

# HENRY COUNTY BOARD OF SUPERVISORS MINUTES

**November 27, 2018 – 3:00 p.m.**

The Henry County Board of Supervisors held its regular meeting on November 27, 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. Dr. Martin was not present at the 6:00 p.m. meeting.

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, Major Eric Winn, and Lt. Steve Raines of the Sheriff's Office were present. Also present was Ben Williams of the Martinsville Bulletin, and Charles Roark of Star News.

## **INVOCATION AND PLEDGE OF ALLEGIANCE:**

Mr. Adams gave the invocation and Dr. Martin 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.

- October 23, 2018

### **Approval of Accounts Payable**

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

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

Mr. Grindstaff noted that 94.06% of 2017 personal property taxes and 94.03% of 2017 real estate taxes have been collected. Since January 1, TACS has collected approximately \$476,534.91. There were 3 VRW stops collected in October.

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

Ms. Sarah Hodges, Director of Tourism for the Martinsville-Henry County Economic Development Corporation, was present to make the monthly update to the Board. Ms. Hodges reviewed a summary of activities by division.

## **CONSIDERATION OF PROJECTS FOR REGIONAL COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY (CEDS)**

Mr. Hall said each year the West Piedmont Regional Economic Development District, which serves Henry, Patrick, Franklin and Pittsylvania counties, the cities of Martinsville and Danville and the town of Rocky Mount, compiles an updated *Comprehensive Economic Development Strategy (CEDS)*. The plan will be forwarded to the U.S. Economic Development Administration (EDA) to maintain the eligibility of the participating localities to receive EDA funding. The document must contain a list of prioritized projects and the WPPDC annually requests that each locality submit its proposed future projects. It is essential that all projects the Board will consider within the next year be included in the CEDS because only projects on the list are eligible for EDA funding. It also is recommended that projects may be funded from other sources be included in order to give the County maximum flexibility in the management of its resources.

County staff developed the proposed list of projects. Including a project in the CEDS does not commit the County to undertake the project. It is simply a listing of potential projects from which EDA representatives choose for investment of federal funds in this district. If EDA invites the County to submit an application for a specific project from the list, the Board would then be required to commit the local funds necessary for implementation.

On a motion by Mr. Slaughter and second by Mr. Zehr, the Board unanimously approved the list of projects for submission in the regional CEDS. (Copy included in Board's file).

## **ADDITIONAL APPROPRIATION RE: TRAINING EQUIPMENT GRANT – PUBLIC SAFETY**

Mr. Hall said Public Safety Director Matt Tatum is asking the Board to appropriate grant funds in the amount of \$15,000 received from the Martinsville Area Community Foundation to purchase EMS training equipment. The grant does not require a match.

On a motion by Mr. Zehr and second by Dr. Martin, the Board unanimously approved the additional appropriation of \$15,000 for EMS training equipment.

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

Mr. Hall said Henry County was recently notified that it will receive \$52,117 from the Commonwealth's Four-for-Life, return-to-localities fund. This fund is derived from a fee charged on each vehicle registered in Henry County. The funds must be used for emergency medical services training, supplies, and/or equipment. In the past, the funds were distributed equally among the five county

rescue squads and the Department of Public Safety for ambulance operations. As previously approved by the Board of Supervisors, the squads will be required to spend the funds prior to February 1, 2019 to allow staff time to complete the required reports and submit them to the Commonwealth.

On a motion by Dr. Martin and second by Ms. Buchanan, the Board unanimously approved the additional appropriation of \$52,117 from four-for-life funds.

#### **ADDITIONAL APPROPRIATION AND AWARD OF CONTRACT RE: MARINA EXPANSION PROJECT**

Mr. Hall said staff is asking the Board to appropriate grant funds in the amount of \$62,500 received from the Harvest Foundation. The funds will be used to assist with the expansion of the Philpott Marina. In addition, staff is asking the Board to award a sole source contract to The Lane Group in the amount of \$23,500 for engineering services for the marina expansion. The sole source is being recommended because the Lane Group has the data associated with the original design of the marina and it is in the best interest of the County to commission this firm for the proposed expansion.

On a motion by Mr. Zehr and second by Mr. Slaughter, the Board unanimously approved the additional appropriation of \$62,500 and the award of contract in the amount of \$23,500 to the Lane Group for the marina expansion project.

#### **AWARD OF CONTRACT RE: GPS EQUIPMENT – ENGINEERING AND MAPPING DEPARTMENT**

Mr. Hall said staff is asking the Board award a contract in the amount of \$28,080 to Caron East, Inc. for GPS and surveying equipment for the Engineering and Mapping Department. Caron East submitted the lowest bid of three bidders. The Public Service Authority will reimburse Henry County for half of the cost of this equipment. The remaining funds are included in the FY '19 budget.

On a motion by Mr. Bryant and second by Mr. Zehr, the Board unanimously approved awarding the contract to Caron East, Inc. in the amount of \$28,080 for GPS and surveying equipment.

#### **AWARD OF CONTRACT RE: REPLACEMENT VEHICLES – SHERIFF'S OFFICE**

Mr. Hall said Sheriff Lane Perry is asking the Board to award the following purchasing contracts totaling \$319,726.56 for replacement vehicles for use by the Sheriff's Office:

- 1) R K Chevrolet, Inc. of Virginia Beach in the amount of \$38,226.56 for the purchase of a 2019 Chevrolet Tahoe for use in the patrol division. (Virginia Contract #E194-73089)
- 2) R K Chevrolet, Inc. of Virginia Beach in the amount of \$27,751.00 for the purchase of a 2019 Chevrolet Silverado 2500 4WD for use by the animal control division. (Virginia Sheriff's Association Contract, specification #268)

- 3) Dominion Dodge of Bedford in the amount of \$222,696.00 for the purchase of eight Dodge Charger AWD vehicles for use by the patrol division. The vehicles are \$27,837.00 each. (Virginia Sheriff's Association Contract, specification #13)
- 4) Dominion Dodge of Bedford in the amount of \$31,053.00 for the purchase of a 2019 Dodge Durango Pursuit AWD vehicle. (Virginia Sheriff's Association Contract, specification #138)

Both bid programs have been approved by the purchasing department. The funds for these purchases are included in the FY'19 budget.

On a motion by Mr. Zehr and second by Dr. Martin, the Board unanimously approved awarding of the contracts as outlined above.

### **ADDITIONAL APPROPRIATION RE: SUPPLEMENTAL LOTTERY PROCEEDS - SCHOOLS**

Mr. Hall said the School Board is requesting the Board to approve an additional appropriation to the instruction category in the amount of \$338,617 received from lottery proceed from the Commonwealth of Virginia. The additional funds will be used to offset an expected shortfall in incentive program revenues.

On a motion by Dr. Martin and second by Mr. Bryant, the Board unanimously approved the additional appropriation of \$338,617 to the instruction category of the school budget.

### **REQUEST FOR CARRYOVER FY'18 COUNTY FUNDS**

Mr. Hall said the Board is being asked to approve committed carryover funds from the FY'18 budget year to the current FY'19 budget. Staff has prepared the attached list of carryover items by cost center. Items on the carryover list are committed items encumbered or obligated from the prior budget year but the item was not received or the service was not performed prior to June 30. It also includes unexpended grant funds that may have been awarded in the prior fiscal year and other commitments not completed prior to June 30. This year's carryover request totals \$25,116,357.20 including interfund transfers of \$3,842,636.70.

On a motion by Mr. Zehr and second by Mr. Slaughter, the Board unanimously approved the carryover funds to FY'19 as requested.

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

Mr. Hall said Commonwealth's Attorney Andrew Nester is asking the Board to approve an additional appropriation of \$3,315 from state asset forfeiture funds to cover the cost of computer equipment.

On a motion by Ms. Buchanan and second by Mr. Zehr, the Board unanimously approved the additional appropriation as outlined above.

### **INFORMATIONAL ITEMS**

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

Dr. Martin read aloud a resolution honoring Mr. Howard Dillard of Axton, Virginia on the occasion of his 100<sup>th</sup> birthday wishing him continued peace, good health and happiness.

Mr. Bryant reminded everyone to support local small business during the holiday season and year-round.

Mr. Hall reminded the Board that the next Board of Supervisor's meeting will be on Tuesday December 18<sup>th</sup>. The Administration Building will be closed for Christmas December 24<sup>th</sup> & 25<sup>th</sup> and for New Year's December 31<sup>st</sup> and January 1<sup>st</sup>. The Dick & Willie Trail recently had a pipe collapse under the trail. The pipe is approximately 35' deep and will require removal of 200' of asphalt along the trail. Purchasing has authorized this as an emergency repair due to safety issues. The cost to repair will be significant and all efforts will be made to make the repairs and have the asphalt repaved before winter.

