

BOARD OF SUPERVISORS MEETING MINUTES OF JUNE 25, 2012

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, June 25, 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. Bopp, seconded by Mr. McCready 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
- County Administrator Contract
- County Attorney Contract
- Town of Pulaski Communications
- Metropolitan Planning Organization Appointment

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:

- Community Services Board Office Space
- Industrial Park Property

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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:

- Greenhouse
- Stamping
- VEDP Columbian Trade Mission

Legal Matters – Pursuant to Virginia Code Section 2.2-3711(A)7 consultation with legal counsels and briefing by staff for discussion of specific legal matters and matters subject to probable litigation regarding:

- None

Return to Regular Session

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

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

Voting no: None.

2. Invocation

Reverend David Hoover of the First Christian Church provided the invocation.

3. Recognitions

a. Retirement Presentation

Staff advised Brenda Akers was unable to attend the Board meeting due to illness; however, Ms. Akers had indicated she would plan to attend the July 23, 2012 Board meeting.

b. Featured Employees

The Board recognized Iris Williams of the Pulaski County Visitor Center and Naomi Ratcliffe of the Social Services Department as the featured employees for the month of July. Ms. Ratcliffe was unable to attend the meeting; however, job summaries for Ms. Williams and Ms. Ratcliffe were read aloud by Supervisor Sheffey along with the presentation of plaques and Fatz Café gift certificates for both employees.

c. Presentation by Elk's Club

Mr. Larry Vest, Senior Trustee and Youth Scholarship Chair of Pulaski Elks Lodge, presented a \$1,000 check to Anthony Akers, Community Activities Director, for use in supporting youth programs in Pulaski County. Mr. Vest advised that Mr. Akers had been recognized as Lodge #1067's "Citizen of the Year 2012". Mr. Vest described the Elk's Lodge support of local youth activities in Pulaski County – (Mr. Sheffey also recognized Mr. Vest in his service as a county employee)

4. Additions to Agenda

Mr. Huber advised there were no additional agenda items.

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

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5. Public Hearings

Mr. Sheffey explained the purpose of the public hearings, as well as the protocol for citizens desiring to speak.

a. Petition by Wanda Jennings Morehead ET VIR for a Special Use Permit (SUP) to allow a second manufactured home on property located at 4306 Jennings Rd., (Rt. 788), zoned Agricultural (A1), 074-001-0000-0027, (Draper District).

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

The owner is applying for a Special Use Permit (SUP) in preparation for a second manufactured home she wishes to install on property located at 4306 Jennings Rd. The property is 26.75 acres, more than enough to support future subdivision, if needed. The property presently has two (2) single family dwellings located at the north end of the property. Both dwellings are pre-existing. The Agricultural (A1) zone has a minimum lot area of 30,000 square feet per lot. The Agricultural (A1) allows the second and additional residences per lot with separate utility services. The owner wishes to install two (2) manufactured homes on the property to be utilized by her son and her son's step daughter. The ordinance allows one (1) manufactured home on the property by right and requires a Special Use Permit (SUP) for the second.

The owner plans to install the homes simultaneously with separate septic systems and a shared well. There will be a shared driveway off of Jennings Rd., (Rt. 788) to serve the homes. The placement of the homes will meet all setback requirements including the interior distance. The property lies flat where the proposed homes are to be located.

In accordance with the Pulaski County Zoning Ordinance Article 17: General Provisions – Section 17-3.11 states the following:

“A Special Use Permit (SUP) becomes void if the permit is not utilized within twelve (12) months after approval, or in the event the use has been discontinued for a consecutive twelve (12) month period.”

Mr. Utt advised the Planning Commission recommends approval of the Special Use Permit to allow a second manufactured home as presented to the Board of Supervisors.

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

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On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board approved the petition by Wanda Jennings Morehead ET VIR for a Special Use Permit (SUP) to allow a second manufactured home on property located at 4306 Jennings Rd., (Rt. 788), zoned Agricultural (A1), 074-001-0000-0027, (Draper District) and as recommended by the Planning Commission.

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

Voting no: none.

b. 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 to add definitions for "Medical Office" and "Outpatient mental health and substance abuse center".
- Article 5C – Residential (R2); Article 5D – Residential (R3) to remove "Clinics" as a Use by Right and Article 6A – Transitional Industrial District (IO) to remove "and Clinics" as a Use by Right.
- Article 4 – Commercial to add "Medical Office" and "Outpatient mental health and substance abuse centers" as a Special Use Permit (SUP)

Mr. Utt explained the purpose of the public hearing was to receive citizen input on a staff recommendation to amend the Pulaski County Zoning Ordinance related to medical offices and treatment centers. Mr. Utt advised the Planning Commission recommends approval of the three amendments presented.

