

VIRGINIA: At a Business Meeting of the Board of Supervisors of the County of Patrick, held at the Patrick County Veteran's Memorial Building on Monday, August 8, 2011 at 6:00 p.m.

PRESENT: Roger Hayden, Chairperson; Lock Boyce, Vice – Chairperson; Crystal P. Harris, Ron Knight, Karl Weiss Board Members

STAFF PRESENT: Tom Rose, County Administrator; Alan Black, County Attorney; and Geri Hazelwood, Assistant to the County Administrator/Clerk; Donna Shough, Finance Officer.

Others present were: Nancy Lindsey, The Enterprise; Tom Bishop, Patrick County Chamber of Commerce, Richard Rogers, WHEO

Mr. Chairperson called the meeting to order.

Mr. Tom Bishop gave the invocation.

The Board recited the Pledge of Allegiance to the Flag, led by Ron Knight followed by a moment of silence in honor of U.S. military serving here and abroad.

On motion by Lock Boyce to approve the meeting agenda seconded by Ron Knight as presented and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

On motion by Lock Boyce seconded by Ron Knight the minutes for July 11, 2011 were approved as presented.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Bills, Claims, and Appropriations

The Board had discussion concerning line item 6083 on page 6083, in which Mr. Rose stated that a reimbursement had been requested. There was discussion concerning line item 1533 on page 41 for a part time assistant for the Emergency Management

Coordinator. Mr. Allen stated that the funds come in from recovery billing and have to remain at \$2,000.00 in said line item. The person hired would have to be ALS and Fire Fighter certified. The person hired would come in and help Mr. Allen. If the funds are not available, then the person could not work, unless there was an emergency situation like the Bull Mountain fire.

On motion by Lock Boyce seconded by Karl Weiss the Board approved the bills as presented General County Fund 99007-99231 Asset Forfeiture Fund 429 Inmate Commissary Fund 431-443 HEM Fund 328-329 Jail Construction Fund 100236 PSA Fund 150041-150043 and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Public Comment Period

Mr. Chairman opened the comment period.

Mr. Pat Luce, Waste Industries, LLC, made the Board aware that he was available for questions concerning the bids for garbage collection.

Mr. Danny Foley, Mayo River District; spoke for the Taxpayer Watchdog Group on solid waste and referred to the 2009 study. He stated that a solid waste committee should have been put in place to help with the decision of garbage collection.

Mr. Tom Bishop, Chamber of Commerce Director, promoted the Peach Festival to be held on August 19, 2011.

Mr. Johnny Marion, RSI; stated that he has provided a good service to Patrick County and for a great price. He also told the Board he would be available for questions concerning the bids for garbage collection.

Mr. Chairman closed the comment period.

The Board gave their comments some saying that it would be a good idea to have a solid waste committee other members did not. The Board thanked Tom Bishop for advertising the Peach Festival and for the job he does.

Mr. Black asked if the trucks that Waste Industries uses have a rear lift.

Mr. Luce stated no.

Chairman Hayden introduced Congressman Morgan Griffith and Delegate Charles Poindexter. Both gentlemen spoke briefly making the Board aware that they are available and willing to help the County in any way possible. They thanked the Chairman and Board members for allowing them to speak.

The Board thanked both gentlemen for stopping by. The Board looks forward to working together for the good of Patrick County.

The Board took a ten minute break 6:50 p.m. -7:00 p.m.

Reports to the Board

Mrs. Lisa Price Hughes, VDOT Resident Engineer; gave a brief overview of I-73 and presented the Board with a list of Bridge Projects for 2012. The Board also discussed the intersection of Spring Road and 58. Mrs. Hughes stated that the study did not meet warrants for signal at this time. A moving caution light maybe accurate, commercial entrances, signal lights, maybe a lower speed limit sign are all options to be considered.

On motion by Lock Boyce to approve the I-73 resolution of support as presented seconded by Ron Knight, defeated 3 to 2.

Voting Aye: Boyce, Knight

Voting Nay: Harris, Weiss, Hayden

Nay votes were received due to fear of monies being spent on I-73 and not on 58.

On motion by Lock Boyce to rescind the vote denying the I-73 Resolution of Support seconded by Ron Knight and carried 4 to 1.

Voting Aye: Boyce, Knight, Harris, Hayden

Voting Nay: Weiss

Resolution
Of the
Patrick County Board of Supervisors

WHEREAS, the Patrick County Board of Supervisors support the proposed shift in the approved alignment of I-73 limited to an area east of the City of Martinsville and wholly contained within Henry County from Route 890/108 in Figsboro to Route 87 in Ridgeway, State Project 0073-962-F01, PE101; and

WHEREAS, the economic, social, and environmental effects of the proposed project have been examined and given proper consideration, and this evidence, along with all other evidence, has been carefully reviewed; and

NOW, THEREFORE, BE IT RESOLVED that the Virginia Department of Transportation continue to work with the FHWA to finalize the study and secure federal approval of the new location.


Roger T. Hayden, Chairperson


Geri Hazelwood, Clerk

Voting Aye: Boyce, Knight, Harris, Hayden

Voting Nay: Weiss

On motion by Crystal P. Harris seconded by Karl Weiss and carried unanimously the Board approved the Bridge Projects list for 2012 as presented.

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- List of Bridge Projects: Route 40 one way traffic will be maintained 458 VPD
- Rte 666 over Big Branch Dan Valley Farm Road 38 VPD
- Rte 639 Cherry Creek over Camp Branch 197 VPD
- Rte 844 MeadowBrook Loop 35 VPD
- Rte 701 Stella Road over Mill Creek 590 VPD

All projects will begin Summer 2012 and will be complete the following year.

Rte 773: Reconstruction project still on Six Year Plan From: East of Rte 781(Low Water Bridge Road) To: Rte 738 (Hookers Creek) Estimated Cost 3,024,714 Funded 1,060,288

Bridge over Clarke's Creek was on the plan for a number of years. Decrease in funding. Board consolidated to one project since structually was nothing wrong with bridge

Surface Treatment Kibler Valley Road to Lynn Drive in Ararat

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden
Voting Nay: None

Mrs. Carolyn Tatum, Treasurer, End of the Year Reports

Mrs. Tatum presented the Board with the end of year reports which included a total of 30 reports. The Board had discussion concerning the overage, and asked if it could be placed in the contingency fund. Mr. Black suggested putting half of those monies into the contingency fund leaving Mrs. Tatum an adequate amount to pay operating expenses. The Board took the following action.

On motion by Lock Boyce for Carolyn Tatum to move \$800,000.00 from the General County Fund to the Contingency Fund seconded by Karl Weiss and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Mrs. Tatum discussed with the Board the Park Construction Fund which was still on the books in the amount of \$4,800.00. The Board asked Mrs. Tatum if she would find out when and where the fund was generated from; with the assistance of Mrs. Hazelwood.

The Board thanked Mrs. Tatum for a job well done.

Mr. Tom Rose, County Administrator

Mr. Rose presented the Board with the Piedmont Community Services 2011 Performance Agreement for approval which showed no substantial changes.

On motion by Lock Boyce seconded by Crystal P. Harris to approve the Piedmont Community Services Performance Agreement as presented and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Mr. Aaron Burdick, Executive Director of WPPDC

The Board discussed the briefing packet as presented concerning the draft drought ordinance and the regional water supply plan.

On motion by Lock Boyce to schedule a public hearing on the proposed Drought Ordinance at 6:30 pm on Monday, September 12, 2011 and to hold a public hearing on the Regional Water Supply Plan at 6:30pm on Monday, October 17, 2011 seconded by Karl Weiss and carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Mr. Burdick asked the Board if they would like to have someone present at the public hearing to answer any questions the public may have. The Board stated that it would not be necessary.

Mr. Hayden asked the pleasure of the Board concerning action or no action on Uranium Mining. The Board stated that they would wait until all studies have been completed, the Board took no action.

The Board took a five minute break at 8:23 pm.

Old Business

Mr. Pat Luce, Waste Industries; gave the Board an overview of what services Waste Industries would provide to the county and answered questions from Board members.

Mr. Johnny Marion, RSI; spoke to the Board as well as answered questions.

After much discussion, Mr. Black asked that both Mr. Marion and Mr. Luce come back before the board. We are not confident in what the numbers reflect on the data sheet that was provided for the meeting. Mr. Black asked that a clear explanation be given to the Board of the bids as presented; they are not to go back to bid.

Mr. Rose asked that the Board do away with the data sheet and give him one month to get accurate information from both parties then present the information at the next meeting.

Consent Agenda

On motion by Lock Boyce to adopt the Resolution on state cuts, option 1, as presented seconded by Karl Weiss and carried unanimously.

