

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, July 28, 2014 beginning with a Closed Session at 5:30 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; Anthony Akers, Interim Assistant County Administrator; and Danny Wilson, Acting Community Development Director. 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.1.3.5.7 of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry matters.

On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board of Supervisors entered a Closed Session for discussion of the following:

Personnel – Pursuant to Virginia Code Section 2.2-3711(A)1 discussion for consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of public officers, appointees or employees, regarding:

- Appointments
- Advertising of Employee Promotions
- Scheduling of County Administrator's Evaluation

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:

- Draper School Reuse
- Newbern School Reuse

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

- None

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

- Consultation on Boy Scouts Property

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. 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. McCready, seconded by Mr. O'Dell 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.

2. Welcome, Pledge and Invocation

a. Welcome

Mr. Sheffey welcomed those in attendance and called the meeting to order.

b. Pledge of Allegiance

Supervisor Bopp led the Pledge of Allegiance.

c. Invocation

The invocation was led by Reverend Terrie Sternberg of the Trinity Lutheran Church.

3. Presentations and Recognitions:

a. Featured Department

Peter Huber, County Administrator, provided a detailed presentation on behalf of the overall County Administration. Mr. Sheffey commended County staff for their work.

b. Presentation of Memorial Resolution to Albert Morris Family

Mr. Sheffey read a resolution previously adopted by the Board and Board members presented the framed Resolution, Courthouse print and County pin to Mr. Morris' family.

4. Additions to Agenda

Mr. Huber advised of the following additional items: Reports from County Administrator and Staff: Former Draper Elementary School – Consideration to demolition of extra classrooms, advertising transfer of said property to Industrial Development Authority, and authorization to seek a special use permit for a zoning change on said property.

Mr. Huber described the protocol for speakers during the public hearings and Citizen Comments sections on the agenda and also described the "time keeping" clock.

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5. Public Hearingsa. Future Land Use Map Amendment – Fairlawn Presbyterian Church

Mr. Wilson described the following staff analysis:

*In order to keep the Future Land Use Map updated and consistent with the Zoning Map, Pulaski County is requesting a revision to the Future Land Use Map for the above mentioned property. Currently, the Future Land Use Map shows the subject property as Low to Medium Density Residential. The Future Land Use Map depicts the surrounding area as Low to Medium Density Residential and Commercial. The properties directly across Pepper's Ferry Boulevard are designated as Commercial, while the properties on the south side of Pepper's Ferry Boulevard are designated Low to Medium Density Residential.*

*As the subject property is immediately adjacent to Pepper's Ferry Boulevard, which is one of the busiest roads in Fairlawn, a commercial designation should not have any adverse impacts to the community or surrounding properties.*

Mr. Wilson advised the Planning Commission recommended unanimous approval, following a public hearing at its July 8, 2014 meeting.

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

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved the Future Land Use Map Amendment petition by Fairlawn Presbyterian Church for property located at the corner of Pepper's Ferry Boulevard (Rte 114) and Pulaski Avenue in Fairlawn changing the property's designation from Residential (R-3) to Commercial (CM-1).

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

Voting no: None.

b. Rezoning Petition – Kirby Phillips Farm, LLC

Mr. Wilson described the following staff analysis:

*The Zoning Ordinance specifies that the Intent of the Agricultural District is as follows:*

*This district is designed to accommodate farming, forestry, and recreational and limited residential uses. While it is recognized*

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*that certain desirable rural areas may logically be expected to develop residentially, it is the intent, however, to discourage the random scattering of residential, commercial or industrial uses in this district.*

*The proposed rezoning meets the Intent of the A-1 District, as the property is currently being used for farming operations and limited residential uses. Currently, the property is zoned R-1, which does not allow farming or agricultural uses, so the property is being used for a legal, non-conforming use.*

*The subject property is located in an area that is dominated by agriculture and has some scattered housing. Rezoning the subject property will help bring the property into conformance with the Zoning Ordinance, while maintaining the integrity of the surrounding area. Due to the limited site access along Falling Branch Road, utility availability, and physical site conditions, staff believes that utilizing the property for agricultural purposes with some limited residential development is the most appropriate and feasible use.*

*The Future Land Use Map depicts the subject property as Low Density Residential. Staff advertised a request to modify the Future Land Use map; however, after further review of the Comprehensive Plan and the adjacent properties, it appears as though the current designation is appropriate. Staff is recommending that no modification be made to the Future Land Use Map for the subject property at this time, as the designated district is appropriate for both the current and requested zoning district.*

Mr. Wilson advised the Planning Commission recommended unanimous approval, following a public hearing at its July 8, 2014 meeting.

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

On a motion by Mr. Pratt, seconded by Mr. O'Dell and carried, the Board approved the rezoning petition by Kirby Phillips Farms LLC for property located along Falling Branch Road in Fairlawn to Agricultural (A-1).

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

Voting no: None.

