

**VIRGINIA:** At a regular meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Administration Building thereof on Monday, May 10, 2004 at 2:00 p.m.

**PRESENT:** Crystal P. Harris, Chairperson; H. Danny Foley, Sr., Vice Chairman; Darrell Cockerham, Roger L. Martin, and David G. Young, Board Members; Regena H. Handy, Interim County Administrator; Michael Burnette, Assistant County Administrator; Eric Helms Monday, County Attorney; and Mary Beth Roberson, Assistant to the Interim County Administrator.

The Chairperson called the meeting to order.

Rev. Gerald Melton from the Sycamore Baptist Church 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 Darrell Cockerham, seconded by H. Danny Foley, Sr. and carried, the agenda for the meeting was approved.

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

Voting Nay: None

On motion by Darrell Cockerham, seconded by David G. Young and carried, the minutes of the April 13, 2004 and April 14, 2004 meetings were approved.

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

Voting Nay: None

The Interim 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. Update on Draft Budget for 2004 - 05: The Interim County Administrator reported that the General Assembly past a state budget the end of last week, but that the County does not have any figures as of yet. Mrs. Handy stated that the School Board is also waiting to receive their figures and as soon as they get them, they will call a school budget committee meeting. She expressed hope for some leniency concerning the advertising and public hearing dates due to the late passage of the state budget, however, there appears to be none. She spoke with VACo last Friday and was informed that in order to meet the Code requirements, the County must run an advertisement in the local paper on June 9<sup>th</sup> and the public hearing could be held no earlier than June 17<sup>th</sup>. The Board could then adopt a budget on June 28<sup>th</sup>, 29<sup>th</sup>, or 30<sup>th</sup>. Mrs. Handy noted that the budget must be completed and submitted to The Enterprise by June 4<sup>th</sup> in order to give the staff enough time to prepare the document to be printed. She recommends that the Board schedule an adjourned meeting for Monday, May 24<sup>th</sup> in hopes that a total budget will be ready for the Board's approval. The Board was given a draft copy of the General County Fund, which is comprised of department head requests and their expenses; no revenue figures are included at this point. Mrs. Handy stated that the Budget Committee, Roger Martin and David Young, have met twice and that this budget is based on the current Real Estate

and Personal Property Taxes levied. She then noted the change in the Maintenance Budget, which has been broken down for each County Building. She advised that Carroll and Floyd County use this format for their yearly budget. Mrs. Handy stated that the Committee discussed some issues and possibilities in regard to the budget including possibly requesting a referendum for meals tax, instituting a small trash disposal fee at the Transfer Station, centralized purchasing, and increasing the County's General Fund balance. She asked that the Board review the draft General County Budget and to contact her office with any questions or concerns. Mr. Martin stated that the economy is in sad shape, and that he is not raising taxes and is not for increasing budgets. He noted that the price of many goods and services are going up and that he is not going to put people under stress at a time like this. He stated that the County must identify the difference between its wants and needs. Mr. Young said that until we know what the County is going to get from the State, there is not a whole lot that the County can do at this time and that he agreed the Board should not increase Real Estate or Personal Property Taxes this year. He stated that the County needs to see if it can do a better job of managing its finances, if a better job can be done. He feels that the County has done a pretty good job overall. Mr. Young mentioned that when he became a Board Member one and a half years ago, he thought that there were many places where he could cut some County expenses; however, he reviewed other counties' expenditures and realized that Patrick County is doing a better job than he had thought. He stated that he is pleased for the most part with how the County Government has spent public money and that the County has a finite amount of money coming in and that its expenses continue to rise. The Chairperson thanked Regena Handy and her staff for the work that has been done thus far on the budget and for the break down of maintenance costs for each county building. Mr. Martin stated that this breakdown is important because it will reflect when reoccurring expenses will take place and that it makes good sense. The Board scheduled an adjourned meeting for May 24, 2004 at 2:00pm.

b. Cleaning Services Bids: Mrs. Handy noted that at the last monthly meeting, the Board discussed the cleaning bids for county buildings that were received. She stated that the Board's Building Committee has reviewed the bids that were submitted and recommends awarding the bid to Gravley's Carpet Care. She noted that there was a lower bid, but that the company did not meet the bid specifications that were in the bid packet; therefore, the next lowest bid was chosen. Mrs. Handy stated that the committee checked Gravley's references and has every reason to believe that they will provide a good service to the County. She then noted that if the Board concurs with the committee's recommendation, the contract would commence July 1, 2004 and would be for an initial one-year period with a second year renewal option. Mr. Foley stated that he did not feel that the low bid met the bid specifications so the committee chose the next low bid. Mrs. Handy advised that Gravley's Carpet Care submitted a bid of \$3,125.00 per month, which is less than what the County is currently paying. The Chairperson thanked the Building Committee for their work on this project.

On motion by Darrell Cockerham, seconded by H. Danny Foley, Sr. and carried, the Board awarded the Cleaning Services bid to Gravley's Carpet Care for \$3,125.00 per month for the first year with an optional renewal for a second year.

Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None

c. Consortium Agreement (Workforce Investment): The Interim County Administrator reported that the Counties of Patrick, Henry, and Pittsylvania and the Cities of Danville and Martinsville have an agreement called the Consortium Agreement, which administers the Federal Workforce Investment Act for this area. She noted that the CLEO's Board has been created to facilitate this agreement and that she and the Chairperson serve on that Board. Mrs. Handy stated that the Board has approved this agreement in the past and recommends that the Board approve this agreement again. Mr. Martin said that Patrick County cannot compete with other areas of the State as well as it could on a regional basis.

On motion by David G. Young, seconded by H. Danny Foley, Sr. and

carried, the Board approved the proposed Consortium Agreement.

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

Voting Nay: None

d. Sheriff Department Vehicle Bids: The Interim County Administrator noted that at the April Board meeting, the Board authorized a committee that was comprised of Board Members Foley and Cockerham to review the bids for the four used vehicles for the Sheriff's Department and then to award the bid. Mrs. Handy stated that two bids were received, and only one bid met the specifications in the bid packets. The committee awarded the bid to Nelson Ford for a total cost of \$47,600.00 and Mrs. Handy asked the Board for formal approval of the purchase of the vehicles.

