

**HENRY COUNTY BOARD OF SUPERVISORS  
MINUTES**

**September 23, 2008 – 3:00 pm**

The Henry County Board of Supervisors held its regular meeting on September 23, 2008, 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 Jim Adams, Vice Chairman H. G. Vaughn; Debra Buchanan, Paula Burnette, Jim McMillian and Tommy Slaughter.

Staff members present were Benny Summerlin, County Administrator; Tim Hall, Deputy County Administrator; George Lyle, County Attorney; Susan Biege, Administrative Assistant; Jimmie Wright, Director of Finance; Darrell Jones, Assistant Director of Finance; and Lee Clark, Director of Planning and Community Development.

Sergeant Eric Hairston was present from the Sheriff's Office. Mickey Powell of the Martinsville Bulletin and Ron Morris of B99 Radio Station were present.

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

George Lyle gave the invocation and Jim McMillian 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.

**ITEMS OF CONSENT:**

**Confirmation of Minutes of Meetings**

1) August 26, 2008 – 3:00 pm

(Copy included in Board's File).

**Approval of Accounts Payable**

(Copy included in Board's File).

Mrs. Burnette moved that the Board approve Items of Consent as presented, second by Mr. McMillian and unanimously carried.

**CONSIDERATION OF RESOLUTION DECLARING "GED Day" AND "GED WEEK" IN HENRY COUNTY:**

Mr. Summerlin stated Ms. Kim Adkins, Executive Director of the West Piedmont Workforce Investment Board, is present to discuss a resolution asking for the Board's approval that establishes October 13-19, 2008, as GED Week and October 15, 2008, as GED Day in Henry County.

Mrs. Buchanan read the proposed resolution and offered a motion to adopt the resolution, second by Mr. Vaughn and unanimously carried.

Mrs. Buchanan and Chairman Adams presented a copy to Ms. Adkins. (A Copy Included in Board's File).

Ms. Adkins thanked the Board as well as other adjoining localities for support of the program. She briefly discussed upcoming activities scheduled by local agencies and businesses participating in the GED Recognition Week.

**CONSIDERATION OF RESOLUTION ASKING GOVERNOR TIM KAINE TO DECLARE HENRY COUNTY A DROUGHT DISASTER AREA:**

Mr. Summerlin stated Melanie Barrow, Extension Agent for the Virginia Cooperative Extension Service, is requesting the Board's approval of a resolution asking Governor Tim Kaine to declare Henry County a Drought Disaster Area. According to information provided by Ms. Barrow, this year's conditions have negatively impacted 18,000 acres of pasture, with losses estimated at 69%; 6,000 acres of hay land, with losses estimated at 55%; 100 acres of tobacco, with losses estimated at 100%; 200 acres of forage corn, with losses estimated at 60%, and 200 acres of grain corn, with losses estimated at 79%. This would total \$2,986,059 in value of crops lost in Henry County. (A Copy of the resolution is Included in Board's File).

Mr. Vaughn moved that the Board adopt the proposed resolution and authorization to send it to Governor Kaine's office, second by Mr. Slaughter and unanimously carried.

**CONSIDERATION OF ISSUES REGARDING COUNTY DECALS:**

Mr. Vaughn stated he requested this item be placed on the Board's Agenda. He stated this issue has been discussed on several occasions by the Board and he has received calls from citizens regarding other localities doing away with decals. In talking with other Board members, Mr. Vaughn stated the consensus seems to be that decals do serve a very useful purpose as far as identifying County residents who use the convenience centers as well as law enforcement officers who stop vehicles. He stated some other concerns he has received is the inconvenience of the decals as far as placement and location. Mr. Vaughn suggested that perhaps the Board could consider the location and type of decal. Second, the decal itself imposes another deadline on the citizens, that being

April 15, which is the deadline for a decal to be purchased and placed on a vehicle. He stated he previously asked to look at the possibility of having the County Treasurer send the decals out with a receipt for the personal property taxes after being paid which would eliminate the extra deadline along with considerable expense. He stated there were two mailings involved, one sending out the notice of the decal and form stating how much a person owes and secondly, once it is remitted to the County then sending out the decal itself. One exception is where the volunteer fire departments and one rescue squad provide that service for the citizens.

Mr. Grindstaff stated decals are a good collection tool and one of the best uses of the decal is to identify citizens at the manned convenience centers. He stated as far as moving the due dates of April 15 and December 5, some logistics need to be worked out first. He stated if given instructions on what the Board wants considered, he would be glad to get some answers and report back to the Board. He stated decal size is specified according to State Code.

Mr. Adams asked Mr. Lyle to check with the Virginia State Police regarding the placement of decals. Mr. Lyle stated he would research the State Code and get back to the Board.

Mr. Adams stated in reference to Mr. Vaughn's comments on the joint mailing, he asked Mr. Grindstaff would it be safe to assume if mailed out together and the due date was sooner would the County's revenue collections increase during that time period.

Mr. Grindstaff stated the County would get the revenue in December rather than in April which would be six months earlier. He stated the personal property taxes usually go out by November 1 each year and he normally sends out the decal application by the end of February in order to go on sale by March 1 to April 15. Mr. Grindstaff stated real estate taxes went out this year on September 8 with a due date of October 1. He briefly discussed the DMV Stop Program. He stated the

program is quite effective and the Treasurer's Office should have full access to the program by the end of the year. He stated the debt setoff program is still being utilized through the State for state income taxes and he has had great success with that program for personal property taxes. He stated the Treasurer's Association is still pushing a federal tax setoff which is going through legislation now and Virginia will serve as one of the pilot states. Mr. Grindstaff also commented on the five year write-off of delinquent taxes. He stated the County is at approximately 97% of collections on the FY '07 Personal Property Taxes; however, there are delinquent taxes written off each year.

Mr. Summerlin noted that the County has contracted with an outside attorney to help with collection of delinquent taxes.

Following some further discussion Mr. Vaughn moved that the Board direct County staff to work with the Treasurer on decals and existing state laws such as placement or size of a decal and look into combining an existing mailing for property taxes and decals and report back to the Board, second by Mrs. Buchanan and unanimously carried.

Mr. Summerlin noted the Board has an upcoming legislative package and anything they would like to add or update they may do so.

### **CONSIDERATION OF ISSUES REGARDING HENRY COUNTY NOISE ORDINANCE:**

Mr. Vaughn stated he asked this item be placed on the Board's Agenda. He stated he is not against dogs and he owns one himself; however, he has received numerous dog complaints over the years. He stated the complaints reference excessive continuous dog barking which has become a nuisance and annoyance to a lot of people. Mr. Vaughn said he made recommendations to people who have called him with complaints such as calling the owner of the dog, or if renting

to call their landlord or dog warden. He stated several weeks ago he was contacted by several residents that live on a street in his district which is a rural area but populated as if it were residential with all lots zoned agriculture. He stated a resident living in rental property on that particular street has 15 to 20 pit bulls staked out in the yard on chains, antagonizing each other and barking continuously all night long. He stated the two residents have talked with the property owner and dog warden to get some relief and the County has nothing in its noise ordinance to address extreme situations. Mr. Vaughn stated he is asking the Board to do two things; first, ask the staff to study the noise ordinance to see if they can come up with something to take care of extreme situations. Second, to take a look at the kennel ordinance to see if a review process is in place to consider the location of a kennel to make sure there are certain precautions in place to ensure it does not create a nuisance in the location that a kennel is located.

Mr. Adams asked Mr. Clark if there was a policing mechanism within the special use permit as far as receiving complaints to revoke a kennel permit.

Mr. Clark stated yes, if it is a situation on a residential piece of property where a special use permit had to be issued for a kennel license. He stated if he receives a complaint the first thing he does is have the animal control officers go out and inspect the kennel for violations. He stated if the problems continue after a person has been made aware of the violation, he then could bring the issue back to the BZA and have the special use permit either amended or revoked. He stated there is no mechanism in place when a kennel owner has a "by right" use such as in an agricultural zone as mentioned by Mr. Vaughn. He stated in an agricultural zone you can have a kennel license for up to 20 dogs by right and there is no review process and no special use permit required. He stated in those cases there is no such mechanism in place as long as it is located in an agricultural zone and less than 20 dogs kept on the location.

Mr. Adams asked in issuing a special use permit is there any restriction as to where the property owner can place the kennel as far as property lines.

Mr. Clark stated that would be some of the criteria looked at every time a kennel license is issued by a special use permit. Even on the by right uses the setback is not from a property line but a distance from adjoining residences. He stated it would be on the more rural residential classifications. He stated he did not think there was a setback in the agricultural classifications, but that is something that can be looked at as a means of dealing with by right uses for kennels as a distance from either their property line or as it is currently written the distance from an adjoining residence.

Mr. Vaughn stated one person was walking his dog on a leash and a pit bull broke loose and attacked his dog. He stated in the kennel permitting process before a permit is renewed if there are complaints filed during the time frame a permit is active, complaints should be taken into consideration before renewing a kennel permit.

Mr. Clark reviewed the permitting process for a kennel license. He stated each year the Treasurer's Office sends out letters to kennel permit holders stating their license needs to be renewed. He stated if it's a new application they would have to see him before getting their first permit. Once a person has a kennel license up to 20 dogs it is renewed every year whether issued by special use permit or a by right use without being further reviewed.

Mr. Adams asked if that was a matter of procedure or could that be changed where a person would have to reapply.

Mr. Clark stated the question probably needs to be forwarded to the Planning Commission for debate. He stated it would require a change in the ordinance and staff would have to come up with some type of system whereby if complaints were received the Treasurer's Office and Planning Office would

be able to flag a person's license. He stated the ordinance could be changed to deal with the set backs and come up with a certain number and impose it on every permit as it is renewed or they could ask for that person to appear before the BZA and take public comments.

Mr. Vaughn stated he would like to reemphasize that this issue is not about barking dogs but excessive extreme situations on a continuous basis (24 hours a day), but primarily from 10:00 pm at night until 6:00 am. He stated the County does not have a tool for law enforcement to use in an extreme situation as in the case he discussed earlier. Mr. Vaughn stated he sees this as a situation that if you have something in place, law enforcement could inform a person of violations and give them an opportunity to remedy the situation. If not, within a certain period of time they would be issued a written notice. In an extreme situation a person making the complaint would have to go to court with a deputy to testify when charges occur. He stated if the person making the complaint is not willing to go to court then they really don't have a problem.

Mr. Summerlin stated in general and with a number of exceptions, most misdemeanors are not committed in law enforcement's presence; therefore, someone would have to swear out a warrant. Mr. Lyle noted this issue would not be covered in the County's ordinance regarding disturbing the peace.

Following some further discussion Mr. Adams asked Mr. Lyle to research other localities as to how this issue is addressed in extreme situations and bring that information back to the Board.

Mr. Vaughn also requested Mr. Clark and Mr. Grindstaff research information to bring back to the Board regarding the kennel permitting process, number of kennels, record of complaints, etc.

## **DISCUSSION OF CONVENIENCE CENTER REGULATIONS:**

Mr. Summerlin stated the Board has been provided a copy of the Board of Supervisors Minutes of February 24, 1998, regarding disposal of mobile home trash. Mr. Summerlin stated since the County has been manning the convenience centers one issue has come up that staff needs guidance from the Board on how to proceed. He stated in the past ten years the County has amended the entire refuse collection ordinance. He stated in 1998 there was an issue regarding owners of mobile home parks taking their residents trash to unmanned green box collection centers. The County Administrator at that time determined that mobile home park operators were not in violation of the County Code by paying someone to haul their residents' trash to the green box centers. Mr. Summerlin stated Mike Amos has at least five situations he is aware of where mobile home park operators are paying someone to haul their trash off. Mr. Summerlin stated he sees this issue as a commercial use just as if you hired First Piedmont Corporation. He stated one particular owner is using a dump truck to haul the trash. He stated the way he interprets this is, if you live in a mobile home park and you take your own trash off that's fine because you are a resident of Henry County; however, if you pay someone to take the trash off as a private enterprise he sees this as commercial.

Mr. Lyle stated the County requires as part of a land use permitting process when you open up a mobile home park is to provide trash removal service either by providing a dumpster to the residents and have a commercial company pick up the garbage or collect it from your residents and take it to the transfer station. He stated in the past ten years many operators have taken the garbage to the green box sites.

Mr. Vaughn stated mobile home residents are residents of Henry County and whether they are renting or own the mobile home someone is paying real estate tax on the home and someone is paying for that service.

Mr. Summerlin stated if you live in a subdivision and First Piedmont Corporation picks up the garbage the person living in that subdivision is paying real estate taxes and is also paying First Piedmont to pick up their trash. He stated the difference is First Piedmont is taking it to the transfer station and paying the cost of disposal rather than it being taken to the convenience centers and have the County pay the costs of disposal. He stated First Piedmont/Waste Management has door-to-door trash pick up through out most of Collinsville.

Mr. Amos came forward and discussed issues related to mobile home park owners dumping garbage in the manned convenience centers. He stated if a person owns a mobile home park that would be classified as a business and the County does not allow other businesses to use the convenience centers for trash disposal. He stated his main goal is to be consistent.

Mr. Vaughn stated whether it is a mobile home park, apartments, or condominiums, you have a group situation and it is still residential just not spread out and those people pay the same taxes and share the same burdens in the County as everyone else.

Mr. Summerlin asked if the Board wants to consider this issue as residential and continue as is or does the Board consider the issue commercial and make provisions to have the trash taken to the transfer station.

Mrs. Buchanan stated if the people hauling garbage are operating as a business then they should have a business license and be treated just like any other business owner.

Following some further discussion Mrs. Burnette moved that the Board direct the County Administrator make a policy change defining trash collected at mobile home parks and apartment complexes as commercial trash, second by Mr.

Slaughter. The motion carried 4 to 2. Mr. Vaughn and Mrs. Buchanan voted in opposition.

**PRESENTATION BY THE MARTINSVILLE-HENRY COUNTY ECONOMIC DEVELOPMENT CORPORATION TOURISM OFFICE:**

Mr. Summerlin stated Mr. Mark Heath and Ms. Felicia Rupert of the Martinsville-Henry County Economic Development Corporation are present to give a presentation on the EDC's tourism office. Mr. McMillian requested this item be placed on the Board's Agenda.

Mr. Heath introduced Ms. Felicia Rupert, EDC's Tourism and Film Assistant. A package of information on M-HCEDC Office of Tourism was distributed to each Board member. (A Copy is Included in Board's File). Mr. Heath reviewed the tourism package outlining key issues:

- Background of the M-HCEDC Office of Tourism.
- Importance of Tourism.
- Increase Lodging Tax Revenue by 10% over 3 years.
- Increase Sales Tax Revenue 10% over 3 years.
- Increase Restaurant Tax Revenue by 10% over 3 years.
- Entertain 2,000 visitors in the Visitor Center annually.
- Signs.
- Tourism Website.
- UpTown Initiatives: Furniture Cluster.
- UpTown Initiatives: Visitor/Artisan Center.
- Buxton Hotel Study.
- Training Initiatives.
- Arts Across the Piedmont
- Work with the Southern Virginia Regional Facilities Authority (SVRFA).
- Advertisements placed by the EDC Office of Tourism.
- Film Division Created.

Mr. Heath also reviewed the M-HCEDC Ad published in the 2008 Virginia Tourism Guide located on pages 158 and 159.

The Board thanked Mr. Heath and Ms. Rupert for their presentation.

### **FINANCIAL MATTERS:**

#### **Additional Appropriation re: interoperability Grant – Public Safety**

Mr. Summerlin reviewed information regarding a request from Dale Wagoner, Director of Public Safety, asking the Board to appropriate a grant from the Department of Homeland Security and several localities' matching funds for that grant, for a total of \$1,248,000, to be used for tactical level interoperable communications. The participating localities are Henry, Franklin, and Patrick counties and the city of Martinsville. The Board of Supervisors accepted this grant in June 2008. Mr. Wagoner indicated the grant requires a 20% match from each locality, which equals a Henry County contribution of \$153,000 and would come from the uncommitted balance.

Mr. Summerlin stated Henry County will manage the grant, which was approved by the Board in June 2008. Mr. Wagoner is asking the Board to appropriate the total of \$1,248,000, which is comprised of the \$1,040,000 grant, Henry County's match of \$153,000, and the matches from Franklin, Patrick, and Martinsville that total \$55,000.

Mrs. Burnette moved that the Board approve the additional appropriation as outlined, second by Mrs. Buchanan and unanimously carried.

#### **Award of Contracts re: Master Plans of Bryant, ROMA Tracts**

Mr. Summerlin stated the Board purchased the 620-acre ROMA tract and the 1,206-acre Bryant tract in 2007 for use as business and industrial parks. Staff issued a Request for Proposals (RFP) for engineering and architectural firms to master plan the two sites. Responses were received from 17 firms, and an interview panel met with six firms. The panel's recommendation is that the firm of Wiley & Wilson of Lynchburg be awarded a contract in the amount of \$104,100 to provide a master plan for the ROMA tract, and the firm of Timmons Group of Richmond be awarded a contract in the amount of \$125,000 to provide a master plan for the Bryant tract. Funding for these contracts will come from the Martinsville-Henry County Economic Development Corporation (\$200,000) and the Henry County Industrial Development Authority (\$29,100). IDA funding is included in the FY 2009 County Budget.