ARTICLE 1: DEFINITIONS, USE AND DESIGN STANDARDS

Medical office: *Use of a site for facilities which provide diagnoses, minor surgical and outpatient care on a routine basis, but which does not provide overnight care or service as a base for an ambulance service. Medical offices are operated by doctors, dentists, or similar practitioners licensed by the Commonwealth of Virginia.*

Outpatient mental health and substance abuse center: *Establishments with medical staff providing outpatient services related to the diagnosis and treatment of mental health disorders, alcohol, and other substance abuse. These establishments may provide counseling and/or refer patients to more extensive treatment programs, if necessary, included in this use type are outpatient alcohol treatment centers, outpatient detoxification centers, outpatient drug and substance abuse centers, and outpatient mental health centers.*

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- Article 5C – Residential (R2); Article 5D – Residential (R3) to remove “Clinics” as a Use by Right and Article 6A – Transitional Industrial District (I0) to remove “and Clinics” as a Use by Right.

ARTICLE 5C: RESIDENTIAL DISTRICT (R-2)

5C-1 Uses Permitted by Right

- ~~Clinics~~
-

ARTICLE 5D: RESIDENTIAL DISTRICT (R-3)

5D-1 Uses Permitted by Right

- ~~Clinics~~
-

ARTICLE 6A: TRANSITIONAL INDUSTRIAL DISTRICT (I-0)

6A-1 Uses Permitted by Right

- Medical Offices ~~and clinics~~
-

- Article 4 – Commercial to add “Medical Office” and “Outpatient mental health and substance abuse centers” as a Special Use Permit (SUP).

ARTICLE 4: COMMERCIAL DISTRICT (CM-1)

4-3 Uses Permitted by Special Use Permit (SUP) Only

- *Outpatient mental health and substance abuse centers*

Mr. Sheffey opened the public hearing.

Mr. Sheffey inquired as to the means used by staff for obtaining the definition of “medical office”. Mr. Utt advised staff reviewed the “Illustrated Book of Development Definitions” (a zoning land use guide), along with another locality’s ordinance as guides in developing the definition.

Mr. McCready inquired if the revisions to the ordinance included the removal of reference to “clinic” from the entire ordinance. Mr. Utt responded the revisions did remove all references to “clinic”. Mr. McCready confirmed the revisions would now clearly define the use of “medical offices. Mr. McCready also confirmed no references in the

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ordinance to "clinic" and that all references to "medical office" or "outpatient mental health" is clearly defined.

There being no further comments, the public hearing was closed.

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved following amendments as presented, and as recommended by the Planning Commission:

ARTICLE 1: DEFINITIONS, USE AND DESIGN STANDARDS

Medical office: Use of a site for facilities which provide diagnoses, minor surgical and outpatient care on a routine basis, but which does not provide overnight care or service as a base for an ambulance service. Medical offices are operated by doctors, dentists, or similar practitioners licensed by the Commonwealth of Virginia.

Outpatient mental health and substance abuse center: Establishments with medical staff providing outpatient services related to the diagnosis and treatment of mental health disorders, alcohol, and other substance abuse. These establishments may provide counseling and/or refer patients to more extensive treatment programs, if necessary, included in this use type are outpatient alcohol treatment centers, outpatient detoxification centers, outpatient drug and substance abuse centers, and outpatient mental health centers.

ARTICLE 5C: RESIDENTIAL DISTRICT (R-2)

5C-1 Uses Permitted by Right

• Clinics

ARTICLE 5D: RESIDENTIAL DISTRICT (R-3)

5D-1 Uses Permitted by Right

• Clinics

ARTICLE 6A: TRANSITIONAL INDUSTRIAL DISTRICT (I-0)

6A-1 Uses Permitted by Right

• Medical Offices and clinics

ARTICLE 4: COMMERCIAL DISTRICT (CM-1)

4-1 Uses Permitted by Right

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- Medical Offices

4-3 Uses Permitted by Special Use Permit (SUP) Only

- *Outpatient mental health and substance abuse centers*

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

Voting no: none.

6. Presentations and Citizen Comments

a. Presentations

- New River Valley Juvenile Detention Home Update

Mr. Joe Young, Superintendent, New River Valley (NRV) Juvenile Detention Home, and Chris Stafford, Detention Home Board Vice Chairman, described a PowerPoint entitled "Renovation Process Update", a copy of which is filed with the records of this meeting.

