

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, September 17, 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; 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; Nancy M. Burchett, Assistant County Administrator; Community Development Director David Tickner; and Executive Secretary, Gena Hanks. Also present was Thomas J. McCarthy, Jr., County Attorney

1. Invocation

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

2. Additions to Agenda

The Board reviewed additions to the agenda and accepted them as presented by staff, including adoption of the following resolution:

Resolution of Support for President of the United States

It was moved by Mr. Cook, seconded by Mr. Hale and carried, that the Board adopted the following resolution:

Whereas, on September 11, 2001, America was suddenly and brutally attacked by foreign terrorists, and;

Whereas, these terrorists hijacked and destroyed four civilian aircraft, crashing two of them into the towers of the World Trade Center in New York City, a third into the Pentagon outside Washington, DC, and the fourth into a field in Somerset County, Pennsylvania, and;

Whereas, thousands of innocent Americans were killed and injured as a result of these attacks, including the passengers and crew of the four aircraft, workers in the World Trade Center and in the Pentagon, rescue workers, and bystanders, and;

Whereas, these cowardly acts were by far the deadliest terrorist attacks ever launched against the United States, and, by targeting symbols of American strength and success, clearly were intended to intimidate our nation and weaken its resolve, and;

Whereas, these horrific events have affected all Americans. It is important that we carry on with the regular activities of our lives. Terrorism cannot be allowed to break the spirit of the American people, and the best way to show these cowards that they have truly failed is for the people of the United States and their counties to stand tall and proud,

Therefore be it resolved, that the Pulaski County Board of Supervisors condemns the cowardly and deadly actions of these terrorists, and;

Be it further resolved, that the Pulaski County Board of Supervisors supports the President of the United States, as he works with his national security team to defend against additional attacks, and find the perpetrators to bring them to justice, and;

Be it still further resolved, that the Pulaski County Board of Supervisors recommends to its citizens to support relief efforts by giving blood at the nearest available blood donation center.

Adopted this 17th day of September, 2001 by the Pulaski County Board of Supervisors.

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

Voting no: none.

3. Public Hearings

a. Budget Amendment – Carryover of Funds

Assistant County Administrator Nancy Burchett explained the proposed amendments and public hearing were in accordance with Section 15.1-2507 of the 1950 Code of Virginia, as amended. Supervisor's Fariss and Cook posed several questions to staff regarding law enforcement and the school construction fund. Staff recommended approval of the budget amendment.

The Chairman opened the public hearing. There were no citizen comments. The public hearing was closed.

It was moved by Mr. Cook, seconded by Mr. Conner and carried, that the Board adopt the following budget amendment for carryover of funds:

REVENUES:

GENERAL FUND

Revenue from the Commonwealth:

State Grant DJCS \$ 487,025

Revenue from Local Sources:

Carry-over Balance FY 01 \$ 8,000

TOTAL GENERAL FUND \$ 495,025

SCHOOL CONSTRUCTION PROJECTS FUND

Revenue from Local Sources:

GF Transfer (Claremont FY 01 Balance) \$ 660,101

TOTAL SCHOOL CONSTRUCTION FUND \$ 660,101

GOVERNOR'S SCHOOL FUND

Revenues from Local Sources:

Local School Board Share \$ 219,247

Revenues from Commonwealth:

State Funding Governor's School 246,084

TOTAL GOVERNOR'S SCHOOL FUND \$ 465,331

CAPITAL IMPROVEMENTS FUND

Revenue from Local Sources:

GF Transfer (carry-over) \$ 3,511,553

TOTAL CIP FUND \$ 3,511,553

GRAND TOTAL ALL FUNDS \$5,132,010

EXPENDITURES:

GENERAL FUND:

Law Enforcement \$ 495,025

TOTAL GENERAL FUND \$ 495,025

SCHOOL CONSTRUCTION:

Capital Improvements Schools \$ 660,101

TOTAL SCHOOL CONSTRUCTION \$ 660,101

GOVERNOR'S SCHOOL FUND:

Regional Governor's School \$ 465,331

TOTAL GOVERNOR'S SCHOOL FUND \$ 465,331

CAPITAL IMPROVEMENTS FUND:

Capital Projects \$ 3,511,553

TOTAL CIP FUND \$ 3,511,553

GRAND TOTAL ALL FUNDS \$ 5,132,010

020-County Capital Improvement Fund

<u>ACCT</u> <u>CODE</u>	<u>PROJECT</u> <u>DESCRIPTION</u>	<u>BALANCE FY 01</u>	<u>REVENUE</u>
3202-700520	Air Truck Fire Depts.	\$275,000.00	
3210-7131	Hiwassee Fire Well	\$5,000.00	
3212-7148	Snowville Fire Dept. Bldg Imp.	\$12,161.00	
4224-3002	Cloyd's Mt. Sewer Prof. Serv.	\$59,791.00	
4224-7135	Cloyd's Mt. Sewer	\$225,803.00	
4224-7138	Cloyd's Mt. Sewer Pump St.	\$30,686.00	
4305-7020	Co. Admin. Bldg. Imp.	\$104,063.00	
4317-7157	County Entrance Signs	\$16,565.00	
7115-7204	FOCL Landing Craft	\$3,000.00	
7116-7165	Randolph Park Construction	\$1,233,904.00	
7116-7179	Randolph Park Pool	\$413,062.00	
7220-3002	Draper's Mt. Wayside	\$1,035.00	\$1,035.00
7225-3002	Train Station Brochure Grant	\$6,060.00	
7301-5407	Library Repairs & Maintenance	\$8,901.00	
8121-7167	Volvo Road Imp.	\$150,000.00	
8122-6001	New Century Commerce Park	\$167,494.00	
8123-7011	Visitor's Center Construction	\$497,706.00	
8130-3049	Rt. 100 Imp. Street Lighting	\$125,000.00	
8130-5421	Rt. 100 Imp. Landscaping	\$30,000.00	
9132-7153	Thornspring Creek Sewer	\$146,322.00	
		\$3,511,553.00	\$ 1,035.00
022 School Construction:			
6601-8118	Claremont Replacement	\$660,101.00	

001 – COUNTY GENERAL FUND

<u>ACCT</u> <u>CODE</u>	<u>PROJECT</u> <u>DESCRIPTION</u>	<u>Balance</u> <u>FY01</u>	<u>NEW</u> <u>PROJECT</u>	<u>REVENUE</u>	<u>Total</u> <u>Appropriation</u>
3308-5606	DJCS Grant Pretrial Services		\$487,025.00	\$487,025.00	\$487,025.00
3102-5409	Sheriff's Office Police Supplies	8,000.00			\$8,000.00
					\$495,025.00

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

Voting no: none.

- b. A rezoning request by **David R. Wright** from Residential (R) to Residential (R3) on property identified by tax map no. 038-015-0000-0002, 5.696 acres, located at 6585 Camelot Rd., Cloyd District.

The Community Development Director explained the request and advised the Planning Commission recommends approval of the rezoning with Mr. Wright's proffer to limit development on this parcel to the existing building which contains four (4) two-bedroom apartments and the proposed apartment building containing six (6) one-bedroom units.

The Chairman opened the public hearing.

Mr. Frank Bayes spoke in opposition to the request and expressed concerns regarding the view of the apartments from his residences, as well as concerns over lack of adequate road improvements.

Mr. Jack Rowell provided an explanation identifying which lots are currently occupied by residences and spoke in opposition to the request. He further expressed concerns regarding lack of parking for the proposed additional apartments, lack of road maintenance and the potential for water pressure problems.

Mr. Kent Jones spoke in opposition to the request and expressed concerns regarding the additional mailboxes, which would be required, lack of parking for the proposed additional apartments, and lack of road maintenance.

Mr. David Wright spoke in favor of the request and presented photographs of the proposed location. He advised he had paved half of the road at his expense.

There being no further comments, the Chairman closed the public hearing.

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the Board approve the rezoning with Mr. Wright's proffer to limit development of this parcel to the existing building, which contains four (4) two-bedroom apartments and the proposed apartment building containing six (6) one-bedroom units, as recommended by the Planning Commission.

Voting yes: Mr. Hale, Mr. Conner, Mr. Sheffey.

Voting no: Dr. Fariss, Mr. Cook.

- c. A request by **Richard E. Delph** for a Special Use Permit (SUP) to allow a garage without a principle dwelling per Section 5B-3 of the Residential District (R1) on property identified as tax map no. 091-006-0000-0001, zoned Residential (R1), 1.9800 acres, located at 3484 Lake Ridge Dr., Draper District.

The Community Development Director explained the request and stated that the Planning Commission recommends approval of the Special Use Permit with the condition that the home be completed within three years of approval.

