

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

July 26, 2011 – 3:00 pm

The Henry County Board of Supervisors held its regular meeting on July 26, 2011, at 3:00 pm in the Board Meeting Room of the County Administration Building, King's Mountain Road, Collinsville, Virginia. The following Board members were present: Chairman Debra Buchanan, Vice-Chairman H.G. Vaughn, Jim Adams, Milton Kendall, Tommy Slaughter, and Joe Bryant.

Staff members present were Benny Summerlin, County Administrator; Tim Hall, Deputy County Administrator; George Lyle, County Attorney; Michelle Via, Administrative Assistant; Richard Stanfield, Deputy Director of Finance; and Susan Reynolds, Director of Human Resources.

Sheriff Lane Perry, Sgt. Ronnie Minter, and Deputy Mike Hooper from the Sheriff's Office were present. Debbie Hall and Paul Collins of the Martinsville Bulletin and Ron Morris of B-99 were also present.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mr. Vaughn gave the invocation and Mr. Kendall led in the Pledge of Allegiance.

CALL TO ORDER:

Chairman Buchanan called the meeting to order and welcomed everyone present. She stated that anyone who wishes to be on the Agenda for the Board's regular business meeting held at 3:00 pm must contact the County Administrator's Office seven days prior to a scheduled meeting. Those wishing to speak at the Board's public meeting starting at 6:00 pm may do so under Agenda Item - Matters Presented by the Public without contacting the County Administrator's Office.

Mr. Summerlin noted a couple of additions to the agenda as well as a change in order of current agenda items. The Board was in agreement to the changes.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

(Copy included in Board's File).

- June 28, 2011

Approval of Accounts Payable

(Copy included in Board's File).

Mr. Adams moved that the Items of Consent be adopted as presented, seconded by Mr. Bryant. The motion carried 6 to 0.

APPROVAL OF PIEDMONT COMMUNITY SERVICES' FY '12 PERFORMANCE CONTRACT

Mr. Summerlin said each year the County is required to approve the Performance Contract between Piedmont Community Services and Virginia Department of Mental Health – Mental Retardation Substance Abuse Services. State law requires PCS to submit the contract for the Board's review and potential approval. The contract is approximately 100 pages long and is virtually identical to last year's contract. Mr. Summerlin said the contract is on file in the County Administrator's Office should any Board member wish to review it. Attached is a copy of Piedmont Community Services' FY 2012 Budget.

Mr. Vaughn moved to approve the Piedmont Community Services' FY '12 Performance Contract, seconded by Mr. Slaughter and carried 6 to 0.

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Scott Grindstaff reviewed the monthly reports on delinquent tax collection efforts and noted that the year-to-date comparison on collections was also included as requested by the Board last month.

Mr. Summerlin asked Mr. Grindstaff if he had any information on decal sales. Mr. Grindstaff said he would obtain that information and report back next month.

ADDITIONAL APPROPRIATION RE: FIRE PROGRAMS AID TO LOCALITIES – PUBLIC SAFETY

Mr. Summerlin said Dale Wagoner is asking the Board to approve an additional appropriation from the Virginia Department of Fire Programs in the amount of \$18,806. This annual contribution is divided among the County's volunteer fire departments and is used to pay for training and equipment. Each squad would receive \$2,350.75 from this appropriation.

Mr. Kendall made a motion to approve the additional appropriation as requested, seconded by Mr. Slaughter and unanimously carried.

ADDITIONAL APPROPRIATION AND AWARD OF CONTRACTS RE: AMBULANCE AND STRETCHER – PUBLIC SAFETY

Mr. Summerlin said Dale Wagoner is asking the Board to appropriate grant funds and award a contract for the purchase of a new ambulance and stretcher for Public Safety. Mr. Wagoner indicates that a Rescue Squad Assistance Fund (RSAF) Grant from the Virginia Office of EMS in the amount of \$126,190.40 was secured to pay for up to 80% of the cost of a new ambulance and stretcher for the County's paid responders. A Request for Proposals (RFP) was issued, and the low bid for the stretcher came from Stryker Sale Corp. of Portage, MI in the amount of \$12,162.24. The low bid that met the minimum specifications for the ambulance came from Vest Sales and Service of Floyd, VA in the amount of \$151,395, and staff added some upgrades totaling \$1,660. Mr. Summerlin said the total expenditure would be \$165,217.64 and funding would come

from the grant money, funding already approved by the Board in the amount of \$39,000, and \$27.24 in operational funds from the Department of Public Safety.

Mr. Kendall moved to approve the additional appropriation and award of contracts as outlined, seconded by Mr. Slaughter and carried 6 to 0.