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c. Future Land Use Map Amendment – Kirby Phillips Farm, LLC – WITHDRAWN BY STAFF

Mr. Sheffey advised the request had been withdrawn and therefore no action needed; however, since the hearing had been advertised, Mr. Sheffey opened the floor for citizen comments. There were no citizen comments. There was no action by the Board.

d. Rezoning Petition – Charles McKinster – WITHDRAWN BY APPLICANT

Mr. Sheffey advised the request had been withdrawn and therefore no action needed; however, since the hearing had been advertised, Mr. Sheffey opened the floor for citizen comments. There were no citizen comments. There was no action by the Board. Mr. McCready clarified that, should the applicant desire to initiate a request for rezoning in the future, the application process would need to be reinitiated by the property owner. Mr. Wilson confirmed that is the case.

e. Future Land Use Map Amendment – Charles McKinster – WITHDRAWN BY APPLICANT

Mr. Sheffey advised the request had been withdrawn and therefore no action needed; however, since the hearing had been advertised, Mr. Sheffey opened the floor for citizen comments. There were no citizen comments. There was no action by the Board.

f. Rezoning Petition – Smiley and Kolb

Mr. Wilson described the following staff analysis:

*The Zoning Ordinance specifies that the Intent of the Agricultural District is as follows:*

*This district is designed to accommodate farming, forestry, and recreational and limited residential uses. While it is recognized that certain desirable rural areas may logically be expected to develop residentially, it is the intent, however, to discourage the random scattering of residential, commercial or industrial uses in this district.*

*The proposed rezoning meets the Intent of the A-1 District, as the property is currently being used for farming operations and limited residential uses. Currently, the property is zoned R-1 and R-2, which does not allow farming or agricultural uses, so the property is being used for a legal, non-conforming use.*

*The subject property is located in an area that is dominated by agriculture with some limited scattered housing. Rezoning the subject property will help bring the property into conformance with the Zoning Ordinance, while maintaining the integrity of the surrounding area. Due to the rural nature of this part of the County, utility availability, and physical site conditions, staff believes that utilizing the property for agricultural purposes with some limited residential development is the most appropriate and feasible use.*

*The Future Land Use Map depicts the subject property as Planned Unit Development and Residential. This rezoning request is accompanied by a request to modify the Future Land Use Map and change the property designation to Agricultural. Staff does not foresee any issues with modifying the Future Land Use Map for the subject property.*

*Any comments from the Virginia Department of Transportation on this project will be provided during the Planning Commission Meeting.*

Mr. Wilson advised the Planning Commission recommended unanimous approval, following a public hearing at its July 8, 2014 meeting.

Mr. Sheffey opened the public hearing.

Mr. McCreedy advised County staff were working diligently to modify land use maps as needed.

There were no citizen comments and the hearing was closed.

On a motion by Mr. Pratt, seconded by Mr. O'Dell and carried, the Board approved the rezoning petition by Smiley and Kolb for property located along Cecil's Chapel Road in Hiwassee to Agricultural (A-1) from Residential (R-1) and Residential (R-2).

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

Voting no: None.

g. Future Land Use Map Amendment – Smiley & Kolb

Mr. Wilson described the following staff analysis:

*The request is to modify the Future Land Use Map and change the property designation to Agricultural. Staff does not foresee any issues with modifying the Future Land Use Map for the subject property.*

*Any comments from the Virginia Department of Transportation on this project will be provided during the Planning Commission Meeting.*

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Mr. Wilson advised the Planning Commission recommended unanimous approval, following a public hearing at its July 8, 2014 meeting.

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

On a motion by Mr. O'Dell, seconded by Mr. McCreedy and carried, the Board approved modifications to the Future Land Use Map changing the property designation for property located along Cecil's Chapel Road in Hiwassee to Agricultural (A-1) from Residential (R-1) and Residential (R-2).

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

Voting no: None.

h. Ordinance Requiring Property Owners to Keep Vegetation Cut

Mr. Huber explained a public hearing had been scheduled to consider adoption of an ordinance that would require property owners to keep vegetation cut to a height of 12 inches, or less, within 150 feet, or less, of any existing building or structure and within 50 feet, or less, of any public street or roadway, or along any private street or roadway which was platted and constructed as part of a subdivision development.

Mr. McCreedy clarified that the ordinance would only apply to platted and constructed part of subdivision developments (1a) and does not apply to farmland (1b). Mr. McCreedy requested consideration to modifying the proposed ordinance to include in (1b) of the ordinance language which excludes property in a forest management plan from coverage under the ordinance and changes all compliance and payment deadlines from 15 days to 20 days.

Mr. Huber shared a written document provided by Michael LeBarre in favor of the ordinance adoption.

Mr. Sheffey opened the public hearing.

Genie Zunic posed several questions related to enforcement and penalties. Mr. Huber and Mr. Kirtner responded to Ms. Zunic by referencing information included in the proposed ordinance.

Lora Lineberry expressed concern over the potential for the "elderly" citizen who may be faced with paying fees and requested consideration to providing a payment plan in such instances. Mr. Huber advised that situations such as described by Ms. Lineberry, will be reviewed and addressed in a similar manner as to that used for water and sewer customers making payments.

