

- Citizens comments are included on each regular monthly meeting agenda. No prior appointment is necessary to speak during the citizen comments times.
- To speak on a particular agenda item, advise the attendant at the door.
- To place an item on the Board's agenda, please notify the County Administrator's Office at least ten days prior to the Board meeting.
- Any citizen concern can be communicated to the County Administrator by calling 980-7705 from 7:30 a.m. to 5:00 p.m. weekdays. All citizen complaints are recorded and responded to as soon as possible.

WHEN SPEAKING BEFORE THE BOARD, PLEASE COME TO THE PODIUM AND GIVE YOUR NAME.

**BOARD AGENDA
PULASKI COUNTY
BOARD OF SUPERVISORS**

**Regular Meeting
Monday, August 24, 2009
6:00 p.m. – Closed Session
7:00 p.m. – Regular Meeting**

APPROXIMATE TIME & ITEM	PRESENTED BY
<u>6:00 p.m.</u> 1. <u>Closed Session – 2.2-3711.A.1.3.5.7</u>	
<u>7:00 p.m.</u> 2. <u>Invocation</u>	Dr. C. R. Conner, Family Worship Center
<u>7:05 p.m.</u> 3. <u>Recognitions</u> <ol style="list-style-type: none"> a. <u>Presentations:</u> <ol style="list-style-type: none"> 1. <u>Resolution – Georgette Yakman</u> 2. <u>Resolution – Robert Bruce Family</u> 3. <u>Recognition of Newbern Elementary After School Staff</u> b. <u>Featured Employees</u> 	
<u>7:15 p.m.</u> 4. <u>Additions to Agenda</u>	
<u>7:20 p.m.</u> 5. <u>Public Hearings:</u> <ol style="list-style-type: none"> a. <u>Petition to revise a Special Use Permit (SUP) by New River Resource Authority to operate a sanitary landfill on property</u> 	

- identified as tax map nos. 010-001-0000-0004, 010-001-0000-0005, 011-001-0000-0001, (951.384 total acres), zoned Agricultural (A1), with the Landfill Overlay District (LD1), located at 7100 Cloyd's Mountain Rd., (Rt. 731), Cloyd District.
- b. Petition by the **County of Pulaski** to amend the following section (s) of the Pulaski County Zoning Ordinance:
- **Article 2, Agricultural (A1), Section 2-3; Article 5F, Rural Residential (RR), Section 5F-2;** allowing a Waste Water and Water Treatment Plant Residue Disposal through Land Application;
 - **Article 19, Board of Zoning Appeals (BZA), Section 19-1, Powers and Organization, Subsection 19-1.1.2;** delete "approaching confiscation" from the language of the ordinance.
- c. An Ordinance pursuant to 29 USC Section 2831, and following and Section 15.2-1300, and following of the *Code of Virginia*, as amended, providing for membership and representation of Pulaski county on the New River/Mount Rogers Workforce Investment Consortium and adoption of its Membership Agreement.
- d. An Ordinance pursuant to Section 15.2-1300 for the Board of Supervisors of Pulaski County, Virginia, to enter into the New River Valley Benefits Consortium Joint Powers Agreement with other political subdivisions of the Commonwealth of Virginia and the Virginia Municipal League as a means of providing group life insurance, accident and health insurance and other employee benefits programs for Pulaski County officers and employees.
- e. An Ordinance for the assessment of a \$2.00 fee to be taxed as costs in each criminal or traffic case in a District or Circuit Court in Pulaski County, Virginia, and also taxed as part of the costs incident to each civil action filed in the District or Circuit Courts of Pulaski County, Virginia. A copy of the proposed Ordinance may be viewed in the

office of the Pulaski County Administrator at 143 Third Street, NW, Suite 1, Pulaski, Virginia. Telephone inquiries may be directed to (540) 980-7705.

8:10 p.m.

6. Citizen Comments

8:20 p.m.

7. Highway Matters:

- a. Follow-up from Previous Board meeting:
- b. Citizen Concerns
- c. Board of Supervisors Concerns

8:40 p.m.

8. Treasurer's Report

The Honorable Melinda
Worrell, Treasurer

8:45 p.m.

9. Reports from the County Administrator & Staff:

- a. Appointments:
 1. Nomination to NR/Mount Rogers WIB
 2. Wireless Authority
 3. NRV Development Corporation
- b. Report on Maple Shade Design Renovations
- c. Interstate 81 Corridor Coalition
- d. Key Activity Timetable

9:00 p.m.

10. Items of Consent:

- a. Approval of Minutes of July 27, 2009
- b. Accounts Payable
- c. Interoffice Transfers & Appropriations
- d. Ratification and/or Approval of Contracts, Change Orders & Agreements, Etc.
 1. EMS Personal Protection Equipment and Special Initiative Grant Application
 2. Mutual Aid Agreement – Policing Powers
 3. SPARC Application
- e. Personnel Changes
- f. Other Post Employment Benefits
- g. Resolution Consenting to an Agreement by the New River Resource Authority for Acceptance of Solid Waste from Joint Public Service Authority of Wythe and Bland Counties
- h. Literary Loan Fund
- i. Fine Arts Center Grant Application

9:15 p.m.