The Chairman opened the public hearing.

Mr. Bud E. Delph spoke in favor of the request.

Mr. Richard Delph spoke in favor of the request and advised that his intentions are to have the house built within three years; however, if that does not occur, any garage built during that time on the property would be removed.

The Chairman closed the public hearing.

It was moved by Mr. Conner, seconded by Mr. Cook and carried, that the Board approve the Special Use Permit, as recommended by the Planning Commission.

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

Voting no: none.

- d. A request by **James E. Harris and Billy R. Skeen** for a Special Use Permit (SUP) to allow a camper per Section 5B-3 of the Residential District (R1), on property identified as tax map no. 073-013-0000-0003, zoned Residential (R1), located at 4855 Front Rd., Draper District.

The Community Development Director explained the request and advised the Planning Commission recommends approval of the Special Use Permit with the conditions specified by the Board of Zoning Appeals.

The Chairman opened the public hearing. Mr. David Thompson spoke in favor of the request. The Chairman closed the public hearing.

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board approve the Special Use Permit, with the conditions specified by the Board of Zoning Appeals as follows and as recommended by the Planning Commission:

1. There will be no detrimental affect on the adjacent property owners,
2. The layout of the property limits the use of the land,

and with the following conditions; approval from Health Department for the septic system; the camper is required to be hooked to water and septic; the camper is to be used for weekend and seasonal use only and not as permanent residence.

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

Voting no: none.

The County Administrator advised that the Planning Commission is reviewing the Zoning Ordinance as it pertains to special and conditional use permits.

4. Highway Matters:

a. Follow-up from Previous Board Meeting:

The Board met with Assistant Resident Engineer John Thompson regarding the following highway matters:

1. Rural Addition Status Report

The County Administrator explained staff had prepared a resolution granting Harbor Point Street right-of-way to the VDOT.

It was moved by Dr. Fariss, seconded by Mr. Cook and carried, that the Board adopt the following resolution:

Whereas, the street described below was established prior to July 1, 1949 and currently serves Pulaski County Recreational Facilities,

Whereas, this street is now deemed to provide sufficient public service as a connector between Bagging Plant Rd. (Route 1030) and Rolling Hill Dr. (Route 1059) to warrant its addition as a part of the secondary system of state highways,

NOW, THEREFORE, BE IT RESOLVED, this Board requests the following street be added to the secondary system of state highways, pursuant to section 33.1-229, code of Virginia and the Rural Addition Policy of the Virginia Department of Transportation:

Name of Street: Harbor Point Street Length: 0.07 Mi.

From: Route 757. To: A turn-around

Guaranteed Right of Way Width : 40'

Recorded: Date: September 12, 2001, Instrument No. LR01005043

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right of way, as described, and any necessary easements for cuts, fills, and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

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

The County Administrator and County Attorney provided an update regarding the status of the Camelot Road, as outlined and filed with the records of this meeting.

The County Administrator provided an update regarding School House Lane and advised deeds had been prepared and staff plans to schedule a meeting with the property owners. The Board of Supervisors requested staff notify Board members of the meeting date and time when scheduled.

The County Administrator provided an update regarding Allisonia Road (Lindsey Lane) and requested the County Attorney's assistance in working with the courts in obtaining signatures on easements.

The County Administrator provided an update regarding Black Hollow Heights Lane and advised staff is currently researching easements. Supervisor Conner expressed concern regarding the length of time to complete the work. Staff was requested to review the estimate of time.

The County Administrator advised work on Edgewood Drive had been completed.

The County Administrator provided an update regarding the Rolling Hills Connector Road and reported no right-of-way for this connection but is continuing discussions with Radford Arsenal staff.

The County Administrator provided an update regarding Deerwood Drive and advised staff is researching the plat and the subdivision shows that streets are privately owned and maintained by the Homeowners Association. Staff was requested to confirm notes on the report to the Board which indicated in regards to Deerwood Drive "needs to be reviewed from list".

The County Administrator provided an update regarding Shelia Drive and advised staff will be reviewing items that may need to be addressed by VDOT, such as telephone polls in driveways, etc.

2. Informal Speed Study on Rt. 600, Parrott River Road, Between Railroad Trestles

VDOT advised a study is being conducted by the Salem VDOT District Office. The Board requested a status report at its October meeting.

