

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 27, 2011

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, June 27, 2011 beginning with a Closed Session at 6:00 p.m. in the Board Room of the County Administration Building located in the Town of Pulaski, Virginia, the following members were present: Joseph L. Sheffey, Chairman; Charles Bopp; Frank R. Conner; and Dean Pratt. Board member Ranny L. Akers was unable to attend the meeting due to recent surgery. Staff members present included: Peter Huber, County Administrator; Robert Hiss, Assistant County Administrator; Shawn Utt, Community Development Director; and Thomas J. McCarthy, Jr., County Attorney. Melody Taylor, Deputy Clerk to the Board of Supervisors, and Diane Newby, Finance Director, joined the regular session at 7:00 p.m.

1. Closed Session – 2.2-3711.A.1.3.5.7

Chairman Sheffey called the meeting to order and advised a Closed Session would need to be held as follows:

A closed session 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.

On a motion by Mr. Dean, seconded by Mr. Bopp and carried, the Board of Supervisors entered a 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

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:

- Acquisition & Development of Public Safety Facility

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

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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:

- None

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

Voting no: None.

Not present: Mr. Akers

Return to Regular Session

On a motion by Mr. Conner, seconded by Bopp and carried, the Board returned to regular session.

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

Voting no: None.

Not present: Mr. Akers

Certification of Conformance with Virginia Freedom of Information Act

On a motion by Mr. Pratt, seconded by Mr. Conner 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.

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

Voting no: None.

Not present: Mr. Akers

2. Invocation

The invocation was provided by Reverend Tim West of the New Life Church of the Nazarene.

3. Presentations and Recognitions

The Board recognized John Meriwether of the Visitor Center and Jerry Graham of the PSA Refuse Department as the Featured Employees to serve during the month of July. Job summaries for both employees were read aloud by Supervisor Sheffey. Board members presented Mr. Meriwether with a gift certificate to Fatz Café. Mr. Graham was unable to attend the meeting.

4. Additions to Agenda

Mr. Huber reported the following additions to the agenda: State Park Resolution commending the 75th Anniversary; VDOT assistance for Fatz Café entrance; acceptance of funding from the Pulaski Theatre; and a resolution from Delegate Ann B. Crockett-Stark.

Delegate Crockett-Stark read and presented a resolution commending the County on the tornado response efforts.

Representatives of the Friends of Pulaski Theatre presented a check for the Tornado relief funds.

Mr. Sheffey informed citizens that the Board provided a letter to VACO and NACO with both being published in their publications.

Mr. Huber reported there were several persons providing labor in follow-up to the tornado relief response including Ty Kirkner, Janet Jonas and Chris Akers who have coordinated 12,000 hours of labor in one week alone.

5. Public Hearings

- a. Petition by County of Pulaski to initiate rezoning of the split-zoned parcel owned by Randall W. Hall from Residential/Agricultural (R1/A1) to Agricultural (A1), tax map no. 083-001-0000-0040, located west of Lakeview Dr. (Rt. 1240) and revise the Pulaski County Comprehensive – Future Land Use Map from Residential to Agricultural for tax map no. 083-001-0000-0040; 083-001-0000-040A and 083-001-0000-0055.

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Mr. Utt described the following staff analysis which was reported in the Board packet: This is the last parcel among the property owners contacted to complete the split-zoned parcels located in Pulaski County. The property lines were vacated in 2010 creating the split zoning of the property. Staff discussed with Mr. Hall the split zoning on this property due to the vacation of property lines. Once staff discussed with Mr. Hall his options, he requested the County rezone the property to Agricultural (A1).

Mr. Utt advised the Planning Commission recommended approval of the rezoning.

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

On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board approved the rezoning of the split-zoned parcel owned by Randall W. Hall to Agricultural (A1), and the revisions to the Pulaski County Comprehensive – Future Land Use Map to Agricultural for tax map no. 083-001-0000-0040; 083-001-0000-040A and 083-001-0000-0055.

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

Voting no: None.

Not present: Mr. Akers

- b. Petition by Pulaski County for revisions to the Pulaski County Comprehensive Plan – Future Land Use Map on the following tax map parcel: 083-001-0000-040B, Draper District.

Mr. Utt described the following staff analysis which was reported in the Board packet: This property has been shown in the County's Comprehensive Plan's Future Land Use Map as a Residential Use. On May 23, 2011 the Board of Supervisors approved the Future Land Use Map revision on the surrounding property also owned by Mr. & Mrs. Felts to Agricultural Use. Staff is recommending the Future Land Use Map be revised to Agricultural for this parcel.

Mr. Utt advised the Planning Commission recommended approval of the revisions.

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

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On a motion by Mr. Conner, seconded by Mr. Pratt and carried, the Board approved the revisions to the Pulaski County Comprehensive Plan – Future Land Use Map to Agricultural (A1) on the following tax map parcel: 083-001-0000-040B, Draper District.

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

Voting no: None.

Not present: Mr. Akers

- c. Petition by Dalton, Kenneth Wayne & Wanda F. for Special Use Permit (SUP) to allow a cabinet shop per Section 2-3 of the Zoning Ordinance located at 2720 Kirby Rd., (Rt. F047), zoned Agricultural (A1), tax map no. 097-011-0000-0001, Draper District.

Mr. Utt described the following staff analysis which was reported in the Board packet: The applicant is requesting a Special Use Permit (SUP) to allow a small cabinet shop in an existing 24' X 70' structure located at 2720 Kirby Rd. (Rt. F047) on 1.74 acres, identified as tax map parcel 097-011-0000-0001. The existing structure operated previously as a cabinet shop for approximately nine (9) years. Mr. Dalton is retired and indicates that orders will be received by telephone. He will travel to the customer's job site to measure for the cabinets. After construction, cabinets will be delivered to the customer's job site and installed. Customers may visit the cabinet shop occasionally to check on color samples. Mr. Dalton proposes himself and one other potential employee working in the cabinet shop.

