

At the recess meeting of the Giles County Board of Supervisors held on Thursday, July 16, 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)
Scott Dunn	Western District
Richard McCoy	At-Large Supervisor
Paul "Chappy" Baker	At-Large Supervisor
Chris McKlarney	County Administrator
Richard Chidester	County Attorney
Rhonda Tickle	Finance Director
Jenny Clay McCoy	Board Secretary

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

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

### **APPROVAL OF MINUTES**

***Mr. McCoy moved to approve the June 18, 2015 minutes, Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

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

***Mr. McCoy moved to approve the June 25, 2015 minutes, Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

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

### **VDOT BRIDGE AND LANE CLOSURES**

Mr. McKlarney announced that he had received information from VDOT that several projects throughout the County would be taking place that would require road and lane closures. The time frame for those projects were between June 2016 and November 2017. He explained that it included several bridges and culverts and would be completed by a single contractor. He advised the Supervisors that a letter would be sent with regard to Emergency Services; requesting that all appropriate officials be contacted and a preconstruction meeting be held. Supervisors discussed the notification given to the residence, the types and locations of the repairs, and the length of time needed to complete these repairs. Ms. Hobbs biggest concern was the length of time that VDOT left roads closed, particularly on residential roads. Mr. McKlarney stated that if any Supervisors had any special provisions they would like included in the letter to please let him know.

### **NEW BUSINESS**

## SUDDENLINK FRANCHISE RESOLUTION

Mr. Chidester presented the resolution. He explained that Cequel Corporation, the parent company of Cebridge Acquisition, LLC d/b/a Suddenlink Communications is entering into a purchase agreement with Altice S.A. who will acquire 70% of the assets. Mr. Chidester explained that this sale does not change the terms of the franchise and it is his recommendation that the resolution be approved.

***Mr. McCoy moved to approve the resolution as proposed, 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.***

\*A copy of this resolution is at the end of these minutes.

## PUBLIC COMMENT

Bill Hogg – Mr. Hogg had questions regarding the traffic counter and white markings on Eggleston Road. Mr. McKlarney explained that he and Mr. Williams had met with VDOT and they had made a proposal to look at changing the speed, signage, and curves on the road. Currently the Safety Engineer is reviewing that data that was collected and should be reporting back mid to late August.

## PAYMENT OF WARRANTS

***Mr. McCoy moved to approve \$628,634.50, Mr. Baker seconded the motion.***

Discussion: Mr. Williams questioned the disbursement of state fire money. Ms. Tickle explained that state fire appropriations were done. Mr. Williams inquired if all departments were in compliance. Ms. Tickle explained that for state money, the departments had to turn in receipts to qualify for that money before receiving it. Mr. Williams stated that he had received a complaint that town departments received money twice. Mr. McKlarney explained that town departments get money from the town and the county. Ms. Hobbs stated that that is the reason that the county departments get a larger percentage from the county than the town departments.

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

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

***Mr. McCoy moved to approve \$527,280.30, 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.***

## SCHOOL BOARD APPROPRIATION

***Mr. Baker moved to approve the August 2015 School Board Appropriation in the amount of \$2,201,214.00, 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.***

## **SOCIAL SERVICES APPROPRIATION**

***Mr. McCoy moved to approve the August 2015 Social Services Appropriation in the amount of \$200,000.00 and the August 2015 CSA in the amount of \$100,000.00, 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.***

Discussion – Ms. Hobbs stated that she is going to ask the Social Services Board to go back on the same fiscal year as County.

## **TRANSFERS AND SUPPLEMENTS**

Ms. Tickle presented the FY2015 final transfers, FY2015 final budget adjustments, final County supplements, and regular supplements.

***Mr. McCoy moved to approve a transfer of \$384,071.35 for a net zero change for FY 2015 budget, 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 moved to approve a supplement of \$337,162.33, 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 moved to approve a supplement of \$ 17,810.66, 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.***

\*A copy of these transfers and supplements are at the end of these minutes.

## **ANNOUNCEMENTS**

### MOUNTAIN VALLEY PIPELINE NEW PROPOSED ROUTE

Mr. McKlarney provided the Supervisors with new route maps that he was provided by Mountain Valley. He explained that he did not have more information because he had only been given this information a few hours before this meeting.

### RURAL ADDITON MEETING

Mr. Williams reported on the rural addition meeting that was held on July 15<sup>th</sup>. He advised that there was about fifty citizens from approximately 5 or 6 roads in attendance, with a lot of positive feedback. Mr. McKlarney discussed the funding formula and the project potentials and possibilities.

### MISCELLANEOUS

Ms. Hobbs inquired about the Summer Youth Program. Mr. McKlarney stated he believed there was approximately forty working.

Mr. Williams was pleased to see the positive story about the Ag Lab and its contributions in the Virginian Leader. Supervisors discussed the upcoming activities at the Ag Lab and the amount of production. Mr. McKlarney advised that Norfolk Southern has allowed the Lab to lease another 11 acres of land that adjoins the property.

#### **REQUEST FOR SURPLUS COMPUTER – IRIS BRAMMER PUBLIC LIBRARY**

Mr. McKlarney explained that Librarian Beverly Dent, on behalf of the Town of Narrows, has requested a surplus computer for the Iris Brammer Public Library. He stated that the County does have some and it would not be difficult to make those available.

***Mr. Williams moved to approve Narrows request for a surplus computer.***

Discussion – Mr. Baker stated that although the County has two available, only one should be given. This allows another to be available should another town have a similar request.

***Mr. Baker seconded the motion. The motion was approved 5-0 as follows.***

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

#### **PUBLIC HEARING**

Ms. Hobbs opened the joint public hearing, the following Planning Commission members were present: Steve Taylor, Tom Pitzer, Bill Browning, Jeff Morris, Jim Berckman, Roger Browning, and Fred Hackney.

#### **Request for the Modification of an Existing Conditional Use Permit – Nature Way Country Store**

Ms. Hobbs opened the hearing for the request. Mr. Ross explained that this is a request to modify an existing conditional use permit located at 106 Nature Lane in Pearisburg, known as Nature Way Country Store; tax parcel 74-18A. He explained that this proposed modification would allow for the construction of an additional 11,000 square feet to the building, to expand the line of products sold at the store to include furniture and the sale of more locally produced goods, and a change in the stores closing from 5:00 pm to 7:00 pm, however this change in hours is not every day. The current store owner is Danny Kaufman with Daniel Chupp acting as the agent. Mr. Kaufman was on hand to answer any question.

Mr. Baker stated that the only complaint he had ever received about the store was that it had briefly closed. Mr. McCoy inquired about the original special exception date; Mr. Ross advised it was August 12, 2005. Through discussion it was determined that modification had already been given to allow for the extended hours. There were no Planning Commissioner questions. There were no further questions regarding this request for modification; Ms. Hobbs closed this hearing and stated it would go back to the Planning Commission for recommendation.

**Proposed Amendment to the Giles County Zoning Ordinance to repeal Section 603.02-20: General store, country; from the RRA-1 Zoning District**

Ms. Hobbs opened the next hearing regarding an amendment to the Giles County Zoning Ordinance to repeal Section 603.02-20: General store, country; from the RRA-1 Zoning District. Mr. Ross explained that this change would repeal this use from the permitted use section of RRA-1 Zoning District. Mr. Ross recited the current definition. He stated that due to the variety of areas that are zoned RRA-1, he believed that this could be better served as a commercial or service establishment under Conditional Use. There was no discussion or questions regarding this proposed amendment. Ms. Hobbs closed this hearing and stated it would go back to the Planning Commission for recommendation.

**Proposed Amendment to the Giles County Zoning Ordinance to modify Article 1100, Section 1104**

Ms. Hobbs opened the hearing for the proposed amendment. Mr. Ross explained the proposed amendment is to modify Article 1100, Section 1104 from its current wording: *“These regulations shall take effect and be in force on and after January 1, 1992. A certified copy of the foregoing Zoning Chapter of Giles County shall be filed in the office of the Administrator and in the office of the Clerk of the Circuit Court, Giles County, Virginia.”*, to read *“These regulations shall take effect and be in force on and after January 1, 1992. The Zoning Administrator shall maintain the official copy of the Zoning Ordinance.”*

Mr. Ross explained that after discussing with Mr. Chidester it was his recommendation to amend the Ordinance as proposed. He noted that it is not required by the Virginia Code to maintain a copy of the Ordinance in the Circuit Court Office. There was no discussion or questions regarding this proposed amendment. Ms. Hobbs closed the hearing and stated it would go back to the Planning Commission for recommendation.