Mr. Sheffey inquired if state funds were available for the renovations. Mr. Young advised the state had funds available, subject to certain steps being followed by the applicant. Mr. Young also advised steps had been taken to seek a "moratorium" through the General Assembly.

Mr. Sheffey questioned if Federal funds were available. Mr. Young responded he was not aware of any Federal funding being available for this need.

Mr. Young offered to provide a tour of the facility for any Board of Supervisor member and county staff. Staff was requested to arrange tour(s) if requested by Board members.

b. Citizen Comments

There were no citizen comments at this time.

7. Highway Matters:

Mr. Sheffey advised that David Clarke, VDOT Resident Engineer, was unable to attend the meeting; however, Mr. Clarke had requested any Board or citizen concerns be forwarded to him following the Board meeting.

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a. Follow-up from Previous Board meeting

- Review of Highway Matters Section of Key Activity Timetable (KAT)

There were no changes to the KAT at this time.

b. Watch for Children Signage

Mr. Sheffey advised of a request for Watch for Children signage on Warden Court, as well as for posting of 25 mph speed limit signage.

On a motion by Mr. McCreedy, seconded by Mr. O'Dell and carried, the Board approved requesting Watch for Children signage on Warden Court.

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

Voting no: none.

c. Citizen Comments

Ms. Jean Anderson requested VDOT review the need to cut brush around signs along the roads in the county. Staff advised the request would be forwarded to the VDOT Resident Engineer for review.

d. Board of Supervisors Comments

There were no concerns voiced by Board members at this time.

8. Treasurer's Report

Treasurer Melinda Worrell was unable to attend the meeting; however, Ms. Worrell had provided a copy of the monthly report for Board members, which was distributed and reviewed.

Mr. McCreedy advised he had met one of the managers of the Cookout Restaurant who had indicated business was doing well and that the Fairlawn Cookout had sold more barbecue than all of the other 108 Cookout stores combined.

9. Reports from the County Administrator & Staff:

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

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a. Appointments:

1. Library Board

The Board requested staff extend an invitation in filling a vacancy on the Library Board, with an update to be provided at the July Board meeting.

2. PEP Steering Committee

The Board appointed Ronnie McClure and Jeff Saunders to the PEP Steering Committee.

3. Ninth District Development Financing, Inc.

The Board reappointed Dallas Cox for a two-year term to the Ninth District Development Financing, Inc, with said term ending June 30, 2014.

4. Zoning Appeals Board

The Board approved recommending to the Circuit Court the reappointment of Richard Jones and Don Shelor to the Zoning Appeals Board.

5. Pepper's Ferry Regional Waste Water Treatment Authority

The Board appointed Joe Sheffey to replace Peter Huber as alternate on the Pepper's Ferry Authority.

b. Key Activity Timetable

Mr. McCready requested an update on the Maple Shade design details. Mr. Hiss advised the IT and Registrar interior build out is currently out to bid with an opening scheduled for July 19, 2012. Mr. Hiss also advised an update will be placed in the weekly update on the opening of the bids on roof replacement. Mr. McCready noted the roof replacement was under \$2,000 of budgeted amount.

Mr. Sheffey inquired regarding the Target Date of the replacing of the county servers. Mr. Huber offered to check on scheduled date and suggested a temporary revision of the Target Date to August 2012.

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c. Update on Status of Tornado Funds, Etc.

Ms. Janet Jonas and Mr. Ty Kirkner described a PowerPoint presentation related to the "Tornado Recovery Progress Since April 8, 2011", specifics of which are filed with the records of this meeting.

Board members thanked county staff for their efforts during the tornado recovery process, noting at no point were funds taken from any donations to fund county employee salaries.

Mr. Hiss recognized Diane Newby and Norma Spence for keeping track of the "finer" financial details that come with the financial reporting of the tornado project.

Ms. Jonas and Mr. Kirkner recognized the volunteers who gave up vacation time, spring breaks, etc. to assist in the recovery efforts.

Mr. Sheffey advised his Washington County counterpart had extended thanks to the county for assistance provided by county staff during Washington County's tornado event.

Mr. Pratt indicated he was proud of the manner in which the overall tornado recovery efforts had been handled by county staff, its volunteers, etc.

Mr. Sheffey expressed appreciation and thanks to Supervisors Bopp and Pratt for representing the Board of Supervisors on the tornado recovery committee.

d. Update from Planning Commission on Industrial Hemp

Mr. Huber reported the Planning Commission had reviewed the presentation by Mr. Politis and a vote to support the matter failed on a 3-3 vote.