11. Citizen Comments

9:20 p.m.

12. Other Matters from Supervisors

13. Adjournment

Distribution or reproduction of this document is prohibited. This document is exempted from public access in accordance with the Virginia Freedom of Information Act.

August 17, 2009

TO: Board of Supervisors
FROM: Peter Huber, County Administrator
SUBJECT: 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. ***Enclosed*** is a draft resolution to enter the closed meeting on recommended matters, as follows:

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

1. Nomination to New River/Mount Rogers Workforce Investment Board – Two vacancies exist on this Board, both of which are business vacancies. One is as a result of the resignation of Hi Nicely and the other is for Bill Harris. The terms are as March 31, 2010 but would then be for another 3 years, and the other would expire on March 31, 2012
2. Wireless Authority – As reported in the July packet, Jim Sandidge has resigned from the Authority. Appointment of an individual to fill this position is requested. The current term for Dr. Sandidge will expire on July 25, 2011. Mr. Tim Barnes who is filling Dr. Sandidge's role as Director of

Information Technology does not yet reside in the county and would not be eligible for appointment. I would like to suggest the appointment of a member of the PSA Board in order to help interconnect these two parts of the county organization based on recent approval by the PSA Board for the use of water towers for the provision of high speed internet service.

3. NRV Development Corporation – A replacement is needed for Mark Rader.

- **Potential Appeal by Former Employee**

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:

- Bob White Building - Proposal for Use of Portion of Bob White Building as School Board Maintenance Area - ***Enclosed*** is a proposal for the use of a portion of the lower floor of the Bob White building as a School Board building maintenance area, and a joint services central warehouse and property disposition center. Also ***enclosed*** are pictures of the area suggested to be used in this way. It is understood that these facilities would be moved in the event that the County were able to lease or sell this space for manufacturing purposes. We believe joint purchasing of paper and other products in bulk will provide a savings to both the County and the School Board. In addition, it will be very helpful both financially and logistically to have a central place to dispose of surplus items.
- New River Valley Development Corporation – Lease of Space - ***Enclosed*** is the proposal from INTER Materials to the New River Valley Development Corporation for the lease of bay area #161 and office space located at the Competitiveness Center.

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.

- New River Valley Development Corporation - ***Enclosed*** is the proposal from INTER Materials to the New River Valley Development Corporation for the lease of bay area #161 and office space located at the Competitiveness Center.

Legal Matters – Pursuant to Virginia Code Section 2.2-3711(A)7 consultation with legal counsels and briefing by staff for discussion of specific legal matters and matters subject to probable litigation regarding:

- None

PMH/gh

CLOSED MEETING RESOLUTION

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 _____, seconded by _____ 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:

- None

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.

- New River Valley Development Corporation

Legal Matters – Pursuant to Virginia Code Section 2.2-3711(A)7 consultation with legal counsels and briefing by staff for discussion of specific legal matters and matters subject to probable litigation regarding:

- None

August 17, 2009

TO: Board of Supervisors

FROM: Peter M. Huber, County Administrator


SUBJECT: **Recognitions**

- a. Featured Employees - The featured employees to be recognized at the August Board meeting and featured for the month of September are _____ of the Sheriff's Department and _____ of REMSI. Job summaries are **enclosed** for both employees.


/gh

August 17, 2009

TO: Board of Supervisors
FROM: Peter M. Huber, County Administrator
SUBJECT: **Public Hearings**

- a. Petition to revise a Special Use Permit (SUP) by **New River Resource Authority** to operate a sanitary landfill on property identified as tax map nos. 010-001-0000-0004, 010-001-0000-0005, 011-001-0000-0001, (951.384 total acres), zoned Agricultural (A1), with the Landfill Overlay District (LD1), located at 7100 Cloyd's Mountain Rd., (Rt. 731), Cloyd District. - A public hearing has been scheduled to consider this request. ***Enclosed*** is information regarding this matter. The Planning Commission recommends 

- b. Petition by the **County of Pulaski** to amend the following section (s) of the Pulaski County Zoning Ordinance:
 - **Article 2, Agricultural (A1), Section 2-3; Article 5F, Rural Residential (RR), Section 5F-2;** allowing a Waste Water and Water Treatment Plant Residue Disposal through Land Application;
 - **Article 19, Board of Zoning Appeals (BZA), Section 19-1, Powers and Organization, Subsection 19-1.1.2;** delete "approaching confiscation" from the language of the ordinance.

