

At the recess meeting of the Giles County Board of Supervisors held on December 17, 2015, 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)
Larry Jay Williams	Vice-Chair (Eastern District)
Richard McCoy	At-Large Supervisor
Paul "Chappy" Baker	At-Large Supervisor
Scott Dunn	Western District Supervisor
Chris McKlarney	County Administrator
Richard Chidester	County Attorney
Anna Welch	Board Secretary

## **CALL TO ORDER/INVOCATION**

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

## **NEW BUSINESS**

### **OPTICAL/DIGITAL SCAN EQUIPMENT PROPOSAL**

Mr. McKlarney indicated the current voting equipment is obsolete according to the state, and must be replaced with optical/digital scan equipment. After attending a demonstration, the Electoral Board voted to submit a proposal by PrintElect in the amount of \$175,625.90. Mr. McKlarney explained the rates to lease the equipment from PrintElect were not very competitive and he received a proposal from VML/VACo to finance for 5 years at a rate of 2.15%. Mr. McKlarney explained the new system must be in place by March 1, 2016. Ms. Donna Altizer explained the state plans to reimburse the localities some of the funds as it becomes available. She also stated absentee voting begins on January 15, 2016 so a decision was needed quickly. Ms. Altizer explained how the new system will operate and stated everyone is being forced to use this as a means of verification.

***Mr. McCoy motioned to approve the purchase of the optical/digital scan equipment in the amount of \$175,625.90 using the VML/VACo option for financing. Mr. Dunn seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Dunn, and Mr. Baker***

### **VDOT ROUTE 635 RESOLUTION**

Mr. McKlarney stated the resolution would authorize VDOT to use the County's secondary construction funds along with newly allocated safety and operation funds to complete the Route 635 project.

***Mr. Baker motioned to approve the Route 635 Resolution and Mr. McCoy seconded the motion. The motion was approved 5-0 as follows:  
Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Dunn, and Mr. Baker***

## **VJCCCA FY15 END OF YEAR FINANCIAL CERTIFICATION**

Mr. McKlarney explained \$9,347 was the approved budget by the VJCCCA and the total expenditures were \$4,985. State funds in the amount of \$8,962 were provided to the locality and because the state funds were not totally expended, the state is requesting the balance of \$4,362 be returned.

***Mr. McCoy motioned to return the \$4,362.00 to the state and Mr. Williams seconded the motion. The motion was approved 4-1 as follows:  
Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, and Mr. Dunn  
Voting No: Mr. Baker***

## **OLD BUSINESS**

### **REQUEST TO EXEMPT PROPERTY TAXES – GILES HEALTH & FAMILY CENTER**

During the regular meeting held on December 2, 2015, Ms. Wallace with the Giles Health & Family Center requested a waiver from the Board for property taxes. Ms. Hobbs asked the Board if a decision had been made regarding this and stated Ms. Wallace had presented the Board with a list of expenditures.

***Mr. Williams motioned to send the request forward to public hearing, Mr. Baker seconded the motion. The motion was approved 4-1 as follows:  
Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, and Mr. Baker  
Voting No: Mr. Dunn***

## **STAFF REPORT**

### **BUILDING/MAINTENANCE/GARAGE – JOHN MILLS**

Mr. Mills thanked the Board for their continued support. He stated there has been an increase of 64 building permits issued this year compared to 2014 and the department is doing very well. Mr. Mills highlighted several projects which the Maintenance Department as well as the Inmate Program had completed and listed several projects currently in progress. Mr. Mills gave an update on the Custodial Program and stated this has been a huge success. He stated this has saved the County both time and money. Mr. McCoy stated that Macy McClougherty looks great and thanked Mr. Mills and staff for their hard work. Mr. Baker thanked Mr. Mills and stated a lot of work has been accomplished with a small number of employees.