Mrs. Buchanan moved that the Board award a contract in the amount of \$104,100 to Wiley & Wilson to provide a master plan for the ROMA tract, and the awarding of a contract in the amount of \$125,000 to the Timmons Group to provide a master plan for the Bryant tract, with the EDC providing \$200,000 and the IDA \$29,100 to cover the costs, second by Mr. Slaughter and unanimously carried.

**Award of Contracts re: Replacement Vehicle-Building Inspection**

Mr. Summerlin stated the FY 2009 Budget includes funds for a replacement vehicle for the Building Inspection Department. Five bids were received and it is recommended that the Board award a contract in the amount of \$17,900 to Jim Mills Nissan of Martinsville for a new 2008 Nissan Exterra.

Mr. Vaughn moved that the Board award the contract as outlined, second by Mrs. Buchanan and unanimously carried.

**INFORMATIONAL ITEMS:**

Mr. Summerlin stated a staff meeting was held earlier this morning and County Department Managers were advised that the County will be closely monitoring its revenue and expenses. As the Board may be aware, State revenues have declined beyond what was budgeted and the Governor has ordered a 5, 10, and 15% budget reduction plan. However, it has not been implemented to date, but he felt it was reasonable to expect as the economy slows the County may have issues collecting revenues and in particular, some received from the Commonwealth and at some point the County may have to make some budget adjustments.

Mr. Summerlin stated on October 2, City and County staff will begin planning for the Public Transit Demonstration Grant. Staff will begin meeting with its contractor to begin the planning process.

Mr. Summerlin stated more than a year ago the State gave the County a small amount of funds to do some preliminary planning for block grant projects on Riverside Drive and South Street. A block grant was submitted and the County received a fairly sizable grant for Riverside Drive and would now like to revisit South Street which had a lot of problems other than housing rehabilitation such as storm water, road problems, and other issues in the Reed Creek District. He stated staff went back to the State and asked for another planning grant to continue a more detailed study on how to fix a number of problems related to South Street to prepare for another block grant. The State has given the County an additional \$3,000 for professional engineering services and if the State receives the information within a specified time some additional planning money may become available. Staff would need permission from the Board to receive and appropriate \$3,000 from DHCD for additional work on South Street.

Mr. Slaughter moved that the Board approve to accept and appropriate \$3,000 from DHCD for additional work on

South Street, second by Mrs. Burnette and unanimously carried.

Mr. Summerlin stated that Mr. Wagoner received a letter last week from the Department of Emergency Management indicating if the County wanted the State Emergency Management Assistance for the Sprint Cup race held in Martinsville in October the County would have to pay for their services. He stated this assistance has been offered since 9/11 with increased emergency preparedness and Homeland Security present at major events such as the races and never received a bill. The County has also received assistance from the Virginia State Police which has committed its resources for the upcoming race which includes a bomb unit and bomb dogs. The County has also received assistance from the Virginia Department of Health, Virginia Department of Transportation and the United States Government ATF and never received a request for reimbursement for any of the agencies. Mr. Summerlin stated he sent the Department of Emergency Management an email asking them to reconsider their request; however, it may be appropriate if the Board express its displeasure with the new policy and ask them to reconsider. He stated the costs is approximately \$6,000 plus expenses.

Following some discussion Mr. Vaughn moved that the Board direct the County Administrator to send a letter expressing the Board's opposition and to include the statistics of the sales tax ratio and where the funds go, second by Mrs. Burnette and unanimously carried.

Mr. McMillian stated he would like to commend FC Rescue Squad for their call percentage last month which was 98%.

Mrs. Burnette stated this upcoming Saturday is the Axton Volunteer Fire Department Fair with lots of activities.

Mrs. Burnette stated the Community Clean up Day will be held October 10 and 11. She stated the Smith River Clean Up is scheduled for October 4.

Mrs. Buchanan stated she will be holding a District Community Meeting on Tuesday, October 14 at 7:00 pm at the Horsepasture Ruritan Building. She states the Annual Coat Drive for Kids is also under way. She stated the Veteran's of Foreign Wars will be holding a meal and auction on October 14 at the Horsepasture Fire Department as well as the Horsepasture Ruritan's will be having a Brunswick Stew on October 11. The Horsepasture Rescue Squad will be holding a BBQ Dinner on October 25.

Mr. Adams thanked Mr. Vaughn for covering the race this past weekend in his absence.

**CLOSED MEETING:**

Mr. McMillian moved that the Board enter into a closed meeting at 5:04 pm to discuss the following, second by Mrs. Buchanan and unanimously carried.

- 1) §2.2-3711(A)1 for Discussion of Appointees to Focus on Youth, Fieldale Sanitary District Board, Ninth District Development Financing, Inc., and Southern Virginia Recreation Facilities Authority.
- 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 5:58 pm on a motion by Mrs. Buchanan, second by Mrs. Burnette and unanimously carried.

### **CERTIFICATION OF CLOSED MEETING:**

Mr. Hall read the Certification of the Closed Meeting and took a roll call vote affirming that the Board only discussed public business matters lawfully exempted and identified in the motion to enter closed session. Those voting in the affirmative were Mr. Slaughter, Mr. McMillian, Mrs. Burnette, Mrs. Buchanan, Mr. Vaughn and Mr. Adams.

### **APPOINTMENTS:**

#### **FOCUS ON YOUTH**

Mrs. Buchanan moved that the Board appoint Sheilla Coplin to the FOCUS on Youth Board for a three year term to expire on June 30, 2011, second by Mr. Vaughn and unanimously carried.

#### **Southern Virginia Recreation Facilities Authority**

Mr. Vaughn moved that the Board appoint Mark Heath and William Kirby to the Southern Virginia Recreation Facilities Authority to four year terms to expire October 13, 2012, second by Mrs. Burnette and unanimously carried.

#### **Memorandum of Understanding re: Historical Society**

Mrs. Buchanan moved that the Board approve the Memorandum of Understanding between the Historical Society regarding the Henry County Courthouse, second by Mr. Slaughter. The motion carried 5 to 1. Mr. McMillian voted in opposition.

### **MATTERS PRESENTED BY THE PUBLIC:**

Mr. Adams welcomed everyone present and read the following statement: The Board is here to listen to public comments and not to engage in a question and answer period or a debate. He stated if anyone wishes to address the Board to come to the podium and state your name, subject matter and the district in which you live. He stated by coming to the podium you have agreed to exhibit respect to the Board and its members and each one will conduct themselves with dignity. He stated everyone would receive the same level of respect from the Board. He asked that those who wish to speak to keep his or her comments between three to five minutes.

Mr. Doug Jackson from the Ridgeway District commented on the Inoperative Motor Vehicle and Grass Mowing Ordinances. He stated such ordinances are being used in rural areas of the County as a bullying method. He stated the ordinances need to be enforced or revised to where it would apply to everyone.

**PUBLIC HEARING – PROPOSED AMENDMENT TO FLOODPLAIN ORDINANCE:**

Mr. Lee Clark reviewed information from The Virginia Department of Conservation and Recreation which has reviewed the County's Floodplain Ordinance. He stated additional language is required to be added to the County's Ordinance for it to remain in compliance with State regulations. The changes will add a category called a "Special Floodplain District", which is an area inside of the 100-year floodplain which has not had a detailed study prepared.

The public hearing was open at 6:09 pm. There being no one present who wished to speak the public hearing was closed at 6:09 pm.

Mrs. Burnette moved that the Board approve the proposed amendments to the County Floodplain Ordinance, with an effective date of September 26, 2008, second by Mr. McMillian and unanimously carried.

## **GENERAL HIGHWAY MATTERS:**

Ms. Lisa Price-Hughes, Residency Administrator was present to discuss general highway matters. She stated she would like to remind the Board that the Six-Year Plan Public Hearing has been scheduled for the Board's October 28, 2008 meeting. She stated next year's budget is based on \$2.1 million and expects those figures to change and should be updated by the middle of October. She stated the project that will be receiving all the funding for the next 3 or 4 years is Preston Road from Route 58 to Route 787. She stated they also have another section of Preston Road after that and the Bridge on Route 701 in Fieldale.

Following was some general discussion by the Board with Ms. Hughes regarding miscellaneous district issues.

There being no further business to discuss Mr. McMillian moved to adjourn at 6:25 pm, second by Mrs. Burnette and unanimously carried.