A public hearing has been scheduled to consider this request. ***Enclosed*** is information regarding this matter. The Planning Commission recommends 

- c. An Ordinance pursuant to 29 USC Section 2831, and following and Section 15.2-1300, and following of the *Code of Virginia*, as amended, providing for membership and representation of Pulaski county on the New River/Mount Rogers Workforce Investment Consortium and adoption of its Membership Agreement. - A public hearing has been scheduled to consider adoption of the ***enclosed*** ordinance.

- d. An Ordinance pursuant to Section 15.2-1300 for the Board of Supervisors of Pulaski County, Virginia, to enter into the New River Valley Benefits Consortium Joint Powers Agreement with other political subdivisions of the

Commonwealth of Virginia and the Virginia Municipal League as a means of providing group life insurance, accident and health insurance and other employee benefits programs for Pulaski County officers and employees. - A public hearing has been scheduled to consider adoption of the ***enclosed*** ordinance.

- e. An Ordinance for the assessment of a \$2.00 fee to be taxed as costs in each criminal or traffic case in a District or Circuit Court in Pulaski County, Virginia, and also taxed as part of the costs incident to each civil action filed in the District or Circuit Courts of Pulaski County, Virginia. A copy of the proposed Ordinance may be viewed in the office of the Pulaski County Administrator at 143 Third Street, NW, Suite 1, Pulaski, Virginia. Telephone inquiries may be directed to (540) 980-7705. - A public hearing has been scheduled to consider adoption of the ***enclosed*** ordinance.

PMH/gh

August 17, 2009

TO: Board of Supervisors
FROM: Peter M. Huber, County Administrator
SUBJECT: **Highway Matters**

➤ Follow-up from Previous Board meeting:

- Review of Highway Matters Section of Key Activity Timetable (KAT) – As of the time of preparing this packet, we had not received an updated timetable from Mr. Clarke.

/gh

August 17, 2009

TO: Board of Supervisors

FROM: Peter M. Huber, County Administrator

SUBJECT: **Reports from County Administrator and Staff**

- a. Appointments - See Closed Session memo for details regarding the following appointments:
 1. Nomination to New River/Mount Rogers Workforce Investment Board
 2. Wireless Authority
 3. NRV Development Corporation
- b. Report on Maple Shade Design Renovations -
- c. Interstate 81 Corridor Coalition -
- d. Update on "The Building" Real Estate Taxes
- e. Key Activity Timetable - Review of the ***enclosed*** Key Activity Timetable is requested.

August 17, 2009

TO: Board of Supervisors
FROM: Peter M. Huber, County Administrator
SUBJECT: **Items of Consent**

- a. Approval of Minutes of July 27, 2009 – Approval of the ***enclosed*** minutes is recommended. Please let Gena know of any changes and corrections and they will be included in the August 21 weekly update.
- b. Accounts Payable – Approval of the ***enclosed*** accounts payable is requested.
- c. Interoffice Transfers and Appropriations – Approval of the ***enclosed*** interoffice transfers and appropriations is requested.
- d. Ratification and/or Approval of Contracts, Change Orders & Agreements, Etc. –
 1. EMS Personal Protection Equipment and Special Initiative Grant Application - Ratification of the ***enclosed*** EMS Personal Protection Equipment and Special Initiative Grant Application will be placed on the Board's August 24 agenda
 2. Mutual Aid Agreement – Policing Powers – Approval of the ***enclosed*** agreement is requested.
 3. SPARC Application - Ratification of the ***enclosed*** application is requested.
- e. Personnel Changes - ***Enclosed*** is an update from Ms. Spence of recent personnel changes.
- f. Other Post Employment Benefits - ***Enclosed*** is a division of estimated other post-employment benefits (OPEB) liability calculations related to the PSA and other County functions. Based on a 4% interest rate, the PSA would have set aside \$27,900 on June 30, 2009 for liabilities accumulated to this point in time with the anticipation that an additional \$5,900 would need to be set aside annually in future years. Staff recommends setting aside the amount from current reserves rather than taking these funds from current operations.

- g. Resolution Consenting to an Agreement by the New River Resource Authority for Acceptance of Solid Waste from Joint Public Service Authority of Wythe and Bland Counties – Adoption of the ***enclosed*** resolution is enclosed.
- h. Literary Loan Fund – ***Enclosed*** is a series of e-mails with Joe Morgan. It appears that alternative financing will have to be obtained to replace the Literacy Loan and we are working with Springsted regarding the various options which may be available
- i. Fine Arts Center Grant Application - Robert Hiss and Shawn Utt met with representatives of the Fine Arts Center about applying for an Appalachian Regional Commission grant. This is a new grant opportunity just learned about last week. The Fine Arts Center would like to apply for as much as \$400,000, but to reach that grant amount and to have a competitive application, the Fine Arts Center is requesting a cash commitment from both the Town and County. It is requested that the County and Town both commit to at least a \$25,000 contribution. If approved, it is recommended to consider this as the County's total cash contribution to the project, in case the grant is not awarded. The grant is due by the end of September.

/gh