

BOARD OF SUPERVISORS MEETING MINUTES OF FEBRUARY 27, 2012

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, February 27, 2012 beginning with a Closed Session at 6:00 p.m. in the Board Room of the County Administration Building, 143 Third Street in the Town of Pulaski, the following members were present: Joseph L. Sheffey, Chairman; Charles Bopp, Vice-Chairman; Andy McCready; Ranny O'Dell; and Dean Pratt. 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. Diane Newby, Finance Director, and Gena Hanks, Clerk to the Board of Supervisors, 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. Pratt, 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
- Employment and Coaching Policies
- Compensation

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:

- Maple Shade Farmers Market

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:

- Tornado Area Tax Delinquencies

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.

Voting no: None.

Return to Regular Session

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

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.

Voting no: None.

Certification of Conformance with Virginia Freedom of Information Act

On a motion by Mr. Pratt, seconded by Mr. McCready and carried, the Board of Supervisors adopted the following resolution certifying conformance with the Virginia Freedom of Information Act:

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has convened a closed meeting of this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act:

WHEREAS, Section 2.2-3712(D) of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Pulaski County, Virginia hereby certifies to the best of each members' knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in this motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

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2. Invocation

The invocation was provided by Rev. Randy Winn of First Christian Church.

3. Presentations

a. Presentation of Resolution – J. Robert Dobyys Family

Mr. Sheffey read the resolution previously adopted by the Board of Supervisors recognizing former Board of Supervisors member J. Robert Dobyys and presented a framed resolution to Robyn Dobyys, daughter of Mr. Dobyys.

b. Featured Employees

The Board recognized Wayne Trail and Bryan Swecker of the PSA Water Treatment Plant and Water Department as the featured employees for the month of March. Job summaries for Mr. Trail and Mr. Swecker were read aloud by Supervisor Sheffey. Mr. Trail and Mr. Swecker were each presented with a gift certificate to Fatz Café.

4. Additions to Agenda

Mr. Huber advised of a request for deferral on item 9c related to the Liu Rung-Ching property; pulling item 10s – Draper Village Project Agreements, pending further study; and a request for community information related to item 10d6 – Architectural Historian.

Mr. McCready requested the moving of Citizens Comments to earlier in the meeting to allow for discussion of item 9a10 – Employment and Coaching Policies.

5. Public Hearings

a. Community Development Block Grant

Mr. Sheffey explained the purpose of the hearing was to seek citizen input on any ideas for future projects to be considered by the county for use of CDBG funds.

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Mr. Utt also explained current uses of CDBG funds included the Baskerville housing grant, small business revolving loan fund, and a tornado recovery grant with the Town of Pulaski. Mr. Utt advised no action was needed at this Board meeting; however, a second public hearing would be scheduled for the March 26, 2012 Board meeting to allow for approval of any potential projects.

- b. A request by Suella Wolfe to vacate a 10 ft. unimproved alley, 257 ft. in length, zoned Residential (R1), located off Billy Ave., (Rt. 772), in the Robinson District.

Mr. Utt described the following staff analysis which was reported in the Board packet:

Staff received a subdivision plat for review of property owned by Mrs. Wolfe and others. Staff reviewed the plat and discussed with the surveyor the potential for vacation of the 10' alley (unimproved). Mrs. Wolfe contacted staff to discuss the procedures for vacating the 10' alley. The neighbors plan to purchase a portion of the property on both the east and west sides. Staff suggested since all affected owners were agreeable to vacation of the alley that the group provide a signed petition. Board members were also provided an aerial, showing the approximate location of the alley.

The property owners would like to request the Planning Commission recommend vacation of the 10' alley (unimproved); 257 ft. in length.

Mr. Utt advised the Planning Commission recommends vacating the 10 ft. unimproved alley, 257 ft. in length as presented to the Board of Supervisors.

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

On a motion by Mr. Bopp, seconded by Mr. O'Dell and carried, the Board approved vacating a 10 ft. unimproved alley, 257 ft. in length, zoned Residential (R1), located off Billy Ave., (Rt. 772), in the Robinson District.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

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c. Petition by the County of Pulaski to amend the following section(s) of the Pulaski County Zoning Ordinance:

- Article 1: Definitions, Use and Design Standards revise “Agritourism” standards;
- Article 24: Landscaping, Screening and Buffer Areas – Section 24-1 Statement of Intent and add Section 24-9.10.

