

BOARD OF SUPERVISORS MEETING MINUTES OF APRIL 23, 2007

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, April 23, 2007 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; Frank E. Conner, Vice-Chairman; William E. "Eddie" Hale; Ranny L. Akers; and Dean K. Pratt. Staff members present included: Peter M. Huber, County Administrator; Thomas J. McCarthy, Jr., County Attorney; Shawn Utt, Community Development Director; Gordon B. Jones, Finance Director; Robert Hiss, Assistant County Administrator; and Gena T. Hanks, Clerk.

Mr. Sheffey requested a moment of silence in memory of those individuals who were injured and for the loss of lives during the April 26, 2007 Virginia Tech tragedy. Mr. Sheffey also recognized the recent deaths of School Board member Beth Nelson and former teacher and administrator Wally Flinchum.

1. Invocation

The invocation was presented by Reverend David Hoover of Pulaski First Christian Church.

Mr. Sheffey advised letters of consolation and assistance had been sent on behalf of the county to Virginia Tech President Steger and to Montgomery County Administrator Clay Goodman, as well as Blacksburg Town Mayor Ron Rodam. Mr. Sheffey read aloud the letter sent to Dr. Steger.

2. Presentations - Featured Employees

The Board recognized Kimberly King of the Community Development Department and Tony DeHart of the General Properties Department as the Featured Employees for the month of May 2007. Mr. Sheffey read a description of the job duties and personal interests of each employee. Supervisors presented Shoney's gift certificates to Ms. King and Mr. Dehart.

3. Additions to Agenda

Mr. Huber requested an additional "Items of Consent" be added related to a congratulatory letter to Reverend William Smith, Jr. on his installation as Pastor of First Baptist Church.

4. Public Hearings

- a. A rezoning request by **Joseph S. Earles** from Residential (R1) to Agriculture (A1) on property identified as tax map no. 074-012-0000-0006, located southwest side of Hurston Rd. (Rt. 644), approximately 600' from Old Rt. 100 (Rt. 100), Draper District.

Mr. Sheffey explained the purpose of the public hearing and called

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on Community Development Director Shawn Utt to provide additional details on the rezoning request. Mr. Utt advised the Planning Commission recommended approval.

Mr. Sheffey opened the public hearing. There were no citizen comments and the public hearing was closed.

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board approved the rezoning request as noted above and as recommended by the Planning Commission.

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

Voting no: none.

- b. A request by **Brenda Blackburn** for Special Use Permit (SUP) to allow an outdoor flea market on property owned by **JJM Properties L L C**, identified as tax map number 038-001-0000-142C, zoned Commercial (CM1), 2.2720 acres, located at 7331 Lee Hwy, (Rt. 11), Cloyd District.

Staff advised this matter had been withdrawn by the applicant.

- c. An initiative by the **County of Pulaski** to amend the following section of the Pulaski County Zoning Ordinance:
- An amendment to Article 15-12.1 revising **Electronic changeable copy signs**, as a Use Permitted by Special Use Permit to uses permitted by right with standards.

Mr. Sheffey explained the purpose of the public hearing and called on Community Development Director Shawn Utt to provide additional details on the requested amendment. Mr. Utt advised the Planning Commission recommended approval of the request.

Mr. Sheffey opened the public hearing. There were no citizen comments and the hearing was closed.

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board approved the following text amendments to the Pulaski County Zoning Ordinance, as recommended by the Planning Commission:

Please note that deletions are shown in ~~striketrough~~, and additions are *shaded and italicized*:

15-12

Signs Requiring Special Use Permit Approval

The following signs shall require approval and permit issuance as Special Use Permit under Article 17, Pulaski County Zoning Ordinance. Grounds for such approval shall be based on whether the sign is

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viewed as appropriate to the proposed location in terms of scale, compatibility with surrounding land uses, traffic, and safety:

