

BOARD OF SUPERVISORS MEETING MINUTES OF MAY 21, 2012

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, May 21, 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, County Attorney. Diane Newby, Finance Director, and Gena Hanks, Clerk to the Board 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 of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry matters.

On a motion by Mr. McCready, 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
- Grant Writer/Administrator

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:

- Former School Board Office

Prospective Industry – Pursuant to Virginia Code Section 2.2-3711(A)5 discussion concerning a prospective business or industry, or the expansion of an existing business and industry, where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community:

- Project Greenhouse
- Project Stamping

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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:

- Comcast Negotiation

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. O'Dell, seconded by Mr. McCready 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. Bopp 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. Moment of Silence and Invocation

a. Moment of Silence

Mr. Sheffey called for a moment of silence in memory of Thomas Tony Ferguson who had recently passed away. Mr. Sheffey noted that Mr. Ferguson had served on the county's redistricting committee and also served as an election official.

b. Invocation

Reverend Terri Sternberg of the Trinity Lutheran Church provided the invocation.

3. Recognitions – Featured Employees

The Board recognized Esther Hudson of the PSA Billing Department and Barbara Duncan of the County Administrator's Office as the featured employees for the month of June. Job summaries for Ms. Hudson and Ms. Duncan were read aloud by Supervisor Sheffey with plaques and Fatz Café gift certificates presented to both.

4. Additions to Agenda

Mr. Huber advised there were no additional agenda items.

Mr. McCready requested the pulling of the following items from the agenda for discussion: 10d2, 10d4, 10g, and 10j.

5. Public Hearings

- Petition by Busthead, Inc. to rezone property located at 5159 Wilderness Rd., (Rt. 611), from Residential (R1) to Commercial (CM1). (065-001-0000-0003), Draper District.

Mr. Sheffey explained the Planning Commission had tabled the matter. Therefore, no recommendation had been made by the Planning Commission to the Board. Mr. Sheffey advised comments from the public would be heard by the Board since the hearing had been advertised.

Mr. Benny Hudson spoke in opposition to the request due to the historical significance of the Newbern community.

Mr. Sidney Coulson, representing the Newbern United Methodist Church, spoke in opposition to the request, citing the need to protect the historical significance of the community.

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Ms. Julia Armbrister Kriss of the New River Historical Society spoke in opposition to the request, citing the historical significance of the community.

Ms. Elizabeth Armbrister Smith, member of the Wilderness Road Museum, spoke in opposition to the request.

Mr. Utt advised a meeting had been held with the property owner and it was Mr. Utt's opinion that the petitioner would likely withdraw the request. Mr. Sheffey advised citizens would be welcome to attend the June Planning Commission meeting to determine the status of the request.

6. Citizen Comments

a. Citizen Concerns

1. NRV Livability Initiative

Ms. Debbie Mohay presented a cake to the Board in recognition of the one-year anniversary of the initiating of the livability initiative discussions.

Ms. Mohay expressed concerns over the proposed bike trail in the Dora Highway area of the county and described her understanding of inappropriate activities occurring along the trail, the potential need for additional policing along the trail, and concerns over the \$4.5 million being proposed to fund the trail. Ms. Mohay described an incident involving a man found with a gun along the trail and additional safety concerns.

Ms. Mohay recalled information provided at the April Board meeting in which the county administrator had advised of having ownership of a plane housed at the NRV Airport. Ms. Mohay expressed concern that a meeting had been held between the county administrator and the New River Valley Airport director resulting in information being included in the Board packet related to a "question and answer" sheet.

Mr. McCready explained the information included in the packet was as a result of Mr. Holt responding to an inquiry by Mr. Huber on Mr. McCready's behalf. Ms. Mohay thanked Mr. McCready for clarification on the matter and voiced concern over Mr. Huber's involvement.

2. Other Matters

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Mr. Jeff Bain, Pulaski County School Board member, explained the school operations and compared the operation of the schools to that of a company. Mr. Bain urged the Board of Supervisors to increase the funding to the school system, indicating increased funding would allow for a pay increase to school employees, including teachers.

Mr. Steve Lavery, representing the Pulaski County Education Association, explained his work with the school administration, described a "state of emergency" due to the loss of talented teachers and expressed concern over the discrepancy in fringe benefits being offered to county vs. school employees.

Mr. Mark Capps advised the Board if the sustainability initiative was implemented, the Board of Supervisors would be voted out at next election.

Ms. Genie Zunic presented a bouquet of balloons to the Board marking the one-year anniversary of concerns about the livability initiative. Ms. Zunic requested the Board thoroughly research the "hemp" issue before taking action.

Ms. Mohay described the "CAD" program at Pulaski County High School, specifically expressing concerns that advanced CAD students were not allowed to take the higher level certification testing. Mr. Sheffey recommended Ms. Mohay relay her concerns to the School Board.

Mr. Bill Benson expressed support for the comments made by Mr. Bain and Mr. Lavery. Mr. Benson advised that teachers were leaving Pulaski County for better paying jobs, as well as insurance. Mr. Benson requested the Board assist the school by providing adequate funding to allow for a pay increase, as well as to provide assistance with paying for increases to employees' health insurance.

Mr. McCready thanked Mr. Bain for his presentation and described the Board of Supervisors work to date on the overall county budget, which included the school budget. Mr. McCready advised special efforts had been made by the Board to consider the budgeting needs of the school system. Mr. McCready clarified for the public that the Board of Supervisors does not hire teachers or administrators and therefore, any decisions related to pay increases for teachers or administrators was made solely by the School Board.

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Mr. McCready suggested the School Board lobby the state legislators requesting the state provide adequate funding to the school system. Mr. McCready provided various comparisons of the Pulaski County school system to surrounding localities school systems, specifically as it relates to local and state spending levels. Mr. McCready urged school employees to share their concerns with the School Board.

b. Presentations

1. 2012 General Assembly Results

Mr. Huber advised Delegate Yost was unable to attend the meeting.

2. Presentation on Industrial Hemp

Montgomery County Board Chairman James Politis presented the benefits of industrial hemp production and requested Board support of a resolution to the legislators in an effort to educate the legislative authorities on the benefits of industrial hemp. Mr. Politis advised that formal endorsement had not been received from Congressman Griffith; however, he advised that Congressman Griffith had indicated a willingness to review the information presented. Mr. Sheffey inquired if the issue had been presented to Senators Webb and Warner. Mr. Politis advised the matter had been presented to Senator Webb's office, noting Senator Webb would not be running for office and therefore no commitment had been made by Senator Webb's office. Mr. Politis advised the matter had been presented to Senator Warner who had indicated the biggest resistance would be law enforcement. Mr. Bopp requested a recommendation from Sheriff Jim Davis and Mr. McCready further recommended the matter be brought to the attention of the farming community.

