

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

January 26, 2016 – 3:00 p.m.

The Henry County Board of Supervisors held its regular meeting on January 26, 2016, 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: Jim Adams, Chairman, Debra Buchanan, Vice-Chairman, Tommy Slaughter, Milton Kendall, Joe Bryant, and Ryan Zehr.

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; Susan Reynolds, Director of Human Resources; and Michelle Via, Administrative Assistant.

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

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mr. Lyle gave the invocation and Mr. Zehr 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 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. Adams recognized Anna Turpin of Congressman Robert Hurt's office.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

Copy included in Board's File

- December 15, 2015
- December 21, 2015
- January 4, 2016
- January 13, 2016

Approval of Accounts Payable

Copy included in Board's File

Consideration of Issues Surrounding the January 22, 2016 State of Emergency Declaration

Copy included in Board's File

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

Public Safety Director Matt Tatum provided a brief update on the recent winter storm. Mr. Tatum said County staff met Thursday afternoon to make sure we were prepared and all of our resources were lined up. We were very fortunate to have had no power outages; unfortunately there was one weather-related fatality. Mr. Tatum said the Code Red citizen notification system was used for the first time and it appeared to be effective, as 9-1-1 calls were actually down from the prior weekend. Mr. Tatum reported that every volunteer station in the county was staffed on Friday.

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Scott Grindstaff was not present but John Rife with TACS was in attendance to provide an update on delinquent tax collection efforts. Mr. Rife said the Court confirmed the judicial sales from December last week which will yield \$45,000 in delinquent taxes for the County. Mr. Rife said they anticipate another sale by Spring/Summer. Overall real estate collection rates are at 73% while personal property is 63%. Lastly, Mr. Rife said another group of DMV stops will be placed in February.

Mr. Slaughter inquired about a property located on Ridgecrest which was advertised in the newspaper. Mr. Rife said he would need to review which property is in question.

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).

AWARD OF CONTRACT RE: FENCING – PARKS AND RECREATION DEPARTMENT

Mr. Hall said Roger Adams, Parks and Recreation Director, is asking the Board to award a contract to Holland Fence Company in the amount of

\$28,950.44 to repair fencing at various County parks. Funds for this project are included in the FY '15 capital improvement and operating budget.

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

SET A PUBLIC HEARING TO AMEND THE FY '15-'16 COUNTY BUDGET RE: MEADOW VIEW ELEMENTARY SCHOOL

Mr. Hall said at its December 2015 meeting, the Board approved the issuance of bonds for the financing of the new school to serve the Collinsville School district, known as Meadow View Elementary School. The bond closing has occurred and the Board must hold a public hearing in order to amend the FY '15-'16 budget and appropriate the funds. Mr. Hall said whenever a budget is altered by more than 1% of the total budget, a public hearing is required.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board voted unanimously to set a public hearing for February 23, 2016 at 6:00 p.m. to hear input regarding the amendment of the FY '15-'16 county budget.

INFORMATIONAL ITEMS

Comments from the Board

Mr. Hall said as Mr. Heath mentioned earlier, Hardide will have a formal opening on March 3. Also, Mr. Hall noted the annual trade show is scheduled for March 1-2 and will be held in the former Sears store at the Village of Martinsville, formerly Liberty Fair Mall. Lastly, Mr. Hall informed the Board that Len Dillon's mother passed away; Mr. Dillon serves on the Industrial Development Authority.

CLOSED MEETING

Ms. Buchanan moved that the Board go into a closed meeting at 3:21 p.m., seconded by Mr. Bryant and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Appointees to the Industrial Development Authority, Planning Commission, and Dan River Alcohol Safety Action Program Board.
- 2) §2.2-3711(A)7 for Discussion of Pending Legal Matters.
- 3) §2.2-3711(A)3 for Discussion of the Acquisition/Disposal of Real Estate.
- 4) §2.2-3711(A)5 for Discussion of As-Yet Unannounced Industries.

OPEN MEETING

The Board returned to an open meeting at 4:47 p.m. on a motion by Ms. Buchanan, seconded by Mr. Zehr 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. Zehr, Mr. Bryant, Mr. Kendall, Mr. Adams, Ms. Buchanan, and Mr. Slaughter.

DISCUSSION OF ISSUES RELATING TO COUNTRYSIDE MOBILE HOME PARK

Mr. Zehr requested that this item be placed on the agenda to discuss issues relating to Countryside Mobile Home Park located on Eggleston Falls Road, Ridgeway.

Mr. Zehr moved that County staff request the Department of Environmental Quality (DEQ) to reopen the case with Charles Draughn to investigate possible violations he might have in the agreement with the DEQ, second by Mr. Kendall and unanimously carried. Further, Mr. Zehr moved that County Attorney George Lyle meet with the Commonwealth's Attorney to ascertain if any wrong doing may have occurred when Mr. Draughn transferred ownership of the mobile home park, second by Mr. Kendall and unanimously carried.

There being no further action, Mr. Adams recessed at 4:48 p.m. until the 6:00 p.m. evening meeting.

Mr. Adams welcomed everyone to the 6 p.m. meeting.

PRESENTATION OF 2015 JACK DALTON COMMUNITY SERVICE AWARD

Mr. Slaughter said the Jack Dalton Community Service Award is presented annually to the Henry County resident who best exemplifies the standards for community service set by the late Mr. Dalton, who served on the Board for more than 24 years.

Mr. Slaughter announced that Paul Kennedy, Jr. is the recipient of the 2015 Jack Dalton Community Service Award. Mr. Slaughter said Kennedy has organized the annual Bassett Heritage parade for the past 15 years as well as the annual Bassett Christmas parade for the past 12 years. In addition, Mr. Kennedy is a member of the Martinsville-Henry County Chamber of Commerce, the Funeral Directors Association and the Fieldale Community Ruritan Club. Mr. Kennedy also sponsors senior citizen activities through the Rangeley Ruritan Club, coupled with founding the Bassett Business Neighborhood Watch. Mr. Adams said Mr. Kennedy's gift of time and his benevolence has made the life of

many of our citizens better. He is always willing to help others in their most desperate time of need, often at a huge financial sacrifice.

Members of the Board and Ms. Lois Dalton, wife of the late Jack Dalton, then presented Mr. Kennedy with a plaque.

GENERAL HIGHWAY MATTERS

Ms. Lisa Hughes, Resident Engineer for the Virginia Department of Transportation, updated the Board on several general highway matters. Ms. Hughes reported that the safety project submitted under the new HB2 process for a turn lane at the intersection of Route 58 and US 220 at Grassy Creek scored extremely high, both in the district and statewide. Ms. Hughes said the Commonwealth Transportation Board will review the priority list and make a final recommendation in March or April. Ms. Hughes said the estimated project cost is \$1.6 million.

Mr. Slaughter said he received a complaint from a citizen about safety issues at the intersection of Kings Mountain Road and Daniels Creek Road. Although safety improvements have been made, people continue to travel straight in the designated left turn lane. Mr. Bryant said he has received complaints as well and has personally witnessed numerous incidents at the intersection. Ms. Hughes said they have looked at additional safety measures such as arrows marked at a greater distance but will investigate to see what else can be done.

Ms. Buchanan inquired if the project at the intersection of Routes 58 and 692, Horsepasture Price Road, met the criteria for safety improvements. Ms. Hughes said it did meet the requirements but she would need to check on the funding. Ms. Buchanan also asked Ms. Hughes about installing some reflectors at the intersection of Bouldin Road and Horsepasture Price Road.

Mr. Bryant asked if safety improvements such as lighting could be made along the US 220 corridor in Collinsville. Mr. Bryant said several pedestrians had been struck and killed in the area around the Dutch Inn/Quality Inn. Ms. Hughes said they are looking at some pedestrian improvements near Wheeler Avenue as well as lighting.

UPDATE ON I-73

Mr. Hall said Senator Bill Stanley asked him to come to Richmond last week to speak before the Senate Transportation Committee concerning I-73. Mr. Hall said Senator Stanley has a bill before the General Assembly that proposes once Route 58 is complete or the year 2020, whichever comes first, that the recordation money set aside for Route 58, which is \$40 million per year, will automatically switch over to I-73. Mr. Hall said Rob Catron with Alcade & Fay was also there to speak on our behalf. Mr. Hall said it passed through the Committee and will now go to the full Senate and lastly to the House for approval. Mr. Hall said while this may be a few years away, it would give us a dedicated funding source for I-73 if it gets passed.

PUBLIC HEARING – PROPOSED ORDINANCE CHANGE RE: CRIMINAL BACKGROUND CHECKS FOR EMERGENCY MEDICAL SERVICES PERSONNEL

Mr. Hall said at the December meeting, Public Safety Director Matt Tatum asked the Board to consider the enactment of a new County ordinance regarding criminal background checks of fire and emergency medical services personnel in Henry County. Recently enacted state legislation has made it possible for localities with this ordinance to streamline the process for performing criminal background checks.

Mr. Adams opened the public hearing at 6:16 p.m. There was no one present who wished to speak. Mr. Adams closed the public hearing at 6:16 p.m. On a motion by Mr. Bryant and second by Mr. Zehr, the Board unanimously approved adoption of the new ordinance.

PUBLIC HEARING – REZONING APPLICATION R-16-01 – DONALD G. GRAVELY

Mr. Lee Clark said the property is located at 35 Hobson Road, at the corner of Hobson Road and Daniel Road in the Iriswood District. The applicant is requesting the rezoning of this property from Suburban Residential District S-R to Limited Industrial District I-2. The applicant has applied for the required Special Use Permit (SUP) to expand the nearby automobile salvage operation onto this property. The SUP hearing, before the Board of Zoning Appeals, is scheduled for Wednesday, January 27. Following a public hearing, both the Planning Commission and staff recommended approval of the rezoning request.

Mr. Adams opened the public hearing at 6:18 p.m. There being no one present who wished to speak, Mr. Adams closed the public hearing at 6:18 p.m. On a motion by Mr. Kendall and second by Mr. Slaughter, the Board unanimously approved the rezoning request as presented.

PUBLIC HEARING – REZONING APPLICATION R-16-02 – SANDRA J. ADAMS

Mr. Clark said the property is located at 433 Sunnybrook Circle in the Blackberry District. The applicant is requesting the rezoning of this property from Suburban Residential District S-R to Rural Residential District R-R. The property was previously occupied by a manufactured home, which burned several years ago. The applicant wishes to offer the property for sale to be re-occupied by a manufactured home. Following a public hearing, both the Planning Commission and staff recommended approval of the rezoning request.

Mr. Adams opened the public hearing at 6:19 p.m. There was no one present who wished to speak; Mr. Adams closed the public hearing at 6:19 p.m. On a motion by Ms. Buchanan and second by Mr. Zehr, the Board unanimously approved the rezoning request.

MATTERS PRESENTED BY THE PUBLIC

Dorothy Carter, President of the Henry County Education Association, urged the Board to please consider all of the school system's funding needs when they begin the budget process. Ms. Carter said of particular concern is classroom size and teacher salaries.

PRESENTATION BY BLUE RIDGE SOIL & WATER CONSERVATION DISTRICT AND CONSIDERATION OF A RESOLUTION REGARDING WATERSHED DAMS

Mr. Roger Holnback, of the Blue Ridge Soil & Water Conservation District, was present to update the Board on the watershed dams program. Mr. Holnback said several dams were designed and constructed in the 1960's in Henry County to prevent flooding within designated watersheds; seven out of eight of those dams qualify for the rehabilitation program. Mr. Holnback explained that the eighth dam underwent a \$3 million renovation roughly eight years ago. Mr. Holnback said the dams have functioned safely and performed their stated purpose since construction. However, Virginia Dam Safety regulations classify the seven dams as high hazard, noting the originally constructed spillways to be undersized.

The seven dams that qualify for the program consist of Stanley, Seale, Walker, Finney, Barrow Brothers, Lawrence and Laurel Park. The rehabilitation program will both evaluate and conduct studies of the dam structures, assessing the performances and existing conditions. Mr. Holnback said the District is asking the Board to consider a resolution asking the U.S. Natural Resource Conservation Service to incorporate the seven dams in Henry County into their watershed rehabilitation program.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved the resolution as presented.

There being no further business to discuss, Mr. Slaughter moved to continue the meeting until February 2, 2016 at 3:30 p.m., seconded by Mr. Bryant and carried 6 to 0.