By consensus, Board members requested staff ask for a review of the request by the county's law enforcement and farming community, and VACo's agricultural committee.

Mr. Pratt requested clarification on any concerns by the Sheriff and the Extension office, along with any suggestions, as to growing industrial hemp.

Staff was directed to invite the new extension agent to attend the July 23, 2012 Board meeting for introduction to the public.

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e. Adoption of FY 13 Budget

Mr. Huber provided a summary of the budget review by the Board to date, including details from a public hearing which was held on June 18, 2012. Mr. Huber noted one person spoke at the public hearing regarding the budget, specifically related to the reduction in the number of elementary school vice-principles.

Mr. Sheffey confirmed no change to the current tax rates for the county and described the difficult budget session. Mr. Sheffey thanked county staff and citizens for patience during the budget deliberations.

f. Metropolitan Planning Organization Expansion

Mr. Dan Brugh presented a PowerPoint related to the Metropolitan Planning Organization (MPO), a copy of which is filed with the records of this meeting.

Mr. Sheffey inquired if the four-laning from Fairlawn to Rt. 11 would be a potential project for consideration. Mr. Brugh responded the four-laning would likely qualify.

Mr. McCready expressed concern over the value vs. the cost and expressed a desire to make sure dollars are spent wisely.

Mr. McCready requested a "bullet point" type presentation by Mr. Brugh describing the expected short term and long term accomplishment of the MPO.

Mr. Brugh advised the MPO would use the Planning District Commission as a consultant. Mr. Brugh also advised a meeting of the MPO Technical Committee would be held on July 19, 2012 at 10:00 a.m. in the Montgomery County Administration Building (subsequently rescheduled to a later date).

10. Items of Consent

Mr. Sheffey requested the pulling of item 10q from the Items of Consent.

Mr. McCready also requested the pulling of item 10q and 10m from the overall 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 the items listed in the previous paragraph, which were pulled from the overall approval of Items of Consent for consideration in separate votes, if appropriate.

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

a. Approval of Minutes of May 21, 30 and 31, 2012 Meetings

The Board approved the minutes of the May 21, 30, and 31, 2012 Board of Supervisors meetings.

b. Accounts Payable

The Board approved accounts payable for checks numbered 2027286 through 2027899, subject to audit.

c. Interoffice Transfers & Appropriations

The Board approved interoffice transfers totaling \$73,592.61 and appropriations as follows:

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GENERAL FUND #19		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
100-011010-0101	Current RE Taxes	\$ 150,000.00
100-011010-0103	Prior Year RE Taxes	50,000.00
100-011030-0101	Current Personal Property	55,000.00
100-011060-0102	Interest	36,000.00
100-011120-0100	Delinquent Taxes Legal Fees	9,000.00
100-012050-0112	Motor Vehicle License	80,000.00
100-012060-0100	Bank Stock Taxes	7,578.00
100-012110-0001	Meals Tax	50,000.00
100-012130-0100	BPOL Taxes	40,000.00
100-013010-0100	Animal License	3,200.00
100-015020-0100	Rental of Property	28,000.00
100-018030-0700	Repayment of Loan by PSA	36,194.00
100-019010-1100	Airport Commission Recovered Costs	8,956.00
100-018990-7600	Reimbursement from Friends of Claytor Lake	5,000.00
100-016130-0800	Summer Camp Youth Fees	5,000.00
100-016130-1100	Recreation Donations	3,910.00
100-015010-0200	Interest on Investments	93,000.00
100-016050-0300	Community Corrections Admin Fees	5,225.00
		\$ 666,063.00
EXPENDITURES:		
100-093000-9204	Transfer to Internal Service Fund (Joint Services)	\$ 57,025.00
100-012110-various	County Administrator Expenses	16,220.00
100-012120-various	Assistant County Administrator Expenses	4,020.00
100-012220-1110	Personnel Merit Increases	(74,350.00)
100-012250-various	Operations Expenses	4,800.00
100-021200-various	General District Court Expenses	810.00
100-021800-6012	Law Library Books & Subscriptions	500.00
100-031200-various	Sheriff Expenses	\$ 125,100.00
100-032200-various	Draper Volunteer Fire Department Expenses	3,150.00
100-032210-various	Dublin Volunteer Fire Department Expenses	3,240.00
100-032240-5305	Newbern Volunteer Fire Department Motor Vehicle Ins	350.00
100-032260-various	Twin Communities Volunteer Fire Department Expense	2,200.00
100-033426-6031	Community Corrections Admin Fees	5,225.00
100-034100-various	Building Department Expenses	5,833.00
100-034410-1139	Code Enforcement Expenses	500.00
100-035100-various	Animal Control Expenses	11,150.00
100-035300-3110	Medical Examiner Payment for Medical Expenses	40.00
100-035500-2300	Emergency Management Health & Dental Insurance	3,840.00

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CAPITAL IMPROVEMENTS FUND #8		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
302-041050-1000	Transfer from General Fund	\$ 201,940.00
		\$ 201,940.00
EXPENDITURES:		
302-012560-8101	Central Garage Machinery & Equipment	\$ 5,180.00
302-031200-8240	Sheriff's Office	155,350.00
302-043200-8101	General Properties Machinery & Equipment	12,500.00
302-043210-8112	County Administration Building Improvements	10,000.00
302-063400-8105	School Buses	35.00
302-068010-8240	NRCC Entrance	875.00
302-073100-8112	Library Ceiling/Lighting Improvements	11,000.00
302-081400-3800	Comprehensive Plan Update	7,000.00
	TOTAL	\$ 201,940.00
SCHOOL DEBT SERVICE FUND #1		
Account Number	Account Title	Amount Increase (Decrease)
REVENUES:		
405-041050-1000	Transfer from General Fund	\$ 93,318.00
		\$ 93,318.00
EXPENDITURES:		
405-095100-9210	Other Interest Costs	\$ 92,000.00
405-095100-9205	Riverlawn Elementary 2008 VPSA	415,300.00
405-095100-9207	Riverlawn Elementary 2009 Series	528,765.00
405-095100-9209	Riverlawn Elementary Technology Loan	282,000.00
405-095100-9208	Riverlawn Elementary 2006C Series	(1,224,747.00)
	TOTAL	\$ 93,318.00

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WIRELESS FUND #1		
Account Number	Account Title	Amount Increase (Decrease)
<u>REVENUES:</u>		
530-015020-0100	Rental of Wireless Equipment	\$ 14,605.00
		\$ 14,605.00
<u>EXPENDITURES:</u>		
530-081800-3100	Wireless Authority Professional Services	\$ 1,100.00
530-081800-3600	Wireless Authority Advertising	100.00
530-081800-5410	Wireless Authority Lease/Rent of Equipment	500.00
530-081800-5430	Wireless Authority Lease/Rental Other	12,905.00
	TOTAL	\$ 14,605.00

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

1. Pre-Audit Contract

The Board approved the contract with Dixon, Hughes, Goodman (formerly Goodman and Company), a copy of which is filed with the records of this meeting.

2. Auditing Contract

The Board approved a contract with Robinson, Farmer, Cox Associates for fiscal years 2012, 2013 and 2014 totaling \$61,620 annually for the County, Industrial Development Authority and Public Service Authority audits, a copy of which is filed with the records of this meeting.

3. Cost Allocation Contract

The Board approved a contract with Maximus in the amount of \$2,700 for fiscal years 2012, 2013 and 2014, a copy of which is filed with the records of this meeting.

e. Personnel Changes

The Board reviewed recent personnel changes.

f. VRS Resolutions

The Board approved the following VRS resolutions:

Employer Contribution Rates for Counties, Cities,
Towns, School Divisions and Other Political Subdivisions
(In accordance with the 2012 Appropriation Act Item 468(H))

Resolution

BE IT RESOLVED, that the Pulaski County 55177 does hereby acknowledge that its contribution rates effective July 1, 2012 shall be based on the higher of a) the contribution rate in effect for FY 2012, or b) seventy percent of the results of the June 30, 2011 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2012-14 biennium (the "Alternate Rate") provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2011 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT RESOLVED, that the Pulaski County 55177 does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2012:

The Certified Rate of 12.48%

BE IT ALSO RESOLVED, that THE Pulaski County 55177 does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, the officers of Pulaski County 55177 are hereby authorized and directed in the name of Pulaski County to carry out the provisions of this resolution, and said officers of Pulaski County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by Pulaski County for this purpose.