**Proposed Amendment to the Future Land Use Guide section of the Giles County Comprehensive Plan**

Mr. Ross explained that this hearing had been cancelled.

With no further hearings or comments Ms. Hobbs closed the joint public hearing.

**EXECUTIVE SESSION**

***Mr. McCoy moved to go into executive session as permitted by Virginia Code 2.2-3711, (A)(1) Personnel, (7) Legal, and (30) Contracts. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

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

***Mr. McCoy moved to return to open session and he certified that in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed under the provisions of the Virginia Freedom of***

**Information act cited in that motion. Mr. Baker seconded the motion. The motion was approved 5-0 by roll call vote:**

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

### **FUNDING CARRYOVER**

**Mr. McCoy moved to give Ms. Rhonda Tickle the authority to carryover any school funds to the upcoming fiscal year. The motion was seconded by Mr. Baker. The motion was approved 4-1 as follows:**

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

**Voting No: Mr. Williams.**

Discussion – Mr. Williams discussed his issues with the School Board turning students away that did not live in the County. Mr. McCoy is confused why they would not allow these students when they have done so in the past.

### **ADJOURN**

Ms. Hobbs stated there was no further business and adjourned the meeting. The next meeting is scheduled for Wednesday, August 5, 2015 at 3:00 PM, at the Giles County Administration Office located at 315 North Main Street, Pearisburg.

**APPROVED:**

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**Chair**

**ATTEST:**

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**Clerk**

Larry "Jay" Williams  
Eastern District Supervisor

Barbara Hobbs  
Central District Supervisor

Scott Dunn  
Western District Supervisor

## County of Giles



### Board of Supervisors

315 North Main Street  
Pearlsburg, Virginia 24134

Paul "Chappy" Baker  
At-Large Supervisor

Richard McCoy  
At-Large Supervisor

#### RESOLUTION OF THE COUNTY OF GILES APPROVING THE CHANGE OF CONTROL OF THE CABLE TELEVISION FRANCHISE

**WHEREAS**, Cebridge Acquisition, LLC d/b/a Suddenlink Communications ("Franchisee" or "Suddenlink") owns, operates, and maintains a cable television system serving the County of Giles pursuant to a franchise agreement or similar authorization (the "Franchise") issued by the County of Giles (the "Franchise Authority"), and Franchisee is the duly authorized holder of the Franchise; and

**WHEREAS**, Cequel Corporation ("Cequel"), the parent of the Franchisee, has entered into a Purchase and Sale Agreement (the "Agreement") with Altice S.A. ("Altice") and the other parties thereto, pursuant to which certain wholly-owned subsidiaries of Altice will acquire 70% of the issued and outstanding equity interests of Cequel (the "Transaction"); and

**WHEREAS**, Franchisee has requested the consent of the Franchise Authority for the change of control of the Franchise in connection with the Transaction in accordance with the requirements of the Franchise and applicable law and has filed with the Franchise Authority an application on FCC Form 394 that includes relevant information concerning the Transaction and Altice (collectively, the "Application"); and

**WHEREAS**, the Franchise Authority has reviewed the Application, examined the legal, financial and technical qualifications of the relevant parties, followed all required procedures to consider and act upon the Application, and considered the comments of all interested parties; and

**WHEREAS**, the Franchise Authority believes it is in the interest of the community to approve the Application and the change of control of the Franchise in connection with the Transaction, as described in the Application.

#### **NOW THEREFORE BE IT RESOLVED BY THE FRANCHISE AUTHORITY AS FOLLOWS:**

**SECTION 1.** The Franchise Authority hereby approves the Application and consents to the change of control of the Franchise in connection with the Transaction, all in accordance with the terms of the Franchise and applicable law.

**SECTION 2.** The Franchise Authority's approval of the Application and its consent to the change of control of the Franchise in connection with the Transaction shall be effective

Telephone (540) 921-2525

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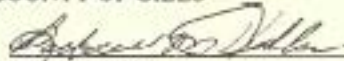
Suddenlink-Altice Resolution  
1 of 2

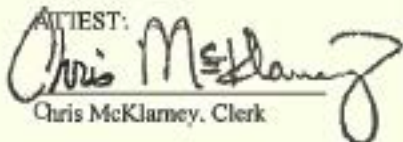
immediately, and Suddenlink shall notify the Franchise Authority of the closing of the Transaction promptly after the Closing Date; provided, however, this Resolution shall be null and void if the Transaction is not consummated.

**SECTION 3.** This Resolution shall have the force of a continuing agreement with Franchisee, and the Franchising Authority shall not revoke, amend or otherwise alter this Resolution without the consent of the Franchisee.

**PASSED, ADOPTED AND APPROVED** this 16<sup>th</sup> day of July, 2015.

THE COUNTY OF GILES

By:   
Name: Barbara Hobbs  
Title: Chair

ATTEST:  
  
Chris McKlarney, Clerk



**FY2015 FINAL TRANSFERS  
GILES COUNTY - JUNE 2015**

<b>TRANSFER FROM:</b>			<b>TRANSFER TO:</b>		
REASSESSMENT	100-12320-3135	<b>-\$149,515.08</b>	CONTRACT IT	100-12110-3000	\$14,166.57
			SUMMER YOUTH PRO	100-12110-3008	\$40,883.14
			LAW LIABRARY	100-21800-6001	\$4,068.06
			DAY REPORTING	100-33100-3002	\$3,692.93
			INMATE PROGRAM	100-33200-1106	\$28,157.45
			BUILDING MAINT	100-43100-8203	\$5,683.00
			BUILDING MAINT	100-43100-3000	\$23,054.00
			BUILDING MAINT	100-43100-6014	\$3,493.74
			BUILDING MAINT	100-43100-5120	\$412.78
			BUILDING MAINT	100-43100-5130	\$409.50
			CHAMBER	100-72600-5681	\$6,302.50
			BUILDING MAINT	100-43100-3320	\$3,150.00
			PLANNING COMMISS	100-81600-3150	\$7,749.91
			BUILDING MAINT	100-43100-5110	\$4,811.05
BUILDING INSPECTION	100-34100-2210	<b>-\$12,444.09</b>	BUILDING MAINT	100-43100-3320	\$12,444.09
BUILDING INSPECTION	100-34100-2300	<b>-\$900.00</b>	BUILDING MAINT	100-43100-2300	\$900.00
WELLNESS CENTER	100-71310-8201	<b>-\$4,000.00</b>	WELLNESS CENTER	100-71400-8201	\$4,000.00
BUILDING INSPECTION	100-34100-1100	<b>-\$7,163.83</b>	PLANNING	100-81100-1100	\$7,163.83
BUILDING INSPECTION	100-34100-2300	<b>-\$521.00</b>	PLANNING	100-81100-2300	\$521.00
BUILDING INSPECTION	100-34100-1101	<b>-\$6,136.03</b>	COUNTY ADM	100-12110-1103	\$6,136.03
BUILDING INSPECTION	100-34100-2210	<b>-\$1,742.56</b>	COUNTY ADM	100-12110-2210	\$1,742.56
BUILDING INSPECTION	100-34100-6030	<b>\$2,200.00</b>	COUNTY ADM	100-12110-6030	\$2,200.00
MISC. REIMBURSEMENT	100-91200-2211	<b>-\$6,478.00</b>	MISC REIMB	100-91200-5926	\$6,478.00
MISC. REIMBURSEMENT	100-91200-2310	<b>-\$8,563.79</b>	MISC REIMB	100-91200-2300	\$8,563.79
MISC. REIMBURSEMENT	100-91200-1100	<b>-\$1,749.00</b>	MISC REIMB	100-91200-2340	\$1,749.00
MISC. REIMBURSEMENT	100-91200-2310	<b>-\$2,388.59</b>	MISC REIMB	100-91200-3117	\$2,388.59
MISC. REIMBURSEMENT	100-91200-1100	<b>-\$202.26</b>	MISC REIMB	100-91200-2210	\$202.26
MISC. REIMBURSEMENT	100-91200-1100	<b>-\$304.28</b>	MISC REIMB	100-91200-2220	\$304.28
MISC. REIMBURSEMENT	100-91200-5895	<b>-\$27,149.74</b>	MISC REIMB	100-91200-5900	\$27,149.74
MISC. REIMBURSEMENT	100-91200-5914	<b>-\$7,794.14</b>	MISC REIMB	100-91200-5900	\$7,794.14
MISC. REIMBURSEMENT	100-91200-2310	<b>-\$689.64</b>	MISC REIMB	100-91200-5903	\$689.64
MISC. REIMBURSEMENT	100-91200-2310	<b>-\$2,052.36</b>	MISC REIMB	100-91200-5892	\$2,052.36
MISC. REIMBURSEMENT	100-91200-2310	<b>-\$676.35</b>	MISC REIMB	100-91200-5891	\$676.35

**FY2015 FINAL TRANSFERS  
GILES COUNTY - JUNE 2015**

SINAGE	305-94000-8227	<b>-\$14,391.85</b>	SINAGE	100-91300-8315	<b>\$14,391.85</b>
VDOT SHARING	305-94000-8237	<b>-\$100,000.00</b>	TELEPHONE SYSTEM	305-94000-8229	<b>\$90,124.77</b>
			IT	100-94000-8216	<b>\$8,955.68</b>
IDA	310-81500-5913	<b>-\$3,494.11</b>	INCUBATOR ELECT	310-81900-5110	<b>\$3,294.49</b>
				310-94013-5110	<b>\$199.62</b>
MULTIPLE WATER PROJECTS	501-41500-5800	<b>-\$27,914.65</b>	MISC. WATER PROJ	501-41500-0117	<b>\$27,914.65</b>
<b>TOTALS</b>		<b>-\$384,071.35</b>			<b>\$384,071.35</b>
				<b>NET CHANGE</b>	<b>\$0.00</b>

**GILES COUNTY PUBLIC SCHOOLS  
FY2015 - FINAL BUDGET ADJUSTMENTS**

<b>DEPARTMENT</b>	<b>COUNTY</b>	<b>SCHOOL</b>	<b>TRANSFERS</b>
61000	\$16,138,743.89	\$16,962,204.21	\$823,460.32
62000	\$951,955.00	\$1,275,651.80	\$323,696.80
63000	\$1,181,585.00	\$1,292,130.56	\$110,545.56
64000	\$2,459,390.00	\$2,857,598.20	\$398,208.20
65000	\$2,007,932.00	\$1,004,100.41	-\$1,003,831.59
66000	\$400,000.00	\$179,196.02	-\$220,803.98
67000	\$1,551,500.00	\$1,424,870.82	-\$126,629.18
68000	\$1,276,246.00	\$1,204,748.42	-\$71,497.58
<b>TOTALS</b>	<b>\$25,967,351.89</b>	<b>\$26,200,500.44</b>	<b>\$233,148.55 SUPPLEMENT</b>

**COUNTY SUPPLEMENTS  
FINAL JUNE 30, 2015**

CASTLE ROCK - ADM	\$43,906.46	100-71300-3000
	\$4,222.60	100-71300-5110
	\$2,551.21	100-71300-6001
	\$7,895.64	100-71300-6016
	\$2,939.61	100-71300-9300
	\$1,800.00	100-71300-1901
CASTLE ROCK POOL	\$2,073.48	100-71320-6032
	\$8,625.15	100-71330-6032
<b>CASTLE ROCK ADDITIONAL BUDGET</b>	<b>\$74,014.15</b>	
WELLNESS CENTER	\$12,495.18	100-71400-3000
	\$6,151.73	100-71400-5110
	\$4,767.99	100-71400-1300
	\$6,584.73	100-71400-6015
<b>TOTAL WELLNESS SUPPLEMENT</b>	<b>\$29,999.63</b>	
<b>SCHOOLS</b>	<b>\$233,148.55</b>	
<b>TOTAL SUPPLEMENTS</b>	<b>\$337,162.33</b>	
ADDITIONAL GENERAL FUND TRANS	\$104,013.78	
OFFSETTING REVENUE	\$233,148.55	
<b>TOTAL</b>	<b>\$337,162.33</b>	

**JUNE 30, 2015**  
**REGULAR SUPPLEMENTS**

<b>PSA ADMINISTRATION FEES</b>	100-12412-3163	\$1,277.42
<b>DMV STOPS</b>	100-12410-3161	\$2,674.92
<b>JUDICIAL SALES</b>	100-12410-3162	\$16.12
<b>INSURANCE RECOVERY</b>	100-31200-6009	\$10,675.07
<b>DRUG TASK FORCE RECEIPTS</b>	100-31200-6020	\$3,167.13
<b>TOTAL</b>		<b>\$17,810.66</b>