15-12.1 ~~Electronic changeable copy signs;~~

15-7

Signs as Permitted Uses By Right 1

SIGN REQUIREMENT TABLE											
By Zoning District											
Sign Type	Maximum Area by Zoning District										
	A1	C1	CM1	R	R1	R2	R3	PU D	TI D	PI D	I1
Billboard (off-premises)	0	0	300	0	0	0	0	0	0	0	300
Construction*	32	32	32	32	32	32	32	32	32	32	32
Development	70	0	70	70	70	70	70	70	70	70	0
Directional*	4	4	4	4	4	4	4	4	4	4	4
<i>Electronic Changeable**</i>	<i>0</i>	<i>0</i>	<i>32</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
Home Occupation	12	12	12	12	12	12	12	12	12	12	12
Identification	32	32	32	32	32	32	32	32	32	32	32
Locational (off-premises)	9	9	9	9	9	9	9	9	9	9	9
Menu Board	0	0	24	0	0	0	0	12	24	24	24
Monument	0	0	64	0	0	0	0	64	64	64	64
Office Complex	0	0	120	0	0	0	0	64	64	64	120
Portable	32	32	32	32	32	32	32	32	32	32	32
Real Estate Directional (off-premises)	4	4	16	4	4	4	4	4	4	4	16
Real Estate	6	6	32	6	6	6	6	6	32	32	32
Temporary	50	50	50	50	50	50	50	50	50	50	50
Temporary Development	70	70	70	70	70	70	70	70	70	70	70
Maximum Sign Height	35	35	35	35	35	35	35	35	35	35	50
Maximum Sign Area/Lot	10	10	300	50	50	50	50	300	30	300	300
	0	0	+						0		

Note: The setback for all signs shall be five (5) feet minimum, or a 1:1 setback/height ratio, whichever is greater. 2

* Building and Zoning permits may not be required.

**** *Electronic Changeable Copy signs require the following standards:***

- 1. Electronic changeable copy message shall be displayed for a minimum of five (5) seconds prior to changing the message.*

1 Amended table to add requirements for PID and "+" note for wall signage 12/19/2005

2 Amended 05/20/2002 to require a 1:1 setback/height ratio.

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2. *Electronic changeable copy messages may be displayed only during the hours which the restaurant/business is open for operations.*
3. *Electronic changeable copy sign must comply with all Virginia Department of Transportation (VDOT) requirements.*
4. *Electronic changeable copy message shall not create a glare onto to adjacent properties or onto any right-of-way.*
5. *No animated messages (text or objects) shall be displayed*

+ Wall signage in addition to the maximum allowable signage, is permitted for shopping centers greater than 25,000 square feet in area per Article 15-9.

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

Voting no: none.

- d. A request by **GAD L L C** for Special Use Permit (SUP) to allow an electronic changeable copy sign per Article 15-12 on property identified as tax map no. 056-002-001A-0001, (1.2100 acres), zoned Commercial (CM1), located at 4675 Cleburne Blvd., (Rt. 100), Draper District.

This public hearing was not required due to Item 4c being recommended for approval as to a use by right with standards.

- e. An initiative by the **County of Pulaski** to amend the following sections of the Pulaski County Zoning Ordinance:
- An amendment to Article 16-5 Restoration or Replacement of non-conforming structures revising twelve (12) months to twenty-four (24) months.

Mr. Sheffey explained the purpose of the public hearing and called on Community Development Director Shawn Utt to provide additional details on the requested amendment. Mr. Utt advised the Planning Commission recommended approval of the request.

Mr. Sheffey opened the public hearing. There were no citizen comments and the hearing was closed.

On a motion by Mr. Akers, seconded by Mr. Pratt and carried, the Board approved the following text amendments to the Pulaski County Zoning Ordinance, as recommended by the Planning Commission:

Please note that deletions are shown in ~~strikethrough~~, and additions are *shaded and italicized*.

ARTICLE 16: NONCONFORMING USES

16-3 Restoration or Replacement

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Where a conforming structure devoted to a nonconforming activity or where a nonconforming structure is damaged, either may be repaired or restored, provided any such repair or restoration is started within ~~twelve (12)~~ *twenty-four (24)* months and completed within ~~twenty-four (24)~~ *thirty-six (36)* months from the date of damage or destruction.

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

Voting no: none.

5. Citizen Comments

There were no citizen comments.

Mr. Sheffey recognized students in attendance from the Southwest Virginia Governor's School.

6. Highway Matters:

Mr. David Clarke, VDOT Resident Engineer, met with the Board and discussed the following matters:

a. Follow-up from Previous Board Meeting:

1. Review of Highway Matters Section of Key Activity Timetable (KAT)

The Board reviewed in detail the highway matters portion of the Key Activity Timetable.