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Member Contributions by Salary Reduction for Counties, Cities,
Towns, and Other Political Subdivisions

(In accordance with Chapter 822 of the 2012 Acts of Assembly (SB497))

Resolution

WHEREAS, the Pulaski County 55177 employees who are Virginia Retirement System members who commence or recommence employment on or after July 1, 2012 ("FY2012 Employees" for purposes of this resolution), shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis upon commencing or recommencing employment; and

WHEREAS, the Pulaski County 55177 employees who are Virginia Retirement System members and in service on June 30, 2012, shall be required to contribute five percent of their credible compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis no later than July 1, 2016; and

WHEREAS, such employees in service on June 30, 2012, shall contribute a minimum of an additional one percent of their creditable compensation beginning on each July 1 of 2012, 2013, 2014, 2015, and 2016, or until the employees' contributions equal five percent of creditable compensation; and

WHEREAS, the Pulaski County 55177 may elect to require such employees in service on June 30, 2012, to contribute more than an additional one percent each year, in whole percentages, until the employees' contributions equal five percent of creditable compensation; and

WHEREAS, the second enactment clause of Chapter 822 of the 2012 Acts of Assembly (SB497) requires an increase in total creditable compensation, effective July 1, 2012, to each such employee in service on June 30, 2012, to offset the cost of the member contributions, such increase in total creditable compensation to be equal to the difference between five percent of the employee's total creditable compensation and the percentage of the member contribution paid by such employee on January 1, 2012.

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BE IT THEREFORE RESOLVED, that Pulaski County 55177 does hereby certify to the Virginia Retirement System Board of Trustees that it shall effect the implementation of the member contribution requirements of Chapter 822 of the 2012 Acts of Assembly (SB497) according to the following schedule for the fiscal year beginning July 1, 2012 (i.e., FY2013):

Type of Employee	Employer Paid Member Contributions	Employee Paid Member Contribution
Plan 1	0%	5%
Plan 2	0%	5%
FY 2013 Employees	0%	5%

(Note: Each row must add up to 5 percent.); and

BE IT FURTHER RESOLVED, that such contributions, although designated as member contributions, are to be made by the Pulaski County in lieu of member contributions; and

BE IT FURTHER RESOLVED, that pick up member contributions shall be paid from the same source of funds as used in paying the wages to affected employees; and

BE IT FURTHER RESOLVED, that member contributions made by the Pulaski County under the pickup arrangement shall be treated for all purposes other than income taxation, including but not limited to VRS benefits, in the same manner and to the same extent as member contributions made prior to the pickup arrangement; and

BE IT FURTHER RESOLVED, that nothing herein shall be construed so as to permit or extend an option to VRS members to receive the pickup contributions made by the Pulaski County directly instead of having them paid to VRS; and

BE IT FURTHER RESOLVED, that notwithstanding any contractual or other provisions, the wages of each member of VRS who is an employee of the Pulaski County shall be reduced by the amount of member contributions picked up by the Pulaski County on behalf of each employee pursuant to the foregoing resolutions.

NOW, THEREFORE, the officers of Pulaski County 55177 are hereby authorized and directed in the name of the Pulaski County to carry out the provisions of this resolution, and said officers of the Pulaski County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Pulaski County for this purpose.

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g. Personnel Policy Amendment

As reported in the Board packet, insurance standards and the county hiring practices over the past several years have included pre-employment drug testing. In applying those standards to the lifeguard staff, we found that the official county personnel policy needs to be modified to reflect this practice and we would like to request an amendment to the personnel policy.

The Board approved amending the Personnel Policy to allow for pre-employment drug testing of both part-time and full-time employees.

h. Baskerville Housing Project – HOME Consortium Funds

As reported in the Board packet, as part of the Baskerville Housing Rehabilitation Program, the county is involved with the HOME Consortium in rebuilding homes for three sisters that live in Baskerville, with each house expected to need approximately \$8,000 in additional funding in order to be completed and with HOME funding fill this gap for two of the three sisters.

The Board approved providing the \$8,300 subsidy for the third sister in exchange for HOME funds paying for the \$10,000 in engineering work done on these three homes, noting the county's investment would be saving approximately \$1,700 and the \$8,300 invested would be secured with a deed of trust which would not be the case otherwise.

i. July 4th Mariners Game Sponsorship

As reported in the Board packet, the Town of Pulaski is working to provide free admittance to the July 4th baseball game and is requesting the county contribute \$500 towards the "buy out" with Pulaski Baseball.

The Board approved appropriating \$500 as a contribution towards the "buy out" with Pulaski Baseball to allow for free admittance to the July 4, 2012 baseball game at Calfee Park.

Mr. McCready urged the media to publish information about the free event for citizen's enjoyment.

j. Lighting Improvements Project

As reported in the Board packet, bids for the Lighting Improvements Project were received on May 22, 2012, with only one bid being submitted in the amount of \$567,745, by Southern Air, Inc. and the

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total available funding for the project being \$400,000, leaving a shortfall of \$167,745.