AWARD OF CONTRACT RE: PRINTING AND MAILING OF BILLS AND NOTICES – COUNTY TREASURER AND THE COMMISSIONER OF THE REVENUE

Mr. Summerlin said under a Request for Proposals (RFP) that was issued in 2009, the Treasurer's Office and the Commissioner of the Revenue use Pro Forma Total Print Solutions of High Point, NC for the printing of the County's forms for personal property, real estate and decal bills. This year the costs of the mailings and the postage associated with those mailings have been combined into a single expenditure, which places the transaction above the \$15,000 threshold that requires Board approval. The amount is \$43,140 for the upcoming mailings.

Mr. Bryant made a motion to award the contract in the amount of \$43,140, seconded by Mr. Kendall and unanimously carried.

PERMISSION TO APPLY FOR EDWARD BYRNE JAG GRANT – SHERIFF'S OFFICE

Mr. Summerlin said Sheriff Perry is asking the Board to approve the Sheriff's Office's application for an Edward Byrne Justice Assistance Grant in the amount of \$22,996 over the next three years. According to Sheriff Perry, the grant would be used to continue Neighborhood Watch and other community-based initiatives. A public hearing is required as part of the grant process, so the Board also would need to set a public hearing for the August 23 Board meeting.

Mr. Vaughn moved to approve the application as requested and set a public hearing for August 23 at 6:00 p.m., seconded by Mr. Adams and carried 6 to 0.

AWARD OF CONTRACT RE: SOUTH STREET HOUSING REHABILITATION PROJECT

Mr. Summerlin said the South Street Housing Rehabilitation Board approved a contract at its July 14 meeting for the substantial reconstruction of Edna Martin's property at 68 South Street in Bassett. Mr. Summerlin said the low bid was Lawson Brothers Contractors in the amount of \$62,000 and the project will be paid for with CBDG grant funds.

Mr. Slaughter made a motion to approve the award of contract to Lawson Brothers Contractors in the amount of \$62,000, seconded by Mr. Bryant and unanimously carried.

Ms. Buchanan asked how many housing projects still remain. Mr. Summerlin said the project is in phase one of two phases. Mr. Slaughter said there are six projects pending and a few more that are undecided but the project is more than half complete. Mr. Summerlin said beyond the housing projects, the paving of South Street, storm drainage improvements, and water/sewer line rehabs must still be done. Mr. Summerlin said he met with FEMA last week and hopes to receive grant funds for the project.

Mr. Adams reported that the Riverside Drive Rehabilitation Project will probably be complete in four to six months.

AWARD OF CONTRACT RE: DISPOSAL OF REMAINS

County Attorney George Lyle stated that under Commonwealth of Virginia law, when a deceased body goes unclaimed by family members, it becomes the responsibility of the Sheriff where the person died to ensure that the body is disposed of properly. Since this rarely occurs, there is no money set aside in the Sheriff's budget for this expenditure. However, a death in Henry County on July 17, 2011 has resulted in no family member stepping forward to claim the body. A local vendor has been identified to provide cremation and disposal services for \$675, and a court order is anticipated to move this project forward at the County's expense. Mr. Lyle said that the County can recoup its investment from the deceased person's estate, if there is one.

Mr. Vaughn moved that the Board approve the appropriation of \$675 from the Contingency Fund and direct the County Attorney to follow-up on collecting the money, seconded by Mr. Bryant and carried 6 to 0.

MONTHLY UPDATE FROM THE MARTINSVILLE-HENRY COUNTY ECONOMIC DEVELOPMENT CORPORATION

Mr. Mark Heath, President of the Martinsville-Henry County Economic Development Corporation, was present to make the monthly update to the Board. Mr. Heath reviewed a summary of activities by division (Copy included in Board's File). Mr. Heath said the EDC is working with a total of 23 projects, including 8 active projects.

Mr. Summerlin updated the Board on progress at Commonwealth Crossing Business Centre. Mr. Summerlin said staff had a meeting with all of the engineers last week on the grading plans. Mr. Summerlin said one problem is the amount of time it takes to obtain the environmental permits. Mr. Summerlin said the project will disturb some wetlands and stream crossings and requires approval from the DEQ and U.S. Corps of Engineers. Mr. Summerlin said once we submit all of the paperwork, it will take about four months for approval. Mr. Summerlin said he anticipates plan submission by September 1 and environmental permits in hand by the end of December. Mr. Summerlin said one of the concerning factors on the project is the fluctuating cost of diesel fuel. Mr. Summerlin said diesel fuel costs are projected at \$6 million for the grading. Mr. Summerlin said the waterline for the project should be complete by the end of August and clearing commenced on the sewer line this week. Mr. Summerlin said the County hopes to open bids on the project in January and request award of contracts at the Board's January meeting. Mr. Summerlin said the plan is to be "moving dirt" by March 1 and while we are behind schedule, work is proceeding. Mr. Summerlin noted that this is an extremely large grading project and there will be competition from several states; so, prior to the bidding process, staff plans to have an "open house" for contractors and vendors to come in. Mr. Summerlin said while this is primarily a grading project, there is a lot of other work such as utilities, landscaping, asphalt, stone, etc. and they want to encourage local participation.

INFORMATIONAL ITEMS

Comments from the Board

Mr. Vaughn brought a matter before the Board for future consideration. Mr. Vaughn stated that over the past several months, he has received numerous requests concerning accepting building materials and tires at the convenience center sites. Mr. Vaughn said he understands we cannot accept a lot of construction materials, but there are many cases of homeowners doing small projects such as replacing a door and they are forced to take it to Martinsville to dispose of. Mr. Vaughn questioned would it be possible to incorporate accepting a limited number of tires at the annual hazardous waste day for a fee.

The Board was receptive to looking into the feasibility of accepting tires at the hazardous waste day. Mr. Summerlin said we may be able to find a local vendor who would be willing to take tires year round for a fee. Mr. Adams said most of the problems in his district have been mass dumps of tires, most likely a dealer, and then the problem becomes the responsibility of the landowner to clean up. Sheriff Perry said for the most part, local dealers make a good faith effort and contract out the disposal of tires and instead of that person disposing of the tires properly, they pocket the money and illegally dump the tires.

CLOSED MEETING

Mr. Adams moved that the Board go into a closed meeting at 3:41 p.m., seconded by Mr. Bryant and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Appointees to the Roanoke River Basin Association.
- 2) §2.2-3711(A)7 for Consultation with the County Attorney re: Pending Legal Matters.
- 3) §2.2-3711(A)3 for Consultation with the County Attorney re: Acquisition/Disposal of Real Estate.
- 4) §2.2-3711(A)5 for Consultation with the County Attorney re: Discussion of As-Yet Unannounced Industries.

OPEN MEETING:

The Board returned to an open meeting at 4:37 p.m. on a motion by Mr. Adams, seconded by Mr. Slaughter and unanimously carried.

CERTIFICATION OF CLOSED MEETING:

Mr. Hall read the Certification of the Closed Meeting and took a roll call vote. Those voting in the affirmative were Mr. Slaughter, Mr. Bryant, Mr. Kendall, Mr. Vaughn, Mr. Adams, and Ms. Buchanan.

Roanoke River Basin Association – Mr. Adams moved to reappoint Mike Ward to a one-year term ending August 31, 2012, seconded by Mr. Vaughn and unanimously carried.

The Board recessed its meeting at 4:38 p.m. until the 6:00 evening session.

Ms. Buchanan called the meeting back to order at 6:00 p.m. and welcomed everyone present.

PRESENTATION OF GENERAL ASSEMBLY RESOLUTION TO THE FAMILY OF MELVIN BROWN

House of Delegates member Don Merricks and Senator Roscoe Reynolds were present to present resolutions to the family of Melvin Brown, a former member of the Henry County Board of Supervisors who passed away December 7, 2010. Family members present to accept the honors included three sons: Jerry Brown, Ronnie Brown, and Dan Brown; and widow of the late Jeff Brown, Cindy Brown.

GENERAL HIGHWAY MATTERS

Ms. Lisa Hughes, Residency Administrator for the Virginia Department of Transportation, was present to update the Board on General Highway Matters.

Ms. Hughes reported that they have received the notice to proceed for the installation of Opticon emergency devices on all traffic signals in Henry County, 14 in all, plus the signals that are being rebuilt.

Ms. Buchanan asked Ms. Hughes if she had an update on Route 609 in Rangeley. Ms. Hughes said she did not have any additional information.

Mr. Kendall said he has received numerous calls concerning Route 648 Stoney Mountain Road and that several of those residents were present at today's meeting to express their concerns as well.

MATTERS PRESENTED BY THE PUBLIC

Tyler Millner, Iriswood District, first voiced his opposition to the Board meeting being split between day and night thus insinuating that some business is more important than others. Mr. Millner expressed his concerns about safety issues on Stoney Mountain Road and the need for a guardrail on a stretch that has been timbered. Mr. Millner acknowledged the efforts of Mr. Kendall, Ms. Hughes, and Senator Reynolds who have all personally visited the area of concern. Mr. Millner requested that the Board adopt a resolution if appropriate, to send to VDOT and request that a guardrail, at a minimum, be installed. Mr. Millner thanked the Board for their time.

Diane Ingram, Reed Creek District, was present to express her concern about tax dollars being used to fund healthcare for Board members and other elected officials. Ms. Ingram urged that the Board take the initiative and hold a public hearing on the use of tax dollars to fund healthcare.

Hildred Moorman, Iriswood District, was present to address the Board concerning safety issues on Route 648 and the urgent need to fix the road properly and not just patch it as has been done in the past.

There being no further business to discuss, Mr. Adams moved to adjourn at 6:18 p.m., seconded by Mr. Slaughter and carried 6 to 0.