

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, December 20, 1993, at 7:00 p.m. at the Pulaski County Administration Building, 143 Third Street, N. W. in the Town of Pulaski, Virginia, the following members were present: Jerry D. White, Chairman; Joseph L. Sheffey, Vice-Chairman; Ira S. "Pete" Crawford; and Mason A. Vaughan, Sr. Supervisor Bruce L. Fariss was unable to attend the meeting.

1. Invocation

The invocation was delivered by County Administrator Joseph N. Morgan.

2. Additions to Agenda

Additions to the agenda were noted.

3. Public Hearings:

- a. Amendment to the ordinance levying a tax on purchase of local telephone service to pay for an E-911 emergency telephone system

The Chairman opened the public hearing on this matter. No comments were heard; therefore, the public hearing was closed.

It was moved by Mr. Crawford, seconded by Mr. Vaughan and carried, that the Board of Supervisors adopt the following ordinance repealing the county tax for E-911 within the Town of Pulaski effective April 1, 1994:

WHEREAS, "An Ordinance Levying a Tax on Purchase of Local Telephone Service to Pay for an E-911 Emergency Telephone System" was adopted on March 23, 1987, by the Pulaski County Board of Supervisors; and

WHEREAS, the E-911 emergency telephone system and tax has been implemented under said ordinance by the County of Pulaski; and

WHEREAS, the E-911 system that has been installed, implements a split service area between the Town of Pulaski and the remainder of Pulaski County; and

WHEREAS, the County of Pulaski wishes to levy a tax and operate an E-911 system only for that area of Pulaski County exclusive of the Town of Pulaski;

NOW, THEREFORE BE IT RESOLVED, that the ordinance adopted March 23, 1987, be amended to provide for separate systems between the Town of Pulaski and the County of Pulaski, as are now currently operated; and

BE IT FURTHER RESOLVED, that the County of Pulaski E-911 system exclude from tax collection and levy the Town of Pulaski; and

That this exclusion and separation of the taxing and operating systems for the E-911 system be effective ninety days from the adoption of this ordinance.

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

Voting no: none.

Not present: Dr. Fariss.

- b. Resolution requesting the 1994 Session of the General Assembly for property tax exemption for the New River Valley Habitat for Humanity, Inc.; for property to be donated to the New River Valley Habitat for Humanity, Inc. for use as a community building, by Appalachian Power Company, valued in

the amount of \$63,100.00 located on tax map parcel number 72-140-157, First Street North in the Massie Magisterial District, in the Town and County of Pulaski, Virginia

The Chairman opened the public hearing on this matter. No comments were heard; therefore, the public hearing was closed.

It was moved by Mr. Sheffey, seconded by Mr. Crawford and carried, that the Board of Supervisors adopt the following resolution:

WHEREAS, a public hearing was held by the Pulaski County Board of Supervisors in the Board of Supervisors Meeting Room in the Pulaski County Administration Building, 143 Third Street, N. W., Suite 1, in the Town and County of Pulaski, Virginia, on Monday, December 20, 1993, at 7:00 p.m., after legal notice, on a request by New River Valley Habitat for Humanity, Inc. that the property located at 55 First Street North in the Town and County of Pulaski, Virginia, should be exempted from taxation pursuant to Article X, Section 6 (a) 6 of the Constitution of Virginia; and

WHEREAS, the Pulaski County Board of Supervisors has examined and considered the questions relating to this organization as required by Section 30-19.04B of the Code of Virginia; and

WHEREAS, the property at 55 First Street North has an assessed value of \$63,100 and was taxed in 1992 and 1993 for \$441.70 in County real estate taxes; and

WHEREAS, it is the opinion of the Pulaski County Board of Supervisors that the public interest would be served by granting such exemption from taxation to the New River Valley Habitat for Humanity, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the Pulaski County Board of Supervisors supports the request for exemption from taxation by New River Valley Habitat for Humanity, Inc., as a benevolent organization for their property located at First Street North in the Town and County of Pulaski, Virginia, in accordance with Article X Section 6 (a) 6 of the Constitution of Virginia to be effective retroactively to January 1, 1993.

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

Voting no: none.

Not present: Dr. Fariss.

- c. An amendment to the zoning map from Residential (R1) to Agricultural (A1) on property owned by Terri T. McMillan, identified on Pulaski County tax records as parcels 080-1-121, 122, 122A, and 125A located on Route 650, Valley Road, in the Robinson District

The Chairman opened the public hearing on this matter. No comments were heard; therefore, the public hearing was closed.

It was moved by Mr. Vaughan, seconded by Mr. Sheffey and carried, that the amendment to the zoning map as requested be approved.

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

Voting no: none.

Not present: Dr. Fariss.

4. Highway Matters:

- a. Follow-up from previous Board meetings:

1. Request for a Formal Speed Study on Rt. 690, Shelburne Road

Staff advised a meeting has been scheduled with the Sheriff, citizens and Virginia Department of Transportation representatives on January 24, 1994, at 6:00 p.m. at the County Administration Building, which is prior to the regular Board of Supervisors meeting.

2. Interstate 73 Corridor Study

The Board of Supervisors indicated its support for the Chamber's position on a routing beneficial to the county at a VDOT informational meeting to be held on February 3 in Blacksburg.

3. Request for Installation of Guardrails at Church Street and New River Road in New River due to exposed pipe

Supervisor Sheffey advised the pipe had been extended and the problem remedied.

b. Town of Dublin Safety Concerns:

The following concerns were brought before the supervisors on behalf of Dublin Town Council:

1. Light at Rt. 100, Cleburne Blvd., and Rt. 1026, Hawkins St.

It was moved by Mr. Sheffey, seconded by Mr. Vaughan and carried, that VDOT be requested to respond to this matter and report back at the January Board of Supervisors meeting.

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

Voting no: none.

Not present: Dr. Fariss.

2. 4th Street, Rt. 1005, increased traffic, avoiding Rt. 11, Lee Highway

It was moved by Mr. Sheffey, seconded by Mr. Vaughan and carried, that VDOT be requested to respond to this matter and report back at the January Board of Supervisors meeting.

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

Voting no: none.

Not present: Dr. Fariss.

5. Citizen Comments

There were no citizen comments.

6. Treasurer's Report

In the Treasurer's absence, the county administrator presented the monthly trial balance report. The supervisors accepted the report as presented.

7. Reports from the County Administrator and Staff:

a. Appointments:

Action on appointments was deferred to executive session.

b. Recertification Video Presentation

A video was presented that was prepared to satisfy the requirements of the Virginia Department of Economic Development. The Board noted Pulaski

Community Hospital shared in the cost of production of the video. Supervisors were provided with copies of the tape.

8. Items of Consent:

It was moved by Mr. Crawford, seconded by Mr. Vaughan and carried, that the following items of consent be approved:

a. Minutes of November 22 & December 6, 1993

The minutes of November 22 and December 6, 1993, were approved as presented.

b. Accounts Payable

Accounts payable as presented on checks numbered 1524 through 1799 were approved as presented.

c. Transfers and Appropriations:

1. Supplemental Appropriation for Comprehensive Services Act Funding

An appropriation of \$20,692 to match state funds for unbudgeted costs on this state mandated program to care for children at risk was approved as follows:

Comprehensive Services Fund Resolution #1

EXPENDITURES

008 5353-5790 Comprehensive Services Act Fund \$20,692.00

2. Clerk's Office Salaries for Jan. - June 94

An appropriation of \$100,488 was approved to move the clerk's office payroll to the county's general payroll system for the last six months of FY 94 was approved as follows: It was noted that all expense is state reimbursed.

3. Circuit Court Clerk Deputy Training

The Board approved \$352 in tuition expense for deputy clerks as requested by Circuit Court Clerk Lookabill.

General Fund Resolution #10

EXPENDITURES

2106-2012 Clerk's Office Tuition \$ 352.00

d. Contracts and Change Orders

1. Jefferson School Use & Lease Agreements

The Board approved building use agreements for the Free Clinic and the Health Department nurses.

e. Sheriff's Vehicle Purchase

The supervisors approved an additional appropriation of \$4,870 for purchase of a sixth vehicle for the Sheriff's Department as follows:

Capital Improvements Resolution #2

EXPENDITURES

020 3102-700501 Sheriff's Dept. - Vehicle \$ 4,870.00

f. Authorization to Schedule Hearing for Disposition of PCOY Building

The supervisors authorized scheduling a hearing at the January Board meeting for sale or otherwise use or dispose of the former Pulaski County Office on Youth building located on the corner of Randolph Avenue and Fourth Street, N. W. in the Town of Pulaski.

g. Reverend Brown & Carter Streets Renaming

The supervisors initiated a four to six months period to consider any additional road name changes. Staff was requested to provide notice to the public through the news media. Staff was further authorized to change Route 725, Carter Street, to Rev. Brown Road, and name Route 1213, Carter Street.

h. County Annexation Meeting

The supervisors agreed to participate in the initiative of Prince George County regarding annexation statutes.

i. Personnel Changes

The Board reviewed personnel changes as reported by the Management Services Director and filed with the records of this meeting.

j. Stigger Hill Water Financing Resolution by RDA

The Board approved the following resolution accepting the letter of conditions for the \$98,860 loan:

The governing body of the County of Pulaski, Virginia, consisting of five members, four of which were present at this meeting, in a duly called meeting held on the 20th day of December, 1992, at which a quorum was present RESOLVED as follows:

