

## BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

At a regular meeting of the Pulaski County Board of Supervisors held on February 26, 2001 at 7:00 p.m. at the 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, Vice-Chairman; Charles E. Cook; William E. "Eddie" Hale; and Frank R. Conner. Staff members present included County Administrator, Peter M. Huber; Assistant County Administrator, Nancy M. Burchett and Office Manager, Gena T. Hanks.

### 1. Invocation

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

### 2. Additions to Agenda

The Board reviewed additions to the agenda and accepted them as presented by staff.

### 3. Public Hearing

#### a. Rural Development – Water & Sewer Applications

County Administrator, Peter Huber, reviewed with the Board of Supervisors a detailed listing of the proposed Rural Development grant applications for water and sewer projects in the county. The proposed projects included Lee Highway Mobile Home Park, Tiny Town Mobile Home Park; Mabry Court Mobile Home Park, Gateway Mobile Home Park, Hidden Valley Camping Club, Dunkard's Bottom Subdivision, and potentially the communities of Highland Park, Rolling Hills, Orchard Hills and Sunny Acres Subdivisions. Mr. Huber noted that for the Dublin area subdivisions, citizens would need to be polled regarding their interest in sewer service prior to acceptance of any loan or grant funds.

Chairman Sheffey opened the public hearing on this matter.

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

Dr. Fariss requested staff to obtain information from the Health Department regarding life expectancies for present septic systems in the Dublin area.

It was then moved by Dr. Fariss, seconded by Mr. Conner and carried, to authorize staff to apply for funding through Rural Development for all of the above listed projects with the understanding that residents of the Dublin area subdivisions be polled to determine their interest in sewer service prior to acceptance of any loan or grant funds from Rural Development.

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

Voting no: none.

b. Community Development Block Grant Applications

County Administrator, Peter Huber, advised the purpose of this public hearing is to solicit ideas for possible funding applications for Community Development Block Grants. Further, the hearing is required in order for the county to be eligible to apply for said funds, should a viable project be identified.

Mr. Huber reported that at least 51% of those served by a project have to meet low and moderate-income guidelines. At the request of Chairman Sheffey, Mr. Huber gave examples of projects funded by these funds in the past to include water and sewer projects, and industrial access roads.

Chairman Sheffey opened the public hearing for comments.

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

Mr. Huber reported that an additional public hearing would need to be held on the application for Community Development Block Grant funds, should an application be made.

4. Highway Matters:

The Board met with Virginia Department of Transportation Resident Engineer, Dan Brugh, regarding the following highway matters:

a. Follow-up from Previous Board meeting

1. Rural Addition Status Report

The Board reviewed the rural addition status report as presented by Emergency Management Coordinator, Stan Crigger. Staff was directed to meet with Virginia Department of Highway officials and residents of School House Lane and Hilltop Road to confirm the status of the right-of-ways needed for these two projects to proceed. Further, the Board requested a current listing of all rural additions.

County Attorney, Thomas J. McCarthy, Jr., noted that he was still working with Norfolk and Southern Railway on the needed right-of-way for the Cook's Lane project.

Supervisor Conner noted that the Black Hollow Heights Lane could proceed since the right-of-ways had been obtained.

Therefore, it was moved by Mr. Conner, seconded by Mr. Cook and carried, to request Virginia Department of Highways and Transportation to proceed with the Black Hollow Heights Lane project as a rural addition.

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

Voting no: none.

The Board also authorized staff to proceed with recording the right-of-way plat for the Harry DeHaven Park Street.

2. Annual Funding Availability for Rural Additions

Mr. Brugh reported that about \$90,000 would available in June 2001 for rural addition projects.

b. Rt. 99 Four-Laning

Mr. Brugh reported the engineering and planning are complete for the four-laning of Rt. 99. However, he advised the construction funding had not been identified at this time for this project. He emphasized the need to submit this project at the road allocations hearing this spring.

c. Request for guardrail on a portion of the right side of Route 693 between Reed Creek Enterprises and Hoover Color

Mr. Brugh reported he would add this request to the overall list of guardrail requests. He further advised he would provide the Board with an updated listing of these requests at the March meeting of the Board of Supervisors.

d. Request to Add Deerwood Forest as Rural Addition

On the motion of Mr. Hale, seconded by Dr. Fariss and carried, the Board of Supervisors approved adding Deerwood Forest as a rural addition request with staff to contact Larry Day of the Virginia Department of Highways and Transportation to confirm this road's eligibility as a rural addition, as well as the cost.

