

Follow-up Agenda

ITEM	KEY STAFF
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1. Closed Session – 2.2-3711.A.1.3.5.7

2. Moment of Silence in Memory of Winston Snead and Invocation
(Rev. Terry Woodard of the Fairlawn Presbyterian Church called for a moment of silence in memory of Winston Snead – Rev. Woodard providing the invocation for the Board meeting)

3. Recognitions - Featured Employee Awards
(Recognized Gordon Jones and Ron Coake)

4. Additions to Agenda

(Mr. Huber shared a Thank You note from the Mount Olivet community)

(Mr. Huber requested moving of the budget hearing to the beginning of public hearing portion of the agenda)

5. Public Hearings:

Budget Hearing

(Mr. Huber explained the purpose of the hearing was to receive public comments on the FY 09 budget and noted the Board cannot approve or take action on the budget until at least seven days following the hearing)

(Comments were heard from John Hocker, Bill Benson, Missy Hall and Roger Caudell, all representing educators in Pulaski County, expressing support for funding to the School Board to allow for teacher pay raises)

(Ms. Susan Mayorga, representing Brain Injury Services of SW Virginia, expressed appreciation for proposed FY 09 funding for the Brain Injury Services)

- a. The petition by **Larry D & Teri R Helms and John A & Tamara Helms** to rezone from Residential (R1) to Agricultural (A1), property identified as Tax Map Numbers 071-001-0000-0102 and 071-001-0000-0101, respectively, located at 3061 Mount Olivet Rd. and 3066 Mount Olivet Rd., (Rt. 710), Robinson District.
(Approved, as recommended by Planning Commission –
Notify applicants) Ms. Wright
- b. The petition by **Stephen B Hedge** to rezone from Residential (R1) to Agricultural (A1), property identified as Tax Map Numbers 066-001-0000-0004, 066-001-0000-0005, 066-001-0000-0009, 066-014-0000-0008, 066-014-0000-0009, 066-014-0000-0010, 066-014-0000-0011, 066-014-0000-0012, and 066-014-0000-0013, located at 6011 Lyons Rd., (Rt. 662), Draper District.
(Re-advertise for June Board meeting due to error in district (should have been Ingles, not Draper) –
Re-advertise for June meeting with corrected district Ms. Wright
– Place on June Board agenda) Ms. Hanks
- c. The petition by **Bullard Family Partnership** to rezone from Residential (R1) to Agricultural (A1), property identified as Tax Map Numbers 058-001-0000-0049, 067-001-0000-0042B, 067-001-0000-0035, located at Blue Sky Lane, (Rt. F066), Ingles District.
(Approved, as recommended by Planning Commission –
Notify applicants) Ms. Wright
- d. The petition by **Howard C & Glenda A Kimbleton** for a Special Use Permit (SUP) to allow a second dwelling, property located at 6092 Parrott Mountain Rd., (Rt. 606), Cloyd District.
(Approved, as recommended by Planning Commission –
Notify applicants) Ms. Wright
- e. Revisions and updates to the **Pulaski County Comprehensive Plan** to the **South Planning Area** of the county. This area would include Snowville, Allisonia, Hiwassee, Max Creek and the Ingles Magisterial District.
(Mr. Byrd reviewed background information and

proposed land use map – Board accepted staff recommendation to approve revisions and updates pending further review by the Planning Commission of the 100-foot lake shore conservation designation) Mr. Byrd/Mr. Utt

- f. Revisions to the Inoperative Vehicle Ordinance
(Mr. Radcliffe advised current ordinance has no penalty clause and recommended revisions to allow for a class 2 misdemeanor charge which would serve as a tool for the judge; referenced affect on farming equipment and trailers; Mr. Pratt indicated ordinance revisions need additional review by staff, particularly the affect on farmers – Board tabled action to allow for staff review of ordinance and proposed changes – Place on June agenda) Mr. Utt/Mr. Huber/
Mr. McCarthy
Ms. Hanks
 - g. Revisions to the Litter Control Ordinance
(Revise ordinance to change wording from “policy” powers to “police” powers) Ms. Hanks
 - h. FY 09 Budget Hearing
(Previously held)
 - i. A request from the **County of Pulaski**, to vacate an unimproved 30 ft. platted right-of-way depicted as **Bellevue Avenue** a distance of approximately 580 ft., adjoining Madison Street and property owned by **Merle H. & Gertrude S. Meredith** being Tax Map No. 039-001-0000-0035, within the Cloyd District.
(Approve plat vacation – Send resolution to VDOT) Ms. Hanks
 - j. A request from the **County of Pulaski**, to abandon a 15 ft. right-of-way formerly known as **Needmore Ln.** or **Old Robinson Tract Rd. (Rt. 793)** a distance of approximately 86 ft., along property owned by **Teresa Lee Raines Bishop** being Tax Map No. 063-001-0000-0271, within the Robinson District.
(Approved abandonment – Send resolution to VDOT) Ms. Hanks
6. Citizen Comments
(None)

