

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, April 22, 1991 at 7:00 p.m. in the Board of Supervisors meeting room of the County Administration Building, 143 Third Street, N. W. in the Town of Pulaski the following members were present: Mason A. Vaughan, Sr., Chairman; Jerry D. White, Vice-Chairman; Bruce L. Fariss; Joseph L. Sheffey; and V. E. Vaughn.

1. Invocation

The invocation was given by Reverend C. R. Conner of the Pulaski Pentecostal Holiness Church.

2. Public Hearings

a. School Board Vacancies

The Chairman convened a public hearing on the nomination of citizens for consideration for appointment to the vacancies of the Pulaski County School Board that will occur July 1, 1991, with appointments to be made to the Cloyd District and Draper District positions. The following citizens made nominations:

1. Current Draper District School Board member Dr. Nathaniel Tuck advised he would not stand for reappointment and nominated Mr. Marvin Foushee for the Draper District position.
2. Mr. Therman Hendrix nominated Mrs. Mattie Payne Holmes to the Draper District position.
3. Ms. Jackie Freeman nominated Ms. Jean Blankenship to the Draper District position.
4. Ms. Martha K. Sayers nominated Ms. Anita Marshall to the Draper District position.
5. Ms. Sally G. Beahm nominated Mr. Lewis T. Pratt to the Draper District position.
6. Current Cloyd District School Board member Paul Shelor advised he would not stand for reappointment and nominated Mr. Dale Flory for the Cloyd District position.
7. Reverend Lyle Morton nominated Mrs. Carolyn Brown for the Cloyd District position.
8. Ms. Martha Hylton nominated Mr. Bunchy Compton for the Cloyd District position.
9. Dr. Joyce Simpkins, Northwood Elementary School Principal and a resident of the City of Radford, endorsed the nomination of both Ms. Carolyn Brown for the Cloyd District position and Ms. Jean L. Blankenship for the Draper District position.
10. Mr. Colbern Linkous commented.

There being no further comment, the hearing was closed. The public was advised that the Board has scheduled a decision on the School Board appointments for the regular May Supervisors meeting, scheduled for Monday, June 3rd.

b. Hiley Dickerson/Southgate Villa Rezoning, R1, Residential to CM1, Commercial

The Chairman opened a public hearing on the proposed rezoning. No comment was heard. The County Administrator advised that the rezoning request was recommended

for approval by the County Planning Commission.

It was moved by Mr. Vaughn, seconded by Mr. Sheffey and carried, that the request from Mr. Hiley Dickerson for rezoning of the Southgate Villa property, tax map parcel number 065-6BKA 5&6, be approved for rezoning from Residential, R1, to Commercial, CM1.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

c. Community Development Block Grant Community Projects

The Chairman opened a public hearing on the block grant projects and potential applications. Assistant County Administrator Huber advised of the past history of the county in receiving this grant assistance, including: \$700,000 for the Magnox industry retention; \$700,000 for the Volvo GM expansion access road; and approximately \$500,000 for the Town of Dublin water and sewer utility improvements. He invited comments on proposed projects. No public comment was heard. The hearing was closed.

d. FY 92 Secondary Road Construction

Virginia Department of Transportation Resident Engineer J. D. Brugh met with the Board and reviewed the current priority list from the six year plan for secondary road construction. Mr. Brugh indicated that due to declining state revenues for secondary road construction, it was anticipated that less than \$900,000 would be available in FY 92 for secondary construction projects in the county. He also indicated that this amount would be only enough funds to cover the remaining cost on projects currently under construction.

The following comments and requests were made at the hearing:

1. Mr. Owen Morgan inquired of the status of Route 625. Mr. Brugh advised that Route 625 is currently seventh on the priority list, but that construction has not started and it is not likely funds will be available in FY 92.
2. Mr. Al Smith noted serious safety problems due to the closeness of fencing and inadequate width and alignment on Rt. 625.
3. Mr. T. K. Adams, Mr. Billy Duncan, Mr. Charlie Linkous, and Mr. Eugene Montgomery also requested construction of Rt. 625 as soon as possible.
4. Supervisor Sheffey confirmed that Route 625 would have been included on the plan for construction this year, except for the unanticipated reduction in state revenues.
5. Supervisor White commented on the declining trend in secondary road construction funds, even before the current severe revenue shortfall experienced by the state government.

There being no further comments, the hearing was closed.

3. Highway Matters

Virginia Department of Transportation Resident Engineer J. D. Brugh also met with the Board on the following matters:

a. Route 114 Access from Riverbend Apartments

Mr. Brugh advised that the west bound lane will be improved to achieve better visibility.

b. Thaxton Road Drainage

Mr. Brugh indicated that the Department would ditch, where possible, given limited residential entrance pipeways, and that attention would be given to drainage along the Route 649 steep hill and Route 673 between Tenth Street and Thaxton Road.

c. Rural Addition Request Off Route 672

This request from Ms. Patricia O'Dell will be referred to the summer of 1991 road viewing, but the staff is requested to determine the exact location of the proposed road and whether this matter has been previously reviewed.

d. Route 607 (Old Portion) Spring Drainage Problem

Mr. Brugh indicated the Department of Transportation would work to resolve the problem.

e. Route 752, Low Water Bridge

Mr. Brugh indicated the Department will clear debris off the bridge. He also suggested a relocation onto the old railroad right-of-way as a future project. The Department is getting access to the right-of-way from the Virginia Department of Conservation and Historic Resources, through the New River Trail State Park. He indicated construction costs to resolve the project would be approximately \$30,000.

f. Route 693 Drainage in Allisonia Bottom

Mr. Brugh indicated there was a limited fall along this drainage line due to the topography of the area, but that the Department would attempt to make any improvements reasonably possible.

g. Route 651 and Route 658 Hazard

Mr. Brugh indicated that the Department would fill in a hole left at the intersections of Route 651 and Route 658 during the recent construction upgrading Route 651.

h. Other Matters

Mr. Brugh suggested the Draper Mountain Wayside and the Clebourne Waysides will be proposed for discontinuance as an economy measure by the Department. The Supervisors requested the staff to review what action might be taken towards maintaining or closing the waysides as a county project. The County Administrator indicated the AT&T Pioneers are considering Draper Mountain as an improvement project. Supervisor White requested a copy of the property description on the Draper Mountain Wayside, which is available from the County Administrator's Office.

RE: FY 92 Secondary Road Budget Priority List

It was moved by Mr. Vaughn, seconded by Dr. Fariss and carried, that the following resolution be adopted:

WHEREAS, the Board of Supervisors of Pulaski County, in cooperation with representatives of the Virginia Department of Transportation has selected from the approved Six Year Plan for Pulaski County a priority listing of improvements of State Secondary high system in Pulaski County for which funds are to be budgeted in fiscal year 1991-92; and

WHEREAS, a duly advertised public hearing was conducted at the County Administration Building in Pulaski, Virginia at 7:00 p.m. on April 22, 1991 for purposes of informing interested citizens of the proposed priority listing and for

soliciting public input into the planning process in accordance with the requirements of Section 33.1-70.01 of the Code of Virginia of 1950, as amended; and

WHEREAS, this Board has given due consideration to such input and other factors pertaining to improvement of the state secondary highway system in Pulaski County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Pulaski County hereby approves the aforementioned Six Year Plan for improvement of the State Secondary highway system in Pulaski County for fiscal year 1991-92.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. White, Mr. Sheffey.

Voting no: none.

4. Citizen Comments

Comments were made by Mr. Colbern Linkous.

Ms. Becky Gunn, accompanied by Mr. Lloyd Mathews, appeared on behalf of the Wilderness Road Regional Museum of the New River Historical Society and requested continued funding at the current level for the museum, as well as explained the benefits of the museum to the county.

Ms. Carolyn Brown spoke on her own behalf as a nominee for the Cloyd District position on the School Board.

Mr. John Akers of Bates Subdivision inquired about 911 emergency communications signage. Mr. Akers was advised that signage would be completed county-wide this summer. He also inquired about regulations on BB guns. He was advised that the Virginia Department of Game and Inland Fisheries, under state law, prohibits hunting with BB guns. He was also advised that hunting of songbirds, except for English Sparrows and Starlings, is prohibited under state law. The County Administrator was requested to refer concerns of Mr. Akers regarding shooting songbirds and also vandalizing property in neighborhood to both the Sheriff's Department and the Department of Game and Inland Fisheries warden. The County Administrator was also requested to determine if signs can be voluntarily erected indicating areas are bird sanctuaries, as provided by state law.

Mr. Don Skeen commended the comprehensive high school and school system.

Mr. Richard Phillips endorsed the name change of Route 690 from Arehart Road to Shelburne Road.

Mr. Harold Louthan appeared on behalf of JLJ Corporation and requested assistance with construction of a waterline and elevated water tank for the proposed golf course development on the former Allison or Painter Farm west of Route 11 and north of Interstate 81. Mr. Louthan was accompanied by Mr. Robert James, a partner in the proposed development.

5. Treasurer's Report

Treasurer Rose Marie Tickle met with the Board and presented her monthly report. She also indicated the status of motor vehicle license sales was as expected.

6. NRV Community Services Board Presentation

Mr. Lynn Chenault, Executive Director, presented an update on mental retardation services. He also requested the supervisors and the County Administrator respond to a questionnaire included in the information submitted regarding interest in observing mental retardation assistance facilities operated by the Community Services Board. Mr. Chenault also commended the contribution made by Pulaski County appointees to the Community Services Board, Mr. Jim Wallis, Ms. Karen Clymer and Reverend David

Shumate.

7. Reports from the County Administrator and Staff

a. Budget Follow-up

No action was taken.

b. Courthouse Renovation/Relocation Cost Comparison

It was moved by Mr. White, seconded by Mr. Sheffey and carried, that the staff and the Courthouses Committee be authorized to proceed with plans for renovation of the court and related facilities at the present courthouse site, that the Town of Pulaski be asked to assist with providing adequate parking in the downtown Pulaski area to serve the courthouse patrons, and that financing for the courthouse improvements through a bond issue be placed on the November 1991 general election ballot.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

It was moved by Dr. Fariss and failed on the following roll call vote that the previous motion be tabled.

Voting yes: Dr. Fariss.
Voting no: Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.

c. Road Name Changes

Emergency Services Coordinator Stan Crigger advised the Board of information received from the public regarding requested road name changes.

It was moved by Mr. White, seconded by Mr. Vaughn and carried, that Route 690, be named Shelburne Road rather than Arehart Road.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

Route 642, Manns Drive, will remain named Manns Drive, since a request to change the name to Fort Hill Drive has been withdrawn.

Supervisor Sheffey requested the staff determine whether a marker could be placed either by the county or a historical interest group marking or otherwise calling attention to the fort previously located in the area, which marking was requested by Mr. Phillips, a resident of the area.

Staff was requested to work with residents of Route 800 to propose a name for that route.

It was moved by Mr. White, seconded by Mr. Sheffey and carried, that Route 670 be named Miller-Owens Road rather than Morris Road.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

It was moved by Mr. White, seconded by Mr. Sheffey and carried, that Route 662 be name Lyons Road, with a separate sign provided directing the public to the location of the Ruritan National Office.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

It was moved by Mr. White, seconded by Mr. Vaughn and carried, that Route 778 be named Dallas-Freeman Road.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.

Voting no: none.

d. Proposed Public Golf Course Waterline Extension

It was moved by Mr. Vaughn, seconded by Mr. Sheffey and carried, that the county offer assistance in an amount not to exceed \$40,000 for the installation of approximately 2,000 feet of waterline by the Public Service Authority from the current end of the PSA water main to the property line of the proposed development, with such assistance contingent on confirmed construction of the golf course in a manner that would realize an additional assessed value on the property for real estate taxation of no less than \$1 million, and that documentation be received indicating that the minimum estimated taxable retail sales at the proposed business would exceed \$500,000 per year; with a further condition that no action be taken on behalf of the county or the Public Service Authority for construction of the waterline extension until the golf course development was substantially underway and completion could be predicted and guaranteed.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.

Voting no: none.

8. Citizen Comments

Comments were made by Mr. Don Pratt, Mr. Harry Dehaven, Ms. Zola Lancaster, and Mr. Colbern Linkous.

9. Items of Consent

The following items of consent were dealt with as a separate action:

RE: Agreement for Magnox Fill Material at Cloyd's Mountain Landfill

It was moved by Dr. Fariss and carried on the following roll call vote, that the Chairman and County Administrator be authorized to execute an agreement, as prepared by the County Attorney, with Magnox Corporation for deposit of industrial fill material at the Cloyd's Mountain landfill, but that no additional fill material be accepted until additional information can be received.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. White, Mr. Sheffey.

Voting no: none.

Supervisor Fariss suggested additional information include an analysis of the impact of the sludge material being in contact with leachate from the landfill, as well as the provision of a more detailed chemical analysis of the material.

It was moved by Mr. White, seconded by Dr. Fariss and carried, that the following items of consent be approved:

- a. Minutes of March 25 and April 8, 1991;
- b. Accounts Payable as presented on checks numbered 34589 through 34824;
- c. Transfers as presented and filed with the records of this meeting and the Director of Management Services and appropriations as follows:

GENERAL FUND

Resolution Number 17
REVENUES

2404-19	Jurors Reimbursement	\$ 5,820.00
2301-01	Salaries & benefits - Comm. Attorney	25,418.00

TOTAL		\$31,238.00
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EXPENDITURES

1101-3002	Board of Supervisors - Prof. Services	\$ 4,000.00
2101-1007	Circuit Court - Jurors	5,820.00
2201-1001	Comm. Att. - Salaries - per state	25,418.00
9104-5804	Revenue Refunds	1,244.00

TOTAL		\$36,482.00
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CAPITAL IMPROVEMENTS FUND

Resolution Number 11

EXPENDITURES

9112-1003	Clerk's Office Indexing - Salaries	\$ 4,000.00
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SCHOOL FUND

Resolution Number 18

REVENUES

1803-1300	Hartford Insurance Refund	\$10,683.00
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EXPENDITURES

6219 2727-07	Refund from Harford Fire Ins.	\$10,683.00
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- d. EDA Grant for Industrial Site or Building Improvements - The proposed grant application presented by the Assistant County Administrator for improvements in the Corporate Center was approved.
- e. PSA/PCSA Consolidation Study - The County Attorney has previously advised the Supervisor requesting information on this matter that the most practical approach was to consider dual appointments when future appointments to these bodies are made.
- f. Landfill Area and Groundwater Protections - This matter was deferred to the May meeting pending information and recommendations being received from the New River Resource Authority.
- g. Request for Establishing a Bird Sanctuary - The Supervisors requested additional information be gathered on this matter, specifically on voluntary posting of bird sanctuary signs.
- h. Relocation of Draper Voting Precinct - The County Attorney was authorized to include in the redistricting submission a note that the Draper Voting Precinct Polling Place would be relocated to the new fire station building as soon as that building is completed.
- i. Magnox Industrial Revenue Bond - \$4 Million Expansion - Approval was given and the following resolution was adopted:

WHEREAS, the Industrial Development Authority of Pulaski County ("Authority"), has considered the application of Magnox Pulaski Incorporated ("Company") requesting the issuance of the Authority's revenue bonds in an amount not to exceed \$2,500,000 ("Bonds") to assist in the financing of the Company's renovation, expansion and equipping of an existing magnetic iron oxides manufacturing facility ("Project") located at 720 Commerce Street, in the Town of Pulaski, Virginia, has adopted a resolution of inducement thereon on August 7, 1990 ("Inducement Resolution") and has held a public hearing thereon on August 24, 1990;

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), provides that the governmental unit having jurisdiction over the issuer of private activity bonds and over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds;

WHEREAS, the Authority issues its bonds on behalf of the County of Pulaski, Virginia ("County"); the Project is located in the County and the Board of Supervisors of the County of Pulaski, Virginia ("Board") constitutes the highest elected governmental unit of the County;

WHEREAS, the Board adopted a resolution on August 27, 1990, approving the issuance of the Bonds;

WHEREAS, the Authority adopted a resolution on April 16, 1991, ratifying, reaffirming and readopting its Inducement Resolution ("Ratifying Resolution") except that the amount of bonds authorized has increased to \$4,000,000; and

WHEREAS, a copy of the Authority's Ratifying Resolution, a certificate of the public hearing and a Fiscal Impact Statement have been filed with the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF PULASKI, VIRGINIA:

1. The Board approves the issuance of the Bonds by the Authority for the benefit of the Company, as required by Section 147(f) of the Code and Section 15.1-1378.1 of the Code of Virginia of 1950, as amended ("Virginia Code") to permit the Authority to assist in the financing of the Project.

2. The approval of the issuance of the Bonds does not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Project or the Company.

3. Pursuant to the limitations contained in Temporary Income Tax Regulations Section 5f.103-2(f) (1), this resolution shall remain in effect for a period of one year from the date of its adoption.

4. This resolution shall take effect immediately upon the its adoption.

Adopted by the Board of Supervisors of the County of Pulaski, Virginia this 22nd day of April, 1991.

j. Personnel Changes - Recent personnel changes were reported to the Board.

k. Computer Assisted Instruction Bond Resolution and Offering Statement - Approval was given to the following resolutions, as well as for the County Administrator to approve the final version of any offering statements related to this bond issue:

l. David Dobyns Zoning Clarification Mixed Use - The recommendation of the Planning Commission was accepted to approve the request from Mr. David Dobyns on behalf of his wife Mrs. Susan Flanagan Dobyns and Mr. Frank R. Flanagan, Jr. for a zoning clarification on property zoned east of the Town of Dublin as follows:

1. tax map parcel number 37-1-3 is to be clarified as zoned R3, Residential; and
2. tax map parcel number 37-1-4 is to be clarified as zoned as R3, Residential, except for that portion of the parcel parallel to Route 11 and largely fronting on Rt. 11 should be clarified to a depth of 400 feet from Route 11 as being zoned CM-1, Commercial.

All is as generally indicated on a plan numbered L-6304 prepared by Draper Aden Associates, Consulting Engineers of Blacksburg, Virginia, filed with the records of this meeting.

- m. Deer and Bear Damage Stamp - Staff was authorized to draft an ordinance for further review by the Supervisors on this matter, as well as survey adjacent counties for use of this deer and bear damage stamp.
- n. Agreement for Magnox Fill Material at Cloyd's Mountain Landfill - This matter was handled as a separate item.
- o. Appointments - Mr. William Lindsey was reappointed to the New River Highlands Resource Conservation Council for a term expiring May 1, 1992. Mr. Curtis Graham was reappointed as an alternate to Mr. Lindsey to the New River Highlands Resource Conservation Council for a term expiring May 1, 1992.
- p. Clerk's Office Indexing, Supplemental Appropriation - The County Administrator was requested to gather additional information regarding the impact should this work not be performed at extra cost, but rather be performed during normal office hours.
- q. Resolution of Appreciation, Ellen Kidd - The following resolution was adopted:

WHEREAS, Ellen Kidd served as a volunteer for the Pulaski County Office on Youth's Clothing Closet since 1985; and

WHEREAS, Ellen Kidd has given countless hours as a child advocate through her participation as an Advisory Board member and Coordinator for the Clothing Closet; now, therefore

BE IT RESOLVED, that the Pulaski County Board of Supervisors does commend and express its appreciation for the volunteer service of Ellen Kidd to the county and its youth; and

BE IT RESOLVED, that the text of this resolution be spread on the minutes of the Board of Supervisors in testimony of its appreciation to the services provided by Ellen Kidd.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

10. Executive Session - 2.1-344(A)

No executive session was held.

11. Adjournment

It was moved by Mr. White, seconded by Mr. Vaughn and carried, that the meeting be adjourned to reconvene at 7:00 p.m. on Monday, April 29, 1991 in the Second Floor Conference Room of the County Administration Building, 143 Third Street, N. W. in the Town of Pulaski.

Voting yes: Dr. Fariss, Mr. Vaughn, Mr. Vaughan, Mr. Sheffey, Mr. White.
Voting no: none.

Mason A. Vaughan, Sr.
Chairman

ATTEST:

Joseph N. Morgan
Clerk