

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 Monday, November 19, 2007 at 1:00 p.m.

PRESENT: David G. Young, Chairman; Jonathan Large, Vice Chairman; H. Danny Foley, Sr., Crystal P. Harris, and Roger L. Martin, Board Members; Michael Burnette, County Administrator; Jeannie Frisco, Assistant County Administrator; Eric Helms Monday, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

The Chairman 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 H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the agenda for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the minutes for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

THE FOLLOWING ARE SUMMARIZED MINUTES FROM NOVEMBER 19, 2007 MEETING. VERBATIM MINUTES ARE AVAILABLE BY REQUEST ON CD AT THE COST OF MATERIALS.

The Chairman opened the Public Comment Period. The Chairman asked for comments from the public. One citizen addressed the Board.

Mr. Roger Hayden came before the Board concerning the DSL project.

Mr. Hayden thanked everyone for the efforts they put forth to secure grants in order to get DSL in our rural area even though we have not received them. We need to be more proactive and supportive in applying and securing grants. He asked that his supervisor Mr. Large become more proactive and supportive of the DSL. Mr. Hayden thanked Mr. Martin and Mr. Young and Ms. Harris for all the work they had done in support of the DSL and of the Board's continued support on the DSL project and technology in the rural areas. Mr. Hayden with the understanding that Mr. Martin's term ends December 2007, thanked Mr. Martin for his years of service to Patrick County and stated he for one would miss him and so will many other citizens. Mr. Martin thanked Mr. Hayden and stated DSL and Broadband would bring our area into a new era. Mr. Martin said the only thing with the DSL is that Embarq doesn't want to foot the bill they want someone else too. Mr. Hayden stated that Embarq said that it was not cost effective but, they have switching stations all over the county and these stations could be updated and upgraded to DSL. They don't want to put so much capital out and take so long to get it back. Mr. Hayden suggested that our supervisors put more pressure on the communications companies about the rural areas. Mr. Young stated that we have done that over the past several years and I think you were right in your first analysis it is the percentage of profit that they want. The Board will continue to work to get DSL in our County. Mr. Hayden stated that we are 26th on the list of Countries that supply DSL in the United States. Mr. Large stated that Mr. Hayden had singled him out as not being active enough in the support of the DSL and asked him if he had any words of how he could be more proactive in getting the DSL. Mr. Hayden stated more positive input. Mr. Large stated that every time that Mr. Hayden called him he had called him back. We debated the issue, I had talked with Mike over the last two years on the PSA, I don't know what else to say. The Tobacco Commission has told us what we can and can't do and we have an update on that today. I am frustrated with the work that I am doing when you keep saying I am not active enough. I want to see this as much as anybody. We have a list of priorities and I am not sure where that fits in, it's not on the top but it's defiantly not on the bottom. It is probably two or three but I have stated that Public Safety is first priority. Mr. Hayden stated that it just didn't seem

like Mr. Large was active. Mr. Large stated that if Mr. Hayden would give him more ideas to work with he would look at those. But at this point we have done all that we can. I have served on the PSA for two years and I explained that to you over an eight-month period about doing the Mid-Atlantic Broadband.

Mr. Young stated that we would continue to work together and eventually we would get DSL. I would love to see it all over the County. We would see a number of businesses all over the rural areas. The Board has many times asked our legislators in Richmond, Congressman Boucher and the Governor. Mr. Hayden asks Mr. Large if he would contact the Governor's office again, that is why he singled him out because he is the supervisor for Dan River and they need all the help they can get. Mr. Large stated once again that if Mr. Hayden would give him more ideas he would take a look at them. Mr. Large stated that his philosophy has always been that if you are going to criticize you and explain why you are doing something wrong then at the same time I am going to tell you what you need to do to make it right. Mr. Hayden asked that Mr. Large support the grant and support using tobacco money. Mr. Large stated that he would not give them \$920,000.00 when they have never given a proposal. The entire Board wants to see the DSL come to fruition but I just can't see giving our whole tobacco allocation when they have told us that it won't work. A subsidy of some form would be fine but again we have to look at public safety first and then come down our priorities to this. I have told the citizens to keep lobbying Embarq. Mr. Hayden asked if the public safety and the DSL could be somehow intertwined. Mr. Large stated that right now there are more important issues like the communication we've talked about with Fire & Rescue. Mr. Hayden asked if both projects could be worked on simultaneously. Mr. Large stated that it would come down to dollars and cents. If we spend our whole tobacco allocation on the DSL then we won't have any money left for communications. Mr. Hayden asked if Embarq would help out without having to have such a great amount of subsidy. Mr. Large stated that he could not answer that question.

Mr. Hayden thanked the Board.

Mr. Steve Allen's report was presented later because he was out on a rescue call.

Report County Administrator: Michael Burnette

School Budget Revisions: Dr. Morris

Dr. Morris requested that the Board approve changes to the Patrick County School System budget. The grants do not negatively impact local funding. The biggest increase is the One Stop Grant, which is providing specific training for Results. It does not require a local match. It is mostly career technical education. The adjustments are:

- Increase the Workforce Investment Grants by \$2,766.84.
- Increase the budget amount for Career and Technical Education in the amount of \$7,511.16.
- Increase the One-Stop Grant by \$476,438.45 for Results training.
- Allocate the Emergency Response grant in the amount of \$99,000.
- Allocate the continuation of the Gear-Up grant in the amount of \$8,450.00

Mr. Martin asked if the increase in cost for contingency items would effect this year or years to follow and Dr. Morris stated no. All the money for the grants are for specific purposes and have to be used for that particular purpose and nothing else.

On Motion by Crystal P. Harris and seconded by H. Danny Foley Sr., and carried the Board approves the changes to the Patrick County School Board Budget. The vote carried unanimously.

Vote Aye: Harris, Young, Foley, Martin, and Large

Vote Nay: None

December Joint Meeting of the Board of Supervisors and School Board

Mr. Burnette stated that the Board received an invitation to attend a joint meeting with the School Board on December 6, 2007. Dr. Morris personally invited the Board to the dinner meeting on December 6 at the Patrick County High School. He stated that it was a work session for the school and would be very enlightening for the Board.

Mrs. Harris asked Dr. Morris if he would like for the three new Board members to attend. Dr. Morris stated that they had already sent letters of congratulations to each of the new incoming Board members and an invitation to attend. The invitation also included a tour just as the other members of the Board have received.

Mr. Burnette stated that the Board would be schedule a joint work session with the School Board on December 6, at 6:00 at the Patrick County High School.

On motion by Crystal P. Harris and seconded by H. Danny Foley Sr. and carried unanimously the Board approved to adopt the joint work session with the School Board on December 6, 2007 at 6 p.m. at the Patrick County High School.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

Dr. Morris thanked the Board on behalf of the Patrick County School Board for their continued support of the schools in Patrick County.

Patrick Springs Jail Property Option Renewal

Mr. Burnette told the Board that the option on the land in the Patrick springs area potentially for the location of the new jail would be running out November 28, and the Board needed to vote on the renewal option. The Board voted in June to obtain the option. The renewal option would cost \$13, 750, and it would end on May 28, 2008.

Mr. Martin stated that he did not think the Board had received enough information on what is available. He stated that there is property in the town of Stuart and he stated that he was not comfortable with continually getting options. They are only putting money in someone else's pocket. He also stated the Board needs to know what the sheriff's office wants in terms of jail space. Mr. Martin stated that he had not seen the property in Patrick Springs, but he knows they will spend a lot of time taking the prisoners back and forth from Patrick Springs to the court house. He stated that research and study needed to be done to determine how to provide the best site with the best service at the least cost to the County.

Mrs. Harris stated that she supported the option the first time because she was trying to move the issue of the new jail along, but she is concerned that the

person who owns the land and does put a lot of money into candidates in the recent election. She stated that she thought the jail should be built in town and that the decision should not be influenced by someone who lives outside the county.

Mr. Foley stated that there was no need to smear someone who was approached by the County. He also stated that he would abstain from the vote because he was related to the property-owner.

Mr. Young stated that the Patrick Springs site may have been the best site; however, the people of Patrick Springs basically said they did not want water and sewer and the project is probably dead. He stated that without water and sewer services, the site would not be feasible for the jail. By that he meant that the people supported a candidate who was opposed to water and sewer in Patrick Springs. He stated that the future Board members would probably kill the water and sewer project, which means any economic development, will have to come between Stuart and Rich Creek Corporate Park, which already has those facilities.

Mr. Martin stated that he just wants to see what's done to be in the best interest of the County.

Mr. Young stated that he served on the jail study committee along with Mr. Foley, Mr. Burnette, Sheriff Hubbard and other local officials. He stated that the committee met with the Virginia Department of corrections and extensive study was done into the issue. He stated that he did not buy the argument about the inmates being transported four miles from the jail to the courthouse when they are being transported well over 100 miles to be housed in the New River Valley regional jail or to Martinsville, Danville, Roanoke, Abingdon or Staunton. He stated that not only was it an added expense to the county but that the officers were also losing precious time. He stated that something must be done as soon as possible to fix the situation of a jail designed to hold eight inmates holding 50-60 on a daily basis. Mr. Young also stated that the DOC in Richmond is the one who sets the standards on how many beds are required and what the amenities must be to go with it. They are the law and have stated that the county must figure in room for expansion.

Mr. Martin stated that the longer the Board waits, the more costs go up. He also stated his earlier recommendation that inmates should be forced to pay for their room and board in the jail.

Mr. Young also stated that Mr. Monday had already told them that every locality that has tried to force them to pay has been sued by the American Civil Liberties Union.

Mr. Monday stated there is already a huge number of outstanding fines and court costs that cannot be collected because defendants do not have jobs or money. He stated that you cannot get blood from a stone. Every locality has court people, about 500-600, who end up in the court system over and over and they do not mind going to jail for a place to stay and three meals a day. And the reason that most of them are in there is because they do not work and they have no assets.

Mr. Young stated that it is costing about \$27,000.00 a year for every inmate. He stated that Patrick County has one of the highest costs in the state for operating the jail partly because of the cost of transporting the prisoners to other jails. Building a new facility will actually lower the cost. He stated that Regional jails are generally profitable because they can charge small localities for keeping their prisoners. Mr. Young stated that it is important that we move forward.

On motion by Roger Martin and seconded by Crystal P. Harris the board voted not to renew the option of the land in Patrick Springs for a potential site for a new jail. Mr. Foley abstained because he was related to the property owner.

Voting Aye: Harris, large, Martin, and Young

Voting Nay: None

Abstained: Foley

FY2006 Jail Cost Report

Mr. Burnette stated that the Board had received a very large report from the State on jail costs around the Commonwealth for FY2006. He opened up for any questions or comments from the Board.

The Board members were very enlightened by the report because it broke down the total operating costs of revenue and expenditures to show inmate cost per day and the percent of funding that the Commonwealth, federal and local government, and other sources contribute to the operation of each jail.

Report: VDOT Resident Engineer Lisa Hughes

Ms. Hughes report included the secondary six-year plan, addition of Route 738, replacement of deck truss on Route 772 over Spoon Creek, Church Hill Lane Rural Additions project, and changes to the State Secondary and Primary Highway System in Patrick County.

Ms. Hughes stated that she sent Mr. Burnette a letter from the comments they received at the public hearing. She recommended that they add Hooker Creek Road which has a traffic count of sixty at a cost of \$200,000.00 to get the road paved and it would be a rural rustic road. She stated that she would also like to add the replacement of the bridge deck trusses on Rt. 772 over Spoon Creek. She stated that she would like to put it above the 773 bridge if it meets the pleasure of the Board. She stated that Church Hill Lane does qualify at a cost of \$270,000 for about six tenths of a mile. She stated that you can allocate up to five percent of your secondary money to rural additions but there is not much money for that now, and it would take money away from the paving projects. Ms. Hughes asked that the Board approve the updated plan and the budget for next year.

Mr. Large asked if they changed the project from the 773 to Spoon Creek, how long it would take before 773 got completed. Ms. Hughes stated that money is still being put towards it and currently they have \$300,000.00 to put on it next year, but there is a long way to go because it is estimated at a cost of three and one-half million dollars. It will take a long time to accumulate enough money for the project. From Rt 103 to 781 which will be close to four million dollars. Mr. Large asked if Ms. Hughes thought 772 was more urgent because of safety issues and she stated yes.

Mr. Foley asked why the Board had to approve her budget. Ms. Hughes stated that the Board sets the priorities and VDOT funds them accordingly. It is done according to the code of Virginia for the Board to approve the budget.

On motion by Roger Martin and seconded by H. Danny Foley, Sr. and carried 4-1 the Board approved the changes brought forth by Ms. Hughes.

Voting Aye: Foley, Large, Martin, and Young

Voting Nay: Harris

Reassessment Update

Mr. Burnette stated that the clerk's position for the reassessment has been advertised. The interviews are scheduled for the week of November 26. It is anticipated for someone to be in place mid-December. The sales report is being finished up so the Board would have it for the next meeting. The first floor storage room will be used for the reassessment office, and all the files in the storage were moved to the maintenance storage temporarily. Another update will be given during the December meeting.

County - wide DSL Update

Mr. Burnette stated that the DSL application did not receive approval from the Tobacco Commission. They had been instructed to look at restructuring the project by bringing in Mid-Atlantic Broadband and as a partner Embarq to find a way to make a partnership work that would allow the project being done with technology funds without using County funds. It is hopeful that will move forward and be able to come back to the Board in December so a new application can be completed if need be.

Mr. Large stated that it was the project that the PSA had been working on. Mr. Burnette stated that he did not think the PSA had been working on the DSL project, but rather on the wireless project. Mr. Large asked if it was different from the wireless and Mr. Burnette stated that it was different. The DSL uses hardwire as opposed to wireless. They are hoping to do the hardwire and eventually come back with the wireless for areas that cannot be picked up with hardwire. It is a combination type of thing.

Use of County Map

Mr. Burnette stated that a request has been made from a company called Tele Atlas North America for permission to allow the County map to be used for their data base. They do commercial data projects for fortune 500 companies, businesses and industries. It is a mapping organization and they are trying to update their databases so that the information for address directions, etc. would be more accurate when a person is getting driving directions, etc. to the county. There would be no cost to the county and it would be for their internal use. Mr. Burnette thought it would be a good idea because it would make it easier for outsiders to get

around in Patrick County. They do not buy the rights to the data; they only get permission to use the data. It is just updating current information. It is electronic data that is not listed in other places.

On motion by Roger Martin and seconded by Crystal P. Harris, and carried 4-1 the Board approved Tele Atlas to use the data from the County map for Internal needs.

Voting Aye: Foley, Harris, Martin and Young

Voting Nay: Large

Patrick County Landfill Issue

Mr. Burnette stated that there was a possible Patrick County Landfill issue at the closed landfill. The letter that was received from the Department of Environmental Quality is concerned about some bleach agents, especially Vinyl Chloride which was detected above the normal range. They have requested additional information and are very concerned about some of the findings. They are stating that the County may have to redo the Corrective Action Plan as a result of the detections in the Sentinel Well. The letter is from Olver Incorporated, which does the County's sampling and most of the work at the landfill concerning environmental issues. They are working on the vinyl chloride issue and they noted that there are some distance issues in putting in the monitoring wells. They have also asked that they be on-site for the next sampling being done by DEQ. The issue right now is not something that the County needs to do anything about as a Board. Mr. Burnette stated that he just wanted the Board to be aware of the potential issue. Olver is working with DEQ to make sure the County is in compliance and continue to monitor the landfill. The next couple of samplings will show if anything needs to be done. More information will be available once a letter has been received from DEQ. They are not concerned about methane, but rather the vinyl chloride levels. It will be a couple of months before anything is available.

Health Department Request

Mr. Burnette stated that a letter was received from the Health Department requesting that the \$10, 253. 43 of unused funds from the Patrick county Health Department are used to purchase a vehicle to be utilized by Patrick county

Health Department staff to provide for the public health needs of Patrick County residents.

Mr. Martin stated that the County already has vehicles that could be used for such purposes and he thinks it is a disgrace to buy another one and misuse the County's funds. Mr. Martin stated that he would like a list of the vehicles and what they are being used for. He stated that priorities needed to be set. The Board discussed the issue of the vehicles, the frequency and the mileage of them.

Mr. Burnette stated that he would have the Health Department come to the December meeting and explain their needs to the Board before a decision is made.

Isle of Wright Resolution to Ban Plastic Bags

Mr. Burnette stated that a request has been made from the Isle of Wight County Board of Supervisors for localities around the Commonwealth to pass resolutions asking the General Assembly to allow localities to ban the use of plastic bags.

The Board discussed the issue and decided that there were possibly better ways of dealing with the situation than banning the use of all plastic bags. Recycling was one of the possible solutions mentioned and for the public not to pollute the County.

It is the consensus of the Board not to support the Resolution of banning plastic bags.

2008 Poet Laureate

Mr. Burnette stated that the Board created a 2007 Poet Laureate. One nomination was made for the 2008 Poet Laureate and Mr. Burnette asked the Board if they wanted to make a public request for nominations for that honor.

On motion by H. Danny Foley, Sr. and seconded by Crystal P. Harris and carried 4-1 the Board approved to accept nominations for 2008 Poet Laureate by December 10 meeting from the general public.

Voting Aye: Foley, Harris, Large, and Young

Voting Nay: Martin

Department of Juvenile Justice Budget Reduction

Mr. Burnette stated that there had already been some budget cuts from the statewide VJCCA appropriations of 2.5% (\$362,650). Patrick County's reduction represents \$882 from FY 2007. The court is going to absorb it with an existing budget, so the Board does not need to make any additional appropriations.

The Board adjourned for a five-minute recess.

The Board reconvened into session after the recess.

Other

Mr. Foley asked about the projector in Mrs. Frisco budget. Mr. Foley stated that he wanted to know what the projector was going to be used for. Mrs. Frisco stated that the Epson projector was approved with her budget request and is currently being used in the Extension office for PowerPoint presentations. Mr. Young stated that he remembered it being in her budget.

Mr. Foley stated that the other question he had was concerning the fireworks, which are \$800 higher than was in the budget. Mr. Burnette stated that he would check on it because it actually came from the town and they are reimbursing the County on those.

Mr. Foley also stated that the County was paying property taxes on some of the copiers. Mr. Burnette stated that it was because they were leased.

Approval of bills, claims and appropriations

A number of bills and claims against the County were presented and examined. On motion by H. Danny Foley, Sr. seconded by Crystal P. Harris and carried, the bills and claims were ordered paid and the following warrants were issued in payment of same:

On the General County Fund: Warrants No. 28680- 28838

On the General County Fund: Warrants No. 88201 - 88561

On Asset Forfeiture Fund: Warrants No. N/A

On Law Library Fund: Warrants No. N/A

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., and seconded by Crystal P. Harris and carried, the requests for appropriations are approved, as presented, therefore, **BE IT RESOLVED** by the Board of Supervisors of the County of Patrick, Virginia, that the following appropriations be, and the same hereby are, made for the month of November, 2007: **General County Fund - \$988,000.00; Social Services (VPA) Fund- \$100,000.00; Comprehensive Services Act- \$ 0; and County School Funds - \$2,500,000.00; TOTAL ALL APPROPRIATIONS- \$3,588,000.00**

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, it is hereby ordered that Carolyn I. Tatum, Treasurer, transfer the amount of Seven Hundred Fifty Thousand Dollars (\$750,000.00) from the General County Fund to the Contingency Fund, as set forth and approved in the 2007-2008 fiscal year budget.

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for additional appropriations are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>For</u>
County Administration	\$130.76	Office Supplies
County Administration	\$3.57	Telephone
County Administration	\$3.35	Telephone
Treasurer	\$211.40	Postage
Treasurer	\$190.00	Travel (Conv/Edu)
Circuit Court	\$20.00	Telephone
Commonwealth Attorney	\$1.00	Telephone

Sheriff	\$275.00	Ammunition & Targets
Sheriff	\$962.50	Overtime Payments
Sheriff	\$450.30	Sheriff/Equipment Maint.
Emergency Services	\$93.35	Vehicle Fuel
Transfer Station	\$346.54	Recycling
Recreation Department	\$8,000.00	Recreation Park Grant
Tourism	\$2,500.00	Raven Den Arts Centre
Tourism	\$557.38	Marketing
Non – Departmental	\$ 800.00	Purchase of Fireworks
Capital Depreciation	\$19,000.00	HVAC Upgrade – County Admin
Patrick County Public Schools	\$2,500,000.00	County School Funds

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for transfer of funds are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Sheriff-Maint of Jail	\$1,227.27	Doctor's Fees	Medical Lab Supplies
Building Inspection	\$200.00	Vehicle Equip Maint.	Office Supplies
Animal Pound	\$20.23	Other Operating Sup.	Office Supplies
Maint. Bldg & Grounds	\$600.00	Vehicle/Equip. Maint.	Vehicle/Equip Fuel
Maint: Animal Pound	\$400.00	Rug Rental	Cleaning Supplies
Maint: Animal Pound	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Sheriff Magis. Office	\$500.00	Rug Rental	Cleaning Supplies
Maint: Sheriff Magis. Office	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Transfer Station	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Park Facilities	\$100.00	Repair/Maint-Gen	Fire Alarm Monitoring
Tourism	\$120.59	Marketing	Office Supplies
Patrick County Ext.	\$101.55	Reim./VPI for Agents	Office Supplies
Capital Depreciation	\$1,454.35	Capital Depreciation	CD-Accounting Software
Patrick County School	\$500,000.00	General Fund	County School Funds

Primary Natural Disaster Designation

Mr. Burnette stated that he had received a letter from the Department of Agriculture noting that our locality has be designated a primary natural disaster area due to losses caused by drought that occurred during the 2007 crop year. This

designation makes farm operators in both the primary and contiguous counties and independent cities eligible to be considered for low-interest emergency loans from the Farm Service Agency, provided eligibility requirements are met.

Other: Christmas Parade

Mr. Burnette stated that the Board has been invited to participate in the Christmas parade this year on December 1. Crystal stated that she would ride in the parade.

Other: December 31 request

Mr. Burnette stated that the staff is requesting to be off on December 31, 2007, New Year's Eve, because it is a State holiday that day and the county staff would also like that day off. Mr. Burnette stated that it was something they were considering for the new handbook but a decision was not made.

On motion by Crystal P. Harris and seconded by Roger Martin, and carried unanimously the Board moved to table the request to be off New Year's Eve to the December 10, 2007 meeting.

Voting Aye: Foley, Harris, Large, Martin, Young

Voting Nay: None

Other: Resignation of Assistant County Administrator, Jeannie Frisco

Mr. Burnette told the Board that he had received a letter of resignation from Jeannie Frisco the Assistant County Administrator and Tourism Director for a very prestigious position in Henry County. He thanked Mrs. Frisco for all the support that she had given to him, the Board and the entire staff and for everything she had done over the last ten years for the County. He stated that it would be a loss for Patrick County and he wished her luck.

Members of the Board thanked Mrs. Frisco for her hard work and wished her luck in her new position.

Mr. Young presented Mrs. Frisco a plaque of appreciation and a pink bike helmet. He presented her with the helmet, but stated that now she would have to get on a bike. Mrs. Frisco would have to get her own bike since she will be overseeing the development of a bicycle-friendly community. Mr. Young stated that he had been a board member for five years and that Mrs. Frisco is one the most dedicated employees Patrick County has ever had. He commended her for her hard

work and dedication to tourism and other interests in the County. He stated that Mrs. Frisco had been offered the position of director of the Crooked Road Heritage Music Trail, as well as a position with the Virginia Tourism Corporation, but she turned both positions down because she wanted to live and work in Patrick County. He stated that Mrs. Frisco also spoke at a conference held by Congressman Rick Boucher's office concerning tourism in Virginia.

Mrs. Frisco stated that she plans to continue to live in Patrick County although she will be working in Henry County. Instead of being a County Official she will be a taxpayer with a voice.

Mrs. Harris stated that as a former cafeteria manager at Woolwine Elementary School, she had known Mrs. Frisco as a student and watched her grow up. He stated that Mrs. Frisco always had the best interests of Patrick County at heart.

Mrs. Frisco thanked the Board for the wonderful chance to work with caring citizens, superb businesses and dedicated government employees and a county that worked together for the good of all. She wished the Board its best in future endeavors and stated that she was proud to call Patrick County her home.

Report: Assistant County Administrator

Mrs. Frisco gave her final report to the Board as Assistant County Administrator and Tourism Director. Mrs. Frisco stated that there was money funded for the Mayo River Rail Trail. Mrs. Frisco stated that Mr. Martin had been trying to spend the \$70,000 for Gateway signs that has been sitting there for several years. She stated that she wanted the Board to be aware of the fact that there is money in the budget that is specifically for the trail, and she let them know that there would be legal ramifications if it was spent for anything else.

Mrs. Frisco stated that Board had received a couple of handouts; one is from Tony Opperman with the Virginia Transportation office out of Richmond. Mr. Opperman stated that it looked very promising for Patrick County to receive the National Historic Covered Bridge Preservation Grant. She stated that they were able to leverage the Tobacco grant money so there was no local funds coming out of the County for the grant and it was the only application for the Commonwealth that was submitted But because the FHWA Headquarters has been slow in getting the

covered Bridge funds obligated they need an update on how the delay may be affecting the project with regard to schedule and budget.

They specifically need to know:

- What is your anticipated project schedule to get the work done, and has that changed from what you may have initially proposed, and
- Is your funding request sufficient to cover any anticipated escalation in cost that may have occurred due to slow reaction from FHWA?

Mrs. Frisco asked if they could just send a letter stating that they were waiting on the grant money before we move forward with the project because we do not have any funds and that we were waiting to hear from the award. They let Mrs. Frisco know that that would be fine. Mrs. Frisco stated that she needed a consensus from the Board that it was okay for the County Administrator to sign off on the letter to let them know that we still want the funds and to accept grants for the Covered Bridge Preservation Program.

Mrs. Harris stated that it was a win-win situation and that the historical bridges could be restored and preserved at no cost to the County. Mr. Young stated that since Patrick County owns those bridges they are also responsible for those bridges and since the County is required to maintain them, it would be ridiculous to give up a grant for their preservation. It is federal tax money that is going to be spent and it will go to another state if Patrick County does not receive it.

The Board gave the consensus for Mr. Burnette to accept grants for the Covered Bridge Preservation Program.

Mrs. Frisco stated that the Board has also received a letter from Bobby Mangrum of the Woolwine Ruritans Club that they would take over the Covered Bridge Festival, but they would need funding for three years. They stated they would take it over for the fourth annual festival, but they would like some assistance from the Board.

Mr. Martin stated that he would like more information on how much help they would need. He stated that he would rather see a private enterprise do it; however, he did applaud the Ruritans for their interest. Mr. Martin stated that it needed to be addressed by the next Board members. Mrs. Harris stated that it has already been approved for the upcoming year in the budget and she recommended using what had been approved for this year and then the new Board members could

decide what to do over the next two years. Mr. Foley asked if it has already been approved and Mrs. Harris stated that it has already been approved for this year. Mr. Foley stated that his concern was that if funding was given to the Ruritan Club in Woolwine, then other clubs would also be asking for funding.

Mrs. Frisco pointed out that first of all it was a County festival and it was not started by an organization or club. And the County requested that it become the Virginia State Covered Bridge Festival. She also pointed out that the Board does give contributions to non-profit organizations. She stated that the Ruritans should be commended for stepping in and offering to take over the festival that the County started. Mr. Young stated that it was the intent of the Board to find a local organization to take over the festival. Mrs. Frisco stated that they broke even during the festival and then there was additional revenue that came in, so the County made about \$200-\$300.

A member of the Board asked Mr. Burnette if the applications that were supposed to be submitted had been taken care of for the updated census addresses and Mr. Burnette stated that it had been done and sent in a couple of days before the deadline.

Report: County Attorney

Mr. Eric Monday's report will be discussed in Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., 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: Young, Foley, Harris, and Martin

Voting Nay: Large

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.

Mr. Martin and Ms. Harris left during Executive Session.

The Board reconvenes into regular session.

Report: Emergency Services Issues-Steve Allen, EMS Coordinator

Mr. Allen stated that a request for proposals to upgrade the communications systems for fire, rescue, and sheriff channels was sent out. There were only two respondents; a letter of no response to bid and one proposal from G.C.S. communications for a total bid of \$220,561. We have \$193,130 in grant funding for this project; however, we are short \$27,431 to award the complete project. Mr. Allen stated that he has spoken with Mickie Martin to see if there were any funds in the 911 budget that could fund the remainder of the project. Mr. Allen stated that the county had placed money in the 911 budget for upgrading the communications for several years and that there may be some funding in that account to cover the remainder of the project.

Mr. Allen broke the total project down for the Board and a copy was given to the Board members. Mr. Allen gave the Board a spreadsheet that showed a balance of \$39,685.58 that was not used by the deadline and would have to be paid back from the County. Mr. Allen met with Cheryl Adkins regarding Patrick County's grants. She said they would have to go back through and check all the invoices and payment records. She said the money that was not expended would have to be

returned. She also stated that the \$51,336.00 from the invoice was past the completion date of the 2004 grant and unfortunately cannot be used for this grant.

Ms. Harris asked Mr. Allen if the money was spent inappropriately and according to the paperwork that Mr. Allen has, the money was spent inappropriately. According to Mr. Allen four grants were proposed to get the communication system and some purchases were spent out of that grant money that should not have been spent out of the grant money, such items as tile, oil, and paint rollers were not allowed.

Mr. Monday stated that this was not the first grant that has been a problem. He stated that he would contact people in Richmond and DC both, and all they could say was no.

Mr. Allen stated that it was a possibility the Primland would let the fire and rescue of Meadows of Dan use their tower. According to Ms. Harris everyone thought the tower at Vesta had been hooked up. However, they did not know that it had not been connected. Mr. Allen stated that the number three repeater was in Pat Stanley's building and it had not been hooked up to the 911 center, so he went up and removed it. It was at that time that they found out nothing had been hooked up at Meadows of Dan School. Mr. Allen stated that he had until November 30, 2007 to have the \$51,336 from the 2005 Interoperability Grant for an extension on the grant. Then they will have 90 days following this date to send the paid invoices to the state. Or the County will have to pay back some more money. An obligation has to be sent to the state by November 30, 2007. Mr. Large stated that he did not understand how the money had fallen through the cracks and nobody caught it before now. The Board thanked Mr. Allen for finding the errors these errors since he took over just a few months ago.

On motion by Jonathan Large, seconded by Crystal P. Harris and carried unanimously the Board approved the proceeding of making the communication system work on the Meadows of Dan tower as well as BelAir at a cost of approximately \$103,000 for fire, rescue and police.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

The board recessed until the Mayo River Skate Park Update at 5:45.

The Board reconvened at 5:45.

Mayo River Skate Park update

Mr. Young stated that several members of the community came to talk about the Mayo River Skate Park. Mary Scharn was the first to speak. She stated that she had found out a couple of things-if they had an organization name and tax ID # they could apply for grants from Pepsi up to \$100,000.000. She stated that Wal-Mart also has several types of programs. They have a community involvement program where they give money to the community. They also have a fundraising matching program, so if they raised up to \$1,000 Wal-Mart would match that \$1,000. She stated that she had not been able to contact them to find out if it was a one time deal or if you had to apply every year.

Ms. Harris stated that you have the fundraiser and then you show them proof of what you raised and it is once a year.

Mary stated that the kids have also had some ideas about doing demonstrations. She also stated that they could ask local supply companies to help.

Karen Bocock addressed the Board and she stated that Mr. Crissman showed her the Tony Hawk grant that he would apply for at the end of September 2007. She stated that she had not heard anymore about the grant.

Mr. Young stated that the hill behind SunTrust bank and DeHart Park could be used as the skate area. Ms. Harris added that it was already patrolled at night and it had lighting. Plus the restroom facilities are already at DeHart Park. Mr. Young stated that it would make more sense to put it at DeHart where the other recreation was already taking place. They would also have all the amenities that go with the rest of the park including the picnic tables etc. The members of the Board discussed it and they just want to help the kids with the least amount of money coming out of the County. Several businesses have stated they would be willing to give supplies to build ramps etc. Mr. Large stated that a plan should be established before a resolution was made. Mr. Large also stated that since they were thinking about changing locations that they needed to go back before the Recreation Board. Ms. Scharn and Ms. Bocock thanked the Board for allowing them to come and the Board thanked them for coming.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried 3-1 the Board entertained a motion of resolution contingent upon enough space anywhere in Dehart Park for a skate park.

Voting Aye: Harris, Foley, and Young

Voting Nay: Large

Mr. Monday asked that the Board go back into Executive Session for legal council.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried unanimously the Board reconvened into Executive Session for legal matters [Section 2.2-3711(A)(7), 1950 Code of Virginia, as amended. The Board concurs to go into Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., the Board concurs to adjourn and carried unanimously.

Voting Aye: Harris, Foley, Martin and Young

Voting Nay: None

Ordered that the Board be adjourned until December 10, 2007 commencing at 1:00 p.m.

, Chairman

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 Monday, December 10, 2007 at 1:00 p.m.

PRESENT: David G. Young, Chairman; Jonathan Large, Vice Chairman; H. Danny Foley, Sr., Crystal P. Harris, and Roger L. Martin, Board Members; Michael Burnette, County Administrator; Jeannie Frisco, Assistant County Administrator; Eric Helms Monday, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

The Chairman 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 H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the agenda for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the minutes for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

THE FOLLOWING ARE SUMMARIZED MINUTES FROM NOVEMBER 19, 2007 MEETING. VERBATIM MINUTES ARE AVAILABLE BY REQUEST ON CD AT THE COST OF MATERIALS.

The Chairman opened the Public Comment Period. The Chairman asked for comments from the public. One citizen addressed the Board.

Mr. Roger Hayden came before the Board concerning the DSL project.

Mr. Hayden thanked everyone for the efforts they put forth to secure grants in order to get DSL in our rural area even though we have not received them. We need to be more proactive and supportive in applying and securing grants. He asked that his supervisor Mr. Large become more proactive and supportive of the DSL. Mr. Hayden thanked Mr. Martin and Mr. Young and Ms. Harris for all the work they had done in support of the DSL and of the Board's continued support on the DSL project and technology in the rural areas. Mr. Hayden with the understanding that Mr. Martin's term ends December 2007, thanked Mr. Martin for his years of service to Patrick County and stated he for one would miss him and so will many other citizens. Mr. Martin thanked Mr. Hayden and stated DSL and Broadband would bring our area into a new era. Mr. Martin said the only thing with the DSL is that Embarq doesn't want to foot the bill they want someone else too. Mr. Hayden stated that Embarq said that it was not cost effective but, they have switching stations all over the county and these stations could be updated and upgraded to DSL. They don't want to put so much capital out and take so long to get it back. Mr. Hayden suggested that our supervisors put more pressure on the communications companies about the rural areas. Mr. Young stated that we have done that over the past several years and I think you were right in your first analysis it is the percentage of profit that they want. The Board will continue to work to get DSL in our County. Mr. Hayden stated that we are 26th on the list of Countries that supply DSL in the United States. Mr. Large stated that Mr. Hayden had singled him out as not being active enough in the support of the DSL and asked him if he had any words of how he could be more proactive in getting the DSL. Mr. Hayden stated more positive input. Mr. Large stated that every time that Mr. Hayden called him he had called him back. We debated the issue, I had talked with Mike over the last two years on the PSA, I don't know what else to say. The Tobacco Commission has told us what we can and can't do and we have an update on that today. I am frustrated with the work that I am doing when you keep saying I am not active enough. I want to see this as much as anybody. We have a list of priorities and I am not sure where that fits in, it's not on the top but it's defiantly not on the bottom. It is probably two or three but I have stated that Public Safety is first priority. Mr. Hayden stated that it just didn't seem

like Mr. Large was active. Mr. Large stated that if Mr. Hayden would give him more ideas to work with he would look at those. But at this point we have done all that we can. I have served on the PSA for two years and I explained that to you over an eight-month period about doing the Mid-Atlantic Broadband.

Mr. Young stated that we would continue to work together and eventually we would get DSL. I would love to see it all over the County. We would see a number of businesses all over the rural areas. The Board has many times asked our legislators in Richmond, Congressman Boucher and the Governor. Mr. Hayden asks Mr. Large if he would contact the Governor's office again, that is why he singled him out because he is the supervisor for Dan River and they need all the help they can get. Mr. Large stated once again that if Mr. Hayden would give him more ideas he would take a look at them. Mr. Large stated that his philosophy has always been that if you are going to criticize you and explain why you are doing something wrong then at the same time I am going to tell you what you need to do to make it right. Mr. Hayden asked that Mr. Large support the grant and support using tobacco money. Mr. Large stated that he would not give them \$920,000.00 when they have never given a proposal. The entire Board wants to see the DSL come to fruition but I just can't see giving our whole tobacco allocation when they have told us that it won't work. A subsidy of some form would be fine but again we have to look at public safety first and then come down our priorities to this. I have told the citizens to keep lobbying Embarq. Mr. Hayden asked if the public safety and the DSL could be somehow intertwined. Mr. Large stated that right now there are more important issues like the communication we've talked about with Fire & Rescue. Mr. Hayden asked if both projects could be worked on simultaneously. Mr. Large stated that it would come down to dollars and cents. If we spend our whole tobacco allocation on the DSL then we won't have any money left for communications. Mr. Hayden asked if Embarq would help out without having to have such a great amount of subsidy. Mr. Large stated that he could not answer that question.

Mr. Hayden thanked the Board.

Mr. Steve Allen's report was presented later because he was out on a rescue call.

Report County Administrator: Michael Burnette

School Budget Revisions: Dr. Morris

Dr. Morris requested that the Board approve changes to the Patrick County School System budget. The grants do not negatively impact local funding. The biggest increase is the One Stop Grant, which is providing specific training for Results. It does not require a local match. It is mostly career technical education. The adjustments are:

- Increase the Workforce Investment Grants by \$2,766.84.
- Increase the budget amount for Career and Technical Education in the amount of \$7,511.16.
- Increase the One-Stop Grant by \$476,438.45 for Results training.
- Allocate the Emergency Response grant in the amount of \$99,000.
- Allocate the continuation of the Gear-Up grant in the amount of \$8,450.00

Mr. Martin asked if the increase in cost for contingency items would effect this year or years to follow and Dr. Morris stated no. All the money for the grants are for specific purposes and have to be used for that particular purpose and nothing else.

On Motion by Crystal P. Harris and seconded by H. Danny Foley Sr., and carried the Board approves the changes to the Patrick County School Board Budget. The vote carried unanimously.

Vote Aye: Harris, Young, Foley, Martin, and Large

Vote Nay: None

December Joint Meeting of the Board of Supervisors and School Board

Mr. Burnette stated that the Board received an invitation to attend a joint meeting with the School Board on December 6, 2007. Dr. Morris personally invited the Board to the dinner meeting on December 6 at the Patrick County High School. He stated that it was a work session for the school and would be very enlightening for the Board.

Mrs. Harris asked Dr. Morris if he would like for the three new Board members to attend. Dr. Morris stated that they had already sent letters of congratulations to each of the new incoming Board members and an invitation to attend. The invitation also included a tour just as the other members of the Board have received.

Mr. Burnette stated that the Board would be schedule a joint work session with the School Board on December 6, at 6:00 at the Patrick County High School.

On motion by Crystal P. Harris and seconded by H. Danny Foley Sr. and carried unanimously the Board approved to adopt the joint work session with the School Board on December 6, 2007 at 6 p.m. at the Patrick County High School.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

Dr. Morris thanked the Board on behalf of the Patrick County School Board for their continued support of the schools in Patrick County.

Patrick Springs Jail Property Option Renewal

Mr. Burnette told the Board that the option on the land in the Patrick springs area potentially for the location of the new jail would be running out November 28, and the Board needed to vote on the renewal option. The Board voted in June to obtain the option. The renewal option would cost \$13, 750, and it would end on May 28, 2008.

Mr. Martin stated that he did not think the Board had received enough information on what is available. He stated that there is property in the town of Stuart and he stated that he was not comfortable with continually getting options. They are only putting money in someone else's pocket. He also stated the Board needs to know what the sheriff's office wants in terms of jail space. Mr. Martin stated that he had not seen the property in Patrick Springs, but he knows they will spend a lot of time taking the prisoners back and forth from Patrick Springs to the court house. He stated that research and study needed to be done to determine how to provide the best site with the best service at the least cost to the County.

Mrs. Harris stated that she supported the option the first time because she was trying to move the issue of the new jail along, but she is concerned that the

person who owns the land and does put a lot of money into candidates in the recent election. She stated that she thought the jail should be built in town and that the decision should not be influenced by someone who lives outside the county.

Mr. Foley stated that there was no need to smear someone who was approached by the County. He also stated that he would abstain from the vote because he was related to the property-owner.

Mr. Young stated that the Patrick Springs site may have been the best site; however, the people of Patrick Springs basically said they did not want water and sewer and the project is probably dead. He stated that without water and sewer services, the site would not be feasible for the jail. By that he meant that the people supported a candidate who was opposed to water and sewer in Patrick Springs. He stated that the future Board members would probably kill the water and sewer project, which means any economic development, will have to come between Stuart and Rich Creek Corporate Park, which already has those facilities.

Mr. Martin stated that he just wants to see what's done to be in the best interest of the County.

Mr. Young stated that he served on the jail study committee along with Mr. Foley, Mr. Burnette, Sheriff Hubbard and other local officials. He stated that the committee met with the Virginia Department of corrections and extensive study was done into the issue. He stated that he did not buy the argument about the inmates being transported four miles from the jail to the courthouse when they are being transported well over 100 miles to be housed in the New River Valley regional jail or to Martinsville, Danville, Roanoke, Abingdon or Staunton. He stated that not only was it an added expense to the county but that the officers were also losing precious time. He stated that something must be done as soon as possible to fix the situation of a jail designed to hold eight inmates holding 50-60 on a daily basis. Mr. Young also stated that the DOC in Richmond is the one who sets the standards on how many beds are required and what the amenities must be to go with it. They are the law and have stated that the county must figure in room for expansion.

Mr. Martin stated that the longer the Board waits, the more costs go up. He also stated his earlier recommendation that inmates should be forced to pay for their room and board in the jail.

Mr. Young also stated that Mr. Monday had already told them that every locality that has tried to force them to pay has been sued by the American Civil Liberties Union.

Mr. Monday sated there is already a hug number of outstanding fines and court costs that cannot be collected because defendants do not have jobs or money. He sated that you cannot get blood from a stone. Every locality has court people, about 500-600, who end up in the court system over and over and they do not mind going to jail for a place to say and three meals a day. And the reason that most of them are in there is because they do not work and they have no assets.

Mr. Young stated that it is costing about \$27,000.00 a year for every inmate. He stated that Patrick County has one of the highest costs in the state for operating the jail partly because of the cost of transporting the prisoners to other jails. Building a new facility will actually lower the cost. He stated that Regional jails are generally profitable because they can charge small localities for keeping their prisoners. Mr. Young stated that it is important that we move forward.

On motion by Roger Martin and seconded by Crystal P. Harris the board voted not to renew the option of the land in Patrick Springs for a potential site for a new jail. Mr. Foley abstained because he was related to the property owner.

Voting Aye: Harris, large, Martin, and Young

Voting Nay: None

Abstained: Foley

FY2006 Jail Cost Report

Mr. Burnette stated that the Board had received a very large report from the State on jail costs around the Commonwealth for FY2006. He opened up for any questions or comments from the Board.

The Board members were very enlightened by the report because it broke down the total operating costs of revenue and expenditures to show inmate cost per day and the percent of funding that the Commonwealth, federal and local government, and other sources contribute to the operation of each jail.

Report: VDOT Resident Engineer Lisa Hughes

Ms. Hughes report included the secondary six-year plan, addition of Route 738, replacement of deck truss on Route 772 over Spoon Creek, Church Hill Lane Rural Additions project, and changes to the State Secondary and Primary Highway System in Patrick County.

Ms. Hughes stated that she sent Mr. Burnette a letter from the comments they received at the public hearing. She recommended that they add Hooker Creek Road which has a traffic count of sixty at a cost of \$200,000.00 to get the road paved and it would be a rural rustic road. She stated that she would also like to add the replacement of the bridge deck trusses on Rt. 772 over Spoon Creek. She stated that she would like to put it above the 773 bridge if it meets the pleasure of the Board. She stated that Church Hill Lane does qualify at a cost of \$270,000 for about six tenths of a mile. She stated that you can allocate up to five percent of your secondary money to rural additions but there is not much money for that now, and it would take money away from the paving projects. Ms. Hughes asked that the Board approve the updated plan and the budget for next year.

Mr. Large asked if they changed the project from the 773 to Spoon Creek, how long it would take before 773 got completed. Ms. Hughes stated that money is still being put towards it and currently they have \$300,000.00 to put on it next year, but there is a long way to go because it is estimated at a cost of three and one-half million dollars. It will take a long time to accumulate enough money for the project. From Rt 103 to 781 which will be close to four million dollars. Mr. Large asked if Ms. Hughes thought 772 was more urgent because of safety issues and she stated yes.

Mr. Foley asked why the Board had to approve her budget. Ms. Hughes stated that the Board sets the priorities and VDOT funds them accordingly. It is done according to the code of Virginia for the Board to approve the budget.

On motion by Roger Martin and seconded by H. Danny Foley, Sr. and carried 4-1 the Board approved the changes brought forth by Ms. Hughes.

Voting Aye: Foley, Large, Martin, and Young

Voting Nay: Harris

Reassessment Update

Mr. Burnette stated that the clerk's position for the reassessment has been advertised. The interviews are scheduled for the week of November 26. It is anticipated for someone to be in place mid-December. The sales report is being finished up so the Board would have it for the next meeting. The first floor storage room will be used for the reassessment office, and all the files in the storage were moved to the maintenance storage temporarily. Another update will be given during the December meeting.

County - wide DSL Update

Mr. Burnette stated that the DSL application did not receive approval from the Tobacco Commission. They had been instructed to look at restructuring the project by bringing in Mid-Atlantic Broadband and as a partner Embarq to find a way to make a partnership work that would allow the project being done with technology funds without using County funds. It is hopeful that will move forward and be able to come back to the Board in December so a new application can be completed if need be.

Mr. Large stated that it was the project that the PSA had been working on. Mr. Burnette stated that he did not think the PSA had been working on the DSL project, but rather on the wireless project. Mr. Large asked if it was different from the wireless and Mr. Burnette stated that it was different. The DSL uses hardwire as opposed to wireless. They are hoping to do the hardwire and eventually come back with the wireless for areas that cannot be picked up with hardwire. It is a combination type of thing.

Use of County Map

Mr. Burnette stated that a request has been made from a company called Tele Atlas North America for permission to allow the County map to be used for their data base. They do commercial data projects for fortune 500 companies, businesses and industries. It is a mapping organization and they are trying to update their databases so that the information for address directions, etc. would be more accurate when a person is getting driving directions, etc. to the county. There would be no cost to the county and it would be for their internal use. Mr. Burnette thought it would be a good idea because it would make it easier for outsiders to get

around in Patrick County. They do not buy the rights to the data; they only get permission to use the data. It is just updating current information. It is electronic data that is not listed in other places.

On motion by Roger Martin and seconded by Crystal P. Harris, and carried 4-1 the Board approved Tele Atlas to use the data from the County map for Internal needs.

Voting Aye: Foley, Harris, Martin and Young

Voting Nay: Large

Patrick County Landfill Issue

Mr. Burnette stated that there was a possible Patrick County Landfill issue at the closed landfill. The letter that was received from the Department of Environmental Quality is concerned about some bleach agents, especially Vinyl Chloride which was detected above the normal range. They have requested additional information and are very concerned about some of the findings. They are stating that the County may have to redo the Corrective Action Plan as a result of the detections in the Sentinel Well. The letter is from Olver Incorporated, which does the County's sampling and most of the work at the landfill concerning environmental issues. They are working on the vinyl chloride issue and they noted that there are some distance issues in putting in the monitoring wells. They have also asked that they be on-site for the next sampling being done by DEQ. The issue right now is not something that the County needs to do anything about as a Board. Mr. Burnette stated that he just wanted the Board to be aware of the potential issue. Olver is working with DEQ to make sure the County is in compliance and continue to monitor the landfill. The next couple of samplings will show if anything needs to be done. More information will be available once a letter has been received from DEQ. They are not concerned about methane, but rather the vinyl chloride levels. It will be a couple of months before anything is available.

Health Department Request

Mr. Burnette stated that a letter was received from the Health Department requesting that the \$10, 253. 43 of unused funds from the Patrick county Health Department are used to purchase a vehicle to be utilized by Patrick county

Health Department staff to provide for the public health needs of Patrick County residents.

Mr. Martin stated that the County already has vehicles that could be used for such purposes and he thinks it is a disgrace to buy another one and misuse the County's funds. Mr. Martin stated that he would like a list of the vehicles and what they are being used for. He stated that priorities needed to be set. The Board discussed the issue of the vehicles, the frequency and the mileage of them.

Mr. Burnette stated that he would have the Health Department come to the December meeting and explain their needs to the Board before a decision is made.

Isle of Wight Resolution to Ban Plastic Bags

Mr. Burnette stated that a request has been made from the Isle of Wight County Board of Supervisors for localities around the Commonwealth to pass resolutions asking the General Assembly to allow localities to ban the use of plastic bags.

The Board discussed the issue and decided that there were possibly better ways of dealing with the situation than banning the use of all plastic bags. Recycling was one of the possible solutions mentioned and for the public not to pollute the County.

It is the consensus of the Board not to support the Resolution of banning plastic bags.

