

**HENRY COUNTY BOARD OF SUPERVISORS
MINUTES**

September 25, 2018 – 3:00 p.m.

The Henry County Board of Supervisors held its regular meeting on September 25, 2018, 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, Joe Bryant, David Martin, Tommy Slaughter, 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; George Lyle, County Attorney; Michelle Via, Director of Human Resources/Public Information Officer; Scott Grindstaff, Treasurer; and Jennifer Gregory, Administrative Assistant.

Sheriff Lane Perry, Deputy Matt Duffy, and Lt. Steve Raines of the Sheriff's Office were present. Also present was Ben Williams of the Martinsville Bulletin.

INVOCATION AND PLEDGE OF ALLEGIANCE:

Mr. Adams gave the invocation and Mr. Bryant led 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.

ITEMS OF CONSENT:

Confirmation of Minutes of Meetings

Copy included in Board's File.

- August 28, 2018

Approval of Accounts Payable

Copy included in Board's File. Mr. Slaughter moved the Items of Consent be adopted, seconded by Ms. Buchanan. The motion carried 6 to 0.

CONSIDERAATION OF PROCLAMATION DECLARING SEPTEMBER 2018 AS MUSCULAR DYSTROPHY AWARENESS MONTH

Dr. Martin read aloud a proclamation declaring September 2018 as Muscular Dystrophy Awareness Month in Henry County. On a motion by Dr.

Martin and second by Mr. Bryant, the Board unanimously adopted the proclamation. Steve Stone was present to accept the proclamation and provided information about his struggles living with the disease.

CONSIDERATION OF PROCLAMATION ESTABLISHING OCTOBER 2018 AS “DOMESTIC VIOLENCE AWARENESS MONTH” IN HENRY COUNTY

Ms. Buchanan read aloud a proclamation declaring October 2018 as “Domestic Violence Awareness Month” in Henry County. On a motion by Ms. Buchanan and second by Mr. Zehr, the Board unanimously adopted the proclamation.

Warren Rodgers and Taylor Woods with Southside Survivor Response Center were present to accept the honor. Mr. Woods thanked the Board for its support and invited everyone to attend a community event addressing domestic violence on October 4th at 5:30 p.m. at New College Institute.

REPORT ON DELINQUENT TAX COLLECTION EFFORTS

Mr. Grindstaff noted that 93.78% of 2017 personal property taxes and 93.22% of 2017 real estate taxes have been collected. Since January 1, TACS has collected approximately \$332,187.95. There were 8 VRW stops collected in August.

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. Hall outlined a Performance Agreement for the Board’s consideration. Mr. Hall said the agreement is between the County of Henry, Virginia, the Industrial Development Authority of Henry County, the Virginia Economic Development Partnership Authority, and Starr Solutions, LLC d/b/a Mountain Valley Brewing for \$20,000 from the Governor’s Agriculture & Forestry Industries Development Fund (“AFID Grant”). Mr. Hall said the agreement requirements include: new capital investment of approximately \$174,000, creation of at least 3 new jobs and 2 full-time job equivalents, and meet both capital and employment obligations within 36 months after the end of the base period. Martinsville-Henry County Economic Development Corporation will provide a matching grant of \$20,000. On a motion by Dr. Martin and second by Mr. Zehr, the Board unanimously approved the performance agreement as outlined. (Copy included in Board’s File).

ADDITIONAL APPROPRIATION RE: GRANT FOR RECORDS PRESERVATION – CLERK OF COURT

Mr. Hall said Clerk of Court Jennifer Ashworth is asking the Board to appropriate \$12,399 received as a grant from the Library of Virginia. The funds will be used for preserving records in the Circuit Court.

On a motion by Mr. Zehr and second by Mr. Slaughter, the Board unanimously approved the additional appropriation of \$12,399 received from the Library of Virginia.

ADDITIONAL APPROPRIATION RE: FRESH FRUIT AND VEGETABLE PROGRAM – SCHOOL BOARD

Mr. Hall said acting Superintendent Sandy Strayer is asking the Board for an additional appropriation of \$191,026 to the schools' nutrition budget for the fresh fruit and vegetable program for eight elementary schools. The funds are provided by Virginia Department of Agriculture allocation.

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

ADDITIONAL APPROPRIATION RE: HIGHWAY SAFETY GRANTS – SHERIFF'S OFFICE

Mr. Hall said Sheriff Lane Perry is asking the Board to appropriate a grant of \$27,900 from the Virginia Division of Motor Vehicles (DMV) for selective traffic enforcement. These funds are pass-through from the National Highway Safety Administration. Sheriff Perry indicates that the money will be used for overtime pay for deputies working traffic enforcement and grant administration. An in-kind match will be provided by the Sheriff's Office through use of the department's equipment.

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

AWARD OF CONTRACT RE: SMITH RIVER SMALL TOWNS BUSINESS DISTRICT REVITALIZATION PROJECT

Mr. Hall said Lee Clark, Director of Planning, Zoning & Inspections, is asking the Board to award the following contracts as part of the Smith River Small Towns Business District Revitalization Project:

1. Façade improvements at 63-65 and 67 Marshall Way, the Shell Station, in the amount of \$78,858 to Building Specialists of Roanoke, Virginia.
2. Façade improvements at 70 Marshall Way, the Recreation Center, in the amount of \$122,588 to Building Specialists of Roanoke, Virginia.
3. Installation of sidewalks and awnings of 61-67 Marshall Way in the amount of \$21,360 to Building Specialists of Roanoke, Virginia.
4. Streetscape improvements near the Bassett Historic Depot and Reed Stone Street in the amount of \$156,500 to Daniel & Company, Inc. of Richmond, Virginia.

The contract awards are contingent upon final review by the Department of Historic Resources. Funds for this project were previously appropriated from a Virginia Department of Housing and Community Development grant.

On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board unanimously approved awarding the contracts as outlined above.

Addendum – Additional Appropriation for Additional Curbing near the Intersection of Sunset Drive and Reed Stone Street

Mr. Hall discussed the various projects in the works as part of the Smith River Small Towns Collaborative. He noted a need for additional curbing work near the Train Depot that was not part of the original plan. The cost to finish out the curbing will be \$8,490. On a motion by Mr. Slaughter and second by Dr. Martin, the Board unanimously approved the appropriation of \$8,490 from the fund balance for the additional curbing.

AWARD OF CONTRACT RE: VIRGINIA AVENUE TRANSPORTATION ENHANCEMENT PROJECT

The County Administrator requested the item to be removed from the agenda for this month.

ADDITIONAL APPROPRIATION AND AWARD OF CONTRACT – COURTHOUSE BOILER REPLACEMENT – BUILDING AND GROUNDS DEPARTMENT

Mr. Hall said staff is asking the Board to approve an additional appropriation totaling \$62,074 and to award a contract in the same amount to Trane, Inc. for the replacement of a boiler unit at the courthouse. One of the two existing boilers has experienced a catastrophic failure and it is essential that it is replaced before the extreme cold temperatures of winter. The existing boiler was installed during the initial construction of the courthouse which was over 22 years ago. The price is based on the County's current contract with Trane, Inc. Staff is requesting an appropriation of \$11,000 from existing funds and an additional \$51,074 from the Board's contingency fund to cover the cost of this item.

On a motion by Mr. Slaughter and second by Mr. Bryant, the Board unanimously approved the additional appropriation of \$11,000 from existing funds and \$51,074 from the Board's contingency fund and to award the contract to Trane, Inc. in the amount of \$62,074.

DISCUSSION OF PROPOSED ABANDONMENT, SECTION OF A 50' STREET SPACE

Mr. Clark said in August, the Board of Supervisors held a public hearing and received input from staff regarding a proposed abandonment of a 50' street space. Ronald & Sheila Harmon requested the abandonment of approximately 728' of a 50' street space that extends beyond the end of Winnfield Road in the Reed Creek District. After the discussion, the Board voted to postpone action on this topic until this meeting. Since the last meeting, all of the adjoining land owners have signed a petition in support of this abandonment. Staff is of the opinion that there is no public necessity for the continued existence of this section of right-of-way. VDOT has advised that they have no objection to this abandonment.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved the following: "Be it ordained and resolved, that a 728'+/- portion of a 50' street space in the Reed Creek District) See Exhibit A) be

vacated and abandoned. The 50' street space is shown on a map entitled "Winford Hills" dated December 1, 1964, prepared by Alfred H. Carter, CLS. Said map is recorded in MB 31, PG 48, in the HCCCCO. This abandonment is subject to the rights of owners of any utilities previously installed."

INFORMATIONAL ITEMS

Comments from the Board

Ms. Buchanan said her Community Meeting would be October 9th at 6:00 p.m. at the Horsepasture Ruritan Building and the Coat Drive for Kids deadline is November 30th with drop-off locations at Hollywood Cinema and One-Hour Martinizing on Rives Road.

Mr. Hall said the next Household Hazardous Waste Day will be on October 6th from 9:00 a.m. – 12:00 p.m. Mr. Hall thanked Suzie Helbert, Public Safety Deputy Director for her work during Hurricane Florence. He read an email from the Los Angeles Swift Water Rescue Team thanking Public Safety Staff for their hospitality while they were in Henry County.

CLOSED MEETING

Mr. Zehr moved that the Board go into a closed meeting at 3:46 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 Southern Virginia Recreation Facilities Authority, and Southern Area Agency on Aging Board.
- 2) §2.2-3711(A)1 for Discussion of Personnel Matters.
- 3) §2.2-3711(A)7 for Discussion of Pending Legal Matters.
- 4) §2.2-3711(A)3 for Discussion of the Acquisition/Disposal of Real Estate.
- 5) §2.2-3711(A)5 for Discussion of As-Yet Unannounced Industries.

OPEN MEETING

The Board returned to an open meeting at 5:53 p.m. on a motion by Mr. Zehr, 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.

Board members voting in the affirmative were Mr. Bryant, Mr. Adams, Ms. Buchanan, Dr. Martin, Ryan Zehr, and Tommy Slaughter.

Southern Virginia Recreation Facilities Authority – On a motion by Mr. Bryant and second by Mr. Slaughter, the Board unanimously approved the

appointment of William Kirby, IV and Sarah Hodges to four-year terms ending October 31, 2022.

Mr. Adams recessed at 5:55 p.m. until the 6:00 p.m. evening meeting.

Mr. Adams welcomed everyone to the 6:00 p.m. meeting. Dr. Martin introduced two of his students Sharika Stanley and Katie Elliott who are taking a class in School Community Relations and are required to attend a Board of Supervisors meeting.

GENERAL HIGHWAY MATTERS

Lisa Hughes, Resident Engineer for the Virginia Department of Transportation, updated the Board on general highway matters.

UPDATE ON FINANCING FOR JAIL PROJECT – DAVID ROSE, DAVENPORT & COMPANY

Mr. Hall said the County has contracted with Davenport & Company, LLC to guide Henry County through the process of financing the new Henry County jail facility. In June, the Board of Supervisors supported a path forward that included applying for funding through the Virginia Resources Authority (VRA) and to simultaneously explore securing funding on the open market. Staff has worked closely with Davenport & Company to make application to VRA, and at the same time, issued a request for proposals (RFP) for underwriting services for financing on the open market.

Mr. David Rose with Davenport & Company gave an update to the Board on efforts to secure financing and presented his recommendation for funding the project. Mr. Dan Siegel, Attorney with Sands Anderson was also present to summarize the resolution to provide funds to finance certain costs in connection with the construction of a new jail and to answer questions..

Dr. Martin made a motion and seconded by Mr. Bryant to approve the resolution as presented for construction of a new jail and conjunction with that the financing plan by Davenport & Company, LLC. Mr. Wagoner polled the Board for a roll call vote. Board members voting in the affirmative were Mr. Bryant, Mr. Adams, Ms. Buchanan, Dr. Martin, Ryan Zehr, and Tommy Slaughter. (Copy included in Board's File).

PUBLIC HEARING – REZONING APPLICATION R-18-09-CLIFFORD RONALD OSBORNE

Mr. Clark said the property is located at 1580 Phospho Springs Road in the Ridgeway District. The Tax Map numbers are 62.8(22)/2 and 62.8/106. The applicant is requesting the rezoning of approximately 19.2-acres from Industrial District I-1 to Agricultural District A-1. The applicant intends to use the property to keep horses.

Mr. Adams opened the public hearing at 6:20 p.m. Mr. Ron Osborne from Greensboro said he intended to have a horse rescue facility located on the property in the future with plans for an equine operation for kids. Mr. Osborne is

looking forward to moving to the area. Mr. Adams closed the public hearing at 6:23 p.m. On a motion by Mr. Zehr and second by Ms. Buchanan, the Board unanimously approved the rezoning request.

MATTERS PRESENTED BY THE PUBLIC

There was no one present who wished to speak.

There being no further business to discuss, Mr. Bryant moved to adjourn at 6:23 p.m., seconded by Mr. Zehr and unanimously carried.