Mr. Dalton will use the existing entrance off Kirby Rd. that is currently serving the structure and a manufactured home on the lot. An aerial photograph indicates the area is sparsely populated with Interstate 81 to the northwest. Because of the nature of the proposed business, resulting in minimal traffic volume accessing the property, it appears this Special Use Permit (SUP) request will have little impact on the adjacent properties.

Mr. Utt advised the Planning Commission recommends approval of the Special Use Permit.

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

On a motion by Mr. Pratt, seconded by Mr. Conner and carried, the Board approved a Special Use Permit (SUP) to allow a cabinet shop per Section 2-3 of the Zoning Ordinance as presented.

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

Voting no: None.

Not present: Mr. Akers

- d. Petition by County of Pulaski to amend the following section (s) of the Pulaski County Zoning Ordinance - Article 25: Wind Energy Facility Ordinance, revisions;

Mr. Utt described the following staff analysis which was reported in the Board packet: In the months since the adoption of the Wind Energy Ordinance, staff has been working with numerous stakeholders to discuss ramifications to the Ordinance and realistic implementation challenges that may be experienced. With those discussions in mind, staff combined revisions to the Ordinance and presented them to the Planning Commission in May. With comments provided by the Commission, staff is proposing the revisions to the Ordinance as advertised.

Mr. Utt advised the Planning Commission recommended approval of the amendment to the Zoning Ordinance.

Mr. Sheffey opened the public hearing.

Ms. Debbie Mohay suggested the proposed wind energy would have a negative impact on soil and wildlife and does not provide jobs.

Mr. Sheffey closed the public hearing.

The Board took no action on this matter and directed staff to re-advertise the hearing for the July 25th Board meeting.

6. Citizen Comments

Mr. Dana C. Jackson of 7506 Pepper's Ferry Boulevard advised he had received notice that effective July 1, 2011 garbage collection was being discontinued via the private alley access currently used by the PSA Refuse Collection staff, noting residents would need to take trash to the end of the road. Mr. Jackson advised the letter had indicated the reasoning for the discontinuance along the alley way was due to frequent accidents. He expressed concern that the average age of the residents in the neighborhood was 80 years old and would place a burden on the residents if trash had to be placed at the end of the road. Mr. Conner indicated he was familiar with the area and was concerned about the potential discontinuance of trash collection using the current route.

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By consensus, Board members requested staff review the matter and provide an update at a future meeting.

Mr. Russell Alls, representing Izaak Walton League, requested the Board consider tax exemption for the campground.

Mr. Marion Taylor presented a handout of the former Verizon building as a potential location for the Sheriff's Office.

Mrs. Catherine Turner, representing a group of citizens, described efforts to start businesses in Pulaski County, concerns over New River Livability, ICLEI partnership-UN organization; Article 1, Section 1 of ICLEI – Doctrines of Latches; and requested the county rescind involvement in the issue and voiced her concern regarding property values.

Mr. Jessie Ring spoke regarding the control of terms of multi-lateral agreements; concerns over the ability of the county to be able to control the outcome; and requested the Board withdraw from involvement in the issue.

Mr. Sheffey informed the audience that Mr. Kevin Byrd of the Planning District Commission would be making a presentation on the initiative at its July 25, 2011 Board meeting.

Mr. David Pohlig expressed concerns on what of the initiative controlled zoning, as well as outside groups telling the county what action to take. Mr. Pohlig suggested there were many positive things about the plan.

Ms. Debbie Ring asked the Board members if they supported the cutting off of utilities. Board members including Mr. Conner, Mr. Sheffey, Mr. Bopp and Mr. Pratt advised they do not support the plan at this time; however, Mr. Conner indicated the issue was being studied and only in the planning stages.

Ms. Anne Carpenter asked that the Board study Agenda 21 in preparation for the July 25th presentation; Chapter 7 of Agenda 21 – Rural transition to urban living; communal and collectively owned land.

Ms. Debbie Mohay expressed concerns of elected officials losing their voice on county issues, and that decisions on local issues would be delegated to federal and state government. Ms. Mohay expressed further concern over the impact on landowners and the lack of businesses and citizens participating in the initiative. Ms. Mohay requested the County abstain or withdraw from the initiative.

Ms. Kathy Pohlig expressed concerns about what rural areas would look like and urged withdrawal from the application.

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Ms. Sara Bhrummond expressed concerns over becoming children of the government.

Ms. Mickey Weikel expressed concerns over moving out of communities into a hub, freedom to do what we want to do, having to give up what we have, and protection of citizens' rights.

Mr. Frank Symanoskie of Blacksburg expressed concern about social engineering of how people are to live and accountability of local government. Mr. Symanoskie requested the county take action to opt out of the initiative now.

Mr. William Overton confirmed that Board members know something about the sustainability initiative.

Ms. Faye Henegar requested an explanation as to the reasoning for signing the grant.

Mr. Sheffey and Mr. Pratt indicated the Board would continue to discuss the Livability issue and would study the matter thoroughly before any decisions are made by the Board of Supervisors. Mr. Sheffey confirmed that Mr. Byrd planned to make a presentation at the July 25th Board meeting.