Mr. Utt explained the following excerpt from the staff analysis provided to the Board:

Staff has recently been approached by a citizen interested in an Agritourism activity in the County. In an attempt to allow staff more clarification and flexibility for this type of activity, we are asking the Planning Commission approve the following revisions: (Note that additions are shown as shaded and italicized and deletions are shown as shaded and strikethrough.)

- Article 1: Definitions, Use and Design Standards revise “Agritourism” standards;

An **agritourism** activity must meet the following standards:

2. When adjoining a *residentially zoned* parcel (*R, R1, R2, R3, RR*) ~~used for residential purposes,~~ the following shall apply:
 - a. The shared property line shall be screened by landscaping approved by the Zoning Administrator; *per Article 24: Landscaping, Screening and Buffer Areas.*
 - b. A buffer area of at least twenty (20) feet must be provided along the property line where that residential use is. This area shall be kept clear of any materials, vehicles or other equipment at all times. *The Zoning Administrator, in extraordinary circumstances, including but not limited to, uses that have a considerable distance from the property line, may at his/her discretion determine applicability of this requirement.*
- Article 24: Landscaping, Screening and Buffer Areas – Section 24-1 Statement of Intent and add Section 24-9.10.

ARTICLE 24: LANDSCAPING, SCREENING AND BUFFER AREAS ¹

24-1. Statement of Intent

The intent of these requirements is to enhance the appearance and natural beauty of the County and to protect property values through preservation and planting of vegetation, screening and landscaping material. The requirements are intended to reduce excessive heat, glare and accumulation of dust; to provide privacy from noise and visual intrusion; to prevent the erosion of soil and the excessive runoff of water

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and the consequent depletion of the groundwater table and pollution of water bodies. With the exception of Single-Family-Detached units, Duplex Residential units, Townhomes and Agricultural uses *as defined in Article 1: Definition, Use and Design Standards – Farming*, the provisions of this section shall apply to all new development and changes of use, additions and expansions which increase the intensity of existing development a minimum of 3,000 square feet.

24-9.9 Plants that restrict sight visibility at intersections of streets or driveways, such as tall shrubs or low branching trees should be avoided. Where lot size, shape, topography or existing structures make it not feasible to comply with the provisions of this section.

24-9.10 The Zoning Administrator may modify these provisions, provided that the alternate proposal will afford a degree of landscaping, screening and buffering equivalent to or exceeding the requirements of these regulations.

Mr. McCready requested less restrictive wording be used in the proposed language other than the word "extraordinary".

Mr. Sheffey opened the public hearing.

Ms. Genie Zunic suggested "agritourism" is a part of the Agenda 21 initiative and described information found on the internet suggesting support of this effort.

Mr. Hiss described agritourism from a "tourism" perspective.

Mr. Morgan Morris thanked Mr. Hiss for the explanation, indicating the explanation provided a better understanding of the "agritourism" definition.

There being no further comments, the hearing was closed.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board tabled action on this matter to allow for developing a clearer definition of "agritourism" as it relates to tourism. Further, the Board requested staff refer the matter back to the Planning Commission with a request to clearly define "agritourism", as well as work with the County Attorney to incorporate proper language, with a recommendation to be provided to the Board of Supervisors by the Planning Commission and County Attorney.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey,
Mr. Bopp, Mr. Pratt.

Voting no: None.

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6. Citizen Comments

a. Presentation on Industrial Hemp

Mr. Sheffey advised the scheduled presentation by Montgomery County had been canceled by Montgomery County due to a previously scheduled meeting of the Montgomery County Board of Supervisors.

b. Presentation by Heartwood & Crooked Road

Mr. Todd Christensen with the Department of Housing and Community Development provided an overview of the program, including the cultural and natural assets in Pulaski County. Mr. Christensen also shared a video providing specifics about the program.

Mr. Jack Hinselwood shared information regarding the Crooked Road detailing the success of the program.

Ms. Debbie Mohay inquired of Mr. Christensen and Mr. Hinselwood as to the salaries of the executive directors of the Heartwood and Crooked Road organizations. Mr. Hinselwood advised the information related to salaries could be provided to Ms. Mohay upon an official request to the organizations in writing.

c. Others

At the request of Mr. McCreedy, Mr. Huber described item 9a10 – “Reports from County Administrator and Staff – Employment and Coaching Policies”. Mr. Hiss read key points of the coaching policies.

