

VIRGINIA: At a regular meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Veterans' Memorial Building thereof on Wednesday, January 2, 2008 at 6:00 p.m.

PRESENT: Jonathan Large, Vice Chairman; Crystal P. Harris, Karl Weiss, Lock Boyce, and Ron Knight, Board Members; Tom Rose Interim, County Administrator; Eric Helms Monday, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

The County Attorney called the meeting to order.

The County Attorney gave the invocation.

The Board recited the Pledge of Allegiance to the Flag, followed by a Moment of Silence in honor of past and present U. S. Military personnel serving domestically or abroad.

On motion by Jonathan Large, seconded by Lock Boyce and carried, the agenda for the meeting was approved.

Voting Aye: Large, Knight, Harris, Boyce, and Weiss

Voting Nay: None

On motion by Lock Boyce, Jonathan Large was elected Chairman of the Board of Supervisors.

Voting Aye: Boyce, Knight, Harris and Weiss

Voting Nay: None

Abstained: Large

On motion by Karl Weiss, Ron Knight was elected Vice-Chairman of the Board of Supervisors.

Voting Aye: Boyce, Large, Harris and Weiss

Voting Nay: None

Abstained: Knight

Adoption of Rules of Procedure

The board adopted Robert's Rules of Order as its rules of governance for 2008.

Establishment of 2008 Meeting Schedule

The board agreed to hold regular meetings on the second and fourth Mondays of each month, beginning at 6:00 p.m.

Three Minute Rule

Mr. Boyce wanted to do away with the "three minute rule". Mr. Large stated that he doesn't plan to enforce any time limit on speech. He stated that he wanted people to be considerate and not confrontational.

Public Comment Period

The Chairman opened the Public Comment Period. The Chairman asked for comments from the public. Mr. Roger Hayden of Claudville, Virginia addressed the Board.

Mr. Hayden stated that AEP put up a tower in the Claudville area and he asked the Board if it was feasible for the County to put wireless broadband on AEP's tower. The grant for improvement was not used and therefore; part was sent back to the grant provider.

The board informed Mr. Hayden that they would negotiate with AEP concerning the use of their tower.

Mr. Hayden thanked the Board for the opportunity to speak and the Board thanked Mr. Hayden for his time and interest in the County.

Mr. Jimmie East came before the Board to discuss his and others support of the Water and Sewer project for the Patrick Springs area. Mr. East encouraged the board not to let the grant go because it could be as long as 30 years before the grant would come up again. If the infrastructure project goes forward, the development could add 200 parcels to Patrick County's tax base. Most of the water systems are outdated and sewage systems are on top of each other. Mr. East offered to go with Board members to explain conditions in the area.

The Board was supportive of getting water and sewer to the citizens and businesses that needed it. However, there were some questions and concerning lead and contamination in the water systems.

Mr. Rose, Economic Development Director informed the Board that the health department planned to do lead and copper testing on the water.

Report Interim County Administrator: Tom Rose

Mr. Rose presented the Board members with handouts: Contact list and a FOIA pamphlet.

Digital Filing

On motion by Crystal P. Harris seconded by, Ron Knight and carried unanimous the Board approved last to go to bid for digital filing as it had already been approved in last years budget.

Voting Aye: Large, Knight, Harris, Boyce, and Weiss

Voting Nay: None

Discussion of the Position of Interim County Administration

Mr. Rose presented the Board with a draft on the recruitment of a new County Administrator. There was an error on the handout stating the amount of the budget was \$56,000 however that was the salary not the budget.

Discussion of the Organization of the County Government

The Board took no action on terminating the positions of Tourism Director or Assistant County Administrator. The county is not required to have a Tourism Director but it is required to allocate funds to tourism. Patrick Commissioner of Revenue Janet Rorrer said that a portion of the county's lodging tax revenues must, by law, is appropriated for tourism. They discussed the importance of increasing revenue. The also had discussion of needing more information concerning the tourism budget in order to properly redirect the funds. The board also discussed the matter of current projects including the Mayo River Rail Trail, The Raven's Den Project, The Covered Bridges, and The Mayo River Skatepark. The Raven's Den Project was not feasible for the county to pursue. The

Covered Bridge festival had been turned over to the Woolwine Ruitan Club to host this year's event. However, the bridges are county – owned state and historic landmarks and can't be given away to a private group. The board discussed the location of the skateboard park and decided to close it down due to liabilities. They would like to consult with Clyde Crissman, Recreation Director as well as the recreation committee, and the Stuart park committee about locating a skatepark in Dehart Park.

On motion by Lock Boyce, seconded by, Ron Knight the board voted unanimously to close the skateboard park and put up no trespassing signs.

Vote Aye: Knight, Boyce, Large, Harris, and Weiss

Vote Nay: None

Erosion & Sediment Ordinance

Mr. Monday presented the board with an Erosion & Sediment Ordinance. Mr. Vernon asked that we adopt this ordinance on an emergency basis and then re - advertise at the February meeting so Mr. Vernon can meet with the inspectors in a couple of weeks.

The board discussed concerns of adopting an ordinance that they haven't read. They requested the old ordinance to compare the changes that are requested. They also stated that they wanted Mr. Vernon to explain things such as fines, violations, strictness of the ordinance and penalties. They expressed the concern of what would happen if they didn't pass the ordinance. The board tabled until speaking with Mr. Vernon.

Later in the meeting Mr. Vernon was contacted by conference call and explained to the board that DCR – periodically sends out suggested format state mandated law for the Ordinance. Occasionally minor changes those changes are generated by state law. Some minor changes that were made in the language of the ordinance concerning performance bonds, “performance bonds shall be provided” changed to “performance bonds may be provided”. Mr. Monday and Charles both looked at the administrative code which is not mandatory language and can be changed. Mr. Vernon stated that he could only recall 2 times that they have not had to have a performance bond. We have for the most part minimum standards by state

law. We can't make it any less strict. We as a locality have to adopt the ordinance. The consequences of not adopting the ordinance would be?

1. Proper Board Approval – Go back and update
2. Fines involved

On motion by Lock Boyce, seconded by, Crystal P. Harris to adopt the Erosion and Sediment Ordinance on an emergency basis.

Voting Aye: Knight, Weiss, Harris, Large, and Boyce

Voting Nay: None

New Business

Mr. Weiss addressed Mr. Monday concerning the School board Resolution that was passed at the last meeting. Before those bonds could be issued by the county it will require several more actions from this board one of which is a public hearing, and there will be another resolution which will also be required by the board.

On motion by Crystal P. Harris, and carried, the Board convened into Executive Session to discuss legal matters [Section 2.2-3711(A)(7), 1950 Code of Virginia, as amended]; prospective business matters [Section 2.2-3711(A)(5), 1950 Code of Virginia, as amended]; and personnel matters [Section 2.2-3711(A)(1), 1950 Code of Virginia, as amended].

Voting Aye: Knight, Weiss, Harris, Large and Boyce

Voting Nay: None

WHEREAS, the Patrick County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with provisions of the Virginia Freedom of Information Act, and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such executive meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the Patrick County Board

of Supervisors does hereby certify that, to the best of each member's knowledge, only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board,

BE IT FURTHER RESOLVED that the Patrick County Board of Supervisors does hereby certify that, to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies.

The Board reconvenes into regular session.

Report: Stephanie Brinegar Vipperman

Ms. Vipperman stated the location of her office temporarily is on Chestnut Street formerly Eric Monday's office. The board did approve at the last meeting an allotment in the amount of \$12,000 for the lease of the Comcast building. The Compensation Board did approve the funds for a copier, shredder and computer. Ms. Vipperman has checked with the county's IT provider Dave Zinder and he informed her that the Commonwealth's Attorney is not currently covered under the county's contract. If services were provided to her they would be an additional cost. Ms. Vipperman asked that this issue be looked into in order to save money. Ms. Vipperman has already purchased her P.O. box and that Embarq will be installing phone lines.

Report: Sheriff Danny Smith

Mr. Smith requested uniforms for the three new employees prorated at the total cost of \$525.00. Investigator Betsy Layman has been promoted to Lt. Mr. Smith asked that he be able to move \$3200.00 from the Sheriff health insurance to be added to Ms. Layman's salary to compensate for her increased duties.

On motion by Lock Boyce, seconded by Ron Knight and carried unanimously the board approved Mr. Smith's requests.

Voting Aye: Knight, Weiss, Harris, Large and Boyce

Voting Nay: None

Interim County Administrator

The Board commended Tom Rose for serving as Interim County Administrator and giving the County 110%. Mr. Rose who was named acting interim administrator was returned to his original position as Economic Development Director.

The Board hired Mr. Craig Teller of Hillsville, VA as Interim County Administrator. Mr. Teller began his interim January 2, 2008. He will assist the Board with initial planning, management, and the search for a permanent county administrator.

On motion by Crystal P. Harris, seconded by Lock Boyce and carried unanimously that Mr. Teller be interim no longer than 4 to 6 months.

Voting Aye: Knight, Weiss, Harris, Large, and Boyce

On motion by Lock Boyce, seconded by Crystal P. Harris and carried unanimously the Board concurs to adjourn.

Voting Aye: Knight, Weiss, Harris, Large, and Boyce

Voting Nay: None

Ordered that the Board be adjourned until January 28, 2008 commencing at 6:00 p.m.

, Chairman