7. 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)

Mr. Clarke advised there appeared to be a problem with his e-mail communication and he would contact staff to determine the problem.

b. Request for "No U Turn" Signage at Newbern Heights

As reported in the Board packet, Supervisor Akers has expressed concern with individuals making U-turns at the entrance of Newbern Heights. Mr. Akers had indicated he receives ongoing complaints related to the traffic tie up on Cougar Trail Road when Volvo lets out in the afternoons. Mr. Akers is requesting consideration to "No U Turn" signage at the entrance to Newbern Heights. Mr. Conner advised this area was in his district and he was unaware that the problem existed. Mr. Clarke offered to have VDOT staff review the matter and provide an update at a

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future meeting.

c. Request for Speed Limit Signage on Crossbow Drive

As reported in the Board packet, Sheriff Davis would like to request VDOT install 25 mph speed limit signage on Crossbow Drive. He indicated his office receives phone calls weekly from residents for patrolling due to excessive speeding.

Mr. Clarke advised that the Board could request an informal speed study on Crossbow Drive. By consensus, the Board requested VDOT conduct an informal speed study on Crossbow Drive and provide an update at a future meeting.

d. Booker Branch Road

VDOT was requested to review a request for speed limit reduction and dust management along Booker Branch Road.

By consensus, the Board approved Watch for Children signage on Booker Branch Road.

e. Citizen Comments

Mr. Huber requested assistance by VDOT with signage for the entrance to the Fatz Café in Dublin. Mr. Clarke indicated signage for the on-ramp would be appropriate. Mr. Clarke also suggested signage would be appropriate along Alexander Farm Road, but that it would be the responsibility of representatives of Fatz Café. Mr. Huber offered to contact Fatz Café representatives to pursue the matter.

Mr. Ed Hoggatt expressed concerns regarding problems on Parrott Mountain Road near the intersection, specifically water running off the mountain and washing out the road. Mr. Clarke offered to have VDOT staff review the matter.

Mr. McCready expressed concerns regarding the intersection of Old Route 100 and Newbern Road related to the top coat being worn out, as well as a pot hole at the signal control box. Mr. Clarke offered to have VDOT staff review the matter.

f. Board of Supervisors Comments

Mr. Pratt expressed concerns of overgrown grass at Peak Creek Road and Hurston Road.

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Mr. Pratt also requested Mr. Clarke to have VDOT staff review the area of the end of state maintenance on Route 609, Boyd Road, as to where the end of state maintenance lies.

Mr. Bopp expressed concerns regarding the speed limit on Thaxton Road. He also advised of a deer carcass at Trinity Baptist Church. Mr. Bopp thanked VDOT for the excellent mowing work.

Mr. Conner requested VDOT to review Route 11 at the Byrd property for placement of signage, or reflectors.

Mr. Conner expressed concern over the current 45 mph speed limit on Hatcher Road, specifically in the area of the curve on the road.

Mr. Conner advised of a pot hole at Fairview Home.

Mr. Sheffey thanked VDOT for the excellent mowing work. He also advised of tree limbs hanging over on Hickman Cemetery Road and Hazel Hollow Road. Mr. Clarke offered to have VDOT staff review both of these areas.

Mr. Sheffey requested VDOT review Church Street and Manns Drive for potential 25 mph signage at the other side of Church Street.

8. Treasurer's Report

Treasurer Melinda Worrell provided the Board with a monthly update.

Mr. Huber informed the Board there had been an increase in taxable sales in the Fairlawn area.

9. Reports from the County Administrator & Staff:

On a motion by Mr. Conner, seconded by Mr. Bopp and carried, the Board approved the following action related to the various appointments.

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

Voting no: none.

Not present: Mr. Akers.

a. Appointments:

1. NRV Sustainable Communities Consortium Steering Committee

The Board took no action on this matter.

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2. NRV Community Services Board

The Board reappointed Robert Hiss, Becky Hubble and Sally McCarthy for additional terms ending June 30, 2012.

3. Wireless Authority

The Board reappointed Tim Jones and John Wenrich for additional terms ending July 25, 2013. The Board took no action to fill the vacancy in the Robinson District.

4. PEP Steering Committee

The Board reappointed Dallas Cox, Bill Cunningham, Keith Holt, Mark Nichols, Doug Warren, and Eric Bucey for additional three-year terms. The Board requested staff invite Dr. Rosita Perry and Mark Rowh to consider serving.

5. Social Services Board

The Board requested staff invite Reverend Tim West to fill a vacancy created by the resignation of Bill Rowland.

b. Key Activity Timetable

The Board reviewed the Key Activity Timetable in detail.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of July 2011 for the Sherriff's Office expansion plans. Mr. Huber advised the date should be adjusted to July 2012.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for IT matters. Mr. Hiss recommended changing the Target Date to August 2011.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for the Construction Management. Mr. Huber advised construction was substantially complete, with some clean up items remaining. Mr. Huber recommended changing the date to August 2011.

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Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for the IDA Audit. Mr. Huber advised the IDA audit was not complete and recommended changing the date to July 2011.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for the "Get Alarmed! Virginia". Mr. Huber recommended changing the date to September 2011.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for the Loving Field improvements. Mr. Huber advised the project is being completed in phases and there is still fencing work to be done. Mr. Huber recommended changing the date to June 2012.

Mr. Sheffey referenced the notation in the KAT regarding the Target Date of June 2011 for the upgrade of the eternal flame. Mr. Hiss recommended changing the date to August 2011.

c. Tornado Recovery Status

Mr. Huber provided an update on the tornado recovery efforts, noting \$50,000 had been spent to date in repairs to homes, with over \$5 million in total damages. He advised an advertisement had been placed for a construction coordinator, and that Janet Jonas had been hired to coordinate the volunteer efforts.

Mr. Hiss advised the state had set aside \$600,000 in relief fund, but the funds were currently on hold due to some "glitches" in the system. He advised it was unclear where the money is being filtered from.

10. Items of Consent

By consensus, the Board pulled item "g – Request from Izaak Walton Campground" for separate discussion and/or action, as well as the addition of an item allowing for review and adoption of the Claytor Lake Resolution.

On a motion by Mr. Bopp, seconded by Pratt and carried, the Board approved the following items of consent, except for item "g – Request from Izaak Walton Campground" which was pulled out for discussion.

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

Voting no: none.

Not present: Mr. Akers.

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a. Approval of Minutes of May 23, 2011 Meeting

The Board approved the May 23, 2011 minutes, with a correction to show Mr. Bopp as "Abstaining" from the approval of the April 25, 2011 minutes.

b. Accounts Payable

The Board approved accounts payable for checks numbered 2020659 through 20201363, subject to audit.

c. Interoffice Transfers & Appropriations

The Board approved interoffice transfer number 12 totaling \$65,560.11 and appropriations as follows:

Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-011010-0101	Current Real Estate Taxes	\$ 200,000.00
100-011030-0101	Current Personal Property Taxes	300,000.00
100-011060-0102	Interest	49,618.00
100-016130-0200	Swimming Pool Fees	19,000.00
100-016130-0400	After School Program	19,000.00
100-018990-7600	Reimbursement from FOCL	25,000.00
	TOTAL	\$ 612,618.00
EXPENDITURES:		
100-011010-	Board of Supervisors	\$ 79,000.00
100-012110-	County Administrator	18,700.00
100-012410-	Director of Finance	3,000.00
100-012460-	Grants Writer	5,650.00
100-013100-	Electoral Board	3,815.00
100-013200-	Registrar	2,600.00
100-021200-	General District Court	605.00
100-021800-	Law Library	1,000.00
100-021900-	Victims Witness Grant	7,108.00
100-031200-	Sheriff	73,000.00
100-032200-	Draper Fire Dept	4,000.00
	Total from Page 2 of 2	414,140.00
	TOTAL	\$ 612,618.00

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EXPENDITURES:		
100-034100-	Building Department	\$ 6,600.00
100-034410-	Code Enforcement	4,700.00
100-035300-	Medical Examiner	100.00
100-042400-	Landfill	10,000.00
100-043250-	General Properties Grounds	12,000.00
100-044100-	Engineering	13,000.00
100-051400-	Property Cleanup	32,000.00
100-053500-	Office on Youth	10,000.00
100-053510-	VA Juvenile Crime Control	3,000.00
100-071110-	Recreation	10,000.00
100-071320-	Randolph Park	18,000.00
100-071360-	Friends of Claytor Lake	25,000.00
100-081500-	Economic Development	4,000.00
100-081510-	Industrial Park Maintenance	100.00
100-081530-	Competitiveness Center	4,958.00
100-091100-	Non Deparmental	15,445.00
100-091400-	Contingency Funds	(17,935.00)
100-092110-	Miscellaneous Expenses	10,000.00
100-092500-	Tornado Cleanup	52,400.00
100-093000-	Transfer to IDA	200,772.00
PAGE 2 TOTAL		\$ 414,140.00

GENERAL FUND #27		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-016050-0300	Community Corrections Admin Fees	8,215.00
100-016010-0200	Sheriffs Fees	54.00
TOTAL		\$ 8,269.00
EXPENDITURES:		
100-033426-6031	Community Corrections Admin Fees	\$ 8,215.00
100-031200-6001	Sheriff Office Supplies	54.00
TOTAL		\$ 8,269.00

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REMSI FUND #2		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
3-520-016040-0300	Patient Revenues	80,954.00
	TOTAL	\$ 80,954.00
EXPENDITURES:		
4-520-032300-1148	Administration Salaries	\$ 2,200.00
4-520-032300-3170	Professional Services	31,000.00
4-520-032300-5307	Public Officials Liability Insurance	3,004.00
4-520-032310-1348	Field Staff Part-Time Wages	44,000.00
4-520-092110-5841	NSF Checks	750.00
	TOTAL	\$ 80,954.00

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IDA FUND #2		Page 1 of 2
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
521-015020-0140	Rent Pulaski County Store	\$ 1,184.00
521-015020-0142	Rent Dollar General	4,785.00
521-015020-0143	Rent Fleur De Lis	2,825.00
521-015020-0145-001	Rent James Hardie	348,720.00
521-015020-0130-001	Rent Volvo TMAC	22,720.00
521-015020-0130-002	Rent Volvo Logistics	15,245.00
521-018990-0500	Sale of Scrap Materials	5,000.00
521-018990-8100	Sale of Property Herons Landing	346,000.00
521-019010-4100	Riverlawn Debt Reimbursement	57,363.00
521-024040-5100	Governors Opportunity Fund	850,000.00
521-041050-1000	Transfer from General Fund	200,772.00
521-041020-0100	Sale of Land	14,532.00
	TOTAL	\$ 1,869,146.00
EXPENDITURES:		
521-081700-3170	IDA Administration Professional Services	\$ 16,000.00
521-081710-3170	IDA Operations Professional Services	12,000.00
521-081720-5110	Renfro Building Electrical Services	40,000.00
521-081721-3310	Maple Shade Repair & Maintenance Services	2,000.00
521-081721-5130	Maple Shade Water & Sewer	20,000.00
521-081721-5303	Maple Shade Flood Insurance	3,176.00
521-081722-3170	Industrial Prospects	5,450.00
521-081724-3170	TMD Building Professional Services	12,000.00
521-081724-3310	TMD Building Repair & Maintenance Services	27,000.00
521-081724-5110	TMD Building Electrical Services	110,000.00
521-081724-5120	TMD Building Heating Services	75,000.00
521-081724-5130	TMD Building Water & Sewer	17,000.00
	Page 2 Total	1,529,520.00
	TOTAL	\$ 1,869,146.00

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IDA FUND #2		Page 2 of 2
Account Number	Account Title	Amount Increase (Decrease)
EXPENDITURES:		
521-081724-5230	TMD Building Telephones	400.00
521-081724-5410	TMD Building Lease of Equipment	2,000.00
521-081724-5850	TMD Building Other Expenses	27,000.00
521-081724-6007	TMD Building Repair & Maintenance Supplies	11,500.00
521-081730-5850	Corporate Center Miscellaneous Expenses	5,650.00
521-081735-3170	Phoenix Packaging Professional Services	131,000.00
521-081735-9121	Phoenix Packaging Economic Stimulus	874,000.00
521-081736-3170	Dove Windows Professional Services	31,000.00
521-081736-3310	Dove Windows Repair & Maintenance Services	150.00
521-081740-3170	Gresham School Professional Services	1,500.00
521-081740-5110	Gresham School Electrical Services	3,500.00
521-081740-5130	Gresham School Water & Sewer	1,500.00
521-081750-9157	Findlay Industries Loan	102,000.00
521-081750-9160	Findlay Industries Loan (Mortgage Co of VA)	106,300.00
521-081750-9209	Riverlawn Suntrust Technology Loan	282,000.00
521-094000-1000	Purchase of Land/Buildings	(49,980.00)
Page 2 Total		\$ 1,529,520.00

TORNADO RELIEF FUND #2		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
3-215-018030-0500	Tornado Relief Donations	\$ 43,000.00
TOTAL		\$ 43,000.00
EXPENDITURES:		
4-215-092500-6007	Materials & Supplies	\$ 43,000.00
TOTAL		\$ 43,000.00

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d. Ratification and/or Approval of Contracts, Change Orders & Agreements

1. Memorandum of Agreement – School and Decide Smart, Inc.

The Board ratified the Memorandum of Agreement between the Pulaski County Public Schools and Decide Smart, Inc. for the provision of services related to the "joint services" efforts between the School Board and county.

2. Litter Grant Application

The Board approved submittal of the Litter Grant application. As noted in the Board packet, staff proposed that the county continue to partner with the Town of Pulaski and that the portion of funding appropriated for the Town of Draper also be administered by the County. The County acts as Lead Applicant with Pulaski and Draper considered as "co-op" localities. Last year, the County received \$11,955 with level funding expected this year. These funds are combined with County funds for the Code Enforcement (current budget of \$50,290), Clean Community Council (current budget of \$45,883) and Property Clean-up (current budget of \$50,000) departments. Together, they represent a "local match" of \$134,218 toward the total \$146,173 in annual clean-up efforts in the County.

3. Acceptance of State Homeland Security Grant Program Funds

The Board accepted grant funding to support the Regional Informational Sharing through installation of in-car computers for law enforcement officers.

4. Approval of Engineering Contracts

The Board approved general engineering services contract to the following firms with specific projects to be contracted based on qualifications, anticipated completion and the cost of specific projects being done: AECOM, Anderson and Associates, Draper Aden, Gay and Neel and Thompson and Litton.

e. Personnel Changes

The Board reviewed recent personnel changes as prepared by Norma Spence, Administrative Assistant.

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f. Motor Mile Speedway Fireworks Permit

The Board approved a request by the Motor Mile Speedway to hold a fireworks display on October 1, 2011.

g. Request from Izaak Walton Campground

On a motion by Mr. Pratt, seconded by Mr. Conner and carried, the Board denied a request by the Izaak Walton League for exemption from real estate taxation based on the amount of existing tax exempt property in the county, and the need for provision of land-use, building permit, fire protection, and rescue services to the property.

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

Voting no: Mr. Bopp.

Not present: Mr. Akers.

h. Resolution Opposing Federal Transportation Standards

The Board took action to oppose a change to federal transportation standards which increases the maximum tractor-trailer weight from 80,000 lbs to 93,000 lbs.

i. Fund Balance Policy

The Board approved the following Fund Balance Policy, which was recommended by the county's auditors, Robinson, Farmer, Cox Associates:

**County of Pulaski, Virginia
Fund Balance Policy**

I. Purpose

The Pulaski County Board of Supervisors is dedicated to maintaining an appropriate level of fund balance sufficient to mitigate current and future financial risks and to ensure stable tax rates; and, therefore, formally establishes this policy for the County's Fund Balance. This policy also authorizes and directs the Finance Director to prepare financial reports which accurately categorize fund balance as required by GASB Statement No. 54, *Fund Balance Reporting and Governmental Fund Type Definitions*.

II. Components of Fund Balance

Fund balance is the difference between the assets and liabilities reported in a governmental fund. The following five fund balance classifications describe the relative strength of the spending constraints placed on the purposes for

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which the resources can be used:

- Nonspendable fund balance – amounts that are not in spendable form (such as inventory and prepaids) or are required to be maintained intact (corpus of a permanent fund);
- Restricted fund balance – amounts constrained to specific purposes by their providers (such as grantors, bondholders, and higher levels of government), through constitutional provisions, or by enabling legislation;
- Committed fund balance – amounts constrained to specific purposes by a government itself, using its highest level of decision-making authority; to be reported as committed, amounts cannot be used for any other purpose unless the government takes the same highest level action to remove or change the constraint;
- Assigned fund balance – amounts a government intends to use for a specific purpose; intent can be expressed by the governing body or by an official or body to which the governing body delegates the authority; for all funds except the general fund, assigned fund balance is the residual fund balance classification;
- Unassigned fund balance – amounts that are available for any purpose; positive amounts are only reported in the general fund.