BE IT HEREBY RESOLVED that, in order to facilitate obtaining financial assistance from the United States of America acting through the Farmers Home Administration in the development of a sewer system to serve the community, the governing body does hereby adopt and abide by the covenants contained in the following agreements:

1. Form FmHA 400-4, Assurance Agreement
2. Form FmHA 400-1, Equal Opportunity Agreement
3. Form FmHA 1942-47, Loan Resolution
4. Form FmHA 1940-1, Request for Obligation of Funds
5. Form FmHA 442-7, Initial Operating Budget
6. Form FmHA 1910-11, Applicant Certification
7. Form AD-1047, Certification Regarding the Debarment, Suspension and Other Responsibility Matters - Primary Covered Transactions
8. Exhibit A-1, Certification Regarding Lobbying
9. Code of conduct

BE IT FURTHER RESOLVED that the County Administrator be authorized to execute on behalf of the County of Pulaski the above agreements and to execute such other documents including, but not limited to, debt instruments and security instruments as may be required in obtaining the said financial assistance.

This Resolution, along with a copy of the above-named documents which are filed with the records of this meeting, is hereby entered into the permanent minutes of the meetings of this Board.

k. Homeowners Well Water Testing

The Board approved up to \$6,600 for a well water testing program sponsored by Virginia Tech, subject to the same level of participation by other New River Valley counties, with the Public Service Authority to be requested to fund \$15 per household where PSA water service exists or is expected to be extended.

l. Acceptance of FY 93 Audit Report

The supervisors were presented with the FY 93 audit report prepared by Robinson, Farmer, Cox Associates which was accepted. The Board authorized appropriate advertisement of the Statement of Treasurer's Accountability.

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

Voting no: none.

Not present: Dr. Fariss.

9. Citizen Comments

No citizen comments were heard.

10. Other Matters From Supervisors

Supervisor Sheffey suggested Pulaski Community Hospital and New River Community College be extended a letter of appreciation for preparation of the video for economic development recertification.

11. Executive Session - 2.1-344(A)

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

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

Voting no: none.

Not present: Dr. Fariss.

Return to Regular Session

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

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

Voting no: none.

Not present: Dr. Fariss.

Certification of Conformance with the Virginia Freedom of Information Act

It was moved by Mr. Crawford, seconded by Mr. Sheffey 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: Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

Not present: Dr. Fariss.

It was moved by Mr. Sheffey, seconded by Mr. Vaughan and carried, that the following action be approved:

Appointments

1. Board of Zoning Appeals

The Board nominated Mr. Andy McCready for appointment by the Circuit Court to the Board of Zoning Appeals.

2. Planning Commission

Chairman White agreed to recommend a nominee at the January meeting.

3. Social Services

Staff was requested to ask Reverend Anthony Daniels of Pulaski First Baptist Church to serve on the Social Services Board of Directors.

4. Library Board

Staff was requested to ask Mr. Hoover Mitchell of Draper to consider serving on the Library Board.

Legal Matters

The Board pledged assistance to the regional jail study board by seeking an amendment to the zoning ordinance to allow correctional facilities by conditional use permit in industrial zones and taking action as necessary to assist in acquiring a site for a regional jail, subject to revision by the county attorney to allow for the use of eminent domain for entry at any proposed sites to allow for gathering necessary information by engineers.

The Board requested staff extend on its behalf an invitation for Radford City Council and its staff to meet on Wednesday, January 19 at 6:00 p.m., prior to the NRRRA meeting at Radford City Hall or a backup date of Thursday, January 13, to be held in Radford.

Land Acquisition/Disposition

The Board approved a transfer of two to three, plus or minus, acres to the Industrial Development Authority for further transfer from IDA ownership to assist with the Beach Manufacturing Company expansion.

The Board pledged assistance to an unidentified industry for obtaining land at the New River Industrial Park site.

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

Voting no: none.

Not present: Dr. Fariss.

12. Adjournment

It was moved by Mr. Vaughan, seconded by Mr. Crawford and carried, that the Board adjourn the meeting to reconvene January 19, at Radford City Hall, in the City of Radford.

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

Voting no: none.

Not present: Dr. Fariss.

Jerry D. White, Chairman

ATTEST:

Joseph N. Morgan, Clerk

Supplemental Appropriation for Comprehensive Services Act Funding

An appropriation of \$20,692 to match state funds for unbudgeted costs on this state mandated program to care for children at risk was approved as follows:

Comprehensive Services Fund Resolution #1

EXPENDITURES

008 5353-5790 Comprehensive Services Act Fund \$20,692.00

I hereby certify the above to be a true and correct copy of an excerpt from the minutes of the Board of Supervisors December 30, 1993 meeting.

Nancy M. Burchett, Deputy Clerk
Pulaski County Board of Supervisors