Mr. Clarke advised the stopped-up culvert on Robinson Tract had been corrected.

Mr. Sheffey inquired regarding the Round House Road overlay. Mr. Clarke advised he would review maintenance fund availability with plans to repave this road in the summer of 2007.

Mr. Conner questioned matters related to Kent Farm Road, specifically whether chemicals had been placed on the road. Mr. Clarke advised chemicals had been placed on the road. Mr. Conner expressed concern that VDOT had told a citizen of Kent Farm Road that an individual Board member could place Kent Farm Road on six-year plan. Mr. Clarke

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confirmed the Board does set the priorities for placing roads on six year plan and that a road must be on the six-year plan in order to qualify as a rural rustic road.

Mr. Akers questioned when guardrails were planned for installation throughout the county.

Mr. Sheffey asked if a cost estimate could be provided to the Board for various guardrail requests. Mr. Clarke offered to provide this information.

Mr. Conner requested caution signs be installed notifying the public of horseback riding along Rt. 601 in the vicinity of Rt. 601 and Rt. 643.

b. River Ridge Phase 3 at Heron's Landing

Mr. Huber provided information regarding a request for narrower paving than normal with the least dimension of 26 feet between the curbs.

On a motion by Mr. Hale, seconded by Mr. Akers and carried, the Board approved the request, conditioned on VDOT approval and notification by the developer that on-street parking is not allowed or that "no parking" signs be installed.

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

Voting no: none.

c. VDOT Transportation Planning Reviews

Mr. Utt explained new VDOT regulations which go into effect on July 1, 2007 requiring VDOT review of comprehensive plan amendments and revisions, rezonings, special use permits, site plans, and fees. Mr. Utt indicated the new regulations would only impact major projects and recommended the developer be responsible for fees.

d. Citizen Comments

There were no citizen comments at this time.

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e. Board of Supervisors Concerns

Mr. Conner advised of pavement irregularities on Rt. 11 at the turn lane to Cougar Trail Road. Mr. Clarke agreed to review the matter and provide an update at an upcoming meeting.

Mr. Conner advised he was unable to obtain permission from the landowner to cross the land on Little Creek to repair the low water bridge and requested narrowing of a ditch on Route 643 Little Creek Road to address a safety concern.

Mr. Akers advised of a ditch having been dug out on Lead Mines Road at a steep bank over the past two months.

Mr. Akers advised of shoulders breaking apart on roads throughout the county, as well as the need for pothole repairs in various locations also throughout the county.

Mr. Pratt questioned the cost difference between tar and gravel and paving.

7. Treasurer's Report

Treasurer Rose Marie Tickle presented the monthly report.

8. Reports from the County Administrator & Staff:

a. Key Activity Timetable (KAT)

The Board reviewed the Key Activity Timetable in detail.

Mr. Sheffey questioned if county staff would be assisting in the building of the new picnic shelters at Randolph Park. Mr. Huber advised an employee workday was to be scheduled to work on the building of the shelter.

b. Community Development Authorities

Mr. Huber provided a summary regarding the purpose of Community Development Authorities in providing public infrastructure. Mr. Sheffey requested staff to check with other localities that have such authorities and provide an update to the Board. Mr. Conner suggested a further inquiry as to how citizens are adjusting to additional taxes charged for public improvements once the authority is established.

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c. Appointments

Action regarding appointments was deferred to Closed Session.

d. School Financing

Mr. Huber provided an update on estimated costs of project financing, including a summary of bond index rates indicating, along with a proposal from VACO/VML Financing for financing, the remaining estimated \$5 million needed for the Riverlawn Elementary School.

9. Items of Consent:

On a motion by Mr. Conner, seconded by Mr. Akers and carried, the Board approved the following "Items of Consent" except for item "n – Intergovernmental Reviews of Construction at New River Community College" which was voted on as a separate item.

