

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, January 8, 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; Regena H. Handy, County Administrator; Michael Burnette, Assistant County Administrator; Eric Helms Monday, County Attorney; and Mary Beth Roberson, Assistant to the County Administrator.

The meeting was called to order by Regena H. Handy, County Administrator, acting as Temporary Chairperson.

The County Administrator gave the invocation.

The Board recited the Pledge of Allegiance to the Flag, followed by a Moment of Silence in honor of U. S. military personnel serving abroad.

On motion by David G. Young, seconded by Crystal P. Harris and carried, the agenda for the meeting was approved.

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

Voting Nay: None

On motion by David G. Young, seconded by Crystal P. Harris and carried, the minutes of the December 11, 2006 meeting were approved.

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

Voting Nay: None

The Temporary Chairperson called for nominations for Chairperson of the Board.

On motion by Crystal P. Harris, seconded by Roger L. Martin and carried, David G. Young was nominated to serve as Chairman for the Year 2007.

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

Voting Nay: None

On motion by Crystal P. Harris, seconded by Roger L. Martin and carried, Jonathan Large was nominated to serve as Vice Chairman for the Year 2007.

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

Voting Nay: None

The Chairman assumed the Chair.

Mr. Martin made a motion to adopt Robert's Rules of Order, Revised 1996. Mrs. Harris seconded the motion. Mr. Large stated that motions made by small boards do not require a second; however, the Board has a tradition of doing same. He recommended including the requirement of a second for each motion made by the Board. The Board concurred with Mr. Large's suggestion.

On motion by Roger L. Martin, seconded by Crystal P. Harris and carried, Robert's Rules of Order, Revised 1996, addressing procedures for small organizations as specifically outlined in Article IX, Section 50, Committees and Boards are hereby adopted by the Board as its Rules of Procedure for 2007; further, all motions made by the Board require a second.

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

Voting Nay: None

The Board discussed the 2007 meeting schedule. Mr. Martin made a motion to begin the meetings earlier in the day and that they be held on a Tuesday or Wednesday. The County Administrator advised that the Boardroom is available on Mondays and Tuesdays because J&DR and General District Courts use the room Wednesday through Friday. Nancy Lindsey, The Enterprise, asked the Board not to hold its meetings on Tuesday because the weekly newspaper is printed that day. Mr. Martin made a motion to begin the monthly meetings at 11:00 a.m. The Board agreed upon commencing the meetings at noon.

On motion by Crystal P. Harris, seconded by Jonathan Large and carried, the Board does hereby set its 2007 regular meeting days for the second Monday of each month beginning at noon, said meetings to take place in the Boardroom of the Patrick County Veterans' Memorial Building, Stuart, Virginia.

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

Voting Nay: None

The Chairman opened the Public Comment Period. The Chairman asked for comments from the public. Three citizens spoke during this session.

1.) Scott Eutsler addressed the Board regarding wind turbines and the proposed Tall Structures Ordinance survey. He advised that he attended the official counting of the surveys and, as an opponent of wind turbines, he was very pleased with the results of same. He stated that there was an approximate survey response of 33.5%. He stated, "It's my opinion that industrial wind has not shown itself to be beneficial to anyone other than those who have a direct financial connection to it." He noted recent comments that Governor Balilies made regarding tourism in Patrick County and stated that wind turbines would hinder the County's efforts to effectively market the area. He stated that through the use of the survey, Patrick County "has spoken" and he asked the Board to vote in favor of the proposed ordinance.

2.) David Stanley addressed the Board regarding the windmill issue and high-speed Internet access. He stated, "I just wanted to thank everyone for worrying more about land value than for my kid's future. I'm sure everyone in Kentucky and West Virginia thanks the people of Patrick for allowing them to keep stripping and mining their lands and rendering it useless. The people of the world thanks everyone for allowing them to keep polluting the air and helping us stay dependent on foreign oil. Patrick County has never been a leader or an innovator and we get to keep this title. I don't know if windmills make sense here, I don't know that the wind is sustainable for it; I'm just sad that we won't ever see whether it would or not." He advised that other sources of power and "new" thinking are needed. He noted that approximately 14,500 envelopes, which included Property Tax tickets and one or more surveys, were mailed by the Treasurer's office; however, the County only received 4,857 survey responses. He advised that less than 30% of the property owners in Patrick County "cared enough either way to vote".

Mr. Stanley stated, "I'm excited about high-speed Internet access and what the County is trying to do to bring that to a reality here and I'm hoping that will help us become an innovative area".

3.) Carol Sheflin addressed the Board regarding high-speed Internet access and the proposed fee schedule at the Patrick County Transfer Station. She

asked if high-speed Internet access would be available at her residence and, if not, what can she do to “get it there”. The Chairman asked Ms. Sheflin to give her contact information to the Assistant County Administrator so that he could research her inquiry.

Ms. Sheflin advised that hiring additional staff and implementing a fee schedule at the Transfer Station would be detrimental to the existing problem at the facility. She recommended selling the recyclable items that are collected at the facility to generate revenue. The Chairman stated, “We are continuing to look at probably every possible option and, of course, even today this Board will be looking at recycling contracts because we have put out for bid all recyclable materials we generate. Our problem is and has been that Patrick County, according to the Department of Environmental Quality who has purview over this, says we recycle ten percent of our waste stream and the State of Virginia says we should be recycling twenty-five percent”. He said that the Board appreciates the public’s suggestions regarding the issue at the Transfer Station.

The Chairman closed the Public Comment Period and stated that the Board welcomes comments from the general public. He noted that the Board might not be able to answer all of the questions from the public during the input sessions because some answers must be researched.

This day came Lisa Price Hughes, Resident Engineer, Virginia Department of Transportation (VDOT), to discuss matters pertaining to the primary and secondary road systems in Patrick County.

A. Poplar Drive: Ms. Hughes advised that a bridge on Poplar Drive will be closed for approximately four weeks due to repairs.

B. Pleasant View Drive: Ms. Hughes advised that per Mr. Foley’s request, VDOT conducted a speed study on Pleasant View Drive and a reduced speed limit was approved for same. She stated that signs reflecting the change in the speed limit would be erected in the near future.

C. Lover’s Leap: Mrs. Harris inquired about VDOT’s plans regarding the removal of graffiti at Lover’s Leap, which was discussed at a previous Board meeting. Mrs. Hughes noted that during that discussion in the spring, she advised

that VDOT did not have the funds to remove all of the graffiti and she was told that there was a group of concerned citizens who offered to assist with same; however, the group did not contact her. She stated that the “second part” of the clean-up process is enforcement. Mr. Martin advised that “strong enforcement” would be needed to keep individuals from defacing the area after it is cleaned up. Ms. Hughes stated that if VDOT were able to fund a “wholesale” clean-up, it would not be able to “turn around and do it again”.

D. Route 58 Completion: Mr. Large noted that the Assistant County Administrator had just recently provided Ms. Hughes a draft letter addressed to Pierce Homer, Secretary of Transportation, regarding the expansion of U.S. Route 58 from two to four lanes between Stuart and Interstate 77.

E. Guardrail Requirements: Mr. Foley inquired about VDOT’s qualifications for the installation of guardrails. Ms. Hughes advised that a minimum of three feet of land along the road is required. She noted that there are a large number of secondary roads that need guardrails; however, there is not enough money in the construction budget for same.

F. Jack’s Creek Road Guardrail: Mrs. Harris inquired about the timeline for repairing the guardrail on Jack’s Creek Road that was damaged during an auto accident. Ms. Hughes advised that she would research same, which would require a report from the Virginia State Police that would be available in approximately thirty to forty-five days.

The County Administrator noted that today’s meeting would be her last due to her upcoming retirement. She stated that Ms. Hughes has been wonderful to work with and has always been very responsive to the County’s needs. Ms. Hughes stated that she has enjoyed working with Mrs. Handy and wished her well in her retirement.

The County Administrator reported on the activities of her office for the preceding month, as required by Section 15.2-407 (B), 1950 Code of Virginia, as amended.