By consensus, the Board requested staff refer the matter to the Planning Commission for receiving comments from the farming community with an update provided to the Board at a future meeting.

Mr. Politis suggested thousands of jobs could be generated if industrial hemp is legalized.

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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 offered no additional changes to the KAT.

Mr. Clarke requested clarification on the request for the speed limit reduction on Sharon Drive. Mr. Sheffey requested county staff provide the contact information for Ronnie Dove (requestor) to Mr. Clarke.

Mr. Clarke advised an informal speed study of McAdam Crossing would not likely show a need for posting due to the few homes on the road. Mr. Clarke advised the road is currently not posted.

Mr. Clarke advised there is 25 mph posting on Belspring Road between Rt. 11 and Rt. 114. Mr. Sheffey advised deputies attempt to control speeding in this area.

b. Rolling Hills Subdivision Potholes

Mr. Sheffey advised of a concern by John Hicks of 5615 Locust Drive over potholes located in the Rolling Hills Subdivision. Mr. Clarke advised VDOT staff would review the matter.

c. Request for Speed Limit Reduction on McAdam Crossing Drive

This matter was previously reviewed by the Board.

d. Highland Road Bridge over Neck Creek

Board members reviewed an e-mail from Pulaski Sheriff's Deputy Brad Nester requesting stronger steps be taken to prevent the use of the Neck Creek bridge by tractor-trailers based on the concern that residents would be adversely affected should the bridge be weakened or damaged through use of vehicles weighing more than the posted limit. Mr. Clarke advised a public hearing would need to be held to consider posting of "no tractor trailer" signage. Sheriff Davis suggested posting of signage farther in advance of the bridge. Mr. McCreedy suggested signage indicating "not recommended for tractor trailers", possibly at the Gate Ten Road and on Rt.

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11. Mr. Clarke advised VDOT staff would review the matter and provide an update at a future meeting.

e. Acceptance of Grant to Extend New River Trail

Mr. Huber and Mr. Utt described a report included in the Board packet advising that Pulaski County has tentatively been awarded \$200,000 toward an estimated \$4.5 million for extending the New River Trail from Xaloy toward Randolph Park. Mr. McCready expressed concern that citizens, in particular landowners, had not had an opportunity to become involved in the application process and suggested delaying action until input from the citizens and industry is received.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board voted to turn down the grant.

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

Voting no: Mr. Sheffey, Mr. Pratt.

Mr. Pratt advised previous work on the New River Trail work called for the trail to go along the railroad tracks and stay off of private land. Mr. Pratt inquired as to the timeframe for accepting the funds. Mr. Utt advised he was uncertain as to any timeframe with acceptance of grant funds. Mr. Sheffey inquired if the application can be resubmitted at a later date. Mr. Utt advised applications are taken annually in November of each year.

f. Citizen Comments

Ms. Ann Carpenter confirmed the grant for New River Trail was for \$200,000 and expressed support of the Board's decision to not accept the grant.

Mr. Mark Capps requested consideration to the placement of 25 mph signage on Sharon Drive, as well as throughout the Oak View Subdivision. Mr. Clarke agreed to have VDOT staff review the matter and provide an update at a future meeting.

Ms. Debbie Mohay suggested law enforcement be included in any future efforts related to the New River Trail extension grant.

g. Board of Supervisors Comments

Mr. McCready advised he had met with Anthony Barnes of VDOT over a complex road issue on Cougar Trail and Newbern Road and would plan to talk with Mr. Clarke regarding the matter.

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Mr. O'Dell advised of a water problem on Rt. 693, approximately one and one half miles above Hoover Color. Mr. Clarke agreed to have VDOT staff review the matter and provide an update at a future meeting.

Mr. Bopp thanked VDOT for the cutting of overhanging trees on Robinson Tract Road and requested attention to the area along Rogers Loop for overhanging limbs.

On a motion by Mr. Pratt, seconded by Mr. McCreedy and carried, the Board approved "Watch for Children" signage on Baskerville Street in Dublin.

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

Voting no: none.

Mr. Sheffey advised the stop sign at the intersection of Church Street and Harry Brown Road was leaning or may be down. Mr. Clarke agreed to have VDOT staff review the matter and provide an update at a future meeting.

Mr. Sheffey advised of a large hole at the crossing of the railroad track coming from Dublin on to Ruebush Road. Mr. Clarke agreed to have VDOT staff review the matter and provide an update at a future meeting.

Mr. Sheffey expressed appreciation to VDOT for the initial early start of mowing, but noted no mowing has been done for some time. Mr. Clarke advised VDOT staff was finishing mowing on primary roads and VDOT would start on secondary roads soon.

Mr. Sheffey advised of receipt of a phone call from Deputy Brad Nester advising of a pothole on Meadowview Drive, Rt. 1220, located off Belspring Road with a suggestion to paving the road, rather than the standard tar and gravel. Mr. Clarke advised VDOT would be unable to pave this year.

Mr. Sheffey advised of standing water on Joyce Way, off of Belspring Road, which was running across 6241 Belspring. Mr. Clarke agreed to have VDOT staff review the matter and provide an update at a future meeting.

8. Treasurer's Report

Treasurer Melinda Worrell provided the monthly report.

Mr. McCreedy inquired as to when the county's banking contract ends. Ms. Worrell advised the recent contract was awarded in 2011 and was renewed every three years with an option for an additional two years. Ms. Worrell noted there were no requirements for bidding out of banking services.

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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:

a. Appointments:

1. New River Community College

The Board reappointed Jim Loux for an additional four-year term on the NRCC Board ending June 30, 2012.

2. Library Board

The Board took no action on this matter.

3. PEP Steering Committee

The Board reappointed Phyllis Conner, Richard Guthrie, Tom McCarthy and Paul Phillips for additional terms. Staff was authorized to remove from the listing Hi Nicely and Jerry White due to their desire to not be reappointed. Staff was directed to invite Jeff Saunders and Ronnie McClure to consider serving.

4. Planning Commission

The Board reappointed Richard Guthrie for an additional four year term on the Planning Commission ending June 30, 2016.

5. Courthouses Exhibits Committee

The Board appointed Dr. Bruce Fariss to the Courthouses Exhibits Committee.

6. Virginia's First Authority

The Board reappointed Shawn Utt and Jared Linkous, as alternate, to the Virginia's First Authority for additional terms ending June 30, 2016.

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

Voting no: none.

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b. Key Activity Timetable

Mr. McCready inquired regarding the staff recommendation on the delay of the Maple Shade design work by the architect. By consensus, the Board approved staff advising the architect of the Board's concerns over the ongoing delays in the design work.

Mr. Sheffey inquired regarding the sewerage design at Skyview Subdivision. Mr. Huber advised the preliminary design had been done and submitted to CDBG and Rural Development for funding reviews. Staff was directed to change the title on the Key Activity Timetable to "Sewerage Preliminary Design" until funding is confirmed.