III. Committed Fund Balance Policy

The Board of Supervisors is the County's highest level of decision-making authority and the formal action that is required to be taken to establish, modify, or rescind a fund balance commitment is a resolution approved by the Board. The resolution must either be approved or rescinded, as applicable, prior to the last day of the fiscal year for which the commitment is made. The amount subject to the constraint may be determined in the subsequent period.

IV. Assigned Fund Balance Policy

The Board of Supervisors has authorized the County's Finance Director as the official authorized to assign fund balance to a specific purpose as approved by this fund balance policy.

V. Minimum Unassigned Fund Balance Policy

The County will maintain an unassigned fund balance in the general fund equal to 10% of the General Fund budget (total balanced revenues/total expenditures as contained in the budget advertisement). The County considers a balance of less than 10% to be cause for concern, barring unusual or deliberate circumstances.

VI. Resource Flow Policy

When fund balance resources are available for a specific purpose in more than one classification, it is the County's policy to use the most restrictive funds first in the following order: restricted, committed, assigned, and unassigned as they are needed.

j. Excused Absences Due to Tornado Events

The Board approved excusing absences for county employees who missed work due to sustaining injuries or damages to homes as a result of recent tornadoes.

k. Line of Duty Act Fund Opt Out Resolution

The Board adopted the following resolution opting out of the Line of Duty Action Fund:

Irrevocable Election Not to Participate in Line of Duty Act Fund

WHEREAS, pursuant to Item 258 of the Appropriations Act, paragraph B, the Virginia General Assembly has established the Line of Duty Act Fund (the "Fund") for the payment of benefits prescribed by and administered under the Line of Duty Act (Va. Code § 9.1-400 et seq.); and

WHEREAS, for purposes of administration of the Fund, a political subdivision with covered employees (including volunteers pursuant to paragraph B2 of Item 258 of the Appropriations Act) may make an irrevocable election on or before July 1, 2012, to be deemed a non-participating employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and

WHEREAS, it is the intent of Pulaski County to make this irrevocable election to be a non-participating employer with respect to the Fund;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Pulaski County Board of Supervisors hereby elects to be deemed a non-participating employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and it is further

RESOLVED that the following entities, Pulaski County Sheriff's Department, REMSI, Draper Fire Department, Newbern Fire Department, Hiwassee Fire Department, Snowville Fire Department, Fairlawn Fire Department, Twin Community Fire Department, Dublin Fire Department

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(volunteers only), Pulaski Fire Department (volunteers only), to the best of the knowledge of Pulaski County, constitute the population of its past and present covered employees under the Line of Duty Act; and it is further

RESOLVED that, as a non-participating employer, Pulaski County agrees that it will be responsible for, and reimburse the State Comptroller for, all Line of Duty Act benefit payments (relating to existing, pending or prospective claims) approved and made by the State Comptroller on behalf of Pulaski County, on or after July 1, 2010; and it is further

RESOLVED that, as a non-participating employer, Pulaski County agrees that it will reimburse the State Comptroller an amount representing reasonable costs incurred and associated, directly and indirectly, with the administration, management and investment of the Fund; and it is further

RESOLVED that Pulaski County shall reimburse the State Comptroller on no more than a monthly basis from documentation provided to it from the State Comptroller.

Adopted in Pulaski County, Virginia this 27th day of June, 2011.

I. Approval of FY 2012 Budget

The Board approved the FY 2012 budget, as detailed in the following appropriations resolution:

**A RESOLUTION APPROPRIATING FUNDS,
SETTING 2011 PROPERTY TAX RATES, AND
ESTABLISHING GENERAL FISCAL POLICY FOR
THE PERIOD OF JULY 1, 2011 THROUGH JUNE 30, 2012**

WHEREAS, the Pulaski County Board of Supervisors hereby adopts a budget for the fiscal year ending June 30, 2012; 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, 2011 through June 30, 2012.

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GENERAL FUND:

A total sum of \$36,816,654 is hereby appropriated. Said funds are to be expended as follows:

Board of Supervisors	\$ 125,944
County Administrator	224,780
Assistant County Administrator	164,767
County Attorney	39,200
Personnel	240,390
Independent Auditor	46,800
Operations	83,394
Management Services	111,231
Commissioner of Revenue	434,948
Treasurer	444,643
Director of Finance	116,051
Grants Writer	13,000
Citizen Service Centers	600
Electoral Board and Officials	75,624
Registrar	91,594
Circuit Court	63,699
General District Court	3,003
Juvenile & Domestic Relations Court	2,685
Clerk of Circuit Court	547,871
Law Library	11,400
Victims Witness Assistance	132,999
Women's Resource Center	22,000
Violence Prevention DCJS Grant	40,000
Commonwealth Attorney	802,990
Sheriff	3,152,777
E911 System	161,475
Wireless 911 PSAP	40,000
Forest Fire Protection	7,793
Town of Pulaski Fire Protection	34,200
Draper Vol. Fire Dept.	34,482
Dublin Fire Department	24,320
Fairlawn Vol. Fire Dept.	32,482
Hiwassee Vol. Fire Dept.	31,382
Newbern Vol. Fire Dept.	33,082
Snowville Vol. Fire Dept.	32,382
Twin Comm. Vol. Fire Dept.	30,932
Volunteer Fire & Rescue	3,250
Western Virginia EMS System	7,352
Regional Jail	1,935,026
NRV Juvenile Detention Home	183,661

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Court Services	5,785
Pretrial Services	289,719
Community Corrections	505,697
Building Department	154,209
Code Enforcement	48,338
Animal Control	235,381
Medical Examiners	500
Emergency Management	94,235
Enforcement of Property Cleanup	50,000
Landfill/Cloyd's Mountain	71,652
Clean Community Council	29,096
General Properties-Buildings	608,498
General Properties-Grounds	151,090
Cleaning Services	165,309
N.R.V. Airport	252,526
General Engineering	116,219
Health Department	279,768
Mental Health Association of the NRV	1,500
N.R. Community Services Board	87,853
State and Local Hospitalization	11,564
Area Agency on Aging	15,758
Pulaski Area Transit	55,000
Office on Youth	97,968
Va. Juvenile Commission Crime Control Act	51,268
Institutional Care of Poor	87,616
NRV Cares	4,600
Beans & Rice	5,800
Retired Senior Program	12,886
New River Community Action	52,757
NRV Disability Services	10,598
Goodwill Industries	9,928
Literacy Volunteers of America	2,500
Free Clinic of Pulaski County	27,000
Crossroad Shelter, Inc.	3,000
Brain Injury Services of SW VA	5,000
Commission on Families & Children	4,000
Big Brother/Big Sister Mentoring Program	35,000
Safe Have Child Visitation Program	1,000
Pulaski Community Partners Coalition	5,000
New River Community College	15,292
Recreation	314,561
Randolph Park	274,231
Parks	20,908
Friends of Claytor Lake	26,898
Claytor Lake Park Celebration	2,500
Claytor Lake Hydrilla	50,000

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Fine Arts Center for the NRV	19,500
Friends of Pulaski Theatre	2,500
Historical Preservation	6,000
Friends of SW Virginia/SW VA Artisan	10,000
Return to Roots	1,000
Library	452,989
Library State Aid	114,122
Community Development Director	97,463
Visitor's Center	91,867
Baskerville Housing Project	741,313
Zoning Administrator	117,244
Economic Development	48,577
Industrial Park Maintenance	700
New River Valley Competitiveness Center	20,000
Beans & Rice Microenterprise Development	17,224
Southeast Rural Community Assistance Program	5,000
Contribution NRV Planning District	32,068
Pulaski Co. Chamber of Commerce	10,000
Soil Conservation	12,269
New River Highlands Conversation	700
VPI&SU Extension Office	97,583
Contingency	403,526
Miscellaneous	220,223
Transfer to School Fund	11,845,596
Transfer to VPA Fund	1,051,579
Transfer to Comprehensive Services Act Fund	1,431,945
Transfer to Internal Service Fund	272,433
Transfer to Capital Outlay Fund	983,500
Transfer to REMSI Fund	106,891
Transfer to IDA	300,000
Transfer to County Debt Fund	1,215,898
Transfer to School Debt Fund	<u>3,152,727</u>
 TOTAL GENERAL FUND	 \$36,816,654

INTERNAL SERVICE FUND:

A total sum of \$1,498,733 is hereby appropriated. Said funds are to be expended as follows:

Information Technology	\$ 391,357
Central Garage	976,057
Communications/Copy Center	<u>131,319</u>
TOTAL INTERNAL SERVICE FUND	\$ 1,498,733

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CAPITAL IMPROVEMENTS FUND:

A total sum of \$983,500 is hereby appropriated. Said funds are to be expended as follows:

Twin Community Fire Dept	\$ 30,000
Sheriff's Vehicle Replacement	100,000
REMSI Vehicle Replacement	85,000
Newbern Fire Dept Rescue & Brush Truck	280,000
New River Trail Extension	73,500
Garage Truck	28,000
Stone Courthouse Replacement Windows	5,000
Administration Copier Replacement	15,000
Newbern Historic Jail Preservation	10,000
Subdivision/Zoning Ordinance Revision	5,000
School Buses	216,000
CAPITAL IMPROVEMENTS FUND (Continued)	
NRV Fair Upgrades	15,000
Commissioner of Revenue Assessment Software	69,000
Information Technology Needs	50,000
Calfee Park Scoreboard	2,000
TOTAL CAPITAL IMPROVEMENTS FUND	\$ 983,500

COUNTY DEBT FUND:

A total sum of \$1,215,898 is hereby appropriated. Said funds are to be expended as follows:

Economic Development	\$ 1,063,125
Hiwassee Fire Department	18,384
Bond Repayments	134,389
TOTAL COUNTY DEBT FUND	\$ 1,215,898

SCHOOL DEBT FUND:

A total sum of \$3,152,727 is hereby appropriated. Said funds are to be expended as follows:

SCHOOL DEBT FUND:

Pulaski Elementary School Debt Service	\$ 852,380
Riverlawn Elementary School Debt Service	1,755,022
Other School Construction Debt Service	545,325
TOTAL SCHOOL DEBT FUND	\$ 3,152,727

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Power of line item transfers of funds within the above appropriations is hereby invested in the County Administrator. Power of inter-functional 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, SCHOOL CAFETERIA FUND & GOVERNOR'S SCHOOL FUND:

A total of \$47,678,432 is hereby appropriated for educational purposes. These funds are to be expended as follows:

SCHOOL FUND, SCHOOL CAFETERIA & GOVERNOR'S SCHOOL FUND (Continued)

Instruction	\$ 31,639,298
Administration, Attendance & Health	3,599,222
Pupil Transportation	2,168,275
Operations and Maintenance	4,963,459
Facilities	0
Technology	<u>2,327,778</u>
TOTAL SCHOOL FUND	\$ 44,698,032
School Food Services	2,172,303
Governor's School	<u>808,097</u>
TOTAL ALL SCHOOL FUNDS	\$47,678,432