Ms. Mohay inquired if a convicted “violent offender” must wait a certain time period before being allowed to coach recreation sports in Pulaski County. Mr. Hiss advised the County’s policy does not address a time frame for a convicted violent offender being allowed to coach.

Mr. Melvin Graham expressed concern over individuals with felony convictions being allowed to coach in the County’s recreation program.

Ms. Brenda Blackburn advised that Melvin Graham was her brother; however, she was not directly involved in the complaint registered by Mr. Graham but had assisted Mr. Graham in typing his letter of complaint to the county.

Ms. Amanda Mills advised that her son Drake was being coached by the individual referenced by Mr. Graham as being a convicted felon and

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was very pleased with the coach. Ms. Mills advised the coach posed no threat to her son or his teammates, but rather had enriched the lives of the kids being coached. Ms. Mills indicated the coach had paid his debt to society.

Ms. Lisa Bishop advised she had two children active in the recreation program. Ms. Bishop commended John Myers and Anthony Akers for their work in recruiting volunteer coaches. Ms. Bishop advised the coach in question had been nothing but kind and considerate and was an asset to the County's recreation program.

Mr. Sherrill VanDyke questioned if the county performed a background check before recruiting volunteer coaches, if each coach signed an agreement, questioned the language of the agreement and requested the Board take action to remove any person coaching with a felony conviction.

Mr. Huber described the practice of performing background checks on potential coaches.

Mr. McCready advised the background checks applies to coaches, officials and people providing support on the court and fields, with checks being done through the local police department.

Drake Mills, the son of previous speaker Amanda Mills, requested the Board not remove said coach from volunteer position.

Caleb Bishop, son of previous speaker Lisa Bishop, advised the coach in question had coached not only him, but his younger brother and both were very pleased with the coach's teaching skills.

Ms. Carolyn Brown advised her son was the coach in question and he had paid his debt to society. Ms. Brown advised her son was an exemplary person, working hard, and assisting children in teaching skills. Ms. Brown also commended Anthony Akers and his staff and noted the county should be proud to have leaders such as Mr. Akers.

Mr. McCready advised the state has a program allowing for restoration of rights of convicted felons.

Ms. Blackburn advised her husband was not involved in the arrest of the coach in question.

Ms. Genie Zunic advised the coach in question was not a threat to children or society and had paid his debt to society. Ms. Zunic also indicated the coach was an excellent coach.

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Mr. J. R. Brown provided background information related to his prior conviction. Mr. Brown also advised he enjoyed coaching kids in his spare time, as well as provide an improved quality of life for kids. He also expressed appreciation to Ryan Blackburn for the opportunity to assist in coaching football.

Ms. Gena Owens advised the coach in question had coached her son. Ms. Owens indicated past mistakes should not be held against the coach.

Mr. Anthony Akers provided details regarding the initial lack of paperwork for the coach in question and the steps taken by the county recreation staff to correct the matter. Mr. Akers advised that Ryan Blackburn had been advised that adding an assistant coach without proper paperwork was unacceptable. Mr. Akers advised J. R. Brown had been an exemplary coach.

Mr. O'Dell inquired if the coach in question was in the County's recreation department program at the present time and if the coach had undergone a recent drug screening. Mr. Brown advised a drug screening had been conducted four days prior to the Board meeting, with the test returning with no evidence of drugs.

Mr. McCready advised all of the "checks and balances", including proper paperwork, were in place in this particular matter and the coach should not lose his rights due to a previous felony conviction.

Ms. Mohay advised the coach in question had coached a relative and suggested, due to the coach's past conviction, was in a better position to identify a potential problem in a child allowing for some type of intervention.

Mr. Sheffey called for a five minute recess.

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 a meeting had been held with Town of Dublin officials to discuss road needs.

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Mr. McCready inquired as to the status of the I-81 bridge matter. Mr. Clarke advised there was nothing VDOT could do to address the issue.

Mr. McCready described a drainage issue on Borman Road in Dublin, specifically a pothole causing water to drain resulting in flooding issues. Mr. Clarke advised VDOT could not do anything related to this matter. By consensus, the Board requested staff write a letter to the citizens advising the State Code does not allow for any action outside the VDOT right-of-way.

