

## BOARD OF SUPERVISORS MEETING MINUTES OF MARCH 28, 2005

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, March 28, 2005 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; Frank R. Conner, Vice Chairman; William E. "Eddie" Hale; and Dean K. Pratt. Supervisor Ranny L. Akers was absent due to hospitalization. Staff members present included: Thomas J. McCarthy, Jr., County Attorney; Peter M. Huber, County Administrator; Nancy M. Burchett, Assistant County Administrator; David Tickner, Community Development Director; and Gena T. Hanks, Clerk.

Mr. Sheffey advised that Supervisor Ranny Akers had surgery on Friday, March 25 and was expected home after a week, or possibly longer, in the hospital.

1. Invocation

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

2. Presentation by Pulaski Elementary School

Dr. Bridget Parsons, Pulaski Elementary School Principal, presented school t-shirts to Board members and staff and read letters from the students thanking Board members for the new school.

3. Featured Employees – Social Services

Mr. Sheffey recognized Margie Bryant and Kim Williams of the Social Services Department as the Featured Employees for the month of April. Mr. Sheffey read a detailed description of the job duties and personal interests of each employee. A gift certificate to Shoney's was presented to Ms. Bryant and Ms. Williams.

4. Additions to Agenda

Mr. Huber advised of two additional Closed Session matters including one legal matter and one personnel matter.

5. Public Hearing - New River Valley Hazard Mitigation Plan

Mr. Utt explained in detail the purpose of the hearing was to receive citizen comments on the New River Valley Regional Hazard Mitigation Plan. Mr. Utt explained the plan was compiled in response to the Disaster Mitigation Act of 2000 (as amended), requiring local governments to develop and adopt natural hazard mitigation plans in order to receive certain federal assistance and that the plan was developed with assistance from the New River Valley Planning District Commission.

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

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

**RESOLUTION ADOPTING THE  
NEW RIVER VALLEY HAZARD MITIGATION PLAN  
FOR PULASKI COUNTY**

WHEREAS, the Disaster Mitigation Act of 2000, as amended, requires that local governments develop and adopt natural hazard mitigation plans in order to receive certain federal assistance; and

WHEREAS, the New River Valley Hazard Mitigation Work Group (HMWG) representing Pulaski County, as well as the remaining fourteen localities of the New River Valley Planning District, was convened in order to study the region's risks from and vulnerabilities to natural hazards, and to make recommendations on mitigating the effects of such hazards on the region; and

WHEREAS, the HMWG was provided staff support by the New River Valley Planning District Commission (NRVPDC); and

WHEREAS, the efforts of the HMWG members and the NRVPDC staff have resulted in the development of a Natural Hazards Mitigation Plan for the region.

NOW THEREFORE, BE IT RESOLVED by the Pulaski County Board of Supervisors that the New River Valley Hazard Mitigation Plan dated December 2004 is hereby approved and adopted for the County of Pulaski.

ADOPTED by the Pulaski County Board of Supervisors this 28<sup>th</sup> day of March, 2005.

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

Voting no: none.

Not present: Mr. Akers.

6. Highway Matters:

Mr. David Clarke, VDOT Resident Engineer, met with the Board and discussed the following matters:

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a. Follow-up from Previous Board Meeting:

1. Review of Highway Matters Section of Key Activity Timetable (KAT)

The Key Activity Timetable was reviewed and updates made accordingly as follows:

