

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

July 28, 2015 – 3:00 p.m.

The Henry County Board of Supervisors held its regular meeting on July 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; Richard Stanfield, Deputy Director of Finance; Susan Reynolds, Director of Human Resources; County Attorney George Lyle; and Michelle Via, Administrative Assistant.

Lt. Troy Easter and Deputy John Acord of the Sheriff's Office were present. Also present was Ben Williams of the Martinsville Bulletin.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mr. Hall gave the invocation and Mr. Bryant 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.

Mr. Vaughn welcomed Anna Turpin with Congressman Robert Hurt's office.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

Copy included in Board's File

- June 23, 2015

Approval of Accounts Payable

Copy included in Board's File

Consideration of Proclamation Recognizing Mike Smith

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.

UPDATE ON FINANCING OPTIONS FOR NEW COLLINSVILLE SCHOOL DISTRICT FACILITY – DAVID ROSE, DAVENPORT & COMPANY, LLC

David Rose with Davenport & Company was present to update the Board on the process of financing the new Collinsville District elementary school (Copy of Presentation in Board's File). Mr. Rose said the County should attempt to secure funding as soon as possible and recommended that the Board apply for a Literary Loan which will have a two percent fixed interest rate. Mr. Rose also presented a suggested timetable for the project, which included choosing an architect by the end of August; beginning preliminary drawings of new school by end of August or early September; approving Literary Loan resolutions in October; and acquiring preliminary drawings early November.

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Scott Grindstaff reviewed the monthly reports on delinquent tax collection efforts. Mr. Grindstaff noted that 96.79% of 2014 personal property taxes have been collected; 92.84% of 2014 real estate taxes; and since January 1, TACS collected approximately \$407,000; and 30 DMV stops were placed in June. In addition, Mr. Grindstaff reported that a judicial sale was held July 21. There were 24 properties advertised, six redeemed prior to the sale; bids received on 18 remaining parcels, with final confirmation from the Court September 8.

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). Mr. Heath showed the Board a brief promotional video that highlights Commonwealth Crossing Business Centre, including its rail access and close proximity to Piedmont Triad Airport and the FedEx hub in Greensboro.

CONSIDERATION OF MEMORANDUM OF UNDERSTANDING WITH DAN RIVER BASIN ASSOCIATION (DRBA) REGARDING RECREATIONAL MASTER PLAN

Mr. Hall said DRBA is asking the Board to approve a Memorandum of Understanding (MOU) with DRBA and the City of Martinsville regarding the creation of a Master Recreational Plan for the community. This MOU is a requirement for DRBA's pursuit of grant funding to pay for the Master Plan, and simply formalizes the in-kind services that Henry County already provides DRBA, including office space and staff support.

On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board unanimously approved the MOU as presented, contingent upon the City of Martinsville also approving the document.

UPDATE ON BUSINESS, PROFESSIONAL, AND OCCUPATIONAL LICENSE (BPOL) – COUNTY ATTORNEY

County Attorney George Lyle provided an update and recommendations regarding the enforcement of the County ordinance pertaining to Business, Professional, and Occupational Licensing (BPOL). Mr. Lyle said although Henry County requires those operating businesses to obtain a business license, there is no criminal penalty if a business owner neglects to do so. Mr. Lyle said he consulted with attorneys from other localities and also met with several County staff to discuss the issue. Mr. Lyle proposed an amendment that would make failure to obtain a business license a Class 3 Misdemeanor.

Mr. Adams moved that the Board set a public hearing for August 25 to receive input on the proposed changes, second by Ms. Buchanan and unanimously carried.

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

Mr. Hall said Matt Tatum is asking the Board to appropriate \$24,844 from the Virginia Department of Fire Programs “Aid to Localities” fund. In the past Henry County has allocated its appropriation equally among the eight volunteer fire departments; that would result in an allocation of \$3,105.50 to each department.

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

ADDITIONAL APPROPRIATION RE: FOUR-FOR-LIFE FUNDS – PUBLIC SAFETY

Mr. Hall said Henry County was recently notified that it will receive \$50,481 from the Commonwealth’s Four-for-Life, return-to-localities fund. In the past, the funds were distributed equally between the five county rescue squads and the Department of Public Safety for ambulance operations. Currently however, the volunteer rescue squads have access to \$80,288 of unspent funds from previous allocations.

Mr. Hall said with the continued escalation in the number of calls handled by the Public Safety supplemental career staff and the fact that the volunteer rescue squads have not consistently demonstrated a need for the funds, Mr. Tatum is recommending the Board change the distribution to a formula based on the number of agency responses. Mr. Tatum is recommending each agency receive a base amount of \$2,000 and the remaining allocation be based on the actual number of responses for that agency. Mr. Hall said the proposed change in allocation of funds was discussed at an Emergency Services Advisory Council (ESAC) meeting; however, there was not a consensus among those present as how best to address this matter.

Mr. Bryant said he agreed that a change in the allocation of funds is warranted; however, he suggested the change be implemented over a three-year period rather than all at once. Mr. Bryant said the first year, 75 percent of the funds could be evenly divided between the squads with 25 percent divided for each squad based on call volume; the second year, 50/50; and the third year 25/75. Mr. Bryant requested Mr. Tatum to provide the Board with an amended version of the proposal for consideration at the August meeting, second by Mr. Kendall and unanimously carried.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved the appropriation in the amount of \$50,481.

ADDITIONAL APPROPRIATION RE: SUMMER INTERN – PARKS AND RECREATION

Mr. Hall said Roger Adams is asking the Board to approve an additional appropriation of \$3,000 received as part of the New College Institute (NCI) Summer Internship Program. The program provides each organization with \$3,000 for a first year intern, which will cover approximately 75% of their salary for the summer. The remaining funds are included in the Parks and Recreation budget.

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

ADDITIONAL APPROPRIATION AND AWARD OF CONTRACT RE: ASSET FORFEITURE FUNDS – SHERIFF'S OFFICE

Mr. Hall said Sheriff Perry is asking the Board to approve an additional appropriation of \$74,395 from State Asset Forfeiture funds and \$4,428 from Federal Asset Forfeiture funds. The funds totaling \$78,823 will be used to purchase additional equipment for the armored personnel carrier and forensic equipment and training for vice officers and investigators. In addition, Sheriff Perry is asking the Board to award a contract to Lenco Armored Vehicles in the amount of \$60,844.76 for the additional equipment for the armored personnel carrier.

Mr. Bryant moved the Board approve the additional appropriation of \$78,823 and award a contract to Lenco in the amount of \$60,844.76, second by Mr. Slaughter and unanimously carried.

CONSIDERATION OF ADDITIONAL APPROPRIATION RE: INTERSTATE 73 COALITION

Mr. Hall said in May 2015 the Board entered into a contract with the Interstate 73 Coalition to advocate on the federal and state levels for the building of Interstate 73. This coalition is a collection of affected localities under the direction of Rob Catron and John Stirrup with the law firm of Alcalde and Fay, LLC. Mr. Hall said the contract runs through December 2016, and Henry County's financial share of this initiative is \$1,500 a month, or a total of \$28,500 for 19 months. The first month, June 2015, was paid out of FY '15 funds, leaving a balance of \$27,000. Mr. Hall said rather than pay the amount monthly, County staff would prefer to pay the balance of \$27,000 out of the Board's FY '15-'16 contingency.

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

ADDITIONAL APPROPRIATION AND AWARD OF CONTRACT RE: SANITARY SEWER PUMP OUT – PHILPOTT MARINA

Mr. Hall said in March, the Board appropriated grant funds for the installation of a sanitary sewer waste pump out at the Philpott Marina. Since the March meeting, the Virginia Department of Health has revised the grant amount by an additional \$2,000. This will require an additional appropriation of the grant and the required 25% grant match. In addition, staff is asking the Board to award a contract to R.B. Estes

Trenching in the amount of \$28,712 for the installation of a sanitary sewer pump out at the Philpott Marina. The grant will provide up to \$24,500 toward the cost of this project with the remaining balance coming from budgeted County funds.

Ms. Buchanan moved the Board approve the additional appropriation of \$2,000 and award a contract to R.B. Estes Trenching in the amount of \$28,712, second by Mr. Slaughter and unanimously carried.

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

Mr. Hall said Treasurer Scott Grindstaff and Commissioner Linda Love are asking the Board to renew a contract with BMS Direct, Inc. for printing and mailing of the County's forms for personal property, real estate and decal bills and tangible property forms. The contract price is calculated based on the actual number of mailings and billed at an approximate cost of \$65,000 annually. The original contract was awarded in 2014 and this is a permitted extension of the contract. Funds are included in the FY'16 budget for this purpose.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved an award of contract to BMS Direct as outlined.

AWARD OF CONTRACT RE: CITIZENS EMERGENCY NOTIFICATION SYSTEM – MARTINSVILLE-HENRY COUNTY 9-1-1 CENTER

Mr. Hall said J.R. Powell is asking the Board to award a contract to Emergency Communications Network, LLC in the amount of \$25,600 for a citizens' emergency notification system. Funding for this project was appropriated by the Board at its June 2015 meeting.

On a motion by Mr. Bryant and second by Mr. Slaughter, the Board voted unanimously to award a contract to Emergency Communications Network in the amount of \$25,600.

INFORMATIONAL ITEMS

Comments from the Board

Mr. Bryant expressed his ongoing concerns with litter issues throughout the County.