Voting yes: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers, Mr. Pratt.
Voting no: none.

a. Approval of Minutes of March 26, 2007

The Board approved the minutes of the March 26, 2007 meeting to include a resolution from VDOT related to the Madison Street abandonment.

b. Accounts Payable

The Board approved accounts payable as presented on checks numbered 27869 through 28235, subject to audit.

c. Interoffice Transfers

The Board approved Interoffice Transfer #10 totaling \$56,130.71, as well as the following monthly appropriations:

GENERAL FUND #12	
Revenues:	
016150-0700 – Library RIF Program	\$ 2,331.50
019020-4000 – Haz-Mat Response Recovery	1,084.00
024040-1200 – Fire Programs Grant	850.00
033010-2000 – Homeland Security Grant	18,000.00
023070-0300 – Clerk's Shared Expenses- Office	2,125.00

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Expenses	
023070-0200 – Clerk’s Shared Expenses-Travel Reimbursements	219.83
024040-3900 – Circuit Court Records Preservation Grant	4,091.00
041999-0000 – Use of fund balance	6,865.00
Total	\$ 35,566.33
Expenditures:	
073100-5699 – Library RIF Program	\$ 2,331.50
035500-8101 – Emergency Services-Machinery and Equipment	1,934.00
035530-8201 – Homeland Security-Machinery and Equipment	18,000.00
021600-5210 – Clerk of the Circuit Court-Postal Services	1,500.00
021600-5810 – Clerk of the Circuit Court- Travel Expenses	625.00
21600-3500 – Clerk of the Circuit Court-Printing and Binding	4,091.00
021600-3500 – Clerk of the Circuit Court-Printing and Binding	219.83
033420-5655 – Pretrial Services Grant-Grant Proceeds	6,865.00
TOTAL	\$ 35,566.33
Internal Service Fund #1	
Revenues:	
018030-0200 – Expenditure Refunds	\$ 418.26
Total	\$ 418.26
Expenditures:	
012510-6002 – Information Technology- Food Supplies	\$ 418.26
TOTAL	\$ 418.26
School Fund #27 & 28	
Revenues:	
016120-1100 – Sub Teacher Fees	\$ 997.32
018030-0330 – School Activity Reimbursement	2,305.48
018030-0350 – Medicaid Reimbursement	40,384.93
033010-1500 – School Improvement Grant	50,000.00
018030-0300 – Refund/Overpayment	4,598.35
Total	\$ 98,286.08
Expenditures:	

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061100-1321-202-100-945 – Instructional Teacher Salaries	\$40,500.00
061100-2100-202-100-945 – Instructional FICA	3,100.00
061100-6013-202-100-945 – Instructional Supplies	6,400.00
062120-5800-900 – Superintendent’s Misc.	48,286.08
TOTAL	\$ 98,286.08
Inter-fund Transfer #6	
Revenues:	
3-600-041050-1000 – Transfer from General Fund	\$ 60,000.00
Total	\$ 60,000.00
Expenditures:	
4-600-012560-3310 – Central Garage-Vehicle and Equipment Fuel	\$60,000.00
4-100-091400-9301 – General Fund-Contingency	(60,000.00)
4-100-093000-9204 – General Fund-Transfer to Internal Service Fund	60,000.00
TOTAL	\$ 60,000.00
Inter-department Transfers #6	
Revenues:	
Total	-0-
Expenditures:	
091400-9301 – Contingency	\$ (67,902.00)
011010-3130 – Board of Supervisors-Management Consulting Services	7,000.00
011010-2850 – Board of Supervisors-Employee Recognition	1,800.00
011010-2851 – Board of Supervisors-Christmas Gifts	2,652.00
012120-5850 – Assistant County Administrator-Miscellaneous	4,650.00
012120-8101 – Assistant County Administrator-Machinery and Equipment	2,000.00
013100-3320 – Electoral Board-Management Consulting Services	10,000.00
021800-6012 – Law Library-Books and Subscriptions	1,500.00
035500-3170 – Emergency Services-Other Contracted Prof. Services	9,100.00

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043200-3170 – General Properties-Other Contracted Prof. Services	12,000.00
081500-3170 – Economic Development-Other Contracted Prof. Services	17,000.00
092100-5861 – Erroneous Assessments-Treasurer's Interest Tax	200.00
TOTAL	-0-

d. Ratification of Contracts, Change Orders & Agreements

There were no items submitted for ratification at this time.

e. Personnel Changes

The Board reviewed recent personnel changes as prepared by Ms. Spence.

f. Communications Towers

As reported in the Board packet, the installation of power at the Cloyd's Mountain tower and the interest by the Regional Emergency Medical Services in selling their Peak's Knob tower to the County point to the need for generating revenue through establishing guidelines for the shared use of either or both facilities. Staff recommended authorization to develop draft guidelines and negotiate the possible purchase of the Peak's Knob tower from the Western Virginia EMS services, with both items to be brought back to the Board for final approval.