### **CLOSED MEETING**

Mr. Slaughter moved that the Board go into a closed meeting at 3:25 p.m., seconded by Mr. Zehr and unanimously carried to discuss the following.

- 1) §2.2-3711(A)1 for Discussion of Appointees to the Anchor Commission, Ninth District Development Financing Committee, and Public service Authority.
- 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 4:21 p.m. on a motion by Mr. Slaughter, 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.

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

Anchor Commission – On a motion by Mr. Zehr and second by Mr. Slaughter, the Board unanimously approved the re-appointment of Christy Spencer and Eric Jenkins and the appointment of Mandy Brannock to four-year terms ending December 31, 2022.

Ninth District Development Financing Committee – On a motion by Mr. Bryant and second by Dr. Martin, the Board unanimously approved the re-appointment of Barry Jarrett to a two-year term ending December 31, 2020.

Public Service Authority – On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board unanimously approved the re-appointment of Stuart Bowman and Gerald Lawicki to four-year terms ending January 5, 2023.

Mr. Adams recessed at 4:24 p.m. until the 6:00 p.m. evening meeting.

Mr. Adams welcomed everyone to the 6:00 p.m. meeting.

**CONSIDERATION OF RESOLUTION HONORING BOBBY MCCARTY AND NELSON MOTORSPORTS AS THE 2018 SEASON CHAMPIONS OF THE CARS LATE MODEL STOCK RACING SERIES**

Ms. Buchanan read aloud a resolution recognizing Bobby McCarty and Nelson Motorsports as the 2018 CARS Response Energy Tour Champion. On a motion by Ms. Buchanan and second by Mr. Slaughter, the Board approved the resolution on a vote of 5-0 with Dr. Martin being absent. Members of the Nelson Motorsports Racing Team were present to accept the resolution.

**CONSIDERATION OF RESOLUTION IN HONOR OF THE BASSETT HIGH SCHOOL MARCHING BAND OF DISTINCTION**

Mr. Hall said the Bassett High School Band of Distinction recently placed first at both Bands of America Regional Championships in Gaffney, SC and Powder Springs, GA. In addition, the band also placed second in the Virginia Marching Band Cooperative Championships in Lynchburg, VA. Mr. Slaughter read aloud a resolution recognizing the Bassett High School Band of Distinction congratulating them for its unparalleled accomplishments and its commitment to doing things the right way – through hard work, determination, and achievement. On a motion by Mr. Slaughter and second by Mr. Bryant, the Board unanimously approved the resolution. Assistant Band Director Scott Allrod and several members of the marching band were present to accept the resolution.

**GENERAL HIGHWAY MATTERS**

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

**PUBLIC HEARING RE: PROPOSED ORDINANCE EXEMPTING REAL PROPERTY TAX OF THE SURVIVING SPOUSE OF FIRST RESPONDERS WHOSE DEATH QUALIFIES AS A DEATH IN THE LINE OF DUTY**

Mr. Hall said Virginia law permits a locality to exempt certain real property of the surviving spouse of first responders whose death qualifies as a death in the line of duty. The General Assembly enacted specific language empowering counties to adopt such exemptions with certain parameters and limitations. A

public hearing on the proposed ordinance has been scheduled and appropriately advertised for this meeting

Mr. Adams opened the public hearing at 6:29 p.m. There being no one present who wished to speak Mr. Adams closed the public hearing at 6:29 p.m. On a motion by Ms. Buchanan and second by Mr. Bryant, the Board approved the proposed ordinance on a vote of 5-0 with Dr. Martin being absent.

#### **PUBLIC HEARING – PROPOSED AMENDMENT FY '18-'19 COUNTY BUDGET**

Mr. Hall said the Board must hold a public hearing in order to amend the FY '18-'19 budget and appropriate the first round of bond funds received for the construction of the new jail facility. Whenever a budget is altered by more than 1% of the total budget, a public hearing is required. Following the public hearing, staff will ask the Board to approve an appropriation of \$60,615,000. The public hearing has been appropriately advertised and scheduled for the 6:00 p.m. portion of the meeting.

Mr. Adams opened the public hearing at 6:30 p.m. There being no one present who wished to speak Mr. Adams closed the public hearing at 6:30 p.m. On a motion by Mr. Zehr and second by Mr. Bryant, the Board approved the appropriation for the jail construction project on a vote of 5-0 with Dr. Martin being absent.

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

There was no one present who wished to speak.

There being no further business to discuss, Mr. Slaughter moved to adjourn at 6:31 p.m., seconded by Mr. Bryant and unanimously carried.