Ms. Buchanan commended the Sheriff's office on the recent use of automated calls to alert citizens of a missing elderly woman. Ms. Buchanan said she felt it was instrumental in keeping the public informed and locating the missing lady. Mr. Hall added that the citizens' emergency notification system approved earlier in the meeting will allow the 9-1-1 Communications Center even more capability; in the event of an emergency, the network will allow 9-1-1 to send a message to every cell phone (whether registered or not) in a given radius of the affected area.

Mr. Vaughn said in his opinion this year's Celebration 2015 at Martinsville Speedway was the best ever.

Mr. Hall reported that Requests for Proposals on the Jail Needs Assessment have been sent out. Also, the grand opening of the Henry Hotel is tomorrow at 11 a.m. Mr. Hall reminded everyone of the upcoming Smith River Fest on August 8. Lastly, Mr.

Hall asked Mr. Wagoner to brief the Board on new technology staff will be rolling out in the coming weeks. Mr. Wagoner said staff has purchased iPads for the Board and would like to transition board packages from the current media (CDs) to the iPad. Mr. Wagoner explained this will eliminate the need to have the packages hand delivered by the Sheriff's office and will save on costs. Mr. Wagoner requested Board members to come in and meet with him one-on-one for training sessions.

CLOSED MEETING

Ms. Buchanan moved that the Board go into a closed meeting at 4:17 p.m., seconded by Mr. Slaughter and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Personnel Matters and 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 5:54 p.m. on a motion by Mr. Adams, 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, Mr. Adams, Ms. Buchanan, Mr. Slaughter and Mr. Vaughn.

Blue Ridge Regional Library Board – Ms. Buchanan moved the Board appoint David Cuthbertson and Elizabeth Haskins to four-year terms ending June 30, 2019, second by Mr. Kendall and unanimously carried.

Roanoke River Basin Association – On a motion by Mr. Bryant and second Mr. Slaughter, the Board voted unanimously to reappoint Mike Ward to a one-year term ending August 31, 2016.

RTI Performance Agreement – Mr. Adams moved the Board enter into an amended performance agreement with RTI, second by Mr. Slaughter and unanimously carried.

There being no further action, Mr. Vaughn recessed at 5:55 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.

GENERAL HIGHWAY MATTERS

Lisa Hughes, Resident Engineer for the Virginia Department of Transportation, updated the Board on several general highway matters. Ms. Hughes informed the Board of two upcoming road closings; a portion of Carver Road will be closed from 8 a.m. Saturday until 11 a.m. Sunday; and a section of Irisburg Road just east of Hobson Road will be closed for 14 days, from August 10 through August 23.

MATTERS PRESENTED BY THE PUBLIC

Paula Burnette, Iriswood District, requested the Board consider taking an official position supporting fair, nonpartisan redistricting.

Ann Philpott O'Bier, Blackberry District, requested the Board consider implementing a gun noise ordinance.

PUBLIC HEARING - ENTERPRISE ZONE DESIGNATION APPLICATION

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 Enterprise Zone Program is a Commonwealth of Virginia economic development program managed by the Department of Housing and Community Development. 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. Hall said a public hearing on this matter has been duly advertised and scheduled for today's meeting.

Mr. Vaughn opened the public hearing at 6:10 p.m. There was no one present who wished to speak. Mr. Vaughn closed the public hearing at 6:10 p.m.

PUBLIC HEARING – DISPOSITION OF FORMER FIELDALE COMMUNITY CENTER

Mr. Vaughn opened the public hearing at 6:12 p.m. to receive citizen input on the disposition of the former Fieldale Community Center property located at 70 Marshall Way, Fieldale, Virginia.

Members of the public who spoke included Curtis Cannaday, Jim Martin, Raeburn French, Buster Ferguson, Robert Barker, Rev. Tom Durrance of Fieldale United Methodist Church, Jim Stultz, Brian Brown, Bea Bullard, Doug Stegall, Melanie Turner, Christy Landon, Larry Roach, Nancy Kennett, Norma Jean Wilson, Bob Tuggle, and Sidney Coulson. All speakers were in favor of the community center remaining a viable part of the Fieldale community and several asked the County to either donate or sell the property to the Fieldale Heritage Committee.

Mr. Vaughn closed the public hearing at 6:57 p.m. Ms. Buchanan moved that the Board begin accepting written proposals from entities willing to take over the community center, second by Mr. Adams and unanimously carried. Ms. Buchanan said the proposal should include the proposed use of the property, how it will be maintained financially, and a proposed purchase price. Ms. Buchanan added that all proposals should be submitted to the County Administrator by September 14. Mr. Vaughn and Ms. Buchanan said the sell price is less important than finding a purchaser who is a good fit for the community. Mr. Adams said at the Fieldale Heritage Festival in May, he had

several citizens express concerns that the new owners would not maintain the property. Mr. Hall said staff will draft a news release explaining how to submit a proposal for the community center and it will be publicized online as well as through news media.

There being no further business to discuss, Mr. Kendall moved to adjourn the meeting at 7:05 p.m., seconded by Ms. Buchanan and carried 6 to 0.