Resolution In Support of Restoration of State Funding for Aid to Localities

Whereas, state financial assistance for mandated and high priority programs, including public education, health and human services, public safety and constitutional officers, is \$800 million less in FY12 than in FY09; and

Whereas, cities and counties must balance their budgets during a time in which future state assistance is unreliable, federal stimulus dollars are dwindling, and real estate assessments are declining; and

Whereas, the Appropriation Act contains \$60 million in across-the-board cuts to cities and counties for both FY11 and FY12, under which localities are required to either elect to take reductions in particular state aid programs, or to send the State a check for the amounts determined by the Department of Planning and Budget ("Local Aid to the State"); and

Whereas, the reductions are applied to essential services, including law enforcement, jail administration, foster care and child protection services, election administration and social services; and

Whereas, the County of Patrick does not have the authority to unilaterally decide to discontinue providing services such as election administration or to refuse to house and care for State prisoners in local and regional jails; and

Whereas, the state budget cuts are not accompanied by any reductions in state-imposed mandates, standards and service requirements, nor do they provide any administrative flexibility for local agencies; and

Whereas, the County of Patrick received \$127,935 State Reductions In Aid To Localities in FY11 and received State Reductions In Aid To Localities in the amount of \$127,270 in FY12; and

Whereas, cities and counties will have provided the State with \$220 million by the close of FY12 for this "Local Aid to the State" program; and

Whereas, these reductions shift State costs to local taxpayers and artificially increases the amount of state surplus revenue; and

Whereas, State revenues have begun to recover and the State is expecting to have a revenue surplus for the second year in a row; and

Whereas, revenue collections for the County of Patrick continue to reflect the struggling housing market; and

Whereas, the State should not shift its share of the costs for mandates and responsibilities to local governments; now, therefore, be it

Resolved, that the Board of Supervisors of Patrick County asks Governor Bob McDonnell to submit a budget amendment to the 2012 session of the General Assembly to reverse the \$60 million-a-year reduction for the current year, FY12, and to eliminate the aid to localities reduction in the budget submitted for FY13 and FY14; and further, be it

Resolved, that the members of the General Assembly support a budget amendment to the 2012 session of the General Assembly to reverse the \$60 million-a-year reduction for the current year, FY12, and to eliminate the aid to localities reduction in the budget submitted for FY13 and FY14.


Roger T. Hayden, Chairperson


Geri Hazelwood, Clerk

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

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Voting Nay: None

On motion by Lock Boyce seconded by Ron Knight the Board approved the CSA allocations in the amount of \$80, 644 for FY 2012 and CSA Coordinators cost \$16,054 for fiscal year 2012 and to cover the fiscal administrative expense in the amount of \$3,330 carried unanimously.

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

Voting Aye: Boyce, Knight, Harris, Weiss, Hayden

Voting Nay: None

On motion by Lock Boyce seconded by Karl Weiss the Board adopted the Personal Property Tax Relief Act Resolution as presented and carried 4 to 1.

Voting Aye: Boyce, Knight, Harris, Weiss

Voting Nay: Hayden

**Personal Property Tax Relief Act (PPTRA)
Resolution
of the Patrick County Board of Supervisors**

Be it resolved, this 8th day of August, 2011 that the Board of Supervisors does hereby set the percentage computation at 50% for allocation of PPTRA relief to county citizens at a specific amount to be offset against total taxes otherwise due, further, the Commissioner of the Revenue is authorized to adjust the percentage computation after running the personal property books in late August/September if needed.


Roger T. Hayden, Chairperson

Executive Session

On motion by Lock Boyce seconded by Ron Knight to go into executive session to discuss Personnel Matters 2.2 – 3711 (A) (1) and

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.

Roll Call:

Knight – aye

Boyce - aye

Harris- aye

Weiss- aye

Hayden- aye

RECONVENE

On motion by Crystal P. Harris seconded by Lock Boyce the Board reconvened from executive session where only Personnel Matters 2.2 – 3711 (A) (1) was discussed and carried unanimously.

Voting Aye: Knight, Boyce, Harris, Weiss, Hayden

Voting Nay: None

ACTION

The Board took action.

On motion by Lock Boyce to re-appoint Mrs. Sally Smith to the SAAA Board of Directors for a term of three years beginning July 1, 2011 –June 30, 2014.

Voting Aye: Knight, Boyce, Harris, Weiss, Hayden

Voting Nay: None

On motion by Roger T. Hayden seconded by Karl Weiss to appoint Ms. Mary Hill to the TAC as a replacement for Agritourism representative Jeannie Puckett for a term ending July 30, 2013 carried 4 to1.

Voting Aye: Boyce, Harris, Weiss, Hayden

Voting Nay: Knight

On motion by Crystal P. Harris seconded by Karl Weiss to re-appoint Glenn Roycroft to the EDA for a term of four (4) years beginning August 11, 2011 – August 11, 2015 and carried 4 to1.

Voting Aye: Knight, Harris, Weiss, Hayden

Voting Nay: Boyce

ADJOURN

On motion by Lock Boyce seconded by Ron Knight to adjourn until August 16, 2011 at 6:30 pm for a joint meeting with the Patrick County Department of Social Services Board of Directors in the 2nd floor conference room of the Patrick County Veteran's Administration building and carried unanimously

Voting Aye: Knight, Boyce, Harris, Weiss, Hayden

Voting Nay: None

Roger T. Hayden, Chairman