The Board approved a reduction in the scope of work by removing the Bob White Building from the project, which would reduce the project costs by \$184,000 and allow for the project to be brought back within the allocated budget.

k. Transfer of Vehicle to Dublin Fire Department

The Board approved the transfer of a 2003 Ford Crown Victoria vehicle with approximately 170,000 miles to the Dublin Fire Department.

l. Transfer of Vehicle to FOCL

As reported in the Board packet, the Lake Clean-up crew uses a county vehicle to get to and from various parts of the lake and are requesting use of a surplus 2004 Ford Crown Vic with 151,767 miles.

The Board approved the use of a 2003 Ford Crown Victoria car with approximately 170,000 miles (tag number 112-078L) by the FOCL Lake Clean-up Crew, pending confirmation that the county does not have a need for the vehicle.

m. Approval of DHCD Planning Grant for Adult Day Care

As reported in the Board packet, the county had been working with the citizens committee and the Planning District staff in seeking to establish an adult day care facility and an application had been prepared for a Housing and Community Development planning grant which would fund a preliminary architectural and engineering facility assessment and an updated feasibility and demand study, updated business plan, and preparation for a Community Improvement Grant application to be submitted in March 2013.

Mr. McCready advised his previous service on the Community Services Board allowed for a good understanding of the need for an adult day care in the community and the numbers support such a facility.

Mr. Hiss advised the project has been progressing slowly, but now that funding is available, the grant process could move forward with the Newbern Elementary School to be considered as a potential location. Mr. Hiss described situations where adult day care impacts families and a facility in Pulaski County would be a good alternative, allowing for family caregivers to remain in the workforce.

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On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved the application for the adult day care grant in efforts to seek to establish an adult day care facility in Pulaski County.

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

Voting no: none.

n. Allocation of Reimbursement for Republican Party

As reported in the Board packet, a request had been received from the Electoral Board that reimbursement for the Republican Primary be put back into the Electoral Board budget for the 2012-2013 year, with plans to use these funds to update Electronic Pollbooks and to purchase replacement equipment for polling places.

The Board approved the request from the Electoral Board that reimbursement for the Republican Primary be put back into the Electoral Board budget for the 2012-2013 year, with plans to use these funds to update Electronic Pollbooks and to purchase replacement equipment for polling places.

o. Carryover of Registrar's Office Funding

As reported in the Board packet, a request had been received from the Registrar for use of unspent funds from the 2011-2012 fiscal year for additional fireproof file cabinets and any additional equipment that may be needed in the new office space.

The Board approved a request from the Registrar for use of unspent funds from the 2011-2012 fiscal year for additional fireproof file cabinets and any additional equipment that may be needed in the new office space.

p. Support of USDA Housing Rehab Grant

As reported in the Board packet, Community Housing Partners is seeking the County's endorsement of USDA funding to assist residents in doing minor upgrades to bring homes up to HUD minimum habitability standards as required to be eligible for federally funded weatherization improvements.

The Board provided endorsement of USDA funding to assist residents in doing minor upgrades to bring homes up to HUD minimum habitability standards as required to be eligible for federally funded weatherization improvements.

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q. Pledge of Allegiance

Mr. Sheffey described an email received from Anne Carpenter requesting the Board consider reciting the Pledge of Allegiance at Board meetings.

Mr. Huber advised a survey had been conducted of surrounding localities, including Giles, Floyd, Carroll, Wythe and Montgomery counties and all indicated the reciting of the Pledge at Board meetings.

Mr. Sheffey requested staff contact a representative of the Boy Scouts to determine the possibility of the Boy Scouts of America providing an individual to lead the Pledge of Allegiance at Board meetings, noting if the Boy Scouts are unable to provide an individual at the monthly meetings, a Board member would be designated each month to lead the Pledge.

Mr. McCready described an article regarding the basic fundamental rights of Americans coming under attack and expressed his desire to have the Pledge recited as a means of exercising the rights of citizens.

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved the addition of the reciting of the Pledge of Allegiance to the monthly Board meeting agendas.

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

Voting no: none.

r. Administration of Indoor Plumbing Rehabilitation Program

As reported and included in the Board packet, a letter to the Virginia Department of Housing and Community Development had been prepared asking the County to confirm an organization to administer the indoor plumbing rehabilitation program in the County.