A. Jail Issues Discussion: The County Administrator noted that during

the December Board meeting, the Board met with Circuit Court Judge Martin Clark and toured the Courthouse to view the damage that was caused by a sprinkler head that was vandalized by an inmate. She stated that at that time, Judge Clark had requested the Board to address the inadequacy of the current courthouse and jail facility. She noted that she had recommended that the Board consider the formation of a Jail Study Committee to address the issue. She advised that Judge Clark sent a letter to her office dated January 3rd, which was included in the Board's supplemental monthly board package. She advised that the letter calls for the formation of a study committee and the establishment of a "firm, realistic plan within four months". The Chairman stated, "We are ahead of Judge Clark, luckily. Supervisor Foley and I serve, up until today, on the Building Committee for the County Board, and have been in discussion since that day". He stated that it is their opinion that the Board should form a committee comprised of the Sheriff and his designee from the jail, Commonwealth Attorney, and the County Attorney. He stated that the Committee should be able to develop a plan of action in less than four months. Mr. Large requested that the Clerk of Circuit Court be included in the Committee. The Chairman stated, "Mr. Foley and I actually felt that it would probably be an imposition on her to ask her to spend her valuable time serving on a committee to construct a jail". Mr. Large advised that the Committee also has to consider the construction of a new courthouse in the near future. Mr. Foley suggested asking the Clerk of Circuit Court if she would like to serve on the Committee. Mr. Martin stated that he discussed this issue with Judge Clark and he was advised that the County might be able to receive state funds to assist in the construction of a jail and that the Horse Pasture Prison facility might become vacant. The County Attorney stated that the Department of Corrections (DOC) advised that there are no immediate plans to abandon the Camp 28 prison facility. He noted that a regional jail is not on Henry County's "priority list" for the next fiscal year. He advised that in order for the Board to get its "legislative ducks in a row", the Board must adopt a resolution requesting that the jail construction moratorium be lifted for Patrick County. He noted that the State would fund fifty percent of the cost to construct a regional jail and twenty-five percent for a standalone jail, which would not have to be built to DOC's specifications. Mr. Burnette advised that during a conversation with Judge Clark, it was determined that Patrick County would be

required to conduct a Regional Study and a Planning Study, which is due March 1st. He recommended the inclusion of a timeline extension of May 1st for the Planning Study in the Board's resolution. Mr. Monday advised that a Needs Study was completed by Pitsylvania County and that a Planning Study pertains the cost of the facility, number of beds, etc.

On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the Board does hereby adopt the following resolution:

WHEREAS, Patrick County's need for a new jail facility has reached a critical stage due to an excessive inmate population and antiquated infrastructure in the current circa 1912 jail facility, and

WHEREAS, Patrick County's need to address replacement of the existing jail is immediate, and

WHEREAS, the Circuit Court Judge, the Sheriff and the Commonwealth's Attorney concur in the immediacy of Patrick County's jail needs,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Patrick County respectfully requests its state legislative delegation to undertake the following actions during the 2007 session of the General Assembly:

1. Request a waiver of the state jail construction moratorium, with respect to Patrick County, for the construction of both a regional jail facility or a local stand-alone facility,
2. Take all necessary action to assure that budget appropriation for jail construction is addressed,
3. Request a waiver from the Department of Corrections that the planning assessment study deadline be extended from March 1, 2007 to May 1, 2007.

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

Voting Nay: None

Mr. Martin asked if the County could recoup its cost for housing prisoners. Mr. Monday advised that the County can impose re-imbursement on the prisoners but a lot of the inmates are "stones" and you can't get blood from a stone. He noted that many of the prisoners don't pay their court fines. Mr. Martin offered his assistance to the Jail Study Committee. Mr. Large asked that even if the County

does not do a complete build out of a jail and courthouse that the Committee consider the amount of space needed for a future courthouse because construction costs will continue to increase.

B. Salary Survey Results: The County Administrator noted that the Board had authorized her to begin a comparative salary survey of county employee positions dependent upon certain additional stipulations. She advised that she had planned to present the results from the survey at today's meeting; however, she has not received survey responses from all of the localities that she contacted. She asked the Board to allow her to work with the Board's Personnel Committee with the hope of providing it with the results and various recommendations by the end of the month. She noted that the Committee could pursue the issue with the Board at the February meeting. The Board concurred with Mrs. Handy's request.

C. VACo's National Liberty Memorial Follow-up: The County Administrator noted that during its November meeting, the Board was presented a request from the Virginia Association of Counties (VACo) to pass a resolution in the support of the designation of a Nation Liberty Memorial. She stated that the Board had requested additional information, which has been provided by Maurice Barboza on behalf of the National Mall Liberty Fund D.C. Mr. Martin stated, "I'm for honoring these people; they fought. The one thing that bothered me is that they emphasized that they were black. These people, no matter what their color, are all veterans. I want them honored."

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby adopt the following resolution:

WHEREAS, legislation is pending in the U. S. Congress to establish the National Liberty Memorial on the Mall in Washington, D.C., to African Americans of the Revolutionary war era with funds donated by citizens of the United States and nations around the world who are inspired by their struggle for liberty;

WHEREAS, from 1775 to 1783 over 5,000 slaves and free persons, including 500 Virginians, advanced Independence and universal liberty by serving as soldiers and sailors in the Continental Army and local militias while countless others performed patriotic acts as civilians;

WHEREAS, from as early as 1848, when historian William C. Nell and others petitioned the Massachusetts legislature for a memorial to Crispus Attucics, and 1908, when Virginians Giles B. Jaclcson and Webster Davis observed, “Monuments innumerable have been erected to white soldiers who fought in the Revolution. Only a few kind words have been said for the colored soldiers,” there has been a consciousness over 158 years that those patriots deserve a national memorial;

WHEREAS, finally, between 1984 and 1988, Congress approved Public Law 98-245 honoring the role of the black soldiers, patriots, run-away slaves and freedom petitioners and authorized a black patriots memorial on the Mall with the enactment of Public Laws 99-558 and 100-265;

WHEREAS, the fact that the previously-authorized organization, now defunct, failed to build the memorial by the deadline, October 27th 2005, does not detract from the worthiness of the history, the monumental dream or the scholarship, including scores of books written in just the past decade and documentation of over 2,000 black soldiers in 2001;

WHEREAS, the Virginia Association of Counties congratulates the foresight of the National Capital Memorial Advisory Commission on June 27th 2006, in recommending that National Mall Liberty Fund D. C. be authorized to preserve the site on the Mall at Constitution Gardens between the Lincoln Memorial and the Washington Monument;

NOW, THEREFORE, BE IT RESOLVED, the Virginia Association of Counties joins the National Mall Liberty Fund, D. C., the Congressional sponsors of the National Liberty Memorial Act, including Senator Chris Dodd of Connecticut and Senator George Allen of Virginia, and other Virginia counties and advocates in urging Americans of all backgrounds to work for the enactment of the legislation and the establishment of the memorial;

BE IT FURTHER RESOLVED, the Virginia Association of Counties urges Governor Timothy M. Kaine, Senators John W. Warner and George Allen, Representatives Jo Ann Davis, Thelma Drake, Robert C. Scott, J. Randy Forbes, Virgil H. Goode, Jr., Bob Goodlatte, Eric Cantor, Jim Moran, Rick Boucher, Frank Wolf, and Tom Davis to work with citizens of the Commonwealth of Virginia to lead, coordinate, and otherwise advance efforts in Virginia to urge the U. S. Congress to

approve the National Liberty Memorial Act, support the public education campaign, renew the support of local and national organizations, and ensure that sufficient resources are secured to dedicate the memorial by July 4th 2010.

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

Voting Nay: None

D. Ararat River Watershed Closeout: The Board was this day in receipt of a proposed agreement between the County and the United States Department of Agriculture (USDA) to closeout the Ararat River Watershed Project. The County Administrator advised that the Ararat River Watershed Project has been inactive since 2001 due to high construction costs and lack of funding; therefore, the USDA and the Natural Resources Conservation Services (NRCS) are requesting that all flood control measures planned for the Ararat River Watershed, but not installed, be deleted from the planned works of improvement and for the close out of the project.

On motion by Roger L. Martin, seconded by Crystal P. Harris and carried, the Board does hereby adopt the following:

WHEREAS, the Watershed Plan for Ararat River Watershed, State of Virginia, executed by the Sponsors named therein and NRCS, became effective on the 1st day of March 1993, and

WHEREAS, in order to carry out the Watershed Plan, as supplemented, for said watershed, it has become necessary to modify said watershed agreement, and

WHEREAS, the responsibility for administration of the Watershed Protection and Flood Prevention Act, as amended, has been assigned by the Secretary of Agriculture to the NRCS, and

NOW, THEREFORE, the Secretary of Agriculture through the NRCS and the Sponsors hereby agree upon the following modifications of the terms, conditions, and stipulations of said watershed agreement:

1. On October 20, 1994, the USDA Soil Conservation Service (SCS) officially changed their name to the USDA Natural Resources Conservation Service (NRCS). All future references will be to the NRCS.

2. All flood control measures planned for the Ararat River Watershed, but not installed, are hereby deleted from the planned works of improvement.
3. The Sponsors and NRCS further agree to all other terms, conditions, and stipulations of said watershed agreement, as supplemented, not modified herein.

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

Voting Nay: None

E. Bids for Gasoline, Heating Fuel, etc. Update: The County

Administrator noted that the Board accepted bids for gasoline, propane, heating fuel, and diesel in December and that the Board raised a question regarding the two bids that were received for gasoline. She advised that Clark Gas and Oil submitted a bid for 93 octane gasoline, which was requested in the bid package; however, Hutchens Petroleum's bid was based on 87 octane, which is currently used by the County. She noted that the County used 93 octane in the past, but had switched to 87 octane within the last few years. She stated that the County Attorney's recommendation is to re-bid the gasoline contract.

On motion by Roger L. Martin, seconded by Crystal P. Harris and carried, the Board does hereby direct that the gasoline contract be re-bid for 87 octane gasoline.

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

Voting Nay: None

F. Health Department Funding Request: The Board is this day in

receipt of a Patrick County Health Department FY 2007 Budget Request. The County Administrator advised that the Health Department is requesting authorization to use a portion of its Revenue Refund, which is normally given back to the County. Mr. Large advised that there is a discrepancy of \$500.00 in the letter. Mrs. Handy stated that the Health Department is requesting \$3,258.00, which would be used to assist in the completion of the following projects: (1) Electronic imaging of environmental health and medical records; (2) Purchase of two portable Medical Dopplers; and (3) Purchase Immunization Lab Refrigerator/Freezer.

On motion by Jonathan Large, seconded by H. Danny Foley, Sr. and carried, the Board does hereby approve the Health Department's request to carry forward \$3,258.00 of Fiscal Year 2007 Revenue Refund to be used to assist in the completion of the following projects: (1) Electronic imaging of environmental health and medical records; (2) Purchase of two portable Medical Dopplers; and (3) Purchase Immunization Lab Refrigerator/Freezer.

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

Voting Nay: None

Mr. Martin stated that each governmental agency/department should "turn in" any remaining funds and then be given those funds back if the Board feels that it is necessary. He stated, "I don't want to see us getting in a real sloppy accounting position because people are accumulating slush funds". The County Administrator noted that any remaining funds in a county department's budget that is not spent by June 30th rolls into the General County Fund. Mr. Martin stated, "But it's a default thing if they buy tires and gas, which is going to be used in the next year". He stated that he has no problem with the Health Department's request. Mr. Foley noted that the three projects that are listed in the letter from the Health Department have been started and the requested funds would be used to complete same. Mr. Martin stated, "I would amend that motion to say that no carryovers/end of the year spending would occur; that money will be given to departments with adequate justification". The Chairman advised that the Board currently has that policy in place. Mr. Martin withdrew his previous amended motion. The Chairman stated that during the upcoming budget process, the Board must ensure that departments are aware of the Board's policy regarding carryover funds and end of the year spending.

G. Pending Business List: The County Administrator presented the Board with a pending business list.

The Board recessed for ten minutes.

The Board reconvened into regular session.

The Assistant County Administrator reported on the activities of his office.

A. Used Oil Bids Update: The Assistant County Administrator noted that at a previous meeting, the Board had requested that he seek bids for the used oil that is collected at the Patrick County Transfer Station. He advised that the County advertised the bid and that one proposal was received, which was presented to the Board. He stated that Spirits Services, Inc. from Lexington, Virginia proposed a payment to the County of \$0.58 per gallon of used oil. He noted that this would be an annual agreement.

On motion by Jonathan Large, seconded by H. Danny Foley, Sr. and carried, the Board does hereby accept Spirits Services, Inc.'s proposal to pay \$0.58 per gallon of used oil collected at the Patrick County Transfer Station for a one-year period.

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

Voting Nay: None

B. Recycling Contract Discussion: The Assistant County Administrator noted that Mr. Foley had recommended bidding out the cardboard that is collected at the Patrick County Transfer Station. He advised that he has studied the idea of contracting out all of the recyclable materials at the facility and spoke with a recycling company regarding same. He noted that the company would be willing to submit a proposal on a combined bid; however, there was a recyclable item that would be of no use to them and would probably "landfill it". He advised that if the County were to combine all of the recyclables, it would not be stuck with an item that companies do not want; however, some companies might refrain from bidding. He stated that another idea that was discussed was the possibility of allowing a company to collect the recyclable items for the County, but it did not seem to be something that was a "starter". He stated, "The idea of potentially putting dumpsters or some kind of recycling at each of the schools around the County and then have a contract with Rural Services or someone to pick them up and bring them to the County, rather than County staff doing it, I thought was very interesting. Mr. Foley stated, "On the glass, that's something I believe you are talking about that's going to be trashed anyway. Naturally, we should just go ahead and keep doing what we are already doing with that. On the aluminum cans, its

questionable if we shouldn't maybe separate that and maybe just bid the rest of it." Mr. Martin stated that the issue of installing "green boxes" is a separate question and is very expensive. He stated that all contracts should include the typed name of those who sign them. The Chairman stated, "We will include a line on all contracts for a printed name as well as a signature from this day forward". Mr. Martin suggested that the County ask companies to bid on recyclables individually and as a whole. Mr. Burnette asked the Board to confirm that it is requesting that each item is bid separately with an option to bid on all of the recyclable items at the Transfer Station and then a determination would be made as to which method would be most profitable for the County. The Chairman advised that the Board must determine if it is more important to receive the absolute highest dollar overall or receive a good price and get rid of all recyclables. Mr. Large stated that the County must ensure that it does not get "stuck" sorting the items. He stated, "Personally, I think we are going to have to do it as a package". Mr. Martin noted that currently, the County is unable to recycle glass; however, he was informed that Greensboro is in "high demand" for recyclable glass. He stated that the environment is at stake; therefore, the Board does not need to quaver over a few cents. The Chairman stated that the County should bid out the removal of recyclable items from the Transfer Station with an option to bid on individual items and the entire collection of items. He advised that the Board would then decide which option would be most advantageous for the County. Mr. Large advised that it would be more beneficial to give glass to a company that would remove it from the facility than it would be to dispose of it with household garbage. By a consensus of the Board, the Assistant County Administrator is directed to bid out the removal of recyclable items from the Transfer Station with an option to bid on individual items and the entire collection of items.

The Chairman stated that an individual brought to the Board's attention that Patrick County does not have a Poet Laureate position. He stated, "We knew, as a Board, that we had a great number of very, very well recognized poets and writers among us and the Board, with some input from outside, decided that Patrick County would bestow the title of Poet Laureate upon one of our citizens. It really pleased me to see that the person we finally chose was a retired teacher. We would

like to recognize Ms. Bili Ehmann, Jemima Casey, as Patrick County's first Poet Laureate and our Poet Laureate for the year 2007." He advised that Ms. Ehmann has written a column in the local newspaper for twenty-five years. The Board presented a plaque to Ms. Ehmann.

This day came Billy Aldridge on behalf of the Blue Ridge Rescue Squad regarding an 80%/20% grant at an approximate cost of \$84,000 for a new ambulance, which was received in July 2006 and will end on June 30, 2007. He advised that the grant was based on the State's contract for ambulances; however, state officials informed him in November that the State planned to re-bid the contract because the manufacturer that was chosen went out of business. He noted that the State originally awarded a \$67,576 grant to the Blue Ridge Rescue Squad. He reported that the rescue squad has held and will continue to hold fundraising events to help fund the purchase of a new ambulance and noted that a portion of the contribution from the County would also be used. He stated, "I contacted the State as to any kind of additional funding; they advised me to come in front of the Board. So that's the reason I'm here today." He advised that as of last week, the Blue Ridge Rescue Squad ran approximately 175 mutual aid calls across the County, which includes all areas except to the far-east areas toward Henry County, in addition to their coverage area. He stated, "The need for this unit was made aware of when Paul Fleenor, which was our state person who inspected our units, approximately two years ago, maybe one year ago, came through and advised us that our unit was getting too much mileage on it and it was getting too old and that we needed to replace it. So he advised us to do the grant thing." He advised that the unit that is being discussed has approximately 200,000 miles and is leaking fluid. He stated that according to a mechanic, the water leak is probably due to a "blown" head gasket and would cost more than \$1,000 to fix. He stated, "This unit has pretty much been off the road and not used except when it became very necessary to use it for the last three to four months because of finances in the squad. Our finances this time are around \$10,000." He advised that as of two weeks ago, the squad's second truck developed a leaking head gasket, which does not involve water in the fuel or oil but is a slow leak and requires regular monitoring by squad members. He stated, "We are very lucky to have a certified mechanic, which is a squad member. He comes

and does a lot of work for us at the building or at his residence without having to send it out to be worked on. This helps when it comes to finances. He advised that it would have to be torn down and replace the head gasket.” He noted that the parts that are needed to repair the trucks are very expensive. He stated, “I’m asking for your assistance in anyway I can. The state bid was \$84,000; they were supposed to rebid this month.” He advised that they have not yet rebid the contract. He said that the County’s contribution to the rescue squad is appreciated and well spent. He noted that approximately \$6,000 of the County’s contribution is used to purchase insurance for the vehicles and that the County requires the rescue squad to include the County’s name on the vehicles; therefore, the County co-owns the vehicles and shares some of the liability for same. He stated, “We have one of the smallest areas in the county. We don’t have any businesses in our area, we don’t even have a school in our area. We have to really work at raising funds; what donations we get come from fund raisers and private donations.” He advised that the department used the County’s rotating contribution to construct a training room and added a bay to the existing rescue squad building. He noted that any Patrick County resident could obtain training at that facility, such as EMT, HAZMAT, and vehicle driving classes. Mrs. Harris stated, “Mr. Large brought this up in October and I told him that there was an agreement between all departments, the same information that I gave to you in November. I didn’t know until yesterday who had the rotation. I asked you ‘where is your rotation?’” Mr. Aldridge stated, “I have no idea. We were late on that rotation last time because we were not notified.” Mrs. Harris stated, “You got that rotation two years ago. You were due in 2003 – 2004 and you got it in 2004 – 2005. The agreement was signed by all departments. I went and dug mine out, its signed by all fire and rescue departments, that in an event of an emergency, funds may have to be changed from the original order. This could only be done by calling a meeting by all fire chiefs and captains at such a time a need was to arise. And this was signed by all fire chiefs and captains. And I went back and I checked it and it did have Blue Ridge Rescue Squad’s signature on it along with our department’s. At that time when I asked you if you knew where your rotation was or if you had talked to the next person, you said that you didn’t know and you really didn’t care.” Mr. Aldridge stated, “It’s not that I didn’t care, I told you that I didn’t know and I didn’t know where to get the rotation. I figured you got it from Mr.

Hudson.” Mrs. Harris stated, “No, I had it in my file. It was signed by all of the people in 1996, I think. May 30th. Mr. Hudson chaired the fire department, Mr. Nunn chaired the rescue squad, and this year’s rotation would come up to be JEB Stuart.” She advised that the issue should be brought before the committee that is comprised of fire chiefs and rescue squad captains. Mr. Aldridge stated, “I’m not trying to knock anybody out of rotation, that’s not even where I’m going to. I’m asking for your support else wise. Not our rotation.” Mr. Martin asked why the department used the County’s rotational money on buildings rather than the replacement of equipment, which should have been its highest priority. He asked the Chairman if he was aware of any companies that have surplus property for sale that might be helpful to the rescue squad. The Chairman stated yes. Mr. Large inquired about the year and the type of fuel that the ambulance uses. Mr. Aldridge advised that it is a 1993 model and uses diesel. The Chairman asked, “A diesel ambulance only lasts 200,000 miles?” Mr. Large asked, “Would you be obliged to say that this could come out of your next draw?” Mr. Aldridge stated, “Sure. From what I am understanding from Board members that I have talked to informally, I don’t think that’s a possibility either. That’s the reason I didn’t mention it.” Mr. Large stated, “As a county official and as the member from that district, I don’t want to let this squad go back and lose this grant knowing that they’ve been told by a state official that this vehicle needs to be out of rotation, it being a ‘93.” Mr. Aldridge stated, “It wasn’t an issue while it was running fine and doing fine; the mileage didn’t seem to bother them. It even went through inspection and didn’t seem to bother them. But when it got to the point when it did, that’s when it became an issue.” Mr. Young asked, “Have your mechanics tried Stop Leak”. Mr. Aldridge advised that they had tried same. The Chairman stated, “I don’t think we can give you an answer today, but we don’t want to lose a \$67,000 grant. We don’t want to lose emergency protection for any area of the county and we do want our volunteer services to feel that they do have county support.” He noted that it’s very hard for the Board to “pull money out of the air”. He advised that this year, the Board will be asking every fire department and rescue squad, which receives county funds, to provide an audit of their activities. He stated that the audit would be used to answer the public’s question of how their tax dollars are spent. Mr. Large asked if the used value of the ambulance is known and what are the rescue squad’s plans for same.

Mr. Aldridge advised that the department plans to sell the vehicle. The Chairman advised that the ambulance could be sold on GovDeals, which is a website that sells surplus property for government agencies. Mr. Aldridge stated that he would have to obtain state approval before doing same because the state and county jointly own the ambulance. Mr. Large requested a copy of the notification that the rescue squad received from the state advising that a new ambulance is needed. Mr. Aldridge advised that he could not provide such notification; however, he would submit documentation regarding the grant. Mr. Martin stated, "I would really recommend that you strongly look at your priorities, too, as far as what you use funding for and there maybe someday we can get a surplus ambulance or something like that." Mrs. Harris inquired about the type of ambulance the department applied for. Mr. Aldridge advised that the department applied for a standard Ford ambulance and noted that according to the state, the department qualified for 100% funding from same; however, only 80% was awarded. He noted that the department's new field representative was in attendance if the Board would like to ask him any questions. The Chairman asked if anyone in attendance would like to speak on behalf of the Blue Ridge Rescue Squad. The Chairman stated, "We need to get your final numbers when you do get your final quotation since the \$84,000 is being rebid. The number, I assume, will change; hopefully it will go down." Mr. Martin made a motion to table the issue. The Board concurred with Mr. Martin's motion.

The Assistant County Administrator continued with his report.

C. Tall Structures Ordinance Discussion: The Assistant County Administrator noted that per the direction of the Board, a Tall Structures Ordinance survey was mailed with Real Estate tax tickets to Patrick County landowners. He advised that County Administration staff and Supervisor Foley took an official count of the surveys this morning in the presence of the public and members of the press. He reported that approximately 14,500 surveys were mailed out and that 4,857 responses were received. He advised that 3,582 surveys, or 73.7%, reflected a "yes" vote, which supports the banning of tall structures. He stated that 1,275 surveys, or 26.3% of the surveys reflected a "no" vote. The Chairman stated, "At our meeting on September 11th, when it was decided by this Board to send out the survey, four

members of this Board, at that point in time, said that they would be bound by the outcome of the survey knowing full well that, at that point in time, that legally we weren't, that it was a moral binding we were placing upon ourselves. At this point in time, I will entertain a motion....” Mr. Martin asked if there were any comments from the audience regarding same. The County Attorney stated, “Mr. Chairman, I should add that because this is an ordinance, the last ordinance that you passed had the six-month sunset clause, if you want to remove that, we would have to advertise it because it's an amendment of an ordinance, just like any other.” He noted that a public hearing is not required; however, this issue has been a matter of great interest to the public and suggested that a formal public hearing be held regarding same.

The Chairman asked for comments from the public. Four citizens addressed the Board regarding the Tall Structures Ordinance survey and the construction of wind turbines in Patrick County.

1) David Stanley stated, “Obviously, I think if the public votes, you have an obligation to go that way. But if four of you stated that you'd go by what was voted; there was no step taken to say that Peter's Creek District voted this way. So who you are representing may not be exactly how they voted.” The Chairman stated, “Point well taken. I received a large number of phone calls on this issue. One reason being that the group SOAR put my number on all of their pamphlets as being the County Administration number. So I got calls from everywhere from Patrick County to Outer Mongolia. I had people who expressed every kind of crazy concern and lots of commonsense concerns.” He advised that the input that he received from citizens in the Peter's Creek District was about “50/50”. He stated, “I made a pledge to vote based on the outcome of this and I will not change what I said I would do that night”.

2) Gary Barnard stated, “I wonder if the County has stopped to consider what it's going to cost to compensate the people for the limitations you are putting on their property, in monetary value, etc. If it needs to be done, why can't it be done by the people who own land above 2,500 feet? Why should the rest of the county dictate what the top of the mountain does with what it has? We are paying the highest taxes in the county.” He stated that it is his belief that the landowners are being “run over” by people who would construct large houses on top of the

ridges if they owned it. He asked which sight would look worse, a house with ten acres of cleared land around it or a windmill with a quarter of a mile of cleared property.

3) Kerry Hilton stated, "All of this was discussed and so forth months and months ago. Does that not qualify for a hearing type thing?" The County Attorney advised that the State Code does not require the Board to hold a public hearing and noted that the issue has been discussed a great deal. Mr. Hilton noted the petition that was presented to the Board by SOAR and the surveys that were conducted by the Board and the Patrick County Chamber of Commerce.

4) Nancy Stanley advised that she owns property on top of the mountain and stated, "If they ask if they can put windmills on my property, I'm going to give them a very short answer. I think the County should look at the broad picture; tourism is the way to go. There are no people who are going to come here and look at those stupid windmills on top of the mountain." She advised that people who live near or insight of windmills told her that they hate them and the landowners who face possible construction of wind turbines on their property are working very hard to prevent same. She stated, "I applaud the Supervisors for their courage to standing up to those carpetbaggers and their collaborators and I hope you will continue to support the will of the majority of the people."

Mr. Martin stated, "I think that this windmill thing is, as styled right now, is discriminatory. We had a proposal to put up a Verizon tower on top of the mountain just off of 774 that was going to be close to 400 feet tall. There's another one that's proposed in the Dan River District that's going to be three hundred and seventy some feet tall. This ordinance is going to call for anything other than communication towers, church steeples, of course, we've got to throw that in, and I think it's discriminatory. If we're going to see one tall structure as ugly, then I'm not so sure that the rest of them aren't ugly too. I think we are basing a lot of our decisions on hypothetical assumptions, which are basically not true. This constitutes a regulatory taking under the Constitution; the Fifth Amendment of the Constitution says that private property shall not be taken for public use without due compensation. This ad hoc Supreme Court that we've got, they have rewritten that part of the Constitution to say for public purpose. When you take the ability of a landowner, like Mr. Barnard back here, and say that you can't make money on

your property because somebody else won't like it, that's not a public purpose and it sure as heck isn't a public use. So why are we taking people's land use rights away from them? I asked the people from James Madison University, it's James John Montgomery and his people, to come down and address the economics and everything else about this. They were going to do this but the flat earth society here said no, we don't want to listen to them, we've got our minds made up, we don't want to be confused by any other information, so they're not going to come. This thing will come up again and it's not done for. I'd like to compliment Mr. Barnard and Mr. Stanley. Mr. Stanley has obviously done a heck of a lot of research because he knows what he is talking about and he has taken a much wider view of what the status is at this time of the earth. I compliment both of you for coming before this Board. I am not bound by any pledge; the only pledge I ever made was to do what is right. With that said, I'll be quiet." Mr. Foley made a motion to advertise the adoption of the proposed Tall Structures Ordinance with the removal of the sunset clause at the February meeting. Mr. Martin amended Mr. Foley's motion to include a public hearing. Mr. Large seconded Mr. Foley's motion to advertise the possible adoption of the proposed ordinance. Mr. Martin's amended motion was not seconded.

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby direct the County Attorney to advertise the possible adoption of the proposed Tall Structures Ordinance, without the sunset clause, at the Board's February 12, 2007 meeting.

Voting Aye: Young, Large, Foley, and Harris

Voting Nay: Martin

D. DEQ Inspection of Transfer Station: The Assistant County Administrator advised that the Virginia Department of Environmental Quality conducted an unannounced compliance inspection at the Patrick County Transfer Station on November 28th, 2006. He stated that according to DEQ's report, no operational violations were found, which is due in large part to the diligence and professionalism of the facility's employees. He noted that no action by the Board is required.

E. General Assembly Schedule: The Assistant County Administrator stated that the General Assembly session will begin on December 11th and will

adjourn on February 14th. A copy of the General Assembly's schedule was included in the monthly board packet.

F. Governor Kaine's Proposed FY 2007 and FY 2008 State Budget: The Assistant County Administrator discussed Governor Kaine's Proposed FY 2007 and FY 2008 State Budget, which was included in the monthly board packet. He noted that the Hillsville Bypass is included in the Governor's one-time \$500 million general fund appropriation for transportation. He advised that the proposed FY 2008 budget includes additional funding for new jail construction staff for the Botetourt/Craig Regional Jail and the completion of an expansion project in the Gloucester County Jail; therefore, there might be a potential for future state funding for a jail in Patrick County. He stated that no action by the Board is required.

G. Governor Kaine's Proposed Start Strong Council Report: The Assistant County Administrator advised that Governor Kaine has proposed a new \$4.6 million program designed to assist preschool children in preparing for success in kindergarten. He stated that the program might be of interest to the Board due to its dedication to the education of Patrick County's citizens. A copy of Governor Kaine's proposed Start Strong Council Report was included in the monthly board packet.

H. Virginia Recreational Trails Grant Request: The Assistant County Administrator advised that the Tourism Coordinator has suggested that Patrick County consider the Virginia Recreational Trails Fund Program, which is currently in the proposal stage. He noted that the Board had previously approved an application to the SAFETEALU Program, which is comprised of Transportation Enhancement Funds on the federal level and requires a twenty-percent local match in funds. He stated that the Tourism Office is requesting the submission of a grant in the amount of \$52,135, which equals the County's twenty-percent match that is required by the SAFETEALU Program application for Phase I of the Mayo River Rail Trail project. He advised that if the SAFETEALU Program is not approved, the County is not obligated to accept the \$52,135 grant if it is awarded to same. He advised that if the Board approves the proposed project, it would need to adopt a resolution indicating same and direct the Tourism Coordinator to complete an application, authorize the County Administrator to execute same on behalf of the County, and the Board would set a thirty-day public comment period to receive written public comments

regarding the application. He noted that the public comment period must be advertised a minimum of one day in a daily newspaper. The Chairman asked what the County's in-kind contribution would be if the grant were received. The Tourism Coordinator stated, "If funding is received from the federal, state, as well as the Bikes Belong, we submitted a \$10,000 grant application which required no County match, if we receive grant funding from those three sources, there will be no local match nor will there be any in-kind match during Phase I. Therefore, that in-kind match that we have of approximately \$100,000 could go to Phase II of the project and even Phase III if Congress comes through with their line item budget for this project."

On motion by Crystal P. Harris, seconded by Roger L. Martin and carried, the Board does hereby adopt the following resolution:

WHEREAS, in accordance with Virginia Recreational Trails Fund Program, it is necessary that a request by resolution be received from local government or state agency in order that the Virginia Recreational Trails Fund Program consider a multi-use trail project application in Patrick County.

NOW, THEREFORE, BE IT RESOLVED, that Patrick County requests the Virginia Recreational Trails Fund Program to consider funding the construction of Phase I of a three-mile, multiuse trail known as the "Mayo River Rail Trail".

BE IT FURTHER RESOLVED, that Patrick County hereby understands that there is a minimum 20% match requirement for design, right-of-way, and construction of this project and that Transportation Enhancement Funds (SAFETEALU), if received, can be applied as this required match.

Voting Aye: Young, Large, Harris, and Martin

Voting Nay: Foley

I. Drought Disaster Area Designation Approval: The Assistant County Administrator advised that the federal government has designated Patrick County as a primary natural disaster area due to losses caused by drought and high temperatures during the period of March 1, 2006 through September 30, 2006. He noted that the designation enables Patrick County farmers to become eligible for U.S.D.A. Farm Service Agency low-interest emergency loans. A copy of the letter from the Virginia Department of Agriculture and Consumer Services advising of the designation is included in the monthly board packet.

J. Gypsy Moth Treatment Report: The Assistant County Administrator advised that according to the Virginia Department of Agriculture and Consumer Services (VDACS), the VDACS and the United States Department of Agriculture-Forest Service are proposing to treat areas in Patrick County with Disrupt II or *Bacillus thuringiensis* in an effort to manage the gypsy moth population. He stated that VDACS has identified three areas in the County that are infested with the moths, which are located in Meadows of Dan, Willis, and Laurel Fork. He advised that VDACS' letter states that prior to any treatment, an environmental assessment will be conducted, letters will be mailed to landowners within and or adjacent to the treatment areas, and public meetings will be held regarding same. He noted that treatment of areas in Patrick County is scheduled to take place between April and July 2007. Mr. Martin advised that the treatment used must be specie specific to ensure that it will not threaten honeybees and beneficial insects.

K. Results Stuart Announcement Invitation: The Assistant County Administrator advised that Results Stuart, Congressman Rick Boucher's Office, and the Patrick County Economic Development Authority cordially invites the Board to an Economic Development announcement that will be held at the Rich Creek Corporate Park Shell Building on January 15th at 10:30 a.m.

L. Strategic Planning Session (Final Meeting): The Assistant County Administrator noted that the Board held a very productive strategic planning session in 2006 and recommended holding a final session on a Friday or Saturday of this month. He stated that Randy Arno, planning session facilitator, was successful in advancing the Board in determining its vision for the County. The Board scheduled its final strategic planning session for Saturday, January 27, 2007.

M. Uniform and Cleaning Supply Contract Extension: The Assistant County Administrator advised that the County's one-year contract with Cintas for uniform and cleaning supplies expired in October 2006. He noted that the contract included a one-year extension option. He stated that while he does not have any complaints regarding the service that the County has received from Cintas, it has come to his attention that employees have been receiving used uniforms. He noted that issuing used uniforms is not uncommon and that new uniforms must be specifically requested during the bidding process. He stated that it is his belief that the staff deserves new uniforms and recommended that the Board re-bid the

contract on a one-year basis with the stipulation that new uniforms are issued to employees. Mr. Martin stated, "I think we ought to look at all the people that we're requiring to wear uniforms. I don't think we need to require all those uniforms." He noted that the County pays a large amount of money for rugs in the building. Mrs. Harris suggested re-bidding the contract. Mr. Young noted that the Board reduced the number and size of rugs in the building, which has resulted in savings for the County. He stated, "I've always thought that rugs were very expensive but they may be very beneficial in the long run, too." Mrs. Harris stated that the issue should be addressed during the upcoming budget process.

On motion by Jonathan Large, seconded by Crystal P. Harris and carried, the Board does hereby direct the Assistant County Administrator to re-bid the County's contract for uniforms and cleaning supplies on a one-year basis with the stipulation that new uniforms are to be issued to county employees.

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

Voting Nay: None

N. Noted for Record Receipt of Department Head Reports:

(1) Sheriff: The report of Patrick County Sheriff David Hubbard of prisoners confined during the previous month in the County Jail was this day presented, which report was examined as required by Section 53-178, 1950 Code of Virginia, as amended, and found to be correct.

(2) Building Inspector: A report of the activities of Jason Brown, County Building Inspector, for the preceding month, including a list of the number of new and used mobile homes for which permits were issued during the past month, was presented and examined. Said reports are approved and ordered filed with the papers of this meeting.

(3) DMV Agent: A report of office activities of Shirley Rorrer, Patrick County Division of Motor Vehicles (DMV) Agent, was presented for the Board's information. Said report is noted and ordered filed with the papers of this meeting.

(4) Treasurer: A trial balance of the records of Carolyn I. Tatum, Patrick County Treasurer, as of the last day of the previous month and a statement of depositories made during the same month was submitted. Said report is noted.

(5) **Animal Control Officer:** A report of the activities of C. Leon Handy, County Animal Control Officer, were presented and examined for the preceding month. Said report is noted and ordered filed with the papers of this meeting.

(6) **Maintenance Supervisor:** A report of activities of Teddy Doss, Maintenance Supervisor was presented and examined for the preceding month. Said report is noted and filed with the papers of this meeting.

(7) **Emergency Management:** A report of the activities of Michael Hudson, Emergency Management Coordinator, was presented and examined for the preceding month. Said report is noted and ordered filed with the papers of this meeting.

(8) **Tourism Director:** A report of the activities of Jeannie Frisco, Tourism Director, was presented and examined for the preceding month. Said report is noted and ordered filed with the papers of this meeting.

(9) **Recreation Director:** A report of the activities of Clyde Crissman, Recreation Director, was presented and examined for the preceding month. Said report is noted and ordered filed with the papers of this meeting.

(10) **Erosion and Sediment Control Inspector:** A report of the activities of Charles Vernon, Erosion and Sediment Control Inspector, was presented and examined for the preceding month. Said report is noted and ordered filed with the papers of this meeting.

O. Other Business: The Assistant County Administrator discussed items included in the Board's supplemental packet.

1. **Letter From Judge Clark Regarding Jail Issue:** The Assistant County Administrator noted the letter from Judge Clark, which had been discussed earlier in the meeting. No further discussion was held.

2. **Morrison Livestock Claim:** The Assistant County Administrator advised that James L. Morrison submitted a livestock claim to the County, which does not request payment from same. He stated that Leon Handy, Senior Animal Control Officer, requested that a copy of the report be forwarded to the Board. He advised that no action by the Board is required.

3. **National Association of Counties' (NACo) Annual Conference:** The Assistant County Administrator noted that at its December meeting, the Board

approved a \$1,000 contribution to NACo in sponsorship of its 2007 National Conference in Virginia, which will coincide with the 2007 Jamestown celebration and will allow Patrick County to participate in the bus transportation project during same. He advised that the bus transportation project was brought before the local Jamestown Committee for input regarding same. He noted that the Committee has offer suggestions regarding gift bags, JEB Stuart facemasks, etc. He requested authorization from the Board to allow the Committee to develop a plan with identified costs for the project, which would be presented to the Board in February. The Tourism Coordinator advised that she and the Committee Chairperson would be attending a statewide Jamestown meeting this month and that NACo's upcoming conference is included on the meeting's agenda.

On motion by Crystal P. Harris, seconded by H. Danny Foley, Sr. and carried, the Board does hereby authorize the local Jamestown Committee to develop a plan with identified costs for Patrick County's bus transportation project during NACo's 2007 National Conference, which will be presented to the Board during it's February meeting.

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

Voting Nay: None

4. Patrick County Covered Bridge Festival: The Assistant County Administrator advised that the Tourism Office is in the process of planning the 3rd Annual Covered Bridge Festival, which is scheduled for June 16, 2007. He stated that the Woolwine Ruritan Club has requested permission to allow a three person exploratory committee to participate in the upcoming festival to determine if the club would be interested in assisting and/or owning future Covered Bridge Festivals in Woolwine. Mrs. Harris noted that the Board had discussed the possibility of turning over the ownership of the festival to a non-profit organization. The Tourism Coordinator advised that the exploratory committee would be looking at the festival's revenue and expenses. Mr. Large asked if the Board had been provided with the festival's financial information. Mrs. Frisco stated that the information had been provided and that another copy could be provided, if needed. Mr. Large advised that he didn't remember seeing the information and requested a copy of same. Mrs. Harris noted that the County would retain ownership of the two bridges in Woolwine. Mrs. Frisco stated that the Covered Bridge Committee

recommends that corporate sponsors be sought to help subsidize the cost of the annual festival, which would be more successful if non-profit organizations rather than county employees sought donations. She advised that she needs a directive from the Board stating that the Woolwine Ruritan Club's exploratory committee can assist with the upcoming festival and that the County will operate the festival. Mr. Large stated, "I would like to table it until I get those expenses and find out who is going to staff it this time." Mrs. Harris stated, "If they don't want to work, we don't want them over there. That's point blank. If they are going to complain, I don't want them coming to a supervisor instead of coming to the Administrator and complaining. I don't want them running to you complaining that they had to work when they really didn't have to do dip squat." Mr. Large stated, "There were numerous complaints because they said that they were required." The Chairman asked if the employees were paid for their time while working at the festival. Mrs. Frisco advised that employees were given "comp time". Mrs. Harris stated, "They were taken care of". Mr. Large advised that he did not recall voting on the issue last year. Mrs. Frisco stated, "I think that's what occurred when the event was sanctioned last year; that was my understanding". The Chairman stated, "I don't have a problem with requiring county employees to do a few things occasionally that they may find not quit fun. My contract working for Patrick Country Schools always said 'and whatever the superintendent or his designee deems necessary'. I got along with that for thirty years. We want to get this festival into the hands of some organization that will promote and take care of it other than the Patrick County Board of Supervisors, Patrick County Tourism Commission, and so forth. That's always been the goal." Mrs. Harris made a motion to "go ahead" with the event, which was seconded by Mr. Martin. Mr. Foley asked if her motion required county employees to work at the festival. Mrs. Harris stated, "I said I didn't want them to whine. I would like to see that the Covered Bridge go forth, as planned, the approval of it to have the Covered Bridge Festival again and to work out the personnel problems between the Administrator and the employees." The Chairman stated, "I think very likely, if you're gonna work with the Ruritans, if some of our people don't want to serve, we can probably find enough Ruritans to make up for it". He further stated, "I don't have a problem with them coming to you and saying nope, I don't want to work that Saturday, Mike. If we include that as a stipulation in the motion, is

that okay with you?” Mr. Large stated, “That’s fine. My concern is, and I’m sure you understand it, if we have something in our end of the county, which we have the Dan River Park, that we’re not getting the same consideration. That’s what I’ve said all along about a lot of these projects that I agree or oppose. That it’s fair across the board.” The Chairman stated, “The point with this whole project here is Patrick County, many years ago, was actually awarded these two covered bridges and of course our obligation then was to maintain them, and we didn’t. We almost let them fall in the river. At long last, we realized and it wasn’t me, it was Crystal and Jeannie and others in the Woolwine area, and Regena, that we had something almost nobody has, two covered bridges that are a great tourist attraction. This festival was the result and if this festival grows and lives, particularly if it can do it through some county organization other than us, the bridges survive, Patrick County benefits drastically from the tourism that will be created, and our history survives.”

On motion by Crystal P. Harris, seconded by Roger L. Martin and carried, the Board does hereby direct the County to hold the 3rd Annual Covered Bridge Festival and authorizes the Woolwine Ruritan Club’s three person exploratory committee to participate in all of the activities of planning and hosting the upcoming festival to determine if the club would be interested in assisting and/or owning future Covered Bridge Festivals; further, the Board will ask employees to assist with the festival and will allow those county employees who feel that they cannot serve that day, to have that right.

Voting Aye: Young, Foley, Harris, and Martin

Voting Nay: Large

On motion by Crystal P. Harris, seconded by Jonathan Large and carried, the Board does hereby request that the General Assembly designate Patrick County as the Covered Bridge Capital of Virginia and that the Patrick County Covered Bridge Festival be designated as the State Festival, changing the name to the Virginia Covered Bridge Festival.

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

Voting Nay: None

5. First Aid Training for Patrick County Transfer Station Staff:

The Assistant County Administrator advised that in December, an OSHA inspection

was conducted at the Patrick County Transfer Station. He stated that the County was found in compliance due to the lack of having a first aid certified employee at the facility during the hours of operation. He advised that Mike Hudson, Emergency Management Coordinator, has agreed to conduct a first aid training session for all full-time Transfer Station employees on January 25th from 5:00 p.m. until 9:00 p.m. at not cost to the County.

6. Resignation of Administrative Assistant for Economic Development and Tourism: The Assistant County Administrator advised that Mrs. Lisa Sheppard, Administrative Assistant for Economic Development and Tourism, has submitted a letter of resignation effective January 31, 2007. He stated, "She has been a joy to work with and has done a wonderful job in our office". He noted that Mrs. Sheppard has decided to leave in order to assist in the family business. He requested permission from the Board to place an ad in the local newspaper requesting resumes and employment applications from qualified individuals for the position with the hiring of a new employee in February. The Board authorized the Assistant County Administrator to advertise the job opening for an Administrative Assistant.

7. 2007 VACo / VML Legislative Day: The Assistant County Administrator advised that the Board is invited to attend the 2007 VACo / VML Legislative Day and noted that information and a registration form for the event was included in the Board's supplemental monthly board package. He stated that the event is very informative. Mr. Martin reiterated his disagreement with VACo's stance on Eminent Domain.

8. Additional Board Training Opportunities: The Assistant County Administrator advised that VACo's Virginia County Board Chairpersons' Institute will be held February 1st through February 3rd in Richmond and the Virginia Cooperative Extension will host a Leadership for Effective Governance in the 21st Century on February 2nd and 3rd. He stated that all Board members are welcome to attend these events.

9. U.S. Smokeless Tobacco Grant: The Assistant County Administrator advised that Mike Hudson, Emergency Management Coordinator, applied for a grant with the U.S. Smokeless Tobacco Company to purchase a Polaris Ranger 6x6 vehicle to be used by all Patrick County emergency services agencies

and the Sheriff's Department at no cost to the County. The Chairman asked if this vehicle would have been able to access fire sites on Bull Mountain during last year's wildfire. Mr. Burnette stated that it is Mr. Hudson's opinion that it would have been capable of same. He noted that according to Mr. Hudson, emergency services agencies are forced to borrow personally owned equipment during emergencies. The Chairman advised that personally owned equipment was used during the Hendricks' plane crash.

On motion by Jonathan Large, seconded by Crystal P. Harris and carried, the Board does hereby approve the submittal of an application to the U.S. Smokeless Tobacco Company for a Polaris Ranger 6x6 vehicle at no cost to the County, which would be used by Patrick County emergency services agencies and the Patrick County Sheriff's Department as deemed necessary.

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

Voting Nay: None

10. Completion of Route 58 Letter of Request: The Assistant County Administrator noted that Mr. Large had requested that he draft a letter to Pierce Homer, Commonwealth Transportation Board's Secretary of Transportation, requesting that the expansion of U.S. Route 58 from two to four lanes between Stuart and Interstate 77 be completed due to safety concerns. Mr. Burnette presented the Board with the draft letter and asked that they review the document and advise him of any needed changes to same.

11. 2007-2008 Budget Call: The Assistant County Administrator noted that it is time to begin the County's budget process for Fiscal Year 2007-2008. He requested authorization to issue a formal budget call to all departments and agencies that receive funding from the County and asked if the Board had any specific instructions regarding the upcoming budget process. The Chairman stated, "We all want to tell every agency to be upfront and honest with what they need. If they have requests for new and different funding, that it would obviously help us if they provide us early justification in the form of an explanation why." Mr. Martin stated that departments must remember where the County's funds come from when compiling their budget request. The Chairman asked that departments submit their requests as quickly as possible and that he would like to have the budget process completed by May 1st.

The County Attorney stated that he did not have any items to discuss in open session.

A number of bills and claims against the county were presented and examined. Mrs. Harris advised that bills numbered 42 and 218 were identical expenses. She advised that both charges were physicals for an employee, which was more than likely a typo and should have been for two employees. The County Administrator advised that she would look into same. Mr. Martin noted bill number 134 for \$4,249 to Olver, Inc. The Chairman advised that Olver, Inc. monitors the Patrick County Transfer Station and that the County is preparing to bid out that service. Mr. Martin inquired about bill number 167 for Annual Secured Remote Access Maintenance for the Clerk of Circuit Court. Mr. Large stated that it relates to the Office's direct link to the Supreme Court. The County Attorney advised that it is part of the case management system. Mr. Martin inquired about bill number 170 in the amount of \$1,000 to Conferences, Inc. The Chairman stated that the Board had approved a \$1,000 contribution for the 2007 NACo Conference during the December Board meeting. Mr. Martin noted bill number 171 for office products from L&R Business Products and advised that Quill would probably be less expensive. On motion by H. Danny Foley, Sr., seconded by Crystal P. Harris and carried, the bills and claim were ordered paid and the following warrants were issued in payment of same:

On the General County Fund:	Warrants No.	26759 - 26908
On the General County Fund:	Warrants No.	85430 - 85690
On E-911 Communications Fund:	Warrants No.	1198 - 1208
On Asset Forfeiture Fund:	Warrants No.	N/A
On Law Library Fund:	Warrants No.	N/A

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

Voting Nay: None

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 January, 2007: General County Fund - \$371,000.00; Social Services (VPA) Fund- \$152,753.67; Comprehensive Services Act- \$34,375.00; E911 Communications Fund- \$3,462.82; County School Funds - \$2,000,000.00; TOTAL ALL APPROPRIATIONS- \$2,561,591.49

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

Voting Nay: None

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 sum of Five Hundred Thousand Dollars and Zero Cents (\$500,000.00) from the General County Fund to the County School Fund to meet costs for January 3, 2007 contingent upon the definite need for funds and availability in the General County Fund.

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

Voting Nay: None

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 Fifty-one Thousand Six Hundred Fifty Dollars and Eighty-six Cents (\$51,650.86) from the E911 Fund to the General County Fund, for payment of expenses incurred.

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

Voting Nay: None

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 sum of Eighty-five Thousand Eight Hundred Twenty-two Dollars (\$85,822.00) from the General County Fund to the Comprehensive Services Act (CSA) Fund, contingent upon the definite need for funds and availability of funds in the General County Fund.

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

Voting Nay: None

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: Young, Large, Foley, Harris, and Martin

Voting Nay: None

<u>Department</u>	<u>Amount</u>	<u>For</u>
Board of Supervisors	\$8.65	Travel (Meals/Lodging)
Victim - Witness	\$338.20	Travel for Witness Victim
Sheriff-Law Enforcement	\$700.00	Uniform & Wearing Apparel
Sheriff-Law Enforcement	\$3,639.93	Investigative Equip.
Sheriff-Law Enforcement	\$1,935.97	Investigative Equipment
Sheriff-Law Enforcement	\$348.37	Investigative Equipment
Sheriff-Law Enforcement	\$2,881.00	Miscellaneous Equipment
Office of Emergency Services	\$24.00	Training Supplies
Office of Emergency Services	\$275.00	Travel (Conv. & Education)
Maint: Courthouse/Jail	\$1,058.48	Repair & Maintenance
Maint: Voting Precincts	\$1,375.00	Repair & Maintenance
Tourism	\$998.00	Marketing
Tourism	\$998.00	Marketing
Non-Departmental	\$74,543.30	Line of Credit – EDA (Hospital)

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: Young, Large, Foley, Harris, and Martin

Voting Nay: None

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Board of Supervisors	\$593.25	Travel (Conv & Education)	Other Operating Supplies
Sheriff-Law Enforcement	\$31.00	Office Supplies	Advertising
Sheriff-Law Enforcement	\$75.33	Office Supplies	Training
Animal Pound	\$63.58	Food Supplies	Office Supplies
Building Inspection	\$34.50	Postal Services	Office Supplies
Maintenance: Co. Admin.	\$457.60	RugRental/CleaningSupplies	Repair & Maintenance
Maintenance: Adult Education	\$125.00	Cleaning Service Contract	Repair & Maintenance
Maintenance: Library	\$746.86	Heating Fuel	Repair & Maintenance
Recreation Department	\$250.00	Vehicle/Equipment Supplies	Travel (Mileage)

Mr. Martin stated, “I figured out the employee cost, health insurance, life insurance, and retirement costs, now this is without the School Board and I’ve got the figures here, each person’s health, the total employees, there’s about 100 people, \$313,200 plus \$40,716 for life insurance plus the retirement cost are \$518,460, which amounts to \$872,376 a year. The School Board, I’ve estimated that at about \$1.5 million; so we are getting close to about \$2.5 million every year just on benefits. That needs to be public knowledge.” The Chairman stated, “Yes, it does. If we didn’t provide those benefits though, we’d lose most of our employees, particularly our good ones would leave and go somewhere else where they did get those benefits”.

Mrs. Handy noted that today’s Board Meeting would be her last and stated, “First of all, I want to thank this Board and past Boards for giving me the opportunity to serve Patrick County. I started work under the first Administrator, Major Edward Turner, on January 30, 1975. At the time I came, I certainly had no idea that I would be retiring thirty-two years later as the fourth Administrator and it’s been an experience like no other that I can imagine. I’ve been blessed to work with many wonderful Board Members and I’ve had the good fortune to have bosses who recognized that I worked hard and promoted me accordingly. I’ve seen a lot of changes, a lot of accomplishments and improvements in the county in the last

thirty-two years. I've watched Boards struggle with a lot of hard decisions over the years and I appreciate the difficult job you all have. I've always been of the opinion that everyone needs to serve a term on this Board to really understand what it's all about, what you all go through. It's also been my good fortune to work with a number of different county employees and to have interacted with quit a few Constitutional Officers. Patrick County is very lucky to have excellent employees and elected officials; some of the finest people anywhere who work really hard, who are conscientious and committed to doing a fine job for the citizens of the County, the taxpayers of the County. And now, the County has been successful in retaining one of its own as the next Administrator. I think Mike is a smart young man who did what we are constantly complaining about our youth not doing and that was he went away and got his education and came back to the County to work and to raise his family. That's what we need more of our young people to do. I know the Board is facing a lot of hard decisions in the future; you all made one today that I know has weighed on you for a longtime. You have a lot of hard decisions to make and I know that you'll continue to have those that will shape the County and I wish you well and I encourage you to clarify your goals and objectives and what you want your legacy to be, and go forth. Thank you very much." The Chairman stated that the Board would miss Mrs. Handy.

On motion by Roger L. Martin, 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, Large, Foley, Harris, and Martin

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board reconvened into regular session, based upon the following:

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.

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

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby appoint Felecia Shelor to serve as a representative of the Blue Ridge District on the Patrick County Economic Development Authority (EDA) effective immediately and ending August 11, 2007.

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

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby appoint Angie Cassell as a member of the Patrick County Social Services Board. The four (4) year term of appointment commences immediately and will end December 31, 2010.

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

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby appoint Charlie Bowman as a Parent Representative of the Comprehensive Policy Management Team (CPMT) effective immediately.

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

Voting Nay: None

On motion by H. Danny Foley, Sr., seconded by Jonathan Large and carried, the Board does hereby appoint Stanley Fain to serve as a representative of the Blue Ridge District on the Patrick County Planning Commission. The term of appointment commences immediately and will end June 30, 2009.

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

Voting Nay: None

The Chairman this day appointed the following Board Members to serve as the Board's representatives on committees for the 2007 calendar year:

Budget:	All members after budget developed by County Administrator
Personnel:	David G. Young and H. Danny Foley, Sr.
Building:	David G. Young and H. Danny Foley, Sr.
Town/County Liaison:	Crystal P. Harris and Roger L. Martin
Social Services Board:	H. Danny Foley, Sr.
Planning Commission:	Jonathan Large
E-911 Committee:	Crystal P. Harris
Econ. Dev. Authority:	David G. Young
Public Service Authority:	Jonathan Large
STEP Board:	Crystal P. Harris
WIA (CLEO's):	David G. Young
VACo Representative:	David G. Young
West Piedmont Plann. Comm:	David G. Young and H. Danny Foley, Sr.
Pat. Co. Education Foundation:	Crystal P. Harris
Parks and Rec. Committee:	Jonathan Large

Ordered that the Board be adjourned until February 12, 2007 commencing at noon.

,Chairman