

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, September 12, 2005 at 6:00 p.m.

PRESENT: H. Danny Foley, Sr., Chairman; Crystal P. Harris and David G. Young, Board Members; Regena H. Handy, County Administrator; Eric Helms Monday, County Attorney; and Mary Beth Roberson, Assistant to the County Administrator.

ABSENT: Roger L. Martin, Vice Chairman; Darrell Cockerham, Board Member; and Michael Burnette, Assistant County Administrator.

The Chairman called the meeting to order.

The Chairman 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: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

On motion by Crystal P. Harris, seconded by David G. Young and carried, the minutes of the August 8, 2005 meeting and work notes of the August 22, 2005 work session were approved.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

This day came Jamie Clark, Mountain View Communications President and Verizon Wireless Retailer, to discuss cell towers and service in Patrick County. Mr. Clark advised that there are currently two companies that are authorized to provide

cellular service in Patrick County, which are Verizon Wireless and U.S. Cellular. He stated that both companies have towers in Meadows of Dan and U.S. Cellular has a repeater site at Rotary Field. He advised that Verizon Wireless has secured a location in Stuart to construct a tower, which will be 199 feet tall. Mr. Clark noted that it is hopeful that Stuart, Patrick Springs, and Critz would benefit from this proposed tower. He advised that Verizon has purchased two frequencies in Henry County, which may provide cellular service in the Philpott Lake / Fairystone State Park area within the next few years. He noted that a cellular tower costs approximately \$1million. He stated that Verizon has a tower in Fancy Gap and it is hopeful that towers will be placed in Woolwine and Laurel Fork within the next several years.

Mr. Troy Joyce, a concerned citizen, submitted a letter to the Board concerning the lack of cellular service in the Philpott Lake / Fairystone Park area. He addressed the Board and advised that the lack of service has a negative affect on tourism efforts and is a safety hazard. He noted that he had contacted a Federal Communications Commission (FCC) representative concerning this issue and was advised that if a cellular service provider wanted to provide coverage in an area that is currently covered by another provider, a contract between both companies would be needed. Mr. Clark advised that each cellular company must purchase a frequency, which is released by the FCC. Mr. Young stated that many areas throughout Patrick County do not have coverage, which is due to the area's terrain and low population.

Mr. Clark advised the Board that the Martinsville/Henry/Patrick American Red Cross had stated during a Board Meeting that they would offer First Aid and CPR training courses in Patrick County. He advised that to date, the organization has not offered any of those classes. He stated that WHEO Radio Station has not received any communication or press releases from the organization regarding needed supplies for survivors of Hurricane Katrina. Mr. Clark also advised that the Martinsville/Henry/Patrick American Red Cross did not response in a timely manner to a tractor-trailer wreck in the mountain area. He advised that citizens purchased and delivered water and food to fire and rescue workers and that most of the workers had completed their duties before Red Cross representatives arrived on the scene.

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. Local Effect / Response to Hurricane Katrina: The County Administrator advised that the Commonwealth of Virginia has been very involved in recovery efforts from Hurricane Katrina. She presented the Board with a report from the Virginia Emergency Operations Center, which is updated daily, regarding the Commonwealth's efforts in this matter and its fuel supply. Mrs. Handy assured the Board that Patrick County stands ready with fire and rescue volunteers, equipment, and emergency management operations in the event of a disaster.

B. Various Uniform and Supply Services Bids: Mrs. Handy noted that the Board had requested that bids for various uniform and supply services be sought. She advised that advertisements were run in the The Enterprise and the Martinsville Bulletin and nine bid packages were mailed out, which were due today at noon. She stated that bids were received from the following companies: Basic Linen & Uniform Service, Sunny Day Cleaning Services, AlSCO, UniFirst Corporation, Cintas, and Aramark. Mrs. Handy advised that she is not ready to make a recommendation to the Board at this time, as certain information needed clarification, and requested that this issue be deferred to the September work session. The Board concurred with said request.

C. Scrap Metal and White Goods Request for Quotes: The County Administrator stated that the Board had requested the solicitation of quotes for the removal of scrap metal and white goods from the Transfer Station. She advised that advertisements were run in The Enterprise, Martinsville Bulletin, Greensboro News and Record, and Roanoke Times Dispatch. Mrs. Handy noted that two quotations were received, which were from Hiatt Enterprises and Hayes Iron and Metal. She noted that Hiatt Enterprises quoted \$0.01 per pound and Hayes Iron and Metal quoted \$30 per gross ton. She advised that the effective date of the contract is October 1, 2005. The Chairman stated that it was his understanding that there would be no cost to the County and that both companies are offering to pay for the scrap metal and white goods. Mrs. Handy advised that she would contact both companies regarding that issue and requested that the Board defer the matter until the September Work Session. The Board concurred with said request.

D. Bids for Jail Meals: The County Administrator advised that the contract for jail meals will expire December 30, 2005 and requested authorization to solicit bids for a new contract. Mrs. Harris advised that meals need to be delivered to the jail at specific times. Mr. Young suggested the inclusion of a penalty if meals are delivered late. Mrs. Handy advised that the specifications for the bid could be more detailed. The County Attorney advised that he would assist Mrs. Handy in revising the bid document.

E. Fuel Bids: Mrs. Handy advised that the County's contract for fuel will expire on December 30, 2005 and asked the Board for direction concerning this matter. Mr. Young advised that bid packages must be sent to a large number of suppliers. The Board deferred discussion of this issue until the September Work Session.

F. Primland's Road Abandonment Request: Mrs. Handy advised that a public hearing has been scheduled for September 26th at 6:00p.m. regarding requested abandonment of certain sections of Busted Rock Road. She presented the Board with a letter from Steve Helms, Primland, regarding local citizen access to various cemeteries in the Busted Rock area. Mr. Helms' letter advised that there are no cemeteries located along the portion of road that Primland has asked to be abandoned. He noted that presently, there are cemeteries located within their gates, which family members have access to for maintenance and visitation throughout the year.

G. 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.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

H. **Primary Highways Six Year Plan Public Hearing:** The County Administrator advised that VDOT will hold a Public Hearing for the Primary Highways Six Year Plan on September 27th at 4:00pm at the Salem Civic Center. She presented the Board with letters from VDOT and West Piedmont Planning District Commission concerning the upcoming event and a copy of Patrick County's list of priority projects that were submitted last year. The Board deferred further discussion of this issue until the September Work Session.

I. **Children at Play Sign Request:**

On motion by Crystal P. Harris, seconded by David G. Young and carried:

WHEREAS, the Virginia Department of Transportation requires the concurrence of the local governing body to consider and install "Children Playing" signs, and

WHEREAS, residents of Johnson Street have submitted requests for the installation of “Children Playing” signs, and

NOW, THEREFORE, BE IT RESOVLED, that the Patrick County Board of Supervisors approves the installation of signs on Johnson Street contingent upon the review and approval of the Virginia Department of Transportation.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

J. Route 8 Connector Road:

On motion by Crystal P. Harris, seconded by David G. Young and carried:

WHEREAS, safe and accessible highways and roads are of utmost importance to the citizens of Patrick County; and

WHEREAS, project number R000-070-101, C101, referred to as the Route 8 Connector Project, calls for the construction of a new road from Route 58 to just south of Route 631 (Dobyns Road), and this project encompasses 0.44 miles of road;

NOW, THEREFORE, BE IT RESOLVED, on the 12th day of September, 2005, that the Patrick County Board of Supervisors approves of the plan to construct the Route 8 Connector Project, and hereby requests the Virginia Department of Transportation to move forward with the project to completion.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

A number of bills and claims against the county were presented and examined. On motion by David G. Young, seconded by Crystal P. Harris and carried, the bills and claims were ordered paid and the following warrants were issued in payment of same:

On the General County Fund:	Warrants No. 24319 - 24489
On the General County Fund:	Warrants No. 79851 - 80261
On E-911 Communications Fund:	Warrants No. 983 - 998
On Asset Forfeiture Fund:	Warrants No. 45
On Law Library Fund:	Warrants No. N/A

Voting Aye: Foley, Cockerham, Harris, and Young

Voting Nay: None

Absent: Martin

On motion by David G. Young, 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 September, 2005: General County Fund - \$545,000.00; Law Library- \$0.00; Asset Forfeiture Fund- \$427.59; Social Services (VPA) Fund- \$132,300.00; Comprehensive Services Act- \$45,000.00; E-911 Communications Fund- \$7,291.52; County School Funds - \$2,000,000.00; TOTAL ALL APPROPRIATIONS- \$2,730,019.11

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

On motion by David G. Young, seconded by Crystal P. Harris and carried, it is hereby ordered that Carolyn I. Tatum, Treasurer, transfer the sum of Eight Hundred Thousand Dollars and Zero Cents (\$800,000.00) from the General County Fund to the County School Fund to meet costs for October 1, 2005 contingent upon the definite need for funds and availability in the General County Fund.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

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

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

<u>Department</u>	<u>Amount</u>	<u>For</u>
Board of Supervisors	\$38.00	Consultant Fees-Akridge Ins.
County Administration	\$752.98	Code Books & Supplements
County Administration	\$50.00	Petty Cash Fund
Vol. Fire Departments	\$6.57	Repair & Maintenance SCBA

Office of Emergency Services	\$194.72	WPPD Hazard Mitigation Plan
Maint: Maintenance Facility	\$12,479.43	Repair and Maintenance
Maint: Library	\$1,429.83	Repair and Maintenance
Economic Development	\$41.04	Travel (Meals/Lodging)
Non-Departmental	\$411.16	State-Local Hospitalization
Non-Departmental	\$22.20	Public Service Authority
Non-Departmental	\$53.46	Supplies: Planning Commission
Clerk of Circuit Court	\$50.70	Travel (5504)
Special Magistrates	\$17.91	Telephone
P.C. Sheriff's Office	\$250.00	Investigations-Undercover
P.C. Sheriff's Office	\$730.00	Law Enforc.-Vehicle&Equip. Supplies
Tourism	\$319.16	Marketing
County Administration	\$123.81	Telephone
Commissioner of the Revenue	\$104.23	Telephone
Adult Education	\$42.17	Telephone
Treasurer	\$98.13	Telephone
Registrar	\$13.39	Telephone
Circuit Court	\$24.29	Telephone
General District Court	\$13.32	Telephone
Magistrate	\$11.16	Telephone
J&DR Court	\$255.50	Telephone
Clerk of Court	\$19.39	Telephone
Court Services	\$18.51	Telephone
Commonwealth Attorney	\$30.69	Telephone
Sheriff's Department	\$132.58	Telephone
Building Inspection	\$15.28	Telephone
Animal Control	\$2.44	Telephone
Animal Pound	\$1.68	Telephone
Office of Emergency Services	\$16.03	Telephone
Emer. Operations Center	\$0.57	Telephone
Transfer Station	\$3.50	Telephone
Maintenance Department	\$3.71	Telephone
Recreation Department	\$10.74	Telephone
Economic Development	\$16.07	Telephone
Extension Office	\$9.80	Telephone

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

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

<u>Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Erosion & Sediment	\$4.00	Office Supplies	Travel
Animal Warden	\$289.10	Office Supplies	Other Operating Supplies
Animal Warden	\$146.94	Office Supplies	Vehicle & Equip. Supplies
Office of Emerg. Services	\$2,398.00	Miscellaneous Grants	Dept. Fire Prog. Training Grant
Office of Emerg. Services	\$1,955.82	Miscellaneous Grants	LCAR Grant
Office of Emerg. Services	\$78.98	Miscellaneous Grants	C.E.R.T. Grant
Maint: Courthouse/Jail	\$326.02	RugRental/Cleaning Supp.	Repair/Maintenance
Economic Development	\$1,000.00	Marketing	Office Supplies
Sheriff's Office	\$93.00	Training	Ammunition
Extension Office	\$1,551.23	Reimb. To VPI for Ext. Agent	Office Furniture

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

This day came Bobby Rorrer and Bobby Mangrum, Patrick County School Board Budget Committee, and Judy Lacks, School Superintendent, regarding a VPSA bond sale. Mr. Rorrer requested the Board to approve and proceed with Patrick County's participation in the Fall 2005 VPSA interest rate subsidy bond sale program. He noted that the School System would pay all legal fees associated with this transaction. Mr. Rorrer stated that this request pertains to interim loans for Woolwine Elementary gym roof replacement and ADA modifications and roof replacement for the main building and auditorium at the Patrick County High School, which were approved by the Board on November 12, 2003. The Chairman asked if the School Board foresees any other major construction projects in the near future. The Budget Committee advised that they did not. Mrs. Harris noted that this transaction does not affect the General County Budget. Mr. Rorrer advised that the bond sale would lower the interest rate, which would save money. The County Attorney stated that this

transaction would terminate the “bridge” loan. Mrs. Lacks advised that the Woolwine project is finished and the High School project should be completed within ninety days.

On motion by Crystal P. Harris, seconded by David G. Young and carried, the Board hereby directs that a Public Hearing be held on Monday, September 26, 2005 at 2:00p.m. to consider proposed issuance of General Obligation Bonds in an amount up to \$2,403,450 by the County of Patrick, Virginia, for the purpose of financing or refinancing the improvement, renovation and replacement of school buildings and related facilities for the County of Patrick, Virginia.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

Mr. Young noted that the Board had approved the renaming of the Administration Building to the Patrick County Veterans Memorial Building and the creation of the “Wall of Honor” on the Second Floor. He presented the Board with a design for the proposed wall, which was submitted by local veteran groups. He noted that the design includes five plaques, which can be revised and will display the names of veterans who were killed in action. Mr. Young stated that the approximate cost for the project is \$9,000 and Patrick Memorial Gardens is willing to spearhead this project. Mrs. Harris commended all those who worked on the project and advised that donations from other organizations are welcome.

On motion by David G. Young, seconded by Crystal P. Harris and carried, the Board hereby approves reimbursement not to exceed \$9,200 to the Patrick County American Legion for costs incurred for the “Wall of Honor” that will be located in the Second Floor Hallway in the Patrick County Veterans Memorial Building, to be based on the design prepared by local veterans groups,

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

On motion by Crystal P. Harris, 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]; and personnel matters [Section 2.2-3711(A)(1), 1950 Code of Virginia, as amended].

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

On motion by Crystal P. Harris, 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: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

On motion by Crystal P. Harris, seconded by David G. Young and carried, the Board hereby appoints Andrew Kahle as a Smith River District Representative to serve on the Patrick County Recreation Commission to serve a four (4) year term, effective immediately and ending June 30, 2009.

Voting Aye: Foley, Harris, and Young

Voting Nay: None

Absent: Martin and Cockerham

Ordered that the Board be adjourned until its Work Session commencing at 2:00p.m. on September 26, 2005.

, Chairman