Mr. McCready inquired regarding the status of the facility design for the joint garages master plan. Mr. Huber advised a draft plan had been received from the architect. Mr. McCready suggested the next step would be to demolish the old animal shelter and inquired of any reason to wait on demolition or to begin preliminary grading for new joint garages. Mr. Bain advised the School Board had not been updated on the status of the garage master plan status. Staff was requested to notify the School Board of the status of the joint garages efforts.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved proceeding with the demolition of the old animal shelter and grading, as well as developing a design for a new building.

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

Voting no: none.

c. Proposed adoption of an ordinance regulating the purchase and/or sale of precious metals and gems as defined in the Code of Virginia, Section 54.1-4100

Mr. Huber advised the ordinance had been reviewed at the April Board meeting and revisions suggested by the Board had been incorporated into the ordinance, as well as reviewed by the county attorney.

Mr. McCready suggested the floor be opened up for public comment.

Sheriff Jim Davis spoke in support of the ordinance and advised the ordinance was in compliance with state law. Sheriff Davis also advised the ordinance will assist in allowing for the policing of the sale of precious metals by individuals other than licensed businesses.

Mr. McCready described the disadvantage to the existing businesses due to unlicensed individuals coming into the county and selling precious

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metals. Sheriff Davis advised the ordinance would not affect pawn shops, yard sales, etc.

Mr. James McClanahan inquired as to what authority will be provided to the Sheriff if the ordinance is adopted. Sheriff Davis advised the ordinance would require businesses to come into the Sheriff's office to register, thereby allowing for determination of any criminal history, as well as the reporting of transactions by the business.

Ms. Jean Evans expressed concern over individuals using motels in the setting up and sale of precious metals, specifically questioning if the motels would be liable for any issues. Sheriff Davis advised he was uncertain as to the liability issues associated with the use of motels by non-businesses.

Mr. O'Dell inquired if individuals selling precious metals would have to register with the Sheriff. Sheriff Davis advised sellers would have to be identified by presenting a valid identification to the Sheriff's office.

Mr. Sheffey confirmed the annual fee for selling precious metals to be \$200.

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved the following Precious Metals and Gems Ordinance:

PULASKI COUNTY PRECIOUS METALS AND GEMS ORDINANCE

BE IT ORDAINED that pursuant to the *Code of Virginia, Section 54.1-4100, et. seq.*, the following shall be known as the Pulaski County Precious Metals and Gems Ordinance:

SECTION I – IN GENERAL

Definitions:

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Coin means any piece of gold, silver, or other metal fashioned into a prescribed shape, weight and degree of fineness, stamped by authority of a government with certain marks and devices, and having a certain fixed value as money.

Dealer means any person, firm, partnership or corporation engaged in the business of purchasing secondhand precious metals or gems, removing in any manner precious metals or gems from manufactured articles not then owned by such person, firm, partnership or corporation, buying, acquiring or selling precious metals or gems removed

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from such manufactured articles. "Dealer" shall mean any employee or agent who makes any such purchase for or on behalf of his employer or principal. This definition shall not be construed so as to include persons engaged in the following:

- (a) Purchase of precious metal or gems directly from other dealers, manufacturers, or wholesalers for retail or wholesale inventories, provided the selling dealer has complied with the provisions of this chapter.
- (b) Purchases of precious metals or gems from a duly qualified fiduciary who is disposing of the assets of the estate being administered by such fiduciary in the administration of an estate.
- (c) Acceptance by a retail merchant of trade-in merchandise previously sold by such retail merchant to the person presenting that merchandise for trade-in.
- (d) Repairing, restoring or designing jewelry by a retail merchant, if such activities are within his normal course of business.
- (e) Purchase of precious metals or gems by industrial refiners and manufacturers, insofar as such purchases are made directly from retail merchants, wholesalers, or dealers or by mail originating outside the Commonwealth of Virginia.
- (f) Persons regularly engaged in the business of purchasing and processing non-precious scrap metals which incidentally may obtain traces of precious metals recoverable as a by-product.

Gems means precious or semiprecious stones customarily used in jewelry whether loose or in a setting.

Precious metals means any item, except coins, composed in whole or in part of gold, silver, platinum or platinum alloys.

Violations:

Any person convicted of violating any provisions of this chapter shall be guilty of a Class 2 misdemeanor for the first offense. Upon conviction of any subsequent offense, he shall be guilty of a Class 1 misdemeanor.

Not Applicable to Sale or Purchase of Coins:

The provisions of this chapter shall not apply to the sale or purchase of coins.

Not Applicable to Financial Institutions:

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The provisions of this chapter shall not apply to any bank or branch thereof, trust company, or bank holding company, or any wholly-owned subsidiary thereof, engaged in the business of buying and selling gold and silver bullion.

Waiver of Ordinance Provisions for Certain Exhibitions and Shows:

The Sheriff may waive, by written notice, any provision of this ordinance, except prohibited purchases, for particular numismatic, gem or antique exhibitions or craft shows sponsored by nonprofit organizations, provided the purpose of the exhibitions or shows is nonprofit in nature, notwithstanding the fact that there may be casual purchases and trades made at such exhibition or shows.

SECTION II – DEALERS

Inspection of Records Required by Ordinance and Articles Listed in Such Records:

Every dealer or his employee shall admit to his place of business, during regular business hours, the Sheriff or officers of the Sheriff's department, the Chief of Police or officers of the police department and any law-enforcement official of the state or federal governments. The dealer or his employee shall permit such law enforcement officer to (i) examine all records required by this chapter, and any article listed in such a record which is believed by the officer to be missing or stolen and (ii) search for and take possession any article known to him to be missing, or known or believed by him to have been stolen.

Bond or Letter of Credit:

- (a) Every dealer, at the time of obtaining a permit under Article III of this Ordinance, shall enter into a recognizance in favor of the board of supervisors, secured by a corporate surety authorized to do business in the commonwealth, in the penal sum of ten thousand dollars (\$10,000.00), conditioned upon due observance of the term of this chapter. In lieu of a bond, a dealer may cause to be issued, by a bank authorized to do business in the commonwealth, an irrevocable letter of credit in favor of the board of supervisors, in the sum of ten thousand dollars (\$10,000.00) which shall be non-cancelable for one year.
- (b) A single bond upon an employer or principal may be written or a single irrevocable letter of credit issued under this section to cover all employees and all transactions occurring at a single location.
- (c) If any person shall be aggrieved by the misconduct of any dealer who has violated the provision of this ordinance, he may maintain an action for recovery in any court of proper jurisdiction against such dealer and his surety, provided that recovery against the surety shall be only for that amount of the judgment, if any, which is unsatisfied by the dealer.

Notice of Closing and Reopening of Business; Location of Business:

If the business of a dealer is not operated without interruption, Saturdays, Sundays and recognized holidays excepted, for a period of not less than ten (10) days, the dealer shall notify the chief of police of all closings and reopenings of such business. The business of a dealer shall be conducted only from the fixed and permanent location specified in his application for a permit under this chapter.

Identification of Persons From Whom Purchases Made:

No dealer shall purchase precious metal or gems, without first ascertaining the identity of the seller, by requiring an identification card or document issued by a governmental agency, with a photograph of the seller thereon, and at least one other corroborating means of identification, and obtaining a statement of ownership from the seller.

Record of Purchases:

- (a) Every dealer shall keep, at his place of business an accurate and legible record of each purchase of precious metals or gems. The record of each such purchase shall be retained by the dealer for not less than twenty-four (24) months. These records shall set forth the following:
 - (1) A complete description of all precious metals or gems purchased from each seller. The description shall include all names, initials, serial numbers or other identifying marks or monograms on each item purchased, the true weight or carat of any gem and the price paid for each item.
 - (2) The date and time of receiving the items (s) purchased.
 - (3) The name, address, age, sex, race, driver's license number or social security number and signature of the seller.
 - (4) A statement of ownership from the seller.
- (b) The information required by subdivisions (1) through (3) of subsection (a) above shall appear on each bill of sale for all precious metals and gems purchased by a dealer and a copy shall be mailed or delivered, within twenty-four (24) hours of the time of purchase, to the office of the Sheriff of Pulaski County.

Prohibited Purchases:

- (a) No dealer shall purchase precious metals or gems from any person who is under the age of eighteen (18) years or of any age if declared impaired or mentally incompetent.

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- (b) No dealer shall purchase precious metals or gems from any person who the dealer believes, or has reason to believe, is not the owner of such items, unless such person has written and dully authenticated authorization from the owner permitting and directing such sale.
- (c) No dealer shall purchase or sell any precious metals or gems except at the place of business as identified in the application required by this Ordinance.

Retention of Purchases:

- (a) A dealer shall retain all precious metals or gems purchased by him for a minimum of ten (10) calendar days from the date on which a copy of the bill of sale is received by the Sheriff pursuant to this Ordinance. Until the expiration of this period, the dealer shall not sell, alter or dispose of a purchased item, in whole or in part, or remove it from the County.
- (b) If a dealer performs the service of removing precious metals or gems, he shall retain the metals or gems removed and the article from which the removal was made for a period of ten (10) calendar days after receiving such article and precious metals or gems.

SECTION III – PERMIT

Permit Required; Posting:

No person shall engage in the activities of a dealer in the County as defined by this Ordinance, unless he has a current permit so to do issued by the Sheriff pursuant to this article. No purchase or sale permitted by this Ordinance shall be lawful unless and until such permit is prominently posted at the dealer's place of business.

Application Fee:

Any person desiring a permit required by this article shall file with the Sheriff an application form, which shall include the dealer's full name and any aliases and his address, date of birth, age, social security number, sex, and fingerprints; the name, address, and telephone number of the applicant's employer, if any; and the location of the applicant's place of business. Such application shall be accompanied by an application fee of two hundred dollars (\$200.00), payable to "Treasurer, County of Pulaski."

Term:

Permits issued under this ordinance shall be valid for a period of one-year.

Applicant's Weighing Devises to be Inspect and Approved:

Before a permit required by this Ordinance may be issued, the applicant must have all weighing devices used in his business inspected and approved by county or state

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weights and measures officials and present written evidence of such approval to the Sheriff. As a condition for renewal of any permit, as permitted under this Ordinance, each dealer shall provide written evidence of an inspection and approval within thirty (30) days prior to such renewal date.

Issuance or Denial:

Upon the filing of a proper application for a permit under this Ordinance and compliance with the provisions of this Ordinance and the bond or letter of credit, the applicant shall be issued a permit by the Sheriff, provided the applicant has not been convicted of a felony or crime of moral turpitude within seven (7) years prior to the date of application. The permit shall be denied if the applicant has been denied a permit or has had a permit revoked under this section or any ordinance of this county or another jurisdiction similar in substance to the provisions of this section. Any false or misleading information provided on the application form required on the Application may be grounds for denial of a permit.

Not Transferable:

No permit issued under this article shall be transferable.

Revocation:

Upon the first conviction, by a court, of a dealer for violation of any provision of this ordinance, the Sheriff may revoke his permit to engage in business as a dealer under this Ordinance for a period of one full year from the date the conviction becomes final. Such revocation by the Sheriff shall be mandatory upon a second conviction.

ARTICLE IV – SEVERABILITY

Severability:

The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisdiction, the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance shall remain valid.

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

Voting no: none.

d. Airport Commission Request for Assistance with Moral Obligation Backing

Mr. Keith Holt, New River Valley (NRV) Airport Manager, addressed the Board and provided background information on the NRV Airport

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operations, as well as the request for a moral obligation from Pulaski County. Mr. Holt provided specifics regarding the hangars to be acquired.

Mr. Sheffey inquired if other localities had been asked to be involved in the moral obligation. Mr. Holt advised other localities had been asked; however, due to the NRV Airport being located in Pulaski County and Pulaski County having the largest percentage of ownership, the other localities had declined participation in the moral obligation bond process.

Mr. McCready discussed the revenues from taxes that would be generated from the purchase of a King air twin engine plane.

Mr. Sheffey inquired of any plans to build additional hangars and if so, would they be done by a private company. Mr. Holt responded the master plan calls for additional hangars and use of a private company could be considered.

Mr. McCready inquired regarding the cost of a new hangar. Mr. Holt advised that the construction costs associated with new hangars would be \$60.00 per feet for new hangars in Abingdon.

Ms. Genie Zunic inquired regarding the need for focusing on the NRV Airport, citing little commercial traffic to the airport. Ms. Zunic requested the Board focus on providing assistance to the tornado victims, rather than attention on the NRV Airport. Ms. Zunic advised there continued to be individuals who were not in their homes due to the tornado destruction.

Ms. Mohay offered to provide county staff with a listing of individuals who continued to be displaced due to the tornado events. Mr. Pratt responded that if citizens have not applied for tornado assistance, county staff had no way of knowing of the need for assistance.

Ms. Jean Evans inquired regarding the operations of the Airport, specifically how revenue is generated and if localities are paying their fair share of the costs.

Mr. Holt provided details regarding the revenues generated through rental of hangars, etc.

Mr. McCready provided a listing of corporate customers using the NRV Airport.

Mr. Alan Jarrells expressed concerns over the lack of an appraisal by the Board of the NRV Airport property, particularly before making a decision on the moral obligation bond request.

Mr. Mark Capps suggested the NRV Airport had little traffic and the

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county should seize existing hangars.

Ms. Debbie Mohay suggested the amount of traffic at the NRV Airport didn't justify the building of additional hangars. Ms. Mohay suggested the Airport Commission's mission statement is not clearly defined and suggested providing a moral obligation was not in the best interest of the county.