Target Date	Follow-up from Previous Board Meetings:
May 05/June 05	1. Memorial Bridge Update & Rt. 11 Entrance Sign
6/05 (on schedule)	2. Allisonia Bridge Repairs/Replacement
Summer/05/slow process	3. Low Water Bridge at Little Creek (Pending environmental clearance)
Est. \$100,000	4. PCHS Turn Lane cost estimate for revenue sharing funding
Jan. 05/over \$50,000	5. Rt. 100 Turn Lane (VDOT advised costs to be more than \$100,000
(VDOT reviewing/4-19 hearing)	a. McDonalds
(VDOT reviewing/4-19 hearing))	b. Southbound onto South I-81 ramp
Oct. 05	6. Rt. 711, Mines Road Advertisement
Ongoing	7. Guardrail Listing - Add Road Names and District
Under Review	8. Dallas Freeman Road, Rt. 778, Spot Widening
VDOT to provide study results	9. Rt. 693 Request for Speed Study
VDOT to provide study results	10. Rt. 11/Morehead Lane Speed Study
VDOT to provide study results	11. Informal Speed Study on Rt. 626, Hazel Hollow Road, north of Rt. 611
VDOT to review	12. Drainage Issues at end of Memorial Bridge
VDOT to review/Post sign @ Cox Hollow	13. Robinson Tract Road Warning Signs
VDOT to research cost	14. Bridge on Rt. 100 North
VDOT to review	15. Cloyd's Mountain Road Improvements (potholes & breakage)
VDOT to review	16. Julia Simpkins Road Embankment
	17. Addition of Bike Lanes to State Maintained Roads
VDOT to review	18. Pothole at Rt. 100 & 114, coming from Radford

b. River Ridge Phase 3 Townhomes at Heron's Landing

The Board reviewed a proposed concept plan for the River Ridge Phase 3 Townhomes at Heron's Landing.

On a motion by Mr. Hale, seconded by Mr. Conner and carried, the Board approved the proposed concept plan for a non-standard paving section requested by Mr. Steve Crawford in order for VDOT to accept this section of road into the secondary system.

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

Voting no: none.

Not present: Mr. Akers.

c. Rural Addition Status Report

The Board reviewed an updated rural additional report prepared by Melody Taylor.

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Staff was requested to research the eligibility of Ellen Barr Road and provide an update to the Board.

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board approved removing Lindsay Lane and Deerwood Drive from the current rural addition listing.

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

Voting no: none.

Not present: Mr. Akers.

d. Resolution – Additions to Secondary Road System

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

WHEREAS, the street(s) described on the attached Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of Pulaski County.

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the street(s) meet the requirement established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE BE IT RESOLVED, this board requests the Virginia Department of Transportation to add the street(s) described as follows to the Secondary System of state Highways, pursuant to 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements:

NRV Corporate Center Drive, State Route Number 1158

From: River Course Drive

To: Cul-de-sac

Right of Way Record: Filed with the Land Records Office on 10/29/04, Cab. 2, Slide 21, Page 5, with a width of 50

River Course Drive, State Route Number 1151

From: E.s.m. Rt. 1151

To: Rt. 679

A distance of 0.16 miles

Right of Way Record: Filed with the Land Records Office on 10/29/204, Cab. 2, Slide 21, Page 5, with a width of 50

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BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage.

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

e. FY2006-2011 Six-Year Improvement Program Final Public Hearing

Staff reported public notice had been received advising of the final public hearing to be held by VDOT on the Six-Year Primary Road Improvement Program on April 19. Mr. Huber asked the Board for direction on any requests to be presented at the hearing. By consensus, the Board approved presentation of the following road matters at the hearing: Rt. 114 bridge repairs; Rt. 100 turn lanes at McDonald's & South I-81 ramp; and Route 100 bridge repairs.

f. Bridge on Rt. 100 North

Supervisor Sheffey requested VDOT advise of the status of this bridge, specifically if plans are for the bridge to remain one lane. Mr. Clarke advised VDOT is searching for funds to repair the bridge in efforts to return the bridge to a two lane status. Mr. Sheffey requested VDOT research the cost and provide an update to Board at the April Board meeting.

g. Cloyd's Mountain Road Improvements

Supervisor Sheffey reported potholes on the road leading to the landfill, as well as breakage on the side of the road. Mr. Clarke agreed to review the matter and provide an update at the April Board meeting.

h. Julia Simpkins Road Embankment

Staff reported receipt of a complaint from Mr. Steve Cox regarding an embankment on the second curve after crossing Lowman's Ferry Bridge to Max Creek. Mr. Clarke agreed to review the matter and provide an update at the April Board meeting.

i. Citizen Concerns

Mr. Dave Dalton requested consideration to installing bike lanes on current state maintained roads, thereby adding to recreational areas. The Board requested this matter be added to the Key Activity Timetable for ongoing review.

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Mr. E. W. Harless requested VDOT complete work on Cooks Lane. He advised the improvements that had been initially started had not been finished and the road was breaking off on the sides, ditches needed to be cut, and pipes straightened out. Mr. Clarke agreed to meet with Mr. Harless to confirm what work had been done and the expectations of Mr. Harless.

### j. Board of Supervisors Concerns

Supervisor Conner requested VDOT cut the brush along the bank at the Fairview Home. Mr. Clarke agreed to review the matter and provide an update at the April Board meeting.

Supervisor Conner requested VDOT add Little Creek to the current guardrail installation listing.

Supervisor Hale inquired regarding the status of the guardrail installation throughout the county. Mr. Clarke advised Rt. 693, Rt. 643 and Little Creek were scheduled for installation of guardrail.

Supervisor Sheffey advised of a pothole at the Rt. 600 and 114 intersection, coming from Radford. Mr. Clarke agreed to review the matter and provide an update at the April Board meeting.

### 7. Treasurer's Report

Treasurer Rose Marie Tickle provided the Board with a copy of the Treasurer's monthly report

### 8. Citizens' Comments

Mr. James Whited explained in detail the benefits of using PVC pipe for water line installation to mobile home parks in the county and encouraged the Board's use of Federal money granted to the county.

Mr. Dan Sumner expressed concern over the potential loss of Federal money due to the pipe issue and requested the Board move forward with the project. Mr. Sumner further expressed concern over using county funds to commission a study on the project.

Mr. Benny Keister advised the Town of Dublin had successfully used PVC pipe in its water system, resulting in less maintenance costs, with the goal of giving the Town of Dublin residents clean drinking water.

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Mr. Jim Gilbert requested the Board move forward with use of Federal money and advised he is not opposed to using ductile iron pipe, but would like for the project to be completed.

Mr. Mike Boyer expressed concern over the families that will be displaced if Federal money is not used and the project does not move forward.

Mr. E. W. Harless requested the Board use the Federal money for the mobile home park projects, and not for any other project. Mr. Harless further requested confirmation that the mobile home parks were used as part of the grant application process. Mr. Huber confirmed that mobile home parks were used as part of the grant application process.

Mr. Ed Hoggatt provided a listing of fees for county decals in Montgomery County, suggesting an increase in decal fees for unlicensed vehicles.

Mr. Huber explained in detail his basis for the PSA use of ductile iron pipe in installing water lines to mobile home parks. A copy of said report is filed with the records of this meeting.

Mr. Sheffey advised that a third party, Draper Aden Associates, had been asked to review the issue regarding use of PVC vs. ductile iron pipe and provide a recommendation to Board at its April meeting. Staff was requested to confirm with Draper Aden Associates the study was underway.

### 9. Reports from the County Administrator & Staff:

#### a. Key Activity Timetable (KAT)

The Board reviewed in detail the Key Activity Timetable with no changes.

Supervisor Hale inquired regarding plans for additional smaller shelters at Randolph Park. Mr. Huber advised of plans to include an additional \$1,000 for additional picnic tables only at Randolph Park.

#### b. Presentation of Budget Recommendations

Mr. Huber presented a detailed budget recommendation, confirmed no recommended tax increase, requested moving the public hearing on the budget to the April 25 regular Board meeting and further confirmed the School Board and any other agency presentations for the Monday, April 4, 2005 Board meeting.

Supervisor Sheffey commended the county staff for efforts during the budget process.

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Mr. Huber noted the only area of shortfall in revenues occurred in zoning and building permits.

c. Employee Health Insurance Options

Staff presented detailed plans including a spreadsheet and benefits comparison recommended by staff for health insurance for employees, and noted the same general insurance structure is being considered by the School Board. Further, staff advised of plans to schedule meetings with employees and efforts to seek a plan that makes sense for all employees.

On a motion by Mr. Hale, seconded by Mr. Pratt and carried, the Board accepted the recommendation of county staff on the proposed employee health insurance options.

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

Voting no: none.

Not present: Mr. Akers.

d. Scheduling of Public Meeting Presenting Release from Voting Rights Act Restrictions

Mr. McCarthy advised he had been coordinating the presentation of the proposed change to the public and requested the Board approve the joint scheduling of a public meeting for this purpose, in conjunction with the Electoral Board and other affected parties.

The Board approved scheduling a public meeting, in conjunction with the Electoral Board and other affected parties, for either April 4, at 6:00 p.m. (just prior to 7:00 p.m. Board meeting), or for Friday, April 8, at 8:00 a.m., with the location of the meeting to be held at the County Administration Building.

e. Scheduling of Dispatching Center Tour

Mr. Huber reported staff anticipated the dispatch center will be completed in the next few weeks. The Board agreed to tour the center on an individual basis.

f. Community Development Update

Mr. Tickner solicited questions regarding a detailed written report previously provided to the Board on various Community Development

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efforts, including property cleanups. A copy of the full report is filed with the records of this meeting.

Supervisor Sheffey thanked Sheriff Davis for allowing Deputy Jamie Ratcliff to work with the Community Development staff in the code enforcement activities.

g. Report on Junk Car & Litter Enforcement Efforts

Deputy Jamie Ratcliff provided a detailed update on recent violations and subsequent cleanups and offered to provide a spreadsheet detailing property cleanups.

h. Streetlights and Trees along Route 100

Mr. Huber provided a visual report describing the potential impact of this project on Route 100. Supervisor Conner expressed concern regarding the cost involved in providing lighting in an area already fairly well lit. By consensus, the Board approved landscaping improvements only to the Rt. 100 project.

10. Items of Consent:

On a motion by Mr. Conner, seconded by Mr. Pratt and carried, the Board approved the following items of consent:

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

Voting no: none.

Not present: Mr. Akers.

a. Approval of Minutes of February 2 and 28, and March 2, 2005

The Board approved the minutes of the Board of Supervisors meetings of February 2 & 28, and March 2, 2005.

b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 15046 through 15924, subject to audit.

c. Appropriations and Interoffice Transfers

The Board approved Interoffice Transfer #9 in the amount of \$47,128.10. Approval is also requested of appropriations as follows: General Fund #17 - \$10,400.00; and #18 - \$104,000.00;

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and School Fund #25 - \$18,864.89; and #26 - \$42,346.41. Details of the appropriations are as follows:

<u>General Fund #17</u>	
Revenues:	
16150-0700 RIF (Heart Sing 9/04)	<\$600.00>
18990-7800 Gates FNDN	<\$9,800.00>
Expenditures:	
5699 RIF	\$600.00
8101-100 Gates Grant	\$9,800.00
<u>General Fund #18:</u>	
Revenues:	
018990-6510 C E Richardson Grant Sheriff's Office	\$2,000.00
024040-1200 State Fire Programs Allocation	\$2,000.00
033010-2010 ODP Homeland Security Communications Grant	\$100,000.00
Total	\$104,000.00
Expenditures:	
031200-2820 Sheriff's Office Employee Training & Tuition	\$2,000.00
032230-8101 Hiwassee Vol Fire Department Computer	\$1,000.00
032260-8101 Twin Comm. Vol. Fire Department Computer	\$1,000.00
035530-8103 Homeland Security Grant Comm. Equipment	\$100,000.00
Total	\$104,000.00
<u>School Fund #25:</u>	
Revenues:	
3-205-15020-0100 Rental of Property	\$-275.00
3-205-16120-1100 Substitute Teacher Fees	\$-10,881.15
3-205-18030-0300 Refund/Overpayment	\$-3,538.36
3-205-18030-0320 School Nurse Services	\$-3,969.09
3-205-18990-0200 Misc. School Revenues	\$-182.29
3-205-18990-0200 Insurance Adjustments	\$-19.00
Total	\$-18,864.89
Expenditures:	
4-205-062240-900 Convention & Education	\$182.29
4-205-062120-5800-900 Superintendent's Misc.	\$18,682.60
Total	\$18,864.89
<u>School Fund #26:</u>	
Revenues:	
3-205-15020-0100 Rental of Property	\$-300.00

