

At the recess meeting of the Giles County Board of Supervisors on Thursday, May 16, 2013, at 6:30 PM in the Giles County General District Courtroom, 120 North Main Street, Pearisburg, the following were present:

Barbara Hobbs	Chair (Central District)
Scott Dunn	Vice Chair (Western District)
Richard McCoy	At-Large Supervisor
Larry Jay Williams	Eastern District
Paul "Chappy" Baker	At-Large Supervisor
Chris McJarney	County Administrator
Richard Chidester	County Attorney
Jenny McCoy	Board Secretary

### **CALL TO ORDER/INVOCATION**

Ms. Hobbs called the meeting to order. Mr. McJarney had the invocation and led the Pledge of Allegiance.

Ms. Hobbs announced that citizens may sign up with the secretary to speak during either the public comment or the public hearing section of the meeting.

### **APPROVAL OF MINUTES**

***Mr. Baker moved to approve the minutes of April 18, 2013. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. Baker, Mr. McCoy.***

### **NRV REGIONAL JAIL REPORT – TODD MARTIN**

Mr. Todd Martin updated board members on recent meetings at the New River Valley Regional Jail. For the month of April, Giles County had 165 inmates with a total jail population of 1268. Mr. Martin stated that the jail did still not have a budget for the next fiscal year and had discussed going up on the per diem, 29.20 to 30.13.

Mr. Martin had questioned the jail on how they could justify going up on the per diem when they still had such a large fund balance. He had asked the jail Finance Committee exactly how much was in the fund balance, and the jail did not provide him with that information. Mr. Martin indicated that the jail would provide him an answer on that in June. Ms. Hobbs asked why they needed to raise the per diem. Mr. Martin stated he had asked if they had looked at cuts and was told the only thing they could possibly cut would be the vans. This would mean a decrease in transportation to the jurisdictions.

Ms. Hobbs asked how many were in administration now. Mr. Martin stated that there were approximately 260 employees at the jail, with around 200 to 210 being officers. Mr. Dunn asked how many of the staff had cars. Mr. Martin indicated that there are four administrative staff people with cars.

Mr. Martin also told the Board the jail would like to hire three more nurses. Mr. Dunn asked how much it cost an inmate to see the nurse. Mr. Martin indicated that he did not know for sure but thought it was somewhere around \$25 to \$30. Mr. McCoy asked if it was a separate charge to see the nurse. Mr. Martin indicated that it was a separate charge from the per diem.

Mr. McKjarney said that he had sent a letter to Superintendent McPeak, per the Board's request at the last meeting requesting the amount in the reserve balance and the total that was gone out of it for the past 12 months to cover operations. He has not received anything from the jail from that request. Mr. Dunn asked how much was made on the canteen and phone calls. Mr. Martin will look into it and report back at a later meeting.

Mr. Martin related that Mr. Gary Young had stated in the last jail meeting that per diem is only 1% of Radford's budget and would not care if the jail would double it. Mr. Martin also related that he had attended a personnel meeting at the jail where Andy McCready from Pulaski County moved to give Mr. McPeak a large raise. Mr. McPeak turned down the raise, citing the difficulty of some jurisdictions to meet the current budget. However, Mr. Martin indicated that Mr. McPeak was given a raise shortly before the new one was brought up.

## **COMMUNICATOR AWARDS**

Mr. McKjarney related that the County website had won two awards and has been nominated for another. The awards were the Prestigious Silver Communicator Award for distinction for both a government and tourism site. Mr. McKjarney indicated that Ms. Alisa Moody had done a fine job developing the site.

## **CCAP PROGRAM**

Mr. McKjarney informed members of the Community College Assistance Program (CCAP). The program is in the Roanoke area and is looking for a pilot program in the New River Valley area. In other areas where the program is operating, the boards have gone to local businesses for assistance with funding, and a scholarship has been set up where youth can attend from those jurisdictions with no tuition cost. The program is funded annually. Mr. McKjarney asked that the Board approve to move forward with this project to see if any local businesses would be willing to support it.

Mr. Williams asked if Wytheville had this same program. Mr. McKjarney stated that there was a program like it in Wytheville funded by the hospital. Mr. McKjarney also indicated that there might be some grant funds available if the match could be leveraged against it. The students

are required to take a certain amount of credits each quarter as well as maintain a good grade point average.

## **VOLUNTEER FIRE DEPARTMENTS**

Mr. McKlarny related that an ordinance can now be passed to allow volunteer fire departments to charge for responding to a call. He feels the Board will need to think about which way it wants to go on this issue. Some of the departments might not want to charge people for responding.

Mr. Williams said that he talked to a couple of the departments, and they did not know they could charge. He stated that most home owners' insurance would pay \$250 to \$500 on a call, but no departments bill for it. Ms. Hobbs felt that more information was required for further discussion. Mr. Dunn stated that they could charge on structure fires and for calls involving drunk drivers. He feels the problem is the lack of knowing how to file, who is going to file, and who is going to do the paperwork. Ms. Hobbs stated that donations might go down if they start charging. Ms. Hobbs wanted to know if each town would have to do their own ordinance. Mr. Chidester advised that a county ordinance would apply to departments in towns as well.

## **PAYMENT OF WARRANTS**

***Mr. Baker moved to appropriate funds in the amount of \$349,149.53 for payment of warrants as presented. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. Baker, Mr. McCoy.***

## **SCHOOL BOARD APPROPRIATION**

***Mr. Baker moved to appropriate \$2,106,708.92 for the school board for June, 2013. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. Baker, Mr. McCoy.***

## **SOCIAL SERVICES APPROPRIATION**

***Mr. McCoy moved to appropriate \$215,000 for Social Services and \$148,016 for CSA for the month of June, 2013. Second by Mr. Baker.***

Discussion: Mr. Williams wanted to know what happened on the appropriations that they had gone up again. Ms. Hobbs stated that it might have something to do with it being the end of the fiscal year.

***Approved (4-1). Voting YES: Mr. Dunn, Ms. Hobbs, Mr. Baker, Mr. McCoy. Voting NO: Mr. Williams.***

## **ANNOUNCEMENTS**

Ms. Hobbs informed members of a groundbreaking ceremony for an assisted living facility in Rich Creek on 5/30/13 starting at 11:00 AM.

Additionally, Ms. Hobbs told of a ribbon cutting to be held for the Free Clinic transportation program (G-REACH) at noon on 5/30/13. This is a non-emergency health transportation program offered to provide affordable transportation to low-income residents of the county.

Ms. Hobbs also informed members of a rabies clinic on 5/25/13 from 10:00 AM to noon on 5/25/13.

Mr. Williams told members of the Workforce meeting he attended. The total cut to the state workforce budget for this coming year will be 6.25%. He also stated that Goodwill's workforce staff would be assisting with the county summer youth program. County staff will be meeting with potential businesses at Anna's later in the month. There are approximately 20 businesses that have expressed an interest in participating as a worksite for the program. Staff has received approximately 16 applications from youth.

Ms. Hobbs informed members of a VDOT hearing to be held on the 6-Year Improvement Program. She asked if the Board could have another public hearing for input for the 6-year plan, since the other one was held prior to the money being allocated. Mr. Williams felt the list needs to be modified. Ms. Hobbs stated they could advertise that it would be a long-range plan, since the money would not increase until 2015. Mr. Williams asked if it could be considered for the county to administer all the projects instead of having VDOT administer them. He was concerned that the Hilltop project was not moving along when the money is already in place. Ms. Hobbs said that VDOT told her that the Hilltop project would go out for bid in the fall. Mr. Williams felt that if the county administered the projects in-house, it would be more economical and would move much quicker. Mr. McKlarney stated the county would need to send a letter to VDOT requesting to administer projects but felt it would be better to hold off on requesting to administer the Hilltop project until it can be determined what is in process there. Mr. McKlarney also related that the county would still have to follow the policy sent in place by VDOT even if the county decides to administer a project. Mr. McCoy stated that VDOT he did not believe there were any designs completed for the Hilltop project yet and that VDOT did not have enough staff to draw them up. Ms. Hobbs stated that the county would not be able to administer projects without designs. Mr. McKlarney stated that VDOT was most likely almost finished with the design, but the charge for those designs is expensive. Mr. Williams felt that the county should administer the projects and get the money set aside for them. Mr. McKlarney stated that maintenance could not be done by the county unless all of the maintenance is taken over. More discussion will be held at a later date on administration of projects.

## **PUBLIC HEARING**

### **Proposed Rezoning from B3 to RRA1 – Portion of Midway Community**

Ms. Hobbs opened the public hearing. Mr. Ross stated that the proposed map of the Midway area would change the zoning from mixed to rural residential/agricultural. He said that he had received a couple of phone calls regarding the change and Mr. J. B. Buckland was in

opposition to the change. Mr. Buckland felt that it had been working fine as a mixed zone. Mr. Williams asked if Smith Valley Meats is in that area. Mr. Ross stated that there were no businesses in the parcels listed in the rezoning.

Ms. Hobbs asked for any additional comments or questions. Hearing none, the public hearing was closed and the item was sent back to the Planning Commission for recommendation.

#### **Proposed Rezoning from B3 to A1 – Parcel 13-16 bordering Critter Creek Lane**

Ms. Hobbs opened the public hearing. Mr. Ross stated that the rezoning would change the area bordering Critter Creek Lane from mixed to agricultural/limited uses. The reason behind doing so is that all the area surrounding that parcel 13-16 are currently zoned as A1. Mr. Ross stated that Mr. Clayton Atwood had come to him for information and told Mr. Ross he would get back in touch with him about it. Mr. Ross stated that Mr. Atwood had not contacted him since the meeting. Ms. Hobbs asked if it would be taken back to the Planning Commission if Mr. Atwood contacted him. Mr. Ross stated that he would bring the item back at that time. Ms. Hobbs asked for any additional comments or questions. Hearing none, the public hearing was closed and the item was sent back to the Planning Commission for recommendation.

#### **Proposed Franchise Agreement with Cebridge Acquisition, LLC**

Ms. Hobbs opened the public hearing. Mr. Chidester stated that the agreement would allow Cedbridge to operate within Giles County and is basically the same franchise as the county had previously. The agreement will include all the buildings listed and will run for ten years. Mr. Chidester stated that the franchise will enable the county to get more services than they currently are without a franchise. Ms. Hobbs asked for any additional comments or questions. Hearing none, the public hearing was closed.

***Mr. McCoy moved to approve the Ordinance to allow a franchise agreement with Cebridge Acquisition, LLC. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. Baker, Mr. McCoy.***

#### **Proposed Fees and Tax Rates**

Ms. Hobbs opened the public hearing. Mr. McClarney stated that the proposal is to leave all fees and tax rates as they are for the 2012-2013 fiscal year. Mr. Williams asked what the reserve balance is on the audit. Mr. McClarney stated that the true reserve was approximately \$4.8 million. Mr. Williams asked what the budget increase was for the upcoming year. Mr. McClarney stated it was \$700,000 and \$350,000 of that would come out of the reserve to balance the budget. Mr. Williams felt it might be a good idea to increase the rates in order to cover the increase in the budget. Ms. Hobbs stated that the county could not increase it without re-advertising. Mr. Baker felt it was not the time to raise rates. Ms. Hobbs asked for any additional comments or questions. Hearing none, the public hearing was closed.

***Mr. Baker moved to approve the Ordinance for the Fiscal Year 2013-2014 Tax Rates. Second by Mr. McCoy. Approved (4-1). Voting YES: Mr. Dunn, Ms. Hobbs, Mr. Baker, Mr. McCoy. Voting NO: Mr. Williams.***

Ms. Hobbs asked for a motion to re-advertise the Fiscal Year 2013-2014 Budget and reschedule the public hearing.

**Mr. McCoy moved to re-advertise public hearing notice for the Fiscal Year 2013-2014 Budget. Second by Mr. Baker. Approved (4-1). Voting YES: Mr. Dunn, Ms. Hobbs, Mr. Baker, Mr. McCoy. Voting NO: Mr. Williams.**

## EXECUTIVE SESSION

**Mr. McCoy moved to go into Executive Session as permitted by Virginia Code 2.2-3711A(30) Contracts, 2.2-3711A(1) Personnel, and 2.2-3711A(7) Legal Counsel. Second by Mr. Baker. Approved unanimously (5-0 by roll call vote). Voting YES: Mr. Baker, Mr. Williams, Ms. Hobbs, Mr. Dunn, Mr. McCoy.**

**Mr. McCoy moved to certify that in the closed session just concluded, the Board discussed nothing except the matters specifically identified in the motion to convene and lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information Act cited in that motion. Second by Mr. Baker. Approved unanimously (5-0 by roll call vote). Voting YES: Mr. Baker, Mr. Williams, Ms. Hobbs, Mr. Dunn, Mr. McCoy.**

Ms. Hobbs asked if members would be in favor of a work session following the regular June meeting on June 5, 2013.

**Mr. McCoy moved to schedule a work session following the regular Board meeting on June 5, 2013. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. Baker, Mr. McCoy.**

No further business was introduced. Ms. Hobbs adjourned the meeting. The next meeting is scheduled for Wednesday, June 5, 2013, 3 PM in the General District Courtroom, 120 North Main Street, Pearisburg, Virginia.

APPROVED:

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Chairperson

ATTEST:

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Clerk