Mr. Carl Lambert advised he had attended the last NRV Airport Commission meeting and the airport was not making a profit. Mr. Lambert cited the Heron's Landing development as a comparison of the lack of "good business" practice by the county.

Mr. Nick Glenn, NRV Airport Commission Chairman, described his relationship with the airport, noting he had been affiliated with the airport for 28 years. Mr. Glenn described the mission of the airport, the need for hangars, the support of the airport by corporate businesses, the U. S. Customs location at the airport, etc. Mr. Glenn requested the Board provide support in the form of a moral obligation bond.

Ms. Mohay inquired as to the average monthly fuel sales. Mr. Holt advised the average sales were 6,000 gallons per month.

Mr. McCready advised the requirement of moral obligation bonds has been used in many other airports.

Mr. James McClanahan inquired if a moral obligation was required to receive funding by the Airport. Mr. Holt advised a moral obligation was required and if not received, the airport would be required to return to the Virginia Resources Authority (VRA) to determine if a loan could be pledged by the Airport Commission.

Mr. McCready described his findings after reviewing balance sheets of the airport and determined the benefits of the airport are seen through economic development in use of the airport by businesses and corporations, as well as the tax revenues resulting from the use of the airport.

On a motion by Mr. McCready, seconded by Mr. Pratt and carried, the Board approved extending a moral obligation supporting the purchase of three hangars by the New River Valley Airport Commission.

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

Voting no: none.

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e. Administration of Required Storm Water Quality Permitting and Inspection Program

Mr. Huber provided the Board with Power Point handouts and Acts of the General Assembly which described the new storm water quality regulations required to be implemented by counties. Mr. Huber also described the strain that would be placed on county staff due to additional training required for administration of the storm water quality permitting and inspection program. Mr. Huber suggested consideration be given to joining with other localities in a regional effort to administer the program.

Mr. Sheffey inquired what issues would be faced if the county administered the program, without including other localities. Mr. Huber advised additional staff would likely need to be hired.

Mr. Sheffey inquired regarding the number of inspections per year. Mr. Huber advised he could not provide a specific anticipated number of inspections, as the numbers fluctuate based on rainfall and development.

On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board approved staff reviewing a regional approach to administering of inspection program, as well as sending letters to state elected representatives regarding unfunded mandate.

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

Voting no: none.

f. Budget Matters

Mr. Huber provided updated information regarding the budget.

By consensus, the Board scheduled a special budget work session for Wednesday, May 30, 2012 at 7:00 p.m. in the County Administration Building at which time the school budget would be discussed.

Mr. McCreedy discussed the redirecting of the \$130,000 for the Dublin Middle School phone system, a recommendation regarding the purchasing of five school buses, the investment by the Board of Supervisors in the Pulaski County High School (PCHS) heating and cooling system and the projected carryover of funds by the School Board, etc.

g. Self Insurance Option

Mr. Hiss discussed information provided to the Board regarding the possibility of self insuring for employee health insurance through the county's participation in the New River Valley Consortium. Mr. Hiss

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described the advantages through reduced long-term costs and the ability to restructure health insurance benefits.

Mr. Sheffey inquired if the consultants are suggesting self insurance to the county. Mr. Hiss advised the consultants had been asked to study the option and that based on the county's good claims experience over the past three to four years, along with the good corporate structure, self insurance was a viable option.

By consensus, the Board scheduled a special Board meeting to allow for a presentation by the consultants for Thursday, May 31, 2012 at 6:30 p.m. in the County Administration Building.

Mr. Hiss was directed to contact the consultants to determine if a presentation can be made in person or by phone at the May 31st Board meeting. Mr. Sheffey also suggested polling other localities to determine which localities, if any, had gone through the "self insurance" process and provide the Board with the results of the poll.

10. Items of Consent

Mr. Sheffey noted the previous request to the pulling of the following items from the agenda for discussion: "10d2 – Court Service Unit – Office on Youth Electronic Monitoring System", "10d4 – Contract with Dept. of Mines, Minerals and Energy", "10g – Mariner's Membership Luncheon Sponsorship", "10i – Pulaski Area Transit Increase in Local Match", and "10j – Generator Purchase".

On a motion by Mr. McCready, seconded by Mr. Pratt and carried, the Board approved the following items of consent, except for the items listed in the previous paragraph, which were pulled from the overall approval of Items of Consent for consideration in separate votes.

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

Voting no: None.

a. Approval of Minutes of April 16, 23 (both meetings), 30 and May 7, 2012 Meetings

The Board approved the minutes of the April 16, 23 (two meetings), 30 and May 7, 2012 Board of Supervisors meetings with changes.

b. Accounts Payable

The Board approved accounts payable for checks numbered 2026684 through 2027284, subject to audit.

c. Interoffice Transfers & Appropriations

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The Board approved interoffice transfers totaling \$55,250.66 and appropriations as follows:

GENERAL FUND #16		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-041999-0000	Transfer from Reserves	\$ 305,701.00
		\$ 305,701.00
EXPENDITURES:		
100-043200-6007	General Properties Repair & Maintenance Supplies	\$ 10,000.00
100-043200-5120	General Properties Heating Services	(10,000.00)
100-021500-8102	J&D Court Furniture & Fixtures	2,500.00
100-012240-3120	Accounting & Auditing Fees	710.00
100-091400-9301	Transfer from Contingency Funds	(3,210.00)
100-093000-9206	Transfer to Capital Improvements Fund	305,701.00
	TOTAL	\$ 305,701.00

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GENERAL FUND #15		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-016500-0200	Charges for Copies	\$ 90.00
100-016030-1100	State Asset Forfeiture	971.66
100-033010-2032	Byrne Justice Assistance Grant	3,641.00
100-019020-4001	HazMat Cleanup Reimbursement	3,821.50
100-033010-2015	VDEM SHSP Information Sharing Grant	163,986.00
100-018030-0200	Rebates & Refunds	144.00
100-016150-0500	Library Donations	248.00
		\$ 172,902.16
EXPENDITURES:		
100-013200-6001	Registrar Office Supplies	\$ 90.00
100-031200-6017	Sheriff State Asset Forfeiture	971.66
100-031200-8101	Sheriff Machinery & Equipment	3,641.00
100-035500-5900	Emergency Management HazMat Reimbursement	860.00
100-092110-5850	Newbern Fire Department HazMat Expenditure Refund	520.00
100-092110-5850	Draper Fire Department HazMat Expenditure Refund	2,441.50
100-035565-8103	VDEM SHSP Grant Communications Equipment	163,986.00
100-032220-8101	Fairlawn Fire Department Machinery & Equipment	144.00
100-073100-6001	Library Office Supplies	23.00
100-073100-6012	Library Books & Subscriptions	225.00
	TOTAL	\$ 172,902.16

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GENERAL FUND #17		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
		\$ -
EXPENDITURES:		
100-012220-1110	Employee Salary/Merit Increase	\$ (125,650.00)
100-012110-1100	County Administrator Salary & Benefits	3,173.00
100-012120-1110	Assistant County Administrator Salary & Benefits	2,124.00
100-012250-1110	Operations Salary & Benefits	817.00
100-012260-1110	Management Services Salary & Benefits	1,436.00
100-012420-1110	Director of Finance Salary & Benefits	20,806.00
100-013200-1110	Registrar Salary & Benefits	551.00
100-022100-1110	Commonwealth Attorney Salary & Benefits	2,538.00
100-031200-1139	Sheriff Salary & Benefits	71,658.00
100-031400-1150	E-911 Salary & Benefits	\$ 1,377.00
100-034100-1110	Building Department Salary & Benefits	2,881.00
100-034410-1139	Code Enforcement Salary & Benefits	897.00
100-053510-1134	VJCCC Salary & Benefits	2,299.00
100-071110-1194	County Recreation Salary & Benefits	120.00
100-081200-1110	Community Development Salary & Benefits	2,740.00
100-081230-1110	Visitor Center Salary & Benefits	10,580.00
100-035100-1110	Animal Control Salary & Benefits	1,653.00
	TOTAL	\$ -

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GENERAL FUND #18		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-011030-0101	Personal Property Taxes	\$ 302,000.00
100-011120-0100	Delinquent Tax Collections	34,691.00
100-018990-7600	Reimbursement from Friends of Claytor Lake	25,000.00
		\$ 361,691.00
EXPENDITURES:		
100-011010-2850	Board of Supervisors Employee Recognition	\$ 18,850.00
100-011010-3150	Board of Supervisors Legal Services	9,300.00
100-011010-3600	Board of Supervisors Advertising	11,000.00
100-011010-5308	Board of Supervisors General Liability Insurance	5,481.00
100-021500-8101	J&D Court Machinery & Equipment	4,990.00
100-021800-6012	Law Library Books & Subscriptions	1,000.00
100-032220-5305	Draper Volunteer FD Motor Vehicle Insurance	647.00
100-032210-4602	Dublin Volunteer FD Central Garage Parts	2,200.00
100-032260-4602	Twin Communities Volunteer FD Central Garage Parts	2,600.00
100-032270-2870	Volunteer Fire Departments Decals	775.00
100-034410-2300	Code Enforcement Health Insurance	6,384.00
100-035100-3121	Animal Control Contracted Professional Services	1,600.00
100-035100-4602	Animal Control Central Garage Parts	2,000.00
100-035100-5140	Animal Control Refuse Collection	1,150.00
100-035100-5305	Animal Control Motor Vehicle Insurance	400.00
100-035300-3110	Medical Examiner Payments for Services	80.00
100-042600-1339	Clean Community Council Part-Time Salaries	\$ 5,000.00
100-042600-4601	Clean Community Council Central Garage Labor	1,800.00
100-053510-6001	VJCCC Office Supplies	115.00
100-053510-2700	VJCCC Workers Compensation	25.00
100-053845-5699	Crossroads Shelter Operating Expenses	3,000.00
100-071350-2700	County Parks Workers Compensation	654.00
100-071350-5410	County Park Lease/Rent of Equipment	980.00
100-071360-5699	Friends of Claytor Lake Operating Expenses	25,000.00
100-072300-5655	Fine Arts Center State Grant	2,500.00
100-072620-5699	Freinds of Pulaski Theater State Grant	2,500.00
100-072700-5850	Jamestown Sales Tax Commerative Items	50.00
100-081200-2820	Community Development Education-Tuition Assistance	315.00
100-081200-5810	Community Development Dues & Memberships	225.00
100-081200-6008	Community Development Vehicle Fuels	360.00
100-081200-6012	Community Development Books & Subscriptions	300.00
100-081200-8101	Community Development Machinery & Equipment	990.00
100-081500-5540	Economic Development Travel	1,520.00
100-081500-5699	Economic Development Operating Expense	3,500.00
100-081500-5850	Economic Development Other/Miscellaneous	\$ 5,500.00
100-081500-5699-007	Fine Arts Center Brochure	1,250.00
100-081530-8107	NRV Business Center Computer Equipment	10,500.00
100-091100-5950	Non Departmental Miscellaneous Expenses	2,200.00
100-092100-5861	Treasurer's Interest Tax Overpayments	900.00
100-092100-1139	Natural Disaster Cleanup Salaries & Benefits	130,000.00
100-092100-3170	Natural Disaster Cleanup Professional Services	20,000.00
100-092100-5140	Natural Disaster Cleanup Refuse Services	20,000.00
100-092100-5410	Natural Disaster Cleanup Lease/Rent of Equipment	28,000.00
100-092100-6007	Natural Disaster Cleanup Repair & Maintenance Supplies	25,000.00
100-094000-1000	Purchase of Land	1,050.00
	Total	\$ 361,691.00

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100-081530-8107	NRV Business Center Computer Equipment	10,500.00
100-091100-5950	Non Departmental Miscellaneous Expenses	2,200.00
100-092100-5861	Treasurer's Interest Tax Overpayments	900.00
100-092100-1139	Natural Disaster Cleanup Salaries & Benefits	130,000.00
100-092100-3170	Natural Disaster Cleanup Professional Services	20,000.00
100-092100-5140	Natural Disaster Cleanup Refuse Services	20,000.00
100-092100-5410	Natural Disaster Cleanup Lease/Rent of Equipment	28,000.00
100-092100-6007	Natural Disaster Cleanup Repair & Maintenance Supplies	25,000.00
100-094000-1000	Purchase of Land	1,050.00
	Total	\$ 361,691.00

TORNADO RELIEF FUND #3

Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
215-032010-0315	CDBG Tornado UNOS Grant	\$ 700,000.00
215-018030-0500	Tornado Relief Donations	126,588.00
215-024040-0205	Tornado Relief Fund VDEM Grants	141,650.00
		\$ 968,238.00
EXPENDITURES:		
215-092503-3150	Tornado UNOS Grant Legal Fees	\$ 750.00
215-092503-3170	Tornado UNOS Grant Professional Services	116,550.00
215-092503-5140	Tornado UNOS Grant Refuse Services	32,100.00
215-092503-5420	Tornado UNOS Grant Temporary Relocation	13,000.00
215-092503-6007	Tornado UNOS Grant Materials & Supplies	537,600.00
215-092500-6007	Tornado Relief Materials & Supplies	268,238.00
	TOTAL	\$ 968,238.00

CAPITAL IMPROVEMENTS FUND #6

Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
302-041050-1000	Transfer from General Fund	\$ 305,701.00
302-024040-6815	VDOT Road Funding	305,701.00
302-033020-3100	Department of Mines, Minerals & Energy	402,000.00
		\$ 1,013,402.00
EXPENDITURES:		
302-041200-8247	Round House Road Intersection Improvements	\$ 611,402.00
302-043200-8120	DMME Lighting Improvements	402,000.00
	TOTAL	\$ 1,013,402.00

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SCHOOL FUND #1

Account Number	Account Title	Amount Increase (Decrease)
<u>REVENUES:</u>		
3-205-16120-0500	Transportation/Students	\$ 31,147.00
3-205-16120-1100	Salaries & Wages	\$ 15,800.00
3-205-18030-0300	Refunds/Overpayments	\$ 40,348.00
3-205-18030-0330	Reimb School Act.	\$ 8,928.00
3-205-18030-0350	Medicaid Reimbursement	\$ 10,189.00
3-205-18030-0400	Title I Indirect Costs	\$ 50,020.00
3-205-18030-2000	Reimburse Joint Services	\$ 13,989.00
3-205-18990-0600	Sale/Salvage/Surplus	\$ 20,910.00
3-205-18990-1100	Pre-Employment Fees	\$ 5,550.00
3-205-18991-0100	Insurance Adjustments	\$ 5,000.00
	TOTAL	\$ 201,881.00
<u>EXPENDITURES:</u>		
4-205-061100-1000-200-100	Salaries - Classroom Instruction	\$ 52,945.00
4-205-061410-1126-204-100	Salaries - Office of the Principal	23,000.00
4-205-063200-1181-900	Salaries - Bus Drivers	23,000.00
4-205-063400-1175-900	Salaries - Mechanics	7,000.00
4-205-064200-1191-900	Salaries - Custodians	70,000.00
4-205-064300-1160-900	Salaries - Maintenance	25,936.00
	TOTAL	\$ 201,881.00

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

1. Risk Management Agreement

The Board approved the Risk Management Consulting Agreement with McNeary, a copy of which is filed with the records of this meeting.

2. Court Service Unit – Office on Youth Electronic Monitoring System

Mr. McCready described the benefits of the monitoring system would include a more efficient manner of tracking youth probationers through a GPS electronic monitoring system, rather than placing

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youth in the detention home and an overall cost savings to the county due to not incarcerating juveniles.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved a contract between Pulaski County and G4S at a cost of \$7,938.75 annually, with a copy of said contract filed with the records of this meeting.

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

Voting no: none.

3. Virginia Dept. of Health Local Government Agreement

The Board approved the local agreement between Pulaski County and the New River Health District for the current fiscal year, a copy of which is filed with the records of this meeting.

4. Contract with Dept. of Mines, Minerals and Energy (DMME)

Mr. McCready commended county staff for the considerable amount of time and effort in finding a window for the County Administration Building (CAB) that would be approved by the DMME, as well as the cost savings to the county as a result of county staffs efforts.

Mr. Sheffey also commended county staff for work towards meeting the regulations set forth by the DMME.

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved an amended contract with the Department of Mines, Minerals and Energy for the County Administration Building window replacement.

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

Voting no: none.

e. Personnel Changes

The Board reviewed recent personnel changes.

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f. Motor Mile Speedway Fireworks Permit

The Board approved a fireworks permit for the Motor Mile Speedway, with said fireworks display to be held on July 4, 2012.

g. Mariner's Membership Luncheon Sponsorship

Mr. McCready inquired if the county had provided sponsorship for the membership luncheon in the past. Mr. Huber advised the Board had been a sponsor of the event for several years.

On a motion by Mr. Bopp, seconded by Mr. Pratt and carried, the Board approved a sponsorship to the luncheon in the amount of \$200.

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

Voting no: none.

h. On Call Policy

The Board approved the following amended "On-Call Policy" which will create a similar after-hours and holiday on-call policy for both the water and general properties departments that can also serve as a model for any future joint service arrangements:

B6. ON-CALL POLICY

PSA Water Department

1. Each department employee will be on call on a rotating basis weekly, beginning on Monday following normal working hours and extending to the following Monday morning.
2. While on call, the employee will be furnished an authority vehicle for transportation to and from work and for responding to any call.
3. While on call, employees will be provided a pager or cell phone. The Water Distribution Department supervisor will be permanently assigned a cell phone. At least one additional pager or cell phone will be made available for the employee on call.
4. The employee on call will be compensated ten (10) hours pay at the current hourly pay rate for each week served on call. Employee has a choice to be paid for these hours or take them as comp time. The payroll department will default to paid time unless the desire to take it as comp time is clearly noted on the time sheet. When an employee is on-call during a holiday, then that employee will also earn 2 hours of pay at time and a half and be paid at time and a half for hours worked if called out.
5. Upon responding to a call for emergency work, the employee will be paid a minimum of 2 hours at time and a half for all hours worked. Time and one-half pay will be paid if the actual time worked in emergency response causes the total work hours in the current work week to

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exceed forty hours. Hours in addition to the initial two hours will also be paid at time and a half. The initial 2 hours and additional hours shall be marked on the time sheet as Emergency Work (EW).

6. Scheduling for on call time will be done by the Water Distribution Department supervisors. It is anticipated that changes in the on call schedule will occur to accommodate the convenience of employees' non-work schedules.
7. When assistance is needed on call, other employees of the Water Distribution Department will be contacted by the employee on call. If an employee is called out to assist the "on-call" employee due to a large incident involving more than one employee, then that employee shall denote his time as emergency work (EW) and this will be paid at time and a half. If further assistance is needed, contact should be made to the General Properties Maintenance Supervisor, the Director of Fleet Maintenance and Operations, the Refuse Collection Supervisor, or the Water Treatment Plant Superintendent. The County Engineer and Emergency Services Coordinator can also be called on for assistance. The County Engineer has also arranged for the public works departments of the towns of Dublin and Pulaski to be called on for assistance.
8. Each employee of the Water Distribution Department will be provided with ample keys for access to the garage complex and equipment and supplies necessary for emergency water repair.
9. Employees are requested to advise their supervisor of their out of town travel plans to the greatest extent possible so that the employee on call will be aware of where he may likely receive assistance.

After Hours On Call for General Properties Staff

1. An employee will be designated to receive calls for emergency response during weekends and holidays. Duty will be rotated among employees.

The employee on call will be compensated ten (10) hours pay at the current hourly pay rate for each week served on call. Employee has a choice to be paid for these hours or take them as comp time. The payroll department will default to paid time unless the desire to take it as comp time is clearly noted on the time sheet. When an employee is on-call during a holiday, then that employee will also earn 2 hours of pay at time and a half and be paid at time and a half for hours worked if called out.