The Board authorized development of draft guidelines and negotiation of the possible purchase of the Peak's Knob tower from the Western Virginia EMS services, with both items to be brought back to the Board for final approval.

g. Resolutions: Charlie Sumner & Gary Clark

The Board adopted the following resolution recognizing former athletes Charlie Sumner and Gary Clark:

**RESOLUTION IN RECOGNITION OF
CHARLIE SUMNER**

WHEREAS, Charlie Sumner will be inducted into the Virginia Sports Hall of Fame on April 28, 2007; and

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WHEREAS, Charlie Sumner was a 1949 graduate of Dublin High School where he was a member of its football team; and

WHEREAS, Charlie Sumner was a four year starter earning All-County and All-District honors while playing positions such as quarterback, running back, and defensive back; and

WHEREAS, following high school, Charlie Sumner continued his football career at the College of William & Mary where he played quarterback and defensive back and was later inducted into the William & Mary Hall of Fame; and

WHEREAS, Charlie Sumner played four years with the Chicago Bears, where he was the team's rookie of the year in 1955 before signing with the Minnesota Vikings and playing for two additional years; and

WHEREAS, immediately following his playing career he began his successful coaching career of 24 years; and

WHEREAS, he was an assistant coach with the Oakland Raiders during their Super Bowl II appearance and was defensive coordinator for the Raiders in victorious Super Bowl XV and Super Bowl XVII appearances; and

WHEREAS, Charlie Sumner was also a defensive coordinator for both the Pittsburgh Steelers and New England Patriots and finished his coaching career in 1985 as head coach of the USFL's runner-up, Oakland Invaders.

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors recognizes the contributions of Charlie Sumner and commend him on the honor of being inducted into the Virginia Sports Hall of Fame.

BE IT FURTHER RESOLVED, that the text of this resolution be spread in the minutes of the Board of Supervisors of Pulaski County in permanent testimony of its appreciation to the outstanding accomplishments of Charlie Sumner.

Adopted, this the 23rd day of April, 2007.

**RESOLUTION IN RECOGNITION OF
*GARY CLARK***

WHEREAS, Gary Clark will be inducted into the Virginia Sports Hall of Fame on April 28, 2007; and

WHEREAS, Gary Clark was a 1980 graduate of Pulaski County High School where he lettered in track, baseball, and football; and

WHEREAS, Gary Clark continued his football career at James Madison University where he earned Virginia Offensive Player of Year award in 1982 and was later inducted into the JMU Hall of Fame; and

WHEREAS, Gary Clark played two years with the USFL's Jacksonville Bulls before signing with the Washington Redskins in 1985; and

WHEREAS, during his eight years of playing for the Redskins, Gary Clark displayed his considerable skills where he was in the NFL's top ten in receptions four times and top ten in touchdowns five times and finished his career with two more years in Arizona and one in Miami, and

WHEREAS, he was an important figure in the Redskin's victory in Super Bowl XXVI where he caught 7 passes for 114 yards and one touchdown and also played on the victorious Super Bowl XXII team; and

WHEREAS, Gary Clark was recognized as one of the best receivers in the NFL by appearing in the Pro Bowl on four occasions; and

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors recognizes the contributions of Gary Clark and commend him on the honor of being inducted into the Virginia Sports Hall of Fame.

BE IT FURTHER RESOLVED, that the text of this resolution be spread in the minutes of the Board of Supervisors of Pulaski County in permanent testimony of its appreciation to the outstanding accomplishments of Gary Clark.

Adopted, this the 23rd day of April, 2007.

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h. Artrain Financial Support

The Board approved a financial contribution of \$1,500 to the Town of Pulaski for the purpose of assisting in the hosting of the Artrain event.

i. Rural Development Emergency Vehicle Grant

As reported in the Board packet, the county is eligible for a Rural Development grant for the purchase of emergency response vehicles equal to 15% of our anticipated expense for such vehicles next year. Further, staff has prepared an application for approximately \$20,000 based on the anticipated expenditure of approximately \$120,000 for six law enforcement vehicles.