Mr. McCready advised he had talked with Mr. Anthony Barnes of the local VDOT offices and Mr. Barnes had indicated his willingness to meet with Board members individually including driving through the districts on an informal basis.

Mr. Sheffey inquired regarding the status of speed studies. Mr. Clarke advised several speed studies were ready to proceed. Mr. Clarke advised he would review the status of the Morgan Farm speed study.

b. Review of Existing Six-Year Road Plan

Mr. Huber described information from VDOT providing an update on the County's secondary system construction program, as well as some options by VDOT for reshuffling existing funding at recommendation of staff.

On a motion by Mr. O'Dell, seconded by Mr. Pratt and carried, the Board appointed Mr. O'Dell and Mr. Pratt to a "road viewers" committee, along with the county engineer and a VDOT representative, with the purpose of this committee to be to view conditions of the roads currently on the plan, those at the top of the waiting list and unpaved roads such as was requested for Case Knife Road at the January Board meeting. Further, road viewers would provide the Board with recommendations for how existing funding might be redistributed in preparation for a six-year secondary road hearing at the March meeting.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

Staff advised a tour of the roads by the road viewers committee would be arranged.

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c. Tractor Trailer Truck GIS Issues

Mr. McCready described an issue related to lost trucks in the Wurno community due to GPS mapping errors, as well as suggestions to modifying the County's GIS system showing roads as "no through road" and the placement of signage in various languages.

Mr. Bopp described a recent similar issue on Robinson Tract Road related to lost trucks and expressed concern over the placement of signs in any other language other than English.

Mr. McCready inquired if there were any other similar situations in the state with the problem regarding trucks getting lost due to GIS issues. Mr. Clarke advised he was not aware of any other issues.

Mr. Paul Pallent suggested corrections could be made in the GIS system.

Ms. Mohay suggested contacting Rand McNally since they are large GPS producers.

d. Off-System Bridge Program

Mr. Huber advised the National Association of Counties (NACo) was working to restore funding for off-system bridges and to determine the number of bridges in Pulaski County that may be of concern. Mr. Clarke was requested to send the list of bridges to the county staff for providing to the Board.

e. Roundhouse Road/Route 11 Intersection Improvements

Mr. Huber reported VDOT has awarded the County a grant of \$192,500 to be matched by an equal amount from the County for relocating this intersection with the project to be locally administered by the county engineer.

On a motion by Mr. McCready, seconded by Mr. Pratt and carried, the Board approved entering into a design contract with AECOM under the County's term contract for engineering services.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

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f. Citizen Comments

Ms. Brenda Blackburn questioned if the Rt. 655 bridge on Max Creek is part of the off-system bridge program. Mr. Clarke advised the Rt. 655 bridge was a part of the off-system bridge program and was inspected yearly and is on the list for repairs.

Mr. Sherrill VanDyke questioned the status of funds for the Julia Simpkins and Lead Mines Road improvements two years ago. Mr. Clarke responded the roads are on the six-year plan list and that the design work is in the process for one road and the other is waiting on funding. Mr. Van Dyke also expressed concern that the roads had not been improved when funding was available for road improvements. Mr. Clarke clarified that VDOT waits until each road is fully funded before starting work.

g. Board of Supervisors Comments

Mr. Bopp thanked VDOT for improvements to the shoulders on Loving Field Road, as well as the Pond Lick Hollow bridge.

Mr. Bopp thanked VDOT for the quick response to the removal of snow during the most recent snow event.

Mr. O'Dell expressed concern over the boulders in the ditch line starting on Route 693 from the Route 672 intersection. Mr. Clarke offered to have VDOT staff review the matter and provide an update at a future meeting.

Mr. O'Dell advised of a problem with a culvert located at the river bottom at Hoover Color and requested the cleaning of ditches to alleviate the problem. Mr. Clarke offered to have VDOT staff review the matter and provide an update at a future meeting.

Mr. O'Dell advised of water standing in the low spot of the roadway on Little River Dam Road and Maple Branch Road resulting in safety concerns when the water freezes. Mr. O'Dell suggested a quick fix would be to use a plow or backhoe. Mr. Clarke offered to have VDOT staff review the matter and provide an update at a future meeting.

Mr. O'Dell advised of large potholes on Bethel Church Road.

Mr. Sheffey thanked VDOT for the snow removal during the recent snow event.