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

Voting no: none.

The Board further requested staff to set a tentative date for the annual road viewing.

e. Randolph Park Recreational Access Road

On the motion of Dr. Fariss, seconded by Mr. Cook and carried, the Board of Supervisors approved the following resolution regarding the Randolph Park Recreational Access Road:

**RANDOLPH PARK RECREATIONAL ACCESS ROAD  
RESOLUTION**

WHEREAS, the Randolph Park is owned and is to be developed by the County of Pulaski as a recreational facility serving the residents of Pulaski County and adjoining localities; and

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

WHEREAS, the facility is in need of adequate access; and

WHEREAS, the procedure governing the allocation of recreational access funds as set forth in Section 33.1-223 of the Code of Virginia requires joint action by the Director of the Department of Conservation and Recreation and the Commonwealth Transportation Board; and

WHEREAS, a statement of policy agreed upon between the said Director and Board approves the use of such funds for the construction of access roads to publicly-owned recreational areas or historical sites; and

WHEREAS, it appears to the Pulaski County Board of Supervisors that all requirements of the law have been met to permit the Director of the Department of Conservation and Recreation to designate the Randolph Park as a public (recreational facility/historical site) and further permit the Commonwealth Transportation Board to provide funds for access to this public recreation area in accordance with Section 33.1-223 of the Code of Virginia; and

WHEREAS, the right of way of the proposed access road is provided by the County of Pulaski at no cost to the Recreational Access Fund; and

WHEREAS, the Pulaski County Board of Supervisors acknowledges that, pursuant to the provisions of Section 33.1-223 of the Code of Virginia, this road shall be designated a "Virginia Byway" and recommends the Commonwealth Transportation Board, in cooperation with the Director of the Department of Conservation and Recreation, take the appropriate action to implement this designation. Further, the Pulaski County Board of Supervisors agrees, in keeping with the intent of Section 33.1-63 of the Code of Virginia, to use its good offices to reasonably protect the aesthetic or cultural value of this road.

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors hereby requests the Director of the Department of Conservation and Recreation to designate the Randolph Park as a public (recreational area/historical site) and to recommend to the Commonwealth Transportation Board that recreational access funds be allocated for an access road to serve said park; and

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

BE IT FURTHER RESOLVED, that the Commonwealth Transportation Board is hereby requested to allocate the necessary recreational access funds to provide a suitable access road as hereinbefore described.

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

Voting no: none.

f. Draft Six Year Plan

Mr. Brugh reviewed the draft of the Six-Year Plan. He reported that some advertising dates possibly may change but otherwise, the draft copy should be final. In addition, he advised that VDOT would be able to work on all the projects listed on the Six-Year Plan within the six years.

On the motion of Dr. Fariss, seconded by Mr. Cook and carried, the Board accepted the plan as presented by the Resident Engineer, Dan Brugh.

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

Voting no: none.

g. Board of Supervisors Concerns

Supervisor Cook expressed concerns regarding the Peak Creek Bridge deterioration. Mr. Brugh advised that VDOT does plan to replace this bridge with federal funds in the near future.

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors approved adding a portion of Rt. 693, from Rt. 764, Rock Creek Road, to the Carroll County line, to the waiting list of road improvements.

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

Voting no: none.

Supervisor Fariss also requested VDOT to review Rt. 752 for guardrails.

## BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

Supervisor Sheffey inquired regarding the status of the Memorial Bridge replacement. Mr. Brugh reported the projected start date for this project is summer 2001. Further, he advised the bridge replacement should take approximately three years to complete.

Supervisor Sheffey requested VDOT to hold a community meeting to inform the residents of plans for the replacement of the Parrott River Bridge with a temporary bridge. Mr. Brugh advised he would be happy to coordinate such a meeting.

### h. Citizen Concerns

Ed Hoggatt requested street lighting on either side of the intersection of Rt. 11, Lee Highway, and Rt. 643, Cougar Trail Road, due to present lights blinding drivers for a few seconds.

Al Davis of New River requested that Rt. 798, Falling Branch Road be to the six-year plan due to traffic on the road. He also noted a curve on the road which needed to be widened, and his concern for the location of a fence on a PSA easement by the removal of a fence.

The Board requested staff to report back to the Board of Supervisors on the potential relocation of the fence at Turner's junkyard in New River.

No further citizen comments were heard at this time regarding highway matters.

Dan Brugh of VDOT also advised that the traffic signal at the intersection of Rt. 114, Pepper's Ferry Blvd., & Rt. 679, Viscoe Road, would be activated the first week of March. Chairman Sheffey requested VDOT to notify the Homeowner's Association at Heron's Landing and the Planning District Commission of this.

### 5. Treasurer's Report

Treasurer Rose Marie Tickle presented the monthly trial balance report, the report of certificates of deposits and the sales tax distribution monthly reports. The Board accepted these reports as presented.

6. Citizens' Comments

Dan Grubb requested the Board consider making the Claytor Lake Festival Committee a part of the county's official committee appointments for insurance purposes.

7. Reports from the County Administrator & Staff:

a. Key Activity Timetable

The Board reviewed the Key Activity Timetable as prepared by staff. The Board accepted the timetable as presented.

b. Report on PSA Water Rates

The Board reviewed a report on the current Public Service Authority water rates and the advantages and disadvantages of a multiple rate system. County Administrator, Peter Huber, reported a single rate for all PSA customers could result in a rate increase for older PSA customers.

The Board requested staff to provide calculations determining what the uniform rate might be for PSA customers if one rate was charged.

c. Revenue Projections

The Board reviewed a spreadsheet of local revenue projections for FY 02. Staff reported a 4.22% increase in local revenues above FY 01. The Board also reviewed a graph regarding past year's cash flow of the county since July 99 to present, as well as a debt service graph. Further, staff presented a report on tax dollars needed to fund future debts and the impact on real estate, personal property, merchant's capital and machinery and tools taxes.

Dr. Fariss inquired as to the percentage of increase in local revenues for this fiscal year (FY 01). Staff advised this information will be included in a future weekly update.

The Board requested staff to prepare the budget charts and graphs in color if at all possible.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

d. Appointments:

The Board deferred the following appointments until the closed meeting session of this meeting:

1. Public Service Authority
2. Pulaski County Sewerage Authority
3. Pulaski Encouraging Progress Steering Committee
4. Claytor Lake Celebration Committee

e. Randolph Park Loan

Supervisor Cook reported that approximately \$1,500,000 was needed to complete the Randolph Park project. He requested the Board to approve funding \$1,000,000 as a loan for this project with the understanding any private donations made in the future would be remitted to the county as payment toward this loan.

Supervisor Cook also requested the Board to allocate \$500,000 toward funding the new Visitor's Center.

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors approved the appropriation of \$500,000 for the Randolph Park Project and further authorized staff to advertise for public hearing the appropriation of an additional \$500,000 for the Park and \$500,000 for the Visitor's Center for the March regular meeting of the Board, per Virginia Code Section 15.2-2507.

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

Voting no: none.

8. Items of Consent:

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

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

Voting no: none.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

a. Minutes of January 22, 2001

The Board approved the minutes of January 22, 2001 as presented by staff.

b. Accounts Payable

The Board approved the accounts payable listing as presented on check numbers 30908 through 31237.

c. Appropriations and Transfers:

1. Interoffice Transfer #8 - \$44,660.25

The Board approved interoffice transfer #8 in the amount of \$44,660.25 as prepared by Assistant County Administrator, Nancy M. Burchett.

2. General Fund Appropriations #14 - \$77,827.60

Revenues:

1901-16 Comm. Attorney Seized Assets	\$	230.40
1901-27 Offenders Fees		1,232.00
1899-76 Friends of Claytor Lake Donations		285.00
1803-13 Refunds		<u>942.20</u>
Total	\$	2,689.60

Expenditures:

2201-7137 Comm. Attorney Seized Assets	\$	230.40
3307-300915 Comm. Oriented Grant		1,232.00
3501-1003 Animal Control Part time Wages		3,558.00
3501-2001 Animal Control FICA		272.00
3501-2005 Animal Control Health Dept.		1,030.00
3501-2011 Animal Control Worker's Comp.		51.00
7105-8001 County Parks Rental of Equip.		1,800.00
7115-5839 Friends of Claytor Lake Donations		285.00
8105-3002 Economic Dev. Prof. Services		25,000.00
9104-5804 Erroneous Assessments		43,427.00
7301-5411 Library Books & Subscriptions		<u>942.20</u>
Total	\$	77,827.60

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

3. Capital Improvement Fund Appropriations #8 - \$49,506.00

Revenues:

510200 Transfer from General Fund	\$	22,548.00
150217 Sale of Topsoil Randolph Park		40.00
2308-01 Comp Board Clerk's Technology		<u>26,918.00</u>
Total	\$	49,506.00

Expenditures:

1224-7106 Garage Fueling System	\$	2,548.00
2104-5407 Juv. & Dom. Court Renovations		20,000.00
2106-7126 Clerk's Office Optical Imaging		26,918.00
7116-7165 Randolph Park Phase I		<u>40.00</u>
Total	\$	49,506.00

d. Ratification:

1. Change Orders - Randolph Park Engineering Services

The Board ratified a change order with Draper Aden Associates for Randolph Park engineering services in an additional amount of \$10,224.08. Said amount representing reimbursable charges.

2. Agreements, Grants, & Other:

a. Dept. of Criminal Justice Grant Application Continuation of Byrne Grant - \$26,305.59

The Board ratified a grant application to the Department of Criminal Justice for continuation of the Byrne Grant in the amount of \$26,305.59.

b. AEP Right-of-Way Easement

The Board approved a right of way easement with American Electric Power for the installation of a power pole at the County Maintenance Facility in Dublin, Virginia.

e. Personnel Changes

The Board of Supervisors reviewed a listing of recent changes in personnel as prepared by the Assistant County Administrator, Nancy M. Burchett.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

f. New River Valley Fair Advertisement Support

The Board approved support for the New River Valley Fair in the form of the purchase of an advertisement in the amount of \$600.

g. Architectural/Engineering Services for Pulaski County Visitor's Center

The Board of Supervisors accepted the proposal and design by Architect Thomas Douthat for the Pulaski County Visitor's Center to be built on the Shoney's Restaurant site in Dublin, Virginia. The Board also accepted an update from Mr. Douthat regarding the status of his account with the County and payments on the former Office on Youth Building.

h. Radford Mutual Aid Agreement

The Board of Supervisors approved A Law Enforcement Mutual Aid Agreement and an Enhanced 911 Mutual Aide Agreement between the County of Pulaski and the City of Radford. Copies of these agreements shall be filed with the Office of the County Administrator.

i. Condition of Clean-up of Property and Unsafe Structures Owned by Glenn Cobb, identified on Pulaski County Real Estate Records as Tax Map Parcel 038-001-0000-0017, Zoned Residential (R1), 0.25 acre, located on the north Side of Falling Branch Road, (Rt. 798), Cloyd District

Mr. Frank Cobbs appeared before the Board of Supervisors regarding the above matter and presented recent photographs of the area. Mr. Cobbs indicated that he had not adequately been advised of deficiencies. Further, he expressed concerns regarding county staff going into his home and noting deficiencies. He requested that he be allowed to clean up the property.

On the motion of Dr. Fariss, seconded by Mr. Conner and carried, the Board of Supervisors approved allowing Mr. Cobbs an additional 180-days to complete the clean up of the above noted property based on recent improvements made by Mr. Cobbs. Further, the Board requested staff meet with Mr. Cobbs and provide a detailed listing of deficiencies.

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

Voting no: none.

j. Approval to Use Remaining Capital Outlay Money to Paint Dublin Library & Replace Door Locks at Both Libraries

The Board approved a request from the Library Director to use remaining capital outlay funds to paint the Dublin Library, replace door locks and make telecommunications improvements at the Dublin Library.

k. New River Access Project Resolution

The Board approved the following resolution, removing reference to camping as originally proposed:

**NEW RIVER ACCESS PROJECT**

The New River Access Project is a proposal to foster river-based recreation by providing landing facilities at several locations along the New River, and by disseminating information about the river. Funding for this project will be sought from the Economic Development Administration. Because several localities are involved in the project and because the EDA requires that there be only one applicant, the New River Valley Planning District Commission has been asked by representatives of the localities to make such an application.

Pulaski County supports an application by the New River Valley PDC for a grant from the Economic Development Administration for the New River Access Project.

The County specifically supports the proposed construction of river access facilities at New River Center that are included in this project. If New River Valley PDC is successful in obtaining grant funds, the County will grant the PDC the authority to construct those proposed facilities on land owned by the County.

I. Town/County Tax Collection Agreement

The Board of Supervisors approved the following Town/County Tax Collection Agreement modify agreement as requested:

WHEREAS, it is considered to be mutually beneficial for Pulaski County, through its Treasurer's Office to collect real estate taxes charged by the Town of Pulaski on property owned by its citizens within the Town's boundary; and

WHEREAS, the parties wish to have a written agreement to set forth the terms and conditions under which the County will collect the Town's real estate taxes;

NOW, THEREFORE, this AGREEMENT made and entered into this 26<sup>th</sup> day of February, 2001, by and between the BOARD OF SUPERVISORS OF PULASKI COUNTY, VIRGINIA, a political subdivision of the Commonwealth of Virginia, hereinafter referred to as the "County" and the TOWN OF PULASKI, VIRGINIA, a political subdivision of the Commonwealth of Virginia, hereinafter referred to as the "Town".

W I T N E S S E T H;

THAT FOR and in consideration of the mutual covenants and conditions contained herein, and the sum of TEN DOLLARS (\$10.00) cash in hand paid by the Town to the County, the parties hereto agree as follows:

1. Beginning with the June, 2001 real estate taxes, the county shall bill and collect current real estate taxes on behalf of the Town.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

2. The Town shall flag delinquent taxpayer accounts and any collections which are to be deferred pending resolution of delinquent payments. The Town shall have the responsibility for clearing the accounts when delinquencies are paid or brought current.
3. Payments of less than the full amount of taxes due to the Town and County shall be apportioned between the Town and the County based on the respective amounts of tax due.
4. Payments shall be applied first to delinquent taxes and then to current taxes due.
5. The County shall provide access to all Town collection and billing records to the Town Treasurer and the Town Auditor. The County shall maintain an inquiry screen on a Town maintained terminal.
6. The County shall promptly remit collections to the Town. If collections exceed \$500.00 per day, they shall be remitted to the Town on a daily basis. If collections are less than \$500.00 per day, they shall be remitted to the Town on a weekly basis.
7. The Town collects garbage fees for Town residents by the Pulaski County Public Service Authority. The County will not charge fees beyond the setup fees mentioned in this Agreement. The Town will not charge the County or the Public Service Authority for collecting garbage fees. In the event either party should charge each other for the above mentioned collection services, the parties agree that such charges would be based on an equal percentage with such fees retroactive to the initiation of collection.
8. The Town agrees to pay to the County fees for setting up the system for the County to collect the Town's real estate taxes. Setup fees are expected to be in the range of \$6,000 to \$10,000. The County shall charge such setup fees and the Town agrees to pay such setup fees on a cost incurred basis.
9. The Treasurers of the Town and the County shall and are hereby authorized to negotiate implementation details for collection by the County of the Town's real estate taxes which are not otherwise addressed in the Agreement.
10. The Town and the County agree to jointly enforce collection of delinquent accounts which may occur and become due following the 2001 billing year and for future years.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

11. The Town agrees to indemnify and save harmless the County from any claims, liabilities or any other actions arising from the County's collection for attempting to collect Town real estate taxes.

WITNESS the following signatures and seals of the parties hereto and their acknowledgement that they are authorized to enter into this Agreement on behalf of their respective localities.