Debbie Brunk inquired if houses that were owned by banking institutions would fall under the ordinance. Mr. Kirtner advised any property owned by banks would fall under the ordinance. Ms. Brunk also described a fire hydrant in the Skyview Subdivision in need of grass being cut. Mr. Huber advised the fire hydrant in question is owned by the Town of Dublin.

David Stanbury provided pictures on behalf of his daughter of property in the Rolling Hills Subdivision in need of mowing. Mr. McCready advised that until July 1, 2014, localities had not been granted the authority by the General Assembly to address overgrown vegetation; however, if the ordinance is adopted, the property could be reviewed.

Justin Heath spoke in favor of adoption of the ordinance.

Mr. Sheffey shared that he had received comments in favor of adoption of the ordinance by John Akers of Fairlawn and Bobbie Jewell of New River.

A letter from Mildred Hoagland of Ruebush Road was also shared with the Board. Mr. Huber advised that Ms. Hoagland was in favor of adoption of the ordinance.

There being no further comments, the hearing was closed.

Mr. Bopp advised he was not in favor of the ordinance indicating property owners should be responsible for maintaining personal property.

On a motion by Mr. McCready, seconded by Mr. O'Dell and carried, the Board approved the following ordinance which includes Mr. McCready's suggestions to including in "1b" of the ordinance language which excludes property in a forest management plan from coverage under the ordinance and changes all compliance and payment deadlines from 15 days to 20 days:

### **ORDINANCE**

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has considered it to be in the best interest of the public and determined that it is consistent with the greater welfare of the citizens to require owners of real property to provide for the maintenance of grass, weeds, and/or other similar types of vegetation on such property or any part thereof as provided for in this ordinance;

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NOW, THEREFORE, be it ORDAINED by the Board of Supervisors of Pulaski County, Virginia, sitting in regular session on the 28<sup>th</sup> day of July, 2014, that:

1) Duties of Property Owners; Exclusions.

(a) It shall be the duty of the owner or owners of any real property located in Pulaski County, whether such property is occupied or vacant, developed or undeveloped, to maintain grass, weeds, and/or other similar types of vegetation in a neat and controlled manner, and to provide for the cutting or mowing of such grass, weeds, or other similar vegetation so as to maintain the vegetation at all times at a height of twelve (12) inches or less within 150 feet or less of any existing building or structure, whether located on the subject real property or any adjoining property, and within 50 feet or less of any public street or roadway, or any private street or roadway which was platted and constructed as part of a subdivision development.

(b) Excluded from this ordinance shall be trees, ornamental shrubbery, vegetable gardens and/or flower gardens purposefully planted and maintained by the property owner or other occupant free of weed hazard or nuisance; real property actively farmed for crop production or maintained as pasture land for livestock grazing purposes; protected wetland areas or other environmentally regulated areas; areas maintained as natural "hazards" on any active and operation golf course; undisturbed woodland otherwise not in violation of this ordinance, where the predominant tree height is four (4) feet or greater; any land under a forest management plan; and any areas separated from buildings, structures, streets, or roadways by trees and/or bushes of sufficient density and maturity to screen such areas from direct views of any grass and weeds beyond.

2) Determinations by County Administrator.

(a) In addition to and notwithstanding the foregoing, mowing or cutting of weeds, grass, or other such vegetation may be required beyond those areas specified in the preceding section in specific instances where the County Administrator shall determine that a particular parcel of real property, or a portion thereof, is serving as a breeding and harboring place for insects, reptiles, rodents, or any other nuisance creatures, or that the uncontrolled area of vegetation presents any other hazard that endangers or may endanger the public health, safety or welfare.

(b) In addition to and notwithstanding the foregoing, the County Administrator may further determine a parcel of real property or portion thereof exempt from the provisions of this ordinance where the County Administrator specifically finds maintenance of the grass, weeds, and/or other vegetation on such property in accordance with the provisions of this ordinance unnecessary or impractical due to extenuating circumstances such

as, but not limited to, topography, accessibility, or the adequacy of buffering for adjacent buildings, structures, streets, or roadways.

3) Notice of Obligation to Cut/Remove; Abatement by County.

(a) In the event that the County Administrator shall determine that any owner of real property coming under the provisions of this ordinance is not maintaining such property in compliance with the foregoing requirements, the County Administrator shall provide written notice of the condition(s) to be remedied to the property owner, describing the conditions on the property to be remedied and notifying the owner of the owner's obligation to cause such grass, weeds, and/or other similar vegetation to be cut or removed from the property within twenty (20) calendar days of such notice.

(b) Should the owner thereafter fail to cause such grass, weeds, or other vegetation to be cut and/or removed from the property within the time specified in the notice, the owner will be deemed to be in violation of this ordinance and the County Administrator may cause such work to be done by agents or employees of the County as may be necessary to abate the offending condition of the subject property. The costs of such abatement shall be billed to the owner of the subject property and the amount of such costs shall, unless paid in full within twenty (20) days of the date of such bill, be certified by the County Administrator to the County Treasurer, to be collected as taxes and levies are collected and all charges not so collected shall constitute a lien against such property.

