

PULASKI COUNTY BOARD OF SUPERVISORS—March 22, 1999

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, March 22, 1999 at 7:00 p.m. at the Pulaski County Administration Building, Board Room, 143 Third Street, NW, in the Town of Pulaski, Virginia, the following members were present: Joseph L. Sheffey, Chairman; Dr. Bruce L. Fariss; Charles E. Cook; Jerry D. White; and Frank R. Conner. Staff members present included: County Administrator, Joseph N. Morgan; County Attorney, Thomas J. McCarthy, Jr.; Assistant County Administrator, Peter M. Huber; Executive Secretary Gena T. Hanks; and Nancy M. Burchett, Management Services Director.

1. Invocation

Reverend John Collins of the First Church of the Brethren gave the invocation.

2. Additions to Agenda

Additional agenda items were noted and considered at the appropriate times on the agenda.

3. Public Hearings

a. Community Development Block Grant Funding

1. Water Service Improvements – Volvo

Assistant County Administrator, Peter Huber, advised this project is in support of the Volvo Plant expansion plans. He reported the proposed water improvements would involve a new 12-inch water line along Alexander Drive in the vicinity of Randolph Park, as well as through the Cougar Park industrial site. Construction costs were reported to be estimated at \$500,000 with no local funds being anticipated.

Chairman Sheffey opened the public hearing for comments.

No comments were heard; therefore, the Chairman closed the public hearing.

On the motion of Mr. White, seconded by Mr. Cook and carried the Board of Supervisors adopted the following resolution authorizing application for CDBG funds:

Be it resolved that pursuant to two public hearings, the County of Pulaski, Virginia wishes to apply for \$700,000 of Virginia Community Development Block Grant funds for the Volvo GM Heavy Truck Corporation Water System Improvements Project.

Whereas, the Volvo GM Heavy Truck Corporation will be expending \$148

million on this project, it is projected that 1,277 jobs will result from the implementation of this project, of which 644 or 52% will be available to low- and moderate-income persons.

Be it further resolved that Joseph N. Morgan, County Administrator is hereby authorized to sign and submit the appropriate documents for submittal of this Virginia Community Development Block Grant application.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

2. Utility Services to Mobile Home Parks

Mr. Huber reported the above utility services project would provide sewer service to Lee Highway Courts (formerly Virginia Mobile Home Park) located on Rt. 11. He advised that the Virginia Department of Health has estimated that 13 of the 15 septic systems servicing the 80-unit mobile home park have failed, with 11 failing over the past two months. He reported no local funds are anticipated on this project.

Chairman Sheffey opened the public hearing for comments.

No comments were heard; therefore, the Chairman closed the public hearing.

On the motion of Mr. Cook, seconded by Mr. Conner and carried, the Board of Supervisors adopted the following resolution:

Whereas, the Lee Highway Court mobile home park and surrounding community has a history of failing septic systems as documented by the Virginia Department of Health; and

Whereas, it is projected that 118 residents will benefit from public sewer service of whom 98 or 83% percent are low- and moderate-income residents; and

Whereas, \$100,000 will be expended by Mr. Michael Boyer for the extension of sewer collection lines throughout the Lee Highway Court; and

Whereas, \$80,000 will be expended by the Pulaski County Public Service Authority in the form of uncollected sewer connection fees for low- and moderate-income residents living in the project service area.

Now Therefore Be It Resolved, that pursuant to two public hearings, the

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Pulaski County Board of Supervisors wishes to apply for \$700,000 of Virginia Community Development Block Grant funds for the Lee Highway Court Sewer project; and

Be it further resolved that Joseph N. Morgan, County Administrator is hereby authorized to sign and submit the appropriate documents for submittal of this Virginia Community Development Block Grant application.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

3. New River Valley Micro Enterprise Partnership

Mr. Huber reported the above project would provide business assistance to low- and moderate-income residents interested in starting their own business. It was also reported that a public hearing on this application had been held on March 22, 1999.

On the motion of Mr. Cook, seconded by Mr. Conner and carried, the Board of Supervisors adopted the following resolution:

Be it resolved that pursuant to two public hearings, the County of Pulaski wishes to support an application for \$160,000 of Virginia Community Development Block Grant funds for the New River Valley Micro Enterprise Partnership project of the New Enterprises Fund, Inc

Whereas, funds from the Virginia Enterprise Initiative (\$140,000), VMH, Inc. (\$300,000) and United States Department of Agriculture (\$39,220) will also be expended on this project, it is projected that 150 persons who are of low-to-moderate income will benefit through technical assistance, training, business loans and follow-up support for small enterprises;

Whereas, the Town of Christiansburg has agreed to serve as the grant administrator for this program as required by CDBG Regulations and these CDBG funds may be used for Regional Projects of which Pulaski County residents and businesses may participate;

Be it further resolved that Joseph N. Morgan, County Administrator, is hereby authorized and directed to sign such documents as may be required of the County for submittal of this Virginia Community Development Block Grant.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

- b. A rezoning request by **Dr. William G. and Janeen K. Clowdis** from Residential (R1) to Commercial (CM1) to allow a medical office facility, fitness center and assisted-living facility on 16.5 acres identified as tax map parcels 055-001-0000-041A, 44, 45, 46, located on the north side of Lee Hwy. (Rt. 11) about 0.4 mile east of Cougar Trail Rd. (Rt. 643), Massie District.

Mr. Huber advised the Board of Supervisors that the above rezoning request had been recommended for approval by the Planning Commission based on the conditions proffered by the applicant.

Chairman Sheffey opened the public hearing on this matter.

Ms. Rebecca Bird, adjacent property owner, read a letter to the Board of Supervisors regarding the rezoning request. She requested the Board provide for a buffer zone between her property and the proposed medical office facility. She offered to purchase the strip of property which would provide the buffer zone, and further offered to pay the legal fees for said purchase. She advised that if the buffer zone was provided for, she would not object to the rezoning request.

Dr. William G. Clowdis, applicant for the rezoning request, advised that a portion of the property already serves as a buffer zone with this portion having a park like atmosphere. He emphasized that the property will be used for a medical office facility, fitness center and an assisted-living facility.

No further comments were received; therefore, the Chairman closed the public hearing.

On the motion of Mr. White, seconded by Mr. Cook and carried, the Board of Supervisors approved the above rezoning request as recommended by the Planning Commission, with proffer of Dr. Clowdis regarding limitations for medical office, fitness center and assisted-living facility.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

- c. A rezoning request by **Richard Gordon, Jack and Kenneth Bowling** from Agricultural (A1) to Commercial (CM1) on 6.04 acres owned by **Charles Andrew Millar**, identified as tax map parcel 047-001-0000-013B, located on the east side of Cleburne Blvd. (Rt. 100) north of Dublin Corporate Limits, Ingles District.

Mr. Huber advised the Board of Supervisors that the Planning Commission recommends the above rezoning request be approved based on matching the existing zoning from the Town of Dublin across from the New River Community College entrance on Rt. 100.

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Chairman Sheffey opened the public hearing on this matter.

Mr. Terry McCraw, real estate agent with Townside Realtors, advised he represented the rezoning applicants. He reported the property was being purchased as an investment for potential development. He requested the Board to approve the rezoning request.

Dr. Victor Dritselis advised he was representing the seller of the property. He requested the Board to approve the rezoning request. He further clarified that the property behind the Blevins property is not included in the rezoning request.

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

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors approved the above rezoning request, as recommended by the Planning Commission, with modification that the rezoning is limited to an extension of the south property line of the adjacent Blevins residence.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

- d. A request by John B. & Joann P. Obenchain for an amendment of the Zoning Ordinance to add a use to allow **No Wake Buoys** where needed for safety of boat traffic in coves of limited width and/or length by Conditional Use Permit (CUP) only in the Claytor Lake Surface District.

Staff advised that the Planning Commission had tabled this matter; therefore, no action by the Board of Supervisors could be taken at this meeting.

- e. Prohibiting tractor trailer traffic on Robinson Tract Rd. (Rt. 738) from Cox Hollow Rd. (Rt. 641) to Bland County.

County Administrator, Joseph Morgan, advised the public hearing had been scheduled at the request of the Board of Supervisors.

Chairman Sheffey opened the public hearing on this matter.

Mr. Rhudy Rash, a property owner in the area, requested the Board consider allowing an exemption for agricultural purposes due to the transportation of cattle by tractor trailers to a number of the farms on Rt. 738.

Mr. J. D. Brugh, Virginia Department of Transportation Resident Engineer,

advised this could be addressed by adjusting the length where the tractor trailers are prohibited. He suggested moving the length to close tractor trailer traffic to the bottom of the mountain with an allowance of adequate space for the tractor trailer traffic to safely turn around.

Dr. Fariss inquired regarding the scheduled improvements for Rt. 738 and if a public hearing would be required again to allow tractor trailer traffic after the improvements. Mr. Brugh advised the improvements should be completed in 2001. He reported he was unsure as to whether or not another public hearing would be needed once the improvements had been made.

No further comments were heard; therefore, the Chairman closed the public hearing.

On the motion of Mr. White, seconded by Mr. Conner and carried, the Board of Supervisors recommended the Virginia Department of Transportation prohibit tractor trailer traffic on Route 738, Robinson Tract Road, from a point north of Rt. 641, Cox Hollow Road, where an appropriate turnaround can be found for tractor trailer traffic prior to the road ascending at the foot of Robinson Tract Mountain. The closed portion should extend north to the Bland County line. Further, the Board directed that once the road improvements allowing for safe tractor trailer passage had been completed on Rt. 738, no additional public hearing on this matter would need to be held to permit tractor trailer traffic. Further, the Board requested an allowance of necessary local traffic for agricultural and residential uses, be allowed up to the front of Robinson Tract Mountain.

Voting yes: Dr. Fariss, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: Mr. Cook.

f. Rural Utilities Service Loan Application To Fund Public Water Service Extension To The Dunkard's Bottom Community

Mr. Huber advised this loan application would provide for public water service extension to the Dunkard's Bottom Community at Claytor Lake. He reported the water rates proposed for this project would support the extension costs and no local funds would be required from the county.

Chairman Sheffey opened the public hearing on this matter.

Mr. R. L. Thomas, resident of Dunkard's Bottom, requested the Board to approve the submission of the loan application. He advised the residents need safe drinking water.

Ms. Mary Rash, a nearby resident of Dunkard's Bottom, requested to be

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included in the water service extension. She requested a copy of the map showing the proposed water line extension. Staff advised they would check to determine if Ms. Rash's resident was included in the proposed extension.

No further comments were heard; therefore, the Chairman closed the public hearing.

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors approved the Rural Utilities Service loan application to fund the public water service extension to the Dunkard's Bottom community.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

4. Highway Matters:

Virginia Department of Transportation (VDOT) Resident Engineer Dan Brugh met with the Board regarding the following highway matters:

a. Follow-up from Previous Board meeting:

1. Rt. 100, Cleburne Blvd., Rt. 1030 Bagging Plant Road Traffic Signal

Mr. Brugh advised the traffic signal is currently under review by VDOT, but should have the results back by the next regular Board meeting.

2. Status of One Grade Separated Railroad Crossing in Dublin in Lieu of Rt. 633, Powell Avenue, and Rt. 617, Ruebush Road, Existing Grade Crossings

Mr. Brugh reported a meeting was scheduled for next week with Norfolk Southern Railroad and Richmond VDOT staff regarding this matter. He advised an update can be provided to the Board at the next regular meeting.

3. Landfill Road Acceptance

Mr. Brugh confirmed that the landfill road had been accepted.

4. Rt. 693, Julia Simpkins Road, Single Lane, Low Weight Limit Bridges

Mr. Brugh reported that VDOT had reviewed the possibility of raising the weight limit on one of the bridges, and should have an estimate on this at the April Board meeting.

5. Request to Add Portion of Rt. 699, McFall Hollow Road to Six Year Plan

The Board instructed staff to add this request to the Six Year Plan waiting list which is scheduled to be reviewed this Fall.

6. Rt. 600, Belspring Road, Widening Cost Estimate

Mr. Brugh advised he should be receiving the cost estimate on the above widening shortly.

7. Replacement of Road Name Signs on Old Rt. 100

Mr. Brugh reported that due to vandalism the road name signs on Old Rt. 100 had had to be reworked.

Supervisor Cook noted that the sign at Rt. 787, Peak Creek Road, needed repair or replacement. Mr. Brugh requested county staff to provide an exact location of this sign and VDOT would take care of either replacing or repairing the street sign.

b. Scheduling of Rural Additions Road Viewing

The Board set June 12, 1999 at 8 a.m. for the annual road viewing with the itinerary and tour route to begin at the most convenient starting point.

c. I-81 Exits Appearance & Need for Planning Improvements

Mr. Brugh reported that VDOT currently cleans the I-81 exits every other month using inmate labor. County Administrator, Joseph Morgan, noted that the Clean Community Council had inquired about landscape planning and other possible improvements to the exits by VDOT. Mr. Brugh suggested the Clean Community Council contact the VDOT district landscaping staff for a possible presentation to the Clean Community Council.

d. Signal Study Results, Rt. 611, Newbern Road, and Rt. 643, Cougar Trail Road

Mr. Brugh advised the VDOT study results had been received and said results indicate that a traffic signal is not warranted.

e. Signal Funding at Walmart and Fire/Rescue Entrance on Rt. 114, Peppers Ferry

Boulevard

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors authorized the expenditure of \$7,000 for paving the roadway on the fire and rescue station property to accommodate the new signal required on Rt. 114, Peppers Ferry Boulevard due to the location of Wal-Mart. All other costs of signal and intersection to be borne by the shopping center developers.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

f. Rural Addition Request – Montgomery Hollow Road

The Board requested staff to add the above rural addition request to the rural additions listing for viewing on June 12, 1999 by the Board.

g. Signal Activation at Rt. 114, Pepper's Ferry Blvd. & Rt. 679, Viscoe Road

County Administrator, Joseph Morgan, advised the Board and VDOT officials of three accidents recently occurring at the Rt. 114, Pepper's Ferry Blvd., and Rt. 679, Viscoe Road. Further, he reported that two additional industries were expected to locate at the New River Industrial Park creating additional traffic on Rt. 679, Viscoe Road. He requested VDOT consider activating the signal light at the above location for safety reasons.

Mr. Brugh advised VDOT would monitor this area for the next six months since the traffic is expected to increase and determine if the signal activation is needed. However, he reported that certain standards have to be met before the signal can be activated.

h. Citizen Concerns

Mr. Jason Kaplin advised his sister-in-law, a Motion Control employee, had recently been injured in a vehicle accident at Rt. 114, Pepper's Ferry Blvd., and Route 679, Viscoe Road. He encouraged VDOT to activate the traffic signal to prevent future injuries and accidents at this intersection.

i. Board of Supervisors

Supervisor Sheffey reported pavement breakage throughout the county. Mr. Brugh reported that pavement patching should be starting the first of April, 1999.

Supervisor Conner reported Rt. 601, Little Creek Road, the unpaved section to be almost impassable. Mr. Brugh advised VDOT will grade this section.

Mr. Brugh reported that VDOT would be holding an information session on the

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Memorial Bridge replacement on March 24 from 4:00 p.m. to 7:00 p.m. at the Radford Recreation Department. The Board requested the Mr. Brugh to bring the displays on the Memorial Bridge replacement for showing prior to a Board of Supervisors meeting either in April or May.

5. Treasurer's Report

The Board reviewed with Treasurer Rose Marie Tickle the monthly trial balance report, sales tax distribution report and the past month activity regarding certificates of deposits. The Board accepted the reports as presented by the Treasurer.

6. Presentation and Update on New River Criminal Justice Training Academy

Galax Police Chief and Chairman of the New River Criminal Justice Training Academy Board, Ray Melton, gave a status report on the re-chartering of the Academy. Mr. Melton advised under the current section of the Code of Virginia, in which the Academy is chartered, the regional jail personnel are not allowed membership to the academy. Therefore, the need to change the Academy's charter to allow for the regional jail membership.

The Board requested Mr. Melton to provide a copy of the pending state Criminal Justice Services Board regulation changes regarding the training academies, and requested the County Attorney to review the documents to allow the change of organization for the Academy to become an authority, with the County Attorney to report on this matter at the April Board meeting.

7. Presentation by Downtown Pulaski, Inc. (DPI)

Ms. Rebecca English presented a power-point presentation to the Board of Supervisors regarding the Downtown Pulaski, Inc. plans and activities for the upcoming months.

8. Citizens' Comments

Mr. Allen Weddle expressed concerns regarding the lack of a playing field for the Pulaski County High School baseball team this spring. Chairman Sheffey advised Mr. Weddle to contact the School Board directly regarding this matter. It was noted that the School Board had previously reported the baseball team would be using Calfee Park this spring for baseball games.

9. Reports from the County Administrator & Staff:

a. Key Activity Timetable

The Board reviewed the current Key Activity Timetable as prepared by county staff.

b. Clean-up of Property Owned by John I. & Nancy Ritter

Staff reported that no clean up efforts had been taken by the above listed property owners. Further, the property had previously been cleaned up at a cost of \$8,000 to the county, and a lien has been placed on the property for the clean up costs.

On the motion of Mr. Cook, seconded by Mr. Conner and carried, the Board of Supervisors authorized staff to sell the store property (tax map parcel #012-001-0000-0200) owned by John I. & Nancy Ritter to recover the lien amount of \$8,000 and authorized the cleanup of the store property and removal of store building structure if said sale results in title to property being obtained by the county. Further, the Board instructed staff to pursue enforcement of clean up of the residence property on tax map parcel 012-001-0000-0199.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey and Mr. Conner.

Voting no: none.

Abstaining: Mr. White.

c. Employee Health Care Coverage Self-Insurance RFP

Staff provided the Board with a status report on the procurement of employee health care through the NRV Consortium. Staff further recommended the county not issue a request for proposals for self-insurance employee health care plans at this time.

d. Report on Withdrawn Zoning Requests

Staff reported the approximate cost per zoning hearing to be \$80.00, with the current application fee of \$25.00 regardless of whether one or two hearings are held.

On the motion of Dr. Fariss, seconded by Mr. Cook and carried, the Board of Supervisors approved charging the rezoning applicants all costs of advertisement in cases where the application is withdrawn, and requested the County Attorney to review the procedure for compliance with the state code.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

e. Rt. 100 Water/Sewer/Street Lights Study Results

Joseph Morgan, County Administrator, reviewed with the Board the cost estimates for the lighting on Rt. 100 ranging from \$35,000 to \$125,000. Said costs depending upon the utilization of wood poles with wiring overhead or aluminum poles with wiring underground.

