

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

June 23, 2015 – 3:00 p.m.

The Henry County Board of Supervisors held its regular meeting on June 23, 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; Susan Reynolds, Director of Human Resources; County Attorney George Lyle; and Michelle Via, Administrative Assistant.

Deputies Mike Hooper and Tim Robertson 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.

INTRODUCTION OF INTERNS

Mr. Hall introduced several interns working with Henry County/PSA this summer: Haley Carter, working in Engineering and Mapping; Cody Prillaman, Finance; and Jeremy Warren, Parks and Recreation; interns who were not able to attend today's meeting include Tiffany Gilbert, Dana Kendrick, and Graves Anthony.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

Copy included in Board's File

- May 26, 2015
- June 1, 2015

Approval of Accounts Payable

Copy included in Board's File

Consideration of a Policy Resolution re: Affordable Care Act (ACA) Requirements

Copy included in Board's File

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

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Scott Grindstaff was unable to attend today's meeting but the 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 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).

ENTERPRISE ZONE DESIGNATION APPLICATION REQUIREMENTS

Mr. Hall said as part of the process of reapplying for an Enterprise Zone designation, the Board must hold a public hearing to receive public comment. The State's Enterprise Zone Program is designed to provide incentives for businesses to locate or expand in designated zone areas. The City of Martinsville and Henry County have two joint zone designations consisting of 7,921+ acres of commercial, retail, office, and industrial properties.

Mr. Adams moved the Board set a public hearing for 6:00 p.m. on July 28, 2015 to receive public input on the Enterprise Zone designation application, second by Mr. Bryant and unanimously carried.

AUTHORIZATION TO SELL SURPLUS PROPERTY RE: FRONT LOADING GARBAGE TRUCK – PURCHASING DEPARTMENT

Mr. Hall said Carole Jones is requesting the Board's approval to sell a 1996 Volvo front loading garbage truck that is no longer in use by the Refuse Department. Because the final selling price is likely to be greater than \$5,000, the Board must approve the sale of the item. The vehicle will be sold by way of the Internet auction site, www.govdeals.com.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved the sale of the vehicle.

ADDITIONAL APPROPRIATION RE: REIMBURSEMENT OF EXPENSES – SHERIFF'S OFFICE

Mr. Hall said Sheriff Perry is asking the Board to approve additional appropriations totaling \$8,792; \$7,637 from the Virginia Supreme Court for transporting certain prisoners; and \$1,155 from inmate reimbursements for transportation to certain medical services. The funds will be used to cover the costs of providing these services.

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

AWARD OF CONTRACT RE: MOBILE DATA TERMINALS – SHERIFF’S OFFICE

Mr. Hall said Sheriff Perry and Christian Youngblood are asking the Board to award a contract in the amount of \$39,472.50 to Daly Computer, Inc. for 15 laptops and associated vehicle mounting hardware. The laptops will be used as mobile data terminals (MDT’s) by the Sheriff’s Office. Mr. Hall said funds are included in the FY’15 operating budget.

On a motion by Mr. Kendall and second by Mr. Slaughter, the Board voted unanimously to award a contract to Daly Computer in the amount of \$39,472.50.

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

Mr. Hall said Sheriff Perry is asking the Board to award a contract to Dan Valley Food Service to supply food for the Henry County Jail. Mr. Hall said 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 \$150,000. Staff feels it is a good practice for the Board to award the contract because of the size of the potential expenditure.

On a motion by Mr. Bryant and second by Mr. Kendall, the Board unanimously approved an award of contract to Dan Valley Foods as outlined.

AWARD OF CONTRACT RE: ANIMAL SHELTER OPERATIONS – SHERIFF’S OFFICE

Mr. Hall said Sheriff Perry is asking the Board to award a contract to the Martinsville-Henry County SPCA in the amount of \$24,000 for animal shelter operations. This is an allowable renewal of the contract initially awarded in 2014.

On a motion by Mr. Kendall and second by Ms. Buchanan, the Board unanimously approved an award of contract to the SPCA in the amount of \$24,000.

AWARD OF CONTRACT RE: CALL PROCESSING EQUIPMENT – 911 COMMUNICATIONS CENTER

Mr. Hall said J.R. Powell is requesting the Board award a contract in the amount of \$316,097.83 to Wireless Communications, Inc. for 911 call processing equipment (CPE). Mr. Hall said grant funding was obtained from the Virginia Information Technology Agency (VITA) in the amount of \$150,000 for this project. The remaining funds are included in the FY’16 budget for the 9-1-1 Center.

On a motion by Ms. Buchanan and second by Mr. Adams, the Board unanimously approved an award of contract to Wireless Communications in the amount of \$316,097.83.

ADDITIONAL APPROPRIATION RE: CITIZENS NOTIFICATION SYSTEM GRANT – 911 COMMUNICATIONS CENTER

Mr. Hall said the 911 Communications Center has been awarded a grant from the Virginia Department of Conservation and Recreation in the amount of \$7,600 to assist with the purchase of a citizens emergency notification system. Mr. Powell is asking the Board to appropriate the grant and approve the transfer of \$18,000 from unexpended funds in the FY'15 9-1-1 budget to cover the required local match and the additional funds needed to purchase the system.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved the appropriations as outlined.

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

Mr. Hall said Matt Tatum is requesting that the Board award a contract in the amount of \$73,011.72 to Motorola Solutions, Inc. for the purchase of a service and warranty agreement on the County's emergency services radio system. Funds for this contract are included in the FY 2016 County Budget.

Mr. Kendall moved the Board award a contract to Motorola Solutions in the amount of \$73,011.72, second by Ms. Buchanan and unanimously carried.

AWARD OF CONTRACT RE: REPLACEMENT VEHICLE – PUBLIC SAFETY

Mr. Hall said Matt Tatum is requesting that the Board award a contract in the amount of \$33,141.64 to RK Chevrolet, Inc. for a 2015 Chevrolet Tahoe. The vehicle will primarily be used by the EMS Training Coordinator. Funding for this vehicle was appropriated by the Board on April 28, 2015.

On a motion by Mr. Slaughter and second by Mr. Bryant, the Board unanimously approved an award of contract as outlined.

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. This is a permitted extension of the current contract and the price has not changed. Mr. Hall said funds for this contract are included in the FY 2016 County Budget.

Mr. Adams moved the Board award a contract to Trane in the amount of \$28,922, second by Ms. Buchanan and unanimously carried.

AWARD OF CONTRACT RE: REPLACEMENT VEHICLE – BUILDING INSPECTION

Mr. Hall said Lee Clark is requesting that the Board award a purchase contract for a 2016 Ford Explorer to Sheehy Ford in the amount of \$25,870.80. Funding for this vehicle was appropriated by the Board on April 28, 2015.

On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board unanimously approved an award of contract to Sheehy Ford in the amount of \$25,870.80.

ADDITIONAL APPROPRIATION RE: BOYS AND GIRLS CLUB OF THE BLUE RIDGE

Mr. Hall said Bethann James, Executive Director of the Boys and Girls Club of the Blue Ridge, is requesting that the FY '13-'14 allocation from the Board to the Boys and Girls Club be distributed at this time. The allocation, in the amount of \$4,513, was included in the FY '14 budget but the Boys and Girls Club never requested the disbursement of funds. Mr. Hall said Ms. James indicated this period coincided with some managerial changes at the Club and the request for the money simply was never made. Mr. Hall said whenever money included in a budget goes unrequested, it returns to the Board's unassigned fund balance.

On a motion by Ms. Buchanan and second by Mr. Bryant, the Board unanimously approved an additional appropriation of \$4,513 from its unassigned balance. Mr. Hall said that because there is concern about the Board setting a precedent regarding the request for funds after the end of the fiscal year, the Boys and Girls Clubs will be provided with a letter explaining that this is a unique situation and should not be considered a policy change.

ADDITIONAL APPROPRIATION AND CONSIDERATION OF RESOLUTION FOR SCHOOL CONSTRUCTION PROJECT

Mr. Hall said as part of the consideration of the construction of a new elementary school in the Collinsville School District, the School Board voted June 4, 2015 to request an additional appropriation of \$545,000 from the Board to purchase roughly 93 acres on Figsboro Road for the construction of a new school. Throughout the process the Board has indicated its willingness to take money from its unassigned balance to give the School Board for the purchase, provided that an appropriate site was identified and all due diligence was performed on the site. Mr. Hall said this additional appropriation request comes after a 90-day option period during which the School Board conducted significant environmental testing and other due diligence. School personnel and the consultants who assisted have stated that there were no significant issues identified on the parcel.

Mr. Hall said a part of County staff's work to this point has been to investigate funding options for design, engineering, construction, etc. of the new facility. While that financing is put in place there will be some expenses incurred; a Reimbursement Resolution was included in Board working papers which outlines that the County will be repaid any expenses from this point forward out of the eventual issuance of the bonds for the entire project. Mr. Hall said this Reimbursement Resolution was drafted by the County's bond counsel at LeClair Ryan and was reviewed by the County Attorney.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved an additional appropriation of \$550,000 to also cover the option payment of \$5,000. Mr. Wagoner took a roll call vote confirming the Reimbursement Resolution; those voting in the affirmative were Mr. Bryant, Mr. Kendall, Mr. Adams, Ms. Buchanan, Mr. Slaughter and Mr. Vaughn.

ADDITIONAL APPROPRIATION RE: GRANT FOR HAZARD MITIGATION PROJECT – PUBLIC SERVICE AUTHORITY

Mr. Hall said Henry County has been awarded a competitive grant of \$62,257 from the Virginia Department of Emergency Management, Hazard Mitigation Grant Program for a flood control project at the Public Service Authority's Lower Smith River Wastewater facility. The County must serve as the fiscal agent for this project in order to receive these funds. Mr. Hall said the Public Service Authority will reimburse Henry County for the required grant match of \$3,113; there will be no direct costs to Henry County.

On a motion by Mr. Kendall and second by Mr. Bryant, the Board unanimously approved the additional appropriation as outlined.

ADDITIONAL APPROPRIATION RE: INSURANCE PROCEEDS – SHERIFF'S OFFICE

Mr. Hall said Sheriff Perry is asking the Board to approve an additional appropriation of \$14,000 from insurance reimbursements into the office's repair vehicle line item. The funds will be used to repair four vehicles recently damaged in vehicle crashes.

Mr. Slaughter moved the Board approve the additional appropriation in the amount of \$14,000, second by Ms. Buchanan and unanimously carried.

INFORMATIONAL ITEMS

Comments from the Board

Mr. Bryant said he fully supports building a new school; however, he said has received several calls from residents who are concerned that Figsboro Road is not adequate for the traffic needs of an elementary school. Dr. Cotton responded that in order to build a school in that location, modifications to the road, the turning lanes, and the line of sight will have to be made. Dr. Cotton said there are strict guidelines that must be followed and road improvements are all part of the school project.

Mr. Vaughn asked Dr. Cotton what the plans are for the former Figsboro Elementary School, which is on the same road. Dr. Cotton said that school currently is being used for alternative students and adult education. Dr. Cotton said there has been some discussion about turning the site into a career and technical center once the new Collinsville school opens and moving adult and alternative education to Collinsville Primary, but those decisions are contingent on the new elementary school project. Mr. Vaughn also asked Dr. Cotton about the appraised value of a house on the 93-acre property. Dr. Cotton said the house has been appraised at \$150,000, but it is not yet clear for what it will be used.

Ms. Buchanan said she had the opportunity to visit the Patriot Centre site where the National Guard was working and she was amazed to see all the work they had accomplished in such a short time.

Mr. Adams discussed concerns regarding Dollar General's application for an ABC license to sell alcohol at the store on Stones Dairy Road which is across from Sanville Elementary School. Mr. Adams said the ABC board has set up an informational meeting regarding the licensure at 6:30 p.m. on June 30 at the Sanville Ruritan Club.

Mr. Adams said any complaints regarding the license at this point are more or less just gauging public sentiment as to whether or not the ABC board will hold a public hearing. Mr. Adams added there is no guarantee that a public hearing will be held locally. Mr. Adams moved that County staff should write a letter to Dollar General encouraging the withdrawal of its request for an ABC license, second by Mr. Kendall and unanimously carried.

Mr. Hall also commented on the success of the National Guard grading project at the Patriot Centre. Mr. Hall said both the National Guard and the County hope to continue doing collaborative projects, as they are a win-win for both parties. Mr. Hall reminded the Board of Celebration 2015 which is scheduled July 3; and also on July 6, County employee night at the Mustangs.

CLOSED MEETING

Ms. Buchanan moved that the Board go into a closed meeting at 3:59 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 Blue Ridge Regional Library Board and Roanoke River Basin Association.
- 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 5:42 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.

Amended I-73 Resolution – Mr. Kendall moved that the Board slightly amend the final paragraph of a previous resolution regarding its support for I-73, second by Mr. Adams and unanimously carried. (Copy included in Board's File)

Fieldale Community Center – Ms. Buchanan made a motion to authorize County staff to advertise a public hearing at 6 p.m. July 28 regarding the possible disposition of the Fieldale Community Center, second by Mr. Adams and unanimously carried.

There being no further action, Mr. Vaughn recessed at 5:45 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.

MATTERS PRESENTED BY THE PUBLIC

Ann Philpott O'Bier, Blackberry District, addressed the Board concerning noise issues she is having in her neighborhood, specifically Blue Ridge Yacht Club Road. Ms. O'Bier said she and her husband are constantly exposed to loud explosives and rapid fire weaponry and she urged the Board to consider passing some type of gun noise ordinance.

PUBLIC HEARING – REZONING APPLICATION R-15-03 – DARRELL AND SHAWN HODGES

Mr. Lee Clark said the property is located at approximately 1044 Preston Road, across from Mobile Manor Drive in the Horsepasture District. The applicant is requesting the rezoning of approximately 1.99-acres from Suburban Residential District S-R to Agricultural District A-1 and wishes to place a manufactured home on the property. Following a public hearing, both the Planning Commission and staff recommended approval of the request.

Mr. Vaughn opened the public hearing at 6:06 p.m.

Michael Scales, an adjoining property owner, spoke in opposition of the rezoning request over concerns that it may be more than one home placed on the property. Mr. Scales also questioned if the home would be a single or doublewide manufactured home.

There being no one else who wished to speak, Mr. Vaughn closed the public hearing at 6:08 p.m.

Mr. Clark said all of Mr. Scales' concerns were legitimate worries and were addressed at the Planning Commission hearing. Mr. Clark said the Planning Commission asked staff to review all of the rezoning requests on Preston Road and staff found several precedents which warranted the rezoning classification requested by the applicant. Mr. Clark said the Agricultural District A-1 zoning would allow for no more than two homes to be placed on the property and the homes could be a single or doublewide manufactured home. Mr. Clark said staff feels it is the most appropriate zoning classification given other similar rezoning requests which have already been approved by the Board. Mr. Clark said no one attended the Planning Commission public hearing but he did receive several phone calls and a couple of letters which he recorded as part of the meeting. Mr. Clark said those who voiced concerns were mostly opposed to a single wide manufactured home.

Ms. Buchanan asked if the applicant was present. Darrell Hodges came forward and addressed the Board. Ms. Buchanan inquired about Mr. Hodges' plans for the property. Mr. Hodges stated that since his initial rezoning application and Planning Commission public hearing, he has purchased a doublewide manufactured home. Mr. Hodges said there will only be one home on the property.

On a motion by Ms. Buchanan and second by Mr. Bryant, the Board unanimously approved the rezoning request as outlined.

PUBLIC HEARING – EDWARD BYRNE JUSTICE ASSISTANCE GRANT (JAG)

Sheriff Lane Perry indicates that the Sheriff's Office has been designated to receive \$22,598 for the 2015 JAG grant cycle to pay for overtime for increased law enforcement. One requirement of this grant is that the governing body provides a public

comment period of 30 days for this grant. In addition, the Board set a public hearing for this meeting to receive public comment regarding the grant. The grant will be brought to the Board at a future date for acceptance and appropriation.

Mr. Vaughn opened the public hearing at 6:16 p.m. There being no one present who wished to speak, Mr. Vaughn closed the public hearing at 6:16. No Board action was required.

GENERAL HIGHWAY MATTERS

Lisa Hughes, Resident Engineer for the Virginia Department of Transportation, updated the Board on several general highway matters. Ms. Hughes said she received a number of comments from the Board at the Six-Year Secondary Road public hearing last month. Unfortunately, Ms. Hughes said Henry County is only receiving \$166,000 in telefees and those funds are already committed to the Irisburg Road completion for the next two to three years; therefore, Ms. Hughes said she cannot see any changes being made to the Six-Year Plan.

Ms. Hughes also reported that at its last meeting, the CTB instituted a new County Safety and Operational Improvements Program which will mean some additional funding that can be used for small projects like turn lanes, sight distance improvements, etc. In addition, Ms. Hughes distributed a handout concerning new transportation legislation that goes into effect July 1, 2015 (Copy included in Board's file). Ms. Hughes briefly explained that House Bill (HB) 2 refers to the scoring mechanism by which projects will be graded; HB 1887 refers to how the projects will be funded. Ms. Hughes said the new funding formula will include 45% to state of good repair (needs-based) projects but will not go into effect until 2021; 27.5% will be high priority projects at the state-wide level; and 27.5% will go to construction district grant programs at the district level. Ms. Hughes said localities will be able to submit three types of projects: Corridor of Statewide Significance (US 220 and 58 in Henry County); Regional Network which would not apply to Henry County; and Urban Development Area which would also not apply to Henry County. Ms. Hughes said localities can however submit projects addressing a safety need. Ms. Hughes said the projects will then be screened and scored using the HB 2 process. Ms. Hughes said it will be a very competitive process and the CTB will have the final say in funding of projects.

Mr. Hall also noted that the County was granted two projects at the recent CTB meeting: \$228,000 for engineering and design of section 6A of the Dick & Willie Trail; and Industrial Access Funds of \$650,000 from for the state for Barrows Mill Road, which will require a local match of \$150,000.

ADOPTION OF THE SIX-YEAR SECONDARY ROAD PLAN

On a motion by Mr. Kendall and second by Ms. Buchanan, the Board unanimously adopted the proposed Six-Year Secondary Road Plan for Henry County for 2015-2021.

There being no further business to discuss, Mr. Slaughter moved to adjourn the meeting at 6:35 p.m., seconded by Ms. Buchanan and carried 6 to 0.