Mr. Sheffey thanked VDOT for the patching on Hazel Hollow Road.

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Mr. Sheffey inquired as to the status of the NRCC entrance as it relates to the rural addition funding. Mr. Huber advised NRCC had procured an engineer and that the NRCC entrance and the Roundhouse Road improvements were slightly behind schedule.

Mr. Sheffey requested VDOT review debris on the Falling Branch Road low lying bridge.

8. Treasurer's Report

Treasurer Melinda Worrell provided the monthly report. Ms. Worrell advised the response to the recent publishing of the delinquent tax listing had been positive.

Mr. Huber advised staff is working to keep the delinquent list updated on the County's web site and requested the local newspapers help in advising the public that the lists are on the web site and are kept updated.

Mr. McCready expressed appreciation for the publishing of the delinquent tax collections listing.

Ms. Worrell described information that can be found on the County's web site.

9. Reports from the County Administrator & Staff:

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

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.
Voting no: None.

a. Appointments

1. New River Community College

Mr. Huber advised of a vacancy on the NRCC Board. Mr. Huber requested the assistance of the two local newspapers in notifying the public of the need for potential candidates which would include an individual with a business background.

2. Indoor Wellness Committee

The Board appointed Joe Guthrie to the Indoor Wellness Committee.

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3. Recreation Advisory Committee

The Board took no action on appointments to the committee. Staff was directed to check with other localities to determine practices as it relates to policies of recreation committees and provide an update to the Board either via the weekly update or at a future meeting.

4. New River Community Action

The Board appointed Reverend Aaron Smith to finish out term of Rev. Andrew Taylor-Troutman which ends June 30, 2013.

5. Va. Tech Institute for Policy & Governance

The Board appointed Andy McCready as the County's representative on the Virginia Tech Institute for Policy and Governance.

6. Board of Zoning Appeals

The Board recommended to the Circuit Court Clerk the appointment of Mary Shelor as an alternate to the Board of Zoning Appeals Board with a term ending June 30, 2014.

7. Pulaski Encouraging Progress (PEP) Steering Committee

The Board appointed Dr. Sam Minner, Radford University Provost, and Kaye Kline of the Southwest Times for terms ending March 1, 2016.

8. Clean Community Council

The Board appointed Todd Garwood to the Clean Community Council for a term ending March 1, 2015.

9. Friends of Claytor Lake

The Board appointed Ranny O'Dell to the Friends of Claytor Lake.

10. Employment and Coaching Policies

This matter was reviewed by the Board earlier in the meeting.

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11. Compensation

The Board approved the restructuring of the Technical Assistant Clerk position to include an increase in duties and salary.

12. Industrial Development Authority

The Board approved inviting Philip Baker to consider serving on the Industrial Development Authority.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

b. Key Activity Timetable

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

Mr. Sheffey inquired as to the status of the Highland Park Sewer project payment. Mr. Huber advised staff would review the matter and determine if payment has been made in full and adjust the KAT as needed.

c. Applicability of Unsafe Properties Ordinance

Mr. Huber advised a request had been received from Liu Rung-Ching and Kuo-Chih Tang for a six-month extension to allow for the demolition of the motel, citing the complexity of personal situations with family and the level of difficulty of said demolition. Mr. Pratt suggested allowing the six months to allow the property owners a chance to remove the structure. Mr. McCready requested staff provide an update to the Board in three months as to progress being made with a final update provided at the June 2012 Board meeting.

David and Eloisa Austin Property

On the motion of Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved applying of the Unsafe Structure Ordinance procedures to the David and Eloisa Austin property at 7238 Falling Branch Road, with staff to arrange for the demolition of said property.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

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d. Scheduling of Work Session regarding Community Development Matters

By consensus, the Board approved scheduling of a work session jointly between Board and Community Development staff for Tuesday, March 20, 2012 at 6:00 p.m.

e. Revenue Projections

Mr. Huber presented the revenue projections and reviewed in detail the various revenue line items. Mr. Huber thanked county and school staff for assistance in preparing projections. Copies of related documents are filed with the records of this meeting.

Mr. Sheffey advised the House had approved a tentative budget and was waiting on action by the Senate, noting May 10, 2012 was the last day for the House and Senate to come together, unless an extension is requested.