4) Procedure for Giving Notice.

All notices to comply with the provisions of this ordinance shall be served either by personal service, publication, posting or by certified mail and such procedures shall be deemed the equivalent of personal service. If the owner of any real property subject to this ordinance is not a resident of Pulaski County and does not have an agent in the County upon whom notice can be served, then notice may be sent by certified mail to the last-known address of the nonresident owner. The last-known address of the owner shall be that shown on the current real estate tax assessment books or current real estate tax assessment records. Nonresident owners shall also have twenty (20) calendar days to comply with said directive.

5) Penalties for Violation of Ordinance.

Any owner of real property subject to this ordinance, who has been served with notice as described in the preceding paragraphs and who is thereafter deemed to be in violation of this ordinance, shall, in addition to any costs assessed under Section 3(b), be subject to a civil penalty not to exceed \$50.00 for the first violation. The civil penalty for subsequent violations with respect to the same real property and the same set of operative facts shall

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not exceed \$100.00 per day. Each business day during which a violation is found to have existed shall constitute a separate offense; however, in no event shall a series of violations arising from the same set of operative facts result in civil penalties that exceed a total of \$2,000.00 in a 12-month period.

6) Delegation by County Administrator.

The County Administrator shall have the authority to delegate duties and powers of the County Administrator described in this ordinance to other appropriate agents or departments of the County to assist in the enforcement of this ordinance.

This Ordinance is effective upon adoption and is hereby adopted this 28th day of July 2014, by the duly recorded vote of the Board of Supervisors of Pulaski County, Virginia, as follows:

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

Voting no: Mr. Bopp.

6. Presentations and Citizen Comments

Mr. Sheffey explained that this "Citizen Comments" allowed for comments specifically pertaining to items currently on the agenda.

Genie Zunic expressed concern over the procedures by the Board and County staff as it relates to the County's involvement in the Livability Initiative and also described her understanding of those procedures. Ms. Zunic distributed various documents from the U.S. Department of Housing and Urban Development and the NRV Planning District Commission related to the sustainability initiative. Ms. Zunic expressed concern that the reporting by the NRV Planning District Commission of the poll numbers of community participants in the New River Valley population was not a true picture of the overall numbers representative of the County.

Debbie Ring expressed concern over the overall Livability Initiative suggesting the initiative justifies a socialist agenda, with no reference to costs and further, that rezoning would be used as a way of taking property from citizens. Ms. Ring encouraged the Board to "run" from the initiative.

Mr. Sheffey solicited any remaining comments regarding the Livability Initiative and asked that Kevin Byrd's presentation would be moved from the second "Citizens Comments" to this point in the meeting. Mr. Sheffey also advised that Mr. Byrd had provided a one-page summary as called for in the "Board Procedures Policy", and therefore, would be provided a maximum of 15 minutes to speak.

Mr. Byrd provided an overview of the New River Valley Planning District Commission's accomplishments in Pulaski County, as well as reviewed the following topics: Livability Initiative results, future projects, aging population, "Home Matters"

document, and the Solarize Blacksburg program. Mr. Byrd advised the Home Matters and Solarize Blacksburg documents are on the NRVPC's website. Mr. Byrd advised the information provided to the Board was for informational purposes only and for the Board to use as the Board desires and that no endorsement, adoption or approval was being requested.

Mr. Bopp thanked Mr. Byrd for his presentation and commended the NRVPC staff. Mr. Bopp indicated that constituents had expressed opposition to the Livability Initiative and therefore he would not be in support of the initiative.

Mr. O'Dell thanked the NRVPC staff for their work and advised he shared the same concerns as Mr. Bopp.

Mr. McCready expressed concern over a partner agency involved in gun control and discussed local related issues including the effects on the coal industry, the aging population, and the school age population. Mr. McCready advised he would have difficulty in incorporating anything from the report provided by the NRVPC into any long range plans for Pulaski County.

Mr. O'Dell spoke to concerns over the energy report.

Mr. Sheffey clarified that the report presented by Mr. Byrd was for the Board's information and no action was being requested, but rather allowed for the Board to examine and prepare for the future. Mr. Sheffey requested the NRVPC provide the overall report to the various libraries and local colleges to allow for public review.

Mr. Michael Miller advised he was not aware of the Livability Initiative and had not been able to find information on the County's web site.

Mr. Sheffey advised no additional citizen comments would be received related to the Livability Initiative. Mr. Paul Palente expressed concern that no additional citizens were allowed to speak related to Mr. Byrd's presentation. Mr. Sheffey spoke again to the procedures for citizen comments and advised no additional comments on the Livability Initiative would be allowed as they had been previously solicited.

7. Highway Matters:

David Clarke Resident Engineer for the Virginia Department of Transportation (VDOT) met with the Board regarding the following:

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a. Follow-up from Previous Board meeting:1. Review of Highway Matters Section of Key Activity Timetable (KAT)

Mr. Clarke advised there were several matters that continued to be reviewed by VDOT's traffic engineering department, including a request for painting of lines at Hatcher Road.