Power of inter-functional 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 \$6,301,300 is appropriated to the Board of Social Services. These funds are to be expended as follows:

Public Assistance and Entitlement Programs	\$ 2,124,805
Purchased Social Services	192,804
Social Work Staff and Operations	1,228,450
Eligibility Staff and Operations	1,238,088
Purchased Child Care Services	337,883
Allocated Staff and Operations	1,132,470
Board Administration & Grant Projects	<u>46,800</u>
TOTAL VIRGINIA PUBLIC ASSISTANCE FUND	\$ 6,301,300

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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. From funds appropriated, each member of the Board may receive as compensation for his or her services for meetings, activities and other duties being discharged as a member of the Board, an amount of \$1,200 for members and \$1,440 for Chairperson per year.

Power of inter-functional or categorical transfer is reserved by the Board of Supervisors.

COMPREHENSIVE SERVICES ACT FUND:

A total of \$4,351,835 is hereby appropriated for the Comprehensive Services Act Fund. These funds are to be expended as follows:

Staff and Operations	\$ 171,069
Customer Services	<u>4,180,766</u>
TOTAL COMPREHENSIVE SERVICES FUND	\$ 4,351,835

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 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 inter-functional or categorical transfer is reserved by the Board of Supervisors.

REGIONAL EMERGENCY MEDICAL SERVICES FUND:

The sum of \$1,590,491 is appropriated for the REMSI Fund to be expended as follows:

Administration	\$ 254,337
Field Staff	861,956
Recruitment & Retainment	19,584
Training Center	61,714
Equipment & Stations	<u>392,900</u>
TOTAL REMSI FUND	\$ 1,590,491

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Power of inter-functional or categorical transfers shall rest with the Board of Supervisors.

TOTAL APPROPRIATIONS ALL FUNDS \$ 103,589,570

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

Property tax rates are set for FY 2011-12 as follows:

Tangible Personal Property - \$2.14 per hundred dollars of assessed valuation
Machinery and Tool - \$1.50 per hundred dollars of assessed valuation
Real Estate & Mobile Homes - \$0.54 per hundred dollars of assessed valuation

j. Resolution commending 75th Anniversary of the State Park

The Board approved the following resolution commending the Claytor Lake State Park on the 75th Anniversary of the State Park:

A RESOLUTION OF CONGRATULATIONS ON THE 75TH ANNIVERSARY OF VIRGINIA STATE PARKS AND CLAYTOR LAKE STATE PARK

WHEREAS, Claytor Lake State Park, is named after Claytor Lake formed in 1939 with the completion of the Appalachian Power Company hydroelectric dam on the New River; and

WHEREAS, Claytor Lake State Park was initially supported by the local community with fundraisers and penny drives; and

WHEREAS, Claytor Lake State Park makes up 472 acres with the original 320 acres donated from the Appalachian Power Company to spur economic development; and

WHEREAS, Virginia was the first state to open six state parks simultaneously on June 15, 1936, with Claytor Lake State Park being park number 13 and dedicated on May 29, 1948; and

WHEREAS, Virginia's State Park's have been recognized nationally as the best managed park systems in the country; and

WHEREAS, Claytor Lake State Park features panoramic views, fishing, hiking and biking trails, picnicking, cabins, camping, swimming, boating, educational, environmental and historic interpretive programs, along with a multitude of programming including: the Summer Festival, and a venue for outdoor recreation and weddings; and

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WHEREAS, Claytor Lake State Park draws visitors from far and wide thus contributing to the economical and recreational opportunities for Pulaski County, the Town of Pulaski, the Town of Dublin, and the City of Radford; and

WHEREAS, Claytor Lake State Park allows individuals to reconnect with nature, an essential part of a healthy lifestyle, by providing a tonic for the mind, body, and spirit; and

WHEREAS, Claytor Lake State Park shares hands-on learning through Standards of Learning-based environmental education programs enhancing comprehension for thousands of students annually.

NOW, THEREFORE, BE IT RESOLVED, the Pulaski County Board of Supervisors hereby congratulates Virginia State Parks and Claytor Lake State Park on the occasion of its 75th Anniversary and extends best wishes for many years to come.

11. Citizen Comments

Mr. Al Davis thanked Mr. Bopp and Mr. Hiss for assisting with the Eternal flame.

Mr. Russell Alls, Izaak Walton League thanked the Board for their consideration, commended Pulaski County for a great job, and thanked the staff for their assistance.

12. Other Matters from Supervisors

Mr. Pratt thanked the volunteers for their assistance on the Tornado relief. Mr. Pratt also commended County staff for a job well done.

Potential Board Quorums

Mr. Sheffey notified the press that more than two Board members were likely to attend the County Picnic on July 9, 2011 at 5:00 Randolph Park, the dedication of the Radford Public Safety building, June 29, 2011 at 2:00, and the Veterans Day event on July 4th at 12:00 at the Stone Courthouse.

Mr. Huber advised of receipt of an invitation from the Town of Pulaski for Board and staff to ride the Town Trolley in July 4th Town Parade.

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13. Adjournment

On a motion by Mr. Bopp, seconded by Mr. Conner and carried, the Board of Supervisors adjourned its regular meeting. The next regular meeting of the Board of Supervisors is scheduled for Monday, July 25th, 2011 beginning with a Closed Session at 6:00 p.m. and regular session at 7:00 p.m. The meeting will be held in the Little Theatre of the Pulaski County High School in Dublin, Virginia.

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

Voting no: None.

Not present: Mr. Akers.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator