

**HENRY COUNTY BOARD OF SUPERVISORS  
MINUTES**

**April 28, 2015 – 3:00 p.m.**

The Henry County Board of Supervisors held its regular meeting on April 28, 2015, at 3:00 p.m. in the Summerlin Meeting Room of the County Administration Building, King's Mountain Road, Collinsville, Virginia. The following Board members were present: Chairman H.G. Vaughn, Vice-Chairman Jim Adams, Debra Buchanan, Tommy Slaughter, Milton Kendall, and Joe Bryant.

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

Lt. Troy Easter and Deputy Mike Hooper of the Sheriff's Office were present. Also present was Ben Williams of the Martinsville Bulletin and Ron Morris of B99.

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

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

**CALL TO ORDER:**

Chairman Vaughn 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 p.m. 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 p.m. 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**

Copy included in Board's File

- February 24, 2015
- March 24, 2015
- April 7, 2015
- April 9, 2015
- April 20, 2015

**Approval of Accounts Payable**

Copy included in Board's File

**Proclamation Declaring May 1, 2015 as "Volunteer Fire & EMS Appreciation Day" in Henry County**

Copy included in Board's File

**Proclamation Establishing May 15, 2015 as “National Police Officers Memorial Day” in Henry County**

Copy included in Board's File

**Proclamation Declaring April 30, 2015 as “National Window Film Day” in Henry County**

Copy included in Board's File

Ms. Buchanan moved the Items of Consent be adopted, seconded by Mr. Slaughter. The motion carried 6 to 0.

**UPDATE ON WEST PIEDMONT PLANNING DISTRICT COMMISSION**

Mr. David Hoback, Executive Director of the West Piedmont Planning District Commission, was present to update the Board on activities at WPPDC and to introduce himself as the new executive director. Mr. Hoback briefly outlined the history of planning districts in Virginia and the many functions of the commissions, including facilitating cooperation at the state and local level, hazard mitigation planning and various advocacy functions.

**MATTERS PRESENTED BY THE PUBLIC – SKIP RESSEL**

Mr. Skip Ressel was present to discuss Interstate 73. Mr. Ressel requested that the Board craft a new resolution noting planned upgrades to Barrows Mill Road and donate county-owned right-of-way land in the Patriot Centre as an incentive to the Commonwealth Transportation Board (CTB) and to prove that the County is committed to the I-73 project. Additionally, Mr. Ressel asked the Board to submit a request to the CTB for the \$8.5 million earmarked to be spent near Martinsville on surveying and purchasing the right-of-way from Patriot Centre to the proposed Route 57 interchange and continuing toward the proposed Laurel Park interchange for as far as the funds would allow.

**ADOPTION OF THE FY 2015-16 HENRY COUNTY BUDGET**

Tax Rates

On a motion by Mr. Adams and seconded by Ms. Buchanan, the Board unanimously adopted the following tax rates for FY '16:

- Real Estate - \$.488 per \$100 assessed value
- Personal Property and Machinery and Tools - \$1.48 per \$100 of assessed value for personal property, including motor vehicles, and \$1.48 per \$100 of assessed value for machinery and tools/business equipment.
- Personal Property Tax Relief - The effective reimbursement rate for the Personal Property Tax Relief Act on a qualifying vehicle is 46.8 percent.

School Budget

Mr. Kendall moved that the Board adopt the proposed budget for school expenditures for FY 2016 by category as summarized in Exhibits A and B,

subject to the state, federal, and local funds becoming available as estimated, seconded by Mr. Bryant and unanimously carried.

#### Total Budget

Mr. Kendall moved that the Board adopt the proposed FY 2016 Budget for fiscal planning purposes as summarized in Exhibits A and B, seconded by Mr. Slaughter and unanimously carried.

### **REPORT ON DELINQUENT TAX COLLECTION EFFORTS**

Mr. Scott Grindstaff reviewed the monthly reports on delinquent tax collection efforts. Mr. Grindstaff noted that 93.33% of 2014 personal property taxes have been collected; 91.14% of 2014 real estate taxes; and since January 1, TACS collected approximately \$239,245. In addition, Mr. Grindstaff said 302 new DMV stops have been placed.

### **MONTHLY UPDATE FROM THE MARTINSVILLE-HENRY COUNTY ECONOMIC DEVELOPMENT CORPORATION**

Mr. Mark Heath, President and CEO 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).

### **TRANSFER OF FUNDS RE: CAPITAL IMPROVEMENT ITEMS**

Mr. Hall said as part of the budget presentation, staff recommended using current year budget funds of \$348,500 to purchase several needed capital items, including replacement vehicles for building inspection, EMS, parks and recreation, maintenance and an employee pool vehicle; replacement carpet for the public safety building; renovations to the sheriff's office; replacement mowers for parks and recreation and maintenance; and resurfacing of the parking lot at the administration building.

On a motion by Mr. Adams and second by Ms. Buchanan, the Board unanimously approved the transfer of current year funds of \$348,500 for the purchase of capital items as outlined in the Board's working papers.

### **AWARD OF CONTRACT RE: VARIOUS FY 2015 CAPITAL ITEMS**

Mr. Hall said staff recommends the Board award contracts related to the previous transfer request for the following FY 2015 capital items: 2016 Ford F-250 truck for parks and recreation in the amount of \$27,851.95 to Colonial Ford of Richmond; 2016 Ford F-250 truck with snowplow package for building and grounds in the amount of \$34,941.15 to Colonial Ford of Richmond; and a 2016 Chevrolet Impala LS to be used as an employee pool vehicle in the amount of \$17,915.40 of Capital GMC in Richmond.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved the award of contracts as requested.

### **AWARD OF CONTRACT RE: FINANCIAL ADVISORY SERVICES**

Mr. Hall said staff is asking the Board to award a contract to Davenport and Company, LLC for financial advisory services regarding the potential construction of a new Collinsville school district facility. A contract amount is based on the number of hours worked and therefore cannot be identified at this point; however, staff feels that it could exceed the \$15,000 threshold that requires Board approval.

On a motion by Mr. Kendall and second by Mr. Bryant, the Board unanimously approved the award of contract to Davenport and Company, LLC, as outlined.

### **AWARD OF CONTRACT RE: ENGINEERING SERVICES – PATRIOT CENTRE INDUSTRIAL PARK NATIONAL GUARD PROJECT**

Mr. Hall said Tim Pace is asking the Board to award a contract in the amount of \$23,590 to Wiley-Wilson, Inc. for geotechnical services, construction administration, and creation of record drawings as it relates to the National Guard grading project at the Patriot Centre Industrial Park. Mr. Hall said this is a continuation of the project started in June 2014. Funding for this expenditure is included in the current budget.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved an award of contract to Wiley-Wilson in the amount of \$23,590.

### **AWARD OF CONTRACT RE: GENERATORS – PUBLIC SERVICE AUTHORITY**

Mr. Hall said staff is asking the Board to award a contract in the amount of \$269,730 to Light Electric, Inc. for the purchase and installation of generators and transfer switches at three Public Service Authority (PSA) booster pump stations. Funding for this project was provided by a Virginia Department of Emergency Management, Hazard Mitigation Grant Program and the Public Service Authority.

On a motion by Mr. Adams and second by Mr. Kendall, the Board unanimously approved the award of contract as outlined.

### **ADDITIONAL APPROPRIATION RE: BODY CAMERAS – SHERIFF'S OFFICE**

Mr. Hall said staff has been working with Sheriff Perry on the possibility of purchasing body cameras for the Sheriff's Office. Mr. Hall said Sheriff Perry, his staff, and Christian Youngblood and his staff, have worked diligently to find the proper equipment and the proper data storage capabilities for a reasonable price. After an interview process and field testing of the equipment, Sheriff Perry is requesting that the Board award a contract to Digital Ally, Inc. in the amount of \$50,594.94 for 58 body cameras and three docking/download stations. Additionally, the Sheriff's Office requests that the Board award a contract to Dell Computers, Inc. in the amount of \$16,880 for four desktop computers and two server systems to hold the data recorded.

Mr. Hall said since there is no dedicated funding in the current budget for this project, staff requests that the Board use its contingency fund for the purchase.

Mr. Adams asked if the body camera would be tied into the in-car camera system in any way. Sheriff Perry said he believes the two technologies will merge at some point, but at this time, the in-car camera system and the body-worn cameras will be two separate systems. Sheriff Perry said there will be a learning curve with the cameras,

particularly regarding how long the data will be stored; the current plan is to store the data for six months, but that could change depending on legislative decisions.

Mr. Adams asked George Lyle if there are any civil liberties issues regarding the use of law enforcement body-worn cameras. Mr. Lyle said he recently attended a seminar on the laws governing the use of body-worn cameras. Mr. Lyle said one thing they stressed is you must have a really good policy about using the cameras, i.e. will the cameras be on all the time or activated at certain times; how much discretion will the deputies have, when can they turn it off, etc. Mr. Lyle said although the presenters at the seminar mostly were from jurisdictions much larger than Henry County, one of the issues that came up was the enormous amount of requests for law enforcement video from attorneys and the public. Mr. Lyle said it is a complicated and emerging area of law with a lot of things you don't think about.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved award of contracts to Digital Ally in the amount of \$50,594.94 and to Dell Computer in the amount of \$16,880 for the body camera project, with funding coming from the Board's Contingency Fund.

### **ADDITIONAL APPROPRIATION RE: STATE REFUND – REGISTRAR'S OFFICE**

Mr. Hall said Elizabeth Stone is asking the Board to approve an additional appropriation of \$878 received from the Commonwealth of Virginia for reimbursement of expenses related to purchasing voter identification equipment.

On a motion by Ms. Buchanan and second by Mr. Kendall, the Board unanimously approved the additional appropriation as requested.

### **CONSIDERATION OF CHANGES TO THE HENRY COUNTY PURCHASING PROCEDURES**

Mr. Hall said Carole Jones is requesting the Board to consider several changes to the County's purchasing procedures which have been in place since 1999 and no longer come close to matching procedures in place in the state's Virginia Public Procurement Act. Ms. Jones is requesting the Board to change thresholds for several different items, including field procurements, purchase orders, verbal and written quotes, bids and Requests for Proposals (RFP), and contract approval thresholds. Mr. Hall said any changes would require a public hearing.

Mr. Adams moved the Board set a public hearing for the May 26 meeting at 6 p.m., second by Mr. Bryant and unanimously carried.

### **INFORMATIONAL ITEMS**

#### **Comments from the Board**

Ms. Buchanan said she will be having a community meeting on May 5 at the Horsepasture Ruritan building. Also, Ms. Buchanan reminded everyone of the upcoming Fieldale Heritage Festival on May 16.

Mr. Hall reminded the Board of the Volunteer Fire and Rescue Appreciation dinner on May 1 at 6:30 p.m. at Freedom Baptist Church. In addition, there will be a ceremony commemorating National Police Officers Memorial Day on May 14 at 11 a.m. at Martinsville City Council chambers. Lastly, Mr. Hall presented the 911 door hangers

that were created in response to the need for residents to clearly mark their home addresses to ensure prompt assistance in the event of an emergency.

### **CLOSED MEETING**

Mr. Adams moved that the Board go into a closed meeting at 3:50 p.m., seconded by Mr. Slaughter and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Appointees to the Henry-Martinsville Social Services Board, Blue Ridge Regional Library Board, Parks and Recreation Board, Community Policy and Management Team, Patrick Henry Community College Board, Piedmont Regional Community Services Board, Southside Community Action Board, and Southern Virginia Recreation Facilities Authority.
- 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 5:18 p.m. on a motion by Mr. Adams, seconded by Ms. Buchanan 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, Mr. Adams, Ms. Buchanan, Mr. Slaughter and Mr. Vaughn.

Henry-Martinsville Social Services Board – On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board unanimously reappointed Lillian Geib and Ronald Mateer to four-year terms ending May 31, 2019.

There being no further action, Mr. Vaughn recessed at 5:19 p.m. until the 6:00 p.m. evening meeting.

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

### **PUBLIC HEARING – PROPOSED CHANGE IN VOTING PRECINCTS**

Mr. Hall said the Electoral Board requested the Board consider two changes to voting precincts. First, the Electoral Board would like to move the polling area of the Spencer precinct from the upper level to the lower level of Spencer Ruritan building. Secondly, the Electoral Board would like to move the polling place for the Dyers Store precinct from the Dyers Store Ruritan building to the Dyers Store Fire Department. Mr. Hall said the changes do not require approval of the U.S. Department of Justice and a public hearing on this matter has been advertised for today's meeting.

Mr. Vaughn opened the public hearing at 6:01 p.m.

Alex Clifton, chief officer for the Dyers Store precinct, spoke in favor of moving the Dyers Store precinct polling place to the Dyers Store Fire Department. Mr. Clifton cited several reasons including lack of receptacles needed for the voting machines, health concerns such as mold, heating and air conditioning and handicap accessibility. Mr. Bryant added that the Dyers Store Ruritan club has recently dissolved.

Mr. Vaughn closed the public hearing at 6:06 p.m. On a motion by Mr. Kendall and second by Ms. Buchanan, the Board unanimously approved both requests to move polling places for the Spencer and Dyers Store precincts.

### **PUBLIC HEARING – REZONING APPLICATION R-15-01 – KEVIN W. AND PAULA P. HANKINS**

Lee Clark said the property is located on the east side of Irisburg Road, directly across from its intersection with Beckham Church Road in the Iriswood District. The Tax Map ID is 53.6/45A. The applicant is requesting the rezoning of approximately 7.8-acres from Rural Residential District R-R to Commercial District B-1. The applicant intends to fence a portion of the property to park repossessed/impound vehicles. Mr. Clark said following a public hearing, the Planning Commission recommended that the rezoning request be approved and staff also recommends approval of the request.

Mr. Vaughn opened the public hearing at 6:08 p.m. There being no one present who wished to speak, Mr. Vaughn closed the public hearing at 6:08 p.m. On a motion by Mr. Kendall and second by Mr. Bryant, the Board unanimously approved the rezoning request.

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

There was no one present who wished to speak.

### **GENERAL HIGHWAY MATTERS**

Lisa Hughes, Resident Engineer for the Virginia Department of Transportation, updated the Board on several general highway matters: the Carver Road intersection project; paving of Carver Road beginning Monday; Preston and Irisburg roads projects set to be under construction by mid-May; RTE 650 bridge project will have one lane closed for about 90 days; and paving on Colonial Drive scheduled for June. In addition, Ms. Hughes said the Commonwealth Transportation Board will hold its annual public hearing on the draft six-year plan on April 29 at 6 p.m. at Northside High School. Lastly, Ms. Hughes said she would like to schedule the public hearing for the six-year secondary road plan for the May 26 meeting.

### **CONSIDERATION OF APPLICATION TO THE COMMONWEALTH TRANSPORTATION BOARD FOR ECONOMIC DEVELOPMENT FUNDS**

Mr. Hall said staff is requesting that the Board authorize an application to the Commonwealth Transportation Board for funding from the Economic Development Access Program. The money would be used toward road construction within the Patriot Centre. A maximum of \$650,000 could be received from the EDA program, provided the locality commits up to \$150,000 in additional funding.

On a motion by Mr. Adams and second by Mr. Slaughter, the Board unanimously adopted the resolution authorizing an application to the CTB for funding as outlined.

Mr. Kendall moved that the Board direct Mr. Hall to follow-up on Mr. Ressel's request concerning I-73, second by Mr. Bryant and unanimously carried.

There being no further business to discuss, Mr. Bryant moved to adjourn the meeting at 6:19 p.m., seconded by Ms. Buchanan and carried 6 to 0.