

At the regular meeting of the Giles County Board of Supervisors held on Wednesday, February 1, 2017, at 3:00 PM in the Giles County Administration Office, located at 315 North Main Street, Pearisburg, the following were present unless noted absent.

Gary Eaton	Chair (Western District) – Electronic Attendance
Richard McCoy	Vice-Chair (At-Large Supervisor)
Larry Jay Williams	Eastern District
Jeff Morris	Central District
Paul “Chappy” Baker	At-Large Supervisor
Chris McKlarney	County Administrator
Rhonda Tickle	Finance Director
Richard Chidester	County Attorney
Missy Bray	Board Secretary

A quorum of the Board of Supervisors was physically assembled in the Board of Supervisors meeting room. Mr. Eaton participated in the meeting electronically at his request due to a medical condition. His voice was able to be heard by all persons in attendance at the location of the meeting.

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

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

#### **APPROVAL OF MINUTES**

***Mr. Baker motioned to approve the minutes from the January 19, 2017 meeting. Mr. Morris seconded the motion. The motion was approved 5-0 as follows:  
Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

#### **CONSTITUTIONAL OFFICERS**

Sheriff Morgan Millirons addressed the Board stating he was having a personnel dilemma. He related that the number of transports had not increased; however, the distance of the transports had increased and included such areas as Winchester, Fairfax, Richmond and Newport News. Officers are often called in on off duty days to run transports, which causes accrued time and not enough staff to cover to take the time off.

Officer Joe Shanks informed members the state only has eight hours in which to find a mental health case a bed in a facility, therefore causing a greater distance in transports. He would like to place one officer on Officer Metro’s shift and one to be utilized mainly for transports. Sheriff Millirons requested to be allowed to hire for two officer positions, which he stated would not add but would take the department back up to where it was previously in personnel.

Sheriff Millirons also requested to be allowed to hire for two dispatch positions. He related the department had one resign and one that was deployed for 400 days. Mr. John Davis related there is only one dispatcher on duty every Sunday for eight hours. He stated there was a recent incident where there was only one dispatcher on duty

### **Constitutional Officers – Cont'd**

during a structure fire. Mr. Davis stated the dispatcher had done an excellent job but had missed some calls due to handling the call for the fire.

Mr. Davis stated the department is required to have an accurate account of all calls in the CAD system and adding emergency medical dispatch will put even more demand on the department. He related he would prefer to have one person dedicated to enter warrants and protective orders, which have to be in line for the state police.

Sheriff Millirons related his department had given back \$355,118 to the county in the past eight years. Mr. McCoy asked if there was a possibility of getting any additional compensation board positions. Ms. Tickle related the state compensation board positions are based on population, so there would be no additional state paid positions.

### **VDOT REPORT**

Mr. Reed updated members on the progress of various road projects within the county including Penvir Bridge, Skyview, Old Stage Road, Springdale Road and Goodwins Ferry.

Mr. Bill Hogg related issues with Eggleston Road and the need for a reduced speed limit. He related he had recently nearly been in a head-on collision due to an oncoming vehicle being in his lane. Mr. Hogg read a letter he had written to David Clarke at VDOT and requested another speed study on the road. McCoy suggested staff send letters to Senator Edwards and Delegate Yost to let them know the county is not getting what it needs.

***Mr. Williams moved to send a request to VDOT for a speed study on Route 730, Eggleston Road. Second by Mr. Baker. The motion was approved 5-0 as follows: Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

Mr. Reed updated members on available funds for White Rocks Road. He stated he had spoken with VDOT regarding using the funds on stone and culverts. He was told the Federal money could not be used for maintenance. Mr. Williams suggested contact them again to see if there is anything else for which it could be used.

Mr. Reed reported there could be some funds available from the Commonwealth Transportation Board. However, the funds are required to be used on an unpaved road with a traffic count higher than 500 per day. Mr. McCoy suggested checking with VDOT to determine if there are any roads in the county that might meet the required traffic count.