3. Request for Speed Limit Study & Signs on Rt. 650, Valley Road

VDOT advised a study is being conducted by the Salem VDOT District Office. The Board requested a status report at its October meeting.

4. Request for Speed Study on Rt. 633, Powell Avenue

VDOT advised a study is being conducted by the Salem VDOT District Office. The Board requested a status report at its October meeting.

5. Request for Speed Limit Posting, Rt. 755, Depot Road

VDOT advised a study is being conducted by the Salem VDOT District Office. The Board requested a status report at its October meeting.

6. Guardrail Replacement – Rt. F064, Draper Valley Road

VDOT advised the road had been placed on the list.

7. Request for Guardrail Placement and Reduced Speed Limit on Rt. 747, Old Rt. 11

VDOT reported the road is not eligible for guardrail placement. The Board requested VDOT notify the resident making the inquiry that the road is not eligible for a guardrail and that signs and delineators have been installed.

VDOT was requested to conduct a formal speed study and provide an update at the October Board meeting, if feasible.

- b. Request for Speed Limit Sign (25 mph) on Rt. 810, Winding Way Drive, off of Rt. 640, Brookmont Road

The Board requested an informal speed study be conducted.

- c. Request to Add Rt. 615, Landrum Road, to Six Year Plan Waiting List

It was moved by Dr. Fariss, seconded by Mr. Hale and carried, that the Board approve adding Rt. 615, Landrum Road, to the Six Year Plan Waiting List.

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

Voting no: none.

- d. Board of Supervisors Concerns

It was moved by Mr. Cook, seconded by Mr. Conner and carried, that the Board approve staff referring all road matters to the Board member representing the district in which the road is located, with the Board member to contact citizen making request, and then advise staff if road matter should be placed on the next Board agenda for consideration under "Highway Matters".

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

Voting no: none.

Supervisor Conner inquired regarding the status of Rt. 807, Hatcher Road. VDOT advised all documents had been completed.

Supervisor Hale inquired regarding Rt. 641, Cox Hollow Road. VDOT advised the contractor is scheduled to begin work soon.

Supervisor Cook inquired regarding the status of mowing in the county. VDOT advised it plans to begin mowing on I-81 for two weeks and then return to the primary system.

Supervisor Cook inquired regarding the status of Cooks Lane. VDOT advised it is waiting on Phase II to begin.

Supervisor Cook inquired regarding any paving plans on Rt. F047, Old Rt. 100 and if there were any plans to pave before the winter months. VDOT advised it would review and report back to the Board.

Supervisor Cook inquired regarding the Rt. 100 bridge. VDOT advised it would review for any funding available for repairs.

Supervisor Cook inquired regarding the status of Rt. 609, Stilwell Road. VDOT advised of plans to begin work in October.

Supervisor Cook requested an update on paving of Randolph Park. VDOT advised of plans to try and complete work by October.

Supervisor Fariss inquired regarding the status of the Wilderness Road around the quarry. Staff was requested to invite the New River Valley Planning District Commission to make a ten minute presentation at the October Board meeting.

Supervisor Conner advised of trash and debris on the I-81 off ramp. VDOT advised it would review the area of concern.

Supervisor Sheffey inquired regarding the Rt. 660 bridge in Parrott. VDOT advised work is underway, with completion expected in late spring or early summer 2002.

Supervisor Sheffey expressed concern regarding the railroad trestle in Belspring.

Supervisor Sheffey requested VDOT send to the county staff the computer files with the Memorial Bridge timeframe schedule for placement on the NRCC cable channel.

e. Citizen Comments

Mr. Kent Jones of Camelot Road requested clarification on the status of Camelot Road. Supervisor Sheffey suggested Mr. Jones seek an attorney's opinion for clarification on his deed.

VDOT advised of the public hearing to be scheduled for the October Board meeting for consideration of the six year road plan. VDOT was requested to send a tentative listing of the six year plan to the Board for inclusion in the October Board packet.

5. Treasurer's Report

The County Administrator presented the report in the absence of the Treasurer.

6. Citizens' Comments

There were no citizen comments.

The Board considered the following agenda item at this time on the agenda:

A request for Special Use Permit (SUP) by **Tara Kent Fowlkes Edwards** to allow individual camping per Section 5B-3 of the Zoning Ordinance on property identified as tax parcel 099-001-0000-053A, zoned Residential (R1), located at 2524 Brown Rd., Draper District.