The Board approved the submittal of a Rural Development grant application for the purchase of emergency response vehicles equal to 15% of anticipated expense for such vehicles next year with the application to be for approximately \$20,000 based on the anticipated expenditure of approximately \$120,000 for six law enforcement vehicles.

j. SPARC Home Loan Interest Reduction Program

As reported in the Board packet, the Virginia Housing Development Authority was accepting applications for participation in the SPARC program through Monday, April 16, 2007. It was reported that Mr. Utt had put together an application. Based on the fact that this program is at no direct cost to the county and provides reduced interest rate mortgages for county residents seeking to purchase a home, ratification of staff action in submitting this proposal is recommended.

The Board ratified submittal of an application for participation in the SPARC program with said program having no direct cost to the County and providing reduced interest rate mortgages for county residents seeking to purchase a home.

k. Scheduling of Public Hearing to Increase Courthouse Security Fee from \$5 to \$10

The Board approved advertising for a public hearing at its May 21 meeting to consider an increase in the courthouse security fee from \$5 to \$10.

I. Memorial Resolution – Beth Nelson

The Board approved the following memorial resolution in honor of former School Board member Beth Nelson:

**MEMORIAL RESOLUTION
Dr. Beth C. Nelson**

WHEREAS, Dr. Beth C. Nelson served on the Pulaski County School Board since January 1, 1996 having been elected in the first election for Pulaski County School Board members in the county's history and was re-elected in 2000 and 2004; and

WHEREAS, Dr. Beth C. Nelson has provided leadership to the school system, including support for involvement of the school system in the community and support for a closer working relationship between the schools and other county functions; and

WHEREAS, Dr. Beth C. Nelson was deeply devoted and dedicated to her profession and in bringing out the best in the youth of Pulaski County; and

WHEREAS, Dr. Beth C. Nelson demonstrated a high degree of professionalism in dealing with all citizens of Pulaski County; and

WHEREAS, Dr. Beth Nelson's enthusiasm, integrity and longstanding assistance is deeply appreciated.

NOW, THEREFORE BE IT RESOLVED, that the Pulaski County Board of Supervisors does hereby commend and express its sincere appreciation for the service of Dr. Beth C. Nelson to the county and its citizens; and

BE IT FURTHER RESOLVED, that the text of this resolution be spread upon the minutes of the Board of Supervisors this 23rd day of April, 2007, in permanent testimony of its appreciation to the service of Dr. Beth C. Nelson.

m. Explore the New River Valley Advertisement

The Board approved a one-half page, black and white advertisement, as was used last year as a way to publicize recreational opportunities in the county at a cost of \$155 for the entire ad.

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n. Intergovernmental Reviews of Construction at New River Community College

As reported in the Board packet, an intergovernmental review document for the expansion of the computer services and the construction of a maintenance building at New River Community College was presented for Board review.

On a motion by Mr. Hale, seconded by Mr. Conner and carried, the Board approved the county administrator signing off on intergovernmental review document for the expansion of the computer services and the construction of a maintenance building at New River Community College.

Voting yes: Mr. Hale, Mr. Conner, Mr. Akers, Mr. Pratt.

Voting no: none.

Abstaining: Mr. Sheffey

o. Congratulatory Letter to Reverend William Smith

The Board approved sending a letter to Reverend William Smith commending him for his appointment as the new pastor of the First Baptist Church.

10. Citizen Comments

There were no citizen comments.

11. Other Matters from Supervisors

Mr. Conner requested confirmation on the repairs to the courthouse ceilings.

Mr. Sheffey read a letter from Montgomery County Administrator Clay Goodman expressing appreciation for the Board's offer of support during the recent Virginia Tech tragedy. Mr. Sheffey commended the Sheriff and his staff, along with the REMSI staff for the assistance provided during the Virginia Tech Events.

12. Closed Session - 2.2-3711.A.1.3.5.7 & Return to Budget Work Session

A closed meeting is requested pursuant to Section 2.2-3711.A.1.3.5.7 of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry matters.

