

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, November 28, 1994 at 7:00 p.m. at the Pulaski County Administration Building Board Chambers, 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; Dr. Bruce L. Fariss; and Ira S. "Pete" Crawford; and Mason A. Vaughan, Sr.

1. Invocation

The invocation was given by Thomas J. McCarthy, Jr., County Attorney.

2. Presentation by Private Industry Council to Board of Supervisor Member Mason A. Vaughan, Sr.

Mr. Ronnie Martin, AT&S Director, presented to Board Member Mason A. Vaughan, Sr., a plaque of appreciation from the New River Mount Rogers Private Industry Council. Mr. Martin expressed gratitude for Mr. Vaughan's service on the New River Mount Rogers Private Industry Council since 1988.

3. Additions to Agenda

The Board reviewed and accepted by consent additions to the agenda and additional information related thereto.

4. Public Hearings:

a. Zoning ordinance text amendments pertaining to:

1. Mobile homes/manufactured housing stored or used as accessory;
2. Accessory buildings without a main dwelling; and
3. Corner lots in residential zones.

The Chairman opened the public hearing on this matter. No public comments were received and therefore, the Chairman closed the public hearing.

On the motion of Dr. Fariss, seconded by Mr. Crawford and carried, the Board of Supervisors accepted the recommendation of the Planning Commission and approved the zoning ordinance text amendments as follows:

Mobile homes/manufactured housing stored or used as accessory building by Special Use Permit in Residential Districts (R1) and (R2) and allowed by right in Agricultural (A1) and Conservation (C1);

Accessory buildings without a main principal dwelling permitted by Special Use Permit in Residential Districts (R, R1, R2, and R3) and to be allowed by right in Agricultural (A1) and Conservation (C1) Districts, for accessory buildings above 150 square feet in size; and

Making consistent the language on corner lots in all residential zones requiring a side yard of 20 feet as follows:

Special Provisions for Corner Lots:

Of the two sides of a corner lot, the front shall be deemed to be the shortest of the two sides fronting on streets.

The side yard on the side facing the side street shall be twenty (20) feet or more for both main and accessory building.

For subdivisions platted after the enactment of this ordinance, each corner lot shall have a minimum width at the setback line of one hundred (100) feet or more.

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

Voting no: none.

- b. Scott Street Plat Vacation requested by Robert W. and Kathryn M. Rutherford and Ms. Willie E. Saul between property identified on Pulaski County tax records as parcels 38-1-176 and 177 located between Route 725, Carter Street, and Route 696, Crystal Lane, in the New River area of the Cloyd District

The Chairman opened the public hearing on this matter for public comments. Ms. Kathryn Rutherford appeared before the Board and requested the Board approve the request for a plat vacation. Ms. Rutherford advised the property had not been used for 40 to 50 years. No other public comments were heard; therefore, the Chairman closed the public hearing.

On the motion of Mr. Sheffey, seconded by Dr. Fariss and carried, the Board of Supervisors approved the Scott Street plat vacation with retention of 20 foot wide utility easement as requested by Robert W. and Kathryn N. Rutherford and Ms. Willie E. Saul between property identified on Pulaski County tax records as parcels 38-1-176 and 177 located between Route 725, Carter Street, and Route 696, Crystal Lane, in the New River area of the Cloyd District, per the recommendation of the Planning Commission.

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

Voting no: none.

- c. Ordinances for industrial tax exemptions as follows:

1. Structural Rehabilitation, renovation or replacement for commercial or industrial use;
2. Solar energy and recycling equipment; and
3. Generating and co-generating equipment.

The Board discussed the above listed ordinances with County Attorney, Thomas J. McCarthy, Jr., and the County Administrator, Joseph N. Morgan. Staff advised these ordinances are viewed as tools for economic development in attracting industry.