Mr. Sheffey commended staff for efforts in preparing revenue projections.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved allocating up to \$20,000 to allow for the basic repairs to the courthouse as described in the February 21, 2012 joint meeting of the Board of Supervisors and Constitutional Officers, with staff authorized to proceed with work using local contractors, inmates and/or county staff. Further, staff was directed to obtain estimates on the larger improvements/construction items outlined in that meeting.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp,
Mr. Pratt.

Voting no: None.

10. Items of Consent

On a motion by Mr. McCready, seconded by Mr. Pratt and carried, the Board approved the following items of consent, except for items "10d2, 10j, 10i, 10l, 10p and 10s" which were pulled from the overall Items of Consent.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.

Voting no: None.

On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board approved the remaining items of consent not listed in the previous paragraph.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.

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Voting no: None.

a. Approval of Minutes of January 9 and 23, 2012 Meetings

The Board approved the minutes of the January 9 and 23, 2012 Board of Supervisors meetings.

b. Accounts Payable

The Board approved accounts payable for checks numbered 2024935 through 2025613, subject to audit.

c. Interoffice Transfers & Appropriations

The Board approved the following interoffice transfer totaling \$41,083.03 and appropriations as follows:

GENERAL FUND #12		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-041999-0000	Transfer from Reserves	\$ 222,000.00
100-024040-3000	Victim Witness Grant	2,408.00
100-024040-0900	Library State Grant	(6,630.00)
100-016050-0300	Community Corrections Admin Fees	6,524.00
	TOTAL	\$ 224,302.00
EXPENDITURES:		
100-093000-9206	Transfer to CIP Fund	\$ 67,000.00
100-093000-9209	Transfer to IDA Fund	150,000.00
100-081630-5699	I-81 Corridor Coalition	5,000.00
100-021900-1310	Victim Witness Part-Time Salaries	1,121.00
100-021900-3800	Victim Witness Payments to Women's Resource Autl	987.00
100-021900-5510	Victim Witness Travel Mileage	200.00
100-021900-5530	Victim Witness Travel & Training	100.00
100-073150-1110	Library State Aid Salaries	(6,630.00)
100-033426-6031	Community Corrections Admin Expenses	6,524.00
	TOTAL	\$ 224,302.00

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CAPITAL IMPROVEMENTS FUND #6		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
302-041050-1000	Transfer from General Fund	\$ 67,000.00
	TOTAL	\$ 67,000.00
EXPENDITURES:		
302-031200-8105	Sheriff Vehicles	\$ 67,000.00
	TOTAL	\$ 67,000.00

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

1. VDEM Grant Application

The Board approved the VDEM grant allowing for the purchase of additional mobile computers with mounts to finishing equipment for law enforcement vehicles in the county with a mobile computer, including Pulaski and Dublin Police Departments and the Sheriff's Office.

2. Purchase of Additional Sheriff's Vehicles

Mr. McCready requested confirmation on the number of vehicles being purchased. Mr. Huber advised four vehicles had been purchased, with three being funded through the reserves and one through the remaining budget. Mr. Huber advised three of the vehicles would be placed in storage under the Fall of 2012 when vehicles are normally purchased.

The Board ratified the purchase of three additional vehicles at this time to allow for the purchase of 2011 model vehicles with plans not to replace any Sheriff's Department vehicles in the 2012-13 fiscal year.

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3. ShaeDawn Engineering Contract

The Board approved the engineering contract for ShaeDawn Industrial Park Access Road project, as copy of which is filed with the records of this meeting.

4. Energy Efficiency Design Contract

The Board ratified the contract with Thompson and Litton in the amount of \$40,000, noting Thompson and Litton is one of the five firms under contract with the county.

5. County Garage Master Plan

The Board authorized entering into a contract with Thompson and Litton in the amount of \$10,500 for the development of a master plan encompassing the existing and projected garage needs.

6. Architectural Historian

Staff described the need for development of an interpretive display and requested the assistance of the local newspapers in soliciting interest by citizens who may be interested in working with the historian to compile photos or memorabilia to aid the historian in documenting history of the County Administration Building.

The Board authorized entering into a contract with Hurt and Proffitt in the amount of \$3,731.05 for the development of historical exhibit for the County Administration Building.

e. Personnel Changes

The Board reviewed recent personnel changes.

f. Grass Carp Funding

The Board approved proceeding with the recommended stocking level of 3,000 12-inch sterile carp and the purchase of 100 15-inch sterile carp with funding to come from current budget allocations.

g. Sponsorship of Business Expo

The Board approved county sponsorship of the 2012 Business Expo at a cost of \$4,000.