### **SCHOOL BOARD REPORT**

Dr. Arbogast updated the board on current enrollments. He stated there are currently 2,387 students, this is a decrease of 13 from the end of December and a decrease of 1 from last year. A calendar of events for February was given to the members. Dr. Arbogast related he and School Board members had met with legislators in Richmond to discuss the decrease of school funding since 2010, operational costs, and the money

### **School Board Report – Cont'd**

the locality had contributed toward education. Mr. Baker asked the amount of the reduction in funds. Dr. Arbogast replied the reduction was \$2.1 million. Mr. McCoy stated the total would be over \$3 million if you consider the changes in VRS.

Dr. Arbogast informed members that Ms. Rebecca Osbourne had been recognized as a finalist for the 2017 McGlothlin award. He also related the Giles Tech Center had been featured in the January newsletter of the Virginia School Board Association for its partnership with Habitat for Humanity, and he gave preliminary SOL testing numbers for Narrows High School and Giles High School.

Dr. Arbogast stated the school board is currently working on the calendar for the upcoming school year and will be looking at the feedback they receive. He thanked members for their help with the Macy parking lot project. Dr. Arbogast informed members of an interview with Ms. Rachel Lucas with WSLs regarding the School Board visit in Richmond. Mr. Eric Gentry asked for assistance with getting some roughed in structures inspected at the Giles Tech Center for projects to be sold in Pulaski County.

### **PUBLIC COMMENTS**

**Mr. Clarence Givens** – Mr. Givens with Preserve Newport Historic Properties, gave background of the organization to members. He thanked members for what they had done and liked the letter the county had sent to the Forestry Service for reforestation of the pipeline corridor. Mr. Givens stated FERC had scrapped its schedule for final impact statement for the gas line project.

**Mr. David Brady** – Mr. Brady stated the 500 foot right of way is a real threat to become a permanent utility corridor. He related the Appalachian Trail Conservancy has a picture of what the proposed corridor would look like on Peters Mountain. Mr. Brady requested a conference call with staff and the Water and Power attorney in the near future. He also requested members contact the new Forestry Service Superintendent to convey their opposition to the corridor. He stated FERC would be doing a data dump of additional questions, which will keep them looking for things such as High Consequence Areas. Mr. Brady reported the Advisory Council on Historic Preservation had been brought in on the opposition, which has oversight of the National Historic Preservation Act.

**Mr. David Walker** – Mr. Walker thanked members for their stance against the pipeline.

**Mr. Tom Hoffman** – Mr. Hoffman stated he is pleased the Board is opposing the pipeline. He advised the group will use every legal method to stop the pipeline.

**Mr. Rick Shingles** – Mr. Shingles stated Giles was better organized than any other group he had encountered and also had better leadership. He spoke of the hazards of the 500-foot utility corridor and compounded geological problems. Mr. Shingles related the group is searching for a karst geologist to assist with the opposition of the pipeline.

## OLD BUSINESS

### **Planning Commission Recommendation**

Mr. John Ross presented the recommendation from the Planning Commission to members as follows: The Giles County Planning Commission voted to recommend the issuance of a Conditional Use Permit pursuant to section 802.04 of the Giles County Zoning Ordinance to allow for a Recreational Development (Section 603.03-3) specifically to allow for the rental of up to five floating cabins/houseboats on the New River, rental of canoes, kayaks and boats, a mobile DMV tagged bath house trailer, a mobile DMV tagged convenience store trailer which will have a carryout ABC license, and accessory signage. The actual business use is proposed to be located on Tax Parcel 58-132C (owned by William and Diana Renee Rankin) with Tax Parcel 58-132A (owned by Kelly Moore) being used as access to and from the applicant's business to the houseboats. Tax Parcel 58-132C is located at 268 Cliffview Street in Pembroke, Virginia and 58-132A is located across Cliffview Street from Tax Parcel 58-132C, both are within the RRA-1 Zoning District. The Planning Commission recommended issuance of the requested conditional use permit with the condition that all other applicable permits are obtained for the project.

***Mr. Williams motioned to approve the Planning Commission's recommendations as outlined above and Mr. Morris seconded the motion.***

Discussion: There was discussion regarding the distance the houseboats would be allowed to anchor from the property line. Mr. Williams stated he had a problem with them being allowed to anchor in front of property owned by someone else. Mr. Eric Gentry related information regarding the sight distance from the property, showing distances on an aerial printout. After much discussion, Mr. Williams amended his motion to add the following: with the condition the houseboats can anchor no more than 600 feet below the property line and not above the boat landing.

***Mr. Williams amended his motion to approve the Planning Commission's recommendations as outlined above with the houseboats being limited to anchor no more than 600 feet below the property line and not above the boat landing. Mr. Morris seconded the motion. The motion was approved 5-0 as follows:  
Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

Mr. Bryan Reed presented the recommendation from the Planning Commission to members as follows: The Giles County Planning Commission recommended the approval of the submitted plat entitle "Plat Showing Walker Mountain Subdivision Surveyed for Jay M. Mandell and Danielle C. Mandell". Mr. Reed reported the plat contains ten lots off of Springdale Road.

***Mr. Morris made a motion to approve the Planning Commission's recommendation as outlined. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:  
Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

## NEW BUSINESS

### TOWN OF NARROWS REQUEST

Mr. McKlarney presented information to members regarding a request from the Town of Narrows. The town requested assistance with construction of a trail along Wolf Creek, which could be counted as in-kind match for the CDBG grant the town received. Mr. McKlarney related the town plans to have a walking trail and a lazy river for people to float. He estimated two to three weeks for construction and a start date of spring in 2018.

***Mr. Baker made a motion to approve the request from the Town of Narrows for assistance with constructing a trail with the stipulation it would not interfere with County projects. Mr. Eaton seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

### FIRE FUND DISBURSEMENT

Mr. McKlarney presented the breakdown of the FY 2017 Fire Program fund disbursement. He related the fire departments not associated with a town each receive \$5,000, and the remaining funds are divided equally among all eight fire departments.

***Mr. Morris made a motion to approve the fire program fund disbursement as presented. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

### CDBG EGGLESTON PHASE I EXTENSION

Mr. McKlarney presented an agreement for CDGG funds. He related the agreement states the county will make every attempt to use sources within the county for the Eggleston Phase I Water Extension Project.

***Mr. Williams made a motion to approve the agreement as presented. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:***

***Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

### PAYMENT OF WARRANTS

***Mr. Baker motioned to approve Giles County Appropriations in the amount of \$781,957.52, and Mr. Morris seconded the motion. The motion was approved 5-0 as follows:***

***Discussion:*** Mr. Williams inquired about the indigent burial payment. Ms. Rhonda Tickle related it was the first one in years, and also related the requests come through Mr. Chidester prior to payment.

***Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams***

## APPOINTMENTS

*Mr. Williams made a motion to modify Ms. Jenny McCoy's appointment to the Community Policy and Management Team to a Public Agency Representative.*

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

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

*Mr. Baker made a motion to nominate Mr. Charles Andrews to the New River/Mount Rogers Workforce Development Board as a Giles Business Representative. Mr. Williams seconded the motion. The motion was approved 5-0 as follows:*

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

## ANNOUNCEMENTS

Mr. McCoy announced Mr. McKlarney would be traveling to St. Louis to speak at the NACo conference representing the county. Mr. Eaton expressed his thanks for the Board and staff for recognition of his birthday and getting him set up for the electronic meetings.

## EXECUTIVE SESSION

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

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

## OPEN SESSION

*Mr. Morris motioned 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 as follows:*

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

## CASTLE ROCK TIMBER

*Mr. Morris made a motion to approve the contract for M&M Trucking to cut approximately 23.43 acres of timber at 900 Castle Rock Road in Pembroke, Virginia. Mr. Baker seconded the motion. The motion was approved 5-0 as follows:*

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

## LIONBERGER CONSTRUCTION CONTRACT

*Mr. Baker made a motion to authorize Mr. McKlarney to sign a construction contract with Lionberger Construction in the amount of \$2,950,500. Mr. Morris seconded the motion. The motion was approved 5-0 as follows:*

*Voting Yes: Mr. Baker, Mr. Eaton, Mr. McCoy, Mr. Morris, and Mr. Williams*

**ADJOURN**

With no further business, the meeting was adjourned. The next meeting will be held on Thursday, February 16, 2017, at 6:30 PM. There will be a joint public hearing with the Giles County Planning Commission beginning at 7:00 PM. The meeting will be held at the Giles County Administration Office located at 315 North Main Street, Pearisburg.

**APPROVED:**

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**Vice-Chair****ATTEST:**

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**Clerk**