2. Update on Intersection of Dunlap Road and Locust Avenue Ext.

Mr. Clarke advised this matter continued to be reviewed by VDOT's traffic engineering department.

3. Heron's Landing Speed Limit Signs

Mr. Clarke advised this matter continued to be reviewed by VDOT's traffic engineering department.

b. Request for Watch for Children Signage Walker Rd.

On a motion by Mr. McCready, seconded by Mr. Bopp and carried, the Board approved Watch for Children signage on Walker Road.

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

Voting no: None.

c. New Local Programs – Primary Extension Improvement Program

Mr. Huber shared notification from VDOT regarding possible options for addressing unpaved projects, which may be of help to the County in addressing unpaved road construction needs. Mr. Clarke advised this was an additional option; however, he did not think Pulaski County had any unpaved roads with over 300 daily travelers. Mr. Clarke offered to have VDOT staff to research the matter and provide additional information at the August 25<sup>th</sup> Board meeting.

d. Relocation of Signs on Pepper's Ferry Bridge

Mr. Sheffey requested VDOT review the sign at the Pepper's Ferry Bridge, noting the new bridge has signs indicating travelers are leaving Montgomery County and entering Pulaski on one end and the signs indicating travelers are entering Montgomery County and leaving Pulaski County are located at both ends of the bridges. Further, it was reported that Randy Miles of the Fairlawn Fire Department had advised the signs on Memorial

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Bridge are located in the middle of the bridges and suggested the signage for the Memorial and Pepper's Ferry bridges should be consistent.

Mr. Clarke advised he was uncertain as to the purpose of the location of the signage; however, any signage was meant to only be for general guidance. Mr. Clarke offered to have VDOT staff to review the matter and provide an update at the August Board meeting.

e. Dallas Freeman Road Potholes

Mr. Clarke advised this matter had been addressed by VDOT.

f. Citizen Comments

Curtis Spurlock described concerns over the high vegetation at 247 Eleventh Street, NW in the Town of Pulaski. Mr. Sheffey advised this area was located in the Town of Pulaski and suggested Mr. Spurlock contact the Town officials.

g. Board of Supervisors Comments

Mr. McCready inquired as to the status of the area on Rt. 100 when coming off of Exit 98, specifically concern regarding the signage. Mr. McCready inquired as to the possibility of VDOT putting up streetlights, or high bay lights, in this area and requested VDOT research costs associated with installation of lights, including cost of construction, electricity and the method for installing signage. Mr. McCready also expressed concern over the lack of signage directing patrons to the Fatz Café and the significant source of revenue to the overall above listed areas. Mr. Clarke offered to have VDOT staff to review the matter and provide an update at the August meeting.

Mr. O'Dell requested brush cutting on Rt. 615, Landrum Road. Mr. Clarke offered to have VDOT review the matter.

Mr. Bopp requested brush cutting on Brookmont and Robinson Tract roads.

Mr. Sheffey inquired as to the status of the overall mowing schedule by VDOT. Mr. Sheffey recalled VDOT staff had previously reported mowing was being done on holidays; however, it did not appear that mowing had been done since the Memorial Day holiday, bypassing the July 4<sup>th</sup> holiday. Mr. Clarke advised VDOT staff planned to discuss the mowing start-up schedule, especially on Hazel Hollow Road.

Mr. Sheffey noted ongoing work on Alexander Road and inquired as to the timeframe for completion. Mr. Clarke advised the work should be completed soon, although he did not have a definitive date.

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Mr. O'Dell inquired if the circle area coming from Dublin to Pulaski, at Clover Leaf, is set up to be paved. Mr. Clarke advised this area was on the paving list.

Mr. Huber thanked VDOT staff for fixing the pothole in front of the high school.

Mr. Huber requested brush cutting on Lyons Road.

Mr. Sheffey expressed appreciation for VDOT's use of the one arm bandit equipment in brush cutting, particularly on Rt. 11.

8. Treasurer's Report

Treasurer Worrell provided an update on the monthly report, as well as an update on the sales tax revenue.

9. Reports from the County Administrator & Staff:

a. Appointments

On a motion by Mr. O'Dell, seconded by Mr. McCreedy and carried, the Board approved the following appointments:

1. Adult Day Care

The Board appointed Charles Bopp to the Adult Day Services and Fall Prevention Center Management Team.

2. Building Appeals Committee

The Board reappointed Tom Douthat, Mike Tiley (Alternate), Jeff Warf and Thomas Holsinger with terms ending June 30, 2018.

3. Community Policy and Management Team

The Board requested staff extend an invitation to Angie Covey and place an update on the August agenda.

4. Local Emergency Planning Committee

The Board appointed Josh Tolbert to the Local Emergency Planning Committee.

