

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, June 24, 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 Supervisor White.

2. Public Hearings

a. Courthouse Maintenance Fee

The chairman opened a public hearing on consideration of adoption of an ordinance to provide for assessment for courthouse or jail construction, renovation or maintenance as part of fees incident to criminal or traffic cases.

No public comment was made. The chairman closed the hearing.

It was moved by Mr. Sheffey, seconded by Mr. White and carried, that the following courthouse maintenance fee ordinance be adopted:

BE IT ORDAINED by the Board of Supervisors of Pulaski County, Virginia, pursuant of Section 14.1-133.2 of the 1950 Code of Virginia, as amended, that there is hereby assessed as part of the fees taxed as costs in each criminal or traffic case, when a defendant is charged with a violation of any statute or ordinance, in a District or Circuit Court in Pulaski County, Virginia, the sum of TWO DOLLARS (\$2.00) which shall be collected by the Clerk of the Court in which the action is filed, and remitted to the Treasurer of Pulaski County, and held by the Treasurer subject to disbursement by the Board of Supervisors of Pulaski County, for the construction, renovation, or maintenance of courthouse or jail and court-related facilities and to defray increases in the costs of heating, cooling, electricity and ordinary maintenance of the above named facilities. This assessment shall be in addition to any other fees prescribed by law.

This Ordinance shall become effective immediately upon passage.

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

Voting no: Dr. Fariss.

b. Street Vacation, Oak View Subdivision

The chairman opened a public hearing for consideration of an application received from Mr. James F. Cox, Mr. Lloyd Ray Davis and Mr. Vernon C. Martin to vacate a portion of the Woodson Drive right-of-way between lots 67, 67D, 68A.

No public comment was made. The chairman closed the hearing.

It was moved by Mr. White, seconded by Mr. Vaughn and carried, that the application of Mr. James F. Cox, Mr. Lloyd Ray Davis and Mr. Vernon C. Martin to vacate a portion of the Woodson Drive right-of-way between lots 67, 67D, 68A as shown on the subdivision plat for Oak View Subdivision and recorded in the Clerk's Office of Pulaski County in Plat Book 7, page 167 be approved. Further, the Board authorized the text of this resolution being recorded in the Pulaski County Circuit Court Clerk's Office.

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

Voting no: none.

c. Werner Rezoning

The chairman opened a public hearing on a request from Ms. Doris L. Werner for rezoning of parcel 67 of tax map 68, section 1, from R1 to R2 Residential. This property is located on State Route 690 approximately one-half mile from the intersection of Sate Route 605 in the Ingles District of Pulaski County.

No public comment was made. The chairman closed the hearing.

It was moved by Dr. Fariss, seconded by Mr. White and carried, that the application of Ms. Doris L. Werner for rezoning of parcel 67 of tax map 68, section 1, from R1 to R2 Residential be approved. Said property is located on State Route 690 approximately one-half mile from the intersection of Sate Route 605 in the Ingles District of Pulaski County.

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

### 3. Highway Matters

Virginia Department of Transportation Assistant Resident Engineer John Thompson met with the Board and discussed the following highway matters:

#### a. FY 92 Secondary Road Construction Fund Budgeting

Mr. Thompson indicated previous approval by the Board of the secondary road construction fund budget is sufficient and a copy of the approved budget will be sent once it is received.

#### b. Six Year Construction Plan Update

Mr. Thompson indicated the Department of Transportation is cutting the current priority listing over several years to six years. The Department of Transportation is to create a draft of the plan with a September public hearing to be held.

It was moved by Dr. Fariss, seconded by Mr. Vaughn and carried, that three secondary construction plans be developed including:

1. a plan by the Department of Transportation for six years only;
2. a plan to be prepared by county staff on projects exceeding six year funding;
3. a plan to combine both for all requested projects.

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

#### c. Request to Add Route 686 to Six Year Plan

The county administrator advised a request had been received from Mr. Jim Hager of Mack Creek Community for improvements to Route 686. Mr. Thompson advised this project is at the end of the current plan. Mr. Hager is to be advised of the status of this project.

#### d. Road Viewing

The county administrator and resident engineer were requested to provide an update of pending rural additions and report the status at the July Board meeting with scheduling of viewing to be added to the July agenda.

#### e. VDOT Allocation Formula

The Board was advised of public meetings to be held regarding the funding

formula currently used in the allocation of funds between various systems of highways in the state. The Chairman and county administrator were requested to attend the Salem meeting to be held July 24th.

f. Route 651 Resolution

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

WHEREAS, Secondary Route 651 from the intersection of Route 658, to 0.91 mi. E. of Route 658 as shown on plans for project 0651-077-p71,M501, a distance of 0.91 miles, has been constructed and approved by the Commonwealth Transportation Board; and

WHEREAS, certain other resultant changes in the location of secondary Route 651 have taken place in conjunction with the aforementioned project, which changes in location serve the same citizens as the road so altered;

NOW, THEREFORE, BE IT RESOLVED, that section 3, a distance of 0.03 mi., Section 4, a distance of 0.02 mi. and Section 6, a distance of 0.03 mi. shown in red on a sketch entitled "Changes in the secondary system due to relocation and construction on Route 651, project 0651-077-p71,M501: be and hereby is added to the secondary system of Highways, pursuant to Section 33.1-229 of the Code of Virginia of 1950, as amended;

AND FURTHER, that Section 5, a distance of 0.02 mi. shown in brown on the aforementioned sketch be and hereby is added to the secondary system of Highways, as a renumbered route, pursuant to Section 33.1-229 of the Code of Virginia of 1950, as amended;

AND FURTHER, that Section 1, a distance of 0.05 mi., Section 2, a distance of 0.02mi., shown in yellow on the aforementioned sketch be and hereby is discontinued from maintenance as a public highway pursuant to Section 33.1-150 of the Code of Virginia of 1950, as amended.

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

g. Other Matters

Supervisor White requested safety signage at a hazardous hill past the church on Tabernacle Road (Route 743). The Department of Transportation agreed to review this matter.

Jack Snell requested additional paving on Route 1062, Highland Park Subdivision. The Department of Transportation will respond to Mr. Snell.

Supervisor Vaughn requested the "Howery Road" sign near the Newbern Cemetery be corrected. The sign is currently spelled "Mowery".

4. Citizen Comments

Mr. Dale Boyd presented a petition of residents of Route 776 requesting the road be renamed from "Estes Way" to "Riverview Drive". Staff was authorized to remove the "Estes Way" sign and notify the United States Postal Service.

Comments were heard from Mr. Colbern Linkous.

5. Treasurer's Report

Treasurer Rose Marie Tickle presented a monthly report. Mrs. Tickle also reported the first half real estate collections are at 89% of assessment.

6. Virginia Association of Counties Update

Mr. Jim Campbell, Executive Director of the Virginia Association of Counties, met with the Board and reported on the activities of the Association. Mr. Campbell reported Mr. Flip Hicks has been employed full time as VACO attorney.

7. Reports from the County Administrator and Staff

a. Regional Jail Study

The county administrator reported the assistant county administrator had attended several meetings on the jail needs assessment. The Board designated Chairman Vaughan and Sheriff Dobbins to represent Pulaski County in the jail needs assessment study, with a county staff member serving as an alternate for the Supervisors and attending the meetings. Further, Supervisor Fariss requested details of current county jail cost and mandates for new jail facilities.

b. NRRRA Landfill Area Protection Policy

The county administrator reported a fourth draft of the policy is under review and the committee drafting the policy is to present a final draft to the New River Resource Authority in July.

c. Claytor Lake Tour Date

The Board requested a date for a Tuesday or Thursday in late August or early September be presented at the July Board meeting.

8. Citizen Comments

Comments were heard from Mr. Norman Clark of Allisonia.

9. Items of Consent

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

- a. Minutes of June 3, 1991;
- b. Accounts payable as presented on checks numbered 35165 through 35438;
- 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 #21

EXPENDITURES

1302 Registrar	
Acct. #5501	\$ 340.00
Acct. #5504	676.00
TOTAL	\$1,016.00

General Fund Resolution #22

REVENUES

161507	Library - RIF Program	\$ 300.00
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EXPENDITURES

7301-5604	Library - RIF Program	\$ 300.00
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- d. FY 92 Appropriations Resolution as follows:

A RESOLUTION APPROPRIATING FUNDS FOR  
ESTABLISHING GENERAL FISCAL POLICY FOR  
THE PERIOD OF JULY 1, 1991 THROUGH JUNE 30, 1992

WHEREAS, the Pulaski County Board of Supervisors has adopted a budget for the fiscal year ending June 30, 1992; and

WHEREAS, the Board of Supervisors has established tax rates and set a levy sufficient to meet the expenditure requirements of the budget;

THEREFORE BE IT RESOLVED that the Board of Supervisors make the following monetary appropriations for July 1, 1991 through June 30, 1992.

GENERAL FUND:

A total sum of \$18,377,210 is hereby appropriated. Said funds are to be expended as follows:

Board of Supervisors	\$ 144,500
County Administrator	139,208
Assistant/Development	73,658
County Attorney	45,000
Operations	95,285
Independent Auditor	25,000
Commissioner of Revenue	234,816
Treasurer	258,051
Management Services	71,076
Electoral Board and Officials	17,000
Registrar	51,598
Circuit Court	43,616
General District Court	13,150
Magistrates	2,169
Clerk of Circuit Court	87,184
Law Library	6,000
Commonwealth Attorney	241,002
Sheriff	2,019,644
Contribution NRV Police	7,206
E911 System	47,000
Forest Fire Protection	5,901
Town of Pulaski Fire Protection	15,000
Western Virginia EMS System	3,701
Draper Vol. Fire Dept.	19,339
Dublin Fire Department	20,939
Fairlawn Vol. Fire Dept.	23,450
Hiwassee Vol. Fire Dept.	19,339
Newbern Vol. Fire Dept.	21,339
Snowville Vol. Fire Dept.	19,339
Twin Comm. Vol. Fire Dept.	19,339
N.R.V. Emergency Rescue Squad	34,212
Pulaski County Life Saving Crew	44,800
County Jail	292,680
Court Services	7,936
NRV Juvenile Detention Home	50,153
Building Department	76,219
Animal Control	84,486
Medical Examiners	1,500
Emergency Services	48,029
General Engineering	90,077
Multi-Flora Rose Control	5,000
Landfill/Cloyd's Mountain	399,266
Ingles Mountain Landfill	0

Clean Community Council	6,504
New River Resource Authority	0
General Properties	315,393
N.R.V. Airport	19,546
Health Department	255,118
N.R. Community Services Board	70,870
State and Local Hospitalization	21,854
Area Agency on Aging	8,972
Institutional Care of Poor	300
Pulaski County Office on Youth	53,560
Retired Senior Program	6,946
Housing Assistance Program	36,843
New River Community Action	45,000
Literacy Vol. of America	1,500
New River Community College	13,349
Recreation/County and Towns	140,000
Fine Arts Center for the NRV	12,000
Historical Preservation	5,000
Library	277,506
Economic Development	42,783
Contribution NRV Planning District	11,503
Pulaski Co. Chamber of Commerce	7,000
Industrial Park Maintenance	16,200
Soil Conservation	3,500
New River-Highlands Conservation	300
VPI&SU Extension Office	53,106
Transfer to School Fund	6,975,260
Transfer to VPA Fund	483,000
Transfer to Pepper's Ferry Bond Fund	0
Transfer to Capital Outlay Fund	4,570,090
<b>TOTAL GENERAL FUND</b>	<b>\$18,377,210</b>

#### INTERNAL SERVICE FUND

Central Garage	\$ 413,112
Communications/Copy Center	11,768
Data Processing Center	126,254
Transfer to Capital Outlay Fund	0
<b>TOTAL INTERNAL SERVICE FUND</b>	<b>\$ 551,134</b>

#### CAPITAL IMPROVEMENTS FUND

Peppers Ferry Expansion	423,136
Capital Outlay	3,961,769
Capital Lease Obligation	306,185
<b>TOTAL CAPITAL IMPROVEMENTS FUND</b>	<b>\$ 4,691,090</b>

Power of line item transfers of funds within the above appropriations is hereby invested in the County Administrator. Power of interfunctional transfer is reserved by the Board of Supervisors. The Board further requires all expenditures to be in compliance with purchasing laws of Virginia and any subsequent purchasing regulations adopted by the Board of Supervisors.

#### SCHOOL FUND:

A total of \$24,420,554 is hereby appropriated for educational purposes. These funds are to be expended as follows:

Administration	\$ 431,052
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Instruction	18,347,523
Attendance and Health Services	373,719
Transportation	1,073,689
Operational Costs	2,264,867
School Busses	138,000
School Food Services	1,300,759
Debt Service	490,945
<b>TOTAL SCHOOL FUND</b>	<b>\$24,420,554</b>

Power of interfunctional or categorical transfer shall rest with the Board of Supervisors.

All purchases and expenditures shall be in accordance with the laws of Virginia.

**VIRGINIA PUBLIC ASSISTANCE FUND:**

(Social Services)	
Joint Administration	\$ 381,403
Eligibility Services	691,749
Direct Social Services	329,140
Adult Home Based	39,818
Food Stamp Employment and Training	33,244
Employment Service Administration	0
Purchase of Services	610,547
POS Day Care	130,064
POS Foster Care	72,556
POS FSET	4,889
POS Jobs	52,578
Employment Services-Purchased	0
Women's Resource Center	15,000
Social Service Administration Local Only	7,680
JOBS	26,706
POS Prevention Foster Care	7,498
Other Public Assistance Fuel & Wel.	33,867
Independent Living Program	2,600
<b>TOTAL VIRGINIA PUBLIC ASSISTANCE FUND</b>	<b>\$ 2,439,339</b>

All purchases of the Board of Social Services shall be in compliance with laws of Virginia and any subsequent purchasing regulations adopted by the Board of Supervisors.

The Board of Social Services shall authorize transfers of funds within categories of assistance, purchased services, and administration. Transfers between categories of assistance, purchased services, and/or administration is reserved by the Board of Supervisors.

<b>TOTAL APPROPRIATIONS ALL FUNDS</b>	<b>\$50,479,327</b>
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e. Employee Benefits Consultant

The county administrator was authorized to develop a detailed request for proposals for an employee benefits consultant with the Supervisors to be given an opportunity to review the proposal before it is issued.

f. Magnox Sludge Land Application Agreement

This matter was deferred to the July Board meeting.

g. Criminal Justice Academy Emergency Heating Repair

Authorization was given for the county administrator to expend funds in an amount not to exceed \$3,532.98 as the county's share of the \$29,863.68 expense anticipated to provide heating in the building rented by the Academy from the county school system at the former Gresham School in New River, except that no funds should be expended until the Academy certifies that the work has been installed and is acceptable. Also, the county's share of the improvements should be recalculated from the current estimate to reflect the actual cost once the work is completed. Further, the county's participation is contingent on certification that all other jurisdictions involved have agreed to contribute to the cost.

h. Acceptance of Award of Library Funds

The Board accepted funds in the amount of \$51,260 under the federal Library Services and Construction Act program for fiscal year 1991-92.

i. Claytor Lake Tour Date

This matter was previously discussed under "Reports from the County Administrator."

j. Disturbing Peace/Noise/Assembly Ordinance

The county attorney was requested to draft an ordinance for review by the Board at a subsequent meeting.

k. Appointments

The Board nominated Mr. Melvin Reece for reappointment to the Board of Zoning Appeals. The county attorney was authorized to notify the Circuit Court of nomination.

The Board appointed Mr. Peter M. Huber as Deputy Director of Emergency Services.

l. Personnel Changes

Personnel changes were reported as noted in a memorandum from the Director of Management Services and filed with the records of this meeting.

m. Courthouse Area Parking Lot Purchase Options

This matter was deferred to executive session.

n. Bailey Subdivision Petition for Pellet Gun Prohibition

Comments were heard from Mr. John Akers and Mr. Andrew Zirkman advising of problems experienced with use of BB guns.

The county administrator was requested to obtain bird sanctuary and use of air rifles prohibition ordinances from the City of Radford, Town of Pulaski and surrounding counties for review by the county attorney. The county attorney was requested to make a recommendation at the July Board meeting on adopting a bird sanctuary and related fire arms use ordinance.

o. McMillan Zoning Clarification

The county administrator advised the Planning Commission wished to indicate to the Board of Supervisors there is no need for further clarification of the zoning of this property, which is zoned R1.

p. Board Photo

Staff was authorized to make arrangements for a official board photo to be made at the July 22nd meeting.

q. Resolution of Appreciation for NRCC President, Dr. Floyd Hogue

The following resolution was adopted:

WHEREAS, Dr. Floyd M. Hogue has served as New River Community College President since November 1, 1988; and

WHEREAS, under the leadership of Dr. Floyd M. Hogue, New River Community College has had five consecutive semesters of record growth in student enrollment, recently topping the 4,000-student mark; and

WHEREAS, under the leadership of Dr. Floyd M. Hogue, New River Community College has won regional and national recognition in a number of areas including economic development, literacy outreach, humanities education and by obtaining various competitive grants; and

WHEREAS, Dr. Floyd M. Hogue has served as a member of the New River Valley Economic Development Alliance and Chairman of the Alliance Personnel Committee; and

WHEREAS, Dr. Floyd M. Hogue frequently hosted industrial prospects, making available the full facilities at New River Community College; and

WHEREAS, Dr. Floyd M. Hogue was a member of the Board of Directors of the Pulaski County Chamber of Commerce and introduced "Western Beef Barbecue" to Pulaski County through the Chamber fund-raising efforts;

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors does hereby commend and express its sincere appreciation for the service of Dr. Floyd M. Hogue to the county and its citizens; and

BE IT FURTHER RESOLVED, that the text of this resolution be spread on the minutes of the Board of Supervisors the 24th day of June, 1991 in testimony of its appreciation for the service provided by Dr. Floyd M. Hogue.

r. Fireworks Permit Request from Nancy Pugh

The Board approved a request from Ms. Pugh for issuance of a fireworks permit for a display to be held July 3 and 6, 1991, August 31, 1991, and September 1, 1991 with the understanding fireworks display will be limited to the shore of Claytor Lake on property of Mrs. Pugh in the Claytor Lake Cabinland Subdivision. It is further understood the county will not be held liable for any damages or accidents resulting from this fireworks display.

s. R and R2 Residential Zoning Request for Southern Portion of County

Approval was given for a request from Ms. Ruth Lancaster for designation of tax map parcel number 76-1-76A from R1 residential to R3 residential. Approval was also given on a request from Dr. Tom Wilkenson for tax map parcel number 76-4-2 and 3c being designated R, residential, rather than the current R1, residential. These clarifications are a follow-up from action following previous public hearings on county-wide zoning.

Supervisor Fariss requested an update on availability of state funding for boat ramps.

Supervisor Fariss inquired about the long term status of the Recreation Commission. A report is to be scheduled at the next joint town council/supervisors meeting.

Supervisor Fariss requested an update on the status of admissions tax authorizing legislation.

Supervisor Fariss requested the conflict of interest status be clarified for the chairman of Courthouses Committee on potential parking lot ownership. The county attorney was requested to coordinate obtaining an opinion from the commonwealth's attorney and attorney general as necessary.

Supervisor Fariss inquired on the purpose of NRRA landfill contract operation procurement.

Supervisor Fariss inquired of the status of Cloyd's Mountain landfill closure cost estimates.

Supervisor Fariss requested staff install location directional signage for the county administration building public parking.

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

Voting no: none.

#### 10. Executive Session - 2.1-344(A)

It was moved by Mr. Vaughn, seconded by Mr. Sheffey and carried, that the Board enter executive session pursuant to Section 2.1-344(A) of the 1950 Code of Virginia, as amended, for the discussion of personnel matters, legal matters, land acquisition and/or disposition, and prospective industry.

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

Voting no: none.

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

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

Voting no: none.

It was moved by Mr. White, seconded by Dr. Fariss and carried, that the Board adopt the following resolution certifying conformance with the Virginia Freedom of Information Act:

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such executive meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Pulaski County, Virginia, hereby certifies that, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors.

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

Voting no: none.

RE:: Courthouse Area Parking Lot Purchase Options

It was moved by Mr. White, seconded by Mr. Sheffey and carried, that the Board approve the options with a price not to exceed \$50,000 per site. The county administrator was authorized to solicit Town of Pulaski participation in developing a parking lot this summer.

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

Voting no: none.

#### 11. Adjournment

It was moved by Dr. Fariss, seconded by Mr. Vaughn and carried, that the meeting be adjourned. The next regular scheduled meeting of the Pulaski County Board of Supervisors will be held on Monday, July 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.

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

Voting no: none.

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Mason A. Vaughan, Sr.  
Chairman

ATTEST:

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Joseph N. Morgan  
Clerk