

At the regular meeting of the Giles County Board of Supervisors held on Wednesday, December 1, 2021, at 3:00 PM in the Giles County Administration Building located at 315 N. Main Street, Pearisburg, the following members were present unless noted absent.

Richard McCoy	Chair (At-Large Supervisor)-Absent
Paul "Chappy" Baker	Vice-Chair (At-Large Supervisor)
Jeff Morris	Central District
Perry Martin	Eastern District
John C. Lawson, Jr.	Western District
Chris McKlarney	County Administrator
Catherine Ballard	Finance Director
Richard Chidester	County Attorney
Missy Bray	Board Secretary

CALL TO ORDER/INVOCATION

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

APPROVAL OF MINUTES

Mr. Morris motioned to approve the November 18, 2021, minutes as presented. Mr. Martin seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

VDOT REPORT

Mr. Chris Price updated members on recent maintenance efforts in the county. He reported work on an eroding bank on Spruce Run, patching on Orchard Hill, Knob Hill and Painters School Road, as well as brush cutting on Smith Hollow Road and Church Hill Road. Mr. Price indicated the school bus stop sign has been received and would be put up soon on Mountain Lake Road. He related he was aware of some ash trees needing cut on Spruce Run but has not received the location of the others. Mr. Morris stated he would send the others. Mr. Price stated the Route 460 crossover project needs lines painted, but the gates and reflectors are up. He advised the first meeting on Patterson Ford Road was held that day with the designer, with \$1 million approved last week for the project. He indicated the plan is to start on it by May or June, noting surveying would start in the next few months.

Mr. Price reported VDOT had contracted with CR Henderson for the work on Penvir Road. He indicated the bid had come in a little over the estimate, which was expected. He indicated the plan was to come in with some equipment after the first of the year. Mr. Price stated he had looked at the inmate agreement and did not see an expiration date on it. He advised he sees no issue with continuing on the same agreement when the county starts getting inmates back to work. Mr. Price related he would be checking on the possibility of a contract for dust control, and he would be attending a meeting

regarding a grant for possible work in the Route 460 bluffs, adding the application could have a shot at getting funded. Mr. Price noted patching on Route 635 and shoulder work on Route 460. He noted the litigation regarding Winding Way is in the process of wrapping up, and the road should reopen once a decision is made.

Mr. Reed reported the resolution passed by members at a previous meeting for Skyview Lane did not meet VDOT requirements and had to be slightly revised. He advised the resolution would be forwarded on once signed.

Mr. Lawson reported a large pothole on Old Route 100 at the intersection of Blevins Road. Mr. Martin inquired if a center line could be painted on Clover Hollow Road. Mr. Price explained there had been a push from VDOT to look at higher volume secondary roads first and provided required measurements to have lines painted. He indicated VDOT will take a look at it. Mr. Martin requested any assistance Mr. Price could give on the Route 460 and Cascade Drive intersection. Mr. Baker requested some line painting or signage at the intersection of Route 460 and Thomas Drive and reported a hole on Riverbend Drive.

SCHOOL BOARD REPORT

Dr. Arbogast updated members on enrollments. He stated there are currently 2,181 students, which a decrease of 5 from the end of last month and a decrease of 30 from the end of last year. He related there are 1,279 non-residential virtual students. Dr. Arbogast congratulated the volleyball, football and cross country teams for successful seasons, and the NHS Theater Group for placing third at the Super Regionals. He congratulated Coach Kelly Lowe and reported the GHS track had been dedicated to Coach Rusty Kelly. Dr. Arbogast advised the work on the HVAC at Narrows would begin soon, with Southern Air performing the work.

Mr. Martin inquired if the virtual numbers count toward the ADM. Dr. Arbogast indicated those numbers do count toward the ADM. Mr. Martin reported the lack of Giles students in Engineering and Architecture at Virginia Tech due to the students not meeting course requirements for admission. He requested Dr. Arbogast follow up on the needed courses.

OLD BUSINESS

PLANNING COMMISSION RECOMMENDATIONS

Mr. Ross presented a recommendation for approval from the Planning Commission for a conditional use permit pursuant to sections 802.04 and 610.03-22 (Commercial or Service Establishment) of the Giles County Zoning Ordinance, specifically to allow for the repair/rebuilding of equipment at 6233 Virginia Avenue, Pembroke, Virginia. No outside storage or repair of equipment is proposed with this request. The property is specifically identified as Tax Parcels 43A-1-28, 43A-1-29, 43A-1-30 and 43A-1-31, and is owned by Larry "Jay" Williams, and Donald DiRico is the applicant of the request. Mr.

Ross indicated the condition placed on this request is that all other applicable regulations and permits be met or obtained.

Mr. Martin made a motion to approve the conditional use permit requested by Mr. DiRico as recommended. Mr. Morris seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Ross presented a recommendation for approval from the Planning Commission for a conditional use permit pursuant to Sections 802.04, 603.03-1 (Commercial or Service Establishment), and 603.03-25 (Multi-Family Dwellings) of the Giles County Zoning Ordinance, specifically to allow for the establishment of three one-bedroom apartments, eight climate-controlled storage areas, and garage rental space at 1194 Pulaski Giles Turnpike, Pearisburg, Virginia. These activities will be conducted within the existing structure with no additions proposed. The property is specifically identified as Tax Parcel 40-29A, is owned by Bradley Property Management, and Edward Bradley is the applicant of the request. Mr. Ross indicated the condition placed on the request is that all other applicable regulations and permits be met or obtained to include VDOT and VDH. Mr. Morris inquired if the right of way to the other house is addressed in the original plan. Mr. Ross indicated it would be taken care of if it was deeded.

Mr. Morris made a motion to approve the conditional use permit requested by Mr. Bradley as recommended. Mr. Martin seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Ross presented a recommendation for approval from the Planning Commission for a text amendment to Section 703 (Off Street Parking) of the Giles County Zoning Ordinance to reduce the required amount of parking spaces for selected uses. The intent of the change is to bring the requirements more in line with actual usage and current trends in parking space numbers.

Mr. Lawson motioned to approve the text amendment to Section 703, Off Street Parking, of the Giles County Zoning Ordinance as recommended. Mr. Martin seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Ross presented a recommendation for approval from the Planning Commission for a text amendment to Section 714 (Short Term Rental of Dwelling) of the Giles County Zoning Ordinance to allow for the short-term rental of portions of an owner-occupied single-family dwelling, short-term rental of mobiles homes, and short-term rental of single-family dwellings wherever these uses are allowed.

Mr. Morris made a motion to approve the text amendment to Section 714, Short Term Rental of a Dwelling, of the Giles County Zoning Ordinance as recommended. Mr. Lawson seconded the motion. The motion was approved 4-0

as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Ross presented a request to grant a six-month extension to Mr. George W. Link on his rezoning in the Maybrook area of the county. Mr. Ross indicated Mr. Link wishes to amend his initial application and is working to find a solution to the land and right of way issue. He related the revision would have to go back to public hearing.

Mr. Morris made a motion to approve a six-month extension to Mr. Link on his rezoning application. Mr. Martin seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

PAYMENT OF WARRANTS

Mr. Morris motioned to approve warrants in the amount of \$1,186,346.00, and Mr. Martin seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

APPOINTMENTS

Mr. Morris motioned to reappoint Mr. Andrew French to the Giles County Board of Zoning Appeals. Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Morris motioned to reappoint Mr. Richard McCoy to the Community Policy and Management Team. Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Martin motioned to reappoint Mr. Mark Givens to the Giles County Agricultural Advisory Committee. Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Baker motioned to reappoint Mr. Billy Henderson and Mr. Alan Leet to the Giles County Agricultural Advisory Committee. Mr. Morris seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Lawson motioned to reappoint Mr. Bobby Lilly to the New River Valley VASAP Board. Mr. Morris seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

Mr. Morris motioned to reappoint Mr. Perry Martin to the New River/Mount Rogers Region Career Works Board. Mr. Lawson seconded the motion. The motion was approved 3-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson and Mr. Morris; Absent: Mr. McCoy; Abstaining: Mr. Martin

Mr. Morris motioned to reappoint Mr. John Lawson as an alternate to the Public Service Authority. Mr. Martin seconded the motion. The motion was approved 3-0 as follows: Voting Yes: Mr. Baker, Mr. Martin and Mr. Morris; Absent: Mr. McCoy; Abstaining: Mr. Lawson

Mr. Morris motioned to reappoint Mr. John Lawson to the Summit Place Board. Mr. Martin seconded the motion. The motion was approved 3-0 as follows: Voting Yes: Mr. Baker, Mr. Martin and Mr. Morris; Absent: Mr. McCoy; Abstaining: Mr. Lawson

EXECUTIVE SESSION

Mr. Morris motioned to go into executive session as permitted by Virginia Code 2.2-3711 A (1) Personnel, (7) Legal Counsel and (30) Contracts. Mr. Martin seconded the motion. The motion was approved 4-0 by rollcall vote as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

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. Lawson seconded the motion. The motion was approved 4-0 by rollcall vote as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

FUNDING RETURN

Mr. Morris made a motion to allow Mr. McKlarney to pursue a funding return to the County of the I81 gas tax implemented by the state, and Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

MUTUAL AID AGREEMENT WITH CELANESE FIRE

Mr. Morris motioned to approve a mutual aid agreement with the Celanese Fire Department, and Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

ANNOUNCEMENT

Mr. McKlarney announced a Feeding Southwest Virginia event to be held at the Pearisburg Community Center on Friday, December 10th. He indicated the Town of Pearisburg, Pearisburg Police Department and Sheriff's Office would be assisting with the event and invited members to attend.

DECEMBER RECESS MEETING

Mr. Baker made a motion to cancel the December recess meeting. Mr. Lawson seconded the motion. The motion was approved 4-0 as follows: Voting Yes: Mr. Baker, Mr. Lawson, Mr. Martin and Mr. Morris; Absent: Mr. McCoy

WORK SESSION

Mr. McKlarney asked members to consider a date for a work session in January.

ADJOURN

With no further business, the meeting was adjourned. The next Board of Supervisors meeting will be held on Wednesday, January 5, 2022, at 3:00 PM. The meeting will be held at the Giles County Administration Office located at 315 North Main Street, Pearisburg.

APPROVED:

Chair

ATTEST:

Clerk