

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

June 25, 2013 – 3:00 pm

The Henry County Board of Supervisors held its regular meeting on June 25, 2013, at 3:00 pm in the Summerlin Meeting Room of the County Administration Building, King's Mountain Road, Collinsville, Virginia. The following Board members were present: Chairman Jim Adams, Vice-Chairman Tommy Slaughter, Debra Buchanan, Milton Kendall, and Joe Bryant. H.G. Vaughn was absent.

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

Lt. Eric Hairston, Lt. Col. Steve Eanes, and Deputy Mark Jamison of the Sheriff's Office were present. Also present were Debbie Hall of the Martinsville Bulletin, Ron Morris of B99, and Kip Wallace of WBTW.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mr. Slaughter gave the invocation and Ms. Buchanan led in the Pledge of Allegiance.

CALL TO ORDER:

Chairman Adams called the meeting to order and welcomed everyone present. He 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.

INTRODUCTION OF NCI INTERN

Mr. Hall introduced Parker Gunn who is doing an internship with Henry County this summer through New College Institute.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

(Copy included in Board's File).

- May 28, 2013

Approval of Accounts Payable

(Copy included in Board's File).

Mr. Bryant moved the Items of Consent be adopted, seconded by Mr. Kendall. The motion carried 5 to 0.

MATTERS PRESENTED BY THE PUBLIC – TYLER MILLNER

Rev. Tyler Millner requested time on the agenda but contacted staff just before the meeting and said he would not be able to attend.

CONSIDERATION OF RESOLUTION RE: VIRGINIA RETIREMENT SYSTEM REQUIREMENTS

Mr. Hall said the 2012 General Assembly mandated localities to require employees to contribute five percent toward their retirement and also for localities to provide an offsetting salary increase to the employees. As permitted by the legislation, Henry County and the Public Service Authority chose to phase in the five percent over five years. The Board must elect to increase the member contribution by at least one percent for FY 2014 and provide an offsetting salary increase effective July 1, 2013. Mr. Hall said the Board must certify compliance with this legislation by adopting a resolution each year.

Mr. Kendall moved the Board adopt the resolution as presented, seconded by Ms. Buchanan and carried 5 to 0.

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Scott Grindstaff was not present at the meeting due to a death in his family but his monthly reports on delinquent tax collection efforts were included in the Board's working papers.

MONTHLY UPDATE FROM THE MARTINSVILLE-HENRY COUNTY ECONOMIC DEVELOPMENT CORPORATION

Mr. Mark Heath, President of the Martinsville-Henry County Economic Development Corporation, was working out of town on recruitment efforts and unable to attend the meeting but a summary of activities by division was distributed by Mr. Hall (Copy included in Board's File).

UPDATE ON ACTIVITIES OF THE WEST PIEDMONT WORKFORCE INVESTMENT BOARD

Lisa Fultz, the new Executive Director of the West Piedmont Workforce Investment Board provided an update on activities at WPWIB. Ms. Fultz said the agency will suffer significant cuts in both federal and state funds in the coming fiscal year. However, she is optimistic the WIB will receive an additional \$275,934 from the state to maintain the workforce center and the agency will work to find creative funding opportunities in the future.

AWARD OF CONTRACT RE: REPLACEMENT VEHICLE – DEPARTMENT OF PUBLIC SAFETY

Mr. Hall said Rodney Howell is asking the Board to award a contract in the amount of \$31,880 to RK Chevrolet of Virginia Beach for the purchase of a 2014 Chevrolet Tahoe 4x4 as a replacement vehicle for the Fire Marshal's office. Mr. Hall said funds to purchase the vehicle were previously appropriated by the Board at the April 2013 meeting.

Mr. Slaughter moved the Board award the contract as outlined, seconded by Ms. Buchanan and unanimously carried.

ADDITIONAL APPROPRIATION RE: EMS TRAINING FUNDS – PUBLIC SAFETY

Mr. Hall said Rodney Howell is asking the Board to make an additional appropriation of \$2,635.62 from the Virginia Office of Emergency Management Services and others for the reimbursement of expenses from programs previously conducted by the Department of Public Safety. Mr. Howell indicates the funds will be used for compensation of part-time instructors. Mr. Hall said there is no local match required.

Mr. Bryant made a motion the Board approve the additional appropriation as requested, seconded by Mr. Slaughter and carried 5 to 0.

AWARD OF CONTRACT RE: EMERGENCY SERVICES RADIO SYSTEM MAINTENANCE – DEPARTMENT OF PUBLIC SAFETY

Mr. Hall said Rodney Howell is requesting that the Board award a contract in the amount of \$102,340.32 to Motorola Solutions, Inc. for the purchase of a service and warranty agreement on the County's emergency services radio system. The original contract included provisions for maintenance and warranty through fiscal year 2014. Mr. Howell said funds are included in the FY 2014 County Budget.

Mr. Kendall moved the Board award a contract to Motorola Solutions in the amount of \$102,340.32, seconded by Mr. Slaughter and unanimously carried.