The Community Development Director provided an update regarding this matter. Supervisor Cook advised he had agreed to give the property owner an additional 30 days to complete cleanup.

It was moved by Mr. Cook, seconded by Mr. Hale and carried, that the Board approves granting the property owner an additional 30 days to complete the property cleanup, with the owner agreeing to waive any timelines previously set by the Board, with county staff to provide an update at the October Board meeting.

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

Voting no: none.

7. Reports from the County Administrator and Staff:

a. Key Activity Timetable:

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

b. Update on Property Clean-ups:

The Community Development Director provided an update on the status of the following property cleanups, as follows:

1. Property owned by **Barney C. and Mildred E. Gallimore**, identified by tax map no. 083-001-0000-014A, zoned Agricultural (A-1), located on the east side of Chestnut Ridge Rd. (Rt. 671), addressed as 3762 Chestnut Ridge Rd., Draper District.

The Community Development Director advised staff is arranging for the Public Service Authority to provide a dumpster for cleanup of the property.

2. Property owned by **Paul H. and Phyllis T. Gallimore**, identified by tax map no. 083-001-0000-014D, zoned Agricultural (A-1), located on the east side of Chestnut Ridge Rd. (Rt. 671), addressed as 3706 Chestnut Ridge Rd., **and** property identified as tax map no. 083-001- 000-0018, located on the north side of Beamer Hollow Rd., Draper District

The Community Development Director advised of a site inspection by county staff on September 3 and that little progress had been made to date by the property owners to cleanup the property. Further, staff advised it is likely to take more than the 90 days previously allotted by the Board.

It was moved by Mr. Cook, seconded by Mr. Conner and carried, that the Board approves staff preparing a letter to the Gallimores to be delivered by a sheriff's deputy requesting a plan of action by the Gallimores be presented to the county no later than November 15, with the Board to take action at its November 26 Board meeting to proceed with property cleanup, if no plan of action is outlined.

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

Voting no: none.

The County Administrator suggested the Board allow staff to petition the state to give the county some authority regarding setting standards and addressing property cleanups on a comprehensive basis. No action was taken by the Board.

3. Property owned by **Rosetta H. Gallimore**, identified by tax map number 083-001-0000-014B, zoned Agricultural (A-1), located at northeast corner of the intersection of Chestnut Ridge Rd. (Rt. 671) and Beamer Hollow Rd. (Rt. 670), in the Draper District

The Community Development Director reported two of the three cars previously located on the property continue to remain on the property.

It was moved by Mr. Conner, seconded by Dr. Fariss and carried, that the Board approves staff preparing a letter to the Gallimores to be delivered by a sheriff's deputy requesting a plan of action by the Gallimores be presented to the county no later than November 15, with the Board to take action at its November 26 Board meeting to proceed with property cleanup, if no plan of action is outlined.

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

Voting no: none.

4. Property owned by **Everston L. and Roger L. Gallimore**, identified by tax map no. 083-001-0000-014C, zoned Agricultural (A-1), located at on the north side of Beamer Hollow Rd. (Rt. 670), Draper District

The Community Development Director reported now progress had been made to date; however, it was expected the property owner would comply with the county's ordinance.

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board approves staff preparing a letter to the Gallimores to be delivered by a sheriff's deputy requesting a plan of action by the Gallimores be presented to the county no later than November 15, with the Board to take action at its November 26 Board meeting to proceed with property cleanup, if no plan of action is outlined.

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

Voting no: none.

5. A request for Special Use Permit (SUP) by **Tara Kent Fowlkes Edwards** to allow individual camping per Section 5B-3 of the Zoning Ordinance on property identified as tax parcel 099-001-0000-053A, zoned Residential (R1), located at 2524 Brown Rd., Draper District.

Action was taken as noted above in item 6 "Citizen Comments".

6. Property owned by **Riverbend Water Company**, identified by tax map parcels 054-005-0003-0004, 5-8, zoned Agricultural (A1), located on the southeast corner of the intersection of Alum Spring Rd. (Rt. 636) and Tyson St. (Rt. 1110), Tyson Hills Subdivision, Robinson District

The Community Development Director provided an update regarding the property cleanup.

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the County Attorney be requested to research the current ordinance for clarification on the ordinance as it relates to property cleanup, and further granted approval for staff to prepare a letter to the property owners to be delivered by a sheriff's deputy requesting compliance with the ordinance, with a report to be provided to the Board by property owners no later than November 15, with the Board to take action at its November Board meeting to proceed with property cleanup, if no action is taken by the property owners.

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

Voting no: none.

- c. Amendment to Animal Control Ordinance

It was moved by Mr. Hale, seconded by Mr. Conner and carried, that the Board adopt the following amendment to the Animal Control Ordinance:

DIVISION 1, SECTION A. DEFINITIONS

Proposed Ordinance Amendment:

Kennel: Any establishment in which five (5) or more canines, canine cross-breeds or canine hybrids are housed or kept. Such number shall not include pups born to a resident female and retained by the kennel owner for less than 8 weeks.

IN ALL OTHER RESPECTS, THE DIVISIONS OF THIS ORDINANCE SHALL BE UNAFFECTED BY THIS AMENDMENT AND SHALL REMAIN IN FULL FORCE AND EFFECT WITHOUT AMENDMENT OR CHANGE, AND THIS ORDINANCE IS REENACTED AS IF SET OUT IN FULL HEREIN.

Voting yes: Mr. Cook, Mr. Sheffey, Mr. Hale,
Mr. Conner.

Voting no: Dr. Fariss.

d. Appointments

The Board deferred the following appointments until the Closed Meeting session of the Board meeting: Library Board, Pulaski Encouraging Progress, Clean Community Council, Agency on Aging, Building Appeals Committee, and Nominations for the Local Workforce Investment Board.

8. Items of Consent:

It was moved by Mr. Conner, seconded by Dr. Fariss and carried, that the Board approve the following Items of Consent, "a" through "h". Item "i" was pulled from the Items of Consent and voted on as a separate item.

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

a. Minutes of August 27, 2001

The Board approved the minutes of the August 27, 2001 meeting with a correction under item "2a – Introduction of Superintendent of Schools" to include the presentation by School Board Chairman Paul Phillips.

b. Accounts Payable

The Board approved the accounts payable listing as presented on checks numbered 33270 through 33659.

c. Transfers – Interoffice Transfer #3

The Board approved interoffice transfer number 3 in the amount of \$49,314.99, as prepared by Assistant County Administrator Nancy M. Burchett.

d. Ratification:

1. Change Orders – There were no change orders at this time.
2. Agreements, Grants, & Other – Library Ezra Keats Mini-Grants Application

The Board authorized application of the grant by the Pulaski County Library for a grant in the amount of \$350.00.

e. Personnel Changes

The Board reviewed recent personnel changes as prepared by Assistant County Administrator Nancy Burchett.

f. Driver Safety and Evaluation Policy

The Board adopted the following policy:

Driver Eligibility Guidelines

The following guidelines may be considered minimum for drivers.

- A. Where possible, a driver of a commercial vehicle should be at least 21 years of age, and have at least one year of previous experience operating the type of vehicle used by the county. Where exceptions to this exist, document reasons why, and what program elements exist to control exposures presented by younger or inexperienced drivers. A driver-training program where the inexperienced driver rides with and is trained by a

driver trainer for a period of 5-6 weeks would be an example of a control program.

- B. The driver should have a valid license, appropriate for the type of vehicle to be operated, as well as cargo, and that license should not have been suspended or revoked during the previous three years. Individual exceptions may require additional documentation on the nature of the suspension.

Reviewing Violations

In reviewing driving history on the Motor Vehicle Record, the following may be utilized. Drivers with the following may be unsuitable for operating a vehicle on county business.

- A. Conviction for the following serious motor vehicle violations:
 - 1. Operating under the influence of drugs, alcohol or other impairment
 - 2. Failure to stop following an accident, or "hit and run"
 - 3. Homicide or manslaughter with a motor vehicle
 - 4. Operating a vehicle while license under suspension
 - 5. Participating in a speed contest or drag race
 - 6. Fleeing or eluding a police officer
 - 7. Reckless driving or driving to endanger
 - 8. Use of a motor vehicle in the commission of a felony
 - 9. Theft or use of motor vehicle without permission from the owner
 - 10. Assault with a motor vehicle
 - 11. Violations of state regulations on implied consent
- B. More than three convictions for motor vehicle moving violations (other than those listed in A above) during the previous 36 months. Violations may have occurred in either a commercial or private vehicle. Reviewing number and seriousness of violations is much preferred to using the VA DMV point system.

- C. Involvement in two or more avoidable (at fault) accidents during the previous 36 months
- D. Any combination of three incidents, (other than those listed in A above) accidents/violations within the previous 36 months.