BOARD OF SUPERVISORS OF  
PULASKI COUNTY, VIRGINIA

By: \_\_\_\_\_(SEAL)  
Its: Chairman

(SEAL)  
ATTEST:

\_\_\_\_\_  
Clerk, Board of Supervisors  
Pulaski County, Virginia

TOWN OF PULASKI, VIRGINIA

BY: \_\_\_\_\_(SEAL)  
Its: Chairman

(SEAL)  
ATTEST:

\_\_\_\_\_  
Clerk, Town of Pulaski, Virginia

m. Commerce Park Determination of Conformity with the Comprehensive Plan

The Board of Supervisors adopted the following resolution regarding the Commerce Park and conformity with the Comprehensive Plan on the condition that street lighting be added to the development plan:

**INDUSTRIAL ACCESS RESOLUTION**

WHEREAS, the Virginia's First Regional Industrial Facility Authority, comprised of the following jurisdictions: Bland County, Craig County, Giles County, Montgomery County, Pulaski County, Roanoke County, Wythe County, City of Radford, Town of Dublin, Town of Pearisburg, Town of Dublin, Town of Pulaski, City of Roanoke, City of Salem, Town of Christiansburg, and Town of Narrows, has acquired property located in the County of Pulaski for the purpose of industrial development; and

WHEREAS, this property is expected to be the site of new private capital investment in land, building, and manufacturing equipment which will provide substantial employment; and

WHEREAS, the existing public road network does not provide for adequate access to this property and it is deemed necessary that improvements be made to State Route 790; and

WHEREAS, the County of Pulaski and Virginia's First Regional Industrial Facility Authority hereby guarantee that the necessary right of way for this improvement and utility relocations or adjustments, if necessary, will be provided at no cost to the Industrial Access Fund;

NOW, THEREFORE, BE IT RESOLVED THAT: The Pulaski County Board of Supervisors hereby requests that the Commonwealth Transportation Board provide Industrial Access Road funding to provide an adequate road to this property; and

BE IT FURTHER RESOLVED THAT: The Pulaski County Board of Supervisors hereby agrees to provide a surety or bond, acceptable to and payable to the Virginia Department of Transportation, in the full amount of the cost of the road; this surety shall be exercised by the Department of Transportation in the event that sufficient qualifying capital investment does not occur on the parcel named "New River Valley Commerce Park, Phase 1" within five years of the Commonwealth Transportation Board's allocation of funds pursuant to this request.

n. Approval for Enforcement of a Special Use Permit Violation for the Wings of Eagle

Reverend Walter Lambert addressed the Board of Supervisors at this time regarding the above noted matter. Reverend Lambert reported he had been very busy working with a number of churches and had not kept up with the selling of items at the Wings of Eagle location. However, he requested the Board allow him to remain open 6 to 7 days per week until all the merchandise is sold at this location.

Ms. Diane Lambert advised she had been selling the furniture at this site. She also presented the permit from the Virginia Department of Highways and Transportation for a commercial entrance. However, it was noted the entrance had not been constructed at this time.

On the motion of Dr. Fariss, seconded by Mr. Hale and carried, the Board of Supervisors referred this matter back to the Planning Commission for re-evaluation of a new Special Use Permit since applicant is seeking to operate 6 to 7 days per week.

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

Voting no: none.

o. Randolph and DeHaven Parks Concession and Vending

Staff reported a request for proposals had been prepared for providing food and vending services at both the Randolph and DeHaven Parks. Further, staff reported that the specific contracts on this matter would be reported on the March agenda of the Board of Supervisors.

p. Sponsorship of Chamber of Commerce Golf Tournament

The Board approved sponsorship of up to \$500 for the Chamber of Commerce golf tournament to be held at the River Course on April 17, 2001.

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

q. BPOL vs. Merchants Capital Tax Issue

The Board agreed to consider the merchant's capital tax as part of the FY 02 budget process.

r. Endorsement of Collaboration between One-Stop Center

The Board of Supervisors reviewed and approved a letter of endorsement encouraging collaboration between the Virginia Employment Commission and Goodwill Industries, both of which are submitting proposals for the operation of the Workforce Investment Act One-Stop Center serving the New River Valley.

9. Citizen Comments

No citizen comments were heard at this time.

10. Other Matters from Supervisors

Supervisor Conner requested clarification of building inspection standards for dilapidated housing and report back to Board via a weekly update in the future.

11. Closed Meeting – 2.1-344.A.1.3.5.7

It was moved by Mr. Cook, seconded by Mr. Conner and carried, to enter closed meeting session for discussion of the following:

Property Disposition or Acquisition – Pursuant to Virginia Code Section 2.1-344(A)3 discussion for consideration of the disposition or acquisition of publicly held property regarding:

- Purchase of Additional Virginia's First Industrial Facilities Authority Shares
- Acquisition of Future School Property Sites
- Pepper's Ferry Regional Waste Water Treatment Plant Capacity
- Radford Pump Station Capacity Sale or Lease to Montgomery County
- Fairview Home

## BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

Personnel - Pursuant to Virginia Code Section 2.1-344(A)1 discussion for consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of public officers, appointees or employees, regarding:

- Pending appointments as follows:
  1. Public Service Authority
  2. Pulaski County Sewerage Authority
  3. Pulaski Encouraging Progress Committees
  4. Claytor Lake Celebration Committee
  
- Randolph Park Staffing

Prospective Industry – Pursuant to Virginia Code Section 2.1-344(A)5 discussion concerning a prospective business or industry, or the expansion of an existing business and industry, where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

- Utility Project
- Subdivision of Renfro Building
- Facility Reuse

Legal Matters – Pursuant to Virginia Code Section 2.1-344(A)7 consultation with legal counsels and briefing by staff for discussion of specific legal matters and matters subject to probably litigation regarding:

- Operation of Dora Highway Drop Center
- Insurance Liabilities

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale and Mr. Conner.  
Voting no: none.

### Return to Regular Session

On the motion of Mr. Conner, seconded by Mr. Hale and carried, the Board of Supervisors returned to regular session.

Voting yes: Dr. Fariss, Mr. Cook, Mr. Sheffey, Mr. Hale and Mr. Conner.  
Voting no: none.

Certification of Conformance with the Virginia Freedom of Information Act

It was moved by Dr. Fariss, 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 a closed 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 Board of Supervisors that such closed 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 closed meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in this motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors.

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

Voting no: none.

\*Property Disposition:

On the motion of Dr. Fariss, seconded by Mr. Hale and carried, the Board of Supervisors approved purchasing 3,888 additional share in the Virginia's First Industrial Facilities Authority increasing the annual cost of the project by \$10,691 from \$167,494 to \$178,185 annually and increasing the county's ownership from 40.6% to 43.2%.

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

Voting no: none.

\*Personnel:

On the motion of Mr. Hale, seconded by Dr. Fariss and carried, the Board of Supervisors made the following appointments:

1. Public Service Authority

The Board reappointed J. Mack Baker, H. W. Huff, Jr., Carl Mathes and Archa Vaughan, Jr., to the Public Service Authority Board of Directors for an additional four year term ending January 31, 2005.

2. Pulaski County Sewerage Authority

The Board reappointed Carl Mathes to the Pulaski County Sewerage Authority for an additional four year term ending January 31, 2005.

3. Pulaski Encouraging Progress Steering Committee and Finance Committee

The Board appointed Peggy Hemmings to the Steering Committee to fill the unexpired term of Dave Farmer, for a term expiring June 30, 2003. In addition, the Board appointed Dietmar Stollenwerk of TMD Friction to the Steering Committee to fill the unexpired term of John Corn for a term expiring June 30, 2004.

The Board appointed Mr. Rene Collins of the First Citizens Bank to fill the unexpired term of Nancy McGlothlin for a term ending June 30, 2001.

4. Claytor Lake Celebration Committee

The Board appointed Richard Johnston, Michael Gay, Dan Grubb, Charles Cook, Charles Stafford, Helen Stark, Nancy Bowman, Mike Spraker, Howard Sadler, Debbie Phillips, Mary Paul Waugh, Ron Coake and Peter Huber to the Claytor Lake Celebration Committee, subject to confirmation that insurance liability coverage would be extended on this group through the county's insurance program.

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

Voting no: none

BOARD OF SUPERVISORS MEETING MINUTES FEBRUARY 26, 2001

- Legal Matters:

On the motion of Mr. Conner, seconded by Dr. Fariss and carried, the Board of Supervisors approved the request from the Fairview Home for funds in the amount of \$11,555. Further, this amount was authorized to be added to the Budget Amendment public hearing set for the March regular meeting of the Board of Supervisors.

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

Voting no: none.

12. Adjournment

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board of Supervisors adjourn. The next regular meeting is set for Monday, March 26, 2001 at the County Administration Building, Board Room, 143 Third Street, NW, in the Town of Pulaski, Virginia.

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

Voting no: none.

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Joseph L. Sheffey, Chairman

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Peter M. Huber, County Administrator