ADDITIONAL APPROPRIATION RE: REIMBURSEMENTS – SHERIFF'S OFFICE

Mr. Hall said Sheriff Perry is asking the Board to approve an additional appropriation of \$30,903 from reimbursements paid to the Sheriff's Office for various off-duty assignments worked by deputies during FY 2013. These funds will be used to offset the funds paid to deputies for overtime compensation while performing these assignments.

Mr. Slaughter made a motion the Board approve the additional appropriation as outlined, seconded by Ms. Buchanan and carried 5 to 0.

AWARD OF CONTRACT RE: FOOD FOR INMATES AT COUNTY JAIL – SHERIFF’S OFFICE

Mr. Hall said Sheriff Perry is requesting the Board to award a contract to Dan Valley Food Service of Danville, VA to supply food for the Henry County Jail. This contract does not stipulate a total expenditure amount because of the fluctuation in numbers of inmates; however Sheriff Perry estimates that the overall contract will be approximately \$120,000.

Mr. Bryant moved the Board award the contract to Dan Valley Food Service, seconded by Mr. Kendall and carried 5 to 0.

REQUEST FOR CARRYOVER OF FUNDS RE: BALLISTIC VESTS – SHERIFF’S OFFICE

Mr. Hall Sheriff Perry is requesting permission to carry forward funds in the amount of \$6,797.00 to FY 2014 for the purchase of tactical ballistic vests for SWAT operations. The department is currently reviewing features and prices from vendors and the carry forward will allow them additional time to evaluate purchase options.

Mr. Kendall made a motion the Board allow the Sheriff’s Office to carry forward funds to FY ’14 as requested, seconded by Mr. Slaughter and unanimously carried.

AWARD OF CONTRACT RE: PREVENTATIVE MAINTENANCE HVAC – BUILDING AND GROUNDS DEPARTMENT

Mr. Hall said staff is requesting that the Board award a contract in the amount of \$28,922.00 to Trane, Inc. for providing scheduled maintenance services to heating, ventilation and air conditioning (HVAC) systems at County facilities during the upcoming fiscal year. Mr. Hall said this is an extension of the current contract and the price has not changed. Funds are included in the FY 2014 County Budget.

Ms. Buchanan moved the Board award the contract to Trane as outlined, seconded by Mr. Slaughter and carried 5 to 0.

CONSIDERATION OF REQUIRED COMMENT PERIOD FOR 2013 JAG GRANT – SHERIFF’S OFFICE

Mr. Hall said Sheriff Perry indicates that the Sheriff’s Office has been designated to receive \$20,117 for the 2013 JAG grant cycle to pay for overtime for increased enforcement. One requirement of this grant is that the governing body provides a 30-day public comment period. Mr. Hall said all comments should be directed to the attention of Lt. Col. Steve Eanes. Mr. Hall said after the completion of the 30-day comment period, the item would be placed on a future Board agenda for action regarding acceptance and appropriation of the grant.

Mr. Bryant recommended the Board establish a 30-day comment period, beginning today and ending July 24, 2013, seconded by Mr. Kendall and unanimously carried.

CONSIDERATION OF RESOLUTION REGARDING APPLICATION FOR SPECIAL PROJECTS FUNDING FROM TOBACCO COMMISSION

Mr. Hall said state regulations require localities to have a Plan of Action once a water plant reaches 80% of capacity. The Philpott Water Plant is nearing that threshold, and staff has been working on an expansion plan. Mr. Hall said part of that process is an application to the Tobacco Commission's Special Projects fund to help pay for engineering and design on the project. A resolution by the Board is required to move the process forward.

Mr. Slaughter made a motion the Board adopt the resolution as presented, seconded by Ms. Buchanan and carried 5 to 0.

UPDATE FROM SHERIFF'S OFFICE RE: METH LAB CLEANUP EXPENSES

Sheriff Perry was present to inform the Board of a growing problem in our community. Sheriff Perry said his department has found five methamphetamine labs in the last nine weeks.

Sheriff Perry said the toxic chemicals manufactured in these labs must be cleaned up, both from a public and environmental standpoint. The cost just to remove the toxic substances is about \$2,500 per lab; rendering the structure safe for a future occupant costs an additional \$10,000 to \$20,000. Sheriff Perry estimated the cost of cleaning up the five labs found recently could reach \$112,500. Sheriff Perry said he has been working with County staff for ways to address cleanup costs, but the problem is that his office is running into things they have not encountered before and public safety is a top priority.

Mr. Slaughter asked if the cleanup and related costs could be passed on to property owners when meth labs are found in rentals. Sheriff Perry said that may be possible in some situations. He said the County is in the same boat as many other jurisdictions in seeking ways to address the issue.

Mr. Bryant agreed with Mr. Slaughter's suggestion. Mr. Bryant said that while he understands that meth labs must be cleaned up due to the dangers, he does not feel it should be at the taxpayer's expense. Mr. Bryant questioned if the County could seize the property until it is cleaned up by the property owner to prevent others from renting or buying it, moving in and possibly becoming ill, or worse.

Ms. Buchanan said "if we continue to turn a blind eye" on labs found in rental properties, property owners will continue to rent to anyone and the problem will persist.

Mr. Hall added that we do not want to spend any more money than we have to for cleanup, but public safety must be addressed. Sheriff Perry said we do not want innocent citizens affected by another person's criminal intent.

INFORMATIONAL ITEMS

Comments from the Board

Ms. Buchanan reminded the Board of the July 4th Celebration at Martinsville Speedway on July 3.

Mr. Hall informed the Board of the EAC event planned for July 10 to raise funds for the Benny Summerlin Memorial Scholarship Fund.

CLOSED MEETING

Mr. Slaughter moved that the Board go into a closed meeting at 3:38 p.m., seconded by Ms. Buchanan and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Appointees to the Blue Ridge Regional Library Board, Community Policy and Management Team, Piedmont Regional Community Services Board, Roanoke River Basin Association, and Fieldale Sanitary District Board.
- 2) §2.2-3711(A)7 for Discussion of Pending Legal Matters.
- 3) §2.2-3711(A)3 for Discussion of the Acquisition/Disposal of Real Estate.
- 4) §2.2-3711(A)5 for Discussion of As-Yet Unannounced Industries.

OPEN MEETING

The Board returned to an open meeting at 5:00 p.m. on a motion by Ms. Buchanan, seconded by Mr. Slaughter and unanimously carried.

CERTIFICATION OF CLOSED MEETING:

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

Blue Ridge Regional Library Board – Mr. Kendall made a motion to appoint Kathy Hodges, Blackberry District; Christine Pegram, Collinsville District; and Mary Stromire, Reed Creek District, to four-year terms expiring June 30, 2017, seconded by Mr. Bryant and unanimously carried.

Community Policy and Management Team – Ms. Buchanan moved the Board reappoint Darrell Jones to a two-year term ending June 30, 2015, seconded by Mr. Slaughter and carried 5 to 0.

Piedmont Regional Community Services Board – Mr. Bryant made a motion to appoint Linda Drage to a three-year term ending June 30, 2016, seconded by Ms. Buchanan and unanimously carried.

Discussion of FY 2013 Contingency Fund – Ms. Buchanan opened discussion concerning the possibility of using money in the FY '13 Contingency Fund to assist the Sheriff's Office with meth lab cleanup efforts, as well as provide additional funding to the Blue Ridge Regional Library and Martinsville-Henry County SPCA. There was some general discussion as to how to allocate the money. Ms. Buchanan made a motion to

give the Sheriff's Office \$5,000; Blue Ridge Regional Library, \$5,000; and the SPCA, \$4,400. Mr. Bryant seconded the motion and it carried 5 to 0.

Mr. Adams recessed at 5:11 p.m. until the 6:00 evening meeting.

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

MATTERS PRESENTED BY THE PUBLIC

There was no one present who wished to speak.

PUBLIC HEARING – SIX-YEAR SECONDARY ROAD PLAN, OPEN FORMAT, 6 P.M. TO 6:30 P.M. (MEETING ROOM #1 – RIGHT SIDE)

Mr. Adams said the joint public hearing by VDOT and the Board is in meeting room #1 from 6:00 p.m. to 6:30 p.m. and citizens can review and discuss the Six-Year Secondary Road Plan with VDOT officials.

Mr. Adams said the Board is not required to take any action at this meeting. Lisa Price Hughes will prepare minutes of the hearing, make any recommended changes to the list of projects, and submit the revised document to the Board for approval at its July 23 meeting.

PUBLIC HEARING - COUNTY ORDINANCE REGARDING SKATEBOARDING

Mr. Hall said the Board advertised a public hearing for tonight's meeting to gather input regarding an ordinance to make it unlawful for any person to skate or ride a skateboard on any paved private or public sidewalk, stairs, driveway or parking lot where such activity is prohibited by conspicuously posted signs listing the prohibition.

Mr. Adams opened the public hearing at 6:07 pm. James Adams of Moral Hill Baptist Church spoke in support of the ordinance. There being no one else who wished to speak, Mr. Adams closed the public hearing at 6:09 pm.

Mr. Kendall moved the Board adopt the skateboarding ordinance as outlined, seconded by Ms. Buchanan and unanimously carried.

GENERAL HIGHWAY MATTERS

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

Ms. Hughes reported on the public hearing that was running concurrently in the side room. Ms. Hughes said 14 citizens expressed concerns about the intersection of Dyers Store Road and Green Hill Drive. Ms. Hughes said she has been aware of the safety concerns and is compiling an estimate of the cost of addressing the problem. Ms. Hughes said she also received a request from Ms. Buchanan to widen Soapstone Road and to improve the intersection at Routes 609 and 683 in Rangeley. In addition, Mr. Kendall made a request to widen Mountain Valley Road.

Ms. Hughes said although the County will not see an increase in funding from the transportation bill passed July 1 until 2017, there will be significant funding initially for surface treatments on secondary roads which have been neglected the past few years.

There being no further business to discuss, Mr. Slaughter moved to adjourn at 6:16 pm, seconded by Ms. Buchanan and carried 5 to 0.