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3-205-18030-0300 Refund/Overpayment	\$-41,192.88
3-205-18030-0330 School Activity Reimbursement	\$-853.53
Total	\$-42,346.41
Expenditures:	
4-205-066600-8102-900 Replacement Furniture and Fixtures	\$40,725.00
4-205-062120-5800-900 Superintendent's Miscellaneous	\$1,621.41
Total	\$42,346.41
3-205-18030-0320 School Nursing Services	-\$1,966.36
3-205-18991-0200 Property Damage	\$70.00
Total	-\$23,022.74
Expenditures:	
4-205-61310-3160-200-100 In-Service	\$238.00
4-205-62140-6001-900 HR Office Supplies	\$2.00
4-205-62120-5540-900 Superintendent Travel	\$150.00
4-205-64200-6005-900 Operations Janitorial Supplies	\$3,462.15
4-205-64200-6007-900 Repair and Maintenance Supplies	\$51.00
4-205-63400-3310-900 Repair and Maintenance	\$19.00
4-205-62140-3850-900 HR – Purchase of Services	\$25.00
4-205-62120-5800-900 Superintendent Misc.	\$19,075.15
Total	\$23,022.30
<u>School Transfer #3:</u>	
Expenditures:	
4-205-061100-6013-350-300 Instructional Supply	-\$711.86
4-205-064200-6007-900	\$700.86
<b>BUDGET TRANSFER</b>	
Total	-0-

d. Ratification

There were no items presented for ratification at this time.

e. Contracts, Change Orders & Agreements

There were no items presented at this time.

f. Personnel Changes

The Board reviewed recent personnel changes as provided by Ms. Burchett.

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g. Reopening of Fairlawn Transfer Station

Mr. Huber reported the City of Radford had expressed an interest in sharing the cost of the re-opening of the Fairlawn transfer station. The Board approved staff working with the City of Radford in sharing the cost of re-opening of the Fairlawn transfer station.

h. Fireworks Permits

The Board approved the fireworks permits for the Claytor Lake Festival to be held on Friday, June 10, as well as the July 4 fireworks display to be held at the New River Valley Fairgrounds.

i. New River Community Corrections & Pretrial Services Supervision Fee Policy

Staff presented a copy of the New River Community Corrections and Pretrial Services Supervisor Fee Policy which states "supervision or intervention fees collected by community corrections agencies shall be done in accordance with the statewide system of supervision and intervention fees established by the Department of Criminal Justice Services pursuant to Article 2 (9.1-182) of Chapter 5 of Title 53.1 of the Code of Virginia.

By consensus, the Board approved the "supervision fee policy".

j. Resolution in Support of Previous Funding for Agency on Aging

The Board reviewed a memo from Agency on Aging Director Debbie Palmer requesting the Board correspond with Governor Warner requesting assistance in preventing the loss of funds for the New River Valley Agency on Aging.

The Board adopted the following resolution and requested staff correspond with Governor Warner requesting assistance in preventing the loss of funds by the New River Valley Agency on Aging:

WHEREAS the New River Valley on Aging has been serving older New River Valley Residents since 1975; and

Whereas its mission statement is to provide services to persons 60 years and older that are made available by

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local, state and federal funding sources, that are practical under federal and/or state legislation and guidelines, and are acceptable to the older persons of the New River Valley; and

WHEREAS in FY 2004, 202 older persons were serviced with 12,736 Congregate Meals, 445 older persons served with 60,097 Homebound Meals, 314 older persons serviced with 22,302 hours of In-Home Services, 328 older persons with 16,125 one-way trips of Transportation and 2,469 older persons with Information and Assistance.

WHEREAS the New River Valley Agency on Aging is facing a \$202,000 decrease in funding due to 2000 census data; and

Whereas the New River Valley Agency on Aging and its subcontractors employ in excess of 125 persons and this will severely cause an economic impact to unemployment.

NOW, therefore be it resolved that the Board of Supervisors of Pulaski County request the Governor to fund in the FY 2006 state budget sufficient resources to hold the New River Valley Agency on Aging at its FY 2005 state and federal appropriations.

k. Resolution Honoring County Employees During National County Government Week

The Board approved the following resolution honoring county employees during National County Government Week:

Pulaski County employees educate our children, care for the less fortunate, protect the environment, keep the public records, account for the public finances, maintain the peace, enhance the quality of life and promote the economy of the County and perform countless other jobs for which they deserve to be recognized.

Counties provide public safety, and offer medical and human services. Counties provide opportunities for new businesses to prosper, provide job training and technological solutions. Counties provide needed elderly services for grandmothers and grandfathers and healthcare to the disabled and needy. When natural or man-made disaster strikes, county emergency services keep children and their families safe and informed until order can be restored.

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Counties provide services that make America's communities stronger, safer places to live and raise families.

County officials and employees use their role as local leaders to encourage economic development and therefore improve the lives of their citizens and make their communities more livable.

Counties have a long history of providing critical services. County governments are the citizen's local government voice, providing solutions that bring communities together.

In recognition of the leadership, innovation and valuable service provided by our nation's counties, the Pulaski County Board of Supervisors hereby declare April 10-16, 2005 as National County Government Week.

### I. Hearing on Disposal of Unclaimed Property Ordinance

Staff requested the Board consider scheduling of a public hearing at its April 25 meeting for the adoption of an ordinance on disposal of unclaimed property. The Board approved scheduling of the hearing for the April 25 meeting to consider adoption of an ordinance on disposal of unclaimed property.

### k. Mutual Aid Agreement

The Board approved a mutual aid agreement for emergency services, a copy of which is filed with the records of this meeting. Further, the Board authorized extending an invitation to Montgomery, Giles, Bland, Wythe, Carroll, Floyd and the City of Radford to join in this agreement.

## 11. Citizen Comments

Mr. E. W. Harless thanked county staff for recent efforts toward controlling litter in county. Mr. Harless expressed concern over continued eyesores throughout the county, current ordinance requirements regarding covering junk car vehicles, and requested the Board consider hiring a full-time employee to focus solely on junk car compliance.

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Mr. Harless advised of passenger train service to be implemented on a six-month trial basis and explained plans to work out final details on March 3 by the Railroad. He described plans to include stops in Wytheville, Radford, Christiansburg, Roanoke and Washington, DC, with a fare of approximately \$50 from Roanoke to Washington.

Mr. James McClannahan requested the Board consider streetlighting at the Route 100/I-81 exits and expressed concern that the county needs to be more inviting to people looking to visit the area.

### 12. Other Matters from Supervisors

Supervisor Hale advised of complaints he had received from citizens regarding landfill requirements of residents in producing PSA bills for verifying resident status. The Board directed staff to contact the Town of Pulaski to determine if they have resources to place a notice on the bill regarding landfill requirements, as well as placing on PSA bills periodically.

### 13. Closed Meeting

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board of Supervisors enter Closed Session for discussion of the following:

A closed meeting is requested pursuant to Section 2.2-3711.A.1.3.5.7 of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry matters:

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:

- Pulaski Furniture Site
- Heron's Landing Development

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

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.

- Existing Industry Assistance

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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:

- Potential Litigation

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

Voting no: none.

Not present: Mr. Akers.

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: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Pratt.

Voting no: none.

Not present: Mr. Akers.

Certification of Conformance with Virginia Freedom of Information Act

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

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has convened 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: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Pratt.

Voting no: none.

Not present: Mr. Akers.

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Personnel Matters:

Appointments – Jamestown 2007 Committee

It was moved by Mr. Hale, seconded by Mr. Pratt and carried, that the Board appoint Kayleigh Hall, Derek Handy, Spencer Albert and Douglas Benson as student representatives on Jamestown 2007 committee.

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

Voting no: none.

Not present: Mr. Akers.

14. Adjournment

It was moved by Mr. Pratt, seconded by Mr. Hale and carried, that the Board of Supervisors reconvene to its next meeting to be held on Monday, April 4, 2005 at 7:00 p.m. at County Administration Building, 143 Third Street, N. W., in the Town of Pulaski for a budget work session.

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

Voting no: none.

Not present: Mr. Akers.

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Joseph L. Sheffey, Chairman

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Peter M. Huber, County Administrator