7. Highway Matters:

a. Follow-up from Previous Board meeting:

- Review of Highway Matters Section of KAT
(Mr. Clarke advised previous request from Mr. Bopp on delineator posts, or chevrons, on Alum Springs Road would be difficult to put up since fence is on right-of-way and suggested moving fence back – Mr. Bopp to contact property owner re: moving back fence)

(Mr. Clarke advised Cox Hollow and Thornspring Church Road would not likely be eligible for a speed reduction)

b. No Parking Designation for The Rocks Entrance Road

(Approved reducing width standard with the understanding that no parking will be allowed on the road) Ms. Taylor/Mr. Utt

c. Request for Children at Play Signage –

Church Street & Harry Brown Road

(VDOT will review – Place on KAT)

Ms. Hanks

d. Shrubs on Dudley Ferry and Brooklyn Roads

(VDOT will review – Place on KAT)

Ms. Hanks

e. Citizen Comments

(Mr. Thomas Aliff presented a petition from residents along Lead Mines Road requesting a speed study – Mr. Aliff noted support by Ron Nichols in the requested speed study – Place on KAT)

Ms. Hanks

(Mr. David Miller of Lyons Road in Newbern requested VDOT reconsider the resurfacing of Lyons Road to include the full length of the road, rather than only the one mile – VDOT to review – Place on KAT)

Ms. Hanks

(Mr. Steve Hedge of Lyons Road expressed support for the resurfacing of the full length of the road – VDOT to review with possibility of fixing potholes – Place on KAT)

Ms. Hanks

- f. Board of Supervisors Concerns
(Mr. Bopp requested status of signs for Rt. 738 – VDOT advised signs are being manufactured and VDOT will work with county staff re: plans to move and install signage)
- (Mr. Pratt expressed concern over the recent sealing of the Draper Mountain crossing – VDOT noted concern and advised VDOT plans to place the lines on the road soon)
- (Mr. Akers inquired if the light at the intersection of Kroger and Route 11 will need to be upgraded – VDOT will monitor as development occurs)

8. Treasurer's Report
(Reported)

9. Reports from the County Administrator & Staff:

- a. Key Activity Timetable
(None)
- b. The petition by **Radford University Real Estate Foundation** to rezone from Commercial (CM1) to Residential (R2), on property identified as Tax Map Numbers 039-001-0000-0026 and a portion of 039-001-0000-0023 (approximately 30.098 acres), located off Lee Highway (Rt. 723) and Hazel Hollow Rd. (Rt. 626), Cloyd District.
(Tabled to June meeting – Place on June agenda) Ms. Hanks
- c. Delinquency Prevention Status Report
(Presented)
- (Mr. Hiss noted the Commission on Children and Family continues to work closely with the PCPC on early childhood intervention measures)
- d. Appointments:
1. Building Appeals Committee
(Awaiting response from Tara Skewes) Ms. Hanks
2. Clean Community Council
(Appointed Joan Smith, as a voting member, and son Wesley Smith as a non-voting member –