On motion by H. Danny Foley, Sr., seconded by Darrell Cockerham and carried, upon the recommendation of the committee, the Board approved the purchase of four-used vehicles for the purchase price of \$47,600.00 from Nelson Ford of Martinsville, Virginia.

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

Voting Nay: None

e. Local TV Access Update: Mrs. Handy discussed news articles that ran in The Enterprise and the Martinsville Bulletin concerning Congressman Rick Boucher's attempt to provide local satellite dish owners access to Roanoke Broadcasting stations. The articles state that this proposal would allow Patrick County residents to receive Channels 7 and 10 out of Roanoke and it was her understanding that this legislation has yet to be approved by a committee in the House. Mrs. Handy stated that this is just an update because the Board has expressed interest in this issue.

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board approved the writing of a letter in support of allowing Patrick County Citizens access to the Roanoke Broadcasting Stations to include ABC, CBS, and NBC.

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

Voting Nay: None

f. Heritage Music Trail Program: The Interim County Administrator informed the Board of a Heritage Music Trail, which is a self guided music trail that runs from Bristol through Floyd and will include areas within ten miles along each side of the trail. She stated that this trail will help to promote Bluegrass and Old Time Music Heritage in southwest Virginia and that the Patrick County Chamber of Commerce and the Patrick County Music Association feel that Patrick County should participate in this program. The Music Association has requested the Board to submit a letter in support for Patrick County's participation in this program. Mr. Young mentioned that the trail should also include the Friday night music that occurs at the Willis Gap Community Center and that there are probably many other musical events held that many people are unaware of.

On motion by Darrell Cockerham, seconded by Roger L. Martin and carried, the Board approved the writing of a letter in support of Patrick County's participation in the Virginia Heritage Music Trail Program, which will be sent to Congressman Rick Boucher and other representatives.

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

Voting Nay: None

g. Solid Waste Management Plan Hearing Date: The Interim County Administrator reported that the County's Solid Waste Management Plan is currently being revised by Olver, Inc. and must be adopted before July 1, 2004. She stated that the draft document is not ready as of yet, but Jack Hinshelwood with Olver has asked that the Board schedule a public hearing for Tuesday, June 8<sup>th</sup> at 2:00pm. Mrs. Handy advised that according to Olver, the Board does not need to be present and that her staff could accept any input from the public.

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board scheduled a Public Hearing for June 8, 2004 at 2:00 pm in the Patrick County Administration Office concerning the County's Waste Management Plan.

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

Voting Nay: None

**h. Adelphia Update:** Mrs. Handy discussed a letter from Adelphia updating the Board on the Company's bankruptcy process. The letter stated that the majority of the stockholders were not in favor of a proposed plan of reorganization, therefore, Adelphia is considering a possible sale of the company and also a standalone reorganization plan. Mrs. Handy asked that the Board review the letter at their leisure. Mr. Martin asked what would happen to the contract between the County and Adelphia if the company were sold. The County Attorney stated that the buyer would have to honor that contract.

**i. Storm Water Permit Application:** The Interim County Administrator stated that Olver Inc., the consultant for Patrick County's Transfer Station, has advised that the Storm Water Discharge Permit for Patrick County will expire on June 30, 2004, therefore they suggest that the Board apply for another permit. Mrs. Handy reminded the Board of legislation that went into effect in the early 1990's concerning storm water discharge as relates to landfills, public utilities, and other facilities where possible leakage exists. The portion of this law concerning landfills was delayed until 2002 and the County was issued a short-term permit around that time to legally allow the County to channel storm water discharge. She stated that this permit would be for five years and includes some training for the staff at the Transfer Station as well as some inspections. She was advised by Lawrence Hoffman, Olver Inc., that this is a normal permit which the Board needs to obtain at a cost of \$600.00 and that the fee and the application would be sent to the Department of Environmental Quality. The County Attorney agreed that this is a standard permit and advised that Board complete an application.

On motion by Darrell Cockerham, and seconded by David G. Young and carried, the Board approved the submitting of an application for permit reissuance to remain in compliance with the Storm Water regulations at a cost of \$600.

Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None

**j. Responses on University Request:** Mrs. Handy stated that at the April Board meeting, Mr. Martin presented a resolution in an effort to locate a State University in Patrick County and that the Board voted to forward it to the County's representatives. She informed the Board that responses from Senator Reynolds and Delegate Armstrong were received. Delegate Armstrong advised that the General Assembly would not determine the location of the college but that the State Council of Higher Education has that authority. Senator Reynolds noted that he is in receipt of this resolution and stated that he would help the County in any way possible.

**k. Department Head Reports:** The Interim County Administrator presented department head reports for the preceding month, as follows:

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, was 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.

The Assistant County Administrator, Michael Burnette, gave his report.

a. **Website Update:** The Assistant County Administrator advised the Board that the majority of the new County Website is complete and is on the internet. Mr. Burnette noted that information could be found on this site for not only visitors, but for businesses looking at Patrick County, as well as for local residents. He stated that citizens are now able to download documents such as County Employment and Building Permit Applications. He said that this website is in the process of becoming District Specific so that upcoming events and important issues for each area are easily accessible and the site will also provide Board Members more of an opportunity to talk to the general public directly. Mr. Burnette invited the Board to visit the website.

b. **EDA Strategies:** Mr. Burnette noted that he had given the Board a draft copy of the Economic Development Authority's Strategic Plan at the April Board meeting. He stated that the EDA has approved it and that he plans on using it as the Office of Economic Development strategic plan as well. The Strategic Plan includes the following: (1) Target Industry and Business Attraction Priorities; (2) Manufacturing Recruitment; (3) Existing Business Assistance; (4) Service Business Recruitment; (5) Sites / Buildings; (6) Infrastructure; (7) Retail Recruitment; (8) Tourism; (9) Community Improvement; (10) Workforce Development; (11) Entrepreneurship; (12) Marketing; and (13) Funding. Mr. Martin stated that the Broadband Project will be very important to Patrick County and that he is not for certain that the proposed shell building at the Rich Creek Corporate Park is needed at this time due to the fact that the County currently owns vacant buildings. He suggested utilizing a virtual building program to attract businesses so that the County does not have to construct and then maintain a building until it becomes occupied. Mr. Burnette referred to the Strategic Plan, which includes the virtual building program under Sites / Buildings and that program is very important. He then stated that there is a prospective business looking at the shell building at RCCP and he is hoping that the County will not have to build it. He noted that the County's cost in the project is only \$25,000 and that \$200,000 is being funded by grant monies. Mr. Burnette said that the shell building will be an asset to Patrick County and that the Nevamar Building will become a multi-tenant building and will not be sold. He stated that if the prospective businesses that are currently looking at the Fulflex and Virginia Narrow Buildings decide to locate in Patrick County, the County would not own those buildings. Mr. Martin said that he does not want the County to become a landowner. Mr. Burnette agreed with Mr. Martin's statement. Mr. Burnette stated that the most important project underway at this time is a broadband pipe that will be constructed by the Old Dominion Electric Cooperative, which will begin in Patrick County, would be open source, and will allow prospective service providers to lease the lines. He noted that the cost for telecommunication services would drop due to competition between the providers. Mr. Burnette advised that this pipeline would be a second-generation internet pipeline and will be one of the most advanced telecommunication systems in the United States. He stated that this pipeline would run along Route 58, which would limit the number of businesses and individuals who would be able to access the service. Therefore, he is in the process of trying to create a Last Mile Telecommunications Program that would connect users to the pipeline. Mr. Burnette stated that the EDA is advocating Routes 58 and 73 projects and upgrades to Routes 8, 103, and 57 as opportunity allows, looking at an Enterprise Subzone in Woolwine, and retail recruitment. He said that a big piece of the puzzle now is tourism enhancement and that the EDA feels that it is important to

support the Chamber of Commerce's Tourism Committee. Mr. Young stated that he is a liaison on the EDA Board and that the Board is way ahead of the game and that they are doing an excellent job. He stated that he has seen a great deal of work by the EDA and he feels that the County is about to see tremendous strides in Patrick County because of the EDA's efforts. Mr. Young noted that the EDA Members are all volunteers and are not paid for their services. Mr. Foley stated that the County needs to let prospective businesses know that Patrick County is business friendly.

The Board recessed for twenty-five minutes.

The Board reconvened into regular session.

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

a. Rural Addition Statute Changes: Ms. Hughes advised that the General Assembly has revised the statute governing rural additions. The revisions will take effect on July 1, 2004 and include: (1) Changing the street eligibility date from July 1, 1990 to July 1, 1992; (2) Consolidating the various funding alternatives into one section of the Code; (3) Clarifying definitions; and (4) Increasing from four to five years the period that state secondary highway construction funds can be accrued for rural addition costs.

b. WPPDC Clearinghouse – VDOT Program: Ms. Hughes stated that the West Piedmont Planning District Commission has requested the Board's comment concerning the Draft State Transportation Planning Research Work Program. She stated that VDOT is required to submit their transportation plan each fiscal year to the Federal Highway Administration and to satisfy the Federal criteria, all local governments must comment or show their support for VDOT's planning efforts.

c. Jerry Webb – Design of Route 58 at Meadows of Dan: Jerry Webb stated that he had spoken with a VDOT employee who informed him that they are strongly considering putting a fifth lane in the design of Route 58 in Meadows of Dan. He presented a petition to the Board, which contained approximately one hundred signatures in favor of a fifth lane. Mr. Webb advised that Senator Reynolds and Delegate Armstrong have agreed to support his proposal and asked for the Board's endorsement on this issue.

On motion by Roger L. Martin, seconded by David G. Young and carried, the Board voted to endorse Jerry Webb's proposed design change of Route 58 in Meadows of Dan which would replace a closed median with a fifth lane and to sending a support letter to those who are in favor of this change.

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

Voting Nay: None

Michael Hudson, Emergency Management Coordinator, gave a report on the Homeland Security Grant. Mr. Hudson stated that the Department of Justice (DOJ) issues grant money to localities for equipment enhancement. The grant money will assist the County in preparation for responses to weapons of mass destruction. He stated that the Virginia Department of Emergency Management is in charge of managing the grants and that they keep a list of the equipment that each locality has acquired. Mr. Hudson said that DOJ has sent the County a list of equipment that is to be purchased with the grant money from their department. He advised that he has added a separate line item in his department's budget for all DOJ purchases and that the County has received a

Community Response Team Grant for \$5,750.00 for instruction and equipment for a team, which would assist first responders. The Chairperson stated that she feels strongly about a surprise fire evacuation for the County Administration Building. Mr. Hudson stated that he has submitted an evacuation plan to each department in case of an emergency.

The County Attorney, Eric Helms Monday, gave his report.

a. **Exotic Animal Ordinance:** The County Attorney reported that the proposed Exotic Animal Ordinance has been advertised in The Enterprise and can now be adopted. Mr. Martin asked the County Attorney if there is any way to make this ordinance pertain to dangerous and vicious dogs. Mr. Monday stated that the County already has a dangerous and vicious dog ordinance in place. Mr. Martin said that the fact is that the current ordinance takes effect after the dog has bitten someone. Mr. Monday said that there really isn't anything else that can be done to address this issue other than making a recommendation to VACo (Virginia Association of Counties). Mr. Martin stated that there should be a class of dogs that would be classified as dangerous since certain breeds cannot be named. Mr. Young noted that this ordinance is very important for emergency response teams who may be entering a residence where an exotic animal is housed.

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board hereby adopts the following Exotic Animal Ordinance.

Sec. 3-5. Prohibition of keeping or exhibiting of wild, exotic, venomous or poisonous animals within the county.

For the purpose of this article the definition of an exotic animal shall mean any live monkey (nonhuman primate), raccoon, skunk, wolf, wolf-canine hybrid, squirrel, fox, nondomesticated porcine, leopard, tiger, lion, panther, or any other warm blooded animal, venomous reptile, to include, but not limited to coral snakes, rattle snakes, copperhead snakes, cottonmouth snakes, vipers and cobras, sea snakes, gila monsters, Mexican beaded lizards, or nonvenomous reptiles six (6) feet or longer in length which can normally be found in the wild, all constrictor type snakes six (6) feet or longer, poisonous arachnids to include, but not limited to: Black Widow spiders, Brown Recluse spiders, scorpions, poisonous amphibians to include but not limited to poison arrow frogs, or any member of the crocodylian family, including, but not limited to alligators, crocodiles, caimans, and gavials, or any other animal that would require a standard of care and control greater than that required for customary household pets sold by commercial pet shops, or domestic farm animals. Ferrets and birds which are normally purchased through pet stores, nonpoisonous reptiles less than six (6) feet in length, domestic rabbits, domestic rodents which have been bred in captivity and which never have known the wild shall be excluded from the definitions of wild and exotic animals.

**Definition of Owner:** A person who:

Has a right of property in an animal;

Keeps or harbors an animal;

Has an animal in his/her care;

Acts as a custodian of an animal; or,

Any person who knowingly permits an animal to remain on or about the premises occupied by him.

The term wild animal means any warm-blooded animal that can normally be found in the wild state.

The term poisonous and/or venomous animal shall mean any animal, fowl, reptile, or amphibian that causes injury, illness, or death by chemical means.

1. It shall be unlawful for any person to keep or exhibit or permit to be kept or exhibited upon any property within the county limits any wild, exotic, venomous or poisonous animal without a permit from the animal control officer. In no case, however, shall any such wild, exotic, venomous or poisonous animal(s) be exhibited, displayed, or kept in such a manner so as to permit said animal(s) to escape, be at large, or to otherwise

come in direct physical contact with any person unless under the direct care and control of the handler.

The provisions of this section shall not apply to:

- Institutions accredited by the American Zoo and Aquarium Association (AZA)**
- Registered nonprofit humane societies**
- Animal control officers or law enforcement officers acting under the authority of this act.**
- Veterinary hospitals or clinics.**
- Any wildlife rehabilitator licensed by the state.**
- Any wildlife sanctuary as defined under this act.**
- Any licensed or accredited research or medical institution.**
- Any licensed or accredited educational institution.**
- Any circus, rodeo, or trade-show.**

A person temporarily transporting an exotic animal through the county if the transit time is not more than forty-eight (48) hours and the animal is at all times maintained within a confinement sufficient to prevent the exotic animal from escaping.

2. The owner of any wild, exotic, venomous or poisonous animal shall apply to the animal control officer within ten (10) working days for a permit, or in the case of an exhibition ten (10) working days prior to the exhibition, for a permit authorizing the keeping of said animal within the county limits. Each applicant for a wild, exotic, venomous, or poisonous animal permit shall by affidavit and/or supporting written documentation provide the following:

- a. Name and street address of each owner(s)/custodian(s), eighteen (18) years of age or older;
- b. Location of animal(s) storage facility;
- c. The common and scientific name of the subject animal(s);
- d. The date of acquisition of each animal;
- e. The source of acquisition of each;
- f. The sex, age, height, and/or length of each animal;
- g. Any identifying marks or numbers unique to each animal;
- h. A statement of understanding signed by the owner(s)/custodian(s) concerning human exposures in relation to the current state and local laws involving rabies control;
- i. Verifiable documentation the animal was brought into the country legally. Proof the animal was purchased from a reputable dealer or pet store may constitute sufficient proof. The animal control officer has final authority in determining what constitutes sufficient proof.
- j. A current veterinarian's certificate the animal is disease free.
- k. The current phone number and street address of owner(s)/custodian(s) and animal(s), if storage location differs from residence of owner(s)/custodian(s).
- l. At least one (1) emergency phone number where owner(s)/custodian(s) can be contacted in case of emergency.
- m. Proof the owner has a secure pen, cage, or enclosure of sufficient size and strength to provide adequate shelter for the animal and to reasonably protect the public.
- n. Where required by Section 29.1-542 of the Code of Virginia, 1950 as amended a copy of the special permit from the Virginia Department of Game and Inland Fisheries.

3. The permit shall not be transferable and shall be valid through December 31 of the year of issue and shall be renewed by January 31 of each subsequent year. Permits for temporary exhibit shall be valid for the time period specified in the permit. One (1) permit per address will be required with the county. On the permit shall be listed each animal held within the county limits as identified in subsection (b). The county's wild, exotic, venomous, or poisonous animal permit shall be required in addition to any required federal or state permits. Information supplied on such permit shall be provided to relevant county departments as notification for public health and safety purposes. No permit for an exotic animal will be issued by the Patrick County Animal Control Officer unless all required special permits from the Virginia Department of Game and Inland Fisheries for wolves, coyotes or birds or animals otherwise classified by the commission as predatory or undesirable have been obtained by the owner or custodian of the exotic animal. It shall be the responsibility of the owner or custodian of the exotic animal to provide a valid copy of the special permit to the animal control department at the time the request for local exotic animal permit is made.

4. It shall be unlawful to release, or permit to be released, any wild, exotic, venomous, or poisonous animal(s) into the wild.

5. The initial fee to cover the cost of the permit issuance shall be twenty-five dollars (\$25.00) per address. A charge of twenty-five dollars (\$25.00) will be collected for annual permit renewal, the adding of additional animals to an existing permit, or the duplication of an existing permit.

6. It shall be unlawful for any person to furnish false information for the purpose of obtaining a permit pursuant to subsection (2). Any permit obtained under fraudulent pretenses shall be null and void with any animals named thereon subject to impoundment by an animal control officer pending a determination by a court of competent jurisdiction as to the appropriate disposition of said animal(s). Upon redemption of the animal, the owner shall pay impoundment and boarding fees and covering all county costs, plus any additional cost for medical care or treatment.

7. Any person applying for a wild, exotic, venomous or poisonous animal permit shall provide evidence of surety bond or liability insurance or bond in the amount of fifty thousand dollars (\$50,000.00), which covers incidences or occurrences involving the wild, exotic, venomous or poisonous animals.

8. The animal control officer or his designee may reject an application for a wild, exotic, venomous or poisonous animal permit, renewal of a permit, or the addition of an animal to an existing permit for any of the following reasons:

- a. Failure to comply with or supply any information required in subsection (2); or
- b. Falsification of any information required in subsection (2); or
- c. Previous or current violations of any provisions of this section; or
- d. Previous or current violations of any local, state, or federal law relating to animals; or
- e. The history or demonstration of a vicious or dangerous nature of an animal.
- f.

9. The animal control officer or his designee may revoke a wild, exotic, venomous or poisonous animal permit and impound the animal(s) for any of the following reasons:

- a. Failure to comply with the terms of this section; or
- b. Falsification of any information required in subsection (2); or
- c. Violation of any local, state, or federal law applicable to animals.

10. The permittee shall post a placard approved by the animal control officer in an area of public view on any premises, building, or structure where the wild, exotic, venomous or poisonous animal is kept or housed. Failure to post the placard shall be a violation of this section.

11. The owner of a dangerous animal shall notify the town manager of the death or removal from the town of the dangerous animal, and shall provide this notice within ten (10) days of the death or removal.

12. The owner of a dangerous animal shall notify the town manager immediately upon the escape of the dangerous animal from the owner's premises or from the means of constraints there in use.

13. The owner of any exotic or poisonous animal found to be running at large off of the owner's property shall reimburse the county for its actual costs incurred, including without limitation the actual cost of the time expended by the animal warden, deputy animal warden, or other county personnel, in locating and capturing or otherwise disposing of the animal.

#### **Sec. 4-81. Penalty**

Any person violating any of the provisions of this article shall be deemed guilty of a Class 3 misdemeanor. Each day of a violation of this article shall continue as a separate offense.

**Sec. 4-82. Enforcement**

The provisions of this article shall be enforced by the animal warden.

**Sec. 4-83. Disposal of wild, exotic, or vicious animals.**

Any person who owns a wild, exotic, or vicious animal(s) not permitted in accordance with this article shall dispose of the animal(s) by removal of the animal(s) from the county, by giving or selling the animal(s) to a zoological park, or by releasing the animal(s) to the animal warden. The animal warden is authorized to release the animal to the wild, to a zoological park, or to a responsible adult, or euthanize the animal, if the circumstances warrant.

**Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None**

The County Attorney recommended that the Board of Supervisors pass a resolution that would request VACo to ask the General Assembly to address this issue of dangerous dogs to include particular varieties of dogs. Mr. Young stated that the Board has approximately one month to submit its requests to VACo and that they need to look very closely at this issue and to word this request correctly. Mr. Martin stated that the owners of these dogs should be required to provide a standard of care and control greater than what is required for ordinary household pets. The County Attorney said that he would get a request for the Board to submit to VACo that would be consistent with what Martinsville City is submitting to VML. He then noted that Patrick County is not the only locality in the State that is dealing with this issue.

On motion by Roger L. Martin, seconded by Darrell Cockerham and carried, the Board passed a resolution to ask VACo to give the same consideration to the issue of dangerous dogs, as what has been given for exotic animals in order to make a law that would prevent attacks, not just to provide a response after the fact.

**Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None**

**b. Transient Occupancy Tax Ordinance:** The County Attorney advised that the Transient Occupancy Tax Ordinance has been advertised and was passed unanimously at the April meeting on an emergency basis. He stated that a formal adoption of the ordinance is needed.

On motion by David G. Young, seconded by Darrell Cockerham and carried, the Board formally adopted the following Transient Occupancy Tax Ordinance.

**AN ORDINANCE TO AMEND THE ORDINANCE ADOPTED BY THE BOARD OF SUPERVISORS OF PATRICK COUNTY, VIRGINIA, EFFECTIVE SEPTEMBER 10, 2003, ENTITLED "TRANSIENT OCCUPANCY TAX ORDINANCE".**

**BE IT ORDAINED** by the Board of Supervisors of Patrick County, Virginia, as follows:

**Definitions**

**THE FOLLOWING WORDS, TERMS AND PHRASES, WHEN USED IN THIS ORDINANCE, SHALL HAVE THE MEANINGS ASCRIBED TO THEM AS SET FORTH AS FOLLOWS, EXCEPT WHERE THE CONTEXT CLEARLY INDICATES A DIFFERENT MEANING:**

*Hotel* means any public or private hotel, bed & breakfast, inn, hostelry, tourist home or house, tourist camp, tourist cabin, camping grounds, motel, rooming house or other lodging place within the County offering lodging, for compensation, to any transient.

*Lodging* means any room, accommodation, or space furnished to any transient, including the provision of utilities or other services to that room, accommodation or space.

*Transient* means any person who, for any period of not more than thirty (30) consecutive days, either at his own expense or at the expense of another, obtains lodging at any hotel.

#### **Levy of tax.**

There is hereby levied and imposed on each transient a tax equivalent to five percent (5%) of the total amount paid for lodging after midnight of January 1, 2004, by or for any such transient, to any hotel. No more than one percent of the five percent levied shall lie expended for administration of this tax and for the general budget; the remainder shall be expended for the promotion of tourism in Patrick County.

#### **Exemptions.**

No tax shall be payable hereunder on lodging paid to any hospital, medical clinic, convalescent home, or home for the aged. No tax shall be payable on charges for lodging paid by any official or employee of the federal government or of this state or County, when on official business and upon the presentation of proper identification.

#### **Collection.**

Every person receiving any payment for lodging with respect to which a tax is levied under this ordinance shall collect the amount of tax hereby imposed from the transient on whom the same is levied or from the person paying for such lodging at the time payment for such lodging is made, whether payment is made in cash, check or on credit by means of a credit card or otherwise.

#### **Reports and Remittances.**

Every person receiving payment for a lodging for which a tax is levied under this ordinance shall make a report for each quarter showing the amount of charges collected for room rental and the amount of tax required to be collected.

The monthly reports shall be made on forms prescribed by the Commissioner of the Revenue and shall be signed by the owner or operator of the hotel. They shall be delivered to the Commissioner of the Revenue on or before the twentieth (20th) day of the calendar month following the month being reported. The remittance of the amount of tax due shall be paid to the County Treasurer.

#### **Discount.**

For the purpose of compensating those responsible for the collection of the tax imposed by this ordinance, every hotel shall be allowed three percent (3%) of the amount of the tax due and accounted for in the form of a deduction on his monthly return, provided the amount due is not delinquent at the time of payment.

#### **Collections in trust for the County.**

All amounts collected as taxes under this ordinance shall be deemed to be held in trust by the person collecting them until remitted to the County.

#### **Penalty and interest for failure to remit tax.**

If any person whose duty it is to do so shall fail or refuse to remit the tax required by this ordinance within the time and in the amount required, there shall be added to the tax by the Treasurer a penalty in the amount of ten percent (10%) of the tax, and interest thereon at the rate of ten percent (10%) per annum, which shall be computed upon the tax and penalty from the date such were due and payable.

#### **Advertising payment or absorption of tax prohibited.**

No person or hotel shall advertise or hold out to the public in any manner, directly or indirectly, that all or any part of a tax imposed under this ordinance will be paid or absorbed by that person or by anyone else, or that the person or anyone else will relieve any transient of the payment of all or any part of the tax.

#### **Preservation of records.**

It shall be the duty of every person liable for collection and remittance of the taxes imposed by this ordinance to keep and preserve, for a period of two (2) years, records showing all lodging taxable under this ordinance, the amount charged for each lodging, the date thereof, the taxes collected thereon, and the amount of tax required to be collected by this ordinance. The Commissioner of the Revenue and his or her employees or agents shall have the power to examine such records at reasonable times and without unreasonable interference with the business of such person for the purpose of administering and enforcing the provisions of this ordinance and to make transcripts or copies of all or any parts thereof.

**Duty of person going out of business.**

Whenever any person required to collect and remit to the County any tax imposed by this ordinance shall cease to operate or otherwise dispose of his or her business, the tax shall immediately become due and payable and the person shall immediately make report and remittance thereof.

**Commissioner of the Revenue; other powers and duties.**

It shall be the duty of the Commissioner of the Revenue to ascertain the name of every person operating a hotel in the County liable for the collection of the tax levied in this ordinance.

The Commissioner of the Revenue shall have the power to adopt rules and regulations not inconsistent with the provisions of this ordinance for the purpose of carrying out and enforcing this ordinance. A copy of such rules and regulations shall be on file and available for public examination in the Commissioner of the Revenue's office. Failure or refusal to comply with any rules and regulations promulgated under this ordinance shall be deemed a violation of this ordinance.

Commissioner of the Revenue to ascertain names of violators of article; issuance of summons to violators.

- (a) It shall be the duty of the Commissioner of the Revenue to ascertain the name of every person in the County liable for the collection of the tax imposed by this ordinance who fails, refuses or neglects to collect such tax or to make the reports and remittances required by this ordinance. The Commissioner of the Revenue may have issued a summons for such person, and the summons may be served upon such person by the County Sheriff or Deputy Sheriffs in the manner provided by law. The Commissioner of Revenue may seek a conviction or other civil remedy, including injunction, against such person.
- (b) If any transient refuses to pay the tax imposed by this ordinance, the person providing the lodging to the transient may call upon the Sheriff's Department for assistance, and the investigating law enforcement officer may, when probable cause exists, issue the transient a summons returnable to the general district court as provided by law.

**Violations.**

Any person violating or failing to comply with any of the provisions of this ordinance shall, upon conviction thereof, be guilty of a Class 3 Misdemeanor. Conviction shall not relieve any person from the payment, collection, or remittance of the tax, penalties and interest as provided in this ordinance. Each violation or failure shall be a separate offense.

Voting Aye: Harris, Foley, Cockerham, and Young  
Voting Nay: Martin

c. **Delinquent Tax Penalty:** The County Attorney presented the Board with three potential options, which were advertised in The Enterprise that could be adopted to address the delinquent tax penalty. The following options were discussed: (Option 1) 10% penalty and 10% interest rate across the board for all taxes. He stated that the Commissioner of the Revenue, Treasurer, and himself recommends this option; (Option 2) 10% penalty on all taxes except Real Estate and Personal Property, which would stay at 5%) and 10% interest rate; (Option 3) 10% penalty on all taxes and 10% interest rate, the interest would not begin to accrue on Personal Property or Real Estate Taxes until they have been delinquent for ninety days. Mr. Martin asked Carolyn Tatum, Treasurer, if the majority of the delinquent taxpayers are having a hard time paying the taxes or are they simply not paying them. Mrs. Tatum advised that approximately eighty-eight percent of taxes are collected by December 5<sup>th</sup> and that she currently has fifteen to twenty citizens making payments to pay off their delinquent taxes and then there are some individuals who are just not paying their taxes. She stated that she tries to work with the citizens; however, she does not like to extend the payments longer than a six-month term. Mrs. Tatum noted that most of the elderly population usually pays their taxes by December 5<sup>th</sup> and that a large percentage of the taxpayers wait until they purchase their County Decals to pay their taxes. She advised that most localities have implemented the first option. Mr. Martin

commended Mrs. Tatum for working with the taxpayers who are having a hard time and stated that he does not want people to be nailed to the wall. Mr. Cockerham stated that he is in favor of Option 3, but that he would like for the interest penalty begin to accrue on January 1<sup>st</sup>.

On motion by Darrell Cockerham, seconded by David G. Young and carried, the Board hereby adopts the following Delinquent Tax Resolution:

An Ordinance amending penalties and interest imposed upon Delinquent Taxes. Be it ordained by the Board of Supervisors of Patrick County, Virginia, as follows:

All ordinances currently in existence concerning the levying of locally imposed taxes in Patrick County are amended as follows:

A. Taxes that are not paid by the close of business on the day on which they are due shall be defined as delinquent taxes on the next calendar day.

B. All provisions in all currently existing ordinances levying penalties and interest on delinquent taxes are repealed.

C. There shall be imposed a penalty of ten percent (10%) on any delinquent tax, accruing upon the first day of such delinquency.

D. Delinquent taxes shall incur interest at the rate of ten percent (10%) per annum from the first day of such delinquency until paid, with the exception of the taxes upon personal property and real property, for which said interest shall begin to accrue on the first day of the January after the first day of such delinquency until paid.

Voting Aye: Harris, Foley, Cockerham, and Young

Voting Nay: Martin

This day came Larry Cowley, Electoral Board Secretary, to discuss Matters pertaining to the creation of a proposed central absentee precinct. He stated that currently, all absentee ballots are delivered to each precinct on election day and then counted at the end of that day. He advised that the poll workers work approximately fourteen hours and then must count the absentee ballots, which can be as many as one hundred ballots. He said that this proposed precinct would eliminate many of the errors that may take place in the counting of the ballots. Mr. Cockerham asked where the proposed precinct would be located. Mr. Cowley said that it would need to be located in the Administration Building, either in a conference room or in the second floor storage room. Mr. Young asked how many additional workers would be needed. Mr. Cowley advised that two or three people would be needed, which would cost approximately \$300. He then stated that the State will provide Patrick County with the money to buy new voting equipment and if this proposed precinct is created, the State will provide the equipment for that location as well. Mr. Cowley advised the Board that the County must enact an ordinance in order to create this precinct and will need to state that the precinct will be used for all County elections. The County Attorney stated that he would provide a draft ordinance for the Board's review at the June meeting.

Mr. Alfred Brammer, Member of the Social Services Board, introduced Joan Rodgers to the Board and stated that she is the newly appointed director for the Department of Social Services. Mr. Brammer then introduced Carolyn Harnsberger, the retiring director, and stated that it has been his pleasure to work with her for thirty-three years in the Department of Social Services. The Interim County Administrator then read the following resolution and the Chairperson presented it to Mrs. Harnsberger:

On motion made and duly seconded:

WHEREAS, Carolyn A. Harnsberger, Director of the Patrick County Department of Social Services, retired on March 31, 2004, after 33 years of active service, and

WHEREAS, Mrs. Harnsberger has dedicated many long years and rendered honorable and faithful service to Patrick County as a public servant to its people, and

**WHEREAS, numerous county citizens have greatly benefited from efforts put forth by Mrs. Harnsberger to bring necessary human services programs and funding to Patrick County and assist those most in need, and**

**WHEREAS, the Patrick County Social Services Board has asked the Board of Supervisors to express its appreciation for Mrs. Harnsberger's unselfish efforts by proclaiming this day to be recognized in her honor,**

**NOW, THEREFORE, BE IT RESOLVED that the Patrick County Board of Supervisors hereby commends and recognizes Mrs. Harnsberger for her many contributions to the area and declares Monday, May 10, 2004 as "CAROLYN HARNSBERGER DAY" in the County of Patrick, Virginia,**

**BE IT FURTHER RESOLVED that this Board does hereby extend its best wishes to Mrs. Harnsberger and her family for good health, happiness and many years of well earned retirement,**

**BE IT FURTHER RESOLVED that this resolution be made a part of the minutes of this meeting and that a copy thereof be formally presented to Mrs. Harnsberger.**

**Motion carried.**

**Voting Aye: Harris, Foley, Cockerham, Martin, and Young**

**Voting Nay: None**

**Mrs. Harnsberger stated that she is grateful for all that the Board and the County Departments have done for her over the years and that she is very appreciative of this proclamation. The Board thanked Mrs. Harnsberger for her hard work and dedication to the County.**

**The Board recessed for a reception that was held in Carolyn Harnsberger's honor.**

**The Board reconvened into regular session.**

**A number of bills and claims against the county were presented and examined. Mr. Martin stated that he is concerned about some of the bills, which include the purchase of envelopes, computer equipment, and leases on copiers. Mr. Young asked about the Pony League Costs. Mr. Martin stated that it is very common for departments to spend the money that is left over in their budget at the end of the year rather than turning it back in. He then asked Mr. Burnette several questions about the Office of Economic Development's budget.**

**On motion by David G. Young, and seconded by Darrell Cockerham 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. 21791 - 21922**

**On the General County Fund: Warrants No. 74512 - 74785**

**On the CSA Fund: Warrants No. 362 - 371**

**On E-911 Communications Fund: Warrants No. 789 - 795**

**Voting Aye: Harris, Foley, Cockerham, and Young**

**Voting Nay: Martin**

On motion by David G. Young, and seconded by Darrell Cockerham 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 May, 2004: General County Fund - \$500,000.00; Social Services (VPA) Fund- \$172,145.34; Comprehensive Services Act- \$18,527.59; E911 Communications Fund- \$3,799.05; TOTAL ALL APPROPRIATIONS- \$694,471.98.

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

Voting Nay: None

On motion b David G. Young, and seconded by Darrell Cockerham and carried, it is hereby ordered that Carolyn I. Tatum, Treasurer, transfer the amount of Twenty Thousand Dollars (\$20,000.00) 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: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

On motion by David G. Young, seconded by Darrell Cockerham and carried, the following requests for additional appropriations are hereby approved.