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5. New River Valley Community Services Board

The Board reappointed Lynn Chenault to the NRV Community Services Board (NRVCSB) with a term ending June 30, 2017. The Board requested staff extend an invitation to Jim Wallis to consider filling a vacancy on the NRVCSB and place an update on the August agenda.

6. PEP Steering Committee

The Board reappointed Eric Bucey, Dallas Cox, Bill Cunningham, Keith Holt, Doug Warren, and the Pulaski Community Hospital CEO to the PEP Steering Committee.

7. Pulaski County Wireless Integrated Network Authority

The Board reappointed Jim Wallis for term ending July 25, 2017.

8. Social Services Board

The Board reappointed Supervisor Charles Bopp to the Social Services Board for an additional term ending June 30, 2018.

9. Zoning Appeals Board

The Board nominated to Circuit Court the reappointment of Tony Nicolo, Melvin Reece, & Wade Davis (Alternate) to the Zoning Appeals Board.

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

Voting no: None.

b. Four-Year Goals

The Board reviewed the electronic version of the Four-Year Goals spreadsheet.

Mr. Sheffey inquired as to the timeframe for completion of the new Sheriff's offices. Mr. Huber described the difficulties encountered related to the overall HVAC system, wiring issues, and the fire alarm system and advised all efforts were being made to have the facility move-in ready, as soon as possible.

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Mr. Sheffey inquired regarding the status of the Loving Field complex. Mr. Akers advised the facility should be ready for full use in the spring of 2015.

c. Unsafe Structures

Mr. Huber described the Board's previous action to "table" action on the property at 4576 McAdam Crossing Drive to allow the property owner 30 days to secure the property. Mr. Huber advised some work had been accomplished; however, the property had not been secured. Mr. Huber suggested the Board provide the property owner an additional two weeks due to the property being difficult to secure due to the location and condition of the structure.

Mr. Pratt concurred with Mr. Huber's recommendation.

Mr. Huber also shared updated pictures of the property.

By consensus, the Board tabled action on this matter to the August Board meeting.

d. Former Draper School

On a motion by Mr. Pratt, seconded by Mr. Bopp and carried, the Board approved the following action related to the former Draper Elementary School: the demolition of the extra classroom area that was added to the outside gym area and which was damaged during the tornado event in 2012; approved advertising transfer of the property to the IDA; and authorized requesting a Special Use Permit for a proposed use of the property by Lee Spiegel for an aquaponics business/ youth training center.

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

Voting no: None.

e. Draper Mountain Overlook (moved from Items of Consent)

Mr. Huber described the history of the Overlook and advised there had been a recent significant increase in interest by various groups to improve/renovate the site. Mr. Huber also shared a request by Lora Lineberry to the PSA Board for the costs associated with potentially providing water service to the Overlook.

Mr. Huber suggested consideration to the development of a committee to oversee the renovations of the Overlook.

Lora Lineberry described research on landscape telescopes.

## BOARD OF SUPERVISORS MEETING MINUTES OF JULY 28, 2014

Board members discussed funding, use of inmates and County staff in the renovation efforts, and the overall maintenance of the facility.

Mr. McCready requested County staff confirm the Overlook is properly insured by the County.

Mr. Pratt spoke in support of efforts to improving the Overlook.

On a motion by Mr. O'Dell, seconded by Mr. Pratt and carried, the Board approved the Draper Mountain Overlook and Park Area Improvement Plan, as presented, and filed in the BoardDocs electronic version of this meeting agenda.

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

Voting no: None.

10. Items of Consent

On a motion by Mr. McCready, seconded by Mr. Pratt and carried, the Board approved the following Items of Consent:

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

a. Approval of June 2, 16 & 23, 2014 meetings

The Board approved the minutes of the June 2, 16 and 23, 2014 Board meetings as presented.

b. Accounts Payable

The Board approved accounts payable for checks numbered 2039742 through 2040299, subject to audit.

c. Interoffice Transfers and Budget Adjustments

The Board approved the interoffice transfer #1 totaling \$25,812.64 and budget adjustments as follows:

## BOARD OF SUPERVISORS MEETING MINUTES OF JULY 28, 2014

## GENERAL FUND #2015-01

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
100-033010-2039	School Resource Officer	\$ 56,844.00
100-024040-6300	Community Corrections/Pre-Trial Services Grant	1,211.00
100-024040-3000	Victim Witness Grant	3,684.00
100-018990-4410	Sheriff's Office K9 Donation	100.00
100-016030-1000	Asset Forfeiture Attorney	848.08
100-016030-1100	Asset Forfeiture Sheriff	1,266.32
100-016010-0200	Sheriff's Fee Local	54.00
	<b>TOTAL \$</b>	<b>64,007.40</b>
<b>EXPENDITURES:</b>		
100-031200-1139	Sheriff Salaries	\$ 56,844.00
100-033425-5510	Community Corrections Mileage	1,211.00
100-021900-3800	Victim Witness Women's Resource Center	1,509.00
100-021900-5510	Victim Witness Mileage	1,735.00
100-021900-5530	Victim Witness Subsistence & Lodging	440.00
100-032100-6020	Sheriff Dog Supplies	100.00
100-022100-6017	Commonwealth Attorney Asset Forfeiture	848.08
100-031200-6017	Sheriff Asset Forfeiture	1,266.32
100-031200-6001	Sheriff Office Supplies	54.00
	<b>TOTAL \$</b>	<b>64,007.40</b>

## GENERAL FUND #2014-24

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
100-011020-0101	Public Service Corporation Taxes	\$ 123,056.00
100-014010-0200	Town of Pulaski Local Fines	50,830.00
100-014010-0300	Town of Dublin Local Fines	9,720.00
		TOTAL \$ 183,606.00
<b>EXPENDITURES:</b>		
100-011010-3500	Board of Supervisors Printing & Binding	\$ 9,200.00
100-012210-3150	County Attorney Legal Fees	4,230.00
100-012700-3170	Citizens Service Center	10.00
100-021100-1310	Jury Duty Compensation	8,300.00
100-032210-5850	Dublin Fire Dept Other Operating Expenses	9,300.00
100-032220-5312	Fairlawn Volunteer Fire Dept Volunteer Insurance	15.00
100-032210-7001	Regional Jail Payments to Joint Operations	8,800.00
100-032220-7001	Juvenile Detention Home Joint Operations	1.00
100-035100-1147	Animal Control Salaries & Wages	15,500.00
100-035530-8201	VDEM Grant Machinery & Equipment	10,458.00
100-043200-6007	General Properties Repair & Maintenance Supplies	1,420.00
100-053500-1310	Office on Youth Part-Time Salaries	2,800.00
100-053510-3170	VJCCCA Contracted Professional Services	5,700.00
100-071360-4601	Friends of Claytor Lake Central Garage Parts	55.00
100-081400-3600	Zoning Advertising	4,000.00
100-081400-1111	Zoning Board Compensation	1,500.00
100-081400-2834	Zoning Moving Expenses	2,250.00
100-081400-2310	Zoning HRA/HSA	1,155.00
100-081500-5540	Economic Development Travel & Training	2,440.00
100-091400-9301	Contingency Funds	5,008.00
100-092100-5861	Treasurer's Interest Tax Overpayments	304.00
100-092110-5851	Refund Town of Pulaski Local Fines	52,100.00
100-092110-5852	Refund Town of Dublin Local Fines	9,900.00
100-093000-9204	Transfer to Internal Service Fund	945.00
100-093000-9210	Transfer to School Debt Fund	4,200.00
100-093000-9206	Transfer to Capital Improvements Fund	24,015.00
		TOTAL \$ 183,606.00

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## TORNADO RELIEF FUND # 2014-02

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
215-041999-0000	Transfer from Reserves	\$ 898.00
		TOTAL \$ 898.00
<b>EXPENDITURES:</b>		
215-092500-3170	Tornado Relief Professional Services	\$ 1,036.00
215-092503-3150	Tornado UNOS Grant Legal Fees	830.00
215-092504-6007	Tornado UNOS Grant Town of Pulaski Repair & Maint Supplies	(968.00)
		TOTAL \$ 898.00

## CAPITAL IMPROVEMENTS FUND # 2014-05

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
302-041050-0100	Transfer from General Fund	\$ 24,015.00
		TOTAL \$ 24,015.00
<b>EXPENDITURES:</b>		
302-012330-3160	Commissioner of Revenue Reassessment	\$ 23,153.00
302-032200-8112	Draper Firehouse Improvements	782.00
302-043210-8112	County Administration Building Improvements	80.00
		TOTAL \$ 24,015.00

**SCHOOL DEBT SERVICE FUND # 2014-01**

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
405-041050-1000	Transfer from General Fund	\$ 4,166.00
	TOTAL	\$ 4,166.00
<b>EXPENDITURES:</b>		
405-095100-9165	Riverlawn Elementary School	\$ 4,166.00
	TOTAL	\$ 4,166.00

**INTERNAL SERVICE FUND # 2014-03**

Account Number	Account Title	Amount Increase (Decrease)
<b>REVENUES:</b>		
600-041050-1000	Transfer from General Fund	\$ 945.00
	TOTAL	\$ 945.00
<b>EXPENDITURES:</b>		
600-012510-3800	Information Technology Joint Services	\$ 30,000.00
600-012560-3800	Central Garage Joint Services	(29,765.00)
600-012570-3320	Communications Maintenance Service Contracts	710.00
	TOTAL	\$ 945.00

d. Ratification and/or Approval of Contracts, Change Orders & Agreements, Etc.1. School Resource Officer/School Security Officer Grant Program

The Board approved acceptance of the award in the amount of \$56,844.00 in State Special Funds and \$24,970.00 in Local Cash Match for a total award of \$81,814.00.

2. Victim Witness Program

The Board approved acceptance of the award in the amount of \$94,873.00 in Federal Funds and \$31,624.00 in State Special Funds for a total award of \$126,497.00.

## BOARD OF SUPERVISORS MEETING MINUTES OF JULY 28, 2014

e. Personnel Changes

The Board reviewed personnel changes as presented.

f. Amendment to Recognition Policy for Retirees of Pulaski County

The Board approved an amendment to the County's current policy to add a statement to the policy as follows: Cash awards would not be given by the County where the County is providing payroll services to non-County agencies.

g. Sponsorship of July 4<sup>th</sup> Game

The Board approved contributing \$1,000 to the Town of Pulaski toward the cost of the July 4<sup>th</sup> Pulaski Mariners game at Calfee Park.

h. Local Foods, Local Places Initiatives

The Board approved sending of a "Letter of Interest for the Local Foods, Local Places Initiatives" which provides support in providing a broad-based and vibrant local foods initiative.

i. Management of County's Micro Enterprise Loan Program

The Board approved the transfer of loan funds to Beans and Rice for the purpose of continuing the administration of the loan in order to simplify the administration of the program.

j. Establishment of Temporary Assistance Funds

The Board approved the establishment of a temporary assistance fund to provide temporary financial assistance to volunteers injured in the course of helping County residents, with financial support from the time of the accident until receipt of insurance or short-term disability payments.

k. Draper Mountain Overlook

Action on this matter was previously taken under the "Reports from County Administration and Staff" section of this agenda.

## BOARD OF SUPERVISORS MEETING MINUTES OF JULY 28, 2014

11. Citizen Commentsa. Request for Amendment to Noise Control Ordinance

Aaron Boothe and Wanda Williams described a request for an amendment to the County's Noise Control Ordinance to amend all references to the time of operation, with a specific request for a change in the ordinance from 10:00 p.m. to 11:00 p.m., or possibly midnight, specifically on weekends and holidays. Ms. Williams described a recent event on her property at Claytor Lake, which had to be closed down at 10:00 p.m. and resulted in inconvenience to those attending the event.

Board members, Mr. Kirtner and staff discussed the need to review the County's current ordinance to confirm compliance with all state statutes. Mr. Sheffey noted that any amendments to the ordinance would require a public hearing to be held.

Staff was requested to contact the Town of Pulaski, City of Radford, and the City of Blacksburg to request a copy of each locality's Noise Control Ordinance and compare timeframe for events where music/noise/etc. are operated.

Mr. Bopp advised he would propose leaving the ordinance in its current status.

Mr. O'Dell advised he would like to see the ordinance amended to change the time from 10:00 p.m. to midnight.

This matter is to be placed on a future Board agenda for review by the Board.

b. PDC Update and Overview of Final Livability Initiative Reports

The presentation on this matter was provided under "6 - Presentations and Citizen Comments".

James McClanahan referenced a past proposal related to the Rt. 100 lighting and suggested reviewing the proposal for information related to Mr. McCready's previous request for improvements along Rt. 100. Mr. Huber advised the report referenced by Mr. McClanahan included improvements at the intersection on Rt. 100 and Exit 98, to NRCC.

Mr. McCready described the specific area for which lighting would provide improvements which include the area at Exit 98 in front of Shoney's and at the south bound Exit off I-81 in the area of Burger King.

## BOARD OF SUPERVISORS MEETING MINUTES OF JULY 28, 2014

12. Other Matters from Supervisors

Mr. Sheffey inquired as to the status of a presentation by the County's auditor. Mr. Huber advised an invitation could be extended to Robinson, Farmer, Cox to attend an upcoming Board meeting and provide a presentation.

Mr. Sheffey inquired as to the status of the Board's request for review of "handicapped" parking at the Maple Shade facility. Mr. Akers advised parking at the Maple Shade facility was in compliance with the Americans with Disability Act and that additional parking spots had been installed beyond that required by ADA standards. Mr. Akers also reported the parking lot of the County Administration Building had been striped, along with additional handicapped spots and also that the handicapped ramp to the CAB is being reviewed to insure compliance with ADA Standards. Mr. Akers offered to provide pictures of the parking lot improvements via an upcoming weekly update.

Mr. Sheffey described several articles appearing recently in The Patriot and the Roanoke Times which highlighted the various economic development accomplishments in the County.

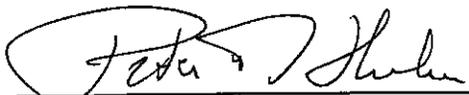
Mr. Sheffey invited the press to attend the Employee/Volunteer Picnic to be held at 4:00 p.m. on Saturday, August 16<sup>th</sup> at Randolph Park, further noting the potential for there to be three or more Board of Supervisor members in attendance.

13. Adjournment

On a motion by Mr. Mr. O'Dell, seconded by Mr. McCreedy and carried, the Board of Supervisors adjourned its regular meeting. The next regular Board of Supervisors meeting is scheduled for Monday, August 25, 2014 beginning with a Closed Session at 5:30 p.m. and the regular meeting at 7:00 p.m. with said meeting to be held in the County Administration Building.

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

Voting no: None.

  
Peter M. Huber, County Administrator

  
Joseph L. Sheffey, Chairman