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h. Arbitrage Rebate Computation Proposal for IDA

The Board acknowledged a payment due to the IRS by Pulaski County of \$88,000 was due to the county earning more income from bond proceeds than were paid out in interest during the Riverlawn Elementary School construction process and authorized \$2,200 to hire AMTEC in calculating the amount due.

i. Disposition of Surplus Sheriff's Vehicles

Mr. Huber advised the Sheriff's Office has three cars that are now surplus as part of the standard replacement process and that these cars are not replaced by the three extra cars purchased this year since plans are to place them into storage for deployment next year. He advised the School Board staff would like to request consideration to the donation of these cars to the School Board where they are needed to pick students up and/or take students home instead of buses when it is more efficient than operating a school bus.

The Board approved the donation of surplus cars to the School Board, noting these cars are not replaced by the three extra cars purchased this year. Use by the school will allow for more efficient pickup of students and/or taking students home rather than buses.

j. Plaques for Buildings

Mr. Sheffey clarified one of the plaques was for the Health Department building and not the Maple Shade building.

The Board approved the purchase of plaques for the Commonwealth Attorney, Social Services, and Health Department buildings.

k. Letter Allocating Federal Housing Tax Credits

The Board approved sending a letter supporting the allocating of federal housing tax credits for renovation of the Laurel Woods Apartments.

l. Letter to Governor Re: State Responsibility for Inmates

Mr. McCready provided an update on the reimbursement by the state to the NRV Regional Jail, noting costs to the jail were above what is being reimbursed by the state, thereby placing a burden on regional jails.

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The Board approved sending a letter to the Governor regarding the lack of willingness by the state to accept state-responsible inmates.

m. Virginia Cooperative Extension Summer Internship Program Funding Request

The Board approved a request for use of unspent money to fund Ms. Burkett a summer intern at the local Extension office.

n. Civil War 150th Funding

The Board approved the county coordinating port-a-johns, parking at NRCC and shuttle bus services for the event, with anticipated costs to be approximately \$1,000.

o. Pulaski Area Transit (PAT) Facility Support

The Board approved funding of \$3,750 to Pulaski Area Transit which will assist with grant funds needed to conduct a feasibility study for establishing a transit facility.

p. Stormwater Quality

Mr. Huber advised the Virginia Department of Environmental Quality is working with the state legislature to transfer responsibility for stormwater quality from the Department of Environmental Quality to the localities. He advised localities are being asked to indicate their "willingness" to accept responsibility for the program by signing up for grants to be distributed for the administration of the program while the General Assembly considers legislation requiring transfer to localities.

Mr. Huber advised the county engineer had concerns over this proposed responsibility, specifically that the additional work to the County's current stormwater quality inspector, Ty Kirkner, would pose concerns related to a quality issue.

Mr. Sheffey advised the Virginia Association of Counties was also opposed to this proposed change.

Mr. McCready suggested if localities expressed opposition to the proposal, the state would keep the fees, but would not have the personnel to launch the program.

The Board approved sending a letter to the appropriate state representatives in opposition to the efforts by the state to transferring of

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responsibility for stormwater quality from the Department of Environmental Quality to the localities.

By consensus, the Board requested staff review the privatized plans and inspection option for stormwater quality standards. Mr. Paul Pallent advised there are contractors in Blacksburg that provide biological monitoring and suggested the county work with other counties to determine the costs on a per test basis.

q. Tornado CDBG Grant Policies

The Board approved revisions to the Housing Program Design for the Tornado CDBG Grant policies and procedures a copy of which is filed with the meeting record.

r. Donation of Used Copier to NRV Airport

The Board approved donating of the County's used copier to the New River Valley Airport.

s. Draper Village Project Agreements

This matter was removed from the agenda to allow further study.

t. Scheduling of Public Hearing for Ordinance Regulating Precious Metals, Gems and Associated Dealers

Mr. Huber described concerns related to the peddling of precious metals and gems by dealers.

Mr. McCready emphasized the matter had been brought before the Board at its joint meeting with constitutional officers.

Mr. Huber advised other counties had been polled regarding said ordinance and an ordinance could be drafted by the county attorney using ordinances from other localities.

Mr. McCarthy suggested scheduling of public hearing for the May Board meeting to consider adoption of ordinance.

The Board approved scheduling of a public hearing for the May 2012 Board meeting to consider adoption of an ordinance regulating precious metals, gems and associated dealers.

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11. Citizen Comments

Ms. Debbie Mohay expressed concern that the previous presentation related to the Crooked Road was longer than otherwise allowed and included a solicitation of funds. Ms. Mohay also expressed opposition to any funding by the county to the Crooked Road.

Mr. Sheffey advised the presentation was not a solicitation of funds but rather an update on the Crooked Road activities.

Ms. Mohay likened the Heartwood activities to that of the Tamarack in West Virginia, noting the Tamarack is losing money.

Ms. Mohay questioned if the county is providing money to the "A-Z" event located in the Town of Pulaski. Mr. Huber advised the county was not providing funds to this business.

Ms. Mohay advised it was her understanding that tornado funds are not being distributed in an effort to allow for rebuilding of homes damaged in the tornado events and further suggested some properties had been purchased by either the town or county. Mr. Huber responded that some properties had been donated to the Town of Pulaski.

Mr. Huber requested from Ms. Mohay names of individuals who may not have been allowed to rebuild as a result of the tornado events so that county staff may follow-up on this matter.

Ms. Mohay expressed concern that Genie Zunic had been charged a fee for a requested copy of the February 27, 2012 Board packet, which was provided to Ms. Zunic. Ms. Mohay suggested the packet, in its entirety, should be sent out electronically upon request.

Ms. Mohay requested that exhibits presented by citizens to the Board be incorporated into the Board minutes from that meeting. Ms. Mohay expressed concern that items presented by citizens at the meeting are not reviewed by the Board and also lacking follow-up responses.

Ms. Mohay expressed concern that localities are volunteering for unfunded mandates due to failure to read grant rules from the Federal government. Ms. Mohay further suggested the Board designate an individual with the responsibility of thoroughly reading grants and potential mandates resulting from grants. Ms. Mohay volunteered to review grants at no expense to the county.

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Mr. Ranny Akers described his understanding of the methadone clinic being proposed in the Town of Pulaski and requested the Board provide the Town of Pulaski support in its efforts to oppose the location of a methadone clinic in the town or county.

Mr. Sheffey advised the Board would discuss the matter at its March 5, 2012 budget work session.

Ms. Brenda Blackburn questioned if the Commerce Park was being leased by an individual in the county. Ms. Blackburn also expressed concern over a potential conflict due to the leaser charging for the removing of ducks from the pond, as well as charges for hunting.

Ms. Blackburn expressed concern that a message left for the county administrator had not been returned to Ms. Blackburn. Mr. Huber responded that two return calls had been made but the voice mailbox was full.

Ms. Blackburn expressed concern that Anthony Akers was allowed to attend the Closed Session meeting suggesting the Closed Session portion of the meeting was strictly for Board members, the County Attorney and County Administrator. Mr. McCready advised that the Board of Supervisors had the prerogative to invite anyone into the Closed Session meeting who may provide information to allow for a better understanding of the issue or matter being discussed or considered by the Board.

12. Other Matters from Supervisors

Mr. Sheffey advised of an opportunity by Board members to attend the recent God's Pit Crew Banquet which included a presentation of county lapel pins to God's Pit Crew Founder Randy Johnson. Mr. Sheffey advised that Mr. Johnson had spoke well of the county and other groups in the effort to come together during the tornado recovery.

Mr. Sheffey advised of the next meeting of the Board to be held at a budget work session on Monday, March 5th at 6:00 p.m.

Mr. Huber reminded the Board of weekly meetings each Monday by the Board during the month of March, including the joint Board/Community Development staff meeting on Tuesday, March 20th at 6:00p.m.

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13. Adjournment

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board of Supervisors adjourned its regular meeting. The next Board of Supervisors meeting is a budget work session scheduled for Monday, March 5, 2012 beginning at 6:00 p.m., with said meeting being held in the Central Conference Room of the County Administration Building, 143 Third Street, NW, in the Town of Pulaski, Virginia.

Voting yes: Mr. McCready, Mr. O'Dell, Mr. Sheffey, Mr. Bopp, Mr. Pratt.

Voting no: None.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator