

VIRGINIA: At a regular meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Veterans' Memorial Building on Monday, September 22, 2008 at 6:00 p.m.

PRESENT: Jonathan Large, Chairman, Ron Knight, Vice Chairman, Crystal P. Harris, Lock Boyce, and Karl Weiss, Board Members

ABSENT: N/A

STAFF PRESENT: Jay Scudder, County Administrator; Tom Rose, Assistant County Administrator; Alan Black, County Attorney; and Geri Hazelwood Assistant to the County Administrator.

The Chairman called the meeting to order.

Mr. Lewis Knight gave the invocation.

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

On motion by Lock Boyce seconded by Ron Knight and carried unanimously, the agenda for the meeting was approved.

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

Voting Nay: None

On motion by Lock Boyce seconded by Karl Weiss and carried unanimously, the minutes for the September 2, 2008 & September 8, 2008 meeting were approved.

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

Voting Nay: None

Public Comment Period:

The Chairman opened the public comment period.

Mr. Roger Hayden presented the Board with the following email:

We are very excited about our plan to supply Patrick County with

much needed High Speed Internet Service, especially to the rural areas, which have limited or no High Speed Internet Connectivity available.

This Plan Is Now In Motion! We have proven the demand and need, and have obtained the full support of our County Supervisors. However, until now we have had little to no luck in getting a company to supply the more rural areas. We looked at all our options and decided to proceed with a new approach to address the problem, which is Wireless Technology. This type of High Speed Service has been proven to be very useful in providing Internet capability in more isolated rural areas.

The Broad Band Task Force along with the Patrick County Board of Supervisors, Economic Development, and County Administration have worked in unison to get this project off the ground. A grant has recently been secured from The Virginia Tobacco Commission to fund a study that would outline a detailed plan in how to best provide Wireless Technology to Patrick County. After reviewing several bids, Trificient of Mt Airy, NC was chosen to provide the study.

Thanks to the Patrick County Board of Supervisors, Economic Development , County Administration, Congressman Rick Boucher and Chief of staff Laura Lee For supporting this plan.

If you have questions or concerns, please email me at

dslnow@psknet.com

Patrick County Broad Band Task Force

Roger T Hayden, Chairman,

Mr. Johnny Martin spoke to the Board with concerns of County spending.

The Board had discussion. The Board thanked Mr. Martin.

The Chairman closed the public comment period.

Public Hearing: Janet Epperson, Federal Transportation Enhancement Grant

Ms. Epperson gave an update on the status of the grant to construct the trail at Dan River Park. Ms. Epperson asked for the moral support of the Patrick County Board of Supervisors. The construction of the trail will not be of any cost to the County.

The Board had discussion.

Mr. Chairman opened the Public Hearing for comment.

Mr. Danny Wood spoke of safety concerns for the children due to wooded areas on the trail.

Ms. Epperson addressed Mr. Wood's comment in stating that Dr. Roger Morris and Ms. Carolyn Deekens, Principal of Blue Ridge Elementary School have taken all precautions to make this a safe trail.

On motion by Crystal P. Harris, seconded by Lock Boyce and carried unanimously the Board approved the following resolution:



COUNTY OF PATRICK

Office of the County Administrator

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, September 22, 2008 at 6:00 p.m.

PRESENT: Jonathan Large, Chairman; Ron Knight, Vice Chairman; Crystal P. Harris, Karl Weiss and Lock Boyce, Board Members; Jay Scudder, County Administrator; Tom Rose, Assistant County Administrator; Alan Black, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

On motion made and duly seconded:

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

NOW, THEREFORE, BE IT RESOLVED, that Patrick County requests the Federal Transportation Enhancement Fund Program to consider funding the construction of a .6-mile, multiuse trail that will begin at Blue Ridge Elementary School and connect to the various sites at Dan River Park.

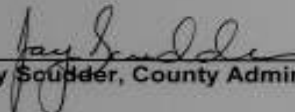
BE IT FURTHER RESOLVED, that Patrick County hereby understands that there is a minimum 20% in kind or cash match requirement for design, right-of-way, and construction of this project and that Transportation Enhancement Funds (SAFETEALU), if received, can be applied as this required match.

Motion carried.

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

Voting Nay: None

A COPY,
TESTE:



Jay Scudder, County Administrator

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Approval: Bills

On motion by Lock Boyce, seconded by Ron Knight and carried unanimously the Board approved County General Claims as presented this day and as evidenced by check numbers #payroll 30197-30345,bills 90674-90778.

Approval : Appropriations and Transfers

On motion by Crystal P. Harris, seconded by Karl Weiss and carried unanimously the Board approved the appropriations and transfers as presented this day.

Consent Agenda:

Mr. Boyce has someone who would like to serve on the West Piedmont Disabilities Services Board and will present that information at the next Board meeting.

On motion by Karl Weiss, seconded by Crystal P. Harris and carried unanimously the Bid for the Jail meals was awarded to Mohammad Zaghab of Diamo LLC (DBA Skipper's Steak & Seafood).

Action Items:

On motion by Lock Boyce, seconded by Karl Weiss and carried unanimously the Board approved the Veterans Day Resolution as follows:



COUNTY OF PATRICK
Office of the County Administrator

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PRESENT: Jonathan Large, Chairman; Ron Knight, Vice Chairman; Crystal P. Harris, Karl Weiss, and Lock Boyce, Board Members; Jay Scudder, County Administrator; Tom Rose, Assistant County Administrator; Alan Black, County Attorney; and Geri Hazelwood, Assistant to the County Administrator.

On motion made and duly seconded:

WHEREAS, November 11 is Veterans Day, a solemn holiday, a day of remembrance, a day for Americans to honor the men and women serving and who have served in the military of the United States of America; and

WHEREAS, the people in many other countries owe their freedom, their peace, their standard of living and in many cases their national identity to the American Veterans who frequently left foreign battle grounds better than they found when they arrived; and

WHEREAS, the American Veterans have been the protectors of our freedom for well over 2 centuries. The American military has stood fast in the face of malevolent despotic rulers and evil malignant governments. It is because of Americans that the world is as good as we know it today; and.

WHEREAS, the American Veterans, people who knew true freedom and their values, both tested in the crucibles of conflict, have been the architects of a nation without peer on the face of the earth; and

WHEREAS, these uncommon Americans made possible and were instrumental in building an uncommon nation and gave us a way of life envied by many others in the world; and

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WHEREAS, to those who gave so much, this nation owes a tremendous debt of gratitude; and


WHEREAS, Every day thousands of these valiant men and women pierce the veil and march into the mists of time. We owe it to them to remember who they were and what they did for us. They have earned the honor and respect of a grateful people; and

NOW THEREFORE BE IT RESOLVED that the Patrick County Board of Supervisors does hereby set aside the day of November 11th each year as American Veterans Day in Patrick County, Virginia.

Motion carried.

Voting Aye:
Voting Nay:

A COPY,
TESTE:


Jay Scudder, County Administrator

Mr. Rose gave a brief explanation of the need for the FY 2009 Tobacco Indemnification and Community Revitalization Application. He stated that in order to build the infrastructure that is needed for the Patrick Springs Water and Sewer Project we have to apply for grants.

On motion by Karl Weiss, seconded by Lock Boyce and Ron Knight and carried unanimously the Board approved the following resolution:



COUNTY OF PATRICK
Office of the County Administrator

**RESOLUTION AUTHORIZING SUBMISSION OF THE FY 2009 TOBACCO
APPLICATION FOR COUNTY OF PATRICK, VIRGINIA**

SEPTEMBER 22, 2008

WHEREAS, The County of Patrick, Virginia seeks to ameliorate the impact on economic development and growth throughout the County by the decline of the tobacco industry, and

WHEREAS, the Tobacco Indemnification and Community Revitalization Commission has developed an economic development program to help tobacco related localities to revitalize and rebuild their economy, and

WHEREAS, grants from the Tobacco Indemnification and Community Revitalization Commission will assist the County of Patrick in growing its economy through capital and infrastructure improvements aimed at attracting new business and industry to replace jobs and revenue lost by the decline in the tobacco agrobusiness, then

BE IT HEREBY RESOLVED, that the Board of Supervisors of the County of Patrick authorizes the submission of this grant for the ROUTE 58 PATRICK SPRINGS WATER/SEWER EXPANSION PROJECT, and authorizes the County Administrator to file this application and all necessary correspondence relating to the Tobacco Indemnification and Community Revitalization Commission Required by this grant and to be responsible for the accuracy of the application and for the appropriate use of funds, should they be granted.

Given under my hand this 22nd day of September 2008.

Chairman, County of Patrick Board of Supervisors

Clerk, County of Patrick Board of Supervisors

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On motion by Karl Weiss, seconded by Crystal P. Harris and carried unanimously the Board approved the GED Resolution as follows:



COUNTY OF PATRICK
Office of the County Administrator
RESOLUTION

Officially Recognizing GED Week and GED Day

WHEREAS, the West Piedmont Workforce Investment Board region of Virginia, consisting of Danville and Martinsville and the counties of Henry, Patrick and Pittsylvania, recognizes a well-educated workforce is essential to the vitality and growth of our economy and the strength of our community; and

WHEREAS, nearly 35 percent of the adults in the West Piedmont area do not possess a high school diploma or GED credential, which hinders their efforts to earn a good wage and provide for their families; and

WHEREAS, the West Piedmont Workforce Investment Board has identified earning the GED certificate as a critical first step for hardworking, yet under-educated, citizens can take to improve their quality of living; and

WHEREAS, the West Piedmont Workforce Investment Board is working to increase awareness of and access to GED preparation and testing opportunities; and

WHEREAS, West Piedmont region's adult education programs offered by our public school systems and community colleges have helped hundreds of adults each year to earn their GED credential; and

WHEREAS, the West Piedmont Workforce Investment Board region, along with the other 15 local Workforce Investment Boards throughout the Commonwealth, will hold events to stress the importance of a well-informed and well-educated workforce and citizenry;

NOW, THEREFORE, I, Jonathan Larga (name), Patrick County Board (city of county), as a member of the West Piedmont Workforce Investment Board region, hereby recognizes **October 13-19, 2008, as GED Week and October 15, 2008, as GED Day in Patrick** (city or county) and I call this observance to the attention of all our citizens.

The Board thanked Mrs. Mary Scott for all of her hard work and dedication.

On motion by Karl Weiss, seconded by Crystal P. Harris and carried; the Board approved the Rt. 687 (Bull Mountain) Resolution as follows:

Voting Aye: Knight, Harris, Weiss, and Large

Voting Nay: None

Abstain: Boyce

Resolution for Rural Rustic Road Project

The Board of Supervisors of Patrick County, in regular meeting on the 22nd day of September, 2008, adopted the following:

RESOLUTION

WHEREAS, Section 33.1-70.1 of the *Code of Virginia*, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a **Rural Rustic Road**; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1500 vpd; and

WHEREAS, the Board of Supervisors of Patrick County, Virginia ("Board") desires to consider whether Route 687 (Bull Mountain), From: 07 Miles East Route 680 To: 3.26 Miles East Route 680 should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the public has been made aware that this road may be paved with minimal improvements; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, the Board hereby designates this road a Rural Rustic Road, and requests that the Residency Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

Recorded Vote
Moved By: Karl Hojas
Seconded By: Crystal B. Harris
Yeas: _____
Nays: _____
Abstain: 1 - Hook Boyce

Copy Tests:
Signed: [Signature]
Printed Name: Jonathan Larga
Title: Chairman

On motion by Lock Boyce, seconded by Karl Weiss and carried unanimously the Board approved the Additional Beds Resolution as follows:



COUNTY OF PATRICK
Office of the County Administrator

RESOLUTION

WHEREAS, the Patrick County Board of Supervisors is currently in the process of planning for a new 60-bed rated capacity local jail facility; and

WHEREAS, the Patrick County Board of Supervisors has completed an amended Community-Based Corrections Plan and Planning Study for the new Patrick County Jail and has submitted these documents to the Virginia Department of Corrections; and

WHEREAS, the completed Planning Study for the new 60-bed rated capacity local jail facility recommends certain modifications of the Board of Corrections' Standards for Planning, Design, Construction, and Reimbursement of Local Correctional Facilities, 1994 including the installation of additional beds during construction (Standard 5.4); and

WHEREAS, regarding this request for modification to Standard 5.4, the Patrick County Board of Supervisors desires flexibility in the management of the inmate population, lower operating costs, as well as less expense of installation of additional beds during the construction phase; and

WHEREAS, the installation of additional beds at this time does not increase the design capacity or assigned operational capacity of the facility; and

WHEREAS, it is understood that the cost of materials and installation of additional beds is not eligible for State reimbursement; and

NOW THEREFORE, BE IT RESOLVED that Patrick County requests approval from the Board of Corrections for a modification of Standard 5.4 of the Board of Corrections Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1994 to install additional beds during the construction phase of this jail construction project.

This Resolution shall become effective upon adoption.