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

On the motion of Dr. Fariss, seconded by Mr. Crawford and carried, the Board of Supervisors approved the following ordinances with the uniform 25 year limit for property both in and outside the enterprise zones:

**STRUCTURAL REHABILITATION, RENOVATION OR REPLACEMENT FOR  
COMMERCIAL OR INDUSTRIAL USE**

BE IT ORDAINED that pursuant to the authority granted to it by Section 58.1-3221 of the Code of Virginia, 1950, as amended, the Board of Supervisors of Pulaski County, Virginia, does hereby

partially exempt from real estate taxation, real estate in Pulaski County, Virginia, on which any structure or other improvement no less than twenty-five (25) years of age, or fifteen (15) years of age, if the structure is located in an area designated as an enterprise zone by the Commonwealth, has undergone substantial rehabilitation, renovation or replacement for commercial or industrial use. Structures substantially rehabilitated by complete replacement for commercial and industrial use may exceed the total square footage of the replaced structure by no more than 110 percent (110%) if located in areas designated enterprise zones by the Commonwealth, and by no more than 100 percent (100%) in all other areas.

This partial exemption from real estate taxation provided for by this ordinance shall not exceed the greater of (1) an amount equal to the increase in assessed value resulting from the rehabilitation, renovation, or replacement of the commercial or industrial structure as determined by the Commissioner of Revenue, or (2) an amount equal to fifty percent (50%) of the cost of rehabilitation, renovation or replacement. The greater of the above amounts shall be the amount of value exempted from taxation for the first tax year after rehabilitation, renovation or replacement, and that amount shall be diminished by ten percent (10%) of its original value exempted for each tax year after the rehabilitation, renovation, or replacement. This exemption shall run with the real estate as prescribed above for a period no longer than ten (10) years.

There is hereby assessed a fee of Fifty Dollars (\$50.00) payable to Pulaski County for processing an application requesting the exemption provided by this section. No property shall be eligible for exemption under this Ordinance unless the appropriate building permits have been acquired, an application for exemption has been made and the required fee paid, and the Commissioner of Revenue has verified that the rehabilitation, renovation or replacement indicated on the application has been completed.

Where rehabilitation is achieved through demolition and replacement of an existing structure, the exemption provided in subsection A shall not apply when any structure demolished is a registered Virginia landmark or is determined by the Department of Historic Resources to contribute to the significance of a registered historic landmark.

#### SOLAR ENERGY AND RECYCLING EQUIPMENT

BE IT ORDAINED that pursuant to the authority granted to it by Section 58.1-3661 of the Code of Virginia, 1950, as amended, the Board of Supervisors of Pulaski County, Virginia, does hereby exempt from local taxation as real or personal property 50% of the value of certified solar energy equipment facilities or devices and 50% of the value of certified recycling equipment, facilities, or devices as defined in the above mentioned Virginia Code Section. Such partial exemption shall be effective the next succeeding tax year following approval of application for exemption and thereafter for a period of five (5) years only.

As used in this Ordinance:

"Certified recycling equipment, facilities or devices" means machinery and equipment which is certified by the Department of

Environmental Quality as integral to the recycling process and for use primarily for the purpose of abating or preventing pollution of the atmosphere or waters of the Commonwealth, and used in manufacturing facilities or plant units which manufacture, process, compound, or produce for sale recyclable items of tangible personal property at fixed locations in Pulaski County.

"Certified solar energy equipment, facilities or devices" means any property, including real or personal property, equipment, facilities, or devices, certified by the local certifying authority to be designed and used primarily for the purpose of providing for the collection and use of incident solar energy for water heating, space heating or cooling or other application which would otherwise require a conventional source of energy such as petroleum products, natural gas, or electricity.

"Local certifying authority" means the local building departments or the Department of Environmental Quality.

Any person residing in or an industry located in Pulaski County may proceed to have solar energy equipment, facilities or devices certified as exempt, wholly or partially, from taxation by applying to the local building department. If after examination of such equipment, facility or device, the local building department determines that the unit primarily performs any of the functions set forth in this Ordinance and conforms to the requirements set by regulations of the Commonwealth's Board of Housing and Community Development, such department shall approve and certify such application. The local department shall forthwith transmit to the Pulaski County Commissioner of Revenue those applications properly approved and certified by the local building department as meeting all requirements qualifying such equipment, facility or device for exemption from taxation. Any person aggrieved by a decision of the local building department may appeal such decision to the Pulaski County Director of Building Code Enforcement, who may affirm or reverse such decision.