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It was moved by Mr. Conner, seconded by Mr. Hale and carried, that the Board of Supervisors enter Closed Session for discussion of the following:

Personnel – Pursuant to Virginia Code Section 2.2-3711(A)1 discussion for consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of public officers, appointees or employees, regarding:

- Appointments

Property Disposition or Acquisition – Pursuant to Virginia Code Section 2.2-3711(A)3 discussion for consideration of the disposition or acquisition of publicly held property regarding:

- Commonwealth Attorney's Office Space Needs
- Sewer Line Easements

Prospective Industry – Pursuant to Virginia Code Section 2.2-3711(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.

- Virginia's First Industrial Facilities Authority/Commerce Park

Return to Regular Session

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

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

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Pratt, seconded by Mr. Hale 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:

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WHEREAS, Section 2.2-3712(D) 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: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers,
Mr. Pratt.

Voting no: none.

13. Return to Budget Work Session

The Board approved drafting the FY 08 budget advertisement for review by the Board of Supervisors at the next budget work session. The Board requested staff provide a comparison of BPOL rates for the towns of Pulaski and Dublin from which to establish a base rate. Board members recommended reimbursement for Juvenile Detention Home Board members. The Board directed county staff to draft guidelines for revisions to the vehicle license tax.

14. Closed Meeting - 2.2-3711.A.1.3.5.7

A closed meeting is requested pursuant to Section 2.2-3711.A.1.3.5.7 of the 1950 Code of Virginia, as amended, to discuss personnel, legal, land acquisition/disposition, and prospective industry matters.

It was moved by Mr. Akers, seconded by Mr. Conner and carried, that the Board of Supervisors enter Closed Session for discussion of the following:

Personnel – Pursuant to Virginia Code Section 2.2-3711(A)1 discussion for consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of public officers, appointees or employees, regarding:

- Appointments

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Property Disposition or Acquisition – Pursuant to Virginia Code Section 2.2-3711(A)3 discussion for consideration of the disposition or acquisition of publicly held property regarding:

- Commonwealth Attorney's Office Space Needs
- Sewer Line Easements

Prospective Industry – Pursuant to Virginia Code Section 2.2-3711(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.

- Virginia's First Industrial Facilities Authority/Commerce Park

Return to Regular Session

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

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

Voting no: none.

Certification of Conformance with Virginia Freedom of Information Act

It was moved by Mr. Conner, seconded by Mr. Hale 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 2.2-3712(D) 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

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were identified in this motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors.

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

Voting no: none.

- Personnel

Appointments

On a motion by Mr. Hale, seconded by Mr. Pratt and carried, the Board approved the following appointments:

1. Telecommunications Committee

There was no action on appointments to this committee.

2. Commission on Children and Families

The Board authorized extending an open invitation to all agencies providing services to children and their families in Pulaski County including Deborah Berg, Pulaski County Sheriff's Department; Kathy Denny, The BLDG; Mary Beth Dunkenberger, Virginia Tech; Jill Niece, Pulaski Police Department; Sheila Roop, Agency for Persons with Mental Retardation; and Lee Williams, Goodwill Industries.

3. New River Community Action

The Board reappointed Jeff Kackley to the New River Community Action.

4. Designation of Business License Tax Advisory Committee

The Board approved inviting the following individuals to serve on the Tax Advisory Committee: Jon Wyatt, Kendall Clay, Norleen Pomerantz, Gary Duncan, Alex Rygas, Bruce Fariss, William Mayo, Gus Vlahos, Kenny Bowling, Dickie Morgan, Eddie Hale, Ajay Acharya, Rodell Cruise, Jack Gill, Bill Parker, John

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Hawley, Tim Kirkner, Kevin Young, David Dean and a representative selected by the Chamber Board of Directors.

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

Voting no: none.

15. Adjournment

On a motion by Mr. Conner, seconded by Mr. Hale and carried, the Board of Supervisors voted to adjourn its regular meeting and reconvene in a budget work session scheduled for Monday, April 30, 2007 at 7:00 p.m. at the Competitiveness Center located in Fairlawn, Virginia.

Voting yes: Mr. Hale, Mr. Conner, Mr. Sheffey, Mr. Akers, Mr. Pratt.
Voting no: none.

Joseph L. Sheffey, Chairman

Peter M. Huber, County Administrator