

## BOARD OF SUPERVISORS MEETING MINUTES OF AUGUST 27, 2007

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, August 27, 2007 at 7:00 p.m. at the County Administration Building, Board Room, 143 Third Street, NW, in the Town of Pulaski, Virginia, the following members were present: Joseph L. Sheffey, Chairman; Frank E. Conner, Vice-Chairman; William E. "Eddie" Hale; Ranny L. Akers; and Dean K. Pratt. Staff members present included: Peter M. Huber, County Administrator; Thomas J. McCarthy, Jr., County Attorney; Robert Hiss, Assistant County Administrator; Gordon Jones, Finance Director; Shawn Utt, Community Development Director; and Gena T. Hanks, Clerk.

### 1. Invocation

The invocation was presented by Reverend Randy Winn of the First Christian Church.

### 2. Presentations - Featured Employees

The Board recognized Jamie Radcliffe of the Sheriff's Department and H. M. Kidd of the Regional Emergency Medical Services, Inc. Mr. Sheffey read a description of the job duties and personal interests of each employee. Supervisors presented Shoney's gift certificates to Mr. Radcliffe and Mr. Kidd.

### 3. Additions to Agenda

School Board Chairman Paul Phillips, Don Stowers and Ron Nichols presented hard hats to the Board of Supervisors for use in visiting the new Riverlawn Elementary School while under construction. Dr. Stowers thanked the Board of Supervisors for funding to allow for the building of the new school and reported everything is on schedule. Dr. Stowers invited Board members to visit the site and noted the address for the new school is "8700 Beth Nelson Drive".

### 4. Public Hearings

- a. The petition by **Barbara S. Albright** to rezone from Residential (R) to Agriculture (A1) located at 3489 Old Baltimore Rd., (Rt. 654), Draper District.

Mr. Sheffey explained the purpose of the public hearing and called on Community Development Director Shawn Utt to provide additional details on the requested rezoning. Mr. Utt provided Board members with a staff report and advised the Planning Commission recommended denial.

Mr. Sheffey opened the public hearing.

Mr. W. J. Worrell spoke in opposition to the rezoning request

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advising that changing the zone would go against the wishes of the individual who set up the original community.

Mr. Kenneth Hancock spoke in opposition to the request advising that the first lots of the subdivision were not restricted and he would like to see the property remain zoned Residential.

Ms. Annette Caldwell spoke in opposition to the request advising that she did not believe the property qualified for rezoning.

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

On a motion by Mr. Pratt, seconded by Mr. Akers and carried, the Board accepted the Planning Commission's recommendation to deny the request.

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

Voting no: none.

- b. The petition by **Shane Hamblin ET AL and Richard Gary Chandler** to rezone from Residential (R1) to Rural Residential (RR), located at 5384 Wilderness Rd., and 5378 Wilderness Rd., (Rt. 611), Draper District.

Mr. Sheffey explained the purpose of the public hearing and called on Community Development Director Shawn Utt to provide additional details on the rezoning request. Mr. Utt provided Board members with a staff report and advised the Planning Commission recommended approval.

Mr. Sheffey opened the public hearing.

Ms. Jennifer Hamblin spoke on behalf of the applicant, Mr. Richard Chandler, and requested the Board approve the request for rezoning.

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

On a motion by Mr. Conner, seconded by Mr. Akers and carried, the Board accepted the Planning Commission's recommendation to approve the request.

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

Voting no: none.

- c. The petition by **A T & T Mobility, LLC** for a Special Use Permit (SUP) to allow construction of 195' communications tower on property owned by **Charles Edward Woodfin ETAL**, located at 5692 Bagging Plant Rd., (Rt. 1030), Ingles District.

Mr. Sheffey explained the purpose of the public hearing and called on Community Development Director Shawn Utt to provide additional details on the requested Special Use Permit. Mr. Utt provided Board members with a staff report and advised the Planning Commission recommended approval.

Mr. Michael Pace, Attorney for AT&T, spoke in favor of the request. Mr. Pace advised the applicants would like to table the matter until following the September Board of Zoning Appeals meeting, at which time the Board of Zoning Appeals would provide an interpretation of the request. Mr. Huber advised tabling the matter would allow for further opportunity for all parties to provide comments regarding the request.

Mr. Will Dibling of Gentry, Lock, Rakes and Moore advised the applicant would like to fully respond to the concerns of the residents, as well as have an opportunity to meet with neighboring property owners to discuss the matter further. Mr. Dibling requested the matter be tabled for one month.

Mr. James Booth, son-in-law to the applicant Mr. Bob Thomas, spoke on behalf of Mr. Thomas, and requested the Board vote in favor of the request.

Mr. Sheffey suggested the two parties meet to discuss the matter further.

There being no further comments, the hearing was closed.

On a motion by Mr. Akers, seconded by Mr. Hale and carried, the Board tabled action on this matter to its October Board of Supervisors meeting to allow for review by the Board of Zoning Appeals (BZA). Further, county staff was directed to re-advertise the hearing for the Board of Supervisors' October meeting, should the BZA's interpretation of the ordinance be favorable to the Applicant (AT&T).

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

Voting no: none.

Mr. Richard Palmer presented copies of photographs of the property surrounding the proposed construction site.

- d. Prohibition of through traffic for **Tractor Trailer Trucks** crossing either Little or Big Walker Mountains on **Robinson Tract Road** (Route 738) between Cox Hollow Road (Route 641) and Mout Zion Road (Route 670) in Bland County.

Mr. Huber explained the proposed change was as a result of dangerous conditions encountered by tractor trailer trucks traveling the road.

Mr. Sheffey opened the public hearing.

Mr. Huber advised a recommendation to prohibit through traffic for tractor trailer trucks crossing either Little or Big Walker Mountains on Robinson Tract Road (Route 738) between Cox Hollow Road (Route 641) and Mout Zion Road (Route 670) in Bland County was recommended.

Mr. Sheffey inquired as to what action would be taken should tractor trailer trucks travel the route. Sheriff Davis advised individuals would receive a citation for the violation.

Mr. Conner asked if the prohibition applied to farm equipment to which Mr. Clarke responded it would depend on the length of the vehicle.

There being no further comments, the hearing was closed.

On a motion by Mr. Hale, seconded by Mr. Akers and carried, the Board approved working with VDOT to restrict tractor-trailer traffic on Route 738 for vehicles longer than 35 feet from Cox Hollow to the Bland County line and that sufficient signage be deployed to notify vehicles of restriction where turning is possible with alternate routing to be via I-77 and I-81 for long distance truckers or Route 42, Route 100 and Route 738 for local transports.

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

Voting no: none.

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- e. An ordinance to declare condemnation on permanent utility easements as well as temporary construction easements to certain properties located in the Orchard Hills & Rolling Hills Subdivisions of Pulaski County pursuant to Virginia Code 25.1-200 et.seq.

Mr. McCarthy advised condemnation statutes require a public hearing be held before any declaration of condemnation can be authorized.

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

On a motion by Mr. Hale, seconded by Mr. Akers and carried, the Board authorized county staff and the county attorney to take all acts necessary to see the project through to provide sewer service to the residents of the Orchard Hills, Vista and Rolling Hills subdivisions.

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

Voting no: none.

- f. A Verizon Petition seeking a determination from the SCC that retail telephone services are competitive and for the deregulating and detariffing of the same.

Mr. Hiss provided a report on a recent meeting of the Pulaski County Telecommunications Committee. He reported that in January 2007, Verizon petitioned the state to deregulate its services on the premise of increased competition (both of wireless and wireline industries) and outdated State restrictions on Verizon's business practices (i.e. filing 30 days in advance of introducing new products and services and operating with a mandated price floor). He further reported that Verizon has lost 30% of its wireline business in the past six years due to competition and changes within the communication industry. Verizon would still be regulated by the state franchise, still be the carrier of last resort, and will raise rates by no more than \$1 per year over the next three years. A study indicated that 87% of homes in the New River Valley (NRV) have five competitive services available and that Verizon has 40% of the NRV wireline business.

Mr. Hiss advised the Telecommunications Committee recommended that the Board of Supervisors support the deregulation petition, but still ask the state to consider the ramifications of deregulation on remote, rural areas.

Mr. Sheffey opened the public hearing.

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Mr. James Griffith of Verizon provided a detailed summary of the request by Verizon. Mr. Griffith advised the petition would allow Verizon to compete on the same basis as its competitors.

Supervisor Akers advised he supports the recommendation of the Telecommunications Committee.

Mr. Sheffey asked if the Virginia Association of Counties (VACo) Telecommunications Committee had a recommendation. Supervisor Akers advised the VACO Telecommunications Committee supported the petition by Verizon.

There being no further comments, the hearing was closed.

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board authorized the support of the deregulation petition by Verizon, as recommended by the Telecommunications Committee with a request that consideration be given to the ramifications of deregulation on remote, rural areas.

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

Voting no: none.

### 5. Citizen Comments

Ms. Sue Ellen King expressed concerns over the existing bus stop at the corner of Bertha and Commerce streets due to the bus stop being located in front of a known sex offenders house. The Board of Supervisors referred Ms. King to the next School Board meeting to be held on Tuesday, August 28 at 4:30 p.m.

Mr. Robert Strenz expressed concerns over visibility issues existing off the exit ramp from I-81 north on to Route 99. Mr. Clarke advised he would review the matter and provide an update at a future meeting.

### 6. Highway Matters:

Mr. David Clarke, VDOT Resident Engineer, met with the Board and discussed the following matters:

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

The Board reviewed the highway matters portion of the Key Activity Timetable.

Mr. Akers inquired as to the date for completion of the installation of guardrail in the Mountain View area. Mr. Clarke advised installation should occur soon.

Mr. Akers inquired regarding the status of the signage from Radford into Pulaski County. Mr. Utt advised steps had been initiated through John Jones of VDOT, including submittal of the application.

2. Giles Avenue Speed Study

Mr. Clarke advised the study was underway and he expected to have a report at an upcoming Board meeting.

3. Stone Ridge Subdivision

Staff presented a resolution to allow for acceptance of the roads within Stone Ridge Subdivision to be taken into the secondary road system for maintenance.

On a motion by Mr. Akers, seconded by Mr. Conner and carried, the Board adopted the following resolution:

The Board of Supervisors of Pulaski County, in regular meeting on the 27<sup>th</sup> day of August 2007, adopted the following:

RESOLUTION

**WHEREAS**, the street(s) described below is shown on plats recorded in the Clerk's Office of the Circuit Court of Pulaski County, and

**WHEREAS**, the representative for the Virginia Department of Transportation has advised this Board the street(s) meet the requirements established by the Virginia Department of Transportation's Subdivision Street Requirements, and

**NOW, THEREFORE, BE IT RESOLVED**, this Board requests the Virginia Department of Transportation to add the

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street(s) described below to the secondary system of state highways, pursuant to 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, after receiving a copy of this resolution and all outstanding fees and documents required of the developer, whichever occurs last in time.

**Project/ Subdivision**

**Stone Ridge Drive Extension Route 766 Subdivision:**

**Type of Change: Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

**Reason for Change: New subdivision street**

Pursuant to Code of Virginia Statute: §33.1-229

**Route Number and/ or Street Name**

**Stone Ridge Drive, State Route Number 1170**

Description: **From:**Route 11 Lee Highway

**To:** cul-de-sac

A distance of: 0.45 miles.

Right of Way Record: Filed on 11/04/2003 in the Pulaski County Courthouse, with a width of 50 feet.

Recordation Reference: Cabinet 2 Slide 5 Pages 4-6

**Graystone Drive, State Route Number 1171**

Description: **From:**Route 1170 Stone Ridge Drive

**To:** cul-de-sac

A distance of: 0.16 miles.

Right of Way Record: Filed on 11/04/2003 in the Pulaski County Courthouse, with a width of 50 feet.

Recordation Reference: Cabinet 2 Slide 5 Pages 4-6

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Resident Administrator for the Virginia Department of Transportation.

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

Voting no: none.



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b. Route 606, Parrott Mountain Road

Mr. Sheffey reported concerns by a resident over a curve where the Parrott Church of God is located (past Post Office) and requested school bus stop signage be erected. Mr. Clarke advised the School Board would need to request VDOT erect the signage with a specific location.

c. Citizen Comments

Mr. Clarke advised VDOT would review concerns by Mr. Strenz over the design of the existing ramp off of I-81 onto Route 99.

Ms. Jean Anderson advised of brush in front of signs and trees hanging over roads throughout the county.

Mr. Paul Phillips reminded VDOT of hazardous conditions on Route 693 between Lowman's Ferry and Cecil's Chapel roads due to being heavily traveled by buses and farm equipment.

Mr. Strenz inquired if the town and/or county have any plans to provide lighting along Route 99 into the Town of Pulaski. Mr. Huber advised the matter had been discussed with the town; however, VDOT had not been approached, assuming the locality would have to incur the costs. Mr. Clarke advised VDOT would determine if the costs for lighting would be borne by VDOT or the locality.

Mr. Charles Bopp expressed concern about tractor trailers not being aware of the restrictions until after traveling onto Route 738. Mr. Bopp requested adequate signage be posted to alert truckers.

d. Board of Supervisors Concerns

Mr. Hale expressed concern over the general disrepair of Brookmont Road from the Town of Pulaski to Robinson Tract Road.

Mr. Conner thanked VDOT for the new Pulaski County High School entrance and inquired as to plans for signage. Mr. Clarke advised lanes will be marked, with signage pending. Mr. Clarke advised VDOT's work is complete.

Mr. Akers expressed concern over brush on many of the roads in the county; falling trees on Lead Mines Road and throughout the Ingles District; mowing needed; guardrail falling down on Max Creek; and water washing onto road and not the culvert on Lowman's Ferry. Mr.

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Akers suggested using the old guardrail which is being removed from 181 for areas in the county needing guardrail.

Mr. Akers advised of a desire to see the county take over the mowing on the Pulaski County side of the Memorial Bridge due to existing weeds and trees. Mr. Huber advised this area had recently been added to the county's list to mow.

Mr. Akers advised of Dallas Freeman Road having a washboard effect.

Mr. Pratt advised of a concern by a citizen whose driveway is located at the end of Route 735, off of Route 99 (before 84 Lumber), specifically noting this area was state maintained at one time; however, the citizen has been told it is no longer state maintained. Mr. Pratt relayed that the citizen advises the culvert has collapsed and water is running off of state road onto his driveway. Mr. Clarke advised VDOT will not maintain the road, if off of state right-of-way. Mr. Clarke agreed to review the matter and provide an update a future meeting.

Mr. Pratt expressed appreciation to VDOT for work on Clark's Ferry Road, but noted concern that when the road is paved it is not straight and residents are requesting the current 55 mph speed limit be reduced to 25 mph. Mr. Pratt noted receipt of a petition making such a request. Mr. Clarke advised a speed study can be done at the request of the Board after the road is paved, but VDOT cannot do a preliminary speed study until paved. Mr. Pratt advised the residents also requested guardrail installation.

Mr. Sheffey advised of the need for brush cutting throughout the county. Mr. Sheffey discussed the recent announcement of a 5% reduction in state funding and inquired of Mr. Clarke as to how this would affect VDOT. Mr. Clarke advised that he did know how VDOT would be affected by the reduction in state funding. Further, Mr. Clarke advised VDOT would be looking at the overall priorities once the budget is received.

Mr. Sheffey inquired regarding the timetable for the repairs to the Pepper's Ferry Bridge. Mr. Clarke advised the repairs are on schedule for 2009-2010.

### 7. Treasurer's Report

Treasurer Rose Marie Tickle presented the monthly report to the Board of Supervisors.

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Mr. Sheffey recognized Treasurer Tickle for her work with the recent Dublin High School reunion. Ms. Tickle advised over 1,350 people attended the reunion and over \$15,000 had been raised to date towards the new picnic shelter at Randolph Park with donations expected to continue.

### 8. Reports from the County Administrator & Staff:

#### a. Key Activity Timetable (KAT)

Board members reviewed the Key Activity Timetable in detail.

Mr. Hale inquired about discussions to be held regarding the status of the Maple Shade building. Mr. Huber advised the matter would be discussed in Closed Session.

Mr. Akers advised the new shelter at Randolph Park was progressing. Mr. Huber advised the roof will be placed once the contractor receives the materials. Mr. Huber suggested consideration to the sealing of the concrete on the old shelters, as well as the new shelter to reduce staining.

#### b. Report on Animal Shelter Staffing

Mr. Hiss provided an update to the Board on recent meetings of the Animal Shelter Committee, including the development of a mission statement. He advised progress had been made on a number of issues including the cleanliness of the shelter. He provided a written report, a copy of which is filed with the records of this meeting, which included a report on staffing of comparable facilities. Base on this report, the hiring of two part-time cleaning persons to service the needs of this facility is recommended. This recommendation is based on the continued use of inmate labor and the need for animal control officers to be out in the community responding to calls, as well as enforcing the purchase of dog licenses.

Mr. Sheffey commended the overall joint efforts in developing a mission statement. He confirmed plans would be to continue to use inmate labor, with the custodians to supervise those inmates, which would provide additional time for the shelter manager. Further, the shelter manager would supervise the proposed custodial staff.

Mr. Laura Walters, President of the Pulaski County Humane Society, spoke in favor of the hiring of two additional part-time custodians for the Animal Shelter and urged the Board to approve the recommendation from county staff. Ms. Walters also provided an update on the needs of the Animal Shelter and provided an update on

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the deterioration of the cleaning, the quality of care for the animals and the present symptoms of Parvo, noting the pups had been quarantined by Rescue Wagon

On a motion by Mr. Akers, seconded by Mr. Hale and carried, the Board approved the hiring of two new part-time cleaning positions at the Animal Shelter.

Voting yes: Mr. Hale, Mr. Sheffey, Mr. Akers.

Voting no: Mr. Conner, Mr. Pratt.

Mr. Akers suggested supervisory capabilities be included in the job descriptions for the two new cleaning positions at the animal shelter.

b. Appointments

Action on appointments was deferred to Closed Session.

9. Items of Consent:

On a motion by Mr. Conner, seconded by Mr. Pratt and carried, the Board approved the following "Items of Consent", except for item "h - Acceptable Use of the Computers, Networks, Internet, Electronic Communications Systems, and Information Policy".

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

Voting no: none.

a. Approval of Minutes of July 23, 30, August 13 & 15, 2007 Meetings

The Board approved the minutes of the July 23, 30, August 13 and 15, 2007 Board meetings, as presented.

b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 29692 through 30050, subject to audit.

c. Interoffice Transfers

The Board approved Interoffice Transfer # 2 totaling \$59,058.85, as well as the following monthly appropriations:

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<b>GENERAL FUND #2</b>	
Revenues:	
018030-1300 – Refunds/Overpayments	\$19.97
019010-5700 – Court Services Recoveries	100.00
019020-4000 – Hazardous Material Response Recoveries	1,893.00
41999-0000 – Use of fund balance	17,535.75
<b>TOTAL</b>	<b>\$19,548.72</b>
Expenditures:	
031200-5210 – Sheriff-Postal Services	\$19.97
033300-5890 – Court Services-Incentives/Youth Offenders Grant	100.00
033300-5890 – Court Services-Incentives/Youth Offenders Grant (Carry-over)	2,775.03
073100-5699 – Library-RIF Expenses (Carry-over)	1,657.64
073100-5699 – Library-Wal-Mart Grant (Carry-over)	163.03
073100-5699 – Library-Moms/Pops Grant (Carry-over)	1,365.79
073100-5699 – Library-Books and Subscriptions (Carry-over)	1,574.26
035500-8101 – Emergency Services-Furniture and Equipment	1,893.00
081500-5699 – Economic Development-Other Community Activities Support (C-O)	10,000.00
<b>TOTAL</b>	<b>\$19,548.72</b>
<b>GENERAL FUND #1 &amp; 2</b>	
Revenues:	
016120-1100 – Substitute Teacher	\$2,529.23
018030-2000 – Joint Services Reimbursement	54,904.00
033020-1900 – Flow Thru-Title VI-B	8,971.66
033020-4300 – 21 <sup>st</sup> Century Learning	(3,769.51)
033010-1500 – School Improvements	(1,978.21)
033010-1900 – Title IIA	(1,079.16)
033020-0200 – Title I	(5,135.92)
<b>TOTAL</b>	<b>\$54,442.09</b>
Expenditures:	
061100-1121-200-200-979 – Instructional-Teacher Salaries	\$8,971.66
061100-1121-212-100-954 – Instructional-Teacher Salaries	(3,769.51)
061100-6013-202-100-945 – Instructional-Supplies	(1,978.21)
061100-1121-200-100-950 – Instructional-Teacher Salaries	(1,079.16)
061100-1121-200-100-989 – Instructional-Teacher Salaries	(5,135.92)
063200-5305-900 – Pupil Transportation-Vehicle Insurance	1,048.00
0642005420-900 – Operations and Maint-Rent for new admin offices	20,000.00
062120-5308-900 – Administration-Student Liability Insurance	5,000.00
062120-3320-900 – Administration-Maint. Service Contracts	15,000.00
064200-5110-900 – Operations Maint. Electricity	16,385.23
<b>TOTAL</b>	<b>\$54,422.09</b>

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<b>SCHOOL FUND #1</b>	
Revenues:	
015010-0200 – Interest on Investments	\$6,1888.48
<b>TOTAL</b>	<b>\$61,888.48</b>
Expenditures:	
066500-8265 – Fairlawn Elementary School	\$61,888.48
<b>TOTAL</b>	<b>\$61,888.48</b>
<b>INTER-FUND TRANSFER #1</b>	
Revenues:	
3-302-041050-1000 – CIP Fund-TRANSFER FROM GENERAL FUND	\$282,500.00
3-100-041999-0000 –Use of fund balance	282,500.00
<b>TOTAL</b>	<b>\$565,000.00</b>
Expenditures:	
4-100-093000-9206 – General Fund-Transfer to CIP fund	\$282,500.00
4-302-066200-8125 – CIP fund-PCHS Entrance	282,500.00
<b>TOTAL</b>	<b>\$565,000.00</b>
<b>INTER-DEPARTMENT TRANSFER #1</b>	
Revenues:	
<b>TOTAL</b>	<b>-0-</b>
Expenditures:	
091400-9301 – Contingency	\$ (4,617.69)
021200-8101 – General District Court- Machinery and Equip.	299.00
042600-1339 – Clean Community Council-Part-time Salaries	(10,735.00)
042600-2100 – Clean Community Council-FICA	(821.00)
035500-8103 – Emergency Services-Communications Equipment	4,318.69
071360-1382 – Friends of Claytor Lake-Part-time Salaries	10,735.00
071360-2100 – Friends of Claytor Lake-FICA	821.00
<b>TOTAL</b>	<b>-0-</b>

d. Ratification of Contracts, Change Orders & Agreements

1. Acceptance of Rural Development Grant for New Emergency Services Vehicles

As reported in the Board packet, the county received notification from Rural Development of award of \$21,000 for the purchase of an emergency response vehicle, as well as a listing of conditions to be met.

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The Board approved acceptance of these funds, as is the use of these funds to purchase a new Emergency Management vehicle.

2. Change Order for Installation of Emergency Power Systems for the Pulaski County Sheriff's Office

As reported in the Board packet, approval is requested of a change order in the amount of \$760 to retest the generator following a failure for it to run under load due to the natural gas line being too small.

The Board approved said change order.

3. Performance Contract between NRV Community Services and the State Department of Mental Health, Mental Retardation and Substance Abuse Services

As reported in the Board packet, approval of the Performance Contract between NRV Community Services and the State Department of Mental Health, Mental Retardation and Substance Abuse Services is recommended, subject to the county attorney's review and approval. Also noted and included in the Board packet was a letter of opposition received from Mr. Edgar Howard.

The Board approved said contract as noted above.

4. Fairlawn Fire Department Change Order

As reported in the Board packet, approval is requested of a change order in the amount of \$3,000 to pave around the rescue building as well as the road behind the building.

The Board approved said change order.

5. Highway Safety Grant

As reported in the Board packet, ratification of a \$10,950 grant from the Virginia Department of Motor Vehicles is recommended, with said grant to be used for field sobriety checks, training, an additional radar unit, breathalyzer test units and an in-car camera.

The Board approved the grant for \$10,950 as noted above.

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e. Personnel Changes

The Board reviewed recent personnel changes as prepared by Ms. Spence.

f. Solicitation of Proposal for Codification of Ordinances

The Board approved solicitation of proposals for the codification of various ordinances passed by the Board of Supervisors. This approved is based on the need to have ready access to all ordinances pertaining to Pulaski County.

g. Resolution Repealing the Merchant's Capital Tax Effective January 1, 2008

The Board approved scheduling of a public hearing at the September Board meeting to repeal the Merchant's Capital tax effective January 1, 2008 and approved specifying that the repeal in no way affects the liability for merchants capital tax for 2007 and years preceding, including any penalties and interest for delinquent taxes.

h. Acceptable Use of the Computers, Networks, Internet, Electronic Communications Systems, and Information Policy

There was no action taken on this matter. Staff was directed to place this matter on a future agenda.

i. Sponsorship of Network on the Green Golf Tournament

The Board approved sponsorship in the amount of \$500 for the Chamber of Commerce "Network on the Green" Golf Tournament scheduled for Friday, September 21, 8:00 a.m. at the Pulaski Country Club.

j. Deer Management Plan

As presented in the Board packet, Board members were provided with a memo from Nelson Lafon of the Virginia Department of Game and Inland Fisheries regarding the 2006-2015 Deer Management Plan. Based on the receipt of complaints from area residents, staff recommends that the Board go on record as requesting the Department of Game and Inland Fisheries take steps necessary to reduce the deer population in Pulaski County.



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The Board approved requesting the Department of Game and Inland Fisheries take steps necessary to reduce the deer population in Pulaski County.

k. Proclamation for Recovery Month

The Board approved the following proclamation declaring September as National Alcohol and Drug Addiction Recovery Month:

**NATIONAL ALCOHOL & DRUG ADDICTION RECOVERY MONTH  
September, 2007**

WHEREAS, 22.2 million people in the United States have faced a substance use disorder in the past year, and all deserve to experience the many benefits of recovery; and

WHEREAS, treatment reduces reported job problems, including incomplete work and absenteeism, by an average of 75 percent; and

WHEREAS, treatment is cost effective, with some measurements showing a benefit-to-cost ratio of up to 7:1, with substance use disorder treatment costing \$1,583 per person on average and having a monetary benefit to society of nearly \$11,487 for each person treated; and

WHEREAS, we must recognize the financial savings associated with treatment services, and ensure that such services are readily available to those who need assistance; and

WHEREAS, cost and insurance barriers present obstacles to those who need access to treatment facilities and want to re-establish their place in the community; and

WHEREAS, it is critical that we educate our community members and local businesses that substance use disorders are a treatable, yet serious health care problem, and by taking steps to address it, as well as provide support for the families and children of those with these disorders, we can save both lives and dollars; and

WHEREAS, to help achieve this goal, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy, and the New River Community Services Board invite all residents of Pulaski County, Virginia to participate in National Alcohol and Drug Addiction Recovery Month in September, 2007; and

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NOW, THEREFORE, the Pulaski County Board of Supervisors,, by virtue of the authority vested by the laws of Pulaski County, Virginia, do hereby proclaim the month of September 2007 as National Alcohol and Drug Addiction Recovery Month in Pulaski County and call upon the people of Pulaski County to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme, "Join the Voices for Recovery: Saving Lives, Saving Dollars."

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of August, 2007, and of the Independence of the United States of America the two hundred and thirty-second.

I. Proposed Disc Golf at Randolph Park

As reported in the Board packet, Anthony Akers has been approached by the New River Frisbee Disc Golf League about the possibility of developing an 18 hoop course at Randolph Park. Staff advised disc golf could be an excellent usage of two of the large areas at the park near each of the two detention ponds as well as part of the woods. It was reported that Anthony Akers has received several emails and calls from volunteers offering assistance in the design and fundraising for installation of the "baskets" and course maps. Estimates show that installing an eighteen "basket" course will cost around \$10,000. Mr. Akers is investigating the feasibility of this request and has found that the sport is growing across the country and is user friendly for all ages.

The Board approved spending up to \$5,000 as a match for private funding of an 18-basket course, with the specific use of these funds used to install a 9-basket course in the fall of 2007 to determine usage and interest through the fall and winter, with plans for the installation of a full course in the spring of 2008, if interest continues.

m. Shared Local Match to ARC and EDA Funding of Economic Adjustment Strategy and Nanotechnology Park Grants

The Board approved the expenditure and subsequent appropriation of \$126,250, of which \$10,000 has previously been agreed to by Board, based on an equal match from the Town of Pulaski, the use of these funds to address sewer discharge issues and the shared administration of the grant by town and county staff.

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10. Citizen Comments

Ms. Jean Anderson recalled the Humane Society had initially agreed to do all of cleaning associated with the animal shelter and noted her displeasure over the Board's decision to approve two new part-time cleaning positions.

Mr. James McClanahan requested clarification on item "9I". Mr. Akers provided Mr. McClanahan with an explanation on disc golf.

11. Other Matters from Supervisors

Mr. Akers advised he had received several comments from other elected officials complimenting the Board of Supervisors for working together.

Mr. Sheffey recognized new Southwest Times reporter Jena Hardy.

Mr. Sheffey commended county staff for arranging the recent county picnics. Mr. Sheffey also recognized the spouses of those county and PSA employees who worked at the picnics.

Mr. Sheffey recognized Peter Huber for his outstanding service to the county and expressed appreciation on behalf of the Board for the many hours given to his position.

12. Closed Session - 2.2-3711.A.1.3.5.7

A closed meeting 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.

It was moved Mr. Pratt, seconded by Mr. Akers and carried, that the Board of Supervisors enter Closed Session for discussion of the following:

Property Disposition or Acquisition – Pursuant to Virginia Code Section 2.2-3711(A)3 discussion for consideration of the disposition or acquisition of publicly held property regarding:

- Maple Shade Building
- Virginia's First Authority
- Heron's Landing Easements

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:

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- Appointments

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

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

It was moved by Mr. Conner, seconded by Mr. Akers and carried, that the Board return to regular session.

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

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the Board of Supervisors adopt 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

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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. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers,  
Mr. Pratt.

Voting no: none.

▪ Personnel

1. Indoor Wellness Committee

The Board approved requesting Mike Goff, Pete Crawford, Bill Hickam, Cindy Kolb and Debbie Lineweaver consider serving on the Indoor Wellness Committee.

2. Agency on Aging

The reappointed Elaine Powell for a one year term ending September 30, 2008 with Robert Hiss appointed as an alternate to Mr. Powell.

3. Board of Zoning Appeals

The Board recommended Charles Ward for reappointment by the courts when Mr. Ward's term expires September 15, 2007.

13. Adjournment

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board of Supervisors adjourned its regular meeting to reconvene at a special meeting scheduled for Wednesday, September 12, 2007 at 6:30 p.m. for the purpose of conducting a joint meeting with the Pulaski County School Board at Pulaski Elementary School in the Town of Pulaski.

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

Voting no: none.

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Joseph L. Sheffey, Chairman

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Peter M. Huber, County Administrator