- | | | |
|-----|--|---------------------------|
| | Notify Smiths) | Ms. Safewright |
| 3. | <u>Public Service Authority</u>
(Invite Maynard Sayers to serve) | Mr. Huber |
| 4. | <u>Pulaski County Sewerage Authority</u>
(Appointed Ron Coake – Notify Authority) | Mr. Hanks |
| 5. | <u>Pepper's Ferry Regional Wastewater Treatment Authority</u>
(Appointed Ron Coake – Confirm who makes appointment - Notify Pepper's Ferry Authority) | Mr. Coake
Ms. Hanks |
| 10. | <u>Items of Consent:</u> | |
| a. | <u>Approval of Minutes of April 21 & 28 and May 5, 2008</u>
(Approved – Copy into minute book) | Ms. Dehart |
| b. | <u>Accounts Payable</u>
(Approved) | Ms. Spence |
| c. | <u>Appropriations & Interoffice Transfers</u>
(Approved) | Mr. Jones |
| d. | <u>Ratification and/or Approval of Contracts, Change Orders & Agreements, Etc.</u> | |
| 1. | <u>County Administrator Contract</u>
(Reviewed for a four-year contract – clarify fringe benefit language - Place on June consent agenda) | Mr. McCarthy
Ms. Hanks |
| 2. | <u>County Attorney Contract</u>
(Approved for a four-year contract – Place on June consent agenda) | Ms. Hanks |
| e. | <u>Personnel Changes</u>
(Reviewed) | |
| f. | <u>Calculation of Interest Accumulations Between PSA and Board</u>
(Reviewed current balance calculated for various loans made over the years by the Board of Supervisors to the Public Service Authority – Approved acceptance of payoff as full payment of debts by the Board of Supervisors allowing reducing PSA operational costs by the amount of the annual payment to the Board of Supervisors) | |

g. Fess Green Memorial Resolution
(Approved – Invite family to June 23 meeting to accept resolution)

Mr. Huber

h. Winston Snead Memorial Resolution
(Approved – Mail to family)

Ms. Hanks

11. Citizen Comments
(None)

12. Other Matters from Supervisors
(None)

13. Adjournment
(Adjourned to reconvene on Tuesday, May 20 at 5:00 p.m. to attend Boy Scouts ribbon cutting)

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April 21, 2008

TO: Board of Supervisors
FROM: Peter Huber, County Administrator
SUBJECT: Closed Meeting – 2.2-3711.A.1.3.5.7

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. ***Enclosed*** is a draft resolution to enter the closed meeting on recommended matters, as follows:

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 are proposed for the following:
 1. Building Appeals Committee – At the time this agenda was prepared I had a call in Mr. David Dean and will follow-up as appropriate depending on his respond with Tara Skewes and Jimmy Hurst as previously discussed by the Board.

2. Clean Community Council – There are four vacancies on the committee due to the resignations of James Babb, Marion Lutz, Doug Burchett and Deborah Gessner. The Clean Community Council has recommended Joanie Smith and her teenage son, Wesley Smith, be appointed to the committee.
 3. Public Service Authority – The passing of Winston Snead creates a vacancy on the Public Service Authority.
 4. Pulaski County Sewerage Authority - The passing of Winston Snead creates a vacancy on the Fairlawn area Sewage Authority.
 5. Peppers Ferry Regional Wastewater Treatment Authority - The passing of Winston Snead creates a vacancy on the Peppers Ferry Regional Wastewater Treatment Authority.
- County Administrator Contract – ***Enclosed*** is the existing contract for review and consideration by the Board of Supervisors. I find the contract to have been satisfactory over the past eight years.
 - County Attorney Contract ***Enclosed*** is the existing contract for review and consideration by the Board of Supervisors.

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:

- Riverlawn School Reuse – Options for the possible reuse of Riverlawn Elementary School include:
 1. Recreation center incorporating the gym and exterior playgrounds and community garden plots;
 2. Community center incorporating the recreation areas in addition to some meeting rooms, a Sheriff's Office presence, PSA/Citizen Service Center; and/or postal facility;
 3. Either of the above could also include rental of office space in otherwise unused areas;
 4. Sale of unused land for development purposes; or
 5. Redevelopment of the building by a private firm for use as apartments. However, this last option is likely to eliminate items 1-3 above.
- Former School Board Office/House – The transfer of this property to the Industrial Development Authority for the purpose of soliciting proposals for its relocation, removal or demolition is recommended.

- Industrial Access Road – ***Enclosed*** is a letter from Spencer Rygas and an ownership description provided by Mr. Hager regarding his interest in obtaining county sponsorship of an industrial access road through the former Fairgrounds property. Approval of the ***enclosed*** resolution is being requested by Mr. Hager and adoption is recommended conditional on the following conditions:
 - Provision of a bond, letter or credit or other irrevocable, third party guaranteeing repayment of up to \$450,000 to the state in the event that qualifying firms are not located on the property with a period of five (5) years; and
 - Resolution of Erosion and Sediment Control issues at his residence.

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.

- Project Sunshine – Review, discussion and informal agreement or revisions to the ***enclosed*** commitment letter is recommended.

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:

- None

CLOSED MEETING RESOLUTION

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.

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

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
- County Administrator Contract
- County Attorney Contract

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:

- Riverlawn School Reuse
- Former School Board Office/House
- Industrial Access Road

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.

- Project Sunshine

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:

- None

May 12, 2008

TO: Board of Supervisors

FROM: Peter M. Huber, County Administrator

SUBJECT: **Recognitions**

Featured Employees Awards – The employees to be recognized at the May Board meeting and featured for the month of June 2008 are Gordon Jones from Administration and Ron Coake from Engineering. A description for Mr. Jones is *enclosed*. A description for Mr. Coake will be included in the May 16 weekly update.

/gh

May 12, 2008

TO: Board of Supervisors
FROM: Peter M. Huber, County Administrator
SUBJECT: **Public Hearings**

- a. The petition by **Larry D & Teri R Helms and John A & Tamara Helms** to rezone from Residential (R1) to Agricultural (A1), property identified as Tax Map Numbers 071-001-0000-0102 and 071-001-0000-0101, respectively, located at 3061 Mount Olivet Rd. and 3066 Mount Olivet Rd., (Rt. 710), Robinson District. - A public hearing has been scheduled to consider this request. The Planning Commission will be meeting on Tuesday of this week and any recommendations will be included in the May 16 weekly update. ***Enclosed*** is information describing this request.

- b. The petition by **Stephen B Hedge** to rezone from Residential (R1) to Agricultural (A1), property identified as Tax Map Numbers 066-001-0000-0004, 066-001-0000-0005, 066-001-0000-0009, 066-014-0000-0008, 066-014-0000-0009, 066-014-0000-0010, 066-014-0000-0011, 066-014-0000-0012, and 066-014-0000-0013, located at 6011 Lyons Rd., (Rt. 662), Draper District. - A public hearing has been scheduled to consider this request. The Planning Commission will be meeting on Tuesday of this week and any recommendations will be included in the May 16 weekly update. ***Enclosed*** is information describing this request.

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- d. The petition by **Howard C & Glenda A Kimbleton** for a Special Use Permit (SUP) to allow a second dwelling, property located at 6092 Parrott Mountain Rd., (Rt. 606), Cloyd District. - A public hearing has been scheduled to consider this request. The Planning Commission will be meeting on Tuesday of this week and any recommendations will be included in the May 16 weekly update. ***Enclosed*** is information describing this request.
- e. Revisions and updates to the **Pulaski County Comprehensive Plan** to the **South Planning Area** of the county. This area would include Snowville, Allisonia, Hiwassee, Max Creek and the Ingles Magisterial District. - A public hearing has been scheduled to consider this request. The Planning Commission will be meeting on Tuesday of this week and any recommendations will be included in the May 16 weekly update. ***Enclosed*** is information describing this request.
- f. Revisions to the Inoperative Vehicle Ordinance – A public hearing has been scheduled to consider revisions to the Inoperative Vehicle Ordinance as noted on the ***enclosed*** copy of the ordinance making it a Class 4 misdemeanor with a fine of up to \$250 to violate the ordinance.
- g. Revisions to the Litter Control Ordinance - A public hearing has been scheduled to consider revisions to the Ordinance as noted on the ***enclosed*** copy of the ordinance.
- h. FY 09 Budget Hearing – A public hearing on the ***enclosed*** proposed budget has been advertised. State code requires that the Board wait at least seven days after the hearing before taking action on its adoption in order to provide for full consideration of comments made at the hearing.
- i. A request from the **County of Pulaski**, to vacate an unimproved 30 ft. platted right-of-way depicted as **Bellevue Avenue** a distance of approximately 580 ft., adjoining Madison Street and property owned by **Merle H. & Gertrude S. Meredith** being Tax Map No. 039-001-0000-0035, within the Cloyd District.- A public hearing has been scheduled to consider the ***enclosed*** request.
- j. A request from the **County of Pulaski**, to abandon a 15 ft. right-of-way formerly known as **Needmore Ln. or Old Robinson Tract Rd. (Rt. 793)** a distance of approximately 86 ft., along property owned by **Teresa Lee Raines Bishop** being Tax Map No. 063-001-0000-0271, within the Robinson District. - A public hearing has been scheduled to consider the ***enclosed*** above request.

/gh

May 12, 2008

TO: Board of Supervisors
FROM: Peter M. Huber, County Administrator
SUBJECT: **Highway Matters**

- a. Follow-up from Previous Board meeting:
 - Review of Highway Matters Section of Key Activity Timetable (KAT) – ***Enclosed*** is an update on the status of VDOT road matters which includes items from the April 28 Board meeting. An update has not been received from Mr. Clarke; however, we expect a status report to be given at the May 19 Board meeting.
- b. No Parking Designation for The Rocks Entrance Road – As requested, staff has confirmed that it is the intention of road is to be public. Approval to restrict parking along this road will allow it to be built to with normal pavement width without the additional width which would be required to accommodate curbside parking.

/gh

May 12, 2008

TO: Board of Supervisors

FROM: Peter M. Huber, County Administrator

SUBJECT: **Reports from County Administrator and Staff**

- a. Key Activity Timetable (KAT) – Review of the ***enclosed*** Key Activity Timetable is requested.
- b. The petition by **Radford University Real Estate Foundation** to rezone from Commercial (CM1) to Residential (R2), on property identified as Tax Map Numbers 039-001-0000-0026 and a portion of 039-001-0000-0023 (approximately 30.098 acres), located off Lee Highway (Rt. 723) and Hazel Hollow Rd. (Rt. 626), Cloyd District. – This matter was tabled by the Board for 30 days allowing for discussion by the Planning Commission. The Planning Commission was supportive of the applicant's request to the Board for tabling this petition for a period of two months while awaiting sale of the property.
- c. Delinquency Prevention Status Report – Pam Chitwood and Julie Williams have been invited to narrate the "In Her Eyes" presentation providing details of substance abuse rates amongst various age groups within our County. This material is also being considered by the Commission on Children and Families in coordinating practical steps by human service organizations to reduce future Comprehensive Service Act, Juvenile Detention Home and Regional Jail costs.
- d. Appointments - Appointments are proposed for the following:
 1. Building Appeals Committee – At the time this agenda was prepared I had a call in Mr. David Dean and will follow-up as appropriate depending on his respond with Tara Skewes and Jimmy Hurst as previously discussed by the Board.

2. Clean Community Council – There are four vacancies on the committee due to the resignations of James Babb, Marion Lutz, Doug Burchett and Deborah Gessner. The Clean Community Council has recommended Joanie Smith and her teenage son, Wesley Smith, be appointed to the committee.
3. Public Service Authority – The passing of Winston Snead creates a vacancy on the Public Service Authority.
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5. Peppers Ferry Regional Wastewater Treatment Authority - The passing of Winston Snead creates a vacancy on the Peppers Ferry Regional Wastewater Treatment Authority.

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May 12, 2008

TO: Board of Supervisors

FROM: Peter M. Huber, County Administrator

SUBJECT: **Items of Consent**

- a. Approval of Minutes of April 21 & 28 and May 5, 2008 Minutes– Approval of the **enclosed** minutes is recommended.
- b. Accounts Payable – Approval of the **enclosed** listing of accounts payable is requested.
- c. Appropriations & Interoffice Transfers – Copies of the interoffice transfers and appropriations will be provided in the May 16 weekly update.
- d. Ratification and/or Approval of Contracts, Change Orders & Agreements, Etc. – There are no items for ratification at this time.
- e. Personnel Changes - **Enclosed** is an update from Ms. Spence of recent personnel changes.
- f. Calculation of Interest Accumulations Between PSA and Board – The current balance calculated conservatively for various loans made over the years by the Board of Supervisors to the Public Service Authority is \$320,400. Depending on how previous payments are credited, the amount could be as much as \$500,000. Currently, the PSA has sufficient reserves to comfortably pay off these notes. Paying off of this debt will eliminate an annual debt service payment of \$22,547 to the Board of Supervisors. Approval by the PSA to paying off these debts is recommended effective June 30, 2008. Similar approval accepting this amount as full payment of these debts by the Board of Supervisors is recommended. This step by both Boards will simplify audit reports for both Boards and help the

PSA in reducing its operational costs by the amount of the annual payment to the Board of Supervisors.

- g. Fess Green Memorial Resolution - A memorial resolution will be drafted and included in the weekly update for consideration by the Board of Supervisors.
- h. Winston Snead Memorial Resolution – A memorial resolution will be drafted and included in the weekly update for consideration by the Board of Supervisors.

/gh