## **PUBLIC COMMENTS**

Mr. Tom Hoffman – Mr. Hoffman addressed the Board regarding the Mountain Valley Pipeline and highways. He feels if the Board has the power to address this issue, they should encourage the use of highway right of ways versus the forest. Mr. Hoffman explained how running the pipeline through the forest will damage the appearance, but running it through a highway will not.

Mr. David Brady – Mr. Brady explained we are entering a new phase with the Mountain Valley Pipeline project and suggested the County seek outside legal representation regarding this phase. Mr. Brady stated this will be regarding the Environmental Impact statement. He feels this is a very complicated issue and will require someone who has the expertise in dealing with the Federal Energy Regulatory Commission. Mr. McCoy explained the Board is interested in hearing more about this issue, and would like Mr. Brady to return after the public hearing.

## **PUBLIC HEARING**

The Giles County Board of Supervisors and the Giles County Planning Commission held a public hearing regarding issues outlined below. The following members were in attendance for the Planning Commission: Mr. Morris, Mr. B. Browning, Mr. Pitzer, Mr. Berckman, Mr. Baker, Mr. R. Browning, and Mr. Taylor.

## **REQUEST FOR A CONDITIONAL USE PERMIT – SECTION 802.04: PUBLIC GARAGE**

Mr. Ross explained this request is for the issuance of a Conditional Use Permit pursuant to section 802.04 of the Giles County Zoning Ordinance to allow for a public garage (Section 603.03-21). The request is for property identified as tax parcel 40G-4-A and is addressed as 129 Smith Drive, Pearisburg, VA. The property owner is Jeffrey Dickerson and Sandra Fields Dickerson. Mr. Ross provided the Board with a letter of concern from Ms. Ciara Price which is an adjacent land owner. He explained the hours of operation and other details are included in the business plan provided by Mr. Dickerson. With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

## **PROPOSED REZONING FROM THE RRA-1 ZONING DISTRICT TO THE B-2 ZONING DISTRICT – VIRGINIA AVENUE, TOWN OF PEMBROKE**

Mr. Ross stated he had received several questions regarding this proposal and the Planning Commission would like to cancel this portion of the public hearing until they have had the opportunity to research this matter.

## **PROPOSED REZONING FROM THE R-1 ZONING DISTRICT TO THE B-2 ZONING DISTRICT – VIRGINIA AVENUE, TOWN OF NARROWS**

Mr. Ross explained the proposed rezoning from the R-1 (Residential Limited) zoning district to the B-2 (General Business) zoning district for a portion of property located to

the east and adjacent to the Town of Narrows, VA. He stated the properties involved border Virginia Avenue (US 460) and are referred to as tax parcels 24-86, 24-84, and 24-83. Mr. Ross stated he had received a couple of questions by adjacent land owners with no objections. He stated both property owners are in favor of the rezoning. With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

### **PROPOSED REZONING FROM THE MH-1 ZONING DISTRICT TO THE RRA-1 ZONING DISTRICT – FIVE PROPERTIES**

Mr. Ross explained the proposed rezoning from the MH-1 (Mobile Home) zoning district to the RRA-1 (Rural Residential/Agriculture) zoning district for five properties located in Giles County. The following tax parcels are included in the proposed action: 24-62, 24-62B, 45-88A, 45-88D, and 69-26C.

Mr. Ross stated this rezoning was prompted by a recent request of a land owner for one of the parcels mentioned above. He explained the property owner would like to place a single family dwelling on the property but cannot proceed due to how the property is currently zoned. After this discussion occurred, Mr. Ross reviewed how many parcels are currently zoned MH-1, but are not currently used as a mobile park. This analysis confirmed there are seven parcels currently zoned for a mobile park with only two of these parcels actually containing a mobile home or park. Mr. Ross contacted four land owners by phone and one land owner by certified letter and all seem to be in favor of the change. With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

### **PROPOSED REZONING FROM MH-1 ZONING DISTRICT TO THE B-3 ZONING DISTRICT – TWO PROPERTIES**

Mr. Ross explained the proposed rezoning from the MH-1 (Mobile Home) zoning district to the B-3 (Mixed Business/Residential) zoning district for two properties located in Giles County. The following two parcels are included in the proposed action: 45-86 and 45-84A. Mr. Ross stated this is a similar situation as described above and that these two parcels are already adjacent to larger properties which are currently zoned B-3. The Planning Commission feels this would make the zoning map consistent and the uses compatible. With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

### **PROPOSED TEXT AMENDMENTS – GILES COUNTY ZONING ORDINANCE 302.160, 302.161, AND TABLE 1**

Mr. Ross explained after researching this issue it became apparent to the Planning Commission that the term “setback” and “yard” were used interchangeably. The proposed text amendments to the Giles Count Zoning Ordinance would clarify language

pertaining to the terms. Mr. Ross stated in order to achieve this goal, sections 302.160, 302.161, and Table 1 would receive text amendments. With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

### **PROPOSED TEXT AMENDMENTS – GILES COUNTY ZONING ORDINANCE 601.06-3, 602.04-3, 604.04-3, AND 606.04-3**

Mr. Ross stated that currently within the sections outlined above, there are two different wordings. The proposed amendment would replace the current language to “Recreational Vehicles stored as an accessory use shall meet the same setback requirements as the primary structure and occupancy within is prohibited.” With no further discussion, Mr. Hobbs closed this portion of the public hearing and stated the matter will be returned to the Planning Commission for recommendations.

### **PAYMENT OF WARRANTS**

***Mr. McCoy motioned to approve \$650,712.93 for County Appropriations and Mr. Williams seconded the motion. The motion was approved 5-0 as follows:  
Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

### **SCHOOL BOARD APPROPRIATION**

***Mr. McCoy motioned to approve School Board Appropriations in the amount of \$2,180,649 and Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

### **SOCIAL SERVICES APPROPRIATION**

***Mr. Williams motioned to approve the December 2015 Social Services Appropriation in the amount of \$175,000.00 which includes \$210,000.00 Social Services and \$160,000.00 CSA. Mr. McCoy seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

### **APPOINTMENTS**

***Mr. Williams motioned to appoint Mr. J.B. Buckland to the New River/Mt. Rogers Workforce Consortium Board and Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

***Mr. McCoy motioned to appoint Mr. Steve Davis to the Western Virginia Emergency Medical Services Council and Mr. Baker seconded the motion. The***

***motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

***Ms. Hobbs motioned to appoint Ms. Ann Wheeler as an alternate for the Public Service Authority to serve for the Central District. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

***Mr. McCoy motioned to appoint Ms. Rebecca Hughes to the New River Valley Detention Home Board and Mr. Williams seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

## **PUBLIC COMMENTS**

Mr. McCoy explained he would like to address the original request made by Mr. David Brady during the beginning of the meeting. Mr. McCoy feels the route which the Mountain Valley Pipeline is considering is not a good route and he believes that the County could use some expertise in assisting to present a more acceptable route. Mr. Chidester explained the County needs someone who has expertise in dealing with FERC. Ms. Hobbs feels it would require a lot of money for representation, and would only force the route to go from one group of people to another group of people. Mr. Williams feels if the pipeline is coming, it needs to be placed where it would impact the least amount of citizens. Mr. Chidester recommends that he and Mr. McKlarney pursue some avenues of representation and look further into the matter.

## **ANNOUNCEMENTS**

Mr. Williams wanted to make the Board aware there will be an upcoming resolution regarding CSA, he explained that the County and Social Services will be separating from Pulaski with regarding to their CPMT.

## **ADJOURN**

Ms. Hobbs stated there was no further business and adjourned the meeting. The Board will hold their regular meeting on January 6, 2016 at 3:00 PM at the Giles County Administration Office located on 315 North Main Street Pearisburg, VA.

**APPROVED:**

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**Chair**

**ATTEST:**

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**Clerk**