In-Service Drivers

During the annual review of driving record, the same criteria should be applied to in-service drivers. Drivers who exceed this criteria should receive some type of training and/or disciplinary action (i.e. car use privileges removed, probation, etc.) Drivers allowed to continue using county vehicles should be counseled on county concerns, what action must be taken by the driver/county to correct the identified problem and a commitment to meet the driver eligibility guidelines within a specified period (generally one year.) This documentation should be agreed to and signed by the driver. This action should be documented in the employees file.

Violations of this policy will be addressed as disciplinary issues in accordance with the Pulaski County Personnel Policy.

g. Randolph Park Proposal – Redesign of Risers for Ponds A&B

The Board approved the proposal by Anderson and Associates for engineering services for the Randolph Park Detention Basins A and B Riser Configuration and Improved Capacity Design, with a copy of said proposed files with the records of this meeting.

h. Fiscal Agent for New River Access Project

The Board approved Pulaski County serving as fiscal agent for the \$612,000 in federal funding of the New River Access Project, with administrative work to be limited to signing the grant application, the grant agreement, and forwarding funds received to the Planning District Commission for administration.

i. County Web Site Upgrade

It was moved by Dr. Fariss, seconded by Mr. Hale and carried, that the Board accept the proposed from New River Community College to upgrade the county's web site at a cost of \$3,500.

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

9. Citizen Comments

There were no citizen comments at this time.

10. Other Matters from Supervisors

Supervisor Fariss expressed concern regarding the local economy and encouraged county staff to review current expenditures and the overall budget in preparation for any decline in economy, including review of capital expenditures, as well as pursuing joint efforts with the school system including joint garage facilities and purchasing functions. Staff was requested to provide a report at the October Board meeting

Supervisor Cook questioned the change in hours at the fitness center at the High School. Staff was requested to check with the school administration to confirm the change in hours and report back to Board via the weekly update.

Supervisor Cook expressed concern regarding the DeHaven Park concession stand operations for the summer of 2001. Staff was requested to provide an update via the weekly update.

Supervisor Cook asked for staff to obtain the Harry DeHaven Park lifeguard schedules for the summer of 2001, specifically the days worked and provide update a report via weekly update.

Supervisor Conner questioned the feasibility of charging a fee to the Dublin Lions Club for PSA cleanup after the recent flea market. Staff was requested to develop a policy for cleanup fees of functions throughout the county, including, but not limited to, the annual Chamber auction, flea markets, etc.

Supervisor Sheffey commended all county employees who volunteered of their time to serve at the September 16 volunteer recognition picnic.

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

It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board enter the 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:

- ◆ School Site Acquisition

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:

- ◆ Refuse Department Operational Policies
- ◆ Appointments
- ◆ Comp Time Policy
- ◆ Public Safety

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.

- ◆ Possible Sale of Shell Building

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 probable litigation regarding:

- ◆ None

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

Voting no: none.

Return to Regular Session

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

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

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Dr. Fariss, seconded by Mr. Hale and carried, that the Board of Supervisors adopts 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,
Mr. Conner.

Voting no: none.

*Personnel

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

- a. Library Board – The Board confirmed its intent to appoint Judy Barr to fill the unexpired term of Ms. Sharon Taylor who resigned, with said term ending December 31, 2004.

- b. Pulaski Encouraging Progress – The Board appointed School Superintendent Donald Stowers.
- c. Clean Community Council – The Board appointed School Superintendent Donald Stowers.
- d. Agency on Aging – The Board reappointed Elaine Powell for an additional term, with said term expiring October 1, 2002.
- e. Building Appeals Committee – The Board reappointed Allen Audas for an additional term, with said term ending October 1, 2005.
- f. Nomination for Local Workforce Investment Board – The Board nominated Ron Chaffin to the Local Workforce Investment Board.

*Legal Matters

It was moved by Dr. Fariss, seconded by Mr. Cook and carried, that the Board authorize county staff taking all acts necessary to proceed in completing for Cook's Crossing.

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

Voting no: none.

12. Adjournment

It was moved by Mr. Conner, seconded by Dr. Fariss and carried, that the Board of Supervisors reconvene to Tuesday, October 16, 2001 at 6:00 p.m. at the residence of County Attorney Thomas J. McCarthy, Jr. to prepare the county administrator's annual evaluation.

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

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator