, 2002 THROUGH JUNE 30, 2003

WHEREAS, the Pulaski County Board of Supervisors has adopted a budget for the fiscal year ending June 30, 2003; and

WHEREAS, the Board of Supervisors has established tax rates and set a levy sufficient to meet the expenditure requirements of the budget;

THEREFORE BE IT RESOLVED that the Board of Supervisors make the following monetary appropriations for July 1, 2002 through June 30, 2003.

GENERAL FUND:

A total sum of \$26,455,471 is hereby appropriated. Said funds are to be expended as follows:

Board of Supervisors	\$ 116,307
County Administrator	177,086
Assistant County Administrator	115,737
County Attorney	58,000
Operations	76,716
Independent Auditor	30,000
Commissioner of Revenue	349,697
Treasurer	350,177
Management Services	79,052
Electoral Board and Officials	35,522
Registrar	74,302
Circuit Court	55,353
General District Court	4,400
Juvenile & Domestic Relations Court	2,850
Clerk of Circuit Court	398,992
Law Library	6,000
Commonwealth Attorney	421,819
Victims Witness Assistance	65,184
Sheriff	2,271,523
E911 System	140,924
Forest Fire Protection	4,800
Town of Pulaski Fire Protection	30,000
Western Virginia EMS System	6,659

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

Draper Vol. Fire Dept.	26,262
Dublin Fire Department	24,662
Fairlawn Vol. Fire Dept.	30,362
Hiwassee Vol. Fire Dept.	24,262
Newbern Vol. Fire Dept.	27,262
Snowville Vol. Fire Dept.	24,262
Twin Comm. Vol. Fire Dept.	25,262
Regional Jail	1,100,000
Court Services	6,800
NRV Juvenile Detention Home	74,550
NR Criminal Justice Grant	315,000
Pretrial Service Grant	622,594
Building Department	109,896
Enforcement of Property Cleanup	5,000
Animal Control	176,180
Medical Examiners	1,200
Emergency Services	65,549
General Engineering	105,029
Landfill/Cloyd's Mountain	70,000
Clean Community Council	65,434
General Properties	599,285
N.R.V. Airport	24,916
Health Department	272,723
N.R. Community Services Board	66,571
State and Local Hospitalization	14,993
Area Agency on Aging	13,700
Institutional Care of Poor	6,325
Friends of Claytor Lake	12,000
Retired Senior Program	10,600
New River Community Action	42,004
Literacy Volunteers of America	3,350
Va. Juvenile Commission Crime Control Act	64,671
NRV Disability Services	11,422
Camp VA Jaycee, Inc.	1,000
New River Community College	13,458
Recreation/County and Towns	301,356
Blue Ridge Regional Education	1,268
Fine Arts Center for the NRV	8,650
Parks	32,000
Randolph Park	236,972
Claytor Lake Park Celebration	3,500
Highlands Cultural Coalition	500
Historical Preservation	5,570
Library	488,911
County History Publication	100
July 4 th Fireworks	5,000

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

Economic Development	68,834
Zoning Administrator	78,641
Community Development Director	66,631
Contribution NRV Planning District	19,241
Pulaski Co. Chamber of Commerce	10,000
Industrial Park Maintenance	7,000
Greater Alliance	200
Visitor's Center	102,643
Visitor's Alliance	2,000
Rt. 100 Improvements	9,200
Soil Conservation	5,000
New River-Highlands Conservation	700
VPI&SU Extension Office	87,958
Revenue Refunds	25,000
Erroneous Assessments	15,000
Contingency	150,000
Transfer to School Fund	10,244,461
Transfer to VPA Fund	634,403
Transfer to Capital Outlay Fund	4,242,640
Transfer to Comprehensive Services Act Fund	532,608
Transfer to Internal Service Fund	34,819
Transfer to REMSI Fund	<u>106,981</u>

TOTAL GENERAL FUND	\$26,455,471
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INTERNAL SERVICE FUND

Central Garage	\$ 685,273
Communications/Copy Center	118,200
Data Processing Center	<u>241,475</u>

TOTAL INTERNAL SERVICE FUND	\$ 1,044,948
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CAPITAL IMPROVEMENTS FUND

Reassessment	\$150,000
Data Processing Computer Upgrade/PC System	25,000
Clerk's Office Data Conversion	7,000
Sheriff's Dept. Vehicles	115,000
Courtroom Security Metal Detector	3,800
Fairlawn Fire Department Fire Truck Pumper	309,000
County Garage Doors	5,000
Library ADA Improvements	18,000
Library Ceiling & Lighting	6,000
Emergency Management Vehicle	18,000

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

Economic Development Stimulus	1,679,869
School Buses	262,650
REMSI Capital Improvement	97,500
Debt Bond Repayments	<u>1,545,821</u>

TOTAL CAPITAL IMPROVEMENTS FUND \$ 4,242,640

Power of line item transfers of funds within the above appropriations is hereby invested in the County Administrator. Power of interfunctional transfer is reserved by the Board. The Board further requires all expenditures to be in compliance with purchasing laws of Virginia and any subsequent purchasing regulations adopted by the Board of Supervisors.

SCHOOL FUND:

A total of \$34,190,665 is hereby appropriated for educational purposes. These funds are to be expended as follows:

Administration, Attendance & Health	\$ 1,425,000
School Food Services	1,828,000
Facilities	561,494
Federal Programs	1,948,691
Instruction	23,857,480
Pupil Transportation	1,300,000
Operations and Maintenance	<u>3,270,000</u>

TOTAL SCHOOL FUND \$ 34,190,665

Power of interfunctional or categorical transfer shall rest with the Board of Supervisors.

All purchases and expenditures shall be in accordance with the laws of Virginia.

VIRGINIA PUBLIC ASSISTANCE FUND:

A total of \$3,950,219 is appropriated for social services purposes. These funds are to be expended as follows:

(Social Services)	
Public Assistance and Entitlement Programs	\$ 619,007
Purchased of Services Social Services	24,215
Family Preservation Grant	7,811
Direct Social Work Services	769,443
Direct Eligibility	1,214,570
Adult Services	65,442
Direct Eligibility Service Pass through	58,115
Direct Services Pass through	11,704

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

FSET Direct Services	44,679
Child Care Services	302,935
Energy Assistance	27,350
Safe & Stable Families Grant	30,451
View Direct Services	298,942
Adoption Foster Home Services	27,613
Local Day Care Staff Allowance	45,693
Fraud Free Program	40,282
VA Children's Medical Sec Insurance	125,000
TANF Hard to Service Project	150,000
Social Services Administration & Board Grants	<u>86,967</u>

TOTAL VIRGINIA PUBLIC ASSISTANCE FUND	\$ 3,950,219
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All purchases of the Social Services Board shall be in compliance with the laws of Virginia and any subsequent purchasing regulations adopted by the Board of Supervisors.

Power of interfunctional or categorical transfer is reserved by the Board of Supervisors.

A total of \$1,630,655 is hereby appropriated for the Comprehensive Services Act Fund. These funds are to be expended as follows:

COMPREHENSIVE SERVICES ACT FUND:

Joint Support Administration	\$ 39,987
Customer Services	<u>1,590,668</u>
 TOTAL COMPREHENSIVE SERVICES ACT FUND	 \$ 1,630,655

The Social Services Board is hereby authorized to administer funds appropriated for the Comprehensive Services Act Fund. Those employees of the Social Services Board authorized to sign warrants and disburse funds on behalf of the Social Services Board are hereby authorized to do the same for the funds of the Comprehensive Services Act. Administration of the Comprehensive Services Act, reporting of statistical and financial transactions and all case management requirements shall be in accordance with Policies and Procedures of the Community Policy and Management Team serving Pulaski County.

Power of interfunctional or categorical transfer is reserved by the Board of Supervisors.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

REGIONAL EMERGENCY MEDICAL SERVICES FUND:

The sum of \$852,171 is appropriated for the REMSI Fund to be expended as follows:

Administration	\$	124,321
Field Staff		497,631
Recruitment & Retainment		12,100
Equipment & Stations		189,850
Western 14 Disaster Task Force		5,000
Training Center		<u>23,269</u>
TOTAL	\$	852,171
TOTAL APPROPRIATIONS ALL FUNDS	\$	72,366,769

Power of interfunctional or categorical transfer shall rest with the Board of Supervisors.

All purchases and expenditures shall be in accordance with the laws of Virginia.

Property tax rates are set for FY 2002-03 as follows:

Tangible Personal Property	- \$2.00 per hundred dollars of assessed valuation
Machinery and Tool	- \$1.50 per hundred dollars of assessed valuation
Merchant's Capital	- \$4.80 per hundred dollars of assessed valuation
Real Estate & Mobile Homes	- \$.66 per hundred dollars of assessed valuation

d. Ratification – Virginia Preschool Initiative At-Risk Four-Year-Old Children Application Package for FY 03

The Board approved submittal of a grant application in the amount of \$61,846.

e. Contract Approvals

1. Wingate and Associates

The Board approved an agreement with Wingate and Associates for reassessment services as needed. A copy of said agreement is filed with the records of this meeting.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

2. Frederick G. Griffin, PC

The Board approved an agreement with Frederick G. Griffin, PC for evaluation of joint and individual dispatch operations to include the City of Virginia Beach, subject to the county attorney confirming arrangements with Virginia Beach officials regarding inclusion in the procurement of the contract.

3. Elevator Bids

The Board approved acceptance of the low bid from Breakall.

f. Personnel Changes

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

g. Scheduling of Public Hearings:

The Board approved scheduling public hearings at its July 22 Board meeting to consider the following matters:

1. Closing of Section of Snider Lane

Staff reported a community meeting was held in August 2001 with representatives from the Jordan's Chapel Church and Larry Day of VDOT. At that meeting, Mr. Day informed those individuals present that the section of the road they were interested in closing was never a part of the state system.

2. Courthouse Security Fee Ordinance

Staff reported the following: Scheduling of a public hearing for the Board's July meeting to consider the proposed ordinance is recommended by staff and local judges. There are approximately 15,000 cases per year to which this fee would be applied, resulting in approximately \$45,000 in additional revenue at the \$3 rate. State law allows a maximum fee of \$5. Advertisement by the Board of a \$5 fee to ensure all possible steps are being taken to protect the courts was recommended.

3. Jail Processing Fee

Staff reported the following: The General Assembly passed the following language effective July 1, 2002

§ 15.2-1613.1. Processing fee may be imposed on certain individuals - Any county or city may by ordinance authorize a processing fee not to exceed twenty-five dollars on any individual admitted to a county, city, or regional jail following conviction. The fee shall be ordered as a part of court costs collected by the clerk, deposited into the account of the treasurer of the county or city and shall be used by the local sheriff's office to defray the costs of processing arrested persons into local or regional jails.

h. DHCD Indoor Plumbing/Rehabilitation Program Fund Administration

The Board approved transferring administrative responsibility of this program from Community Housing Partners to the New River Valley Planning District Commission (PDC).

i. Award of Worker's Compensation Insurance for FY 03

The Board approved placing Worker's Compensation Insurance with the Virginia Association of Counties program due to an overall savings of \$9,509.

j. DeHaven Park Issues

The Board approved providing lifeguard coverage on Saturdays and Sundays and holidays at the Harry DeHaven Park.

k. FY 03 Budget Adoption

The Board adopted the FY 03 budget with changes noted as follows:

- ◆ Virginia Public Assistance Fund:
State Revenues Estimated at \$2,364 more than advertised;
and
Federal Revenues Estimated at \$20,702 less than advertised.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

- ◆ Comprehensive Services Act Fund:
Local Funds Estimated at \$6,916 less than advertised.
- ◆ General Fund:
Virginia Retirement System expenditures estimated at \$2,620 less than advertised.

l. Acceptance of Recreation Program Administration

The Board approved assigning administrative oversight of the former Recreation Commission staff to Community Activities Director Anthony Akers.

m. Acceptance of County-wide Recreation Program Merger

The Board approved a Memorandum of Agreement between the county and Town of Pulaski merging recreation departments.

n. Proposal for Installation of Internet Based GIS

The Board approved requesting proposals for the system. Staff was requested to calculate costs for county operation and solicit Request for Proposals for use of a specific vendor.

o. Acceptance and Disposition of HUD \$1 Homes

The Board accepted residential properties on Finks Farm and Gate Ten roads, as well as approved disposition of properties through solicitation of sealed bids and dedication of all resulting revenue to support forced property cleanups.

p. Courthouse Parking

On a motion by Dr. Fariss, seconded by Mr. Cook and carried, the Board denied an offer by Mr. Jack Bane for at least four additional parking spaces on the site of Jack Bane's burned apartment.

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

Voting no: none.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

q. Thornspring Sewer Line

The Board approved participating in the cost of the sewer line at a cost of approximately \$160,000.

r. Purchase of Pulaski Rangers Box

The Board approved purchase of one-half of a box seating at the Pulaski Rangers Games, at a cost of \$600, for use by Office on youth and delinquency prevention efforts, as well as occasional use by appointees and volunteers and in hosting prospective employers.

s. Purchase of General Properties Van

The Board approved expenditure of \$7,400 for the purchase of a 1997 Ford E-250 $\frac{3}{4}$ ton van with 73,000 miles as a replacement for the existing 1986 one-half ton van being used by General Properties.

12. Citizen Comments

Ms. Jean Anderson requested clarification on the location of the Thornspring sewer line. Staff clarified the location of the sewer line.

13. Other Matters from Supervisors

Supervisor Conner expressed concern regarding the length of the Board meeting and the inability of citizens to be able to stay for entire meeting due to the late hour.

Supervisor Fariss inquired regarding the status of the renovations to the bathrooms in the Central Gym. Staff advised the General Properties staff is currently providing work on the Visitor's Center and the Renfro building.

Supervisor Fariss inquired as to why landlords are billed if there is a problem for non-payment by a renter. Staff was requested to review the matter.

Supervisor Fariss requested farmers be educated on potential for agricultural nuisance business disruption.

Supervisor Cook suggested no action by the Board regarding the windmill power generating project.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

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

On a motion by Mr. Hale, seconded by Mr. Cook and carried, the Board entered 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:

- ◆ River Course Expansion

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
- ◆ Salary Adjustment

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 Energy Generation Facility

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:

- ◆ Sale of Adelphia Cable System
- ◆ Enforcement of Soil and Erosion Control Ordinance Violation

Return to Regular Session

On a motion by Mr. Hale, seconded by Mr. Cook and carried, the Board returned 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

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board of Supervisors adopted 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.

Appointments

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board approved the following appointments:

1. Building Appeals Committee

The Board requested a current listing of committee members and appointed Jeff Warf of Warf Construction to fill an existing vacancy.

2. Telecommunications Committee

The Board appointed Extension Agent Sarah Burkett for a term limit ending December 31, 2005.

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 24, 2002

3. PEP Committees

The Board appointed Dave Spangler and Lynn White for a term ending June 30, 2005.

4. Zoning Appeals Board

The Board nominated Andy McCreedy and James Odell for an additional term on the Board of Zoning Appeals Board and requested the county attorney take the necessary steps to present the nominations to the Circuit Court.

5. Public Safety Committee

The Board requested staff contact Mr. Jonathan Fisher to determine his interest in serving on the committee.

6. Workforce Investment Board

The Board requested county staff advertise, as appropriate, for an individual to be nominated to fill an existing vacancy on the Workforce Investment Board

7. New River Community Services Board

The Board reappointed Sue Thompson for a term ending June 30, 2005.

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

Voting no: none

Salary Adjustment

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board approved increasing Anthony Akers' salary by \$5,000 to \$46,530, with a pay range of \$39,000 to \$48,750, based on his acceptance of responsibility for oversight of the county-wide recreation merger and ongoing recreation as well as office on youth and delinquency prevention programming.

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

Voting no: none.

*Legal Matters

Adelphia Cable System

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board authorized working jointly with other jurisdictions on Adelphia financial problems to ensure compliance with local franchise requirements.

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

Voting no: none.

Enforcement of Soil and Erosion Control Ordinance Violation

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board authorized erosion and sedimentation control enforcement on the Levy Wong property.

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

Voting no: none.

15. Adjournment

It was moved by, seconded by Mr. Cook, seconded by Dr. Fariss and carried that the Board of Supervisors adjourn to reconvene on Monday, July 22, 2002. This meeting shall be held at 7:00 p.m. at the County Administration Building, 143 Third Street, NW, Pulaski, Virginia.

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

Voting no: none.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator