

At the regular meeting of the Giles County Board of Supervisors on Wednesday, September 4, 2013, at 3:00 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 McKlarney	County Administrator
Richard Chidester	County Attorney
Missy Bray	Board Secretary

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

Ms. Hobbs called the meeting to order. Mr. McKlarney offered the invocation and led the Pledge of Allegiance.

Ms. Hobbs invited anyone interested in speaking to the board during the public comments to sign up and give the form to the secretary.

### **APPROVAL OF MINUTES**

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

***Mr. McCoy moved to approve the minutes of August 7, 2013. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

***Mr. Baker moved to approve the minutes of August 15, 2013. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

### **CONSTITUTIONAL OFFICERS**

Ms. Hobbs called for constitutional officers. Hearing none, she moved on to the next agenda item.

### **VDOT REPORT – DAVID CLARKE**

Mr. Clarke reported that VDOT was currently working on some shoulder wedging work on Route 460 between Pearisburg and Narrows. In addition, he reported some brush cutting was taking place in the Clendenin area. Mr. Clarke related that the contract had been approved to utilize inmate labor in the county for some additional brush cutting. Final specifications are being obtained in order to finalize the agreement. Mr. Dunn inquired on the status of Penvir Bridge. Mr. McKlarney related the cost of repairs on Chaney Bridge is in the process of being estimated. However, it is anticipated there will not be enough funding to complete repairs on

either one of the bridges at this time. Currently, the bridge fund has \$463,000, and the estimated cost for the Penvir Bridge is over \$800,000. Mr. Dunn asked if federal money could be obtained through some type of flood grant, since the bridges are in a flood prone area. Mr. Clarke indicated he was not aware of any such grant but would be willing to look into it.

Mr. Dunn inquired about reopening a section of Old Wolf Creek Road that has been closed off. Members had some discussion on the issues with right of way along this section. However, Mr. McKlarney related the piece of land in question for right of way was now in an LLC and does not anticipate there will be an issue if the subject is reintroduced.

Mr. Dunn related that Route 219 had been damaged from flooding at the intersection of Giles Avenue. He inquired if the drainage issue on Skyview Lane at Route 61 could be resolved with maintenance money. Mr. Clark responded that maintenance money could be utilized for that purpose. Mr. McKlarney indicated that the process was moving forward on the rural addition and will start to acquire right of way for that project.

Mr. Dunn related members had visited the property of Mr. Reed on Spring Street. This property is getting runoff water causing damage. Mr. Dunn inquired when the project might be able to be started to solve the problem. Mr. Clarke responded that VDOT would be sending some people there to conduct a drainage study in order to determine what would be required to correct the problem. At that point, an estimate will be obtained and more information brought back to the Board.

Mr. Dunn related that he had been receiving complaints that brush and tree limbs were hanging out into the roadways particularly on Northview Street. He also inquired about the progress of mowing of secondary roads. Mr. Clarke stated the secondary roads have been mowed this summer. Mr. Dunn requested that mowing be conducted on Lurich Road. Citizens are concerned due to the grass hanging out into the road and causing drivers to crowd each other as they pass.

Mr. Williams requested that some shoulder work be done on Route 635 at Darnell Mountain Road due to a drop off on the shoulder. He also requested that Hiram Jones Road be worked on and inquired about the work to be done on River Road. Mr. Clarke indicated there had been some pipe work done in that area, but he had not gotten back to it at this point.

Mr. McCoy inquired if VDOT could do any repair on 460 at Hoges Chapel while they are there doing shoulder work. Mr. Clark indicated pavement repair has been scheduled for next year. Mr. McCoy suggested VDOT take a look at it and consider some repairs before winter, since the pavement is severely cracked and falling apart. Mr. McCoy also requested that gravel be put on Cow Camp Road.

Mr. Baker requested that brush and grapevines be cut away from the guardrail on Virginia Line Road. He also inquired about the project on Ripplemead Bridge. One lane in each direction has been closed off to traffic even when there is no work being performed. Members expressed concern about the lane closures with no work going on for days at a time. Mr. Clarke indicated it was a contracted project with a specific end date for joint repair. Mr. Baker

also requested that the lane closure be moved back to Route 635. There have been traffic issues going to the lane closure shortly after coming onto Route 460 from Route 635.

Mr. Baker asked about the status of the "Watch for Children" signs that had been requested. Mr. McKlarney indicated that the Board would need to sign an agreement with VDOT and have it approved in order to move forward with placing the signs. The signs would cost \$150 each and would have to meet VDOT specifications. Members were in agreement to move forward with the process.

Ms. Hobbs related that Old Church Road was not wide enough for two vehicles to pass on it. Citizens have indicated to her that the issue is being caused by a large ditch at the side of the road that was not there previously. Mr. Clarke reported that VDOT has a 30 foot easement along that road and will see what can be done to alleviate the problem.

Mr. Williams requested that Mountain Field Road in Eggleston be added to the rural addition list. Members related that other districts would need to be considered prior to another rural addition in the Eastern district.

***Mr. Williams moved to appoint Mr. Sonny Jeffers to the Board of Road Viewers. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

#### **SCHOOL BOARD REPORT – TERRY ARBOGAST**

Dr. Arbogast reported that attendance is currently at 2,432, which is a decrease of 25 from June but an increase of 2 from the same time last year. The elementary schools are down 66, and the secondary schools are up 41. An increase of 35 students is expected for Narrow High School next year. Mr. Williams asked if numbers for each school could be provided. Dr. Arbogast related that he would provide those numbers for members. Dr. Arbogast related that the Opening of School conference had gone well. At the event, five students (one from each school) spoke to the attendees.

Dr. Arbogast provided members with a listing of activities planned for September and related it is anticipated that all schools in the county will be accredited once the ratings are released from the Department of Education. Dr. Arbogast also invited members to come visit Narrows Elementary Middle School to see the progress being made on that project. He indicated there had been no water problems from the rains in the area where the new roof has been completed.

#### **DEPARTMENT REPORTS**

Steve Taylor: Day Report Program – Mr. Taylor presented information regarding the Day Report Program. The numbers are as follows:

- 19 New Referrals
- 21 Active Participants at the End of July
- 28 New for Year at the End of July
- 11 Participants Employed
- 6 Unemployed

4 Disabled  
15 Successful Completions  
6 Participants Returned to Jail Due to Violations or Additional Charges

It is calculated the program has saved the county approximately \$138,696.46 through the end of July for the year. Savings last year at this time was \$72,482.89. Mr. Taylor reported on new activities that are in the planning process with probation. One activity is conducting classes including the topics of anger management, life skills and substance abuse. Ms. Hobbs suggested that Mr. Taylor contact Ms. Barbara Clark from NRCC, as they are offering those types of classes and might be helpful. Mr. Taylor reported that the job fair reported on previously had been put on hold for now.

Mr. Bryan Reed: GIS – Mr. Reed reported that resource sharing with Pulaski County was going well. He was pleased with the opportunity to learn of options the county might not have been aware of if the sharing was not taking place. He felt it was helpful in building a strong relationship with Pulaski County. Mr. Reed related that he had completed ten plats, six new homes addressed, and has three E & S projects since the last reporting period. The earthmoving projects include Celanese, Family Dollar and GE (formerly Fairchild). These projects have kept Mr. Reed quite busy as the Family Dollar project alone has moved approximately 13,000 truckloads of earth.

Mr. McCoy expressed concern that the county will be dealing with the Pearisburg's storm water and would not be allowed to charge for the service. Mr. Reed indicated that two emails had been sent to the town regarding the possibility for grant funding for storm water but no reply was received. Mr. McKlarney related that a fee can be charged to an individual but cannot be charged to a locality. Members discussed possible alternatives to charging fees. Mr. Reed indicated that he had been able to attend two classes regarding certification but has learned very little from the classes that he was not aware of already. He related that there was much confusion on the requirements at this point on how to handle the program. Mr. McCoy related that the City of Roanoke has passed an ordinance related to storm water runoff. Mr. Reed stated that the fee to be sent to DEQ is \$756 for one acre of disturbance. Mr. McCoy did not feel that the program should have to be funded by tax dollars. Mr. Reed stated that he did not have a good enough understanding of the program yet to recommend a fee. This program was put in place due to the Stormwater Act, which is an attempt to manage storm water runoff which causes erosion and leads to excess nutrients, sediment and other contaminants getting into rivers and streams. Members expressed concern that the program was put in place in the entire state due to runoff in the Chesapeake Bay, and Giles County only has one small section that has any runoff that ends up there. Mr. Reed will research more before presenting a recommendation for fees.

### **PLANNING COMMISSION RECOMMENDATION**

Mr. Reed presented information regarding a recommendation from the Planning Commission to approve a plat as submitted showing a new parcel containing 3.348 acres at the intersection of Route 460 and Old Stage Road, which was surveyed for Mr. Randel K. Snidow. The plat indicates the intention is to house mini storage buildings on the property. In addition it is noted that the Department of Health would be required to inspect the property

prior to a residence being built due to no current sewer system. Members discussed options for sewer hookup. It was noted that the property would be able to hook to county sewer if needed in the future. Ms. Hobbs asked if only storage buildings could be placed on the property indicated, since the size was so small. Mr. Reed stated that someone could place something other than storage buildings on it if the proper procedures were followed. He stated, however, that was not the intent of the owner at this time.

***Mr. McCoy moved to approve the recommendation from the Planning Commission to approve the plat as submitted for a new parcel of 3.348 acres for Mr. Randel K. Snidow. Second by Mr. Williams. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

#### **UNINSURED MOTORIST COVERAGE**

Mr. McKlarney presented information regarding county uninsured motorist coverage. He related that Mr. Chidester did not feel the standard coverage was adequate and recommended that the Board increase the coverage.

***Mr. Williams moved to increase the uninsured motorist insurance coverage for the county. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

#### **SURPLUS VEHICLES**

Mr. McKlarney related that there are three vehicles the Sherriff's Office would like to move into surplus. They are as follows:

- 1991 Ford Explorer – VIN Ending 7219
- 1990 Ford Crown Victoria – VIN Ending 5478
- 1999 Ford Crown Victoria – VIN Ending 3875

Mr. Dunn related that the Town of Pembroke had requested two of the vehicles. Mr. McCoy felt that other towns should have the option to request them prior to making a determination, since Pembroke had received the last two surplus vehicles. Members agreed that the amounts the county could sell the vehicle for should be researched prior to agreeing to donate them to any towns.

***Mr. McCoy moved to surplus the vehicles as requested by the Sheriff's Office. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

#### **MISCELLANEOUS**

Mr. McKlarney updated members on the progress of the volunteer group working on the forestry service road in the Bailey's Gap area. The Public Works crew has started, and it is anticipated the crew will be through to the four-way intersection at the top of the mountain by the end of the week. The Sheriff's Department has also agreed to utilize some inmate workers to help with brush cutting. He will update members at the next meeting. In addition, Mr. McKlarney informed members that the annual "Fall Into The New" river clean up would be happening on Saturday the 14<sup>th</sup> of September.

## **NARROWS LETTER OF SUPPORT REQUEST**

Ms. Susan Kidd requested a letter of support from members in regard to the naming of the new bridge in Narrows. The VWF and American Legion had requested that the town name the bridge after Randall Fletcher who was instrumental in the development of the war memorial park in Narrows as well as other projects.

***Mr. Baker moved to compose a letter to VDOT in support of the naming of the “Randall W. Fletcher Memorial Bridge”. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

Ms. Kidd issued an invitation to all members to the bridge dedication ceremony, which will be held on November 23<sup>rd</sup>. Ms. Kidd also informed members of a seniors' tour to be conducted in Narrows in conjunction with Ms. Gail Vaught at the Senior Center. The tour will be held on September 12<sup>th</sup> and will go from Camp Success to Mill Creek. The tour will end at the Narrows Park for lunch. She invited members to attend.

## **DSS REQUEST**

Ms. Hobbs related that DSS had requested funding in the amount of \$54,153.00 for the Adoption Assistance Program. DSS is currently paying assistance for 31 adopted children.

***Mr. McCoy moved to approve the funding to DSS for the Adoption Assistance Program in the amount of \$54,153.00. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

## **PLANNING COMMISSION RECOMMENDATION/ACTIONS**

Mr. Ross presented information regarding the actions and recommendation of the Planning Commission. The recommendation is to approve the extension for the Special Exception issued to Randel K. Snidow in regard to mini storage units.

***Mr. McCoy moved to approve the six-month extension for the Special Exception issued to Randel K. Snidow. Second by Mr. Dunn. Approved (4-1). Voting YES: Mr. Dunn, Mr. Williams, Mr. McCoy, Mr. Baker. Voting NO: Ms. Hobbs.***

Mr. Ross also related the Planning Commission has scheduled a joint public hearing on September 19<sup>th</sup> starting at 7:00 PM during the recess meeting in regard to the following items:

RRA-1 (Rural Residential/Agricultural) Zoning District pursuant to Section 603.03-2 of the Giles County Zoning Ordinance to allow for a Private Seasonal Camp or Retreat

Proposed Amendment to Section 711.02 (Area Requirements for Public Water/Sewer Facility Lots) of the Giles County Zoning Ordinance

Proposed Amendment to Section 302.12 (Automobile Graveyard) of the Giles County Zoning Ordinance

Mr. Ross reported on proposed changes to fees, which included rate schedules from surrounding localities. He also reported that he would be attending flood plain management training in November in Marion. Mr. Ross related that the department is currently looking at its processes in-house to try to determine if they could be altered to allow for a better flow of services in regard to permits, inspections, etc.

Ms. Hobbs asked what needed to be done in order to consider new fees. Mr. Ross responded that a public hearing would need to be held. Mr. Reed requested that the process be delayed in order for him to complete his recommendations to be presented at the same time. Ms. Hobbs expressed concerns about raising the fees. Mr. Ross indicated that the current fee schedules do not cover the cost of the fuel used by staff to ensure compliance with the codes and ordinances. Members discussed the issuance of Special Exceptions. Ms. Hobbs inquired if the county could impose fines for those that do not follow county ordinance. Mr. Ross stated the county did not have the authority to impose fines.

## **PAYMENT OF WARRANTS**

***Mr. McCoy moved to appropriate funds in the amount of \$962,998.80 for payment of warrants as presented. Second by Mr. Baker. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

## **APPOINTMENTS**

***Mr. Baker moved to reappoint Mr. Gary Tickle to the Industrial Development Authority. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

***Ms. Hobbs moved to reappoint Mr. Paul Collins to the Industrial Development Authority. Second by Mr. McCoy. Approved unanimously (5-0). Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

## **EXECUTIVE SESSION**

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

***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 by roll call vote – Voting YES: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, Mr. Baker.***

No further business was introduced. Ms. Hobbs adjourned the meeting until the recess meeting scheduled for Thursday, September 19, 2013, at 6:30 PM in the General District Courtroom.

APPROVED:

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Chairperson

ATTEST:

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Clerk