

**HENRY COUNTY BOARD OF SUPERVISORS  
MINUTES**

**February 26, 2019 – 3:00 p.m.**

The Henry County Board of Supervisors held its regular meeting on February 26, 2019, 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 Justin Gregory, and Lt. Steve Raines of the Sheriff's Office were present. Also present was Paul Collins of the Martinsville Bulletin, and Charles Roark from Star News.

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

Mr. Adams gave the invocation and Mr. Slaughter 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. Mr. Adams introduced Michael Scales as the new Executive Director of the Longwood Small Business Development Center.

**ITEMS OF CONSENT:**

**Confirmation of Minutes of Meetings**

Copy included in Board's File.

- January 22, 2019
- February 7, 2019

**Approval of Accounts Payable**

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

**Proclamation Establishing April 2019 as "Fair Housing Month" in Henry County**

The County's grant contract with the Virginia Department of Housing & Community Development (VDHCD) require that for each grant year a CDBG project is active the County must conduct one activity that promotes fair housing. Staff recommends adopting a proclamation declaring April 2019 as "Fair Housing Month." (Copy included in Board's File).

#### **CONSIDERATION OF RESOLUTION HONORING WADE NESTER – ENGINEERING AND MAPPING DEPARTMENT**

Mr. Hall said long-time employee Wade Nester is retiring on February 28, 2019. Mr. Hall stated Mr. Nester began his public service career on April 17, 1990 and was the quintessential public servant. Mr. Hall read aloud a resolution congratulating him on his retirement and for his dedicated public service of nearly 29 years. On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved the resolution. Mr. Nester thanked the County for all the opportunities he was given to serve and the support he received.

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

Mr. Grindstaff noted that 85.88% of 2018 personal property taxes and 88.71% of 2018 real estate taxes have been collected. Since January 1, 2019 TACS has collected approximately \$62,160.77. There were five VRW stops collected in January 2019. Mr. Grindstaff said all bank reconciliations were current as of January 31, 2019. John Rife, Taxing Authority Consulting Services, updated the Board on their delinquent tax collections progress.

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

Mr. Mark Heath, President/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).

#### **ADDITIONAL APPROPRIATION RE: GRANT FUNDS – SCHOOL BOARD**

Mr. Hall said the School Board is asking the Board of Supervisors to approve an additional appropriation of \$200,000 of various grant funds received in excess of the budgeted amount. The funds will be used to address several instructional related items, including the Balanced Literacy Initiative, instructional coaching, and National Career Readiness certification.

On a motion by Dr. Martin and second by Ms. Buchanan, the Board unanimously approved the appropriation of \$200,000 to the FY'19 Special Grants category of the school budget.

#### **ADDITIONAL APPROPRIATION RE: CARRYOVER FUNDS – SCHOOL BOARD**

Mr. Hall said in accordance with the joint resolution regarding carryover funds, the School Board is asking the Board of Supervisors to approve the appropriation of FY'18 Carryover funds of \$500,000. Mrs. Strayer indicates that

the School Board will use the carryover funds for items on the capital improvement plan. The County share of the carryover funds is \$424,301. County staff is asking the Board to approve an appropriation of \$388,341 to be used for the roof replacement project at the courthouse. The remaining \$35,960 will be returned to the general fund.

On a motion by Mr. Zehr and second by Mr. Bryant, the Board unanimously approved the appropriation of FY'18 Carryover funds of \$500,000 for school projects and \$388,341 for the courthouse roof replacement project.

#### **ADDITIONAL APPROPRIATION RE: STATE ASSET FORFEITURE – COMMONWEALTH'S ATTORNEY OFFICE**

Mr. Hall said Commonwealth's Attorney Andrew Nester is asking the Board to approve an additional appropriation of \$6,513 from the State Asset Forfeiture funds for travel expenses and the cost of replacing office furniture.

On a motion by Mr. Bryant and second by Dr. Martin, the Board unanimously approved the additional appropriation totaling \$6,513 as outlined above.

#### **DISCUSSION OF A PROPOSED ORDINANCE PROHIBITING SOLICITATION OF MOTORISTS – COUNTY ATTORNEY**

Mr. Lyle said the Board of Supervisors recently expressed interest in prohibiting individuals from standing on or near roads in Henry County and soliciting money. After conferring with Commonwealth Attorney Andrew Nester, a draft ordinance was prepared. The language of the ordinance closely tracks a state code section that allows local governments to regulate and prohibit such activity. If the Board desires to adopt this ordinance, a public hearing must be advertised and held prior to any action to adopt. Ms. Buchanan stated she wanted to protect motorists as well as not infringe on people in need such as the homeless. Dr. Martin said there was a need to inform people in difficult circumstances about the helpful resources available in the community. (Copy of proposed ordinance included in Board's File).

On a motion by Mr. Slaughter and second by Mr. Zehr, the Board unanimously approved setting a public hearing to hear input regarding the proposed ordinance at 6:00 p.m. on March 26, 2019.

#### **PRESENTATION ON COUNTY FAIRS – ROGER ADAMS, PARKS AND RECREATION DEPARTMENT**

Roger Adams, Director of Parks and Recreation, provided information to the Board that he recently gathered from other localities and associations regarding county fairs. (Copy included in Board's File).

On a motion by Mr. Bryant and second by Mr. Zehr, the Board unanimously approved authorizing the county staff to move forward with planning, setting up a committee, and to look for possible partners.

#### **INFORMATIONAL ITEMS**

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

Dr. Martin thanked Mr. Hall, Sheriff Perry, Lisa Hughes, Matt Tatum, Sandy Strayer, and Gerry Lawicki for their participation at the first quarterly Iriswood community meeting.

Mr. Bryant stated he was proud to call Henry County home and wanted it to prosper.

Mr. Hall reminded the Board of the Joint Budget Work Session with School Board at 5:00 p.m. today and he stated the budget meetings with staff have begun. Mr. Hall noted some upcoming dates: Chamber of Commerce Fast Track on March 5<sup>th</sup> & 6<sup>th</sup>, Household Hazardous Waste Day on April 6<sup>th</sup>, Teacher of the Year Ceremony on March 14<sup>th</sup>, the first race week-end for 2019 March 23<sup>rd</sup> & 24<sup>th</sup>, and the Employee Service Awards on April 11<sup>th</sup>.

### **CLOSED MEETING**

Mr. Zehr moved that the Board go into a closed meeting at 3:59 p.m., seconded by Ms. Buchanan and unanimously carried to discuss the following:

- 1) §2.2-3711(A)1 for Discussion of Appointees to Industrial Development Authority and the 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 4:37 p.m. on a motion by Ms. Buchanan, 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.

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

Industrial Development Authority – On a motion by Dr. Martin and second by Mr. Zehr, the Board unanimously approved the reappointment of Barry Helmstutler, Blackberry District; and Marshall Stowe, Iriswood District, to a four-year term ending March 31, 2023.

Dan River Alcohol Safety Action Program Board – On a motion by Mr. Bryant and second by Ms. Buchanan, the Board unanimously approved the reappointment of J.R. Powell to a three year-term ending March 31, 2022.

Mr. Adams recessed at 4:38 p.m. until the 5:00 p.m. joint budget work session with School Board.

Mr. Adams welcomed everyone to the 6:00 p.m. meeting. Mr. Adams wanted to remember the recent deaths of former Henry County Sheriff James Rogers, former Chief of Bassett Volunteer Fire Department Jimmy Craig, and former educator Lynn Fitzgibbons. Mr. Hall, Mr. Wagoner, and Dr. Martin offered comments on their service to the community and a moment of silence was observed.

### **PRESENTATION OF THE 2018 JACK DALTON COMMUNITY SERVICE AWARD**

Mr. Hall said the Board of Supervisors established the Jack Dalton Community Service Award in 2001. The award is presented annually to the Henry County resident who best exemplifies the standards for community service set by the late Mr. Dalton. Nominations were received from members of the community, and the Board was asked to rank all nominees in accordance to preference.

On a motion by Mr. Slaughter and second by Ms. Buchanan, the Board unanimously approved James L. Franklin, Jr. as the recipient of the 2018 Jack Dalton Community Service Award. Mr. Slaughter said "This year's recipient has played an integral part in making our community a better place to live, work and raise a family." Mr. Slaughter said Mr. Franklin exemplifies the characteristics of selfless community service that make him a perfect candidate for the Jack Dalton Award. Mr. Franklin said he enjoyed working in the community and that it kept him young.

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

### **GENERAL HIGHWAY MATTERS**

David Kiser, Assistant Resident Engineer for the Virginia Department of Transportation, updated the Board on general highway matters. Mr. Kiser said VDOT needed to schedule their six-year secondary plan hearing for April 23, 2019.

### **PUBLIC HEARING – REZONING APPLICATION R-19-01 – ANTHONY AND JOANNE GLASS**

Mr. Clark said the property is located at 1166 Phospho Springs Road in the Ridgeway District. The Tax Map number is 62.8/123A, 105A. The applicant is requesting the rezoning of two lots, totally approximately 2.1-acres, from Suburban Residential District S-R to Mixed Residential District M-R. The applicant intends to place a doublewide manufactured home on the property.

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

### **PUBLIC HEARING – REZONING APPLICATION R-19-02 – BRIAN C. GARRETT**

Mr. Clark said the property is located at 979 Valley Drive in the Blackberry District. The Tax Map number is 39.1/19B. The applicant is requesting the rezoning of approximately 2.25 –acres, from Suburban Residential District S-R to Agricultural District A-1. The applicant intends to place a doublewide manufactured home on the property.

Mr. Adams opened the public hearing at 6:20 p.m. There being no one present who wished to speak Mr. Adams closed the public hearing at 6:20 p.m. On a motion by Mr. Bryant and second by Mr. Zehr, the Board unanimously approved the rezoning request.

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

Ridgeway District citizens Michael Tipton and Johnny Mounts addressed the Board on storm water drainage issues on Joseph Martin Highway near the 220 South intersection.

There being no further business to discuss, Mr. Slaughter moved to adjourn at 6:28 p.m., seconded by Ms. Buchanan and unanimously carried.