ADOPTED this 22 day of September, 2008

Signed:

Chairman, Jonathan Langa Board of Supervisors

ATTEST:

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On motion by Lock Boyce, seconded by Ron Knight and carried unanimously the Board approved the Custody Level Breakdown as follows:



COUNTY OF PATRICK
Office of the County Administrator
RESOLUTION

WHEREAS, the Patrick County Board of Supervisors is currently in the process of planning for a new 60-bed rated capacity local jail facility; and

WHEREAS, the Patrick County Board of Supervisors has completed an amended Community-Based Corrections Plan and Planning Study for the new Patrick County Jail and has submitted these documents to the Virginia Department of Corrections; and

WHEREAS, the completed Planning Study for the new 60-bed rated capacity local jail facility recommends certain modifications of the Board of Corrections' Standards for Planning, Design, Construction, and Reimbursement of Local Correctional Facilities, 1994 including the breakdown of custody levels (Standard 5.3); and

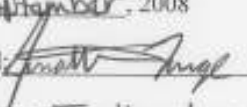
WHEREAS, regarding this request for modification to Standard 5.3, the Patrick County Board of Supervisors desires that the breakdown of custody levels be modified to reflect the historic custody level breakdown of its inmate population as documented in the attachment to the request for modification. This request is for a custody level breakdown of 20% maximum, 20% medium, and 60% minimum; and

WHEREAS, the Patrick County Board of Supervisors desires flexibility in the management of the inmate population, lower operating costs, as well as less expense construction cost; and **NOW THEREFORE, BE IT RESOLVED** that the Patrick County Board of Supervisors requests approval from the Board of Corrections for a modification of Standard 5.3 **** of the Board of Corrections Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1994 to modify the custody level breakdown of the inmate population.

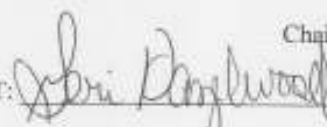
This Resolution shall become effective upon adoption.

ADOPTED this 22 day of September, 2008

Signed:


Chairman, Jonathan Lorge Board of Supervisors

ATTEST:



On motion by Ron Knight, seconded by Lock Boyce and carried unanimously the Board approved the Intake/Holding Resolution as follows:



COUNTY OF PATRICK
Office of the County Administrator
RESOLUTION

WHEREAS, the Patrick County Board of Supervisors is currently in the process of planning for a new 60-bed rated capacity local jail facility; and

WHEREAS, the Patrick County Board of Supervisors has completed an amended Community-Based Corrections Plan and Planning Study for the new Patrick County Jail and has submitted these documents to the Virginia Department of Corrections; and

WHEREAS, the completed Planning Study for the new 60-bed rated capacity local jail facility recommends certain modifications of the Board of Corrections' Standards for Planning, Design, Construction, and Reimbursement of Local Correctional Facilities, 1994 including the deviation from the prescribed number and type of holding cells (Standard 5.12, C.1); and

WHEREAS, regarding this request for modification to Standard 5.12, C.1, the Patrick County Board of Supervisors desires that holding cell type and number be modified to reflect the historic intake levels documented in the attachment to the request for modification. This request is to provide two (2) single occupancy holding cells (one of which will serve as Detox) and one (1) group-holding cell with a capacity of five; and

NOW THEREFORE, BE IT RESOLVED that the Patrick County Board of Supervisors requests approval from the Board of Corrections for a modification of Standard 5.12, C.1 **** of the Board of Corrections Standards for Planning, Design, Construction and Reimbursement of Local Correctional Facilities, 1994 to deviate from the prescribed number and type of holding cells.

This Resolution shall become effective upon adoption.

ADOPTED this 22 day of September 2008

Signed:

Chairman, Jonathan Lantz Board of Supervisors

ATTEST:

On motion by Lock Boyce, seconded by Ron Knight, the Board convened into Executive Session to discuss Real Estate matters [Section 2.2-3711 (A)(3)] and Personnel matters [Section 2.2-3711. (A)(1)].

Roll Call Vote:

Knight: yes

Harris: yes

Weiss: yes

Boyce: yes

Large: yes

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.

On motion by Crystal P. Harris, seconded by Karl Weiss, and carried the Board reconvenes into regular session.

Roll Call Vote:

Knight: yes

Harris: yes

Weiss: yes

Boyce: yes

Large: yes

VACo Conference

Chairman, Jonathan Large, Karl Weiss, Board member and Jay Scudder, County Administrator will be attending the VACo Conference, November 9-11.

On motion by Ron Knight, seconded by Lock Boyce and carried unanimously the Chairman ordered that the Board be adjourned until October 27, 2008 commencing at 6:00 p.m.

, Chairman