2008 Poet Laureate

Mr. Burnette stated that the Board created a 2007 Poet Laureate. One nomination was made for the 2008 Poet Laureate and Mr. Burnette asked the Board if they wanted to make a public request for nominations for that honor.

On motion by H. Danny Foley, Sr. and seconded by Crystal P. Harris and carried 4-1 the Board approved to accept nominations for 2008 Poet Laureate by December 10 meeting from the general public.

Voting Aye: Foley, Harris, Large, and Young

Voting Nay: Martin

Department of Juvenile Justice Budget Reduction

Mr. Burnette stated that there had already been some budget cuts from the statewide VJCCA appropriations of 2.5% (\$362,650). Patrick County's reduction represents \$882 from FY 2007. The court is going to absorb it with an existing budget, so the Board does not need to make any additional appropriations.

The Board adjourned for a five-minute recess.

The Board reconvened into session after the recess.

Other

Mr. Foley asked about the projector in Mrs. Frisco budget. Mr. Foley stated that he wanted to know what the projector was going to be used for. Mrs. Frisco stated that the Epson projector was approved with her budget request and is currently being used in the Extension office for PowerPoint presentations. Mr. Young stated that he remembered it being in her budget.

Mr. Foley stated that the other question he had was concerning the fireworks, which are \$800 higher than was in the budget. Mr. Burnette stated that he would check on it because it actually came from the town and they are reimbursing the County on those.

Mr. Foley also stated that the County was paying property taxes on some of the copiers. Mr. Burnette stated that it was because they were leased.

Approval of bills, claims and appropriations

A number of bills and claims against the County were presented and examined. On motion by H. Danny Foley, Sr. seconded by Crystal P. Harris and carried, the bills and claims were ordered paid and the following warrants were issued in payment of same:

On the General County Fund: Warrants No. 28680- 28838

On the General County Fund: Warrants No. 88201 - 88561

On Asset Forfeiture Fund: Warrants No. N/A

On Law Library Fund: Warrants No. N/A

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., and seconded by Crystal P. Harris and carried, the requests for appropriations are approved, as presented, therefore, **BE IT RESOLVED** by the Board of Supervisors of the County of Patrick, Virginia, that the following appropriations be, and the same hereby are, made for the month of November, 2007: **General County Fund - \$988,000.00; Social Services (VPA) Fund- \$100,000.00; Comprehensive Services Act- \$ 0; and County School Funds - \$2,500,000.00; TOTAL ALL APPROPRIATIONS- \$3,588,000.00**

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, it is hereby ordered that Carolyn I. Tatum, Treasurer, transfer the amount of Seven Hundred Fifty Thousand Dollars (\$750,000.00) from the General County Fund to the Contingency Fund, as set forth and approved in the 2007-2008 fiscal year budget.

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for additional appropriations are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>For</u>
County Administration	\$130.76	Office Supplies
County Administration	\$3.57	Telephone
County Administration	\$3.35	Telephone
Treasurer	\$211.40	Postage
Treasurer	\$190.00	Travel (Conv/Edu)
Circuit Court	\$20.00	Telephone
Commonwealth Attorney	\$1.00	Telephone

Sheriff	\$275.00	Ammunition & Targets
Sheriff	\$962.50	Overtime Payments
Sheriff	\$450.30	Sheriff/Equipment Maint.
Emergency Services	\$93.35	Vehicle Fuel
Transfer Station	\$346.54	Recycling
Recreation Department	\$8,000.00	Recreation Park Grant
Tourism	\$2,500.00	Raven Den Arts Centre
Tourism	\$557.38	Marketing
Non – Departmental	\$ 800.00	Purchase of Fireworks
Capital Depreciation	\$19,000.00	HVAC Upgrade – County Admin
Patrick County Public Schools	\$2,500,000.00	County School Funds

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for transfer of funds are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Sheriff-Maint of Jail	\$1,227.27	Doctor's Fees	Medical Lab Supplies
Building Inspection	\$200.00	Vehicle Equip Maint.	Office Supplies
Animal Pound	\$20.23	Other Operating Sup.	Office Supplies
Maint. Bldg & Grounds	\$600.00	Vehicle/Equip. Maint.	Vehicle/Equip Fuel
Maint: Animal Pound	\$400.00	Rug Rental	Cleaning Supplies
Maint: Animal Pound	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Sheriff Magis. Office	\$500.00	Rug Rental	Cleaning Supplies
Maint: Sheriff Magis. Office	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Transfer Station	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Park Facilities	\$100.00	Repair/Maint-Gen	Fire Alarm Monitoring
Tourism	\$120.59	Marketing	Office Supplies
Patrick County Ext.	\$101.55	Reim./VPI for Agents	Office Supplies
Capital Depreciation	\$1,454.35	Capital Depreciation	CD-Accounting Software
Patrick County School	\$500,000.00	General Fund	County School Funds

Primary Natural Disaster Designation

Mr. Burnette stated that he had received a letter from the Department of Agriculture noting that our locality has be designated a primary natural disaster area due to losses caused by drought that occurred during the 2007 crop year. This

designation makes farm operators in both the primary and contiguous counties and independent cities eligible to be considered for low-interest emergency loans from the Farm Service Agency, provided eligibility requirements are met.

Other: Christmas Parade

Mr. Burnette stated that the Board has been invited to participate in the Christmas parade this year on December 1. Crystal stated that she would ride in the parade.

Other: December 31 request

Mr. Burnette stated that the staff is requesting to be off on December 31, 2007, New Year's Eve, because it is a State holiday that day and the county staff would also like that day off. Mr. Burnette stated that it was something they were considering for the new handbook but a decision was not made.

On motion by Crystal P. Harris and seconded by Roger Martin, and carried unanimously the Board moved to table the request to be off New Year's Eve to the December 10, 2007 meeting.

Voting Aye: Foley, Harris, Large, Martin, Young

Voting Nay: None

Other: Resignation of Assistant County Administrator, Jeannie Frisco

Mr. Burnette told the Board that he had received a letter of resignation from Jeannie Frisco the Assistant County Administrator and Tourism Director for a very prestigious position in Henry County. He thanked Mrs. Frisco for all the support that she had given to him, the Board and the entire staff and for everything she had done over the last ten years for the County. He stated that it would be a loss for Patrick County and he wished her luck.

Members of the Board thanked Mrs. Frisco for her hard work and wished her luck in her new position.

Mr. Young presented Mrs. Frisco a plaque of appreciation and a pink bike helmet. He presented her with the helmet, but stated that now she would have to get on a bike. Mrs. Frisco would have to get her own bike since she will be overseeing the development of a bicycle-friendly community. Mr. Young stated that he had been a board member for five years and that Mrs. Frisco is one the most dedicated employees Patrick County has ever had. He commended her for her hard

work and dedication to tourism and other interests in the County. He stated that Mrs. Frisco had been offered the position of director of the Crooked Road Heritage Music Trail, as well as a position with the Virginia Tourism Corporation, but she turned both positions down because she wanted to live and work in Patrick County. He stated that Mrs. Frisco also spoke at a conference held by Congressman Rick Boucher's office concerning tourism in Virginia.

Mrs. Frisco stated that she plans to continue to live in Patrick County although she will be working in Henry County. Instead of being a County Official she will be a taxpayer with a voice.

Mrs. Harris stated that as a former cafeteria manager at Woolwine Elementary School, she had known Mrs. Frisco as a student and watched her grow up. He stated that Mrs. Frisco always had the best interests of Patrick County at heart.

Mrs. Frisco thanked the Board for the wonderful chance to work with caring citizens, superb businesses and dedicated government employees and a county that worked together for the good of all. She wished the Board its best in future endeavors and stated that she was proud to call Patrick County her home.

Report: Assistant County Administrator

Mrs. Frisco gave her final report to the Board as Assistant County Administrator and Tourism Director. Mrs. Frisco stated that there was money funded for the Mayo River Rail Trail. Mrs. Frisco stated that Mr. Martin had been trying to spend the \$70,000 for Gateway signs that has been sitting there for several years. She stated that she wanted the Board to be aware of the fact that there is money in the budget that is specifically for the trail, and she let them know that there would be legal ramifications if it was spent for anything else.

Mrs. Frisco stated that Board had received a couple of handouts; one is from Tony Opperman with the Virginia Transportation office out of Richmond. Mr. Opperman stated that it looked very promising for Patrick County to receive the National Historic Covered Bridge Preservation Grant. She stated that they were able to leverage the Tobacco grant money so there was no local funds coming out of the County for the grant and it was the only application for the Commonwealth that was submitted But because the FHWA Headquarters has been slow in getting the

covered Bridge funds obligated they need an update on how the delay may be affecting the project with regard to schedule and budget.

They specifically need to know:

- What is your anticipated project schedule to get the work done, and has that changed from what you may have initially proposed, and
- Is your funding request sufficient to cover any anticipated escalation in cost that may have occurred due to slow reaction from FHWA?

Mrs. Frisco asked if they could just send a letter stating that they were waiting on the grant money before we move forward with the project because we do not have any funds and that we were waiting to hear from the award. They let Mrs. Frisco know that that would be fine. Mrs. Frisco stated that she needed a consensus from the Board that it was okay for the County Administrator to sign off on the letter to let them know that we still want the funds and to accept grants for the Covered Bridge Preservation Program.

Mrs. Harris stated that it was a win-win situation and that the historical bridges could be restored and preserved at no cost to the County. Mr. Young stated that since Patrick County owns those bridges they are also responsible for those bridges and since the County is required to maintain them, it would be ridiculous to give up a grant for their preservation. It is federal tax money that is going to be spent and it will go to another state if Patrick County does not receive it.

The Board gave the consensus for Mr. Burnette to accept grants for the Covered Bridge Preservation Program.

Mrs. Frisco stated that the Board has also received a letter from Bobby Mangrum of the Woolwine Ruritans Club that they would take over the Covered Bridge Festival, but they would need funding for three years. They stated they would take it over for the fourth annual festival, but they would like some assistance from the Board.

Mr. Martin stated that he would like more information on how much help they would need. He stated that he would rather see a private enterprise do it; however, he did applaud the Ruritans for their interest. Mr. Martin stated that it needed to be addressed by the next Board members. Mrs. Harris stated that it has already been approved for the upcoming year in the budget and she recommended using what had been approved for this year and then the new Board members could

decide what to do over the next two years. Mr. Foley asked if it has already been approved and Mrs. Harris stated that it has already been approved for this year. Mr. Foley stated that his concern was that if funding was given to the Ruritan Club in Woolwine, then other clubs would also be asking for funding.

Mrs. Frisco pointed out that first of all it was a County festival and it was not started by an organization or club. And the County requested that it become the Virginia State Covered Bridge Festival. She also pointed out that the Board does give contributions to non-profit organizations. She stated that the Ruritans should be commended for stepping in and offering to take over the festival that the County started. Mr. Young stated that it was the intent of the Board to find a local organization to take over the festival. Mrs. Frisco stated that they broke even during the festival and then there was additional revenue that came in, so the County made about \$200-\$300.

A member of the Board asked Mr. Burnette if the applications that were supposed to be submitted had been taken care of for the updated census addresses and Mr. Burnette stated that it had been done and sent in a couple of days before the deadline.

Report: County Attorney

Mr. Eric Monday's report will be discussed in Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., 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: Young, Foley, Harris, and Martin

Voting Nay: Large

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.

Mr. Martin and Ms. Harris left during Executive Session.

The Board reconvenes into regular session.

Report: Emergency Services Issues-Steve Allen, EMS Coordinator

Mr. Allen stated that a request for proposals to upgrade the communications systems for fire, rescue, and sheriff channels was sent out. There were only two respondents; a letter of no response to bid and one proposal from G.C.S. communications for a total bid of \$220,561. We have \$193,130 in grant funding for this project; however, we are short \$27,431 to award the complete project. Mr. Allen stated that he has spoken with Mickie Martin to see if there were any funds in the 911 budget that could fund the remainder of the project. Mr. Allen stated that the county had placed money in the 911 budget for upgrading the communications for several years and that there may be some funding in that account to cover the remainder of the project.

Mr. Allen broke the total project down for the Board and a copy was given to the Board members. Mr. Allen gave the Board a spreadsheet that showed a balance of \$39,685.58 that was not used by the deadline and would have to be paid back from the County. Mr. Allen met with Cheryl Adkins regarding Patrick County's grants. She said they would have to go back through and check all the invoices and payment records. She said the money that was not expended would have to be

returned. She also stated that the \$51,336.00 from the invoice was past the completion date of the 2004 grant and unfortunately cannot be used for this grant.

Ms. Harris asked Mr. Allen if the money was spent inappropriately and according to the paperwork that Mr. Allen has, the money was spent inappropriately. According to Mr. Allen four grants were proposed to get the communication system and some purchases were spent out of that grant money that should not have been spent out of the grant money, such items as tile, oil, and paint rollers were not allowed.

Mr. Monday stated that this was not the first grant that has been a problem. He stated that he would contact people in Richmond and DC both, and all they could say was no.

Mr. Allen stated that it was a possibility the Primland would let the fire and rescue of Meadows of Dan use their tower. According to Ms. Harris everyone thought the tower at Vesta had been hooked up. However, they did not know that it had not been connected. Mr. Allen stated that the number three repeater was in Pat Stanley's building and it had not been hooked up to the 911 center, so he went up and removed it. It was at that time that they found out nothing had been hooked up at Meadows of Dan School. Mr. Allen stated that he had until November 30, 2007 to have the \$51,336 from the 2005 Interoperability Grant for an extension on the grant. Then they will have 90 days following this date to send the paid invoices to the state. Or the County will have to pay back some more money. An obligation has to be sent to the state by November 30, 2007. Mr. Large stated that he did not understand how the money had fallen through the cracks and nobody caught it before now. The Board thanked Mr. Allen for finding the errors these errors since he took over just a few months ago.

On motion by Jonathan Large, seconded by Crystal P. Harris and carried unanimously the Board approved the proceeding of making the communication system work on the Meadows of Dan tower as well as BelAir at a cost of approximately \$103,000 for fire, rescue and police.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

The board recessed until the Mayo River Skate Park Update at 5:45.

The Board reconvened at 5:45.

Mayo River Skate Park update

Mr. Young stated that several members of the community came to talk about the Mayo River Skate Park. Mary Scharn was the first to speak. She stated that she had found out a couple of things-if they had an organization name and tax ID # they could apply for grants from Pepsi up to \$100,000.000. She stated that Wal-Mart also has several types of programs. They have a community involvement program where they give money to the community. They also have a fundraising matching program, so if they raised up to \$1,000 Wal-Mart would match that \$1,000. She stated that she had not been able to contact them to find out if it was a one time deal or if you had to apply every year.

Ms. Harris stated that you have the fundraiser and then you show them proof of what you raised and it is once a year.

Mary stated that the kids have also had some ideas about doing demonstrations. She also stated that they could ask local supply companies to help.

Karen Bocock addressed the Board and she stated that Mr. Crissman showed her the Tony Hawk grant that he would apply for at the end of September 2007. She stated that she had not heard anymore about the grant.

Mr. Young stated that the hill behind SunTrust bank and DeHart Park could be used as the skate area. Ms. Harris added that it was already patrolled at night and it had lighting. Plus the restroom facilities are already at DeHart Park. Mr. Young stated that it would make more sense to put it at DeHart where the other recreation was already taking place. They would also have all the amenities that go with the rest of the park including the picnic tables etc. The members of the Board discussed it and they just want to help the kids with the least amount of money coming out of the County. Several businesses have stated they would be willing to give supplies to build ramps etc. Mr. Large stated that a plan should be established before a resolution was made. Mr. Large also stated that since they were thinking about changing locations that they needed to go back before the Recreation Board. Ms. Scharn and Ms. Bocock thanked the Board for allowing them to come and the Board thanked them for coming.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried 3-1 the Board entertained a motion of resolution contingent upon enough space anywhere in Dehart Park for a skate park.

Voting Aye: Harris, Foley, and Young

Voting Nay: Large

Mr. Monday asked that the Board go back into Executive Session for legal council.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried unanimously the Board reconvened into Executive Session for legal matters [Section 2.2-3711(A)(7), 1950 Code of Virginia, as amended. The Board concurs to go into Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., the Board concurs to adjourn and carried unanimously.

Voting Aye: Harris, Foley, Martin and Young

Voting Nay: None

Ordered that the Board be adjourned until December 10, 2007 commencing at 1:00 p.m.

, Chairman

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 Monday, NOVEMBER 19, 2007 at 1:00 p.m.

PRESENT: David G. Young, Chairman; Jonathan Large, Vice Chairman; H. Danny Foley, Sr., Crystal P. Harris, and Roger L. Martin, Board Members; Michael Burnette, County Administrator; Jeannie Frisco, Assistant County Administrator; Eric Helms Monday, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

The Chairman 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 H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the agenda for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the minutes for the meeting was approved.

Voting Aye: Large, Foley, Harris, Martin, and Young

Voting Nay: None

THE FOLLOWING ARE SUMMARIZED MINUTES FROM NOVEMBER 19, 2007 MEETING. VERBATIM MINUTES ARE AVAILABLE BY REQUEST ON CD AT THE COST OF MATERIALS.

The Chairman opened the Public Comment Period. The Chairman asked for comments from the public. One citizen addressed the Board.

Mr. Roger Hayden came before the Board concerning the DSL project.

Mr. Hayden thanked everyone for the efforts they put forth to secure grants in order to get DSL in our rural area even though we have not received them. We need to be more proactive and supportive in applying and securing grants. He asked that his supervisor Mr. Large become more proactive and supportive of the DSL. Mr. Hayden thanked Mr. Martin and Mr. Young and Ms. Harris for all the work they had done in support of the DSL and of the Board's continued support on the DSL project and technology in the rural areas. Mr. Hayden with the understanding that Mr. Martin's term ends December 2007, thanked Mr. Martin for his years of service to Patrick County and stated he for one would miss him and so will many other citizens. Mr. Martin thanked Mr. Hayden and stated DSL and Broadband would bring our area into a new era. Mr. Martin said the only thing with the DSL is that Embarq doesn't want to foot the bill they want someone else too. Mr. Hayden stated that Embarq said that it was not cost effective but, they have switching stations all over the county and these stations could be updated and upgraded to DSL. They don't want to put so much capital out and take so long to get it back. Mr. Hayden suggested that our supervisors put more pressure on the communications companies about the rural areas. Mr. Young stated that we have done that over the past several years and I think you were right in your first analysis it is the percentage of profit that they want. The Board will continue to work to get DSL in our County. Mr. Hayden stated that we are 26th on the list of Countries that supply DSL in the United States. Mr. Large stated that Mr. Hayden had singled him out as not being active enough in the support of the DSL and asked him if he had any words of how he could be more proactive in getting the DSL. Mr. Hayden stated more positive input. Mr. Large stated that every time that Mr. Hayden called him he had called him back. We debated the issue, I had talked with Mike over the last two years on the PSA, I don't know what else to say. The Tobacco Commission has told us what we can and can't do and we have an update on that today. I am frustrated with the work that I am doing when you keep saying I am not active enough. I want to see this as much as anybody. We have a list of priorities and I am not sure where that fits in, it's not on the top but it's defiantly not on the bottom. It is probably two or three but I have stated that Public Safety is first priority. Mr. Hayden stated that it just didn't seem

like Mr. Large was active. Mr. Large stated that if Mr. Hayden would give him more ideas to work with he would look at those. But at this point we have done all that we can. I have served on the PSA for two years and I explained that to you over an eight-month period about doing the Mid-Atlantic Broadband.

Mr. Young stated that we would continue to work together and eventually we would get DSL. I would love to see it all over the County. We would see a number of businesses all over the rural areas. The Board has many times asked our legislators in Richmond, Congressman Boucher and the Governor. Mr. Hayden asks Mr. Large if he would contact the Governor's office again, that is why he singled him out because he is the supervisor for Dan River and they need all the help they can get. Mr. Large stated once again that if Mr. Hayden would give him more ideas he would take a look at them. Mr. Large stated that his philosophy has always been that if you are going to criticize you and explain why you are doing something wrong then at the same time I am going to tell you what you need to do to make it right. Mr. Hayden asked that Mr. Large support the grant and support using tobacco money. Mr. Large stated that he would not give them \$920,000.00 when they have never given a proposal. The entire Board wants to see the DSL come to fruition but I just can't see giving our whole tobacco allocation when they have told us that it won't work. A subsidy of some form would be fine but again we have to look at public safety first and then come down our priorities to this. I have told the citizens to keep lobbying Embarq. Mr. Hayden asked if the public safety and the DSL could be somehow intertwined. Mr. Large stated that right now there are more important issues like the communication we've talked about with Fire & Rescue. Mr. Hayden asked if both projects could be worked on simultaneously. Mr. Large stated that it would come down to dollars and cents. If we spend our whole tobacco allocation on the DSL then we won't have any money left for communications. Mr. Hayden asked if Embarq would help out without having to have such a great amount of subsidy. Mr. Large stated that he could not answer that question.

Mr. Hayden thanked the Board.

Mr. Steve Allen's report was presented later because he was out on a rescue call.

Report County Administrator: Michael Burnette

School Budget Revisions: Dr. Morris

Dr. Morris requested that the Board approve changes to the Patrick County School System budget. The grants do not negatively impact local funding. The biggest increase is the One Stop Grant, which is providing specific training for Results. It does not require a local match. It is mostly career technical education. The adjustments are:

- Increase the Workforce Investment Grants by \$2,766.84.
- Increase the budget amount for Career and Technical Education in the amount of \$7,511.16.
- Increase the One-Stop Grant by \$476,438.45 for Results training.
- Allocate the Emergency Response grant in the amount of \$99,000.
- Allocate the continuation of the Gear-Up grant in the amount of \$8,450.00

Mr. Martin asked if the increase in cost for contingency items would effect this year or years to follow and Dr. Morris stated no. All the money for the grants are for specific purposes and have to be used for that particular purpose and nothing else.

On Motion by Crystal P. Harris and seconded by H. Danny Foley Sr., and carried the Board approves the changes to the Patrick County School Board Budget. The vote carried unanimously.

Vote Aye: Harris, Young, Foley, Martin, and Large

Vote Nay: None

December Joint Meeting of the Board of Supervisors and School Board

Mr. Burnette stated that the Board received an invitation to attend a joint meeting with the School Board on December 6, 2007. Dr. Morris personally invited the Board to the dinner meeting on December 6 at the Patrick County High School. He stated that it was a work session for the school and would be very enlightening for the Board.

Mrs. Harris asked Dr. Morris if he would like for the three new Board members to attend. Dr. Morris stated that they had already sent letters of congratulations to each of the new incoming Board members and an invitation to attend. The invitation also included a tour just as the other members of the Board have received.

Mr. Burnette stated that the Board would be schedule a joint work session with the School Board on December 6, at 6:00 at the Patrick County High School.

On motion by Crystal P. Harris and seconded by H. Danny Foley Sr. and carried unanimously the Board approved to adopt the joint work session with the School Board on December 6, 2007 at 6 p.m. at the Patrick County High School.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

Dr. Morris thanked the Board on behalf of the Patrick County School Board for their continued support of the schools in Patrick County.

Patrick Springs Jail Property Option Renewal

Mr. Burnette told the Board that the option on the land in the Patrick springs area potentially for the location of the new jail would be running out November 28, and the Board needed to vote on the renewal option. The Board voted in June to obtain the option. The renewal option would cost \$13, 750, and it would end on May 28, 2008.

Mr. Martin stated that he did not think the Board had received enough information on what is available. He stated that there is property in the town of Stuart and he stated that he was not comfortable with continually getting options. They are only putting money in someone else's pocket. He also stated the Board needs to know what the sheriff's office wants in terms of jail space. Mr. Martin stated that he had not seen the property in Patrick Springs, but he knows they will spend a lot of time taking the prisoners back and forth from Patrick Springs to the court house. He stated that research and study needed to be done to determine how to provide the best site with the best service at the least cost to the County.

Mrs. Harris stated that she supported the option the first time because she was trying to move the issue of the new jail along, but she is concerned that the

person who owns the land and does put a lot of money into candidates in the recent election. She stated that she thought the jail should be built in town and that the decision should not be influenced by someone who lives outside the county.

Mr. Foley stated that there was no need to smear someone who was approached by the County. He also stated that he would abstain from the vote because he was related to the property-owner.

Mr. Young stated that the Patrick Springs site may have been the best site; however, the people of Patrick Springs basically said they did not want water and sewer and the project is probably dead. He stated that without water and sewer services, the site would not be feasible for the jail. By that he meant that the people supported a candidate who was opposed to water and sewer in Patrick Springs. He stated that the future Board members would probably kill the water and sewer project, which means any economic development, will have to come between Stuart and Rich Creek Corporate Park, which already has those facilities.

Mr. Martin stated that he just wants to see what's done to be in the best interest of the County.

Mr. Young stated that he served on the jail study committee along with Mr. Foley, Mr. Burnette, Sheriff Hubbard and other local officials. He stated that the committee met with the Virginia Department of corrections and extensive study was done into the issue. He stated that he did not buy the argument about the inmates being transported four miles from the jail to the courthouse when they are being transported well over 100 miles to be housed in the New River Valley regional jail or to Martinsville, Danville, Roanoke, Abingdon or Staunton. He stated that not only was it an added expense to the county but that the officers were also losing precious time. He stated that something must be done as soon as possible to fix the situation of a jail designed to hold eight inmates holding 50-60 on a daily basis. Mr. Young also stated that the DOC in Richmond is the one who sets the standards on how many beds are required and what the amenities must be to go with it. They are the law and have stated that the county must figure in room for expansion.

Mr. Martin stated that the longer the Board waits, the more costs go up. He also stated his earlier recommendation that inmates should be forced to pay for their room and board in the jail.

Mr. Young also stated that Mr. Monday had already told them that every locality that has tried to force them to pay has been sued by the American Civil Liberties Union.

Mr. Monday sated there is already a hug number of outstanding fines and court costs that cannot be collected because defendants do not have jobs or money. He sated that you cannot get blood from a stone. Every locality has court people, about 500-600, who end up in the court system over and over and they do not mind going to jail for a place to say and three meals a day. And the reason that most of them are in there is because they do not work and they have no assets.

Mr. Young stated that it is costing about \$27,000.00 a year for every inmate. He stated that Patrick County has one of the highest costs in the state for operating the jail partly because of the cost of transporting the prisoners to other jails. Building a new facility will actually lower the cost. He stated that Regional jails are generally profitable because they can charge small localities for keeping their prisoners. Mr. Young stated that it is important that we move forward.

On motion by Roger Martin and seconded by Crystal P. Harris the board voted not to renew the option of the land in Patrick Springs for a potential site for a new jail. Mr. Foley abstained because he was related to the property owner.

Voting Aye: Harris, large, Martin, and Young

Voting Nay: None

Abstained: Foley

FY2006 Jail Cost Report

Mr. Burnette stated that the Board had received a very large report from the State on jail costs around the Commonwealth for FY2006. He opened up for any questions or comments from the Board.

The Board members were very enlightened by the report because it broke down the total operating costs of revenue and expenditures to show inmate cost per day and the percent of funding that the Commonwealth, federal and local government, and other sources contribute to the operation of each jail.

Report: VDOT Resident Engineer Lisa Hughes

Ms. Hughes report included the secondary six-year plan, addition of Route 738, replacement of deck truss on Route 772 over Spoon Creek, Church Hill Lane Rural Additions project, and changes to the State Secondary and Primary Highway System in Patrick County.

Ms. Hughes stated that she sent Mr. Burnette a letter from the comments they received at the public hearing. She recommended that they add Hooker Creek Road which has a traffic count of sixty at a cost of \$200,000.00 to get the road paved and it would be a rural rustic road. She stated that she would also like to add the replacement of the bridge deck trusses on Rt. 772 over Spoon Creek. She stated that she would like to put it above the 773 bridge if it meets the pleasure of the Board. She stated that Church Hill Lane does qualify at a cost of \$270,000 for about six tenths of a mile. She stated that you can allocate up to five percent of your secondary money to rural additions but there is not much money for that now, and it would take money away from the paving projects. Ms. Hughes asked that the Board approve the updated plan and the budget for next year.

Mr. Large asked if they changed the project from the 773 to Spoon Creek, how long it would take before 773 got completed. Ms. Hughes stated that money is still being put towards it and currently they have \$300,000.00 to put on it next year, but there is a long way to go because it is estimated at a cost of three and one-half million dollars. It will take a long time to accumulate enough money for the project. From Rt 103 to 781 which will be close to four million dollars. Mr. Large asked if Ms. Hughes thought 772 was more urgent because of safety issues and she stated yes.

Mr. Foley asked why the Board had to approve her budget. Ms. Hughes stated that the Board sets the priorities and VDOT funds them accordingly. It is done according to the code of Virginia for the Board to approve the budget.

On motion by Roger Martin and seconded by H. Danny Foley, Sr. and carried 4-1 the Board approved the changes brought forth by Ms. Hughes.

Voting Aye: Foley, Large, Martin, and Young

Voting Nay: Harris

Reassessment Update

Mr. Burnette stated that the clerk's position for the reassessment has been advertised. The interviews are scheduled for the week of November 26. It is anticipated for someone to be in place mid-December. The sales report is being finished up so the Board would have it for the next meeting. The first floor storage room will be used for the reassessment office, and all the files in the storage were moved to the maintenance storage temporarily. Another update will be given during the December meeting.

County - wide DSL Update

Mr. Burnette stated that the DSL application did not receive approval from the Tobacco Commission. They had been instructed to look at restructuring the project by bringing in Mid-Atlantic Broadband and as a partner Embarq to find a way to make a partnership work that would allow the project being done with technology funds without using County funds. It is hopeful that will move forward and be able to come back to the Board in December so a new application can be completed if need be.

Mr. Large stated that it was the project that the PSA had been working on. Mr. Burnette stated that he did not think the PSA had been working on the DSL project, but rather on the wireless project. Mr. Large asked if it was different from the wireless and Mr. Burnette stated that it was different. The DSL uses hardwire as opposed to wireless. They are hoping to do the hardwire and eventually come back with the wireless for areas that cannot be picked up with hardwire. It is a combination type of thing.

Use of County Map

Mr. Burnette stated that a request has been made from a company called Tele Atlas North America for permission to allow the County map to be used for their data base. They do commercial data projects for fortune 500 companies, businesses and industries. It is a mapping organization and they are trying to update their databases so that the information for address directions, etc. would be more accurate when a person is getting driving directions, etc. to the county. There would be no cost to the county and it would be for their internal use. Mr. Burnette thought it would be a good idea because it would make it easier for outsiders to get

around in Patrick County. They do not buy the rights to the data; they only get permission to use the data. It is just updating current information. It is electronic data that is not listed in other places.

On motion by Roger Martin and seconded by Crystal P. Harris, and carried 4-1 the Board approved Tele Atlas to use the data from the County map for Internal needs.

Voting Aye: Foley, Harris, Martin and Young

Voting Nay: Large

Patrick County Landfill Issue

Mr. Burnette stated that there was a possible Patrick County Landfill issue at the closed landfill. The letter that was received from the Department of Environmental Quality is concerned about some bleach agents, especially Vinyl Chloride which was detected above the normal range. They have requested additional information and are very concerned about some of the findings. They are stating that the County may have to redo the Corrective Action Plan as a result of the detections in the Sentinel Well. The letter is from Olver Incorporated, which does the County's sampling and most of the work at the landfill concerning environmental issues. They are working on the vinyl chloride issue and they noted that there are some distance issues in putting in the monitoring wells. They have also asked that they be on-site for the next sampling being done by DEQ. The issue right now is not something that the County needs to do anything about as a Board. Mr. Burnette stated that he just wanted the Board to be aware of the potential issue. Olver is working with DEQ to make sure the County is in compliance and continue to monitor the landfill. The next couple of samplings will show if anything needs to be done. More information will be available once a letter has been received from DEQ. They are not concerned about methane, but rather the vinyl chloride levels. It will be a couple of months before anything is available.

Health Department Request

Mr. Burnette stated that a letter was received from the Health Department requesting that the \$10, 253. 43 of unused funds from the Patrick county Health Department are used to purchase a vehicle to be utilized by Patrick county

Health Department staff to provide for the public health needs of Patrick County residents.

Mr. Martin stated that the County already has vehicles that could be used for such purposes and he thinks it is a disgrace to buy another one and misuse the County's funds. Mr. Martin stated that he would like a list of the vehicles and what they are being used for. He stated that priorities needed to be set. The Board discussed the issue of the vehicles, the frequency and the mileage of them.

Mr. Burnette stated that he would have the Health Department come to the December meeting and explain their needs to the Board before a decision is made.

Isle of Wright Resolution to Ban Plastic Bags

Mr. Burnette stated that a request has been made from the Isle of Wight County Board of Supervisors for localities around the Commonwealth to pass resolutions asking the General Assembly to allow localities to ban the use of plastic bags.

The Board discussed the issue and decided that there were possibly better ways of dealing with the situation than banning the use of all plastic bags. Recycling was one of the possible solutions mentioned and for the public not to pollute the County.

It is the consensus of the Board not to support the Resolution of banning plastic bags.

2008 Poet Laureate

Mr. Burnette stated that the Board created a 2007 Poet Laureate. One nomination was made for the 2008 Poet Laureate and Mr. Burnette asked the Board if they wanted to make a public request for nominations for that honor.

On motion by H. Danny Foley, Sr. and seconded by Crystal P. Harris and carried 4-1 the Board approved to accept nominations for 2008 Poet Laureate by December 10 meeting from the general public.

Voting Aye: Foley, Harris, Large, and Young

Voting Nay: Martin

Department of Juvenile Justice Budget Reduction

Mr. Burnette stated that there had already been some budget cuts from the statewide VJCCA appropriations of 2.5% (\$362,650). Patrick County's reduction represents \$882 from FY 2007. The court is going to absorb it with an existing budget, so the Board does not need to make any additional appropriations.

The Board adjourned for a five-minute recess.

The Board reconvened into session after the recess.

Other

Mr. Foley asked about the projector in Mrs. Frisco budget. Mr. Foley stated that he wanted to know what the projector was going to be used for. Mrs. Frisco stated that the Epson projector was approved with her budget request and is currently being used in the Extension office for PowerPoint presentations. Mr. Young stated that he remembered it being in her budget.

Mr. Foley stated that the other question he had was concerning the fireworks, which are \$800 higher than was in the budget. Mr. Burnette stated that he would check on it because it actually came from the town and they are reimbursing the County on those.

Mr. Foley also stated that the County was paying property taxes on some of the copiers. Mr. Burnette stated that it was because they were leased.

Approval of bills, claims and appropriations

A number of bills and claims against the County were presented and examined. On motion by H. Danny Foley, Sr. seconded by Crystal P. Harris and carried, the bills and claims were ordered paid and the following warrants were issued in payment of same:

On the General County Fund: Warrants No. 28680- 28838

On the General County Fund: Warrants No. 88201 - 88561

On Asset Forfeiture Fund: Warrants No. N/A

On Law Library Fund: Warrants No. N/A

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., and seconded by Crystal P. Harris and carried, the requests for appropriations are approved, as presented, therefore, **BE IT RESOLVED** by the Board of Supervisors of the County of Patrick, Virginia, that the following appropriations be, and the same hereby are, made for the month of November, 2007: **General County Fund - \$988,000.00; Social Services (VPA) Fund- \$100,000.00; Comprehensive Services Act- \$ 0; and County School Funds - \$2,500,000.00; TOTAL ALL APPROPRIATIONS- \$3,588,000.00**

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, it is hereby ordered that Carolyn I. Tatum, Treasurer, transfer the amount of Seven Hundred Fifty Thousand Dollars (\$750,000.00) from the General County Fund to the Contingency Fund, as set forth and approved in the 2007-2008 fiscal year budget.

Voting Aye: Harris, Young, Foley, and Martin

Voting Nay: Large

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for additional appropriations are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>For</u>
County Administration	\$130.76	Office Supplies
County Administration	\$3.57	Telephone
County Administration	\$3.35	Telephone
Treasurer	\$211.40	Postage
Treasurer	\$190.00	Travel (Conv/Edu)
Circuit Court	\$20.00	Telephone
Commonwealth Attorney	\$1.00	Telephone

Sheriff	\$275.00	Ammunition & Targets
Sheriff	\$962.50	Overtime Payments
Sheriff	\$450.30	Sheriff/Equipment Maint.
Emergency Services	\$93.35	Vehicle Fuel
Transfer Station	\$346.54	Recycling
Recreation Department	\$8,000.00	Recreation Park Grant
Tourism	\$2,500.00	Raven Den Arts Centre
Tourism	\$557.38	Marketing
Non – Departmental	\$ 800.00	Purchase of Fireworks
Capital Depreciation	\$19,000.00	HVAC Upgrade – County Admin
Patrick County Public Schools	\$2,500,000.00	County School Funds

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the following requests for transfer of funds are hereby approved.

Voting Aye: Harris, Young, Foley and Martin

Voting Nay: Large

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Sheriff-Maint of Jail	\$1,227.27	Doctor's Fees	Medical Lab Supplies
Building Inspection	\$200.00	Vehicle Equip Maint.	Office Supplies
Animal Pound	\$20.23	Other Operating Sup.	Office Supplies
Maint. Bldg & Grounds	\$600.00	Vehicle/Equip. Maint.	Vehicle/Equip Fuel
Maint: Animal Pound	\$400.00	Rug Rental	Cleaning Supplies
Maint: Animal Pound	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Sheriff Magis. Office	\$500.00	Rug Rental	Cleaning Supplies
Maint: Sheriff Magis. Office	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Transfer Station	\$100.00	Repair/Maint-Gen.	Fire Alarm Monitoring
Maint: Park Facilities	\$100.00	Repair/Maint-Gen	Fire Alarm Monitoring
Tourism	\$120.59	Marketing	Office Supplies
Patrick County Ext.	\$101.55	Reim./VPI for Agents	Office Supplies
Capital Depreciation	\$1,454.35	Capital Depreciation	CD-Accounting Software
Patrick County School	\$500,000.00	General Fund	County School Funds

Primary Natural Disaster Designation

Mr. Burnette stated that he had received a letter from the Department of Agriculture noting that our locality has be designated a primary natural disaster area due to losses caused by drought that occurred during the 2007 crop year. This

designation makes farm operators in both the primary and contiguous counties and independent cities eligible to be considered for low-interest emergency loans from the Farm Service Agency, provided eligibility requirements are met.

Other: Christmas Parade

Mr. Burnette stated that the Board has been invited to participate in the Christmas parade this year on December 1. Crystal stated that she would ride in the parade.

Other: December 31 request

Mr. Burnette stated that the staff is requesting to be off on December 31, 2007, New Year's Eve, because it is a State holiday that day and the county staff would also like that day off. Mr. Burnette stated that it was something they were considering for the new handbook but a decision was not made.

On motion by Crystal P. Harris and seconded by Roger Martin, and carried unanimously the Board moved to table the request to be off New Year's Eve to the December 10, 2007 meeting.

Voting Aye: Foley, Harris, Large, Martin, Young

Voting Nay: None

Other: Resignation of Assistant County Administrator, Jeannie Frisco

Mr. Burnette told the Board that he had received a letter of resignation from Jeannie Frisco the Assistant County Administrator and Tourism Director for a very prestigious position in Henry County. He thanked Mrs. Frisco for all the support that she had given to him, the Board and the entire staff and for everything she had done over the last ten years for the County. He stated that it would be a loss for Patrick County and he wished her luck.

Members of the Board thanked Mrs. Frisco for her hard work and wished her luck in her new position.

Mr. Young presented Mrs. Frisco a plaque of appreciation and a pink bike helmet. He presented her with the helmet, but stated that now she would have to get on a bike. Mrs. Frisco would have to get her own bike since she will be overseeing the development of a bicycle-friendly community. Mr. Young stated that he had been a board member for five years and that Mrs. Frisco is one the most dedicated employees Patrick County has ever had. He commended her for her hard

work and dedication to tourism and other interests in the County. He stated that Mrs. Frisco had been offered the position of director of the Crooked Road Heritage Music Trail, as well as a position with the Virginia Tourism Corporation, but she turned both positions down because she wanted to live and work in Patrick County. He stated that Mrs. Frisco also spoke at a conference held by Congressman Rick Boucher's office concerning tourism in Virginia.

Mrs. Frisco stated that she plans to continue to live in Patrick County although she will be working in Henry County. Instead of being a County Official she will be a taxpayer with a voice.

Mrs. Harris stated that as a former cafeteria manager at Woolwine Elementary School, she had known Mrs. Frisco as a student and watched her grow up. He stated that Mrs. Frisco always had the best interests of Patrick County at heart.

Mrs. Frisco thanked the Board for the wonderful chance to work with caring citizens, superb businesses and dedicated government employees and a county that worked together for the good of all. She wished the Board its best in future endeavors and stated that she was proud to call Patrick County her home.

Report: Assistant County Administrator

Mrs. Frisco gave her final report to the Board as Assistant County Administrator and Tourism Director. Mrs. Frisco stated that there was money funded for the Mayo River Rail Trail. Mrs. Frisco stated that Mr. Martin had been trying to spend the \$70,000 for Gateway signs that has been sitting there for several years. She stated that she wanted the Board to be aware of the fact that there is money in the budget that is specifically for the trail, and she let them know that there would be legal ramifications if it was spent for anything else.

Mrs. Frisco stated that Board had received a couple of handouts; one is from Tony Opperman with the Virginia Transportation office out of Richmond. Mr. Opperman stated that it looked very promising for Patrick County to receive the National Historic Covered Bridge Preservation Grant. She stated that they were able to leverage the Tobacco grant money so there was no local funds coming out of the County for the grant and it was the only application for the Commonwealth that was submitted But because the FHWA Headquarters has been slow in getting the

covered Bridge funds obligated they need an update on how the delay may be affecting the project with regard to schedule and budget.

They specifically need to know:

- What is your anticipated project schedule to get the work done, and has that changed from what you may have initially proposed, and
- Is your funding request sufficient to cover any anticipated escalation in cost that may have occurred due to slow reaction from FHWA?

Mrs. Frisco asked if they could just send a letter stating that they were waiting on the grant money before we move forward with the project because we do not have any funds and that we were waiting to hear from the award. They let Mrs. Frisco know that that would be fine. Mrs. Frisco stated that she needed a consensus from the Board that it was okay for the County Administrator to sign off on the letter to let them know that we still want the funds and to accept grants for the Covered Bridge Preservation Program.

Mrs. Harris stated that it was a win-win situation and that the historical bridges could be restored and preserved at no cost to the County. Mr. Young stated that since Patrick County owns those bridges they are also responsible for those bridges and since the County is required to maintain them, it would be ridiculous to give up a grant for their preservation. It is federal tax money that is going to be spent and it will go to another state if Patrick County does not receive it.

The Board gave the consensus for Mr. Burnette to accept grants for the Covered Bridge Preservation Program.

Mrs. Frisco stated that the Board has also received a letter from Bobby Mangrum of the Woolwine Ruritans Club that they would take over the Covered Bridge Festival, but they would need funding for three years. They stated they would take it over for the fourth annual festival, but they would like some assistance from the Board.

Mr. Martin stated that he would like more information on how much help they would need. He stated that he would rather see a private enterprise do it; however, he did applaud the Ruritans for their interest. Mr. Martin stated that it needed to be addressed by the next Board members. Mrs. Harris stated that it has already been approved for the upcoming year in the budget and she recommended using what had been approved for this year and then the new Board members could

decide what to do over the next two years. Mr. Foley asked if it has already been approved and Mrs. Harris stated that it has already been approved for this year. Mr. Foley stated that his concern was that if funding was given to the Ruritan Club in Woolwine, then other clubs would also be asking for funding.

Mrs. Frisco pointed out that first of all it was a County festival and it was not started by an organization or club. And the County requested that it become the Virginia State Covered Bridge Festival. She also pointed out that the Board does give contributions to non-profit organizations. She stated that the Ruritans should be commended for stepping in and offering to take over the festival that the County started. Mr. Young stated that it was the intent of the Board to find a local organization to take over the festival. Mrs. Frisco stated that they broke even during the festival and then there was additional revenue that came in, so the County made about \$200-\$300.

A member of the Board asked Mr. Burnette if the applications that were supposed to be submitted had been taken care of for the updated census addresses and Mr. Burnette stated that it had been done and sent in a couple of days before the deadline.

Report: County Attorney

Mr. Eric Monday's report will be discussed in Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., 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: Young, Foley, Harris, and Martin

Voting Nay: Large

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.

Mr. Martin and Ms. Harris left during Executive Session.

The Board reconvenes into regular session.

Report: Emergency Services Issues-Steve Allen, EMS Coordinator

Mr. Allen stated that a request for proposals to upgrade the communications systems for fire, rescue, and sheriff channels was sent out. There were only two respondents; a letter of no response to bid and one proposal from G.C.S. communications for a total bid of \$220,561. We have \$193,130 in grant funding for this project; however, we are short \$27,431 to award the complete project. Mr. Allen stated that he has spoken with Mickie Martin to see if there were any funds in the 911 budget that could fund the remainder of the project. Mr. Allen stated that the county had placed money in the 911 budget for upgrading the communications for several years and that there may be some funding in that account to cover the remainder of the project.

Mr. Allen broke the total project down for the Board and a copy was given to the Board members. Mr. Allen gave the Board a spreadsheet that showed a balance of \$39,685.58 that was not used by the deadline and would have to be paid back from the County. Mr. Allen met with Cheryl Adkins regarding Patrick County's grants. She said they would have to go back through and check all the invoices and payment records. She said the money that was not expended would have to be

returned. She also stated that the \$51,336.00 from the invoice was past the completion date of the 2004 grant and unfortunately cannot be used for this grant.

Ms. Harris asked Mr. Allen if the money was spent inappropriately and according to the paperwork that Mr. Allen has, the money was spent inappropriately. According to Mr. Allen four grants were proposed to get the communication system and some purchases were spent out of that grant money that should not have been spent out of the grant money, such items as tile, oil, and paint rollers were not allowed.

Mr. Monday stated that this was not the first grant that has been a problem. He stated that he would contact people in Richmond and DC both, and all they could say was no.

Mr. Allen stated that it was a possibility the Primland would let the fire and rescue of Meadows of Dan use their tower. According to Ms. Harris everyone thought the tower at Vesta had been hooked up. However, they did not know that it had not been connected. Mr. Allen stated that the number three repeater was in Pat Stanley's building and it had not been hooked up to the 911 center, so he went up and removed it. It was at that time that they found out nothing had been hooked up at Meadows of Dan School. Mr. Allen stated that he had until November 30, 2007 to have the \$51,336 from the 2005 Interoperability Grant for an extension on the grant. Then they will have 90 days following this date to send the paid invoices to the state. Or the County will have to pay back some more money. An obligation has to be sent to the state by November 30, 2007. Mr. Large stated that he did not understand how the money had fallen through the cracks and nobody caught it before now. The Board thanked Mr. Allen for finding the errors these errors since he took over just a few months ago.

On motion by Jonathan Large, seconded by Crystal P. Harris and carried unanimously the Board approved the proceeding of making the communication system work on the Meadows of Dan tower as well as BelAir at a cost of approximately \$103,000 for fire, rescue and police.

Voting Aye: Foley, Harris, Large, Martin, and Young

Voting Nay: None

The board recessed until the Mayo River Skate Park Update at 5:45.

The Board reconvened at 5:45.

Mayo River Skate Park update

Mr. Young stated that several members of the community came to talk about the Mayo River Skate Park. Mary Scharn was the first to speak. She stated that she had found out a couple of things-if they had an organization name and tax ID # they could apply for grants from Pepsi up to \$100,000.000. She stated that Wal-Mart also has several types of programs. They have a community involvement program where they give money to the community. They also have a fundraising matching program, so if they raised up to \$1,000 Wal-Mart would match that \$1,000. She stated that she had not been able to contact them to find out if it was a one time deal or if you had to apply every year.

Ms. Harris stated that you have the fundraiser and then you show them proof of what you raised and it is once a year.

Mary stated that the kids have also had some ideas about doing demonstrations. She also stated that they could ask local supply companies to help.

Karen Bocock addressed the Board and she stated that Mr. Crissman showed her the Tony Hawk grant that he would apply for at the end of September 2007. She stated that she had not heard anymore about the grant.

Mr. Young stated that the hill behind SunTrust bank and DeHart Park could be used as the skate area. Ms. Harris added that it was already patrolled at night and it had lighting. Plus the restroom facilities are already at DeHart Park. Mr. Young stated that it would make more sense to put it at DeHart where the other recreation was already taking place. They would also have all the amenities that go with the rest of the park including the picnic tables etc. The members of the Board discussed it and they just want to help the kids with the least amount of money coming out of the County. Several businesses have stated they would be willing to give supplies to build ramps etc. Mr. Large stated that a plan should be established before a resolution was made. Mr. Large also stated that since they were thinking about changing locations that they needed to go back before the Recreation Board. Ms. Scharn and Ms. Bocock thanked the Board for allowing them to come and the Board thanked them for coming.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried 3-1 the Board entertained a motion of resolution contingent upon enough space anywhere in Dehart Park for a skate park.

Voting Aye: Harris, Foley, and Young

Voting Nay: Large

Mr. Monday asked that the Board go back into Executive Session for legal council.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., and carried unanimously the Board reconvened into Executive Session for legal matters [Section 2.2-3711(A)(7), 1950 Code of Virginia, as amended. The Board concurs to go into Executive Session.

On motion by Crystal P. Harris, seconded by H. Danny Foley Sr., the Board concurs to adjourn and carried unanimously.

Voting Aye: Harris, Foley, Martin and Young

Voting Nay: None

Ordered that the Board be adjourned until December 10, 2007 commencing at 1:00 p.m.

, Chairman