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

Voting Nay: None

<u>Department</u>	<u>Amount</u>	<u>For</u>
Board of Supervisors	\$75.00	FICA
Board of Supervisors	225.00	Hospital Insurance
Board of Supervisors	400.00	Advertising
Medical Examiner	250.00	Comp of Medical Examiner
Volunteer Fire Department	1,547.30	Hepatitis B Vaccines
Volunteer Fire Department	2,000.00	Computer Tech Grant (Flow thru)
Emergency Services	671.84	EMT Textbooks
Emergency Services	22.00	Emergency Mgmt. Training Supplies
Emergency Services	345.46	EMT Textbooks
Transfer Station	1,832.12	Lease of Equipment
Patrick County Ed. Foundation	90.00	Electrical Services
Economic Development	5,000.00	Option for Fulflex Bldg.
Mental Retardation	1,000.00	Auto Expenses-Parc (Flow thru)
Nondepartmental	100.00	Unemployment Insurance

On motion by David G. Young, seconded by Darrell Cockerham and carried, the following requests for transfer of funds are hereby approved.

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

Voting Nay: None

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Board of Supervisors	\$32.00	Flu Vaccines	Travel (Meals / Lodge)
Board of Supervisors	100.00	Travel (Mileage)	Travel (Meals / Lodge)
County Administration	1,000.00	Hospitalization Ins.	Telephone

County Administration	500.00	Hospitalization Ins.	Office Supplies
Commissioner of the Rev. Treasurer	815.00	Part-time Salaries	VRS
Treasurer	600.00	Office Supplies	Capital Outlay
Circuit Court	50.00	Recording Costs	Office Supplies
General District Court	175.30	Maintenance Contracts	Telephone
General District Court	100.00	Office Supplies	Telephone
Court Services Supplies	81.00	Repair & Maintenance	Other Operating
Court Services Supplies	360.00	Telephone	Other Operating
Court Services Supplies	110.00	Travel	Other Operating
Sheriff (Law Enforcement)	2,172.91	Salaries: Deputies	Part-time Temp.
Animal Control	400.00	FICA	Telephone
Animal Control	700.00	Hospitalization Ins.	Vehicle & Equipment
Animal Control	1.00	FICA	Salary:Animal Warden
Emergency Services	2.00	Salary: Asst	Salary: Coordinator
Emergency Services	35.00	Salary: Asst	VRS
Emergency Services	530.00	Capital Outlay	Hospital Ins.
Transfer Station	80.00	Hospitalization	Salary:Maintenance (Ralph)
Transfer Station	80.00	Hospitalization	Salary:Maintenance (Leo)
Transfer Station	30.00	Hospitalization	VRS
Transfer Station	500.00	Hospitalization	Vehicle & Equipment
Transfer Station	500.00	Tipping Fees	Other Operating Supplies
Transportation for Elderly	500.00	Salaries	Telephone
Regional Library	300.00	Water/Sewer/Garbage	Heating Fuel
Recycling & Litter Control	239.80	Recycling Education	Other Operating Supplies
Extension Office	21,967.00	Salary: 4-H Tech/Sec	Reimb to VPI for Ext Agents
Extension Office	1,500.00	Reimb to VPI for Ext Agents	Part-time Salaries
Extension Office	600.00	Telephone	Office Supplies
Extension Office	600.00	Travel (Mileage)	Office Supplies
Extension Office	338.00	Reimb. to VPI for Ext Ager Re	Office Supplies
Extension Office	90.00	Dues	Office Supplies

On motion by Darrell Cockerham, and seconded by David G. Young 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]; personnel – committee appointment [Section 2.2-3711(A)(5), 1950 Code of Virginia, as amended].

Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None

On motion by Darrell Cockerham, seconded by David G. Young 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: Harris, Foley, Cockerham, Martin, and Young

Voting Nay: None

On motion by Darrell Cockerham, and seconded by David G. Young and carried the Board hereby recommends the appointment of Carolyn Harnsberger as a member of the Patrick County Workforce Investment Board,

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

Voting Nay: None

On motion by David G. Young, and seconded by Darrell Cockerham and carried, Mr. Donny Prago is hereby re-appointed as a member of the Blue Ridge Regional Library Board, term ending June 30, 2008.

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

Voting Nay: None

On motion by Darrell Cockerham, and seconded by H. Danny Foley, Sr. and carried, Ms. Carol Clement is hereby appointed as a member of the Patrick County Social Services Board, effective July 1, 2004 and will end June 30, 2008.

Voting Aye: Harris, Foley, Cockerham, and Martin

Voting Nay: None

Abstaining: Young

On motion by Darrell Cockerham, and seconded by David G. Young and carried, Mr. Bob Reynolds is hereby re-appointed as a member of the Patrick County Recreation Commission, term ending June 30, 2008.

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

Voting Nay: None

On motion by Darrell Cockerham, and seconded by David G. Young and carried, Ms. Annette Sawyers is hereby appointed as a member of the Patrick County Recreation Commission, effective July 1, 2004 and end June 30, 2008.

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

Voting Nay: None

**On motion by Roger L. Martin, seconded by David G. Young and carried, the Board hereby approves the removal of the title of Interim and appoints Regena H. Handy, as Patrick County Administrator, effective immediately.**

**Voting Aye: Harris, Foley, Cockerham, Martin, and Young  
Voting Nay: None**

**Mrs. Handy accepted the appointment as County Administrator and made the following remarks.**

**“First and foremost, I want to thank the Board for having the confidence in me to offer me this position. I am honored. I have had a lot of people come up to me during these past few months urging me to accept the position. I appreciate their support. I am a native of Patrick County; my family has generations of roots here. I have a great love for this County. Jimmy and I made a conscious decision years ago to remain here because we felt it represented the best of all worlds. I would like to share one little story. When I came to work for the County, Major Turner was the County Administrator and Mr. Willie Conner was Chairman of the Board. Major Turner shared with me some words of wisdom that Mr. Turner gave him when he was hired. Never forget that he worked for the citizens of Patrick County, his first responsibility was to be good to them and take care of them. That is sort of my philosophy, too, and I will try very hard to do that.”**

**Ordered that the Board be adjourned until Monday, May 24, 2004 at 2:00pm.**

**, Chairperson**