The Board approved the designation of the Southeast Rural Community Assistance Program (SERCAP), as has been the case over the past several years to administer the indoor plumbing rehabilitation program in the County.

s. Virginia Litter Prevention Grant Applications

As reported in the Board packet, staff described applications for DEQ funding of clean-up activities, noting unlike other grants, applications are accepted without a stated amount, with the state dividing the total available funds by the number of applications submitted. Also as

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reported, the county received approximately \$12,000 last year assisting the activities of the Clean Community Council through this program and because the Town of Draper is technically still incorporated, a separate Town of Draper application can be submitted.

The Board approved the submission of grant applications to DEQ for funding of clean-up activities.

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

Voting no: none.

11. Citizen Comments

Ms. Brenda Blackburn explained her understanding of the petition for a court audit of the IDA and quoted portions of Special Prosecutor Hapgood's audit and Attorney General's statement.

Ms. Blackburn questioned if jobs for positions at Randolph Park were advertised to the public. Mr. Huber advised staff would determine if jobs for Randolph Park positions are advertised and noted steps would be taken to meet all appropriate advertising and hiring criteria for positions at Randolph Park.

Ms. Blackburn suggested hiring practices in the Recreation Department do not follow appropriate advertising and hiring criteria.

Mr. McCready further described the information provided by Ms. Blackburn regarding the court audit had appeared in either the July 6, 1998 or 1999 edition of the Southwest Times and the conclusion by Prosecutor Hapgood indicated findings were a technical violation and not a prosecutable offense, which had been concurred with by Judge Gibb. Mr. McCready expressed appreciation to Ms. Blackburn for the comments related to the court audit report and suggested the issue did not need further discussion at the Board meeting or future Board meetings.

12. Other Matters from Supervisors

Mr. Pratt described a call from a citizen expressing concern over excessive speeding through Newbern, in particular in truck traffic and further requested posting of 25 mph speed signs. Mr. Pratt requested staff contact the Sheriff's Department to ask if radar equipment could be placed on the road in an effort to slow traffic.

Mr. Bopp advised of receipt of additional information regarding the matter discussed at the May meeting related to the New River Trail Extension and requested reconsideration of the matter be brought before the Board to allow for additional discussion. Mr. Sheffey advised the matter could be brought to the

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Board by one of the Board members having initiating, seconding or voting against the matter at the May Board meeting.

Mr. McCready formally requested reconsideration of the New River Trail Extension project funding. Mr. McCready described numerous discussions with Mr. Utt which clarified the New River Trail Extension Project.

Mr. Utt provided a summary of "Items of Concern" related to the project, a copy of which is filed with the records of this meeting.

Mr. O'Dell inquired regarding safety issues in crossing the Cougar Trail Road. Mr. Utt responded that VDOT may be requested to do a grade crossing or possibly route trail under train tracks, although this option is not likely to occur.

Mr. McCready advised this project is state mandated money taken from the gas tax and if Pulaski County does not take the funds, it will likely be provided to another locality. Mr. Utt concurred that if Pulaski County does not accept the funds, another locality would receive the \$200,000. Mr. McCready reiterated that this project was started in 2006.

Mr. Huber advised efforts would be made to work with property owners on both ends of the project to obtain easements for the entire trail. Mr. Pratt suggested working with property owners to obtain easements in as quick a manner as possible.

Mr. McCready advised while starting at the Randolph Park end might get usage quicker, until that part connects to the trail, Pulaski County would be required to maintain the trail area at Randolph Park.

On a motion by Mr. Bopp, seconded by Mr. McCready and carried, the Board approved accepting the \$200,000 grant for the New River Trail Extension Project.

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

Mr. Sheffey described evaluations conducted by the Board with the County Administrator and County Attorney and plans to renew both contracts for four years. Mr. Sheffey advised the Board and staff are working towards contract negotiations that will be brought back to the Board and public at the July 23, 2012 Board meeting.

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13. Adjournment

Mr. Huber advised the press in attendance at the Board meeting of the potential for three or more Board members to attend the July 4, 2012 events, as well as attendance at the MPO meeting on July 19, 2012 at 10:00 a.m. in Christiansburg.

Mr. Huber advised of the potential for a special Board meeting to be called held prior to the July 23, 2012 regular Board meeting to discuss a prospective industry matter, with said date and time not set at this time.

On a motion by Mr. O'Dell, seconded by Mr. Pratt and carried, the Board of Supervisors adjourned its regular meeting. The next regular Board of Supervisors meeting is scheduled for Monday, July 23, 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.

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

Voting no: None.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator