

## BOARD OF SUPERVISORS MEETING MINUTES OF APRIL 25, 2005

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, April 25, 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; Ranny L. Akers; and Dean K. Pratt. 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.

### 1. Invocation

The invocation was delivered by Reverend Jack Kackley of First Presbyterian Church.

### 2. Featured Employees – Community Development & General Properties

Mr. Sheffey recognized Dari Jenkins of the Community Development Department and Larry Vest of the General Properties Department as the Featured Employees for the month of May. 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. Jenkins and Mr. Vest.

### 3. Additions to Agenda

Mr. Huber noted two additional items under Closed Session/Property Acquisition/Disposition which included school construction and shell building issues.

Mr. Sheffey read a card from Linda DiYorio expressing appreciation to the Board for a resolution adopted at a previous Board meeting.

### 4. Public Hearings:

#### a. FY 06 Budget

Mr. Sheffey explained the purpose of the public hearing was to receive citizen comments on the proposed FY 06 budget. Mr. Huber described the financial strategy being implemented through this budget was to limit ongoing operational costs in order to reserve \$1 million per year for one-time office space needs over the next three years then applying these funds to debt service for a new elementary school in Fairlawn.

Mr. Huber presented additional budget items including local dollars not advertised: \$11,003 for Social Services (child Welfare Services Program) and approximately \$1,100 in fringe benefit costs for the additional 1.4% pay increase being given by the Commonwealth for the Sheriff and Sheriff's

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Deputies. This amount had already been calculated for other Constitutional Officers.

Mr. Sheffey opened the public hearing. There were no citizen comments and the public hearing was closed. Mr. Sheffey advised the final approval of the budget would take place at the May 23, 2005 Board of Supervisors meeting.

- b. A rezoning request by **MEBCO, L.L.C.** from Industrial (I1) to Planned Unit Development (PUD) on property owned by **Industrial Development Authority Pulaski County** on a portion identified as tax map no. 039-001-0000-0101, (68 +/- acres), Cloyd District. General uses proposed are single- and multi-family residences in a planned unit development, at a density of no greater than ten (10) dwelling units per gross acre. The property is designated as Industrial on the Future Land Use Map as set forth in the Pulaski County Comprehensive Plan of 2000.

Mr. Tickner explained the purpose of the public hearing was to solicit input from the public regarding proposed changes to the Zoning Ordinance as noted above.

Mr. Sheffey opened the public hearing. There were no citizen comments and the public hearing was closed. Mr. Sheffey directed several questions to Steve Crawford regarding the proposed pool area.

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board approved the rezoning request, as described above, and as recommended by the Planning Commission

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

Voting no: none.

- c. An initiative by the **County of Pulaski** to amend the sections of the Pulaski County Zoning Ordinance

Mr. Tickner explained the purpose of the public hearing was to solicit input from the public regarding proposed changes to the Zoning Ordinance as noted above.

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

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board approved the following zoning amendments as recommended by the Planning Commission:

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- An amendment to revise the title of Article 1, **Definitions**, to Article 1, **Definitions, Use and Design Standards**;
- An amendment to Article 1, **Definitions**, to redefine the following definitions to include use and design standards: **Accessory Buildings, above 150 square feet in size, Camping- Individual Tent or Camper, of longer than two weeks duration, Contractors Equipment Storage Yard, Small-Scale**; omitting item 8 prohibiting outside storage of unlicensed vehicles; and **Dwelling, Duplex**;
- An amendment to Articles 5A, 5B, 5C, 5D, and 5F allowing **Accessory Buildings, above one hundred fifty (150) square feet in size, without a main principal dwelling as a by-right use rather than by Special Use Permit** in the Residential (R), Residential (R1), Residential (R2), Residential (R3), and Rural Residential (RR) Zoning Districts;
- An amendment to Article 4, Commercial District (CM-1); **Section 4-5 Setback Requirements**, reducing or omitting the fifty (50) feet setback from the right-of-way;
- An amendment to Articles 5B, and 5C allowing **Camping-Individual Tent or Camper, of longer than two weeks duration as a by-right use rather than by Special Use Permit** in the Residential (R1) and Residential (R2) Zoning District;
- An amendment to Article 2, 3, 5B, and 5C omitting **Mobile Homes/Manufactured Housing stored or used as accessory building** as a use by-right or by special use permit in the Agricultural (A-1), Conservation (C-1), Residential (R-1) and Residential (R-2) Districts;
- An amendment to **Article 18, Site Development Plan; Section 18-5.6.3, Accessory Structures** requiring accessory structures to have a minimum of five (5) ft. setback from a manufactured home in a mobile home park;
- An amendment to Article 2, 3, 5C and 5F omitting **Homes, Two-family Detached Dwellings** from the Agricultural (A-1), Conservation (C-1), Residential (R2) and Rural Residential (RR) Districts;
- An amendment to Article 2, 3, 5C and 5F allowing **Dwelling, Duplex** in the Agricultural (A-1), Conservation (C-1), Residential (R2) and Rural Residential (RR) Districts.

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

Voting no: none.

- d. To consider an ordinance regarding the disposal of unclaimed property in possession of the Sheriff of Pulaski County. This public hearing will be held pursuant to Section 15.2-1719 of the Code of Virginia, 1950, as amended

Mr. Huber explained the public hearing on the proposed ordinance had been scheduled at the request of the Clerk of Circuit Court which allows for

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disposal on unclaimed property. Further, that this ordinance follows the state code.

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

On a motion by Mr. Akers, seconded by Mr. Hale and carried, the Board adopted the following ordinance:

**DISPOSAL OF UNCLAIMED PROPERTY ORDINANCE**

BE IT ORDAINED that the Sheriff of Pulaski County, may, (i) offer for public sale or (ii) retain for use by law-enforcement agency any unclaimed property which has been in possession of the Pulaski County Sheriff's Department and unclaimed for a period of more than sixty (60) days. "Unclaimed personal property" shall be any personal property belonging to another which has been acquired by a law-enforcement officer pursuant to his duties, which is not needed in any criminal prosecution, which has not been claimed by its rightful owner and which the State Treasurer has indicated will be declined if remitted under the Uniform Disposition of Unclaimed Property Act.

Prior to the sale or retention for use by the law-enforcement agency of any unclaimed item, the sheriff or his duly authorized agents shall make reasonable attempts to notify the rightful owner of the property, obtain from the attorney for the Commonwealth in writing a statement advising that the item is not needed in any criminal prosecution, and cause to be published in a newspaper of general circulation in the locality once a week for two successive weeks, notice that there will be a public display and sale of unclaimed personal property.

The procedure for such sale and the use of proceeds from such sale shall be as set forth in Section 15.2-1719 of the Code of Virginia, 1950, as amended, or its successor statute which is incorporated in this Ordinance by this reference.

Adopted this 25th day of April, 2005.

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

Voting no: none.

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5. Highway Matters:

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

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:

<b>Target Date</b>	<b>Follow-up from Previous Board Meetings:</b>
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/high est.	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/primary road funds	a. McDonalds
(VDOT reviewing/primary road funds	b. Southbound onto South I-81 ramp
Oct. 05/Under const.	6. Rt. 711, Mines Road Advertisement
Under Review	7. Dallas Freeman Road, Rt. 778, Spot Widening
VDOT to provide study results	8. Rt. 693 Request for Speed Study
VDOT to talk with Town	9. Rt. 11/Morehead Lane Speed Study
VDOT to provide study results	10. Formal Speed Study on Portion of Rt. 626, Hazel Hollow Road
VDOT to review	11. Drainage Issues at end of Memorial Bridge
VDOT to review/Signage Requested	12. Robinson Tract Road Warning Signs
\$1 million est. cost	13. Bridge on Rt. 100 North
VDOT to review	14. Julia Simpkins Road Embankment
VDOT to review as roads are added	15. Addition of Bike Lanes to State Maintained Roads
VDOT to review	16. Brush Cutting Along Bank at Fairview Home
June ad - Late Summer Const.	17. Dunkard's Bottom Drainage
VDOT to review	18. Hazel Hollow Road Potholes
VDOT to review	19. Rt. 11, "Watch for Turning Vehicle" signage
VDOT to review	20. Max Creek Bridge, Rt. 693, Pothole Repairs
Ongoing	21. Rt. 11 Asphalt Patching
VDOT to review	22. Rt. 11/114 Potholes
 <b>COMPLETED ITEMS</b>	
COMPLETED	1. Riverbluff Subdivision Improvements
COMPLETED	2. Wilderness Road Shoulder Repairs
COMPLETED	3. State Park Road Repairs
COMPLETED	4. Rt. 634 Scraping Update
COMPLETED	5. Rt. 114 Bridge Markers Removal

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COMPLETED	6. Riverhills Townhomes Road Issues
COMPLETED	7. Rt. 672, Lowman's Ferry Road, Drop Off from Pavement
COMPLETED	8. Request to Cut Brush Back on Old. Rt. 11 at the Bagging Plant Intersection
COMPLETED	9. Rt. 100 Deceleration lane into New Dublin Presbyterian Church
COMPLETED	10. Hatcher Road Improvements
COMPLETED	11. Locust Drive - Request for Signage, Etc.
COMPLETED	12. Portion of Kent Farm Road - Rural Rustic Road Eligibility determination
COMPLETED	13. Manns Drive Brush Cutting
COMPLETED	14. Hazelwood Drive Paving Requirements
COMPLETED	15. Brush Cutting - Fariss Mines Road from Boones Furnace Rd.
COMPLETED	16. New River Post Office Sinkhole
COMPLETED	17. Rt. 11 Passing Zone at Stone Ridge Subdivision
COMPLETED	18. Dunkard's Bottom School Bus Stop Signage
COMPLETED	19. Delton Road Culvert Status (Pending environmental clearance)
COMPLETED	20. Robinson Tract Road at Bridge
COMPLETED	21. Horseshoe Loop & Black Hollow Lane Speed Limit Signage
COMPLETED	22. School Signs
COMPLETED	23. Belspring Road Removal of Passing Zones
COMPLETED	24. Exit 101 Southbound Ramp Turning Radius
COMPLETED	25. Guardrail Listing - Add Road Names and District
COMPLETED	26. Cloyd's Mountain Road Improvements (potholes & breakage)
COMPLETED	27. Pothole at Rt. 600 & 114, coming from Belspring

Supervisor Sheffey advised of potholes at Hazel Hollow Road on Memorial Bridge. Mr. Clarke agreed to have the matter reviewed and an update provided at the May Board meeting.

Mr. Sheffey requested staff provide information regarding the revenue sharing requests, specifically to restate the revenue sharing requests in the weekly update.

### Formal Speed Study – Hazel Hollow Road

On a motion by Mr. Akers, seconded by Mr. Hale and carried, the Board approved requesting VDOT conduct a formal speed study on a portion of Hazel Hollow Road and provide an update to the Board once the speed study is completed.

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

Voting no: none.

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b. Rural Addition Status Report

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

c. Request for Signage on Rt. 11

Mr. Huber advised a request had been received from Sheriff Davis, along with several of his deputies and residents along Rt. 11, to request VDOT install "Caution" signs just prior to the entrance of The Barn Farm and Home Center located on Rt. 11.

Mr. Clarke agree to review the matter and provide an update at the May 23 Board meeting.

d. Citizen Concerns

Mr. Bob Harmon requested VDOT repair potholes on Rt. 693, Max Creek Bridge. Mr. Clarke agreed to have the matter reviewed and provide an update at the May 23 Board meeting.

e. Board of Supervisors Concerns

Supervisor Sheffey advised of a downed sign at Harry Brown Road and Church Street. Mr. Clarke agreed to have the sign reinstalled.

6. Presentation of FY 04 Audit

Ms. Deanna Cox of Robinson, Farmer, Cox Associates presented an update and recommendations regarding internal controls. Ms. Cox expressed appreciation to the Board and staff for assistance in the audit review process. Mr. Huber advised steps would be taken to address concerns regarding the Randolph Park and School Board issues.

7. Treasurer's Report

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

8. Citizens' Comments

Dr. Rodell Cruise expressed concern regarding recreation issues. The Board requested county staff work with Dr. Cruise to resolve the matter.

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Mr. Bob Harmon provided an update on progress of the textile museum, explained the purpose of a visit by Lt. Governor Kane on May 2, and invited the Board to a grand opening of the museum to be held on July 2, 2005.

Mr. H.B. Clarke & Mr. Arnold Edwards provided details regarding concerns over right-of-way issues on Rt. 609, Cloyd Road, in the Draper District. Mr. Clarke also expressed concern over the lack of an adequate building permit for a garage built on the property adjacent to Rt. 609. Mr. McCarthy advised the issue was a matter for the Circuit Court. The Board requested Mr. McCarthy contact Alan Groseclose (attorney for Mr. Clarke) to discuss the matter and provide an update to the Board via the weekly update. Further, county staff was requested to address the building permit issue referenced by Mr. Clarke.

### 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 Akers expressed appreciation to Deputy Jamie Ratcliff for reviewing junk car complaints and expressed a desire to have the review to include other areas of complaints, such as dilapidated structures.

Supervisor Akers requested an update on the Rt. 11 county entrance sign. Supervisor Sheffey provided a status report.

#### b. Report from Engineer – PVC vs. Ductile Iron Pipe

Larado Robinson of Draper Aden Associates provided a detailed written and verbal report on the use of PVC vs. Ductile Iron Pipe.

Mr. Huber recommended mobile home park owners be responsible for maintenance of the pipe, particularly if using PVC pipe.

Mr. James Whited addressed the Board and advised of concerns over mobile home park owners being responsible for maintaining water lines and advised he was not prepared to address the issue until a decision was made by the PSA Board regarding use of PVC pipe.

Mr. Mike Boyer expressed concern over the potential loss of grant money, should the pipe issue not be resolved in a timely manner.

Mr. Dan Sumner expressed concern that the report provided by Draper Aden Associates was based on supplier and contractor opinions, and not that of the engineer. Further, Mr. Sumner advised he did not have a

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preference on which pipe was used, as long as funding is not lost due to a decision not being made in a timely manner.

Mr. Shawn Utt advised the grant was available for five years from the initial award which was made in April 2002.

Mr. Conner suggested using PVC pipe and if the pipe does not prove adequate, revisiting the issue.

Mr. Pratt advised the ductile iron pipe was the better of the two pipes; however, he would prefer to see PVC pipe used in mobile home parks, but not necessarily the entire county.

On a motion by Mr. Hale, seconded by Mr. Akers and carried, the Board took action to recommend the PSA use PVC pipe for mobile home parks while exploring the possibility of using PVC in future projects.

Voting yes: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers, Mr. Pratt.  
Voting no: none.

c. Appointments

Mr. Sheffey noted action on appointments would be taken in the Closed Session portion of the meeting.

d. Scheduling of Joint Board/School Board Meeting

The Board suggested the School Board be requested to select from one of the following dates for the next joint meeting: Wednesday, May 4; Wednesday, May 11; or Thursday, May 12.

10. Items of Consent:

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

Voting yes: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers, Mr. Pratt.  
Voting no: none.

a. Approval of Minutes of March 28 and April 4, 2005

The Board approved the minutes of the Board of Supervisors meetings of March 28 and April 4, 2005.

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b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 15926 through 16339, subject to audit.

c. Appropriations and Interoffice Transfers

The Board approved Interoffice Transfer #10 in the amount of \$49,491.67. Approval was also granted on appropriations as follows:

<u>General Fund #19</u>	
Revenues:	
024040-1200 State Fire Programs Allocation Mini Grant Training	\$3,000.00
018990-2000 Sale of Property Vehicles/Equipment	\$5,000.00
Total:	\$8,000.00
Expenditures:	
032260-8101 Twin Comm. Vol. Fire Department Equipment	\$5,000.00
035500-8101 Emergency Management Equipment	\$3,000.00
Total:	\$8,000.00
<u>School Fund #26</u>	
Revenues:	
3-205-033020-0200 Title I Additional Funds	-\$25.00
Total:	-\$25.00
Expenditures:	
4-205-061100-6013-200-100-989	\$25.00
Total:	\$25.00

d. Ratification

There were no items presented for ratification at this time.

e. Contracts, Change Orders & Agreements

1. Cell Phone One Year Contract

Mr. Huber advised NEXTEL is offering reduced cell phone costs in exchange for execution of a one year contract. The contract would eliminate roaming charges, provide free long distance, as well as free night and weekend usage.

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The Board approved executing a one year contract with NEXTEL, a copy of which is filed with the records of this meeting.

2. Workforce Investment Act Grant Agreement Between the Commonwealth of Virginia and Local Workforce Investment Area II

The Board approved acceptance of a grant agreement that applies to the award and expenditure of Workforce Investment Area funds beginning July 1, 2005. A copy of the grant agreement is filed with the records of this meeting.

3. Local Law Enforcement Block Grant Statement of Acceptance

The Board approved acceptance of a grant award from the Department of Criminal Justice Services in the amount of \$89.

4. Fireworks Contract – Grucci

The Board approved entering into a three-year contract with Grucci for July 4 fireworks displays beginning with the 2005 fireworks and continuing through 2007.

5. State Homeland Security Grant Application

The Board approved the following resolution accepting grant funds in the amount of \$45,596 for the State Homeland Security grant:

BE IT RESOLVED BY the Pulaski County Board of Supervisors of Pulaski County that William H. Richardson, Emergency Management is hereby authorized to execute for and in behalf of Pulaski County, a public entity established under the laws of the State of Virginia, this application and to file it in the appropriate State Office for the purpose of obtaining certain Federal financial assistance under the OJP, National Domestic Preparedness Office Grant Program(s), administered by the Commonwealth of Virginia.

That, Pulaski County a public entity established under the laws of the Commonwealth of Virginia, hereby authorizes its agent to provide to the Commonwealth and the Office of Justice Programs (OJP) for all matters pertaining to such Federal financial assistance any and all information pertaining to these Grants as may be requested.

f. Personnel Changes

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

g. Endorsement of NRV Citizen Corp Grant Applications

The Board approved applying for a grant to fund the New River Valley Citizens Corps Council to provide training and equipment for the CERT (Community Emergency Response Team) to assist in training volunteers to respond in the case of a disaster.

h. Resolution Opposing FAA's Proposal to Close Air Traffic Control Tower at Roanoke Regional Airport

The Board reviewed correspondence from Roanoke City and Bedford City requesting Pulaski County adopt a resolution opposing the Federal Aviation Administrations proposal to close the Air Traffic Control Tower located at the Roanoke Regional Airport.

The Board adopted the following resolution and requested county staff send the resolution to the appropriate Senators, Congressman Boucher and the FAA:

**A RESOLUTION OPPOSING A PROPOSAL BY THE FAA TO  
CLOSE THE AIR TRAFFIC CONTROL TOWER LOCATED AT ROANOKE  
REGIONAL AIRPORT BETWEEN THE HOURS OF MIDNIGHT  
AND 5:00 A. M.**

WHEREAS, Roanoke County Virginia's Air Traffic Control Tower ("Roanoke Tower") was operated at the Roanoke Regional Airport ("Roanoke Tower") on a 24-hour basis for many years until its hours were limited by the Federal Aviation Administration ("FAA") after the air traffic controllers' strike in the early 1980s; and

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WHEREAS, in order to protect the public and promote economic development in the air service area served by Roanoke Regional Airport, which consists of 19 counties and contains more than three quarters of a million citizens, the Roanoke Regional Airport Commission, City of Roanoke, County of Roanoke, and federal legislative representatives worked tirelessly for more than 15 years to restore 24-hour tower operations; and

WHEREAS, the 24-hour local coverage was finally reestablished at the Roanoke Airport in July of 1999; and

WHEREAS, the FAA has recently proposed that the Roanoke Tower again be closed between the hours of midnight and 5:00 a. m. as a way to cut costs; and

WHEREAS, the safety and terrain issues present in 1999 remain today; and

WHEREAS, closing the Roanoke Tower during late night hours would unnecessarily jeopardize public safety and harm economic development in the New River Valley.

THEREFORE, BE IT RESOLVED by the Pulaski County Board of Supervisors:

1. That the Board of Supervisors adopts this resolution as the means of expressing its strongest possible opposition to the FAA's proposal to close the air traffic control tower located at Roanoke Regional Airport between the hours of midnight and 5:00 a.m.; and
2. That the Clerk is directed to forward a copy of this resolution to the Honorable John Warner, the Honorable George Allen, and FAA Administrator Marion C. Blakey.

BE IT RESOLVED that this resolution is hereby adopted by the Pulaski County Board of Supervisors on this 25th day April 2005.

i. Resolution of Support for the Application to the Virginia Department of Health's Drinking Water State Revolving Loan Program

Staff advised the Virginia Department of Health is now requiring a resolution from the county in order to apply for funds through the Revolving Loan Fund Program and that the application is being submitted as an alternative to Rural Development funding.

The Board adopted the following resolution:

**Resolution of Support for the Application to the Virginia Department of Health's Drinking Water State Revolving Fund Program**

Whereas, the Pulaski County Board of Supervisors recognize a need for safe, clean drinking water for every citizen of the County; and,

Whereas, the following areas have been identified as needing assistance with the construction of water line extensions: Eagleview Mobile Home Park, Lee Highway Mobile Home Park, Mabry Court, Polyester Mobile Home Park, Tiny Town Mobile Home Park, and the Hidden Valley Camping Club; and,

Whereas, each owner of said areas have expressed great interest in the extension of public water service through out each area; and,

Whereas, the Virginia Department of Health administers the *Drinking Water State Revolving Funds Program* for the Commonwealth of Virginia;

NOW THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors hereby approve making application for funding under the above-mentioned VDH funding program, this 25th day of April, 2005.

j. Southwest Times Explore Advertisement

Staff advised of a proposed advertisement for inclusion in the Explore Special Section of the Southwest Times at a cost of \$225. Further, it was noted the special section will be placed in area Chambers of Commerce, motels and visitor centers along I-81 and I-77.

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The Board approved expenditure of \$225 for the special advertisement.

k. Cooperative Coyote Damage Control Program

Staff advised Supervisor Pratt had expressed an interest in pursuing the implementation of the Cooperative Coyote Control Program as suggested by Montgomery County. The program would be limited to a cost of \$2,500 to the county and would be coordinated with other localities.

The Board directed staff to ask the local Virginia Cooperative Extension Service to request participation by other localities and provide an update via the next weekly update.

l. Retention of Health Advocate Services

Staff advised the ad hoc employee health insurance committee is recommending that the county retain the services of Health Advocate for employees, as an added employee benefit, beginning July 1, 2005 and explained the Health Advocate will help employees with health care issues including insurance claims, health care coordination, benefits, grievances and paperwork issues. The cost of this service is \$1.25 per employee, per month, with the total annual cost to be approximately \$3,000 for Board of Supervisors employees.

The Board approved retaining the services of Health Advocate for county employees.

m. NRV Regional Projects Listing

Staff provided a proposed regional listing of potential projects to be submitted to the Economic Development Administration and other federal agencies as a description of area needs, including current and proposed.

The Board endorsed the listing with the addition of the Claytor Lake Aquatic Ecosystem Restoration Project.

11. Citizen Comments

There were no citizen comments at this time.

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12. Other Matters from Supervisors

Supervisor Sheffey advised of a meeting to be held on May 4, 2005 from 4:00 p.m. to 7:00 p.m. at New River Community College Edwards Hall regarding the Bikeway/Walkway project.

13. Closed Meeting

It was moved by Mr. Conner, seconded by Mr. Akers 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:

- ◆ Building Space Needs Committee
- ◆ School Construction
- ◆ Shell Building

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:

- ◆ Health Insurance
- ◆ Payment of Annual Leave
- ◆ Contract Employment
- ◆ Appointment

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.

- ◆ None

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:

- ◆ Fairview Home
- ◆ Volvo Logistics Lease

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

Voting no: none.

Return to Regular Session

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

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

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Hale, seconded by Mr. Pratt 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. Akers,  
Mr. Pratt.

Voting no: none.

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Personnel Matters:

Appointments

1. New River Community Action, Inc.

The Board reappointed Jeff Kackley to the New River Community Action Board for a term ending June 30, 2007.

2. Social Services Board

The Board noted Mike Travis had submitted his resignation due to his relocating to another state. County staff as requested to contact Reverend Jean Brown to determine her interest in serving on the Social Services Board and provide an update at the May 23 Board meeting.

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

Voting no: none.

14. Adjournment

By consensus, Board of Supervisors adjourned its regular meeting to reconvene at a joint meeting of the Board of Supervisors and School Board on Wednesday, May 4, 2005, 2005 at 6:30 p.m. in the Godbey Board Room of New River Community College for a joint meeting with the School Board.

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

Voting no: none.

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Joseph L. Sheffey, Chairman

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Peter M. Huber, County Administrator