Dr. Fariss requested staff to determine why the monthly cost is greater for the

aluminum poles verses the wood poles using the same intensity of lighting.

Chairman Sheffey requested staff to survey existing businesses along Route 100 to determine their willingness to contribute to the cost of the street lighting, since the lighting will benefit entrances and road frontages.

The Board agreed for staff to proceed with developing a plan for the street lighting of Rt. 100 with wooden poles and overhead wiring.

f. Commerce Park Draft Agreement

The Board of Supervisors reviewed the Commerce Park Draft Agreement and requested that Chairman Sheffey and Supervisor Conner forward the following concerns to the Virginia First Authority members:

\*Page 6, delete first full sentence, which reads: "In no event shall the amount of such Revenue decrease during the term of this Agreement.";

\*Page 5, Section IX – Allow participating members first option on purchase of shares for sale by other participating members; and

\*Clarify reason for Section XII.

g. Grace Period on Late Purchase of Dog License

Supervisor Conner expressed concerns regarding the double charge on dog licenses if purchased after January 31<sup>st</sup>. He suggested a grace period be allowed.

The Board instructed staff to advertise for a public hearing at the April regular meeting the deletion of the double charge for dog licenses after the due date.

h. Appointments

1. PEP Steering Committee Attendees List
2. Clean Community Council
3. Due in 1999
4. Citizens Interested in Serving on Boards, Etc.
5. New River Resource Authority

The Board deferred action on appointments until the executive session portion of the meeting.

10. Items of Consent:

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On the motion of Mr. Conner, seconded by Mr. White and carried, the Board of Supervisors approved the following items of consent, unless otherwise noted.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

a. Minutes of February 22, 1999 & Correction to Minutes of December 21, 1998

The Board approved the minutes of February 22, 1999, March 8, and correction to minutes of December 21, 1998 as presented.

b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 22847 through 23208.

c. Appropriations and Transfers

1. Interoffice Transfers #9 - \$51,172.40

The Board approved interoffice transfers #9 in the amount of \$51,172.40 as prepared by Management Services Director, Nancy Burchett.

2. General Fund Additional Appropriation #10 - \$99,751.00

Revenues:

1401-01 Court Fines – Sheriff’s Office	\$ 2,500.00
1803-13 Refund/Overpayments	67,725.00
1502-06 Office on Youth Donation Sale of Equip	80.00
2404-30 Victims Assistance Grant	22,198.00
Total	\$ 92,503.00

Expenditures:

3102-5409 Sheriff’s Office – Policing Supplies	\$ 1,500.00
3102-5410 Sheriff’s Office – Uniforms	1,000.00
5322-5412 Office on Youth - Recreational Supplies	80.00
5338-5606 Victims Assistance Grant	22,198.00
7115-1001 Friends of Claytor Lake – Salaries	3,900.00
7115-2001 Friends of Claytor Lake - FICA	350.00
7115-4006 Friends of Claytor Lake – Garage Parks	750.00
9104-5804 Erroneous Assessments - Refunds	2,000.00
9310-5804 Revenue Refunds - Other	67,725.00

9310-5822 Revenue Refunds – Dog Tags 3.00

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9310-5823 Revenue Refunds – Bldg. Permits	145.00
9310-5824 Revenue Refunds – County Decals	100.00
	\$ 99,751.00

3. School Fund Additional Appropriation #14 - \$20,981 -  
Grant Special Education & #15, \$25,304 & #16, \$54,082  
& Budget Transfers Title 1

#14

Revenues:

3301-32 Sliver Grant Special Education	\$ 20,981.00
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Expenditures:

6980-114120 Special Ed. Instructional Aides	\$ 5,265.00
6980-162120 Special Ed. Supplements	2,500.00
6980-210120 Special Ed. FICA	595.00
6980-314020 Special Ed. Other Prof. Services	2,502.00
6980-550420 Special Ed. Travel	1,000.00
6980-601320 Special Ed. Material & Supplies	9,119.00
Total	\$ 20,981.00

#15

Revenues:

3301-19 Title II DTE Projects	\$ 25,304.00
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Expenditures:

6950-1521 Title II Teacher Substitutes	\$ 5,700.00
6950-2101 Title II FICA	666.00
6950-3140 Title II Other Prof. Services	13,261.00
6950-5504 Title II Travel	3,827.00
6950-6013 – Title II Instructional Materials	1,850.00
Total	\$ 25,304.00

#16

Revenues:

3301-28 Goals Reimbursement	\$ 54,082.31
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Expenditures:

6992-1621 Goals 2000 Supplemental Salaries	\$ 967.00
6992-2101 Goals 2000 FICA	74.31
6992-3140 Goals 2000 Other Prof. Services	18,041.00
6992-8201 Goals 2000 Machinery & Equip.	35,000.00
Total	\$ 54,082.31

Transfers Title I #1:

Revenues:

3301-09 Title I	\$ -27,159.00
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Expenditures:

6989-314010 Title I Current Other Prof. Serv.	\$ -13,579.00
6989-601310 Title I Current Instruct. Supplies	-13,580.00
Total	\$ -27,159.00

Expenditures:

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6990-110210 Title I Carryover Salaries	\$ - 4,737.00
6990-210110 Title I Carryover FICA	- 301.00
6990-221110 Title I Carryover VRS	- 536.00
6990-231010 Title I Carryover Health Ins.	- 169.00
Total	\$ - 5,743.00

Expenditures:

6991-112110 Title I Past Yr. Salaries	\$ 3,973.00
6991-210110 Title I Past Yr. FICA	302.00
6991-221110 Title I Past Yr. VRS	536.00
6991-230110 Title I Past Yr. Health Ins.	167.00
6991-280110 Title I Past Yr. Flex Plan	1.00
6991-6013 Title I Past Yr. Instructional Supplies	764.00
Total	\$ 5,743.00

4. School Construction Fund #1 - \$210,000

Revenues:

1501-02 Interest \$ 210,000.00

Expenditures:

9101-9038-02 Debt Interest Payments \$ 210,000.00

d. Contracts:

1. Banking Services

The Board approved extending the banking services contract with Community National Bank for an additional two years beginning July 1, 1999 under the current terms, plus a .15 cent per PSA coupon payment processed by CNB with this cost to be paid by the Public Service Authority.

2. County Administration Building Painting Contract

The Board approved the County Administration Building Contract award to Tilley Paint Company in the amount of \$29,450. It was noted that Tilley was the sole bidder.

3. Change Orders

There were no change orders presented for approval at this meeting.

4. Circuit Court Clerk Computer Replacement

The Board ratified the replacement purchase of a computer for the Circuit Court Clerk with the cost of the computer to come from state Technology Funds already received by the county from the state.

e. Personnel Changes

The Board reviewed recent personnel changes as presented by Director of Management Services Nancy Burchett.

f. Endorsement of New River/Mount Rogers as Workforce Investment Area

The Board of Supervisors adopted the following resolution of endorsement regarding the New River/Mount Rogers as a Workforce Investment Area:

The Pulaski County Board of Supervisors desires to go on record as supporting the following action under the provisions of the Workforce Investment Act of 1998:

1. Designation of the local jurisdictions which constitutes the New River/Mount Rogers areas as the Local Workforce Investment Area; and
2. Appointment of the New River/Mount Rogers Private Industry Council as the Workforce Investment Board for the same Local Workforce Investment Area.

g. "Welcome Sign" Design

The Board approved the county "welcome sign" design as recommended by staff. It was noted that county staff is currently working with VDOT to complete the application for the sign site on the I-81 north bound lane between the Wythe County and the Rt. 100/11 exit.

h. Fireworks Permit June 4 Claytor Lake 51st Anniversary

The Board approved the issuance of a fireworks permit for the June 4 fireworks display at Claytor Lake for the 51<sup>st</sup> anniversary activities.

i. Internet Utilization Policy

The Board approved the following Internet Utilization Policy as presented by staff:

**Internet Acceptable Use Policy**  
**Effective Date: March 23, 1999**

I. Purpose

Internet Services are provided by the County of Pulaski to support open communications and exchange of information and the opportunity for collaborative government-related work. The County of Pulaski encourages the use of electronic communications by its departments and

employees. Although access to information and information technology is important to county departments and their staff, use of Internet services is a revocable privilege. Conformance with acceptable use, as expressed in this policy statement is required. The County of Pulaski departments are expected to maintain and enforce this policy.

## II. Policy

### A. General Principles

1. Internet access as provided by the County of Pulaski imposes certain responsibilities, limitations, and obligations upon the recipient of that access. Acceptable use shall be for, or in support of, county business only. Acceptable use is in the consumption of shared resources. It demonstrates respect for intellectual property, ownership of data, system security mechanisms, and intimidation, harassment, and unwarranted intrusion. Before Internet access is provided to an employee by the county, a Notification of Receipt of Internet Acceptable Use Policy form must be filled out by the employee and filed in the personnel records of the employee.
2. Acceptable use of county provided Internet access is subject to local, state, federal and international laws. Any attempt to break those laws through the use of the Internet may result in litigation against the offender by the proper authorities. If such an event should occur, the County of Pulaski will fully ~~comply~~ *cooperate* with the authorities to provide any information necessary for the litigation process. Nothing contained herein shall be construed to refute, abridge, or otherwise negate the effect and full force of any such laws.
3. In making appropriate use of access to the Internet, the recipient of that access shall:
  - a. Use resources only for authorized purposes;
  - b. Protect their USERID including their PASSWORD from unauthorized use. The user is responsible for all activities which transpire under ~~their~~ *his or her* USERID;
  - c. Access only files and data that the user owns, that are publicly available, or to which the user has been given specific access;
  - d. Use only legal versions of copyrighted software in compliance with vendor license requirements; and
  - e. Be considerate in their use of the Internet as it is a shared

resource. They shall refrain from monopolizing systems, overloading networks, or wasting computer time, connect time, disk space, printer paper, manuals or other documentation including on-line sources, or other resources.

4. In making appropriate use of access to the Internet, the recipient of that access shall NOT:
  - a. Use another person's USERID and PASSWORD;
  - b. Use another person's files, system, or data without specific permission *or without authorization*;
  - c. Use computer programs to attempt to decode passwords or encrypted information or to otherwise circumvent system access control;
  - d. Engage in any activity that might be harmful to systems or the information stored therein; e.g., including, but not limited to, creating or propagating viruses, disrupting services, or damaging files;
  - e. Alter in any way county provided Internet access configurations without specific authorization from the county's Director of Information Technology or ~~their~~ *his or her* designee;
  - f. Use of the county's systems for partisan political purposes including the use of electronic mail to circulate advertising for candidates to elected office;
  - g. Make or use illegal copies of copyright protected material including software, nor shall they store such copies on county resources or transmit same by use of county resources;
  - h. Use mail or message services to harass, intimidate, or otherwise annoy another person or group of persons; e.g., by intentionally broadcasting unsolicited messages or sending unwarranted mail;
  - i. Waste computing resources, e.g., by intentionally placing a program in an endless loop or by causing excessive amounts of printing;
  - j. Use for access to and distribution of indecent or obscene material; and
  - k. Use the county granted Internet access for personal gain.

B. Enforcement and Penalties

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1. Enforcement

- a. The county considers any violation of this policy, including suspected violations, a matter of serious concern.
- b. The county reserves the right to monitor usage, copy and examine any files maintained on county resources.

2. Penalties

- a. The county may, at its discretion, immediately revoke the privilege of access to the Internet without prior notice to the user.
- b. Violation of this policy may subject the individual responsible and the holder of a county provided USERID, if not one and the same, to disciplinary action in accordance with the ~~County of Pulaski, Virginia Disciplinary Policy~~ Pulaski County Personnel policy.
- c. Nothing in the foregoing shall limit the county in prosecution of individuals or in the attempt to recover damages including specific remedies contained in:
  - 1. The Privacy Protection Act of 1974;
  - 2. The Computer Fraud and Abuse Act of 1986;
  - 3. The Computer Virus Eradication of 1989;
  - 4. Statutes addressing the Interstate Transport of Stolen Property;
  - 5. The Virginia Computer Crimes Act;
  - 6. The Electronic Communications and Privacy Act; and
  - 7. The Telecommunications Act of 1996.

j. Fair Housing Resolution

The Board approved the following Fair Housing Resolution:

Be it known by all persons, that the following resolution of the Board of Supervisors, endorsing the concept of Fair Housing, was duly adopted and approved on March 22, 1999.

WHEREAS, discrimination on the basis of race, color, religion, national

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origin, sex, age, familial status or handicap in connection with the sale, purchase, leasing, or financing of housing facilities will be prohibited by Pulaski County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Pulaski County Virginia, endorses the concept of fair housing within the county and that the County Administrator is the designated Fair Housing Administrator and is hereby authorized to further the county's efforts in this regard.

k. 1999-2000 Local Government Challenge Grant

The Board approved submission of a 1999-2000 Local Government Challenge Grant on behalf of the Fine Arts Center of the New River Valley.

l. 1999 Business Appreciation Week Proclamation

The Board of Supervisors adopted the following proclamation regarding 1999 Business Appreciation Week:

WHEREAS, the Pulaski County Board of Supervisors is pleased to have a thriving base of business and industry to support the local economy; and

WHEREAS, these businesses provide essential employment opportunities for the citizens of Pulaski County; and

WHEREAS, these businesses also make significant contributions in our communities to promote educational opportunities for our children and promote a variety of activities which increase the quality of life of the area; and

WHEREAS, we recognize and appreciate these businesses;

NOW, THEREFORE, the Pulaski County Board of Supervisors hereby recognizes our existing businesses, and by virtue of this proclamation give notice to our citizens that we acknowledge that, Thanks to Your, Virginia Works; and

BE IT FURTHER RESOLVED, that the week of May 16-22, 1999 is hereby declared Business Appreciation Week in Pulaski County.

Adopted this 22<sup>nd</sup> day of March, 1999.

m. Y2K Compliance

The Board approved a Y2K Compliance revised plan, a status report and a statement to be distributed to county vendors and PSA commercial utility customers as recommended by staff, subject to concurrence of the county attorney.

n. Computer Assistance for Chamber of Commerce

The Board approved purchasing a computer for the Pulaski County Chamber of Commerce in an amount of \$1,800 contingent upon surplus computer equipment not being available from the School Board or county.

11. Citizen Comments

No further citizen comments were heard.

12. Other Matters from Supervisors

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors adopted the following resolution of appreciation for the service of former New River Resource Recovery Committee Chairman Paul Steele:

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

**RESOLUTION OF APPRECIATION  
PAUL STEELE**

WHEREAS, Paul Steele served as the Chairman of the New River Resource Authority (NRRRA) Resource Recovery Committee since its inception; and

WHEREAS, through his leadership, the Resource Recovery Committee thoroughly examined many alternatives to recycling and reuse of the over 45,000 tons of waste annually generated by the citizens of Pulaski County; and

WHEREAS, through his insight, seemingly attractive waste disposal practices such as incineration, mixed waste recycling and curbside recycling were determined inappropriate at the current time for our citizenry; and

WHEREAS, through his creativity and diligence, real waste stream reduction and landfill life extension have been achieved through both wood / yard waste recycling into mulch and industry by-product reuse; and

WHEREAS, through his perseverance, efforts are continuing to implement significant waste reduction through organic composting; and

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WHEREAS, his guidance has benefited the current and future citizens of Pulaski County; and

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors does hereby commend and express its appreciation for the service of Paul Steele to the county and its citizens; and

BE IT FURTHER RESOLVED, that that text of this resolution be spread on the minutes of the Board of Supervisors in permanent testimony of its appreciation to the service provided by Paul Steele to the citizens of Pulaski County.

Adopted this 22<sup>nd</sup> day of March, 1999.

Supervisor Sheffey requested staff to share the Virginia Town and City article on Prince William County Water Park with Randolph Park Advisory Committee.

13. Executive Session – 2.1-344(A)

It was moved by Mr. Cook, seconded by Mr. Conner carried, to enter executive session in accordance with Section 2.1-344(a) of the Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition and prospective industry.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

Return to Regular Session

It was moved by Dr. Fariss, seconded by Mr. Conner and carried, that the Board of Supervisors return to regular session.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

Certification of Conformance with the Virginia Freedom of Information Act

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

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

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by this

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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 to the best of each members' 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 this motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

\*Appointments:

It was moved by Dr. Fariss, seconded by Mr. White and carried, that the Board approve the following appointments and other actions:

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none.

1. PEP Steering Committee

The Board requested staff to send a letter of appreciation to former PEP member Tom Pullen, and submit a listing of county plant manager or other key executives for the Board to review at its April meeting as possible representatives of existing industry.

2. Clean Community Council

The Board appointed Mr. Sterling Kinser to represent the Pulaski County Sheriff's Department on the Clean Community Council for an indefinite term.

3. Due in 1999

The Board instructed staff to place the appointments due in 1999 on the April Board of Supervisors meeting agenda.

4. Citizens Interested in Serving On Board, Etc.

The Board requested staff to add the name of Ms. Brenda Sue Tolley to the listing of interested citizens to serve on boards, etc. in the future.

5. New River Resource Authority

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The Board appointed Supervisor Sheffey to fill the remaining term of Supervisor White on the New River Resource Authority Board.

\*Legal Matters:

The Board requested staff review with the Randolph Park Advisory Committee possibly naming the internal road at Randolph Park for former Supervisor Mason A. Vaughan, Sr.

The Board instructed staff to send School Superintendent David Cox copies of the Board of Supervisors minutes, when printed, and to request a copy of the School Board minutes, when printed, from Superintendent Cox for distribution to Supervisors Fariss and Sheffey.

The Board requested the county attorney to work with the school administration in acquiring an option on a potential Draper School site in return for a site analysis.

14. Adjournment

On the motion of Mr. White, seconded by Dr. Fariss and carried, the Board of Supervisors adjourned to reconvene on Tuesday, March 30<sup>th</sup> at 7:00 p.m. at Calfee Park, Town of Pulaski, Pulaski, Virginia with the Town Councils of the Town of Pulaski and Town of Dublin.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. White and Mr. Conner.

Voting no: none

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Joseph L. Sheffey, Chairman

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Joseph N. Morgan, Clerk