Upon receipt of the certificate from the local building department or the Department of Environmental Quality, the Commissioner of Revenue shall proceed to determine the value of such qualifying solar energy equipment, facilities or devices or certified recycling equipment, facilities, or devices. The exemption provided by this ordinance shall be determined by applying the local tax rate to the value of such equipment, facilities or devices and subtracting such amount, wholly or partially, from the total real property tax due on the real property to which such equipment, facilities, or devices are attached.

It shall be presumed for purposes of the administration of this Ordinance that the value of such qualifying pollution control equipment and facilities is not less than the normal cost of purchasing and installing such equipment and facilities.

#### GENERATING AND CO-GENERATING EQUIPMENT

BE IT ORDAINED that the pursuant to the authority granted to it by Section 58.1-3662 of the Code of Virginia, 1950, as

amended, the Board of Supervisors of Pulaski County, Virginia, does hereby exempt from local taxation as real or personal property 50% of the value of generating equipment installed after December 31, 1974 for the purpose of converting from oil or natural gas to coal or to wood, wood bark, wood residue, or any other alternate energy source for manufacturing and any cogenerating equipment installed since such date for use in manufacturing.

Application for exemption to be effective in the year filed, must be filed on or before April 1, of the year for which the exemption is first applied for and filed with the Commissioner of Revenue of Pulaski County.

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

Voting no: none.

## 5. Highway Matters:

### a. Follow-up from previous Board meetings:

#### 1. Request for Review of Unsafe Traffic Situation at Intersection of Route 114, Pepper's Ferry Boulevard, and Route 600, Belspring Road

Mr. Thompson advised a two second all red phase light should have been installed today to correct this problem. He further stated if it does not help the situation, VDOT can review this item again.

#### 2. Request for Speed Limit Posting on Route 603, Lake Ridge Drive

Ms. Hurst appeared before the Board of Supervisors regarding this matter and presented several letters requesting a speed limit posting for Route 603.

On the motion of Mr. Crawford, seconded by Mr. Sheffey and carried, the Board of Supervisors requested that VDOT post Route 603, at 25 miles per hour.

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

Voting no: none.

#### 3. Route 788, Dallas Freeman Road, Abandoned Status Results

Mr. Thompson reported the Board should have received a letter from VDOT regarding this matter.

On the motion of Dr. Fariss, seconded by Mr. Vaughan, and carried, the Board of Supervisors approved adding the extension of Route 788 to the 1995 rural addition viewing list.

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

Voting no: none.

#### 4. Six Year and Supplemental Plans Graphics

The Board of Supervisors reviewed graphics prepared by staff regarding roads on the six year plan and on the supplemental plan

listing. Dr. Fariss noted that Routes 639 (three parts) 607, 92, 704, 619 and 785 were not on maps and requested they be added. Chairman White noted Route 639 should be Thorn Spring Church Road, not Thornspring Road. Mr. Sheffey also noted that Route 687, Church Hill Lane, (the portion which extends beyond the Parrott Fire Department,) should be added to the supplemental list and requested that the county map listing of Church Hill road be corrected to read Church Hill Lane. Chairman White also thanked the staff for preparing the graphics for the Board.

5. Rural Addition Reprioritization:

A. Review of Estimate to Construct Adams Road as a Rural Addition

The Board was advised the estimated cost to construct two tenths mile of Adams Road as a rural addition to be \$50,000.

On the motion of Mr. Vaughan, seconded by Dr. Fariss and carried, the Board of Supervisors approved adding two tenths mile length of Adams Drive to the rural addition approved listing.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White,  
Mr. Vaughan and Mr. Sheffey.

Voting no: none.

B. Haga Drive & Locust Street

The Board of Supervisors requested Haga Drive and Locust Street be discussed with the Town of Dublin at the next joint meeting with the town councils.

C. Approval of Projects

Mr. Sheffey inquired as to the total dollars allocated for secondary road funds for Pulaski County this year. Mr. Thompson advised approximately \$1.3 million had been allocated with as much as 5% of this amount being available for rural additions. Mr. Vaughan noted that several citizens were present regarding Route 618 and that Route 618 was currently number 10 on the six year plan.