2. Upon responding to a call for emergency work, the employee will be paid a minimum of 2 hours at time and a half for all hours worked. Time and one-half pay will be paid if the actual time worked in emergency response causes the total work hours in the current work week to exceed forty hours. Hours in addition to the initial two hours will also be paid at time and a half. The initial 2 hours and additional hours shall be marked on the time sheet as Emergency Work (EW).
3. The on call employee will be contacted through a telephone pager or cell phone.
4. The on call employee will be normally dispatched by the 24 hour dispatch service at the Sheriff's Department. The public or employees needing the on call services are requested to contact the Sheriff's Dispatcher. In addition, the general properties superintendent, the emergency services coordinator, a constitutional officer, a court clerk, a judge or any department head staff member may issue a call for assistance from the on call staff.
5. The employees will respond to requests for assistance at buildings and properties under the supervision of the Board of Supervisors or the Public Service Authority. Calls for assistance

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with the Public Service Authority will be secondary to that of the Public Service Authority employees on call or working at the water treatment plant. The buildings under the supervision of the General Properties staff include: County Administration Building;; Maple Shade offices, Bob White Building, Sheriff's Office, Randolph Park, Health Department; Old Courthouse; Brick Courthouse; Pulaski County Library branches within the Town of Pulaski and the Town of Dublin;; County Garage complex; Loving Field, and the former Cloyd's Mountain Landfill..

6. The on call employee will be expected to respond to a telephone page within one half hour by calling the Sheriff's Dispatcher.
7. Time worked on call and in response to emergency calls will be marked "EW" on the monthly time sheet on the appropriate date with the total number of hours responded as well as the eight hours on call noted.
8. On call duty will begin at the 4:00 p.m. end of work day prior to the weekend or holiday affected. It will extend until 7:30 a.m. on the day following the weekend or holiday affected.
9. Should an on call staff member need assistance, they should contact other members of the staff assigned to on call duty. If an employee is called out to assist the "on-call" employee due to a large incident involving more than one employee, then that employee shall denote his time as emergency work (EW) and this will be paid at time and a half. At the same time they should alert the General Properties Supervisor of the need for assistance. If the General Properties Supervisor is unavailable, they should alert one of the following department head staff members: Emergency Services Coordinator; Assistant County Administrator; Director of Fleet Maintenance and Operations; County Engineer; Director of Management Services or County Administrator. Whenever a response will take more than four hours, one of the preceding department head staff members or general properties superintendent should also be notified.

Compensatory Time

Employees having more than 24 hours notice prior to a work assignment will be compensated for their time through the use of compensatory time. If the employee has worked more than 40 hours that week, compensatory time will be earned at 1.5 times the number of additional hours worked. Otherwise, the amount of compensatory time will be equal to the number of additional hours worked. Regardless of the amount of notice given, employees required to work on a holiday will be compensated through overtime pay.

Overtime Pay

Employees having less than 24 hours notice prior to a work assignment or working on a holiday with the specific approval of their supervisor will be compensated through their choice of overtime pay or compensatory time. If the employee has worked more than 40 hours that week, overtime will be paid at 1.5 times the number of additional hours worked. Otherwise, overtime will be paid in an amount equal to the number of additional hours worked. Overtime will be paid on the 15th of the month following the additional hours worked.

The above policies do **not** affect the on-call procedures & compensation policies.

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The authorization and control of all overtime work is the direct responsibility of the department head. Overtime assignments are permitted only when required by operational necessity, and without which the normal functioning of the agency concerned would be adversely affected. Department heads must assure adequate funds are available for any payment of overtime work.

i. Pulaski Area Transit (PAT) Increase in Local Match

Mr. Sheffey inquired as to the dollar amount being requested by Pulaski Area Transit. Mr. Huber advised \$162 was being requested towards the feasibility study and that PAT had also requested Board concurrence with the concept of establishing a garage facility.

Mr. Pratt suggested consideration to including the PAT vehicles as a part of the joint garages. Mr. Huber advised he had encouraged PAT to consider joining the county garage and suggested the matter be discussed between Chairman Sheffey and Mayor Worrell.

j. Generator Purchase

Mr. Huber explained the recommendation by staff for sharing in the cost of one generator with the Airport and the purchase of a second unit to help meet emergency preparedness needs.

Mr. McCready advised that the state surplus in Wytheville had seven generators at \$4,500 each, as well as the need for the units to provide backup power to the schools and emergency shelters. Mr. McCready explained one generator could be designated for the Airport.

Mr. Pratt questioned the condition of the generators. Mr. McCready described the generators as having been totally rebuilt in 2007.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board authorized spending up to \$13,500 for the purchase of one generator on wheels, one to go to the Airport, and one or possibly two spares.

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

Voting no: none.

11. Citizen Comments

Mr. Paul Palante expressed concerns over the approval granted by the Board to staff reviewing a regional approach to administering of the storm water quality permitting and inspection program. Mr. Sheffey advised if it is determined the regional approach is not feasible, the Board could review the issue to consider

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changes. Mr. McCready suggested consideration to also including the towns of Dublin and Pulaski in the regional approach.

Mr. Jeff Bain spoke regarding the Board's decision to not accept the \$200,000 awarded toward extending the New River Trail from Xaloy toward Randolph Park, citing concerns over a previous offer by Mr. Bain and his wife committing to give the county 6,300 feet of personal property along the frontage of the Bain's farm, which would enable the county to extend the trail. Mr. Bain advised that the offer would be rescinded due to the Board's action not to accept the grant award.

Mr. Mark Capps suggested the Board focus on economic development matters rather than walking trails.

Mr. McCready provided specifics regarding Virginia Employment Commission reports indicating the New River Valley is third in the nation in new job creation, with 1,043 available job openings in the New River Valley, and the average wage being \$14.00 an hour.

Mr. McCready advised the VEC had further reported the most available job postings since 2008 and that Caterpillar had job openings offering \$17.00 per hour, with great benefits, including health insurance.

12. Other Matters from Supervisors

Mr. Pratt inquired if Mr. Bain would reconsider rescinding the offer previously made to the county for property allowing access to the New River Trail. Mr. Pratt requested time to provide the two new Board of Supervisor members with background information on the project. Mr. McCready suggested surveying businesses and property owners along the trail area, citing concerns that economic development needs may have changed since the project began.

Mr. Sheffey reminded the Board of the "no tie" policy for Board members while attending Board of Supervisor meetings from Memorial Day through Columbus Day.

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 scheduled Board meeting is scheduled to be held on Wednesday, May 30, 2012 beginning at 5:30 p.m. in the County Administration Building for the purpose of conducting of tour of the old School Board offices, followed by a Closed Session and a budget work session to begin at 7:00 p.m. The next regular Board of Supervisors meeting is scheduled for Monday, June 25, 2012 beginning with a Closed Session at 6:00 p.m. and the regular meeting at 7:00 p.m. with said meeting being held in the County Administration Building, 143 Third Street, NW, in the Town of Pulaski, Virginia.

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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