The Board approved as presented the listing of previously approved and pending projects, with priority for construction to be by date requested and availability of right of way.

b. Request for School Bus Stop Sign on Route 636, Black Hollow Road

Staff advised that Jane Graham, a resident of Route 636, Black Hollow Road, had recently made a request for a sight distance sign relating to the school bus stop on Route 636. VDOT was requested to review this request with Jane Graham and report back to the Board.

c. Traffic Safety Concerns on Route 683, Alexander Drive & Route 634, Cougar Trail Road

VDOT was requested to view Route 683, Alexander Drive, and Route 634, Cougar Trail Road, regarding safety concerns created by construction in the area and report on this matter at the December

Board meeting.

d. Resurfacing, Restoration & Rehabilitation (RRR) as an Alternative to High Traffic Volume Construction Improvements

The Board reviewed a draft of changes for this program. Staff reported the changes could make secondary road funds go further, thereby, shortening the time to complete six year plan projects.

e. Request for Speed Limit Sign on Morehead Lane, Route 645

Mr. Timothy Gravely appeared before the Board and requested a speed limit sign be put back up on Route 645, Second Morehead Lane. He advised the sign had been torn down because of a vehicle wreck and had never been put back up. The Board requested Mr. Thompson to review this problem with Mr. Gravely.

f. Town of Pulaski Inquiry on Plans to Upgrade Routes 99, Count Pulaski Boulevard, and 611, Newbern Road

The Board requested this inquiry be added to the joint meeting agenda for review at the next county/town meeting.

g. Other Matters

Supervisor Fariss requested an informal speed study on Route 690, Shelburne Road.

Supervisor Sheffey noted Gate 10 Road, Route 623, approaching Route 600, Belsprings Road, needed an advance stop sign alert (Stop Ahead Sign) and requested VDOT to review this matter.

6. Report from Fairview District Home

Mr. Herbert Brown, Chairman of the Fairview District Home Board, appeared before the Board of Supervisors and gave a report on Fairview Home, including number of residents, cost per day per person, and number of employees at Fairview Home. Mr. Brown also advised that Code Section 36-9.6-1 of the Code of Virginia requires smoke detectors and Fairview Home's total balance of funds is \$5,160.07. Mr. Brown requested the Board share in the costs of the fire detectors at \$2,971.26, which had previously been approved by the Board of Supervisors in October with certain conditions being met by Fairview Home. Mr. Brown confirmed the conditions have been met.

7. Citizen Comments

Mr. Gary Davis of Black Hollow Heights Lane presented a petition for a rural addition. He advised eleven residents reside on this road and said road already has a fifty foot right-of-way. Several alternatives were relayed to Mr. Davis regarding this road being taken into the secondary road system. Mr. Davis also was advised to talk with the Dublin postmaster and to Harry Dehaven of the School Board regarding postal delivery and school bus service on the road.

Mr. Wayne Davis also appeared before the Board of Supervisors and inquired about the status of Route 618, Eugene Street, on the six year plan. Staff reported this project was number ten on the six year plan and is scheduled for construction in 1997-98.

8. Treasurer's Report

Treasurer Rose Marie Tickle met with the Board and presented the monthly trial balance report and reported on Certificates of Deposits.

9. Reports from the County Administrator and Staff:

Action on appointments were deferred to executive session.

10. Items of Consent:

Item 10j was removed from the consent agenda for separate action:

On the motion of Mr. Vaughan, seconded by Mr. Sheffey and carried, the Board of Supervisors approved the following items of consent:

a. Minutes of October 24, 1994

The Board approved the minutes of the October 24, 1994 meeting.

b. Accounts Payable

The Board approved the accounts payable listing for checks numbered 4823 through 5163.

c. Transfers and Appropriations:

1. General Fund Transfers

The Board approved interoffice transfers as presented and filed with the records of this meeting and the Director of Management Services.

2. General Fund Appropriations

The Board approved appropriations as follows:

School Resolution #8

REVENUES

3016121400 GED External Diploma \$ 10,000.00

EXPENDITURES

503140 Other Professional Services (In Service) \$ 10,000.00

School Resolution #9

REVENUES

3033011900 Dwight D. Eisenhower Math and Science Grant \$ 18,605.00

EXPENDITURES

506013 Educational/Instruction Supplies \$ 18,605.00

Capital Improvements Fund Resolution #4

REVENUES

020305102 Transfer to Cap. Imp. Fund (\$1,150,342.00)  
0019303-9111 Transfer from General Fund to Capital Improvements Fund \$1,150,342.00

EXPENDITURES

3102-700501	Sheriff Office - Vehicles	\$ 14,145.00
3102-711200	Sheriff Office - Radio Console	10,988.00
3208-700511	Dublin Fire Dept. - Fire Truck	150,000.00
3214-540704	NRV Rescue Squad - Hall Imp.	8,000.00
4302-702000	Co. Admin. Bldg. Renovation	233,425.00
4304-704300	NRV Airport Improvements	22,234.00
8114-300200	Airport Industrial Park	589,983.00
9112-708400	Cloyd's Mt. Landfill	91,567.00
9112-710100	PSA Waterline Relocation	30,000.00

TOTAL \$ 1,150,342.00

Capital Improvements Fund Resolution #5

REVENUES

020305102	Transfer to Cap. Imp. Fund	(\$60,000.00)
00193039111	Transfer from Gen. Fund to Capital Imp. Fund	\$60,000.00

EXPENDITURES

0204204-300206	Cloyd's Mt. Landfill - Ground- water Test - Prof. Services	\$60,000.00
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General Fund Resolution #9

0017110-5604	County Recreation - Operating	\$20,000.00
3209-7001	Fairlawn Fire Dept. 95-96 Funds	5,000.00

TOTAL \$25,000.00

d. Contracts and Change Orders:

1. Cloyd's Mountain Landfill Groundwater Testing Contract Amendment #10

The Board requested staff take proposals from other engineers for long term testing at the Cloyd's Mountain Landfill. Dr. Fariss requested staff to re-analyze the costs to moving all old fill at Cloyd's Mountain to the new Matson landfill site.

2. NRV Airport Industrial Park By Draper Aden Associates

The Board approved an additional \$4,500 to Draper Aden Associates due to the relocation of the sewer line through the Highland Park vicinity.

3. Avis Construction Co., Inc. for Brick Courthouse Renovation

The Board approved the following additional expenses relating to the Brick Courthouse Renovation:

Stairway roof framing	\$ 2,298
Wall Crack Reinforcement	\$ 559
Additional Electrical/Communications Wiring Outlets	\$375 to \$875
Beams for File Storage Racks	\$ 1,267
General Conditions Due to delay	\$ 27,204

The Board also acknowledged the need to plan additional

expense beyond those budgeted of \$400,000.

e. Ratification is requested of:

1. Agreement with Norfolk and Western Railway Company

The Board approved an agreement with Norfolk & Western Railway Company allowing connection of the airport sewer line for a fee of \$1,600.

2. Draper Aden Associates General Engineering Services Agreement

The Board approved an agreement with Draper Aden Associates for general engineering services. Staff noted a similar agreement is also in place with Anderson and Associates engineers.

3. Bright Stars Technical Assistance Grant Application

The Board approved the grant application for Bright Stars Technical Assistance to be administered by the Office on Youth. Said grant will plan and design a comprehensive preschool program for four year olds.

4. Health Department Agreement

The Board approved an agreement with the Health Department which confirms the FY 95 approved local budget for the operation of the Health Department.

5. Virginia Litter Prevention and Recycling Grant

The Board approved a grant in the amount of \$3,304 from the Virginia Litter Prevention and Recycling which would continue the Clean Community Council programs in the towns and county.

6. Local Amateur Radio Operator Rubin Lineberry Placing Repeater on Peaks Knob

The Board approved Mr. Rubin Lineberry placing an antenna on Peaks Knob. Staff noted antenna will also be helpful with emergency communications.

7. Airport Industrial Park Change Orders Numbered 1 & 2

The Board approved change orders, copies of which are filed with the records of this meeting, allowing minor changes to the water line and rebidding of the sewer line through Highland park due to relocation. Change order number one added \$10,640.80 and change order number two deducted \$168,882.23.

f. NRV Industrial Competitiveness Center at New River Industrial Park

The Board deferred action on this matter due to lack of information and specifics.

g. General Assembly Establishment of Small Claims Court

The Board deferred action on this matter until the Chamber of Commerce could further review the impact on local businesses.

h. Building and Grounds Use by Non-county Agencies for Commercial Purposes

The Board approved the following Building and Grounds Use Policy to be used by non-county agencies for commercial purposes:

COUNTY PROPERTY USAGE POLICY

I. Buildings Covered

Administration Building  
County Courthouse  
Circuit Courthouse  
Maintenance Facility  
Belspring School  
Jefferson Building  
Central Gymnasium  
Grounds of the above buildings

II. Uses Allowed

Any of the above buildings identified under Section I shall be made available to private groups, clubs and organizations for any of the following uses:

- a. Organizational meetings
- b. A maximum of four meetings per year
- c. Mass meetings where large numbers of people are expected to attend. These meetings shall not exceed two meetings per year.

III. Exempted Activities

The following activities will be conditionally allowed in any and/or all structures mentioned in Section I:

- a. Any meeting of a county authorized committee, group, commission, or board.
- b. Any public hearing sponsored by a local, state, or federal government agency or officer.
- c. Clubs, organizations, or groups sponsored by an agency currently utilizing space in a county building.

NOTE: Any activity that takes place under this section, the club, organization, or group shall be responsible for Section V and VI.

- d. Political parties holding meetings authorized under state or federal election laws.

IV. Insurance Requirements

All users shall be responsible for the care of the building and shall indemnify the county for damages resulting from use of the building. The county may require a certificate of insurance to be filed with the County Administrator prior to the occurrence of the activity, if the proposed use poses, in the opinion of County Administrator, a risk greater than a typical community meeting.

#### V. Reservation Procedures

All uses allowed under Section II and III shall obtain usage of the building through the following procedure:

Office of the County Administrator shall be notified in writing of the intent to use a building, number of people expected, activity which will take place, along with the following:

1. Date and time of meeting
2. Building to be used
3. Name of individual responsible for security and cleanup
4. Copy of certificate of insurance, if applicable

#### VI. Security and Cleanup

All agencies using any of the structures outlined in Section I shall be responsible for the following:

- a. Obtaining a key to the structure where the meeting will take place and signing a statement certifying that they are authorized by the group, agency, etc. to obtain keys to the structure.
- b. All keys issued shall be returned on the following workday. Failure to return keys promptly may jeopardize further uses of the structure.
- c. Cleanup and replacement of any damaged equipment, materials, furnishings windows, doors, etc. shall be the full responsibility of the club requesting use of the building under Section V. Failure to make necessary repairs or cleanup of area used may restrict or prohibit further use of the structure by any group or agency identified under Section II or III.
- d. The individual identified under Section VI-a shall be totally responsible for security of all areas used by the group, security of all exterior doors, turning off all lights, and

insuring that all unauthorized individuals are not admitted and do not gain access to the structure.

#### VII. Priority

Where conflict in scheduling meetings occurs, priority will be given to courts, the Board of Supervisors and county offices in that order.

#### VIII. Exceptions

Any exceptions to this policy would require approval of the Board of Supervisors. An exception specifically requiring Board of Supervisors approval are any fund-raising activities, whether or not for profit.

#### i. Scheduling of Hearings for December Board Meeting as Follows:

The Board approved scheduling the following hearings for the December Board of Supervisors meeting:

1. Transportation Enhancement Program;
2. A plat vacation request by Anna Dancso for closure of an unimproved portion of Grove Street, in Oakwood Subdivision between property identified on Pulaski County tax records as parcels 47-17-4-1 and 47-17-1-1, zoned Residential (R), located off Route 1048, Jewell Avenue, in the Ingles District.

#### \*j. Report on Clean-up, Pursuant to the Litter Control Ordinance, Ordinance Requiring Removal, Repair, etc., of Other Structures, and Virginia Building Maintenance Code, at the owners' expense, on the following properties:

This matter was selected for separate action, as noted below.

#### k. 1994 Christmas Holiday Schedule

The Board approved December 23, 1994, as an additional Christmas holiday for employees.

#### l. Resolution Endorsing Virginia Tech's 1995 Budget Amendment Request

The Board of Supervisors approved the following resolution endorsing Virginia Tech's 1994 budget amendment:

##### Resolution Endorsing Virginia Tech's 1995 Budget Amendment Request

WHEREAS, Virginia Cooperative Extension is a joint program of the federal, state, and local governments in cooperation with Virginia Tech and Virginia State Universities.

WHEREAS, Virginia Cooperative Extension contributes significantly to the quality of life and economic

development of the Commonwealth of Virginia.

WHEREAS, the educational programs and services of Virginia Cooperative Extension are available to every resident of the Commonwealth without regard to socio-economic status, race, age, or any other consideration.

WHEREAS, a 1992 study conducted by the Virginia Department of Planning and Budget cited Virginia Cooperative Extension as a major player in prevention and early intervention programs.

WHEREAS, the programs and services of Virginia Cooperative Extension are delivered to residents via local agents and volunteers.

WHEREAS, since 1989, Virginia Cooperative Extension has lost 60 extension agents statewide.

WHEREAS, Virginia Tech's 1995 budget amendment request represents a restoration of funding to the levels necessary to allow existing programs to continue.

WHEREAS, if this funding is not restored, an additional 45 Extension positions will be lost, and 29 in the Agriculture Experiment Station.

WHEREAS, Virginia Cooperative Extension and Research have suffered a 22 percent General Fund reduction since 1990.

THEREFORE, BE IT RESOLVED that the Pulaski County Board of Supervisors hereby formally endorses Virginia Tech's 1995 Budget Amendment request of \$2,898,000, with \$1,500,000 for Cooperative Extension and \$1,398,000 for the Experiment Station.

BE IT FURTHER RESOLVED that the Pulaski County Board of Supervisors support for Cooperative Extension be maintained at current levels.

AND BE IT FINALLY RESOLVED that the Pulaski County Board of Supervisors encourage local Extension Leadership Councils to disseminate and promote the intent of this resolution to appropriate state and local officials.

m. Vehicle Purchases

The Board of Supervisors approved purchasing a total of eight vehicles; six vehicles for the Sheriff's Department and two other utility vehicles for the county garage.

n. Regional Jail Authority

The Board of Supervisors expressed concerns regarding the cost of a regional jail authority and time frame for receiving funding from the state. The Board requested the Sheriff and county staff present at the December 19, 1994, meeting the pros and cons of a regional jail. The Board also approved the following actions:

1. A commitment be requested from Senators Trumbo and Mayre, as well as Delegate Baker, to introduce and support legislation that would:
    - A. delay two more years the reduction in the state share of regional jail construction funding from one-half to one-fourth; and
    - B. require the state not to diminish the benefit to the member localities of the 5.25% interest rate from Rural Economic and Community Development (RECD, formerly Farmers Home Administration).
  2. The agreement be amended to allow withdrawal by the county if the RECD does not grant financing at 5.25%; and
  3. The county attorney review the agreement in detail, consult with the jail authority attorney and brief the Board of Supervisors at its December 19 meeting on the proposed agreement, with particular attention to:
    - A. The requirement for a 25% operating reserve;
    - B. The components of the requirement for 50% state funding (i.e. full sharing of principal and interest on debt, etc.); and
    - C. The ability to include an upgrade of the current county jail in a future bond issue (along with school, recreation and other capital needs) and still receive some state reimbursement of jail construction costs.
- o. Constitutional Officers Fringe Benefit Funding by State

The Board of Supervisors approved the following resolution regarding Senate Bill 560 pertaining to constitutional officers fringe benefit funding by the state:

RESOLUTION OF SUPPORT FOR SENATE BILL 560

WHEREAS, funding for the constitutional officers' fringe benefits is to be eliminated by the Commonwealth of Virginia effective July 1, 1995;

WHEREAS, the loss of funding for the constitutional officers' fringe benefits to Pulaski County from the Commonwealth of Virginia is estimated to be approximately \$250,000.00 annually; and

WHEREAS, Senate Bill 560 will enable localities to increase sheriff's service of process fees to assist localities in the loss of state funding for constitutional officers fringe benefits;

NOW, THEREFORE, BE IT RESOLVED that the Pulaski County Board of Supervisors does hereby express support for the passage of Senate Bill 560 by the General Assembly of the Commonwealth of Virginia.

Adopted this 28th day of November, 1994.

p. Tax Payment by Credit Card

The Board of Supervisors approved seeking General Assembly endorsement of the proposed federal law regarding tax payments by credit cards.

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

Voting no: none.

\*j. RE: Report on Clean-up, Pursuant to the Litter Control Ordinance, Ordinance Requiring Removal, Repair, etc., of Other Structures, and Virginia Building Maintenance Code, at the owners' expense, on the following properties:

1. Pulaski County tax map parcel #71-1-164, owned by Kathleen Johnston, located on Route 640, Brookmont Road, in the Robinson District; and
2. Pulaski County tax map parcel #38-1-26, owned by Ralph Sheffey, Jr., located on Route 624, New River Road, in the Cloyd District.

Mr. Gene Moles and Vicki Johnston appeared before the Board of Supervisors regarding complaints received on the Johnston property. Staff was requested to provide Mr. Moles and Ms. Johnston a copy of the complete file on complaints resulting in the above actions by the county.

On the motion of Mr. Vaughan, seconded by Mr. Sheffey and carried, the Board of Supervisors deferred enforcement of the Johnston violations until June, 1995; budget requested property owners continue to work on cleaning up the property.

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

Voting no: none.

On the motion of Mr. Crawford, seconded by Dr. Fariss and carried, the Board of Supervisors deferred further enforcement of the Sheffey property until June, 1995; but requested property owner continue efforts in cleaning up property.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White,  
Mr. Vaughan.

Voting no: none.

Abstaining: Mr. Sheffey.

11. Citizen Comments

Mr. C. L. Taylor inquired about the public hearing on the zoning text amendments regarding mobile homes. The Board advised this hearing had been held and amendments adopted earlier in the meeting.

12. Other Matters From Supervisors

Dr. Fariss requested the boxwoods at the Old Courthouse be pruned. He also requested staff to provide the Board of Supervisors with previous information on town/county consolidation, including an analysis of

support/opposition, why the effort failed, pros/cons, and comparison to Bedford County proposal. Dr. Fariss requested this information be provided within the next sixty days to the Board of Supervisors.

13. Executive Session - 2.1-344(A)

On the motion of Mr. Vaughan, seconded by Mr. Sheffey and carried, the Board of Supervisors entered executive session in accordance with Section 2.1-344 (A) of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry.

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

Voting no: none.

On the motion of Mr. Sheffey, seconded by Mr. Crawford and carried, the Board entered regular session of the meeting.

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

Voting no: none.

RE: Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Crawford, seconded by Dr. Fariss and carried, that the following resolution be adopted 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. Crawford, Mr. White,  
Mr. Vaughan, Mr. Sheffey.

Voting no: none.

RE: Office on Youth Building Sales Agreement

It was moved by Mr. Crawford, seconded by Mr. Sheffey and carried, that the county administrator be authorized to execute a sales agreement for the purchase of the old Pulaski County Office on Youth building by Thomas A. Douthat, Jr.

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

Voting no: none.

RE: Appointments

PEP Steering Committee

It was moved by Mr. Crawford, seconded by Mr. Sheffey and carried, that Mr. Jim Pugh be appointed to replace Mr. Tony Hughes on the PEP Steering Committee.

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

Western Virginia EMS Council

It was moved by Mr. Crawford, seconded by Mr. Sheffey and carried, that staff request Mr. David Smith, Mr. Stan Crigger, Dr. Chan and Dr. Dixon Williams consideration nomination to the EMS Council; further, that Mr. Roger Combs be commended for his service on the council.

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

14. Adjournment

It was moved by Mr. Crawford, seconded by Dr. Fariss and carried, that the Board of Supervisors adjourn until the next regularly scheduled meeting on December 19, 1994, at the County Administration Building, 143 Third Street, N. W. in the Town of Pulaski.

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

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Jerry D. White, Chairman

ATTEST:

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Joseph N. Morgan, Clerk

EXCERPT FROM BOARD OF SUPERVISORS MINUTES OF ITS MEETING HELD NOVEMBER 28, 1994

Bright Stars Technical Assistance Grant Application

The Board approved the grant application for Bright Stars Technical Assistance to be administered by the Office on Youth. Said grant will plan and design a comprehensive preschool program for four year olds.